



STRATHBOGIE SHIRE COUNCIL

**MINUTES OF A SPECIAL MEETING OF THE STRATHBOGIE SHIRE COUNCIL
HELD, VIRTUALLY, ON TUESDAY 8 SEPTEMBER 2020, COMMENCING AT 5.00
P.M.**

| | | |
|---------------------|-------------------------|---|
| Chair: | Amanda McClaren (Mayor) | (Lake Nagambie Ward) |
| Councillors: | Robert Gardner | (Lake Nagambie Ward) |
| | Malcolm Little | (Hughes Creek Ward) |
| | John Mason | (Seven Creeks Ward) |
| | Chris Raeburn | (Honeysuckle Creek Ward) |
| | Alistair Thomson | (Mount Wombat Ward) |
| | Graeme Williams OAM | (Seven Creeks Ward) |
| Officers: | Julie Salomon | Chief Executive Officer (CEO) |
| | David Roff | Director, Corporate Operations (DCO) |
| | Dawn Bray | Executive Manager, Governance and Customer Service (EMGCS) |
| | Kristin Favaloro | Executive Manager, Communications and Engagement (EMCE) |
| | Emma Kubeil | Acting Director, Community and Planning (ADCP) |
| | Cameron Fraser | Team Leader Compliance (TLC) |

Until further notice, all meetings conducted by Strathbogie Shire Council will be virtually, and live streamed on our website at www.strathbogie.vic.gov.au. This ensures we are meeting the Victorian Government's social distancing requirements to slow the spread of coronavirus (COVID-19) and help keep our communities safe

We encourage all community members to watch the meeting online, given we have had to close the public gallery until further notice following legal advice around how to comply with COVID-19 social distancing rules.

A handwritten signature in blue ink, located in the bottom right corner of the page.

BUSINESS

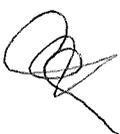
1. Welcome
2. Acknowledgement of Traditional Land Owners
'I acknowledge the Traditional Owners of the land on which we are meeting. I pay my respects to their Elders, past and present'
3. Apologies

Phil Howard Director, Community and Planning (DCP)
4. Disclosure of Conflicts of Interest

Nil
5. Petitions

Nil
6. Officer Reports
7. Confidential Business

Council does not generally permit individuals to make audio recordings of meetings. Individuals are required to make a written request addressed to the Council (Director, Corporate Operations) should they seek to obtain permission to do so.



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6. OFFICER REPORTS

6.1 Draft Strathbogie Shire Community Local Law No.2 – Hearing of Submissions

Author: Team Leader Compliance

Responsible Director: Director Corporate Operations

EXECUTIVE SUMMARY

The purpose of this report is to receive/hear submissions made under Section 223 of the Local Government Act 1989 (The Act) in relation to the Draft Strathbogie Shire Community Local Law No.2 (Draft Local Law).

The closing date for submissions was Thursday 3 September 2020 at 5:00pm.

There were 59 submissions received for the Draft Local Law. Two (2) submitters addressed Council in support of their submission, with another submission being read by the TLC, on behalf of the submitter. Copies of all submissions have been distributed to Councillors for their information and tabled for identification purposes.

MOVED: COUCILLOR LITTLE
SECONDED: COUCILLOR MASON

That Council:

- 1. Note that there were 59 submissions received in response to the public advertisement of the Draft Strathbogie Shire Community Local Law No. 2;***
- 2. Hear those who wish to be heard in support of their written submissions; and***
- 3. Formally consider all submissions and the adoption of the Strathbogie Shire Community Local Law No.2 at the Ordinary Meeting of Council to be held virtually on Tuesday 15 September 2020.***

20/20 CARRIED

PURPOSE AND BACKGROUND

The Draft Local Law was considered and approved for Public Exhibition by Council at a Special Council Meeting held on 4 August 2020.

Subsequent to that meeting, public notice of the proposed Local Law was given in Local newspapers, calling for submissions under Section 223 of the Act. Submissions in writing were invited until 5:00pm on Thursday 3 September 2020. The proposed Local Law was made available for inspection and accessible on Council's website. Hard copies were available by appointment from the Euroa and Nagambie Customer Service centres. In addition, advertising was conducted through Council's Facebook page. Two online forums were held on the 24th and 27th August 2020 to provide further opportunity for our community to have their say on the proposed Local Law.

6.1 Draft Strathbogie Shire Community Local Law No.2 – Hearing of Submissions (cont.)

ISSUES, OPTIONS AND DISCUSSION

One of the Overarching governance principles in section 9 of the Local Government Act 2020 is that Priority is to be given to achieving the best outcomes for the municipal community, including future generations.

This proposal is to hear submissions from the community in regard to a range of issues identified in the Draft Local Law – ranging from livestock, drones and camping. Following the hearing of submissions, Council will determine a position on them.

COMMUNITY ENGAGEMENT

One of the Overarching governance principles in section 9 of the Local Government Act 2020 is that the municipal community is to be engaged in strategic planning and strategic decision making.

Council's Draft Local Law has been on public exhibition for the statutory period of at least 28 days and submissions were invited from the community.

Two online consultation meetings have been conducted across the community and submissions have been sought and received.

POLICY CONSIDERATIONS

The author of this report considers that the report is consistent with Council Policies, and the Council Plan. Specifically, the review of the Local Law is an action in the current Council Plan.

LEGAL CONSIDERATIONS

One of the Overarching governance principles in section 9 of the *Local Government Act 2020* is that Council decisions are to be made and actions taken in accordance with the relevant law.

The draft Local Law and its proposed public exhibition are in accordance with the power to make a local law under section 111 of the 1989 Act and the requirements of sections 119 and 223 of the same Act. The purpose of this report is to hear submissions raised in relation to the Draft Local Law.

The Local Law repeals the existing Strathbogie Shire Council Community Local Law No.6 (2010) due to expire on 6 October 2020.

Conflict of Interest Declaration

All officers, and/or contractors, involved in the preparation of this report have signed a written declaration that they do not have a conflict of interest in the subject matter of this report.

Transparency

One of the Overarching governance principles in section 9 of the Local Government Act 2020 is to achieve transparency in Council decision making, actions and information.

6.1 Draft Strathbogie Shire Community Local Law No.2 – Hearing of Submissions (cont.)

The exhibition of this draft Local Law is the most transparent way to explain what these documents mean and the way in which Council is complying with the new requirements of the Local Government Act 2020.

SUSTAINABILITY CONSIDERATIONS

One of the Overarching governance principles in section 9 of the *Local Government Act 2020* is that the economic, social and environmental sustainability of the municipal district, including mitigation and planning for climate change risks, is to be promoted.

Economic

This report considers that the recommendation has no significant economic implications for Council or the broader community.

Social

Council uses the Local Law to respond to issues and community needs within the Shire to protect public health, safety and amenity. There are genuine benefits for the community in achieving harmony and consistency between local laws, particularly where they impose burdens on business.

Environmental

This report considers that the recommendation has no significant environmental implications for Council or the broader community.

Climate change

This report considers that the recommendation has no significant implications in terms of Climate Change.

HUMAN RIGHTS CONSIDERATIONS

The author of this report considers that the recommendation of this report has no significant implications arising in relation to human rights.

CONCLUSION

Council must hear and consider all submissions prior to adopting the Draft Local Law in order to finalise this process

TABLED DOCUMENT

Submissions to Draft Local Law

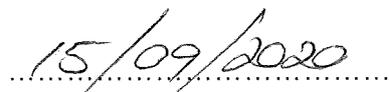
7. CONFIDENTIAL BUSINESS

Nil

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 5.18. P.M.

Confirmed as being a true and accurate record of the Meeting


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Chair


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Date

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