



Hawkesbury City Council

ordinary
meeting
business
paper

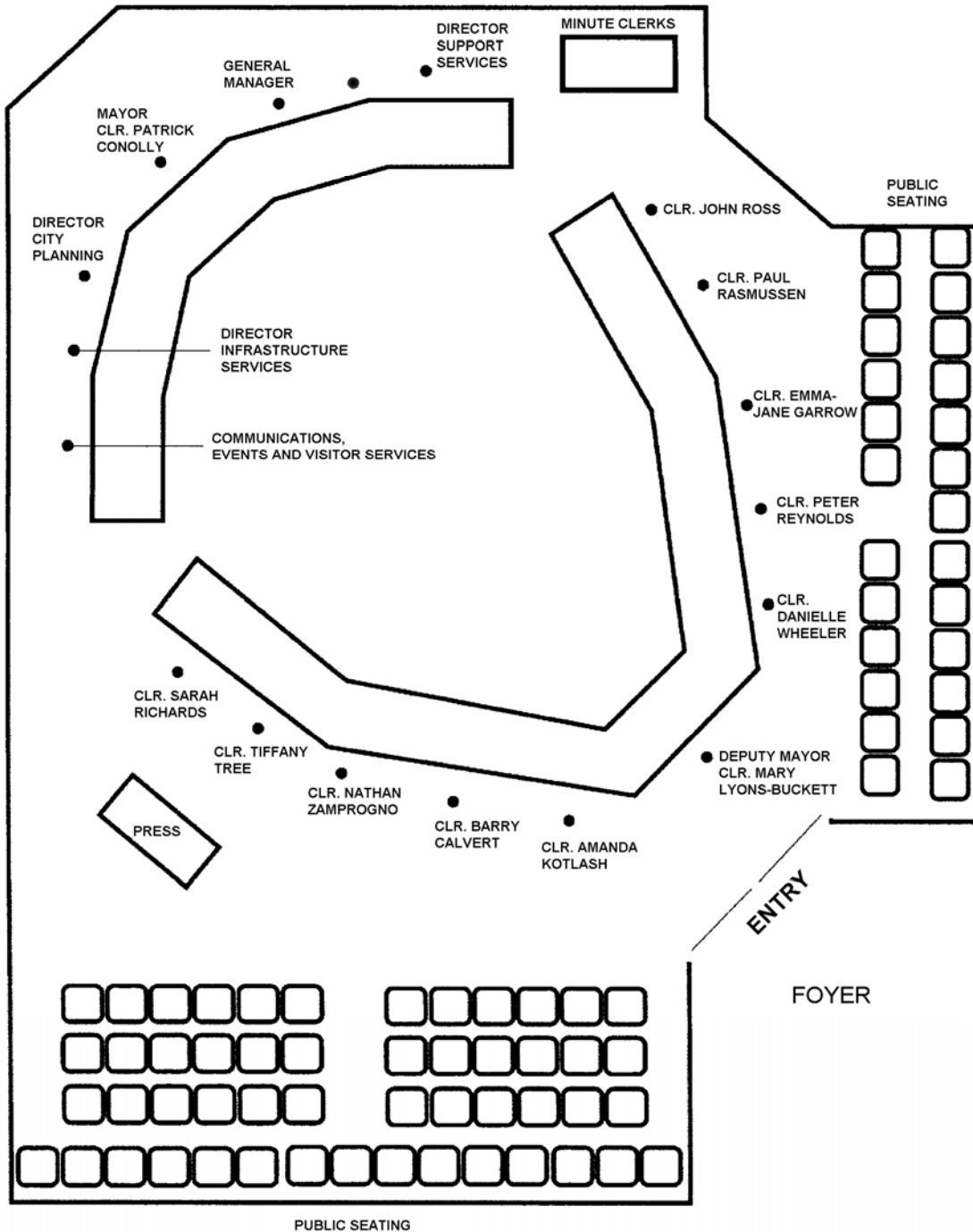
date of meeting: 08 December 2020
location: council chambers and
by audio-visual link
time: 6:30 p.m.



mission statement

*Hawkesbury City Council
leading and working
with our community
to create a healthy
and resilient future.*

Hawkesbury City Council



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Meeting Date: 08 December 2020

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ORDINARY MEETING
Procedural Matters
Meeting Date: 08 December 2020

PROCEDURAL MATTERS

Welcome

The Mayor, Councillor Patrick Conolly will acknowledge the Indigenous Heritage.

The Acting General Manager will address the Council meeting, mentioning:

- Emergency Procedures
- Recording of the Council Meeting
- Statement regarding people addressing the Meeting
- Mobile phones

Attendance

Attending Councillors and Council staff members will be noted for the purposes of the Minutes.

Apologies and Leave of Absence

The Mayor will ask for any Apologies or Leave of Absence Requests to be noted.

Declaration of Interest

The Mayor will ask for any Declaration of Interests from the attending Councillors. These will then be addressed at the relevant item.

Acknowledgement of Official Visitors to the Council

The Mayor will acknowledge and welcome official visitors to the Council and make any relevant presentations as required.

ORDINARY MEETING

Procedural Matters

Meeting Date: 08 December 2020

ORDINARY MEETING

SECTION 1 - Confirmation of Minutes

Meeting Date: 08 December 2020

ordinary

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section

confirmation of minutes

ORDINARY MEETING

SECTION 1 - Confirmation of Minutes

Meeting Date: 08 December 2020

SECTION 1 - Confirmation of Minutes



Hawkesbury City Council

ordinary
meeting
minutes

date of meeting: 24 November 2020
location: council chambers
by audio-visual link
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ORDINARY MEETING

Minutes: 24 November 2020

Minutes of the Ordinary Meeting held at the Council Chambers and by Audio-Visual Link, Windsor, on 24 November 2020, commencing at 6:31pm.

Welcome

The Mayor, Councillor Patrick Conolly acknowledged the Indigenous Heritage.

The Acting General Manager addressed the Council meeting, mentioning:

- Emergency Procedures
- Recording of the Council Meeting
- Statement regarding people addressing the Meeting
- Mobile phones

ATTENDANCE

PRESENT:

At Council Chambers: Councillor Patrick Conolly, Mayor, Councillors Barry Calvert, Sarah Richards and Nathan Zamprogno.

By Audio-Visual Link: Councillor Mary Lyons-Buckett, Deputy Mayor and Councillors Emma-Jane Garrow, Amanda Kotlash, Paul Rasmussen, Peter Reynolds, John Ross, Tiffany Tree and Danielle Wheeler.

ALSO PRESENT:

At Council Chambers: Acting General Manager - Laurie Mifsud, Director City Planning - Linda Perrine, Director Infrastructure Services - Jeff Organ, Acting Director Support Services - Emma Galea, Manager Communications, Events and Visitor Services - Suzanne Stuart, Manager Corporate Services and Governance - Chares McElroy and Administrative Support Coordinator - Tracey Easterbrook.

By Audio-Visual Link: Strategic Planning Manager - Andrew Kearns.

APOLOGIES AND LEAVE OF ABSENCE

No apologies for absence were received from Councillors.

DECLARATIONS OF INTEREST

There were no Declarations of Interest made.

Acknowledgement of Official Visitors to the Council

There were no official visitors to the Council.

ORDINARY MEETING

Minutes: 24 November 2020

PRESENTATION - From Council's Auditors - Financial Statements for Year Ended 30 June 2020

A presentation was provided by Council's Auditor, Mr James Winter from Grant Thornton and Mr Kenneth Leung from the NSW Audit Office, in respect of Council's General Purpose Financial Statements and Special Purpose Financial Statements for the year ended 30 June 2020.

ADJOURNMENT OF MEETING

The Mayor adjourned the meeting at 6:51pm so that technical support for the audio-visual link could be provided. The meeting resumed at 6:57pm.

SECTION 1 - Confirmation of Minutes

288 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Calvert that the Minutes of the Ordinary Meeting held on the 10 November 2020, be confirmed.

ORDINARY MEETING

Minutes: 24 November 2020

SECTION 2 – Mayoral Minutes

Item: 229 MM - Position of General Manager - (79351, 79353)

A MOTION was moved by the Mayor, Councillor Conolly.

That Council:

1. Establish a selection panel to carry out the task of the recruitment of a General Manager of Council with the selection panel having the following members:
 - a) The Mayor, Councillor Patrick Conolly
 - b) The Deputy Mayor, Councillor Mary Lyons Bucket
 - c) Councillor Barry Calvert
 - d) One independent recruitment consultant.
2. Delegate to the Mayor, Councillor Patrick Conolly the task of ensuring that:
 - a) The selection panel is established.
 - b) The General Manager position description is current and evaluated in terms of salary to reflect the responsibilities of the position.
 - c) The proposed salary range reflects the responsibilities and duties of the position.
 - d) The position is advertised according to the requirements of the Local Government Act 1993.
 - e) Information packages are prepared.
 - f) Applicants selected for interview are notified.
3. Seek quotations from three recruitment agencies to:
 - a) Engage a suitably qualified person independent of Council to be a member of the selection panel.
 - b) Assist the Mayor, Councillor Patrick Conolly in the facilitation of the recruitment of a General Manager as outlined in the Mayoral Minute.
4. The quotation process for the engagement of a recruitment agency be reported back to Council for a decision on the appointment of an agency.

An AMENDMENT was moved by Councillor Rasmussen, seconded by Councillor Wheeler.

That Council:

1. Establish a selection panel to carry out the task of the recruitment of a General Manager of Council with the selection panel having the following members:
 - a) The Mayor, Councillor Patrick Conolly
 - b) The Deputy Mayor, Councillor Mary Lyons Bucket
 - c) Councillor John Ross
 - d) One independent recruitment consultant.

ORDINARY MEETING

Minutes: 24 November 2020

2. Delegate to the Mayor, Councillor Patrick Conolly the task of ensuring that:
 - a) The selection panel is established.
 - b) The General Manager position description is current and evaluated in terms of salary to reflect the responsibilities of the position.
 - c) The proposed salary range reflects the responsibilities and duties of the position.
 - d) The position is advertised according to the requirements of the Local Government Act 1993.
 - e) Information packages are prepared.
 - f) Applicants selected for interview are notified.
3. Seek quotations from three recruitment agencies to:
 - a) Engage a suitably qualified person independent of Council to be a member of the selection panel.
 - b) Assist the Mayor, Councillor Patrick Conolly in the facilitation of the recruitment of a General Manager as outlined in the Mayoral Minute.
4. The quotation process for the engagement of a recruitment agency be reported back to Council for a decision on the appointment of an agency.

For the Amendment: Councillors Lyons-Buckett, Garrow, Rasmussen, Reynolds and Wheeler.

Against the Amendment: Councillors Conolly, Calvert, Kotlash, Richards, Tree, Ross (Abstained) and Zamprogno.

Absent: Nil.

The Amendment was lost.

ORDINARY MEETING

Minutes: 24 November 2020

289 RESOLUTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Wheeler.

That:

1. The Council meeting be closed to deal with confidential matters and in accordance with Section 10A of the Local Government Act, 1993, members of the Press and the public be excluded from the Meeting during consideration of the following item:

Item: 229 MM - Position of General Manager - (79351, 79353)

*This report is **CONFIDENTIAL** in accordance with Section 10A(2)(a) of the Local Government Act, 1993 as it relates to personal matters concerning particular individual (other than councillors).*

2. In accordance with the provisions of Section 11(2) & (3) of the Local Government Act, 1993 the reports, correspondence and other relevant documentation relating to these matters be withheld from the Press and public.

For the Motion: Councillors Conolly, Lyons-Buckett, Garrow, Rasmussen, Reynolds, Tree and Wheeler.

Against the Motion: Councillors Calvert, Kotlash, Ross, Richards and Zamprogno.

Absent: Nil.

290 RESOLUTION:

RESOLVED on the motion of Councillor Richards, seconded by Councillor Wheeler that open meeting be resumed.

MOTION:

The Acting General Manager advised that whilst in closed session, the Council RESOLVED on the motion of the Mayor, Councillor Conolly.

Refer to RESOLUTION

291 RESOLUTION:

The Acting General Manager advised that whilst in closed session, the Council RESOLVED on the motion of the Mayor, Councillor Conolly.

That Council:

1. Establish a selection panel to carry out the task of the recruitment of a General Manager of Council with the selection panel having the following members:
 - a) The Mayor, Councillor Patrick Conolly
 - b) The Deputy Mayor, Councillor Mary Lyons Buckett
 - c) Councillor Barry Calvert
 - d) One independent recruitment consultant.

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2. Delegate to the Mayor, Councillor Patrick Conolly the task of ensuring that:
 - a) The selection panel is established.
 - b) The General Manager position description is current and evaluated in terms of salary to reflect the responsibilities of the position.
 - c) The proposed salary range reflects the responsibilities and duties of the position.
 - d) The position is advertised according to the requirements of the Local Government Act 1993.
 - e) Information packages are prepared.
 - f) Applicants selected for interview are notified.
3. Seek quotations from three recruitment agencies to:
 - a) Engage a suitably qualified person independent of Council to be a member of the selection panel.
 - b) Assist the Mayor, Councillor Patrick Conolly in the facilitation of the recruitment of a General Manager as outlined in the Mayoral Minute.
4. The quotation process for the engagement of a recruitment agency be reported back to Council for a decision on the appointment of an agency.
5. Following the departure of the General Manager, Councillors be provided with legal advice regarding the disclosure of termination payments to General Managers in public reports.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Nil.

ORDINARY MEETING

Minutes: 24 November 2020

SECTION 3 – Reports for Determination

PLANNING DECISIONS

Item: 230 **CP - Planning Proposal to Amend Hawkesbury Local Environment Plan 2012 - Lot 1 DP 120436, 631 Bells Line of Road, Kurrajong - (95498, 11210, 124414)**

Previous Item: 69, Ordinary (12 May 2015)
 RM, Ordinary (8 September 2015)
 71, Ordinary (11 April 2017)

Directorate: City Planning

Mr Michael Want addressed Council, speaking against the report recommendation in the Business Paper.

A MOTION was moved by Councillor Zamprogno, seconded by Councillor Kotlash.

That Council:

1. Proceed with the making of the plan to amend the Lot Size Map of the Hawkesbury Local Environmental Plan 2012 in relation to Lot 1, DP 120436, 631 Bells Line of Road, Kurrajong, to specify a minimum lot size of 4Ha for the subject site.
2. Adopt and make the draft Local Environmental Plan, under the authorisation for Council to exercise delegation issued by the "Gateway" determination, upon receipt of an opinion from Parliamentary Counsel's Office that the Plan can be legally made.
3. Publicly exhibit the Draft Voluntary Planning Agreement attached to this report for a minimum of 28 days, and report back to Council following public exhibition.
4. Following the making of the plan advise the Department of Planning, Industry and Environment that the Plan has been made and request notification of the Plan on the NSW Legislation website.
5. Include within Council's LEP review process an amendment to the Land Acquisition Reservation Map of the Hawkesbury Local Environmental 2012 in order to identify part of the subject site affected by the Transport for NSW future road widening proposal.

An AMENDMENT was moved by Councillor Ross.

That this matter be deferred to the next Council Meeting, due to incorrect documentation being provided to Councillors prior to this Meeting.

There was no seconder for the amendment and the amendment lapsed.

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Minutes: 24 November 2020

MOTION:

RESOLVED on the motion of Councillor Zamprogno, seconded by Councillor Kotlash.

Refer to RESOLUTION

292 RESOLUTION:

RESOLVED on the motion of Councillor Zamprogno, seconded by Councillor Kotlash.

That Council:

1. Proceed with the making of the plan to amend the Lot Size Map of the Hawkesbury Local Environmental Plan 2012 in relation to Lot 1, DP 120436, 631 Bells Line of Road, Kurrajong, to specify a minimum lot size of 4Ha for the subject site.
2. Adopt and make the draft Local Environmental Plan, under the authorisation for Council to exercise delegation issued by the "Gateway" determination, upon receipt of an opinion from Parliamentary Counsel's Office that the Plan can be legally made.
3. Publicly exhibit the Draft Voluntary Planning Agreement attached to this report for a minimum of 28 days, and report back to Council following public exhibition.
4. Following the making of the plan advise the Department of Planning, Industry and Environment that the Plan has been made and request notification of the Plan on the NSW Legislation website.
5. Include within Council's LEP review process an amendment to the Land Acquisition Reservation Map of the Hawkesbury Local Environmental 2012 in order to identify part of the subject site affected by the Transport for NSW future road widening proposal.

In accordance with Section 375A of the Local Government Act 1993 a division is required to be called whenever a planning decision is put at a council or committee meeting. Accordingly, the Chairperson called for a division in respect of the motion, the results of which were as follows:

For the Motion: Councillors Conolly, Calvert, Kotlash, Richards, Tree and Zamprogno.

Against the Motion: Councillors Lyons-Buckett, Garrow, Rasmussen, Reynolds, Ross and Wheeler.

Absent: Nil.

The Motion was carried on the casting vote of the Mayor.

ORDINARY MEETING

Minutes: 24 November 2020

GENERAL MANAGER

Item: 231 **GM - 2019/2020 Annual Report Incorporating Audited Financial Statements - (79351)**

Directorate: General Manager

MOTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Calvert.

Refer to RESOLUTION

293 RESOLUTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Calvert.

That:

1. The report regarding Council's 2019/2020 Annual Report and accompanying Audited Financial Statements be received and noted.
2. The 2019/2020 Annual Report and accompanying Audited Financial Statements attached as Attachment 2 and 3 to this report be forward to the Office of Local Government and placed on Council's website by 30 November 2020.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogn.

Against the Motion: Nil.

Absent: Nil.

ORDINARY MEETING

Minutes: 24 November 2020

Item: 232 **GM - Ordinary Council Meetings in 2021 - (95496)**

Previous Item: 013, Extraordinary (18 February 2020)
 155, Ordinary (25 August 2020)

Directorate: General Manager

MOTION:

RESOLVED on the motion of Councillor Wheeler, seconded by Councillor Richards.

Refer to RESOLUTION

294 RESOLUTION:

RESOLVED on the motion of Councillor Wheeler, seconded by Councillor Richards.

That Council:

1. Adopt Option 1, set out in Attachment 2 of the report, that meetings be held on the second Tuesday of every month and last Tuesday of every month (except January and December), with the addition of a Council Meeting on Monday, 25 January 2021.
2. Make provision for Councillors to attend Council Meetings by Audio-Visual Link where they require it for health, travel, carer or other needs and responsibilities.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogn.

Against the Motion: Nil.

Absent: Nil.

ORDINARY MEETING

Minutes: 24 November 2020

CITY PLANNING

Item: 233 CP - Review of Council Committees - (124414)

Directorate: City Planning

Mr Michael Edwards addressed Council, speaking for the report recommendation in the Business Paper.

A MOTION was moved by Councillor Calvert, seconded by Councillor Kotlash.

That Council:

1. Recognises the extensive work and consultation on the review of the committee structure, and thanks the relevant officers and committee members for their input.
2. Dissolves the following Council committees as of 31 December 2020:
 - Access and Inclusion Committee
 - Human Services Advisory Committee
 - Tourism Advisory Committee
 - Waste Management Advisory Committee
 - Civics and Citizenship Committee
 - Floodplain Risk Management Advisory Committee
 - Infrastructure Committee
 - Environmental Sustainability Advisory Committee
 - Heritage Advisory Committee

3. Establishes the following three standing committees:

New committee	Previous committee / functions
Community Services Committee	<ul style="list-style-type: none">• Civic and Citizenship Committee• Enhancing the Arts Advisory Committee• Human Services Advisory Committee• Access and Inclusion Advisory Committee
Heritage & Environment Committee	<ul style="list-style-type: none">• Waste Management Advisory Committee• Environmental Sustainability Advisory Committee• Heritage Advisory Committee
Innovation & Partnerships Committee	<ul style="list-style-type: none">• Tourism Advisory Committee• Infrastructure Committee• Waste Management Advisory Committee• To investigate the feasibility of new ideas and technologies as requested by Council.
Emergency Management Committee	

4. Asks the Mayor to write to each member of the dissolved committees to thank them for their service and to inform them of the opportunity to participate in the new committee structure.

ORDINARY MEETING

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5. Requires that at least one Council briefing session every three months be devoted to emergency management matters and that this Briefing Session will constitute the Council's Emergency Management Committee. This includes briefings on floods, bushfires and other disasters both natural and man-made.
6. Affirms that the role of Council committees is to provide advice and information to assist with council decision making. Council shall therefore provide the long term directions for each committee as well as setting short term tasks. Each committee will comprise five Councillors appointed by Council and each committee will be chaired by a Councillor.
7. Is to receive a report at the first ordinary meeting of 2021 that:
 - Informs Council of the outstanding actions of all of the dissolved committees, so that strategically important work and short term tasks can be reassigned to a newly established committee or reported to Council for a decision.
 - Assists Council to review the work of the existing committees and set the longer term objectives, directions and timeframes for each new committee for 2021.
8. Requires that committees shall report regularly to Council in the following ways:-
 - Provide succinct and clear minutes which include a summary of the committee's progress towards the objectives set for them by Council. This summary is to include a self-evaluation of the committee's performance linked to the Community Strategic Plan.
 - Provide regular and timely advice including recommended actions.
9. Notes that committee meetings are designed to achieve the objectives assigned to them by Council, and as such, meeting frequency shall be determined in relation to the work that has been delegated to the committee, rather than by an arbitrarily resolved timetable. Where possible committees should restrict their meetings to Tuesdays.
10. Requires that committee agendas be published in a similar manner to the way that council meetings are currently published so that the community has advanced notice of what will be discussed. All members of the public, including community members from the previous committees, should be encouraged to attend, address, and contribute to committee meetings.
11. Recognises that committees have the ability to establish issues-based working groups when required. The committees will set the agenda for the working groups and the working groups will report back to the committee. Each working group is to focus on one particular issue and be dissolved when the relevant work has been completed. Working groups may be composed of community members as well as relevant experts.

An AMENDMENT was moved by Councillor Zamprogno.

That Council:

1. Recognises the extensive work and consultation on the review of the committee structure, and thanks the relevant officers and committee members for their input.
2. Dissolves the following Council committees as of 31 December 2020:
 - Access and Inclusion Committee
 - Human Services Advisory Committee
 - Tourism Advisory Committee
 - Waste Management Advisory Committee
 - Civics and Citizenship Committee
 - Floodplain Risk Management Advisory Committee
 - Infrastructure Committee
 - Environmental Sustainability Advisory Committee

ORDINARY MEETING

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3. Establishes the following three standing committees:

New committee	Previous committee / functions
Community Services Committee	<ul style="list-style-type: none">• Civic and Citizenship Committee• Enhancing the Arts Advisory Committee• Human Services Advisory Committee• Access and Inclusion Advisory Committee
Environment Committee	<ul style="list-style-type: none">• Waste Management Advisory Committee• Environmental Sustainability Advisory Committee
Innovation & Partnerships Committee	<ul style="list-style-type: none">• Tourism Advisory Committee• Infrastructure Committee• Waste Management Advisory Committee• To investigate the feasibility of new ideas and technologies as requested by Council.
Emergency Management Committee	

4. Asks the Mayor to write to each member of the dissolved committees to thank them for their service and to inform them of the opportunity to participate in the new committee structure.
5. Requires that at least one Council briefing session every three months be devoted to emergency management matters and that this Briefing Session will constitute the Council's Emergency Management Committee. This includes briefings on floods, bushfires and other disasters both natural and man-made.
6. Affirms that the role of Council committees is to provide advice and information to assist with council decision making. Council shall therefore provide the long term directions for each committee as well as setting short term tasks. Each committee will comprise 5 Councillors appointed by Council and each committee will be chaired by a Councillor.
7. Is to receive a report at the first ordinary meeting of 2021 that:
- Informs Council of the outstanding actions of all of the dissolved committees, so that strategically important work and short term tasks can be reassigned to a newly established committee or reported to Council for a decision.
 - Assists Council to review the work of the existing committees and set the longer term objectives, directions and timeframes for each new committee for 2021.
8. Requires that committees shall report regularly to Council in the following ways:-
- Provide succinct and clear minutes which include a summary of the committee's progress towards the objectives set for them by Council. This summary is to include a self-evaluation of the committee's performance linked to the Community Strategic Plan.
 - Provide regular and timely advice including recommended actions.
9. Notes that committee meetings are designed to achieve the objectives assigned to them by Council, and as such, meeting frequency shall be determined in relation to the work that has been delegated to the committee, rather than by an arbitrarily resolved timetable. Where possible committees should restrict their meetings to Tuesdays.
10. Requires that committee agendas be published in a similar manner to the way that council meetings are currently published so that the community has advanced notice of what will be discussed. All members of the public, including community members from the previous committees, should be encouraged to attend, address, and contribute to committee meetings.

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11. Recognises that committees have the ability to establish issues-based working groups when required. The committees will set the agenda for the working groups and the working groups will report back to the committee. Each working group is to focus on one particular issue and be dissolved when the relevant work has been completed. Working groups may be composed of community members as well as relevant experts.
12. The Heritage Committee continues without change, except with regard to points above relating to the publication of Agenda, being Public meetings, etc.

There was no seconder for the amendment and the amendment lapsed.

An AMENDMENT was moved by Councillor Wheeler, seconded by Councillor Rasmussen.

That this matter be deferred for further consideration at a Councillor Briefing Session.

For the Amendment: Councillors Lyons-Buckett, Garrow, Rasmussen, Reynolds, Ross, Wheeler and Zamprogno.

Against the Amendment: Councillors Conolly, Calvert, Kotlash, Richards and Tree.

Absent: Nil.

The Amendment was carried.

MOTION:

RESOLVED on the motion of Councillor Calvert, seconded by Councillor Kotlash.

Refer to RESOLUTION

295 RESOLUTION:

RESOLVED on the motion of Councillor Calvert, seconded by Councillor Kotlash.

That this matter be deferred for further consideration at a Councillor Briefing Session.

For the Motion: Councillors Lyons-Buckett, Garrow, Rasmussen, Reynolds, Ross, Wheeler and Zamprogno.

Against the Motion: Councillors Conolly, Calvert, Kotlash, Richards and Tree.

Absent: Nil.

ORDINARY MEETING

Minutes: 24 November 2020

SUPPORT SERVICES

Item: 234 **SS - General Purpose Financial Statements and Special Purpose Financial Statements for the year ended 30 June 2020 - (95496)**

Previous Item: Item 187, Ordinary (29 September 2020)

Directorate: Support Services

MOTION:

RESOLVED on the motion of Councillor Zamprogno, seconded by Councillor Calvert.

Refer to RESOLUTION

296 RESOLUTION:

RESOLVED on the motion of Councillor Zamprogno, seconded by Councillor Calvert.

That Council:

1. Note the completion of the General Purpose and Special Purpose Financial Statements and Special Schedules for the period ended 30 June 2020, attached as Attachment 1 to this report.
2. Thank the representatives from The NSW Audit Office and Grant Thornton, for their presentation in respect of Council's audited 2019/2020 Financial Statements.
3. Staff prepare a report to outline:
 - a) Options in regard to the transfer of funds to the relevant Section 7.11 Pitt Town Reserves, to replenish the amount utilised for land acquisition in 2014/2015.
 - b) The history of the utilisation of the Pitt Town Reserves, and whether Council was successful in obtaining grant funding for works in Pitt Town.
 - c) The circumstances of the involvement of the NSW State Government in Developer Contributions, and the Deed entered into between The NSW State Government and the Developer.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Garrow, Kotlash, Rasmussen, Reynolds, Tree, Wheeler and Zamprogno.

Against the Motion: Councillors Richards and Ross.

Absent: Nil.

ORDINARY MEETING

Minutes: 24 November 2020

Item: 235 **SS - September 2020 Quarterly Budget Review Statement - (79351)**

Previous Item: 112, Ordinary (30 June 2020)

Directorate: General Manager

MOTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Zamprogno.

Refer to RESOLUTION

297 RESOLUTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Zamprogno.

That:

1. Council receive the information contained in this report and that the Budget adjustments, as summarised in the report and detailed in Attachment 1 to the report, be adopted.
2. The budgeted Surplus of \$125,124 be transferred to the Multi Year Reserve.

For the Motion: Councillors Conolly, Lyons-Buckett, Garrow, Kotlash, Rasmussen, Reynolds, Wheeler and Zamprogno.

Against the Motion: Councillors Richards, Ross and Tree.

Absent: Councillor Calvert.

ORDINARY MEETING

Minutes: 24 November 2020

Item: 236 **SS - Investment Report - October 2020 - (95496)**

Previous Item: 150, Ordinary (10 March 2020)

Directorate: Support Services

MOTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Kotlash.

Refer to RESOLUTION

298 RESOLUTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Kotlash.

That the Monthly Investments Report for October 2020 be received and noted.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Tree, Wheeler and Zamprogno.

Against the Motion: Councillor Ross.

Absent: Nil.

ORDINARY MEETING

Minutes: 24 November 2020

Item: 237 **SS - Code of Conduct Complaints Statistics Report - 1 September 2019 to 31 August 2020 - (95496)**

Previous Item: 168, Ordinary (8 September 2020)

Directorate: Support Services

MOTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Calvert.

Refer to RESOLUTION

299 RESOLUTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Calvert.

That the report under Clause 11.1 of the Council's Procedures for the Administration of the Code of Conduct, in respect of the Code of Conduct complaints statistics for the period from 1 September 2019 to 31 August 2020, be noted.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Nil.

ORDINARY MEETING

Minutes: 24 November 2020

SECTION 4 – Reports of Committees

Item: 238 **ROC - Heritage Advisory Committee - 29 October 2020 - (95498, 80242)**

Directorate: City Planning

MOTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Calvert.

Refer to RESOLUTION

300 RESOLUTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Calvert.

That in relation to the Minutes of the Heritage Advisory Committee Meeting held on the 29 October 2020:

1. Council receive and note the Heritage Advisory Committee in respect to items 1, 4, 5, 6, 7 and remaining General Business Items.
2. Council endorse the Committee Recommendations in respect of Item 2, namely:
 - a) Note the update with respect to the Final Draft Windsor Bridge Heritage Interpretation Plan.
 - b) Expresses its disappointment with the Final Draft Windsor Bridge Heritage Interpretation Plan, and has felt sidelined, and that its expertise and input has been substantially ignored.
 - c) Is frustrated with not being given the opportunity to view the Final Windsor Bridge Interpretation Plan.
 - d) Recommends that the Principles that will guide the Museum exhibition of bridge project artefacts, be amended as follows:
 - i. Principle 1 – to be less compartmentalised and wording revised to read the correct historical term 'the contact period'.
 - ii. Principle 3 – to be reworded to include 'River and adjacent land form'.
3. Council endorse the Committee Recommendations in respect of Item 3, namely:
 - a) Council does not continue to pursue the endorsement of the Thompson Square Conservation Management Plan by Heritage NSW, due to the unreasonable financial impost on Council.
 - b) Council considers amending the parts of the Thompson Square Conservation Management Plan within the scope of the project brief, as per the recommendations made by NSW Heritage, and within Council's resourcing capacity.

ORDINARY MEETING

Minutes: 24 November 2020

- c) Council formally responds to Heritage NSW acknowledging their detailed feedback to the draft Conservation Management Plan, and advises that Council has made amendments to the draft Conservation Management Plan where relevant. However:
 - i. Council does not have the resources to include an impact assessment of the State's Windsor Bridge Replacement Project.
 - ii. An impact assessment was beyond the brief provided to Council's consultants and most pertinently, that a robust impact assessment of the Final Windsor Bridge Replacement Project is premature given construction is ongoing, and cannot be fully nor accurately assessed or considered as the project works have not yet been completed.
 - iii. Council may consider including an assessment if resourcing becomes available in the future.
- 4. Council endorse the Committee Recommendations in respect of General Business Item A (New Council Website – Heritage), namely:
 - a) That Council considers the preparation and inclusion of Heritage information sheets in the Heritage section on Council's website in order to provide property owners with information about protecting heritage items, aiding education and prevention of inappropriate works.
- 5. Council endorse the Committee Recommendations in respect of Additional General Business Item - Transport for NSW - Retention of Windsor Bridge Caissons, namely:
 - a) That the Heritage Advisory Committee recommend that Council requests the retention of the Windsor Bridge caissons.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Nil.

ORDINARY MEETING

Minutes: 24 November 2020

Item: 239 **ROC - Local Traffic Committee - 09 November 2020 - (80245, 95495)**

Directorate: Infrastructure Services

MOTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Calvert.

Refer to RESOLUTION

301 RESOLUTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Calvert.

That in relation to the Minutes of the Local Traffic Committee Meeting held on the 9 November 2020:

1. Council receive and note the Local Traffic Committee Minutes in respect to items 2.1, 2.2 and 2.4.
2. Council endorse the Committee Recommendations in respect of Item 2.3, namely:
Proposed Roundabout - Grose Vale Road at Sunnyside Crescent, North Richmond

"That:

1. *The provision of a roundabout intersection treatment as proposed in the Operational Plan 2020/2021 at the intersection of Grose Vale Road and Riverview Street, North Richmond not be implemented and alternatively works be undertaken to provide a single lane roundabout intersection treatment in Grose Vale Road at Sunnyside Crescent, North Richmond as outlined in attachment 1, with details of the final design layout to be reported back to the Local Traffic Committee for its endorsement.*
2. *Traffic safety improvements along Riverview Street be undertaken by implementing sign and line marking treatments which include extending the No Stopping zone (R5-400) from the Grose Vale Road intersection for an overall distance of approximately 50 metres to provide a No Stopping zone on the south western side of Riverview Street to end at the property boundary line of Nos 35 and 37 with the No Stopping zone on the north eastern side of Riverview Street to link the missing section between the intersection and the zone across the driveway to the car park, as outlined in attachment 2. The No Stopping zone changes are to be complemented by extending the centreline and lane line accordingly to match the No Stopping zone extent from the intersection of Grose Vale Road as well as extending the centre line and providing edge lines along the remaining length of Riverview Street to Pitt Lane."*

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Nil.

ORDINARY MEETING

Minutes: 24 November 2020

SECTION 5 – Notices of Motion

Item: 240 NM - Management of Construction in the vicinity of Boundary Road - (125612)

MOTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Rasmussen.

Refer to RESOLUTION

302 RESOLUTION:

RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Rasmussen.

That Council:

1. Enter into discussions with The Hills Shire Council in relation to the management of construction in the vicinity of Boundary Road, particularly with regard to impact on the condition of local roads.
2. Calls for a report to detail the procedure for management of shared infrastructure with neighbouring Local Government Areas or Government Agencies, so residents and ratepayers understand the relationship, and how to seek assistance with matters relating to jointly owned or shared assets.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogn.

Against the Motion: Nil.

Absent: Nil.

ORDINARY MEETING

Minutes: 24 November 2020

CONFIDENTIAL REPORTS

303 RESOLUTION:

RESOLVED on the motion of Councillor Zamprogno, seconded by Councillor Garrow.

That:

1. The Council meeting be closed to deal with confidential matters and in accordance with Section 10A of the Local Government Act, 1993, members of the Press and the public be excluded from the Meeting during consideration of the following item:

Item: 241 SS - Lease to Ngov Kong Family Pty Ltd - Shop 4, Wilberforce Shopping Centre - (95496, 112106, 150830, 28061)

*This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) of the Local Government Act, 1993 as it relates to details concerning the leasing of a Council property and it is considered that the release of the information would, if disclosed, confer a commercial advantage on a person or organisation with whom the Council is conducting (or purposes to conduct) business and, therefore, if considered in an open meeting would, on balance, be contrary to the public interest.*

2. In accordance with the provisions of Section 11(2) & (3) of the Local Government Act, 1993 the reports, correspondence and other relevant documentation relating to these matters be withheld from the Press and public.

304 RESOLUTION:

RESOLVED on the motion of Councillor Zamprogno, seconded by Councillor Calvert that open meeting be resumed.

ORDINARY MEETING

Minutes: 24 November 2020

Item: 241 **SS - Lease to Ngov Kong Family Pty Ltd - Shop 4, Wilberforce Shopping Centre - (95496, 112106, 150830, 28061)**

Directorate: Support Services

MOTION:

The Acting General Manager advised that whilst in closed session, the Council RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Zamprogno.

Refer to RESOLUTION

305 RESOLUTION:

The Acting General Manager advised that whilst in closed session, the Council RESOLVED on the motion of Councillor Lyons-Buckett, seconded by Councillor Zamprogno.

That:

1. Council agree to enter into a lease with Ngov Kong Family Pty Ltd for the property known as Shop 4, Wilberforce Shopping Centre, as outlined in the report.
2. In conjunction with part 1. above, Council agree to surrender the current lease with Vannarith Chea and Sayoen Khun for the property known as Shop 4, Wilberforce Shopping Centre, as outlined in the report.
3. Authority be given for the Lease and any other relevant documentation in association with this matter to be executed under the Seal of Council.
4. Details of Council's resolution be conveyed to the current and proposed Lessees, together with the advice that Council, is not and will not, be bound by the terms of its resolution, until such time as appropriate legal documentation to put such a resolution into effect has been agreed to and executed by all parties.

For the Motion: Councillors Conolly, Lyons-Buckett, Calvert, Garrow, Kotlash, Rasmussen, Reynolds, Richards, Ross, Tree, Wheeler and Zamprogno.

Against the Motion: Nil.

Absent: Nil.

The meeting terminated at 9:57pm.

Submitted to and confirmed at the Ordinary meeting held on 8 December 2020.

.....
Mayor

ORDINARY MEETING

SECTION 2 – Mayoral Minute

Meeting Date: 08 December 2020

ordinary

section 2

mayoral minutes

ORDINARY MEETING

SECTION 2 – Mayoral Minute

Meeting Date: 08 December 2020

SECTION 2 – Mayoral Minutes

There was no Mayoral Minute at the time of preparing this Business Paper.

Notwithstanding the above, pursuant to Clauses 9.6-9.9 of Council's Code of Meeting Practice, the Mayor may submit a Mayoral Minute to the meeting without notice in relation to any matter or topic that:

- Is within the jurisdiction of the Council
- Council has official knowledge of.

However, a Mayoral Minute must not be put without notice if it relates to a routine or non-urgent matter.

A matter is considered to be urgent when it requires a decision by the Council before the next scheduled ordinary meeting of the Council.

ORDINARY MEETING

SECTION 3 – Reports for Determination

Meeting Date: 08 December 2020

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section

3

reports
for determination

ORDINARY MEETING

SECTION 3 – Reports for Determination

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ORDINARY MEETING
SECTION 3 – Reports for Determination
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SECTION 3 – Reports for Determination

PLANNING DECISIONS

Item: 242 **CP - Proposed Modification of Existing Covenant - Building Envelope Restriction Lot 2, DP 1242010 - 32 Mitchell Park Road, Cattai - (95498, 96329)**

Directorate: City Planning

PURPOSE OF THE REPORT:

The purpose of the report is to seek Council's endorsement to modify an existing restriction that relates to a building envelope restriction on Lot 2 in DP 1242010 at 267 Mitchell Park Road, Cattai to increase the dwelling footprint by an additional 50.67m² to the southern elevation for use as an alfresco area.

EXECUTIVE SUMMARY:

Council is the authority empowered to release, vary, or modify the restrictive covenant applicable to this property, which was imposed to protect the existing vegetation and ensure sufficient effluent area for the disposal of the effluent system.

This issue needs resolution to progress a current (undetermined) development application (DA0267/20), which seeks consent for a new dwelling house and water tank of which only the alfresco area is outside of the building envelope area as shown in Attachment 3.

The proposed modified restriction, whilst allowing an increase in the building envelope, will not be environmentally detrimental to the site. Such modification is not contrary to the intent of the imposed covenant. For the reasons outlined in this report endorsement of the modified covenant is recommended.

RECOMMENDATION:

That:

1. Council agree to vary the building envelope covenant over Lot 2 in DP 1242010 at 32 Mitchell Park Road, Cattai to increase the size of the building envelope to incorporate the entire dwelling that includes the alfresco area.
 2. The wording of the modified covenant to effect this resolution be determined by the General Manager in consultation with Council's Legal Advisors as is necessary, to ensure compliance with the technical, administrative, and legal requirements of NSW Land Registry Services.
 3. Authority be given for the Section 88E 'Variation or Modification of Restriction on the Use of Land' to be executed by the Acting General Manager.
 4. All costs associated with the preparation and drafting of necessary documentation and plans and any registration and lodgement fees be borne by the owner of Lot 2 in DP 1242010 at 32 Mitchell Park Road, Catti.
-

BACKGROUND

Development Application DA0300/17 for a three lot subdivision resulted in the creation of 32 Mitchell Park Road, 261 Pebbly Hill Road and 259 Pebbly Hill Road, Cattai. The subdivision was approved under

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delegated authority on 13 December 2017. A modification application was subsequently lodged and approved by Council's Development Review Panel on 9 August 2018. Both the development application and modification application enforced the building envelope restriction on Lot 2.

The assessment found that the proposed allotments were considered to be of a sufficient size and width to support the rural residential use of each of the lots. The imposition of the building envelope on Proposed Lot 2 ensured that the removal of any vegetation associated with the development would generally be restricted and there would be sufficient area for the disposal of on-site effluent. No vegetation removal is proposed as the location of the building envelope and surround is cleared of any vegetation other than grassland.

To implement the requirements of this condition, a covenant was created over Lot 2 that states:

"Terms of Restriction on the use of land numbered 3 in the plan:

No building shall be erected on the lot hereby burdened unless it is constructed wholly within the area shown on the plans designated as "BF".

It is noted that Council is the authority empowered to release, vary, or modify the relevant covenant.

A copy of an aerial image of the property is attached as Attachment 2. A Site Plan showing the proposed area outside the building envelope is attached as Attachment 3.

It should be noted that there are several covenants that apply; however it is the "positive" covenant thirdly referred to in the S88B instrument that is relevant.

The restrictive covenant was imposed to protect the existing vegetation and ensure sufficient effluent area for the disposal of the effluent system.

This issue needs resolution to progress a current (undetermined) development application (DA0267/20), which seeks consent for a new dwelling house and water tank of which only the alfresco area is outside of the building envelope area.

Relevant Legislation

Local Government Act 1993

Conveyancing Act 1919

DISCUSSION

Planning Justification

The request to modify the building envelope restriction covenant on the title of Lot 2 in DP 1242010 at 32 Mitchell Park Road, Cattai is supported by a statement of justification (Attachment 1).

The proposed alfresco area is located at the rear of the dwelling off the family room under the main roof. It is open on two sides and occupies an area of 50.67m².

Due to the size of the lot (2 ha) and layout of the original 3 lot subdivision, the additional bulk at the rear of the proposed dwelling for use as a covered alfresco area would not have any impact on adjoining properties.

In relation to the vegetation on site, this will not be impacted as the land surround the building envelope is currently cleared and the Bushfire Attack Level (BAL) remains the same at BAL 19. The decrease in 5m does not alter the BAL rating and does not increase the asset protection zone, therefore protecting the existing vegetation.

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However, the main issue for concern was that by increasing the building envelope, the amount of effluent disposal area was then reduced and may not comply with the relevant requirements. A new Wastewater Report was submitted with the application and referred to Council's SMF Program Co-ordinator, who provided the following comments:

- a) The disposal area is sloping away from the house and is therefore less of a risk;
- b) The disposal will be via subsurface irrigation;
- c) The waste water is secondary treated with disinfection.

As outlined in the Wastewater Report in accordance with Appendix R – Recommended setback distances for land application systems, AS/NZ 1547:2012 – On-site domestic wastewater management, the proposed effluent area is able to comply.

COMMUNITY ENGAGEMENT

The issues raised in this report concern matters which do not require community consultation under Council's Community Engagement Policy

CONFORMANCE TO THE HAWKESBURY COMMUNITY STRATEGIC PLAN 2017-2036

The proposal is consistent with the following Focus Area, Direction and Strategy within the CSP.

Our Future

5.3 Shaping our Growth

- 5.3.2 The diverse housing needs of our community will be met through research, active partnerships and planned development.

FINANCIAL IMPACT

There are no financial implications applicable to this report as all costs will be borne by the owner of Lot 2.

FIT FOR THE FUTURE STRATEGY CONSIDERATIONS

The proposal is aligned with Council's long term plan to improve and maintain organisation sustainability and achieve Fit for the Future financial benchmarks. The proposal has no resourcing implications, outside of Council's adopted 2018/2019 Operational Plan, which will adversely impact on Council's financial sustainability.

Planning Decision

As this matter is covered by the definition of a "planning decision" under Section 375A of the *Local Government Act 1993*, details of those Councillors supporting or opposing a decision on the matter must be recorded in a register. For this purpose a division must be called when a motion in relation to the matter is put to the meeting. This will enable the names of those Councillors voting for or against the motion to be recorded in the minutes of the meeting and subsequently included in the required register.

ATTACHMENTS:

AT - 1 Statement of Justification.

AT - 2 Aerial Imagery.

AT - 3 Site Plan (DA0267/20).

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AT - 1 Statement of Justification

Instrument for Section 88b of the Conveyancing Act

An assessment of the 88b Instrument has found that the proposed dwelling encroaches beyond the building envelope as outlined in the Terms of Restriction on the Use of the Land numbered 3.

The Positive Covenant numbered 3 in DP1242010 states the following:

“No building shall be erected on the lot hereby burdened unless it is constructed wholly within the area shown on the plan designated as ‘BF’.”

The Authority empowered to release, vary or modify the subject Covenant as outlined in the Section 88b Instrument is Hawkesbury City Council. It is requested Council consider the following when completing the assessment of this proposal.

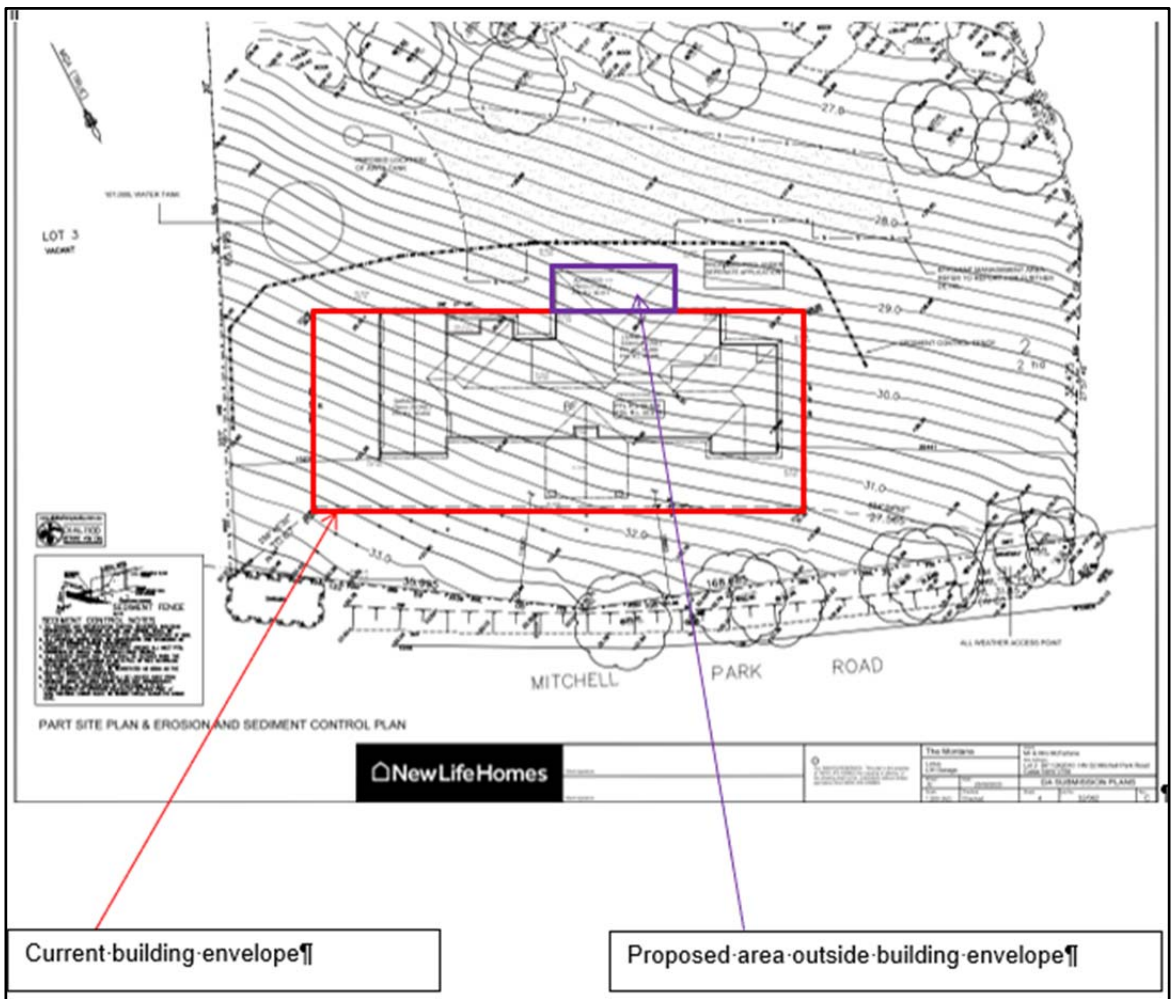
The alfresco area of the dwelling extends beyond the marked building envelope at the rear of the dwelling. The section of the dwelling that encroaches beyond the building envelope will not result in any excessive impact to the adjoining properties or residents. The suitable setbacks proposed to the dwelling ensures appropriate spatial separation is maintained between the subject dwelling and the adjoining dwellings. The setbacks to the dwelling will remain compatible with the spatial characteristics of the street and will not create a dwelling with excessive visual bulk when viewed from adjoining properties due to the high-quality design provided.

The encroachment will result in a good quality design outcome, it is considered this modification is a reasonable request. It is assumed that the building envelope provision is in place to ensure suitable Asset Protection Zones are provided and restrict dwellings within proximity to these APZs. As the requirements of AS3959 can be met and maintained despite the encroachment, and as the design provides appropriate actions with respect to the design of the alfresco, it is considered this modification is a reasonable request.

The building envelope encroachment is not considered to result in any impacts upon the adjoining properties. It is requested that Council consider varying or modifying the relevant provisions to allow the alfresco to encroach beyond the building envelope in this instance.

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AT - 3 Site Plan (DA0267/20)



oooO END OF REPORT Oooo

ORDINARY MEETING
SECTION 3 – Reports for Determination

Meeting Date: 08 December 2020

GENERAL MANAGER

Item: 243 **GM - Australian Local Government Women's Association (NSW Branch)
Annual Conference - (79351, 111930)**

Directorate: General Manager

PURPOSE OF THE REPORT:

The purpose of this report is to consider the nomination and attendance of Councillors at the Australian Local Government Women's Association (NSW Branch) Annual Conference to be held from 18 to 20 March 2021.

EXECUTIVE SUMMARY:

Due to the conference topic and its relevance to Council's business, Council may wish to consider representation at the Conference.

RECOMMENDATION:

That:

1. Consideration be given to the attendance of nominated Councillors and staff as considered appropriate by the Acting General Manager, at the Australian Local Government Women's Association (NSW Branch) Annual Conference from 18 to 20 March 2021.
 2. After participating in the Conference, delegates provide a written report to the Acting General Manager detailing the proceedings and findings, as well as any other aspects of the Conference relevant to Council business and/or the local community.
-

BACKGROUND

Consideration is required regarding attendance at the Australian Local Government Women's Association (NSW Branch) Annual Conference which will be held in Shellharbour from 18 to 20 March 2021. The Conference is an opportunity to engage, learn and network to assist in personal and professional development.

Details of the Conference, can be viewed by accessing the following link

<https://www.visitshellharbour.com.au/whats-on/event/904480-nsw-algwa-conference?tmpl=mobile>

Cost of attendance at the Conference will be approximately \$2,060, plus travel expenses per delegate.

Budget for Delegate Expenses - Payments made:

Total Budget for Financial Year 2020/2021	\$30,000
Expenditure to date	\$80
Outstanding Commitments	\$Nil
Budget balance as at 30/11/20 (approx. including outstanding commitments)	\$29,920

ORDINARY MEETING

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DISCUSSION

Consideration should be given in regard to the relevance of the Conference to Council's business and available budget to cover costs of attendance.

Where relevant, after returning from the Conference, delegates are requested to provide a written report to the General Manager detailing the proceedings and findings, as well as any other aspects of the Conference relevant to Council business and/or the local community.

COMMUNITY ENGAGEMENT

The issues raised in this report concern matters which do not require community consultation under Council's Community Engagement Policy

CONFORMANCE TO THE HAWKESBURY COMMUNITY STRATEGIC PLAN 2017-2036

The proposal is consistent with the following Focus Area, Directions and Strategies within the CSP.

Our Leadership

1.1 Local Leadership and effective governance - Provide representative, responsive and accountable governance.

1.1.1 Council's elected leaders will actively connect and collaborate with the community.

1.4 Reinforcing and establishing effective strategic partnerships - Build strong relationships and shared responsibilities.

1.4.1 Foster positive relationships with all tiers of government and peak bodies to ensure a thorough understanding of the challenges and local requirements of the Hawkesbury.

FINANCIAL IMPACT

The matters raised in this report have direct financial implications. The expenditure applicable is provided for in the 2020/2021 Adopted Operational Plan.

FIT FOR THE FUTURE STRATEGY CONSIDERATIONS

The proposal is aligned with Council's long term plan to improve and maintain organisational sustainability and achieve Fit for the Future financial benchmarks. The proposal has no resourcing implications, outside of Council's adopted Long Term Financial Plan.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF REPORT Oooo

ORDINARY MEETING
SECTION 3 – Reports for Determination

Meeting Date: 08 December 2020

Item: 244 **GM - 2nd Sustainable Cities, Urban Regeneration and Sustainability Development Forum (79351)**

Directorate: General Manager

PURPOSE OF THE REPORT:

The purpose of this report is to consider the nomination and participation of Councillors and staff as considered appropriate by the Acting General Manager at the 2nd Sustainable Cities, Urban Regeneration and Sustainability Development Forum to be held from 9 to 11 February 2021.

EXECUTIVE SUMMARY:

Due to the forum topic and its relevance to Council's business, Council may wish to consider representation at the forum.

RECOMMENDATION:

That:

1. Consideration be given to the participation of nominated Councillors and staff as considered appropriate by the Acting General Manager, at the 2nd Sustainable Cities, Urban Regeneration and Sustainability Development Forum 9 to 11 February 2021..
 2. After participating in the Forum, delegates provide a written report to the Acting General Manager detailing the proceedings and findings, as well as any other aspects of the Forum relevant to Council business and/or the local community.
-

BACKGROUND

Consideration is required regarding participation in the 2nd Sustainable Cities, Urban Regeneration and Sustainability Development Forum to be held from 9 to 11 February 2021. The Main Forum will be held as a Virtual Forum over the first two days, being 9 and 10 February 2021. There is also the opportunity for participants to join the Post-Forum Site Tours to be held on 11 February 2021. Details of the Forum, can be viewed by accessing the following link

<http://claridenglobal.com/conference/sustainability-development-australia/agenda/#tab-content-1>

Cost of participation in the two day Main Forum will be \$1,895 per delegate. If requiring attendance on third day to join in the Site Tours, the costs would \$2,295, plus travel expenses per delegate.

Budget for Delegate Expenses - Payments made:

Total Budget for Financial Year 2020/2021	\$30,000
Expenditure to date	\$80
Outstanding Commitments	\$Nil
Budget balance as at 30/11/20 (approx. including outstanding commitments)	\$29,920

ORDINARY MEETING

SECTION 3 – Reports for Determination

Meeting Date: 08 December 2020

DISCUSSION

Consideration should be given in regard to the relevance of the Forum to Council's business and available budget to cover costs of attendance.

Where relevant, after participating in the Forum, delegates are requested to provide a written report to the Acting General Manager detailing the proceedings and findings, as well as any other aspects of the Forum relevant to Council business and/or the local community.

COMMUNITY ENGAGEMENT

The issues raised in this report concern matters which do not require community consultation under Council's Community Engagement Policy

CONFORMANCE TO THE HAWKESBURY COMMUNITY STRATEGIC PLAN 2017-2036

The proposal is consistent with the following Focus Area, Direction and Strategies within the CSP.

Our Environment

3.2 To live sustainably and reduce our ecological footprint - Identify and make best use of our local resources and awareness of contribution to the environment

3.2.1 Our community is informed and acts to reduce our ecological footprint.

3.2.2 Alternative forms of energy are embraced throughout the Hawkesbury.

3.3 We reduce, reuse and recycle - Identify ways for our community to reduce, reuse and recycle waste

3.3.1 Develop and maintain active partnerships that will result in the innovative management of our community's waste, with an emphasis on resource recovery and waste minimisation.

FINANCIAL IMPACT

The matters raised in this report have direct financial implications. The expenditure applicable is provided for in the 2020/2021 Adopted Operational Plan.

FIT FOR THE FUTURE STRATEGY CONSIDERATIONS

The proposal is aligned with Council's long term plan to improve and maintain organisational sustainability and achieve Fit for the Future financial benchmarks. The proposal has no resourcing implications, outside of Council's adopted Long Term Financial Plan.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF REPORT Oooo

ORDINARY MEETING
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CITY PLANNING

Item: 245 **CP - Draft Net Zero Emissions and Water Efficiency Strategy - (95498, 124414)**

Previous Item: 163, Ordinary (10 September 2019)

Directorate: City Planning

PURPOSE OF THE REPORT:

The purpose of this report is to present the Draft Net Zero Emissions and Water Efficiency Strategy, and to seek endorsement to publicly exhibit the Draft Strategy. It is considered that the Strategy offers the following benefits:

1. Builds on the number of activities Council has already undertaken, such as the Power Purchase Agreement. This action results in emissions reductions, and financial savings to Council.
2. Identifies ongoing savings on the daily operation of facilities.
3. Assists our community to make better informed decisions which directly impact household expenditure, including cost savings and ensuring households/businesses are more energy and water efficient.
4. Responds to Council's resolved position and key Direction/Strategy within the Hawkesbury Community Strategic Plan 2017-2036;
5. Identifies ways in which we can work more productively and collaboratively to achieve better organisational and community outcomes which are future focused.
6. Establishes Council as a leader and improves our reputation.
7. Enhances the environmental sustainability of our local area.
8. Addresses a number of objectives within the Greater Sydney Region Plan under the Directions of 'A city in its landscape', 'An efficient city' and 'A resilient city'.
9. Addresses the Western City District Plan, Planning Priorities under the Directions of 'A city in its landscape', 'An efficient city' and 'A resilient city'.

EXECUTIVE SUMMARY:

The Draft Strategy outlines a plan to guide Council, and the community to achieve emissions and water reductions across Council's operations and the broader local government area. The Draft Strategy will assist to deliver a climate resilient community with economic benefits for council and the community through decreased operational costs and environmental benefits. The implementation of this Draft Strategy requires collaboration and coordination across Council, and stakeholders, including residents, businesses and state government agencies.

Following technical analysis of the emissions sources, population projections and the development and implementation of the actions referenced in the Draft Strategy, the following targets for emissions reductions and water efficiency have been recommended:

Council Operations

- Net Zero Emissions by 2030 or earlier
- No net increase in potable water use (Sydney Water Mains)
- All non-potable water demand to be serviced using recycled water

The Hawkesbury Community

- 25% reduction in emissions relative to FY2016/2017 baseline by 2028
- 60% reduction in emissions relative to FY2016/2017 baseline by 2036
- Net Zero Emissions by 2050 through strategies and carbon offsets
- No net increase in water use relative to FY2016/2017 baseline by 2028
- Under 5% increase in water use relative to FY2016/2017 baseline by 2036
- Under 25% increase in water use relative to FY2016/2017 baseline by 2050

The Draft Strategy includes six Key Strategies focussed on achieving a net zero, resilient Hawkesbury:

1. A more resilient and renewable powered grid

Leverage the built form and energy consumption mix in the Hawkesbury to create a resilient, renewable powered grid. An acceleration and optimisation of solar PV and grid scale energy storage systems can help reduce emissions, energy costs and increase the community's energy resilience.

2. Greener suburbs and better design

Ensure that the proposed housing and non-residential sector growth is responsive and adaptive to a changing climate and new developments are delivered with drought resilient, lush green areas for an active and healthy community.

3. Low carbon and local transport

A localised mobility response that aims to service the high levels of worker containment within the Hawkesbury. The strategy also enables an accelerated uptake in electric vehicles given the recurrent financial and environmental benefits for the community it can enable.

4. Towards a zero-waste community

Rethink waste as a resource as we move towards higher waste diversion from landfill through increased services as well as a circular economy approach that boosts the agri-business sector.

5. Drought resilient, green centres

Realise the vision for green, cool centres across the Hawkesbury through excellence in urban design, and recycled water infrastructure provision. The master planning of Richmond, Windsor and South Windsor town centres will set the standard to deliver a network of attractive town centres in the region.

6. Council leading by example

Council has a role to play in all strategies including but not limited to leadership in delivering best practice sustainability through energy efficiency, renewable energy and water reuse opportunities in its own assets as well as advocacy and partnering with other public and private sector organisations to lead change within our community. This includes investigation into changes to Council's fleet, small plant and equipment to electric.

These six Key Strategies are supported by an Action Plan. The Actions in turn support objectives of the Greater Sydney Region Plan and Planning Priorities within the Western City District Plan.

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RECOMMENDATION:

That Council:

1. Receive and note the Draft Net Zero Emissions and Water Efficiency Strategy.
2. Endorse the Draft Net Zero Emissions and Water Efficiency Strategy attached as Attachment 1 to this report, to be placed on public exhibition in accordance with Council's Community Engagement/Participation Plan for a period of not less than 56 days.
3. Receive a post exhibition report with a summary of issues raised through submissions.

BACKGROUND

Through a Mayoral Minute at its Ordinary Meeting on 10 September 2019, Council resolved:

"That Council:

1. *Commits to working with local governments and other levels of government to become a net zero emissions organisation by 2050, if not sooner'....."*

Further to this, the Hawkesbury Community Strategic Plan 2017-2036, includes 'Become a carbon neutral Local Government Area' as a Key Direction and Strategy.

In order to meet Council's resolved position, a Draft Net Zero Emissions and Water Efficiency Strategy has been developed. The Draft Strategy has established a baseline year in order to enable Council to measure the effectiveness of actions to reduce our emissions and water usage over time.

The Draft Strategy outlines an emissions reduction and water efficiency pathway, listing actions that can be undertaken by Council, and the community to reduce emissions and water usage. Additionally, the Draft Strategy identifies possible Local Environmental Plan and Development Control Plan clause inclusions to address future emissions.

Council engaged Kinesis to develop the Draft Strategy. Workshops have been held with Councillors, staff, the Environmental Sustainability Advisory Committee and Waste Management Advisory Committees along with a number of stakeholders. In August 2020, Council invited the community to let us know what actions they were already undertaking at home or work to reduce carbon emissions and save water. We also asked the community what actions they would like to see Council undertake in order to reduce carbon emissions and water usage. The feedback was obtained through a survey located on the Your Hawkesbury Your Say community engagement site, and is discussed further in this report.

Location Plan

The Draft Net Zero Emissions and Water Efficiency Strategy when adopted will relate to the whole Hawkesbury Local Government Area.

Relevant Legislation

Local Government Act 1993 No. 30

Chapter 3, Section 8A:

- (2) **Decision-making** The following principles apply to decision-making by councils (subject to any other applicable law) -
 - (a) Councils should recognise diverse local community needs and interests.
 - (b) Councils should consider social justice principles.

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- (c) Councils should consider the long term and cumulative effects of actions on future generations.
- (d) Councils should consider the principles of ecologically sustainable development.
- (e) Council decision-making should be transparent and decision-makers are to be accountable for decisions and omissions.

DISCUSSION

A copy of the Draft Net Zero Emissions and Water Efficiency Strategy attached as, Attachment 1 to this report. The Draft Strategy outlines the challenges and opportunities for Council and the community, and highlights how it aligns with Federal and State Government commitments in this respect. The Draft Strategy also supports the following objectives in the Greater Sydney Region Plan:

- Objective 33: A low-carbon city contributes to net-zero emissions by 2050 and mitigating climate change;
- Objective 34: Energy and water flows are captured, used and re-used;
- Objective 35: More waste is re-used and recycled to support the development of a circular economy.

And further addresses Planning Priority W19 of the Western City District Plan:

- Reducing carbon emissions and managing energy, water and waste efficiently

A baseline analysis was undertaken by Kinesis in order to determine the current resource consumption and emissions patterns of our community and Council's operations. This baseline analysis helps to identify the areas of opportunity to implement strategies and actions, and monitor the impacts of these actions. The 2016/2017 Financial Year was used as the baseline year, given the availability of community data and alignment to Council's Community Strategic Plan. The baseline will allow Council to track progress towards our emissions and water reduction targets.

The baseline data, on pages 6 and 7 of the Draft Strategy indicates that our community is emitting 777,000 tonnes of carbon dioxide equivalent gases per year, with electricity usage accounting for 59% of total community emissions. In comparison, Council's corporate emissions in 2016/17 were 10,824 tonnes with electricity usage accounting for 78% of total emissions.

Following technical analysis of the emissions sources, population projections and the development and implementation of the actions referenced in the Draft Strategy, the following targets for emissions reductions and water efficiency have been recommended:

Council Operations

- Net Zero Emissions by 2030 or earlier
- No net increase in potable water use (Sydney Water Mains)
- All non-potable water demand to be serviced using recycled water

The Hawkesbury Community

- 25% reduction in emissions relative to FY2016/2017 baseline by 2028
- 60% reduction in emissions relative to FY2016/2017 baseline by 2036
- Net Zero Emissions by 2050 through strategies and carbon offsets
- No net increase in water use relative to FY2016/2017 baseline by 2028
- Under 5% increase in water use relative to FY2016/2017 baseline by 2036
- Under 25% increase in water use relative to FY2016/2017 baseline by 2050

The Draft Strategy includes six Key Strategies focussed on achieving a net zero, resilient Hawkesbury, including:

1. A more resilient and renewable powered grid

Leverage the built form and energy consumption mix in the Hawkesbury to create a resilient, renewable powered grid. An acceleration and optimisation of solar PV and grid scale energy storage systems can help reduce emissions, energy costs and increase the community's energy resilience.

2. Greener suburbs and better design

Ensure that the proposed housing and non-residential sector growth is responsive and adaptive to a changing climate and new developments are delivered with drought resilient, lush green areas for an active and healthy community.

3. Low carbon and local transport

A localised mobility response that aims to service the high levels of worker containment within the Hawkesbury. The strategy also enables an accelerated uptake in electric vehicles given the recurrent financial and environmental benefits for the community it can enable.

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Rethink waste as a resource as we move towards higher waste diversion from landfill through increased services as well as a circular economy approach that boosts the agri-business sector.

5. Drought resilient, green centres

Realise the vision for green, cool centres across the Hawkesbury through excellence in urban design, and recycled water infrastructure provision. The master planning of Richmond, Windsor and South Windsor town centres will set the standard to deliver a network of attractive town centres in the region.

6. Council leading by example

Council has a role to play in all strategies including but not limited to leadership in delivering best practice sustainability through energy efficiency, renewable energy and water reuse opportunities in its own assets as well as advocacy and partnering with other public and private sector organisations to lead change within our community. This includes investigation into changes to Council's fleet, small plant and equipment to electric.

These six Key Strategies are supported by an Action Plan. The Actions in turn support additional objectives of the Greater Sydney Region Plan:

- Objective 26: A cool and green parkland city in South Creek corridor;
- Objective 27: Biodiversity is protected, urban bushland and remnant vegetation is enhanced;
- Objective 30: Urban Tree canopy cover is increased;
- Objective 31: Public open space is accessible, protected and enhanced;
- Objective 32: Green Grid links parks, open spaces, bushland and walking and cycling paths;
- Objective 36: People and places adapt to climate change and future shocks and stresses;
- Objective 38: Heatwaves and extreme heat are managed.

The Actions will also support the following Planning Priorities within the Western City District Plan:

- W14: Protecting and enhancing bushland and biodiversity
- W15: Increasing urban tree canopy and delivering Green Grid connections
- W18: Delivery high quality spaces

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- W20: Adapting to the impacts of urban and natural hazards and climate change.
- Through the implementation and reporting of these actions we will be able to meet W22: Monitoring and reporting on the delivery of the plan.

COMMUNITY ENGAGEMENT

In August 2020, Council invited the community, via an online engagement survey, to let us know what actions they were already undertaking at home or work to reduce carbon emissions and save water. We also asked the community what actions they would like to see Council take in order to reduce carbon emissions and water usage.

The responses highlighted that the Hawkesbury community are well on their way to reducing carbon emissions, being water efficient and supporting Council efforts to assist our community to reduce their emissions even further.

In addition to other considerations, the feedback received has informed the preparation of proposed actions listed from page 26 of the Draft Net Zero Emissions and Water Efficiency Strategy.

The survey responses told us:

- 54% have installed solar and 16% are interested in hearing more about how you can
- 75.8% have installed LED globes or replaced in-efficient appliances, with 6.5% planning to do so in the next 12 months
- 89.5% have reduced their energy consumption by either- hanging clothes on the clothesline, using cold water to wash clothes, using curtains/ blinds and awnings, opening windows to control internal temperatures and switching off lights and appliances when not in use
- 90% have installed ceiling/ wall insulation
- 29.8% use public transport and 21% are interested in doing this more
- 29.8% have reduced car usage by walking, carpooling, or riding with 27.4% wanting to use alternative transport methods more often
- 33.1% are planning to purchase an electric or hybrid vehicle
- 58.9% have installed rainwater tanks for flushing toilets, laundry use or watering the garden.

Support for Council Actions:

- 97.3% of survey respondents are supportive of Council encouraging the installation of solar within the Hawkesbury LGA
- 97.6% of respondents support Council encouraging developers and property owners to renovate and build new structures with the highest energy efficiency rating
- 96% of respondents are supportive of sustainable transport options, and infrastructure within the community
- 98.4% of respondents support recycling efforts
- 94.3% support Council's continued community education on energy and water efficiency.

Community Ideas:

- Increase tree planting to reduce urban heat in residential areas
- Build more shared paths and cycleways connecting schools, shops and public spaces to assist in people moving to active transport
- Carbon neutral developments and incentives to improve existing housing to come up to carbon neutral
- Use of light coloured road paving material to reduce heat island effect
- Thank you, Hawkesbury Council, for acknowledging that we are in a climate emergency. We need to respond accordingly.

It is recommended that should Council endorse the Draft Strategy for the purposes of public exhibition, and that the exhibition period be not less than 56 days, given the Christmas and New year period.

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It is also proposed to seek feedback and input on the Draft Strategy from a combined meeting of the Environmental Sustainability Advisory Committee and the Waste Management Advisory Committee.

Additionally, a post exhibition report will be provided to Council in order to consider submissions received during the exhibition period.

CONFORMANCE TO THE HAWKESBURY COMMUNITY STRATEGIC PLAN 2017-2036

The report is consistent with a wide range of Focus Areas, Directions and Strategies within the CSP, including:

Our Leadership – 1.3, 1.4 and 1.5

Our Community – 2.3

Our Environment – 3.1, 3.2, 3.3 and 3.4

Our Assets – 4.1 and 4.3

Our Future – 5.1

FINANCIAL IMPACT

Costs associated with preparation of the Draft Strategy have been provided for as part of Council's Operational Plan and Budget for 2020/2021.

Whilst this Draft Strategy has the potential to reduce Council's operating costs, the prioritisation and delivery of the identified Actions will depend on the availability of resourcing and adequate budget.

FIT FOR THE FUTURE STRATEGY CONSIDERATIONS

The proposal is aligned with Council's long-term plan to improve and maintain organisational sustainability and achieve Fit for the Future financial benchmarks. The proposal will enable Council to continue to provide and maintain service levels to meet established community expectations as budgeted for in the Long-Term Financial Plan.

ATTACHMENTS:

AT - 1 Draft Net Zero Emissions and Water Efficiency Strategy - *(Distributed under separate cover)*.

oooO END OF REPORT Oooo

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SECTION 3 – Reports for Determination
Meeting Date: 08 December 2020

Item: 246 **CP - Hawkesbury Employment Lands Strategy - (95498, 124414)**

Previous Item: 149, Ordinary (11 August 2020)

Directorate: City Planning

PURPOSE OF THE REPORT:

The purpose of this report is to advise Council of the outcome of the public exhibition of the Draft Hawkesbury Employment Lands Strategy, and to seek adoption of the Strategy.

EXECUTIVE SUMMARY:

The Draft Hawkesbury Employment Lands Strategy has been undertaken in order to address the Greater Sydney Region Plan and Western City District Plan, and inform the Local Strategic Planning Statement and subsequent review of the Local Environmental Plan and Development Control Plan. This has included a review of the current Hawkesbury Employment Lands Strategy 2008.

The key considerations to emerge from research associated with the Draft Hawkesbury Employment Lands Strategy include:

- Planning policy overview
- High level employment structure
- High level demographics
- Industry sectors and economic anchors
- Industry trends and emerging business opportunities.

The Draft Hawkesbury Employment Lands Strategy identified the following opportunities in Key Industry Sectors and Economic Anchors:

- Agriculture
- Freight network
- Education
- Defence/RAAF Base Richmond
- Equine
- Tourism

Public exhibition of the Draft Strategy has been completed, with four submissions received. The submissions received indicate general support for the Draft Strategy, but highlight a number of matters requiring consideration.

Unlike the Local Housing Strategy, endorsement of the Employment Lands Strategy from the Department of Planning, Industry and Environment is not a mandatory requirement, but is an option should Council wish to seek endorsement.

RECOMMENDATION:

That Council:

1. Receive the outcome of the public exhibition of the Draft Hawkesbury Employment Lands Strategy.
2. Adopt the Hawkesbury Employment Lands Strategy, attached as Attachment 3 to this report.

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BACKGROUND

Council commissioned SGS Economics and Planning Pty Ltd to prepare the Hawkesbury Employment Lands Strategy in order to address the Greater Sydney Region Plan and Western City District Plan. The Draft Strategy informed preparation of the Local Strategic Planning Statement and when adopted will inform the subsequent review of the Local Environmental Plan and Development Control Plan. Preparation of the Strategy included a review of the current Hawkesbury Employment Lands Strategy 2008.

The objectives of the Hawkesbury Employment Lands Strategy are to:

- Identify and review the existing employment lands in the local government area and allocate employment lands to be retained for future employment purposes.
- Identify and address challenges and opportunities for all employment lands, including tourism, business and industrial.
- Identify mechanisms to optimise constrained industrial precincts to transition to new uses.
- Investigate the opportunity for an agglomerated precinct at Clarendon.
- Prepare an Employment Lands Strategy as a guiding document for future land use planning, investment and management.

Figure 1 outlines the Strategic Planning Framework, and the various studies and strategies that are informing updates to that.

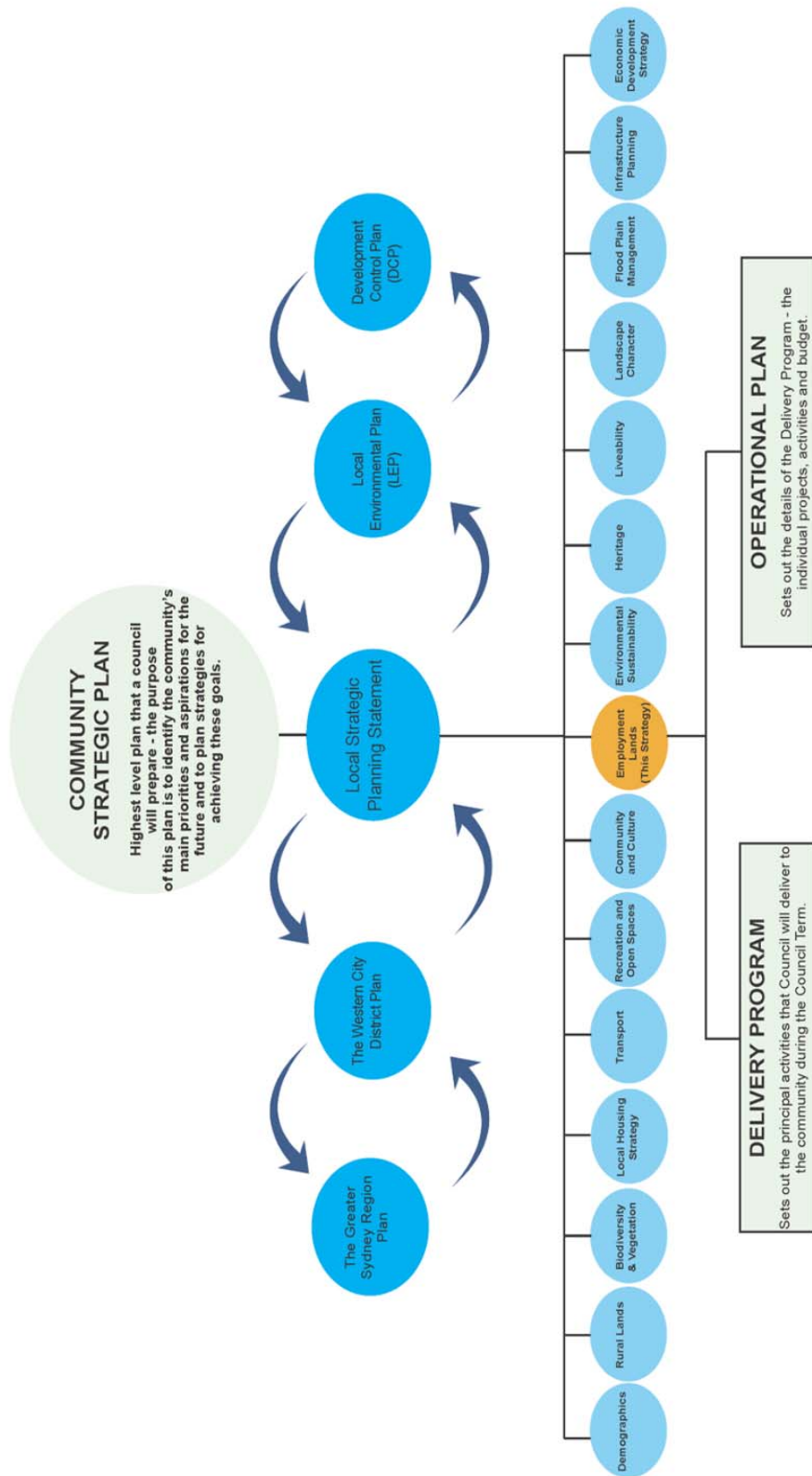


Figure 1 – Strategic Planning Framework and Supporting Studies

Location Plan

The Employment Lands Strategy when adopted will relate to the whole Hawkesbury Local Government Area.

Relevant Legislation

The Environmental Planning and Assessment Act with respect to subsequent amendments to the Hawkesbury Local Environmental Plan and Development Control Plan.

DISCUSSION

During the public exhibition period, a total of four submissions were received. It is considered that the submitters generally supported the Draft Hawkesbury Employment Lands Strategy, but included a number of comments that require further consideration.

Copies of the submissions are included as Attachment 1, whilst Attachment 2 provides a detailed response to each submission. A summary of the issues raised through the submissions includes:

- Support rezoning of land around the Mulgrave Precinct to industrial lands;
- Mulgrave precinct is not constrained by flood, bushfire, heritage or biodiversity;
- Mulgrave precinct has good access to road and rail transport;
- Expansion of the Mulgrave Precinct will encourage a range of jobs close to home, promote a connected city, sustainably use strategically identified land and utilise road and rail infrastructure and will be consistent with the metropolitan development objective;
- Clarendon precinct agglomeration is supported to strengthen the agribusiness and STEM profile of the region and develop career pathways for students;
- Investigation area identified in the South Windsor does not appear to have the same strategic merit as other investigation areas as it contains an established poultry farm, is bounded by urban residential purposes, contains extensive vegetation and restricted road access;
- Opportunities to increase retail, industrial and urban services floor spaces are supported;
- Further growth of the tourism sector and related land zoning and planning controls are supported;
- Exploration of opportunities in freight transport, creative uses, agribusiness and sustainability is supported;
- Activities at Bilpin have a positive effect in attracting visitors to the Hawkesbury;
- Developers and environmentalists need to understand the potential attraction of the Hawkesbury. They need to work in sympathy with that vision, always keeping in mind the common good; and
- The Hawkesbury is blessed with a jewel of nature. It is our responsibility to keep and develop it sympathetically in concert with its gifts of nature.

Through public consultation, it is considered that the Draft Hawkesbury Employment Lands Strategy is generally supported. The submissions have highlighted that the expansion of the Mulgrave Precinct has specific merits given its strategic location close to the arterial road network, railway service and having less constraints to development.

Given the employment target of 16,500 jobs target by 2036 (up from 10,300 in 2016) as specified within the Western City District Plan, it is paramount that Council undertakes the necessary actions to bridge the gap between the demand and supply of the retail and industrial floor spaces. Planning for small incremental increases in retail and commercial floor space should occur in the medium to long term. Encouraging health services within the strategic centre, and rezoning of land to B1 zone around train stations is also supported by the Strategy.

Despite the opportunities that the South Windsor industrial precinct has for expansion, including the identified Investigation Area, there are a number of matters that require careful consideration in this respect. The constraints include restricted road access, being bounded by existing residential

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development, existing agricultural uses, flooding and vegetation. The Draft Strategy has been amended to highlight the various issues that need to be considered in full as part of investigations into the South Windsor Investigation Area.

The Bilpin area has historically been a fruit bowl and a tourist destination. In respect to rural economic activity, both the Employment Lands Strategy, and the Draft Rural Lands Strategy identify opportunities. Both Strategies identify that encouraging more farm gate trails and tourism activities can lever the Hawkesbury's economy, as well as encourage tourism in the Local Government Area. With significant portions of the Hawkesbury classed as being with the Metropolitan Rural Area, this strengthens Hawkesbury's status as a tourist destination by leveraging its rural towns and villages, agricultural activities, heritage, scenic and cultural landscapes.

The agglomeration of the Clarendon precinct has received support through submissions. However, given the level of constraints within the precinct, and particularly flooding, it is important that Council undertake a thorough analysis of the precinct to determine the potential uses to be permitted within the precinct, and relevant zones that will support those uses. It is imperative that the combined long-term vision and objective is set for the precinct to match the Western City District Plan.

Given the Hawkesbury Local Government Area is strategically located within Metropolitan Sydney, but as a gateway to regional NSW, the development and activities of the aerotropolis precinct will also have an influence on future employment land use within the Hawkesbury.

COMMUNITY ENGAGEMENT

The Draft Hawkesbury Employment Lands Strategy and other supporting documentation was on public exhibition for the period Friday, 11 September 2020 to Monday, 12 October 2020.

The Draft Strategy and supporting documentation was available to be viewed during the exhibition period via:

- Council's online community engagement site www.yourhawkesbury-yoursay.com.au
- On Council's website www.hawkesbury.nsw.gov.au, or
- Between 9am and 4pm Monday to Friday at Council's Administration Office, 366 George Street, Windsor.

Written submissions in relation to the Draft Strategy were welcome via:

- Submitted via Council's online community engagement site www.yourhawkesbury-yoursay.com.au
- Posted to Hawkesbury City Council, PO Box 146, WINDSOR NSW 2756,
- Faxed to (02) 4587 7740, or
- Emailed to council@hawkesbury.nsw.gov.au

As detailed in this report, a total of four submissions were received during the public exhibition period.

CONFORMANCE TO THE HAWKESBURY COMMUNITY STRATEGIC PLAN 2017-2036

The report is consistent with a wide range of Focus Areas, Directions and Strategies within the CSP, including:

Our Leadership - 1.4 and 1.5

Our Assets - 4.2 and 4.3

Our Future - 5.1, 5.2, 5.3, 5.4, 5.5, 5.6, 5.7 and 5.8.

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FINANCIAL IMPACT

The preparation of the Draft Hawkesbury Employment Lands Strategy is an Operational Plan action and has been budgeted for accordingly.

FIT FOR THE FUTURE STRATEGY CONSIDERATIONS

The proposal is aligned with Council's long-term plan to improve and maintain organisational sustainability and achieve Fit for the Future financial benchmarks. The proposal will enable Council to continue to provide and maintain service levels to meet established community expectations as budgeted for in the Long-Term Financial Plan.

ATTACHMENTS:

- AT - 1** Submissions - *(Distributed under separate cover)*.
- AT - 2** Summary of Submissions - Draft Hawkesbury Lands Strategy.
- AT - 3** Draft Employment Lands Strategy - *(Distributed under separate cover)*.

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AT - 2 Summary of Submissions - Draft Hawkesbury Lands Strategy

Submission	Submission Issue	Key Considerations
1	<p>DPI Agriculture generally supports the strategic direction of the draft Strategy, particularly the recognition of the importance of agriculture and agribusiness to the economy of the local government area (LGA) and the opportunities for growth through targeting agribusiness industries; fresh food processing capabilities and development of tourism centred on agriculture and food.</p> <p>The opportunity to support the development of educational facilities in Clarendon to strengthen the agribusiness and STEM profile of the region and develop clear career pathways for students into agriculture and agribusiness is also supported.</p> <p>It is noted that the draft Strategy identifies investigation areas for long term expansion of industrial land at Mulgrave and South Windsor. It is considered that the identified investigation areas at Mulgrave (Figure 54 in the draft Strategy) are appropriate for further investigation. The draft Strategy demonstrates the strategic advantages of the Mulgrave industrial precinct and the investigation areas would constitute infill development between the existing industrial estate and the Vineyard release area.</p> <p>The investigation area at South Windsor (Figure 55 in the draft Strategy) does not appear to have the same strategic merit as it contains an established poultry farm, is bounded by urban residential purposes, contains extensive vegetation and restricted road access.</p> <p>DPI Agriculture suggests that the South Windsor investigation area should be omitted from the final strategy. Since the investigation areas are only identified to provide industrial land in the long term (post 2036) and the Mulgrave investigation areas amount to approximately 74 hectares, this is considered sufficient until it is understood how the development of the Western City Aerotropolis will affect demand for industrial land in Western Sydney.</p>	<p>Support for Draft Strategy from DPI Agriculture noted.</p> <p>Draft Rural Lands Strategy does not specifically identify the land for preservation for rural/agricultural uses in the longer term, but recognises that the use of part of the Investigation Area as poultry farm should be retained in the short/medium term.</p> <p>Draft Strategy amended to include key considerations for identified Investigation Areas in order to address Department of Primary Industries issues with the Investigation Area at South Windsor.</p>

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2	<p>The Property Council supports the identification of this need and would encourage Council to plan for an appropriate supply of zoned land for the retail uses described in the Strategy.</p> <p><i>Commercial & Industrial</i></p> <p>The Property Council acknowledges the available opportunities for these land uses and encourages Council to monitor supply and demand of land for these uses and undertake to intervene where actual production of floor space is failing to keep up with demand.</p> <p><i>Retail and Commercial</i></p> <p>The Strategy has identified:</p> <ul style="list-style-type: none">• online retaining,• emergence of café culture/food centres/ experience dining,• fine grain retail spaces, and• coworking spaces <p>as economic trends that may affect the employment structure and employment lands of the Hawkesbury LGA in the future.</p> <p>The Property Council supports actions that are intended to adapt to these trends and changes.</p> <p><i>Industrial Lands</i></p> <p>The Strategy has identified:</p> <ul style="list-style-type: none">• changes in freight transportation,• creative uses, and• agribusiness and sustainability. <p>as significant issues for industrial precincts.</p> <p>The Property Council supports actions that are intended to help the Hawkesbury LGA adapt to these emerging and high-growth industrial uses.</p> <p><i>Tourism</i></p> <p>The Strategy has identified the visitor economy as a major economic opportunity for the Hawkesbury LGA.</p> <p>The Property Council supports actions that are intended to support further growth in the region's tourism sector, including accommodation, tourism destinations and related services such as cafes, restaurants and cellar door premises.</p>	<p>Support from Property Council of Australia is noted.</p>
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	<p><i>Innovation Precincts</i></p> <p>The Strategy has identified innovation precincts as a key driver to business productivity growth which translates into economic growth. It suggests that Clarendon contains the Western Sydney University, a research anchor, which is one of the key elements for an innovation precinct.</p> <p>The Property Council supports Council working with the precinct's stakeholders to build collaboration in relation to agribusiness and STEM and also investigating whether an innovation precinct is feasible.</p>	
<p>3</p>	<p>Supports the allocation of a site on the Western side of Railway Road South which is identified in Figure 54 of the draft Strategy as future employment lands. Requests that the rezoning of the site from RU1 (Primary Production) to an industrial or business zoning as part of the next review of local planning controls, in the short to medium term.</p> <p>Highlights that the subject site is well-located, strategically planned and is capable of being zoned and developed to cater for these desired opportunities. Also, given the incoming population, this would be best achieved within the short term.</p>	<p>Site is currently identified in the Draft Strategy as an Investigation Area.</p> <p>Submission provides further details in support of that Investigation Area, and the timing for amendments to the local planning controls in the short to medium term.</p> <p>Retention of the Investigation Area is recommended.</p>
<p>4</p>	<p>Need for the inhabitants of metropolitan Sydney to enjoy some rural land and open space.</p> <p>Any development needs to be in sympathy with the three principles:</p> <ul style="list-style-type: none"> • Agriculture • Agri-business • Tourism. <p>A prime example is the development of Bilpin and the large crowds it now attracts. We need to plan to cater for this demand as open spaces continue to disappear under housing development.</p> <p>Years ago this area was described as having the potential of “the Tuscany of the South Pacific”. If we grasp that thinking and act on it we could attract international tourism on a large scale.</p> <p>A large property on Terrace Road has been sold for \$60 million. If subdivided, ten-acre lots should be the minimum. Most agricultural farms in the Hawkesbury only need an area of ten acres. For example, vineyards with access</p>	<p>The significance and role of Agriculture, Agri Business, and Tourism are supported by:</p> <ul style="list-style-type: none"> • Greater Sydney Region Plan • Western City District Plan • Draft Hawkesbury Employment Lands Strategy • Draft Hawkesbury Rural Lands Strategies.

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	<p>to customers can operate on that acreage. Developers and environmentalists need to understand the potential attraction of the Hawkesbury. They need to work in sympathy with that vision, always keeping in mind the common good.</p> <p>The building of the Badgery's Creek airport opens an opportunity for the Hawkesbury. It is planned to airfreight fresh agricultural produce into South East Asia via the new airport. Most of this produce will logically come from the Central West from towns such as Orange, Bathurst and Mudgee. However, there is no reason why the Hawkesbury can't contribute.</p> <p>The question of an upgraded route to the Central West needs to be dealt with.</p> <p>Unquestionably there is a need for that product. The logical direct route between the airport and the Central West is a detailed plan that is south of and parallel to the Great Western Highway.</p> <p>A freight network which includes the Hawkesbury will need to take into consideration a route that joins the Central West and the airport.</p>	
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oooO END OF REPORT Oooo

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Item: 247 **CP - Hawkesbury Local Housing Strategy - (95498, 124414)**

Previous Item: 94, Ordinary (26 May 2020)
 150, Ordinary (11 August 2020)

Directorate: City Planning

PURPOSE OF THE REPORT:

The purpose of this report is to:

- Advise Council of the outcome of public exhibition of the Draft Hawkesbury Local Housing Strategy
- Seek adoption of the Strategy
- Seek approval to submit the adopted Strategy to the Department of Planning, Industry and Environment for endorsement.

EXECUTIVE SUMMARY:

The Draft Hawkesbury Local Housing Strategy has been undertaken in order to address the Greater Sydney Region Plan and Western City District Plan, and inform the Local Strategic Planning Statement and subsequent review of the Local Environmental Plan and Development Control Plan. The strategy will supersede the current Hawkesbury Residential Land Strategy 2011 which was adopted in May 2011 once it is adopted and will inform and guide future residential land use planning for the Local Government Area. The aim of the Draft Hawkesbury Local Housing Strategy is to set a clear plan for housing in the Hawkesbury Local Government Area for the next 10 and 20 years.

Preparation of a Local Housing Strategy is a State Government requirement of all councils in Metropolitan Sydney. Local Housing Strategies must address the Greater Sydney Region Plan and Western City District Plan, including housing targets. It must also align housing growth with the necessary supporting infrastructure and social services. Endorsement must also be sought and obtained from the Department of Planning, Industry and Environment.

At its meeting on 11 August 2020, Council resolved to place the Draft Hawkesbury Local Housing Strategy on public exhibition. The Draft Hawkesbury Local Housing Strategy was placed on public exhibition from Friday, 11 September to Monday, 12 October 2020.

It should be noted that the Draft Hawkesbury Local Housing Strategy presented to Council on 11 August 2020 was based on revised population projections (2019) from the Department of Planning, Industry and Environment which had revised the projected 2036 population of the Hawkesbury down to 77,048 (increase of approximately 10,000 from the 2016 population of 67,083). Council considered that these projections should be considered further given the following considerations:

- The designation of much of the City within the Greater Sydney Commission's Metropolitan Rural Area
- Infrastructure NSW - Resilient Valley, Resilient Communities Hawkesbury Nepean Flood Strategy and the implications of incorporating the Probable Maximum Flood into planning strategies
- Deferral by the NSW State Government of consideration of the Outer Sydney Orbital Corridor through the Hawkesbury Local Government Area
- Level of significant constraints (bushfire, RAAF ANEF Noise Contours, significant areas of high biodiversity, significant cultural heritage)

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The key issues to emerge from housing research associated with the Draft Hawkesbury Local Housing Strategy include:

- Need to accommodate steady growth – five year target of 1,150 dwellings and growth to continue to 2036
- Limited diversity in the housing stock
- Emerging mismatch between household size and dwelling type/size
- Pockets of housing stress and a growing need for more affordable housing
- Significant constraints are a major barrier to development (flooding, bushfire risk, ANEF aircraft contours, biodiversity/vegetation, heritage considerations).

Key recommendations of the Draft Hawkesbury Local Housing Strategy include:

- Focus new housing growth in urban release areas and encourage some smaller dwellings in these areas to increase housing diversity
- Maximise the potential of existing urban lands
- Increase the supply of smaller dwellings in both established and new areas
- Continue to expand affordable housing options and further enhance Council's existing Affordable Housing Policy, including Council's involvement with the preparation of the Western City Affordable Housing Strategy
- Maintain a long term supply of residential land by investigating potential new urban areas
- Develop a program to monitor housing land supply and housing delivery
- Address homelessness through continued implementation and updates to Homelessness Action Plan.
- Consideration of the provision of Detached Dual Occupancies and Secondary Dwellings through a place based approach that considers the recommendations of the Hawkesbury Rural Lands Strategy

Based on consideration of the submissions, and issues raised, it is considered that matters have either already been sufficiently addressed in the Draft Strategy, or that amendments should not be made. A number of submissions call for the inclusion of additional investigation areas in varying locations. Based on the evidence outlined within the Draft Strategy there is sufficient land currently zoned for residential purposes to meet housing targets and population projections provided by the Greater Sydney Commission through the Greater Sydney Region Plan and Western City District Plan. As such, no further investigation areas are recommended, but should the targets/population projections change in the future this should be considered further.

RECOMMENDATION:

That Council:

1. Receive the outcome of the public exhibition of the Draft Hawkesbury Local Housing Strategy.
2. Adopt the Hawkesbury Local Housing Strategy, attached as Attachment 3 to this report.
3. Submit the adopted Hawkesbury Local Housing Strategy to the Department of Planning, Industry and Environment for endorsement.

BACKGROUND

The Draft Hawkesbury Local Housing Strategy has been undertaken in order to address the Greater Sydney Region Plan and Western City District Plan, and inform the Local Strategic Planning Statement and subsequent review of the Local Environmental Plan and Development Control Plan. The strategy will supersede the current Hawkesbury Residential Land Strategy 2011 which was adopted in May 2011 once it is adopted and will inform and guide future residential land use planning for the Local Government Area.

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The aim of the Hawkesbury Local Housing Strategy is to set a clear plan for housing in the Local Government Area for the next 10 and 20 years. The Strategy will tie Council's vision for housing with the State Government led strategic plans. The Strategy presents Council's response for housing and how the housing components of the Greater Sydney Region Plan and Western City District Plan will be delivered locally.

Council commissioned Hill PDA Consulting in 2019 to undertake Hawkesbury Local Housing Strategy to provide an evidence base for decision making associated with housing supply and locations.

Importantly, a local housing strategy establishes the council's vision for providing housing in a local government area and links that with housing objectives and targets of the NSW Government and Greater Sydney Commission strategic plans, including regional and district plans. Figure 1 outlines the Strategic Planning Framework, and the various studies and strategies that are informing updates to that. It should be noted that the full impacts of the current COVID-19 Pandemic on housing demand and supply are still unknown, and as such may need to be considered further as these impacts are more fully understood.

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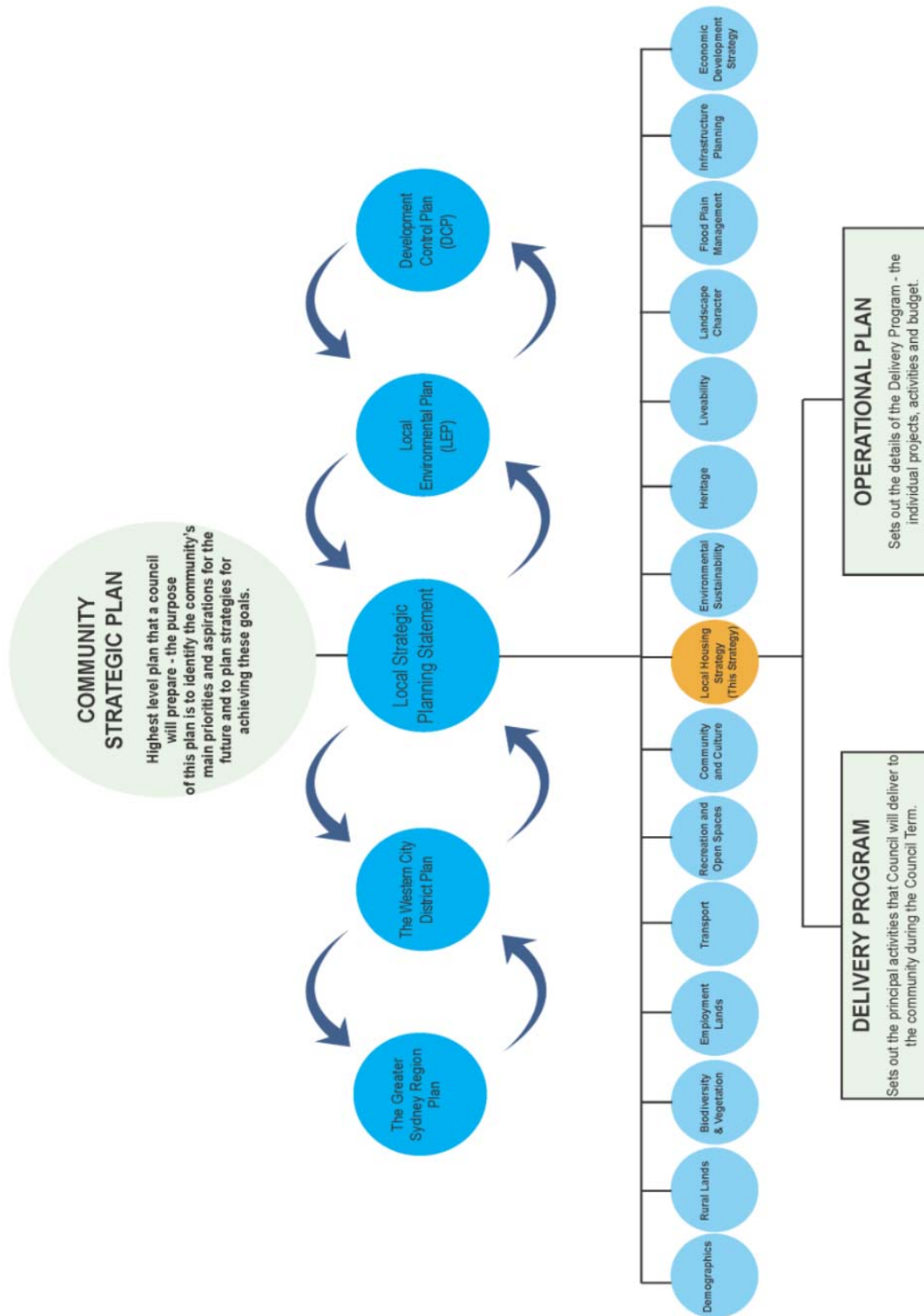


Figure 1 – Strategic Planning Framework and Supporting Studies

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In developing the Hawkesbury Local Housing Strategy, consideration was given to the evidence base including demographic factors, the supply and demand for housing and local land use opportunities and constraints among other factors.

The Hawkesbury Local Housing Strategy recognises the background, constraints and opportunities, heritage values, rural character, flood impacts and history of the Hawkesbury Local Government Area and incorporates the community's vision and aspirations for the future development of land use in the Local Government Area.

The key issues to emerge from housing research associated with the Draft Hawkesbury Local Housing Strategy include:

- Need to accommodate steady growth – five-year target of 1,150 dwellings and growth to continue to 2036;
- Limited diversity in the housing stock;
- Emerging mismatch between household size and dwelling type/size;
- Pockets of housing stress and a growing need for more affordable housing; and
- Significant constraints are a major barrier to development (flooding, bushfire risk, ANEF aircraft contours, biodiversity/vegetation, heritage considerations).

Key recommendations of the Draft Hawkesbury Local Housing Strategy include:

- Focus new housing growth in urban release areas and encourage some smaller dwellings in these areas to increase housing diversity;
- Maximise the potential of existing urban lands;
- Increase the supply of smaller dwellings in both established and new areas;
- Continue to expand affordable housing options and further enhance Council's existing Affordable Housing Policy, including Council's involvement with the preparation of the Western City Affordable Housing Strategy;
- Maintain a long-term supply of residential land by investigating potential new urban areas;
- Develop a program to monitor housing land supply and housing delivery;
- Address homelessness through continued implementation and updates to Homelessness Action Plan; and
- Consideration of the provision of Detached Dual Occupancies and Secondary Dwellings through a place-based approach that considers the recommendations of the Hawkesbury Rural Lands Strategy.

Location Plan

The Hawkesbury Local Housing Strategy when adopted will relate to the whole Hawkesbury Local Government Area.

Relevant Legislation

The Environmental Planning and Assessment Act with respect to subsequent amendments to the Hawkesbury Local Environmental Plan and Development Control Plan.

DISCUSSION

Submissions Received:

During the exhibition period a number of telephone and in person enquiries regarding the Draft Strategy were made by the general public. A total of 270 submissions comprising 14 individual submissions and 256 pro-forma letters were received.

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Copies of submissions are included as Attachment 1, whilst Attachment 2 provides a detailed response to each submission. A summary of the issues raised through the submissions includes:

- Up to 25 percent of households in the Local Government Area are experiencing housing stress;
- Almost 800 people are waiting for social housing in the Richmond/Windsor allocation zone and the waiting time is more than 10 years;
- 250 people are experiencing homelessness in the Local Government Area;
- Adequate and explicit targets for the delivery of affordable housing should be included in the strategy (5%-10% of the new GFA);
- Mandate affordable housing targets of 15% of total GFA on private lands and 30% on State owned land;
- Council owned land should be used for social housing providers to develop housing solutions;
- Secondary dwellings is an affordable mechanism to deliver affordable housing;
- Council should expand housing diversity to suit the varied needs of the community;
- Review and update Council's Affordable Housing Policy based on current and future needs;
- Council should identify suitable sites for affordable housing development;
- Oakville and other areas such as Cattai, Maraylya and Vineyard should be identified for future residential development through the strategy given the fact that the surrounding lands have been or are in the process of being developed for residential purposes;
- Oakville shares a common boundary with Box Hill, and is located approximately 2 km from the Box Hill Growth Centre Precinct. The precinct forms part of North West Growth Centre release area. Oakville represents a natural extension of the growth centre release area;
- M9 Outer Sydney Orbital pathway is sterilising the land and devaluing it;
- Oakville is predominantly RU4 Primary Production Small Lots but no actual agricultural activities are taking place in the area;
- Supports the Draft Hawkesbury Local Housing Strategy and wants Oakville to be rezoned for residential development;
- The Oakville area lacks basic amenities such as footpaths, pedestrian crossings at the schools, and neighbourhood shops;
- New housing should be supported by public infrastructure;
- Potential land use conflicts between the new residential developments and current rural zones;
- Reconsider Height of Building provisions in the B1 Neighbourhood Centre and B2 Local Centre zones;
- Additional guidance regarding centres would carry those principles into more built-up areas;
- Most of the land in the LGA is classed as Metropolitan Rural Area;
- R2 Low Density Residential zoned land in the Glossodia area is inconsistent with the zone objectives, the zone is fragmented in a number of lot sizes with a minimum lot size of 40 Hectares which is more akin to rural lands – potentially an error that occurred during LEP roll over;
- Encourage lot averaging in the Glossodia area to protect and conserve biodiversity;
- Sydney water has capacity to service additional lots in the Glossodia area;
- The environmental constraints of Oakville are not uncommon in the Local Government Area;
- Further detailed investigation and mapping of the biodiversity in the Oakville area and Biodiversity Off-Set scheme may open up land for residential purposes;
- North Richmond should not anticipate any new residential development until the new bridge and dual lane road is developed;
- Develop areas not heavily constrained by flooding, ecological and ANEF issues;
- Infill development within Windsor and Richmond is encouraged to meet the housing targets;

The issues raised through the pro-forma responses include:

- Support the identification of the Oakville area as a potential future residential land release area, particularly given its location near to Box Hill and Vineyard Growth Precincts as well as existing transport and services;

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- The Oakville area is zoned RU4 Primary Production Small Lots, however, the area does not necessarily provide 'primary agricultural land' like RU1 Primary Production zoned lands;
- The Outer Sydney orbital corridor will stop at Richmond Road and will no longer extend any further north-east, either to Vineyard/ Windsor Road or onwards to Box Hill/Maraylya. Thus, the Oakville area is not impacted by future road reservation requirements;
- Like other parts of the Local Government Area, Oakville is impacted by environmental constraints including the presence of threatened species, bushfire prone land and limited flooding;
- There may be an opportunity to accommodate a biodiversity offset scheme should the area be found to be suitable for additional residential development;
- The Hawkesbury Local Housing Strategy highlights the importance of early identification of the future urban areas to allow adequate time for planning and infrastructure delivery. The Local Housing Strategy identifies the area to the north of Vineyard Stage 1 and 2 other areas as potential investigation areas subject to the finalisation of the Outer Sydney Orbital; and
- Supports the action to undertake environmental investigations of the identified areas to determine future development potential of the Oakville area to be released for additional residential to meet the needs of the community.

Social and Affordable Housing

In respect of social and affordable housing, the submissions provide further evidence to highlight the statistics of those experiencing homelessness, housing stress and the pending number of people awaiting social housing. The submissions from community housing providers basically provided in principle support for the Strategy.

Oakville/Maraylya

Submissions proposing an investigation area in Oakville/Maraylya gained a considerable level of support from landowners, perhaps due to the increasing pressures of surrounding residential developments in the Box Hill, Schofields, Riverstone and Vineyard Stage 1 areas. Landowners are strongly urging for their land to be rezoned or investigated for residential purposes as the current RU4 Primary Production Small Lots zone is not a viable zone given the fact that there is very limited agricultural activities occurring in the Oakville area.

The Greater Sydney Commission and Department of Planning, Industry and Environment through the Greater Sydney Region Plan, and Western City District Plan have provided housing targets and projections for each Local Government Area to meet.

In the case of the Hawkesbury Local Government Area, the 5 year housing target is 1,150 dwellings, with a projected 2036 population of 77,048 which represents an increase of approximately 10,000 people from the 2016 population of 67,083.

The Draft Local Housing Strategy has provided an evidence based approach to making decisions associated with housing needs and locations. The Draft Strategy has identified that there is sufficient land zoned to meet the target and projected population.

It was also considered by Council that these projections should be considered further given the following considerations:

- The designation of much of the City within the Greater Sydney Commission's Metropolitan Rural Area
- Infrastructure NSW - Resilient Valley, Resilient Communities Hawkesbury Nepean Flood Strategy and the implications of incorporating the Probable Maximum Flood into planning strategies
- Deferral by the NSW State Government of consideration of the Outer Sydney Orbital Corridor through the Hawkesbury Local Government Area
- Level of significant constraints (bushfire, RAAF ANEF Noise Contours, significant areas of high biodiversity, significant cultural heritage)

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The Draft Rural Lands Strategy notes that land in the Oakville – Maraylya localities has been the subject of a number of submissions to the Draft Housing Strategy exhibition requesting that the land is to be rezoned to allow urban development to be the same as the land on the eastern side of Boundary Road in The Hills Local Government Area.

It is also noted in the Draft Rural Lands Strategy that the Housing Strategy has identified that there is not an identified need for additional investigation areas given the fact that existing residential zonings are sufficient to meet the target/population projections provided by the Greater Sydney Commission and Department of Planning, Industry and Environment.

The Draft Rural lands Strategy has identified this land to be zoned as Rural Landscape and it is not a significant agricultural area with 5.5% of the total land being agriculture and 87.2% of its land use as rural residential. It does not have as many physical constraints for urban development not being flood prone and not having high bushfire prone land.

Infrastructure is a key consideration for any investigation area, including roads, services and community infrastructure, the planning for which is long term. A key consideration in this respect is the Outer Sydney Orbital. At this stage, the Outer Sydney Orbital Road corridor does not extend beyond Richmond Road and its route to the north of this has not yet been determined. Transport for NSW have indicated that the extension of the Outer Sydney Orbital is subject to Future Investigations for connections to the Central Coast. Corridor locations will need to be known before any future investigations can occur into the future land uses of the land.

It is important that Council continue to liaise with Transport for NSW to understand the timing of further investigations into the corridor location in order to provide a greater level of certainty to Council and the community.

As such the Draft Strategy has not identified the need for further Investigation Areas in this respect.

Other Investigation Areas (West of the River)

A number of other submissions were received proposing investigation areas over sites to the west of the Hawkesbury River.

Particularly with respect to those sites, the Metropolitan Rural Area context within the Greater Sydney Region Plan and Western City District Plan is of primary consideration. Strategies within these Plans highlight that urban development should be limited to identified investigation areas, none of which are located within the Hawkesbury Local Government Area.

Additionally, these Plans released by the NSW State Government identify that rural residential development is not an economic value of the Metropolitan Rural Area and further rural residential development in the Metropolitan Rural Area is generally not supported. Limited growth of rural-residential development could be considered where there are no adverse impacts on the amenity of the local area and where the development provides incentives to maintain and enhance the environmental, social and economic values of the Metropolitan Rural Area. This could include the creation of protected biodiversity corridors, buffers to support investment in rural industries, and protection of scenic landscapes. In the case of the sites put forward by submitters they do not meet this criteria.

Additionally, the Draft Rural Lands Strategy highlights the significance of land in this location towards agricultural production, and should be retained for such purposes.

As such the Draft Strategy has not identified further Investigation Areas in this respect.

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The strategy also provides the following directions to guide future housing developments:

- New growth should continue to be primarily focused within the state identified release areas and managed through the growth centres planning process;
- Maximise the potential of existing urban areas which are well serviced by existing infrastructure (transport, health, education and other urban services);
- Increase the supply of smaller dwellings including dwellings that are suited to older persons in locations within walkable access to shops, health services and community facilities;
- Continue to expand affordable housing through implementation mechanisms that encourage the provision of affordable housing;
- Accommodate continued incremental growth in rural villages, whilst maintaining the local character and respecting environmental constraints; and
- Establish a program to annually monitor development approvals and the supply of zoned and serviced land to inform future decisions on land release and servicing.

Given the constraints within the Local Government Area that impede the delivery of further housing supply including the Metropolitan Rural Area, the impacts of flooding, Outer Sydney Orbital corridor, biodiversity, ANEF Noise Contours and heritage listed items, it is paramount that Council undertakes further analysis to ensure that the projected targets can be met or perhaps consider reviewing its current housing target.

Based on consideration of the submissions, and issues raised, it is considered that matters have either already been sufficiently addressed in the Draft Strategy, or that amendments should not be made. A number of submissions call for the inclusion of additional investigation areas in varying locations. Based on the evidence outlined within the Draft Strategy there is sufficient land currently zoned for residential purposes to meet housing targets and population projections provided by the Greater Sydney Commission through the Greater Sydney Region Plan and Western City District Plan. As such, no further investigation areas are recommended, but should the targets/population projections change in the future this should be considered further.

COMMUNITY ENGAGEMENT

The Draft Hawkesbury Local Housing Strategy and other supporting documentation were on public exhibition for the period Friday, 11 September 2020 to Monday, 12 October 2020.

The Draft Strategy and supporting documentation was available to be viewed during the exhibition period via:

- Council's online community engagement site www.yourhawkesbury-yoursay.com.au
- On Council's website www.hawkesbury.nsw.gov.au, or
- Between 9am and 4pm Monday to Friday at Council's Administration Office, 366 George Street, Windsor.

Written submissions in relation to the Draft Strategy was welcome:

- Submitted via Council's online community engagement site www.yourhawkesbury-yoursay.com.au
- Posted to Hawkesbury City Council, PO Box 146, WINDSOR NSW 2756,
- Faxed to (02) 4587 7740, or
- Emailed to council@hawkesbury.nsw.gov.au

As detailed in this report, a total of 270 submissions comprised of 14 individual submissions and 256 proforma submissions were received during the public exhibition period.

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CONFORMANCE TO THE HAWKESBURY COMMUNITY STRATEGIC PLAN 2017-2036

The report is consistent with a wide range of Focus Areas, Directions and Strategies within the CSP, including:

Our Leadership - 1.4 and 1.5

Our Assets - 4.2 and 4.3

Our Future - 5.1, 5.2, 5.3, 5.4, 5.5, 5.6, 5.7 and 5.8.

FINANCIAL IMPACT

The preparation of the Hawkesbury Local Housing Strategy is an Operational Plan action and has been budgeted for accordingly.

FIT FOR THE FUTURE STRATEGY CONSIDERATIONS

The proposal is aligned with Council's long-term plan to improve and maintain organisational sustainability and achieve Fit for the Future financial benchmarks. The proposal will enable Council to continue to provide and maintain service levels to meet established community expectations as budgeted for in the Long-Term Financial Plan.

ATTACHMENTS:

AT - 1 Submissions - *(Distributed under separate cover).*

AT - 2 Summary of Submissions - *(Distributed under separate cover).*

AT - 3 Hawkesbury Local Housing Strategy - *(Distributed under separate cover).*

oooO END OF REPORT Oooo

ORDINARY MEETING
SECTION 3 – Reports for Determination
Meeting Date: 08 December 2020

Item: 248 **CP - Draft Rural Lands Strategy - (95498, 124414)**

Directorate: City Planning

PURPOSE OF THE REPORT:

The purpose of this report is to advise Council of the finalisation of the Draft Hawkesbury Rural Lands Strategy, and to seek Council's endorsement to place the Draft Strategy on public exhibition.

EXECUTIVE SUMMARY:

Preparation of the Draft Hawkesbury Rural Lands Strategy has been undertaken in order to address the Greater Sydney Region Plan and Western City District Plan, and inform the Local Strategic Planning Statement and subsequent review of the Local Environmental Plan and Development Control Plan.

The objectives of the Draft Hawkesbury Rural Lands Strategy are to:

- Identify the economic, environmental and social opportunities for the preservation, management and enhancement of rural lands within the Hawkesbury Local Government Area for the future, with in-depth consideration of the impact of the climate change;
- Prepare a Strategy that will be the guiding document for the future planning, development and management of rural lands within the Hawkesbury Local Government Area;
- Prepare a Strategy that will inform robust decision making and outcomes for planning proposals, development applications and a review of broader strategic plans such as the Hawkesbury Local Environmental Plan 2012;
- Prepare a Strategy that will provide appropriate land use planning controls reflective of the circumstances of Hawkesbury's rural lands taking into account the impacts of emerging pressures and opportunities.

The Draft Hawkesbury Rural Lands Strategy includes Key Recommendations focused on:

- Growth Management
- Rural Lands Preservation
- Economic Development
- Land Use Planning

RECOMMENDATION:

That Council:

1. Receive and note the Draft Hawkesbury Rural Lands Strategy.
 2. Endorse the Draft Hawkesbury Rural Lands Strategy attached as Attachment 1 to this report, to be placed on public exhibition in accordance with Council's Community Participation Plan for a period of not less than 56 days.
 2. Receive a post exhibition report with a summary of issues raised through submissions.
-

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BACKGROUND

Preparation of the Hawkesbury Rural Lands Strategy has been undertaken in order to address the Greater Sydney Region Plan and Western City District Plan, and inform the Local Strategic Planning Statement and subsequent review of the Local Environmental Plan and Development Control Plan. Figure 1 outlines the Strategic Planning Framework and the various studies and strategies that are informing updates to that.

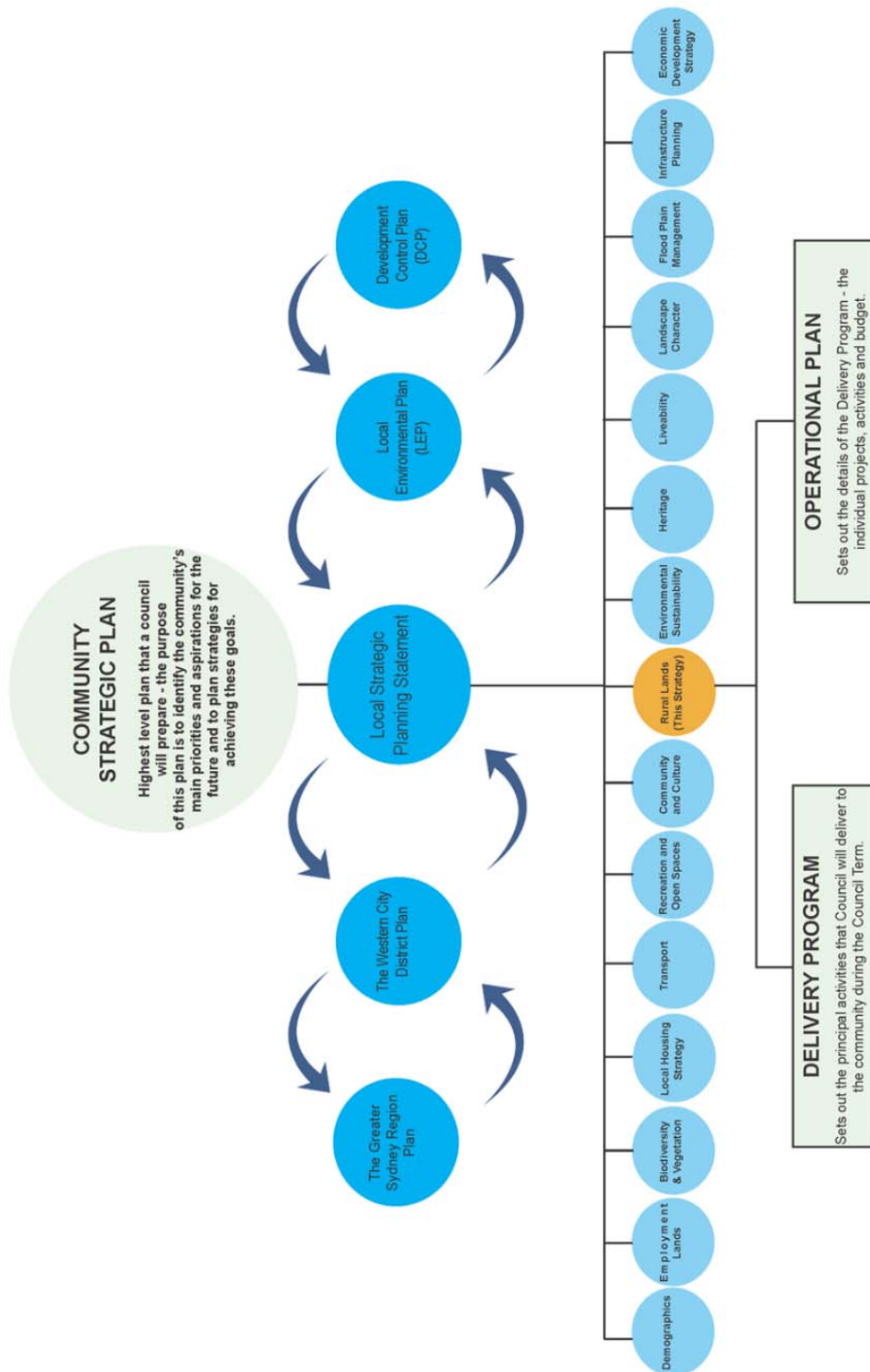


Figure 1 – Strategic Planning Framework and Supporting Studies

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Council commissioned Edge Land Planning to prepare the Hawkesbury Rural Lands Strategy in order to support the Draft Local Strategic Planning Statement 2040, and review of Local Environmental Plan and Development Control Plan. Council has not previously prepared a Rural Lands Strategy.

Structure of Draft Strategy

The Structure of the Draft Hawkesbury Rural Lands Strategy includes:

1. Introduction (Location, methodology and Strategic Planning context).
2. Development Pattern (Analysis of Land Use).
3. Existing Development Pattern.
4. Development and Environmental Issues (Social and Economic Factors, Opportunities and Constraints).
5. Consultation.
6. Options for the Future (Development Opportunities, Rural land Preservation, Settlement Hierarchy, Landscape Based Strategic Planning, Zoning, Definitions, Living in the Rural landscape, and Environmental Conservation).
7. Implementation.

Key considerations to emerge from research associated with the Draft Hawkesbury Rural Lands Strategy include:

Planning Policy Overview

Strategic planning documents from the three tiers of government provide the context for future land use in the Hawkesbury LGA's Rural Lands, including:

- Greater Sydney Region Plan
- Western City District Plan
- Western Sydney City Deal
- Hawkesbury Destination Management Plan and Action Plan 2017-2021
- Hawkesbury Tourism Strategy (2015)
- SEPP Exempt and Complying Development

Development Pattern

The pattern of development in the rural area is dictated by the land use and the holding sizes. The Draft Strategy discusses this as well as the demography and economy of the rural area.

DISCUSSION

The Draft Hawkesbury Rural Lands Strategy provides an opportunity to bridge gaps and align with the NSW Planning Framework, including the Greater Sydney Region Plan - 'A Metropolis of Three Cities', and the 'Western City District Plan', and enables Council to deliver the relevant objectives and actions at a local level.

The recommendations of the Draft Hawkesbury Rural Lands Strategy will assist Council to guide management of its rural areas by embedding recommendations as actions in the Local Strategic Planning Statement 2040, and through the Local Environmental Plan and Development Control Plan review process.

Key Findings of the Draft Hawkesbury Rural Lands Strategy

The Draft Strategy presents relevant data and characteristics of the combined localities of the Local Government Area, as well as individual maps of the localities. To make the understanding of the data more manageable, the localities have been combined into areas of similar topographic features and land use:

- The Slopes Combined Locality has the highest proportion of rural residential land use with 91.9% followed by the Mountain with 88.9% then the South East with 87.2%.
- The River Flats Combined Locality has the highest proportion of irrigated plants with 34.3%, followed by Mountain with 4.4% and then Colo and Middle Hawkesbury Valleys.
- The Northern Valleys has the highest proportion of extensive agriculture land use followed by the River Flats with 3.8% and then the Slopes with 2.0%.
- The Northern Valleys have the greatest proportion of commercial land uses.

The following are key highlights:

- Rural residential makes up 86.1% of the total rural land use and irrigated plants is the second most common with 4.5% of the land use.
- Rural residential land use is the dominant use in all parts of the Local Government Area with the irrigated plants uses clustered around the Hawkesbury River Flats as well as some intensive animals in this area. The River Flats are also the lowest proportion of rural residential land use.
- Market gardening of vegetables make up 46.2% of the irrigated plants followed by turf farms with 32.2% and then protected cropping makes up 7.6%.
- The rural residential land use is comprised of mostly just a dwelling (83%), however there are also horses (9.2%), trucks (6.5%), home businesses (1%) and Bed and Breakfasts (0.3%).
- Rural residential takes up 65.4% of the area of all private land use which demonstrates that it is on large lots of greater than 10 ha as well as lots less than that.
- The size of rural holdings analysis shows that 62.3% of all land ownership is on holdings of less than 3 ha and 81.1% is holdings of less than 8 ha. Most of the small lots less than 3 ha are in the South East part of the Local Government Area and the larger holdings are in the northern parts of the Local Government Area.
- Agricultural production in the Local Government Area is valued at \$158.6 million. The major components of this are from vegetables (\$63.7m) turf (\$48.5 m), poultry meat (\$19.1 m) and eggs (\$18.7 m).
- Hawkesbury is the number one turf producing Local Government Area in Australia, number one perishable vegetable producer in Sydney and NSW as well as number 13 in Australia. It is the number two egg producer in Sydney, number four in NSW and number eight in Australia.
- The Sydney Peri-Urban area (which is the Sydney region and the Central Coast) has a value of production of \$806.4 m which is 6.2% of NSW total value of production. The Sydney Peri-Urban area is the number one producer of perishable vegetables and number four for total vegetables. It is the number one poultry producer and number one egg production area. It is also the number one producer of nurseries, flowers and turf.
- The average age of farmers in Hawkesbury Local Government Area is 54 which is younger than the age of farmers in Sydney, NSW and Australia. In the Hawkesbury, 71.8% of all farmers are younger than 55 which is more than the Sydney Peri-Urban area, NSW and Australia.
- Analysis has been carried to show the demographic make-up of the rural lands. This showed that the urban-rural population split was 57.6% urban and 42.4 % live in the rural land. There are more people in the rural lands in the secondary school age (12-17) and more parents and homebuilders (35-39), older workers and pre-retirees (50-69) and seniors (70-84).
- There are considerably more couples with children over 15 and couples with no children at home in the rural areas and slightly more couples with children under 15 in the rural areas than the urban and Local Government Area.
- The weekly family income is higher in the rural area for all families earning more than \$1,000 per week and higher with considerably more in the \$4,000 per week and higher. There are less people who own their house outright and also who own with a mortgage and more people who rent in the rural area.

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- There are more people who lived at a different address one year ago but less who lived at a different address five years ago.
- The number one sector of employment is construction, followed by retail, education and training, health care and social assistance, manufacturing, public administration, professional scientific and technical services, other services, accommodation and food services with agriculture coming in at number ten. This verifies the high number of rural residential uses in the rural landscape.
- There are more managers and technician and trade occupations in the rural areas and also slightly less people with degrees and certificates in the rural areas. There are 4.1 % of the rural workforce who work from home compared to 1.6% in the urban area.

Development and Environmental Issues

The issues that need to be considered for the future of the Hawkesbury Local Government Areas rural lands are grouped into two broad headings:

- Social and Economic Factors
- Environmental Opportunities and Constraints

There are a number of uses and issues which influence the settlement pattern of Hawkesbury Local Government Area. The resources necessary to use the land are finite, and need to be conserved. There are a number of constraints to the use of the land and the resource. The key highlights include:

- A high proportion of the rural residential people work from home compared to the urban areas.
- Rural residential development has positive and negative impacts.
- The mixture of rural residential development and intensive agriculture leads to land use conflict which has a major impact on the sustainability of farming.
- The pollution legislation benefits the complainant because the noise and odours associated with intensive agricultural development lead to a loss of amenity to the rural residential use, despite the fact that the farmer might have been farming the land for many years.
- Peri-Urban Agriculture is significant for the fresh food supply of the adjoining metropolitan areas and this is expected to become more important by the Food and Agriculture Organisation of the United Nations in the future.
- Protected cropping has great potential for the future of vegetable growing in the Local Government Area
- Agri-tourism is strengthening in the Local Government Area and has accommodation, food and experiential components.
- During natural disasters like flooding or bushfires, key roads are closed including the Bells Line of Road during bushfires and the roads over the Hawkesbury River during floods.
- Climate change is impacting on the land that is available to grow food. It has already affected food security because of warming of the atmosphere, changing rainfall patterns and greater frequency of some extreme events. The IPCC also noted that highly productive lands are experiencing the highest rates of conversion to urbanised landscapes, thereby affecting food security. The report found that urban expansion is projected to lead to conversion of cropland which will, in turn lead to loss of food production. Strategies that can be aimed at reducing these impacts include urban and peri-urban agriculture. It is noted that the Hawkesbury Local Government Area is a key food producing Local Government Area, especially for perishable vegetables.
- The 2019 year was the hottest and driest year on record. Both mean annual maximum and minimum temperatures were above average.
- The Climate Council has projected that by 2050, half of the irrigated agricultural output from the Murray Darling Basin will be lost, without any climate change mitigation This will put pressure on peri-urban agriculture, particularly vegetables which are grown in the Murray Darling Basin.
- Climate change in the Hawkesbury Local Government Area will see more hot days and fewer cold nights. Rainfall is expected to decrease in spring and winter and increase in summer and autumn and also there are to be more severe flooding and also droughts.
- The Local Government Area has a very high proportion of bushfire prone land with only 3.2% being bushfire free. There is 85.8% in the high-risk category (most of this is National Parks) and 9.8%

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moderately at risk. Are also 84.9% of all rural residential land uses are bushfire prone – 20.3% high risk, 12.3% high risk buffer and 52.3% moderate risk.

- Flooding affects a significant amount of the Local Government Area and flooding in the wider Hawkesbury Nepean Valley has one of the most significant flood risk exposures in Australia. Flooding has a direct impact on the key agricultural are of the Hawkesbury River flats. It also leads to the closure of all of the bridges over the Hawkesbury River and effectively cuts off the western part of the Local Government Area which is approximately 31,000 residents or 46% of the Local Government Area population.

Key Considerations

The main issues affecting peri-urban areas like the Hawkesbury are the retention of agriculture (food and ornamental plants), the need to preserve the environment, the pressure for subdivision of agricultural land or the resubdivision of existing rural residential land for more lifestyle living uses. Added to this is rural land use conflict between agriculture and rural residential uses. Key issues associated with this include the following:

- Maintain food production. The amount of perishable vegetable production in the Local Government Area is significant for the food supply for Sydney, particularly in the peak growing seasons of summer and spring. There is a need to encourage more protected cropping uses in the Local Government Area.
- Farmers are price takers and not price makers. The farmers who sell their vegetables via the central markets at Flemington are not able to have an impact on the price that they get and therefore have to take the price offered on the day. In an effort to overcome this, some farmers are selling from the farmgate, to nearby fruit and vegetable shops or direct to the large supermarkets. Some are also selling online.
- Land Use Conflict. This is not so much an issue in the areas where there are many similar uses such as the Hawkesbury river flats areas. However, in other areas there may be land use conflict between agricultural uses and adjoining or nearby rural residential uses.
- Price of Land for agriculture. The value of land that is available for farming is increasing and causing problems with the establishment of new farms.
- Change of land use by the sale of farms. The desire for rural living has caused the price of land to increase significantly over the past 15-20 years. When a farmer wants to retire and sell the farm, it is often bought by people who seek a lifestyle rather than carrying on the agricultural use. This results in a change of use to rural residential with the potential for conflict with the surrounding agricultural uses. This is evident in the Mountain and Slopes Combined Localities, where former orchards and vegetable farms are being purchased as lifestyle blocks and the orchards removed to be replaced by grazing of cattle or a horse use.
- Natural Hazards Impact. The recent bushfires and flooding events have shown the impact on the land uses on the western side of the Hawkesbury River and the problems associated with the road closures and impact on properties and risk to life of the residents in such areas. This is particularly true for the large areas of rural residential development. The fact that there are approximately 45% of the entire Local Government Area population living on the western side of the river highlights this fact. The climate change scenarios point to an increase in bushfire and floods and this in turn leads to the need to contain any expansion of settlement on the western side of the River. Maps 6.1 and 6.2 show the bushfire and flood prone land and the main roads which were cut during the recent bushfires and floods.

Recommendations of Draft Strategy

Growth Management

- Adopt the settlement strategy outlined in section 6.5
- Urban expansion into the surrounding rural landscape can only occur in accordance with the recommendations of the Hawkesbury Housing Strategy and can only occur in accordance with the settlement strategy.

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Rural Lands Preservation

- Adopt the landscape based strategic planning concept in section 6.6.
- Encourage and promote the farmers of the Hawkesbury Local Government Area
- Adopt the let the farmers farm land use conflict concept outlined in section 6.4.1 and discuss this with the relevant State Government Departments.

Economic Development

- Encourage farmers to join the farm gate trail and sell from the farm gate or to sell their produce to those farmers who already have a farm gate sales outlet.
- Encourage farmers to sell local produce to local shops under the band of Hawkesbury Harvest
- Engage with the Protected Cropping sector and encourage and facilitate the establishment of a protected cropping sector in the Hawkesbury Local Government Area.
- Encourage the retention and promotion of the existing agricultural sectors of vegetable and turf farming, nurseries, egg production and poultry meat production in the Local Government Area.
- Encourage and promote the agricultural processing sector to expand in the Local Government Area as well as attracting other processing industries to establish in the Local Government Area.
- Encourage and promote the horse sector horse studs, polo clubs and the recreational horse riding.
- Promote agritourism as a key economic development component of the rural sector, focusing on the Bells Line of Road in Kurrajong Heights to Bilpin, Berambing and surrounding areas.
- Consider the incentive measures outlined in section 6.4.2 and discuss this with the relevant State Government Departments.
- Promote the existing farmers markets and encourage them to establish in other settlements.

Land Use Planning

- Adopt the changes to the zones as outlined in section 6.7
- Endorse the changes to the land use definitions and new provisions outlined in section 6.8
- Amend the Hawkesbury Development Control Plan as discussed in section 6.4.1

COMMUNITY ENGAGEMENT

The rural lands of the Hawkesbury are an important part of the City and the wider region. They contain agricultural activities, scenic rural landscapes, native vegetation, biodiversity corridors and areas for rural living. Agriculture has been identified by the Council and the community as being an important component of the economy.

The purpose of the consultation associated with preparing the Draft Strategy was to find out from key stakeholders what the major issues are for the future of the rural land. Consultation with stakeholders is an essential component of preparing a strategy for the future of the rural lands. Stakeholders include the community as well as Government Agencies and Council.

Once endorsed to do so, the Draft Hawkesbury Rural Lands Strategy will be publicly exhibited in accordance with Council's Community Participation Plan 2019. This will include a range of methods to inform and consult the community, including:

- Your Hawkesbury-Your Say
- Public Notices
- Social Media Releases

A report will be presented to Council on the outcomes of public exhibition prior to Council's consideration of adopting the Hawkesbury Rural Lands Strategy.

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CONFORMANCE TO THE HAWKESBURY COMMUNITY STRATEGIC PLAN 2017-2036

The report is consistent with a wide range of Focus Areas, Directions and Strategies within the CSP, including:

Our Leadership - 1.4 and 1.5

Our Assets - 4.2 and 4.3

Our Future - 5.1, 5.3, 5.4, 5.5, 5.7 and 5.8.

FINANCIAL IMPACT

The preparation of the Hawkesbury Rural Lands Strategy is an Operational Plan action, and has been budgeted for accordingly.

FIT FOR THE FUTURE STRATEGY CONSIDERATIONS

The strategy is aligned with Council's long term plan to improve and maintain organisational sustainability and achieve Fit for the Future financial benchmarks. The strategy will enable Council to continue to provide and maintain service levels to meet established community expectations as budgeted for in the Long-Term Financial Plan.

ATTACHMENTS:

AT - 1 Hawkesbury Rural Lands Strategy (*Distributed under separate cover*).

oooO END OF REPORT Oooo

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Item: 249 **CP - South Windsor Shop Fronts and Facades - (95498, 147666)**

Previous Item: 237, Ordinary (25 September 2018)
 183, Ordinary (29 September 2020)

Directorate: City Planning

PURPOSE OF THE REPORT:

The purpose of this report is to advise Council of the outcome and findings of the investigation of opportunities to work with business operators and owners to improve the shop fronts and facades in South Windsor.

EXECUTIVE SUMMARY:

Council adopted the Liveability Masterplan and Public Domain Plan at its meeting of the 29 September 2020 and further resolved to:

"Investigate opportunities to work with business operators and owners in South Windsor to improve facades and shop fronts. The investigation to be reported back to Council with a recommendation of whether or not to proceed with detailed design work within two months."

RECOMMENDATION:

That Council:

1. Note the findings of the investigation to work with South Windsor business operators and owners in South Windsor to improve facades and shop fronts.
 2. Include the feedback from the local businesses into the design phase of the Liveability Program to revitalise South Windsor.
 3. Continue an open dialogue with business operators and property owners in South Windsor to identify opportunities should they be in a position to undertake shop front improvements.
-

BACKGROUND

The Western Sydney City Deal was signed by the Prime Minister, the Premier of NSW and the Mayors of the eight Western City Councils on 4 March 2018. The City Deal as published contains 38 initiatives which have been the subject of further consideration and development.

The State Government has established a Western Sydney City Deal Delivery Office, drawing together officers from all three levels of government to work collectively on further defining and developing the City Deal to a point where it can be implemented and outcomes delivered.

Council at its meeting on 25 September 2018 considered the Western Parkland City Liveability Program and resolved as follows:

"That Council endorse a program of Town Centre improvements, as the priority project to be applied for under the Western Parkland City Liveability Program."

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Council submitted an application for Round 1 of the Liveability Program funding in October 2018, and was advised of the successful grant application on 23 January 2019. The total value of the Liveability Program is \$18.75 million, comprising \$15 million from the Commonwealth and State Government and a further matching \$3.75 million from Council. The City Deal funding is required to be expended by April 2022.

In October 2019 Council engaged the services of Urbis to guide the town centre revitalisation with focussed community and stakeholder engagement and the preparation of strategic Master Plans and Public Domain Plans for the three town centres. This work is considered to be a foundation piece aimed at revitalising our public spaces to support and create economic stimulus and social interaction opportunities.

The Master Plans and Public Domain Plans seek to ensure that the town centres of Hawkesbury are a great place to experience. With a long term outlook, the plan highlights social, economic and cultural development opportunities.

The Master Plan provides an overview of the strategies proposed to revitalise the town centre. It is divided into key projects/precincts with different uses and proposals to ensure the use of each precinct supports community and commercial needs. Public spaces will be enhanced to make the town centres more comfortable and attractive places.

Attachment 1 outlines the key steps undertaken in regards to the Liveability Program.

Detailed History, including previous Council decisions

At its meeting on 29 September 2020, Council adopted the Liveability Masterplan and Public Domain Plans and further resolved to:

"Investigate opportunities to work with business operators and owners in South Windsor to improve facades and shop fronts. The investigation to be reported back to Council with a recommendation of whether or not to proceed with detailed design work within two months."

DISCUSSION

In response to the above resolution, Council undertook consultation with business operators and owners in the South Windsor Town Centre to measure their interest in improving facades and shop fronts. Council distributed a survey to 38 business operators and property owners located along George Street. The survey was distributed in person, sent through email and via real estate agents. Following the initial delivery of the survey three follow-ups were undertaken to encourage feedback.

Council received 12 survey responses. Overall, the consultation indicated a high level of interest from business operators and a lower level of interest from owners.

From the surveys and discussions with businesses and owners located along George Street the findings are outlined below.

Findings

In summary of the twelve responses received - ten were business and two property owners.

- 90% of the respondents indicated that they were happy to fairly happy with the facades and shop fronts across the main street of South Windsor.
- 10% of respondents were not satisfied.
- The business operators that were interested did advise that they see the façade as the responsibility of the property owner.

There were follow up discussions with two owners and/or their representatives. Through this discussion staff were advised that building owners in the area have been affected by COVID-19 Pandemic due to reduction in rents. This has left limited resources for improvements to their properties at this time. It was identified there may be some level of interest to participate in a shopfront improvement program if it were

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to be led and delivered by Council. The level of participation would be dependent on costs, expectations and timing.

However, based on the survey and follow up discussions there was a sentiment that Council focus on the following at this stage:

- Increased maintenance in the area including street sweeping and cleaning of pathways
- Lighting
- New Rubbish bins and street furniture
- Public art
- Dog drinking station
- Flower beds and tree planting
- Roller Shutters with murals to make them more appealing

It therefore seems appropriate that Council note and acknowledge the stress that businesses and owners are experiencing at this time, and that Council includes the feedback from the survey into the detail design phase of the Liveability Program to revitalise South Windsor.

Further that Council continue to undertake discussions with owners and/or business operators with respect to potential shopfront and facade improvements in the South Windsor Town Centre.

Council should note that businesses of South Windsor have been engaged in the main street program working together since early 2020 developing an action plan to support the main street. Council has received lots of positive feedback from businesses, one business commenting that this experience is the first opportunity to work with other businesses in the thirty years of owning a business in South Windsor. Opportunities such as the Mainstreet program will continue to be investigated. This current program has created a collaborative approach to attracting customers to the area and an increase in supporting each other.

COMMUNITY ENGAGEMENT

Ongoing engagement will be undertaken as the liveability program is implemented in the South Windsor Town Centre.

CONFORMANCE TO THE HAWKESBURY COMMUNITY STRATEGIC PLAN 2017-2036

The proposal is consistent with the following Focus Areas, Directions and Strategies within the CSP.

Our Leadership

- 1.2 Communication and engagement - Encourage an informed community and enable meaningful engagement.

Our Future

- 5.5 Reinforcing our dynamic places - Support the revitalisation of our town centres and growth of our business community
- 5.6 Instigating Place Making Programs - Celebrate our creativity and cultural expression
- 5.7 Tourism and Economic Development - Promote our community as the place to visit, work and invest
- 5.8 Increase the range of local industry opportunities and provide effective support to continued growth

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FINANCIAL IMPACT

Any shopfront improvements will need to be funded by business operators and/or property owners as the grant funding from the Liveability Program cannot be used on private property.

FIT FOR THE FUTURE STRATEGY CONSIDERATIONS

The proposal is aligned with the Long-Term Financial Plan.

ATTACHMENTS:

AT - 1 Key Stages in the Liveability Program to date.

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AT - 1 Key Stages in the Liveability Program to date

Liveability Key Stages	
Action	Status
28 February 2017, Council resolved to: Establish the proposed Towns Centres Master Plan Project Group and adopt the proposed Terms of reference to govern the activities of the Project Group.	Completed Working Group commenced September 2017. Working Group met between 2017 and 2020
Placescore Consultation – Findings 1. Local history, heritage buildings and features 2. Cleanliness of public space 3. Natural environment (views, vegetation, topography, water etc.) 4. Overall visual character of the area 5. Vegetation and natural elements (street trees and planting)	Completed February 2018
Council confirm project to be submitted for Liveability funding – Richmond, South Windsor and Windsor masterplans and public domain plans	Complete. Council report 25 September 2018
Liveability grant submission	Complete Nov 2018
Breakdown of stages of the \$18.75m funding provided to State Government	Complete Feb 2019
Expression of Interest followed by tender process to engage consultants to assist in the development of the masterplan and public domain plans. Engaged Urbis.	Complete March to Sept 2019
Urban Design and Place Analysis Urbis have completed a comprehensive analysis of the town centres including the urban design elements on the ground today as well as the numerous strategic plans, policies and studies that have been undertaken for the town centres including planning, heritage, traffic, environment and other topics. This has been consolidated into a series of opportunity and constraints maps for each Centre. The review of existing documents included but not limited to: <ul style="list-style-type: none"> • Community Strategic Plan • Local Strategic Planning Statement • Draft land use studies – housing, employment lands • Windsor Masterplan • Hawkesbury Horizons • Tourism related plans • Placescore findings Community and Stakeholder Engagement The outcomes of engagement previously undertaken for the Community Strategic Plan, Place Score Card and the Local Strategic Planning Statement provided high level understanding of community values and issues. Engagement for this project has been more targeted and specific to practical short term improvements in the three centres.	Complete October 2019 to March 2020

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<p>The engagement activities undertaken included:</p> <ul style="list-style-type: none"> • Business Street Walks (over 150 businesses); • Stakeholder Workshops (including Council’s Town Centre Working Group, the Project Control Group, Chamber of Commerce, local businesses, clubs and education providers); • Pop-up engagement stalls in each town centre; • Social media posts (100+ comments); • Online survey (337 responses); • Dedicated email line (10 emails); • Dedicated phone line (1 call); and • Postcards (850 distributed). 	
<p>Councillor briefing Outline of community engagement Call for suggestions / project ideas</p>	<p>Complete April 2020</p>
<p>Indigenous engagement</p> <p>Engagement with the local Aboriginal community was undertaken during the months of June and July 2020 to support the creation of a Vibrant Towns and Villages Masterplan, which focuses on the towns of Richmond, South Windsor and Windsor.</p> <p>During the stakeholder briefings and face to face workshops, key themes were identified that were relevant to the understanding of the challenges, strengths or future opportunities faced by the local Aboriginal community in the Hawkesbury region.</p> <p>These themes are important to identify patterns of meaning and provide guidance as part of the master planning process moving forward. They are developed from stakeholders’ perceptions and/or experience and provide underlying sentiments and ideas for the masterplan.</p> <p>The identified key themes include:</p> <ul style="list-style-type: none"> • Acknowledgement of the past • Understanding the Local Area • Incorporation of Aboriginal culture <p>The feedback and input received from the Indigenous Engagement it will confirm what has been captured in the master plans and public domain plans. This will also further inform the plans during the public exhibition period.</p>	<p>Complete July 2020</p>

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<p>Big Ideas documented</p> <p>Separate to the work undertaken by Urbis, Council staff have collected Councillor suggestions, reviewed other relevant work and studies and added in some other concept ideas for consideration - as outlined in the “Big Ideas” document.</p> <p>The projects included in the Big Ideas document are intended to build on the foundation work proposed under the Liveability Program and enable Council to undertake feasibility studies or apply for future funding opportunities.</p>	<p>Complete June 2020</p>
<p>Draft masterplan and public domain plans submitted to Council meeting 28 July 2020 to place on exhibition.</p> <p>Draft Master Plan and Public Domain Plan Interactive Summary Document developed for use during the public exhibition period August 2020.</p>	<p>Complete July 2020</p> <p>Complete August 2020</p>
<p>Public exhibition – The Liveability Project Public Exhibition process conducted from 1 to 31 August 2020.</p> <ul style="list-style-type: none"> • Business Street Walks; • Stakeholder workshops (including Council's Town Centre Working Group, the Project Control Group, Chamber of Commerce, local businesses, clubs and education providers); • Dedicated Project Information page on Your Hawkesbury Your Say (1,218 visitors); • An interactive summary digital version of the Master Plan foundation document was prepared for use during the public exhibition period (439 views/downloads); • Project fact sheet (109 views/downloads); • Online survey (397 responses); • Hard copy surveys and documents for perusal located at the main Library at Windsor, Richmond Library and at the Customer Service area in the Administration building; • Face to face engagement stalls in each town centre; • Social media posts (19 posts with 280 comments); • Direct email to the Business Database and inclusion in the Business Newsletter; • Written submissions (3 responses received); • Postcards (800 distributed). 	<p>Complete August / September 2020</p>
<p>Present draft master plans and public domain plans to Council for adoption. These plans contain a range of potential projects including the following:</p> <p>Windsor</p> <ul style="list-style-type: none"> • George Street Green tree boulevard • Mall (South, between Fitzgerald and Kable Streets) Shared Pedestrian zone (reopened to cars). • Mall (North, between Kable and Baker Street) Pedestrians Only - Extend tree planting to align with the rest of George Street • Thompson Square upgrades <p>South Windsor</p> <ul style="list-style-type: none"> • George Street Streetscape – Green Boulevard • Bereewan Park Upgrades 	<p>Completed – Masterplans adopted at Council meeting 29 September 2020</p>

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Richmond <ul style="list-style-type: none">Windsor Street Green Tree BoulevardRichmond Park Oval Activation.	
Detailed Design of prioritised projects. The detail design will provide detailed scope and budget to allow Council to be in a position to stage the works Completed.	Engaging contractors to undertake detail design
Council to consider and approve design and scope for prioritised projects	In the process of engaging a consultant and timing to be finalised
Undertake tender for construction for approved projects	In the process of engaging a consultant and timing to be finalised
Commence construction. At this stage it is anticipated multiple projects to occur concurrently	In the process of engaging a consultant and timing to be finalised
Finalise expenditure of the grant	April 2022

oooO END OF REPORT Oooo

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INFRASTRUCTURE SERVICES

Item: 250 **IS - Pesticide Notification Plan - (95495, 79354)**

Directorate: Infrastructure Services

PURPOSE OF THE REPORT:

The purpose of this report is to seek approval to place Council's Pesticide Notification Plan on Public exhibition.

EXECUTIVE SUMMARY:

Under NSW Regulations public authorities are required to have a formal plan that notifies the community of use of pesticides. Council's current Pesticide Notification Plan is now due to be reviewed. The Plan has been reviewed both internally and in conjunction with the Hawkesbury Sports Council. The Plan has been operating effectively and no changes are proposed.

It is recommended that the updated Plan be publically exhibited to seek feedback from the community for the statutory period of 28 days.

RECOMMENDATION:

That:

1. The Draft Pesticide Notification Plan, attached as Attachment 1 to the report be publically exhibited, seeking feedback from the community, for 28 days.
 2. The matter be reported back to Council following the public exhibition period.
-

BACKGROUND

In February 2006, amendments to the Pesticide Regulation 1995 introduced new requirements for notification of pesticide by Public Authorities.

The Regulation requires all NSW public authorities including Councils who use pesticide in outdoor public places to prepare a notification plan in relation to their pesticide use and to give notice according to their plan. Pesticides include chemicals such as: herbicides, insecticides, fungicides, termiticides and rodenticides.

Council exhibited and adopted the current Plan in 2016 and it is now due for review and renewal.

Discussions have been held with relevant sections of Council as well as the Hawkesbury Sports Council regarding the current Plan. Feedback from internal customers indicates that the Plan has operated effectively and over the last three years there have been no complaints regarding pesticide use.

Consequently no changes are recommended. It is recommended that the Plan be placed on public exhibition to seek feedback from the community for 28 days. The draft Plan is attached as Attachment 1, to this report for Council's consideration.

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COMMUNITY ENGAGEMENT

Council is required to place an advertisement in a local newspaper as well as on Councils website, giving the community 28 to make comment. Subject to receipt of any public submissions, further recommendations for alterations will be made (if applicable).

Once Council has adopted the Plan, Council is required to notify the Environment Protection Authority of this in writing as well as placing an advertisement in the Government Gazette identifying that it has updated the Plan.

CONFORMANCE TO THE HAWKESBURY COMMUNITY STRATEGIC PLAN 2017-2036

The proposal is consistent with the following Focus Area, Direction and Strategy within the CSP.

Our Environment

- 3.1 The natural environment is protected and enhanced - Value, protect and enhance our unique natural environment
 - 3.1.1 Encourage effective management and protection of our rivers, waterways, riparian land, surface and ground waters, and natural eco-systems through local action and regional partnerships.

FINANCIAL IMPACT

There are no financial implications as a result of this report other than advertising costs. The cost of implementation including signage and record keeping is incorporated in the operational budget for this activity.

FIT FOR THE FUTURE STRATEGY CONSIDERATIONS

The proposal is aligned with Council's long term plan to improve and maintain organisational sustainability and achieve Fit for the Future financial benchmarks. The proposal will enable Council to sustainably manage community assets in accordance with the scheduled program of works in the Long-Term Financial Plan.

ATTACHMENTS:

- AT - 1** Draft Pesticide Notification Plan – *(Distributed under separate cover).*

oooO END OF REPORT Oooo

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Item: 251 **IS - Management of Council Parks and Reserves on Weekends and Public Holidays - (79351, 125612, 95495, 79354)**

Previous Item: NM1, Ordinary (13 October 2020)

Directorate: Infrastructure Services

PURPOSE OF THE REPORT:

The purpose of this report is to provide information on the maintenance of parks and reserves on weekends and public holidays.

EXECUTIVE SUMMARY:

Council provides a limited service on weekends and public holidays to key parks reserves and town centre areas. This report outlines the current arrangements and options for providing higher levels of service and the costs associated in doing so.

Whilst it is desirable to improve the cleaning of Council's key parks, there is an additional cost to achieve this and this will need to be considered against Council's financial capacity and priorities.

In regard to traffic and parking control the report also considers a number of issues.

Given the cost impacts identified, which would need to be incorporated in future years budgets, the report recommends that additional resourcing be provided on a trial basis to increase the cleaning and parking patrols at key reserves over the holiday weekends until the end of January 2021.

RECOMMENDATION:

That:

1. The report regarding additional resources for the management of Council's parks and reserves on weekends and public holidays be received and noted.
 2. Council agree to undertake a trial to increase the cleaning and parking patrols at key reserves over the holiday weekends until the end of January 2021 and that Councillors be briefed on the outcomes of the trial.
-

BACKGROUND

Council at its meeting of 13 October 2020 considered a Notice of Motion regarding the management of Council Reserves and resolved that:

“Council prepare a report regarding the possibility of including funds in the Operational Plan for additional resources to be put towards management of our reserves on weekends and public holidays. This would include but not limited to traffic and parking management and increased frequency of waste collection”.

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Current Service Parks Cleaning and Parking Patrols Parks Cleaning

Council currently has five full time parks/amenities cleaning staff that are divided into two crews. The responsibilities these staff have as part of their role are to clean public amenities such as toilets, BBQs and shelters as well as emptying park and public street bins.

Whilst these two crews work together, they manage different areas. One crew manages Council's parks, reserves and town centres areas north of the Hawkesbury River (Rural Crew) and the other manages the areas south of the Hawkesbury River (Urban Crew). The crews are allocated a daily run where high use areas are cleaned daily, however low usage areas may only be cleaned weekly.

Parks cleaners currently work standard hours of 38 hours per week from Monday to Friday commencing at 5am.

In addition staff work a four hour overtime shift on Saturdays, Sundays and public holidays with the exception of Christmas Day. On these shifts staff start at 4am and visit the busiest areas and most high profile sites to clean toilets/BBQs, shelters and empty bins. When a public holiday falls on a week day, as this is a 4hr shift, staff carry out a modified/reduced service.

Hawkesbury Sports Council managed toilets are cleaned by Council staff, with frequency determined by their Administration Officer. These are not factored into the current runs mentioned below. None of these are currently done on weekends or public holidays. Separate information would need to be obtained if an increase in service was required for these sites.

Parking Patrols

Council does not currently patrol parking on weekends.

DISCUSSION

There are a number of factors that are influencing the service levels and satisfaction of users of Councils parks and amenities. These include, but are not limited to:

- Increased usage
- Higher expectation
- User behaviours

The Parks cleaning crews cover numerous sites over the weekends/long weekends and generally clean the high usage sites on those days however there are still a number of sites that are only cleaned once over the weekend due to time limitations.

Yarramundi Reserve, Navua and Smith Park are all high use sites located close to town centres that are not cleaned every day. These sites can be very busy especially in summer. Richmond Park, Governor Phillip Park, Ham Common, Kable Street Car Park toilets and Macquarie Park whilst cleaned each day would benefit from additional cleaning both on weekends and public holidays due to frequent usage.

A number of well utilised parks in outlying areas such as Bilpin Oval and St Albans Park are not cleaned on weekends at all. Due to the travel time to reach these sites, it makes it difficult to get to them and maintain them on a frequent basis and therefore they are not cleaned on weekends. It is recommended that if these toilets are to be maintained on weekends, that local contractors be engaged or other options be investigated to cover these areas to minimise travel requirements and the costs associated with that.

It should also be noted that of the public holidays that will fall on week days during 2021/2022, 6 of these form a long weekend. These are New Year's Day, Good Friday and Easter Monday, Queen's Birthday, Labour Day and Boxing Day.

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Options

To improve the cleaning of Council's parks/reserves and town centres, there are a number of options Council could consider:

Option 1

The two Council crews be given an additional two hours overtime per Saturday, Sunday or public holiday to pick up the additional recommended sites (52 weeks). (This would also allow staff time to off load their waste rather than impacting on the following shift). The cost to cover the additional hours and plant would be an additional \$71,000 per year.

Option 2

A roving crew could be engaged to check on sites later in the day after the park's cleaning trucks have completed their runs on Saturday, Sunday or public holidays. These staff would still have a set run but would focus on cleaning only. This crew would use a ute rather than a compactor truck making them more mobile and responsive, acting on any reports of sites requiring cleaning in addition to set activities. These staff would start at 12pm and work 4hrs until 4pm. This would mean that staff are covering a majority of the day when our parks and reserves are at their busiest and ensure that sites are clean for the next day. The cost to cover the additional hours, meal allowances and plant would be an additional \$58,000 per year (52 weeks).

Option 3

Staff could undertake both options 1 and 2. This would come at a cost of an additional \$129,000 per year.

Option 4

Under this option Council could provide a roving crew (as per option 2) on long weekend/public holidays only. There are eight public holidays that fall on week days in 2021/2022. On a conservative basis of say 30 days to include other peak use days this would equate to \$16,500 per annum. Again this would be targeted to key high use/high profile parks, to address amenities cleaning and where necessary respond to litter.

Option 5

Each of the preceding options outline the annual cost of providing an enhanced level of service. Given the cost over a 12 month period it would be necessary to consider these in the normal course of development of the Operational Plan.

As this would not enable any implementation until adoption of the Operational Plan, and given the contemporary issues being raised, an option of undertaking a temporary trial over the December 2020 to February 2021 period would enable an immediate response and the ability to trial and gauge the effectiveness of increased resourcing.

This option would see the use of the roving crew (identified in options 2 and 4) for eight days over Christmas through to Australia Day.

The estimated cost of this trial would be approximately \$5,500. This would cover:

- 26, 27 and 28 December 2020
- 1, 2 and 3 January 2021
- 24 and 26 January 2021

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St Albans and Bilpin

The foregoing options exclude the additional cleaning of these areas, due to the travel distances involved. To undertake additional cleaning, by Council staff, it would effectively require an additional two roving crews which would principally attend to Bilpin Reserve and St Albans Park but could also do other lower priority locations enroute.

Investigations into using locally based contractors for these sites are being undertaken and it is anticipated that this may cost approximately \$3,000 for the same eight day trial period identified in Option 5. This would be subject both to availability and hourly rates of a contractor (assuming two x two hours cleaning on each of those days).

Traffic and Parking

During the October 2020 long weekend there were concerns raised regarding people double parking their cars or parking in areas that were causing problems of access and safety.

Council does not currently undertake any parking patrols on weekends. If Council were to undertake parking patrols around the various parks signage may need to be installed first to enable parking enforcement to manage safety ie. No Parking / No Stopping etc. The estimated cost of patrols of key parks for four hours as per Option 5 would be approximately \$4,700 (December 2020/January 2021 periods). Based on the proposed timing of this trial it is anticipated that if parking patrols were to be undertaken it would potentially focus more on issuing warnings as opposed to issuing infringements as approvals for signage would not be achievable in the timeframe available

As per the discussion for parks cleaning under Option 5, it is recommended that this could be undertaken on a trial basis over the December 2020/January 2021 period.

COMMUNITY ENGAGEMENT

The issues raised in this report concern matters which do not require community consultation under Council's Community Engagement Policy. If applicable, any permanent change in service levels applying to the 2021/2022 financial year would be exhibited as part of the 2021/2022 Draft Operational Plan.

CONFORMANCE TO THE HAWKESBURY COMMUNITY STRATEGIC PLAN 2017-2036

The proposal is consistent with the following Focus Area, Direction and Strategies within the CSP.

Our Assets

- 4.3 Places and Spaces - Provide the right places and spaces to serve our community
 - 4.3.1 Provide a variety of quality passive recreation spaces including river foreshores, parks, bushland reserves and civic spaces to enhance our community's health and lifestyle.
 - 4.3.2 Provide a variety of quality active recreation spaces including playgrounds, sporting fields, pool, stadium and multipurpose centres to enhance our community's health and lifestyle.
 - 4.3.3 Provide a variety of quality shared spaces including meeting spaces accommodating public art, cultural and environmental amenity to enhance our community's health and lifestyle.
 - 4.3.4 Manage commercial spaces available for business and investment across the Hawkesbury's local centres.
 - 4.3.5 Provision by Council of the administrative and civic spaces on behalf of the community including the Council's Administrative Buildings, Local Libraries, Gallery, Museum and heritage buildings.

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FINANCIAL IMPACT

No provision exists within the current budget allocations for increasing the level of services for parks cleaning. Should Council wish to carry this out under any of the options identified, this would need to be included in the December Quarterly Budget Review, and if applicable in future Operation Plans.

FIT FOR THE FUTURE STRATEGY CONSIDERATIONS

This is a service level improvement.

ATTACHMENTS:

AT – 1 Current Council Site Timetables.

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AT – 1 Current Council Site Timetables

Rural Crew

Location	Saturday (4hrs only)	Sunday (4hrs only)	Monday (Long Weekend 4hrs only)
Wilberforce shops	✓	✓	✓
Glossodia Shops	✓		✓
Kurmond Shops	✓		✓
Kurrajong Memorial Park	✓		✓
Kurrajong Main Street	✓		✓
Bell Bird Lookout	✓		✓
Hanna Park	✓	✓	✓
Water Stand (North Richmond)	✓		
North Richmond Shops	✓	✓	✓
Yarramundi Reserve	✓		
Richmond Pool	✓		
Macquarie Park	✓	✓	✓
Breakaway		✓	
Streeton Look Out		✓	
North Richmond Park (Turnbull Oval)		✓	
Navua Reserve		✓	
Smith Park		✓	
Bilpin Oval		✓	✓

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Urban Crew

Location	Saturday (4hrs only)	Sunday (4hrs only)	Monday (Long Weekend 4hrs only)
South Windsor Netball	✓	✓	✓
Church Street Reserve	✓	✓	✓
McLeod Park	✓	✓	✓
South Windsor (Main Street)	✓	✓	✓
Memorial Park (McQuade Park)	✓	✓	✓
Main Street of Windsor	✓	✓	✓
Howe Park	✓	✓	✓
Thompson Square	✓	✓	✓
Windsor Mall	✓	✓	✓
Kable Street	✓	✓	✓
Ham Common – Skate, Toilets, Truck Stop and Tennis Courts	✓	✓	✓
Richmond Main Street	✓	✓	✓
Richmond Park	✓	✓	✓
Woodhills Car Park Toilets	✓	✓	✓
Governor Phillip Park	✓	✓	✓
McQuade Park (Bins Only)		✓	✓

oooO END OF REPORT Oooo

ORDINARY MEETING
SECTION 3 – Reports for Determination
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Item: 252 **IS - Road Naming Proposal Associated with Subdivision S960003/19 (16 Dight Street) Richmond - (95495, 79346, 73916)**

Previous Item: 195, Ordinary (13 October 2020)

Directorate: Infrastructure Services

PURPOSE OF THE REPORT:

The purpose of this report is to recommend that the name Hillside Court in the suburb of Richmond, for one new public road associated with subdivision S960003/19 be adopted for use.

EXECUTIVE SUMMARY:

On 13 October 2020, Council resolved that the proposed new road name of Hillside Court in the suburb of Richmond, be publically advertised and the results be reported back to Council following the public exhibition process.

The road name was publically advertised and at the close of the public consultation period, no comments or submissions were received.

RECOMMENDATION:

That the name Hillside Court in the suburb of Richmond and associated with subdivision S960003/19, 16 Dight Street, Richmond be adopted for use.

BACKGROUND

The subdivision at Lot X DP 419316, 16 Dight Street, Richmond was approved with a modified development consent on 02 July 2020 (S960003/19). The original application SA0065/97 was approved 11 November 1997 and was operational.

The subdivision creates 23 lots and one new public road which is a culdesac road.

The applicant provided the name Hillside Court, as the proposed road is on elevated land which slopes away giving the feeling that the developed land is on a hill side. The developed land also looks over the lowlands area with a view to the Hawkesbury River to the North.

A Locality Plan showing the new public road is attached as Attachment 1 to this report.

The proposed name conforms to the guidelines and principles as set out in the NSW Address Policy and User Manual (October 2019).

DISCUSSION

The NSW Address Policy and User Manual (October 2019) applies to all roads in NSW regardless of custodianship and maintenance agreements. Under this Policy and User Manual, all roads shall be authoritatively named in accordance with the principles of road naming. Road naming is legislated under the New South Wales Roads Act 1993. No submissions were received through the Community Consultation and accordingly this report recommends adoption of the name Hillside Court.

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COMMUNITY ENGAGEMENT

Consultation has been undertaken in accordance with Council's Community Engagement Policy, the New South Wales Roads Act 1993, the New South Wales Roads Regulation 2008 and the New South Wales Address Policy. The consultation was for a period of 28 days, ending on 19 November 2020 and involved the following:

- Advertisement in the local press
- Advertisement on Council's web page and social media site
- Notice created on the Geographical Names Board of New South Wales road naming portal.

CONFORMANCE TO THE HAWKESBURY COMMUNITY STRATEGIC PLAN 2017-2036

The proposal is consistent with the following Focus Area, Direction and Strategy within the CSP.

Our Assets

- 4.2 Utilities - Facilitate the delivery of infrastructure through relevant agencies and Council's own works
- 4.2.2 New development and infrastructure provision is aligned and meets community needs.

FINANCIAL IMPACT

There are no financial implications applicable to this report.

FIT FOR THE FUTURE STRATEGY CONSIDERATIONS

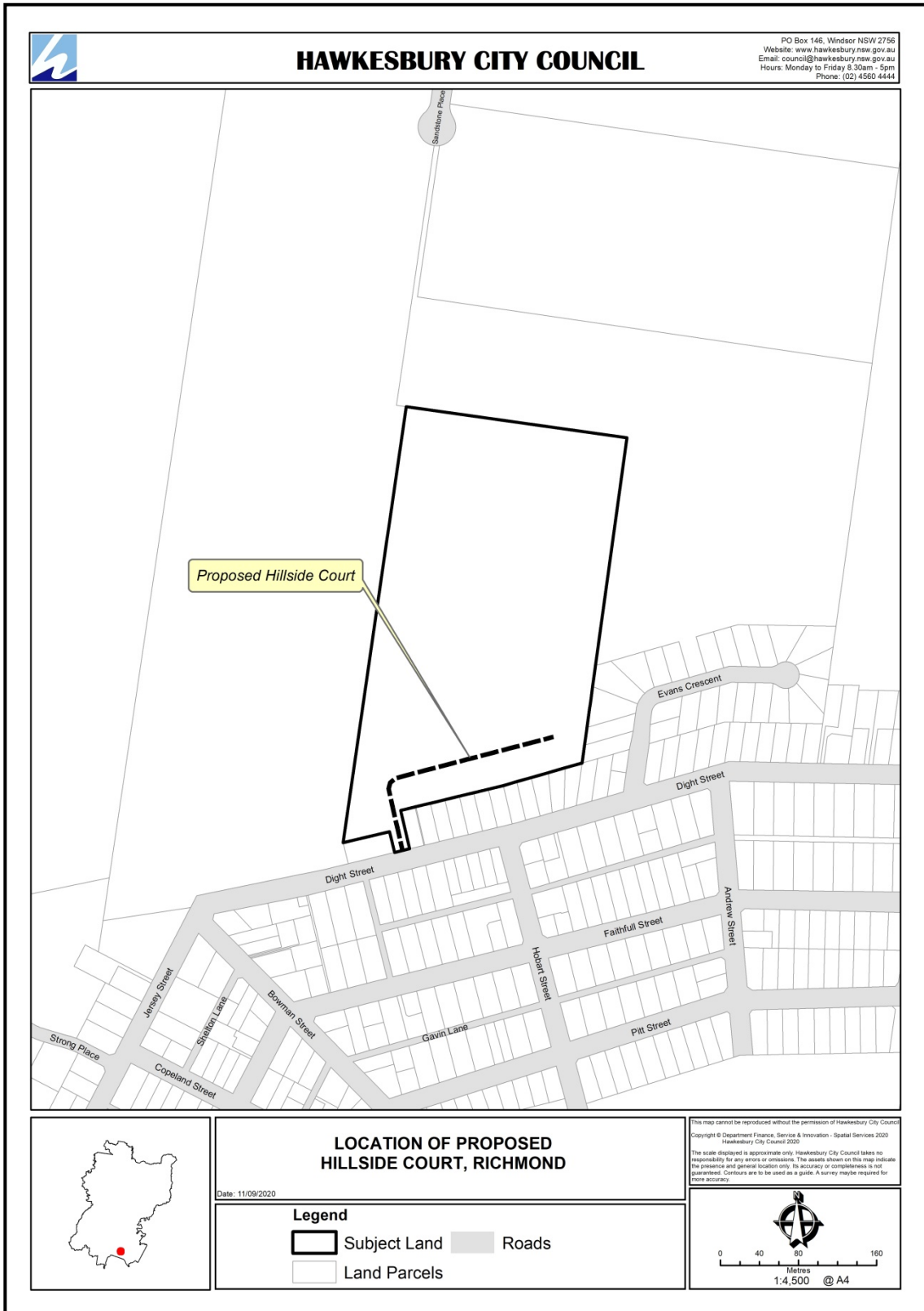
This matter is not specifically aligned with any Fit For The Future Strategies.

ATTACHMENTS:

- AT - 1** Locality Plan.

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AT - 1 Locality Plan



oooO END OF REPORT Oooo

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SUPPORT SERVICES

Item: 253 **SS - Proposed Redevelopment - North Richmond Community Precinct - (95496)**

Directorate: Support Services

PURPOSE OF THE REPORT:

This report has been prepared to advise Council of the outcome of investigations undertaken in regard to the site of a multi - purpose community facility associated with the Redbank development Voluntary Planning Agreement. The report also seeks endorsement of the site for the facility.

EXECUTIVE SUMMARY:

The Redbank Development Voluntary Planning Agreement makes provisions for construction of a multi-purpose community facility within the Redbank Development, or a monetary contribution of equivalent value (building and land) to be made to Council in lieu of the construction of a community facility. Council opted to accept the monetary contribution.

Council has investigated options in regard to an appropriate site for the multi-purpose community facility. At the conclusion of these investigations, it was determined that the best option is to redevelop the existing North Richmond Community Precinct located in North Richmond, fronting William and Elizabeth Streets.

The agreed contribution of \$1,853,243 was paid to Council in April 2020 in accordance with the provisions of the Redbank Voluntary Planning Agreement. Accordingly it is now necessary for Council to actively commence the project of redeveloping the existing North Richmond Community Precinct. Preliminary stakeholder engagement was undertaken. This engagement included various user groups of the North Richmond Community Precinct, Redbank development and North Richmond Public School.

The next stage is now for Council to confirm the site of the project.

Should Council resolve to endorse the redevelopment of the existing North Richmond Community Precinct, a further report will be provided to Council in early 2021 that will include concept designs and costings for the redevelopment.

RECOMMENDATION:

That Council endorse the redevelopment of the existing North Richmond Community Precinct site, as detailed in this report, to enable preparation of detailed designs and costings, and obtaining of the requisite planning approvals.

BACKGROUND

In March 2012, Council received the Redbank Planning Proposal, a development proposal to rezone land in North Richmond to create 1,400 housing lots. The Redbank Planning Proposal included a Draft Voluntary Planning Agreement that listed the social infrastructure (services and facilities) that would be provided in conjunction with the proposed Redbank development.

Following receipt of the Draft Voluntary Planning Agreement, Council staff prepared a Social Impact Assessment, to estimate the potential social service needs that the Redbank Development would generate, based on projected population growth. The impacts that were identified included, but were not

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limited to, a likely increase in the demand for before and after school care places and an increase in demand for childcare services.

The information provided by the Social Impact Assessment informed refinements to the Draft Voluntary Planning Agreement and provided the basis for the final Voluntary Planning Agreement that was agreed to by Council and the Redbank Development. The final Voluntary Planning Agreement made provisions for construction of a multi-purpose community facility within the Redbank Development, or a monetary contribution of equivalent value (building and land) to be made to Council in lieu of the construction of a multi-purpose community facility. Council opted to accept the monetary contribution.

Staff have investigated a range of options to determine how best to deliver the facilities that could meet the social infrastructure needs of the Redbank community as specified in the Social Impact Assessment. Options investigated included the sale of land, building a community and commercial precinct and a partnership with the North Richmond Public School in regard the before and after school care places required to meet the needs of the Redbank community as identified in the Social Impact Assessment.

The outcome of the investigations taking into consideration the economic climate and the associated risks, as well as a number of critical success factors being outside of Council's control, is that the redevelopment of the existing North Richmond Community Precinct is the best option.

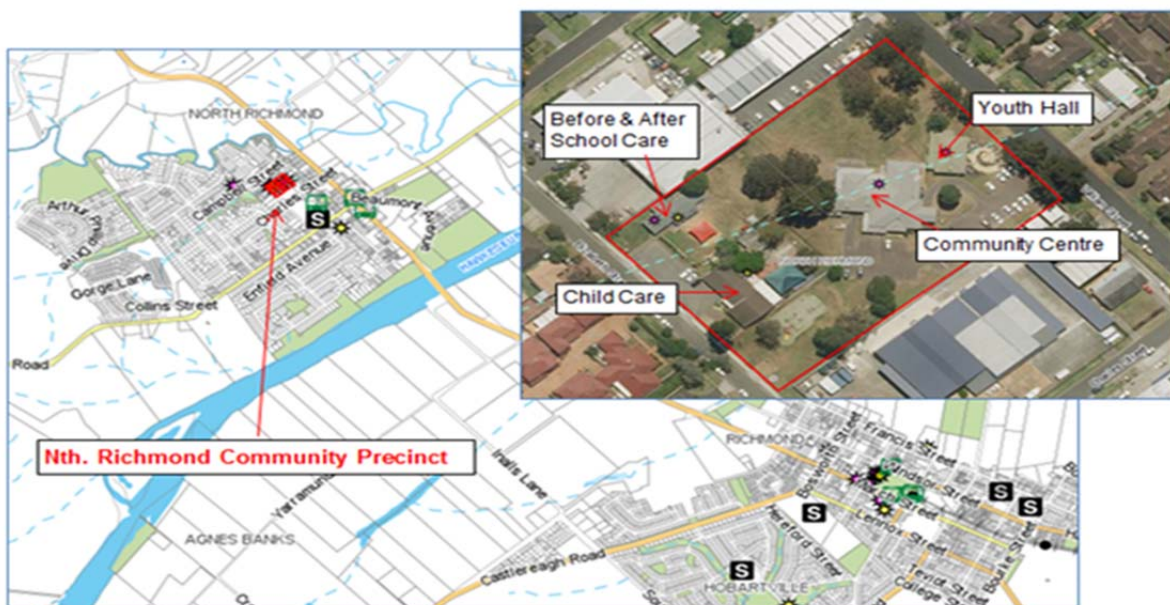
The North Richmond Community Precinct encompasses the North Richmond Community Centre, the Chas Perry Hall and Elizabeth Street Extended Hours Preschool. The redevelopment of the existing North Richmond Community Precinct will create an access point for a wide range of community activities, programs, services and events.

The agreed contribution of \$1,853,243 was paid to Council in April 2020 in accordance with the provisions of the Voluntary Planning Agreement.

Location Plan

The North Richmond Community Precinct is located in North Richmond, fronting William and Elizabeth Streets.

The Precinct occupies 1.22 hectares and is 1.5 kilometres from the Redbank Estate.



Relevant Legislation

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The Redbank Voluntary Planning Agreement was entered into by Council in accordance with the provisions of the Environmental Planning and Assessment Act 1979. Any necessary approvals to implement the redevelopment of the North Richmond Community Precinct will also be subject to the requirements of that Act.

DISCUSSION

In accordance with the Redbank Development Voluntary Planning Agreement, a multi-purpose community facility is required to be built. Council has opted to receive the equivalent monetary amount and to undertake the project itself.

A Social Impact Assessment has been undertaken to identify the social services requirements generated by the development.

Stakeholder engagement with various parties has been undertaken.

The outcome of investigations in regard to options for the site of providing the facility resulted in the redevelopment of the existing the North Richmond Community Precinct is the best option. The agreed contribution of \$1,853,243 was paid to Council in April 2020 in accordance with the provisions of the Redbank Voluntary Planning Agreement. Accordingly it is now necessary for Council to actively commence the project of redeveloping the existing North Richmond Community Precinct.

Should Council resolve to endorse the redevelopment of the existing North Richmond Community Precinct, a further report will be provided to Council in early 2021 that will include concept designs and costings for the redevelopment.

COMMUNITY ENGAGEMENT

The matters in this report do not constitute a trigger for Community Engagement under Council's Community Engagement Policy. The report has been prepared following consultation with the stakeholders and user groups of North Richmond Community Precinct.

CONFORMANCE TO THE HAWKESBURY COMMUNITY STRATEGIC PLAN 2017-2036

The proposal is consistent with the following Focus Area, Direction and Strategy within the CSP.

Our Assets

4.2 Utilities

4.2.2 New Development and infrastructure provision is aligned and meets community needs

FINANCIAL IMPACT

The agreed contribution of \$1,853,243 excluding GST was paid to Council in April 2020 in accordance with the provisions of the Redbank Voluntary Planning Agreement. Following confirmation of the site of the project discussed in this report, detailed costings will be determined based on the detailed concept designs and the required planning approvals.

FIT FOR THE FUTURE STRATEGY CONSIDERATIONS

The proposal regarding the site of the project is aligned with Council's long term plan to improve and maintain organisational sustainability and achieve Fit for the Future financial benchmarks. The proposal has no resourcing implications, outside of Council's adopted Long Term Financial Plan.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF REPORT Oooo

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Item: 254 **SS - Returns of Interests of Councillors and Designated Persons - (95496, 96333)**

Directorate: Support Services

PURPOSE OF THE REPORT:

The purpose of this report is to outline the requirements and the process for complying with Council's obligation to publish returns of the interests of Councillors and designated persons on Council's website.

EXECUTIVE SUMMARY:

Council's Code of Conduct (the Code) requires Councillors and designated persons to make and lodge a return, in the form prescribed by the Code, disclosing interests as specified in the Code.

The prescribed form is titled "Disclosures by Councillors and Designated Persons Return" (Return).

The Code requires Councillors and designated persons to disclose interests across a number of categories, including real property, sources of income, gifts, contributions to travel and interests and positions in corporations.

Under the Government Information (Public Access) Act 2009 (the Act) certain government information is categorised as "open access" information, and must be proactively released and made publically available unless there is an overriding public interest against disclosure of the information. Open access information must be made publically available free of charge on Council's website.

The Government Information (Public Access) Regulation 2009 (Regulation) requires the Returns to be published as open access information.

The Code provides that information contained in Returns made and lodged under Clause 4.21 of the Code is to be made publicly available in accordance with the requirements of the Act, the Regulation and any guidelines issued by the Information Commissioner.

The information and Privacy Commission has issued guidelines for councils on the disclosure of information in the Returns.

Council proposes to make arrangements for publication of the Returns on its website, taking into account the public interest considerations in the Act and the Information and Privacy Commission's guidelines.

RECOMMENDATION:

That Council note the proposal to publish "Disclosures by Councillors and Designated Persons Returns" on Council's website.

BACKGROUND

Legislation

The Government Information (Public Access) Regulation 2009 (Regulation) provides that certain information held by Councils and listed in Schedule 1 to the Regulation is open access information. Clause 2 of Schedule 1 says:

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- “(2) *Information contained in the following records (whenever created) is prescribed as open access information —*
- (a) *returns of the interests of councillors, designated persons and delegates”.*

Clauses 4.21 to 4.27 of Council’s Code of Conduct (the Code) relate to the register of Returns and the tabling of these Returns, which have been lodged by Councillors and Designated Persons. Clause 4.21 of the Code is as follows:

“4.21 *A councillor or designated person must make and lodge with the general manager a return in the form set out in Schedule 2 to this code, disclosing the councillor’s or designated person’s interests as specified in Schedule 1 to this code within 3 months after:*

- (a) *becoming a councillor or designated person, and*
(b) *30 June of each year, and*
(c) *the councillor or designated person becoming aware of an interest they are required to disclose under Schedule 1 that has not been previously disclosed in a return lodged under paragraphs (a) or (b).”*

Designated persons include:

- Council’s General Manager, and other senior staff of Council for the purpose of the Local Government Act 1993.
- Other members of staff, or delegates of Council who hold a position identified by Council as the position of a designated person because it involves the exercise of functions that, in their exercise, could give rise to a conflict between the person’s duty as a member of staff or delegate and the person’s private interest.
- A person who is a member of a committee of Council identified by Council as a committee whose members are designated because the functions of the committee involve the exercise of Council’s functions that, in their exercise, could give rise to a conflict between the person’s duty as a member of the committee and the person’s private interest.

As required by Clause 4.24 of the Code, Council must keep a register of Returns.

In accordance with Clause 4.25, all Returns lodged by Councillors and designated persons under Clause 4.21(b) must be tabled at the first meeting of the council after the last day the Return is required to be lodged.

With regard to Clause 4.25, all Councillors, and 92 Designated Persons lodged Returns by 30 September 2020.

These Returns were tabled in a report to Council’s meeting on 13 October 2020 accordance with Clause 4.25 of the Code.

At its meeting on 13 October 2020 Council resolved:

“*That:*

1. *Council note that the Disclosures of Interest and Other Matters Returns, lodged with the General Manager, now be tabled.*
2. *A briefing and report be provided to Council regarding the publication of Disclosures of Interest and Other Matters Returns on Council’s website.”*

The Code provides that information contained in Returns made and lodged under clause 4.21 of the Code is to be made publicly available in accordance with the requirements of the GIPA Act, the Regulation and any guidelines issued by the Information Commissioner.

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Information and Privacy Commission Guidelines

The Information and Privacy Commission may issue Information Access Guidelines. In September 2019, the Information and Privacy Commission released Information Access Guideline 1: *For local councils on the disclosure of information contained in the returns disclosing the interests of councillors and designated persons* (the “Guideline”). The Guideline was issued to provide councils with guidance for determining the public interest considerations for and against disclosure of the information contained in the Returns. The Guideline is attached as Attachment 1.

The following is an extract from the Guideline:

Consequently, this Guideline provides that the requirement in Clause 1(2)(a) of Schedule 1 of the GIPA Regulation, that returns of councillors and designated persons be released as part of local councils’ open access information, should be interpreted as follows:

- *The returns should be made publicly available on the council’s website free of charge unless there is an overriding public interest against disclosure or to do so would impose unreasonable additional costs on the council*
- *The fact that a return of interests is open access information is a factor in favour of disclosure in balancing the public interest*
- *In the circumstances where council decides that there is an overriding public interest against disclosure of the return, consideration should then be given to whether it is practicable to release an edited copy of the return (for example redacting the individual’s signature or residential address) in accordance with section 6(4) of the GIPA Act*
- *If it is practicable to do so, then the information should be deleted from a copy of the return and the remainder of the return made available on the council’s website*
- *Where information is deleted from a return, council should keep a record indicating, in general terms, the nature of the information redacted in accordance with section 6(5) of the GIPA Act*
- *Copies of publicly available information about returns may be made in accordance with clause 5(1)(b) of the GIPA Regulation.*

Releasing the information contained in the returns of councillors and designated persons in this manner facilitates the legitimate public interest in having access to the information, while protecting the individual’s right to privacy and safety.

Current Practice

Council’s website says that the information in Returns is information that is currently available to the public free of charge as open access information. On request arrangements can be made to view the register of Returns.

The Public Interest Test

The Act provides that there is a presumption in favour of disclosure of government information unless there is an overriding public interest against disclosure.

Under Section 12(2) of the Act, there are no limitations on the number of factors that can be considered in favour of disclosure. On the other hand, the number of factors that can be considered against disclosure are limited to those listed in Section 14 of the Act 2009.

Each consideration, both for and against disclosure of Returns, is given a weight and assessed with the presumption that disclosure of the information is favourable.

Public interest considerations in favour of disclosure

The note to Section 12 of the Government Information (Public Access) Act 2009 says:

The following are examples of public interest considerations in favour of disclosure of information -

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- (a) *Disclosure of the information could reasonably be expected to promote open discussion of public affairs, enhance Government accountability or contribute to positive and informed debate on issues of public importance.*
- (b) *Disclosure of the information could reasonably be expected to inform the public about the operations of agencies and, in particular, their policies and practices for dealing with members of the public.*
- (c) *Disclosure of the information could reasonably be expected to ensure effective oversight of the expenditure of public funds.*
- (d) *The information is personal information of the person to whom it is to be disclosed.*
- (e) *Disclosure of the information could reasonably be expected to reveal or substantiate that an agency (or a member of an agency) has engaged in misconduct or negligent, improper or unlawful conduct.*

The Information and Privacy Commission Guideline confirms that an important consideration in favour of disclosure of Returns is that they are open access information, that disclosure promotes some of the public interest considerations in favour of disclosure, and furthers openness, transparency and accountability in local government. The Information and Privacy Commission also points to protection of the integrity of councils' decision-making processes by allowing scrutiny of potential conflicts of interests that would arise where councillors or staff participate in decision making from which they or their close associates may derive, or be perceived to derive, personal or financial benefit.

Public interest considerations against disclosure

Councillors and designated persons may be required to disclose personal information in Returns, such as names and addresses, details about property and share holdings, debts and family business interests, as well as signatures.

Clause 3 in the Table in section 14 of the Act lists as a consideration against disclosure the fact that information may reveal someone's personal information, or would contravene an information privacy principle under the *Privacy and Personal Information Protection Act 1998* (NSW) (PPIP Act).

The Guideline refers to the right of an individual to protect the privacy of their personal information. Given the amount of personal information that may be contained in the Returns, special care should be taken to protect this right.

The Guideline says:

- 3.6 *The balancing of public interest considerations may necessitate consideration of privacy protection principles and the interaction between the GIPA Act and the PPIP Act is well established within both statutes. While a return may reveal personal information, which is a public interest consideration against disclosure, this is not a conclusive presumption against disclosure. It is just one of the relevant factors that need to be weighed against other factors for and against disclosure. In this regard the considerations must be weighed in conducting the public interest test and this balancing should be informed by section 5 and section 20(5) of the PPIP Act which provide that the GIPA Act is not limited by the PPIP Act.*
- 3.7 *A further consideration against disclosure listed in clause 3 of the Table in section 14 is where release of the information may expose a person to a risk of harm or of serious harassment or serious intimidation. It is foreseeable that disclosing the type and combination of information contained in the returns on a council's website could expose a person to harassment and intimidation, and potentially serious harm or identity theft.*

The Guideline confirms that where council determines that there is an overriding public interest against disclosure of a Return, Council may still be required to release an edited copy of the return.

The Guideline says:

- 3.11 *The type of matter which might be deleted from a return in these circumstances will vary depending on the public interest considerations applied. However, examples might include the signatures or residential address of the individual making the return.*

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- 3.12 *Where information is deleted from a return, council should keep a record indicating, in general terms, the nature of the information redacted in accordance with section 6(5) of the GIPA Act.*

The Returns are open access Information for the purpose of the Act and must be published on Council's website unless there is an overriding public interest consideration against disclosure.

Where there is information in Return in respect of which there is an overriding public interest consideration against disclosure, the information can be redacted. This may apply to personal information such as residential addresses and signatures, which will be common to all returns. There may be other public interest considerations against disclosure which apply to information in returns which would need to be assessed on a case by case basis.

Council proposes to publish the Returns on Council's website, on the following basis:

1. Residential addresses and signatures be redacted.
2. Council assess on a case by case basis any requests from Councillors and designated persons that other information be redacted from their Returns, and in so doing applies the public interest test in the Act.

COMMUNITY ENGAGEMENT

The issues raised in this report concern matters which do not require community consultation under Council's Community Engagement Policy.

CONFORMANCE TO THE HAWKESBURY COMMUNITY STRATEGIC PLAN 2017-2036

The proposal is consistent with the following Focus Area, Direction and Strategy within the CSP.

Our Leadership

- 1.5 Regulation and Compliance - Encourage a shared responsibility for effective local compliance.
- 1.5.2 Best practice, sustainability principles, accountability and good governance are incorporated in all activities undertaken by Council.

FINANCIAL IMPACT

The proposal is aligned with Council's long term plan to improve and maintain organisational sustainability and achieve Fit for the Future financial benchmarks. The proposal has no resourcing implications, outside of Council's adopted Long Term Financial Plan.

FIT FOR THE FUTURE STRATEGY CONSIDERATIONS

There are no Fit For The Future Strategy Considerations applicable to this report.

ATTACHMENTS:

- AT - 1** Information Access Guideline 1: For local councils on the disclosure of information contained in the returns disclosing the interests of councillors and designated persons.

oooO END OF REPORT Oooo

ordinary

section 4

reports
of committees

ORDINARY MEETING

SECTION 4 – Reports of Committees

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ORDINARY MEETING
SECTION 4 – Reports of Committees
Meeting Date: 08 December 2020

SECTION 4 – Reports of Committees

Item: 255 **ROC - Infrastructure Committee Meeting - 4 November 2020 - (95495, 143704)**

Directorate: Infrastructure Services

PURPOSE OF THE REPORT:

The purpose of this report is to present the Minutes of the Infrastructure Committee, held on 4 November 2020.

EXECUTIVE SUMMARY:

One matter – Item 3, contained within the minutes of the Infrastructure Committee has policy or financial implications to Council. This matter therefore requires specific consideration by Council, the details of which are discussed in the report below.

In relation to Items 1 and 2, as they have no policy or financial implications for Council, they are presented for information only.

RECOMMENDATION:

That in relation to the Minutes of the Infrastructure Committee Meeting held on the 4 November 2020:

1. Council receive and note the Infrastructure Committee in respect to items 1 and 2.
2. Council endorse the Committee Recommendations in respect of Item 3, namely:

“That the Committee:

1. *Note the information on the proposed Declared Dams levy.*
2. *Note the making of a submission on the levy.*
3. *Make representations to the Local Member for Hawkesbury to have the proposed regulation amended to exempt local government owned flood mitigation works from the levy.”*

DISCUSSION

The Committee considered staff reports on a range of matters as shown in the attached minutes (Attachment 1). The following item requires specific consideration by Council.

Item: 3 **INFC – NSW Dam Safety Regulations – Proposed Changes**

The Committee discussed the report on this matter included in the attached Minutes, which advised that Council has received notification of a proposed levy by Dam Safety NSW. The levy is to be imposed on owners of “declared” dams of which there are approximately 400 such dams in NSW. The proposed levy would impose a cost to the owner of between \$5,500 to \$18,425 per annum.

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SECTION 4 – Reports of Committees

Meeting Date: 08 December 2020

Council does not currently have any declared dams, however the Redbank development has two declared dams, currently owned by Redbank Communities, which will ultimately pass into Council ownership and management. Based on the proposed levy this would result in a charge of approximately \$18,000 per annum.

Council was not advised of the proposed levy as it appears only the owners of the declared dams were advised by the regulator of the opportunity to provide feedback. Council has requested an extension to provide a submission after the closing date of 30 October 2020.

There are significant implications arising from the proposed levy for all Councils. A review conducted by KPMG recommending the levy by transferring costs to the “risk creators” ignores the benefits of declared dams where flood mitigation infrastructure reduces risks. This is in contrast to commercial enterprises such as mining and agricultural industries where risks can be created as a result of their works.

The Committee made the following recommendation:

“That the Committee:

- 1. Note the information on the proposed Declared Dams levy.*
- 2. Note the making of a submission on the levy.*
- 3. Make representations to the Local Member for Hawkesbury to have the proposed regulation amended to exempt local government owned flood mitigation works from the levy.”*

As per the Committee’s Recommendation it is appropriate that Council endorse both the making of a submission to the regulatory body and representations to the Member for Hawkesbury seeking the exemption of flood mitigation structures including detention basins owned by local government from the levy.

ATTACHMENTS:

AT - 1 Minutes of the Infrastructure Committee held on 4 November 2020.

ORDINARY MEETING
SECTION 4 – Reports of Committees

Meeting Date: 08 December 2020

AT - 1 Minutes of the Infrastructure Committee held on 4 November 2020

Minutes of the Meeting of the Infrastructure Committee held via Audio Visual Link, on 4 November 2020, commencing at 2:43pm.

ATTENDANCE

Present: Councillor Paul Rasmussen Acting Chairperson
 Councillor Peter Reynolds
 Councillor Nathan Zamprogno

Apologies: Councillor Patrick Conolly, Mayor, Chairperson

In Attendance: Mr Peter Conroy, General Manager
 Mr Jeff Organ, Director Infrastructure Services
 Mrs Jodie Tillinghast, Administration Support Officer

RESOLVED on the motion of Clr Peter Reynolds and seconded by Clr Nathan Zamprogno that Clr Paul Rasmussen will Chair the meeting in the Mayors absence.

RESOLVED on the motion of Clr Peter Reynolds and seconded by Clr Nathan Zamprogno that the apology be accepted.

Member	07/11/2018	24/07/2019	22/04/2020	22/07/2020	4/11/2020
Councillor Patrick Conolly, Mayor (Chairperson)	✓	✓	✓	A	A
Councillor Paul Rasmussen	✓	✓	✓	✓	✓
Councillor Peter Reynolds	A	✓	✓	✓	✓
Councillor Nathan Zamprogno	✓	✓	✓	✓	✓
Councillor John Ross	✓	✓	✓	A	A

Key: A = Formal Apology ✓ = Present X = Absent - no apology

CONFIRMATION OF MINUTES

RESOLVED on the motion of Clr Peter Reynolds and seconded by Clr Nathan Zamprogno that the Minutes of the Infrastructure Committee held on the 22 July 2020, be confirmed.

ORDINARY MEETING
SECTION 4 – Reports of Committees

Meeting Date: 08 December 2020

SECTION 2 - Reports

Item: 1 **INFC - Endeavour Energy Infrastructure Presentation - (95495, 143704, 121224)**

Directorate: Infrastructure Services

RECOMMENDATION:

That:

1. The information presented by Endeavour Energy on 18 April 2018 be received and noted.
 2. Representatives from Endeavour Energy be invited to a future Infrastructure Committee meeting.
-

DISCUSSION:

- The General Manager advised of the talking points that will be raised in the meeting with the CEO of Endeavour Energy that is to take place in early December 2020.
 - Make the Electricity Infrastructure for the Hawkesbury attachment available to the Flood Risk Management Committee.
 - The minutes from the Flood Risk Management Committee meeting be distributed to the Infrastructure Committee.
 - The Director Infrastructure Services to enquire with Endeavour Energy as to the purpose of the power line that runs from Springwood Road across the Grose River and up to North Richmond.
-

COMMITTEES RECOMMENDATION

RESOLVED on the motion of Cllr Peter Reynolds and seconded by Cllr Nathan Zamprogno.

That:

1. The information presented by Endeavour Energy on 18 April 2018 be received and noted.
2. Representatives from Endeavour Energy be invited to a future Infrastructure Committee meeting.
3. The Electricity Infrastructure for the Hawkesbury presentation be made available to the Flood Risk Management Committee.
4. Note that the General Manager is meeting with the CEO of Endeavour Energy and the following issue be raised:
 - a) How do Council secure infrastructure upgrades to enable power to be maintained in the event of a flood.
 - b) Possibilities for alternatives for power supply to the west side of the river using infrastructure the crossed the Grose River.

ORDINARY MEETING
SECTION 4 – Reports of Committees

Meeting Date: 08 December 2020

Item: 2 **INFC - NSW Ambulance Presentation - (95495, 143704, 127899)**

Directorate: Infrastructure Services

RECOMMENDATION:

That NSW Ambulance is advised of the Infrastructure Committee's 2021 meeting dates and a request that a presentation is arranged as soon as practicable.

DISCUSSION:

- The committee want to enquire with NSW Ambulance what their services levels are, performance statistics including response times in throughout the Hawkesbury.
 - The Presentation should incorporate and outline the operational model and its performance, also the resourcing of ambulances during flood events and the systems and ability for emergency response to remote areas, including paramedics.
-

COMMITTEES RECOMMENDATION

RESOLVED on the motion of Clr Peter Reynolds and seconded by Clr Nathan Zamprogno.

That NSW Ambulance is advised of the Infrastructure Committee's 2021 meeting dates and a request that a presentation is arranged as soon as practicable.

Item: 3 **INFC - NSW Dam Safety Regulations - Proposed Changes - (95495, 143704)**

Directorate: Infrastructure Services

RECOMMENDATION:

That the Committee:

1. Note the information on the proposed Declared Dams levy.
 2. Note the making of a late submission on the levy.
 3. Make representations to the Local Member for Hawkesbury to have the proposed regulation amended to exempt local government owned flood mitigation works from the levy.
-

DISCUSSION

- The Director Infrastructure Services will distribute to the Committee the submission that was made by Hawkesbury City Council to the NSW Department of Infrastructure.

COMMITTEES RECOMMENDATION

RESOLVED on the motion of Clr Peter Reynolds and seconded by Clr Nathan Zamprogno.

ORDINARY MEETING
SECTION 4 – Reports of Committees

Meeting Date: 08 December 2020

That the Committee:

1. Note the information on the proposed Declared Dams levy.
2. Note the making of a submission on the levy.
3. Make representations to the Local Member for Hawkesbury to have the proposed regulation amended to exempt local government owned flood mitigation works from the levy.

SECTION 3 - General Business

No General Business.

The meeting concluded at 3:45pm.

oooO END OF REPORT Oooo

ordinary

section 5

notices of motion

ORDINARY MEETING
SECTION 5 – Notices of Motion
Meeting Date: 08 December 2020

ORDINARY MEETING
SECTION 5 – Notices of Motion
Meeting Date: 08 December 2020

SECTION 5 – Notices of Motion

Item: 256 **RM - Review of Council Committees - (80093, 138881, 138879)**

Submitted by: Councillor Barry Calvert
Councillor Amanda Kotlash
Councillor Sarah Richards

RECISSION MOTION:

That resolution 295 from the Ordinary Meeting of Council on 24 November 2020 regarding the review of Council Committees, be rescinded.

Resolution 295 from the Ordinary Meeting of Council on 24 November 2020

"That this matter be deferred for further consideration at a Councillor Briefing Session."

SUBSTANTIVE MOTION:

That Council:

1. Recognises the extensive work and consultation on the review of the committee structure, and thanks the relevant officers and committee members for their input.
2. Dissolves the following Council committees as of 31 December 2020:
 - Access and Inclusion Committee
 - Human Services Advisory Committee
 - Tourism Advisory Committee
 - Waste Management Advisory Committee
 - Civics and Citizenship Committee
 - Floodplain Risk Management Advisory Committee
 - Infrastructure Committee
 - Environmental Sustainability Advisory Committee
3. Establishes the following standing committees:

New Committee	Functions
Community Services	<ul style="list-style-type: none">• Civic and Citizenship• Enhancing the Arts• Human Services• Access and Inclusion
Environment	<ul style="list-style-type: none">• Waste management• Environmental sustainability
Innovation and Partnerships	<ul style="list-style-type: none">• Tourism• Infrastructure• New Technologies
Disaster and Emergency	<ul style="list-style-type: none">• Emergency and disaster management

4. Asks the Mayor to write to each member of the dissolved committees to thank them for their service and to inform them of the opportunity to participate in the new committee structure.

ORDINARY MEETING
SECTION 5 – Notices of Motion
Meeting Date: 08 December 2020

5. Requires that at least one Council Briefing Session every three months be devoted to disaster / emergency management matters. This includes briefings on floods, bushfires and other disasters both natural and human-made. This meeting will constitute the meeting of the Disaster and Emergency Committee.
6. Affirms that the role of Council committees is to provide advice and information to assist with Council decision making. Council shall therefore provide the long-term directions for each committee as well as setting short term tasks.
7. Five Councillors will be appointed to the four standing committees listed above and these five Councillors will be the only members of the committees.
8. Is to receive a report at the first Ordinary Meeting of 2021 that:
 - Informs Council of the outstanding actions of all of the dissolved committees and the Heritage Committee, so that strategically important work and short-term tasks can be reviewed, reassigned to a newly established committee or reported to Council for a decision.
 - Assists Council to review the work of the existing committees and set the longer-term objectives, directions and timeframes for each new committee for 2021.
9. Requires that committees shall report regularly to Council in the following ways:
 - Provide succinct and clear minutes which include a summary of the committee's progress towards the objectives set for them by Council. This summary is to include a self-evaluation of the committee's performance linked to the Community Strategic Plan.
 - Provide regular and timely advice including recommended actions.
10. Notes that the agenda for committee meetings will be set by Council. If the Council does not set any agenda matters then the committees will not meet. Council will refer matters to the committees either from Council Meetings or from Briefing Sessions. This system of committees is designed to imitate the committee system currently operating in State and Commonwealth Parliaments and many other councils. Where possible committees should restrict their meetings to Tuesdays.
11. Requires that committee agendas be published in a similar manner to the way that Council Meetings are currently published so that the community has advanced notice of what will be discussed. All members of the public are welcome to make submissions to the committee and can attend and participate in the committee meetings. Only the five Councillors will have voting rights, with the exception of the Heritage Committee (see point 13).
12. Recognises that committees have the ability to establish issues-based working groups when required. The committees will set the agenda for the working groups and the working groups will report back to the committee. Each working group is to focus on one particular issue and be dissolved when the relevant work has been completed. Working groups may be composed of community members as well as relevant experts.
13. The existing Heritage Advisory Committee will remain unchanged in that it will retain its current membership with full voting rights. The way its agenda is set and its reporting requirements will change to coincide with the other newly formed committees.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF RECISSION MOTION Oooo

ORDINARY MEETING
Confidential Reports
Meeting Date: 08 December 2020

CONFIDENTIAL REPORTS

Item: 257 **MM - Staff Matter - (125610) CONFIDENTIAL**

REASON FOR CONFIDENTIALITY

*This report is **CONFIDENTIAL** in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993 and the matters dealt with in this report are to be considered while the meeting is closed to the press and the public.*

Specifically, the matter is to be dealt with pursuant to Section 10A(2)(a) of the Act as it relates to personnel matters concerning particular individuals (other than councillors).

In accordance with the provisions of Section 11(2) & (3) of the Local Government Act 1993, the reports, correspondence and other relevant documentation relating to this matter are to be withheld from the press and public.

ORDINARY MEETING

Confidential Reports

Meeting Date: 08 December 2020

Item: 258 **GM - Recruitment of the General Manager - (125610, 79351) CONFIDENTIAL**

Previous Item: 229, Ordinary (24 November 2020)

Directorate: General Manager

REASON FOR CONFIDENTIALITY

*This report is **CONFIDENTIAL** in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993 and the matters dealt with in this report are to be considered while the meeting is closed to the press and the public.*

Specifically, the matter is to be dealt with pursuant to Section 10A(2)(c) of the Act as it relates to details concerning quotations received from agencies and it is considered that the release of the information would, if disclosed, confer a commercial advantage on a person or organisation with whom the Council is conducting (or proposes to conduct) business and, therefore, if considered in an open meeting would, on balance, be contrary to the public interest.

Specifically, the matter is to be dealt with pursuant to Section 10A(2)(g) of the Act as it relates to legal advice concerning advice concerning the disclosure of termination payments to general managers in public reports and the information is regarded as advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege and, therefore, if considered in an open meeting would, on balance, be contrary to the public interest.

In accordance with the provisions of Section 11(2) & (3) of the Local Government Act 1993, the reports, correspondence and other relevant documentation relating to this matter are to be withheld from the press and public.

ORDINARY MEETING

Confidential Reports

Meeting Date: 08 December 2020

Item: 259 **GM - Property Matter - (79351) CONFIDENTIAL**

Directorate: General Manager

REASON FOR CONFIDENTIALITY

*This report is **CONFIDENTIAL** in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993 and the matters dealt with in this report are to be considered while the meeting is closed to the press and the public.*

Specifically, the matter is to be dealt with pursuant to Section 10A(2)(g) of the Act as it relates to legal advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

In accordance with the provisions of Section 11(2) & (3) of the Local Government Act 1993, the reports, correspondence and other relevant documentation relating to this matter are to be withheld from the press and public.

ORDINARY MEETING

Confidential Reports

Meeting Date: 08 December 2020

Item: 260 **SS - Lease to Higgins and Co Property Specialists - Shop 4, McGraths Hill Shopping Centre - (95496, 112106, 7032) CONFIDENTIAL**

Directorate: Support Services

REASON FOR CONFIDENTIALITY

*This report is **CONFIDENTIAL** in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993 and the matters dealt with in this report are to be considered while the meeting is closed to the press and the public.*

Specifically, the matter is to be dealt with pursuant to Section 10A(2)(c) of the Act as it relates to details concerning the leasing of a Council property and it is considered that the release of the information would, if disclosed, confer a commercial advantage on a person or organisation with whom the Council is conducting (or proposes to conduct) business and, therefore, if considered in an open meeting would, on balance, be contrary to the public interest.

In accordance with the provisions of Section 11(2) & (3) of the Local Government Act 1993, the reports, correspondence and other relevant documentation relating to this matter are to be withheld from the press and public.



ordinary
meeting

end of
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