



STRATHBOGRIE SHIRE COUNCIL

Minutes of a Special Meeting of the Strathbogrie Shire Council held on Tuesday 16 September 2014 at the Euroa Community Conference Centre commencing at 5.00 p.m.

Councillors:	Debra Swan (Chair)	(Lake Nagambie Ward)
	Malcolm Little	(Hughes Creek Ward)
	Alister Purbrick	(Lake Nagambie Ward)
	Patrick Storer	(Honeysuckle Creek Ward)
	Robin Weatherald	(Mt Wombat Ward)
	Graeme (Mick) Williams	(Seven Creeks Ward)

Officers:	Steve Crawcour - Chief Executive Officer
	Roy Hetherington - Director, Asset Services
	David Woodhams – Director, Corporate and Community
	Phil Howard – Director, People and Culture

BUSINESS

1. Welcome
2. Acknowledgement of Traditional Land Owners
'In keeping with the spirit of Reconciliation, we acknowledge the traditional custodians of the land on which we are meeting today. We recognise indigenous people, their elders past and present'.
3. Apologies

Councillor Colleen Furlanetto (Seven Creeks Ward)
4. Disclosure of Interests

Councillor Storer declared a Direct Interest in Item 5.7.1 due to being a Committee Member of the Violet Town Community House
5. Reports of Council Officers
 - 5.1 Climate Change
 - 5.2 Infrastructure
 - 5.3 Private Enterprise
 - 5.4 Public Institutions
 - 5.5 Housing and Recreation
 - 5.6 Tourism
 - 5.7 Organisation
6. Urgent Business
7. Closure of Meeting to the Public to consider matters listed for consideration in accordance with Section 89(2) of the Local Government Act 1989

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5. **REPORTS**

5.7 **ORGANISATION**

5.04 p.m.

Councillor Storer declared his Interest in this matter and left the meeting

5.7.1 **Proposed Management of Shadforth Reserve, Violet Town, by Violet Town Community House**

Author / Department

Director, Asset Services / Asset Services Directorate

Disclosure of Conflicts of Interest in relation to advice provided in this report

The author of this report and officers/contractors providing advice in relation to this report do not have a direct or indirect interest, as provided in accordance with the Local Government Act 1989.

Summary

The purpose of this report is to receive submissions made under Section 223 of the Local Government Act in relation to the proposed management of Shadforth Reserve by Violet Town Community House.

Background

Following Council's decision of July 15, 2014 to give public notice of intention to accept the proposal of the management of Shadforth Reserve by Violet Town Community House, two submissions were received and both submitters requested to speak.

The submitters concerns are:

- Who is involved in the Violet Town Community House Committee
- What future activities are planned for Reserve
- What is to be done with the tree plantation
- Is the proposal in breach of regulations

RECOMMENDATION

That Council receive the submissions and consider them at the Ordinary Council meeting of October 21, 2014.

18/14 CRS WEATHERALD/LITTLE : *That the Recommendation be adopted.*

CARRIED

Alternative Options

The author has considered potential alternative courses of action. No feasible alternatives have been identified

Risk Management

The author considers that there are no significant Risk Management factors relating to the report and recommendation.

5.7.1 Proposed Management of Shadforth Reserve, Violet Town, by Violet Town Community House (cont.)

Strategic Links – policy implications and relevance to Council Plan

The author of this report considers that the report is consistent with Council Policies, key strategic documents and the Council Plan.

Best Value / National Competition Policy (NCP / Competition and Consumer Act 2010 implications

The author of this report considers that the report is consistent with Best Value, National Competition Policy and Competition and Consumer Act 2010 requirements.

Financial / Budgetary Implications

The author of this report considers that the recommendation has no significant capital or recurrent budget considerations.

Economic Implications

The author of this report considers that the recommendation has no significant economic implications for Council or the broader community.

Environmental / Amenity

The author of this report considers that the recommendation has no significant environmental or amenity implications for Council or the broader community.

Community Implications

The author of this report considers that the recommendation has no significant community or social implications for Council or the broader community.

Victorian Charter of Human Rights and Responsibilities Act 2006

The author of this report considers that the recommendation does not limit any human rights under the Victorian Charter of Human Rights and Responsibilities Act 2006.

Legal / Statutory Implications

The author of this report considers that the recommendation has no legal or statutory implications which require the consideration of Council.

Consultation

The author of this report considers that consultation via the Section 223 process is appropriate for the matter under consideration.

Attachments

Correspondence from submitters.

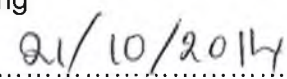
5.17 p.m.

Councillor Storer returned to the meeting

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 5.17 P.M.

Confirmed as being a true and accurate record of the Meeting


.....
Chair


.....
Date



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20/8/14

I LOOK FORWARD TO SPEAK ON BEHALF
OF MANY RATEPAYERS AND LOCALS OF
VIOLETTOWN, AT COUNCIL MEETING.

I WILL ADDRESS MANY POINTS, AND HAVE
NO PROBLEM TO TAKE THIS MATTER FURTHER
TO STATE GOVERNMENT AND VCAT.

THANK YOU FOR YOUR TIME.

MAREE MATHER

PO BOX 648

BENALLA . 3671



D

20 8 14

Mr Steve Crawcoeur
CEO
Shire of Strathbogje
Binney St
Ennora WA 3666

Dear Mr Crawcoeur,

Re: Shadforth Reserve, Violet Town.

I place an objection for the above Reserve being considered by Council for Violet Town Community House Committee to become managers of the Reserve.

What is the proposal of this committee and made up of whom, there plan of activities and future plans of the Reserve?

There is a Rarecourse, 2 ovals, 18 hole golf course and buildings on this Reserve.

There is illegal 'tree plantation' which has been carried out that council needs to rectify and bring the Reserve back to "THE SHADFORTH RESERVE".

- Regulation for the care, protection and management of the Shadforth Reserve, Violet Town. (section 218 Land Act 1938)

I have attached the extract dated 22/12/1965, for yourself and all councillors to read up on.

I ask for the right to address council on this matter.

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I have also attached a copy of the racing committee of Violet Town which was formed in 1887.

Being "horse capital" of Victoria as the Shire sells itself, there is a lot of potential for the growth of the Shire to have the racecourse up and going to 110%.

- More growth & capital in area.
- Tourism will exceed.
- Local horse trainers to use.
- Real Estate growth.
- Country Race meetings to be held in local Shire (not adjoining Shire).

Yours sincerely,



THOMAS. C. MAHER
RMS 3150
EURON. 3666.

20/8/14.

cc: Denis Napthine - minister for Racing
Matthew Guy - Minister for Planning

[Extract from the Victoria Government Gazette, No. 105, dated 22nd December, 1905.]

REGULATIONS FOR THE CARE, PROTECTION AND MANAGEMENT OF THE SHADFORTH RESERVE, VIOLET TOWN.

WHEREAS by section 218 of the Land Act 1958 the Minister of Lands is empowered to make Regulations as to any land which under the provisions of that Act or of any other Act relating to Crown lands has been reserved for any public purpose whatsoever and which has not been conveyed to or vested in trustees: And whereas certain Crown lands in the Town of Violet Town and described in a notice published in the Gazette of the twenty-seventh day of June, 1951, were reserved as a site for Public Recreation and Showgrounds: And whereas such lands (hereinafter called "the Reserve") have not been conveyed to or vested in trustees: And whereas it is expedient that Regulations for the care, protection and management of the Reserve and for other purposes connected therewith should be made: Now therefore I, James Charles Murray Balfour, Her Majesty's Minister of Lands in and for the State of Victoria, in pursuance of the powers aforesaid, do hereby make the following Regulations for or with respect to the Reserve:—

The Reserve has been placed under the control of the Violet Town Shire Council as the Committee of Management with power and authority to enforce the following Regulations:—

1. The Reserve shall be opened to the public from sunrise to sunset free of charge, except on such days, not exceeding 52 in any one year, as the Reserve may be set apart for cricket or football matches, fêtes, sports or holiday amusements, on any of which occasions a sum not exceeding five shillings may be charged and taken for admission of every adult to the Reserve.

2. No person shall—

- (a) Enter or remain in the Reserve who may offend against decency as regards dress, language, or conduct, or who may behave in a disorderly, unseemly or offensive manner, or create or take part in any disturbance.
- (b) Enter or remain in the Reserve whilst in a state of intoxication.
- (c) Bring any intoxicating liquor on to the Reserve without the consent of the Committee first obtained.
- (d) Exercise or train any horse or pony on the Reserve, or any part thereof, without the consent of the Committee first obtained.

3. The Committee shall have power to hold entertainments, shows or performances on the Reserve, and to make a charge for admission thereto, as hereinbefore provided.

4. The Committee shall have the power to let any portion of the Reserve to any club, association, person or society for the purpose of holding entertainments, performances, shows or sports, subject to the payment of such fees and on such terms as it may deem to be reasonable and consistent with these Regulations, and to authorize any club, association, society or person to make a charge for admission thereto as hereinbefore provided in these Regulations.

5. No persons, except the Committee or its officers or employees on duty shall enter any part of the Reserve, on an occasion when a charge is made for admission thereto without first paying the fees chargeable for such admission.

6. No person shall park a motor car, vehicle or motor cycle in the Reserve except at such places as are set apart for the purpose by the Committee who reserve the right to make a parking charge not exceeding two shillings for each vehicle.

7. No person shall play or engage in any organized sport, game or competition within the Reserve on Sundays, Good Friday, or Anzac Day without the permission, in writing, of the Committee first obtained.

8. Persons renting or hiring any stand, building, erection or enclosure on the occasion of any sports, fêtes, or holiday amusements may be required to deposit any sum which the Committee may at any time determine by way of guarantee that due care shall be taken of such stand, building, erection or enclosure, and such Committee, in its absolute discretion, may make good any damage or injury sustained by such stand, building, erection or enclosure, or anything contained therein during such occupancy or hiring, and deduct the cost of making good such damage, injury or loss from the sum of money deposited by way of guarantee, and all persons so renting or hiring shall abide by these Regulations, and by any order given by the Committee.

9. No person shall, in the Reserve, interfere with or break or damage any of the trees, plants or shrubs, or pluck any flowers, or climb, jump or get over or under any of the fences, gates, seats or other structures therein; or roll or throw stones or other missiles, or leave any bottles, broken glass, paper, fruit peel or any refuse or rubbish whatever therein or post bills or advertisements on any of the fences, gates, seats or other structures therein.

10. No person shall light a fire in the Reserve without the consent of the Committee.

11. No person shall bring into the Reserve any dog, unless controlled by a chain or cord, without permission, in writing, of the Committee first obtained.

12. No person shall put in the Reserve, any cattle, horses, sheep, goats, pigs or other animals without the permission, in writing, of the Committee first obtained.

13. No person shall camp in the Reserve, nor erect therein any building or any booth for the purpose of offering for sale any article, without permission, in writing, of the Committee first obtained.

14. No person shall enter the Reserve, or pass over the playing area or oval with any vehicle, or on horseback, without the permission of the Committee first obtained, nor drive or ride amongst or to the danger or annoyance of persons assembled on any part of the Reserve.

15. No person shall bet publicly in any part of the Reserve, without permission, in writing, of the Committee first obtained.

16. No person, club or other body shall, without the consent of the Committee first obtained, grade or scrape the ground off or cut any grass growing on any part of the Reserve.

17. No person shall remove any earth, sand, stone, mud or gravel from the Reserve.—(No. 460.)

Given under my hand at Melbourne on the 16th day of December, 1905.

JIM BALFOUR,
Minister of Lands.

Every person who contravenes or fails to comply with these Regulations shall, in accordance with the provisions of section 218 of the Land Act 1958, for each offence be liable to a penalty of not more than five pounds, and every person who contravenes or fails to comply with any such Regulations, and who, after he has been warned by any bailiff of Crown lands or by any member of the Police Force, does not desist therefrom may be forthwith apprehended by such bailiff or member of the Police Force and taken before some justice to be dealt with according to law and shall be liable to a penalty of not more than Ten pounds.

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Viols Town
June 7th 1887

To the
Secretary of Lands
Melbourne

Sir

A Reserve granted
for Racecourse at Viols Town the follow-
ing Gentlemen have consented to
act as trustees for the Reserve viz

William Grattan	Grazier	Gowangardie
John Noonan	Farmer	Lamblough
John Du Shane	Hotel Keeper	Viols Town
William E. Hill	Saddler	Viols Town
John Underwood	Grazier	Viols Town
Alex McGeorge	Draper	Viols Town
William Lane	Hotel Keeper	Viols Town

Will you please take the necessary steps
to get the above named Gentlemen, gazetted
at your earliest convenience

Your obediently
W. Du Shane
Hon Secretary Viols Town
Central Racing Club

W. Du Shane