

# Notice of Meeting



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Dear Elected Member

The next Ordinary meeting of the Shire of Pingelly will be held on 19 July 2017 in the Council Chambers, 17 Queen Street, Pingelly commencing at 2.00pm.

Pumphrey's CWA will be providing dinner.

## **Schedule**

2pm Council Meeting

Barry Gibbs  
**Acting Chief Executive Officer**

14 July 2017

## **DISCLAIMER**

No responsibility whatsoever is implied or accepted by the Shire of Pingelly for any act, omission or statement or intimation occurring during Council or Committee meetings or during formal/informal conversations with staff. The Shire of Pingelly disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during Council or Committee meetings or discussions. Any person or legal entity that act or fails to act in reliance upon any statement does so at the person's or legal entity's own risk.

In particular and without derogating in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a licence, any statement or limitation of approval made by a member or officer of the Shire of Pingelly during the course of any meeting is not intended to be and is not taken as notice of approval from the Shire of Pingelly. The Shire of Pingelly warns that anyone who has an application lodged with the Shire of Pingelly must obtain and only should rely on WRITTEN CONFIRMATION of the outcome of the application, and any conditions attaching to the decision made by the Shire of Pingelly in respect of the application.

## **AGENDA**

Shire of Pingelly  
Ordinary Council Meeting  
19 July 2017

## **MISSION STATEMENT**

*To enhance the quality of life for the people of Pingelly through the provision of leadership, services and infrastructure.*

## **DISCLAIMER**

### **INFORMATION FOR PUBLIC ATTENDING COUNCIL MEETINGS**

#### **PLEASE NOTE:**

The recommendations contained in this agenda are officers' recommendations only and should not be acted upon until Council has resolved to adopt those recommendations.

The resolutions of Council should be confirmed by perusing the minutes of the Council meeting at which these recommendations were considered.

Members of the public should also note that they act at their own risk if they enact any resolution prior to receiving official written notification of Council's decision.

**BARRY GIBBS  
ACTING CHIEF EXECUTIVE OFFICER**

## **COUNCIL MEETING INFORMATION NOTES**

Your Council generally handles all business at Ordinary or Special Council Meetings.

From time to time Council may form a Committee to examine subjects and then report to Council.

Generally all meetings are open to the public; however, from time to time Council will be required to deal with personal, legal and other sensitive matters. On those occasions Council will generally close that part of the meeting to the public. Every endeavour will be made to do this as the last item of business of the meeting.

**Public Question Time.** It is a requirement of the Local Government Act 1995 to allow at least fifteen (15) minutes for public question time following the opening and announcements at the beginning of the meeting. Should there be a series of questions the period can be extended at the discretion of the Chairman.

Written notice of each question should be given to the Chief Executive Officer fifteen (15) minutes prior to the commencement of the meeting. A summary of each question and response is included in the Minutes.

When a question is not able to be answered at the Council Meeting a written answer will be provided after the necessary research has been carried out. Council staff will endeavour to provide the answers prior to the next meeting of Council.

Councillors may from time to time have a financial interest in a matter before Council. Councillors must declare an interest and the extent of the interest in the matter on the Agenda. However, the Councillor can request the meeting to declare the matter trivial, insignificant or in common with a significant number of electors or ratepayers. The Councillor must leave the meeting whilst the matter is discussed and cannot vote unless those present agree as above.

Members of staff, who have delegated authority from Council to act on certain matters, may from time to time have a financial interest in a matter on the Agenda. The member of staff must declare that interest and generally the Chairman of the meeting will advise the Officer if he/she is to leave the meeting.

Agendas, including an Information Bulletin, are delivered to Councillors within the requirements of the Local Government Act 1995, i.e. seventy-two (72) hours prior to the advertised commencement of the meeting. Whilst late items are generally not considered there is provision on the Agenda for items of an urgent nature to be considered.

Should an elector wish to have a matter placed on the Agenda the relevant information should be forwarded to the Chief Executive Officer in time to allow the matter to be fully researched by staff. An Agenda item, including a recommendation, will then be submitted to Council for consideration. The Agenda closes the Monday week prior to the Council Meeting (i.e. ten (10) days prior to the meeting).

The Information Bulletin produced as part of the Agenda includes items of interest and information, which does not require a decision of Council.

Agendas for Ordinary Meetings are available in the Shire of Pingelly Office, on the website and the Pingelly Library seventy-two (72) hours prior to the meeting and the public are invited to secure a copy.

Agenda items submitted to Council will include a recommendation for Council consideration. Electors should not interpret and/or act on the recommendations until after they have been considered by Council. Please note the Disclaimer in the Agenda (page 3).

## Public Inspection of Unconfirmed Minutes (Reg 13)

A copy of the unconfirmed Minutes of Ordinary and Special Meetings will be available for public inspection from the Shire of Pingelly Office and the Shire of Pingelly website within ten (10) working days after the Meeting.

### NOTE:

#### Unopposed Business

Upon a motion being moved and seconded, the person presiding may ask the meeting if any member opposes it.

If no member signifies opposition to the motion the person presiding may declare the motion in sub clause (1) carried without debate and without taking a vote on it.

A motion carried under sub clause (2) is to be recorded in the minutes as a unanimous decision of the Council or committee.

If a member signifies opposition to a motion the motion is to be dealt with according to this Part.

This clause does not apply to any motion or decision to revoke or change a decision which has been made at a Council or committee meeting.

## **Question Time**

This Policy provides guidance to the Presiding Member (noting the provisions of the *Local Government (Administration) Regulation 7*).

Question time is for the asking of questions. General comments, issues for debate etc. are to be progressed through the normal procedure for submitting Agenda items for Council's consideration. Tabled correspondence will not be accepted.

Unless the person is known to all other persons in the Chamber, the Questioner is to state their name and address prior to asking the question.

The Questioner is to stand to address the Presiding Member, unless illness or a physical or other disability prevents him/her from doing so. All questions are to be addressed to the Presiding Member.

The question must be immediately put and may be followed by a brief statement related to the question.

The Presiding Member may respond to the question or may nominate a Councillor or an Officer to respond.

Debate between the Questioner or public and a Councillor or Officer is not permitted.

Questions may not be put by Councillors to the Questioner or other members of the public except for the purpose of clarification.

If the Presiding Member determines that a full and complete answer is unable to be given at that time, the question may be taken on notice. In that case, an answer will be given in writing to the Questioner within 7 days and the response tabled at the next Ordinary Council meeting.

A summary of the question and the response only is to be recorded in the minutes of the meeting.

## QUESTION TIME FOR THE PUBLIC

*(Please write clearly)*

DATE: \_\_\_\_\_

NAME: \_\_\_\_\_

TELEPHONE : \_\_\_\_\_

ADDRESS: \_\_\_\_\_

\_\_\_\_\_

QUESTIONS TO THE PRESIDENT:

GENERAL QUESTION / QUESTION RELATED TO THE AGENDA *(strike out which is not applicable)*

ITEM NO	PAGE NO	QUESTION

PLEASE PASS TO THE CHIEF EXECUTIVE OFFICER FOR REFERRAL TO THE PRESIDENT BY 2.00 PM AT THE MEETING, OR BY 1.45PM ON THE DAY OF THE MEETING AT THE SHIRE OF PINGELLY OFFICE, 17 QUEEN STREET, PINGELLY.

## **Public Question Time – Statutory Provisions – Local Government Act 1995**

Time is to be allocated for questions to be raised by members of the public and responded to at every ordinary meeting of a council; and

Such other meetings of councils or committees as may be prescribed.

Procedures and the minimum time to be allocated for the asking of and responding to questions raised by members of the public at council or committee meetings are to be in accordance with regulations.

9A. Question Time for the Public at Certain Meetings – s5.24 (1) (b) Local Government (Administration) Regulations 1996.

Reg 5 For the purpose of section 5.24(1)(b), the meetings at which time is to be allocated for questions to be raised by members of the public and responded to are:

every special meeting of a council; and

every meeting of a committee to which the local government has delegated a power or duty.

Minimum Question Time for the Public – s5.24 (2)

Reg 6 (1) The minimum time to be allocated for the asking of and responding to questions raised by members of the public at ordinary meetings of councils and meetings referred to in regulation 5 is fifteen (15) minutes.

(2) Once all the questions raised by members of the public have been asked and responded to at a meeting referred to in sub regulation (1), nothing in these regulations prevents the unused part of the minimum question time period from being used for other matters.

Procedures for Question Time for the Public – s5.24 (2)

Local Government (Administration) Regulations 1996

Reg 7 (1) Procedures for the asking of and responding to questions raised by members of the public at a meeting referred to in regulation 6 (1) are to be determined:

by the person presiding at the meeting; or

in the case where the majority of members of the council or committee present at the meeting disagree with the person presiding, by the majority of members, having regard to the requirements of sub regulations (2) and (3).

The time allocated to the asking and responding to questions raised by members of the public at a meeting referred to in regulation 6(1) is to precede the discussion of any matter that requires a decision to be made by the council or the committee, as the case may be.

Each member of the public who wishes to ask a question at a meeting referred to in regulation 6(1) is to be given an equal and fair opportunity to ask the question and receive a response.

Nothing in sub regulation (3) requires:

A council to answer a question that does not relate to a matter affecting the local government;

A council at a special meeting to answer a question that does not relate to the purpose of the meeting;

or

A committee to answer a question that does not relate to a function of the committee.



## DISCLOSURE OF FINANCIAL INTEREST, PROXIMITY INTEREST AND/OR INTEREST AFFECTING IMPARTIALITY

Chief Executive Officer, Shire of Pingelly

In accordance with Section 5.60-5.65 of the *Local Government Act* and Regulation 34(B) and 34(C) of the *Local Government (Administration) Regulations* and Regulation 11 of the *Local Government (Rules of Conduct) Regulations*, I advise you that I declare a ( appropriate box):

financial interest (Section 5.60A)

A person has a financial interest in a matter if it is reasonable to expect that the matter will, if dealt with by the local government, or an employee or committee of the local government or member of the council of the local government, in a particular way, result in a financial gain, loss, benefit or detriment for the person.

proximity interest (Section 5.60B)

A person has a proximity interest in a matter if the matter concerns a proposed —  
(a) change to a planning scheme affecting land that adjoins the person's land;  
(b) change to the zoning or use of land that adjoins the person's land; or  
(c) development (as defined in section 5.63(5)) of land that adjoins the person's land.

interest affecting impartiality (Regulation 11). I disclose that I have an association with the applicant. As a consequence, there may be a perception that my impartiality on the matter may be affected. I declare that I will consider this matter on its merits and vote accordingly.

An interest that could, or could reasonably be perceived to, adversely affect the impartiality of the person having the interest and includes an interest arising from kinship, friendship or membership of an association but does not include a financial or proximity interest as referred to in section 5.60.

## SHIRE OF PINGELLY

*Agenda for the Ordinary Meeting of Council to be held in the Council Chambers, 17 Queen Street, Pingelly on Wednesday 19 July 2017 – commencing at 2.00pm.*

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

The Chairman to declare the meeting open.

**2. ACKNOWLEDGEMENT OF COUNTRY**

We acknowledge the Noongar people of this area and recognise their continuing connection to land, waters and community. We pay respect to both the Aboriginal and non-Aboriginal people and past and present.

**3. ANNOUNCEMENTS BY THE PRESIDING MEMBER**

**3.1 Council Agenda Reports**

Please note that all elected members have been provided with the relevant information pertaining to each Officers reports within today's Agenda and the Officer Recommendations are based on Council Policy and or State Acts and Legislation.

**3.2 Reminder**

“Leadership is not about titles, positions or flowcharts. It is about one life influencing another.”  
— **John C. Maxwell**

“Success can only be measured by great succession planning” **Brian Houston**

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

At the Ordinary Meeting of Council held on 17 May 2017 the following was approved:

**12187 Moved Cr Freebairn Seconded Cr Mulroney  
that Council approve Cr Wood taking leave from the 22<sup>nd</sup> June to the 6<sup>th</sup> August 2017  
inclusive.**

**Carried 8:0**

At the Ordinary Council Meeting held on 21 June 2017 the following was approved:

**12204 Moved Cr Walton-Hassell Seconded Cr Wood  
that Council approve Cr Marshall taking leave from the 11<sup>th</sup> to 22<sup>nd</sup> July 2017**

**Carried 8:0**

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

Nil

**6. PUBLIC QUESTION TIME**

**7. APPLICATIONS FOR LEAVE OF ABSENCE**

**8. DISCLOSURES OF INTEREST**

**9. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS**

**9.1 Ordinary Meeting – 21 June 2017**

**Statutory Environment:**

Section 5.22 of the *Local Government Act* provides that minutes of all meeting to be kept and submitted to the next ordinary meeting of the council or the committee, as the case requires, for confirmation.

**Voting Requirements:**

Simple Majority

**Recommendation:**

**That the Minutes of the Ordinary Meeting of the Council of the Shire of Pingelly held in the Council Chambers on 21 June 2017 be confirmed.**

Moved: \_\_\_\_\_ Seconded: \_\_\_\_\_

**10. PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS**

**11. REPORTS OF COMMITTEES OF COUNCIL**

- Audit Committee Full Council
- Recreation & Cultural Committee Member – Cr Lange  
Member – Cr Walton-Hassell  
Member – Cr Wood  
Member – Cr Marshall
- Bushfire Advisory Committee Member – Cr Freebairn  
Deputy – Cr Marshall
- Medical and Aged Care Services Committee Member – Cr Freebairn  
Member – Cr Hodges  
Member – Cr Lange  
Member – Cr Mulroney  
Member – Cr Steel
- CEO Performance Review Committee Member – President  
Member – Deputy President  
Member – Cr Hodges

## **12. REPORTS OF COUNCIL DELEGATES ON EXTERNAL COMMITTEES**

- Central Country Zone of WALGA  
Delegate – President  
Delegate – Deputy President  
Deputy – Cr Walton-Hassell
  
- Hotham-Dale Regional Road Sub-Group  
Delegate – Cr Lange  
Deputy – Cr Marshall
  
- Pingelly Cottage Homes Committee  
Delegate – Cr Freebairn  
Deputy – Cr Mulroney
  
- Development Assessment Panel  
Delegate – Cr Mulroney  
Delegate – Cr Freebairn  
Deputy – Cr Hodges  
Deputy – Cr Wood  
  
Deputy – Cr Freebairn
  
- Pingelly Tourism Group  
Delegate – Cr Freebairn  
Deputy – Cr Lange
  
- Regional Waste Group  
Delegate – Cr Mulroney  
Deputy – Cr Wood
  
- Shires of Pingelly and Wandering Joint  
Local Emergency Management Committee  
Delegate – Cr Lange  
Deputy – Cr Hodges
  
- Aged Care Planning Regional Sub-Group (BBP)  
Delegate – Cr Lange  
Delegate – Cr Steel  
Deputy – Members of Medical &  
Aged Care Committee
  
- Youth Focus Group  
Delegate – Cr Steel  
Delegate – Cr Walton-Hassell  
Deputy – Recreation & Cultural  
Committee
  
- Pingelly Recreation and Cultural Centre Committee  
Delegate – Cr Lange  
Delegate – Cr Walton-Hassell  
Deputy – Cr Hodges
  
- Somerset Alliance  
Delegate – Cr Lange  
Delegate – Cr Mulroney  
Deputy – Cr Walton-Hassell  
Deputy – Cr Wood

**13. REPORTS FROM COUNCILLORS**

**Cr Shirley Lange (President)**

**Meetings attended:**

**June**

15<sup>th</sup> Sensory Garden Rosalie Pech-Eva  
15<sup>th</sup> Agenda Briefing  
15<sup>th</sup> Youth Focus Group  
17<sup>th</sup> Somerset Alliance  
20<sup>th</sup> AGO Board Meeting - Esperance  
21<sup>st</sup> Corporate Discussion and Council Meeting  
23<sup>rd</sup> CCZ – Pingelly  
30<sup>th</sup> Phone interview from York Community Radio

**July**

3<sup>rd</sup> Cottage Homes final meeting  
5<sup>th</sup> Corporate Discussion  
6<sup>th</sup> Peter Kenyon  
7<sup>th</sup> Youth Focus Group  
11<sup>th</sup> LEMC

**Cr William Mulroney (Deputy President)**

Nil

**Cr David Freebairn**

Nil

**Cr Evan Hodges**

Nil

**Cr Ray Marshall**

Nil

**Cr Lee Steel**

Nil

**Cr Michelle Walton-Hassell**

Nil

**Cr Peter Wood**

Nil

## **14 OFFICE OF THE CHIEF EXECUTIVE OFFICER**

### **14.1 Christmas and New Year's Office Closure**

**File Reference:** 0000  
**Location:** Shire of Pingelly – Administration  
**Applicant:** Gavin Pollock – Chief Executive Officer  
**Author:** Gavin Pollock – Chief Executive Officer  
**Date:** 26 June 2017  
**Disclosure of Interest:** Nil  
**Attachments:** Nil  
**Previous Reference:** Nil

#### **Summary:**

Council to consider a shutdown of the Shire Administration Centre over the Christmas and New Year period being from 12 noon on Friday 22 December 2017 to Sunday 7 January 2018 (inclusive).

#### **Background:**

During the Christmas and New Year period for 2016/17 Council endorsed a similar closure of the Shire Administration Centre.

#### **Comment:**

During the abovementioned period there are four public holidays with staff being required to take approved leave for the additional days.

A roster will be developed to ensure coverage is provided by Senior Staff and the Works Supervisor so contact can be made by phone as per a roster with one or more being in town if required at short notice. Some members of the outside staff will be working in Pingelly during the closure period and will be available out of hours if required.

Fire weather warnings and harvest ban SMSs can be sent remotely using information telephoned to either of the Directors by a Pingelly based Fire Control Officer. This person will also arrange for the broadcast of harvest and vehicle movement bans where required.

The emergency services and police will be notified of all key personnel contact details during the period. This information will also be provided in the Information Bulletin. The public will be notified of contactable number via the Pingelly Times, a notice on the office door, the Shire of Pingelly Website and Facebook page.

#### **Consultation:**

Chief Executive Officer, Director of Technical Services and Director Corporate & Community Services.

#### **Statutory Environment:**

Nil

#### **Policy Implications:**

Nil

#### **Financial Implications:**

Nil

**Strategic Implications:**

Nil

**Voting Requirements:**

Simple Majority

**Recommendation:**

- 1. That Council endorse the Chief Executive Officer closing the Shire Administration Office at 12 noon on Friday 22 December 2017 to Sunday 7 January 2018 inclusive and reopen 8:30am on Monday 8 January 2018.**
- 2. That staffing requirements and contact details are put into place for the closure period to deal with any emergency issues that may arise.**

Moved: \_\_\_\_\_ Seconded: \_\_\_\_\_

## **15. DIRECTORATE OF CORPORATE AND COMMUNITY SERVICES**

### **15.1 Accounts Paid by Authority**

**File Reference:** ADM0066  
**Location:** Shire of Pingelly  
**Applicant:** Stuart Billingham, Director Corporate & Community Services  
**Author:** Rebecca Billingham, Finance Officer  
**Date:** 12 July 2017  
**Disclosure of Interest:** Nil  
**Attachments:** List of Accounts  
(Attachment 1 after red sheet under separate cover)  
**Previous Reference:** N/A

#### **Summary:**

Council endorsement is required for accounts made by authority for the month of June 2017.

#### **Comment:**

Unless otherwise identified, all payments have been made in accordance with Council's 2016/17 Budget.

#### **Consultation:**

Nil

#### **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.

**Policy Implications:**

There are no policy implications arising from this amendment.

**Financial Implications:**

There are no known financial implications upon either the Council’s current budget or long term financial plan.

**Strategic Implications:**

There are no known significant strategic implications relating to the report.

**Voting Requirements:**

Simple Majority

**Recommendation:**

**That Council endorse the Accounts for Payments for June 2017 as presented:**

<b>FEBRUARY 2017</b>	
<b>MUNI - 117984856</b>	
EFT 3656 - 3846	\$1,469,668.56
CHEQUE 24447 - 24459	\$ 33,259.15
<b>TRUST ACCOUNTS</b>	
DEPT OF TRANSPORT – 10617-300617	\$ 42,180.15
TRUST FUND – 1881 - 1896	\$ 3,312.60
<b>DIRECT DEBIT -</b>	
DD8986.1 – DD9032.11, EFT3655,3661,3665,3701,3729, 3754,3778,3809,3833,3834 – Pay and Super	\$ 24,040.48
DD9057.1 WA Treasury Corp - Loan 123	\$ 93,080.62
<b>CREDIT CARD</b>	
DD9013.1	\$ 4,190.18
<b>GRAND TOTAL</b>	<b>\$1,669,731.74</b>

Notification	Explanation
Nil	

Moved: \_\_\_\_\_ Seconded: \_\_\_\_\_

## **15.2 Audit Committee Minutes 19 July 2017**

**File Reference:** ADM0074  
**Location:** Shire of Pingelly  
**Applicant:** Stuart Billingham, Director Corporate & Community Services  
**Author:** Stuart Billingham, Director Corporate & Community Services  
**Date:** 12 July 2017  
**Disclosure of Interest:** Nil  
**Previous Reference:** N/A  
**Attachments:** Audit Committee Minutes 1 March 2017  
(Attachment 2 after green sheet under separate cover)

### **Summary:**

Council to receive the minutes and endorse any recommendations from the Audit Committee on the Interim Audit Report from the Shire Auditors AMD Chartered Accountants.

### **Background:**

The Shire has received correspondence from its Auditors AMD Chartered Accountants relating to the Interim Management Report for the Year ending 30 June 2017. The report has been presented to the Shire of Pingelly Audit Committee for consideration. The minutes on the 19 July 2017 Audit Committee meeting attached.

### **Consultation:**

Shire of Pingelly Audit Committee  
Chief Executive Officer  
AMD Chartered Accountants

### **Statutory Environment:**

*Local Government Act 1995 and  
Local Government (Audit) Regulations 1996*

### **Policy Implications:**

There are no policy implications arising from this report.

### **Financial Implications:**

There are no known financial implications upon either the Council's current budget or long term financial plan.

### **Strategic Implications:**

There are no known significant strategic implications relating to the report or the committee recommendation.

### **Voting Requirements:**

Simple Majority

### **Audit Committee Recommendation:**

**That Council receives the minutes of the Audit Committee dated 19 July 2017.**

Moved: \_\_\_\_\_ Seconded: \_\_\_\_\_

## **16. DIRECTORATE OF TECHNICAL SERVICES**

### **16.1 Ranger Authorisation**

**File Reference:** ADM0306  
**Location:** Shire of Pingelly  
**Applicant:** Mr Matthew Sharpe, WA Contract Ranger Services  
**Author:** Sheryl Squiers, Administration Officer Technical  
**Date:** 20 June 2017  
**Disclosure of Interest:** Nil  
**Attachments:** Nil  
**Previous Reference:** N/A

#### **Summary:**

Council to endorse the appointment of Mr Shane Fewster of WA Contract Ranger Services to be authorised to act under the following legislation on behalf of the Shire of Pingelly.

#### **Background:**

Local Government is bound to enforce certain legislation and as a result is required that officers be authorised to undertake various roles and responsibilities in relation to the legislation. As existing officers roles change and new officers are employed, it is essential that these officers are properly authorised under the appropriate legislation to undertake their duties.

#### **Comment:**

Mr Fewster has been employed by WA Contract Ranger Services to provide support for Shire of Pingelly Ranger Mr Matthew Sharpe who has been conducting ranger services on behalf of the Shire of Pingelly since January 2014.

Mr Fewster was previously employed in 2008 as the ranger for the Shire of York and lives in York. Mr Fewster has also worked in various other roles in Local Government.

Providing delegations to Mr Fewster will enable Mr Sharpe to carry out his role under the relevant legislation on behalf of the Shire of Pingelly. Council will need to appoint both Mr Fewster to enforce the following legislation:

- Dog Act 1976
- Cat Act 2011
- Bush Fire Act 1954
- Litter Act 1979
- Caravan and Camping Act 1995
- Control of Vehicles (Off Road Areas) Act 1978
- Local Government Act 1995
- Local Government (Miscellaneous Provisions) Act 1960
- Animal Welfare Act 2002

#### **Consultation:**

Gavin Pollock – Chief Executive Officer  
Matthew Sharpe – WA Contract Ranger Services  
Barry Gibbs – Director Technical Services

**Statutory Environment:**

Dog Act 1976  
Cat Act 2011  
Bush Fire Act 1954  
Litter Act 1979  
Caravan and Camping Act 1995  
Control of Vehicles (Off Road Areas) Act 1978  
Local Government Act 1995  
Local Government (Miscellaneous Provisions) Act 1960  
Animal Welfare Act 2002

**Policy Implications:**

Nil

**Financial Implications:**

Cost of service provision – 2017/18 budget

**Strategic Implications:**

Shire of Pingelly Workforce Plan

**Voting Requirements:**

Simple Majority

**Recommendation:**

**That:**

**Council endorse the appointment of Mr Shane Fewster as an Authorised Officer for the Shire of Pingelly pursuant to the following Acts:**

- **Dog Act 1976**
- **Cat Act 2011**
- **Bush Fire Act 1954**
- **Litter Act 1979**
- **Caravan and Camping Act 1995**
- **Control of Vehicles (Off Road Areas) Act 1978**
- **Local Government Act 1995**
- **Local Government (Miscellaneous Provisions) Act 1960**
- **Animal Welfare Act 2002**

Moved: \_\_\_\_\_ Seconded: \_\_\_\_\_

## **16.2 Application to Keep Large Animals**

**File Reference:** A2906  
**Location:** Lot 589 – 17 Pitt Street  
**Applicant:** Mr Stuart Hion & Ms Christine Pedlar  
**Author:** Sheryl Squiers, Administration Officer Technical  
**Date:** 5 July 2017  
**Disclosure of Interest:** Nil  
**Attachments:** Nil  
**Previous Reference:** N/A

### **Summary:**

Council to reconsider an application for approval to keep large animals at Lot 589 – 17 Pitt Street, Pingelly.

### **Background:**

An application from the applicants has been received requesting consent to keep more than the permitted amount of stock as set out in Policy 13.4 Stocking Rates and Keeping of Large Animals at Lot 589 – 17 Pitt Street, Pingelly.

Lot 589 – 17 Pitt Street is zoned Residential and in the current Local Planning Scheme has an RCode rating of R2/R5 which has the opportunity to be redeveloped at higher density residential, the total lot is 0.9687 or 2.39375 acres.

### **Comment:**

The current owners were on the understanding that the lot is Rural Residential, but the lot is zoned Residential under the Local Planning Scheme.

The applicants are requesting to keep four Alpacas and four Dorper sheep on the lot and have indicated a management plan as follows.

Internal fencing has been installed to allow for rotation of the stock. The stock rating for a property of the area of this property without a management plan would be one alpaca or five sheep.

A 23,000L rainwater tank and irrigation and water troughs have been installed, this allows for the grass to be watered hence the paddocks for stock rotation to allow for grass growth to be kept up.

The perimeter of the property has had the boundary fences repaired and native trees planted.

The lot is bounded by the Great Southern Hwy to the east, Pitt St to the north, Philips St to the south and 19 Pitt St to the west, with more than the required 15m from the dwelling on this lot. This eliminates any direct impact on neighbouring properties.

The keeping of the stock and irrigation of the grass is also a great method of hazard reduction during the fire season.

This item went to Council at the Ordinary Meeting of Council on 21 June 2017 and Council requested that the item lay on the table and that neighbours be consulted prior to coming back to Council.

Letters were sent to 8 property owners within the vicinity of Lot 589 – 17 Pitt Street on the 22 June 2017 outlining the application and requesting comment by 7 July 2017.

Four verbal responses were received from 4 surrounding property owners who were all in agreement of the keeping of large animals at lot 589 – 17 Pitt Street as currently proposed.

Council letter 8 6

Gavin Pollock  
C/- Pingelly Shire Council  
Pingelly Western Australia

SHIRE OF PINGELLY	
FILE	A2906
DATE	09 JUN 2017
Officer	AOT
Copy to	JCR17217

Dear Gavin,

I am writting to you with some concerns about a private sale at 17 Pitt Street Pingelly which my Partner and Myself purchased from her Mother about a year ago.

The actually measured land measurement is 2.8861 acres or 1.1681 Hectares and when we purchased it from Roma Pedlar on the original title it showed as Rural / Residential,I have attached a snap of the original title and this is what the purchase contract was written from in a private sale,showing green as rural /residential.Roma was never notified that the zoning had changed.Thinking that the property was the same as when Roma and Tom owned the property we purchased the property and decided to repair all the perimeter fences and add some internal fencing as we wanted to run a few Sheep and Alpaca,s.

We bought a 23000 litre tank and an irrigation setup, water troughs were installed and because of the internal fencing this allows us to rotate a paddock at a time to keep up the grass for live stock and to keep dust down.

Around the perimeter of the property we planted 40 plus native shrubs ( Callistemons ) for our privacy and local traffic astetics.

When Tom and Roma owned the property they had 14 sheep which they ran in the paddocks and because it was zoned as rural / residential we thought when we bought the property we would have a few pets to keep the grass down ( as a Hobby )

Christine was talking to one of her friends and was told that we may require permission from the shire to have a few animals on our block of land, what worries us is that we have now spent quite a lot of money thinking that what we were doing was the right thing.

All of our animals being 4 Alapaca,s and 4 Dorper sheep are regularly vet checked and looked after.

The money that we have spent is property improvent and we get numerous people traveling through the town that stop off the highway and say how interesting the Alapaca,s look and would we mind if they took a photo with them,being on a corner block we are not affecting neighbours as the property adjacent is vacant and looks like it need demolishing,our other neighbors with a common fence have come over to meet the Alpacas and dont seem to have a problem at all, and send the grandkids over to say hi.

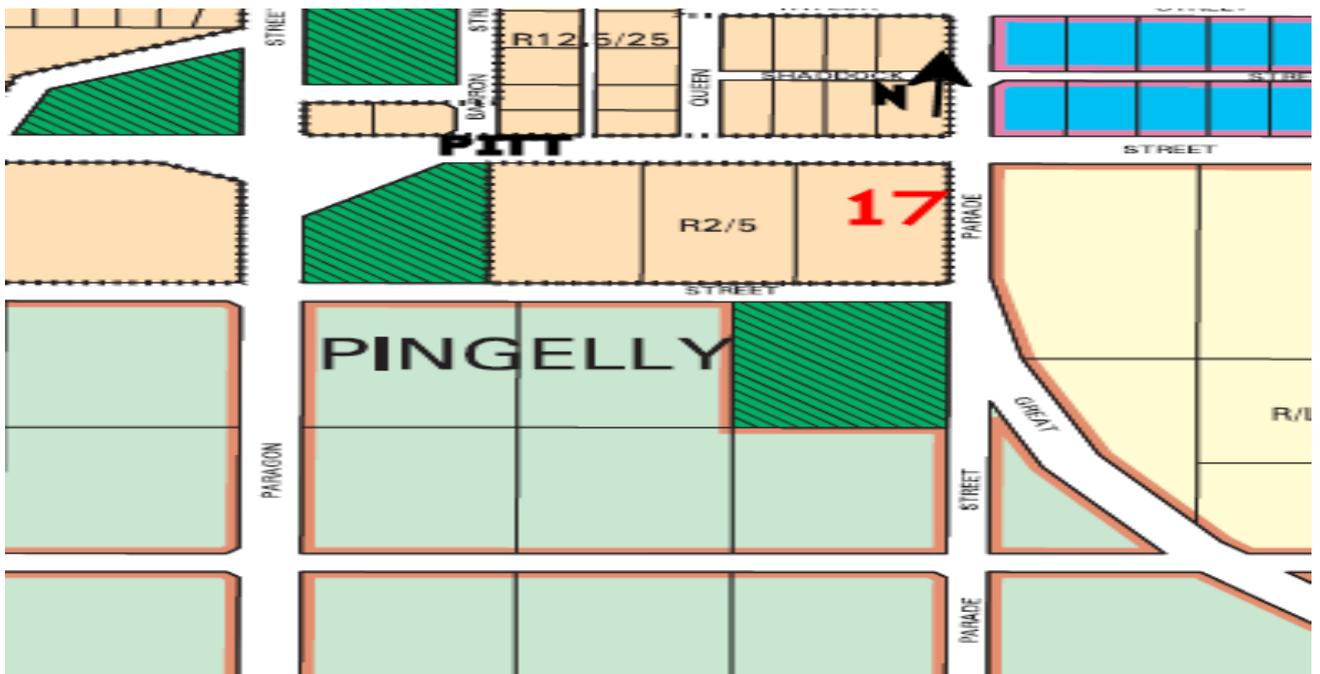
As we are on the outskirts of town when of course the native Callistemons grow and flower this could only add to the picturesque view of people entering from the south through the town.

In conclusion we take pride in maintaining our Property, Animals, and Home.

Yours Faithfully

Stuart Hion.

17 Pitt St  
Pingelly 6308  
PH:0428888822



**Consultation:**

Barry Gibbs – Director Technical Services

**Statutory Environment:**

*Shire of Pingelly Local Planning Scheme No.3.  
Policy 13.4 Stocking Rate and Keeping of Large Animals*

**Financial Implications:**

Nil

**Strategic Implications:**

Nil

**Voting Requirements:**

Simple Majority

**Council Decision:**

**That item 16.2 from the Council meeting on 21 June 2017 be lifted from the table.**

Moved: \_\_\_\_\_ Seconded: \_\_\_\_\_

**Recommendation and Council Decision:**

**Council to grant approval to the applicants to keep four(4) alpacas and four (4) sheep at Lot 589 – 17 Pitt Street, Pingelly, following consultation with surrounding neighbours regarding keeping of four (4) alpacas and four (4) sheep at this property with the conditions:**

- 1. Management Plan submitted by the applicants is adhered; and**
- 2. Shire to and reviewed compliance conditions every 12 months.**

Moved: \_\_\_\_\_ Seconded: \_\_\_\_\_

### **16.3 Application for an Exemption to Keep Three Dogs**

**File Reference:** A22800  
**Location:** Lot 333 – 17 Raglan Street  
**Applicant:** Mrs Jill Wilson  
**Author:** Sheryl Squiers, Administration Officer Technical  
**Date:** 12 June 2017  
**Disclosure of Interest:** Nil  
**Attachments:** Nil

#### **Summary:**

Council to consider an application for an exemption to keep three dogs at Lot 333 – 17 Raglan Street, Pingelly.

#### **Background:**

The applicant has written to Council requesting an exemption to keep three dogs at Lot 333 – 17 Raglan Street, Pingelly.

#### **Comment:**

It is a requirement of the Shire of Pingelly's Dogs Local Law (2003) the maximum number of dogs that can be kept on a premise within a town site is two unless an exemption is granted by Council under the provisions of section 26(3) of the Dog Act 1976 (as Amended).

Council has approved similar applications in the past where all adjoining neighbours have agreed to the request and the Shire Ranger or other Authorised Council Officer has considered that there are no valid reasons for withholding such approval.

The following conditions to be stipulated on the approval:

- That the exemption be reviewed in twelve months to ensure that no adverse problems have been experienced as a result of the exemption, and
- That Council reserve the right to withdraw the exemption at any time if any major or substantial problems are experienced prior to the review period.
- That the exemption applies only to the dogs nominated by the applicant.
- Each dog on the property must be micro chipped and registered with the Shire of Pingelly.
- Upon the death or permanent removal of any of the nominated dogs a maximum of two dogs only will be permitted to be kept on this property.

Public comment was sort on the matter from the residents living in close proximatey to the above property. Any submission were requested to be submitted by the 7 July 2017.

Letters were sent to 5 property owners in the vicinity of Lot 333 – 17 Raglan Street, with two responses from from the neighbours who were happy for the third dog to be located at 17 Raglan Street.

The applicant also owns Lot 334 – 19 Raglan Street, which is a vacant block.

The applicant has her daughter living with her who has a one dog registered at the property and the applicant has the opportunity to take in two bull mastiff rescue pups and is requesting the exemption for the third dog.

10.06.17

DEAR GAVIN,

FIRSTLY, HELLO. MY NAME IS JILL WILSON, I CURRENTLY LIVE WITH MY PARTNER AND DAUGHTER AT 17 RAGLAN STREET, WE CURRENTLY HAVE MY DAUGHTERS DOG (A BRINDLE 3 YR OLD BULL TERRIER BITCH), A SITUATION HAS COME ABOUT, THAT HAS GIVEN US AN OPPORTUNITY TO RESCUE 2 X MASTIFF X PUPPIES (BROTHER + SISTER). WE WOULD LIKE TO <sup>HAVE</sup> THE PUPPIES, THEREFORE WE WOULD LIKE TO APPLY FOR A 3 DOG, HOUSEHOLD LICENSE PLEASE.

YOURS SINCERELY  
JILL WILSON



SHIRE OF PINGELLY	
FILE	A0M0106
DATE	13 JUN 2017
Officer	EO AOT
Copy to	ICR17235

274 16	17 259	318 16	11 330	700 /
275 18	19 258	317 18	13 A30169 331	↑ 6 9
<b>RENNET ST</b>				
276 20	21 257	316 20	15 332	362 11
88 22	23 256	315 22	17 333	361 13
87 24	25 255	314 24	↑ 19 334	360 15
A42B43 871 26	27 254	313 26	<b>Property for 3 dogs</b>	
278 28	29 253	312 28		
<b>RETFORD ST</b>				
279 30	31 252	311 30	21 335	359 17
↑ 33 251	35 250	874 32		



**Consultation:**

Barry Gibbs – Director Technical Services  
Dog Act (1976)

**Statutory Environment:**

**DOG ACT 1976 - SECT 26**

**26 Limitation as to numbers**

- (1) A local government may, by a local law under this Act —
- (a) limit the number of dogs that have reached 3 months of age that can be kept in or at premises in the local government's district; or
  - (b) limit the number of dogs of a breed specified in the local law that can be kept in or at premises in the local government's district.
- (2) A local law mentioned in subsection (1) —
- (a) may limit the number of dogs that can be kept in or at premises to 2, 3, 4, 5 or 6 only; and
  - (b) cannot prevent the keeping in or at premises of one or 2 dogs that have reached 3 months of age and any pup of either of those dogs under that age; and
  - (c) cannot apply to dogs kept at premises that are licensed under section 27 as an approved kennel establishment; and
  - (d) cannot apply to dangerous dogs (declared) or dangerous dogs (restricted breed).
- (3) Where by a local law under this Act a local government has placed a limit on the keeping of dogs in any specified area but the local government is satisfied in relation to any particular premises that the provisions of this Act relating to approved kennel establishments need not be applied in the circumstances, the local government may grant an exemption in respect of those premises but any such exemption —
- (a) may be made subject to conditions, including a condition that it applies only to the dogs specified in the exemption; and
  - (b) cannot authorise the keeping in or at those premises of —
    - (i) more than 6 dogs that have reached 3 months of age; or
    - (ii) a dog under that age unless it is a pup of a dog whose keeping is authorised by the exemption;and
  - (c) may be revoked or varied at any time.
- (4) A person must not keep in or at any premises, not being licensed under section 27 as an approved kennel establishment —
- (a) in the case of dogs that have reached 3 months of age, other than dangerous dogs (declared) or dangerous dogs (restricted breed), more than the number of dogs than the limit imposed under —
    - (i) a local law mentioned in subsection (1); or
    - (ii) an exemption granted under subsection (3);or
  - (b) more than —
    - (i) 2 dangerous dogs (declared); or
    - (ii) 2 dangerous dogs (restricted breed); or
    - (iii) one of each of those kinds of dangerous dogs, that have reached 3 months of age; or
  - (c) any pup, of a dangerous dog (restricted breed), that is under 3 months of age.

**Penalty:**

- (a) for an offence relating to a dangerous dog —
  - (i) a fine of \$10,000, but the minimum penalty is a fine of \$500;
  - (ii) for each separate and further offence committed by the person under the Interpretation Act 1984 section 71, a fine of \$500;
- (b) for an offence relating to a dog other than a dangerous dog —
  - (i) a fine of \$5,000;
  - (ii) for each separate and further offence committed by the person under the Interpretation Act 1984 section 71, a fine of \$100.

- (5) *Any person who is aggrieved—*
- (a) *by the conditions imposed in relation to any exemption under subsection (3); or*
- (b) *by the refusal of a local government to grant such an exemption, or by the revocation of an exemption,*  
*may apply to the State Administrative Tribunal for a review of the decision.*
- (6) *An application under subsection (5) cannot be made later than the expiry of a period of 28 days after the day on which a notice of the decision is served on the person affected by that decision.*

*[Section 26 amended by No. 23 of 1987 s. 22; No. 14 of 1996 s. 4; No. 24 of 1996 s. 16; No. 55 of 2004 s. 256 and 268; No. 18 of 2013 s. 22.]*

**Pingelly Shire Council Dogs Local Law (2000) Section 3.2**

**Limitation on the number of dogs**

- 3.2 (1) *This clause does not apply to premises which have been—*
- (a) *licensed under Part 4 as an approved kennel establishment; or*
- (b) *granted an exemption under section 26 (3) of the Act.*
- (2) *The limit on the number of dogs which may be kept on any premises is, for the purpose of section 26 (4) of the Act—*
- (a) *2 dogs over the age of 3 months and the young of those dogs under that age if the premises are situated within a townsite; or*
- (b) *4 dogs over the age of 3 months and the young of those dogs under that age if the premises are situated outside a townsite.*

**Financial Implications:**

Nil

**Strategic Implications:**

*Dog Act 1976 (As Amended)*

*Shire of Pingelly's Dogs Local Law (2003)*

**Voting Requirements:**

Simple Majority

**Recommendation and Council Decision:**

**That Council grant an exemption for the keeping of three dogs at 17 Raglan Street subject to the following conditions:**

- 1. That the exemption be reviewed in twelve months' time to ensure that no adverse problems have been experienced as a result of the exemption.**
- 2. That Council reserve the right to withdraw the exemption at any time if any major or substantial problems are experienced prior to the review period.**
- 3. The exemption applies only to the dogs nominated by the applicant.**
- 4. Each dog must be microchipped and registered with the Shire of Pingelly.**
- 5. Upon the death or permanent removal of any of the nominated dogs a maximum of two dogs only will be permitted to be kept on this property.**

Moved: \_\_\_\_\_ Seconded: \_\_\_\_\_

## **16.4 Proposed Non Commercial Motorcycle Activity**

**File Reference:** A23640  
**Location:** Various Locations at 1040 Jingaring Road, East Pingelly  
**Applicant:** Willie Thomson of Dirt High Promotions  
**Author:** Sheryl Squiers, Administration Officer Technical  
**Date:** 10 July 2017  
**Disclosure of Interest:** Nil  
**Attachments:** Brookton Pony Express Emergency Risk Management Plan (Attachment 3 after blue sheet under separate cover)

### **Summary:**

Council to consider granting approval for a proposed Non Commercial Motorcycle Activity on 5 & 6 August 2017 at 1040 Jingaring Road on the following locations 19588, 18578, 4813, 7103, 4609 & 5873.

### **Background:**

An application has been received from Willie Thomson of Dirt High Promotions for planning consent for a proposed Non Commercial Motorcycle Activity in the Shire of Pingelly.

The proposed activity is to be on the weekend of 5 & 6 August 2017 on the property at 1040 Jingaring Road, East Pingelly known as Brooklands Park Pastoral owned by Jeff Edwards.

### **Comment:**

An application has been received from Willie Thomson of Dirt High Promotions for planning consent for a proposed Non Commercial Motorcycle Activity on the property Brooklands Park Pastoral owned by Jeff Edwards. A similar event was held at this property on 3 & 4 September 2016.

The land is zoned General Agriculture and with the subject lots to be used for the event at 1040 Jingaring Road in the Shire of Pingelly.

The type of event is a Pony Express Motorcycle Event to be held on 5 & 6 August 2017, the owner of the property Jeff Edwards has given consent for this event to be held on his property.

The event will be run under permit from Motorcycling Australian and run in accordance with the Australian Rules of Competition, Public Liability Cover of \$50,000,000 through AON Insurance & Motorcycling Australia.

A copy of the application letter and other documentation is inserted below.

The proposed land use is a *use not listed* under the *Shire of Pingelly's Local Planning Scheme No.3* (LPS 3) Table 1 – Zoning Table and cannot be reasonably determined as falling within the interpretation of one of the existing uses. Therefore the provisions contained in Clause 4.4.2 of LPS 3 must be followed:

- 4.4.2 If a person proposes to carry out on land any use that is not specifically mentioned in the Zoning Table and cannot reasonably be determined as falling within the type, class or genus of activity of any other use category the local government may –
- (a) determine that the use is consistent with the objectives of the particular zone and is therefore permitted;
  - (b) determine that the use may be consistent with the objectives of the particular zone and thereafter follow the advertising procedures of clause 9.4 in considering an application for planning approval; or

- (c) determine that the use is not consistent with the objectives of the particular zone and is therefore not permitted.

There will be between 10-20 people setting up the track on Friday 4 August 2017 and tidying up on Monday 7 August 2017.

All parking for the event will be within the property and controlled by voluntary marshalls. A minimum of 6 portable toilets will be provided. No dogs or pets allowed. There will be alcohol sales and food catering provided by the Pingelly Hockey Club.

Event promotion will be through Local Community News & Peel Region Sport will be advised and event promotion through local businesses and motorcycle shops between Perth & Bunbury.

Given the temporary nature of the proposal it is unlikely there will be any substantial negative impact on rural character, amenity or agricultural production in the surrounding area.

The main potential disturbance to amenity would be from noise and traffic. To ensure such amenity disturbance is minimised, should Council grant planning consent for the application, hours of operation could be restricted as a condition of approval.

It would also be suggested an Emergency and Risk Management Plan for the event addressing possible identified risks and proposed mitigation measures be submitted to include:

- Emergency Evacuation
- Fire Management
- First Aid and Ambulance Services
- Toilet Facilities etc

Previous similar events have been approved and operated in the Shire of Brookton and recently one event in Shire of Pingelly including events run by the applicant.

On consultation with Trevor Moran – Planner at Landvision for a previous application for a similar event:

That issuing a temporary planning approval under clause 10.6 of the LPS No.3, approvals would be required for permits under other Acts, Local Laws and Council Policies. If these are in place to Council's satisfaction then a temporary approval could be issued subject to any conditions Council deems necessary.

## **10.6 Temporary planning approval**

Where the local government grants planning approval, the local government may impose conditions limiting the period of time for which the approval is granted.

Note: A temporary planning approval is where the local government grants approval for a limited period, for example, where the land may be required for some other purpose in the future, and is different to the term of the planning approval which is the period within which the development must commence.



**SCHEDULE 6 FORM OF APPLICATION FOR PLANNING APPROVAL**

**Shire of Pingelly  
Local Planning Scheme No. 3**

**Application for Planning Approval**

OWNER DETAILS:	
Name:	WILLIE THOMSON
Address:	1/17 CANVALE ROAD, CANNING VALE Postcode: 6155
Phone:	9455 2359
Work:	" " Email: MANAGER@TTAUTO SERVICES.COM
Mobile:	0438 360 570
Contact Person:	WILLIE THOMSON
Signature:	 Date: 10/07/2017
Signature:	Date:
The signature of the owner(s) is required on all applications. This application will not proceed without that signature.	

APPLICANT DETAILS:	
Name:	DECIMA JOHNS
Address:	1/17 CANVALE ROAD, CANNING VALE WA Postcode: 6155
Phone:	08 9455 2359
Work:	" " Email: ACCOUNTS@TTAUTO SERVICES.COM
Mobile:	0403 863 622
Contact Person for Correspondence:	DECIMA JOHNS

Signature: <i>gus</i>	Date: 10/07/2017
-----------------------	------------------

Part 2

PROPERTY DETAILS:		
Lot No. <i>SEE ATTACHED</i>	House/Street No:	Location No:
Diagram or Plan No:	Certificate of Title Vol. No:	Folio:
Diagram or Plan No:	Certificate of Title Vol. No:	Folio:
Title encumbrances (e.g. easements, restrictive covenants):		
Street name:		Suburb:
Nearest Street Intersection:		

EXISTING BUILDING/LAND USE:
Description of proposed development and/or use:
Nature of any existing buildings and/or use:
Approximate cost of proposed development:
Estimated time of completion:

Office Use Only	
Acceptance Officer's initials:	Date Received:
Local Government Reference No:	

# DIRT HIGH PROMOTIONS

1/17 Canvale Road  
CANNING VALE 6155  
Tel: 08 9455 2359  
Mob: 0438 360 570

willie@williethomson.com  
www.williethomson.com

ABN 90 063 103 560

10<sup>th</sup> July 2017

Shire of Pingelly  
17 Queen Street  
PINGELLY WA 6308

Att: Sheryl Squiers  
Administration Officer Technical

**Re: Proposed Non Commercial Motorcycle Activity  
Brooklands Park Pastoral  
03 & 04 September  
Property Owned by Jeff Edwards**

Hi Sheryl,

We are looking at running a Motorbike event in August in your locality.

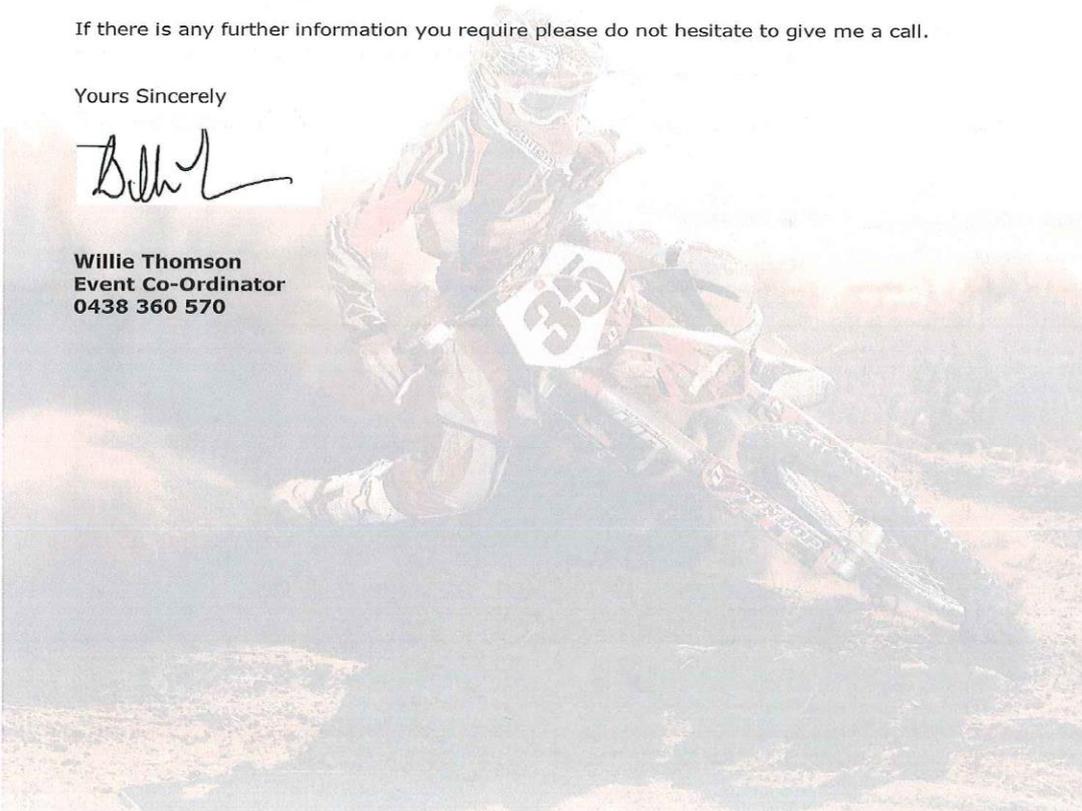
I have enclosed some general information on how the event works.

If there is any further information you require please do not hesitate to give me a call.

Yours Sincerely



**Willie Thomson**  
Event Co-Ordinator  
0438 360 570



# DIRT HIGH PROMOTIONS

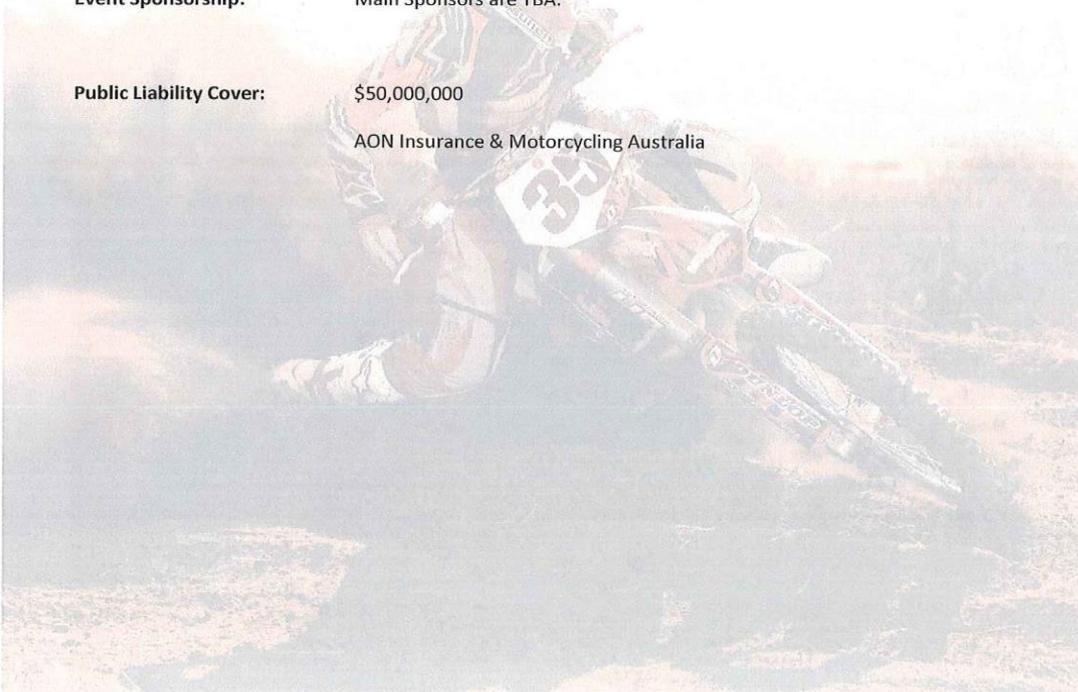
1/17 Carvale Road  
CANNING VALE 6155  
Tel: 08 9455 2359  
Mob: 0438 360 570

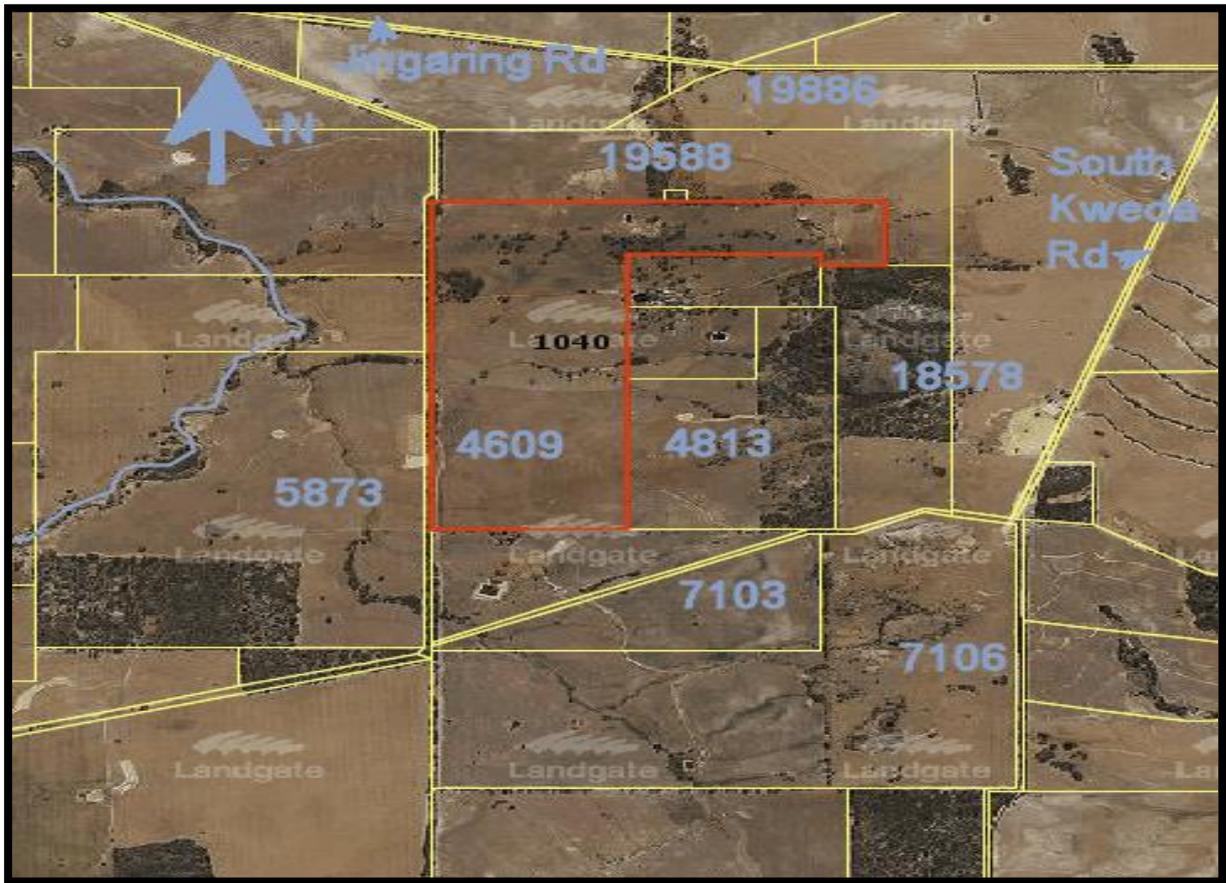
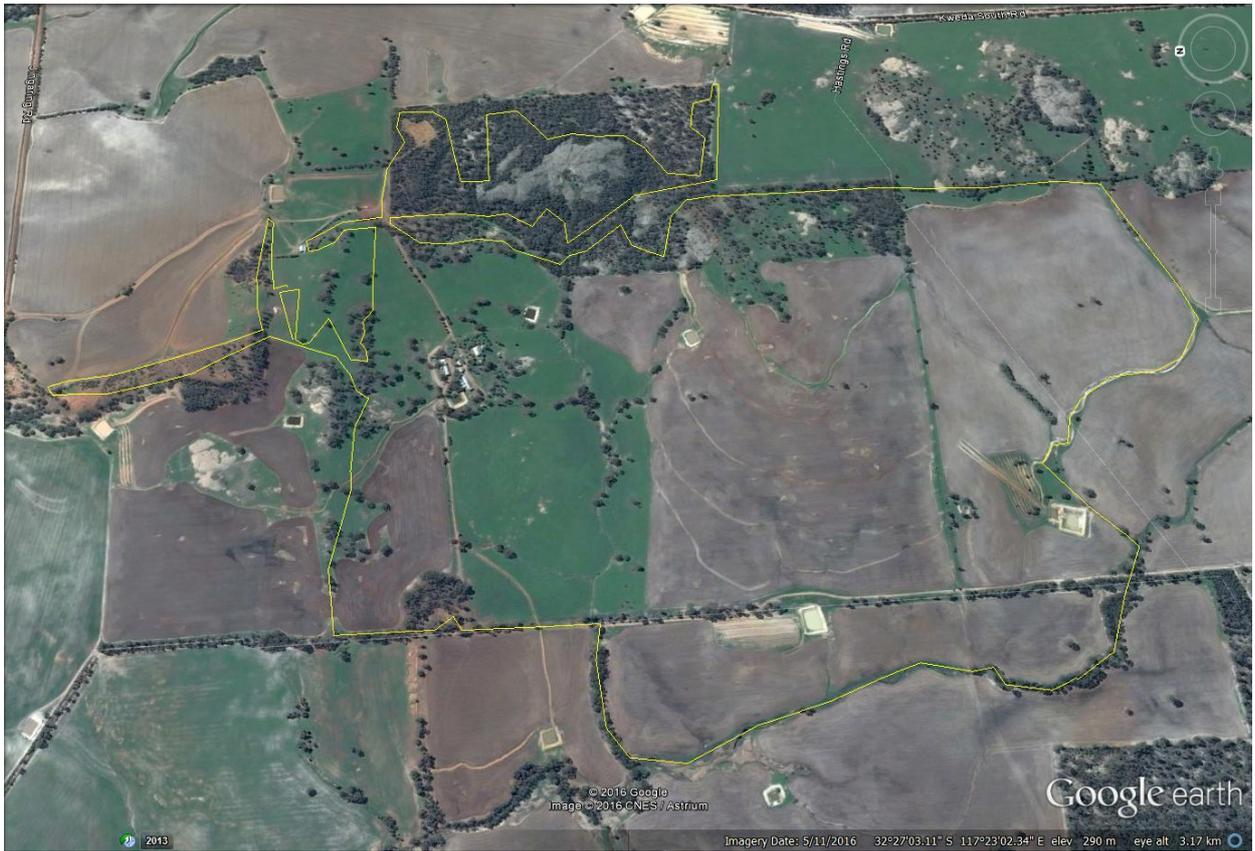
willie@williethomson.com  
www.williethomson.com

ABN 90 063 103 560

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<b>Type of event:</b>	Pony Express Motorcycle Event
<b>Date of event:</b>	05 & 06 August 2017
<b>Area Required:</b>	TBA
<b>Access Required:</b>	Friday 04th (10-20 people) to mark out track and set up area. Monday, Finish tidying up and Inspection by owner of farm.
<b>Parking:</b>	All parking will be within the property and controlled by voluntary marshalls.
<b>Toilets:</b>	A minimum of 6 portable toilets will be provided.
<b>Animals:</b>	No dogs or pets will be allowed.
<b>Alcohol:</b>	By Sale from the Seabrooke Cricket Club
<b>Food Catering:</b>	By Sale from the Seabrooke Cricket Club
<b>Event Guidelines:</b>	The event will be run under permit from Motorcycling Australia and run in accordance with the Australian Rules of Competition.
<b>Event Promotion:</b>	Local Community news & Peel Region Sport will be advised. The event will be promoted through local businesses and motorcycle shops between Perth and Bunbury.
<b>Event Sponsorship:</b>	Main Sponsors are TBA.
<b>Public Liability Cover:</b>	\$50,000,000 AON Insurance & Motorcycling Australia





**Consultation:**

Trevor Moran – Planner Landvision  
Barry Gibbs – Director of Technical Services

**Statutory Environment:**

Shire of Pingelly Local Planning Scheme No.3

**Policy Implications:**

Nil

**Financial Implications:**

Nil

**Strategic Implications:**

Nil

**Voting Requirements:**

Simple Majority

**Recommendation:**

**That Council grant planning consent for the proposed Motorcycle Event at the following locations 19588, 18578, 7103, 4813, 4609 & 5873, off Jingaring Road, subject to the following conditions:**

1. Development shall be carried out only in accordance with the terms of the application as approved herein and any approved plan.
2. This approval is for activities occurring between and including 4 – 7 August 2017, as described in the application.
3. Ablution facilities that comply with the Shire of Pingelly's Environmental Health requirements shall be available on site at all times during the event.
4. Motorcycle activity shall occur only between the hours of 9.00am and 4.00pm on the 5 & 6 August 2017.
5. The risk mitigation, control and responsibilities as prescribed in an Emergency and Risk Management Plan (ERMP) to be provided to the Shire of Pingelly, to be complied with at all times during the event.
6. Appropriately qualified in first aid persons shall be on site at all times during the event.
7. Nothing in the approval or these conditions shall excuse compliance with all relevant written laws in the commencement and carrying out of the event.

Moved: \_\_\_\_\_ Seconded: \_\_\_\_\_

**17. ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

**18. NEW BUSINESS OR URGENT BUSINESS INTRODUCED BY DECISION OF THE MEETING**

New business of an urgent nature introduced by decision of the meeting. Best practice provides that Council should only consider items that have been included on the Agenda (to allow ample time for Councillors to research prior to the meeting) and which have an Officer Report (to provide the background to the issue and a recommended decision).

**19. CLOSURE OF MEETING**

The Chairman to declare the meeting closed.