



SHIRE

Of

MEEKATHARRA

MINUTES

Of

HEALTH, BUILDING & TOWN PLANNING MEETING

Held

AT THE COUNCIL CHAMBERS, MEEKATHARRA

On

WEDNESDAY DECEMBER 7, 2011

COMMENCING AT 5:02 PM

MINUTES

1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS:

1.1 DECLARATION OF OPENING

The Corporate and Development Services Manager, Krys East, declared the meeting open at 5.02 pm.

1.1.1 ELECTION AND SWEARING IN OF COMMITTEE CHAIRPERSON

The Corporate and Development Services Manager, Krys East, called for nominations. One nomination was received for the office of Committee Chairperson in favour of Cr Trenfield. Further nominations were invited, none being received. The CDSM declared Cr Trenfield elected unopposed as Committee Chairperson forthwith and until when the chairperson is next elected.

1.2 DISCLAIMER READING

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

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

The Committee Chairperson, Cr NL Trenfield, read the disclaimer aloud.

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

Members

Cr NL Trenfield - Committee Chairperson
Cr TR Hutchinson
Cr PS Clancy
Cr JE Burgemeister

Staff

Bill Atyeo - Principal Environmental Health Officer/Building Surveyor
Krys East - Corporate & Development Services Manager

Apologies

Cr AG Burrows

Approved Leave of Absence

Nil

Observers

Nil

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

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4. PUBLIC QUESTION TIME

Nil

5. APPLICATIONS FOR LEAVE OF ABSENCE

Moved: Cr NL Trenfield

Seconded: Cr PS Clancy

That Cr AG Burrows be granted leave of absence for the February 2012 Health, Building and Town Planning meeting.

CARRIED 4/0

6. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

**6.1 HEALTH, BUILDING AND TOWN PLANNING COMMITTEE MEETING
HELD NOVEMBER 9, 2011.**

Committee Resolution:

Moved: Cr PS Clancy

Seconded: Cr JE Burgemeister

That the minutes from the Health, Building and Town Planning Committee held Wednesday November 9, 2011 be confirmed.

CARRIED 4/0

7. PETITION/ DEPUTATIONS/ PRESENTATION/ SUBMISSIONS

Nil

**8. ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT
DISCUSSION**

Nil

9. REPORTS OF COMMITTEES AND OFFICERS

9.1 OFFICERS MONTHLY REPORTS

9.1.1 PRINCIPAL ENVIRONMENTAL OFFICER/BUILDING SURVEYOR'S REPORT

Principal Environmental Health Officer/Building Surveyor's Report

Meekatharra Health, Building, Town Planning Committee

W.V. Atyeo
November 2011

I was in attendance at the Shire from the 7th to 11th November 2011.

BUILDING LICENSES ISSUED:

There were three (3) Building Licenses processed and issued during this time.

BL11/11 was issued to Apartment 60 Pty Ltd, T/A Outback Travel Centres, GPO Box 2023, Subiaco WA 6904 for Additions to the Capricorn Roadhouse and its refurbishment.

BL12/11 was issued to Guthrie Constructions & Consultancy 36 Rufford Lane, Canning Vale WA 6155 for Retrospective buildings of numerous Administration Buildings for Pilbara Chromite Pty Ltd Coobina minesite.

BL13/11 was issued to WA SHED Commercial Pty Ltd., 15 Hanson Street, Maddington WA 6109 for construction of New Laboratory and Shed on DeGrussa Mine Site, 150 Kms North of Meekatharra.

Building License Statistics:

The statistics as required by the ABS and WorkSafe, and others were dispatched accordingly within the required framework as laid down by WorkSafe. Monthly reporting is now required.

DEMOLITION LICENSES ISSUED:

There were Nil (0) Demolition Licenses issued during this time.

OTHER MATTERS:

ISSUE OF SECTION 39 AND 40 CERTIFICATES – BLUEBIRD WET MESS

Under the Liquor Licensing Act all premises are required to be issued Section 39 and a Section 40 Certificates by the Local Government. These were processed and issued to the GMK EXPLORATION PTY LTD. The certificates certify compliance with the Town Planning Scheme and the Health Act and other legislation.

ROYAL MAIL HOTEL

Further inspections will be conducted next visit to Meekatharra in regard to ongoing issues. These are to be completed by then. Unfortunately the owner was not present at the time of this inspection. Hopefully he will be present at the next one.

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Section 39 and 40 certificates are also required by the ORGL, plus occupancy rates for the different areas of the hotel where people may gather. This is also the same for the Commercial Hotel and I am assuming the Meeka Hotel as well.

NEW BUILDING ACT

Following submissions to WALGA and the Department of Commerce by us and other Local Governments, the Minister has delayed the application of the new Building Act until the 2nd April 2012 where it was proposed to be the 1st January 2012.

The new Act is a major change to the building legislation for WA, with the reform comprising of new Complaint Resolution processes, registration of building practitioners and new building certifiers, new fee structure and the streamlining of the building approvals process.

I have worked on some of the new application and certification forms, but these will take time to complete, along with the introduction of new fees, certificates etc etc, along with new delegations within the Shire structure. These will need to be discussed and solutions raised, along with training of staff as required.

UNFIT FOR HUMAN HABITATION NOTICE – FIRE – LOT 254 DARLOT ST

As a result of a fire the house was extremely affected and I declared it unfit for human habitation with demolition required. The following letter and Notice were duly served in accordance with the Health Act.

I am sure that you are aware by now that your house at Lot 254 Darlot Street has been extensively damaged by fire. I have inspected the damage done and have this day declared the house unfit for human habitation and that the house is to be demolished under the provisions of the Health Act.

The house in its present condition is considered to be an extreme health risk to the adjacent properties and to the community as a whole. Thus the Health Notice as attached has been served on the house and a copy to you this day.

I feel the house is damaged beyond repair and is required to be fully demolished by the compliance date stated in the second schedule of the Notice. If you have not complied with the conditions of the second schedule of the Notice by the compliance date, then you are in breach of the Notice. Should you be in breach of the Notice, then Council may decide to carry-out the works required by the second schedule and invoice you for the total costs associated with this.

You are advised that Section 36 of the Health Act 1911 affords you rights of appeal against a decision of Council and I have copied that section for you.

36. Review of orders and decisions of local governments

Any person aggrieved by any order or decision of a local government may apply to the State Administrative Tribunal for a review of the order or decision.

Upon the local government being given a copy of an application made under subsection (1) for review of a decision or order, any proceedings commenced by the local government under the decision or order to recover expenses incurred by it shall be stayed.

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If I can be of assistance, please feel free to contact me. If you have any questions in relation to the above matter, please contact the undersigned on 040 998 1144

Health Act 1911 (as amended)

NOTICE

TAKE NOTICE that by virtue of the powers conferred under the provisions of the Health Act 1911 (as amended), the Council of the Shire of Meekatharra, being the Local Authority in and for the health district of Meekatharra, **DECLARES** that, pursuant to Section 135, the dwelling described in the **FIRST SCHEDULE** hereto, of which you are the owner, is **Unfit For Human Habitation** and shall not be occupied after the **Eleventh (11th) day of November 2011**, and that the works detailed in the **SECOND SCHEDULE** hereto have been satisfactorily completed by the date stated.

FURTHER TAKE NOTICE that the dwelling shall not be inhabited or occupied by any person from the date stated above. Any person who permits any person to occupy the above dwelling, or any person who occupies the dwelling, is in breach of the provisions of the said Act. Any breach of this Notice constitutes an offence, and may result in the matter being placed in the hands of Council's Solicitors for prosecution.

FIRST SCHEDULE

Premises: Steel framed, Fibro Clad dwelling with timber roof framing and steel clad roof.

Location: Lot 254 Darlot Street – Meekatharra WA 6642

Owner: Robert CHRISTIE

PO Box 1361

DERBY WA 6728

SECOND SCHEDULE

Pursuant to Section 137(i) of the Health Act 1911, the owner will, on or before the **Eighth (8th) Day of December 2011**, totally demolish the whole of the building and all affected associated buildings. Also, the complete allotment is to be cleared of all rubbish, defective structures, all of which shall be removed to the licensed landfill of the Shire of Meekatharra in a safe manner.

Dated this Eleventh (11th) Day of November 2011.

Issued by and under the direction of Council.

DORAY CAMP – LOT 1017 MEEKATHARRA

Discussions were held with representatives of Doray Minerals in regard to the Camp proposed for Lot 1017 Meekatharra. Lease figures were discussed following valuations of the property by three independent persons, and the matter of sewage disposal was also discussed.

Officers of Council will further investigate and follow-up on Councils previous attempts to secure more land for the expansion of the sewerage ponds to the east of the hospital which are owned/managed by Council. It was pointed out that unless we can expand the ponds then it may very well be not possible for the Camp to discharge to our ponds. They are looking at alternatives and I have had further discussions with Kevin Dockery (representing Doray) over the last two weeks in regard to this.

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Further actions will be taken as we progress this.

OAKAJEE PORT AND RAIL (OPR) – MEETING WITH ERIC ENGLUND

I met with Mr Eric Englund and had discussions in regard to the 4 Km corridor to be declared for the construction of the railway. There is to be a permanent camp as indicated on the map that was handed to me by Eric, and also a level crossing that will require some road changes in a specific area.

We discussed the approval process for the Camp and the issues that would need to be addressed, and I will forward these to Eric at a later date.



**Principal Environmental Health Officer
Building Surveyor**

Committee Resolution:

**Moved: Cr TR Hutchinson
Seconded: Cr PS Clancy**

That the Principal Environmental Officer/Buildings Surveyor's Report for November 2011 be received.

CARRIED 4/0

10. STATUS REPORT

DATE	SUBJECT	PROPERTY	ACTION REQUIRED	RESPONSIBLE PERSON	STATUS	ACTION TAKEN	DATE
June 2011	Staff Housing	Lot 208 Hill St	Council at Ordinary Council Meeting resolved to engage designer to draw up plans and specifications for renovations to Lot 208 Hill St for conversion of existing dwelling into two self contained 1 bedroom units	CDSM	Ongoing	<p>Contacted Architect re quote for design</p> <p>Quote accepted.</p> <p>Draft design presented to Councillors at Ordinary Council meeting held 19.08.11 for comments/suggestions/alterations</p> <p>Architect commenced preparation of tender documents on agreed draft plan.</p>	<p>20.06.11</p> <p>19.08.11</p> <p>07.10.11</p>

Committee Resolution:

Moved: Cr JE Burgemeister

Seconded: Cr PS Clancy

That the Status Report for November 2011 be received.

CARRIED 4/0

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11. NEW BUSINESS OF AN URGENT NATURE – INTRODUCED BY RESOLUTION OF THE MEETING

Moved: Cr JE Burgemeister

Seconded: Cr TR Hutchinson

That the following item be included as an item of an urgent nature introduced by Resolution of the Committee.

CARRIED 4/0

11.1 REQUEST FROM PHARMACY REGARDING LOPPING TREE

Title/Subject: REQUEST FROM PHARMACY REGARDING LOPPING TREE

Agenda/Minute Number: 11.1

The owner of the pharmacy in Main Street requested permission for lopping the tree in front of the pharmacy to increase visibility. He also asked permission for putting up a sandwich sign in the median strip to advertise the pharmacy.

Moved: Cr JE Burgemeister

Seconded: Cr PS Clancy

That the Committee not give permission to the owner of the pharmacy to lop or alter the tree outside his business due to heritage significance, and that a sandwich board must not be placed in median strip but may be placed on the footpath.

CARRIED 4/0

11.2 CANCELLATION OF JANUARY 2012 HEALTH, BUILDING & TOWN PLANNING MEETING

Title/Subject: CANCELLATION OF JANUARY 2012 HEALTH, BUILDING & TOWN PLANNING MEETING

Agenda/Minute Number: 11.2

Moved: Cr JE Burgemeister

Seconded: Cr PS Clancy

That the January 2012 Health Building & Town Planning meeting be cancelled.

CARRIED 4/0

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12. **ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**
Nil
13. **CLOSURE OF MEETING**
The Committee Chairperson, Cr NL Trenfield, declared the meeting closed at 5.45 pm.