

Minutes - Meeting of Tweed Shire Council

IN ATTENDANCE

Councillors L F Beck (Mayor), M R Boyd, R D Brinsmead, B J Carroll, G Davidson (Deputy Mayor), H James, G J Lawrie, B M Luff, W M Marshall, W J Polglase, P C P Youngblutt.

Also present were Dr John Griffin (General Manager), Mr Bob Missingham (Acting Director Engineering Services), Mr David Broyd (Director Development Services), Mr Don Buckley (Director Environment & Community Services), Mr Ian Carpenter (Director Corporate Services), Mr Brian Donaghy (Manager Administration Services/Public Officer) and Ms Janine Boyd (Minutes Secretary).

Councillors Boyd and Luff were not present at the commencement of the meeting.

The meeting opened with a Prayer by Council's Chaplain, Reverend Ian Hartland.

*The earth is the Lord's, and everything in it,
The world, and all who live in it.*

(Psalm 24:1)

Lord of the Universe, help us to be good stewards of the rich resources of our Shire – its natural beauty, its agriculture, its business and its tourist potential, and its people. Grant us wisdom and grace as we meet today and enable us to make the right decisions which will bring a true prosperity to our Shire.

Father God, save us from the narrow confines of our own thinking and grant us grace to hear what others have to say. Keep us from vested self-interest that we may act as men and women of integrity in all that we do. Help us to be gracious with one another and to respect each other as we wish to be respected by others. We ask Your blessing for one another and especially for our Mayor, Lynne. Giver her wisdom and grace as she gives leadership within our Shire.

Almighty God, let Your presence and Your peace be upon this place. Let us come to the end of this day with a sense of fulfilment. Bless us each one we ask, in the Name of Jesus Christ our Lord.
...Amen.

CONFIRMATION OF MINUTES

GC6/13 Pt4

1

Cr Marshall

Cr Youngblutt

RESOLVED that the Minutes of the Ordinary Meeting held 21 June 2000 be confirmed as an accurate record of the proceedings of that Meeting.

Voting - Unanimous

ABSENT

GC6/1/2 Pt1

Nil

DISCLOSURE OF INTEREST

GC6/1/4 Pt1

Nil

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ITEMS TO BE MOVED TO OR FROM CONFIDENTIAL

Nil

SCHEDULE OF OUTSTANDING RESOLUTIONS

4. Citizenship Ceremonies – Minute No 1639

Citizenship

2

Cr Polglase

Cr Marshall

RESOLVED that Council writes to the Reverend Ian Hartland, Council's Chaplain to facilitate a response from the Minister's Fraternal concerning the supplying of bibles at Citizenship Ceremonies.

Voting For

Cr Beck
Cr Carroll
Cr Davidson
Cr James
Cr Lawrie
Cr Marshall
Cr Polglase
Cr Youngblutt

Voting Against

Cr Brinsmead

MAYORAL MINUTE

GC6/18 Pt5

Nil.

ITEMS DEFERRED

1. Development Application K99/957 for an Extractive Industry at Lots 9 and 10 DP 822830 and Pt Lot 1 DP 823460 Kirkwood Road, Tweed Heads South

DA2920/121 Pt4

3

Cr James

Cr Lawrie

RESOLVED that this item be dealt with at Item 7 of the Agenda.

Voting - Unanimous

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REPORTS THROUGH GENERAL MANAGER

REPORTS FROM DIRECTOR DEVELOPMENT SERVICES

1. **Development Application S97/94 - Proposed 34 Lot Residential Subdivision of Lots 1 and 2 DP 537490 Walmsley's Road, Bilambil Heights (CR Roberts) & Development Application S98/21 - Proposed 8 Lot Subdivision of Lot 87 DP 776309 Highfields Road/Walmsley's Road, Bilambil Heights (R Byrne)**
GS4/97/94 Pt2 & GS4/98/21 Pt2

4

Cr Polglase

Cr Davidson

RESOLVED that :-

1. The applicants in relation to Development Application S97/94 and S98/21 be advised that compliance with the pre-requisites contained in Council's resolution of 20 January 1994 (S97/94) and 22 September 1999 (S98/21) is required within 60 days failing which the applications will be refused.
2. Council notes that if the pre-requisites are not complied with in the manner explained in Part One above, the Director of Development Services will issue Refusals under delegation.

Voting - Unanimous

2. **Report on Exhibition of Draft Tweed Local Environmental Plan 2000/1**
GT1/LEP/2000/1 Pt1

5

Cr Polglase

Cr Marshall

RESOLVED that Council forwards Tweed Local Environmental Plan 2000 (Amendment No 2000/1) to the Regional Director, Department of Urban Affairs and Planning, pursuant to Section 68 of the Environmental Planning and Assessment Act to be finalised and gazetted.

Voting - Unanimous

3. **Alterations and Additions to Twin Towns Club at Lot 1 DP 777183 Pacific Highway, Tweed Heads**
DA4030/3580 Pt1

6

Cr Polglase

Cr Davidson

RESOLVED that :-

- A. Council assumes the Concurrence of the Director of Urban Affairs and Planning under Clause 51(2) of the North Coast Regional Environmental Plan for the height of the building as the proposed height is below the maximum height permitted by Tweed Local Environmental Plan 2000.

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- B. Development Application K2000/268 for alterations and additions to Twin Towns Services Club at Lot 1 DP 777183, Pacific Highway, Tweed Heads be approved subject to the following conditions:

PRE-REQUISITES

1. (i) Payment of the following contributions pursuant to Section 94 of the Act and the relevant Section 94 Plan.

Pursuant to Clause 79H of the Environmental Planning and Assessment Regulations, 1994, a Construction Certificate shall **NOT** be issued by a Certifying Authority unless all Section 94 Contributions have been paid and the Certifying Authority has sighted Council's "Contribution Sheet" signed by an authorised officer of Council.

These charges will remain fixed for a period of 12 months from the date of this consent and thereafter in accordance with the rates applicable in the current version/edition of the relevant Section 94 Plan current at the time of the payment.

A copy of the Section 94 contribution plans may be inspected at the Civic and Cultural Centres, Tumbulghum Road, Murwillumbah and Brett Street, Tweed Heads.

- a. Tweed Road Contribution Plan: \$180,510.00

S94 Plan No. 4 (Version 4.0)

(Tweed Heads Commercial)

- b. Extensions to Council Administration Offices

& Technical Support Facilities \$240.00

S94 Plan No. 18

2. A **certificate of compliance** (CC) under Part 3 Division 2 of the Water Supply Authorities Act 1987 is to be obtained from Council to verify that the necessary requirements for the supply of water and sewerage to the development have been made with the Tweed Shire Council.

Pursuant to Clause 79H of the Environmental Planning and Assessment Regulations, 1994, a Construction Certificate shall **NOT** be issued by a Certifying Authority unless all Section 64 Contributions have been paid and the Certifying Authority has sighted Council's "Contribution Sheet" and a "Certificate of Compliance" signed by an authorised officer of Council.

Annexed hereto is an information sheet indicating the procedure to follow to obtain a Certificate of Compliance:

Water: \$57,440.00

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Sewer: \$47,520.00

These charges to remain fixed for a period of twelve (12) months from the date of this consent and thereafter in accordance with the rates applicable in Council's adopted Fees and Charges current at the time of payment.

Note: The Environmental Planning and Assessment Act, 1979 (as amended) makes no provision for works under the Water Supplies Authorities Act, 1987 to be certified by an Accredited Certifier.

3. Details on proposed colours and materials are to be submitted to and approved by the Director, Development Services prior to issue of a construction certificate for the application. Non reflective glass is to be used on the eastern and northern elevations.
4. Any carparking floodlighting shall not spill beyond the boundaries of the site. A plan of the lighting shall be approved by the Director of Development Services **PRIOR** to the issue of a Construction Certificate.
5. Prior to commencement of work the applicant is to establish the presence or otherwise of Acid Sulfate Soil below 4.5m. If Acid Sulfate Soil is present an Acid Sulfate Soils Management Plan is to be submitted to, and approved by the Director of Environment and Community Services prior to the issue of a construction certificate for the development.

GENERAL

6. The development shall be completed in general accordance with Project No. 2517, SK15A, 16-21, 34, 33, 25, 24 dated 20 December 1999 by Hamilton Hayes Henderson Architect, except where varied by these conditions.
7. A minimum of 864 car parking spaces are to be provided for the development (Club and Stage 1 and 1B Resort). Car parking area are to be designed and constructed in accordance with Development Control Plan No. 2 – Site Access and Parking Code to the satisfaction of the Director of Engineering Services prior to occupation of the club extensions. The parking area on the Stage 2 resort land is to be constructed, marked and signposted for use by patrons of Twin Towns.
8. The lease of the car parks east of the club containing 52 car spaces is to be maintained until adequate parking is provided to the satisfaction of the Director, Development Services in the Stage 2 development of the Twin Towns Resort.
9. The builder must provide an adequate trade waste service to ensure that all waste material is contained, and removed from the site for the period of construction.
10. Building materials used in the construction of the building are not to be deposited or stored on Council's footpath or road reserve.
11. The certifying authority is to be given 24 hours notice for any of the following inspections prior to the next stage of construction:

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- a. footings, prior to pouring of concrete
 - b. completion of work
 - c. the fire protection of penetrations through any fire rated elements prior to covering
 - d. steel reinforcing prior to pouring of concrete
12. In the event that Council is not utilised as the inspection/Certifying authority, within seven (7) days of building works commencing on the site a Compliance Certificate in the prescribed form is to be submitted to Council together with the prescribed fee, by the nominated principal certifying authority to certify the following:
- i. All required erosion and sedimentation control devices have been installed and are operational.
 - ii. A sign has been erected on the site in accordance with Section 78H of the Environmental Planning & Assessment Amendment Regulations 1998.
 - iii. All conditions of consent required to be complied with prior to work commencing on the site have been satisfied.
13. In the event that Council is not utilised as the inspection/certifying authority, prior to occupation of the building a Compliance Certificate in the prescribed form is to be submitted to Council from the nominated principal certifying authority, together with the prescribed fee, to certify that all work has been completed in accordance with the approved plans and specifications, conditions of Consent and the relevant provisions of the Building Code of Australia.

PRESCRIBED (BUILDING)

14. A sign must be erected on the site in a prominent, visible position stating:
- a. that unauthorised entry to the work site is prohibited; and
 - b. showing the name of the builder, or another person responsible for the site and a telephone number at which the builder or other person can be contacted outside working hours.
15. It is the responsibility of the applicant to restrict public access to the building site, building works or materials or equipment on the site when building work is not in progress or the site is otherwise unoccupied.
16. All building work (other than work relating to the erection of a temporary building) must be carried out in accordance with the requirements of the Building Code of Australia (as in force on the date the application for the relevant construction certificate or complying development certificate was made).
17. The erection of a building in accordance with a development consent must not be commenced until:

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- a. detailed plans and specifications of the building have been endorsed with a construction certificate by:
 - (i) the consent authority; or
 - (ii) an accredited certifier; and
 - b. the person having the benefit of the development consent:
 - (i) has appointed a Principal Certifying Authority; and
 - (ii) has notified the consent authority and the Council (if the Council is not the consent authority) of the appointment; and
 - c. the person having the benefit of the development consent has given at least 2 days notice to the Council of the person's intention to commence the erection of the building.
18. A person must not commence occupation or use of the whole or any part of a new building (within the meaning of Section 109H(4)) unless an occupation certificate has been issued in relation to the building or part (maximum 25 penalty units)
 19. Prior to work commencing, a "Notice of Commencement of Building or Subdivision Work and Appointment of Principal Certifying Authority" shall be submitted to Council at least **2 days** prior to work commencing.
 20. A copy of the final performance based assessment and design certified by a Level 1 NSW accredited certifier is to be submitted to Council prior to the commencement of any work on the site.

FIRE (BUILDING)

21. All fire service connections are to be compatible with those of the NSW Fire Brigade.

DISABLED (BUILDING)

22. Please note that while the proposal, subject to the conditions of approval, may comply with the provisions of the Building Code of Australia for persons with disabilities your attention is drawn to the Disability Discrimination Act which may contain requirements in excess of those under the Building Code of Australia. It is therefore required that these provisions be investigated prior to start of works to determine the necessity for them to be incorporated within the design.
23. Access for the disabled is to be provided in accordance with Part D3 of the Building Code of Australia.

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ENVIRONMENT PROTECTION

24. The La10 noise level of any air handling or air conditioning plant is not to exceed the La90 background level by more than 5dB(A) when measured at the boundary of the worst affected residential premises.

If necessary, such air handling or air conditioning plant is to be acoustically treated to reduce any offensive noise to the satisfaction of Council's Director of Environment and Community Services.
25. Suitable covering and protection is to be provided to ensure that no material is removed from the site by wind, causing nuisance to neighbouring properties.
26. All work associated with this approval is to be carried out so as not to cause a nuisance to residents and businesses in the locality from noise, water or air pollution.
27. The use to be conducted so as not to cause disruption to the amenity of the locality, particularly by way of the emission of noise, dust, fumes or the like.
28. All reasonable steps shall be taken to muffle and acoustically baffle all plant and equipment. In the event of complaints from the neighbours, which Council deem to be reasonable, the noise from the construction site is not to exceed the following:
 - A. Short Term Period - 4 weeks.

L10 noise level measured over a period of not less than 15 minutes when the construction site is in operation, must not exceed the background level by more than 20dB(A) at the boundary of the nearest likely affected residence.
 - B. Long term period - the duration.

L10 noise level measured over a period of not less than 15 minutes when the construction site is in operation, must not exceed the background level by more than 15dB(A) at the boundary of the nearest affected residence.
29. The use of vibratory compaction equipment (other than hand held devices) within 100m of any dwelling house is strictly prohibited.
30. The burning of builders waste on site by open fire is prohibited.
31. All activities associated with the occupancy of the building are to comply with the Noise Control Act 1975 and the Clean Air Act 1961.
32. Prior to commencement of building works all required sedimentation and siltation control measures are to be installed and operational to the satisfaction of the Principal Certifying Authority. Erosion and sedimentation control devices should be installed in accordance with the publication "Managing Urban Stormwater Soils and Construction" prepared by the NSW Department of Housing. All erosion and sedimentation control shall be maintained throughout the period of construction.

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33. Owners of buildings served by plant involving the operation of “cooling towers”, “evaporative condensers” or “tepid water systems” must submit to Council, half yearly, a report detailing the maintenance, cleansing and chemical treatment of such plant every three (3) months in accordance with Part 6 of the NSW Public Health Act.
34. Any proposed cooling tower installation must also include details on the proposed means of back flow prevention to the water supply prior to installation.
35. All activities associated with the occupancy of the building are to comply with the Noise Control Act 1975 and the Clean Air Act 1961.
36. Construction site work including the entering and leaving of vehicles is to be restricted to between 7.00 am and 7.00 pm Monday to Saturday and no work on Sundays.

PLUMBING & DRAINAGE

37. Impervious floors, properly graded and drained are to be provided to all kitchens, cool rooms and freezer rooms.
38. Details on the proposed methods to address trade waste are to be submitted to and approved of by Council prior to commencement of works.
39. Council is to be given 24 hours notice for any of the following inspections prior to the next stage of construction:
 - a. water plumbing rough in, prior to the erection of brick work or any wall sheeting;
 - b. external drainage prior to backfilling.
 - c. completion of work.
40.
 - a. A permit is to be obtained from Council prior to commencement of any plumbing and drainage work.
 - b. The whole of the plumbing and drainage work is to be completed in accordance with the requirements of the NSW Code of Practice for Plumbing and Drainage.
41. An application to connect to Council’s sewer is to be submitted to and approved by Council prior to the commencement of any works on the site.
42. Back flow prevention devices shall be installed where ever cross connection occurs or is likely to occur. The type of device shall be determined in accordance with AS 3500.1-1990 and shall be maintained in working order and inspected for operational function at intervals not exceeding 12 months in accordance with Section 4.7.2 of this Standard.

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43. All new hot water installations shall deliver hot water at the outlet of sanitary fixtures used primarily for personal hygiene purposes at a temperature not exceeding:-
- * 43.5⁰C for childhood centres, primary and secondary schools and nursing homes or similar facilities for aged, sick or disabled persons; and
 - * 50⁰C in all other classes of buildings.

A certificate certifying compliance with the above is to be submitted by the licensed plumber on completion of works.

ENGINEERING

44. A speed hump and sign posting is to be provided to the satisfaction of the Director of Engineering Services, 2.0m from the boundary of the Wharf Street exit driveway.
45. A mirror is to be provided to the satisfaction of the Director of Engineering Services at the Wharf Street exit to enable pedestrians on Wharf Street and vehicles exiting the site to see each other.

FOOD PREMISES

46. All kitchens in the proposed extensions used for the storage, preparation and handling, display and serving of food for sale, the cleaning and/or washing of ancillary equipment are to comply with the relevant provisions of the Food Act, 1989 and Council's adopted code for the Construction and Fitout of Food Premises.
47. Council's Environment and Health Services Unit is to be provided with detailed drawings of each kitchen/servery or food area for approval prior to the commencement of manufacture of equipment and fit out of each kitchen/servery or food area.
48. Public entertainment approval is to be obtained from Council's Environment and Community Services Division, where relevant, in accordance with Section 68 of the Local Government Act.
49. The provision of air conditioning services are to comply with the design, installation, operation, maintenance and commissioning of air handling and water systems in accordance with AS/ANZS 3666 Parts 1 and 2 1995. Certified documentation is to be provided to Council's Environment and Community Services Division to this effect.
50. Management procedures for maintaining the fire precaution features of air conditioning systems are to comply with AS.1851.6.

DRAINAGE/FLOODING

51. Provision to be made for a flood free storage area for stock and equipment susceptible to water damage.

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52. Building materials used below Council's minimum floor level of RL 2.95m AHD must not be susceptible to water damage.
53. Subject to the requirements of Northpower, all electrical wiring, power outlets, switches, etc, should, to the maximum extent possible be located above the design flood level. All electrical wiring installed below the design flood level should be suitably treated to withstand continuous submergence in water.

Voting - Unanimous

4. Construction of Pontoon - 22 Moss Street, Kingscliff.

GT1/LEP/1998 Pt5

7

Cr Youngblutt

Cr Lawrie

RESOLVED that Council initiates an amendment to the draft Environmental Plan to approve the reclassification of land at the rear of 22 Moss Street, Kingscliff from community to operational land.

AMENDMENT

Cr Marshall

Cr James

PROPOSED that this matter be deferred.

The Amendment was **Lost**

Voting For

Cr Carroll
Cr Davidson
Cr James
Cr Marshall

Voting Against

Cr Beck
Cr Brinsmead
Cr Lawrie
Cr Polglase
Cr Youngblutt

The Motion was **Carried**

Voting For

Cr Beck
Cr Brinsmead
Cr Davidson
Cr Lawrie
Cr Polglase
Cr Youngblutt

Voting Against

Cr Carroll
Cr James
Cr Marshall

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**5. Proposed Rezoning of Land - Lot 215, DP 755701, Duranbah Road, Duranbah.
DA1740/1280 Pt1**

8

Cr Polglase

Cr Marshall

RESOLVED that the Department of Urban Affairs and Planning (DUAP) be informed that, for the reasons set out in this report, the scale of development which would result from this Local Environmental Plan Amendment does not require preceding amendment to Council's Residential Development Strategy.

Voting For

Cr Beck
Cr Brinsmead
Cr Carroll
Cr Davidson
Cr Lawrie
Cr Marshall
Cr Polglase
Cr Youngblutt

Voting Against

Cr James

**6. Development Application K00/393 - Proposed Change of use of Existing Tweed Heritage Caravan Park to a Manufactured Home Estate and Community Title Subdivision - Lots 102, 103 and 104 DP 755701 Chinderah Bay Drive, Chinderah
DA4030/2170 Pt2**

9

Cr Marshall

Cr Youngblutt

RESOLVED that Development Application K00/393 for a proposed change of use of the existing Tweed Heritage Caravan Park to a manufactured home estate and a community title subdivision of the proposed 140 manufactured home sites and two dwellings on Lots 102, 103 and 104 DP 755701 Chinderah Bay Drive, Chinderah be refused for the following reasons:-

1. The proposed development is prohibited under the provisions of Tweed Local Environmental Plan 2000.
2. Approval of the application under the existing use provisions of the Environmental Planning and Assessment Act, 1979 and Environmental Planning and Assessment Regulations would be inconsistent with the public interest.
3. The development is likely to have an unacceptable adverse social and economic effect on existing residents.
4. The proposed development does not comply with the Manufactured Housing Estates and Manufactured Homes Regulations, 1995.
5. The development is inconsistent with the provisions of Development Control Plan No. 5 – Development of Flood Liable Land.

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6. The development is inconsistent with the provisions of Development Control Plan No. 16- Subdivisions Manual.
7. The development is inconsistent with the provisions of State Environmental Planning Policy No. 36 – Manufactured Homes Estates in relation to the proposed subdivision component.
8. The development is inconsistent with the provisions of Development Control Plan No. 39 – Energy Smart Homes Policy.
9. Approval of the application would be contrary to the public interest and may create an undesirable precedent for other caravan parks within Tweed Shire.

AMENDMENT

Cr Polglase

Cr Brinsmead

PROPOSED that the matter be deferred until the next Council meeting.

The Amendment was **Lost**

Voting For

Cr Brinsmead
Cr Polglase

Voting Against

Cr Beck
Cr Boyd
Cr Carroll
Cr Davidson
Cr James
Cr Lawrie
Cr Luff
Cr Marshall
Cr Youngblutt

The Motion was **Carried**

Voting For

Cr Beck
Cr Boyd
Cr Carroll
Cr Davidson
Cr James
Cr Lawrie
Cr Luff
Cr Marshall
Cr Polglase
Cr Youngblutt

Voting Against

Cr Brinsmead

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**7. Development Application K99/957 for Earthworks at Lot 9 and 10 DP 822830
Kirkwood Road, Tweed Heads South**

DA2920/121 Pt4

10

Cr Lawrie

Cr Marshall

RESOLVED that Development Application K99/957 for an extractive industry at Lots 9 and 10 DP 822830 and Part Lot 1 DP 823460 Kirkwood Road, Tweed Heads South be deferred to the next meeting of Council.

Voting For

Cr Beck
Cr Brinsmead
Cr Davidson
Cr James
Cr Lawrie
Cr Marshall
Cr Polglase
Cr Youngblutt

Voting Against

Cr Carroll

8. Proposed Demolition of Existing Dwellings and Erection of Housing for Aged and Disabled Persons at Lot 14-16 DP 539024 Balfour Street, Tweed Heads South

DA0290/80 Pt1

11

Cr Marshall

Cr Davidson

RESOLVED that :-

- A. Council supports the development proposed by Development Application K00/305 for the erection of 9 houses for aged or disabled persons at Lots 14-16 DP 539024 Balfour Street, Tweed Heads South.
- B. Council seeks approval from the Department of Housing for the imposition of conditions of consent including conditions relating to the payment of Section 94 contributions.
- C. Following response from the Department of Housing the matter be determined by the Director, Development Services under delegated authority.
- D. The following conditions of approval be forwarded to the Department of Housing with a request that they agree to their imposition.

PRE-REQUISITES

1. (i) Payment of the following contributions pursuant to Section 94 of the Act and the relevant Section 94 Plan.

Pursuant to Clause 79H of the Environmental Planning and Assessment Regulations, 1994, a Construction Certificate shall **NOT** be issued by a

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Certifying Authority unless all Section 94 Contributions have been paid and the Certifying Authority has sighted Council's "Contribution Sheet" signed by an authorised officer of Council.

These charges will remain fixed for a period of 12 months from the date of this consent and thereafter in accordance with the rates applicable in the current version/edition of the relevant Section 94 Plan current at the time of the payment.

A copy of the Section 94 contribution plans may be inspected at the Civic and Cultural Centres, Tumbulgum Road, Murwillumbah and Brett Street, Tweed Heads.

- a. Tweed Road Contribution Plan: \$4,041.00
S94 Plan No. 4 (Version 4.0)
(Tweed Heads South – Residential)

(ii) Heavy Haulage Component

Payment of a contribution pursuant to Section 94 of the Act and the Heavy Haulage (Extractive materials) provisions of Tweed Road Contribution Plan No. 4 - Version 4.1 prior to the issue of a construction certificate or subdivision certificate, whichever occurs first. The contribution shall be based on the following formula:-

$$\text{\$Con}_{\text{TRCP - Heavy}} = \text{Prod.} \times \text{Dist} \times \text{\$Unit} \times (1 + \text{Admin.})$$

where:

$\text{\$Con}_{\text{TRCP - Heavy}}$ heavy haulage contribution

and:

Prod. projected demand for extractive material to be hauled to the site over life of project in tonnes

Dist. average haulage distance of product on Shire roads
(trip one way)

$\text{\$Unit}$ the unit cost attributed to maintaining a road as set out in Section 6.4 (currently 2.5c per tonne per kilometre)

Admin. Administration component - 5% - see Section 6.5

- b. Open Space (Casual): \$156.00
S94 Plan No. 5
- c. Shirewide Library Facilities: \$855.00
S94 Plan No. 11

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- d. Eviron Cemetery/Crematorium Facilities: \$405.00
S94 Plan No. 13
- e. Emergency Facilities (Surf Lifesaving) \$306.30
S94 Plan No. 16
- f. Extensions to Council Administration Offices
& Technical Support Facilities \$1,319.00
S94 Plan No. 18
- g. Cycleways \$465.00
S94 Plan No. 22

2. A **certificate of compliance** (CC) under Part 3 Division 2 of the Water Supply Authorities Act 1987 is to be obtained from Council to verify that the necessary requirements for the supply of water and sewerage to the development have been made with the Tweed Shire Council.

Pursuant to Clause 79H of the Environmental Planning and Assessment Regulations, 1994, a Construction Certificate shall **NOT** be issued by a Certifying Authority unless all Section 64 Contributions have been paid and the Certifying Authority has sighted Council's "Contribution Sheet" and a "Certificate of Compliance" signed by an authorised officer of Council.

Annexed hereto is an information sheet indicating the procedure to follow to obtain a Certificate of Compliance:

Water: \$13,462.50

Sewer: \$11,137.50

These charges to remain fixed for a period of twelve (12) months from the date of this consent and thereafter in accordance with the rates applicable in Council's adopted Fees and Charges current at the time of payment.

Note: The Environmental Planning and Assessment Act, 1979 (as amended) makes no provision for works under the Water Supplies Authorities Act, 1987 to be certified by an Accredited Certifier.

GENERAL

- 3. The development shall be completed in general accordance with Plans titled Drawing 9985 by Michael Bald Architect and dated January 2000, except where varied by these conditions.
- 4. The units are to only be occupied by Aged Persons or Persons with a Disability in accordance with the requirements of State Environmental Planning Policy No. 5.

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5. Any damage caused to public infrastructure (roads, footpaths, water and sewer mains, power and telephone services etc) during construction of the development shall be repaired to the satisfaction of the Director of Engineering Services prior to the issue of a Subdivision Certificate and/or prior to any use or occupation of the buildings.
6. The builder must provide an adequate trade waste service to ensure that all waste material is contained, and removed from the site for the period of construction.
7. All demolition works are to observe the guidelines set down under the Environment Protection Authority publication "A Renovators Guide to the Dangers of Lead".
8. Building materials used in the construction of the building are not to be deposited or stored on Council's footpath or road reserve.
9. Demolition of building existing on site is to be carried out in accordance with the provisions of Australian Standard AS 2601-1991 "The Demolition of Structures".
10. Prior to the commencement of any demolition work, a work plan in accordance with AS2601-1991 Clause 1.7.3 is to be submitted to and approved by Council.

PRESCRIBED (BUILDING)

11. A temporary builder's toilet is to be provided prior to commencement of work at the rate of one (1) closet for every twenty (20) persons or part of twenty (20) persons employed at the site. Each toilet provided must be:-
 - (a) a standard flushing toilet connected to a public sewer, or
 - (b) if that is not practicable, an accredited sewage management facility approved by the council, or
 - (c) if that is not practicable, any other sewage management facility approved by the council.
12. A sign must be erected on the site in a prominent, visible position stating:
 - a. that unauthorised entry to the work site is prohibited; and
 - b. showing the name of the builder, or another person responsible for the site and a telephone number at which the builder or other person can be contacted outside working hours.
13. It is the responsibility of the applicant to restrict public access to the building site, building works or materials or equipment on the site when building work is not in progress or the site is otherwise unoccupied.
14. All building work (other than work relating to the erection of a temporary building) must be carried out in accordance with the requirements of the Building Code of Australia (as in force on the date the application for the relevant construction certificate or complying development certificate was made).

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DRAINAGE/FLOODING

15. All surface runoff from sealed driveway, car parking areas and the like, is to be piped to the street.
16. Permanent and temporary (ie. during construction) erosion and sedimentation control measures shall be designed and constructed in accordance with the requirements of the publication, "Managing Urban Stormwater - Soils and Construction" 3rd Edition Aug 1998 prepared by the Department of Housing, NSW Government.
17. The earthworks shall be carried out in accordance with AS 3798-1996, "Guidelines on Earthworks for Commercial and Residential Developments". In general, material shall be placed in layers not exceeding 300mm in depth, watered and compacted to achieve the specified density ratio as monitored in Table 5.1 - Guidelines for Minimum Relative Compaction.
18. The land to be filled to the design flood level of RL 2.65m AHD.
19. The habitable floor level of the building to be at a level of not less than RL 2.95m AHD.
20. All imported fill material shall be from an approved source. Prior to commencement of filling operations details of the source of fill shall be submitted to the satisfaction of the Director Development Services.

SERVICES

Sewer

21. Sewer main within site is to be accurately located and the Principal Certifying Authority advised of its location and depth prior to start of any building works.
22. The building is to be sited at least one metre horizontally clear of sewer main on site. All footings and slabs within the area of influence of the sewer main are to be designed by a practising Structural Engineer. The engineer is to submit a certification to the Principal Certifying Authority that the design of such footings and slabs will ensure that all building loads will be transferred to the foundation material and will not effect or be affected by the sewer main.
23. **Note:** Sewer manhole is present on this site. This manhole is not to be covered with soil or other material or concealed below ground level.

Should additional fill be proposed in the area of the sewer manhole Council's Engineering Services Division must be consulted and suitable arrangements made for the raising of the manhole to the satisfaction of Council's Manager Public Utilities.

ENVIRONMENT PROTECTION

24. All necessary precautions shall be taken to minimise impact from dust during filling operations from the site and also from construction vehicles.

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25. Construction site work including the entering and leaving of vehicles is to be restricted to between 7.00 am and 7.00 pm Monday to Saturday and no work on Sundays.
26. Prior to commencement of building works all required sedimentation and siltation control measures are to be installed and operational to the satisfaction of the Principal Certifying Authority. Erosion and sedimentation control devices should be installed in accordance with the publication "Managing Urban Stormwater Soils and Construction" prepared by the NSW Department of Housing. All erosion and sedimentation control shall be maintained throughout the period of construction.

PLUMBING & DRAINAGE

27. Council is to be given 24 hours notice for any of the following inspections prior to the next stage of construction:
 - a internal drainage, prior to slab preparation;
 - b water plumbing rough in, prior to the erection of brick work or any wall sheeting;
 - c external drainage prior to backfilling.
 - d. completion of work.
28. A. A permit is to be obtained from Council prior to commencement of any plumbing and drainage work.
B. The whole of the plumbing and drainage work is to be completed in accordance with the requirements of the NSW Code of Practice for Plumbing and Drainage.
29. An application to connect to Council's sewer is to be submitted to and approved by Council prior to the commencement of any works on the site.
30. An isolation cock is to be provided to the water services for each unit in a readily accessible and identifiable position.
31. Dual flush water closet suites are to be installed in accordance with Local Government Water and Sewerage and Drainage Regulations 1993.
32. Yard gully is to be located clear of the building and at a level not less than 150mm below the lowest fixture within the building and 75mm above finished ground level.
33. Back flow prevention devices shall be installed where ever cross connection occurs or is likely to occur. The type of device shall be determined in accordance with AS 3500.1-1990 and shall be maintained in working order and inspected for operational function at intervals not exceeding 12 months in accordance with Section 4.7.2 of this Standard.

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34. All new hot water installations shall deliver hot water at the outlet of sanitary fixtures used primarily for personal hygiene purposes at a temperature not exceeding:-
- * 43.5⁰C for childhood centres, primary and secondary schools and nursing homes or similar facilities for aged, sick or disabled persons; and
 - * 50⁰C in all other classes of buildings.
- A certificate certifying compliance with the above is to be submitted by the licensed plumber on completion of works.
35. A sewer inspection fee of \$520 is to be submitted to Council prior to the commencement of any building work on the site.

ROADS/STREETS

36. The driveways are to be 6m wide at the property boundary and at the edge of the road.
37. The concrete driveway across the footpath is to be 150 millimetres thick minimum and reinforced with F72 mesh with 40mm cover.
38. A concrete ribbon footpath 1.2 metres wide and 75 millimetres thick is to be constructed on a compacted base along the entire frontage of the site to Balfour Street. The compacted base is to achieve 95% of maximum dry density determined in accordance with AS1289 5.4.1 for a minimum 100mm depth. A full depth construction joint is to be provided at 6.0 metre intervals and 20 millimetre deep groove joints provided every 1.5 metres, the balance area to be graded to the kerb and turfed. The footpath is to have a 3% crossfall which must be attained at each side boundary. This may result in work to be undertaken on the footpath at adjoining properties which must not exceed 1:14 and must be reinstated with turf. The footpaving is to be located 800 millimetres from the property boundary. An inspection of the formwork is to be arranged with Council's Engineering Services Division prior to concrete being placed.

ENGINEERING

39. A drainage easement 1m wide is to be created on the subject land, benefiting adjacent land. The easement is to commence at the north east corner of lot 16 and traverse along the eastern boundaries of lots 16, 15 and 14 to the south east corner of lot 14 then turn west along the southern boundary of lot 14 to the south west corner of lot 14. A 300mm underground pipe drainage system is to be installed in the easement and extended to discharge to existing stormwater drainage pit in Balfour St adjacent to lot 14. Surface inlet pits are to be installed in this drainage system, with inlets at a level suitable to accept surface runoff from adjacent land, at the following locations: north east corners of lots 16, 15 and 14 and south east corner of lot 14. Plans of the proposed drainage system, satisfactory to the Director of Engineering Services are to be submitted and approved prior to the commencement of work on the site.

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40. Peak stormwater discharge from the site (major and minor drainage) to the Council stormwater drainage system must not exceed 20 litres per second. This may be controlled by utilising infiltration, on site detention (OSD) or a combination. OSD devices including discharge control pits (DCP) are to comply with standards in The Upper Parramatta River Catchment Trust "On-Site Stormwater Detention Handbook, Second Edition 1994", permissible site discharge (PSD) and site storage requirements (SSR) in the handbook do not apply to Tweed Shire.

Details and design calculations of the system to control stormwater flows are to be submitted for approval with the construction certificate application.

41. **Parking areas, driveways and other hard stand areas.** The following stormwater quality treatment measures are required (Note: references in brackets refer to sections on devices in EPA publication "Managing Urban Stormwater - Treatment Techniques, November 1997". All devices are to be designed and sized in accordance with this manual unless otherwise directed by this condition).

(Analysis by Gold Coast City Council has established that the rainfall intensity in this region for a design ARI of 3 months is 0.50 of the 1 year ARI intensity. The reduction of intensity (from 11 year to 1 3 months) will also reduce the runoff coefficient by around 20% resulting in Q3 months being approximately 40% of Q1 year. For the purpose of this standard in both construction and occupational phases, Q3 months shall be deemed to be **40%** of Q1 year. *Note: For the Tweed Shire area, this amends the proposition in Dept of Housing and EPA manuals which seem to be based on low rainfall areas and suggest that Q3months is 25% of Q 1 year.*)

- a) Litter baskets or pits (ref 4.1) or litter racks (ref 4.2) are to be installed to ensure all gross pollutants and litter greater than 50mm are retained for flows up to the ARI 3 month storm (deemed to be 40% of the ARI one year event).
- b) Porous pavements (ref 5.7) are to be used, where possible, to maximise infiltration
- c) Where practical and consistent with other land use requirements, grassed swale drainage (Ref 5.2) is to be used in preference to pipes or hard lined channels.
- d) Where possible, stormwater is to be disposed of by infiltration (ref 5.5)
- e) For remaining stormwater - oil, sediment, nutrients and pollutants are to be removed by means of
 - Oil/Grit Separator (ref 4.7), permanent pool 30m³ per impervious hectare with 50-70% of this volume in first chamber or
 - Filter strips (ref 5.1) providing 9 minute average residence time or

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- Proprietary devices that have performances equivalent to the above (backed by scientific evidence that the proprietary devices have equivalent performance to the EPA devices).

Voting - Unanimous

9. Tweed Local Environmental Plan 2000 – Proposed Amendment No. 2 – Rezoning of land within the Piggabeen Sportsfield Complex

GT1/LEP/A130

12

Cr Polglase

Cr Youngblutt

RESOLVED that Council places on public exhibition the Draft Tweed Local Environmental Plan 2000 to rezone Council owned land adjacent to Carramar Drive at Tweed Heads West, from Environmental Protection to Residential 2(c) in accordance with the Best Practice Guideline published by the Department of Urban Affairs and Planning (1997) titled “LEPs and Council Land - Guideline for Councils using delegated powers to prepare LEPs involving land that is or was previously owned or controlled by Council”; and that the Department of Urban Affairs and Planning be advised accordingly.

Voting - Unanimous

REPORTS FROM DIRECTOR CORPORATE SERVICES

10. Lease of Council Building to Tweed Unlimited Arts Inc.

Leases - Council Property

13

Cr Marshall

Cr Davidson

RESOLVED that a lease be entered into with Tweed Unlimited Arts Inc. over the premises that they occupy (being the old school building) at the corner of Terranora Road and Cominan Avenue for a period of five (5) years at a yearly rental of \$100.00.

Voting - Unanimous

11. Compliance with the Privacy and Personal Information Protection Act 1998 No 133

Local Government Act

14

Cr Marshall

Cr Youngblutt

RESOLVED that:-

1. Council adopts the Privacy Management Plan prepared in accordance with Section 33 of the Privacy and Personal Information Protection Act 1998 as follows:-

(Insert policy here)

2. Such a plan be reviewed within 12 months.

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Voting - Unanimous

12. Making the Rate - 2000/2001

Budget

15

Cr Youngblutt

Cr Marshall

RESOLVED that :-

1. Council makes the 2000/2001 rates in accordance with the provisions of sections 405, 406, 493, 494, 495, 496, 501, 553 and 508 of the Local Government Act 1993:-

(a) Ordinary Rates (section 494)

(i) Residential Rate

A Residential Rate of .7441 cents in the dollar on the rateable land value of all applicable rateable land in the Tweed Shire Council area classified Residential with a minimum rate of four hundred and thirty-eight dollars and fifty cents (\$438.50) in respect of any separate parcel of rateable land.

(ii) Farmland Rate

A Farmland Rate of .3944 cents in the dollar on the rateable land value in the Tweed Shire Council area classified Farmland with a minimum rate of four hundred and thirty-eight dollars and fifty cents(\$438.50) in respect of any separate parcel of rateable land.

(iii) Business Rate

A Business Rate of .7441 cents in the dollar on the rateable land value of all applicable rateable land in the Tweed Shire Council area classified Business with a minimum rate of four hundred and thirty-eight dollars and fifty cents(\$438.50) in respect of any separate parcel of rateable land.

(b) Special Rates/Charges (Section 495, 553)

(i) Sewerage Rate

A special sewerage rate of .0001 cents in the dollar on the rateable land value of all applicable rateable land in the Tweed Shire Council area with a minimum rate of four hundred and eight dollars (\$408.00)in respect of any separate parcel of rateable land.

(c) Water Rate

A Water Special Rate for all rateable land serviced by water scheme of the Tweed. A special water rate of .0001 cents in the dollar on the rateable land value of all applicable rateable land in the Tweed Shire Council area with a minimum rate of two hundred and twenty dollars (\$220.00)in respect of any separate parcel of

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rateable land. Rural land serviced and connected to the water supply to be a minimum of two hundred and fifteen dollars (\$220.00).

(d) Tumbulgum Sewerage Special Rate

A Tumbulgum Sewerage Special Rate for all rateable land which will be serviced by the Tumbulgum Sewerage Scheme of the Tweed. A special sewerage minimum rate of two hundred and fifty dollars (\$250.00) in respect of any separate parcel of rateable land within the Tumbulgum area. The following is a description applicable land:-

LOT 4 SEC 1 DP 1223
LOT 5 SEC 1 DP 1223
LOT 6 SEC 1 DP 1223
LOT 9 SEC 1 DP 1223
LOT 10 SEC 1 DP 1223
LOT 11 SEC 1 DP 1223
LOT 12 SEC 1 DP 1223
LOT 13 SEC 1 DP 1223
LOT 14 SEC 1 DP 1223
LOT 15 SEC 1 DP 1223
LOT 16 SEC 1 DP 1223
LOT 17 SEC 1 DP 1223
LOT 18 SEC 1 DP 1223
LOT 19 SEC 1 DP 1223
LOT 20 SEC 1 DP 1223
LOT 21 SEC 1 DP 1223
LOT 22 SEC 1 DP 1223
LOT 23 SEC 1 DP 1223
LOT 24 SEC 1 DP 1223
LOT 25 SEC 1 DP 1223
LOT 26 SEC 1 DP 1223
LOT 27 SEC 1 DP 1223
LOT 28 SEC 1 DP 1223
LOT 29 SEC 1 DP 1223
LOT 30 SEC 1 DP 1223
LOT 31 SEC 1 DP 1223
LOT 33 SEC 1 DP 1223
LOT 34 SEC 1 DP 1223
LOT 35 SEC 1 DP 1223
LOT 36 SEC 1 DP 1223
LOT 37 SEC 1 DP 1223
LOT 41 SEC 1 DP 1223
LOT 42 SEC 1 DP 1223
LOT 43 SEC 1 DP 1223
LOT 44 SEC 1 DP 1223
LOT 45 SEC 1 DP 1223
LOT 46 SEC 1 DP 1223

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LOT 47	SEC	1	DP 1223
LOT 48	SEC	1	DP 1223
LOT 49	SEC	1	DP 1223
LOT 50	SEC	1	DP 1223
LOT 51	SEC	1	DP 1223
LOT 52	SEC	1	DP 1223
LOT 53	SEC	1	DP 1223
LOT 54	SEC	1	DP 1223
LOT 55	SEC	1	DP 1223
LOT 56	SEC	1	DP 1223
LOT 57	SEC	1	DP 1223
LOT 58	SEC	1	DP 1223
LOT 59	SEC	1	DP 1223
LOT 60	SEC	1	DP 1223
LOT 61	SEC	1	DP 1223
LOT 63	SEC	1	DP 1223
LOT 6	SEC	2	DP 1223
LOT 7	SEC	2	DP 1223
LOT 8	SEC	2	DP 1223
LOT 9	SEC	2	DP 1223
LOT 10	SEC	2	DP 1223
LOT 15	SEC	2	DP 1223
LOT 16	SEC	2	DP 1223
LOT 17	SEC	2	DP 1223
LOT 18	SEC	2	DP 1223
LOT 21	SEC	2	DP 1223
LOT 22	SEC	2	DP 1223
LOT 23	SEC	2	DP 1223
LOT 24	SEC	2	DP 1223
LOT 25	SEC	2	DP 1223
LOT 26	SEC	2	DP 1223
LOT 27	SEC	2	DP 1223
LOT 28	SEC	2	DP 1223
LOT 29	SEC	2	DP 1223
LOT 30	SEC	2	DP 1223
LOT 32	SEC	2	DP 1223
LOT 33	SEC	2	DP 1223
LOT 34	SEC	2	DP 1223
LOT 35	SEC	2	DP 1223
LOT 5	SEC	3	DP 1223
LOT 6	SEC	3	DP 1223
LOT 7	SEC	3	DP 1223
LOT 8	SEC	3	DP 1223
LOT 9	SEC	3	DP 1223
LOT 10	SEC	3	DP 1223
LOT 11	SEC	3	DP 1223
LOT 12	SEC	3	DP 1223

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LOT 18 SEC 3 DP 1223
LOT 19 SEC 3 DP 1223
LOT 20 SEC 3 DP 1223
LOT 21 SEC 3 DP 1223
LOT 22 SEC 3 DP 1223
LOT 23 SEC 3 DP 1223
LOT 24 SEC 3 DP 1223
LOT 25 SEC 3 DP 1223
LOT 26 SEC 3 DP 1223
LOT 27 SEC 3 DP 1223
LOT 28 SEC 3 DP 1223
LOT 29 SEC 3 DP 1223
LOT 30 SEC 3 DP 1223
LOT 31 SEC 3 DP 1223
LOT 34 SEC 3 DP 1223
LOT 35 SEC 3 DP 1223
LOT 36 SEC 3 DP 1223
LOT 37 SEC 3 DP 1223
LOT 44 SEC 3 DP 1223
LOT 45 SEC 3 DP 1223
LOT 46 SEC 3 DP 1223
LOT 47 SEC 3 DP 1223
LOT 1 SEC 4 DP 1223
LOT 2 SEC 4 DP 1223
LOT 4 SEC 4 DP 1223
LOT 5 SEC 4 DP 1223
LOT 6 SEC 4 DP 1223
LOT 7 SEC 4 DP 1223
LOT 8 SEC 4 DP 1223
LOT 9 SEC 4 DP 1223
LOT 11 SEC 5 DP 1223
LOT 12 SEC 5 DP 1223
LOT 15 SEC 5 DP 1223
LOT 16 SEC 5 DP 1223
LOT 17 SEC 5 DP 1223
LOT 18 SEC 5 DP 1223
LOT 1 SEC 6 DP 1223
LOT 2 SEC 6 DP 1223
LOT 3 SEC 6 DP 1223
LOT 4 SEC 6 DP 1223
LOT 5 SEC 6 DP 1223
LOT 6 SEC 6 DP 1223
LOT 7 SEC 6 DP 1223
LOT 8 SEC 6 DP 1223
LOT 9 SEC 6 DP 1223
LOT 10 SEC 6 DP 1223
LOT 29 SEC 6 DP 1223

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LOT 30	SEC	6	DP 1223
LOT 31	SEC	6	DP 1223
LOT 55	SEC	6	DP 1223
LOT 56	SEC	6	DP 1223
LOT 57	SEC	6	DP 1223
LOT 58	SEC	6	DP 1223
LOT 59	SEC	6	DP 1223
LOT 60	SEC	6	DP 1223
LOT 61	SEC	6	DP 1223
LOT 62	SEC	6	DP 1223
LOT 63	SEC	6	DP 1223
LOT 64	SEC	6	DP 1223
LOT 65	SEC	6	DP 1223
LOT 66	SEC	6	DP 1223
LOT 67	SEC	6	DP 1223
LOT 68	SEC	6	DP 1223
LOT 1	SEC	7	DP 1223
LOT 3	SEC	7	DP 1223
LOT 4	SEC	7	DP 1223
LOT 5	SEC	7	DP 1223
LOT 6	SEC	7	DP 1223
LOT 7	SEC	7	DP 1223
LOT 9	SEC	7	DP 1223
LOT 10	SEC	7	DP 1223
LOT 48	SEC		DP 1911
LOT 49	SEC		DP 1911
LOT 50	SEC		DP 1911
LOT 52	SEC		DP 1911
LOT 53	SEC		DP 1911
LOT 54	SEC		DP 1911
LOT 55	SEC		DP 1911
LOT 30	SEC		DP 240589
LOT 1	SEC		DP 357241
LOT 2	SEC		DP 357241
LOT 2	SEC		DP 563652
LOT 1	SEC		DP 574621
LOT 1	SEC		DP 584974
LOT 2	SEC		DP 584974
LOT 1	SEC		DP 624442
LOT 1	SEC		DP 626425
LOT 2	SEC		DP 626425
LOT 1	SEC		DP 739552
LOT 2	SEC		DP 739552
LOT 2	SEC		DP 799347
LOT 3	SEC		DP 799347
LOT 40	SEC		DP 812273
LOT 41	SEC		DP 812273

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LOT 1 SEC DP 839857
LOT 2 SEC DP 839857
LOT 201SEC DP 865762

(e) **Uki Special Rate**

A Uki Sewerage Special Rate for all rateable land which will be serviced by the Uki Sewerage Scheme of the Tweed. A special sewerage minimum rate of Three Hundred Dollars (\$300.00) in respect of any separate parcel of rateable land within the Uki area. The following is a description of the applicable land -

LOT 1 SEC DP 7188
LOT 2 SEC DP 7188
LOT 3 SEC DP 7188
LOT 4 SEC DP 7188
LOT 5 SEC DP 7188
LOT 6 SEC DP 7188
LOT 16 SEC DP 7188
LOT 1 SEC DP 8107
LOT 2 SEC DP 8107
LOT 3 SEC DP 8107
LOT 4 SEC DP 8107
LOT 5 SEC DP 8107
LOT 7 SEC DP 8107
LOT 8 SEC DP 8107
LOT 4 SEC 1 DP 10909
LOT 7 SEC 1 DP 10909
LOT 8 SEC 1 DP 10909
LOT 2 SEC 2 DP 10909
LOT 3 SEC 2 DP 10909
LOT 1 SEC 3 DP 11045
LOT 2 SEC 3 DP 11045
LOT 3 SEC 3 DP 11045
LOT 4 SEC 3 DP 11045
LOT 5 SEC 3 DP 11045
LOT 6 SEC 3 DP 11045
LOT 1 SEC DP 1002893
LOT 2 SEC DP 1002893
LOT 2 SEC DP 1002893
LOT 3 SEC DP 1002893
LOT 3 SEC DP 1002893
LOT 4 SEC DP 1002893
LOT 1 SEC DP 103459
LOT A SEC DP 103527
LOT B SEC DP 103527
LOT 1 SEC DP 255027
LOT 4 SEC DP 255027
LOT 5 SEC DP 255027

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LOT 6	SEC	DP 255027
LOT 7	SEC	DP 255027
LOT 1	SEC	DP 263408
LOT 2	SEC	DP 263408
LOT 4	SEC	DP 263408
LOT 5	SEC	DP 263408
LOT 7	SEC	DP 263408
LOT 9	SEC	DP 263408
LOT 10	SEC	DP 263408
LOT 12	SEC	DP 263408
LOT 13	SEC	DP 263408
LOT 14	SEC	DP 263408
LOT 15	SEC	DP 263408
LOT 18	SEC	DP 263408
LOT 20	SEC	DP 263408
LOT 21	SEC	DP 263408
LOT 22	SEC	DP 263408
LOT 23	SEC	DP 263408
LOT 25	SEC	DP 263408
LOT A	SEC	DP 369388
LOT B	SEC	DP 369388
LOT A	SEC	DP 385579
LOT B	SEC	DP 385579
LOT A	SEC	DP 399999
LOT B	SEC	DP 399999
LOT 1	SEC	DP 400980
LOT 2	SEC	DP 400980
LOT 1	SEC	DP 535919
LOT 2	SEC	DP 535919
LOT 1	SEC	DP 547960
LOT 2	SEC	DP 549954
LOT 1	SEC	DP 571326
LOT 2	SEC	DP 571326
LOT 1	SEC	DP 609206
LOT 1	SEC	DP 611868
LOT 2	SEC	DP 611868
LOT 10	SEC	DP 618030
LOT 11	SEC	DP 618030
LOT 12	SEC	DP 618030
LOT 31	SEC	DP 624684
LOT 1	SEC	DP 625486
LOT 30	SEC	DP 632890
LOT 31	SEC	DP 632890
LOT 1	SEC	DP 661876
LOT 3	SEC	DP 700324
LOT 4	SEC	DP 700324
LOT 1	SEC	DP 709540

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LOT 150 SEC	DP 719951
LOT 232 SEC	DP 721129
LOT 233 SEC	DP 721129
LOT 235 SEC	DP 727458
LOT 240 SEC	DP 729473
LOT 241 SEC	DP 729473
LOT 1 SEC	DP 731343
LOT 2 SEC	DP 731343
LOT 122 SEC	DP 755730
LOT 127 SEC	DP 755730
LOT 128 SEC	DP 755730
LOT 146 SEC	DP 755730
LOT 147 SEC	DP 755730
LOT 148 SEC	DP 755730
LOT 149 SEC	DP 755730
LOT 152 SEC	DP 755730
LOT 153 SEC	DP 755730
LOT 154 SEC	DP 755730
LOT 155 SEC	DP 755730
LOT 159 SEC	DP 755730
LOT 160 SEC	DP 755730
LOT 161 SEC	DP 755730
LOT 163 SEC	DP 755730
LOT 164 SEC	DP 755730
LOT 165 SEC	DP 755730
LOT 166 SEC	DP 755730
LOT 167 SEC	DP 755730
LOT 170 SEC	DP 755730
LOT 171 SEC	DP 755730
LOT 173 SEC	DP 755730
LOT 183 SEC	DP 755730
LOT 1 SEC	DP 774800
LOT 9 SEC	DP 778348
LOT 2 SEC	DP 792359
LOT 3 SEC	DP 792359
LOT 3 SEC	DP 814658
LOT 1 SEC	DP 817081
LOT 2 SEC	DP 817081
LOT 1 SEC	DP 822828
LOT 10 SEC	DP 825218
LOT 12 SEC	DP 829544
LOT 11 SEC	DP 838447
LOT 12 SEC	DP 838447
LOT 1 SEC	DP 861822
LOT 1 SEC	DP 870671
LOT 2 SEC	DP 870671
LOT 3 SEC	DP 871831

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LOT 1 SEC DP 876643
LOT 2 SEC DP 876643
LOT 1 SEC DP 936275
LOT B SEC DP 970550
LOT A SEC DP 971647
LOT 2 SEC DP 973705

(f) Bilambil Road Sewerage Special Rate

A Bilambil Road Sewerage Special Rate for all rateable land which will be serviced by the Bilambil Road Sewerage Scheme of the Tweed. A special sewerage minimum rate of Three Hundred Dollars (\$300.00) in respect of any separate parcel of rateable land within the Bilambil area. The following is a description of the applicable land -

LOT 856 DP 32094
LOT 857 DP 32094
LOT 858 DP 32094
LOT 859 DP 32094
LOT 860 DP 32094
LOT 861 DP 32094
LOT 862 DP 32094
LOT 864 DP 32094
LOT 865 DP 32094
LOT 866 DP 32094
LOT 867 DP 32094

(g) Tweed Heads Streetscaping Special Rate

A Tweed Streetscaping Special Rate of .1490 cents in the dollar on the rateable land value of applicable land in the Tweed Shire Council area. The following is a description of the applicable land -

LOT 3 SEC 1 DP 4043
LOT 4 SEC 1 DP 4043
LOT 5 SEC 1 DP 4043
LOT 16 SEC 4 DP 4043
LOT 19 SEC 4 DP 4043
LOT 24 SEC 4 DP 4043
LOT 28 SEC 4 DP 4043
LOT 30 SEC 4 DP 4043
LOT 1 SEC 4 DP 4570
LOT 2 SEC 4 DP 4570
LOT 6 SEC 4 DP 4570
LOT 10 SEC 4 DP 4570
LOT 11 SEC 4 DP 4570
LOT 12 SEC 4 DP 4570
LOT 13 SEC 4 DP 4570
LOT 14 SEC 4 DP 4570
LOT 15 SEC 4 DP 4570

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LOT 1	SEC	DP 17554
LOT 2	SEC	DP 17554
LOT 3	SEC	DP 17554
LOT 4	SEC	DP 17554
LOT 5	SEC	DP 17554
LOT 6	SEC	DP 17554
LOT 7	SEC	DP 17554
LOT 1	SEC	DP 1007168
LOT 2	SEC	DP 1007168
LOT 4	SEC	DP 1007168
LOT 2	SEC	DP 101111
LOT 3	SEC	DP 110355
LOT 7	SEC	DP 167898
LOT 1	SEC	DP 222704
LOT 2	SEC	DP 224382
LOT 3	SEC	DP 224382
LOT 4	SEC	DP 224382
LOT 5	SEC	DP 224382
LOT 6	SEC	DP 224382
LOT 2	SEC	DP 229412
LOT 32	SEC	DP 237678
LOT 33	SEC	DP 237678
LOT 34	SEC	DP 237678
LOT 35	SEC	DP 237678
LOT 52	SEC	DP 237806
LOT 53	SEC	DP 237806
LOT 54	SEC	DP 237806
LOT 55	SEC	DP 237806
LOT 56	SEC	DP 237806
LOT 57	SEC	DP 237806
LOT 58	SEC	DP 237806
LOT 59	SEC	DP 237806
LOT 60	SEC	DP 237806
LOT 61	SEC	DP 237806
LOT 64	SEC	DP 237806
LOT 1	SEC	DP 245697
LOT 1	SEC	DP 303503
LOT 1	SEC	DP 306057
LOT A	SEC	DP 313926
LOT 1	SEC	DP 329246
LOT 2	SEC	DP 329247
LOT 3	SEC	DP 329248
LOT 4	SEC	DP 329249
LOT 3	SEC	DP 329933
LOT A	SEC	DP 332137
LOT B	SEC	DP 332137
LOT A	SEC	DP 341926

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LOT B	SEC		DP 341926
LOT A	SEC		DP 373378
LOT B	SEC		DP 373378
LOT A	SEC		DP 398092
LOT B	SEC		DP 398092
LOT 1	SEC		DP 420749
LOT 2	SEC		DP 420749
LOT 3	SEC		DP 420750
LOT 4	SEC		DP 420750
LOT 2	SEC		DP 519757
LOT 3	SEC		DP 519757
LOT 3	SEC		DP 520173
LOT 1	SEC		DP 525413
LOT 2	SEC		DP 525905
LOT 1	SEC		DP 534136
LOT 5	SEC		DP 549037
LOT 6	SEC		DP 549037
LOT 1	SEC		DP 549328
LOT 2	SEC		DP 549328
LOT 1	SEC		DP 553728
LOT 2	SEC		DP 561138
LOT 3	SEC		DP 561138
LOT 1	SEC		DP 594982
LOT 2	SEC		DP 594982
LOT 1	SEC		DP 609342
LOT 672	SEC		DP 755740
LOT 2	SEC	1	DP 758279
LOT 8	SEC	2	DP 759009
LOT 1	SEC	5	DP 759009
LOT 100	SEC		DP 775892
LOT 23	SEC		DP 776673
LOT 1	SEC		DP 777183
LOT 1	SEC		DP 780241
LOT 2	SEC		DP 780241
LOT 1	SEC		DP 781625
LOT 1	SEC		DP 820693
LOT 1	SEC		DP 866236
LOT 1	SEC		DP 867284
LOT 1	SEC		DP 962784
LOT 1	SEC		DP 962785
LOT 9	SEC		DP 964880

(h) Murwillumbah Streetscaping Special Rate

A Murwillumbah Streetscaping Special Rate of .2533 cents in the dollar on the rateable land value of applicable land in the Tweed Shire Council area. The following is a description of the applicable land –

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LOT 7	SEC	1	DP 2087
LOT 8	SEC	1	DP 2087
LOT 10	SEC	4	DP 2087
LOT 2	SEC	10	DP 2087
LOT 1	SEC		DP 103183
LOT 1	SEC		DP 103184
LOT 1	SEC		DP 104284
LOT 1	SEC		DP 109673
LOT 1	SEC		DP 111656
LOT 1	SEC		DP 114501
LOT 1	SEC		DP 166495
LOT 1	SEC		DP 167095
LOT A	SEC		DP 301008
LOT A	SEC		DP 320549
LOT 1	SEC		DP 328121
LOT 1	SEC		DP 335913
LOT 2	SEC		DP 335913
LOT A	SEC		DP 383297
LOT B	SEC		DP 383297
LOT 1	SEC		DP 394862
LOT 1	SEC		DP 394862
LOT 1A	SEC		DP 404253
LOT A	SEC		DP 409152
LOT B	SEC		DP 409152
LOT 1	SEC		DP 412196
LOT 2	SEC		DP 412196
LOT 1	SEC		DP 419204
LOT 1	SEC		DP 419205
LOT 2	SEC		DP 419205
LOT 1	SEC		DP 436448
LOT 1	SEC		DP 499529
LOT 1	SEC		DP 518429
LOT 2	SEC		DP 521302
LOT 1	SEC		DP 525697
LOT 2	SEC		DP 596914
LOT 1	SEC		DP 705548
LOT 2	SEC		DP 705548
LOT 1	SEC		DP 726591
LOT 2	SEC		DP 726591
LOT 1	SEC		DP 726862
LOT 3	SEC		DP 726862
LOT 4	SEC		DP 726862
LOT 1	SEC		DP 726864
LOT 15	SEC	1	DP 758739
LOT 2	SEC	16	DP 758739
LOT 9	SEC	16	DP 758739
LOT 1	SEC		DP 772596

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LOT 2	SEC	DP 772596
LOT 1	SEC	DP 772598
LOT 1	SEC	DP 772600
LOT 1	SEC	DP 772753
LOT 2	SEC	DP 772753
LOT 1	SEC	DP 772755
LOT 1	SEC	DP 772800
LOT 1	SEC	DP 772861
LOT 1	SEC	DP 772881
LOT 1	SEC	DP 772892
LOT 1	SEC	DP 772895
LOT 2	SEC	DP 772895
LOT 3	SEC	DP 772895
LOT 4	SEC	DP 772895
LOT 5	SEC	DP 772895
LOT 6	SEC	DP 772895
LOT 7	SEC	DP 772895
LOT 8	SEC	DP 772895
LOT 9	SEC	DP 772895
LOT 1	SEC	DP 772899
LOT 1	SEC	DP 779873
LOT 1	SEC	DP 779896
LOT 2	SEC	DP 779896
LOT 1	SEC	DP 779900
LOT 1	SEC	DP 780225
LOT 1	SEC	DP 780225
LOT 2	SEC	DP 780225
LOT 2	SEC	DP 780225
LOT 1	SEC	DP 780226
LOT 2	SEC	DP 780226
LOT 1	SEC	DP 780227
LOT 2	SEC	DP 780227
LOT 1	SEC	DP 780238
LOT 1	SEC	DP 780240
LOT B	SEC	DP 902559
LOT 1	SEC	DP 957864

(i) Kingscliff Streetscaping Special Rate

A Kingscliff Streetscaping Special Rate of .0777 cents in the dollar on the rateable land value of applicable land in the Tweed Shire Council area. The following is a description of the applicable land -

LOT 17	SEC	DP 5879
LOT 1	SEC 4	DP 9453
LOT 2	SEC 4	DP 9453
LOT 3	SEC 4	DP 9453
LOT 4	SEC 4	DP 9453

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LOT 2	SEC 3	DP 11315
LOT 5	SEC	DP 24376
LOT 1	SEC	DP 1005806
LOT B	SEC	DP 102496
LOT 1	SEC	DP 169524
LOT 5	SEC	DP 169525
LOT 1	SEC	DP 356102
LOT B	SEC	DP 372324
LOT A	SEC	DP 374174
LOT 2	SEC	DP 400977
LOT B	SEC	DP 402092
LOT 1	SEC	DP 403158
LOT 3	SEC	DP 418672
LOT C	SEC	DP 446443
LOT 1	SEC	DP 520276
LOT 2	SEC	DP 520276
LOT 3	SEC	DP 520276
LOT 2	SEC	DP 549719
LOT 1	SEC	DP 567591
LOT 2	SEC	DP 567591
LOT 1	SEC	DP 573057
LOT 1	SEC	DP 584765
LOT 2	SEC	DP 584765
LOT 3	SEC	DP 584765
LOT 1	SEC	DP 740505
LOT 2	SEC	DP 740505
LOT 468	SEC	DP 755701
LOT 7028		DP 755701
LOT 31	SEC	DP 947732
LOT 29	SEC	DP 979920

(j) Koala Beach Special Rate

A Koala Beach Special Rate of \$100.00 in respect of any separate parcel of rateable land in Koala Beach Estate. The following is a description of the applicable land -

LOT 952	SEC	DP 864092
LOT 953	SEC	DP 864092
LOT 1	SEC	DP 864093
LOT 2	SEC	DP 864093
LOT 3	SEC	DP 864093
LOT 4	SEC	DP 864093
LOT 5	SEC	DP 864093
LOT 6	SEC	DP 864093
LOT 7	SEC	DP 864093
LOT 8	SEC	DP 864093
LOT 9	SEC	DP 864093

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LOT 10 SEC	DP 864093
LOT 11 SEC	DP 864093
LOT 12 SEC	DP 864093
LOT 13 SEC	DP 864093
LOT 16 SEC	DP 864093
LOT 17 SEC	DP 864093
LOT 18 SEC	DP 864093
LOT 19 SEC	DP 864093
LOT 20 SEC	DP 864093
LOT 21 SEC	DP 864093
LOT 30 SEC	DP 864094
LOT 31 SEC	DP 864094
LOT 32 SEC	DP 864094
LOT 33 SEC	DP 864094
LOT 34 SEC	DP 864094
LOT 35 SEC	DP 864094
LOT 36 SEC	DP 864094
LOT 37 SEC	DP 864094
LOT 38 SEC	DP 864094
LOT 39 SEC	DP 864094
LOT 40 SEC	DP 864094
LOT 41 SEC	DP 864094
LOT 42 SEC	DP 864094
LOT 43 SEC	DP 864094
LOT 44 SEC	DP 864094
LOT 45 SEC	DP 864094
LOT 46 SEC	DP 864094
LOT 47 SEC	DP 864094
LOT 48 SEC	DP 864094
LOT 49 SEC	DP 864094
LOT 50 SEC	DP 864094
LOT 51 SEC	DP 864094
LOT 52 SEC	DP 864094
LOT 53 SEC	DP 864094
LOT 54 SEC	DP 864094
LOT 55 SEC	DP 864094
LOT 56 SEC	DP 864094
LOT 57 SEC	DP 864094
LOT 58 SEC	DP 864094
LOT 59 SEC	DP 864094
LOT 60 SEC	DP 864094
LOT 61 SEC	DP 864094
LOT 62 SEC	DP 864094
LOT 63 SEC	DP 864094
LOT 64 SEC	DP 864094
LOT 65 SEC	DP 864094
LOT 66 SEC	DP 864094

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LOT 67 SEC	DP 864094
LOT 68 SEC	DP 864094
LOT 69 SEC	DP 864094
LOT 70 SEC	DP 864094
LOT 71 SEC	DP 864094
LOT 72 SEC	DP 864094
LOT 73 SEC	DP 864094
LOT 74 SEC	DP 864094
LOT 75 SEC	DP 864094
LOT 76 SEC	DP 864094
LOT 77 SEC	DP 864094
LOT 78 SEC	DP 864094
LOT 79 SEC	DP 864094
LOT 80 SEC	DP 864094
LOT 81 SEC	DP 864094
LOT 82 SEC	DP 864094
LOT 83 SEC	DP 864094
LOT 84 SEC	DP 864094
LOT 85 SEC	DP 864094
LOT 86 SEC	DP 864094
LOT 87 SEC	DP 864094
LOT 88 SEC	DP 864094
LOT 89 SEC	DP 864094
LOT 90 SEC	DP 864094
LOT 91 SEC	DP 864094
LOT 92 SEC	DP 864095
LOT 93 SEC	DP 864095
LOT 94 SEC	DP 864095
LOT 95 SEC	DP 864095
LOT 96 SEC	DP 864095
LOT 97 SEC	DP 864095
LOT 98 SEC	DP 864095
LOT 99 SEC	DP 864095
LOT 100 SEC	DP 864095
LOT 101 SEC	DP 864095
LOT 14 SEC	DP 870694
LOT 15 SEC	DP 870694
LOT 22 SEC	DP 870695
LOT 23 SEC	DP 870695
LOT 24 SEC	DP 870695
LOT 25 SEC	DP 870695
LOT 26 SEC	DP 870695
LOT 27 SEC	DP 870695
LOT 28 SEC	DP 870695
LOT 29 SEC	DP 870695

2. In accordance with section 566(3) of the Local Government Act 1993 that the maximum rate of interest payable on overdue rates and charges be 10%.

Minutes - Meeting of Tweed Shire Council

Voting - Unanimous

13. Outstanding Service Award - Elected Members

Civic Awards, Councillors - General

16

Cr Beck

Cr Carroll

RESOLVED that an Outstanding Service Award be made to Councillor Max Boyd in recognition for his 36 years service to Tweed Shire Council.

Voting - Unanimous

14. Request for Financial Assistance - NSW Paralympic Committee

Donations

17

Cr Marshall

Cr Youngblutt

RESOLVED that Council donates \$500 to the NSW Paralympic Committee.

Voting For

Voting Against

Cr Beck

Cr Brinsmead

Cr Carroll

Cr Davidson

Cr James

Cr Lawrie

Cr Marshall

Cr Polglase

Cr Youngblutt

15. Department of Local Government - Evaluation of the Mentoring Program Report Aboriginal Matters, Local Government Department Circulars

18

Cr Polglase

Cr Marshall

RESOLVED that this report be received and noted.

Voting - Unanimous

16. Tweed Economic Development Corporation (TEDC) Monthly Performance Report - May 2000

TEDC

19

Cr Polglase

Cr Marshall

RESOLVED that this report be received and noted.

Voting - Unanimous

Minutes - Meeting of Tweed Shire Council

LATE ITEM

GC6/4

20

Cr Marshall

Cr Youngblutt

RESOLVED that Item 16a. being an Addendum item be dealt with and it be ruled by the Chairman to be of great urgency.

Voting - Unanimous

16a. Organisation - Structure and Performance

Council Management

21

Cr James

Cr Carroll

RESOLVED that Council:-

1. Confirms the organization structure in its present format; and
2. Requires the General Manager to continue to monitor the organization and to take opportunities presenting to work towards a structure as detailed in the report.
3. Notes the information relating to—
 - GST actioning,
 - Loan portfolio operation, and
 - Fleet operation.

Voting For

Voting Against

Cr Beck
Cr Brinsmead
Cr Carroll
Cr Davidson
Cr James
Cr Lawrie
Cr Polglase
Cr Youngblutt

Cr Marshall

LATE ITEM

GC6/4

22

Cr Polglase

Cr Marshall

RESOLVED that Item 16b. being an Addendum item be dealt with and it be ruled by the Chairman to be of great urgency.

Voting - Unanimous

Minutes - Meeting of Tweed Shire Council

16b. Regional Assistance Program Grant Funding

Government Grants Sport and Recreation

23

Cr Polglase

Cr Davidson

RESOLVED that Council:-

1. Accepts the grant funding of \$38,500 from the Federal Department of Employment, Small Business and Work Place Relations.
2. Votes the expenditure of this grant funding.
3. Executes all necessary documents under the Common Seal of Council.

Voting - Unanimous

REPORTS FROM DIRECTOR ENGINEERING SERVICES

17. Realignment of Kanes Road, Cudgera Creek and Round Mountain - Land Acquisitions

R2770

24

Cr James

Cr Marshall

RESOLVED that:-

1. Council approves the acquisition of Lots 1 – 11 DP 1006926 for road purposes and Lots 12 – 17 DP 1006926 for compensation purposes under the provisions of the Land Acquisition (Just Terms Compensation) Act, 1991 for the purposes of the Roads Act, 1993, and
2. All necessary documentation be executed under the Common Seal of Council.

Voting - Unanimous

18. Works Program 2000/2001

Works Program

Cr Lawrie

Cr Beck

PROPOSED that

1. The Works Program for 2000/2001 as submitted NOT be adopted and a tour of the Shire roads be made by Councillors, Engineering staff, School bus operators and representatives of the Press.
2. An inspection of dangerous roads be undertaken first.

AMENDMENT

Minutes - Meeting of Tweed Shire Council

25

Cr James

Cr Carroll

RESOLVED that the Works Program for 2000/2001 as submitted be adopted.

The Amendment was **Carried**

Voting For

Cr Carroll
Cr Davidson
Cr James
Cr Marshall
Cr Polglase
Cr Youngblutt

Voting Against

Cr Beck
Cr Brinsmead
Cr Lawrie

The Amendment on becoming the Motion was **Carried**

Voting For

Cr Brinsmead
Cr Carroll
Cr Davidson
Cr James
Cr Marshall
Cr Polglase
Cr Youngblutt

Voting Against

Cr Beck
Cr Lawrie

A RESCISSION MOTION RELATING TO ITEM 18 HAS BEEN RECEIVED FROM COUNCILLORS BECK, BRINSMEAD AND LAWRIE

TEMPORARY ABSENCE FROM MEETING

GC6/1/2 Pt1

Cr Davidson left the meeting.

19. Footpaving and Cycleway Construction Program 2000 - 2001

Cycleways – Policy, Footpaths – Req For

26

Cr Polglase

Cr Lawrie

RESOLVED that subject to approval of the Works Program as submitted:-

1. The following Footpaving projects be constructed during the 2000/2001 financial year:
 - a) Ducat Street Caloola Drive to Compass Way – 445m
 - b) Moss Street Marine Parade to 140m west

Minutes - Meeting of Tweed Shire Council

- c) Towners Avenue – Coast Road to Hastings Road
 - d) Gibson Street Kingscliff – walkway to Viking Street 75m
 - e) Byangum Road
 - f) Terranora Road sth of Banora Hills Drive
 - g) Florence Street missing links
2. Council accepts any Roads and Traffic Authority Cycleway Grant up to the value of \$75,000.
 3. Subject to the formal grant offer from the Roads and Traffic Authority for Cycleways the following to be constructed during the 2000/2001 financial year:-
 - a) Coast Road Stingrays Sportsfields to Round Mountain Road \$51,000
 - b) Coast Road Round Mountain Road to Hastings Point \$75,000
 - c) Hastings Point Young St for 300m to Shell Service Station \$24,000

Voting - Unanimous

20. Trial of Skateboard and Bicycle Prohibitive Signage in the Tweed Heads Commercial Area

Street Scaping – Tweed Heads, Skateboards

27

Cr Marshall

Cr Youngblutt

RESOLVED that:-

1. Signage be erected on Marine Parade western footpath area, in the outdoor dining areas, requesting cyclists and skateboarders to “please dismount in this area”.
2. Signage be erected on Marine Parade western footpath area, in the outdoor dining areas, prohibiting cyclists and skateboarders when the cycleway has been extended along the eastern side of Marine Parade adjacent to the caravan park.
3. The existing signage remain in the Tweed Heads area.
4. Council’s Road Safety Officer initiates a school based education program to encourage shared use of the footpath area through the Shire.

Voting - Unanimous

Minutes - Meeting of Tweed Shire Council

21. Television Black Spots Program

Media - Other

28

Cr Marshall

Cr Youngblutt

RESOLVED that Council, through the Tweed Link, makes Community Organisations aware of the Television Black Spots Program and assists in the co-ordination of applications by interested incorporated bodies.

Voting - Unanimous

REPORTS FROM DIRECTOR ENVIRONMENT & COMMUNITY SERVICES

RETURN TO MEETING

GC6/1/2 Pt1

Cr Davidson returned to the meeting.

22. "Smart House" - Sale Options

DA2219/25 Pt3

Cr James

Cr Carroll

PROPOSED that Council not pursues the sale and Lease of the Smart Housing located at Glebe Place, at this stage for lease back and that Council reviews the operation of the house 2½ years after it was opened for inspection with a view to determine if it will remain as a display after the initial 3 years and if it is to be sold a marketing strategy be developed.

AMENDMENT

29

Cr Marshall

Cr Youngblutt

RESOLVED that this matter be deferred to the next meeting of Council to allow Councillors to view the contract documents.

The Amendment was **Carried**

Voting For

Cr Beck
Cr Brinsmead
Cr Carroll
Cr Davidson
Cr Marshall
Cr Youngblutt

Voting Against

Cr James
Cr Lawrie
Cr Polglase

The Amendment on becoming the Motion was **Carried**

Minutes - Meeting of Tweed Shire Council

Voting For

Cr Beck
Cr Brinsmead
Cr Carroll
Cr Davidson
Cr Marshall
Cr Polglase
Cr Youngblutt

Voting Against

Cr James
Cr Lawrie

23. Murwillumbah Returned Services League (RSL) Memorial Wall

Memorials

30

Cr Polglase

Cr Marshall

RESOLVED that:-

1. Council supports the Murwillumbah Returned Services League (RSL) Sub-Branch with their proposal to run a competition to design a memorial to those who have served and those who have died in conflicts other than World War 1.
2. The winning concept to be presented to Council for approval.
3. The criteria be amended to read *“the plaques to be distributed equally on the monument or be otherwise located in an aesthetically pleasing manner”*.

Voting - Unanimous

24. Signage - The Anchorage Tweed Heads

The Anchorage, Regulatory Signs

31

Cr Marshall

Cr Davidson

RESOLVED that signs to indicate the following –

No Skateboards, No Bicycles, No Roller Blades and Dogs must be kept on leash

be erected at both ends of the timber walkway that has been erected along part of the foreshore of Keith Curren Reserve pursuant to the provisions of Section 632 of the Local Government Act.

Voting For

Cr Carroll
Cr Davidson
Cr James
Cr Lawrie
Cr Marshall
Cr Polglase

Voting Against

Cr Beck
Cr Brinsmead
Cr Youngblutt

Minutes - Meeting of Tweed Shire Council

25. Markets - Sale of Food and Drinks

Markets – General, Food Vending

Cr Marshall

Cr Youngblutt

PROPOSED that Council places on public exhibition for 28 days a proposal to amend the current Policy on Vending of Food on Public Reserves, Streets and Roads to allow the sale of canned drinks, ice creams and fast foods from appropriate vendors at approved markets.

ATTENDANCE AT MEETING

GC6/1/2 Pt1

Cr Luff attended the meeting at 4.57pm.

Cr Boyd attended the meeting at 5.00pm.

AMENDMENT

Cr James

Cr Carroll

PROPOSED that a report be prepared which considers amending the current policy to allow some vending of food at the Murwillumbah Knox Park Markets provided they are held on Sundays.

The Amendment was **Lost**

Voting For

Cr Boyd
Cr Carroll
Cr Davidson
Cr James
Cr Luff

Voting Against

Cr Beck
Cr Brinsmead
Cr Lawrie
Cr Marshall
Cr Polglase
Cr Youngblutt

The Motion was **Lost**

Voting For

Cr Beck
Cr Boyd
Cr Carroll
Cr James
Cr Lawrie

Voting Against

Cr Brinsmead
Cr Davidson
Cr James
Cr Luff
Cr Marshall
Cr Polglase
Cr Youngblutt

32

Cr Brinsmead

Cr Davidson

RESOLVED that Council not amends the current Policy on Vending of Food on Public Reserves, Streets and Roads.

Minutes - Meeting of Tweed Shire Council

AMENDMENT

Cr Marshall

Cr Carroll

PROPOSED that Council places on public exhibition for 28 days a proposal to amend the current Policy on Vending of Food on Public Reserves, Streets and Roads to allow the sale of canned drinks from appropriate vendors at approved markets.

The Amendment was **Lost**

Voting For

Cr Carroll
Cr Marshall

Voting Against

Cr Beck
Cr Boyd
Cr Brinsmead
Cr Davidson
Cr James
Cr Lawrie
Cr Luff
Cr Polglase
Cr Youngblutt

The Motion was **Carried**

Voting For

Cr Beck
Cr Boyd
Cr Brinsmead
Cr Davidson
Cr Lawrie
Cr Luff
Cr Polglase
Cr Youngblutt

Voting Against

Cr Carroll
Cr James
Cr Marshall

26. Proposed Amendments to Crown Reserve Boundaries - Cabarita

Crown Land

33

Cr James

Cr Davidson

RESOLVED that

1. The Manager Recreation Services negotiates with the Department of Land and Water Conservation and New South Wales National Parks and Wildlife Service to implement the boundary alterations depicted in Figure 2 submitted by Cr James, with the amendment that Council seeks the use of land along the southern boundary of the subdivision to the west of the football field depicted for the construction of half-size fields with their long access running east-west.

Minutes - Meeting of Tweed Shire Council

2. A report be prepared on the opportunity for playing fields south of the Shell Service Station at Hastings Point and possible sources of funding.

34

Cr Luff

Cr Boyd

RESOLVED that an extension of 3 minutes be granted to Cr James.

Voting – Unanimous

The Motion was **Carried**

Voting - Unanimous

REPORTS FROM SUB-COMMITTEES

1. **Minutes of the Local Traffic Committee Meeting held Thursday 22 June 2000**
Traffic Committee
GC6/1/2 Pt1

TEMPORARY ABSENCE FROM MEETING

Cr Carroll left the meeting.

3. **Reserve Creek Road, Reserve Creek**
R4660 Pt3, Speed Zones

35

Cr Boyd

Cr Davidson

RESOLVED that the Committee strongly recommends that Council supports 80kph speed limit on Reserve Creek Road between Keilvale and Quarry Road.

Voting - Unanimous

1. **Coast Road Hastings Point Bus Zone**
R1181 Pt10

36

Cr Boyd

Cr Davidson

RESOLVED that:-

1. A bus zone be provided on the east side of the Coast Road south of the specified No Stopping Zone at the refuge opposite the Shell Service Station.
2. A bus shelter be constructed when funds become available between Young Street and the General Store on the western side of the Coast Road.
3. In the short term the car park area immediately north of the General Store be utilised to set down and pick up passengers.

Voting - Unanimous

Minutes - Meeting of Tweed Shire Council

2. Terranora Road, Terranora

R5431 Pt3

37

Cr Boyd

Cr Davidson

RESOLVED that the applicant be advised that a 50kph speed limit on Terranora Road in the vicinity of Dobby Crescent is not supported as it does not meet the RTA guidelines for 50kph speed zones.

Voting – Unanimous

5. Tweed Valley Banana & Harvest Week Festival

Banana Festival

38

Cr Boyd

Cr Davidson

RESOLVED that road closures for the Tweed Valley Banana & Harvest Week Festival are supported subject to compliance with Council's standard conditions.

Voting - Unanimous

6. Bilambil Primary School

R0530 Pt2

39

Cr Boyd

Cr Davidson

RESOLVED that the bus bay be extended to allow for three buses outside Bilambil School on Bilambil Road.

Voting - Unanimous

8. Piggabeen Road intersection with Gollan Drive

R4300 Pt6 & R2270

40

Cr Boyd

Cr Davidson

RESOLVED that a "Stop" sign be placed on Piggabeen Road at the intersection of Gollan Drive.

Voting - Unanimous

RETURN TO MEETING

GC6/1/2 Pt1

Cr Carroll returned to the meeting.

Minutes - Meeting of Tweed Shire Council

4. Byangum Road

R0880 Pt2

Cr Beck

Cr Boyd

PROPOSED that action be taken immediately to make the area more safe adjacent to 108 Byangum Road.

AMENDMENT

41

Cr Davidson

Cr Marshall

RESOLVED that a Road Safety Audit be undertaken on Byangum Road as a matter of priority and referred to the next Local Traffic Committee meeting.

The Amendment was **Carried**

Voting For

Cr Boyd
Cr Carroll
Cr Davidson
Cr James
Cr Lawrie
Cr Luff
Cr Marshall
Cr Polglase
Cr Youngblutt

Voting Against

Cr Beck
Cr Brinsmead

The Amendment on becoming the Motion was **Carried**

Voting - Unanimous

42

Cr Luff

Cr Marshall

RESOLVED that the balance of the Minutes of the Local Traffic Committee Meeting be adopted.

Voting - Unanimous

OUTSTANDING INSPECTIONS

GC6/13 Pt4

1. Council Land - Mt Nullum

GL2/4 Pt3

This item was received and noted.

Minutes - Meeting of Tweed Shire Council

ORDERS OF THE DAY

1. Charge on Garbage Bins

Fees and Charges, Notice of Motion

43

Cr Polglase

Cr Luff

RESOLVED that Council

1. Allows payment of outstanding garbage charges to be paid over a 2 year period with no interest penalty for those people being charged back garbage charges, and
2. Reviews the current process for identifying new services.

Voting - Unanimous

2. Murwillumbah Main Street Project

Streetscaping - Murwillumbah, Notice of Motion

44

Cr Lawrie

Cr Carroll

RESOLVED that a report be brought forward on the possibility of providing temporary/permanent shade structures and stencil-crete on the expanded pedestrian areas constructed as part of the Murwillumbah Main Street Project.

Voting For

Voting Against

Cr Beck

Cr Marshall

Cr Boyd

Cr Brinsmead

Cr Carroll

Cr Davidson

Cr James

Cr Lawrie

Cr Luff

Cr Polglase

Cr Youngblutt

QUESTION TIME

Notification of Unsafe Road

Roads - General

Cr Beck

Enquired if a dangerous road is notified to Council, is Council obliged to repair that road as soon as possible?

The Acting Director Engineering Services responded that our risk management policy requires an inspection within five working hours. If action is considered necessary then either signs or other action is taken. If not there is no other obligation under the non-feasance rule in Common Law.

Minutes - Meeting of Tweed Shire Council

COMMITTEE OF THE WHOLE

GC6/16 Pt2

45

Cr Marshall

Cr Davidson

RESOLVED that Council resolves itself into a Confidential Committee of the Whole.

Voting - Unanimous

The General Manager reported that the Confidential Committee of the Whole had excluded the press and public from the whole of the Committee Meeting because, in the opinion of the Committee, publicity of the proceedings of the Committee would be prejudicial to the public interest, by reason of the confidential nature of the business to be transacted, and made the following recommendations to Council:-

REPORTS THROUGH GENERAL MANAGER IN COMMITTEE

REPORTS FROM DIRECTOR DEVELOPMENT SERVICES IN COMMITTEE

1. Tweed Sporting Shooters Association - Use of Council's Duroby Quarry Quarries - Duroby

Confidential Nature of This Item: The Local Government Act 1993 Clause 10A(2)

(e) information that would, if disclosed, prejudice the maintenance of law

C3

That the Sporting Shooters Association be advised in accordance with the "comment" section of this report.

Voting - Unanimous

REPORTS FROM DIRECTOR ENGINEERING SERVICES IN COMMITTEE

2. EC200038 Electricity Supply Contract

GC12/9-200038

Confidential Nature of This Item: The Local Government Act 1993 Clause 10A(2)

(d) commercial information of a confidential nature that would, if disclosed:

- (i) prejudice the commercial position of the person who supplied it, or*
- (ii) confer a commercial advantage on a competitor of the council, or*
- (iii) reveal a trade secret*

C4

That:-

1. Council accepts the lowest tender submitted by Ergon Energy, should Advance Energy refuse to honour their offer.
2. All documentation be completed under the Common Seal of Council.
3. Council acts on the advice of Halliday & Stainlay on the matter of seeking damages from Advance Energy should they refuse to honour their offer.

Voting - Unanimous

Minutes - Meeting of Tweed Shire Council

46

Cr Luff

Cr James

RESOLVED that the report and recommendations of the Confidential Committee of the Whole be adopted.

Voting - Unanimous

There being no further business the Meeting terminated at 6.05pm.

⌘

Minutes of Meeting Confirmed by Council

at Meeting held

**I hereby certify that I have authorised the affixing of my
electronic signature to the previous pages numbered 1 to 53 of these Minutes**

Chairman