



Hawkesbury City Council

ordinary meeting business paper

date of meeting: 04 February 2014

location: council chambers

time: 6:30 p.m.



mission statement

***“To create opportunities
for a variety of work
and lifestyle choices
in a healthy, natural
environment”***

How Council Operates

Hawkesbury City Council supports and encourages the involvement and participation of local residents in issues that affect the City.

The 12 Councillors who represent Hawkesbury City Council are elected at Local Government elections, held every four years. Voting at these elections is compulsory for residents who are aged 18 years and over and who reside permanently in the City.

Ordinary Meetings of Council are generally held on the second Tuesday of each month (except January), and the last Tuesday of each month (except December), meeting dates are listed on Council's website. The meetings start at 6:30pm and are scheduled to conclude by 11pm. These meetings are open to the public.

When an Extraordinary Meeting of Council is held, it will usually also be held on a Tuesday and start at 6:30pm. These meetings are also open to the public.

Meeting Procedure

The Mayor is Chairperson of the meeting.

The business paper contains the agenda and information on the items to be dealt with at the meeting. Matters before the Council will be dealt with by an exception process. This involves Councillors advising the General Manager by 3pm on the day of the meeting, of those items they wish to discuss. A list of items for discussion will be displayed at the meeting for the public to view.

At the appropriate stage of the meeting, the Chairperson will move for all those items which have not been listed for discussion (or have registered speakers from the public) to be adopted on block. The meeting then will proceed to deal with each item listed for discussion and decision.

Public Participation

Members of the public can register to speak on any items in the business paper other than the Confirmation of Minutes; Mayoral Minutes; Responses to Questions from Previous Meeting; Notices of Motion (including Rescission Motions); Mayoral Elections; Deputy Mayoral Elections; Committee Elections and Annual Committee Reports. To register, you must lodge an application form with Council prior to 3pm on the day of the meeting. The application form is available on Council's website, from the Customer Service Unit or by contacting the Manager - Corporate Services and Governance on (02) 4560 4444 or by email at council@hawkesbury.nsw.gov.au.

The Mayor will invite registered persons to address the Council when the relevant item is being considered. Speakers have a maximum of three minutes to present their views. The Code of Meeting Practice allows for three speakers 'For' a recommendation (i.e. in support), and three speakers 'Against' a recommendation (i.e. in opposition).

Speakers representing an organisation or group must provide written consent from the identified organisation or group (to speak on its behalf) when registering to speak, specifically by way of letter to the General Manager within the registration timeframe.

All speakers must state their name, organisation if applicable (after producing written authorisation from that organisation) and their interest in the matter before speaking.

Voting

The motion for each item listed for discussion will be displayed for Councillors and public viewing, if it is different to the recommendation in the Business Paper. The Chair will then ask the Councillors to vote, generally by a show of hands or voices. Depending on the vote, a motion will be Carried (passed) or Lost.

Planning Decision

Under Section 375A of the Local Government Act 1993, voting for all Planning decisions must be recorded individually. Hence, the Chairperson will ask Councillors to vote with their electronic controls on planning items and the result will be displayed on a board located above the Minute Clerk. 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. This electronic voting system was an innovation in Australian Local Government pioneered by Hawkesbury City Council.

Business Papers

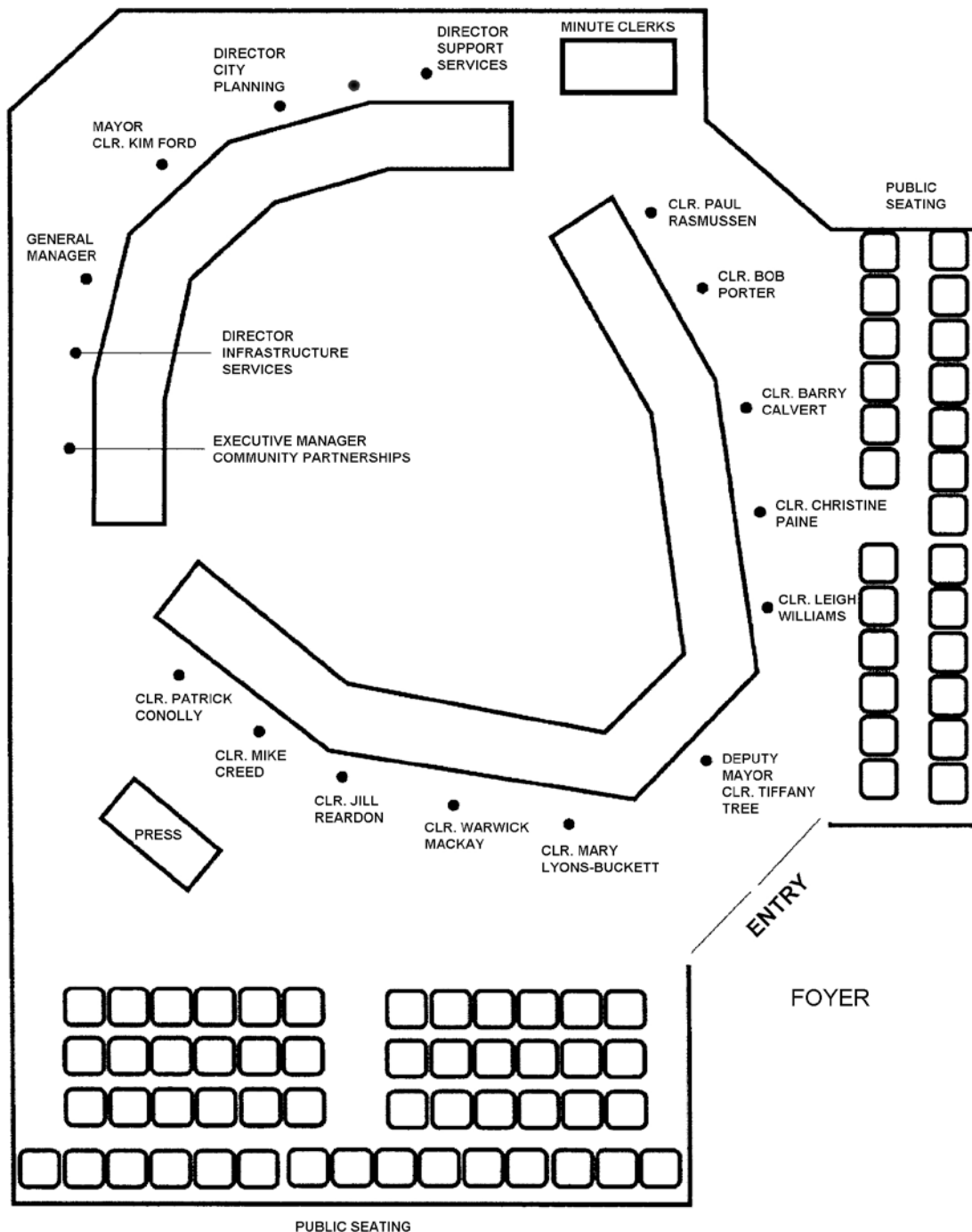
Business papers can be viewed online from noon on the Friday before the meeting on Council's website: <http://www.hawkesbury.nsw.gov.au>

Hard copies of the business paper can be viewed at Council's Administration Building and Libraries after 12 noon on the Friday before the meeting, and electronic copies are available on CD to the public after 12 noon from Council's Customer Service Unit. The business paper can also be viewed on the public computers in the foyer of Council's Administration Building.

Further Information

A guide to Council Meetings is available on the Council's website. If you require further information about meetings of Council, please contact the Manager, Corporate Services and Governance on, telephone (02) 4560 4444.

Hawkesbury City Council



ORDINARY MEETING

Table of Contents

Meeting Date: 04 February 2014.

AGENDA

- **WELCOME**
 - Prayer**
 - Acknowledgement of Indigenous Heritage**
- **APOLOGIES AND LEAVE OF ABSENCE**
- **DECLARATION OF INTERESTS**
- **SECTION 1 - Confirmation of Minutes**
- **ACKNOWLEDGEMENT OF OFFICIAL VISITORS TO THE COUNCIL**
- **SECTION 2 - Mayoral Minutes**
- **EXCEPTION REPORT - Adoption of Items Not Identified for Discussion and Decision**
- **SECTION 3 - Reports for Determination**
 - Planning Decisions**
 - General Manager**
 - City Planning**
 - Infrastructure Services**
 - Support Services**
- **SECTION 4 - Reports of Committees**
- **SECTION 5 - Notices of Motion**
- **QUESTIONS FOR NEXT MEETING**
- **REPORTS TO BE DISCUSSED IN CONFIDENTIAL SESSION**

ORDINARY MEETING

Table of Contents

Meeting Date: 04 February 2014.

ORDINARY MEETING**Table of Contents****Meeting Date:** 04 February 2014.**TABLE OF CONTENTS**

ITEM	SUBJECT	PAGE
	SECTION 1 - Confirmation of Minutes	3
	SECTION 3 - Reports for Determination	7
	PLANNING DECISIONS	7
Item: 1	CP - Planning Proposal - Jacaranda Ponds, Glossodia - (95498)	7
	GENERAL MANAGER	54
Item: 2	GM - Australian Local Government Women's Association (NSW Branch) (79351, 95655)	54
Item: 3	GM - Brochure to Promote Employment Lands - (79351)	56
Item: 4	GM - Final Report of NSW Independent Local Government Review Panel - Revitalising Local Government - October 2013 and Report of Local Government Acts Taskforce - October 2013 - (79351)	77
Item: 5	GM - 2014 Local Government Managers Australia National Congress and Business Expo - (79351, 113820)	102
Item: 6	GM - Local Government NSW 2014 Tourism Conference - (79351, 112608)	104
	CITY PLANNING	106
Item: 7	CP - Draft Swimming Pool Inspection Policy and Draft Swimming Pools Inspection Program - (95498)	106
	INFRASTRUCTURE SERVICES	114
Item: 8	IS - Exclusive Use of Governor Phillip Reserve - Bridge to Bridge Boat Race Event - (95495, 79354)	114
Item: 9	IS - Grant Offer - Yarramundi Reserve Weed Management - (95495, 79354)	116
Item: 10	IS - Holmes Drive Reserve Draft Plan of Management - (95495, 79354)	118
Item: 11	IS - Pughs Lagoon and Smith Park Draft Plan of Management - (95495, 79344)	120
	SUPPORT SERVICES	122
Item: 12	SS - Monthly Investments Report - November 2013 - (96332, 95496)	122
Item: 13	SS - Monthly Investments Report - December 2013 - (96332, 95496)	125
Item: 14	SS - Pecuniary Interest Returns - Designated Persons - (95496, 79337)	129

ORDINARY MEETING**Table of Contents****Meeting Date:** 04 February 2014.

ITEM	SUBJECT	PAGE
SECTION 4 - Reports of Committees		133
ROC	Floodplain Risk Management Advisory Committee - 21 November 2013 - (86589)	133
ROC	Hawkesbury Access and Inclusion Advisory Committee Minutes - 28 November 2013 - (95496, 96328, 124569)	138
ROC	Local Traffic Committee - 13 January 2014 - (80245)	145
SECTION 5 - Notices of Motion		165
NM1	Review of Code of Meeting Practice - (79351, 105109, 80106)	165
NM2	Request for Report - Additional Recycling Services - (125612, 79351)	166
NM3	Australian Pioneer Village Australia Day 2014 celebrations - (79351, 105109, 80104)	167
NM4	Feasibility Report on Provision of Drinking Water Fountains to Hawkesbury LGA - (79351, 105109, 8104)	168
NM5	Traffic Infringement Received by the Mayor, Councillor K Ford - (79351, 105109, 80105, 79353)	169
NM6	Recent Fire in Jolly Frog Hotel - (79351, 105109, 80104)	170
QUESTIONS FOR NEXT MEETING		171
Councillor Questions from Previous Meeting and Responses - (79351)		171
CONFIDENTIAL REPORTS		173
Item: 15	GM - Property Matter - Acquisition of Land at Pitt Town - (79351,87959)	173
Item: 16	CP - Community Representation on Sustainability Advisory Committee - (95498, 126363)	174
Item: 17	IS - Acquisition of Easement Over No. 8 Red Gum Crescent, Bowen Mountain - (95495, 22912, 22913) CONFIDENTIAL	175
Item: 18	IS - Tender No. 00935 - Construction of Bridge No. 5 and Bridge No. 7 on Upper Colo Road, Upper Colo - (95495, 79344)	176
Item: 19	SS - Property Matter - The Uniting Church in Australia Property Trust (NSW) - Lease of Suite 2, Deerubbin Centre, Part of Lot 50, Deposited Plan 1035291, 300 George Street, Windsor - (95496, 112106, 104965, 100876)	177

ordinary

section 1

confirmation of minutes

ORDINARY MEETING
Confirmation of Minutes

ORDINARY MEETING
Confirmation of Minutes

SECTION 1 - Confirmation of Minutes

ORDINARY MEETING
Confirmation of Minutes

ordinary

section

3

reports
for determination

ORDINARY MEETING

Meeting Date: 04 February 2014

ORDINARY MEETING

Meeting Date: 04 February 2014

SECTION 3 - Reports for Determination

PLANNING DECISIONS

Item: 1 **CP - Planning Proposal - Jacaranda Ponds, Glossodia - (95498)**

Previous Item: 241, Ordinary (10 December 2013)

REPORT:

Executive Summary

The purpose of this report is to advise Council of submissions received due to the public exhibition and public authority consultation relating to a planning proposal to rezone 185 hectares of land at Spinks Road, Jones Street and Derby Place, Glossodia; Kurmond Road, Freemans Reach and Kurmond Road, North Richmond, collectively known as Jacaranda Ponds.

It is recommended that, subject to amendments discussed in this report, the planning proposal, to rezone approximately 185.3ha of land at Glossodia for large lot residential development, be forwarded to the Department of Planning and Infrastructure (DP & I) for finalisation and gazettal.

Council considered this report on 10 December 2013 where it resolved the following:

"That the matter be deferred for discussion at a Councillor Briefing Session to be held on Tuesday, 28 January 2014 and subsequently reported to the Council meeting on 4 February 2014."

The matter was considered at the Councillor Briefing Session on 28 January 2014 and is now being reported back to Council as required in the above resolution. Information in relation to responses from the RMS received in January 2014, have been included in this report.

Background

Council received a planning proposal from E J Cooper & Son Pty Ltd in April 2010 to rezone approximately 185.3ha of land at Glossodia for large lot residential development. The application relates to a number of parcels of land, as follows:

- Lot 2 DP 533402, known as 103 Spinks Road, Glossodia;
- Lot 52 DP 1104504, known as 123 Spinks Road, Glossodia;
- Lot 20 DP 214753, known as 213 Spinks Road, Glossodia;
- Lot 75 DP 214752, known as 361 Spinks Road, Glossodia;
- Lot 3 DP 230943, known as 11 James Street, Glossodia;
- Lot 44 DP 214755, known as 3 Derby Place, Glossodia;
- Lot 50 DP 751637, known as 746A Kurmond Road, Freemans Reach; and
- Lots 1, 2 and 3DP 784300, known as 780A, 780B and 780C Kurmond Road, North Richmond.

For the purposes of the application EJ Cooper & Son Pty Ltd were initially represented by EG Property Group (EGPG) and are now represented by Diverse Property Solutions (DPS).

The rezoning application was reported to Council on a number of occasions in 2011 and 2012 and at the meeting of 27 March 2012 where Council resolved as follows:

"That:

ORDINARY MEETING

Meeting Date: 04 February 2014

1. Council support the preparation of a Planning Proposal for the land comprising of:

Lot 2 DP 533402 and Lot 52 DP 1104504, 103 Spinks Road, Glossodia
Lot 20 DP 214753, 213 Spinks Road, Glossodia
Lot 75 DP 214752, 361 Spinks Road, Glossodia
Lot 3 DP 230943, James Street, Glossodia
Lot 44 DP 214755, 3 Derby Place, Glossodia
Lot 50 DP 751637, 746A Kurmond Road, Freemans Reach

Lots 1, 2 and 3 DP 784300, 780A - 780C Kurmond Road, North Richmond

to rezone the land primarily for large lot residential and/or residential development.
2. The concept plan titled "Jacaranda Ponds Planning Proposal Concept Plan, November 2011" and plan titled "Glossodia - Jacaranda Ponds Proposed Layout and Recreational Areas", reference number 9420/SK07 A, prepared by J. Wyndham Prince attached to this report be adopted for the purposes of preparing the planning proposal.
3. EG Property Group, in consultation with Council staff, be requested to provide Council with a planning proposal consistent with resolution 1 and 2 and Department of Planning and Infrastructure's "A guide to preparing planning proposals".
4. The planning proposal be forwarded to the Department of Planning and Infrastructure for a "gateway" determination.
5. If the Department of Planning and Infrastructure determines that the planning proposal is to proceed, Council commence Voluntary Planning Agreement negotiations with EG Property Group and any other relevant party.
6. The Department of Planning and Infrastructure and EG Property Group be advised that in addition to all other relevant planning considerations being addressed, final Council support for the proposal will only be given if Council is satisfied that satisfactory progress has been made:
 - a. Towards resolving the existing traffic problems.
 - b. Replacement of the Windsor Bridge.
 - c. Measures to upgrade local roads affected by the proposal."

Accordingly, a planning proposal was prepared by Council staff having regard to information provided by EGP's planning consultant Urbis Pty Ltd (Urbis). The planning proposal was supported by a range of specialist reports.

On 2 July 2012, the planning proposal was submitted to the Department of Planning and Infrastructure's Gateway for determination under Section 56 of the Environmental Planning and Assessment Act 1979 (EP&A Act). The Gateway Determination was issued on 27 July 2012 and provided that the planning proposal should proceed subject to conditions. Primarily the determination required that prior to commencement of public exhibition the Council was required to:

- a) undertake an assessment of the traffic impact in consultation with Roads and Maritime Services (RMS) regarding the impact of the proposal on peak performance of key intersections and bridge capacities at both Richmond and Windsor;
- b) review the Bushfire Prone Land Map for the LGA and consult the NSW Rural Fire Service. The outcome of the review is to be reflected in the proposed zoning for the site; and

ORDINARY MEETING

Meeting Date: 04 February 2014

- c) undertake an assessment of the economic impact of the cessation and removal of the chicken raising and egg production enterprises and demonstrate the cost-benefit of replacing the existing use with residential development.

Following completion of the work required by the above conditions and prior to community consultation, the Gateway Determination also required Council to revise the planning proposal to reflect the outcome of the above and provide a copy of the proposal and other relevant information to the Department's regional office.

The Gateway Determination required that once the planning proposal was revised, appropriate community consultation be undertaken in accordance with Sections 56(2)(c) and 57 of the EP&A Act.

It also required that Council undertake consultation under Section 56(2)(d) of the EP&A Act with the following agencies:

- Transport for NSW
- Transport for NSW – Roads and Maritime Services (RMS)
- Sydney Water
- NSW Aboriginal Land Council
- Hawkesbury-Nepean Catchment Management Authority
- NSW Rural Fire Service

The planning proposal was amended in accordance with the conditions of the Gateway determination and the Department of Planning and Infrastructure's guideline A guide to preparing planning proposals, dated July 2009 (updated October 2012). The following additional reports have also been prepared in support of the amended planning proposal:

- Jacaranda Ponds Glossodia Traffic and Transport Assessment, prepared by ARUP on behalf of the applicant, Issue 3, dated 13 March 2013.
- Proposed Jacaranda Ponds Residential Development Traffic and Transport Review, prepared by Gennaoui Consulting for the Department of Planning and Infrastructure, December 2012.
- Glossodia Proposed Land Rezoning Economic Impact, prepared by Hill PDA for the applicant, October 2012.
- Glossodia: Proposed Land Rezoning Economic Impact Peer Review, prepared by MacroPlanDimasi for the Department of Planning and Infrastructure, February 2013.

Intention of the Planning Proposal

In summary, the planning proposal comprises:

- Creation of approximately 580 large lot residential and residential allotments.
- Retention of the two large dams on the site (which will provide aquatic and bird- life habitat).
- Creation of a new public open space surrounding the largest dam, located in the north-eastern corner of the site that could potentially accommodate walking and cycling tracks, picnic and entertainment areas.
- Planting and rehabilitation of an extensive riparian corridor along the southern boundary (Currency Creek). This corridor will enhance the site's walking and bicycle tracks.
- Creation of three contiguous north-south ecological corridors and an east-west ecological corridor. Vegetation species to be planted within the corridors will be selected to enhance existing ecological communities on the site.

ORDINARY MEETING

Meeting Date: 04 February 2014

- New infrastructure opportunities for the town, with more than \$23,000,000 to be made available for new and improved local infrastructure.

The planning proposal is accompanied by an offer by the applicant to enter into a voluntary planning agreement (VPA) for the delivery of local and regional infrastructure. This is the preferred strategy of both Council and the applicant for the delivery and implementation of development contributions for the project. It provides for contributions towards local infrastructure to support the development and its future population, as well as contributions towards the upgrading of the regional road network. The draft VPA offer provides for the payment of a total of \$23,200,000 (\$40,000 per lot) in development contributions with \$19,239,000 to be spent by the developer on road upgrades and improvements. In addition to road upgrades and improvements the developer, through 'works in kind' is to provide community facilities. These facilities include landscaping to surrounds of proposed parks, picnic areas and general community facility works.

The VPA will operate in lieu of a Section 94 or Section 94A developer contributions.

While the RMS raised no objection for the proposed residential development at Jacaranda Ponds being placed on public exhibition, formal agreement is still required to the inclusion in the VPA of proposed works affecting RMS assets. Negotiations on this matter are ongoing with the State Government and will be discussed in the future report to Council dealing with the VPA.

Objectives or Intended Outcomes of the Planning Proposal

The objectives of the planning proposal are to:

- Rezone the land for primarily large lot residential and low density residential development
- Ensure that future development on the site creates a natural expansion of the town of Glossodia allowing for a seamless southward extension.
- Create a riparian corridor along Currency Creek.
- Preserve and enhance other environmentally significant areas within the site in a manner that achieves a harmonious relationship between the site and its surrounds.
- Ensure the development includes new local infrastructure that will benefit the community.

Explanation of proposed LEP amendments

The effect of the planning proposal would be to amend LEP 2012. Proposed amendments include amendment to the Land Zoning Map, Height of Buildings Map, Lot Size Map and Lot Averaging Map of LEP 2012. Other map amendments may be required and possibly the inclusion of a special clause(s) into LEP 2012. The actual amendments to LEP 2012 will be prepared by the DP&I and the NSW Parliamentary Counsel.

The proposed zones to be applied to the subject land are consistent with those contained within LEP 2012 and are as follows:

- R2 Low Density Residential
- R5 Large Lot Residential
- RE1 Public Recreation
- SP2 Infrastructure (Sewerage system)

The draft zoning map, lot size map, lot averaging map and height of buildings map as exhibited are attached to this report.

Minimum lot sizes of 2,000m² and 4,000m² are proposed in the R5 zone. A minimum lot size of 1,000m² is proposed in the R2 zone.

ORDINARY MEETING

Meeting Date: 04 February 2014

The proposed RE1 Public Recreation zone will allow for the creation of a network of open space not only for the site but also the existing community. It incorporates land within the site that has a critical drainage function, as well as those areas of environmental significance.

It is also proposed that the site be identified as an “urban release area” and that an appropriate clause be inserted into Part 6 of LEP 2012 to require satisfactory arrangements be made for the provision of designated State public infrastructure, to satisfy needs that arise from development of the site, before the land is developed intensively for urban purposes.

Consultation

In accordance with the relevant statutory and the “gateway determination” requirements the relevant public authorities and the community were consulted on the planning proposal and the outcome of the consultation is discussed in this report.

Consultation with Public Authorities

The planning proposal was referred to the following public authorities:

- Transport for NSW
- Transport for NSW – Roads and Maritime Services (RMS)
- Sydney Water
- NSW Aboriginal Land Council
- Deerubbin Local Aboriginal Land Council
- Hawkesbury-Nepean Catchment Management Authority
- NSW Rural Fire Service
- Department of Education and Communities
- NSW Department of Primary Industries (Agriculture)
- NSW Department of Primary Industries (Fisheries)
- Department of Trade and Investment
- Office of Environment and Heritage (OEH)

Written responses were received from Department of Primary Industries (Fisheries), NSW Rural Fire Service, Department of Trade and Investment, Office of Environment and Heritage, Transport for NSW and RMS, Department of Primary Industries (Agriculture).

Issues raised by the public authorities and an assessment of those issues and staff responses are discussed below.

Department of Primary Industries – Fisheries NSW

The Department of Primary Industries – Fisheries NSW has reviewed the planning proposal and has raised no objections to the proposed rezoning and layouts.

Staff Comment:

Noted.

ORDINARY MEETING

Meeting Date: 04 February 2014

Department of Primary Industries – Agriculture

The Department of Primary Industries (Agriculture) has advised that it considers the proposal is not consistent with Clause 6 (8)(b) of the SREP NO.20 (No.2 1997) which seeks to ensure zone objectives and minimum lot sizes support the continued agricultural use of Class 1, 2 and 3 Agricultural Land and of any other rural land that is currently sustaining agricultural production. Furthermore, it considers that the land is suitable for agriculture and food production and considers that the capacity of existing residential land at Glossodia to provide more housing opportunities should be investigated before this site is removed from agricultural use.

The Department also noted the potential for land use conflict between the new residential development and existing agricultural uses within the locality.

Staff Comment:

The Hawkesbury Residential Land Strategy (HRLS) has already given consideration to the issue of the loss of productive agricultural land and has identified both the site and Glossodia Village as a future residential expansion area, in accordance with Council's requirement to meet the needs of future growth in dwelling numbers in the period 2006 to 2031.

In addition, it is noted that the investigations by GSS Environmental which accompany the planning proposal reveal that soils on site are generally of fair (Class 3) to poor (Class 4) agricultural quality. They are not ideally suitable for cultivation or cropping and are highly susceptible to erosion. On this basis, it is considered that the proposed rezoning of the site for residential purposes will not diminish the Hawkesbury's overall stock of high quality agricultural land.

It is considered the potential for incorporating buffer areas adjacent to or setbacks from adjoining rural land can be further considered in the draft VPA review and in future development applications.

NSW Rural Fire Service

The RFS noted that the site is categorised as bush fire prone land (primarily vegetation category 2) according to Council's Bush Fire Prone Land Map and raised no concerns to the planning proposal.

Staff Comment:

No further action is required at this stage. Development applications for development on bush fire prone land are required to comply with either Section 79B of the EP&A Act or Section 100B of the Rural Fires Act 1997, depending on the nature of the proposed development and will be assessed against the provisions of Planning for Bush Fire Protection 2006.

Department of Trade and Investment

The Department of Trade and Investment (Mineral Resources Branch) raised no objection to the proposal, but noted that the proposal area is within approximately 2.1 km of an identified sand resource.

Staff Comment:

Given the physical distance between the site and the abovementioned sand resource, it is considered unlikely that the proposed development of the site for residential purposes will restrict access to the deposits of extractive material.

ORDINARY MEETING

Meeting Date: 04 February 2014

Sydney Water

Sydney Water advised that there is adequate capacity in the Glossodia Reservoir to service the site. The developer will be required to fund and construct all water main extensions throughout the site.

It also noted that the planning proposal includes the construction of a privately owned and operated sewage treatment plan to produce recycled water for non-drinking residential uses and irrigation.

Staff Comment:

No further action is required at this stage and the developer will be required to apply for a Section 73 Certificate from Sydney Water at the development application and subdivision stage.

Transport for NSW / RMS

Transport for NSW advised that both it and RMS reviewed the proposal and raise no objection to the planning proposal.

RMS has been consulted in relation to the draft VPA and has recently advised that it is satisfied with the proposed developer contribution of \$5.8million (\$10,000 per Lot) as a contribution to State road network improvements.

Staff Response:

Noted.

Office of Environment and Heritage – Biodiversity

The OEH indicated that the Cumberland Plain Woodland (CPW) and River Flat Eucalypt Forest (RFEF) that has been identified to be retained on site will not be adequately protected given the proposed land uses within these areas. OEH recommends that a greater area of CPW be conserved and adequate protection and management measures be put in place to ensure the protection of CPW and RFEF.

OEH recommended that Council not pursue rezoning of the Jacaranda Ponds until it can be demonstrated that every effort has been made to reduce the impacts on CPW on the site, the vegetation retained on site has been given an adequate level of protection and it can be demonstrated that offsets for clearing of vegetation can be achieved.

Staff Comment:

Clause 6.4 of Hawkesbury LEP 2012 and accompanying Terrestrial Biodiversity Map afford sufficient protection of significant vegetation on the site. The Terrestrial Biodiversity Map identifies areas within the site which contain “significant vegetation” and “connectivity between significant vegetation”. Under Clause 6.4, before determining a development application Council must consider whether the development:

- is likely to have any adverse impact on the condition, ecological value and significance of the fauna and flora on the land, and
- is likely to have any adverse impact on the importance of the vegetation on the land to the habitat and survival of native fauna, and
- has any potential to fragment, disturb or diminish the biodiversity structure, function and composition of the land, and
- is likely to have any adverse impact on the habitat elements providing connectivity on the land.

ORDINARY MEETING

Meeting Date: 04 February 2014

Further, under clause 6.4 Council cannot approve the development unless it is satisfied that:

- the development is designed, sited and will be managed to avoid any significant adverse environmental impact, or
- if that impact cannot be reasonably avoided by adopting feasible alternatives—the development is designed, sited and will be managed to minimise that impact, or
- if that impact cannot be minimised—the development will be managed to mitigate that impact.

The question of what vegetation will be retained or removed is a matter that will be finalised at development application subdivision stage. At that stage, the question of whether biodiversity offsets will be required can be determined in consultation with the OEH and the applicant.

Office of Environment and Heritage – Aboriginal Heritage

OEH has raised concern that the report prepared by Godden McKay Logan (GML) in relation to Indigenous and Non-Indigenous Heritage was prepared prior to the release in 2010 of the Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010 and has suggested that the consultation process be started again from the beginning in accordance with the requirements set out in the Guidelines.

Staff Comment:

OEH's advice in this regard is noted. However, based on the information contained in the GML report, it is considered that the relevant indigenous groups, including the Darug Aboriginal Cultural Heritage Assessments, Darug Custodian Aboriginal Corporation and the Darug Tribal Aboriginal Corporation were consulted during the preparation of the planning proposal. It is noted that these groups have not to date, raised any objection to the proposal.

Furthermore, given the longevity of the proposed rezoning / planning proposal and the extensive community consultation already undertaken, it is considered unreasonable to recommence the consultation process, particularly since the site investigations revealed only two isolated mudstone artefacts of low significance. Notwithstanding, if future development occurs in areas of moderate or high archaeological potential (hill crest and creek line) an Aboriginal archaeological test program should be undertaken in accordance with OEH guidelines.

Office of Environment and Heritage – Flood Risk Management

OEH advised that the following issues need to be addressed in relation to flood risk management for the site:

- the impact of flooding on the proposed development;
- the impact of the development on flood behaviour including any management measures to mitigate adverse flood impacts;
- the impact of flooding on the safety of people / users of the development including isolation and evacuation; and
- the impact of increased rainfall intensities due to climate change.

OEH also advised that the SES should be consulted on how the proposal may impact on its emergency management procedures particularly the evacuation of properties.

ORDINARY MEETING

Meeting Date: 04 February 2014

Staff Comment:

The site is not subject to flood water inundation from the Hawkesbury River. The extent of any localised flooding from Currency Creek is currently unknown. However, preliminary advice provided by EGP suggests that the 1 in 100 year flood event level extends approximately 70m from the top of Currency Creek's bank into the site. This generally equates to the boundary between the proposed RE1 zoned and SP2 zoned land.

It should be noted that clause 6.3 of LEP 2012 ensures that appropriate consideration is given to flood planning matters at the development application stage and, if considered necessary, a local flood study could be provided with any future development application.

The Gateway determination did not require that consultation with the SES be undertaken. However, it is considered appropriate that the SES be consulted at the development application stage regarding any specific requirements it may have.

Summary

In general, it is considered that issues raised by agencies can either be addressed at the detailed development application stage or can be addressed by the provisions contained in the existing Hawkesbury LEP and proposed VPA.

Community Consultation

The planning proposal and supporting documentation, including the draft VPA, was publically exhibited for the period 12 July – 14 August 2013. Notices were placed in the Hawkesbury Courier and letters were sent to adjoining and nearby landowners and occupiers advising of the proposal and the exhibition period. The planning proposal was available on Council's website and at Council's Main Administration Building.

A total of 42 submissions were received from the public (including one petition comprising 4,207 signatories). 33 submissions raised concerns or objected to the proposal and nine submissions supported the proposal (including a petition from local shopkeepers comprising six signatories).

Issues raised during the consultation and an assessment of those issues and proposed response are discussed below.

In summary, the main concerns raised in the submissions (including the petition) objecting to the planning proposal were:

Traffic and Access

- There is already significant traffic congestion in the area and the proposal will exacerbate traffic conditions and traffic safety
- Development should not proceed until recommended local and regional traffic upgrades are implemented

Provision of Infrastructure

- There is insufficient infrastructure to support the development, including both physical and social infrastructure as well as emergency services
- Public transport west of the river is inadequate
- Water demand will further impact on inadequate water pressure
- Limited local employment means most people will have to drive to access jobs
- Existing telephone services are unreliable

ORDINARY MEETING

Meeting Date: 04 February 2014

Adequacy of VPA

- Contributions detailed in the draft VPA are not adequate to address infrastructure needs
- Timing and implementation of road improvements as proposed in VPA are not adequate
- Monies should not be spent on repair of existing roads, but directed at upgrading roads
- Monies should be directed to resourcing other facilities and services

Strategic planning

- Incompatible land uses will result in local conflicts
- Additional residential development in Hawkesbury LGA should be provided east of the Hawkesbury-Nepean River

Environmental impacts

- The proposal will adversely impact on the rural amenity and scenic quality of the area
- Additional runoff from the development will adversely impact on stormwater into Currency Creek and adjoining properties
- Impact on Cumberland Plain Woodland and other threatened species and endangered ecological communities

Dwelling density

- Proposed small lot sizes are not appropriate in this location – should be larger

Matters raised in support of the proposal in the public submissions include:

Housing supply and choice

- Proposal will help meet existing demand for housing including both supply and housing choice
- Average lot size consistent with traditional urban form supported by the community

Social and Economic impacts

- Positive economic impacts including job generation and support for local businesses
- Will generate demand for new community facilities and services as well as upgrading of existing facilities / services
- Will improve viability of existing schools (local Glossodia primary school and high school at Richmond)
- Increase in Council's rate base will improve provision of local services

Provision of infrastructure

- Development to provide for infrastructure to benefit wider community
- Will bring improvements to local road infrastructure
- Will contribute to passenger numbers and will result in improved public transport services

The following section is a summary and assessment of the key issues of concern raised in the submissions relevant to the planning proposal.

Issue A: Traffic and access

The overriding concern raised in submissions related to the traffic impacts of the development and the adequacy of road and bridge infrastructure. Submissions pointed to existing traffic congestion on the surrounding local and regional road network and in crossing the Hawkesbury-Nepean River. There appears to be a general view that existing traffic congestion needs to be remedied before any additional development is approved in the area.

Many submissions were sceptical that the proposed road infrastructure improvements will adequately address traffic problems and traffic safety. A number of submissions also raised concerns regarding the safety of pedestrians and cyclists with the additional traffic arising from both the Jacaranda Ponds and Redbank planning proposals.

Other traffic issues raised included:

- Travel times during peak periods
- The cumulative traffic impact of both the Jacaranda Ponds and Redbank planning proposals
- Heavy vehicle traffic during the construction phase of the project and the impact on amenity of the existing development in the locality

Staff Comment

The Gateway Determination for the original planning proposal required that an assessment of the traffic impact of the proposal on peak performance of key intersections and bridge capacities at both Richmond and Windsor be undertaken in consultation with the RMS.

To assess the impact of the proposal, an amended traffic report was prepared by ARUP for the applicant, which was the subject of an independent peer review by Gennaoui Consulting on behalf of the DP&I and Council. In summary, both reports confirm that:

- all roads servicing the subject site would remain well within their capacity following completion of the proposed development. However, upgrading of a number of intersections in the locality will be required either to address existing traffic issues or as a result of additional traffic generated by the proposal; and
- Windsor and Richmond Bridges are currently operating at or near capacity and will require major upgrading in the short to medium terms given the cumulative impacts of the Jacaranda Ponds and Redbank developments.

RMS has confirmed that it is planning the replacement of Windsor Bridge, which will be constructed to a higher flood level and it does not intend to utilise any contributions from this development on this project. The planning approval for this project was issued by the Minister for Planning and Infrastructure in December 2013.

RMS is also investigating options for short and long term measures to improve traffic flow between Richmond and North Richmond prior to possible future works to Richmond Bridge. The RMS has advised that there is a funding allocation of \$18,000,000 expected to permit the commencement of work to upgrade intersections on Bells Line of Road in 2014 / 2015.

While the aforementioned traffic reports confirm that the proposed road network is capable of accommodating the proposed development, some upgrading works to two state road intersections will also be required (Wilberforce Road / Freemans Reach Road and Grose Vale Road / Terrace Road / Bells Line of Road). As mentioned previously the RMS have advised that Wilberforce Road / Freemans Reach Road intersection upgrade will be included in the bridge replacement project and will not require contributions from this development.

ORDINARY MEETING

Meeting Date: 04 February 2014

To assist in the delivery of other works, contributions are proposed by the applicant in the VPA of \$10,000 per allotment (\$5,800,000) which to be used for upgrading of the State road network. The RMS has advised that this is likely to be used towards the project to upgrade intersections along Bells Line of Road, specifically Grose Vale Road / Terrace Road / Bells Line of Road intersection.

The draft VPA offer provides for the payment of a total of \$23,200,000 in development contributions with \$19,239,000 to be spent by the developer through 'works in kind' on roadworks. In addition to road upgrades and improvements the developer, through 'works in kind' is to provide some community facilities. These facilities include landscaping to surrounds of proposed parks, picnic areas and general community facility works.

Having regard to the above and the recommendations contained within the relevant traffic reports (which will be included as consent conditions on any future subdivision application) it is considered that the road network is capable of accommodating the proposed development subject to the staged implementation of the identified upgrade works. Identified works to be undertaken by the developer are to be provided as works in kind through the VPA. The proposed \$5.8 million additional contribution towards the upgrading of State road network will be expended as advised by the RMS outlined above.

Furthermore, it is noted that in response to the public exhibition to the planning proposal, Transport for NSW has advised that both it and the RMS do not raise any objections to the proposal. More recently, extensive negotiations have been held with the RMS regarding the provisions contained in the draft VPA.

It is considered that the traffic reports prepared in respect of the planning proposal demonstrate that the traffic impact of the redevelopment of the land for residential purposes can be appropriately mitigated through both contributions and the implementation of identified works in kind to support the development.

Issue B: Provision of Infrastructure

The inadequacy of physical infrastructure was highlighted in a number of submissions, particularly problems associated with water supply, stormwater management, wastewater treatment and inadequacies in the telephone network.

In particular questions were raised regarding the ownership, operation and type of the proposed sewerage system and its potential environmental impacts. Questions were also raised regarding the potential risks to/obligations of Council, the financial viability of the system and whether or not Council would take over the system if the operator became insolvent.

Many submissions raised concerns about the lack and inadequacy of both social and physical infrastructure to support the proposal. The capacity of existing schools, inadequate public transport, health and emergency facilities (police, fire and ambulance) as well as shops and recreation facilities in the area west of the Hawkesbury-Nepean River were noted as major concerns. Many objectors stated that new housing should be focussed in areas east of the River where supporting infrastructure was available. The view was also expressed that the lack of employment opportunities in the area means that people will be forced to commute (and predominantly drive) to employment centres.

Staff Comment

With regard to water and electricity networks, it has been confirmed by relevant service agencies that there is sufficient capacity within the existing systems to cater for the proposed development. Future augmentation of power and water is available as required, to be supplied by Integral Energy and Sydney Water.

The planning proposal includes the construction of a privately owned and operated package sewer plant system for the site, including a Sewage Treatment Facility to efficiently treat waste, and several hectares of land to be made available for irrigation purposes and wet-weather storage. The system will also allow for water recycling through an independent pipe connection to homes for use in toilets and gardens, thereby reducing potable water consumption. This system will require a Water Industry Competition Act (WICA) licence from IPART. In determining whether or not to grant a licence IPART will consider such matters as the suitability of the system, the potential environmental impacts, the financial capacity of the operator, and proposed operation, management and emergency procedures. In the event that the operator was to become insolvent the system could be sold to another private operator or, in emergency situations, Sydney Water or Council could take over the operation and maintenance of the system. However, this is unlikely due to the rigorous licensing assessment undertaken by IPART at the commencement of the development.

As is the usual practice, Council will require evidence that stormwater will be appropriately managed and appropriate services are available to the site prior to approval of any development applications relating to the subject land.

With regard to public transport, the site is serviced by a regular private bus service that provides direct links to the Richmond and Windsor town centres. The future residential population generated by development of the site will support the viability of existing services and can reasonably be expected to encourage additional public transport services to the area. Richmond and Windsor railway stations are located a short distance from the site (approx. 6 and 9 km respectively), which provide connections to the Sydney CBD and the wider metropolitan area via the western line rail service.

Council staff have, as part of the assessment of this planning proposal, prepared a Social Impact Assessment (SIA) to measure the likely change that the proposed development may have on the Glossodia study area. The SIA makes a number of recommendations for the locality, some being the direct result of the proposal and others of a more general nature. The SIA was considered by the Human Services Advisory Committee and the Committee has formed a working party to further consider the SIA recommendations. The aim of the SIA assessment is to provide recommendations for social and community infrastructure for consideration in the VPA for the development. It is expected that this work will be completed shortly and the amendments to the draft VPA will be reported to Council in February 2014. Further discussion regarding the VPA is provided later in this report.

It is anticipated that the project will create some new jobs locally however it is recognised that the majority of residents will need to access employment elsewhere. The Traffic Reports have taken this into account in identifying necessary road infrastructure to address the traffic impacts of the project.

Issue C: Adequacy of Voluntary Planning Agreement

The amount and nature of contributions proposed in the Voluntary Planning Agreement was raised as an issue of concern in many submissions. Some stated that there was a significant shortfall in funding proposed and that the VPA favoured the developer over residents. The adequacy of the infrastructure commitments in the draft VPA was questioned as was the possibility that the works will not be undertaken.

Concern was raised regarding the timing of provision with many submissions arguing that the infrastructure, such as the proposed bridge, should be provided much earlier on in the development than proposed. (Note: These submissions were made as combined submissions with the recently determined Redbank at North Richmond proposal, hence the reference to the proposed bridge.)

A number of submissions suggested that the contributions should be directed at other facilities and services including the Rural Fire Service and SES; kerb and guttering in the existing Glossodia township; footpath along the length of Golden Valley Drive to improve pedestrian safety; new cycleway and pathways to improve connections between existing town and proposed development; subsidised rent for existing shopkeepers until the development is complete; upgrade facilities at local primary school; and specific regional and district road works.

ORDINARY MEETING

Meeting Date: 04 February 2014

Staff Comment

The draft VPA that was placed on public exhibition contained a works program that was intentionally biased towards undertaking road upgrades and intersection improvements. The focus on road improvements was the result of community consultation undertaken by Council (community survey) and the applicant at a number of community meetings, letterbox drops and community surveys.

The contribution offered by the applicant in the Voluntary Planning Agreement is \$40,000 per new allotment. This contribution was based on the State Government cap set for Greenfield development of \$30,000 per lot plus an additional \$10,000 per lot as an additional offer from the applicant. In this regard the applicant has been clear that the offer of \$40,000 per lot (CPI indexed) is not open to additional negotiation. However, the content of the works program in the draft VPA can be reviewed to include additional works, but must be at the expense of an existing program. This is a reasonable condition from the applicant given that a Section 94 contributions plan, should that be pursued in lieu of a VPA, would be limited to \$30,000 per lot and the fact that the VPA is "voluntary" in that the contribution cannot be forced by either party. It should also be noted that the VPA does not itemise all the works to be undertaken as part of the development. Most of the service infrastructure, internal and adjoining roads, sewer, water, electricity, telecommunications, internal footpaths, etc. are standard development requirements as part of any development consent.

The VPA, upon finalisation, will also be registered on the title of the land. In this regard, the provisions of the VPA, and the works and contributions required by the VPA, would then apply to any developer of the site regardless of the ownership. This means that there would be no development unless the provisions of the VPA are met.

As mentioned previously in this report, a SIA is currently being considered in relation to the provision of additional community infrastructure, such as footpath linking development with existing areas, etc. When those works are fully prioritised the works program in the draft VPA will be revised. That revision will need to consider the removal of some proposed road works to accommodate that additional infrastructure. When that revision is completed the draft VPA will be reported to Council prior to being placed on public exhibition again.

Some of the submissions during public exhibition suggested that contributions should also be made to the RFS, SES and local school, etc. As Council currently contributes to these services via Council's 'General Funds' budget, any additional funds contributed via a S94 plan or VPA would essentially be "double dipping" contributions and, in the case of the Jacaranda Ponds VPA, this double dipping" of contributions would be at the expense of funding much needed local infrastructure. This is not a practice that is permitted in the preparation of a Section 94 contributions plan. As the VPA utilises the same principles for contributions as a Section 94 plan it is not supported that additional funds be directed to these State funded operations at the expense of funding much needed local infrastructure.

The planning proposal has been forwarded to the RFS headquarters, development assessments, and they have not raised the need for any additional contributions to assist to service that development. The RFS comments related only to the requirements for future development applications to meet the requirements of the Planning for Bushfire Protection Guidelines.

The State operations regularly review population growth and adjust their funding and service provision to match that growth. In the case of Council the initial funding of local infrastructure is limited and can only be raised via Section 94 contributions or a VPA during the initial growth phase. Should Council decide to redirect funds to these operations it will need to decide which local road, footpath or community facility should be deleted from the VPA to raise those funds.

It should also be noted that it is proposed that the site be identified as an "urban release area" and that an appropriate clause be inserted into Part 6 of LEP 2012 to require satisfactory arrangements be made for the provision of designated State public infrastructure, to satisfy needs that arise from development of the site, before the land is developed intensively for urban purposes. This means that, should the planning proposal be supported, as the site is developed the development is referred to the State Government to ensure that adequate arrangements are in place for the provision of State infrastructure (Emergency services, schools, etc.) for the development.

Issue D: Strategic Planning

There was a widely held view expressed in the submissions that new housing should be located east of the Hawkesbury-Nepean River where there is existing infrastructure and less environmental impacts.

A small number of submissions asserted that residential redevelopment of the site would be incompatible with existing land uses (larger agricultural holdings) and will result in potential conflicts, such as trespassing where future population seek shortcuts across paddocks, potentially resulting in property damage (fences) or disruption to stock.

Staff Response

DP&I's North West Subregion Draft Subregional Strategy (Subregional Strategy) and Council's Hawkesbury Residential Land Strategy (HRLS) identifies the demand and need to provide up to 6,000 new homes in the Hawkesbury LGA by 2031. There is limited capacity within existing residential zoned land of the LGA to accommodate more dwellings, hence, new dwellings will need to be provided from greenfield sites / extension of the footprint of existing urban villages.

Housing in the Hawkesbury LGA is largely constrained by the Hawkesbury - Nepean floodplain, with limited capacity for additional growth to the south (east) of the Hawkesbury River due to the risk of flooding. This has been confirmed by Council's preparation of the Hawkesbury Residential Land Strategy and the Hawkesbury Floodplain Risk Management Study and Plan. The Subregional Strategy assumes that the majority of future housing growth within the LGA will need to occur on land located predominantly to the north (west) of the River, in association with existing local centres. Other constraints to development include State and National Parks and other significant vegetated areas, agricultural land values, flooding, bushfire and aircraft noise.

The other identified release areas in the Hawkesbury LGA are North Bligh Park, Pitt Town and Vineyard. While Vineyard has recently been released by the State Government, it is only in the early stages of planning and actual lot production is not likely to occur for some years. Development of Pitt Town is currently underway however North Bligh Park is on hold pending resolution of flooding and flood evacuation issues. Jacaranda Ponds is therefore an important addition to the LGA's housing supply. It is not only relatively free from the constraints identified above, but it also adjoins an existing urban area. It has therefore been identified as a 'High Priority Future Investigation Area' for urban release.

The site presents the opportunity to provide approximately 580 residential dwellings within the timeframe of the Metropolitan Plan, Subregional Strategy and HRLS. The site as a whole would contribute approximately 12% of the projected housing requirements that are set for the LGA in those documents.

The potential for land use conflicts has been considered in the proposed distribution of land uses and vegetation/riparian corridors. The provision of a riparian area along the southern boundary, wildlife corridor along the western boundary and the proposed minimum lot size of 4,000m² to the east will limit the future dwellings adjacent to existing agricultural pursuits and minimise the potential for land use conflicts.

Issue E: Environmental Impacts

A number of submissions raised concern that the proposed rezoning is out of character with the existing scenic rural setting and that the rural amenity and character of the area will be destroyed.

Concerns were also raised regarding the impact of the proposal on Cumberland Plan Woodland and the measures to be put in place to protect threatened species and endangered ecological communities recorded on the site.

A small number of submissions raised concern regarding the loss of native flora and fauna as a result of replacing open fields with housing.

ORDINARY MEETING

Meeting Date: 04 February 2014

Staff Response

With respect to the impact on the visual quality and rural outlook, it is acknowledged that the proposal will inevitably alter the character of the area. However, the proposal will provide for an extensive open space and landscape/vegetation network that is responsive to the ecological features and physical characteristics of the site.

It is considered that the proposed Land Zoning arrangement has been designed to complement the surrounding land uses and settlement patterns and to ensure that the future development of the site forms a natural extension to the existing township of Glossodia.

Recreation links, such as the proposed cycle paths, parks and walking trails will improve the connectivity of the site with the existing township of Glossodia and permeability through the development itself.

Furthermore, a range of measures are proposed to be in the revised VPA that are designed to minimise visual impacts and ensure that the development reflects the rural-residential character of the locality, which may including the following requirements:

- The planting of street trees along all roads
- The alignment of roads to frame views of key landscape and topographic features
- The avoidance of buildings directly on top of ridges
- The retention of individual native mature trees where possible

The planning proposal does not include any environmental conservation zones, however it will provide for the protection and preservation of the riparian buffer areas and ecological corridors identified in the Flora and Fauna Constraints Assessment report which accompanies the planning proposal by zoning these parts of the site RE1 Public Recreation. This arrangement will provide a clear separation between areas suitable for future residential development and areas of ecological significance.

It is considered that the proposed strategy being put forward by the proponent for managing critical habitat or threatened species, populations or ecological communities or their habits, is satisfactory. The planning proposal includes the following key initiatives in terms of the retention of existing vegetation within the site:

- restoration and enhancement of riparian buffers along the Currency Creek corridor and one unnamed watercourse located in the north-western corner of the site (incorporating the River-Flat Eucalypt Forest vegetation);
- creation of three contiguous north-south ecological corridors and one east-west ecological corridor. Vegetation species to be planted within the corridors will be selected to enhance existing ecological communities on the site;
- retention of two existing large dams

Some small areas of Cumberland Plain Woodland may need to be removed, however, the question of what vegetation will be retained or removed is a matter that will be finalised at subdivision stage. It will be at that stage that the question of whether biodiversity offsets will be required will be determined in consultation with the OEH and the applicant.

It is envisaged that ongoing ecological site management would be addressed in future subdivision applications and would be managed in the form of a Vegetation Management Plan.

Issue F: Housing Density

Concern was raised in a number of submissions that the housing density was too high and the lot sizes would be out of character with the surrounding village and rural / residential nature of the area.

ORDINARY MEETING

Meeting Date: 04 February 2014

In particular the owners of 355 Spinks Road were concerned about the density of development (1,000m² blocks) on 361 Spinks Road and suggested that a 20 metre green belt along the common boundary of 351 and 366 Spinks Road be provided with a minimum lot size of 2,000m² beyond.

Finally, the owner of 10 James Street was concerned about potential land use conflict between the future residential development and the existing wholesale nursery on 10 James Street and recommended that setbacks should be considered.

Staff Response

The proposed minimum lot size for the R2 Low Density Residential Zone is 1,000m² and in the R5 Large Lot Residential Zone is 2,000m² and 4,000m². It is considered that the range of lot sizes and proposed zoning plan will result in a development that is of an appropriate scale and density having regard to the location of the site, its context and physical constraints.

The proponent has advised that they do not object to the proposed minimum lot size on 361 Spinks Road being increased to 2,000m² and it is recommended that the minimum lot size be amended accordingly.

The potential for incorporating buffer areas adjacent to or setbacks from adjoining rural land can be further considered in preparation of the VPA and assessment of future development applications.

Voluntary Planning Agreement

The Gateway Determination for the Jacaranda Ponds planning proposal required, amongst other conditions, the inclusion of the draft VPA with the public exhibition documents for the planning proposal. The draft VPA that was placed on public exhibition from 14 June to 14 August 2013 was a draft concept document for exhibition to obtain public comment prior to finalising. The purpose of that draft VPA was to inform the planning proposal exhibition of the intent of infrastructure provision for the development and to form the basis for further discussion between the relevant parties, including the Roads and Maritime Services (RMS). There are usually changes to a planning proposal or other development following public exhibition and for this reason the draft VPA could not be a complete and final document at that time.

The draft VPA is currently being reviewed in relation to the public submissions received (extent and type of community and road infrastructure proposed) and the ongoing discussions with the RMS and DP&I in relation to the proposed contribution of \$10,000 per new allotment to the RMS for works. The RMS has advised on 24 January 2014, that contributions from this development will not be allocated to Windsor Bridge works. The contributions will be used to improve traffic efficiency and road safety along Bells Line of Road/Kurrajong Road corridor.

Other matters are currently being considered in the review of the draft VPA so that there would not be a need to prepare a separate Development Control Plan for the site. (Note: Despite this Council's current DCP would still apply to development on the site). These matters include the following:

- Buffer to surrounding intensive agriculture land uses
- Development / road plan
- Water management
- Local flooding investigation
- Vegetation Management Plan
- Slope
- The planting of street trees along all roads
- The alignment of roads to frame views of key landscape and topographic features
- The retention of individual native mature trees where possible

It is likely that the above matters could be included in the VPA in the form of maps, diagrams and statement of commitments. When these reviews are completed the draft VPA will be reported to Council prior to placing on public exhibition again. This is expected to be reported in February 2014.

Conclusion

While the issues raised in submissions from the public and by public authorities are wide ranging, the above assessment indicates that there will be adequate safeguards in place to adequately address the impacts of the planning proposal. In summary, it is considered that the proposal meets Council's strategic objectives and should be supported for the following reasons:

- It is adjacent to the existing community of Glossodia
- The proposed upgrading of the road network, utilities and community facilities will ensure appropriate infrastructure is in place to meet the needs of future residents
- Improved accessibility will be achieved through improvements to the road network
- Additional resident population can reasonably be expected to improve the viability of existing public transport services and potentially result in increased services
- The significant open space areas to be provided as part of the development, together with the protection of the riparian zone along Currency Creek will ensure the amenity of the area is protected
- A traffic report has been prepared in accordance with the DP&I's Gateway direction and has been independently reviewed by Gennaoui Consulting on behalf of the DP&I. The report indicates that the traffic impact of the development can be addressed with appropriate infrastructure upgrades. Transport for NSW has advised that both it and the RMS do not raise any objections to the proposal. Furthermore, RMS has confirmed that the proposed \$5.8 million contribution to State road upgrades as detailed in the draft VPA is acceptable.
- The amended planning proposal provides for extensive passive and active open space and landscape/vegetation network that is responsive to the ecological and physical features of the site.
- The site is relatively free from constraints evident in other future urban investigation sites and presents the opportunity to provide approximately 580 residential dwellings, contributing approximately 12% of the housing needs for the LGA to 2031.

To ensure that adequate infrastructure is provided, the developer will be required to deliver a range of works, make funding contributions, dedicate land and carry out maintenance in accordance with a VPA to be signed between the developer and Council. The VPA would then be registered on the title of the land to ensure that development of the site adheres to the VPA provisions and requirements. The draft VPA is currently being finalised before being publicly exhibited in accordance with the requirements of the EP&A Act and will be reported to Council prior to additional public exhibition in February 2014.

Conformance to Community Strategic Plan

Council's consideration and approval of the Planning Proposal would be consistent with the following Community Strategic Plan Themes and Direction statements:

Looking after People and Place

- Offer residents a choice of housing options that meets their needs whilst being sympathetic to the qualities of the Hawkesbury.
- Population growth is matched with the provision of infrastructure and is sympathetic to the rural, environmental, heritage values and character of the Hawkesbury.
- Have development on both sides of the river supported by appropriate physical and community infrastructure.

ORDINARY MEETING

Meeting Date: 04 February 2014

- Have future residential and commercial development designed and planned to minimise impacts on local transport systems allowing easy access to main metropolitan gateways.
- Caring for our Environment
- Be a place where we value, protect and enhance the cultural and environmental character of Hawkesbury's towns, villages and rural landscapes.
- Take active steps to encourage lifestyle choices that minimise our ecological footprint.

and is also consistent with implementing the nominated strategy in the Community Strategic Plan being:

- Upgrade the necessary physical infrastructure and human services to meet contemporary needs and expectations

A key intent of the Integrated Planning and Reporting regime, which has the Community Strategic Plan (CSP) as the prime Strategy, is to prepare and implement Council's strategic plans. The Hawkesbury Residential Land Strategy (HRLS) was adopted by Council on 10 May 2011 and that Strategy has incorporated the relevant Directions contained in the CSP in relation to provision of housing, infrastructure and community development.

Consideration of the Planning Proposal is consistent with the requirements of the CSP and HRLS.

Financial Implications

The applicant has paid the fees required by Council's Fees and Charges for the preparation of a local environmental plan.

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.

ORDINARY MEETING

Meeting Date: 04 February 2014

RECOMMENDATION:

That:

1. The planning proposal as described in the report be forwarded to the Department of Planning and Infrastructure for making of the Plan, subject to the following amendment:
 - The minimum lot size for subdivision on 361 Spinks Road being increased to 2,000m².
2. The Department of Planning and Infrastructure be requested to consider the inclusion of an appropriate clause into Part 6 of the LEP 2012 to require satisfactory arrangements be made for the provision of designated State public infrastructure prior to the determination of a development application for urban subdivision.
3. The Voluntary Planning Agreement be finalised in relation to the matters raised in the "Voluntary Planning Agreement" section of this report and, when finalised, be reported to Council prior to public exhibition. This report is to be provided to Council as soon as possible and prior to the gazettal of the planning proposal for the site.
4. In finalising the works detail in the Voluntary Planning Agreement, roads are to remain the top priority.
5. The Voluntary Planning Agreement is to be finalised and signed by all parties prior to determination of any development application for the proposed development.

ATTACHMENTS:

AT - 1 Gateway Determination

AT - 2 Draft Zoning Map, Lot Size Map, Lot Averaging Map and Height of Buildings Map as exhibited

AT - 3 Summary of submissions

ORDINARY MEETING

Meeting Date: 04 February 2014

AT - 1 Gateway Determination

Page 1



**Planning &
Infrastructure**

Contact: Michael Druce
Phone: (02) 9860 1560
Email: Michael.Druce@planning.nsw.gov.au
Postal: GPO Box 39 Sydney NSW 2001

Our ref: PP_2012_HAWKE_003_00 (12/11016)
Your ref:

Mr Peter Jackson
General Manager
Hawkesbury City Council
PO Box 146
WINDSOR NSW 2756

Dear Mr Jackson,

Planning Proposal to amend the draft Hawkesbury LEP 2012

I am writing in response to your request for a Gateway Determination under section 56 of the Environmental Planning and Assessment Act 1979 ("EP&A Act") in respect of the planning proposal to rezone 185 ha of land at Spinks Road, James Street and Derby Place, Glossodia; Kurmond Road, Freemans Reach; and Kurmond Road, North Richmond from rural to residential.

As delegate of the Minister for Planning and Infrastructure, I have now determined that the planning proposal should proceed subject to the conditions in the attached Gateway Determination.

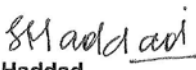
I have also agreed that the planning proposal's inconsistencies with S117 Direction 4.1 Acid Sulfate Soils and 4.3 Flood Prone Lands are of minor significance. No further approval is required in relation to these Directions.

The amending Local Environmental Plan (LEP) is to be finalised within 24 months of the week following the date of the Gateway Determination. Council should aim to commence the exhibition of the Planning Proposal within four (4) weeks from the week following this determination. Council's request for the Department to draft and finalise the LEP should be made six (6) weeks prior to the projected publication date.

The State Government is committed to reducing the time taken to complete LEPs by tailoring the steps in the process to the complexity of the proposal, and by providing clear and publicly available justification for each plan at an early stage. In order to meet these commitments, the Minister may take action under s54(2)(d) of the EP&A Act if the time frames outlined in this determination are not met.

Should you have any queries in regard to this matter, please contact Michael Druce of the Regional Office of the Department on 02 9860 1560.

Yours sincerely,


Sam Haddad
Director-General
27/1/2012

Bridge Street Office: 23-33 Bridge Street, Sydney NSW 2000
Telephone: (02) 9228 6111

GPO Box 39 Sydney NSW 2001
Facsimile: (02) 9228 6455

DX 22 Sydney
Website: www.planning.nsw.gov.au



Gateway Determination

Planning Proposal (Department Ref: PP_2012_HAWKE_003_00): to rezone 185 ha of land at Spinks Road, James Street and Derby Place, Glossodia; Kurmond Road, Freemans Reach; and Kurmond Road, North Richmond from rural to residential

I, the Director General, Department of Planning and Infrastructure as delegate of the Minister for Planning and Infrastructure, have determined under section 56(2) of the EP&A Act that an amendment to the draft Hawkesbury Local Environmental Plan 2012 to rezone 185 ha of land at Spinks Road, James Street and Derby Place, Glossodia; Kurmond Road, Freemans Reach; and Kurmond Road, North Richmond from rural to residential should proceed subject to the following conditions:

1. Prior to the commencement of public exhibition the council is to:
 - (a) Undertake an assessment of the traffic impact, in consultation with Roads and Maritime Services regarding the impact of the proposal on peak performance of key intersections and bridge capacities at both Richmond and Windsor.
 - (b) Review the Bushfire Prone Land Map for the LGA and consult the NSW Rural Fire Service. The outcome of the review is to be reflected in the proposed zoning for the site.
 - (c) Undertake an assessment of the economic impact of the cessation and removal of the chicken raising and egg production enterprises and demonstrate the cost benefit of replacing the existing use with residential development.
 - (d) Update the planning proposal to reflect the results – outcomes of the requirements of condition 1(a), (b) and (c) and provide the department's Sydney Region West team with a copy of the revised planning proposal.
2. Community consultation is required under sections 56(2)(c) and 57 of the Environmental Planning and Assessment Act 1979 ("EP&A Act") as follows:
 - (a) the planning proposal must be made publicly available for **28 days**; and
 - (b) the relevant planning authority must comply with the notice requirements for public exhibition of planning proposals and the specifications for material that must be made publicly available along with planning proposals as identified in section 4.5 of *A Guide to Preparing LEPs (Department of Planning 2009)*.
3. Consultation is required with the following public authorities under section 56(2)(d) of the EP&A Act:
 - Transport for NSW
 - Transport for NSW – Roads and Maritime Services
 - Sydney Water
 - NSW Aboriginal Land Council
 - Hawkesbury – Nepean Catchment Management Authority
 - NSW Rural Fire Service

Each public authority is to be provided with a copy of the planning proposal and any relevant supporting material. Each public authority is to be given at least 21 days to comment on the proposal, or to indicate that they will require additional time to comment on the proposal. Public authorities may request additional information or additional matters to be addressed in the planning proposal.

HAWKESBURY PP_2012_HAWKE_003_00 (12/11016)

ORDINARY MEETING

Meeting Date: 04 February 2014



Planning & Infrastructure

4. A public hearing is not required to be held into the matter by any person or body under section 56(2)(e) of the EP&A Act. This does not discharge Council from any obligation it may otherwise have to conduct a public hearing (for example, in response to a submission or if reclassifying land).
5. The timeframe for completing the LEP is to be **24 months** from the week following the date of the Gateway determination.

Dated 27th day of July 2012.

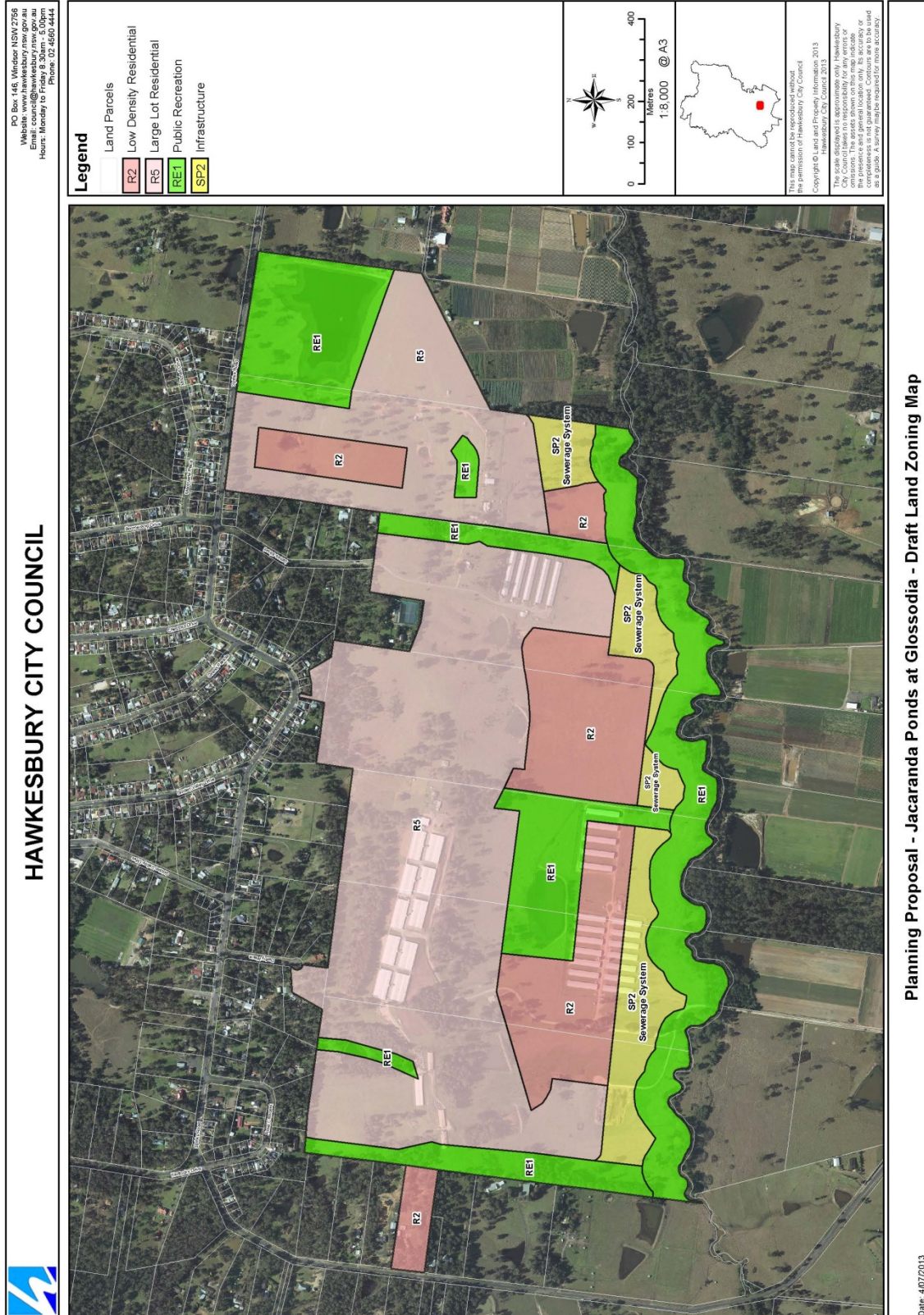

Sam Haddad
Director-General
Delegate of the Minister for Planning and Infrastructure

HAWKESBURY PP_2012_HAWKE_003_00 (12/11016)

ORDINARY MEETING

Meeting Date: 04 February 2014

AT - 2 Draft Zoning Map, Lot Size Map, Lot Averaging Map and Height of Buildings Map as exhibited

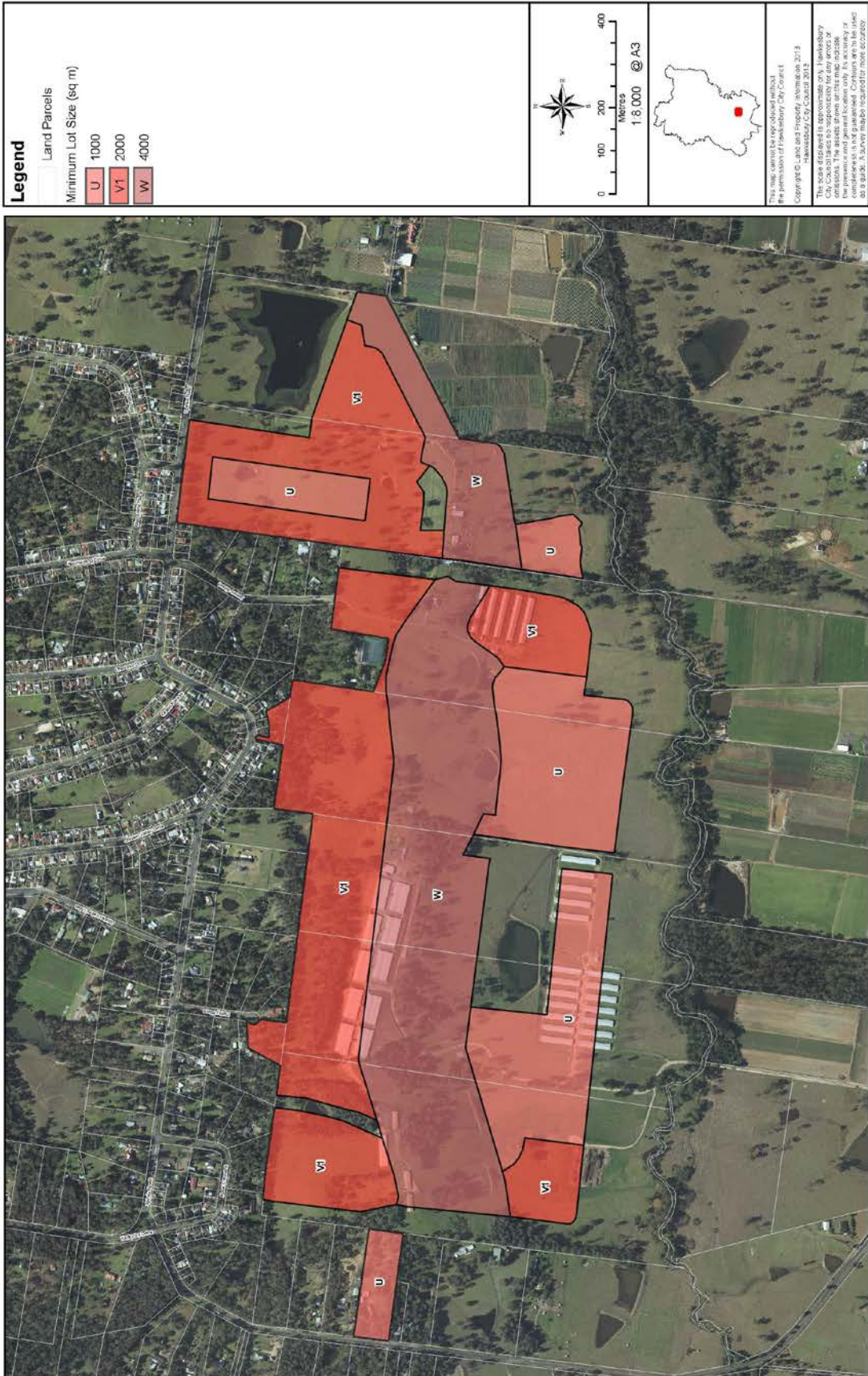


ORDINARY MEETING

Meeting Date: 04 February 2014

PO Box 146, Windsor NSW 2756
Website: www.hawkesbury.nsw.gov.au
Email: info@hawkesbury.nsw.gov.au
Hours: Monday to Friday 8.30am - 5.00pm
Phone: 02 4660 4444

HAWKESBURY CITY COUNCIL

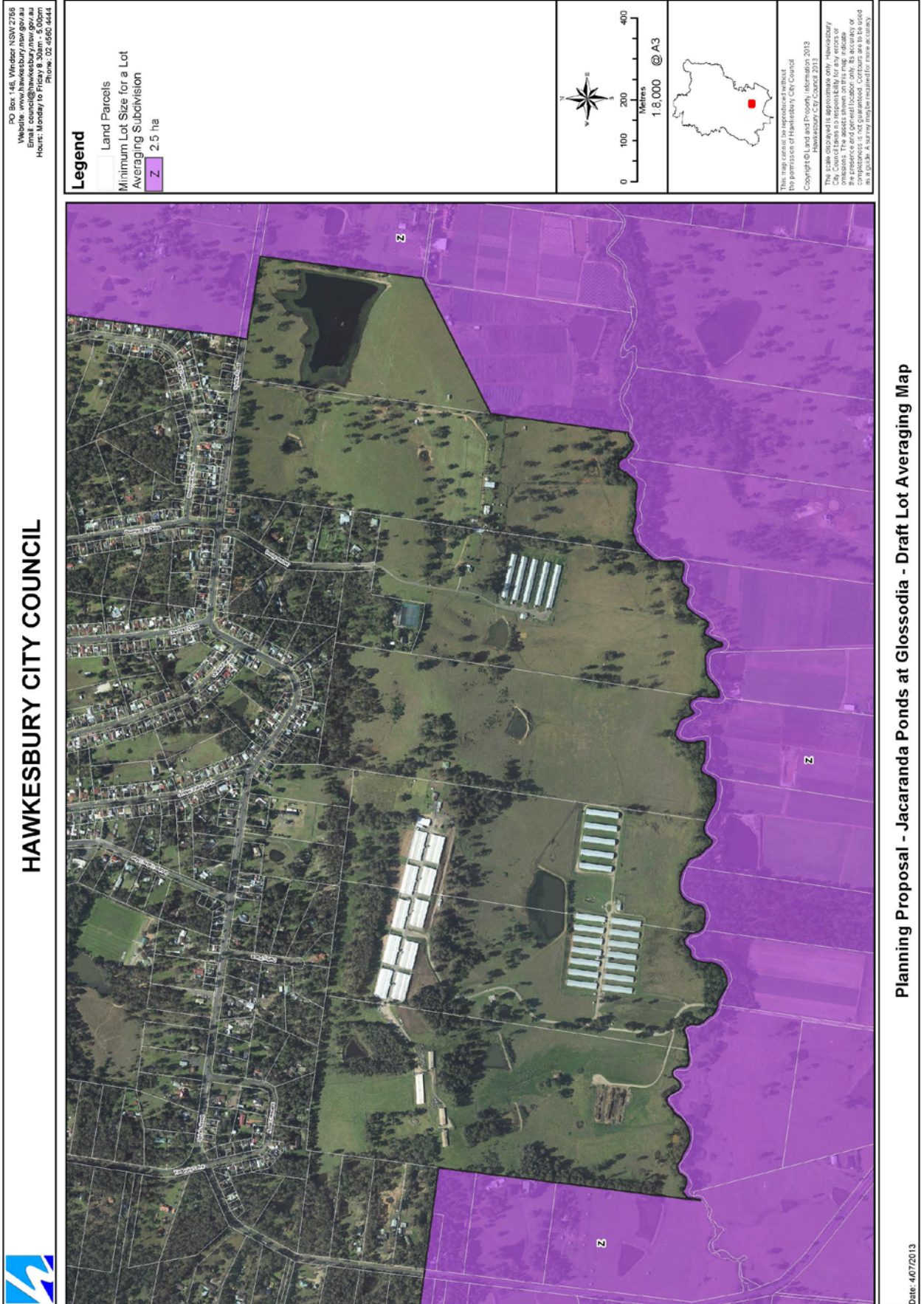


Planning Proposal - Jacaranda Ponds at Glossodia - Draft Lot Size Map

Date: 4/07/2013

ORDINARY MEETING

Meeting Date: 04 February 2014



ORDINARY MEETING

Meeting Date: 04 February 2014



ORDINARY MEETING

Meeting Date: 04 February 2014

AT - 3 Summary of submissions

Page 1 of 20

Jacaranda Ponds Planning Proposal - Summary of Submissions		
Ref. No.	Name	Summary of Individual Submission
1	Doug Wiggins (Glossodia)	<p>Objections / Concerns include:</p> <p>Insufficient water pressure. Water tower and main diameter cannot accommodate expansion</p>
1A	Doug Wiggins (Glossodia)	<p>Objections / Concerns include:</p> <p>Insufficient infrastructure, particularly local roads, river crossings and water supply</p> <p>Infrastructure needed before development approved</p> <p>Impact on traffic capacity and infrastructure of 1450 additional cars</p> <p>Additional water supply required before development</p>
2	Jane and Graham Uff (Kurrajong Hills)	<p>Objections / Concerns include:</p> <p>Jacaranda Ponds developer should contribute to infrastructure at North Richmond because of cumulative impacts of proposal</p> <p>Infrastructure needed before development approved</p> <p>Consider impact on community before developers proposal</p> <p>Impact of development on North Richmond infrastructure</p> <p>Incorrect assumption Glossodia residents use only Windsor Bridge</p>
3	Graeme Jay (Glossodia)	<p>Objections / Concerns include:</p> <p>Significant upgrade of Windsor and North Richmond Bridge should precede any development</p> <p>VPA shouldn't be used to pay for road repairs that should be part of bridge upgrade</p> <p>VPA funds should be used for emergency services (RFS and SES)</p> <p>VPA funds should be used for the "40 acres" and should include bike and walking tracks, picnic areas, rehabilitation of bush and grassland</p> <p>VPA funds should be used to kerb and gutter Glossodia township</p> <p>VPA funds should be used to link paths in "40 acres" with shops and schools, new park and community facilities</p> <p>VPA funds should be used for footpath along Golden Valley Drive</p> <p>VPA funds should be used to upgrade Glossodia primary school</p> <p>VPA funds should be used to subsidise shop keepers until all lots sold</p> <p>Available \$5 million from Windsor Bridge could be used to pay for works at and around Glossodia instead of VPA</p> <p>\$5 million to be spent on other Glossodia roads works - intersection Freemans Reach Road and Wilberforce Road Intersection</p>

Jacaranda Ponds Planning Proposal - Summary of Submissions Page 2 of 20

Ref. No.	Name	Summary of Individual Submission
		<p>\$5 million to be spent on other Glossodia works including intersection Bells Line of Road/Grose Vale Road/Terrace Road</p> <p>\$5 million to be spent on other works required include regional road safety upgrade and improvements</p> <p>\$5 million to be spent on roadworks at Gorricks Lane and Freemans Reach Road</p> <p>\$5 million to be spent on roadworks from Wire Lane from Kumond Road to Terrace Road including widening carriageway and seal road shoulders</p> <p>\$5 million to be spent on roadworks from Kurmond Road (Wire Lane to Terrace Road)</p> <p>Fair distribution of VPA funds to Glossodia residents</p> <p>Petitions number 200 with 3480 signatures and 654 online petitioners</p> <p>4134 petitioners do not support Council approving rezoning west of the river until there has been a significant upgrade in infrastructure</p> <p>There have been no significant upgrade of infrastructure by the state or local government to ease traffic congestion</p> <p>State government will not be providing any money for infrastructure for the development</p> <p>Council will not be providing money for infrastructure for development</p>
4	Michael Want (NRDCAA)	<p>Petitions number 201 with 3498 signatures and 654 online petitioners</p> <p>4152 petitioners do not support Council approving rezoning west of the river until there has been a significant upgrade in infrastructure</p> <p>Traffic congestion will not be eased by upgrade of Windsor Bridge</p> <p>No government commitment to spend money on easing traffic congestion prior to development proceeding</p> <p>Lack of infrastructure availability as identified in the Potential Home Sites Project Evaluation Report for North Richmond must apply to Glossodia</p> <p>Glossodia must rate poorly (like North Richmond in the Home Sites Project Evaluation Report) for accessibility and liveability</p> <p>Request to meet with NRDCAA</p> <p>Petition number 199 with 4150 signatures</p> <p>Upgrade infrastructure prior to rezoning west of the river</p> <p>Initial upgrade works immediately</p> <p>Development submission does not address works to be undertaken immediately</p> <p>Council and state government have not identified any future spending on infrastructure</p>
4a	Michael Want (NRDCAA)	
4b	Michael Want (NRDCAA)	

Jacaranda Ponds Planning Proposal - Summary of Submissions

Page 3 of 20

Ref. No.	Name	Summary of Individual Submission
4c	Michael Want (NRDCAA)	Petition number 202 with 4172 signatures with 656 online
4d	Michael Want (NRDCAA)	Author refers to Hawkesbury Residential Land Strategy. Glossodia subject to transport, access, traffic and road infrastructure crossing the river issues
4e	Michael Want (NRDCAA)	Petition number 203 with 4189 signatures with 656 online
4f	Michael Want (NRDCAA)	Request for consultation regarding proposed rezonings west of the river
		Petition number 204 with 4207 signatures with 656 online
		Proposal is not consistent with the local land strategy and strategic plan
		Proposal does not satisfy Community Strategic Plan's goal to have development on both sides of the river supported by physical and community infrastructure
		New Windsor bridge will not ease traffic congestion. Plans to upgrade Richmond bridge are long term, 7-10 years away
		Request for constructive and productive partnerships with residents, community groups and institutions
		Council to be subject to close scrutiny from the community
		Request for Council staff to meet with NRDCAA
4g	Michael Want (NRDCAA)	Traffic congestion west of the River
5	Dianne Lanham (Glossodia)	Objections / Concerns include:
		Maybe forced to sell horse breeding property because of encroaching residential development
		Ancillary businesses and the land that it supports are not recognised
		Limited number of other agistment businesses available close to Sydney
		Increased traffic numbers, parking outside properties and congestion
		Poor condition of the existing roads, narrow, potholes and unsealed edges
		Spinks Road only road in and out of site
		3000 additional vehicles from two developments
		Inadequacy of the water and sewerage system to cope with additional population. Provide services before development approval.
		Rural identity threatened by increased development
		Project approval will create a precedent of small block development
		Decrease in property values in Glossodia because of over supply
		Developer should provide infrastructure and community facilities. HCC not residents should monitor service provision.

Jacaranda Ponds Planning Proposal - Summary of Submissions		Page 4 of 20
Ref. No.	Name	Summary of Individual Submission
6	Ralph Warren (Wilberforce)	<p>Retain the rural atmosphere of the western side of the river</p> <p>Objections / Concerns include:</p> <p>Significant upgrade of Windsor and North Richmond Bridge should precede any development</p> <p>VPA shouldn't be used to pay for road repairs that should be part of bridge upgrade</p> <p>VPA funds should be used for emergency services (RFS and SES)</p> <p>VPA funds should be used for the "40 acres" and should include bike and walking tracks, picnic areas, rehabilitation of bush and grassland</p> <p>VPA funds should be used to kerb and gutter Glossodia township not completed</p> <p>VPA funds should be used to link paths in "40 acres" with shops and schools, new park and community facilities</p> <p>VPA funds should be used for footpath along Golden Valley Drive</p> <p>VPA funds should be used to upgrade Glossodia primary school</p> <p>Available \$5 million from Windsor Bridge could be used to pay for works at and around Glossodia instead of VPA</p> <p>\$5 million to be spent on other Glossodia roads works - intersection Freemans Reach Road and Wilberforce Road</p> <p>Intersection</p> <p>\$5 million to be spent on other Glossodia works including intersection Bells Line of Road/Grose Vale Road/Terrace Road</p> <p>\$5 million to be spent on other works required include regional road safety upgrade and improvements</p> <p>\$5 million to be spent on roadworks at Gorricks Lane and Freemans Reach Road</p> <p>\$5 million to be spent on roadworks from Wire Lane from Kumond Road to Terrace Road including widening carriageway and seal road shoulders</p> <p>\$5 million to be spent on roadworks from Kurmond Road (Wire Lane to Terrace Road)</p> <p>Fair distribution of VPA funds to Glossodia residents</p> <p>Objections / Concerns include:</p> <p>Object to location of entry road, path and cycleway on adjacent block</p> <p>16 X 10002m blocks located along property side boundary</p> <p>Issues from 16 adjoining neighbours including fencing</p> <p>Author proposes an alternative of 20 metre green belt along property length and 2000m2 blocks</p> <p>Number of blocks proposed. Figures increased from 178 to 480 to 580 properties. 300% increase</p> <p>Traffic congestion</p>
7	Alf and Jenny Babazogli (Glossodia)	

Jacaranda Ponds Planning Proposal - Summary of Submissions

Page 5 of 20

Ref. No.	Name	Summary of Individual Submission
8	Peter Gooley (Glossodia)	<p>Supporting comments include:</p> <p>Development will help generate business at the local shopping centre</p> <p>Current shop rent is high and patronage low. Vacant shops</p> <p>Decreasing or stagnating property values as centre declines</p> <p>Development may bring increased services including doctor</p>
9	Paul Matthews (Tennyson)	<p>Supporting comments include:</p> <p>Proposal is consistent with existing development and will encourage growth and development in and around Glossodia</p> <p>Traffic impacts minor and upgrades of local roads to be completed as part of Windsor Bridge upgrade</p> <p>Primary and high school have sufficient capacity for expansion</p> <p>The proposal should permit mixed use zoning for lots greater than 4000m²</p> <p>Mixed use zoning in the Hawkesbury is in high demand because people can live and operate small businesses on the land</p> <p>2000 to 8000m² blocks could be created to permit resident and light commercial on the same block</p> <p>Higher rates should be charged for mixed use properties</p>
10	Elizabeth Rowan (Bowen Mountain)	<p>Objections / Concerns include:</p> <p>Increased traffic congestion, particularly around Windsor and Richmond Bridges</p> <p>Increased travel times</p> <p>Environmental impact on animals, birds</p> <p>No increased services planned - hospital, police, emergency, community</p> <p>Planning agreement biased to developer not residents</p> <p>No infrastructure planned for the area, road upgrade or Windsor Bypass</p> <p>Rural atmosphere of area not upheld</p> <p>Lack of Federal and State Government support</p> <p>No rezoning of land</p> <p>Subdivision of land for 5 acre lots could be permitted</p>
11	Barry and Lesley Bellotti (Glossodia)	<p>Objections / Concerns include:</p> <p>Traffic congestion on Terrace Road, Bells Line of Road North Richmond</p> <p>Road at Richmond, North Richmond and Windsor not adequate for existing development</p> <p>No available police, ambulance, hospital on western side of river</p> <p>Infrastructure needed before development approved</p>

Jacaranda Ponds Planning Proposal - Summary of Submissions		Page 6 of 20
Ref. No.	Name	Summary of Individual Submission
12	John Messina (Glossodia)	Weekend traffic congestion, particularly around Polo Fields, Inalls Lane Objections / Concerns include: Stormwater runoff from roads and drainage from proposal
13	Roslyn White (Glossodia)	Supporting comments include: Proposal will have positive impact on dying town including school, shops Young families will help to revitalise the area Bridge, road and public transport require upgrading Limited availability of rental properties in area Community has been kept well informed Great opportunity for Glossodia
14	Cathy Tindale (Kurrajong)	Objections / Concerns include: Opposition to development west of the River Inadequate road system, particularly roads at North Richmond Support for the large lot sizes Double North Richmond bridge capacity and approaches Areas close to infrastructure should be Gateway developments instead of 'cheap' rural land
15	Nicole Kanawati (North Richmond)	Supporting comments include: Opportunity for people to live in the Hawkesbury Opportunity for businesses to expand into the region More money will be spent in the region Benefits to Council from additional infrastructure and rates Traffic congestion during peak not significant
16	Fred Hastings (Glossodia)	Objections / Concerns include: Lack of infrastructure for development west of the River Existing traffic congestion at Windsor and North Richmond river crossings during Monday to Saturday peak Additional traffic congestion from proposal Impact on semi rural lifestyle Can existing water pressure and water infrastructure cope with development? Existing community should be involved in VPA spending Will VPA only be spent on Glossodia? Bridge crossing and bypass need to be addressed prior to development approval

Jacaranda Ponds Planning Proposal - Summary of Submissions

Page 7 of 20

Ref. No.	Name	Summary of Individual Submission
17	Peter and Roslyn Stewart (Freemans Reach)	<p>Consider alternative low density development</p> <p>Objections / Concerns include:</p> <p>Development should not proceed until access roads improved</p> <p>Traffic congestion at Windsor, Richmond and North Richmond</p> <p>Impacts of additional 1000 cars on traffic congestion</p> <p>Increased traffic using the Pace Farm access road</p> <p>Width and quality of the access road for construction traffic</p> <p>Existing farm access road should not be access road to development</p> <p>Access road should be closed at Currency Creek to prevent public access</p>
18	Libby Hyett (North Richmond)	<p>Objections / Concerns include:</p> <p>Disappointed at the loss of beautiful land but recognise the need for progress</p> <p>Would like to see the development as an opportunity for the community to flourish</p> <p>Funding should be allocated to emergency services</p> <p>Shops are the heart of the community and vacant shops should be let</p> <p>Recognition of the valuable bus service in the area</p>
19	Jane Uff (HARC Richmond)	<p>Objections / Concerns include:</p> <p>Jacaranda Ponds developer should contribute to infrastructure at North Richmond because of cumulative impacts of proposal</p> <p>Infrastructure needed before development approved</p> <p>Consider impact on community before developers proposal</p> <p>Impact of development on North Richmond infrastructure</p> <p>Incorrect assumption Glossodia residents use only Windsor Bridge. They do use North Richmond bridge</p>
20	Jenny Fey (no address provided)	<p>Objections / Concerns include:</p> <p>Infrastructure needed before development approved</p> <p>Existing traffic congestion</p> <p>No need for small blocks with large houses in the Hawkesbury</p>
21	Tim Parmenter (Glossodia)	<p>Objections / Concerns include:</p> <p>Not against the development but wants to see the current area of Glossodia improved, in the ways set out below, along with this development.</p> <p>Existing Windsor bridge congestion</p>

Jacaranda Ponds Planning Proposal - Summary of Submissions		Page 8 of 20
Ref. No.	Name	Summary of Individual Submission
		<p>Upgrade Windsor bridge will not remove traffic congestion</p> <p>Proposal will create increased traffic congestion</p> <p>Inadequate recreational facilities in VPA</p> <p>Recreational facilities on Plans but not in VPA</p> <p>VPA does not include funding for local schools</p> <p>VPA does not include funding for local emergency services</p> <p>VPA does address upgrade of Glossodia shops</p> <p>Glossodia shops below maximum occupancy</p> <p>VPA does not include funding for community centre</p> <p>Community centre is not a hub of activity for Glossodia</p> <p>VPA should address upgrade of existing recreational facilities</p> <p>VPA does not address the provision of kerb and walking paths to join Spinks Road to shops and school</p> <p>Golden Valley is an inadequate access road</p> <p>A Social Impact Assessment has not been undertaken for the development</p> <p>Issues relating to water supply to the area</p>
22	Viki Thomas (Freemans Reach)	<p>Objections / Concerns include:</p> <p>Existing infrastructure is currently inadequate</p> <p>Impact of proposal on existing roads and bridges</p> <p>Bridges are at saturation point</p> <p>Sewerage almost at maximum capacity</p> <p>Water mains are at capacity</p> <p>Road infrastructure needed before development approved</p> <p>Dual lane roads and dual carriageway on bridges required</p> <p>\$23 million offered by developer for improved infrastructure is inadequate</p> <p>Traffic congestion between Richmond and North Richmond causing long time delays</p> <p>Availability of youth services</p> <p>Hawkesbury Hospital and medical facilities at capacity</p> <p>Infrastructure needed before any development approved west of river</p> <p>Grasslands opposite owned by same developer</p> <p>The number of allotments may increase between project approval and actual development</p> <p>Retain the rural atmosphere</p>

Jacaranda Ponds Planning Proposal - Summary of Submissions		Page 9 of 20
Ref. No.	Name	Summary of Individual Submission
		Impact of proposal on whole area not just Glossodia Councillors promised no development west of the river Additional consultation required
23	Jane Walker (Glossodia)	<p>Objections / Concerns include:</p> <p>Significant upgrade of Windsor and North Richmond Bridge should precede any development</p> <p>VPA shouldn't be used to pay for road repairs that should be part of bridge upgrade</p> <p>VPA funds should be used for emergency services (RFS and SES)</p> <p>VPA funds should be used for the "40 acres" and should include bike and walking tracks, picnic areas, rehabilitation of bush and grassland</p> <p>VPA funds should be used to kerb and gutter Glossodia township not completed</p> <p>VPA funds should be used to link paths in "40 acres" with shops and schools, new park and community facilities</p> <p>VPA funds should be used for footpath along Golden Valley Drive</p> <p>Available \$5 million from Windsor Bridge could be used to pay for works at and around Glossodia instead of VPA</p> <p>\$5 million to be spent on other Glossodia roads works - intersection Freemans Reach Road and Wilberforce Road Intersection</p> <p>\$5 million to be spent on other Glossodia works including intersection Bells Line of Road/Grose Vale Road/Terrace Road</p> <p>\$5 million to be spent on regional road safety upgrades and improvements</p> <p>\$5 million to be spent on roadworks from Wire Lane from Kumond Road to Terrace Road including widening carriageway and seal road shoulders</p> <p>\$5 million to be spent on roadworks on Kurmond Road Wire Lane to Terrace Road</p> <p>Fair distribution of VPA funds to Glossodia residents</p> <p>Objections / Concerns include:</p> <p>Significant upgrade of Windsor and North Richmond Bridge should precede any development</p> <p>VPA shouldn't be used to pay for road repairs that should be part of bridge upgrade</p> <p>VPA funds should be used for emergency services (RFS and SES)</p> <p>VPA funds should be used for the "40 acres" and should include bike and walking tracks, picnic areas, rehabilitation of bush and grassland</p> <p>VPA funds should be used to kerb and gutter Glossodia township not completed</p>
24	Robyn Phillips (Glossodia)	

Jacaranda Ponds Planning Proposal – Summary of Submissions			Page
Ref. No.	Name	Summary of Individual Submission	
25	Belinda Sherriff (Kurrajong Heights)	VPA funds should be used to link paths in "40 acres" with shops and schools, new park and community facilities	
		VPA funds should be used for footpath along Golden Valley Drive	
		Available \$5 million from Windsor Bridge could be used to pay for works at and around Glossodia instead of VPA	
		\$5 million to be spent on other Glossodia roads works - intersection Freemans Reach Road and Wilberforce Road Intersection	
		\$5 million to be spent on other Glossodia works including intersection Bells Line of Road/Grose Vale Road/Terrace Road	
		\$5 million to be spent on regional road safety upgrades and improvements	
		\$5 million to be spent on roadworks from Wire Lane from Kurmond Road to Terrace Road including widening carriageway and seal road shoulders	
		\$5 million to be spent on roadworks on Kurmond Road Wire Lane to Terrace Road	
		\$5 million to be spent on roadworks at Gorriks Lane and Freemans Reach Road from Kurmond Road to Wilberforce Road	
		Fair distribution of VPA funds to Glossodia residents	
		Objections / Concerns include:	
		Proposed development is not providing affordable housing but for financial gain for the developer	
		Similar examples of affordable housing in Penrith are not affordable housing priced at \$500 000.	
		Traffic congestion at Windsor and North Richmond	
		Future traffic congestion at Glossodia	
		No public transport and employment and a community that 'self destructs'	
		Existing issues at Glossodia shopping village	
		High car usage for work journeys at Glossodia	
		No public transport so impact of 580 lots on traffic congestion	
		Traffic study not conducted on final development proposal	
		LEP identifies Glossodia as rural village. Development inconsistent with this, is a suburb in own right	
		Proposal should not be permitted in current form	
		Only lots greater than 4 hectares should be permitted	
		Development west of river should not be permitted	
		Existing road and bridge infrastructure inadequate for this scale of development	

Jacaranda Ponds Planning Proposal - Summary of Submissions Page 11 of 20

Ref. No.	Name	Summary of Individual Submission
26	Barrie and Donna Jones (Freemans Reach)	<p>Objections / Concerns include:</p> <p>The impact on existing and future generations</p> <p>Number of small blocks proposed. Lot numbers increased from 179 to 580.</p> <p>Loss of semi rural lifestyle</p> <p>No feedback consultation form received</p> <p>Danger of high volume of traffic turning right out of Spinks Road</p> <p>Low visibility along Spinks Road</p> <p>People don't conform to 60km/h speed limit over hill at Spinks Road</p> <p>Congestion in and out of Windsor and North Richmond</p> <p>Potholed conditions of existing roads</p> <p>1160 additional cars from the development</p> <p>Questions the traffic forecasts for additional Windsor Bridge users</p> <p>Cumulative impacts from North Richmond development on lights, bridge, feeder roads, peak hour traffic</p> <p>Limited public transport options. Long travel time to train station. Limited bus service.</p> <p>High traffic volumes which feed onto existing roads</p> <p>Impact of additional dwellings on speed and reliability of phone/internet network. Currently unreliable particularly during wet weather.</p> <p>Impact of increased people and small lot sizes on existing residents and neighbours</p>
27	John and Colleen Peters (Glossodia)	<p>Objections / Concerns include:</p> <p>Consideration of infrastructure by State Government Development guidelines prior to development (not just upgrade of Windsor and North Richmond Bridges)</p> <p>VPA should be used to upgrade local roads, kerb and gutter remaining streets in Glossodia</p> <p>VPA funds should be used for upgrade and equipment for emergency services (RFS and SES)</p> <p>VPA funds should be used to link "40 acres", Woodbury Reserve, school, shops and community centre to new development</p> <p>VPA funds should be used for footpath and widening of Golden Valley Drive to provide safe access</p> <p>VPA funds should be used to convert "40 acres" to reserve with tracks and picnic areas and rehabilitated grasslands</p> <p>VPA funds should be given to local shops to ensure their survival</p> <p>VPA funds should be used to upgrade local roads at Freemans Reach, North Richmond due to extra traffic from development</p>

Jacaranda Ponds Planning Proposal - Summary of Submissions Page 12 of 20

Ref. No.	Name	Summary of Individual Submission
		<p>VPA funds should be used for a traffic study at each intersection at Glossodia considering safety and congestion</p> <p>Development is opportunity to correct past planning and road maintenance, infrastructure and emergency services issues</p> <p>Proposed development will increase dwellings in Glossodia by 50-60%</p> <p>Glossodia has been neglected in the past</p> <p>State Government should be involved in the development process for Glossodia</p> <p>Windsor and North Richmond bridges are at capacity</p> <p>Infrastructure on the western side of the River should be put in place before development</p>
28	Werner Hoecker (Glossodia)	<p>Objections / Concerns include:</p> <p>The future use and land zoning of Lot 2 DP 230943</p> <p>Potential land use conflicts of the Wholesale Nursery with the proposed development</p> <p>Consideration of a buffer between the Nursery and development</p> <p>Traffic capacity at Bridge/George Street and Bridge/Macquarie Street intersections. Traffic congestion is at the intersections not bridges</p>
29	Sandra Cheetham (Freemans Reach)	<p>Objections / Concerns include:</p> <p>Some horizontal alignments and sightlines do not comply with Ausroad guidelines</p> <p>Spinks Road intersection does not comply with Ausroad vertical alignments. Hill needs to be reduced and water main needs to be lowered</p> <p>Increased traffic from the development will further increase traffic congestion at North Richmond and Windsor</p> <p>Proposed developer budget for road works is inadequate</p> <p>Ownership, operation and management responsibilities of the sewerage treatment system</p> <p>Type of sewerage reticulation system to be used. No infiltration system will reduce treatment costs</p> <p>Specific treatment, operation and maintenance costs of the sewerage system</p> <p>Mandatory sewerage connection. Owner provide own onsite system if costs too high</p> <p>Current pH and salt levels in shale soils along creek. Ongoing monitoring</p> <p>Impacts of effluent on creek edge and downstream</p> <p>Suitability of creek for children to play if effluent disposal area</p> <p>Preparation of Plan of Management for treated effluent should be prepared and approved by Department of Health and Council</p> <p>Council should may have a responsibility if illness is caused from contact with effluent</p>

Jacaranda Ponds Planning Proposal - Summary of Submissions		Page 13 of 20
Ref. No.	Name	Summary of Individual Submission
		<p>Is it cost effective to pump the effluent to Richmond sewerage treatment works?</p> <p>Possibility of sewerage treatment plant being sold to a new operator or going out of business</p> <p>Cost impacts on property owners if sewerage treatment plant goes out of business</p> <p>Calculation of costs and profit of the treatment plant. Determination of appropriate profit</p> <p>Future implications if Council needs to take over the operation of the treatment plant</p> <p>Residents should be advised of the sewer costs and possible long term costs (filter replacement)</p> <p>Treatment system service issues including call outs and reaction times during night/day/weekend</p> <p>Liability for treatment system fines by the EPA</p> <p>Impact of the development on the Cumberland Woodland</p> <p>Stormwater mitigation measures to minimise impact from significant storm events. Current flooding experienced downstream</p> <p>Impact on threatened species, populations and endangered ecological communities - Cumberland Plain Woodland, River Flat Eucalypt Forest, East-coast Freetail bat, Eastern Bentwing bat and Largefooted Myotis, possibly Cumberland Plain Land Snail and <i>Pimelea spicata</i></p>
30	John Jose (Glossodia)	<p>Objections / Concerns include:</p> <p>Increased river crossings over the Hawkesbury required before any further development</p> <p>The replacement of Windsor bridge will not improve traffic flow</p> <p>North Richmond and Windsor bridges are at capacity. Extra 1000 cars increase traffic congestion</p> <p>Developer contribution and contribution to third traffic lane will not ease traffic congestion as two lanes at Bridge Street</p> <p>Windsor Bypass is only option to ease traffic congestion</p> <p>Requests name change for the development suggested from Jacaranda which is likely to be on the weed list in the future</p>
31	Skye McDonagh (Glossodia)	<p>Objections / Concerns include:</p> <p>Significant upgrade of Windsor and North Richmond Bridge should precede any development</p> <p>VPA shouldn't be used to pay for road repairs that should be part of bridge upgrade</p> <p>VPA funds should be used for emergency services (RFS and SES)</p> <p>VPA funds should be used for the "40 acres" and should include bike and walking tracks, picnic areas, rehabilitation of bush and grassland</p> <p>VPA funds should be used to kerb and gutter Glossodia township not completed</p>

Jacaranda Ponds Planning Proposal - Summary of Submissions Page 14 of 20

Ref. No.	Name	Summary of Individual Submission
		<p>VPA funds should be used to link paths in "40 acres" with shops and schools, new park and community facilities</p> <p>VPA funds should be used for footpath along Golden Valley Drive</p> <p>VPA funds should be used to subsidise rent for shopkeepers until final lot sold</p> <p>VPA funds should be used to upgrade primary school</p> <p>Available \$5 million from Windsor Bridge could be used to pay for works at and around Glossodia instead of VPA</p> <p>\$5 million to be spent on other Glossodia roads works - intersection Freemans Reach Road and Wilberforce Road Intersection</p> <p>\$5 million to be spent on other Glossodia works including intersection Bells Line of Road/Grose Vale Road/Terrace Road</p> <p>\$5 million to be spent on regional road safety upgrades and improvements</p> <p>\$5 million to be spent on roadworks on Kurmond Road Wire Lane to Terrace Road</p> <p>\$5 million to be spent on roadworks at Gorricks Lane and Freemans Reach Road from Kurmond Road to Wilberforce Road</p> <p>Fair distribution of VPA funds to Glossodia residents</p>
32	Trevor Devine (Windsor) on behalf of Mr and Mrs Jeffrey (Glossodia)	<p>Objections / Concerns include:</p> <p>Concern that second part of the planning proposal will not be met which is "Ensure that future development on the site creates a natural expansion of the town of Glossodia for a seamless southward extension"</p> <p>There cannot be a southward extension because of acreages between two residential subdivisions</p> <p>Private property trapped between two separate residential subdivisions and will be used as a thoroughfare.</p> <p>Concerned about potential for trespass and vandalism.</p> <p>Future rural use of the land is restricted or stopped by residential development</p> <p>Access to the proposed development is via 3 Derby Place. Derby Place is currently a quiet street and will be impacted by increased traffic volumes</p> <p>Rural land between Spinks Road and proposed development is R2 Low Density Residential and should be developed before further rezoning creating connectivity between Spinks Road and existing Glossodia residential area</p>
33	P Strachan (Glossodia)	<p>Objections / Concerns include:</p> <p>Work on the roads and bridges at Windsor and North Richmond Bridge should precede any development</p>

Jacaranda Ponds Planning Proposal - Summary of Submissions Page 15 of 20

Ref. No.	Name	Summary of Individual Submission
		<p>Written guarantee should be provided that there will be no further reduction in block sizes in the future as the large blocks are highly valued</p> <p>Increased traffic on Spinks Road will result in increased noise and safety issues</p> <p>Increased noise created by trucks needing to slow down to use the roundabout at Spinks Road</p> <p>Objections / Concerns include:</p> <p>Traffic generated from the development should be considered inconjunction with the traffic generated from Redbank development. Redbank study did not take into account proposed Jacaranda development either</p> <p>No plans to upgrade North Richmond bridge or state roads by RMS. New Yarramundi bridge may not be approved.</p> <p>Additional traffic congestion from proposed developments with no increased road and bridge capacity from North Richmond is bad planning.</p> <p>Peak flow across Windsor Bridge from Glossodia development 283 veh/hr south bound in morning and north bound in afternoon peak</p> <p>Windsor Bridge upgrade is for two lane bridge deck with capacity for a third lane for south bound travel only</p> <p>Reviewed Hawkesbury River bridge peak hour travel demand</p> <p>Capacity of travel lanes on Windsor and Richmond bridges as 1400 veh/hr per lane. 2021 levels base flow 1520 veh/hr per lane. Adding flow with proposed development it would be 1803 veh/hr. Even with Windsor Bridge upgrade not enough bridge capacity for new development.</p> <p>\$5 million developer contribution to Windsor bridge upgrade won't help because bridge upgrade won't increase capacity and state government will fund the bridge</p> <p>Assess the Redbank and Jacaranda Ponds development together to determine collectively the road and bridge requirements. If road network cannot be provided development should not proceed</p> <p>Assess proposed replacement of Windsor Bridge including Rickabys Line two lanes over the River</p> <p>Supporting comments include:</p> <p>Recognition that Glossodia needs development to grow as there are vacant shops, reduction in numbers at schools and sporting clubs</p> <p>Recognition that Sydney Water does have adequate capacity to support the development</p> <p>Block sizes are adequate. Proposed housing isn't too dense</p> <p>Services from the proposed development would be available to Glossodia residents</p> <p>Development would require provision of new facilities including medical centre, ATM, recreational, NBN</p>
34	Chris Hallam (Kurrajong)	
35	Glossodia Community Information and Neighbourhood Centre (Glossodia)	

Jacaranda Ponds Planning Proposal - Summary of Submissions

Page 16 of 20

Ref. No.	Name	Summary of Individual Submission
		<p>Existing facilities require upgrading - expansion of community centre, childcare, OOHS, Rural Fire Brigade stations at Glossodia and Freemans Reach, emergency services</p> <p>Review bus timetables, provide additional services both bus and taxi</p> <p>Upgrade Spinks and Kumond and other roads on shoulders including kerb and guttering. Review speed restrictions in residential areas. Create high visibility at entry and exit points</p> <p>Extension to public school and childcare facilities with 153 extra preschoolers and 174 primary schoolers</p> <p>Additional allocated funds and staff for the Hawkesbury Hospital and Hawkesbury Community Health Centre</p> <p>As a result of additional homes at Glossodia and Redbank Council should support additional bypass at Windsor, upgrade of Bells Line of Road and North Richmond Bypass</p> <p>Council should work for the community not developers</p>
36	Residents Wattle Crescent (Glossodia)	<p>Objections / Concerns include:</p> <p>Loss of rural spacious lifestyle from proposed large density development</p> <p>\$19 239,000 in VPA for 'works in kind' for roads. The timing, staging and repairs on roads will need to be monitored. The final condition of the roads after the construction phase</p> <p>Existing condition of the roads, potholes and infrequent repairs and impact of rain</p> <p>Proposed works may include entrance road upgrades but Freemans Reach Road, Gorriks Lane and Creek Ridge Road also require upgrading. The additional cars will lead to further deterioration</p> <p>Requirement for a ongoing road maintenance after the development</p> <p>Upgrade of Windsor and Richmond Bridges should precede any development. Upgrade should include additional bridge capacity</p> <p>Traffic congestion and timing at Windsor Road, Pitt Town Road and Windsor Road, Macquarie Street. Drivers using the back streets of Court, Arndell and George to get right of way onto Windsor Bridge causing congestion.</p> <p>The creation of a gated estate around the new development</p> <p>Remove the name Jacaranda Ponds to better blend development into Glossodia</p> <p>Draft VPA should better specify what will be included in parks and picnic area. Need for linking footpaths between exiting community and new development. Recreational opportunities for children and teenagers.</p> <p>Adequacy of schools to accommodate 1160 new children. Department of Education has said they won't update schools until after development</p> <p>Adequacy of childcare centres to cope with additional children</p>

Jacaranda Ponds Planning Proposal - Summary of Submissions Page 17 of 20

Ref. No.	Name	Summary of Individual Submission
		<p>Improvements to existing shops and community centre are needed.</p> <p>Project justification which identifies supporting and growing local businesses is flawed as it cannot be predicted where people will shop or how they show support</p> <p>The proposed development will create a requirement for new jobs not the new jobs. The construction phase will bring workers into the area and is not expected to use local workers.</p> <p>Additional residents will only marginally increase retail business employment</p> <p>Proposal does not address how new jobs will be created in the area</p> <p>Glossodia will no longer have its village atmosphere</p> <p>There needs to be upgrade of facilities or funding for RFS</p> <p>A type of wildlife corridor currently exists at Currency Creek. Replacing this with 580 homes will not have a positive impact on the environment</p> <p>City commute is inadequate with trains only every 30 minutes</p> <p>Currently infrequent train service which will be at capacity with development. Trains at capacity until Schofields from City</p> <p>If development to proceed Windsor and Richmond bridges upgrades should be complete and provide better traffic movement</p> <p>If the development is to proceed local roads need to be upgraded and maintained. Widen road shoulders of roads leading to Glossodia</p> <p>If development is to proceed new development should be blended with the existing town by providing kerb and footpaths, improve fields, public land behind shops</p> <p>If development is to proceed RFS should be upgraded</p> <p>Project justification - why was Glossodia selected as a site to upgrade when it doesn't seem cost effective?</p> <p>Objections / Concerns include:</p> <p>Opposes development on the western side of the River</p> <p>Attracted to the area's rural lifestyle and small community</p> <p>Inadequacy of the town water and reticulated sewerage system to support the development</p> <p>Traffic congestion, particularly at North Richmond.</p> <p>Traffic congestion from single bridge crossing at North Richmond</p> <p>Lack of support for progress and development of the area</p> <p>Objections / Concerns include:</p> <p>Significant upgrade of Windsor and North Richmond Bridge should precede any development</p>
37	Cheryl Hastings (Glossodia)	
38	Peter Bartetzko (Glossodia)	

Jacaranda Ponds Planning Proposal - Summary of Submissions Page 18 of 20

Ref. No.	Name	Summary of Individual Submission
		<p>VPA funds should be used on projects which will benefit the Glossodia Community and not pay for roads that should be upgraded as part of bridge upgrade projects</p> <p>VPA funds should be used for emergency services (RFS and SES)</p> <p>VPA funds should be used for the "40 acres" and should include bike and walking tracks, picnic areas, rehabilitation of bush and grassland</p> <p>VPA funds should be used to kerb and gutter Glossodia township not completed</p> <p>VPA funds should be used to link paths in "40 acres" with shops and schools, new park and community facilities</p> <p>VPA funds should be used for footpath along Golden Valley Drive</p> <p>VPA funds should be used to subsidise rent for shopkeepers until development complete and occupied</p> <p>Available \$5 million from Windsor Bridge could be reallocated to pay for emergency services, community facilities, paths, recreational areas, road upgrades and subsidising shops</p> <p>Fair distribution of VPA funds to Glossodia residents</p> <p>Further community consultation is required before development progresses further</p> <p>Supporting comments include:</p> <p>Author provided signed support from local shop owners expressing their support for the proposal (6 signatures)</p> <p>Proposal will create additional economic activity, increased customers and activity in Glossodia which will support local shops</p> <p>Objections / Concerns include:</p> <p>Significant upgrade of Windsor and North Richmond Bridge should precede any development</p> <p>VPA funds should be used for emergency services (RFS and SES)</p> <p>VPA funds should be used for the "40 acres" and should include bike and walking tracks, picnic areas, rehabilitation of bush and grassland</p> <p>VPA funds should be used to kerb and gutter Glossodia township not completed</p> <p>VPA funds should be used to link paths in "40 acres" with shops and schools, new park and community facilities</p> <p>VPA funds should be used for footpath along Golden Valley Drive</p> <p>VPA funds should be used to subsidise rent for shopkeepers until development complete and occupied</p> <p>Available \$5 million from Windsor Bridge could be used to pay for works at and around Glossodia instead of VPA</p>
39	Peter Gooley (Freemans Reach)	
40	Renae Mcdonagh (no address provided)	

Jacaranda Ponds Planning Proposal - Summary of Submissions		Page 19 of 20
Ref. No.	Name	Summary of Individual Submission
		<p>\$5 million to be spent on other Glossodia roads works - intersection Freemans Reach Road and Wilberforce Road Intersection</p> <p>\$5 million to be spent on other Glossodia works including intersection Bells Line of Road/Grose Vale Road/Terrace Road</p> <p>\$5 million to be spent on other works required include regional road safety upgrade and improvements</p> <p>\$5 million to be spent on roadworks at Gorricks Lane and Freemans Reach Road from Kurmond Road to Wilberforce Road</p> <p>\$5 million to be spent on roadworks from Wire Lane from Kumond Road to Terrace Road including widening carriageway and seal road shoulders</p> <p>\$5 million to be spent on roadworks from Kurmond Road (Wire Lane to Terrace Road)</p> <p>Fair distribution of VPA funds to Glossodia residents</p> <p>Objections / Concerns include:</p> <p>Significant upgrade of Windsor and North Richmond Bridge should precede any development</p> <p>VPA funds should be used for emergency services (RFS and SES)</p> <p>VPA funds should be used for the "40 acres" and should include bike and walking tracks, picnic areas, rehabilitation of bush and grassland</p> <p>VPA funds should be used to kerb and gutter Glossodia township not completed</p> <p>VPA funds should be used to link paths in "40 acres" with shops and schools, new park and community facilities</p> <p>VPA funds should be used for footpath along Golden Valley Drive</p> <p>VPA funds should be used to subsidise rent for shopkeepers until development complete and occupied</p> <p>Available \$5 million from Windsor Bridge could be used to pay for works at and around Glossodia instead of VPA</p> <p>\$5 million to be spent on other Glossodia roads works - intersection Freemans Reach Road and Wilberforce Road Intersection</p> <p>\$5 million to be spent on other Glossodia works including intersection Bells Line of Road/Grose Vale Road/Terrace Road</p> <p>\$5 million to be spent on other works required include regional road safety upgrade and improvements</p> <p>\$5 million to be spent on roadworks at Gorricks Lane and Freemans Reach Road from Kurmond Road to Wilberforce Road</p>
41	Michael McDonagh (no address provided)	

ORDINARY MEETING

Meeting Date: 04 February 2014

Page 20 of 20

Jacaranda Ponds Planning Proposal - Summary of Submissions		
Ref. No.	Name	Summary of Individual Submission
		\$5 million to be spent on roadworks from Wire Lane from Kumond Road to Terrace Road including widening carriageway and seal road shoulders
		\$5 million to be spent on roadworks from Kurmond Road (Wire Lane to Terrace Road)
		Fair distribution of VPA funds to Glossodia residents
42	Aaron Dailey and Jessica Pronk (no address provided)	<p>Objections / Concerns include:</p> <p>The use of prime agricultural land for housing. A new farm was recently established in close proximity to the development site</p> <p>Loss of prime agricultural land in the Sydney basin</p> <p>The alternative use of less viable farming land for development like east of the Putty Road or north of East Kurrajong Road</p>

oooO END OF REPORT Oooo

ORDINARY MEETING

Meeting Date: 04 February 2014

GENERAL MANAGER

Item: 2 **GM - Australian Local Government Women's Association (NSW Branch)
(79351, 95655)**

REPORT:

Executive Summary

The 2014 Australian Local Government Women's Association (ALGWA) (NSW Branch) Annual Conference will be held from 20 - 22 March, 2014 in Broken Hill. Due to its relevance to Council business, it is recommended that the 2014 ALGWA (NSW Branch) Annual Conference be attended by Councillors and appropriate staff.

Consultation

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

Background

The 2014 Australian Local Government Women's Association (ALGWA) (NSW) Branch Annual Conference will be held from 20 - 22 March, 2014 in Broken Hill. The theme of the 2014 Conference is 'Embracing Change - Be the Driver not the Passenger'.

Cost of attendance at the ALGWA (NSW) Annual Conference will be approximately \$2,590 per delegate.

Budget for Delegate Expenses - Payments made:

• Total Budget for Financial Year 2013/2014	\$45,500
• Expenditure to date	\$21,533
• Budget balance as at 28/1/2014	\$23,967

Conformance to Community Strategic Plan

The proposal is consistent with the Shaping Our Future Together Directions Statement;

- Have transparent, accountable and respected leadership and an engaged community.

and is also consistent with (or is a nominated) strategy in the Community Strategic Plan being:

- Achieve community respect through good corporate governance and community leadership and engagement.

Financial Implications

Funding for the cost of attendance at this Conference will be provided from the Delegates Expenses within the 2013/2014 Budget.

RECOMMENDATION:

That attendance of nominated Councillors and staff as considered appropriate by the General Manager, at the 2014 Australian Local Government Women's Association (NSW) Branch Annual Conference at an approximate cost of \$2,590 per delegate be approved.

ORDINARY MEETING

Meeting Date: 04 February 2014

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF REPORT Oooo

ORDINARY MEETING

Meeting Date: 04 February 2014

Item: 3 **GM - Brochure to Promote Employment Lands - (79351)**

Previous Item: NM5, Ordinary (9 October 2012)

REPORT:

Executive Summary

This report details the development of a Brochure to Promote Business Lands as requested by Council and is included as Attachment 1 to this report. A draft of the document was presented to a Councillor Briefing Session held on 3 December 2013 and further feedback was sought from Councillors prior to the finalisation of the document.

It is proposed to produce 500 copies of the square 200x200mm 12 page document for distribution to relevant government departments, commercial real estate agents and key industry bodies. The document will also be available via Council's website and also distributed on CD and USB.

The document will be additionally promoted by a postcard which will point to the document on Council's website. The cost of the printing of the document and postcard will total approximately \$850.

Consultation

The issues raised in this report concern matters which do not require community consultation under Council's Community Engagement Policy. The draft Employment Lands Brochure was presented to a Councillor Briefing Session held on 3 December 2013 and feedback was sought prior to its finalisation.

Background

Council at its meeting held on 9 October 2012 considered a Notice of Motion submitted by the Deputy Mayor, Councillor T Tree, and subsequently resolved:

"That

- 1. Council produce a brochure for distribution to Federal and State government departments and key industries to promote employment lands within the Hawkesbury and encourage the establishment of employment hubs.*
- 2. A draft of the brochure be presented to a Briefing Session with appropriate costs.*
- 3. Council invite private industry to contribute to the production of the brochure."*

A working party consisting of representatives of Strategic Activities and Corporate Communication was formed to develop a brochure to promote employment lands as requested by Council. As no separate budget was allocated to this project it was decided to produce the document in house using the resources available within Council including, design, photography and editorial. All data used was already available to Council with the exception of an industrial and commercial rents comparison prepared by Lunney Watt & Associates Pty Ltd, Property Valuers & Consultants.

A literature review was carried out to determine how other metropolitan and regional councils approached the promotion of their employment lands and to determine an appropriate format for the brochure. Many of these documents were produced by professional marketing agencies or consultants.

An assessment was undertaken to determine what strengths the Hawkesbury had to encourage businesses to relocate. It was determined that primarily these we:

1. Close proximity to Sydney – less than 1 hour drive from the CBD

ORDINARY MEETING

Meeting Date: 04 February 2014

2. The availability of reasonably priced land for development, reasonably priced business unit stock and very competitive rentals.
3. A range of lifestyle options for business owners and employees who may wish to relocate.

It was decided to design the brochure in an eye catching square shape to differentiate it from other marketing material. The shape is designed to attract attention while still being economical to produce in house. The name "Ready for Change" is an invitation for prospective business owners and government agencies. The colour green was used to reflect 'a fresh start' and 'growing' and compliments Councils corporate blue.

The cover page is designed to associate the Hawkesbury with Windsor as there seems to be general confusion about our location. Windsor station was chosen as the front cover for the brochure as it demonstrates a contemporary transport link available within the Hawkesbury. Council staff modelled for the front cover to reduce the costs of the publication. A range of occupations including IT were demonstrated by the models and the cover reflects movement and action with the blurred image.

The brochure begins by locating the Hawkesbury relevant to its position in the outer north-west of Sydney with emphasis on the fact that it is less than an hour from the CBD. A map provides travel times not only from Sydney but also provides the same information for possible options a business owner may consider to reinforce that fact that the Hawkesbury is not as far away as it may seem. The map also demonstrates transport links and the proposed North West Rail Link.

A brief introduction to the Hawkesbury in easy to read point form details our location and what the Hawkesbury has to offer. A QR code is provided that links to Council's website.

An explanation of all our business centres with what they offer and an indication of the type of zoning and sizes of lands available is provided in the brochure together with a colour coded map which locates the areas within the city.

The brochure then features, what is considered to be one of the area's strengths, in that it has some of the best value rents for industrial and commercial operators offering between a 30-50% saving compared to other Sydney locations. These figures are based on information provided by Lunney Watt & Associates Pty Ltd, Property Valuers & Consultants.

Many comparable documents reviewed provided information on workforce demographics and training and educational facilities available to business and therefore this information was included in the brochure.

As lifestyle was considered to be an attractant for the area one page of the brochure is devoted to the many positive aspects living in the Hawkesbury provides such as access to quality sport and recreational areas, a wide range of housing options, access to a beautiful river system and natural areas, excellent public and private health facilities as well as quality schools.

As a further feature of the proposed brochure three profiles of successful local businesses, all at different stages of development, were chosen to feature in the document. This is designed to demonstrate the wide range of opportunities available in the area to conduct and grow successful businesses.

The first profile of the Cooks' Co-op demonstrates a business choosing a fresh start in the Hawkesbury. The owner, a well-known Sydney chef Martin Botez, adds credibility to the choice of the area for a new business by locating his new business within it, combining his culinary career with the farming of sustainable and chef grade produce.

The second profile on Kurrajong Kitchen emphasises a home grown business that has prospered and achieved national success and demonstrates that the area can support the growth of business. The company's products are widely stocked in major supermarkets and delicatessens.

ORDINARY MEETING

Meeting Date: 04 February 2014

The third profile on Hannapak, one of the area's major companies, demonstrates the longevity a business can achieve in the Hawkesbury with the highly successful primarily packaging company entering a second generation.

Interspersed with these profiles the document provides information on our current key industries and highlights the rural, aviation and boutique/tourism industries as opportunities.

The document concludes by emphasising the Hawkesbury's connectivity both technologically with access to the National Broad Band Network and via transport links and provides contact information.

In accordance with part three of Council's resolution, informal discussions were held with a number of high profile businesses in the City regarding a possible contribution to the production of the document; however, it was ultimately considered that for probity reasons it would be difficult to offer the opportunity for any business to financially contribute to the document. Also Council's website policy does not allow for paid advertising which effectively this would be. For these reasons this aspect was not pursued.

The draft Brochure to Promote Employment Lands was presented to a1 the Councillor Briefing Session held on 3 December 2013 and further feedback was sought from Councillors in January 2014 prior to the finalisation of the document.

The 200x 200mm saddle stitched 12 page business brochure is proposed to be produced in hard copy with a slightly heavier cover of 170gsm silk coated Fuji Colourtek with inside pages of 120gsm silk coated Fuji Colourtek. The approximate cost of production of 500 copies would be \$750. This does not include staff time already devoted to the production of the document.

The document will also be placed on Council's website and will form the basis of a, to be developed, dedicated business page. The brochure will also be made available for distribution on CD and USB. A postcard pointing to the brochure on Council's website has also been developed and is included as Attachment 2 to this report. This will be a convenient way of distributing information about the brochure and enabling interested businesses to access information. These postcards can be produced for a cost of \$100 for 500.

It is intended to mail the brochure to relevant government departments' commercial real estate agents and key industry bodies. The document will also be available for distribution on CD and USB. The postcard will be readily available for use in all promotional opportunities.

Conformance to Community Strategic Plan

Proposal is consistent with the Supporting Business and Local Jobs CSP theme:

- Plan for a range of industries that build on the strengths of the Hawkesbury to stimulate investment and employment in the region.
- Offer an increased choice and number of local jobs and training opportunities to meet the needs of Hawkesbury residents and to reduce their travel times.
- Help create thriving town centres, each with its own character that attracts residents, visitors and businesses.

and is also consistent with the nominated strategy in the Community Strategic Plan being:

- Increase the focus on high end jobs and innovation to build on our strengths and achieve a diverse industry base.

ORDINARY MEETING

Meeting Date: 04 February 2014

Financial Implications

There is no current budget for the production of a Brochure to Promote Business Lands although the development costs have been absorbed into the day to day operations of Council's Strategic Activities and Corporate Communication Branches with the assistance of Corporate Services and Governance. The cost to print the brochure and postcards would be \$850. With an allowance for the provision of the brochure on CD and USB funding of approximately \$1,000 would be required. This could be funded from the Corporate Communication Budget under Communication Program Materials.

RECOMMENDATION:

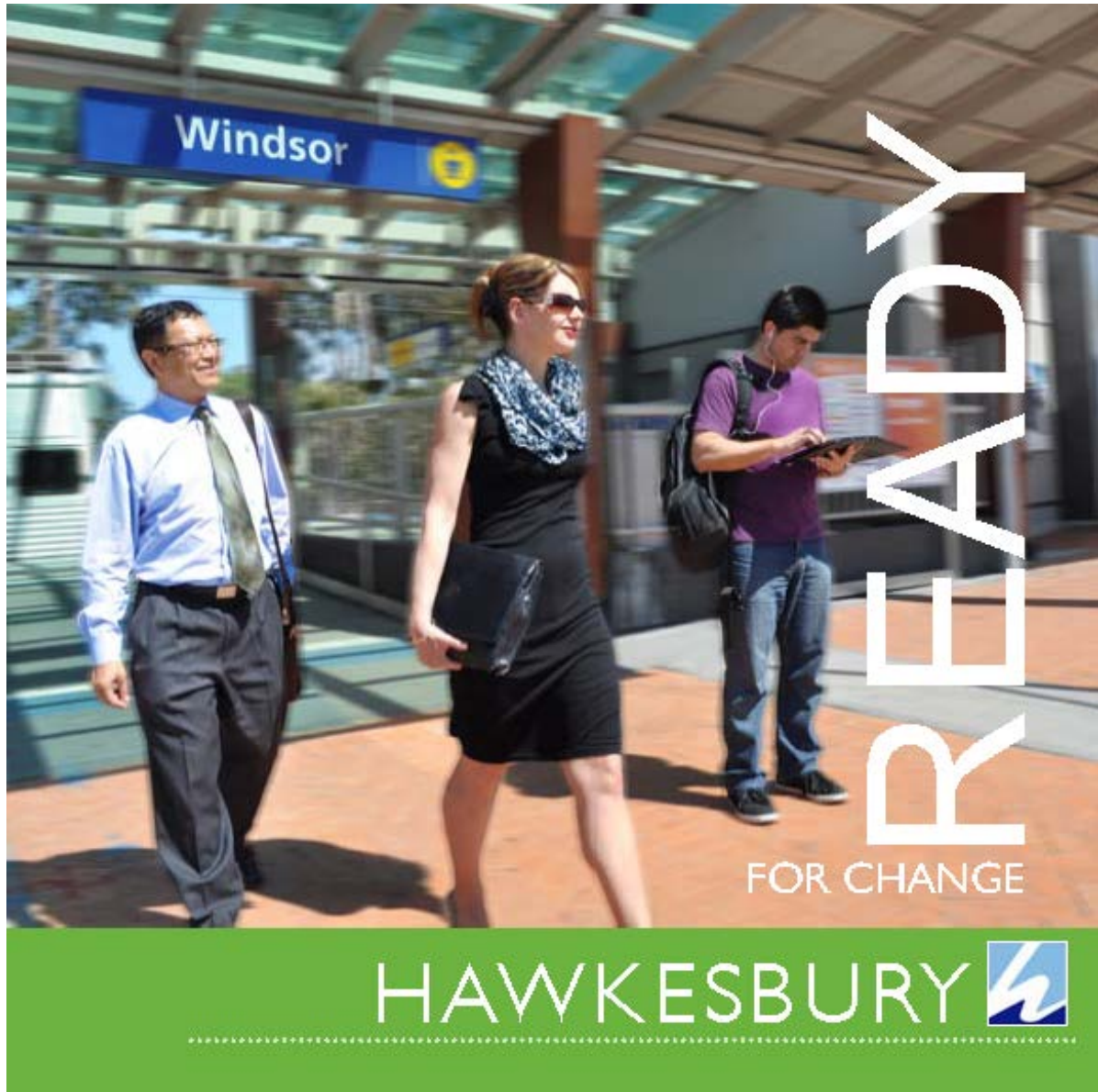
That the Business brochure to "Promote Business Lands" be approved for printing and distribution as indicated in the report, subject to minor editing changes.

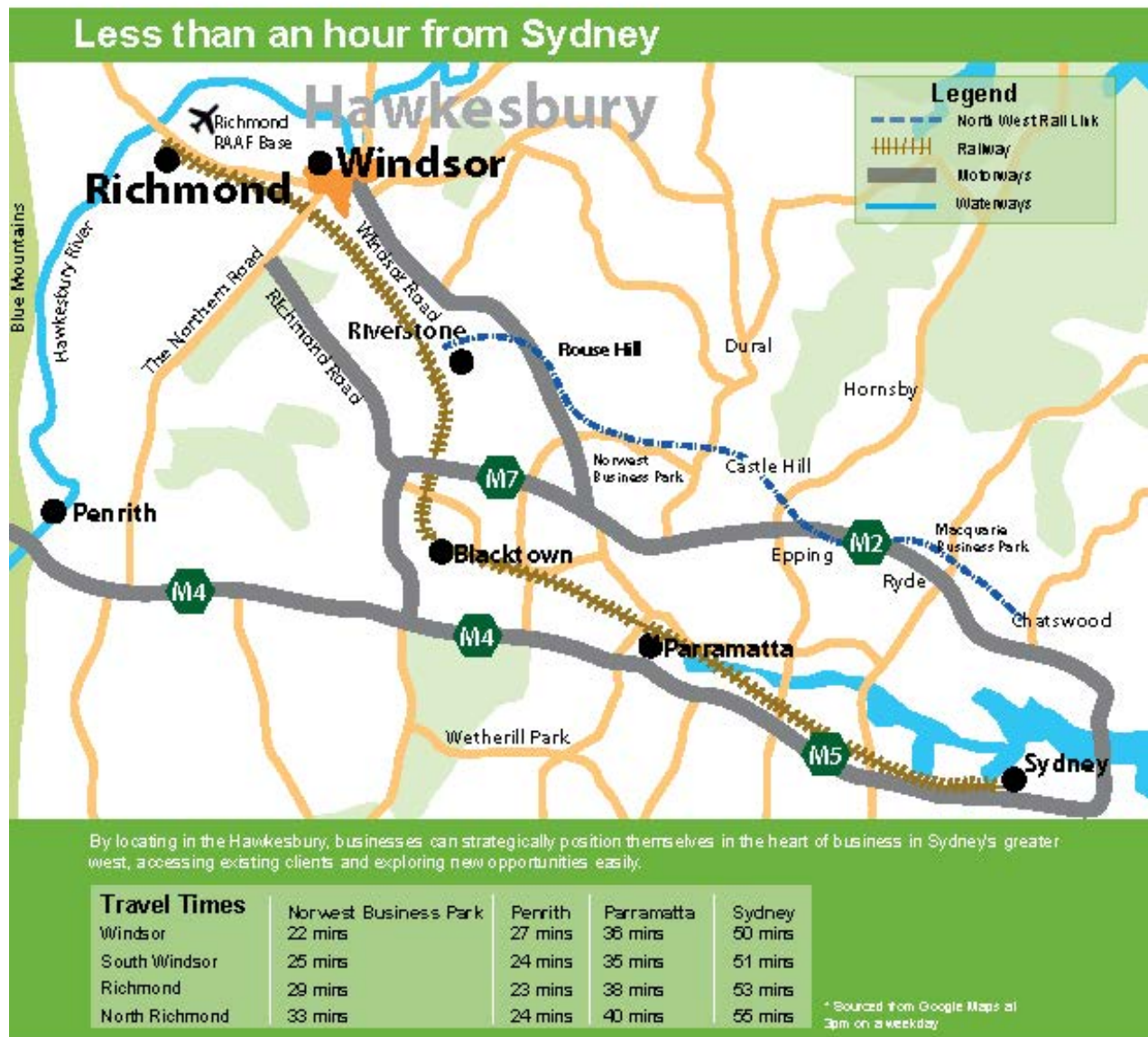
ATTACHMENTS:

AT - 1 Brochure to Promote Business Lands

AT - 2 Postcard to Promote Business Lands

AT - 1 Brochure to Promote Business Lands







The HAWKESBURY

Put yourself at the forefront of business development
in the Hawkesbury

Located in the outer north west

- Less than an hour from Sydney CBD, the Hawkesbury covers 2,776 square kilometres and is home to approximately 64,234 residents
- The Hawkesbury is the largest Local Government Area in the greater Sydney region
- At the foot of the Blue Mountains
- In close proximity to other major business centres including Norwest Business Park, Penrith and Parramatta

Offering

- A diverse range of affordable land and real estate options
- Opportunity to benefit from key regional assets and economic drivers which contribute to the growing success of the region
- Access to recreational opportunities including the beautiful Hawkesbury River, 220 parks and 1,616 square kilometres of National Parks
- Boutique shopping experiences, cafe lifestyle
- A range of lifestyle choices from fully serviced towns and unique villages to rural residential settings
- Highly qualified population - a great source of vocationally skilled and dedicated local professionals
- Easily accessible by major arterial roads and public transport network
- The Hawkesbury is an ideal location for new and existing business to invest

www.hawkesbury.nsw.gov.au



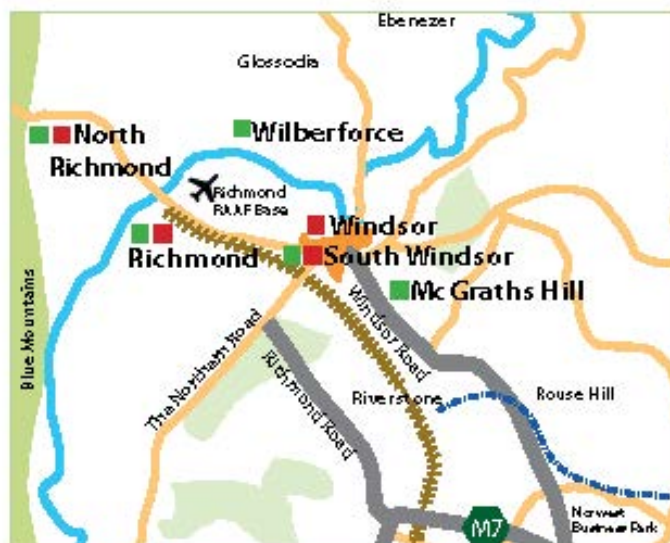
Business Centres to suit all needs

- **Richmond** – a traditional main street centre and industrial precinct
Richmond CBD is located south of the Hawkesbury River and is a traditional main street centre. The Richmond industrial precinct is zoned for light industrial uses and is located on the eastern edge of Richmond CBD near RAAF Base Richmond. Contains a range of light industrial units with lots generally between 2,500 and 5,000 square metres.
- **South Windsor** – industrial hub of the Hawkesbury
South Windsor industrial precinct is zoned for general industrial with some light industrial land. Contains predominately smaller lots up to 10,000 square metres. Smaller commercial and retail premises also available in the South Windsor town centre.
- **Wilberforce** – economical choice for industry
Industrial land known as 'Woodlands Industrial Estate'. The precinct contains a range of general industrial uses which have large outdoor storage areas. Estate contains lots generally between 2,500 and 5,000 square metres.
- **Windsor** – attractive heritage town, main street centre and pedestrian mall
Located on the bank of the Hawkesbury River, Windsor CBD extends 1.5km and includes a landscaped pedestrian mall and a riverfront precinct. Business premises include retail shopfronts and office premises. Commercial and retail premises also available at Windsor Railway Station precinct.



The Hawkesbury has over 1779 hectares of commercial and industrial land available, with precincts to suit a wide range of needs

- **Mulgrave** – closest industrial area to Sydney CBD
Zoned predominately for general industrial land use with some sections zoned for light industrial and business. Industries include steel manufacturing, auto repair and servicing, warehousing and storage, other local light industry and a retail bulky goods development. Contains larger lots greater than 10,000 square meters with some smaller lots.
- **North Richmond** – industrial areas with lifestyle choice
North Richmond industrial precinct is zoned wholly for industrial land use. Lots are generally greater than 5,000 square meters with some larger lots of over 10,000 square metres.



Key Business Centres

Industrial

- Mc Graths Hill
- Richmond
- North Richmond
- South Windsor
- Wilberforce

Commercial

- North Richmond
- Richmond
- South Windsor
- Windsor

An economy ready for expansion

More premises for less cost

Affordable Rent for Business

The Hawkesbury area offers some of the best value rents for industrial and commercial premises for a business operator.

Businesses looking for industrial premises can save up to 30-50% on rents compared to rents experienced in other Western Sydney locations, by operating locally in the Hawkesbury area. * Industrial rents start from about \$80/sqm for modern industrial premises. See graph on next page.

Business looking for commercial/retail premises can enjoy traditional town centre locations and below average market rents. Commercial rents are generally stable and are not subject to market fluctuations as in other Western Sydney locations. * Commercial rents start from about \$275/sqm for modern commercial premises (eg. 80-100sqm office).

To support a growing economy, the Hawkesbury Employment Lands Strategy was developed by Hawkesbury City Council to identify the actions that need to be made now for the future to keep the economy prosperous. Key to this is meeting the need for business lands (and floor space preferences) and building on the industry strengths of the area. The Strategy identifies new locations for business land in the Hawkesbury area (new or extensions of existing areas) and the Council will pursue this land supply for the future (eg. Clarendon, Mulgrave, South Windsor, North Richmond) via its City Planning Division - Strategic Land Use Planning, Development Services, and Regulatory and Compliance Services.

Attractive rent values is a highly positive aspect of doing business in the Hawkesbury, as identified in Hawkesbury Council's Employment Lands Study, along with excellent access to the M2 and M7.

* Information based on industrial and commercial rents comparison advice prepared by Lunney Williams Associates Pty Ltd, Property Valuers & Consultants (10 October 2013)





- Industrial premises similar to that offered in South Windsor/Mulgrave Industrial lands and premises.
- Data produced by Lunney Wall & Associates Pty Ltd, Property Valuers and Consultants.
- Based on 1,000 - 1,100m² building

- Modern Industrial - 15% Office
- Older Industrial - Basic Amenities
- Hawkesbury Modern Industrial - 15% Office
- Hawkesbury Older Industrial - Basic Amenities

A READY workforce



Workforce Demographics

- A local workforce of 32,885 people, a large portion being professionals
- Highly skilled and stable workforce - 95.4% employed
- 63% of the Hawkesbury workforce, work and live in the Hawkesbury
- The remaining 37% of the Hawkesbury workforce travel to work outside of the Hawkesbury
- The broader regional workforce catchment is over 850,000 potential employees
- With a skilled, educated workforce highly interested in local job opportunities, the Hawkesbury is an ideal location for businesses.

Our population comprises

Age groups	%
0 to 4	6.8
5 to 11	10.0
12 to 17	9.3
18 to 24	10.1
25 to 34	1.8
35 to 49	21.9
50 to 59	13.1
60 to 69	9.5
70 to 84	6.2
85 and over	1.4

Projected population growth

2016	69,790
2021	72,950
2026	77,930
2031	82,590

* ABS Census Population and Housing, 2011

Training and education to support business

- University of Western Sydney, Hawkesbury Campus Richmond
- TAFE NSW, Western Sydney Institute, Richmond College
- Macquarie Community College - Hawkesbury

The University of Western Sydney, Hawkesbury Campus offers courses in the key areas of Natural Sciences, Education and Nursing. There are many research centres related to these fields located on this campus.

TAFE NSW, Western Sydney Institute, Richmond College offers training and assessment services in Information Technology, Business and Administration Services, General Education, Animal Care, Equine Studies, Sustainable Agriculture, Aquaculture, Floristry and Horticultural and Environmental Studies.

The proximity of these educational institutions provides residents and business with access to high quality educational services. There is a diverse range of skilled workers in a variety of occupations in the Hawkesbury.



Occupation	%
Managers and Professionals	27.8
Technicians and Trades Workers	18.8
Community and Personal Service Workers	9.6
Clerical and Administrative Workers	15.4
Sales Workers	8.9
Machinery Operators And Drivers	8.5
Labourers	9.4
Inadequately described	1.7

Qualification	Hawkesbury %	Greater Sydney %
Bachelor/Higher degree	11.5	24.1
Advanced Diploma/Diploma	8.2	9.0
Vocational	25.1	15.1
No qualification	44.7	40.5
Not stated	10.5	11.3

* ABS Census Population and Housing, 2011



A LIFESTYLE that works for you

The Hawkesbury is a strategic location with direct road links and rail access combined with a village lifestyle beyond suburbia.

For a place that offers great work and lifestyle opportunities for employers, look no further than the Hawkesbury.

Abundant recreational areas, rural residential living and villages, diverse sport and leisure activities combine to make the Hawkesbury an easy choice.

The Hawkesbury region includes a beautiful river system and wetlands, wilderness areas and National Parks and Reserves. The region is also steeped in history with many original and restored historical buildings as well as Aboriginal heritage sites.

The Hawkesbury lifestyle is also influenced by art, craft and antique outlets as well as high quality restaurants and cafes.

A broad range of high quality sporting and recreational facilities and clubs are located in the Hawkesbury, along with a high number of leisure, community and family support organisations and a modern Aquatic Centre, 'Hawkesbury Oasis'.

The Hawkesbury's reputation as a popular tourist and recreational area

on Sydney's doorstep, brings many visitors to the area on a daily basis and for overnight stays. New opportunities for the discerning business investor abound for the Hawkesbury tourism market.

To support the Hawkesbury tourism market, Hawkesbury Visitor Centre provides visitors services to the public and is a key resource for knowing the area and its potential and promoting the area in partnership. The centre is open seven days a week, except key public holidays.

The Hawkesbury includes excellent access to quality public and private health services and facilities, and it's a region that offers a good mix of private and public schools.

Both the University and TAFE provide high quality training for a diverse range of professions and industry with a well trained local workforce available.

Come and experience a village lifestyle with access to all that Sydney has to offer, less than an hour away.

LOCAL BUSINESS
PROFILEA place for
A FRESH START

Executive chef and LONGRAIN founding partner, Martin Boetz made a dramatic tree change to the Hawkesbury recently when he quit the lauded Surry Hills restaurant after 14 years. German-born Martin is now making his own success story by focusing on The Cooks Co-Op at his rural property on the Hawkesbury River.

Located in Sackville, an hour northwest of Sydney, the Cooks Co-Op is an 11ha property, featuring an extensive vegetable garden which, in conjunction with produce from other local farmers, supplies a number of Sydney's finest restaurants.

"It's been easy to trade the city for the stunning river and bushland setting to live here full-time – it's a sanctuary for foodies and chefs alike."

Highly respected in the industry, Martin is already inspiring chefs to pick their own food and truly embrace the "paddock to plate" ethos. His vision is to create a community for chefs and cooks, where they can grow their own produce as a co-op, and to include local small farmers who want to supply their produce direct to the chefs.

For this reason, Martin has chosen the Hawkesbury, a place where he can pursue a culinary career while concentrating on sustainable farming and the creation of quality chef grade produce.

To complete his vision, plans have been approved to convert two of the existing sheds into a full commercial studio kitchen, a function and events space as well as some accommodation for visiting chefs and event guests.

Visit www.cooksco-op.com for more details.



POMEGRANATES

- Lower Portland

GOAT'S CURD - Wilberforce

ORANGES

- Sackville

"It's something I've always wanted to do. I'm passionate about horticulture and food, and the Hawkesbury is the best place to make it happen."

The Hawkesbury has a large industrial sector and many large companies have found the Hawkesbury to be a profitable location that offers a better lifestyle.

Industry Opportunities



Key Industries

A diverse range of industries currently conduct work in the Hawkesbury. This creates a dynamic economy for both current and future growth. The current top five industries based on output are:

Industry Sector	Output \$M
1. Manufacturing	\$2,141,000
2. Public Administration & Safety	\$743,000
3. Construction	\$670,000
4. Rental, Hiring & Real Estate Services	\$541,000
5. Agriculture, Forestry & Fishing	\$276,000

* Remplan Economic Modelling, June 2011

Rural industry

The availability of agricultural land so close to the Sydney Metropolitan area offers many opportunities to develop profitable niche markets. The Hawkesbury is home to many successful rural industries such as fruit and vegetable farming (including mushrooms), orchards and organic production. Other significant industries include turf farming, poultry, cut flowers and the equine industry (breeding, racing, training).

Aviation related Industries

The Royal Australian Air Force's Richmond Air Force Base is one of Australia's oldest Bases and a major contributor to the Hawkesbury region and National Defence.

The presence of the RAAF Base provides an ideal opportunity for aviation related industries such as those designed to service defence organisations. There are opportunities for major aviation companies and smaller contractors.

Top 5 Employing Industries

The Hawkesbury has a skilled workforce that allows industries to employ reliable, professional and knowledgeable employees.

Industry Sector	Jobs
1. Manufacturing	2,706
2. Public Administration & Safety	2,567
3. Retail Trade	2,406
4. Health Care & Social Assistance	2,192
5. Education & Training	1,947

RAAF Richmond is here for the long term as an important logistic transportation and operating base for the whole Australian Defence Force. It will continue to be a great source of opportunity and employment in the region.

Boutique Appeal

With heritage streetscapes and delightful towns and villages, opportunities abound for the establishment of retail and hospitality businesses to service the many people who visit our beautiful area, as well as expanding choice for our local population.

With its strong rural base and yet close access to Sydney, the Hawkesbury is the ideal location for many companies wanting to make the change to a better way of business.

LOCAL BUSINESS
PROFILESuccess from
A SIMPLE IDEA

From humble beginnings as a side menu item at a local Kurrajong restaurant to one of the crackerbreads most selected/seen on supermarket shelves, Lavosh crackerbread by Kurrajong Kitchen has become a favourite product on dinner tables around Australia and the world.

Karen and Ben Lebsanft are the proud Australians behind Lavosh, which has its head office in Windsor, an industrial area in the Hawkesbury that includes many such entrepreneurial businesses, large and small.

Their product is widely used in the food service industry and for dinner parties, hampers, picnics or even just a snack at home.

Kurrajong Kitchen has grown in the Hawkesbury from the start. Back in 1993, using their traditional Armenian recipe, Ben and Karen made their Lavosh bread for cheese platters for their boutique restaurant in Kurrajong NSW. They then decided to market their product to chefs around Australia.

As business owners, Karen and Ben have always been innovative in their marketing, which started back in their restaurant days.

"We once promoted our restaurant by posting menus and a muslin bag of seeds and spices to 1500 customers on our mailing list, so we have to admit that innovation has always been a core part of our business plan," Karen says.

Their creativity won an innovation award and their 'stickability' and persistence has also ensured they have many loyal customers from far and wide, not to mention loyal, happy staff.



In the late 90s, Karen and Ben realised that Lavosh had the potential to become a fulltime business, so with the demand for Lavosh increasing, they and bought a bakehouse for production.

They turned their creative minds to the right packaging and found themselves with a great product for supermarkets shelves – with the added bonus of supermarket point-of-sale scan data.

This data now informs them that their eye catching Lavosh boxes are in the top 20 cracker crispbreads recognised by consumers.

Still baking Lavosh in traditional methods and displaying unique home baked characteristics, Kurrajong Kitchen passionately creates a product to lift food entertaining to a new level. Proudly Australian owned and made in the Hawkesbury.

"We love the challenges and satisfaction that being an owner-operator brings, and we love doing business in the Hawkesbury, with great connections to local staff, and business support from the community."

LOCAL BUSINESS
PROFILEThe strength of
PROVEN EXPERIENCE

Hannapak is one of the top four carton manufacturers in Australia. It is the one of the longest-standing major corporations in the Hawkesbury with its headquarters based at North Richmond, NSW.

Hannapak is part of the Hanna Group, which is wholly owned by the Hanna family and was established in 1957.

Today, Hannapak has over 175 staff and operates its state-of-the-art manufacturing facility in North Richmond, with a regional sales office in Melbourne.

As Charles Hanna, Managing Director, acknowledges, Hannapak is the largest privately owned paperboard-packaging manufacturer in Australia.

"We create partnerships with leading companies, providing packaging solutions that complement and enhance clients' brand, market and supply-chain strategies," Mr Hanna says.

Hannapak aims for operational excellence through teamwork, quality-assurance systems and a customer-focused culture throughout our company.

"We achieve our goals by providing a working environment in which people feel respected and are given the opportunity to grow," Sam Hanna, Director of Sales and Marketing says.

Operating on the principles of trust, innovation and value, Hannapak have long enjoyed productive relationships with their clients. Their focus on continual investment in people, processes and the tailoring of packaging solutions to our clients' needs, has helped Hannapak to achieve their consistent goal of operational excellence.



Hannapak is also valued as a committed and responsible member of the community, working towards building lasting and positive relationships with community partners.

The company is an integral part of its region, supporting developments beneficial to the local community and environment, such as Hanna Park located on the banks of the Hawkesbury River, North Richmond. In partnership with local schools and colleges, Hannapak also foster an awareness of responsible commerce and community spirit.

By setting targets in areas such as waste reduction and the use of recycled and sustainable materials, Hannapak shows active commitment to managing their business in an environmentally responsible manner.

Hannapak's commitment to the sustainable manufacture, use and recycling of packaging is backed by their sponsorship of The Packaging Covenant.

"We are also continually developing our KPI measurement criteria to meet and exceed the standards set for excellence in business practice," adds Charles Hanna.

"We are committed to partnerships with customers and community that work towards ever-greater sustainability."

"Hannapak's quality-assured, customer-driven culture is reflected in our excellent track record. Our goal now, as ever, is to create long-term relationships based on trust, innovation and value" - Sam Hanna, Director of Sales and Marketing



Connect with THE HAWKESBURY

New information and communications technology is providing opportunities for people to collaborate and transact more effectively.

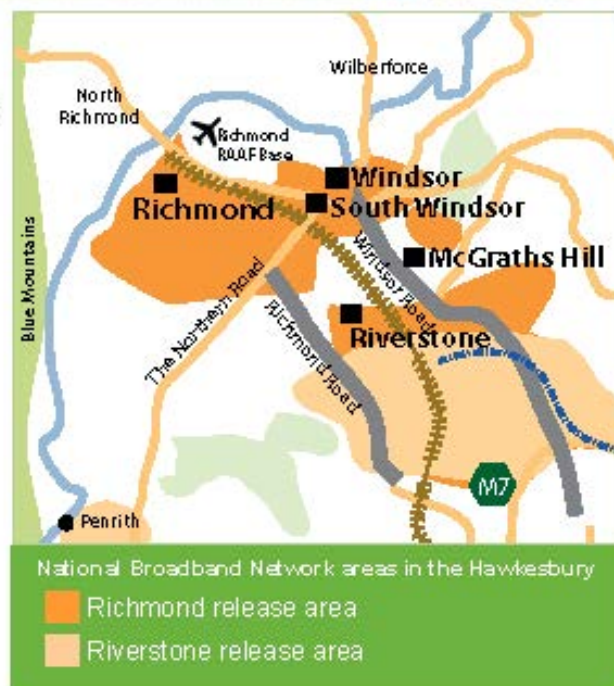
The Hawkesbury's key business centres will all have access to the National Broadband Network by the end of 2013, providing fast and reliable connections to your customers around Australia and the World.

Transport LINKS

- Easy access to M2, M7, M4
- CityRail - Richmond line
- Waterway access to Sydney

Contact

- Hawkesbury City Council, Strategic Activities for more information about locating your business in the Hawkesbury
- Ph: (02) 4550 4444
- Email: council@hawkesbury.nsw.gov.au



ORDINARY MEETING

Meeting Date: 04 February 2014



HAWKESBURY
ready for change

www.hawkesbury.nsw.gov.au

AT - 2 Postcard to Promote Business Lands



HAWKESBURY
Put yourself at the forefront of business
development in the Hawkesbury



Contact Hawkesbury City Council
Strategic Activities for more information about
locating your business in the Hawkesbury
Ph: (02) 4560 4444
Email: council@hawkesbury.nsw.gov.au
www.hawkesbury.nsw.gov.au



Please note: The QR code is sample only and will be provided when a web link is established.

oooO END OF REPORT Oooo

ORDINARY MEETING

Meeting Date: 04 February 2014

Item: 4 **GM - Final Report of NSW Independent Local Government Review Panel - Revitalising Local Government - October 2013 and Report of Local Government Acts Taskforce - October 2013 - (79351)**

Previous Item: 148 (Ordinary, 28 August 2012)
 41 (Ordinary, 12 March 2013)
 110 (Ordinary, 25 June 2013)

REPORT:

Executive Summary

In August 2011, the Division of Local Government (DLG) conducted a "Destination 2036 Workshop (the Workshop) with representatives from all NSW councils and other related industry groups attending.

Subsequently, the Minister for Local Government (the Minister) established a Steering Committee (SC) to progress the work undertaken at the Workshop. The SC then produced an Actions Plan and Outcomes Paper which following their release for comment are now guiding the SC's activities.

In addition, the Minister also appointed the NSW Independent Local Government Review Panel (the Panel). The Panel's Terms of Reference "is to investigate and identify options for governance models, structural arrangements and boundary changes for local government in NSW" taking a number of matters/issues into consideration.

In July 2012 the Panel released a Consultation Paper titled "Strengthening Your Community" and called for submissions on a number of 'Key Questions' raised in the Paper. In November 2012, the Panel issued a further Consultation Paper titled "Better, Stronger Local Government – The Case for Sustainable Change". Following the consideration of reports regarding each of these Consultation Papers the Council made a submission on each Paper.

In April 2013, the Panel released a further Consultation Paper titled "Future Directions for NSW Local Government - Twenty Essential Steps - April 2013" and called for submissions. Subsequently at its meeting held on 25 June 2013 Council considered and endorsed a submission on the Paper.

In October 2013, the Panel presented its Final Report titled "Revitalising Local Government" to the Minister.

In addition, the Government had also previously established a Local Government Acts Taskforce (the Taskforce) in order to undertake a review of the Local Government Act (the Act) and the City of Sydney Act. In October 2013 the Taskforce also submitted its report and recommendations to the Minister.

On 8 January 2014, the Minister released the reports of both the Panel and the Taskforce and indicated that comments on both reports would be received until 7 March 2014.

Consultation

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

Background

In August 2011, the DLG conducted a "Destination 2036" Workshop (the Workshop) with representatives from all NSW councils and other related industry groups attending. Council was represented at the Workshop by the Mayor and General Manager with a report concerning the outcomes of the Workshop being submitted to the Council meeting of 13 September 2011 for Council's information.

ORDINARY MEETING

Meeting Date: 04 February 2014

Subsequently, the Minister established a SC to progress the work undertaken at the Workshop. The SC consists of representatives of the Local Government and Shire Association of NSW (LGSA), Local Government Managers Australia (LGMA) and the DLG. The SC then produced an Action Plan and Outcomes Paper which following their release for comment are now guiding the SC's activities.

In addition, the Minister also appointed the Panel. The Panel's Terms of Reference are:

"to investigate and identify options for governance models, structural arrangements and boundary changes for local government in NSW", taking into consideration:

1. *Ability to support the current and future needs of local communities*
2. *Ability to deliver services and infrastructure efficiently effectively and in a timely manner*
3. *The financial sustainability of each local government area*
4. *Ability for local representation and decision making*
5. *Barriers and incentives to encourage voluntary boundary changes*

In conducting the review the Panel will:

- *Ensure recommendations meet the different nature and needs of regional, rural and metropolitan communities*
- *Consult widely with the broader community and key stakeholders*
- *Take into account the work completed, and future work to be completed, under the Destination 2036 initiative*
- *Take into account the broader interests of the State including as outlined in the State Plan*
- *Consider the experiences of other jurisdictions in both the nature and implementation of local government reform*
- *Take into account the Liberal-National's 2011 election policy of no forced amalgamations"*

It has been indicated that the Panel intends to undertake its review process in four stages, namely:

Stage 1: Identifying key issues and exploring ideas.

Stage 2: Options for change.

Stage 3: Future directions.

Stage 4: Final report (July - September 2013)

As part of "Stage 1", "Stage 2" and "Stage 3" of this process the Panel released Consultation Papers titled "Strengthening Your Community – July 2012", "Better, Stronger Local Government – The Case for Sustainable Change - November 2012" and "Future Directions for NSW Local Government - Twenty Essential Steps - April 2013". Council considered reports in relation to each of these Papers and subsequently resolved to make submissions in accordance with the drafts attached to the reports at the time.

ORDINARY MEETING

Meeting Date: 04 February 2014

It will be recalled that in association with the Panel's "Stage 3" Consultation Paper a number of specific issues were addressed in the report and draft submission submitted to the council meeting held on 25 June 2013 in relation to matters such as:

- Financial Sustainability
- Infrastructure
- The Rating System and Rate-Pegging
- ROCs V County Councils
- Possible Boundary Adjustments/Amalgamation
- Political Leadership
- The role of the Mayor

A copy of the report submitted to the Council meeting of 25 June 2013, which includes a copy of the draft submission on the Consultation Paper in included as Attachment 1 to this report. Council subsequently resolved:

"That:

- 1. The Draft Submission attached to the report be endorsed and referred to the NSW Independent Local Government Review Panel in response to the Panel's Consultation Paper "Future Directions for NSW Local Government - Twenty Essential Steps - April 2013".*
- 2. Initially, appropriate discussions be held with The Hills Shire Council and Blacktown City Council regarding suggestions contained within the report concerning possible boundary adjustments that would result in the boundaries of Hawkesbury City Council being adjusted to incorporate a significant portion of the North West Growth Centre and a further report submitted to Council as a result of such discussions.*
- 3. Any further approaches by Penrith City Council regarding that Council's suggestion for boundary adjustments with Hawkesbury City Council be reported to Council for its consideration."*

In connection with the second part of Council's resolution the Mayor, Deputy Mayor and General Manager met with the Mayor and General Manager of The Hills Shire Council (The Hills) to discuss the various proposals put forward. At that meeting The Hills put forward its reasoning for its proposals for boundary changes as well as this Council putting forward the reasoning for its suggestions. The possible amalgamation of both areas was also raised and discussed. The Mayor of Blacktown City Council indicated that they did not wish to meet to discuss Council's proposals.

The Hills did not express support or interest in this Council's proposals for boundary adjustments as suggested in the previous report and while an amalgamation possibility was discussed no conclusions were drawn. It was generally agreed that any such proposals may need further consideration in the light of the Panel's final report.

In respect of part 3 of Council's resolution no further approaches have been received to date from Penrith City Council. Should this occur in future an appropriate report will be submitted to Council.

In October 2013, the Panel presented its Final Report titled "Revitalising Local Government" to the Minister.

In addition, the NSW Government had also previously established a Local Government Acts Taskforce (the Taskforce) in order to undertake a review of the Local Government Act (the Act) and the City of Sydney Act. In October 2013, the Taskforce also submitted its report and recommendations to the Minister.

ORDINARY MEETING

Meeting Date: 04 February 2014

On 8 January 2014, the Minister released the reports of both the Panel and the Taskforce and indicated that comments on both reports would be received until 7 March 2014. Following the release of these documents by the Minister LGNSW also issued a Media Release calling for the Minister to extend the period for submissions on these reports to the end of April 2014. No advice of any extension had been received at the time of preparation of this report.

A copy of the reports of the Panel and Taskforce, as well as supporting documentation for the Panel's report, can be accessed at the following page within the Division of Local Government website:

http://www.dlg.nsw.gov.au/dlg/dlghome/dlg_GeneralIndex.asp?areaindex=REPORTS&mi=50&ml=1

A copy of the Minister's Media Release in association with the release of the reports is also available at the following page:

[http://www.dlg.nsw.gov.au/dlg/dlghome/documents/Information/Media Release - Local Government Panel and Taskforce final reports released.pdf](http://www.dlg.nsw.gov.au/dlg/dlghome/documents/Information/Media%20Release%20-%20Local%20Government%20Panel%20and%20Taskforce%20final%20reports%20released.pdf)

A draft submission on the Panel's Final Report has been prepared for Council's consideration and is included as Attachment 2 to this report. It should be noted that rather than addressing the wide range of issues addressed in the Final Report, many of which have varied little from the previous Consultation Paper, the draft submission focuses upon those issues that have been previously raised by Council. In addition, comment upon the Taskforce report has also been incorporated in the draft submission.

Conformance to Community Strategic Plan

The proposal is consistent with the Shaping Our Future Together Directions statement;

- The Council be financially sustainable to meet the current and future needs of the community based on a diversified income base, affordable and viable services
- Maintain its independent identity and voice through strong local government and community institutions.

and is also consistent with the nominated strategy in the Community Strategic Plan being:

- Improve financial sustainability
- Broaden the resources and funding available to our community by working with local and regional partners as well as other levels of government.

Financial Implications

No financial implications directly applicable to this report at this stage.

RECOMMENDATION:

That the Draft Submission attached to the report be endorsed and referred to the Division of Local Government in response to the Final Report issued by the NSW Independent Local Government Review Panel and the report issued by the Local Government Acts Taskforce.

ORDINARY MEETING

Meeting Date: 04 February 2014

ATTACHMENTS:

AT – 1 Report to Council meeting of 25 June 2013.

AT - 2 Draft Submission to the NSW Division of Local Government regarding the Independent Local Government Review Panel's Final Report "Revitalising Local Government - October 2013" and Report of the "Local Government Acts Taskforce – 16 October 2013".

ORDINARY MEETING

Meeting Date: 04 February 2014

AT – 1 Report to Council meeting of 25 June 2013.

ITEM: 110 **GM - NSW Independent Local Government Review Panel - Submission to Consultation Paper - Future Directions for NSW Local Government - Twenty Essential Steps - April 2013 - (79351)**

Previous Item: 148 (Ordinary, 28 August 2012)
 41 (Ordinary, 12 March 2013)

REPORT:

Executive Summary

In August 2011 the Division of Local Government (DLG) conducted a "Destination 2036 Workshop (the Workshop) with representatives from all NSW councils and other related industry groups attending.

Subsequently, the Minister for Local Government (the Minister) established a Steering Committee (SC) to progress the work undertaken at the Workshop. The SC then produced an Actions Plan and Outcomes Paper which following their release for comment are now guiding the SC's activities.

In addition, the Minister also appointed the NSW Independent Local Government Review Panel (the Panel). The Panel's Terms of Reference "is to investigate and identify options for governance models, structural arrangements and boundary changes for local government in NSW" taking a number of matters/issues into consideration.

In July 2012 the Panel released a Consultation Paper titled "Strengthening Your Community" and called for submissions on a number of "Key Questions" raised in the Paper. In November 2012 the Panel issued a further Consultation Paper titled "Better, Stronger Local Government – The Case for Sustainable Change". Following the consideration of reports regarding each of these Consultation Papers the Council made a submission on each Paper.

The Panel has now released a further Consultation Paper (the Paper) titled "Future Directions for NSW Local Government - Twenty Essential Steps - April 2013" and is calling for submissions on the Paper with a request that submissions should be made by 28 June 2013. Following discussion at a Councillor Briefing Session, a Draft Submission has been prepared for Council's consideration to enable Council to make a submission on the Paper.

Consultation

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

Background

In August 2011 the DLG conducted a "Destination 2036" Workshop (the Workshop) with representatives from all NSW councils and other related industry groups attending. Council was represented at the Workshop by the Mayor and General Manager with a report concerning the outcomes of the Workshop being submitted to the Council meeting of 13 September 2011 for Council's information.

Subsequently, the Minister established a SC to progress the work undertaken at the Workshop. The SC consists of representatives of the Local Government and Shire Association of NSW (LGSA), Local Government Managers Australia (LGMA) and the DLG. The SC then produced an Action Plan and Outcomes Paper which following their release for comment are now guiding the SC's activities.

In addition, the Minister also appointed the Panel. The Panel's Terms of Reference are:

ORDINARY MEETING

Meeting Date: 04 February 2014

“to investigate and identify options for governance models, structural arrangements and boundary changes for local government in NSW”, taking into consideration:

1. *Ability to support the current and future needs of local communities*
2. *Ability to deliver services and infrastructure efficiently effectively and in a timely manner*
3. *The financial sustainability of each local government area*
4. *Ability for local representation and decision making*
5. *Barriers and incentives to encourage voluntary boundary changes*

In conducting the review the Panel will:

- *Ensure recommendations meet the different nature and needs of regional, rural and metropolitan communities*
- *Consult widely with the broader community and key stakeholders*
- *Take into account the work completed, and future work to be completed, under the Destination 2036 initiative*
- *Take into account the broader interests of the State including as outlined in the State Plan*
- *Consider the experiences of other jurisdictions in both the nature and implementation of local government reform*
- *Take into account the Liberal-National's 2011 election policy of no forced amalgamations”*

It has been indicated that the Panel intends to undertake its review process in four stages, namely:

Stage 1: Identifying key issues and exploring ideas.

Stage 2: Options for change.

Stage 3: Future directions.

Stage 4: Final report (July - September 2013)

As part of “Stage 1” and “Stage 2” of this process the Panel released Consultation Papers titled “Strengthening Your Community – July 2012” and “Better, Stronger Local Government – The Case for Sustainable Change - November 2012”. Council considered reports in relation to each of these Papers and subsequently resolved to make submissions in accordance with the drafts attached to the reports at the time.

In association with “Stage 3” the Panel has released a further Consultation Paper (the Paper) titled "Future Directions for NSW Local Government - Twenty Essential Steps - April 2013" and is calling for submissions on the Paper. A copy of the Paper has previously been provided to all councillors and is also available at:

[www.localgovernmentreview.nsw.gov.au/documents/LGR/Future Directions Paper.pdf](http://www.localgovernmentreview.nsw.gov.au/documents/LGR/Future%20Directions%20Paper.pdf)

The Paper was the subject of a presentation and subsequent discussion at the Councillor Briefing Session on 7 May 2013. The Panel has also conducted numerous consultations sessions, one of which was specifically for Blue Mountains, Hawkesbury and Penrith Councils which was held at Penrith on 14 June 2013. This session was attended by the General Manager, Director Support Services, Director Infrastructure Services, Chief Financial Officer, Human Resources Manager and Human Resources Officer.

ORDINARY MEETING

Meeting Date: 04 February 2014

It will be noted that as part of the "Preamble" to the Panel's current Paper it is suggested:

"The Panel has tested all its ideas, options and proposals against its goal. Its proposals are far-reaching but far from radical."

In addition, the Paper also suggests:

"Sadly, there is mounting evidence to show that the current system of local government in NSW is simply not up to the task"

and:

"Simply put, there are too many councils chasing too few resources."

The Panel is requesting that submissions be made on the latest Paper by 28 June 2013. A Draft Submission, included as Attachment 1 to this report, has been prepared, based in part upon the discussions at the recent Councillor Briefing Session, for Council's consideration to enable Council to make a submission on the Paper.

However, some matters contained in the submission also warrant specific mention in this report.

Rate-Pegging

With respect to the current system of rate-pegging it is noted that the Panel has indicated:

"The Panel's view is that the system of rate-pegging in NSW has impacted adversely on sound financial management. It creates political difficulties for councils that really should raise rates above the peg, and adds administrative costs. It is not applied in other states. The Panel's preference is for the system to be abandoned, subject to the imposition of the new fiscal responsibility framework outlined in section 4. However, the Panel accepts that rate-pegging has been in effect for over 30 years and is now part of the landscape in NSW. A proposal to abolish it completely may well prove unacceptable at this time. As an alternative, the Panel believes that the rate-pegging arrangements can be simplified and streamlined. The provisions of the Local Government Act can be applied more flexibly with reduced demands on councils for special documentation and additional community consultation."

In light of the above, the Panel's proposals for "Streamlining Rate-Pegging" are:

"The Panel proposes that, within a framework of enhanced fiscal responsibility, councils be allowed to increase rates by up to 3% more than the annual cap set or projected by IPART for the following 4 years, provided documentation certified by the Mayor and General Manager shows that:

- Appropriate and effective community engagement, tailored to local needs, has been undertaken in reviewing the Community Strategic Plan and preparing the council's 4-year Delivery Program, and details of those engagement processes have been documented in the Special Variation proposal*
- The Delivery Program meets the criteria set out in Box 4*
- The Delivery Program and 'price path' have been endorsed by the council's auditor or another suitable independent party as being soundly based and warranted to ensure the council's long term sustainability*
- The council is taking other necessary steps to improve asset and financial management.*

ORDINARY MEETING

Meeting Date: 04 February 2014

In addition, the Panel proposes that:

- *"Section 509 of the Local Government Act be amended to enable the Minister to exempt a council from rate-pegging on the basis of demonstrated high performance in asset and financial management.*
- *Under the Panel's proposals IPART's role would be modified to cover:*
- *Random audits to ensure the criteria are being satisfied*
- *Determining applications for increases greater than 3% above the cap*
- *Advising the Minister when a council warrants exemption from rate-pegging.*

Where an audit shows that a council has failed to meet the new criteria for Delivery Programs and/or Special Variations, the current rate-pegging arrangements would be re-applied."

It is suggested that while the above may not be the most desirable result in relation to the current rate-pegging situation it would be a significant improvement and could be supported by Council.

ROCs V County Councils

The Panel's Paper refers to the possible establishment of some 20 "new look", multi-purpose County Councils and suggests:

"The Panel is NOT proposing a 'fourth tier of government', nor an additional set of large bureaucracies. 'New look' County Councils would replace existing regional organisations. Local councils more or less as we know them today would remain the core of the system: they would 'own' and resource the County Councils in the same way many do now. Some regional functions would be referred to the County Councils which would then work alongside their member councils in performing those tasks."

Whilst the Paper appears to refer to these being established in rural/regional areas it is obvious these could also be applied to the metropolitan area.

When this was discussed at the recent consultation session it was suggested that in respect of the metropolitan area it may be more advantageous to leverage off the already established structures of relatively strong ROCs enhanced by legislative support rather than establish a new "structure". However, it appeared to be suggested that this was not the Panel's preferred course of action and that use of existing legislation regarding County Councils was viewed as being more appropriate.

In Council's previous submissions Council has strongly supported the concept of not adopting a "one size fits all" approach and that, if appropriate, a number of solutions to a situation should be considered. Whilst a County Council approach for regional strategic and related issues in rural/regional NSW may be appropriate it is suggested it would be unfortunate if the strengths of an existing significant ROC structure in the metropolitan area were not considered and enhanced to undertake the wider ranging strategic activities being referred to in this context.

Amalgamations and the Hawkesbury and Possible Boundary Adjustments/Amalgamation

The Panel has indicated that it has taken into account the State Government's policy of "no forced amalgamations" and the current Paper from the Panel incorporates much discussion concerning amalgamations and in respect of the need for amalgamations the Panel suggests:

"Amalgamations and boundary changes are not the panacea for local government's problems. However, the Panel has no doubt that they are an essential element of a wider package of reforms."

ORDINARY MEETING

Meeting Date: 04 February 2014

"There is simply not enough revenue or sufficient numbers of skilled staff to sustain 152 councils across NSW"

"... the financial and other challenges facing councils can not and should not be resolved simply by increasing grant support Mergers should be pursued where they can make a substantial contribution to addressing financial problems, reducing fragmentation of resources and duplication of effort, and building strategic capacity for the long term."

The Panel's report makes wide ranging suggestions for amalgamations and boundary changes, both for rural/regional NSW and the Sydney metropolitan area but is concerned that there is little likelihood of voluntary amalgamations occurring on the required scale.

In respect of the Hawkesbury the Panel has suggested:

"No change except

- *Possible boundary adjustment with The Hills and Blacktown to facilitate NW Growth Centre **and***
- *Possible long term merger with The Hills"*

Obviously, the Panel's suggestion for boundary adjustments has, if implemented, the potential to decrease this Council's area if a boundary adjustment resulted in the Vineyard Precinct of the NW Growth Centre moving to either The Hills or Blacktown Councils. This, it is suggested, would have significant detrimental effects on this Council in the removal of potential growth for the Council, particularly in the light of the recent announcement concerning the release of the Vineyard Precinct.

In contrast, it is suggested that a more appropriate adjustment would provide for a significant portion of the NW Growth Centre being moved, by way of boundary adjustments, from The Hills and Blacktown Councils to form an expanded area for Hawkesbury City Council. A move as suggested would enhance the sustainability of the Council in the future and would increase the level of its population to a level seen as being more appropriate by the Panel.

In addition, it is suggested that there would be a nexus between the areas to support such a move as it is possible that the existing population of the Hawkesbury will have a reliance on the employment opportunities to be offered by the NW Growth Centre. Conversely, the expanding Growth Centre population will be looking to the Hawkesbury for the facilities and environmental benefits that it would have to offer to that area.

If a boundary adjustment as proposed above were to occur it is suggested that the Hawkesbury would have the potential to become more financially sustainable while at the same time The Hills and Blacktown Councils would still remain as large, significant and financially sustainable local government areas.

With regard to the possible "long term merger with The Hills" it is suggested that this would not necessarily be the best ultimate course of action for the residents of the Hawkesbury or of the potentially enlarged council.

Much has been said in the past about the size of councils, particularly in the metropolitan context, and the "community of interest" that should generally exist within a council area. If the Hawkesbury, which is already the size, in area, of all of the existing metropolitan area, were to be merged with The Hills the area would be excessively large with travelling distances being over two hours for some extremities.

While this may not appear excessive for some rural areas, as a merged council would be significantly metropolitan in nature it would appear not to be appropriate. Also, it is suggested that the "community of interest" in a merged area would be less likely to exist and the overall area would be excessively diverse.

ORDINARY MEETING

Meeting Date: 04 February 2014

However, a boundary adjustment to bring a significant portion of the NW Growth Centre into the Hawkesbury would appear to offer a possible improved solution and could see a result with three appropriately sized councils in the area which have the potential to remain financially sustainable and also represent appropriate “communities of interest”.

As a result of the discussion at the Councillor Briefing Session the above views have been incorporated in the Draft Submission to the Panel on the current Paper. If Council considers this approach to be appropriate and wishes to further the approach it is suggested that appropriate discussions be held with The Hills and Blacktown Councils in the first instance and a further report submitted to Council as a result of such discussions.

The Panel report does not refer to any changes proposed for Penrith City Council (PCC), however, the General Manager has been contacted by the General Manager of PCC regarding the contents of PCC's submission to the Panel which will refer to a number of possible boundary adjustment affecting adjoining councils, including Hawkesbury City Council.

The boundary adjustments being referred to in PCC's submission, as related to the Hawkesbury are in respect of Yarramundi and Agnes Banks. It is understood that PCC's submission will make the following comments in this regard:

“Area A – Yarramundi – New subdivisions in this suburb may have a degree of community of interest with the Penrith LGA. However, as the development in the area is still at its early stages, further consultation with Hawkesbury City Council is considered necessary in order to determine which Council is best suited to service the community of Yarramundi.

Area B – Agnes Banks – The current suburb boundary of Agnes Banks is approximately truncated in half laterally, with the southern end of the suburb contained in the Penrith LGA and the northern end contained within Hawkesbury City Council. Although Agnes Banks is currently separated into two different LGAs, observations have shown that the current LGA boundary which truncates the suburb is logical and boundary changes with respect to Agnes Banks have been found to be inconclusive.”

Council will be advised in the event of any further approaches from PCC regarding these areas.

Conformance to Community Strategic Plan

The proposal is consistent with the Shaping Our Future Together Directions statement;

- The Council be financially sustainable to meet the current and future needs of the community based on a diversified income base, affordable and viable services
- Maintain its independent identity and voice through strong local government and community institutions.

and is also consistent with (or is a nominated) strategy in the Community Strategic Plan being:

- Improve financial sustainability
- Broaden the resources and funding available to our community by working with local and regional partners as well as other levels of government.

Financial Implications

No financial implications directly applicable to this report at this stage.

ORDINARY MEETING

Meeting Date: 04 February 2014

RECOMMENDATION:

That:

1. The Draft Submission attached to the report be endorsed and referred to the NSW Independent Local Government Review Panel in response to the Panel's Consultation Paper "Future Directions for NSW Local Government - Twenty Essential Steps - April 2013".
2. Initially, appropriate discussions be held with The Hills Shire Council and Blacktown City Council regarding suggestions contained within the report concerning possible boundary adjustments that would result in the boundaries of Hawkesbury City Council being adjusted to incorporate a significant portion of the North West Growth Centre and a further report submitted to Council as a result of such discussions.
3. Any further approaches by Penrith City Council regarding that Council's suggestion for boundary adjustments with Hawkesbury City Council be reported to Council for its consideration.

ATTACHMENTS:

- AT - 1 Draft Submission to the NSW Independent Local Government Review Panel's Consultation Paper *"Future Directions for NSW Local Government - Twenty Essential Steps - April 2013"*.

AT - 1 Draft Submission to the NSW Independent Local Government Review Panel's Consultation Paper "Future Directions for NSW Local Government - Twenty Essential Steps - April 2013".

Hawkesbury City Council

Draft Submission to the NSW Independent Local Government Review Panel's Consultation Paper "Future Directions for NSW Local Government - Twenty Essential Steps - April 2013"

Hawkesbury City Council has reviewed the Consultation Paper (the Paper) issued by the NSW Independent Local Government Review Panel (the Panel) titled "Future Directions for NSW Local Government - Twenty Essential Steps - April 2013" and is pleased to accept the opportunity to provide feedback and comment upon the Paper.

Introduction

The Council has noted, and appreciates the fact that as part of the "Preamble" to the Panel's current Paper it is suggested:

"The Panel has tested all its ideas, options and proposals against its goal. Its proposals are far-reaching but far from radical."

In addition it is important to note that the Paper also suggests:

"Sadly, there is mounting evidence to show that the current system of local government in NSW is simply not up to the task"

and:

"Simply put, there are too many councils chasing too few resources."

These statements are relevant in the context of the statement made in Council's previous submission in relation to the local government system and challenges faced, namely:

"It must be recognised that improvements can always be made to any system of organisational operation, be it private enterprise or government at all levels, including local government. To continue to operate successfully and develop and evolve as organisations we must strive for continual improvement, refinement and development."

The Council considers that the Panel's Goal to "Create a Sustainable System" is appropriate and also notes approaches to this through developing:

- Strategic capacity:

"the Panel aims to enhance the capacity of councils individually and local government collectively to play a much stronger role in the broader system of government."

- Flexible structures:

"The challenge is to balance the need for increased scale to create strategic capacity, with keeping the 'local' in local government." and The Panel has said from the outset that there can be no 'one-size-fits-all'."

Council has supported and continues to support the concept in the review process that "there can be no 'one-size-fits-all'" and applauds the Panel for maintaining this concept.

It is not proposed that the Council's submission will refer to all of the issues/aspects raised or referred to within the Paper but will be directed at those issues/aspects which Council considers warrant specific comment and/or are of particular concern to Council.

Financial Sustainability

Quite correctly, the Panel's latest Paper makes significant reference to the financial sustainability of councils with reference to the recent TCorp report regarding the "Financial Sustainability of the NSW Local Government Sector".

The TCorp report indicates that Hawkesbury City Council has a "Moderate" Financial Sustainability Ratio with a "Negative" outlook. The "Moderate" rating is considered reasonable in the circumstances and Council acknowledges that the "Negative" outlook means that Council will need to continue its work to improve its financial sustainability to ensure that its rating does not decline.

The TCorp report does highlight the need for fiscal responsibility within local government and agrees with the Panel's suggestion in this regard:

"this does not mean simply keeping rates and expenditure as low as possible and remaining debt free in many cases the more responsible approach is to face up to the need to increase rates and charges in order to achieve an operating surplus and undertake essential asset maintenance;"

In respect of Rate Pegging, which will be further addressed later in this submission, it is interesting to note some Panel comments, namely:

"The Panel's view is that the system of rate-pegging in NSW has impacted adversely on sound financial management. It creates political difficulties for councils that really should raise rates above the peg, and adds administrative costs."

"The Panel's preference is for the system to be abandoned, subject to the imposition of the new fiscal responsibility framework outlined ..."

"As an alternative, the Panel believes that the rate-pegging arrangements can be simplified and streamlined. The provisions of the Local Government Act can be applied more flexibly with reduced demands on councils for special documentation and additional community consultation."

Again, as suggested in a previous Council submission to the Panel:

"The overall financing and revenue raising capacity of local government requires significant review to ensure the continued viability and financial sustainability of local government. This review should be broader reaching than the traditional concept of the rating structure and the effects of rate pegging. In realistic terms the income base and revenue generation potential of councils has not increased significantly over the last few decades, however, the services provided by councils and expected by the community have changed and increased significantly."

Council considers that these comments are still valid in the context of the current Paper.

With regard to the Panel's preferred options for:

"Progressive re-distribution of grant funding to provide greater assistance to those councils with limited rating bases, provided they are taking all possible steps to help themselves"

Council does not support this proposal as any redistribution of grant funding may have an adverse impact on the level of services that are able to be provided by the Council. Also, this does not appear to take account of disadvantage or needs of the western Sydney populations.

Also, with regard to the Panel's preferred option for:

"Pool a proportion of funds from the roads component of federal Financial Assistance Grants and the 'Roads to Recovery' program to establish a Strategic Projects Fund for roads and bridges"

Council does not support this proposal as Council's financial position and asset management strategy is based on receiving these funds as part of our long term financial planning. The proposal to allocate a proportion of these funds is a good idea, but there needs to be another financial package available to offset potential income losses for Councils. Under the proposal the Council would be losing a proportion of funding and this would have a significant impact on financing our roads maintenance renewal programs.

Infrastructure

The current Paper again highlights the importance of taking action to address the infrastructure backlog that seriously affects all local government authorities in NSW and in referring to backlog estimates of over \$7 billion suggests *"there is no doubt that the sheer scale of infrastructure problems threatens to overwhelm a significant number of councils."*

While it is suggested that the LIRS should be maintained it must be acknowledged that while this is a valuable scheme to be of true value a council must initially be in a position to be able to support further debt obligations. As this is not always the case it must be acknowledged that further external assistance will be required in many cases and it will be important for this to be adequately addressed.

Council has previously suggested that *"it is and will be important to identify and develop appropriate responses to the backlog currently in existence with infrastructure maintenance and renewal as this is not able to be adequately addressed within the current financial structure available to local government. Whilst councils can and do continue to work towards productivity improvements these will not resolve the situation and additional funding needs to be made available to local government, either by direct funding from state and federal governments or by additional revenue raising capabilities."*

The Rating System and Rate-Pegging

The Panel's position regarding "The NSW Rating System and Potential Improvements" is generally supported with the exception of dot point 4 of the related Box 5 in respect of moving from Land Value to Capital Improved Value for rating purposes. It is considered that the current use of land values provides the most appropriate nexus for the ability to pay for ratepayers. In addition, other processes are available to councils (varying rates for different areas, minimum and base rates, etc.) to appropriately refine the rating system to suit their areas.

With respect to the current system of rate-pegging it is noted that the Panel has indicated:

"The Panel's view is that the system of rate-pegging in NSW has impacted adversely on sound financial management. It creates political difficulties for councils that really should raise rates above the peg, and adds administrative costs. It is not applied in other states. The Panel's preference is for the system to be abandoned, subject to the imposition of the new fiscal responsibility framework outlined in section 4. However, the Panel accepts that rate-pegging has been in effect for over 30 years and is now part of the landscape in NSW. A proposal to abolish it completely may well prove unacceptable at this time."

As an alternative, the Panel believes that the rate-pegging arrangements can be simplified and streamlined. The provisions of the Local Government Act can be applied more flexibly with reduced demands on councils for special documentation and additional community consultation."

In light of the above, the Panel's proposals for "Streamlining Rate-Pegging" are outlined in Box 6 of its Paper. It is suggested that while the proposals outlined in Box 6 may not be the most desirable result in relation to the current rate-pegging situation, it being noted that Council does not support rate-pegging and

considers that it should be abandoned; it would be a significant improvement and, as such, is generally supported by Council.

ROCs V County Councils

The Panel's Paper refers to the possible establishment of some 20 "new look", multi-purpose County Councils and suggests:

"The Panel is NOT proposing a 'fourth tier of government', nor an additional set of large bureaucracies. 'New look' County Councils would replace existing regional organisations. Local councils more or less as we know them today would remain the core of the system: they would 'own' and resource the County Councils in the same way many do now. Some regional functions would be referred to the County Councils which would then work alongside their member councils in performing those tasks."

Whilst the Paper appears to refer to these being established in rural/regional areas it is obvious these could also be applied to the metropolitan area.

When this was discussed at the recent consultation session it was suggested that in respect of the metropolitan area it may be more advantageous to leverage off the already established structures of relatively strong ROCs enhanced by legislative support rather than establish a new "structure". However, it appeared to be suggested that this was not the Panel's preferred course of action and that use of existing legislation regarding County Councils was viewed as being more appropriate.

In Council's previous submissions Council has strongly supported the concept of not adopting a "one size fits all" approach and that, if appropriate, a number of solutions to a situation should be considered. Whilst a County Council approach for strategic activities and related issues in rural/regional NSW may be appropriate it is suggested it would be unfortunate if the strengths of an existing significant ROC structure in the metropolitan area were not considered and enhanced to undertake the wider ranging strategic activities being referred to in this context. The enhancement of the role of ROCs for this purpose in at least the metropolitan area as distinct from establishing separate and additional County Councils would be a preferred option supported by Council.

Possible Boundary Adjustments/Amalgamation

The current Paper from the Panel incorporates much discussion concerning amalgamations and in respect of the need for amalgamations the Panel suggests:

"Amalgamations and boundary changes are not the panacea for local government's problems. However, the Panel has no doubt that they are an essential element of a wider package of reforms."

"There is simply not enough revenue or sufficient numbers of skilled staff to sustain 152 councils across NSW"

"... the financial and other challenges facing councils can not and should not be resolved simply by increasing grant support. Mergers should be pursued where they can make a substantial contribution to addressing financial problems, reducing fragmentation of resources and duplication of effort, and building strategic capacity for the long term."

The Panel's report whilst noting the State Government's policy of "no forced amalgamations" makes wide ranging suggestions for amalgamations and boundary changes but is concerned that there is little likelihood of voluntary amalgamations occurring on the required scale.

In respect of the Hawkesbury the Panel has suggested:

"No change except

- Possible boundary adjustment with The Hills and Blacktown to facilitate NW Growth Centre **and**

ORDINARY MEETING

Meeting Date: 04 February 2014

- *Possible long term merger with The Hills*

The portion of the NW Growth Centre within Hawkesbury City Council's area is known as the Vineyard Precinct.

Obviously, the Panel's suggestion for boundary adjustments has, if implemented, the potential to decrease this Hawkesbury City Council's area if a boundary adjustment resulted in the Vineyard Precinct of the NW Growth Centre moving to either The Hills and/or Blacktown Councils. This, it is suggested, would have significant detrimental effects on this Council in the removal of potential growth for the Council, particularly in the light of the recent announcement concerning the release of the Vineyard Precinct.

In contrast, it is suggested that a more appropriate adjustment would provide for a significant portion of the NW Growth Centre being moved, by way of boundary adjustments, from The Hills and Blacktown Councils to form an expanded area for Hawkesbury City Council. A move as suggested would enhance the sustainability of the Council in the future and would increase the level of its population to a level seen as being more appropriate by the Panel.

In addition, it is suggested that there would be a nexus between the areas to support such a move as it is possible that the existing population of the Hawkesbury will have a reliance on the employment opportunities to be offered by the NW Growth Centre. Conversely, the expanding Growth Centre population will be looking to the Hawkesbury for the facilities and environmental benefits that it would have to offer to that area.

If a boundary adjustment as proposed above were to occur it is suggested that the Hawkesbury would have the potential to become more financially sustainable while at the same time The Hills and Blacktown Councils would still remain as large, significant and financially sustainable local government areas.

With regard to the possible "long term merger with The Hills" it is suggested that this would not necessarily be the best ultimate course of action for the residents of the Hawkesbury or of the potentially enlarged council.

Much has been said in the past about the size of councils, particularly in the metropolitan context, and the "community of interest" that should generally occur within a council area. If the Hawkesbury, which is already the size in area of all of the existing metropolitan area, were to be merged with The Hills the area would be excessively large with travelling distances being over two hours for some extremities.

While this may not appear excessive for some rural areas, as a merged council would be significantly metropolitan in nature it would appear not to be appropriate. Also, it is suggested that the "community of interest" in a merged area would be less likely to exist and the overall area would be excessively diverse.

However, a boundary adjustment to bring a significant portion of the NW Growth Centre into the Hawkesbury would appear to offer a possible improved solution and could see a result with three appropriately sized councils in the area which have the potential to remain financially sustainable and also represent appropriate "communities of interest".

Political Leadership

The Council notes with interest and some concern the following within the Paper:

- Refers to "issues" with role of Mayor and Councillors – suggests option of mix of ward councillors and councillors elected "at large".
- Refers to "skills" of councillors and asks *"ongoing professional development should become mandatory."*
- Refers to *"no such demands on state and federal politicians"* and states *"The Panel is convinced that mandatory, ongoing professional development is required."*

ORDINARY MEETING

Meeting Date: 04 February 2014

- Suggests: *"The Panel is convinced that mandatory, ongoing professional development is required."*
- Limit councillors/mayors to three terms *"to ensure turnover and introduction of 'fresh faces' and new ideas. The Panel favours such an approach"*

While the provision of professional development for councillors is supported and encouraged it is considered that to suggest that this should be mandatory is not equitable and is a disproportionate response, particularly having regard to the requirements for elected members in other levels of government.

To suggest that other levels are "different" in that they usually assume the role of a Backbencher initially and therefore may "learn by experience" whereas councillor immediately assume decision making roles is not considered valid. Other levels of elected members also immediately assume voting rights and, therefore, decision making roles as soon as elected and there is nothing preventing a newly elected MP being appointed as a Minister without the need for "mandatory training".

Likewise, there is not presently a limit to the terms of elected members in other levels of government so why should a restriction such as this be placed on local government? The Paper argues that this would "ensure turnover and introduction of 'fresh faces' and new ideas". However, conversely, this could result in the loss of considerable experience in the role of a councillor to the detriment of the community. Once again, if this type of restriction is not applied to other levels of government than there is no valid argument for it to be applied to local government.

The role of the Mayor

It is noted that the Panel has directed appropriate attention to the role of the mayor within a council organisation and Council generally supports the "Suggested Principal Functions of Mayors" as detailed in Box 9 of the Paper. It is also suggested that it is necessary for the level of remuneration paid to the Mayor to be reviewed to more appropriately reflect the importance of the role and time commitments required of any incumbent.

However, in this regard it is concerning that the Panel suggests:

"To fulfil these responsibilities mayors will need additional knowledge and skills. Specialised professional development over and above that required for councillors should be mandatory, and should be undertaken within 3 months of election as mayor."

As was suggested in comments made under the previous heading regarding "Political Leadership" while the provision of professional development for mayors is supported and encouraged it is again considered that to suggest that this should be mandatory is not equitable with requirements for comparable elected members in other levels of government, such as Ministers.

As with elected members in other levels of government and Ministers (as a comparison to mayors) elected members in local government, including mayors, come from a wide cross section of the community. As such, they are very unlikely to generally have any greater or lesser level of knowledge, experience and skills as their state or federal counterparts. Whilst the acquisition of additional knowledge and skills would benefit elected members at any level of government it should not be made a mandatory requirement for local government unless similar equitable requirements also apply at least at the state level for elected members.

With regard to the issue of the election of the Mayor by the electorate or councillors it is suggested that it may not be appropriate for the former to be made the norm and that the current arrangements could remain in place, perhaps with a more simplified process for a council to alter the method of election. When the Mayor is elected by the councillors the term should be for a period of two years which would be more appropriate and allow for enhancement of the strategic and policy development processes.

oooO END OF REPORT Oooo

AT - 2 Draft Submission to the NSW Division of Local Government regarding the Independent Local Government Review Panel's Final Report "Revitalising Local Government - October 2013" and Report of the "Local Government Acts Taskforce – 16 October 2013".

Hawkesbury City Council

Draft Submission to the NSW Division of Local Government regarding the Independent Local Government Review Panel's Final Report *"Revitalising Local Government - October 2013"* and Report of the *"Local Government Acts Taskforce – 16 October 2013"*.

Hawkesbury City Council has reviewed the Final Report by the NSW Independent Local Government Review Panel (the Panel) titled *"Revitalising Local Government - October 2013"* as well as the Report of the *"Local Government Acts Taskforce – 16 October 2013"* and is pleased to accept the opportunity to make a submission and provide feedback on these documents.

Local Government Review Panel's Final Report

Introduction

The Council has noted, and appreciates the importance of the various wide ranging recommendations made by the Panel and particularly the details of the "Principal Recommendation" contained within Box 4 of the Final Report. Council also notes that the Panel's Final Report continues to support the concept in the review process that "there can be no 'one-size-fits-all'" and again applauds the Panel for maintaining this concept.

Whilst generally accepting a number of the recommendations there are a number of specific issues that it is considered require comment from the Council's perspective and/or are of particular concern to Council.

Integrated Planning and Reporting (IPR)

The Final Report appears to have based a significant amount of its conclusions and recommendations on the IPR process, the recent TCorp reports of all councils and the scoring of councils in that report. However, there seems to be a contradiction in those recommendations with the TCorp based conclusion.

The TCorp rankings have been based on a variety of asset and financial information held by all councils. However, whilst the Final Report has been critical of councils for poor capabilities and practices in relation to financial planning and asset management, it uses the TCorp ratings as the basis for its recommendations. This seems to indicate that the key assumptions used in the Final Report (for financial, asset management and efficiency matters) are based on flawed data. In this regard the recommendations for improved capabilities across the local government sector in relation to financial planning and asset management should be undertaken first and the TCorp rating exercise repeated after those improvements. This would provide a more realistic basis for a review of local government sustainability as all councils would then be considered on an even basis.

The Final Report has, correctly, identified that there is a need for all councils to build robust asset management capacity so that there is improved sustainability in local government. The Delivery Program recommendations in the review report, at Section 5.2, build on the IPR legislation and make recommendations in Box 9 on page 35 for some extensions to the existing Delivery Program content.

Many of the recommendations in Box 9 can already be undertaken in the IPR system as that system is currently a performance based system that sets out essential requirements with the details as to how to achieve those requirements left to individual councils so that each council can tailor the system to suit. This flexible system has created some problems with the monitoring and reporting, on a comparative basis across regions or the State, of the progress of Operational Plans, Delivery programs and Community Strategic Plans.

The Final Report has suggested that a more consistent approach to the reporting and benchmarking of the IPR progress between councils should be considered. This approach is supported as there are a number of measures and reporting methods that are utilised by different councils within the same region as well as across the State. This varied approach makes it difficult to allow any meaningful benchmarking as each council is measuring from a different baseline. The Division of Local Government has already released a Discussion Paper on this matter that, whilst not containing much detail, does suggest that a more standardised benchmarking and reporting system be used. The approach contained in that Discussion Paper is supported.

The suggested “proposed requirements for Delivery Programs” in Box 9 of the Final Report attempts to increase the integration of financial planning for, and management of, council assets with the raising of revenue within councils. These recommendations are generally supported as they would strengthen the integration of council operations which is the intent of the IPR legislation. However, there needs to be a significant change to the restrictions on the revenue raising abilities of councils to enable these suggestions to be implemented, i.e. removal of rate pegging and relaxing or removal of many statutory restrictions and fee setting.

The Final Report seeks to utilise the IPR legislation to improve the sustainability of councils and attempts to require local government to use a more business approach to operations. This approach is generally sound and supported. However, it is not realistic to expect local government to operate on the same basis as a private business when there are different community and transparency expectations and statutory restrictions on revenue raising and expenditure that are not expected from, or that apply to, private businesses.

Fiscal Responsibility

Council's previous submissions made specific comments regarding this matter. The Panel's Final Report quite correctly highlights the need to ensure the financial sustainability of councils and makes the important and relevant statement:

“Securing local government’s financial capacity and sustainability is the fundamental pre-requisite for all other moves to enhance its strength and effectiveness.”

In this regard the Panel's reference to the importance of “soundly-based, long term asset and financial plans” and the need for further attention to this as part of enhanced IPR requirements, as indicated in the previous section is generally supported.

It is noted that in respect of federal Financial Assistance Grants and the ‘Roads to Recovery’ program in line with the Panel's Stage 3 Discussion Paper the Final Report's recommendations 8 and 13 again suggests:

“8. Subject to any legal constraints, seek to redistribute federal Financial Assistance Grants and some State grants in order to channel additional support to councils and communities with the greatest needs (6.6)”

“13 .Pool a proportion of funds from the roads component of federal Financial Assistance Grants and, if possible, the Roads to Recovery program in order to establish a Strategic Projects Fund for roads and bridges that would:

- *Provide supplementary support for councils facing severe infrastructure backlogs that cannot reasonably be funded from other available sources*
- *Fund regional projects of particular economic, social or environmental value (7.2)”*

As indicated in Council's previous submission:

"Council does not support this proposal as any redistribution of grant funding may have an adverse impact on the level of services that are able to be provided by the Council. Also, this does not appear to take account of disadvantage or needs of the western Sydney populations."

and

"Council does not support this proposal as Council's financial position and asset management strategy is based on receiving these funds as part of our long term financial planning. The proposal to allocate a proportion of these funds is a good idea, but there needs to be another financial package available to offset potential income losses for Councils. Under the proposal the Council would be losing a proportion of funding and this would have a significant impact on financing our roads maintenance renewal programs."

Infrastructure

The Panel's Final Report again highlights the need and importance of taking action to address the infrastructure backlog that seriously affects all local government authorities in NSW.

Council would support the ongoing operation of the LIRS and it is reiterated that *"while this is a valuable scheme to be of true value a council must initially be in a position to be able to support further debt obligations. As this is not always the case it must be acknowledged that further external assistance will be required in many cases and it will be important for this to be adequately addressed."*

Again, Council has previously suggested that *"it is and will be important to identify and develop appropriate responses to the backlog currently in existence with infrastructure maintenance and renewal as this is not able to be adequately addressed within the current financial structure available to local government. Whilst councils can and do continue to work towards productivity improvements these will not resolve the situation and additional funding needs to be made available to local government, either by direct funding from state and federal governments or by additional revenue raising capabilities."*

The Rating System and Rate-Pegging

The Panel's Final Report has again, correctly, made significant comments and recommendations regarding the current NSW Rating System and rate-pegging. It is interesting to note some specific comments of the Panel in this regard, namely:

"... the rate-pegging system in its present form impacts adversely on sound financial management."

"The Panel can find no evidence from experience in other states, or from the pattern and content of submissions for Special Rate Variations, to suggest that councils would subject their ratepayers to grossly excessive or unreasonable imposts if rate-pegging were relaxed."

"The rate-pegging system is also very costly relative to the benefits it delivers."

In referring to alternatives to the current system of rate-pegging the Panel's recommendation 7 suggests:

"Either replace rate-pegging with a new system of 'rate benchmarking' or streamline current arrangements to remove unwarranted complexity, costs, and constraints to sound financial management (6.5)"

Council's previous submissions have indicated that it does not support rate-pegging. However, it is acknowledged that the "political will" may not exist to abandon rate-pegging and, as such, Council would be supportive of the approach suggested by the Panel's recommendation in this regard.

Proposed Joint Organisations

The Panel's Final Report further develops its previous suggestions in relation to "ROCs V County Councils" and in the light of concerns raised, no doubt in a number of submissions to previous proposals, now indicates:

"However, it remains supportive of the underlying concept of statutory regional entities established by individual proclamations that specify their area and functions, as well as various aspects of governance and operations. The Panel believes that a flexible and enabling framework along those lines has great merit: it can facilitate a negotiated approach to the establishment of robust organisations tailored to the particular circumstances and needs of different groups of councils."

The Final Report refers to these being established in rural/regional areas initially, effectively not establishing another "level" of government and being delayed for the metropolitan area *"pending further consideration of options for council mergers."*

Council is concerned regarding proposals for Joint Organisations (JO), effectively replacing the current ROCs, as it is quite apparent that these could and quite possibly would, effectively establish another "level" of government. This view could be argued to be supported by the Panels' comments in their range of proposed "core functions" (Box 31) and when it is suggested:

"Staffing of JOs would normally be limited to a Regional General Manager and administrative team. There would also be a small group of professional staff engaged in regional strategic planning, inter-government relations, technical support to member councils and management of regional projects. This may involve seconding a few senior management and technical staff from member councils to the JO, although in many cases they could remain based in their current workplace. The Panel does not see any need for transfer or relocation of operational staff. However, where an existing County Council has administrative and operational staff and becomes a subsidiary of a JO, they would become employees of the JO under the Local Government Award."

It is considered that the above could suggest that the proposed Joint Organisations are and/or could evolve into, effectively, another "level" of government and, as such, would not be supported by Council

Possible Boundary Adjustments/Amalgamation

The Panel again makes significant reference to this in relation to the suggested need for structural reform of local government and again makes wide ranging suggestions for boundary adjustments/amalgamations in both metropolitan and country areas which appear to accord with previous suggestions in this regard.

In respect of the Hawkesbury the Panel's previous Discussion Paper suggested:

"No change except

- Possible boundary adjustment with The Hills and Blacktown to facilitate NW Growth Centre and*
- Possible long term merger with The Hills"*

In response, the Council's submission to the Discussion Paper put forward an alternate proposal in the following terms:

"The portion of the NW Growth Centre within Hawkesbury City Council's area is known as the Vineyard Precinct."

ORDINARY MEETING

Meeting Date: 04 February 2014

Obviously, the Panel's suggestion for boundary adjustments has, if implemented, the potential to decrease this Hawkesbury City Council's area if a boundary adjustment resulted in the Vineyard Precinct of the NW Growth Centre moving to either The Hills and/or Blacktown Councils. This, it is suggested, would have significant detrimental effects on this Council in the removal of potential growth for the Council, particularly in the light of the recent announcement concerning the release of the Vineyard Precinct.

In contrast, it is suggested that a more appropriate adjustment would provide for a significant portion of the NW Growth Centre being moved, by way of boundary adjustments, from The Hills and Blacktown Councils to form an expanded area for Hawkesbury City Council. A move as suggested would enhance the sustainability of the Council in the future and would increase the level of its population to a level seen as being more appropriate by the Panel.

In addition, it is suggested that there would be a nexus between the areas to support such a move as it is possible that the existing population of the Hawkesbury will have a reliance on the employment opportunities to be offered by the NW Growth Centre. Conversely, the expanding Growth Centre population will be looking to the Hawkesbury for the facilities and environmental benefits that it would have to offer to that area.

If a boundary adjustment as proposed above were to occur it is suggested that the Hawkesbury would have the potential to become more financially sustainable while at the same time The Hills and Blacktown Councils would still remain as large, significant and financially sustainable local government areas.

With regard to the possible "long term merger with The Hills" it is suggested that this would not necessarily be the best ultimate course of action for the residents of the Hawkesbury or of the potentially enlarged council.

Much has been said in the past about the size of councils, particularly in the metropolitan context, and the "community of interest" that should generally occur within a council area. If the Hawkesbury, which is already the size in area of all of the existing metropolitan area, were to be merged with The Hills the area would be excessively large with travelling distances being over two hours for some extremities.

While this may not appear excessive for some rural areas, as a merged council would be significantly metropolitan in nature it would appear not to be appropriate. Also, it is suggested that the "community of interest" in a merged area would be less likely to exist and the overall area would be excessively diverse.

However, a boundary adjustment to bring a significant portion of the NW Growth Centre into the Hawkesbury would appear to offer a possible improved solution and could see a result with three appropriately sized councils in the area which have the potential to remain financially sustainable and also represent appropriate "communities of interest".

Unfortunately, Council's submission does not appear to have been appropriately considered as, in respect of the Hawkesbury, the Final Report now suggests:

"No change or

- *Combine as strong Joint Organisation with Auburn, Holroyd, Parramatta, part Ryde, The Hills, Blacktown, Penrith, Blue Mountains **and***
- *Possible boundary adjustments with The Hills and Blacktown to facilitate NW Growth Centre **and***
- *Possible longer term merger with The Hills"*

Council does not agree with the Panel's assessment which, as suggested in the Final Report, would result in a weakened position for the Council and considers that it does not represent or provide an appropriate opportunity for the ongoing development and sustainability of the area. In the event that the State Government, at some stage, progresses the Panel's recommendations regarding possible boundary adjustments in respect of the Hawkesbury, Council would request that its previous suggestions in this regard, as detailed above, be further considered and explored.

Political Leadership and Good Governance

Council is generally supportive of the proposals contained within this section of the Final Report, particularly in relation to redefining the roles and responsibilities of Councillors (Box 19) and the Mayor (Box 21) however, still remains concerned regarding proposals for mandatory training.

As previously indicated to the Panel, the provision of professional development for Councillors, and the Mayor, is supported and encouraged. However, it is considered that to suggest that this should be mandatory is not equitable and is a disproportionate response, particularly having regard to the requirements for elected members in other levels of government.

As indicated in Council's previous submission:

"To suggest that other levels are "different" in that they usually assume the role of a Backbencher initially and therefore may "learn by experience" whereas a councillor immediately assumes decision making roles is not considered valid. Other levels of elected members also immediately assume voting rights and, therefore, decision making roles as soon as elected and there is nothing preventing a newly elected MP being appointed as a Minister without the need for "mandatory training".

Report of the Local Government Acts Taskforce

While the activities of the Taskforce are acknowledged it appears that its final report has been somewhat hampered by other studies, reports and reviews occurring in parallel. The Taskforce Report references this limitation in its statement, when referring to its Terms of Reference, namely:

"At the time of finalisation of the Taskforce report the Independent Local Government Review Panel (Independent Panel) had not submitted its final report to the Minister. The Taskforce report does not address those issues the Independent Panel is likely to include in its report as potentially requiring legislation. Furthermore the Taskforce acknowledges that, as listed in Table 3 below several other local government related reviews have not been completed."

Subsequently, in addition to the Panel's report referred to above, Table 3 also references some eight other studies, reports and reviews which were not completed at the time the report was prepared and therefore not considered in the Taskforce Report.

This is unfortunate as, while not dismissing recommendations from other studies, reports and reviews, it is apparent that any recommendations of the Panel's Final Report that may be implemented by the State Government will have a significant impact on the Local Government Act (LGA), the work of the Taskforce and the form of its recommendations for review of the LGA.

Council has noted that in undertaking its appointed role for the review of the LGA that the Taskforce has importantly indicated that:

*"The Taskforce has endeavoured to remove unnecessary prescription from the Act by recommending **[principles-based legislation that is sufficiently flexible to support the diverse local government sector]**." (emphasis added)*

Council also supports the approach and principles for the development of the new LGA where the Taskforce recommends:

ORDINARY MEETING

Meeting Date: 04 February 2014

- “(1) integrated planning and reporting form the central framework for the new Act providing local government with a robust strategic planning mechanism that is based on community engagement, expectations and aspirations, and financial responsibilities*
- (2) a flexible, principles-based legislative framework, avoiding excessive prescription and unnecessary red tape, written in plain language and presented in a logical format. The new Act should be confined to setting out the principles of how councils are established and operate. When further detail or explanation is required as to how these principles are to be achieved, regulations, codes and guidelines should be used*
- (3) a more consistent approach be adopted to the definition, naming and use of regulatory and other instruments, noting that currently there is inconsistent use of mandatory and discretionary codes, guidelines, practice notes, discretionary guidelines and the like.”*

The importance and relevance of the IPR process as referenced by the Taskforce has been commented upon previously in this submission in relation to the Panel's comments and proposals in this regard.

Notwithstanding the limitations faced by the Taskforce as referred to above, the Council is generally supportive of the recommendations made by the Taskforce for the review of the LGA.

This support is of course subject to reviewing the proposed actual provisions of a new LGA to ensure that the general principles of the Taskforce and its recommendations have been adequately and appropriately translated into a legislative format.

In addition, in respect of the Taskforce recommendations in relation to Elections (3.3.1) Council would be concerned that proposals such as “universal postal voting” and “technology assisted voting” remain, at least initially, optional as recommended by the Taskforce so that councils are able to select a method most suited to its circumstances and the community utilising the method.

oooO END OF REPORT Oooo

ORDINARY MEETING

Meeting Date: 04 February 2014

Item: 5 GM - 2014 Local Government Managers Australia National Congress and Business Expo - (79351, 113820)

REPORT:

Executive Summary

The 2014 Local Government Managers Australia (LGMA) National Congress & Business Expo will be held from 30 April to 2 May, 2014 in Melbourne. Due to its relevance to Council's business, it is recommended that the LGMA National Congress & Business Expo be attended by Councillors and appropriate staff.

Consultation

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

Background

The 2014 Local Government Managers Australia (LGMA) National Congress & Business Expo will be held from 30 April to 2 May, 2014 in Melbourne. The Theme for this year is 'Productive Communities'. The National Congress & Business Expo will explore the concepts, leading practice and impacts of productivity, and what it might look like for councils.

Cost of attendance at the 2014 LGMA National Congress & Business Expo will be approximately \$2,835 per delegate.

Budget for Delegate Expenses - Payments made:

• Total Budget for Financial Year 2013/2014	\$45,500
• Expenditure to date	\$21,533
• Budget balance as at 28/1/2014	\$23,967

Conformance to Community Strategic Plan

The proposal is consistent with the Shaping Our Future Together Directions Statement;

- The Council be financially sustainable to meet the current and future needs of the community based on a diversified income base, affordable and viable services.

and is also consistent with (or is a nominated) strategy in the Community Strategic Plan being:

- Improve financial sustainability.

Financial Implications

Funding for the cost of attendance at this Conference will be provided from the Delegates Expenses within the 2013/2014 Budget.

RECOMMENDATION:

That attendance of nominated Councillors and staff as considered appropriate by the General Manager, at the 2014 Local Government Managers Australia National Congress & Business Expo at an approximate cost of \$2,835 per delegate be approved.

ORDINARY MEETING

Meeting Date: 04 February 2014

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF REPORT Oooo

ORDINARY MEETING

Meeting Date: 04 February 2014

Item: 6 GM - Local Government NSW 2014 Tourism Conference - (79351, 112608)

REPORT:

Executive Summary

The Local Government NSW (LGNSW) 2014 Tourism Conference will be held from 10 - 12 March 2014 in the Hunter Valley. Due to its relevance to Council's business, it is recommended that the LGNSW 2014 Tourism Conference be attended by Councillors and appropriate staff.

Consultation

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

Background

The Local Government NSW (LGNSW) 2014 Tourism Conference will be held from 10 - 12 March, 2014 in the Hunter Valley. The Theme of the conference is 'Harvesting the Value of Tourism'. The Conference will address tourism issues pertinent to Councillors and Council management and staff and will include Local Government case studies.

Cost of attendance at the LGNSW 2014 Tourism Conference will be approximately \$1,773 per delegate.

Budget for Delegate Expenses - Payments made:

• Total Budget for Financial Year 2013/2014	\$45,500
• Expenditure to date	\$21,533
• Budget balance as at 28/1/2014	\$23,967

Conformance to Community Strategic Plan

The proposal is consistent with the Supporting Business and Local Jobs Directions Statement;

- Help create thriving town centres, each with its own character that attracts residents, visitors and businesses.

and is also consistent with (or is a nominated) strategy in the Community Strategic Plan being:

- Differentiate, brand and promote the Hawkesbury as a tourism destination.

Financial Implications

Funding for the cost of attendance at this Conference will be provided from the Delegates Expenses within the 2013/2014 Budget.

RECOMMENDATION:

That attendance of nominated Councillors and staff as considered appropriate by the General Manager, at the Local Government NSW 2014 Tourism Conference at an approximate cost of \$1,773 per delegate be approved.

ORDINARY MEETING

Meeting Date: 04 February 2014

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF REPORT Oooo

ORDINARY MEETING

Meeting Date: 04 February 2014

CITY PLANNING

Item: 7 **CP - Draft Swimming Pool Inspection Policy and Draft Swimming Pools Inspection Program - (95498)**

Previous Item: 226, Ordinary (12 November 2013)

REPORT:

Executive Summary

As reported to Council on 12 November 2013, in order to comply with Council's obligations under the *Swimming Pool Act 1992* (the Act) a Swimming Pool Policy and Swimming Pools Inspection Program is required.

The draft Swimming Pool Inspection Policy (the Policy) and draft Swimming Pools Inspection Program (the Program) were publicly exhibited during November and December 2013. No submissions were received on either the draft Policy or the draft Program. No changes are proposed to the draft Policy or draft Program.

This report recommends that the draft Policy and draft Program be adopted. Copies of the Policy and Program are attached as Attachments 1 and 2.

Consultation

The issues raised in this report concern matters which do not constitute a trigger for additional Community Engagement under Council's Community Engagement Policy. The community engagement process already undertaken in relation to the exhibition of these documents has met the criteria for the minimum level of community engagement required under Council's policy.

Background

Council at its meeting of 12 November 2013 resolved:

"That:

- 1. The information provided in the report be noted.*
- 2. The Draft Swimming Pool Inspection Policy and the Draft Swimming Pools Inspection Program, attached as Attachments 1 and 2 to the report, be placed on public exhibition for a period of 28 days.*
- 3. Following the close of the exhibition period and consideration of any submissions received, that a further report be provided to Council on the Policy and Program."*

Introduction

The NSW Government made changes to the Act which are designed to reduce the likelihood of children drowning in New South Wales private backyard swimming pools, including spa pools. The Act requires a range of specific actions including the obligation for councils to develop a locally appropriate and affordable inspection program in consultation with their communities.

The draft Policy and draft Program outlines Council's responsibilities for the inspection of swimming pools and spas in the Hawkesbury City Council Area to ensure compliance with the requirements of Part 2 of the *Swimming Pools Act 1992*. The Program will have a significant effect on raising the level of awareness of

ORDINARY MEETING

Meeting Date: 04 February 2014

swimming pool safety issues within the community and increasing number of compliant swimming pools in the Hawkesbury which is in the general public interest.

The inspection program will involve Council officers undertaking inspections across the Hawkesbury Local Government Area systematically over a three to five year period to ensure that all pools and spas are inspected and brought into compliance with the safety requirements.

The Policy and Program were publicly exhibited from 18 November 2013 until 16 December 2013.

Hard copies of the document were made available at Council offices in Windsor and also at Richmond and Windsor Libraries. A link to the draft policy on the front page of the Council's website was made available during the exhibition period and retained until 22 January 2014.

No submissions were received and no changes are proposed to the draft Policy or draft Program.

Conformance to Community Strategic Plan

The proposal is consistent with the Looking after people and Place Directions Statement:

- Be a place where we value, protect and enhance the historical, social, cultural and environmental character of Hawkesbury's towns, villages, and rural landscapes;
- Have an effective system of community safety which protects life, property and infrastructure; and
- Have friendly neighbourhoods, connected communities and supported households and families.

and is also consistent with the nominated strategy in the Community Strategic Plan being:

- Provide for a safer community through planning, mitigation and response.

Financial Implications

As previously reported a building (certifier) position and customer service position will be partially funded from the inspection fees for swimming pools.

Conclusion

The Policy and Program are required to respond to Council's legislative obligations. However, the main objective is to provide for the public safety of residents and visitors using pools and spas and, in particular, seek to prevent children from drowning. Council officers intend to implement the Policy and Program on the basis of that public interest.

RECOMMENDATION:

That the Draft Swimming Pool Inspection Policy and the Draft Swimming Pools Inspection Program as exhibited and attached to this report be adopted.

ATTACHMENTS:

AT - 1 Swimming Pool Inspection Policy

AT - 2 Swimming Pools Inspection Program

AT - 1 Swimming Pool Inspection Policy

Hawkesbury City Council
Policy

DRAFT

Swimming Pool
Inspection Policy

Public Exhibition

Any submissions to be sent to Council by
close of business, Monday, 16 December 2013



Hawkesbury City Council

ORDINARY MEETING

Meeting Date: 04 February 2014



HAWKESBURY CITY COUNCIL POLICY DRAFT Swimming Pool Inspection Policy

Table of Contents

1.	Introduction.....	4
2.	Background	4
3.	Statutory Situation	4
4.	Definition of Swimming Pool	4
5.	Frequency of Inspections.....	5
6.	Staged Inspection Program	5
7.	Reporting.....	5
8.	Compliance Action.....	5
9.	Fees and Penalties.....	5
10.	Swimming Pools Inspection Program	5

Draft



HAWKESBURY CITY COUNCIL POLICY
DRAFT Swimming Pool Inspection Policy

1. INTRODUCTION

To provide a policy document to reflect Council's responsibilities for the inspection of swimming pools and spas in the Hawkesbury City Council Area to ensure compliance with the requirements of Part 2 of the *Swimming Pools Act 1992*. In accordance with Section 22B of the *Swimming Pools Act 1992*, Council must develop and adopt a program for the inspection of swimming pools.

2. BACKGROUND

Council is obligated by the State Government to inspect all pools for compliance with the safety requirements. There are in excess of 5000 pools known to exist within the Local Government Area. Council could not afford to fulfil its obligation without charging any fees. The State Government has prescribed the fees that Councils can charge in relation to swimming pools.

3. STATUTORY SITUATION

The legislation, regulation and standards that apply to this Swimming Pool Inspection Policy include:

- Swimming Pool Act 1992
- Swimming Pools (Amendment) Act 2012
- Swimming Pools Regulation 1990, 1992, 1998 and 2008
- State Environmental Planning Policy (Infrastructure) 2007
- Australian Standard 1926 -1986
- Australian Standard 1926.1 - 2007
- Australian Standard 2783 - 1992
- Australian Standard/NZS 1838 - 1994
- Australian Standard/NZS 1839- 1994
- Australian Standard 1926.1-2012

4. DEFINITION OF SWIMMING POOL

The Swimming Pools Act 1992 definition is "swimming pool" means an excavation, structure or vessel:

- (a) *That is capable of being filled with water to a depth greater than 300 millimetres, and*
- (b) *That is solely or principally used, or that is designed, manufactured or adapted to be solely or principally used, for the purpose of swimming, wading, paddling or any other human aquatic activity, and includes a spa pool, but does not include a spa bath, anything that is situated within a bathroom or anything declared by the regulations not to be a swimming pool for the purposes of the Swimming Pools Act.*

It is important to understand that this term not only includes backyard pools but also includes:

- pools that may be inside (or partially inside):
 - a residence
 - a townhouse
 - an apartment, motel, hotel etc.
- pools that home owners put up (and take down) such as inflatable wading pools or prefabricated pools that do not require a licensed builder to install them
- a pool under a pergola or other type of enclosure
- spas that are not emptied after each use. This includes spas that are inside or partially inside a residence, may have a cover that is removed before use, may be part of a swimming pool, and may be surrounded by decking or under a pergola or other type of enclosure.

The Act does not apply to swimming pools that are situated, or proposed to be constructed or installed, on any premises occupied by the crown or by a public authority.



HAWKESBURY CITY COUNCIL POLICY
DRAFT Swimming Pool Inspection Policy

5. FREQUENCY OF INSPECTIONS

Hawkesbury City Council will be inspecting all pools within the Hawkesbury Local Government Area (upon which a residence is situated) approximately once every five years. Pools located on properties where there are more than two dwellings (e.g. townhouses, flats or units) or where there is tourist or visitor accommodation will be inspected once every three years.

6. STAGED INSPECTION PROGRAM

When an area is scheduled for the program, registered pool owners will receive a letter with their unique Council reference number. Owners may then go online to a secure Council portal and book a time and date for an inspection of the pool barrier to be carried out. Inspections may also be arranged by contacting Council.

7. REPORTING

Councils are required to report annually to the State Government on the inspection program. The report will be made available to Council and the public for information.

8. COMPLIANCE ACTION

The compliance processes will respond to the statutory requirements as set out in the *Swimming Pools Act 1992* and related legislation and guidelines.

9. FEES AND PENALTIES

Council will charge fees and impose penalties (where relevant) as set out in the *Swimming Pools Act 1992* and related legislation and guidelines.

10. SWIMMING POOLS INSPECTION PROGRAM

This policy should be read in conjunction with Council's adopted Draft Swimming Pools Inspection Program.

AT - 2 Swimming Pools Inspection Program

An inspection of a swimming pool is to be carried out by Council, where any of the following circumstances exist:

1. Complaints

On receipt of a complaint by Council concerning an alleged defective swimming pool barrier, a written request will be forwarded to the owner of the swimming pool to arrange access for an inspection. Where a complaint is substantiated after an inspection, a Notice of Proposed Direction will be issued to the owner of the swimming pool.

2. Certificate of Compliance Applications

Section 22D of the Swimming Pools Act 1992 (the Act) provides for a swimming pool owner to make application to Council or an Accredited Certifier for a Certificate of Compliance. On receipt of an application and payment of the inspection fee, Council will undertake an inspection of the swimming pool. Where the application form indicates that it relates to the sale or lease of the premises, the inspection will be undertaken within ten (10) business days after receiving the application and inspection fee. Where a defective barrier has been identified, a Notice of Proposed Direction will be issued to the swimming pool owner. After a period of fifteen (15) calendar days, a final Direction will be issued to the swimming pool owner. A re-inspection will be undertaken by Council and the appropriate re-inspection fee will be paid by the swimming pool owner. A certificate of compliance will be issued in respect of a swimming pool that is registered on the Division of Local Government Swimming Pools Register and that complies with the requirements of Part 2 of the Act.

3. Exemption Applications

Section 22 of the Act provides for a swimming pool owner to make application to Council for an Exemption from all or any of the requirements of Part 2 of the Act, in certain circumstances. On receipt of an application and the appropriate fee, Council will undertake an inspection of the swimming pool. After determination of the Exemption Application, where further works are necessary to make the swimming pool barrier compliant, Council will issue a Notice of Proposed Direction to the swimming pool owner.

4. Other Inspections at Request of Owner

Section 22C of the Act provides for a swimming pool owner to make application to Council for an inspection, which includes advice about swimming pool compliance. On receipt of an application and payment of the inspection fee, an inspection of the swimming pool will be undertaken. Where a defective barrier is identified, a Notice of Proposed Direction will be issued to the swimming pool owner.

5. Notices Issued by an Accredited Certifier

Section 22E of the Act requires that an Accredited Certifier must provide a Notice to the owner of a swimming pool after inspection if not satisfied that the swimming pool is compliant. A copy of the Notice is required to be provided to Council. On receipt of a notification from an Accredited Certifier, a written request will be forwarded to the owner of the swimming pool to arrange access for an inspection to be undertaken and payment of the inspection fee in accordance with Section 22F of the Act. Where a defective barrier is identified, a Notice of Proposed Direction will be issued to the swimming pool owner.

6. The Development Certification Role and Building Certificate Applications

Where Council is engaged as a Certifier and/or on receipt of an application for a Building Certificate for a property which has a swimming pool, arrangements will be made with the swimming pool owner for an inspection to be undertaken of the swimming pool. Where a defective barrier is identified, a Notice of Proposed Direction will be issued to the swimming pool owner.

7. Tourist and Visitor Accommodation or Premises with more than Two Dwellings

'Tourist and visitor accommodation' means a building or place that provides temporary or short term accommodation on a commercial basis and includes any of the following:

Backpacker's accommodation, bed and breakfast accommodation, farm stay accommodation, hotel or motel accommodation, service departments, but does not include camping grounds, caravan parks or eco tourist facilities.

'Dwelling' means a room or suite of rooms occupied or used or so constructed or adapted as to be capable of being occupied or used as a separate domicile. Premises containing more than two dwellings would include a residential flat building, town houses, villas or the like. These categories of premises are to be inspected at least once every three years. A written request will be forwarded to the owner of the swimming pool to arrange access for an inspection to be undertaken and payment of the inspection fee in accordance with Section 22F of the Act. Where a defective barrier is identified, a Notice of Proposed Direction will be issued to the swimming pool owner.

8. Random Audit

Where inspection resources permit, the swimming pool register will be reviewed to identify swimming pools where there is not a valid Certificate of Compliance or a relevant Occupation Certificate in existence and Council have not carried out an inspection of the swimming pool in the past 5 years. A written request will be forwarded to the owner of the swimming pool to arrange access for an inspection to be undertaken and payment of the inspection fee in accordance with Section 22F of the Act. Where a defective barrier is identified, a Notice of Proposed Direction will be issued to the owner of the swimming pool.

9. Notice of Proposed Direction

Where a defective swimming pool barrier has been identified, the non-compliant aspects will be notified to the swimming pool owner, initially as a Notice (covering letter) with a copy of a draft Direction. The purpose of the Notice is to encourage the swimming pool owner to bring the swimming pool into compliance with the Act, before a formal Direction is subsequently issued. After a period of fifteen (15) days from the issue of the Notice, Council will forward the final Direction to the swimming pool owner. The Direction is a legally enforceable document and provides the swimming pool owner with a right of appeal to the Land and Environment Court. After the time period for compliance with the Direction has expired, a reinspection of the swimming pool would be carried out by Council to determine if compliance has been achieved. Given the safety issues, any failures to comply would result in Council seeking legal enforcement of the Direction through an application to the Land and Environment Court.

10. Inspection and Re-inspection Fees

Section 22F of the Act allows Council to charge an inspection fee for all inspections carried out under Division 5 of the Act.

An initial inspection fee will be payable by the swimming pool owner at the time of making an application or request to Council for an inspection of a swimming pool.

An application will not be taken as being lodged until payment of the application fee has been received by Council.

Where Council has initiated the need for an inspection in accordance with this program, other than for a complaint, an invoice will be forwarded to the owner of the swimming pool.



This document contains important information. If you do not understand it, contact the Telephone Interpreter Service on 131 450.



Hawkesbury City Council

Address: 366 George Street
Windsor NSW 2756
Mailing Address: PO Box 146
WINDSOR NSW 2756
Phone: (02) 4560 4444
Fax: (02) 4587 7740
Email: council@hawkesbury.nsw.gov.au
Council Website: www.hawkesbury.nsw.gov.au
Office Hours: Monday to Friday 8:30am-5pm

ORDINARY MEETING

Meeting Date: 04 February 2014

INFRASTRUCTURE SERVICES

Item: 8 **IS - Exclusive Use of Governor Phillip Reserve - Bridge to Bridge Boat Race Event - (95495, 79354)**

REPORT:

Executive Summary

The Upper Hawkesbury Power Boat Club, as in previous years, is seeking exclusive use of Governor Phillip Reserve for the Bridge to Bridge Boat Race on Sunday, 4 May 2014.

This is a longstanding and regular event at this location and it is recommended that exclusive use of the Reserve be granted.

Consultation

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

Background

There are two Bridge to Bridge races held each year - the Bridge to Bridge Boat Race and the Bridge to Bridge Water Ski Classic. These are held by the Upper Hawkesbury Power Boat Club and NSW Water Ski Federation Ltd respectively.

The Upper Hawkesbury Power Boat Club is seeking exclusive use of Governor Phillip Reserve for the Bridge to Bridge Boat Race event proposed to be held on Sunday, 4 May 2014. Current Council Policy requires Council approval for exclusive use of Governor Phillip Reserve for this event.

Approval for Traffic Management is to be undertaken separately as part of the Special Event Application.

This is a longstanding and regular event with well-established management and operational practices. It is recommended that exclusive use be granted for this event.

Conformance to Community Strategic Plan

The proposal is consistent with the Supporting Business and Local Jobs Directions statement:

- Help create thriving town centres, each with its own character that attracts residents, visitors and business.

Financial Implications

Income will be generated through user charges for use of the Reserve in accordance with the 2013/2014 adopted Operational Plan.

RECOMMENDATION:

That:

1. Approval be granted to the Upper Hawkesbury Power Boat Club for exclusive use of Governor Phillip Reserve for the 2013 Bridge to Bridge Boat Race on Sunday, 4 May 2014.
2. The approval be subject to the following conditions/documents:

ORDINARY MEETING

Meeting Date: 04 February 2014

- (a) Council's general park conditions.
 - (b) Council's Fees and Charges.
 - (c) The Windsor Foreshore Plan of Management.
 - (d) The Governor Phillip Exclusive Use Policy.
 - (e) Governor Phillip Noise Policy.
 - (f) A Traffic Management Plan which has been approved as part of the Special Event Application.
3. As the applicants have not advised alternative dates in the event of inclement weather, the General Manager be given authority to negotiate exclusive use on an alternate date, if required by the applicants.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF REPORT Oooo

Item: 9 IS - Grant Offer - Yarramundi Reserve Weed Management - (95495, 79354)

REPORT:**Executive Summary**

On behalf of the NSW Government, the Deputy Premier, the Hon. Andrew Stoner MP, has written to Council offering a grant of \$30,000 for weed management at Yarramundi Reserve. This grant will supplement Council's existing program at this site and enable a more extensive program to be undertaken. The grant offer requires a formal acceptance by Council and this report recommends such acceptance.

Consultation

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

Background

Yarramundi Reserve is a 70 hectare public reserve located at the confluence of the Grose and Hawkesbury Rivers.

The Deputy Premier, the Hon. Andrew Stoner MP has written to Council offering a grant of \$30,000 for control of High Risk Weeds at this site. This project will complement the Hawkesbury River County Council (HRCC) and Council's ongoing bush regeneration projects to increase the resources available to improve the ecological condition of Yarramundi Reserve.

A number of noxious and environmental weeds exist on site with the noxious weeds under management of the HRCC.

The focus of the work to be undertaken through the grant funding will be the eradication and control of High Risk Weeds, as listed by the Sydney Weeds Committee.

Council currently invests around \$40,000 per annum on bush regeneration activities including weed control, track maintenance and revegetation at Yarramundi Reserve. The acceptance of this funding offer will provide Council with additional resources to manage this area.

Conformance to Community Strategic Plan

The proposal is consistent with the Caring for Our Environment Directions Statement;

- To be a place where we value, protect and enhance the cultural and environmental character of Hawkesbury's towns, villages and rural landscapes.
- To look after our cultural and environmental assets for future generations so they too can enjoy and benefit from a clean river and natural ecosystems, rural and cultural landscape.

and is also consistent with the nominated strategy in the Community Strategic Plan being:

- Effective management of our rivers, waterways, riparian land, surface and groundwaters and natural eco-systems through local action and regional partnerships.

Financial Implications

The grant requires matching funding by Council, which can be achieved by the existing funding for this site.

ORDINARY MEETING

Meeting Date: 04 February 2014

RECOMMENDATION:

That:

1. The grant offer of \$30,000 for the control of High Risk Weeds at Yarramundi Reserve be accepted.
2. Council write to the Deputy Premier thanking him for the offer of the grant.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF REPORT Oooo

ORDINARY MEETING

Meeting Date: 04 February 2014

Item: 10 IS - Holmes Drive Reserve Draft Plan of Management - (95495, 79354)

REPORT:

Executive Summary

A Draft Plan of Management for Holmes Drive Reserve, Lower Portland has been developed in consultation with the local community and in accordance with the relevant legislation.

The Draft Plan was placed on public exhibition with six submissions received. This report recommends adoption of the Plan, as exhibited.

Consultation

The Draft Plan of Management was placed on public exhibition for the mandatory 28 day consultation period, with a further 14 day period for the acceptance of written submissions.

Background

Holmes Drive Reserve is a public reserve (incorporating both Crown and community land) located on Cumberland Reach, Hawkesbury River. It is highly valued by the local community in terms of its river access (i.e. boat ramp), natural and cultural river-side setting, scenic qualities, and opportunities for passive and water-based recreational pursuits.

A Draft Plan of Management for Holmes Drive Reserve has been developed in accordance with the Local Government Act 1993 and the Crown Lands Act 1989.

The Draft Plan was reported to Council and at its Ordinary meeting on 24 September 2013, Council resolved:

- "1. That the Holmes Drive Reserve Draft Plan of Management and Master Plan be placed on public exhibition for the mandatory 28 day consultation period, with a further 14 day period for the completion of written submissions."

The Draft Plan was placed on public exhibition in accordance with Council's resolution, from 14 November 2013 to 10 January 2014. Six submissions were received, raising the following issues:

Issues	Response
1. All six submissions identify the upgrade of the boat ramp and access road into the reserve as the main priority. Some refer to the recent fires in the area where RFS vehicles found it difficult to access the reserve and the boat ramp to refill their tankers.	Quotes are being sought for the upgrade of the road into the reserve and this will be put up as a project in the 2014/2015 budget process. Council has received a grant of \$50,000 matched by Council Funds to upgrade the boat ramp at Holmes Drive and enable bank stabilisation adjacent to the boat ramp.
2. Upgrading of the banks to improve access and safety to the river.	Stabilisation of river bank will be undertaken as above.
3. Three of the submissions were also interested in the formation of a 'Friends of Homes Drive Reserve', with Council support, to help eradicate weeds from the banks within the reserve.	A Friends of Holmes Drive Reserve/ Bushcare group will be trialled at Holmes Drive Reserve.

ORDINARY MEETING

Meeting Date: 04 February 2014

The comments provided by the community are not in conflict with the Plan of Management and thus it is recommended that the Draft Plan of Management for Holmes Drive Reserve be adopted as advertised.

Conformance to Community Strategic Plan

The proposal is consistent with the Looking After People and Place Directions statement;

- Be a place where we value, protect and enhance the historical, social, cultural and environmental character of Hawkesbury's towns, villages and rural landscapes.

Financial Implications

There are no direct financial implications arising from this report with any future works or improvements to the Reserve dependent on the availability of funding. Adoption of the Plan of Management will enable further applications for grant funding to be made to assist in future works delivery.

Funding of \$50,000 is available in the current budget to undertake works with matching grant funding approved under the NSW Government Better Boating Program.

RECOMMENDATION:

That the exhibited draft Holmes Drive Reserve Draft Plan of Management and Master Plan be adopted.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF REPORT Oooo

ORDINARY MEETING

Meeting Date: 04 February 2014

Item: 11 IS - Pughs Lagoon and Smith Park Draft Plan of Management - (95495, 79344)

REPORT:

Executive Summary

The Draft Plan of Management for Pughs Lagoon and Smith Park, Richmond has been updated in accordance with the relevant legislation.

The Draft Plan was placed on public exhibition with no submissions received.

This report recommends adoption of the Plan, as exhibited.

Consultation

The Draft Plan of Management was placed on public exhibition for the mandatory 28 day consultation period, with a further 14 day period for the acceptance of written submissions.

Background

A Draft Plan of Management for Pughs Lagoon and Smith Park has been developed in accordance with the Local Government Act 1993 and the Crown Lands Act 1989.

The Draft Plan was reported to Council and at its Ordinary meeting on 24 September 2013, where Council resolved:

"That:

- 1. The Pughs Lagoon and Smith Park Draft Plan of Management be placed on public exhibition for the mandatory 28 day consultation period, with a further 14 day period for the completion of written submissions."*

The Draft Plan was advertised from 24 October 2013 to 6 December 2013 with no feedback received during this period.

It is recommended that the Draft Plan of Management for Pughs Lagoon and Smith Park, as exhibited, be adopted.

Conformance to Community Strategic Plan

The proposal is consistent with the Looking After People and Place Direction Statement:

- Be a place where we value, protect and enhance the historical, social, cultural and environmental character of Hawkesbury's towns, villages and rural landscapes.

Financial Implications

There are no financial implications arising as a result of this report.

RECOMMENDATION:

That the Draft Plan of Management for Pughs Lagoon and Smith Park Plan of Management, as exhibited, be adopted.

ORDINARY MEETING

Meeting Date: 04 February 2014

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF REPORT Oooo

ORDINARY MEETING

Meeting Date: 04 February 2014

SUPPORT SERVICES**Item: 12****SS - Monthly Investments Report - November 2013 - (96332, 95496)****REPORT:****Executive Summary**

According to Clause 212 of the Local Government (General) Regulation 2005, the Responsible Accounting Officer must provide the Council with a written report setting out details of all money that the Council has invested under Section 625 of the Local Government Act 1993. The report must include a certificate as to whether or not investments have been made in accordance with the Act, the Regulation and the Council's Investment Policy.

This report indicates that Council held \$45.31 million in investments at 30 November 2013.

It is recommended that this report be received and noted.

Consultation

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

Background

The following table indicates that Council held \$45.31 million in investments as at 30 November 2013. Details of the financial institutions with which the investments were made, date investments were taken out, the maturity date (where applicable), the rate of return achieved, the credit rating of the institutions both in the short term and the long term, and the percentage of the total portfolio, are provided below:

Investment Type	Institution Short Term Rating	Institution Long Term Rating	Lodgement Date	Maturity Date	Interest Rate %	Principal \$	Percentage of Portfolio	Total \$
On Call								
ANZ	A1+	AA-	30-Nov-13		3.85%	3,700,000	8.17%	
CBA	A1+	AA-	30-Nov-13		2.50%	1,100,000	2.43%	
Total On-call Investments								4,800,000
Term Investments								
ANZ	A1+	AA-	03-Jul-13	28-Jan-14	4.25%	500,000	1.10%	
ANZ	A1+	AA-	20-Nov-13	11-Jun-14	3.80%	1,500,000	3.31%	
ANZ	A1+	AA-	27-Nov-13	23-Jul-14	3.80%	1,500,000	3.31%	
ANZ	A1+	AA-	20-Nov-13	19-Nov-14	3.85%	2,000,000	4.41%	
ANZ	A1+	AA-	27-Nov-13	26-Nov-14	3.85%	1,000,000	2.21%	
CUA	A-2	BBB	06-Feb-13	15-Jan-14	4.40%	250,000	0.55%	
NAB	A1+	AA-	30-Jan-13	19-Dec-13	4.42%	1,500,000	3.31%	
NAB	A1+	AA-	16-Jan-13	15-Jan-14	4.43%	1,000,000	2.21%	
NAB	A1+	AA-	30-Jan-13	29-Jan-14	4.42%	2,000,000	4.41%	
NAB	A1+	AA-	06-Feb-13	05-Feb-14	4.35%	2,000,000	4.41%	
NAB	A1+	AA-	21-Aug-13	20-Aug-14	3.94%	2,000,000	4.41%	
NAB	A1+	AA-	21-Aug-13	19-Aug-15	4.25%	1,000,000	2.21%	
NAB	A1+	AA-	03-Sep-13	03-Sep-14	3.90%	2,000,000	4.41%	
NAB	A1+	AA-	03-Sep-13	02-Sep-15	4.10%	2,000,000	4.41%	
NAB	A1+	AA-	29-Oct-13	18-Jun-14	3.80%	1,500,000	3.31%	

ORDINARY MEETING

Meeting Date: 04 February 2014

Investment Type	Institution Short Term Rating	Institution Long Term Rating	Lodgement Date	Maturity Date	Interest Rate %	Principal \$	Percentage of Portfolio	Total \$
NAB	A1+	AA-	06-Nov-13	25-Jun-14	3.79%	1,000,000	2.21%	
NAB	A1+	AA-	06-Nov-13	04-Jul-14	3.79%	1,000,000	2.21%	
Westpac	A1+	AA-	20-Feb-13	19-Feb-14	4.30%	1,500,000	3.31%	
Westpac	A1+	AA-	20-Mar-13	19-Mar-14	4.35%	1,000,000	2.21%	
Westpac	A1+	AA-	20-Mar-13	19-Mar-14	4.35%	2,000,000	4.41%	
Westpac	A1+	AA-	08-Apr-13	08-Apr-14	4.60%	1,000,000	2.21%	
Westpac	A1+	AA-	08-Apr-13	08-Apr-14	4.60%	2,000,000	4.41%	
Westpac	A1+	AA-	15-May-13	15-May-14	4.15%	1,000,000	2.21%	
Westpac	A1+	AA-	22-May-13	28-May-14	4.20%	2,000,000	4.41%	
Westpac	A1+	AA-	03-Jul-13	19-Dec-13	4.25%	1,000,000	2.21%	
Westpac	A1+	AA-	24-Jul-13	15-Jan-14	4.25%	2,260,000	4.99%	
Westpac	A1+	AA-	07-Aug-13	29-Jan-14	4.20%	1,000,000	2.21%	
Westpac	A1+	AA-	07-Aug-13	06-Aug-14	4.10%	1,000,000	2.21%	
Westpac	A1+	AA-	18-Sep-13	05-Mar-14	4.10%	1,000,000	2.21%	
Total Term Investments								40,510,000
TOTAL INVESTMENT AS AT 30 NOVEMBER 2013								45,310,000

Performance by Type

Category	Balance \$	Average Interest	Bench Mark	Bench Mark %	Difference to Benchmark
Cash at Call	4,800,000	3.54%	Reserve Bank Cash Reference Rate	2.50%	1.04%
Term Deposit	40,510,000	4.15%	UBS 90 Day Bank Bill Rate	2.61%	1.54%
Total	45,310,000	4.09%			

Restricted/Unrestricted Funds

Restriction Type	Amount \$
External Restrictions -S94	9,656,480
External Restrictions - Other	2,877,208
Internal Restrictions	18,387,015
Unrestricted	14,389,297
Total	45,310,000

Funds subject to external restrictions cannot be utilised for any purpose other than that specified, in line with legislative requirements. Externally restricted funds include funds relating to Section 94 Contributions, Domestic Waste Management, Stormwater Management and Grants.

Internal restrictions refer to funds allocated through a Council Resolution for specific purposes, or to meet future known expenses. Whilst it would 'technically' be possible for these funds to be utilised for other purposes, such a course of action, unless done on a temporary internal loan basis, would not be recommended, nor would it be 'good business practice'. Internally restricted funds include funds relating to Tip Remediation, Plant Replacement, Risk Management and Election.

Unrestricted funds may be used for general purposes in line with Council's adopted budget.

ORDINARY MEETING

Meeting Date: 04 February 2014

Investment Commentary

The investment portfolio increased by \$2.35 million for the month of November 2013. During November 2013, income was received totalling \$9.26 million, including rate payments amounting to \$4.06 million, while payments to suppliers and staff costs amounted to \$6.25 million.

The investment portfolio currently involves a number of term deposits and on-call accounts. Council's current investment portfolio is not subject to share market volatility.

Council has a loan agreement for an amount of \$5.26 million under the Local Government Infrastructure Renewal Scheme (LIRS). The full amount was drawn down upon signing the agreement in March 2013, with funds gradually being expended over a period of approximately two years. The loan funds have been placed in term deposits, with interest earned on unexpended invested loan funds being restricted to be used for works relating to the LIRS Program projects.

As at 30 November 2013, Council has \$0.25 million invested with a second tier institution that is not a wholly owned subsidiary of a major Australian trading bank, with the remaining funds being invested with first tier institutions. Investments in second tier financial institutions, that are not wholly owned subsidiaries of major trading banks, are limited to the amount guaranteed under the Financial Claims Scheme (FCS) for Authorised Deposit-taking Institutions (ADIs), in line with Council's Investment Policy.

The investment portfolio is regularly reviewed in order to maximise investment performance and minimise risk. Independent advice is sought on new investment opportunities, and Council's investment portfolio is independently reviewed by Council's investment advisor each calendar quarter.

Council's investment portfolio complies with Council's Investment Policy, adopted on 25 June 2013.

Investment Certification

I, Emma Galea (Responsible Accounting Officer), hereby certify that the investments listed in this report have been made in accordance with Section 625 of the Local Government Act 1993, Clause 212 of the Local Government (General) Regulation 2005 and Council's Investment Policy.

Conformance to Community Strategic Plan

The proposal is consistent with the Shaping Our Future Together Directions statement;

- The Council be financially sustainable to meet the current and future needs of the community based on a diversified income base, affordable and viable services.

Financial Implications

Funds have been invested with the aim of achieving budgeted income in 2013/2014.

RECOMMENDATION:

The report regarding the monthly investments for November 2013 be received and noted.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF REPORT Oooo

ORDINARY MEETING**Meeting Date: 04 February 2014****Item: 13****SS - Monthly Investments Report - December 2013 - (96332, 95496)****REPORT:****Executive Summary**

According to Clause 212 of the Local Government (General) Regulation 2005, the Responsible Accounting Officer must provide the Council with a written report setting out details of all money that the Council has invested under Section 625 of the Local Government Act 1993. The report must include a certificate as to whether or not investments have been made in accordance with the Act, the Regulation and the Council's Investment Policy.

This report indicates that Council held \$46.66 million in investments at 31 December 2013.

It is recommended that this report be received and noted.

Consultation

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

Background

The following table indicates that Council held \$46.66 million in investments as at 31 December 2013. Details of the financial institutions with which the investments were made, date investments were taken out, the maturity date (where applicable), the rate of return achieved, the credit rating of the institutions both in the short term and the long term, and the percentage of the total portfolio, are provided below:

Investment Type	Institution Short Term Rating	Institution Long Term Rating	Lodgement Date	Maturity Date	Interest Rate %	Principal \$	Percentage of Portfolio	Total \$
On Call								
ANZ	A1+	AA-	31-Dec-13		3.70%	5,000,000	10.75%	
CBA	A1+	AA-	31-Dec-13		2.40%	650,000	1.39%	
Total On-call Investments								5,650,000
Term Investments								
ANZ	A1+	AA-	03-Jul-13	28-Jan-14	4.25%	500,000	1.07%	
ANZ	A1+	AA-	20-Nov-13	11-Jun-14	3.80%	1,500,000	3.21%	
ANZ	A1+	AA-	27-Nov-13	23-Jul-14	3.80%	1,500,000	3.21%	
ANZ	A1+	AA-	20-Nov-13	19-Nov-14	3.85%	2,000,000	4.29%	
ANZ	A1+	AA-	27-Nov-13	26-Nov-14	3.85%	1,000,000	2.14%	
CUA	A-2	BBB	06-Feb-13	15-Jan-14	4.40%	250,000	0.54%	
NAB	A1+	AA-	16-Jan-13	15-Jan-14	4.43%	1,000,000	2.14%	
NAB	A1+	AA-	30-Jan-13	29-Jan-14	4.42%	2,000,000	4.29%	
NAB	A1+	AA-	06-Feb-13	05-Feb-14	4.35%	2,000,000	4.29%	
NAB	A1+	AA-	21-Aug-13	20-Aug-14	3.94%	2,000,000	4.29%	
NAB	A1+	AA-	21-Aug-13	19-Aug-15	4.25%	1,000,000	2.14%	
NAB	A1+	AA-	03-Sep-13	03-Sep-14	3.90%	2,000,000	4.29%	
NAB	A1+	AA-	03-Sep-13	02-Sep-15	4.10%	2,000,000	4.29%	
NAB	A1+	AA-	29-Oct-13	18-Jun-14	3.80%	1,500,000	3.21%	
NAB	A1+	AA-	06-Nov-13	25-Jun-14	3.79%	1,000,000	2.14%	

ORDINARY MEETING

Meeting Date: 04 February 2014

Investment Type	Institution Short Term Rating	Institution Long Term Rating	Lodgement Date	Maturity Date	Interest Rate %	Principal \$	Percentage of Portfolio	Total \$
NAB	A1+	AA-	06-Nov-13	04-Jul-14	3.79%	1,000,000	2.14%	
NAB	A1+	AA-	19-Dec-13	15-Oct-14	3.81%	500,000	1.07%	
NAB	A1+	AA-	19-Dec-13	17-Dec-14	3.83%	1,500,000	3.21%	
Westpac	A1+	AA-	20-Feb-13	19-Feb-14	4.30%	1,500,000	3.21%	
Westpac	A1+	AA-	20-Mar-13	19-Mar-14	4.35%	1,000,000	2.14%	
Westpac	A1+	AA-	20-Mar-13	19-Mar-14	4.35%	2,000,000	4.29%	
Westpac	A1+	AA-	08-Apr-13	08-Apr-14	4.60%	1,000,000	2.14%	
Westpac	A1+	AA-	08-Apr-13	08-Apr-14	4.60%	2,000,000	4.29%	
Westpac	A1+	AA-	15-May-13	15-May-14	4.15%	1,000,000	2.14%	
Westpac	A1+	AA-	22-May-13	28-May-14	4.20%	2,000,000	4.29%	
Westpac	A1+	AA-	24-Jul-13	15-Jan-14	4.25%	2,260,000	4.84%	
Westpac	A1+	AA-	07-Aug-13	29-Jan-14	4.20%	1,000,000	2.14%	
Westpac	A1+	AA-	07-Aug-13	06-Aug-14	4.10%	1,000,000	2.14%	
Westpac	A1+	AA-	18-Sep-13	05-Mar-14	4.10%	1,000,000	2.14%	
Westpac	A1+	AA-	19-Dec-13	23-Apr-14	3.80%	1,000,000	2.14%	
Total Term Investments								41,010,000
TOTAL INVESTMENT AS AT 31 DECEMBER 2013								46,660,000

Performance by Type

Category	Balance \$	Average Interest	Bench Mark	Bench Mark %	Difference to Benchmark
Cash at Call	5,650,000	3.55%	Reserve Bank Cash Reference Rate	2.50%	1.05%
Term Deposit	41,010,000	4.12%	UBS 90 Day Bank Bill Rate	2.62%	1.50%
Total	46,660,000	4.05%			

Restricted/Unrestricted Funds

Restriction Type	Amount \$
External Restrictions -S94	9,947,721
External Restrictions - Other	2,894,407
Internal Restrictions	18,491,282
Unrestricted	15,326,590
Total	46,660,000

Funds subject to external restrictions cannot be utilised for any purpose other than that specified, in line with legislative requirements. Externally restricted funds include funds relating to Section 94 Contributions, Domestic Waste Management, Stormwater Management and Grants.

ORDINARY MEETING

Meeting Date: 04 February 2014

Internal restrictions refer to funds allocated through a Council Resolution for specific purposes, or to meet future known expenses. Whilst it would 'technically' be possible for these funds to be utilised for other purposes, such a course of action, unless done on a temporary internal loan basis, would not be recommended, nor would it be 'good business practice'. Internally restricted funds include funds relating to Tip Remediation, Plant Replacement, Risk Management and Election.

Unrestricted funds may be used for general purposes in line with Council's adopted budget.

Investment Commentary

The investment portfolio increased by \$1.35 million for the month of December 2013. During December 2013, income was received totalling \$6.65 million, including rate payments amounting to \$3.12 million, while payments to suppliers and staff costs amounted to \$6.16 million.

The investment portfolio currently involves a number of term deposits and on-call accounts. Council's current investment portfolio is not subject to share market volatility.

Council has a loan agreement for an amount of \$5.26 million under the Local Government Infrastructure Renewal Scheme (LIRS). The full amount was drawn down upon signing the agreement in March 2013, with funds gradually being expended over a period of approximately two years. The loan funds have been placed in term deposits, with interest earned on unexpended invested loan funds being restricted to be used for works relating to the LIRS Program projects.

As at 31 December 2013, Council has \$0.25 million invested with a second tier institution that is not a wholly owned subsidiary of a major Australian trading bank, with the remaining funds being invested with first tier institutions. Investments in second tier financial institutions, that are not wholly owned subsidiaries of major trading banks, are limited to the amount guaranteed under the Financial Claims Scheme (FCS) for Authorised Deposit-taking Institutions (ADIs), in line with Council's Investment Policy.

The investment portfolio is regularly reviewed in order to maximise investment performance and minimise risk. Independent advice is sought on new investment opportunities, and Council's investment portfolio is independently reviewed by Council's investment advisor each calendar quarter.

Council's investment portfolio complies with Council's Investment Policy, adopted on 25 June 2013.

Investment Certification

I, Emma Galea (Responsible Accounting Officer), hereby certify that the investments listed in this report have been made in accordance with Section 625 of the Local Government Act 1993, Clause 212 of the Local Government (General) Regulation 2005 and Council's Investment Policy.

Conformance to Community Strategic Plan

The proposal is consistent with the Shaping Our Future Together Directions Statement;

- The Council be financially sustainable to meet the current and future needs of the community based on a diversified income base, affordable and viable services

Financial Implications

Funds have been invested with the aim of achieving budgeted income in 2013/2014.

RECOMMENDATION:

The report regarding the monthly investments for December 2013 be received and noted.

ORDINARY MEETING

Meeting Date: 04 February 2014

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF REPORT Oooo

ORDINARY MEETING

Meeting Date: 04 February 2014

Item: 14 SS - Pecuniary Interest Returns - Designated Persons - (95496, 79337)

REPORT:

Executive Summary

The Local Government Act, 1993 details the statutory requirements in respect of the lodgement of Disclosure of Pecuniary Interests and Other Matters Returns by Councillors and Designated Persons. This report provides information regarding two Returns recently lodged with the General Manager by Designated Persons. It is recommended that Council note, that the Disclosure of Pecuniary Interests and Other Matters Returns, lodged with the General Manager, have been tabled.

Consultation

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

Background

Section 450A of the Local Government Act, 1993 relates to the register of Pecuniary Interest Returns and the tabling of these Returns, which have been lodged by Councillors and Designated Persons. Section 450A of the Act is as follows:

- "1. *The General Manager must keep a register of returns required to be lodged with the General Manager under section 449.*
2. *Returns required to be lodged with the General Manager under section 449 must be tabled at a meeting of the council, being:*
 - (a) *In the case of a return lodged in accordance with section 449 (1)—the first meeting held after the last day for lodgement under that subsection, or*
 - (b) *In the case of a return lodged in accordance with section 449 (3)—the first meeting held after the last day for lodgement under that subsection, or*
 - (c) *In the case of a return otherwise lodged with the general manager—the first meeting after lodgement."*

With regard to Section 450A(1), a register of all Returns lodged by Councillors and Designated Persons, in accordance with Section 449 of the Act, is currently kept by Council as required by this part of the Act.

With regard to Section 450A(2), all Returns lodged by Councillors and Designated Persons, under Section 449 of the Act, must be tabled at a Council Meeting as outlined in subsections (a), (b) and (c).

With regard to Section 450(2) (a), the following Section 449(1) Returns have been lodged:

Position	Return Date	Date Lodged
Property Officer (Maternity Relief)	8/10/2013	31/12/2013
Senior Building Surveyor	17/10/2013	18/10/2013

The above Designated Persons have lodged their Section 449(1) Returns prior to the due dates, as required by the Act for the receipt of the Returns.

The above details are now tabled in accordance with Section 450A(2)(a) of the Act, and the abovementioned Returns are available for inspection, if requested.

ORDINARY MEETING

Meeting Date: 04 February 2014

Conformance to Community Strategic Plan

The proposal is consistent with the Shaping Our Future Together Directions statement:

- Have transparent, accountable and respected leadership and an engaged community;

Financial Implications

No financial implications applicable to this report.

RECOMMENDATION:

That the information be received and noted.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF REPORT Oooo

ordinary

section 4

reports
of committees

ORDINARY MEETING
Reports of Committees

ORDINARY MEETING
Reports of Committees

SECTION 4 - Reports of Committees

ROC Floodplain Risk Management Advisory Committee - 21 November 2013 - (86589)

The meeting commenced at 4:05pm in Council Chambers.

Present: Councillor Bob Porter, Chairperson
 Mr Trevor Devine, Deputy Chairperson
 Councillor Mary Lyons-Buckett, Hawkesbury City Council
 Councillor Warwick Mackay, Hawkesbury City Council
 Councillor Jill Reardon, Hawkesbury City Council
 Mr Ted Books, Community Representative
 Mr Damian Moon, Community Representative
 Mr Geoffrey Bessell, Community Representative
 Mr Harry Panagopoulos, Office of Environment and Heritage
 Mr Les Sheather, Community Representative

Apologies: Councillor Tiffany Tree, Hawkesbury City Council
 Mr Kevin Jones, SES
 Mr Peter Cinque, SES
 Mr Phil Pleffer, Hawkesbury City Council
 Mrs Louise Markus MP, Federal Member for Macquarie
 Mr Ray Williams MP, Member for Hawkesbury
 Mr Bart Bassett MP - Member for Londonderry
 Mr Kevin Conolly MP - Member for Riverstone

In Attendance: Mr Matthew Owens, Hawkesbury City Council
 Mr Chris Amit, Hawkesbury City Council
 Mrs Robyn Kozjak, Minute Taker

Non Attendance: Ms Kirstan Smelcher - RAAF
 Mr Robert Bowman

REPORT:

RESOLVED on the motion of Councillor Reardon and seconded by Mr Sheather that the apologies be accepted.

DECLARATIONS OF INTEREST

The Chair asked if correspondence had been written to the Minister regarding pecuniary interest exemptions for Councillors.

Mr Owens responded it was not possible to make 'blanket' declarations of interest, ie, a declaration of interest must be made in relation to a specific item being considered by the Committee, as in the declarations of interest received in relation to the Floodplain Risk Management Study & Plan.

ORDINARY MEETING
Reports of Committees

CONFIRMATION OF MINUTES

RESOLVED on the motion of Mr Books and seconded by Mr Devine that the Minutes of the Floodplain Risk Management Advisory Committee held on the 3 October 2013, be confirmed.

Member	03/10/13	21/11/13			
Councillor Bob Porter - Chairperson	✓	✓			
Councillor Tiffany Tree	A	A			
Councillor Jill Reardon	A	✓			
Councillor Warwick Mackay	✓	✓			
Councillor Mary Lyons-Buckett	✓	✓			
Mr Peter Cinque OAM - (SES Sydney Western Division)	A	A			
Mr Harry Panagopoulos - (Office of Environment and Heritage)	A	✓			
Ms Kirstan Smelcher - (Dept of Defence)	X	X			
Snr Inspector Robert Bowman - (Industry & Investment NSW) - Primary Industries	A	X			
Mr Kevin Jones - (SES Headquarters)	✓	A			
Mr Les Sheather - (Community Member)	A	✓			
Mr Geoffrey Bessell - (Community Member)	✓	✓			
Mr Damian Moon (Community Member)	✓	✓			
Mr Trevor Devine - Deputy Chairperson	✓	✓			
Mr Ted Books (Community Member)	✓	✓			

X = Absent - no apology

✓ = Present

A = Formal Apology

Key:

SECTION 4 - Reports for Information

Status of Investigation of Lane Duplication Options East of Jim Anderson Bridge

DISCUSSION:

- Discussion arose regarding the feasibility of three lanes being implemented (for permanent use) on Jim Anderson Bridge.

Councillor Mackay arrived 4:07pm

Mr Panagopolous responded the SES recommended a third lane be implemented as a contingency plan for their own vehicles in emergency situations only.

- Alternate evacuation routes were discussed and Mr Devine suggested it may be feasible to raise Richmond Road over South Creek to 17.3m and create extra lanes to the already upgraded Richmond Road (to four lanes), or alternatively investigate the feasibility of a design road through the nature reserve.

Mr Sheather reported he believed the RMS had resolved adding further bridges or infills along Blacktown Road was not an option.

- The Chair asked Mr Owens if a further Executive Summary of the FRMS&P be provided relating to evacuation issues, written in a way which was more attuned to the lay person as he believed the previous Summary was overly complex.

MOTION:

RESOLVED on the motion of Councillor Mackay, seconded by Councillor Reardon

Refer to COMMITTEE RECOMMENDATION

COMMITTEE RECOMMENDATION:

That a 'Plain English' Summary tailored towards the evacuation constraints issues raised by the Committee be provided to the members.

Further Discussion:

- It was suggested consideration be given to asking Council to write to the Minister for Emergency Services advising of the need for urgent upgrade of the roads east of the Jim Anderson Bridge.

Mr Panagopoulos responded he believed the best way forward, (prior to lobbying politicians), was to form a working group in the first instance to discuss the issues raised regarding emergency management. Mr Panagopoulos suggested the group comprise himself, Mr Amit, Mr Owens, and representatives from the SES and RMS.

It was agreed a working group be formed and objectives and timeframes be provided for that working group at the FRMAC meeting on 27 February 2014.

- Mr Devine and Mr Sheather were also nominated to participate in the working group.

RECOMMENDATION TO COMMITTEE:

That the information be received.

MOTION:

RESOLVED on the motion of Mr Devine, seconded by Councillor Reardon

Refer to COMMITTEE RECOMMENDATION

COMMITTEE RECOMMENDATION:

That:

1. The information be received.
2. Council write to the State Minister and make enquiry as to the status of the Flood Mitigation Study and the timeframe to publish that Study.
3. The Committee form a working group comprising representatives from RMS, SES, community representatives and staff to facilitate discussion and consider a way forward and to investigate implementation of the following parts of the action plan in the Floodplain Risk Management Study & Plan.
 - Part 2(a) - Implement dual outbound lanes on Jim Anderson Bridge during flood emergencies.
 - Part 2(i) - Investigate lane duplication options, east of Jim Anderson Bridge.

SECTION 5 - General Business

- Mr Sheather asked if information could be provided (in simple dot point form) as to what Council does and does not do in relation to flood mitigation eg clearing creeks, drainage easements/works, flood gates etc. Mr Sheather advised during the last run in the river an issue arose with the flood gates at the back of Cornwallis when the area began flooding (when it should not have been) and as the water was too high nothing could be done about the flood gates. Mr Sheather advised he believed the gates may have been faulty and asked if he could be provided with information regarding Council's maintenance responsibilities in relation to flood mitigation.
- Mr Sheather referred to the four ferries servicing our area. Mr Sheather raised concern the control posts at Sackville were below the 1:100 flood level and referred to previous flood events (when Council had control of the ferries) where tractors were deployed by Council to haul the ferries up the approach. Mr Sheather suggested the RMS be contacted to ascertain what plans were in place for operating the ferries when the water level rose above the poles.
- Mr Sheather raised concern agencies sitting on the FRMAC do not have a vote and believed agency representatives and staff should have 'more of a say' as regards voting rights.

Mr Owens responded the Committee was upheld by a standard Constitution which stipulated agency representatives and staff do not have a voting ability as their membership is deemed to be for support purposes.

Mr Panagopoulos added the FRMAC was the most formal Committee he belonged to, advising other meetings he attends do not have voting systems in place.

ORDINARY MEETING
Reports of Committees

- Mr Devine referred to the section of the FRMS&P relating to residents being ordered to evacuate their homes and ask who will be responsible for those homes when left vacant. Mr Devine raised concern re the security of those homes and asked if that was something that should be addressed at the working group.

Mr Owens responded the FRMS&P was a local plan, advising the SES and the police only, held powers in emergencies in relation to evacuations.

- Mr Panagopoulos advised Environment Minister Robyn Parker recently announced \$3.5 million in grants to 21 councils on a 2:1 dollar basis to plan for and reduce the risks and impacts of flooding. Mr Panagopoulos advised there were five active grants with this Council including grants for flood maintenance, bank stabilisation and estuary management projects totalling \$353,400.

The Chair thanked staff for submitting those grant applications.

The meeting closed at 5:16pm.

oooO END OF REPORT Oooo

ORDINARY MEETING
Reports of Committees

ROC **Hawkesbury Access and Inclusion Advisory Committee Minutes - 28
November 2013 - (95496, 96328, 124569)**

The meeting commenced at 4pm.

Present: Mr Alan Aldrich
 Mr Robert Bosshard
 Ms Debbie Court
 Mr Desmond Crane
 Ms Carolyn Lucas
 Ms Mary-Jo McDonnell
 Councillor Leigh Williams

Apologies: Mr Ken Ferris
 Councillor Barry Calvert

In Attendance: Joseph Litwin - Executive Manager - Community Partnerships
 Meagan Ang - Community Development Co-ordinator
 Jan Readford - Minute Secretary

REPORT:

RESOLVED on the motion of Mr Desmond Crane and seconded by Mr Robert Bosshard that the apologies be accepted.

CONFIRMATION OF MINUTES

RESOLVED on the motion of Mr Desmond Crane and seconded by Mr Robert Bosshard that the Minutes of the Hawkesbury Access and Inclusion Advisory Committee held on the 23 August 2012, be confirmed.

Ms Lucas enquired, prior to the commencement of the meeting, regarding the process in which Councillor representatives are appointed to committees, and the allocation of the Chair for a Committee.

Councillor Williams advised that Councillors all have the opportunity to indicate their interest in joining a committee. The allocation of Councillor representatives to Committees of Council, and other committees where Council has an interest, is then voted on by all Councillors in September each year, coinciding with the Mayoral elections. In this instance, Councillor Williams advised that he had been nominated to sit on the Committee and that he had accepted the nomination.

Ms Court arrived at the meeting at 4:35pm.

<p style="text-align: center;">ORDINARY MEETING</p> <p style="text-align: center;">Reports of Committees</p>
--

SECTION 3 - Reports for Determination

Item 1: HAIAC - Election of Chairperson and Deputy Chairperson - (124569, 96328)

DISCUSSION:

- Mr Litwin advised that under the Committees Constitution, the position of Chairperson was required to be filled by a Councillor appointed representative. As an apology had been received from Councillor Calvert for the meeting, Mr Litwin enquired as to whether Councillor Williams would accept the position of Chairperson. Councillor Williams agreed but indicated that should Councillor Calvert also wish to fill the position of Chairperson, that he would be willing to reconsider his appointment as Chairperson.

Councillor Williams was appointed as Chairperson.

- Mr Litwin called for nominations for the position of Deputy Chairperson, one nomination was received, being:

Mr Alan Aldrich Nominated by Mr Robert Bosshard
Seconded by Mr Desmond Crane
ACCEPTED

RECOMMENDATION TO COMMITTEE:

That an election for the position of Chairperson and Deputy-Chairperson of the Hawkesbury Access and Inclusion Advisory Committee, for the 2013/2014 term of the Committee, be carried out.

COMMITTEE RECOMMENDATION:

RESOLVED on the motion of Mr Robert Bosshard seconded by Mr Desmond Crane.

That Councillor Leigh Williams be nominated as Chairperson, and Mr Alan Aldrich be nominated as Deputy Chairperson, of the Hawkesbury Access and Inclusion Advisory Committee for 2014.

The motion was carried and Councillor Leigh Williams was declared the Chairperson, and Mr Alan Aldrich was declared the Deputy Chairperson, of the Hawkesbury Access and Inclusion Advisory Committee for 2014.

Item 2: HAIAC - Re-establishment of Hawkesbury Access and Inclusion Advisory Committee - (124569, 96328)

DISCUSSION:

- Councillor Williams sought clarification as to the meaning of 'inclusion' as it applied to the work of the Committee. Mr Litwin advised that inclusion referred to the elimination of barriers that may prevent people from participating fully in community and civic life. Mr Litwin indicated that in the context of the Constitution, the term 'inclusion' should be interpreted in accordance with the definition contained in Council's Access and Inclusion Policy, being:

The term 'inclusion' refers to an environment where all people feel valued, their differences are respected, and their basic needs are met so they can live in dignity. A socially inclusive society is one which recognises and supports the intrinsic values of all human beings by creating and sustaining conditions that foster equity, empowerment, awareness, competence and the introduction of a person into the community.

ORDINARY MEETING

Reports of Committees

- Ms Lucas advised that in reference to access, the Constitution should include the identification of any barriers to people with any type of disability. Mr Litwin will use wording from the Policy that will reflect this intention when updating the Constitution.
- Ms McDonnell asked if it was the intention of the Committee, to broaden the Constitution to cover people with a range of barriers and reflect this in the membership of the Committee. Mr Litwin advised that under the current Constitution, Committee representatives have already been appointed for 2014, with the exception of the two remaining vacancies for which applications have been received. The Constitution could however be changed to add additional people. There was some discussion, and it was agreed that as the overall focus is on disability, that Committee membership should remain at 9 community appointments at this time.

RECOMMENDATION TO COMMITTEE:

That the Committee review its Constitution, and forward a revised Constitution to Council for ratification and adoption.

COMMITTEE RECOMMENDATION:

RESOLVED on the motion of Mr Alan Aldrich, seconded by Ms Carolyn Lucas.

That:

1. The Constitution of the Hawkesbury Access and Inclusion Advisory Committee (HAIAC) be amended as proposed in the report, and that wording relating to 'disability issues' be changed to 'disability, access and inclusion issues'.
2. A revised Constitution be provided to Council for ratification and adoption.

Item 3: HAIAC - Distribution of Code of Conduct to Committee Members - (124569, 96328)

DISCUSSION:

- The Code of Conduct was distributed at the meeting to each Committee member, who signed to confirm that they had received a copy.
- Mr Litwin advised Committee members were required to comply with the provisions outlined in the Code of Conduct, and that in particular, Committee members should be aware of the provisions relating to conflicts of interest.

RECOMMENDATION TO COMMITTEE:

That Committee members receive, and acknowledge receipt, of the Code of Conduct, by signing and dating the distribution list to be tabled at the meeting.

COMMITTEE RECOMMENDATION:

RESOLVED on the motion of Ms Debbie Court, seconded by Mr Desmond Crane.

That Committee members receive, and acknowledge receipt, of the Code of Conduct, by signing and dating the distribution list to be tabled at the meeting.

ORDINARY MEETING

Reports of Committees

Item 4: HAIAC - Hawkesbury Access and Inclusion Advisory Committee - Appointment of Community Representatives to Fill Casual Vacancies - (124569, 96328)

DISCUSSION:

- Councillor Williams suggested that the Committee wait until the next meeting to consider any applications received for Community Representatives. However, Ms Lucas indicated that the appointment should be finalised prior to the next meeting.
- Ms Lucas, Ms McDonnell and Councillor Williams nominated to join a working party to consider the Expressions of Interest received. Ms Lucas suggested that if there are only two applications received, that these applicants be automatically appointed and advised of their appointment.
- Ms Ang will contact the working party after 6 December 2013 to advise if there are more than two applications received.
- Ms McDonnell and Mr Aldrich referred to the valuable contribution provided in the past by Kate Murdoch, the Local Health District representative, and by a delegate from Hawkesbury Hospital. Mr Litwin advised that Council has written to the Hawkesbury District Health Service and the Nepean Blue Mountains Local Health District to request representation, however without response.

RECOMMENDATION TO COMMITTEE:

That:

1. A working party be established to consider Expressions of Interest for appointment to the Hawkesbury Access and Inclusion Advisory Committee and, if required, and to recommended persons to fill the two casual vacancies on the Committee for the 2013/2014 period.
2. The Committee determine its position in relation to seeking representatives from local Health Service to sit on the Committee.

COMMITTEE RECOMMENDATION:

RESOLVED on the motion of Ms Mary-Jo McDonnell, seconded by Mr Desmond Crane.

That

1. A working party comprising Ms Lucas, Ms McDonnell and Councillor Williams be established to consider Expressions of Interest for appointment to the Hawkesbury Access and Inclusion Advisory Committee and to recommend, if required, persons to fill the two casual vacancies on the Committee for the 2013/2014 period. If there are no more than two applications received, these applicants will be automatically appointed to the Hawkesbury Access and Inclusion Advisory Committee and advised of their appointment.
2. A letter be sent to the Hawkesbury Health Service and the Nepean Blue Mountains Local Health District inviting a representative to join the Hawkesbury Access and Inclusion Advisory Committee.

ORDINARY MEETING
Reports of Committees

Item 5: HAIAC - Completion of Draft Access and Inclusion Plan - (124569, 96328)

Previous Item: Item 5, 7 April 2011
Item 7, 16 June 2011
Item 11, 6 October 2011
Item 17, 24 November 2011
Item 23, 28 June 2012

DISCUSSION:

- Mr Litwin referred to Stage 4 of the process for the development of the Hawkesbury Access and Inclusion Plan and the workshops conducted by Elton Consulting, and expressed disappointment at the level of representation at the workshops for people with a disability, despite the level of advertising. Mr Litwin noted there were no participants at the first workshop, and only two people in attendance at the second workshop. There were six representatives from disability services in attendance at the service provider workshop.
- Mr Litwin advised participation was higher for the On-line Survey completed in June 2012.
- Ms McDonnell and Mr Aldrich nominated to join the working party, to assist Council staff, with the preparation of a first draft of the Draft Access and Inclusion Plan.

RECOMMENDATION TO COMMITTEE:

That:

1. The Committee review the proposed framework for drafting the content and format of the Access and Inclusion Plan.
2. A Working Party be established, to assist Council staff, in the preparation of a first draft of the Draft Access and Inclusion Plan, for reporting to the Committee in March 2014.

COMMITTEE RECOMMENDATION:

RESOLVED on the motion of Mr Alan Aldrich, seconded by Ms Mary-Jo McDonnell.

That:

1. The Committee review the proposed framework for drafting the content and format of the Access and Inclusion Plan.
2. A Working Party be established, comprising Ms McDonnell and Mr Aldrich, to assist Council staff in the preparation of a first draft of the Draft Access and Inclusion Plan, for reporting to the Committee in March 2014.

Item 6: HAIAC - Update - Upgrade of Accessible Amenities at Oasis Aquatic Centre - (124569, 96328)

Previous Item: Item 3.2, 26 April 2012
Item 24, 28 June 2012

DISCUSSION:

- Mr Bosshard indicated that the proposed modifications to the original proposal are a major change.

ORDINARY MEETING
Reports of Committees

- Ms Court advised that the new facilities will be user friendly as they provide the change rooms all in one area, an improvement on what is available currently.
- Mr Aldrich enquired why the new access change room was located on the female side of the change room facilities. Mr Litwin advised that access to the change room is readily accessible as the wall between the male and female facilities had been partially removed.
- Mr Aldrich advised that it is essential that Council be requested to ensure that the basin and the toilet roll holder in the Access Change Room are positioned adjacent to the toilet, at a suitable and lower height, within arm reach, for easy access to enable the client to maintain all required hygiene practices, prior to returning to their wheelchair. Mr Litwin advised that the Committee will have further opportunity to provide input on this matter.
- Mr Litwin advised that whilst an allocation of \$315,000 has been included in Council's revised Section 94 works program, funding is yet to be confirmed. The draft Section 94 Plan will go on public exhibition and will then be reported back to Council for adoption.

RECOMMENDATION TO COMMITTEE:

That the information be received.

COMMITTEE RECOMMENDATION:

RESOLVED on the motion of Ms Carolyn Lucas, seconded by Ms Mary-Jo McDonnell.

That:

1. The information is received.
2. Council to be notified of the need to ensure the location of the facilities in the Access Change Room is positioned as recommended.

Item 7: HAIAC - Update - Disability Services Centre, Pound Paddock Richmond - (124569, 96328)

Previous Item: 8, 16 June 2011
15, 6 October 2011

DISCUSSION:

- Councillor Williams expressed concern at the alienation of community land.
- Ms McDonnell enquired if the facilities were open to other groups or just North West Disability Services Inc. (NWDS). Mr Litwin advised that Council has provided exclusive use of a portion of Pound Paddock to NWDS for the construction and operation of a Disability Services Centre, with the balance of Pounds Paddock remaining as open space.
- Ms McDonnell enquired about other services provided by NWDS. Ms Lucas advised that NWDS also provides Post School Programs for 'Community Participation' and 'Transition to Work' to assist local disabled individuals.
- Mr Litwin advised in response to Councillor Williams, that NWDS is a not-for-profit agency funded by government.

ORDINARY MEETING
Reports of Committees

- Councillor Williams expressed concern that the services provided by NWDS may not be available to everyone unless they fit certain criteria. Mr Litwin advised that it was generally the case, that not-for-profit agencies funded by government were required to provide services to eligible people, as funding was tied to specific programs.
- Ms Lucas indicated that under the National Disability Insurance Scheme (NDIS), funding arrangements would change with funding going directly to people who would use these funds to purchase a package of services from eligible providers.
- Mr Aldrich indicated that the NDIS provides more flexibility with choice in the provision of assistance to individuals with a disability. Mr Crane suggested this may result in an improvement in rates.
- Mr Aldrich referred to the services provided by Wendy Home Care Service and suggested that a representative be invited to speak to the Committee.
- Ms McDonnell enquired that if the client maintains their own packages, what happens with people who cannot manage their package. Can they communicate with someone? Ms Ang confirmed that assistance is available.

RECOMMENDATION TO COMMITTEE:

That the information be received.

COMMITTEE RECOMMENDATION:

RESOLVED on the motion of Mr Alan Aldrich, seconded by Ms Mary-Jo McDonnell.

That:

1. The information be received.
2. A representative from Wendy Home Care Service be invited to provide a presentation to the Committee on their services.

SECTION 4 - General Business

There were no matters raised under General Manager.

The meeting terminated at 5:55pm.

oooO END OF REPORT Oooo

ORDINARY MEETING
Reports of Committees

ROC Local Traffic Committee - 13 January 2014 - (80245)

Minutes of the Meeting of the Local Traffic Committee held in the Large Committee Room, Windsor, on **Tuesday, 4 February 2014**, commencing at 3.00pm

Present:	Councillor Kim Ford (Chairman) Snr Constable Debbie Byrnes, NSW Police Force
Apologies:	Mr Richard McHenery, Roads and Maritime Services Mr Bart Bassett, MP (Londonderry) Mr Ray Williams, MP (Hawkesbury) Mr Kevin Conolly, MP (Riverstone) Mr Dave Davies, Busways Mr Steve Grady, Busways Snr Constable Romelda McInerney, NSW Police Force Ms Jill Lewis, NSW Taxi Council
In Attendance:	Mr Chris Amit, Manager, Design & Mapping Services Ms Judy Wong, Community Safety Coordinator Ms Laurel Tweedie, Administrative Officer, Infrastructure Services Ms Jillian Bentham - Events Co-ordinator

The Chairman tendered an apology on behalf of Mr Kevin Conolly (Riverstone) and Mr David Lance, RMS on behalf of Mr Richard McHenery, RMS, advising that Mr Kevin Conolly, (Riverstone), and RMS, concurred with recommendations as contained in the formal agenda and had granted proxy to himself to cast votes on their behalf.

SECTION 1 - Minutes

Item 1.1 Confirmation of Minutes

The Committee resolved on the motion of Councillor Kim Ford, seconded by Snr Constable Debbie Byrnes that the minutes from the previous meeting held 11 November 2013 be confirmed.

Item 1.2 Business Arising

There was no business arising from previous minutes.

SECTION 2 - Reports for Determination

Item 2.1 LTC - 13 January 2014 - Item 2.1 - Hawkesbury Show 2014 - Hawkesbury Showground, Clarendon - (Londonderry) - (80245, 74207, 123265)

REPORT:

An application has been received from the Hawkesbury District Agricultural Association seeking approval (in traffic management terms) to conduct the Hawkesbury Show on 9, 10 and 11 May 2014 within the Hawkesbury Showground, Clarendon.

ORDINARY MEETING
Reports of Committees

The event organiser has advised:

- The Hawkesbury Show is a major community event, featuring agricultural displays, rides, show bags, sideshows, business promotions and arts and craft shows that have been held at the showground for 127 years.
- The times for operation are proposed from 9.00am to 11.30pm for both Friday, 9 and Saturday, 10 May, and 9.00am to 5.00pm for Sunday, 11 May 2014.
- The showground is located on Racecourse Road, with the Hawkesbury Racecourse and the Clarendon Railway Station located opposite.
- The event is expected to attract approximately 60,000 visitors over the three days it will operate.
- It is estimated approximately 26% of the total number of visitors will attend the show on Friday, 42% will attend the show on Saturday and 32% will attend the show on Sunday.
- It is anticipated that most visitors (an estimated 85%) will travel by car. They will park within the Hawkesbury Showground car parking area, the UWS Clarendon paddock, the Hawkesbury Equestrian Centre, or in the road reserve areas of Hawkesbury Valley Way (formerly Richmond Road) and Racecourse Road and walk to one of the pedestrian entry gates.
- Patrons travelling by train will use the Gate 1 access – which is located at the northern point of the Showground.
- Two dedicated “pedestrian crossing points” are to be established in Racecourse Road and one across the vehicular access to the Racecourse.
- The majority of the visitors will park within the Hawkesbury Showground in the dedicated “Hawkesbury Showground Car Park” adjacent to the western boundary of the showground; access through Gate 5. This will prevent the queuing of vehicles along Racecourse Road.
- It is expected that approximately 20,000 vehicles will travel to this area during the three days of the Show.
- Parking is available for more than 20,000 vehicles each day.
- It is expected that there will be some impact on traffic during the opening hours and for 1 to 2 hours before and after closing times. The impact generally will be in the form of minor traffic delays in the vicinity of the site, as vehicles enter and leave the event, and negotiate the intersections with adjoining roads, with moderate delays expected during peak traffic times.
- Traffic from the internal car park of the Showground will be directed onto Blacktown Road.
- Traffic departing the Hawkesbury Racecourse car park during peak periods will be directed right onto Racecourse Road to Hawkesbury Valley Way.
- Mobile VMS Units will be erected on Blacktown Road, South Windsor and Kurrajong Road, Richmond notifying motorists of the alternative routes to the showground via Racecourse road off Blacktown Road.
- Certified RMS Traffic Controllers are to be used at all intersecting points with additional Traffic Controllers being available as required to direct traffic.
- Application has been made with the Roads and Maritime Services - RMS (formerly RTA) for the following speed limit reductions to improve safety around the event precinct;

ORDINARY MEETING

Reports of Committees

- Hawkesbury Valley Way, speed reduction from 70/80Kph to 40Kph: between Percival Street and Hobart Street.
- Racecourse Road, speed reduction from 60Kph to 40Kph: between Hawkesbury Valley Way and Rickaby Street.
- Blacktown Road, speed reduction from 80Kph to 60Kph: between Bourke Street and Racecourse Road.

Discussion

Racecourse Road intersects with Hawkesbury Valley Way near the northern boundary of the showground site, and intersects with Blacktown Road approximately 3.5 kilometres to the south. Racecourse Road is a minor rural road of approximately 3.5 kilometres in length with the full length being sealed. The event organiser has indicated that a high proportion of traffic is expected from the Hawkesbury Valley Way intersection. Both Hawkesbury Valley Way and Blacktown Road are state roads.

Considerable pedestrian movements are expected along Racecourse Road. It is likely that visitors to the Show may park in the road reserve areas of Racecourse Road and Hawkesbury Valley Way as well as the parking areas within the Showground, Clarendon Paddocks and the Hawkesbury Equestrian Centre.

Traffic congestion is likely to be concentrated in Hawkesbury Valley Way, from where the majority of vehicles will queue to enter Racecourse Road, and in Racecourse Road, as vehicles queue to enter parking areas. To improve traffic and pedestrian safety around the event precinct, the event organiser has applied to the Roads and Maritime Services - RMS (formerly RTA) for the following speed limit reductions:

- Hawkesbury Valley Way, speed reduction from 70/80Kph to 40Kph: between Percival Street and Hobart Street.
- Racecourse Road, speed reduction from 60Kph to 40Kph: between Hawkesbury Valley Way and Rickaby Street

It is likely that some vehicles, to avoid the congestion at Hawkesbury Valley Way, will travel towards the showground along Racecourse Road from the Blacktown Road intersection.

Delays are likely to occur when vehicles are leaving the site during peak times, as vehicles queue to enter Hawkesbury Valley Way from Racecourse Road. The majority of traffic will be directed from the main internal dedicated parking area within the showground, exiting onto Blacktown Road through the University of Western Sydney, Hawkesbury Campus property. To enable the exit into Blacktown Road to work effectively, an application has been made to the Roads and Maritime Services - RMS (formerly RTA) by the event organiser for the speed limit in Blacktown Road to be reduced from 80Kph to 60Kph between Bourke Street and Racecourse Road during the event.

It would be appropriate to classify the event as a "Class 1" special event under the "Traffic and Transport Management for Special Events" guidelines issued by the Roads and Maritime Services - RMS (formerly RTA) as the event may impact on major traffic and transport systems and there may be significant disruption to the non-event community.

The event organiser has submitted the following items in relation to the event: Attachment 1 (ECM Document No: 4588045):

1. Traffic and Transport Management for Special Events – HCC: Form A – Initial Approval - Application Form,
2. Traffic and Transport Management for Special Events – HCC: Form B – Initial Approval Application - Checklist,
3. Special Event Transport Management Plan Template – RTA (Roads and Maritime Services - RMS),
4. Transport Management Plan – referred to in the application as Traffic Management Plan (TMP) and Traffic Control Plans (TCP),
5. Copy of Insurance Policy which is valid to 31 January 2014,
6. Copy of the Road Occupancy License Application and Speed Zone Authorisation Application forms submitted to RMS.

COMMITTEE RECOMMENDATION:

RESOLVED on the motion of Councillor K Ford, seconded by Snr Constable D Byrnes.

Support for Recommendation - Unanimous

That:

1. The approval conditions listed below relate only to matters affecting the traffic management of the event. The event organiser must obtain all other relevant approvals for this event. The event organiser must visit Council's web site, <http://www.hawkesbury.nsw.gov.au/news-and-events/organising-an-event>, and refer to the documentation contained within this link which relates to other approvals that may be required for the event as a whole. It is the responsibility of the event organiser to ensure that they comply with the contents and requirements of this information which includes the Roads and Maritime Services - RMS (formerly RTA) publication "Guide to Traffic and Transport Management for Special Events" (Version 3.4) and the Hawkesbury City Council special event information package.
2. The Hawkesbury Show 2014 planned for 9, 10 and 11 May 2014, within the Hawkesbury Showground, Clarendon, be classified as a **"Class 1"** special event, **in terms of traffic management**, under the "Traffic and Transport Management for Special Events" guidelines issued by the Roads and Maritime Services - RMS (formerly RTA).
3. The safety of all road users and personnel on or affected by the event is the responsibility of the event organiser.
4. No objection (in terms of traffic management) be held to this event subject to compliance with the information contained within the application submitted and the following conditions:

Prior to the event:

- 4a. the event organiser is responsible for ensuring the safety of all involved in relation to the proposed event and must fully comply with the requirements of the Work Health & Safety (WHS) Act 2011, WHS Regulations 2011 and associated Australian Standards and applicable Codes of Practice. It is incumbent on the organiser under this legislation to ensure all potential risks are identified and assessed as to the level of harm they may pose and that suitable control measures are instigated to either eliminate these or at least reduce them to an acceptable level. This will include assessing the potential risks to spectators, participants and road/park/facility users etc during the event including setting up and clean up activities. This process must also include (where appropriate) but is not limited to the safe handling of hazardous substances, electrical equipment testing, tagging and layout, traffic/pedestrian management plans, certification and licensing in relation to amusement rides, relevant current insurance cover and must be inclusive of meaningful consultation with all stakeholders. (information for event organisers about managing risk is available on the NSW Sport and Recreation's web site at <http://www.dsr.nsw.gov.au>; additionally council has an events template which can be provided to assist in identifying and controlling risks);
- 4b. the event organiser is to assess the risk and address the suitability of the entire site as part of the risk assessment considering the possible risks for all participants. This assessment should be carried out by visual inspection of the site by the event organiser prior to the event;
- 4c. the event organiser is to obtain approval to conduct the event, from the NSW Police Force; **a copy of the Police Force approval to be submitted to Council;**
- 4d. the application including the **TMP and the associated TCP is to be submitted to the** Transport Management Centre – TMC for authorisation as this is a Class 1 event.

ORDINARY MEETING

Reports of Committees

- 4e. the event organiser is to obtain approval from the Transport Management Centre – TMC as this is a **"Class 1"** event which will have a traffic impact on both Hawkesbury Valley Way and Blacktown Road (state roads) as well as the proposed temporary speed reductions required for the following roads;

- Hawkesbury Valley Way, speed reduction from 70/80Kph to 40Kph: between Percival Street and Hobart Street,
- Racecourse Road, speed reduction from 60Kph to 40Kph: between Hawkesbury Valley Way and Rickaby Street,
- Blacktown Road, speed reduction from 80Kph to 60Kph: between Bourke Street and Racecourse Road

a copy of the Transport Management Centre – TMC approval to be submitted to Council;

- 4f. The event organiser is to **submit to Council a copy of its Public Liability Policy** in an amount not less than **\$20,000,000** noting **Council, the Transport Management Centre (TMC) and the Roads and Maritime Services - RMS (formerly RTA) as interested parties on the Policy** and that Policy is to cover **both on-road and off-road activities;**
- 4g. As the event requires traffic control on public roads, the event organiser is required to submit a Road Occupancy Application (ROA) to Council, with the associated fee, to occupy the road;
- 4h. the event organiser is to obtain approval from the respective Land Owners for the use of their land for the event; **a copy of this approval to be submitted to Council;**
- 4i. the event organiser is to advertise the event in the local press stating the entire extent of the event, including the proposed traffic control measures and the traffic impact/delays expected, due to the event, two weeks prior to the event; **a copy of the proposed advertisement to be submitted to Council** (indicating the advertising medium);
- 4j. the event organiser is to notify the details of the event to the NSW Ambulance Service, Fire and Rescue NSW, NSW Rural Fire Service and SES at least two weeks prior to the event; **a copy of the correspondence to be submitted to Council;**
- 4k. the event organiser is to directly notify relevant bus companies, tourist bus operators and taxi companies operating in the area which may be affected by the event, including the proposed traffic control measures and the traffic impact/delays expected, due to the event, at least two weeks prior to the event; **a copy of the correspondence to be submitted to Council;**
- 4l. the event organiser is to directly notify all the residences and businesses which may be affected by the event, including the proposed traffic control measures and the traffic impact/delays expected, due to the event, at least two weeks prior to the event; The event organiser is to undertake a letter drop to all affected residents and businesses in proximity of the event, with that letter advising full details of the event; **a copy of the correspondence to be submitted to Council;**
- 4m. the event organiser is to **submit** the completed " Traffic and Transport Management for Special Events – **Final Approval Application Form (Form C)**" **to Council;**

During the event:

- 4n. access is to be maintained for businesses, residents and their visitors;
- 4o. a clear passageway of at least 4 metres in width is to be maintained at all times for emergency vehicles;

ORDINARY MEETING
Reports of Committees

- 4p. all traffic controllers / marshals operating within the public road network are to hold appropriate certification as required by the Roads and Maritime Services - RMS (formerly RTA);
- 4q. in accordance with the submitted TMP and associated TCP, appropriate advisory signs - including temporary speed restriction signs (subject to Roads and Maritime Services - RMS (formerly RTA) requirements), shall be placed at the event organiser's expense after all the required approvals are obtained from the relevant authorities - and traffic control devices are to be placed during the event, under the direction of a traffic controller holding appropriate certification as required by the Roads and Maritime Services - RMS (formerly RTA);
- 4r. all roads and marshalling points are to be kept clean and tidy, with all signs and devices to be removed immediately upon completion of the activity.

APPENDICES:

AT - 1 Special Event Application - (ECM Document No. 4588045) - *distributed separately to Committee Members.*

Item 2.2 LTC - 13 January 2014 - Item 2.2 - Convict 100 (formerly Dirt Works 100) Endurance Mountain Bike Ride 2014 - St Albans (Hawkesbury) - (80245, 85193)

Previous Item: Item 3.2, LTC (11 November 2013)

REPORT:

An application has been received from Maximum Adventure Pty Ltd seeking approval (in traffic management terms) to conduct the Convict 100 (formerly Dirt Works 100) Endurance Mountain Bike Ride 2014 - St Albans, on Saturday 3 May 2014 (from 6.30am to 5.00pm).

The event organiser has advised;

- The event is a Mountain Bike Endurance Ride in and around the St Albans and Macdonald Valley areas, in conjunction with the St Albans Rural Fire Brigade as part of their fundraising activities;
- The event has been previously known as the Dirk Works 100 Kilometre Classic which has been run for the last 9 years;
- Approximately 1700 participants are expected for the event;
- Approximately 200 spectators and their vehicles are expected. Parking will be available on private land;
- There are 2 courses for the event; 100 kilometres (starting at 6.30 am) and 50 kilometres (starting at 9.00am);
- The event route is identical to the 2013 event;
- The start and finish of the race will be in the town of St Albans, on Bulga Street;
- The first participants will start at 6.30am, with all participants to finish by 5.00pm;
- The start of the event will be staggered to reduce the amount of traffic on the roads and trails at any one time. As the event progresses, the competitors will spread out further;

ORDINARY MEETING
Reports of Committees

- It is proposed to close a section of Bulga Street, between Wharf Street and Wollombi Road, St Albans (135 metre long sealed section), commencing from 1.00pm, 2 May, 2014, through to 6.00pm, 3 May, 2014.
- Consultation has been undertaken with the adjoining property owners and they have no objections.
- The event will take place on clearly marked trails that are currently used for horses in 'The Shahzada';
- Participants will compete on a two-leaf clover route format, covering approximately 100 kilometres of fire trail, single track and dirt roads through the National Parks, private properties and public roads;
- The course will be clearly marked for riders to follow;
- Marshalls with high visibility vests and radios will be positioned at junctions, warning cyclists of on coming traffic and the track ahead;
- Signs will be positioned throughout the course to warn other users of the event;
- St Albans Fire Brigade will be providing safety, communication and support;
- The event route will cross the Macdonald River at the two points shown on the Event Route Plans contained in Attachment 1 & 2. Crossing of the Macdonald River will be undertaken utilising a 'pontoon bridge' configuration at each location. Permission will be obtained from the adjoining property owners on either side of the River.

Discussion:

It would be appropriate to classify the event as a “**Class 2**” special event under the “Traffic and Transport Management for Special Events” guidelines issued by the Roads and Maritime Services - RMS (formerly RTA) as the event may impact minor traffic and transport systems due to the proposed road closure and along the specified route, and there is a low scale disruption to the non-event community.

The endurance bike ride is predominantly on tracks within the Parr State Recreational Area, Yengo National Park, Darug National Park, private properties and on the following public roads;

- Bulga Street – Sealed Road.
- Settlers Road – Sealed and Unsealed Road.
- Shepherds Gully Road – Unformed Road.
- St Albans Road – Sealed Road.
- Upper Macdonald Road – Unsealed Road.
- Webbs Creek Mountain Road - Unsealed Road
- Wharf Street – Sealed Road.
- Wollombi Road – Sealed and Unsealed Road.
- Wrights Creek Road - Unsealed Road.
- Macdonald River – Two river crossing points

The event is also traversing along the Great Northern Road, which is under the care and control of the National Parks and Wildlife Service - (Office of Environment and Heritage).

The Transport Management Plan (TMP) and the associated Traffic Control Plan (TCP) is to be submitted to the Transport Management Centre (TMC) for authorisation due to the proposed road closure of Bulga Street, between Wharf Street and Wollombi Road, St Albans (135 metre long sealed section).

The event organiser has submitted the following items in relation to the event: Attachment 4 (ECM Document Nos: 4627019 & 4650229):

1. Traffic and Transport Management for Special Events – HCC: Form A – Initial Approval - Application Form,

ORDINARY MEETING

Reports of Committees

2. Traffic and Transport Management for Special Events – HCC: Form B – Initial Approval Application - Checklist,
3. Special Event Transport Management Plan Template – RTA (Roads and Maritime Services - RMS),
4. Hazard and Risk Assessment, and Traffic Control Plans (TCP),
5. Event Route Plans and Event Site Plan,
6. Copy of Insurance Policy which is valid to 27 January 2014,
7. Copy of the Advertisement for the Event – which does not mention the proposed road closure;

COMMITTEE RECOMMENDATION:

RESOLVED on the motion of Snr Constable D Byrnes, seconded by Councillor K Ford.

Support for Recommendation - Unanimous

That:

1. The approval conditions listed below relate only to matters affecting the traffic management of the event. The event organiser must obtain all other relevant approvals for this event. The event organiser must visit Council's web site, <http://www.hawkesbury.nsw.gov.au/news-and-events/organising-an-event>, and refer to the documentation contained within this link which relates to other approvals that may be required for the event as a whole. It is the responsibility of the event organiser to ensure that they comply with the contents and requirements of this information which includes the Roads and Maritime Services - RMS (formerly RTA) publication "Guide to Traffic and Transport Management for Special Events" (Version 3.4) and the Hawkesbury City Council special event information package.
2. The Convict 100 (formerly Dirt Works 100) Endurance Mountain Bike Ride 2014 - St Albans, event planned for Saturday 3 May 2014 be classified as a "**Class 2**" special event, in terms of traffic management, under the "Traffic and Transport Management for Special Events" guidelines issued by the Roads and Maritime Services - RMS (formerly RTA).
3. The safety of all road users and personnel on or affected by the event is the responsibility of the event organiser.
4. No objection (in terms of traffic management) be held to this event subject to compliance with the information contained within the application submitted – which includes the road closure of a section of Bulga Street between Wharf Street and Wollombi Road, St Albans from 1.00pm, 2 May, 2014 through to 6.00pm, 3 May, 2014 - and the following conditions:

Prior to the event:

- 4a. the event organiser is responsible for ensuring the safety of all involved in relation to the proposed event and must fully comply with the requirements of the Work Health & Safety (WHS) Act 2011, WHS Regulations 2011 and associated Australian Standards and applicable Codes of Practice. It is incumbent on the organiser under this legislation to ensure all potential risks are identified and assessed as to the level of harm they may pose and that suitable control measures are instigated to either eliminate these or at least reduce them to an acceptable level. This will include assessing the potential risks to spectators, participants and road/park/facility users etc during the event including setting up and clean up activities. This process must also include (where appropriate) but is not limited to the safe handling of hazardous substances, electrical equipment testing, tagging and layout, traffic/pedestrian management plans, certification and licensing in relation to amusement rides, relevant current insurance cover and must be inclusive of meaningful consultation with all stakeholders. (information for event organisers about managing risk is available on the NSW Sport and Recreation's web site at <http://www.dsr.nsw.gov.au>; additionally council has an events template which can be provided to assist in identifying and controlling risks);

ORDINARY MEETING

Reports of Committees

- 4b. the event organiser is to assess the risk and address the suitability of the entire route/site as part of the risk assessment considering the possible risks for all participants. This assessment should be carried out by visual inspection of the route/site by the event organiser prior to preparing the TMP and prior to the event;
- 4c. the event organiser is to obtain approval to conduct the event, from the NSW Police Force; **a copy of the Police Force approval to be submitted to Council;**
- 4d. the event organiser is to obtain approval from the Transport Management Centre – TMC as a road closure is proposed for a section of Bulga Street between Wharf Street and Wollombi Road, St Albans from 1.00pm, 2 May, 2014 through to 6.00pm, 3 May, 2014; **a copy of the Transport Management Centre – TMC approval to be submitted to Council;**
- 4e. the event organiser is to **submit a Transport Management Plan (TMP) for the entire route/event to Council, the Roads and Maritime Services - RMS and the Transport Management Centre (TMC) for acknowledgement.**
- 4f. the event organiser is to **submit to Council a copy of its Public Liability Policy** in an amount not less than **\$10,000,000 noting Council and the Roads and Maritime Services - RMS (formerly RTA) as interested parties on the Policy** and that Policy is to cover **both on-road and off-road activities;**
- 4g. As the event involves the closure of a public road and the traverse of public roads, the event organiser is required to submit a Road Occupancy Application (ROA) to Council, with the associated fee, to occupy and close the road.
- 4h. the event organiser is to ensure that dust along the unsealed sections of road utilised by the event participants and those travelling to the event are mitigated by providing a water cart for the duration of the event. The method and frequency of watering is to be addressed and outlined in the TMP;
- 4i. the event organiser is to obtain the relevant approval to conduct the event from the Roads and Maritime Services - RMS (formerly NSW Maritime) to cross the Macdonald River; **a copy of this approval to be submitted to Council;**
- 4j. the event organiser is to obtain the relevant approval from the Office of Environment and Heritage to cross the Macdonald River; **a copy of this approval to be submitted to Council;**
- 4k. the event organiser is to obtain approval from the National Parks and Wildlife Service (Office of Environment and Heritage) for the use of the Parr State Recreational Area, Yengo National Park, Darug National Park and the Great Northern Road. If the use of a Council Park/Reserve is required, written approval is required from Councils' Parks and Recreation section;; **a copy of this approval to be submitted to Council;**
- 4l. the event organiser is to obtain approval from the NSW Department of Primary Industries for the use of any Crown Road or Crown Land; **a copy of this approval to be submitted to Council;**
- 4m. the event organiser is to obtain approval from the respective Land Owners for the use of their land for the event; **a copy of this approval to be submitted to Council;**
- 4n. the event organiser is to advertise the event in the local press stating the entire route/extent of the event, including the proposed traffic control measures, road closure, detour route, and the traffic impact/delays expected, due to the event, two weeks prior to the event; **a copy of the proposed advertisement to be submitted to Council** (indicating the advertising medium);
- 4o. the event organiser is to notify the details of the event to the NSW Ambulance Service, Fire and Rescue NSW, NSW Rural Fire Service and SES at least two weeks prior to the event; **a copy of the correspondence to be submitted to Council;**

ORDINARY MEETING
Reports of Committees

- 4p. the event organiser is to directly notify relevant bus companies, tourist bus operators and taxi companies operating in the area which may be affected by the event, including the proposed traffic control measures, road closure, detour route, and the traffic impact/delays expected, due to the event, at least two weeks prior to the event; **a copy of the correspondence to be submitted to Council;**
- 4q. the event organiser is to directly notify all the residences and businesses which may be affected by the event, including the proposed traffic control measures, road closure, detour route and the traffic impact/delays expected, due to the event, at least two weeks prior to the event; The event organiser is to undertake a letter drop to all affected residents and businesses in proximity of the event, with that letter advising full details of the event; **a copy of the correspondence to be submitted to Council;**
- 4r. the event organiser is to **submit** the completed "Traffic and Transport Management for Special Events – **Final Approval Application Form (Form C)**" **to Council;**

During the event:

- 4s. access is to be maintained for businesses, residents and their visitors;
- 4t. a clear passageway of at least 4 metres in width is to be maintained at all times for emergency vehicles;
- 4u. all traffic controllers / marshals operating within the public road network are to hold appropriate certification as required by the Roads and Maritime Services - RMS (formerly RTA);
- 4v. the cyclists are to be made aware of and are to follow all the general road user rules whilst cycling on public roads;
- 4w. in accordance with the submitted TMP and associated TCP, appropriate advisory signs and traffic control devices are to be placed along the route, including the road closure points, during the event, under the direction of a traffic controller holding appropriate certification as required by the Roads and Maritime Services - RMS (formerly RTA);
- 4x. the competitors and participants are to be advised of the traffic control arrangements in place, prior to the commencement of the event;
- 4y. all roads and marshalling points are to be kept clean and tidy, with all signs and devices to be removed immediately upon completion of the activity, and,
- 4z. the event organiser is to ensure that dust along the unsealed sections of road utilised by the event participants and those travelling to the event are mitigated by providing a water cart for the duration of the event. The method and frequency of watering is to be undertaken as outlined in the TMP.

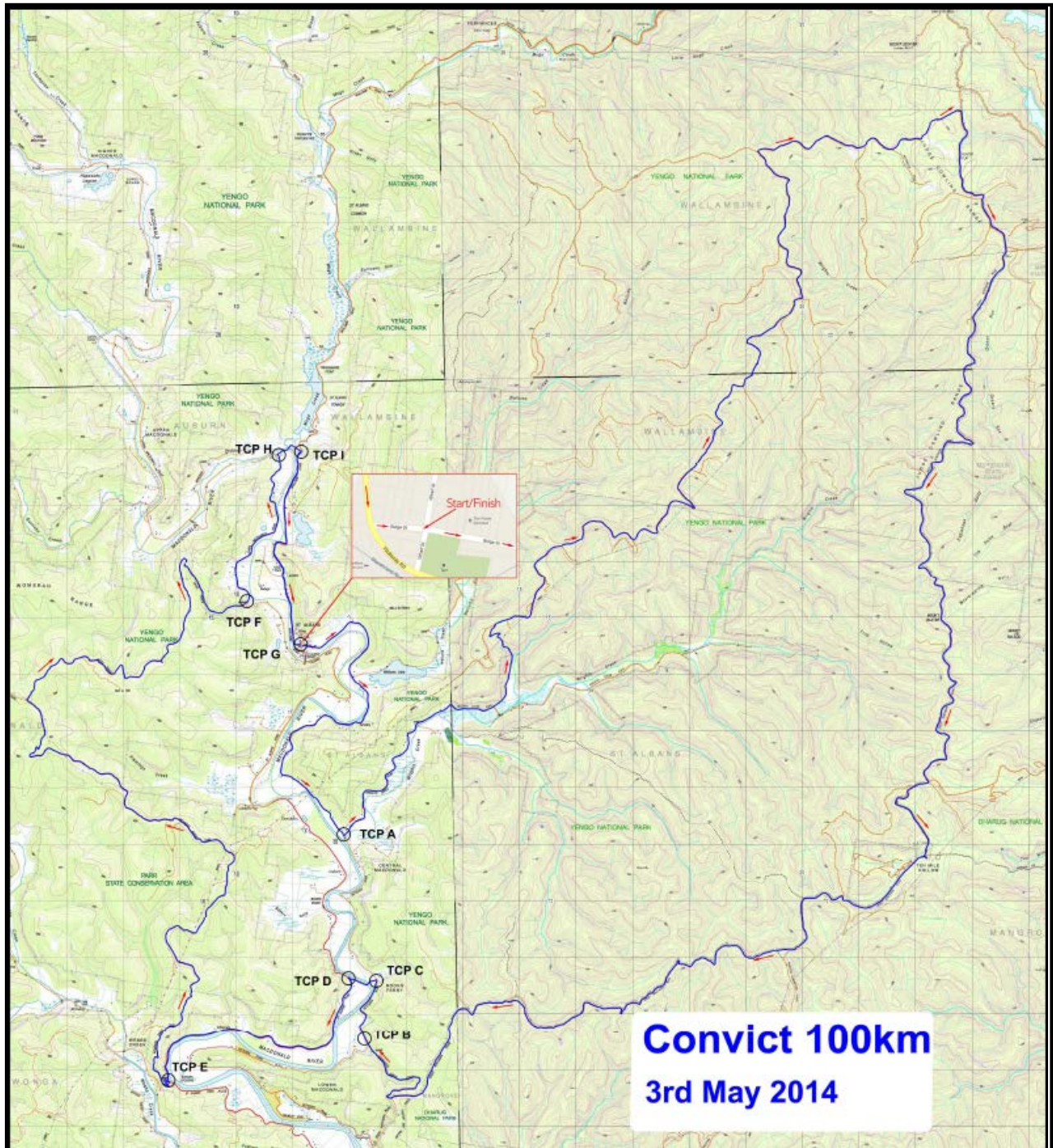
APPENDICES:

- AT - 1** Event Route Plan – 100 Kilometre Route - Convict 100 (formerly Dirt Works 100) Endurance Mountain Bike Ride 2014 - St Albans.
- AT - 2** Event Route Plan – 50 Kilometre Route - Convict 100 (formerly Dirt Works 100) Endurance Mountain Bike Ride 2014 - St Albans

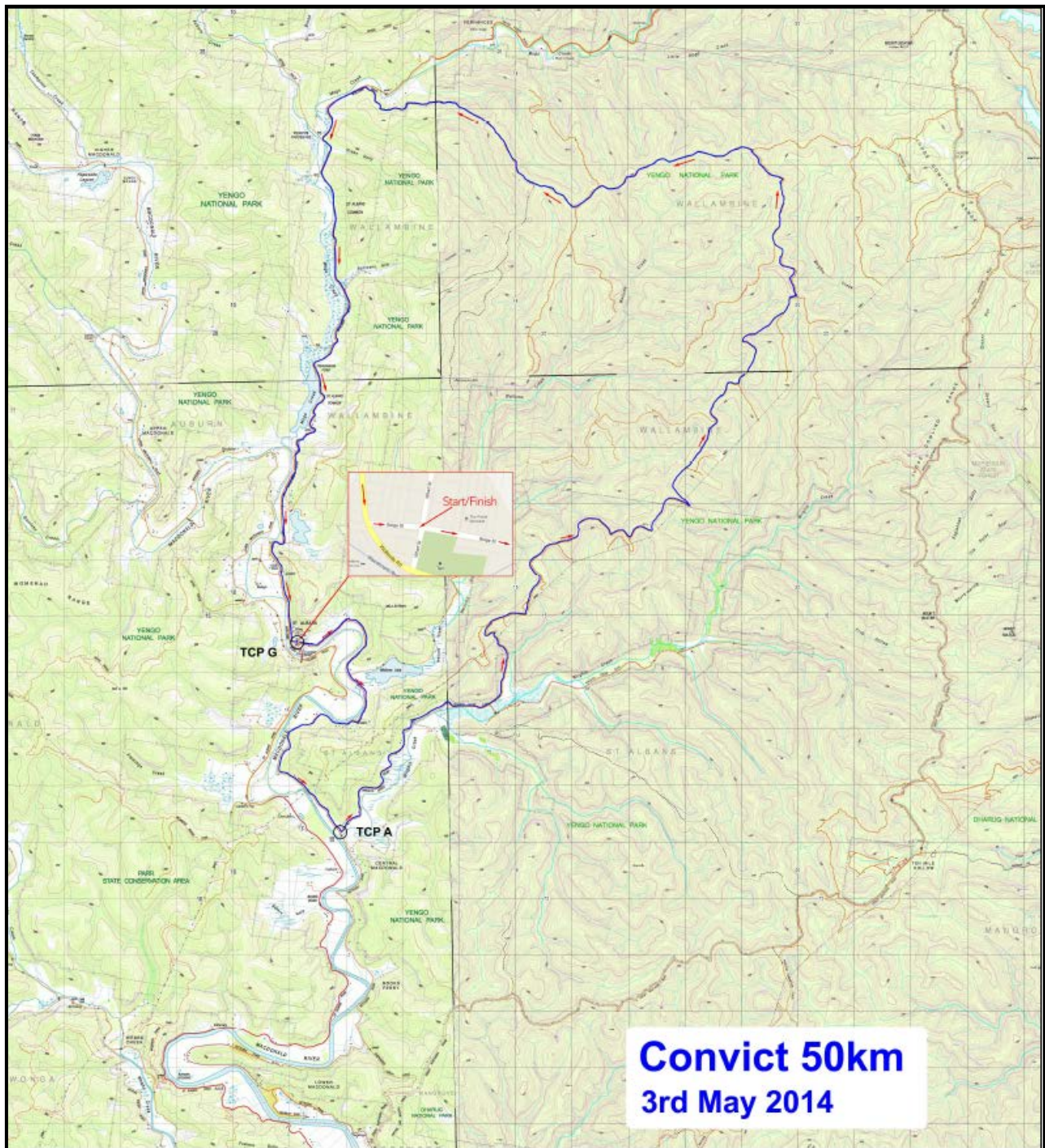
ORDINARY MEETING
Reports of Committees

- AT - 3** Event Site Plan – Convict 100 (formerly Dirt Works 100) Endurance Mountain Bike Ride 2014 - St Albans
- AT – 4** Special Event Application - (ECM Document Nos. 4627019 & 4650229) - *distributed separately to Committee Members.*

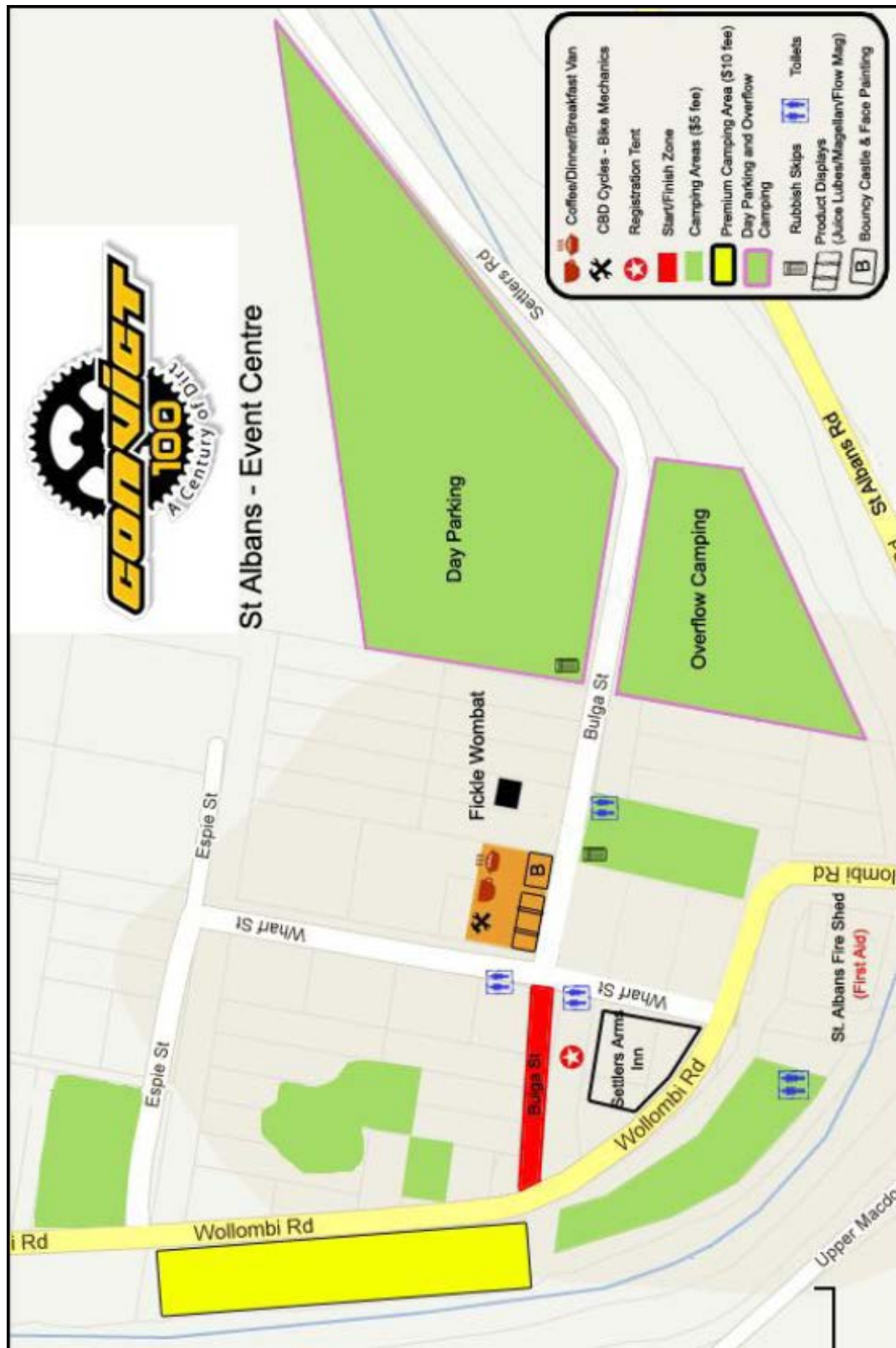
AT – 1 Event Route Plan - 100 Kilometre Route - Convict 100 (formerly Dirt Works 100)
Endurance Mountain Bike Ride 2014 - St Albans.



AT – 2 Event Route Plan - 50 Kilometre Route - Convict 100 (formerly Dirt Works 100)
Endurance Mountain Bike Ride 2014 - St Albans



**AT - 3 Event Site Plan – Convict 100 (formerly Dirt Works 100)
Endurance Mountain Bike Ride 2014 - St Albans**



SECTION 3 - Reports for Information

Item 3.1 LTC - 13 January 2014 - Item 3.1 - RMS Advice on Acceleration of the NSW Government's School Zone Flashing Lights Program - (Hawkesbury, Londonderry, Riverstone) - (80245, 93364, 123256)

Previous Item: Item 3.2, LTC (11 November 2013)

REPORT:

Advice has been received from the Roads and Maritime Services - RMS (formerly RTA) indicating that the NSW State Government has committed to providing School Zone Flashing Lights at all NSW Schools by the end of December 2015. The information provided by RMS in part is listed below (ECM Document No. 4612803).

"I am writing to inform you of the State Government's recent announcement that will see the delivery of school zone flashing lights to all schools in NSW.

This accelerated program will commence in early 2014 and will be rolled out progressively across the state. All schools that do not currently have flashing lights will receive a set of school zone flashing lights by the end of December 2015.

Under this program, it is the intention of school zone flashing lights to cover the main entrance point to the school or an access road to the school, where the road safety benefits from the use of school zone flashing lights will be maximised.

Roads and Maritime Services (RMS) will directly consult with schools to ensure that the most suitable location at each school is selected.

Flashing lights will be retrofitted to existing school zone signage, and will be installed at existing school zone signage locations wherever possible.

RMS and Transport for NSW are currently developing an implementation schedule for the new flashing lights program across NSW. The large-scale nature of this rollout requires thorough coordination across the state to ensure that all schools receive flashing lights by the end of 2015.

Once an implementation schedule is finalised, schools will be notified of indicative installation timeframes in early 2014."

RMS provided advice in October 2013 that Comleroy Road Public School at McMahon's Road and McDonald Valley Public School at St Albans Road were part of the latest roll-out of School Zone Flashing Lights which were to be implemented by the start of the 2014 school term 1.

Prior to the October 2013 advice from RMS, the following schools within the Hawkesbury Local Government Area have School Zone Flashing Lights:

1. Arndell Anglican College at Wolseley Road, Oakville,
2. Bede Polding College at Rifle Range Road, Bligh Park,
3. Bilpin Public School at Bells Line of Road, Bilpin,
4. Cattai Public School at Cattai Road, Cattai,
5. Colo Heights Public School at Putty Road, Colo Heights,
6. Colo High School at Bells Line of Road, North Richmond,
7. Ebenezer Public School at Sackville Road, Ebenezer,
8. Freemans Reach Public School at Kurmond Road and Hibberts Lane, Freemans Reach,
9. Grose View Public School at Grose Wold Road, Grose Wold,
10. Hawkesbury High School at Kurmond Road and Hibberts Lane, Freemans Reach,
11. Hawkesbury Independent School at Comleroy Road,

ORDINARY MEETING
Reports of Committees

12. Kurmond Public School at Bells Line of Road, Kurmond,
13. Kurrajong East Public School at East Kurrajong Road, East Kurrajong,
14. Kurrajong North Public School at Bells Line Of Road, Kurrajong Hills,
15. Kurrajong Public School at Grose Vale Road, Kurrajong,
16. Kuyper Christian School at Redbank Road and Greggs Road, Kurrajong,
17. Oakville Public School at Oakville Road, Oakville,
18. Pitt Town Public School at Buckingham Street, Pitt Town,
19. Richmond High School at Castlereagh Road and Lennox Street, Richmond,
20. Richmond North Public School at Grose Vale Road, North Richmond,
21. Richmond Public School at Francis Street and Windsor Street, Richmond,
22. St Monica's Catholic Primary School at Francis Street, Richmond,
23. Windsor High School at Mulgrave Road, Mulgrave,
24. Windsor Public School at George Street, Windsor.

COMMITTEE RECOMMENDATION:

RESOLVED on the motion of Snr Constable D Byrnes, seconded by Councillor K Ford.

Support for Recommendation - Unanimous

That the information be received.

APPENDICES:

There were no supporting documents for this report.

SECTION 4 - General Business

Item 4.1 Request to Roads and Maritime Service (RMS) to Investigate the provision of a Signalised Pedestrian Crossing - George Street, South Windsor (80245, 123256)

REPORT:

Mr Chris Amit advised the Committee that the following 'Question Without Notice' (QWN), was raised at the Council Meeting on 26 November 2013.

Councillor Paine requested that the provision of a signalised pedestrian crossing be considered for George Street, South Windsor, near Bligh Park and the matter be raised with the RMS at the Local Traffic Committee Meeting.

The QWN was tabled at the meeting and the Committee agreed to forward this matter onto the Roads and Maritime Service to investigate.

COMMITTEE RECOMMENDATION:

Resolved on the motion of Snr Constable Debbie Byrnes, seconded by Councillor Kim Ford.

Support for recommendation was: Unanimous

ORDINARY MEETING
Reports of Committees

That the Roads and Maritime Service investigate the provision of a signalised pedestrian crossing in George Street, South Windsor, near Bligh Park.

APPENDICES:

There were no supporting documents for this report.

Item 4.2 Hawkesbury Schools to be provided with "Keep Our Kids Safe" Brochure - (80245, 96328)

REPORT:

Ms Judy Wong advised the Committee that Council has developed a 'Keep Our Kids Safe' brochure. The brochure provides information relating to parking restrictions and other regulatory signs and the associated penalties.

The brochure will be provided to all schools in Hawkesbury Local Government Area and schools will be requested to include this information as part of the School's News Letter.

The Committee supported the brochure being provided to schools.

COMMITTEE RECOMMENDATION:

Resolved on the motion of Councillor Kim Ford, seconded by Snr Constable Debbie Byrnes.

Support for recommendation was: Unanimous

That information be received.

APPENDICES:

There were no supporting documents for this report.

SECTION 5 - Next Meeting

The next Local Traffic Committee meeting will be held on 10 February 2014 at 3.00pm in the Large Committee Rooms.

The meeting terminated at 3.50pm

oooO END OF REPORT Oooo

ORDINARY MEETING
Reports of Committees

ordinary

section 5

notices of motion

ORDINARY MEETING

Notices of Motion

ORDINARY MEETING

Notices of Motion

SECTION 5 - Notices of Motion

NM1 **Review of Code of Meeting Practice - (79351, 105109, 80106)**

Submitted by: Councillor Rasmussen

NOTICE OF MOTION:

That Council review the operations of the Code of Meeting Practice in the following manner:

1. At the next Councillor Briefing Session, discuss the operational efficiency and effectiveness of the current Code of Meeting Practice;
2. Seek community input on the operational efficiency and effectiveness of the current Code of Meeting Practice;
3. Identify process and procedural gaps and any operational shortcomings; and
4. Formulate new rules to rectify identified problems and gaps in current Code procedures and processes.

BACKGROUND:

1. The current Code of Meeting Practice has been in operation for several months and it is clear that there are serious operational issues with it.
2. The community has voiced their concern with several aspects of the Code such as not being permitted to speak on certain items on the Council Meeting Business Agenda. They perceive this to be anti-democratic and denying them their right to participate in local decision making processes and thus excluding them from having an input into how their area is shaped for the future. This public perception also impacts negatively on how Council is perceived, Council's customer satisfaction rating and Council's openness and trustworthiness. It also degrades the effectiveness of how Council works with, and elicits essential cooperation from, the community it serves.
3. A recent example of a procedural and process gap in the current Code was the request for a Special Meeting by several Councillors being framed as a Notice of Motion thus preventing public speakers at this Special Meeting. At total odds with the intention of the requesting Councillors. That resulted in a substantial negative backlash from the Community against Council. Such situations must be avoided in the future and a Review of the Code would identify how best this might be achieved.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF NOTICE OF MOTION Oooo

ORDINARY MEETING

Notices of Motion

NM2

Request for Report - Additional Recycling Services - (125612, 79351)

Submitted by: Councillor Lyons-Buckett

NOTICE OF MOTION:

That a report be submitted to Council in relation to the additional costs that would be involved in increasing the recycled collection services from fortnightly to weekly during the Christmas/New Year period.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF NOTICE OF MOTION Oooo

ORDINARY MEETING

Notices of Motion

NM3 **Australian Pioneer Village Australia Day 2014 celebrations - (79351, 105109, 80104)**

Submitted by: Councillor Paine

NOTICE OF MOTION:

That Council:

1. Acknowledge the great success of the Australian Pioneer Village's Australia Day celebrations where over 4,000 people attended the day.
2. Undertake a site inspection of the Village at a suitable time for both Councillors and the APV Committee.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF NOTICE OF MOTION Oooo

ORDINARY MEETING

Notices of Motion

NM4

**Feasibility Report on Provision of Drinking Water Fountains to Hawkesbury
LGA - (79351, 105109, 8104)**

Submitted by: Councillor Paine

NOTICE OF MOTION:

That a report come to Council outlining the feasibility and costs of supplying water, in the form of bubblers or the like, throughout the towns and villages of the Hawkesbury.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF NOTICE OF MOTION Oooo

ORDINARY MEETING

Notices of Motion

NM5

Traffic Infringement Received by the Mayor, Councillor K Ford - (79351, 105109, 80105, 79353)

Submitted by: Councillor Williams

NOTICE OF MOTION:

That

1. As a result of his recent traffic infringement for 128kph in a 60 zone on New Year's Eve, Council calls on Councillor Ford to:
 - a) immediately step down from the mayoral role and the Traffic Committee;
 - b) apologise to the community for the speeding incident, the abuse of the road rules and the mayoral vehicle entrusted to him and "the flagrant disregard for public decency when interviewed on the events".
2. Council urgently review the conditions of use of the mayoral vehicle.

BACKGROUND:

I enclose a copy of a letter from a ratepayer as evidence of community concern of the speeding incident in the mayoral vehicle:

Dear Sir

I have recently read of the incident where the Mayor was caught speeding at 128kph in a 60kph zone at Yarramundi in the council's car.

I also read where the Mayor has publicised that he believes that the Council's Holden Caprice "is his personal care and he can do with it what I like". Of course, any decent minded person could see that this statement is an aggravation of the wrongdoings, are completely untrue and lacking in any sense of remorse.

The council should, of course, require the mayor to step down immediately and to require the mayor also to sincerely apologise to all ratepayers, and the public, for not only the incident but for the flagrant disregard of public decency when interviewed on the events.

The awful and unbelievable thing really is that the mayor should have immediately and publicly done both of the above voluntarily and with genuine contrition.

Otherwise it reflects upon the public view (and certainly mine) of the Council and its officers.

*Regards
(Name and address withheld)*

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF NOTICE OF MOTION Oooo

ORDINARY MEETING

Notices of Motion

NM6

Recent Fire in Jolly Frog Hotel - (79351, 105109, 80104)

Submitted by: Councillor Paine

NOTICE OF MOTION:

That following the recent fire at the Historic Jolly Frog Hotel, Council:

1. Outline the heritage importance of the Jolly Frog hotel to its owners and the State Government.
2. Take whatever action needed to ensure the longevity of this historic building.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF NOTICE OF MOTION Oooo

ORDINARY MEETING
Questions for Next Meeting

QUESTIONS FOR NEXT MEETING

Councillor Questions from Previous Meeting and Responses - (79351)

REPORT:

Questions - 10 December 2013

#	Councillor	Question	Response
1	Rasmussen	Requested the Council's legal advice on the Redbank Draft Voluntary Planning Agreement be circulated to Councillors.	The Director City Planning advised that the pre-exhibition legal advice from Council's solicitors has been distributed to Councillors. The draft Voluntary Planning Agreements (VPAs) were amended in line with that advice prior to placing on public exhibition. The amended VPAs will again be referred for legal review prior to finalisation.
2	Paine	Requested to be informed if a Development Application has been lodged for works to be carried out on the heritage listed Loder House, Windsor.	The Director City Planning advised that an investigation and site inspection has revealed that the property owners are not undertaking any work on the property that requires a development application. The works on the verandah revealed that the owners were removing some trip hazards in the stone and they have been advised to cease further work. The NSW Heritage Office have also been advised of the matter and may also investigate.
3	Paine	Enquired if the Director City Planning continues to have the carriage of Windsor Bridge, or if the Director Infrastructure Services is now responsible for it.	The Director City Planning advised that the carriage of the Windsor Bridge replacement has always been with the Department of Planning and Infrastructure. During the preparation and assessment of the planning application Council staff, from various branches, have been requested to provide comments on the EIS (preparation and assessment), urban design aspects, impacts on Council infrastructure and use of Council controlled land and to provide comment on proposed consent conditions.

ORDINARY MEETING**Questions for Next Meeting**

#	Councillor	Question	Response
4	Reardon	Enquired if investigations could be carried out to improve the operation of the doors to the Councillor's mail room.	The Director Infrastructure Services advised that improvements have been made to this area.

oooO END OF REPORT Oooo

ORDINARY MEETING
CONFIDENTIAL REPORTS

CONFIDENTIAL REPORTS

Item: 15 **GM - Property Matter - Acquisition of Land at Pitt Town - (79351,87959)**

Previous Item: 127 Ordinary (10 July 2012)

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 sale and/or purchase of property by the Council 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
CONFIDENTIAL REPORTS

Item: 16 **CP - Community Representation on Sustainability Advisory Committee - (95498, 126363)**

Previous Item: 89, Ordinary (14 May 2013)

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 personal 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

Item: 17 **IS - Acquisition of Easement Over No. 8 Red Gum Crescent, Bowen Mountain - (95495, 22912, 22913) 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)(c) of the Act as it relates to a purchase of property by the Council 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
CONFIDENTIAL REPORTS

Item: 18

**IS - Tender No. 00935 - Construction of Bridge No. 5 and Bridge No. 7 on
Upper Colo Road, Upper Colo - (95495, 79344)**

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 tenders for the supply of goods and/or services to Council 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
CONFIDENTIAL REPORTS

Item: 19 **SS - Property Matter - The Uniting Church in Australia Property Trust (NSW) - Lease of Suite 2, Deerubbin Centre, Part of Lot 50, Deposited Plan 1035291, 300 George Street, Windsor - (95496, 112106, 104965, 100876)**

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
business
paper

This business paper has
been produced
electronically to reduce
costs, improve efficiency
and reduce the use of
paper. Internal control
systems ensure it is an
accurate reproduction of
Council's official copy of
the business paper.