

MINUTES of the **ORDINARY COUNCIL MEETING OF THE COLAC-OTWAY SHIRE COUNCIL** held in the COPACC Meeting Room, Rae Street, Colac on 26 May 2009 at 3.00 pm.

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**1. OPENING PRAYER**

*Almighty God, we seek your blessing and guidance in our deliberations on behalf of the people of the Colac Otway Shire. Enable this Council's decisions to be those that contribute to the true welfare and betterment of our community.*

**AMEN**

**2. PRESENT**

*Cr Brian Crook (Mayor)  
Cr Frank Buchanan  
Cr Stephen Hart  
Cr Stuart Hart  
Cr Geoff Higgins  
Cr Lyn Russell  
Cr Chris Smith*

*Rob Small, Chief Executive Officer*

*Colin Hayman, General Manager, Corporate and Community Services  
Jack Green, General Manager, Sustainable Planning and Development  
Neil Allen, General Manager, Infrastructure and Services*

*Suzanne White, Executive Officer*

**3. APOLOGIES**

Nil

**4. MAYORAL STATEMENT**

Colac Otway Shire acknowledges the original custodians and law makers of this land, their elders past and present and welcomes any descendents here today.

Colac Otway Shire encourages active community input and participation in Council decisions. Council meetings provide one of these opportunities as members of the community may ask questions relating to matters being considered by Council at the current meeting. Questions not related to current agenda items can be made in writing and will be addressed if received within two days of the Council meeting. Council meetings also enable Councillors to debate matters prior to decisions being taken.

I ask that we all show respect to each other and respect for the office of an elected representative.

An audio recording of this meeting is being made for the purpose of verifying the accuracy of the minutes of the meeting. In some circumstances the recording may be disclosed, such as where Council is compelled to do so by court order, warrant, subpoena or by any other law, such as the Freedom of Information Act 1982.'

Thank you, now question time. 30 minutes is allowed for question time.

1. Questions received in writing prior to the meeting
2. Questions from the floor

## **5. QUESTION TIME**

### **Questions Received in Writing Prior to the Meeting**

#### **Philip Lawson, Apollo Bay**

**Re: C12 Amendment and attachment in Council Agenda, Ordinary Council Meeting April 2009.**

**My questions are addressing some of the inaccuracies under "Key Issues"; the discussion on Maps 29LSIO and 30LSIO. Inaccuracies in both 'CCMA Comments' and 'Officer Comments'.**

1. **Quote from Officer Comment: "This assessment included the CCMA obtaining a peer review of the flood study. The current work is consistent with this work."**

**The peer review by Russell Mein established that the peak streamflow for a 1:100y Barham River flood should be 250m<sup>3</sup>/sec not the CCMA original figure of 196m<sup>3</sup>/sec. The CCMA had excluded the largest recorded flood that occurred during the 35 years of the CCMA flood study, a report dated 14<sup>th</sup> June 2006. When the flood records from the October 1976 flood were included the peak streamflow estimate was raised to 250 m<sup>3</sup>/sec and approved by Russell Mein in the Peer Review. Russell Mein also suggested that a 0.8 metre allowance for sea level rise was appropriate and that a sensitivity study be done.**

**The flood maps 29LSIO and 30LSIO are the flood maps published in WBM Oceanics Report 2003 and created using 196m<sup>3</sup>/sec peak streamflow and 0.2 metres allowance for sea level rise. The exhibited flood maps do not include the data approved by Russell Mein in the Peer review.**

**Why was old flood mapping, with its discredited input data, used in the Exhibited C12 Amendment?**

**In the CCMA report "Barham River Flood Study" the October 1976 flood has been considered and peak flow estimates used in the statistical analysis. This flood event took out the site recorder and there was no record of the hydrograph on the east branch. As a result of this, the east branch peak could not be checked during the**

calibration of the RORB model and the event could only be calibrated using the west branch recorded hydrograph.

The 'Barham River Flood Study' was completed 5 April 2007 for the CCMA submission to the C29 Panel Hearing which took place on 12 April 2007. In its report and submission to the Panel, the CCMA recommended that the 1:100yr design peak discharge should be 250 cubic metres per second.

A subsequent peer review of the CCMA flood study report was completed by Russell Mein on 1 Oct 2007. This peer review concluded that the 1:100yr peak flow of 250 cubic metres per second was reasonable and a conservative estimate. The LSIO extent exhibited in C12 is based on the hydraulic model result shown in Figure A-5 presented at the Panel hearing by WBM consultants. The reported flow for this result was 250 cubic metres per second with a fixed ocean boundary condition of 2.0m AHD. There is very little difference in flood extent between Figure A-5 and Figure A-1 referred to by Mr Lawson that resulted from a flow of 200 cubic metres per second with a fixed ocean boundary condition of 2.1m AHD.

*Jack Green / Doug McNeill*

2. **Quote from Officer Comment: "The flood modeling for Amendment C29 took into account the potential for flooding and storm surge peaks to coincide,...."**

**I have attached photos P1010889 and P1010912 of Apollo Bay harbour with the tide at 1.6metresAHD. Wind and waves add a meteorological component to the tide which is sometimes described as storm surge. Photo P1010876 and P1010877 are of the sea coming into the Barham estuary, the sea covering the pony club area is photo P1010922, the sea covering the fishing platform and registering 2.275mAHD on the survey pole is photo P1010924. At the time there is very low flow in the River; photo P1010935 shows the water coverage from the sea flood on the Barham floodplain. Tide plus storm surge recorded a level of 2.275mAHD.**

**The annual average of peak tide plus storm surge events recorded in the Barham estuary in the last 5 years is 2.1mAHD.**

**The CCMA in their Barham River Flood Study 5<sup>th</sup> April 2007 merely transposed a tide and weather table from a Study on the Barwon River [GHD Study May 1997] and applied it to the Barham River. The Barwon River table has a 0.75mAHD maximum annual tide and an annual maximum of 1.2mAHD for tide and weather [storm surge] combined. Further the Barwon River study did not assume that flood and storm peaks coincided as stated in the Officer's Comment but treated them independent events.**

**Will Council commit to no change to the existing " Land Subject to Inundation Overlay" until a review has been completed that uses weather information and flood data actually recorded in Apollo Bay?**

The early work presented in the Barham River Flood Study was the best available at the time. A subsequent peer review of expected ocean surges at Apollo bay showed that the estimates used for Amendment C29 are very conservative for frequency events greater than the 10 yr ARI and underestimated for surge events less than or equal to the 10yr ARI.

The peer review suggested that the best estimate for the peak level for an ocean surge event with 0.8m sea level rise is 2.6m AHD for a 100yr ARI event and 2.2 m AHD for a 1yr ARI event. The CCMA's Barham River Flood Study adopted a 3m AHD peak for a 100 yr ARI event and a 2m AHD peak for a 1yr ARI event. It is worth noting that the CCMA has adopted a 0.8m sea level rise by 2100 for its flood level determinations as per the Victorian Coastal Strategy and associated ministerial direction.

The level data referred to by Mr Lawson is the level of the Barham River estuary behind the sand bar at the mouth of the river. The location of this level is different to that used as the boundary condition for the ocean in the hydraulic model runs for the following reasons:

1. These river estuary levels are caused by the formation of a natural sand bar between the river and the sea. The water level in the estuary can be increased by large surf when waves run up the beach and over the top of the sand bar. The water level can also rise when the river flow causes ponding behind the sandbar.

Sandbars remain in position until they are overtopped by flood flows or are artificially opened. Sandbars are eroded away very quickly with flood flows (in less than half an hour) forming a channel through the sandbar to match the flood flow. For this reason the levels behind sandbars are considered to be only temporary during a flood event and will not influence flood levels when the peak flow arrives. The formation of these channels through the sandbars is evident after flood events.

2. From the data supplied by Mr Lawson the level of the Barham sandbar varies between 2.1 to 2.3 m AHD. Once the sandbar is breached the water level of the estuary quickly reduces to 1.5m AHD or lower depending on the ocean tide level at the time and the amount of water being held in the estuary.

The hydraulic model of the Barham floodplain has made assumptions about the size of the sandbar channel that would form after the initial breach early in the flood event. This channel remains fixed during the modelled event. When a fixed ocean boundary condition is set to say 2.0m AHD and hydraulic modelling begins for a flood event, flow from the ocean comes into the estuary until it reaches the level of the ocean (2.0m AHD in this case). All this happens long before the main flood flow arrives from down the catchment. In this way the storage volume from the ocean flow takes up the floodplain storage before the flood arrives, just as Mr Lawson was describing during non-flood events. The CCMA would contend that this is a reasonable hydraulic modelling approach.

*Jack Green / Doug McNeill*

3. **People's lives and assets can be endangered by floods. CCMA flood estimation of peak streamflow in 2006 was found to be negligently underestimated and lead to its revision and the peer review that confirmed the underestimate. CCMA work is clearly not safe, yet many areas are to be declared flood free through the C12 Amendment on the basis of CCMA guesstimates.**

**Will Council do the responsible action and Abandon Maps 29LSIO and 30LSIO in Amendment C12 and also delay sending the remainder of C12 Amendment to a Panel until the accuracy of the CCMA work has been reviewed?**

Mr Lawson's assertion that the CCMA underestimated the design flow value for the Great Ocean Green development is not correct.

The estimate for the 1:100yr ARI flow contained within the CCMA's 2007 'Barham River Flood Study' was 250 metres per cubic second. This estimate was not altered at any stage following the release of the report in April 2007. The CCMA work has been independently peer reviewed for both the hydrological work and expected ocean surge event levels.

The value of 250 cubic metres per second was also recommended in the CCMA's submission at the panel hearing for Amendment C29 on 12 April 2009. This estimate was subsequently adopted by the panel. The method of calculation for this flow value is described in more detail in the Study report.

An officer report on Amendment C12 will be considered by Council at a future meeting which will make recommendations for Council to consider.

**Questions Received Verbally at the Meeting**

Ian McDougal

**1. Has there been any decision made as to the structure for Minchington's Road?**

*Rob Small, Chief Executive Officer Advised that no final decision had been reached at this stage.*

**2. Does the load limit still exist?**

*Neil Allen, General Manager, Infrastructure and Services advised that the load limit still exists and will remain in place for the time being.*

**3. Is this load limit on the full length of road or cattle pits only is there the option of putting a structure over the pits?**

*Neil Allen, General Manager, Infrastructure and Services advised if you wish to put structure over road it can be investigated.*

**4. A letter was sent to Councillors and the CEO which was not read at the council meeting. Can we advise in the local paper who letters for Councils Meetings are to be addressed to.**

*Jack Green, General Manager Sustainable Planning and Development advised that in the letter the author must request that the questions be raised at the council meeting. Your particular letter was forwarded to Councillors as requested, it did not request that it be brought up at the council meeting.*

**5. Why did I not receive notification of the answers to this letter?**

*Jack Green, General Manager Sustainable Planning and Development council officer did what was asked in letter. The letter was not requested to go to the council*

meeting therefore, you were not notified of responses to questions raised at the council meeting. You will receive a response to your questions.

**6: If a letter is sent to Councillors how can it not be raised at the Council Meeting?**

Mayor, Brian Crook advised that if a resident wishes their questions be raised at the council meeting, they must specify this request in their letter.

Jenny McDougall

**1. You referred earlier to placing a structure over grids. Isn't this illegal? How can we get a permit to get this if the grids have been condemned?**

Neil Allen, General Manager, Infrastructure and Services advised that an independent Engineers report would be required to allow for this to happen.

**2. How could it happen if the grid is condemned?**

Neil Allen, General Manager, Infrastructure and Services advised that an Engineers report would include calculations, certification and liability if the structure is not suitable. This would only be a temporary arrangement and they would calculate the capacity and would certify the correct structural integrity that would not fail.

**3. Would Council be liable for this?**

Neil Allen, General Manager, Infrastructure and Services advised that the Structural Engineer is not part of Council. If they approved a structure they would be liable for their own calculations.

Phillip Lawson

**Can we make copies of the Agenda's available at the Apollo Bay Office?**

Colin Hayman, General Manager, Corporate and Community Services advised that 2 copies are forwarded to the Apollo Bay Office on the Monday prior to the meeting.

Stephen Branwhite

**When do letters with questions to be raised at a Council Meeting need to be received by?**

Mayor, Brian Crook advised that questions to be raised at a Council Meeting need to be received by Council at least 2 days before the meeting.

**6. DECLARATION OF INTEREST**

Cr Geoff Higgins: OM092605-4 Committees of Management Appointments  
Interest: Conflict of Interest Section 78B  
Nature of Interest: On Larpent Hall Committee

Cr Lyn Russell: OM092605-13 SCS – Elliminyt Natural Gas  
Interest: Conflict of Interest Section 77B  
Nature of Interest: Participant in the Scheme

Cr Frank Buchanan: OM092605-17 Colac Otway Shire Tourism Policy  
Interest: Conflict of Interest Section 77B  
Nature of Interest: Signage to business owned by Cr Buchanan

## **7. CONFIRMATION OF MINUTES**

- Ordinary Meeting of the Colac-Otway Shire Council held on the 22/04/09.

### **Resolution**

***MOVED Cr Russell seconded Cr Higgins that Council confirm the above minutes.***

***CARRIED 7 : 0***

- Special Meeting of the Colac-Otway Shire Council held on the 05/05/09.

### **Resolution**

***MOVED Cr Stephen Hart seconded Cr Geoff Higgins that Council confirm the above minutes.***

***CARRIED: 7 : 0***

## **OFFICERS' REPORTS**

### **Chief Executive Officer**

OM092605-1 CEO'S PROGRESS REPORT TO COUNCIL  
OM092605-2 TIMING OF LOCAL GOVERNMENT LEGISLATION IN VICTORIA

### **Corporate and Community Services**

OM092605-3 INSTRUMENT OF DELEGATION - SPECIAL COMMITTEES  
OM092605-4 S86 COMMITTEE OF MANAGEMENT APPOINTMENTS  
OM092605-5 COLAC OTWAY YOUTH COUNCIL STENCIL ART PROJECT  
OM092605-6 BARWON SOUTH WEST REGIONAL TRAILS MASTER PLAN PROJECT  
OM092605-7 SALE OF WINGEEL RECREATION RESERVE - 270 BARUNAH PLAINS ROAD, WINGEEL  
OM092605-8 FINANCIAL PERFORMANCE REPORT

## **Infrastructure**

- OM092605-9 ROADS TO RECOVERY - 2009 TO 2014
- OM092605-10 APOLLO BAY HARBOUR RISK MITIGATION FUNDS - DEED OF GRANT
- OM092605-11 LOCAL ROADS TO MARKETS PROGRAM – IRREWILLIPE ROAD  
UPGRADE
- OM092605-12 SALE OF LAND - 470 COLAC FORREST ROAD, YEO
- OM092605-13 SPECIAL CHARGE SCHEME - ELLIMINYT NATURAL GAS
- OM092605-14 INSTALLATION AND USAGE OF CATTLE GRID POLICY
- OM092605-15 CONTRACT APPROVAL

## **Sustainable Planning and Development**

- OM092605-16 2009/2010 SMALL TOWN IMPROVEMENT PROGRAM ALLOCATIONS
- OM092605-17 COLAC OTWAY SHIRE TOURISM SIGNING POLICY
- OM092605-18 DRAFT ECONOMIC DEVELOPMENT ACTION AGENDA 2009-2013

## **GENERAL BUSINESS**

### **OM092605-19    General Business**

- OM092605-19.1 ITEM FOR SIGNING AND SEALING - SECTION 173 AGREEMENT, 1995  
& 2045 COLAC FORREST RD, GERANGAMETE.

## **NOTICES OF MOTION**

### **OM092605-20    Notices of Motion**

- OM092605-20.1 NOTICE OF MOTION 152-0809 - REUSE AND RECYCLING OF WASTE  
MATERIALS (CR STEPHEN HART)

## CONSENT CALENDAR

### OFFICERS' REPORT

D = Discussion

W = Withdrawal

ITEM	D	W
<p><b><u>CHIEF EXECUTIVE OFFICER</u></b></p> <p><b><u>M092605-1 CEO'S PROGRESS REPORT TO COUNCIL</u></b></p> <p>Department: Executive</p> <p><b><u>Recommendation(s)</u></b></p> <p><i>That Council receive the CEO's Progress Report to Council for information.</i></p>	Cr Crook	
<p><b><u>OM092605-2 TIMING OF LOCAL GOVERNMENT LEGISLATION IN VICTORIA</u></b></p> <p>Department: Executive</p> <p><b><u>Recommendation</u></b></p> <p><i>That Council supports the following motion at the MAV State Council meeting on 27 May 2009: "That the State Government be requested to amend the Local Government Act to provide for municipal elections in Victoria to be held on the second Saturday in October, in order to create the opportunity for a far earlier start to the Council Plan process and thereby creating the opportunity for a far more influential involvement for Councillors in the first budget of a new Council."</i></p>		Cr Stephen Hart

***MOVED*** Cr Stephen Hart seconded Cr Geoff Higgins that recommendations to items listed in the Consent Calendar, with the exception of items OM092605-2, be adopted.

**CARRIED 7 : 0**

**OM092605-2**

***MOVED Cr Stephen Hart seconded Cr Lyn Russell Council resolves to:***

- 1. NOT support the City of Casey's motion at the May 2009 MAV meeting regarding a proposal to change the Local Government Act in relation to election dates,***
- 2. Notes that there may be a number of matters that should be included in a review of the Local Government Act including the use of the Mayor's casting vote and the "Call of the Council" process and that the issue of local government election dates should be included in a more general review process,***
- 3. Calls on the CEO to write to the NAV and City of Casey informing them of this resolution and that Council's preference is that the MAV works with Councils to identify all aspects of the Local Government Act that should be reviewed rather than pursuing ad hoc requests to review one part of the Act such as the one from the City of Casey.***

**CARRIED 5 : 2**

**CONSENT CALENDAR****OFFICERS' REPORT**

D = Discussion

W = Withdrawal

ITEM	D	W
<p><b><u>CORPORATE AND COMMUNITY SERVICES</u></b></p> <p><b><u>OM092605-3 INSTRUMENT OF DELEGATION - SPECIAL COMMITTEES</u></b></p> <p>Department: Corporate &amp; Community Services</p> <p><b><u>Recommendation(s)</u></b></p> <p>1. <b><i>That Instrument of Delegations for the following Special Committees be signed and sealed:</i></b></p> <ul style="list-style-type: none"> <li>- <b><i>Barongarook Public Hall and Tennis Reserve</i></b></li> <li>- <b><i>Barwon Downs Hall</i></b></li> <li>- <b><i>Beech Forest Hall</i></b></li> <li>- <b><i>Beech Forest Recreation Reserve</i></b></li> <li>- <b><i>Birregurra Hall</i></b></li> <li>- <b><i>Carlisle River Recreation Reserve</i></b></li> <li>- <b><i>Chapple Vale Hall</i></b></li> <li>- <b><i>Colac Municipal Aerodrome</i></b></li> <li>- <b><i>Cororooke Hall</i></b></li> <li>- <b><i>Cressy Hall</i></b></li> <li>- <b><i>Eurack Hall</i></b></li> <li>- <b><i>Irrewillipe Hall and Reserve</i></b></li> <li>- <b><i>Kennett River Tennis Reserve</i></b></li> <li>- <b><i>Larpent Hall</i></b></li> <li>- <b><i>Lavers Hill Public Hall</i></b></li> <li>- <b><i>Pennyroyal Hall</i></b></li> <li>- <b><i>Pirron Yallock Recreation Reserve</i></b></li> <li>- <b><i>Stoneyford Hall</i></b></li> <li>- <b><i>Swan Marsh Hall and Tennis Reserve</i></b></li> <li>- <b><i>Warncoort Tennis Reserve</i></b></li> <li>- <b><i>Warrion Public Hall</i></b></li> <li>- <b><i>Yeo Recreation Reserve</i></b></li> </ul> <p>2. <b><i>That in accordance with Section 81(2A) of the Local Government Act 1989, Council resolves to exempt members of the committees from being required to submit a Primary or Ordinary return "Register of Interest" return.</i></b></p> <p>3. <b><i>That the Instrument of Delegation for the Wingeel Tennis Reserve Management Committee be revoked.</i></b></p>		

<p><b><u>OM092605-4 S86 COMMITTEE OF MANAGEMENT APPOINTMENTS</u></b></p> <p>Department: Corporate &amp; Community Services</p> <p><b><u>Recommendation(s)</u></b></p> <p>1. <i>That pursuant to Section 86 of the Local Government Act 1989, Council resolve to appoint the following elected members -</i></p> <p><i>Larpen Hall – Nigal Newcombe, Geoff Turner, Gloria Newcombe, Bruce Lyness, Michael Lenehan, Lachlan Sutherland, Geoff Higgins, Morris Middleton, Phil Harris</i></p> <p><i>Swan Marsh Hall and Tennis Reserve – Michael Melville, Brett Ryan, Fiona Castles, Jeff Douma, Tabitha Black, Kevin Boyd, Michael Everett, Anne-Maree Convery-Oborne, Noela Ackerley</i></p> <p>2. <i>That in accordance with Section 81 sub-section(2) sub-section(a) of the Local Government Act 1989, Council resolve to exempt members of the Committees from being required to submit a primary or ordinary pecuniary interest return in accordance with this section.</i></p> <p>3. <i>That the Committees be advised that a copy of minutes of committee meetings held be forwarded to Council for its record after each meeting and that a Treasurer’s Report be provided annually.</i></p>	<p>Cr Stephen Hart</p>	
<p><b><u>OM092605-5 COLAC OTWAY YOUTH COUNCIL STENCIL ART PROJECT</u></b></p> <p>Department: Corporate and Community Services</p> <p><b><u>Recommendation(s)</u></b></p> <p><i>That Council note the report on the Colac Otway Youth Council Stencil Art Project</i></p>	<p>Cr Russell Cr Smith</p>	

<p><b><u>OM092605-6 BARWON SOUTH WEST REGIONAL TRAILS MASTER PLAN PROJECT</u></b></p> <p>Department: Corporate and Community Services</p> <p><b><u>Recommendation</u></b></p> <p><i>That Council accept the draft Regional Trails Master Plan as presented and approve to release the document for public display in accordance with the Council's Community Consultation and Engagement Policy but for an extended period of 5 weeks commencing 26 June 2009.</i></p>	<p>Cr Russell</p> <p>Cr Smith</p>	
<p><b><u>OM092605-7 SALE OF WINGEEL RECREATION RESERVE - 270 BARUNAH PLAINS ROAD, WINGEEL</u></b></p> <p>Department: Corporate and Community Services</p> <p><b><u>Recommendation(s)</u></b></p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li><i>1. Having undertaken a Public Consultation Process resolves to sell the property at 270 Barunah Plains Road Wingeel (Volume 9582 and Folio 215 as being Lot 1 of TP95953) to Neville Harrison at a sale price of \$2,400 exclusive of Goods and Services Tax (GST).</i></li> <li><i>2. Delegates to the Chief Executive Officer authority to sign and place under Council seal the contract of sale documents with respect to 270 Barunah Plains Road Wingeel.</i></li> <li><i>3. Endorse the Agreement under Section 173 of the Planning and Environment Act 1987 to ensure that the property cannot be sold or developed separately in the future.</i></li> </ol>		<p>Cr Stephen Hart</p>
<p><b><u>OM092605-8 FINANCIAL PERFORMANCE REPORT</u></b></p> <p>Department: Corporate and Community Services</p> <p><b><u>Recommendation(s)</u></b></p> <p><i>That the Financial performance Report to the end of April 2009 be received.</i></p>		

***MOVED Cr Stephen Hart seconded Cr Frank Buchanan that recommendations to items listed in the Consent Calendar, with the exception of items OM092605-4 OM092605-7, be adopted.***

***CARRIED 7 : 0***

***OM092605-4***

Having declared an interest in item OM092605-4 Cr Geoff Higgins left Council Chambers at 3.50 pm

**Cr Geoff Higgins: OM092605-4 Committees of Management Appointments  
Interest: Conflict of Interest Section 78B  
Nature of Interest: On Larpent Hall Committee**

***MOVED Cr Stephen Hart seconded Cr Lyn Russell that the recommendation to item OM092605-4 as listed in the Consent Calendar be adopted.***

***CARRIED 6 : 0***

Cr Higgins returned to the Council Chambers at 3.53pm

***OM092605-7***

***MOVED Cr Stephen Hart seconded Cr Stuart Hart that Council resolves:***

- 1. Having undertaken a Public Consultation Process resolves to sell the property at 270 Barunah Plains Wingeel (V9582 and F215 as being Lot 1 of TP95953) to Neville Harrison at a sale price of \$2400 exclusive of Goods and Services Tax (GST) provided he agrees to consolidate the land into his existing title within 12 months at his expense and signs a Section 173 agreement to that effect,***
- 2. Delegates to the Chief Executive Officer authority to sign and place under Council seal the contract of sale documents with respect to 270 Barunah Plains Road Wingeel if the purchaser agrees to terms outlined in point 1 above.***
- 3. If the buyer is unprepared to consolidate the land into his existing title at his expense then the land is to be advertised for tender to extract the highest possible price and a report is to return to Council.***

***LOST 2 : 5***

***MOVED Cr Chris Smith seconded Cr Geoff Higgins that Council:***

- 1. Having undertaken a Public Consultation Process resolves to sell the property at 270 Barunah Plains Road Wingeel (Volume 9582 and Folio 215 as being Lot 1 of***

***TP95953) to Neville Harrison at a sale price of \$2,400 exclusive of Goods and Services Tax (GST).***

- 2. Delegates to the Chief Executive Officer authority to sign and place under Council seal the contract of sale documents with respect to 270 Barunah Plains Road Wingeel.***
- 3. Endorse the Agreement under Section 173 of the Planning and Environment Act 1987 to ensure that the property cannot be sold or developed separately in the future.***

***CARRIED 5 : 2***

**Division called by Cr Stephen Hart**

**For the Motion: Cr Smith, Cr Buchanan, Cr Higgins, Cr Crook, Cr Russell**

**Against the Motion: Cr Stephen Hart, Cr Stuart Hart**

**CONSENT CALENDAR****OFFICERS' REPORT**

D = Discussion

W = Withdrawal

ITEM	D	W
<p><b><u>INFRASTRUCTURE</u></b></p> <p><b><u>OM092605-9 ROADS TO RECOVERY - 2009 TO 2014</u></b></p> <p>Department: Infrastructure</p> <p><b><u>Recommendation(s)</u></b></p> <p><b><i>That Council:</i></b></p> <ol style="list-style-type: none"> <li><b><i>1. Receives and notes the Roads to Recovery - 2009 to 2014 report advising of the Roads to Recovery funding allocation of \$6,222,210 for the period 2009/2014; and</i></b></li> <li><b><i>2. Refers the Roads to Recovery Funding to Council's Annual Capital Works Program for prioritising as part of the budget process.</i></b></li> </ol>	Cr Smith	
<p><b><u>OM092605-10 APOLLO BAY HARBOUR RISK MITIGATION FUNDS - DEED OF GRANT</u></b></p> <p>Department: Infrastructure</p> <p><b><u>Recommendation(s)</u></b></p> <p><b><i>That Council sign and seal the Deed of Grant offered by the Department of Sustainability and Environment (DSE) for claiming of funds under the Risk Mitigation Program (2008/09), amounting to \$235,000 (ex. GST) for the following Apollo Bay Harbour projects:</i></b></p> <ol style="list-style-type: none"> <li><b><i>1. Replacement of Slipway Rails - \$140,000;</i></b></li> <li><b><i>2. Sand and Long Term Dredging Options Study – \$45,000; and</i></b></li> <li><b><i>3. Re-armouring of approximately 30 metres of Main Breakwater - \$50,000.</i></b></li> </ol>	Cr Crook	

<p><b><u>OM092605-11 LOCAL ROADS TO MARKETS PROGRAM – IRREWILLIPE ROAD UPGRADE</u></b></p> <p>Department: Infrastructure</p> <p><b><u>Recommendation(s)</u></b></p> <p><b><i>That Council:</i></b></p> <ol style="list-style-type: none"> <li><b><i>1. Resolve to provide an allocation of \$187,500 from the Local Roads to Recovery Program in the 2009/10 budget as Council's contribution towards the total cost of \$375,000 to upgrade the nominated sections of Irrewillipe Road; and</i></b></li> <li><b><i>2. Note that the Chief Executive Officer will write to Regional Development Victoria confirming acceptance of the funding offer.</i></b></li> </ol>	Cr Crook	
<p><b><u>OM092605-12 SALE OF LAND - 470 COLAC FORREST ROAD, YEO</u></b></p> <p>Department: Infrastructure</p> <p><b><u>Recommendation(s)</u></b></p> <p><b><i>That Council:</i></b></p> <ol style="list-style-type: none"> <li><b><i>1. Authorises the sale of the land described as V2970, Fol. 837 and west of Lot 4, TP, Parish of Yeo, in accordance with Section 189 of the Local Government Act, 1989;</i></b></li> <li><b><i>2. Discontinues the road on the land described as V2970 Fol. 837 and west of Lot 4, TP, Parish of Yeo, and places a notice in the Government Gazette;</i></b></li> <li><b><i>3. Sells the land at \$3,000 inclusive of Goods and Services Tax (GST) (the valuation) plus costs to the abutting property owner Truganina Pastoral Co. Pty Ltd; and</i></b></li> <li><b><i>4. Requires the purchaser as a condition of sale to enter into a 173 Agreement to consolidate the land into the adjoining property in the manner described within 12 months of the sale, to ensure that adjoining land is not landlocked.</i></b></li> </ol>	Cr Stephen Hart  Cr Smith	

<p><b><u>OM092605-13 SPECIAL CHARGE SCHEME - ELLIMINYT NATURAL GAS</u></b></p> <p>Department: Infrastructure</p> <p><b><u>Recommendation(s)</u></b></p> <p><b><i>That Council:</i></b></p> <p><b><i>1. In accordance with sections 163(1A) and (1B) of the Local Government Act 1989 (Act) give public notice of the intention to make a declaration to vary a special rate scheme for the construction of a reticulated natural gas network within the Elliminyt area, based on a one benefit unit equating to \$1,159.18 per unit.</i></b></p> <p><b><i>The declaration will vary the scheme by including additional lots in the scheme arising from the subdivision of land within the scheme boundaries so that the land affected by the scheme are those listed in paragraph (a).</i></b></p> <p><b><i>(a) the following be declared as the land in relation to which the special charge is so declared;</i></b></p> <p><b><i>1 Banksia Drive                      Lot 15 PS316697u</i></b>  <b><i>2 Banksia Drive                      Lot 41 PS316697u</i></b>  <b><i>3 Banksia Drive                      Lot 16 PS316697u</i></b>  <b><i>4 Banksia Drive                      Lot 42 PS316697u</i></b>  <b><i>5 Banksia Drive                      Lot 17 PS316697u</i></b>  <b><i>7 Banksia Drive                      Lot 18 PS316697u</i></b>  <b><i>9 Banksia Drive                      Lot 19 PS316697u</i></b>  <b><i>1 Harris Road                      C/A 53 Section D</i></b>  <b><i>3 Harris Road                      Lot 10 PS520883</i></b>  <b><i>3a Harris Road                      Lots 5 &amp; 6 PS520883</i></b>  <b><i>5 Harris Road                      Lot 9 PS520883</i></b>  <b><i>9 Harris Road                      CP370264</i></b>  <b><i>11 Harris Road                      Lot 4 PS520883</i></b>  <b><i>12 Harris Road                      Lot 1 LP316697u C/P Pt.49</i></b>  <b><i>13 Harris Road                      Lot 3 PS520883</i></b>  <b><i>15 Harris Road                      Lot 2 PS520883</i></b>  <b><i>17 Harris Road                      Lot 1 PS520883</i></b>  <b><i>18 Harris Road                      Lot 12 PS316697u</i></b>  <b><i>19-21 Harris Road                      C/A 51 51a Section D</i></b>  <b><i>20 Harris Road                      Lot 1 LP97318 C/A Pt.49</i></b>  <b><i>22 Harris Road                      Lot 13 PS316697u</i></b>  <b><i>23 Harris Road                      Lot 4 LP306778b</i></b>  <b><i>24 Harris Road                      Lot 14 LP316697u</i></b>  <b><i>25 Harris Road                      PS306678</i></b>  <b><i>26 Harris Road                      Lot 24 LP316697u</i></b>  <b><i>27 Harris Road                      Lot 5 PS306778b</i></b>  <b><i>28 Harris Road                      Lot 25 PS316697u</i></b>  <b><i>29 Harris Road                      Lot 1 PS528464</i></b>  <b><i>30 Harris Road                      Lot 26 PS316697u</i></b>  <b><i>31 Harris Road                      Lot 1 LP64200 C/A Pt.25 Section D</i></b></p>	<p>Cr Stephen Hart</p> <p>Cr Smith</p> <p>Cr Crook</p>	
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<b>32 Harris Road</b>	<b>CP362934I</b>	
<b>34 Harris Road</b>	<b>Lot 29 PS316697u</b>	
<b>36 Harris Road</b>	<b>Lot 30 PS316697u</b>	
<b>38 Harris Road</b>	<b>Lot 31 PS316697u</b>	
<b>40 Harris Road</b>	<b>Lot 32 PS316697u</b>	
<b>41 Harris Road</b>	<b>Lot 9 LP40962 C/A Pt.30 Section C</b>	
<b>43 Harris Road</b>	<b>Lot 8 LP40962 C/A Pt.30 Section C</b>	
<b>45 Harris Road</b>	<b>Lot 7 LP40962 C/A Pt.30 Section C</b>	
<b>47 Harris Road</b>	<b>Lot 6 LP40962 C/A Pt.30 Section C</b>	
<b>49 Harris Road</b>	<b>Lot 5 LP40962 C/A Pt.30 Section C</b>	
<b>50 Harris Road</b>	<b>Lots</b>	
<b>51-53 Harris Road C</b>	<b>Lots 3 &amp; 4 LP40962 C/A Pt.29 Section C</b>	
<b>55 Harris Road</b>	<b>Lot 2 LP40962</b>	
<b>56 Harris Road</b>	<b>Lot 6 LP11661 C/A Pt.48</b>	
<b>57 Harris Road</b>	<b>Lot 1 LP40962 C/A Pt.29 Section C</b>	
<b>58 Harris Road</b>	<b>Lot 2 LP97687 C/A Pt.48</b>	
<b>59 Harris Road</b>	<b>Lot 2 LP89903 C/A Pt.28 Section C</b>	
<b>60 Harris Road</b>	<b>Lot 1 LP97687 C/A Pt.48</b>	
<b>61 Harris Road</b>	<b>Lot 1 LP13067 C/A Pt.28 Section C</b>	
<b>61a Harris Road</b>	<b>Lot 2 LP130367</b>	
<b>62 Harris Road</b>	<b>Lot 2 PS612858</b>	
<b>63 Harris Road</b>	<b>Lot 2 LP93572 C/A Pt.28 Section C</b>	
<b>64 Harris Road</b>	<b>Lot 1 PS612858</b>	
<b>65 Harris Road</b>	<b>Lot 1 LP93572 C/A Pt.28 Section C</b>	
<b>66 Harris Road</b>	<b>Lot 8 LP51197 C/A Pt.48</b>	
<b>67 Harris Road</b>	<b>Lot 18 LP131993</b>	
<b>68 Harris Road</b>	<b>Lot 7 LP51197 C/A Pt.48</b>	
<b>69 Harris Road</b>	<b>Lot 19 LP131993</b>	
<b>70 Harris Road</b>	<b>Lot 6 LP51197</b>	
<b>71 Harris Road</b>	<b>Lot 20 LP131993</b>	
<b>72 Harris Road</b>	<b>Lot 5 LP51197 C/A Pt.48</b>	
<b>73 Harris Road</b>	<b>Lot 1 LP327838r</b>	
<b>74 Harris Road</b>	<b>Lot 4 LP51197 C/A Pt.48</b>	
<b>76 Harris Road</b>	<b>Lot 3 LP51197</b>	
<b>77 Harris Road</b>	<b>Lot 3 LP24166 C/A Pt.45 Section B</b>	
<b>78 Harris Road</b>	<b>Lot 9 LP51197 C/A Pt.48</b>	
<b>79 Harris Road</b>	<b>Lot 2 LP24166 C/A Pt.45 Section B</b>	
<b>80 Harris Road</b>	<b>Lot 2 LP51197 C/A Pt.48</b>	
<b>81 Harris Road</b>	<b>Lot 2 LP71955 C/A Pt.45 Section B</b>	
<b>82 Harris Road</b>	<b>Lot 1 LP51197 C/A Pt.48</b>	
<b>83 Harris Road</b>	<b>Lot 1 LP305877e C/A Pt.45 Section B</b>	
<b>84 Harris Road</b>	<b>Lot 4 LP117616 C/A Pt.48</b>	
<b>85 Harris Road</b>	<b>Lot 2 PS328372h</b>	
<b>86 Harris Road</b>	<b>CP153488</b>	
<b>87 Harris Road</b>	<b>Lot 2 LP116399</b>	
<b>90 Harris Road</b>	<b>Lot 1 LP117616 C/A Pt.48</b>	
<b>91 Harris Road</b>	<b>Lots 1 &amp; 6 LP83951</b>	
<b>92 Harris Road</b>	<b>Lot 1 LP134184 &amp; Lot 5 PS403926w</b>	
<b>93 Harris Road</b>	<b>Lot 2 LP201539 C/A Pt.47 Section B</b>	
<b>93a Harris Road</b>	<b>Lot 1 LP201539 C/A Pt.47 Section B</b>	
<b>94 Harris Road</b>	<b>Lots 3 &amp; 4 PS403926</b>	
<b>95 Harris Road</b>	<b>Lot 1 LP135971 C/A Pt.47 Section B</b>	
<b>97 Harris Road</b>	<b>Lot 2 LP65490 C/A Pt.48 Section B</b>	
<b>99 Harris Road</b>	<b>Lot 1 LP65490 C/A Pt.48 Section B</b>	
<b>101 Harris Road</b>	<b>Lot 2 LP129562 C/A Pt.49 Section B</b>	
<b>101a Harris Road</b>	<b>Lot 2 PS304699</b>	
<b>102 Harris Road</b>	<b>Lots 1 &amp; 2 PS403926w</b>	
<b>103 Harris Road</b>	<b>Lot 1 LP304699 C/A Pt.49 Section B</b>	
<b>104 Harris Road</b>	<b>CP160630</b>	

<b>105 Harris Road Section B</b>	<b>Lots 1 &amp; Pt.3 LP151778 C/A Pt.51</b>	
<b>107 Harris Road</b>	<b>Lot 1 Tp678155</b>	
<b>109 Harris Road</b>	<b>Lot 1 LP75303</b>	
<b>111 Harris Road</b>	<b>Lot 1 LP78182 Section B</b>	
<b>113 Harris Road</b>	<b>Lot 2 LP78182</b>	
<b>115 Harris Road</b>	<b>Lot 3 LP78182 Section B</b>	
<b>117 Harris Road</b>	<b>Lot 9 PS118720</b>	
<b>119 Harris Road</b>	<b>Lot 8 LP118720</b>	
<b>121 Harris Road</b>	<b>Lot 7 LP118720 Section B</b>	
<b>123 Harris Road</b>	<b>Lot 6 LP118720</b>	
<b>125-127 Harris Road</b>	<b>LP118720</b>	
<b>122 Aireys Street</b>	<b>C/A 34 Section C</b>	
<b>128 Aireys Street</b>	<b>C/A 33 Section C</b>	
<b>129 Aireys Street</b>	<b>C/A 10 Section C</b>	
<b>132 Aireys Street</b>	<b>C/A 32 Section C</b>	
<b>133 Aireys Street</b>	<b>C/A 9 Section C</b>	
<b>134-136 Aireys Street C</b>	<b>C/A 21 22 Pt.40 Pt.40a Pt.41 Section C</b>	
<b>135 Aireys Street</b>	<b>C/A 8 Section C</b>	
<b>138 Aireys Street</b>	<b>Lots 4 &amp; 9 LP22161 C/A 20 &amp; Pt.19</b>	
<b>139 Aireys Street</b>	<b>C/A 7 Section C</b>	
<b>142 Aireys Street</b>	<b>Lot 8 LP31392 C/A Pt.19 Section C</b>	
<b>144 Aireys Street</b>	<b>Lot 7 LP31392 C/A Pt.19 Section C</b>	
<b>146 Aireys Street</b>	<b>Lot 6 LP31392</b>	
<b>148 Aireys Street</b>	<b>Lot 5 LP31392 C/A Pt.19 Section C</b>	
<b>150 Aireys Street</b>	<b>Lot 4 LP31392</b>	
<b>152 Aireys Street</b>	<b>Lot 4 LP34603</b>	
<b>154 Aireys Street</b>	<b>Lot 5 LP34603</b>	
<b>155 Aireys Street</b>	<b>Lot 3 PS523193</b>	
<b>156 Aireys Street</b>	<b>Lot 6 LP34603</b>	
<b>158 Aireys Street</b>	<b>Lot 7 LP34603</b>	
<b>159 Aireys Street</b>	<b>Lot 2 PS523193</b>	
<b>160 Aireys Street</b>	<b>Lot 8 LP34603</b>	
<b>162 Aireys Street</b>	<b>Lot 9 LP34603</b>	
<b>164 Aireys Street</b>	<b>Lot 10 LP34603</b>	
<b>166 Aireys Street</b>	<b>Lot 11 LP34603</b>	
<b>167 Aireys Street</b>	<b>Lot 1 PS523193</b>	
<b>168 Aireys Street</b>	<b>Lot 12 LP34603</b>	
<b>177 Aireys Street</b>	<b>Lot 2 PS436934m</b>	
<b>179 Aireys Street</b>	<b>Lot 3 PS540212</b>	
<b>213 Aireys Street</b>	<b>C/A 6 Section A</b>	
<b>214 Aireys Street</b>	<b>C/A 33 Section A</b>	
<b>198-202 Armstrong Street</b>	<b>Lots 8 9 10 LP76726</b>	
<b>199 Armstrong Street</b>	<b>C/A 12 Section A</b>	
<b>204 Armstrong Street</b>	<b>Lot 11 LP76726 C/A Pt.10 Section A</b>	
<b>205 Armstrong Street</b>	<b>C/A 13 Section A</b>	
<b>206 Armstrong Street</b>	<b>Lot 1 Tp533009v</b>	
<b>211 Armstrong Street</b>	<b>C/A 14 Section A</b>	
<b>214 Armstrong Street</b>	<b>C/A Pt. 8 Section A</b>	
<b>216 Armstrong Street</b>	<b>C/A 7 Section A</b>	
<b>217 Armstrong Street</b>	<b>C/A 15 Section A</b>	
<b>223 Armstrong Street</b>	<b>C/A Pt.16 Section A</b>	
<b>235 Armstrong Street</b>	<b>C/A 17 Section A</b>	
<b>241 Armstrong Street</b>	<b>C/A Pt.2 Pt.3 Section H CP159037</b>	
<b>244 Armstrong Street</b>	<b>C/A 34 Section A</b>	
<b>249 Armstrong Street</b>	<b>CP159036t C/A Pt.4 Section H</b>	
<b>250 Armstrong Street</b>	<b>C/A 35 Section A</b>	
<b>257 Armstrong Street</b>	<b>C/A Pt.7 Section H</b>	
<b>263 Armstrong Street</b>	<b>CP159035 &amp; C/A Pt.8 Section H</b>	

122 Main Street	C/A 6 Section C	
135-137 Main Street	Lot 1 PS139828 & R1 PS139828	
140 Main Street	Lot 1 LP31392 C/A Pt.19 Section C	
141 Main Street	Lot 1 Tp100843 (Lot 1 LP34603)	
1/142-144 Main Street	Lot 1 LP306772 (Unit 1)	
2/142-144 Main Street	Lot 2 LP306772 (Unit 2)	
3/142-144 Main Street	Lot 3 LP306772 (Unit 3)	
4/142-144 Main Street	Lot 4 LP306772 (Unit 4)	
5/142-144 Main Street	Lot 5 LP306772 (Unit 5)	
143 Main Street	Lot 2 LP34603	
145 Main Street	Lot 3 LP34603	
146 Main Street	Lot 2 LP203168u	
1/147 Main Street	Lots 1 & S2 LP306773	
2/147 Main Street	Lot 2 LP306773	
3/147 Main Street	Lot 3 LP306773	
4/147 Main Street	Lot 4 LP306773	
148 Main Street	Lot 1 LP203168u	
149 Main Street	Lot 2 LP136376	
150 Main Street	C/A Pt.19 Section C	
152 Main Street	Lot 1 LP22161 C/A Pt.19a Section C	
153 Main Street	Tp457876 (CP169405)	
154 Main Street	Lot 2 LP22161	
155 Main Street	Lot 2 LP86874 C/A Pt.24 & 25 Section B	
156 Main Street	Lot 3 LP22161 C/A Pt.19a Section C	
157 Main Street	Lot 3 LP86874 Section B	
159 Main Street	Lot 4 LP86874	
161 Main Street	Lot 5 LP86874 Section B	
160 Main Street	Lot 5 LP22161	
163 Main Street	Lot 6 LP86874 Section B	
1/163a Main Street	Unit 1 Rp7541	
2/163a Main Street	Unit 2 Rp7541	
3/163a Main Street	Unit 3 Rp7541	
164 Main Street	Lot 1 TP139236G	
166 Main Street	Lot 7 LP22161 C/A Pt.19a Section C	
167 Main Street	Lots 1 & 2 PS609917	
168 Main Street	C/A Pt.42 Section C	
169 Main Street	Lot 7 & Pt.8 LP42112 C/A Pt.28 Section B	
170 Main Street	C/A Pt.42 Section C & Lot 8 LP22161	
171 Main Street	Lot Pt.8 LP42112 C/A Pt.28 Section B	
173 Main Street	Lot 9 LP42112 C/A Pt.28 Section B	
175 Main Street	Lot 10 LP42112 C/A Pt.28 Section B	
177 Main Street	Lot 1 Tp408511 (C/A Pt.29 Section B)	
179 Main Street	C/A Pt.29 Section B	
181 Main Street	C/A Pt.29 Section B	
182 Main Street	Lot Pt.6 LP2522 C/A Pt.43 Section C	
183 Main Street	C/A Pt.29 Section B	
185 Main Street	Lots 1 & 2 LP145192 C/A Pt.30 Section B	
186 Main Street	Lot Pt.4 LP2522 C/A Pt.43 Section C	
187 Main Street	Lot 1 LP145192 C/A Pt.30 Section B	
188 Main Street	Lot 3 LP2522 C/A Pt.43 Section C	
189 Main Street	C/A Pt.30 Section B	
190 Main Street	Lot 2 LP2522 C/A Pt.43 Section C	
1/191 Main Street	Units 5 & 8 Sp029416d	
2/191 Main Street	Units 1 & 4 Sp029416d	
3/191 Main Street	Units 9 & 10 Sp029416d	
192 Main Street	Lot 1 LP2522 C/A Pt.43 Section C	
193 Main Street	Lot 2 LP42111	

<b>194 Main Street</b>	<b>Lot 1 LP13192</b>		
<b>195 Main Street</b>	<b>Lot 3 LP42111</b>		
<b>196 Main Street</b>	<b>Lot 2 LP131992</b>		
<b>198 Main Street</b>	<b>Lot 3 LP131992</b>		
<b>200 Main Street</b>	<b>Lot 4 LP131992</b>		
<b>204 Main Street</b>	<b>Lot 6 LP131992 (Joiner Park)</b>		
<b>206 Main Street</b>	<b>Lot 30 LP131994</b>		
<b>208 Main Street</b>	<b>Lot 29 LP131994</b>		
<b>235 Main Street Reserve</b>	<b>South Colac Football Recreation</b>		
<b>2 Irrewillipe Road</b>	<b>Lot 6 LP42112 C/A Pt.28 Section B</b>		
<b>4 Irrewillipe Road</b>	<b>Lot 5 LP42112</b>		
<b>6 Irrewillipe Road</b>	<b>Lot 4 LP42112 C/A Pt.28 Section B</b>		
<b>7 Irrewillipe Road</b>	<b>Lot 2 &amp; 3 PS513223</b>		
<b>8 Irrewillipe Road</b>	<b>C/A Pt.28a Section B (Lot 3 LP42112)</b>		
<b>9-11 Irrewillipe Road</b>	<b>Lot 1 PS513223u</b>		
<b>10 Irrewillipe Road</b>	<b>Lot 2 LP42112 C/A Pt.28 Section B</b>		
<b>12 Irrewillipe Road</b>	<b>Lot 1 LP42112 C/A Pt.28 Section B</b>		
<b>14-16 Irrewillipe Road B</b>	<b>Lots 2 &amp; 3 LP51773 C/A Pt.32 Section B</b>		
<b>15 Irrewillipe Road</b>	<b>Lot 1 PS309192</b>		
<b>17 Irrewillipe Road</b>	<b>Lot 2 PS449041g</b>		
<b>18-20 Irrewillipe Road</b>	<b>Lot 1 LP51773 C/A Pt.32 Section B</b>		
<b>19 Irrewillipe Road</b>	<b>Lot 1 PS449041g</b>		
<b>21 Irrewillipe Road</b>	<b>Lot 1 LP305870u</b>		
<b>22 Irrewillipe Road</b>	<b>C/A 33 Section B</b>		
<b>25 Irrewillipe Road</b>	<b>Lot 5 PS531145</b>		
<b>30 Irrewillipe Road</b>	<b>Lot 1 C/A Pt.34 Section B</b>		
<b>31 Irrewillipe Road</b>	<b>Lot 4 PS531145</b>		
<b>32 Irrewillipe Road</b>	<b>Lot 8 LP81873 Section B</b>		
<b>34-36 Irrewillipe Road</b>	<b>CP151976</b>		
<b>37 Irrewillipe Road</b>	<b>Lot 3 PS531145I</b>		
<b>38 Irrewillipe Road</b>	<b>Lot 5 LP81873</b>		
<b>40 Irrewillipe Road</b>	<b>Lot 4 LP81873 Section B</b>		
<b>42 Irrewillipe Road</b>	<b>Lot 3 LP81873 Section B</b>		
<b>43 Irrewillipe Road</b>	<b>Lot 2 PS5311451</b>		
<b>43a Irrewillipe Road</b>	<b>Lot 2 PS548437</b>		
<b>44 Irrewillipe Road</b>	<b>Lot 2 LP81873 Section B</b>		
<b>45 Irrewillipe Road</b>	<b>Lot 1 PS536605</b>		
<b>46 Irrewillipe Road</b>	<b>Lot 1 LP81873 Section B</b>		
<b>48 Irrewillipe Road</b>	<b>Lot 1 PS501660n</b>		
<b>55 Irrewillipe Road</b>	<b>Lot 2 PS538350</b>		
<b>59 Irrewillipe Road</b>	<b>Lot 1 PS538350</b>		
<b>60 Irrewillipe Road</b>	<b>Lot 2 PS501660n</b>		
<b>61 Irrewillipe Road</b>	<b>C/A 36 &amp; 36a Section A</b>		
<b>260 Queen Street</b>	<b>Lot 13 Tp564464</b>		
<b>262 Queen Street</b>	<b>C/A 14 Section D</b>		
<b>265 Queen Street</b>	<b>C/A 35 Section C</b>		
<b>275 Queen Street</b>	<b>C/A 36 37 Section C</b>		
<b>280 Queen Street D</b>	<b>C/A 14a 14b 15 15a 16a 16b Section D</b>		
<b>365 Queen Street</b>	<b>Lot 1 PS448302k</b>		
<b>366 Queen Street</b>	<b>C/A 18 18a Section D</b>		
<b>371 Queen Street</b>	<b>Lot 2 PS448302k</b>		
<b>374 Queen Street</b>	<b>Lot 1 LP98619 C/A Pt.21 Section D</b>		
<b>378 Queen Street</b>	<b>Lot 2 LP34784 C/A Pt.31 Section D</b>		
<b>1/379 Queen Street</b>	<b>Unit 1 Rp9366</b>		
<b>2/379 Queen Street</b>	<b>Unit 2 Rp9366</b>		
<b>3/379 Queen Street</b>	<b>Unit 3 Rp9366</b>		
<b>4/379 Queen Street</b>	<b>Unit 4 Rp9366</b>		

<b>5/379 Queen Street</b>	<b>Unit 5 Rp9366</b>		
<b>6/379 Queen Street</b>	<b>Unit 6 Rp9366</b>		
<b>7/379 Queen Street</b>	<b>Unit 7 Rp9366</b>		
<b>8/379 Queen Street</b>	<b>Unit 8 Rp9366</b>		
<b>382 Queen Street</b>	<b>Lot 3 LP34784 C/A Pt.31 Section D</b>		
<b>383 Queen Street</b>	<b>Lots 3 4 LP85451 CP161686 Section C</b>		
<b>384 Queen Street</b>	<b>Lot 4 LP34784 C/A Pt.31 Section D</b>		
<b>386 Queen Street</b>	<b>Lot 5 LP34784 C/A Pt.31 Section D</b>		
<b>387 Queen Street</b>	<b>Lot 5 LP85451</b>		
<b>388 Queen Street</b>	<b>Lot 6 LP34784 C/A Pt.31 Section D</b>		
<b>389 Queen Street</b>	<b>Lot 6 LP85451</b>		
<b>390 Queen Street</b>	<b>Lot 7 LP34784 C/A Pt.31 Section D</b>		
<b>391 Queen Street</b>	<b>Lot 7 LP85451 Section C</b>		
<b>391a Queen Street</b>	<b>Lot 8 LP85451</b>		
<b>393 Queen Street</b>	<b>Lot 9 LP85451</b>		
<b>394 Queen Street</b>	<b>Lot 8 LP34784 C/A Pt.31 Section D</b>		
<b>395 Queen Street</b>	<b>Lots 10 11 LP85451 Section C</b>		
<b>396 Queen Street</b>	<b>Lot 1 Tp086368</b>		
<b>397 Queen Street</b>	<b>Lot 12 LP85451</b>		
<b>398 Queen Street</b>	<b>Lots 10 &amp; 11 LP34784 C/A Pt.25</b>		
<b>Section D</b>			
<b>2 Ballagh Street</b>	<b>Lot 9 LP28478 C/A Pt.32a Section B</b>		
<b>4 Ballagh Street</b>	<b>CP164323I C/A Pt.32a Section B</b>		
<b>7 Ballagh Street</b>	<b>Lot Pt.4 LP42111</b>		
<b>8 Ballagh Street</b>	<b>Lot 6 LP28478</b>		
<b>9 Ballagh Street</b>	<b>Lot 8 LP129100 C/A Pt.31 Section B</b>		
<b>10 Ballagh Street</b>	<b>Lot 5 LP28478 C/A Pt.32a Section B</b>		
<b>11 Ballagh Street</b>	<b>Lot 7 LP129100</b>		
<b>12 Ballagh Street</b>	<b>Lot 4 LP28478 C/A Pt.32a Section B</b>		
<b>13 Ballagh Street</b>	<b>Lot 6 LP129100 C/A Pt.31 Section B</b>		
<b>14 Ballagh Street</b>	<b>Lot 3 LP28478 C/A Pt.32a Section B</b>		
<b>15 Ballagh Street</b>	<b>Lot 5 LP129100 C/A Pt.31 Section B</b>		
<b>16 Ballagh Street</b>	<b>Lot 2 LP28478</b>		
<b>17 Ballagh Street</b>	<b>Lot 4 LP129100 C/A Pt.31 Section B</b>		
<b>17a Ballagh Street</b>	<b>Lot 3 LP129100 C/A Pt.31 Section B</b>		
<b>18 Ballagh Street</b>	<b>Lot 1 Tp615618</b>		
<b>19 Ballagh Street</b>	<b>Lot 2 LP129100 C/A Pt.31 Section B</b>		
<b>20 Ballagh Street</b>	<b>Lot 1 PS540210</b>		
<b>20b Ballagh Street</b>	<b>Lot 2 PS540210</b>		
<b>21 Ballagh Street</b>	<b>Lot 1 LP129100 C/A Pt.31 Section B</b>		
<b>22 Ballagh Street</b>	<b>Lot 4 PS506622u</b>		
<b>23 Ballagh Street</b>	<b>Lot 5 PS543648</b>		
<b>24 Ballagh Street</b>	<b>Lot 3 PS506622u</b>		
<b>25 Ballagh Street</b>	<b>Lot 4 PS543648</b>		
<b>27 Ballagh Street</b>	<b>Lot 3 PS546348</b>		
<b>28 Ballagh Street</b>	<b>Lot 2 PS506622u</b>		
<b>29 Ballagh Street</b>	<b>Lot 6 PS543648</b>		
<b>30 Ballagh Street</b>	<b>Lot 1 PS506622u</b>		
<b>31 Ballagh Street</b>	<b>Lot 2 PS543648</b>		
<b>32 Ballagh Street</b>	<b>Lot 1 PS609246</b>		
<b>33 Ballagh Street</b>	<b>Lot 1 PS543648</b>		
<b>34 Ballagh Street</b>	<b>Lot 2 PS609246</b>		
<b>35 Ballagh Street</b>	<b>C/A 37 Section B</b>		
<b>36 Ballagh Street</b>	<b>Lots 11 &amp; 12 PS602561</b>		
<b>38 Ballagh Street</b>	<b>Lot 2 PS602561</b>		
<b>40 Ballagh Street</b>	<b>Lot 1 PS602561</b>		
<b>47 Ballagh Street</b>	<b>Lot 12 PS546963</b>		
<b>49-51 Ballagh Street</b>	<b>Lots 10 &amp; 11 PS546963</b>		
<b>1 Rose Drive</b>	<b>Lot 43 PS316697u</b>		

<b>2 Rose Drive</b>	<b>Lot 40 PS316697u</b>		
<b>3 Rose Drive</b>	<b>Lot 44 PS316697u</b>		
<b>4 Rose Drive</b>	<b>Lot 39 PS316697u</b>		
<b>5 Rose Drive</b>	<b>Lot 45 PS316697u</b>		
<b>6 Rose Drive</b>	<b>Lot 38 PS316697u</b>		
<b>7 Rose Drive</b>	<b>Lot 46 PS316697u</b>		
<b>8 Rose Drive</b>	<b>Lot 37 PS316697u</b>		
<b>9 Rose Drive</b>	<b>Lot 47 PS316697u</b>		
<b>10 Rose Drive</b>	<b>Lot 36 PS316697u</b>		
<b>11 Rose Drive</b>	<b>Lot 48 PS316697u</b>		
<b>12 Rose Drive</b>	<b>Lot 35 PS 316697u</b>		
<b>13 Rose Drive</b>	<b>Lot 49 PS316697u</b>		
<b>14 Rose Drive</b>	<b>Lot 34 PS316697u</b>		
<b>1/1 Garden Close</b>	<b>Lot Pt.5 PS506622</b>		
<b>2/1 Garden Close</b>	<b>Lot Pt.5 PS506622</b>		
<b>2 Garden Close</b>	<b>Lot 25 PS506622u</b>		
<b>3 Garden Close</b>	<b>Lot 6 PS506622u</b>		
<b>4 Garden Close</b>	<b>Lot 24 PS506622u</b>		
<b>5 Garden Close</b>	<b>Lot 7 PS506622u</b>		
<b>6 Garden Close</b>	<b>Lot 23 PS506622</b>		
<b>1/7 Garden Close</b>	<b>Lot 1 PS544853</b>		
<b>2/7 Garden Close</b>	<b>Lot 2 PS544853</b>		
<b>8 Garden Close</b>	<b>Lot 22 PS506622u</b>		
<b>9 Garden Close</b>	<b>Lot 9 PS506622u</b>		
<b>10 Garden Close</b>	<b>Lot 21 PS 506622u</b>		
<b>11 Garden Close</b>	<b>Lot 10 PS506622u</b>		
<b>12 Garden Close</b>	<b>Lot 20 PS506622u</b>		
<b>13 Garden Close</b>	<b>Lot 11 PS506622</b>		
<b>14 Garden Close</b>	<b>Lot 19 PS506622u</b>		
<b>15 Garden Close</b>	<b>Lot 12 PS506622</b>		
<b>16 Garden Close</b>	<b>Lot 18 PS506622u</b>		
<b>17 Garden Close</b>	<b>Lot 13 PS506622</b>		
<b>18 Garden Close</b>	<b>Lot 17 PS506622</b>		
<b>19 Garden Close</b>	<b>Lot 14 PS506622u</b>		
<b>20 Garden Close</b>	<b>Lot 16 PS506622</b>		
<b>21 Garden Close</b>	<b>Lot 15 PS506622u</b>		
<b>1 Callistemon Court</b>	<b>Lot 11 LP316697u C/P Pt.49</b>		
<b>2 Callistemon Court</b>	<b>Lot 2 LP316697</b>		
<b>3 Callistemon Court</b>	<b>Lot 10 LP316697u C/P Pt.49</b>		
<b>4 Callistemon Court</b>	<b>Lot 3 LP316697</b>		
<b>5 Callistemon Court</b>	<b>Lot 9 LP316697u C/P Pt.49</b>		
<b>6 Callistemon Court</b>	<b>Lot 4 LP316697u C/P Pt.49</b>		
<b>7 Callistemon Court</b>	<b>Lot 8 LP316697u C/P Pt.49</b>		
<b>8 Callistemon Court</b>	<b>Lot 5 LP316697u C/P Pt.49</b>		
<b>9 Callistemon Court</b>	<b>Lot 7 LP316697u C/P Pt.49</b>		
<b>9a Callistemon Court</b>	<b>Recreation Reserve PS316697</b>		
<b>10 Callistemon Court</b>	<b>Lot 6 LP316697c</b>		
<b>1 Buckland Court</b>	<b>Lot 10 LP131994</b>		
<b>2 Buckland Court</b>	<b>Lot 11 LP131994</b>		
<b>3 Buckland Court</b>	<b>Lot 12 LP131994</b>		
<b>4 Buckland Court</b>	<b>Lot 13 LP131994</b>		
<b>5 Buckland Court</b>	<b>Lot 14 LP131994</b>		
<b>6 Buckland Court</b>	<b>Lot 15 LP131994</b>		
<b>7 Buckland Court</b>	<b>Lot 16 LP131994</b>		
<b>8 Buckland Court</b>	<b>Lot 2 LP327838r</b>		
<b>9 Buckland Court</b>	<b>Lot 22 LP131994</b>		
<b>10 Buckland Court</b>	<b>Lot 23 LP131994</b>		
<b>11 Buckland Court</b>	<b>Lot 24 LP131994</b>		
<b>12 Buckland Court</b>	<b>Lot 25 LP131994</b>		
<b>13-14 Buckland Court</b>	<b>Lots 26 &amp; 27 LP131994</b>		

<b>15 Buckland Court</b>	<b>Lot 28 LP131994</b>		
<b>16 Buckland Court</b>	<b>Lot 34 LP131994</b>		
<b>17 Buckland Court</b>	<b>Lot 33 LP131994</b>		
<b>76 Slater Street</b>	<b>C/A 23 Section C</b>		
<b>80 Slater Street</b>	<b>C/A 47 Section C</b>		
<b>82 Slater Street</b>	<b>C/A 46 Section C</b>		
<b>84 Slater Street</b>	<b>C/A 45 Section C</b>		
<b>96 Slater Street</b>	<b>C/A 44 Section C</b>		
<b>98 Slater Street</b>	<b>Lot 3 LP24157 C/A Pt.43 Section C</b>		
<b>100 Slater Street</b>	<b>Lot 2 LP24157 C/A Pt.43 Section C</b>		
<b>102 Slater Street</b>	<b>Lot 1 LP24157 &amp; Lots 1 &amp; 2 Tp706529</b>		
<b>109 Slater Street</b>	<b>C/A 38 Section C</b>		
<b>113 Slater Street</b>	<b>C/A 39 Section C</b>		
<b>135 Slater Street Primary School)</b>	<b>C/A 55 &amp; 56 Section C (Eliminyt</b>		
<b>5 Tulloh Street Reserve)</b>	<b>Lot 19 LP130909 (Tulloh Street Dam</b>		
<b>6 Tulloh Street</b>	<b>Lot 1 LP203596w</b>		
<b>8 Tulloh Street</b>	<b>Lot 13 LP50913 C/A Pt.29 Pt.29b</b>		
<b>9-11 Tulloh Street</b>	<b>Lots 17 18 LP130909</b>		
<b>10 Tulloh Street</b>	<b>Lot 12 LP50913 Section D</b>		
<b>12 Tulloh Street</b>	<b>Lot 11 LP50913 C/A Pt.30 Section D</b>		
<b>13 Tulloh Street</b>	<b>Lot 16 LP130909</b>		
<b>14 Tulloh Street</b>	<b>Lot 10 LP50913 C/A Pt.30 Section D</b>		
<b>14a Tulloh Street</b>	<b>Lot 3 LP306778b</b>		
<b>1/15 Tulloh Street</b>	<b>Lot 1 LP305873</b>		
<b>2/15 Tulloh Street</b>	<b>Lot 2 LP305873</b>		
<b>16 Tulloh Street</b>	<b>Lot 9 LP50913</b>		
<b>17 Tulloh Street</b>	<b>Lot 14 LP130909</b>		
<b>18 Tulloh Street</b>	<b>Lot 8 LP50913 C/A Pt.30 Section D</b>		
<b>19 Tulloh Street</b>	<b>Lot 13 LP130909</b>		
<b>20 Tulloh Street</b>	<b>Lot 7 LP50913 C/A Pt.30 Section D</b>		
<b>21 Tulloh Street</b>	<b>Lot 12 LP130909</b>		
<b>22 Tulloh Street</b>	<b>Lot 6 LP50913</b>		
<b>23 Tulloh Street</b>	<b>Lot 11 LP130909</b>		
<b>24 Tulloh Street</b>	<b>Lot 5 LP50913</b>		
<b>25 Tulloh Street</b>	<b>Lot 10 LP130909</b>		
<b>26 Tulloh Street</b>	<b>Lot 4 LP50913</b>		
<b>27-29 Tulloh Street</b>	<b>Lots 8 9 20 LP130909</b>		
<b>30 Tulloh Street</b>	<b>Lot 3 LP50913</b>		
<b>31 Tulloh Street</b>	<b>Lot 7 LP130909</b>		
<b>32 Tulloh Street</b>	<b>Lot 1 LP306778b &amp; Lot 2 PS528464</b>		
<b>33 Tulloh Street</b>	<b>Lot 6 LP98619</b>		
<b>34 Tulloh Street</b>	<b>Lot 1 LP50913</b>		
<b>35 Tulloh Street</b>	<b>Lot 5 LP98619</b>		
<b>36 Tulloh Street</b>	<b>Lot 1 LP34784</b>		
<b>37 Tulloh Street</b>	<b>Lot 4 LP98619</b>		
<b>39 Tulloh Street</b>	<b>Lot 3 LP98619</b>		
<b>40 Tulloh Street</b>	<b>Lot 2 LP85451</b>		
<b>41 Tulloh Street</b>	<b>Lot 2 LP98619</b>		
<b>42 Tulloh Street</b>	<b>Lot 1 LP85451</b>		
<b>43 Tulloh Street</b>	<b>Lot Pt.2 LP44379</b>		
<b>44 Tulloh Street</b>	<b>Lot 3 LP44476</b>		
<b>45 Tulloh Street</b>	<b>Lot Pt.2 LP44379</b>		
<b>46 Tulloh Street</b>	<b>Lot 4 LP44476</b>		
<b>47 Tulloh Street</b>	<b>Lot Pt.2 LP44379</b>		
<b>48 Tulloh Street</b>	<b>Lot 5 LP44476 C/A Pt.53 Section C</b>		
<b>49 Tulloh Street</b>	<b>Lot Pt.3 LP44379 C/A Pt.54 Section C</b>		
<b>50 Tulloh Street</b>	<b>Lot 6 LP44476 C/A Pt.53 Section C</b>		
<b>51 Tulloh Street</b>	<b>Lot Pt.3 LP44379 C/A Pt.54 Section C</b>		

<b>52 Tulloh Street</b>	<b>Lot 1 LP131993</b>		
<b>53 Tulloh Street</b>	<b>Lot 9 LP66759 C/A Pt.50 Section C</b>		
<b>54 Tulloh Street</b>	<b>Lots 2 3 LP131993</b>		
<b>55 Tulloh Street</b>	<b>Lot 8 LP66759</b>		
<b>57 Tulloh Street</b>	<b>Lot 7 LP66759 C/A Pt.48 Section C</b>		
<b>57a Tulloh Street</b>	<b>Lot 10 LP66759 C/A Pt.48 Section C</b>		
<b>58 Tulloh Street</b>	<b>Lot 4 LP131993</b>		
<b>59 Tulloh Street</b>	<b>Lot 6 LP66759 Section C</b>		
<b>60 Tulloh Street</b>	<b>Lot 5 LP131993</b>		
<b>61 Tulloh Street</b>	<b>Lot 5 LP66759 C/A Pt.49 Section C</b>		
<b>62 Tulloh Street</b>	<b>Lot 6 LP131993</b>		
<b>63 Tulloh Street</b>	<b>Lot 4 LP66759 C/A Pt.49 Section C</b>		
<b>64 Tulloh Street</b>	<b>Lot 7 LP131993</b>		
<b>65 Tulloh Street</b>	<b>Lot 3 LP66759 C/A Pt.40 Pt.50</b>		
<b>Section C</b>			
<b>66 Tulloh Street</b>	<b>Lot 8 LP131993</b>		
<b>67 Tulloh Street</b>	<b>Lot 2 LP66759 C/A Pt.50 Section C</b>		
<b>68 Tulloh Street</b>	<b>Lot 9 LP131993</b>		
<b>69 Tulloh Street</b>	<b>Lot 1 LP66759 C/A Pt.50 Section C</b>		
<b>70 Tulloh Street</b>	<b>Lot 32 LP131994</b>		
<b>71 Tulloh Street</b>	<b>Lot 5 LP131992</b>		
<b>72 Tulloh Street</b>	<b>Lot 31 LP131994</b>		
<b>170 Hart Street</b>	<b>C/A 20 Section B</b>		
<b>174 Hart Street</b>	<b>Lot 1 PS548437</b>		
<b>180 Hart Street</b>	<b>CP351708</b>		
<b>183 Hart Street</b>	<b>Lot 2 PS536605</b>		
<b>184 Hart Street</b>	<b>C/A Pt.35 Section B</b>		
<b>190 Hart Street</b>	<b>Lot 1 PS546963</b>		
<b>192 Hart Street</b>	<b>Lot 7 PS546963</b>		
<b>194 Hart Street</b>	<b>Lot 8 PS546963</b>		
<b>225 Hart Street</b>	<b>C/A 38a &amp; Pt.38b Section A</b>		
<b>2 Howarth Street</b>	<b>Lot 1 LP71955</b>		
<b>4 Howarth Street</b>	<b>Lot 2 LP305877e</b>		
<b>6 Howarth Street</b>	<b>Lot 1 PS328372h</b>		
<b>7 Howarth Street</b>	<b>C/A 54 Section B (Apex Preschool</b>		
<b>Centre)</b>			
<b>8 Howarth Street</b>	<b>Lot 1 LP116399 C/A Pt.45 Section B</b>		
<b>9 Howarth Street</b>	<b>Lot 6 LP81546 C/A Pt.44 Section B</b>		
<b>11 Howarth Street</b>	<b>Lot 5 LP81546</b>		
<b>12 Howarth Street</b>	<b>Lots 4 &amp; 5 LP83951 C/A Pt.46 Section</b>		
<b>B</b>			
<b>13 Howarth Street</b>	<b>Lot 4 LP81548 C/A Pt.44 Section B</b>		
<b>15 Howarth Street</b>	<b>CP108706 Section B</b>		
<b>16 Howarth Street</b>	<b>CP106488</b>		
<b>17 Howarth Street</b>	<b>Lot 2 LP81548</b>		
<b>18 Howarth Street</b>	<b>Lot 2 LP143599 C/A Pt.47 Section B</b>		
<b>19 Howarth Street</b>	<b>Lot 1 LP81548 C/A 43 Section B</b>		
<b>20 Howarth Street</b>	<b>Lot 1 LP143599 C/A Pt.47 Section B</b>		
<b>21 Howarth Street</b>	<b>CP365132j</b>		
<b>26 Howarth Street</b>	<b>CP159713</b>		
<b>27-29 Howarth Street</b>	<b>Lots 15 &amp; 16 PS544845</b>		
<b>30 Howarth Street</b>	<b>Lot 1 LP129562 C/A Pt.49 Section B</b>		
<b>31 Howarth Street</b>	<b>Lot 14 PS544845</b>		
<b>32 Howarth Street</b>	<b>Lot 3 PS511733</b>		
<b>39 Howarth Street</b>	<b>C/A 39 Section B</b>		
<b>25 Dowling Street</b>	<b>Lot 1 Tp831739 (C/A 44 Section D)</b>		
<b>37 Dowling Street</b>	<b>Lot 6 PS434062g</b>		
<b>49 Dowling Street</b>	<b>Lot 12 PS316694b</b>		
<b>51 Dowling Street</b>	<b>Lot 13 PS316694b</b>		
<b>1-9 Beechy Court</b>	<b>Lot A PS434062g</b>		

<b>2 Beechy Court</b>	<b>Lot 11 PS316694b</b>
<b>4 Beechy Court</b>	<b>Lot 10 PS316694</b>
<b>6 Beechy Court</b>	<b>Lot 9 PS316694b</b>
<b>8 Beechy Court</b>	<b>Lot 8 PS316694b</b>
<b>10 Beechy Court</b>	<b>Lot 7 LP316694b</b>
<b>11 Beechy Court</b>	<b>Lot 1 PS436941q</b>
<b>12 Beechy Court</b>	<b>Lot 6 PS316694b</b>
<b>13 Beechy Court</b>	<b>Lot 2 PS436941q</b>
<b>14 Beechy Court</b>	<b>Lot 5 PS316694b</b>
<b>15 Beechy Court</b>	<b>Lot 3 PS436941q</b>
<b>16 Beechy Court</b>	<b>Lot 4 PS316694b</b>
<b>18 Beechy Court</b>	<b>Lot 3 PS316694b</b>
<b>19 Beechy Court</b>	<b>C/A 47 Section D</b>
<b>20 Beechy Court</b>	<b>Lot 2 PS316694b</b>
<b>22 Beechy Court</b>	<b>Lot 1 PS316694b</b>
<b>1 Ricstan Court</b>	<b>Lot 2 PS 546963</b>
<b>2 Ricstan Court</b>	<b>Lot 3 PS 546963</b>
<b>3 Ricstan Court</b>	<b>Lot 4 PS 546963</b>
<b>4 Ricstan Court</b>	<b>Lot 5 PS 546963</b>
<b>5 Ricstan Court</b>	<b>Lot 6 PS 546963</b>
<b>2a Deloraine Court</b>	<b>Lot 3 PS 602561</b>
<b>4 Deloraine Court</b>	<b>Lot 4 PS 602561</b>
<b>5 Deloraine Court</b>	<b>Lot 10 PS 602561</b>
<b>6 Deloraine Court</b>	<b>Lot 5 PS 602561</b>
<b>7 Deloraine Court</b>	<b>Lot 9 PS 602561</b>
<b>8 Deloraine Court</b>	<b>Lot 6 PS 602561</b>
<b>9 Deloraine Court</b>	<b>Lot 8 PS 602561</b>
<b>10 Deloraine Court</b>	<b>Lot 7 PS 602561</b>
<b>2-8 Spring Street Section A</b>	<b>Lot 1 &amp; 2 LP60789 &amp; C/A Pt.47</b>
<b>10 Spring Street</b>	<b>Lot 2 LP323564a</b>
<b>11 Spring Street</b>	<b>Lot 1 PS511733</b>
<b>13 Spring Street</b>	<b>Lot 2 PS511733</b>
<b>15 Spring Street</b>	<b>Lot 2 PS401776</b>
<b>17 Spring Street</b>	<b>Lot 3 LP99304</b>
<b>19 Spring Street</b>	<b>Lot 2 LP99304 C/A Pt.50 Section B</b>
<b>20 Spring Street</b>	<b>C/A 43a Section A</b>
<b>21 Spring Street</b>	<b>Lot 1 LP99304 C/A Pt.50 Section B</b>
<b>23 Spring Street</b>	<b>Lot 1 LP118320 Section B</b>
<b>25 Spring Street</b>	<b>Lot 2 LP118720</b>
<b>27 Spring Street</b>	<b>Lot 5 LP78182 C/A Pt.53 Section B</b>
<b>28 Spring Street</b>	<b>Lot 2 LP209232 C/A Pt.44a Section A</b>
<b>29 Spring Street</b>	<b>Lots 3 &amp; 4 LP118720</b>
<b>30 Spring Street</b>	<b>C/A 44a Section A</b>
<b>32 Spring Street</b>	<b>Lot 1 LP209232 C/A Pt.44a Section A</b>
<b>33 Spring Street</b>	<b>Lot 5 LP118720 Section B</b>
<b>36 Spring Street</b>	<b>Lot 1 LP60440 C/A Pt.46a Section A</b>
<b>38 Spring Street</b>	<b>Lot 2 LP60440 Section A</b>
<b>40 Spring Street</b>	<b>Lot 3 LP60440</b>
<b>42 Spring Street</b>	<b>Lot 4 LP60440 Section A</b>
<b>44 Spring Street</b>	<b>Lot 5 LP60440 Section A</b>
<b>46 Spring Street</b>	<b>Lot 6 LP60440 Section A</b>

**2. The Chief Executive Officer be authorised to give public notice of the Intention to Declare a Special Charge Scheme in accordance with Section 163(1C) of the Local Government Act 1989; and**

**3. That Council considers submissions pursuant to**

<p><b>Section 223 of the Local Government Act 1989, at 1pm on 8 July 2009 at COPACC.</b></p>		
<p><b><u>OM092605-14 INSTALLATION AND USAGE OF CATTLE GRID POLICY</u></b></p> <p>Department: Infrastructure</p> <p><b><u>Recommendation(s)</u></b></p> <p><b><i>That Council resolves to:</i></b></p> <ol style="list-style-type: none"> <li><b><i>1. Adopt the draft Installation and Usage of Cattle Grids Policy;</i></b></li> <li><b><i>2. Provide a written response to all those parties whom provided formal feedback through the public consultation process;</i></b></li> <li><b><i>3. Review existing cattle grids for compliance with the adopted Policy;</i></b></li> <li><b><i>4. Undertake direct consultation with landowners in the vicinity of all existing cattle grids identified to determine ongoing use requirements;</i></b></li> <li><b><i>5. Remove any cattle grids and reinstate the road where:</i></b> <ul style="list-style-type: none"> <li><b><i>- They are no longer required;</i></b></li> <li><b><i>- They do not meet the specified standards and the benefiting landowner is unwilling to upgrade the subject cattle grid to meet the standards of the Policy; and</i></b></li> <li><b><i>- A benefiting landowner is not prepared to enter into a Section 121 Agreement within a reasonable time frame for the ongoing management of the cattle grid.</i></b></li> </ul> </li> </ol>	<p>Cr Smith</p> <p>Cr Buchanan</p>	<p>Cr Stephen Hart</p>
<p><b><u>OM092605-15 CONTRACT APPROVAL</u></b></p> <p>Department: Infrastructure</p> <p><b><u>Recommendation(s)</u></b></p> <ol style="list-style-type: none"> <li><b><i>1. That Council awards Contract 0901 for Supply and Delivery of Backhoe/Loader as specified to JCB Construction Equipment Australia at the tender price of \$166,000 (excluding GST, stamp duty and registration) together with their trade-in offer of \$25,000.</i></b></li> <li><b><i>2. That Council awards Contract 0903 for Supply and Delivery of Three 3 Tonne Tip Trucks as specified to Winter &amp; Taylor at the tender price of \$190,817 (excluding GST, stamp duty and registration) together with their trade-in offers of \$10,909, \$11,591 and \$11,364.</i></b></li> </ol>		

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| <p><b>3. That Council awards Contract 0904 for Supply and Delivery of 5 Cubic Metre Capacity Tip Truck as specified to ISR Truck City Geelong at the tender price of \$105,630 (excluding GST, stamp duty and registration) together with their trade-in offer of \$22,955.</b></p> <p><b>4. That Council delegates to the Chief Executive Officer authority to sign and place under Council seal the contract documents following award of Contracts 0901, 0903 and 0904.</b></p> |  |  |
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**MOVED Cr Stuart Hart seconded Cr Geoff Higgins that recommendations to items listed in the Consent Calendar, with the exception of items OM092605-13 and OM092605-14, be adopted.**

**CARRIED 7 : 0**

**OM092605-13**

Having declared an interest in item OM092605-13 Cr Lyn Russell left Council Chambers at 4.23 pm

**Cr Lyn Russell: OM092605-13 SCS – Elliminyt Natural Gas  
Interest: Conflict of Interest Section 77B  
Nature of Interest: Participant in the Scheme**

**MOVED Cr Stephen Hart seconded Cr Frank Buchanan that the recommendation to item OM092605-13 as listed in the Consent Calendar be adopted.**

**CARRIED 6 : 0**

Cr Russell returned to the Council Chambers at 4.28pm

**OM092605-14**

**MOVED Cr Stephen Hart seconded Cr Geoff Higgins that Council Resolves to:**

- 1. Adopt the draft installation and usage of Cattle Grids Policy with the following changes:**
  - i) Point 5.3.25 Trafficable width is to read:  
“Trafficable width of any cattle grid shall be the greater of the minimum standard trafficable width for the road classification and the existing formation width. Where an existing cattle grid has been constructed**

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- with a width less than this, the signage provided should include a “No overtaking or passing” warning sign on each approach.”*
- ii) Point 5.4.2 Road Carriageway**  
*The following part is to be deleted:  
“To reduce the issues with maintenance and the interface of the roadway and cattle grid, a edging apron is to be constructed 1m on each side of the cattle grid. This concrete edging apron is to be designed to cater for heavy vehicles and shall be certified by an appropriately qualified structural engineer.”*
- iii) Point 5.3.3 (Grids inseries)**  
*Delete the sentence:  
“The crossing area between the cattle grids will be concreted unless it is deemed to not be required.”*
- 2. Provide a written response to all those parties whom provided formal feedback through the public consultation process,**
- 3. Review existing cattle grids for compliance with the adopted policy,**
- 4. Undertake direct consultation with landowners in the vicinity of all existing cattle grids identified to determine the ongoing use requirements,**
- 5. Remove any cattle grids and reinstate the road where:**
- they are no longer required**
  - they do not meet the specified standards and the benefiting landowner is unwilling to upgrade the subject cattle grid to meet the standards of the policy, and**
  - a benefiting landowner is not prepared to enter into a Section 121 Agreement within a reasonable timeframe for the ongoing management of the cattle grid.**

**CARRIED 5 : 2**

## CONSENT CALENDAR

### OFFICERS' REPORT

D = Discussion

W = Withdrawal

ITEM	D	W
<p><b><u>SUSTAINABLE PLANNING AND DEVELOPMENT</u></b></p> <p><b><u>OM092605-16 2009/2010 SMALL TOWN IMPROVEMENT PROGRAM ALLOCATIONS</u></b></p> <p>Department: Sustainable Planning and Development</p> <p><b><u>Recommendation(s)</u></b></p> <ol style="list-style-type: none"> <li>1. <i>That Council endorse the recommended funding allocations for the 2009/10 STIP Program subject to funding being allocated through the 2009/10 Budget process.</i></li> <li>2. <i>That Council approve an amendment to the STIP Guidelines to change the maximum limit available to \$25,000.</i></li> </ol>		
<p><b><u>OM092605-17 COLAC OTWAY SHIRE TOURISM SIGNING POLICY</u></b></p> <p>Department: Sustainable Planning and Development</p> <p><b><u>Recommendation(s)</u></b></p> <p><i>That Council endorse the Draft Tourism Signing Policy and release it for a public consultation period of 6 weeks</i></p>		Cr Stephen Hart
<p><b><u>OM092605-18 DRAFT ECONOMIC DEVELOPMENT ACTION AGENDA 2009-2013</u></b></p> <p>Department: Sustainable Planning and Development</p> <p><b><u>Recommendation(s)</u></b></p> <p><b>That Council endorse the release of the draft Economic Development Action Agenda 2009/10 for a six week consultation period for public comment.</b></p>		

***MOVED Cr Lyn Russell seconded Cr Stephen Hart that recommendations to items listed in the Consent Calendar, with the exception of items OM092605-17, be adopted.***

***CARRIED 7 : 0***

***OM092605-17***

***Having declared an interest in item OM092605-17 Cr Buchanan left Council Chambers at 4.55 pm***

<b><i>Cr Frank Buchanan:</i></b>	<b><i>OM092605-17 Colac Otway Shire Tourism Policy</i></b>
<b><i>Interest:</i></b>	<b><i>Conflict of Interest Section 77B</i></b>
<b><i>Nature of Interest:</i></b>	<b><i>Signage to business owned by Cr Buchanan</i></b>

***MOVED Cr Stephen Hart seconded Cr Russell that item OM092607-17 be deferred to allow for a Councillor Briefing / workshop.***

***CARRIED 5 : 1***

***Cr Buchanan returned to the Council Chambers at 4.28pm***

## CONSENT CALENDAR

### OFFICERS' REPORT

D = Discussion

W = Withdrawal

ITEM	D	W
<b><u>GENERAL BUSINESS</u></b>		
<p><b><u>OM092605-19.1      Item for Signing and Sealing - Section 173 Agreement, 1995 &amp; 2045 Colac Forrest Rd, Gerangamete.</u></b></p> <p><b><u>Recommendation</u></b></p> <p><i>That Council sign and seal the Section 173 Agreement between Colac Otway Shire and K G Balcombe &amp; J G &amp; K L Kelly covenantee Certificate of Title Volume 2423 Folio 477 and Certificate of Title Volume 8806 Folio 763 that the lots will not be further subdivided so as to create additional lots.</i></p>		

***MOVED Cr Stephen Hart seconded Geoff Higgins that recommendations to items listed in the Consent Calendar be adopted.***

***CARRIED 7 : 0***

## CONSENT CALENDAR

### OFFICERS' REPORT

D = Discussion

W = Withdrawal

ITEM	D	W
<b><u>NOTICES OF MOTION</u></b>		
<b><u>OM092605-20.1 NOTICE OF MOTION 152 0809 - REUSE AND RECYCLING OF WASTE MATERIALS (Cr Stephen Hart)</u></b>		
<b><u>Recommendation</u></b>		
<b><i>That Council consider the contents of this Notice of Motion</i></b>		

***MOVED Cr Stephen Hart seconded Cr Lyn Russell that Council aims to minimise litter and to pursue cost effective methods of reuse and recycling of waste materials. Council resolves to:***

- 1. Support the introduction of a container deposit scheme in Victoria, or throughout Australia;***
- 2. Write to the State and Federal Environment Ministers with copies to our local State and Federal Members of Parliament to urge them to implement a container deposit scheme because of the financial, social and environmental benefits; and***
- 3. Actively promote the issue in the community, without incurring any undue cost to Council.***

***CARRIED 7 : 0***

**IN COMMITTEE**

***MOVED Cr Russell seconded Cr Stephen Hart that pursuant to the provisions of Section 89(2) of the Local Government Act, the meeting be closed to the public and Council move "In-Committee" in order to deal with:***

<b>SUBJECT</b>	<b>REASON</b>	<b>SECTION OF ACT</b>
<b><i>Appointment of Chief Executive Officer</i></b>	<b><i>Personnel Matters</i></b>	<b><i>Section 89(2)(a)</i></b>
<b><i>Contract Approval 0910 - Supply and Service of Multifunction Devices</i></b>	<b><i>Contractual Matters</i></b>	<b><i>Section 89(2)(d)</i></b>
<b><i>BRWVG Tender Evaluation Report</i></b>	<b><i>Contractual Matters</i></b>	<b><i>Section 89(2)(d)</i></b>
<b><i>Proposed Floating Restaurant at the Apollo Bay Harbour</i></b>	<b><i>May prejudice Council or any person</i></b>	<b><i>Section 89(2)(h)</i></b>
<b><i>Contract 0822 – Provision of Planning, Building and Heritage Consultancy Services</i></b>	<b><i>Contractual Matters</i></b>	<b><i>Section 89(2)(d)</i></b>
<b><i>Memo and attachments to Councillors dated 17 April 2009 – Changes to the Draft Budget 2009-2010</i></b>	<b><i>Personnel Matters Contractual Matters May prejudice Council or any person</i></b>	<b><i>Section 89(2)(a) Section 89(2)(d) Section 89(2)(h)</i></b>
<b><i>Memo and attachments to Councillors dated 4 May 2009 – Budget Timetables 2009-2010 and Budget Documentation</i></b>	<b><i>Personnel Matters Contractual Matters May prejudice Council or any person</i></b>	<b><i>Section 89(2)(a) Section 89(2)(d) Section 89(2)(h)</i></b>

***CARRIED 7 : 0***