

Items for Consideration of the Trust

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Items for Consideration of the Trust

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Reports from Executive

1. **ORIGIN:** Environment & Health Services Unit

FILE REF: Regulatory Signs

REPORT TITLE:

Provision of Regulatory Signs, Duranbah Beach Foreshore Reserve

SUMMARY OF REPORT:

A request has been received from the NSW Police Service Local Area Command requesting that Council gives consideration to the erection of notices prohibiting the possession and consumption of alcohol and standard littering signs along the Duranbah Beach foreshore reserve and the reserve picnic area below Point Danger. The consent of the Reserves Trust is sought to the erection of such signs. Appropriate funds would need to be made available at the time of the next quarterly budget review should Council subsequently resolve to erect of such signs.

RECOMMENDATION:

That it is recommended that the Reserves Trust consent to giving its permission to erect signs prohibiting the possession and consumption of alcohol and standard littering signs along the Duranbah Beach foreshore reserve and the reserve picnic area below Point Danger.

Reports from Executive

REPORT:

A request has been received from the NSW Police Service Local Area Command that Council gives consideration to the erection of notices prohibiting the possession of consumption of alcohol and standard littering signs along the Durambah Beach foreshore reserve. The request is made pursuant to problems being experienced with persons "*partying*" in the area, leading to the smashing of glass alcohol bottles and general rubbish being thrown in the area, which could result in the injury of persons lawfully using the foreshore area.

Council can erect such signs pursuant to the provisions of Section 632 of the Local Government Act 1993, however, before doing so, the consent of the Reserves Trust to the erection of such notices is sought. If the consent of the Reserves Trust is forthcoming then a further report to Council can be prepared. Signs should also be erected in the reserve picnic area below Point Danger.

Appropriate funds would need to be made available at the time of the next quarterly budget review should council resolve to erect such signs.

Reports from Executive

2. ORIGIN: Recreation Services Unit

FILE REF: GR1/1 Pt3

REPORT TITLE:

Proposed Ferry Service - Tweed River

SUMMARY OF REPORT:

The Department of Land and Water Conservation (DLWC) has been requested to provide the Crown's consent to the lodgement of a development application for a proposed ferry service between the two wave break beaches near the Tweed River mouth.

Prior to providing consent DLWC has requested the Trust's advice on the proposal.

RECOMMENDATION:

That the Jack Evans Boat Harbour Reserves Trust has no objection to the Department providing owners consent to the lodging of a Development Application for a proposed ferry river service near the mouth of the Tweed River provided:

1. All statutory and regulatory requirements in relation to the proposal are satisfied.
2. The Trust is indemnified against all liabilities that may arise from the proposal.
3. It is noted that the Trust considers the proposal may present a significant conflict with existing users of Wave Break Beach. This concern will need to be addressed through the Development Application assessment process.
4. Appropriate consultation with the Kombumerrie people regarding the Native Title claim.
5. Provision of adequate toilet facilities for the operational staff.

Reports from Executive

REPORT:

The Department of Land and Water Conservation (DLWC) has been requested to provide the Crown's consent to the lodgement of a Development Application (DA) for a proposed ferry service between the two save break beaches near the Tweed River Mouth.

Prior to providing consent, DLWC has requested the Trust's advice on the proposal.

The following is a letter from DLWC outlining the proposal:-

“Mr Glenn Keys of 6/2 Endeavour Parade, Tweed Heads (09755 363235) has requested the Crown's consent to lodgement of a development application (DA) for a proposed ferry service between the two wave break beaches near the Tweed River mouth. Some details of his proposal are as follows:-

- *5-6m aluminium pontoon style vessel with a 2C survey to carry a maximum of 10 + 2 passengers, Honda 4 stroke motor;*
- *hours of operation - School holidays 7 days 6am – 5pm
- Summer period 7 days 6am – 5pm
- Winter period weekends only 6am – 5pm;*
- *vessel to have garbage facility but passengers to be encouraged to take their own rubbish;*
- *vessel to embark and disembark via an electric lowering system thus vessel will not be going aground at the beaches;*
- *vessel proposed to be moored at wharf within Special Lease area held by Paul Gibson pending successful procurement of a berth in the finger wharf;*
- *intention is to seek an advertising sign through Tweed Council;*
- *will be no booking office;*
- *fuelling to be undertaken at the wharf prior to departure each day under guidelines set by USL code and National Maritime Operations;*
- *vessel will not have toilet facilities;*

A copy of the Statement of Environmental Effects is attached.

As the proposal will not involve any occupation or exclusive use of Crown land a formal authority under the provisions of the Crown Lands Act 1989 is not required. However, in considering whether to grant the Crown's consent to lodgement of the DA any relevant information/comments are invited. It would be appreciated if Council's advice could be provided in terms of it's roles as Local Government Authority and as Manager of Tweed Heads (R.57974) Reserve Trust.

Should you wish to discuss any of the matters raised in this letter please contact Vanessa Sultmann on the above number.”

The northern wavebreak beach, in Jack Evans Boatharbour is a small, popular beach for swimmers and divers. This proposal may pose potential conflict with existing users.

Reports from Executive

However, at this stage DLWC are requesting comment prior to providing owners consent to lodge the Development Application. The issue of potential conflict would be dealt with through the assessment of the Development Application.

Consequently, the Trust may indicate to DLWC that it has no objection to the Department providing owners consent to lodging the DA, noting the concern for potential conflict with other users of wavebreak beach.

Reports from Executive



Subject Site

A handwritten signature in cursive script, appearing to read "John Griffin".

John Griffin
EXECUTIVE MANAGER/GENERAL MANAGER

