



MOIRASHIRE
ON THE MURRAY

MINUTES

**SPECIAL MEETING HELD AT THE YARRAWONGA
COMMUNITY HALL, ORR STREET, YARRAWONGA
ON WEDNESDAY, 4 NOVEMBER 2009**

The meeting commenced at 6.00 pm.

PRESENT: Councillor David McKenzie (Mayor)
Councillor Tim McCurdy (Deputy Mayor)
Councillor Edward Cox
Councillor Judy Heather
Councillor Garry Jones
Councillor Brian Keenan
Councillor Alex Monk
Councillor Jessie McCallum
Councillor Peter Robinson

IN ATTENDANCE:

Gary Arnold	Chief Executive Officer
Chris Cowley	Director Corporate and Community
Gary Van Driel	Director Development and Environment
Richard Whiting	Manager Planning and Building

1. CALLING TO ORDER – CEO

The CEO called the meeting to order

2. PRAYER

The Mayor read the Prayer.

Almighty God we humbly ask you to guide our deliberations for the welfare and benefit of the Moira Shire and its people whom we serve.

Amen

3. APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE

Nil

4. DECLARATION UNDER ACTS, REGULATIONS, CODES OR LOCAL LAWS

Nil

5. DECLARATION OF ANY INTEREST OR CONFLICT OF INTEREST

Councillor Brian Keenan disclosed a Conflict of Interest in item 16.1.

6. OFFICERS REPORTS FOR DETERMINATION

6.1 YARRAWONGA TO BUNDALONG FORESHORE MASTER PLAN 3

7. CONFIDENTIAL BUSINESS

8. CLOSE OF MEETING

The meeting closed at 6.55 pm.



**GARY ARNOLD
CHIEF EXECUTIVE OFFICER**

FILE NO: VARIOUS 5. WORKING TOGETHER COUNCIL PLAN ACTION NO. N/A
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ITEM NO: 6.1 (DIRECTOR DEVELOPMENT & ENVIRONMENT, GARY VAN DRIEL)

YARRAWONGA TO BUNDALONG FORESHORE MASTER PLAN

Councillor Brian Keenan declared a Conflict of Interest in the following item and left the meeting at 6.01pm.

1. Executive Summary

The final round of community consultation for the draft Yarrowonga to Bundalong Foreshore Master Plan has been completed and twelve (12) submissions have been received. A further letter from an earlier submitter was received on 8 September 2009.

The Plan comprises an urban design framework for land in the study area.

A summary of the issues raised by the respondents and considered by the Steering Committee is provided in this report.

The preparation of the Yarrowonga to Bundalong Foreshore Master Plan is a joint initiative of Moira Shire Council and Goulburn Murray Water (G-MW). The Plan seeks to develop a long term (e.g. 20 year) vision for the Yarrowonga-Bundalong foreshore from Yarrowonga Weir to Lewingtons Road, Bundalong.

This report recommends adoption of the final Yarrowonga to Bundalong Foreshore Master Plan.

2. Discussion

Following a second round of community consultation, 12 submissions have been received. The main issues raised by the respondents to the Final Plan include:

- The maintenance of, access to and responsibility for existing facilities along the foreshore;
- The construction of new facilities, maintenance and the proposed implementation timetable and schedule;
- The proposed treatment of the lake edge foreshore interface, particularly in the high erosion risk areas along the foreshore; and
- Access rights for the community.

The submissions are detailed with comments as an attachment to this report.

A number of submissions were received and representations made in relation to the lake edge foreshore treatment and provision of access and pathway on the lake edge. Some landowners regard such a proposal as an unwelcome intrusion, despite the land in question being almost entirely in public ownership (by way of easements in favour of Goulburn Murray Water or the Council).

In relation to a shared pathway the Plan, at various nodes, encourages general public access along the foreshore by way of new shared pathways and the upgrade of existing pathways. This important connection will emerge over time as land is developed, redeveloped or reclaimed. For example, a shared pathway forms an integral part of the approval for Silverwoods. A pedestrian foreshore walkway is a tourism opportunity for the Moira community which is entirely consistent with the Plan and the State Governments position.

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ITEM NO: 6.1 (DIRECTOR DEVELOPMENT & ENVIRONMENT, GARY VAN DRIEL)

YARRAWONGA TO BUNDALONG FORESHORE MASTER PLAN (cont'd)

The final Plan has been exhibited and relevant comments will be incorporated as an Addendum to the report (refer attachment).

3. Financial Implications

An Implementation Plan, when finalised, will provide indicative costs for amenities and public facilities proposed. Adoption of the Plan will assist with obtaining grants to undertake works recommended in the Plan.

4. Community Consultation

Community and stakeholder consultation is a fundamental part of developing the Plan. Commencement of this project occurred back in 2008, some 18 months ago.

The initial consultation was undertaken in April 2008. A Steering Committee meeting was convened to consider 115 submissions received.

An information session was held on the foreshore on Saturday 27 June 2009, which provided a further opportunity for the community to ask questions about the Plan. Following formal advertising, a further 12 submissions have been received

The Steering Committee for the Plan, which includes community representatives, considered the submissions received at a meeting on Wednesday 2 September 2009. Following the final round of consultation, all matters raised are proposed to be addressed as per the attachment to this report.

A (late) request that closure of access off Woodland Drive to Woodland Park be considered has been referred to the Assets Department to obtain a position.

Further community consultation will be undertaken for specific projects outlined in the Plan.

5. Legislative / Policy Implications

Relevant policies will be reviewed upon completion of the final plan.

6. Environmental Implications

The Plan seeks to protect and improve the foreshore environment including water quality.

7. Conflict of Interest Considerations

There are no council officer conflict of interest issues.

8. Conclusion

The final Plan was prepared in response to issues raised by respondents following exhibition of the draft Plan, and has previously been reported to the Council. The final Plan addresses the four main themes; that is, retention of the existing willow trees, amalgamation of the Yarrowonga Yacht, Rowing and Angling Clubs, relocation of The Junction (Pasley Street) Boat Ramp and relocation of the Bank Street Boat Ramp.

FILE NO: VARIOUS
5. WORKING TOGETHER
COUNCIL PLAN ACTION NO. N/A

ITEM NO: 6.1
(DIRECTOR DEVELOPMENT &
ENVIRONMENT, GARY VAN DRIEL)

YARRAWONGA TO BUNDALONG FORESHORE MASTER PLAN (cont'd)

The Plan proposes both soft and hard edged engineering treatments for the lake edge as deemed appropriate by Goulburn Murray Water.

It is recommended that the Plan be adopted and that funding opportunities be explored for initiatives outlined in the Plan.

RECOMMENDATION

That Council adopt the Yarrowonga to Bundalong Foreshore MasterPlan

MOTION

CRS. JESSIE MCCALLUM / JUDY HEATHER

That Council adopt in principle the Yarrowonga to Bundalong Foreshore MasterPlan with further investigation into location and structure of walking tracks on lake edge from Yarrowonga to Bundalong.

(CARRIED)

The motion was carried unanimously.

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YARRAWONGA TO BUNDALONG FORESHORE MASTER PLAN (cont'd)

** Steering committee comments					
Submission	Comments 1	Comments 2	Comments 3	Comments 4	Comments 5
1	<ul style="list-style-type: none"> Proposed relocation of water slide to Burley Street pool. Splash pool installed. Subject to Council decision. 	<ul style="list-style-type: none"> Removal of swimming pool at Yarrowonga Foreshore. GMW – No comment. Subject to Council decision. Safety issue for Council. Reclaim land to create Foreshore for water skiers and picnic area. <p>Yacht Club Precinct – detailed design. Where appropriate nothing precludes it in the plan e.g. Skate Park constructed on reclaimed land.</p>	<ul style="list-style-type: none"> Retention of water theme play area. GMW – No comment. Moira Shire Council – separate process / decision. Unused roads between Majors Lane and Bundalong access to lake. Consistent with plan – opportunities can be explored – to be further investigated. 	<ul style="list-style-type: none"> Removal of toddlers pool from Yarrowonga Foreshore. Subject to Council decision – safety issue for Council. Installation of footbridge on creek downstream of Pasley Street Boat Ramp, Bundalong. Not inconsistent with plan (access is promoted). To be further investigated. 	
2	<ul style="list-style-type: none"> Removal of swimming pool at Yarrowonga Foreshore. <p>Subject to Council decision.</p>	<ul style="list-style-type: none"> Lack of town footpath connections and pedestrian access. <p>Council matter – Goulburn Murray Water works complete at Bundalong.</p> <ul style="list-style-type: none"> The maintenance of, access to and responsibility for the existing facilities along the Foreshore. 	<ul style="list-style-type: none"> Possible conflicting agendas between Moira Shire Council and Goulburn Murray Water. The plan provides for an alignment of agendas. The construction of proposed new facilities, their maintenance and the proposed implementation timetable and schedule. 	<ul style="list-style-type: none"> Suggestion to look at member's liability insurance for Foreshore Committees, Yacht and Rowing Clubs. Not part of plan. The proposed treatment of the lake edge foreshore interface, particularly in high erosion risk area along the foreshore. Not inconsistent with the plan. 	
3					
4					

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YARRAWONGA TO BUNDALONG FORESHORE MASTER PLAN (cont'd)

Submission	Comments 1	Comments 2	Comments 3	Comments 4	Comments 5
5	<ul style="list-style-type: none"> Public access and a proposed pedestrian foreshore walkway. <p>Consistent with status of land and State Government whitepaper – public access/tourism opportunity for Moira community.</p>	<ul style="list-style-type: none"> Planning overlays. 	<ul style="list-style-type: none"> Freehold ownership rights. 	<ul style="list-style-type: none"> Moira Planning Scheme, the Water Act and Goulburn Murray Water authority. <p>No intention of the application of a Planning Overlay.</p> <p>Law of Ecretion applies. Surveys completed by Goulburn Murray Water.</p>	<ul style="list-style-type: none"> Notification of all affected residents the possible impacts of the present proposal. <p>All residents were notified of the Plan (4000+).</p>
6	<ul style="list-style-type: none"> The number of vessels accessing the lake and rivers and should be limited to protect user safety. <p>Exclusive use not encouraged. NSW Maritime responsible for management on water.</p>	<ul style="list-style-type: none"> Consider the size and type of sailing vessel. <p>Good idea but not part of an urban design framework. Detail as part of design.</p>	<ul style="list-style-type: none"> Central clubhouse. Maximising public use. <p>Agreed.</p>		
7	<ul style="list-style-type: none"> Zoning of land at two sites on the corner of Hunt and Lynch Street – Public Park and Recreation Zone (PPRZ). <p>Anomaly. To be addressed as part of Planning Scheme Amendment.</p>				
8	<ul style="list-style-type: none"> The speed restricted zone between the Yarrowonga Yacht Club and Chinaman’s Island. <p>Suggested in plan.</p>	<ul style="list-style-type: none"> Mooring space for power craft could be provided by buffers along the concrete retaining walls. <p>Trail being undertaken (Infrastructure Planning)</p>			

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YARRAWONGA TO BUNDALONG FORESHORE MASTER PLAN (cont'd)

Submission	Comments 1	Comments 2	Comments 3	Comments 4	Comments 5
9	<p>Supporting the concept of modifying the foreshore for social and family recreation facilities.</p> <p>No comment required.</p> <p>Provision for the future use of a road traffic bridge connecting Melbourne Street with Belmore Street.</p> <p>Not part of study area.</p> <p>Woodland Park and Luton Drive Reserve in relation to the public access to the foreshore, new rowing club facility, public boat ramp and jetty willow tree removal and soft engineered edge treatment.</p> <p>Address in Plan.</p>	<p>Department and Goulburn Murray Water initiative).</p> <p>Objecting to the relocation of the waterslide.</p> <p>Future Council decision.</p> <p>Boat ramp at Bank and Ely Streets to be retained.</p> <p>To be retained – address in final version of Plan.</p> <p>Approves the retention of boat launching facilities and improvement of public facilities at Woodlands area.</p> <p>Noted.</p>	<p>Supporting the creation of a new boat ramp but not at the proposed location.</p> <p>Noted. Resolved in final Version of the plan.</p> <p>Concerned with the removal of willow trees.</p> <p>Addressed.</p> <p>Supports the initiatives in relation to the Bathumi Reserve.</p> <p>Noted.</p>	<p>Strongly object to maintaining the current location of the visitor centre and should be located in the prominent position known as “Sullivans Folly”.</p> <p>Moira Shire Council / Regional Development Victoria decision (opportunities to be explored).</p> <p>Issues in relation to the relocation of the Aquatic Recreation Facilities .</p> <p>Supports the initiatives in relation to Majors Creek Reserve.</p> <p>Noted.</p>	<p>Rezoning of land adjoining the south side of the Hunt Street and Woods Road Boulevard.</p> <p>Anomaly (to be corrected).</p> <p>Botts Road Reserve in relation to Rowing Club, Chinaman’s Island and Rowing Club Region.</p> <p>Bundalong to be treated as a separate situation.</p> <p>Scope of project – Bundalong is part of the greater Yarrawonga community.</p>

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YARRAWONGA TO BUNDALONG FORESHORE MASTER PLAN (cont'd)

Submission	Comments 1	Comments 2	Comments 3	Comments 4	Comments 5
10	<ul style="list-style-type: none"> Decline of platypus numbers in Lake Mulwala. <p>Goulburn Murray Water seeks to promote and protect habitat.</p> <p>Put in touch with Department of Sustainability and Environment, Senior Biodiversity Officer.</p>	<ul style="list-style-type: none"> Protection measures relating to human-related pressure to benefit platypus and other wildlife. 	<ul style="list-style-type: none"> Platypus Protection Areas. 	<ul style="list-style-type: none"> Public education including appropriate signage to highlight risks to platypus. 	<p>Bundalong provides important connections for tourism – “Foreshire Plan”.</p> <ul style="list-style-type: none"> Platypus-friendly design of development in relation to water bodies specifically at Silverwoods.
11	<ul style="list-style-type: none"> Location of play areas to remain at the northern end of Lynch Street. <p>Moira Shire Council issue.</p>	<ul style="list-style-type: none"> Consideration of platypus in relation to edging and walkways. <p>To be addressed by Goulburn Murray Water and detailed design.</p>	<ul style="list-style-type: none"> Tourist Information Centre to remain at its current location. <p>Council and Regional Development Victoria decision.</p>		
12	<ul style="list-style-type: none"> Welcome the close of grass areas at Woodlands Park. <p>Noted.</p>	<ul style="list-style-type: none"> Car park and picnic area in the south western corner of Woodlands Park does not lend itself to users of the park. <p>Detailed design to address.</p>	<ul style="list-style-type: none"> Retaining the current toilet block close to the south eastern corner of the park. <p>Corner Linthorpe Drive – not specified as to be retained (but not intended to be removed).</p>	<ul style="list-style-type: none"> Propose that the new car park be located off the current road in the park between the children’s play area and the lake edge. <p>Detailed design to address.</p>	

RECOMMENDATION

That standing orders be suspended for 10 minutes.

MOTION

CRS. JESSIE MCCALLUM / EDWARD COX

That standing orders be suspended at 6.31 pm.

(CARRIED)

Councillor Brian Keenan returned to the meeting at 6.40pm.

RECOMMENDATION

That standing orders be resumed.

MOTION

CRS. GARRY JONES / EDWARD COX

That standing orders be resumed at 6.43 pm.

(CARRIED)

RECOMMENDATION

That pursuant to Section 89(2) of the Local Government Act, 1989, this meeting of Council be closed to members of the public in order for Council to discuss contractual, industrial and any other matters which the Council or Special Committee considers would prejudice the Council or any person.

MOTION

CRS. GARRY JONES / JUDY HEATHER

That the recommendation be adopted.

(CARRIED)

RECOMMENDATION

That pursuant to Section 89(2) of the Local Government Act 1989, Council resolve to resume the Ordinary meeting.

MOTION

CRS. GARRY JONES / PETER ROBINSON

That the recommendation be adopted.

(CARRIED)

RECOMMENDATION

That the recommendations of the "Closed" Meeting of Council with regard to contractual, industrial and any other matters which the Council or Special Committee considers would prejudice the Council or any person be adopted.

MOTION

CRS. GARRY JONES / JESSIE MCCALLUM

That the recommendation be adopted.

(CARRIED)