

**Shire of Moora
Ordinary Council Meeting
19th August 2020**

NOTICE OF MEETING

Dear Elected Member

The next Ordinary Council Meeting of the Shire of Moora
will be held on **Wednesday 19th August 2020**
in the Council Chambers, 34 Padbury Street, Moora
commencing at **5.30 pm**



AJ Leeson
Chief Executive Officer

17th August 2020

The Shire of Moora Vision and Mission Statement

Vision

Our vision is:

Shire of Moora - a vibrant, affordable Regional Centre with a growing, caring community.

Mission

Our mission is:

To provide the leadership, services and infrastructure that will meet the needs of the community and surrounds.

SHIRE OF MOORA**WRITTEN DECLARATION OF INTEREST IN MATTER BEFORE COUNCIL**

Chief Executive Officer
 Shire of Moora
 PO Box 211
 MOORA WA 6510

Dear Sir/Madam,

Re: Written Declaration of Interest in Matter Before Council

I, ⁽¹⁾ _____ wish to declare
 an interest in the following item to be considered by Council at its meeting to be held on ⁽²⁾
 _____ .

Agenda Item ⁽³⁾ _____

The type of interest I wish to declare is: ⁽⁴⁾

- Financial pursuant to Section 5.60A of the Local Government Act 1995
- Proximity pursuant to Section 5.60B of the Local Government Act 1995
- Indirect Financial pursuant to Section 5.61 of the Local Government Act 1995
- Impartiality pursuant to Regulation 11 of the Local Government (Rules of Conduct) Regulations 2007.

The nature of my interest is ⁽⁵⁾

The extent of my interest is ⁽⁶⁾

I understand that the above information will be recorded in the Minutes of the meeting and recorded by the Chief Executive Officer in an appropriate Register.

Yours faithfully,

 Signed

 Date

1. Insert your name.
2. Insert the date of the Council Meeting at which the item is to be considered.
3. Insert the Agenda Item Number and Title.
4. Tick box to indicate type of interest.
5. Describe the nature of your interest.
6. Describe the extent of your interest (if seeking to participate in the matter under S. 5.68 of the Act).

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SHIRE OF MOORA
ORDINARY COUNCIL MEETING AGENDA
19 AUGUST 2020
 COMMENCING AT 5.30PM

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1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS**1.1 DECLARATION OF OPENING****1.2 DISCLAIMER READING**

No responsibility whatsoever is implied or accepted by the Shire of Moora for any act, omission or statement or intimation occurring during this meeting.

It is strongly advised that persons do not act on what is heard at this meeting and should only rely on written confirmation of Council's decision, which will be provided within fourteen (14) days of this meeting.

2. ATTENDANCE / APOLOGIES / APPROVED LEAVE OF ABSENCE**3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE****4. PUBLIC QUESTION TIME****5. PETITIONS AND PRESENTATIONS****6. APPLICATIONS FOR LEAVE OF ABSENCE****7. ANNOUNCEMENTS BY THE PRESIDING MEMBER****8. CONFIRMATION OF MINUTES****8.1 ORDINARY COUNCIL MEETING - 29 JULY 2020**

That the Minutes of the Ordinary Meeting of Council held on 29 July 2020 be confirmed as a true and correct record of the meeting.

9. REPORTS OF OFFICERS

9.1 GOVERNANCE AND CORPORATE SERVICES

9.1.1 LIST OF PAYMENTS AUTHORISED UNDER DELEGATION 1.31

REPORT DATE: 15 August 2020

OFFICER DISCLOSURE OF INTEREST: Nil

AUTHOR: Alan Leeson, Chief Executive Officer

SCHEDULE PREPARED BY: Alida Fitzpatrick, Creditors Officer

ATTACHMENTS: Accounts Paid Under Delegated Authority

PURPOSE OF REPORT

Payments have been made under delegated authority and a listing of these payments is attached for Council to note and endorse.

BACKGROUND

At the December 2005 Ordinary Meeting of Council resolution 276/2005 delegated the authority of payments from Municipal and Trust Funds to the Chief Executive Officer.

COMMENT

Accounts Paid under delegated authority are periodically presented to Council.

POLICY REQUIREMENTS

Delegation 1.31 – Payments from Municipal and Trust Funds.

LEGISLATIVE REQUIREMENTS:

Local Government Act 1995 - Section 6.10

Local Government (Financial Management) Regulations 1996 – Regulations 12 & 13.

STRATEGIC IMPLICATIONS

There are no known strategic implications associated with this proposal.

SUSTAINABILITY IMPLICATIONS

➤ **Environment**

There are no known significant environmental implications associated with this proposal.

➤ **Economic**

There are no known significant economic implications associated with this proposal.

➤ **Social**

There are no known significant social implications associated with this proposal.

FINANCIAL IMPLICATIONS

Payments are in accordance with the adopted budget.

VOTING REQUIREMENTS

Simple Majority Required

RECOMMENDATION

That Council notes and endorses the Payments from the Municipal and Trust Funds made under delegation 1.31

<i>Municipal Fund</i>	<i>Cheques 62454 to 62455</i>	<i>\$3,614.00</i>
	<i>EFT 23652 to 23770</i>	<i>\$293,392.53</i>
	<i>Direct Debits 13264.1 to 13275.10</i>	<i>\$63,210.82</i>
	<i>[DD13287.3] Credit Card 03/06/20 to 02/07/20</i>	<i><u>\$5,109.28</u></i>
		<i>\$365,326.63</i>
 <i>Net Pays</i>	 <i>PPE 07/07/20</i>	 <i>\$92,348.48</i>
	<i>PPE 21/07/20</i>	<i><u>\$90,592.06</u></i>
		<i>\$182,940.54</i>
	 <i>Total</i>	 <i><u>\$548,267.17</u></i>

9.1.2 STATEMENT OF FINANCIAL ACTIVITY FOR PERIOD ENDED 31 JULY 2020

REPORT DATE: 15 August 2020

OFFICER DISCLOSURE OF INTEREST: Nil

PREVIOUS MEETING REFERENCES: Nil

AUTHOR: Martin Whitely, LG Corporate Solutions

ATTACHMENTS: Statement of Financial Activity for the Period Ended 31 July 2020

PURPOSE OF REPORT:

To note and receive the Statement of Financial Activity for the period ended 31 July 2020.

BACKGROUND:

Council is provided with monthly financial reports to enable monitoring of revenues and expenditures against the adopted budget.

COMMENT:

The Statement of Financial Activity for the Period Ended is provided as a separate attachment in Program format.

It should be noted that at the time of preparing the monthly financials the 2020/21 Annual Budget has not been adopted so all budget comparatives shown in the report are for reporting purposes only.

POLICY REQUIREMENTS:

Nil

LEGISLATIVE REQUIREMENTS:

Local Government Act 1995, Section 6.4

Local Government (Financial Management) Regulations 1996, Clause 34

STRATEGIC IMPLICATIONS:

Monitoring of actual revenues and expenditures against the adopted budget assists Council in being informed as to the financial health of the organisation.

SUSTAINABILITY IMPLICATIONS:

- **Environment**
There are no known significant environmental implications associated with this proposal.
- **Economic**
There are no known significant economic implications associated with this proposal.
- **Social**
There are no known significant social implications associated with this proposal.

FINANCIAL IMPLICATIONS:

Year to date income and expenditure is provided by program to enable comparison to 2019/20 adopted budget.

VOTING REQUIREMENTS

Simple Majority Required

RECOMMENDATION

That Council notes and receives the Statement of Financial Activity for the period ended 31 July 2020.

9.2 **DEVELOPMENT SERVICES**

9.2.1 **PROPOSED AMENDMENT NO.13 TO SHIRE OF MOORA LOCAL PLANNING SCHEME NO.4 – REZONING OF LOT 115 PADBURY STREET, MOORA FROM ‘RURAL RESIDENTIAL RR2’ TO ‘INDUSTRIAL’**

FILE REFERENCE: TP/TPS4-13

REPORT DATE: 13 August 2020

APPLICANT/PROPONENT: Statewest Planning on behalf of McIntosh Holdings Pty Ltd and MT & PB Ackland (Landowners)

OFFICER DISCLOSURE OF INTEREST: Nil

PREVIOUS MEETING REFERENCES: Item No.9.2.3 on 18/3/2020 – Initiation of Scheme Amendment Proposal (Resolution No. 29/20)

AUTHOR: Mr Joe Douglas, Town Planning Consultant

ATTACHMENTS: Attachment 1 – Schedule of Submissions

PURPOSE OF REPORT:

Consideration of all submissions received during public advertising of Amendment No.13 to the Shire of Moora Local Planning Scheme No.4 to rezone Lot 115 Padbury Street, Moora from ‘Rural Residential RR2’ to ‘Industrial’ including recommendations in respect of each and the scheme amendment proposal as a whole.

BACKGROUND:

At its Ordinary Meeting held on 18 March 2020 Council considered and unanimously resolved to initiate a standard amendment to the Shire of Moora Local Planning Scheme No.4 (LPS4) to rezone Lot 115 Padbury Street, Moora from ‘Rural Residential RR2’ to ‘Industrial’ to enable the land to be acquired, developed and used by McIntosh & Son for the purposes of an agricultural and construction machinery dealership.

The scheme amendment proposal was subsequently referred to the Environmental Protection Authority (EPA) for review in accordance with the specific requirements of section 81 of the *Planning and Development Act 2005*.

On 17 April 2020 the EPA determined and subsequently advised that the scheme amendment proposal is unlikely to have a significant effect on the environment and does not warrant formal assessment under Part IV of the *Environmental Protection Act 1986*. The EPA confirmed all potential impacts can be managed through the Shire’s local planning scheme controls and that any future development will also be required to comply with the *Environmental Protection (Noise) Regulations 1997*.

Pursuant to the specific requirements of section 84 of the *Planning and Development Act 2005* and section 47 of the *Planning and Development (Local Planning Schemes) Regulations 2015*, the scheme amendment proposal was then advertised for public comment for the minimum required period of forty two (42) days which included:

- i) publication of notices in local and state-wide newspapers (i.e. the Northern Valley News and West Australian) as well as the Shire’s Facebook page;
- ii) public display of the advertising notice and scheme amendment documentation at the Shire administration centre;
- iii) correspondence to all adjoining and other nearby landowners;
- iv) correspondence to a number of public authorities considered likely to be affected by the proposed amendment; and

- v) publication of the advertising notice and scheme amendment documentation on the Shire's website.

At the conclusion of public advertising on Friday 19 June 2020 a total of fifteen (15) submissions had been received by the Shire, seven (7) of which were from public authorities with the remaining eight (8) submissions being from adjoining and other nearby landowners. A summary of all submissions received and a recommendation in respect of each is provided in Attachment I.

Under the terms of section 50 of the *Planning and Development (Local Planning Schemes) Regulations 2015* Council is now required to consider all submissions received and determine whether to:

- a) support the amendment without modification; or
- b) support the amendment with proposed modifications to address any issues raised in the submissions; or
- c) not support the amendment.

COMMENT:

The submissions received from public authorities were generally supportive however concerns were raised in relation to the following matters:

- i) the need to demonstrate the subject land is suitable for on-site effluent disposal;
- ii) the potential flood risk and the need to provide adequate protection against a future event similar in magnitude to the March 1999 flood event;
- iii) the significance of and need to protect the existing vegetation located in the land's north-eastern corner which has been identified as comprising Eucalypt Woodland of the Western Australian Wheatbelt and is classified as a Priority 3 (Critically Endangered) Threatened Ecological Community; and
- iv) the need to limit the number of vehicle access points to Bindoon-Moora Road / Padbury Street for road safety and efficiency purposes.

It is significant to note none of the issues raised by public authorities are considered fatal to the scheme amendment proposal and can be suitably addressed during subsequent stages of the planning and development process where more detail is required to be provided by the proponent in order to secure the necessary approvals.

Of the eight (8) submissions received from adjoining and other nearby landowners four (4) were supportive with one suggesting that the amendment be modified to only provide for the rezoning of the eastern portion of the subject land from 'Rural Residential RR2' to 'Industrial' zone with the remaining balance portion of the land to the west retained for rural residential purposes (i.e. no zoning change) to help minimise any future potential negative impacts on existing rural residential properties in the immediate locality.

The remaining four (4) submissions from adjoining and other nearby landowners raised concerns with or objected to the rezoning proposal in its entirety for the following reasons:

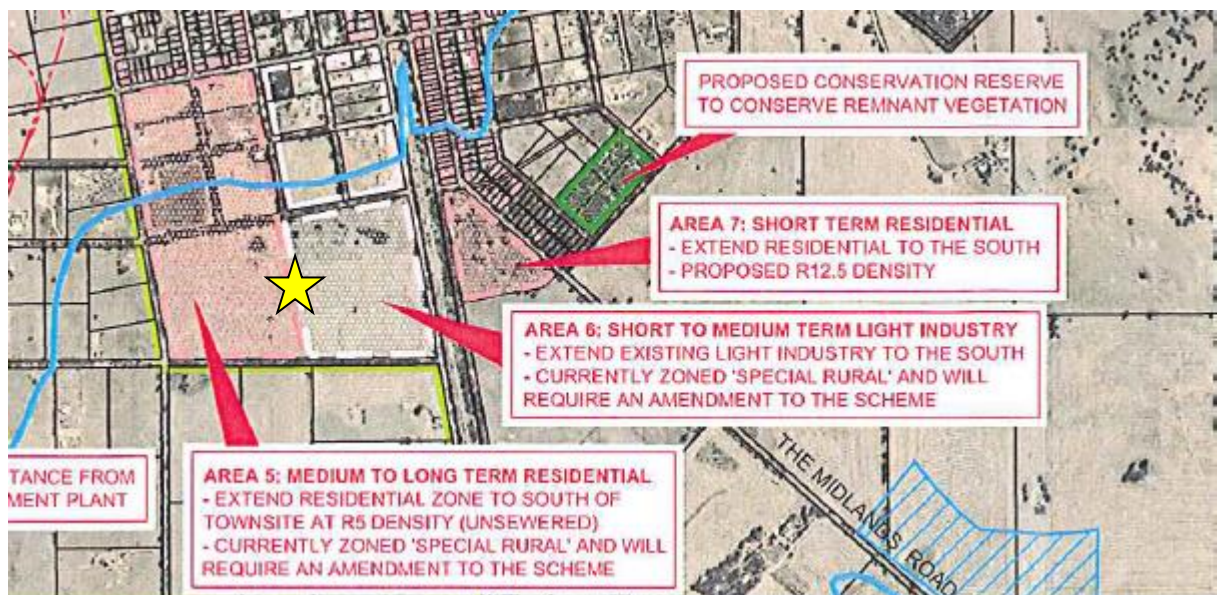
- potential negative impacts on existing rural residential properties in the immediate locality including noise, dust and visual amenity;
- the availability of suitably zoned land in other parts of the Moora townsite to accommodate the proposed development;

- uncertainty surrounding the future possible subdivision and/or development of the balance portion of the land by the proponent and/or other parties and a belief that other landowners in the immediate locality will have limited opportunity to comment;
- the possible rezoning and development of other adjoining and nearby properties for general industrial purposes as well;
- the potential removal of existing mature trees along the subject land's Padbury Street frontage which are considered to be significant for economic, environmental and social reasons; and
- inconsistency with previous strategic planning for the Moora townsite as it applies specifically to the subject land.

It is significant to note all four (4) submissions that expressed concern with or objected to the proposal indicated they would be prepared to support the following alternative option to enable McIntosh & Son to develop and use the land for the intended purpose:

- a) rezoning the eastern portion of the subject land from 'Rural Residential RR2' to 'Light Industrial' zone in accordance with the strategic guidance provided by the 'Moora Townsite Expansion Strategy' endorsed by the WAPC on 12 January 2010 as well as the 'Economic Development and Implementation Strategy for Midlands Centres' published by Landcorp and the Wheatbelt Development Commission in May 2016; and
- b) retention of the current 'Rural Residential RR2' zoning over the remaining western portion of the property.

The following plan extracts illustrate the extent of the future 'Light Industrial' zoning of the subject land as shown in the strategic planning documents referred to in point a) above:

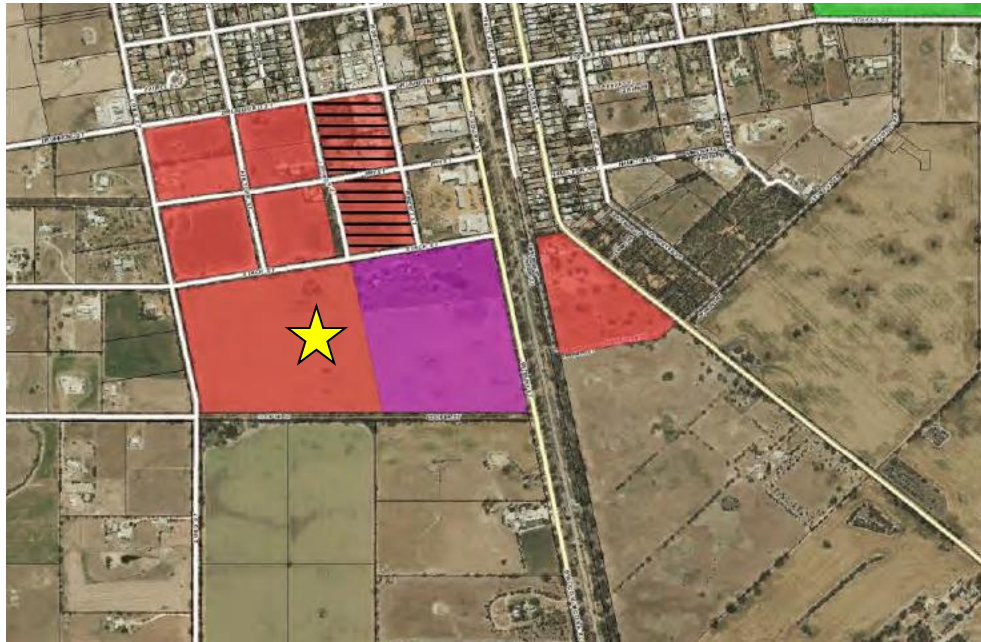


★ SUBJECT LAND

Extracts from 'Moora Townsite Expansion Strategy' (Source: DPLH/WAPC)

LEGEND:

	BUFFERS
	FLOODWAY
	FLOODPLAIN
	EXISTING SPECIAL RURAL
	EXISTING RESIDENTIAL
	EXISTING LIGHT INDUSTRY
	EXISTING INDUSTRIAL
	COLOURED LINES INDICATE THAT REZONING IS REQUIRED TO IMPLEMENT THE STRATEGY
	
	



 **SUBJECT LAND**

Extracts from 'Economic Development and Implementation Strategy for Midlands Centres'
(Source: WDC)

Legend

	Residential
	Rural Residential
	Aged Care Precinct
	Industrial
	Composite Industrial
	CBD/Commercial Precinct
	Retail - Big Box/Bulk Format
	Commercial Services
	Sports Precinct
	Education Precinct
	Health Precinct
	Tourism Precinct

In considering the feasibility of the suggested alternative rezoning proposal for the subject land Council should note the following key points:

1. Rezoning the eastern portion to 'Light Industrial' is consistent with previously approved strategic plans for the Moora townsite which were formulated and endorsed by all relevant authorities following a significant amount of consultation, including the local community.
2. Rezoning the eastern portion to 'Light Industrial' represents a logical extension to the existing 'Light Industrial' zoning classification applicable to all land located immediately north bounded by Stack, Lefroy, Drummond and Padbury Streets.
3. Rezoning the eastern portion to 'Light Industrial' provides greater certainty in terms of future potential buffer impacts to existing and future potential sensitive land uses in the immediate locality and will allow for the integration of suitable low impact industrial uses with the surrounding rural residential development and any future possible urban development.

4. Initially McIntosh & Son's activities were considered to fall within the use class 'industry' which is defined by reference in LPS4 as follows:

***industry** means premises used for the manufacture, dismantling, processing, assembly, treating, testing, servicing, maintenance or repairing of goods, products, articles, materials or substances and includes facilities on the premises for any of the following purposes:*

- a) *the storage of goods;*
- b) *the work of administration or accounting;*
- c) *the selling of goods by wholesale or retail;*
- d) *the provision of amenities for employees;*
- e) *incidental purposes.*

5. Subsequent investigations by the reporting officer and discussions with Shire staff and the Department of Planning, Lands and Heritage suggest McIntosh & Son's business activities could reasonably be determined as falling within the interpretation of the use class 'industry-light' which is defined by reference in LPS4 as follows:

***industry — light** means premises used for an industry where impacts on the amenity of the area in which the premises is located can be mitigated, avoided or managed.*

The reasons for this conclusion include:

- The ability to site and design the proposed development in a manner that minimises any negative impacts on the amenity of the immediate locality;
 - The ability to impose conditions on any development approval/s granted requiring the preparation of site and use specific management plans to address any potential amenity impacts of concern; and
 - Confirmation in the acoustic report submitted in support of the rezoning proposal that the normal operational noise levels likely to be generated by the proposed use of the land (i.e. the activities associated with the workshop and equipment movements) would comply with the relevant regulatory criteria during the proposed operating hours (i.e. 07:30 and 17:00 weekdays) and that noise associated with the use/demonstration of a seed destructor would comply during the daytime period if this machine is operated within the proposed shed with the doors closed.
6. McIntosh & Son's proposed development on the subject land is considered capable of satisfying the following objectives in clause 3.10.1 of LPS4 as they apply specifically to any land classified 'Light Industrial' zone:
 - a) *to provide for the needs of light and service industries, and showroom uses to support the community;*
 - b) *to achieve and maintain a high standard of presentation to the Midlands Road at the northern entry and to the Bindoon-Moora Road at the southern entry to Moora; and*
 - c) *to ensure appropriate buffers are provided and maintained between the light industrial uses and*

adjacent uses, so as to avoid land use conflicts.

7. In light of points 1 to 6 above it is suggested McIntosh and Son's proposed development could be accommodated under a 'Light Industrial' zoning classification as a permitted use (i.e. 'industry-light') and that rezoning the subject land accordingly would receive greater support from the local community, particularly nearby and adjoining landowners, and would be viewed more favourably by the Department of Planning, Lands and Heritage, the Western Australian Planning Commission and the Hon. Minister for Planning.
8. Retaining the current 'Rural Residential RR2' zoning over the remaining western portion of the subject land is not considered to be an impediment to McIntosh and Son's proposed development for the following reasons:
 - i) Dual zoning classifications over one individual lot are considered acceptable and have historically been supported by the Western Australian Planning Commission and approved by the Hon. Minister for Planning;
 - ii) The current use of the western portion of the land for extensive agricultural purposes (i.e. cropping and/or grazing) can continue as proposed by McIntosh & Son, including machinery demonstrations over cropped areas, without the need for development approval despite such use being listed in the Zoning Table of LPS4 as being prohibited on any land classified 'Rural Residential' zone (i.e. this portion of the land enjoys and will continue to enjoy the benefit of the current non-conforming use right); and
 - iii) There will still be significant area available in the eastern portion of the land to accommodate the proposed development including buildings, vehicle accessways, parking, loading bays and machinery displays.
9. Retaining the current 'Rural Residential RR2' zoning over the remaining western portion of the subject land will remove the opportunity and therefore risk of it being subdivided, sold and developed for industrial purpose/s that may have potential to negatively impact upon the amenity and character of the immediate locality.

Details of the outcomes from public advertising were provided to the applicant/proponent for review and comment to assist the Shire's consideration and assessment of the key issues raised. The following provides details of the key points submitted to the Shire in response:

1. *Whilst some neighbours had no objection to the whole of the site being zoned 'Industrial', some raised concerns that having the whole site zoned as proposed would reduce their amenity. McIntosh & Son are seeking to establish a next generation agricultural machinery sales and service site. This will include a machinery demonstration area behind the proposed sales, service and storage building/s. The area will need to be behind the building/s because the front half of Lot 115 is restricted due to the remnant vegetation in the N-E corner and the potential flood path in the S-E corner (refer DWER submission). Whilst the vast majority of activity will happen at the front of the site, demonstration of some machines will be needed in the rear half of the property. Acknowledging that some residents have raised concerns, McIntosh & Son would be prepared to install a 5m wide screening landscape buffer inside the western boundary of the property to complement the existing verge vegetation;*
2. *'Industrial' zoning provides flexibility for McIntosh & Son to provide a wider range of services to the local community both now and into the future. Any off-site impacts are still able to be controlled through Planning and Environmental legislation. Planning approvals will still be required for any buildings or use of the land at the rear, or indeed any portion, of the site. Clause 67 of the Planning & Development (Local Planning Schemes) Regulations 2015 requires assessment of these applications to take into account a wide range of matters including all potential environmental impacts, impacts on the amenity of the locality and the like;*
3. *The development application can be designed to minimize any loss of verge vegetation; and*
4. *There are no lots of sufficient size in the northern industrial area with the largest lot being just under 3.6ha.*

The response provided by the applicant/proponent is acknowledged however the reporting officer has formed the view, given the various concerns raised by landowners during public advertising, that the proposed 'Industrial' zoning of the land in its entirety is a step too far and that a precautionary approach needs to be taken in trying to integrate any form of industrial development into an existing rural residential and future possible urban (i.e. residential) environment.

Modifying the scheme amendment proposal to only allow the eastern portion of the subject land to be rezoned 'Light Industrial' is considered to be a more balanced outcome with a greater chance of success in terms of securing the final approval required from the Hon. Minister for Planning as it is more consistent with previously endorsed strategic plans for the immediate locality, addresses the various concerns raised during public advertising and also provides McIntosh & Son with the opportunity to develop and use the land in its entirety for the intended purposes. Any effort to pursue the proposed 'Industrial' zoning over the entire property could also be viewed unfavourably by the WAPC and the Hon. Minister for Planning on the basis it is premature to preparation and final endorsement of the Shire's proposed new Local Planning Strategy and may therefore result in significant delays to the proposed rezoning and any future development and use of the land by McIntosh & Son for the intended purpose thereafter.

For these reasons it is recommended that Council support the proposed amendment to LPS4 subject to it being modified so that only the eastern portion of the subject land is classified 'Light Industrial' zone in accordance with the current and previous strategic guidance with the balance western portion of the land to retain its current 'Rural Residential RR2' zoning classification.

Council should note the rezoning proposal will be subject to further detailed assessment at State government level with significant scope for further discussion and negotiation with the applicant/proponent and the Shire. For now, however Council is required to follow due process and make a determination regarding final adoption of the scheme amendment proposal to enable it to be formally referred to the Western Australian Planning Commission for further consideration and final determination by the Hon. Minister for Planning thereafter. The recommendation provided in this report enables the proposal to proceed to the final stage of the statutory planning process without delay.

POLICY REQUIREMENTS:

The scheme amendment proposal will be assessed and determined with due regard for all relevant elements of the State Planning Framework including, but not limited to, the following:

- State Planning Policy 2.0 – Environment and Natural Resources Policy
- State Planning Policy 3.4 - Natural Hazards and Disasters
- State Planning Policy 4.1 – State Industrial Buffer
- State Planning Policy 5.4 - Road and Rail Noise
- Government Sewerage Policy 2019
- WAPC Development Control Policy 5.1 - Regional Roads (Vehicular Access)

LEGISLATIVE REQUIREMENTS:

- Planning and Development Act 2015
- Environmental Protection Act 1986
- Planning and Development (Local Planning Schemes) Regulations 2015
- Shire of Moora Local Planning Scheme No.4

STRATEGIC IMPLICATIONS:

- Shire of Moora Strategic Community Plan 2018-2028

- Economic Development and Implementation Strategy for Midlands Centres 2016
- Moora Townsite Expansion Strategy 2010
- Wheatbelt Regional Planning and Infrastructure Framework 2015

SUSTAINABILITY IMPLICATIONS:

➤ **Environment**

There are no known significant environmental implications associated with this proposal.

➤ **Economic**

There are no known significant economic implications associated with this proposal. It is consistent with the economic development objectives prescribed in several strategic planning documents and has potential to be of significant benefit to the local economy.

➤ **Social**

There are no known significant social implications associated with this proposal if it is amended as recommended.

FINANCIAL IMPLICATIONS:

There are no known financial implications in relation to this matter. All costs associated with the scheme amendment process and any future development of the land as proposed will be the responsibility of and will be met by the proponent.

VOTING REQUIREMENTS:

Simple Majority Required

OFFICER RECOMMENDATIONS

That Council resolve to:

1. ***Acknowledge receipt of and determine each submission received in respect of Amendment No.13 to the Shire of Moora Local Planning Scheme No.4 during public advertising in accordance with the recommendations contained in the Schedule of Submissions provided in Attachment 1 to this report;***
2. ***Support Amendment No.13 to the Shire of Moora Local Planning Scheme No.4 subject to the following proposed modifications:***
 - a) ***rezoning the eastern portion of Lot 115 Padbury Street, Moora from ‘Rural Residential RR2’ to ‘Light Industrial’ zone in accordance with the strategic guidance provided by the ‘Moora Townsite Expansion Strategy’ endorsed by the Western Australian Planning Commission on 12 January 2010 as well as the ‘Economic Development and Implementation Strategy for Midlands Centres’ published by Landcorp and the Wheatbelt Development Commission in May 2016; and***
 - b) ***retaining the current ‘Rural Residential RR2’ zoning over the balance western portion of the subject land; and***
3. ***Authorise the Shire Administration to refer the scheme amendment proposal to the Western Australian Planning Commission confirming Council’s resolution and requesting the Honourable Minister for Planning’s favourable consideration and final approval, including endorsement of all revised documentation required to be prepared in due course by affixing the Shire’s common seal and authorising the Shire President and Chief Executive Officer to sign the documentation accordingly.***

9.3 ENGINEERING SERVICES

9.3.1 DOOKLING DRIVE, MILING - ASPHALT THRESHOLDS – (SPEED HUMPS)

FILE REFERENCE: PA/ Various

REPORT DATE: 14 August 2020

APPLICANTS/PROPONENT: Miling Progress Association

OFFICER DISCLOSURE OF INTEREST: N/A

PREVIOUS MEETING REFERENCES: Nil

AUTHOR: Alan Leeson, Chief Executive Officer

ATTACHMENTS: Map; and Miling Progress Association Minutes 23/7/2020

PURPOSE OF REPORT:

For Council to consider a request from the Miling Progress Association to have the asphalt thresholds (aka) speed humps removed from Dookling Drive, Miling.

BACKGROUND:

The asphalt thresholds were included in the overall design of the upgrade of the Miling Main Street, now known as Dookling Drive. The thresholds were included in the design in order to alert road users they are entering the Miling town centre area whilst also having a traffic calming effect as a result of the raised profile. Initially the thresholds were to be brick paved, however the end result was the thresholds being constructed with asphalt.

Council is in receipt of the previous minutes of the Miling Progress Association dated 23 July 2020. Council also received a deputation from MPA President, Mr Tony White on 29 July 2020.

COMMENT:

Subsequently the Chief Executive Officer spoke with and emailed Tom Loudon Moora Police Officer in Charge in regard to the request from the Miling Community to have the thresholds removed. Mr Loudon was requested to visit Miling in light of the request from the Miling Progress Association.

In terms of the evolution of the Miling main street upgrade as part of the Great Northern Highway bypass of Miling, a lot of planning focussed on minimising the number of trucks entering the Miling main street, however encouraging trucks to utilise the Miling West Road and Richardson Street. (refer to map). This was a primary reason why Council lobbied to ensure that the Miling West Road / Richardson Street intersection remained open rather than terminating Richardson Street before the junction of Miling West Road which was what was initially proposed by Main Roads as part of the overall project.

As part of this issue it has been requested that if Council were to agree to remove the thresholds, that electronic reduce speed signs be installed in their place. The author has contacted Main Roads to ascertain a price for these signs.

POLICY REQUIREMENTS:

Council does not have a policy position in relation to this matter.

LEGISLATIVE REQUIREMENTS:

There are no known legislative requirements that directly relate to this request from the Miling Progress Association.

STRATEGIC IMPLICATIONS:**Outcome 3.3: A safe and reliable transport system.**

Strategy 3.3.1: Enhance the transport infrastructure in the Shire.

SUSTAINABILITY IMPLICATIONS:**➤ Environment**

There are no known significant environmental implications associated with this proposal.

➤ Economic

There are no known significant economic implications associated with this proposal.

➤ Social

There are no known significant social implications associated with this proposal.

FINANCIAL IMPLICATIONS:

The cost of removing the thresholds has not been ascertained at this juncture. As stated above the cost of new electronic signs is not known, as we await advice from Main Roads.

SUMMARY:

In the authors view in summary, it would be premature to remove the thresholds at this juncture given how short a time they have been installed and the limited time to assess the affect and performance of the thresholds. The overall design methodology, overall design community consultation and final outcomes of including the thresholds in the construction design was arrived at after extensive discussions and consultations.

VOTING REQUIREMENTS

Simple Majority Required

RECOMMENDATION***That Council;***

- ***Acknowledge the request of the Miling Progress Association to have the traffic thresholds on Dookling Drive removed and have electronic speed reduction signs erected in their place;***
- ***Decline the request of the Miling Progress Association, noting that Council will monitor the performance of the traffic thresholds on Dookling Drive over the coming 12 months.***

10. ELECTED MEMBER MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

11. NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF COUNCIL

12. MATTERS FOR WHICH THE MEETING MAY BE CLOSED

13. CLOSURE OF MEETING