

MINUTES

ORDINARY COUNCIL MEETING HELD ON

**Thursday 29 July 2021**

Commenced at 5.00pm

Shire of Boyup Brook Council Chambers, Boyup Brook

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Dale Putland  
Chief Executive Officer

29 July 2021

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

*We acknowledge and pay our respects to the traditional custodians of the land on which we meet and work.*

**2. RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE PREVIOUSLY APPROVED**

PRESENT:	Shire President	Richard F Walker
	Deputy Shire President	Helen C O’Connell
	Councillor	Sarah E G Alexander
		Steele Alexander
		Philippe Kaltenrieder
		Darren E King
		Adrian Price
	Chief Executive Officer	Dale Putland
	Manager of Works & Services	Wayne Butler
	Executive Assistant	Maria Lane

LEAVE OF ABSENCE: Nil

APOLOGIES: Cr Kevin J Moir

MEMBERS OF PUBLIC: Nil

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

Nil

4. PUBLIC QUESTION TIME
5. PETITIONS/DEPUTATIONS/PRESENTATIONS/REPORTS
6. DISCLOSURE OF INTEREST
7. CONFIRMATION OF MINUTES

<b>7.1 Ordinary Council Minutes – 24 June 2021</b>
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**COUNCIL DECISION & OFFICER RECOMMENDATION – ITEM 7.1**

**MOVED:** Cr Steele Alexander

**SECONDED:** Cr Sarah E G Alexander

**That the minutes of the Ordinary Council Meeting held on Thursday 24 June 2021 be confirmed as an accurate record.**

**CARRIED 7/0**

**Res 21/7/89**

**8. PRESIDENTIAL COMMUNICATIONS**

27 June 2021 – WALGA South West Zone at Capel

30 June 2021 – Met with Rylington Park Inc Committee

1 July 2021 – Viewing of the oval lights

8 July 2021 – Met with Edge Planning

12 July 2021 – CEO/Auditors

15 July 2021 – Met with Martin Bleechmore regarding industrial land

20 July 2021 – Attended Wilga Hall - Strategic Community Plan

20 July 2021 – Attended Mayanup Hall – Strategic Community Plan

21 July 2021 – Attended Dinninup Hall – Strategic Community Plan

21 July 2021 – Attended Tonebridge Hall – Strategic Community Plan

21 July 2021 – Attended Rylington Park with Boyup Brook Farm Supplies

26 July 2021 – Attended the Cranbrook Shire with the CEO, met with the CEO, President and Director

**9. COUNCILLOR QUESTIONS ON NOTICE**

**10.1 Manager Works and Services**

Nil

## 10.2 FINANCE

### COUNCIL DECISION

**MOVED:** Cr Sarah E G Alexander

**SECONDED:** Cr Darren E King

That the Council adopts enbloc 10.2.1 and 10.2.2.

**CARRIED BY ENBLOC 7/0**

**Res 21/7/90**

#### 10.2.1 List of Accounts Paid in June 2021

<b>Location:</b>	<i>Not applicable</i>
<b>Applicant:</b>	<i>Not applicable</i>
<b>File:</b>	<i>FM/1/002</i>
<b>Disclosure of Officer Interest:</b>	<i>None</i>
<b>Date:</b>	<i>09/07/2021</i>
<b>Author:</b>	<i>Carolyn Mallett –Senior Finance Officer</i>
<b>Authorising Officer:</b>	<i>Dale Putland – CEO</i>
<b>Attachments:</b>	<i>Yes – List of Accounts Paid in June</i>

### SUMMARY

In accordance with the *Local Government (Financial Management) Regulations 1996* the list of accounts paid in June 2021 are presented to Council.

### BACKGROUND

This report presents accounts/invoices received for the supply of goods and services, salaries and wages, and the like which were paid during the period 01 to 30 June 2021.

### COMMENT

The attached listing represents accounts/invoices the shire paid by cheque or electronic means during the period 01 to 30 June 2021.

### CONSULTATION

Nil

### STATUTORY OBLIGATIONS

Local Government (Financial Management) Regulations 1996, Regulations 12 and 13 apply and are as follows:

12. *Payments from municipal fund or trust fund*

(1) *A payment June only be made from the municipal fund or the trust fund –*

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

13. *Lists of accounts*

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

**POLICY IMPLICATIONS**

Council’s *Authority to Make Payments Policy* has application.

**BUDGET/FINANCIAL IMPLICATIONS**

Account payments accorded with a detailed 2020-21 Annual Budget

**STRATEGIC IMPLICATIONS**

Nil

**VOTING REQUIREMENTS**

Simple Majority

**COUNCIL DECISION & OFFICER RECOMMENDATION – Item 10.2.1**

That at its July 2021 ordinary meeting Council receive as presented the list of accounts paid in June 2021, totalling \$2,183,398.64 from Municipal account, \$98,372.00 from Police Licensing account and \$11.72 from Boyup Brook Early Learning Centre account, as represented by:

<b>Municipal Cheques</b>	<b>20510 - 20518</b>	<b>\$ 20,500.68</b>
<b>Municipal Electronic Payments</b>	<b>EFT10899 – EFT11093</b>	<b>\$1,953,298.41</b>
<b>Municipal Direct Payments</b>		<b>\$ 209,599.55</b>
<b>Police Licensing Payments</b>		<b>\$ 98,372.00</b>
<b>BBELC Payments</b>		<b>\$ 11.72</b>

**CARRIED BY ENBLOC 7/0**

**Res 21/7/91**

**10.2.2 30 June 2021 Statement of Financial Activity**

<b>Location:</b>	<i>Not applicable</i>
<b>Applicant:</b>	<i>Not applicable</i>
<b>File:</b>	<i>FM/10/003</i>
<b>Disclosure of Officer Interest:</b>	<i>None</i>
<b>Date:</b>	<i>13 July 2021</i>
<b>Authors:</b>	<i>D Long – Finance Consultant</i>
<b>Authorizing Officer:</b>	<i>Dale Putland – Chief Executive Officer</i>
<b>Attachments:</b>	<i>Yes</i>

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**SUMMARY**

The Monthly Financial Report for 30 June 2021 is presented for Council’s consideration.

**BACKGROUND**

The Local Government Act 1995 and the Local Government (Financial Management) Regulations 1996 require local governments to prepare monthly reports containing the information that is prescribed.

The Regulations require local governments to prepare annual budget estimates and month by month budget estimates so that comparatives can be made to Year to Date (YTD) Actual amounts of expenditure, revenue and income, and materials variances can be commented on.

**COMMENT**

The Shire prepares the monthly financial statements in the statutory format along with other supplementary financial reports consisting of:

- (a) Statement of Comprehensive Income by Function/Program;
- (b) Statement of Comprehensive Income by Nature/Type;
- (c) Statement of Financial Activity;
- (d) Summary of Net Current Asset Position;
- (e) Statement of Explanation of Material Variances;
- (f) Statement of Financial Position;
- (g) Statement of Cash Flows;
- (h) Detailed Operating and Non-Operating Schedules;
- (i) Statement of Cash Back Reserves;
- (j) Loan Borrowings Statement; and
- (k) Trust Fund Statement.



At its budget meeting, Council adopted a material variance threshold of \$10,000 or 10%. For interpretation purposes, this means any variance at Function/Program level that is greater than 10% and exceeds \$10,000 in value is reported on and commentary is provided to explain the YTD budget estimate to YTD actual variance. The material variance is shown on the Statement of Financial Activity, in accordance with the *Local Government (Financial Management) Regulations 1996*.

The material variance commentary is now provided in a separate statement, called the Statement of Explanation of Material Variances. This statement categorises the variance commentary according to reporting Functions/Programs and groups the variances by Operating Revenue, Operating Expenditure, Non-Operating/Capital Revenue, and Capital Expenditure.

The Statement of Financial Activity as at 30 June shows a closing surplus of \$2,115,528. This surplus is only preliminary as there are a series of year end accounting adjustments that need to be made, including further invoices to come from suppliers. A more definitive estimated closing surplus will be available in the coming weeks.

**CONSULTATION** – Nil

#### **STATUTORY OBLIGATIONS**

Local Government Act 1995

Section 6.4–Specifies that a local government is to prepare such other financial reports as are prescribed.

Local Government (Financial Management) Regulations 1996:

Regulation 34 states:

- (1) A local government is to prepare each month a statement of financial activity reporting on the sources and applications of funds, as set out in the annual budget under regulation 22(1)(d) for that month in the following detail:
  - (a) annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c);
  - (b) budget estimates to the end of month to which the statement relates;
  - (c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates;
  - (d) material variances between the comparable amounts referred to in paragraphs (b) and (c);
  - (e) the net current assets at the end of the month to which the statement relates.

Sub regulations 2, 3, 4, 5, and 6 prescribe further details of information to be included in the monthly statement of financial activity.

**POLICY IMPLICATIONS** – Nil

#### **BUDGET/FINANCIAL IMPLICATIONS**

As presented in the attached reports.

**STRATEGIC IMPLICATIONS** - Nil

**VOTING REQUIREMENTS**

Simple Majority

**COUNCIL DECISION & OFFICER RECOMMENDATION – Item 10.2.2**

**That Council receive the Monthly Financial Report for 30 June 2021, as presented.**

**CARRIED BY ENBLOC 7/0**

**Res 21/7/92**

### 10.3 PLANNING

Nil

### 10.4 CHIEF EXECUTIVE OFFICER

#### 10.4.1 Agenda Public Briefing and Ordinary Council Meeting times for 2021

<b>Location:</b>	<i>Shire of Boyup Brook</i>
<b>Applicant:</b>	<i>Not Applicable</i>
<b>File:</b>	<i>N/A</i>
<b>Disclosure of Officer Interest:</b>	<i>none</i>
<b>Date:</b>	<i>12 July 2021</i>
<b>Author:</b>	<i>Dale Putland – Chief Executive Officer</i>
<b>Authorizing Officer:</b>	<i>N/A</i>
<b>Attachments:</b>	<i>Nil</i>

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#### **SUMMARY**

The purpose of this report is to put before Council proposed meeting times for the Agenda Public Briefing and the Ordinary Council meetings for the 2021 year and recommend a change from 5pm to 6pm of meeting times.

#### **BACKGROUND**

Scheduling Council and Agenda Public Briefing meetings at a later time of 6.00pm will allow elected members and members of the public with daytime jobs more opportunity to attend the Agenda Briefing Forum and Ordinary Council Meetings.

#### **COMMENT**

Nil

#### **CONSULTATION**

Nil

#### **STATUTORY OBLIGATIONS**

The following sections of the Local Government Act have relevance:

##### **5.3. Ordinary and Special Council Meetings**

- 1) A council is to hold ordinary meetings and may hold special meetings.
- 2) Ordinary meetings are to be held not more than 3 months apart.
- 3) If a council fails to meet as required by subsection (2) the Chief Executive Officer is to notify the Minister of that failure.

#### **5.4. Calling Council Meetings**

An ordinary or a special meeting of a council is to be held –

- (a) if called for by either-
  - (i) the mayor or president; or
  - (ii) at least 1/3 of the councillors;  
in a notice to the Chief Executive Officer setting out the date and purpose of the proposed meeting; or
- (b) if so decided by the council

#### **5.5. Convening Council Meetings**

- (1) The Chief Executive Officer is to convene an ordinary meeting by giving each Council member at least 72 hours' notice of the date, time and place of the meeting and an agenda for the meeting.
- (2) The Chief Executive Officer is to convene a special meeting by giving each Council member notice, before the meeting, of the date, time, place and purpose of the meeting.

The Local Government (Administration) Regulations provide:

#### **Public notice of Council or Committee Meetings – s. 5.25(1)(g)**

- (1) At least once each year a local government is to give local public notice of the dates on which and the time and place at which –
  - (a) the ordinary council meetings; and
  - (b) the committee meetings that are required under the Act to be open to members of the public or that are proposed to be open to members of the public are to be held in the next 12 months.
- (2) A local government is to give local public notice of any change to the date, time or place of a meeting referred to in subregulation (1).
- (3) Subject to sub regulation (4), if a special meeting of a council is to be open to members of the public then the local government is to give local public notice of the date, time, place and purpose of the special meeting.
- (4) If a special meeting of a council is to be open to members of the public but, in the Chief Executive Officer's opinion, it is not practicable to give local public notice of the matters referred to in sub regulation (3), then the local government is to give public notice of the date, time, place and purpose of the special meeting in the manner and to the extent that, in the Chief Executive Officer's opinion, is practicable.

The Local Government Act provides that local public notice is as follows;

#### **1.7. Local Public Notice**

- (1) Where under this Act local public notice of a matter is required to be given, a notice of the matter is to be –
  - (a) published in a newspaper circulating generally throughout the district;
  - (b) exhibited to the public on a notice board at the local government's offices; and

- (c) exhibited to the public on a notice board at every local government library in the district.
- (2) Unless expressly stated otherwise it is sufficient if the notice is –
  - (a) published under subsection (1) (a) on at least once occasion; and
  - (b) exhibited under subsection (1) (b) and (c) for a reasonable time, being not less than –
    - (i) the time prescribed for the purpose of this paragraph; or
    - (ii) if no time is prescribed, 7 days.

**POLICY IMPLICATIONS**

Nil

**BUDGET/FINANCIAL IMPLICATIONS**

Nil

**STRATEGIC IMPLICATIONS**

Nil

**SUSTAINABILITY IMPLICATIONS**

- **Environmental**  
There are no known environmental issues at this stage.
- **Economic**  
There are no known economic issues at this stage.
- **Social**  
There are no known social issues at this stage.

**VOTING REQUIREMENTS**

Simple Majority

**COUNCIL DECISION & OFFICER RECOMMENDATION –ITEM 10.4.1**

**MOVED: Cr Sarah E G Alexander**

**SECONDED: Cr Philippe Kaltenrieder**

**That Council resolved to change the meeting times for the Agenda Briefing Forum and the Ordinary Council meeting from 5pm to 6pm to make it more convenient for elected members and members of the public to attend. The revised meeting start times to commence at the next Public Agenda Briefing being held on the 19<sup>th</sup> August 2021.**

**CARRIED 6/1**

**Res 21/7/93**

**10.4.2 Local Government Convention and Exhibition**

<b>Location:</b>	<i>Perth Convention Exhibition Centre</i>
<b>Applicant:</b>	<i>Not applicable</i>
<b>File:</b>	<i>GR/31/002</i>
<b>Disclosure of Officer Interest:</b>	<i>Nil</i>
<b>Date:</b>	<i>11 July 2021</i>
<b>Author:</b>	<i>Maria Lane – Executive Assistant</i>
<b>Authorizing Officer:</b>	<i>Dale Putland – Chief Executive Officer</i>
<b>Attachment:</b>	<i>Yes</i>

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**SUMMARY**

The 2021 Local Government Convention and Exhibition will be held Sunday, 19 September to 20 September 2021 inclusive . This report recommends that Council be represented at the convention and nominate delegates accordingly.

**BACKGROUND**

The Local Government Convention is the premier event for Elected Members and Officers within Local Government.

The Association’s Annual General Meeting is part of the convention program.

In accordance with Western Australian Local Government’s constitution, member Councils are entitled to have two voting delegates. Registration of the voting delegates is required by Friday 27 August 2020.

**COMMENT**

In previous years Boyup Brook has been well represented with at least three Councillors and the Chief Executive Officer attending.

The estimated cost per attendee could be up to \$3,500, depending on accommodation requirements and involvement with member development programs.

Whilst it is often hard to quantify the benefit of attending conferences, this annual association get together does provide the opportunity to view a range of vendors wares (ranging from equipment such as graders, backhoes and the like to computer programs, lighting, park and street furniture) and to speak at length with representatives. It also provides the opportunity to speak with other like-minded people who give of their own time to serve the community. This interaction is important in so many ways as it provides a

forum for sharing ideas and experiences and as such is more akin to training. The conference is generally attended by influential people in the state such as the Premier and the leader of the opposition. The President also has the opportunity to meet and greet other community, state and national leaders at a function hosted by the state Governor of Lord Mayor (these alternate each year).

Added to this is the teambuilding opportunity offered by the practice of all staying in the same hotel, incidentally where many other Council delegates also stay and so adding to the out of conference opportunity for interaction with other delegates.

### **CONSULTATION**

Not applicable

### **STATUTORY OBLIGATIONS**

Nil

### **POLICY IMPLICATIONS**

Council's policy on conferences – attendances and expenses by Councillors is as follows:-

Objective

To determine the procedures for attendance at conferences and seminars by Councillors.

Statement

It is Council's policy to have the Shire of Boyup Brook represented at any conference or seminar where it is evident that some benefit will accrue to the Council and/or the district. Attendance at conferences and seminar, etc is to be determined by the Shire President in consultation with the Chief Executive Officer. All Councillors are to be given the opportunity to attend conferences and seminars etc when they are available.

It is Council policy that all reasonable and direct expenses incurred by delegates and partners attending conferences, seminars, etc are to be met by the Shire.

Funds are to be listed annually for Budget consideration to enable the Shire President together with up to 50% of Councillors to attend Local Government Week.

Where possible, attendance at Conferences is to be on a rotation basis.

### **BUDGET/FINANCIAL IMPLICATIONS**

Expenditure will be incurred in 2021/22 and would be budgeted accordingly.

**STRATEGIC IMPLICATIONS**

The Convention program will enable delegates to gain information that will benefit local government in Boyup Brook, as will interaction with elected members from throughout Western Australia.

**SUSTAINABILITY ISSUES**

- **Environmental**  
There are no known significant environmental issues.
- **Economic**  
There are no known significant economic issues.
- **Social**  
There are no known significant social issues.

**VOTING REQUIREMENTS**

Simple Majority

**OFFICER RECOMMENDATION – Item 10.4.2**

That:-

1. The Shire President and Cr/s \_\_\_\_\_ and the CEO attend the 2021 Local Government convention and exhibition and expenses incurred be paid by the Shire, as per Council Policy M.01.
2. Councillor \_\_\_\_\_ and Cr \_\_\_\_\_ be authorised voting delegates and that Councillor \_\_\_\_\_ and the CEO be authorised deputy voting delegates.

**AMENDMENT**

MOVED: Cr Helen C O’Connell

SECONDED: Cr Philippe Kaltenrieder

That:-

1. The Shire President and Cr Helen O’Connell, Cr Sarah Alexander and Cr Steele Alexander to attend the 2021 Local Government AGM and expenses incurred be paid by the Shire, as per Council Policy M.01.
2. The Shire President and Cr Helen C O’Connell be authorised voting delegates and that Cr Sarah Alexander and Cr Steele Alexander be authorised proxy voting delegates.

CARRIED 7/0

Res 21/7/94

**MOTION**

That:-

The Shire President, Cr Helen O’Connell, Cr Sarah Alexander and Cr Steele Alexander to attend the 2021 Local Government AGM and expenses incurred be paid by the Shire, as per Council Policy M.01.

The Shire President and Cr Helen C O’Connell be authorised voting delegates and that Cr Sarah Alexander and Cr Steele Alexander be authorised proxy voting delegates.

CARRIED 7/0

Res 21/7/95



**11 COMMITTEE MINUTES**

Nil

**12 MOTION OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

Nil

**13 URGENT BUSINESS BY APPROVAL OF THE PRESIDENT OR A MAJORITY OF COUNCILLORS PRESENT**

**13.1 Subdivision Application (WAPC Ref 161115) - Lot 6429 Reservoir Road Boyup Brook & Lot 6428 Six Mile Road Dinninup**

<b><i>Location:</i></b>	<i>Lot 6429 Reservoir Road Boyup Brook &amp; Lot 6428 Six Mile Road Dinninup</i>
<b><i>Applicant:</i></b>	<i>R. G. Lester &amp; Associates</i>
<b><i>File:</i></b>	<i>WAPC 161115</i>
<b><i>Disclosure of Officer Interest:</i></b>	<i>None</i>
<b><i>Date:</i></b>	<i>26 August 2021</i>
<b><i>Author:</i></b>	<i>A. Nicoll, Town Planner</i>
<b><i>Authorizing Officer:</i></b>	<i>Dale Putland, Chief Executive Officer</i>
<b><i>Attachments:</i></b>	<i>Nil</i>

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**SUMMARY**

The Shire's Planning Officer recommends that Council advise the Western Australian Planning Commission (WAPC) that it supports the proposed 'Rural' Lot 6429 Reservoir Road Boyup Brook & Rural Lot 6428 Six Mile Road Dinninup subdivision (2 lot into 2 lots) and that the WAPC applies no conditions.

As the subdivision is simply a boundary adjustment, the proposal does not create any additional lots.

**BACKGROUND**

The WAPC received an application to modify the boundary between the Lot 6429 Reservoir Road Boyup Brook & Lot 6428 Six Mile Road Dinninup.

The WAPC forwarded the application to the Shire of Boyup Brook requesting information, comment or recommended conditions.

The applicant contends that the subdivision (boundary adjustment) will lead to improved farming and environmental management outcomes.

**COMMENT**

The subject Lots are located approximately 9km east of the Boyup Brook Townsite. The subject Lots are used for extensive farming practices (livestock grazing and cropping).

Surrounding land uses include livestock grazing and broad acre cropping.

The application proposes to reduce the size of the Lot 6429 and to increase the size of the Lot 6428. The subdivision proposes to shift the boundary between Lots 6428 and 6429, west by approximately 400m.

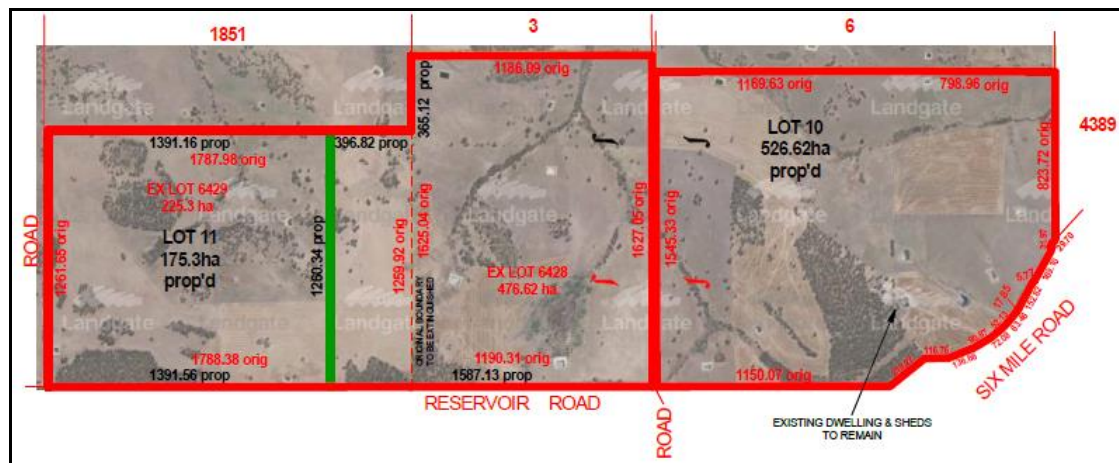
Proposed Lot sizes are:

New Lot 10 = 526.62ha (increased from 476.26ha); and

New Lot 11 = 175.3ha (reduced from 225.3ha).

It is recommended that Council advise the Western Australian Planning Commission that it supports the proposed subdivision as it complies with the Commissions Development Control Policy 3.4 which supports the subdivision of 'Rural' zone land where it proposes to realign boundaries and does not create additional lots.

Figure 1. Existing Situation and Proposed New Subdivision Layout. The dotted line shows the existing boundary and the green lines shows the proposed line.



**CONSULTATION**

N/A

## **STATUTORY OBLIGATIONS**

### Shire of Boyup Brook Local Planning Scheme No.2

Pursuant to clause 5.2.1 of the Shire of Boyup Brook *Local Planning Scheme No. 2* the following is outlined in respect to subdivision:

*In considering applications for subdivision, rezoning and planning consent in the Rural zone, Council shall have regard to:*

- a) the need to protect the agricultural practices of the Rural zone in light of its importance to the District's economy;*
- b) the need to protect the area from uses which will reduce the amount of land available for agriculture;*
- c) the need to preserve the rural character and rural appearance of the area;*
- d) where rural land is being subdivided for closer development, the proposal should be supported with evidence outlining the land's suitability and capability for further development.*

The proposed subdivision does not inherently change or impact on existing land uses or the rural character of the area.

## **POLICY IMPLICATIONS**

The Development Control Policy 3.4 - Rural Subdivision outlines the requirements for rural subdivision within Western Australia. Specifically, section 6 of DCP3.4 outlines the following for which rural subdivision may be considered:

*In considering applications under section 6, the WAPC will consider rural subdivision in the following exceptional circumstances:*

- a) To realign lot boundaries with no increase in the number of lots, where the resultant lots will not adversely affect the rural land uses;*
- b) To protect and actively conserve place of cultural and natural heritage;*
- c) To allow for the efficient provision of utilities and infrastructure and/or for access to natural resources;*
- d) In the Homestead lot policy (Appendix 2)1 allow for the continued occupation of existing homesteads when they are no longer used as part of a farming operation: and*
- e) For other unusual or unanticipated purposes which, in the opinion of the WAPC, do not conflict with this and other relevant policies and are necessary to the public interest.*

Subdivision of the rural land, in the form proposed, is in accordance with the Western Australian Planning Commissions *Development Control Policy 3.4 Subdivision of Rural Land*, which supports the realignment of boundaries.

## **BUDGET/FINANCIAL IMPLICATIONS**

Nil

**VOTING REQUIREMENTS**

Simple majority

**COUNCIL DECISION & OFFICER RECOMMENDATION – ITEM 13.1**

**MOVED: Cr Philippe Kaltenrieder**

**SECONDED: Cr Darren E King**

That Council resolved to advise the Western Australian Planning Commission that it supports the proposal to subdivide Lot 6429 Reservoir Road Boyup Brook & Lot 6428 Six Mile Road Dinninup, for the following reason and does not seek any conditions.

**Reason for support**

- 1) The subdivision is in accordance with the *State's Development Control Policy 3.4 Subdivision of Rural Land*, which limits subdivision potential to the following criteria:
  - a) *To realign lot boundaries with no increase in the number of lots, where the resultant lots will not adversely affect the rural land uses.*

The boundary realignment is not expected to impact on existing land uses or the rural character of the area.

**CARRIED 7/0**

**Res 21/7/96**

**14 CONFIDENTIAL MATTERS – BEHIND CLOSED DOORS**

Nil

**15 CLOSURE OF MEETING**

There being no further business the Shire President, Cr Walker thanked all for attending and declared the meeting closed at 5.44pm.