



Ordinary Council Meeting
Minutes
19 June 2014

CONFIRMATION OF MINUTES

These minutes were confirmed by the Council on 17 July 2014 as a true and accurate record of the Ordinary Council Meeting held on 19 June, 2014.

.....
C (Turk) Shales
Shire President

All attachment items referred to in these minutes are available for public perusal at the Shire office


DISCLAIMER

The advice and information contained herein is given by and to the Council without liability for its accuracy. Before placing any reliance on this advice or information, a written inquiry should be made to the Council giving entire reasons for seeking the advice or information and how it is proposed to be used.

Please note this agenda contains recommendations which have not yet been adopted by Council.

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Signed at Exmouth  (B Price), Chief Executive Officer Shire of Exmouth

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ORDINARY COUNCIL MEETING MINUTES

Our Vision

To support and develop a vibrant, welcoming community that embraces its past, values its present and plans for a sustainable future

Our Purpose

To responsibly provide governance for the whole community in the best interest of current and future generations

Our Strategic Objectives

- ❖ To provide sustainable management of the organisation
- ❖ To consistently apply the principles of Good Governance
 - ❖ To communicate effectively
 - ❖ To promote socioeconomic development
 - ❖ To value our environment and heritage

1. **DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS**

The Shire President declared the meeting open at 4:05pm.

2. **RECORD OF ATTENDANCE/APOLOGIES/APPROVED LEAVE OF ABSENCE**

| | |
|----------------------------|--|
| Councillor C (Turk) Shales | Shire President |
| Councillor M Hood | Deputy Shire President |
| Councillor R Winzer | |
| Councillor G Thompson | |
| Councillor S McHutchison | |
| Councillor R (Bob) Todd | |
| Mr B Price | Chief Executive Officer |
| Mrs S O'Toole | Executive Manager Corporate Services |
| Mrs J Kox | Executive Manager Aviation Services |
| Mr R Kempe | Executive Manager Community Engagement |
| Mr R Manning | Executive Manager Health & Building |
| Mr R Mhasho | Executive Manager Town Planning |
| Mr K Woodward | Executive Manager Engineering Services |

GALLERY

Visitors: 4

APOLOGIES

Nil

3. **RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil

4. **PUBLIC QUESTIONS TIME**

In accordance with section 5.24 of the Local Government Act 1995, a 15 minute public question time is made available to allow members of the public the opportunity of questioning Council on matters concerning them.

Council Consideration Towards Public

When public questions necessitate resolutions of Council, out of courtesy and at the President discretion the matter is to be dealt with immediately to allow the public to observe the determination of the matter (obviates the need for the public to wait an undetermined period of time).

When a matter is listed on the Agenda and member/s of the public are in attendance to observe the determination of the matter, out of courtesy and at the discretion of the President the matter is to be brought forward on the agenda and dealt with immediately to allow the public to observe the determination of the matter (again this obviates the need for the public to wait an indeterminate period of time).

One question was submitted by Rene Schwengeler.

Q1. When and by whom will the bike path out to the base be fixed?

The CEO responded advising that the bike track is located on Defence Land and has been included in the overall WANDRRA claim for recovery works. No decision has been made on the claim but regardless of the outcome the Council will ensure that repatriation works will be completed to the track.

Three questions were submitted by Rod and Brooke Collins.

Q1. When will the road between Preston Street and Mortiss Street be fixed.

A1. We are currently submitting our total claim for the whole of Exmouth to WANDRRA. Once funds are received from WANDRRA their requirements are to tender for the works. The roads will not be fixed until the tendering process is complete.

Q2. Why has the disabled parking been placed so far away from the entrance to the shops?

A2. The CEO advised that the disabled parking is compliant and has been strategically located away from the main thoroughfare of the old Kennedy Street and adjacent to the public conveniences.

Q3. What happened to the kurrajong trees along the side of IGA on Kennedy Street?

A3. The CEO advised that they were removed and unfortunately were not salvageable. However new trees have been included as part of the landscaping throughout the new Kennedy Street Carpark and Thew Street.

One question was submitted by Natalie Burke from Ningaloo Horse Riding Adventures.

Q1. Will you support my application to sub lease lot 614 on Mortiss St to temperately use or establish my potential riding school and horse tour business 'Ningaloo Horse Riding Adventures'?

I am currently on the block by mistake and have been given to the end of the month to vacate the premises. I have already improved the property and it is now suited to paddock horses on. I am giving horse riding lessons as a hobby and in three weeks I have 37 children from the community attending, each day I am gaining more interest. I also have disable children using my ponies as therapy and plan to start a program for troubled youths. There is no other land options for my horses in Exmouth and I have also been on the dept. of lands waiting list for 3 1/2 years. I understand that the shire are looking into more land for horses but at least in the interim I am asking to utilize this unused and very useful property.

Council have taken the question on notice and will respond to Ms Burke once Council can consider the matter further.

5 APPLICATIONS FOR LEAVE OF ABSENCE

The Local Government Act 1995 (Section 2.25) provides that a Council may, by resolution, grant leave of absence to a member for Ordinary Council Meetings. A member who is absent, without first obtaining leave of the Council, throughout three consecutive Ordinary meetings of the Council is disqualified from continuing his or her membership of the Council.

Disqualification from membership of the Council for failure to attend Ordinary Meetings of the Council will be avoided so long as the Council grants leave prior to the member being absent. The leave cannot be granted retrospectively. An apology for non attendance at a meeting is not an application for leave of absence.

Councillor Ross Winzer requested a leave of absence for the July Ordinary Council Meeting to be held on 17 July 2014.

COUNCIL DECISION – 01-0614 - ITEM 5

Moved Councillor Todd, Seconded Councillor McHutchison.

That the Council of the Shire of Exmouth accept the request for a leave of absence from Councillor Ross Winzer for the July Ordinary Council Meeting to be held on 17 July 2014.

CARRIED 6/0

6. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

That the Minutes of the Ordinary Meeting of the Shire of Exmouth held on the 15 May 2014 be confirmed as a true and correct record of proceedings.

COUNCIL DECISION – 02-0614 - ITEM 6

Moved Councillor Hood, Seconded Councillor Winzer.

That the Minutes of the Ordinary Meeting of the Shire of Exmouth held on the 15 May 2014 be confirmed as a true and correct record of proceedings.

CARRIED 6/0

7. ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION

The Shire President advised Council of his attendance to the Ningaloo Coast World Heritage Advisory Committee Meeting on Monday 16 of June 2014 of which the committee again discussed the issue of the Cape Range National Park having reduced from 22 down to 10 marsupial species due to the level of feral animals, specifically feral cats, within the range. He advised that the Council would be assisting the Department of Parks and Wildlife (DPaW) by strict enforcement of the new Cat Act. The community will now be required to register and spay their cats and confine them appropriately within their yards similar to dogs.

The Shire President informed Council of his participation in the Apache Oil Spill Emergency Exercise held on Wednesday 18 June 2014.

The Shire President informed Council that it had come to his attention that the Exmouth Chamber of Commerce and Industry (CCI) President have informed various government agencies that 100% of its members were not supportive of the Ningaloo Centre project. The Shire President added that he had personally phoned some 18 business owners in town who were all supportive of the Ningaloo Centre Project. I am recommending that the Council write a letter to the CCI requesting explanation of its actions and misrepresentation of its members views on the subject.

The Shire President informed of his attendance to the Emergency Volunteers Night which was well attended and a great night on Thursday 12 June 2014.

The Shire President took the opportunity to thank Three Islands Marine Whaleshark Dive for their assistance with the Shire's Whaleshark Festival Project – Ningaloo Enviro-Fashion of which they contributed a day trip on their boat with a number of staff free of charge.

The Shire President advised that Tim Niikkula is standing down as Justice of the Peace and recommended he apply for the position due to reduced numbers of Justices of the Peace in town.

8. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

Nil

9. REPORT OF COUNCILLORS

Councillor Hood gave an update on the Exmouth Visitor Centre Management Committee and also informed Council of his attendance at the recent Emergency Volunteers Night.


Councillor McHutchison informed Council of her attendance to the following meetings since the June Ordinary Council Meeting:

- 15 May 2014 – Exmouth Community Reference Group Meeting with Oil & Gas Companies
- 22 May 2014 – Opening Ceremony for the Big Prawn
- 22 – 25 May 2014 – Whaleshark Festival
- 29 May 2014 – National Landscapes Workshop
- 31 May 2014 - Gascoyne Bi-annual Art Awards in Carnarvon
- 3 June 2014 – Ningaloo Centre Meeting with Freeman Ryan Design including showcasing of the historical mosaics
- 10 June 2014 – WALGA Roadshow in Carnarvon
- 11 June 2014 – Was a judge on the panel for the 2014 Gascoyne Sports Volunteer Awards
- 12 June 2014 – Emergency Volunteers Night
- 12 June 2014 – Exmouth Cultural Arts Meeting
- 19 June 2014 – Evacuation Centre Training

Councillor Todd informed Council of his attendance to the Men's Shed meeting which is slowly progressing, the next meeting will be held on 14 July 2014 focussing on the establishment of a committee together with a operating structure and procedures of the Men's Shed.

Councillor Winzer informed Council of his attendance to the WALGA Roadshow on Tuesday 10 June 2014 which was a great opportunity. He also advised that he will be attending the Gascoyne Country Zone Meeting and Regional Road Group meetings on Thursday 26 June 2014.

9.1 Shire Presidents Report

| | |
|-------------------------|---|
| Location: | Exmouth |
| Applicant: | Cr C (Turk) Shales |
| File Reference: | GV.CM.0 |
| Disclosure of Interest: | Nil |
| Date: | |
| Signature of Author: |  |

SUMMARY

Following is a report on some of the activities, events and issues over the past month.

BACKGROUND

After four weeks annual leave, it was great to get home, WA, an endless array of beauty to as far as Lake Argyle in the north, but the jewel is still Exmouth and all it has to offer.

Congratulations to all concerned who worked tirelessly during and after the floods. I will always remain yours to the 99% of people who are please with the Shire's efforts.

The CBD upgrade looks fantastic, plenty of room for parking, whilst still keeping a village feel, and as for those big ugly power lines (gone!)

Meeting attended since the last meeting

- Attended the Ningaloo Centre Meetings with Matera Construction, Site Architecture and Freeman Ryan Design on 3 and 4 June 2014.
- Met with Defence and GHD Consultants regarding the Space Surveillance Hub Project on 6 June 2014
- Met with Ron Alexanderson Director General of Department of Sport and Recreation on 9 June 2014
- Met with Naomi Evans and Paul Siffleet from Shell on 9 June 2014
- Attended the Gascoyne Workforce Alliance Workshop with Department of Training & Workforce Development on Tuesday 10 June 2014
- Attended the GDC Board Meeting on Wednesday 11 June 2013
- Attended a teleconference with Matthew Coomber from Apache on Thursday 12 June 2014 regarding an Oil Spill Contingency Exercise
- Attended the Official Opening of the Carnarvon Flood Mitigation Works in Carnarvon on Friday 13 June 2014
- Attended the Official Opening of the Gascoyne Junction Tourism Precinct in Gascoyne Junction on Saturday 14 June 2014

COMMENT

Nil

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Civic Leadership

Objective 4: To work together as custodians of now and the future.

- Outcome: 4.1: To be a collaborative community with the capacity to manage to current and future direction of Exmouth
- Outcome: 4.2: A local government that is respected, professional, trustworthy and accountable
- Outcome: 4.3: To be strong advocates representing the region's interests

VOTING REQUIREMENTS

Simple Majority

COUNCILLOR'S RECOMMENDATION – 9.1

That the Shire of Exmouth receive the Shire Presidents Report for the month of June 2014.

COUNCIL DECISION – 03-0614 – 9.1

Moved Councillor Winzer, Seconded Councillor Thompson.


That the Shire of Exmouth receive the Shire Presidents Report for the month of June 2014.

CARRIED 6/0

10. REPORTS OF OFFICER

10.1 Chief Executive Officer

10.1.1 Chief Executive Officers Report

| | |
|-------------------------|---|
| Location: | Exmouth |
| Applicant: | Chief Executive Officer |
| File Reference: | GV.CM.0 |
| Disclosure of Interest: | Nil |
| Date: | 17 June 2014 |
| Author: | Chief Executive Officer, Mr B Price |
| Signature of Author: |  |

SUMMARY

The following report contains a brief summary of significant activities, events or issues that were raised since the last meeting.

BACKGROUND

Ningaloo Centre - Project Officer Report – 13 June 2014

Contract 04/2013 ‘Design and Construction of the Ningaloo Centre’ Activity

On 3 June Freeman Ryan Design presented a Design Concept for the Ningaloo Centre exhibition spaces, which included a 3D ‘fly through’.

- The public gallery will, in a chronological way, tell the Exmouth settlement history through reference to past events, activities, personal stories and material exhibits.
- The marine exhibition is located in a high volume space and it will focus on the ocean, the reef, the shore and marine research with various WA Museum items (on loan) that will link the cultural story of Exmouth. The exhibition will be enhanced by use of multi media and computer tablets with various Apps which will enable information (eg from the Ningaloo Alliance) to be sourced. The aquarium will be a primary feature covering an entire wall space.
- The terrestrial exhibition, located on the level above, will inform with a dedicated cavernous space.

On 3 and 4 June Site Architecture presented their Schematic Design plans (included a 3 D walk through) for the Ningaloo Centre and followed it up with user group workshops to confirm functionality and fit out requirements of each individual room area.

The Schematic Design Report, covering updated cost estimate, program and summary of consultation/meeting was considered by the Project Management Committee on 4 June and the minutes form a separate Agenda Item.

Department of Regional Development (DRD)

DRD advised on 12 June their ‘due diligence’ of the Shire’s Ningaloo Centre Stage 2 Business Case – ‘Construction and Fit Out’ is now complete. The Guaranteed Maximum Price clause in the Matera contract being noted as a means by which the Shire will control project expenditure.

The business case will now be circulated with the Director’s Reference Group after GAG endorsement. It will then be tabled with Cabinet for signoff followed by the need to execute a Financial Assistance Agreement. Assuming the business case progresses favourably release of the notional funds on request will still be several months away. DRD have been asked to progress asap to ensure the Contractor’s program for a September start is not delayed.

Community Development Grant (CDG) Funding

The initial activity milestone for the Department of Infrastructure and Regional Development CDG Funding Agreement is 30 June 2014. It requires submission of an independently prepared project estimate. This will be an extract from the Schematic Design report.

Lotterywest

Supplementary information has been supplied to Lotterywest. The Ningaloo Centre facility areas that will be supported (not supported spaces include the library, café, research and paid exhibition area) by the Community Grant application represent approximately 40% of the building floor area. The proportionate value of the grant application to the cost to build the supported areas is approximately 33.3%, excluding fit out and external works.

The board is understood to consider the Shire's application at its July 2014 meeting.

Appreciation Letter Warrant Officer – Alby Everett

Ex site Manager for Learmonth RAAF Operating Base, Warrant Officer Alby Everett visited Exmouth last month and took the opportunity to present the Shire President & Council a letter of appreciation for their and the communities support extended to Alby and his family during his posting in Exmouth.

Attached is a copy of the letter for Councillor information (refer *Attachment 1*)

Local Government Week Convention

The 2014 Local Government Convention and Trade Exhibition will be held at the Perth Convention Exhibition Centre from Wednesday 6 August to Friday 8 August 2014. The theme of the convention is 'Transparency, Trust & Transformation'.

A Notice of the WALGA Annual General Meeting to be held at the Perth Convention Exhibition Centre, Perth on Wednesday 6 August 2014, together with registration forms and the Convention Program have been provided to all Councillors for information. Can Councillors please provide an indication of their attendance and completed registrations ASAP so that Brooke can coordinate the travelling and accommodation arrangements.

Member Local Governments are entitled to be represented by two (2) voting delegates at the 2014 Annual General Meeting of the WA Local Government Association.

Exmouth Space Surveillance Hub Project

The Shire President, Deputy Shire President and myself met with Defence Infrastructure Division Project Management staff from Canberra and GHD Consultants on Friday 6 June 2014 regarding the Space Surveillance Hub Project.

The Minister for Defence recently announced Exmouth as the site for a combined space operations partnership involving the ADF with partners UK, Canada and the United States. The partnership will allow for more effective and coordinated use of space capabilities through cooperation on activities such as identifying and understanding what objects are in space, ensuring uninterrupted satellite operations, and avoiding satellite collisions.

These operations will include a C-Band Radar and a space surveillance Telescope, which will be operated by the RAAF in cooperation with the Joint Space Operations Centre at Vandenberg Air Force Base, California by 2017.

The C-Band Radar will provide accurate warning of potential collisions in low to medium Earth Orbit and tracking of objects falling to earth over Australia or the immediate region. This component of the project is already underway and is being constructed by the American National Guard personnel.

The Space Surveillance Telescope will provide increased capability for search, detection and tracking of small objects such as debris. Attached is a link and fact sheet for the DARPA Telescope for Councillor information (refer *Attachment 2*). The estimated cost of this component of the project is \$50m+ and will hopefully be completed by end of 2016.

A public hearing will be held over the next couple of months to further inform about the project.

Exmouth Cultural Arts Centre – Mural Project

In honour of Exmouth's 50 year anniversary the Exmouth Cultural Arts Centre Inc (ECAC) decided to create a series of mosaics expressing the history of Exmouth.

Throughout the year ECAC had engaged a mosaic specialist to visit Exmouth and provide a workshop to members of the community to learn how to create mosaics. The workshop was well attended and enjoyed so much by members of the community that they were keen to put what they had learnt to the test.

The members of ECAC spent many months gaining historical facts and stories from local pioneers to base their mosaics on. They were extremely excited when hearing all the stories from long-time local residents and couldn't wait to illustrate them in the mosaics. They engaged local artists to assist with the base design drawings. The final products are an outstanding, unique and highly detailed representation of Exmouth's history that are a credit to them.

Each panel represents an era of Exmouth's history including the following:

- In the beginning – Local Flora and Fauna and Aboriginal Heritage
- The Fringing Reef – Depicting past discoverers that visited the Cape and the waters of Ningaloo.
- Early 1900's – Depicting Mildura Wreck, the building of the Vlaming Head Lighthouse and the Lighthouse Keepers
- The War Years – Depicting Exmouth's involvement in World War II.
- The Building of the Town – Depicting the establishment of the US Naval Base HEH and the subsequent development of the town of Exmouth.
- Cyclone Vance – Depicting Exmouth's most severe cyclone ever experienced and its impact on the town and its local residents at the time.
- Exmouth nowadays – depicting Exmouth's current major industries including tourism and oil & gas and the overall Exmouth lifestyle.

Local businesses and community members donated tiles and bits and pieces to put towards the mosaics and many donated their time and expertise in collecting and cutting rocks, metals and other materials for the ladies to use. One man extracted rock from Cape Range and cut it for them to use.

They have completed 5 of the 7 panels and although not quite finished, they presented them to the community at this year's Whaleshark Festival.

ECAC have contacted the Shire about the possible inclusion of the panels within the new Ningaloo Centre, which is being considered.

36 community members have contributed a total in excess of 650 hours of volunteering for this project.

The History of Mosaics fact sheet and some photos are attached for Councillor information. (refer *Attachment 3*)

Apache Emergency Response Exercise

Shire President, EMAS & myself met with representatives from Apache's Perth and Houston offices in Exmouth on Thursday 5 June 2014, to discuss a proposed Emergency Response Exercise that they will be undertaking at the end of June.

It is proposed that an explosion and valve blow-out eventuates, resulting in a significant oil spill from their Coniston-Novara Oil rig. The Perth and Houston offices will be playing out the first 7 day response requirements from their respective offices with a concentration on the response requirements from the 8th day onwards and the affects it will have in Exmouth and the coast.

Council have indicated that we would like to also participate in role playing throughout the event at Management level.

A report of outcomes will be kept for future reference.

Changes to Shire Administration Office

The Shire administration office has recently carried out a re-shuffle. Due to staff office constraints and as part of the long term plan for the Shire Administration Office in conjunction with the Ningaloo Centre project, the CEO and Executive Secretary have now moved to the existing Telecentre Building behind the Library. The Shire President has been provided an office space also within this building.

Regular users of the Telecentre have been provided the opportunity to use meeting rooms within Durack Tafe or seek permission from other clubs such as the Bowling Club, Golf Club etc, for use of their premises for the interim until the Ningaloo Centre is built.

Staffing Matters

I would like to take this opportunity to sincerely thank both Jenny Kox, EMAS and Rob Manning EMHB for their great effort in the Acting CEO role, particularly during the unfortunate Flooding event that took place during my absence of leave.

The All of Staff Workplace Agreement was voted by all employees at the end of May resulting in a majority No vote. The delegates have been asked to come back to me to report on the issues contained within the document that has resulted in the vote.

Other Meetings & Functions attended by the CEO

1. Met with Horizon Power representatives on Friday 30 May 2014 in relation to underground power project and the Old Power House site.
2. EMTP and myself met with Arvid Hogstrom from Department of Parks & Wildlife on 30 May 2014 in relation to PAR over the Cape Range.
3. Participated in a Teleconference with Marilyn Rulyancich, Officer Regional Development Australia on Thursday 5 June 2014 to discuss the Gascoyne Economic Alliance Project.
4. Shire President and myself met with Naomi Evans and Paul Siffleet from Shell on Monday 9 June 2014 to discuss the close-out of the Palta Well Project and the proposed seismic survey operations for later in the year on Permits located 150km North West of the Cape.
5. Shire President and myself met socially with Ron Alexander, Director General of Department of Sport & Recreation, and wife Marilyn on Monday 9 June 2014.
6. Shire President, EMES and myself met with Craig Patterson, Managing Director of Centrals, on Thursday 12 June 2014 to discuss the completion of the CBD Revitalisation Project.
7. Councillors and myself attended the Emergency Volunteers Appreciation Evening on Thursday 12 June 2014
8. Shire President and myself attended the Official Opening of the Carnarvon Flood Mitigation Works in Carnarvon on Friday 13 June 2014.
9. Shire President and myself attended the Official Opening of the Gascoyne Junction Tourism Precinct in Gascoyne Junction on Saturday 14 June 2014.

Meetings Scheduled for Next Month

1. Shire President, EMAS and myself to attend the Qantas and Virgin Regional Airlines Community Consultation Group Meetings scheduled to be held in Exmouth on Wednesday 18 June 2014.
2. EMAS & myself to attend the Learmonth Heliport Consultative Committee meeting to be held in Exmouth on Wednesday 18 June 2014.
3. Cr Winzer, EMES and myself to attend the Gascoyne RRG and Zone meetings to be held in Carnarvon on Wednesday 26 June 2014.
4. Tidy Towns Judging day being conducted on Tuesday 1 July 2014.
5. EMTP, Emergency Officer and myself to meet with DFES Chief Superintendent Rob Cox and John Newman in Exmouth 14 July 2014 to discuss the current emergency services legislation review and the possibility of the new legislation providing options for management of bushfire response.

COMMENT

Nil

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Civic Leadership

Objective 4: To work together as custodians of now and the future.

- Outcome: 4.1: To be a collaborative community with the capacity to manage the current and future direction of Exmouth
- Outcome: 4.2: A local government that is respected, professional, trustworthy and accountable
- Outcome: 4.3: To be strong advocates representing the region's interests

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION – 10.1.1

That the Council of the Shire of Exmouth receive the Chief Executive Officers Report for the month of June 2014.

COUNCIL DECISION – 04-0614 – 10.1.1

Moved Councillor Todd, Seconded Councillor Hood.

That the Council of the Shire of Exmouth receive the Chief Executive Officers Report for the month of June 2014.


CARRIED 6/0

Councillor Todd extended his thanks and appreciation to the Exmouth Cultural Arts Centre Inc for their efforts on the Exmouth Banner for Banners in the Terrace and also the historical mosaics which are fantastic.

10. REPORTS OF OFFICER

10.1 Chief Executive Officer

10.1.2 Tidy Towns 2014

| | |
|-------------------------|---|
| Location: | Exmouth |
| Applicant: | Bill Price |
| File Reference: | CR.AW.2 |
| Disclosure of Interest: | Nil |
| Date: | 11 June 2014 |
| Author: | Chief Executive Officer, Bill Price |
| Signature of Author: |  |

SUMMARY

The following report recommends that Council endorse the Tidy Towns Submission for 2014.

BACKGROUND

Keep Australia Beautiful holds the Tidy Towns competition every year to seek the tidiest and most sustainable town in the state. There are eight categories to be fulfilled to be the overall winner and a number of projects or initiatives can be submitted for each category if there is more than one.

The categories are as follows:

- General Appearance
- Community Action & Partnership
- Energy Innovation
- Waste Management & Litter Prevention
- Water Conservation
- Natural Environment Conservation
- Heritage & Culture
- Young Legends

Shire Officers have been working with a select group to put together this year's submission which was submitted by the due date of 1 June 2014.

Projects or initiatives submitted may be on-going or a one-off and are judged on what was achieved during the timeframe from 1 June 2013 – 31 May 2014. The judges favour projects that have a high level of community involvement and volunteering. Also collaborations between government departments, local businesses and community groups is a positive element.

COMMENT

Shire officers nominated over 20 projects across the eight categories this year including events such as the Exmouth 50 Year Celebration, the Whaleshark Festival, The Variety Bash Start and Federation Park Opening.

Other projects included the Town Centre Stage 2 revitalisation works, undergrounding of power, the Exmouth Water Spray Ground, town beach upgrade, water re-use at the Spray Ground, the new pool covers as another means of water conservation, Great Northern Clean-Up, Recycling at Community Events, the Big Prawn, the Historical Mosaics created by Exmouth Cultural Arts Centre Inc and the Youth Action Exmouth Group, to name a few.

The 2014 Submission is provided for Council endorsement at (refer *Attachment 4*).

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Environment

Objective 2: To have a balanced respect for our environment and heritage, both natural and built.

- Outcome 2.2: Our pristine natural environment and biodiversity will be understood, maintained and protected
- Outcome 2.3: To have a town and community that takes pride in its world heritage
- Outcome 2.4: To be a leader in eco-friendly initiatives and innovations
- Outcome 2.5: To make Exmouth an attractive town that is a comfortable and welcoming place to live and visit, and reflects the lifestyle values and unique natural environment

Civic Leadership

Objective 4: To work together as custodians of now and the future.

- Outcome: 4.1: To be a collaborative community with the capacity to manage the current and future direction of Exmouth

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION – 10.1.2

That the Council of the Shire of Exmouth endorse the Tidy Towns Submission for 2014.

COUNCIL DECISION – 05-0614 – 10.1.2

Moved Councillor Winzer, Seconded Councillor Todd.


That the Council of the Shire of Exmouth endorse the Tidy Towns Submission for 2014.

CARRIED 6/0

10. REPORTS OF OFFICER

10.1 Chief Executive Officer

10.1.3 Amalgamation of Main Roads WA

| | |
|-------------------------|---|
| Location: | Exmouth |
| Applicant: | Main Roads Department |
| File Reference: | RD.LI.1 |
| Disclosure of Interest: | Nil |
| Date: | 12 June 2014 |
| Author: | Chief Executive Officer, Bill Price |
| Signature of Author: |  |

SUMMARY

This report recommends that Council write to the Minister for Transport, The Hon Dean Nalder, expressing our disapproval of the recent decision to amalgamate the Gascoyne branch of the MRWA with the Midwest division, operating out of Geraldton.

BACKGROUND

Council is receipt of correspondence from MRWA advising that they have undertaken a review of their regional operating model to ascertain the best structure that meets their requirement in managing the State road network.

One initiative identified in the review was for the Gascoyne and Midwest regions to be amalgamated into one single entity. This move will be effective from 1 July 2014 with the new Regional Manager, Bernie Miller, being based in Geraldton. An operations manager will be based in Carnarvon.

The Regional Road Group structure will remain in place for the foreseeable future. No information on staffing structures have been provided.

COMMENT

As Exmouth is already the most Northerly located area in the region, having the Regional operations located further South to Geraldton is likely to reduce the quality of service provided to the region. Exmouth continues to experience the inconsistency of regional government services being provided from different regions (i.e. Karratha, Carnarvon, Geraldton).

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Civic Leadership

Objective 4: To work together as custodians of now and the future.

- Outcome: 4.1: To be a collaborative community with the capacity to manage the current and future direction of Exmouth
- Outcome: 4.2: A local government that is respected, professional, trustworthy and accountable
- Outcome: 4.3: To be strong advocates representing the region's interests

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION – 10.1.3

That the Council of the Shire of Exmouth write to the Minister for Transport, The Hon Dean Nalder, expressing our disapproval of the recent decision to amalgamate the Gascoyne branch of the MRWA with the Midwest division, operating out of Geraldton.

COUNCIL DECISION – 06-0614 – 10.1.3

Moved Councillor Winzer, Seconded Councillor Todd.


That the Council of the Shire of Exmouth write to the Minister for Transport, The Hon Dean Nalder, expressing our disapproval of the recent decision to amalgamate the Gascoyne branch of the MRWA with the Midwest division, operating out of Geraldton.

CARRIED 6/0

10. REPORTS OF OFFICER

10.1 Chief Executive Officer

10.1.4 Ningaloo Centre

| | |
|-------------------------|---|
| Location: | Exmouth |
| Applicant: | Ningaloo Centre Project Management Committee |
| File Reference: | ED.PJ.1 |
| Disclosure of Interest: | Nil |
| Date: | 17 June 2014 |
| Author: | Chief Executive Officer, Bill Price |
| Signature of Author: |  |

SUMMARY

This report recommends that the Council endorse the Ningaloo Centre Project Management Committees recommendation to accept, subject to the following conditions, 'Stage 2 Schematic Design Report' as presented by the Contractor.

1. User group and PMC issues (raised at meetings) be resolved during Stage 3 Design development.
2. A decision on the Community Centre Option reserved pending a cost update at the end of Stage 3.
3. Revised area analysis is acknowledged, noting mechanical plant room area exceeds RFT by 121m² and hence the area be either reduced or accommodated by Contractor to meet RFT value.
4. Matera Construction Cost Summary and QS report is noted with expectations of GMP contract price being attained and verified by QS during the Design Development Stage 3.
5. Stage 3 scope and value of works required to be paid as Provisional Sum items are itemised and priced.
6. Endorsement of FRD June 2014 exhibition design concepts and FRD authorised to progress to Design Development with fees capped at \$100k draw down on their \$300k PS allocation.

BACKGROUND

The Ningaloo Centre has two overarching committees to assist the Council in the overall management of the project, being:-

(a) Project Steering Committee

The Shire President will chair a Project Steering Committee which has the objective of information sharing between members regarding the Project's status (progress, financial, activity) and obtaining member feedback that may be shared with Council.

The Project Steering Committee will comprise representation from;

- Exmouth Shire President and Councillors
- Gascoyne Development Commission
- Durack TAFE
- Ningaloo Alliance
- The Department
- Regional Development Australia (Gascoyne Mid-West RDA)
- Exmouth Shire Chief Executive Officer
- Shire Project Manager

(b) Project Management Committee

The Shire President will chair the Project Management Committee which has the responsibility to successfully deliver the Project. This is a Council operational and decision making committee that operates independently to the Steering Committee.

The Project Management Committee will comprise representation from;

- Exmouth Shire President and Councillors
- Exmouth Shire Chief Executive Officer
- Shire Project Manager

- Executive Manager Community Engagement
- Executive Manager Corporate Services
- With co-opted attendance, as required by Contractor, Ningaloo Alliance and DURACK

Other agencies such as the State Library of Western Australia, Art Gallery of Western Australia and Museum of Western Australia are included as key stakeholders to be consulted during the design phase for the purpose of providing expert direction on specific components of the project.

The phase 1 contract with Builder Matera Construction involves a 4 stage component of

1. Stage 1 – Design Brief Finalisation
2. Stage 2 – Schematic Design
3. Stage 3 – Design Development
4. Stage 4 – Final Construction Documentation

Stage 2 ‘Schematic Design’ has now been completed with the report being considered by the Project Management Committee meeting held on Wednesday 4 June 2014. The committee were satisfied with work completed to date and recommended that the Stage 2 be accepted so that the Contractor can proceed with Stage 3 ‘Design Development’.

Attached are the minutes of the meeting including the Stage 2 ‘Schematic Design Report’ for Councillor consideration. (Refer *Attachment 5*).

COMMENT

Nil

CONSULTATION

Ningaloo Centre Project Management Committee and key stakeholders involved in the project.

STATUTORY ENVIRONMENT

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Economic

Objective 1: To be a diverse and innovative economy with a range of local employment opportunities.

- Outcome 1.3: Diverse Tourism opportunities
- Outcome 1.5: Maintain & Improve Shire Infrastructure

Environment

Objective 2: To have a balanced respect for our environment and heritage, both natural and built.

- Outcome 2.2: Our pristine natural environment and biodiversity will be understood, maintained and protected
- Outcome 2.3: To have a town and community that takes pride in its world heritage
- Outcome 2.5: To make Exmouth an attractive town that is a comfortable and welcoming place to live and visit, and reflects the lifestyle values and unique natural environment

Social

Objective 3: To be a dynamic, passionate and safe community valuing natural and cultural heritage.

- Outcome 3.2: Excellent lifestyle, recreational and cultural facilities.
- Outcome 3.4: A community that is well informed and educated about our natural, cultural and built environment.
- Outcome 3.6: Expanded education and training facilities and opportunities
- Outcome 3.7: Residents and visitors have access to appropriate services and facilities to enhance their health and wellbeing

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION – 10.1.2

That the Council of the Shire of Exmouth endorse the Ningaloo Centre Project Management Committees recommendation to accept, subject to the following conditions, 'Stage 2 Schematic Design Report' as presented by the Contractor.

1. *User group and PMC issues (raised at meetings) be resolved during Stage 3 Design development.*
2. *A decision on the Community Centre Option reserved pending a cost update at the end of Stage 3.*
3. *Revised area analysis is acknowledged, noting mechanical plant room area exceeds RFT by 121m2 and hence the area be either reduced or accommodated by Contractor to meet RFT value.*
4. *Matera Construction Cost Summary and QS report is noted with expectations of GMP contract price being attained and verified by QS during the Design Development Stage 3.*
5. *Stage 3 scope and value of works required to be paid as Provisional Sum items are itemised and priced.*
6. *Endorsement of FRD June 2014 exhibition design concepts and FRD authorised to progress to Design Development with fees capped at \$100k draw down on their \$300k PS allocation.*

COUNCIL DECISION – 07-0614 – 10.1.4

Moved Councillor Hood, Seconded Councillor Thompson.

That the Council of the Shire of Exmouth endorse the Ningaloo Centre Project Management Committees recommendation to accept, subject to the following conditions, 'Stage 2 Schematic Design Report' as presented by the Contractor.

1. *User group and PMC issues (raised at meetings) be resolved during Stage 3 Design development.*
2. *A decision on the Community Centre Option reserved pending a cost update at the end of Stage 3.*
3. *Revised area analysis is acknowledged, noting mechanical plant room area exceeds RFT by 121m2 and hence the area be either reduced or accommodated by Contractor to meet RFT value.*
4. *Matera Construction Cost Summary and QS report is noted with expectations of GMP contract price being attained and verified by QS during the Design Development Stage 3.*
5. *Stage 3 scope and value of works required to be paid as Provisional Sum items are itemised and priced.*
6. *Endorsement of FRD June 2014 exhibition design concepts and FRD authorised to progress to Design Development with fees capped at \$100k draw down on their \$300k PS allocation.*

CARRIED 6/0

10. REPORTS OF OFFICERS

10.2 Executive Manager Corporate Services

10.2.1 General Report

Location: Exmouth
 Applicant: S O'Toole
 File Reference: CM.RE.0
 Disclosure of Interest: Nil
 Date: 4 June 2014
 Author: Executive Manager Corporate Services

Signature of Author:



Senior Officer: Chief Executive Officer, Bill Price

SUMMARY

The following report contains a brief summary of activities and issues that were raised during the last month.

BACKGROUND

Staff Movements

Our Senior Finance Officer, Durga Ojha has resigned effective 18 July 2014 as he will be relocating to Perth. Advertising of his position has commenced with the position title changing to Accountant. Cally Schmidt, Finance Officer, will now take on the responsibility of Payroll duties.

Financial Reporting Workshop

The Executive Manager Corporate Services attended Financial Workshops held in Perth on 22-23 May 2014 conducted by UHY Haines Norton. These workshops focused on changes to local government regulations and accounting standards impacting the preparation of Monthly Financial Reports, Annual Budgets and Annual Financial Reports.

Interim Audit

An interim Audit was conducted by Anderson, Munro & Wylie on 5, 6 & 7 May 2014 to review the accounting and internal control procedures in operation as well as testing transactions in the following areas:

- Tender Register
- Delegations Register
- Register of Financial Interest
- Local Government Compliance Audit Return
- Valuer Generals Rate Rolls
- Payroll
- Payments and Creditors
- Bank Reconciliations
- Grant information

Administration are yet to receive a letter from the Auditors advising of their findings of the interim audit, however on the final day, the Executive Manager Corporate Services met with the Auditor who advised there were no issues to be raised.

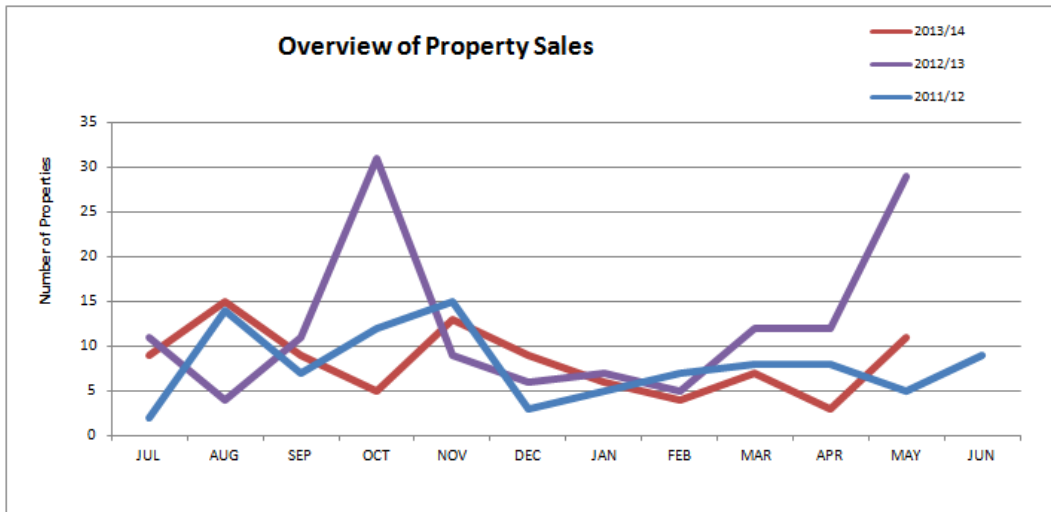
Rating

Property Sales

Below is a summary of properties sold during 2013/14:

| 2013/14 Summary of Property Sales | | | |
|-----------------------------------|-----------------|---------------------|--------------|
| Number Sold | Land Usage | Total Sales | Average Sale |
| 46 | Vacant Land | \$15,133,500 | \$328,989 |
| 39 | Residential | \$20,417,500 | \$523,526 |
| 6 | Industrial | \$5,799,500 | \$966,583 |
| 0 | Mixed Use | \$0 | \$0 |
| 0 | Composite Devel | \$0 | \$0 |
| 0 | Special Use | \$0 | \$0 |
| 0 | Tourism | \$0 | \$0 |
| 91 | | \$41,350,500 | |

| Property Sales | 2013/14 | 2012/13 | 2011/12 |
|----------------|---------|---------|---------|
| JUL | 9 | 11 | 2 |
| AUG | 15 | 4 | 14 |
| SEP | 9 | 11 | 7 |
| OCT | 5 | 31 | 12 |
| NOV | 13 | 9 | 15 |
| DEC | 9 | 6 | 3 |
| JAN | 6 | 7 | 5 |
| FEB | 4 | 5 | 7 |
| MAR | 7 | 12 | 8 |
| APR | 3 | 12 | 8 |
| MAY | 11 | 29 | 5 |
| JUN | | 20 | 9 |
| | 91 | 157 | 95 |

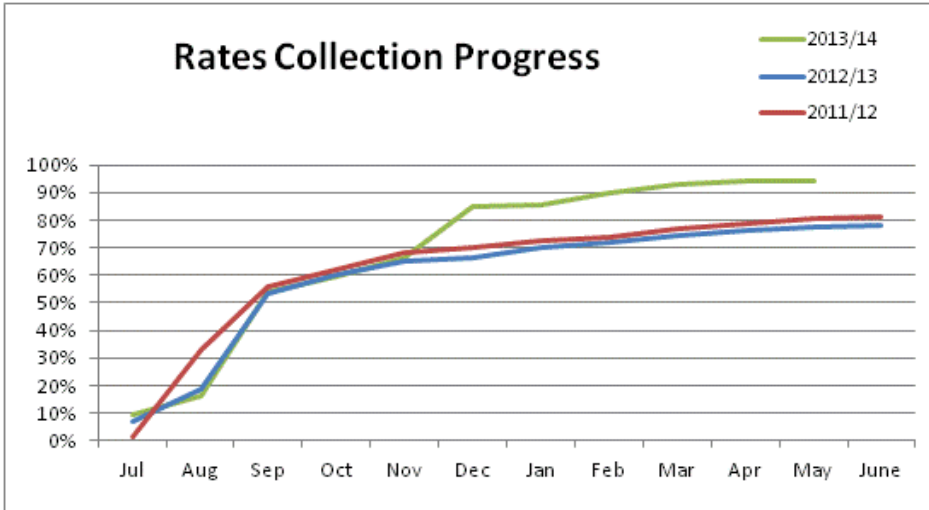


Rates Collection

| 2013/14 Rates Collection Analysis | | | |
|--|-----------|-----------------|--------------------|
| | | | \$ |
| Rates & Charges Levied 2013/14 | | | 3,659,753 |
| Arrears 1 July 2012 | | | 995,039 |
| Less Collections | | | (4,366,854) |
| Total Rates & Charges Outstanding | | | 287,937 |
| Less Pensioner Deferred Rates | | | (18,210) |
| Total Rates Collectable | | | 269,727 |
| % Collected to Date | | | 94.2% |
| Notices Sent | | | 7/08/2013 |
| Due Date | | | 11/09/2013 |
| Reminder Notice Sent | | | 19/09/2013 |
| Final Notice Sent | | | 18/10/2013 |
| Notice of Intention to Summons Sent | | | 20/11/2013 |
| Summons Issued | | | 24/02/2014 |
| 2013/14 | \$ | Accum \$ | % Red'd |
| Jul | 76,936 | 76,936 | 9.6% |
| Aug | 669,285 | 746,221 | 16.4% |
| Sep | 1,762,741 | 2,508,962 | 53.9% |
| Oct | 258,751 | 2,767,713 | 59.3% |
| Nov | 339,368 | 3,107,081 | 66.3% |
| Dec | 832,396 | 3,939,477 | 84.7% |
| Jan | 51,178 | 3,990,655 | 85.8% |
| Feb | 211,567 | 4,202,222 | 90.0% |
| Mar | 95,278 | 4,297,500 | 92.8% |
| Apr | 51,533 | 4,349,033 | 93.8% |
| May | 17,821 | 4,366,854 | 94.2% |

| Comparative percentage of rates collected monthly | | | |
|--|----------------|----------------|----------------|
| | 2013/14 | 2012/13 | 2011/12 |
| Rates Due Date | 11/09/2013 | 10/09/2012 | 2/09/2011 |
| Jul | 10% | 7% | 1% |
| Aug | 16% | 19% | 33% |
| Sep | 54% | 54% | 56% |
| Oct | 59% | 60% | 62% |
| Nov | 66% | 65% | 68% |
| Dec | 85% | 67% | 70% |
| Jan | 86% | 70% | 72% |
| Feb | 90% | 72% | 74% |
| Mar | 93% | 75% | 77% |
| Apr | 94% | 77% | 79% |
| May | 94% | 78% | 81% |
| June | | 78% | 81% |

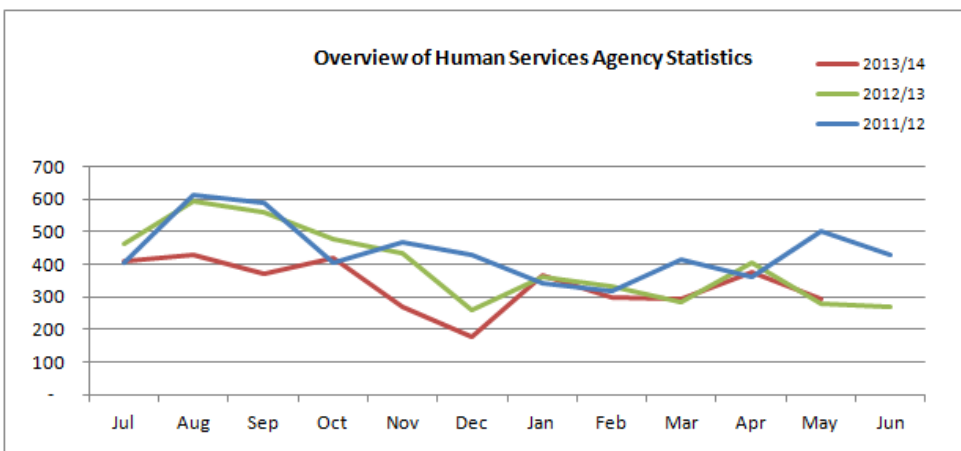
Graphical Overview of Rates Collection



Human Services Agency (formerly Centrelink)

Summary of Agent Statistics for 2013/14:

| | Lodgement of Forms/Assist with Completion | Referrals to Call Centre & CSC | Assist with use of Equipment & Computer | Respond to General Enquiries | TOTAL | Hours of Operation/week | | | |
|--------------|---|--------------------------------|---|------------------------------|--------------|-------------------------|--------------|--------------|--------------|
| | | | | | | 12.5 | 12.5 | 15 | 15 |
| | | | | | | 2013/14 | 2012/13 | 2011/12 | 2010/11 |
| Jul | 118 | 81 | 13 | 199 | 411 | 411 | 464 | 403 | 637 |
| Aug | 149 | 68 | 21 | 189 | 427 | 427 | 592 | 615 | 595 |
| Sep | 129 | 79 | 19 | 146 | 373 | 373 | 560 | 590 | 567 |
| Oct | 142 | 57 | 40 | 183 | 422 | 422 | 478 | 406 | 383 |
| Nov | 90 | 34 | 36 | 108 | 268 | 268 | 436 | 469 | 402 |
| Dec | 45 | 27 | 32 | 74 | 178 | 178 | 262 | 427 | 521 |
| Jan | 101 | 61 | 52 | 153 | 367 | 367 | 364 | 340 | 424 |
| Feb | 108 | 40 | 39 | 112 | 299 | 299 | 332 | 320 | 441 |
| Mar | 103 | 34 | 47 | 112 | 296 | 296 | 285 | 416 | 409 |
| Apr | 187 | 44 | 48 | 98 | 377 | 377 | 403 | 364 | 271 |
| May | 97 | 34 | 55 | 110 | 296 | 296 | 278 | 500 | 400 |
| Jun | | | | | - | | 272 | 428 | 334 |
| TOTAL | 1,269 | 559 | 402 | 1,484 | 3,714 | 3,714 | 4,726 | 5,278 | 5,384 |



CONSULTATION

Auditors - Anderson, Munro & Wylie

STATUTORY ENVIRONMENT

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Civic Leadership

Objective 4: To work together as custodians of now and the future.

- Outcome: 4.2: A local government that is respected, professional, trustworthy and accountable

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION – 10.2.1

That the Council of the Shire of Exmouth receive the Executive Manager Corporate Services Report for the month of June 2014.

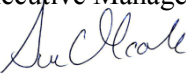
COUNCIL DECISION – 08-0614 – 10.2.1

Moved Councillor Todd, Seconded Councillor McHutchison.

That the Council of the Shire of Exmouth receive the Executive Manager Corporate Services Report for the month of June 2014.

CARRIED 6/0

10. REPORTS OF OFFICERS**10.2 Executive Manager Corporate Services****10.2.2 Monthly Financial Statements and Report**

| | |
|-------------------------|---|
| Location: | Exmouth |
| Applicant: | S O'Toole |
| File Reference: | FM.FI.0 |
| Disclosure of Interest: | Nil |
| Date: | 4 June 2014 |
| Author: | Executive Manager Corporate Services, Sue O'Toole |
| Signature of Author: |  |
| Senior Officer: | Chief Executive Officer, Bill Price |

SUMMARY

The provisions of the Local Government Act 1995 and associated Regulations require the Shire of Exmouth to produce a monthly financial management report for presentation to the Council. This report recommends Council accept the financial reports and pass the accounts for payment.

BACKGROUND

Financial report for the period ended 31 May 2014 has been prepared and a copy of the Report is attached as *Attachment 1* and a complete list of accounts for payment is attached as *Attachment 2*.

COMMENT

Nil

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995 and Local Government (Financial Management) Regulations 1996.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS**Civic Leadership**

Objective 4: To work together as custodians of now and the future.

- Outcome: 4.2: A local government that is respected, professional, trustworthy and accountable

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION – 10.2.2

That the Council of the Shire of Exmouth:

- 1. The monthly financial reports for period ended May 2014 be accepted; and*
- 2. The accounts as listed in the monthly financial report be received for;*
Municipal Fund ~ May 2014 \$1,908,952.30 incorporating 12709 to 12755 and direct debits
Trust Fund – May 2014 \$16,733.51 incorporating 400788 to 400789 and direct debits
Outstanding Creditors as at May2014 ~ \$354,744.14

COUNCIL DECISION – 09-0614 – 10.2.2

Moved Councillor Winzer, Seconded Councillor Todd.

That the Council of the Shire of Exmouth:


- 1. The monthly financial reports for period ended May 2014 be accepted; and*
- 2. The accounts as listed in the monthly financial report be received for;
Municipal Fund ~ May 2014 \$1,908,952.30 incorporating 12709 to 12755 and direct debits
Trust Fund – May 2014 \$16,733.51 incorporating 400788 to 400789 and direct debits
Outstanding Creditors as at May2014 ~ \$354,744.14*

CARRIED 6/0

10. REPORTS OF OFFICERS

10.3 Executive Manager Aviation Services

10.3.1 General Report

| | |
|-------------------------|---|
| Location: | Exmouth |
| Applicant: | J Kox |
| File Reference: | TT.SP.0 |
| Disclosure of Interest: | Nil |
| Date: | 11 June 2014 |
| Author: | Executive Manager Aviation Services, Jenny Kox |
| Signature of Author: |  |
| Senior Officer: | Chief Executive Officer, Bill Price |

SUMMARY

The following Aviation Services Department report contains a brief summary of significant activities and issues arising since the May 2014 Council Meeting agenda report.

BACKGROUND

Defence

The Learmonth Airport Master Plan has been forwarded to Defence for their approval as has the amended Environmental Management Plan.

Monthly Learmonth Advisory Committee Meetings continue to raise no significant issues.

Regulatory

The Department of Transport have advised of changes to the Regional Airports Development Scheme (RADS) from 2015/16. The new program comprises of a two grant system – Category 1 for projects less than \$500,000 and Category 2 for projects greater than \$500,000 with a higher level of documentation required.

The Department of Transport WA will be undertaking their 6-monthly Community Consultation Group (CCG) meetings as part of their regulated service contracts with Qantas and VARA on 18 June 2014 via teleconference with local participants convening in Council Chambers.

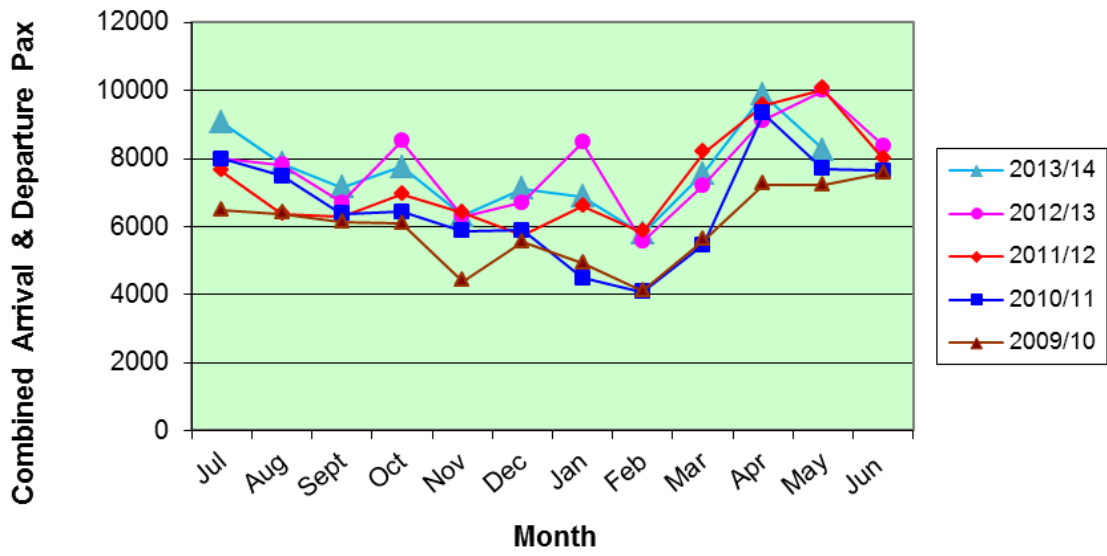
Airlines/Air Operators/Industry

The heliport has continued with minimal operations (production only) which is reflected once again in only 15% of RPT passengers attributable to heliport operations. The impact of reduced heliport operations can conservatively account for 1380 less passengers for the month when compared to the same period in 2013.

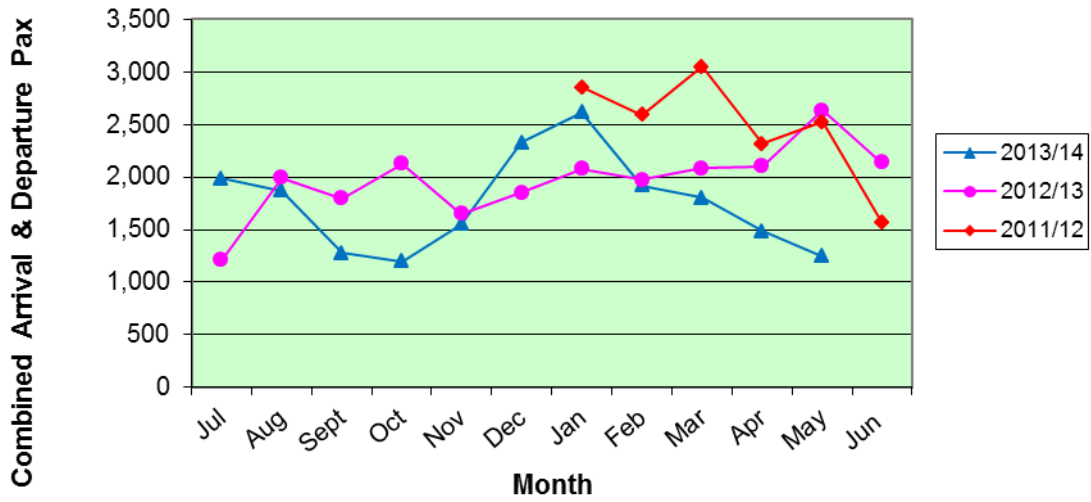
Following the busy April holiday period, a quieter May was seen with 1715 passenger less than for the same period last year (which included a lost operational day on 5 May due to rain). With adjustment for reduced heliport passenger numbers, this is then a reduction of 335 non-heliport passengers.

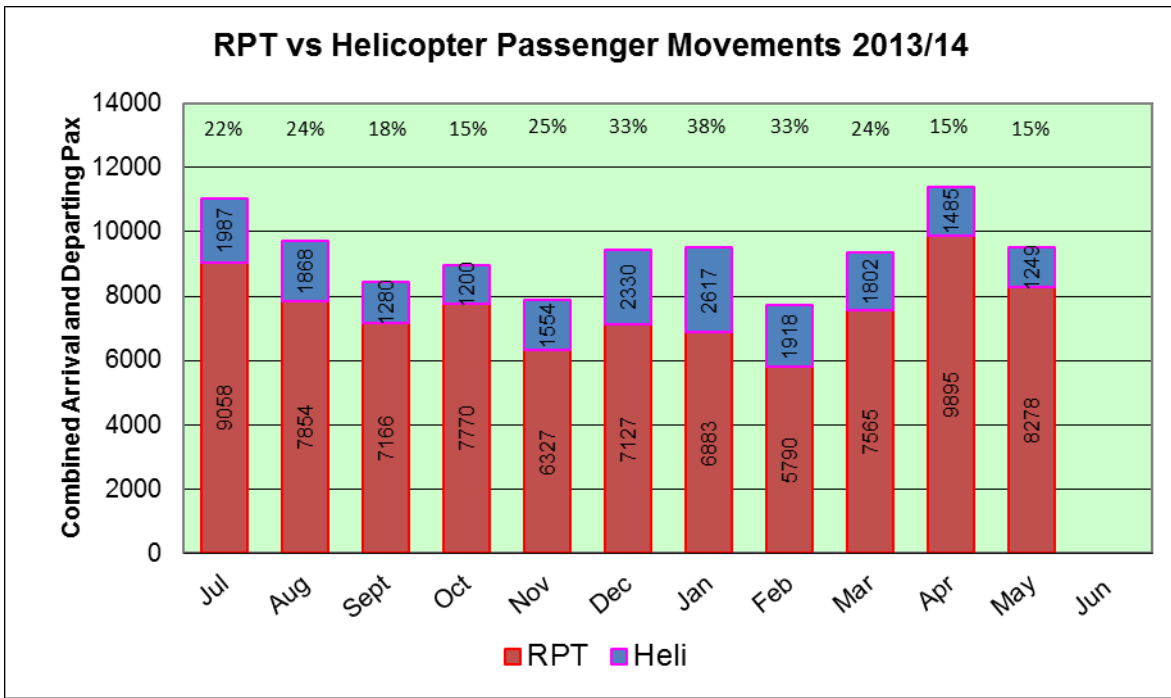
See the graphical presentation of statistics below.

Annual RPT Passenger Movements



Annual Helicopter Passenger Movements





Airport

Mobile telecommunications improvements will be sought via the Federal Government \$100M mobile coverage upgrade program. An expression of interest will be submitted to cover, amongst other areas, Learmonth Airport and area further south to Burkett Road.

A meeting was held with Apache representatives on 5 June 2014 regarding emergency response requirements at Learmonth Airport and Exmouth Aerodrome.

Refurbishment of the old ‘jelly bean’ and ‘smarties’ furniture is complete, bringing a more coordinated and sophisticated look to the arrivals and departures areas.



An upgrade of the DVOR navigational aid due to commence on 16 June 2014 has been postponed until 2015 to accommodate upcoming Defence operations. The upgrade will see the DVOR off-line for around 3 months.

Heliport

A quieter month again at the heliport with a continuation of baseline operations only. Some drilling is proposed for October, pending drilling vessel availability.

The 12th meeting of the Learmonth Heliport Consultative Meeting will be held on 18 June 2014.

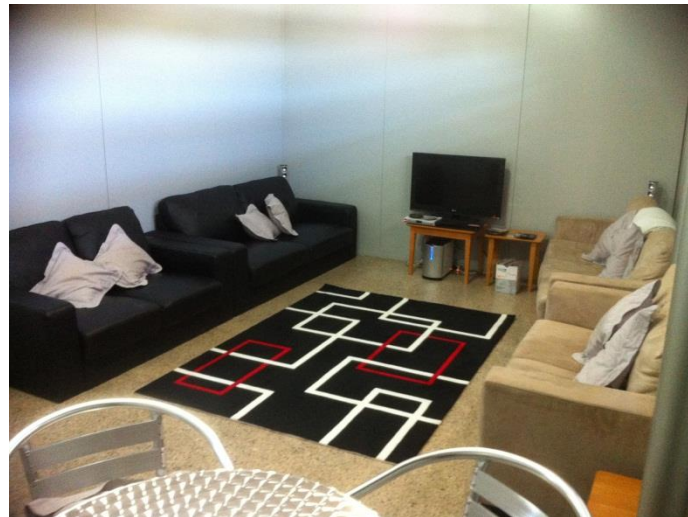
Staffing

Aaron Crabtree, Dion A’Hearn and Tudor Cummins completed the face-to-face component of a certificate III in Aerodrome Reporting Operations last month. An assessment of on-line components and on-site operations will occur in coming months to complete the course.

The Airport Manager attended Ops-Swap – an operational forum for airport operators conducted by the Australian Airports Association in Adelaide on 11-13 June 2014.

Leasing

The crew room furniture has been relocated to the new rest & meeting room, with its first use on 3 June 2014.



An inspection to review actions taken to the notice of breach of lease conditions was undertaken on Birds Eye View at Exmouth Aerodrome on 19 May 2014 of which one of the notices of breach was rectified. The other breach notice, being for housing of an aircraft without sub-let approval, has since been requested.

Projects

The new doors and electronic locks have been installed giving a higher level of security to the buildings.

All remaining projects are on target for 30 June 2014 completion. The new shed has commenced installation and painting of the arrivals wall will commence from 17 June 2014. The water tanks have been delivered to Exmouth Aerodrome and a sand pad construction with civil connection works to be undertaken in the coming weeks.

Other Items

Nil

Exmouth Aerodrome

Nil

COMMENT

Nil

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Economic

Objective 1: To be a diverse and innovative economy with a range of local employment opportunities.

- Outcome: 1.1: To increase the number of local businesses, industries and services that will provide a range of employment opportunities for the people of Exmouth
- Outcome: 1.2: Planned and balanced economic growth
- Outcome: 1.3: Diverse tourism opportunities

Civic Leadership

Objective 4: To work together as custodians of now and the future

- Outcome: 4.1: To be a collaborative community with the capacity to manage the current and future direction of Exmouth
- Outcome: 4.2: A local government that is respected, professional, trustworthy and accountable.

VOTING REQUIREMENTS

Simple Majority

| |
|--|
| OFFICER'S RECOMMENDATION – 10.3.1 |
|--|

That the Council of the Shire of Exmouth receive the Executive Manager Aviation Services Report for the month of June 2014.

| |
|--|
| COUNCIL DECISION – 10-0614 – 10.3.1 |
|--|

Moved Councillor Winzer, Seconded Councillor McHutchison.

That the Council of the Shire of Exmouth receive the Executive Manager Aviation Services Report for the month of June 2014.

CARRIED 6/0

10. REPORTS OF OFFICERS

10.3 Executive Manager Aviation Services

10.3.2 Sublease Portion of Hangar - Exmouth Aerodrome

Location: Lyndon Location 73, Exmouth Aerodrome
 Applicant: J Kox
 File Reference: TT.SP.1, CP.OP.2
 Disclosure of Interest: Nil
 Date: 11 June 2014
 Author: Executive Manager Aviation Services, Jenny Kox

Signature of Author:



Senior Officer:

Chief Executive Officer, Bill Price

SUMMARY

This report seeks Council's approval for Birds Eye View Ningaloo to sublease a portion of their hangar at Exmouth Aerodrome (Lyndon Location 73) to Three Islands Whale Shark Dive for the purpose of storage of aircraft VH-EXM.

BACKGROUND

Council executed a lease with Birds Eye View Ningaloo (hereby known as BEVN) effective 1 October 2008 on which the hangar in question is located.

BEVN has had a previous sub-lease agreement in place which expired on 30 June 2013.

COMMENT

The Exmouth Aerodrome is Reserved Land on which a Management Order exists for the purpose of aviation related activities managed by the Shire of Exmouth.

On 15 May 2014, BEVN were issued a Breach of Lease Notice on two (2) issues, one of which was Use of the Premises for activities other than the Permitted Purpose [Breach of Clause 15 (2)(a)] by housing of a registered aircraft (VH-EXM) in the hangar without a Sub-Lease in place [Breach of Clause 24(1)]. BEVN were provided the opportunity to rectify the Breach by 17 May 2014. At a Breach of Lease inspection undertaken on 19 May 2014, it was noted that VH-EXM continues to be stored within the hangar.

A request for extension to rectify the Breach of Lease Notice conditions was sought by BEVN (via legal representation) on 15 May 2014 (received 16 May 2014). An extension to the response period was granted until close of business 2 June 2014.

By letter dated 29 May 2014 (refer *Attachment 1*), BEVN (the Lessee) seeks permission of Council to enter into a sub-lease with Three Islands Whale Shark Dive (the Sub-lessee) for the storage of a registered aircraft VH-EXM in the hangar situated within the executed lease area at Exmouth Aerodrome. The proposed sub-lease is for a portion of the hangar and will be rent free for the proposed sub-lease period.

Although the sub-lease term is requested by the Lessee until approximately the end of August 2014, it is the Officer's recommendation that it be until 30 September 2014 without further term options be applied. Preparation of the sub-lease document will be the responsibility of the Lessee.

CONSULTATION

Birds Eye View Ningaloo

STATUTORY ENVIRONMENT

The relevant clause in the executed lease in relation to subletting is as follows:

24 Assignment, Subletting And Charging**(1) No Assignment, Subletting without Consent**

The Lessee must not assign, mortgage or charge the leasehold estate in the Premises nor sub-let, part with possession, or dispose of the Premises or any part of the Premises without the prior written consent of the Lessor which consent the Lessor may in its absolute discretion refuse without assigning any reason.

POLICY IMPLICATIONS

Policy 2.4 – Leases

FINANCIAL IMPLICATIONS

A valuation was undertaken on 8 February 2013 recommending a rate of \$6.00 per m² for the current leased area. A negotiated annual lease fee of a lesser than valuation rate was provided in the executed lease.

The executed lease does not provide Council with an opportunity to recover all additional income received plus GST per annum for the sub-leased area in addition to the annual lease fee.

STRATEGIC IMPLICATIONS**Economic**

Objective 1: To be a diverse and innovative economy with a range of local employment opportunities.

- Outcome: 1.1: To increase the number of local businesses, industries and services that will provide a range of employment opportunities for the people of Exmouth
- Outcome: 1.2: Planned and balanced economic growth
- Outcome: 1.3: Diverse tourism opportunities

Civic Leadership

Objective 4: To work together as custodians of now and the future

- Outcome: 4.1: To be a collaborative community with the capacity to manage the current and future direction of Exmouth
- Outcome: 4.2: A local government that is respected, professional, trustworthy and accountable.

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION – 10.3.2

That the Council of the Shire of Exmouth:

1. *Approve a sub-lease being a portion of the hangar situated at Exmouth Aerodrome (Lyndon Lot 73) between Birds Eye View Ningaloo (ABN 400 72 522 037) and Three Islands Whaleshark Dive (ABN 131 287 968) until 30 September 2014 provided that;*
 - (a) *All of the conditions of the head-lease are met in the sub-lease;*
 - (b) *The Shire of Exmouth is a signatory to the sub-lease document;*
2. *Delegate Authority to the Chief Executive Officer to execute a sub-lease document (to be prepared by the Lessee) subject to sub-leasing conditions being to the satisfaction of the Chief Executive Officer.*

COUNCIL DECISION – 11-0614 – 10.3.2

Moved Councillor Todd, Seconded Councillor Hood.

That the Council of the Shire of Exmouth:


1. *Approve a sub-lease being a portion of the hangar situated at Exmouth Aerodrome (Lyndon Lot 73) between Birds Eye View Ningaloo (ABN 400 72 522 037) and Three Islands Whaleshark Dive (ABN 131 287 968) until 30 September 2014 provided that;*
 - (a) *All of the conditions of the head-lease are met in the sub-lease;*
 - (b) *The Shire of Exmouth is a signatory to the sub-lease document;*
2. *Delegate Authority to the Chief Executive Officer to execute a sub-lease document (to be prepared by the Lessee) subject to sub-leasing conditions being to the satisfaction of the Chief Executive Officer.*

CARRIED 6/0

10. REPORTS OF OFFICERS

10.4 Executive Manager Community Engagement

10.4.1 General Report

| | |
|-------------------------|---|
| Location: | Exmouth |
| Applicant: | R Kempe |
| File Reference: | GV.CM.0 |
| Disclosure of Interest: | Nil |
| Date: | 6 June 2014 |
| Author: | Executive Manager Community Engagement, Rogé Kempe |
| Signature of Author: |  |
| Senior Officer: | Chief Executive Officer, Bill Price |

SUMMARY

The following report contains a brief summary of significant activities, events and issues that were raised during the last month.

BACKGROUND

Tourism

The effects of the major rain event experienced in April still ripple through the current tourism season.

Visitor numbers were expected to drop immediately after the event; however, it turns out that it takes longer to get back to normal, as visitation to the Exmouth Visitor Centre (EVC) indicates.

The EVC door count for 29 days in the Month of May shows the number of visitors to the Centre drop from 11,629 in May 2013 to 9,700 in May this year; a drop of about 66 people a day.

Short-term marketing initiative

A short term marketing plan was implemented in response to feedback following the recent floods and heavy rainfall along the Ningaloo Coast affecting visitor numbers.

This collaborative campaign includes support from the tourism industry, the Shire of Exmouth, Exmouth Visitor Centre and Australia's Coral Coast and aims to restore visitor confidence in the Exmouth/Ningaloo Coast region. The primary sector targeted in this campaign is the intrastate visitor market (domestic – Perth – southern regional WA), as this is the visitor sector most heavily exposed to and influenced by the negative publicity surrounding the floods.

Multiple promotional avenues were utilised, including social media, regional tourism organisation outlets and television and print news media. The radio campaign entailed a run of spot ads, plus a listener giveaway promotion offering five *Visit Ningaloo* packages of airfares, accommodation and tours. These were given away over five days, Monday to Friday on Nova FM's *Breakfast with Nathan, Nat & Shaun*.

The radio campaign ran from 24 May with regular spot ads, while the listener giveaway promotion was held between Monday 2 June and Friday 6 June 2014.

Gascoyne Tourism Strategy

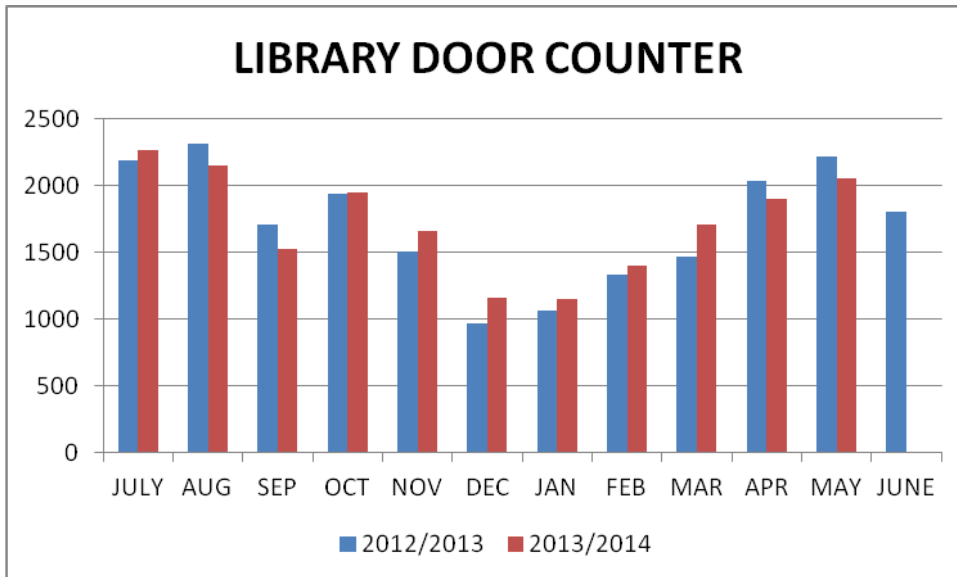
Mid May, staff attended a Steering Committee meeting regarding the Gascoyne Tourism Strategy. Aim of the meeting was to discuss the first overview of the Strategy, progress to date and consultation results, and steps towards finalisation of the Strategy. The meeting was followed by a stakeholder workshop.

The committee acknowledged the importance to investigate opportunities to align or even integrating the Tourism Strategy and the Experience Development Strategy (National Landscapes) in the future. A final Strategy is expected to be available on 16 July 2014.

Ningaloo-Shark Bay National Landscape

The Experience Development Strategy (EDS) for the Ningaloo-Shark Bay National Landscape is nearing completion. The last round of Regional consultation, Operator Workshops and site visits was finalised last week by our consultants. The EMCE attended a workshop in Coral Bay and was impressed by how operators there embraced NL. The EDS is being finalised based on the findings of the last visits and the comments provided by key stakeholders. The final EDS will be presented to the Committee on 20 June 2014.

Library



Approximately 2060 people made use of the Library facilities this month, compared to 2217 for the same period last year. This is a trend that follows the lower tourism numbers in the past couple of months. Whilst numbers of visitors were down, 1136 items were still issued to patrons compared to 1087 for the same period last year.

Staffing

Unfortunately, Jane Bowles will be leaving the Library as of 7 June to pursue her business interests and the Shire welcomes Julie Throne to the Library team as the new part-time Library Officer.

Equipment

Three new public computers along with a network printer have arrived to replace the old CRC equipment. Once these have been installed, they will provide a much faster and more efficient internet connection with scanning facilities.

Regional Library Visit

Recently, Gillian Terry, the Regional Librarian from Carnarvon spent a day in the Exmouth Library. She is new to the Carnarvon library and this was an opportunity to meet with staff and familiarise herself with our library. She was impressed with our collection, programmes and services being offered to the public, school and preschool children. An official letter about her findings will be forwarded to the Shire in the near future.

Community Development

Whaleshark Festival 2014

The Whaleshark Festival was held in the last weekend of May (Thursday 22- Sunday 25) and was considered by many to have been the best so far. Events were run over 4 days, from music and movies in the park on Thursday, a Gala Opening Night at Ningaloo Novotel on Friday, stalls and entertainment at the Talanjee Oval on Saturday with bands playing at the Tavern in the evening. A family fun day at the Yacht Club, Whaleshark adventures, free access to the National Park and an art trail on the West side concluded the Festival on Sunday.

Shire staff contributed and assisted in various ways, through set up of parks and ovals, cleaning of toilets, provision of traffic management, through to health and safety aspects and issuing permits.

Whaleshark Festival- Enviro Fashion

Shire staff organised an Enviro fashion parade and photo exhibition for the Whaleshark Festival which was very well received by the community.

The aim of this event was to use the Ningaloo Reef and Cape Range scenery as a backdrop for a community project which would showcase local talent and skills. The inspiration for this unique project came from discovering photo shoots of Whalesharks with fashion models swimming next to them. As part of the project a hair & make-up workshop was held during the school holidays as part of the fashion modelling aspects; therefore distilling lots of different benefits to the community that are longer lasting than the project.

The project started in February when a fashion designer from Perth came to inspire all participants and taught some new skills. Garments were prepared for the underwater photo shoot in April and this day was kindly sponsored by 3 Island Whaleshark Dive. The land based photos were taken in May with each garment worn by the designer or a model of their choice.

There were 19 outfits; all locally designed of which 9 were produced by year 9 school students some working in pairs and 10 outfits were made by members of the community. A total of 29 ladies and students were involved in making the garments.

Photos were on display during the Whaleshark Festival and the garments were shown to the community during a fashion parade on the main stage. The photos have been able to capture the event brilliantly, and it was a very popular project for all of those involved. The Fashion parade was a great opportunity to allow local people to shine on centre stage, and was the Saturday highlight for many people.



Whaleshark Festival - Youth Action Exmouth

The Youth Action Exmouth (YAE) team did an outstanding job this year with their contribution to the Whaleshark festival

This year, YAE chose “*Freestyle Now*” with three trainers coming up for BMX, scooter & skate workshops and mini competitions throughout the day. About 30 kids were involved in the competitions with many more spectators. The YAE team ran this event the whole day MC-ing, and overseeing all activities.

Four YAE members set up a Henna Tattooing tent and offered tattoos for a small fee. Initially they were going to have only two girls on roster, but they ended up with all girls working hard all day as the interest from customers was very strong. This was a great fundraiser for the team and provided skill development opportunities for event and project management.



The YAE team also brought *Zorb Ball* and *Sumo Suits* to town which was popular with all ages.

Officers are of the view that the YAE team ensured there were some great variety of activities for young people at this year’s Whaleshark Festival.

King Prawn

The Shire of Exmouth has officially taken delivery of the Big King Prawn which was previously a landmark statue at the MG Kailis site, south of the Town. On 22 May 2014, the Prawn was installed at its new site next to the Exmouth Visitor Centre along Murat Road.

After ceasing prawn processing operations at the MG Kailis site the Big Prawn was laid to rest, and the MG Kailis family was very excited when the opportunity came to bring it back to life in the centre of the Exmouth Township.

The local MG Kailis Fisheries donated the Prawn to the community and has assisted with compilation of stories and information for interpretive panels. The giant prawn is symbolic for our long history with fisheries in the region and the importance of the Exmouth Gulf for commercial fishing.



After the Prawn was put into place, people enjoyed a prawn from the BBQ for a gold coin donation and this collected \$432.75 for the Exmouth St John Ambulance Service. MG Kailis and the Shire have thanked Jamie from *Exmouth Crane & Truck Hire* for donating his time and equipment to install the prawn at its new location.



Australasian Safari 2014

Exmouth is one of the legs in the Australasian Safari 2014 with the riders arriving in Exmouth on Thursday 25 September and departing on Friday 26 September 2014.

The Schedule was recently approved as follows:

- | | |
|---|-------------------|
| Monday 15 September – Friday 19 September | Perth |
| Saturday 20 September, Leg 0 | Geraldton |
| Sunday 21 September, Leg 1 | Murchison |
| Monday 22 September, Leg 2 | Gascoyne Junction |
| Tuesday 23 September, Leg 3 | Gascoyne Junction |
| Wednesday 24 September, Leg 4 | Onslow |
| Thursday 25 September, Leg 5 | Exmouth |
| Friday 26 September, Leg 6 | Carnarvon |
| Saturday 27 September, Leg 7 & Finish | Kalbarri |

The intent is that the riders and support crew will be setting up camp on Talanjee Oval. Officers are assisting the Australasian Safari staff where required.

Gascoyne Aboriginal Cultural and Recreational Needs Study

The Gascoyne Development Commission (GDC) is undertaking a Gascoyne Aboriginal Cultural and Recreational Needs Study to identify the cultural and recreational needs of the Gascoyne Aboriginal people.

Quantum Consulting Australia has been engaged to consult with Aboriginal people, businesses and government bodies, and to undertake the study. Recommendations will be used to inform the planning and the development of support services, facilities and events. Shire officers provide information for this study as required.

Art & Craft Fair

The Exmouth Art & Craft Fair is an annual event organised by the Exmouth Senior Citizens group. The Shire of Exmouth supports the event with fee waivers for use of the Shire Hall and a donation towards the event.

This year, unfortunately, the Senior Citizens Committee had to make the decision not to organise the event as they were short on (experienced) volunteers. As they don't want to jeopardise the quality of the event, the Committee decided that they would rather skip this year and organise the event next year to their required standard.

However, a community member has taken it upon herself to organise the event this year under the umbrella of the Exmouth Cultural Arts Centre to ensure Exmouth community and visitors to town can enjoy this Fair. Council is advised that Senior Citizens have distanced themselves from this and seek to ensure that the general public is aware that they are not the event organisers. The Shire supports the event as has been done in past years.

Men's Shed

The interest from the local community for a Men's Shed is growing. There have been two successful meetings so far. Currently there are 13 men that have indicated they would be keen to get involved in this process. At the last meeting Dr Hannay attended and discussed prostate cancer and risk taking as threats to men's health. Officers would like to thank Dr Hannay for giving up his time to attend this meeting.

A third meeting is set for 14 July 2014 at the Exmouth Yacht Club. Those present will assist in raising awareness about the meeting, as they are keen for Exmouth to have a Men's shed. The men present suggested someone from Carnarvon's Men Shed could perhaps come to Exmouth as a guest speaker to discuss how they went about set up and running theirs.

Clubs Conference

This year's Conference and Awards Night took place in Carnarvon. Apache Energy Ltd sponsored the cost of travelling from Exmouth to Carnarvon to ensure that clubs can attend. The take up rate from local clubs was disappointing, however those who did attend were very pleased they made the trip.

The Awards were presented by the dinner speaker, Mick Colliss who is Australia's Sudoku World Champion. He was a very entertaining speaker.

Local businesses were very generous in their support of the Awards, and officers would particularly like to thank Mick Husband from 3 Island Whaleshark Dive and Darren Cossill from Ningaloo Novotel for their continued support for this program.

RSL

Talks have commenced with the RSL regarding ANZAC 100 year celebration in 2015.

Media and Community Information

- Shire Newsletter – Flood Updates (#2)
- Media and Marketing information provided to Australasian Safari.
- Media information about King Prawn (West Australian and Northern Guardian)

COMMENT

Nil

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Economic

Objective 1: To be a diverse and innovative economy with a range of local employment opportunities.

- Outcome 1.3 – Diverse Tourism opportunities.

Social

Objective 3: To be a dynamic, passionate and safe community valuing natural and cultural heritage.

- Outcome 3.3 –An inclusive, responsible and cohesive community.
- Outcome 3.5 –Maintain and increase participation levels in local community organisations and clubs.

Civic Leadership

Objective 4: To work together as custodians of now and the future

- Outcome 4.2 –A local government that is respected, professional, trustworthy and accountable.

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION – 10.4.1

That the Council of the Shire of Exmouth receive the Executive Manager Community Engagement Report for the month of June 2014.

COUNCIL DECISION – 12-0614 – 10.4.1

Moved Councillor McHutchison, Seconded Councillor Todd.

That the Council of the Shire of Exmouth receive the Executive Manager Community Engagement Report for the month of June 2014.

CARRIED 5/1
Councillor Thompson voted against.

10. REPORTS OF OFFICERS**10.5 Executive Manager Health & Building****10.5.1 General Report**

Location: Exmouth
 Applicant: R M Manning
 File Reference: GV.CM.0
 Disclosure of Interest: Nil
 Date: 9 June 2014
 Author: Executive Manager Health & Building, R M Manning

Signature of Author:



Senior Officer: Chief Executive Officer, Bill Price

SUMMARY

The following report contains a brief summary of significant activities, events or issues that were raised during last month.

BACKGROUND**Applications for Permits and Certificates Pursuant to the Building Act 2011**

Below is a summary of building licence and building certificate applications and approvals up to 31 May 2014.

| Building Applications | | | | | | |
|-----------------------|---------------|----------|-------------------------|--|-------------------------------------|---------------|
| Application No | Date Received | Lot No | Development Location | Description | Decision | Decision Date |
| 13/186 | 11/12/2013 | 158 | Tuckey Street | Outbuilding | Approved | 15/05/2014 |
| 13/187 | 11/12/2013 | 384 | 31 Corella Court | Jetty | Awaiting information from applicant | |
| 14/39 | 07/04/2014 | 1 | Burkett Road | 3 x 4 bedroom transportable & 1 x commercial kitchen | Awaiting information from applicant | |
| 14/47 | 30/04/2014 | 390 | 19 Corella Court | Single dwelling | Awaiting information from applicant | |
| 14/48 | 30/04/2014 | 391 | 17 Corella Court | Single dwelling | Approved | 28/05/2014 |
| 14/49 | 01/05/2014 | 1376 | 40 Preston Street | Shed extension & carport | Approved | 06/05/2014 |
| 14/50 | 07/05/2014 | 350 | 27 Kestrel Place | Single dwelling | Approved | 26/05/2014 |
| 14/51 | 07/05/2014 | 42 | 18 Cooyou Close | Single dwelling | Awaiting information from applicant | |
| 14/52 | 07/05/2014 | 500 | Madaffari Drive | Extension to sea rescue building | Approved | 27/05/2014 |
| 14/53 | 08/05/2014 | 335 | 12 Kestrel Place | Swimming pool and fencing | Approved | 16/05/2014 |
| 14/54 | 09/05/2014 | DP161582 | Lyndon location 32 | Storage shed | Approved | 15/05/2014 |
| 14/55 | 09/05/2014 | 452 | 12 Stokes-Hughes Street | Swimming pool and fencing | Approved | 15/05/2014 |
| 14/56 | 09/05/2014 | R50807 | Willersdorf Road | Hit up wall | Approved | 29/05/2014 |
| 14/57 | 12/05/2014 | 344 | 30 Kestrel Place | Retaining wall | Approved | 13/05/2014 |
| 14/58 | 16/05/2014 | 246 | 9 Davidson Street | Decking | Approved | 26/05/2014 |
| 14/59 | 19/05/2014 | 158 | 38 Tuckey Street | Shed | Approved | 28/05/2014 |
| 14/60 | 21/05/2014 | 937 | 54 Stokes Hughes Street | Patio | Approved | 28/05/2014 |
| 14/61 | 21/05/2014 | 363 | 1 Kestrel Place | Single dwelling | Approved | 11/06/2014 |
| 14/62 | 22/05/2014 | 227 | 46 Kennedy Street | Shed, verandah, toilet block & fence | Approved | 03/06/2014 |
| 14/63 | 23/05/2014 | 312 | Minilya-Exmouth Road | Ancillary accommodation | Approved | 06/04/2014 |

| | | | | | | |
|--------------|-------------------|------------|-----------------------------|------------------------------|-------------------|-------------------|
| 14/64 | 26/05/2014 | 344 | 30 Kestrel Place | Alfresco and verandah | Approved | 03/06/2014 |
| 14/65 | 27/05/2014 | 361 | 5 Kestrel Place | Single dwelling | Approved | 06/06/2014 |
| 14/66 | 28/05/2014 | 40 | 40/2 Welch Street | Single dwelling | Processing | |
| 14/67 | 28/05/2014 | 15 | 15/2 Welch Street | Single dwelling | Processing | |
| 14/68 | 28/05/2014 | 41 | 41/2 Welch Street | Single dwelling | Processing | |
| 14/69 | 28/05/2014 | 3 | 5 Ningaloo Street | Fencing | Approved | 10/06/2014 |
| 14/70 | 29/05/2014 | 351 | 25 Kestrel Place | Single dwelling | Processing | |
| 14/71 | 30/05/2014 | 359 | 9 Kestrel Place | Single dwelling | Processing | |
| 14/72 | 30/05/2014 | 61 | 22 Searaven Crescent | Single dwelling | Approved | 06/06/2014 |

Summary of Building Licence/Permit Applications
2007 to Year to date 31 May 2014

| Year | No. Applications | Total Value of Works for the year | No. Applications up 31 May 2014 | Value up to 31 May 2014 |
|--------------------|-------------------------|--|--|--------------------------------|
| 2007- 2008 | 114 | \$13,465,725.00 | 109 | \$13,152,251 |
| 2008- 2009 | 132 | \$26,600,941.00 | 116 | \$23,880,397 |
| 2009 - 2010 | 198 | \$26,916,869.00 | 174 | \$25,714,705 |
| 2010 - 2011 | 188 | \$24,816,605.00 | 163 | \$23,641,555 |
| 2011-2012 | 144 | \$23,057,154.00 | 134 | \$21,042,803 |
| 2012- 2013 | 150 | \$19,931,790.00 | 145 | \$19,590,290 |
| 2013-2014 | | | 154 | \$22,992,592 |

COMMENT

BUILDING

The building approval statistics continue to show growth in comparison to the last couple of years and steady compared to recent years prior to that.

It is with sadness that Council is advised of the recent passing of Mr Patrick Colgan. Patrick was a practising structural engineer that provided his services to the Shire of Exmouth and many of the local registered builders for at least the past 15 years.

Patrick was also the certifying engineer for the Shire's 'Standard Engineering Plans/Details' for minor building works (e.g. patios, fencing, pylon signs etc). These standard details were made available to the Exmouth public for use in lieu of them needing to engage a practising structural engineer for such minor projects. Patrick's passing raises a question over the ability for the Shire to continue to use the above standard details. Council Officers are currently investigating whether it is possible for the provision of such plans can continue.

Notice of Intent to Serve Building Orders

Since April 2013 Council Officers have been pursuing compliance for an unauthorised rigid annex constructed to a caravan on a long term site at Yardie Homestead Caravan Park. Planning Approval for the structure was subsequently granted in May 2013, but Council officers only recently received preliminary plans and dialogue from the owner's structural engineer. The above was following the issuance of a second 'Notice of Intent to Serve a Building Order' on 15 May 2014 giving 14 days to either provide all the relevant information or remove the structure.

A further extension on the above deadline was recently granted until 19 June 2014, by which time if a Building Compliance Certificate has not been issued, Council officers expect the building to have been removed. If either of the above has not occurred by 19 June 2014 a formal Building Order will be issued.

ENVIRONMENTAL HEALTH

Relief Environmental Health Officer (EHO), Ross Keegan recently completed his six week service with the Shire of Exmouth. During his time with us Ross was able to ensure that routine water sampling and food premises inspections were maintained. Ross also completed annual caravan park inspections of most of the parks and completed inspections of the food and other stalls at the 2014 Whaleshark Festival.

Council's new EHO, Carla Webster has been appointed and will commence duties in the first week of July 2014.

Living Smart Course 2014

The local group Living Smart Facilitators have made further progress with the planning of the first of 2 or 3 Living Smart courses to be held over the next 12-18 months. The group recently met 27 May 2014 and again on 9 June 2014 to finalise plans for rolling out the courses.

Advertising and promotional material is currently being developed for the first course and will soon be placed in public view.

Waste Management and Recycling

Council officers recently called for quotations for the supply of an electronic data collection system for use at the Qualing Scarp Landfill Site.

Currently hand-written Waste Dockets from triplicate receipt books are used to record all customers that dispose of materials at the above site. The waste site does not have a weighbridge and charges are made on a volumetric basis in cubic metres, except for some types of waste that are charged per item. These Waste Dockets are sufficiently detailed to ensure Council has an adequate record of the types and volumes/counts of materials being accepted at the site, and the amounts received as income or as is the majority of cases, the amount to be invoiced. However, Council wishes streamline the data collection and invoicing process as well as adopt a system that can produce reporting information required by ABS and the EPA/DER.

The purpose for this project is to replace the current handwritten system with a new platform to meet current and future needs for the Council, thereby enabling the data to be automatically entered; greater data accuracy; automated invoicing; automated reporting and automated transfer of account and cash transactions to the Council's present accounting system.

An allocation has been made on the 2013/2014 budget and it is expected that quotations will be received within budget and compliant to the requirements of the quotation brief.

Sentinel Chickens & Mosquito Borne Diseases

There were no positives blood tests to report of for Murray Valley Encephalitis, Kunjin Virus or other flaviviruses from the rounds of testing up to 6 June 2014.

Paltridge Memorial Swimming Pool

The pool is currently closed and has just been re-painted. The pools are re-painted every three years not only to help maintain a high standard of appearance but also to protect the concrete bowls.

The pools will be re-filled in July and the facility is scheduled to reopen two weeks earlier than usual with a Pool Open Day on 31st August 2014. This will be subject to the pool water meeting satisfactory chemical tests and microbiological analysis following the re-filling of the freshly painted pool.

Provided below is a table comparing seasonal patronage for the pool over recent years.

| | <u>2014</u> | <u>2013</u> | <u>2012</u> | <u>2011</u> |
|-------------------|--------------------|--------------------|--------------------|--------------------|
| Pool Users | 26329 | 29519 | 24445 | 27159 |

The 2013/2014 season figures are relatively good considering there were two significant factors that contributed to them down a little on the previous year. One being the opening of the Federation Park Water Sprayground and the other being the early close to the pool season due to the April 2014 flood event.

It is anticipated that the extended pool season and Sunday opening planned for the 2014/2015 (and subsequent seasons) will help maintain the strong usage of this valued community facility.

Exclusive Use of the Pools – 2015 WA Country Pennants Practise Sessions: 27 February 2015

Earlier this year the Council granted approval for the Exmouth Amateur Swimming Club (the Club) to have exclusive use of the Paltridge Memorial Swimming Pool to host the WA Country Pennants Swimming Competition – 28 February to 1 March 2015.

The Club estimates that 30 Clubs will visit for the competition with approximately 40 members per club.

Following granting the above approval, the Club then wrote requesting exclusive use of the pool for the day prior to the start of the competition (27 February 2015) to facilitate the following in preparation for the event:-

- Set-up and preparation 0700-1800hrs
- Clubs participating will have a rostered access to the six lanes for completion practice
- Club coaches will be allocated times to assess competitors as competent for shallow water dive entry

The Club have advised that at other WA Country Pennant meets, normal swimming pool entry fees are applied on this day by the host pool. In consideration of the number of competitors expected to pay gate entries, compared to normal pool use on a Friday in Feb/March, it anticipated that the gates entries for the Friday 27 February 2015 will be 2 or 3 times the normal gate takings. The additional income should adequately cover the additional staff wages required to man the pool from 0700-1100hrs when the pool would ordinarily be closed.

Council officers have granted approval for the above as there is no fee waiver being requested, only the matter of exclusive use for the day.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Environment

Objective 2: To have a balanced respect for our environment and heritage, both natural and built.

- Outcome 2.4: To be a leader in eco-friendly initiatives and innovations.

Social

Objective 3: To be a dynamic, passionate and safe community valuing natural and cultural heritage.

- Outcome 3.2: Excellent lifestyle, recreational and cultural facilities.
- Outcome 3.3: An inclusive, responsible and cohesive community.
- Outcome 3.4: A community that is well informed and educated about our natural, cultural and built environment.
- Outcome 3.5 - Maintain and increase the participation levels in local community organisations and clubs.

Civic Leadership

Objective 4: To work together as custodians for now and the future.

- Outcome 4.2: A local government that is respected, professional, trustworthy and accountable.

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION – 10.5.1

That the Council of the Shire of Exmouth receive the Executive Manager Health & Building Report for the month of June 2014.

COUNCIL DECISION – 13-0614 – 10.5.1

Moved Councillor McHutchison, Seconded Councillor Todd.

That the Council of the Shire of Exmouth receive the Executive Manager Health & Building Report for the month of June 2014.

CARRIED 6/0

10. REPORTS OF OFFICERS**10.5 Executive Manager Health & Building**

10.5.2 Qualing Scarp Waste Disposal Site Hours of Operation

Location: Exmouth
 Applicant: R M Manning
 File Reference: WM.SP.2
 Disclosure of Interest: Nil
 Date: 16 June 2014
 Author: Executive Manager Health & Building, R M Manning

Signature of Author:


Senior Officer: Chief Executive Officer, Bill Price

SUMMARY

This report recommends that Council increase the weekday and Saturday opening hours of the Qualing Scarp Waste Disposal Site (the tip) and close the same on Sundays to facilitate better use of the staff hours available for the site.

BACKGROUND

Council was advised at the 17 April 2014 Ordinary Council Meeting (EMHB General Report) that the current seven day a week opening of the waste site and the limitations of man hours available result in inefficient and non-productive use of the available man-power. The two full time staff are only ever on shift on the same days for 5 days every fortnight. During opening hours a landfill site attendant needs to be at, or in close proximity to the tip office/check point in order to record waste data for invoicing and records purposes. Therefore the current opening times and available man hours greatly limit the capacity of the staff to attend to the customers and move dirt/push the tip face to maintain compliance with the Landfill Environmental Management Plan.

Winning cover material for the tip face, excavation of new 'Food Pits' and moving the dirt around the site can only be done effectively and efficiently when there are two staff on shift at once or the site is closed to the public.

COMMENT

Owing to the above, Council officers recently reviewed statistics of customer patronage to the waste site over a three month period. From the above, Sundays were found to be a clear stand out for reduced patronage and earnings compared to the other days. Over the 3 month period, an average of 5-6 vehicles used the waste disposal site on Sundays and tip fees of only \$175 were receipted in total for the 3 month period. This equates to approximately one vehicle per hour. Of the mid-week days, there doesn't appear to be any one day of the week that is consistently more or less busy, it seems to be very irregular apart from Wednesday being a day of less visits by compactor waste trucks (including the Shire truck).

As was reported at the 17 April 2014 OCM, the Council may wish to consider whether closing the tip on a Sunday and re-allocating the staff hours to other mid-week hours and an extended Saturday opening would be a better and more productive allocation of the wages. Note: tip staff working on Sundays are paid at double time.

The current tip opening hours are:-

Monday to Friday:

8:00am – 11:00am & 1:00pm – 4:00pm

(closed between 11:00am – 1:00pm for maintenance and 30min lunch break)

Saturday, Sunday & Public Holidays

8:00am – 1:00pm

Council Officers recommend closing the landfill site on Sundays, keeping it open longer on Saturdays and not closing the gates Mon-Fri between 11am-1pm.

Recommended new tip opening hours:-

Monday

8:00am – 6:00pm

(Open later on Monday for domestic users that couldn't use the tip on Saturday)

Tuesday to Saturday:

8:00am – 4:00pm

(Nb: 2 x staff on for four days per week, therefore no need to close between 11:00am – 1:00pm)

Public Holidays:

8:00am – 1:00pm

(Closed Christmas Day, New Years Day, ANZAC Day and Easter Friday)

| | Hours Open to Public/Wk | Hours Staff On-site/Wk | Total Hours *Paid/Wk |
|--------------------|-------------------------|------------------------|----------------------|
| Current Roster | 40.0 | 79.5 | 92.5 |
| Recommended Roster | 48.0 | 80.0 | 86.5 |

*Includes penalty rates and overtime.

Under the current arrangement the public only have the benefit of accessing the site for 40 hours per week, while the Council are paying 92.5 hours of staff wages. The recommended hours would see the tip open an additional 5 hours, be open consistent hours Monday to Saturday, with additional hours Monday afternoon for those that couldn't make it on the weekend and have a net result in saving the Council 6.0 hours in wages/week.

However, the main benefit to the Council is that by having two tip attendants on-site for 4 of 5 mid-week shifts will effectively almost double the work outputs on the site as well as ensure better coverage of the gate for fee and data collection.

CONSULTATION

If the Council supports the above changes, it is recommended that the new opening days/times be publically advertised for a month prior to making the change.

STATUTORY ENVIRONMENT

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Environment

Objective 2: To have a balanced respect for our environment and heritage, both natural and built.

- Outcome 2.2: Our pristine natural environment and biodiversity will be understood, maintained and protected.

Social

Objective 3: To be a dynamic, passionate and safe community valuing natural and cultural heritage.

- Outcome 3.4: A community that is well informed and educated about our natural, cultural and built environment.
- Outcome 3.5 - Maintain and increase the participation levels in local community organisations and clubs.

Civic Leadership

Objective 4: To work together as custodians for now and the future.

- Outcome 4.1: To be a collaborative community with the capacity to manage the current and future direction of Exmouth.

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION – 10.5.2

That the Council adopt the following new opening times for the Qualing Scarp Waste Disposal Site to be effective from Monday 28 July 2014:-

*Monday: 8:00am – 6:00pm;
Tuesday to Saturday: 8:00am – 4:00pm;
Public Holidays: 8:00am – 1:00pm; and
Closed Christmas Day, New Years Day, ANZAC Day and Easter Friday*

Further, that the Qualing Scarp Waste Disposal Site Landfill Environmental Management Plan (11 June 2010) be amended as necessary to accommodate the above changes.

COUNCIL DECISION – 14-0614 – 10.5.2

Moved Councillor Todd, Seconded Councillor McHutchison.

That the Council adopt the following new opening times for the Qualing Scarp Waste Disposal Site to be effective from Monday 28 July 2014:-

*Monday: 8:00am – 6:00pm;
Tuesday to Saturday: 8:00am – 4:00pm;
Public Holidays: 8:00am – 1:00pm; and
Closed Christmas Day, New Years Day, ANZAC Day and Easter Friday*

Further, that the Qualing Scarp Waste Disposal Site Landfill Environmental Management Plan (11 June 2010) be amended as necessary to accommodate the above changes.

CARRIED 6/0

10. REPORTS OF OFFICERS**10.6 Executive Manager Town Planning****10.6.1 General Report**

Location: Exmouth
 Applicant: Nil
 File Reference: LP.PL.0
 Disclosure of Interest: Nil
 Date: 9 June 2014
 Author: Executive Manager Town Planning, Rhassel Mhasho

Signature of Author:



Senior Officer:

Chief Executive Officer, Bill Price

SUMMARY

The following report contains a brief summary of significant activities, events or issues that were raised during the last month.

BACKGROUND**Planning Applications and Approvals**

Below is a summary of planning applications and approvals up to 10 June 2014.

| Applic. No | Lodgement Date | Lot | Property Address | Description | Decision | Date Determined |
|-----------------|-------------------|-------------|----------------------------|---|-----------------|-------------------|
| PA122/13 | 23/09/2013 | 304 | Minilya Exmouth Road | Single Dwelling, Garage, Pool, Pavilion & Ancillary Accommodation | On Hold | |
| PA08/14 | 20/01/2014 | 1 | 4A Pellew Street | Open Carport | On Hold | |
| PA20/14 | 13/02/2014 | 162 | Tuckey Street | Single Dwelling | On Hold | |
| PA63/14 | 04/04/2014 | 1371 | 1 Heron Way | Carport and Garden Shed | Approved | 07/05/2014 |
| PA82/14 | 28/04/2014 | 337 | 16 Kestrel Place | Single Dwelling | Approved | 12/05/2014 |
| PA88/14 | 29/04/2014 | 344 | 30 Kestrel Place | Verandah | Approved | 22/05/2014 |
| PA96/14 | 19/05/2014 | 361 | 5 Kestrel Place | New Holiday Accommodation | June OCM | |
| PA97/14 | 20/05/2014 | 102 | 441 Murat Road | Additional Use - Nursery | Processing | |
| PA100/14 | 27/05/2014 | 407 | 28 Madaffari Drive | New Holiday Accommodation | June OCM | |
| PA101/14 | 28/05/2014 | 362 | 3 Kestrel Place | Swimming Pool & Retaining Walls | Approved | 04/06/2014 |
| PA102/14 | 28/05/2014 | 407 | 28 Madaffari Drive | Swimming Pool | Processing | |
| PA103/14 | 29/05/2014 | 102 | 441 Murat Road | Change Of Use - Industry-Cottage | Approved | 04/06/2014 |
| PA104/14 | 30/05/2014 | 50 | 21 Learmonth Street | Home Occupation | Approved | 16/06/2014 |
| PA105/14 | 03/06/2014 | 188 | 8 Snapper Loop | Home Occupation | Processing | |
| PA106/14 | 04/06/2014 | 11 | Madaffari Drive | Two Storey Dwelling | Processing | |
| PA108/14 | 05/06/2014 | 900 | 27 Welch Street | Liquor Licence | June OCM | |
| PA109/14 | 05/06/2014 | 306 | 20 Gnulli Court | Jetty | June OCM | |
| PA111/14 | 09/06/2014 | 161 | 5 Maidstone Crescent | Additions to existing building | Processing | |
| PA113/14 | 09/06/2014 | 37 | 10 Searaven Crescent | Outbuilding | Processing | |

Summary of Total Planning applications and Local Government Property Permits

| Summary of Total Planning Application/Codes Variations | |
|--|------------------|
| Year | No. Applications |
| 2009-2010 | 131 |
| 2010-2011 | 149 |
| 2011-2012 | 163 |
| 2012-2013 | 175 |
| 2013-2014 (to date) | 138 |

| Permits issued for an Activity on Local Government Property | |
|---|------------------|
| Month | No. Applications |
| January | 2 |
| February | 2 |
| March | 8 |
| April | 15 |
| May | 7 |

BACKGROUND

COMMENT

Ranger Services

A summary of the activities performed by Ranger Services during May 2014.

| | Dogs | Camping | Parking | Litter | Fire | Off road | Other |
|-------------------------|-----------|------------|-----------|----------|------------|----------|-----------|
| Warning/caution | 8 | 0 | 2 | 1 | 0 | 0 | 7 |
| Infringement | 2 | 59 | 2 | 0 | 0 | 0 | 0 |
| Court | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| May Total | 10 | 59 | 4 | 1 | 0 | 0 | 7 |
| 2013-2014 Totals | 57 | 212 | 59 | 3 | 161 | 0 | 29 |

Review of Local Laws

Conway Highbury Pty Ltd, are continuing to work on the Local Law Review. Below is a summary of the progress:

- *Cemeteries Local Law*: drafted and ready for a final review before being tabled to Council for adoption for advertising;
- *Dogs Local Law*: drafted and ready for a final review before being tabled to Council for adoption for advertising;
- *Parking Local Law*: drafted and ready for a final review before being tabled to Council for adoption for advertising;
- *Cat Control Local Law*: drafted and ready for a final review before being tabled to Council for adoption for advertising;
- *Fencing Local Law*: drafted and ready for a final review before being tabled to Council for adoption for advertising;
- *Public Places and Local Government Property Local Law*: initial draft provided and is currently being reviewed by the relevant officers;
- *Standing Orders Local Law*: initial draft provided and is currently being reviewed by the relevant officers.

Officers will continue to review the final two drafts to provide comments to the consultant to ensure the local laws are suitable and ready to be adopted by Council. It is hoped that at least 4 of the above local laws will be tabled to Council during the July Ordinary Council Meeting for adoption for advertising.

Emergency Services

In accordance with State Emergency Management Policy 2.5, the Exmouth Local Emergency Management Committee meeting was held on 13 May 2014. The recent flooding events from Anzac Day was discussed and the Committees Annual Report and Business Plans tabled in accordance with State Emergency Management Policy 2.6.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Economic

Objective 1: To be a diverse and innovative economy with a range of local employment opportunities.

- Outcome 1.2 - Planned and balanced economic growth.

Environment

Objective 2: To have a balanced respect for our environment and heritage, both natural and built.

- Outcome 2.2: Our pristine natural environment and biodiversity will be understood, maintained and protected.
- Outcome 2.4: To be a leader in eco-friendly initiatives and innovations.

Social

Objective 3: To be a dynamic, passionate and safe community valuing natural and cultural heritage.

- Outcome 3.2: Excellent lifestyle, recreational and cultural facilities.
- Outcome 3.3: An inclusive, responsible and cohesive community.
- Outcome 3.4: A community that is well informed and educated about our natural, cultural and built environment.
- Outcome 3.5 - Maintain and increase the participation levels in local community organisations and clubs.

Civic Leadership

Objective 4: To work together as custodians for now and the future.

- Outcome 4.1: To be a collaborative community with the capacity to manage the current and future direction of Exmouth.
- Outcome 4.2: A local government that is respected, professional, trustworthy and accountable.

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION – 10.6.1

That the Council of the Shire of Exmouth receive the Executive Manager Town Planning Report for the month of June 2014.

COUNCIL DECISION – 15-0614 – 10.6.1

Moved Councillor , Seconded Councillor.

That the Council of the Shire of Exmouth receive the Executive Manager Town Planning Report for the month of June 2014.

CARRIED 6/0

10. REPORTS OF OFFICERS

10.6 Executive Manager Town Planning

10.6.2 Proposed Wilderness Camping – Part Exmouth Gulf Pastoral Station, Part Lyndon Location 233, Exmouth

Location: Part Lot 1586 Minilya Exmouth Road - Part Lyndon Location
 233 – Part Exmouth Gulf Station
 Applicant: Department of Lands
 File Reference: A512
 Disclosure of Interest: Nil
 Date: 5 June 2014
 Author: Executive Manager Town Planning, Rhassel Mhasho

Signature of Author:



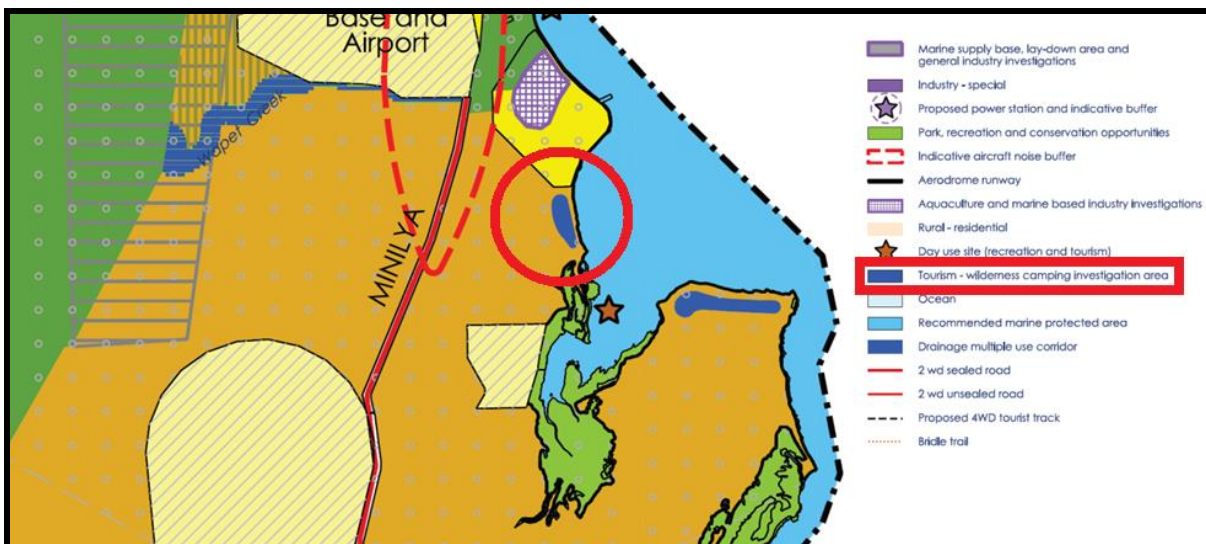
Senior Officer: Chief Executive Officer, Bill Price

SUMMARY

This report recommends that the Council of the Shire of Exmouth refuse the request from the Department of Lands for creating an expression of interest for the management of wilderness camping in portion of the Exmouth Gulf Pastoral Station. (refer to *Attachment 1*)

BACKGROUND

The Shire of Exmouth adopted the Exmouth South Structure Plan in June 2013. The structure plan identified an area just north of the Bay of Rest as Tourism –Wilderness Camping Investigation Area. The Structure plan has been approved by the WAPC. Department of Lands now intends to initiate an expression of interest for the management of wilderness camping for this area.



Exmouth South Structure Plan, 2013

PROPOSAL

The Department of Lands have submitted a letter for comment regarding initiation of an expression of interest for the management of wilderness camping within portion of Exmouth Gulf Pastoral Station, in the northern area identified in the Exmouth South Structure Plan as Tourism – Wilderness camping investigation area. The Department of Lands intend to seek interest from suitable parties for creation and management of wilderness camping, managed under a section 91 permit of the Land Administration Act 1997.

COMMENT

The proposal has been assessed against the Shire of Exmouth Town Planning Scheme No. 3 (Scheme), Exmouth South Structure Plan and various state planning policies.

ISSUES**WAPC Ningaloo Coast Regional Strategy**

The Strategy identifies the site as a day use site only which is designated and managed for day use only. It may include parking facilities, shade shelters, barbeques, toilets and picnic areas but does not cater for, or permit overnight stays. The WAPC strategy does not support wilderness camping at this location.

Current Diversification Uses

Pastoral Stations in the Shire of Exmouth are operating tourist uses under diversification permits issued by the Department of Lands. The diversification permit states all use and development is to be in accordance with Local Government requirements. In accordance with the provisions of the Town Planning Scheme Number 3 Caravan Parks are not permitted within the Pastoral zone and wilderness camping is not defined. This is in alignment with various State Planning Policies which do not support the sprawl of tourist uses throughout Exmouth. Diversification permits have been issued by the Department of Lands to provide increased income for pastoralists as incidental to the predominate pastoral use, however officers are concerned that the diversified tourism use is becoming the predominate use of the pastoral station. Further planning, studies and investigations are required prior to supporting any wilderness camping within any pastoral station, which are further discussed below.

No Survey of Area

There has been no survey of the area to be used for wilderness camping. The area identified within the Exmouth South Structure Plan is a large area approximately 85 hectares. To reduce leasing issues and conflict between the Pastoralist and future Wilderness Camping operator a survey of the area shall be completed with the creation of a lot. Wilderness camping over an area of 85 hectares will have a significant impacts on the environment and existing tourist facilities within the Exmouth Townsite. The area if identified suitable shall be surveyed and created as a separate lot.

Access to and from location

Access to the area of proposed wilderness camping has not been formally declared by the Department of Lands. Council at its September 2013 meeting resolved to request the creation of a public access route to this location. As the location is in a remote location within the Exmouth Gulf Pastoral Station the pastoralist may restrict access. Formal public access must be provided to the location to support any wilderness camping. Following recent heavy rains access to/from the proposed location may have blocked this shall be taken into consideration when creating access to location.

Structure plan identifies as investigation area

The Exmouth South Structure plan approved by the WAPC recommends the area as an investigation area for future wilderness camping. The Structure Plan does not quantify the area for wilderness camping rather an investigation area subject to additional studies being addressed by any proposal.

Studies and Investigation Required**1. Need to Identify Environmental Values**

Consultation with the Department of Parks and Wildlife (DPaW) has identified that there is need to identify environmental values for the area. DPaW have listed a number of significant environmental values in the area. The following plans and studies need to be completed prior to any activity occurring in consultation with the Department of Parks and Wildlife:

- A flora and fauna survey, to identify environmental values of the area
- Biodiversity protection and Quarantine management plans
- A foreshore Management Plan, to reduce coastal and environmental impacts
- Proposals shall include mitigation measures to reduce the environmental and coastal impacts

2. Native Title

The area has not been cleared of Native Title. A heritage survey of the area shall be completed prior to any land use or development occurring in the identified area.

3. Bush Fire Protection and Emergency Management

No details have been provided on Bush Fire Protection and Emergency Management. Any land use or development will require the provision of an emergency management plan and shall include bush fire mitigation measures.

4. Flooding

There has been no flood study of the area proposed for wilderness camping. A flood study shall be undertaken prior to any land use or development occurring. Flooding may also prevent access to/from the location proposed for Wilderness Camping.

5. Cape Range Subterranean Waterways

The Exmouth South Structure Plan identifies the Cape Range Subterranean Waterways in the area. Siting and design shall ensure there is no impact on the Cape Range Subterranean Waterway. A detailed survey/report is required to confirm.

If the proponent cannot demonstrate the harm will be managed, the development should not go ahead.

Officer recommends refusal of proposed wilderness camping in portion of the Exmouth Gulf Pastoral Station in consideration of the above.

CONSULTATION

The letter was referred to the Department of Parks and Wildlife (DPaW) from Friday 4 April 2014 to Friday 2 May 2014 for a period of 28 days.

| Submission From | Comments | Officer Comment |
|---|---|-----------------|
| <p>Department of Parks and Wildlife</p> | <p>Thank you for providing the Department of Parks and Wildlife’s Exmouth District with the opportunity to comment on proposed wilderness camping at two locations on the Exmouth Gulf Pastoral Station. The two locations were identified as a part of the Exmouth South Structure Plan 2013, and Parks and Wildlife understands that the Department of Lands (DoL) now intends to initiate a section 91 licence for wilderness camping in these areas.</p> <p>The proposed wilderness camping investigation areas are considered inappropriate by Parks and Wildlife’s Exmouth District, given the potential impacts they are likely to have on the significant environmental values of the area (mainland and island), and further consideration should therefore be given to alternative locations. Parks and Wildlife have previously provided advice on the Exmouth South Structure Plan 2013, which expressed concerns that the proposed wilderness camping areas on Exmouth Gulf Pastoral Station could result in potential environmental impacts to nearby island nature reserves, and coastal areas.</p> <p>The following significant environmental values exist in the immediate environs of the proposed wilderness camping areas, and have the potential to be detrimentally impacted by camping and associated activities:</p> <ul style="list-style-type: none"> • Island Nature Reserves vested in the Conservation Commission of Western Australia and managed by the Department for the purposes of conservation under the <i>Conservation and Land Management Act 1984</i>: | |

- Internationally important habitat (feeding, roosting and nesting) for migratory and resident shorebirds (including species protected under the *Wildlife Conservation Act 1950*, the *Environment and Biodiversity Protection Act 1999* and international agreements) located on islands and the mainland;
- Significant environmental values of the nearshore waters on the eastern and south-western sides of Exmouth Gulf, which have been recommended for inclusion into the marine conservation reserve system (The Marine Parks and Reserves Selection Working Group, 2004);
- Mangal, mudflat, and sea grass habitats are present in the area and are of elevated environmental significance due to the habitat they provide for epibenthic and burrowing fauna, migratory wading birds, marine turtles and dugongs (including species protected under the *Wildlife Conservation Act 1950*, the *Environment and Biodiversity Protection Act 1999* and international agreements);
- Island Nature Reserves which contain translocated populations of threatened fauna (protected under the *Wildlife Conservation Act 1950*) important for the conservation of those species.

Nearby island nature reserves including Whitmore Island, Roberts Island and Doole Island, have significant conservation values, and the proposed wilderness camping sites on the adjacent pastoral lease will increase the potential for visitation to the islands and potentially increase disturbance to wildlife and the potential for introduction of feral animals and weeds. Fragile and undisturbed environments exist on these islands and increased visitation will risk disturbance of species such as internationally protected migratory and resident shorebirds and seabirds. Recent surveys have confirmed that the Exmouth Gulf (including the islands) provides internationally important feeding, roosting and nesting habitats for these protected species (Onton et al, 2013). These islands currently provide predator-free refuges for these and other threatened species.

Doole Island is a Class C Nature Reserve, managed by the Department of Parks and Wildlife and vested in the Conservation Commission WA. This island is of particular importance to biodiversity conservation as it is one of two islands to which the Golden Bandicoot has been translocated for conservation purposes. The Golden Bandicoot is listed as Vulnerable under the *Wildlife Conservation Act 1950* and the *Environment Protection and Biodiversity Conservation Act*

| | | |
|--|--|--|
| | <p>1999, and all populations of this species are important for its survival. The translocated population requires a stable environment, particularly in relation to feral animals (cats, domestic dogs and the black rat) which may predate on the bandicoots or impact on their habitat requirements. Human activities on these islands will increase the potential for these feral animals to spread to the islands and it will also increase the potential for the spread of weeds. All of these threats are applicable to other islands in the Gulf, and are amplified by the increasing tourist population, with access to watercraft in Exmouth. With remoteness previously providing some protection to these unique environments, the spread of additional tourism facilities along the coast, such as the proposed wilderness camping areas, will result in increased visitation and increased potential for negative impacts.</p> <p>For the reasons highlighted above, Parks and Wildlife recommends against developing tourism sites which may increase potential impacts to the biodiversity values of these Exmouth Gulf islands.</p> <p>Parks and Wildlife understands that the information provided in this letter will be presented to the Shire for its consideration by Council, prior to DoL advertising an Expression of Interest for the tender of this proposal. Any further development applications for camping areas and infrastructure in these areas should be considered by the Shire and provided to Parks and Wildlife for comment. If the Shire or DoL chooses to continue to pursue the proposed wilderness camping locations, Parks and Wildlife's Exmouth District should be consulted further. Any applications would need to include information which identifies environmental values, potential impacts and appropriate mitigation measures. Appropriate management of potential impacts, should include but not be limited to, quarantine management and biodiversity protection management plans.</p> | |
|--|--|--|

STATUTORY ENVIRONMENT

Town Planning Scheme No.3
 Planning and Development Act 2005
 Exmouth South Structure Plan
 Ningaloo Coast Regional Strategy

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Economic

Objective 1: To be a diverse and innovative economy with a range of local employment opportunities.

- Outcome 1.2 - Planned and balanced economic growth.

Environment

Objective 2: To have a balanced respect for our environment and heritage, both natural and built.

- Outcome 2.2: Our pristine natural environment and biodiversity will be understood, maintained and protected.

Social

Objective 3: To be a dynamic, passionate and safe community valuing natural and cultural heritage.

- Outcome 3.2: Excellent lifestyle, recreational and cultural facilities..
- Outcome 3.4: A community that is well informed and educated about our natural, cultural and built environment.

Civic Leadership

Objective 4: To work together as custodians for now and the future.

- Outcome 4.1: To be a collaborative community with the capacity to manage the current and future direction of Exmouth.
- Outcome 4.2: A local government that is respected, professional, trustworthy and accountable.

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION – 10.6.2

That the Council of the Shire of Exmouth refuse the expression of interest for a section 91 licence for the management of wilderness camping in portion of the Exmouth Gulf Pastoral Station, Portion Lot 1586 Minilya Exmouth Road, Portion Lyndon Location 233.

COUNCIL DECISION – 16-0614 – 10.6.2

Moved Councillor Winzer, Seconded Councillor Thompson.

That the Council of the Shire of Exmouth refuse the expression of interest for a section 91 licence for the management of wilderness camping in portion of the Exmouth Gulf Pastoral Station, Portion Lot 1586 Minilya Exmouth Road, Portion Lyndon Location 233.

CARRIED 6/0

10. REPORTS OF OFFICERS

10.6 Executive Manager Town Planning

10.6.3 Exmouth Yacht Club – Lot 837, Reserve 31006

Location: Lot 837, Reserve 31006
 Applicant: Exmouth Yacht Club
 File Reference: R31006
 Disclosure of Interest: Nil
 Date: 27 May 2014
 Author: Executive Manager Town Planning, Rhassel Mhasho

Signature of Author:



Senior Officer: Chief Executive Officer, Bill Price

SUMMARY

This report recommends that the Council of the Shire of Exmouth support increasing the area of Lot 837, Reserve 31006 (Exmouth Yacht Club) to include areas already landscaped and utilised by the Yacht Club by reducing the area of the adjoining foreshore management reserve.

BACKGROUND

Council is in receipt of a letter from the Exmouth Yacht club requesting to have the boundaries of Lot 837 be modified to include additional land as per **Attachment 2**. The Exmouth Yacht club have been using the land for events, and storage. The area has been fenced and landscaped.

The yacht club have had issues with security as anyone can drive between the sea wall and the fence. The yacht club has an issue with liquor licensing for events with only portion of the landscaped area being licenced, within their lot boundary.



PROPOSAL

Increase the area of Lot 837, Reserve 31006 by 1458.75m² to include the existing fenced landscaped area and yacht storage area. This will result in the reduction of adjoining Lot 3002, Reserve 47801 by 1458.75m².

COMMENT

The proposal has been assessed against the Shire of Exmouth Town Planning Scheme No. 3 (Scheme), Land Administration Act, Exmouth Marina Village Outline Development Plan and the Crown Land Practice Manual.

ISSUES

Liquor Licencing

Increasing the area of lot 837 will enable the yacht club to submit an application with the Department of Racing Gaming and Liquor to increase their licensed area to the end of the existing fence for all future events.

Increased Security

Extending the boundaries of the lot will improve security of the yacht club, which has been mentioned in the letter as an issue.

Dual Zoning

The proposed land amalgamation will create a lot with two zones (both Marina and Recreation and Open Space). This creates legal issues as the requirements from both zones apply to development on a single lot. This issue will be resolved in the new Town Planning Scheme Number 4 as the land is proposed to be zoned entirely foreshore reserve.

Existing Yacht Club Lease

Exmouth yacht club has an existing lease with the Shire for use of the current Reserve 31006, Lot 837. Increasing the area of lot 837 will require an amendment be made to the existing lease. Additional conditional included.

Foreshore Access

The proposed area to be amalgamated will restrict vehicle access along the top of the seawall. For maintenance, events and emergency purposes officer recommends access along the top seawall be maintained. This reduces the area proposed for amalgamation as per ***Attachment 3***.

As the above issues have been either been resolved or included as conditions of approval and the proposal provides benefits to the existing Yacht and surrounding area, officer recommends that the Council of the Shire of Exmouth grant conditional approval.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Town Planning Scheme No.3
Planning and Development Act 2005
Land Administration Act 1997
Exmouth Marina Village Outline Development Plan

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Economic

Objective 1: To be a diverse and innovative economy with a range of local employment opportunities.

- Outcome 1.2 - Planned and balanced economic growth.

Environment

Objective 2: To have a balanced respect for our environment and heritage, both natural and built.

Civic Leadership

Objective 4: To work together as custodians for now and the future.

- Outcome 4.1: To be a collaborative community with the capacity to manage the current and future direction of Exmouth.
- Outcome 4.2: A local government that is respected, professional, trustworthy and accountable.

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION – 10.6.3

That the Council of the Shire of Exmouth:

1. *Submit a formal request to the Department of Lands to increase in area of Reserve 31006, Lot 837 (Yacht club) by reducing the area of Reserve 47801, Lot 3002 (Foreshore Management Reserve);*
2. *Notify the Department of Planning of the reduction in area of Reserve 47801, Lot 3002 (Foreshore Management Reserve); and*
3. *Amend the lease with Exmouth Yacht club accordingly.*

COUNCIL DECISION – 17-0614 – 10.6.3

Moved Councillor Todd, Seconded Councillor Hood.

That the Council of the Shire of Exmouth:

1. *Submit a formal request to the Department of Lands to increase in area of Reserve 31006, Lot 837 (Yacht club) by reducing the area of Reserve 47801, Lot 3002 (Foreshore Management Reserve);*
2. *Notify the Department of Planning of the reduction in area of Reserve 47801, Lot 3002 (Foreshore Management Reserve); and*
3. *Amend the lease with Exmouth Yacht club accordingly.*

CARRIED 6/0

10. REPORTS OF OFFICERS

10.6 Executive Manager Town Planning

10.6.4 New Holiday Accommodation – Lot 361 (5) Kestrel Place, Exmouth

Location: Lot 361 (5) Kestrel Place, Exmouth
 Applicant: DLR Building
 File Reference: A1494 (PA96/14)
 Disclosure of Interest: Nil
 Date: 5 June 2014
 Author: Executive Manager Town Planning, Rhassel Mhasho

Signature of Author:



Senior Officer: Chief Executive Officer, Bill Price

SUMMARY

This report recommends that the Council of the Shire of Exmouth grant conditional planning approval for Holiday Accommodation upon Lot 361 (5) Kestrel Place, Exmouth. (refer to **Attachment 4**).

BACKGROUND

The subject lot has current planning approval for a jetty and a single dwelling. The jetty has been constructed and the dwelling is under construction.



PROPOSAL

Council’s approval is sought for the change of use from a dwelling to holiday accommodation.

Proposal summary:

- Maximum number of overnight occupants: eight (8) persons.
- The maximum number of vehicles and trailers (including boats on trailers): three (3) and two (2) respectively.
- No changes to buildings or the site are proposed.
- Local caretaker to be Ray White Real Estate (Exmouth Holidays).

- A House Rules document for occupants which contains the management statement, tenant code of conduct, pool code of conduct and jetty/mooring license conditions.

COMMENT

The proposed land use has been assessed against the Shire of Exmouth Town Planning Scheme No. 3, Local Planning Policy 6.16: Exmouth Marina Precinct A detailed design guidelines adopted by Council as Policy and Local Planning Policy 6.12: Holiday Accommodation.

ISSUES

Number of Vehicles

The application states the number of vehicles to be accommodated on site is three (3) vehicles and two (2) trailers. The maximum permissible number allowed under the Holiday Accommodation Policy is three (3) and two (2). The Policy states that car parking shall be calculated on the basis of four persons per vehicle. The approved dwelling design includes a double garage which can accommodate a further two (2) vehicles in front. To reduce parking and traffic issues officer recommends officer recommends a maximum of two (2) and one (1).

CONSULTATION

All holiday accommodation applications are required to be referred to adjoining owners and occupiers of land for comment on the proposal. Council must consider any submissions received during the advertising period.

Adjoining property owners and occupants were invited to comment on the proposal, with the consultation period beginning on **Monday 19 May 2014** and closing **Monday 9 June 2014**. No comments were received from neighbours. These property owners are shown in the table below:

| Address | Received | Officer Comment |
|---------------------------|----------|-----------------|
| Lot 331 (4) Kestrel Place | No | Nil |
| Lot 332 (6) Kestrel Place | No | Nil |
| Lot 362 (3) Kestrel Place | No | Nil |
| Lot 360 (7) Kestrel Place | No | Nil |
| Lot 367 (6) Corella Court | No | Nil |
| Lot 368 (8) Corella Court | No | Nil |

STATUTORY ENVIRONMENT

Town Planning Scheme No.3
Planning and Development Act 2005

POLICY IMPLICATIONS

Local Planning Policy 6.12: Holiday Accommodation
Local Planning Policy 6.16: Exmouth Marina Precinct A Detailed Design Guidelines

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Economic

Objective 1: To be a diverse and innovative economy with a range of local employment opportunities.

- Outcome 1.2 - Planned and balanced economic growth.

Social

Objective 3: To be a dynamic, passionate and safe community valuing natural and cultural heritage.

- Outcome 3.3: An inclusive, responsible and cohesive community.
- Outcome 3.4: A community that is well informed and educated about our natural, cultural and built environment.

Civic Leadership

Objective 4: To work together as custodians for now and the future.

- Outcome 4.1: To be a collaborative community with the capacity to manage the current and future direction of Exmouth.
- Outcome 4.2: A local government that is respected, professional, trustworthy and accountable.

VOTING REQUIREMENTS

Simple Majority

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| OFFICER'S RECOMMENDATION – 10.6.4 |
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That the Council of the Shire of Exmouth grant conditional planning approval for the use of Holiday Accommodation upon Lot 361(5) Kestrel Place, Exmouth subject to the following conditions: -

- 1. The approved use shall accord with the Shire of Exmouth Town Planning Scheme No.3, approved plans (PA96/14) and Local Planning Policy No. 6.12: Holiday Accommodation;*
- 2. The maximum number of overnight occupants allowed within the dwelling at the same time shall be eight (8) persons. This includes no more than eight (8) occupants over the age of 10 at any one time. Furthermore, the maximum occupancy for each room shall be in accordance with the Shire of Exmouth Health Local Laws and Council Policy;*
- 3. The maximum number of vehicles and trailers (including boats on trailers) that can be accommodated on the property shall be two (2) and one (1) respectively, in accordance with Council Policy. The property does not include the Council road verge or adjoining/nearby vacant land. Potential occupants shall be advised of this prior to booking;*
- 4. The property shall provide at least two (2) 240 litre rubbish bins prior to the use commencing;*
- 5. The occupants Code of Conduct shall be clearly displayed in the premises in accordance with Council Policy;*
- 6. An emergency response plan (i.e. fire escape route maps etc) is required to be clearly displayed in a conspicuous location within the dwelling, plus:

 - a. a fire extinguisher, in a clearly visible location (and marked on the emergency response plan), is to be maintained in proper working order;*
 - b. outside barbeques are to be gas or electric; and*
 - c. no fires are to be lit outside.**
- 7. The property is to be managed by a local caretaker/manager living and readily contactable within 10 minutes of the property;*
- 8. If in the opinion of Council the approved use causes a nuisance or annoyance to owner/occupiers of the land in the vicinity, or to persons or traffic using roads in the vicinity of the approved use, Council may vary or rescind its approval in accordance with Council Policy;*
- 9. The property not being used for the use hereby granted until an inspection has been carried out by a Council officer and that officer is satisfied that the conditions of this approval hereby granted have been complied with; and*
- 10. This approval is valid until 30 September 2015. Following planning approval an annual permit will be issued after paying the prescribed fee. Upon this period lapsing, Council will notify owners about the date of expiry and that a new permit is required should the property continue to be used for holiday accommodation.*
- 11. Should this residential premises be used for Holiday Accommodation purposes and provide a swimming pool/spa pool for the use of guests or should the owners intend to install a swimming pool/spa pool in the future, the owners are hereby advised of the following:-*

- *The Health (Aquatic Facilities) Regulations 2007 require that a Certificate of Compliance and a Permit to Operate from the Executive Director, Public Health (EDPH) for the 'aquatic facility' be obtained i.e. the Department of Health (WA) is the approving authority, not the Shire of Exmouth;*
- *Whether an aquatic facility is approved by the EDPH or not, regulation 21 prescribes that an environmental health officer, or a person under the direction of an environmental health officer, collects 2 water samples (one for bacteria, one for amoeba) from each water body of each aquatic facility in the district at least once per month. The owner/property manager must therefore make suitable arrangements for the Shire's Water Sampling Officer to access the property to obtain the water samples.*

Advice

- i) *In regards to Condition (2) above, the number of persons per room shall accord with the following:*
- *For every person over the age of 10 years, there is to be a minimum of 14 cubic metres of air space per person;*
 - *For every person between the ages of 1 & 10 years, there is to be a minimum of 8 cubic metres of air space per person.*

Below is a Schedule of permitted number of occupants per room which identifies alternative combinations of guests – not to exceed a total of 10 guests. This Schedule shall be appropriately displayed in the house.

Schedule 1: Allowable Occupants: Lot 361 (5) Kestrel Place, Exmouth

Bedroom 1: Total floor space: 42.92m², Approximate Air Space: 115.88m³
Allowable occupants: 8 adults **OR** 14 children

Bedroom 2: Total floor space: 13.37m², Approximate Air Space: 36.1m³
Allowable occupants: 2 adults **OR** 1 adult and 2 children **OR** 4 children

Bedroom 3: Total floor space: 13.37m², Approximate Air Space: 36.1m³
Allowable occupants: 2 adults **OR** 1 adult and 2 children **OR** 4 children

Bedroom 4: Total floor space: 12.7m², Approximate Air Space: 34.29m³
Allowable occupants: 2 adults **OR** 1 adult and 2 children **OR** 4 children

Note:

*All persons over the age of 10 years require a minimum of 14 cubic metres of air space per person. Children aged up to 10 years require a minimum of 8 cubic metres of air space each. As such, the term 'adult' has been used for persons over the age of 10 years.

**The air space is calculated on the assumption of an average of 2.7m ceiling height.

- ii) *Should the Holiday Accommodation be viewed as a 'Lodging House' at any time under the Health Act 1911, a permit pursuant to the Shire of Exmouth Health Local Laws will be required. For further Information, please contact the Shire of Exmouth's Health Services on 9949 1399.*
- iii) *Should the applicant be aggrieved by this decision, a right of review may exist pursuant to the State Administrative Tribunal Act 2004. A request for review should be made within 28 days of notice of this decision to the State Administrative Tribunal.*

COUNCIL DECISION – 18-0614 – 10.6.4

Moved Councillor Hood, Seconded Councillor Todd.

That the Council of the Shire of Exmouth grant conditional planning approval for the use of Holiday Accommodation upon Lot 361(5) Kestrel Place, Exmouth subject to the following conditions: -

- 1. The approved use shall accord with the Shire of Exmouth Town Planning Scheme No.3, approved plans (PA96/14) and Local Planning Policy No. 6.12: Holiday Accommodation;***

2. *The maximum number of overnight occupants allowed within the dwelling at the same time shall be eight (8) persons. This includes no more than eight (8) occupants over the age of 10 at any one time. Furthermore, the maximum occupancy for each room shall be in accordance with the Shire of Exmouth Health Local Laws and Council Policy;*
3. *The maximum number of vehicles and trailers (including boats on trailers) that can be accommodated on the property shall be two (2) and one (1) respectively, in accordance with Council Policy. The property does not include the Council road verge or adjoining/nearby vacant land. Potential occupants shall be advised of this prior to booking;*
4. *The property shall provide at least two (2) 240 litre rubbish bins prior to the use commencing;*
5. *The occupants Code of Conduct shall be clearly displayed in the premises in accordance with Council Policy;*
6. *An emergency response plan (i.e. fire escape route maps etc) is required to be clearly displayed in a conspicuous location within the dwelling, plus:

 - a. *a fire extinguisher, in a clearly visible location (and marked on the emergency response plan), is to be maintained in proper working order;*
 - b. *outside barbeques are to be gas or electric; and*
 - c. *no fires are to be lit outside.**
7. *The property is to be managed by a local caretaker/manager living and readily contactable within 10 minutes of the property;*
8. *If in the opinion of Council the approved use causes a nuisance or annoyance to owner/occupiers of the land in the vicinity, or to persons or traffic using roads in the vicinity of the approved use, Council may vary or rescind its approval in accordance with Council Policy;*
9. *The property not being used for the use hereby granted until an inspection has been carried out by a Council officer and that officer is satisfied that the conditions of this approval hereby granted have been complied with; and*
10. *This approval is valid until 30 September 2015. Following planning approval an annual permit will be issued after paying the prescribed fee. Upon this period lapsing, Council will notify owners about the date of expiry and that a new permit is required should the property continue to be used for holiday accommodation.*
11. *Should this residential premises be used for Holiday Accommodation purposes and provide a swimming pool/spa pool for the use of guests or should the owners intend to install a swimming pool/spa pool in the future, the owners are hereby advised of the following:-*
 - *The Health (Aquatic Facilities) Regulations 2007 require that a Certificate of Compliance and a Permit to Operate from the Executive Director, Public Health (EDPH) for the 'aquatic facility' be obtained i.e. the Department of Health (WA) is the approving authority, not the Shire of Exmouth;*
 - *Whether an aquatic facility is approved by the EDPH or not, regulation 21 prescribes that an environmental health officer, or a person under the direction of an environmental health officer, collects 2 water samples (one for bacteria, one for amoeba) from each water body of each aquatic facility in the district at least once per month. The owner/property manager must therefore make suitable arrangements for the Shire's Water Sampling Officer to access the property to obtain the water samples.*

Advice

- i) *In regards to Condition (2) above, the number of persons per room shall accord with the following:*

- *For every person over the age of 10 years, there is to be a minimum of 14 cubic metres of air space per person;*
- *For every person between the ages of 1 & 10 years, there is to be a minimum of 8 cubic metres of air space per person.*

Below is a Schedule of permitted number of occupants per room which identifies alternative combinations of guests – not to exceed a total of 10 guests. This Schedule shall be appropriately displayed in the house.

Schedule 1: Allowable Occupants: Lot 361 (5) Kestrel Place, Exmouth

Bedroom 1: Total floor space: 42.92m², Approximate Air Space: 115.88m³
 Allowable occupants: 8 adults **OR** 14 children

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 Allowable occupants: 2 adults **OR** 1 adult and 2 children **OR** 4 children

Bedroom 3: Total floor space: 13.37m², Approximate Air Space: 36.1m³
 Allowable occupants: 2 adults **OR** 1 adult and 2 children **OR** 4 children

Bedroom 4: Total floor space: 12.7m², Approximate Air Space: 34.29m³
 Allowable occupants: 2 adults **OR** 1 adult and 2 children **OR** 4 children

Note:

*All persons over the age of 10 years require a minimum of 14 cubic metres of air space per person. Children aged up to 10 years require a minimum of 8 cubic metres of air space each. As such, the term ‘adult’ has been used for persons over the age of 10 years.

**The air space is calculated on the assumption of an average of 2.7m ceiling height.

- ii) *Should the Holiday Accommodation be viewed as a ‘Lodging House’ at any time under the Health Act 1911, a permit pursuant to the Shire of Exmouth Health Local Laws will be required. For further Information, please contact the Shire of Exmouth’s Health Services on 9949 1399.*
- iii) *Should the applicant be aggrieved by this decision, a right of review may exist pursuant to the State Administrative Tribunal Act 2004. A request for review should be made within 28 days of notice of this decision to the State Administrative Tribunal.*

CARRIED 6/0

10. REPORTS OF OFFICERS

10.6 Executive Manager Town Planning

10.6.5 Restaurant Liquor Licence and Extended Trading Permit – Lot 900 (27) Welch Street

Location: Lot 900 (27) Welch Street, Exmouth
 Applicant: Elizabeth and Paul Minnear
 File Reference: A1548 (PA108/14)
 Disclosure of Interest: Nil
 Date: 5 June 2014
 Author: Executive Manager Town Planning, Rhassel Mhasho

Signature of Author:



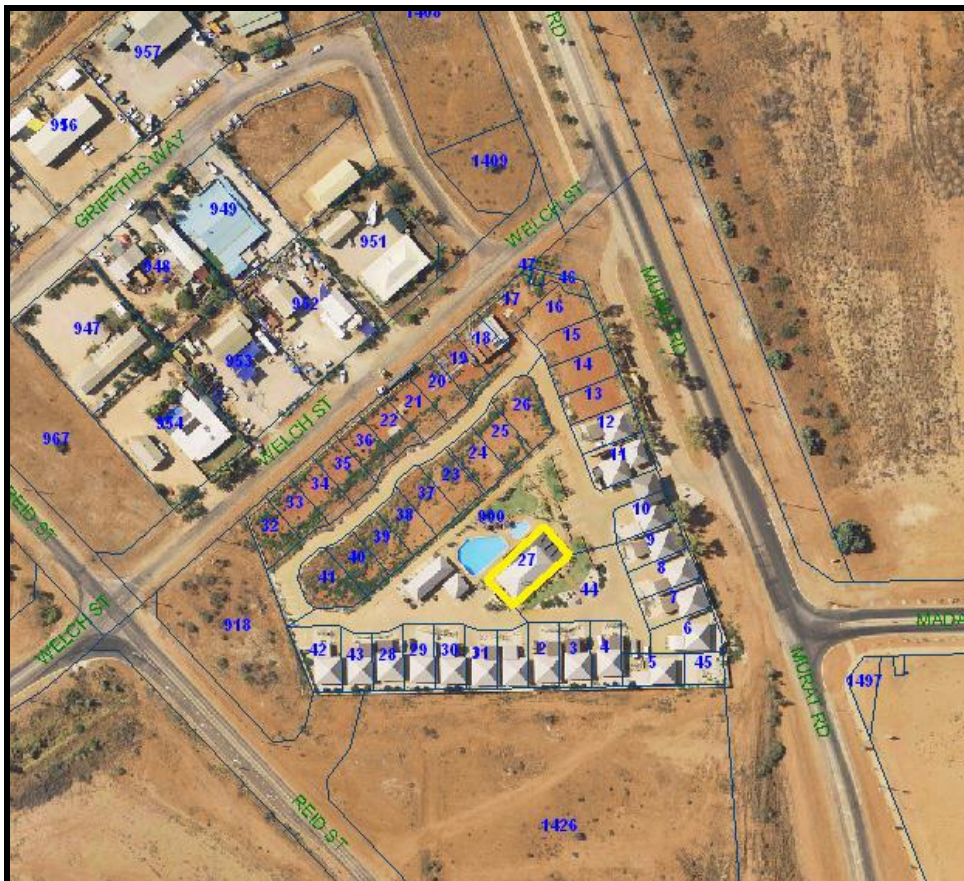
Senior Officer: Chief Executive Officer, Bill Price

SUMMARY

This report recommends that the Council of the Shire of Exmouth issue a certificate under Section 40 of the Liquor Control Act 1988 for a Restaurant licence to provide and serve liquor to patrons with or without a meal and for an Extended Trading Permit for Whalers restaurant upon Lot 900 (27) Welch Street, Exmouth. (refer *Attachment 5*).

BACKGROUND

The lot received planning approval by Council at its March 2013 ordinary meeting for a Section 40: Restaurant Liquor Licence and Extended Trading Permit for Milly’s Place. The premises has since changed to Whalers restaurant, a new section 40 permit is required.



Lot 900 (27) Welch St, Exmouth

PROPOSAL

This application seeks a local government authority certificate approval under Section 40 of the Liquor Control Act for a restaurant licence: liquor with or without a meal and an extended trading permit to cater for functions like weddings, birthdays and business functions.

- Trading hours 7am to Midnight, seven days a week
- Approval to sell liquor on Good Friday, Christmas Day and Anzac Day (after noon only)
- Liquor to be sold with or without meals
- An extended trading permit to authorise functions like weddings, birthdays and business functions at which liquor may be sold without the requirement to have a meal permit.

COMMENT

The proposal has been assessed against the provisions of the Shire of Exmouth Town Planning Scheme Number 3, Liquor Control Act and Department of Racing, Gaming and Liquor guidelines.

ISSUES

Car Parking

40 parking bays were approved in the site plan for the development of Lot 900 Welch Street. These parking bays will be provided for the use of patrons and visitors. This was dealt with in the previous planning approval when the restaurant/cafe was being built.

Amenity

The location of the restaurant is unlikely to cause any noise issues, however a condition has been included to ensure noise levels comply with the *Environmental Protection (Noise) Regulations 1997* (as amended).

The Department of Racing, Gaming and Liquor can cancel the permit immediately if the licensee is found in breach of any of the conditions or the permit is determined no longer in the best interests of the public.

Other

The licensee is advised that care must be taken when advertising the business. The sale of liquor should not be advertised as an attraction to the premises. A footnote has been included to advise the applicant.

Officer recommends that the Council of the Shire of Exmouth grant conditional planning approval on the basis:

- The proposed restaurant is considered to be a use not permitted unless Council has granted approval.
- Based on the requirement on the premises set by the Department of Racing, Gaming and Liquor, the premises achieve the requirements.
- The permit does not adversely affect the local amenity.

STATUTORY ENVIRONMENT

Planning and Development Act 2005

Shire of Exmouth Town Planning Scheme No. 3

Liquor Control Act 1988

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Economic

Objective 1: To be a diverse and innovative economy with a range of local employment opportunities.

- Outcome 1.2 - Planned and balanced economic growth.

Social

Objective 3: To be a dynamic, passionate and safe community valuing natural and cultural heritage.

- Outcome 3.2: Excellent lifestyle, recreational and cultural facilities.
- Outcome 3.3: An inclusive, responsible and cohesive community.

- Outcome 3.4: A community that is well informed and educated about our natural, cultural and built environment.

Civic Leadership

Objective 4: To work together as custodians for now and the future.

- Outcome 4.1: To be a collaborative community with the capacity to manage the current and future direction of Exmouth.
- Outcome 4.2: A local government that is respected, professional, trustworthy and accountable.

VOTING REQUIREMENTS

Simple Majority

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| OFFICER'S RECOMMENDATION – 10.6.5 |
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That the Council of the Shire of Exmouth grant conditional planning approval for a Section 40 – Certificate of Local Planning Authority upon Lot 900 (27) Welch Street, Exmouth for a Restaurant Licence and an extended trading permit subject to the following conditions:

1. *The use of the premises for the sale and consumption of liquor may occur with or without a meal provided it is limited to the internal floor area of the restaurant/licenced area except on Anzac Day when the sale, supply and consumption of liquor cannot occur between 3am and midday, subject to compliance with conditions imposed by the Department of Racing, Gaming and Liquor;*
2. *A designated manager must be in charge of the premises at all times when the premises are open for business;*
3. *Liquor shall not be used as an attraction to the premises;*
4. *The dining area must always be set up with tables and chairs for dining;*
5. *The maximum noise levels emitted from the premises shall not exceed levels specified in the Environmental Protection (Noise) Regulations 1997 (as amended); and*
6. *The approval granted is valid for a period of two (2) years from the date of this approval. Should the use approved not substantially commence within this time, the approval will lapse.*

Advice

- i). *The applicant is advised that when advertising the business liquor should not be used as an attraction to the premises.*
- ii). *Prior to the operation of the permit, the applicant is required to obtain Health approval from the Shire of Exmouth and the permit licence from the Department of Racing, Gaming and Liquor.*
- iii). *If the applicant is found in breach of the licence conditions of their permit, or if it is determined that the permit is no longer in the best interest of the public, the permit can be cancelled immediately.*
- iv). *The approval granted is not to be construed as approval granted under The Building Act 2011, Building Regulations 2012 or any other relevant statutory approval.*
- v). *An applicant aggrieved by a decision of the Council in respect of the exercise of a discretionary power under the Scheme may appeal in accordance with the rules and regulations made pursuant to the Planning and Development Act 2005 (as amended). Any such appeal must be lodged within 28 days of the date of this decision to the State Administrative Tribunal (telephone 9219 3111 or 1300 306 017).*

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| COUNCIL DECISION – 19-0614 – 10.6.5 |
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Moved Councillor Winzer, Seconded Councillor Thompson.

That the Council of the Shire of Exmouth grant conditional planning approval for a Section 40 – Certificate of Local Planning Authority upon Lot 900 (27) Welch Street, Exmouth for a Restaurant Licence and an extended trading permit subject to the following conditions:

1. *The use of the premises for the sale and consumption of liquor may occur with or without a meal provided it is limited to the internal floor area of the restaurant/licenced area except on Anzac Day*

when the sale, supply and consumption of liquor cannot occur between 3am and midday, subject to compliance with conditions imposed by the Department of Racing, Gaming and Liquor;

2. *A designated manager must be in charge of the premises at all times when the premises are open for business;*
3. *Liquor shall not be used as an attraction to the premises;*
4. *The dining area must always be set up with tables and chairs for dining;*
5. *The maximum noise levels emitted from the premises shall not exceed levels specified in the Environmental Protection (Noise) Regulations 1997 (as amended); and*
6. *The approval granted is valid for a period of two (2) years from the date of this approval. Should the use approved not substantially commence within this time, the approval will lapse.*

Advice

- i). *The applicant is advised that when advertising the business liquor should not be used as an attraction to the premises.*
- ii). *Prior to the operation of the permit, the applicant is required to obtain Health approval from the Shire of Exmouth and the permit licence from the Department of Racing, Gaming and Liquor.*
- iii). *If the applicant is found in breach of the licence conditions of their permit, or if it is determined that the permit is no longer in the best interest of the public, the permit can be cancelled immediately.*
- iv). *The approval granted is not to be construed as approval granted under The Building Act 2011, Building Regulations 2012 or any other relevant statutory approval.*
- v). *An applicant aggrieved by a decision of the Council in respect of the exercise of a discretionary power under the Scheme may appeal in accordance with the rules and regulations made pursuant to the Planning and Development Act 2005 (as amended). Any such appeal must be lodged within 28 days of the date of this decision to the State Administrative Tribunal (telephone 9219 3111 or 1300 306 017).*

CARRIED 6/0

10. REPORTS OF OFFICERS

10.6 Executive Manager Town Planning

10.6.6 Cyclonic Canal Jetty - Lot 306 (20) Gnulli Court, Exmouth

Location: Lot 306 (20) Gnulli Court, Exmouth
 Applicant: Engineered Water Systems
 File Reference: A1421 (PA109/14)
 Disclosure of Interest: Nil
 Date: 6 June 2014
 Author: Executive Manager Town Planning, Rhassel Mhasho

Signature of Author:



Senior Officer: Chief Executive Officer, Bill Price

SUMMARY

This report recommends Council of the Shire of Exmouth grant conditional planning approval for the development of a jetty and cyclonic mooring posts upon and adjacent Lot 306 (20) Gnulli Court in the Exmouth Marina Village Precinct A, prior to development of a dwelling. (refer to **Attachment 6**).

BACKGROUND

The applicant proposes to construct a jetty and mooring posts upon and adjacent Lot 306 (20) Gnulli Court, Exmouth.

The Department of Transport (DoT) gave Council powers to approve “broad development approval” for jetty applications which have been lodged with Council. The term ‘broad approval’ is used, on the basis that no plans that are submitted (other than general location / site plans) will be endorsed.

It has been discussed and agreed upon by Council’s Town Planning Department, Environmental Health and Building Department, and DoT that the basic principles of the Exmouth Marina Village Boat Mooring Management Plan, Standard Operating Procedures and Local Laws should form the basis of any approval, with the technical details regarding design and engineering of the proposed jetties being assessed by the DoT at Jetty license application stage.

- i) Development of a ‘jetty’ is ancillary to a dwelling.
- ii) The proposed jetty will be within the designated mooring envelope.



Lot 306 (20) Gnulli Court, Exmouth

PROPOSAL

- Jetty and pontoon structure protruding 8.84m into the canal from the canal setout line.
- Jetty and pontoon structure located in the middle of the jetty envelope.
- Floating pontoon with two mooring posts.
- Two cyclonic mooring posts in the mooring envelope with 0.5m side setbacks
- Pile cut off level 4.5m AHD.

COMMENT

The proposal for a jetty has been assessed under the Shire of Exmouth Town Planning Scheme No. 3, Local Laws and various Local Planning Policies. These instruments outline the permissibility for this proposal within the Scheme Area. In accordance with the Scheme, a jetty within the Marina zone is classified as an 'IP' use meaning the use is not permitted unless such use is incidental to the predominant use as approved by Council.

ISSUES**Jetty Prior to Dwelling**

The applicant seeks Council to consider a variation to approve a jetty prior to the construction of a dwelling. Under Council's Policy the proposal is considered to be an 'IP' use meaning the use is incidental to the predominant use. The Exmouth Marina Precinct A Design Guidelines states:

"It is considered that development ancillary to the main dwelling including gazebos, pergolas, decks, retaining walls, and jetties should be dealt with as if they were listed as a 'permitted' use as long as they comply with any relevant site requirements under these guidelines."

The clause is intended to limit a jetty to be ancillary to a dwelling, encouraging infill residential development to prevent vacant land within the Marina. Generally it is considered that the owner has provided sufficient justification to support approval.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Town Planning Scheme No.3
Planning and Development Act 2005

POLICY IMPLICATIONS

Local Planning Policy 6.16: Design Guidelines for Exmouth Marina Village Precinct A

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS**Economic**

Objective 1: To be a diverse and innovative economy with a range of local employment opportunities.

- Outcome 1.2 - Planned and balanced economic growth.

Environment

Objective 2: To have a balanced respect for our environment and heritage, both natural and built.

- Outcome 2.2: Our pristine natural environment and biodiversity will be understood, maintained and protected.

Social

Objective 3: To be a dynamic, passionate and safe community valuing natural and cultural heritage.

- Outcome 3.2: Excellent lifestyle, recreational and cultural facilities..
- Outcome 3.4: A community that is well informed and educated about our natural, cultural and built environment.

Civic Leadership

Objective 4: To work together as custodians for now and the future.

- Outcome 4.1: To be a collaborative community with the capacity to manage the current and future direction of Exmouth.
- Outcome 4.2: A local government that is respected, professional, trustworthy and accountable.

VOTING REQUIREMENTS

Simple Majority

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| OFFICER'S RECOMMENDATION – 10.6.6 |
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That the Council of the Shire of Exmouth grant planning approval for a jetty and mooring posts upon and adjacent to Lot 306 (20) Gnulli Court, Exmouth subject to the following conditions:-

- 1. The development being carried out in accordance with Local Planning Policy 6.16: Design Guidelines for the Exmouth Marina Village Precinct 'A' to the satisfaction of Council Officers;*
- 2. The development being carried out generally in accordance with the Shire of Exmouth Town Planning Scheme No. 3 and the approved plans (PA109/14) to the satisfaction of Council Officers;*
- 3. Cyclonic mooring piles in the mooring envelope shall have a minimum side setback of 0.5m;*
- 4. The boat mooring and jetty being constructed wholly within the jetty and mooring envelopes for the subject lot;*
- 5. All piles must be fitted with a buoyant sliding collar fitted with lugs for attaching the mooring lines;*
- 6. The gangway and pontoon shall be wholly constructed within the jetty envelope being 10.09m from the edge of canal paving and 8.84m from the canal setout line;*
- 7. No boat is permitted to be moored in a manner that allows any part of the boat to extend outside the approved mooring envelope, being 13.8m from the canal setout line;*
- 8. The jetty structure not putting a horizontal surcharge load on the canal wall;*
- 9. No gangway or pontoon structure is permitted to extend beyond the cadastral boundaries of the subject lot;*
- 10. Mooring piles and associated envelope areas not being roofed or having structures built on, around, adjacent to, or within the approved jetty area;*
- 11. The applicant shall obtain a permit for a barge vessel to enter Local Government Property, to carry out construction works in the waterway;*
- 12. All proposed jetty designs are to be approved by the Department of Transport - Coastal Facilities Branch, with engineering plans and detail being in accordance with the Exmouth Marina Village Canal Boat Mooring Management Plan;*
- 13. Any additional development not being in accordance with the original application or conditions of approval, as outlined above will require further approval by the Shire of Exmouth. Any commencement of development not subject of a current approval is an offence under the Shire of Exmouth Town Planning Scheme No.3;*
- 14. Any substantial variation from the approved plans contained herein requires a separate planning approval. Should your plans for a building permit differ from these plans, a building permit may not be issued until such time as fresh planning approval is granted; and*
- 15. The approval granted is valid up to two (2) years from the date of this approval. Should the use approved not substantially commence within this time, the approval will lapse.*

Advice

- i) Prior to any construction, the applicant being required to obtain a building permit approval from the Shire of Exmouth.*
- ii) Enclosed is a copy of the Exmouth Marina Village Canal Boat Mooring Management Plan and Standard Operating Procedures.*
- iii) The maximum powerboat permissible is 15 metres in length in accordance with the Canal Boat Mooring Management Plan.*

- iv) *The maximum sail boat permissible is 10 metres in length in accordance with the Canal Boat Mooring Management Plan.*
- v) *The mooring of boats shall accord with the Exmouth Cyclone Contingency and Vessel Management Plan.*
- vi) *Council Officers may enter uninvited onto your property, including your vessel or jetty provided the provisions of the Local Government Act are adhered to.*
- vii) *The approval granted is not to be construed as approval granted under The Building Act 2011, Building Regulations 2012 or any other relevant statutory approval.*
- viii) *An applicant aggrieved by a decision of the Council in respect of the exercise of a discretionary power under the Scheme may appeal in accordance with the rules and regulations made pursuant to the Planning and Development Act 2005 (as amended). Any such appeal must be lodged within 28 days of the date of this decision to the State Administrative Tribunal (telephone 9219 3111 or 1300 306 017).*

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| COUNCIL DECISION – 20-0614 – 10.6.6 |
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Moved Councillor Todd, Seconded Councillor Thompson.

That the Council of the Shire of Exmouth grant planning approval for a jetty and mooring posts upon and adjacent to Lot 306 (20) Gnulli Court, Exmouth subject to the following conditions:-

- 1. The development being carried out in accordance with Local Planning Policy 6.16: Design Guidelines for the Exmouth Marina Village Precinct 'A' to the satisfaction of Council Officers;***
- 2. The development being carried out generally in accordance with the Shire of Exmouth Town Planning Scheme No. 3 and the approved plans (PA109/14) to the satisfaction of Council Officers;***
- 3. Cyclonic mooring piles in the mooring envelope shall have a minimum side setback of 0.5m;***
- 4. The boat mooring and jetty being constructed wholly within the jetty and mooring envelopes for the subject lot;***
- 5. All piles must be fitted with a buoyant sliding collar fitted with lugs for attaching the mooring lines;***
- 6. The gangway and pontoon shall be wholly constructed within the jetty envelope being 10.09m from the edge of canal paving and 8.84m from the canal setout line;***
- 7. No boat is permitted to be moored in a manner that allows any part of the boat to extend outside the approved mooring envelope, being 13.8m from the canal setout line;***
- 8. The jetty structure not putting a horizontal surcharge load on the canal wall;***
- 9. No gangway or pontoon structure is permitted to extend beyond the cadastral boundaries of the subject lot;***
- 10. Mooring piles and associated envelope areas not being roofed or having structures built on, around, adjacent to, or within the approved jetty area;***
- 11. The applicant shall obtain a permit for a barge vessel to enter Local Government Property, to carry out construction works in the waterway;***
- 12. All proposed jetty designs are to be approved by the Department of Transport - Coastal Facilities Branch, with engineering plans and detail being in accordance with the Exmouth Marina Village Canal Boat Mooring Management Plan;***
- 13. Any additional development not being in accordance with the original application or conditions of approval, as outlined above will require further approval by the Shire of Exmouth. Any commencement of development not subject of a current approval is an offence under the Shire of Exmouth Town Planning Scheme No.3;***
- 14. Any substantial variation from the approved plans contained herein requires a separate planning approval. Should your plans for a building permit differ from these plans, a building permit may not be issued until such time as fresh planning approval is granted; and***
- 15. The approval granted is valid up to two (2) years from the date of this approval. Should the use approved not substantially commence within this time, the approval will lapse.***

Advice

- i) Prior to any construction, the applicant being required to obtain a building permit approval from the Shire of Exmouth.*
- ii) Enclosed is a copy of the Exmouth Marina Village Canal Boat Mooring Management Plan and Standard Operating Procedures.*
- iii) The maximum powerboat permissible is 15 metres in length in accordance with the Canal Boat Mooring Management Plan.*
- iv) The maximum sail boat permissible is 10 metres in length in accordance with the Canal Boat Mooring Management Plan.*
- v) The mooring of boats shall accord with the Exmouth Cyclone Contingency and Vessel Management Plan.*
- vi) Council Officers may enter uninvited onto your property, including your vessel or jetty provided the provisions of the Local Government Act are adhered to.*
- vii) The approval granted is not to be construed as approval granted under The Building Act 2011, Building Regulations 2012 or any other relevant statutory approval.*
- viii) An applicant aggrieved by a decision of the Council in respect of the exercise of a discretionary power under the Scheme may appeal in accordance with the rules and regulations made pursuant to the Planning and Development Act 2005 (as amended). Any such appeal must be lodged within 28 days of the date of this decision to the State Administrative Tribunal (telephone 9219 3111 or 1300 306 017).*

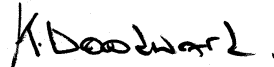
CARRIED 6/0

10. REPORTS OF OFFICERS

10.7 Executive Manager Engineering Services

10.7.1 General Report

Location: Exmouth
 Applicant: Keith Woodward
 File Reference: GV.ME.0
 Disclosure of Interest: Nil
 Date: June 2014
 Author: Executive Manager Engineering Services, Keith Woodward
 Signature of Author:



Senior Officer: Chief Executive Officer, Bill Price

SUMMARY

BACKGROUND

Town Centre and Foreshore Revitalisation Project Stage 2

The Shire has completed 98% of the Town Centre and Foreshore Revitalisation Project Stage 2 in accordance with the goals, objectives and performance measures as per the Shire of Exmouth and Department of Regional Development Financial Assistance Agreement. Two components of the project will be completed in July 2014 which includes landscaping and fencing, these works will be completed outside the framework of the FAA.

Funding was used to meet the costs of professional fees including project management and design costs, demolition, construction, landscaping, street scaping, and associated works involved in the Exmouth Town Centre and Foreshore Revitalisation Stage 2 for:

- Redevelopment of the Exmouth CBD (road realignments, drainage, parking, landscaping, undergrounding of power, amenities)
- Upgrade of Federation Park (market and town event space, multi-use stage, pathways, water playground, amenities, street furniture, paving, landscaping, lighting and shade structures)
- Foreshore upgrades at Town Beach (limestone seawall, shade structures, seating, shower, BBQ and landscaping).

The project contains the following nine funded elements. All elements include project management representation; engineering and design. Table 1 provides a status report regarding the project elements.

| Table 1 | | | | |
|----------------|-----------------|---|---------------|----------------|
| | Location | Project Description | Status | Comment |
| Element 1 | Thew Street | Reconstruction of Thew Street to be redefined as a street (rather than a parking area). It will be linked with Maidstone Crescent and provide accessibility to the retail main street and direct access to parking also linking in to parking for longer vehicles including caravans and campers. Works include: Road – breakout of existing culvert, new reconstructed road, asphalt seal, kerb, footpath, verge treatment, road markings, signage. Parking – breakout existing car park, demolition, site preparation, new car park formation, | Completed | |

| | | | | |
|-----------|---|---|-----------|---|
| | | bitumen seal, kerb landscaping, signage, lighting, public amenities and undergrounding of power. | | |
| Element 2 | Redevelopment of Bonefish Car Park and Link to Maidstone Crescent | Bonefish Street Car Park's redevelopment will reduce the traffic adjacent to the Exmouth District High School. Works include: kerb, verge treatment, demolition of existing public amenities and construction of new public amenities. Drainage works, markings, signage, lighting and kerbing. | Completed | Landscaping on the verge between the Exmouth District High School and Thew Street will be completed in July/August 2014 |
| Element 3 | Federation Park Redevelopment | Redevelopment will include an upgrade incorporating a market space, a town event space including a multi-use stage and improved pedestrian paths. A new water based playground will be installed with an amenities building, new street furniture, paving landscaping, lighting and shaded areas for an overall park rejuvenation. Works include: demolition of existing park structures, clearing of debris and drainage channel, minor earthworks, feature paving, footpaths, paving outside pool, landscaping dry land and irrigated feature landscaping, public amenities building with screening area, water feature/interactive park, street furniture, shade structures, way finding, lighting, transformer, signage. | Completed | |
| Element 4 | Realignment of Payne St and Redevelopment of Pool Car Park | Redevelopment will involve road realignment with a new road and parking bay for the swimming pool and link road to Maidstone Crescent Works include: Realignment of Payne St including excavation, materials/road base, new road works seal, kerbing, markings, lighting. | Completed | |
| Element 5 | Redevelopment of Kennedy Street Mall | Redevelopment will enhance the street through hard landscaping, formalised tree planting and the creation of new commercial development sites. The street will be redesigned to function initially as a shared street where vehicles can share a slow speed environment with pedestrians. Works include: New road construction, excavation works, materials and road base. Paving – trafficable and pedestrian, kerbing, street furniture, landscaping, signage, lighting. Demolition and relocation of a transformer to New Town Centre Car Park. | Completed | The hard and soft landscaping opposite the IGA western wall is considered to be part of the Kennedy Street Mall. |
| Element 6 | New Town Centre Car Park | Redevelopment and expansion of the existing car park between Kennedy and Learmonth Streets will be undertaken. | Completed | |

| | | | | |
|-----------|--------------------------|--|---------------|---|
| | | Works include: Construction of excavation and earthworks for a new vehicle parking area including long vehicles, materials, road base, seal, marking, kerbing, pathways, landscaping, lighting and signage. Construction of public amenities and a new transformer. | | |
| Element 7 | Town Beach Upgrade | Includes enhancement of the existing town beach to provide functional, comfortable, shaded and visually enticing parks to allow for greater numbers of visitors and locals to enjoy. Works include provision/installation of shade shelters, seating, shower, BBQ and landscaping. Earthworks and construction of limestone sea wall. | 95% Completed | Park land fencing is on order and the fencing installation will occur in July/August 2014 |
| Element 8 | Undergrounding of Power | Undergrounding of power network within the CBD | Completed | |
| Element 9 | Signage, Audit, Sundries | RfR signage, project audit and sundries | Ongoing | |

COMMENT

Nil

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

As per Shire 2013-2014 Budget

STRATEGIC IMPLICATIONSEconomic

Objective 1: To be a diverse and innovative economy with a range of local employment opportunities.

- Outcome 1.5: Maintain & Improve Shire Infrastructure

Environment

Objective 2: To have a balanced respect for our environment and heritage, both natural and built.

- Outcome 2.5: To make Exmouth an attractive town that is a comfortable and welcoming place to live and visit, and reflects the lifestyle values and unique natural environment

Social

Objective 3: To be a dynamic, passionate and safe community valuing natural and cultural heritage.

- Outcome 3.2: Excellent lifestyle, recreational and cultural facilities.

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION – 10.7.1

That the Council of the Shire of Exmouth receives the Executive Manager Engineering Services Report for the month of June 2014.

COUNCIL DECISION – 21-0614 – 10.7.1

Moved Councillor Winzer, Seconded Councillor Thompson.

That the Council of the Shire of Exmouth receives the Executive Manager Engineering Services Report for the month of June 2014.

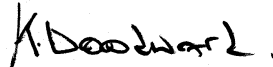
CARRIED 6/0

10. REPORTS OF OFFICERS

10.7 Executive Manager Engineering Services

10.7.2 WANDRRA- Surface Trough and Associated Flooding (26 April 2014)

Location: Exmouth
 Applicant: Keith Woodward
 File Reference: ES.RE.2
 Disclosure of Interest: Nil
 Date: 12 June 2014
 Author: Executive Manager Engineering Services, Keith Woodward
 Signature of Author:



Senior Officer: Chief Executive Officer, Bill Price

SUMMARY

The purpose of this report is to obtain retrospective approval to expend funds not included in the annual budget.

The expenditure of funds is associated with the engagement of Core Business Australia, opening up works and reinstatement of Council infrastructure damaged as a result of the *proclaimed eligible disaster under the Western Australia Natural Disaster Relief and Recovery Arrangements (WANDRRA) on 2 May, pursuant to Section 4.2 of the Natural Disaster Relief and Recovery Arrangements Determination 2012 Version 1, issued by the Commonwealth Government Attorney-General*, Exmouth floods 26 April 2014 and the engagement of Core Business Australia who will manage the WANDRRA claim and subsequent reinstatement works.

BACKGROUND

On 26 April 2014, a heavy rainfall event was caused by the passage of a surface trough over the west of the State. According to the Bureau of Meteorology, this particular trough drew in a vast amount of tropical moisture that was concentrated over the Northwest Cape Region. The heavier rain commenced in the early hours of the 26th and persisted for much of the day.

As a result, the areas most affected by the event were the Northwest Cape Region in the western Pilbara District, and parts of the Gascoyne district. Preliminary data suggests the highest 24-hour rainfall was observed at the AIMS observation site at Ningaloo Reef where 237.7mm fell in the 24-hour period to 9am on 27 April, although anecdotal evidence suggests that as much as 400mm may have fallen in the Cape Range area to the West of Exmouth. Exmouth recorded 206mm in the 24-hour period to 9am on 27 April.

COMMENT

The Shire's WANDRRA claim has been submitted to Main Roads Western Australia for approval. A copy of the submission has been included: (refer *Attachment 1*) -WANDRRA Submission

The Shire will be releasing a tender for the "*Panel Contractors for Storm Damage Clean-up*". The scope of works will include:

The provisions of wet hire of plant, labour and equipment for the clean-up and reinstatement operations including:

- Removal, transportation and disposal of contaminated silt/rock deposited as a result of the recent flood event
- Repair/reinstate gravel shoulders and regrade table drains
- Repair/reinstate floodway's including concrete headwalls and supply and placement of rock armour, cement stabilised road base and apply two bitumen seal
- Repairs to bitumen roads
- Construction of gravel rural roads to pavement stage

- Repairs to concrete mattresses
- Cement stabilise runway pavement, grade and compact to level

The requirement is to hire a combination of plant, labour and equipment on a wet hire basis to perform the works as described in the Scope of Works. The 'team' may be hired on either a daily, weekly or longer term basis. The hire component of this Contract includes but is not limited to items of plant and ancillary services such as;

- a) trucks
- b) loaders
- c) skidsteer loader (bobcat)
- d) excavators
- e) mini excavators
- f) graders
- g) rollers
- h) roadside chipper and ancillary plant
- i) traffic controllers

The following selection criteria will be taken into consideration in determining the successful tenderer.

| | |
|--------------------------------------|-----|
| Price and price structure | 60% |
| Technical and physical capacity | 30% |
| Previous experience/past performance | 10% |

CONSULTATION

Main Roads Western Australia

STATUTORY ENVIRONMENT

Local Government Act 1995

Section 3.57

(1) Tenders are to be publicly invited according to the requirements of this Division before a local government enters into a contract for another person to supply goods or services if the consideration under the contract is, or is expected to be, more, or worth more, than \$100,000 unless sub regulation (2) states otherwise.

(2) Tenders do not have to be publicly invited to the requirements of this Division if the supply of the goods or services is to be obtained from expenditure authorised in an emergency under section 6.8(1)(c) of the act.

Section 6.8 Expenditure from municipal fund not included in annual budget.

(1) A local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure -

- (a) is incurred in a financial year before the adoption of the annual budget by the local government; or*
- (b) is authorised in advance by resolution; or*
- (c) is authorised in advance by the mayor or president in an emergency.*

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

(Refer *Attachment 2*) - Financial Reports Cost estimates

STRATEGIC IMPLICATIONS

Economic

Objective 1: To be a diverse and innovative economy with a range of local employment opportunities.

- Outcome 1.5: Maintain & Improve Shire Infrastructure

Environment

Objective 2: To have a balanced respect for our environment and heritage, both natural and built.

- Outcome 2.5: To make Exmouth an attractive town that is a comfortable and welcoming place to live and visit, and reflects the lifestyle values and unique natural environment

Social

Objective 3: To be a dynamic, passionate and safe community valuing natural and cultural heritage.

- Outcome 3.2: Excellent lifestyle, recreational and cultural facilities.

VOTING REQUIREMENTS

Absolute Majority

OFFICER'S RECOMMENDATION – 10.7.2

That the Council of the Shire of Exmouth authorizes:

- 1 The engagement of Core Business Australia to manage and supervise the WANDRAA claim and associated civil works as per attached financial reports.*
- 2 The expenditure of municipal funds not included in annual budget associated with the Surface Trough and Associated Flooding (26 April 2014) and the subsequent WANDRRA claim and reinstatement civil works.*

COUNCIL DECISION – 22-0614 – 10.7.2

Moved Councillor Todd, Seconded Councillor Thompson.

That the Council of the Shire of Exmouth authorizes:

- 1 The engagement of Core Business Australia to manage and supervise the WANDRAA claim and associated civil works as per attached financial reports.*
- 2 The expenditure of municipal funds not included in annual budget associated with the Surface Trough and Associated Flooding (26 April 2014) and the subsequent WANDRRA claim and reinstatement civil works.*

CARRIED by ABSOLUTE MAJORITY 6/0

11. ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

12. NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING

Nil

13. MATTERS TO BE CONSIDERED BEHIND CLOSED DOORS

COUNCIL DECISION – 23-0614 – ITEM 13

Moved Councillor Winzer, Seconded Councillor Hood.

That the Council of the Shire of Exmouth move Behind Closed Doors at 5:35pm in accordance with the Local Government Act 1995 section 5.23 (2) (A) (C) and (D).

- Matter of Sensitivity

CARRIED 6/0

13.1 Submission to Coastal Towns & Settlements Subcommittee

COUNCIL DECISION – 24-0614 – 13.1

Moved Councillor Todd, Seconded Councillor Hood.

That the Council of the Shire of Exmouth provide a submission to the Coastal Towns & Settlements Subcommittee (CTSS) in regards to possible governance structure for the settlement of Coral Bay.

CARRIED 6/0

COUNCIL DECISION – 25-0614 – ITEM 13

Moved Councillor Todd, Seconded Councillor Winzer.

That the Council of the Shire of Exmouth return from Behind Closed Doors at 5:41pm.

CARRIED 6/0

14. CLOSURE OF MEETING

The Shire President closed the meeting at 5:42pm.