



**26 APRIL 2016**

**ORDINARY MEETING**

**MINUTES**

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## **1. OPENING**

The Chairperson declared the meeting open at 2:10pm

## **2. ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE**

### **2.1 Members Present**

Cr DJ Ridgway            President  
Cr KM Murray           Deputy President  
Cr JD Alexander  
Cr DL Brown  
Cr T Buckland  
Cr DW Davis  
Cr P Gogol  
Cr LC Shaw

### **2.2 Staff In Attendance**

Mr SP Gollan            Chief Executive Officer  
Mr BS de Beer           Shire Planner (from 2:10pm to 2:56pm)  
Mrs A Lewis            Executive Assistant

### **2.3 Observers And Visitors**

Mr Lindsay Groves (2:10pm to 3:28pm)

### **2.4 Apologies and Approved Leave of Absence**

Cr DC White

### **2.5 Condolences**

The Shire of Beverley flew the flag at half-mast as a mark of respect to:

REED

Cherlel

April 2016

## **3. DECLARATIONS OF INTEREST**

### **3.1 Cr Alexander – Item 9.1 – Proximity**

Cr Alexander declared an interest of proximity in relation to Planning Item 9.1, given that he owns property adjoining the Rural Pursuit application of Lots 200 and Lot 201 Hamersley Street. Council did not require Cr Alexander to leave the meeting during Item 9.1

## **4. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil

## **5. PUBLIC QUESTION TIME**

### **5.1 Mrs Cheryl Creighton (2:10pm to 2:15pm)**

Questions in relation to Planning Item 9.1

1. If the application in Item 9.1 is approved, how long will the applicant have to adhere to the fencing requirements?
2. How has the Planner arrived at a DSE of 3.3 which is equivalent to 32 sheep on 1 acre and still recommend the application be approved?
3. After receiving 4 objections to the application how can the Planner still recommend the application be approved?

4. How can the application be environmentally sustainable when water runs through the property (Lot 200 and 201) and into the river, when the manure is not regularly removed? Will the removal of manure be monitored?

Cr Ridgway thanked Mrs Creighton for her time and questions to Council. Cr Ridgway noted that the questions would be considered when deliberating Item 9.1

Mrs Creighton left the meeting at 2:15pm and did not return.

#### **5.2 Mr Fred Bremner (2:10pm to 2:22pm)**

Mr Fred Bremner asked Council if they would consider writing to the relevant authorities, politicians and Government Departments to reverse the decision and action of applying a 100km/per hour speed limit on Great Southern Hwy from York to the Lakes?

Cr Ridgway thanked Mr Bremner for his time and question. The President advised Council would write requesting that Great Southern Highway between York and the Lakes be returned back to the 110km/per hour speed limit.

Mr Bremner left the meeting at 2:22pm and did not return.

#### **5.3 Mr Paul Newman (2:10pm to 3:28pm)**

Question in relation to Planning Item 9.1

Mr Paul Newman asked how the application could be recommended when the DSE was not within the guidelines of the Shires Stocking Rate Policy?

Cr Ridgway thanked Mr Newman for his time and question, and noted that the question would be considered when deliberating Item 9.1

Mr Newman remained to observe the meeting until the closure at 3:28pm

#### **5.4 Mr Shane Negus (2:10pm to 3:28pm)**

Mr Negus asked Council what was the time frame for responding to correspondence as he and his neighbour had written a joint letter requesting information on when Nicholas Street was going to be upgraded?

The Chief Executive Officer advised that correspondence is answered within two to three weeks subject to what research is required. He apologised that the correspondence had not been acknowledged. The Chief Executive Officer provided Mr Negus with an update on the proposed works on Nicholas Street.

Mr Negus remained to observe the meeting until the closure at 3:28pm

#### **5.5 Mrs Barb Pearce (2:10pm to 2:51pm)**

Question in relation to Planning Item 9.1

Mrs Barb Pearce asked where Lot 50 was in relation to an objection that was received as she was unable to find it?

Response: Question taken on notice.

Mrs Pearce then asked to be able to respond, and answer questions in relation to questions by Mrs Creighton (5.1). Cr Ridgway advised Mrs Pearce that questions during public question time had to be questions directed to Council. Mrs Pearce did not have any questions for Council, but asked to stay to hear her planning application.

Cr Ridgway thanked Mrs Pearce for her question and advised she was welcome to stay for her item and the entire meeting if she wished.

Mrs Pearce remained in the meeting until the end of her Planning Application at 2:51pm, she did not return to the meeting after this time.

## **6. APPLICATIONS FOR LEAVE OF ABSENCE**

Nil

**7. CONFIRMATION OF MINUTES**

**7.1 Minutes Of The Ordinary Council Meeting Held 22 March 2016**

**OFFICER'S RECOMMENDATION**

That the Minutes of the Ordinary Council Meeting held Tuesday 22 March 2016 be confirmed.

**COUNCIL RESOLUTION**

**M1/0416**

**Moved Cr Gogol**

**Seconded Cr Shaw**

**That the Minutes of the Ordinary Council Meeting held Tuesday 22 March 2016 be confirmed.**

**CARRIED 8/0**

**7.2 Minutes Of The Fire Control Officers Meeting Held 17 March 2016**

**OFFICER'S RECOMMENDATION**

That the Minutes of the Fire Control Officers Meeting held Thursday 17 March 2016 be received.

(Attached)

**COUNCIL RESOLUTION**

**M2/0416**

**Moved Cr Gogol**

**Seconded Cr Alexander**

**That the Minutes of the Fire Control Officers Meeting held Thursday 17 March 2016 be received.**

**CARRIED 8/0**

Attachment 7.1

**MINUTES OF A MEETING OF FIRE CONTROL OFFICERS MEETING  
HELD IN THE COUNCIL CHAMBERS ON THURSDAY 17<sup>th</sup> MARCH  
2016 COMMENCING AT 6:30PM**

**PRESENT:**

Bruce Kilpatrick	Chief Bush Fire Control Officer
Rob Fisher	Deputy Chief Bush Fire Control Officer
Stephen Gollan	Chief Executive Officer
Deane Aynsley	FCO South East Brigade
Bill Cleland	FCO Dale / Kokeby Brigade
Andrew Shaw	FCO Avondale Brigade
Paul Schilling	FCO Dale West Brigade
Noel Ferguson	DFES
Justin Corrigan	Community Emergency Services Manager
Lew Shaw	Shire of Beverley
John Hansen	Bushfire Risk Management Coordinator Shire of Beverley
Tyron McMahon	Bushfire Risk Management Officer / DFES
Murray Hall	Chief Bush Fire Control Officer Shire of Brookton
Travis Eva	Deputy Chief Bush Fire Control Officer Shire of Brookton

**APOLOGIES:**

Dee Ridgway	President, Shire of Beverley
Darren Boyle	FCO Beverley Central
Ben Murray	FCO North East Brigade

**CONFIRMATION OF MINUTES:**

**MFCO01/0316**

**Moved Andrew Shaw**

**Seconded Rob Fisher**

**That the Minutes of the Fire Control Officers meeting held on the 24<sup>th</sup> September  
2015 be confirmed.**

**CARRIED 9/0**

**MATTERS ARISING FROM MINUTES:**

DCBFCO Rob Fisher requested an amendment to the minutes reflecting the West Dale Dirt Drags. Statement should include the dates approved for this event was outside the BFAC recommendations.

**BUSHFIRE RISK MANAGEMENT:**

John Hansen and Tyron McMahon who were recently appointed Bush Fire Risk Management Officer and Shire Coordinator for DFES respectively, presented the Bush Fire Advisory Committee with an overview of their roles.



## Attachment 7.1

### **DISCUSSION TOPICS:**

#### **Ploughing during the Prohibited Burning Period**

CBFCO Bruce Kilpatrick addressed the meeting asking for the FCO's opinions regarding the use of ploughs for the construction of fire breaks during the Prohibited Burning period once there has been rainfall. It was discussed that after rainfall there is a low threat of a fire starting whilst ploughing and with the low threat should each FCO have the discretion to allow land owners the use of ploughs to maintain firebreaks?

The FCO's discussed the idea of having a permit system which works on the same principal as burning permits.

Bruce Kilpatrick asked CBFCO Murray Hall and DCBFCO Travis Eva from Brookton if Brookton had any processes allowing people to plough during the Prohibited Burning Period.

Murray Hall advised the meeting that the Shire of Brookton currently has a process of issuing landowners a permit allowing ploughing for fire break maintenance.

#### **Forward planning for the January holiday period**

CBFCO Bruce Kilpatrick addressed the meeting with concerns that during the January holiday period each year the Shire has limited FCO's available for firefighting control. The FCO's discussed that it was good to know when the FCO's would not be available but they needed to develop a process for making sure they had personnel available to man the appliances.

The FCO's decided that prior to January they would consult with their Captains to develop a contact list of member's availability for this period.

#### **Reporting of Fires**

CESM advised the meeting of the importance for reporting fires to DFES as there has been concerns raised about resources not being available for firefighting, it was discussed that if the Shire and DFES do not know about these fires then it is impossible to have a fire appliance turn out to assist.

It was explained by reporting fires to DFES the Shire is able to show evidence for acquiring further resources thus boosting the firefighting capabilities within the Shire and region.

#### **Driver training for new fire appliances**

CESM advised the FCO's that brigades were required to train members in the correct operating procedures for new fire appliances as there has been occasions where people have not engaged the 4wd system correctly which is potentially dangerous when on the fire ground.

Brigades are to conduct refreshers prior to fire season.

#### **Radio Communications**

CBFCO Bruce Kilpatrick updated the FCO's on WAERN radio issues regarding the repeater not working at a recent fire resulting in Beverley making a request to Brookton for use of their radio channel.

An agreement between Beverley and Brookton has been formed allowing the use of neighboring Shire radio channel for fire control.

## Attachment 7.1

### **Fire Breaks**

CBFCO Bruce Kilpatrick addressed the meeting regarding a proposed change to the Shire's fire break order. It was proposed an amendment to the existing fire break order be sort requiring small landowners outside the gazetted town boundary to have a fire break around the external boundaries if the land holding did not exceed 100 hectares.

Bruce invited CBFCO Murray Hall from Brookton to talk about the fire break requirements for rural landowners within the Shire of Brookton and how the Shire of Beverley could possibly implement similar changes here.

After much discussion it was decided that an amendment be made to the current fire break order requiring small landowners holding less than 100 hectares to have a 2.2 meter fire break around external boundaries or provision on the property of an operational firefighting unit with a capacity of not less than 650lt.

### **MFCO02/0316**

#### **Moved Paul Schilling**

#### **Seconded Bill Cleland**

That a fire break information booklet / brochure be produced reflecting changes to current fire break order as stated above. The information is then to be distributed to all FCO's for approval before submitting to Council for adoption.

**CARRIED 14/0**

### **Insurance personal / equipment**

CESM addressed the meeting giving an overview of the Shire of Beverley's insurance policy.

### **CESM / CBFCO**

CESM advised the BFAC committee that the Shire of York's Chief Bush Fire Control Officer has resigned and that the position was unable to be filled resulting in the CESM being appointed as CBFCO.

### **Repairs to Dale West Fire Appliance**

CESM updated the FCO on repairs and potential cause for the Dale West fire appliance not remaining in gear whilst driving. The fire unit required the transfer box to be rebuilt due to the oil draining from the top of the transfer case resulting in the top bearing failure. Major Motors advised the likely cause for this was the possible length of time the vehicle remaining idle without moving thus allowing the oil to drain to the bottom of the case; Major Motors advised that the vehicle should be test driven on a regular basis.

## **GENERAL BUSINESS:**

### **Infringements**

FCO Paul Schilling asked as FCO's for the Shire are they able to infringe people for illegally lighting of fires during the Restricted and Prohibited Burning Periods.

The FCO's were advised that the Shire contracts WA Contract Rangers for enforcement and compliance and would infringe landowners if required.

### **Fuel Card Scheme**

FCO Bill Cleland asked the members if they had heard or received any information regarding the \$2000 fuel card scheme.

## Attachment 7.1

Bill was advised that all brigades had received this information and it was up to the brigade captain to apply.

### **Bio-security signage on properties**

BRMPC John Hansen asked the FCO's if they knew anything about properties marked with Bio-security. Paul Schilling advised that this was for weed control.

### **Burning over Easter**

CBFCO advised the FCO's that there will be no issuing of burning permits from Good Friday until Easter Monday.

**The next FCO meeting scheduled for September 2016 at 6.00pm**

### **CLOSURE:**

There being no further business the meeting closed at 9:15pm.

I hereby certify these Minutes as being confirmed in accordance with Section 5.22 of the Local Government Act 1995.

**PRESIDING MEMBER**

**DATE**

**8. TECHNICAL SERVICES**

Nil

## **9. PLANNING SERVICES**

Prior to any discussion of Item 9.1 Cr Alexander had made a Declaration of Interest – Proximity, given that he owns property adjoining the rural pursuit application of Lots 200 and Lot 201 Hamersley Street. Council did not require Cr Alexander to leave the meeting during Item 9.1

### **9.1 Rural Pursuit (Keeping of Horses) Lots 55, 200 & 201 Hamersley Street**

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**SUBMISSION TO:** Ordinary Council Meeting 26 April 2016  
**REPORT DATE:** 22 March 2016  
**APPLICANT:** Barb Pearce  
**FILE REFERENCE:** HAM 13, HAM 359, HAM 360  
**AUTHOR:** B S de Beer, Shire Planner  
**ATTACHMENTS:** Locality Map, Application, Objection and Conditional Map

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#### **SUMMARY**

Council has received an Application for Planning Approval for a *Rural Pursuit* (the keeping of horses) on Lots 55, 200 & 201 Hamersley Street. It will be recommended the application be modified and conditionally approved.

#### **BACKGROUND**

Following a complaint regarding the keeping of horses on the subject properties, Shire Planner contacted the owners whom subsequently submitted the accompanying applications for Planning Approval for a *Rural Pursuit* land use (keeping of horses).

Amendment 21 to Shire of Beverley Town Planning Scheme No 2 (TPS 2), had been approved and Gazetted and reads as follows:

#### *'4.16 RURAL PURSUIT*

- 4.16.1 Notwithstanding anything contained in the Zoning Table, the Council may grant consent for a Rural Pursuit use within areas coded R2, R2.5 and R5 of the Residential zone.*
- 4.16.2 In considering any application for planning approval for a Rural Pursuit, the Council shall have regard to any relevant livestock stocking rate guidance of the State department responsible for agriculture and any livestock stocking rate policy adopted by the Shire in order to preserve vegetation and amenity of the site and locality.*
- 4.16.3 In considering any application for planning approval for a Rural Pursuit, the Council shall have regard to any relevant separation distance guidance of the State departments responsible for health and for environment in order to preserve the amenity of the locality.'*

Further to the above, Council at its 23 September 2014 meeting resolved to adopt a Stocking Rates Policy.

#### **COMMENT**

##### The proposal:

The primary applicant (Mrs. Barb Pearce) mentions in her submission (attached hereto), that they currently own 5 horses. The animals are described as follows:

1. A thoroughbred mare, 6 years old, approx. 400 kg;

2. A thoroughbred mare, 13 years old, approx. 400 kg;
3. A quarter pony mare, 4 years old, approx. 330 kg;
4. A miniature horse gelding, 4 years old, approx. 90 kg;
5. A miniature pony mare, 24 years old, approx. 80 kg.

As requested in the application documentation the primary applicant is applying to house 3 animals on Lot 55 Hamersley Street and agist two animals on Lots 200 & 201 Hamersley Street.

Subject land:

The subject land in the applications for a *Rural Pursuit* consists of 3 properties in total – Lot 55 Hamersley Street (in extent 5,767 m<sup>2</sup>, in the ownership of the estate of Christine Pearce), and the contiguously located Lots 200 & 201 Hamersley Street (in extent 8,755 m<sup>2</sup> in total, in the ownership of AK & FM Johnson).

AK & FM Johnson have applied under separate cover for planning approval for a *Rural Pursuit* land use although all animals, the subject of this application, belong to Mrs. Barb Pearce.

The subject lots are all zoned Residential R 5. Lots 200 and 201 are vacant whereas Lot 55 contains an existing dwelling and outbuildings and other infrastructure associated with the keeping of horses.

Please refer to the attached locality map.

Shire of Beverley Stocking Rates Policy:

The purpose of Council's Stocking Rates Policy is to provide a guide for the assessment and determination of applications for Planning Approval involving the keeping of livestock on Residential Zoned properties (*Rural Pursuit* land uses). It is not the intention of the policy to be applied rigidly, but that each application be examined on its own merits, with the objectives and intent of the policy the key for assessment.

The main objectives of the Stocking Rates Policy are to:

- Ensure that livestock keeping is undertaken in a sustainable manner;
- Ensure that the keeping of livestock does not have a significant negative impact on the natural environment;
- Ensure that the keeping of livestock does not impact detrimentally on the health and/or amenity of adjoining land owners.

This last point is of particular importance given the history of the application.

Base Stocking Rate:

Council's Stocking Rate Policy provides for the calculation of the Dry Sheep Equivalent (DSE) for any particular property which is proposed to be used for the keeping of livestock. From this calculation a determination can be made as to how many animals (stock) of a particular type/species can be accommodated on a specific property.

Even though the applicant did not provide a calculated DSE for the subject properties, Shire Planner calculated the DSE for the subject properties to be as follows:

Lot 55:

Usable area for *Rural Pursuit* land use determined to be approx. 1,720 m<sup>2</sup> (please refer to the attached sketch plan – *usable and exclusion areas*).

Base Stocking Rate<sup>(1)</sup> X usable area (Ha)<sup>(2)</sup> = **0.86 DSE**

i.e. 5 X 0.172 = 0.86 DSE

Where <sup>(1)</sup>: The Base Stocking Rate for the Shire of Beverley, as per the Policy, is 5 DSE.

And <sup>(2)</sup>: The usable area was calculated by subtracting the exclusion areas from the total property size, as depicted in the accompanying map, i.e. 5,767 m<sup>2</sup> (total property size) – 4,047 m<sup>2</sup> (exclusion areas) = 1,720 m<sup>2</sup>  
(kindly refer to the attached map indicating the areas regarded as being excluded from area to be used for the *Rural Pursuit* land use)

Lot 200 & 201:

Usable area for *Rural Pursuit* land use determined to be approx. 6,740 m<sup>2</sup> (please refer to the attached sketch plan – *usable and exclusion areas*).

Base Stocking Rate<sup>(1)</sup> X usable area (Ha)<sup>(2)</sup> = **3.37 DSE**

i.e. 5 X 0.674 = 3.37 DSE

Where <sup>(1)</sup>: The Base Stocking Rate for the Shire of Beverley, as per the Policy, is 5 DSE.

And <sup>(2)</sup>: The usable area was calculated by subtracting the exclusion areas from the total property size, as depicted in the accompanying map, i.e. 8,740 m<sup>2</sup> (total property size) – 2,015 m<sup>2</sup> (exclusion areas) = 6,740 m<sup>2</sup>  
(kindly refer to the attached map indicating the areas regarded as being excluded from area to be used for the *Rural Pursuit* land use).

Using the animal equivalents table in the Stocking Rates Policy it can be seen that none of the subject properties yield a sufficient DSE to be able to accommodate the number of animals proposed.

Using the DSE calculations in the Policy as a guideline, the following DSE would have been required for the subject properties to be able to accommodate the number of animals proposed:

Lot 55:

Required DSE (2 Ponies & 1 horse): 20 DSE

Calculated DSE: 0.86 DSE

Lot 200 & 201:  
Required DSE (2 Horses): 20 DSE  
Calculated DSE: 3.37 DSE

The Stocking Rates Policy does afford though, with Council's discretion, proposals for *Rural Pursuit* land uses in excess of the Base Stocking Rate, where applicants submit a Property Management Plan which demonstrates that pasture improvement, nutrient and waste management methods, amongst others, are addressed.

Property Management Plan:

The applicant has submitted a Management Statement which can for practical purposes be regarded as a Property Management Plan for the proposed *Rural Pursuit* land use addressing aspects of the proposed development on all subject properties.

The Statement addresses amongst others the following matters:

1. The fencing of the subject properties for the *Rural Pursuit* land use in its current configuration. Shire Planner will recommend that the current configuration be modified as described later in this report;
2. Measures to reduce wind erosion and dust control;
3. Supplementary feeding for the animals;
4. Disposal of manure;
5. Provision of water.

Given the specific circumstances surrounding this case and on the grounds of the submissions made, Shire Planner is of the opinion that the land use proposal, if modified, could be managed if appropriate conditions of planning approval can be framed and adhered to.

From the applicant's submission, it would seem that there are no animal welfare issues associated with the management of the horses and ponies.

Should Council decide to approve the application, conditions of planning approval will be recommended to be imposed which is considered will suffice to address any other areas of concern.

Fencing:

Some concerns have been raised in recent times as to existing electric fences around other properties also being used for *Rural Pursuit* land uses. Any electric fence should be off-set from any boundary fence, where applicable, as per the Stocking Rates Policy Guidelines.

Should Council decide to approve the application, it will be recommended that the electric fencing complies with the configuration guidelines in the Stocking Rates Policy.

Recommended revised site arrangement:

Seeing that the concerns and objections raised centres mainly around amenity issues, should Council resolve to approve this application, conditions of planning



approval will be proposed that will require modifications to the way the subject properties are set up for the *Rural Pursuit* land use.

Following on the above, Shire Planner is of the opinion that certain factors pertaining to the perceived adverse effects of the *Rural Pursuit* land use on local amenity can be addressed in the following manner:

- 1) Keeping of the animals behind the front setback line of the subject properties;
- 2) Construction of internal fences/separate paddock on lots 200 & 201 Hamersley Street to create a buffer area between affected neighbouring properties and the street – please refer to the attached *usable and exclusion area map*;
- 3) Construction of internal fences/separate paddock on lot 55 Hamersley Street to create a sufficient setback area from the street – please refer to the attached *usable and exclusion area map*;
- 4) Limiting the number and type of animals on specific subject properties – 2 ponies only on lot 55, 3 horses only on lots 200 & 201);
- 5) Limited timeframe for planning approval;
- 6) Not permitting new animals where animals expire.

## CONSULTATION

The application had been forwarded to all immediate surrounding neighbours. A period of 14 days was permitted to submit responses.

A total of 4 submissions were received, with 2 submissions constituting objections, detailed in the table below.

No.	Name	Respondent Address	Summary of Submission	Council's Comment
1	Anne Bryant Lot 56 Hamersley Street	42 Kirin Way Maddington WA 6109	Comment on proposal:  My property is on lot 56 which is just next door to the abovementioned lot. The last time I went to check on my property I noticed that there were signs showing that my property was used to train their horses. I'd appreciate it very much if the Council can inform the owners of the horses to cease doing that.	The submission is noted.  Possible trespassing events should be dealt with between affected parties and not the local government.  The Shire Planner will nonetheless bring this to the attention of the applicant.
2	P Newman Lot 63 Hamersley Street	1385 La Grange Road Stoneville WA 6081	Comment on proposal:  1. Think that five horses, even though two are miniature, are too many for the size of properties they live on; 2. Even if the horses are fed, they will still damage the trees on the properties, by rubbing against them; 3. Manure from livestock brings flies, so not very pleasant.	The comment is noted.  Please refer to the planner's comment section above. It is anticipated that appropriately framed conditions of planning approval would address areas of concern.
3	Respondent requested to remain anonymous	-	Objection to the proposal.  Lot 50 to be resolved by the Council ( <i>sic</i> ).  I object to lot 200-201 being used as horse	The objection is noted.  Shire Planner unsure of the relevance of this statement.

No.	Name	Respondent Address	Summary of Submission	Council's Comment
			yards and being only 80 m from my property would cause unpleasant odours, flies, dust and being a Residential area it doesn't suit the area. And not everyone likes horses. I purchased my property as being residential and not farming blocks and fear it would under value to area.	Please refer to the planner's comment section above. It is anticipated that appropriately framed conditions of planning approval would address areas of concern.
4	Cheryl Creighton Lot 64 Hamersley Street	PO Box 438 York WA 6302	Objection to the proposal.  As a result of the volume of the submission it is presented in an attachment to this report.	The objection is noted.  Please refer to the planner's comment section above. It is anticipated that appropriately framed conditions of planning approval would address areas of concern.

### **STATUTORY ENVIRONMENT**

The application may be approved under the Shire of Beverley's Town Planning Scheme No. 2.

### **FINANCIAL IMPLICATIONS**

There are no financial implications relative to this application.

### **STRATEGIC IMPLICATIONS**

There are no strategic implications relative to this application.

### **POLICY IMPLICATIONS**

There are no policy implications relative to this application.

### **VOTING REQUIREMENTS**

Simple Majority

### **OFFICER'S RECOMMENDATION**

That Council resolve to grant planning approval for a Rural Pursuit at Lot 55, Lot 200 & Lot 201 Hamersley Street, Beverley, subject to the following conditions and advice notes:

#### **Conditions:**

1. If the development, the subject of this approval, is not **SUBSTANTIALLY RECOMMENCED** within a period of 2 years from the date of this approval being granted, the approval shall lapse and be of no further effect. Where an approval has lapsed, no development shall be carried out without the further approval of the responsible authority having first been sought and obtained.
2. Development shall be carried out only in accordance with the terms of the application as approved herein and any approved plan.

3. The Planning Approval for the Rural Pursuit is only valid for a period of two (2) years from the date of Council's approval of the same at which time a new Planning Approval must have been granted or the animals removed.
4. Animals associated with the Rural Pursuit Land Use shall only be agisted in the designated areas on the subject lots as shown on the accompanying maps: 'usable and exclusion areas'. No animals are to be agisted in the exclusion areas.
5. Prior to continuation of the Rural Pursuit Land Use the usable areas on the subject lots shall be demarcated by fencing, including electric fencing where applicable, and gates where appropriate, as per the Stocking Rates Policy, to the satisfaction of the Shire Planner.
6. All electric fencing shall be installed and appropriately configured, as per the Stocking Rates Policy, with appropriate warning signs affixed at appropriate intervals, to the satisfaction of the Shire Planner.
7. The number and type of animal on Lot 55 Hamersley Street shall be limited to the following only, being the subject of this application: One miniature horse gelding & one miniature pony mare. No other horses/ponies shall be kept on Lot 55.
8. The number and type of animal on Lots 200 & 201 Hamersley Street shall be limited to the following only, being the subject of this application: two thoroughbred mares & one quarter pony mare. No other horses/ponies shall be kept on Lots 200 & 201.
9. Development shall be carried out in accordance with the Property Management Plan as submitted.
10. Where an existing animal kept on the properties expires, it shall not be replaced without the further approval of the responsible authority having first being sought and obtained.
11. Every part of the subject site used for the Rural Pursuit land use must be maintained in a hygienic and clean condition, free from odour, flies and vermin, as practicable.
12. Measures shall be taken to prevent, as far as practicable, stormwater run-off unto neighbouring properties.
13. All manure is to be regularly collected and disposed of in a manner that is in compliance with the relevant legislation, to the satisfaction of the Shire's Environmental Health Officer.
14. Prior to continuation of the Rural Pursuit land use, the present animals shall be tagged or otherwise identified, to the Shire's satisfaction, at the owners' expense, and the animals and subject site shall be inspected for this purpose by the Shire's Ranger and Environmental Health Officer.

**Advice Notes:**

1. Nothing in the approval or these conditions shall excuse compliance with all relevant written laws in the commencement and carrying out of the development.
2. The carrying on of the development must not cause a dust nuisance to neighbours. Where appropriate and practicable such measures as installation of sprinklers, use of water tanks, mulching or other land management systems should be installed or implemented to prevent or control dust nuisance, and such measures shall be installed or implemented within the time and in the manner directed by the Shire's Environmental Health Officer if it is considered that a dust nuisance exists.
3. The applicant is advised that where in the opinion of Council the livestock keeping is causing adverse environmental, health or amenity impacts, the Council may by written notice (giving clear reasons) require the owner of the land to:
  - (a) take action to temporarily or permanently reduce the number of stock kept on the land; or
  - (b) remove all the stock from the land either temporarily or permanently; or
  - (c) rectify the adverse impacts of the livestock keeping.

**COUNCIL RESOLUTION**

**M3/0416**

**Moved Cr Gogol**

**Seconded Cr Brown**

**That Council resolve to grant planning approval for a Rural Pursuit at Lot 55, Lot 200 & Lot 201 Hamersley Street, Beverley, subject to the following conditions and advice notes:**

**Conditions:**

1. **If the development, the subject of this approval, is not SUBSTANTIALLY RECOMMENCED within a period of 2 years from the date of this approval being granted, the approval shall lapse and be of no further effect. Where an approval has lapsed, no development shall be carried out without the further approval of the responsible authority having first been sought and obtained.**
2. **Development shall be carried out only in accordance with the terms of the application as approved herein and any approved plan.**
3. **The Planning Approval for the Rural Pursuit is only valid for a period of two (2) years from the date of Council's approval of the same at which time a new Planning Approval must have been granted or the animals removed.**
4. **Animals associated with the Rural Pursuit Land Use shall only be agisted in the designated areas on the subject lots as shown on the accompanying maps: 'usable and exclusion areas'. No animals are to be agisted in the exclusion areas.**

5. Prior to continuation of the Rural Pursuit Land Use the usable areas on the subject lots shall be demarcated by fencing, including electric fencing where applicable, and gates where appropriate, as per the Stocking Rates Policy, to the satisfaction of the Shire Planner.
6. All electric fencing shall be installed and appropriately configured, as per the Stocking Rates Policy, with appropriate warning signs affixed at appropriate intervals, to the satisfaction of the Shire Planner.
7. The number and type of animal on Lot 55 Hamersley Street shall be limited to the following only, being the subject of this application: One miniature horse gelding & one miniature pony mare. No other horses/ponies shall be kept on Lot 55.
8. The number and type of animal on Lots 200 & 201 Hamersley Street shall be limited to the following only, being the subject of this application: two thoroughbred mares & one quarter pony mare. No other horses/ponies shall be kept on Lots 200 & 201.
9. Development shall be carried out in accordance with the Property Management Plan as submitted.
10. Where an existing animal kept on the properties expires, it shall not be replaced without the further approval of the responsible authority having first being sought and obtained.
11. Every part of the subject site used for the Rural Pursuit land use must be maintained in a hygienic and clean condition, free from odour, flies and vermin, as practicable.
12. Measures shall be taken to prevent, as far as practicable, stormwater run-off unto neighbouring properties.
13. All manure is to be regularly collected and disposed of in a manner that is in compliance with the relevant legislation, to the satisfaction of the Shire's Environmental Health Officer.
14. Prior to continuation of the Rural Pursuit land use, the present animals shall be tagged or otherwise identified, to the Shire's satisfaction, at the owners' expense, and the animals and subject site shall be inspected for this purpose by the Shire's Ranger and Environmental Health Officer.

**Advice Notes:**

1. Nothing in the approval or these conditions shall excuse compliance with all relevant written laws in the commencement and carrying out of the development.

- 2. The carrying on of the development must not cause a dust nuisance to neighbours. Where appropriate and practicable such measures as installation of sprinklers, use of water tanks, mulching or other land management systems should be installed or implemented to prevent or control dust nuisance, and such measures shall be installed or implemented within the time and in the manner directed by the Shire's Environmental Health Officer if it is considered that a dust nuisance exists.**
- 3. The applicant is advised that where in the opinion of Council the livestock keeping is causing adverse environmental, health or amenity impacts, the Council may by written notice (giving clear reasons) require the owner of the land to:
  - (a) take action to temporarily or permanently reduce the number of stock kept on the land; or**
  - (b) remove all the stock from the land either temporarily or permanently; or**
  - (c) rectify the adverse impacts of the livestock keeping.****

**LOST 0/8**

*Council resolved to refuse the application for the following reasons:*

*The Council is concerned about the environmental impact on the river;*

*The calculated DSE for the subject land is substantially lower than the minimum required DSE, as per Council's Stocking Rates Policy;*

*There are immediate amenity concerns substantiated by numerous objections to the proposal; and*

*The proposal is generally inconsistent with Council's Stocking Rates Policy.*

2.51pm – Mrs Barb Pearce left the meeting

Attachment 9.1 – Locality Map



Scale: 1:1,500

**Description**

Proposed Rural Pursuit Land Use:  
Keeping of Horses

**Map Projection:** GDA 94 (Lat/Long)

**Datum:** Geocentric Datum of Australia  
1994

1 Midland Square  
Midland WA 6056  
(08) 9273 7341  
customerservice@landgate.wa.gov.au  
www.landgate.wa.gov.au



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## Attachment 9.1 - Application

### **Application for Planning Approval – Rural Pursuit.**

#### **Lot 55 Hamersley Street, Beverley.**

We currently own 5 horses which we would like to house on the property, being Lot 55 Hamersley Street Beverley.

#### Description of Animals :-

1. Thoroughbred Mare, 6 years old, 15.3 Hands high, approx. 400kg, ridden by Bianca Pearce, Granddaughter.
2. Thoroughbred Mare, 13 years old, 15.3 Hands high, approx. 400kg, ridden by Talia Pearce, Granddaughter.
3. Quarter Pony Mare, 4 years old, 14 Hands high, approx. 330 kg, ridden by Barb Pearce.
4. Miniature Horse Gelding, 4 years old, 8 Hands high, approx. 90 kg, being trained to cart.
5. Miniature Pony Mare, 24 years old, 8 Hands high, approx. 80 kg, retired, companion only for others when left alone. i.e. when horses are out on rides or away at competitions.

#### Fencing.

Boundary currently fenced with steel corner posts, star pickets, ringlock, and horse yards also have electric fencing. Propose to upgrade to sight wire on top and electric on all boundaries, internal offset, and with signage as required. With permission, we would also like to put shade cloth along the boundary at the rear and NW side of property to reduce wind erosion. There is a bore at the front of the property, piped to the rear yards, with sufficient water to control dust, when connected to sprinklers.

We have never had a problem with erosion in the yards at the front of the property as the ground is very hard and protected by trees.

#### Stables.

We will not require any stables, as such, as our horses wear rugs for protection and we prefer to give them some freedom. The front yards have adequate protection from the trees and the rear yards will have shelters built in the corners, one per yard.

#### Feed.

The main diet is hay, with hard feed only if they are preparing for eventing. For this reason, the manure is basically grass which quickly converts to fertiliser, or mulch if mixed with soiled hay. It is contained in large metal cylinders until ready for use to stabilise the sand/ garden etc. It dries very quickly, therefore flies are not a problem.

#### Water.

As we are not connected to Scheme Water, we have rainwater tanks, which are supplemented by water from the Standpipe, as and when necessary



## Attachment 9.1 – Application

There are no watercourses, wetlands, dams or areas prone to waterlogging, on the property. The block slopes from the rear, adjacent to the Avon River, down towards the front, so there will be no runoff from the property towards the river. No fertiliser will be used, except for the horse manure. Soil type is sand; There is no existing vegetation on the property. In the event of heavy rain, most of the runoff goes into the dam/sump at the front of the property and quickly soaks away into deep sand. There is currently no development close to the yards and shrubs are to be planted along boundary fences to minimise any nuisance to future neighbours.

I have consulted relevant people re. the wellbeing of the horses if accommodated as described and they all agree that it is a suitable method of accommodating them. The vet/horse dentist, Tracey, from Heartlands in York; Farrier, Owner/Trainer, Bethanie Moore from Meckering and Luke and Pauline Applebee, Breeders, Trainers and Riding Instructor, from Westdale. Being previously unaware of any restrictions on keeping horses on the property, I have had them here for about 5 years, in various numbers, with few real complaints! My horses are always well fed, wormed, groomed, handled, have their hooves trimmed regularly, teeth done annually and attended by the vet if necessary.

*Bj Blanka*  
*24/11/2015.*

## Attachment 9.1 – Application

### **Application for Planning Approval – Rural Pursuit.**

#### **Lots 200 and 201 Hamersley Street, Beverley.**

We would like to apply for planning permission to agist two of our horses on the above property. As there is ample shade and protection from the elements, we would not need to provide any shelters. The fences are currently steel pipe posts, site wire and ringlock across the front of both lots, with gates. The northern and eastern boundaries are currently star pickets and ringlock, and the southern boundary is currently star pickets and two strands of electric fence tape, connected to a solar powered energiser. This fencing has been adequate for the six months that the mares have been grazing there, but will be upgraded to ringlock, star pickets, and electric fencing, with warning signs as required.

There is currently no development close to the property, being farmland on the north boundary, the old racecourse on the east boundary, a vacant block, Lot 63 on the south boundary, and frontage onto Hamersley Street. There are no buildings on the property, and to my knowledge, none proposed in the near future. The house opposite is set back from the road, therefore there should be no inconvenience to neighbours.

There are no wetlands, dams or areas prone to waterlogging, on the property. The block slopes from the rear, adjacent to the old racecourse, down towards the front, so there will be no runoff from the property except possibly, in the event of a freak storm to the east, which has happened only once in the past ten years. Most of the property was then under water, as was the last 300 meters of Hamersley street and the block opposite. The Shire upgraded the road and drainage culvert, and there has been no problem since then. No fertiliser will be used, except for the horse manure. Soil type is sand; existing vegetation on the property is natural grass and self sown oats. This grass has previously grown to about 300 mm and could be classed a fire hazard, and has had to be mown. With two horses grazing it this will not occur.

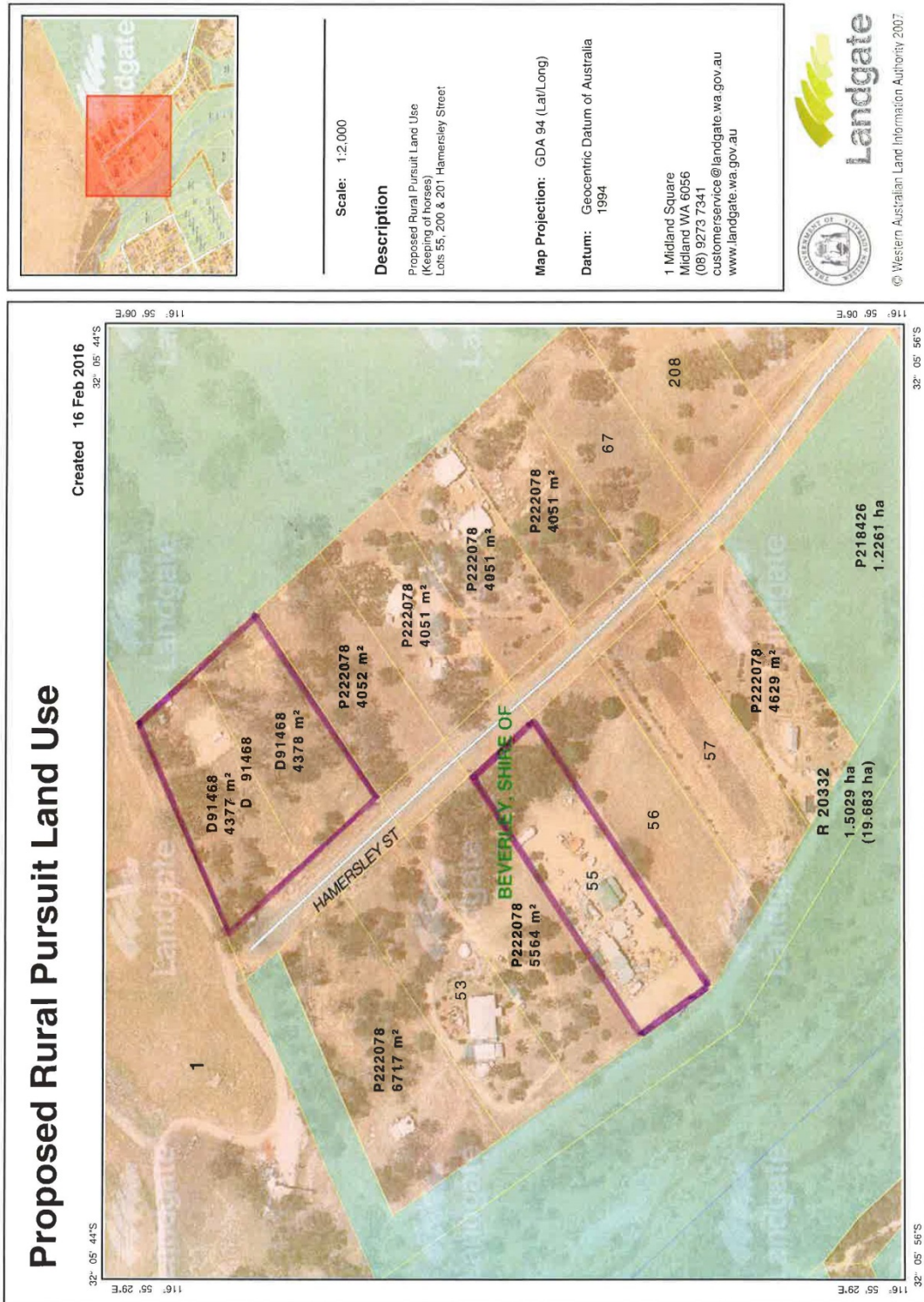
#### **Feed.**

The main diet is hay, with hard feed only if they are preparing for eventing. For this reason, the manure is basically grass which quickly converts to fertiliser, or mulch if mixed with soiled hay. It is contained in large metal cylinders until ready for use to stabilise the sand/ garden etc. It dries very quickly, therefore flies are not a problem.

There is currently no development on the property and all I propose to do is provide water, supplied in two 1000 litre tanks, into a trough, and rolls of hay. There is ample protection from the elements from the many trees already on the property, so no extra shelter will be required.

As this application is attached to my application to house my horses on Lot 55 Hamersley Street, I attach photos of the horses involved.

Attachment 9.1 – Application



Attachment 9.1 – Application



LOT 200 – VIEW TO FARM WARD

2 x 1000 LITRE TANKS + WATER TROUGH,



2 THOROUGHBRED MARES  
1 QUARTER PONY MARE  
1 MINIATURE HORSE GELDING.

Attachment 9.1 – Application

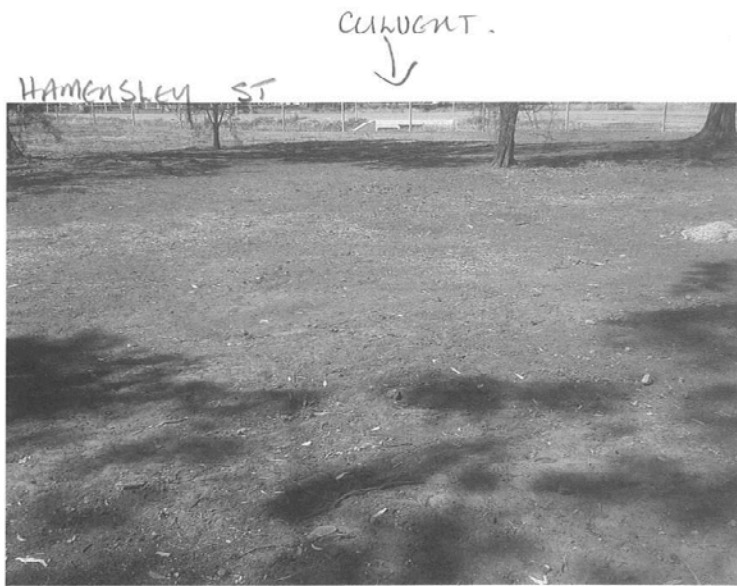


'Blossom'  
25yr OLD MINIATURE PONY MARE.



LOT 200  
VIEW TO OLD RACE COURSE

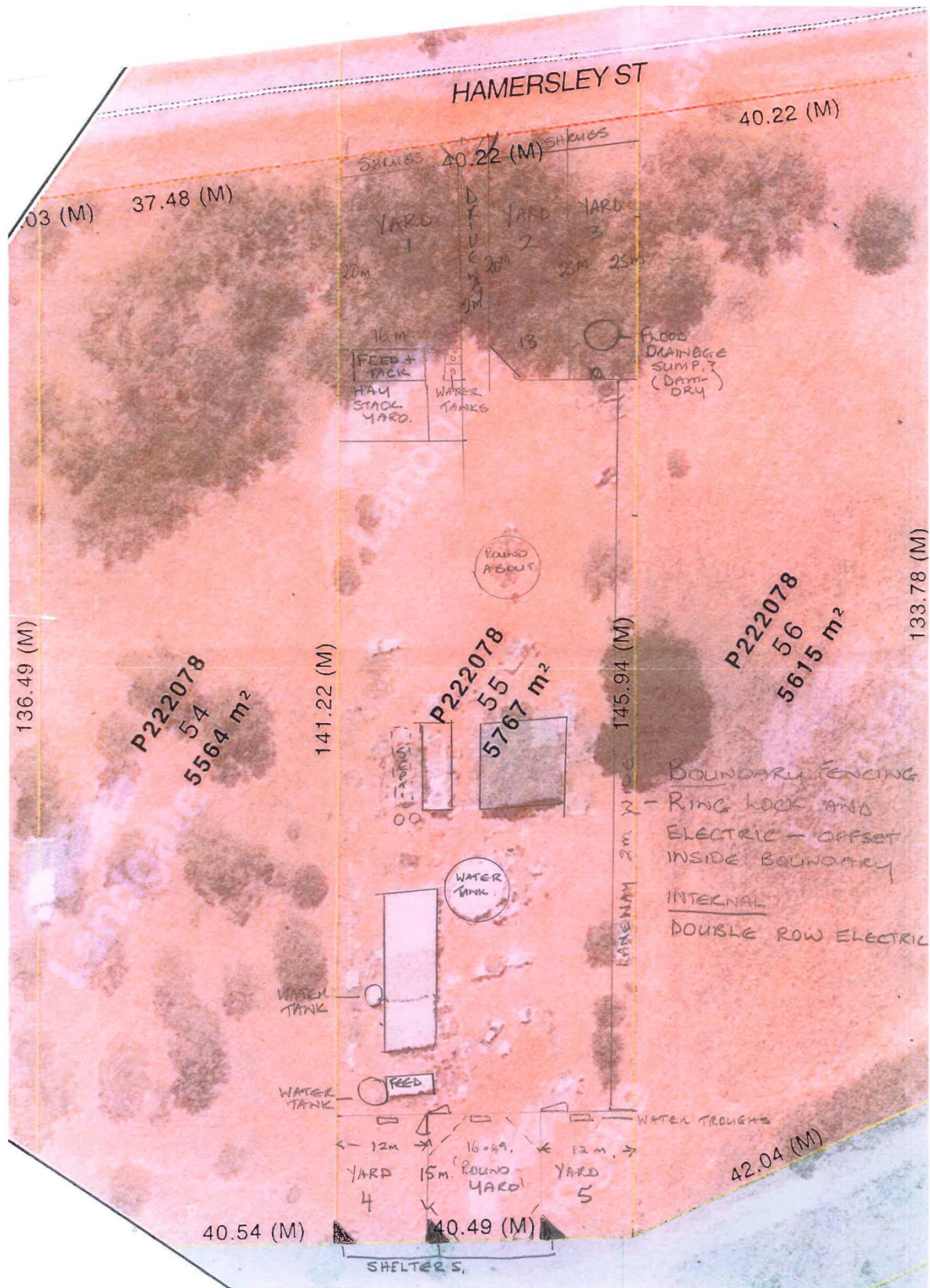
Attachment 9.1 – Application



LOT 200  
VIEW OVER LOT 201 TO LOT 63  
AND NEIGHBOURING LOT 65 WITH  
VACANT HOUSE.



Attachment 9.1 – Application





### Attachment 9.1 – Objection

Our Reference: 2016/004  
File No: HAM 13/359/360

Chief Executive Officer  
Shire of Beverley  
PO Box 20  
BEVERLEY WA 6304

Attention: Stefan de Beer

Dear Sir

**DEVELOPMENT APPLICATION – RURAL PURSUIT (KEEPING OF HORSES) – LOTS 55,  
200 & 201 HAMERSLEY STREET, BEVERLEY**

I/we wish to make following submission in relation to the above proposal:

No objection to proposal  (tick as appropriate)  
Object to the proposal   
Comment on the proposal

This matter will require a Council decision. The details you provide on this form will be included in the relevant Council Agenda and therefore be publicly available unless reasons are otherwise provided on this form for this to not occur.

Comments: \* Please see attached submission of my comments

(Please tick) Owner  Occupier

Signed: CCraig Date: 26-2-16  
Print Name: Cheryl CREIGHTON  
Postal Address: P.O. BOX 438 YORK 6302  
Property Address: 49 HAMMERSLEY ST BEVERLEY 6304 LOT 64  
Daytime Phone No: 96461931 WORK: 96461005

**Please Note:** Submissions must be received by Council within 14 days (ie by 3 March 2016)

Office Use Only

Assessment No:  
Address:  
Lot No.:

## Attachment 9.1 – Objection

Attention of Mr S de Beer,

In response to the development application – Rural Pursuits on Lot 55, 200 & 201 Hamersley street.

I am the owner occupier of lot 64 Hamersley street, please note that this property is not Vacant as described in the application.

I am a owner of 5 horses which live on 60 acres in the York shire & I have studied, owned & trained horses for the past 25+ years.

I purchased the property in Hamersley Street with my partner for several reasons, one being to bring our horses to town to train them to traffic & town life in a controlled environment.

I would have to object to the owner of Lot 55 application to house 5 horses on this property for several reasons.

- 1- Fails to comply with all 3 points of the Stocking rates policy documents' objectives.
- 2- Failure to comply with the stocking rates out lined in this document.
- 3- Health aspects impacting on neighboring properties.

So I will address the above points made as to why I object,

I believe that the housing of 5 horses on 1 acre is not sustainable, the environment will be negatively affected & the horses do affect the neighboring properties health due to pollution of their water catchments.

The property diagram provided by the applicant showing the housing method on both properties doesn't comply with your site plan's requirements, the trees are not protected from the horses nor is the waterway on lot 201 protected by fencing.

The stocking rate for this property with all 5 horses on it at the applicants stated weights of the horses combines to be 30 DSE, in my experience I believe the applicant has underestimated the weights of the horses that are shown in the photo's.

1- Thoroughbred horse of 15.3hh should weigh 600kg (if not more) x 2

1- ¼ horse x of 14hh weight is 500kg

1- Small pony of 8hh weight is 150kg x 2. (Please keep in mind that 1 health dry ewe weight is about 70kg)

Based on my estimated weights of these horses the DSE is closer to 47 DSE. This is not sustainable on the Total Land size of 1 acre with only ¼ of an acre available to house the horses on, in an area zoned Residential Town Site.

It is a known fact that horses chew on trees when dietary inadequacies' occur. The owner of the horses states that the feed being fed is hay only, this type of diet leads to deficiencies which leads to horses chewing on trees & grazing on foliage they would normally avoid, this strips all foliage from trees & shrubs that are in the horses reach. These horses are already impacting on the environment in this area.

The keeping of 5 horses on Lot 55 or on lots 200 & 201 shows no indication of manure removal from any of the properties, this will impact on the neighboring properties due to the manure will dry quickly in the warmer weather, it will become

## Attachment 9.1 – Objection

airborne in windy weather, so any wind from a North or West direction will carry manure & urine deposits directly on to our house & shed roofs which are used to catch water for household use, due to this area having no access to scheme water we rely on catchment of water to provide the home with water. In cooler weather the drying of manure takes longer so fly breeding will/dose occur in this type of environment. Manure removal must be undertaken daily when horses are housed in the manner suggested in the application, for their own health let alone ours.

The stoking rate document also states that to manage wind/erosion risk at least 30% ground cover needs to be maintained to prevent erosion. Both properties are currently under this as shown in the photo's provided by the owner. Lot 55 is & has no vegetation or ground cover all year round, this has been the case for the last 5 years.

For further point I would also like it know that in the past 5 years of the applicant housing horses in various numbers on lot 55, she has constantly allowed the horses to roam the road. Allowing the horses to graze on the road reserve, crossing the road unsupervised or unattended for many hours at any time. When confronted by myself she began letting them out at night instead of daytime. I cannot find any argument from the owner or anyone else who would think this is OK to allow horses to wander on a public road for any reason. The roaming of horses on the road is still an ongoing problem with 1 pony out on the 16/2/16 as reported to the shire admin.

We are unable to leave our front gate open due to the roaming horses which cause us considerable inconvenience, we have also had property damaged by the horses which when reported to the owner no apology or restitution was offered or made. The damage resulted in damage to a tank fitting & the loss of 2000lt of water.

As stated earlier I am a horse owner, so I do not have any objection to owning & the enjoyment that horses do bring to the lives of their owners but horses are large animals which have large needs & require ongoing work & commitment. In the past 5 years no improvement to the fencing of lot 55 has been undertaken, no manure removal has taken place, and no respect to other land owners in the street has been shown.

1 acre of land is too small of land size to house 5 horses permentatily. This rate of DSE is unsustainable, damaging to the environment & the property show's this on inspection.

The 5 horses have been living on Lot 200 & 201 for the last 6 months as stated by the applicant & shown in the photo provided, in that time all vegetation on the ground has been consumed & erosion is already visible. Yet the application is only for 2 horses. The rate of DSE on 2 acres is unsustainable (30DSE) & in that time no improvement to the fencing has been made & this was was the last horse escaped from.

All of the properties in the application are zoned residential & the housing density is too high to allow this number of horses living here.

I ask you as property owners/occupiers would you like or want to live next door to a dusty, smelly property, drink, bathe or clean clothes in water contaminated by manure or have to avoid horses roaming the road. All the while, watching the vegetation being destroyed by horses which are experiencing dietary inadequacies.

## Attachment 9.1 – Objection

I thank you for allowing me to comment on this application & your thoughtful consideration of the application but I can not see any valid reason as to how or why approval could be given for the housing of 5 horses on Lot 55 ,200or 201.



26/2/16.

Cheryl Creighton

Owner occupier of Lot 64 Hamersley Street Beverley

## Attachment 9.1 – Objection

### Shire of Beverley

#### Stocking Rates Policy – Residential, Rural Residential & Rural Smallholding Zoned Land

##### 1. PURPOSE

The purpose of this policy is to provide a guide for the assessment and determination of applications for Planning Approval involving the keeping of livestock on properties zoned *Residential R2, R2.5, R5, Rural Residential* and *Rural Smallholding*, within the Shire of Beverley.

It is not intended that this policy be applied rigidly, but that each application be examined on its merits, with the objectives and intent of the policy the key for assessment.

##### 2. OBJECTIVES

The objectives of the policy are to:

- Ensure that livestock keeping is undertaken in a sustainable manner;
- Ensure that the keeping of livestock does not have a significant negative impact on the natural environment;
- Ensure that the keeping of livestock does not impact detrimentally on the health and/or amenity of adjoining landowners.

##### 3. BACKGROUND

The Shire of Beverley Council investigated avenues to accommodate '*Rural Pursuit*' land uses, with Council's consent, within specific zones in the Shire of Beverley, and as a result initiated an Amendment to the Town Planning Scheme (Amendment 21 to Shire of Beverley Town Planning Scheme No. 2).

Prior to Amendment 21 being adopted by Council, '*Rural Pursuit*' land uses were unlawful on Residential Zoned land in terms of the Shire of Beverley Town Planning Scheme No. 2.

As a result of their size, certain types of properties necessarily invite rural lifestyle and associated land uses inclusive of low key stabling and training of horses, rearing and agistment of animals, etc. An assessment of these types of land uses in the subject area meet the definition of a '*Rural Pursuit*' as per the Shire of Beverley Town Planning Scheme No. 2.

The Shire recognises that the majority of landowners manage their properties in a sustainable manner, however, the keeping of livestock on smaller properties requires a higher level of management than broad acre farming due to the higher density of animals and closer proximity of neighbouring landowners which results in a higher potential for both environmental and amenity impacts. The Shire recognises that unsustainable land management practices often lead to land degradation problems

## Attachment 9.1 – Objection

- Provide enough feed to maintain animals in good condition;
- Avoid soil erosion by providing enough pasture cover to protect the soil throughout the year (at least 30% ground cover – hay, sawdust, etc.);
- Be sustainable through average years.

In consultation with the *Department of Agriculture and Food of Western Australia*, a Base Stocking Rate for the Shire of Beverley has been determined to be **5 DSE per hectare**. This Base Stocking Rate has been determined taking due cognisance of amongst others the annual average rainfall and length of the growing season.

**Table 1. Animal equivalents for the calculation of stocking rates**

Type of livestock Weight (kg) and animal type	Dry Sheep Equivalent (DSE)
<b>Sheep</b>	
50 kg Wether, ewe	1.0
40-45 kg Lambing ewe (ewe and lamb)	1.5
75 kg Rams	1.5
<b>Cattle</b>	
425 kg Milking cow	10.0
425 kg Dry cows, yearling, steer or heifer	8.0
300 kg Yearling, heifer	6.0
200 kg Smaller cattle (Dexter, Lowline)	4.0
750 kg Bull, cow with calf	15.0
Cow with young calf	10.0
<b>Horses</b>	
450 kg Light	10.0
1000 kg Draught	20.0
250 kg Pony	5.0
<b>Goats</b>	
30-35 kg Dry Angora	0.7
35-40 kg Cashmere goat	1.0
50-60 kg Dry milk goat	1.5
Milking goat	2.0
<b>Deer</b>	
120 kg Red deer	2.2
50 kg Fallow deer	1.0
<b>Other</b>	
55-120 kg Ostrich average (assumes half introduced feed)	1.4
55 kg Emu average (assumes half introduced feed)	
150-210 kg Llama	0.7
60-70 kg Alpaca	3.0
	0.8

*Note: Where a particular livestock is not mentioned in the table Council will determine the DSE*

## Attachment 9.1 – Objection

### Calculated DSE:

5 DSE (Base Stocking Rate) x 3.5 ha (available paddock area) = **17.5 DSE**

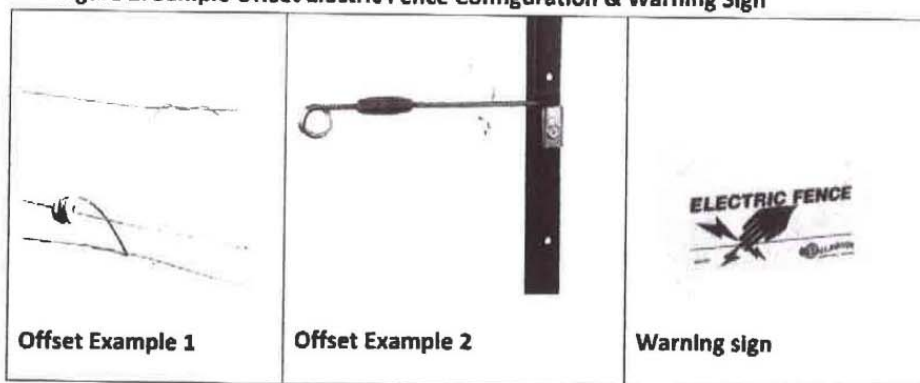
### 6. FENCING

Appropriate fencing shall be made a Condition of Planning Approval for the keeping of livestock, with the following standards given as a guideline:

- Sheep and small stock: 5-7 strand/line ring-lock, or similar;
- Cattle: 7 strand/line with electric fence\*;
- Horse: 7 strand/line ring-lock or similar with 'sighter' strands or electric\*;

\* Non-lethal electric fencing systems shall be installed and operated as per the relevant Australian Standard (ASNZ 3129 & ASNZ 3014), and shall be installed so as to be on the inside of the subject property, and offset from the fence, with appropriately spaced warning signs, as shown in the samples in Figure 2:

Figure 2. Sample Offset Electric Fence Configuration & Warning Sign



### 7. MANAGING WIND EROSION RISK

Responsible grazing management is required, especially over summer, to maintain sufficient ground cover to reduce the risk of wind erosion. The ideal level of ground cover to minimize wind erosion is for about 50% of the soil surface to be covered by grass and pasture plant residues. At least 30% of the ground cover needs to be anchored to prevent soil being moved downwind during strong wind events. Grazing has to be managed so that it does not detach all of the pasture residues and the critical level of ground cover percentage is 30%. Once the amount of ground cover falls below 30% then wind erosion is likely to occur. Livestock should be removed from all paddocks once ground cover falls to 30%. In the case of horses, they should then be kept in a stable or small yard and hand fed to substitute for paddock feed. These paddocks should not be grazed again until new green pasture starts growing and ground cover is more than 30%.

## Attachment 9.1 – Objection

### 8. REQUIREMENT FOR A PROPERTY MANAGEMENT PLAN

Council will only consider applications for Planning Approval for a Rural Pursuit land use in excess of the Base Stocking Rate, where applicants submit a Property Management Plan which demonstrates that pasture improvement, nutrient and waste management methods are addressed.

Where it is proposed to keep livestock in excess of the base stocking rate, the following measures should be incorporated into the property management plan (where applicable):

- Drainage management practices that prevent direct runoff to watercourses or dams;
- Yards or pens should be sheeted with compacted soil, sand or sawdust if located on clay soils and should be regularly cleaned;
- Adequately fenced vegetation belts capable of effectively separating environmental features such as watercourses, from areas of intensive stocking;
- Manure should be regularly collected;
- Supplementary feeding as a means of reducing grazing pressure;
- Areas of remnant vegetation, wetlands and watercourses should be fenced to exclude livestock;
- Where stables or other structures are proposed to be constructed for the housing of livestock, they must be located and managed so as not to detrimentally impact on the amenity of neighbouring residences;

Further to the above, the following information is required in the Property Management Plan:

Site plan of the property drawn to scale, indicating:

- Location of pasture areas, stables and yard areas/arenas;
- Fencing (including fencing of environmentally sensitive areas);
- Watercourses, wetlands, dams and areas prone to waterlogging;
- Existing vegetation;
- Manure Storage/composting area.

A written statement shall be provided that addresses the following (where applicable):

- The number and type of stock;
- Stabling practices;
- Collection, storage and disposal of manure, including fly management and odour control;
- Nutrient management plan;
- Pasture management techniques, including type and condition of pasture, rotation of pasture;
- Fertiliser application rates;
- Irrigation;



Attachment 9.1 – Objection



VIEW OF LOT 55 FROM FRONT OF LOT 64

VIEW OF YARD 1

Please note condition of fencing + no  
protection of trees within Yard 1  
erosion already visible

Attachment 9.1 – Objection



View of Lot 55 from front GATES  
of Lot 64

Yard 2 + 3 position

please note condition of fencing, electric  
fencing broken + on ground.

All foliage removed from Trees + shrubs  
at reach of horses.

erosion visible + no manure removal  
in past 5 yrs.

Attachment 9.1 – Objection



↓  
Lot 63 + my fence

View over lot 200 + 201 from front  
porch of lot 64.

the green vegetation visible is noticeable  
weeds establishing

please note the inadequate boundary fence  
+ lack of ground cover.

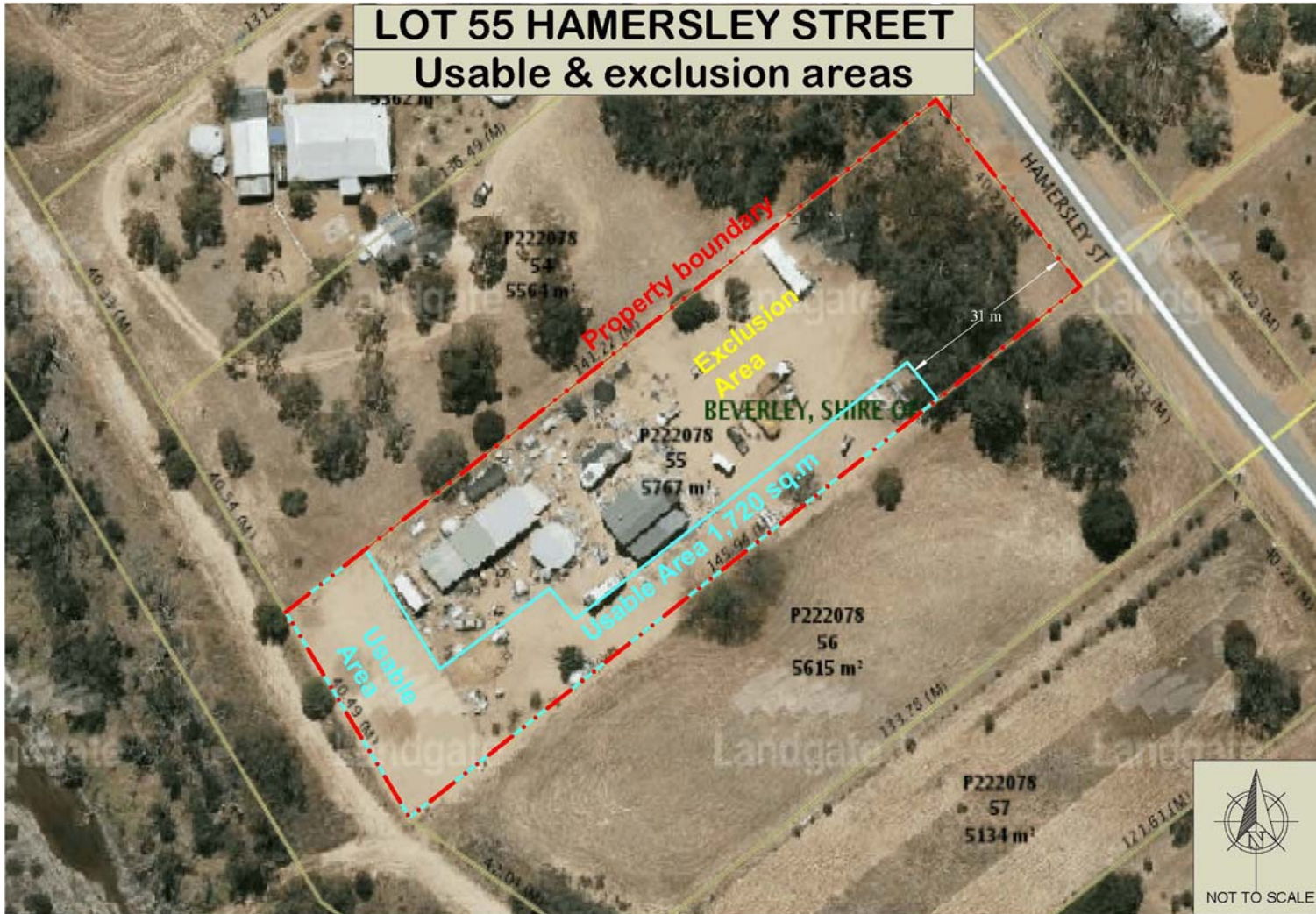
Attachment 9.1 – Objection



View from front of lot 200 back to  
lot 64 front porch

please note no vegetation apart from  
weeds. \* .

Attachment 9.1 – Refer to Officers Recommendation, Condition 4





## **9.2 Shire of Beverley Draft Local Planning Scheme No 3: Adoption for Advertising**

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**SUBMISSION TO:** Ordinary Council Meeting 26 April 2016  
**REPORT DATE:** 23 March 2016  
**APPLICANT:** Shire of Beverley  
**FILE REFERENCE:** LUP 004  
**AUTHOR:** B S de Beer, Shire Planner  
**ATTACHMENTS:** Draft Scheme Text (Under separate cover), Draft Scheme Zoning Maps

---

### **SUMMARY**

A draft Town Planning Scheme and Zoning mapping have been prepared and workshopped with Council during 2014-2015. Council is requested to adopt the Shire of Beverley draft Local Planning Scheme No 3 in order to progress it to the next level. It will be recommended Council adopt the Draft Local Planning Scheme.

### **BACKGROUND**

In accordance with the *Planning and Development Act 2005* and the *Planning and Development (Local Planning Schemes) Regulations 2015*, a local authority is required to review its Local Planning Scheme within six months of the five year anniversary of the date the Scheme is approved. To support the preparation of a new Local Planning Scheme, the Town Planning Regulations require the preparation of a Local Planning Strategy (LPS).

The Town Planning Regulations Section 11(2) set out that: -

“A Local Planning Strategy must: -

- (a) set out the long-term planning directions for the local government; and
- (b) apply any State or regional planning policy that is relevant to the strategy; and
- (c) provide the rationale for any zoning or classification of land under the local planning scheme.”

To facilitate the new Scheme and Strategy Council at its 23 December 2008 meeting resolved: -

- “1. *To initiate Local Planning Scheme No. 3 encompassing all land contained within the Shire boundaries. The proposed Local Planning Scheme No. 3 is to replace the Shire of Beverley’s Town Planning Scheme No. 2.*
2. *The purpose of the proposed scheme is to modernise the statutory planning controls within the Shire of Beverley, reflect current best practice with regard to land use planning and provide guidance for the future development of the Shire.*
3. *The Shire Planner is to forward appropriate documentation to the Western Australian Planning Commission.*

4. *The Shire Planner, through the Chief Executive Officer, is granted delegated authority in all matters pertaining to the preparation of a Local Planning Strategy, to be presented to Council in support of the proposed Local Planning Scheme No. 3.*

In compliance with Part 4 of Council's resolution a Local Planning Strategy (LPS) was compiled, adopted, and endorsed by the Western Australian Planning Commission on 25 March 2014.

#### **COMMENT**

The Shire of Beverley's Town Planning Scheme No. 2 (TPS 2) has been in operation since 1993 without review (Gazettal date: 26 April 1993).

Since TPS 2 was gazetted the *Planning and Development Act 2005* and the Model Scheme Text have been introduced. The most recent Gazettal of the *Planning and Development (Local Planning Schemes) Regulations 2015*, introduced revised Model Provisions for Local Planning Schemes, updated Land Use Definitions and Deemed Provisions.

The Model Provisions for Local Planning Schemes has been designed to provide a uniform base for Local Planning Schemes and includes updated provisions which are absent in TPS 2. With regard to TPS 2, the Scheme has had to be amended to incorporate some of the basic provisions, such as delegated authority, contained in the Model Scheme Text. It may be considered therefore, that the current TPS 2 does not reflect best practice where Land Use Planning is concerned.

The introduction of a new Local Planning Scheme would also provide the opportunity for public consultation. Determining the current vision and planning aspirations of the community will aid in creating a Planning Scheme that is considered relevant by citizens and provides appropriate direction for future development.

Given the change in the Planning environment, the perceived inadequacies of TPS 2 and the opportunity to engage the community in the planning process, it will be recommended that Local Planning Scheme No. 3 be initiated to replace Town Planning Scheme No. 2.

The successful completion of the Local Planning Strategy paved the way for the draft Local Planning Scheme No. 3.

In preparation of the Shire of Beverley Draft Local Planning Scheme No. 3 a number of workshops were held with Council, with the assistance of the Department of Planning. During these workshops the new Draft Scheme Text and the Zoning Maps were discussed in detail. The Draft Local Planning Scheme Text and Zoning Maps presented as attachments to this report are based on the feedback obtained during the workshops.

Important aspects of the Shire of Beverley Draft Local Planning Scheme No.3 and Zoning Mapping are nonetheless highlighted as follows:



- The Scheme Text are based on the Model Provisions for Local Planning Schemes in the *Planning and Development (Local Planning Schemes) Regulations 2015*;
- The Zoning Maps and the colour notations denoting the different Zones are based on the RGB colour coding in the *Planning and Development (Local Planning Schemes) Regulations 2015*;
- The Land Use Terms used in the Scheme are based on the general definitions in Part 6 of the *Planning and Development (Local Planning Schemes) Regulations 2015*;
- The following *Special Control Areas* are introduced into the Scheme:
  1. Avon River Flood Prone Area;
  2. Public Drinking Water Source Protection Areas;
  3. Basic Raw Materials Area;
  4. Wastewater Infrastructure Buffer Areas;
- Introduction of development standards for parking requirements and dimensions for parking bays for an array of land uses;
- Removal of the 'Rural Townsite' zone and introduction of the 'Rural Smallholding' zone;
- Changing the 'Farming' zone to the 'Rural' zone as per the Model Provisions for Local Planning Schemes;
- Changing the 'Town Centre' zone to the 'Commercial' zone as per the Model Provisions for Local Planning Schemes;
- Introduction of *additional land use and development classes* in the Zoning Table;

Also and in particular, the following zone changes should be noted:

- Lot 3001 Forrest Street, proposed to be zoned from the present zoning of 'Reserve', to partly 'Light Industry' and 'General Industry' as shown on Zoning Map 5;
- The Light Industrial Lot development on De Lisle Street to be zoned 'General Industry' from the present 'Light Industry';
- Proposing a zoning of 'Light Industry' on a part of 18 (lot 4) Hunt Road;
- Adding 'Additional Uses' A1 to A3 on map 5, and A4 on map 4 for additional land uses as described on page 14 – 16 in the Draft Scheme Text Document;
- An increase in density to Residential R40 for the areas shown on zoning map 4 & 5;
- An increase in density to Residential R5 for the areas shown on zoning map 5;
- A density of R40 attached to the new 'Commercial' Zoned area (previously 'Town Centre' zone);
- Rezoning all lots within the Mawson Townsite with a present zoning of 'Rural Townsite' to 'Rural';

## **STATUTORY ENVIRONMENT**

In accordance with the *Planning and Development Act 2005* and the *Planning and Development (Local Planning Schemes) Regulations 2015*, a local authority is required to review its Local Planning Scheme and prepare an accompanying Local Planning Strategy for endorsement by the Western Australian Planning Commission (WAPC).

### **CONSULTATION**

It will be recommended that Council request the WAPC to approve the Draft Local Planning Scheme for advertising. When this request is favourably received, the Shire will perform substantial public consultation with interested and affected parties, Government Departments and relevant Service Providers, as per the legal requirements of the *Planning and Development Act 2005*, and the *Planning and Development (Local Planning Schemes) Regulations 2015*.

### **FINANCIAL IMPLICATIONS**

The Shire will be responsible for the costs associated with the public consultation exercise to be had, i.e. mail-out costs, newspaper advertisements, public consultation meetings, etc.

### **STRATEGIC IMPLICATIONS**

There are no strategic implications relative to this application.

### **POLICY IMPLICATIONS**

Post Gazettal of the new Local Planning Scheme No.3 certain Town Planning Policies might require modifications to align them with the new Scheme. This will be dealt with at the appropriate time.

### **VOTING REQUIREMENTS**

Simple Majority

### **OFFICER'S RECOMMENDATION**

That Council;

1. Pursuant to Section 72 of the Planning and Development Act 2005 resolves to adopt the draft Shire of Beverley Local Planning Scheme No. 3, without modification, for advertising;
2. Forward the draft Scheme to the Environmental Protection Authority, pursuant to Section 81 of the Planning and Development Act 2005; and
3. Forward the draft Scheme to the Western Australian Planning Commission, pursuant to Section 21(2) of the Planning and Development (Local Planning Schemes) Regulations 2015, requesting the Scheme be examined prior to being advertised; and
4. Resolve that the Shire Planner, through the Chief Executive Officer, be granted delegated authority in all matters pertaining to the preparation and advertising of the Local Planning Scheme No. 3 upon receiving advice from WAPC to advertise the Scheme.

### **COUNCIL RESOLUTION**

**M4/0416**

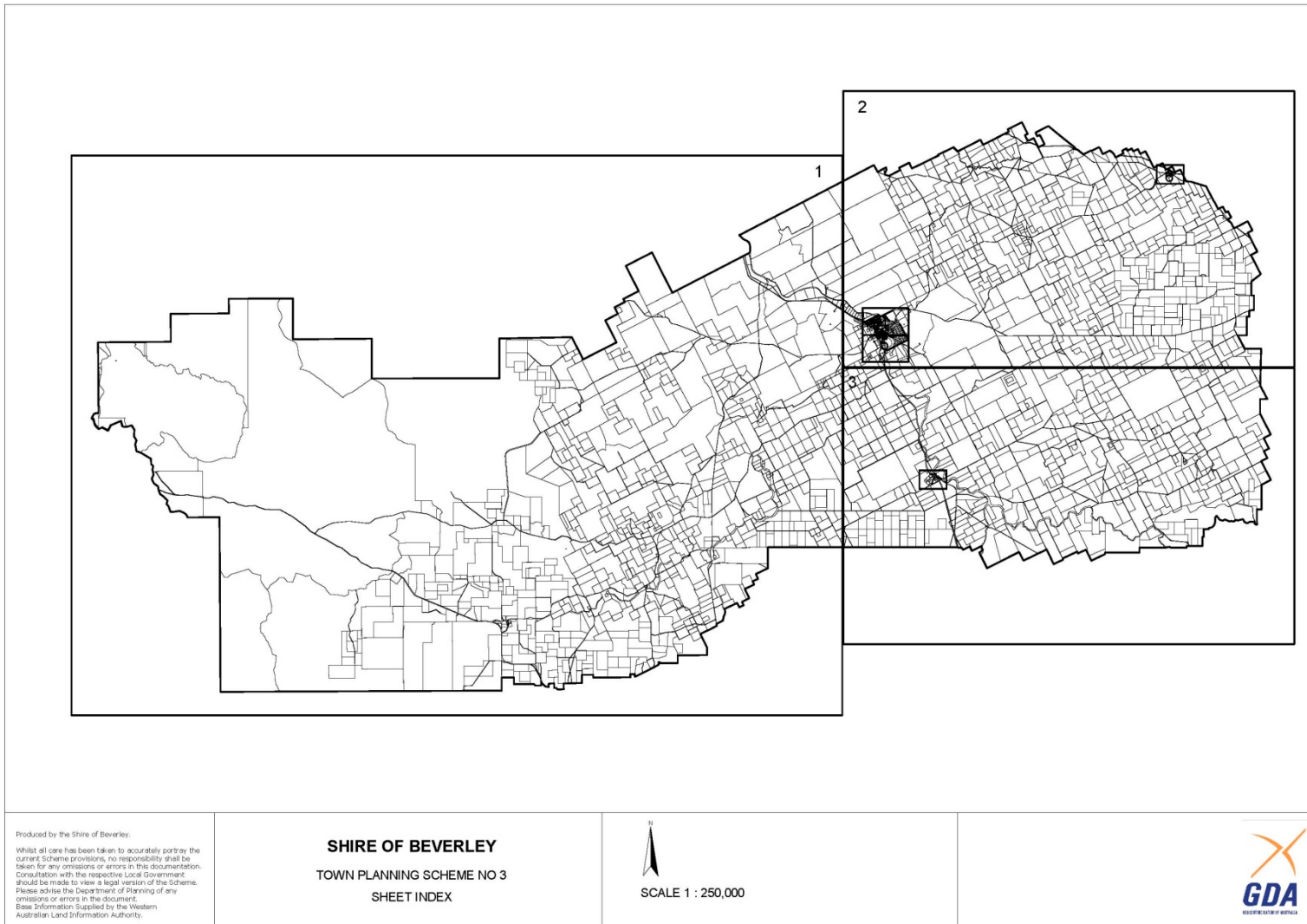
**Moved Cr Buckland**

**Seconded Cr Brown**

**That Council lay the item on the table until the 24 May Ordinary Council Meeting.**

**CARRIED 8/0**


Attachment 9.2




Attachment 9.2

## LEGEND

### LOCAL SCHEME RESERVES

	ENVIRONMENTAL CONSERVATION		PUBLIC OPEN SPACE
	PUBLIC PURPOSES		STATE FOREST
	RAILWAYS		PRIMARY DISTRIBUTOR ROAD
			DISTRICT DISTRIBUTOR ROAD

### ZONES

	RESIDENTIAL		COMMERCIAL
	RURAL RESIDENTIAL		LIGHT INDUSTRY
	RURAL SMALLHOLDING		GENERAL INDUSTRY
	RURAL		

### OTHER

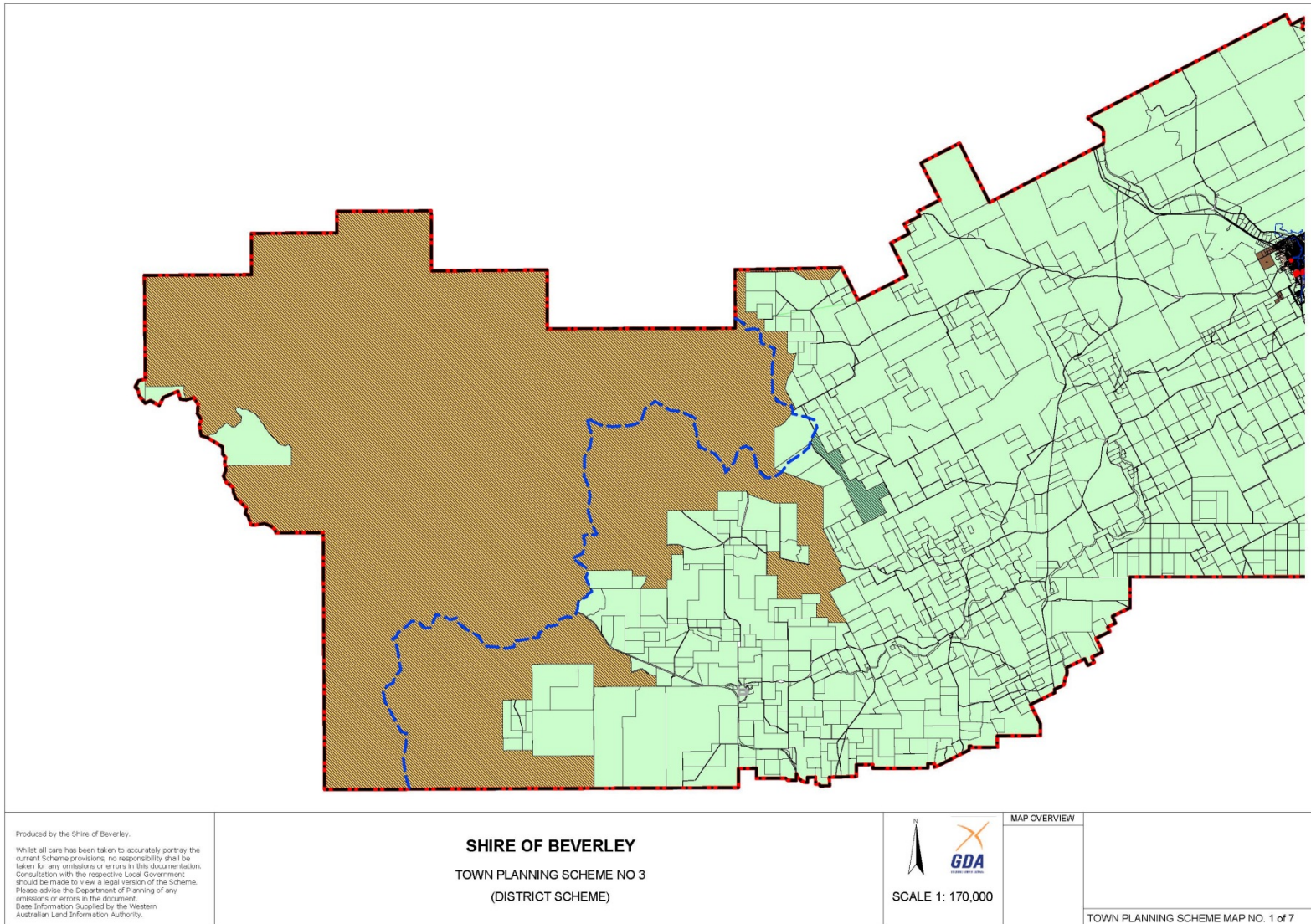
	R CODES		ADDITIONAL USES
	NO ZONE		

-  SCHEME BOUNDARY
-  LOCAL GOVERNMENT BOUNDARY
-  TOWN SITE - LAND ACT
-  AVON RIVER FLOOD PRONE AREA  
SPECIAL CONTROL AREA
-  PUBLIC DRINKING WATER SOURCE PROTECTION AREA  
SPECIAL CONTROL AREA
-  BASIC RAW MATERIALS AREA  
SPECIAL CONTROL AREA
-  WASTEWATER INFRASTRUCTURE BUFFER AREA  
SPECIAL CONTROL AREA

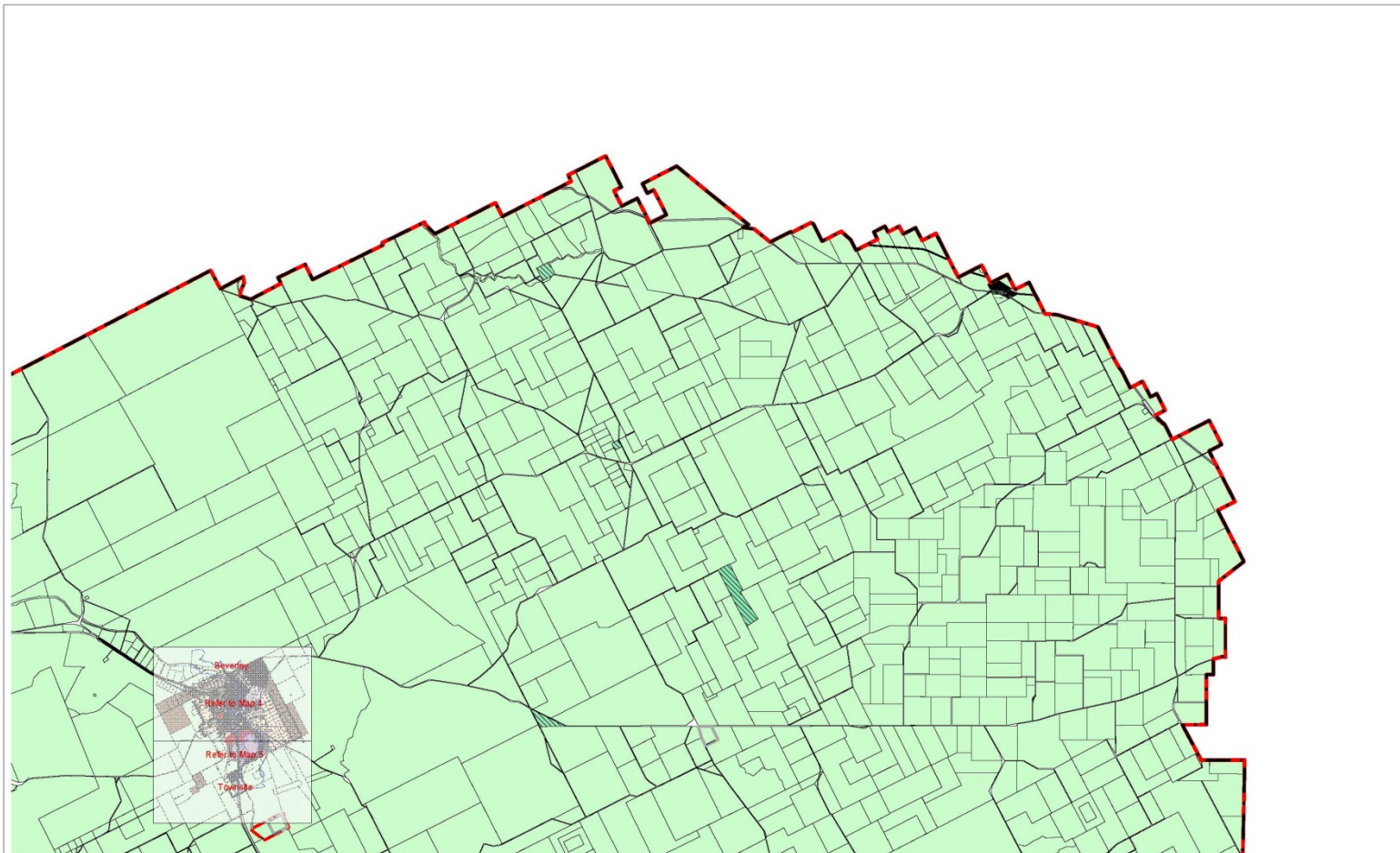
## SHIRE OF BEVERLEY

LOCAL PLANNING SCHEME NO. 3  
( DISTRICT SCHEME)

Attachment 9.2



Attachment 9.2



Produced by the Shire of Beverley.

Whilst all care has been taken to accurately portray the current Scheme provisions, no responsibility shall be taken for any omissions or errors in this documentation. Consultation with the respective Local Government should be made to view a legal version of the scheme. Please advise the Department of Planning of any omissions or errors in the document. Base Information Supplied by the Western Australian Land Information Authority.

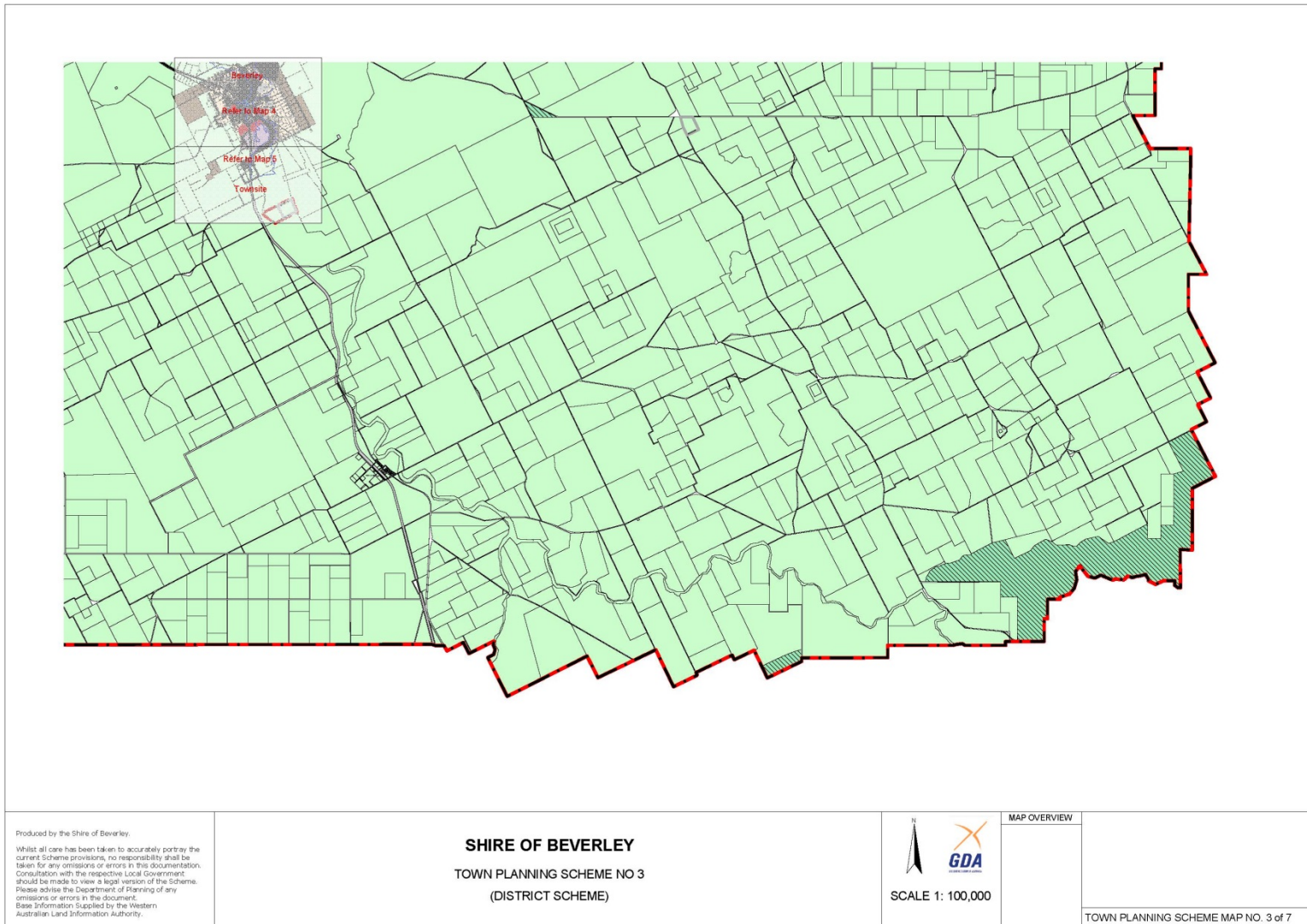
**SHIRE OF BEVERLEY**  
**TOWN PLANNING SCHEME NO 3**  
**(DISTRICT SCHEME)**

  
  
SCALE 1: 100,000

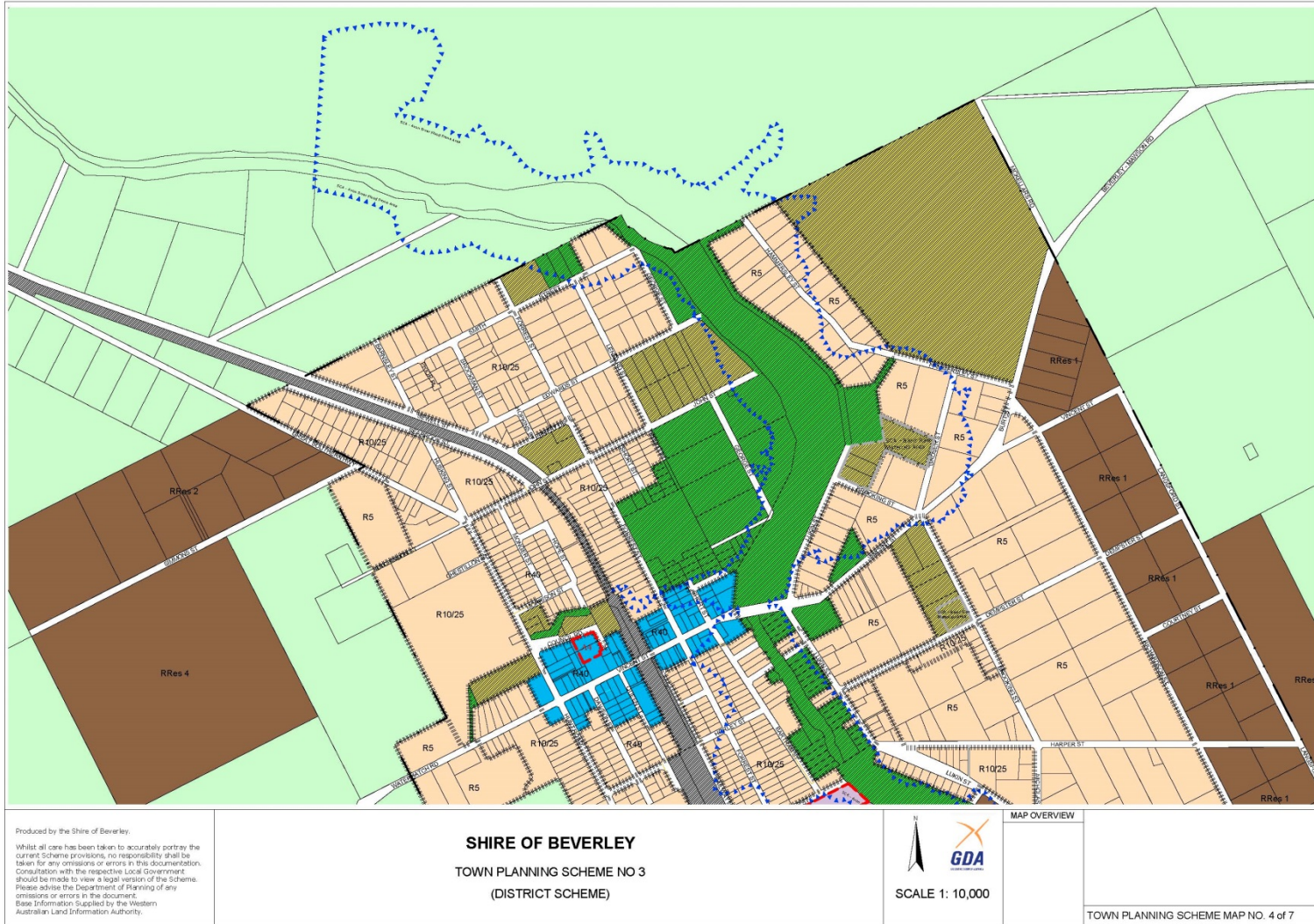
MAP OVERVIEW

TOWN PLANNING SCHEME MAP NO. 2 of 7

Attachment 9.2

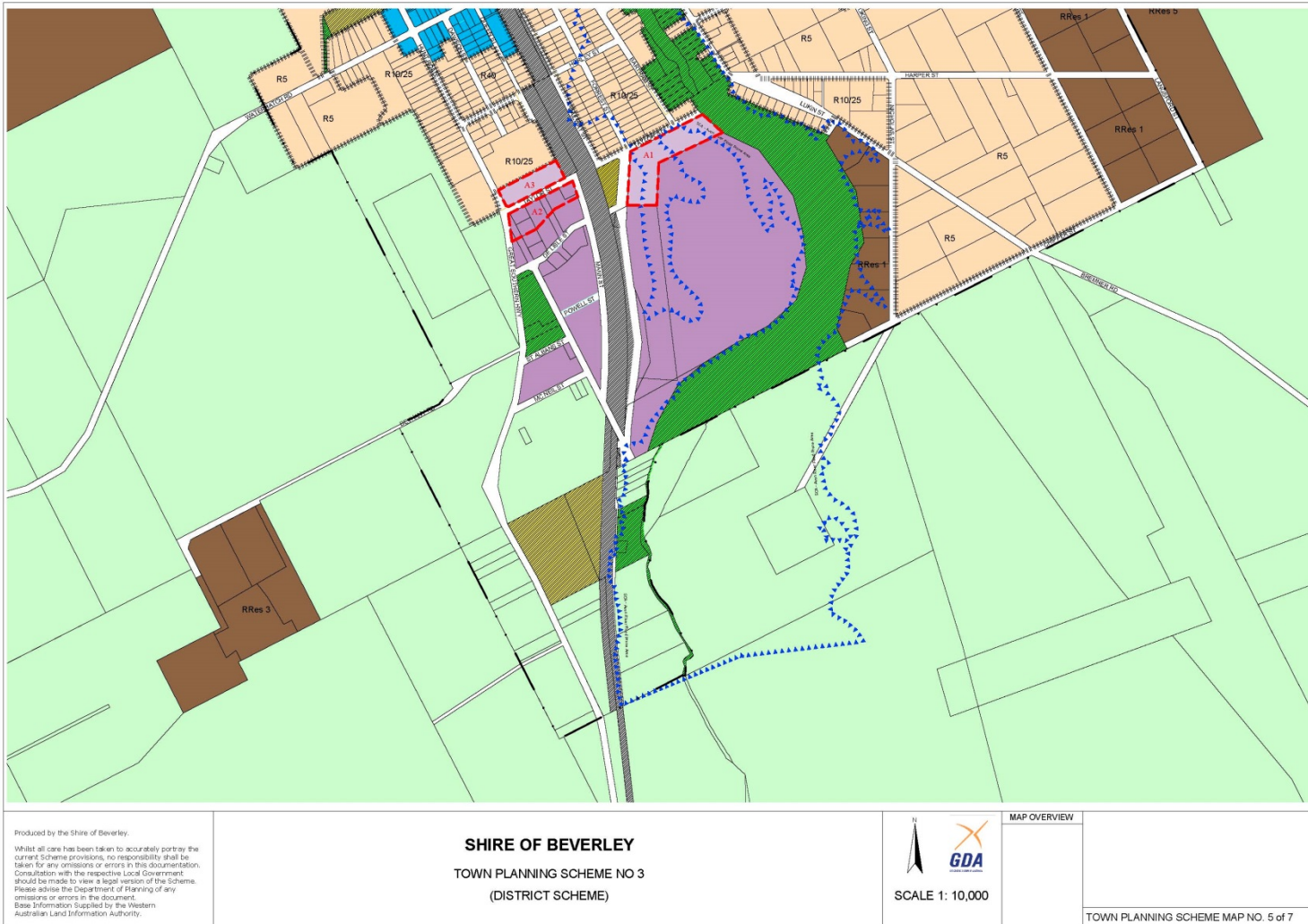


Attachment 9.2

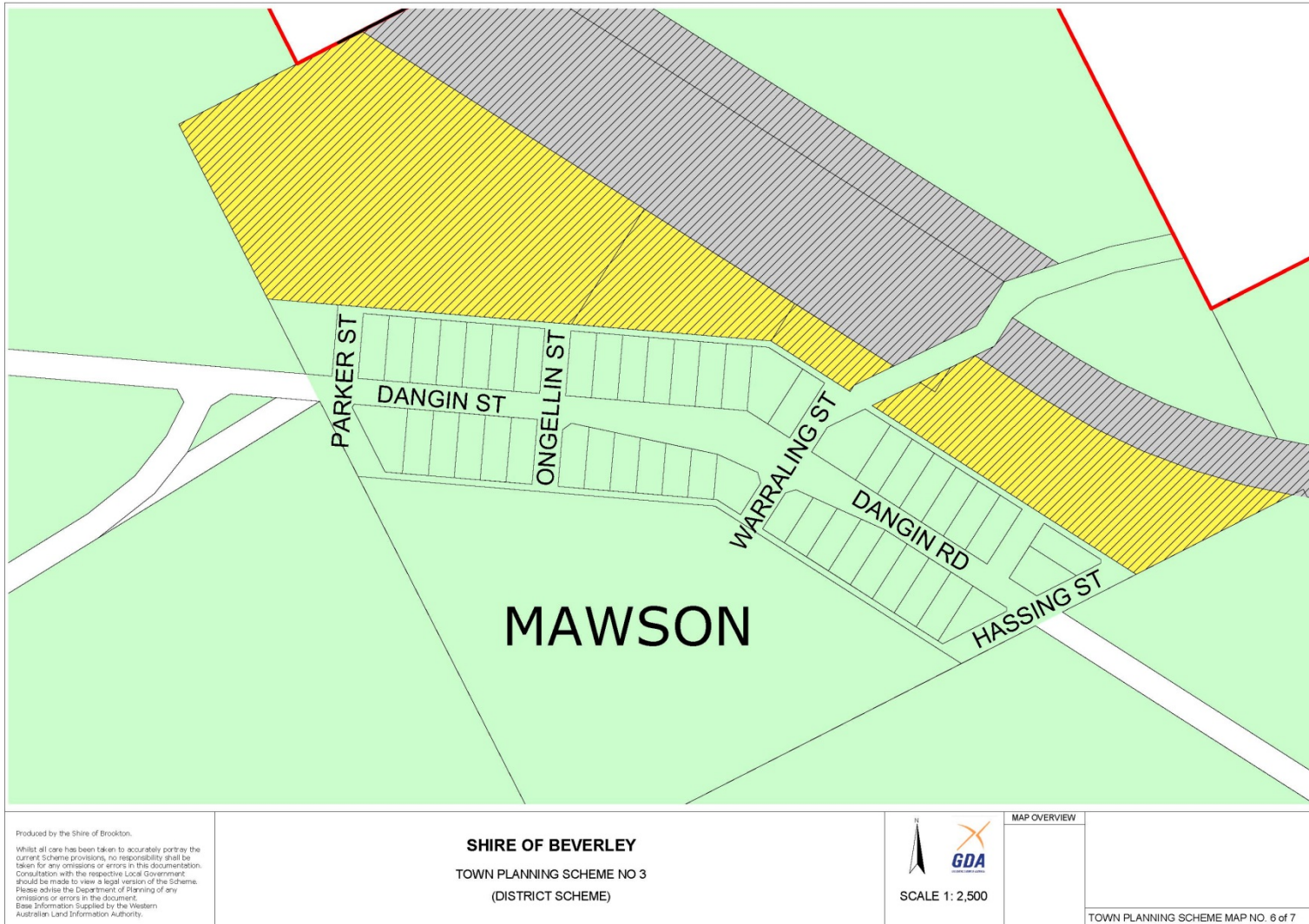




Attachment 9.2



Attachment 9.2



### **9.3 Motor Vehicle Storage & Restoration (Non-commercial) 98 Harper Street**

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**SUBMISSION TO:** Ordinary Council Meeting 26 April 2016  
**REPORT DATE:** 18 April 2016  
**APPLICANT:** Jon & Michelle Rothwell  
**FILE REFERENCE:** HAR 405  
**AUTHOR:** B S de Beer, Shire Planner  
**ATTACHMENTS:** Locality Map, Application Letters and Site Plan

---

#### **SUMMARY**

An application for planning approval for non-commercial motor vehicle storage and restoration on 98 (Lot 19) Harper Street, Beverley has been received. The application will be recommended for approval.

#### **BACKGROUND**

Following a written concern regarding the storage of motor vehicles on the above mentioned property, Shire Planner convened a meeting with the owners and they subsequently submitted the attached application for planning approval.

The application property, 98 (lot 19) Harper Street, is zoned *Residential R 2.5* and contains a single dwelling and outbuildings. The property is 1,973 m<sup>2</sup> in extent.

The applicants submitted the following in their application:

- They have collected unusual, rare and luxury vehicles for many years;
- Many vehicles have required ongoing repairs to keep them running and in roadworthy condition;
- They are hobbyists only and do not buy or sell cars or car parts, or perform any repairs on vehicles other than their own;
- They do not encourage visitations from anyone to their collection – no increase in traffic or parking;
- They are in the process of cleaning up the property and removing vehicles that they no longer wish to keep, only keeping vehicles of higher value.

Further to the above the applicants undertook to do the following to address amenity and other concerns (please refer to second letter submitted):

- Rather than fencing the entire property they would prefer to confine the car collection to one area between the existing sheds (as shown on the site plan);
- This can be done by putting up a lightweight fence consisting of wire or lattice inside the property boundary and covered with shade cloth to provide a visual barrier (as shown on the site plan);
- Vermin controlled by pet cats and humane traps as required;
- No bulk storage of fuel for the vehicles.

#### **COMMENT**

Under the Shire of Beverley's Town Planning Scheme No. 2 (TPS 2) the proposed use is a *use not listed*. Clause 3.2.5 of TPS 2 states that where a land use is not listed Council may:

- a) *Determine that the use is not consistent with the objectives and purposes of the particular zone and is therefore not permitted; or*
- b) *Determine by absolute majority that the proposed use may be consistent with the objectives and purpose of the zone and thereafter follow the advertising procedures of Clause 6.2 in considering an application for planning consent, following which Council may, at its discretion, permit the use.*

Given that the use is a non-commercial hobby activity, it will be recommended Council determine that the proposed use may be consistent with the objectives and purpose of the Residential zone.

### **Consultation & Advertising**

In compliance with the *Deemed Provision* of the Town Planning Scheme the application was advertised for a period of 14 days. No submissions were received.

### **Conclusion**

The storage and restoration of rare collectable motor vehicles on the subject property has been stated to be of a personal nature, non-commercial and hobby related. It is expected that any possible adverse impacts to amenity and health can be addressed through certain interventions, i.e. internal screening fence as proposed by the applicant.

To further mitigate the impact of the land use on the amenity of the neighbourhood, the following will be recommended, should Council resolve to approve the application:

- limiting the number of collectable/hobby vehicles on the property to a maximum of 10 (ten);
- no collectable/hobby vehicle to be stored/parked in the front setback area;
- no spray painting or panel beating shall be permitted on the property;
- no bulk storage of fuel shall be permitted;
- a sufficient number of fire extinguishers shall be available for firefighting purposes;
- vermin to be controlled as proposed in the application.

### **STATUTORY ENVIRONMENT**

Subject to Council determination by absolute majority, as discussed above, the application may be considered consistent with the Shire of Beverley's Town Planning Scheme No. 2.

### **FINANCIAL IMPLICATIONS**

There are no financial implications relative to this application.

### **STRATEGIC IMPLICATIONS**

There are no strategic implications relative to this application.

### **POLICY IMPLICATIONS**

There are no policy implications relative to this application.

## **VOTING REQUIREMENTS**

Absolute Majority

## **OFFICER'S RECOMMENDATION**

That Council resolve:

1. By absolute majority that the proposed use is consistent with the planning objectives and purpose of the Residential zone.
2. To grant planning approval for motor vehicle storage & restoration (non-commercial) at 98 (Lot 19) Harper Street, Beverley, subject to the following conditions and advice notes:

### **Conditions:**

1. If the development, the subject of this approval, is not SUBSTANTIALLY COMMENCED within a period of 2 years from the date of this approval being granted, the approval shall lapse and be of no further effect. Where an approval has lapsed, no development shall be carried out without the further approval of the responsible authority having first been sought and obtained.
2. Development shall be carried out only in accordance with the terms of the application as approved herein and any approved plan.
3. Within 2 months of this approval the internal screening fence shall be established and all collectable/hobby vehicles the subject of this application shall be moved to the vehicle storage area shown on plan, to the satisfaction of the Shire Planner.
4. No collectable/hobby vehicle shall be parked/stored in the front setback area.
5. The number of collectable/hobby vehicles shall be limited to 10 (ten).
6. No spray painting or panel beating shall be permitted on the property.
7. No bulk storage of fuel shall be permitted on the property.
8. A sufficient number of fire extinguishers shall be available for firefighting purposes, to the satisfaction of the Shire Planner.
9. Vermin are to be controlled as per the Vermin Control Plan in the applicant's submission to Council, to the satisfaction of the Shire Planner.

### **Advice Notes:**

1. Nothing in the approval or these conditions shall excuse compliance with all relevant written laws in the commencement and carrying out of the development.

**COUNCIL RESOLUTION**

**M5/0416**

**Moved Cr Buckland**

**Seconded Cr Brown**

**That Council resolve:**

- 1. By absolute majority that the proposed use is consistent with the planning objectives and purpose of the Residential zone.**
- 2. To grant planning approval for motor vehicle storage & restoration (non-commercial) at 98 (Lot 19) Harper Street, Beverley, subject to the following conditions and advice notes:**

**Conditions:**

- 1. If the development, the subject of this approval, is not SUBSTANTIALLY COMMENCED within a period of 2 years from the date of this approval being granted, the approval shall lapse and be of no further effect. Where an approval has lapsed, no development shall be carried out without the further approval of the responsible authority having first been sought and obtained.**
- 2. Development shall be carried out only in accordance with the terms of the application as approved herein and any approved plan.**
- 3. Within 2 months of this approval the internal screening fence shall be established and all collectable/hobby vehicles the subject of this application shall be moved to the vehicle storage area shown on plan, to the satisfaction of the Shire Planner.**
- 4. No collectable/hobby vehicle shall be parked/stored in the front setback area.**
- 5. The number of collectable/hobby vehicles shall be limited to 10 (ten).**
- 6. No spray painting or panel beating shall be permitted on the property.**
- 7. No bulk storage of fuel shall be permitted on the property.**
- 8. A sufficient number of fire extinguishers shall be available for firefighting purposes, to the satisfaction of the Shire Planner.**
- 9. Vermin are to be controlled as per the Vermin Control Plan in the applicant's submission to Council, to the satisfaction of the Shire Planner.**
- 10. This development approval shall lapse on change on ownership of 98 (Lot 19) Harper Street from JD & MA Rothwell to their successors in title.**

**Advice Notes:**

**Nothing in the approval or these conditions shall excuse compliance with all relevant written laws in the commencement and carrying out of the development.**

**CARRIED BY ABSOLUTE MAJORITY 8/0**

Attachment 9.3



Scale: 1:500

**Description**

Proposed motor vehicle  
storage & restoration  
(non-commercial)

**Map Projection:** GDA 94 (Lat/Long)

**Datum:** Geocentric Datum of Australia  
1994

1 Midland Square  
Midland WA 6056  
(08) 9273 7341  
customerservice@landgate.wa.gov.au  
www.landgate.wa.gov.au



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### Attachment 9.3

Jon and Michelle Rothwell  
98 Harper St  
Beverley WA 6304

Mr Stefan De Beer  
Shire Planner  
Shire of Beverley  
136 Vincent St Beverley WA 6304

26<sup>th</sup> February 2016

Dear Mr De Beer.

We are writing this letter in support of our application to store and repair vehicles at our Harper St property.

For many years we have collected unusual, rare and luxury vehicles, this has never been kept a secret and in fact is a widely publicized hobby through our involvement in many online vehicle forums, membership of Shannon's club, and our own website [www.rothwells.id.au](http://www.rothwells.id.au).

Many of our vehicles have required ongoing repairs to keep them in running and roadworthy condition and in fact all vehicles deteriorate and require regular maintenance even if not being used, the more complicated or exotic the vehicle the more stringent the maintenance and repair schedule. Like any collector we prefer to protect our investment by keeping the cars in the best state possible.

Not all of our vehicles are kept licensed however as we prefer to license them as required, at the moment that is not possible though as we have no vehicle inspector in town.

The majority of our collection is insured with Shannon's insurance as they offer special policies for vehicle enthusiasts which cover classic cars that are stored and under restoration. In addition Shannon's also insure my rare and unusual vehicle parts and collectors items.

There are some other things that we would also like to be considered in support of this application.

- \* We are hobbyists only, we do not buy and sell cars or parts, or perform any repairs on vehicles other than our own.
- \* We don't encourage visits from anyone other than fellow enthusiasts or club/forum members, our collection is private and we prefer to keep it that way. It is very rare for us to have anyone visit so there is no issue with increased traffic or parking.
- \* Due to profound physical and psychiatric issues I am on a disability pension, my doctors and psychiatrist have told me that it is in my best interests to keep active as much as possible in order to keep myself at a healthy weight and keep depression and other issues to a minimum. My health issues do limit what I can do to a large degree and even with the assistance of my wife Michelle I can only work on my projects for a short time each day. Accordingly there should be no issue with noise or other disturbance of our neighbors.
- \* We are in the process of cleaning up the property and removing any vehicles that we no longer wish to keep as part of our collection, the vehicles left will be the higher value and rarer ones that we wish to show and preserve in the long term.

We hope this information will be of assistance to you.

Regards

Jon and Michelle Rothwell





### Attachment 9.3

Jon and Michelle Rothwell  
98 Harper St  
Beverley WA 6304

Mr Stefan De Beer  
Shire Planner  
Shire of Beverley  
136 Vincent St Beverley WA 6304

24<sup>th</sup> March 2016

Dear Mr De Beer.

As requested here are some further details on our application.

Rather than fencing the entire property we would prefer just to confine the car collection to one area between the existing sheds.

As the area is bordered with large trees that form part of the property line putting up a Colourbond fence would be impractical as it would have to be cut around the trees, and would then hinder their natural growth and movement. We are also concerned that digging large footings for posts right next to the trees could cause damage to their roots. We would prefer to put up a lightweight fence consisting of wire or lattice inside our property boundary which can move with the trees, this could then be covered with shadecloth to provide a visual barrier.

Have a look at the attached map, it's not to scale but will give you a better idea of where we propose to fence off.

There are also a few other points you raised that I would like to address.

Vermin control.

As we keep chickens we already have strategy's to minimize vermin on the property.

The chickens eat any seeds and shoots the come across, they also turn the soil keeping weed growth down and so minimizing food and shelter opportunities for vermin, this also reduces the fire hazard from plant regrowth over winter. We also have three cats, these eat rats and mice. If all else fails we have humane traps which we set regularly, although I haven't caught a mouse for over 2 years now.

Bulk fuel storage.

We do not store bulk fuel for our cars, modern fuels only have a shelf life of 6-12 months so we prefer to put fresh fuel in as required.

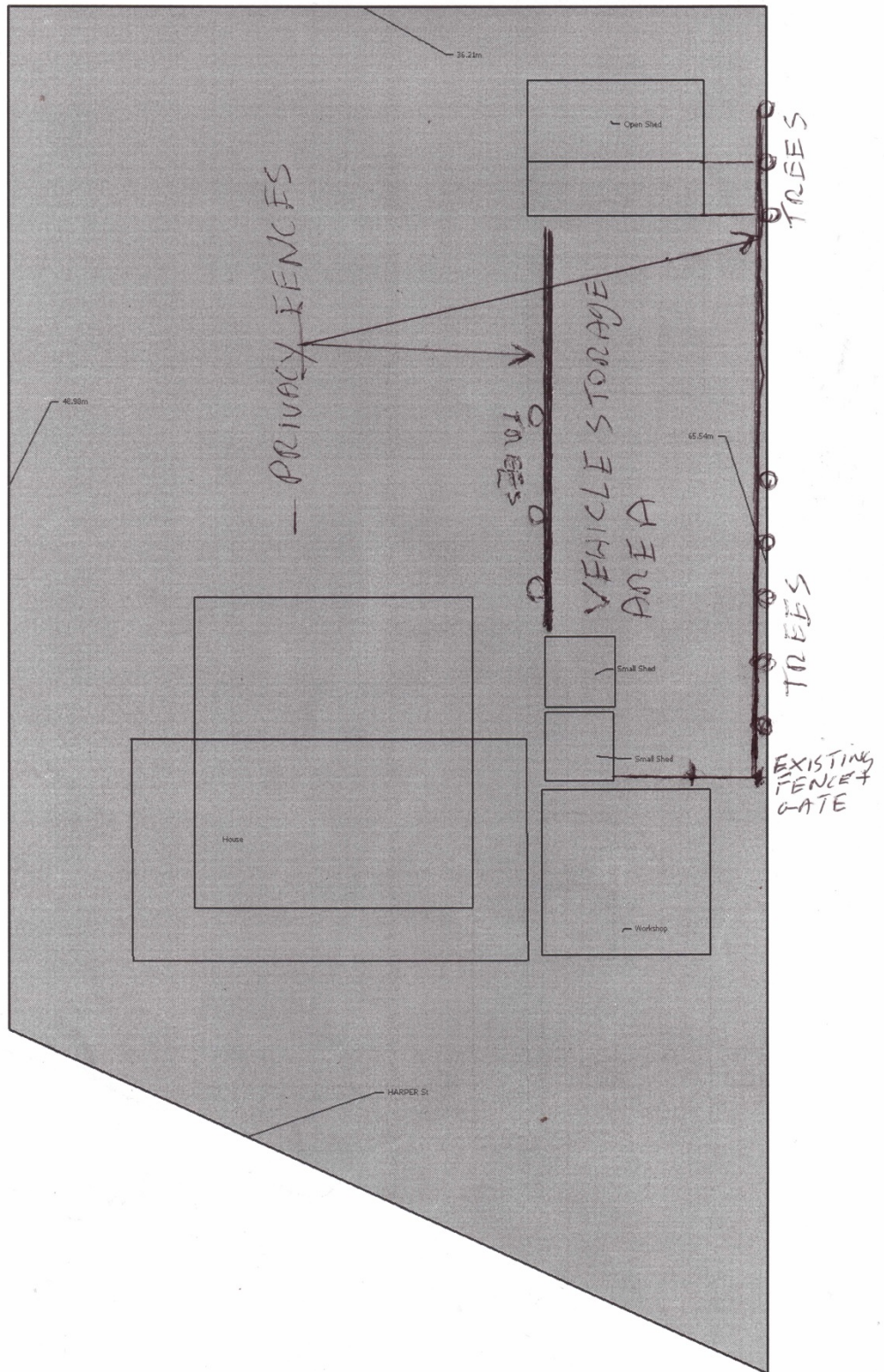
We do however store about 40 litres of diesel for our generator, 20 litres of unleaded for our backup generator, and like most households may have small quantities of turps, meths, kerosene etc on site.

We hope this information will be of assistance to you.

Regards

Jon and Michelle Rothwell

Attachment 9.3



## **10. BUILDING SERVICES & ENVIRONMENTAL HEALTH SERVICES**

Nil

## **11. FINANCE**

### **11.1 Monthly Financial Report**

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**SUBMISSION TO:** Ordinary Council Meeting 26 April 2016  
**REPORT DATE:** 11 April 2016  
**APPLICANT:** N/A  
**FILE REFERENCE:** N/A  
**AUTHOR:** S K Marshall, Deputy Chief Executive Officer  
**ATTACHMENTS:** March 2016 Financial Reports

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#### **SUMMARY**

Council to consider accepting the financial reports for the period ending 31 March 2016.

#### **BACKGROUND**

There is a statutory requirement that the Local Government is to prepare, each month, a statement of financial activity reporting on sources and applications of its funds and to present the statement to Council.

Council adopted a budget variance reporting parameter of 10% on budgeted items of \$10,000 or greater at the July 2015 Ordinary Meeting, item 11.4

#### **COMMENT**

The monthly financial report for the period ending 31 March 2016 has been provided and includes:

- Financial Activity Statement;
- Statement of Net Current Assets;
- Statement of Financial Position; and
- Supplementary information, including;
  - Road Maintenance Report; and
  - Investment of Surplus Funds Report.

#### **STATUTORY ENVIRONMENT**

Section 6.4(1) of the *Local Government Act* provides that a local government is to prepare an annual financial report for the preceding financial year and such other financial reports as are prescribed.

Regulation 34 of the *Local Government (Financial Management) Regulations* requires a Statement of Financial Activity to be prepared each month which is to contain the following details:

- (a) annual budget estimates;
- (b) budget estimates to the end of the month;
- (c) actual amount of expenditure and revenue;
- (d) material variances between comparable amounts in (b) and (c) above; and
- (e) the net current assets at the end of the month to which the statement relates (i.e. surplus / (deficit) position).

The Statement is to be accompanied by:

- (a) explanation of the composition of net current assets, less committed assets and restricted assets;
- (b) explanation of the material variances; and
- (c) such other information considered relevant by the local government.

#### **FINANCIAL IMPLICATIONS**

All revenue and expenditure, unless disclosed in the notes to material variances, are as per the 2015/16 Budget.

#### **STRATEGIC IMPLICATIONS**

Nil

#### **POLICY IMPLICATIONS**

#### **VOTING REQUIREMENTS**

Simple Majority

#### **OFFICER'S RECOMMENDATION**

That the monthly financial report for the month of March 2016 be accepted and material variances be noted.

#### **COUNCIL RESOLUTION**

**M6/0416**

**Moved Cr Buckland**

**Seconded Cr Gogol**

**That the monthly financial report for the month of March 2016 be accepted and material variances be noted.**

**CARRIED 8/0**

2:56pm – Shire Planner, Stefan de Beer left the meeting and did not return.

**SHIRE OF BEVERLEY  
STATEMENT OF FINANCIAL ACTIVITY  
FOR THE PERIOD ENDING  
31 March 2016**

Description	Budget 2015/16	YTD Budget 2015/16	YTD Actual 2015/16	YTD Variance	Notes To Material Variances
<b>Operating Revenue</b>					
General Purpose Funding	3,051,715.00	2,924,699.00	2,955,562.10	30,863.10	Rates raised \$10,815 and Penalty Interest \$15,684 greater than anticipated, Rates discount \$4,822 and Ex-Gratia Rates (CBH) (\$1,001) lower than anticipated YTD.
Governance	13,110.00	13,110.00	33,524.30	20,414.30	Golf Day Sponsorship \$17,618 received to be offset by expenditure, additional reimbursements received and Museum significance assessment funding not yet received balance \$2,797.
Law, Order & Public Safety	127,314.00	116,311.00	253,442.46	137,131.46	DFES BRMP Coordinator funding received \$143,614 unbudgeted to be offset by expenditure. ESL Grant (\$3,170) less than anticipated YTD.
Health	100.00	0.00	557.59	557.59	
Education & Welfare	0.00	0.00	0.00	0.00	
Housing	93,654.00	73,077.00	75,091.83	2,014.83	
Community Amenities	255,110.00	226,925.00	237,891.13	10,966.13	Charges Sullage Dumping \$4,200, Grave Digging \$4,094 and Niche Wall \$2,214 greater than anticipated.
Recreation & Culture	3,047,806.00	3,045,869.00	134,194.59	(2,911,674.41)	Kidsport Grant received to be offset by expenditure. Cornerstone project funding unlikely to be received this FY (\$2,920,000).
Transport	1,388,186.00	1,210,202.00	1,160,331.66	(49,870.34)	Final Regional Road Group funding yet to be claimed.
Economic Activities	81,900.00	68,852.00	72,487.83	3,635.83	
Other Property & Services	43,100.00	30,069.00	33,282.89	3,213.89	Fuel rebate greater than anticipated YTD.
<b>Total Operating Revenue</b>	<b>8,101,995.00</b>	<b>7,709,114.00</b>	<b>4,956,366.38</b>	<b>(2,752,747.62)</b>	
<b>Operating Expenditure</b>					
General Purpose Funding	(197,858.00)	(103,027.00)	(100,586.40)	2,440.60	
Governance	(465,578.00)	(330,296.00)	(330,717.54)	(421.54)	
Law, Order & Public Safety	(220,430.00)	(174,675.00)	(191,218.56)	(16,543.56)	BRMP Coordinator expenditure (\$17,366) unbudgeted offset by DFES funding.
Health	(148,009.00)	(75,157.00)	(63,697.74)	11,459.26	Medical practice and Doctor's Residence maintenance costs lower than anticipated YTD.
Education & Welfare	(79,228.00)	(38,140.00)	(36,087.68)	2,052.32	
Housing	(324,475.00)	(186,009.00)	(153,653.34)	32,355.66	Staff Housing Maintenance and Other Housing Maintenance costs lower than anticipated YTD.
Community Amenities	(522,657.00)	(325,897.00)	(331,901.62)	(6,004.62)	
Recreation & Culture	(1,125,460.00)	(788,556.00)	(705,329.77)	83,226.23	Old School Building \$3,590, Halls \$9,245, Swimming Pool \$7,559, Parks & Gardens \$23,026, Recreation Ground \$18,253, Recreation Centre \$7,627 maintenance expenses and Admin Expenses allocated to Recreation & Culture \$11,518 lower than anticipated YTD.
Transport	(1,640,955.00)	(1,409,633.00)	(1,376,874.05)	32,758.95	Road maintenance expenditure lower than anticipated YTD.
Economic Activities	(379,943.00)	(213,401.00)	(509,028.43)	(295,627.43)	Loss on disposal of Industrial Land unbudgeted (\$309,000).
Other Property & Services	(15,275.00)	(52,224.00)	66,527.36	118,751.36	PWOH and POC expenses to be allocated.
<b>Total Operating Expenditure</b>	<b>(5,119,868.00)</b>	<b>(3,697,015.00)</b>	<b>(3,732,567.77)</b>	<b>(35,552.77)</b>	
<b>Net Operating</b>	<b>2,982,127.00</b>	<b>4,012,099.00</b>	<b>1,223,798.61</b>	<b>(2,788,300.39)</b>	
<b>Capital Income</b>					
Self-Supporting Loan - Principal Repayment	12,765.00	6,285.53	6,285.53	0.00	
Proceeds from Sale of Assets	216,000.00	105,000.00	104,826.27	(173.73)	
<b>Total Capital Income</b>	<b>228,765.00</b>	<b>111,285.53</b>	<b>111,111.80</b>	<b>(173.73)</b>	

**SHIRE OF BEVERLEY  
STATEMENT OF FINANCIAL ACTIVITY  
FOR THE PERIOD ENDING  
31 March 2016**

Description	Budget 2015/16	YTD Budget 2015/16	YTD Actual 2015/16	YTD Variance	Notes To Material Variances
<b>Capital Expenditure</b>					
Land and Buildings	(4,544,500.00)	(342,000.00)	(238,226.81)	103,773.19	Town Hall Roof replacement expenditure \$73,730, Admin office Fitout \$36,060, Hunt Rd Village Refurbishment \$14,947 and Entry Statements \$7,896 under budget. Cornerstone Project preliminary expenditure (\$12,214) greater than anticipated YTD.
Plant and Equipment	(599,000.00)	(161,200.00)	(168,942.08)	(7,742.08)	
Office Furniture and Equipment	(73,500.00)	(55,750.00)	(24,733.08)	31,016.92	Office Furniture replacement \$2,148, Christmas Decoration \$8,265 and Town Hall Curtain replacement expense \$19,696 under budget.
Road Construction	(1,657,601.00)	(952,055.00)	(855,252.78)	96,802.22	Road construction expenditure lower than anticipated YTD.
Other Infrastructure	(438,151.00)	(71,000.00)	(71,459.48)	(459.48)	
Land Under Control	0.00	0.00	0.00	0.00	
Loans - Principal Repayments	(66,633.00)	(33,070.67)	(33,070.67)	0.00	
<b>Total Capital Expenditure</b>	<b>(7,379,385.00)</b>	<b>(1,615,075.67)</b>	<b>(1,391,684.90)</b>	<b>223,390.77</b>	
<b>Net Capital</b>	<b>(7,150,620.00)</b>	<b>(1,503,790.14)</b>	<b>(1,280,573.10)</b>	<b>223,217.04</b>	
<b>Adjustments</b>					
Depreciation Written Back	1,221,816.00	916,362.00	1,057,607.90	141,245.90	Infrastructure depreciation rates revised following 2014/15 valuation report.
Movement in Leave Reserve Cash Balance	0.00	0.00	3,336.97	3,336.97	Interest earned on Leave Reserves.
Movement in Non-Current Loan Repayments	0.00	0.00	0.00	0.00	
Movement in Non-Current SSL Income	0.00	0.00	0.00	0.00	
Movement in Non-Current LSL Provision	0.00	0.00	0.00	0.00	
Profit/Loss on Disposal of Assets Written Back	19,300.00	14,475.00	316,758.12	302,283.12	Loss on disposal of Industrial Land unbudgeted (\$309,000).
Rounding	0.00	0.00	0.00	0.00	
<b>Add Funding From</b>					
Transfer (To)/From Reserves	299,382.00	0.00	(25,141.10)	(25,141.10)	Interest earned on Reserve Funds.
New Loan Funds	970,000.00	0.00	0.00	0.00	
Opening Surplus/(Deficit)	1,657,995.00	1,657,995.00	1,548,647.75	(109,347.25)	IT Vision implementation expense brought to account in 2014/15 (\$98,026) & 2014/15 Deferred Pensioner rates movement from current to non-current assets (\$11,321.25) brought to account affecting 2014/15 closing balance .
<b>Total Adjustments</b>	<b>4,168,493.00</b>	<b>2,588,832.00</b>	<b>2,901,209.64</b>	<b>312,377.64</b>	
<b>CLOSING SURPLUS/(DEFICIT)</b>	<b>0.00</b>	<b>5,097,140.86</b>	<b>2,844,435.15</b>	<b>(2,252,705.71)</b>	

<b>SHIRE OF BEVERLEY STATEMENT OF NET CURRENT ASSETS FOR THE PERIOD ENDING 31 March 2016</b>	
Description	YTD Actual 2015/16
<b>Current Assets</b>	
Cash at Bank	56,420.27
Cash - Unrestricted Investments	2,562,224.11
Cash - Restricted Reserves	1,835,816.54
Cash on Hand	300.00
Accounts Receivable	449,297.93
Self-Supporting Loan - Current	6,479.12
Inventory - Fuel	8,314.71
<b>Total Current Assets</b>	<b>4,918,852.68</b>
<b>Current Liabilities</b>	
Accounts Payable	(115,969.61)
Loan Liability - Current	(33,561.10)
Annual Leave Liability - Current	(190,129.69)
Long Service Leave Liability - Current	(169,690.04)
<b>Total Current Liabilities</b>	<b>(509,350.44)</b>
<b>Adjustments</b>	
Less Restricted Reserves	(1,835,816.54)
Less Self-Supporting Loan Income	(6,479.12)
Add Leave Reserves - Cash Backed	243,667.47
Add Loan Principal Expense	33,561.10
<b>Total Adjustments</b>	<b>(1,565,067.09)</b>
<b>NET CURRENT ASSETS</b>	<b>2,844,435.15</b>



**SHIRE OF BEVERLEY  
STATEMENT OF FINANCIAL POSITION  
FOR THE PERIOD ENDING  
31 March 2016**

Description	Actual 2014/15	YTD Actual 2015/16	Movement
<b>Current Assets</b>			
Cash and Cash Equivalents	3,476,096.95	4,454,760.92	978,663.97
Accounts Receivable	416,530.78	449,297.93	32,767.15
Self-Supporting Loan - Current	12,764.65	6,479.12	(6,285.53)
Inventory	9,588.89	8,314.71	(1,274.18)
<b>Total Current Assets</b>	<b>3,914,981.27</b>	<b>4,918,852.68</b>	<b>1,003,871.41</b>
<b>Current Liabilities</b>			
Accounts Payable	(423,404.20)	(115,969.61)	307,434.59
Loan Liability - Current	(66,631.77)	(33,561.10)	33,070.67
Annual Leave Liability - Current	(190,129.69)	(190,129.69)	0.00
Long Service Leave Liability - Current	(169,690.04)	(169,690.04)	0.00
<b>Total Current Liabilities</b>	<b>(849,855.70)</b>	<b>(509,350.44)</b>	<b>340,505.26</b>
<b>Non-Current Assets</b>			
Non-Current Debtors	83,328.02	83,328.02	0.00
Land and Buildings	18,513,678.21	18,155,926.47	(357,751.74)
Plant and Equipment	1,813,878.53	1,745,305.29	(68,573.24)
Furniture and Equipment	172,530.41	168,206.82	(4,323.59)
Infrastructure	46,753,025.24	47,063,095.75	310,070.51
Self-Supporting Loan - Non Current	102,099.41	102,099.41	0.00
<b>Total Non-Current Assets</b>	<b>67,438,539.82</b>	<b>67,317,961.76</b>	<b>(120,578.06)</b>
<b>Non-Current Liabilities</b>			
Loan Liability - Non Current	(1,005,118.12)	(1,005,118.12)	0.00
Annual Leave - Non Current	0.00	0.00	0.00
Long Service Leave Liability - Non Current	(20,234.37)	(20,234.37)	0.00
<b>Total Non-Current Liabilities</b>	<b>(1,025,352.49)</b>	<b>(1,025,352.49)</b>	<b>0.00</b>
<b>Net Assets</b>	<b>69,478,312.90</b>	<b>70,702,111.51</b>	<b>1,223,798.61</b>
<b>Equity</b>			
Accumulated Surplus	(46,307,619.52)	(47,506,277.03)	(1,198,657.51)
Reserves - Cash Backed	(1,810,675.44)	(1,835,816.54)	(25,141.10)
Reserve - Revaluations	(21,360,017.94)	(21,360,017.94)	0.00
<b>Total Equity</b>	<b>(69,478,312.90)</b>	<b>(70,702,111.51)</b>	<b>(1,223,798.61)</b>

**SHIRE OF BEVERLEY  
ROAD MAINTENANCE REPORT  
FOR THE PERIOD ENDING  
31 March 2016**

<b>Job #</b>	<b>Job Description</b>	<b>YTD Actual 2015/16</b>
	<b>Rural Road Maintenance</b>	
RR001	Aikens Rd (RoadID: 51) (Maintenance)	1,974.83
RR002	Athol Rd (RoadID: 26) (Maintenance)	1,412.26
RR003	Avoca Rd (RoadID: 98) (Maintenance)	134.38
RR004	Balkuling Rd (RoadID: 32) (Maintenance)	2,164.22
RR005	Balkuling North Rd (RoadID: 177) (Maintenance)	559.49
RR006	Bally-Bally Countypeak Rd (RoadID: 25) (Maintenance)	2,414.27
RR007	Bally-Bally Rd (RoadID: 9) (Maintenance)	3,645.75
RR008	Barrington Rd (RoadID: 13) (Maintenance)	6,737.28
RR009	Batemans Rd (RoadID: 78) (Maintenance)	347.17
RR010	Batys Rd (RoadID: 60) (Maintenance)	871.42
RR011	Bellrock Rd (RoadID: 158) (Maintenance)	0.00
RR012	Bennetts Rd (RoadID: 91) (Maintenance)	2,123.46
RR013	Beringer Rd (RoadID: 29) (Maintenance)	1,884.63
RR014	Bethany Rd (RoadID: 148) (Maintenance)	1,293.52
RR015	Billabong Rd (RoadID: 179) (Maintenance)	0.00
RR016	Blackburn Rd (RoadID: 46) (Maintenance)	898.39
RR017	Bremner Rd (RoadID: 6) (Maintenance)	1,883.19
RR018	Buckinghams Rd (RoadID: 94) (Maintenance)	945.37
RR019	Bushhill Road (RoadID: 183) (Maintenance)	780.42
RR020	Butchers Rd (RoadID: 20) (Maintenance)	6,537.11
RR021	Cannon Hill Rd (RoadID: 176) (Maintenance)	374.68
RR022	Carrs Rd (RoadID: 47) (Maintenance)	0.00
RR023	Cattle Station Road (RoadID: 181) (Maintenance)	1,018.70
RR024	Caudle Rd (RoadID: 140) (Maintenance)	64.24
RR025	Chocolate Hills Rd (RoadID: 138) (Maintenance)	0.00
RR026	Clulows Rd (RoadID: 16) (Maintenance)	2,927.63
RR027	Collins Rd (RoadID: 66) (Maintenance)	829.52
RR028	Cookes Rd (RoadID: 61) (Maintenance)	2,030.12
RR029	Corberding Rd (RoadID: 43) (Maintenance)	4,878.39
RR030	County Peak Rd (RoadID: 96) (Maintenance)	184.49
RR031	Dale Kokeby Rd (RoadID: 10) (Maintenance)	2,956.60
RR032	Dalebin North Rd (RoadID: 24) (Maintenance)	32,862.76
RR033	Deep Pool Rd (RoadID: 82) (Maintenance)	4,368.40
RR034	Dobaderry Rd (RoadID: 102) (Maintenance)	5,762.72
RR035	Dongadilling Rd (RoadID: 18) (Maintenance)	5,185.58
RR036	Drapers Rd (RoadID: 79) (Maintenance)	438.86
RR037	East Lynne Rd (RoadID: 52) (Maintenance)	1,144.38
RR038	Edison Mill Rd (RoadID: 5) (Maintenance)	65,061.39
RR039	Ewert Rd (RoadID: 27) (Maintenance)	1,586.41

**SHIRE OF BEVERLEY  
ROAD MAINTENANCE REPORT  
FOR THE PERIOD ENDING  
31 March 2016**

<b>Job #</b>	<b>Job Description</b>	<b>YTD Actual 2015/16</b>
RR040	Fergusons Rd (RoadID: 64) (Maintenance)	0.00
RR041	Fishers Rd (RoadID: 75) (Maintenance)	495.55
RR042	Glencoe Rd (RoadID: 33) (Maintenance)	3,123.84
RR043	Gors Rd (RoadID: 30) (Maintenance)	462.24
RR044	Greenhills South Rd (RoadID: 36) (Maintenance)	1,075.78
RR045	Heals Rd (RoadID: 95) (Maintenance)	268.78
RR046	Hills Rd (RoadID: 76) (Maintenance)	1,441.36
RR047	Hobbs Rd (RoadID: 40) (Maintenance)	19,327.93
RR048	Jacksons Rd (RoadID: 57) (Maintenance)	0.00
RR049	Jacobs Well Rd (RoadID: 15) (Maintenance)	8,404.20
RR050	Jas Rd (Maintenance)	0.00
RR051	Johnsons Rd (RoadID: 73) (Maintenance)	134.38
RR052	Jones Rd (RoadID: 48) (Maintenance)	59.68
RR053	K1 Rd (RoadID: 85) (Maintenance)	1,386.35
RR054	Kennedys Rd (RoadID: 92) (Maintenance)	381.61
RR055	Kevills Rd (RoadID: 69) (Maintenance)	0.00
RR056	Kieara Rd (RoadID: 55) (Maintenance)	1,670.40
RR057	Kilpatricks Rd (RoadID: 74) (Maintenance)	625.99
RR058	Kokeby East Rd (RoadID: 4) (Maintenance)	1,420.57
RR059	Kokendin Rd (RoadID: 11) (Maintenance)	23,834.94
RR060	Lennard Rd (RoadID: 58) (Maintenance)	4,123.99
RR061	Little Hill Rd (RoadID: 180) (Maintenance)	776.29
RR062	Luptons Rd (RoadID: 22) (Maintenance)	10,835.85
RR063	Maitland Rd (RoadID: 39) (Maintenance)	8,348.15
RR064	Mandiakon Rd (RoadID: 87) (Maintenance)	1,406.55
RR065	Manns Rd (RoadID: 59) (Maintenance)	2,024.73
RR066	Manuels Rd (RoadID: 37) (Maintenance)	0.00
RR067	Mawson Rd (RoadID: 100) (Maintenance)	5,582.12
RR068	Mawson North Rd (RoadID: 167) (Maintenance)	112.66
RR069	Mcdonalds Rd (RoadID: 54) (Maintenance)	2,822.34
RR070	Mckellars Rd (RoadID: 93) (Maintenance)	91.85
RR071	Mclean Rd (RoadID: 84) (Maintenance)	0.00
RR072	Millers Rd (RoadID: 49) (Maintenance)	427.35
RR073	Mills Rd (RoadID: 80) (Maintenance)	247.23
RR074	Morbinning Rd (RoadID: 1) (Maintenance)	6,271.28
RR075	Murrays Rd (RoadID: 71) (Maintenance)	1,214.64
RR076	Negus Rd (RoadID: 50) (Maintenance)	405.28
RR077	Northbourne Rd (RoadID: 28) (Maintenance)	3,968.28
RR078	Oakdale Rd (RoadID: 17) (Maintenance)	1,315.24
RR079	Patten Rd (RoadID: 53) (Maintenance)	2,099.05

**SHIRE OF BEVERLEY  
ROAD MAINTENANCE REPORT  
FOR THE PERIOD ENDING  
31 March 2016**

<b>Job #</b>	<b>Job Description</b>	<b>YTD Actual 2015/16</b>
RR080	Petchells Rd (RoadID: 38) (Maintenance)	335.97
RR081	Piccadilly Rd (RoadID: 70) (Maintenance)	537.56
RR082	Pike Rd (RoadID: 45) (Maintenance)	34.06
RR083	Potts Rd (RoadID: 14) (Maintenance)	6,502.77
RR084	Qualandary Rd (RoadID: 19) (Maintenance)	1,443.34
RR085	Rickeys Rd (RoadID: 35) (Maintenance)	3,743.72
RR086	Rickeys Siding Rd (RoadID: 137) (Maintenance)	2,087.94
RR087	Rifle Range Rd (RoadID: 56) (Maintenance)	378.44
RR088	Rigoll Rd (RoadID: 157) (Maintenance)	337.72
RR089	Rogers Rd (RoadID: 62) (Maintenance)	247.23
RR090	Rossi Rd (RoadID: 156) (Maintenance)	89.52
RR091	Rumble Rd (Maintenance)	223.28
RR092	Schillings Rd (RoadID: 65) (Maintenance)	3,328.95
RR093	Shaw Rd (RoadID: 184) (Maintenance)	0.00
RR094	Sheahans Rd (RoadID: 90) (Maintenance)	395.50
RR095	Simmons Rd (RoadID: 101) (Maintenance)	1,332.48
RR096	Sims Rd (RoadID: 155) (Maintenance)	1,040.71
RR097	Ski Rd (RoadID: 83) (Maintenance)	0.00
RR098	Smith Rd (RoadID: 72) (Maintenance)	4,376.46
RR099	Southern Branch Rd (RoadID: 41) (Maintenance)	916.91
RR100	Spavens Rd (RoadID: 44) (Maintenance)	19,258.34
RR101	Springhill Rd (RoadID: 23) (Maintenance)	6,678.90
RR102	Steve Edwards Drv (RoadID: 173) (Maintenance)	0.00
RR103	St Jacks Rd (RoadID: 34) (Maintenance)	650.93
RR104	Talbot West Rd (RoadID: 12) (Maintenance)	6,444.73
RR105	Thomas Rd (RoadID: 31) (Maintenance)	1,864.20
RR106	Top Beverley York Rd (RoadID: 8) (Maintenance)	6,922.01
RR107	Turner Gully Rd (RoadID: 169) (Maintenance)	627.14
RR108	Vallentine Rd (RoadID: 21) (Maintenance)	5,849.14
RR109	Walgy Rd (RoadID: 42) (Maintenance)	3,486.89
RR110	Walkers Rd (RoadID: 86) (Maintenance)	0.00
RR111	Wansbrough Rd (RoadID: 77) (Maintenance)	669.83
RR112	Warradale Rd (RoadID: 67) (Maintenance)	514.31
RR113	Waterhatch Rd (RoadID: 2) (Maintenance)	14,367.41
RR114	Westdale Rd (RoadID: 166) (Maintenance)	14,407.74
RR115	Williamsons Rd (RoadID: 63) (Maintenance)	325.05
RR116	Woods Rd (RoadID: 68) (Maintenance)	986.64
RR117	Woonderlin Rd (RoadID: 175) (Maintenance)	66.14
RR118	Wyalgima Rd (RoadID: 154) (Maintenance)	134.38
RR119	Yenyening Lakes Rd (RoadID: 7) (Maintenance)	7,819.90

**SHIRE OF BEVERLEY  
ROAD MAINTENANCE REPORT  
FOR THE PERIOD ENDING  
31 March 2016**

<b>Job #</b>	<b>Job Description</b>	<b>YTD Actual 2015/16</b>
RR120	York-Williams Rd (RoadID: 3) (Maintenance)	12,869.59
RR121	Young Rd (RoadID: 81) (Maintenance)	0.00
RR888	Tree Lopping - Rural Roads (Maintenance)	6,417.35
RR999	Rural Roads Various (Maintenance)	28,719.55
<b>Sub Total</b>	<b>Rural Road Maintenance</b>	<b>450,901.24</b>
	<b>Town Street Maintenance</b>	
TS001	Barnsley St (RoadID: 162) (Maintenance)	704.21
TS002	Bartram St (RoadID: 114) (Maintenance)	1,524.51
TS003	Brockman St (RoadID: 129) (Maintenance)	437.62
TS004	Brooking St (RoadID: 122) (Maintenance)	199.77
TS005	Broun St (RoadID: 144) (Maintenance)	0.00
TS006	Chestillion Ct (RoadID: 139) (Maintenance)	0.00
TS007	Chipper St (RoadID: 126) (Maintenance)	134.88
TS008	Council Rd (RoadID: 149) (Maintenance)	2,863.31
TS009	Courtney St (RoadID: 153) (Maintenance)	0.00
TS010	Dawson St (RoadID: 106) (Maintenance)	239.03
TS011	Delisle St (RoadID: 120) (Maintenance)	204.69
TS012	Dempster St (RoadID: 111) (Maintenance)	1,215.03
TS013	Duffield St (RoadID: 160) (Maintenance)	285.64
TS014	Edward St (RoadID: 107) (Maintenance)	252.27
TS015	Elizabeth St (RoadID: 131) (Maintenance)	42.85
TS016	Ernest Drv (RoadID: 135) (Maintenance)	0.00
TS017	Forrest St (RoadID: 103) (Maintenance)	9,273.51
TS018	George St North (RoadID: 161) (Maintenance)	0.00
TS019	George St South (RoadID: 145) (Maintenance)	0.00
TS020	Grigson St (RoadID: 172) (Maintenance)	2,117.56
TS021	Hamersley St (RoadID: 130) (Maintenance)	391.58
TS022	Harper St (RoadID: 109) (Maintenance)	619.25
TS023	Hope St (RoadID: 115) (Maintenance)	3,361.93
TS024	Hopkin St (RoadID: 128) (Maintenance)	0.00
TS025	Horley St (RoadID: 127) (Maintenance)	0.00
TS026	Hunt Rd (Maintenance)	3,571.17
TS027	Husking St (RoadID: 117) (Maintenance)	45.63
TS028	Hutchinson St (RoadID: 168) (Maintenance)	0.00
TS029	John St (RoadID: 105) (Maintenance)	2,929.64
TS030	Langsford St (RoadID: 152) (Maintenance)	0.00
TS031	Lennard St (RoadID: 113) (Maintenance)	503.47
TS032	Ludgate St (RoadID: 143) (Maintenance)	0.00

<b>SHIRE OF BEVERLEY ROAD MAINTENANCE REPORT FOR THE PERIOD ENDING 31 March 2016</b>		
<b>Job #</b>	<b>Job Description</b>	<b>YTD Actual 2015/16</b>
TS033	Lukin St (RoadID: 104) (Maintenance)	2,330.06
TS034	McNeil St (RoadID: 141) (Maintenance)	134.38
TS035	Monger St (RoadID: 116) (Maintenance)	42.24
TS036	Morrison St (RoadID: 112) (Maintenance)	0.00
TS037	Nicholas St (RoadID: 123) (Maintenance)	3,744.98
TS038	Prior Pl (RoadID: 174) (Maintenance)	0.00
TS039	Queen St (RoadID: 110) (Maintenance)	6,543.12
TS040	Railway Pde (RoadID: 147) (Maintenance)	0.00
TS041	Railway St (RoadID: 146) (Maintenance)	218.26
TS042	Richardson St (RoadID: 124) (Maintenance)	174.12
TS043	Seabrook St (RoadID: 118) (Maintenance)	133.47
TS044	Sewell St (RoadID: 119) (Maintenance)	0.00
TS045	Shed St (RoadID: 136) (Maintenance)	91.26
TS046	Short St (RoadID: 121) (Maintenance)	0.00
TS047	Smith St (RoadID: 108) (Maintenance)	826.05
TS048	Taylor St (RoadID: 165) (Maintenance)	0.00
TS049	Vincent St (RoadID: 125) (Maintenance)	7,312.11
TS050	Wright St (RoadID: 150) (Maintenance)	44.18
TS051	Great Southern Hwy (Maintenance)	0.00
TS888	Tree Lopping - Town Streets (Maintenance)	5,161.20
TS999	Town Streets Various (Maintenance)	15,932.52
<b>Sub Total</b>	<b>Town Streets Maintenance</b>	<b>73,605.50</b>
<b>Total</b>	<b>Road Maintenance</b>	<b>524,506.74</b>

SHIRE OF BEVERLEY						
INVESTMENT OF SURPLUS FUNDS						
AS AT 31 March 2016						
Account #	Account Name	Amount Invested (\$)	Total	Term	Interest Rate	Maturation
<b>9701-42341</b>	<b>Reserve Funds ANZ</b>					
	Long Service Leave	95,134.89				
	Office Equipment	10,138.85				
	Airfield Emergency	35,741.48				
	Plant	56,732.76				
	Bush Fire Fighters	115,298.88				
	Building	354,186.04				
	Recreation Ground	359,109.92				
	Cropping Committee	298,337.87				
	Avon River Development	23,174.38				
	Annual Leave	148,532.58				
	Community Bus	37,766.38				
	Road Construction	301,662.51	1,835,816.54	6 mths	3.00%	24/06/2016
<b>2902-40204</b>	<b>Online Saver ANZ</b>	351,517.12	351,517.12	Ongoing	1.30%	Ongoing
<b>1737040</b>	<b>Term Deposit Bendigo</b>	203,726.17	203,726.17	5 mths	2.75%	8/06/2016
<b>9747-48106</b>	<b>Term Deposit ANZ</b>	400,000.00	400,000.00	124 days	2.75%	11/05/2016
<b>9748-47787</b>	<b>Term Deposit ANZ</b>	1,006,980.82	1,006,980.82	3 mths	3.00%	11/04/2016
<b>9754 35231</b>	<b>Term Deposit ANZ</b>	600,000.00	600,000.00	3 mths	3.00%	9/03/2016
	<b>Total</b>		<b>4,398,040.65</b>			

## **11.2 Accounts Paid by Authority**

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**SUBMISSION TO:** Ordinary Council Meeting 26 April 2016  
**REPORT DATE:** 8 April 2016  
**APPLICANT:** N/A  
**FILE REFERENCE:** N/A  
**AUTHOR:** S K Marshall, Deputy Chief Executive Officer  
**ATTACHMENTS:** March 2016 – List of Accounts

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### **SUMMARY**

Council to consider authorising the payment of accounts.

### **BACKGROUND**

The following list represents accounts paid by authority for the month of March 2016.

### **COMMENT**

Unless otherwise identified, all payments have been made in accordance with Council's 2015/16 Budget.

### **STATUTORY ENVIRONMENT**

Regulation 12 of the Local Government (Financial Management) Regulations provides that:

- (1) A payment may only be made from the municipal fund or the trust fund —
  - (a) if the local government has delegated to the CEO the exercise of its power to make payments from those funds — by the CEO; or
  - (b) otherwise, if the payment is authorised in advance by a resolution of the council.
- (2) The council must not authorise a payment from those funds until a list prepared under regulation 13(2) containing details of the accounts to be paid has been presented to the council.

Regulation 13 of the Local Government (Financial Management) Regulations provides that:

- (1) If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared —
    - (a) the payee's name;
    - (b) the amount of the payment;
    - (c) the date of the payment; and
    - (d) sufficient information to identify the transaction.
  - (2) A list of accounts for approval to be paid is to be prepared each month showing —
    - (a) for each account which requires council authorisation in that month —
      - (i) the payee's name;
      - (ii) the amount of the payment; and
      - (iii) sufficient information to identify the transaction;
- and
- (b) the date of the meeting of the Council to which the list is to be presented.



- (3) A list prepared under sub regulation (1) or (2) is to be —
- (a) presented to the Council at the next ordinary meeting of the council after the list is prepared; and
  - (b) recorded in the minutes of that meeting.

**FINANCIAL IMPLICATIONS**

Unless otherwise identified, all payments have been made in accordance with Council's 2015/16 Budget.

**STRATEGIC IMPLICATIONS**

Nil

**POLICY IMPLICATIONS**

Authority to Purchase – All acquisitions should be in accordance with budget provisions or to a maximum specified cost.

**VOTING REQUIREMENTS**

Simple Majority

**OFFICER'S RECOMMENDATION**

That the List of Accounts as presented, be received:

**MARCH 2016:**

**(1) Municipal Fund – Account 016-540 259 838 056**

**Cheque vouchers**

01 March 16	1418-1418	(1)	\$ 147.00	(authorised by CEO S Gollan and DCEO S Marshall)
08 March 16	1419-1419	(1)	\$ 96.75	(authorised by CEO S Gollan and DCEO S Marshall)
09 March 16	1420-1420	(1)	\$ cancelled	(authorised by CEO S Gollan and DCEO S Marshall)
10 March 16	1421-1421	(1)	\$ 9,594.70	(authorised by CEO S Gollan and DCEO S Marshall)
15 March 16	1422-1426	(5)	\$ 39,823.46	(authorised by CEO S Gollan and DCEO S Marshall)
21 March 16	1427-1430	(4)	\$ 1,580.68	(authorised by CEO S Gollan and DCEO S Marshall)
23 March 16	1431-1431	(1)	\$ 558.50	(authorised by CEO S Gollan and DCEO S Marshall)
29 March 16	1432-1434	(3)	\$ 4936.65	(authorised by CEO S Gollan and DCEO S Marshall)

Total of cheque vouchers for March 2016 incl \$ 56,737.74 previously paid.

**EFT vouchers**

01 March 16	EFT 865-889	(25)	\$ 85,131.70	(authorised by CEO S Gollan and DCEO S Marshall)
08 March 16	EFT 891-901	(11)	\$ 8,682.80	(authorised by CEO S Gollan and DCEO S Marshall)
10 March 16	1-41	(41)	\$ 49,925.25	(authorised by CEO S Gollan and DCEO S Marshall)
10 March 16	EFT 903-910	(15)	\$ 15,219.67	(authorised by CEO S Gollan and DCEO S Marshall)
15 March 16	EFT 911-926	(16)	\$ 36,644.75	(authorised by CEO S Gollan and DCEO S Marshall)
21 March 16	EFT 928-939	(11)	\$ 35,038.47	(authorised by CEO S Gollan and DCEO S Marshall)
23 March 16	EFT 942-945	(4)	\$ 9,935.33	(authorised by CEO S Gollan and DCEO S Marshall)
24 March 16	1-42	(42)	\$ 50,224.42	(authorised by CEO S Gollan and DCEO S Marshall)
29 March 16	EFT 946-969	(24)	\$ 125,273.44	(authorised by CEO S Gollan and DCEO S Marshall)
31 March 16	EFT 970-977	(8)	\$ 8,043.26	(authorised by CEO S Gollan and DCEO S Marshall)

Total of EFT vouchers for March 2016 incl \$ 424,119.09 previously paid.

**(2) Trust Fund – Account 016-259 838 128**

**Cheque vouchers**

Total of cheque vouchers for March 2016 incl \$ 0.00 previously paid.

**EFT vouchers**

08 March 16	EFT 890-890	(1)	\$ 200.00	(authorised by CEO S Gollan and DCEO S Marshall)
09 March 16	EFT 902-902	(1)	\$ 5,994.00	(authorised by CEO S Gollan and DCEO S Marshall)
21 March 16	EFT 940-941	(2)	\$ 230.00	(authorised by CEO S Gollan and DCEO S Marshall)

Total of EFT vouchers for March 2016 incl \$ 6,424.00 previously paid.

**(3) Direct Debit Payments totalling \$ 67,344.25 previously paid.**

**(4) Credit Card Payments totalling \$ 740.35 previously paid.**

**COUNCIL RESOLUTION**

**M7/0416**

**Moved Cr Murray**

**Seconded Cr Gogol**

**That the List of Accounts as presented, be received:**

**MARCH 2016:**

**(1) Municipal Fund – Account 016-540 259 838 056**

**Cheque vouchers**

01 March 16	1418-1418	(1)	\$ 147.00	(authorised by CEO S Gollan and DCEO S Marshall)
08 March 16	1419-1419	(1)	\$ 96.75	(authorised by CEO S Gollan and DCEO S Marshall)
09 March 16	1420-1420	(1)	\$ cancelled	(authorised by CEO S Gollan and DCEO S Marshall)
10 March 16	1421-1421	(1)	\$ 9,594.70	(authorised by CEO S Gollan and DCEO S Marshall)
15 March 16	1422-1426	(5)	\$ 39,823.46	(authorised by CEO S Gollan and DCEO S Marshall)
21 March 16	1427-1430	(4)	\$ 1,580.68	(authorised by CEO S Gollan and DCEO S Marshall)
23 March 16	1431-1431	(1)	\$ 558.50	(authorised by CEO S Gollan and DCEO S Marshall)
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**Total of cheque vouchers for March 2016 incl \$ 56,737.74 previously paid.**

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31 March 16	EFT 970-977	(8)	\$ 8,043.26	(authorised by CEO S Gollan and DCEO S Marshall)

**Total of EFT vouchers for March 2016 incl \$ 424,119.09 previously paid.**

**(2) Trust Fund – Account 016-259 838 128**

**Cheque vouchers**

**Total of cheque vouchers for March 2016 incl \$ 0.00 previously paid.**

**EFT vouchers**

08 March 16	EFT 890-890	(1)	\$ 200.00	(authorised by CEO S Gollan and DCEO S Marshall)
09 March 16	EFT 902-902	(1)	\$ 5,994.00	(authorised by CEO S Gollan and DCEO S Marshall)
21 March 16	EFT 940-941	(2)	\$ 230.00	(authorised by CEO S Gollan and DCEO S Marshall)

**Total of EFT vouchers for March 2016 incl \$ 6,424.00 previously paid.**

**(3) Direct Debit Payments totalling \$ 67,344.25 previously paid.**

**(4) Credit Card Payments totalling \$ 740.35 previously paid.**

**CARRIED 8/0**

TYPE	NUM	DATE	PAYEE	DETAILS	AMT PAID	TOTALS
EFT Pymt	EFT 865	01-Mar-2016	AMPAC Debt Recovery	January 2016 Rates Debts Recovery	(1,559.80)	
EFT Pymt	EFT 866	01-Mar-2016	ASB Marketing P/L	Name Badges: Councillors & Staff	(539.00)	
EFT Pymt	EFT 867	01-Mar-2016	Archivewise	2016-01 Jan Storage of Archives - 131 Boxes & Destruction of Records	(281.41)	
EFT Pymt	EFT 868	01-Mar-2016	Australia Post	Jan 2016 Postage	(828.94)	
EFT Pymt	EFT 869	01-Mar-2016	Avon Waste	1,941 Bin Collection FE 19 Feb 16 inc Recycling Bins & 1 x Recycling Collection	(4,523.48)	
EFT Pymt	EFT 870	01-Mar-2016	BDF - Beverley Dome Fuel & Hire	6050 L Diesel @ \$0.9944/L inc	(6,016.12)	
EFT Pymt	EFT 871	01-Mar-2016	Beverley CRC (Community Resource Centre)	2016-02 Feb: Blarney compilation for production	(1,070.00)	
EFT Pymt	EFT 872	01-Mar-2016	Beverley Tyre Service	2016-01: Tyre Service	(882.50)	
EFT Pymt	EFT 873	01-Mar-2016	Bitutek P/L	RTR1601 - York Williams Rd : Supply, Spray & Sealing Bitumen Works	(39,940.89)	
EFT Pymt	EFT 874	01-Mar-2016	Country Copiers Northam	Copy Charges - iR8295: 04 Dec 15 - 04 Feb16	(372.46)	
EFT Pymt	EFT 875	01-Mar-2016	Eastern Hills Saws & Mowers	Sundry Plant (PSP99): Parts	(300.00)	
EFT Pymt	EFT 876	01-Mar-2016	Ixom Operations P/L [Chemicals Aust Operations P/L (nee Orica)]	2016-01 Jan - Chlorine cylinder 70kg rental	(96.84)	
EFT Pymt	EFT 877	01-Mar-2016	JT Sheetmetal P/L	Admin Building: Materials	(273.48)	
EFT Pymt	EFT 878	01-Mar-2016	John Hansen	Reimbursements - Setting up Costs of BRMPC	(199.63)	
EFT Pymt	EFT 879	01-Mar-2016	LGIS (Jardine Lloyd Thompson P/L)	Pedometers	(130.28)	
EFT Pymt	EFT 880	01-Mar-2016	Michael Wilson	2016-03 Mar: Photocopying & delivery of the Blarney	(250.00)	
EFT Pymt	EFT 881	01-Mar-2016	Michelle Slarke Heritage & Culture Consultant	Heritage Consult: Bev Aeronautical Collection (Significance Assessment): Project Fee	(1,930.00)	
EFT Pymt	EFT 882	01-Mar-2016	PBF Australia	PBF Corporate Membership 2016	(1,984.00)	
EFT Pymt	EFT 883	01-Mar-2016	Pritchard Bookbinders	Binding of Previous Years' Council Minutes	(730.40)	
EFT Pymt	EFT 884	01-Mar-2016	RA-AN Enterprises	Storm Water Dam Project & Industrial Land: Excavator Hire	(7,656.00)	
EFT Pymt	EFT 885	01-Mar-2016	Shire of Brookton	2016-01 Jan Town Planning Scheme - Stefan de Beer	(8,702.41)	
EFT Pymt	EFT 886	01-Mar-2016	Specialised Tree Service	Tree Lopping: Various Locations	(5,850.00)	

TYPE	NUM	DATE	PAYEE	DETAILS	AMT PAID	TOTALS
EFT Pymt	EFT 887	01-Mar-2016	Toll Ipec P/L (Courier Aust)	Freight Charges: 11 - 19 Feb 16	(47.31)	
EFT Pymt	EFT 888	01-Mar-2016	WA Contract Ranger Services	Ranger Services: 02 Feb - 12 Feb 16	(866.25)	
EFT Pymt	EFT 889	01-Mar-2016	WALGA - WA Loc Gov Assoc	WA Local Government Directories 2016 x 2	(100.50)	(85,131.70)
EFT Pymt	EFT 891	08-Mar-2016	Arrow Bronze	Niche Wall - Anglican: Double Plaque (P Kempton)	(617.21)	
EFT Pymt	EFT 892	08-Mar-2016	Beverley Country Kitchen (BCK)	Council Meet - 23 Feb 16	(264.00)	
EFT Pymt	EFT 893	08-Mar-2016	Beverley Gas & Plumbing	Swimming Pool: Test Backflow Devices x 2	(203.50)	
EFT Pymt	EFT 894	08-Mar-2016	Beverley Newsagency	February 2016: Purchases	(71.69)	
EFT Pymt	EFT 895	08-Mar-2016	Country Women's Association of WA	Community Grant Initiative	(1,500.00)	
EFT Pymt	EFT 896	08-Mar-2016	Grove Wesley Art Design	Uniform Shirts for BRMPC	(133.10)	
EFT Pymt	EFT 897	08-Mar-2016	Quairading Smash Repairs	BEV0 (PSDN04): Insurance Excess on Panel Beater Repairs	(1,000.00)	
EFT Pymt	EFT 898	08-Mar-2016	SWP Australia Pty Ltd	Storm Water Holding Dams and RTR1604: Spirally Wound Pipe	(3,433.21)	
EFT Pymt	EFT 899	08-Mar-2016	Shire of Pingelly	Customer Service Training: 8 Mar 16: CSO T Scott	(420.00)	
EFT Pymt	EFT 900	08-Mar-2016	Total Eden P/L	Vincent Street Gardens: Reticulation Controller	(128.47)	
EFT Pymt	EFT 901	08-Mar-2016	WA Contract Ranger Services	Ranger Services: 16 Feb - 25 Feb 16	(911.62)	(8,682.80)
EFT Pymt	EFT 903	10-Mar-2016	ADC Projects	Beverley Cornerstone Project: Preparation of Plans	(9,101.40)	
EFT Pymt	EFT 904	10-Mar-2016	Beverley Supermarket & Liquor (IGA)	February 2016 Purchases	(641.58)	
EFT Pymt	EFT 905	10-Mar-2016	Bunnings Building Supplies P/L	Avon River Park & Caravan Park: Gas refills x 6	(118.80)	
EFT Pymt	EFT 906	10-Mar-2016	Covs	BE020 (PUTE07): Parts	(351.33)	
EFT Pymt	EFT 907	10-Mar-2016	Glenda Ferris	WALGA Elected Member Training Days (25 & 26 Feb 16) - Catering	(1,162.00)	
EFT Pymt	EFT 908	10-Mar-2016	LGRCEU - Loc Gov Racing & Cem Emp Union	Payroll deductions	(41.00)	
EFT Pymt	EFT 909	10-Mar-2016	MAL Automotives P/L	BE000 (PUTE06): Service	(791.06)	
EFT Pymt	EFT 910	10-Mar-2016	PCS - Perfect Computer Solutions	Computer and Associated Equipment for BRMPC	(3,012.50)	(15,219.67)

TYPE	NUM	DATE	PAYEE	DETAILS	AMT PAID	TOTALS
EFT Pymt	EFT 911	15-Mar-2016	ASB Marketing P/L	Safety Glasses	(649.00)	
EFT Pymt	EFT 912	15-Mar-2016	Aqua Pump & Irrigation	Baffled Water Cartage Tanks (PSP04): Parts	(421.00)	
EFT Pymt	EFT 913	15-Mar-2016	Avon Express	Freight Charges: Feb 16	(55.00)	
EFT Pymt	EFT 914	15-Mar-2016	Avon Trading Co	Feb 16 Hardware Purchases	(1,314.31)	
EFT Pymt	EFT 915	15-Mar-2016	BSL - Building Commission	Jan 16 Collections x 5	(502.42)	
EFT Pymt	EFT 916	15-Mar-2016	Beverley Agricultural Society	Community Grant Initiative	(2,500.00)	
EFT Pymt	EFT 917	15-Mar-2016	Beverley Electrical Services (BES)	5 Wright St: Replace Lounge Room Light	(193.60)	
EFT Pymt	EFT 918	15-Mar-2016	CTF - Construction Training Fund (BCTIF)	Feb 16 BCTIF Collections x 2	(483.50)	
EFT Pymt	EFT 919	15-Mar-2016	Dept of Fire & Emergency Services (DFES)	15/16 ESLB - 3rd Quarter Pymt	(28,793.04)	
EFT Pymt	EFT 920	15-Mar-2016	Eastern Hills Saws & Mowers	Baffled Water Cartage Tanks (PSP04): Parts	(47.50)	
EFT Pymt	EFT 921	15-Mar-2016	Major Motors P/L	BE013 (PTRK04): Parts	(131.45)	
EFT Pymt	EFT 922	15-Mar-2016	Ralph Beattie Bosworth Pty Ltd	Swimming Pool: Upgrade - Preparation of Estimate	(935.00)	
EFT Pymt	EFT 923	15-Mar-2016	Simon Marshall	Reimbursements: Admin Office: Rubber Matting for Photocopy Room	(100.61)	
EFT Pymt	EFT 924	15-Mar-2016	Stephen Gollan	Reimbursements - ULP Fuel	(30.08)	
EFT Pymt	EFT 925	15-Mar-2016	Stewart & Heaton Clothing Co P/L	BRMP Officer: Uniforms	(335.06)	
EFT Pymt	EFT 926	15-Mar-2016	Wurth Australia P/L	Depot: Parts	(153.18)	(36,644.75)
EFT Pymt	EFT 928	21-Mar-2016	AITC Specialists P/L	2016-02 Feb Fuel Tax Credits	(277.42)	
EFT Pymt	EFT 929	21-Mar-2016	Avon Waste	1,941 Bin Collection FE 04 Mar 16 inc Recycling Bins & 1 x Recycling Collection	(4,523.48)	
EFT Pymt	EFT 930	21-Mar-2016	BDF - Beverley Dome Fuel & Hire	8003 L Diesel @ \$1.0168/L inc	(8,137.45)	
EFT Pymt	EFT 931	21-Mar-2016	BOC Limited	2016-02 Feb: Cylinder Rental	(28.14)	
EFT Pymt	EFT 932	21-Mar-2016	Filters Plus	Various vehicles: Parts, Air, Fuel & Oil Filters	(617.14)	
EFT Pymt	EFT 933	21-Mar-2016	Grants Empire	Development of Beverley Cornerstone Application	(3,960.00)	
EFT Pymt	EFT 934	21-Mar-2016	Jason Signmakers	Vehicle Signage: Bushfire Risk Management	(77.00)	

TYPE	NUM	DATE	PAYEE	DETAILS	AMT PAID	TOTALS
EFT Pymt	EFT 935	21-Mar-2016	John Hansen	Reimbursements: Duress Alarm	(190.00)	
EFT Pymt	EFT 937	21-Mar-2016	WA Contract Ranger Services	Ranger Services: 01 Mar - 11 Mar 16	(864.87)	
EFT Pymt	EFT 938	21-Mar-2016	WA Country Health Service (WACHS)	Reimbursement of Water Invoices for Hunt Road Village Incorrectly Charged to WACHS	(8,156.97)	
EFT Pymt	EFT 939	21-Mar-2016	WestWater Enterprises Pty Ltd	Chlorshield ESD System: Supply & Install	(8,206.00)	(35,038.47)
EFT Pymt	EFT 942	23-Mar-2016	Beverley Historical Society	Community Grant Initiative	(1,000.00)	
EFT Pymt	EFT 943	23-Mar-2016	PCS - Perfect Computer Solutions	Computer Support: Shire & Medical 8 - 16 Mar 16	(340.00)	
EFT Pymt	EFT 944	23-Mar-2016	RA-AN Enterprises	RTR 1603 - York Williams Rd: Dozer Hire	(8,558.00)	
EFT Pymt	EFT 945	23-Mar-2016	Toll Ipec P/L (Courier Aust)	Freight Charges: 01 & 09 Mar 16	(37.33)	(9,935.33)
EFT Pymt	EFT 946	29-Mar-2016	AMPAC Debt Recovery	February 2016 Rates Debts Recovery	(2,447.50)	
EFT Pymt	EFT 947	29-Mar-2016	ASB Marketing P/L	Uniforms: Admin Staff	(1,367.47)	
EFT Pymt	EFT 948	29-Mar-2016	Archivewise	2016-02 Feb Storage of Archives - 131 boxes	(56.19)	
EFT Pymt	EFT 949	29-Mar-2016	Arrow Bronze	Niche Wall - Anglican: Single Plaque (AB Smith)	(198.38)	
EFT Pymt	EFT 950	29-Mar-2016	Australia Post	Feb 2016 Postage	(806.44)	
EFT Pymt	EFT 951	29-Mar-2016	Avon Waste	1,941 Bin Collection FE 18 Mar 16 inc Recycling Bins & 1 x Recycling Collection	(4,523.48)	
EFT Pymt	EFT 952	29-Mar-2016	Beverley CRC (Community Resource Centre)	2016-03 Mar: Blarney Compilation for Production	(825.00)	
EFT Pymt	EFT 953	29-Mar-2016	Beverley Junior Recreational Education Sporting Council	Kidsport Funding: Reimbursement of Kidsport Vouchers x 3	(150.00)	
EFT Pymt	EFT 954	29-Mar-2016	Beverley Steel Fabrication (Hydraboom)	BE037 (PTRK05): Parts	(72.90)	
EFT Pymt	EFT 955	29-Mar-2016	Beverley Tyre Service	2016-02: Tyre Service	(2,974.00)	
EFT Pymt	EFT 956	29-Mar-2016	Bitutek P/L	RRG 1603 Westdale Rd; RTR 1605 Edison Mill Rd: Supply, Spray & Sealing Bitumen Works	(99,818.35)	
EFT Pymt	EFT 957	29-Mar-2016	Countryside Pest Control	Recreation Centre: Treatment for Spiders	(440.00)	
EFT Pymt	EFT 958	29-Mar-2016	Cr Darryl Brown	14/15 Cr Year Remuneration: Oct 2015 - Sep 2016 (1 of 2 pymts)	(2,250.00)	
EFT Pymt	EFT 959	29-Mar-2016	Cr David Charles White	15/16 Cr Year Remuneration: Oct 2015 - Sep 2016 (1 of 2 pymts)	(2,250.00)	

TYPE	NUM	DATE	PAYEE	DETAILS	AMT PAID	TOTALS
EFT Pymt	EFT 960	29-Mar-2016	Cr James David Alexander	15/16 Cr Year Remuneration: Oct 2015 - Sep 2016 (1 of 2 pymts)	(2,250.00)	
EFT Pymt	EFT 961	29-Mar-2016	Cr Peter Joseph Gogol	15/16 Cr Year Remuneration: Oct 2015 - Sep 2016 (1 of 2 pymts)	(2,250.00)	
EFT Pymt	EFT 962	29-Mar-2016	Garrards Pty Ltd	Mosquito Control: Chemicals	(501.03)	
EFT Pymt	EFT 963	29-Mar-2016	Ixom Operations P/L [Chemicals Aust Operations P/L (nee Orica)]	2016-02 Feb - Chlorine cylinder 70kg rental	(118.67)	
EFT Pymt	EFT 964	29-Mar-2016	LGRCEU - Loc Gov Racing & Cem Emp Union	Payroll deductions	(41.00)	
EFT Pymt	EFT 965	29-Mar-2016	Landgate	Title Search: BBP Aged Care Information - 95 Hunt Rd & Dawson St	(49.20)	
EFT Pymt	EFT 966	29-Mar-2016	McLeods Barristers and Solicitors	Legal Advice: Privacy Complaint	(533.36)	
EFT Pymt	EFT 967	29-Mar-2016	Phonographic Performance Company of Australia Ltd (PPCA)	License Fees (Annual) Apr 16 - Mar 17	(319.89)	
EFT Pymt	EFT 968	29-Mar-2016	Richard Jas - All Mechanical & Electronics	Plant repairs	(859.73)	
EFT Pymt	EFT 969	29-Mar-2016	Simon Marshall	Reimbursement: SLA Batteries: 2 for Planner, 1 for Office	(170.85)	(125,273.44)
EFT Pymt	EFT 970	31-Mar-2016	Avon Valley Windscreens	BE037 & BE028 (PTRK02 & 05): Windscreen Replacement	(1,073.01)	
EFT Pymt	EFT 971	31-Mar-2016	Beverley Country Kitchen (BCK)	Council Meet: 22 Mar 16	(240.00)	
EFT Pymt	EFT 972	31-Mar-2016	Beverley Gas & Plumbing	Various Buildings: Plumbing	(4,930.32)	
EFT Pymt	EFT 973	31-Mar-2016	Goldy Holden	BEV0 (PSDN04): 15,000km Service	(341.80)	
EFT Pymt	EFT 974	31-Mar-2016	Lasar Computers	Renewal of Domain Name: beverleywa.com	(110.00)	
EFT Pymt	EFT 975	31-Mar-2016	Renwen Cui	Rates refund for assessment A51158 405 Sheahan Rd Dale 6304	(243.43)	
EFT Pymt	EFT 976	31-Mar-2016	Robert John Williamson	Rates refund for assessment A51627 433 Valentine Rd Dale 6304	(1,090.29)	
EFT Pymt	EFT 977	31-Mar-2016	Toll Ipec P/L (Courier Aust)	Freight Charges: 16 Mar 16	(14.41)	(8,043.26)
Cheque #	1418	01-Mar-2016	Grid Maintenance and Construction	Refund of Town Planning Fee as Fee Not Applicable	(147.00)	
Cheque #	1419	08-Mar-2016	Synergy	Power Acct	(96.75)	
Cheque #	1421	10-Mar-2016	Synergy	Power Acct	(9,594.70)	
Cheque #	1422	15-Mar-2016	ATO - Australian Tax Office	FEB 2016 BAS Obligation	(33,876.00)	



TYPE	NUM	DATE	PAYEE	DETAILS	AMT PAID	TOTALS
Cheque #	1423	15-Mar-2016	Beverley Medical Practice	Refund of Equipment Purchase: Cryo 20l Dewar (Liquid Nitrogen Container)	(1,058.02)	
Cheque #	1424	15-Mar-2016	Synergy	Street Lights: 25 Jan - 25 Feb 16	(2,303.80)	
Cheque #	1425	15-Mar-2016	Telstra	Phone Acct	(2,547.96)	
Cheque #	1426	15-Mar-2016	Water Corporation	Water Acct	(37.68)	
Cheque #	1427	21-Mar-2016	Alan Beaumont Smith (Estate of)	Rates refund for assessment A721 184 K1 Rd BALLY BALLY 6304	(266.23)	
Cheque #	1428	21-Mar-2016	Synergy	Power Acct	(704.00)	
Cheque #	1429	21-Mar-2016	Water Corporation	Water Acct	(303.39)	
Cheque #	1430	21-Mar-2016	Richard Desmond Smith	Rates refund for assessment A51634 Lot 5366 Kokeby East Rd Bally Bally 6304	(307.06)	
Cheque #	1431	23-Mar-2016	Synergy	Power Acct	(558.50)	
Cheque #	1432	29-Mar-2016	Cr Donald William Davis	15/16 Cr Year Remuneration: Oct 2015 - Sep 2016 (1 of 2 Pymts)	(2,250.00)	
Cheque #	1433	29-Mar-2016	Cr Lewis Campbell Shaw	15/16 Cr Year Remuneration: Oct 2015 - Sep 2016 (1 of 2 pymts)	(2,250.00)	
Cheque #	1434	29-Mar-2016	Synergy	Power Acct	(436.65)	(56,737.74)
Direct Debit	DD 465.1	08-Mar-2016	ClickSuper	Superwrap - Personal Super Plan	(744.03)	
Direct Debit	DD 465.2	08-Mar-2016	ClickSuper	WA Super	(7,062.54)	
Direct Debit	DD 465.3	08-Mar-2016	ClickSuper	Kinetic Super	(141.49)	
Direct Debit	DD 465.4	08-Mar-2016	ClickSuper	Colonial First State Super (Corrigan Justin)	(293.57)	
Direct Debit	DD 465.5	08-Mar-2016	ClickSuper	Australian Super	(178.87)	(8,420.50)
Direct Debit	DD 491.1	22-Mar-2016	ClickSuper	Superwrap - Personal Super Plan	(744.03)	
Direct Debit	DD 491.2	22-Mar-2016	ClickSuper	WA Super	(7,184.37)	
Direct Debit	DD 491.3	22-Mar-2016	ClickSuper	Kinetic Super	(141.49)	
Direct Debit	DD 491.4	22-Mar-2016	ClickSuper	Colonial First State Super (Corrigan Justin)	(293.57)	

TYPE	NUM	DATE	PAYEE	DETAILS	AMT PAID	TOTALS
Direct Debit	DD 491.5	22-Mar-2016	ClickSuper	Australian Super	(180.20)	(8,543.66)
Direct Debit	7	01-Mar-2016	6 - Westnet Payments	Westnet Payments	(156.00)	(156.00)
Direct Debit	7	01-Mar-2016	7 - CBA Merchant Fee	CBA Merchant Fee	(177.89)	(177.89)
Direct Debit	7	02-Mar-2016	9 - Vodafone Messaging	Vodafone Messaging	(235.62)	(235.62)
Direct Debit	7	03-Mar-2016	7 - CBA Merchant Fee	CBA Merchant Fee - POS FEE	(24.70)	(24.70)
Direct Debit	7	03-Mar-2016	8 - ANZ Transactive Fee	ANZ Transactive Fee	(70.00)	(70.00)
Direct Debit	7	30-Mar-2016	9 - Vodafone Messaging	Vodafone Messaging	(819.28)	(819.28)
Direct Debit	7	01-Mar-2016	3 - Payments for DoT	Payments for DoT	(13,528.35)	
Direct Debit	7	02-Mar-2016	3 - Payments for DoT	Payments for DoT	(680.35)	
Direct Debit	7	03-Mar-2016	3 - Payments for DoT	Payments for DoT	(2,517.45)	
Direct Debit	7	04-Mar-2016	3 - Payments for DoT	Payments for DoT	(746.40)	
Direct Debit	7	08-Mar-2016	3 - Payments for DoT	Payments for DoT	(2,280.55)	
Direct Debit	7	09-Mar-2016	3 - Payments for DoT	Payments for DoT	(3,893.05)	
Direct Debit	7	10-Mar-2016	3 - Payments for DoT	Payments for DoT	(3,714.80)	
Direct Debit	7	11-Mar-2016	3 - Payments for DoT	Payments for DoT	(4,215.30)	
Direct Debit	7	14-Mar-2016	3 - Payments for DoT	Payments for DoT	(1,853.75)	
Direct Debit	7	15-Mar-2016	3 - Payments for DoT	Payments for DoT	(2,620.80)	
Direct Debit	7	16-Mar-2016	3 - Payments for DoT	Payments for DoT	(3,255.90)	
Direct Debit	7	17-Mar-2016	3 - Payments for DoT	Payments for DoT	(2,084.05)	
Direct Debit	7	18-Mar-2016	3 - Payments for DoT	Payments for DoT	(299.15)	

TYPE	NUM	DATE	PAYEE	DETAILS	AMT PAID	TOTALS
Direct Debit	7	21-Mar-2016	3 - Payments for DoT	Payments for DoT	(4,139.25)	
Direct Debit	7	22-Mar-2016	3 - Payments for DoT	Payments for DoT	(4,750.40)	
Direct Debit	7	23-Mar-2016	3 - Payments for DoT	Payments for DoT	(3,694.95)	
Direct Debit	7	24-Mar-2016	3 - Payments for DoT	Payments for DoT	(4,987.55)	
Direct Debit	7	29-Mar-2016	3 - Payments for DoT	Payments for DoT	(2,172.90)	
Direct Debit	7	30-Mar-2016	3 - Payments for DoT	Payments for DoT	(5,909.30)	(67,344.25)
Direct Debit	EFT 927	14-Mar-2016	Credit Card - Shire of Beverley	Various Purchases	(740.35)	(740.35)
<b>PAYMENTS RAISED IN CURRENT MONTH</b>					<b>(467,239.41)</b>	<b>(467,239.41)</b>
<b>WAGES &amp; SALARIES</b>						
EFT Pymt		10-Mar-2016	Wages & Salaries	FE - 08 Mar 2016	(49,925.25)	
EFT Pymt		24-Mar-2016	Wages & Salaries	FE - 24 Mar 2016	(50,224.42)	
<b>WAGES &amp; SALARIES</b>					<b>(100,149.67)</b>	<b>(100,149.67)</b>
<b>UNPRESENTED PAYMENTS for CURRENT BANK STATEMENT</b>						
Cheque #	1423	42444	Beverley Medical Practice	Refund of Equipment Purchase: Cryo 20l Dewar (Liquid Nitrogen Container)	1058.02	
Cheque #	1433	29/03/2016	Cr Lewis Campbell Shaw	15/16 Cr Year Remuneration: Oct 2015 - Sep 2016 (1 of 2 pymts)	2,250.00	
<b>UNPRESENTED PAYMENTS for CURRENT BANK STATEMENT</b>					<b>3,308.02</b>	<b>3,308.02</b>
<b>PAYMENTS PRESENTED IN CURRENT BANK # RELATING to PRIOR MONTHS' TRANSACTIONS</b>						
Cheque #	1415	17-Feb-2016	Beverley Medical Practice	Pre-Employment Medical: Benjamin Treasure	(120.00)	
Cheque #	1402	23-Dec-2015	Huntingfield Pty Ltd (Mark Creasey)	Rates refund for assessment A51242 314 Jones Rd Beverley 6304	(2,066.20)	
<b>PAYMENTS PRESENTED IN CURRENT BANK # RELATING to PRIOR MONTHS' TRANSACTIONS</b>					<b>(2,186.20)</b>	<b>(2,186.20)</b>

TYPE	NUM	DATE	PAYEE	DETAILS	AMT PAID	TOTALS	
<b>TRANSFERS to TRUST</b>							
					<b>TRANSFERS to TRUST</b>	<b>0.00</b>	<b>0.00</b>
<b>OTHER AMENDMENTS/GENERAL JOURNALS</b>							
Direct Debit 7		31-Mar-2016	3 - Payments for DoT	Payments for DoT	(2,374.30)		
					<b>OTHER AMENDMENTS/GENERAL JOURNALS</b>	<b>(2,374.30)</b>	<b>(2,374.30)</b>
<b>INVESTMENTS</b>							
Transfer		09-Mar-2016	Online Saver	Funds Tfr for Investment	(600,000.00)		
					<b>INVESTMENTS</b>	<b>(600,000.00)</b>	<b>(600,000.00)</b>
<b>TOTAL EXPENDITURE for MUNICIPAL ACCOUNT</b>						<b>(1,168,641.56)</b>	
<b>CREDIT CARD PAYMENT SUMMARY for CURRENT BANK STATEMENT</b>							
Credit Card		05-Feb-2016	Dukes Inn	Activesmart Wheatbelt" Launch	65.00		
Credit Card		19-Feb-2016	Riverside Cafe	Christian Porter Meeting (19 Feb): Lunch	52.00		
Credit Card		02-Feb-2016	Shire of Beverley: DoT	Retain Plates for BE1, Retain number plate for plate change on new vehicle	24.70		
Credit Card		01-Feb-2016	Shire of Beverley: DoT	DoT: Reissue Plates for BE1	17.00		
Credit Card		22-Feb-2016	Android Enjoyed	Nikon Forestry Pro Laser Rangefinder	486.85		
Credit Card		15-Feb-2016	JB Hi-Fi	Logitech Wireless Combo	78.00		
Credit Card		19-Feb-2016	City of Perth Parking	Meeting with Christian Porter (19 Feb), Parking	16.80		
					<b>CREDIT CARD PAYMENT SUMMARY for CURRENT BANK STATEMENT</b>	<b>740.35</b>	

**TRUST ACCOUNT DETAILS**

<b>TYPE</b>	<b>NUM</b>	<b>DATE</b>	<b>PAYEE</b>	<b>DETAILS</b>	<b>AMT PAID</b>	<b>TOTALS</b>
<b>PAYMENTS RAISED IN CURRENT MONTH</b>						
<i>EFT Pymt</i>	<i>EFT 890</i>	<i>08-Mar-2016</i>	<i>Cr Denise Jo Ridgway</i>	<i>Cleaning Bond Refund Amenities Hire 27 Feb 16</i>	<i>(200.00)</i>	
<i>EFT Pymt</i>	<i>EFT 902</i>	<i>09-Mar-2016</i>	<i>Shire of Beverley</i>	<i>Transfer of 1 of 10 Draw Down, ILU 09 MAR 16</i>	<i>(5,994.00)</i>	
<i>EFT Pymt</i>	<i>EFT 940</i>	<i>21-Mar-2016</i>	<i>Andrew Shaw</i>	<i>Refund of Cleaning Bond for Booking 22 Feb 16</i>	<i>(200.00)</i>	
<i>EFT Pymt</i>	<i>EFT 941</i>	<i>21-Mar-2016</i>	<i>David Kennedy</i>	<i>Refund of Key Bond (QB Rec 3552)</i>	<i>(30.00)</i>	
<b>PAYMENTS RAISED IN CURRENT MONTH</b>					<b>(6,424.00)</b>	<b>(6,424.00)</b>
<b>PAYMENTS UNPRESENTED IN CURRENT BANK #</b>						
<b>PAYMENTS UNPRESENTED IN CURRENT BANK #</b>					<b>0.00</b>	<b>0.00</b>
<b>PAYMENTS PRESENTED IN CURRENT BANK # RELATING to PRIOR MONTHS' TRANSACTIONS</b>						
<b>PAYMENTS PRESENTED IN CURRENT BANK # RELATING to PRIOR MONTHS' TRANSACTIONS</b>					<b>0.00</b>	<b>0.00</b>
<b>OTHER AMENDMENTS/GENERAL JOURNALS</b>						
<b>OTHER AMENDMENTS/GENERAL JOURNALS</b>					<b>0.00</b>	<b>0.00</b>
<b>TOTAL EXPENDITURE for TRUST ACCOUNT</b>						<b>(6,424.00)</b>
<b>TOTAL EXPENDITURE as reconciled to the March 2016 BANK STATEMENTS</b>						
Municipal Account Expenditure						(1,168,641.56)
Trust Account Expenditure						(6,424.00)
<b>TOTAL EXPENDITURE for March 2016</b>						<b>(1,175,065.56)</b>

### **11.3 Auditor Appointment**

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**SUBMISSION TO:** Ordinary Council Meeting 26 November 2013  
**REPORT DATE:** 20 November 2013  
**APPLICANT:** N/A  
**FILE REFERENCE:** ADM 0047  
**AUTHOR:** SK Marshall, Deputy Chief Executive Officer  
**ATTACHMENTS:** Tender Comparison

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#### **SUMMARY**

That Council considers the appointment of an appropriate Auditor for the three year period 1 July 2016 to 30 June 2019.

#### **BACKGROUND**

On 30 June 2016, AMD Chartered Accountants contract for the provision of audit services expires.

On 21 March 2016, invitations to quote via the WALGA E-Quotes system were sent to all WALGA preferred suppliers for the provision of audit services.

#### **COMMENT**

Four quotes for the provision of audit services have been received. Please see attached detailed quote comparisons and scoring table.

#### **Summarised Scoring Table**

<b>Company</b>	<b>TOTAL</b>
	<b>/40</b>
AMD Chartered Accountants	34.78
Butler Settineri	33.89
Moore Stephens	28.31
PKF	21.79

AMD Chartered Accountants have provided Council with external audit services for the past three years. A solid rapport has grown between staff and auditors over this time.

#### **STATUTORY ENVIRONMENT**

Section 7.3 of the *Local Government Act 1995* allows the following in regard to the appointment of auditors:

(1) A local government is to, from time to time whenever such an appointment is necessary or expedient, appoint\* a person, on the recommendation of the audit committee, to be its auditor.

*\* Absolute majority required.*

(2) The local government may appoint one or more persons as its auditor.

(3) The local government's auditor is to be a person who is —

(a) a registered company auditor; or

(b) an approved auditor.

**FINANCIAL IMPLICATIONS**

Future Budgets.

**STRATEGIC IMPLICATIONS**

Nil

**POLICY IMPLICATIONS**

For expenditure between \$30,000 and \$49,999, two written quotes must be obtained.

**VOTING REQUIREMENTS**

Absolute Majority

**OFFICER'S RECOMMENDATION**

That Tim Partridge and Maria Cavallo from AMD Chartered Accountants be appointed as Auditors for the Shire of Beverley from 1 July 2016 to 30 June 2019.

**COUNCIL RESOLUTION**

**M8/0416**

**Moved Cr Alexander**

**Seconded Cr Gogol**

**That Tim Partridge and Maria Cavallo from AMD Chartered Accountants be appointed as Auditors for the Shire of Beverley from 1 July 2016 to 30 June 2019.**

**CARRIED BY ABSOLUTE MAJORITY 8/0**

Attachment 11.3

Company	Cost Three Years	Score	Hours Allocated Per Year	Score	RTR Acquittal Three Years	Score	Ave Add. Fees Per Hour**	Score	Similar WA LG Experience	Score	Beverly Audit Experience	Score	TOTAL
		15		5		5		5		5		5	40
AMD Chartered Accountants	45,000	11.78	105	5.00	1,750	3	209	5.00	Yes - Current Pingelly	5	Yes - Current	5	34.78
Butler Settineri	35,325	15.00	97	4.62	0 - inc in Audit Fee	5	245	4.27	Yes - Current Merredin	5	No	0	33.89
Moore Stephens	48,000	11.04	98	4.67	2,700	2	291	3.60	Yes - Current Quairading	5	Yes - Past ~10 Years	2	28.31
PKF	39,000	13.59	90	4.29	Not Provided	0	267	3.92	No - Larger Councils	0	No	0	21.79

\* All Costs are shown ex. GST.

\*\* Adjustment made to AMD, Moore Stephens and PKF of 3% per annum for 2017/18 & 2018/19 to allow for annual price review.



## **11.4 10 Year Footpath Replacement Program**

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**SUBMISSION TO:** Ordinary Council Meeting 26 April 2016  
**REPORT DATE:** 12 April 2016  
**APPLICANT:** N/A  
**FILE REFERENCE:** N/A  
**AUTHOR:** SP Vincent, Manager of Works  
**ATTACHMENTS:** 10 Year Footpath Plan

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### **SUMMARY**

Council to consider adopting the 10 Year Footpath Plan as presented at the Capital Projects Workshop held on 8 March 2016.

### **BACKGROUND**

A full review and condition assessment of Council's Footpath network was conducted by Asset Infrastructure Management in July 2015. The review has split the various paths into sections based on varying conditions and construction materials.

From this data Council agreed on the following parameters to progress the formulation of a 10 Year Footpath Plan:

1. All path segments with a condition rating of 5 be dealt with first as these pose the highest risk to users;
2. Vincent Street footpaths be treated separately under the proposed Main Street Development project;
3. All asphalt path segments be converted to in situ concrete as a priority;
4. All slab path segments be converted to in situ concrete as a priority;
5. Paths around the Hospital and Alex Miles lodge be renewed as a priority;
6. Footpaths that fall within the Heritage Trail be included as a priority;
7. Where likely to affect the future performance of the footpath, street trees be removed and not replaced (except for high traffic areas e.g. Hunt Rd and Forrest Street where visual amenity is consider necessary);
8. Following the achievement of the priorities above, areas not serviced by in situ concrete footpaths be looked at for future footpath construction with the goal of having a footpath accessible to one side of each town site street; and
9. A Budget of \$100,000 be allocated to annual renewal of and/or addition to the footpath network for a period of 10 years.

### **COMMENT**

Based on the parameters set by Council, a 10 Year Footpath Plan has been produced (see attachment).

The 10 Year Plan shows a total expenditure of \$1,000,000 with fluctuating expenditure from year to year determined by path lengths.

### **STATUTORY ENVIRONMENT**

Nil

### **FINANCIAL IMPLICATIONS**

2016/17 and future Budgets.

**STRATEGIC IMPLICATIONS**

Built Environment: Maintain and upgrade our assets and infrastructure.

**POLICY IMPLICATIONS**

Nil

**VOTING REQUIREMENTS**

Simple Majority

**OFFICER'S RECOMMENDATION**

That the 10 Year Footpath Plan, as presented, be adopted and incorporated into the 2016/17 Budget and the Shire of Beverley's Long Term Financial Plan.

**COUNCIL RESOLUTION**

**M9/0416**

**Moved Cr Buckland**

**Seconded Cr Gogol**

**That the 10 Year Footpath Plan, as presented, be adopted and incorporated into the 2016/17 Budget and the Shire of Beverley's Long Term Financial Plan.**

**CARRIED 8/0**

Attachment 11.4

Renewal Year	2016/17
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FOOTPATH	Start	End	Material	Condition	Sum of Length	Sum of Width (m)	Sum of Area (m2)	Sum of Renewal Cost - (\$ ex GST)
<b>John Street</b>					<b>842.00</b>	<b>11.00</b>	<b>1,852.40</b>	<b>107,440.00</b>
	<b>Forrest Street</b>							
		Lennard Street	<b>Asphalt</b>	4	171.00	2.20	376.20	21,820.00
	<b>Lennard Street</b>							
		End of path	<b>Asphalt</b>	4	182.00	2.20	400.40	23,223.00
	<b>Railway line</b>							
		Great Southern Highway	<b>Concrete</b>	4	326.00	2.20	717.20	41,598.00
	<b>Sewell Street</b>							
		Forrest Street	<b>Concrete</b>	4	143.00	2.20	314.60	18,247.00
		Railway line	<b>Concrete</b>	3	20.00	2.20	44.00	2,552.00
<b>Grand Total</b>					<b>842.00</b>	<b>11.00</b>	<b>1,852.40</b>	<b>107,440.00</b>

Attachment 11.4

Renewal Year 2017/18

FOOTPATH	Start	End	Material	Condition	Sum of Length	Sum of Width (m)	Sum of Area (m2)	Sum of Renewal Cost - (\$ ex GST)
<b>Dawson Street</b>					<b>488.00</b>	<b>2.20</b>	<b>1,073.60</b>	<b>62,269.00</b>
	<b>Vincent Street</b>							
		Elizabeth Street	<b>Asphalt</b>	4	488.00	2.20	1,073.60	62,269.00
<b>Forrest Street</b>					<b>337.00</b>	<b>2.20</b>	<b>741.40</b>	<b>43,001.00</b>
	<b>Edwards Street</b>							
		Smith Street	<b>Asphalt</b>	4	337.00	2.20	741.40	43,001.00
<b>Grand Total</b>					<b>825.00</b>	<b>4.40</b>	<b>1,815.00</b>	<b>105,270.00</b>

Attachment 11.4

Renewal Year 2018/19

FOOTPATH	Start	End	Material	Condition	Sum of Length	Sum of Width (m)	Sum of Area (m2)	Sum of Renewal Cost - (\$ ex GST)
<b>Forrest Street</b>					<b>103.00</b>	<b>2.20</b>	<b>226.60</b>	<b>13,143.00</b>
	<b>Ernest Drive</b>							
		Edwards Street	<b>Slabs</b>					
				3	103.00	2.20	226.60	13,143.00
<b>Lennard Street</b>					<b>310.00</b>	<b>2.20</b>	<b>682.00</b>	<b>39,556.00</b>
	<b>Edwards Street</b>							
		John Street	<b>Asphalt</b>					
				4	310.00	2.20	682.00	39,556.00
<b>Sewell Street</b>					<b>159.00</b>	<b>2.20</b>	<b>349.80</b>	<b>20,288.00</b>
	<b>John Street</b>							
		Ernest Drive	<b>Concrete</b>					
				3	159.00	2.20	349.80	20,288.00
<b>Smith Street</b>					<b>246.00</b>	<b>2.20</b>	<b>541.20</b>	<b>31,390.00</b>
	<b>Brockman Street</b>							
		Forrest Street	<b>Asphalt</b>					
				4	246.00	2.20	541.20	31,390.00
<b>Grand Total</b>					<b>818.00</b>	<b>8.80</b>	<b>1,799.60</b>	<b>104,377.00</b>

Attachment 11.4

Renewal Year 2019/20

FOOTPATH	Start	End	Material	Condition	Sum of Length	Sum of Width (m)	Sum of Area (m2)	Sum of Renewal Cost - (\$ ex GST)
<b>Ernest Drive</b>					<b>225.00</b>	<b>2.20</b>	<b>495.00</b>	<b>28,710.00</b>
	<b>Sewell Street</b>							
		Forrest Street	<b>Concrete</b>	4	225.00	2.20	495.00	28,710.00
<b>Lukin Street</b>					<b>683.00</b>	<b>2.20</b>	<b>1,502.60</b>	<b>87,151.00</b>
	<b>Material change</b>							
		Nicholas Street	<b>Asphalt</b>	4	683.00	2.20	1,502.60	87,151.00
<b>Queen Street</b>					<b>52.00</b>	<b>5.20</b>	<b>128.00</b>	<b>7,424.00</b>
	<b>Vincent Street</b>							
		Material change	<b>Slabs</b>	3	17.00	3.00	51.00	2,958.00
		New Path	<b>Concrete</b>	5	35.00	2.20	77.00	4,466.00
<b>Grand Total</b>					<b>960.00</b>	<b>9.60</b>	<b>2,125.60</b>	<b>123,285.00</b>

Attachment 11.4

Renewal  
Year 2020/21

FOOTPATH	Start	End	Material	Condition	Sum of Length	Sum of Width (m)	Sum of Area (m2)	Sum of Renewal Cost - (\$ ex GST)
<b>Hunt Road</b>					<b>832.00</b>	<b>11.00</b>	<b>1,830.40</b>	<b>106,163.00</b>
	<b>Elizabeth Street</b>	Service Station crossover	<b>Concrete</b>	3	310.00	2.20	682.00	39,556.00
	<b>Information Bay</b>	Council Road	<b>Concrete</b>	4	67.00	2.20	147.40	8,549.00
	<b>John Street</b>	Morrison Street	<b>Concrete</b>	4	338.00	2.20	743.60	43,129.00
	<b>Morrison Street</b>	Information Bay	<b>Concrete</b>	4	57.00	2.20	125.40	7,273.00
	<b>Service Station crossover</b>	Vincent Street	<b>Concrete</b>	2	60.00	2.20	132.00	7,656.00
<b>Grand Total</b>					<b>832.00</b>	<b>11.00</b>	<b>1,830.40</b>	<b>106,163.00</b>

Attachment 11.4

Renewal Year 2021/22

FOOTPATH	Start	End	Material	Condition	Sum of Length	Sum of Width (m)	Sum of Area (m2)	Sum of Renewal Cost - (\$ ex GST)
<b>Great Southern Hwy</b>					<b>690.00</b>	<b>2.20</b>	<b>1,518.00</b>	<b>88,044.00</b>
	<b>Husking Street</b>	End of path	<b>Asphalt</b>	4	690.00	2.20	1,518.00	88,044.00
<b>Hunt Road</b>					<b>181.00</b>	<b>2.20</b>	<b>398.20</b>	<b>23,096.00</b>
	<b>Council Road</b>	End of path at warehouse	<b>Concrete</b>	4	181.00	2.20	398.20	23,096.00
<b>Grand Total</b>					<b>871.00</b>	<b>4.40</b>	<b>1,916.20</b>	<b>111,140.00</b>



Attachment 11.4

Renewal Year 2022/23

FOOTPATH	Start	End	Material	Condition	Sum of Length	Sum of Width (m)	Sum of Area (m2)	Sum of Renewal Cost - (\$ ex GST)
<b>Brockman Street</b>					<b>355.00</b>	<b>2.20</b>	<b>781.00</b>	<b>45,298.00</b>
	<b>Edwards Street</b>							
		Smith Street	<b>Asphalt</b>					
				4	355.00	2.20	781.00	45,298.00
<b>Edwards Street</b>					<b>210.00</b>	<b>2.20</b>	<b>462.00</b>	<b>26,796.00</b>
	<b>Brockman Street</b>							
		Forrest Street	<b>Asphalt</b>					
				4	210.00	2.20	462.00	26,796.00
<b>Great Southern Hwy</b>					<b>29.00</b>	<b>2.20</b>	<b>63.80</b>	<b>3,700.00</b>
	<b>Husking Street</b>							
		John Street	<b>Asphalt</b>					
				4	29.00	2.20	63.80	3,700.00
<b>Hunt Road</b>					<b>146.00</b>	<b>2.20</b>	<b>321.20</b>	<b>18,630.00</b>
	<b>Elizabeth Street</b>							
		End of construction	<b>Concrete</b>					
				2	146.00	2.20	321.20	18,630.00
<b>Grand Total</b>					<b>740.00</b>	<b>8.80</b>	<b>1,628.00</b>	<b>94,424.00</b>

Attachment 11.4

Renewal Year 2023/24

FOOTPATH	Start	End	Material	Condition	Sum of Length	Sum of Width (m)	Sum of Area (m2)	Sum of Renewal Cost - (\$ ex GST)
<b>Forrest Street</b>					<b>1,068.00</b>	<b>4.40</b>	<b>2,349.60</b>	<b>136,277.00</b>
	<b>John Street</b>							
		Ernest Drive	<b>Concrete</b>					
				4	158.00	2.20	347.60	20,161.00
	<b>Vincent Street</b>							
		John Street	<b>Concrete</b>					
				4	910.00	2.20	2,002.00	116,116.00
<b>Grand Total</b>					<b>1,068.00</b>	<b>4.40</b>	<b>2,349.60</b>	<b>136,277.00</b>

Attachment 11.4

Renewal Year	2024/25
-----------------	---------

FOOTPATH	Start	End	Material	Condition	Sum of Length	Sum of Width (m)	Sum of Area (m2)	Sum of Renewal Cost - (\$ ex GST)
<b>New Project</b>					<b>437.00</b>	<b>2.20</b>	<b>961.40</b>	<b>55,761.00</b>
	(blank)							
		(blank)						
			(blank)					
				(blank)	437.00	2.20	961.40	55,761.00
<b>Grand Total</b>					<b>437.00</b>	<b>2.20</b>	<b>961.40</b>	<b>55,761.00</b>

Attachment 11.4

Renewal Year	2025/26
-----------------	---------

FOOTPATH	Start	End	Material	Condition	Sum of Length	Sum of Width (m)	Sum of Area (m2)	Sum of Renewal Cost - (\$ ex GST)
<b>New Project</b>					<b>437.00</b>	<b>2.20</b>	<b>961.40</b>	<b>55,761.00</b>
	(blank)							
		(blank)						
			(blank)					
				(blank)	437.00	2.20	961.40	55,761.00
<b>Grand Total</b>					<b>437.00</b>	<b>2.20</b>	<b>961.40</b>	<b>55,761.00</b>

## **11.5 Sale of Land for Non-Payment of Rates**

---

**SUBMISSION TO:** Ordinary Council Meeting 26 April 2016  
**REPORT DATE:** 15 April 2016  
**APPLICANT:** N/A  
**FILE REFERENCE:** ADM 0439  
**AUTHOR:** S K Marshall, Deputy Chief Executive Officer  
**ATTACHMENTS:** Lot Maps

---

### **SUMMARY**

Council to consider the continued initiation of the sale of land for non-payment of rates as allowed under section 6.64 of the *Local Government Act 1995*.

### **BACKGROUND**

Outstanding rates are continually reviewed by staff in line with Councils rate recovery policy.

Under the *Local Government Act 1995*, local governments have the power to sell land in order to recover outstanding rates on property where those rates have not been paid for a minimum period of three years.

### **COMMENT**

Staff have identified one property that meets the criteria for sale of land for non-payment of rates:

Assess #	Address	Description	Owner	Rates Outstanding
859	L19 Seabrook Street	Vacant Land	Estate of Jose Alexandre Souza VIANA	\$16,526.72
			<b>Total</b>	<b>\$16,526.72</b>

Numerous attempts have been made to contact the owner of the abovementioned property, this property is listed as the Estate of which indicates that the person owning this property is deceased. We have also contacted the Public Trustee to see if this person's estate had been handled by them but they did not have any records in this name.

It is believed that reasonable attempts have been made to contact potential owners and that the cost of legal proceedings versus successful debt recovery was deemed not to be viable.

In the process of sending this property to the Debt Collection Agency they have advised that the previous Resolution M19/1114, 25 November 2014 needed more expansion as to the history behind the reasons for sale.

### **STATUTORY ENVIRONMENT**

The following sections of the *Local Government Act 1995* provide for the actions to be taken for the sale or transfer of land for non-payment of rates:

#### **6.64. Actions to be taken**

- (1) If any rates or service charges which are due to a local government in respect of any rateable land have been unpaid for at least 3 years the local government may, in accordance with the appropriate provisions of this Subdivision take possession of the land and hold the land as against a person having an estate or interest in the land and —
  - (a) from time to time lease the land; or
  - (b) sell the land; or
  - (c) cause the land to be transferred to the Crown; or
  - (d) cause the land to be transferred to itself.
- (2) On taking possession of any land under this section, the local government is to give to the owner of the land such notification as is prescribed and then to affix on a conspicuous part of the land a notice, in the form or substantially in the form prescribed.
- (3) Where payment of rates or service charges imposed in respect of any land is in arrears the local government has an interest in the land in respect of which it may lodge a caveat to preclude dealings in respect of the land, and may withdraw caveats so lodged by it.

#### **6.68. Exercise of power to sell land**

- (1) Subject to subsection (2), a local government is not to exercise its power under section 6.64(1)(b) (in this Subdivision and Schedule 6.3 referred to as the *power of sale*) in relation to any land unless, within the period of 3 years prior to the exercise of the power of sale, the local government has at least once attempted under section 6.56 to recover money due to it.
- (2) A local government is not required to attempt under section 6.56 to recover money due to it before exercising the power of sale where the local government —
  - (a) has a reasonable belief that the cost of the proceedings under that section will equal or exceed the value of the land; or
  - (b) having made reasonable efforts to locate the owner of the property is unable to do so.
- (3A) A local government is to ensure that a decision to exercise a power of sale without having, within the period of 3 years prior to the exercise of the power of sale, attempted under section 6.56 to recover the money due to it and the reasons for the decision are recorded in the minutes of the meeting at which the decision was made.
- (3) Schedule 6.3 has effect in relation to the exercise of the power of sale.

#### **6.69. Right to pay rates, service charges and costs, and stay proceedings**

- (1) Up to 7 days prior to the time of the actual sale of any land for non-payment of rates or service charges a person having an estate or interest in the land may pay the rates or service charges and the costs and expenses incurred to that time in proceedings relating to the proposed sale.

- (2) At any time after the 7 days referred to in subsection (1) but prior to the time of the actual sale of any land the local government may, upon such terms and conditions as are agreed between the parties, accept payment of the outstanding rates or service charges.
- (3) On payment being made under subsection (1) or (2) the proceedings relating to the proposed sale are stayed and the local government is required to make such notifications and take such measures as are prescribed in relation to the payment and the cancellation of the proposed sale.

#### **6.71. Power to transfer land to Crown or to local government**

- (1) If under this Subdivision land is offered for sale but at the expiration of 12 months a contract for the sale of the land has not been entered into by the local government, it may by transfer, where the land is subject to the provisions of the *Transfer of Land Act 1893*, and by deed, where the land is not subject to the provisions of that Act, transfer or convey the estate in fee simple in the land to —
  - (a) the Crown in right of the State; or
  - (b) the local government.
- (2) When a local government exercises the power referred to in subsection (1)(a) in relation to any land all encumbrances affecting the land are, by virtue of this section of no further force or effect against that land and the Registrar of Titles or the Registrar of Deeds and Transfers, as the case requires, is to give effect to this section.
- (3) When exercising the power referred to in subsection (1)(b) the local government is required to pay the sum secured by, or payable under, a mortgage, lease, tenancy, encumbrance or charge in favour of the Crown in right of the State or a department, agency, or instrumentality of the Crown in right of the State.

#### **FINANCIAL IMPLICATIONS**

Process should remain cost neutral as all associated costs with sale of land for non-payment of rates are recoverable under the Act.

#### **STRATEGIC IMPLICATIONS**

Nil

#### **POLICY IMPLICATIONS**

Policy Manual – AF006 Rates Recovery

#### **VOTING REQUIREMENTS**

Absolute Majority

#### **OFFICER'S RECOMMENDATION**

That the sale of land for non-payment of rates as per section 6.64 of the *Local Government Act 1995* continue to be initiated for the property, Lot 19 Seabrook Street to recover a total \$16,526.72 plus associated sale costs.

**COUNCIL RESOLUTION**

**M10/0416**

**Moved Cr Shaw**

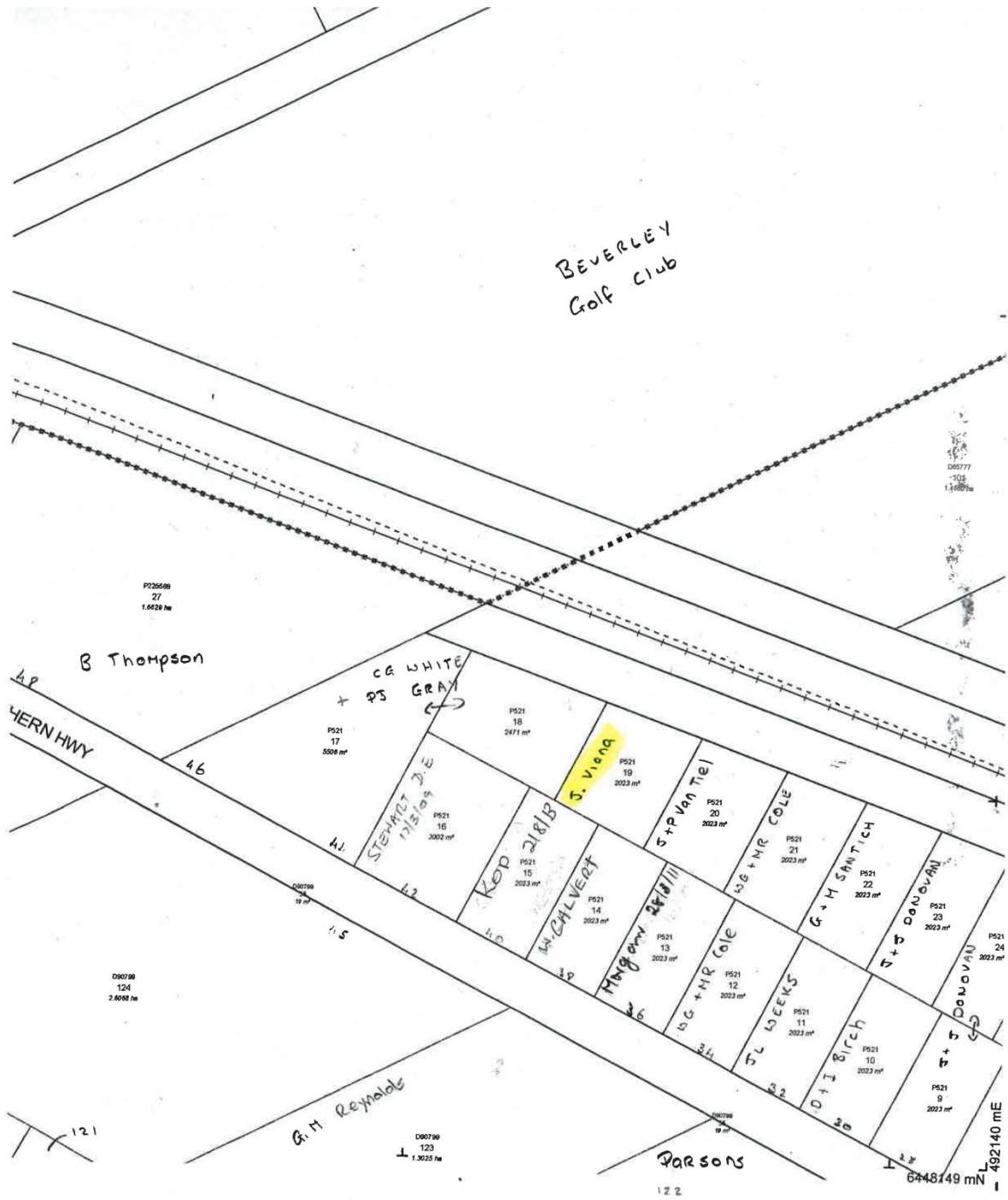
**Seconded Buckland**

**That the sale of land for non-payment of rates as per section 6.64 of the *Local Government Act 1995* continue to be initiated for the property, Lot 19 Seabrook Street to recover a total \$16,526.72 plus associated sale costs.**

**CARRIED BY ABSOLUTE MAJORITY 8/0**



Attachment 11.5



Local Government: SHIRE OF BEVERLEY



Department of Land Information  
Government of Western Australia

Street address: 1 Midland Square, Midland, WA 6056  
Postal address: PO Box 2222, Midland, WA 6936  
Tel: (08) 9273 7555 Fax: (08) 9273 7205  
eMail: sales@dl.i.wa.gov.au  
Internet: www.dli.wa.gov.au  
Digital orthophotos are available from DLI's eShop

INDEX TO ADJOINING SHEETS

BH34 034.010	BH34 035.010	BH34 036.010
BH34 034.009	<b>BH34 035.009</b>	BH34 036.009
BH34 034.008	BH34 035.008	BH34 036.008

**Standard View 2**  
A view of the Spatial Cadastral Datab:  
(SCDB) current and printed as at:  
**16 May 2006**  
Refer to this map as:  
View 2 Sheet No.

**DLI 24 035 009**

## **11.6 Transfer of Land for Non-Payment of Rates**

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**SUBMISSION TO:** Ordinary Council Meeting 26 April 2016  
**REPORT DATE:** 21 April 2016  
**APPLICANT:** Shire of Beverley  
**FILE REFERENCE:** ADM 0439  
**AUTHOR:** N J Ashworth, Rates/Debtors Officer  
**ATTACHMENTS:** Lot Maps

---

### **SUMMARY**

Council to consider the continued initiation of the transfer of land for non-payment of rates as provided by Section 6.64 of the Local Government Act.

### **BACKGROUND**

Several land parcels have been identified as having accrued outstanding rates for a period of three or more years.

Assessments 1381, 1402, 1403, 1404, 1405 & 1410 have been identified and are part of the Anglo Estates development at Kokeby. These blocks are unable to be further developed due to zoning and other issues and Council has previously made attempts to absorb all of the Anglo Estate blocks due to the inherent issues with them.

Due to these properties being unable to be built on they have no real market value on them. The Council would not be making a profit from these blocks being transferred into their name as further costs would be incurred at a later date if Council were to amalgamate these properties.

Assessments 1381, 1402, 1404 & 1405 have surrendered the titles to the Shire and we have previously tried to initiate settlement but the owners have declined to sign the appropriate documents. There have been numerous attempts to get these documents signed with telephone calls and letters going unanswered.

Assessments 1381, 1402, 1403, 1404, 1405 & 1410 these properties have had Legal Action taken in 2013 by Ampac with no results. We have sent notices and reminder notices with no responses, these notices are not returned to sender in any of the cases. Ampac (our debt collection agency) are in the process of doing Skip Traces on these Owners.

Assessment 1403 has a note on the title that there is a mortgage to the Commonwealth Bank of Australia. The Officer is investigating whether this is still current.

Assessment 51360 is an Easement located between 82 and 84 Lukin Street and has also been identified as having outstanding rates for a period of three or more years. The previous owner of 84-86 Lukin St sold this property in 2009. This title was on his rate notice but the title is not in his name. The title is in the name of Janet Clarence Smith and Margaret Hunter Smith who may well have been the original owners of the property, as the date on the title is 6 January 1909. On advice from Landgate, the previous owner could have had this land transferred into

their name and amalgamated with their property, as they had continual use of this property for more than 10 years. This however did not occur and 84-86 Lukin Street has since been sold.

Due to these people being deceased we have not commenced Legal Action but have checked with the Public Trustee as to whether these people have been clients, to which the reply was no. Ampac have commenced a Probate Search.

Assessment 1430 at Lot 230 Vincent Street is only 574m<sup>2</sup> and is a very long skinny block. Once we have transferred this into our name we could offer this Lot to adjoining landholders.

### COMMENT

The Anglo Estate properties have not had any payments made to the rates. Consequently, it is possible to transfer this land under Section 6.64 of the *Local Government Act 1995*. Currently the land is attracting minimum rates annually, as well as penalty interest. This has been occurring since the 2007/2008 financial year. The total area of these properties is 0.10ha per property.

Assessment 51360 has been further investigated through Landgate and their advice was to get the land transferred to the Shire of Beverley, under the 3 year rule, and then the Shire would be able to offer it for sale to either of the adjacent land owners. Currently the land is attracting minimum rates annually, as well as penalty interest. This has been occurring since the 2010/2011 financial year. The total area of this property is 283.00m<sup>2</sup>

Below is a summary of the assessments identified:

Assess #	Address	Title Vol/Fol	Description	Owner	Rates Outstanding
1381	L10 Gt Southern Hwy	2039/454	Vacant	LK Higgins & F Scali	\$11,116.64
1402	L31 Gt Southern Hwy	2039/475	Vacant	G H Higgins	\$11,207.64
1403	L32 Gt Southern Hwy	2039/476	Vacant	S R Higgins	\$11,540.82
1404	L33 Gt Southern Hwy	2039/477	Vacant	J M Higgins	\$11,087.64
1405	L34 Gt Southern Hwy	2039/478	Vacant	J Higgins	\$11,777.32
1410	L39 Gt Southern Hwy	2039/483	Vacant	M Bilich	\$26,544.05
1430	L230 Vincent Street	962/78	Vacant	Estate of BM Edwards	\$25,195.95
51360	L51 Lukin Street	435/161	Vacant	MH Smith & J C Smith	\$7,790.72
				<b>Total</b>	<b>\$116,260.78</b>

### STATUTORY ENVIRONMENT

The following sections of the *Local Government Act 1995* provide for the actions to be taken for the sale or transfer of land for non-payment of rates:

#### 6.64. Actions to be taken

- (1) If any rates or service charges which are due to a local government in respect of any rateable land have been unpaid for at least 3 years the local government may, in accordance with the appropriate provisions of this Subdivision take possession of the land and hold the land as against a person having an estate or interest in the land and —
  - (a) from time to time lease the land; or

- (b) sell the land; or
  - (c) cause the land to be transferred to the Crown; or
  - (d) cause the land to be transferred to itself.
- (2) On taking possession of any land under this section, the local government is to give to the owner of the land such notification as is prescribed and then to affix on a conspicuous part of the land a notice, in the form or substantially in the form prescribed.
- (3) Where payment of rates or service charges imposed in respect of any land is in arrears the local government has an interest in the land in respect of which it may lodge a caveat to preclude dealings in respect of the land, and may withdraw caveats so lodged by it.

#### **6.68. Exercise of power to sell land**

- (1) Subject to subsection (2), a local government is not to exercise its power under section 6.64(1)(b) (in this Subdivision and Schedule 6.3 referred to as the *power of sale*) in relation to any land unless, within the period of 3 years prior to the exercise of the power of sale, the local government has at least once attempted under section 6.56 to recover money due to it.
- (2) A local government is not required to attempt under section 6.56 to recover money due to it before exercising the power of sale where the local government —
- (a) has a reasonable belief that the cost of the proceedings under that section will equal or exceed the value of the land; or
  - (b) having made reasonable efforts to locate the owner of the property is unable to do so.
- (3A) A local government is to ensure that a decision to exercise a power of sale without having, within the period of 3 years prior to the exercise of the power of sale, attempted under section 6.56 to recover the money due to it and the reasons for the decision are recorded in the minutes of the meeting at which the decision was made.
- (3) Schedule 6.3 has effect in relation to the exercise of the power of sale.

#### **6.69. Right to pay rates, service charges and costs, and stay proceedings**

- (1) Up to 7 days prior to the time of the actual sale of any land for non-payment of rates or service charges a person having an estate or interest in the land may pay the rates or service charges and the costs and expenses incurred to that time in proceedings relating to the proposed sale.
- (2) At any time after the 7 days referred to in subsection (1) but prior to the time of the actual sale of any land the local government may, upon such terms and conditions as are agreed between the parties, accept payment of the outstanding rates or service charges.
- (3) On payment being made under subsection (1) or (2) the proceedings relating to the proposed sale are stayed and the local government is required to make

such notifications and take such measures as are prescribed in relation to the payment and the cancellation of the proposed sale.

#### **6.71. Power to transfer land to Crown or to local government**

- (1) If under this Subdivision land is offered for sale but at the expiration of 12 months a contract for the sale of the land has not been entered into by the local government, it may by transfer, where the land is subject to the provisions of the *Transfer of Land Act 1893*, and by deed, where the land is not subject to the provisions of that Act, transfer or convey the estate in fee simple in the land to —
  - (a) the Crown in right of the State; or
  - (b) the local government.
- (2) When a local government exercises the power referred to in subsection (1)(a) in relation to any land all encumbrances affecting the land are, by virtue of this section of no further force or effect against that land and the Registrar of Titles or the Registrar of Deeds and Transfers, as the case requires, is to give effect to this section.
- (3) When exercising the power referred to in subsection (1)(b) the local government is required to pay the sum secured by, or payable under, a mortgage, lease, tenancy, encumbrance or charge in favour of the Crown in right of the State or a department, agency, or instrumentality of the Crown in right of the State.

#### **FINANCIAL IMPLICATIONS**

If identified land parcels are to be transferred to the Shire for Beverley, the outstanding rates owing on the properties would be forfeited.

Total rates outstanding is \$116,260.78.

There are some legal fees associated with the land transfers which are unknown at this time. The legal fees to date are included in the above amount.

#### **STRATEGIC IMPLICATIONS**

Nil

#### **POLICY IMPLICATIONS**

Policy Manual – AF006 Rates Recovery

#### **VOTING REQUIREMENTS**

Absolute Majority

## **OFFICER'S RECOMMENDATION**

That:

The transfer of land of;

Certificate of Title Vol 2039 Fol 454 (Assessment 1381)

Certificate of Title Vol 2039 Fol 475 (Assessment 1402)

Certificate of Title Vol 2039 Fol 476 (Assessment 1403)

Certificate of Title Vol 2039 Fol 477 (Assessment 1404)

Certificate of Title Vol 2039 Fol 478(Assessment 1405)

Certificate of Title Vol 2039 Fol 483(Assessment 1410)

Certificate of Title Vol 962 Fol 78 (Assessment 1430)

Certificate of Title Vol 435 Fol 161(Assessment 51360)

to the Shire of Beverley for non-payment of rates under section 6.64 of the *Local Government Act 1995* continue following the completion of Skip Trace searches for the owners of the identified land.

Should no issues arise following the completion of the Skip Trace searches, the transfer of land for non-payment of rates under section 6.64 of the *Local Government Act 1995* is to progress.

Should issues arise affecting the successful completion of the transfer of land for non-payment of rates under section 6.64 of the *Local Government Act 1995*, following the completion of Skip Trace searches, a report is to be presented at the earliest Ordinary Council meeting outlining further options for rates recovery.

CARRIED 8/0

**COUNCIL RESOLUTION**

**M11/0416**

**Moved Cr Davis**

**Seconded Cr Buckland**

**That:**

**The transfer of land of;**

**Certificate of Title Vol 2039 Fol 454 (Assessment 1381)**

**Certificate of Title Vol 2039 Fol 475 (Assessment 1402)**

**Certificate of Title Vol 2039 Fol 476 (Assessment 1403)**

**Certificate of Title Vol 2039 Fol 477 (Assessment 1404)**

**Certificate of Title Vol 2039 Fol 478(Assessment 1405)**

**Certificate of Title Vol 2039 Fol 483(Assessment 1410)**

**Certificate of Title Vol 962 Fol 78 (Assessment 1430)**

**Certificate of Title Vol 435 Fol 161(Assessment 51360)**

**to the Shire of Beverley for non-payment of rates under section 6.64 of the *Local Government Act 1995* continue following the completion of Skip Trace searches for the owners of the identified land.**

**Should no issues arise following the completion of the Skip Trace searches, the transfer of land for non-payment of rates under section 6.64 of the *Local Government Act 1995* is to progress.**

**Should issues arise affecting the successful completion of the transfer of land for non-payment of rates under section 6.64 of the *Local Government Act 1995*, following the completion of Skip Trace searches, a report is to be presented at the earliest Ordinary Council meeting outlining further options for rates recovery.**

**CARRIED BY ABSOLUTE MAJORITY 8/0**

Attachment 11.6





Attachment 11.6

399  
09 APPLICATION 10/1907 Vol. 124, Fol. 172. INDEXED

REGISTER BOOK.  
Vol. 435 Fol. 161

WESTERN AUSTRALIA. CT 0435 0161 F

### Certificate of Title

under "The Transfer of Land Act, 1893."  
Beh. 6, 98 V., 14.

*Margaret Hunter Smith and Janet Clarence Smith of Beverley*  
show the proprietors as joint tenants  
of an estate in fee simple in possession subject to the easements and encumbrances notified hereunder, in ALL  
that piece of land delineated and coloured green on the map hereon,  
containing *three acres and twelve perches*  
or therabouts, being *portion of Beverley Suburban Lot 156 and being*  
*part of the land comprised in deposited diagram 2858*  
Lot 51 on Deposited Plan 27572.

Land price-fee for services -  
Regulation 12 Central Government  
Transfer of Land Act 1893  
Regulation, Cor. 1275-2000-01

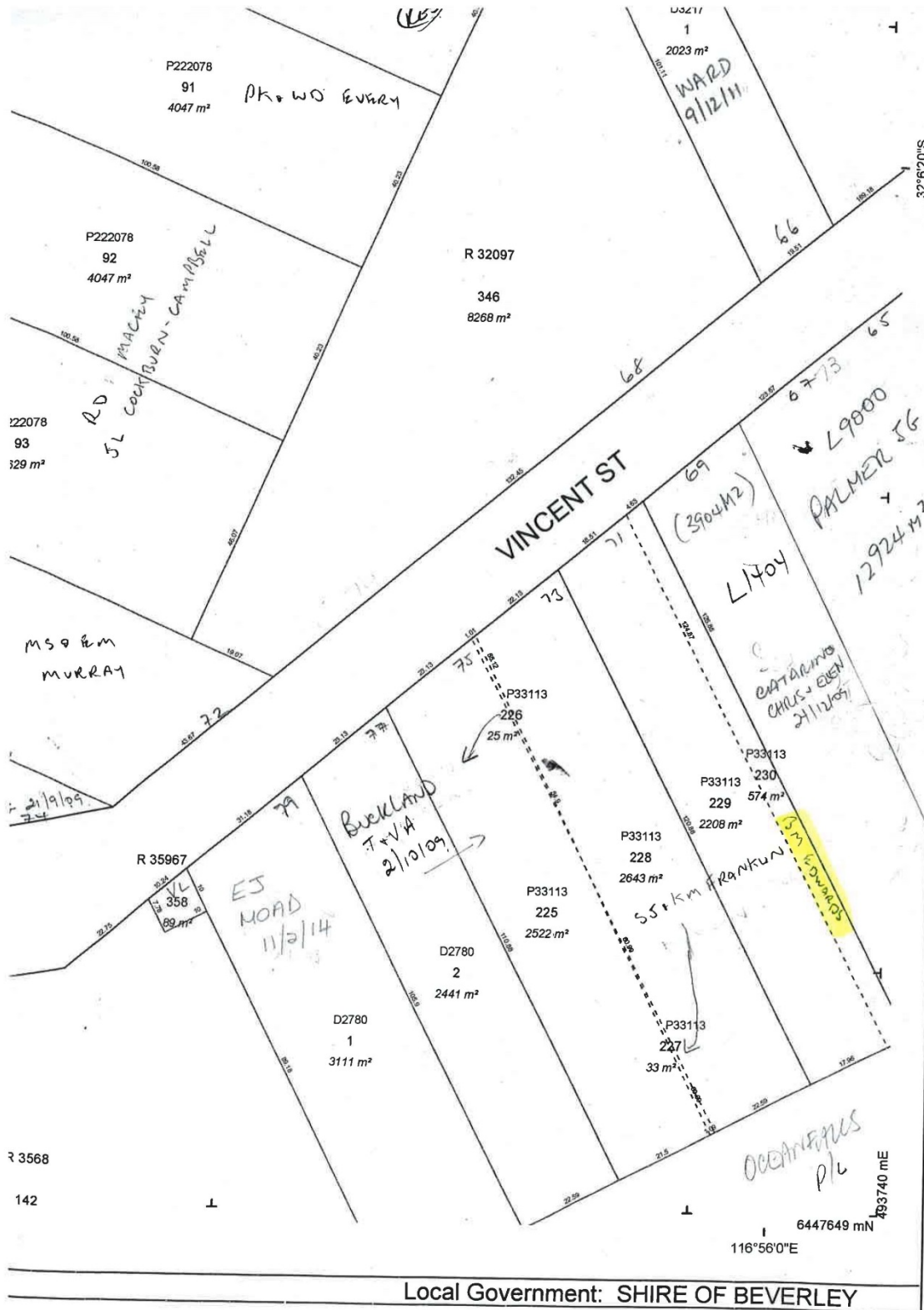
Dated the *sixth* day of *January* One thousand nine  
hundred and *nine*

*Arthur S. Harvey*  
Registrar of Titles.

[s1]MAYOR For encumbrances and other matters affecting the land see book.

LANDGATE COPY OF ORIGINAL NOT TO SCALE Mon Nov 17 14:49:55 2014 JOB 46144715

Attachment 11.6



Local Government: SHIRE OF BEVERLEY

Department of Land Information  
Government of Western Australia

INDEX TO ADJOINING SHEETS

BH34 071.017	BH34 072.017	BH34 073.017
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**Standard View 2**  
A view of the Spatial Cadastral Database  
(SCDB) current and printed as at:

## **12. ADMINISTRATION**

### **12.1 Policy Manual – Rostered Days Off**

---

**SUBMISSION TO:** Ordinary Council Meeting 26 April 2016  
**REPORT DATE:** 12 April 2016  
**APPLICANT:** N/A  
**FILE REFERENCE:** N/A  
**AUTHOR:** SK Marshall, Deputy Chief Executive Officer  
**ATTACHMENTS:** S022 Rostered Days Off

---

#### **SUMMARY**

Council to consider adopting draft Policy S022 – Rostered Days Off.

#### **BACKGROUND**

Rostered Days Off (RDOs) were introduced at the Shire of Beverley pre-1998 to promote a healthy work life balance for full time staff. The overall objective of RDOs is to allow Staff time during a working week to conduct personal business or attend personal appointments that otherwise cannot be done on weekends or public holidays.

Most full time staff are eligible for one RDO per fortnight. However, some prior agreements for one RDO per month are still in existence.

#### **COMMENT**

There has been some grey area around the awarding of RDOs and the accumulation of excessive RDOs. The objective of RDOs as mentioned above is to allow time during a working week to conduct personal business or attend personal appointments, RDOs are not designed to be treated like Annual Leave i.e. they are not to be accrued over time to be used for extended periods.

Consequently, it is necessary to implement a written policy to guide the awarding and accumulation of RDOs and inform staff of these objectives (see attached).

#### **STATUTORY ENVIRONMENT**

Local Government Industry Award 2010 and National Employment Standards.

#### **FINANCIAL IMPLICATIONS**

Nil

#### **STRATEGIC IMPLICATIONS**

Nil

#### **POLICY IMPLICATIONS**

New Policy

#### **VOTING REQUIREMENTS**

Absolute Majority

#### **OFFICER'S RECOMMENDATION**

That draft Policy S022 – Rostered Days Off be adopted and included in the Shire of Beverley Policy Manual.

**COUNCIL RESOLUTION**

**M12/0416**

**Moved Cr Davis**

**Seconded Cr Buckland**

**That draft Policy S022 – Rostered Days Off be adopted and included in the Shire of Beverley Policy Manual.**

**CARRIED BY ABSOLUTE MAJORITY 8/0**

Attachment 12.1

**9.22 Rostered Days Off**

<b>Policy Type:</b>	Staff
<b>Date Adopted:</b>	

<b>Policy No:</b>	<b>S022</b>
<b>Date Last Reviewed:</b>	

<b>Legal (Parent):</b>
1. Local Government Industry Award 2010

<b>Legal (Subsidiary):</b>
1.

<b>ADOPTED POLICY</b>	
<b>Title:</b>	<b>ROSTERED DAYS OFF</b>
<b>Objective:</b>	<b>Outline the criteria for awarding Rostered Days Off to Staff and setting limits on the accumulation of Rostered Days Off.</b>

**Policy**

Rostered Days Off have been incorporated to encourage a healthy work-life balance for Shire of Beverley Staff and allow time to conduct personal business and appointments.

Full Time Employees employed under the Local Government Industry Award 2010 and National Employment Standards are entitled to one Rostered Day Off (RDO) per fortnight commencing from employment.

RDO days can be taken on any day Monday to Friday, however the same day is to be taken per RDO (e.g. if Monday is selected as the RDO day by the employee, each RDO must be taken on a Monday).

The day on which a particular RDO is taken is flexible upon negotiation between the Staff member and their direct supervisor. However, the swapping of RDO days should be limited to reduce disruption to planned work activities.

If an RDO falls on a public holiday, the RDO is to be taken on the next working day.

A maximum of two (2) RDOs are to be accumulated at any time, unless otherwise approved by the Chief Executive Officer.

Any RDOs accumulated over the two day limit will be forfeited.

Accumulated RDOs will not be paid out.

## **12.2 Amendment to the Fire Break Order**

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**SUBMISSION TO:** Ordinary Council Meeting 26 April 2016  
**REPORT DATE:** 20 April 2016  
**APPLICANT:** Shire of Beverley  
**FILE REFERENCE:** ADM 0077  
**AUTHOR:** SP Gollan, Chief Executive Officer  
**ATTACHMENTS:** Proposed Fire Break Order

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### **SUMMARY**

Council to consider adopting changes to the Fire Break Order in relation to small landowners.

### **BACKGROUND**

The Shire of Beverley Fire Control Officers (FCO's) held a meeting on Thursday 17 March 2016 (refer to item 7.2) where it was discussed that changes need to be made to fire break requirements for landowners outside the gazetted townsite with property equal to or less than 100 hectares.

### **COMMENT**

It is the view of the FCO's and the Community Emergency Services Manager that changes to the Order in the Shire of Beverley would make for a more safe and effective way to deal with any fire emergency that may arise within these smaller blocks, by having the owners install fire breaks. This will enable volunteer fire fighters to have a safe area to work from.

During the FCO's 17 March meeting, the Brookton Chief Fire Control Officer advised that the Shire of Brookton have a similar policy which serves well. From this meeting, the group passed a motion to recommend that Council adopt changes to the Fire Break Order, which is now proposed to read:

### ***RURAL RESIDENTS AND RURAL LAND***

#### ***Small Rural Holdings***

*All rural properties equal to or less than 100 hectares in size are required to have constructed and maintained a 2.2meter firebreak clear of all flammable material along all external boundaries or provision on the property of an operational independent mobile water filled fire-fighting unit with the water capacity of not less than 650 litres to be at the ready throughout the Prohibited and Restricted burning period.*

*Note: An exemption applies when the small landholding is managed by neighbouring/adjoining landholder for agricultural purposes.*

The complete proposed Fire Break Order for 2016/17 is attached (new addition highlighted in yellow).

### **STATUTORY ENVIRONMENT**

*Bush Fires Act 1954, Section 33 – Local Government may require occupier of land to plough or clear fire-break.*

## **FINANCIAL IMPLICATIONS**

Nil

## **STRATEGIC IMPLICATIONS**

Nil

## **POLICY IMPLICATIONS**

Nil

## **VOTING REQUIREMENTS**

Simple Majority

## **OFFICER'S RECOMMENDATION**

That Council adopt the new wording into the Fire Break Order, being:

### **Small Rural Holdings**

All rural properties equal to or less than 100 hectares in size are required to have constructed and maintained a 2.2meter firebreak clear of all flammable material along all external boundaries or provision on the property of an operational independent mobile water filled fire-fighting unit with the water capacity of not less than 650 litres to be at the ready throughout the Prohibited and Restricted burning period.

Note: An exemption applies when the small landholding is managed by neighbouring/adjoining landholder for agricultural purposes.

## **COUNCIL RESOLUTION**

**M13/0416**

**Moved Cr Shaw**

**Seconded Cr Murray**

**That Council adopt the new wording into the Fire Break Order, being:**

### **Small Rural Holdings**

**All rural properties equal to or less than 100 hectares in size are required to have constructed and maintained a 2.2meter firebreak clear of all flammable material along all external boundaries or provision on the property of an operational independent mobile water filled fire-fighting unit with the water capacity of not less than 650 litres to be at the ready throughout the Prohibited and Restricted burning period.**

**Note: An exemption applies when the small landholding is managed by a neighbouring/adjoining landholder for agricultural purposes and this information is to be provided to the Shire in writing by the landowner.**

**CARRIED 8/0**

Attachment 12.3



Shire of Beverley

## FIRE BREAK ORDER

### Bush Fire Act 1954

All owners and occupiers of land are required on or before 1 November every year to provide and thereafter maintain free of all inflammable material until 15 April of the following year, firebreaks as stipulated in the manner described in the following schedule.

#### SCHEDULE

##### RURAL LAND

###### SMALL RURAL HOLDINGS

All rural properties equal to or less than 100 hectares in size are required to have constructed and maintained a 2.2meter firebreak clear of all flammable material along all external boundaries or provision on the property of an operational independent mobile water filled fire-fighting unit with the water capacity of not less than 650 litres to be at the ready throughout the Prohibited and Restricted burning period.

Note: An exemption applies when the small landholding is managed by neighbouring/adjoining landholder for agricultural purposes.

###### BUILDINGS AND HAYSTACKS

A firebreak of at least 4 metres wide and not more than 60 metres from the perimeter of all buildings (including temporary dwellings e.g. caravans) and/or haystacks or groups of buildings and/or haystacks so as to completely surround the buildings, haystacks and/or fuel dumps.

###### BULLDOZED BUSH

A firebreak 20 metres wide shall be maintained immediately inside the external boundaries of all land which has been bulldozed, chained or prepared in any similar manner for clearing by burning (whether it is intended to burn the bush or not).

###### STATIONARY PUMPS/MOTORS

A firebreak 4 metres wide shall be cleared and maintained around all stationary pumps and motors.

###### PLANTATIONS

All plantation firebreaks must be maintained. Note, all new plantations and extensions to current plantations must have a minimum 6 metre fire break installed on all boundaries of the plantation.

###### HARVESTING, HAY AND STRAW BAILING OPERATIONS

During the period when harvesting operations are being conducted, there shall be provided in the same paddock or within 400 metres of that paddock an operational



## Attachment 12.3



## Shire of Beverley

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independent mobile fire-fighting unit having a water capacity of not less than 650 litres. The tank of the unit shall be kept full of water at all times during the harvest operations. The responsibility to supply the unit, being that of the landowner.

### **OPERATION OF PLANT AND MACHINERY**

During the restricted and prohibited burning times, all **machinery and trucks** shall not be operated on rural land unless fitted with a fire extinguisher. **On days of HARVEST BANS there shall be no movement of any vehicles within paddocks.**

No slashers or mowing equipment to be used during the Prohibited Burning Period.

### **PADDOCK BURNS**

At any time throughout the year, where a landowner intends to burn paddocks, the following must be provided to prevent escape of fire:

1. A firebreak 2.2 metres wide clear of all inflammable material completely surrounding the area to be burnt.
2. An operational fire-fighting unit having a capacity of not less than 650 litres.
3. Permits to burn may be required. Contact your Fire Control Officer for details.

**During the Easter Holiday Period no person shall light a fire in a paddock without prior consent of a Fire Control Officer.**

## **TOWN SITE LAND**

All lots with an area of 2.012ha (5 acres) or less, shall be clear of all inflammable material or have grass mown to a height no greater than 15cm.

All lots or combination of lots that compromise of one holding and having an area greater than 2.012ha (5 acres) shall be either clear of all inflammable material or have a firebreak 2.2 metres wide free of all inflammable material inside and along all external boundaries.

## **GENERAL INFORMATION**

### **FUEL DUMPS**

You shall remove all flammable materials or material likely to become flammable during summer from land occupied by bulk storage tanks and/or drums used for storage of liquid fuel whether the bulk storage tanks and/or drums contain liquid or not. This includes the land on which ramps for holding the drums are constructed. The flammable free ground must be maintained to a distance of at least 4 metres outside the perimeter of any drum, stack of drums or drum ramp or bulk storage tank.

## Attachment 12.2



**Shire of Beverley**

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### **VARIATIONS TO REQUIREMENTS BY THE ORDER**

For permission to provide firebreaks in alternative positions or by alternative date or to take alternative action to abate fire hazards on the land, an application must be made no later than 14 days prior to the date firebreaks are required. If permission is not granted by the Shire or its duly authorised officer, you shall comply with the requirements of this notice.

### **PENALTY FOR FAILURE TO COMPLY**

The penalty for failing to comply with this notice is a fine of up to \$1,000. If the owner or occupier fails to carry out the works required by this Firebreak Order the Shire of Beverley may enter the land and prepare the firebreaks at the cost of the owner or occupier.

### **BURNING**

If the requirements of this notice are carried out by burning, such burning must be in accordance with the relevant provisions of the Bush Fire Act 1954.

### **ANGLE GRINDERS AND WELDERS**

The use of Angle Grinders, Welders or similar equipment should be undertaken with extreme care and there shall be in attendance an operational fire-fighting appliance. **(The use of this equipment is not permitted on days on which a fire ban has been declared).**

### **12.3 Use of the Common Seal**

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**SUBMISSION TO:** Ordinary Council Meeting 26 April 2016  
**REPORT DATE:** 20 April 2016  
**APPLICANT:** Shire of Beverley  
**FILE REFERENCE:** ADM 0256  
**AUTHOR:** S P Gollan, Chief Executive Officer  
**ATTACHMENTS:** Nil

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#### **SUMMARY**

Council to endorse the use of the Common Seal.

#### **BACKGROUND**

Allocation of the Common Seal requires accompanying signatures of both the Shire President (or Deputy) and Chief Executive Officer (or person acting in that position).

#### **COMMENT**

The Common Seal has been recently attached to the following document:

1. Licence Agreement for the Portion of Reserve 5262 between the Shire of Beverley and the Beverley Off Road Motor Sports Association.

#### **STATUTORY ENVIRONMENT**

*Local Government Act 1995*, Part 9, Division 3, Execution of documents states:

- (1) A document is duly executed by a local government if -
  - (a) the common seal of the local government is affixed to it in accordance with subsections (2) and (3); or
  - (b) it is signed on behalf of the local government by a person or persons authorised under subsection (4) to do so.
- (2) The common seal of a local government is not to be affixed to any document except as authorised by the local government.
- (3) The common seal of the local government is to be affixed to a document in the presence of –
  - (a) the mayor or president; and
  - (b) the chief executive officer or a senior employee authorised by the chief executive officer,  
each of whom is to sign the document to attest that the common seal was so affixed.
- (4) A local government may, by resolution, authorise the chief executive officer, another employee or an agent of the local government to sign documents on behalf of the local government, either generally or subject to conditions or restrictions specified in the authorisation.

- (5) A document executed by a person under an authority under subsection (4) is not to be regarded as a deed unless the person executes it as a deed and is permitted to do so by the authorisation.
- (6) A document purporting to be executed in accordance with this section is to be presumed to be duly executed unless the contrary is shown.
- (7) When a document is produced bearing a seal purporting to be the common seal of the local government, it is to be presumed that the seal is the common seal of the local government unless the contrary is shown.

**FINANCIAL IMPLICATIONS**

Nil

**STRATEGIC IMPLICATIONS**

Nil

**POLICY IMPLICATIONS**

Nil

**VOTING REQUIREMENTS**

Simple Majority

**OFFICER'S RECOMMENDATION**

That Council note and endorse the use of the Common Seal having been attached to:

1. Licence Agreement for the Portion of Reserve 5262 between the Shire of Beverley and the Beverley Off Road Motor Sports Association.

**COUNCIL RESOLUTION**

**M14/0416**

**Moved Cr Murray**

**Seconded Cr Gogol**

**That Council note and endorse the use of the Common Seal having been attached to:**

- 1. Licence Agreement for the Portion of Reserve 5262 between the Shire of Beverley and the Beverley Off Road Motor Sports Association.**

**CARRIED 8/0**

### **13. NEW BUSINESS ARISING BY ORDER OF THE MEETING**

#### **13.1 Thank you to Cr Shaw**

Cr Ridgway thanked Cr Shaw for chairing the 22 March 2016 Ordinary Council meeting while the Shire President and Deputy President were on leave.

### **14. CLOSURE**

The Chairman declared the meeting closed at 3:28pm

I hereby certify these Minutes as being confirmed in accordance with Section 5.22 of the Local Government Act 1995.

PRESIDING MEMBER:

DATE: