



Notice is hereby given, in accordance with the provisions of the Local Government Act 1993 that an **ORDINARY MEETING** of Wentworth Shire Council will be held in the **WENTWORTH SHIRE COUNCIL CHAMBERS, SHORT STREET, WENTWORTH**, commencing at **7:00 PM**.

The meeting is being livestreamed and/or recorded for on-demand viewing via Council's website. Attendance at the meeting is to be taken as consent by a person to their image and/or voice being webcast.

All speakers should refrain from making any defamatory comments or releasing personal information about another individual without their consent. Council accepts no liability for any damage that may result from defamatory comments made by persons attending meetings – all liability will rest with the individual who made the comments.

The meeting must not be recorded by others without prior written consent of the Council in accordance with the Council's code of meeting practice.

Councillors & staff are obligated to declare Conflicts of Interest as required under the Local Government Act 1993 and Councils adopted Code of Conduct.

Councillors are reminded of their Oath of Office whereby they have declared and affirmed that they will undertake the duties of the Office of Councillor in the best interests of the people of Wentworth Shire and the Wentworth Shire Council and that they will faithfully and impartially carry out the functions, powers, authorities and discretions vested in them under the Local Government Act 1993 or any other Act to the best of their ability and judgment.

KEN ROSS
GENERAL MANAGER

ORDINARY MEETING

AGENDA

17 MAY 2023

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1 OPENING OF MEETING

THE MAYOR REQUESTS THAT THE GENERAL MANAGER MAKES
ANNOUNCEMENTS REGARDING THE LIVE-STREAMING OF THE MEETING.

2 PRAYER OR ACKNOWLEDGEMENT OF COUNTRY

3 APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE

4 DISCLOSURES OF INTERESTS

5 CONFIRMATION OF MINUTES

Recommendation

That the Minutes of the Ordinary Meeting held 19 April 2023 be confirmed as
circulated.



ORDINARY MEETING MINUTES

19 APRIL 2023

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1 OPENING OF MEETING

The Mayor opened the meeting with a prayer at 7:00pm.

2 PRAYER OR ACKNOWLEDGEMENT OF COUNTRY

PRESENT:

COUNCILLORS: Councillor Tim Elstone
Councillor Brian Beaumont
Councillor Steve Cooper
Councillor Peter Crisp
Councillor Steve Heywood
Councillor Daniel Linklater
Councillor Susan Nichols
Councillor Jo Rodda

STAFF: Ken Ross (General Manager)
Matthew Carlin (Director Health and Planning)
Simon Rule (Director Finance and Policy)
Gayle Marsden (Executive Assistant to General Manager)
Debra Zorzi (Governance Officer)

3 APOLOGIES AND LEAVE OF ABSENCE

Council Resolution

That Council notes the apology from Cr MacAllister.

Moved Cr Linklater, Seconded Cr Cooper

CARRIED UNANIMOUSLY

4 DISCLOSURES OF INTERESTS

Nil

5 CONFIRMATION OF MINUTES

Recommendation

That the Minutes of the Ordinary Meeting held 15 March 2023 be confirmed as circulated.

Council Resolution

That the Minutes of the Ordinary Meeting held 15 March 2023 be confirmed as circulated.

Moved Cr. Nichols, Seconded Cr Crisp

CARRIED UNANIMOUSLY

6 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

6.1 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

File Number: RPT/23/175

Responsible Officer: Ken Ross - General Manager
Responsible Division: Office of the General Manager
Reporting Officer: Gayle Marsden - Executive Assistant

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.2 A strong, responsible and representative government

Summary

The Outstanding Actions report provides details of activities raised at previous Council meetings that remain outstanding.

Officer Recommendation

That Council receives and notes the list of outstanding matters as at 11 April 2023.

Council Resolution

That Council receives and notes the list of outstanding matters as at 11 April 2023.

Moved Cr Rodda, Seconded Cr Beaumont

CARRIED UNANIMOUSLY

7 MAYORAL AND COUNCILLOR REPORTS

7.1 MAYORAL REPORT

File Number: RPT/23/171

Recommendation

That Council receives and notes the information contained in the Mayoral report.

Council Resolution

That Council receives and notes the information contained in the Mayoral report.

Moved Cr. Elstone, Seconded Cr. Heywood

CARRIED UNANIMOUSLY

8 REPORTS FROM COMMITTEES

Nil

9 REPORTS TO COUNCIL

9.1 GENERAL MANAGERS REPORT

File Number: RPT/23/172

Responsible Officer: Ken Ross - General Manager
Responsible Division: Office of the General Manager
Reporting Officer: Gayle Marsden - Executive Assistant

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.2 A strong, responsible and representative government

Summary

The General Manager's report details information pertaining to meetings attended and general information which are of public interest, and which have not been reported elsewhere in this agenda. Items of note in this report are:

1. OLG Circulars
Nil
2. Meetings
As listed
3. Upcoming meetings or events
As listed
4. Other items of note

Recommendation

That Council receives and notes the information contained within the report from the General Manager.

Council Resolution

That Council receives and notes the information contained within the report from the General Manager.

Moved Cr Crisp, Seconded Cr Linklater

CARRIED UNANIMOUSLY

**9.2 MILDURA RURAL CITY COUNCIL & WENTWORTH SHIRE COUNCIL
COLLABORATIVE COMMITMENT**

| | |
|-----------------------|--|
| File Number: | RPT/23/176 |
| Responsible Officer: | Ken Ross - General Manager |
| Responsible Division: | Office of the General Manager |
| Reporting Officer: | Gayle Marsden - Executive Assistant |
| Objective: | 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner |
| Strategy: | 4.2 A strong, responsible and representative government |

Summary

This report is to present the Collaborative Commitment as developed between the Mildura Rural City Council and the Wentworth Shire Council and seek Council's resolution to endorse the commitment.

Recommendation

That Council endorse the Collaborative Commitment as developed between the Mildura Rural City Council and Wentworth Shire Council.

Council Resolution

That Council endorse the Collaborative Commitment as developed between the Mildura Rural City Council and Wentworth Shire Council.

Moved Cr Linklater, Seconded Cr Beaumont

CARRIED UNANIMOUSLY

9.3 2023 NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT

File Number: RPT/23/169

Responsible Officer: Ken Ross - General Manager
Responsible Division: Office of the General Manager
Reporting Officer: Tania Peel - Business Support Officer

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.2 A strong, responsible and representative government

Summary

The 2023 National General Assembly of Local Government (NGA) is being held in Canberra from 13- 16 June 2023. The NGA provides an opportunity for Councils to identify and discuss national issues of priority for the sector.

Last year Council attended the National Assembly of Local Government virtually and the 2 years prior Council representatives did not attend due the COVID.

Recommendation

That Council endorses the attendance of delegates at the National General Assembly of Local Government "Our Communities, Our Future" 13-16 June 2023 in Canberra.

Council Resolution

That Council endorses the attendance of Cr Linklater, Cr MacAllister and the General Manager at the National General Assembly of Local Government "Our Communities, Our Future" 13-16 June 2023 in Canberra.

Moved Cr Crisp, Seconded Cr Cooper

CARRIED UNANIMOUSLY

9.4 2023 MURRAY DARLING BASIN AUTHORITY RIVER REFLECTIONS CONFERENCE

File Number: RPT/23/177

Responsible Officer: Ken Ross - General Manager
Responsible Division: Office of the General Manager
Reporting Officer: Gayle Marsden - Executive Assistant

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.2 A strong, responsible and representative government

Summary

The 2023 Murray Darling Basin Authority *River Reflections* Conference will be held from 14-15 June 2023 in Narrabri or by live streaming at no cost. *River Reflections* will provide the space and time for the diverse communities of the Murray Darling Basin to come together to listen and learn from one another.

Recommendation

That Council determines attendees to the 2023 Murray Darling Basin Authority *River Reflections* Conference or alternatively to attend via live stream at no cost.

Motion

That Council determines attendees to the 2023 Murray Darling Basin Authority *River Reflections* Conference to attend via live stream at no cost.

Moved Cr. Nichols, Seconded Cr Crisp

LAPSED

Amendment

That Council endorses Mayor Elstone & Cr Heywood to attend the 2023 Murray Darling Basin Authority *River Reflections* Conference.

Moved Cr. Heywood, Seconded Cr Linklater

CARRIED

Resolution

That Council endorses Mayor Elstone & Cr Heywood to attend the 2023 Murray Darling Basin Authority *River Reflections* Conference.

Moved Cr. Heywood, Seconded Cr Linklater

CARRIED

For the Motion : **Clr.s Beaumont, Cooper, Elstone, Heywood, Linklater and Rodda.**

Against the Motion: **Clr.s Crisp and Nichols.**

9.5 2023 LGNSW WATER MANAGEMENT CONFERENCE

File Number: RPT/23/228

Responsible Officer: Ken Ross - General Manager
Responsible Division: Office of the General Manager
Reporting Officer: Tania Peel - Business Support Officer

Objective: 3.0 Wentworth Shire is a community that works to enhance and protect its physical and natural environment
Strategy: 3.4 Use and manage our resources wisely

Summary

The annual Local Government NSW (LGNSW) Water Management Conference will be held from 26-28 June 2023 in Parkes. A broad range of information from a local government perspective on water management, issues associated with water supply and sewerage services provided by water utilities will be presented at the conference.

Recommendation

That Council nominates delegates to attend the 2023 LGNSW Water Management Conference to be held in Parkes from 26-28 June 2023.

Council Resolution

That Council nominates Director Roads and Engineering & Jag Jayasena to attend the 2023 LGNSW Water Management Conference to be held in Parkes from 26-28 June 2023.

Moved Cr. Heywood, Seconded Cr Crisp

CARRIED UNANIMOUSLY

9.6 MURRAY DARLING ASSOCIATION REGION 4 NOMINATIONS

File Number: RPT/23/174

Responsible Officer: Ken Ross - General Manager
Responsible Division: Office of the General Manager
Reporting Officer: Tania Peel - Business Support Officer

Objective: 3.0 Wentworth Shire is a community that works to enhance and protect its physical and natural environment

Strategy: 3.3 Minimise the impact on the natural environment

Summary

Wentworth Shire Council continues to be a member of the Murray Darling Association (MDA); a membership-based organisation representing local government and communities across the Murray-Darling Basin since 1944.

The MDA works with and for member councils, in collaboration with state based local government associations such as Local Government NSW, Joint Organisations and other local government affiliations.

Wentworth Shire Council sits within Region 4; there are 12 regions.

The MDA Region 4 Annual General Meeting is scheduled to be held on 31 May 2023 at the Mildura Rural City Council.

Nominations are now being called for the position of Chair and Executive Committee members.

Recommendation

That Council

1. Nominates delegate(s) for positions on the Executive Committee of MDA Region 4, and in doing so acknowledges its commitment to the nomination.
2. Determines if it will nominate a preferred delegate for the position of Chair of MDA Region 4, and in doing so acknowledges the obligations of the Region Chair and commits to providing the resources required to support the role of Chair.

Council Resolution

That Council nominates Cr Heywood for a position on the Executive Committee of MDA Region 4, and in doing so acknowledges its commitment to the nomination.

Moved Cr Linklater, Seconded Cr Cooper

CARRIED UNANIMOUSLY

9.7 MONTHLY FINANCE REPORT - MARCH 2023

File Number: RPT/23/184

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Vanessa Lock - Finance Officer

Objective: 4.0 Wentworth is a caring , supportive and inclusive community that is informed and engaged in its future

Strategy: 4.1 Provide strong and effective representation, leadership, planning, decision-making and service delivery

Summary

Rates and Charges collections for the month of March 2023 were \$520,538.05. After allowing for pensioner subsidies, the total levies collected are now 74.95%. For comparison purposes 75.93% of the levy had been collected at the end of March 2022. Council currently has \$49,366,396.48 in cash and investments.

Recommendation

That Council receives and notes the Monthly Finance Report.

Council Resolution

That Council receives and notes the Monthly Finance Report.

Moved Cr Cooper, Seconded Cr Beaumont

CARRIED UNANIMOUSLY

9.8 MONTHLY INVESTMENT REPORT - MARCH 2023

File Number: RPT/23/183

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Bryce Watson - Accountant

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.5 Adopt practices of prudent asset, financial and human resource management across Council to ensure long-term sustainability and efficiency

Summary

As at 31 March 2023 Council had \$42 million invested in term deposits and \$7,366,396.48 in other cash investments. Council received \$122,080.65 from its investments for the month of March 2023.

In March 2023 Council investments averaged a rate of return of 3.98% and it currently has \$8,235,255.60 of internal restrictions and \$34,093,222.88 of external restrictions.

Recommendation

That Council receives and notes the monthly investment report.

Council Resolution

That Council receives and notes the monthly investment report.

Moved Cr. Nichols, Seconded Cr Linklater

CARRIED UNANIMOUSLY

9.9 HERITAGE & HISTORY ADVISORY COMMITTEE

File Number: RPT/23/199

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Deborah Zorzi - Governance Officer

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.2 A strong, responsible and representative government

Summary

By way of a Resolution at the 28 September 2022 Council meeting, Council approved the inclusion of a Heritage Advisory Committee in its Committee structure for the next 12 months.

A draft Heritage Advisory Committee Charter was provided to Council at the meeting of 15 February 2023 with the recommendation that Council adopts the terms of reference detailed in the draft Charter and endorses the objectives, composition of the Committee, and the membership nomination and selection process to enable establishment of the Committee.

During debate of the motion, which included debate regarding composition of the Committee, an Amendment was put forward to change the title of the Committee to 'Heritage & History Advisory Committee,' and to extend the list of objectives to reference 'Indigenous and European history'.

The Council Resolution amended the title and the list of objectives accordingly however it omitted adoption of the terms of reference and the membership nomination and selection process.

Recommendation

That Council adopts the terms of reference detailed in the Heritage & History Advisory Committee draft Charter and endorses the objectives, composition of the Committee, and the membership nomination and selection process to enable establishment of the Committee.

Council Resolution

That Council adopts the terms of reference detailed in the Heritage & History Advisory Committee draft Charter and endorses the objectives, composition of the Committee, and the membership nomination and selection process to enable establishment of the Committee and that Cr MacAllister and Cr Nichols be the Council delegates and Cr Beaumont be the alternate representative.

Moved Cr Rodda, Seconded Cr. Heywood

CARRIED UNANIMOUSLY

9.10 RECLASSIFICATION OF LAND TO OPERATIONAL

File Number: RPT/23/150

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: Hilary Dye - Property and Land Tenure Officer

Objective: 3.0 Wentworth Shire is a community that works to enhance and protect its physical and natural environment

Strategy: 3.2 Ensure that community assets and public infrastructure are well maintained

Summary

Section 31(2) of the *Local Government Act 1993* (the Act) notes that before Council acquires land, or within three months after it acquires land, Council may classify the subject land by resolution.

The purpose of classification is to identify Council owned land which should be kept for use by the general public (community) or for Council purposes (operational).

A resolution of Council, within the timeframe prescribed in the Act is required to finalise the classification of land as Operational. Should the classification process not be completed, the land will default to Community Land.

Recommendation

That Council classifies Lot 39 Deposited Plan 1267496 as Operational Land.

Council Resolution

That Council classifies Lot 39 Deposited Plan 1267496 as Operational Land.

Moved Cr Linklater, Seconded Cr. Heywood

CARRIED UNANIMOUSLY

9.11 PART BURONGA CARAVAN PARK RESERVE 63988 - LEASE INCLUSION - RENT

File Number: RPT/23/173

Responsible Officer: Matthew Carlin - Director Health and Planning
Responsible Division: Health and Planning
Reporting Officer: Hilary Dye - Property and Land Tenure Officer

Objective: 1.0 Wentworth Shire is a vibrant, growing and thriving Region
Strategy: 1.1 Promote the Shire as an ideal location for investment and the establishment of innovative, sustainable and diversified industries

Summary

A Council report was submitted to Council on 16 February 2022, to ratify the terms & conditions of a new lease for part of the Buronga Caravan Park Reserve 63988 being Lot 2 Deposited Plan 1032974, as the current lessee was in negotiations to sell the business to a new entity.

Although the rent conditions were discussed in the report a resolution of Council was omitted, therefore this report is to gain a resolution of Council to formalise the rent payable by the new lessees.

Recommendation

That Council:

1. Approves the rent to continue as previously set in the existing licence, with an annual increase of the Consumer Price Index, on the anniversary date of when the new lease is executed.
2. Reinstates the Consumer Price Index (CPI) rate to increase annually on the anniversary date of the executed lease agreement

Council Resolution

That Council reinstates the Consumer Price Index (CPI) rate to increase annually on the anniversary date of the executed lease agreement

Moved Cr. Nichols, Seconded Cr Cooper

CARRIED UNANIMOUSLY

9.12 DA2023/020 DWELLING 98 NEILPO ROAD LOT 1 DP 805859 WENTWORTH

File Number: RPT/23/186

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: Kerrie Copley - Planning Officer

Objective: 3.0 Wentworth Shire is a community that works to enhance and protect its physical and natural environment

Strategy: 3.1 Ensure our planning decisions and controls enable the community to benefit from development

Summary

A development application (DA2023/020) was received by Council for a dwelling to be located at 98 Neilpo Road Lot 1 DP 805859 Wentworth in close proximity to the river.

Under the *Wentworth Local Environmental Plan 2011 (WLEP 2011)*, dwellings are permitted with consent if located within the RU1 Primary Production zone.

The proposed dwelling is located between 16.2m and 23.7m from the high bank of the river, while the required river setback under clause 7.6 the WLEP 2011 is 30m from the high bank. As part of the 7.6 assessment, a variation to the 30m river setback standard was required (usually referred to as a 4.6 variation).

Due to the variation being greater than 10%, the application cannot be determined under delegated authority, and must be determined by Council.

Recommendation

That Council:

1. Approve DA2023/020 being a Dwelling located at 98 Neilpo Road Lot 1 DP 805859 Wentworth.
2. Call a division in accordance with S375A of the Local Government Act 1993 (NSW)

Council Resolution

That Council:

1. Approve DA2023/020 being a Dwelling located at 98 Neilpo Road Lot 1 DP 805859 Wentworth.
2. Call a division in accordance with S375A of the Local Government Act 1993 (NSW)

Moved Cr Rodda, Seconded Cr Linklater

CARRIED

In accordance with Section 375A of the Local Government Act the Mayor called for a division.

For the Motion : ***Clr.s Beaumont, Cooper, Crisp, Elstone, Heywood, Linklater and Rodda.***

Against the Motion: ***Clr. Nichols.***

**9.13 DA2022/082 SECOND DWELLING (DUAL OCCUPANCY - DETACHED)
DEFERRED COMMENCEMENT 28-30 HENDY ROAD LOT 455 DP 756961
BURONGA**

File Number: RPT/23/187

Responsible Officer: Matthew Carlin - Director Health and Planning
Responsible Division: Health and Planning
Reporting Officer: George Kenende - Strategic Planning Officer

Objective: 3.0 Wentworth Shire is a community that works to enhance and protect its physical and natural environment

Strategy: 3.1 Ensure our planning decisions and controls enable the community to benefit from development

Summary

A development application (DA2022/082) was received by Council for a new detached dual occupancy to be located at 28-30 Hendy Road Lot 455 DP 756961 Buronga.

Under the Wentworth Local Environmental Plan 2011 (WLEP 2011), detached dual occupancy are permitted with consent if located within the RU5 Village zone.

The proposed detached dual occupancy is located 25m from the high bank of the river, while the required river setback under clause 7.6 the WLEP 2011 is 30m from the high bank. The applicant has provided a variation application, to allow the detached dual occupancy to be located closer to the river than is allowed by legislation. Due to the variation being greater than 10%, the application cannot be determined under delegated authority, and must be determined by Council.

The application was presented to Council at the 14 December 2022 ordinary Council meeting where it was recommended for refusal. At the Council meeting, the applicant presented additional information to the Councilors supporting the development application. Council decided to defer the matter until such time as the additional information has been included in the assessment. The assessment considering the additional information has been completed and the application is now being brought to Council for determination.

Recommendation

That Council:

- a) Refuse to issue approval for DA2022/082 being a detached dual occupancy located at 28-30 Hendy Road Lot 455 DP 756961 Buronga.
- b) Call a division in accordance with S375A of the Local Government Act 1993 (NSW)

Council Resolution

That Council:

- a) Issue an approval for DA2022/082 being a detached dual occupancy located at 28-30 Hendy Road Lot 455 DP 756961 Buronga.
- b) Call a division in accordance with S375A of the Local Government Act 1993 (NSW)

Moved Cr Linklater, Seconded Cr Cooper

CARRIED

In accordance with Section 375A of the Local Government Act the Mayor called for a division.

For the Motion : *Clr.s Beaumont, Cooper, Crisp, Elstone, Heywood, Linklater and Rodda.*

Against the Motion: *Clr. Nichols.*

**9.14 WENTWORTH LOCAL ENVIRONMENTAL PLAN 2011 – 191 PITMAN AVENUE
REZONING PLANNING PROPOSAL**

| | |
|-----------------------|---|
| File Number: | RPT/23/201 |
| Responsible Officer: | Matthew Carlin - Director Health and Planning |
| Responsible Division: | Health and Planning |
| Reporting Officer: | George Kenende - Strategic Planning Officer |
| Objective: | 3.0 Wentworth Shire is a community that works to enhance and protect its physical and natural environment |
| Strategy: | 3.1 Ensure our planning decisions and controls enable the community to benefit from development |

Summary

Wentworth Shire Council has received a Planning Proposal from Roy Costa Planning and Development on behalf of VF & BM Pollesel.

The Planning Proposal seeks to amend the Wentworth Local Environmental Plan 2011 (WLEP) by rezoning Lot 108 DP 756946, 191 Pitman Avenue, Buronga from RU4 Primary Production Small Lot zone with an existing minimum lot size (MLS) of 10 hectares to RU5 Village and SP2 Infrastructure zone with no MLS.

Recommendation

That Council resolves to:

- a) Submit the planning proposal to the Minister for the Department of Planning and Environment for consideration of a Gateway Determination to amend the Wentworth Local Environmental Plan 2011 in accordance with Section 3.34 of the Environmental Planning and Assessment Act 1979
- b) Call a division in accordance with S375A of the Local Government Act 1993 (NSW).

Council Resolution

That Council resolves to:

- a) Submit the planning proposal to the Minister for the Department of Planning and Environment for consideration of a Gateway Determination to amend the Wentworth Local Environmental Plan 2011 in accordance with Section 3.34 of the Environmental Planning and Assessment Act 1979
- b) Call a division in accordance with S375A of the Local Government Act 1993 (NSW).

Moved Cr Cooper, Seconded Cr Crisp

CARRIED UNANIMOUSLY

In accordance with Section 375A of the Local Government Act the Mayor called for a division.

For the Motion : ***Clr.s Beaumont, Cooper, Crisp, Elstone, Heywood, Linklater, Nichols and Rodda.***

Against the Motion: ***Nil.***

9.15 WENTWORTH LOCAL ENVIRONMENTAL PLAN 2011 – BURONGA COMMERCIAL AREA REZONING PLANNING PROPOSAL

File Number: RPT/23/202

Responsible Officer: Matthew Carlin - Director Health and Planning
Responsible Division: Health and Planning
Reporting Officer: George Kenende - Strategic Planning Officer

Objective: 1.0 Wentworth Shire is a vibrant, growing and thriving Region
Strategy: 1.1 Promote the Shire as an ideal location for investment and the establishment of innovative, sustainable and diversified industries

Summary

Council's Health and Planning Department has prepared a Planning Proposal as an outcome of the Buronga Gol Gol Structure Plan (BGGSP).

The Planning Proposal seeks to amend the following planning provision in the Wentworth Local Environmental Plan 2011 (WLEP2011):

- Amend the Land Zoning Map – Sheet LZN_004F applied to the subject land from 'RU5 Village' to 'E1 Local Centre' and 'SP2 Infrastructure'

This report seeks Council endorsement to submit the Planning Proposal to the Department of Planning & Environment requesting a Gateway Determination to proceed.

Recommendation

That Council resolves to:

- a) Submit the Planning Proposal to amend the Wentworth Local Environmental Plan 2011 to the Minister for Planning for consideration of a Gateway Determination in accordance with Section 3.34 of the Environmental Planning and Assessment Act 1979.
- b) Call a division in accordance with S375A of the Local Government Act 1993 (NSW).

Council Resolution

That Council resolves to:

- a) Submit the Planning Proposal to amend the Wentworth Local Environmental Plan 2011 to the Minister for Planning for consideration of a Gateway Determination in accordance with Section 3.34 of the Environmental Planning and Assessment Act 1979.
- b) Call a division in accordance with S375A of the Local Government Act 1993 (NSW).

Moved Cr. Heywood, Seconded Cr Linklater

CARRIED UNANIMOUSLY

In accordance with Section 375A of the Local Government Act the Mayor called for a division.

For the Motion : ***Clr.s Beaumont, Cooper, Crisp, Elstone, Heywood, Linklater, Nichols and Rodda.***

Against the Motion: ***Nil.***

9.16 DELEGATED AUTHORITY APPROVALS AS AT END OF MARCH 2023

File Number: RPT/23/179

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: Kerrie Copley - Planning Officer

Objective: 3.0 Wentworth Shire is a community that works to enhance and protect its physical and natural environment

Strategy: 3.1 Ensure our planning decisions and controls enable the community to benefit from development

Summary

For the month of March 2023, a total of thirteen (13) Development Applications and two (2) S4.55 Modification Applications were determined under delegated authority by the Director Health and Planning.

The estimated value of the determined Development Applications was \$2,848,968.00. This brings the year to date total to thirty-two (32) Development Applications and ten (10) S4.55 applications approved, with an estimated development value of \$7,429,461.00.

Recommendation

That Council:

- a) Receives and notes the report for the Delegated Authority Approvals for the month of March 2023.
- b) Publicly notifies, for the purposes of Schedule 1 Division 4 Section 20 (2) of the Environmental Planning and Assessment Act 1979, the applications as listed in the attachment on the Wentworth Shire Council website.
- c) Calls a Division in accordance with S375A of the Local Government Act 1993 (NSW).

Council Resolution

That Council:

- a) Receives and notes the report for the Delegated Authority Approvals for the month of March 2023.
- b) Publicly notifies, for the purposes of Schedule 1 Division 4 Section 20 (2) of the Environmental Planning and Assessment Act 1979, the applications as listed in the attachment on the Wentworth Shire Council website.
- c) Calls a Division in accordance with S375A of the Local Government Act 1993 (NSW).

Moved Cr Linklater, Seconded Cr Beaumont

CARRIED UNANIMOUSLY

In accordance with Section 375A of the Local Government Act the Mayor called for a division.

For the Motion : *Clr.s Beaumont, Cooper, Crisp, Elstone, Heywood, Linklater, Nichols and Rodda.*

Against the Motion: *Nil.*

9.17 PROJECT & WORKS UPDATE - APRIL 2023

File Number: RPT/23/196

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Jamie-Lee Kelly - Administration Officer

Objective: 3.0 Wentworth Shire is a community that works to enhance and protect its physical and natural environment

Strategy: 3.2 Ensure that community assets and public infrastructure are well maintained

Summary

This report provides a summary of the projects and major works undertaken by the Roads and Engineering Department which have been completed during the months of March 2023 and the planned activities for April 2023.

Recommendation

That Council receives and notes the major works undertaken in March 2023 and the scheduled works for the following month.

Council Resolution

That Council receives and notes the major works undertaken in March 2023 and the scheduled works for the following month.

Moved Cr. Heywood, Seconded Cr Cooper

CARRIED UNANIMOUSLY

10 NOTICES OF MOTIONS / QUESTIONS WITH NOTICE

10.1 2026 LGNSW DESTINATION AND VISITOR ECONOMY CONFERENCE

File Number: RPT/23/181

Motion

That Council form a sub-committee to consider the pros and cons of lodging an expression of interest to host the Rural/Regional 2026 Destination & Visitor Economy Conference.

That Council form a sub-committee to consider the pros and cons of lodging an expression of interest to host the Rural/Regional 2026 Destination & Visitor Economy Conference.

Following the review of the information provided by Council staff, Cr Beaumont withdrew his motion.

10.2 CITY/COUNTRY COUNCIL AGREEMENT

File Number: RPT/23/198

Motion

That Council enter into a Memorandum of Understanding or similar Agreement with a NSW City Council, to facilitate mutual benefit to Council operations and to maximise community opportunities.

Council Resolution

That Council enter into a Memorandum of Understanding or similar Agreement with a NSW City Council, to facilitate mutual benefit to Council operations and to maximise community opportunities.

Moved Cr Linklater, Seconded Cr Cooper

CARRIED UNANIMOUSLY

10.3 LETTER TO WATER MINISTER SEEKING URGENT IMPLEMENTATION OF NSW NATURAL RESOURCES COMMISSION RECOMMENDATIONS

File Number: RPT/23/224

Motion

That Council writes to NSW Water Minister seeking urgent implementation of all recommendations from the NSW Natural Resources Commission in relation to Long Term Average Annual Extraction Limits.

Council Resolution

That Council writes to NSW Water Minister seeking urgent implementation of all recommendations from the NSW Natural Resources Commission in relation to Long Term Average Annual Extraction Limits

Moved Cr. Nichols, Seconded Cr Rodda

CARRIED UNANIMOUSLY

10.4 QUESTIONS FROM CR MACALLISTER - RZ RESOURCES

Cr Tim Elstone read questions submitted by Cr MacAllister regarding RZ Resources.

When did Council first learn of RZ's intention to provide \$80,000 to Council, as listed on the attached enforceable undertaking?

August 2022

When was Council first advised of the funding to be allocated towards Junction Island viewing platform and walkway?

August 2022

Does Council have the capacity to complete the work and finalise reporting required within 12 months of the date the undertaking was signed?

The Enforceable Undertaking was signed in March. Councils intention is to complete the bridge and abutments and start the shared paths and Council should have that completed by March next year which would satisfy the undertaking.

Is there any other information in relation to RZ Resources using Council facilities, staff or Senior Council staff or Councillors working for or disclosing any pecuniary or non-pecuniary relationship with RZ Resources, this would be an opportunity to make any relevant disclosures.

No building or infrastructure has been utilised. The only staff interaction the General Manager is aware of has been the Roads and Engineering team working towards a future road maintenance agreement and the General Manager conducting business in terms of RZ Resources providing updates. The reality of the RZ Resources project is it is still in its infancy and they have Environmental studies to complete. It is a state significant development which means Council will be consulted in the process but Council will not be the determining authority. It is up to the State to command a level of detail to be provided to have the assessment conducted. Councils interest is mainly the Springwood road and taking their material through the haul route up to Broken Hill. We await their due diligence and studies and that will be tabled before us for comment like any other member of the public.

Cr Crisp advised he works for a firm that does occasional contracting for RZ Resources . In the last 12 months have provided transport services for them on two occasions.

10.5 WENTWORTH WATER TOWER

Cr Susan Nichols advised the Wentworth Water Tower appears to have leaks running down the side of it. Could this please be investigated?

10.6 MOORING POLES WENTWORTH RIVERFRONT

Cr Susan Nichols advised houseboats are having difficulty with the bollards being the incorrect height. Could this be fixed?

The General Manager advised that money has been allocated in this years budget for this to be rectified.

10.7 CAMPING AT MCLEOD OVAL

Cr Susan Nichols asked about free camping at McLeod oval and if people could be

directed to the showground.

The General Manager advised that while the caravan park is closed we have endorsed free camping to encourage people to stay in town rather than moving on to the next town.

10.8 CHILD PROTECTION POLICY

Cr Jo Rodda asked why the Child Protection Policy wasn't tabled at this meeting.

The Director Finance and Policy advised it will be tabled at the next meeting.

10.9 CULVERT FLETCHERS CREEK

Cr Peter Crisp asked if the lines of communication can remain open between Council and stakeholders regarding Fletchers Creek culvert/regulator to determine its future.

10.10 AUSTRALIAN INLAND BOTANIC GARDENS FUNDING

Cr Jo Rodda asked if the funding for the Australian Inland Botanic Gardens will increase by CPI again this year.

The Director Finance Policy advised this has already been addressed in the upcoming budget.

11 CONFIDENTIAL BUSINESS – ADJOURNMENT INTO CLOSED SESSION

Despite the right of members of the public to attend meetings of a council, the council may choose to close to the public, parts of the meeting that involve the discussion or receipt of certain matters as prescribed under section 10A(2) of the Local Government Act.

With the exception of matters concerning particular individuals (other than councillors) (10A(2)(a)), matters involving the personal hardship of a resident or ratepayer (10A(2)(b)) or matters that would disclose a trade secret (10A(2)(d)(iii)), council must be satisfied that discussion of the matter in an open meeting would, on balance, be contrary to the public interest.

The Act requires council to close the meeting for only so much of the discussion as is necessary to preserve the relevant confidentiality, privilege or security being protected. (section 10B(1)(a))

Section 10A(4) of the Act provides that a council may allow members of the public to make representations to or at a meeting, before any part of the meeting is closed to the public, as to whether that part of the meeting should be closed.

Section 10B(4) of the Act stipulates that for the purpose of determining whether the discussion of a matter in an open meeting would be contrary to the public interest, it is irrelevant that:-

- (a) a person may misinterpret or misunderstand the discussion, or
- (b) the discussion of the matter may -
 - (i) cause embarrassment to the council or committee concerned, or to councillors or to employees of the council, or
 - (ii) cause a loss of confidence in the council or committee.

Recommendation

That Council adjourns into Closed Session, the recording of the meeting be suspended, and members of the press and public be excluded from the Closed Session, and that access to the correspondence and reports relating to the items considered during the course of the Closed Session be withheld unless declassified by separate resolution.

This action is taken in accordance with Section 10A(2) of the Local Government Act, 1993 as the items listed come within the following provisions:-

12.1 Pitstop Recycling.. (RPT/23/185)

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege. On balance, the public interest in preserving the confidentiality of information about the item outweighs the public interest in maintaining openness and transparency in council decision-making.

12.2 Water Account Reduction Request. (RPT/23/195)

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (b) discussion in relation to the personal hardship of a resident or ratepayer.

12.3 PT2223/09 Plant Purchase - Approval of Tenders for Purchase of a Paving

and Construction Pad Foot Roller 16.5 tonne. (RPT/23/233)

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. On balance, the public interest in preserving the confidentiality of information about the tender outweighs the public interest in maintaining openness and transparency in council decision-making because disclosure of this information would reveal pricing and confidential information submitted via the tender process which if disclosed would prevent council from achieving its 'value for money' objectives.

Council Resolution

That Council adjourns into Closed Session, the recording of the meeting be suspended, and members of the press and public be excluded from the Closed Session, and that access to the correspondence and reports relating to the items considered during the course of the Closed Session be withheld unless declassified by separate resolution.

Moved Cr Linklater, Seconded Cr Cooper

CARRIED UNANIMOUSLY

12 OPEN COUNCIL - REPORT FROM CLOSED COUNCIL

12.1 PITSTOP RECYCLING.

File Number: RPT/23/185

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Simon Rule - Director Finance and Policy

Objective: 3.0 Wentworth Shire is a community that works to enhance and protect its physical and natural environment

Strategy: 3.4 Use and manage our resources wisely

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege. On balance, the public interest in preserving the confidentiality of information about the item outweighs the public interest in maintaining openness and transparency in council decision-making.

The General Manager advised that Council defer this item to a future meeting to allow further comprehensive investigation and consultation.

12.2 WATER ACCOUNT REDUCTION REQUEST

File Number: RPT/23/195

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Jamie-Lee Kelly - Administration Officer

Objective: 3.0 Wentworth is a community that works to enhance and protect its physical and natural assets

Strategy: 3.1 Promote the efficient delivery of water supply, sewer and drainage services for the long term interests of future generations

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (b) discussion in relation to the personal hardship of a resident or ratepayer.

The General Manager advised that Council resolved to reimburse the amount of \$1075.00 to the owner.

12.3 PT2223/09 PLANT PURCHASE - APPROVAL OF TENDERS FOR PURCHASE OF A PAVING AND CONSTRUCTION PAD FOOT ROLLER 16.5 TONNE

File Number: RPT/23/233

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Jamie-Lee Kelly - Administration Officer

Objective: 3.0 Wentworth Shire is a community that works to enhance and protect its physical and natural environment

Strategy: 3.2 Ensure that community assets and public infrastructure are well maintained

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. On balance, the public interest in preserving the confidentiality of information about the tender outweighs the public interest in maintaining openness and transparency in council decision-making because disclosure of this information would reveal pricing and confidential information submitted via the tender process which if disclosed would prevent council from achieving its 'value for money' objectives.

The General Manager that that council accepts the tender from William Adams Cat for the supply of one Caterpillar CP74B Pad Foot Roller for the sum of \$ 247,500.00 inc gst.

13 CONCLUSION OF THE MEETING

NEXT MEETING

17 May 2023

.....
CHAIR

6 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

6.1 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

File Number: RPT/23/254

Responsible Officer: Ken Ross - General Manager
 Responsible Division: Office of the General Manager
 Reporting Officer: Gayle Marsden - Executive Assistant

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.2 A strong, responsible and representative government

Summary

The Outstanding Actions report provides details of activities raised at previous Council meetings that remain outstanding.

Officer Recommendation

That Council receives and notes the list of outstanding matters as at 8 May 2023

Attachments

1. Outstanding Matters as of 8 May 2023  

| Division: Committee: Officer: Outstanding Action Items Report | | | | Date From: Date To: Printed: Monday, 8 May 2023 3:22:51 PM | |
|--|-------|---------------------------|--|---|--|
| Meeting | Item | Title | Item | Action Record (latest first) | |
| Ordinary Council 20/07/2022 | 10.5 | Darling Street Pavers | Cr Brian Beaumont asked if Council should be focussing on the issue raised on Facebook with the pavers in Darling Street | 11 Apr 2023 2:29pm Kelly, Jamie-Lee Revised designs and options report to be finalised and presented for June Council Meeting prior to seeking Tenders | |
| Ordinary Council 26/10/2022 | 10.3 | Missing gutter | Cr Daniel Linklater advised that the missing kerb at 74-78 Wood Street hasn't been replaced and it was advised it would be completed before the end of the year. | 11 Apr 2023 2:37pm Kelly, Jamie-Lee RFQ for Kerb & Channel/Road widening out last week of April. Expected commencement mid to late May. | |
| Ordinary Council 16/11/2022 | 10.1 | PS RUBY | Cr Brian Beaumont requested that the future of the PS Ruby be placed back on the outstanding action list to be discussed at a future meeting. | 08 May 2023 3:11pm Peel, Tania Report to be prepared for the June Meeting | |
| Ordinary Council 16/11/2022 | 10.4 | GOL GOL Water Tower | Cr Jo Rodda asked if the Gol Gol water tower could be used for a mural. The General Manager advised that it wasn't the first time a request had been made however there were some issues when it was investigated due to the tower location close to the highway and parking issues. | 11 Apr 2023 4:28pm Stockman, Lexi Based on Transport for NSW response, this idea requires further detail including consultation before it can be progressed to identify the approval pathway. | |
| Audit, Risk and Improvement Committee 28/10/2022 | 8.12 | Child Safe Changes | Diane Schmidt suggested that recent Child Safe Changes be reviewed in regard to staff. | 08 May 2023 3:11pm Peel, Tania To be presented at May meeting | |
| Ordinary Council 15/03/2023 | 10.3 | Hard Waste Collection | Cr Brian Beaumont requested a hard waste collection be considered. | 06 Apr 2023 9:19am Rule, Simon Investigations on potential options have commenced. A briefing will be provided to Council prior to the end of the financial year. | |
| Ordinary Council | 10.10 | White Posts Williamsville | Cr Susan Nichols advised that there are several white posts that have been | 04 May 2023 12:45pm Kelly, Jamie-Lee Council spraying contractor currently off | |

| Division: Committee: Officer: Outstanding Action Items Report | | | | Date From: Date To: Printed: Monday, 8 May 2023 3:22:51 PM | |
|---|-------|--|---|--|--|
| 15/03/2023 | | Road | hit and are broken. Can Council spray around guide posts so machinery does not hit the posts during slashing? Can the posts be replaced? | work due to ill health. | |
| Ordinary Council 15/03/2023 | 10.12 | Town Entrance Trees | Cr Jane MacAllister advised the trees along the entrance to each of our townships are an important part of Wentworth shire because they do speak to our natural environment, who we are and our unique place at the junction of two rivers. Sometime ago Council decided to invest in trees that were not appropriate for the space they have been put in. Could Council consider reintroducing endemic species so that where box tress would ordinarily grow we plant box trees. | 04 May 2023 9:39am Kelly, Jamie-Lee Sandwyck street replanting complete April 2023 | |
| Ordinary Council 19/04/2023 | 9.3 | 2023 National General Assembly of Local Government | Council Resolution That Council endorses the attendance of Cr Linklater, Cr MacAllister and the General Manager at the National General Assembly of Local Government "Our Communities, Our Future" 13-16 June 2023 in Canberra. Moved Cr Crisp, Seconded Cr Cooper <u>CARRIED UNANIMOUSLY</u> | 04 May 2023 12:43pm Peel, Tania Bookings have been made and confirmed for conference, flights and accommodation | |
| Ordinary Council 19/04/2023 | 9.6 | Murray Darling Association Region 4 Nominations | Council Resolution That Council nominates Cr Heywood for a position on the Executive Committee of MDA Region 4, and in doing so acknowledges its commitment to the nomination. Moved Cr Linklater, Seconded Cr Cooper <u>CARRIED UNANIMOUSLY</u> | 03 May 2023 10:02am Peel, Tania Cr Heywood declined to nominate for position on the Executive Committee of MDA Region4. To be presented to Council meeting again on 17 May 2023. | |
| Ordinary Council 19/04/2023 | 9.9 | Heritage & History Advisory Committee | Council Resolution That Council adopts the terms of reference detailed in the Heritage & History Advisory Committee draft Charter and endorses the objectives, | 24 Apr 2023 11:08am Marsden, Gayle Proceed as per council resolution | |

Division:
Committee:
Officer:

Outstanding Action Items Report

Date From:
Date To:
Printed: Monday, 8 May 2023 3:22:51 PM

| | | | | |
|--------------------------------|------|-------------------------|---|--|
| | | | composition of the Committee, and the membership nomination and selection process to enable establishment of the Committee and that Cr MacAllister and Cr Nichols be the Council delegates and Cr Beaumont be the alternate representative. | |
| Ordinary Council 19/04/2023 | 10.8 | Child Protection Policy | Cr Jo Rodda asked why the Child Protection Policy wasn't tabled at this meeting. The Director Finance and Policy advised it will be tabled at the next meeting. | 24 Apr 2023 11:28am Marsden, Gayle to be tabled at May's Council Meeting |

7 MAYORAL AND COUNCILLOR REPORTS

7.1 MAYORAL REPORT

File Number: RPT/23/236

Summary

The purpose of this report is to advise Council of meetings, conferences and appointments undertaken by Mayor Elstone for the period of 12 April 2023 – 8 May 2023.

Recommendation

That Council receives and notes the information contained in the Mayoral report.

Report

The following table lists the meetings attended by Mayor Elstone for the period of 12 April 2023 – 8 May 2023.

| Date | Meeting | Location |
|---------------|---|-----------------|
| 18 April 2023 | Barkandji Native Title Group Meeting | Wilcannia |
| 19 April 2023 | Ordinary Council Meeting | Wentworth |
| 23 April 2023 | Wentworth District Preschool Playcentre Opening | Wentworth |
| 25 April 2023 | ANZAC Day Service | Pooncarie |
| 26 April 2023 | Advisory Meeting | Wentworth |
| 28 April 2023 | MDBA Meeting | Mildura |

Attachments

Nil

8 REPORTS FROM COMMITTEES

Nil

9 REPORTS TO COUNCIL

9.1 AUDIT RISK AND IMPROVEMENT COMMITTEE CHAIRPERSON.

File Number: RPT/23/247

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Simon Rule - Director Finance and Policy

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.2 A strong, responsible and representative government

Summary

At the April 2022 Council Meeting, Council resolved to appoint Rosanne Kava as the Interim Chairperson of the Audit Risk and Improvement Committee for a period of 12 months for the following reasons:

- Council needed to have a Committee appointed within six months of the December 2021 Council elections as required by the *Local Government Act 1993* (NSW) (the Act); and
- The draft Guidelines for Risk Management and Internal Audit for Local Government in NSW required that the Chairperson be appointed via the NSW Government's prequalification scheme. At the time of appointing the Committee the draft guidelines had yet to be approved therefore Council was unable to access the prequalification scheme. In order to be compliant with the requirements of the Act to appoint the Chairperson for a period of 12 months until such time as draft guidelines have been approved and Council is able to appoint a Chairperson from the prequalification scheme.

However, since the Council meeting of April 2022 a number of amendments have been made to the guidelines including removing the need to appoint the Committee Chairperson from the NSW prequalification scheme, therefore it is recommended that existing interim Chairperson Rosanne Kava be appointed as the Chairperson for a further three years with an option for an additional four years in line with the terms of the two independent Committee members.

Recommendation

That Council appoint Rosanne Kava as Chairperson for a further three years with an option for an additional four years in line with the terms of the two independent Committee Members.

Detailed Report

Purpose

The purpose of this report is to seek a position from Council in relation to the Audit Risk and Improvement Committee Chairperson.

Background

At the April 2022 Council Meeting, Council resolved to appoint Rosanne Kava as the Chairperson of the Audit Risk and Improvement Committee for a period of 12 months for the following reasons:

- Council needed to have a Committee appointed within six months of the December 2021 Council elections as required by the *Local Government Act 1993* (NSW) (the Act); and
- The draft Guidelines for Risk Management and Internal Audit for Local Government in NSW required that the Chairperson be appointed via the NSW Government's prequalification scheme. At the time of appointing the Committee the draft guidelines had yet to be approved therefore Council was unable to access the prequalification scheme. In order to be compliant with the requirements of the Act to appoint the Chairperson for a period of 12 months until such time as draft guidelines have been approved and Council is able to appoint a Chairperson from the prequalification scheme.

Matters under consideration

However, since the Council meeting of April 2022 a number of amendments have been made to the guidelines including removing the need to appoint the Committee Chairperson from the NSW prequalification scheme.

The draft guidelines have been approved, however they don't come into effect until the supporting amendments to the Local Government (General) Regulation that give statutory force to elements of the guidelines have been made.

The guidelines now require that all members of the Audit Risk and Improvement Committee meet independence requirements, which requires that Committee Chairperson and Independent members cannot:

- Currently be a councilor of any NSW council;
- Be a non-voting representative of the board of the joint organization;
- Be a candidate at the last election of Council;
- Be a person who has held office in the council during its previous term;
- Be currently employed by the council or joint organization, or been employed during the last 12 months;
- Conduct audits of the council on behalf of the Audit Office of NSW;
- Have a close personal or business relationship with a councilor or a person who has a senior role in the council that may lead to a real or perceived conflict of interest
- Currently, or within the last three years, provided any material goods or services (including consultancy, legal, internal audit and advisory services) to the council which directly affect subjects or issues considered by the Committee;
- Be (or have a close family member who is) a substantial shareholder, owner. Officer or employee of a company that has a material business, contractual relationship, direct financial interest or material indirect financial interest with the council or a related entity which could be considered a real or perceived conflict of interest; or
- Currently or have previously acted as an advocate of a material interest on behalf of the council or a related entity which could be considered a real or perceived conflict of interest.

In addition to meeting the independence requirements set out above, the Chairperson of the Audit Committee must demonstrate the following:

- Leadership qualities and the ability to promote effective working relationship in complex organisations;
- An ability to communicate complex and sensitive assessments in a tactful manner to the head of the council's internal audit function, senior management and the mayor and councilors;

- A sound understanding of:
 - The principles of good organization governance and capacity to understand local government accountability, including financial reporting
 - The business of the council or the environment in which it operates
 - Internal audit operations, including selection and review of the head of the council's internal audit function; and
 - Risk management principles
- Extensive senior level experience in governance and management of complex organisations, an ability to read and understand financial statements and a capacity to understand the ethical requirements of government (including potential conflicts of interests);
- Functional knowledge in areas such as risk management, performance management, human resources management, internal and external auditing, financial reporting, accounting, management control frameworks, internal financial controls, governance (including planning, reporting and oversight), or business operations
- A capacity to form independent judgements and a willingness to constructively challenge/question management practices and information; and
- A professional, ethical approach to the exercise of their duties and the capacity to devote the necessary time and effort to the responsibilities of the chair of an Audit Risk and Improvement Committee.

The Interim Committee Chairperson has expressed an interest in continuing in the role. Rosanne has held a number of senior executive positions at local and federal government level including three (3) years undertaking diplomatic duties while posted to the Australian Embassy in Rome. She spent Seven (7) years as CEO of Gannawarra Sire Council and in 2022 she filled in as Acting CEO at Swan Hill Rural City Council. These roles have required:

- a good understanding of establishing and maintaining effective working relationships;
- the ability to communicate complex and sensitive assessments
- Senior level experience in governance and management of complex organisations
- Capacity to understand the ethical requirements of government

Her local government experience has given her an excellent understanding of council business and operating environments including being responsible for organisational governance and compliance. She has served on numerous boards including being Swan Hill District Health Service and is currently on the Audit, Risk and Improvement Committee of Swan Hill Rural City Council and Balranald Shire Council which has given her great insights into the operations of an effective risk based Internal Audit function, an ability to understand financial reporting requirements.

A functional knowledge of risk management, performance management, human resources management, internal and external auditing, financial reporting, accounting, management control frameworks, internal financial controls and governance have been fundamental requirements and responsibilities of her Senior Executive roles.

The formation of an Audit Risk and Improvement Committee is legislative requirement, Council's Committee held its first meeting in July 2022 and Rosanne has played a pivotal role in guiding the Committee through the initial stages of its implementation.

Options

Based on the information contained in this report, the options available to address this matter are to:

- Extend the term of the Chairperson in line with the independent members.

- Undertake a recruitment process to appoint a permanent Chairperson.

Legal, strategic, financial or policy implications

If Council resolves to undertake a recruitment process there is a need to temporarily extend the term of the existing Chairperson to allow the Committee to continue meeting while the recruitment process is completed.

Conclusion

Updates to the Guidelines for Risk Management and Internal Audit for Local Governments in NSW no longer require the appointment of the Audit, Risk and Improvement Committee Independent Chairperson to be appointed via the NSW Government's prequalification scheme, therefore it is recommended that existing interim Chairperson Rosanne Kava be appointed as the Chairperson for a further three years with an option for an additional four years in line with the terms of the two independent Committee members.

Attachments

Nil

9.2 GENERAL MANAGERS REPORT

File Number: RPT/23/237

Responsible Officer: Ken Ross - General Manager
 Responsible Division: Office of the General Manager
 Reporting Officer: Tania Peel - Business Support Officer

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.2 A strong, responsible and representative government

Summary

The General Manager's report details information pertaining to meetings attended and general information which are of public interest, and which have not been reported elsewhere in this agenda. Items of note in this report are:

1. OLG Circulars

Public Spaces (Unattended Property) Act 2021 – Conclusion of the Grace Period and updated guidance Circular 23-01

- The NSW Government is committed to keeping public places safe and accessible for all members of the community.
- The PSUP Act puts the onus on those responsible to manage their items and animals within risk-based timeframes or face strong regulatory action.
- The PSUP Act empowers authorised officers of council to take regulatory action when they reasonably believe property to be unattended, and that the property is causing a safety risk, or access issue, or amenity issue, or has been left in the same place, or substantially the same place, for too long.

Information about Ratings 2023-24 Circular 23-02

- The maximum boarding house tariffs for 2023-24 have been determined.
- The maximum interest rate payable on overdue rates and charges for 2023/24 has been determined.
- The Section 603 Certificate fee for 2023/24 has been determined.
- The statutory limit on the maximum amount of minimum rates for 2023/24 has been determined for commencement on 1 July 2023.

What this will mean for your council

- Councils should incorporate these determinations into their 2023/24 rating structures and Operational Plan Statement of Revenue Policies.

Section 603 Certificate

- Under section 603 of the Act, councils may issue a certificate as to the amount (if any) of rates, charges, etc. due or payable to the council for a parcel of land. Section 603(2) states the application must be accompanied by the approved fee.

In accordance with the approved methodology, the approved fee for 2023-24 is determined to be \$95. This is an increase of \$5 from the 2022-23 fee.

- This determination applies to the issuing of a certificate for the matters specified in section 603(2) of the Act. Where a council offers to provide other information as an optional service, the council is not prevented from separately determining an approved fee for that additional service. Furthermore, a council is not prevented from determining approved fees for additional services required by an applicant for the expedited processing of a Section 603 Certificate.

2. Meetings

As listed

3. Upcoming meetings or events

As listed

4. Other items of note

Recommendation

That Council receives and notes the information contained within the report from the General Manager.

Detailed Report

1. Meetings

Following is a list of meetings or events attended by the General Manager for the period of 12 April 2023 – 8 May 2023.

| Date | Meeting | Location |
|---------------|--------------------------------------|-----------|
| 18 April 2023 | Barkandji Native Title Group Meeting | Wilcannia |
| 19 April 2023 | Ordinary Council Meeting | Wentworth |
| 25 April 2023 | ANZAC Day Service | Dareton |
| 26 April 2023 | Advisory Meeting | Wentworth |
| 4- 5 May 2023 | On Leave | |

2. Events

Following is a list of upcoming events, conferences or committee meetings, including out of region meetings where the Shire has been requested to attend in an official capacity from 18 May 2023 – 27 June 2023.

| Date | Meeting | Proposed Attendees | Location |
|-------------|-----------------------------|--|-----------|
| 18 May 2023 | WSIG Meeting | Cr MacAllister, Cr Rodda | Midway |
| 23 May 2023 | Regional LEMC Meeting | General Manager | Midway |
| 24 May 2023 | Advisory Meeting | Councillors, General Manager, Directors | Wentworth |
| 31 May 2023 | Local Government Conference | General Manger, Director of Finance and Policy | Sydney |

| | | | |
|-----------------|--|---|------------------|
| 31 May 2023 | Murray Darling Association Region 4 – Annual General Meeting | Councillors, General Manager | Mildura |
| 2 June 2023 | Wentworth Regional Tourism Inc Meeting | Cr Rodda | Coomealla Club |
| 13 June 2023 | Australian Inland Botanic Gardens Meeting | Cr Rodda | Mildura |
| 13-16 June 2023 | National General Assembly Conference | General Manager, Cr Linklater, Cr MacAllister | Canberra |
| 15 June 2023 | WSIG Child & Youth Meeting | Cr MacAllister, Cr Rodda | Midway |
| 21 June 2023 | Advisory Meeting | Councillors, General Manager, Directors | Wentworth |
| 23 June 2023 | Far West Joint Organistaion Meeting | General Manger, Cr Elstone | Video Conference |
| 27 June 2023 | Carramar Drive Sporting Complex user Group Meeting | Cr Rodda, Cr Linklater | Gol Gol |

3. Other items of note

Tourism Officers Report

Update on Events

Dareton Markets:

- Dareton Markets will be held on Saturday 27 May from 8.30am – 12.00pm on Tapio Street in Dareton.
- Kids activities include free face painting and balloon animals. Wentworth Shire Council has invited students from Coomealla High School to provide live entertainment. Live music will also be performed by Glen Walker.
- The next Dareton Markets will be held on Saturday 12 August. This date has been changed from the original date of Saturday 9 September, to coincide with the SFNL fixture.

Wentworth Winter Art Fest:

- Planning has started for the Wentworth Winter Arts Fest.
- \$20,000 in funding has been committed from West Darling Arts for the event to include additional activities.
- Some of these activities include; children's painting & craft stations, scavenger hunts, live music, dance groups and plaster painting.

Wentworth Show Afterparty:

- A community consultation session will be held on Tuesday 16 May at 5pm at the Wentworth Memorial Rooms for the local businesses to attend to discuss the Wentworth Show Afterparty.
- Points of discussion will be how the town can leverage of hosting such a big event, the location of the event, dinner options, community group involvement and parking.

General Tourism UpdateWhy Not Winter in Wentworth?

- A campaign theme has been put together for WRTI's consideration. The themes of these images will follow throughout the webpage, TV advertisement and all advertising material.
- Once approved, the campaign will begin to go live over the coming weeks.
- Saunders Design will assist in the creation of the TV advertisement.

Tourism Collateral

- An email was sent out to the database last month informing local businesses of our new tourism collateral which is advertising the new Experience Wentworth website. Only 12 businesses have responded so far however this is a good starting point.
- Extra tourism collateral will be ordered if other businesses would like some in the future.



Tourism Website – Experience Wentworth

- Some of the final touches are being added to the Experience Wentworth website. This includes an additional page for History & Heritage, an additional page for Tours & Trails as well as an update to the Events page.

Destination and Visitor Economy Conference

- Two staff members will be attending the Destination and Visitor Economy Conference in Manly at the end of the month, on behalf of Wentworth Shire Council.
- The conference is not only very informative, but a great opportunity for networking with other Tourism Managers and Visitor Information Centre staff.
- Destination Riverina Murray also host a dinner one night of the conference so all Councils within the Riverina Murray region are able to catch up in person (a much better alternative to the many Zoom calls).

Attachments

1. Circular 23-01 [!\[\]\(cd40d00a38c9471022d8abba3b1c1823_img.jpg\)](#) 
2. Circular 23-02 [!\[\]\(f2863417d3ac4660b39159f7f4d2796f_img.jpg\)](#) 



Office of
Local Government

Circular to Councils

| | |
|-----------------------------|---|
| Circular Details | 22-43 / 19 April 2023 / A856940 |
| Previous Circulars | 22-31 Commencement of Public Spaces (Unattended Property) Act 2021 22-19 Consultation on regulatory proposals for a new Public Spaces (Unattended Property) (PSUP) Regulation 2022 and to commence the PSUP Act 21-39 The NSW Government's <i>Public Spaces (Unattended Property) Act 2021</i> 19-30 Review of the Impounding Act 1993 and Release of Discussion Paper |
| Who should read this | Councillors/General Managers/Regulatory and Public Space management staff |
| Contact | Policy Team / 02 4428 4100 / olg@olg.nsw.gov.au |
| Action required | Information |

Public Spaces (Unattended Property) Act 2021 – Conclusion of the Grace Period and updated guidance

What's new or changing

Grace Period Ending

- A grace period has been in place since the *Public Spaces (Unattended Property) Act 2021* (the PSUP Act) commenced on 1 November 2022 to provide 6 months for:
 - the community to become familiar and comply with the new laws
 - items such as shopping trolleys and share bikes to be safe to use and clearly branded with the operator's contact details
 - owners of personal items, such as kayaks, to understand that these should not generally be stored in public unless under an arrangement with the relevant public land manager.
- Only warnings, rather than fines, have been able to be issued for these Class 1 and Class 2 items during the grace period, which concludes on **30 April 2023**.
- From **1 May 2023** fines for all offences under the Act may be issued.

Feedback and Guidance Updates

- Staff from the Office of Local Government (OLG) have been in regular contact with council staff, members of the public and other stakeholders in recent months to answer policy queries and monitor implementation of the new laws.
- The *PSUP Guidelines* have been updated with new information to reflect the upcoming changes to the law from 1 May 2023 and to provide additional information to support councils to feel confident in implementing the new laws locally.

Communication materials for local communities

- OLG has also updated and published relevant fact sheets, infographics and social tiles for use in communicating the PSUP laws, to reflect the end of the grace period.

What this will mean for your council

- From 1 May 2023, authorised officers may issue fines for all offences under the PSUP Act.
- Authorised officers should ensure they are familiar with the PSUP laws, regulations and updated *PSUP Guidelines* for authorities.

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- Councils should also use the resources available on the PSUP website to educate local communities about the PSUP laws, including the key changes coming into effect on 1 May 2023.
- Councils are encouraged to develop appropriate policy and procedures, in consultation with their local community, in relation to local enforcement action under the PSUP laws. Additionally, councils should communicate and implement any such policies fairly and consistently to ensure there is a common understanding by the community of how the council will apply the PSUP laws within its local government area.

Key points

- The NSW Government is committed to keeping public places safe and accessible for all members of the community.
- The PSUP Act puts the onus on those responsible to manage their items and animals within risk-based timeframes or face strong regulatory action.
- The PSUP Act empowers authorised officers of council to take regulatory action when they reasonably believe property to be unattended, and that the property is causing a safety risk, or access issue, or amenity issue, or has been left in the same place, or substantially the same place, for too long.

Where to go for further information

- The *Public Spaces (Unattended Property) Act 2021* and *Public Spaces (Unattended Property) Regulation 2022* are available on the Legislation Register at <https://legislation.nsw.gov.au/>
- Further information, including the PSUP Guidelines and resources for councils to use to educate and update local communities, is available at: <https://www.dpie.nsw.gov.au/unattendedproperty>.

Brett Whitworth
Deputy Secretary, Local Government

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Council Circular

06 April 2023

23-02 Information about Ratings 2023-24

| | |
|--------------------------------|---|
| Circular Details | 23-02 / 8 May 2023 / A849639 |
| Previous circular | 22-06 Information about Ratings 2022-23 |
| Who should read this | Councillors / General Managers / Council staff |
| Contact | Performance Team / 02 4428 4100 / olg@olg.nsw.gov.au |
| Action Required | Information / Council to Implement |
| PDF Version of Circular |  23-02 Information about Ratings 2023-24 |

What's new or changing

- The maximum boarding house tariffs for 2023-24 have been determined.
- The maximum interest rate payable on overdue rates and charges for 2023/24 has been determined.
- The Section 603 Certificate fee for 2023/24 has been determined.
- The statutory limit on the maximum amount of minimum rates for 2023/24 has been determined for commencement on 1 July 2023.

What this will mean for your council

- Councils should incorporate these determinations into their 2023/24 rating structures and Operational Plan Statement of Revenue Policies.

Key PointsBoarding House Tariffs

- In accordance with section 516 of the *Local Government Act 1993* (the Act), it has been determined that for the purpose of the definition of 'boarding house' and 'lodging house', the maximum tariffs, excluding GST, that a boarding house or lodging house may charge tariff-paying occupants are:

a) Where **full board and lodging** is provided:
\$432 per week for single accommodation; or
\$713 per week for a family or shared accommodation

b) Where **less than full board or lodging** is provided:
\$291 per week for single accommodation; or
\$479 per week for family or shared accommodation

Maximum Interest Rate on Overdue Rates and Charges

- In accordance with section 566(3) of the Act, it has been determined that the maximum rate of interest payable on overdue rates and charges for the period 1 July 2023 to 30 June 2024 (inclusive) will be **9.0% per annum**.
- The methodology used to calculate the interest rate applicable for the period 1 June 2023 to 30 June 2024 is the Supreme Court methodology (the Reserve Bank cash rate plus 6%), rounded to the nearest half per cent. The cash rate used for the purposes of the maximum interest rate for local government is based on the cash rate set by the Reserve Bank of Australia on 6 December 2022.
- Notice giving effect to these decisions has been published in the NSW Government Gazette (Government Gazette No 146 – 31 March 2023).

Section 603 Certificate

- Under section 603 of the Act, councils may issue a certificate as to the amount (if any) of rates, charges, etc. due or payable to the council for a parcel of land. Section 603(2) states the application must be accompanied by the approved fee. In accordance with the approved methodology, the approved fee for 2023-24 is determined to be **\$95**. This is an increase of \$5 from the 2022-23 fee.
- This determination applies to the issuing of a certificate for the matters specified in section 603(2) of the Act. Where a council offers to provide other information as an optional service, the council is not prevented from separately determining an approved fee for that additional service. Furthermore, a council is not prevented from determining approved fees for additional services required by an applicant for the expedited processing of a Section 603 Certificate.

Statutory limit on the maximum amount of minimum rates

- Following a recommendation by IPART, clause 126 of the Local Government (General) Regulation 2021 will be amended on 1 July 2023 by the Local Government (General) Amendment (Minimum Amounts of Rate) Regulation 2023 so that under section 548(3)(a) of the Act, the maximum amount of the minimum ordinary rate will be **\$590** for 2023-24.
- The maximum amount of a minimum special rate (not being a water supply special rate or a sewerage special rate) prescribed by section 548(3)(b) of the Act will remain unchanged at **\$2**.

Where to go for further information

- The NSW legislation website at www.legislation.nsw.gov.au.

Brett Whitworth
Deputy Secretary
Local Government

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9.3 MURRAY DARLING ASSOCIATION REGION 4 NOMINATIONS

File Number: RPT/23/244

Responsible Officer: Ken Ross - General Manager
 Responsible Division: Office of the General Manager
 Reporting Officer: Tania Peel - Business Support Officer

Objective: 3.0 Wentworth Shire is a community that works to enhance and protect its physical and natural environment

Strategy: 3.3 Minimise the impact on the natural environment

Summary

Wentworth Shire Council continues to be a member of the Murray Darling Association (MDA); a membership-based organisation representing local government and communities across the Murray-Darling Basin since 1944.

The MDA works with and for member councils, in collaboration with state based local government associations such as Local Government NSW, Joint Organisations and other local government affiliations.

Wentworth Shire Council sits within Region 4; there are 12 regions.

The MDA Region 4 Annual General Meeting is scheduled to be held on 31 May 2023 at the Mildura Rural City Council.

Nominations are now being called for the position of Chair and Executive Committee members which need to be lodged by 20 May 2023.

Recommendation

That Council

1. Nominates delegate(s) for positions on the Executive Committee of MDA Region 4, and in doing so acknowledges its commitment to the nomination.
2. Determines if it will nominate a preferred delegate for the position of Chair of MDA Region 4, and in doing so acknowledges the obligations of the Region Chair and commits to providing the resources required to support the role of Chair.

Detailed Report

Purpose

The purpose of this report is for Council to nominate delegates for positions on the Executive Committee of MDA Region 4 and also determine if Council wishes to nominate a delegate to the position of Chair of MDA Region 4. In regard to the Chair position Council also acknowledges the obligations of the Region Chair and commits to providing the administration resources required to support the role of Chair.

Report Detail

Wentworth Shire Council continues to be a member of the Murray Darling Association (MDA), a membership-based organisation representing local government and communities across the Murray-Darling Basin.

The purpose of the association is to provide effective representation of local government and communities at state and federal level in the management of Basin resources by:

- Providing information,
- Facilitating debate, and
- Seeking to influence government policy.

The MDA works with and for member councils, in collaboration with state based local government associations such as LGNSW, Joint Organisations and other local government affiliations.

The MDA Region 4 Annual General Meeting is scheduled to be held on 31 May 2023 at Mildura Rural City Council. Nominations are now being called for the position of Chair and executive committee members. Nominations must be lodged by COB Saturday 20 May 2023.

Council is requested to:

1. Nominate delegate(s) for positions on the Executive Committee of MDA Region 4, and in doing so acknowledges its commitment to the nomination.
2. Determine if it will nominate a preferred delegate for the position of Chair of MDA Region 4, and in doing so acknowledges the obligations of the Region Chair and commits to providing the resources required to support the role of Chair.

The obligations of the Region Chair under Part 5, 16 (5) of the MDA Constitution (for nominations to Regional Chair) are as follows:

The chair of the Region Executive is the chair of the Region, provided further:

- (a) The chair must demonstrate both the initial and ongoing capacity to provide secretariat support for the activities of the Region;*
- (b) When the position of the chair becomes vacant for any reason, the Region Executive may appoint a temporary chair and a new chair must be appointed at the next Region Meeting;*
- (c) The chair must ensure minutes and other necessary records of Region Executive and Region Meetings are taken, kept and provided regularly to the MDA Board.*

Conclusion

Considering the above detail Council is required to determine delegate(s) for positions on the Executive Committee of the Murray Darling Association (MDA) and determine whether to nominate a delegate for the position of Chair of MDA Region 4.

Attachments

Nil

9.4 MONTHLY FINANCE REPORT - APRIL 2023

File Number: RPT/23/268

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Vanessa Lock - Finance Officer

Objective: 4.0 Wentworth is a caring , supportive and inclusive community that is informed and engaged in its future

Strategy: 4.1 Provide strong and effective representation, leadership, planning, decision-making and service delivery

Summary

Rates and Charges collections for the month of April 2023 were \$520,538.05. After allowing for pensioner subsidies, the total levies collected are now 74.95%. For comparison purposes 75.93% of the levy had been collected at the end of March 2022. Council currently has \$49,366,396.48 in cash and investments.

Recommendation

That Council receives and notes the Monthly Finance Report.

Detailed Report

The purpose of this report is to indicate to Council the position in relation to the rate of collections and the balance of cash books.

Reconciliation and Balance of Funds held as at 30 April 2023

The reconciliation has been carried out between the Cash Book of each fund and the Bank Pass Sheet as at 30 April 2023.

| | Combined Bank Account |
|---|-------------------------|
| Cash Balance as at 1 April 2023 | \$ 2,447,343.87 |
| Add: Receipts for the Period Ending 30 April 2023 | \$ 5,482,007.55 |
| Rates, Debtors, Miscellaneous | |
| Less: Payments for the Period Ending 30 April 2023 | |
| Cash Book entries for this Month | \$ 6,752,257.02 |
| Cash Balance of Operating A/C as at 30 April 2023 | \$ 1,177,094.40 |
| Trust Fund Balance | \$ 823,006.87 |
| Investments | |
| Total Investments as at 30 April 2023 | \$ 45,105,186.00 |
| TOTAL | \$ 47,105,287.27 |

Collection of Rates and Charges

Rates and Charges collections for the month of April 2023 were \$407,368.25 After allowing for pensioner subsidies, the total levies collected are now 77.82%. A summary of the Rates and Charges situation as at 30 April 2023 is as follows:

| | Rates and Charges | |
|---|-------------------|------------------|
| Levies | | |
| Balance Outstanding at 30 June 2022 - Rates / Water | 1,015,628.18 | |
| Rates and Charges Levied 20 July 2022 | 9,715,491.57 | \$ 10,731,119.75 |
| + Additional Water Charges | 1,393,828.46 | |
| + Supplementary Rates and Charges | 146,371.85 | |
| + Additional Charges | 103,593.12 | |
| - Credit Adjustments | 19,291.52 | |
| - Abandonments | 1,700.78 | \$ 12,353,920.88 |
| Deductions | | |
| - Payments | 9,480,782.29 | |
| - Less Refunds of Payments | 7,853.33 | \$ 9,472,928.96 |
| | | \$ 2,880,991.92 |
| - Pensioner Subsidy | | |
| Government Subsidy | 94,946.89 | |
| Council Subsidy | 77,683.81 | \$ 172,630.70 |
| Total Rates/Water Charges Outstanding | | \$ 2,708,361.22 |

Note: For comparison purposes 75.93% of the levy had been collected at the end of April 2022.

Rates/Water write offs and adjustments

No rates or charges have been written off or adjusted under the delegated authority of the General Manager for the month of April 2023.

Council Loans Report

| Name | Institution | Purpose | Interest Rate | Loan Amount | Amount Outstanding | Due Date |
|-------------|-------------------------|---------------------------|---------------|-----------------|------------------------|------------|
| Loan 201 | National Australia Bank | Buronga Landfill | 4.550% Fixed | \$ 920,000.00 | \$ 213,738.13 | 30/01/2025 |
| Loan 202 | ANZ Bank | Civic Centre | 3.470% Fixed | \$ 850,000.00 | \$ 579,885.05 | 21/10/2026 |
| Loan 203 | National Australia Bank | Midway Centre | 3.586% Fixed | \$ 1,900,000.00 | \$ 1,443,661.41 | 28/04/2023 |
| Loan 204 | Bendigo Bank | Buronga Landfill | 5.290% Fixed | \$ 1,500,000.00 | \$ 1,206,927.42 | 12/05/2037 |
| CFWC31 0604 | T-Corp | Trentham Cliffs Sewer | 1.82% Fixed | \$ 750,000.00 | \$ 649,732.67 | 4/06/2031 |
| CFWC31 0624 | T-Corp | Burong/Gol Gol Stormwater | 1.79% Fixed | \$ 1,250,000.00 | \$ 1,072,690.03 | 24/06/2031 |
| Loan 205 | National Australia Bank | Willowbend Caravan Park | Fixed 2.2% | \$ 1,500,000.00 | \$ 1,463,498.63 | 25/01/2027 |
| Loan 206 | Bendigo Bank | Buronga Landfill #3 | Fixed 1.85% | \$ 900,000.00 | \$ 711,653.53 | 25/09/2028 |
| | | | | | | |
| | | | | | | |
| | | | | TOTAL | \$ 7,341,786.87 | |

Overtime and Travelling

| Month | April | Pay Periods | 20 & 21 | | | | | | |
|--|-----------------|------------------|---------------|------------------|-----------------|-----------------|-------------|---------------|---------------------|
| Overtime from 18 March 2023 to 14 April 2023 | | | | | | | | | |
| Overtime | | | | | | | | | |
| | Time and a Half | | Double Time | | Double Time 1/2 | | Triple Time | | Total |
| Department | Hours | Amount | Hours | Amount | Hours | Amount | Hours | Amount | |
| Animal Services | 21.00 | 1,135.48 | 23.00 | \$ 1,548.46 | 8.00 | \$ 692.25 | | | \$ 3,376.19 |
| Building Maintenance | 4.00 | 248.55 | 0.00 | \$ - | | | | | \$ 248.55 |
| Civil | 3.00 | 184.13 | 7.50 | \$ 520.66 | | | | | \$ 704.79 |
| Roads - Council | 77.00 | 3,449.60 | 53.00 | \$ 3,416.14 | | | | | \$ 6,865.74 |
| Roads - Council - Arumpo Rd | 243.50 | 11,001.34 | 130.50 | \$ 7,904.48 | 7.50 | \$ 573.56 | | | \$ 19,479.38 |
| Roads Council - Flood Recov | 18.50 | 848.28 | 1.00 | \$ 56.23 | 4.00 | \$ 281.13 | | | \$ 1,185.64 |
| Landfill Transfer Stations | 25.00 | 1,071.82 | 4.00 | \$ 336.93 | | | 4.00 | \$ 337.35 | \$ 1,746.10 |
| Parks & Gardens | 18.00 | 843.08 | 22.50 | \$ 1,433.12 | 6.50 | \$ 456.83 | | | \$ 2,733.03 |
| Private Works - Mild Airport | 2.50 | 105.42 | 4.00 | \$ 224.90 | | | | | \$ 330.32 |
| RMS Roads | 4.50 | 190.51 | 2.00 | \$ 112.45 | | | | | \$ 302.96 |
| Roads & Engineering Indoor | 1.00 | 77.92 | 22.25 | \$ 1,321.77 | | | | | \$ 1,399.69 |
| Tourism & Promotion | 18.75 | 928.69 | 0.00 | \$ - | | | | | \$ 928.69 |
| Water & Waste Water | 49.00 | 2,494.20 | 57.50 | \$ 3,915.23 | 19.50 | \$ 1,600.76 | | | \$ 8,010.19 |
| Workshop Manager | 0.50 | 28.62 | 0.00 | \$ - | | | | | \$ 28.62 |
| Total | 486.25 | 22,607.64 | 327.25 | 20,790.37 | 45.50 | 3,604.53 | 4.00 | 337.35 | \$ 47,339.89 |
| Travel Allowance | | | | | | | | | |
| Department | Kms | Amount | | | | | | | |
| Total | - | \$ - | | | | | | | |
| Grand Total | | 47,339.89 | | | | | | | |

Conclusion

The report indicates to Council that its finances are in a favourable position.

Attachments

Nil

9.5 MONTHLY INVESTMENT REPORT - APRIL 2023

File Number: RPT/23/289

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Bryce Watson - Accountant

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.5 Adopt practices of prudent asset, financial and human resource management across Council to ensure long-term sustainability and efficiency

Summary

As at 30 April 2023 Council had \$42 million invested in term deposits and \$5,105,287.27 in other cash investments. Council received \$67,213.73 from its investments for the month of April 2023.

In April 2023 Council investments averaged a rate of return of 4.07% and it currently has \$8,253,399.60 of internal restrictions and \$32,150,451.88 of external restrictions.

Recommendation

That Council receives and notes the monthly investment report.

Detailed Report

Purpose

The purpose of this report is to update Council on the current status of its investments as required by the *Local Government Act 1993* (NSW) and the associated regulation.

Matters under consideration

As at 30 April 2023 Council had \$47,105,287.27 invested with Nine (9) financial institutions and One (1) Treasury Corporation. This is a decrease of \$2,261,109.21 from the previous month.

The investment of surplus funds remains in line with Council's Investment Policy. This ensures sufficient working capital is retained and restrictions are supported by cash and investments that are easily converted into cash.

Breakdown of Total Funds Available

| Financial Institution | Amount | Percentage of Available Funds |
|---------------------------|------------------------|-------------------------------|
| AMP | \$2,000,000.00 | 4.25% |
| Bank of Queensland | \$3,000,000.00 | 6.37% |
| Bendigo Bank | \$5,000,101.27 | 10.61% |
| Commonwealth Bank | \$5,000,000.00 | 10.61% |
| IMB Bank | \$1,000,000.00 | 2.12% |
| Macquarie Bank | \$5,105,186.00 | 10.84% |
| ING Bank | \$8,000,000.00 | 16.98% |
| National Australia Bank | \$9,000,000.00 | 19.11% |
| Westpac | \$8,000,000.00 | 16.98% |
| Northern Territory T-Corp | \$1,000,000.00 | 2.12% |
| Total | \$47,105,287.27 | 100.00% |

Investments on Hand as at 30 April 2023

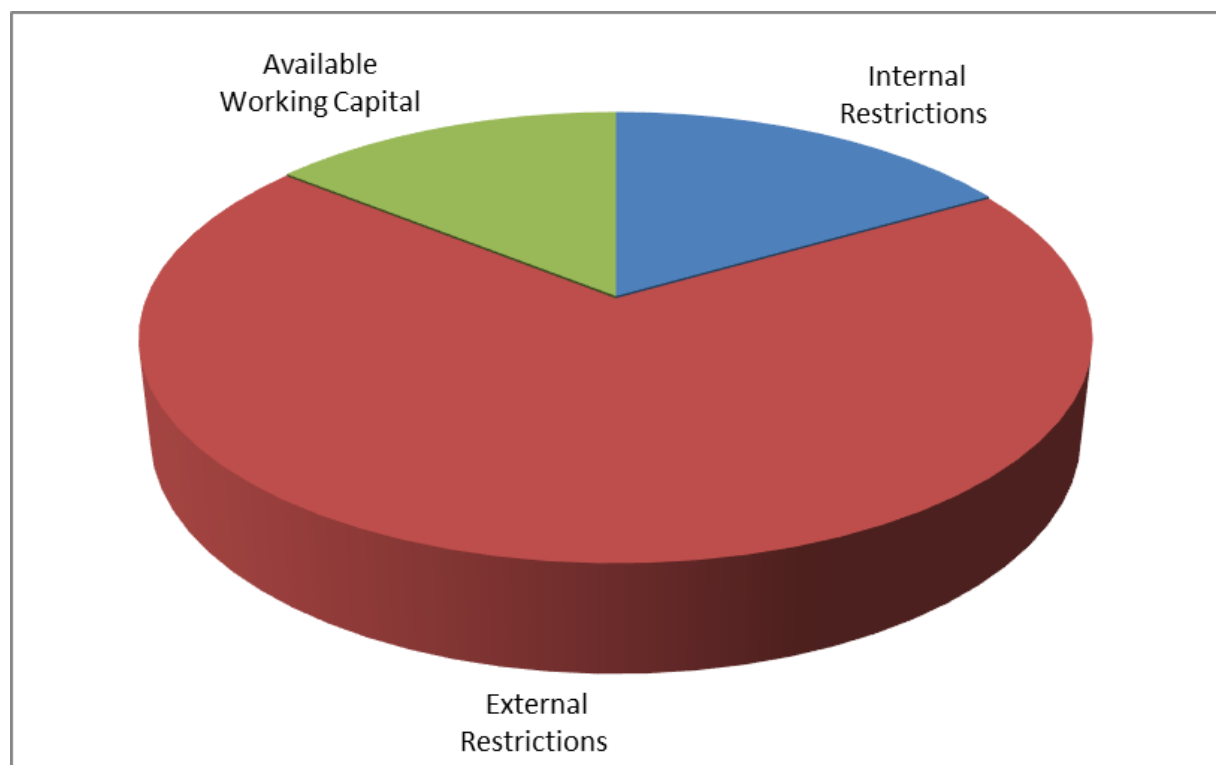
| Wentworth Shire Council | | | | | | |
|--|---------------|------------------|-------------------------|--------------------|------------------|--------|
| Investments on Hand as at 30 April 2023 | | | | | | |
| Investee | Date Invested | Date of Maturity | Effective Interest Rate | Investment Type | Amount Invested | Rating |
| AMP | 23/09/2022 | 25/09/2023 | 4.50% | Term Deposit | \$ 1,000,000.00 | BBB |
| AMP | 5/09/2022 | 5/09/2023 | 4.30% | Term Deposit | \$ 1,000,000.00 | BBB |
| Bank of Queensland | 15/03/2023 | 14/03/2024 | 4.45% | Term Deposit | \$ 1,000,000.00 | BBB+ |
| Bank of Queensland | 9/02/2023 | 9/02/2024 | 4.70% | Term Deposit | \$ 1,000,000.00 | BBB+ |
| Bank of Queensland | 6/04/2023 | 3/10/2023 | 4.75% | Term Deposit | \$ 1,000,000.00 | BBB+ |
| Bendigo Bank | 24/02/2023 | 23/02/2024 | 4.70% | Term Deposit | \$ 1,000,000.00 | BBB+ |
| Bendigo Bank | 22/12/2022 | 22/12/2023 | 4.30% | Term Deposit | \$ 1,000,000.00 | BBB+ |
| Commonwealth Bank | 27/05/2022 | 26/05/2023 | 3.01% | Term Deposit | \$ 1,000,000.00 | AA- |
| Commonwealth Bank | 15/06/2022 | 15/06/2023 | 4.16% | Term Deposit | \$ 1,000,000.00 | AA- |
| Commonwealth Bank | 2/11/2022 | 2/11/2023 | 4.44% | Term Deposit | \$ 1,000,000.00 | AA- |
| Commonwealth Bank | 2/11/2022 | 2/11/2023 | 4.44% | Term Deposit | \$ 1,000,000.00 | AA- |
| Commonwealth Bank | 30/01/2023 | 30/01/2024 | 4.69% | Term Deposit | \$ 1,000,000.00 | AA- |
| IMB Bank | 9/03/2023 | 9/06/2023 | 4.59% | Floating Rate Note | \$ 1,000,000.00 | BBB+ |
| Macquarie Bank | 6/09/2022 | 6/09/2023 | 4.09% | Term Deposit | \$ 1,000,000.00 | A+ |
| Macquarie Bank | 4/10/2022 | 4/10/2023 | 4.50% | Term Deposit | \$ 1,000,000.00 | A+ |
| Macquarie Bank | 5/10/2022 | 5/10/2023 | 4.50% | Term Deposit | \$ 1,000,000.00 | A+ |
| National Australia Bank | 18/10/2022 | 18/10/2023 | 4.30% | Term Deposit | \$ 1,000,000.00 | AA- |
| National Australia Bank | 11/03/2022 | 11/03/2024 | 1.85% | Term Deposit | \$ 1,000,000.00 | AA- |
| National Australia Bank | 20/02/2023 | 20/02/2024 | 4.85% | Term Deposit | \$ 1,000,000.00 | AA- |
| National Australia Bank | 15/06/2022 | 15/06/2023 | 3.70% | Term Deposit | \$ 1,000,000.00 | AA- |
| National Australia Bank | 3/01/2023 | 3/01/2024 | 4.50% | Term Deposit | \$ 1,000,000.00 | AA- |
| National Australia Bank | 15/12/2022 | 15/12/2023 | 4.35% | Term Deposit | \$ 1,000,000.00 | AA- |
| National Australia Bank | 27/02/2023 | 23/01/2024 | 4.92% | Term Deposit | \$ 1,000,000.00 | AA- |
| National Australia Bank | 27/02/2023 | 27/02/2024 | 5.00% | Term Deposit | \$ 1,000,000.00 | AA- |
| National Australia Bank | 20/02/2023 | 20/02/2024 | 4.85% | Term Deposit | \$ 1,000,000.00 | AA- |
| ING Bank | 31/03/2023 | 2/04/2024 | 4.68% | Term Deposit | \$ 1,000,000.00 | A+ |
| ING Bank | 5/04/2023 | 4/04/2024 | 4.68% | Term Deposit | \$ 2,000,000.00 | A+ |
| ING Bank | 19/04/2022 | 19/04/2024 | 3.09% | Term Deposit | \$ 1,000,000.00 | A+ |
| ING Bank | 20/03/2023 | 19/03/2024 | 4.45% | Term Deposit | \$ 1,000,000.00 | A+ |
| ING Bank | 19/12/2022 | 19/12/2023 | 4.50% | Term Deposit | \$ 1,000,000.00 | A+ |
| ING Bank | 5/04/2022 | 5/04/2023 | 1.68% | Term Deposit | \$ 1,000,000.00 | A+ |
| ING Bank | 18/05/2022 | 18/05/2023 | 3.11% | Term Deposit | \$ 1,000,000.00 | A+ |
| NT T-Corp | 15/03/2022 | 15/06/2023 | 1.35% | Fixed Bond | \$ 1,000,000.00 | AA- |
| Westpac Banking Corporation | 3/06/2022 | 3/06/2023 | 3.19% | Term Deposit | \$ 1,000,000.00 | AA- |
| Westpac Banking Corporation | 25/11/2022 | 27/11/2023 | 4.43% | Term Deposit | \$ 1,000,000.00 | AA- |
| Westpac Banking Corporation | 28/12/2022 | 26/07/2023 | 4.28% | Term Deposit | \$ 1,000,000.00 | AA- |
| Westpac Banking Corporation | 24/08/2022 | 24/08/2023 | 4.12% | Term Deposit | \$ 1,000,000.00 | AA- |
| Westpac Banking Corporation | 27/02/2023 | 27/07/2023 | 4.46% | Term Deposit | \$ 1,000,000.00 | AA- |
| Westpac Banking Corporation | 27/02/2023 | 27/02/2024 | 4.98% | Term Deposit | \$ 1,000,000.00 | AA- |
| Westpac Banking Corporation | 24/08/2022 | 24/08/2023 | 4.12% | Term Deposit | \$ 1,000,000.00 | AA- |
| Westpac Banking Corporation | 11/03/2022 | 11/03/2024 | 1.92% | Term Deposit | \$ 1,000,000.00 | AA- |
| Total | | | | | \$ 42,000,000.00 | |
| Other Cash Investments | | | | | | |
| Investee | Date Invested | Date of Maturity | Effective Interest Rate | Amount Invested | Rating | |
| Bendigo Bank - Operating A/c | N/A | Ongoing | | \$ 3,000,101.27 | BBB+ | |
| Macquarie Bank (4) - Ongoing | 3/12/2020 | Ongoing | 3.35% | \$ 2,105,186.00 | A+ | |
| Total Funds Available | | | | | \$ 47,105,287.27 | |

Note: Ratings provided are from Moody's and Standard & Poor's Rating Agencies

Restrictions

| | | |
|-----------------------------------|-----------------|------------------------|
| Internal Restrictions | | |
| - Employee Entitlements | \$2,294,469.28 | |
| - Doubtful Debts | \$115,011.00 | |
| - Future Development Reserve | \$1,076,217.20 | |
| - Trust Account | \$1,500,000.00 | |
| - Caravan Park Loan Facility | \$767,702.12 | |
| - Capital Projects | \$1,000,000.00 | |
| - Plant Replacement Reserve | \$1,500,000.00 | \$8,253,399.60 |
| External Restrictions | | |
| - Water Fund | \$11,547,472.28 | |
| - Sewer Fund | \$4,774,812.67 | |
| - T-Corp Loan Balance | \$550,958.67 | |
| - Developer Contributions Reserve | \$663,375.97 | |
| - Unexpended Grants | \$13,849,664.21 | |
| - Crown Reserves Reserve | \$213,700.14 | |
| - Loan Guarantee Reserve | \$3,460.91 | |
| - Prepayments Cemeteries | \$547,007.03 | \$32,150,451.88 |
| Day to Day Liquidity | | \$6,701,435.79 |
| Total Funds Available | | \$47,105,287.27 |

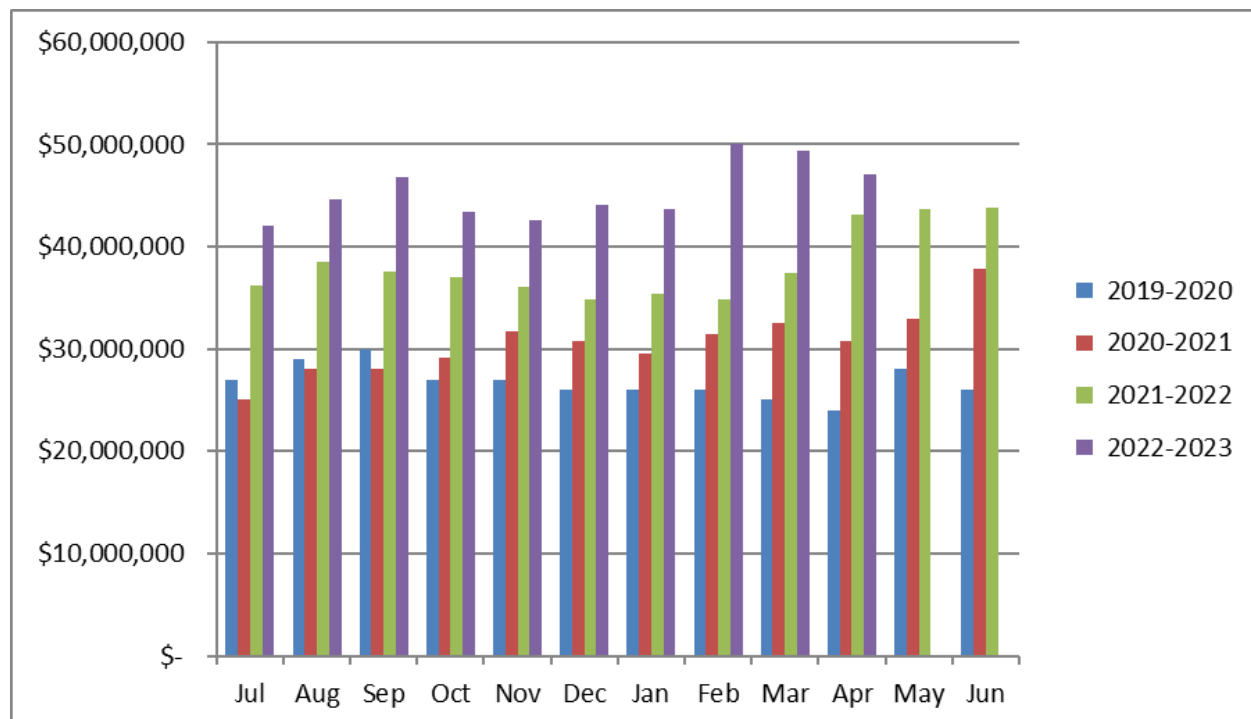
Breakdown



Summary – Unexpended Grants as at 30 April 2023

| Grant | Amount |
|---|------------------------|
| Library Infrastructure Grant | \$354,427.66 |
| Resources for Regions VIC Relocation | \$153,965.16 |
| SCCF Wentworth Rowing Club | \$50,956.82 |
| Crown Reserve Improvement Fund Astronomy Park | \$656,000.21 |
| Crown Reserve Improvement Fund Pooncarie Racecourse | \$3,200.00 |
| EDS Grant | \$65,163.00 |
| Main Road Block Grant | \$165,629.90 |
| Fixing Local Roads Grants - Stage 3 | \$211,529.51 |
| Murray Darling Basin Civic Centre Upstairs Area | \$294,043.89 |
| Resources for Regions Round 8 | \$416,275.17 |
| Local Roads and Community Infrastructure Phase 3 | \$940,621.47 |
| Pooncarie Menindee Road | \$2,525,201.98 |
| Transport for NSW Pothole Repair Program | \$648,754.61 |
| Rural Fire Service Levy | \$49,222.30 |
| Resources for Regions Round 9 | \$2,861,910.20 |
| Flood Recovery AGRN 1043 | \$785,176.33 |
| Rural Local Road Repair Program | \$3,667,586.00 |
| Total | \$13,849,664.21 |

Total Funds Invested

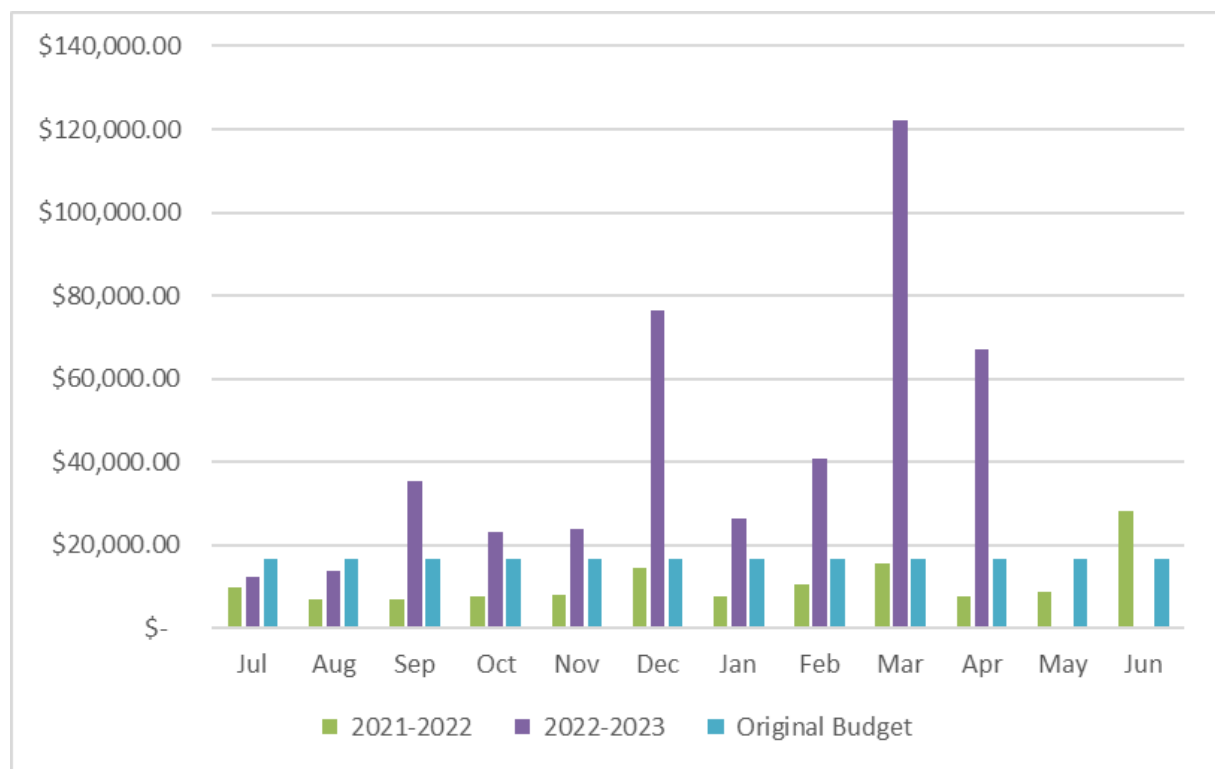


Three (3) deposits and One (1) other account matured or provided interest in April earning Council \$67,213.73 in interest. The budget for April was \$16,666.67. Year to date Council has received \$441,795.86 in interest. The budget for the current financial year is currently set at \$200,000.00.

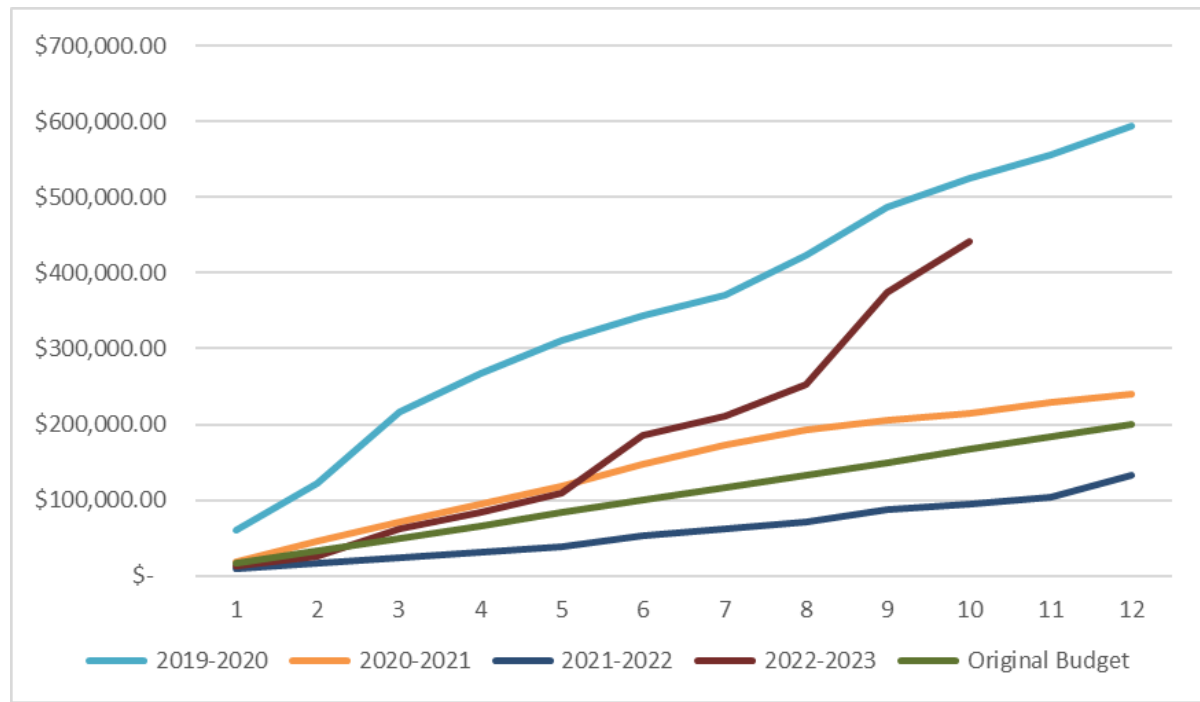
Investment Revenue in April 2023

| Investee | Date Invested | Date of Maturity | Effective Interest Rate | Amount Invested | Interest Earned |
|---------------------------------|---------------|------------------|-------------------------|-----------------|--------------------|
| Term Deposits | | | | | |
| Westpac Banking Corporation (6) | 5/08/2022 | 5/04/2023 | 3.38% | \$1,000,000.00 | \$22,502.47 |
| ING Bank (3) | 5/04/2022 | 5/04/2023 | 1.68% | \$1,000,000.00 | \$16,800.00 |
| Commonwealth Bank | 8/04/2022 | 6/04/2023 | 1.87% | \$1,000,000.00 | \$18,597.53 |
| Other Cash Investments | | | | | |
| Macquarie Bank | 3/12/2020 | Ongoing | 3.10% | \$2,105,186.00 | \$9,313.73 |
| Total | | | | | \$67,213.73 |

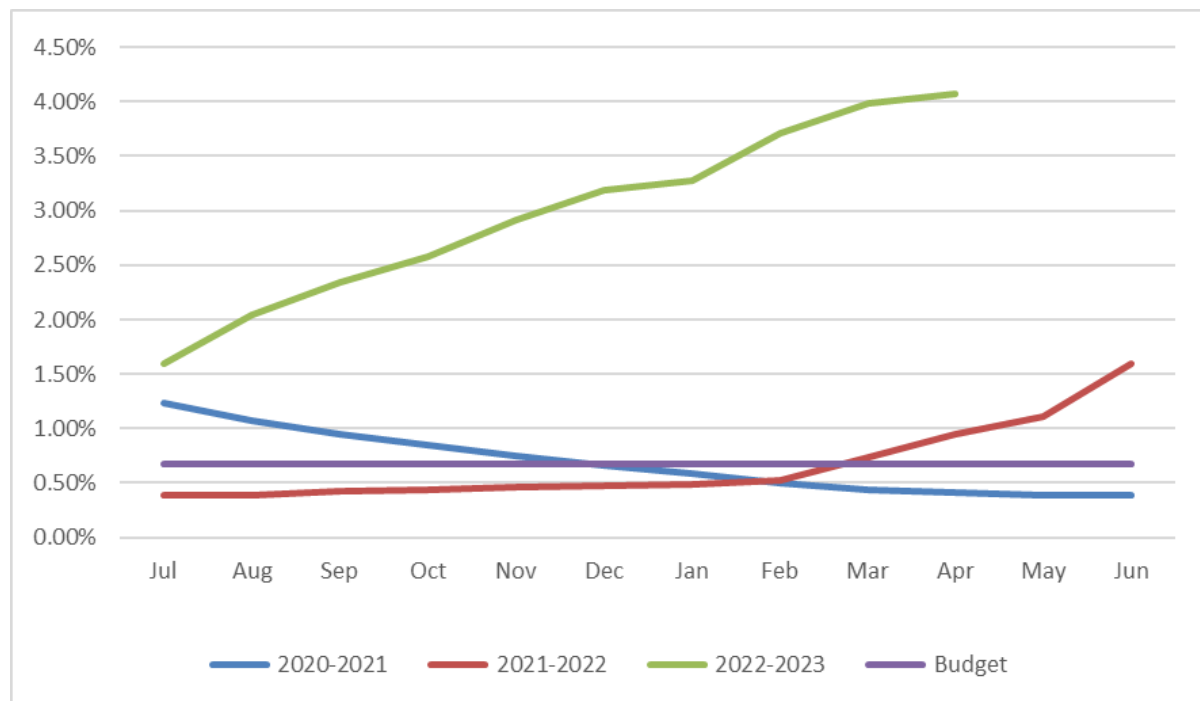
Investment Revenue received in April 2023



Total Interest received July 2022 – June 2023



For April 2023 Council's investments returned an effective average rate of 4.07%. Year to date the effective average rate has been 2.97%. The budget for 2022-2023 was set at 0.67%. The Reserve Bank chose to leave the Cash Rate at 3.60% during April. Currently Council Investments are outperforming the cash rate by 0.47%.



Conclusion

The Director Finance & Policy certifies that all investments have been made in accordance with the *Local Government Act 1993* (NSW), Local Government (General) Regulations 2021 and Council's Investment Policy. Council is investing its funds prudently to optimise returns and reduce exposure to risk in accordance with legislation and its own investment policy.

Attachments

Nil

9.6 MARCH QUATERLY BUDGET REVIEW - THIRD QUARTER 2022 - 2023

File Number: RPT/23/242

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Report Author: Bryce Watson - Accountant

Summary

A full analysis of Council's Income, Operating Expenditure and Capital Expenditure has been undertaken. A number of variations have been identified against the original budget as outlined in this report. Council's revenue and expenditure is reviewed on a quarterly basis to identify any potential areas requiring a variation.

If approved, the net result of variances for the March 2023 is an unfavourable operational variance of \$6,127,000 and a favourable capital variance of \$6,839,000 resulting in a total favourable budget variation of \$712,000.

This report was presented to the Audit Risk and Improvement Committee on 5 May 2023 wherein the committee recommended that Council approve the recommendation.

Recommendation

That Council:

- Note the 2022/2023 Third Quarter Budget Review
- Note the proposed revised 2022/2023 Changes to Operational and Capital Expenditure.
- Resolve to amend the 2022/2023 budget in accordance with the changes recommended in the Quarterly Budget Review Statement for the period of 1 January to 31 March 2023.

Detailed Report**Introduction**

The purpose of this report is to provide the Audit Committee and Council with information on the 2022/2023 Budget position, proposing amendments where required and also provide an overview of Council's current year financial performance in relation to the adopted budget and key indicators.

This report is prepared in accordance with S407 (1) of the *Local Government Act 1993*, *Clause 203(1) of the Local Government (General) Regulation 2021* and Council's 2022/2023 Operational Plan. This report complies with the format required by the Office of Local Government.

Report Detail

As required by the Office of Local Government the quarterly budget review statement is attached and includes the following documents in order. All reports are presented in a consolidated view of all funds (General, Water and Sewer).

1. Consolidated Income Statement (containing operating income and expenses)
2. Proposed Variations to the Income Statement
3. Consolidated Capital Budget
4. Proposed Capital Budget Variations

5. Cash and Investments Position and Reserve Balance
6. Register of Material Contracts
7. Consultancy and Legal Expense Report

1. Consolidated Income Statement

Budget review for the quarter ended 31 March 2023

Income & expenses - Council Consolidated

| (\$000's) | Original budget 2022/23 | Approved Changes | | | | | Revised budget 2022/23 | Variations for this Mar Qtr | Notes | Projected year end result | Actual YTD figures |
|---|-------------------------|------------------|--------------------|------------|----------------|----------|------------------------|-----------------------------|-------|---------------------------|--------------------|
| | | Carry forwards | Other than by QBRs | Sep QBRs | Dec QBRs | Mar QBRs | | | | | |
| Income | | | | | | | | | | | |
| Rates and annual charges | 10,098 | | | | | | 10,098 | | a | 10,098 | 9,671 |
| User charges and fees | 6,331 | | | | | | 6,331 | | b | 6,331 | 6,229 |
| Other revenues | 1,228 | | | | | | 1,228 | | c | 1,228 | 388 |
| Grants and contributions - operating | 9,901 | | | (7) | | | 9,894 | | d | 9,894 | 4,402 |
| Grants and contributions - capital | 20,181 | 725 | 1,123 | 80 | (1,850) | | 20,259 | (6,127) | e | 14,132 | 15,387 |
| Interest and investment revenue | 239 | | | | 461 | | 700 | | f | 700 | 487 |
| Net gain from disposal of assets | 100 | | | | | | 100 | | g | 100 | - |
| Total income from continuing operations | 48,078 | 725 | 1,123 | 73 | (1,389) | - | 48,610 | (6,127) | | 42,483 | 36,564 |
| Expenses | | | | | | | | | | | |
| Employee benefits and on-costs | 10,745 | | | | | | 10,745 | | h | 10,745 | 7,553 |
| Borrowing costs | 391 | | | | | | 391 | | i | 391 | 140 |
| Materials and services | 4,175 | | | (7) | | | 4,168 | | j | 4,168 | 4,778 |
| Depreciation and amortisation | 8,025 | | | | | | 8,025 | | k | 8,025 | 6,019 |
| Other expenses | 3,368 | | 50 | | | | 3,418 | | l | 3,418 | 2,628 |
| Net Loss from disposal of assets | - | | | | | | - | | m | - | - |
| Total expenses from continuing operations | 26,704 | - | 50 | (7) | - | - | 26,747 | - | | 26,747 | 21,118 |
| Net operating result from continuing operation | 21,374 | 725 | 1,073 | 80 | (1,389) | - | 21,863 | (6,127) | | 15,736 | 15,446 |
| Discontinued operations - surplus/(deficit) | | | | | | | - | | n | - | - |
| Net operating result from all operations | 21,374 | 725 | 1,073 | 80 | (1,389) | - | 21,863 | (6,127) | | 15,736 | 15,446 |
| Net Operating Result before Capital Items | 1,193 | - | (50) | - | 461 | - | 1,604 | - | | 1,604 | 59 |

The net result of operations as at 31 March was a surplus of \$1,604,000 before capital income. The sum of proposed variations results in a \$6,127,000 decrease in budgeted Income with no change to budgeted operational expenditure. The net result of proposed changes is an unfavorable operational variance of \$6,127,000.

Note; capital grant income in the operational income statement does not reflect grant amounts paid in advance and those held in external restrictions it only reflects cash amounts received to date this financial year. A reconciliation will be performed at 30th June 2023 to recognise these amounts as income.

For the quarter to 31 March there was \$36.564 million of operational income. Some of the notable income for the third quarter is listed below;

- Regional Local Road Repair Program \$3,689,434
- Regional Tourism Activation Fund \$1,248,488
- Pooncarie - Menindee Road Grant \$1,157,630
- Landfill Revenue \$1,067,728
- OLG Flood Resilience Funding \$1,000,000

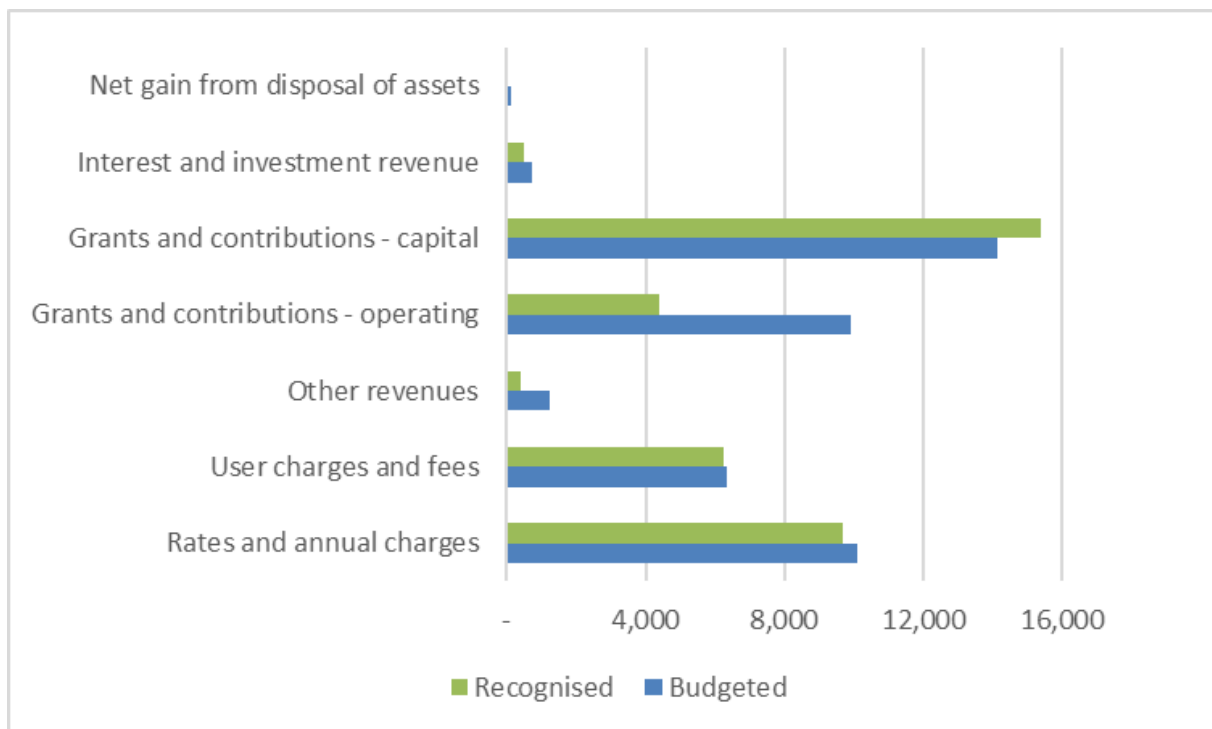
For the quarter to 31 March there was \$21.118 million of operational expenditure. Some of the notable expenditure for the third quarter is listed below;

- Road Network Maintenance \$2,805,709
- Parks & Reserves Maintenance \$665,900
- Water Network Maintenance \$621,289
- Landfill Expenditure \$521,777
- Flood Preparation \$461,476

- Sewer Network Maintenance \$278,165

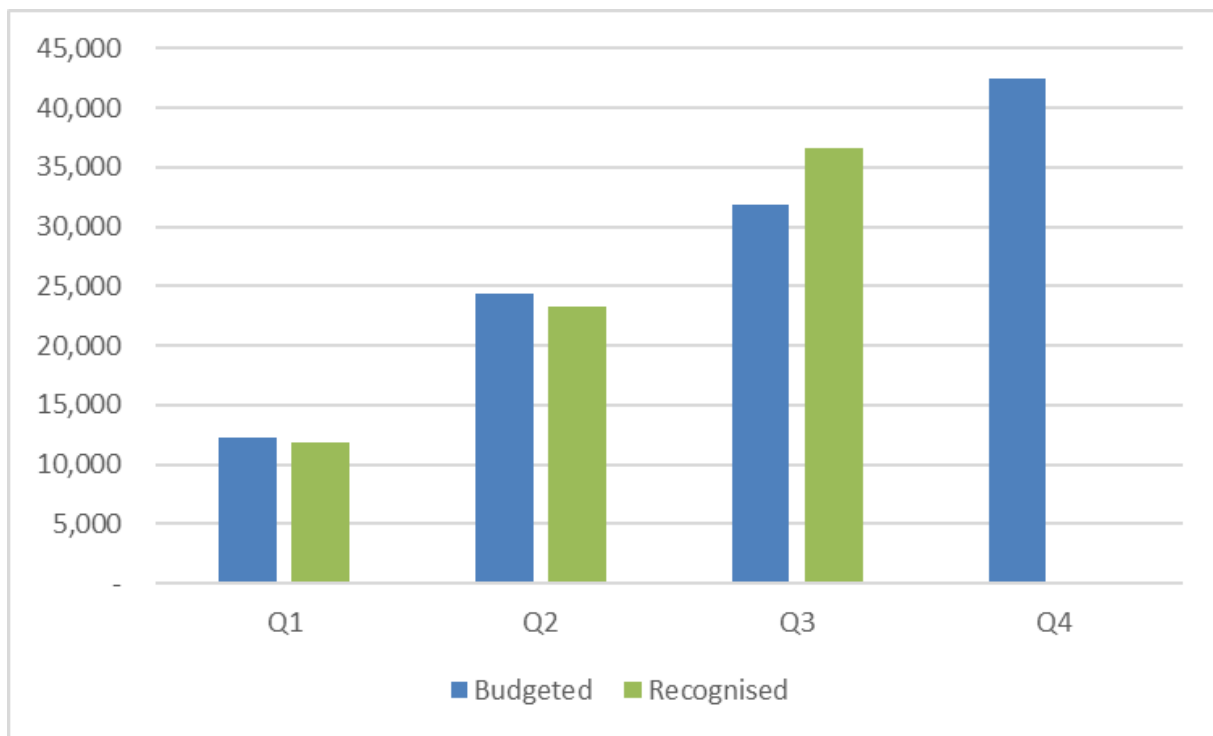
Income Recognised vs Budgeted Income at 31 March 2023

Units displayed in ('000)



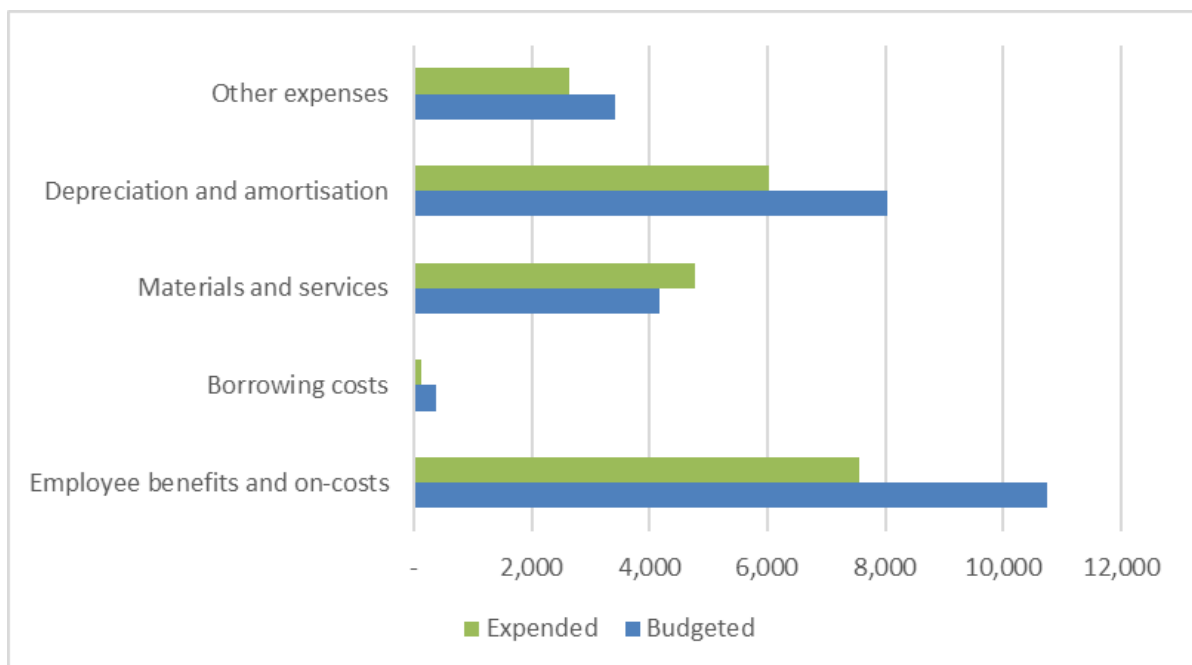
Consolidated Income Recognised vs Budgeted at 31 March 2023

Units displayed in ('000)



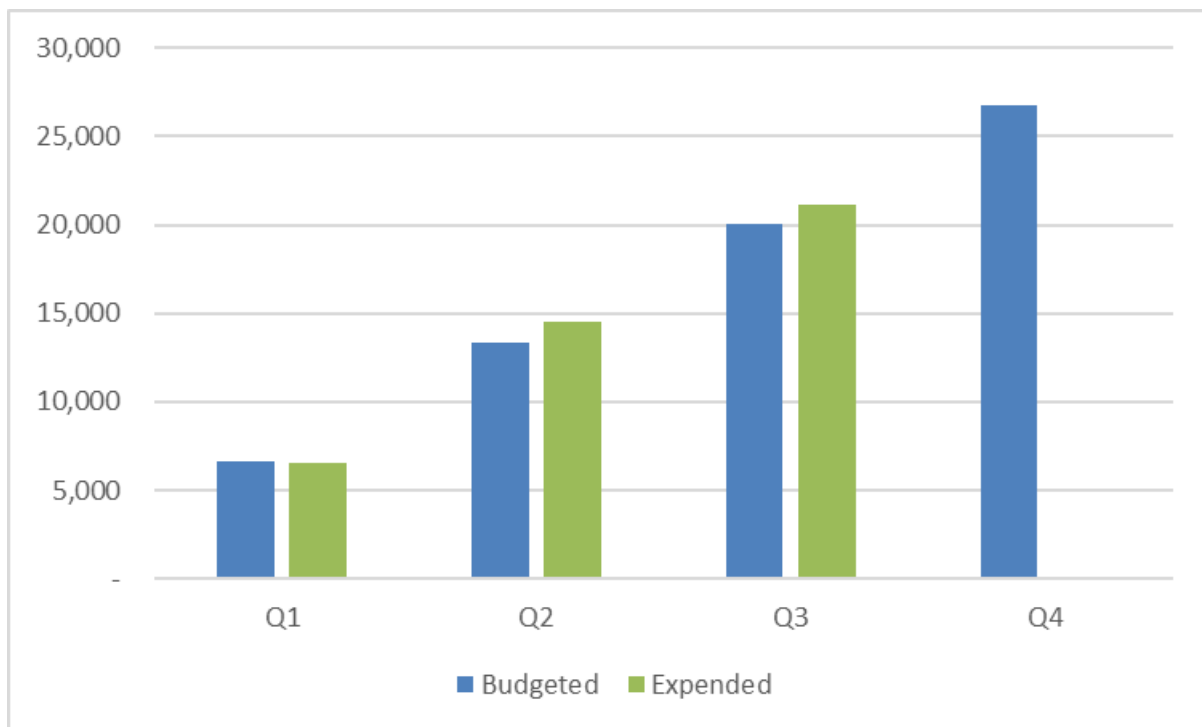
Expenditure to date vs Budgeted Expenditure at 31 March 2023

Units displayed in ('000)



Consolidated Expenditure vs Budgeted Expenditure at 31 March 2023

Units displayed in ('000)



2. Proposed Variations to the Income Statement

The March Quarterly Budget Review Statement includes no proposed operational variations. All variations for the March Quarter were either Capital in nature or already pre-approved by Council prior to the QBRs. The capital income variations will be discussed later in section 4.

Note: A budget variation for flood preparation works has not been included in this quarter's report. A variation will be included once a full reconciliation of costs has been completed and funding/reimbursement income has been identified.

3. Consolidated Capital Budget

Budget review for the quarter ended 31 March 2023

Capital budget - Council Consolidated

| (\$'000's) | Original budget 2022/23 | Approved changes | | | | | Revised budget 2022/23 | Variations for this Mar Qtr | Notes | Projected year end result | Actual YTD figures |
|--|-------------------------------|-------------------|-----------------------|-------------|----------------|-------------|------------------------------|-----------------------------------|-------|---------------------------------|--------------------------|
| | | Carry forwards | Other than by QBRs | Sep QBRs | Dec QBRs | Mar QBRs | | | | | |
| Capital expenditure | | | | | | | | | | | |
| New assets | | | | | | | | | | | |
| - Plant & equipment | - | | | 80 | | | 80 | | a | 80 | 63 |
| - Land & buildings | 6,623 | | | | (2,000) | | 4,623 | 52 | b | 4,675 | 1,482 |
| - Other | 2,089 | 120 | | | (715) | | 1,494 | (1,062) | c | 432 | 279 |
| - Roads, bridges, footpaths | 374 | | | | | | 374 | | d | 374 | - |
| Renewal assets (replacement) | | | | | | | | | | | |
| - Plant & equipment | 1,956 | 320 | | | | | 2,276 | | e | 2,276 | 1,225 |
| - Land & buildings | 12,584 | 65 | 2,460 | | (8,478) | | 6,631 | (600) | f | 6,031 | 1,645 |
| - Roads, bridges, footpaths | 12,364 | 1,192 | | | 2,391 | | 15,947 | (6,500) | g | 9,447 | 5,366 |
| - Other | 903 | | | | | | 903 | 223 | h | 1,126 | 360 |
| Joint Funded Projects (RTAF) | - | | | | | | - | 1,248 | i | 1,248 | 361 |
| Loan repayments (principal) | 854 | | | | | | 854 | | j | 854 | 428 |
| Water Fund | 740 | 75 | 1,378 | | | | 2,193 | | k | 2,193 | 325 |
| Sewer Fund | 1,287 | 450 | 317 | | | | 2,054 | (200) | l | 1,854 | 880 |
| Total capital expenditure | 39,774 | 2,222 | 4,155 | 80 | (8,802) | - | 37,429 | (6,839) | | 30,590 | 12,414 |
| Capital funding | | | | | | | | | | | |
| Rates & other untied funding | 9,368 | 927 | 787 | | (952) | | 10,130 | (712) | m | 9,418 | 2,706 |
| Capital grants & contributions | 20,181 | 725 | 1,123 | 80 | (1,850) | | 20,259 | (6,127) | n | 14,132 | 7,331 |
| Reserves: | | | | | | | | | | | |
| - External restrictions/reserves | | | 2,245 | | | | 2,245 | | o | 2,245 | 795 |
| - Internal restrictions/reserves | 1,975 | 570 | | | | | 2,545 | | p | 2,545 | 1,221 |
| New loans | 8,250 | | | | (6,000) | | 2,250 | | q | 2,250 | |
| Receipts from sale of assets | | | | | | | | | r | | |
| Total capital funding | 39,774 | 2,222 | 4,155 | 80 | (8,802) | - | 37,429 | (6,839) | | 30,590 | 12,053 |
| Net capital funding - surplus/(deficit) | - | - | - | - | - | - | - | - | | - | (361) |

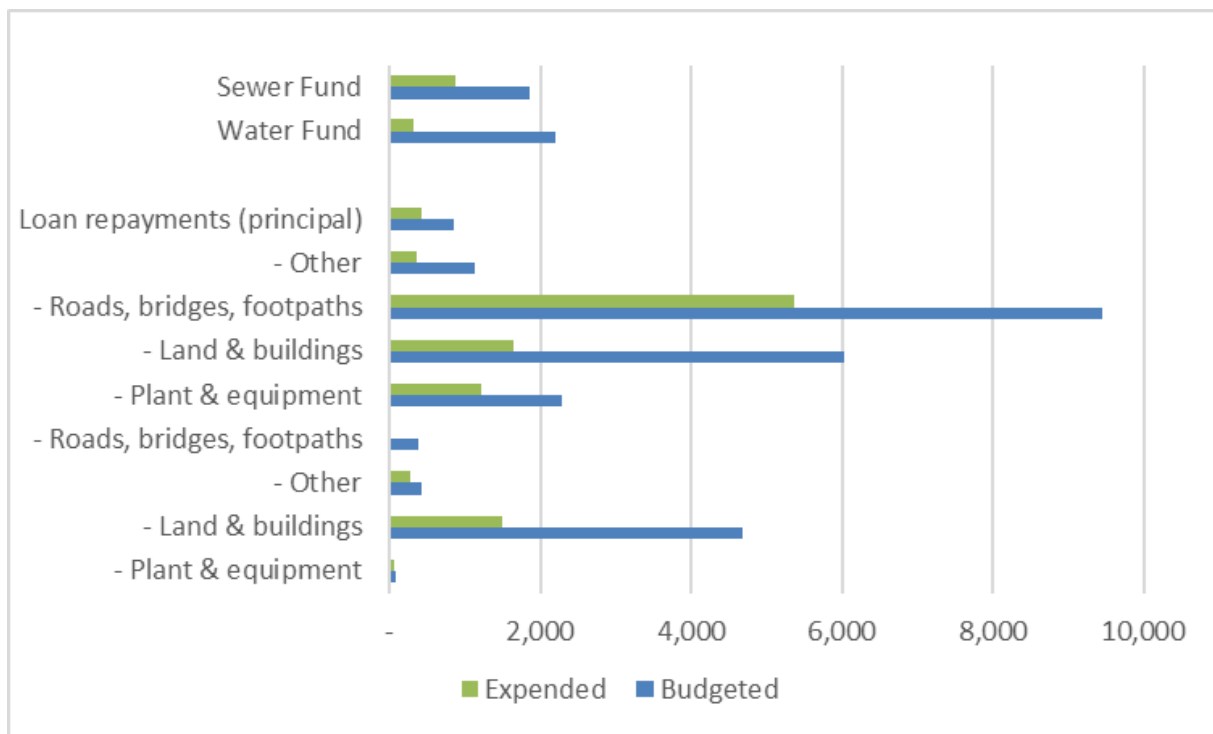
The net result of capital activities as at 31 March 2023 is total expenditure of \$12,414,000. The sum of proposed variations results in a favorable capital variance of \$6,839,000.

Some of the notable expenditure is listed below;

- Wentworth Civic Centre \$496,333
- Sewer Pump Station #5 \$200,922
- Dareton Men's Shed \$192,564
- Pooncarie – Menindee Road \$179,033

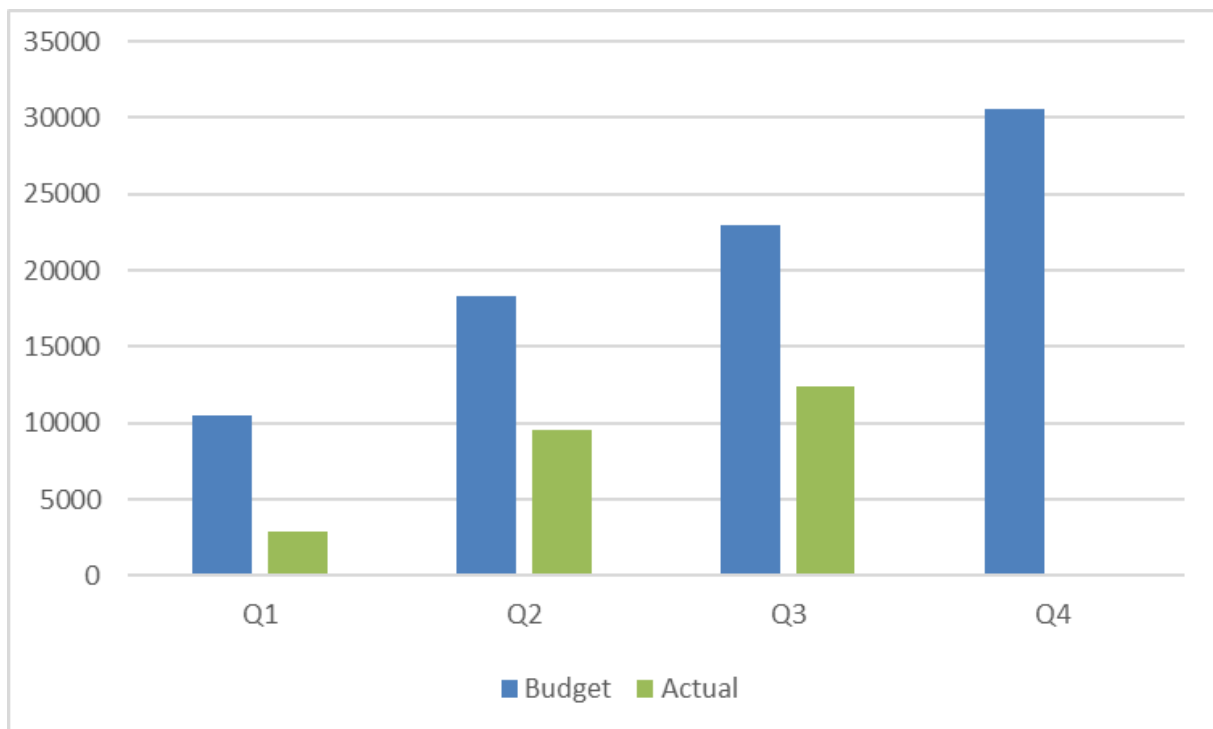
Capital Works Expenditure vs Budgeted Expenditure at 31 March 2023

Units displayed in ('000)



Consolidated Capital Works Expenditure vs Budgeted at 31 March 2023

Units displayed in ('000)



4. Proposed Capital Budget Variations

The March Quarterly Budget Review Statement includes eleven proposed capital variations which are discussed below.

- Dareton Early Settlers Museum Business Case

First half of the investigation funding towards a business case. With the remaining \$48,000 to be included in the 23-24 financial year. Funded by Resources for Regions Round 9.

- Kingfisher Stormwater

Due to Delays in the Development Process the project has been pushed into the 2023-24 financial year. Funded by Council rates and other untied funds.

- Pink Lake Stormwater

Due to planning and scoping delays the Pink Lake project is now expected to commence in July 2023. Funded from Council loan reserves (T-Corp Loan)

- EDS Facilities Wentworth

The Wentworth EDS has been delayed due to flooding and debate over the proposed location, now expected to commence construction in July 2023. Funded jointly by Resources for Regions 7 and the Boating Now Program.

- Gol Gol Water Treatment Plant Fencing

Re-budgeted to the 2023-24 year to encompass the Gol Gol water treatment plant fencing and footpath upgrades which will be done together. Funded by Council rating and other untied funding.

- Wentworth Astronomy Park

The site of the proposed astronomy park was found to hold an asbestos dump from some years ago. Therefore, the funding has been reallocated to the 2023-24 year to allow time to engage a contractor to rectify the site. The originally proposed Astronomy park may not go ahead in this stream of funding, pending design and community consultation. Funded by the Crown Reserves Improvement Fund.

- Pooncarie Road

Rescheduled to recommence in July 2023, originally delayed due to the flooding and now delayed further due to the needs to address River Road, Boeill Creek Road and Pooncarie Road flood damage prior to recommencing. Funded by Restart NSW and Transport for NSW.

- Wentworth Bowling Green

A new project to be included in this year's works program expected to be completed prior to the 30th of June. Funded by Resources for Regions Round 9.

- Alcheringa Tennis Courts

A new project to be included in this year's works program expected to commence prior to the 30th of June with the remaining expenditure to be included in the 2023-24 financial year. Funded by Resources for Regions Round 9.

- RTAF – Light State Project

Jointly funded operation with Mildura Regional Development to deliver a state-of-the-art light show to the Wentworth Area, council will not recognise an asset for this project therefore it is listed separately on the capital budget. Funded by the Regional Tourism Activation Fund.

- Kingfisher Sewer Pump Station

Due to Delays in the Development Process the project has been pushed into the 2023-24 financial year. Funded by Council rates and other untied funds.

5. Cash and Investments Position and Reserve Balance

Reserve Balance at 31 March 2023

| <i>Internal Restrictions</i> | <i>Balance</i> | <i>Restriction</i> |
|-----------------------------------|-----------------|--------------------|
| - Employee Entitlements | \$2,294,469.28 | |
| - Doubtful Debts | \$115,011.00 | |
| - Future Development Reserve | \$1,076,217.20 | |
| - Trust Account | \$749,558.12 | |
| - Caravan Park Loan Facility | \$1,500,000.00 | |
| - Capital Projects | \$1,000,000.00 | |
| - Plant Replacement Reserve | \$1,500,000.00 | \$8,235,255.60 |
| <i>External Restrictions</i> | | |
| - Water Fund | \$11,446,131.27 | |
| - Sewer Fund | \$4,794,085.25 | |
| - T-Corp Loan Balance | \$579,074.19 | |
| - Developer Contributions Reserve | \$663,375.97 | |
| - Unexpended Grants | \$15,852,737.20 | |
| - Crown Reserves Reserve | \$213,700.14 | |
| - Loan Guarantee Reserve | \$3,460.91 | |
| - Prepayments Cemeteries | \$540,657.95 | \$34,093,222.88 |
| Day to Day Liquidity | | \$7,037,918.00 |
| Total Funds Available | | \$49,366,396.48 |

Compliance with NSW T-Corp Framework

As part of Council's agreement with the New South Wales Treasury Corporation for access to the loan facility of \$2,000,000 Council's investments must comply with the following limits.

| Column A | | Column B | Column C | Column D |
|-----------------------|------------|----------|----------|----------------|
| Long Term Debt Rating | | | | |
| S&P | Moody's | | | |
| AAA | Aaa | 100% | 100% | Not applicable |
| AA+ to AA- | Aa1 to Aa3 | 100% | 100% | 5 years |
| A+ to A | A1 toA2 | 100% | 100% | 3 years |
| A- | A3 | 40% | 20% | 3 years |
| BBB+ | Baa1 | 35% | 10% | 3 years |
| BBB | Baa2 | | 5% | 12 months |

Compliance with Portfolio and Counterparty Limit at 31 March 2023

As demonstrated below Council's current investments are in line with T-Corp requirements. Majority of investments are held with A+ or higher rated institutions with 15% held in BBB+ rated investments.

| <i>Row Labels</i> | <i>Investment Amount</i> | <i>% Invested</i> |
|------------------------------------|--------------------------|-------------------|
| <i>A+</i> | \$14,096,045.74 | 30.6% |
| <i>Macquarie Bank</i> | \$7,096,045.74 | 15.4% |
| <i>ING Bank</i> | \$7,000,000.00 | 15.2% |
| <i>A1+/AA-</i> | \$1,000,000.00 | 2.2% |
| <i>NT T-Corp</i> | \$1,000,000.00 | 2.2% |
| <i>AA-</i> | \$18,000,000.00 | 52.1% |
| <i>National Australia Bank</i> | \$9,000,000.00 | 19.5% |
| <i>Commonwealth Bank</i> | \$6,000,000.00 | 13.0% |
| <i>Westpac Banking Corporation</i> | \$9,000,000.00 | 19.5% |
| <i>BBB+</i> | \$7,000,000.00 | 15.2% |
| <i>AMP</i> | \$2,000,000.00 | 4.3% |
| <i>Bank of Queensland</i> | \$2,000,000.00 | 4.3% |
| <i>Bendigo Bank</i> | \$2,000,000.00 | 4.3% |
| <i>IMB Bank</i> | \$1,000,000.00 | 2.2% |
| <i>Grand Total</i> | \$46,096,045.74 | 100.0% |

Note: The table above excludes Council's Operating and Trust account.

Investments by Timeframe at 31 March 2023

Council is currently complying with its investment strategy which notes the preference of keeping cash invested for the short term (12 months or less). Cash needs to be accessed as needed due to the large amount of capital works currently being undertaken and the need for readily accessible cash flow to pay for these Capital Works.

Currently Council has less holdings for the long term than their strategy recommends however, this is due to current needs for cash flow as a result of the flooding experienced and funding of subsequent repairs from council reserves.

| <i>Term</i> | <i>Amount</i> | <i>% of Portfolio</i> | <i>Strategy</i> | <i>Difference</i> |
|------------------------------|-----------------|-----------------------|-----------------|-------------------|
| <i>Long Term 12mths+</i> | \$2,000,000.00 | 4.34% | 15.00% | 10.66% |
| <i>Short Term <12mths</i> | \$40,000,000.00 | 86.78% | 75.00% | -11.78% |
| <i>At-Call</i> | \$4,096,045.74 | 8.89% | 10.00% | 1.11% |
| <i>TOTAL</i> | \$46,096,045.74 | | | |

6. Register of Material Contracts

Contracts over \$50k are disclosed in the report below. As at 31 March 2023 Council had not materially varied any of the contracts included in the register or ceased any of the agreements.

For future reference any material variations, cancellations or other disclosures to these contracts will be listed within this report.

7. Consultancy and Legal Expense Report

Consultancies paid YTD at 31 March 2023

| Contractor | 1st Qtr | 2nd Qtr | 3rd Qtr | Details |
|------------------------------|---------------------|---------------------|---------------------|---|
| Adept Engineering Australia | | | \$2,079.00 | Boiler & Pressure Testing |
| ASPIRE Architecture | | | \$5,403.20 | Architecture Services |
| Tonkin - Landfill | \$75,954.13 | | | Survey & Design Works & Project Evaluation - Buronga Landfill |
| Civil Test - RMS | | \$832.98 | | Roadwork Certification/testing/soil testing |
| Zenith Town Planning | \$18,711.00 | | | Rural Residential Strategy |
| Exact Survey Group | | | \$1,650.00 | Survey & Design Works & Project Evaluation |
| GBM Consulting | | \$1,215.50 | \$8,885.24 | Survey & Design Works & Project Evaluation |
| EBS Heritage | \$6,067.60 | | | Cultural Heritage |
| Greenedge Environmental | \$30,501.90 | \$27,063.30 | \$11,574.20 | Planning & Licencing |
| James Goldsworthy | \$5,192.69 | | | Landfill Expansion |
| EMM Consulting | \$5,189.89 | | \$3,028.84 | Pooncarie WTP Water Testing |
| McMahon Consultancy Services | | \$6,056.60 | | Human Resources Consultancies |
| Morrison Low Consultants | \$3,982.00 | | \$3,465.00 | Asset Management Plan |
| GSD Architects | \$3,047.00 | | \$104,492.36 | Civic Centre Project Management |
| Pinion Advisory | | \$15,928.00 | | Buronga Landfill |
| Public Works Advisory | | \$53,935.13 | \$12,543.85 | Acquisitions |
| Civil Test | \$2,178.00 | | \$5,316.03 | Roadwork Certification/testing/soil testing |
| Tonkin | | \$33,284.13 | \$15,424.76 | Survey & Design Works & Project Evaluation |
| Phil Maw Designs | \$742.50 | | | Survey & Design Works & Project Evaluation |
| TOTAL | \$151,566.71 | \$138,315.64 | \$171,783.48 | |

Notes to Consultancies

Council is currently expecting higher than normal consultancy fees due to the design and environmental compliance of major capital works projects such as; Pooncarie – Menindee Road, Wentworth Civic Centre and Buronga Landfill Expansion.

Legal Expenses paid YTD at 31 March 2023

| Contractor | 1st Qtr | 2nd Qtr | 3rd Qtr | Details |
|------------------------|--------------------|--------------------|--------------------|------------------------------------|
| Bartier Perry | \$4,359.56 | \$10,258.28 | \$7,081.16 | Crown Land Legal Fees |
| Iron Mountain | \$270.57 | \$270.57 | | Document Storage - Debt Collection |
| Kells Lawyers | | | \$1,523.55 | Planning |
| Maloney Anderson Legal | | \$1,218.42 | | Acquisitions |
| Marsdens Law Group | \$10,375.55 | | \$9,176.80 | Lawyers Fees Rate Recovery |
| Martin Irwin Richards | | | \$2,200.00 | Client Recoveries |
| NV Lawyers | \$4,285.30 | \$3,388.60 | \$5,500.62 | Rate Recoveries |
| TOTAL | \$19,290.98 | \$15,135.87 | \$25,482.13 | |

Notes to Legal Expenses

No major changes to note.

Conclusion

This report is prepared in accordance with S407 (1) of the *Local Government Act 1993*, *Clause 203(1)* of the *Local Government (General) Regulation 2021* and Council's 2022/23 Operational Plan. This report complies with the format required by the Office of Local Government.

If approved, the net result of variances for the March 2023 is an unfavourable operational variance of \$6,127,000 and a favourable capital variance of \$6,839,000 resulting in a total favourable budget variation of \$712,000.

Attachments

1. March QBRs 2022-2023 [↓](#) 

Wentworth Shire Council

Quarterly Budget Review Statement
for the period 01/01/23 to 31/03/23

Report by responsible accounting officer

The following statement is made in accordance with Clause 203(2) of the Local Government (General) Regulations 2005:

31 March 2023

It is my opinion that the Quarterly Budget Review Statement for Wentworth Shire Council for the quarter ended 30/09/2022 indicates that Council's projected financial position at 30/06/2023 will be satisfactory at year end, having regard to the projected estimates of income and expenditure and the original budgeted income and expenditure.

Signed:



Date:

14/04/2023

Simon Rule
Responsible accounting officer

Wentworth Shire Council

Quarterly Budget Review Statement
for the period 01/01/23 to 31/03/23

Income & expenses budget review statement

Budget review for the quarter ended 31 March 2023

Income & expenses - Council Consolidated

| | Original budget 2022/23 | Approved Changes | | | | Revised budget 2022/23 | Variations for this Mar Qtr | Notes | Projected year end result | Actual YTD figures | % Actuals by Projected |
|--|-------------------------|------------------|--------------------|------------|----------------|------------------------|-----------------------------|-------|---------------------------|--------------------|------------------------|
| | | Carry forwards | Other than by QBRS | Sep QBRS | Dec QBRS | | | | | | |
| Income | | | | | | | | | | | |
| Rates and annual charges | 10,098 | | | | | 10,098 | | a | 10,098 | 9,671 | 95.77% |
| User charges and fees | 6,331 | | | | | 6,331 | | b | 6,331 | 6,229 | 98.39% |
| Other revenues | 1,228 | | | | | 1,228 | | c | 1,228 | 388 | 31.60% |
| Grants and contributions - operating | 9,901 | | | (7) | | 9,894 | | d | 9,894 | 4,402 | 44.49% |
| Grants and contributions - capital | 20,181 | 725 | 1,123 | 80 | (1,850) | 20,259 | (6,127) | e | 14,132 | 15,387 | 108.88% |
| Interest and investment revenue | 239 | | | | 461 | 700 | | f | 700 | 487 | 69.57% |
| Net gain from disposal of assets | 100 | | | | | 100 | | g | 100 | - | 0.00% |
| Total income from continuing operations | 48,078 | 725 | 1,123 | 73 | (1,389) | 48,610 | (6,127) | | 42,483 | 36,564 | |
| Expenses | | | | | | | | | | | |
| Employee benefits and on-costs | 10,745 | | | | | 10,745 | | h | 10,745 | 7,553 | 70.29% |
| Borrowing costs | 391 | | | | | 391 | | i | 391 | 140 | 35.81% |
| Materials and services | 4,175 | | | (7) | | 4,168 | | j | 4,168 | 4,778 | 114.64% |
| Depreciation and amortisation | 8,025 | | | | | 8,025 | | k | 8,025 | 6,019 | 75.00% |
| Other expenses | 3,368 | | 50 | | | 3,418 | | l | 3,418 | 2,628 | 76.89% |
| Net Loss from disposal of assets | | | | | | - | | m | - | | |
| Total expenses from continuing operations | 26,704 | - | 50 | (7) | - | 26,747 | - | | 26,747 | 21,118 | |
| Net operating result from continuing operations | 21,374 | 725 | 1,073 | 80 | (1,389) | 21,863 | (6,127) | | 15,736 | 15,446 | |
| Discontinued operations - surplus/(deficit) | | | | | | - | | n | - | | |
| Net operating result from all operations | 21,374 | 725 | 1,073 | 80 | (1,389) | 21,863 | (6,127) | | 15,736 | 15,446 | |
| Net Operating Result before Capital Items | 1,193 | - | (50) | - | 461 | 1,604 | - | | 1,604 | 59 | |

This statement forms part of Council's Quarterly Budget Review Statement (QBRS) for the quarter ended 31/03/2023 and should be read in conjunction with the total QBRS report

Quarterly Budget Review Statement

for the period 01/01/23 to 31/03/23

Budget Variations being recommended include the following material items:

| Notes | Details |
|-------|--|
| e | Grants and contributions - capital |
| | Restart NSW & Transport for NSW (Pooncarie Road) -\$6,500,000 |
| | Resources for Regions Round 9 \$275,000 |
| | (Dareton Early Settlers, Wentworth Bowling Green & Alcheringa Tennis Courts) |
| | Regional Tourism Activation Fund (Light State) \$1,248,488 |
| | Boating Now (Wentworth EDS) -\$550,000 |
| | Crown Reserve Improvement Fund (Astronomy Park) -\$600,000 |
| I | Other expenses - Approved by Council at February Meeting |
| | Pooncarie Desert Dash - Contribution \$20,000 |
| | Donations, Grants & Contributions \$30,000 |

Wentworth Shire Council

Capital budget review statement

Budget review for the quarter ended 31 March 2023

Capital budget - Council Consolidated

Quarterly Budget Review Statement
for the period 01/01/23 to 31/03/23:

| | Original budget 2022/23 | Approved changes | | | | Revised budget 2022/23 | Variations for this Mar Qtr | Notes | Projected year end result | Actual YTD figures | Variance Surplus (Deficit) | % Actuals by Projected |
|--|-------------------------------|-------------------|-----------------------|-------------|----------------|------------------------------|-----------------------------------|-------|---------------------------------|--------------------------|----------------------------------|------------------------------|
| | | Carry forwards | Other than by QBRS | Sep QBRS | Dec QBRS | | | | | | | |
| Capital expenditure | | | | | | | | | | | | |
| New assets | | | | | | | | | | | | |
| - Plant & equipment | - | | | 80 | (2,000) | 80 | 52 | a | 80 | 63 | 17 | 78.75% |
| - Land & buildings | 6,623 | | | | (715) | 4,623 | (1,062) | b | 4,675 | 1,482 | 3,141 | 31.70% |
| - Other | 2,089 | 120 | | | | 1,494 | | c | 432 | 279 | 1,215 | 64.58% |
| - Roads, bridges, footpaths | 374 | | | | | 374 | | d | 374 | - | 374 | 0.00% |
| Renewal assets (replacement) | | | | | | | | | | | | |
| - Plant & equipment | 1,956 | 320 | 2,460 | | (8,478) | 2,276 | (600) | e | 2,276 | 1,225 | 1,051 | 53.82% |
| - Land & buildings | 12,584 | 65 | | | 2,391 | 6,631 | (6,500) | f | 6,031 | 1,645 | 4,986 | 27.28% |
| - Roads, bridges, footpaths | 12,364 | 1,192 | | | | 15,947 | | g | 9,447 | 5,366 | 10,581 | 56.80% |
| - Other | 903 | | | | | 903 | 223 | h | 1,126 | 360 | 543 | 31.97% |
| Joint Funded Projects (RTAF) | - | | | | | - | 1,248 | i | 1,248 | 361 | (361) | 28.93% |
| Loan repayments (principal) | 854 | | | | | 854 | | j | 854 | 428 | 426 | 50.12% |
| Water Fund | 740 | 75 | 1,378 | | | 2,193 | | k | 2,193 | 325 | 1,868 | 14.82% |
| Sewer Fund | 1,287 | 450 | 317 | | | 2,054 | (200) | l | 1,854 | 880 | 1,174 | 47.46% |
| Total capital expenditure | 39,774 | 2,222 | 4,155 | 80 | (8,802) | 37,429 | (6,839) | | 30,590 | 12,414 | 25,015 | 40.58% |
| Capital funding | | | | | | | | | | | | |
| Rates & other untied funding | 9,368 | 927 | 787 | | (952) | 10,130 | (712) | m | 9,418 | 2,706 | (7,424) | 28.73% |
| Capital grants & contributions | 20,181 | 725 | 1,123 | 80 | (1,850) | 20,259 | (6,127) | n | 14,132 | 7,331 | (12,928) | 51.88% |
| Reserves: | | | | | | | | | | | | |
| - External restrictions/reserves | | | 2,245 | | | 2,245 | | o | 2,245 | 795 | (1,450) | 35.41% |
| - Internal restrictions/reserves | 1,975 | 570 | | | (6,000) | 2,545 | | p | 2,545 | 1,221 | (1,324) | 47.98% |
| New loans | 8,250 | | | | | 2,250 | | q | 2,250 | | (2,250) | 0.00% |
| Receipts from sale of assets | | | | | | | | r | | | | |
| Total capital funding | 39,774 | 2,222 | 4,155 | 80 | (8,802) | 37,429 | (6,839) | | 30,590 | 12,053 | (25,376) | 39.40% |
| Net capital funding - surplus/(deficit) | - | - | - | - | - | - | - | | - | (361) | (361) | |

This statement forms part of Council's Quarterly Budget Review Statement (QBRS) for the quarter ended 31/03/2023 and should be read in conjunction with the total QBRS report

Wentworth Shire Council

Quarterly Budget Review Statement

for the period 01/01/23 to 31/03/23

Capital budget review statement

Recommended changes to revised budget

Budget variations being recommended include the following material items:

| Notes | Details | |
|-----------------------------------|---|--------------|
| b | New Assets - Land & Buildings | |
| | Dareton Early Settlers Museum Business Case | \$52,000 |
| c | New Assets - Other | |
| | Kingfisher Stormwater | -\$260,000 |
| | Pink Lake Stormwater | -\$200,000 |
| | EDS Facilities - Wentworth | -\$550,000 |
| | Gol Gol Water Treatment Plant Fencing | -\$52,000 |
| f | Renewals - Land & Buildings | |
| | Wentworth Astronomy Park | -\$600,000 |
| g | Renewals - Roads, Bridges & Footpaths | |
| | Pooncarie Road | -\$6,500,000 |
| h | Renewals - Other | |
| | Wentworth Bowling Green | \$200,000 |
| | Alcheringa Tennis Courts | \$23,000 |
| i | Jointly Funded Projects (RTAF) | |
| | Light State Project | \$1,248,488 |
| k | Water Fund | |
| | Gol Gol East Raw Water | \$724,465 |
| l | Sewer Fund | |
| | Kingfisher Sewer Pump Station | -\$200,000 |
| Capital Projects Funded By | | |
| m | Rates & Other Untied Funding | |
| | Kingfisher Stormwater | -\$260,000 |
| | Pink Lake Stormwater | -\$200,000 |
| | Gol Gol Water Treatment Plant Fencing | -\$52,000 |
| | Kingfisher Sewer Pump Station | -\$200,000 |
| n | Capital Grants & Contributions | |
| | Restart NSW & Transport for NSW (Pooncarie Road) | -\$6,500,000 |
| | Resources for Regions Round 9 | \$275,000 |
| | (Dareton Early Settlers, Wentworth Bowling Green & Alcheringa Tennis Courts) | |
| | Regional Tourism Activation Fund (Light State) | \$1,248,488 |
| | Boating Now (Wentworth EDS) | -\$550,000 |
| | Crown Reserve Improvement Fund (Astronomy Park) | -\$600,000 |
| o | External Restrictions & Reserves - Approved by Council at February Meeting | |
| | Water Fund (Gol Gol East Raw Water) | \$724,465 |

Wentworth Shire Council

Quarterly Budget Review Statement

for the period 01/01/23 to 31/03/23

Cash & investments budget review statement

Reconciliation status

The YTD cash & investment figure reconciles to the actual balances held as follows:

\$ 000's

Cash at bank (as per bank statements)

3,270

Investments on hand

46,096

less: unpresented cheques

(Timing Difference)

1

add: undeposited funds

(Timing Difference)

1

Reconciled cash at bank & investments

49,368

Balance as per QBRs review statement:

49,368

Difference:

-

Recommended changes to revised budget

Budget variations being recommended include the following material items:

Notes Details

| |
|--|
| |
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Wentworth Shire Council

Quarterly Budget Review Statement

for the period 01/01/23 to 31/03/23:

Key performance indicators budget review statement - Industry KPI's (OLG)

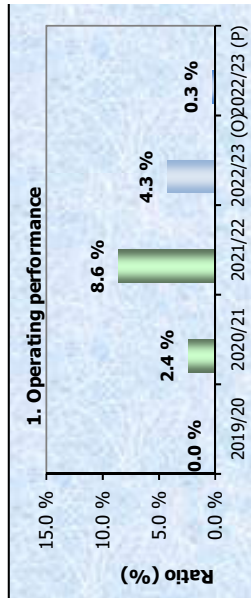
Budget review for the quarter ended 31 March 2023

| (\$000's) | Current projection | | Original budget | Actuals prior periods |
|-----------|--------------------|-------|-----------------|-----------------------|
| | 22/23 | 22/23 | 22/23 | 21/22 20/21 |

NSW local government industry key performance indicators (OLG):

| |
|--|
| 1. Operating performance |
| Operating revenue (excl. capital) - operating expenses |
| Operating revenue (excl. capital grants & contributions) |
| 59 / 21177 |

| | |
|-------|-------|
| 8.6 % | 2.4 % |
|-------|-------|

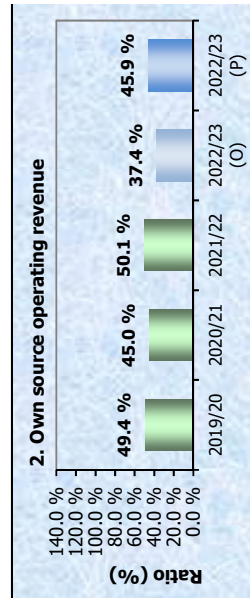


This ratio measures Council's achievement of containing operating expenditure within operating revenue.

Benchmark: > 0

| |
|---|
| 2. Own source operating revenue |
| Operating revenue (excl. ALL grants & contributions) |
| Total Operating revenue (incl. capital grants & cont) |
| 16775 / 36564 |

| | |
|--------|--------|
| 50.1 % | 45.0 % |
|--------|--------|

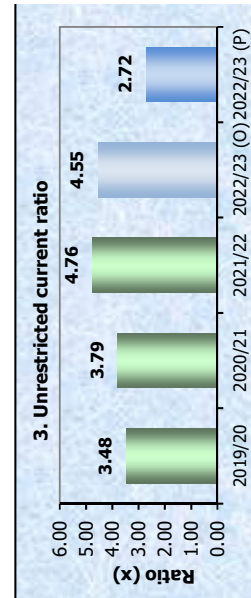


This ratio measures fiscal flexibility. It is the degree of reliance on external funding sources such as operating grants & contributions.

Benchmark: > 60%

| |
|---|
| 3. Unrestricted current ratio |
| Current assets less all external restrictions |
| Current liabilities less specific purpose liabilities |
| 15273 / 5624 |

| | |
|------|------|
| 4.76 | 3.79 |
|------|------|



To assess the adequacy of working capital and its ability to satisfy obligations in the short term for the unrestricted activities of Council.

Benchmark: > 1.5

Wentworth Shire Council

Quarterly Budget Review Statement

for the period 01/01/23 to 31/03/23:

Key performance indicators budget review statement - Industry KPI's (OLG)

Budget review for the quarter ended 31 March 2023

| (\$000's) | Current projection | | Original budget 22/23 | Actuals prior periods | |
|-----------|--------------------|-----------|-----------------------|-----------------------|-------------|
| | Amounts | Indicator | 22/23 | 22/23 | 21/22 20/21 |

NSW local government industry key performance indicators (OLG):

| | | | | | |
|--|-------|-------|-------|-------|-------|
| 4. Debt service cover ratio | | | | | |
| Operating result before interest & dep. exp (EBITDA) | 21605 | 38.04 | 23.91 | 12.36 | 14.41 |
| Principal repayments + borrowing interest costs | 568 | | | | |

This ratio measures the availability of operating cash to service debt including interest, principal and lease payments.

Benchmark: > 2

| | | | | | |
|---|-------|--------|--------|--------|--------|
| 5. Rates, annual charges, interest & extra charges outstanding | | | | | |
| Rates, annual & extra charges outstanding | 3088 | 25.1 % | 10.0 % | 12.8 % | 13.0 % |
| Rates, annual & extra charges collectible | 12326 | | | | |

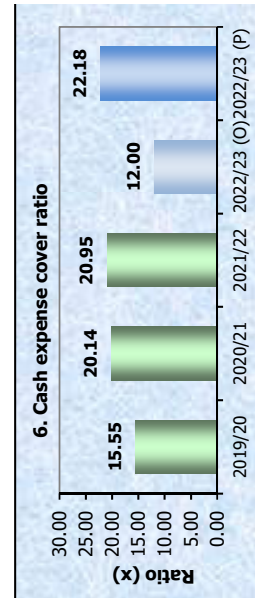
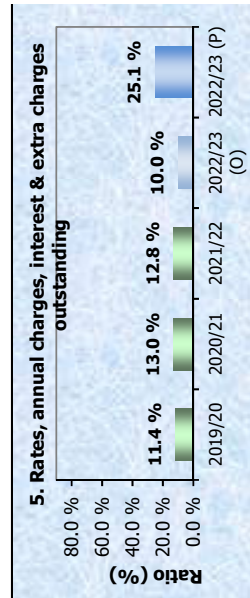
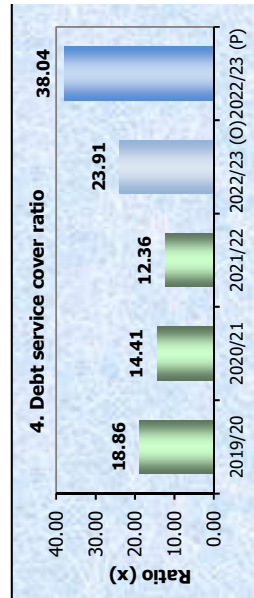
To assess the impact of uncollected rates and annual charges on Council's liquidity and the adequacy of recovery efforts.

Benchmark: < 10%

| | | | | | |
|--|-------|-------|-------|-------|-------|
| 6. Cash expense cover ratio | | | | | |
| Current year's cash & cash equivalents (incl. term deposits) | 49366 | 22.18 | 12.00 | 20.95 | 20.14 |
| Operating & financing activities cash flow payments | 2225 | | | | |

This liquidity ratio indicates the number of months a Council can continue paying for its immediate expenses without additional cash inflow.

Benchmark: > 3



Wentworth Shire Council

Quarterly Budget Review Statement
for the period 01/01/23 to 31/03/23:

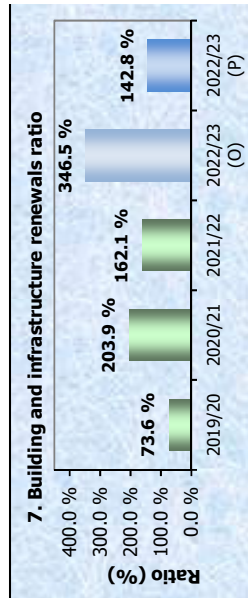
Key performance indicators budget review statement - Industry KPI's (OLG)

Budget review for the quarter ended 31 March 2023

| (\$000's) | Current projection | | Original budget | Actuals prior periods |
|-----------|--------------------|-------|-----------------|-----------------------|
| | 22/23 | 22/23 | 22/23 | 21/22 20/21 |

NSW Local Government Infrastructure Asset Performance Indicators (OLG):

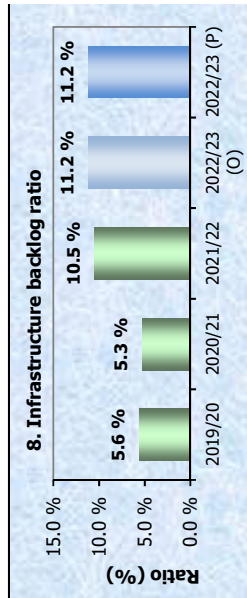
| | | | | |
|--|------|---------|---------|-----------------|
| 7. Building and infrastructure renewals ratio | | | | |
| Asset renewals (building, infrastructure & other structures) | 8596 | 142.8 % | 346.5 % | 162.1 % 203.9 % |
| Depreciation, amortisation & impairment | 6019 | | | 142.8 % |



To assess the rate at which these assets are being renewed relative to the rate at which they are depreciating.

Benchmark: > 100%

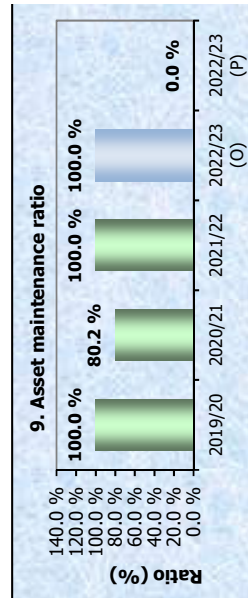
| | | | | |
|---|--------|--------|--------|--------------|
| 8. Infrastructure backlog ratio | | | | |
| Estimated cost to bring assets to a satisfactory condition | 50003 | 11.2 % | 11.2 % | 10.5 % 5.3 % |
| Total value of infrastructure, building, other structures & depreciable land improvement assets | 446395 | | | |



This ratio shows what proportion the backlog is against the total value of a Council's infrastructure.

Benchmark: < 2

| | | | | |
|-----------------------------------|-----|-------|---------|----------------|
| 9. Asset maintenance ratio | | | | |
| Actual asset maintenance | N/A | 0.0 % | 100.0 % | 100.0 % 80.2 % |
| Required asset maintenance | | | | |



Compares actual vs. required annual asset maintenance. A ratio above 1.0 indicates Council is investing enough funds to stop the Infrastructure Backlog growing.

Benchmark: > 100%

Wentworth Shire Council

Quarterly Budget Review Statement

for the period 01/01/23 to 31/03/23:

Key performance indicators budget review statement - Industry KPI's (OLG)

Budget review for the quarter ended 31 March 2023

| (\$000's) | Current projection | | Original budget 22/23 | Actuals prior periods 21/22 20/21 |
|-----------|--------------------|-----------|-----------------------|-----------------------------------|
| | Amounts | Indicator | | |
| | 22/23 | 22/23 | 22/23 | 21/22 20/21 |

NSW Local Government Infrastructure Asset Performance Indicators (OLG):

10. Cost to bring assets to agreed service level

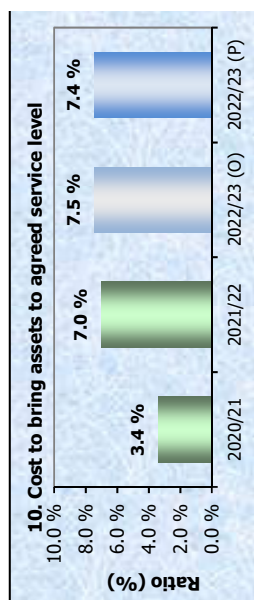
Estimated cost to bring assets to an agreed service level set by council
Gross replacement cost

| | |
|-------|--------|
| 50003 | 671336 |
|-------|--------|

7.4 %

7.5 %

7.0 % 3.4 %



This ratio provides a snapshot of the proportion of outstanding renewal works compared to the total value of assets under Council's care and stewardship.

No Benchmark

11. Capital expenditure ratio

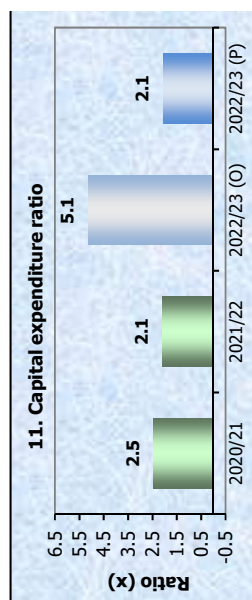
Annual capital expenditure
Annual depreciation

| | |
|-------|------|
| 12414 | 6019 |
|-------|------|

2.1

5.1

2.1 2.5



To assess the extent to which a Council is expanding its asset base thru capital expenditure on both new assets and the replacement and renewal of existing assets.

Benchmark: > 1

Quarterly Budget Review Statement
for the period 01/01/23 to 31/03/23

Wentworth Shire Council

Contracts budget review statement

Budget review for the quarter ended 31 March 2023

Part A - Contracts listing - contracts entered into during the quarter

| Contractor | Contract detail & purpose | Contract value | Start date | Duration of contract | Budgeted (Y/N) | Notes |
|----------------------------------|---|------------------|------------|----------------------|----------------|-------|
| Tonkin Consulting | Burunga Landfill Expansion Design | \$ 333,163.00 | 23/03/2023 | To Completion | Y | |
| Omega Chemicals | Supply of Liquid Alum | \$ 100,000.00 | 15/03/2023 | To Completion | Y | |
| Wall Construction | Supply and Construct Transportable Amenities Blocks | \$ 907,715.05 | 13/03/2023 | To Completion | Y | |
| IXOM Operations Pty Ltd | Supply of Chemicals for Water Treatment Plants | \$ 100,000.00 | 13/03/2023 | To Completion | Y | |
| Dell Computers | Supply of Port POE Switches | \$ 69,046.99 | 8/03/2023 | To Completion | Y | |
| Oasis Unmatched | Replacement of Top Tennis Courts - Alcheringa Tennis Club | \$ 127,600.00 | 24/02/2023 | To Completion | Y | |
| Global Airspace Solutions | RNAV Approaches - Wentworth Aerodrome | \$ 64,130.00 | 20/02/2023 | To Completion | Y | |
| Karym Cleaning | Toilet and BBQ Cleaning 2023-2024 | \$ 170,696.19 | 1/07/2023 | 30/06/2024 | Y | |
| Berry Bowling Systems | Replacement of Wentworth Bowling Green | \$ 219,615.00 | 13/02/2023 | To Completion | Y | |
| Regional Power Services | Bridge Lift & Maintenance | \$ 143,500.00 | 1/01/2023 | 31/12/2023 | Y | |
| Belgravia Leisure | Pool Management | \$ 239,764.80 | 9/02/2023 | To Completion | Y | |
| Aushredding | Shredding of Tyres and Plastic | \$ 70,000.00 | 1/02/2023 | To Completion | Y | |
| Fulton Hogan Industries | Asphalt Court Bowl Upgrades | \$ 151,967.59 | 23/01/2023 | To Completion | Y | |
| Mallee Earthmoving & Excavations | Supply and Deliver - Fill Materials (Flood Recovery) | \$ 90,860.00 | 19/01/2023 | To Completion | Y | |
| Public Works Advisory | East Gol Gol Raw Water Upgrade - Project Management | \$ 53,350.00 | 16/01/2023 | To Completion | Y | |
| CPM Building Contractors | Civic Centre Construction | \$ 10,664,227.20 | 10/01/2023 | To Completion | Y | |
| Mallee Quarries | Supply and Delivery of Pugged Dirty Metal | \$ 74,812.50 | 10/01/2023 | To Completion | Y | |
| Omega Chemicals | Supply of Liquid Alum | \$ 50,000.00 | 6/01/2023 | To Completion | Y | |

Notes:

1. Minimum reporting level is 1% of estimated income from continuing operations of Council or \$50,000 - whatever is the lesser.
2. Contracts listed are those entered into during the quarter being reported and exclude contractors on Council's Preferred Supplier list.
3. Contracts for employment are not required to be included.

This statement forms part of Council's Quarterly Budget Review Statement (QBRs) for the quarter ended 31/03/2023 and should be read in conjunction with the total QBRs report

Wentworth Shire Council

Quarterly Budget Review Statement

for the period 01/01/23 to 31/03/23

Consultancy & legal expenses budget review statement

Consultancy & legal expenses overview

| Expense | YTD expenditure (actual dollars) | Budgeted (Y/N) |
|----------------|---|---------------------------|
| Consultancies | 455,609 | Y |
| Legal Fees | 59,909 | Y |

Definition of a consultant:

A consultant is a person or organisation engaged under contract on a temporary basis to provide recommendations or high level specialist or professional advice to assist decision making by management. Generally it is the advisory nature of the work that differentiates a consultant from other contractors.

Comments

Expenditure included in the above YTD figure but not budgeted includes:

Details

9.7 AF003 REQUESTS FOR FINANCIAL ASSISTANCE

File Number: RPT/23/253

Responsible Officer: Simon Rule - Director Finance and Policy
 Responsible Division: Finance and Policy
 Reporting Officer: Annette Fraser - Team Leader Customer Service

Objective: 2.0 Wentworth Shire is a great place to live
 Strategy: 2.4 A well informed, supported and engaged community

Summary

Council has provided an allocation of \$160,000.00 for the 2022/2023 financial year for consideration by Council, for the funding of requests from the community for financial assistance.

Council approved a budget variation of \$30,000.00 at the 15 February 2023 Council Meeting, increasing the total amount available for 2022/2023 to \$190,000.

In this financial year, \$104,320.00 has been granted to a variety of organisations through the annual fees and charges "Exemptions from the Application" process.

The total value of requests granted under delegated authority to date this financial year is \$3,943.00 and the total value of requests granted in full equals \$60,465.00 leaving a balance in the financial assistance program of \$19,564.38

| | |
|---|---------------------|
| Financial Assistance Program starting balance 2022/23 | \$160,000.00 |
| Annual fees & charges annual exemptions granted | \$104,320.00 |
| Remaining balance | \$55,680.00 |
| Granted under delegated authority to August 2022 | \$ 739.00 |
| Value of approved requests August 2022 Council Meeting | \$ 27,040.11 |
| Granted under delegated authority to October 2023 | \$ 907.00 |
| Value of approved requests 16 November 2022 Council Meeting | \$15,464.00 |
| Remaining balance as at 16 November 2022 | \$11,529.89 |
| Granted under delegated authority to 29 January 2023 | \$771.00 |
| Remaining balance as at | \$10,758.89 |
| Value of approved requests – 15 February 2023 Council Meeting | \$17,960.89 |
| Approved budget variation (15/2/2023) | \$30,000.00 |
| Remaining balance | \$22,798.00 |
| Granted under delegated authority to 3 May 2023 | \$1,526.00 |
| Remaining balance | \$21,272.00 |
| Request applications received 1 February – 30 April 2023 | \$1,707.62 |
| Remaining balance if all approved | \$19,564.38 |

Recommendation

That Council having considered the current requests for financial assistance, makes appropriate recommendations on the level of funding to be provided to each of these applications from the Financial Assistance program.

Detailed Report

Purpose

The purpose of this report is to consider requests for financial assistance that have been received within the current application period.

Background

Council's ability to make financial contribution and/or in-kind assistance are set out in Section 356 of the *Local Government Act 1993*. To assist Council in its compliance requirement, Council has adopted a Financial Assistance Policy (AF003) and has provided a funding allocation of \$190,000.00 for the 2022/23 financial year.

Report Detail

In this current application period, there have been four (4) requests for assistance received from community organisations. The total value of the requests under consideration is \$1,707.62.

A review of the applications has determined that the applications meet the program guidelines.

The Financial Assistance Policy (AF003) allows for requests for fee waivers up to the value of \$2,000 to be determined under delegated authority by either the Director Finance & Policy or the General Manager. During this application period the following four (4) requests totalling \$1,526.00 have been approved under delegated authority:

\$1104.00 - Undenominational Christians – 50% fee waiver for hire Midway Meetings Rooms
 \$ 50.00 – Wentworth Area Landcare Inc – hire of Wentworth Rowing Club Reserve
 \$ 222.00 - Pooncarie Quick Shear Working Group - hire of Pooncarie Hall & Pioneer Park
 Pooncarie
 \$ 150.00 – Wentworth Makers Inc – hire of Memorial Rooms x 3 occasions

Additional information

Undenominational Christians Midway meetings Rooms 1 & 2 hire fees were \$2208.00 for the 3 months, less 50% fee waiver reduced the amount to \$1104.00 plus a \$200 bond.

Options

Based on the information contained in this report, the options available to address this matter are to:

- (a) Granting the full value of all requests for a total of \$1,707.62, which would leave a balance of \$19,564.38
- (b) consider partially funding some applications.



Legal, strategic, financial or policy implications

Nil

Conclusion

Council has received requests for financial assistance under this round of the program to the value of \$1,707.62. Council Officers under delegated authority has also approved \$1,526.00 worth of fee waivers.

Attachments

1. Financial Assistance Applications List 
2. Financial Assistance Applications (Under Seperate Cover) 

FINANCIAL ASSISTANCE APPLICATIONS – MAY 2023

| Organisation/Recipient | Type of Request | \$ Value | \$ Amounts granted in 2021/22 | Details of Request |
|--|-----------------|-------------------|-------------------------------|---|
| Wentworth District Pre-School Playcenter Inc | Rate reduction | \$396.50 | \$48.00 | Request for Rate Reduction of \$396.50 being 25% of \$1586.00, in line with Financial Assistance category limitations outlined on application form. |
| Wentworth District Pre-School Playcenter Inc | Donation | \$250.00 | \$48.00 | Donation towards hire of Merbein Hall for quilting |
| Wentworth District Community Medical Centre | Grant | \$ 673.00 | \$ 770.61 | Request to have WSC H&P plumbing & drainage application fees reimbursed |
| Dareton Community Action Team | Grant | \$ 388.12 | \$ - | Reimburse retail background street music fees |
| | | \$1,707.62 | | |

9.8 QUARTERLY OPERATIONAL PLAN PROGRESS REPORT

File Number: RPT/23/246

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Report Author: Simon Rule - Director Finance and Policy

Summary

In accordance with the Local Government Integrated Planning and Reporting Framework, Council develops a Four (4) Year Delivery Program and a One (1) Year Operational Plan which details the actions to be undertaken by Council to implement the strategies established in the Community Strategic Plan.

The *Local Government Act 1993* requires that progress is reported to Council with respect to the principal actions detailed in its Operational Plan at least every six (6) months. To better align with the Quarterly Budget Review Process, the Operational Plan progress report is also compiled on a quarterly basis.

New Actions added in the 3rd Quarter:

- 1.2.10 – Regional Tourism Activation Fund – Light State Project
- 1.2.11 – Dareton Early Settlers Museum Business Case
- 2.3.10 – General Flood Recovery Activities
- 2.5.09 – Parks, Gardens, Open Spaces Flood Recovery
- 3.2.25 – Roads, Bridges, footpaths Flood Recovery
- 3.2.26 – Alcheringa Tennis Courts Replacement
- 3.2.27 – Wentworth Sporting Complex Bowling Green Replacement
- 3.2.28 – Get Active NSW – Pine Road Sharedway
- 3.2.29 – Get Active NSW – Wood Street Sharedway
- 3.2.30 – Get Active NSW – Gol Gol Nth Road and Kingfisher Road Sharedway
- 3.5.14 – Buronga/Gol Gol Sporting Master Plan
- 3.5.15 – Rose Street Stormwater

The following Actions have been completed in this quarter:

- 2.2.09 – Dareton Men in a Shed
- 3.2.17 – Wentworth Showgrounds Sewer
- 3.4.14 – Sewer Pump Station #5

Other highlights for the quarter include the following:

- On going flood monitoring and preparation works as flood water continued down the Darling-Baaka and the Anabranch
- Commenced flood recovery operations for areas of the Shire no longer affected by flood water
- Wentworth Winedown Concert was held in February at the Australian Inland Botanic Gardens

- Visits to the Region by the Deputy Premier and the Regional Roads Minister for funding announcements and to officially open completed State Government Projects

20 projects that had previously stalled due to the flood recommenced during this quarter.

The report was presented to the Audit Risk and Improvement Committee at its meeting held on 5 May 2023. The Committee recommended that Council notes the report.

Recommendation

That Council notes the Quarterly Operational Plan Progress Report

Detailed Report

Introduction

The purpose of this report is to detail Council's progress on implementing the 2022/2023 Operational Plan.

Report Detail

In accordance with the Local Government Integrated Planning and Reporting Framework, Council develops a Four (4) Year Delivery Program and a One (1) Year Operational Plan which details the actions to be undertaken by Council to implement the strategies established in the Community Strategic Plan.

The *Local Government Act 1993* requires that progress is reported to Council with respect to the principal actions detailed in its Operational Plan at least every six (6) months. To better align with the Quarterly Budget Review Process, the Operational Plan progress report is also compiled on a quarterly basis.

Council's 2022-2023 Operational Plan commenced with 122 actions aligned with the four themes of:

- A vibrant, growing and thriving region
- A great place to live
- A community that works to enhance and protect its physical and natural environment
- Is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner.

Each action has been allocated to a Department who is accountable for its progress. The responsible officer is required to assess the status of the action as follows:

| Status Option | Definition | Legend |
|------------------|--|--------|
| Completed | Action completed for the year | |
| Progressing | Action underway and is progressing as planned | |
| Stalled | There is an issue that has delayed progress with this action | |
| Not due to start | Action not scheduled to start until later in the year | |
| Deferred | Action will not happen this year | |

The Wentworth Shire Council's Quarterly Operational Plan Progress Report (refer attachment 1) the progress for the period January to March 2023 is as follows:

| Status Option | Action Status – 1 st | Action Status – | Action Status – 3 rd |
|---------------|---------------------------------|-----------------|---------------------------------|
|---------------|---------------------------------|-----------------|---------------------------------|

| | Quarter | 2 nd Quarter | Quarter |
|------------------|---------|-------------------------|---------|
| Completed | 9 | 15 | 18 |
| Progressing | 101 | 92 | 124 |
| Stalled | 8 | 27 | 7 |
| Not due to Start | 24 | 4 | 1 |
| Deferred | 0 | 5 | 5 |

Actions added during the quarter: 12

All Actions



Strategic Direction

Our Economy



Our Community



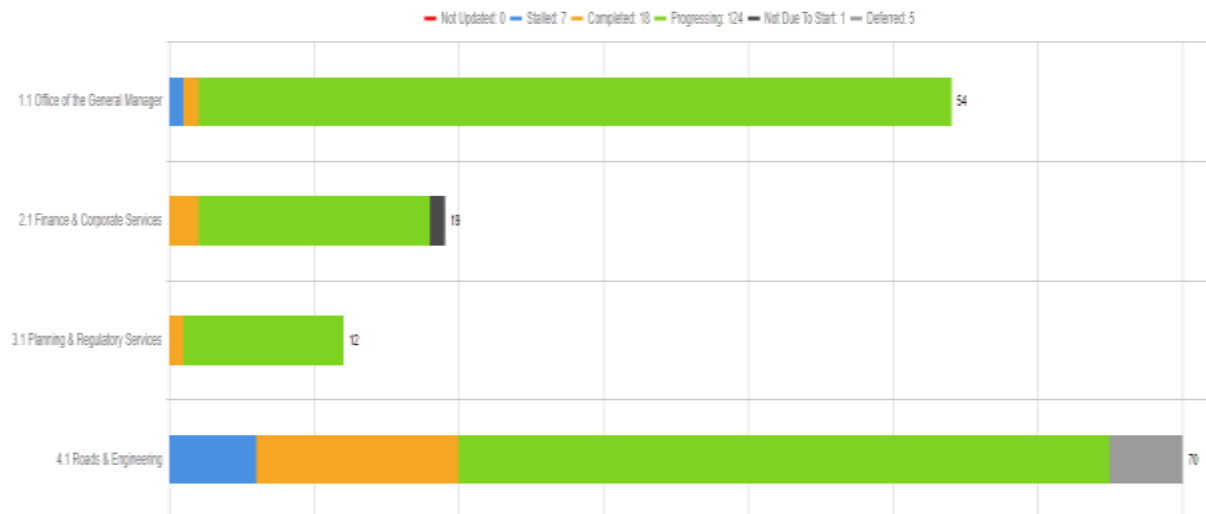
Our Environment



Our Leadership



Department



Quarterly Highlights

21 Actions have been added during the first two quarters. An additional 12 Actions has been added during the 3rd Quarter:

- 1.2.10 – Regional Tourism Activation Fund – Light State Project
- 1.2.11 – Dareton Early Settlers Museum Business Case
- 2.3.10 – General Flood Recovery Activities
- 2.5.09 – Parks, Gardens, Open Spaces Flood Recovery
- 3.2.25 – Roads, Bridges, footpaths Flood Recovery
- 3.2.26 – Alcheringa Tennis Courts Replacement
- 3.2.27 – Wentworth Sporting Complex Bowling Green Replacement
- 3.2.28 – Get Active NSW – Pine Road Sharedway
- 3.2.29 – Get Active NSW – Wood Street Sharedway
- 3.2.30 – Get Active NSW – Gol Gol Nth Road and Kingfisher Road Sharedway
- 3.5.14 – Buronga/Gol Gol Sporting Master Plan
- 3.5.15 – Rose Street Stormwater

The following Actions have been completed in this quarter:

- 2.2.09 – Dareton Men in a Shed
- 3.2.17 – Wentworth Showgrounds Sewer
- 3.4.14 – Sewer Pump Station #5

20 projects that had previously stalled due to the flood recommenced during this quarter.

Other highlights for the quarter include the following:


- On going flood monitoring and preparation works as flood water continued down the Darling-Baaka and the Anabranh

- Commenced flood recovery operations for areas of the Shire no longer affected by flood water
- Wentworth Winedown Concert was held in February at the Australian Inland Botanic Gardens
- Visits to the Region by the Deputy Premier and the Regional Roads Minister for funding announcements and to officially open completed State Government Projects

Conclusion

The Quarterly Operational Plan Progress report details Council's overall progress against all 155 Operational Plan actions for the period July 2022-March 2023.

Attachments

1. Quarterly Operational Plan Progress Report. [↓](#) 



Operational Plan Quarterly Review



About this report


This progress report is for the three-month period 1 January 2023 to 31 March 2023 and has been prepared in accordance with the requirements of Section 404(5) of the *Local Government Act 1993*, (NSW) which states that the General Manager must ensure that regular progress reports are provided to the Council, reporting as to its progress with respect to the principal activities detailed in its delivery program. Progress reports must be provided at least every 6 months.

Each action has been allocated to a Department who is accountable for its progress. The responsible officer is required to assess the status of the action as follows:

| Status Option | Definition | Legend |
|------------------|--|--------|
| Completed | Action completed for the year | |
| Progressing | Action underway and is progressing as planned | |
| Stalled | There is an issue that has delayed progress with this action | |
| Not due to start | Action not scheduled to start until later in the year | |
| Deferred | Action will not happen this year | |

Strategic Direction: Our Economy

Wentworth Shire is a vibrant, growing and thriving Region.




| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|--|-------------|---|-------------|------------------------------|----------|--|---|
| 1.1 | Promote the Shire as an ideal location for investment and the establishment of innovative, sustainable and diversified industries. | 1.1.1 | Advocate for the local businesses on issues which further business and career opportunities for all | Progressing | General Manager | 75% | This is an annual action and part of Council's core functions. Senior Council staff have been attending Recovery meetings with State Government agencies advocating for post flood assistance for business that have been affected directly and indirectly by the flood. Council also facilitated a Connecting Business to Government Workshop as part of flood recovery activities. |  |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|--|-------------|---|-------------|------------------------------|----------|--|----------------|
| 1.2 | Promote the Wentworth Region as a desirable visitor and tourism destination. | 1.1.2 | Support economic growth and expansion across the Shire through improvement of local infrastructure and the identification of land for commercial and/or industrial use. | Progressing | Director Health & Planning | 75% | This is an annual action and is part of Council's core functions. | |
| | | 1.2.1 | Provide Visitor Information Centre Services | Progressing | Manager Tourism & Promotion | 75% | This is an annual action and is part of Council's core functions. | |
| | | 1.2.2 | PS Ruby | Progressing | General Manager | 30% | Work on this action has been postponed due to the flood. The General Manager is preparing a report for the consideration of Council at a future Council meeting. | |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|--|-------------|------------------------------|----------|---|----------------|
| | | 1.2.3 | Contribute to the promotion of tourism in the Wentworth Region through the management of Willowbend Caravan Park | Stalled | General Manager | 15% | Work on this action has been postponed due to flooding. Recommencement date is unknown at this stage. | |
| | | 1.2.4 | Continue to engage with and support the activities of Murray Regional Tourism, Destination NSW Riverina-Murray, Mildura Regional Development and Wentworth Regional Tourism Inc. | Progressing | Manager Tourism & Promotion | 75% | This is an annual action and is part of Council's core functions. | |
| | | 1.2.5 | Work with FSWJO to complete the Destination Management Plan for the region | Completed | Manager Tourism & Promotion | 100% | | |

| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|---|-------------|------------------------------|----------|---|---|
| | | 1.2.6 | Willowbend Caravan Park - Civil Works Redevelopment | Progressing | General Manager | 30% | Post flood site clean up has been completed. Principal contractor will return to site on 17 April with the project to be completed by the end of October 2023. |  |
| | | 1.2.7 | Willowbend Caravan Park - Ablution Block Upgrade | Progressing | General Manager | 20% | Contract awarded at the February 2023 Council meeting. Works have commenced. |  |
| | | 1.2.8 | Finalise development of a Shire Events Manual | Progressing | Manager Tourism & Promotion | 70% | Draft Manual is being cross-referenced against public liability requirements and best practice as per guidelines provided by Council's insurer. Manual is also being reviewed to ensure it incorporates recently introduced Child Safe Standards. |  |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|--|-------------|------------------------------|----------|--|----------------|
| | | 1.2.9 | Undertake Economic Recovery Program utilising State Government Funding | Progressing | Manager Tourism & Promotion | 80% | During this quarter the Wentworth Winedown event was held at the Australian Inland Botanic Gardens. This was the signature event of the post COVID event funding. Additional funding has been secured to hold additional post flood recovery events of the next 2 financial years. | |
| | | 1.2.10 | Regional Tourism Activation Project - Wentworth Light State. | Progressing | General Manager | 25% | Deed of Agreement with Mildura Regional Tourism has been signed. Both parties working towards achieving Milestone 1 of the funding agreement. | |
| | | 1.2.11 | Dareton Early Settlers Museum Business Case | Progressing | Director Finance & Policy | 25% | Consultant has been engaged and first round of Community Consultation has been completed. | |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|--|-------------|---|-------------|------------------------------|----------|---|----------------|
| 1.3 | High quality connectivity across the region. | 1.3.1 | Advocate for the ongoing provision of quality transport and freight links | Progressing | General Manager | 75% | This is an annual action and is part of Council's core functions. | |
| | | 1.3.2 | Advocate for improved region-wide internet and mobile connectivity | Progressing | General Manager | 75% | 3 new towers have been announced for the Silver City Highway in addition to upgrades to the Emergency Services Network. | |
| 1.4 | Encourage lifelong learning opportunities. | 1.4.1 | Undertake a program of activities and services that facilitate learning opportunities at Council's library services | Progressing | Team Leader Library Services | 75% | Council continues to provide a range of services and programs across its library facilities that facilitate learning opportunities. | |
| | | 1.4.2 | Advocate for the development and provision of local education, training and lifelong learning opportunities | Progressing | General Manager | 75% | This is an annual action and is part of Council's core functions. | |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|--|-------------|---|-------------|------------------------------|----------|---|----------------|
| | | 1.4.3 | Advocate for improved school services across the Wentworth Shire | Progressing | General Manager | 75% | This is an annual action and is part of Council's core functions. | |
| 1.5 | Encourage and support initiatives that improve local employment opportunities. | 1.5.1 | Promote Wentworth Council as an employer of choice including offering apprenticeships and traineeships | Progressing | Manager Human Resources | 50% | Council continues to actively promote itself. Currently working with a local RTO to appoint an apprentice gardener and mechanic. | |
| | | 1.5.2 | Identify opportunities to promote Wentworth as an employer of choice for people with disability and from culturally diverse backgrounds | Progressing | Manager Human Resources | 75% | Inline with the Workforce Management Plan, Equal Employment Opportunity Plan and the Disability Inclusion Action Plan, Council actively promotes itself as an employer of choice. | |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|---|-------------|------------------------------|----------|---|----------------|
| | | 1.5.3 | Promote the benefits of supporting Social enterprises and business to grow local employment opportunities | Progressing | Director Finance & Policy | 75% | The new Marketing and Communications Officer has developed a schedule of promotional activities for 2023. | |
| | | 1.5.4 | Encourage businesses to employ people of all abilities and different backgrounds | Progressing | Director Finance & Policy | 75% | The new Marketing and Communications Officer has developed a schedule of promotional activities for 2023. | |


Strategic Direction: Our Community

Wentworth Shire is a great place to live.

| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|---|-------------|---|-------------|------------------------------|----------|--|---|
| 2.1 | Continue to create opportunities for inclusion where all people feel welcome and participate in community life. | 2.1.1 | Acknowledge and celebrate Seniors Week and International Day of People with Disabilities | Progressing | Director Finance & Policy | 75% | Council held a Seniors Week event at the Australian Inland Botanic Gardens. |  |
| | | 2.1.2 | Support and empower the community to deliver community initiatives that improve the lives of residents and visitors to the region | Progressing | Director Finance & Policy | 75% | Council staff have been working with a number of sporting clubs and community groups on how to submit grants for infrastructure upgrades and programs. This is giving those organisations the confidence to be in charge of their own destiny. |  |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|--|-------------|------------------------------|----------|--|----------------|
| | | 2.1.3 | Actively engage with and include the perspectives and knowledge of the local indigenous community | Progressing | General Manager | 50% | Draft Terms of Reference for the new Heritage Committee have been drafted for consultation with Council. Following approval of the TOR an expression of interest process will be undertaken to determine members of the committee. | |
| | | 2.1.4 | Promote a welcome and inclusive community that strengthens positive attitudes and behaviours towards people of all abilities | Progressing | Director Finance & Policy | 75% | During the last three months Council actively promoted and supported the following: - NSW Seniors Week - International Women's Day - Harmony Day. | |

| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|---|-------------|--|-------------|------------------------------|----------|---|---|
| | | 2.1.5 | Explore opportunities to promote and celebrate Culturally and Linguistically Diverse events and celebrations | Progressing | Director Finance & Policy | 75% | The new Marketing and Communications Officer has developed a schedule of promotional activities for 2023. |  |
| 2.2 | Work together to solve a range of social and health issues that may impact community wellbeing and vulnerable people. | 2.2.1 | Implement recommendations of the Pedestrian Access Mobility Plan | Progressing | Director Roads & Engineering | 70% | Three Get Active NSW footpath projects have commenced and will be delivered by the end of October. Council is currently awaiting on the outcome of submissions that have been made to the next round of the Get Active NSW funding. |  |





| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|--|-------------|------------------------------|----------|---|----------------|
| | | 2.2.2 | Undertake a program of activities and services that facilitate opportunities for vulnerable members of the community at Council's library services | Progressing | Team Leader Library Services | 75% | This is an annual action and part of Council's core functions. | |
| | | 2.2.3 | Continue to collaborate with Government Agencies and other organisations to support the provision of health services across the Region | Progressing | General Manager | 75% | A new hospital has been approved for Wentworth. Council continues to support the work of the Wentworth Shire Interagency Group in regards to health issues. Council also worked with NSW Health to make 10,000 free COVID-19 testing kits available to the community. | |

| | | | | | |
|-------|---|-------------|-----------------|-----|---|
| 2.2.4 | Advocate for the provision of social services that meet the needs of all our community including families, children, youth, people with disability and the aged | Progressing | General Manager | 75% |  <p>Council continues to support the work of the Wentworth Shire Interagency Group in regards to the provision of social services across the Wentworth Shire. Council staff attended a meeting organised by a group undertaking a study of the impacts of humanitarian migrants' settlement in regional Australia for both the migrants themselves and the communities in which they settle. The Mildura region has been selected to take part in the 4 year study and the group were keen to get Council's perspective.</p> |
|-------|---|-------------|-----------------|-----|---|



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|--|-------------|------------------------------|----------|--|----------------|
| | | 2.2.5 | Promote and foster an accessible community that encourages access by people of all abilities | Progressing | Director Finance & Policy | 0% | Council actively supported and promoted Seniors Week and Harmony Day. A calendar of events has been developed for the 2023. | |
| | | 2.2.6 | Work with external agencies to promote the benefit of an active lifestyle | Progressing | Director Finance & Policy | 65% | Council has facilitated, supported and promoted a free all aboard skateboarding session at the Wentworth Skate Park and a Men's Mental Health Event at George Gordon Oval. | |

| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|---|-------------|------------------------------|----------|---|---|
| | | 2.2.7 | Review Council facilities to ensure they are accessible to people with disability, including accessible pathways leading to accessible facilities | Progressing | Director Roads & Engineering | 75% | During this quarter Council staff undertook an assessment of pram ramps across the footpath network to identify any areas of concern. A works plan is currently being worked on to address high risk areas. |  |
| | | 2.2.8 | Advocate for the construction of a PCYC facility in Dareton | Progressing | General Manager | 10% | No further progress on this action. Council has committed to providing land for the project and continues to advocate for the project. |  |






| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|--------------------------|-------------|--|-------------|------------------------------|----------|--|----------------|
| | | 2.2.9 | Support Dareton Men in a Shed relocation project | Completed | Director Finance & Policy | 100% | Council's current commitment to the project has been completed. Council staff will continue to work with the group to secure additional funding for the project. | |
| | | 2.2.10 | Wentworth Extended Day Care | Completed | Director Roads & Engineering | 100% | | |
| 2.3 | To have a safe community | 2.3.1 | Provide Public Health Function | Progressing | Director Health & Planning | 75% | This is an annual action and part of Council's core functions. | |
| | | 2.3.2 | Companion Animals & Buronga Pound Operations | Progressing | Director Health & Planning | 75% | This is an annual action and part of Council's core functions | |
| | | 2.3.3 | Provide Building Compliance Function | Progressing | Director Health & Planning | 75% | This is an annual action and part of Council's core functions. | |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|--|-------------|------------------------------|----------|--|----------------|
| | | 2.3.4 | In partnership with the RFS undertake hazard reduction works | Progressing | Director Roads & Engineering | 20% | Planning session has been held with RFS to develop a work schedule. | |
| | | 2.3.5 | Continue to engage with the Local Area Command on key community safety issues | Progressing | General Manager | 75% | This is an annual action and part of Council's core actions. The Mayor and General Manager continue to attend Police Liaison Committee Meetings. | |
| | | 2.3.6 | Facilitate the Local Emergency Management Committee to ensure a co-ordinated approach by all agencies having responsibilities and functions in emergencies | Progressing | General Manager | 75% | This is an annual action and part of Council's core function. The LEMC has been activated as part of the preparation and response to the flood. | |









| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|---|-------------|------------------------------|----------|---|----------------|
| | | 2.3.7 | In partnership with Transport for NSW continue to promote and encourage safe driving behaviours | Stalled | Director Roads & Engineering | 20% | Stalled due to vacancy in the Road Safety Officer Position. Council is currently working with Transport for NSW to fill the vacancy. During March Council promoted Road Rules Awareness Week. | |
| | | 2.3.8 | Identify and resolve were possible road and pedestrian safety issues | Stalled | Director Roads & Engineering | 20% | Stalled due to vacancy in the Road Safety Officer Position. Council is currently working with Transport for NSW to fill the vacancy. | |
| | | 2.3.9 | Undertake Flood Preparation and Response works. | Progressing | Director Roads & Engineering | 80% | Council continues to monitor and respond to the flood water coming down the Anabranch. | |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|--|-------------|---|-------------|------------------------------|----------|---|---|
| 2.4 | A well informed, supported and engaged community | 2.3.10 | General Flood Recovery Activities. | Progressing | General Manager | 25% | Council staff have been undertaking general flood recovery activities including being involved in meetings with the NSW Reconstruction Authority and providing assistance to residents to clean up flood effected properties. |  |
| | | 2.4.1 | Consistently communicate the role of Council to the community | Progressing | General Manager | 75% | This action has recommenced since the new Marketing and Communications Officer commenced employment. |  |
| | | 2.4.2 | Provide regular updates of Council's achievements, strategic objectives and actions | Progressing | General Manager | 75% | This is an annual action and is part of Council's core function. |  |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|--|-------------|------------------------------------|----------|---|----------------|
| 2.5 | | 2.4.3 | Communicate funding opportunities available for the community | Progressing | Director Finance & Policy | 75% | This is an annual action and part of Council's core functions. | |
| | | 2.4.4 | Continue to facilitate Council Connects & Quarterly newsletter | Progressing | Marketing & Communications Officer | 30% | This project has recommenced since the new Marketing and Communications Officer commenced employment. | |
| | | 2.5.1 | Maintain and update the amenity of the Shire to meet community expectations for clean and well-presented public spaces and townships | Progressing | Director Roads & Engineering | 75% | This is an annual action and is part of Council's core functions. | |




| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|---|-------------|------------------------------|----------|--|---|
| | | 2.5.2 | Engage with the community in the design and provision of public art within open space areas | Progressing | General Manager | 40% | Council continues to engage with community members in Dareton regarding painting of the Dareton Pool wall. Actual works to be undertaken after the pool closes for the season. |  |
| | | 2.5.3 | Undertake specific public spaces capital works projects - Reserves Upgrades | Progressing | Director Roads & Engineering | 20% | Action has been delayed due to flooding. Junction Island boardwalk to commence once the new bridge has been installed. |  |
| | | 2.5.4 | Undertake specific public spaces capital works projects - Buronga Riverfront Toilet Block | Progressing | Director Roads & Engineering | 30% | Contract was awarded at the February 2023 Council meeting. Project is progressing. |  |

| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|---|-------------|------------------------------|----------|---|--|
| | | 2.5.5 | Undertake specific public spaces capital works projects - Pooncarie Toilet Block | Progressing | Director Roads & Engineering | 30% | Contact was awarded at February 2023 Council meeting. Project is progressing. |  |
| | | 2.5.6 | Undertake specific public spaces capital works projects - Wetlands Standpipe Area | Deferred | Director Roads & Engineering | 0% | Due to need to reallocate resources to flood preparation and recovery activities it is recommended that this action be deferred to the 2023-2024 financial year. |  |
| | | 2.5.7 | Undertake specific public spaces capital works projects - Junction Island Bridge | Stalled | Director Roads & Engineering | 30% | This action has recommenced following the flooding. In processes of engaging a contractor to remove the old bridge and install the new bridge and approach ramps. |  |

| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|--|-------------|------------------------------|----------|--|---|
| | | 2.5.8 | Undertake specific public spaces capital works projects - Astronomy Park | Progressing | Director Roads & Engineering | 30% | Currently working with the funding body to potentially change the scope of the project. |  |
| | | 2.5.9 | Flood Recovery - Parks, Gardens, Open Spaces | Progressing | Director Roads & Engineering | 25% | Council's Parks and Gardens team and the building maintenance team have been organising the clean up and re-opening of Council parks, open spaces, riverfront areas, toilet block etc. An audit on flood damaged playground equipment has been undertaken to determine the condition of those pieces of equipment. |  |

Strategic Direction: Our Environment

Wentworth is a community that works to enhance and protect its physical and natural environment.

| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|--|-------------|--|-------------|------------------------------|----------|---|---|
| 3.1 | Ensure our planning decisions and controls ensure the community benefits from development. | 3.1.1 | Ensure that all Development Applications and planning proposals mitigate the impact of the development on the natural environment. | Progressing | Director Health & Planning | 75% | This is an annual action and is part of Council's core functions. |  |
| | | 3.1.2 | Review and Update Development Control Plan | Progressing | Director Health & Planning | 50% | First draft is nearing completion. Just awaiting for additional information to be provided by the Department of Planning. On track to be presented to Council for review at the June Council meeting. |  |
| | | 3.1.3 | Finalise and submit gateway determination for rezoning of Thegoa Lagoon | Completed | Director Health & Planning | 100% | |  |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|---|-------------|---|-------------|--------------------------------|----------|--|----------------|
| | | 3.1.4 | Continue to progress Rural Residential Strategy | Progressing | Director Health & Planning | 50% | Project has been delayed due to the delay in progressing the Flood Plain Management Study. | |
| 3.2 | Ensure that community assets and public infrastructure are well maintained. | 3.2.1 | Land Tenure Program | Progressing | Property & Land Tenure Officer | 75% | This is an annual action and is part of Council's core functions. | |
| | | 3.2.2 | Maintain transport network including Roads, Brides & Footpaths | Progressing | Director Roads & Engineering | 75% | This is an annual action and is part of Council's core functions. | |
| | | 3.2.3 | Maintain community facilities including halls, ovals, pools and other sporting facilities | Progressing | Director Roads & Engineering | 75% | This is an annual action and is part of Council's core functions. | |
| | | 3.2.4 | Prioritise and implement recommendations of Asset Management Plans - Fixing Local Roads - Punt Road | Completed | Manager Works | 100% | | |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|---|-------------|------------------------------|----------|--|----------------|
| | | 3.2.5 | Prioritise and implement recommendations of Asset Management Plans - Fixing Local Roads - Fletchers Lake Road | Completed | Manager Works | 100% | | |
| | | 3.2.6 | Prioritise and implement recommendations of Asset Management Plans - Fixing Local Roads - Log Bridge Road | Progressing | Manager Works | 20% | This action has stalled due to flooding. Project has been scheduled to restart in late 2023. | |
| | | 3.2.7 | Prioritise and implement recommendations of Asset Management Plans - Fixing Local Roads - Bridge Road | Completed | Manager Works | 100% | | |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|--|-------------|------------------------------|----------|--|----------------|
| | | 3.2.8 | Prioritise and implement recommendations of Asset Management Plans - Pooncarie-Merindee Road | Stalled | Manager Works | 40% | Stalled due to other priorities (flood preparation). Works to recommence in July following completion of Arumpo Road upgrade and the River Road and Boeill Creek Road Flood Reconstruction projects. . | |
| | | 3.2.9 | Prioritise and implement recommendations of Asset Management Plans - Wentworth & Dareton Pool Lighting Upgrade | Progressing | Director Roads & Engineering | 50% | Final connection of the new lights to happen once the pool season has finished at the end of March. | |
| | | 3.2.10 | Prioritise and implement recommendations of Asset Management Plans - Buronga Wetlands Sharedway | Progressing | Director Roads & Engineering | 10% | Delayed due to flooding. Project Planning and design has commenced. | |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|---|-------------|------------------------------|----------|---|----------------|
| | | 3.2.11 | Prioritise and implement recommendations of Asset Management Plans - Pooncarie Telegraph Building | Progressing | Director Roads & Engineering | 55% | Work commenced in January and will be completed by the end of June. | |
| | | 3.2.12 | Prioritise and implement recommendations of Asset Management Plans - Pooncarie Aerodrome Lighting | Progressing | Director Roads & Engineering | 40% | Tender has been awarded. Project delayed due to flood priorities, Council staff to undertake preliminary ground works in May before the contractor comes onsite to install the lights. Project to be completed by the end of June.. | |
| | | 3.2.13 | Prioritise and implement recommendations of Asset Management Plans - Wentworth Showgrounds Female Change Rooms & Running Rail Replacement | Progressing | Director Roads & Engineering | 30% | Currently undertaking a review of the changeroom design after the Tender prices came back considerably higher than anticipated. Project will continue into the next financial year. | |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|--|-------------|------------------------------|----------|--|----------------|
| | | 3.2.14 | Prioritise and implement recommendations of Asset Management Plans - Wentworth EDS | Progressing | Director Roads & Engineering | 10% | Project has recommended following the flood. Tender process to commence Mid April with construction to commence in the 23/24 financial year. | |
| | | 3.2.15 | Prioritise and implement recommendations of Asset Management Plans - Wentworth Rowing Club Extension | Progressing | Director Roads & Engineering | 20% | Project has been delayed due to the Flood. Council is currently in discussions with the club regarding the future proofing the building against future floods. | |
| | | 3.2.16 | Prioritise and implement recommendations of Asset Management Plans - Pooncarie Race Course | Completed | Director Roads & Engineering | 100% | | |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|--|-------------|--------------------------------|----------|--|----------------|
| | | 3.2.17 | Prioritise and implement recommendations of Asset Management Plans - Wentworth Showgrounds Sewer | Completed | Director Roads & Engineering | 100% | Project has been completed. | |
| | | 3.2.18 | Continue to liaise with Crown Land to finalise Plans of Management for Community Land. | Progressing | Property & Land Tenure Officer | 75% | The draft Plans of Management were public exhibited as required. No comments were received. Currently awaiting on Ministerial Consent for Council to formally adopt the Plans of Management. | |
| | | 3.2.19 | Gol Gol Cemetery Shed | Completed | Director Roads & Engineering | 100% | | |
| | | 3.2.20 | George Gordon Sporting Complex Car Park | Progressing | Director Roads & Engineering | 60% | Due to other priorities this project has been rescheduled to late October 2023. | |
| | | 3.2.21 | Wentworth Showgrounds Tower and Shade Sail | Completed | Director Roads & Engineering | 100% | | |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|---|-------------|------------------------------|----------|---|----------------|
| | | 3.2.22 | Old Wentworth Road Upgrade | Completed | Manager Works | 100% | | |
| | | 3.2.24 | Coomealla Cemetery Shed Power | Progressing | Director Roads & Engineering | 20% | Currently awaiting quotes from perspective contractors. | |
| | | 3.2.25 | Flood Recovery - Roads, Bridges, Footpaths | Progressing | Director Roads & Engineering | 25% | Council staff have been undertaking condition assessment of flood effected roads and undertaking emergency works to get them reopened. Planning has commenced to identify a priority list of roads to be reconstructed/repared. Package of works have been created for River Road and Boilell Creek Road. | |
| | | 3.2.26 | Alcheringa Tennis Courts and Lighting Upgrade | Progressing | Director Finance & Policy | 25% | Council is working with the Tennis Club to undertake this project. Quotations have been received and contractors have been appointed. | |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|--|-------------|---|-------------|------------------------------|----------|--|----------------|
| | | 3.2.27 | Wentworth Sporting Complex Bowling Green Upgrade | Progressing | Director Finance & Policy | 25% | Council is working with the bowling club to complete this project. Quotes have been received and a contractor has been approved. | |
| | | 3.2.28 | Get Active NSW - Pine Road Sharedway | Progressing | Director Roads & Engineering | 25% | Project has commenced. Scope of works has been completed and the procurement process is currently underway. | |
| | | 3.2.29 | Get Active NSW - Wood Street Sharedway | Progressing | Director Roads & Engineering | 25% | Project has commenced. Scope of works has been completed and the procurement process is currently underway. | |
| | | 3.2.30 | Get Active NSW - Wood Street and Gol Gol North Sharedway | Progressing | Director Roads & Engineering | 25% | Project has commenced. Scope of works has been completed and the procurement process is currently underway. | |
| 3.3 | Minimise the impact on the natural environment | 3.3.1 | Undertake actions identified in the Western Weeds Action Plan | Progressing | Director Roads & Engineering | 75% | This is an annual action and is part of Council's core function. | |











| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|--|-------------|------------------------------|----------|--|----------------|
| | | 3.3.2 | Monitor and investigate Illegal Dumping Activities as required | Progressing | Director Health & Planning | 75% | This is an annual action and is part of Council's core functions. | |
| | | 3.3.3 | Support the activities of the Murray Darling Association | Progressing | General Manager | 75% | This is an annual action and is part of Council's core functions. | |
| | | 3.3.4 | Advocate for the sustainable management of the Darling-Barka River and the Menindee Lakes | Progressing | General Manager | 75% | This is an annual action and is part of Council's core functions | |
| | | 3.3.5 | Identify opportunities to collaborate with other stakeholders on projects that protect the environment | Progressing | Director Roads & Engineering | 75% | Partnered with NSW Western Land Care for Clean Up Australia Day. | |
| | | 3.3.6 | Flood Plain Management Plan | Progressing | Director Health & Planning | 30% | Project brief and procurement documentation have been completed. Tender process to commence early April. | |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|--------------------------------------|-------------|--|-------------|------------------------------|----------|---|----------------|
| 3.4 | Use and manage our resources wisely. | 3.4.1 | Provide best practice water, waste water and stormwater management infrastructure | Progressing | Director Roads & Engineering | 75% | This is an annual action and is part of Council's core functions. | |
| | | 3.4.2 | Collaborate with partners and the community to support innovative approaches to waste minimisation and increased reuse and recycling opportunities | Progressing | Director Roads & Engineering | 75% | This is an annual action and is part of Council's core functions. Ongoing discussions continuing with Mildura Rural City Council about joint waste projects. | |
| | | 3.4.3 | Encourage businesses and the community to be socially and environmentally responsible | Progressing | Director Roads & Engineering | 75% | During the last three months Council actively promoted and supported the following: - World Wetlands Day, - The Water Challenge - Clean up Australia Day - Earth Hour | |
| | | 3.4.4 | Progress Buronga Landfill Expansion | Progressing | Director Roads & Engineering | 30% | Contractor approved at February 2023 Council meeting. Design works have commenced and will be completed by the end of October. | |








| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|--|-------------|---------------------------------|----------|--|----------------|
| | | 3.4.5 | Review public place bins and revise service levels as required | Stalled | Director Roads & Engineering | 0% | This action has been postponed due to flooding. Commencement date is unknown at this stage. | |
| | | 3.4.6 | Finalise Integrated Water Cycle Management Plan | Progressing | Director Roads & Engineering | 75% | Revisions have been made to the document to better reflect expected population growth for the Region. Draft now expected by the end of May. | |
| | | 3.4.7 | Buronga Landfill Machinery Shed | Progressing | Team Leader Landfill Operations | 40% | Project progressing. Will be completed by the end of June. | |
| | | 3.4.8 | Buronga Landfill Land Use & Licence Upgrade | Progressing | Director Finance & Policy | 70% | Latest discussion with the Department of Planning in Mid March indicated that they close to issuing draft conditions of consent for comment. | |
| | | 3.4.9 | Trentham Cliffs Water Installation | Progressing | Director Roads & Engineering | 90% | Developers contractor to install Water booster pump station following installation of the Sewer Pump Station. | |





| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|---|-------------|--|-------------|------------------------------|----------|--|---|
| | | 3.4.10 | Mourquong Filtered Water Main | Progressing | Director Roads & Engineering | 80% | Finalising creation of easements. |  |
| | | 3.4.11 | Gol Gol Pump Station | Completed | Director Roads & Engineering | 100% | |  |
| | | 3.4.12 | Kingridge Sewer | Completed | Director Roads & Engineering | 100% | |  |
| | | 3.4.13 | Wood Street Sewer | Completed | Director Roads & Engineering | 100% | |  |
| | | 3.4.14 | Sewer Pump Station # 5 | Completed | Director Roads & Engineering | 100% | Project has been completed. |  |
| | | 3.4.15 | Dareton Sewer Pump Station # 2 | Progressing | Director Roads & Engineering | 70% | Switch board has been built. Waiting on availability of Contractor to finalise installation. |  |
| | | 3.4.16 | Trentham Cliffs Sewer Installation | Progressing | Director Roads & Engineering | 80% | Pump Station has been installed. Currently finalising connections at the pump station and at the sewer main in Burns Street Gol Gol. |  |
| | | 3.4.23 | Fixing Local Roads - Little Manly Road | Completed | Manager Works | 100% | |  |
| | | | | | | | | |
| | | | | | | | | |
| 3.2 | Ensure that community assets and public infrastructure are well maintained. | | | | | | | |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|--|-------------|--|-------------|------------------------------|----------|---|----------------|
| 3.5 | Infrastructure meets the needs of our growing Shire. | 3.5.1 | Continue to explore funding opportunities for the delivery of key projects | Progressing | Director Finance & Policy | 75% | This is an annual action and is part of Council's core function. | |
| | | 3.5.2 | Continue to lobby all levels of government to support the provision of essential infrastructure for the Region | Progressing | General Manager | 75% | This is an annual action and is part of Council's core functions. | |
| | | 3.5.3 | Plan for appropriate infrastructure and services that support current and future needs | Progressing | Director Roads & Engineering | 75% | This is an annual action and is part of Council's core functions. | |
| | | 3.5.4 | Finalise Civic Centre Redevelopment | Progressing | General Manager | 30% | Principal contractor has been appointed. Works commenced onsite in November 2022. Demolition work nearing completion. | |

| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|--|-------------|------------------------------|----------|--|---|
| | | 3.5.5 | Progress actions from the Buronga/Gol Gol Structure Plan - Pink Lake Stormwater | Progressing | Director Roads & Engineering | 10% | Tender process to commence following Easter, with a report to Council for approval at June 2023 meeting. |  |
| | | 3.5.6 | Progress actions from the Buronga/Gol Gol Structure Plan - Crane Drive Stormwater | Deferred | Director Roads & Engineering | 0% | Waiting for the developer to progress the subdivision. It is not likely that this project will commence this year therefore it is recommended that this action is deferred to a future financial year. |  |
| | | 3.5.7 | Progress actions from the Buronga/Gol Gol Structure Plan - Wilson Drainage Reserve | Deferred | Director Roads & Engineering | 0% | Waiting for the developer to progress the subdivision. It is unlikely that this project will commence this financial year, therefore it is recommended that it be deferred to a future financial year. |  |

| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|--|-------------|------------------------------|----------|---|--|
| | | 3.5.8 | Progress actions from the Buronga/Gol Gol Structure Plan - Kingfisher Road Stormwater & Sewer Pump Station | Progressing | Director Roads & Engineering | 20% | Stormwater design has been competed. Tender for the stormwater construction has been pushed back due to higher priority with another stormwater project. . Sewer design to commence February and will be finished in late June early July. Construction of the sewer component is dependent on the completion of the stormwater works and other works within the subdivision. |  |
| | | 3.5.9 | Progress actions from the Buronga/Gol Gol Structure Plan - Corbett Avenue Sewer Pump Station | Deferred | Director Roads & Engineering | 0% | Waiting for the developer to progress the subdivision. Not likely to commence this year therefore it is recommended that this action be deferred to a future year. |  |


| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|---|-------------|------------------------------|----------|---|---|
| | | 3.5.10 | Progress actions from the Buronga/Gol Gol Structure Plan - King Ridge Landscaping | Deferred | Director Roads & Engineering | 0% | This action will be completed with the larger Open Spaces project that has recently received grant funding. It is recommended that this action be deferred to a future financial year. |  |
| | | 3.5.11 | Undertake a review of current and future sporting needs within the Shire | Progressing | Director Roads & Engineering | 20% | Community consultation workshops/engagement have been pushed back due to changes in the Office of Sport and Recreation. Will combine this process with the Buronga/Gol Gol Sporting Master Plan consultation process. |  |
| | | 3.5.12 | Woorlong Drive Stormwater | Progressing | Director Roads & Engineering | 75% | Works to commence after Easter. |  |
| | | 3.5.13 | Midway Stormwater Upgrade | Stalled | Director Roads & Engineering | 80% | Due for completion by the end of February 2023. Works have been delayed due to the developer being involved in flood work. |  |











| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|---|-------------|--------------------------------------|-------------|------------------------------|----------|---|----------------|
| | | 3.5.14 | Buronga/Gol Gol Sporting Master Plan | Progressing | Director Finance & Policy | 10% | Currently refining the scope of works for the project and identifying suitably qualified consultants to approach for quotes. | |
| 3.2 | Ensure that community assets and public infrastructure are well maintained. | 3.5.15 | Rose Street Stormwater | Progressing | Director Roads & Engineering | 30% | Design has been completed. Currently working on tender documents. This project has moved ahead of the Kingfisher stormwater project as this development has progressed further than the Kingfisher one. | |






Strategic Direction: Our Leadership

Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner.

| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|--|-------------|--|-------------|------------------------------|----------|---|--|
| 4.1 | Consistently engage and consult the whole community to ensure feedback is captured and considered as part of decision making and advocating processes. | 4.1.1 | Undertake community engagement activities and provide opportunities for participation in decision making where appropriate, in-line with Council's adopted Community Engagement Strategy | Progressing | General Manager | 75% | This is an annual action and is part of Council's core functions. |  |
| | | 4.1.2 | Undertake audit of Council's websites to ensure compliance with Website Accessibility Guidelines | Progressing | Manager Technology Services | 50% | This action will commence in January 2023. |  |

| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|--|-------------|---|-------------|------------------------------|----------|--|---|
| | | 4.1.3 | Implement actions outlined in the Disability Inclusion Action Plan | Progressing | Director Finance & Policy | 75% | Council staff undertook an audit of Pram Ramps across the footpath network. A program of works is being prepared to address risks. |  |
| 4.2 | A strong, responsible and representative government. | 4.2.1 | Ensure that Council is accountable to the community, meets legislative requirements and supports the Councilors to undertake their civic responsibilities | Progressing | General Manager | 75% | This is an annual action and is part of Council's core functions. |  |
| | | 4.2.2 | Support Councilors to undertake ongoing professional development | Progressing | General Manager | 75% | This is an annual action and is part of Council's core functions. |  |
| 4.3 | An effective and efficient organisation. | 4.3.1 | Review services on a regular basis to ensure they are providing value for money and are relevant in meeting the changing needs of the community | Progressing | Director Finance & Policy | 50% | Service review of procurement/tendering/contract management has commenced. Final report due by the end of April. |  |

| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|--|------------------|------------------------------|----------|---|---|
| | | 4.3.2 | Staff are supported to deliver high quality services to the community | Progressing | General Manager | 75% | This is an annual action and is part of Council's core functions |  |
| | | 4.3.3 | Ensure the organisation is well led and managed through the implementation of Good Governance, Risk Management and Compliance Frameworks | Progressing | Director Finance & Policy | 75% | This is annual action and is part of Council's core functions. The Audit, Risk and Improvement Committee is now in place and meeting quarterly. Internal Auditor has been appointed and will commence in 2nd quarter of 2023. |  |
| | | 4.3.4 | Undertake regular surveys to assess community satisfaction with Council service delivery | Not Due To Start | Director Finance & Policy | 0% | This will commence in the second half of the financial year. |  |
| | | 4.3.5 | Review Information Technology Strategic Plan and implement actions accordingly | Progressing | Manager Technology Services | 30% | Action commenced in February 2023. On track to be completed by the end of June. |  |




| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|---|-------------|---|-------------|------------------------------|----------|---|---|
| | | 4.3.6 | Integrated Corporate Management System | Progressing | Manager Technology Services | 50% | Continuing to progress the implementation of the Community Module (Customer Service, Building & Planning). Finance and Payroll implementation has been put on hold. |  |
| 4.4 | Provide strong leadership and work in partnership to strategically plan for the future. | 4.4.1 | Continue to support the work of the Wentworth Interagency Group | Progressing | General Manager | 75% | This is annual action and is part of Council's core functions. |  |
| | | 4.4.2 | Foster strong partnerships with all levels of government, peak bodies, agencies and the community | Progressing | General Manager | 75% | This is annual action and is part of Council's core function. |  |
| | | 4.4.3 | Annual Financial Assistance Program | Progressing | Director Finance & Policy | 75% | This is an annual action and is part of Council's core functions. \$167,202 in financial assistance has been approved so far this year. |  |
| | | 4.4.4 | Undertake a review of the Annual Financial Assistance Program | Completed | Director Finance & Policy | 100% | |  |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|---|-------------|---|-------------|------------------------------|----------|--|----------------|
| 4.5 | Adopt practices of prudent asset, financial and human resource management across Council to ensure long-term sustainability and efficiency. | 4.5.1 | Maintain a strong financial position that supports the delivery of services and strategies and ensures long term financial sustainability | Progressing | Director Finance & Policy | 75% | This is an annual action and is part of Council's core function. Budget updated for 2023/2024 to be presented to the Audit Committee and Council during April.. | |
| | | 4.5.2 | Provide accurate and timely financial reports, monthly, quarterly and annually | Progressing | Financial Accountant | 75% | This is an annual action and is part of Council's core functions. Annual Financial Statements for 2021/2022 has been completed. Council received an unqualified audit opinion. 1st, 2nd & 3rd Qtr Budget Reviews have been presented to the Audit Committee and Council. Regular reporting provided to key stakeholders. | |
| | | 4.5.3 | Be the best employer that we can be by attracting, developing and retaining skilled staff to ensure a capable and effective workforce | Progressing | Manager Human Resources | 75% | This is an annual action and is part of Council's core functions | |



| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|--|-------------|------------------------------|----------|---|----------------|
| | | 4.5.4 | Implement sound asset management practices to ensure adequate provision is made for the maintenance and long-term replacement of Council's infrastructure assets | Progressing | Director Roads & Engineering | 75% | This is an annual action and is part of Council's core functions. | |
| | | 4.5.5 | Implement actions outlined in the Workforce Management Plan - Review flexible working practices | Progressing | Manager Human Resources | 40% | Currently being assessed on a case by case basis. Broader framework being developed in conjunction with the salary review. | |
| | | 4.5.6 | Implement actions outlined in the Workforce Management Plan - Formulate a learning and development framework | Progressing | Manager Human Resources | 80% | Formal framework has been approved with the assistance of Team Leaders, Managers and Directors. HR currently working with IT to identify appropriate method (on-line platforms) to deliver in-house training. | |

| Objective Code | Objective | Action Code | Action Name | Status | Responsible Officer Position | Progress | Comments | Traffic Lights |
|----------------|-----------|-------------|--|-------------|------------------------------|----------|--|---|
| | | 4.5.7 | Implement actions outlined in the Workforce Management Plan - Develop succession/transition plan | Progressing | Manager Human Resources | 30% | Action is progressing. |  |
| | | 4.5.8 | Implement actions outlined in the Workforce Management Plan - Health and Well Being Strategy | Progressing | Manager Human Resources | 75% | HR Manager is working with Council's Workcover provider to conduct a health and wellbeing day in June 2023. Currently reviewing the Employee Assistance Program to increase the range of services available to staff and their families. |  |
| | | 4.5.9 | Implement actions outlined in the Workforce Management Plan - Salary System Review | Progressing | Manager Human Resources | 50% | The finalisation of this action is dependent on approval of the new Local Government State Award. |  |

9.9 DRAFT 2023/2024 OPERATIONAL PLAN - ENDORSEMENT FOR PUBLIC EXHIBITION.

| | |
|-----------------------|--|
| File Number: | RPT/23/248 |
| Responsible Officer: | Simon Rule - Director Finance and Policy |
| Responsible Division: | Finance and Policy |
| Reporting Officer: | Simon Rule - Director Finance and Policy |
| Objective: | 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner |
| Strategy: | 4.3 An effective and efficient organisation |

Summary

In accordance with the *Local Government Act 1993 (NSW)* (the Act), Council must have an annual Operational Plan adopted for each financial year, outlining the activities to be undertaken in that year, to achieve the commitments outlined in the Delivery Program.

The Operational Plan also includes the Statement of Council Revenue Policy and the Annual Fees and Charges in accordance with the Regulations.

Council is being asked to endorse the draft 2023/2024 Operational Plan for public exhibition. During the exhibition period the public are invited to provide feedback into the actions to be undertaken within the financial year. Public submissions are also invited on the proposed Rates and Annual Charges, as outlined in the Annual Statement of Revenue, and the Annual Fees and Charges.

The final version of all documents, together with all feedback received, will be presented to Council on the 28 June 2023.

Recommendation

That Council endorses the draft 2023/2024 Operational Plan

That Council gives notice of its intention to adopt the following rates and annual charges, which are contained within the draft 2023/2024 Operational Plan:

- To make and levy an Ordinary Rate to comprise of a base rate and an ad valorem rating structure for residential, business and farmland categories of rates;
- To increase the Ordinary Rate by the maximum 3.70% rate pegged amount determined by the Independent Pricing and Regulatory Tribunal of NSW (IPART)
- To increase waste water access charges by 3.70%
- To increase raw and filtered water access charges by 3.70%
- To increase water consumption charges by 3.70%
- To increase domestic waste charges by 3.70%
- To levy the fees and charges established in Part B of the Annual Statement of Revenue;
- That Council endorses the proposed new borrowings of \$2,000,000; and
- To charge the maximum interest on overdue rates and charges as determined by the Minister for Local Government.

Detailed Report

Purpose

The purpose of this report is to endorse the draft 2023/2024 Operational Plan and place it on public exhibition as required by the Act.

Background

In accordance with the Act, Council must have an annual Operational Plan, for each financial year, outlining the activities to be undertaken in that year. The Operational Plan includes the Statement of Council Revenue Policy, in accordance with the Regulations.

The Operational Plan supports the Delivery Program and directly address the actions outlined in the Delivery Program and identifies projects, programs or activities that the Council will undertake within the financial year towards addressing these actions.

The Operational Plan must allocate responsibilities for each activity and include a detailed budget for the activities to be undertaken in that year.

Matters under consideration

The draft 2023/2024 Operational Plan sets out the Actions that Council will undertake during the financial year towards the Delivery Program.

The key highlights of the draft 2023/2024 Operational Plan are:

Total Identified Actions: 114

Total Council Expenditure

Total Council Expenditure for 2023/2024 is proposed to be \$76,612,068 based on:

- Operating Expenditure - \$31,156,332
- Capital Expenditure - \$45,455,736

Capital Expenditure

Capital Expenditure for 2023/2024 of \$45,455,736. Key Projects include:

- | | |
|--|-------------|
| • Wentworth Civic Centre | \$7,828,292 |
| • Pooncarie – Menindee Road | \$6,000,000 |
| • Resources for Regions | \$5,129,369 |
| • Roads Projects | \$4,030,769 |
| • Light State | \$3,745,463 |
| • Stormwater Upgrades | \$2,600,000 |
| • Remote Roads Pilot Upgrade – Arumpo Road | \$2,400,000 |
| • Local Roads & Community Infrastructure | \$2,068,621 |
| • Willowbend Caravan Park Redevelopment | \$2,000,000 |
| • Plant Replacement | \$2,000,000 |
| • Sewer Upgrades | \$1,340,701 |
| • Stronger Country Communities | \$1,335,299 |
| • Water Upgrades | \$ 779,143 |
| • Wentworth EDS | \$ 700,000 |

Proposed Capital Expenditure budget of \$45,455,736 for 2023/2024 is an increase of \$5,928,207 or 15% on the adopted budget for 2022/2023. It includes \$18,431,757 of projects that had been budgeted to be completed or substantially completed in 2022/2023 but have had to be re-budgeted for 2023/2024.

Borrowings

Borrowed funds enable the cost of acquiring assets to be spread over a longer period of time, thus easing the burden on current ratepayers.

In the 2023/2024 financial year there will be loan borrowings of up to \$9,500,000 to help fund capital requirements for the:

- Wentworth Civic Centre Redevelopment (approval to loan funds via Council resolution Oct 2022) - \$5,500,000
- Willowbend Caravan Park (Loan approved as part of 2022/23 budget) - \$2,000,000
- Stormwater Infrastructure Upgrades - \$2,000,000

Restricted Reserves

Council will utilise the following restricted reserves to fund capital expenditure during the 2023/2024 financial year:

Future Development Reserve

\$500,000 to fund the Civic Centre Redevelopment.

Loan Reserve

\$3,500,000 from previously approved loan to fund the Civic Centre and Willowbend Caravan Park Redevelopment Projects.

Capital Projects Reserve

\$500,000 to fund the Wentworth Civic Centre Project.

Unexpended Grants Reserve

\$8,340,517 of prepaid grants to fund capital projects.

Operational Expenditure

Proposed Operating Expenditure of \$31,156,332 for 2023/2024 is an increase of \$4,452,468 or 16.67% on the adopted budget for 2022/2023. The major contributing factor in this is the one-off increase in maintenance expenditure for the Pothole Repair Program and the Regional & Local Roads Repair Program which is grant funded expenditure.

Resource Levels

The current Full Time Equivalent (FTE) staffing level of 133.45 will be maintained. Total employment costs are forecast to be \$11,077,890 for the 2023/2024 financial year. The current Local Government State Award expires on 30 June 2023. The new award is currently being negotiated, an allowance for a 5% increase has been included for 2023/2024.

Rates

The Independent Pricing and Regulatory Tribunal of NSW (IPART) determines the maximum rate increase allowable, which for 2023/2024 is 3.70%.

The proposed rates and annual charges outlined in the Operational Plan are:

- Ordinary Rate increased by 3.70%;
- Waste water access charges increased by 3.70%;
- Raw and filtered water access charges increased by 3.70%;

- Water consumption charges increased by 3.70%; and
- Domestic waste charges increased by 3.70%

Indicative contributions towards CSP Strategies

The following table represents the alignment between the 2023/2024 Budget Expenditure and the strategies established within the 2032 Community Strategic Plan.

| 2023/2024 Operation Plan | | |
|--|-------------------------|---------------------|
| | Operational Expenditure | Capital Expenditure |
| Wentworth Sire is a vibrant, growing and thriving Region. | \$849,991 | \$5,745,463 |
| Wentworth Shire is a great place to live | \$3,773,785 | \$4,202,360 |
| Wentworth Shire is a community that works to enhance and protects its physical and natural environment | \$22,713,048 | \$29,875,962 |
| Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner | \$6,974,277 | \$1,750,783 |

Councillors were provided with a budget briefing at its advisory meeting in April. Additional information requested by those Councillors present at the meeting include the following:

Annual Financial Assistance Program

The draft budget for 2023/2024 has been increased from \$160,000 to \$200,000. As part of the budget process Council automatically approves financial assistance to a number of organisations to the value of \$113,000. The largest pre-approved is to the Australian Inland Botanic Gardens for \$51,371. The total list of pre-approved organisations can be found at page xx of the Annual Fees and Charges Schedule.

Tourism & Promotion Budget

The draft budget for 2023/2024 has been increased from \$200,000 to \$250,000. Council has received funding for the next two financial years from the NSW Government to allocate to events that help with the economic recovery of the Region following the recent flooding. The budget will be used to fund a series of events organised by Council and to also allocate to annual events such as the Ted Hurley Ski Race, the Sunraysia Safari Rally and the Pooncarie Desert Dash.


Conclusion

Council is being asked to endorse the draft 2023/2024 Operational Plan for public exhibition. During the exhibition period the public are invited to provide feedback into the actions to be undertaken within the financial year. Public submissions are also invited on the proposed

Rates and Annual Charges, as outlined in the Annual Statement of Revenue, and the Annual Fees and Charges.

The final version of all documents, together with all feedback received, will be presented to Council on the 28 June 2023.

Attachments

1. Draft Delivery Program & Operational Plan [↓](#) 

Wentworth SHIRE COUNCIL



ANABRANCH
BURONGA
COOMEALLA
CURLWAA
DARETON
ELLERSLIE
GOL GOL
MONAK
POMONA
POONCARIE
RUFUS RIVER
TRENTHAM CLIFFS
WENTWORTH

Delivery Program

2022-2026



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Our Objectives

- 1 *Wentworth Shire is a vibrant, growing and thriving region*
- 2 *Wentworth Shire is a great place to live*
- 3 *Wentworth Shire is a community that works to enhance and protect its physical and natural environment*
- 4 *Wentworth Shire is supported by strong and ethical civil leadership with all activities conducted in an open, transparent and inclusive manner*

Our Values

HONESTY & INTEGRITY

ACCOUNTABILITY &
TRANSPARENCY

RESPECT

QUALITY & COMMITMENT



Mayor's foreword

“

On behalf of Councillors and staff I am pleased to present our Delivery Program and Operational Plan for the period 2022/2023 to 2025/2026.

- Cr Tim Elstone, Mayor of Wentworth Shire Council

”



The Program and Plan outline our vision and priorities for the future aligned to the four strategies identified in the Community Strategic Plan.

It demonstrates Council's responsibility towards achieving the community's vision. Each CSP strategy has a number of principal objectives and actions assigned to them in the Delivery Program.

It enables the community to see exactly how Council spends its funds and the kinds of

services and activities that they can expect to be provided in the coming years. It provides a clear framework around Council's performance and enables us to be open and accountable to the public.

As we emerge on the other side of the corona virus pandemic, Council's aim is to focus on what matters most – our community. Council continues to work hard to deliver the services you need and advocate for the best outcomes for the Wentworth Shire.

Council is committed to creating opportunities for inclusion where all people feel welcome, valued and safe and can participate in all aspects of community life.

Many of the services we provide such as water, waste collection, parks, roads, footpaths and drainage are all critical components of our day to day life.

This means it is essential that we provide the services that our community needs in the most efficient way possible.

Wentworth Shire Council is experiencing rapid growth and it is Council's responsibility to ensure the services and infrastructure needed by our community are available and continue to evolve as we continue planning for our future.

During this version of the Program and Plan Council is planning on undertaking the following exciting projects:

- Civic Centre Redevelopment
- Pooncarie – Menindee Road Upgrade
- Willow Bend Caravan Park Redevelopment
- Buronga Landfill expansion
- Road Upgrades
- Water, Sewerage and Stormwater upgrades

Many of these projects will be completed by Council partnering with both the Federal and State governments and will we continue to work cooperatively with all levels of government, local business and our community as so much more can be accomplished when we work together.

This will be the first Delivery Program and Operational Plan for this term of Council, following the recent local government elections in December 2021 and provides a good overview of our priorities for the next four years.

As an organisation, we continue to be in a strong financial position to deliver the actions outlined in this document and meet our ongoing commitment to the community.

This document is the product of teamwork by Councillors, staff and valuable community input. It is a vital document that keeps the community informed of Council's direction.

Throughout the duration of the Delivery Program, Council will continue to report and update the community on the progress of these objectives and actions through our quarterly progress reports and the annual report.

The Delivery Program is intended to be a living document, designed to be responsive from year to year, and to provide a guide to the overarching program of work being undertaken by Council.

Cr Tim Elstone
Mayor of Wentworth Shire Council

Wentworth Shire Council | Delivery Program 2022-2026

Wentworth

at a glance

8.04% of our population identify as Aboriginal or Torres Strait Islander (State average is 3.44%)

Flags

Flags

Area (sq. km)
26,256



Estimated Residential Population (2021)
7,487

45.48%

Residents are working age (30-64 yrs old) (state average is 45.46%)

4.5% Unemployment Rate (2022)

Year 12 education as the highest form of education

28.7% vs. 52.13%

Wentworth Shire residents other areas of NSW



Proclaimed a Shire on 23 January
1879

Largest industry of Employment is Agriculture, Forestry & Fishing with **23.5%** of the population



29.51% of homes are owned outright

27.9%
Mining is the largest industry sector with (\$363,285,000) gross revenue

3 Libraries

Books

1 Hospital

Plus

8 Schools

Textbook

1 TAFE Campus

LOGO

2 Aerodromes

Plane

Median wage

Households

Wentworth = \$1,066/wk
State (excl. Greater Sydney) = \$1,434/wk
Greater Sydney = \$2,077/wk

The individual median

wage is **\$716** per

week with **28.1%**

of people earning over **\$1,500** per week



\$75,544
per capita Gross Regional Product

Median Resident Age

43

State median is 39)

28.54%

Residents aged under 25

(State average is 30.05%)

20.42%

Residents aged over 65

(State average is 17.59%)

29.99% of families

earn over \$130,000

vs. state average of 43.86%



WORTH SEEING WORTH DOING!
WENTWORTH and surrounds



Green road sign with distances

Adelaide icon

Melbourne icon

Sydney icon

599km of sealed

1429km of unsealed road

Based on data from the 2021 Census data

*Data collected from Remplan and ABS

Councillors

Wentworth Shire is represented by nine Councillors who are elected every four years.

The Councillors elect the Mayor every two years.



Cr Tim Elstone
Mayor



Cr Daniel Linklater
Deputy Mayor



Cr Jane McAllister



Cr Steve Heywood



Cr Susan Nichols



Cr Jo Rodda



Cr Brian Beaumont



Cr Peter Crisp



Cr Steve Cooper

As the community's representative the role of a Councillor is to:

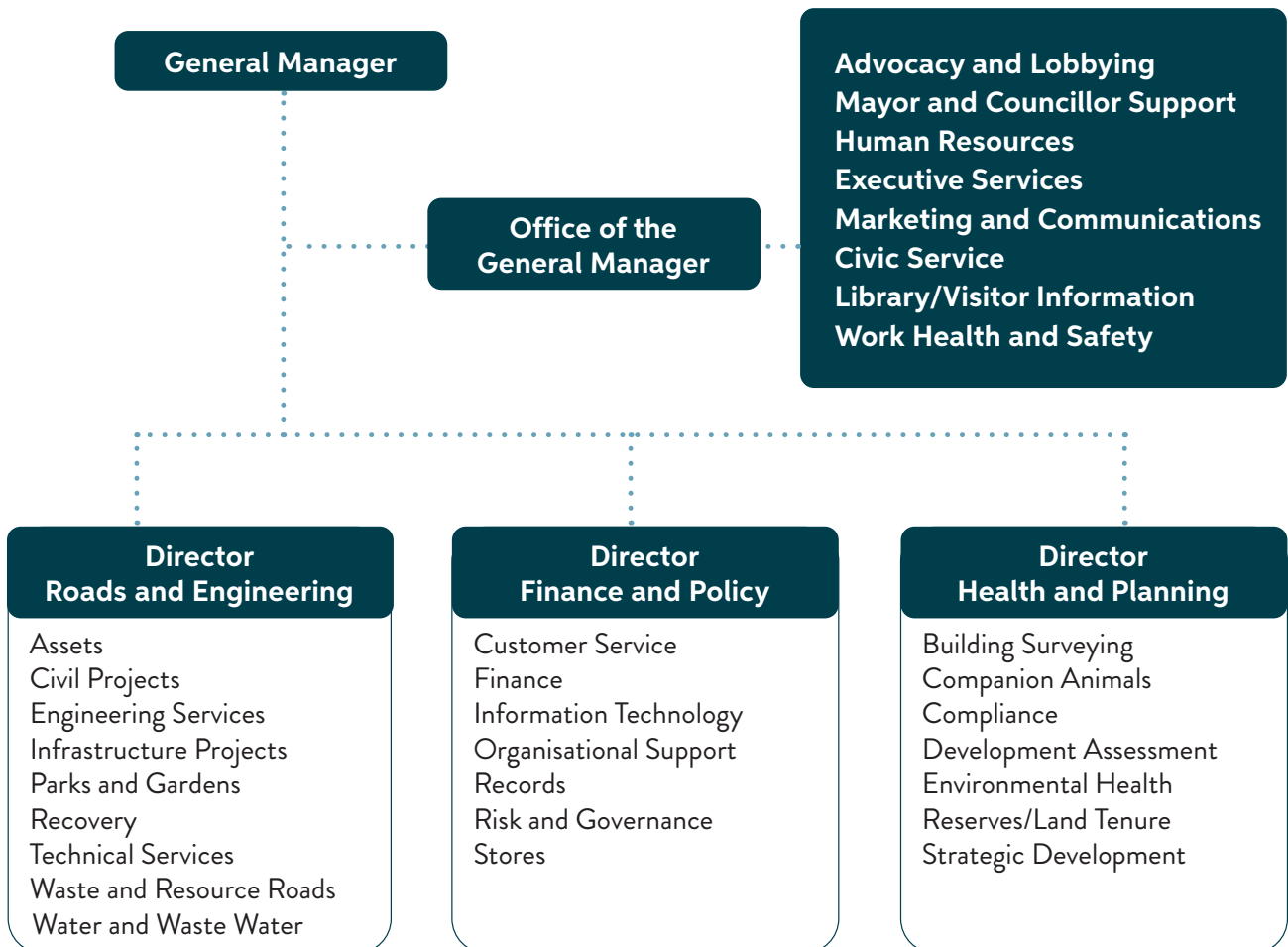
- Be an active and contributing member of the governing body;
- Make considered and well-informed decisions as a member of the governing body;
- Participate in the development of the Integrated Planning & Reporting Framework;
- Represent the collective interests of residents, ratepayers and the local community;
- Facilitate communication between the local community and the governing body;
- Uphold and represent accurately the policies and decisions of the governing body;
- Make all reasonable efforts to acquire and maintain the skills necessary to perform the role of a Councillor

Services

In order to deliver on its responsibilities in the Community Strategic Plan, the many separate activities that Council provides for residents, ratepayers, workers and visitors are broken into the following key services:



Organisation overview



Executive Team



Ken Ross | General Manager

Commenced as General Manager 20 May 2019 (started at Wentworth Shire Council in 2002), 36 years' experience in Management, Health and Planning and Building Surveying.

Holds Associated Diploma in Applied Science and Diploma Environmental Health and Building.

.....



Geoff Gunn | Director Roads and Engineering

Commenced as Director Roads and Engineering 26 August 2019 (started at Wentworth Shire Council in 2016), 31 years' experience in Engineering and Management of municipal operation areas.

Holds a Bachelor Degree in Civil Engineering.

.....



Simon Rule | Director Finance and Policy

Commenced as Director Finance and Policy 26 March 2014 (started at Wentworth Shire Council in 2008), 21 years' experience in financial management in public operations.

Holds a Bachelor Degree in Arts (Information Management) and Masters of Professional Accounting.

.....



Matthew Carlin | Director Health and Planning

Commenced as Director Health and Planning 28 January 2020, 8 years' experience in leading and managing teams in Planning, Environmental and Regulatory Services.

Holds a Bachelor Degree in Applied Science, Bachelor of Laws and Masters of Environmental and Business Management.

Achieving the vision for 2032

The consultation and engagement activities undertaken to inform the Wentworth Shire: Our Future in Focus - Community Strategic Plan 2022-2032 resulted in the formation of the following concise and ambitious vision for the region:

Wentworth Shire will work together to create a thriving, attractive and welcoming community.

Community strategies



Quadruple Bottom Line

The quadruple bottom line underpins the Community Strategic Plan, helping to categorise the priorities that have been identified by the community.

Our strategies link directly to the quadruple bottom line, which are as follows:



Wentworth Shire is a vibrant, growing and thriving region

ECONOMIC



Wentworth Shire is a great place to live

SOCIAL



Wentworth Shire is a community that works to enhance and protect its physical and natural environment

ENVIRONMENTAL



Wentworth Shire is supported by strong and ethical civil leadership with all activities conducted in an open, transparent and inclusive manner

CIVIC LEADERSHIP

Council's guiding principles

The aim of the Integrated Planning and Reporting Framework is to improve the way the Council's planning meets community's needs.

The Framework recognises that most communities share similar aspirations; however, each Local Government Area has a uniqueness to their geographical location, demographics and culture.

The implementation of the framework is conducted differently by all councils across NSW.

The Local Government Act requires Council to carry out its functions in a way to support local communities to be strong, healthy and prosperous.

The following general principles apply to the core functions of Council to:

- Provide strong effective representation, leadership, planning and decision-making;
- Carry out functions that provide the best possible value for residents and ratepayers;
- Plan strategically, using the Integrated Planning and Reporting (IP&R) Framework, for the provision of effective and efficient services and regulation to meet the diverse needs of the local community;
- Apply the IP&R Framework in carrying out functions to achieve desired outcomes and continuous improvements;
- Work co-operatively with other councils and the State government to achieve desired outcomes for the local community;
- Manage lands and other assets so that current and future local community needs can be met in an affordable way;
- Work with others to secure appropriate service for local community needs;
- Act fairly, ethically and without bias in the interest of the local community; and
- Be responsible employers and provide a consultative and supportive working environment for staff.

The following principles apply to decision-making. Council will:

- Recognise diverse local community needs and interests;
- Consider social justice principles;
- Consider the long-term and cumulative effects of actions on future generations;
- Consider the principles of ecologically sustainable development;
- Be transparent and accountable for decisions; and
- Promote community participation by actively engaging with the local community.

The following principles of sound financial management apply to Council:

- Spend in a responsible and sustainable manner, aligning general revenue and expenses.
- Invest in responsible and sustainable infrastructure for the benefit of the local community.
- Have effective financial and asset management, including sound policies and processes for the following:
 - Performance management and reporting;
 - Asset maintenance and enhancement;
 - Funding decisions; and
 - Risk management practices.
- Have regard to achieving intergenerational equity, including ensuring policy decisions are made after considering their financial effects on future generation and that the current generation funds the cost of its services.

Council continuously advocates on behalf of our community and has on-going conversations with State and Federal Governments, as well as the private sector, to ensure we protect, enhance and improve:

- The services and facilities that our community require today and into the future;
- Our natural environment; and
- The promotion of business opportunities that can generate local jobs.



2022/2023 flooding

Above average rainfall across the Murray Darling Basin catchments during 2022 resulted in the Wentworth Local Government Area experience its first flood event since 2016.

The main impacts were felt through late spring and into mid-summer, parts of the Shire were still experiencing inundation into early Autumn of 2023.

The extent of the flood waters saw both the Murray and Darling-Baaka Rivers in flood at the same time in nearly 30 years.

The Murray River eventually peaked in late December 2022 with the Darling-Baaka River peaking about three weeks later. With the Darling-Baaka River returning to normal river levels, this allowed flood water to start draining out of the lower lakes and into the Great Darling Anabranch leading to property and road inundation through late Summer and into early Autumn of 2023.

The slow moving nature of the flood as it moved downstream provided Council and local residents ample time to prepare for the coming flood water.

Flood preparation works undertaken by Council to protect Council and Community assets include the following:

- Old Wentworth Road - section of road opened over the Fletchers Lake Creek to relieve flood water pressure
- Renmark Road - emergency works undertaken on a 500m section of road fronting the Wentworth Aerodrome to prevent floodwaters back flowing into the Aerodrome. This work involved raising the road surface level by approx. 400mm and blocking the existing under road major culverts.
- Wentworth Showgrounds Sewer - power to the showground complex shut off and

removal of switch board undertaken due to flood water inundation. Construction of protection bund surrounding the sewer pump station and fire service infrastructure.

- Willow Bend Caravan Park - relocation of office block building to Darling Street prior to flood period. Additional stockpiles and civil materials relocated.

The total direct cost incurred by Council for flood preparation work has been \$1,625,352. Fortunately works undertaken following previous floods including the building of levee banks around low lying areas of Wentworth and Buronga resulted in the townships escaping relatively unscathed.

Council estimates that more than 1,000 properties have suffered some form of flood inundation, fortunately it appears that the inundation of houses was minimal however damage to other buildings, crops and other property infrastructure was wide spread with more that a dozen properties in the Boeill Creek area having to evacuate, resulting in them being displaced for more than two months.

Fortunately, the majority of Council assets were spared, with the worst affected areas being parks and open spaces along riverfront areas and some sixty-three (63) roads being impacted resulting in road closures and Council having to undertake flood diversion measures to protect local properties.

The overall impact of the flood is still being assess. While some businesses suffered direct impacts due to being inundated, significant losses have been incurred by businesses due to the indirect inputs of the flood.

Businesses who rely on the river to generate income (houseboat operators for example) were unable to use/access the river for many months.

Other businesses such as accommodation providers were significantly impacted due to the reduction in visitors who travel to the Region to enjoy what the rivers have to offer. The Christmas period of 2022/2023 was one of the quietest in recent memory.

As the clean up commenced the recovery process is expected to take some time with the true cost not known for a couple of years. The flood has also impacted on Council's ability to achieve the actions outlined in the 2022/2023 Delivery Plan and Operational Plan with Council staff being redirected to flood preparation works.

At one stage, 19 projects had either been stalled or deferred. While the majority of these have since been recommenced it is anticipated that a number of these actions that were expected to be completed in the 2022/2023 financial year will be carried over into the 2023/2024 financial year.



2022 - 2026 Delivery Program Objectives

- Promote the Shire as an ideal location for investment and the establishment of innovative, sustainable and diversified industries
- Encourage and support initiatives that improve local employment opportunities
- Ensure that community assets and public infrastructure are well maintained
- A well informed, supported and engaged community
- High quality connectivity across the region
- Ensure our planning decisions and controls enable the community to benefit from development
- Minimise the impact on the natural environment
- Adopt practices of prudent asset, financial and human resource management across Council to ensure long-term sustainability and efficiency
- A strong, responsible and representative government
- Provide strong leadership and work in partnership to strategically plan for the future
- To have a strong sense of place
- Infrastructure meets the needs of our growing Shire
- Encourage lifelong learning opportunities
- Work together to solve a range of social and health issues that impact community wellbeing and vulnerable people
- Consistently engage and consult the whole community to ensure feedback is captured and considered as part of decision-making and advocating processes
- Promote the Wentworth Region as a desirable visitor and tourism destination
- An effective and efficient organisation
- Use and manage our resources wisely
- Continue to create opportunities for inclusion where all people feel welcome and participate in community life
- To have a safe community

The four-year Delivery Program is reviewed annually to determine which objectives set out in the Community Strategic Plan can be achieved within Council's available resources, and an Operational Plan of actions for the coming financial year is created.

As part of the ongoing monitoring and review of the Delivery Program, Council considers key external issues and influences that may affect what is required to be delivered for the community over the next four years.

The issues and influences identified and any others that arise over the next four years will be required to be monitored and any impacts from there will be included in future Operational Plans.

This ensures Council's long-term planning is consistent with current and future needs of the community.

The Operational Plan 2023-2024 is the second year of the Delivery Program 2022-2026. It outlines the actions that will be undertaken for each objective and determines who has primary responsibility for each action.

Throughout the duration of our four-year Delivery Program, we will continue to report and update the community on the progress of these initiatives and more, through our quarterly progress reports and the annual report.

Our Capital Works investment will continue to be significant with more than \$39 million to be spent on building, renewing and maintaining our assets.

As an organisation we continue to be in a strong financial position to deliver the programs outlined in this plan and meet our ongoing commitment to our community.

Council continues to work hard to ensure that all of its services and infrastructure will contribute to achieving the aspirations and priorities of the community and, in doing so, this will contribute to the health and wellbeing of our community.

We do this in collaboration with you and our major partners and stakeholders.

As well as Council's objectives and actions, this document contains a thorough breakdown of Council's operational and capital works budget, aligning to the Long-Term Financial Plan.

Sustainability and resilience are key themes underpinning Council's direction and have also been embedded in Council's planning and budgeting process.

This plan is another step towards a more effective, efficient and inclusive organisation that is committed to listening to key stakeholders, planning effectively and making the best decisions for the future of our Shire.



Community engagement is how we reach out and encourage our community to talk with us about the plans, projects and policies we develop on their behalf.

Community engagement helps us make decisions, it builds relationships and trust; builds a sense of belonging; and keeps the community informed.

The feedback we receive from the community is considered along with legislation, policies, technical assessment, financial, environmental and social impacts.

We are committed to providing opportunities for everyone in our community to help us make informed decisions.

We look forward to finding new ways to connect and work with you.

Council is mindful that the Community Strategic Plan is the community's document and not a Council document, with the Wentworth Shire community being the most important external stakeholder to be considered by Council in its planning for the future.



“The Delivery Program is a statement of Council’s commitment to the community and is the single point of reference for all principal activities undertaken by the elected council during its term of office”

Three levels of government

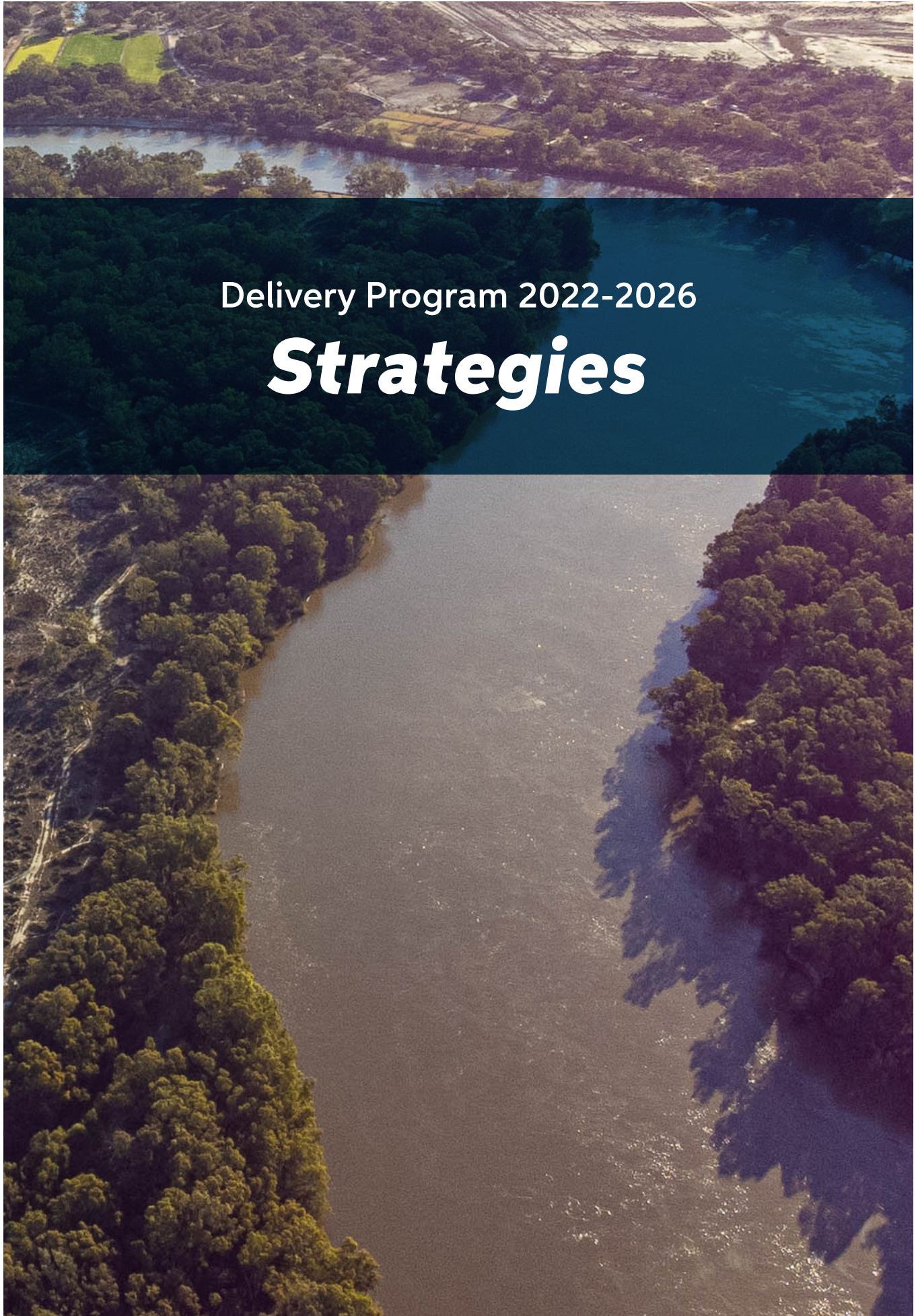
Australia has three levels of government that work together to provide residents with the services that they need.

Each level of government is responsible for providing services and each level collect money through taxes, rates or charges to pay for those services.

Each level may be fully responsible for providing certain services, but often two or three levels of government share responsibility.

The three levels of government are demonstrated below.

| | |
|---|---|
| <p>FEDERAL</p> <p>Has broad national powers.</p> | <ul style="list-style-type: none"> • Defence • Bankruptcy & Insolvency • Trade & Commerce • Census & Statistics • Postal & Telecommunication Services • Quarantine • Foreign Policy • Taxation • Copyright • Immigration |
| <p>STATE</p> <p>Has its own government and its own constitution, and has power to look after laws not covered by the federal government.</p> | <ul style="list-style-type: none"> • Education • Health • Transport (Railways, Registrations, Highways & Public Transport) • Emergency Services • Public Housing • Utilities • Mining & Agriculture • Consumer Affairs • Prisons • Forests • Maritime |
| <p>LOCAL</p> <p>Is responsible for providing services and infrastructure within its local area. Council responds to federal and state legislation and makes decisions based on identified community needs.</p> | <ul style="list-style-type: none"> • Regulatory Services • Urban & Regional Planning • Community Services & Facilities • Transport (Local & Regional Roads, Footpaths, Car Parking) • Recreation Facilities • Environment & Waste Management • Tourism (Promotion, Visitor Information Services) • Economic Development • Stormwater Drainage • Water & Waste Water |



How to read this plan

This diagram explains the key headings and terminology used in the following pages of this Plan.

STRATEGIES

These are the community's long-term priorities and aspirations for the Shire. They contribute to achieving the Shire's vision. Council has a custodial role in working towards realising these outcomes; however, is not wholly responsible for achieving them. Other partners, such as state agencies and community groups have an important role to play in achieving these strategies.



ECONOMIC

Wentworth Shire is a vibrant, growing and thriving region

OBJECTIVES

Provides specific focus points to achieve the community strategies.

OBJECTIVES & ACTIONS

1.1- Promote the Shire as an ideal location for investment and the establishment of innovative, sustainable and diversified industries.

- | | |
|------------------|---|
| Annual Actions | <ul style="list-style-type: none"> Advocate for the local businesses on issues which further business and career opportunities for all Support economic growth and expansion across the Shire through improvement of local infrastructure and the identification of land for commercial and/or industrial use |
| Specific Actions | <ul style="list-style-type: none"> Progress Actions from the Sustainable Wentworth Strategy Progress Actions from the Local Strategic Planning Statement 2020 Progress Actions from the Buronga/Gol Gol Structure Plan Progress Actions from the Dareton Revitalised Strategy |

1.2- Promote the Wentworth Region as a desirable visitor and tourism destination.

- | | |
|------------------|--|
| Annual Actions | <ul style="list-style-type: none"> Provide Visitor Information Centre Services PS Ruby Operations Contribute to the promotion of tourism in the Wentworth Region through the management of Willowbend Caravan Park Continue to engage with and support the activities of Murray Regional Tourism, Destination NSW Riverina-Murray and Mildura Regional Development |
| Specific Actions | <ul style="list-style-type: none"> Develop promotional material to market the Shire as a conference and events destination Develop a Destination Management Plan/Tourism Strategy Willowbend Caravan Park Redevelopment Promote investment in a variety of accommodation options Finalise development of a Shire Events Manual |

1.3 - High quality connectivity across the region.

- | | |
|------------------|---|
| Annual Actions | <ul style="list-style-type: none"> Advocate for the ongoing provision of quality transport and freight links |
| Specific Actions | <ul style="list-style-type: none"> Advocate for improved region-wide internet and mobile phone connectivity |

1.4 - Encourage lifelong learning opportunities.

- | | |
|------------------|--|
| Annual Actions | <ul style="list-style-type: none"> Undertake a program of activities and services that facilitate learning opportunities at Council's library services Advocate for the development and provision of local education, training and lifelong learning opportunities |
| Specific Actions | <ul style="list-style-type: none"> Advocate for improved school services across the Wentworth Shire |

ACTIONS

These are how we plan to achieve each objective. The Delivery Program & Operational Plan outline how the actions can be achieved.

ANNUAL ACTIONS

Actions that Council will undertake across each year of the Delivery Program that contribute to achieving the long-term objectives.

SPECIFIC ACTIONS

Actions that Council will undertake in a specific year(s) over the four (4) years of the Delivery Program. These are reviewed and updated annually.

Our economy



ECONOMIC

Wentworth Shire is a vibrant, growing and thriving region

Community Outcome

We are a growing region with an expanding sense of opportunity, and we want to capitalise on those possibilities for the benefit of all.

Economic opportunities and partnerships facilitate growth of our local and regional economy, attracting investment to the region and fostering local business and employment.

You told us what you wanted

“

Major employment opportunities for businesses

Build other infrastructure and services to attract visitors to enhance the tourist experience

Make our riverfront a feature

Promote the natural attractions within the Shire

More riverfront attractions and improved wetlands and national parks

Completion of the Willow Bend Caravan Park as it's vital for tourism in the region

”

“

Bring tourist dollars to the town and the local community and business

Continuing to grow as it has over the last three years

Bigger and more developed with additional services

We need money spent here and not in Victoria

Larger population, more tourists

The vision must be for economic change to the community

”

| OBJECTIVES & ACTIONS | |
|--|--|
| 1.1– Promote the Shire as an ideal location for investment and the establishment of innovative, sustainable and diversified industries | |
| Annual Actions | <ul style="list-style-type: none"> Advocate for the local businesses on issues which further business and career opportunities for all Ensure that land is suitably zoned, sized and located to facilitate a variety of development that is supported by strategic and affordable infrastructure |
| Specific Actions | <ul style="list-style-type: none"> Develop, review and update Strategic Planning documents as required Drought Resilience Plan |
| 1.2– Promote the Wentworth Region as a desirable visitor and tourism destination | |
| Annual Actions | <ul style="list-style-type: none"> Provide Visitor Information Centre Services PS Ruby Operations Continue to engage with and support the activities of Murray Regional Tourism, Destination NSW Riverina-Murray, Mildura Regional Development and Wentworth Regional Tourism |
| Specific Actions | <ul style="list-style-type: none"> Willowbend Caravan Park Redevelopment Promote investment in a variety of accommodation options Deliver a program of Community Events |
| 1.3 – High quality connectivity across the region | |
| Annual Actions | <ul style="list-style-type: none"> Advocate for the ongoing provision of quality transport and freight links Advocate for improved region-wide internet and mobile phone connectivity |
| Specific Actions | <ul style="list-style-type: none"> N/A |
| 1.4 – Encourage lifelong learning opportunities | |
| Annual Actions | <ul style="list-style-type: none"> Deliver a program of activities and services that facilitate learning opportunities at Council's library services Advocate for the development and provision of local education, training and lifelong learning opportunities Advocate for improved school services across the Wentworth Shire |
| Specific Actions | <ul style="list-style-type: none"> N/A |
| 1.5 – Encourage and support initiatives that improve local employment opportunities | |

| | |
|------------------|--|
| Annual Actions | <ul style="list-style-type: none">• Promote Wentworth Council as an employer of choice including offering apprenticeships and traineeships• Identify opportunities to promote the benefits of employing people of all abilities and backgrounds |
| Specific Actions | <ul style="list-style-type: none">• N/A |

Council Services that will contribute to this Strategy

- Urban & Regional Planning
- Tourism & Economic Development
- Community
- Civic Governance
- Corporate Services



Our community



SOCIAL

Wentworth Shire is a great place to live

Community Outcome

We are committed to strengthening our diverse population by creating new opportunities for connection, creativity and inclusion by encouraging initiatives that strengthen our collective sense of self.

Social connectedness is a very strong indicator of perceived quality of life and happiness in a community. Council hopes, through the Delivery Program, to contribute to community connectedness in the Shire.

This will be reflected in the pride that residents have in telling people where they live, their good relationships with the neighbours, their participation in community life, how safe they feel, how much they volunteer, and of their sense of history and identity.

You told us what you wanted

“

Better access to healthcare services and facilities

Another school in Buronga or Gol Gol to accommodate growth in the area

More aged care facilities to accommodate our aging population

Stronger police presence

An enhanced events calendar so residents have more to do

”

“

Childcare facilities for families

Better communication and engagement with the community

Continued improvement of the Shire's presentation

More public artwork that improves Wentworth's presentation

”

| OBJECTIVES & ACTIONS | |
|--|---|
| 2.1 – Celebrate and continue to create opportunities for inclusion where all people feel welcome and participate in community life | |
| Annual Actions | <ul style="list-style-type: none"> Acknowledge and celebrate Seniors Week and International Day of People with Disabilities Support the community to develop a range of community activities that focus on diversity, access, inclusion and capacity building Actively engage with and include the perspectives and knowledge of the local indigenous community Identify opportunities to promote and celebrate Wentworth Shire as a welcoming and inclusive community |
| Specific Actions | <ul style="list-style-type: none"> N/A |
| 2.2 – Work together to solve a range of social and health issues that may impact community wellbeing and vulnerable people | |
| Annual Actions | <ul style="list-style-type: none"> Deliver a program of activities and services that facilitate opportunities for vulnerable members of the community at Council's library services Continue to collaborate with Government Agencies and other organisations to support the provision of health services across the Region Advocate for the provision of social services that meet the needs of all our community including families, children, youth, people with disability and the aged Promote and foster an accessible community that encourages access by people of all abilities. Promote the benefits of healthy eating and an active lifestyle Our buildings and spaces are designed to be inclusive and accessible to all community members |
| Specific Actions | <ul style="list-style-type: none"> Implement recommendations of the Pedestrian Access Mobility Plan |
| 2.3 – To have a safe community | |
| Annual Actions | <ul style="list-style-type: none"> Provide Public Health Function Companion Animals & Buronga Pound Operations Provide Building Compliance Function In partnership with the RFS undertake hazard reduction works Continue to engage with the Local Area Command on key community safety issues Facilitate the Local Emergency Management Committee to ensure a co-ordinated approach by all agencies having responsibilities and functions in emergencies In partnership with Transport for NSW continue to identify and resolve road and pedestrian safety issues |
| Specific Actions | <ul style="list-style-type: none"> Develop and implement strategies to embed NSW Child Safe Standards across the organisation |
| 2.4 – A well informed, supported and engaged community | |

| | |
|--|---|
| Annual Actions | <ul style="list-style-type: none"> Consistently communicate the role of Council to the community Provide regular updates of Council's achievements, strategic objectives and actions utilising a variety of platforms and communication channels Communicate funding opportunities available for the community |
| Specific Actions | <ul style="list-style-type: none"> N/A |
| 2.5 – We have a strong sense of place | |
| Annual Actions | <ul style="list-style-type: none"> Maintain and update the amenity of the Shire to meet community expectations for clean and well-presented public spaces and townships |
| Specific Actions | <ul style="list-style-type: none"> Undertake specific public spaces capital works projects |

Council Services that will contribute to this Strategy

- Public Order
- Recreation
- Community
- Regulatory
- Corporate Services
- Civic Governance



Our environment



ENVIRONMENTAL

Wentworth Shire is a community that works to enhance and protect its physical and natural environment

Community Outcome

Creating liveable communities means striking a balance between activities that support infrastructure development and others that enhance our quality of life.

As custodians of this land for future generations, we have an obligation to treat the natural environment with care and to minimise human impact on the surrounding environment to ensure a sustainable and healthy community.

You told us what you wanted

“

Better planning for infrastructure to support growth

An environmentally sustainable Shire

Proper monitoring and management of projects to ensure timely progression and reporting

A better waste management system that incorporates recycling and green waste bins

”

“

More green spaces included in new developments

Better maintenance of Council assets and infrastructure

Stronger effort to protect our natural environment and waterways

Better water pressure and quality

”

| OBJECTIVES & ACTIONS | |
|--|---|
| 3.1 – Our planning decisions and controls ensure the community benefits from development | |
| Annual Actions | <ul style="list-style-type: none"> • Deliver timely services for the assessment of Development Applications and planning proposals |
| Specific Actions | <ul style="list-style-type: none"> • Develop, review and update Strategic Planning documents as required |
| 3.2 – Ensure that community assets and public infrastructure are well maintained | |
| Annual Actions | <ul style="list-style-type: none"> • Land Tenure Program • Maintain transport network including Roads, Bridges and Footpaths • Maintain community facilities including halls, ovals, pools and other sporting facilities. |
| Specific Actions | <ul style="list-style-type: none"> • Prioritise and implement recommendations of Asset Management Plans |
| 3.3 – Minimise the impact on the natural environment | |
| Annual Actions | <ul style="list-style-type: none"> • Undertake actions identified in the Western Weeds Action Plan • Monitor and investigate Illegal Dumping Activities as required • Support the activities of the Murray Darling Association • Advocate for the sustainable management of the Darling-Baaka River and the Menindee Lakes |
| Specific Actions | <ul style="list-style-type: none"> • Promote environmental activities for the community to participate in • Flood Plain Management Study |
| 3.4 – Use and manage our resources wisely | |
| Annual Actions | <ul style="list-style-type: none"> • Provide best practice water, waste water and stormwater management infrastructure • Provide and promote resource recovery and recycling initiatives • Encourage businesses and the community to be socially and environmentally responsible |
| Specific Actions | <ul style="list-style-type: none"> • Identify strategic partnerships in order to introduce cost-effective recycling and green waste collection services • Undertake a review of energy efficiency and the use of renewable resources across Council facilities and assets • Prioritise and implement recommendations of the Integrated Water Cycle Management Plan |
| 3.5 – Infrastructure meets the needs of our growing Shire | |
| Annual Actions | <ul style="list-style-type: none"> • Advocate to the Federal and State governments for adequate funding for the delivery of key projects and the provision of essential infrastructure for the Region • Plan for appropriate infrastructure and services that support current and future needs |
| Specific Actions | <ul style="list-style-type: none"> • Finalise Civic Centre Redevelopment • Progress actions from the Buronga/Gol Gol Structure Plan • Undertake a review of current and future sporting needs within the Shire |

Council Services that will contribute to this Strategy

- Water & Sewer
- Environment
- Public Order
- Urban & Regional Planning
- Transport
- Civic Governance
- Corporate Services
- Recreation
- Tourism/Economic Development



Our leadership



CIVIC LEADERSHIP

Wentworth Shire is supported by strong and ethical civil leadership with all activities conducted in an open, transparent and inclusive manner

Community Outcome

We are a responsible Council, committed to building strong relationships.

We value transparent and meaningful communication and use community feedback to drive strategic decision-making.

In order to operate a large organisation with a diverse range of services, a large portfolio of assets and a multitude of statutory requirements, Council must have a robust and well-managed governance framework and administration functions.

Council is committed to creating a well-managed and operated organisation that is equipped with the resources required to deliver effective services.

You told us what you wanted

“

A council that's in tune with the needs of the community

Transparency, honesty, integrity in the Council and its staff

A council that looks after all its constituents in a similar manner

A more diverse council to reflect the current Shire demographics

Good decision-making by all who are in charge of our future

”

“

More community boards to support local businesses

Inform the community and get community input

Staff who are capable and passionate about the area

Proactive councillors, those who can make a vision reality, and be willing to influence change

Broader community consultation

”

OBJECTIVES & ACTIONS**4.1 – Consistently engage and consult the whole community to ensure that feedback is captured and considered in an open, transparent and inclusive manner**

| | |
|------------------|--|
| Annual Actions | <ul style="list-style-type: none"> Undertake community engagement activities and provide opportunities for participation in decision making where appropriate, in-line with Council's adopted Community Engagement Strategy Implement actions outlined in the Disability Inclusion Action Plan |
| Specific Actions | <ul style="list-style-type: none"> N/A |

4.2 – A strong, responsible and representative government

| | |
|------------------|---|
| Annual Actions | <ul style="list-style-type: none"> Ensure that Council is accountable to the community, meets legislative requirements and supports the Councillors to undertake their civic responsibilities Support Councillors to undertake ongoing professional development |
| Specific Actions | <ul style="list-style-type: none"> N/A |

4.3 – An effective and efficient organisation

| | |
|------------------|--|
| Annual Actions | <ul style="list-style-type: none"> Engage the community on a regular basis to ensure that Council is providing services that deliver value for money and are relevant in meeting the changing needs of the community Staff are supported to deliver high quality services to the community Ensure the organisation is well led and managed through the implementation of Good Governance, Risk Management and Compliance Frameworks |
| Specific Actions | <ul style="list-style-type: none"> Continue to monitor compliance with NSW Modern Slavery obligations |

4.4 – Provide strong leadership and work in partnership to strategically plan for the future

| | |
|----------------|---|
| Annual Actions | <ul style="list-style-type: none"> Continue to support the work of the Wentworth Interagency Group Foster strong partnerships with all levels of government, peak bodies, agencies and the community Support cultural, recreational and community interaction opportunities through the Financial Assistance Program |
|----------------|---|

| | |
|---|---|
| Specific Actions | <ul style="list-style-type: none"> N/A |
| 4.5 – Adopt practices of prudent asset, financial and human resource management across Council to ensure long-term sustainability and efficiency | |
| Annual Actions | <ul style="list-style-type: none"> Maintain a strong financial position that supports the delivery of services and strategies and ensures long term financial sustainability Provide accurate and timely financial reports, monthly, quarterly and annually Be the best employer that we can be by attracting, developing and retaining skilled staff to ensure a capable and effective workforce Implement actions outlined in the Workforce Management Plan Implement sound asset management practices to ensure adequate provision is made for the maintenance and long-term replacement of Council's infrastructure assets |
| Specific Actions | N/A |

Council Services that will contribute to this Strategy

- All Council Services





Wentworth Shire Council

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Wentworth SHIRE COUNCIL



ANABRANCH

BURONGA

COOMEALLA

CURLWAA

DARETON

ELLERSLIE

GOL GOL

MONAK

POMONA

POONCARIE

RUFUS RIVER

TRENTAM CLIFFS

WENTWORTH

Operational Plan

2023/2024



We acknowledge the traditional owners of the land on which we live and work, and pay our respects to their elders past, present, and emerging.

Images in this document were sourced from Council's Image Library unless otherwise stated. Cover image shows the Junction of the Murray (Dhungala) and Darling (Baaka) rivers at Wentworth.

The Annual Statement of Revenue forms part of the 2023/2024 Operational Plan and includes the 2023/2024 Fees and Charges. These documents have been prepared in accordance with Section 403(2) of the *Local Government Act 1993*.

The Annual Fees and Charges forms part of the 2023/2024 Operational Plan. These documents have been prepared in accordance with Section 403(2) of the *Local Government Act 1993*.

This document was compiled by Wentworth Shire Council. Copies of this plan can be viewed online at wentworth.nsw.gov.au

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Our Objectives

- 1 *Wentworth Shire is a vibrant, growing and thriving region*
- 2 *Wentworth Shire is a great place to live*
- 3 *Wentworth Shire is a community that works to enhance and protect its physical and natural environment*
- 4 *Wentworth Shire is supported by strong and ethical civil leadership with all activities conducted in an open, transparent and inclusive manner*

Our Values

HONESTY & INTEGRITY

ACCOUNTABILITY &
TRANSPARENCY

RESPECT

QUALITY & COMMITMENT



Overview

The Operational Plan is Council’s action plan for achieving the community priorities outlined in the Community Strategic Plan and Delivery Program. The Operational Plan is prepared each year and identifies the projects, programs and activities that Council will conduct to achieve the commitments outlined in the Delivery Program.

As part of Council’s Delivery Program and Operational Plan, a detailed breakdown of Council’s finances helps to give context to the planned projects and activities and details the funding required for Council’s services and functions for the 2023/2024 financial year. Council will report on the budget for 2023/2024 quarterly as required.

Overall, the Operational Plan and budget continues to deliver a high standard of service for the residents and ratepayers of the Wentworth Shire.

The projected financial results for the Operational Plan and Delivery Program periods form the initial years of Council’s Long-Term Financial Plan. The Plan is part of Council’s Resourcing Strategy and models Council’s performance over a ten-year timespan.



2023/2024 Council Snapshot

| | | | | | |
|---|--------------|----------------------------|---|--------------|--------------------|
|  | 133.45 | Full-time equivalent staff |  | \$27 million | Operational budget |
|  | \$66 million | Budget forecast |  | \$39 million | Capital budget |
|  | 114 | Planned actions |  | 3.70% | Rate increase |

Achieving the vision for 2032

The consultation and engagement activities undertaken to inform the Wentworth Shire: Our Future in Focus - Community Strategic Plan 2022-2032 resulted in the formation of the following concise and ambitious vision for the region:

Wentworth Shire will work together to create a thriving, attractive and welcoming community.

To ensure we, as a community, can work toward achieving this vision, four strategic objectives have been developed around the quadruple bottom line which aims to balance social, environmental, economic and governance aspects of strategic plans.

Underpinning each objective is a range of supporting strategies that outline high-level approaches to achieving the objectives and delivering the vision.



Quadruple Bottom Line

The quadruple bottom line underpins the Community Strategic Plan, helping to categorise the priorities that have been identified by the community.

Our strategies link directly to the quadruple bottom line, which are as follows:



Wentworth Shire is a vibrant, growing and thriving region

ECONOMIC



Wentworth Shire is a great place to live

SOCIAL



Wentworth Shire is a community that works to enhance and protect its physical and natural environment

ENVIRONMENTAL



Wentworth Shire is supported by strong and ethical civil leadership with all activities conducted in an open, transparent and inclusive manner

CIVIC LEADERSHIP

Financial information

| Budgeted Income Statement Summary | 2023/2024 Budget |
|--|---------------------|
| Income from Continuing Operations | |
| Rates & Annual Charges | \$10,187,193 |
| User Charges & Fees | \$7,089,144 |
| Interest & Investment Revenue | \$1,692,950 |
| Other Revenues | \$1,104,113 |
| Grants - Operating | \$14,311,336 |
| Grants - Capital | \$25,289,368 |
| Net Gains from the disposal of assets | \$100,000 |
| Total Income | \$59,574,104 |

| | |
|--|---------------------|
| Expenses from Continuing Operations | |
| Employee Benefits | \$11,077,890 |
| Borrowing Costs | \$473,028 |
| Materials & Contracts | \$7,448,686 |
| Depreciation & Amortization | \$8,465,001 |
| Other Expenses | \$3,691,726 |
| Total Expenses | \$31,156,332 |
| Operating Result from Continuing Operations | \$28,417,772 |
| Discontinued Operations | \$0 |
| Net Operating Result from Continuing Operations | \$28,417,772 |

| Funding Requirements | 2023/2024 Budget |
|--|---------------------|
| Expenditure | |
| Operating Expenditure | \$31,156,332 |
| Capital Expenditure | \$45,455,736 |
| Total Expenditure | \$76,612,068 |
| less depreciation (incl. in expenditure) | \$8,465,001 |
| 2023/2024 Cash Requirements | \$68,147,067 |

| | |
|---------------------------------------|---------------------|
| Cash Requirements funded from: | |
| Operational Revenue | \$48,806,550 |
| Borrowings | \$6,000,000 |
| Retained Earnings | \$500,000 |
| Council Restricted Reserves | \$12,840,517 |
| 2023/2024 Total Funding | \$68,147,067 |

| | |
|---|---------------------|
| Projected Balances (Council Cash Reserves) | |
| Projected opening cash balance 01/07/2023 | \$50,000,000 |
| Less projected Cash deficit | \$10,913,480 |
| Projected cash balance at 30/06/2024 | \$39,086,520 |
| Represented as: | |
| - Cash on hand | \$1,086,520 |
| - Short Term Investments | \$5,000,000 |
| - Long Term Investments | \$33,000,000 |

For Council to live within its means and achieve financial sustainability the annual budget must be balanced and in alignment to Council's long-term financial position. To ensure that Council lives within its means and that annual operations do not deplete financial reserves, Council's budget for 2023/2024 includes the following assumptions:

Rates and Annual Charges

- The Ordinary Rate will be increased by the maximum 3.70% (as determined by the Independent Pricing and Regulatory Tribunal of NSW (IPART)).
- Waste water access charges will be increased by 3.70%.
- Raw and filtered water access charges will be increased by 3.70%.
- Domestic waste charges will be increased by 3.70%.
- Water consumption charges will be increased by 3.70%.
- Interest will be charged on overdue rates and annual charges as approved by the Minister for Local Government.

Borrowings

Borrowed funds enable the cost of acquiring assets to be spread over a longer period of time, thus easing the burden on current ratepayers.

In the 2023/2024 financial year there will be loan borrowings of up to \$9,500,000 to help fund capital requirements for the:

- Wentworth Civic Centre Redevelopment (approval to loan funds via Council resolution Oct 2022) - \$5,500,000
- Willowbend Caravan Park (Loan approved as part of 2022/2023 budget) - \$2,000,000
- Stormwater Infrastructure Upgrades - \$2,000,000

Restricted Reserves

Council will utilise the following restricted reserves to fund capital expenditure during the 2023/2024 financial year:

Future Development Reserve

\$500,000 to fund the Civic Centre Redevelopment.

Loan Reserve

\$3,500,000 from previously approved loan to fund the Civic Centre and Willowbend Caravan Park Redevelopment Projects.

Capital Projects Reserve

\$500,000 to fund the Wentworth Civic Centre Project.

Unexpected Grants Reserve

\$8,340,517 of prepaid grants to fund capital projects.



Contribution to CSP objectives

In line with the Integrated Planning and Reporting Framework Council’s expenditure has been aligned with the Objectives established within the Community Strategic Plan.

The financial expenditure figures depicted in the following table provide an indication of how Council’s expenditure in 2023/2024 is aligned to the Community Strategic Plan.

The following pages provide the details of each Operational Plan action, including the description, the strategy that it is aligned to, the responsible officer, the source of funding and the budget amount for the financial year.




Strategy 1



ECONOMIC

Wentworth Shire is a vibrant, growing and thriving region

Strategy 2



SOCIAL

Wentworth Shire is a great place to live

Strategy 3



ENVIRONMENTAL

Wentworth Shire is a community that works to enhance and protect its physical and natural environment

Strategy 4







CIVIC LEADERSHIP

Wentworth Shire is supported by strong and ethical civil leadership with all activities conducted in an open, transparent and inclusive manner



Capital Expenditure

The following major projects will be undertaken during 2023/2024:

| | | | |
|---|---|--|---|
|  | Wentworth Civic Centre \$7,828,292 |  | Local Roads & Community Infrastructure \$2,068,621 |
|  | Pooncarie-Menindee Road \$6,000,000 |  | Willowbend Caravan Park Redevelopment \$2,000,000 |
|  | Resources for Regions \$5,129,369 |  | Plant Replacement \$2,000,000 |
|  | Roads Projects \$4,030,769 |  | Sewer Upgrades \$1,340,701 |
|  | Light/State Bruce Munro Installation \$3,745,463 |  | Stronger Country Communities \$1,335,299 |
|  | Stormwater Upgrades \$2,600,000 |  | Water Upgrades \$779,143 |
|  | Remote Roads Pilot Upgrade - Arumpo Road \$2,400,000 |  | Wentworth EDS \$700,000 |

2022/2023 flooding

During the 2023/2024 financial year the ongoing management of flood recovery remains a top priority.

The flood recovery program is a multi-faceted, highly involved process with the timing of work dependent on receiving approval and funding for each of the individual projects as well as contractor and resource availability.

With the region declared a natural disaster zone, repair work to our community infrastructure has commenced. Assessments of the impacts is ongoing and a number of assistance measures have been announced by State and Federal Governments. However, it will be some time before Council can fully quantify the impacts or determine exact timeframes for when damaged assets can be restored.



What we have done so far (as of Ordinary Council Meeting 19 April, 2023):

- **Buronga EDS**
 - Switchboard has been reinstated
 - Damaged electrical components have been replaced with pump station currently operational
- **Flood Affected Sign Replacement – Various Locations**
 - Affected signs been removed
 - Signs to be catalogued and quotes obtained to replace
- **Fotherby Park**
 - The underground power supply to the Possum statue, some park lights, and the visitor information board has been lost. Contractor engaged to rectify.
 - Contractor engaged to undertake the painting of some park assets – works completion scheduled for late April.
- Awaiting delivery of replacement seating
- Power bollards being modified, will be operational by Easter
- **Junction Park**
 - Awaiting underground electrical repairs to be completed
 - Painting is underway of Park assets
 - BBQ replaced
 - Awaiting delivery of replacement seating
 - Existing seating is still serviceable and remains on-site until replacement seating arrives
 - Viewing platform works identified by the Tonkin structural assessment have been completed
 - Bank erosion remedial works are in discussion

- **P.S Ruby**
 - Power to the Ruby should be restored by 17 April
 - 2 x boat mooring poles were uprooted during the flood period
 - Contractor engaged to replace and undertake general clean-up of the site, PS Ruby is securely moored
 - Flooding caused bank erosion on the north side between the water and fence. Result has 4 x mooring poles exposed to further erosion.
 - Access ramp to the Ruby became detached during flooding and is underwater next to the boat – contractor engaged with other site works to retrieve the ramp
- **Wentworth Rowing Club**
 - Building electrical assessment undertaken and passed – power restored
 - Building structurally assessed and passed
 - Pressure washing internally & externally completed
 - Flood-affected components internally and externally gutted and removed
 - Discussions are currently in progress regarding directions of the rebuild
- **Wentworth Showgrounds**
 - Main electrical switchboard installed on a metal gantry & raised just above 1956 to mitigate effects of future flooding
 - Power restored
- **Wentworth Ski Reserve**
 - Pressure washing of site completed
 - Some minor painting works required – completion scheduled for after Easter
 - Replacement Boat ramp solar light
 - Toilet block requires major rebuild
 - RFQ being compiled
 - 2 x Portable toilets placed on site
- **Wentworth Wharf & Riverfront**
 - All pressure washing completed
 - Wharf power restored
 - Houseboat bilge pump is operational
 - Stage 1 Painting works of park assets completed. Stage 2 Painting work scheduled for completion by Easter
 - Underground power supply lost to the park lamp posts, lights under the wharf and some ground lights
 - Park lights come under Essential Energy who are rectifying the issue
 - Ground lights and lights under the wharf require major works – works will be undertaken following higher priority sites
 - Awaiting delivery of replacement seating
 - BBQ's operational
 - Power bollards being modified, will be operational by Easter

What we still have to do:

Including but not limited to, the following:

- Unsealed road network – heavy grading – approximately \$3 million. Assessments ongoing
- River Road, Boeill Creek Road, Amaroo Road reconstruction (to commence late May) – 1.5km, total cost expected to be approximately \$1.5 million.
- Reinstate log bridge road
- Showgrounds – re-instatement of electrical switchboards above the 1956 flood level
- Park reinstatement works including the clean up of paths, pressure washing surfaces, painting and minor repairs of buildings and minor infrastructure
- Playgrounds – repair or replacement of playgrounds at Junction Park, Fotherby Park and Wentworth riverfront
- Reinstatement of the Buronga EDS switchboard
- Rowing club and ski reserve toilet block building repairs

Immediate clean up and emergency restoration and repair works have so far cost \$535,000.





Operational Plan 2023/2024

Actions

📍 Australian Inland Botanic Gardens, Buronga



STRATEGY 1

ECONOMIC

Our economy



ECONOMIC

Wentworth Shire is a vibrant, growing and thriving region

STRATEGY 1

| OBJECTIVES & ACTIONS | | RESPONSIBLE OFFICER |
|--|--|------------------------------|
| 1.1– Promote the Shire as an ideal location for investment and the establishment of innovative, sustainable and diversified industries | | |
| Annual Actions | Advocate for local businesses on issues which further business and career opportunities for all | General Manager |
| | Ensure that land is suitably zoned, sized and located to facilitate a variety of development that is supported by strategic and affordable infrastructure | Director Health & Planning |
| Specific Actions | Develop, review and update Strategic Planning documents as required | Director Health & Planning |
| | Drought Resilience Plan | Director Finance & Policy |
| 1.2– Promote the Wentworth Region as a desirable visitor and tourism destination | | |
| Annual Actions | Provide Visitor Information Centre Services | Team Leader VIC |
| | PS Ruby | General Manager |
| | Continue to engage with and support the activities of Murray Regional Tourism, Destination NSW Riverina-Murray, Mildura Regional Development and Wentworth Regional Tourism Inc. | Manager Tourism & Promotion |
| Specific Actions | Willowbend Caravan Park Redevelopment: <ul style="list-style-type: none">Civil WorksAblution Block Upgrade | Manager Engineering Services |
| | Deliver a program of Community Events | Manager Tourism & Promotion |
| | Early Settlers Museum Business Case | Director Finance & Policy |
| | Regional Tourism Activation Fund – Light State | |
| 1.3 – High quality connectivity across the region | | |
| Annual Actions | Advocate for the ongoing provision of quality transport and freight links | General Manager |
| | Advocate for improved region-wide internet and mobile phone connectivity | |
| Specific Actions | N/A | |

| 1.4 – Encourage lifelong learning opportunities | | |
|---|---|------------------------------|
| Annual Actions | Deliver a program of activities and services that facilitate learning opportunities at Council’s library services | Team Leader Library Services |
| | Advocate for the development and provision of local education, training and lifelong learning opportunities | General Manager |
| | Advocate for improved school services across the Wentworth Shire | |
| Specific Actions | N/A | |
| 1.5 – Encourage and support initiatives that improve local employment opportunities | | |
| Annual Actions | Promote Wentworth Council as an employer of choice including offering apprenticeships and traineeships | Manager Human Resources |
| | Identify opportunities to promote the benefits of employing people of all abilities and backgrounds | |
| Specific Actions | N/A | |

Total Council Operational Budget Committed to Strategy 1

\$849,991

Total Council Capital Budget Committed to Strategy 1

\$5,745,463

Measuring Progress

- Average development application approval time
- Willowbend Caravan Park Redevelopment completed on time and on budget
- Wentworth Shire Staff profile
- Number of Library Programs Delivered





📍 Perry Sandhills, Wentworth NSW



STRATEGY 2

SOCIAL

Our community



SOCIAL

Wentworth Shire is a great place to live

STRATEGY 2

| OBJECTIVES & ACTIONS | | RESPONSIBLE OFFICER |
|---|---|------------------------------|
| 2.1 – Continue to create opportunities for inclusion where all people feel welcome and participate in community life | | |
| Annual Actions | Acknowledge and celebrate Seniors Week and International Day of People with Disabilities | Manager Tourism & Promotion |
| | Support the community to develop a range of community activities that focus on diversity, access, inclusion and capacity building | Director Finance & Policy |
| | Identify opportunities to promote and celebrate Wentworth Shire as a welcome and inclusive community | |
| | Actively engage with and include the perspectives and knowledge of the local indigenous community | General Manager |
| Specific Actions | N/A | |
| 2.2 – Work together to solve a range of social and health issues that impact community wellbeing and vulnerable people | | |
| Annual Actions | Deliver a program of activities and services that facilitate opportunities for vulnerable members of the community at Council's library services | Team Leader Library Services |
| | Continue to collaborate with Government Agencies and other organisations to support the provision of health services across the Region | General Manager |
| | Advocate for the provision of social services that meet the needs of all our community including families, children, youth, people with disability and the aged | |
| | Promote and foster an accessible community that encourages access by people of all abilities | Director Finance & Policy |
| | Promote the benefits of healthy eating and an active lifestyle | |
| | Our buildings and spaces are designed to be inclusive and accessible to all community members | Manager Engineering Services |
| Specific Actions | Implement recommendations of the Pedestrian Access Mobility Plan: <ul style="list-style-type: none"> Get Active NSW Projects <ul style="list-style-type: none"> Pine Road Sharedway Wood Street Sharedway Wood Street and Gol Gol Nth Road Sharedway | Manager Engineering Services |

| 2.3 – To have a safe community | | |
|--|--|-----------------------------|
| Annual Actions | Provide Public Health Function | Director Health & Planning |
| | Companion Animals & Buronga Pound Operations | |
| | Provide Building Compliance Function | |
| | In partnership with the RFS undertake hazard reduction works | Manager Works |
| | Continue to engage with the Local Area Command on key community safety issues | General Manager |
| | Facilitate the Local Emergency Management Committee to ensure a co-ordinated approach by all agencies having responsibilities and functions in emergencies | |
| | In partnership with Transport for NSW continue to identify and resolve road and pedestrian safety issues | |
| Specific Actions | Develop and implement strategies to embed NSW Child Safe Standards across the organisation | Director Finance & Policy |
| 2.4 – A well informed, supported and engaged community | | |
| Annual Actions | Consistently communicate the role of Council to the community | Manager Tourism & Promotion |
| | Provide regular updates of Council's achievements, strategic objectives and actions utilising a variety of platforms and communication channels | General Manager |
| | Communicate funding opportunities available for the community | Director Finance & Policy |
| Specific Actions | N/A | |



| 2.5 – To have a strong sense of place | | |
|---------------------------------------|--|------------------------------|
| Annual Actions | Maintain and update the amenity of the Shire to meet community expectations for clean and well-presented public spaces and townships | Manager Works |
| Specific Actions | Undertake specific public spaces capital works projects: <ul style="list-style-type: none"> • Reserve Upgrades • Buronga Riverfront Toilet Block • Pooncarie Toilet Block • Ski Reserve Rehabilitation project • Buronga Pump Track Stage 2 • Open Spaces Development • Greater Junction Viewing Platform • James King Park Riverfront • Flood Recovery Activities – Parks, Gardens & Open Spaces | Manager Engineering Services |

Total Council Operational Budget Committed to Strategy 2

\$3,773,785

Total Council Capital Budget Committed to Strategy 2

\$4,202,360

Measuring Progress

Number of community updates provided by Council

Number of road safety initiatives implemented

% of public health inspections completed within legislative timeframes

Number of building inspections completed.

Demographic profile of those attending library services

Number of library programs completed

Number of visitors to Council libraries





STRATEGY 3

ENVIRONMENTAL

Our environment



ENVIRONMENTAL

Wentworth Shire is a community that works to enhance and protect its physical and natural environment

STRATEGY 3

| OBJECTIVES & ACTIONS | | RESPONSIBLE OFFICER |
|---|---|------------------------------|
| 3.1 – Ensure our planning decisions and controls enable the community to benefit from development | | |
| Annual Actions | Deliver timely services for the assessment of Development Applications and planning proposals | Director Health & Planning |
| Specific Actions | Develop, review and update Strategic Planning documents as required | Director Health & Planning |
| 3.2 – Ensure that community assets and public infrastructure are well maintained | | |
| Annual Actions | Land Tenure Program | Director Health & Planning |
| | Maintain transport network including Roads, Bridges and Footpaths | Manager Works |
| | Maintain community facilities including halls, ovals, pools and other sporting facilities | |
| Specific Actions | Prioritise and implement recommendations of Asset Management Plans | Manager Works |
| | <ul style="list-style-type: none"> Fixing Local Roads – Log Bridge Road Pooncarie – Menindee Road Flood Recovery Activities – Roads, Bridges & Footpaths Remote Roads Pilot Upgrade Program – Arumpo Road Regional & Local Road Repair Program George Gordon Oval Car Park Pothole Repair Program | |
| | <ul style="list-style-type: none"> Buronga Wetlands Sharedway Footpath & Sharedways Wentworth Showgrounds Female Change Rooms Wentworth EDS Wentworth Rowing Club Showgrounds Kitchen Upgrade George Gordon Oval Netball Courts George Gordon Oval Female Change Rooms Pooncarie Reserve Kitchen Upgrade | Manager Engineering Services |
| <ul style="list-style-type: none"> Sporting Complex Bowling Green Dareton Main Street Alcheringa Tennis Courts Carramar Drive Sporting Complex Cricket Nets | | Director Finance & Policy |

| 3.3 – Minimise the impact on the natural environment. | | |
|---|---|------------------------------|
| Annual Actions | Undertake actions identified in the Western Weeds Action Plan | Manager Works |
| | Monitor and investigate Illegal Dumping Activities as required | Director Health & Planning |
| | Support the activities of the Murray Darling Association | General Manager |
| | Advocate for the sustainable management of the Darling-Baaka River and the Menindee Lakes | |
| Specific Actions | Promote environmental activities for community participation | Director Finance & Planning |
| | Flood Plain Management Plan | Director Health & Planning |
| 3.4 – Use and manage our resources wisely. | | |
| Annual Actions | Provide best practice water, waste water and stormwater management infrastructure | Manager Works |
| | Provide and Promote resource recovery and recycling initiatives | |
| | Encourage businesses and the community to be socially and environmentally responsible | Manager Tourism & Promotion |
| Specific Actions | Identify strategic partnerships in order to introduce cost-effective recycling and green waste collection services: <ul style="list-style-type: none"> Progress Buronga Landfill Expansion | Manager Engineering Services |
| | Undertake a review of energy efficiency and the use of renewable resources across Council facilities and assets | Director Finance & Policy |
| | Prioritise and implement recommendations of the Integrated Water Cycle Management Plan | Manager Engineering Services |



| 3.5 – Infrastructure meets the needs of our growing Shire | | |
|---|---|------------------------------|
| Annual Actions | Advocate to the Federal and State governments for adequate funding for the delivery of key projects and the provision of essential infrastructure for the region | General Manager |
| | Plan for appropriate infrastructure and services that support current and future needs | Director Roads & Engineering |
| Specific Actions | Finalise Civic Centre Redevelopment | General Manager |
| | Progress actions from the Buronga/Gol Gol Structure Plan: <ul style="list-style-type: none"> • Pink Lake Stormwater • Rose Street Stormwater • 3 Sisters Stormwater • Kingfisher Road Stormwater & Sewer Pump Station | Manager Engineering Services |
| | LRCI Phase 3A projects | |
| | Wentworth Aerodrome Facilities Upgrade | |
| | OLG Flood Recovery Projects | |
| | Undertake a review of current and future sporting needs within the Shire. <ul style="list-style-type: none"> • Buronga/Gol Gol Sporting Master Plan | Director Finance & Policy |
| | | |

Total Council Operational Budget Committed to Strategy 3

\$22,713,048

Total Council Capital Budget Committed to Strategy 3

\$29,875,962

Measuring Progress

Civic Centre Redevelopment completed on time and on budget

Pooncarie-Menindee Road project completed on time and on budget

% of Capital works projects completed on time and on budget

Development Control Plan Reviewed and Updated accordingly

Number of land acquisitions completed.



STRATEGY 4

CIVIC LEADERSHIP

Our leadership



CIVIC LEADERSHIP

Wentworth Shire is supported by strong and ethical civil leadership with all activities conducted in an open, transparent and inclusive manner

| OBJECTIVES & ACTIONS | | RESPONSIBLE OFFICER |
|---|--|---------------------------|
| 4.1 – Consistently engage and consult the whole community to ensure that feedback is captured and considered as part of decision-making and advocating processes | | |
| Annual Actions | Undertake community engagement activities and provide opportunities for participation in decision making where appropriate, in-line with Council's adopted Community Engagement Strategy | General Manager |
| | Implement actions outlined in the Disability Inclusion Action Plan | Director Finance & Policy |
| Specific Actions | N/A | |
| 4.2 – A strong, responsible and representative government | | |
| Annual Actions | Ensure that Council is accountable to the community, meets legislative requirements and supports the Councillors to undertake their civic responsibilities. | General Manager |
| | Support Councillors to undertake ongoing professional development. | |
| Specific Actions | N/A | |
| 4.3 – An effective and efficient organisation | | |
| Annual Actions | Engage the community on a regular basis to ensure that Council is providing services that deliver value for money and are relevant in meeting the changing needs of the community. | Director Finance & Policy |
| | Staff are supported to deliver high quality services to the community. | General Manager |
| | Ensure the organisation is well led and managed through the implementation of Good Governance, Risk Management and Compliance Frameworks. | Director Finance & Policy |
| Specific Actions | Continue to monitor compliance with NSW Modern Slavery obligations. | Director Finance & Policy |
| 4.4 – Provide strong leadership and work in partnership to strategically plan for the future | | |
| Annual Actions | Continue to support the work of the Wentworth Interagency Group | General Manager |
| | Foster strong partnerships with all levels of government, peak bodies, agencies and the community | |
| | Support cultural, recreational and community interaction opportunities through the Financial Assistance Program | Director Finance & Policy |
| Specific Actions | N/A | |

4.5 – Adopt practices of prudent asset, financial and human resource management across Council to ensure long-term sustainability and efficiency.

| | | |
|------------------|--|------------------------------|
| Annual Actions | Maintain a strong financial position that supports the delivery of services and strategies and ensures long term financial sustainability | Director Finance & Policy |
| | Provide accurate and timely financial reports, monthly, quarterly and annually | |
| | Be the best employer that we can be by attracting, developing and retaining skilled staff to ensure a capable and effective workforce | Manager Human Resources |
| | Implement actions outlined in the Workforce Management Plan | |
| | Implement sound asset management practices to ensure adequate provision is made for the maintenance and long-term replacement of Council's infrastructure assets | Manager Engineering Services |
| Specific Actions | N/A | |

Total Council Operational Budget Committed to Strategy 4

\$6,974,277

Total Council Capital Budget Committed to Strategy 4

\$1,750,783

Measuring Progress

Strong financial position maintained

Financial reporting obligations met

Annual Financial Assistance Program completed

Continue to provide support for Wentworth Interagency Group

Number Service level reviews completed

Quarterly Progress Reports completed on time

Engagement activities undertaken as per Community Engagement Strategy



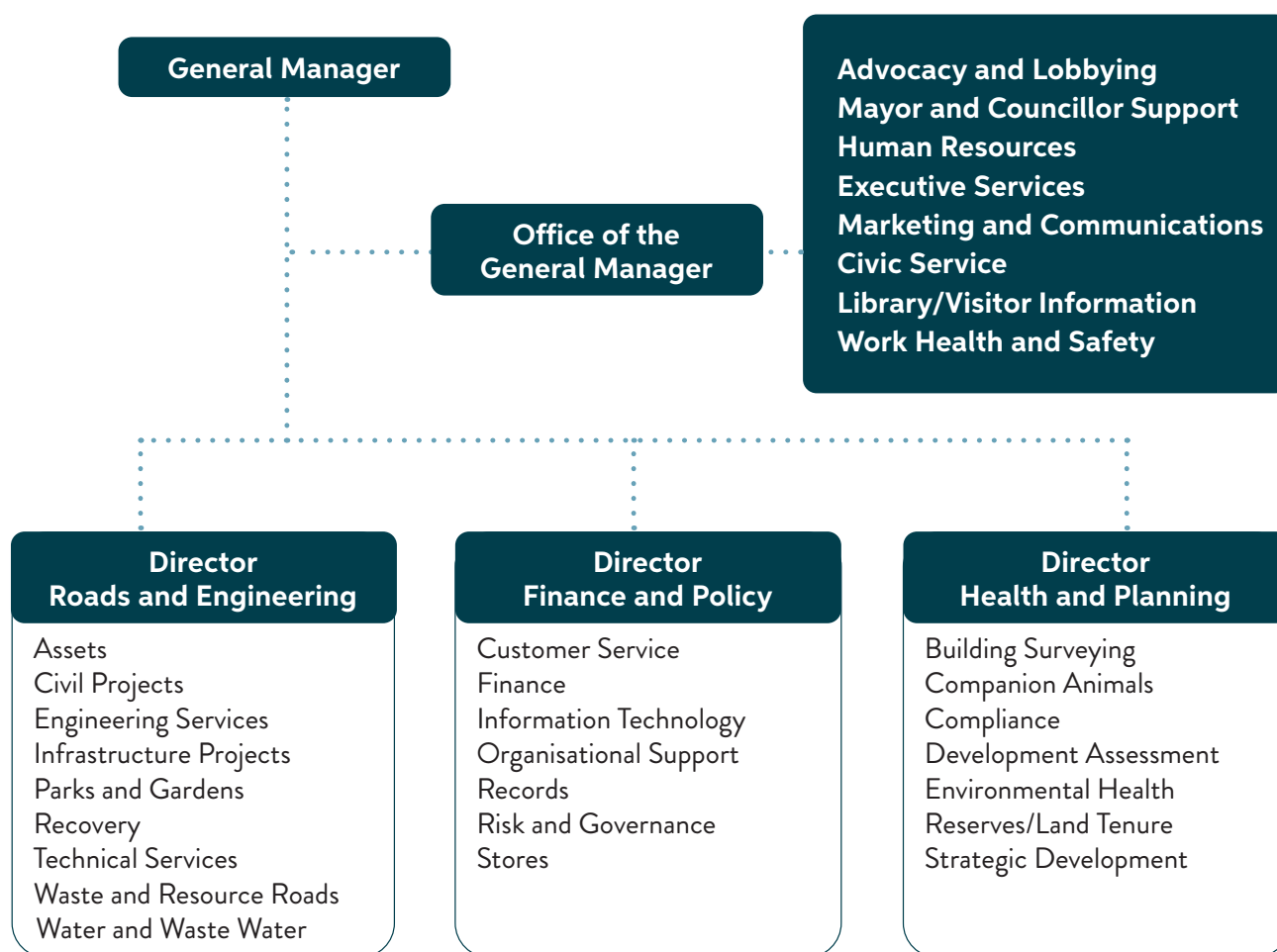
Workforce requirements

On 15 February 2023 Council adopted the existing structure consisting of 133.45 full time equivalents (FTE's).

The adopted structure consists of the general manager and three (3) directors, with each of these positions the subject of a standard contract of employment for Senior Staff. All other staff are employed in accordance with the Local Government (State) Award.

For the 2023/2024 financial year total employment costs are forecast to be \$11,077,890 which is a 3.20% increase on the previous financial year's budget.

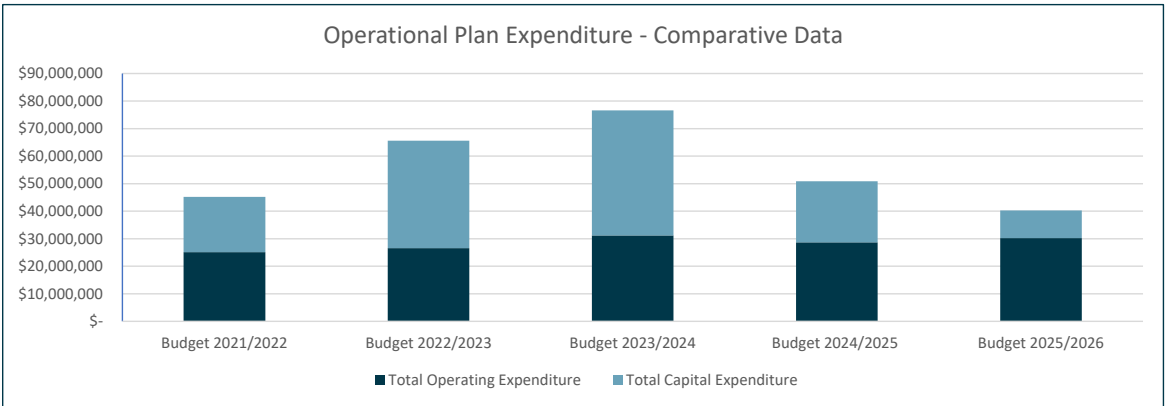
The following diagram depicts the Organisational Structure.



Future year estimates

The following graph provides a comparison of previous budgeted amounts, compared with the budget for the upcoming financial year and the projected future budgets for 2024/2025.

Based on the current Delivery Program projects and forecasts from 2023/2024 onwards the level of capital expenditure reduces as the current four-year Delivery Program council comes to an end.



| | Budget 2021/2022 | Budget 2022/2023 | Budget 2023/2024 | Budget 2024/2025 | Budget 2025/2026 |
|-----------------------------|------------------|------------------|------------------|------------------|------------------|
| Total Operating Expenditure | \$ 25,124,643.00 | \$ 26,616,364.00 | \$ 31,156,332.00 | \$ 28,708,420.00 | \$ 30,244,816.00 |
| Total Capital Expenditure | \$ 20,098,111.00 | \$ 39,014,529.00 | \$ 45,455,337.00 | \$ 22,131,788.00 | \$ 10,051,254.00 |

Further information

The Annual Statement of Revenue provide a full breakdown of revenue and contains the following required statements;

- a statement of the types of fees proposed to be charged by Council,
- a statement of Council’s proposed pricing methodology for determining the prices of goods and the approved fees under for services provided by Council,
- the amounts of any proposed borrowings,
- the sources from which they are proposed to be borrowed, and
- the means by which they are proposed to be secured.

The Annual fees and charges document provides details of annual fees and charges for the 2023/2024 financial year.



Operational Plan 2023/2024 **Attachments**

📍 Sturt Desert Pea, Australian Inland Notanic Gardens, Buronga

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ew subdivision being built at Gol Gol

2. Annual Statement of Revenue

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Statement of Revenue Policy

Introduction

The information pertained in this Statement of Revenue comes directly from Councils Long Term Financial Plan. The quality and quantity of services that Council provides to its citizens continue to grow despite an income that, in real terms, is decreasing. We are not alone in facing this predicament, but that does not lessen the size of the issue.

Despite these constraints, Council is determined to provide quality services at a level the community expects and at a price they are willing to pay. This will involve working closely with our community to provide services that best suit their needs.

In preparing the Long Term Financial Plan consideration was given to a range of economic and political factors that affect our finances and in turn our capability to maintain existing levels of service and long term financial sustainability.

Rating

Council rates are a form of taxation; they are not a fee-for-service. The Valuation of Land Act and the Local Government Act provide the legislative framework for valuing land and raising rates. All rateable land must be valued and rated. The Valuation of Land Act prescribes that the value of all properties be reassessed every 3 or 4 years to accommodate movements in land values. Council currently has its land revalued every 3 years. A revaluation establishes the value of a property relative to all other properties (ie: its market relativity).

Valuations in New South Wales are conducted by the NSW Valuer-General based on market movements and recent sales trends as required under the Valuation of Land Act.

When a local government area has been re-valued the property owner will be issued with a Notice of Valuation. Each Notice of Valuation contains both details of the property as they are recorded on the Valuer General's records and the land value at the common base date for all Valuer General valuations in the local government area.

The valuations are objective and impartial, and are based on the market for Land. The 'land value' represents the value that the 'fee simple' interest in the land, assumed to be vacant, would be if offered for sale. For 2023/2024, rates are based on property values as at 1 July 2022.

By virtue of section 494 of the Local Government Act, Council is required to make and levy an ordinary rate for each year on all rateable land in its area. This is a mandatory requirement.

A rate may, at Council's discretion, consist of:

- An ad valorem amount; which may be subject to a minimum amount of the rate; or
- A base amount to which an ad valorem amount is added.

The ad valorem amount of a rate

The ad valorem amount of a rate is to be levied on the land value of all land that is to be rateable to the rate and the rate in the dollar is to apply uniformly. The ad valorem amount of the ordinary rate may be the same for all classes or it may be different for different classes or sub classes.

Base charges and minimum amounts of rates payable

The Local Government Act allows the use of both different minimums and/or different base charges for different land use/localities. This provides additional flexibility in determining the distribution of the rating burden. It potentially enables better accommodation of 'equity' considerations but at the expense of the criteria of "simplicity". Greater flexibility also leaves council more vulnerable to lobbying for favourable treatment by special interest groups.

A base charge is a fixed rate levied equally against all properties. Rates based on property value are then levied to provide the additional revenue required by Council. The effect is to reduce the influence that property values have in determining the relative amounts paid by different ratepayers. By contrast, a minimum rate applies only to those properties with a value below a set threshold. The amount of rates payable by all properties with a value above that threshold is therefore determined solely by relative property values.

The higher the amount of a base charge or a minimum rate the lower will be the ad valorem rate for any given revenue target. As a result

higher valued properties may incur a greater or lesser share of the total rate burden depending on the level of the base charge or minimum rate. Applying a base rate charge will result in a different distribution between low, medium and high valued properties relative to the application of a minimum rate. The Local Government Act limits the amount of revenue that can be generated by a base charge or minimum rate. A base rate or minimum rate must not produce more than 50% of the total revenue derived for each class of property. Council has a base charge for each property class but currently does not levy a minimum charge.

Council must apply the ad valorem and base amount uniformly to every parcel of land within each property class but they can differ from property class to property class.

For well over two decades, councils in NSW have been restricted to a rate cap and this has made it increasingly difficult to achieve financial sustainability for Western Division Councils. Most of these councils have rates as a percentage of total revenue below 25%.

Rate increases over the last six years are detailed in the following table.

| Table of years and rate increases and % of total revenue | | | | | | |
|--|-------------|-------------|-------------|-------------|-------------|---------------|
| Rating Year | 2018/2019 | 2019/2020 | 2020/2021 | 2021/2022 | 2022/2023 | 2023/2024 |
| Rate Pegging % Increase | 2.30 | 2.70 | 2.60 | 2.00 | 0.70 | 3.70 |
| Rateable Value | 511,880,220 | 518,336,290 | 862,040,158 | 879,598,432 | 885,520,951 | 1,555,890,730 |
| Total General Rate Income \$ | 5,146,523 | 5,324,988 | 5,460,635 | 5,673,409 | 5,724,454 | 6,039,427 |
| Increase \$ | 164,455 | 140,986 | 138,450 | 212,774 | 51,045 | 314,973 |

Budget analysis

This section provides comments on the main expenses and revenues, and capital expenditure for 2023/2024.

Operating Revenue

Council has forecasted to generate \$59,574,104 in revenue for 2023/2024.

| Extract of Operating Statement | | | | |
|----------------------------------|---------------------|---------------------|---------------------|---------------------|
| Operating Revenue | 2024 | 2025 | 2026 | 2027 |
| Rates & Annual Charges | \$10,187,193 | \$10,498,074 | \$10,764,913 | \$11,038,423 |
| User Charges & Fees | \$7,089,144 | \$7,710,751 | \$12,633,990 | \$12,947,041 |
| Interest | \$1,698,950 | \$1,743,739 | \$1,787,332 | \$1,832,015 |
| Grants & Contributions (Op) | \$14,311,336 | 10,422,182 | \$10,655,862 | \$10,895,384 |
| Grants & Contributions (Cap) | \$25,089,368 | \$3,677,921 | \$679,606 | \$681,334 |
| Other Operating Revenue | \$1,104,113 | \$1,107,474 | \$1,128,920 | \$1,130,360 |
| Net gain/loss Disposal of Assets | \$100,000 | \$100,000 | \$100,000 | \$100,000 |
| TOTAL | \$59,574,104 | \$35,260,140 | \$37,750,624 | \$38,624,557 |

Rating and Annual Charges

The total income that can be raised from levying rates on property is capped by the State Government via the Independent Pricing and Regulatory Tribunal. The current rate structure for Wentworth Shire Council will be maintained; rate assessments will be based entirely upon property valuations (ad valorem) but with base rates applying where appropriate. The continuing constraint of rate pegging imposed by the State Government limits Council's ability to provide additional services or borrow additional funds and has focused considerable attention to the need for and efficiency of each service provided. Council expects to raise \$10,187,193 from rates and annual charges for 2023/2024. This includes a special variation for Tourism which was approved in 1998 for \$10 per assessment.

Pensioners who hold a Pensioner Concession card and own and occupy rateable property in Wentworth Shire receive a mandatory rebate on their rates and annual charges. The State Government funds 55% of the rebate. This is expected to cost Council \$76,000 in 2023/2024.

Interest charges on unpaid rates and charges will accrue on a daily basis at the rate as determined by the Minister for Local Government in accordance with Section 566 of the *Local Government Act 1993*.

Hardship and ability to pay rates

Hardship is the difficulty in paying debts when repayment is due. Any person who cannot pay their rates or charges due to hardship can apply to Council for assistance at any time. Ratepayers are encouraged to seek assistance from Council as soon as practical. Council will consider each hardship application on its merits.

There are several ways Council may help a ratepayer who is experiencing financial hardship including, but not limited to:

- A payment plan or agreement (s564 of the Local Government Act) so that rates and charges (whether overdue or not) are paid on a weekly, fortnightly or monthly basis.
- Interest may be waived or reduced for a set period of time.
- A pensioner rebate (additional to the legislated rebate) may be given.
- Interest, rates or charges may be written off, waived, reduced, or deferred for eligible applicants (s564, s 577, 601 Local Government Act)

Applications for a special variance to general income

The ability to introduce a special rate variation to General Income requires Ministerial Approval. The provision allows the raising of additional income over and above the rate cap for specific purposes and under strict guidelines.

Council can apply for additional income through these provisions, however at this stage this has been no thought given to doing so. In the future this option will be explored if deemed necessary.

User Charges and Fees

Many of the services provided by Council are offered on a user pays basis. Fees and Charges relate mainly to the recovery of service delivery costs through the charging of fees to users. All fees in this category are annually reviewed and some of the general considerations for setting these fees include:

- Cost of the service or operation;
- Consumer Price Index;
- Other revenue sources which may fund the service;
- Laws and Regulations;
- Ability of the persons/groups using the service to pay;
- Benefit to the community (possible subsidy); or
- Benchmarking with others providing similar services

Council needs to be mindful of using fees and charges as an avenue to increase revenue to the extent that it can create issues around maintaining equitable access to services and facilities for residents. The Shire's relatively low population base does not provide a large market from which significant fees and charges can be obtained.

Statutory fees such as development assessment fees, planning certificates etc charged by Council are subject to direction through regulation and other state government controls. Council does not set these fees and does not have the power to vary the fee set. The majority of statutory charges do not provide for annual increase in line with CPI or the cost of providing the service and therefore excluding development related income, no growth in these fees has been included in the 2023/2024 budget.

The Roads and Maritime Services contract (RMCC) is classed as a fee for service and accounts for approx. \$1.7million of revenue annually. Council also operates the Buronga Landfill, it is expected that this operation will generate \$3,450,000 in revenue for 2023/2024. Overall Council expects to raise \$7,089,144 from user fees and charges for 2023/2024.

Interest on Investments

Council has an investment portfolio that varies in size from year to year however it is projected to be between \$40m and \$45m for the majority 2023/2024. These funds are a mixture of unspent grants, reserve funds and general revenue. All investments are placed in accordance with the Minister's Order and Councils adopted investment policy. Interest earnings form a significant part of Council's revenue each year and are subject to fluctuations in interest rates as they respond to economic conditions.

Approximately \$42,000,000 of Councils cash reserves are currently either internally or externally restricted, this means that they have been set aside to fund specific expenditure. This gives Council the ability to strategically invest these funds in order to gain maximum returns whilst minimising risk. The remaining funds make up Council's available working capital which is required to fund day to day operations. Council also receives interest on outstanding rates and annual charges.

Council expects to receive \$1,692,950 from investment activities in 2023/2024.

Grants and Contributions

Council receives an annual Financial Assistance Grant from the Commonwealth as well as various grants from other State and Commonwealth Government departments. Council has assumed that it will continue to receive these grants, however, should these grants and subsidies be reduced Council's ability to provide the same level of service will be impacted.

Council also receives operating and capital grants from various funding bodies to help fund the following services:

- Roads maintenance and capital works
- Library Services
- Weeds
- Youth Week
- Rural Fire Services

Council will continue to seek grants and partnership funding for a range of well-aligned projects and programs, which will be reflected in the budgets as and when specific arrangements are confirmed.

Council collects monetary contributions from developers as a condition of consent on Development Applications to meet the demand for public amenities and public services created by new development. Authority to do this is provided by Sections 7.11 & 7.12 of the *Environmental Planning and Assessment Act 1979* (NSW).

This form of revenue is difficult to predict and Council has adopted the prudent position of making no assumption that this source of funds can be relied upon for the purpose of forward forecasting of resources and financial sustainability. Successful increases in revenue through, grants, partnerships and developer contributions will be treated as windfalls.

The Local Government Financial Assistance Grants are paid to local councils to help them deliver services to their communities. The funds are paid annually by the Australian Government. Councils are free to use these funds at their discretion and are accountable to their ratepayers.

Following the 2013 independent review of local government in NSW the State Government has been refining the funding model for the Financial Assistance Grants in order to channel additional support to council's and communities with the greatest needs. Generally, council's and communities with the greatest need have the following characteristics:

- Rural and remote councils;
- With small and declining populations;
- Have limited capacity to raise revenue;
- Have financial responsibility for sizeable networks of local roads/infrastructure & diminishing financial resources; and
- Relative isolation

Funds are allocated by the State Government on the basis of the national principles as outlined in the *Local Government (Financial Assistance) Act 1995 (Cth)*. The ongoing challenge facing the government has been how to allocate a fairer share of the grant to disadvantaged council's when a fixed 30% of the grant must be allocated based on population increases/decreases.

Council has forecasted to receive \$39,400,704 in operating and capital grants in 2023/2024.

REVIEWS

Council will receive capital grants and contributions in 2023/2024 which will contribute to funding the following projects:

- Roads to Recovery Program
- Regional Roads Block Grant and Repair Program
- Local Roads & Community Infrastructure Projects
 - James King Park Riverfront Upgrade
 - Willowbend Caravan Park Ablutions Block
 - Wentworth Civic Centre Redevelopment
- Fixing Local Roads
 - Log Bridge Road
 - Keenan's Drive
- Stronger Country Communities
 - Wentworth Showgrounds Female Jockey Room
 - Carramar Drive Sporting Complex Cricket Nets
 - George Gordon Oval Netball Courts and Female Change Rooms
 - Wentworth Aerodrome Minor Upgrades
- Resources for Regions
 - Wentworth Civic Centre Redevelopment – Visitor Information Centre
 - Wentworth EDS
 - Reserves Upgrades
 - Buronga Riverfront Toilet Block
 - Pooncarie Toilet Block
 - Buronga Wetlands Sharedway
 - Buronga Pump Track Stage 2
 - Greater Murray Darling Junction Viewing Platform
 - Reserve Kitchen Upgrades
 - Wentworth Sporting Complex Bowling Green
 - Alcheringa Tennis Courts Upgrade
 - Open Spaces Developments
 - Wentworth Shire Footpaths and Sharedways
- Growing Local Economies
 - Pooncarie-Menindee Road Upgrade
- Crown Land Improvement Fund
 - Willowbend Caravan Park Redevelopment
 - Ski Reserve Rehabilitation
- NSW State Library Grant
 - Wentworth Library Relocation
- Pothole Repair Program
- Regional and Local Roads Repair Program
- Regional Tourism Activation Fund
 - Light State
- Remote Roads Pilot Upgrade
 - 24.5km Arumpo Road Reconstruction
- Flood Plain Study
- Get Active NSW
 - Wood Street Sharedway
 - Pine Road Sharedway
 - Wood Street & Gol Gol North Road Sharedway
- Flood Recovery Works
 - Roads
 - Open Spaces and Buildings

Council has an internally restricted fund of \$1,000,000 that can be used to contribute to funding applications as they become available.

Should the grant application process be unsuccessful, Council will have to use external borrowings to finance the works.

Other Revenue

Miscellaneous revenue is obtained from a variety of sources including insurance recoveries, property rentals, sale of assets etc. It is anticipated that other revenue will be maintained at current levels with an increase for CPI factored in. Council has budgeted to receive \$1,104,133 in 2023/2024.

Operating Expenditure

Council has forecasted \$31,156,332 in operating expenditure for 2023/2024.

| Extract of Operating Statement | | | | |
|--------------------------------|---------------------|---------------------|---------------------|---------------------|
| Operating Expenses | 2024 | 2025 | 2026 | 2027 |
| Employee Costs | \$11,077,890 | \$11,618,842 | \$12,225,782 | \$12,588,897 |
| Materials & Contracts | \$7,448,686 | \$3,857,911 | \$4,479,464 | \$4,753,780 |
| Borrowings | \$473,028 | \$850,093 | \$804,168 | \$834,538 |
| Depreciation & Amortisation | \$8,465,001 | \$8,465,001 | \$8,843,996 | \$8,843,996 |
| Other Operating Expenses | \$3,691,726 | \$3,916,574 | \$3,891,406 | \$4,013,421 |
| TOTAL | \$31,156,322 | \$28,708,420 | \$30,244,816 | \$31,034,632 |

Employee Expenses

Employee expenses comprise approximately 40% of Council's operating costs with 133.45 Full Time Equivalent (FTE) Staff. The salaries and wages budget calculation include an assumption that staff will take four weeks annual leave. Throughout any year salary savings resulting from staff vacancies and efficiencies will occur naturally.

The superannuation Guarantee Levy is currently at 10.50% and will progressively increase to 12%. Council has a number of staff in the defined benefit scheme and have been paying significantly increased contribution rates to fund this scheme.

Council Employee Leave Entitlements reserve is used to fund unanticipated changes in termination payments each year. The number of staff who might leave is difficult to predict and the budget has a provision added to represent the projected levels of retirements, to accommodate the challenges of an ageing workforce.

Council's policy is to fully fund the leave entitlements of staff in the Employee Leave Entitlements Reserve. In recent years the reserve has been used to assist in the funding of costs associated with the resignation/retirement of a number of long serving employees. Council has been fortunate in recent years that it has had enough surplus cash to fund 100% of this reserve. It is projected that the reserve will maintain a balance of 100% through 2023/2024. However, if surplus funds were to decrease Council may choose to review this policy.

Workers Compensation premiums increase and decrease significantly with claims history. Council continues to be proactive in order to minimise any potential for claims.

Organisational Structure

The 2023/2024 Operational Plan is based on the figure of 133.45 equivalent fulltime employees (EFT's). Council's total employee costs for 2023/2024 is expected to be \$11,077,890.

EXPENDITURE

Borrowing Costs

Wentworth Shire Council in the past has been debt averse and viewed the achievement of a low level of debt or even a debt free status as a primary goal. However, Council appreciates that the use of loan funding can be a critical component of the funding mix to deliver much needed infrastructure to the community. The beneficiaries of these projects will assist in their funding as their rates will be applied in part to repaying the loans. This is in contrast to current ratepayers bearing the entire burden in one year, possibly at the expense of other worthwhile expenditure.

Debt is seen as a method of more fairly spreading capital costs to deliver intergenerational equity. Keeping this in mind there are limits to the amount the Council can borrow without impacting on its financial sustainability and Council is mindful of not wanting to impose excessive debt on current or future generations.

Council's borrowing strategy projected in the LTFP is to restrict the debt service ratio to less than the industry benchmark of 20%. Before embarking on any new debt Council will consider the following:

- Debt financing is only to be used for clearly identifiable major projects and the Capital Works Program;
- Debt finance will not be used to meet operational shortfalls; and
- The period of repayment of debt finance shall not exceed the period over which the benefits are received from a project, or the life of the asset whichever is lesser

The principles of intergenerational equity are supported in respect of the Council contribution to the funding of major projects, the benefits of which will be shared by future generations.

Loans shall only be raised after taking into consideration future known specific capital funding requirements and, when raised, shall only fund the specific project or purpose approved.

Borrowing costs on current and projected loans and financing arrangements will total \$473,028 in 2023/2024.

Materials and Contracts

Materials and Contracts represent the principal costs used to deliver services to the community and are forecast to increase by 7% in 2023/2024 in line with increases in the Consumer Price Index. Materials and contracts are subject to variations in the market and particularly to petroleum prices. Such fluctuations impact on the price of petroleum and petroleum-based products (such as asphalt) and makes forecasting difficult. This years figure has also been increased to take into account the Pothole Repair program and the Regional & Local Roads Repair Program grants which are one-off operational grant expenditure. Budgeted expenditure for 2023/2024 is \$7,448,686.

Depreciation

Depreciation reflects the fact that an asset's cost is proportionally expensed over the time during which it is used. Depreciation has been based on the estimated useful life of assets and will be reviewed every year. Council continues to thoroughly review its residual values and estimated useful lives. Budgeted depreciation for 2023/2024 is \$8,465,001.

Other Expenses

Includes items such as audit fees, valuation fees, office expenses, software licences, insurances, electricity costs etc. These costs count for approximately 10% of Council operating expenditure and have been forecast to increase in line with increases in CPI each year except

for insurances, electricity costs and State Government Emergency Services levy which have been forecast to increase above CPI each year. Budgeted expenditure for 2023/2024 is \$3,691,726.

Expenditure Challenges

As part of the process of preparing the operational plan each year, Council critically reviews operating expenditure in order to identify areas where it could reduce spending without compromising service delivery. Community needs must be understood and are a key input into the annual operational plan, for many years Council has recognised the challenge of meeting community needs in a financially sustainable manner. This challenge has been divided into two elements (1) assess the gap in financial sustainability assuming community needs correspond to the current scope of services and service levels and (2) assess the impact of additional or enhanced services in line with changing or revised community needs.

Capital Expenditure

The challenge over the medium to long term is to achieve financial sustainability whilst still assisting the community to achieve its vision as established in the 10 year Community Strategic Plan. The challenge is to also adequately maintain existing assets before adding to the asset base, bearing in mind that new assets add to ongoing operational costs.

Substantial capital programs are in place to continue the renewal of Council's infrastructure network. The programs will ensure that these key asset groups meet or exceed Council's determined 'minimum' service levels and continue to provide the expected amenity to the community.

The capital works program prioritises projects based on asset condition, risk, community need

and other opportunities as they arise with other entities. Over shorter periods, some areas of the Shire may require more capital works than others to reflect short term needs and opportunities.

The need for new assets is constantly assessed and verified against current population and development projects, community feedback and alternative means of supplying services. A further consideration is the priority of refurbishing existing assets that provide community benefits or operational service that require regular refurbishment to enable the overall safety and quality of the facility to be maintained.

Apart from funding constraints, Council has capacity constraints which determine the capital works program delivery timeframe. The constraints in project delivery include community consultation, state government approvals, design, procurement processes and availability of labour resources to project manage and implement the projects.

In addition to the renewal and expansion of Council's asset base delivered through the capital works program, Council undertakes a replacement (and, where appropriate) upgrade/ expansion program for its plant and equipment assets including motor vehicles, furniture, plant and IT hardware.

The budget for 2023/2024 has been developed through a process of consultation and review with Council and staff. As required by the Integrated Planning and Reporting framework, the Operational Plan and Budget are for a one year period. The Long Term Financial Plan details Council's financial forecast for a 10 year period and budget estimates for the next four years are provided in the Delivery Program.

| Capital Expenditure | 2024 | 2025 | 2026 | 2027 |
|--|---------------------|---------------------|---------------------|---------------------|
| Existing Infrastructure Renewals | \$8,129,061 | \$8,726,135 | \$8,678,647 | \$8,794,463 |
| Projects Carried forward from previous years | \$18,431,757 | \$0 | \$0 | \$0 |
| New Capital Expenditure | \$17,875,918 | \$12,000,000 | \$0 | \$2,000,000 |
| Capital loan repayments | \$1,018,601 | \$1,405,654 | \$1,372,607 | \$1,473,981 |
| TOTAL | \$45,455,337 | \$22,131,788 | \$10,051,254 | \$12,268,445 |

The Major Projects and Capital Expenditure Program for 2023/2024 will be \$45,455,337.

Capital works are funded from the following sources:

| | |
|--------------------------|--------------|
| Loans/financing | \$6,000,000 |
| Restricted Funds | \$12,840,517 |
| Retained Earnings | \$500,000 |
| Council Operations | \$11,365,968 |
| Grants and contributions | \$14,748,852 |



Rate Levy 2023/2024

Council has received advice from the Minister for Local Government that the rate pegging limit for 2023/2024 is 3.70%. The maximum increase has been proposed.

The rating structure proposed is consistent with previous years and no changes have been forecast at this stage. Council has tried to spread its rate burden as evenly as possible across all ratepayers. While it is impossible to keep everyone satisfied, the proposed rating structure endeavours to make it as fair and equitable as possible.

The Tourism Special Rate will remain at \$10 per Assessment.

Statement with respect to each ordinary and each special rate proposed to be levied:

- No special Rates are proposed for 2023/2024.

In accordance with Sections 534, 535 & 537 of the *Local Government Act 1993*, Council resolves to make and levy an ordinary rate to comprise of a base rate and an ad valorem rating structure for 2023/2024 financial year for every parcel of rateable land within the Wentworth Shire Council as follows:

FARMLAND CATEGORY

Includes all of the lands within the local government area of Wentworth categorised as Farmland except those parcels of rateable land sub categorised as:

- Farmland
- Dry Land Grazing
- Farmland, Licence/Pump Site/Pipeline

Farmland

An ordinary rate of 0.00185599 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Farmland, in accordance with Section 515 of the *Local Government Act 1993* be now made for the 2023/2024 rating period, subject to a base amount of (\$600.00) for each assessment. The base amount accounts for 34.62% of the estimated yield for this category. The estimated yield for this rate is \$1,223,586.

Farmland – Dry Land Grazing

An ordinary rate of 0.00185599 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Farmland, sub categorised Dry Land Grazing in accordance with Section 515 of the *Local Government Act 1993* be now made for the 2023/2024 rating period, subject to a base amount of (\$600.00) for each assessment. The base amount accounts for 19.98% of the estimated yield for this category. The estimated yield for this rate is \$783,609.

Farmland, Licence/Pump Site/Pipeline

An ordinary rate of 0.03225436 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Farmland, sub categorised Licence/Pump Site/Pipeline, in accordance with Section 515 of the *Local Government Act 1993* be now made for the 2023/2024 rating period, subject to a base amount of (\$95.00) for each assessment. The base amount accounts for 42.01% of the estimated yield for this category. The estimated yield for this rate is \$15,151.

RESIDENTIAL CATEGORY

Buronga

An ordinary rate of 0.00265344 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Buronga, in accordance with Section 516 of the *Local Government Act 1993* be now made for the 2023/2024 rating period, subject to a base amount of (\$260.00) for each assessment. The base amount accounts for 28.73% of the estimated yield for this category. The estimated yield for this rate is \$472,394.

Dareton

An ordinary rate of 0.01861786 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Dareton, in accordance with Section 516 of the *Local Government Act 1993* be now made for the 2023/2024 rating period, subject to a base amount of (\$195.00) for each assessment. The base amount accounts for 45.36% of the estimated yield for this category. The estimated yield for this rate is \$81,677.

Gol Gol

An ordinary rate of 0.00294698 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Gol Gol, in accordance with Section 516 of the *Local Government Act 1993* be now made for the 2023/2024 rating period, subject to a base amount of (\$260.00) for each assessment. The base amount accounts for 24.33% of the estimated yield for this category. The estimated yield for this rate is \$637,954.

Gol Gol East

An ordinary rate of 0.00281207 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Gol Gol East, in accordance with Section 516 of the *Local*

Government Act 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$360.00) for each assessment. The base amount accounts for 22.69% of the estimated yield for this category. The estimated yield for this rate is \$418,946.

Pooncarie

An ordinary rate of 0.01507824 cents in the dollar on the land value of all rateable lands with Wentworth Shire Council categorised as Residential, sub categorised Pooncarie, in accordance with Section 516 of the *Local Government Act 1993* be now made for the 2023/2024 rating period, subject to a base amount of (\$195.00) for each assessment. The base amount accounts for 43.84% of the estimated yield for this category. The estimated yield for this rate is \$23,575.

Rural Residential

An ordinary rate of 0.00236864 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Rural, in accordance with Section 516 of the *Local Government Act 1993* be now made for the 2023/2024 rating period, subject to a base amount of (\$195.00) for each assessment. The base amount accounts for 24.22% of the estimated yield for this category. The estimated yield for this rate is \$525,677.

Wentworth

An ordinary rate of 0.00321164 cents in the dollar on the land value of all rateable lands with Wentworth Shire Council categorised as Residential, sub categorised Wentworth, in accordance with Section 516 of the *Local Government Act 1993* be now made for the 2023/2024 rating period, subject to base amount of (\$240.00) for each assessment. The amount accounts for 42.41% of the estimated yield for this category. The estimated yield for this rate is \$344,049.

BUSINESS CATEGORY

Includes all of the lands within the local government area of Wentworth categorised as Business except those parcels of rateable land sub categorised as:

- Business, Arumpo
- Business, Mourquong
- Business, Pooncarie (including all of the lands within the locality of Pooncarie sub categorised as Business Pooncarie except those lands within the township of Pooncarie)
- Business, Trentham Cliffs
- Business, Wentworth

Business

An ordinary rate of 0.00503586 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, in accordance with Section 518 of the *Local Government Act 1993* be now made for the 2023/2024 rating period, subject to a base amount of (\$270.00) for each assessment. The base amount accounts for 18.01% of the estimated yield for this category. The estimated yield for this rate is \$281,779.

Business, Arumpo

An ordinary rate of 0.06126544 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Arumpo, in accordance with Section 518 of the *Local Government Act 1993* be now made for the 2023/2024 rating period, subject to a base amount of (\$210.00) for each assessment. The base amount accounts for 1.27% of the estimated yield for this category. The estimated yield for this rate is \$82,411.

Business, Mourquong

An ordinary rate of 0.16431420 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Mourquong, in accordance with Section 518 of the *Local*

Government Act 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$100.00) for each assessment. The base amount accounts for 0.11% of the estimated yield for this category. The estimated yield for this rate is \$270,597.

Business, Pooncarie

An ordinary rate of 0.05876975 cents in the dollar on the land value of all rateable lands with Wentworth Shire Council categorised as Business, sub categorised Pooncarie, in accordance with Section 518 of the *Local Government Act 1993* be now made for the 2023/2024 rating period, subject to a base amount of (\$100.00) for each assessment. The base amount accounts for 0.02% of the estimated yield for this category. The estimated yield for this rate is \$826,797.

Business, Trentham Cliffs

An ordinary rate of 0.00469617 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Trentham Cliffs, in accordance with Section 518 of the *Local Government Act 1993* be now made for the 2023/2024 rating period, subject to a base amount of (\$120.00) for each assessment. The base amount accounts for 3.93% of the estimated yield for this category. The estimated yield for this rate is \$12,225.

Business, Wentworth

An ordinary rate of 0.00802806 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Wentworth, in accordance with Section 518 of the *Local Government Act 1993* be now made for the 2023/2024 rating period, subject to a base amount of (\$270.00) for each assessment. The base amount accounts for 38.08% of the estimated yield for this category. The estimated yield for this rate is \$39,000.

WATER AND SEWER CHARGES

It is necessary to increase Water & Waste Water by 3.70% per property for 2023/2024 to cover the cost of operational and capital expenditure required to provide this service to the ratepayers.

In accordance with Section 501 of the *Local Government Act 1993* Council resolves to make and levy the following Water and Sewer Charges for each rateable property within Wentworth Shire Council.

- Water Access Charges will increase by 3.70% per rateable property in 2023/2024
- Sewer Access Charges will increase by 3.70% per rateable property in 2023/2024
- Water Consumption Charges will increase by 3.70% per rateable property in 2023/2024

Water charges

| Filtered Water | Charge | Unit |
|-------------------------|----------|-----------|
| Access Charge | \$318.50 | per annum |
| Water Cost - 0-250kl | \$1.32 | per kl |
| Water Cost - over 250kl | \$2.97 | per kl |
| Raw Water | Charge | Unit |
| Access Charge | \$175.00 | per annum |
| Water Cost - 0-700kl | \$0.47 | per kl |
| Water Cost - over 700kl | \$1.17 | per kl |

The above proposed charges are for a basic 20mm connection.



FLATS AND UNITS

The access charge will apply to all connections and to Namatjira and resident complexes such as flats. Each flat or unit will be levied at 20mm access charge for raw and filtered water.

The body corporate management committee will then be charged for actual water used. The body corporate will be responsible for the allocation of charges within the complex.

| Access Charges are determined by the connection size as follows: - | | | | | |
|--|-----------|-------------|------------------------------|-----------------------------------|-----------------|
| Filtered Water | Size (mm) | Assessments | Filtered Water Access Charge | Filtered Water Allowance 1st Step | Notional Income |
| Residential or Non Residential | 20 | 2,562 | 318.50 | 250 kl | \$815,997.00 |
| | 25 | 32 | 498 | 500 kl | \$15,936.00 |
| | 32 | 8 | 815 | 750 kl | \$6,520.00 |
| | 40 | 18 | 1,274 | 1,000 kl | \$22,932.00 |
| | 50 | 16 | 1,991 | 1,750 kl | \$31,856.00 |
| | 80 | 2 | 5,096 | 4,000 kl | \$10,192.00 |
| | 100 | 1 | 7,963 | 6,250 kl | \$7,963.00 |
| | 150 | 0 | 17,296 | 14,000 kl | \$0.00 |
| | 200 | 0 | 30,750 | | \$0.00 |
| | | | | | \$911,396.00 |
| Raw Water | Size (mm) | Assessments | Raw Water Access Charge | Allowance 1st Step | Notional Income |
| Residential or Non Residential | 20 | 2,416 | 175 | 700 kl | \$422,800.00 |
| | 25 | 42 | 273 | 1,400 kl | \$11,466.00 |
| | 32 | 12 | 448 | 2,100 kl | \$5,376.00 |
| | 40 | 19 | 700 | 2,800 kl | \$13,300.00 |
| | 50 | 17 | 1,094 | 4,900 kl | \$18,598.00 |
| | 80 | 3 | 2,800 | 11,200 kl | \$8,400.00 |
| | 100 | 2 | 4,375 | 17,500 kl | \$4,750.00 |
| | 150 | 0 | 9,506 | 39,200 kl | \$0.00 |
| | 200 | 0 | 16,900 | | \$0.00 |
| | | | | | \$488,690.00 |

| Rural 1(c) Raw Water | | | | |
|----------------------------|-----|---------------|-------------------|-----------------------|
| Size of Connection | | Access Charge | First Step \$0.27 | Second Step \$0.82 |
| 20mm | 235 | \$239.50 | 0-2,000kl | 2,001+ kl |
| Rural Raw Water Only | 24 | \$239.50 | 0-2,000kl | 2,001+ kl |
| | | | | \$62,030.50 |
| Industrial Water | | | | |
| Filtered | | Up to 4,000kl | \$1.16 | per kl |
| | | Next 4,000kl | \$1.90 | per kl |
| | | Next 4,000kl | \$1.80 | per kl |
| | | Over 12,000kl | \$1.70 | per kl |
| Total Water Access Charges | | | | \$1,462,116.50 |

PENSIONER CONCESSIONS

Water pensioner concessions \$32,000

Sewerage Charges

| Description | Assess | Charge | Notional Income | Pensioner Rebate |
|-----------------------|--------|----------|--------------------|------------------|
| Sewerage Connected | 1,909 | 871.50 | \$1,663,694 | \$29,500 |
| Sewerage Unconnected | 157 | 570.00 | \$89,490 | |
| Sewerage 1st Pedestal | 32 | 871.50 | \$27,888 | |
| Sewerage Pedestal WC | 747 | 122.00 | \$91,134 | |
| Sewerage Urinal | 61 | 60.00 | \$3,660 | |
| Sewerage Church WC | 38 | 65.00 | \$2,470 | |
| Sewerage 2 Flats | 8 | 1,307.25 | \$10,458 | |
| Sewerage 3 Flats | 3 | 1,743.00 | \$5,229 | |
| Sewerage 4 Flats | 4 | 2,178.75 | \$8,715 | |
| Sewerage 5 Flats | 4 | 2,614.50 | \$10,458 | |
| Sewerage 6 Flats | 3 | 3,050.25 | \$9,151 | |
| Sewerage 7 Flats | 3 | 3,486.00 | \$10,458 | |
| Sewerage 9 Flats | 0 | 4,357.50 | \$0.00 | |
| Sewerage 10 Flats | 1 | 4,793.25 | \$4,793 | |
| Sewerage 12 Flats | 1 | 5,664.75 | \$5,665 | |
| Sewerage 14 Flats | 0 | 6,536.25 | \$0.00 | |
| | | | \$1,943,262 | \$29,500 |

DOMESTIC WASTE

Domestic Waste collection charges will increase by 3.70% per annum in order to keep up with the increased cost of collection.

In accordance with Section 496 of the *Local Government Act 1993*, Council resolves to charge the following Domestic Waste Management Charge for each rateable residential property within Wentworth Shire Council.

| Garbage Charges | | | | |
|------------------------|--------|--------|------------------|------------------|
| Description | Access | Charge | Notional Income | Pensioner Rebate |
| Domestic Waste - Urban | 2,293 | 261 | \$598,473 | \$26,000 |
| Domestic Waste - Rural | 1,007 | 318 | \$320,226 | \$6,000 |
| | | | \$918,699 | \$32,000 |

In accordance with Section 532 of the *Local Government Act 1993*, Council will adopt its rates and charges after public notice is given and after due consideration of submissions received.

Statement of the types of fees to be charged by Council and the amounts of each such fee:

Section 612 of the *Local Government Act 1993* prohibits Council from determining a fee until it has given public notice of its draft delivery and operational plans for the year in which the fee is to be made and has considered any submissions received. Council will adopt the 2023/2024 fees and charges schedule on 28 June 2023, after consideration of all written submissions by residents and ratepayers.

Refer to attached document for the fees and charges schedule.

Statement of Council's Pricing Policy with respect to the goods and services provided by it

Reference is made to Council's Pricing Policy in its Annual Fees and Charges 2023/2024. The Pricing Policy is related to the degree of cost recovery, having regard to the following factors:

- Equity objectives
- User pays principle
- Cross subsidisation objectives
- Financial objectives
- Customer objectives
- Resource use objectives
- GST

Council's broad policies on revenue are:

- Council will ensure all rates, fees and charges will be levied equitably;
- Council supports the user pays principle in assessing the levying of fees and charges and the amount to which they are set, while considering the needs of those in the community who are unable to meet their own needs; and
- Council will pursue all cost effective opportunities to maximise its revenue base.

The pricing policy referred to in the Annual Fees and Charges for 2023/2024 is based on a selection of one of the following choices:

- The pursuit of full cost recovery (100% of identified costs).
- The application of partial cost recovery (reflecting the impact of public good constraints and/or community service obligations).
- The application of zero cost recovery (reflecting an inability to charge a fee).
- The application of a reference price (a fee or charge set by statute or regulation).
- The pursuit of a commercial rate of return on capital invested (to reflect the capital risks involved in the provision of a particular service).

Statement of the amounts or rates proposed to be charged for the carrying out by Council of work on private land

Council may by agreement with the owner or occupier of any private land, carry out on the land any kind of work that may lawfully be carried out on the land (Section 67(1) *Local Government Act 1993*).

Examples of private works are:

- Paving and road making;
- Kerbing and guttering;
- Fencing and ditching;
- Tree planting and maintenance;
- Demolition and excavation;
- Land clearing and tree felling;
- Water, sewerage and drainage connections; and
- Traffic Management Services.

This type of work is to be charged at cost with a percentage charge of 10% added for profit purposes. All profit is returned to Council's General Fund income.

Statement of proposed borrowings

The Wentworth Shire Council is proposing to utilise up to \$9,500,000 in 2023/2024 to help fund capital requirements for the redevelopment of the:

- Wentworth Civic Centre - \$5,500,000 (previously approved by Council);
- Willowbend Caravan Park - \$2,000,000 (previously approved by Council); and
- Stormwater Infrastructure Upgrades - \$2,000,000

This is a combination of \$6,000,000 of new loans and \$3,500,000 of previously drawn down funds.



3. Annual Fees & Charges

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Economic Development and Tourism

Paddle Steamer Ruby Hire

| Day Cruises from Wentworth Wharf | Unit of Measure | Fee (Inc. 10% GST) |
|---|-----------------|--------------------|
| One Hour Ruby Cruise minimum booking 30 passengers | | |
| Adult ticket (aged 18 and over) | | \$32.00 |
| Child under 18 years of age and Concessional Card Holders | | \$21.00 |
| Child under 12 years of age | | Free |
| Family ticket (2 Adults & 2 children) | | \$80.00 |
| Two Hour Ruby Cruise - including Lock passage minimum booking 25 passengers | | |
| Adult ticket (aged 18 and over) | | \$47.00 |
| Child under 18 years of age and Concessional Card Holders | | \$26.00 |
| Child under 12 years of age | | Free |
| Family ticket (2 Adults & 2 children) | | \$122.00 |

| Overnight Cruises from Wentworth Wharf of Fotherby Park including dinner, bed & breakfast | Unit of Measure | Fee (Inc. 10% GST) |
|--|-----------------|--------------------|
| 1 night - 4 hours steaming and returning to Wentworth | per person | \$248.00 |
| 2 nights - 8 hours steaming and return to Wentworth | per person | \$495.00 |
| Longer cruises by arrangement | per person | Quote per charter |
| Group Booking Packages - Discount of 10% is available when one booking fills the vessel manifest | | |

| Static Vessel Hire at Wentworth Wharf or Fotherby Park (see note 6) | Unit of Measure | Fee (Inc. 10% GST) |
|--|-----------------|--------------------|
| Overnight Accommodation Hire at Wentworth Wharf or Fotherby Park | | |
| Cabin accommodation only - Minimum 20 adult passengers | per person | \$47.00 |
| Cabin including breakfast - Minimum 20 adult passengers | per person | \$60.00 |
| Cabin including dinner, bed & breakfast - Minimum 20 adult passengers | per person | \$122.00 |

| Static Vessel Hire at Fotherby Park | Unit of Measure | Fee (Inc. 10% GST) |
|---|-----------------|--------------------|
| Group Hire - Full day, dry hire Maximum 30 passengers (NO BYO) | | \$1,005.00 |
| Conference Hire - Full day, light lunch & refreshments Maximum 25 passengers | | \$2,011.00 |
| Celebration Hire - Half day hire Maximum 80 passengers on vessel (NO BYO) | | \$2,011.00 |
| * A Bond is payable for all Static Hire Bookings | | \$500.00 |

| Additional Information | Unit of Measure | Fee (Including GST) |
|-----------------------------|-----------------|---------------------|
| Audio Visual Equipment Hire | | |
| LCD Screen and DVD Player | per day | \$60.00 |

Specialty Catering Requests

Any special catering packages/requirements are to be negotiated at additional cost.

Cleaning & Rubbish removal (all hiring's)

Hirers are responsible for cleaning and rubbish removal. If required, the cost for additional cleaning & rubbish removal will be deducted from the bond. An invoice will be raised for amounts in excess of the bond paid.

Paddle Steamer Ruby Hire additional notes

1. The Vessel may only carry 100 day passengers
2. The Wheelhouse deck may only carry 30 persons at a time
3. The passenger deck may only carry 60 persons at any time
4. All passengers under 18 must be accompanied by an adult
5. Overnight Cruises require 20 passengers to fill a booking.
6. Fotherby Park provides overnight parking in a CCTV controlled area
7. Each cabin has one upper and one lower bunk
8. Luggage space in cabins is limited
9. Linen is also included in all overnight cruises
10. Single cabin occupancy rate is 70% of the fees shown
11. Special dietary requirements are to be made known at the time of booking
12. There are no disabled or wheelchair facilities on board
13. Animals are not permitted on board
14. An Officer of P.S. Ruby will be in attendance at all hire events
15. Extra security is the responsibility of the hirer

Note: Embarkation may be cancelled by the Captain at his absolute discretion.

Planning and Development Applications

Development and Construction

| Construction Certificates | Fee |
|--|--|
| The Long Service Levy Corporation Fee is payable at 0.35% of the value of building and construction work where the cost of the building is \$25,000 or more (inclusive of GST). The levy calculator can be accessed at http://www.longservice.nsw.gov.au/bci/levy/other-information/levy-calculator | |
| Class 1a Buildings (Dwellings) | |
| Up to \$5,000 | \$480.00 |
| \$5,001 to \$20,000 of Building Value | \$588.00 |
| \$20,001 to \$100,000 of Building Value | \$1,171.00 |
| \$100,001 to \$250,000 of Building Value | \$1,869.00 |
| \$250,001 + of Building Value | \$2,233 plus \$1.98 per \$1,000 over \$250,000 |
| Class 10 Buildings (Sheds, Carports, Pools, Fences) | |
| Up to \$5,000 | \$480.00 |
| \$5,001 to \$20,000 of Building Value | \$545.00 |
| \$20,001 to \$100,000 of Building Value | \$811.00 |
| \$100,001 to \$250,000 of Building Value | \$1,151.00 |
| \$250,001 + of Building Value | \$1,468 plus \$1.88 per \$1,000 over \$250,000 |
| Class 2 - 9 Buildings (Commercial, Industrial & Public Buildings) | |
| Up to \$5,000 | \$588.00 |
| \$5,001 to \$20,000 of Building Value | \$1,171.00 |
| \$20,001 to \$100,000 of Building Value | \$1,869.00 |
| \$100,001 to \$250,000 of Building Value | \$2,346.00 |
| \$250,001 + of Building Value | \$2,847 plus \$2.10 per \$1,000 over \$250,000 |
| Contribution Plan (if applicable) | |
| Up to \$100,000 | 0% |
| \$100,001 to \$200,000 | 0.50% |
| \$200,001 and above | 1% |

| Complying Development Certificates | Fee |
|--|--|
| The Long Service Levy Corporation Fee is payable at 0.35% of the value of building and construction work where the cost of the building is \$25,000 or more (inclusive of GST). The levy calculator can be accessed at http://www.longservice.nsw.gov.au/bci/levy/other-information/levy-calculator | |
| Class 1a Buildings (Dwellings) | |
| Up to \$5,000 | \$480.00 |
| \$5,001 to \$20,000 of Building Value | \$588.00 |
| \$20,001 to \$100,000 of Building Value | \$1,171.00 |
| \$100,001 to \$250,000 of Building Value | \$1,869.00 |
| \$250,001 + of Building Value | \$2,233 plus \$1.98 per \$1,000 over \$250,000 |
| Class 10 Buildings (Sheds, Carports, Pools, Fences) | |
| Up to \$5,000 | \$480.00 |
| \$5,001 to \$20,000 of Building Value | \$545.00 |
| \$20,001 to \$100,000 of Building Value | \$811.00 |
| \$100,001 to \$250,000 of Building Value | \$1,151.00 |
| \$250,001 + of Building Value | \$1,468 plus \$1.88 per \$1,000 over \$250,000 |
| Class 2 - 9 Buildings (Commercial, Industrial & Public Buildings) | |
| Up to \$5,000 | \$588.00 |
| \$5,001 to \$20,000 of Building Value | \$1,171.00 |
| \$20,001 to \$100,000 of Building Value | \$1,869.00 |
| \$100,001 to \$250,000 of Building Value | \$2,346.00 |
| \$250,001 + of Building Value | \$2,847 plus \$2.10 per \$1,000 over \$250,000 |
| Contribution Plan (if applicable) | |
| Up to \$100,000 | 0% |
| \$100,001 to \$200,000 | 0.50% |
| \$200,001 and above | 1% |

| Civil Works | Fee (Inc. GST) | GST |
|--|--|-----|
| The Long Service Levy Corporation Fee is payable at 0.35% of the value of building and construction work where the cost of the building is \$25,000 or more (inclusive of GST). The levy calculator can be accessed at http://www.longservice.nsw.gov.au/bci/levy/other-information/levy-calculator | | |
| Plan Checking Fee | | |
| 2 - 3 Lots | \$134.00 | 10% |
| 4 - 20 Lots | \$401.00 | 10% |
| 21 - 49 Lots | \$669.00 | 10% |
| 50 Plus Lots | \$936.00 | 10% |
| Subdivision Construction Certificate | \$924 or 1.5% of total project cost whichever is greater | 10% |
| Tapping Fee – to be determined on a case by case basis | Actual Cost | 10% |
| Street Trees Contribution – per tree | \$100.00 | |
| Contribution Plan (if applicable) | | |
| Up to \$100,000 | 0% | 0% |
| \$100,001 to \$200,000 | 0.50% | 0% |
| \$200,001 and above | 1% | 0% |
| Headworks Charges (Servicing Plans 1 & 2) | | |
| Filtered water fee (per Lot) | \$1,675.00 | 0% |
| Filtered water fee (per Lot) – Trentham | \$5,000.00 | 0% |
| Unfiltered water fee (per Lot) | \$1,814.00 | 0% |
| Sewerage Fee (per Lot) | \$8,757.00 | 0% |
| Sewerage Fee (per Lot) – Trentham | \$5,000.00 | 0% |
| Stormwater Fee | \$0.94 per sqm of original area to be subdivided | 0% |

| Sundry Building Fees | Fee (Inc. GST) | GST |
|--|--|-----|
| Certificate and progress reports on buildings under construction | \$188.00 | 10% |
| Minor amendments to Construction Certificates / Complying Development Certificates | \$188.00 | 0% |
| Amendment > 50% of plan – Construction / Complying Development Certificates | 50% of fee for new application | 0% |
| Re-inspection for a critical stage building inspection | \$110.00 | 10% |
| Subscriber fee for provision of ABS data – full year | \$239.00 | 0% |
| Search and copy of records (per search) | \$106.00 | 0% |
| Copy of building plans (per sheet) | Standard Copy Fee | 10% |
| Private Certifier lodgement fee (cl 263 EP&A Reg 2000) | \$36.00 | 0% |
| Submitting application for construction certificate, subdivision works certificate, occupation certificate, subdivision certificate, building information certificate or complying development certificate on the NSW planning portal. | \$40.00 | 0% |
| Application for inspection of dwelling to be re-sited | | |
| • dwelling outside of Council area | \$404 + .88c per km | 10% |
| • dwelling within Council area | \$406.00 | 10% |
| Building Information Certificate – Class 1 & 10 where work involves no additional floor space (cl 260 EP&A Reg 2000) | \$275.00 | 0% |
| Building Information Certificate – Class 1 & 10 involving additional floor space (cl 260 EP&A Reg 2000) | \$275 + \$0.50 per m ² over 200m ² | 0% |
| Inspection Fee where more than one inspection is required prior to issuing a Building Information Certificate (cl 260(2) EP&A Reg 2000) | \$110.00 | 10% |
| Building Information Certificate where a DA, CDC or CC was required for the erection of the building or any of the other conditions prescribed in Regulation 260(3A) of the EP & A Act Apply. Note: DA, CC or CDC fee addition only applies if the building erection/alteration happened 2 years immediately preceding date of building certificate application. | Relevant DA & CC or CDC fee that should have been paid + \$275 | 0% |
| Fee for copy of a Building Information Certificate (cl 261 EP&A Reg 2000) | \$13.00 | 0% |
| Infrastructure Protection Permit Fee (includes inspections) | \$221.00 | 0% |
| Infrastructure Bond (Refundable) – This bond applies to all construction works \$25,001 and above. | \$3,000.00 | 0% |

Development and Construction

| Swimming Pool Fence Inspection Fee | Fee (Inc. GST) | GST |
|--|---------------------------|-----|
| Audit inspection initiated by Council – 1st Inspection | \$0.00 | 0% |
| Mandatory inspection for a swimming pool (cl 18A Swimming Pool Reg 2008) | \$165.00 | 10% |
| Follow up inspection when 1st inspection not compliant (cl 18A Swimming Pool Reg 2008) | \$110.00 | 10% |
| Local Government Act Approvals | Fee (Inc. GST) | GST |
| Application to install on-site Sewerage Management System (Septic Tank/AWTS) | \$500.00 | 0% |
| Application to alter on-site Sewerage Management System (Septic Tank/AWTS) | \$500.00 | 0% |
| Application to amend existing approval to install an on-site sewerage management system | \$237.00 | 0% |
| Install Grey Water System | \$287.00 | 0% |
| Amend Grey Water System | \$163.00 | 0% |
| Raw Water Sign | \$7.00 | 10% |
| Trade Waste Discharge Application Fee | \$707.00 | 10% |
| Industrial Sewerage Management System (20 plus persons) | \$707.00 | 0% |
| Amendment to Industrial Sewerage Management System (20 plus persons) | \$707.00 | 0% |
| Application for approval to connect to sewer | \$500.00 | 0% |
| Application to alter existing sewer plan | \$500.00 | 0% |
| Re-inspection for a mandatory plumbing inspection stage | \$110.00 | 0% |
| Section 68 Installation of a Relocatable Home, Moveable Dwelling or Associated Structure | | |
| Up to \$5,000 of Building Value | \$61 + 0.5% | 10% |
| \$5,001 - \$100,000 of Building Value | \$91 + 0.3% | 10% |
| \$100,001 - \$250,000 of Building Value | \$436 + 0.2% | 10% |
| >\$250,001 of Building Value | \$802 + 0.1% | 10% |
| Stormwater Legal Point of Discharge | \$84.00 | 0% |
| Caravan Parks – Inspection fee + (per site) 5 year fee | \$346 + \$5 (per site) | 0% |
| Caravan Parks noncompliance re-inspection fee (per hour) | \$202.00 | 0% |
| Section 68 Local Government Approvals not otherwise listed – Refer Appendix B | \$269.00 | 0% |

| Development Applications | Fee (Inc. GST) | GST |
|--|--|-----|
| Schedule 4, Part 2, EP&A Regulation 2021 | | |
| Up to \$5,000 | \$129.00 | 0% |
| From \$5,001 to \$50,000 | \$198 plus \$3 per \$1,000 (or part of \$1,000) of the estimated cost | 0% |
| From \$50,001 to \$250,000 | \$412 plus \$3.64 per \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$50,000 | 0% |
| From \$250,001 to \$500,000 | \$1,356 plus \$2.34 per \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$250,000 | 0% |
| From \$500,001 to \$1,000,000 | \$2,041 plus \$1.64 per \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$500,000 | 0% |
| From \$1,000,001 to \$10,000,000 | \$3,058 plus \$1.44 per \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$1,000,000 | 0% |
| More than \$10,000,001 | \$18,565 plus \$1.19 per \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$10,000,000 | 0% |
| Development application for development not involving the erection of a building, the carrying out of a work, the subdivision of land or the demolition of a work or building. | \$333.00 | 0% |
| Development application for advertising signs where the lodgment fee based on the cost of works is less than \$333.00. | \$333 plus \$93.00 for each additional advertisement. | 0% |

| Fees for Application for Modification of Consent Schedule 4 Part 4 EP&A Reg 2021 | Fee (Inc. GST) | GST |
|--|--|-----|
| Modification under section 4.55 (1) | \$83.00 | 0% |
| Modification of DA under S4.55(1A) or & S4.56(1) minimal environmental impact. | 50% of original DA fee up to the maximum fee of \$754 – whichever is the lesser. | 0% |
| Modification of DA under S4.55(2) or S4.56(1) that does not involve minimal environmental impact if the fee for the original application was less than 1 fee unit. | 50% of original fee. | 0% |
| Modification of DA under S4.55(2) or S4.56(1) that does not involve minimal environmental impact if the fee for the original application was 1 fee unit or more if the application did not involve erection of a building, carrying out of work or demolition of work or building. | 50% of original fee. | 0% |
| Modification of DA under S4.55(2) or 4.56(1) that does not involve minimal environmental impact if the fee for original application was 1 fee unit or more. | \$222.00 | 0% |
| Modification of DA under S4.55(2) or 4.56(1) that does not involve minimal environmental impact if the fee for the original application was for the erection of a dwelling house with an estimated cost of \$100,000 or less. | \$222.00 | 0% |
| Where Council is required to give notice under S4.55(2) or S4.56(1) of the Act. | \$778.00 | 0% |

| | | |
|--|--|----|
| Modification for S4.55(2) or S4.56(1) that does not involve minimal environmental impact and the original application fee was 1 unit or more and application relates to an original development application. | | |
| Up to \$5,000 | \$64.00 | 0% |
| \$5,001 to \$250,000 | \$99.00 plus \$1.50 per \$1,000 by which estimated cost exceeds \$5,000. | 0% |
| \$250,001 to \$500,000 | \$585.00 plus \$0.85 per \$1,000 by which estimated cost exceeds \$250,000. | 0% |
| \$500,001 to \$1,000,000 | \$833.00 plus \$0.50 per \$1,000 by which estimated cost exceeds \$500,000. | 0% |
| \$1,000,001 to \$10,000,000 | \$1,154.00 plus \$0.40 per \$1,000 by which estimated cost exceeds \$1,000,000. | 0% |
| More than \$10,000,000 | \$5,540.00 plus \$0.27 per \$1,000 by which estimated cost exceeds \$10,000,000. | 0% |
| Request for LEP Amendment | \$7,370.00 | 0% |
| Request for s8.2(1) (C) review of decision to reject an application - Schedule 4 Part 7 EP&A Reg 2021. | | |
| Where the estimated cost of development is less than \$100,000 | \$64.00 | 0% |
| Where the estimated cost of development is more than \$100,000 but is less than or equal to \$1,000,000 | \$175.00 | 0% |
| Where the estimated cost of development is more than \$1,000,000 | \$292.00 | 0% |
| Request for Review of Determination – Schedule 4 Part 7 EP&A Reg 2021 | | |
| Review of development application not involve the erection of building, the carrying out of a work or the demolition of a work or building. | 50% of the original lodgment fee | 0% |
| Review of development application involving the erection of a dwelling-house with an estimated cost of construction of \$100,000 or less | \$222.00 | 0% |

| | | |
|---|---|------------|
| In the case of any other development application | | |
| Estimated development costs up to \$5,000 | \$64.00 | 0% |
| Estimated development costs of between \$5,001 - \$250,000 | \$100, plus an additional \$1.50 for each \$1,000 (or part of \$1,000) of the estimated cost exceeding \$5,000 | 0% |
| Estimated development costs of between \$250,001 - \$500,000 | \$585, plus an additional \$0.85 for each \$1,000 (or part of \$1,000) of the estimated cost exceeding \$250,000 | 0% |
| Estimated development costs of between \$500,001 - \$1,000,000 | \$833, plus an additional \$0.50 for each \$1,000 (or part of \$1,000) of the estimated cost exceeding \$500,000 | 0% |
| Estimated development costs of between \$1,000,001 - \$10,000,000 | \$1,154, plus an additional \$0.40 for each \$1,000 (or part of \$1,000) of the estimated cost exceeding \$1,000,000 | 0% |
| Estimated development costs in excess of \$10,000,000 | \$5,540, plus an additional \$0.27 for each \$1,000 (or part of \$1,000) of the estimated cost exceeding \$10,000,000 | 0% |
| Where Council is required to give notice under S8.3 of the Act | Up to \$725.00 | 0% |
| Subdivisions Schedule 4 Part 2 EP&A Reg 2021 | Fee (Inc. GST) | GST |
| Development Application Lodgement without road opening | \$386 plus \$53 for every additional lot created by the subdivision | 0% |
| Involving opening of a public road | \$777 plus \$65 for every additional lot created by the subdivision | 0% |
| Strata Subdivision | \$386 plus \$65 for every additional lot created by the subdivision | 0% |
| Subdivision Certificate Application Fee | \$231 plus \$5.00 per lot | 10% |
| Section 10.7 Certificates | Fee (Inc. GST) | GST |
| Certificate under Section 10.7 (2) & (5) - Per Lot | \$156.00 | 0% |
| Certificate under Section 10.7 (2) - Per Lot | \$62.00 | 0% |
| Certificate under Section 10.7 (5) - Per Lot | \$94.00 | 0% |
| Certificate under Section 10.7 Urgent Fee | \$141.00 | 0% |
| Sewer Diagram | \$23.00 | 0% |

| | | |
|---|-----------------------|------------|
| Notification of Outstanding Orders | \$84.00 | 10% |
| Certificate under Section 735A of the Local Government Act 1993 | \$84.00 | 10% |
| Designated Development Schedule 4 Part 3 EP&A Reg 2021 | Fee (Inc. GST) | GST |
| In addition to any other fees payable for a development application an additional fee is payable for a designated development. | \$1,076.00 | 0% |
| Designated Development Advertising Fee | \$3,586.00 | 0% |
| Integrated Development Schedule 4 Part 3 – item 3.1 EP&A Reg 2021 | Fee (Inc. GST) | GST |
| In addition to any other fees payable for a development application an additional fee is payable for an integrated development (cl 253 EP&A Reg 2000) | \$164.00 | 0% |
| Giving notice for nominated integrated development, threatened species development or Class 1 aquaculture development. | Up to \$1,292.00 | 0% |
| Note: Applicants are required to pay an additional \$374.00 to each concurrence Authority. | | |
| Any Development Requiring Concurrence not assumed by Council | Fee (Inc. GST) | GST |
| Fee to Council as consent authority | \$164.00 | 0% |
| Note: Applicants are required to pay an additional \$374.00 to each concurrence Authority. | | |
| Giving Notice of Prohibited Development | Fee (Inc. GST) | GST |
| Fee to give notice of Prohibited development | \$1,292.00 | 0% |
| Provision of Certified copy of Documents, maps or plans – Schedule 4 Part 9 – item 9.9 | Fee (Inc. GST) | GST |
| Fee to give notice of Prohibited development | \$62.00 | 0% |
| Permissive Occupancy Licence Fees | Fee (Inc. GST) | GST |
| Application Fee (new or transfer) | \$229.00 | 0% |
| Annual Rent Payable | \$229.00 | 0% |
| Application for Mooring Sites | Fee (Inc. GST) | GST |
| Mooring Sites (private) | \$364.00 | 0% |
| Mooring Sites (commercial) | \$721.00 | 0% |

Regulatory Functions

Public Health Program Inspection Fees

| Public Health Program Inspection Fees | Fee (Inc. GST) | GST |
|---|----------------|-----|
| Food Premises Registration/Change of Details Fee | \$64.00 | 0% |
| Food premises - administration fee (yearly) | \$210.00 | 10% |
| Food premises - fee per inspection | \$168.00 | 0% |
| Maximum fee for issuing improvement notice (including one inspection) | \$347.00 | 0% |
| Hairdressers and like Premises Registration/Change of Details Fee | \$122.00 | 0% |
| Hairdressers and like Premises - administration fee (yearly) | \$197.00 | 10% |
| Hairdressers and like Premises - fee per inspection | \$156.00 | 0% |
| Maximum fee for issuing improvement notice (including one reinspection) | \$488.00 | 0% |
| Temporary Event | | |
| Application to Sell Food Fee (single day/event) | \$69.00 | 0% |
| Annual approval (covers all events for the year) | \$174.00 | 0% |
| Mobile Vendor Permit - Application to Sell Food | | |
| New Application Annual Fee | \$69.00 | 0% |
| Renewal Application Annual Fee | \$174.00 | 0% |
| Skin Penetration Premises Registration/Change of Details Fee | \$188.00 | 0% |
| Skin Penetration Premises – administration fee (yearly) | \$197.00 | 10% |
| Skin Penetration Premises – fee per inspection | \$156.00 | 0% |
| Accommodation Premises Registration/Change of Details Fee | \$122.00 | 0% |
| Accommodation Premises – administration fee (yearly) | \$197.00 | 10% |

| | | |
|---|---------------|-----|
| Accommodation Premises – fee per inspection | \$156.00 | 0% |
| Cooling Towers - administration fee (yearly) | \$336.00 | 10% |
| Cooling Towers - fee per inspection | \$156.00 | 0% |
| Cooling Towers - per km | \$0.38 per km | 0% |
| Warm Water Systems Inspections – administration fee (yearly) | \$197.00 | 10% |
| Warm Water System - fee per inspection | \$156.00 | 0% |
| Warm Water System - per km | \$0.38 per km | 0% |
| Swimming Pool and/or Spa Pool Registration/ Change of Details Fee | \$122.00 | 0% |
| Swimming Pool and/or Spa Pool – administration fee (yearly) | \$197.00 | 10% |
| Swimming Pool and/or Spa Pool – fee per inspection | \$156.00 | 0% |

Note: A minimum of 1 inspection conducted annually, depending on hazard rating. Some premises may have up to 4 scheduled inspection per year.

| NSW Food Regulation 2015 Fees | Fee (Inc. GST) | GST |
|--|-----------------------|------------|
| Registration/Change of Details Fee | \$64.00 | 0% |
| Administration Fee (yearly) Up to and including 5 FTE food handlers | \$410.00 | 10% |
| Administration Fee (yearly) More than 5 but not more than 50 FTE food handlers | \$473.00 | 10% |
| Administration Fee (yearly) More than 50 FTE food handlers | \$630.00 | 10% |
| Fee per Inspection per hour | \$314.00 | 0% |
| Maximum fee for issuing improvement notice | \$364.00 | 0% |

Companion Animal Fees

| Other Regulatory Function Charges | Fee (Inc. GST) | GST |
|---|----------------|-----|
| Micro-chipping Service | \$65.00 | 10% |
| Surrender Fees | \$110.00 | 0% |
| Release Fee - Cats | \$110.00 | 0% |
| Release Fee - Dogs | \$110.00 | 0% |
| Release Fee - Livestock (per animal) | \$110.00 | 0% |
| Livestock Sustenance - per day | \$19.00 | 10% |
| Trap Hire - Refundable Deposit | \$30.00 | 0% |
| Impounded Vehicles | \$568.00 | 10% |
| Animal Services Officer - After hours attendance (in addition to any fines imposed) | \$305.00 | 10% |

| Lifetime Registration Fees (as per Companion Animals Regulation 2008) | Fee (Inc. GST) | GST |
|---|----------------|-----|
| Dog | | |
| Desexed (by relevant age) | \$69.00 | 0% |
| Desexed (by relevant age eligible pensioner) | \$29.00 | 0% |
| Desexed (sold by pound/shelter) | Free | 0% |
| Not-Desexed or Desexed (after relevant age) | \$234.00 | 0% |
| Not Desexed (not recommended) | \$69.00 | 0% |
| Not Desexed (recognised breeder) | \$69.00 | 0% |
| Working | Free | 0% |
| Service of the State | Free | 0% |
| Lifetime Registration – Assistant Animals | Free | 0% |
| Cat | | |
| Desexed or Not Desexed | \$59.00 | 0% |
| Eligible Pensioner | \$29.00 | 0% |
| Desexed (sold by pound/shelter) | Free | 0% |
| Not Desexed (not recommended) | \$59.00 | 0% |
| Not Desexed (recognised breeder) | \$59.00 | 0% |
| Registration late fee | \$19.00 | 0% |

| Annual Permits | Fee (Inc. GST) | GST |
|-------------------------------------|----------------|-----|
| Cats under 4 months not desexed | \$85.00 | 0% |
| Restricted Breed and Dangerous Dogs | \$206.00 | 0% |
| Permit late fee | \$19.00 | 0% |

Note 1: The lifetime registration fees are set by the Office of Local Government and subject to change by the office of Local Government. The fees shown reflect amendments effective from 1 July 2023.

Note 2: The Annual Permit fees are set by the Office of Local Government and subject to change by the Office of Local Government and are payable in addition to the one-off lifetime registration fee. The fees shown reflect amendments effective 1 July 2023.

Waste Management Charges

| Landfill Charges | Fee (Inc. GST) | GST |
|--|----------------|-----|
| 1 Bag of Rubbish | \$7.00 | 10% |
| Station wagon / car boot | \$18.00 | 10% |
| 240 ltr MGB | \$18.00 | 10% |
| Domestic (Home) Waste | | |
| 6 x 4 Trailer / Utility - water level | \$23.00 | 10% |
| 6 x 4 Trailer / Utility - heaped | \$42.00 | 10% |
| 6 x 4 Trailer / Utility - caged | \$62.00 | 10% |
| 7 x 4 Tandem Trailer or larger - water level | \$46.00 | 10% |
| 7 x 4 Tandem Trailer or larger - heaped | \$70.00 | 10% |
| 7 x 4 Tandem Trailer or larger - caged | \$96.00 | 10% |
| Commercial/Industrial (Work) Waste | | |
| 6 x 4 Trailer / Utility - water level | \$36.00 | 10% |
| 6 x 4 Trailer / Utility - heaped | \$63.00 | 10% |
| 6 x 4 Trailer / Utility - caged | \$91.00 | 10% |
| 7 x 4 Tandem Trailer or larger - water level | \$69.00 | 10% |
| 7 x 4 Tandem Trailer or larger - heaped | \$106.00 | 10% |
| 7 x 4 Tandem Trailer or larger - caged | \$145.00 | 10% |
| Green Waste (Domestic) | | |
| 6 x 4 Trailer / Utility - water level | \$5.00 | 10% |
| 6 x 4 Trailer / Utility - heaped | \$8.00 | 10% |
| 6 x 4 Trailer / Utility - caged | \$13.00 | 10% |
| 7 x 4 Tandem Trailer or larger - water level | \$8.00 | 10% |
| 7 x 4 Tandem Trailer or larger - heaped | \$13.00 | 10% |
| 7 x 4 Tandem Trailer or larger - caged | \$17.00 | 10% |
| Green Waste (Commercial/Industrial) | | |
| 6 x 4 Trailer / Utility - water level | \$7.00 | 10% |
| 6 x 4 Trailer / Utility - heaped | \$13.00 | 10% |
| 6 x 4 Trailer / Utility - caged | \$19.00 | 10% |
| 7 x 4 Tandem Trailer or larger - water level | \$13.00 | 10% |

| | | |
|---|---|-----|
| 7 x 4 Tandem Trailer or larger - heaped | \$19.00 | 10% |
| 7 x 4 Tandem Trailer or larger - caged | \$25.00 | 10% |
| Truck loads - (per tonne) | \$166.00 | 10% |
| Concrete (per tonne) - excluding concrete pipes | \$126.00 | 10% |
| Asbestos (per tonne) | \$236.00 | 10% |
| Problematic Waste – (per tonne) | \$220.00 | 10% |
| Clean Fill – (per tonne) | \$10.00 | 10% |
| Contaminated Fill – (per tonne) | \$166.00 | 10% |
| Disposal of car bodies | NIL | 0% |
| Car and Motorbike Tyres | \$10.00 | 10% |
| Small Truck Tyres | \$25.00 | 10% |
| Large Truck Tyres | \$46.00 | 10% |
| Super Single Tyres | \$46.00 | 10% |
| Tractor Tyres | \$185.00 | 10% |
| Large Earthmoving Tyres | \$225.00 | 10% |
| Waste Oil (petroleum oils only) (Buronga & Wentworth only) | NIL | 0% |
| Scrap Metal - clean fill | NIL | 0% |
| Chemical Drums (clean and dry) | NIL | 0% |
| Recycling (paper, cans, plastic bottles, glass) | NIL | 0% |
| Cardboard, batteries, gas cylinders | NIL | 0% |
| Mattress - Single | \$21.00 | 10% |
| Mattress - Double or bigger | \$40.00 | 10% |
| Unspecified Waste – (per tonne) | \$220.00 | 10% |
| Weighbridge Certification Fee – per vehicle | \$22.00 | 10% |
| Commercial Recycling (cardboard & Comingle) | \$15 per cubic meter | 10% |
| Contractor Discount - To be determined on a case by case basis on application to Council. | Increased in line with the increase to the per tonne gate rate. | 10% |

Trade Waste Charges

| Trade Waste Fees and Usage Charges | Fee (Inc. GST) | GST |
|---|----------------|-----|
| Annual Trade Waste Fee | | |
| Category 1 Discharger | \$138.00 | 10% |
| Category 2 Discharger | \$274.00 | 10% |
| Large Discharger | \$922.00 | 10% |
| Industrial Discharger | \$274.00 | 10% |
| Re-inspection Fee | \$129.00 | 10% |
| Trade Waste Usage Charges per kL | | |
| Category 1 Discharge with appropriate equipment (note 1) | \$0.00 | 10% |
| Category 1 Discharge without appropriate pre-treatment | \$6.00 | 10% |
| Category 2 Discharge with appropriate equipment (note 1) | \$257.00 | 10% |
| Category 2 Discharge without appropriate pre-treatment | \$24.00 | 10% |
| Food Waste Disposal | \$44.00 | 10% |
| Non-compliance pH charge | | |
| Value of coefficient K in equation 3 of Liquid Trade Waste Policy | \$5.00 | 10% |

| Excess Mass Charges Substance price per kg | Fee (Inc. GST) | GST |
|---|----------------|-----|
| Aluminium | \$5.00 | 10% |
| Ammonia (as N) | \$6.00 | 10% |
| Arsenic | \$116.00 | 10% |
| Barium | \$57.00 | 10% |
| Biochemical oxygen demand (BOD) | \$116.00 | 10% |
| Boron | \$116.00 | 10% |
| Bromide | \$24.00 | 10% |
| Cadmium | \$534.00 | 10% |
| Chloride | \$5.00 | 10% |
| Chlorinated hydrocarbons | \$57.00 | 10% |
| Chlorinated phenolics | \$2,312.00 | 10% |
| Chlorine | \$6.00 | 10% |
| Chromium | \$38.00 | 10% |
| Cobalt | \$24.00 | 10% |
| Copper | \$24.00 | 10% |
| Cyanide | \$116.00 | 10% |
| Fluoride | \$8.00 | 10% |
| Formaldehyde | \$6.00 | 10% |
| Oil and Grease (Total O&G) | \$5.00 | 10% |
| Herbicides/defoliants | \$1,156.00 | 10% |
| Iron | \$6.00 | 10% |
| Lead | \$57.00 | 10% |
| Lithium | \$14.00 | 10% |
| Manganese | \$14.00 | 10% |
| Mercaptans | \$116.00 | 10% |
| Mercury | \$3,854.00 | 10% |
| Methylene blue active substances (MBAS) | \$116.00 | 10% |
| Molybdenum | \$116.00 | 10% |

| | | |
|--|------------|-----|
| Nickel | \$38.00 | 10% |
| Nitrogen (Total Kjeldahl Nitrogen - Ammonia) as N | \$28.00 | 10% |
| Organoarsenic compounds | \$1,156.00 | 10% |
| Pesticides general (excludes organochlorines and organophosphates) | \$1,156.00 | 10% |
| Petroleum hydrocarbons (non-flammable) | \$7.00 | 10% |
| Phenolic compounds (non-chlorinated) | \$14.00 | 10% |
| Phosphorous (Total PP) | \$6.00 | 10% |
| Polynuclear aromatic hydrocarbons | \$24.00 | 10% |
| Selenium | \$82.00 | 10% |
| Silver | \$5.00 | 10% |
| Sulphate (SO ₄) | \$5.00 | 10% |
| Sulphide | \$6.00 | 10% |
| Sulphite | \$6.00 | 10% |
| Suspended Solids (SS) | \$5.00 | 10% |
| Thiosulphate | \$5.00 | 10% |
| Tin | \$14.00 | 10% |
| Total dissolved solids (TDS) | \$4.00 | 10% |
| Uranium | \$14.00 | 10% |
| Zinc | \$24.00 | 10% |

| Charges for tankered waste Fees in \$/kL (note 1) | Fee (Inc. GST) | GST |
|--|----------------|-----|
| Chemical Toilet | \$25.00 | 0% |
| Septic Tank Waste | | |
| Effluent | \$6.00 | 0% |
| Septage | \$32.00 | 0% |

| Charges for use of Riverboat Pump-Out Stations (per each dump) | Fee (Inc. GST) | GST |
|---|----------------|-----|
| Disposal of effluent from riverboats | \$32.00 | 10% |
| Use of key to access pump out facility (refundable deposit) | \$30.00 | 0% |

Note: Only applies to liquid trade waste dischargers with appropriately and/or maintained pre-treatment facilities.

Finance and Customer Service Fees

| GIPA Requests | Unit of Measure | Fee (Inc. GST) | GST |
|---|-----------------|-----------------------------------|-----|
| Government Information Public Access Request (GIPA) | | | |
| Application Fee (as per the Act) | | \$30.00 | 0% |
| Processing Charges (1st hour included, cost per each hour thereafter) as per the Act | | \$30.00 | 0% |
| Retrieval and copying of previous years Council Minutes (charge is per meeting) | | \$42.00 | 0% |
| Sundry Charges | Unit of Measure | Fee (Inc. GST) | GST |
| Photocopying A4 | | \$0.25 | 10% |
| Photocopying A3 | | \$0.50 | 10% |
| Colour Photocopying A4 | | \$1.00 | 10% |
| Colour Photocopying A3 | | \$2.00 | 10% |
| Grants – Preparation of funding applications on behalf of others | per hour | \$117.00 | 10% |
| Grants – Auspice of grant funds on behalf of others (this covers preparation of reports for funding body & audit certificate) | | \$1,710 plus 1% of funding amount | 10% |
| Map Copy Charges - Full Colour A2 | | \$8.00 | 10% |
| Map Copy Charges - Full Colour A1 | | \$12.00 | 10% |
| Map Copy Charges - Full Colour A0 | | \$16.00 | 10% |
| Map Copy Charges - Line Art A2 | | \$4.00 | 10% |
| Map Copy Charges - Line Art A1 | | \$7.00 | 10% |
| Map Copy Charges - Line Art A0 | | \$8.00 | 10% |
| Map Copy Charges - Imagery A2 | | \$12.00 | 10% |
| Map Copy Charges - Imagery A1 | | \$20.00 | 10% |
| Map Copy Charges - Imagery A0 | | \$23.00 | 10% |
| Laminating A4 | | \$5.00 | 10% |
| Laminating A3 | | \$9.00 | 10% |
| Scanning - small black & white logos etc. | | \$7.00 | 10% |
| Scanning - colour photos (standard size) | | \$9.00 | 10% |

| Licenses and Permits | Unit of Measure | Fee (Inc. GST) | GST |
|--|-----------------|----------------|-----|
| Tent Erection Fees - outside licensed Caravan Parks | | \$130.00 | 0% |
| Tent Erection / Clearing | | \$749.00 | 0% |
| Deposits - Tents for Circus, travelling shows and other commercial enterprises | | \$600.00 | 0% |
| Valuer General's Insertion into Rates Notices | per hour | \$82.00 | 0% |
| Misc. Rates Charges | Unit of Measure | Fee (Inc. GST) | GST |
| 603 Certificate | | \$90.00 | 0% |
| 603 Certificate Urgent Request | | \$148.00 | 0% |
| Special Meter Reading - 603 Certificate | | \$82.00 | 0% |
| Meter Check - Fault Report | | \$139.00 | 0% |
| Copy of Rates Notice (per request) | | \$10.00 | 0% |
| General Administration Fee | | \$25.00 | 0% |
| Extraction from Valuation Book | | \$25.00 | 0% |
| Rural Addressing - Provision of new address plate or replacement plate | | \$51.00 | 10% |
| Account review administration fee | | \$155.00 | 10% |
| Dishonour Fee (Bpay, Bill Pay & Direct Debit) | | \$28.00 | 10% |
| Interest on overdue rates | | 6.00% | 0% |
| Note: These fees are GST exempt if associated with the provision of regulatory information | | | |

Library Fees

| Service | Fee (Inc. GST) | GST |
|--|------------------------|-----|
| Inter-library Loans, Late returns and Damages | | |
| Inter-library Loans | \$3.00 | 10% |
| Lost or Damaged Items | Original Cost + \$7.00 | 10% |
| Book Covering | | |
| Plastic / contact (small) | \$4.00 | 10% |
| Plastic / contact (medium) | \$5.00 | 10% |
| Plastic / contact (large) | \$5.00 | 10% |
| Dust jacket (small) | \$5.00 | 10% |
| Dust jacket (medium) | \$5.00 | 10% |
| Dust jacket (large) | \$6.00 | 10% |
| Photocopying / Printing / Scanning | | |
| A4 photocopy or print | \$0.25 | 10% |
| A4 photocopy - coloured print | \$1.00 | 10% |
| A3 photocopy or print | \$0.50 | 10% |
| A3 photocopy - coloured print | \$2.00 | 10% |
| Laminating | | |
| Business card | \$5.00 | 10% |
| A4 | \$5.00 | 10% |
| A3 | \$9.00 | 10% |
| Replacement Library Card | | |
| Adult | \$3.00 | 0% |
| Child | \$3.00 | 0% |
| Visitor Deposit (refundable) | \$20.00 | 0% |

Roads and Engineering Support

| Service | Fee (Inc. GST) | GST |
|---|--|-----|
| Road Opening Permits | | |
| Permit | \$179.00 | 0% |
| Refundable deposits (note 1): | | |
| Road opening fee | \$525.00 | 0% |
| For works in a constructed nature strip with concrete footpath | \$370.00 | 0% |
| For works in an unpaved constructed nature strip | \$210.00 | 0% |
| New works which may affect Council assets such as footpaths, sewer, drainage & water supply | \$1,420.00 | 0% |
| Traffic Management Plans | | |
| Plan Preparation Fee | \$179.00 | 10% |
| Plan Assessment Fee | \$163.00 | 0% |
| Hire Fee per day - Signs / Bollards / Traffic Cones | \$34.00 | 10% |
| Refundable Deposit (note 2) | | |
| Hire of Signs / Bollards / Traffic Cones | \$210.00 | 0% |
| Bins | | |
| Bin Hire (per bin, per day - includes 1 emptying/cleaning) | \$26.00 | 10% |
| Each additional empty/clean (per bin) | \$26.00 | 10% |
| Replacement of Mobile Garbage Bin | \$119.00 | 10% |
| Misc. services | | |
| Hire of barbeque - per day | \$214.00 | 10% |
| Access permits - Heavy Vehicle National Law | \$110.00 | 10% |
| Weeds Inspections | | |
| Inspections within the built-up horticultural areas (i.e. Wentworth to Monak) | \$202.00 | 10% |
| Inspections in rural areas (travel is calculated to and from the property) | \$202 plus \$55/hr after the first 2 hours + .85c per km | 10% |

Grid Replacement (refer to Fencing and Grid Policy) added 18/03/2020

| | | |
|---|---|-----|
| Co-contribution towards fencing when removal of a grid has been agreed to in writing. | Up to \$2,500 per km of fencing for a maximum amount of 5km per grid. | 10% |
|---|---|-----|

Notes:

1. (1) On completion of the job, the deposit will be refunded, less the restoration charges and any additional costs which may be required to restore the trench.
2. (2) The restoration charge covers sealing and relaying of concrete surfaces and the top surface for gravel and earth. Any additional works are an extra charge. If the costs are greater than the deposit, a charge will be made.

Hire of Plant Items

| Plant Item (refer notes) (Price per hour unless otherwise stated) | Fee (Inc. GST) | GST | | |
|---|----------------|----------|----------|-----|
| CAT 12M | 533 & 534 | per hour | \$377.00 | 10% |
| Tractors and Implements | 34, 39 & 51 | per hour | \$264.00 | 10% |
| CAT Backhoe | 30 | per hour | \$235.00 | 10% |
| CAT 910F FEL | 31 | per hour | \$246.00 | 10% |
| John Deere Tractor & Implements | 41 | per hour | \$301.00 | 10% |
| CAT D6 Dozer | 36 | per hour | \$377.00 | 10% |
| JCB Loadalls | 44 | per hour | \$272.00 | 10% |
| CAT 938F FEL | 47 | per hour | \$235.00 | 10% |
| Low Loader | 75 | per hour | \$377.00 | 10% |
| Bitelli MT Rollers | 56 & 57 | per hour | \$264.00 | 10% |
| CAT 613B scraper | 55 | per hour | \$301.00 | 10% |
| Bomag Vib Roller | 58 | per hour | \$235.00 | 10% |
| Mobile Street Sweeper | 65 | per hour | \$235.00 | 10% |
| Bobcat & Attachments | 62 | per hour | \$396.00 | 10% |
| CAT mini excavator | 67 | per hour | \$396.00 | 10% |
| Water Carts | 513, 519 & 523 | per hour | \$217.00 | 10% |
| Truck and Dogs | 483 & 520 | per hour | \$292.00 | 10% |
| Truck and Dogs | 531 & 771 | per hour | \$292.00 | 10% |
| Tip Truck | 536 | per hour | \$235.00 | 10% |

Notes:

1. The above rates include the hire of the equipment and a qualified operator.
2. These rates are for weekday work only. Any works required to be done out of normal working hours or on weekend will incur additional penalty rates.
3. The above hire charges have been set so as to be similar to, or above the rate of, local contractors for

Cemeteries

| Wentworth, Gol Gol, Pooncarie and Coomealla - Lawn Section | Fee (Inc. GST) | GST |
|--|----------------|-----|
| Purchase of burial plot | \$1,222.00 | 0% |
| 1st interment | \$1,693.00 | 10% |
| 2nd interment | \$1,693.00 | 10% |
| Placement of infant in existing grave site (shelved grave) | \$1,052.00 | 10% |
| Removal or exhumation of body (Court consent if necessary) | Actual Cost | 10% |
| Removal of ashes - Consent required | Actual Cost | 10% |
| Placement of ashes in a burial plot | \$469.00 | 10% |
| Affixing a plaque | \$295.00 | 10% |

| Monumental (Denominational) Wentworth, Gol Gol, Pooncarie and Cal Lal | Fee (Inc. GST) | GST |
|---|----------------|-----|
| Purchase of plot | \$1,222.00 | 0% |
| 1st interment | \$1,882.00 | 10% |
| 2nd interment | \$2,062.00 | 10% |
| Placement of infant in existing grave site (shelved grave) | \$1,052.00 | 10% |
| Removal or exhumation of body (Court consent if necessary) | Actual Cost | 10% |
| Removal/replacement of monument for excavation (works to be undertaken by a Monumental Mason) | Actual Cost | 10% |
| Removal of ashes - Consent required | Actual Cost | 10% |
| Placement of ashes in plot | \$469.00 | 10% |
| Affixing a plaque | \$295.00 | 10% |
| Cal Lal Cemetery – all purchases and interments quoted on a case by case basis | Actual Cost | 10% |

| Niche Wall - Coomealla Memorial Gardens | Fee (Inc. GST) | GST |
|---|-----------------------|------------|
| Purchase Plot in Niche Wall - includes purchase of standard size black stone tile (maximum of 2 sets of ashes per plot) | \$763.00 | 10% |
| Placement of ashes in Niche Wall & fixing of stone tile (per set of ashes). | | |
| NB Engraving of stone tile is not included. Must be a black tile – Halls Memorial to engrave. | \$510.00 | 10% |
| Re-open of existing Niche | \$469.00 | 10% |
| Location and consent to place Monument or Headstone | \$180.00 | 10% |
| Amendment to Headstone | \$47.00 | 10% |
| Removal of ashes - Consent required | Actual Cost | 10% |
| Ground Plots (placement of plaques or memorial items) | Fee (Inc. GST) | GST |
| Coomealla, Wentworth and Gol Gol | \$564.00 | 10% |
| Placement of ashes in ground plots | \$469.00 | 10% |
| Re-open of existing Ground Plot | \$469.00 | 10% |
| Removal of ashes - Consent required | Actual Cost | 10% |
| Ashes Columbarium | Fee (Inc. GST) | GST |
| Gol Gol and Wentworth (maximum of 2 sets of ashes per columbarium) | \$763.00 | 10% |
| Placement of ashes in Columbarium (per set of ashes) | \$510.00 | 10% |
| NB: engraving of stone tile is not included – contact Davis Monumental | | |
| Re-open of existing ashes columbarium compartment | \$469.00 | 10% |

| Plot Selection | Fee (Inc. GST) | GST |
|--|----------------|-----|
| On-site attendance by WSC Officer to assist in plot selection | \$92.00 | 10% |
| Cemetery Administration Fee | \$92.00 | 10% |
| Memorial seating – purchase & installation of approved memorial seat | Actual Cost | 10% |
| Additional Notes (all cemeteries and memorials) | Fee (Inc. GST) | GST |
| Memorial seating – purchase & installation of approved memorial seat and supply of plaque for engraving by purchaser. NB There is the option to halve the cost by installing two memorial plaques on one seat. | | |
| Additional fee – internments conducted on weekends and public holidays (only available between 9.00am and 1.00pm) | \$463.00 | 10% |
| Placement of black granite remembrance plaque – (150 x 150mm) – Sextons Hut Wentworth Cemetery (includes inscription & installation) | \$555.00 | 10% |
| As from 01 July 2019 internments are charged at the applicable rate at the time of internment and are not able to be pre-paid. All pre-paid internments prior to this date will be honored. | | |

Recreational Facilities

Casual Hire of Shire Owned Halls, Meeting Rooms and Sporting Pavilions/Stadiums (NB Midway Centre fees are listed separately)

Wentworth Town Hall, Pooncarie Hall, Curlwaa Hall, Anabranh Hall, Pomona Hall, Wentworth Memorial Room, Dareton Senior Citizens Room, Community Meeting Room, Wentworth Showgrounds Community Pavilion

| Hire Type - Building only with access to any amenities | Fee (Inc. GST) | GST |
|--|----------------|-----|
| Community Use | | |
| Community (not for profit) 4 hours or less (note 1) | \$53.00 | 10% |
| Community (not for profit) more than 4 hours (note 1) | \$117.00 | 10% |
| Bond Community Group (note 2) | \$100.00 | 0% |
| Per day fee for use of Anabranh Hall amenities in relation to camping on the Anabranh. Please note a bond of \$500 will apply. Does not include use of the Hall | \$53.00 | 10% |
| Business or Private Function use - Includes reunions or other private gatherings or business/trade related functions where no entry fees are charged. | | |
| 4 hours or less | \$135.00 | 10% |
| 4 hours to 24 hour period | \$270.00 | 10% |
| Bond Business or Private Function | \$500.00 | 0% |
| Commercial Function per 24 hour period (note 3) - Includes any event where there will be an entrance fee charged or any Trade Show, Fair, Field Day or other event at which goods will be sold. | | |
| 4 hours or less | \$270.00 | 10% |
| 4 hours to 24 hour period | \$447.00 | 10% |
| Bond Commercial Function (GST Free) | \$500.00 | 0% |
| Weekly Rate - Any Single Hirer | | |
| Discount applied to Daily rate x 5 or 7 days | 10% discount | 10% |
| Additional Charges (all hirings) | | |
| Cleaning & Rubbish removal – NB: The cost for cleaning & rubbish removal will be deducted from the bond. An invoice will be raised for amounts in excess of the bond paid. | Cost | 10% |
| Hire of Council venues for School & Community Service Organisations from within WSC | | |
| Registered Schools (including pre-schools, kindergartens and School P&C if they are raising money for registered school) operating within the Wentworth Shire are granted automatic fee waivers for the hire of any Council venue (hall, meeting room). | | |
| Any preparation costs (such as line marking of ovals) will be charged at standard cost. Bookings must still be made. | | |

Hire Type - Park, Oval and Reserve with access to any amenities

Carramar Drive Sporting Complex, George Gordon Sporting Complex, Pooncarie Multi-Purpose, Golf Course & Public Reserve, McLeod Oval, Junction Park, Strother Park, Wentworth Rowing Club & Wharf Lawns, Fotherby Park, Sturt Park, James King Park, Perry Sandhills, Tapio Park, Buronga Wetlands, Coomealla Pioneer & Lions Parks, Dareton Boat Ramp Rotunda & Town Square, O'Donnell Park, Pooncarie Sporting Complex, Two Rivers Ski Recreation Reserve

| Hire Type - Park, Oval and Reserve with access to any amenities | Fee (Inc. GST) | GST |
|--|-----------------------|------------|
| Community Use | | |
| Community (not for profit) Half Day Hire – hire cost is for each designated area per 0-4 hour period. | \$53.00 | 10% |
| Community (not for profit) Day Hire more than 4 hours – hire cost is for each designated area per each 24 hour period. | \$117.00 | 10% |
| Bond - Community Group. | \$100.00 | 0% |
| Multi area discount | 25% | 10% |
| Business or Private Function per 24 hour period NB - Includes reunions or other private gatherings or business/trade related functions where no entry fees are charged. | | |
| 4 hours or less – hire cost is for each designated area per 0-4 hour period | \$135.00 | 10% |
| Day Hire more than 4 hours – hire cost is for each designated area per each 24 hour period. | \$270.00 | 10% |
| Bond – Business or Private Hire. | \$500.00 | 0% |
| Bond - Small civil ceremonies, no items to be erected and no catering. | \$100.00 | 0% |
| Multi-area discount | 25% | 10% |
| Commercial Events, Circus or other performances NB - Includes any event for which there will be an entrance fee or ticket sold, or any Trade Shows, Fairs, Field Days or other event at which goods will be sold. | | |
| 4 hours or less – hire cost is for each designated area 0-4 hour period | \$225.00 | 10% |
| Day Hire more than 4 hours – hire cost is for each designated area per each 24 hour period | \$447.00 | 10% |
| Bond Commercial Events, Circus or Other Performance | \$1,000.00 | 0% |
| Weekly Rate - Any Single Hirer | | |
| Discount applied to Daily rate x 5 or 7 days | 10% discount | 10% |
| Multi-area discount | 25% | 10% |
| Cleaning & Rubbish removal (all hirings) NB - The cost for cleaning & rubbish removal will be deducted from the bond. An invoice will be raised for amounts in excess of the bond paid. | Cost | 10% |

| Hire Type – Primitive Camping on any reserve (per 24 hour period) NB: Camping is only permissible in conjunction with an event being staged at the site | | |
|--|-----------------------|------------|
| | Fee (Inc. GST) | GST |
| Unpowered Site – per person x 2 people | \$27.00 | 10% |
| Extra Child | \$7.00 | 10% |
| Extra Adult | \$11.00 | 10% |
| Family | \$110.00 | 10% |
| Powered Site – per person x 2 people | \$38.00 | 10% |
| Extra Child | \$7.00 | 10% |
| Extra Adult | \$11.00 | 10% |
| Family | \$124.00 | 10% |

**Hire of Council venues for School & Community Service
Organisations from within WSC**

Registered Schools (including pre-schools, kindergartens and School P&C if they are raising money for Registered School) operating within the Wentworth Shire are granted automatic fee waivers for the hire of any Council venue (hall, meeting room). Any preparation costs (such as line marking of ovals) will be charged at standard cost. Bookings must still be made.

For Community/Private Use the above charge will only apply in the following instances:

- There are expected to be more than 50 people to attend.
- The use of the facility includes the use of inflatable/amusement devices etc.
- The use of the facility requires the use of onsite power or the supply of bins.
- The use of the facility requires road closures.

Cancellation or no show

- | | |
|---------------------------------------|-------------------------------|
| • Greater than 90 days prior to event | Full refund less deposit paid |
| • Less than 90 days prior to event | 50% refund |
| • Less than 1 week prior or no show | Full forfeiture |
| • Bond | Fully refundable |

N.B: No Primitive camping fees will be charge where a licensed User of the Reserve is holding an event.

Wentworth Showgrounds Hire

The following areas are available for hire:

- Horse Yards & Stalls
- Festival Parade
- Arena
- Dog Show Parkland

Camping is not permitted at the showgrounds unless it is in conjunction with an event.

| Hire Type – Casual Hire of Showgrounds | Unit of Measure | Fee (Inc. GST) | GST |
|--|-----------------|-------------------------------|-----|
| Hire of Designated Areas and amenities. Hire cost is for each designated area per each 24 hour period. | | \$179.00 | 10% |
| Bond | | \$500.00 | 0% |
| Cleaning & Rubbish removal (all hirings) Note: The cost for cleaning & rubbish removal will be deducted from the bond. An invoice will be raised for amounts in excess of the bond paid. | | Cost | 10% |
| Camping (per 24 hour period) NB: Camping is only permissible in conjunction with an event being staged at the site | Unit of Measure | Fee (Inc. GST) | GST |
| Unpowered Site | | \$27.00 | 10% |
| Extra Child | | \$7.00 | 10% |
| Extra Adult | | \$11.00 | 10% |
| Powered Site | | \$38.00 | 10% |
| Extra Child | | \$7.00 | 10% |
| Extra Site | | \$11.00 | 10% |
| A cancellation fee will be charged as follows: | | | |
| Cancellation or no show | | | |
| • Greater than 90 days prior to event | | Full refund less deposit paid | |
| • Less than 90 days prior to event | | 50% refund | |
| • Less than 1 week prior or no show | | Full forfeiture | |
| • Bond | | Fully refundable | |

| Reserve Annual Use Fees and Charges | Unit of Measure | Fee (Inc. GST) | GST |
|---|---------------------------|----------------|-----|
| Reserve Lease Application/Administration Fee (Commercial Lease) Note: If legal advice is required, this is charged at cost price. | | \$270.00 | 10% |
| Reserve Licence Application/Administration Fee (Commercial Licence) Note: If legal advice is required, this is charged at cost price. | | \$270.00 | 10% |
| Temporary Licence to occupy the reserve | | \$270.00 | 10% |
| Local Markets – Stallholders and Food Vendors | Unit of Measure | Fee (Inc. GST) | GST |
| Stallholders – Public Liability Provided by Stallholder | | | |
| Single Site | Per Site | \$30.00 | 10% |
| Double Site | Per Site | \$50.00 | 10% |
| Stallholders – Public Liability Provided by Council | | | |
| Single Site | Per Site | \$40.00 | 10% |
| Double Site | Per Site | \$60.00 | 10% |
| Food Vendors | | | |
| Refundable Deposit | Per Event | \$100.00 | 0% |
| Sundry Fees and Charges | Unit of Measure | Fee (Inc. GST) | GST |
| Event Management Fee - for groups without public liability insurance | Per hire | \$53.00 | 10% |
| Power - access and any use within 24 hour period from time of access | Per day per unit accessed | \$34.00 | 10% |
| Key Replacement - lost key or not returned | Per key | \$34.00 | 10% |
| Event Advertising - relates to any road closure, fireworks display, or other event with the potential to cause disruption to traffic, noise or other public disturbance | Per event | \$270.00 | 10% |
| Hire of Pooncarie Depot Quarters | Per person, per night | \$82.00 | 10% |

| Swimming Pools | Unit of Measure | Fee (Inc. GST) | GST |
|---|---------------------|----------------|-----|
| Admission Charges | | | |
| Children | | \$5.00 | 10% |
| Adults | | \$6.00 | 10% |
| Non-swimming adults | | \$5.00 | 10% |
| Swimming Carnivals | | | |
| Admission charges for swimming carnivals and out of session groups are by arrangement between Belgravia Leisure and group representatives | | | |
| Season Tickets | | | |
| Family | | \$118.00 | 10% |
| Adults | | \$79.00 | 10% |
| Children | | \$59.00 | 10% |
| Aerodrome | Unit of Measure | Fee (Inc. GST) | GST |
| Airport Landing Charge (ALC) | Per tonne | \$17.00 | 10% |
| Aircraft Parking Charge (APC) – short term | Per day or part day | \$12.00 | 10% |
| Aircraft Parking Charge (APC) – long term | Per month | \$243.00 | 10% |
| Aircraft Parking Charge (APC) – Non Lease/Apron/Tie Down Areas | Per day or part day | \$6.00 | 10% |
| Training Aerodrome Circuits (TAC) – Day Rate | Per hour | \$40.00 | 10% |
| Training Aerodrome Circuits (TAC) – Night Rate | Per hour | \$60.00 | 10% |
| Airside Supervision Charge (ASC) – Business Hours | Per ARO | \$122.00 | 10% |
| Airside Supervision Charge (ASC) – After Hours | Per ARO | \$176.00 | 10% |
| Airside Environmental Charge (AEC) – Minimum Charge | | \$245.00 | 10% |
| Aircraft Hanger Charge (AHC) – New | Per year | On application | 10% |
| Aircraft Hanger Charge (AHC) – Kevin J Thomas Hanger | Per year | \$1,610.00 | 10% |
| Call Out Fee (COF) – minimum 2 hour charge | Per hour | \$122.00 | 10% |
| Vehicle Parking Charge (VPC) | Per day or part day | \$3.00 | 10% |

Midway Community Centre

| Midway Centre Hire Fees | Unit of Measure | Fee (Inc. GST) | GST |
|--|-----------------|----------------|-----|
| Midway Function Centre & meeting rooms | | | |
| Stadium (includes stage area) | per hour | \$146.00 | 10% |
| Function Room and shared foyer | per hour | \$122.00 | 10% |
| Service kitchen (includes crockery, cutlery & glassware for 250 persons) | per use | \$183.00 | 10% |
| Meeting Room 1 with shared foyer and shared kitchenette | per hour | \$48.00 | 10% |
| Meeting Room 2 with shared foyer and shared kitchenette | per hour | \$48.00 | 10% |
| Foyer / Gallery Space (as a stand-alone space) | per hour | \$38.00 | 10% |
| Midway Serviced Offices | | | |
| Health Services Room with shared foyer & shared kitchenette | per hour | \$48.00 | 10% |
| Office 1 or 2 with shared foyer & shared kitchenette | per hour | \$38.00 | 10% |
| Service Centre Facilities | | | |
| (NB these facilities are only available during centre opening hours) | | | |
| Service Centre Officer 1 or 2 | per hour | \$44.00 | 10% |
| Craft Room | per hour | \$44.00 | 10% |
| Bond and cleaning charges | On room hire | 25% | |
| Bond - groups of 30 people or more | no discount | \$750.00 | 0% |
| Bond - Not for Profit Groups/groups of less than 30 people | no discount | \$200.00 | 0% |
| One-off Cleaning Charge (if required). Minimum charge \$200.00 deducted from the bond. An invoice will be raised for amounts in excess of the bond paid. | per clean | Min. \$200.00 | 10% |

| Midway Centre – Hire Packages & discounts | Unit of Measure | Fee (Inc. GST) | GST |
|---|--------------------------------|----------------|-----|
| Daily Rate - Stadium, Function Room, Service kitchen, Meeting Rooms 1 & 2 and Foyer/Gallery Space. | 24 hours | \$4,559.00 | 10% |
| Daily Rate – Stadium, Function Room, Service kitchen and Foyer/Gallery Space. | 24 hours | \$3,393.00 | 10% |
| Daily Rate – Stadium | 24 hours | \$1,750.00 | 10% |
| Daily Rate - Function Room, Service kitchen and shared foyer/gallery space | 24 hours | \$1,641.00 | 10% |
| Multi-day Discount – Hire package for 2 full consecutive days. For events booked before 30 June 2019 to be held before 30 June 2020. | discount applied to daily rate | 15% | 10% |
| Multi-day Discount – Hire package for 3 full consecutive days. For events booked before 30 June 2019 to be held before 30 June 2020. | discount applied to daily rate | 20% | 10% |
| Not for Profit Groups (Refer definitions) – 75% Discount for Not for Profit Community Groups based in WSC. 50% Discount for all other Not for Profit Groups. NB cannot be used in conjunction with any other discounts. | maximum discount | 25% | 10% |
| Regular User Discount (12 month user agreement as negotiated by Council) | from standard hourly rate | 75% | 10% |
| Equipment & labour hire | Unit of Measure | Fee (Inc. GST) | GST |
| Teleconference equipment | Each use | \$43.00 | 10% |
| Portable data projector & stand | Each use | \$24.00 | 10% |
| Whiteboard & whiteboard markers | Each use | \$14.00 | 10% |
| Urn (20 litre capacity) | Each Use | \$14.00 | 10% |
| Labour hire (assistance with set up and pull down) – if required | per person/ per hour | \$38.00 | 10% |
| Event facilitation and coordination (if required) | per hour | \$183.00 | 10% |
| On-site IT support (if required) | per hour | \$183.00 | 10% |

Midway Centre Hire Fees - Additional Notes

Midway Centre Stadium

- Stadium court with permanent line marking for basketball and netball
- Stage area, with maximum seating capacity of 700
- Full sound system

Function Room

- Carpet floor
- Audio Visual Equipment
- Tables & Chairs included in hire charge
- Maximum seating capacity of 250

Function Room Kitchen

- Service Kitchen with crockery & cutlery for 250 people

Meeting Rooms

- Carpet Floor
- Tables & Chairs included in hire charge
- Maximum seating capacity (each room) 40

Kitchenette (shared)

- Service or bar kitchen
- Limited quantity of crockery & cutlery

Offices

- Office with desk/ meeting table and 4 chairs
- Access to shared kitchen facilities

Not for profit discount

The discount can only be applied to Registered Not for Profit Organisations, Government and Semi-Government users, State and Federal Members of Parliament. The discount cannot be added to any other discounts.

Regular User discount

The discount can only be applied to users who have entered into a 12 month signed agreement approved by Council.

Additional cleaning charge

Failure to leave the venue clean and tidy, with floors mopped and or vacuumed, toilets cleaned, benches wiped and bins emptied will result in an additional cleaning charge being applied.

Bookings and cancellations

- A 20% non-refundable deposit must accompany all bookings, including bookings for community groups who are making application through Council for fee reductions or waivers.
- Unless otherwise agreed, an invoice will be raised and must be paid in full within 30 days. Any fee waiver or reduction granted by Council after payment of the invoice will be refunded to the hirer.
- Payment of the bond must be made before access permissions are issued for the facility.

A cancellation fee will be charged as follows:

| Cancellation or no show | Amount |
|--|-------------------------------|
| Greater than 90 days prior to the event | Full refund less deposit paid |
| Less than 90 days prior to the event | 50% refund |
| Less than 1 week prior to the event or no show | Full forfeiture |
| Bond | Fully refundable |

Willow Bend Caravan Park

| Fees | Unit of Measure | Fee (Inc. GST) | GST |
|---------------------------------|-----------------|----------------|-----|
| Cabins - Off Peak | | | |
| Single | per night | \$90.00 | 10% |
| Double | per night | \$108.00 | 10% |
| Extra Adult | per night | \$18.00 | 10% |
| Children 0 - 5 years | per night | Free | 0% |
| Children 5 - 16 years | per night | \$9.00 | 10% |
| Single Weekly Stay | per week | \$524.00 | 10% |
| Double Weekly Stay | per week | \$591.00 | 10% |
| Cabins - Peak | | | |
| Single | per night | \$100.00 | 10% |
| Double | per night | \$110.00 | 10% |
| Extra Adult | per night | \$18.00 | 10% |
| Children 0 - 5 years | per night | Free | 0% |
| Children 5 - 16 years | per night | \$9.00 | 10% |
| Powered Sites - Off Peak | | | |
| Single | per night | \$29.00 | 10% |
| Double | per night | \$38.00 | 10% |
| Extra Adult | per night | \$18.00 | 10% |
| Children 0 - 5 years | per night | Free | 0% |
| Children 5 - 16 years | per night | \$9.00 | 10% |
| Weekly Stay | per week | \$210.00 | 10% |
| Powered Sites - Peak | | | |
| Single | per night | \$38.00 | 10% |
| Double | per night | \$41.00 | 10% |
| Extra Adult | per night | \$18.00 | 10% |
| Children 0 - 5 years | per night | Free | 0% |
| Children 5 - 16 years | per night | \$9.00 | 10% |
| Weekly Stay | per week | \$221.00 | 10% |

| Un-Powered Camp Sites - Peak & Off Peak | | | |
|--|-----------|--------------------------|-----|
| Per Person (swag) | per night | \$10.00 | 10% |
| Double | per night | \$20.00 | 10% |
| Single | per night | \$10.00 | 10% |
| Dump Station | | Gold Coin Donation | |
| Notes: | | | |
| <ul style="list-style-type: none">• Peak (minimum 2 nights) Country Music Festival, Christmas School Holidays, Easter• Linen can be hired at a fee of \$10• Deposit of one night's accommodation required at time of booking | | | |

Water & Waste Water

| Filtered and unfiltered water supply | Fee (Inc. GST) | GST |
|--------------------------------------|----------------|-----|
| Tapping Fees | | |
| 20mm | \$505.00 | 0% |
| 25mm | \$631.00 | 0% |
| 32mm | \$808.00 | 0% |
| 40mm | \$970.00 | 0% |
| 50mm | \$1,213.00 | 0% |
| 80mm | \$1,941.00 | 0% |
| 100mm | \$2,426.00 | 0% |
| 150mm | \$3,639.00 | 0% |
| Meter Charges | | |
| 20 mm - filtered | \$337.00 | 0% |
| 20 mm - unfiltered | \$360.00 | 0% |
| 25 mm - filtered | \$421.00 | 0% |
| 25mm - unfiltered | \$450.00 | 0% |
| 32 mm - filtered | \$539.00 | 0% |
| 32 mm - unfiltered | \$576.00 | 0% |
| 40 mm - filtered | \$646.00 | 0% |
| 40 mm - unfiltered | \$691.00 | 0% |
| 50 mm - filtered | \$808.00 | 0% |
| 50 mm - unfiltered | \$864.00 | 0% |
| 80 mm - filtered | \$1,293.00 | 0% |
| 80 mm - unfiltered | \$1,382.00 | 0% |
| 100 mm - filtered | \$1,616.00 | 0% |
| 100 mm - unfiltered | \$1,728.00 | 0% |
| 150 mm - filtered | \$2,424.00 | 0% |
| 150 mm - unfiltered | \$2,592.00 | 0% |

| Misc. Water and Sewer Charges | Fee (Inc. GST) | GST |
|---|----------------|-----|
| Standpipe fee | \$3,401.00 | 0% |
| Flow control valve - for unfiltered water to subdivisions - East of Gol Gol creek and at Wentworth Aerodrome | \$67.00 | 0% |
| Cut in new sewer junction (supervision fee only - applicant to supply all fittings) | \$212.00 | 0% |
| Notes: | | |
| <ul style="list-style-type: none"> • Meter Charge is from the meter to inside of building/property • Meter Charge includes inspection fee • Unfiltered water includes “Y” strainer | | |

Appendix A - Bodies Granted Exemptions

The following list represents the known value of pre-approved Financial Assistance that have been granted to Organisations for the 2023/2024 financial year

| Organisation | Purpose | Qty | \$ Waived |
|--|--|-----|-------------|
| Australian Inland Botanic Gardens | Contribution to operational costs | 1 | \$51,371 |
| Buronga Go Gol Senior Citizens Club | Contribution towards photocopying done at the Buronga Library | 1 | \$186.00 |
| Buronga Gol Gol Senior Citizens Club | Regular hiring of Midway Meeting Rooms, Kitchen and Foyer @ 3 hours per week | N/a | \$2,532.00 |
| Combined Churches Group | Hiring of Wentworth Town Hall (bond waived) for annual Combined Churches' Christmas carols | 1 | \$117.00 |
| Coomealla Senior Citizens Club | Regular hiring of Dareton Senior Citizens Rooms (bond waived) | N/a | \$11,731.00 |
| Coomealla Senior Citizens Club | Refund of public liability insurance premium up to maximum of \$607 | 1 | \$669.00 |
| Dareton Community Creative Centre Inc. | Waiver of hire costs for the use of the Dareton Activity Centre | 1 | \$4,654.00 |
| Gol Gol Hawks Football Netball Club | Use of James King Park for annual Easter fundraising activities | 1 | \$447.00 |
| Gol Gol Primary School | Hiring of wheelie bins for annual country fair | 10 | \$260.00 |
| Koori Kids | Donation | 1 | \$250.00 |
| Murray House Aged Care | Hiring of Wentworth Town Hall (bond waived) for entertainment activities | 1 | \$123.00 |
| Murray House Aged Care | Subsidy against annual water rates | 1 | \$5,000.00 |
| Murray House Fundraising Committee | Hiring of Wentworth Town Hall (bond waived) for fashion parades | 2 | \$234.00 |
| New South Western Standard Bulletin | Exclusive use of Council controlled building | N/a | \$8,470.00 |
| Rotary Wentworth Op Shop | Exclusive use of Council controlled building | N/a | \$12,599.00 |
| St John's Anglican Ladies Guild | 2 Annual Hire Fees for War Memorial Rooms | 2 | \$106.00 |
| Sunraysia Aero modellers | Hiring of Showgrounds for NSW state model gliding contest | 2 | \$358.00 |

| | | | |
|---|---|-----|---------------------|
| Sunraysia Aero modellers | Hiring of wheelie bins for NSW state model gliding contest | 2 | \$52.00 |
| Wentworth District R.S.L Sub Branch | Hiring of Wentworth Wharf Lawns (bond waived) for annual ANZAC day lunch | 1 | \$117.00 |
| Wentworth District R.S.L Sub Branch | Hiring of wheelie bins for annual ANZAC day lunch | 4 | \$104.00 |
| Wentworth District R.S.L Sub Branch | Exclusive use of Council controlled building | N/a | \$8,470.00 |
| Wentworth District R.S.L Sub Branch Women's Auxiliary | Annual licence fee for meetings held in Memorial Rooms | 1 | \$270.00 |
| Wentworth Rotary Club | Hire of Rubbish Bins for Christmas Eve Street Party | 8 | \$208.00 |
| Wentworth Senior Citizens Club | Regular hiring of Wentworth Memorial Rooms (bond waived) 12 uses @ \$117 per day and 24 uses @ \$53 (1/2 day) | N/a | \$2,670.00 |
| Wentworth Senior Citizens Club | Refund of public liability insurance premium up to maximum of \$924 | 1 | \$1,070.00 |
| Wentworth Shire Interagency Group | Hire of Dareton Senior Citizen's Room | 12 | \$360.00 |
| Total amount of funds granted from Donations, Contributions and Grants Program | | | \$112,974.00 |

Notes:

(1) Registered Schools (including pre-schools, kindergartens and School P&C raising money for registered School) operating within the Wentworth Shire are granted automatic fee waivers for the hire of any Council venue (hall, meeting room). Any preparation costs (such as line marking of ovals) will be charged at standard cost. Bookings must still be made.

(2) Public Schools operating within the Wentworth Shire end of year presentation day, up to a maximum of \$300.00 per school

Appendix B – Section 68 Local Government Act Approvals Not Otherwise Listed Health & Planning Division

Public Roads

1. Swing or hoist goods across or over any part of a public road by means of a lift, hoist or tackle projecting over the footway.
2. Expose or allow to be exposed (whether for sale or otherwise) any article in or on or so as to overhang any part of the road or outside a shop window or doorway abutting the road, or hang an article beneath an awning over the road.

Other Activities

1. Operate a public car park.
2. Operate a manufactured home estate.
3. Install a domestic oil or solid fuel heating appliance, other than a portable appliance.
4. Install or operate amusement devices.
5. Use a standing vehicle or any article for the purpose of selling any article in a public place.
6. Carry out an activity prescribed by the regulations or an activity of a class or description prescribed by the regulations.

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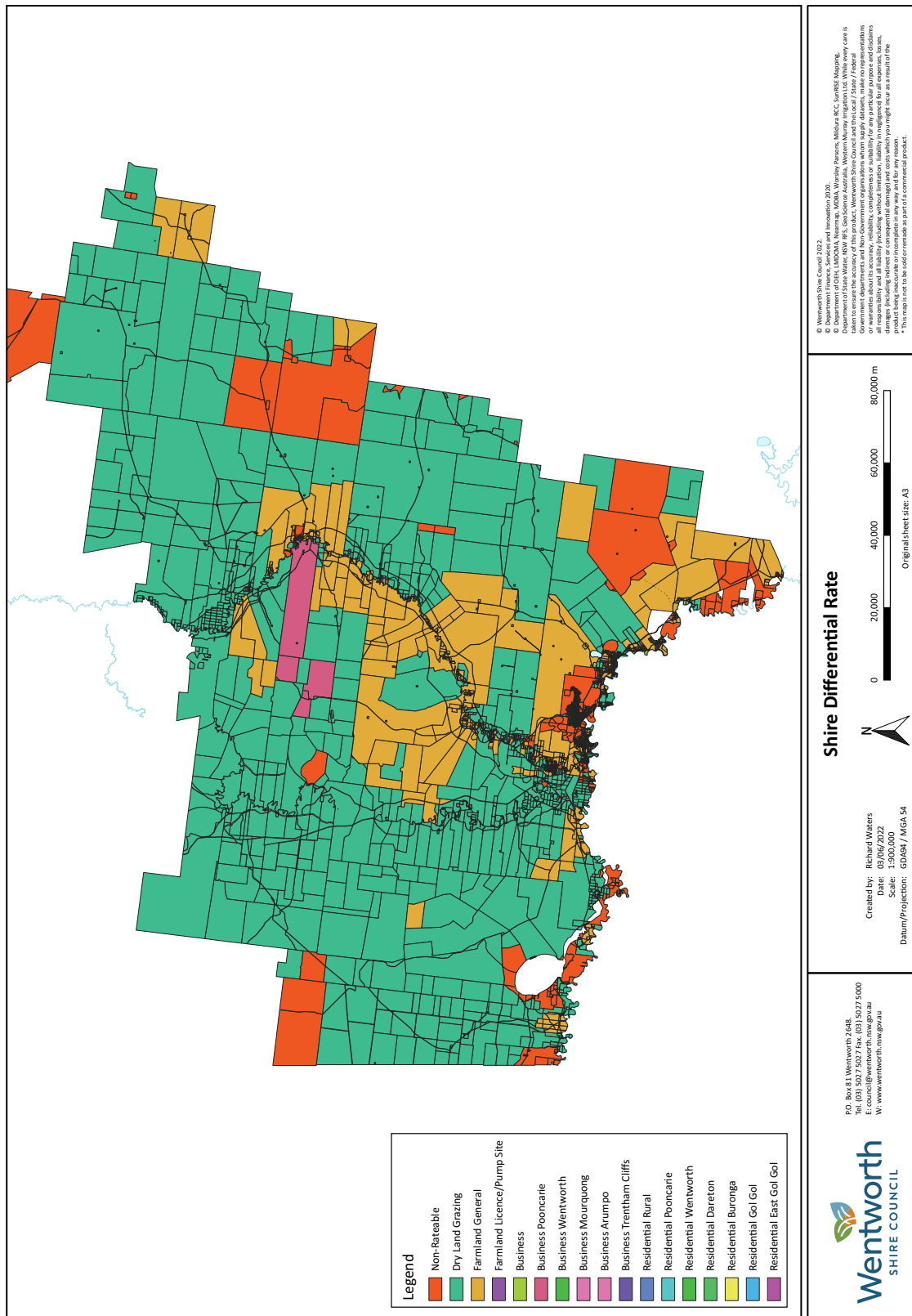


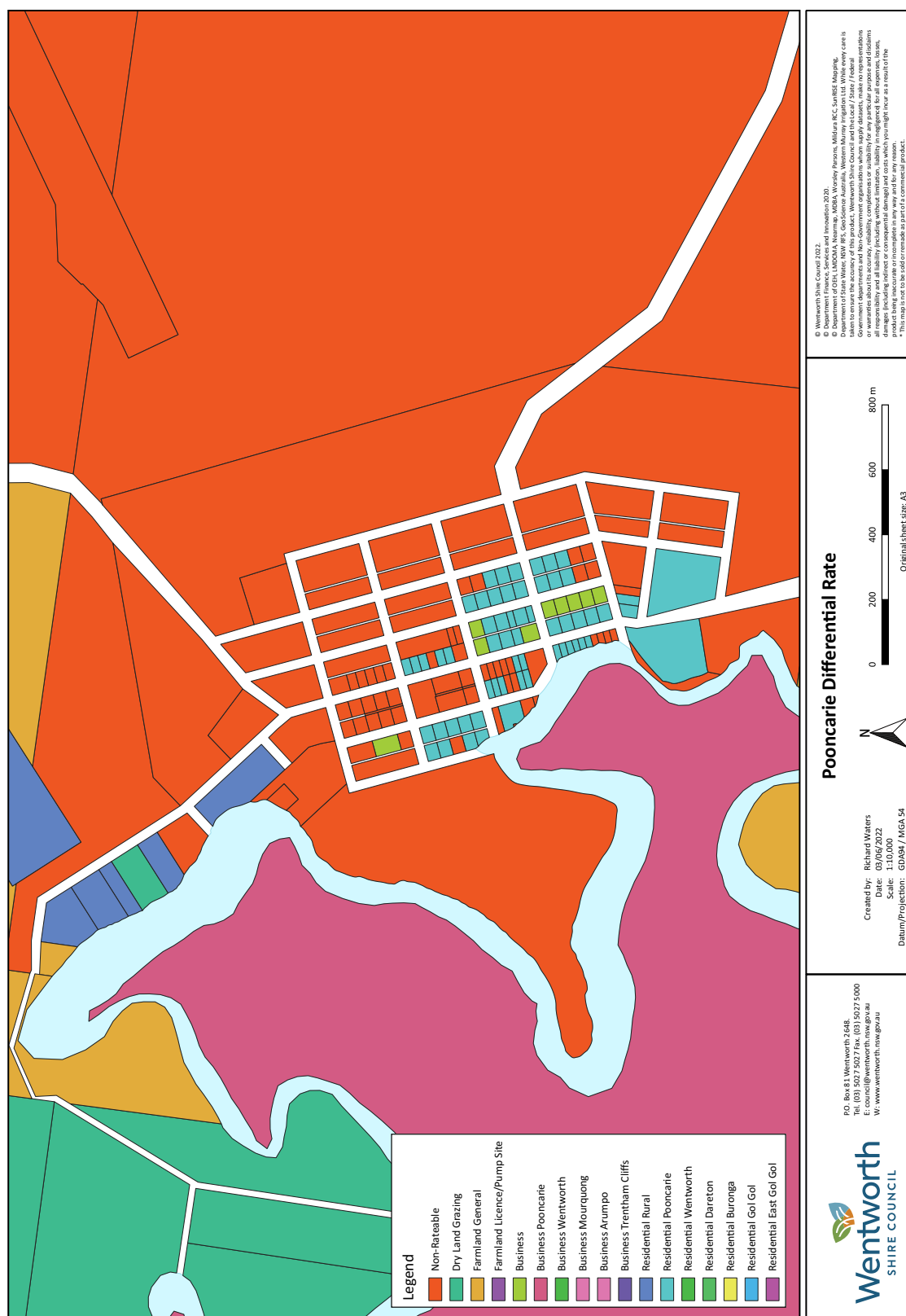
ol Gol Wetlands

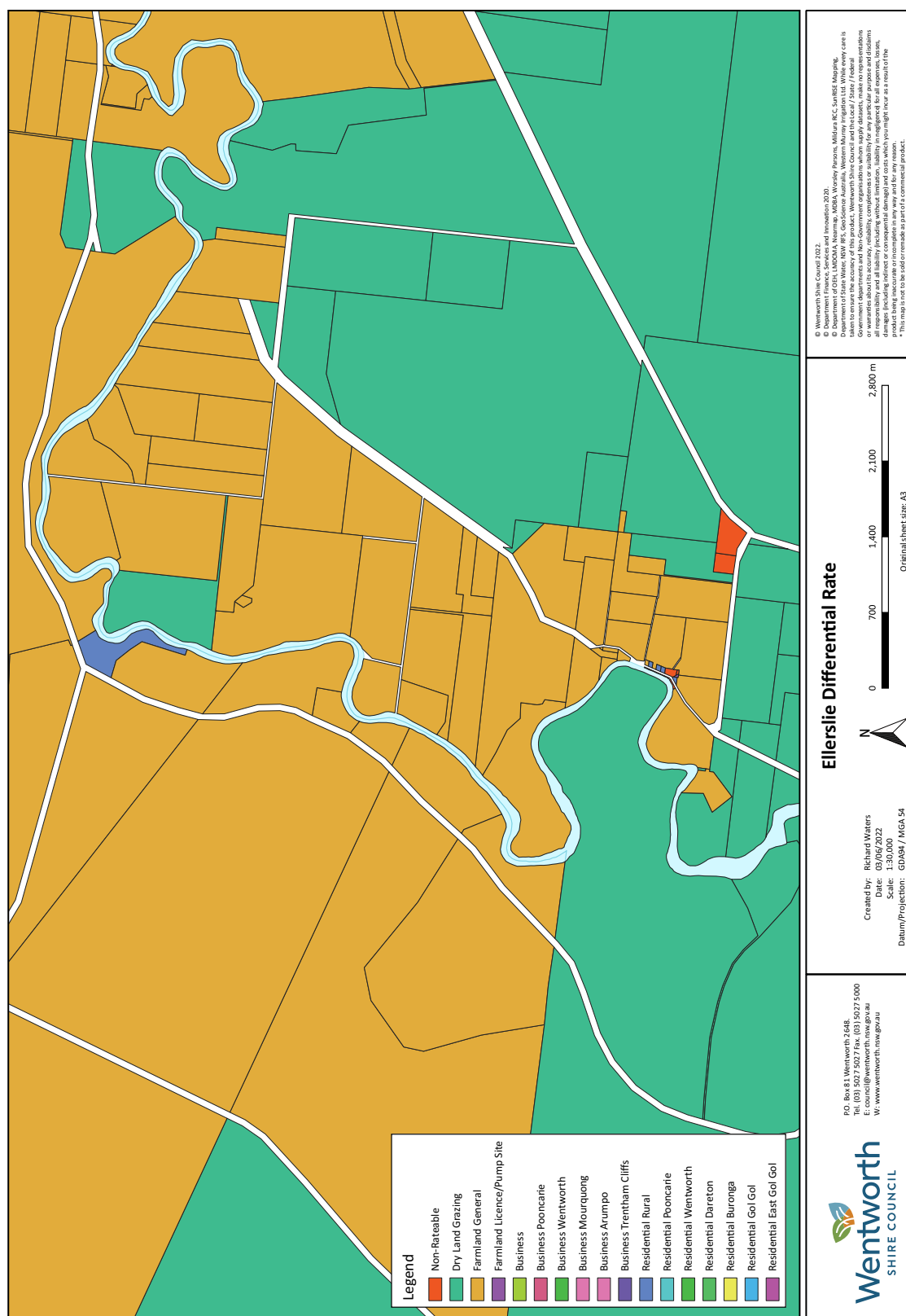
4. Rating Maps

| | |
|-----------------------------|-----|
| Shire Differential Rate | 102 |
| Pooncarie Differential Rate | 103 |
| Ellerslie Differential Rate | 104 |
| Pomona Differential Rate | 105 |
| Wentworth Differential Rate | 106 |
| Curlwaa Differential Rate | 107 |
| Dareton Differential Rate | 108 |
| Coomealla Differential Rate | 109 |
| Buronga Differential Rate | 110 |
| Gol Gol Differential Rate | 111 |

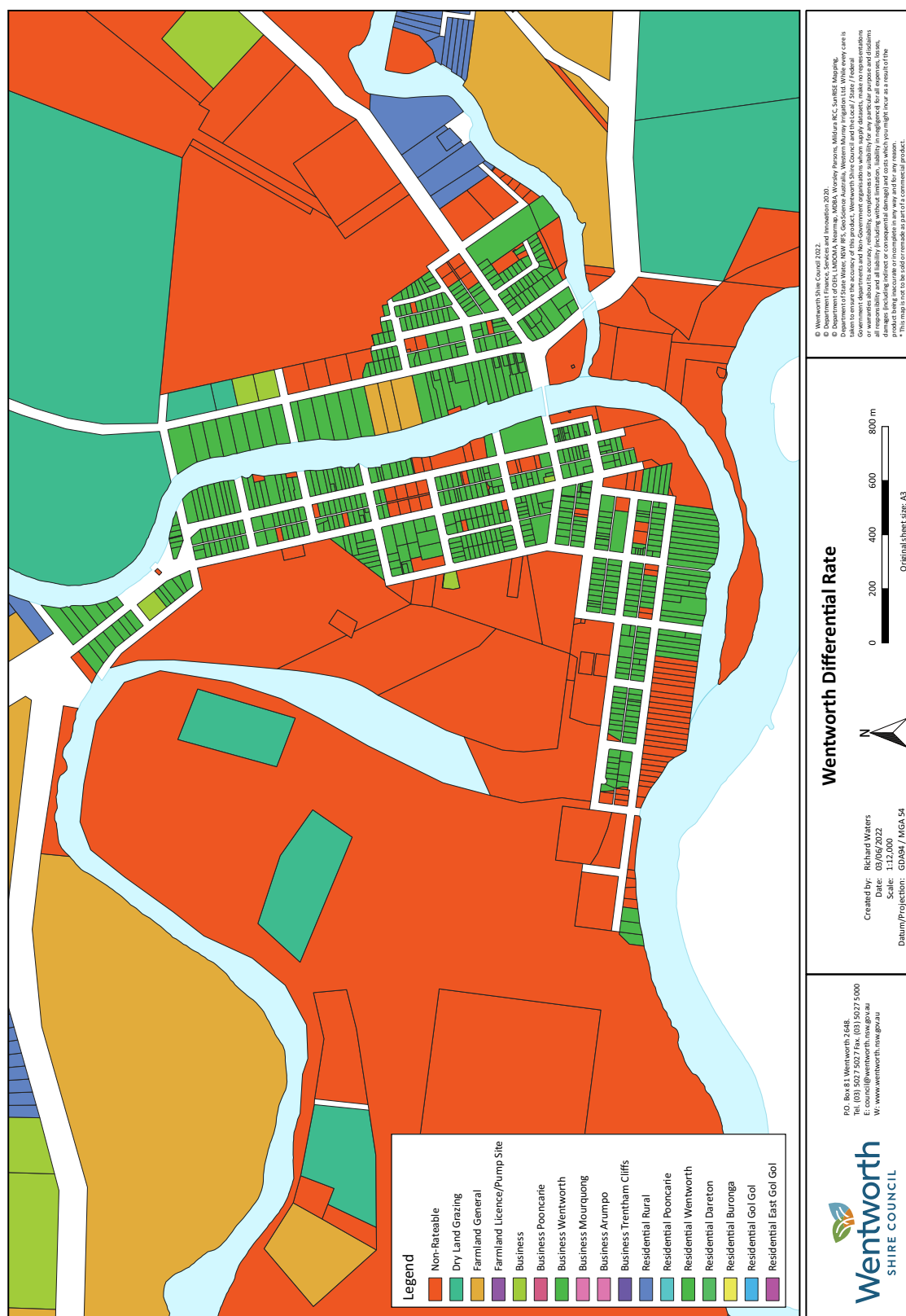




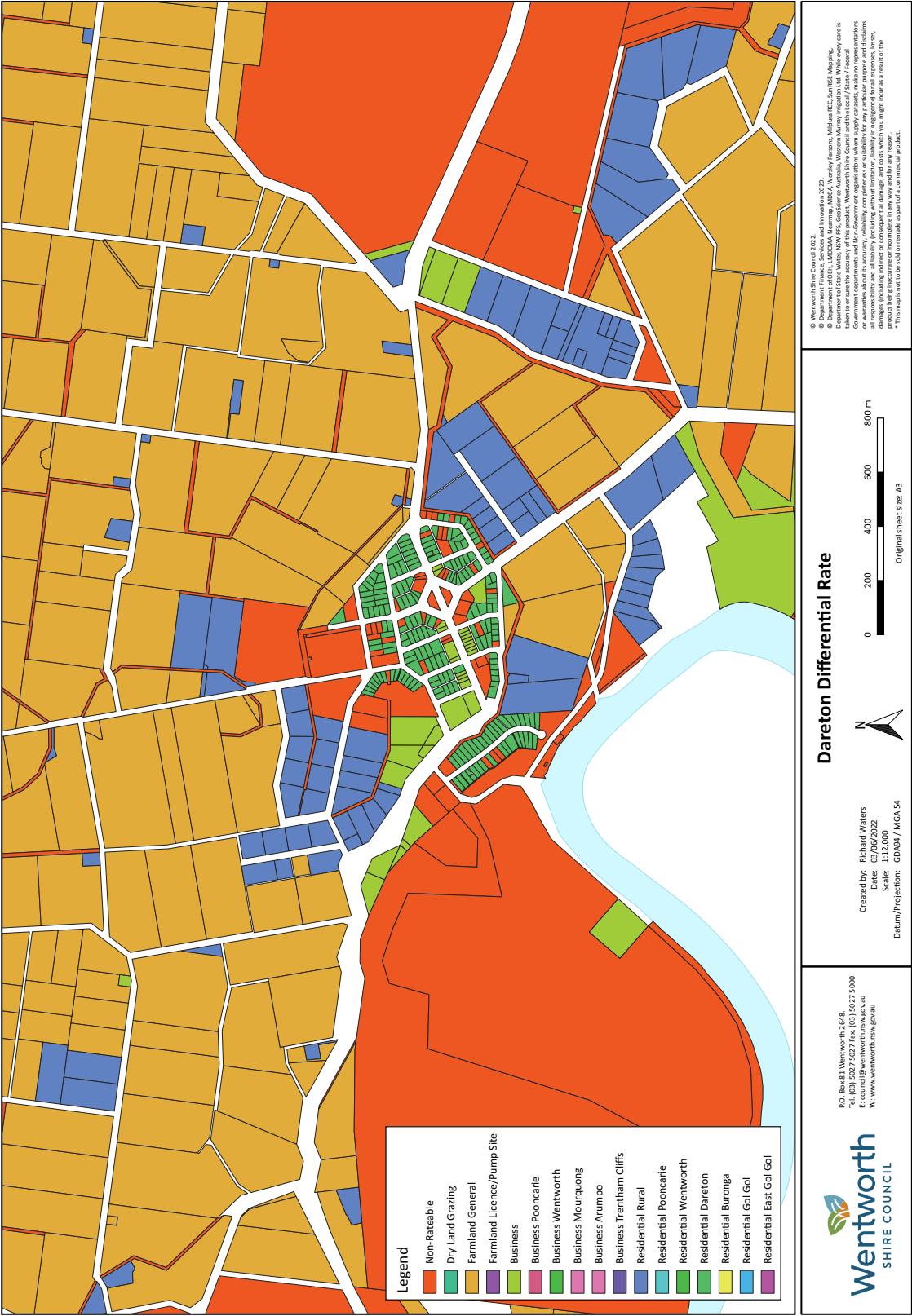


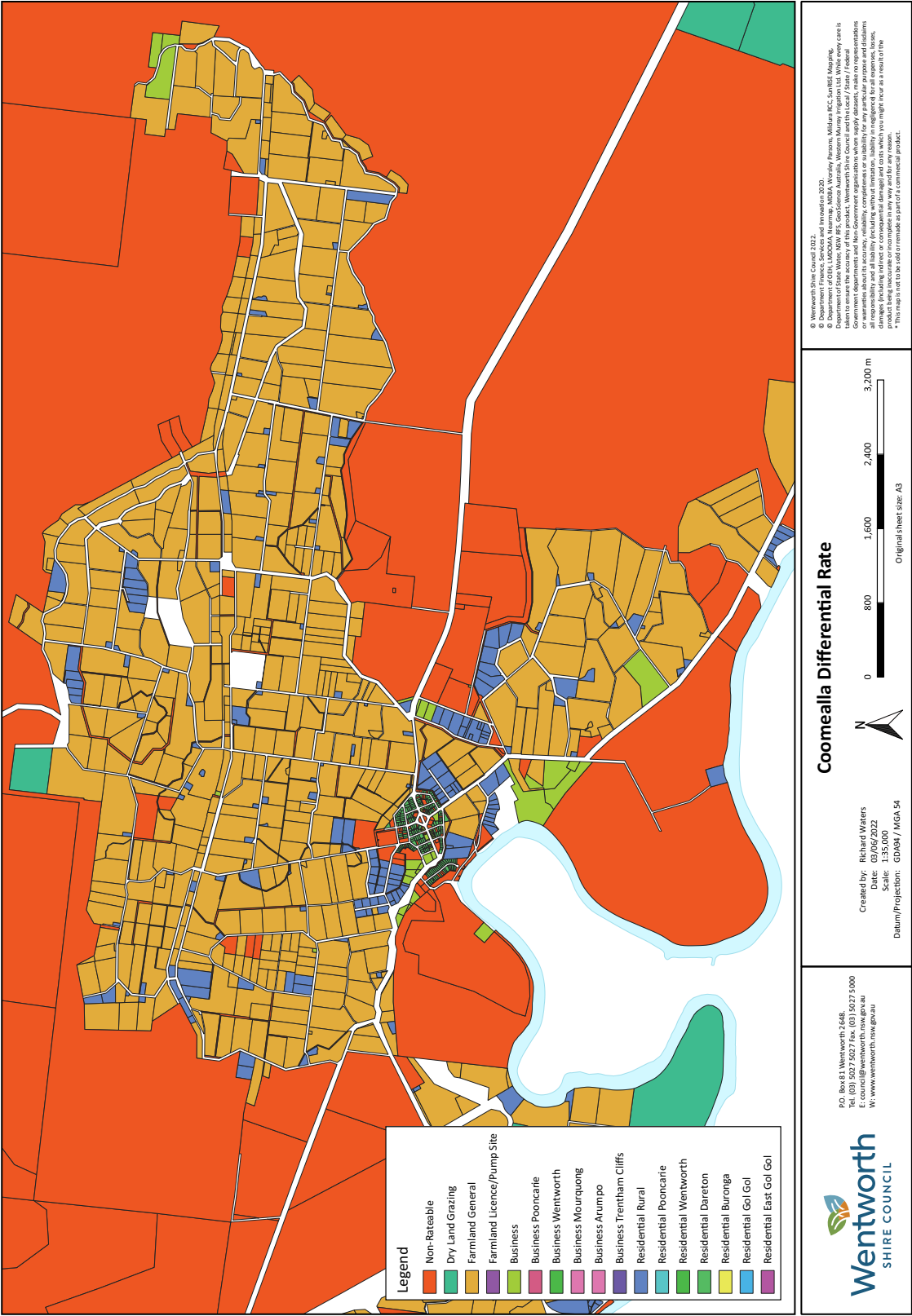


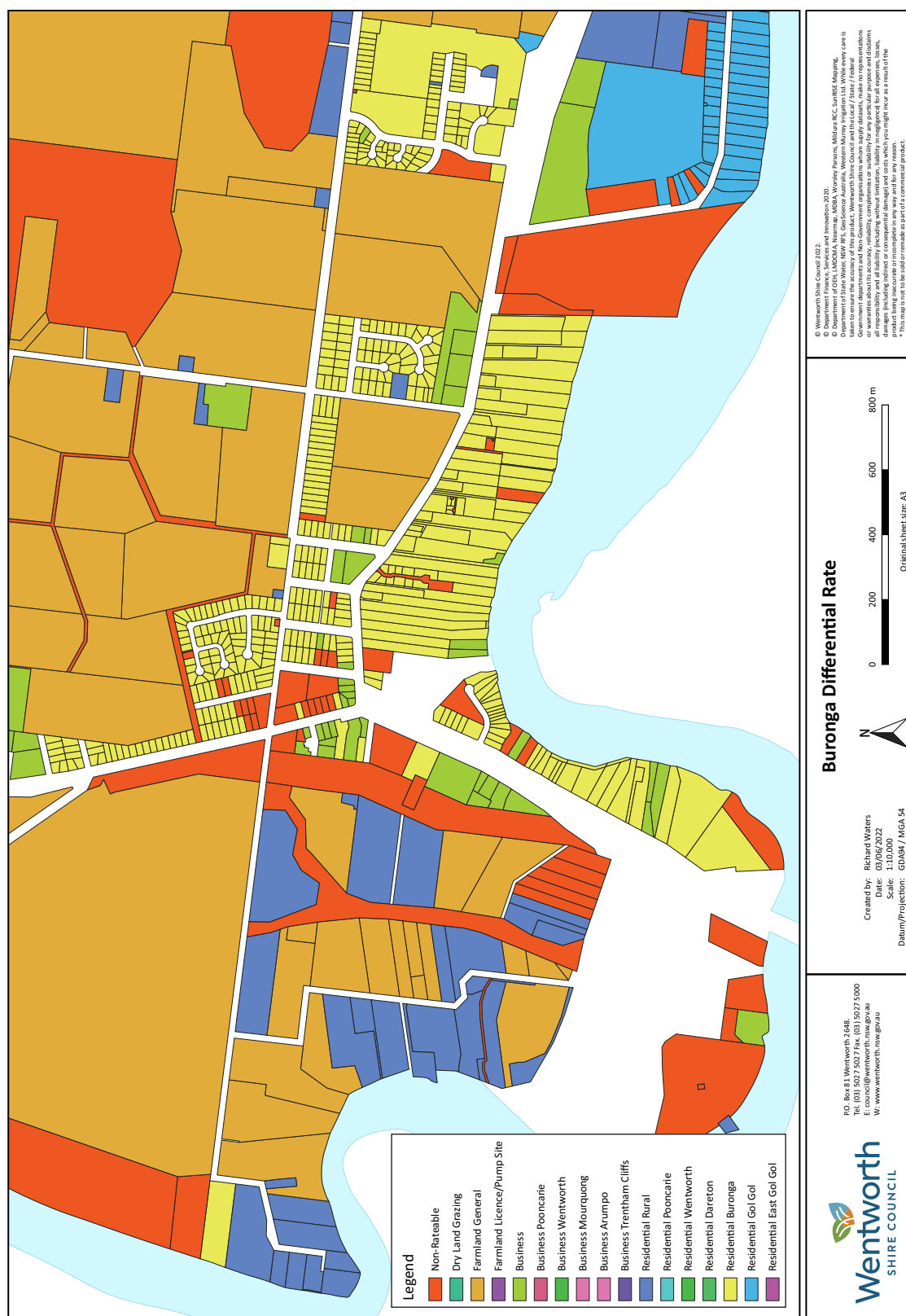


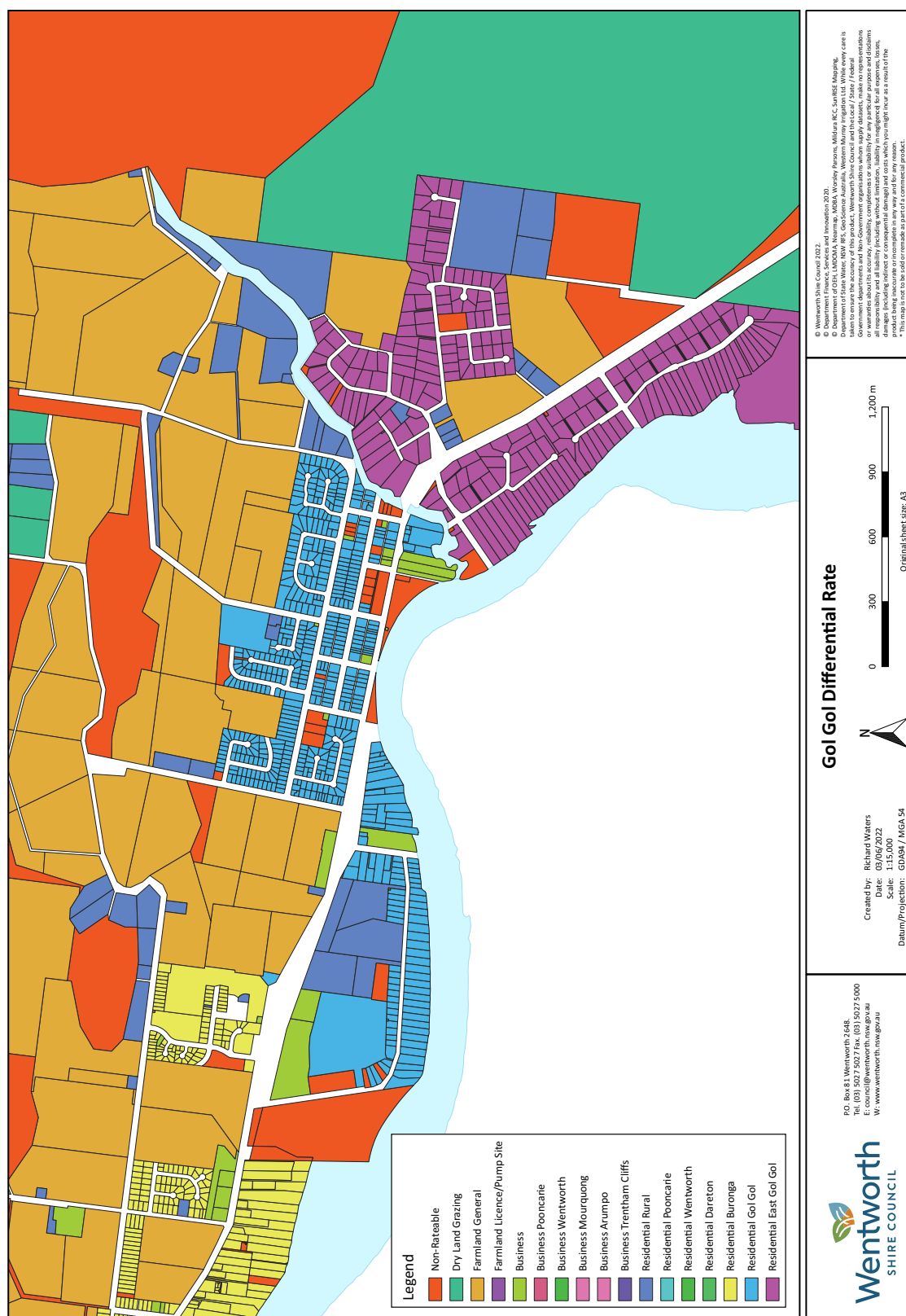














Wentworth Shire Council

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9.10 DETERMINATION OF COUNCILLOR REMUNERATION FOR 2023/2024

File Number: RPT/23/292

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Simon Rule - Director Finance and Policy

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.5 Adopt practices of prudent asset, financial and human resource management across Council to ensure long-term sustainability and efficiency

Summary

The Local Government Remuneration Tribunal has determined a 2% increase to the Mayoral and Councillor fees for the 2023/2024 financial year, with effect from 1 July 2023.

Sections 248 and 249 of the *Local Government Act 1993* require Councils to fix and pay an annual fee based on the Tribunal's determination for the 2023/2024 financial year. If a Council does not fix a fee, the Council must pay the minimum fee determined by the Tribunal.

The Remuneration Tribunal classifies the Wentworth Shire Council as a Rural Council. As such, the minimum fee for a Councillor is \$9,850 and the maximum allowable is \$13,030. In addition to the fee paid as a Councillor, the minimum fee payable to the Mayor is \$10,490 and the maximum fee is \$28,430.

In June 2022, Council resolved to increase the fees for the 2022/2022 to the maximum amount. The fees for 2022/2022 are \$12,650 for Councillors plus an additional \$27,600 for the Mayor.

Recommendation

That Council sets the level of fees to be paid to the Councillors and Mayor in accordance with the schedule of fees determined by the Local Government Remuneration Tribunals

Detailed Report**Purpose**

The purpose of this report is to advise Council of its obligation under the *Local Government Act 1993* (NSW) to determine and fix the annual fee payable to the Councillors and Mayor for the 2023/2024 financial year.

Background

The Local Government Remuneration Tribunal has determined there will be a 2% increase to Councillor and Mayoral fees for the 2023/2024 financial year. The levels of fees depend on which category the Council is in, with Wentworth being classified as a Rural Council.

The schedule of fees is shown in the table below. (It should be noted that the fee payable to the Mayor/Chairperson is in addition to the fee paid to the Mayor as a Councillor (s.249 (2)).

Matters under consideration

General Purpose Councils - Non-Metropolitan

Councillor/Member Annual Fee (\$) effective 1 July 2023

| Category | Minimum | Maximum |
|-------------------------|---------|---------|
| Major Regional City | 19,760 | 34,330 |
| Major Strategic Area | 19,760 | 34,330 |
| Regional Strategic Area | 19,760 | 32,590 |
| Regional Centre | 14,810 | 26,070 |
| Regional Rural | 9,850 | 21,730 |
| Rural Large | 9,850 | 17,680 |
| Rural | 9,850 | 13,030 |

Mayor/Chairperson Additional Fee* (\$) effective 1 July 2023

| Category | Minimum | Maximum |
|-------------------------|---------|---------|
| Major Regional City | 41,960 | 106,960 |
| Major Strategic Area | 41,960 | 106,960 |
| Regional Strategic Area | 41,960 | 94,950 |
| Regional Centre | 30,820 | 64,390 |
| Regional Rural | 20,980 | 47,420 |
| Rural Large | 15,735 | 37,925 |
| Rural | 10,490 | 28,430 |

*This fee must be paid in addition to the fee paid to the Mayor/Chairperson as a Councillor/Member (s.249(2))

In accordance with the schedule of fees shown above, the fee payable for each Councillor would range from \$9,850 to \$13,030. The fee payable to the Mayor would be an additional amount of between \$10,490 and \$28,430. If Council does not fix a fee, then Council must pay the minimum fee determined by the Tribunal.

Options

Based on the information contained in this report, the options available to address this matter are to:

- a) Set the maximum fee allowable for Councillors and the Mayor; or

- b) Set an alternative fee for Councillors and the Mayor within the minimum and maximum range allowable.

Legal, strategic, financial or policy implications

If Council does not fix a fee, then Council must pay the minimum fee determined by the Tribunal.

Conclusion

In accordance with the *Local Government Act 1993* (NSW), Council is to set the annual fee to be paid to each of the Councillors and the Mayor. The schedule of fees shows the minimum and maximum amounts payable, with Wentworth being designated as a Rural Council.

Attachments

Nil

9.11 CHILD SAFE POLICY

File Number: RPT/23/255

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Deborah Zorzi - Governance Officer

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.2 A strong, responsible and representative government

Summary

A key outcome of NSW Government reforms arising from the findings of the *National Royal Commission into Institutional Responses to Child Sexual Abuse* has been the introduction of new legislation and the adoption in NSW of 10 Child Safe Standards. The NSW Office of the Children's Guardian (OCG) implements the Child Safe Scheme which commenced on 1 February 2022 requiring all Councils to become 'child-safe' organisations and use the Standards through their systems, policies and processes.

Council has drafted a Child Safe Policy to ensure compliance with the child protection legislation, committing to providing and actively promoting a safe environment for children and young people. Council has been developing systems, policies and processes in support of the Policy and implementation of the Child Safe Standards.

Recommendation

That Council endorses the Child Safe Policy in draft form and place the Policy on public exhibition for a period of 28 days.

Detailed Report

Purpose

The purpose of this report is to present a new policy to Council, the Child Safe Policy, the adoption of which will contribute to Council becoming a 'child-safe organisation' and meeting its legislative requirements under the *Children's Guardian Act 2019* (NSW).

Background

The *Children's Guardian Amendment (Child Safe Scheme) Bill 2021* was introduced into NSW Parliament on 12 May 2021. From 1 February 2022 certain child-related organisations were required to implement the Child Safe Standards, along with local councils, religious organisations providing services to children and sport and recreational organisations providing services to children.

At the Audit Risk and Improvement Committee Meeting held on 28 October 2022 the Committee suggested that Council review Child Safe changes in the organisation subsequent to that legislative change. In response Council has developed a Child Safe Policy and is developing supporting systems, policies and processes to implement the Child Safe Standards, utilising resources provided through the Office of the Children's Guardian (OCG).

Report Detail

The OCG is established through the *Children's Guardian Act 2019* (NSW) with one of its main objects being to embed the Child Safe Standards as the primary framework that guides child safe practice in organisations in New South Wales. The scheme extends the powers of

the OCG to monitor, investigate and enforce implementation of the Child Safe Standards to support the safety and wellbeing of children and young people.

The OCG notes that the standards are principle-based and focused on outcomes and that this gives organisations the flexibility to implement them in ways that are meaningful, achievable and related to their size, resources and workforce. Each Council will have different requirements and this policy has been drafted to reflect our own organisation and the child-related services we provide. The Policy sets out Council's commitment to providing and actively promoting a safe environment for children and young people, using the Child Safe Standards to underpin how we keep children safe. An overview of the processes and procedures that are being embedded in our work practices is outlined in the Policy.

The General Manager as head of entity is responsible for ensuring Council fulfils its responding and reporting obligations and to notify the OCG when an allegation of child abuse is made against a Council worker.

Any reference to a 'worker' for the purposes of the Policy includes employees, Councillors, contractors or sub-contractors who are required to hold a Working With Children Check for the purpose of their engagement with Council, work experience participants, labour hire, volunteers and student placements. The legislation is very prescriptive in regard to reporting a child safety concern or complaint and Council's reporting systems and procedures will ensure compliance with those requirements.

Consistent with Council's risk management approach, child safety risk management assessments are to be undertaken, monitored and reviewed.

As a new policy, it will be reviewed 12 months after adoption to monitor its effectiveness.

Conclusion

The reporting officer recommends that Council endorses the Policy in draft and places it on public exhibition for a period of 28 days.

Attachments

1. Draft Child Safe Policy [📄](#)

Wentworth Shire Council

Word Document Reference: Record Number

Council Policy No:**CHILD SAFETY POLICY****POLICY OBJECTIVE**

The overall objectives of this Policy are to ensure compliance with child protection legislation and to create a culture and adopt strategies to keep children and young people safe from harm.

The objectives of this Policy include:

- To promote the health, safety, welfare and wellbeing of children and young people in Council activities as well as the local community;
- To ensure that Council provides a safe environment for children and young people whilst on Council premises and utilising Council services;
- To ensure all workers engaged with Council in a child-related role have a valid Working with Children Check clearance;
- To ensure workers are aware of their obligations in relation to the various child protection legislation and Council's policy; and
- To ensure Council promptly implements procedures which are confidential and transparent when investigating and responding to allegations of 'reportable conduct' as defined under the *Children's Guardian Act 2019 (NSW)*.

1. POLICY STATEMENT

This policy demonstrates Wentworth Shire Council's commitment to the safety and wellbeing of children and young people. Council is committed to fulfilling its duty of care by endeavouring to ensure that all workers act in the best interests of a child and young person and take all reasonable steps to ensure a child's safety.

2. POLICY COVERAGE

This policy applies to all workers engaged by Council. Any reference to 'worker' for the purpose of this policy includes employees, Councillors, contractors or sub-contractors who are required to hold a Working With Children Check for the purpose of their engagement with Council, work experience participants, labour hire, volunteers and student placements.

3. STRATEGIC PLAN LINK

Objective: 4.0 Wentworth is supported by a strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner.

Strategy: 4.2 Provide a strong, responsible and representative government.

4. DEFINITIONS AND ABBREVIATIONS

| Term/Word | Definition |
|------------|--|
| Abuse | A term used to refer to different types of harm or maltreatment. It may take the form of physical abuse, psychological or emotional abuse, sexual abuse or neglect. It may fall into the category of 'reportable conduct', or it may sit outside it and still be considered harmful. |
| Allegation | When someone learns of a child protection concern, they make an allegation or tell someone who makes an allegation. It includes an allegation which involves behaviour that is reportable conduct, as well as behaviour that is exempt from notification to |

Wentworth Shire Council

Word Document Reference: Record Number

Council Policy No:

CHILD SAFETY POLICY

| | |
|------------------------------|---|
| | the NSW Office of the Children's Guardian, but which is required to be investigated by Council. |
| Child or young person | A person who is under the age of 18 |
| Child related work | Work which involves direct contact with a child/ren where that contact is a usual part of and more than incidental to the work |
| Child Safe Organisation | An organisation in which child safety is embedded in planning, policy and practices and where the voices of children and young people are valued and actioned. |
| Council | Wentworth Shire Council |
| Child Safety Officer | Designated Council employee who assesses reportable allegations |
| Contractor or sub-contractor | For the purposes of this policy means contractors or sub-contractors who are required to hold a Working With Children Check for the purposes of their engagement with Council |
| DCJ | Department of Communities and Justice |
| OCG | Office of the Children's Guardian |
| Reportable allegation | <p>In relation to a council worker, means</p> <ul style="list-style-type: none"> a) if the worker holds, or is required to hold, a working with children check clearance for the purpose of employment with Council – an allegation that the worker has engaged in conduct that may be reportable conduct, whether or not the conduct is alleged to have occurred in the course of the worker's employment, or b) if the worker is not required to hold a working with children check clearance for the purposes of employment with council – an allegation that the worker has engaged in conduct that may be reportable conduct, unless the conduct is alleged to have occurred outside the course of the worker's employment with Council. |
| Reportable conduct | <p>Something that needs investigating is called a reportable allegation. If it's substantiated (found to be in all likelihood to be true) it's called a finding of reportable conduct. This means the following conduct, whether or not a criminal proceeding in relation to the conduct has been commenced or concluded:</p> <ul style="list-style-type: none"> a) a sexual offence b) sexual misconduct c) ill-treatment of a child d) neglect of a child |

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CHILD SAFETY POLICY

| | |
|------------------------------------|---|
| | <ul style="list-style-type: none"> e) an assault against a child f) an offence under section 43B (failure to protect) or 316A (failure to report) of the <i>Crimes Act 1900</i> g) behaviour that causes significant emotional or psychological harm to a child |
| Risk of significant harm | Concern/s about a child or young person that are sufficiently serious to warrant a response by a statutory authority irrespective of a family's consent. It is something that is not minor or trivial and that may be reasonably expected to produce a substantial and demonstrably adverse impact on the child or young person's safety, welfare or wellbeing. In addition, it can result from a single act or omission or an accumulation of these. Risk of significant harm is the NSW threshold to report child protection concerns to DCJ via the Child Protection Helpline. |
| Working with Children Check (WWCC) | The WWCC is a requirement for anyone who works or volunteers in child-related work in NSW. The check provides either clearance to work with children for five years, or a bar against working with children. |

5. BACKGROUND INFORMATION

The Office of the Children's Guardian introduced the Child Safe Standards to improve the way organisations provide services for children and young people to prevent and respond to child abuse that may occur within organisations. The Child Safe Standards are a central feature of the NSW Government's response to the Commonwealth Royal Commission into Institutional Responses to Child Sexual Abuse.

The standards can be broadly applied to all forms of harm including psychological, physical and emotional abuse as well as neglect.

The 10 Child Safe Standards are:

1. Child safety is embedded in institutional leadership, governance and culture.
2. Children participate in decisions affecting them and are taken seriously.
3. Families and communities are informed and involved.
4. Equity is upheld, and diverse needs are taken into account.
5. People working with children are suitable and supported.
6. Processes to respond to complaints of child sexual abuse are child focussed.
7. Staff are equipped with the knowledge, skills and awareness to keep children safe through continual education and training.
8. Physical and online environments minimise the opportunity for abuse to occur.
9. Implementation of child safe standards is continuously reviewed and improved.
10. Policies and procedures document how the institution is child safe.

The Child Safe Standards encompass existing child safety requirements for individuals and organisations such as Working with Children Check, the Reportable Conduct Scheme and requirements to report information to police and to the Department of Communities and Justice.

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Council Policy No:**CHILD SAFETY POLICY**

6. POLICY CONTENT**6.1. Council's commitment to child safety**

This policy reflects Council's commitment to providing and actively promoting a safe environment for children and young people. Council uses the Child Safe Standards to underpin how we keep children safe.

Council will ensure that policies and systems are in place and accessible to protect children and young people and that all allegations and safety concerns will be treated seriously.

Council will share information about keeping children and young people safe including where they can find further information and advice, and how to make a report if they suspect or know a child is being harmed or if they observe a breach of our code of conduct.

Wentworth Shire Council acknowledges that protecting the safety of children and young people is a whole of community responsibility and is everyone's business.

6.2. Recruitment & Training

Council employs a fit for purpose recruitment and selection process for all direct contact work with a child or young person where contact is a usual part of and more than incidental to the work as defined by the *Child Protection (Working with Children) Act 2012*. A current Working with Children (WWCC) is required for all child-related work.

Council will meet its training and induction obligations by ensuring that all Councillors, employees, volunteers and contractors are included in child safety and understand that child safety is everyone's responsibility. Councillors, employees, volunteers and contractors will be provided with training to support their understanding of Council's commitment to child safety and that everyone has a role to play in safeguarding children.

6.3. Risk Management

Council will ensure that child safety is part of the overall risk management approach. A risk assessment will be undertaken of settings where Council has child related services and where adults interact with children, considering increased risks in relation to specific roles and activities, and introducing suitable protective strategies for identified physical and online risks.

6.4. Safeguarding Children Standards of Behaviour

Council's adopted Code of Conduct sets out clear standards of behaviour and conduct for all Council officials. It is the personal responsibility of Council officials to comply with the standards in Council's adopted Code of Conduct Policy and to regularly review their personal circumstances and conduct with this in mind.

In addition to Council's Code of Conduct, 'Safeguarding Children Standards of Behaviour' have been developed to provide detailed guidance on appropriate behaviour and conduct when working with children and young people. These standards aim to protect children and reduce any opportunities for abuse or harm to occur. They also help workers by providing them with guidance on how to best support children and young people, and how to avoid or better manage difficult situations.

Acceptable Behaviours

Council's workers are responsible for supporting the safety of children by:

- adhering to Council's Child Safety Policy;
- taking all reasonable steps to protect children and young people from abuse;

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- ensuring the adult/child relationship is professional and kept within the boundaries of the respective position description;
- ensuring appropriate adult's response to a child's behaviour or circumstance in line with the child's age and vulnerability and the adult's responsibility for the care, safety and welfare of the child;
- treating everyone with respect;
- listening and responding to the view and concerns of children and young people, particularly if they are telling you that they or another child has been abused or that they are worried about their safety/ the safety of another child or young person;
- promoting the cultural safety, participation and empowerment of all children;
- ensuring as far as practicable, an adult should not be alone with a child unless there is a line of sight to other adults;
- ensuring adults do not initiate or seek any contact with children outside of work; and
- reporting any allegations of child abuse or any child safety concerns.

Unacceptable Behaviours

Council's workers must not:

- ignore or disregard any suspected or disclosed child abuse;
- use language or behaviour towards children that is inappropriate, harassing, abusive, sexually provocative, demeaning or culturally inappropriate;
- develop any 'special' relationships with children that could be seen as favouritism (for example, the offering of gifts or special treatment for specific children);
- initiate unnecessary physical contact with children or do things of a personal nature that a child can do for themselves, such as toileting or changing clothes;
- use any computers, mobile phones, video cameras, cameras or social media to exploit or harass children, or access child exploitation material through any medium;
- photograph or video a child or young person without the consent of the parent or guardians and the child's consent when appropriate.

6.5. Reporting a child safety concern or complaint

When any employment related child protection concern or allegation is raised about an employee it must be reported to the General Manager as Council's Child Safety Officer. Allegations can be reported by children or young people, families, Councillors, employees, volunteers or contractors. Council must immediately take the appropriate steps to assess and minimise any further risk of harm, and give consideration as to whether the child protection concern or allegation constitutes a reportable allegation.

Several positions have been nominated as initial reporters to accept complaints or allegations of child abuse or harm, acting as an intermediary to the General Manager in this role. These positions are Manager, Human Resources; Work Health & Safety Officer; Team Leader Library Services; and Team Leader Visitor Information Centre.

All reportable allegations must be reported to the Office of the Children's Guardian and in some cases to other relevant oversight agencies and/or Police. Council will support relevant authorities' investigations into allegations of abuse or risk of harm to children and young people.

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Concerns that a child or young person is suspected to be at risk of significant harm that does not involve Council must be reported to the relevant agency. Council will meet its mandatory reporting obligations and will take action to protect children and young people at risk of significant harm.

6.6. Privacy and confidentiality

Whilst safety and wellbeing of children and young people are of primary concern, Council is committed to protecting an individual's right to privacy. All personal information considered during the process of reporting or investigating will be collected and managed in accordance with Council's Privacy Policy. Personal information will only be disclosed to another party if there is a legislative requirement for such disclosure.

6.7 Roles and responsibilities**Council**

Publicly commits to child safety and embeds a child safe culture.

General Manager as Head of Entity

The General Manager as Head of Entity is responsible for ensuring that Council fulfils its responding and reporting obligations and to notify the Office of the Children's Guardian (NSW) when a reportable allegation of child abuse is made against a Councillor, employee, volunteer or contractor. The General Manager is responsible for ensuring compliance with this policy and that all Councillors, employees, volunteers and contractors are informed, resourced and supported to understand their role in providing a child safe environment.

General Manager as Child Safety Officer

Council's Child Safety Officer has the following responsibilities:

- To provide ongoing support and respond to concerns about the safety and wellbeing of children while engaged in services, programs or events delivered by Council;
- To notify the Office of the Children's Guardian (NSW) when a reportable allegation (of which they are aware) is made against a Councillor, employee, volunteer or contractor.

Councillors, employees, volunteers and contractors

Councillors, employees, volunteers and contractors shall adhere to the requirements of the policy, reportable conduct and responding and reporting obligations, and be able to demonstrate their awareness of their child safety responsibilities.

All Councillors, employees, volunteers and contractors should be aware that the appointment by Council of a Child Protection Officer does not remove mandatory reporting obligations that other Officers of Council may have under s27 of the *Children and Young Persons (Care and Protection) Act 1998*.

All staff shall adhere to their responding, reporting and reportable conduct obligations and take action where a child or young person is at risk of harm.

7. RELATED DOCUMENTS & LEGISLATION

Children's Guardian Act 2019

Children and Young Persons (Care and Protection) Act 1998

Local Government Act 1993 and Local Government (General) Regulation 2021

Privacy and Personal Information Protection Act 1998

Health Records and Information Privacy Act 2002

Wentworth Shire Council

Word Document Reference: Record Number

Council Policy No:**CHILD SAFETY POLICY**

GOV020 Wentworth Shire Council Code of Conduct Policy

GOV007 Wentworth Shire Council Privacy Management Policy

GOV022 Wentworth Shire Council Legislative Compliance Policy

GOV013 Wentworth Shire Council Enterprise Risk Management Policy

8. ATTACHMENTS

Nil.

9. DOCUMENT APPROVAL

This document is the latest version of the official policy of the Wentworth Shire Council, as adopted by Council on [Click here to enter a date..](#) All previous versions of this policy are null and void.

This policy may be amended or revoked by Council at any time.

A PDF copy of the signed document can be accessed from Council's record management system and Reliansys.

Signed:

[Click here to enter a date.](#)**General Manager Wentworth Shire Council****Date**

9.12 CONFLICT OF INTEREST MANAGEMENT POLICY FOR COUNCIL-RELATED DEVELOPMENT

| | |
|-----------------------|--|
| File Number: | RPT/23/256 |
| Responsible Officer: | Simon Rule - Director Finance and Policy |
| Responsible Division: | Finance and Policy |
| Reporting Officer: | Deborah Zorzi - Governance Officer |
| Objective: | 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner |
| Strategy: | 4.2 A strong, responsible and representative government |

Summary

The *Environmental Planning & Assessment (Conflict of Interest) Regulation 2022*, which commenced on 3 April 2023, introduced new requirements into the *Environmental Planning & Assessment Regulations 2021* (EP&A Regs 2021) to address conflicts of interest in council related development. These concerns evolved from a NSW Ombudsman report tabled in NSW Parliament in December 2020: *An inherent conflict of interest: councils as developer and regulator*

These new requirements include that Councils must adopt and have a policy that specifies how conflicts of interest in connection with council-related development applications will be handled, and that the policy must comply with the requirements in Guidelines prescribed under s66A(2) of the EP&A Regs 2021.

This draft Policy has been developed to comply with Council's legislative requirements under the EP&A Regs 2021. It also serves to support the objectives in Council's general *Conflicts of Interest Policy* in particular to protect the public interest and to support transparency and accountability.

Recommendation

That Council endorses the Conflict of Interest Management Policy for Council-Related Development in draft form and place the draft Policy on public exhibition for a period of 28 days.

Detailed Report

Purpose

The purpose of this report is to present a new policy to Council, the Conflict of Interest Management Policy for Council-Related Development, that specifies how Council will manage conflicts of interest that may arise in connection with council-related development applications because the council is the consent authority, and that complies with the *Council-related Development Application Conflict of Interest Guidelines* published by the NSW Department of Planning and Environment.

Background

Councils are development regulators. But they can also be the developer, landowner or hold a commercial interest in the land they regulate. Where councils have this dual role, an inherent conflict can arise between their interest in the development and their duty as regulator.

Identifying these conflicts of interest early and finding a way to address them is crucial to good governance and allows Council to strengthen its relationship with the community and build and enhance trust.

Report Detail

The *Conflict of Interest Guidelines* define *council-related development* to mean development for which the council is the applicant (whether lodged by or on behalf of council), landowner, or has a commercial interest in the land the subject of the application, where it will also be the regulator or consent authority.

The *Environmental Planning and Assessment Amendment (Conflict of Interest) Regulation 2022* sets out a number of requirements including the following:

- a requirement that a conflict management strategy is to accompany a development application;
- a requirement that a council-related development application must not be determined by the consent authority unless Council has adopted a conflict of interest policy, and Council considers the policy in determining the application; and
- other requirements relating to notification, exhibition, and publication of conflict management statements.

The draft policy outlines the process through which Wentworth Shire Council potential conflicts of interest will be identified, the risks assessed, and appropriate management controls determined.

This includes requiring that the conflict of interest management approach for the application is to be documented in a statement that is published on the NSW Planning Portal. It is acknowledged that for low risk Council related development no additional management strategies may be required, nevertheless Council is still required to communicate this decision through a statement published on the NSW Planning Portal.

Council-related development applications must be exhibited for a minimum of 28 days to ensure transparency during the assessment process in accordance with the *EP&A Act 1979*.

Council does already have some management strategies in place for council-related development applications. This draft policy, and the associated procedures that have been developed to support the policy, build and elaborate on those strategies to comply with the new legislative requirements.

Conclusion

The reporting officer recommends that Council endorses the Policy in draft and places it on public exhibition for a period of 28 days.

Attachments

1. DRAFT Council Policy - Conflict of Interest Management Policy for Council-Related Development [📄](#)

Wentworth Shire Council

Word Document Reference: Record Number

Council Policy No:

Conflict of Interest Management Policy for Council-Related Development

POLICY OBJECTIVE

This Policy aims to manage potential conflicts of interest and increase transparency at all stages of the development process for Council-related development.

1. POLICY STATEMENT

The intent of this policy is to ensure that Wentworth Shire Council complies with its legislative requirements under the *Environmental Planning & Assessment Regulation 2021* to prepare a policy that specifies how Council will manage conflicts of interest that may arise in connection with Council-related development applications because the Council is the consent authority and the enforcement authority.

2. POLICY COVERAGE

This policy applies to all Council-related development.

3. STRATEGIC PLAN LINK

Objective: 4.0 Wentworth is supported by a strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner.

Strategy: 4.2 Provide a strong, responsible and representative government.

4. DEFINITIONS AND ABBREVIATIONS

| Term/Word | Definition |
|---|--|
| application | means an application for consent under Part 4 of the <i>Environmental Planning and Assessment Act 1979</i> (the Act) to carry out development and includes an application to modify a development consent it does not include an application for a complying development certificate. |
| Council | means Wentworth Shire Council |
| Council-related development application | Is a development application, for which the council is the consent authority, that is – <ul style="list-style-type: none"> (a) made by or on behalf of the council, or (b) for development on land, other than a public road within the meaning of the <i>Local Government Act 1993</i> – <ul style="list-style-type: none"> i. of which the council is an owner, a lessee or a licensee, or ii. otherwise vested in or under the control of the council. <p>Note: land vested in or under the control of the council includes public land within the meaning of the <i>Local Government Act 1993 (NSW)</i>.</p> |
| development process | means application, assessment, determination and enforcement |
| the Act | means the <i>Environmental Planning and Assessment Act 1979 (NSW)</i> |

Wentworth Shire Council

Word Document Reference: Record Number

Council Policy No:**Conflict of Interest Management Policy for Council-Related Development**

Note: a word or expression used in the Policy has the same meaning as it has in the Act, and any instruments made under the Act, unless it is otherwise defined in this Policy.

5. POLICY CONTENT**5.1 Policy Background**

Councils are development regulators. But they can also be the developer, landowner or hold a commercial interest in the land they regulate. Where councils have this dual role, an inherent conflict can arise between their interests in the development and their duty as regulator.

Identifying these conflicts of interest early and finding ways to address them is crucial to good governance and allows Council to strengthen its relationship with communities and build and enhance trust.

5.2 Provisions

5.2.1 Development Applications that are considered Council-related development as defined in the Table above must be referred to the General Manager (or a delegate) for a conflict of interest risk assessment.

5.2.2 The conflict of interest risk assessment must:

- a) Assess whether the application is one in which a potential conflict of interest exists;
- b) Identify the phase(s) of the development process at which the identified conflict of interest arises;
- c) Assess the level of risk involved at each phase of the development process in accordance with factors identified at clause 5.2.3 of this policy;
- d) Determine what (if any) management controls should be implemented to address the identified conflict of interest (in each phase of the development process if necessary) having regard to any controls and strategies outlined in clause 5.2.8 of this Policy and the outcome of the assessment of the General Manager (or delegate) of the level of risk involved as set out at clause 5.2.1 of this Policy.

5.2.3 Factors to be considered when determining the level of conflict of interest and resulting risks:

- a) Is Council a direct or indirect beneficiary of this application;
- b) Value of potential commercial gains resulting from the making of the application;
- c) Cost of works associated with the application;
- d) Is the application exempt from management controls/strategies as per clause 5.2.9 of this policy.

5.2.4 The conflict of interest management approach for the application is documented in a statement that is published on the NSW Planning Portal.

5.2.5 For low risk Council related development where no management controls or strategies have been identified, Council is still required to communicate this decision through a statement published on the NSW Planning Portal.

5.2.6 Council-related development applications must be exhibited for a minimum of 28 days to ensure transparency during the assessment process in accordance with the Act.

5.2.7 All notification correspondence for Council related development is to state that the conflict of interest management statement is available on the NSW Planning Portal.

Wentworth Shire Council

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**Council Policy No:
Conflict of Interest Management Policy for Council-Related
Development**

5.2.8 The following management controls may be applied to:

- a) The assessment of an application for Council-related development:
 - i) Enter into a shared service agreement with a neighbouring council for the assessment of the application;
 - ii) Use an external consultant to complete the assessment of development applications;
 - iii) Use a project officer outside of Council's Health and Planning Department;
- b) The determination of an application for Council-related development:
 - i) By a Council delegate following a risk assessment of any conflict of interest by the General Manager (or a separate delegate) and documentation of a management strategy statement for that application;
 - ii) Engage a private certifier for certification activities such as the issuing of a construction certificate and occupation certificate;
- c) The regulation and enforcement of approved Council-related development:
 - i) Enter into a shared service agreement with a neighbouring council for the compliance and enforcement of development consent;
 - ii) Privately Registered Certifier to assist in the compliance and enforcement of conditions in Construction Certificates;
 - iii) Report enforcement milestones or actions to Council.

5.2.9 The management strategy for the following kinds of development is that no management controls need to be applied:

- a) Commercial fit outs and minor changes to the building façade;
- b) Internal alterations or additions to buildings that are not a heritage item;
- c) Advertising signage;
- d) Minor building structures projecting from a building façade over public land (such as awnings, verandas, bay windows, flagpoles, pipes and services);
- e) Development where the Council might receive a small fee for the use of their land.

5.3 Roles and Responsibilities

5.3.1. Council Officers making applications for Council-related development are required to refer the application to the General Manager (or delegate).

5.3.2. Council development assessment officers reviewing lodged development applications must refer Council-related development applications to the General Manager (or delegate).

5.3.3. Council building certifiers or Health & Planning Administrative Officers reviewing construction certificates, occupation certificates and building information certificates, or any applications for those certificates, must refer Council-related development to the General Manager (or delegate).

5.3.4. Council's General Manager (or delegate) is responsible for undertaking a conflict of interest risk assessment and documenting what management controls or strategies are to be implemented during the phases of the application in a management statement, or documenting that there is no management strategy for the application in a statement.

Wentworth Shire Council

Word Document Reference: Record Number

Council Policy No:**Conflict of Interest Management Policy for Council-Related Development**

5.3.5. Administration staff within the Health and Planning Department are responsible for publishing the management statement on the NSW Planning Portal.

5.3.6. Council's General Manager (or delegate) is to ensure that the management controls and strategies are adhered to during the entire development cycle.

6. RELATED DOCUMENTS & LEGISLATION

Environmental Planning and Assessment Act 1979 (NSW)

Environmental Planning and Assessment Regulation 2021

Local Government Act 1993 (NSW)

Local Government (General) Regulation 2021

GOV020 Wentworth Shire Council Code of Conduct

GOV023 Wentworth Shire Council Conflicts of Interest Policy

GOV009 Wentworth Shire Council Delegations Policy

GOV013 Wentworth Shire Council Enterprise Wide Risk Management Policy

GOV022 Wentworth Shire Council Legislative Compliance Policy

7. ATTACHMENTS

Nil.

8. DOCUMENT APPROVAL

This document is the latest version of the official policy of the Wentworth Shire Council, as adopted by Council on [Click here to enter a date..](#)

This policy will be reviewed in 12 months. This policy may be amended or revoked by Council at any time.

A PDF copy of the signed document can be accessed from Council's record management system and Reliansys.

Signed:

General Manager Wentworth Shire Council

[Click here to enter a date.](#)

Date

9.13 DA2023/033 NEW DWELLING WITH STORAGE SHED AND CARPORT, AN ADDITIONAL STORAGE SHED WITH WET AREA, AND REMOVAL OF EXISTING DWELLING 163 POONCARIE ROAD LOT 4 DP 1239541 WENTWORTH

File Number: RPT/23/259

Responsible Officer: Matthew Carlin - Director Health and Planning
Responsible Division: Health and Planning
Reporting Officer: Kerrie Copley - Planning Officer

Objective: 3.0 Wentworth Shire is a community that works to enhance and protect its physical and natural environment

Strategy: 3.1 Ensure our planning decisions and controls enable the community to benefit from development

Summary

A development application (DA2023/033) was received by Council for a new dwelling with storage shed and carport, an additional storage with wet area and removal of existing dwelling to be located at 163 Pooncarie Road Lot 4 DP 1239541 Wentworth in close proximity to the river.

Under the *Wentworth Local Environmental Plan 2011 (WLEP 2011)*, dwellings are permitted with consent if located within the R5 Large Lot Residential zone.

Clause 7.9 of the WLEP 2011, was a site-specific clause created by a planning proposal which was referred to several state agencies. This clause allows dwellings to be located 30m from the lowest bank of the Darling River (waters edge at normal pool level) on land identified as "Riverton". The proposed dwelling has a setback of 44m from the lowest bank (water edge), which complies with the clause.

The proposed dwelling is located 3m from the high bank of the river, while the required river setback under clause 7.6 the WLEP 2011 is 30m from the high bank. Although clause 7.9 allows the proposed setback, some form of assessment is still required against clause 7.6. As part of the 7.6 assessment, a variation to the 30m river setback standard was required (usually referred to as a 4.6 variation).

Due to the variation being greater than 10%, the application cannot be determined under delegated authority, and must be determined by Council.

Recommendation

That Council:

1. Approve DA2023/033 being for a new dwelling with storage shed and carport, an additional storage shed with wet area, and removal of existing dwelling located at 163 Pooncarie Road Lot 4 DP 1239541 Wentworth.
2. Call a division in accordance with S375A of the Local Government Act 1993 (NSW)

Detailed Report

Purpose

The purpose of this report is to provide information to Council to determine Development Application DA2023/033, having consideration to the detail provided both within this report and the attachments provided.

Background

A Development Application was lodged with Council on 24 March 2023 seeking consent to construct a new dwelling with storage shed and carport, an additional storage shed with wet area, and removal of existing dwelling on the subject Lot.

The subject lot is located in the R5 Large Lot Residential zone under the Wentworth Local Environmental Plan (WLEP 2011). The proposal seeks to construct a dwelling 3m from the high bank of the river. Under Clause 7.6 of the WLEP 2011, dwellings are not permitted within the river front area.

The definition of river front within the WLEP 2011 is as follows:

“river front area means the land between the river front building line and the highest bank of the Murray River or, if there is no river front building line, the land within 30 metres of the highest bank of the River.”

The definition of the Murray River in the WLEP2011 is as follows:

“Murray River includes the Darling River and the Great Darling Anabranch.”

Based on the definition of river front above, the proposed dwelling with garage did not meet the river front setback standard.

Where an application cannot achieve the development standards required by a Local Environmental Plan, the applicant may apply to vary the development standards.

An application to vary a development standard is made under clause 4.6 of the WLEP 2011.

Such applications are also subject to Assumed Concurrence provisions set down by the NSW Planning Secretary.

There are specific development standards where Council cannot assume Secretary's concurrence, however the Standard pertaining to riverfront setbacks can be assessed under assumed concurrence.

The NSW Planning Circular PS 20-002 'Variations to Development Standards' states: “the Secretary's concurrence may not be assumed by a delegate of Council if the development contravenes a numerical standard by greater than 10%”

The WLEP2011 provides a 30m riverfront setback. The application proposes a setback of 3m thus creating a variation of 90%. As this is greater than 10% this application cannot be determined under delegated authority and is presented to Council for consideration.

Refer to attachment 1 – Development Application

Refer to attachment 2 – 4.6 Variation request

Refer to attachment 3 - Plans

Matters under consideration

In determining a development application that requires consent, the consent authority must take into consideration matters prescribed in Section 4.15 of the Environmental Planning and Assessment Act 1979 as relevant to the development.

The proposed development was assessed against and met the relevant principles of Chapter 5 of the State Environmental Planning Policy (Biodiversity and Conservation) 2021.

The proposed development for a dwelling and storage shed is permitted with consent and meets the zone objectives of the R5 Large Lot Residential zone under the WLEP 2011.

The dwelling and storage shed does not meet the setback standard under clauses 7.6, and the Clause 4.6 variation request provided by the applicant provided adequate justification for the contravening of development standards contained in Clause 7.6.

Due to the WLEP 2011 mapping impacting the land, the development application was assessed against clauses 5.21, 7.1, 7.2, 7.4, 7.5 and 7.7 and 7.9. The development application satisfied the matters of consideration of Clause 7.9(b), as the proposed dwelling is 30m from the low bank of the river.

Due to the nature of the proposed development, it was assessed against Chapter 4 of the Wentworth Development Control Plan (DCP) 2011. The proposed development met all relevant provisions of the Wentworth Development Control Plan (DCP) 2011.

Based on the assessment of the application and no submissions received as part of the notification process, it is determined that the proposed development is consistent with the relevant objectives of the R5 Large Lot Residential Zone and with planning matters for consideration of the Wentworth Local Environmental Plan 2011. The proposal met relevant provisions of the Wentworth Development Control Plan (DCP) 2011.

Refer to attachment 4 – 4.15 Assessment report

Refer to attachment 5 – 4.6 Assessment report

Refer to attachment 6 – Conditions of consent

Options

Based on the information contained in this report, the options available to address this matter are to:

Approve Development Application 2023/033 subject to conditions

Legal, strategic, financial or policy implications







Should Council issue a determination to the application, the applicant has the right to submit a request for review of determination to Council under Section 8.2 of the *Environmental Planning & Assessment Act 1987*.

The applicant also has the right to appeal the decision made by Council to the Land and Environment Court pursuant to Section 8.7 of the *Environmental Planning & Assessment Act 1987*.

Conclusion

Having consideration of the consent of this report it is concluded that the appropriate course of action is to approve DA2023/033 subject to conditions.

Attachments

1. Development Application 
2. 4.6 Variation request 
3. Plans 
4. 4.15 Assessment report [↓](#) 
5. 4.6 Assessment report [↓](#) 
6. Conditions of consent [↓](#) 

| | | |
|---|--|---|
|  <p>Wentworth SHIRE COUNCIL</p> | <p>Health & Planning Department 26-28 Adelaide Street PO Box 81 WENTWORTH NSW 2648 Tel: 03 5027 5027 council@wentworth.nsw.gov.au</p> | <p>DA Assessment Report Section 4.15 Evaluation</p> <p>Environmental Planning & Assessment Act 1979 as amended</p> |
|---|--|---|

| | |
|--------------------------------------|---|
| File Reference: | DA2023/033 PAN-312350 |
| Property Title & Address: | Lot 4 DP 1239541 & 163 Pooncarie Road Wentworth |
| Property owner(s): | Neil Andrew & Jenny May Armstrong |
| Applicant(s): | Hatch Planning P/L – Matt Jackson |
| Proposal: | Dwelling with storage shed & removal of existing dwelling |
| Previous DAs: | DA2018/125 Re-erection of existing dwelling |
| Cost of proposed development: | \$304,580.00 |

SITE AND SURROUNDING DEVELOPMENT

The subject site comprises of Lot 4 DP 1239541 located in Wentworth, Wentworth NSW. The Lot has an area of 1.01 ha and connects to Pooncarie Road directly from the South, linking it to the surrounding area.

The subject site is zoned R5 Large Lot Residential under the Wentworth Local Environmental Plan 2011 (WLEP 2011). The subject site is slightly irregular shaped vacant Lot and adjoining Lots are used for residential with associated building and structures. The site does not contain a heritage item or is located within the heritage conservation area. The site is not located within the bushfire prone overlay. However, it is within floodway, flood planning, wetlands, terrestrial biodiversity areas.

DESCRIPTION OF PROPOSAL

The proposal seeks development consent to construct a new dwelling & storage shed on the subject site. The dwelling will have an area of 167.14m² and a ceiling height of 3m and a maximum height of 6360mm. The dwelling has an attached shed measuring 13.6m x 12m with a floor area of 165.92m², and the attached carport measuring 7.4m x 13.6m with a floor area of 100.64m². The detached shed will measure 18.3m x 12m with a floor area of approximately 219.6m² and an overall height of 6365mm. The storage shed will contain a wet area.

HISTORY RELEVANT TO THE DEVELOPMENT APPLICATION

SECTION 4.15-MATTERS FOR CONSIDERATION

(1) The provisions of any environmental planning instrument and development control plan

State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004

The proposed development meets the requirements of the State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004 as demonstrated by the BASIX certificate.

State Environmental Planning Policy (Biodiversity and Conservation) 2021

The proposed development is located on land over 1 ha in size, however, no vegetation removal proposed is proposed as the lot was cleared during subdivision and has previously been disturbed through agricultural & more recently residential use. As such no assessment against Chapter 3 & 4 of the SEPP is required.

An assessment against Chapter 5, **Clause 5.9** principles of the SEPP are as follows:

1. Access

Land is freehold with no existing public access to the river. The development will not change this access to the river.

2. Bank Disturbance

The development will be sited 3m from the high bank line of the river – no bank disturbance is anticipated from the development and no vegetation to be removed

3. Flooding

The development is located on flood liable land. An assessment against related principles is as follows:

a). The land was previously used for agriculture and therefore, already disturbed with no change to riverine ecosystems

b). The land is flood liable with risk of flooding during flood events. With an increase in extreme weather events caused by climate change, this clause is especially relevant.

c). The proposed dwelling is to be located on a compacted earth pad with a finished floor level of 35.55. The storage shed & carport attached to the dwelling will also be built on a compacted earth pad with a floor level of 34.85. This proposed development will require opening to allow free flow of water in times of flooding. The proposed additional storage shed with wet area is also to be built on a compacted earth pad with a floor level of 34.73 with removable wall panels to be conditioned. Conditions of consent can be put in place to protect habitable areas and to facilitate free flow of water during flood events.

d). The entire Lot is flood liable land, therefore, choosing another site within this location is not possible.

e). Services are available and currently attached to the existing dwelling to be removed at this site, however, the entire site including accessway and public road are within flood liable land.

f). The land is expected to be used for residential purposes, minimal risk of pollution during riverine flood event, as residents have time to prepare and prevent possible issues.

g). The proposed dwelling finished floor level will be conditioned to be above the 1 in 100 year flood event level. Other development may not be at this FFL with the proponent being aware that inundation during flood events is a possibility.

h). Noted. Due to the generally slow nature of riverine flood, residents should be able to plan and prepare with adequate time for evacuation.

4. Land Degradation

The proposed development will be conditioned to minimise any detrimental effects on the land if required.

5. Landscape

As the proposed site for the development was previously cleared as part of the subdivision no vegetation removal is anticipated, landscaping will be conditioned to include native species for revegetation.

6. River Related Uses

The proposed development does not demonstrate an essential relationship to the river, as such development should be located a reasonable distance from the river.

7. Settlement

The proposed development is for a dwelling with attached shed & carport and a separate storage shed with wet area.

8. Water Quality

The proposed development and continued use will be conditioned to ensure measures are applied to reduce pollution of the waterway.

9. Wetlands

The proposed site is located in wetland area as per WSC mapping. This location where the proposed development is to be sited has been disturbed through agricultural practices and residential use.

An assessment against **Clause 5.13** principle of the SEPP are as follows:

- **Building setback:** The proposed dwelling does not meet the WLEP 2011 setback requirement as recommended 30m setback from the high bank line of the river. Therefore a 4.6 variation has been provided requesting variation to this standard. From an assessment perspective the 4.6 variation does not provide adequate justification as to why the building setback should not comply with the WLEP 2011 river setback requirements.
- **Matters to be considered**
 - o Effluent disposal: There is reticulated sewer to the property
 - o Landscaping: not part of this proposal

The proposed development does not fully comply with the principles within the SEPP. Notable non-compliance being that the development is not a river related use and that the setback from the high bank of the river does not meet that recommended. The 4.6 variation provided, details justification as to why the dwelling should be located 3m from the high bank of the river.

Wentworth Local Environmental Plan (LEP) 2011

The proposed dwelling with attached storage shed and carport & additional storage shed with wet area is permitted with consent within land zoned R5 under the Wentworth LEP 2011, meeting the land use zone objectives to which the site is located.

Standard being varied

The proposed dwelling with attached storage shed & carport will be located approximately 3m from the high river bank (encroachment of 27 metres). Under Clause 7.6 of the WLEP 2011

only a certain list of uses, documented below are permitted within the river front area (30m from the high bank). This represents a variation of 90%.

(2) Despite any other provision of this Plan, development consent may only be granted to development on land in a river front area for the following purposes—

- (a) boat building and repair facilities, boat launching ramps, boat sheds, charter and tourism boating facilities or marinas,
- (b) the extension or alteration of an existing building that is wholly or partly in the river front area, but only if the extension or alteration is to be located no closer to the river bank than the existing building,
- (c) environmental protection works,
- (d) extensive agriculture and intensive plant agriculture,
- (e) walking trails, cycleways, picnic facilities, recreation facilities and recreation facilities (outdoors),
- (f) water recreation structures.

Definition of “River Front” **river front area** means the land between the river front building line and the highest bank of the Murray River or, if there is no river front building line, the land within 30 metres of the highest bank of the River.

Approving 4.6 variations

Under clause 55 of the *Environmental Planning and Assessment Regulation 2021*, a consent authority (Council) may assume concurrence if the concurrence authority has given notice to the consent authority. The notice identifies which concurrence has been given to council and can specify qualifications or conditions for the assumed concurrence.

Under the planning circular PS20-002 (notice), Councils were given assumed concurrence to approve 4.6 variation applications based on a number of conditions. These conditions can be summarised as following:

1. Council cannot assume concurrence for varying a standard regarding dwelling entitlement in regards to MLS less than 90% for lands zoned RU1 to RU4, RU6, R5, E2 (now C2) to E4 (now C4) and equivalent land uses.
2. Non-numerical standard and standard variations greater than 10% cannot be approved by a Council delegate i.e Director. These need to be approved by Council to ensure greater public scrutiny and transparency.

The proposed variation is not regarding MLS as such Council has assumed concurrence and do not need to refer the DA to the Department of Planning and Environment (DPE) for concurrence. However, the variation proposed is greater than 10%, as such, will need to be presented to Council for approval.

4.6 Exceptions to development standards

Written request for consideration has been presented by the applicant with reasons for justifying the contravention of this standard and allow a dwelling within the river front area.

- a). That compliance with the development standard is unreasonable or unnecessary in the circumstances of the case.

Response: Absence of environmental impact

b). That there are sufficient environmental planning grounds to justify contravening the development standard.

Response: Non-compliance with 30m setback control due to presence of other “sufficient environmental planning grounds”.

Consideration of the applicants written request – Clause 4.6(4) (a) (i) and (ii) (b)

Does the written request adequately address those issues at Clause 4.6(4)(a)(i)

The applicants written request adequately demonstrates that the application is compliant with the objectives of the development standard, notwithstanding the non-compliance with the the 30m river front area restriction.

The proposed variation to the development standard is solely related to erecting a dwelling closer to the river while maintaining a relevant riverfront buffer.

Other residential development in this location have been granted consent for similar variations for dwelling inside the 30m river front area.

Wentworth Local Environmental Plan 2011 states under **clause 7.9** the following site-specific development controls:

Clause 7.9 Riverton Farm development, Wentworth

- (1) This clause applies to certain land at Riverton Farm, 107 Pooncarie Road, Wentworth, being Lot 1, DP 1193385.
- (2) Despite any other provision of this Plan, development consent must not be granted to the erection of a dwelling house on land to which this clause applies unless—
 - (a) the lowest floor level is 35.35 metres above the Australian Height Datum, and
 - (b) the dwelling house is not within 30 metres of any bank of a river, and
 - (c) the land has an area of at least 5,000 square metres.

Further to this standard, the **7.6 clause, Development on the river front areas**, detailed below, outlines the provisions of the objectives, the nature of development consents that may be granted pursuant to this clause, and conditions of consent.

- (1) The objectives of this clause are as follows—
 - (a) to support natural riverine processes, including the migration of the Murray River’s channels,
 - (b) to protect and improve the bed and bank stability of the Murray River,
 - (c) to maintain and improve the water quality of the Murray River,
 - (d) to protect the amenity, scenic landscape values and cultural heritage of the Murray River and to protect public access to its riverine corridors,
 - (e) to conserve and protect the riverine corridors of the Murray River, including wildlife habitat.

- (2) Despite any other provision of this Plan, development consent may only be granted to development on land in a river front area for the following purposes—
 - (a) boat building and repair facilities, boat launching ramps, boat sheds, charter and tourism boating facilities or marinas,
 - (b) the extension or alteration of an existing building that is wholly or partly in the river front area, but only if the extension or alteration is to be located no closer to the river bank than the existing building,
 - (c) environmental protection works,
 - (d) extensive agriculture and intensive plant agriculture,
 - (e) walking trails, cycleways, picnic facilities, recreation facilities and recreation facilities (outdoors),
 - (f) water recreation structures.
- (3) Development consent must not be granted under subclause (2) unless the consent authority is satisfied of the following—
 - (a) that the appearance of the development, from both the Murray River and the river front area will be compatible with the surrounding area,
 - (b) that the development is not likely to cause environmental harm, including (but not limited to) any of the following—
 - (i) pollution or siltation of the Murray River,
 - (ii) any adverse effect on surrounding uses, riverine habitat, wetland areas or flora or fauna habitats,
 - (iii) any adverse effect on drainage patterns,
 - (c) that the development is likely to cause only minimal visual disturbance to the existing landscape,
 - (d) that continuous public access, and opportunities to provide continuous public access, along the river front and to the Murray River are not likely to be compromised,
 - (e) that any historic, scientific, cultural, social, archaeological, architectural, natural or aesthetic significance of the land on which the development is to be carried out and of surrounding land is to be maintained.

Clause 7.9 was created using as a form of **clause 7.6** with Parliamentary Counsel drafting amended clauses following referral with numerous government agencies including:

1. NSW Aboriginal Lands Council
2. Lower Darling Catchment Management Authority
3. Office of Environment and heritage
4. NSW Department of Primary Industries - Agriculture
5. NSW Department of Primary Industries – Fishing and Aquaculture
6. NSW Department of Primary Industries – Minerals and Petroleum
7. NSW Department of Primary Industries – Catchment and Lands
8. NSW Rural Fire Service
9. NSW Office of Water
10. Transport for NSW
11. Transport for NSW Roads and Maritime Services
12. State Emergency Services

Does the written request adequately address those issues at Clause 4.6(4)(a)(ii)

The following table considers whether the objectives of the development standard are achieved notwithstanding the proposed variation (Test 1).

| Objective | Discussion / Comment |
|--|---|
| a) to support natural riverine processes, including the migration of the Murray River's channels, | The subject site is located north of Wentworth on the Pooncarie Road. The variation to the standard is solely related erecting a dwelling closer to the river while maintaining a relevant riverfront buffer that will achieve this standard. |
| (b) to protect and improve the bed and bank stability of the Murray River | There is no work proposed in this application that will affect the bed and bank stability of the river. |
| (c) to maintain and improve the water quality of the Murray River, | There is no work or land uses proposed in this application that will impact on the quality of the water in the river. |
| (d) to protect the amenity, scenic landscape values and cultural heritage of the Murray River and to protect public access to its riverine corridors | <p>i) This R5 land was subject to a recent rezoning process that was granted Ministerial consent for large lot residential development. During the public exhibition and consultation phase, no concern was raised from the public or any agency with regard to the landscape values of the riverine corridor</p> <p>ii) Historically, this land was a farm known as Riverton and has always been privately owned, therefore, the issue of protecting public access to the river is moot.</p> |
| (e) to conserve and protect the riverine corridors of the Murray River, including wildlife habitat. | The Darling river in this portion is not observed to have a riverine corridor due to the historical use of the land for agricultural purposes. As such, any development inside the 30-metre setback from the high bank will still maintain level of protection for any natural assets that exist. |

Has the planning secretary's concurrence been sought as per Clause 4.6(4)(b)

Under the planning circular PS20-002, the concurrence of the Planning Secretary will not be required for this variation. However, due to the size of the variation, council staff do not have the delegated authority to determine the development. As such, the development will be determined by Council.

The five part test

1. the objectives of the standard are achieved notwithstanding noncompliance with the standard; **standards achieved see table above**
2. the underlying objective or purpose of the standard is not relevant to the development and therefore compliance is unnecessary; **The underlying objective or purpose is relevant to the development and therefore this test is not relied upon.**
3. the underlying object of purpose would be defeated or thwarted if compliance was required and therefore compliance is unreasonable; **The underlying objective or purpose is relevant to the development and therefore this test is not relied upon.**
4. the development standard has been virtually abandoned or destroyed by the council's own actions in granting consents departing from the standard and hence compliance with the standard is unnecessary and unreasonable; **The standard has not been abandoned by council actions in this case and so this reason is not relied upon.**
5. the compliance with development standard is unreasonable or inappropriate due to existing use of land and current environmental character of the particular parcel of land. That is, the particular parcel of land should not have been included in the zone; **The zoning of the land is reasonable and appropriate and therefore this test is not relied upon.**

Assessment under Clause 5.16(4) Subdivision of, or dwellings on, land in certain rural, residential or conservation zones

- a). Following recent subdivision, surrounding land uses are also for large lot residential purposes with associated structures
- b). The proposed development will be in keeping with surrounding land uses, in line with Councils land zoning
- c). The proposed use is compatible with uses referred to in paragraph a). and b).
- d). N/A

Clause 5.21 Flood Planning

The proposed development is within the flood mapped area with the dwelling to be built on a compacted earth pad above the 1 in 100 flood level. This application also requests building closer to the river than the recommended 30m from the high river line, reducing the distance of the dwelling from the river to 3m through a variation to the development standard (4.6 variation). In the event of a flood the access road & public road to the site would also be flood affected. Should development consent be granted, flood specific conditions can be included.

Clause 7.1 Earthworks

Any earthworks will form part of the conditions of consent, should the application be approved as ancillary to the main approval for a dwelling. Standards will apply for any associated earthworks.

Clause 7.2 Essential Services

Essential services are available to the site.

Clause 7.4 Terrestrial Biodiversity

An assessment of the proposed dwelling with storage shed & carport & additional storage shed with wet area against clause 7.4(3) is as follows:

- a). The proposed residential development & associated structures is unlikely to have any detrimental effects on fauna and flora existing on the site, being part of a recent subdivision the vegetation on the land is minimal and no tree removal is expected, potential impacts will most likely be from construction. The development will be conditioned to minimise impact on existing biodiversity on the site and to encourage replanting of native species.
- b). The proposed development is unlikely to have any adverse impact on the importance of vegetation on the site, nor adverse impacts on the habitat and survival of native fauna. The site has minimal vegetation with larger native trees closest to the river bank. Approval would see conditions pertaining to vegetation removal and re-planting.
- c). The proposed development is unlikely to fragment, disturb, or diminish the biodiversity structure, function and composition of the land as it has already been disturbed as part of the previous agricultural use, subdivision, and previous residential development. The area of the site where the proposed development is located is free from vegetation.
- d). The proposed development is unlikely to have any adverse impact on the habitat elements and connectivity to the land as limited vegetation currently exists facilitating this connectivity.

An assessment of the proposed dwelling against **clause 7.4(4)** is as follows:

- a. The dwelling with storage shed & carport & additional storage shed with wet area are designed, sited and managed to minimise any environmental damage.
- b. Noted
- c. Noted

Clause 7.5 Wetlands

An assessment of the proposed dwelling with storage shed & carport & additional storage shed with wet area against clause 7.5(3) is as follows:

- a. Not affect growth and survival of flora and fauna. Measures to be put in place to protect flora and fauna on the site during construction and use of the site.
- b. No vegetation to be removed as part of the construction. Tree protection measures to form part of the conditions of consent.
- c. No vegetation to be removed, as such no impacts on provision and quality of habitats for indigenous and migratory species
- d. Conditions of consent will put measures in place to ensure that surface and groundwater characteristics of the site, including water quality, natural water flows and salinity are protected
- e. Measures must be put in place to protect any wetland in the vicinity of the development area.

An assessment of the proposed dwelling with storage shed & carport & additional storage shed with wet area against clause 7.5(4) is as follows:

- The site plans of the dwelling with storage shed & carport & additional storage shed with wet area provided adequately show that the development is sited, designed and managed to avoid

potential adverse environmental impacts. Conditions of consent will provide further protection measures.

Clause 7.7 Riparian land and Murray River and other watercourses – general principles

The proposed development is sited inside the designated distance of 40m from the top bank of a watercourse (Darling River), however, as it is a residential development impact upon the following criteria is anticipated to be minimal. Any anticipated environmental impacts will be managed through implementation of conditions.

- i). The water quality and flows within a watercourse
- ii). Aquatic and riparian species, habitats and ecosystems
- iii). The stability of the bed, shore and banks of a watercourse
- iv). The free passage of fish and other aquatic organisms within or along a watercourse
- v). any future rehabilitation of a watercourse and riparian areas

7.9 Riverton Farm Development, Wentworth

Assessment against this clause is as follows:

- a). Conditions of consent will indicate floor level – provided plans indicate level will be 35.35m above the Australian Height Datum
- b). This proposal does not meet this criterion as the dwelling is closer than 30m from any bank of the river
- c). The land meets the Lot size criteria of 5000m² as the Lot is 1.008ha.

Wentworth Development Control Plan (DCP) 2011

The proposed development is acceptable against the relevant provisions of the Wentworth Development Control Plan (DCP) 2011 Chapter 4 as outlined in the table below.

| Wentworth DCP | Chapter | Y | N | N/A | Further information |
|----------------------|------------------------------------|----------|----------|------------|---|
| | Chapter 4 4.1.1 Site context | X | | | The proposed dwelling with storage shed & carport & additional storage shed with wet area meets requirements |
| | 4.1.2 Streetscape | X | | | As the proposed dwelling & storage shed are in keeping with surrounding sites and are well back from the street the development meets requirements Building materials used will allow visual integration with the surroundings |
| | 4.1.3 Front Setback | X | | | Meets 15m front setback from street – see table below |
| | 4.1.4 Side setbacks | X | | | Meets side setbacks – see table below |
| | 4.1.5 Rear setback | X | | | Meets rear setbacks – see table below |
| | 4.1.6 | | | X | N/A no walls on boundaries |

| | | | | | |
|--|--|---|--|---|---|
| | Walls on Boundaries | | | | |
| | 4.1.7 Building heights and overshadowing | | | X | N/A as proposed development not for double storey dwelling |
| | 4.1.8 Site Coverage | X | | | Well under 60% site coverage as large lot |
| | 4.1.9 Private open space | X | | | Site offers room for private open space |
| | 4.1.10 Energy & solar access | X | | | Dwelling complies with BASIX requirements |
| | 4.1.11 Daylight to existing windows | X | | | Access to daylight adequate as not close to neighbouring structures |
| | 4.1.12 North facing windows | X | | | Solar access to North facing windows not compromised as no close neighbours |
| | 4.1.13 Overlooking | | | X | N/A as single storey dwelling |
| | 4.1.14 Fencing and retaining walls | | | X | Proposal does not include fencing or retaining walls |
| | 4.1.15 Car parking and vehicle access | X | | | Site offers adequate room for parking and manoeuvrability of vehicles |
| | 4.1.16 Cut and fill | X | | | Soil management to be conditioned if approved |

| Development Control | WDCP 2011 requirement for R5 Large Lot Residential zone | Proposed dwelling with storage shed & carport & additional storage shed with wet area |
|-----------------------|---|---|
| Front setback (South) | 15m | >15m |
| West side setback | 1m minimum | 17m |
| East side setback | 1m minimum | 12m |
| Rear setback (North) | 3m minimum | 3m |

(2) The provisions of any draft environmental planning instrument

There is no Division 3.4 draft environmental planning instrument that affect the proposed development. (Post 1 July 2009 LEP amendments).

(3) Any matters prescribed by regulations

There are no further matters prescribed by regulations.

(4) The likely impacts of the development

There are no likely impacts from the proposal as discussed in the table below.

| Impact item <i>(insert an 'x' in the relevant section)</i> | Acceptable | Not acceptable | Not relevant | Comment |
|--|-------------------|-----------------------|---------------------|---|
| Context and setting | X | | | A dwelling with storage shed & carport & additional storage shed with wet area are compatible with development in the surrounding area |
| Public domain & Streetscape | X | | | The proposed residential development & associated structures are designed and sited to blend in with other large lot residences in the area |
| Landscaping | X | | | Landscaping not part of this DA – conditions to include native vegetation in future landscaping |
| Stormwater | X | | | Stormwater management to form part of conditions if approved |
| Heritage | | | X | No heritage listing on this site |
| Soils & Soils Erosion | X | | | Soil management to be conditioned as part of consent if approved |
| Air and microclimate | X | | | No impact anticipated |
| Water Resources | | X | | Distance between waterway and proposed development does not comply with WLEP 2011 distance of 30m from high bank of river |
| Biodiversity (Flora & Fauna) | X | | | No clearing of native to be carried out prior to construction |
| Land Resources | X | | | None located on the site expected to impact the proposed development |
| Utilities | X | | | Utilities to be made available to the dwelling |
| Access & Parking | X | | | Access to the site and parking space available |
| Roads & Traffic | X | | | No new roads proposed, traffic increase only anticipated during construction |
| Solar Access and Energy Efficiency | X | | | Meets BASIX |
| Overshadowing | | | X | Not relevant. Adequate distance between the proposed dwelling & associated structures and nearest dwelling of adjoining neighbour |
| Privacy & Overlooking | | | X | Not relevant. Adequate distance between proposed dwelling & associated structures and nearest neighbouring dwelling |

| | | | | |
|-------------------------------------|---|--|--|---|
| Flooding | X | | | Land is flood impacted. Conditions of consent to address this matter |
| Bushfire Prone Area | X | | | Not in a bushfire prone area |
| Noise | X | | | Some noise increase anticipated during construction, reducing to residential noise. Hours of work conditioned to reduce effects on surrounding neighbours |
| Technological hazards | X | | | None anticipated |
| Safety, Security & Crime Prevention | X | | | Development not anticipated to adversely effect safety or security in the area |
| Social and Economic Impacts | X | | | There are no social or economic impacts anticipated from the development |

(5) The suitability of the site for development

The site is suitable for the proposed dwelling with storage shed & carport & additional storage shed with wet area as it will not have any adverse effects on the local environment. The proposed development is permitted in the R5 Large Lot Residential zoning under the Wentworth LEP 2011. The proposed development is in character with existing developments of dwellings and associated structures in the vicinity.

From assessment against the WLEP 2011, this development does not meet the setback requirements from the high bank of the river of 30m, rather requesting establishment 3m from this indicator via 4.6 variation. Assessment against clause 7.9, a site-specific clause for Riverton Farm Developments on Pooncarie Road, Wentworth, to which this site belongs, clearly indicates that development consent must not be granted for a dwelling house unless "it is not within 30 meters of any bank a river". The Riverton Farm Development clause 7.9, was created through a planning proposal to amend clause 7.6 specifically for this residential subdivision site on Pooncarie Road, Wentworth. Many government agencies were consulted during the process, with Parliamentary Council creating amended clauses that constitute clause 7.9

(6) Any submissions made in accordance with this Act or Regulation

The application was notified for 14 days. No submissions were received.

(7) The public interest

The proposed development is consistent with public interest as it will have no detrimental effect on the surrounding area. Moreover, no objections were made by the surrounding neighbours.

COMMENTS FROM COUNCIL INTERNAL DEPARTMENTS

| Department | Referred Y/N | Comments |
|------------|--------------|----------------------------|
| Building | Y | BCA Classification: 1 &10a |

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| | | <p>A laundry tub and space for a washing machine is not shown on the floor plans as required to demonstrate compliance with Part 3.8.3 of the BCA. Whilst not a matter that would affect the determination of a DA this information is required to be shown on CC plans.</p> <p>Approval under S68 of the Local Government Act must be obtained prior to the issue of a Construction Certificate in relation to:</p> <ul style="list-style-type: none"> • Connect to Councils sewer • Carrying out of water supply work. • Carrying out of sewerage work. <p>Note: SEE (Clause 2.1) states effluent disposal is via a septic tank. Sewer is available to this property.</p> |
| Subdivision Engineer | N | |
| Roads & Engineering | N | |
| Finance & Policy | N | |
| Heritage Advisor | N | |
| Environmental Health | N | |
| Local Laws | N | |
| Floodplain Mgt Committee | N | |
| Sustainable Infrastructure | N | |

02/05/23 requested additional information to address laundry requirements as identified by Mark Scott.


03/05/2023 Matt – Hatch planning responded to say that these requirements are identified on the plans within the outdoor area.

CONCLUSIONS

1. General comments:
2. The proposal does not satisfy the points for consideration listed under Section 4.15 of the *Environmental Planning and Assessment Act*.
3. The proposal occurs on land zoned R5 Large Lot Residential. The proposal has potential detrimental impact on the site and surrounds. These concerns can be addressed in conditions of consent.
4. The proposal is consistent with the Wentworth Shire Development Control Plan (Dec 2011). The proposal is consistent with the development controls in Chapter 4 of the Wentworth Shire Development Control Plan 2011.
5. The proposed dwelling with storage shed & carport & additional storage shed accords with the relevant objectives and provisions of the State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004 and State Environmental Planning Policy (Biodiversity and Conservation) 2021.
6. There is no draft local environmental plan affecting the proposed development.

Recommendation:

Approve the application subject to conditions

| Delegate report author | Delegated approval and endorsement |
|---|--|
| Signature:  | Signature: |
| Kerrie Copley Planning Officer | Matthew Carlin Director Health & Planning |
| Date: 03/05/2023 | Date: |

| | | |
|---|---|--|
|  <p>Wentworth SHIRE COUNCIL</p> | <p>Health & Planning Department 26-28 Adelaide Street PO Box 81 WENTWORTH NSW 2648 Tel: 03 5027 5027 council@wentworth.nsw.gov.au</p> | <p>Clause 4.6 Assessment</p> <p>Environmental Planning & Assessment Act 1979 as amended</p> |
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4.6 VARIATION ASSESSMENT

4.6 Exceptions to development standards

Written request for consideration has been presented by the applicant with reasons for justifying the contravention of this standard and allow a dwelling within the river front area.

a). That compliance with the development standard is unreasonable or unnecessary in the circumstances of the case.

Response: Absence of environmental impact

b). That there are sufficient environmental planning grounds to justify contravening the development standard.

Response: Non-compliance with 30m setback control due to presence of other “sufficient environmental planning grounds”.

Consideration of the applicants written request – Clause 4.6(4) (a) (i) and (ii) (b)

Does the written request adequately address those issues at Clause 4.6(4)(a)(i)

The applicants written request adequately demonstrates that the application is compliant with the objectives of the development standard, notwithstanding the non-compliance with the the 30m river front area restriction.

The proposed variation to the development standard is solely related to erecting a dwelling closer to the river while maintaining a relevant riverfront buffer.

Other residential development in this location have been granted consent for similar variations for dwelling inside the 30m river front area.

Does the written request adequately address those issues at Clause 4.6(4)(a)(ii)

The following table considers whether the objectives of the development standard are achieved notwithstanding the proposed variation (Test 1).

| Objective | Discussion / Comment |
|---|---|
| (a) To provide for a range of land uses, services and facilities that are associated with a rural village., | The proposal includes the erection of a dwelling and other ancillary structure on the land. This variation does not affect consistency with this objective. |

| | |
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| (b) To promote development in existing towns and villages in a manner that is compatible with their urban function. | The purpose the rezoning of this land was to provide an alternative land use to the people of the Wentworth Shire and will only further support the local economy. This variation does not affect consistency with this objective. |
| (c) To encourage well-serviced sustainable development. | All provisions of the Environmental Planning and Assessment Act will be followed and assessed by Council to ensure that this lot and others are well serviced as far the capacity exists to do so. This variation does not affect consistency with this objective. |
| (d) To deliver new residential and employment growth in Buronga and Gol Gol. | As this is a recent rezoning of land in the township of Wentworth, the descriptor for R5 large lot development has not been updated to include other localities. This variation does not affect consistency with this objective. |
| (e) To ensure business and retail land uses are grouped within and around existing activity centres. t. | There is no restriction on landowners using their land for retail or business use provided they are subject to the relevant approval of the Wentworth Shire Council. This variation does not affect consistency with this objective. |

Further to this standard, the **7.6 clause, Development on the river front areas**, detailed below, outlines the provisions of the objectives, the nature of development consents that may be granted pursuant to this clause, and conditions of consent.

- (1) The objectives of this clause are as follows—
 - (a) to support natural riverine processes, including the migration of the Murray River's channels,
 - (b) to protect and improve the bed and bank stability of the Murray River,
 - (c) to maintain and improve the water quality of the Murray River,
 - (d) to protect the amenity, scenic landscape values and cultural heritage of the Murray River and to protect public access to its riverine corridors,
 - (e) to conserve and protect the riverine corridors of the Murray River, including wildlife habitat.
- (2) Despite any other provision of this Plan, development consent may only be granted to development on land in a river front area for the following purposes—
 - (a) boat building and repair facilities, boat launching ramps, boat sheds, charter and tourism boating facilities or marinas,

- (b) the extension or alteration of an existing building that is wholly or partly in the river front area, but only if the extension or alteration is to be located no closer to the river bank than the existing building,
 - (c) environmental protection works,
 - (d) extensive agriculture and intensive plant agriculture,
 - (e) walking trails, cycleways, picnic facilities, recreation facilities and recreation facilities (outdoors),
 - (f) water recreation structures.
- (3) Development consent must not be granted under subclause (2) unless the consent authority is satisfied of the following—
- (a) that the appearance of the development, from both the Murray River and the river front area will be compatible with the surrounding area,
 - (b) that the development is not likely to cause environmental harm, including (but not limited to) any of the following—
 - (i) pollution or siltation of the Murray River,
 - (ii) any adverse effect on surrounding uses, riverine habitat, wetland areas or flora or fauna habitats,
 - (iii) any adverse effect on drainage patterns,
 - (c) that the development is likely to cause only minimal visual disturbance to the existing landscape,
 - (d) that continuous public access, and opportunities to provide continuous public access, along the river front and to the Murray River are not likely to be compromised,
 - (e) that any historic, scientific, cultural, social, archaeological, architectural, natural or aesthetic significance of the land on which the development is to be carried out and of surrounding land is to be maintained.

Wentworth Local Environmental Plan 2011 states under **clause 7.9** the following site-specific development controls:

Clause 7.9 Riverton Farm development, Wentworth

- (1) This clause applies to certain land at Riverton Farm, 107 Poongarie Road, Wentworth, being Lot 1, DP 1193385.
- (2) Despite any other provision of this Plan, development consent must not be granted to the erection of a dwelling house on land to which this clause applies unless—
 - (a) the lowest floor level is 35.35 metres above the Australian Height Datum, and
 - (b) the dwelling house is not within 30 metres of any bank of a river, and
 - (c) the land has an area of at least 5,000 square metres.

Clause 7.9 was created using as a form of **clause 7.6** with Parliamentary Counsel drafting amended clauses following referral with numerous government agencies including:

1. NSW Aboriginal Lands Council
2. Lower Darling Catchment Management Authority
3. Office of Environment and heritage
4. NSW Department of Primary Industries - Agriculture
5. NSW Department of Primary Industries – Fishing and Aquaculture

6. NSW Department of Primary Industries – Minerals and Petroleum
7. NSW Department of Primary Industries – Catchment and Lands
8. NSW Rural Fire Service
9. NSW Office of Water
10. Transport for NSW
11. Transport for NSW Roads and Maritime Services
12. State Emergency Services

Does the written request adequately address those issues at Clause 4.6(4)(a)(ii)

The following table considers whether the objectives of the development standard are achieved notwithstanding the proposed variation (Test 1).

| Objective | Discussion / Comment |
|--|---|
| a) to support natural riverine processes, including the migration of the Murray River's channels, | The subject site is located north of Wentworth on the Pooncarie Road. The variation to the standard is solely related erecting a dwelling closer to the river while maintaining a relevant riverfront buffer that will achieve this standard. |
| (b) to protect and improve the bed and bank stability of the Murray River | There is no work proposed in this application that will affect the bed and bank stability of the river. |
| (c) to maintain and improve the water quality of the Murray River, | There is no work or land uses proposed in this application that will impact on the quality of the water in the river. |
| (d) to protect the amenity, scenic landscape values and cultural heritage of the Murray River and to protect public access to its riverine corridors | <p>i) This R5 land was subject to a recent rezoning process that was granted Ministerial consent for large lot residential development. During the public exhibition and consultation phase, no concern was raised from the public or any agency with regard to the landscape values of the riverine corridor</p> <p>ii) Historically, this land was a farm known as Riverton and has always been privately owned, therefore, the issue of protecting public access to the river is moot.</p> |
| (e) to conserve and protect the riverine corridors of the Murray River, including wildlife habitat. | The Darling river in this portion is not observed to have a riverine corridor due to the historical use of the land for agricultural purposes. As such, any development inside the 30-metre setback from the high bank will still maintain level |

| | |
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| | of protection for any natural assets that exist. |
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Has the planning secretary's concurrence been sought as per Clause 4.6(4)(b)


Under the planning circular PS20-002, the concurrence of the Planning Secretary will not be required for this variation. However, due to the size of the variation, council staff do not have the delegated authority to determine the development. As such, the development will be determined by Council.

The five part test

1. the objectives of the standard are achieved notwithstanding noncompliance with the standard; **standards achieved see table above**
2. the underlying objective or purpose of the standard is not relevant to the development and therefore compliance is unnecessary; **The underlying objective or purpose is relevant to the development and therefore this test is not relied upon.**
3. the underlying object of purpose would be defeated or thwarted if compliance was required and therefore compliance is unreasonable; **The underlying objective or purpose is relevant to the development and therefore this test is not relied upon.**
4. the development standard has been virtually abandoned or destroyed by the council's own actions in granting consents departing from the standard and hence compliance with the standard is unnecessary and unreasonable; **The standard has not been abandoned by council actions in this case and so this reason is not relied upon.**
5. the compliance with development standard is unreasonable or inappropriate due to existing use of land and current environmental character of the particular parcel of land. That is, the particular parcel of land should not have been included in the zone; **The zoning of the land is reasonable and appropriate and therefore this test is not relied upon.**

Assessment under **Clause 5.16(4) Subdivision of, or dwellings on, land in certain rural, residential or conservation zones**

- a). Following recent subdivision, surrounding land uses are also for large lot residential purposes with associated structures
- b). The proposed development will be in keeping with surrounding land uses, in line with Councils land zoning
- c). The proposed use is compatible with uses referred to in paragraph a). and b).
- d). N/A

| | | |
|---|---|-----------------------------------|
|  <p>Wentworth SHIRE COUNCIL</p> | <p>Health & Planning Department 26-28 Adelaide Street PO Box 81 WENTWORTH NSW 2648 Tel: 03 5027 5027 council@wentworth.nsw.gov.au</p> | <p>TEMPLATE CONDITIONS</p> |
|---|---|-----------------------------------|

DA2023/033 DWELLING WITH STORAGE SHED AND CARPORT AND ADDITIONAL STORAGE SHED WITH WET AREA AND REMOVAL OF EXISTING DWELLING 163 POONCARIE ROAD LOT 4 DP 1239541 WENTWORTH

SCHEDULE 1

PRESCRIBED CONDITIONS

| | |
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| 1. | The development must adhere to the prescribed conditions in Part 4, Division 2 of the <i>Environmental Planning and Assessment Regulation 2021</i> . |
|----|--|

GENERAL CONDITIONS

| | |
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| 2. | <p>Approved plans and supporting documentation</p> <p>The development hereby authorised shall be carried out strictly in accordance with the conditions of this approval and stamped approved plans listed below:</p> <ul style="list-style-type: none"> • Locality Plan (Existing conditions) by Innovative design building & drafting professionals; Job No: DP-AD 27413; Sheet No: S02; Date: 21/01/23; ID22-076. • Site Plan by Innovative design building & drafting professionals; Job No: DP-AD 27413; Sheet No: S03; Date: 21/01/23; ID22-076. • Site Plan (Enlargement) by Innovative design building & drafting professionals; Job No: DP-AD 27413; Sheet No: S04; Date: 21/01/23; ID22-076. • Floor Plan (Dwelling) by Innovative design building & drafting professionals; Job No: DP-AD 27413; Sheet No: S05; Date: 21/01/23; ID22-076. • Elevation Plan (Dwelling) by Innovative design building & drafting professionals; Job No: DP-AD 27413; Sheet No: S06; Date: 21/01/23; ID22-076. • Storage shed floor plan & elevations by Innovative design building & drafting professionals; Job No: DP-AD 27413; Sheet No: S07; Date: 21/01/23; ID22-076. • BASIX Certificate 1375829S; 27 February 2023, Pages: 1 to 7. <p>In the event of any inconsistency between the approved plans and the supporting documentation, the approved plans prevail. In the event of any inconsistency between the approved plans and a condition of this consent, the condition prevails.</p> <p>Note: an inconsistency occurs between an approved plan and supporting documentation or between an approved plan and a condition when it is not possible to comply with both at the relevant time.</p> <p>Reason: To ensure all parties are aware of the approved plans and supporting documentation that applies to the development</p> |
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| 3. | Approved development Approval is for a dwelling with storage shed and carport and additional storage shed with wet area and removal of existing dwelling. |
| 4. | Lapsing of Consent This consent shall lapse and have no force or effect unless the use or development hereby permitted is physically commenced within 5 years of the date of this consent. |

BEFORE THE ISSUE OF A CONSTRUCTION CERTIFICATE

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| 5. | <p>Payment of bonds / securities</p> <p><i>This condition applies to all construction works \$25,001 and above.</i></p> <p>Before the commencement of any works on the site or the issue of a construction certificate, the applicant must make all of the following payments to Council and provide written evidence of these payments to the certifier:</p> <table border="1"> <tr> <td>Infrastructure Bond (Security Deposit)</td><td>\$3,000.00</td></tr> <tr> <td>Infrastructure Protection Permit Fee (includes inspections)</td><td>\$210.00</td></tr> </table> <p>The payments will be used for the cost of:</p> <ul style="list-style-type: none"> making good any damage caused to any council property (including street trees, kerb, road etc) as a consequence of carrying out the works to which the consent relates, completing any public work such as roadwork, kerbing and guttering, footway construction, stormwater drainage and environmental controls, required in connection with this consent, and any inspection carried out by Council in connection with the completion of public work or the making good any damage to council property. <p>The Infrastructure Bond will be returned on completion of the construction of the proposed development, subject to no damage being done to any council property (including street trees, kerb, road etc) as a consequence of carrying out the works to which the consent relates. The owner / developer is to arrange an inspection with an Officer of Wentworth Shire Council before any work commences on site. Any damage incurred to Council infrastructure will be repaired at the owner's / developer's expense and the balance of the Infrastructure Bond will be returned to the owner / developer on completion of the construction.</p> <p>Note: The inspection fee includes Council's fees and charges and includes the Public Road and Footpath Infrastructure Inspection Fee (under the Roads Act 1993). The amount payable must be in accordance with council's fees and charges at the payment date.</p> <p>Reason: To ensure any damage to public infrastructure is rectified and public works can be</p> | Infrastructure Bond (Security Deposit) | \$3,000.00 | Infrastructure Protection Permit Fee (includes inspections) | \$210.00 |
| Infrastructure Bond (Security Deposit) | \$3,000.00 | | | | |
| Infrastructure Protection Permit Fee (includes inspections) | \$210.00 | | | | |

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| | completed. |
| 6. | <p>Payment of building and construction industry long service levy</p> <p>Before the issue of a construction certificate, the applicant is to ensure that the person liable pays the long service levy as calculated at the operational date of this consent to the Long Service Corporation or Council under section 34 of the Building and Construction Industry Long Service Payments Act 1986 and provides proof of this payment to the certifier.</p> <p>Reason: To ensure the long service levy is paid.</p> |
| 7. | <p>Payment of section 7.12 contributions</p> <p>Before the issue of a construction certificate, the applicant must pay a total contribution of \$3,045.80 as calculated at the date of this consent to Council under section 7.12 of the EP&A Act in accordance with Wentworth Shire Council Section 7.12 Development Contributions Plan. The total amount payable may be adjusted at the time the payment is made, in accordance with the provisions of the Wentworth Shire Council Section 7.12 Development Contributions Plan (3.10).</p> <p>A copy of the development contributions plan is available on council website or for inspection at Wentworth Shire Council offices.</p> |
| 8. | <p>Construction site management plan</p> <p>Before the issue of a construction certificate, the applicant must ensure a construction site management plan is prepared before it is provided to and approved by the certifier. The plan must include the following matters:</p> <ul style="list-style-type: none"> • location and materials for protective fencing and hoardings to the perimeter on the site • provisions for public safety • pedestrian and vehicular site access points and construction activity zones • details of construction traffic management, including proposed truck movements to and from the site and estimated frequency of those movements, and measures to preserve pedestrian safety in the vicinity of the site • protective measures for on-site tree preservation (including in accordance with AS 4970-2009 Protection of trees on development sites) and trees in adjoining public domain • details of any bulk earthworks to be carried out • location of site storage areas and sheds • equipment used to carry out all works • a garbage container with a tight-fitting lid • dust, noise and vibration control measures • location of temporary toilets. <p>The applicant must ensure a copy of the approved construction site management plan is kept on-site at all times during construction.</p> <p>Reason: To require details of measures that will protect the public, and the surrounding environment, during site works and construction</p> |
| 9. | <p>Erosion and sediment control plan</p> <p>Before the issue of a construction certificate, the applicant is to ensure that an erosion and</p> |

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| | <p>sediment control plan is prepared in accordance with the following documents before it is provided to and approved by the certifier:</p> <ul style="list-style-type: none"> the guidelines set out in the NSW Department of Housing manual 'Managing Urban Stormwater: Soils and Construction Certificate' (the Blue Book), and the 'Do it Right On-Site, Soil and Water Management for the Construction Industry' (Southern Sydney Regional Organisation of Councils and the Natural Heritage Trust). <p>The applicant must ensure the erosion and sediment control plan is kept onsite at all times during site works and construction.</p> <p>Reason: To ensure no substance other than rainwater enters the stormwater system and waterways</p> |
| 10. | <p>Waste management plan</p> <p>Before the issue of a construction certificate, the applicant is to ensure that a waste management plan is prepared in accordance with the EPA's Waste Classification Guidelines and the following requirements before it is provided to and approved by the certifier:</p> <p>Details the following:</p> <ul style="list-style-type: none"> the contact details of the person(s) removing the waste an estimate of the waste (type and quantity) and whether the waste is expected to be reused, recycled or go to landfill the address of the disposal location(s) where the waste is to be taken <p>The applicant must ensure the waste management plan is referred to in the construction site management plan and kept on-site at all times during construction.</p> <p>Reason: To ensure resource recovery is promoted and local amenity protected during construction.</p> |
| 11. | <p>Stormwater Management Plan</p> <p>Before the issue of a construction certificate the beneficiary of this consent is to design and submit to Council for approval a stormwater Management Plan for the dwelling. The design is to be approved by Council before any work takes place on this site. All work detailed by the approved design is to be constructed by the beneficiary of this consent under supervision of the Principal Certifying Authority. All work is to be carried out at the beneficiary of this consent's expense.</p> <p>The plan is to include treatment measures for the water if it is to be discharged into the waterway.</p> |
| 12. | <p>Utilities and services</p> <p>Reticulated water is not available at the site, as such the beneficiary of this consent must ensure that the proposed dwelling is provided access to potable water.</p> <p>Reticulated sewer is available to the site and needs to be connected to the dwelling.</p> <p>Note: Stock and domestic water entitlement may be attached to the proposed subject land.</p> |
| 13. | <p>Access points</p> |

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| | <p>Before issuance of the Construction Certificate, the beneficiary of this consent must build a driveway crossing for the subject land (if one doesn't exist) to Council standards.</p> <p>Access during construction shall only be through the driveway crossing of the subject land.</p> |
| 14. | <p>Works in Road Reserve</p> <p>A Road Opening Permit is required from the Wentworth Shire Council prior to any works / excavation within the road reserve ie water tapping, sewer, driveway crossings, tree planting or removal etc. Please contact Councils Roads & Engineering Department on Tel: (03) 5027 5027 to arrange a permit.</p> <p>Section 138 Concurrence under the Roads Act 1993 together with a Road Occupancy Authorisation, and a Speed Zone Authorisation is to be obtained from Transport for NSW for any works proposed within the road reserve of Pooncarie Road. These approvals are separate to Council's Road Opening Permit Application.</p> |
| 15. | <p>Plumbing and Drainage</p> <p>Before issuance of the Construction Certificate, a Plumbing and Drainage Approval Application under Section 68 of the <i>Local Government Act NSW 1993</i> is to be submitted to and approved by Council for carrying out plumbing & drainage work (stormwater, water and sewerage).</p> <p>Note: All plumbing and drainage work is to be carried out by a plumber and drainer, or other authorised person, licensed with the New South Wales Department of Fair Trading.</p> |

BEFORE THE COMMENCEMENT OF BUILDING WORK

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| 16. | <p>Construction Certificate</p> <p>An application for a construction certificate is to be made under Section 4.12 of the Environmental Planning and Assessment Act 1979 and construction certificate(s) issued under Sections 6.3, 6.4(a) and 6.7 of the Environmental Planning and Assessment Act 1979 prior to any work commencing on the building. All work in relation to plans for the construction certificate(s) shall comply with the requirements of the Building Code of Australia, the Environmental Planning & Assessment Act, and regulations, SEPP (Building Sustainability Index) BASIX 2004 and the Local Government Act and Regulations thereunder.</p> |
| 17. | <p>Erosion and sediment controls in place</p> <p>Before the commencement of any site or building work, the principal certifier must be satisfied the erosion and sediment controls in the erosion and sediment control plan, (as approved by the principal certifier) are in place until the site is rectified (at least 70% ground cover achieved over any bare ground on site).</p> <p>Reason: To ensure runoff and site debris do not impact local stormwater systems and waterways</p> |
| 18. | <p>Toilet facilities</p> <p>Toilet facilities are to be provided on or in the vicinity of the building site. The toilet must be connected to a public sewer, or if connection to a public sewer is not practicable, an approved</p> |

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| | chemical closet. The toilet facility must be installed on-site prior to the commencement of any other work. |
| 19. | <p>Rubbish Management</p> <p>Throughout the construction period, from commencement of work, a suitable rubbish containment structure is to be located on site and utilized to ensure the construction site is kept clean and safe at all times.</p> |
| 20. | <p>Tree protection measures</p> <p>Before the commencement of any site or building work, the principal certifier must ensure the measures for tree protection detailed in the construction site management plan are in place.</p> <p>Reason: To protect and retain trees</p> |
| 21. | <p>Notice of Commencement of Works</p> <p>Subject to approval to commence works two days before any site works, building or demolition begins, the beneficiary of this consent must:</p> <p>(a) Forward to Council notice of commencement of work and appointment of Principal Certifying Authority.</p> <p>(b) Notify the adjoining owners that work will commence.</p> |
| 22. | <p>Contractor</p> <p>(a) Before the work is commenced, the Council must be informed in writing of:</p> <ul style="list-style-type: none"> • The name and contractor licence number of the licensee who has been contracted to do the work; or • The name and permit number of the owner/builder who intends to do the work. <p>(b) The Council is to be immediately informed in writing of similar details required in the above if:</p> <ul style="list-style-type: none"> • A contract is entered into for the work to be undertaken by a different licensee; or • Arrangements for the completion of the work are otherwise changed. |
| 23. | <p>Foundation and flooding</p> <p>Prior to the construction of the footings of the building, a certificate from a qualified structural engineer shall be supplied to Council / Principal Certifying Authority certifying:</p> <ul style="list-style-type: none"> - The design and structural adequacy of the slab/footing system to withstand the effects of inundation in the event of a flood. |

WHILE BUILDING WORK IS BEING CARRIED OUT

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| 24. | <p>Hours of work</p> <p>The principal certifier must ensure that building work, demolition or vegetation removal is only carried out between:</p> |
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| | <ul style="list-style-type: none"> • 7.00am to 6.00pm on Monday to Friday • 8.00am to 1.00pm on Saturdays <p>The principal certifier must ensure building work, demolition or vegetation removal is not carried out on Sundays and public holidays, except where there is an emergency.</p> <p>Unless otherwise approved within a construction site management plan, construction vehicles, machinery, goods or materials must not be delivered to the site outside the approved hours of site works.</p> <p>Note: Any variation to the hours of work requires Council's approval.</p> <p>Reason: To protect the amenity of the surrounding area</p> |
| 25. | <p>Procedure for critical stage inspections</p> <p>While building work is being carried out, any such work must not continue after each critical stage inspection unless the principal certifier is satisfied the work may proceed in accordance with this consent and the relevant construction certificate.</p> <p>Reason: To require approval to proceed with building work following each critical stage inspection</p> |
| 26. | <p>Implementation of the site management plans</p> <p>While vegetation removal, demolition and/or building work is being carried out, the applicant must ensure the measures required by the approved construction site management plan and the erosion and sediment control plan are implemented at all times. The applicant must ensure a copy of these approved plans is kept on site at all times and made available to Council officers upon request.</p> <p>Reason: To ensure the required site management measures are implemented during construction</p> |
| 27. | <p>Implementation of BASIX commitments</p> <p>While building work is being carried out, the applicant must undertake the development strictly in accordance with the commitments listed in the BASIX certificate(s) approved by this consent, for the development to which the consent applies.</p> <p>Reason: To ensure BASIX commitments are fulfilled in accordance with the BASIX certificate (prescribed condition under clause 97A(2) EP&A Regulation)</p> |
| 28. | <p>Construction noise</p> <p>While building work is being carried out and where no noise and vibration management plan is approved under this consent, the applicant is to ensure that any noise caused by demolition, vegetation removal or construction does not exceed an LAeq (15 min) of 5dB(A) above background noise, when measured at any lot boundary of the property where the construction is being carried out.</p> <p>Reason: To protect the amenity of the neighbourhood</p> |

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| 29. | <p>Tree protection</p> <p>While site or building work is being carried out, the applicant must maintain all required tree protection measures in good condition in accordance with the construction site management plan required under this consent, the relevant requirements of AS 4970-2009 Protection of trees on development sites and any arborist's report approved under this consent. This includes maintaining adequate soil grades and ensuring all machinery, builders refuse, spoil and materials remain outside tree protection zones.</p> <p>Reason: To protect trees during construction</p> |
| 30. | <p>Responsibility for changes to public infrastructure</p> <p>While building work is being carried out, the applicant must pay any costs incurred as a result of the approved removal, relocation or reconstruction of infrastructure (including ramps, footpaths, kerb and gutter, light poles, kerb inlet pits, service provider pits, street trees or any other infrastructure in the street footpath area).</p> <p>Reason: To ensure payment of approved changes to public infrastructure</p> |
| 31. | <p>Uncovering relics or Aboriginal objects</p> <p>While demolition or building work is being carried out, all such works must cease immediately if a relic or Aboriginal object is unexpectedly discovered. The applicant must notify the Heritage Council of NSW in respect of a relic and notify the Secretary of the Department of Planning, Industry and Environment and the Heritage Council of NSW in respect of an Aboriginal object. Building work may recommence at a time confirmed by either the Heritage Council of NSW or the Secretary of the Department of Planning, Industry and Environment.</p> <p>In this condition:</p> <ul style="list-style-type: none"> • "relic" means any deposit, artefact, object or material evidence that: (a) relates to the settlement of the area that comprises New South Wales, not being Aboriginal settlement, and (b) is of State or local heritage significance; and • "Aboriginal object" means any deposit, object or material evidence (not being a handicraft made for sale) relating to the Aboriginal habitation of the area that comprises New South Wales, being habitation before or concurrent with (or both) the occupation of that area by persons of non-Aboriginal extraction and includes Aboriginal remains. <p>Reason: To ensure the protection of objects of potential significance during works</p> |
| 32. | <p>Cut and fill (if applicable)</p> <p>While building work is being carried out, the principal certifier must be satisfied all soil removed from or imported to the site is managed in accordance with the following requirements:</p> <ol style="list-style-type: none"> All excavated material removed from the site must be classified in accordance with the EPA's Waste Classification Guidelines before it is disposed of at an approved waste management facility and the classification and the volume of material removed must be reported to the principal certifier. All fill material imported to the site must be Virgin Excavated Natural Material as defined in Schedule 1 of the Protection of the Environment Operations Act 1997 or a material identified as being subject to a resource recovery exemption by the NSW EPA. |

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| 33. | <p>Waste management</p> <p>While building work, demolition or vegetation removal is being carried out, the principal certifier must be satisfied all waste management is undertaken in accordance with the approved waste management plan.</p> <p>Upon disposal of waste, the applicant is to compile and provide records of the disposal to the principal certifier, detailing the following:</p> <ul style="list-style-type: none"> • The contact details of the person(s) who removed the waste • The waste carrier vehicle registration • The date and time of waste collection • A description of the waste (type of waste and estimated quantity) and whether the waste is expected to be reused, recycled or go to landfill • The address of the disposal location(s) where the waste was taken • The corresponding tip docket/receipt from the site(s) to which the waste is transferred, noting date and time of delivery, description (type and quantity) of waste. <p>Note: If waste has been removed from the site under an EPA Resource Recovery Order or Exemption, the applicant is to maintain all records in relation to that Order or Exemption and provide the records to the principal certifier and Council.</p> <p>Reason: To require records to be provided, during construction, documenting that waste is appropriately handled</p> |
| 34. | <p>Demolition</p> <p>Any demolition must be carried out in accordance with AS 2601—2001, <i>The demolition of structures</i>.</p> |
| 35. | <p>Asbestos</p> <p>A building constructed before 1987 may contain asbestos. Should asbestos be found during the demolition, all demolition works shall be ceased and a business licensed to undertake asbestos removal work under the <i>Work Health and Safety Regulation 2017</i> and <i>WorkCover's "Working with Asbestos: Guide 2008"</i> shall be contracted.</p> |
| 36. | <p>Encroachment of easements</p> <p>No building works are to encroach over any easements.</p> |
| 37. | <p>Building Material</p> <p>The proposed buildings shall be clad in an approved non-reflective material e.g. colorbond.</p> |
| 38. | <p>Building material and flooding</p> <p>Any building elements below the 1% AEP flood level must be of a durable nature suitable for prolonged periods of inundation.</p> |
| 39. | <p>Storage shed building material</p> <ul style="list-style-type: none"> • The storage shed is to be constructed with removable panels on the north and south elevation to be opened to allow a free flow of water in a flood event. |

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| | <ul style="list-style-type: none"> The storage shed is to be constructed using materials that will withstand inundation for extended periods of time. |
| 40. | <p>Flood level The lowest floor level of the dwelling house shall be 35.35 metres above the Australian Height Datum.</p> <p>Reason: To comply with the <i>Wentworth Local Environmental Plan 2011</i>.</p> |

BEFORE THE ISSUE OF AN OCCUPATION CERTIFICATE

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| 41. | <p>Occupation Certificate The building shall not be occupied or used until an Occupation Certificate is issued either by council or by an accredited certifier.</p> |
| 42. | <p>Completion of public utility services Before the issue of the relevant occupation certificate, the principal certifier must ensure any adjustment or augmentation of any public utility services including gas, water, sewer, electricity, street lighting and telecommunications, required as a result of the development, is completed to the satisfaction of the relevant authority. Before the issue of the occupation certificate, the certifier must request written confirmation from the relevant authority that the relevant services have been completed.</p> <p>Reason: To ensure required changes to public utility services are completed, in accordance with the relevant agency requirements, before occupation</p> |
| 43. | <p>Repair of infrastructure Before the issue of an occupation certificate, the applicant must ensure any public infrastructure damaged as a result of the carrying out of building works (including damage caused by, but not limited to, delivery vehicles, waste collection, contractors, sub-contractors, concreting vehicles) is fully repaired to the written satisfaction of Council, and at no cost to Council.</p> <p>Note: If the council is not satisfied, the whole or part of the bond submitted will be used to cover the rectification work.</p> <p>Reason: To ensure any damage to public infrastructure is rectified</p> |
| 44. | <p>Removal of waste upon completion Before the issue of an occupation certificate, the principal certifier must ensure all refuse, spoil and material unsuitable for use on-site is removed from the site and disposed of in accordance with the approved waste management plan. Written evidence of the removal must be supplied to the satisfaction of the principal certifier.</p> <p>Before the issue of a partial occupation certificate, the applicant must ensure the temporary storage of any waste is carried out in accordance with the approved waste management plan to the principal certifier's satisfaction.</p> |

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| | Reason: To ensure waste material is appropriately disposed or satisfactorily stored |
| 45. | <p>Completion of landscape and tree works</p> <p>Before the issue of an occupation certificate, the principal certifier must be satisfied that all landscape and tree-works, including pruning in accordance with AS 4373-2007 Pruning of amenity trees and the removal of all noxious weed species, have been completed in accordance with the approved plans and any relevant conditions of this consent.</p> <p>Reason: To ensure the approved landscaping works have been completed before occupation, in accordance with the approved landscaping plan(s)</p> |

OCCUPATION AND ONGOING USE

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| 46. | <p>Release of securities / bonds</p> <p>When Council receives an occupation certificate from the principal certifier, the applicant may lodge an application to release the securities held. Council may use part, or all of the securities held to complete the works to its satisfaction if the works do not meet Council's requirements.</p> <p>Reason: To allow release of securities and authorise Council to use the security deposit to complete works to its satisfaction</p> |
| 47. | <p>Maintenance of wastewater and stormwater treatment device</p> <p>During occupation and ongoing use of the building, the applicant must ensure all wastewater and stormwater treatment devices (including drainage systems, sumps and traps, and on-site detention) are regularly maintained, to remain effective.</p> <p>Reason: To protect sewerage and stormwater systems</p> |
| 48. | <p>Amenity of the neighbourhood</p> <p>The operation of this development shall not adversely affect the amenity of the neighbourhood or interfere unreasonably with the comfort or repose of a person who is outside the premises by reason of the emission or discharge of noise, fumes, vapour, odour, steam, soot, dust, waste water, waste products, grit, oil or other harmful products.</p> |
| 49. | <p>Ongoing Use</p> <p>The proposed storage sheds shall not be used for habitation.</p> |

REASONS FOR CONDITIONS

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| <ul style="list-style-type: none"> a) To ensure compliance with the terms of the Environmental Planning and Assessment Act. b) To ensure work is sustainable and that an appropriate level of provision of amenities and services occurs within the Shire and to occupants of lots. c) To minimise environmental impact and impact on public assets, degradation of natural resources and to enhance amenity. |
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- d) To provide for a quality environment, safe and efficient movement of people and to ensure public safety and interest.

SCHEDULE 2

ADVISORY NOTE

- ***Dial before you dig***

The beneficiary of this consent shall contact “Dial Before You Dig” to obtain a Service Diagram prior to the issuing of the Construction Certificate. The sequence number obtained from “Dial Before You Dig” shall be forwarded to the Principal Certifying Authority (PCA).

- ***Water access***

As reticulated water is not available to the land, the subject land may be entitled to Stock and Domestic entitlement under the *Water Management Act 2000*. Please contact Water NSW regarding any water entitlements available for the land.

- ***Flood***

As the dwelling and storage shed are to be erected on a flood liable land, Council cannot and will not take responsibility should the dwelling and storage shed be inundated in a flood event.

9.14 DA2023/024 TWO STOREY DWELLING WITH GARAGE 10A CARBONE COURT LOT 1 DP 1233515 BURONGA

File Number: RPT/23/282

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: Kerrie Copley - Planning Officer

Objective: 3.0 Wentworth Shire is a community that works to enhance and protect its physical and natural environment

Strategy: 3.1 Ensure our planning decisions and controls enable the community to benefit from development

Summary

A development application (DA2023/024) was received by Council for a two storey dwelling with garage to be located at 10A Carbone Court Lot 1 DP 1233515 Buronga in close proximity to the river.

Under the *Wentworth Local Environmental Plan 2011 (WLEP 2011)*, dwellings are permitted with consent if located within the RU5 Village zone.

The proposed alfresco area of the two storey dwelling encroaches 2.16m inside the established river front building line, as indicated within the WLEP 2011 mapping. Under clause 7.6 of the WLEP 2011, an alfresco area is not a development permitted within the river front area. Therefore, a request to vary the river front building line standard (usually referred to as a 4.6 variation) is required.

Due to the variation being non-numerical, the application cannot be determined under delegated authority, and must be determined by Council.

Recommendation

That Council:

1. Approve DA2023/024 being a for a two storey dwelling with garage located at 10A Carbone Court Lot 1 DP 1233515 Buronga.
2. Call a division in accordance with S375A of the Local Government Act 1993 (NSW)

Detailed Report

Purpose

The purpose of this report is to provide information to Council to determine Development Application DA2023/024, having consideration to the detail provided both within this report and the attachments provided.

Background

A Development Application was lodged with Council on 7 March 2023 seeking consent to construct a two storey dwelling with garage on the subject Lot.

The subject lot is located in the RU5 Village zone under the Wentworth Local Environmental Plan (WLEP 2011). The proposal seeks to construct a two storey dwelling with garage with the alfresco area 2.16m inside the river front building line. Under Clause 7.6 of the WLEP 2011, construction of a dwelling is not permitted within the river front area.

The definition of river front within the WLEP 2011 is as follows:

“river front area means the land between the river front building line and the highest bank of the Murray River or, if there is no river front building line, the land within 30 metres of the highest bank of the River.”

The definition of the Murray River in the WLEP2011 is as follows:

“Murray River includes the Darling River and the Great Darling Anabranch.”

Based on the definition of river front above, the proposed two storey dwelling with garage did not meet the river front setback standard.

Where an application cannot achieve the development standards required by a Local Environmental Plan, the applicant may apply to vary the development standards.

An application to vary a development standard is made under clause 4.6 of the WLEP 2011.

Such applications are also subject to Assumed Concurrence provisions set down by the NSW Planning Secretary.

There are specific development standards where Council cannot assume Secretary's concurrence, however the Standard pertaining to riverfront setbacks can be assessed under assumed concurrence.

The NSW Planning Circular PS 20-002 'Variations to Development Standards' states: "the Secretary's concurrence may not be assumed by a delegate of Council if the variation is to a non-numerical standard".

The WLEP2011 states that development not expressly permitted under clause 7.6 must not be located within the river front area. The application proposes to encroach a development not listed within clause 7.6 into the river front area by 2.16m, thus creating a non-numerical variation. As this variation is non-numerical this application cannot be determined under delegated authority and is presented to Council for consideration.

Refer to attachment 1 – Development Application

Refer to attachment 2 – 4.6 Variation request

Refer to attachment 3 - Plans

Matters under consideration

In determining a development application that requires consent, the consent authority must take into consideration matters prescribed in Section 4.15 of the Environmental Planning and Assessment Act 1979 as relevant to the development.

The proposed development was assessed against and met the relevant principles of Chapter 5 of the State Environmental Planning Policy (Biodiversity and Conservation) 2021.

The proposed development for a two storey dwelling with garage is permitted with consent and meets the zone objectives of the RU5 Village zone under the WLEP 2011.

The two storey dwelling with garage does not meet the setback standard under clauses 7.6, and the Clause 4.6 variation request provided by the applicant provided adequate justification for the contravening of development standard contained in Clause 7.6.

Due to the WLEP 2011 mapping impacting the land, the development application was assessed against clauses 5.21, 7.1, 7.2, 7.6, and 7.7.

Due to the nature of the proposed development, it was assessed against Chapter 4 of the Wentworth Development Control Plan (DCP) 2011. The proposed development did not meet all relevant provisions of the Wentworth Development Control Plan (DCP) 2011, however, can be accepted in this instance due to constraints of the site.

Based on the assessment of the application and no submissions received as part of the notification process, it is determined that the proposed development is consistent with the relevant objectives of the RU5 Village Zone and with planning matters for consideration of the Wentworth Local Environmental Plan 2011. The proposal met relevant provisions of the Wentworth Development Control Plan (DCP) 2011.

Refer to attachment 4 – 4.15 Assessment report

Refer to attachment 5 – 4.6 Assessment report

Refer to attachment 6 – Conditions of consent

Options

Based on the information contained in this report, the options available to address this matter are to:

Approve Development Application 2023/024 subject to conditions

Legal, strategic, financial or policy implications







Should Council issue a determination to the application, the applicant has the right to submit a request for review of determination to Council under Section 8.2 of the *Environmental Planning & Assessment Act 1987*.


The applicant also has the right to appeal the decision made by Council to the Land and Environment Court pursuant to Section 8.7 of the *Environmental Planning & Assessment Act 1987*.

Conclusion

Having consideration to the content of this report it is concluded that the appropriate course of action is to approve DA2023/024 subject to conditions.

Attachments

1. Development Application (Under separate cover) 
2. 4.6 Variation request (Under separate cover) 
3. Plans (Under separate cover) 
4. 4.15 Assessment report [↓](#) 
5. 4.6 Assessment report [↓](#) 
6. Conditions of consent [↓](#) 

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|  <p>Wentworth SHIRE COUNCIL</p> | <p>Health & Planning Department 26-28 Adelaide Street PO Box 81 WENTWORTH NSW 2648 Tel: 03 5027 5027 council@wentworth.nsw.gov.au</p> | <p>DA Assessment Report Section 4.15 Evaluation Environmental Planning & Assessment Act 1979 as amended</p> |
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File Reference: DA2023/024 & PAN-300371
Property Title & Address: Lot 1 DP 1233515 & 10A Carbone Court Buronga
Property owner(s): Ross Mobilio
Applicant(s): Roy Costa Planning & Development – Roy Costa
Proposal: Two storey dwelling with swimming pool
Previous DAs: DA11/121 Construction of dual occupancy
S96/12/016 Internal alterations & gatehouse
S96/13/021 Minor changes to dual occupancy
DA16/027 Realign slope of river bank
S96/17/001 Change design of dual occupancy
DA2018/063 Two storey dwelling & outdoor area -
withdrawn
Cost of proposed development: \$850,000.00

SITE AND SURROUNDING DEVELOPMENT

The subject site comprises of Lot 1 DP 1233515 10A Carbone Court located in Buronga, NSW. The lot has an area of 520m² and connects to Carbone Court to the North, which links the property to the surrounding area.

The subject site is located within the RU5 Village Zone under the Wentworth Local Environmental Plan 2011 (WLEP 2011). The subject site is a slightly irregular shaped lot that had been cleared during subdivision. The site does not contain a heritage item and is not located within the heritage conservation area. The site is not located within a floodway, wetland, area, terrestrial biodiversity, bushfire, or urban release area. The site is located within a flood planning area. Services are available to the site.

DESCRIPTION OF PROPOSAL

The proposal seeks development consent for the construction of a two-storey dwelling with a swimming pool on the site. The dwelling will have an overall floor area of approximately 412m². The ground floor area will be 149.51m², while the first floor will be 171.52m².

The swimming pool will be 2.2m x 12m.

A 4.6 variation is requested applicable to the river front building line from the Murray River. The request wishes to build an alfresco area & swimming pool within the river side of the established river front building line. The alfresco area will extend past the building line by 2.16m, while the swimming pool will extend past the river front building line by 6.985m. The riverfront building line is positioned 32m from the bank of the river.

HISTORY RELEVANT TO THE DEVELOPMENT APPLICATION

Following correspondence to the applicant requesting plans and specifications for the proposed swimming pool and safety barrier, the applicant has advised that these structures will not be part of this application moving forward, and provide consent for council to amend details of the application on the NSW planning portal to reflect these changes. As such, the 4.6 variation applies to the alfresco area and the variation will be non-numerical.

SECTION 4.15-MATTERS FOR CONSIDERATION

(1) The provisions of any environmental planning instrument and development control plan

State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004

The proposed development meets the requirements of the State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004 as demonstrated by the BASIX certificate.

State Environmental Planning Policy (Biodiversity and Conservation) 2021

The proposed development is located on land below 1 ha in size with no vegetation removal proposed. As such no assessment against Chapter 3 & 4 of the SEPP is required.

An assessment against Chapter 5, Clause 5.9 principles of the SEPP are as follows:

1. Access

Land is freehold with no existing public access to the river. The development will not change this access to the river.

2. Bank Disturbance

The development will be sited 2.16m inside the river front building line, minimal bank disturbance is anticipated from the development and as the site has been cleared previously, no vegetation is to be removed.

3. Flooding

The development is located on flood liable land. An assessment against related principles is as follows:

a). The land has been disturbed through the process of establishing the subdivision, no change to the riverine ecosystems is anticipated.

b). The land is flood liable with risk of flooding during flood events. With an increase in extreme weather events caused by climate change, this clause is especially relevant.

c). The proposed dwelling is to be located on compacted earth. Conditions of consent can be put in place to ensure habitable areas are built above the 1 in 100 floor level and facilitate free flow of water during flood events.

d). The entire Lot is within the flood planning area, therefore other suitable land in the locality is not an option.

e). As the entire lot is flood affected access for essential facilities and services is not an option.

f). The land is expected to be used for residential purposes, minimal risk of pollution during riverine flood event, as residents have time to prepare and prevent possible issues.

g). The dwelling will be placed on a compacted pad and will be required to be raised above the 1 in 100 year flood event level.

h). Noted. Due to the generally slow nature of riverine flood, residents should be able to plan and prepare with adequate time for evacuation.

4. Land Degradation

The proposed development will be conditioned to minimise any detrimental effects on the land through erosion, land degradation, pollution, etc.

5. Landscape

No vegetation removal is anticipated allowing for the proposed development to occur on the site. Landscaping will be conditioned to include native species for revegetation.

6. River Related Uses

The proposed development does not demonstrate an essential relationship to the river, as such development should be located a reasonable distance from the river.

7. Settlement

The proposed development is for a single dwelling.

8. Water Quality

The proposed development and continued use will be conditioned to ensure measures are applied to reduce pollution of the waterway.

9. Wetlands

The proposed site is not located in wetland area as per WSC mapping. The location where the dwelling is to be sited has been disturbed through previous development of the subdivision.

An assessment against **Clause 5.13** principle of the SEPP are as follows:

- **Building setback:** The proposed dwelling does not meet the WLEP 2011 setback requirement as recommended 30m setback from the high bank line of the river. Therefore a 4.6 variation has been provided requesting variation to this standard. From an assessment perspective the 4.6 variation does not provide adequate planning justification as to why the building setback should not comply with the WLEP 2011 river setback requirements, especially in consideration of recent flood events.
- **Matters to be considered**
 - o Effluent disposal: Connection to councils reticulated sewer system is available at this site.
 - o Landscaping: To be conditioned recommending use of local native vegetation species.

The proposed development does not comply with the principles within the SEPP. Notable non-compliance being that the proposed development of a dwelling is not classified as having an essential relationship and is not listed as one of the items permitted as having a river related use. The proposed development is situated within the building setback line from the river, and therefore does not meet the recommended setback.

Justification provided by the applicant for 4.6 variation: **the absence of any environmental impact is of considerable merit.**

6.5 Test 4: The development standard has been virtually abandoned or destroyed by the Councils own actions in granting consents departing from the standard and hence the standard is unreasonable and unnecessary: **The standard can be considered to have been abandoned or destroyed by Councils own actions in granting previous consents to other properties in the area that are similar to this proposal. A search of aerial imagery shows established development approved by Council that extend past the building line. Therefore, in this case the criteria for Test 4 has been demonstrated to have standing to justify this variation.**

Wentworth Local Environmental Plan (LEP) 2011

The proposed dwelling is permitted with consent within land zoned RU5 Village under the Wentworth LEP 2011, meeting the land use zone objectives to which the site is located.

Standard being varied

The dwelling will be located approximately 27m from the river bank inside the building line. Under Clause 7.6 of the WLEP 2011 only a certain list of uses, documented below are permitted within the river front area. This variation, encroaching within the building line is therefore defined as non-numeric, and as such cannot be represented through a variation percentage.

(2) Despite any other provision of this Plan, development consent may only be granted to development on land in a river front area for the following purposes—

- (a) boat building and repair facilities, boat launching ramps, boat sheds, charter and tourism boating facilities or marinas,
- (b) the extension or alteration of an existing building that is wholly or partly in the river front area, but only if the extension or alteration is to be located no closer to the river bank than the existing building,
- (c) environmental protection works,
- (d) extensive agriculture and intensive plant agriculture,
- (e) walking trails, cycleways, picnic facilities, recreation facilities and recreation facilities (outdoors),
- (f) water recreation structures.

Definition of “River Front” **river front area** means **the land between the river front building line and the highest bank of the Murray River** or, if there is no river front building line, the land within 30 metres of the highest bank of the River.

Approving 4.6 variations

Under clause 55 of the *Environmental Planning and Assessment Regulation 2021*, a consent authority (Council) may assume concurrence if the concurrence authority has given notice to the consent authority. The notice identifies which concurrence has been given to council and can specify qualifications or conditions for the assumed concurrence.

Under the planning circular PS20-002 (notice), Councils were given assumed concurrence to approve 4.6 variation applications based on a number of conditions. These conditions can be summarised as following:

1. Council cannot assume concurrence for varying a standard regarding dwelling entitlement in regards to MLS less than 90% for lands zoned RU1 to RU4, RU6, R5, E2 (now C2) to E4 (now C4) and equivalent land uses.
2. Non-numerical standard and standard variations greater than 10% cannot be approved by a Council delegate i.e Director. These need to be approved by Council to ensure greater public scrutiny and transparency.

The proposed variation is not regarding MLS as such Council has assumed concurrence and do not need to refer the DA to the Department of Planning and Environment (DPE) for concurrence. However, the non-numerical standard variation proposed cannot be approved under delegated authority, and must be approved by Council.

4.6 Exceptions to development standards

Written request for consideration has been presented by the applicant with reasons for justifying the contravention of this standard and allow the dwelling within the river front building area.

a). That compliance with the development standard is unreasonable or unnecessary in the circumstances of the case.

Response: Compliance with the development standard would be unreasonable and unnecessary in the circumstances of this particular case.

The development achieves the objectives of the development standard and is consistent with the objectives of the RU5 – Village zone.

b). That there are sufficient environmental planning grounds to justify contravening the development standard.

Response: There are sufficient environmental planning grounds for the departure from his development standard.

Consideration of the applicants written request – Clause 4.6(4) (a) (i) and (ii) (b)

Does the written request adequately address those issues at Clause 4.6(4)(a)(i)

The applicants written request has adequately demonstrated that compliance with the 30m river front area restriction is unreasonable and unnecessary in this case based on the following:

The requirement for consideration and justification of a Clause 4.6 variation necessitates an assessment of a number of criteria. It is recognised that it is not merely sufficient to demonstrate a minimisation of environmental harm to justify a Clause 4.6 variation, although in the circumstance of this case, the absence of any environmental impact is of considerable merit.

Accordingly, justification is set out in following assessment for the departure from confining development within the river front building line under the WLEP2011. The purpose of the information provided is to demonstrate that strict compliance with this development standard is unreasonable or unnecessary in the circumstances of this particular case. It also demonstrates that there are sufficient environmental planning grounds for the departure from this development standard.

Due to surrounding development, previously approved within the river front building line, it is argued that variation to the building line setback from the river has not been complied with in regard to previous approvals, now established inside this setback.

Does the written request adequately address those issues at **Clause 4.6(4)(a)(ii)**

The following table considers whether the objectives of the development standard are achieved notwithstanding the proposed variation.

| Objective | Discussion / Comment |
|---|---|
| To provide for a range of land uses, services and facilities that are associated with a rural village. | This development seeks to construct a 4-bedroom dwelling in RU5 land. This variation does not affect consistency with this objective. |
| To promote development in existing towns and villages in a manner that is compatible with their urban function. | This development application is consistent with this objective. This variation does not affect consistency with this objective. |
| To encourage well-serviced sustainable development. | This 4.6 variation application and SEE documentation demonstrate how the proposed development is consistent with this objective. This variation does not affect consistency with this objective. |
| To ensure there are opportunities for economic development. | The proposed development is not inconsistent with this objective. This variation does not affect consistency with this objective. |
| To deliver new residential and employment growth in Buronga and Gol Gol. | Development of a dwelling meets this objective. This variation does not affect consistency with this objective. |
| To ensure business and retail land uses are grouped within and around existing activity centres. | Development of a dwelling meets this objective. |

| | |
|--|---|
| | This variation does not affect consistency with this objective. |
|--|---|

Has the planning secretary's concurrence been sought as per **Clause 4.6(4)(b)**

Under the planning circular PS20-002, the concurrence of the Planning Secretary will not be required for this variation. However, due to the variation being non-numerical, council staff do not have the delegated authority to determine the development. As such, the development will be determined by Council.

Justification for Variation

The Five Part Test

The Court has held that there are at least five different ways, and possibly more, through which an applicant might establish that compliance with a development standard is unreasonable or unnecessary (see *Wehbe v Pittwater Council* [2007] NSWLEC 827).

The five ways of establishing that compliance is unreasonable or unnecessary are:

1. The objectives of the development standard are achieved notwithstanding non-compliance with the standard;
2. The underlying objective or purpose is not relevant to the development with the consequence that compliance is unnecessary;
3. The objective would be defeated, thwarted or undermined (*Linfield Developments Pty Ltd v Cumberland Council* [2019] NSWLEC 131 at [24]) if compliance was required with the consequence that compliance is unreasonable;
4. The development standard has been virtually abandoned or destroyed by the Council's own actions in granting consents departing from the standard and hence the standard is unreasonable and unnecessary; and
5. The zoning of the land is unreasonable or inappropriate.

It is sufficient to demonstrate only one of these ways to satisfy clause 7.6 and the definition per *Wehbe v Pittwater Council* [2007] NSWLEC 827, *Initial Action Pty Limited v Woollahra Municipal Council* [2018] NSWLEC 118 at [22] and *RebelMH Neutral Bay Pty Limited v North Sydney Council* [2019] NSWCA 130 at [28]) and *SJD DB2 Pty Ltd v Woollahra Municipal Council* [2020] NSWLEC 1112 at [31].

Table 1: Achievement of Objectives of Clause of WLEP2011

| Objective | Discussion/Comment |
|-----------|--------------------|
|-----------|--------------------|

| | |
|---|---|
| (a) To encourage sustainable primary industry production by maintaining and enhancing the natural resource base. | There is no work proposed on the land that will affect the maintenance and enhancement of the natural resource base. |
| (b) To encourage diversity in primary industry enterprises and systems appropriate for the area. | There is no work proposed in this application that will affect diversity in primary industry enterprise appropriate to the area. |
| (c) To minimise the fragmentation and alienation of resource lands. | There is no work or land uses proposed in this application that will negatively impact resource lands. |
| (d) To minimise conflict between land uses within this zone and land uses within adjoining zones. | The existing land use remains unchanged and provides no conflict with adjoining zones. |
| (e) To ensure the protection of both mixed dryland and irrigation agricultural land uses that together form the distinctive rural character of Wentworth. | The existing land use remains unchanged so maintenance of the distinctive rural character of Wentworth or Pomona remains unchanged. |
| (f) To ensure land is available for intensive plant agricultural activities. | The existing land use has not changed, so is not affected by the objective. |
| (g) To encourage diversity and promote employment opportunities related to primary industry enterprises, including those that require smaller holdings or are more intensive in nature. | The existing land use remains the same. There is no work proposed in this application that will detract from the objective. |

1. The objectives of the development standard are achieved notwithstanding non-compliance with the standard; **The above table indicates achievement of the development standard notwithstanding the proposed variation, in this case it is demonstrated that Test 1 has been satisfied.**
2. The underlying objective or purpose of the standard is not relevant to the development and therefore compliance is unnecessary; **The underlying objective or purpose is relevant to the development and therefore this test is not relied upon.**
3. The underlying object of purpose would be defeated or thwarted if compliance was required and therefore compliance is unreasonable; **The underlying objective or purpose is relevant to the development and therefore this test is not relied upon.**
4. The development standard has been virtually abandoned or destroyed by the council's own actions in granting consents departing from the standard and hence compliance with the standard is unnecessary and unreasonable; **The standard can be considered to have been abandoned or destroyed by Councils own actions in granting previous consents to other properties in the area that are similar to this proposal. A search of aerial imagery shows established development approved by Council that extend**

past the building line. Therefore, in this case the criteria for Test 4 has been demonstrated to have standing to justify this variation.

5. The zoning of the land is unreasonable or inappropriate; **The zoning of the land is reasonable and appropriate and therefore this test is not relied upon.**

Clause 5.21 Flood Planning

The proposed development is located on a site within the flood mapped area, however, the proposed dwelling will be built on a compacted earth pad above the 1 in 100 flood level. Construction of a dwelling above the prescribed flood level is not anticipated to have detrimental effects on flood behaviour. Building a dwelling on a compacted earth pad will allow water flow around the dwelling, should future flood water levels exceed the prescribed flood level. Access to nearby roads would also be impacted if flood waters exceeded the 1 in 100 flood event level.

Clause 7.1 Earthworks

Any earthworks will form part of the conditions of consent, should the application be approved as ancillary to the main approval for a dwelling. Standards will apply for any associated earthworks.

Clause 7.2 Essential Services

Essential services are available to the site.

Clause 7.6 Development on the river front areas

As the proposed development is not listed as one of the acceptable river front developments, detailed below, this standard negates the 4.6 variation allowing the proposed dwelling within the river front area.

Assessment against **clause 7.6 (1)** objectives

| Objective | Discussion / Comment |
|---|---|
| (a) To support natural riverine processes, including the migration of the Murray River's channels. | The subject site is located in Buronga in Carbone Court. The variation to the standard is solely related to erecting a dwelling closer to the river while maintaining a relevant riverfront buffer that will achieve this standard. |
| (b) To protect and improve the bed and bank stability of the Murray River. | There is no work proposed in this application that will affect the bed and bank stability of the river. |
| (c) To maintain and improve the water quality of the Murray River. | There is no work or land uses proposed in this application that will impact on the quality of the water in the river. |
| (d) To protect the amenity, scenic landscape values and cultural heritage of the Murray River and to protect public access to its riverine corridors. | The subject site is cleared flat block of land and is one of the remaining vacant blocks in the immediate area. Given the established residential dwellings in the area and existing visual and aesthetic values/vista, this |

| | |
|---|--|
| | development is unlikely to disturb or otherwise have an adverse impact. |
| (e) To conserve and protect the riverine corridors of the Murray River, including wildlife habitat. | In this part of the Murray River, the impact this development will have on the riverine corridors is negligible. |

Clause 7.6 (2) Despite any other provision of this Plan, development consent may only be granted to development on land in a river front area for the following purposes:

- (a) boat building and repair facilities, boat launching ramps, boat sheds, charter and tourism boating facilities or marinas,
- (b) the extension or alteration of an existing building that is wholly or partly in the river front area, but only if the extension or alteration is to be located no closer to the river bank than the existing building,
- (c) environmental protection works,
- (d) extensive agriculture and intensive plant agriculture,
- (e) walking trails, cycleways, picnic facilities, recreation facilities and recreation facilities (outdoors),
- (f) water recreation structures

Thus, negating the application for variation to a development standard for the dwelling to encroach within the river front building line.

Clause 7.6 (3) The proposed development will be compatible with other like development in the immediate area, with the risk of environmental effect through pollution, impact to riverine habitat and alteration to drainage patterns.

Clause 7.7 Riparian land and Murray River and other watercourses – general principles

The proposed development is sited inside the designated distance of 40m from the top bank of a watercourse (Murray River), however, as it is a residential development impact upon the following criteria is anticipated to be minimal. Any anticipated environmental impacts will be managed through implementation of conditions.

Clause 7.7(3) Assessment is as follows:

- a. Adverse impact of the proposed:
 - I. The structure will be set enough distance from the water body and is not anticipated to impact the flow.
 - II. No impacts on aquatic and riparian species, habitats and ecosystem. The use of the land will be rural residential with no emissions likely to impact the environment anticipated from the development.
 - III. Minimal disturbance of the of the stability of the bed, shore and banks of the watercourse through development should be anticipated. The determination will be conditioned to ensure the bed and bank is protected, minimising any impacts from the development.
 - IV. No impacts to the watercourse movement of aquatic fauna anticipated.
 - V. Trees and any vegetation in along the bank must be protected and rehabilitated if so required to protect it from the development.
- b. No increase to water extraction proposed.

An assessment of the proposed dwelling against **clause 7.7(4)** is as follows:

- a. The dwelling will need to be designed, sited and managed to avoid any environmental damage. As such a report by a qualified person must be provided to show how the final dwelling design will prevent significant impacts to the environment.
- b. If there are some impacts, a report from a qualified person must show how these impacts will be minimised.
- c. If the impacts cannot be minimised, it must be proven to the council how these environmental impacts will be mitigated to a reasonable level.

Wentworth Development Control Plan (DCP) 2011

The proposed development is acceptable against the relevant provisions of the Wentworth Development Control Plan (DCP) 2011 Chapter 4 as outlined in the table below.

| Wentworth DCP | Chapter 4 | Acceptable | Not Acceptable | N/A | Reason |
|----------------------|------------------------------|-------------------|-----------------------|------------|--|
| | 4.1.1 Site context | X | | | The proposed dwelling on site makes use of available land. Building materials will be conditioned to compliment those existing in the area. |
| | 4.1.2 Streetscape | X | | | The proposed dwelling will be in character with other residential & ancillary structures in the area, in terms of location & size. The new dwelling will be conditioned to be constructed of materials that compliment those in the surrounding neighbourhood. |
| | 4.1.3 Front Setback | | X | | Dwelling to be 4m from front boundary |
| | 4.1.4 Side setbacks | | X | | 1.2m side setback on one side, building along boundary on the other |
| | 4.1.5 Rear setback | X | | | 5m setback to rear boundary |
| | 4.1.6 Walls on Boundaries | X | | | Walls on boundaries meet requirements |
| | 4.1.7 | X | | | Shadow diagrams included and meet requirements for |

| | | | | | |
|--|---------------------------------------|---|--|---|--|
| | Building heights and overshadowing | | | | overshadowing of private open spaces |
| | 4.1.8 Site Coverage | X | | | Proposed development does not cover more than 60% of site |
| | 4.1.9 Private open space | X | | | Adequate private open space available |
| | 4.1.10 Energy & solar access | X | | | Complies with BASIX |
| | 4.1.11 Daylight to existing windows | X | | | Overshadowing diagrams provided for June & September |
| | 4.1.12 North facing windows | X | | | Solar access to existing north-facing habitable room windows does not appear to be compromised by the proposed development |
| | 4.1.13 Overlooking | X | | | Design & placement of windows considered to minimise overlooking issues |
| | 4.1.14 Fencing and retaining walls | | | X | N/A approval not for fencing or retaining walls |
| | 4.1.15 Car parking and vehicle access | X | | | The site provides space for access and carparking |
| | 4.1.16 Cut and fill | X | | | Earthworks will be conditioned as part of approval |

The proposed development is acceptable against the relevant provisions of the Wentworth Development Control Plan (DCP) 2011 as outlined in the table below.

| Development Control | WDCP 2011 requirement for RU5 Village Lot Residential zone | Proposed two storey dwelling |
|-----------------------|--|------------------------------|
| Front setback (North) | 6m minimum | 4m |
| Side setback (West) | 1m minimum | On boundary |

| | | |
|----------------------|------------|------|
| Side setback (East) | 1m minimum | 1.2m |
| Rear setback (South) | 3m minimum | >3m |

The proposed two storey dwelling is not compliant with the minimum setbacks set out in the DCP requirements. As the proposed development will be situated 4m from the front boundary rather than the recommended 6m, walls will also be built along the Western boundary with no setback, however, the walls along the boundaries meet these requirements. As the immediate area contains similarly designed two storey dwellings & associated structures the proposed will be like other residential development existing in the area. The two-storey dwelling will be constructed of materials reducing visual impact and blending with other structures in the vicinity. No objections were received from surrounding neighbours.

(2) The provisions of any draft environmental planning instrument

There is no Division 3.4 draft environmental planning instrument that affect the proposed development. (Post 1 July 2009 LEP amendments).

(3) Any matters prescribed by regulations

There are no further matters prescribed by regulations.

(4) The likely impacts of the development

There are no likely impacts from the proposal as discussed in the table below.

| Impact item (insert an 'x' in the relevant section) | Acceptable | Not acceptable | Not relevant | Comment |
|--|------------|----------------|--------------|---|
| Context and setting | X | | | The proposed two-storey dwelling will be similar to other existing residential development in the local area with dwellings & associated structures with similar setbacks from the Murray River |
| Public domain & Streetscape | X | | | The proposed two storey dwelling will be located back from the street |
| Landscaping | X | | | Landscaping indicated use of suitable plant species for the area and conditioned to encourage use of local plant varieties for providing habitat as part of landscaping |
| Stormwater | X | | | Discharge of stormwater to legal point of discharge to be conditioned |
| Heritage | X | | | None on site |
| Soils & Soils Erosion | X | | | Earthworks and erosion control to be conditioned as part of approval |
| Air and microclimate | X | | | No impact anticipated from proposed development |

| | | | | |
|-------------------------------------|---|--|---|---|
| Water Resources | X | | | Noted – proposed development some distance from the Murray River |
| Biodiversity (Flora & Fauna) | | | X | No clearing of native vegetation proposed |
| Land Resources | X | | | None known on this site |
| Utilities | X | | | Utilities are available for connection to the proposed dwelling |
| Access & Parking | X | | | Adequate access and parking to the site location |
| Roads & Traffic | X | | | Increase to area only anticipated while construction taking place – no ongoing increase anticipated |
| Solar Access and Energy Efficiency | X | | | Basix certificate included |
| Overshadowing | X | | | Overshadowing plans provided met with no objections from surrounding neighbours |
| Privacy & Overlooking | X | | | Windows positioned & designed to minimise privacy issues |
| Flooding | X | | | Site is within flood planning area, dwelling floor level to be above the 1 in 100 year flood level |
| Bushfire Prone Area | | | X | Not within bush fire prone area |
| Noise | X | | | Only significant increase anticipated during construction, then residential noise ongoing |
| Technological hazards | X | | | No known hazards on site or anticipated |
| Safety, Security & Crime Prevention | X | | | No detrimental effects anticipated from development of dwelling in this location |
| Social and Economic Impacts | X | | | No detrimental effects anticipated |

(5) The suitability of the site for development

The site is suitable for the proposed two storey dwelling as it will not have any adverse impact on the locality. The proposed development is permitted by the RU5 Village zoning of the area under the Wentworth LEP 2011. The character and use of the proposed dwelling is consistent with existing developments in the surrounding area. All services are available for connection at the site.

(6) Any submissions made in accordance with this Act or Regulation

The application was notified for 14 days as per the Wentworth Community Participation Plan. No submissions were received.

(7) The public interest

The proposed development is consistent with public interest as it will have no detrimental effect on the surrounding area. Moreover, no objections were made by surrounding neighbours.

COMMENTS FROM COUNCIL INTERNAL DEPARTMENTS

| Department | Referred Y/N | Comments |
|-------------------------------|-----------------|----------|
| Building | N | |
| Subdivision Engineer | N | |
| Roads & Engineering | N | |
| Finance & Policy | N | |
| Heritage Advisor | N | |
| Environmental Health | N | |
| Local Laws | N | |
| Floodplain Mgt Committee | N | |
| Sustainable Infrastructure | N | |


CONCLUSIONS

1. General comments:
2. The proposal satisfies the points for consideration listed under Section 4.15 of the *Environmental Planning and Assessment Act*.
3. The proposal occurs on land zoned RU5 Village. The proposal is not considered to have detrimental impact on the site and surrounds.
4. The proposal is consistent with the Wentworth Shire Development Control Plan (Dec 2011). The proposal is consistent with the development controls in Chapter 4 of the Wentworth Shire Development Control Plan 2011.
5. The proposed two storey dwelling accords with the relevant objectives and provisions of the State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004 and State Environmental Planning Policy (Biodiversity and Conservation) 2021.
6. There is no draft local environmental plan affecting the proposed development.

Recommendation:

Approve the application subject to conditions

| Delegate report author | Delegated approval and endorsement |
|---|--|
| Signature:  | Signature: |
| Kerrie Copley Planning Officer | Matthew Carlin Director Health & Planning |
| Date: 20/04/2023 | Date: |

| | | |
|---|---|--|
|  <p>Wentworth SHIRE COUNCIL</p> | <p>Health & Planning Department 26-28 Adelaide Street PO Box 81 WENTWORTH NSW 2648 Tel: 03 5027 5027 council@wentworth.nsw.gov.au</p> | <p>Clause 4.6 Assessment</p> <p>Environmental Planning & Assessment Act 1979 as amended</p> |
|---|---|--|

4.6 VARIATION ASSESSMENT

4.6 Exceptions to development standards

Written request for consideration has been presented by the applicant with reasons for justifying the contravention of this standard and allow the dwelling within the river front building area.

a). That compliance with the development standard is unreasonable or unnecessary in the circumstances of the case.

Response: Compliance with the development standard would be unreasonable and unnecessary in the circumstances of this particular case.

The development achieves the objectives of the development standard and is consistent with the objectives of the RU5 – Village zone.

b). That there are sufficient environmental planning grounds to justify contravening the development standard.

Response: There are sufficient environmental planning grounds for the departure from his development standard.

Consideration of the applicants written request – Clause 4.6(4) (a) (i) and (ii) (b)

Does the written request adequately address those issues at Clause 4.6(4)(a)(i)

The applicants written request has adequately demonstrated that compliance with the 30m river front area restriction is unreasonable and unnecessary in this case based on the following:

The requirement for consideration and justification of a Clause 4.6 variation necessitates an assessment of a number of criteria. It is recognised that it is not merely sufficient to demonstrate a minimisation of environmental harm to justify a Clause 4.6 variation, although in the circumstance of this case, the absence of any environmental impact is of considerable merit.

Accordingly, justification is set out in following assessment for the departure from confining development within the river front building line under the WLEP2011. The purpose of the information provided is to demonstrate that strict compliance with this development standard is unreasonable or unnecessary in the circumstances of this particular case. It also demonstrates that there are sufficient environmental planning grounds for the departure from this development standard.

Due to surrounding development, previously approved within the river front building line, it is argued that variation to the building line setback from the river has not been complied with in regard to previous approvals, now established inside this setback.

Does the written request adequately address those issues at **Clause 4.6(4)(a)(ii)**

The following table considers whether the objectives of the development standard are achieved notwithstanding the proposed variation.

| Objective | Discussion / Comment |
|---|---|
| To provide for a range of land uses, services and facilities that are associated with a rural village. | This development seeks to construct a 4-bedroom dwelling in RU5 land. This variation does not affect consistency with this objective. |
| To promote development in existing towns and villages in a manner that is compatible with their urban function. | This development application is consistent with this objective. This variation does not affect consistency with this objective. |
| To encourage well-serviced sustainable development. | This 4.6 variation application and SEE documentation demonstrate how the proposed development is consistent with this objective. This variation does not affect consistency with this objective. |
| To ensure there are opportunities for economic development. | The proposed development is not inconsistent with this objective. This variation does not affect consistency with this objective. |
| To deliver new residential and employment growth in Buronga and Gol Gol. | Development of a dwelling meets this objective. This variation does not affect consistency with this objective. |
| To ensure business and retail land uses are grouped within and around existing activity centres. | Development of a dwelling meets this objective. This variation does not affect consistency with this objective. |

Has the planning secretary's concurrence been sought as per **Clause 4.6(4)(b)**

Under the planning circular PS20-002, the concurrence of the Planning Secretary will not be required for this variation. However, due to the variation being non-numerical, council staff do not have the

delegated authority to determine the development. As such, the development will be determined by Council.

Justification for Variation

The Five Part Test

The Court has held that there are at least five different ways, and possibly more, through which an applicant might establish that compliance with a development standard is unreasonable or unnecessary (see *Wehbe v Pittwater Council* [2007] NSWLEC 827).

The five ways of establishing that compliance is unreasonable or unnecessary are:

1. The objectives of the development standard are achieved notwithstanding non-compliance with the standard;
2. The underlying objective or purpose is not relevant to the development with the consequence that compliance is unnecessary;
3. The objective would be defeated, thwarted or undermined (*Linfield Developments Pty Ltd v Cumberland Council* [2019] NSWLEC 131 at [24]) if compliance was required with the consequence that compliance is unreasonable;
4. The development standard has been virtually abandoned or destroyed by the Council's own actions in granting consents departing from the standard and hence the standard is unreasonable and unnecessary; and
5. The zoning of the land is unreasonable or inappropriate.


It is sufficient to demonstrate only one of these ways to satisfy clause 7.6 and the definition per *Wehbe v Pittwater Council* [2007] NSWLEC 827, *Initial Action Pty Limited v Woollahra Municipal Council* [2018] NSWLEC 118 at [22] and *RebelMH Neutral Bay Pty Limited v North Sydney Council* [2019] NSWCA 130 at [28]) and *SJD DB2 Pty Ltd v Woollahra Municipal Council* [2020] NSWLEC 1112 at [31].

Table 1: Achievement of Objectives of Clause of WLEP2011

| Objective | Discussion/Comment |
|--|--|
| (a) To encourage sustainable primary industry production by maintaining and enhancing the natural resource base. | There is no work proposed on the land that will affect the maintenance and enhancement of the natural resource base. |
| (b) To encourage diversity in primary industry enterprises and systems appropriate for the area. | There is no work proposed in this application that will affect diversity in primary industry enterprise appropriate to the area. |

| | |
|---|---|
| (c) To minimise the fragmentation and alienation of resource lands. | There is no work or land uses proposed in this application that will negatively impact resource lands. |
| (d) To minimise conflict between land uses within this zone and land uses within adjoining zones. | The existing land use remains unchanged and provides no conflict with adjoining zones. |
| (e) To ensure the protection of both mixed dryland and irrigation agricultural land uses that together form the distinctive rural character of Wentworth. | The existing land use remains unchanged so maintenance of the distinctive rural character of Wentworth or Pomona remains unchanged. |
| (f) To ensure land is available for intensive plant agricultural activities. | The existing land use has not changed, so is not affected by the objective. |
| (g) To encourage diversity and promote employment opportunities related to primary industry enterprises, including those that require smaller holdings or are more intensive in nature. | The existing land use remains the same. There is no work proposed in this application that will detract from the objective. |

1. The objectives of the development standard are achieved notwithstanding non-compliance with the standard; **The above table indicates achievement of the development standard notwithstanding the proposed variation, in this case it is demonstrated that Test 1 has been satisfied.**
2. The underlying objective or purpose of the standard is not relevant to the development and therefore compliance is unnecessary; **The underlying objective or purpose is relevant to the development and therefore this test is not relied upon.**
3. The underlying object of purpose would be defeated or thwarted if compliance was required and therefore compliance is unreasonable; **The underlying objective or purpose is relevant to the development and therefore this test is not relied upon.**
4. The development standard has been virtually abandoned or destroyed by the council's own actions in granting consents departing from the standard and hence compliance with the standard is unnecessary and unreasonable; **The standard can be considered to have been abandoned or destroyed by Councils own actions in granting previous consents to other properties in the area that are similar to this proposal. A search of aerial imagery shows established development approved by Council that extend past the building line. Therefore, in this case the criteria for Test 4 has been demonstrated to have standing to justify this variation.**
5. The zoning of the land is unreasonable or inappropriate; **The zoning of the land is reasonable and appropriate and therefore this test is not relied upon.**

| | | |
|---|---|-----------------------------------|
|  <p>Wentworth SHIRE COUNCIL</p> | <p>Health & Planning Department 26-28 Adelaide Street PO Box 81 WENTWORTH NSW 2648 Tel: 03 5027 5027 council@wentworth.nsw.gov.au</p> | <p>TEMPLATE CONDITIONS</p> |
|---|---|-----------------------------------|

DA2023/024 TWO STOREY DWELLING 10A CARBONE COURT LOT 1 DP 1233515 BURONGA

SCHEDULE 1

PRESCRIBED CONDITIONS

| | |
|----|--|
| 1. | The development must adhere to the prescribed conditions in Part 4, Division 2 of the <i>Environmental Planning and Assessment Regulation 2021</i> . |
|----|--|

GENERAL CONDITIONS

| | |
|----|--|
| 2. | <p>Approved plans and supporting documentation</p> <p>The development hereby authorised shall be carried out strictly in accordance with the conditions of this approval and stamped approved plans listed below:</p> <ul style="list-style-type: none"> • Site Plan by aspire architecture; Project No: AA22 - 083; Date: MAR. 1st 2023; Sheet No: TP – A01. • Floor Plan by aspire architecture; Project No: AA22 - 083; Date: MAR. 1st 2023; Sheet No: TP – A02. • Elevation Plan by aspire architecture; Project No: AA22 - 083; Date: MAR. 1st 2023; Sheet No: TP – A03. • Shadow Diagram (June 21st) by aspire architecture; Project No: AA22 - 083; Date: FEB. 15th 2023; Sheet No: TP – A05. • Shadow Diagram (September 21st) by aspire architecture; Project No: AA22 - 083; Date: FEB. 15th 2023; Sheet No: TP – A04. • BASIX Certificate 1371981S; 16 February 2023, pages: 1 to 7. <p>In the event of any inconsistency between the approved plans and the supporting documentation, the approved plans prevail. In the event of any inconsistency between the approved plans and a condition of this consent, the condition prevails.</p> <p>Note: an inconsistency occurs between an approved plan and supporting documentation or between an approved plan and a condition when it is not possible to comply with both at the relevant time.</p> <p>Reason: To ensure all parties are aware of the approved plans and supporting documentation that applies to the development</p> |
|----|--|

| | |
|----|--|
| 3. | Approved development Approval is for a two storey dwelling. |
| 4. | Lapsing of Consent This consent shall lapse and have no force or effect unless the use or development hereby permitted is physically commenced within 5 years of the date of this consent. |

BEFORE THE ISSUE OF A CONSTRUCTION CERTIFICATE

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|---|---|--|------------|---|----------|
| 5. | <p>Payment of bonds / securities</p> <p><i>This condition applies to all construction works \$25,001 and above.</i></p> <p>Before the commencement of any works on the site or the issue of a construction certificate, the applicant must make all of the following payments to Council and provide written evidence of these payments to the certifier:</p> <table border="1"> <tr> <td>Infrastructure Bond (Security Deposit)</td><td>\$3,000.00</td></tr> <tr> <td>Infrastructure Protection Permit Fee (includes inspections)</td><td>\$210.00</td></tr> </table> <p>The payments will be used for the cost of:</p> <ul style="list-style-type: none"> making good any damage caused to any council property (including street trees, kerb, road etc) as a consequence of carrying out the works to which the consent relates, completing any public work such as roadwork, kerbing and guttering, footway construction, stormwater drainage and environmental controls, required in connection with this consent, and any inspection carried out by Council in connection with the completion of public work or the making good any damage to council property. <p>The Infrastructure Bond will be returned on completion of the construction of the proposed development, subject to no damage being done to any council property (including street trees, kerb, road etc) as a consequence of carrying out the works to which the consent relates. The owner / developer is to arrange an inspection with an Officer of Wentworth Shire Council before any work commences on site. Any damage incurred to Council infrastructure will be repaired at the owner's / developer's expense and the balance of the Infrastructure Bond will be returned to the owner / developer on completion of the construction.</p> <p>Note: The inspection fee includes Council's fees and charges and includes the Public Road and Footpath Infrastructure Inspection Fee (under the Roads Act 1993). The amount payable must be in accordance with council's fees and charges at the payment date.</p> <p>Reason: To ensure any damage to public infrastructure is rectified and public works can be completed.</p> | Infrastructure Bond (Security Deposit) | \$3,000.00 | Infrastructure Protection Permit Fee (includes inspections) | \$210.00 |
| Infrastructure Bond (Security Deposit) | \$3,000.00 | | | | |
| Infrastructure Protection Permit Fee (includes inspections) | \$210.00 | | | | |

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| 6. | <p>Payment of building and construction industry long service levy</p> <p>Before the issue of a construction certificate, the applicant is to ensure that the person liable pays the long service levy as calculated at the operational date of this consent to the Long Service Corporation or Council under section 34 of the Building and Construction Industry Long Service Payments Act 1986 and provides proof of this payment to the certifier.</p> <p>Reason: To ensure the long service levy is paid.</p> |
| 7. | <p>Payment of section 7.12 contributions</p> <p>Before the issue of a construction certificate, the applicant must pay a total contribution of \$8,500.00 as calculated at the date of this consent to Council under section 7.12 of the EP&A Act in accordance with Wentworth Shire Council Section 7.12 Development Contributions Plan. The total amount payable may be adjusted at the time the payment is made, in accordance with the provisions of the Wentworth Shire Council Section 7.12 Development Contributions Plan (3.10).</p> <p>A copy of the development contributions plan is available on council website or for inspection at Wentworth Shire Council offices.</p> |
| 8. | <p>Construction site management plan</p> <p>Before the issue of a construction certificate, the applicant must ensure a construction site management plan is prepared before it is provided to and approved by the certifier. The plan must include the following matters:</p> <ul style="list-style-type: none"> • location and materials for protective fencing and hoardings to the perimeter on the site • provisions for public safety • pedestrian and vehicular site access points and construction activity zones • details of construction traffic management, including proposed truck movements to and from the site and estimated frequency of those movements, and measures to preserve pedestrian safety in the vicinity of the site • protective measures for on-site tree preservation (including in accordance with AS 4970-2009 Protection of trees on development sites) and trees in adjoining public domain • details of any bulk earthworks to be carried out • location of site storage areas and sheds • equipment used to carry out all works • a garbage container with a tight-fitting lid • dust, noise and vibration control measures • location of temporary toilets. <p>The applicant must ensure a copy of the approved construction site management plan is kept on-site at all times during construction.</p> <p>Reason: To require details of measures that will protect the public, and the surrounding environment, during site works and construction</p> |

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| 9. | <p>Erosion and sediment control plan</p> <p>Before the issue of a construction certificate, the applicant is to ensure that an erosion and sediment control plan is prepared in accordance with the following documents before it is provided to and approved by the certifier:</p> <ul style="list-style-type: none"> the guidelines set out in the NSW Department of Housing manual 'Managing Urban Stormwater: Soils and Construction Certificate' (the Blue Book), and the 'Do it Right On-Site, Soil and Water Management for the Construction Industry' (Southern Sydney Regional Organisation of Councils and the Natural Heritage Trust). <p>The applicant must ensure the erosion and sediment control plan is kept onsite at all times during site works and construction.</p> <p>Reason: To ensure no substance other than rainwater enters the stormwater system and waterways</p> |
| 10. | <p>Waste management plan</p> <p>Before the issue of a construction certificate, the applicant is to ensure that a waste management plan is prepared in accordance with the EPA's Waste Classification Guidelines and the following requirements before it is provided to and approved by the certifier:</p> <p>Details the following:</p> <ul style="list-style-type: none"> the contact details of the person(s) removing the waste an estimate of the waste (type and quantity) and whether the waste is expected to be reused, recycled or go to landfill the address of the disposal location(s) where the waste is to be taken <p>The applicant must ensure the waste management plan is referred to in the construction site management plan and kept on-site at all times during construction.</p> <p>Reason: To ensure resource recovery is promoted and local amenity protected during construction.</p> |
| 11. | <p>Stormwater Management Plan</p> <p>Before the issue of a construction certificate the beneficiary of this consent is to design and submit to Council for approval a stormwater Management Plan for the dwelling. The design is to be approved by Council before any work takes place on this site. All work detailed by the approved design is to be constructed by the beneficiary of this consent under supervision of the Principal Certifying Authority. All work is to be carried out at the beneficiary of this consent's expense.</p> <p>The plan is to include treatment measures for the water if it is to be discharged into the waterway.</p> |
| 12. | <p>Utilities and services</p> <p>Raw water, filtered water and sewer are available and are to be connected to Council's services. Dual water supply lines are to be provided from the front boundary of the property. One line is to convey filtered water to all fittings within the house and the other line to convey unfiltered water to all fittings outside the house i.e. garden taps, etc. A separate application is to be made to Council for approval to connect to Council's water mains and sewer prior to commencing any plumbing and drainage work.</p> |

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| | Reason: To ensure relevant utility and service providers requirements are provided to the certifier. |
| 13. | <p>Access points</p> <p>Before issuance of the Construction Certificate, the beneficiary of this consent must build a driveway crossing for the subject land (if one doesn't exist) to Council standards.</p> <p>Access during construction shall only be through the driveway crossing of the subject land.</p> |
| 14. | <p>Works in Road Reserve</p> <p>A Road Opening Permit is required from the Wentworth Shire Council prior to any works / excavation within the road reserve ie water tapping, sewer, driveway crossings, tree planting or removal etc. Please contact Councils Roads & Engineering Department on Tel: (03) 5027 5027 to arrange a permit.</p> |
| 15. | <p>Plumbing and Drainage</p> <p>Before issuance of the Construction Certificate, a Plumbing and Drainage Application under Section 68 of the <i>Local Government Act NSW 1993</i> is to be submitted to and approved by Council before any plumbing and drainage works (stormwater, water and sewerage).</p> <p>Note: All plumbing and drainage work is to be carried out by a plumber and drainer, or other authorised person, licensed with the New South Wales Department of Fair Trading.</p> |

BEFORE THE COMMENCEMENT OF BUILDING WORK

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| 16. | <p>Construction Certificate</p> <p>An application for a construction certificate is to be made under Section 4.12 of the Environmental Planning and Assessment Act 1979 and construction certificate(s) issued under Sections 6.3, 6.4(a) and 6.7 of the Environmental Planning and Assessment Act 1979 prior to any work commencing on the building. All work in relation to plans for the construction certificate(s) shall comply with the requirements of the Building Code of Australia, the Environmental Planning & Assessment Act, and regulations, SEPP (Building Sustainability Index) BASIX 2004 and the Local Government Act and Regulations thereunder.</p> |
| 17. | <p>Erosion and sediment controls in place</p> <p>Before the commencement of any site or building work, the principal certifier must be satisfied the erosion and sediment controls in the erosion and sediment control plan, (as approved by the principal certifier) are in place until the site is rectified (at least 70% ground cover achieved over any bare ground on site).</p> <p>Reason: To ensure runoff and site debris do not impact local stormwater systems and waterways</p> |
| 18. | <p>Toilet facilities</p> <p>Toilet facilities are to be provided on or in the vicinity of the building site. The toilet must be connected to a public sewer, or if connection to a public sewer is not practicable, an approved chemical closet. The toilet facility must be installed on-site prior to the commencement of any other work.</p> |

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| 19. | <p>Rubbish Management</p> <p>Throughout the construction period, from commencement of work, a suitable rubbish containment structure is to be located on site and utilized to ensure the construction site is kept clean and safe at all times.</p> |
| 20. | <p>Tree protection measures</p> <p>Before the commencement of any site or building work, the principal certifier must ensure the measures for tree protection detailed in the construction site management plan are in place.</p> <p>Reason: To protect and retain trees</p> |
| 21. | <p>Notice of Commencement of Works</p> <p>Subject to approval to commence works two days before any site works, building or demolition begins, the beneficiary of this consent must:</p> <p>(a) Forward to Council notice of commencement of work and appointment of Principal Certifying Authority.</p> <p>(b) Notify the adjoining owners that work will commence.</p> |
| 22. | <p>Contractor</p> <p>(a) Before the work is commenced, the Council must be informed in writing of:</p> <ul style="list-style-type: none"> • The name and contractor licence number of the licensee who has been contracted to do the work; or • The name and permit number of the owner/builder who intends to do the work. <p>(b) The Council is to be immediately informed in writing of similar details required in the above if:</p> <ul style="list-style-type: none"> • A contract is entered into for the work to be undertaken by a different licensee; or • Arrangements for the completion of the work are otherwise changed. |

WHILE BUILDING WORK IS BEING CARRIED OUT

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| 23. | <p>Hours of work</p> <p>The principal certifier must ensure that building work, demolition or vegetation removal is only carried out between:</p> <ul style="list-style-type: none"> • 7.00am to 6.00pm on Monday to Friday • 8.00am to 1.00pm on Saturdays <p>The principal certifier must ensure building work, demolition or vegetation removal is not carried out on Sundays and public holidays, except where there is an emergency.</p> |
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| | <p>Unless otherwise approved within a construction site management plan, construction vehicles, machinery, goods or materials must not be delivered to the site outside the approved hours of site works.</p> <p>Note: Any variation to the hours of work requires Council's approval.</p> <p>Reason: To protect the amenity of the surrounding area</p> |
| 24. | <p>Procedure for critical stage inspections</p> <p>While building work is being carried out, any such work must not continue after each critical stage inspection unless the principal certifier is satisfied the work may proceed in accordance with this consent and the relevant construction certificate.</p> <p>Reason: To require approval to proceed with building work following each critical stage inspection</p> |
| 25. | <p>Implementation of the site management plans</p> <p>While vegetation removal, demolition and/or building work is being carried out, the applicant must ensure the measures required by the approved construction site management plan and the erosion and sediment control plan are implemented at all times. The applicant must ensure a copy of these approved plans is kept on site at all times and made available to Council officers upon request.</p> <p>Reason: To ensure the required site management measures are implemented during construction</p> |
| 26. | <p>Implementation of BASIX commitments</p> <p>While building work is being carried out, the applicant must undertake the development strictly in accordance with the commitments listed in the BASIX certificate(s) approved by this consent, for the development to which the consent applies.</p> <p>Reason: To ensure BASIX commitments are fulfilled in accordance with the BASIX certificate (prescribed condition under clause 97A(2) EP&A Regulation)</p> |
| 27. | <p>Construction noise</p> <p>While building work is being carried out and where no noise and vibration management plan is approved under this consent, the applicant is to ensure that any noise caused by demolition, vegetation removal or construction does not exceed an LAeq (15 min) of 5dB(A) above background noise, when measured at any lot boundary of the property where the construction is being carried out.</p> <p>Reason: To protect the amenity of the neighbourhood</p> |
| 28. | <p>Tree protection</p> <p>While site or building work is being carried out, the applicant must maintain all required tree protection measures in good condition in accordance with the construction site management plan required under this consent, the relevant requirements of AS 4970-2009 Protection of trees on development sites and any arborist's report approved under this consent. This includes</p> |

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| | <p>maintaining adequate soil grades and ensuring all machinery, builders refuse, spoil and materials remain outside tree protection zones.</p> <p>Reason: To protect trees during construction</p> |
| 29. | <p>Responsibility for changes to public infrastructure</p> <p>While building work is being carried out, the applicant must pay any costs incurred as a result of the approved removal, relocation or reconstruction of infrastructure (including ramps, footpaths, kerb and gutter, light poles, kerb inlet pits, service provider pits, street trees or any other infrastructure in the street footpath area).</p> <p>Reason: To ensure payment of approved changes to public infrastructure</p> |
| 30. | <p>Uncovering relics or Aboriginal objects</p> <p>While demolition or building work is being carried out, all such works must cease immediately if a relic or Aboriginal object is unexpectedly discovered. The applicant must notify the Heritage Council of NSW in respect of a relic and notify the Secretary of the Department of Planning, Industry and Environment and the Heritage Council of NSW in respect of an Aboriginal object. Building work may recommence at a time confirmed by either the Heritage Council of NSW or the Secretary of the Department of Planning, Industry and Environment.</p> <p>In this condition:</p> <ul style="list-style-type: none"> • “relic” means any deposit, artefact, object or material evidence that: (a) relates to the settlement of the area that comprises New South Wales, not being Aboriginal settlement, and (b) is of State or local heritage significance; and • “Aboriginal object” means any deposit, object or material evidence (not being a handicraft made for sale) relating to the Aboriginal habitation of the area that comprises New South Wales, being habitation before or concurrent with (or both) the occupation of that area by persons of non-Aboriginal extraction and includes Aboriginal remains. <p>Reason: To ensure the protection of objects of potential significance during works</p> |
| 31. | <p>Security Fencing</p> <p>An adequate security fence is to be erected around the perimeter of the site prior to commencement of any excavation or construction works, and this fence is to be maintained in a state of good repair and condition until completion of the building project.</p> |
| 32. | <p>Cut and fill (if applicable)</p> <p>While building work is being carried out, the principal certifier must be satisfied all soil removed from or imported to the site is managed in accordance with the following requirements:</p> <ol style="list-style-type: none"> All excavated material removed from the site must be classified in accordance with the EPA’s Waste Classification Guidelines before it is disposed of at an approved waste management facility and the classification and the volume of material removed must be reported to the principal certifier. All fill material imported to the site must be Virgin Excavated Natural Material as defined in Schedule 1 of the Protection of the Environment Operations Act 1997 or a material identified as being subject to a resource recovery exemption by the NSW EPA. |

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| 33. | <p>Waste management</p> <p>While building work, demolition or vegetation removal is being carried out, the principal certifier must be satisfied all waste management is undertaken in accordance with the approved waste management plan.</p> <p>Upon disposal of waste, the applicant is to compile and provide records of the disposal to the principal certifier, detailing the following:</p> <ul style="list-style-type: none"> • The contact details of the person(s) who removed the waste • The waste carrier vehicle registration • The date and time of waste collection • A description of the waste (type of waste and estimated quantity) and whether the waste is expected to be reused, recycled or go to landfill • The address of the disposal location(s) where the waste was taken • The corresponding tip docket/receipt from the site(s) to which the waste is transferred, noting date and time of delivery, description (type and quantity) of waste. <p>Note: If waste has been removed from the site under an EPA Resource Recovery Order or Exemption, the applicant is to maintain all records in relation to that Order or Exemption and provide the records to the principal certifier and Council.</p> <p>Reason: To require records to be provided, during construction, documenting that waste is appropriately handled</p> |
| 34. | <p>Encroachment of easements</p> <p>No building works are to encroach over any easements.</p> |
| 35. | <p>Road Reserve</p> <p>Lawn must be used for landscaping within the road reserve. Any other form of landscaping in the road reserve must be approved by Council.</p> |
| 36. | <p>Contamination discovered during works</p> <p>1) If during works on the land comprising the lot, the land is found to be contaminated, within the meaning of the <i>Contaminated Land Management Act 1997</i>:</p> <ol style="list-style-type: none"> a) all works must stop immediately, and b) the Environment Protection Authority and the council must be notified of the contamination. <p>2) Land is found to be contaminated for the purposes of this condition if the principal certifying authority knows or reasonably suspects the land is contaminated.</p> <p>Note: Depending on the nature and level of the contamination, remediation of the land may be required before further work can continue.</p> |

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| 37. | <p>Flood level</p> <p>The lowest floor level of the dwelling house (habitable areas) shall be 43.63 metres above the Australian Height Datum.</p> <p>Reason: To comply with the <i>Wentworth Local Environmental Plan 2011</i>.</p> |
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BEFORE THE ISSUE OF AN OCCUPATION CERTIFICATE

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| 38. | <p>Occupation Certificate</p> <p>The building shall not be occupied or used until an Occupation Certificate is issued either by council or by an accredited certifier.</p> |
| 39. | <p>Completion of public utility services</p> <p>Before the issue of the relevant occupation certificate, the principal certifier must ensure any adjustment or augmentation of any public utility services including gas, water, sewer, electricity, street lighting and telecommunications, required as a result of the development, is completed to the satisfaction of the relevant authority. Before the issue of the occupation certificate, the certifier must request written confirmation from the relevant authority that the relevant services have been completed.</p> <p>Reason: To ensure required changes to public utility services are completed, in accordance with the relevant agency requirements, before occupation</p> |
| 40. | <p>Repair of infrastructure</p> <p>Before the issue of an occupation certificate, the applicant must ensure any public infrastructure damaged as a result of the carrying out of building works (including damage caused by, but not limited to, delivery vehicles, waste collection, contractors, sub-contractors, concreting vehicles) is fully repaired to the written satisfaction of Council, and at no cost to Council.</p> <p>Note: If the council is not satisfied, the whole or part of the bond submitted will be used to cover the rectification work.</p> <p>Reason: To ensure any damage to public infrastructure is rectified</p> |
| 41. | <p>Removal of waste upon completion</p> <p>Before the issue of an occupation certificate, the principal certifier must ensure all refuse, spoil and material unsuitable for use on-site is removed from the site and disposed of in accordance with the approved waste management plan. Written evidence of the removal must be supplied to the satisfaction of the principal certifier.</p> <p>Before the issue of a partial occupation certificate, the applicant must ensure the temporary storage of any waste is carried out in accordance with the approved waste management plan to the principal certifier's satisfaction.</p> <p>Reason: To ensure waste material is appropriately disposed or satisfactorily stored</p> |

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| 42. | <p>Completion of landscape and tree works</p> <p>Before the issue of an occupation certificate, the principal certifier must be satisfied that all landscape and tree-works, including pruning in accordance with AS 4373-2007 Pruning of amenity trees and the removal of all noxious weed species, have been completed in accordance with the approved plans and any relevant conditions of this consent.</p> <p>Reason: To ensure the approved landscaping works have been completed before occupation, in accordance with the approved landscaping plan(s)</p> |
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OCCUPATION AND ONGOING USE

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| 43. | <p>Release of securities / bonds</p> <p>When Council receives an occupation certificate from the principal certifier, the applicant may lodge an application to release the securities held. Council may use part, or all of the securities held to complete the works to its satisfaction if the works do not meet Council's requirements.</p> <p>Reason: To allow release of securities and authorise Council to use the security deposit to complete works to its satisfaction</p> |
| 44. | <p>Maintenance of wastewater and stormwater treatment device</p> <p>During occupation and ongoing use of the building, the applicant must ensure all wastewater and stormwater treatment devices (including drainage systems, sumps and traps, and on-site detention) are regularly maintained, to remain effective.</p> <p>Reason: To protect sewerage and stormwater systems</p> |
| 45. | <p>Amenity of the neighbourhood</p> <p>The operation of this development shall not adversely affect the amenity of the neighbourhood or interfere unreasonably with the comfort or repose of a person who is outside the premises by reason of the emission or discharge of noise, fumes, vapour, odour, steam, soot, dust, waste water, waste products, grit, oil or other harmful products.</p> |
| 46. | <p>Ongoing Use</p> <p>The garage cannot be used for habitation.</p> <p>The garage is to be used for domestic purposes only, and any other activities proposed to be undertaken inside the shed shall be subject to a further development application.</p> |

REASONS FOR CONDITIONS

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| <ul style="list-style-type: none"> a) To ensure compliance with the terms of the Environmental Planning and Assessment Act. b) To ensure work is sustainable and that an appropriate level of provision of amenities and services occurs within the Shire and to occupants of lots. c) To minimise environmental impact and impact on public assets, degradation of natural resources and to enhance amenity. d) To provide for a quality environment, safe and efficient movement of people and to ensure public safety and interest. |
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SCHEDULE 2

ADVISORY NOTE

- ***Dial before you dig***

The beneficiary of this consent shall contact “Dial Before You Dig” to obtain a Service Diagram prior to the issuing of the Construction Certificate. The sequence number obtained from “Dial Before You Dig” shall be forwarded to the Principal Certifying Authority (PCA).

9.15 DELEGATED AUTHORITY APPROVALS AS AT END OF APRIL 2023

File Number: RPT/23/266

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: Kerrie Copley - Planning Officer

Objective: 3.0 Wentworth Shire is a community that works to enhance and protect its physical and natural environment

Strategy: 3.1 Ensure our planning decisions and controls enable the community to benefit from development

Summary

For the month of April 2023, a total of ten (10) Development Applications and seven (7) S4.55 Modification Applications were determined under delegated authority by the Director Health and Planning.

The estimated value of the determined Development Applications was \$878,598.00. This brings the year to date total to forty-two (42) Development Applications and seventeen (17) S4.55 applications approved, with an estimated development value of \$8,308,059.00.

Recommendation

That Council:

- a) Receives and notes the report for the Delegated Authority Approvals for the month of April 2023.
- b) Publicly notifies, for the purposes of Schedule 1 Division 4 Section 20 (2) of the Environmental Planning and Assessment Act 1979, the applications as listed in the attachment on the Wentworth Shire Council website.
- c) Calls a Division in accordance with S375A of the Local Government Act 1993 (NSW).

Detailed Report

Purpose

The purpose of this report is to provide Council with a list of Development Applications as tabled in the Attachment, determined under delegated authority by the Director Health and Planning for the month of April 2023, hence complying with the requirements under section 3.20 of the Office of Local Government Promoting Better Practice Program.

Conclusion

The total value of determinations was \$878,598.00 for the month of April 2023. The average determination time was 28 days.

Attachments

1. Delegate Authority Report April 2023 [↓](#) 

DETERMINATION OF DEVELOPMENT APPLICATIONS FOR THE MONTH OF APRIL 2023

| FILE NUMBER | APPLICANT | LOCATION | DESCRIPTION | VALUE (EX GST) | DETERMINATION DATE | ACTIVE DAYS |
|------------------------------|--|--|---|----------------|--------------------|-------------|
| DA2023/001 PAN 296690 | SUNRAVIA MOTOR SPORT CLUB INC Peter Feckleton | Pooncarie Common Trust | Outdoor Recreational Facility (Motorsports Rally) | \$1000.00 | 03/04/2023 | 54 |
| S4-55/2023/010 PAN 311394 | MH2 Engineering & Architectural Services Pty Ltd - Yeshni Purchase | 18 Modica Crescent Lot 18 DP 1118464 Buronga | Modify DA2022/081 – Truck maintenance comprising of workshop, office & sales area- Amend plans | \$0.00 | 05/04/2023 | 27 |
| DA2023/021 PAN 304854 | WENTWORTH SHOW SOCIETY INC – Stacey Perry | 1 Old Wentworth Road Lot 84 DP 756994 Wentworth | Demolition of existing shed & construction of new shed | \$40,000.00 | 11/04/2023 | 47 |
| S4-55/2023/013 PAN 320842 | Peta Degrey | 16 Friel Street Lot 903 DP 756961 Buronga | Modify DA2022/109 2 Lot Subdivision – Amend minor error with correct plans | \$0.00 | 11/04/2023 | 4 |
| S4.55/2023/011 PAN 310264 | Hatch Planning Pty Ltd Matt Jackson | 17A Modica Crescent Lot 1 DP 1230858 Buronga | Modify DA2017/043 Industrial warehouse & office – revert to originally approved plans | \$0.00 | 11/04/2023 | 27 |
| DA2023/025 PAN 309633 | MH2 Engineering & Architectural Services Pty Ltd - Yeshni Purchase | Yorke Drive Lot 14 DP 1285900 Gol Gol | Storage shed | \$149,600.00 | 11/04/2023 | 34 |

DETERMINATION OF DEVELOPMENT APPLICATIONS FOR THE MONTH OF APRIL 2023

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|------------------------------|---|---|---|--------------|------------|----|
| DA2023/027 PAN 303434 | James Golsworthy Consulting Pty Ltd –James Golsworthy | 143 Hendy Road Lot 1 DP 1213735 Buronga | Medical Centre | \$200,000.00 | 11/04/2023 | 19 |
| DA2023/009 PAN 295665 | Neil & Jenny Armstrong | 163 Poencarie Road Wentworth | Mooring site | \$7,000.00 | 13/04/2023 | 79 |
| DA2023/028 PAN 311873 | BWA BRENT WILLIAMS & ASSOCIATES PTY LTD – Donna Clode | 34 Livingstone Drive Lot 43 DP 1229757 Gol Gol | Storage shed | \$17,633.00 | 18/04/2023 | 32 |
| DA2023/029 PAN 313791 | Andrew Alderton | Yorke Drive Lot 11 DP 1289500 Gol Gol | Storage shed | \$28,642.00 | 19/04/2023 | 33 |
| DA2023/030 PAN 303514 | BWA BRENT WILLIAMS & ASSOCIATES PTY LTD – Donna Clode | 19 Lee Court Lot 55 DP 1259103 Gol Gol | Storage shed | \$19,723.00 | 19/04/2023 | 33 |
| S4-55/2023/014 PAN 315140 | Hadyn Pike | 146 Williamsville Road Lot 1 DP 386282 Curlwaa | Modify DA2021/151 Demolition of existing dwelling & replacement with new dwelling & new storage shed – Amend minor error with Notice of Determination & plans | \$0.00 | 20/04/2023 | 2 |
| S4-55/2023/012 PAN 316312 | Mallee Sheds Mildura – Jodie Stckman | 432 Silver City Highway Lot 2 DP 1219352 Mourquong | Modify DA2021/030 Demolition of existing storage shed & build new storage shed – Amend Veranda to run whole length of storage shed | \$0.00 | 21/04/2023 | 23 |

DETERMINATION OF DEVELOPMENT APPLICATIONS FOR THE MONTH OF APRIL 2023

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|------------------------------|---------------------------------------|--|--|--------------|------------|----|
| DA2023/032 PAN 312837 | Alyce Njegovan | 15 Thomas Street Lot 34 DP 1259103 Gol Gol | Storage shed | \$15,000.00 | 26/04/2023 | 33 |
| DA2022/035 PAN 309962 | Terrence Duck | 20 Mitchell Court Lot 16 DP 1229757 Gol Gol | Dwelling with garage | \$400,000.00 | 26/04/2023 | 30 |
| S4-55/2023/015 PAN 323418 | SWANBUILD PTY LTD Saurabh Papadkar | 6753 Sturt Highway Lot 2 DP 1289365 Trentham Cliffs | Modify DA2022/098 Demolition of existing dwelling & replacement with new dwelling veranda & deck – Amend correcting error in site plan | \$0.00 | 26/04/2023 | 5 |
| S4-55/2023/016 PAN 323797 | Bonnie Pettett | 14 Arrandale Lane North Lot 169 DP 44252 Wentworth | Modify DA2022/134 Shed – Art Studio / Home Office – Amending conditions & site & location of building | \$0.00 | 27/04/2023 | 6 |

9.16 PROJECT & WORKS UPDATE - MAY 2023

File Number: RPT/23/249

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Jamie-Lee Kelly - Administration Officer

Objective: 3.0 Wentworth Shire is a community that works to enhance and protect its physical and natural environment

Strategy: 3.2 Ensure that community assets and public infrastructure are well maintained

Summary

This report provides a summary of the projects and major works undertaken by the Roads and Engineering Department which have been completed during the months of April 2023 and the planned activities for May 2023.

Recommendation

That Council receives and notes the major works undertaken in April 2023 and the scheduled works for the following month.

Detailed Report

Refer below for updates of the works completed in April 2023, and the planned activities for May 2023.

Project and Works Update for April 2023

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| Roads | <p><u>Pooncarie Road</u></p> <ul style="list-style-type: none"> Pumping of flood waters near the intersection of Darling View Road over the sand dune has ceased with the pump and equipment taken off hire. <p><u>Maintenance Grading</u></p> <ul style="list-style-type: none"> Planned maintenance grading was undertaken on the following roads: Karpa Kora and Ivanhoe, Gol Gol Roads. <p><u>Boeill Creek Road</u></p> <ul style="list-style-type: none"> Emergency works undertaken prior to Easter to reinstate the road back to existing height and width to enable two way traffic with out the use of traffic lights. <p><u>Arumpo 4 Km Upgrade to Seal</u></p> <ul style="list-style-type: none"> Sealing was completed on 13th and 14th of April. Gravel pits have been reinstated and paperwork to be submitted to get the relevant licences revoked <p><u>Anabranh Flooding</u></p> <p>Several Roads have been significantly impacted due to the Anabranh system flooding. We currently have closures on the Old Broken Hill Road, Polia Road, Windamingle Road, Roo Roo Road and Milpara Road.</p> |
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Projects

Buronga Landfill Machinery Shed

- Shed construction complete

Gol Gol East Raw Water System

- Start up meeting undertaken with Public Works project manager and contractors, additional geotechnical works completed following flood erosion damage to platform footings.
Engineering assessment to be completed early May for any required structural changes
Preliminary electrical works to commence in May.

James King Park

- Retaining wall design commenced

Pooncarie Campground Toilets

- Fabrication of amenities block to continue

Jockey Changerooms

- A revised cost effective design option has been prepared and discussed with RacingNSW in relation to the separation of the Stewards from the Jockeys.
- A plan has been prepared and will be forwarded to the Wentworth Racing Club for consideration.

Wentworth Rowing Club Extension

- Flood damage to the existing Rowing Club building has required a full review of the options available. These will be discussed with the Rowing Club users once funding options are fully considered.

Pink Lake

- Preliminary design alignment prepared.

Wentworth EDS

- Alterations made to plan to provide additional design details.

Willow Bend Caravan Park

- Additional irrigation infrastructure installed mid to late April.
- Drainage and water main materials delivered to site.

Amenities Blocks

- Structural engineering plans approved with minor alterations to sub-flooring.
- Structural materials ordered.
- Trusses complete.

Wurlong Drainage Extension

- All stormwater infrastructure installed.

Pooncarie Telegraph Building

- Works to be complete prior to end of financial year

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| | <p><u>Wentworth Long Day Care Centre</u></p> <ul style="list-style-type: none"> Long day care opened 24th April. <p><u>Dareton Travellers Rest</u></p> <ul style="list-style-type: none"> 3 new flag poles were installed prior to the Anzac day service. <p><u>Wentworth & Dareton landfills</u></p> <ul style="list-style-type: none"> The 2 x new generators have been stolen, leaving the cabins with no power, Matter is with Police. <p><u>Buronga Toilet Block</u></p> <ul style="list-style-type: none"> Consultation of electrical and sewerage components undertaken <p><u>Buronga Shared Path</u></p> <ul style="list-style-type: none"> Survey and design complete, Project released for tender as Buronga Wetlands to Riverfront Shared Path. <p><u>Pine Road Shared Path</u></p> <ul style="list-style-type: none"> Survey and design complete, Project released as part of tender Gol Gol: Construct three (3) Shared Pathways. <p><u>Wood Street Shared Path</u></p> <ul style="list-style-type: none"> Survey and design complete, Project released as part of tender Gol Gol: Construct three (3) Shared Pathways. <p><u>Wood Street & Gol Gol North Road Shared Path</u></p> <ul style="list-style-type: none"> Survey and design complete, Project released as part of tender Gol Gol: Construct three (3) Shared Pathways. <p><u>Wood Street Road Widening & Kerb</u></p> <ul style="list-style-type: none"> Design complete, project sent out for quotation <p><u>Wurlong Basin Excavation</u></p> <ul style="list-style-type: none"> Contract awarded with work to commence 1st week May |
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Projects and Works scheduled for May 2023

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| Roads | <p><u>Heavy Grading</u></p> <ul style="list-style-type: none"> Funded by the Regional and Local Roads Repair Program, heavy grading works will commence on Cal Lal and Rufus River Roads, with more to continue in the following months <p><u>River Road Flood Damage</u></p> <ul style="list-style-type: none"> Tender documentation for the stabilisation of existing sub base have been received and reviewed. A report to award the contract listed for Council decision as part of the May Council meeting, works are scheduled to commence the last week of May <p><u>Boeill Creek Road</u></p> <ul style="list-style-type: none"> Request for quotes have been emailed out to suppliers for gravel sub base materials, works to be completed once River Road is sealed and open to traffic <p><u>Arumpo 4km Upgrade to Seal</u></p> <ul style="list-style-type: none"> Linemarking to be completed. |
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| <p>Projects</p> | <p><u>Buronga Landfill Machinery Shed</u></p> <ul style="list-style-type: none"> • Plumbing & electrical RFQ awarded – works scheduled for completion 30th June 2023. <p><u>Junction Island Bridge</u></p> <ul style="list-style-type: none"> • Tender request issued for demolition and installation. <p><u>James King Park</u></p> <ul style="list-style-type: none"> • Retaining wall design completion together with community consultation. • Tender process to commence. <p><u>Pooncarie Campground Toilets</u></p> <ul style="list-style-type: none"> • Fabrication of amenities building to commence. <p><u>Pink Lake</u></p> <ul style="list-style-type: none"> • Alignment to be reviewed and detailed design works to progress. <p><u>Wentworth EDS</u></p> <ul style="list-style-type: none"> • Plans to be incorporated into tender package and advertised May. <p><u>Willow Bend Caravan Park</u></p> <ul style="list-style-type: none"> • Stormwater infrastructure preparation and installation to commence 15 May. <p><u>Amenities Blocks</u></p> <ul style="list-style-type: none"> • Build to commence on sub-floor mid-May. • Walls to be built post sub-floor. • Trusses to be installed end of May / early June. <p><u>Wurlong Drainage Extension</u></p> <ul style="list-style-type: none"> • Remaining works to be completed by mid-May: • Pits to be cut down to surface level. • Road crossing to be resealed. <p><u>James King Park Tennis Court Fence Replacement</u></p> <ul style="list-style-type: none"> • Works commence 8th May – scheduled completion 20th May. <p><u>Wentworth Pool</u></p> <ul style="list-style-type: none"> • Floors inside main building to be repainted for next season <p><u>Wentworth Jail</u></p> <ul style="list-style-type: none"> • Painting & small repair works being conducted in win warden's accommodation. <p><u>Buronga Toilet Block</u></p> <ul style="list-style-type: none"> • Receive complete designs, with these components to be sent out for quotation. <p><u>Buronga Shared Path</u></p> |
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| | <ul style="list-style-type: none"> Notification to residents, evaluate and complete Council Report. <p><u>Pine Road Shared Path</u></p> <ul style="list-style-type: none"> Notification to residents, evaluate and complete Council Report. <p><u>Wood Street Shared Path</u></p> <ul style="list-style-type: none"> Notification to residents, evaluate and complete Council Report. <p><u>Wood Street And Gol Gol North Road Shared Path</u></p> <ul style="list-style-type: none"> Notification to residents, evaluate and complete Council Report. <p><u>Wood Street Road Widening</u></p> <ul style="list-style-type: none"> Notification to residents, project to be awarded and works complete. <p><u>Wurlong Basin Excavation</u></p> <ul style="list-style-type: none"> Excavation work to commence on increasing the capacity of the storm water basin and stormwater main to re-laid on new alignment. |
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Flood Recovery Works

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| Flood Recovery | <p><u>Junction Park</u></p> <ul style="list-style-type: none"> Stage 2 painting of park assets complete. Lookout tower painting underway. Replacement seating delivered – contractor to be engaged for installation. Power bollards reinstated. Electrical upgrades complete except for 2 x switchboards. <p><u>Fotherby Park</u></p> <ul style="list-style-type: none"> Underground power to possum statue and visitor information board works underway – expected completion early May Park assets painting completed Replacement seating delivered – contractor to be engaged for installation <p><u>P.S Ruby</u></p> <ul style="list-style-type: none"> Power restored Gangplank reinstated Missing mooring poles being manufactured <p><u>Wentworth Ski Reserve</u></p> <ul style="list-style-type: none"> Pressure washing complete Painting of park assets complete Quote request sent to toilet block manufacturer to supply replacement structure. Boat ramp solar light delivered – contractor for installation to be appointed <p><u>Wentworth Wharf & Riverfront</u></p> <ul style="list-style-type: none"> Stage 2 painting complete. Underground power supply lost to the park lamp posts, lights under the wharf and some ground lights. Contractor will undertake repairs once higher priority works are complete Repairs to park lights will be undertaken with the above electrical |
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| | <p>repairs</p> <ul style="list-style-type: none"> • Replacement seating delivered – contractor to be engaged for installation • Power bollard reinstalled <p><u>Flood Affected Sign Replacement – Various Locations</u></p> <ul style="list-style-type: none"> • Affected signs removed. • Awaiting quote to replace signs. <p><u>Wentworth golf club</u></p> <ul style="list-style-type: none"> • Fairway toilets to be cleaned and all new fixtures installed, due to flood damage. |
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Attachments

1. Junction Park Confluence Sign Painting [↓](#) 
2. Junction Park Disabled BBQ [↓](#) 
3. Junction Park Rotunda & Lamp Post Painting [↓](#) 
4. O'Donnell Park Picnic Table Structure Painting [↓](#) 
5. Old Broken Hill Road 1 [↓](#) 
6. Old Broken Hill Road 2 [↓](#) 
7. Sandwych Street Re-planting.jpg [↓](#) 
8. Tara Downs Crossing Milpara Road [↓](#) 
9. Wurlong Drainage Works 1 [↓](#) 
10. Wurlong Drainage Works 2 [↓](#) 
11. Wurlong Drainage Works 3 [↓](#) 























10 NOTICES OF MOTIONS / QUESTIONS WITH NOTICE

Nil

11 CONFIDENTIAL BUSINESS – ADJOURNMENT INTO CLOSED SESSION

Despite the right of members of the public to attend meetings of a council, the council may choose to close to the public, parts of the meeting that involve the discussion or receipt of certain matters as prescribed under section 10A(2) of the Local Government Act.

With the exception of matters concerning particular individuals (other than councillors) (10A(2)(a)), matters involving the personal hardship of a resident or ratepayer (10A(2)(b)) or matters that would disclose a trade secret (10A(2)(d)(iii)), council must be satisfied that discussion of the matter in an open meeting would, on balance, be contrary to the public interest.

The Act requires council to close the meeting for only so much of the discussion as is necessary to preserve the relevant confidentiality, privilege or security being protected. (section 10B(1)(a))

Section 10A(4) of the Act provides that a council may allow members of the public to make representations to or at a meeting, before any part of the meeting is closed to the public, as to whether that part of the meeting should be closed.

Section 10B(4) of the Act stipulates that for the purpose of determining whether the discussion of a matter in an open meeting would be contrary to the public interest, it is irrelevant that:-

- (a) a person may misinterpret or misunderstand the discussion, or
- (b) the discussion of the matter may -
 - (i) cause embarrassment to the council or committee concerned, or to councillors or to employees of the council, or
 - (ii) cause a loss of confidence in the council or committee.

Recommendation

That Council adjourns into Closed Session, the recording of the meeting be suspended, and members of the press and public be excluded from the Closed Session, and that access to the correspondence and reports relating to the items considered during the course of the Closed Session be withheld unless declassified by separate resolution.

This action is taken in accordance with Section 10A(2) of the Local Government Act, 1993 as the items listed come within the following provisions:-.

Udenominational Christians applying to become a regular user of Midway Centre Function Room for weekly Gospel Meetings. (RPT/23/251)

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (d) (iii) information that would, if disclosed, reveal a trade secret. On balance, the public interest in preserving the confidentiality of information about the item outweighs the public interest in maintaining openness and transparency in council decision-making.

River Road and Boeill Creek Road Flood Damage - Stabilisation Works PT2223/13. (RPT/23/252)

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. On balance, the public interest in preserving the confidentiality of information

about the tender outweighs the public interest in maintaining openness and transparency in council decision-making because disclosure of this information would reveal pricing and confidential information submitted via the tender process which if disclosed would prevent council from achieving its 'value for money' objectives.

12 OPEN COUNCIL - REPORT FROM CLOSED COUNCIL

12.1 UNDENOMINATIONAL CHRISTIANS APPLYING TO BECOME A REGULAR USER OF MIDWAY CENTRE FUNCTION ROOM FOR WEEKLY GOSPEL MEETINGS

File Number: RPT/23/251

Responsible Officer: Simon Rule - Director Finance and Policy
 Responsible Division: Finance and Policy
 Reporting Officer: Annette Fraser - Team Leader Customer Service

Objective: 2.0 Wentworth Shire is a great place to live
 Strategy: 2.1 Continue to create opportunities for inclusion where all people feel welcome and participate in community life

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (d) (iii) information that would, if disclosed, reveal a trade secret. On balance, the public interest in preserving the confidentiality of information about the item outweighs the public interest in maintaining openness and transparency in council decision-making.

12.2 RIVER ROAD AND BOEILL CREEK ROAD FLOOD DAMAGE - STABILISATION WORKS PT2223/13

File Number: RPT/23/252

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Jamie-Lee Kelly - Administration Officer

Objective: 3.0 Wentworth Shire is a community that works to enhance and protect its physical and natural environment

Strategy: 3.2 Ensure that community assets and public infrastructure are well maintained

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. On balance, the public interest in preserving the confidentiality of information about the tender outweighs the public interest in maintaining openness and transparency in council decision-making because disclosure of this information would reveal pricing and confidential information submitted via the tender process which if disclosed would prevent council from achieving its 'value for money' objectives.

13 CONCLUSION OF THE MEETING

NEXT MEETING

28 June 2023