Council Meeting Minutes

Ordinary Council Meeting
Wednesday 25 October 2017 at 7.01pm
Gisborne Administration Centre
40 Robertson Street, Gisborne
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Persons (applicant and objectors) who have made a submission on a land use and development application to be considered at this meeting may address the Council. The Chairperson will call for submissions in order of the items listed below and submitters will have three minutes only. At the conclusion of each submission, Councillors may wish to ask questions of the submitter.

Questions from the Gallery                                                  9

10. Director Planning and Environment                                       10

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|       | PLN/2017/132 – Development of the land for a telecommunications facility (40m high monopole and ancillary equipment (NBN and Optus co-location) – Wooling Hill, 372 Barringo Road, New Gisborne |

| PE.2  | Application for Planning Permit                                         | 13       |
|       | PLN/2017/111 – Development of the land for a telecommunications facility (40m high monopole and ancillary equipment (NBN and Optus co-location) – 5 Bryces Lane, Newham |

| PE.3  | Application for Planning Permit                                         | 16       |
|       | PLN/2017/112 – Development of the land for a telecommunications facility (40m high |
monopole and ancillary equipment (NBN and Optus co-location) – 1224 Rochford Road, Newham

PE.4 Application for Planning Permit
PLN/2017/95 – Development of a warehouse (extension to an existing self storage facility) – Change of use of existing building, associated works and reduction in car parking requirement – 80 Barry Road, New Gisborne

PE.5 Application for Planning Permit
PLN/2017/228 – Variation of the restriction on title (by deleting Clause [b] to allow for a dwelling to be constructed on each lot as per approved two (2) lot subdivision permit – PLN/2015/149 for land at 143 Aitken Street, Gisborne

PE.6 Browning Street Conservation Reserve Action Plan

PE.7 Planning for zero net emissions by 2030-2031

11. Chief Executive Officer’s Reports

CX.1 Annual Report 2016/17

CX.2 Small Community Grant Scheme – Consideration of grant application

CX.3 Councillor Support Policy Review

CX.4 Macedon Ranges Shire Council Meeting Procedures Local Law No 11

CX.5 Hanging Rock Strategic Advisory Committee – Report to Council from meeting on 3 October 2017

12. Director Corporate Services

CS.1 Contracts to be awarded as at 25 October 2017

CS.2 Quarterly Report for the period ended 30 September 2017
13. **Director Community Wellbeing**
   CW.1 Age-friendly Communities Action Plan update
   CW.2 Occasional care program

14. **Director Assets and Operations**
   AO.1 2017-2021 Domestic Animal Management Plan
   AO.2 Options for obstacle limitation surfaces protection measures at Kyneton Airfield

15. **Notices of Motion**
   No. 6/2017-18: Councillor Janet Pearce

16. **Urgent or Other Business**

17. **Confidential Reports**
1. **PRAYER**

7.01pm The Mayor read the prayer

2. **RECORDING AND LIVE STREAMING OF THIS COUNCIL MEETING**

The Mayor advised the gallery that this meeting was being livestreamed to the internet.

3. **PRESENT**

Cr Jennifer Anderson (Mayor) West Ward
Cr Henry Bleeck East Ward
Cr Natasha Gayfer East Ward
Cr Bill West East Ward
Cr Mandi Mees South Ward
Cr Helen Radnedge South Ward
Cr Andrew Twaits South Ward
Cr Roger Jukes West Ward
Cr Janet Pearce West Ward

**In Attendance**

Mr Peter Johnston Chief Executive Officer
Mr Dale Thornton Director Assets and Operations
Mr John Hausler Director Corporate Services
Ms Jill Karena Acting Director Community Wellbeing
Ms Sophie Segafredo Director Planning and Environment
Mr Stephen Mahon Manager Council and Customer Services

**APOLOGIES**

An apology was received from the Director Community Wellbeing Ms Karen Stevens.

4. **DECLARATION OF CONFLICTS OF INTEREST**

Cr Gayfer declared an indirect conflict of interest in the Hanging Rock Strategic Advisory Committee Report due to her ownership of property in close proximity to the Hanging Rock Reserve and the potential impact on her residential amenity.

Cr Radnedge declared a direct conflict of interest in the Small Community Grants item specifically an application from the Friends of Daly Reserve which created a conflicting duty due to her involvement with this Friends group.

Cr Anderson advised of her interest in the Browning Street Conservation Reserve Action Plan due to her membership of the Woodend Landcare Group who may be involved in conservation works. Cr Anderson also advised of her interest in the Notice of Motion 6/2017-2018 due to her role on the Local Government Waste Forum and her subsequent appointment by the State Government to the position of Chair of the Regional Waste Board, a position for which she is remunerated.
5. **MAYOR'S REPORT**

The Mayor highlighted some of the most recent happenings around the shire including:

- **Changes to the Planning Scheme**
  Changes to the Bushfire Management Overlay (BMO) mapping in the Macedon Ranges Planning Scheme have been introduced by the Victorian Government following a state-wide review. As part of the review, land with the potential to be affected by bushfires that was not previously included within the BMO has now been included and a small number of properties have been removed. The changes require that new developments within the BMO implement bushfire protection measures relating to defendable spaces, access points, siting, and construction standards. The changes also apply to existing homes and other types of buildings to ensure that any modifications improve their resilience to bushfire attack.

- **Open House Macedon Ranges** had a forum and workshop in Woodend about identifying issues that lead to isolation of the LGTBQI community, and what could be done to assist in overcoming them. Cr West, Pearce and myself were able to attend.

- **Garden Lovers Fair**
  Over the weekend of the 7th and 8th of October Bolobek hosted the Annual Garden Lovers Fair, that has been going since 2005. It was my pleasure to open the fair then wander around the stalls and the garden talking to many locals and visitors alike about all things gardening.

- **Shadow Cabinet Visit**
  On Monday the 9th of October the majority of Shadow cabinet ministers gathered for a meeting in Gisborne, followed by a presentation by Council on our priority advocacy projects of the New Gisborne Sports Fields, Off Road Cycling and walking trails, particularly the Hanging Rock to Daylesford rail Trail, The Romsey Greater All Abilities park, named Ecotherapy park, and the Kyneton Truckwash and Saleyards upgrades. Community members from various organisations who were invited by the Shadow Cabinet were then able to talk about their issues with individual cabinet members.

- **Citizenship ceremony**
  Macedon Ranges welcomed 6 new citizens, 4 from the one family, at a ceremony in Kyneton on Tuesday October 10th. Thank you to all staff and the Kyneton Municipal Band who always make these ceremonies special, no matter how big or small they are.

- **Daylesford and Macedon Ranges Tourism Assembly**
  Also on Tuesday the 10th of October at Macedon Spa, Woodend, the state member for Macedon, Mary Anne Thomas arranged for representatives of Regional Development Victoria, Regional Partnerships and Visit Victoria to attend a meeting with tourism operators of the region to look at what are the priorities and how do we identify ourselves as being different to other regions.

- **Live4Life celebrations**
  On Wednesday 12th October the 5 schools of our region celebrated the end of another successful year of the live4life mental health skills programme at
Braemar College. This programme is gaining wider recognition and continues to assist our young people in their personal development each year.

**Bird Events**
Residents were joined by local bird experts on 14 October for a special bird watching event at the Barringo Bushland Reserve in New Gisborne. Locals also heard about the significance of local woodland birds on 21 October at a unique bird watching experience and bird walk in Pipers Creek. These events complement this week’s Birdlife Australia’s Aussie Backyard Bird Count that invites people from across the country to spend 20 minutes outdoors recording sighted birds. The count is open until the 29th October.

**Landcare Activities**
On Saturday 15th October most of our landcare groups were active across the Shire. Woodend had a planting day, Riddells Creek hosted The Big Walk, taking people through the snow gums of Mt Macedon to the plains of Riddells creek, and Cr Twaits and I attended a walk in the Pyrete State part park of the Lerderderg State Park, where we were shown sites where people are dumping rubbish, in contrast to the stunning beauty of the area and remnant vegetation present that is at risk form these illegal activities.

**Funding Announcement**
On Saturday October 21st Cr West, Cr Pearce and I attended Member for Macedon, Mary-Anne Thomas’s announcement of $100,000 each for the Kyneton football netball club and Woodend Heskett netball football club change room upgrades.

**Romsey Kennel Club Show**
On Sunday 22nd October it was my pleasure to attend the Romsey Kennel Club dual show.

**Arts and Culture Events**
Kyneton Town Hall served up a suite of brilliant events for all to feast on throughout October including a number of comedy shows, a conversation between a distinguished correspondent and radio host, and a musical tribute.

**Collaborating with other councils**
This month I have attended the Municipal Association of Victoria’s state council meeting where our motion to support looking into a rural rescode was supported, and the regional Mayors and CEO session in Bendigo where we discussed Plan Bendigo, Satisfaction surveys, town revitalisation via streetscape projects and annual valuations. Cr Mees attended the Annual General meeting of Rural Councils Victoria.

**Shire-wide Indoor Sports Feasibility Study**
Work on a feasibility study that will determine the current and future needs of indoor sports courts in the Macedon Ranges is underway. The project consultants have been working closely with local user groups to gain an understanding of facility uses and patterns, and develop a shared vision for the future use and development of indoor sports courts across the shire.

**2017/18 Victorian Young Achiever Awards**
Nominations are now open for the Victorian Young Achiever Awards which acknowledge and promote achievements of all young people up to and
including 29 years of age as of 31 December each year. I encourage all residents to nominate a local young person for an award.

- **Annual Skate, BMX and Scooter Competition**
  Council’s Music in the Sticks crew teamed up with YMCA Action Sports team to host the third Annual North Western Skate-BMX-Scooter Competition at the Gisborne Skate Park on 21 October. The day consisted of come and try sessions, together with scooter, BMX and skate heats.

- **Grey Light Dance**
  In partnership with Victoria Police, Council hosted the Grey Light Dance as part of the Seniors Festival Program on 24 October. Guests, and Cr. Pearce, enjoyed dancing to the music from the 50s, 60s and 70s by a local band.

- **Kyneton Museum exhibition**
  Commencing Friday 27th, don’t miss out on this interesting exhibition of collectables. Sure to bring back some childhood memories, or inspire you to start or continue your own collection.

- **Victorian Community History Award**
  A recent publication produced by a community group called “Discover Historic Kyneton” was recently awarded this award. The project received funding in the Council’s Places for People Programme in 2015. The book won the Historical Interpretation Award which recognises the most outstanding local history project presented in a unique format.

It was moved by Cr Twaits seconded by Cr Mees that the Mayors Report be received.  

CARRIED

6. **PETITIONS**

Nil

7. **ADOPTION OF MINUTES**

Ordinary Council Meeting: Wednesday 27 September 2017

Officer Recommendation:

That the minutes of the Ordinary Council Meeting of the Macedon Ranges Shire Council held on Wednesday 27 September 2017 as circulated be confirmed.

It was moved by Cr Bleeck seconded by Cr Gayfer that the Officer Recommendation be adopted.  

CARRIED

8. **RECORD OF ASSEMBLIES OF COUNCILLORS – OCTOBER 2017**

1. **Summary / Purpose**
   The purpose of this report is to provide the record of any assembly of Councillors, which has been held since the last Council Meeting, so that it can be recorded in the minutes of the formal Council Meeting.
2. **Policy Context**
An amendment to the Local Government Act 1989, which came into effect on 24 September 2010 requires the record of any assembly of Councillors to be reported to the next practicable Council Meeting and recorded in the minutes (Refer Local Government and Planning Legislation Amendment Act 2010 – No. 58 of 2010 – Section 17).

3. **Background Information**
The Local Government Act provides a definition of an assembly of Councillors where conflicts of interest must be disclosed.

A meeting will be an assembly of Councillors if it considers matters that are likely to be the subject of a Council decision, or the exercise of a Council delegation and the meeting is:

1. A planned or scheduled meeting that includes at least half the Councillors (5) and a member of Council staff; or
2. Is an Advisory Committee of the Council where one or more Councillors are present.

Note: Advisory Committee means any committee established by the Council, other than a special committee, that provides advice to (a) the Council, or (b) a special committee, or (c) a member of Council staff who has been delegated a power, duty or function of the Council under Section 98.

Note: Only matters that are the subject of discussion and consideration at an Assembly will be listed. Incidental updates and information on matters will not be recorded.

This requirement for reporting provides increased transparency and the opportunity for Councillors to check the record, particularly the declarations of conflict of interest.

4. **Report**
Outlined below are the details of assemblies of Councillors held since the last meeting.

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<thead>
<tr>
<th>Date / Time</th>
<th>Type of Assembly</th>
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<tbody>
<tr>
<td>27 September 2017 1.30pm</td>
<td>Farming Zone Strategy Vision Workshop</td>
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<tr>
<td><strong>Venue</strong></td>
<td><strong>Present – Councillors</strong></td>
</tr>
<tr>
<td>Gisborne Administration Centre</td>
<td>Gayfer, West, Radnedge, Anderson, Jukes and Pearce</td>
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<tr>
<td><strong>Present – Officers</strong></td>
<td><strong>Gareth Hately, Kylie Lethbridge, Shelley McGuiness (Consultant)</strong></td>
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<tr>
<td><strong>Items Discussed</strong></td>
<td>In the Farming Zone Project - Workshop</td>
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<tr>
<td><strong>Conflicts of Interest declared by Councillors and record of them leaving the meeting when the matter about which they declared the conflict of interest was discussed.</strong></td>
<td>Nil</td>
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<tr>
<td><strong>Did they leave the assembly?</strong></td>
<td>N/A</td>
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## Conflicts of Interest declared by officers

<table>
<thead>
<tr>
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<th>Nil</th>
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<td>Did they leave the assembly?</td>
<td>N/A</td>
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## 2. Date / Time

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<tbody>
<tr>
<td>27 September 2017</td>
<td>Councillor Briefing</td>
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### Venue

| Venue | Gisborne Administration Centre |

### Present – Councillors

| Councillors | Bleeck, Gayfer, West, Radnedge, Anderson, Jukes, Pearce Twaits (arrived 2.58pm) |

### Present – Officers

| Officers | Sophie Segafredo, Karen Stevens, Dale Thornton, Leon den Dryver, Stephen Mahon, Anne-Louise Lindner, Althea Jalbert, Fiona Alexander, Rod Clough, Dean Frank, Rick Traficante, Belinda Harrison, Jodi Turner |

### Items Discussed

- Councillor Support Policy
- Occasional Care Community Consultation
- Domestic Animal Management Plan
- Gisborne Playing Fields Update
- Delegate Reports from Councillors
- Councillor / Officer Items – Updates
  - Kyneton Primary School Update
  - Shadow Ministry Visit
- Planning Matters
  - Rochford Road, Rochford
  - High Street, Woodend
  - 51 Brantome Street, Gisborne
  - VicSmart Changes
- Agenda Review

## Conflicts of Interest declared by Councillors and record of them leaving the meeting when the matter about which they declared the conflict of interest was discussed.

| Cr Twaits declared an indirect conflict of interest in Item CS.2 Investment Policy on the Ordinary Council Meeting Agenda due to a conflicting duty created through his professional involvement with a financial institution that may be impacted by the policy. |
| Did they leave the assembly? | Yes |

## Conflicts of Interest declared by officers

| Nil |

## Did they leave the assembly? N/A

## 3. Date / Time

<table>
<thead>
<tr>
<th>Date / Time</th>
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<tbody>
<tr>
<td>11 October 2017</td>
<td>Councillor Briefing</td>
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### Venue

| Venue | Gisborne Administration Centre |

### Present – Councillors

| Councillors | Radnedge, Pearce, West Gayfer (arrived 3.00pm) Bleeck (arrived 3.17pm) Jukes (arrived 3.25pm) Mees (arrived 3.25pm) |

### Present – Officers

| Officers | Peter Johnston, Karen Stevens, Sophie Segafredo, John Hausler, Suzanne Becker, Stephen Mahon, Silvana Predebon, Michelle Wyatt, Jill Karena |

### Items Discussed

- Climate Change Action Plan
- Public Art and Memorial Policies
| Councillor Items / Officer Updates | Cr Gayfer declared an indirect conflict of interest in the update on the Hanging Rock Master Plan due to her ownership of property in close proximity to the Hanging Rock Reserve and the potential impact on her residential amenity. |
| Conflicts of Interest declared by officers | Did they leave the assembly? Yes |
| Conflicts of Interest declared by officers | Nil |
| Conflicts of Interest declared by officers | Did they leave the assembly? N/A |

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<th>Present – Officers</th>
<th>Items Discussed</th>
<th>Conflicts of Interest declared by Councillors and record of them leaving the meeting</th>
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| 18 October 2017 1.00pm | Councillor Briefing | Gisborne Administration Centre | West, Radnedge, Jukes, Pearce Gayfer (arrived 1.12pm) Mees (arrived 1.50pm) Twaits (arrived 2.48pm) Bleeck (arrived 4.19pm) | Peter Johnston, Sophie Segafredo, Karen Stevens, Dale Thornton, John Hausler, Matthew Irving, Gary Randhawa, Ritika Jindal, Suzanne Becker, Liz Jardine Johann Du Preez, Philip Schier, Kylie Lethbridge, Michelle Wyatt, Silvana Predebon, Rick Traficante, Anne-Louise Lindner | Discussion about Prioritising Advocacy to State Government Kerbside Collection Tender Gisborne Strategic Planning Projects - Gisborne Structure Plan Review - Gisborne Urban Design Framework - Gisborne Neighbourhood Character Study - Gisborne Business Park Master Plan Kyneton Saleyards Update Sister City Discussion Council Meeting Agenda Item Questions / Discussion Small Community Grants Planning Matters Review of Councillor Delegates to Committees Delegate Reports from Councillors | Cr Radnedge declared a direct conflict of interest in the Small Community Grants item specifically an application from the Friends of Daly Reserve which created a
when the matter about which they declared the conflict of interest was discussed.

conflicting duty due to her involvement with this Friends group.

Cr Anderson was not in attendance at this Assembly of Councillors however requested that her direct conflict of interest in the item ‘Review of Councillor Delegates to Committees’ specifically the Waste Forum be recorded. This direct conflict of interest is as a result of a conflicting duty created through her subsequent election a chair of Regional Waste Board which is position for which she is remunerated.

Did they leave the assembly?

Cr Radnedge – Yes

| Conflicts of Interest declared by officers | Nil |
| Did they leave the assembly? | N/A |

The Manager Council and Customer Services advised Council of a number of minor corrections to the above Assembly Reports these being:

1. The Farming Zone Strategy Vision Workshop on the 27 September commenced at 1.30 pm
2. The Councillor Briefing on the 27 September commenced at 2.30pm and the item listed VLGA Membership was not discussed whilst the Shadow Ministry visit was discussed.

The Assembly Reports above have been amended accordingly.

**Officer Recommendation:**

That Council endorse the record of assemblies of Councillors as outlined in this report.

It was moved by Cr Pearce seconded by Cr Radnedge that the Officer Recommendation be adopted.

CARRIED

9. DEPUTATIONS AND PRESENTATIONS TO COUNCIL

**Suspension of Standing Orders**

7.15 pm It was moved by Cr Mees seconded by Cr Jukes that standing orders be suspended to allow the Mayor and Councillors to acknowledge the service to the Macedon Ranges Shire Council by the current Chief Executive Officer Mr Peter Johnston and thereafter to hear from submitters to Council and deal with Questions from the Gallery.

CARRIED

The Mayor spoke briefly on the achievements of the Chief Executive Officer over his tenure recognising his commitment to the community and the organisation and specifically identifying a range of projects and initiatives that have been delivered which have significantly improved the health and wellbeing of residents across the Shire.
Cr’s Jukes, Bleeck, West and Twaits spoke in recognition of the Chief Executive Officers significant contribution to the Shire, his support of them as new Councillors and his leadership of the organisation.

The Chief Executive Officer acknowledged and thanked Councillors for their comments and noted that whilst many new projects and initiatives had been achieved in the last ten years the Executive and all staff have placed a strong focus on delivering the broad range of daily and weekly services to the community in a consistent and courteous manner. In this regard he acknowledged the collective efforts and the Council, staff and community in working together to achieve this objective.

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<td>PE.2</td>
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<td>PE.3</td>
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<tr>
<td>PE.5</td>
<td>2</td>
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Questions from the Gallery

**Name** Sam Sutherland  
**Question**  
Have you considered the risk to pedestrians coming out of Browning Street onto Ladye Place given there is no provision made for pedestrians in Ladye Place and there is a dangerous blind spot on the road leading into Ladye Place? This needs to be assessed before a path is put through the reserve.

**Response** The Chief Executive Officer responded that Council officers considered this issue and while the volume of pedestrian traffic was never considered to be high, the report before Council at this meeting recommends the path be removed.

**Name** Joanne  
**Question**  
1) Can amenities such as sewerage or electricity run under Browning Street? 2) When will fencing issues be resolved? 3) When will mowing be done?

**Response** The Chief Executive Officer responded that 1) Underground services will be considered on a case by case basis, but the primary aim of Council is to protect environmental assets. 2) Fencing guidance is included in the Plan and resolution of fencing issues is a priority action. No specific timeframe has been set prior to adopting the Plan. 3) Mowing will be schedule to be done at the most effective time and to fit with our Operations Department program.

**Name** Jill Shaw  
**Question**  
When is Council proposing completing the footpath from Browning Street to Shirley Park as we are concerned of increase pedestrian traffic in Ladye Place?

**Response** The Chief Executive Officer responded that a section of this path along Mount Macedon Road will be constructed as part of a planning permit. The remainder will be included in our proposed
footpath program which goes out for consultation later this year. I will arrange for an officer to call you to discuss specifics this week.

Name: Russell Mowatt  
Question: Given the current parking pressures in the Gisborne CBD has Council started to plan to build the additional parking spaces with the proceeds used from the sale of Council land to Aldi ($600,000 plus GST) as previously pledged by Council? If so, where do you anticipate them to be located?

Response: The Chief Executive Officer responded that Council is currently working on parking options for the future. I note you have recently written to Council in more detail and a written response will be forwarded to you within a week.

Resumption of Standing Orders

9.01 pm It was moved by Cr Twaits seconded by Cr Mees that standing orders be resumed.  
CARRIED

10. PLANNING AND ENVIRONMENT REPORTS:

Report No: PE.1  
Report Title: Application for Planning Permit PLN/2017/132 – Development of the land for a telecommunications facility (40m high monopole and ancillary equipment (NBN and Optus co-location) – Wooling Hill, 372 Barringo Road, New Gisborne

Synopsis:

The subject site is located on the northern side of Wooling Hill. The site is located approximately 3km to the north of the urban area of New Gisborne and 3km to the east of Macedon. The site has an area of 16.3ha and currently contains the Wooling Hill Memorial Park, consisting of landscaped gardens, a dwelling/reception building and associated outbuildings. The site is bounded by Barringo Road to the north and Wooling Road to the east. Two (2) smaller lots, containing dwellings abut the southern boundary of the site. A lot containing a function centre/restaurant, accommodation building and dwelling is located to the east of the site. The surrounding area contains mix of tourism related uses, agriculture and residential uses. It is noted that a rural living type area is located to the east of the site.

The application proposes the development of a telecommunications facility. The facility is to consist of a 40m high monopole and associated equipment within an 80m² lease area. The facility will be a co-location of NBN and Optus antennas. The facility is to be setback approximately 285m from the eastern boundary (Wooling Road), 370m from the northern boundary (Barringo Road), 60m from the western boundary and 6m from the southern boundary. The facility is intended to provide access to the NBN network and provide Optus mobile telephone coverage for residents of the rural area of New Gisborne,
eastern part of Macedon and low density residential area between New Gisborne and Riddells Creek.

The proposed facility is required to be assessed against the SPPF, LPPF, provisions of the Clause 52.19, the decision guidelines of Clause 65 and the incorporated document *A Code of Practice for Telecommunications Facilities in Victoria*. In this instance it is considered that the facility largely complies with the principles of the Code and strikes the appropriate balance between visual impact and net community benefit. It is considered that the application should be supported for the following reasons.

- The facility is appropriately setback from the boundaries of the property and from dwellings on adjoining properties. This serves minimise the visual impact of the facility.
- The site and surrounds are not specifically identified within the planning scheme as being an area of significant landscape quality.
- Existing vegetation, on the subject site, will serve to screen the lower part of the facility from the immediately surrounding area. Furthermore, the two (2) closest dwellings at 320 and 330 Barringo Road, are orientated to have their predominant views away from the proposal, whilst the third closest dwelling at 54 Wooling Road had their initial concerns addressed through the applicant’s pre-application process that moved pole’s location to the current position.
- The facility is considered to be consistent with State and Local policy relating to telecommunications facilities and will result in access to the NBN in an area where there is currently no access.
- The facility will comply with the relevant ANSPRA guidelines in relation to EME. (Objector concern).

In light of the above, it is recommended that support is forthcoming.

**Officer Recommendation:**

*That a Notice of Decision to Grant a Planning Permit is issued for the development of the land for a telecommunications facility (40m high NBN monopole and ancillary equipment(NBN and Optus co-location)) for the land at LOT 1 PS 530935K P/Gisborne (vol. 10855 fol. 246), Wooling Hill, 372 Barringo Road NEW GISBORNE subject to the conditions below:*

1. **Before the development commences, three copies of amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans will be endorsed and will then form part of this permit. The plans must be generally in accordance with the plans dated 06.06.2017 and prepared by Visionstream Pty Ltd but modified to show:**
   a) Monopole finish to be a camouflage painted finish.
   b) Chain-link security fencing surrounding the compound to be black in colour.

2. **The development as shown on the endorsed plans must not be altered unless with the prior written consent of the Responsible Authority.**

3. **The materials to be used in the construction of the buildings and works hereby permitted shall be of non-reflective type, to the satisfaction of the Responsible Authority.**
4. The nature and colour of building materials employed in the construction of the buildings and works hereby permitted shall be harmonious with the environment, to the satisfaction of the Responsible Authority.

5. The amenity of the locality must not be adversely affected by the activity on the site, the appearance of any buildings, works or materials, emissions from the premises or in any other way, to the satisfaction of the Responsible Authority.

MRSC Engineering, Infrastructure and Projects

6. Prior to any development works being undertaken, an ‘Asset Protection Permit’ must be obtained from Council for any of the following:
   a) Entering a building site by means of a motor vehicle having a gross weight exceeding two tonnes.
   b) Occupying a road for works.
   c) Connecting any land to a stormwater drain.
   d) Opening, altering or repairing a road.
   e) Opening, altering or repairing a drain.
   f) Accessing a building site from a point other than a crossover.

7. Storm water runoff from the telecommunications facility including associate access driveways must be dissipated as normal unconcentrated overland flow clear of all buildings and property boundaries.

8. No polluted and/or sediment laden run-off is to be discharged directly or indirectly into drains or watercourses. Soil erosion control measures must be employed throughout the development works in accordance with Construction Techniques for Sediment Pollution Control (EPA 1991) to the satisfaction of the Responsible Authority.

Permit Expiry

9. This permit will expire if one of the following circumstances applies:
   a) The development is not commenced within two years of the date of this permit.
   b) The development is not completed within four years of the date of this permit.

The Responsible Authority may extend the periods referred to if a request is made in writing before the permit expires or within six months after the expiry date for commencement, or within twelve months after the expiry date for completion.

It was moved by Cr Twaits seconded by Cr Mees

That Council resolve to issue a Notice of Refusal for the development of the land for a telecommunications facility (40m high NBN monopole and ancillary equipment(NBN and Optus co-location)) for the land at LOT 1 PS 530935K P/Gisborne (vol. 10855 fol. 246), Wooling Hill, 372 Barringo Road NEW GISBORNE on the following grounds:
1. The proposed facility in inconsistent with strategies and objectives of Clause 21.05 (Environment and Landscape Values) as it will result in an unreasonable impact upon landscape values and natural features of this area.

2. The proposal is contrary to the decision guidelines of Clause 52.19 (Telecommunications Facilities) as it does not satisfactorily meet Principle 1 of Code of Practice for Telecommunications Facilities in Victoria in relation to visual impact.

3. The proposal will result in a direct unreasonable visual impact upon adjoining properties.

CARRIED

Report No: PE.2
Report Title: Application for Planning Permit PLN/2017/111 – Development of the land for a telecommunications facility (40m high monopole and ancillary equipment (NBN and Optus co-location) – 56 Bryces Lane, Newham

Synopsis:

The subject site is located approximately 3.7km to the south east of Newham, 1.7km to the north west of Hesket and 2.8km to the east of Hanging Rock. The site has an area of approximately 111ha and currently contains a dwelling and a number of agricultural outbuildings. The site is currently used for agricultural purposes. The site is bounded by lots used for agriculture to the north and south, noting that all of these lots contain dwellings.

The application proposes the development of a telecommunications facility. The facility is to consist of a 40m high monopole (eucalypt finish – pale muted green) and associated equipment within an 80m² lease area. The facility will be a co-location of NBN and Optus antennas. The facility is to be setback approximately 895m from the eastern boundary (Millers Lane), 643m from the northern boundary, 690m from the western boundary (Bryces Lane) and 7.5m from the southern boundary. The facility is intended to provide access to the NBN network and provide Optus mobile telephone coverage for residents of the rural area south east of Newham.

The proposed facility is required to be assessed against the SPPF, LPPF, provisions of the Clause 52.19, the decision guidelines of Clause 65 and the incorporated document A Code of Practice for Telecommunications Facilities in Victoria. In this instance it is considered that the facility largely complies with the principles of the Code and strikes the appropriate balance between visual impact and net community benefit. It is considered that the application should be supported for the following reasons:

- The facility is well setback from the boundaries of the property and from dwellings on adjoining properties. This serves minimise the visual impact of the facility.
- The site and surrounds are not identified specifically within the planning scheme as being an area of significant landscape quality.
- The facility is to be located approximately 2.8km to the east of Hanging Rock. Whilst the facility will be somewhat visible from Hanging Rock, locating
the facility (for the required coverage) without it being visible to some extent from Hanging Rock, would not be achievable given the topography of the area. In this instance is considered to be an appropriate balance.

- The facility is located a sufficient distance from Hanging Rock, at 2.8km, to not form a dominating element in views to the east from the rock. It is noted that the Draft Hanging Rock Precinct Masterplan identifies key viewsheds. The subject site is not directly within one of these, instead the site is located on the periphery of viewsheds from key viewing points. The facility will be set below the background to the east and will not penetrate the skyline. Photomontages have been provided with the application to support the above.

- It is further considered that the presence of a large dwelling between the proposed facility and Hanging Rock minimises the potential for the facility to become a dominant visual element due to the existing development within the view shed (objector’s dwelling). In summary, a large lightly coloured dwelling will draw people’s attention, rather than a pole in a muted green tone.

- An alternative site was suggested by the objector, however, the alternative site is not considered to be feasible and would require the construction of a 60m high lattice tower, which would have a much greater immediate visual impact and would not result in any decreased visual impact due to the requirement for increased height.

- The facility is considered to be consistent with State and Local policy relating to telecommunications facilities as well as those policies relating to Hanging Rock, and will result in access to the NBN and Optus network in an area where there is currently no access. On balance it is considered that the facility will result in a net community benefit outcome. Not approving the facility would restrict and complicate the surrounding area from connecting to the NBN network.

In light of the above, it is recommended that support is forthcoming.

**Officer Recommendation:**

That a Notice of Decision to Grant a Planning Permit is issued for the development of the land for a telecommunications facility (40m high NBN monopole and ancillary equipment (NBN and Optus co-location)) for the land at CA 3 Section 3 P/Newham (vol. 04587 fol. 293), 56 Bryces Lane NEWHAM subject to the conditions below:

1. Before the development commences, three copies of amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans will be endorsed and will then form part of this permit. The plans must be generally in accordance with the plans dated 25.05.2017 and prepared by Visionstream Pty Ltd but modified to show:
   a) Monopole finish to be a camouflage painted finish.
   b) Chain-link security fencing surrounding the compound to be black in colour.

2. The development as shown on the endorsed plans must not be altered unless with the prior written consent of the Responsible Authority.
3. The materials to be used in the construction of the buildings and works hereby permitted shall be of non-reflective type, to the satisfaction of the Responsible Authority.

4. The nature and colour of building materials employed in the construction of the buildings and works hereby permitted shall be harmonious with the environment, to the satisfaction of the Responsible Authority.

5. The amenity of the locality must not be adversely affected by the activity on the site, the appearance of any buildings, works or materials, emissions from the premises or in any other way, to the satisfaction of the Responsible Authority.

MRSC Engineering, Infrastructure and Projects

6. Prior to any development works being undertaken, an ‘Asset Protection Permit’ must be obtained from Council for any of the following:
   a) Entering a building site by means of a motor vehicle having a gross weight exceeding two tonnes.
   b) Occupying a road for works.
   c) Connecting any land to a stormwater drain.
   d) Opening, altering or repairing a road.
   e) Opening, altering or repairing a drain.
   f) Accessing a building site from a point other than a crossover.

7. Storm water runoff from the telecommunications facility including associate access driveways must be dissipated as normal unconcentrated overland flow clear of all buildings and property boundaries.

8. No polluted and/or sediment laden run-off is to be discharged directly or indirectly into drains or watercourses. Soil erosion control measures must be employed throughout the development works in accordance with Construction Techniques for Sediment Pollution Control (EPA 1991) to the satisfaction of the Responsible Authority.

Permit Expiry

9. This permit will expire if one of the following circumstances applies:
   a) The development is not commenced within two years of the date of this permit.
   b) The development is not completed within four years of the date of this permit.

The Responsible Authority may extend the periods referred to if a request is made in writing before the permit expires or within six months after the expiry date for commencement, or within twelve months after the expiry date for completion.

It was moved by Cr Gayfer seconded by Cr West that the Officer Recommendation be adopted.

CARRIED
Report No: PE.3  
Report Title: Application for Planning Permit PLN/2017/112 – Development of the land for a telecommunications facility (40m high monopole and ancillary equipment (NBN and Optus co-location)) – 1224 Rochford Road, Newham

Synopsis:

The subject site is located approximately 400m to the east of the Newham township, has an area of 20.23ha and is currently used for agricultural purposes. A small agricultural outbuilding and three (3) dams are located on the site. Remnant native vegetation is located on the northern part of the site. The site is bounded by large lots containing dwellings and used for agricultural purposes to the north, east and west. Rochford Road forms the southern boundary of the site and provides for the existing crossover. The immediate surrounding area is predominantly agricultural in character, with a number lots containing dwellings.

The application proposes the development of a telecommunications facility. The facility is to consist of a 40m high monopole and associated equipment within an 80m² lease area. The facility will be a co-location of NBN and Optus antennas. The facility is to be setback approximately 56m from the eastern boundary, 215m from the northern boundary, 250m from the western boundary and 428m from the southern boundary (Rochford Road). The facility is intended to provide access to the NBN network and provide Optus mobile telephone coverage for residents of the Newham township and surrounds.

The proposed facility is required to be assessed against the SPPF, LPPF, provisions of the Clause 52.19, the decision guidelines of Clause 65 and the incorporated document A Code of Practice for Telecommunications Facilities in Victoria. In this instance it is considered that the facility largely complies with the principles of the Code and strikes the appropriate balance between visual impact and net community benefit. It is considered that the application should be supported for the following reasons:

- The facility is well setback from the boundaries of the property and from dwellings on adjoining properties.
- The site and surrounds are not specifically identified within the planning scheme as being an area of significant landscape quality.
- The facility is to be located approximately 2.2km to the north of Hanging Rock. Whilst the facility will be somewhat visible from Hanging Rock, locating the facility (for the required coverage) without it being visible to some extent from Hanging Rock, would not be achievable given the topography of the area. In this instance is considered to be an appropriate balance.
- The facility is located a sufficient distance from Hanging Rock, at 2.3km, to not form a dominating element in views to the north from the rock. It is noted that the Draft Hanging Rock Precinct Masterplan identifies key viewsheds. The subject site is not directly within one of these, instead the site is located on the periphery of viewsheds from key viewing points. The facility will be set below the background of the Cobaw Ranges and will not penetrate the skyline. Photomontages have been provided with the application to support the above.
- The facility is considered to be consistent with State and Local policy relating to telecommunications facilities and will result in access to the NBN and
Optus network in an area where there is currently no access. Not approving the facility would restrict and complicate the surrounding area from connecting to the NBN network.

In light of the above, it is recommended that support is forthcoming.

Officer Recommendation:

That a Notice of Decision to Grant a Planning Permit is issued for the development of the land for a telecommunications facility (40m high monopole and ancillary equipment (NBN and Optus co-location)) for the land at Lot 1 TP88692M (vol. 07442 fol. 370) subject to the conditions below:

1. Before the development commences, three copies of amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans will be endorsed and will then form part of this permit. The plans must be generally in accordance with the plans dated 27.01.2017 and prepared by Visionstream Pty Ltd but modified to show:
   a) Monopole finish to be a camouflage painted finish.
   b) Chain-link security fencing surrounding the compound to be black in colour.

2. The development as shown on the endorsed plans must not be altered unless with the prior written consent of the Responsible Authority.

3. The materials to be used in the construction of the buildings and works hereby permitted shall be of non-reflective type, to the satisfaction of the Responsible Authority.

4. The nature and colour of building materials employed in the construction of the buildings and works hereby permitted shall be harmonious with the environment, to the satisfaction of the Responsible Authority.

5. The amenity of the locality must not be adversely affected by the activity on the site, the appearance of any buildings, works or materials, emissions from the premises or in any other way, to the satisfaction of the Responsible Authority.

MRSC Engineering, Infrastructure and Projects

6. Prior to any development works being undertaken, an ‘Asset Protection Permit’ must be obtained from Council for any of the following:
   a) Entering a building site by means of a motor vehicle having a gross weight exceeding two tonnes.
   b) Occupying a road for works.
   c) Connecting any land to a stormwater drain.
   d) Opening, altering or repairing a road.
   e) Opening, altering or repairing a drain.
   f) Accessing a building site from a point other than a crossover.
7. Storm water runoff from the telecommunications facility including associate access driveways must be dissipated as normal unconcentrated overland flow clear of all buildings and property boundaries.

8. No polluted and/or sediment laden run-off is to be discharged directly or indirectly into drains or watercourses. Soil erosion control measures must be employed throughout the development works in accordance with Construction Techniques for Sediment Pollution Control (EPA 1991) to the satisfaction of the Responsible Authority.

Permit Expiry

9. This permit will expire if one of the following circumstances applies:
   a) The development is not commenced within two years of the date of this permit.
   b) The development is not completed within four years of the date of this permit.

The Responsible Authority may extend the periods referred to if a request is made in writing before the permit expires or within six months after the expiry date for commencement, or within twelve months after the expiry date for completion.

It was moved by Cr West seconded by Cr Mees that the Officer Recommendation be adopted.

CARRIED

Report No: PE.4  Report Title: Application for Planning Permit PLN/2017/95 – Development of a warehouse (extension to an existing self storage facility) – Change of use of existing building, associated works and reduction in car parking requirement – 80 Barry Road, New Gisborne

Synopsis:

The site is located in the Gisborne Business Park and bounded by Barry Road to the west, Gallivan Road to the south and Sauer Road to the east. It is in one ownership and one title of 1.356ha and is developed with nine (9) industrial buildings, the eight (8) at the east end are used as a self storage facility operating as Gisborne Self Storage and the building at the west end is used as a warehouse which is separately leased.

The original application was for a new building to be used as part of the self storage facility and for a reduction in car parking requirement. During the course of processing it was revealed that there were a number of discrepancies with siting, car parking and water tank provision for previously approved buildings and a change of use had occurred for the building on the corner of Barry and Gallivan Roads. The application was subsequently amended to include these changes in the current application.
The land is zoned Industrial 1 and is included in the Development Contribution Plan Overlay Schedule 2 (DCPO2). The surrounding land is a mixture of industrial uses and vacant industrial land with residential zoned and developed land located to the west over Barry Road.

The proposal has been assessed having regard also to input from Council’s Engineering and Economic Development and Tourism Unit’s and the proposed development, reduction in car parking requirement, change of use of an existing building together with addressing of outstanding matters regarding previous development of the site is supported subject to appropriate conditions.

Provisions in the Planning Scheme allow for a reduction in the car parking requirement in specified circumstances provided the applicant can justify the reduction. The applicant has provided a Traffic and Parking Study that indicates that due to the nature of the operation of self storage facilities, a modified car parking rate can be applied. Officers agree with the report’s findings and that approving a reduction in car parking requirement will not result in any adverse impact.

The proposal responds to the strategic land use objectives contained within the Macedon Ranges Planning Scheme. The proposal is further considered acceptable given the zoning of the site and the need to consider the unique parking and traffic generation characteristics of a self storage use. The proposed extension to the existing use of the site will assist in strengthening the industrial base of the Gisborne Business Park and provide additional services and employment. Addressing outstanding matters in regard to previous development approvals will result in improved on site amenity and presentation within the developing industrial area.

The proposal is considered appropriate and in light of the above it is recommended that the application be supported subject to the relevant conditions being included.

Officer Recommendation:

That a planning permit be granted for the development of a new warehouse (self storage facility), change of use of an existing building, associated works and reduction in car parking requirement for land at 80 Barry Road New Gisborne, Lot 2 PS 415611G, Parish of Gisborne, subject to the following conditions:

PLANS TO BE SUBMITTED

1. Before the development of the new building to be used for self storage commences, two (2) copies of amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans will be endorsed and will then form part of this permit. The plans must be generally in accordance with the plans received on 18/9/17 and prepared by Black Forest Drafting Service but modified to show:

   a) Two (2) bicycle spaces, one located on the area of the site used for the self storage facility and one located on the area of the site used for the warehouse. Both must be provided in
in accordance with Clause 52.34 Bicycle Facilities of the Macedon Ranges Planning and to the satisfaction of the Responsible Authority.

NO MODIFICATION

2. The use and development as shown on the endorsed plans must not be altered unless with the prior written consent of the Responsible Authority.

DEVELOPMENT CONTRIBUTION

3. Prior to the occupation of the development hereby approved, the owner must pay to Council the development contribution of $6.73 (CPI adjusted) per 100 square metres floor space in accordance with the Gisborne Development Contributions Plan, April 2013, incorporated in the Macedon Ranges Planning Scheme.

AMENITY

4. The amenity of the locality must not be adversely affected by the activity on the site, the appearance of any buildings, works or materials, emissions from the premises or in any other way, to the satisfaction of the Responsible Authority.

5. All external lighting must be designed, baffled and located so as to prevent adverse effect on adjoining land, to the satisfaction of the Responsible Authority.

LANDSCAPING

6. Prior to the occupation of the self storage development, the landscaping works shown the endorsed plans on the area of the site used as a self storage facility must be carried out, completed and thereafter maintained to the satisfaction of the Responsible Authority.

7. Within six (6) months of the date of this permit the landscaping works shown the endorsed plans on the area of the site used as a warehouse must be carried out, completed and thereafter maintained to the satisfaction of the Responsible Authority.

MRSC ENGINEERING

8. Prior to the commencement of works, an “Asset Protection Permit” must be obtained from Council for any of the following circumstances:
   a) Entering a building site by means of a motor vehicle having a gross weight exceeding two tonnes.
   b) Occupying a road for works.
   c) Connecting any land to a stormwater drain.
   d) Opening, altering or repairing a road.
   e) Opening, altering or repairing a drain.
   f) Accessing a building site from a point other than a crossover.
9. Prior to the commencement of works, a Construction Management Plan must be submitted to and approved by the Responsible Authority. The management plan must show:
   a) Measures to control erosion and sediment and sediment laden water runoff including the design details of structures.
   b) Dust control.
   c) Where any construction wastes, equipment, machinery and/or earth is to be stored/stockpiled during construction.
   d) Where access to the site for construction vehicle traffic will occur.
   e) The location of any temporary buildings or yards.

Development works on the land must be undertaken in accordance with the endorsed Construction Management Plan to the satisfaction of the Responsible Authority.

10. Prior to the commencement of use of the new self storage building, the areas set aside for the parking of vehicles (twelve (12) minimum) and access driveways as shown on the endorsed plans must be:
   a) Constructed in concrete or asphalt to the satisfaction of the Responsible Authority.
   b) Properly formed to such levels that they can be used in accordance with the plans.
   c) Drained and maintained.
   d) Line marked to indicate each car space and all access lanes.
   e) Clearly marked to show the direction of traffic along access lanes and driveways.

Car spaces, access lanes and driveways must be kept available for these purposes at all times.

11. Within six (6) months of the date of this permit the areas set aside for the parking of vehicles (nineteen (19) minimum) and access driveways for the area of the site used as a warehouse as shown on the endorsed plans must be:
   a) Constructed in concrete or asphalt to the satisfaction of the Responsible Authority.
   b) Properly formed to such levels that they can be used in accordance with the plans.
   c) Drained and maintained.
   d) Line marked to indicate each car space and all access lanes.
   e) Clearly marked to show the direction of traffic along access lanes and driveways.

Car spaces, access lanes and driveways must be kept available for these purposes at all times.

12. Prior to the commencement of use of the new self storage building, the following works must be constructed or carried out of the satisfaction of the Responsible Authority:
a) Removal of redundant crossovers within Gallivan Road and the reinstatement of table drains and naturestrips along the frontage of the site.

b) Upgrading of existing crossovers to the site.

13. Prior to the commencement of use of the new self storage building, a rainwater tank must be installed to capture and store runoff from the building for re-use to satisfaction of the Responsible Authority.

14. Unless with the prior written consent of the Responsible Authority, access gate/s to the site must be kept open at all times between the hours of 8am and 7pm weekdays.

15. Storm water run-off from all buildings, tanks and paved areas must be drained to a legal point of discharge.

16. The development is to be constructed in accordance with Macedon Ranges Shire Council’s Policy Engineering Requirements for Infrastructure Construction (June 2010).

17. No polluted and/or sediment laden run-off is to be discharged directly or indirectly into drains or watercourses. Soil erosion control measures must be employed throughout the development works in accordance with Construction Techniques for Sediment Pollution Control (EPA 1991) to the satisfaction of the Responsible Authority.

EXPIRY OF PERMIT

18. This permit will expire if one of the following circumstances applies:
   a) The development is not commenced within 2 years of the date of this permit.

   b) The development is not completed within 4 years of the date of this permit.

The Responsible Authority may extend the periods referred to if a request is made in writing before the permit expires, or within 6 months afterwards if the development has not commenced, or 12 months after if the development has commenced but is not yet completed.

Permit Notes:

- Future owners of the land must be made aware of the existence of this permit.

- This permit is approved on the basis that the use is a ‘warehouse’ as defined under the Macedon Ranges Planning Scheme. Any other use may require a separate planning permit to be obtained from the Responsible Authority.

- Advertising signage may only be erected on site in accordance with Clause 52.05 of the Macedon Ranges Planning Scheme.
It was moved by Cr Jukes seconded by Cr Radnedge that the Officer Recommendation be adopted.

CARRIED

Report No: PE.5

Report Title: Application for Planning Permit PLN/2017/228 – Variation of the restriction on title (by deleting Clause [b] to allow for a dwelling to be constructed on each lot as per approved two (2) lot subdivision permit – PLN/2015/149 for land at 143 Aitken Street, Gisborne

Synopsis:

The subject site is located approximately 1.3km to the south of the Gisborne Town Centre. The site has an area of 2337m² and currently contains a single storey brick dwelling. The site has a frontage of 34m to Aitken Street and a depth of 68.82m.

The site is bounded by lots containing dwellings to the north, south and east. Aitken Street forms the eastern boundary of the site. Two (2) existing crossovers provide access to the site from Aitken Street. The surrounding area exhibits an established residential character with the majority of the lots containing dwellings. The subject site is larger in area than the lots in the immediate vicinity of the site.

The previous permit (PLN/2015/149) allowed the subdivision of the site into two (2) lots as follows:

- Lot 1 - has an area of 1046m² and contains the existing dwelling. The lot has a frontage of 28m to Aitken Street and a depth of 37.82m.
- Lot 2 - has an area of 1290m² and is vacant. The lot is of ‘battle axe’ design, with a driveway shaft access having a width of 6m and length of 32.82m. The lot has a width of 34m and a depth of 31m.

In regards to the above permit, a Plan of Subdivision has recently been submitted under the Subdivision Act 1988. This plan is yet to be certified.

The application is to vary the restriction on the Title of the land by deleting Clause (b) to allow for a dwelling to be constructed on each lot as per subdivision approved under Planning Permit PLN/2015/149. Clause (b) reads as follows:

The registered proprietor or proprieties for the time being of any lot forming part of the land to be burdened shall not:

“Construct any more than one residence on a lot without the Vendor’s prior written consent.”

Two (2) objections have been received in response to notification of the proposal. The objections relate to:

- Impact on our secluded POS
- Overlooking
• Will set a precedent
• Residential character
• Density
• Impact on streetscape
• Battle axe allotment design is inconsistent with other lots in the DP.

Before deciding on an application, the responsible authority must consider the interests of affected people. The objectors are not beneficiaries of the covenant. In this regard it is noted that the Tribunal has previously (in Hill v Campaspe SC [2011] VCAT 949) found that there is nothing in the Planning Scheme that limits the rights of third parties to object to such permit application, there is no limitation on third party rights of notice and review in respect of applications under clause 52.05 and therefore there is no reason why persons who do not have the benefit of a covenant may object to its removal or variation.

On balance it is considered that the variation of the Covenant is appropriate for the following reasons:

The land is affected by a Development Plan Overlay Schedule 4 (DPO4) and there is an approved Development Plan for the land. This Development Plan was amended in August 2015 to allow the two (2) lot subdivision of the land as described above. This created the expectation that each lot would in the future contain a dwelling. The application to amend the Development Plan was advertised to all the adjoining owners as required under the provisions of the DPO4, including to the two (2) objectors to the current application. No objections were received in response to that advertising. Council accordingly proceeded to amend the Development Plan and to issue a planning permit for the subdivision of the land.

It is relevant to note that the restriction does not prevent the subdivision of the land. This view was shared by VCAT in another decision within the Shire. The Covenant furthermore allows more than one dwelling with the prior written consent of the vendor. Such would not have required notification.

Given that the Development Plan and intended subdivision of the land was previously advertised to the affected adjoining owners, including the objectors, it is considered that any objection to the proposal should have been raised at that stage.

The two submissions received express concerns about the impact of the design of the two (2) lot subdivision. Given that the subdivision was previously approved these submissions are not relevant planning considerations for this application. However, it is noted that the proposed vacant rear lot does contain a building envelope with generous boundary setbacks, whilst overshadowing and overlooking issues will be considered at the building permit stage. In regards to density and Council’s battle axe policy, this was considered during the subdivision planning process and considered acceptable.

In light of the above, the application should be supported.
Officer Recommendation:

That a Notice of Decision to grant a planning permit is issued for Variation of the Restriction on the Title of the land by deleting Clause (b) to allow for a dwelling to be constructed on each lot (as per subdivision approved under Planning Permit PLN/2015/149) for the land at LOT 4 PS 547194P/Gisborne, 143 Aitken Street GISBORNE subject to the conditions below:

Conditions to be included on Planning Permit:
1. A plan of variation of a restriction must be submitted to the responsible authority for certification.
2. The certified plan must be lodged with the Office of Titles for registration in accordance with section 23 of the Subdivision Act 1988.
3. This permit will expire if the certified plan is not lodged at the Office of Titles for registration within two years of the issue date of this permit. In accordance with section 69 of the Planning and Environment Act 1987, an application may be submitted to the responsible authority for an extension of the period referred to in this condition.

Permit Notes:
- Future owners of the land must be made aware of the existence of this permit.

It was moved by Cr Twaits seconded by Cr Radnedge

That the Council resolve to issue a Notice of Refusal for the Variation of the Restriction on the Title of the land by deleting Clause (b) to allow for a dwelling to be constructed on each lot (as per subdivision approved under Planning Permit PLN/2015/149) for the land at LOT 4 PS 547194P/Gisborne, 143 Aitken Street GISBORNE on the following grounds:

1. In the absence of an associated development proposal for Lot 2, Council cannot be satisfied that the variation of the covenant will be unlikely to cause any beneficiary of the covenant or any other person any detriment relating to:

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

CARRIED

Report No: PE.6
Report Title: Browning Street Conservation Reserve Action Plan

Synopsis:

The Browning Street Conservation Reserve is an unmade road reserve that extends between Ladye Place and Bowen Street, Woodend. Parts of the site have been fenced off by adjoining landowners and incorporated into their
private open space. The reserve contains Black Gums which are a federally listed threatened species.

In recent years officers have discussed the future of the reserve with the adjoining land owners who have expressed different views about the site’s future tenure and management. As a result, Council plans to retain ownership of the land and a draft Action Plan was prepared to guide future management activities.

The draft Action Plan was released for public feedback in August 2017. Fourteen feedback forms were received, three of which were accompanied by longer supplementary submissions.

The feedback indicated that the surrounding land owners support most of the draft Action Plan’s recommendations. Recommendations that received lower levels of support or which divided the community relate to creation of a footpath, fencing the drainage line between Mt Macedon Road and Five Mile Creek, installation of interpretive signage and commissioning of a Cultural Heritage Management Plan.

In response to the community feedback it is recommended that the Plan be updated to remove the proposed footpath, interpretive signs and fencing of the drainage line. The remaining works would not require a Cultural Heritage Management Plan, thereby addressing the community’s preference to avoid this expense.

A summary of all community feedback is provided at Attachment 1. A copy of the updated Plan is provided at Attachment 2 which incorporates changes in response to the community feedback received.

That Council:
- Adopt and commence implementation of the Browning Street Conservation Reserve Action Plan as per Attachment 2.
- Advise all submitters and adjacent land owners of this decision.

It was moved by Cr Pearce seconded by Cr Jukes that the Officer Recommendation be adopted. CARRIED

Report No: PE.7 Report Title: Planning for zero net emissions by 2030-2031

Synopsis: In adopting the Climate Change Action Plan on 28 June 2017, Council requested that staff:

“prepare a report to Council that outlines costs and resources required to develop a fully costed works program for getting to zero net emissions by 2030-2031”.

The costs and resources for achieving zero net emissions will depend upon the approach or pathway taken to get there. Additionally, given the rapid rate of change in prices and technology for energy efficiency, renewable energy
generation, and fuel substitutions for vehicles, and the general volatility of the energy market, it is not possible to develop a “fully costed works program” that has any long term certainty or validity.

However, in taking a stepped approach, officers have developed this report as the first stage in planning for zero net emissions (ZNE) by 2030-2031 for Council’s consideration. It outlines four pathways for achieving zero net emissions and the implications to Council for following those pathways.

Based on several preliminary investigations and analyses conducted for Council since late 2015, and noting achievements of other councils in climate change action, it is likely that Council can achieve a 40% reduction in greenhouse gas emissions from works to buildings, streetlights and fleet. Further investigation into some of these works should only occur close to the anticipated timeframe for implementing works to ensure any investigations are informed by the latest technology and market conditions.

Offsetting Council’s remaining emissions can occur via investing in large scale renewable energy generation (Pathway 1a outlined in this report) or purchasing external offsets (Pathway 1b). Alternatively, Council can choose to not reduce its emissions beyond 25% through works, and choose to offset the remaining 75% of emissions through investing only in large scale renewable energy generation (Pathway A) or only in external offsets (Pathway B).

Officers consider that Pathway 1a provides the best option for generating environmental benefits and ongoing financial returns in the long term and in demonstrating commitment to climate change action. Pathway 1a follows the energy hierarchy, avoids an additional annual cost for purchasing external offsets and utilises opportunity for renewable energy generation at the local or regional scale, potentially in partnership with the community.

**Officer Recommendation:**

That Council:

1. Note that it is not considered feasible to develop a fully costed works program getting to zero net emissions by 2030-2031 at this stage
2. Note that the cost and resource requirements for meeting a potential zero net emissions target will depend upon the pathway taken for getting there
3. Consider the advantages and disadvantages of the four pathways presented in this report for getting to a potential zero net emissions target and their implications to Council as part of future Budget deliberations.

It was moved by Cr Mees seconded by Cr Gayfer

That Council:

1. Note that it is not considered feasible to develop a fully costed works program getting to zero net emissions by 2030-2031 at this stage.
2. Note that the cost and resource requirements for meeting a
potential zero net emissions target will depend upon the pathway
taken for getting there.

3. Consider the advantages and disadvantages of the four pathways
presented in this report for getting to a potential zero net
emissions target and their implications to Council as part of future
Budget deliberations.

4. Amend Pathway A and Pathway 1a in the table on page 87 to read
large scale renewable energy generation.

5. Commence planning towards zero net carbon emissions by 2030
by investigating pathway 1a as opportunities arise and resources
allow.

6. Report annually on progress towards a zero net carbon emissions
target by 2030.

7. Investigate possible partnerships to achieve a zero net carbon
emissions target by 2030.

8. Incorporate carbon emissions reduction investment options and
initiatives into future budget cycles for community feedback in
response to proposed draft budgets.

9. Refer the implementation of recommended actions C10 and C11 in
the Climate Change Action Plan, regarding a pilot local community
climate change plan and a climate change communications and
engagement plan to the budget planning cycle for 2018-2019.

10. Consider the establishment of a climate change community
reference group in the development of a climate change
communications and engagement plan (recommendation C11 in
the Climate Change Action Plan).

CARRIED UNANIMOUSLY

11. CHIEF EXECUTIVE OFFICER’S REPORTS:

Report No: Report Title:
CX.1 Annual Report 2016/17

Synopsis:

Macedon Ranges Shire Council’s 2016/17 Annual Report has been prepared
and submitted to the Victorian Government in accordance with section 131 of
the Local Government Act 1989 (VIC). The Local Government Act requires a
Council to consider the Annual Report at a meeting of the Council.

The document reports on the fourth and final year of the 2013–2017 Council
Plan. It is also the third Annual Report that has been structured under the

As such, it includes comparative data for the previous two years for each of the
standardised performance indicators in areas of service performance, financial
performance and sustainability capacity. It includes the audited performance
statement and audited financial statements. It also highlights many of Council’s
achievements during 2016/17, including:

- Completion of the Kyneton Community Park—a long-awaited,
  community-led play space in the botanic gardens that celebrates
  the town’s unique heritage and natural environment.
- Progress on the streetlight replacement program, which will replace
  approximately 1,700 streetlights with energy efficient LEDs. This is
expected to result in a reduction of approximately 680 tonnes of CO2 greenhouse emissions and $128,000 in energy costs each year over the twenty year life of the lights.

- Construction of two picnic shelters at Hanging Rock, as part of a long-term vision to provide facilities that encourage picnicking and events in the East Paddock and reduce pressure on areas near the Rock.
- The establishment of a new Strategic Advisory Committee and the commencement of a master plan for Hanging Rock.
- The incorporation of ten community halls across the shire as ‘Macedon Ranges Community Halls Incorporated’, improving compliance with the Local Government Act 1989 (VIC) and streamlining the way committee members manage their halls.
- Completion of detailed designs for the Romsey Community Open Space project at the former Romsey Primary School site—a community-led project involving the Greater Romsey All Abilities Park Committee and Cobaw Community Health.
- Completion of Council’s Climate Change Action Plan, which establishes a program to reduce Council’s emissions by 25 per cent by 2020–21, and commits Council to investigating ways to become carbon neutral by 2030.

Council approved the 2016/17 Financial Statements and Performance Statement in principle at the August Council meeting. Since then, the Victorian Auditor-General has completed his audit and issued the “Independent Auditor’s Report”.

The Auditor-General has formed the opinion that the Statements were presented fairly and in accordance with the applicable Australian Accounting Standards and the requirements of Local Government Act.

The Statements and the associated audit opinions are included in the Annual Report.

**Summary:**

2016/17 has been a very successful year both in relation to capital works and our efficient daily delivery of numerous works and services (as confirmed by Local Government Performance Reporting) to benefit our community.

I thank and congratulate every staff member for their professionalism and commitment to Macedon Ranges Shire Council and our community.

**Officer Recommendation:**

1. That Council’s 2016/17 Annual Report be received and that the audit opinions be noted.
2. That, in accordance with Section 133 of the Local Government Act, Council give public notice that the Annual Report has been prepared and that it is available on Council’s website and at the Council offices.

It was moved by Cr Mees seconded by Cr Gayfer that the Officer Recommendation be adopted.

CARRIED
Declaration of Conflict of Interest

10.02 pm Cr Radnedge declared a direct conflict of interest in the following item created through a conflicting duty due to her involvement with this Friends group and left the Council Chamber prior to Council commencing its determination of the matter.

Report No: Report Title:
CX.2 Small Community Grant Scheme – Consideration of Grant Application

Synopsis:

Council at its March 2013 Ordinary Council Meeting endorsed the guidelines which govern the Small Community Grant Scheme.

Not-for-profit community groups can apply for small financial donations via this scheme. Applications are evaluated and presented to Council as they are received.

The grants are offered to assist projects/initiatives that are unlikely to be funded through existing funding schemes. Applications can be made at any time of year and generally are processed within 3–4 weeks.

Officer Recommendation:

That Council endorse the following application for funding:

a. Friends of Daly Nature Reserve—Installation of cameras for wildlife surveys: $350 subject to the usage of cameras complying with Council’s policy and Council’s Environment Unit approving the locations of the cameras.

It was moved by Cr Gayfer seconded by Cr Twaits that the Officer Recommendation be adopted.

CARRIED

10.03 pm Cr Gayfer returned to the Council Chamber

Report No: Report Title:
CX.3 Councillor Support Policy review

Synopsis:

Council is required under the Local Government Act 1989 (Section 75B) to adopt and maintain a policy in relation to the reimbursement of expenses for Councillors and members of Council committees. The existing Councillor Support Policy was adopted in March 2009 and last reviewed in June 2014.

The Councillor Support Policy fulfils this obligation and also addresses:

a) resources that shall be provided to Councillors to assist in the performance of their role;
b) the arrangements in respect to provision of a vehicle to the Mayor;
c) expenses that Council shall reimburse a Councillor, and the process for this to occur;
d) transparency and accountability protocols that shall govern the provision of these resources; and
e) approval process for Councillor attendance at conferences, seminars and training programs.

The Councillor Support Policy has been reviewed and specific changes are recommended to improve accountability, approval and reporting processes.

The Manager Council & Customer Services advised Council that subsequent to the distribution of the agenda suggestions from Councillors regarding the timing of the matter being brought back to Council and the capping of the Councillor vehicle travel claims to $8000 per financial year had been raised and that he was comfortable to change his Officer Recommendation to reflect these matters.

The Officer Recommendation below has been amended accordingly.

**Officer Recommendation:**

That Council endorse the Councillor Support Policy in attachment CX.3 ‘in principle’ subject to the amendment to clause 6.1 to cap the reimbursement of vehicle km’s for Councillors at $8000 in each financial year and that it be referred to the next Audit Committee for comment and any feedback be considered by Council at or prior to the December Ordinary Council Meeting.

It was moved by Cr Anderson seconded by Cr Mees that the Officer Recommendation be adopted.

CARRIED

**Report No:** CX.4  
**Report Title:** Macedon Ranges Shire Council Meeting Procedures Local Law No 11

**Synopsis:**

Council’s current local law on meeting procedures, i.e. Meeting Procedure Local Law No. 9 was made in 2007 and expired on 3 August 2017. In view of the range of issues being addressed by Council in the first six to nine months of this current term, the review of this local law and the process to commence the making of a new local law was put on hold and formally commenced in May 2017.

The review process has now concluded and this report is presented to inform Council of the process undertaken and move to commence the statutory process to ‘make’ the Macedon Ranges Shire Meeting Procedure Local Law No. 11.

The Manager Council and Customer Services advised Council that subsequent to the distribution of the agenda suggestions had been received from
Councillors regarding minor changes to the draft local law to clarify specific clauses. In view of these proposed minor changes he advised that he would alter recommendation 3 to ensure that the draft local law would be further considered by Council at the December Council Meeting irrespective of whether submissions are received.

The Officer Recommendation below has been amended accordingly.

**Officer Recommendation:**

That:

1. Council pursuant to Section 119(2) of the Local Government Act 1989 advertise its intention to make the Macedon Ranges Shire Council Meeting Procedure Local Law No. 11;

2. Council consider submissions (if any) pursuant to Section 223 of the Act at its Section 223 Committee to be held on Wednesday 13 December 2017 at the Gisborne Administrative Centre at 5.45pm and thereafter consider a further report on this matter at the Ordinary Council Meeting on 20 December 2017; and

3. Council consider a report to ‘make’ the Macedon Ranges Shire Council Meeting Procedure Local Law No. 11 (with or without changes) at its December Council Meeting and thereafter proceed to complete the statutory requirements pursuant to Section 119 of the Act.

It was moved by Cr West seconded by Cr Gayfer that the Officer Recommendation be adopted.

**CARRIED**

**Declaration of Conflict of Interest**

10.08 pm   Cr Gayfer declared an indirect conflict of interest in the following item due to her ownership of property in close proximity to the Hanging Rock Reserve and the potential impact on her residential amenity and left the Council Chamber prior to Council commencing its determination of the matter.

**Report No:**  CX.5  **Report Title:**  Hanging Rock Strategic Advisory Committee – Report to Council from meeting on 3 October 2017

**Synopsis:**

The Hanging Rock Strategic Advisory Committee (HRSAC) is an Advisory Committee of the Macedon Ranges Shire Council. It was established by resolution of Council on 27 July 2016 to provide advice to Council in its capacity as the Committee of Management of the Hanging Rock Reserve, a State Government asset under the Crown Lands (Reserves) Act 1978.
The charter and membership of the HRSAC was confirmed by resolution of Council on 23 November 2016. The minutes of all HRSAC meetings incorporating any recommendations to Council from the HRSAC will be formally presented to the next available Ordinary Council Meeting. Any such recommendations shall be presented to Council with a Council Management comment.

Officer Recommendation:

1. That the agreed minutes of the Hanging Rock Strategic Advisory Committee meeting of 3 October 2017 be received; and

2. That the Hanging Rock Strategic Advisory Committee recommendation to Council in these minutes and Management Comments be accepted viz

Item 6

It was moved and seconded:

That the Hanging Rock Strategic Advisory Committee recommend to Council that:

1. The Council re-affirm the Management Principles and Goals from the already adopted and still current 1993 Loder and Bayly report, namely:

   Management of recreational activities at Hanging Rock Recreation Reserve must:
   - protect the significant geological, landscape, historical and natural values of the reserve;
   - recognise that the reserve plays an important established role in local recreation and tourism of the region and state;
   - recognise that the racetrack is an established use, a cultural feature and plays a significant role on the high public profile of the area;
   - ensure that the natural values of the reserve are protected from the pressures of recreation activities;
   - continue to emphasise the educational and interpretive potential/values of the reserve’s natural and historical (cultural) features; and
   - attract sufficient revenue to achieve the management goals.

Goals:
- Manage the recreational use of the reserve to minimise impacts on the conservation, historical and social values.
- Maintain and enhance the existing diversity of recreational activities in the reserve, providing the user with a memorable experience.
- Maintain and enhance the conservation values of the reserve for the public and future generations.
- Promote the educational and interpretive role of the reserve.
- Ensure the management of the reserve does not detract from the recreational amenity.
- Ensure the costs of managing recreation within the reserve are equitably distributed amongst the various user groups i.e. Day visitors, Race Club; Cricket and Tennis Clubs i.e. User Pays.
- To foster community involvement with and concern for development, management and maintenance of the reserve.

2. It uses these principles and goals to assess the final Hanging Rock Masterplan.
4. It note that the Hanging Rock Strategic Advisory Committee will revisit the paper ‘Hanging Rock Reserve – Principles to Guide Strategic Decision Making’ on receipt of the final Masterplan.

CARRIED

Management Comment – Noted

It was moved by Cr Twaits seconded by Cr Pearce that the matter be deferred to the November Ordinary Council Meeting.

CARRIED

10.10 pm Cr Gayfer returned to the meeting

12. CORPORATE SERVICES REPORTS:

Report No: CS.1  Report Title: Contracts to be awarded as at 25 October 2017

Synopsis:

Council’s delegated authority to its officers to award a contract is controlled by the financial value of the contract. The various financial limits of the authority are specified in Appendix 1 of the Procurement Policy.

The following report indicates whether or not delegated authority to award the contract is expected to exist. It also presents Council with the opportunity to (a) specifically grant delegated authority to the Chief Executive Officer and (b) specifically review delegated authority in any instance where Council deems it appropriate.

Officer Recommendation:

That Council:

1. Notes that the following contracts will be awarded by Council officers under delegated authority:
   - C18.898 Road Reconstruction Willowbank Road Gisborne
   - C18.899 Romsey RDV Streetscape Works – Car Park and Drainage Works
   - C18.904 Building Renewal Works
   - C18.906 Leachate Extraction and Disposal
• C18.908 Supply Panel Aquatic Facilities Upgrade and Maintenance

2. Grant delegated authority to the Chief Executive Officer to award contracts:
   • C18.893 Supply Panel Quarry Materials
   • C18.883 Supply Panel Consultancy Services – Design and Investigation

It was moved by Cr Twaits seconded by Cr Pearce that the Officer Recommendation be adopted.

CARRIED

Report No: CS.2
Report Title: Quarterly Report for the period ended 30 September 2017

Synopsis:

The Quarterly Report for the period ended 30 September 2017 is presented for Council’s consideration and information. This report includes the following:
Section 1 - Financial statements and other financial information
Section 2 - Progress on Council Plan actions
Section 3 - Capital works program status
Section 5 - Customer requests and telephone reports
Section 6 - Councillor support expenditure

The Quarterly Report shows that for first quarter of the financial year Council’s financial performance is $0.7m favourable to budget mainly due to timing of expenditure and receipt of income compared to budget. Capital expenditure is also under budget but overall the capital program is progressing to expectation. Council included some reductions in operating expenditure in the final budget and actual expenditure to 30 September 2017 is tracking well to meet this target. Council Plan actions are also progressing well to targets.

Officer Recommendation:

That Council:

1. Note the Quarterly Report for the period ended 30 September 2017;

2. Note the progress made in delivering savings for 2017/18 and endorse the scope of savings to include all expenditure categories within the operating statement and capital expenditure savings; and

3. Note the reduced budget of some items and the deferral of some budget items originally intended to be completed in 2017/18 as outlined in this report.

It was moved by Cr Twaits seconded by Cr Bleeck that the Officer Recommendation be adopted.

CARRIED
13. COMMUNITY WELLBEING REPORTS:

Report No: CW.1  
Report Title: Age-friendly Community Action Plan update

Synopsis:

Age-friendly communities recognise the great diversity of our older population, promote inclusion of older people and respect their decisions and lifestyle choices. They enhance quality of life for people as they age, and benefit the whole community.

In March 2015, Council endorsed the Macedon Ranges Age-friendly Communities Action Plan 2014-2017 (AFC AP) and supported endeavours to seek membership to the World Health Organisation’s Global Network for Age-friendly Communities (WHO GNAFC).

Development of an AFC AP was a requirement for membership to the Global Network which Council joined from August 2015. The action plan provided a framework for the first three years of membership and expired in June this year.

A key action from the AFC AP was the development of a Positive Ageing Plan which was endorsed in 2016. The Macedon Ranges Positive Ageing Plan 2016-2020 (PAP) will replace the AFC AP and remove the need for a new action plan to be developed.

This report provides a summary of achievements on completion of the AFC AP and details steps required for Council to continue its commitment in becoming an age-friendly community and maintaining membership with the WHO GNAFC.

Officer Recommendation:

That Council:

1. Note the outcomes achieved from the Age-friendly Communities Action Plan 2014-2017 and that the period covered by the plan has now concluded.


3. Write to the World Health Organisation supporting Council’s continued commitment to becoming an age-friendly community for the purpose of maintaining WHO GNAFC membership.

It was moved by Cr Pearce seconded by Cr Mees that the Officer Recommendation be adopted.

CARRIED
Report No: CW.2  
Report Title: Occasional care program

Synopsis:
Occasional Care is a licensed service providing care and developmental activities for short periods of time for children aged six weeks to five years who do not attend school.

Macedon Ranges Shire Council (MRSC) is a funded early years manager and licensed provider of eight kindergartens and one Occasional Care program in the shire.

A review of the Occasional Care program was undertaken as a 2016/17 Council Plan action to inform planning for Council's future role in providing occasional care.

This report documents findings of the review in addition to community consultation and seeks Council endorsement to close the service from 20th December 2017.

Officer Recommendation:

That Council:

1. Note findings identified in a review of the Occasional Care program undertaken as a 2016/17 Council Plan action.
2. Note feedback received during community consultation undertaken from 1-29 August 2017 on the proposed closure of the Occasional Care program.
3. Resolve to close Council's Occasional Care program from 20th December 2017.
4. Inform current occasional care users and the broader community of Council's decision to close the service.
5. Note that affected staff will be advised of the proposed changes to the service in writing, and supported throughout the process, including progress updates which may impact them.

It was moved by Cr Gayfer seconded by Cr Mees that the Officer Recommendation be adopted with the addition of point 6 to read

6. Continue to liaise with families about their service requirements.

CARRIED

14. ASSETS AND OPERATIONS REPORTS:

Report No: AO.1  
Report Title: 2017-2021 Domestic Animal Management Plan

Synopsis:
The purpose of this report is to seek adoption of the 2017-2021 Domestic Animal Management Plan (DAMP).
All Victorian Councils are required by the Domestic Animals Act 1994 to prepare and implement a four year Domestic Animal Management Plan to guide decision making in relation to animal management.

This new four year plan builds on the previous plan (2012-2016) and provides the framework for the planning, development, and evaluation of animal management services and programs delivered by Council and complies with the requirements of the Domestic Animals Act 1994.

The plan provides the framework for how in partnership with the community, Council can promote and encourage responsible pet ownership in the Macedon Ranges.

A thorough community consultation process has been undertaken in line with council’s community consultation framework to inform the development of the plan. Officers have considered the feedback received from the community on the draft plan and have adjusted some actions in the plan accordingly.

Officer Recommendation:

That Council:

1. Adopt the 2017 – 2021 Domestic Animal Management Plan; and

It was moved by Cr Radnedge seconded by Cr Gayfer that

That Council:

2. Conduct the consultation for investigating a cat curfew including regulatory requirements simultaneously with the consultation for investigating dog on and off lead areas.
3. Refer both of these projects for consideration in the 2018/19 budget.
4. Adopt the 2017 – 2021 Domestic Animal Management Plan with the above amendments; and

CARRIED
Report No: AO.2
Report Title: Options for obstacle limitation surfaces protection measures at Kyneton Airfield

Synopsis:

This report is in response to the Notice of Motion No 25/2016-17 for Council to investigate options to protect the airspace at the surrounding Kyneton Airfield to improve the safe operation of aircraft, with a view to ensuring all obstacles, including any pre-existing, natural or manmade are maintained well-below Obstacle Limitation Surfaces (OLS).

This report recommends that Council commence the process for either the introduction of new provisions protecting the airspace surrounding the Kyneton Airfield in the General Purposes and Amenity Local Law No.10 or make a new Local Law that regulates the Kyneton Airfield and surrounding land. This provides the best outcome for immediate and effective protection of the airfield and is consistent with the vision and objectives within the draft Kyneton Airfield Master Plan.

Officer Recommendation:

That Council commence the process for the introduction of local law provisions for the protection of the airspace surrounding the Kyneton Airfield.

It was moved by Cr Mees seconded by Cr Gayfer that

That Council commence the process to introduce a new local law (No. 12), to protect the airspace surrounding the Kyneton Airfield.

The motion was put and carried.

Cr Jukes requested a division

For – Cr’s Gayfer, Mees, Twaits, West, Bleck, Radnedge, Pearce and Anderson (8)
Against – Cr Jukes (1)

CARRIED

10.29 pm It was moved by Cr Anderson seconded by Cr Bleck that the meeting time be extended by 30 minutes

CARRIED

15. NOTICES OF MOTION

Notice of Motion No. 6/2017-18 – Councillor Janet Pearce

That Council:

1. Effective 1 November 2017 remove the limit on the amount of green waste that residents or ratepayers can take to Council’s transfer station for recycling.
2. Require residents or ratepayers to show proof of residency with either a rates notice or drivers licence to gain access to the free green waste program.
3. Commercial contractors be charged in line with the approved fees and charges.
4. Persons without proof of residency be charged in line with approved fees and charges.
5. Redirect the already identified savings from the waste education budget to fund the costs in the 2017/18 financial year.
6. Consider any ongoing cost implications as part of the 2018/19 budget process.

It was moved by Cr Pearce seconded by Cr Anderson that Council:

1. Effective 1 November 2017 remove the limit on the amount of green waste that residents or ratepayers can take to Council’s transfer station for recycling.
2. Require residents or ratepayers to show proof of residency with either a rates notice or drivers licence to gain access to the free green waste program.
3. Commercial contractors be charged in line with the approved fees and charges.
4. Persons without proof of residency be charged in line with approved fees and charges.
5. Redirect the already identified savings from the waste education budget to fund the costs in the 2017/18 financial year.
6. Consider any ongoing cost implications as part of the 2018/19 budget process.
7. Conduct community wide consultation on green waste quantities, cost, reuse options and issues related to green waste acceptance and treatment at our transfer stations in preparation for the 2018/19 budget consideration.
8. Consider options to encourage residents to view green waste as a resource that can be reused locally.

CARRIED

16. URGENT AND OTHER BUSINESS

The Mayor sought leave to have raised an item of Urgent and Other Business related to a minor correction to the ‘Delegation Framework Policy and Procedures’ document adopted by Council at the September Ordinary Council Meeting which was briefly explained by the Manager Council & Customer Services.

Leave was granted.

It was moved by Cr Anderson seconded by Cr Pearce

That the ‘Delegation Framework, Policy and Procedures’ document adopted by Council at the September Ordinary Council Meeting be corrected by the following amendment:
Page 11 under ‘Management of the Statutory Planning Application List’ delete the first dot point i.e.
- Application seeking approval of a new Development Plan

CARRIED
17. **CONFIDENTIAL REPORTS**

Nil

**Closure of Meeting**

The meeting closed at 10.34 pm

Councillor Jennifer Anderson
Mayor