



Yorke Peninsula Council

NOTICE OF MEETING

Notice is hereby given that the next ordinary meeting of Council
will be held on Wednesday 9th April 2014,
in the Council Chambers,
57 Main Street, Minlaton commencing at 5.30pm

Andrew Cameron
CHIEF EXECUTIVE OFFICER

A G E N D A

- | | |
|--------|---|
| 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>
Cr John Rich and Cr John Sendy |
| 1.5 | <u>Apologies</u>
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 12th March 2014 at 5.30pm

1.8 Motions on Notice
Nil

1.9 Questions on Notice
Nil

1.10 Questions without Notice

1.11 Petitions Page 4
Petition received from Mr Dennis Smith North Coast Road Point Turton in relation to the proposed expansion of the Council Offices at Maitland with 2,809 signatures, however approximately 269 signatures were invalid or duplicates including residents, children, visitors and road users.

ITEM 2 MAYOR Pages 5 -16
Report from Mayor Agnew

ITEM 3 COUNCILLORS' REPORT
Nil

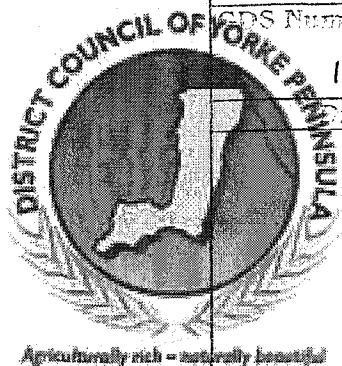
ITEM 4 **INFORMATION AGENDA** Page 17

4.1 Items for exclusion

4.2 Receipt of Information Reports

4.3	<u>Chief Executive Officer</u>	Pages
1.	CEO Activities	18 - 19
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4.4	<u>Corporate and Community Services</u>	
1.	Yorke town Caravan Park Minutes	28 - 30
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1.	Construction and Maintenance Works	31 - 32
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ITEM 5	<u>VISITORS TO THE MEETING</u>	
	Nil	
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6.1	<u>CHIEF EXECUTIVE OFFICER</u>	
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	Nil	
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7.	Land for the Port Moorowie Community Club	75 - 76
8.	Development Plan Amendment – Bluff Beach	77 - 79
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>	
1.	Sale of Land for Non-Payment of Rates	80 - 81
ITEM 9	<u>NEXT MEETING</u>	
	Wednesday 14 th May 2014	
ITEM 10	<u>CLOSURE</u>	



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GDS Number 18.67.2.2
Distribution

District Council of Yorke Peninsula

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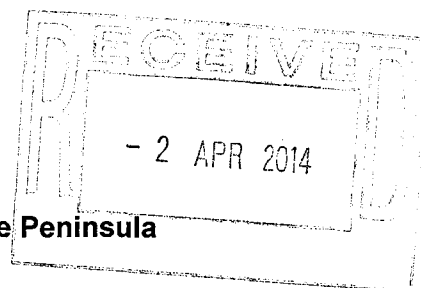
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SF188 - Petition



To the Mayor and Councillors of the District Council of Yorke Peninsula

Petition Contact Person:

DENNIS SMITH

Telephone Number:

88553486

Address:

18 GALWAY CRESCENT
POINT SOUTTAR

Date:

02-04-14

The petition of: (identify the individuals or group eg: residents of Yorke Peninsula)

THE UNDERSIGNED RESIDENTS OF, LANDHOLDERS OF, AND
ROAD USERS OF, YORKE PENINSULA COUNCIL
draws attention of Council: (identify the circumstances of the case)
TO THE PROPOSED EXPANSION OF THE COUNCIL OFFICES
AT MAITLAND.

The petitioners therefore request that Council: (outline the action that the Council should or should not take)

DO NOT PROCEED ANY FURTHER WITH THEIR PROPOSAL
TO EXPAND THE YORKE PENINSULA COUNCIL OFFICES AT
MAITLAND. WE REQUEST THAT MONEY TO BE SPENT ON
OUR ROADS INSTEAD OF OFFICE ACCOMODATION

Name	Address	Signature
DENNIS SMITH	18 GALWAY CR. POINT SOUTTAR	Dennis R Smith
DIANE SMITH	18 GALWAY CR. POINT SOUTTAR	Diane K. Smith
KINGSLEY GRANDEY	24 GALWAY CRES POINTSOUTTAR	Kingsley Grandey
JUNE GRANDEY	24 GALWAY CRES. POINT SOUTTAR	June Grandey
BRIAN DAVEY	36 GALWAY CRES POINT SOUTTAR	Brian Davey

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 March 2014.

RECOMMENDATION

That the report from Mayor Agnew be received.

COMMENT

4 th – 5 th March	LGA Canberra Delegation – (LGA report attached for information).
6 th March	Elected Members District Tour.
11 th March	CLGR Executive Meeting held at Clare and Gilbert Valleys Council.
18 th March	Meeting with Peter Sgardelis and Terry Kallis in relation CERES project.
19 th March	CLGR Executive Meeting at LGA House. SAROC Meeting at LGA House (SAROC outcomes summary attached for information).
20 th March	State Executive Meeting LGA House
21 st March	We held a Citizenship Ceremony for 5 people from different corners of the globe, it was a very enjoyable day and the participants were very appreciative of the way the ceremony was conducted.
26 th March	ICAC Training for Elected Members. Elected Members Workshop.
27 th – 28 th March	Meeting with CLGR Executive Officer Anita Crisp and incoming interim Executive Officer Paul McInerney at Crystal Brook. Followed by Dinner at the John Pirie Motor Inn with guest speakers Dr Julian Cribb and Dr Peter Hayman. Northern and Yorke Regional Sustainability Forum at Port Pirie at the conclusion of the day I presented the outgoing Executive Officer Anita Crisp with an Allyson Parsons print in recognition of her outstanding 8 years of service to the Central Region.
30 th March	Attended the official opening of Karin's Cabins at Cameron Street, Port Vincent.

LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN

Not applicable.

FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS

Not applicable.

KEY OUTCOMES SUMMARY

Video Conferencing

Discussion was raised by Mr Peter Campbell that the SAROC Committee agrees and confirms that SA Regional Councils be given the option to join the LGA Video Conferencing Pilot project at their own expense.

Mining Summit

Mr Pat Gerace recommended that the SAROC Committee supports the LGA Secretariat explore conducting a Mining Summit in late May to assist Councils affected by mining activity.

RECOMMENDATIONS TO THE LGA BOARD

Native Vegetation Council SA190314/7.3

That the LGA Board:

1. receives the updated report;
2. notes the revised DEWNR engagement and consultation plan;
3. requests that SAROC receive a final presentation and summary from DEWNR and the Chair of the Native Vegetation Council at the conclusion of the stakeholder consultation phase, prior to the finalisation of any SEB changes; and
4. endorses the attached letter as amended and sent out from LGA President.

Letter to Native Vegetation Council

That the LGA Board recommends amendments be made to the Letter to the Native Vegetation Council as discussed to be endorsed by the LGA Board.

LATE ITEM

Reports by Officers

Canberra Delegation

To:	LGA Board
From:	Chief Executive Officer (Contact – Pat Gerace)
Key Result Area:	2. Achieving greater influence for Local Government in matters affecting local communities.
Strategy:	2.A. Develop a partnering culture and build strong relationships with State and Federal governments, Members of both Parliaments, media, industry groups, and other relevant individuals and organisations which deliver better outcomes for communities.
Annual Priority:	2.1. Continue the LGA's program for the President briefing the Premier, Cabinet and Members of State and Federal Parliaments on key issues.

Recommendation

That the LGA Board:

- 1. notes the report;**
- 2. adopts (or amends) the recommendations;**
- 3. endorses the LGA Secretariat providing a copy to delegates and Councils; and**
- 4. requests the LGA Secretariat to provide updates on progress at future meetings.**

Discussion

The LGA Acting President took a delegation of 20 persons to Canberra on 3 and 4 March. The delegation comprised Mayors and CEOs representing the following Councils:

- Barossa
- Loxton Waikerie
- Gawler
- Unley
- Adelaide
- Tatiara
- Karoonda East Murray
- Port Pirie Regional
- Yorke Peninsula
- Copper Coast
- Onkaparinga
- Murray Bridget
- Lower Eyre Peninsula

The following issues were discussed during the delegation:

- Constitutional Recognition
- FAGs – Identified Local Roads Grants – the SA gap funding
- Infrastructure
- Climate change
- National disaster arrangements
- Carbon Tax
- Regional development, including regional development Australia boards
- The Federal Government's Work for the Dole and Green Army proposals
- The Federal Government's Taxation Review, Federation and National Commission of Audit

Meetings were held with:

- Shadow Minister Anthony Albanese MP
- Minister Christopher Pyne
- Senior Advisors to the Prime Minister, Hon Jamie Briggs, Hon Greg Hunt, Hon Warren Truss;
- Shadow Minister Mark Butler
- Luncheon meeting with a range of SA Federal MPs and Senators;
- Briefing from ALGA CEO, Adrian Beresford-Wylie
- Presentation from Grahame Morris, Federal Director of Barton Deakin Government Relations and Former Chief of Staff to Former Prime Minister John Howard

The delegation was extremely successful and gave an insight into the understanding by Federal MPs/Senators, Ministers, Shadow Ministers and Senior Advisors of the issues of importance to SA. Importantly a number of matters were identified for further work.

A report prepared by the Secretariat is attached.



CANBERRA DELEGATION

3 & 4 MARCH 2014

Introduction

On 3 and 4 March 2014 the Acting LGA President lead a delegation of Mayors, CEOs and LGA staff to Canberra to discuss issues of importance to SA Local Government in the early stages of the new Coalition Government and Labor Opposition.

The delegation was equipped with briefing papers that covered the issues the LGA raised in the Federal election covering:

- Constitutional power to support direct payments to Local Government;
- More sustainable funding to meet local community priorities – Financial Assistance Grants;
- Better and safer infrastructure – roads, airports and bridges;
- Commonwealth support for community infrastructure – wastewater;
- Community Services – HACC;
- Help for communities to adapt to climate change;
- Better funding for national disaster mitigation;
- Regional and metropolitan economic development – including RDAs.

Background briefing papers on Coalition initiatives such as:

- Review of the Federation;
- Commission of Audit;
- Review of Taxation;
- Productivity;
- Strategic Infrastructure;
- Deregulation; and
- Indigenous Affairs.

A copy of the program of meeting is included as Appendix 1. Included as Appendix 2 is a list of the delegates and Appendix 3 includes the background information on the Coalition initiatives.

For a full copy of the briefing papers see Part 2 – Canberra Delegation (Briefing papers).

This report documents the key issues emerging from the delegation and includes recommendations on actions that could be taken to enhance SA engagement with the Federal Government and where appropriate the Opposition and minor parties.

The LGA Board will consider this report and recommendations at its March 2014 meeting.

2. KEY OPPORTUNITIES FROM THE DELEGATION

The following issues were of major discussion during the delegation.

2.1. Constitutional Power To Support Direct Payments To Local Government

The constitutional recognition issue for Local Government was not tested at the Federal election in 2013 as originally promised by the Gillard Government.

On election of the Coalition Government the ALGA negotiated for the return of the \$10m investment that Local Government across Australia had made to assist in the public education of the constitutional recognition issues.

The Coalition Government advised the ALGA that it would not in the short term be pursuing constitutional recognition of Local Government but was committed to funding the sector to deliver important infrastructure and other projects. The government would monitor the likely next High Court challenge by Williams.

The ALGA considers that the work of the new Coalition Government in relation to the National Audit Commission (reviewing efficiencies for the Federal Government and also reviewing appropriate roles and responsibilities of the spheres of government) and the Review of the Federation may give rise to a discussion or engagement on constitutional recognition.

The Coalition Government has given a commitment to prepare a white paper on the Review of the Federation within 2 years of coming into Government. With regard to the National Audit Commission report it is not proposed to be a public document but will inform the preparation of the 2014/15 budget.

The Coalition Government has committed to prepare a white paper within 2 years on its Review of Taxation.

Importantly the Coalition Government has indicated that it will take the outcomes of its Review of the Federation and Review of Taxation to the next Federal election.

The SA delegation was not able to gain a lot of insight into the Federation Review and Taxation Review however the briefing from the ALGA CEO was most valuable.

RECOMMENDATIONS:

1. The LGA continue to work with the ALGA on its engagement with the Federal Government on its Federation and Taxation reviews.
2. The LGA keep Councils in SA informed of the Federal Government's activities in this area and where appropriate prepare submissions and engage with the Government on these reviews, expressing the SA position on issues.
3. The LGA keep abreast of the issues and outcomes of the next proposed High Court challenge of the Constitution by Williams and inform Councils as appropriate.

2.2. More Sustainable Funding to Meet Local Community Priorities – Financial Assistance Grants

The main focus for the delegation was on the issue of SA's gap funding for Identified Local Road Grants as a component of FAGS – worth around \$18m per year to SA with our agreement due for renewal in 30 June 2014. Emphasis was given to the importance of this funding for the social and economic development of our areas, particularly the regions.

The LGA raised this in the Federal election document and we await the outcome of the Federal Budget to ascertain whether we have been successful in the continuation of this funding.

In the mean time it would be invaluable to keep the lobbying up.

RECOMMENDATIONS:

1. The LGA equip all Councils in the state with a pro-forma letter to Ministers Briggs, Truss and Cormann and media release to include their own local circumstances relative to the Identified Local Road Grants.
2. All SA Councils write to their local MPs and all SA Senators as a matter of urgency – and prior to the Federal budget – emphasising the importance to Councils and local communities to have access to the Identified Local Roads Grants.
3. The LGA President write to Minister Jamie Briggs and Minister Truss reinforcing the importance to SA of its Identified Local Road Grants.
4. The LGA continue to seek a longer term fix to this SA allocation but seek an agreement for a further 4 years in the mean time.
5. The LGA monitor the Federal Government's Review of Taxation to ascertain the fit for the Identified Local Road Grants.
6. The LGA continue to work with the Opposition and Minor Parties in relation to seeking their support to secure the Identified Local Road Grants.

2.3. Better and Safer Infrastructure – Roads, Airports and Bridges

The delegation focussed on the importance of roads and bridges being mindful of Federal Government program announcements for the continuation of the R2R program and the Bridges program.

It is clear that the Federal Government is still determining funding arrangements for its bridges program.

There was a strong sense gained that shovel ready projects were most welcome for the bridges and other roads infrastructure programs.

The ALGA position for seeking a permanent R2R program was promoted by the delegation.

Parts of the delegation also raised the need for a complete business case for a *Northlink Rail Road* freight Bypass of Adelaide, particularly in light of the advanced status of Inland Rail Network linking Melbourne to Brisbane and the possible consequences on Adelaide.

It was clear that the Federal Government and Opposition MPs and Senior Advisors are cognisant of the benefits gained through working with Local Government on these infrastructure programs.

RECOMMENDATIONS:

1. The LGA promote the engagement of Councils and the promotion of the funding for roads via the R2R program.
2. The LGA promote SA Councils readying themselves for the Bridges Program so when funding is available – shovel ready projects are identified.
3. The LGA consider the benefits of assisting the Federal Government to gain outcomes for their programs through co-ordinated efforts among SA Councils, through LGA support for a state project.
4. The LGA work with Councils and relevant RDAs impacted by a Road and Rail bypass of Adelaide in advocating to Minister Truss for the completion of complete business case.

2.4. Help for Communities to Adapt to Climate Change

The Direct Action Plan of the Federal Government is still in its developmental stages however it has as its centre piece a \$3b Emissions Reduction Fund. The other element of the Federal Government's program is the Green Army.

The Emissions Fund will seek submissions for projects that will lower emissions or offset them. Examples of projects are cleaning up power stations, capturing landfill gas, reforesting marginal lands and improving soil carbon. The projects must be additional measures and not just "business as usual" reductions.

More is to be learnt about this fund.

The second initiative discussed was the "Green Army". This program will target young adults 17 – 24) who will receive a training allowance to undertake projects such as revegetation, clean up of river banks, weed control and regenerating local parks.

The Government is particularly keen to target projects in local communities and to have Local Government involvement. Discussions took place about the issues around these types of programs such as supervision, training, workers compensation etc.

RECOMMENDATIONS:

1. The LGA ensure that it monitors developments in the project areas for the Emissions Reduction Fund and the Green Army.
2. The LGA explore the potential for state-wide funding projects, co-ordinated via the LGA.

3. The LGA explore the degree to which green lighting could form the basis of a project that would fit within the emissions fund.

2.5. Economic Development – Regional Development

Discussions took place around the current Regional Development Australia Board structures and the future arrangements given that the boards only have appointments until 30 June 2014 and the Government had flagged its intention to review these structures.

It is clear that the value of these structures is acknowledged.

The delegation was keen to point out that the SA situation with in effect funding from the Local Government bodies was unique and this was clearly known by the Government.

There was a sense that the new structures may differ from state to state in order to accommodate the relative historical development and capacity of these structures in each state.

There was also discussion about the contributions from State Government and how in SA the contributions had changed and this had a detrimental impact on the resourcing and capability of some boards.

It was also acknowledged that even in SA some boards are more effective than others.

The delegation was keen to point out that they only have an advisory or policy role was not considered in all instances to be useful and that having some program delivery or direct influence in guiding local or regional economic development was important.

There was acknowledgement of the “shovel ready” project approach to the provision of a Community Infrastructure Fund to be rolled out in 2015 with applications likely to be sought by late 2014.

The delegation emphasised that the previous Federal Government’s programs that were not pursued required shovel ready community projects and many Councils were well placed to participate. This was acknowledged.

Discussion also took place regarding the Regional LGA structures that are currently in place that could be augmented if the Government chose to link more closely with local government.

The reliance of migrant labour to meet demand in the Agri- Business sector within South Australia was also raised and in particular the need to review 457 Visas.

The need for a focus on vocational training and better access through TAFE, particularly in light of the high university dropout rates in regional areas was put to the Government. The response was that this was a matter for State Government.

RECOMMENDATIONS;

1. The LGA continue to work with Minister Truss’ office and liaise on the model that SA is keen to explore underpinned by the work of Professor Michael O’Neil.
2. The LGA encourage Councils to start putting together their shovel ready projects.
3. Regional LGAs consider structural options.

4. MLGG start considering its commitment to regional development and how it would participate in a future program.
5. Explore with Councils the impact of 457 visas on regional employment/ economic development and action the LGA can take to address issues raised by Councils.

3. ISSUES REQUIRING FURTHER WORK/MONITORING

The following issues whilst included in the LGA's Federal Election platform document did not feature as key issues for discussion.

The reasons for this were partly due to the availability in the program to meet with Ministers/Shadow Ministers/Senior Advisors and in some instances the relative priority of the issue within emerging known Coalition Government program areas.

3.1. Commonwealth Support for Community Infrastructure – Wastewater

The delegation did not address this issue in any great depth. It is clear that the Federal Government is still identifying projects and programs which may in the long term find a place for wastewater projects.

The degree to which this issue fits within the "environment" portfolio was not able to be ascertained at the meetings.

RECOMMENDATIONS:

1. The LGA monitors the release of program guidelines to ascertain the degree to which wastewater projects will qualify for assistance.
2. The LGA continue to promote, where appropriate, the importance of these wastewater projects to community health and the importance of recycling of wastewater.

3.2. Community Services – HACC

The delegation did not meet with the appropriate government or opposition ministers/shadow ministers to pursue this matter.

The key issue of importance here is the previous government's review of the HACC program and the degree to which the review outcomes would/would not be reflected in future programs.

RECOMMENDATION:

The LGA write to the relevant Minister/Shadow Minister in relation to this matter and monitor future program reviews/developments.

3.4. Natural Disaster Mitigation

While time did not permit any lengthy discussions in relation to disaster mitigation and in particular the matters included in the LGA's Federal election document *An Opportunity*, the discussion with both Minister Briggs and Mark Butler did include Brown Hill Keswick Creek and the need for a federal contribution to any particular scheme.

RECOMMENDATION:

1. The LGA continues to raise with the Coalition the structure of disaster mitigation funding to improve the resilience of Local Government Infrastructure.

4. NEXT STEPS

It was valuable to have a delegation in the early stages of the settling down of a new government and opposition.

It was mentioned by Shadow Minister Albanese that SA LGA was the only state to have a delegation to Canberra with a small group of Councils in Queensland undertaking a visit as a group.

RECOMMENDATIONS:

1. Letters be sent from the Acting President to all Minister/Shadow Ministers thanking them for making themselves (or their senior advisors) available and summarising the issues and actions agreed to.
2. The report and recommendations be considered by the LGA Board.
3. The LGA plan a delegation to Canberra either shortly after the new Senate is in place or in 2015 i.e. following the Local Government elections.
4. The LGA President and CEO continue to keep dialogue with Ministers/Shadow Ministers and Senior Advisors on key issues emerging during the delegation.

INFORMATION

AGENDA

CHIEF EXECUTIVE OFFICER

IA/ITEM 4.3

1. CEO ACTIVITY REPORT

(File Ref:9.24.1.1)

INTRODUCTION

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

RECOMMENDATION

That the report be received.

COMMENT

3 rd March	On site meeting Black Point Boat Ramp site meeting and inspection at Marion Bay.
4 th March	Asset Management Improvement Workshop.
6 th March – 7 th March	Elected Members District Infrastructure Tour and inspection.
11 th March	Executive Services Monthly meeting. Audit Committee Meeting held in the Council Chambers.
12 th March	Meeting with representatives from Whittens Civil and Concrete. 14/15 Draft budget meeting with Corporate Management Team. Monthly Council meeting.
13 th March	Meeting with Kelly-Anne Saffin regarding Internode Service Delivery. Local Government Association (LGA) Hazard ID Workshop Minlaton.
14 th March	Meeting with Steve Walker in relation to Asset Management.
18 th March	Black Point Boat Ramp site meeting. Meeting with Helen Moyle from Balgowan Progress Association. Along with the Mayor we met with Peter Sgardelis and Terry Kallis from the CERES Windfarm Project. Ardrossan Trust and Hospital Board meeting.
20 th March	Meeting with Alliance CEO's in relation to Tourism funding. Corporate Management Team meeting.
21 st March	Work Health and Safety and Injury Management Plan Review meeting. Meeting with Stephen Lodge YP Landowners Group.

26 th March	Welcomed everyone to the YP Caravan Parks Information Day organised by Bronwyn Scholes. Elected Members Workshop.
27 th March	Meeting with DPTI Marine and Harbours in relation to Black Point progress and official opening of the ramp. Meeting with Merridee Martin DEWNR in Adelaide. Meeting with Rob Ackland CEO LGA Procurement.
28 th March	LGMA CEO Network meeting and my presentation to the Network CEO's and a panel comprised of Bruce Lander ICAC Commissioner, Chief Executive Officer of ICAC Patricia Christie, Richard Bingham SA Ombudsman, lawyers Satish Dasan and Kate Costello about a fraud and corruption case from Queensland where nearly \$17 million had been embezzled. A very interesting exercise in relation to ICAC.
31 st March	Meeting with Black Point Progress Association at Black Point.

LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN

Not applicable.

FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS

Not applicable.

CHIEF EXECUTIVE OFFICER

IA/ITEM 4.3

2. NATIONAL YOUTH WEEK YOUTH EVENTS (File Ref:9.24.1.1)

INTRODUCTION

RECOMMENDATION

That the report be received.

COMMENT

Elected Members should be aware that Council is the major sponsor for two Youth Events within our Council area year.

The first event is to be held in the Maitland Town Hall on Sunday 13th April 2014 from 11.00am – 4.00pm.

The second event is to be held at the Inland Sea at Warooka on Sunday 8th June 2014.

Mary Herrmann Governance Officer has been part of the working group along with representatives from Country Health SA, Footlight Theatre Company, community members and the local school representatives.

Free buses have been organised to transport young people from across the Council region.

This is a fantastic opportunity for the Youth of the region to participate in some fun and educational activities in a safe and well supervised location at no cost to them.

Elected Members are encouraged to attend if they are available to see first hand what a positive impact the Council's contribution is making to the lives of young people in our region.

LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN

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.

FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS

Annual budget allocation included within Council's budget. A risk assessment of the event has been undertaken by Country Health SA, as part of the event application process. Providing activities for youth in our community is a critical step towards engagement and wellbeing.

YORKES Youth



An Australian, State, Territory and Local Government Initiative



Agriculturally rich~Naturally beautiful

April 13 2014

Maitland TOWNHALL

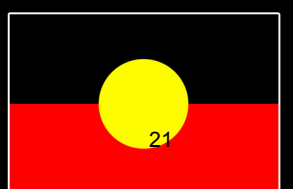
11 am - 4 pm



FREE BUS

9:30am - Yorketown - Weaners Flat
10:00am - Warooka - Rotunda
10:15am - Pt Victoria - Health Service

10:30am - Minlaton - Rest Center
10:30am - Ardrossan - School
10:30am - Pt Pearce - School



<http://www.facebook.com/YPNationalYouthweek2013>

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 9th April 2014

Action List

Responsible Officer	Agenda Item Number	Task	Due Date	Status
Director Corporate & Community Services	10 th 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
13 th July 2011				
Director Corporate and Community Services	DA/CCS/R5	Organise the necessary paperwork to lease the Ardrossan Scout Hall to the Ardrossan Progress Association	As soon as DEWNR respond	Director C&CS waiting on building report from Development Services on condition of Old Scout Hall
9 th 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	DEWNR advised - awaiting Ministerial consent
14 th December 2011				
Director Corporate and Community Services	DA/CCS/R4	Organise for new land lease for Minister for emergency services and get Mayor and CEO to sign and seal documents	As soon as Ministerial approval is granted	Awaiting documentation from Lessee
Director Corporate and Community Services	DA/CCS/R8	Organise for Ardrossan Progress Association lease for the Caravan Park and Mayor and CEO to sign and seal documents	As soon as Ministerial approval is granted	DEWNR advised - awaiting Ministerial consent
14 th 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	DEWNR advised - awaiting Ministerial consent
13 th June 2012				
Director Corporate &	DA/CCS/R3	Sunbury Oval lease to be prepared and signed and sealed by Mayor	As soon as Ministerial approval is granted	DEWNR advised - awaiting Ministerial

Community Services		and CEO		consent
10 th October 2012				
Director Corporate and Community Services	DA/CCS/R4	Organise the lease for Port Victoria Maritime Museum and National Trust in accordance with Council's decision	As soon as Ministerial approval is granted	DEWNR advised – awaiting Ministerial consent
10 th April 2013				
Director Corporate and Community Services	DA/CCS/R6	Organise for the Corny Point Progress Association leases to be signed and sealed.	As soon as Ministerial approval is granted	DEWNR advised - awaiting Ministerial consent
12 th June 2013				
Director Assets & Infrastructure Services	DA/AIS/R2	Commence process to assume ownership and ongoing maintenance responsibilities of Balgowan and Port Julia CWMS	April 2014	Owner advised to commence required upgrade prior to ownership change
11 th September 2013				
CEO	DA/CEO/R2	Organise for the Civic Buildings Working Party to prepare Concept Designs & Costings to Planning consent stage	March 2014	Design lodged with DAC
Director Corporate & Community Services	DA/CCS/R3	Organise for the preparation of the lease for Foul Bay Area Progress Association for a portion of Allotment 22 Foul Bay	As soon as Ministerial approval is granted	DEWNR advised – awaiting Ministerial consent
11 th December 2013				
Director Development Services	DA/DS/R1	Organise to finalise the process to close West Coast Road Corny Point	April 2014	Underway
Director Development Services	DA/DS/R5	Arrange for programmed works to be undertaken at Port Vincent Foreshore Walk in accordance with grant conditions	April 2013	Underway
22 nd 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	Underway
A/Director Corporate and	DA/CCS/R5	Organise for Draft Long Term Financial Plan to undergo public	January 2014	Completed

Community Services		consultation (website and YPCT)		
12 th February 2014				
CEO	DA/CEO/R2	Update the Delegations Register in relation to the Heavy Vehicle National Law legislation	March 2014	Underway
Director Development Services	DA/DS/R1	Organise to follow up the recommendations from the Access Advisory Committee meeting	March 2014	Commenced
Director Development Services	DA/DS/R3	Advise the owner of Section 285 Hd Tiparra that Council has agreed to a reduction in their bank guarantee	February 2014	Completed
12 th March 2014				
CEO	DA/CEO/R1	Update Delegations Register in relation to Expiation of Offences Act	April 2014	Commenced
CEO	DA/CEO/R2	Include PO 134 Whistleblowers Policy into Manual and on website	March 2014	Completed
Director Corporate and Community Services	DA/CCS/R3	Include PO 139 Treasury Management Policy into Manual and on website	March 2014	Completed
Director Assets and Infrastructure Services	DA/AIS/R1	CEO and Mayor to sign and seal documents for funding deed Minlaton Aerodrome	March 2014	Completed
Director Development Services	DA/DS/R1	Seek Ministerial Approval for an increase in dog registration fees	March 2014	Commenced
Director Development Services	IA/DS/R2 (excluded)	Investigate rules and regulations in relation to CWMS at Stansbury where no connection point is provided and bring report back to Council.	May 2014	Investigation work commenced
CEO	GB	Cr Rich asked that a copy of the Ombudsman's Final report be provided to RDA.	March 2014	Completed

CHIEF EXECUTIVE OFFICER

IA/ITEM 4.3

4. CURRAMULKA CULTURAL HERITAGE GROUP

(File Ref: 9.24.1.1)

INTRODUCTION

To inform Elected Members of the newly created Curramulka Cultural Heritage Group.

RECOMMENDATION

That the report be received.

COMMENT

After gauging public and community interest in forming a cultural heritage group, an Inaugural Public meeting was held in March and the Curramulka Cultural Heritage Group was formed. The meeting had 15 people attend and committee positions of President, Secretary and Treasurer were voted on and elected.

The aim of the Curramulka Cultural Heritage Group is to collect, collate, store, record and digitize a large number of local records and photos that are currently spread out through the community.

Discussions have been held with Mr Roger Brooks as to the option of sharing the former library room at the Curramulka Institute which is currently being used by the Ambulance First Response Unit. Further discussions with Mr Brooks and Keith Lovelock are planned to discuss these options.

Their next meeting is scheduled for April where they will discuss items such as insurance, available grants and other fundraising methods.

LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN

Strategic Plan

Key Theme:

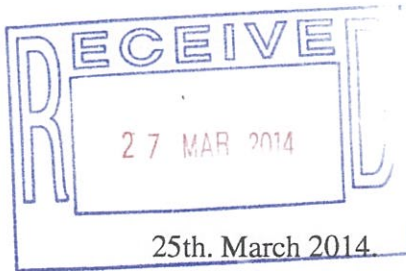
Community Engagement

1. Vitality and Connection

1.1 Development and facilitate ongoing partnerships and relationships with Progress Associations, Tidy Towns and other key community groups

FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS

Utility charges can be absorbed within current budget allocations.



Curramulka Cultural Heritage Group

25th. March 2014

Yorke Peninsula Council

Chief Executive Officer
Mr. Andrew Cameron,

Dear Sir,

This letter is to inform you that after an initial public meeting to find if there was enough community interest, a public Inaugral Meeting was held on the 18th March 2014 and the Curramulka Cultural Heritage Group formed. The meeting had 15 people attending with 5 apologies.

Elected Officials:-

President: Margaret Litster (phone 88537091)
Secretary: Sidney di Gorsky (PO Box 40 Curramulka 5580)
(sidneydigorsky@live.co.uk)
Treasurer: David McBurney (PO Box 54 Curramulka 5580)

The aims of the group is to collect, collate, store, record and digitize a large amount of local records and photos that are stored all over the district. Margaret Litster has had discussions with Roger Brooks about using the former library room at the Curramulka Institute and sharing with the Ambulance First Responce Unit as they have equipment stored there. We expect to have further discussions with Roger Brooks and Keith Lovelock (Ambulance) about the use of the former library room.

Our next meeting will be on the 15th. April at 7.30 pm at the Curramulka Institute Kitchen. Agenda will include discussions and information on insurance, grants available and other means to raise money.

Yours Sincerely,
Inaugral Meeting Secretary,
David McBurney.

Item Number
1756-2014-3
GDS Number
17.3.3.14
Distribution
copy to Jackie copy to Shong

DIRECTOR CORPORATE AND COMMUNITY SERVICES

IA/ITEM 4.4

1. YORKETOWN CARAVAN PARK MANAGEMENT COMMITTEE MINUTES 3rd MARCH 2014 (File Ref: 9.24.1.1)

INTRODUCTION

The Yorketown Caravan Park Management Committee is a Section 41 Committee of Council. A copy of their latest minutes is attached.

RECOMMENDATION

That the report be received.

COMMENT

Business discussed at the Committee meeting centred around:

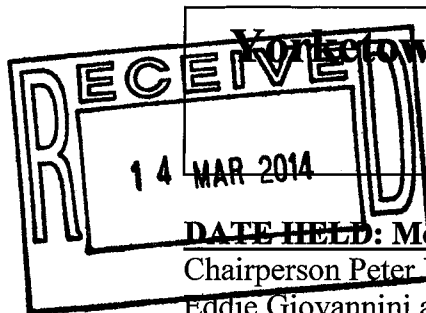
- General maintenance requirements of the Park
- Fire and Safety Inspection
- Watering System
- Amenities upgrade

LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN

Section 41 of the Local Government Act 1999.

FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS

As a Section 41 Committee of Council, all financial and risk management decisions of the Yorketown Caravan Park Management Committee impact directly upon Council.



Yorketown Caravan Park Management Committee *Meeting Minutes*

Item Number	1475-2014-3
GDS Number	16. 64.1.6
Distribution	

DATE HELD: Monday 3rd March 2014.

Chairperson Peter Bilney welcomed all present, and extended a special welcome to Eddie Giovannini as a representative for Yorketown Progress Association.

PRESENT: P. Bilney, T. Franke, P. Franke, Dean Hoare, L. May, W. Haylock E. Giovannini.

APOLOGIES: P. Franke L.A Swaans and W. Haylock.

Confirmation of Minutes: Meeting held on Monday 3rd February 2014.

Minutes of the previous meeting were moved for confirmation by T. Franke, seconded by P. Franke. Carried

BUSINESS ARISING:

1. DL size brochures for the Park have been approved by Council and may be ordered.
2. Washing Machine and BBQ gas installations. The Committee agreed that a third quote be sought.
3. Floor coverings for living areas in the cabins will be installed by York Carpets when cabins are free.
4. Council (B. Scholes) has agreed to the purchase of a hinged stainless steel BBQ cover from Chris March Engineering at the cost of \$465.00. The cover can be supplied by late March.
5. Council (B. Scholes) agreed that we order the proposed Trailer from Brentwood Engineering. The Committee agreed that the non – brakes version at \$2,590.00 would more than suffice for Park use. The cost of a cage (\$1,100.00) was considered to be beyond the current budget.

TREASURERS REPORT:

The financial report for the month of January was tabled, with some monthly expenditure noted.

CORRESPONDENCE IN:

1. Letter from SA Parks re free camping areas, with Roadside Camping Policy Paper.
2. Email - B. Scholes re January financial report.
3. Email - B. Scholes re Park brochures.
4. Letter from Southern Eagles Football & Netball Clubs re sponsorship. It was noted by the Committee, but declined.
5. Letter re changes to Energy Meter requirements.

CORRESPONDENCE OUT:

1. Letter to D. Harding re expense of Caretakers' remuneration. The Committee is alarmed at excessive figures in January financial report.
2. Email to S. & T. Schilds , advice re cabin floor coverings.
3. Email – February minutes to Council.

It was moved that the correspondence be accepted, by L. May, seconded by D. Hoare.

MANAGERS REPORT

No report received. L. May to seek information from Council re occupancy figures for January and February.

GENERAL BUSINESS:

1. Site fees for the next financial year were discussed. L. May tabled fees from the surrounding Caravan Parks as a guide. Further to discussion at the February meeting, the following fees were passed.

En suite Cabin	\$90.00 per night
Extra Linen	\$8.00 per night
Powered Sites – per couple	\$28.00 per night
Unpowered Sites – per couple	\$22.00 per night
Extra Adult	\$10.00 per Adult
Extra Child	\$6.00 per child

It was moved that the fees for 2014 – 2015 financial year be as tabled, by W. Haylock, seconded by T. Franke. Carried.

2. L. May gave a brief report on the meeting with B. Scholes at the Caravan Park on Tuesday 25th February. P. Bilney, L. May, T. and P. Franke were able to be present. Of particular note was the Fire and Safety inspection carried out by the Council Committee on that day. Various requirements to be met include the addition of extra extinguishers, fire hoses to be in place, and permanent and semi-permanent vans to be closed in around the base. Tenants have been advised of this previously, but it has not been observed. A watering system was discussed for addition to Capital Expenditure in the next budget, also the possibility of new Amenities, as well as the Fire Hoses and Extinguishers. The general budget was also revised for the next financial year. Quotes to be sought for an additional power outlet on a site, and quotes to install the washing machine and gas supply to the BBQ to be decided.

3. E. Giovannini requested copies of the Management Committee's Strategic Plan, the Annual Report, and a Financial Statement. L. May to provide these.

There was no further business. The meeting closed at 9.20pm.

*The next meeting would be on **Monday 7th April 2014 at 8.00 pm.***

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 April 2014 meeting of Council.

RECOMMENDATION

That the report be received.

COMMENT

- The following upgrades/works have been applied to the Community Wastewater Management Systems (CWMS), water supply and stormwater harvesting schemes.

CWMS

- Repairs to gravity drain – **Maitland**
- Upgrades to property connections – **Maitland**
- Upgrades to pump stations – **Hardwicke Bay**
- Installation of new irrigation pump and tank – **Point Turton**
- Installation of new aerators – **Point Turton**

Water

- Repairs to distribution line – **Marion Bay Desalination Plant**

Stormwater

- Repairs to pumps – **Minlaton**
- Pump shed fit out (completed) – **Ardrossan**
- Distribution line commissioned – **Ardrossan**
- Swale drains upgraded (sealed) – **Ardrossan**
- All CWMS and water supplies are continually monitored and tested in accordance with Department of Health (DoH) and Environment Protection Authority (EPA) licence conditions.
- Road construction and maintenance works have been applied to the following roads in accordance with the 2013/14 budget allocations:
 - Daly Head Road – formation and resheeting
 - Feneley Road – patching work
 - Clinton Road – awaiting bitumen sealing
 - Tiddy Widdy Road – resheeting ongoing
 - Falie Drive (Price) – upgrading/resheeting
 - Waylands Road – resheeting commenced
- Patrol grading is ongoing throughout the district in line with the existing schedule and technique.

- Approximately sixty five (65) Customer Service Requests (CSR's) were addressed throughout March with activities including:
 - Maintenance to public buildings
 - Driveway installations
 - Stormwater infrastructure installation/maintenance
 - Streetscaping
 - Vandalism response
 - Footpath maintenance
 - Roadside vegetation activities
- Servicing of parks, gardens and reserves is ongoing throughout the district aligned with current resources. I commend those involved in this area of Council operations as all should be proud of their efforts given impairments.
- Council have assisted in site preparation for the Minlaton Skate Park project.
- Trail construction has been completed (excluding trail markers and other infrastructure; ie signage, seating, shelters) throughout Port Clinton and a further 90% of the trail surface established between Port Clinton and Rogues Point.
- Jetpatching activities have been applied in Ardrossan and Maitland and upon rural sealed roads.
- Installation of access ramps has been undertaken at the intersection of Charles Street and Warooka Road in Yorketown.
- Roadside vegetation activities are continuing within the Hundred of Carribee (Lower White Hut Road).
- Footpath maintenance has been completed within areas of Maitland, Yorketown, Minlaton, Price, Port Clinton, Point Turton and Edithburgh.

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. MINING ACTIVITY IN NORTHERN YORKE PENINSULA

(File Ref: 9.24.1.1)

INTRODUCTION

To keep Elected Members informed about mining activities throughout the District.

RECOMMENDATION

That the report be received.

COMMENT

On the 4 March 2014 Council received information that Marmota Energy will be conducting an aircore drilling program at selected site near Melton, Kulpara and Paskeville in March 2014. (See attached map)

It is not clear from the notification what type of mineral exploration is taking place and Council is not required to respond to the notification. As such, the report is provided to keep Elected Members informed of mining activities throughout the District.

LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN

Strategic Plan

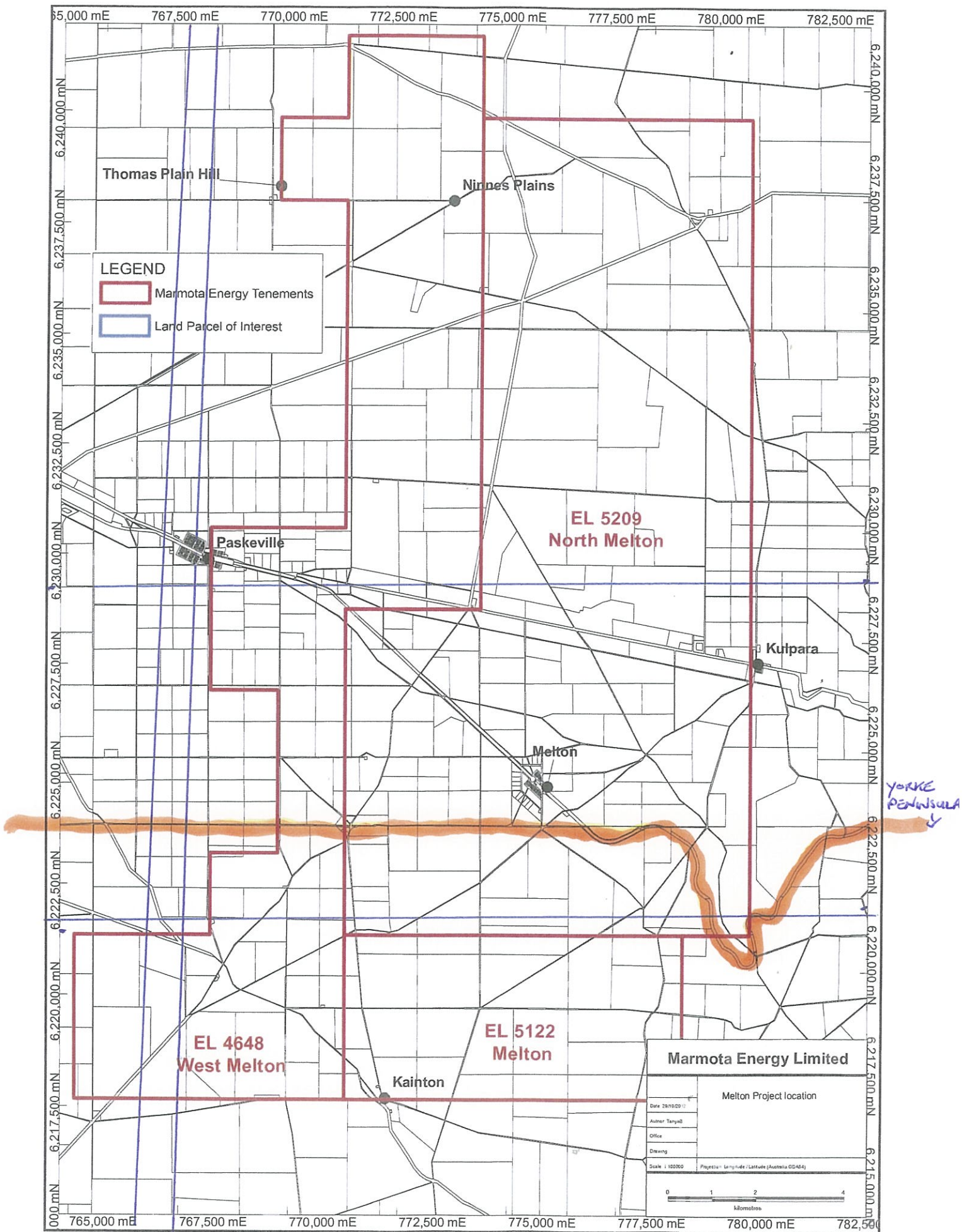
Key Theme: Sustainable Communities

4. Economical Growth through sustainable Industrial Development

Strategic Goal: 4.3 Realise the benefits for our Community created through major industry and business growth.

FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS

Not Applicable.



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. On Wednesday 12 March the EHO undertook inspections of the food vans and catering areas at the Maitland Show.

During December to February inspections of public swimming pools were undertaken to ensure all met the disinfection and quality standards for the summer season. Pools are associated with motels, schools and caravan parks.

On 19 February a Regional Public Health Plan workshop was held with relevant staff and stakeholders at the Maitland Council office. Melissa Bailey, Associate Planner with the consultative and project management organisation URS, facilitated the workshop, which provided important information about the activities Council undertakes that relate to public health. This information was used to produce an audit for Council, showing the various health related programs and activities across departments. It is hoped that a draft Public Health Plan will be ready in mid-April for consultation and a final draft ready by the middle of the year.

The EHO has been co-ordinating the assessment of Council assets in relation to the presence of asbestos for the updating of the asbestos register. Safe Services Pty Ltd is engaged to do an annual assessment and update of the asbestos status in Council buildings. From the current and previous contractor reports it is envisaged that an asbestos management plan will be formulated.

On Thursday 6 March the EHO attended the Yorke and Mid North Zone Emergency Management Systems workshop on extreme storm risk. The exercise was to review the adequacy and relevance of treatment options and the involvement of local government in mitigating risk. Following the workshop the Yorke Mid North Zone Emergency Management Committee (ZEMC) met. The meeting included a debrief from the various agencies in relation to the recent Bangor fire. This fire was very destructive and took some time to contain; however, it enabled the services to test how effectively strategies and emergency planning contributed to desired outcomes. Some of the feedback is given below:

- Community worked together effectively to assist in the control of fire where possible and support community members.

- The various agencies such as CFS, MFS, SAPOL, SES and Country Health worked effectively and co-operatively together.
- Much courage was shown by grader drivers trying to establish fire breaks on very steep terrain.
- CFS message does not change for many hours; community members want more immediate instruction that takes into account the changing conditions in their locality.
- DEWNR able to assess area post fire to examine the effectiveness of controlled burning.
- Laura hospital was evacuated twice on instruction from MFS. MFS wanted the hospital evacuated so that oxygen supplies and other gases could be switched off, thus preventing the possibility of an explosion should the fire encroach more closely. This exercise re-inforced the need to leave early or evacuate. Issues with evacuation were that the hospital had no-one on site and therefore creating some security concerns.
- The determination of a suitable organisation/agency for the collection of donated money needs to be made very early on. This body has to have the capacity to be able to assess and allocate money in an equitable and transparent manner.

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 parking complaints, illegal campers, wandering and nuisance dogs, noisy dogs and nuisance cats. Two dogs were impounded during the past month. One Expiation notice has been issued to a person as a result of further complaints in relation to their dogs wandering at large.

The Fire Prevention Officer (FPO) is continuing to monitor fire hazards throughout the fire danger season and take appropriate action where needed. The prescribed burning off season commenced on Monday 17 February 2014. The burn offs are being monitored by the FPO to ensure compliance with the permit conditions. One farmer has been expiated \$315 for not having persons in attendance from the time the fire was lit until it is completely extinguished. The farmer left rows of canola stubble burning overnight and completed the burn off the following day.

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 a person that did not pay to use the facility prior to launching their boat.

Council's Rangers are continuing to door knock the district to ascertain if dogs that are being kept on a property are registered.

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

An adult male from Lower Yorke Peninsula was issued with a \$315 expiation notice after dumping a trailer load of rubbish on a road north of Yorketown. The rubbish, which included personal papers to help identify the offender, was cleaned up by Council's Yorketown Depot staff prior to the offender being located.

A building company from Adelaide was issued with an expiation notice for placing building materials on a road at Rogues Point. The materials were a hazard to traffic using the road. They were given the opportunity to remove the articles from the road, however chose to leave them there which incurred a \$315 expiation notice for placing goods on a road.

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 3 March 2014 to 28 March 2014.

RECOMMENDATION

That the report be received.

COMMENT

The following is a list of all Development Applications processed for the period 3 March 2014 to 28 March 2014.

Yorketown

544/1151/2013	544/1179/2013	544/1185/2013
544/1198/2013	544/1233/2013	544/1252/2013
544/1274/2013	544/1012/2014	544/1026/2014
544/1040/2014	544/1055/2014	

Maitland

544/544/2138/2012	544/2162/2012	544/2251/2012
544/2186/2013	544/2195/2013	544/2223/2013
544/2229/2013	544/2255/2013	544/2279/2013
544/2291/2013	544/2012/2014	544/2028/2014
544/2013/2014	544/2035/2014	544/2036/2014
544/2044/2014	544/2045/2014	544/2051/2014

Land Divisions

544/D018/2012	544/D021/2013	544/D025/2013
544/D031/2013		

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 3 March 2014 TO 28 March 2014**

YORKETOWN

Dev. App. No.	Name & Address	Location	Proposal	Class	Area m ²	Cost \$	Conditions Planning Building	Assessment / Valuation No	Decision Date	Builder Licence No
544/1151/2013	M Fiorili 73 Second Avenue ST PETERES	(Lot 52) 2 O'Halloran Parade EDITHBURGH	Replace Existing Garage	10a	27.45	4,000	Planning 5 Building 3	210112 5405019757	5 March 2014	Owner Builder
544/1179/2013	REM Development 79-81 Brighton Rd GLENELG	(Lot 101) 23 The Esplanade MARION BAY	Garage	10a	54	14,200	Planning 4 Building 2	431288 5400965402	5 March 2014	Finesse Built
544/1185/2013	K Matson PO Box 3097 PORT ADELAIDE	(Lot 2) 2-4 Bramley Road EDITHBURGH	Garage	10a	118.2	9,900	Planning 5 Building 3	429340 5405139302	5 March 2014	Owner Builder
544/1198/2013	B & DM Pryzibilla 25 Devenshire Cres REYNELLA	(Lot 142) 8 Hardwicke Close POINT TURTON	Garage	10a	50.4	6,820	Planning 4 Building 3	110601 5400783967	5 March 2014	TBA
544/1233/2013	T Fooks PO Box 86 WAROOKA	(Lot 856) 10 Third Street WAROOKA	Carport & Verandah	10a 10a	44.5 64.8	9,000	WITHDRAWN	100537 5400268308	17 March 2014	Owner Builder
544/1252/2013	G Vitkovsky PO Box 65 WAROOKA	(Lot 79) 1 Reef Crescent POINT TURTON	Lean-To	10a	36	3,500	Planning NA Building 2	426544 5401059508	5 March 2014	Grant Evans BLD171709
544/1274/2013	R Bray 35 Gulfview Road STANSBURY	(Lot 1) 35 Gulfview Road STANSBURY	Two Storey Addition	1a	253.3	90,000	Planning 3 Building 4	208249 5404779404	5 March 2014	Owner Builder
544/1012/2014	D & L Duthie 5 Milligan Drive PARA VISTA	(Lot 154) 67 Esplanade HARDWICKE BAY	Garage Addition	10a	15	2,500	Planning 4 Building 2	325084 5409037733	5 March 2014	Owner Builder
544/1026/2014	M Trainer PO Box 299 EDITHBURGH	(Lot 45) 7 Dart Close EDITHBURGH	Garage	10a	36	4,900	Planning 5 Building 2	425611 5405119301	5 March 2014	Tony Glover BLD51278
544/1040/2014	M McKenna PO Box 273 STANSBURY	(Sec 378) 89 Beacon Road STANSBURY	Verandah	10a	40.32	6,000	Planning 3 Building 3	208082 5404767307	26 March 2014	R Bray BLD43303
544/1055/2014	JS & VA Hoptroff 43 Eighth Street MINLATON	(Lot 3) 43 Eighth Street MINLATON	Verandah	10a	27	8,400	Planning Nil Building 1	300467 5427539650	21 March 2014	Gotta Getta Group BLD165528
TOTAL						\$150,220				

MAITLAND

Dev. App. No.	Name & Addresses	Location	Proposal	Class	Area m ²	Cost \$	Conditions Planning Building	Assessment / Valuation No	Decision Date	Builder Licence No
544/2138/2012	P Shepherd PO Box 427 DAW PARK	(Lot 41) 9 Tiddy Widdy Beach Road Tiddy Widdy Beach	Demolish Site; New Dwelling, Decks & Garage	1a 10a	196.51	222,701	Planning 12 Building nil Private Certifier	8771 4600441002	11 March 2014	Country Living Homes BLD19214
544/2162/2012	PS Von Einem 29 Helmsdale Ave GLENGOWRIE	(Lot 25) 25 Tiddy Widdy Beach Road TIDDY WIDDY BEACH	Demolish Verandah & Deck; Dwelling Extension	10a 1a	59	90,000	WITHDRAWN	8615 4600626603	11 March 2014	TBA
544/2251/2012	A Halliday 69 Salisbury Cres COLONEL LIGHT GARDENS	Lot 5 HD Wauraltee	Dwelling & Garage	1a 10a	177 192	205,000	Planning 9 Building 4	431379 5604717051	20 March 2014	Country Living Homes BLD19214
544/2186/2013	Robson Holdings Pty Ltd PO Box 46 PORT VINCENT	(Lot 1) 35 Talbot Road PORT VINCENT	Dwelling & Porch	1a 10a	154.62	108,061	Planning 5 Building 1 Private Certifier	309633 5408359706	14 March 2014	Longridge Group BLD175837
544/2195/2013	I & A Hicks PO Box 28 ARDROSSAN	(Lot 1) 24-26 Bridge Road ARDROSSAN	Verandah	10a	83.52	10,900	Planning 3 Building 2	3012 4600273422	11 March 2014	Owner Builder
544/2223/2013	KA & KS Darcy 5 Witta Wirra Way EDEN HILLS	(Lot 452) 117 Edwardes Tce PORT VICTORIA	Pergola & Deck	10a	20	25,700	Planning 3 Building 3	18044 4603274359	13 March 2014	Lade Carpentry Services BLD232199
544/2229/2013	BM Quinlan 1 Launer Avenue ROSTREVOR	(Lot 537) 6 Fifth Street BALGOWAN	New Fence & Retaining Wall	10b		28,000	Planning 2 Building 1	35600 4605034009	25 March 2014	Country Living Homes BLD19214
544/2255/2013	DF & JR Gill PO Box 137 MAITLAND	(Lot 377) 127 Edwardes Tce PORT VICTORIA	Dwelling & Verandah	1a 10a	119.87 25.78	154,572	Planning 12 Building 1 Private Certifier	18093 4603274500	21 March 2014	Country Living Homes BLD19214
544/2279/2013	DF & JR Gill PO Box 137 MAITLAND	(Lot 377) 127 Edwardes Tce PORT VICTORIA	Garage	10a	45	6,190	Planning nil Building 3	18093 4603274500	21 March 2014	Metal As Anything
544/2291/2013	RT Matthews 43 North Terrace MAITLAND	(Lot 22) 43 North Terrace ARDROSSAN	Carport Enclosure	10	28.8	3,465	Planning 3 Building 2	420778 4602148000	13 March 2014	Metal As Anything
544/2012/2014	S Peplow 43 Picadilly Road SALISBURY	(Lot 31) 14 Fowler Street PRICE	Caravan Annexe	1a	17.46	4,800	Planning 3 Building 4	41350 4606301084	18 March 2014	G Lampe

544/2028/2014	SR & VK Duns 38 Charles Street VALLEY VIEW	(Lot 213) 18 Allen Road TIDDY WIDDY BEACH	Carport	10a	37	4,500	Planning Nil Building 3	7732 4600620316	27 March 2014	Owner Builder
544/2031/2014	EM Henderson 1 Bowman Road ARDROSSAN	(Lot 51) 1 Bowman Road ARDROSSAN	Verandah x 2	10a	27.84	5,000	Planning Nil. Building 2	415885 4600360606	06 March 2014	T White
544/2035/2014	KD Bray 9 Marleycombe Rd ELIZABETH VALE	(Lot 1) 130 Songvaar Rd PORT VICTORIA	Verandah	10a	36	4,575	Planning Nil Building 3	432021 4604725430	13 March 2014	Trevarth Garages BLD195594
544/2036/2014	AK & LS Oster 42 Bridge Road ARDROSSAN	(Lot 119) 28 East Terrace ARDROSSAN	Demolition of Dwelling & Garage	1a 10a	220 30	10,500	Planning Nil Building 8	406 4600120004	11 March 2014	Owner Builder
544/2044/2014	RG Williams PO Box 176 ARDROSSAN	(Lot 3) 35 Bowman Road ARDROSSAN	Convert Existing Carport into Garage	10a	21	1,000	Planning 1 Building 2	5819 4600346409	21 March 2014	Owner Builder
544/2045/2014	SM Karutz PO Box 28 MAITLAND	(Lot 57) 6 Parara Road MAITLAND	Deck	10a	28	3,200	Planning 1 Building 1	11981 4601983004	25 March 2014	Owner Builder
544/2051/2014	Kennelk Nominees 40 Bowman Cres ENFIELD	(Sec 347) 85 James Well Rd JAMES WELL	Demolition of Existing Dwelling	1a	10.1	4,000	Planning Nil Building 8	34223 4624916675	25 March 2014	Owner Builder
Total:						\$802,164				

LAND DIVISIONS

Dev. App. No.	Name & Address	Location	Proposal	Conditions Planning Building	Assessment / Valuation No	Decision Date
544/D018/2012	John Bested & Associates 362 Magill Road KENSINGTON PARK SA 5068	Lot 828, 24-36 Burford Road, CORNLY POINT	Land Division	Planning: 1 Land Division: 3	106765 5400695908	12 March 2014
544/D021/2013	Port Clinton Progress Assoc. C/- Mosel Steed 6 Graves Street KADINA	(Lot 97& 106) 22-24 Devon Street PORT CLINTON	Land Division	Planning 1 Land Division 3	41095 4606277002	5 March 2014
544/D025/2013	J Manson C/- Mark Standley Surveyors 16B Kareda Drive CAMPBELLTOWN	(Lot 532) 6 Maye Terrace BALGOWAN	Land Division	Planning 1 Land Division 1	35790 4605044004	5 March 2014

544/D031/2013	DM Short C/- Jeanes & Sommerville Surveyors Pty Ltd PO Box 215 LONSDALE	(Lot 2) 197 Micky Flat Road CURRAMULKA	Land Division	Planning 1 Land Division 2	313692 5408634405	5 March 2014
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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 3 March 2014 to 28 March 2014.

RECOMMENDATION

That the report be received.

COMMENT

The following is a list of all Wastewater System applications processed for the period 3 March 2014 to 28 March 2014.

Maitland

050/078/2012

050/141/2012

050/121/2013

050/019/2014

050/027/2014

Yorke

050/175/2013

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 3 March 2014 to 28 March 2014**

Maitland

Septic App. No.	Owner	Location	Proposal	Conditions	Assess. No	Decision Date	Plumber & Licence No
050/078/2012	P Shepherd PO Box 427 DAW PARK	(Lot 41) 9 Tiddy Widdy Beach Rd Tiddy Widdy Beach	CWMS Connection	11	8771	11 March 2014	Country Living Homes
050/141/2012	A Halliday 69 Salisbury Crescent COLONEL LIGHT GDNS	Lot 5 HD Wauraltee	Septic & Soakage	11	431379	20 March 2014	Country Living Homes
050/121/2013	Robson Super Fund PO Box 46 PORT VINCENT	(Lot 1) 35 Talbot Road PORT VINCENT	Septic & Soakage	11	309633	14 March 2014	Longridge Group
050/019/2014	G De Leo 5 Bideford Avenue CLARENCE GARDENS	Lot 417 Black Point Drive BLACK POINT	Alteration to STED Connection	11	33001	18 March 2014	Owner
050/027/2014	DF & JR Gill PO Box 167 MAITLAND	(Lot 377) 127 Edwardes Terrace PORT VICTORIA	Septic & Soakage	11	18093	20 March 2014	Van Schaik Plumbing & Tiling

Yorke town

Septic App. No.	Owner	Location	Proposal	Conditions	Assess. No	Decision Date	Plumber & Licence No
544/175/2013	R Bray 35 Gulfview Road STANSBURY	(Lot 1) 35 Gulfview Road STANSBURY	Addition to Existing Septic & Soakage	11	208249	5 March 2014	Owner

DEBATE

AGENDA

CHIEF EXECUTIVE OFFICER

DA/ITEM 6.1

1. WORK HEALTH SAFETY AND INJURY MANAGEMENT LGA PEAK POLICY

(File Ref:9.24.1.1)

INTRODUCTION

For Council to endorse and adopt the Local Government Association (LGA) Peak Policy prepared for Local Government in relation to Work Health Safety and Injury Management.

RECOMMENDATION

That Council endorse and adopt the LGA Peak Policy for Work Health Safety and Injury Management and include it in the Policy Manual and on Council's website.

COMMENT

The Local Government Association has prepared the overarching Work Health Safety and Injury Management Policy for all local government authorities.

This overarching policy is the foundation of our WHS & IM system and all other policies and procedures fall under the scope of this policy.

There is an adjoining procedure that works in conjunction with this policy and the procedure was endorsed by the Work Health and Safety Committee in December 2013 and subsequently by the Corporate Management Team at 20th March 2014 meeting.

As this policy is the foundation of our whole Work Health Safety and Injury Management System it now requires Council endorsement prior to implementation.

LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN

Work Health and Safety Act 2012

Work Health and Safety Regulations 2012

Strategic Plan

Key Theme:	Corporate Governance and Leadership
	2. Organisational Efficiency and Resource Management
Strategic Goal:	2.3 Meet all legislative and compliance responsibilities
	2.4 Effective Risk Management

FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS

Not applicable.



COUNCIL POLICY

Work Health Safety and Injury Management

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Policy Number:	PO001		
Strategic Plan Objective	Corporate Governance and Leadership 2.3 Meet all legislative and compliance responsibilities 2.4 Effective Risk Management		
Policy Owner:	Chief Executive Officer	File Number:	
Responsible Officer:	Risk Administrator	Minute Reference:	
Date Adopted:	20/03/2014	Next Review Date:	August 2015

LGA Peak Policy for Local Government

Overview

The Local Government Association of South Australia (LGA) is, for the purposes of the Workers Rehabilitation and Compensation Act 1986, the nominated Employer for a registered group of Self Insured Employers which includes all Local Government entities (Councils and Prescribed bodies- (members)).

In conjunction with the LGA and its members, the Local Government Workers Compensation Scheme (LGAWCS) administer the principles and commitments outlined within this policy. The above parties are committed to, within the appropriate scope of involvement and level of remit, to work towards the "Local Government" objective of:

"Effective WHS and Injury Management systems across Local Government"

This Policy is designed to provide direction on system structure that will be applied by Local Government to achieve the commitments as documented below.

1. Purpose

To ensure, so far as is reasonably practicable, the health and safety of workers and others via a Management Systems approach to Work Health and Safety (WHS) and Injury Management (IM), in line with the organisational vision of Local Government Workplaces. This will be established by:

1. Management commitment to WHS and IM in accordance with organisational objectives.
2. Development of a WHS and IM System and Action Plans which support identified policy objectives and procedural requirements.
3. Implementation of individual elements as outlined in the WHS and IM System and Action Plans.
4. Measurement and evaluation of the WHS and IM System against defined objectives, targets and performance indicators.
5. Reviewing the WHS and IM System and Action Plans to identify scope for continuous improvement.

2. Scope

This policy applies to Local Government workers whilst at work.

This policy should be read in conjunction with any provisions of Enterprise Bargaining Agreements and any other Federal or State Legislation directly or indirectly which effects employees of Council, relating to work in WHS and IM.

3. References

1. Work Health and Safety Act 2012 (WHS Act)
2. Work Health and Safety Regulations 2012
3. Workers Rehabilitation and Compensation Act 1986 (and associated Regulations)
4. Code for the Conduct of Self Insured Employers under the WorkCover Scheme which includes the Performance Standards.
5. AS/NZS 4801:2001: Occupational Health and Safety Management Systems

4. Definitions

Certified safety management system	A safety management system that complies with AS 4801:2001 (<i>Occupational health and safety management systems</i>), or an equivalent system determined by the regulator [as defined by the <i>Work Health and Safety Regulations 2012: Regulation 6</i>]
Work Health and Safety Management System (WHSMS) (Formerly Occupational Health and Safety Management System (OHSMS))	WHSMS terminology is introduced to align with the 2012 WHS legislation, but for the purposes of this document reflects the scope of the definition for OHSMS, i.e. Part of the overall management system which includes organizational structure, planning activities, responsibilities, practices, procedures, processes and resources for developing, implementing, achieving, reviewing and maintaining the WHS policy, and so managing the OHS risks associated with the business of the organisation. In Local Government the WHS Management System must also comply with the Code of Conduct for Self-Insured Employers under the WorkCover Scheme which includes Performance Standards. [as defined by the Australian Standard, AS 4801]
Worker	A person is a <i>worker</i> if the person carries out work in any capacity for a person conducting a business or undertaking, including work as— (a) an employee; or (b) a contractor or subcontractor; or (c) an employee of a contractor or subcontractor; or (d) an employee of a labour hire company who has been assigned to work in the person's business or undertaking; or (e) an outworker; or (f) an apprentice or trainee; or (g) a student gaining work experience; or (h) a volunteer; or

	(i) a person of a prescribed class. [as defined by the <i>Work Health and Safety Act 2012: Section 7</i>]
Injury Management	For the purposes of this procedure Injury management includes both Claims management activities and Rehabilitation activities

5. Policy Objectives

Local Government is committed to and able to demonstrate application of the following objectives:

1. Providing and undertaking measures to eliminate risks to health and safety, so far as is reasonably practicable. If it is not reasonably practicable to eliminate risks to health and safety, then to minimise those risks so far as is reasonably practicable and to demonstrate a systematic approach to the planning and implementation of Work Health and Safety processes that is compliant with the WHS Act and Regulations.
2. Implementation of effective injury management procedures (including rehabilitation) in accordance with the Workers Rehabilitation and Compensation Act, 1986, and associated Regulations, to assist work injured employees return to work and achieve the best practicable levels of physical and mental recovery.
3. Implementation of equitable Claims Management, in accordance with the Workers Rehabilitation and Compensation Act, 1986 and associated Regulations, for employees who suffer a disability in the course of their employment. and
4. Maintaining effective processes and procedures for consultation, coordination and cooperation in WHS and IM matters.
5. Monitoring and reviewing WHS and IM System Performance and Action Plans, objectives and measures, annually.
6. Further, as well as the above Objectives, Local Government recognises and is able to demonstrate (at the pertinent system level within the Local Government structure as appropriate), application of the following within the WHSMS:
7. The requirement to meet legislative compliance.
8. The importance of ongoing review and continuous improvement.
9. The requirement for ongoing review of this WHS and IM Policy and supporting Policies.
10. The commitment that adequate resources and appropriate internal / external expertise will be used so far as is reasonably practicable, when required.
11. Other relevant supporting policies and procedures that support the WHS and IM systems.
12. A commitment to communicating relevant information to relevant workers in an appropriate manner.
13. Its obligations to workers and others while workers are at work and whilst other persons may be at risk from work carried out, so far as is reasonably practicable.
14. The requirement for an effective hazard management approach to WHS, which encompasses the identification, assessment and elimination or control of hazards.
15. This policy will be reviewed regularly and updated as required for continued suitability and effectiveness.

6. Responsibilities

1. The LGAWCS is accountable for conducting planning, monitoring and review activities and confirming that organisational and policy objectives are being met.
2. The senior management teams at the various levels within the Local Government structure, are accountable for checking that the organisation at that level has available for use, and uses, appropriate resources and processes to enact this policy and supporting policies and procedures effectively.
3. Supervisors/Managers are accountable for bringing this policy and supporting policies and procedures to the attention of relevant workers and confirming, through supervisory activities, that this policy and supporting policies and procedures are adhered to.
4. Supervisors/Managers are accountable for checking that workers have had appropriate training to undertake the activities identified within this policy and supporting policy and procedures.
5. Workers are accountable for complying and co-operating with the requirements of this policy and supporting policies and procedures, and for reporting any inability to do so to management at the earliest opportunity.
6. Further specific responsibilities and accountabilities are detailed within the supporting "One System" policies and procedures.

7. Review

This WHS & Injury Management Policy shall be reviewed by Local Government at minimum within Two (2) years of issued date, (or on significant change to legislation or aspects included in this policy that could affect health and safety).

Non-English translations of the policy can be made available if required.

SIGNED:
CEO	Chairperson, WHS Committee
Date: ____/____/____	Date: ____/____/____

8. COMPLAINTS

Complaints about this policy can be made in writing to the Risk Administrator. Complaints will be managed in accordance with Council's Complaints Policy.

9. TRAINING

Council is committed to supporting Elected Members and employees in complying with this policy.

This policy will be provided to Elected Members and employees during induction. Training needs will be reviewed annually, during individual performance reviews and as necessary in consideration of any changes to legislation and relevant standards, codes and guidelines.

Elected Members and employees will actively participate in training.

10. RELATED COUNCIL POLICIES AND DOCUMENTS

PO002 Hazard Management Policy
PO003 Administration of the WHS Management System Policy
PO063 Records Management Policy
PO004 Hazardous Work Policy
PO005 Emergency Management Policy
PO006 Contractor Management Policy
PO007 Consultation and Communication Policy
PO133 Training Needs Analysis Policy
Document Management Policy
PR110

11. COUNCIL DELEGATION

Details of Delegation:	Chief Executive Officer
Delegate:	Nil

12. VERSION HISTORY

Version No	Issue Date	Policy No	Description of Change
1.0	Dec 2009	OHS&W-1	New Document.
1.1	Nov 2010	OHS&W-1	Formatting changes only.
1.2	Nov 2011	OHS&W-1	Minor changes, SMT to CMT and 1995 to SA OHS&W Regulations 2010.
1.0	March 2014	-	Policy No. OHS&W-1 superseded by LGAWCS Work Health Safety and Injury Management Policy.

DIRECTOR CORPORATE AND COMMUNITY SERVICES

DA/ITEM 6.2

1. FINANCIAL REPORT 31st MARCH 2014 (File Ref: 9.24.1.1)

INTRODUCTION

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

RECOMMENDATION

That Council receive the financial report as at 31st March 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.

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.



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Yorke Peninsula Council

Budgeted Uniform Presentation of Finances as at 31st March 2014

Income	-\$23,069,660
Less Expenses	\$13,201,293
Operating Deficit before Capital Amounts	-\$9,868,367
Less Net Outlays on Existing Assets	
Capital Expenditure on renewal and replacement of Existing Assets	\$3,081,676
Less Depreciation, Amortisation and Impairment	
Less Proceeds on Sale of Assets	-\$361,311
	\$2,720,365
Less Net Outlays on New and Upgraded Assets	
Capital Expenditure on New and Upgraded Assets	\$1,613,985
Less Amounts received specifically for New and Upgraded Assets	-\$495,530
	\$1,118,455
NET(LENDING) / BORROWING FOR FINANCIAL YEAR	-\$6,029,547

2013/14 Full Year Adopted Budget	2013/14 Full Year Budget Revisions	2013/14 Full Year Revised Budget
-\$25,980,053	\$199,318	-\$25,780,735
\$28,791,516	-\$367,257	\$28,424,259
\$2,811,463	-\$167,939	\$2,643,524
\$5,015,359	\$42,089	\$5,057,448
-\$9,546,425	\$479,489	-\$9,066,936
-\$240,000	-\$80,864	-\$320,864
-\$4,771,066	\$440,714	-\$4,330,352
\$2,533,572	\$387,651	\$2,921,223
-\$593,853	-\$400,000	-\$993,853
\$1,939,719	-\$12,349	\$1,927,370
-\$19,884	\$260,426	\$240,542

DIRECTOR CORPORATE AND COMMUNITY SERVICES

DA/ITEM 6.2

2. YORKETOWN CARAVAN PARK MANAGEMENT COMMITTEE DISSOLUTION

(File Ref:9.24.1.1)

INTRODUCTION

To seek endorsement of the dissolution of Council's Section 41 Committee – Yorketown Caravan Park Management Committee

RECOMMENDATION

That the Section 41 Committee of Council, known as the Yorketown Caravan Park Management Committee is dissolved and Council assume direct control of the Yorketown Caravan Park effective immediately.

COMMENT

The Yorketown Caravan Park Management Committee is a Section 41 Committee of Council. The Committee operates under the Local Government Act and is in place at the pleasure of Council. This Committee was originally established to manage the day to day operation of the caravan park on behalf of and in liaison with Council officers.

The Local Government Association, Mutual Liability Scheme has recommended that Council review the relevance of all their Section 41 committees and rationalise if required.

The Yorketown Progress Association has been approached by Council staff to determine if they are interested in leasing the park from Council similar to agreements with Progress Associations across the district. The Committee of Progress is considering the proposal and are hoping to arrive at a decision soon. Should this occur, it is envisaged that the lease will commence early in the 2014/2015 financial year.

The Yorketown Caravan Park Management Committee has expressed its concern recently that it is unable to continue to effectively manage the affairs of the caravan park in to the future, due to time demands and an inability to engage new volunteers.

The Secretary of the Committee has recently resigned due to the "very demanding" nature of the position. The Secretary previously resigned this position almost 12 months ago but resumed responsibility "temporarily" when another Secretary could not be enlisted.

Discussions held with the Chairperson of the Committee have also revealed that two further members of the Committee are likely to resign in the near future for personal reasons and that the remaining members of the Committee will find it almost impossible to cover all responsibilities going forward.

The Chairperson discussed the dissolution proposal with all Committee members and members unanimously agreed that dissolution and Council assuming direct control was the best decision at this point in time. The Committee also expressed its desire for Yorketown Progress Association to take over the park longer term and expressed their willingness to assist in that process.

Since the resignation of the Park Manager at the end of December, Council have engaged a contract company to oversee the day to day running of the park whilst we await a decision from Progress.

The contract park managers are currently reporting directly to Councils Caravan Park Liaison Officer on day to day issues with the Caravan Park Committee continuing to manage the larger capital projects. Unfortunately this arrangement has not been efficient for both parties causing considerable confusion and angst which has been felt on both sides.

Should Progress decide they are not in a position to lease the Park, Council will continue to directly manage the park and advertise and engage new park managers in much the same manner as for the other three Council owned parks.

The impacts on the 2014 / 2015 budget should Yorketown Progress decide to lease the park will not be known until the time of the decision. Any changes will be brought to Council as part of the recommendation to grant any lease.

Current and past members of the Yorketown Caravan Park Committee are to be commended on their achievements in the creation and maintenance of the park over an extended period of time.

LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN

Section 41 Local Government Act 1999

FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS

Full provision has been made in the 2014/2015 budget to continue to operate the Yorketown Caravan Park as a Council park.

DIRECTOR CORPORATE AND COMMUNITY SERVICES

DA/ITEM 6.2

3. REVIEW OF FEES AND CHARGES REGISTER (File Ref: 9.24.1.1)

INTRODUCTION

The Fees and Charges Register is reviewed annually to ensure appropriate charges are in place for prescribed Council services and to update those fees set by government legislation to ensure compliance.

RECOMMENDATION

That Council adopt the Fees and Charges Register as amended, effective from 1st July 2014.

COMMENT

A copy of the complete Fees and Charges Register effective 1st July 2014 is available upon request. To enable Elected Members to consider the recommended changes without having to review the entire document, the changes to the Register are summarised in the attachment to this report.

Legislated fees set by the State and/or Federal Governments will not be available until late June, and the Register will be updated accordingly as advice is received. All Fees subject to increase by CPI are not able to be updated until the June CPI figure is received, and will be updated accordingly.

LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN

Local Government (Financial Management) Regulations 2011

Local Government Act 1999

FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS

The annual review of the Fees and Charges Register supports Council's aim to operate an effective and efficient cost-recovery system and to periodically review fees and charges and their alignment with the cost of providing those services.

Fees and Charges Register
Listed Changes 2014/15

Section	Description	Fee 1/7/13	Suggested Fee 1/7/14
Community Services	PA System	\$22 per event \$50 bond	\$30 per event \$50 bond
Community Services	Loans- admin fee	\$ 20.00	\$ 50.00
Development	Advertising	\$ 210.00	\$ 235.00
Development	Swimming Pool - Development Application fee	new fee	\$ 170.00
Development	Second Hand Dwellings - Inspection fee	new fee	\$ 750.00
Enviroment	Ordinary Dog - Not Desexed	\$ 60.00	\$ 70.00
Enviroment	Ordinary Dog- Desexed	\$ 30.00	\$ 35.00
Enviroment	Microchipped Dog (10%)	\$ 54.00	\$ 63.00
Enviroment	Trained Dog (10%)	\$ 54.00	\$ 63.00
Enviroment	Working Dog	\$ 15.00	\$ 20.00
Enviroment	Concession Dog - Not Desexed	\$ 30.00	\$ 35.00
Enviroment	Concession Dog - Desexed (50%)	\$ 15.00	\$ 17.50
Enviroment	Registered Greyhound	\$ 15.00	\$ 20.00
Enviroment	Business Registration - multiple animals (e.g. pet store)	\$ 60.00	\$ 70.00
Health Services	Registration of Warm Water System	new fee	\$ 17.00
Miscellaneous	Rental income - Port Vincent from 2/9/14 - per fortnight	\$ 290.00	\$ 340.00
Caravan Parks	Marion Bay - Powered Site Off Peak - per day	\$ 23.00	\$ 25.00
Caravan Parks	Marion Bay - Pensioner Rates for sites - per day	\$ 21.00	\$ 25.00
Caravan Parks	Marion Bay - Linen Hire (Double Bed)	\$ 14.00	\$ 15.00
Caravan Parks	Marion Bay - Linen Hire (Single Bed)	\$ 9.50	\$ 15.00
Caravan Parks	Point Turton- Powered Site: off peak (2 persons) - per day	\$ 25.00	\$ 27.00
Caravan Parks	Point Turton- Powered Site : peak (2 persons) - per day	\$ 31.00	\$ 35.00
Caravan Parks	Point Turton- Ensuite with spa: Peak (Linen on queen) (2 persons) per day	\$ 155.00	\$ 160.00
Caravan Parks	Point Turton- Ensuite with spa: Off-peak(Linen on queen) (2 persons) per day	\$ 140.00	\$ 145.00
Caravan Parks	Point Turton - Family Deluxe Cabins : Peak (2 persons) - per day	\$ 140.00	\$ 150.00
Caravan Parks	Point Turton- Family Deluxe Cabins: Off Peak (2 persons) - per day	\$ 125.00	\$ 135.00
Caravan Parks	Point Turton - Deluxe Cabin (no linen): Peak (2 persons) - per day	\$ 125.00	\$ 130.00
Caravan Parks	Point Turton - Deluxe Cabin (no linen) : Off Peak (2 persons) - per day	\$ 110.00	\$ 120.00
Caravan Parks	Point Turton - Showers (Casual Use)	\$ 3.30	\$ 5.00
Caravan Parks	Yorke town - Powered Site - per day	\$ 25.00	\$ 28.00
Caravan Parks	Yorke town- Extra Person- Child (sites) - per day	new fee	\$ 6.00
Caravan Parks	Yorke town - Linen Hire	\$ 5.00	\$ 8.00
Caravan Parks	Black Point - Powered site (sites 1-8) - per day	\$ 15.00	\$ 20.00
Caravan Parks	Black Point - Powered site (sites 9-13) - per day	\$ 20.00	\$ 25.00
machinery operating	Private Works - Utilities - per km	\$ 0.50	\$ 0.55
machinery operating	Private Works - Sedans - per km	\$ 0.50	\$ 0.55
machinery operating	Private Works - Backhoes - per hour	\$ 75.00	\$ 80.00
machinery operating	Private Works - Low Loaders - per km	\$ 2.50	\$ 4.00
machinery operating	Private Works - Front End Loaders - per hour	\$ 75.00	\$ 80.00
machinery operating	Private Works - Small Tractors - per hour	\$ 25.00	\$ 27.50
machinery operating	Private Works - Large Tractors - per hour	\$ 40.00	\$ 45.00
machinery operating	Private Works - Forklifts - per hour	\$ 35.00	\$ 40.00
machinery operating	Private Works - Crawler Loader/Dozer - per hour	\$ 90.00	\$ 110.00
machinery operating	Private Works - Graders - per hour	\$ 80.00	\$ 100.00
machinery operating	Private Works - Small Trucks - per km	\$ 1.50	\$ 2.50
machinery operating	Private Works - Large Trucks - per km	\$ 2.00	\$ 3.00
machinery operating	Private Works - Prime Mover - per km	\$ 3.00	\$ 4.00
machinery operating	Private Works - Rollers - per hour	\$ 15.00	\$ 20.00
machinery operating	Private Works - Steetsweeper - per hour	\$ 60.00	\$ 75.00
machinery operating	Private Works - Bobcats - per hour	\$ 55.00	\$ 70.00
machinery operating	Private Works - Excavators - per hour	\$ 80.00	\$ 105.00
machinery operating	Private Works - Rockbuster & Tractor (excluding Hammers) - per hour	\$ 150.00	\$ 175.00
machinery operating	Private Works - Slasher - per hour	\$ 8.00	\$ 15.00
machinery operating	Private Works - WoodChipper (per hour)	\$ 40.00	\$ 50.00
machinery operating	Private Works - Woodchipper (Per day)	\$ 500.00	\$ 550.00
machinery operating	Private Works - Woodchipper (Per week)	\$ 1,300.00	\$ 1,500.00
machinery operating	Direct Seeder - per day	new fee	\$150/day + \$150 deposit
Waste Management	CWMS Service Charge- Occupied	\$ 425.00	\$ 450.00
Waste Management	CWMS Service Charge- Vacant	\$ 320.00	\$ 340.00
Water Supply	Supply of Water- Black Point Area	\$ 150.00	\$ 180.00
Water Supply	Supply of Water- Balgowan Area	\$ 130.00	\$ 140.00
Water Supply	Supply of Water - Hardwicke Bay Area	\$ 365.00	\$ 180.00

Fees and Charges Register
Listed Changes 2014/15

Section	Description	Fee 1/7/13	Suggested Fee 1/7/14
Community Services	Advertising Special Events		abolished
Community Services	Blue Light disco - entry		abolished
Community Services	Provision of common Antennae		abolished
Community Services	bank admin fee for EFTPOS transactions of non-bank customers		abolished
Community Services	Golf Course- membership and round fees		abolished
Community Services	Hire Insurance on use of Council Property (included in hire fees)		abolished
Community Services	Library Fees		abolished
Community Services	Library other		abolished
Community Services	Library Fines		abolished
Community Services	Library- Toy		abolished
Community Services	Office Duplicate Photographs		abolished
Community Services	Office- Laminating & Binding		abolished
Community Services	Office Printing - photocopying, facsimile etc		abolished
Community Services	Office Typing		abolished
Community Services	Professional Services		abolished
Water Supply	Service Fee- Roxby Downs		abolished
Water Supply	Supply Of Water Roxby Downs		abolished
Miscellaneous	Cemetery - long term lease - perpetual lease		abolished
Miscellaneous	Cemetery - burial fees		abolished
Council Documents	Section 41 committees - Brentwood institute hall committees: photocopies	n/c	abolished
Council Documents	Section 41 committees - Curramulka institute hall committees: photocopies	n/c	abolished
Council Documents	Section 41 committees - Stansbury institute hall committees: photocopies	n/c	abolished
Council Documents	Section 41 committees - Yorketown Caravan Park : photocopies	n/c	abolished

DIRECTOR DEVELOPMENT SERVICES

DA/ITEM 6.4

1. CURRAMULKA QUARRY MINING LEASE PROPOSAL

(File Ref: 9.24.1.1)

INTRODUCTION

On 4 March 2014, Council received notification that Hanson Construction Materials Pty Ltd had made application for an Extractive Minerals Lease over the Mineral Claim 3942, 1km southwest of Curramulka. Council is provided with the opportunity to comment on the proposed Mineral Claim.

RECOMMENDATION

That Council does not wish to make a formal submission regarding the Hanson Construction Pty Ltd Minerals Application regarding the extension of Curramulka Quarry.

COMMENT

The Curramulka Quarry is situated 500m south-west of Curramulka. The Quarry is an open cut operation extracting limestone and dolomite for the construction industry. Raw feed is extracted to produce aggregate for use in concrete, asphalt and road making applications.

The site has been used for the extraction of limestone since 1979. An extractive minerals lease (EML 4785) was initially granted for a small mine site. Since then, an extension of the licence was granted in 1996 (EML 5973). Hanson Construction owns the land on which the Quarry is situated, and although there are two Extractive Minerals Leases in place over the site, a new Minerals Lease is required in order for stockpiling activities to remain within the lease boundaries.

The main purpose behind the new application is to gain approval to utilise the increased land area for mining purposes.

Public consultation took place with the local community on the 19 July 2012. Issues raised included noise, blasting vibrations, traffic and public safety. These matters have been addressed by Hanson Construction Pty Ltd as part of the Mining Lease Application.

Given the established nature of the Curramulka Mine site and its relationship with the Curramulka Community, the extension of the mine site will have little impact on the amenity of the area. It is not anticipated that traffic movements and blasting activities will increase beyond that currently experienced. Therefore Council does not have grounds to object to this extension and it is recommended that Council does not offer comment on the Mineral Licence Application.

Submissions close on the 3 April 2014 however Council has been granted an extension of time to respond until the 10 April 2014.

LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN

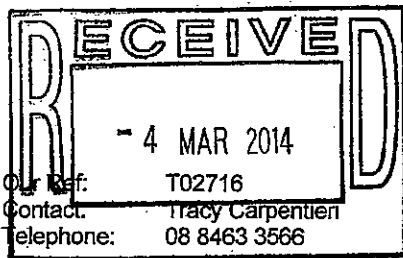
Strategic Plan

Key Theme: Sustainable Communities

4. Economic Growth through sustainable Industrial Development

Strategic Goal: 4.3 Realise the benefits for our community created through major Industry and Business Growth.

FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS



28 February 2014

DC of Yorke Peninsula
PO Box 88
MINLATON SA 5575

Dear Sir/Madam

Application for Mining Lease

Item Number	1233-2014
GDS Number	5.3.2.20
Distribution	RSB

Government of South Australia
Department for Manufacturing,
Innovation, Trade, Resources and Energy

DMITRE MINERAL TENEMENTS
Mineral Resources Division
Level 5
101 Grenfell Street
Adelaide SA 5000
GPO Box 1264
Adelaide SA 5001
DX 667
Tel 08 8463 3103
Fax 08 8463 3101
dmitre.tenements@sa.gov.au
www.minerals.dmitre.sa.gov.au

Hanson Construction Materials Pty Ltd of PO Box 4 Magill SA has made application for an Extractive Minerals Lease over the area of Mineral Claim 3942 pursuant to Section 35 of the *Mining Act 1971* (the Act) and the regulations thereunder. The claim covers an area of approximately 42.4 hectares, which is located in Lot 6, DP 50706 (whole of allotment), approximately 1 km southwest of Curramulka and the purpose of the proposed mining lease is for the recovery of extractive minerals (limestone and dolomite).

Pursuant to Section 35A of the Act, I enclose a copy of the mining lease application and mining proposal for your information. I advise that the Minister is required to have regard to any comments received in determining the application, or in fixing the conditions to be attached to the lease if granted.

The applicant is required to submit a Mining Proposal to support their application which describes the existing environment, type of operations proposed, an assessment of the environmental impacts of the proposal and a mine rehabilitation and closure plan. This proposal is expected to address all impacts potentially arising from the proposed mining operations.

You are invited to send written comments to Kate Walsh, Mining Assessments, Department for Manufacturing, Innovation, Trade, Resources and Energy, Mineral Resources Division, Level 5, 101 Grenfell Street, Adelaide SA 5000 or GPO Box 1264 Adelaide SA 5001 by 3 April 2014.

If you require more time to respond or you have any queries regarding this application, please contact Andrew Querzoli on **08 8226 1928**. Please note that your response will be referred to the proponent for consideration and may be made public. If you do not wish your submission to be made public, please clearly indicate this in your response.

It would be appreciated if you could provide the details of the proposal to any interested person within your council area upon request.

I will assume that no comment is intended if contact has not been made by the above due date.

Yours sincerely

Tracy Carpentieri
TENEMENTS OFFICER

Yorke Peninsula Council
Council Agenda
Wednesday 9th April 2014



Figure 9: Dust monitoring locations at the Curramulka Quarry site



Figure 16: Site Layout

DIRECTOR DEVELOPMENT SERVICES

DA/ITEM 6.4

2. COMMUNITY WASTEWATER MANAGEMENT SCHEMES

(File Ref: 9.24.1.1)

INTRODUCTION

The purpose of the report is to explain the requirements in place to enable residents to connect to township community wastewater management scheme.

RECOMMENDATION

That the report be received.

COMMENT

In response with the following resolution, this report explains the requirements in relation to connecting to Community Wastewater Management Schemes.

Cr Brundell moved Cr Rich seconded

That the report be received and that Council investigate the rules and regulations in relation to compulsory connection to the existing CWMS, where no connection point is provided, with a further report being brought back to a future Council meeting.

CARRIED 052/2014 (12/03/2014)

Community Wastewater Management Schemes (CWMS) are designed for the purpose of collecting property waste water and treating it centrally rather than expecting a landholder to have onsite effluent disposal. The advantages of CWMS are:

- Residential blocks can be smaller and the owners have greater use of the land available;
- Protection of the sensitive coastal regions from the environmental impact of the nutrient load from effluent disposal;
- Reduced public health risk from contact with effluent, primary or secondary treated, that may occur due to failing soakage areas or poorly designed and designated irrigation areas;
- Provision of off-site effluent disposal for areas that have poor soakage soils such as extensive rock or clay.

Councils installing CWMS must plan for future sustainability and future usage i.e. for existing and new premises being able to connect. Being able to connect means Council providing access to the scheme via the provision of a connection point at a property boundary. Where no provision for a connection has been made Council cannot force a land owner to connect to the scheme if they can install a compliant on-site disposal system.

In regard to the Stansbury CWMS this seems to have been initiated by the Adelaide Road subdivision and the undertaking by the developer to install a sewer system for the allotments. The scheme was further extended by a contribution from the Stansbury Progress Association that wanted to be able to connect up the caravan parks. Limited connections were put in as the Developer was not going to pay for connections to properties not part of his development and, according to Council correspondence (4322.2011.3), the Progress Committee made a considerable contribution based on

agreement “that properties that could access the scheme but chose not to do so would not be charged a fee”. Whereas in Yorketown, when the whole township was connected, all properties (in existence at that time) were provided with a connection point and rated for said, regardless of whether they connected or not.

Consequently this seems to have led to a very ad hoc installation of connection points along Anzac Parade, Pioneer Street, Pitt Street and Park Terrace and virtually no connection points along Adelaide Road. Therefore, if anyone without a connection point wishes to connect to the CWMS now, they have to be willing to extend the pipework from the main line to provide a boundary connection. This involves considerable cost, particularly in relation to digging up roads and footpaths and reinstating said in good condition.

LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN

South Australian Public Health Act 2011

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

DA/ITEM 6.4

3. ARDROSSAN RV FRIENDLY ENDORSEMENT

(File Ref:9.24.1.1)

INTRODUCTION

Council has previously endorsed an application from the Ardrossan Progress Association as an RV (Recreational Vehicle) Friendly Town Status and to allow RV's to stay overnight on a Council reserve situated at 16 West Terrace, Ardrossan.

RECOMMENDATION

In exercise of its powers under section 246(3) (e) of the Local Government Act 1999, the Council resolves that for the purposes of clause 9.14.2 (b) of By-Law 2 of 2013 – Local Government Land.

1. The following Local Government Land is a designated camping area for camping in a Recreational Vehicle; and
 - the designated RV camping area in the Reserve located at 16 West Terrace Ardrossan;
2. The conditions in accordance with which a person may camp on the designated RV camping area are that:
 - no person shall camp thereon for more than two consecutive nights; and
 - the RV in which the person camps must be a self-contained vehicle (whether towed or self-propelled) that has its own toilet and shower, water tank, black water and grey water collection.

COMMENT

At the Council meeting held on 14 November 2012, Council endorsed a request from the Ardrossan Progress Association to become a RV Friendly Town Status. As part of this application it was requested that a portion of land (map attached) at 16 West Terrace Ardrossan be a designated RV camping destination.

Council also needs to authorise the use of this local government land for that purpose as per 9.14.2 (b) of By-Law 2 of 2013 which states a person must not without the permission of the Council, do any of the following on Local Government land; camp or sleep overnight on Local Government land other than on an area which has been designated and set aside by the Council for that purpose and, in accordance with any conditions that may be determined by resolution of the Council and contained in any signage erected thereon.

Council's Policy PO144 Recreational Vehicle (RV) Friendly Status Guidelines defines a RV as a "Recreational Vehicle being a self-contained vehicle either towed or self-propelled having as a minimum its own toilet, shower, water tank, black water and grey water collection." Currently this designated RV camping location is being used for all types of caravans, many of which are not of the type the location was designated for.

This resolution of Council will allow Council Rangers the authority to take action over campers that do not comply with definition of a RV vehicle pursuant to PO144.

LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN

Local Government Act

SF194 RV Friendly Town Application

PO 144 Recreational Vehicle (RV) Friendly Status Guidelines

Council By-Law 2 Local Government Land of 2013

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

It is essential that Council has passed appropriate resolutions to ensure Council's risk is mitigated by ensuring legislative compliance.

Reviewed RV Parking area.



About this Document	Disclaimer
This map has been created for the purpose of showing basic locality information over The District Council of Yorke Peninsula. Property boundary line network data is supplied by State Government. Any error should be reported to the GIS Section, The District Council of Yorke Peninsula.	This map is a representation of the information currently held by The District Council of Yorke Peninsula. While every effort has been made to ensure the accuracy of the product, Council accepts no responsibility for any errors or omissions. Any feedback on omissions or errors would be appreciated.

DIRECTOR DEVELOPMENT SERVICES

DA/ITEM 6.4

4. SETTING OF FEES FOR EXPIATIONS PURSUANT TO BY-LAWS (File Ref:9.24.1.1)

INTRODUCTION

The By-Laws that were adopted by Council at the December 2013 Council meeting will come into force on 19 April, 2014. Prior to Council's Authorised Officers being able to expiate offences pursuant to those By-Laws, Council needs to resolve an applicable expiation fee pursuant to the By-Laws.

RECOMMENDATION

Pursuant to Section 245 (5) (b) of the Local Government Act 1999, the Council resolves that the expiation fees for offences under its By-Laws are fixed as follows;

By-Law 2 Local Government Land	\$100.00
By-Law 3 Roads	\$100.00
By-Law 4 Moveable Signs	\$100.00
By-Law 5 Dogs and Cats	\$100.00
By-Law 6 Nuisances Caused by Building Sites	\$187.50
By-Law 7 Port Vincent Marina	\$100.00

COMMENT

Councils have the authority to set expiation fees pursuant to their By-Laws. The Local Government Act 1999 legislates that a Council can set an expiation fee for an offence against their By-Laws, which can be no greater than 25% of the maximum penalty that can be imposed for an offence, which is currently \$750. Therefore, the maximum expiation fee that can be set by a Council is \$187.50.

By-Law 1, Permits and Penalties states that "A person who commits a breach of any By-Law of the Council is guilty of an offence and may be liable to pay any expiation fee by resolution of the Council for alleged offences against Council's By-Laws.

The main expiation that has been issued in the past is to persons who fail to pay to launch their boat at a user pay launching facility, which Council has currently set the expiation fee at \$50. Considering the costs associated with the issuing and administration of an expiation notice, the \$50 fee for an expiation maybe considered low and an increase in this fee may also be more of a deterrent to encourage users to pay the \$5 fee to obtain a ticket from the machine or obtain an annual launch permit.

By-Law 6, Nuisances Caused by Building Sites is a new By-Law introduced by Council to try and curb the amount of rubbish that is blown from building sites. If someone dumps rubbish on a road or public place, Council's Officers are able to issue a \$315 expiation notice to the offender for the dumping of the rubbish pursuant to the Local Government Act. Rubbish that is not secured on a building site finishes up being blown into adjoining properties and roadways and is an environmental nuisance and therefore it may be appropriate to set the maximum expiation fee of \$187.50 for this By-Law.

The District Council of the Copper Coast has recently reviewed their By-Law expiation fees which has resulted in many being set at \$100, whilst By-Laws that relate to litter or damage to property have been set at \$187.50

LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN

Local Government Act 1999

Council By-Laws

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

It is essential that Council has passed appropriate resolutions to ensure Council's risk is mitigated by ensuring legislative compliance

DIRECTOR DEVELOPMENT SERVICES

DA/ITEM 6.4

5. USER PAY BOAT LAUNCHING FACILITIES (File Ref: 9.24.1.1)

INTRODUCTION

The By-Laws that were adopted by Council at the December 2013 Council meeting will come into force on 19 April, 2014. These By-Laws allow Council to charge a fee to use a particular boat launching facility.

RECOMMENDATION

In exercise of its powers under section 246 (3) (e) of the Local Government Act 1999, the Council resolves that clause 9.10.1 of By-Law 2 of 2013 – Local Government Land applies to the following Council owned and/or operated boat ramps;

1. Ardrossan
2. Black Point
3. Port Vincent
4. Stansbury
5. Edithburgh
6. Port Turton
7. Port Victoria

COMMENT

Council currently has 6 boat launching facilities where prior to a person launching a boat they need to either purchase a short term ticket from the adjacent vending machine or have in their possession a current launching permit. These launching facilities are currently located at Ardrossan, Port Vincent, Stansbury, Edithburgh, Point Turton and Port Victoria.

By-Law 2, Local Government Land, Clause 9.10.1 states “No person shall launch a boat from any Council owned and/or operated boat ramp to which the Council has determined this clause applies without having purchased a short term ticket or been granted a launch permit.” It must be determined at Council meeting level which boat ramp facilities will be subject to launching fees.

The Black Point boat launching facility is currently being upgraded and when opened a launch fee will also apply to this facility.

LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN

Local Government Act 1999

Council By-Laws

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

It is essential that Council has passed appropriate resolutions to ensure Council's risk is mitigated by ensuring legislative compliance.

DIRECTOR DEVELOPMENT SERVICES

DA/ITEM 6.4

6. BUSH CAMPING

(File Ref: 9.24.1.1)

INTRODUCTION

The By-Laws that were adopted by Council at the December 2013 Council meeting will come into force on 19 April 2014. These By-Laws make it an offence to camp or sleep overnight on Local Government Land unless that land has been designated for that purpose.

RECOMMENDATION

Pursuant to Section 246 (3) (e) of the Local Government Act 1999, the Council resolves that for the purpose of clause 9.14.2 (b) of By-Law 2 of 2013 – Local Government Land:

A The following Local Government Land is a designated camping area.

The Gap	The Bamboos	Tiparra Rocks
Wauraltee Beach	Barkers Rocks	Burners Beach
Goldsmith Beach	Gravel Bay	Swincers Rocks
Gleasons Landing	Foul Bay	Sturt Bay
Mozzie Flat	Kemp Bay	Troubridge Hill

B The conditions in accordance with which a person may camp on any of the above designated camping areas on Local Government Land are;

- No person shall camp on a designated camping area for a period in excess of 6 consecutive weeks; and
- If a person has camped on a designated camping area for six consecutive weeks, that person must not camp on any designated camping area until a further period of four consecutive weeks has expired; and
- No person shall camp on a designated camping area unless the person has paid to Council the relevant fee that applies in respect of that area (if any).

COMMENT

Council has 15 designated bush camping areas.

Currently The Gap, The Bamboos, Tiparra Rocks, Wauraltee Beach and Barkers Rocks do not incur a fee whilst the other camping locations require a fee to be paid which is set in Council's Fees and Charges Register.

It is an offence to camp or stay overnight on any Council owned land unless authorised to do so by Council. Council's new By-Law 2 - Local Government Land, clause 9.14.2 (b) which comes into operation on 19 April 2014 states "A person must not without permission of Council camp or sleep overnight on Local Government Land other than on an area which has been designated and set aside for that purpose and, in accordance with any conditions that may be determined by resolution of the Council and contained in any signage erected." The definition of Local Government Land pursuant to the By-Law means all land owned by Council or under the Council's care, control and management (except roads).

Under our previous By-Law conditions a person can only camp within specific area as set out in the By-Law. If Council wanted to change the conditions in relation to the camping they would need to go through the expensive and extensive exercise that we have recently gone through in updating the By-Laws to their current format. The majority of the conditions in the old By-Law apply to all Local Government Land, but the following two were specific to camping which read:

1. No person shall camp on a camping reserve for a period in excess of six consecutive weeks.
2. If a person has camped on a designated camping area for six consecutive weeks, that person must not camp on any designated camping area until a further period of four consecutive weeks has expired.

These conditions were set to stop persons from making the camping grounds their permanent homes. Previous history shows that this has not been a problem in the past and very rarely do campers stay for a six week period. For Council to maintain these two conditions as part of a camping permit, Council needs to resolve these conditions at a Council meeting to that effect. If Council wishes to change the conditions a further resolution of Council is needed. This process is far simpler and easier than having the actual condition contained in the By-Law.

Five (5) of the fifteen (15) designated camping reserves do not incur a fee. The camping reserves where a charge applies needs to be adopted by Council in the fees and charges register. As a fee does not always apply to a camping reserve, this should also be contained in a condition endorsed by Council.

LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN

Local Government Act 1999

Council By Laws

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

It is essential that Council has passed appropriate resolutions to ensure Council's risk is mitigated by ensuring legislative compliance

DIRECTOR DEVELOPMENT SERVICES

DA/ITEM 6.4

7. LAND FOR THE PORT MOOROWIE COMMUNITY CLUB

(File Ref: 9.24.1.1)

INTRODUCTION

The purpose of this report is to establish whether Council is supportive of taking over the care, control and management of (Lot 2) 81 Moorowie Tce, Port Moorowie to allow for the erection of a Community Centre on the site.

RECOMMENDATION

That Council advise the Friends of Port Moorowie that it is not prepared to accept the care, control and management of Lot 2 Moorowie Tce, Port Moorowie (CR 5323/555).

COMMENT

The Friends of Port Moorowie have obtained Development Approval to erect a 'Community and Sports Centre' on Section 232 Mozzie Flat Road, Port Moorowie. This approval is currently the subject of a third party appeal through the Environment, Resources and Development (ERD) Court.

The Friends of Port Moorowie have sought out an alternate piece of land for this proposal which is more central to the built up area of Port Moorowie and which they consider may be more acceptable to the broader community. This particular piece of land is (Lot 2) 81 Moorowie Tce, Port Moorowie and is owned by the Crown.

The Department of Environment, Water and Natural Resources currently have the care control and management of this land on behalf of the Crown however may relinquish such control if Council was to request to take over the care, control and management.

If Council has the care, control and management of the land it may then lease the site to another body for a use such as considered appropriate by Council e.g. to the Friends of Port Moorowie for the establishment of a Community Centre.

Albeit, the Friends of Port Moorowie currently have no lease for this particular site, a Development Application has been formally lodged with Council for the construction of a Community Centre upon the site. This application has undergone public notification as a category 2 development and adjoining neighbours have submitted representations against the proposal.

It is apparent that the proposed site is shifting the focus of community concern and not extinguishing community concern. The new site reduces the impact on residents in close proximity of Mozzie Flat Road however creates significant impact to residents along Moorowie Terrace.

LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN

Section 192 of the 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.

1.3 Encourage and support our community in artistic, cultural and creative pursuit.

FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS

Not Applicable

DIRECTOR DEVELOPMENT SERVICES

DA/ITEM 6.4

8. DEVELOPMENT PLAN AMENDMENT – BLUFF BEACH

(File Ref: 9.24.1.1)

INTRODUCTION

For Council to consider the Bluff Beach Development Plan Amendment (DPA) in order to have the DPA placed on public consultation.

RECOMMENDATION

That Council endorse the 'For Consultation' version of the Bluff Beach Development Plan Amendment and authorises the Chief Executive Officer to make the necessary arrangements to have the DPA placed on public consultation in accordance with the consultation process set out in the approved Statement of Intent.

COMMENT

On the 29th of January 2014 the Council received approval from the Minister for Planning for the Statement of Intent for the Bluff Beach Development Plan Amendment.

The DPA is proposing to review a parcel of land to the immediate east of the existing Bluff Beach Settlement (refer to aerial photo attached), for the purpose of accommodating an extension of the existing Settlement Zone.

The affected land is currently held within the Rural Living zone Precinct 3 Limited Subdivision. The current policy was adopted as part of the recent Better Development Plan and General DPA, consolidated 22 November 2012. Land division is non-complying in the precinct.

A draft subdivision plan (Appendix B within the DPA) has been produced which forms the basis of the new zone boundaries proposed as part of this DPA.

The draft subdivision plan proposes an additional 24 Settlement zone allotments ranging in area from 797m²-1445m² located within the western portion of the affected allotment, immediately adjacent the existing settlement. As part of the zone boundary realignment it is also proposed to rezone some 3500m² within the south west corner of the affected land to Coastal Conservation, as this land contains existing coastal vegetation.

The balance of the affected land is proposed to be divided to create 5 Rural Living allotments ranging from approximately 0.8 hectare to 1 hectare in area.

To allow an increase in allotment densities for the land to remain within the Rural Living zone it is proposed that the subject land be removed from Precinct 3 and a new policy area be created to allow allotments with a minimum area of 0.8 hectares.

One key attribute Bluff Beach has compared to other small coastal settlements is the existing allotments are connected to a CWMS which is located adjacent to the north of the subject land and this facility has the capacity to be expanded to accommodate the proposed expansion of the settlement.

It is noted that future residential development on the affected land would need to be setback a minimum of 100 metres from the existing CWMS in accordance with EPA separation

requirements. As a result the DPA will investigate introducing appropriate policy to ensure the required setback distances are achieved.

A full copy of the DPA has been provided under separate cover.



The consultation process will involve;

- sending copies of the DPA to nominated Government Agencies and Organisations,
- a notice in the Government Gazette,
- A notice in the Yorke Peninsula Country Times. A press release will also be provided to the Country Times as part of the consultation process.

A copy of the DPA will be available to the public via a number of mediums, including as printed copies or electronic versions at the Council offices, which will be available to review at the location or to purchase; and on the Council's web site.

The Minister has approved concurrent agency and public consultation which is required over an 8 week period during which time members of the public may lodge written submissions. After the consultation period has ended, a public meeting will be held (if required) at which any interested person may appear to make further representations on the proposed amendment.

Council is required to make all submissions received available to the public between the close of the consultation period and the holding of the public meeting.

At the conclusion of the consultation period, the Council will be provided with copies of all the submissions, a summary of them together with a recommendation as to how the various submissions could or should be addressed.

If the Council resolves to approve the DPA (subject to any amendments that might arise as a result of the consultation process), the DPA is amended accordingly and the relevant documents are forwarded to the Department for approval by the Minister.

This process can take 6 to 8 weeks.

LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN

Development Act, 1993

Strategic Plan

Key Theme: Sustainable Communities
2. Progressive & Sustainable Development
Strategic Goal: 2.1 Streamlined Development Assessment Process

FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS

The DPA is being funded by the developer, therefore there would only be a small amount of in kind support required by Council staff.

CONFIDENTIAL

AGENDA

DIRECTOR CORPORATE AND COMMUNITY SERVICES

ITEM 8 CONFIDENTIAL

1. PROPOSED SALE OF LAND FOR NON-PAYMENT OF RATES

(File Ref: 9.24.1.1)

INTRODUCTION

For Elected Members to consider the sale of land for non-payment of rates.

RECOMMENDATION

Section 90(3)(a) Order

1. That pursuant to Section 90(3) 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, Director Assets and Infrastructure Services, Manager Development Services and Manager Financial Services.

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 Sale of Land for Non-payment of Rates is confidential information relating to –

“(a) information of the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);”

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 Sale of Land for Non-Payment of Rates in confidence under section 90(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 Sale of Land for Non-Payment of Rates and the report and associated documentation be retained in confidence for a period of 12 months or until all properties have been sold, whichever occurs earlier .

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.

LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN

Sections 90 - Local Government Act 1999

FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS

Not applicable.