

# Minutes - Meeting of Tweed Shire Council

## IN ATTENDANCE

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

Also present were Dr John Griffin (General Manager), Mr Mike Rayner (Director Engineering Services), Mr David Broyd (Director Development Services), Mr Don Buckley (Director Environment & Community Services), Mr Richard Adams (Acting Director Corporate Services), Mr Brian Donaghy (Manager Administration Services/Public Officer) and Mrs Meredith Smith (Minutes Secretary).

Cr Luff was not present at the commencement of the meeting.

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

*"The steadfast love of the Lord never ceases,  
His mercies never come to an end;  
They are new every morning.  
Great is Thy faithfulness!"*

*(Lamentations 3:22-23)*

*"Almighty God, Your love for us is never ending and out of the abundance of Your grace, You meet us in all our needs. We acknowledge our need of You and seek Your presence with us as we ask You to lead and guide us in what we do. We ask for wisdom in our decision-making and for grace as we consider the matters before us. Help us to be open and honest in all things and always to act with integrity and good will. Father, by Your Spirit, brood over this chamber and let Your peace be upon us. We pray Your blessing upon each other; and especially for our Mayor, Warren, as he chairs our meeting and gives leadership within our Shire. We ask for wisdom and guidance for our General Manager, our Directors and their staff. Enable them to fulfil their responsibilities with competence, dignity, grace and integrity. All this we ask in the Name of Jesus Christ our Lord. Amen."*

## CONFIRMATION OF MINUTES

**1**

**Cr Boyd**

**Cr Youngblutt**

**RESOLVED** that the Minutes of the Ordinary Meeting held 19 June 2002 be confirmed as an accurate record of the proceedings of that Meeting.

**Voting - Unanimous**

**2**

**Cr Boyd**

**Cr Youngblutt**

**RESOLVED** that the Minutes of the Extraordinary Meeting held 26 June 2002 be confirmed as an accurate record of the proceedings of that Meeting.

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## Voting - Unanimous

### ABSENT

Councillor G J Lawrie.

Councillor Cr Lawrie has informed the General Manager that his absence is caused by being out of the Shire.

3

Cr Marshall

Cr Brinsmead

**RESOLVED** that the apology of Cr Lawrie be accepted.

**Voting - Unanimous**

### COMMITTEE OF THE WHOLE

4

Cr Polglase

Cr Marshall

**RESOLVED** that Council resolves itself into a Confidential Committee of the Whole to be addressed by Mr Tony Smith, from Council's Solicitors, Stacks the Law Firm with Halliday and Stainlay.

**Voting - Unanimous**

Council resumed in Open Council.

### DISCLOSURE OF INTEREST

Declared an interest in Item No 7. The nature of the interest is that Cr Boyd's son has a interest in a competitive business in the Shire.

### ITEMS TO BE MOVED TO OR FROM CONFIDENTIAL

Cr Beck

Cr Marshall

**PROPOSED** that Item 5 be moved from Ordinary session to Confidential session.

The Motion was **Lost**

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## Voting For

Cr Beck

## Voting Against

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

## SCHEDULE OF OUTSTANDING RESOLUTIONS

5

Cr Boyd

Cr Davidson

**RESOLVED** that this report be received and noted.

**Voting - Unanimous**

## MAYORAL MINUTE

### 1. Proceeds of Mayoral Ball

This item was received and noted.

**Charities**

### 2. Telstra Countrywide

This item was received and noted.

**Councillors' Invitations**

### 3. Tourism – Gateway Centre

This item was received and noted.

**Tourism/Gateway**

### 4. Murwillumbah Lions Club Annual Changeover

This item was received and noted.

**Councillors' Invitations**

### 5. Latitude 28

This item was received and noted.

**Councillors' Invitations**

### 6. Red Cross Fundraiser

This item was received and noted.

**Councillors' Invitations**

### 7. Kingscliff Ambulance

This item was received and noted.

**Councillors' Invitations**

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## 8. Tweed River War Widows' Association 5th Annual General Meeting

Councillors' Invitations

This item was received and noted.

## 9. Rotary Club of Kingscliff

Councillors' Invitations

This item was received and noted.

## 10. Election of Mayor

Mayoral Election

This item was received and noted.

### Adoption of Mayoral Minute

6

Cr Polglase

**RESOLVED** that the Mayoral Minute as presented be adopted.

**Voting - Unanimous**

### ITEMS DEFERRED

## 21. Building Enclosure Below Council's Design Flood Level - Lot 5 DP 248042 10 McLeod Street, Condong

DA02/0569 Pt1; 3220.410

7

Cr James

Cr Boyd

**RESOLVED** that this item be dealt with at Item 21 of the Agenda.

**Voting - Unanimous**

### REPORTS THROUGH GENERAL MANAGER

### REPORTS FROM DIRECTOR DEVELOPMENT SERVICES

## 1. Sewerage Treatment Plant Buffer – Banora Point

GT1/DCP/3 Pt8; DCP; Sewerage Treatment - Banora Pt

8

Cr Marshall

Cr James

**RESOLVED** that :-

1. Council endorses a draft amendment to Section 6.2(1) of Development Control Plan No 3 (Banora Point West – Tweed Heads South) as follows: -

### ***“Development within Sewerage Treatment Works Buffer***

*The objectives of this policy are:*

1. *To permit the development of the land while reducing risks to the health of employees of industrial development.*

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2. *To prevent any intensification of residential development in the buffer zone.*
3. *To ensure the continued use of an essential community facility is not jeopardized.*

*No additional dwellings will be permitted within the established buffer area for the Treatment Works.*

*Industrial development within the buffer area is to be designed so that uses not requiring permanent or prolonged work station occupation (such as parking, open air storage) will be at that part of the lot closest to the Treatment Works. Open air ventilation of all buildings must be from the opposite side to the Works, and air conditioning must be provided in any commercial or office component of the building.*

*In respect of buildings for the processing and storage of foodstuffs or other materials likely to be contaminated or tainted by exposure to airborne odours, Council will require a formal statement from a suitably qualified consultant that there are no adverse public health impacts arising from the location of the building within the nominated buffer area”.*

2. The draft amendment to Development Control Plan No. 3, be placed on public exhibition for 28 days.

### **Voting - Unanimous**

2. **Assignment of Rights under the Deed of Agreement from Robert Andrew Byrne and Robert Phillip Byrne to Kentdell Pty Ltd**  
**GS4/98/21 Pt3; Subdivision Application Correspondence; Agreements**

9

Cr James

Cr Marshall

**RESOLVED** that the Deed of Agreement between Council and Kentdell Pty Ltd be executed under the Common Seal of Council.

### **Voting - Unanimous**

3. **Development Application 0689/2000DA - Storage and Launching Facility for Tweed Coast Sea Rescue Squad at Lot 7018 DP 755701 Coast Road, Hastings Point DA1180/425 Pt1; 1180.425**

10

Cr James

Cr Davidson

**RESOLVED** that this item be deferred to have the opportunity to obtain further information from Fisheries NSW.

### **Voting - Unanimous**

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4. **Development Application 0717/2001DA - Proposed Office Accommodation at Lot B DP 174482, No. 3 Nullum Street, Murwillumbah - Waiving of Section 94 Contributions for Roads**

DA3770/20 Pt1; 3770.20

11

Cr Youngblutt

Cr Carroll

**RESOLVED** that Council receives and notes the conclusion by the Director of Development Services that Jim Glazebrook and Associates Pty Ltd are an Eligible Business Enterprise in terms of the Council resolution of 5 September 2001 and are excluded from the need to pay Section 94 Contributions under Tweed Road Contribution Plan No. 4 as levied under Development Consent 0717/2001DA.

**Voting For**

Cr Polglase  
Cr Beck  
Cr Boyd  
Cr Brinsmead  
Cr Carroll  
Cr Davidson  
Cr Youngblutt

**Voting Against**

Cr James  
Cr Marshall

5. **Review of Environmental Factors 0054/2001PTV for a Road Widening and Relocation at Fingal Road**

R2060 Pt3; Fingal Road

Cr Boyd

Cr Davidson

**PROPOSED** that Development Application 0054/2001PTV for a road widening and relocation at Fingal Road be approved subject to the following conditions: -

1. The development shall be completed in general accordance with the plans and documents submitted with the application for Stage 2 only, except where varied by these conditions.
2. Prior to commencement of work all required sedimentation and siltation control measures are to be installed and operational to the satisfaction of the Director, Development Services. Erosion and sedimentation control devices shall be installed in accordance with the publication, "Managing Urban Stormwater - Soil and Construction", prepared by the NSW Department of Housing. All erosion and sedimentation controls shall be maintained throughout the period of construction.
3. All work associated with this approval is to be carried out so as not to cause a nuisance to residents in the locality from noise, water or air pollution.
4. 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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5. Construction site work including the entering and leaving of vehicles is to be restricted to between 7.00 am and 5.00 pm Monday to Friday and no work on Saturdays or Sundays.
6. 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.
7. Prior to commencement of work a permit is to be obtained from NSW Fisheries pursuant to the Fisheries Management Act, 1994.
8. Measures shall be undertaken to ensure that no river bank disturbance or erosion occurs during works.
9. In the event that any relics or the like being discovered during the construction stage all work on the affected area (and its immediate surrounds) is to cease, and consultation is to occur with National Parks and Wildlife Service and the Tweed Byron Local Aboriginal Council. Work is not to recommence until authorised by National Parks and Wildlife Services.
10. At any time deemed necessary by the Director of Environment and Community Services road traffic noise, received by residents adjacent to the subject works, shall be monitored by suitably qualified person and reported to Council for consideration.
11. A landscaping vegetation management plan shall be prepared for the Fingal Road Reserve. Such shall include a plant species list and plant groupings appropriate to the locality. The revegetation works shall commence for each Stage following the completion of the road works. Waste disposal facilities should be incorporated into the landscape areas.
12. 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.
13. The burning off of trees and associated vegetation felled by clearing operations is not permitted unless such burning is carried out in a specially constructed pit provided with an air curtain over the top. Separate approval is required prior to any burning.
14. The use of vibratory compaction equipment (other than hand held devices) within 100m of any dwelling house is strictly prohibited.

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15. All activities associated with the occupancy of the building are to comply with the Protection of the Environment Operations Act, 1997.
16. The LA10 noise level emitted from the premises shall not exceed the background noise level (LA90) in any Octave Band centre frequency (31.5 Hz - 8KHz inclusive) by more than 5dB(A) between 7am and 12 midnight, at the boundary of any affected residence. Notwithstanding the above, noise from the premises shall not be audible within any habitable room in any residential premises between the hours of 12 midnight and 7am weekdays and 12 midnight and 8am weekends.

### AMENDMENT

12

Cr Marshall

Cr Brinsmead

**RESOLVED** that this matter be deferred to the next meeting to allow a resident representative to address Community Access on 10 July 2002.

The Amendment was **Carried**

#### Voting For

Cr Polglase  
Cr Beck  
Cr Brinsmead  
Cr James  
Cr Marshall

#### Voting Against

Cr Boyd  
Cr Carroll  
Cr Davidson  
Cr Youngblutt

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

#### Voting For

Cr Polglase  
Cr Beck  
Cr Brinsmead  
Cr James  
Cr Marshall  
Cr Youngblutt

#### Voting Against

Cr Boyd  
Cr Carroll  
Cr Davidson

6. **Draft Tweed Local Environmental Plan 2000, Amendment No 31 and 32 (Housekeeping (Stage 1))**

**GT1/LEP/2000/31 Pt1; GT1/LEP/2000/32 Pt1; LEP - 31; LEP - 32**

13

Cr Boyd

Cr Marshall

**RESOLVED** that Council exhibits draft Tweed Local Environmental Plan Amendment Nos. 31 and 32 in accordance with "Best Practice Guidelines - LEPs and Council Land" published by PlanningNSW.

**Voting – Unanimous**



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## DECLARATION OF INTEREST

### Cr Boyd

Declared an interest in Item No 7, left the Chamber and took no part in the discussion and voting.

The nature of the interest is that Cr Boyd's son has an interest in a competitive business within the Shire.

- 7. Review of Determination of Development Application 0028/2002S96 for an Amendment to Development Consent 0661/2001DA for a Three (3) Lot Industrial Subdivision at Lot 3 DP 717401, Lot 12 DP 1000868, No. 22 Lundberg Drive, Murwillumbah**

**DA3120/100 Pt1; 3120.100**

### Cr James

### Cr Carroll

**PROPOSED** that the application to Review the Determination of the Development Application 0028/2002S96 for an amendment of Development Consent 0661/2001DA for a three (3) lot industrial subdivision at Lot 3 DP 717401, Lot 12 DP 1000868, No. 22 Lundberg Drive Murwillumbah, be refused.

#### Voting For

Cr Carroll  
Cr Davidson  
Cr James  
Cr Marshall

#### Voting Against

Cr Beck  
Cr Brinsmead  
Cr Polglase  
Cr Youngblutt

The Motion was **Not Carried**.

## 14

### Cr Brinsmead

### Cr Youngblutt

**RESOLVED** that this matter be deferred until later in the meeting.

#### Voting For

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

#### Voting Against

Cr James

## RETURN TO MEETING

Cr Boyd returned to the meeting.

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## LATE ITEM

15

Cr Youngblutt

Cr Marshall

**RESOLVED** that Item 7a being an Addendum item be dealt with and it be ruled by the Chairman to be of great urgency.

**Voting - Unanimous**

**7a. Development Application DA02/0820 for Penny Ridge Resort - Extensions to Existing Golf Pro Shop at Lot 1 DP 121377 No. 363 Carool Road, Carool**

**DA02/0820**

Cr James

Cr Boyd

**PROPOSED** that Council notifies amended Development Application DA02/0820 for a period of 14 days and should no submissions be received that the application be determined under delegated authority by the Director of Development Services.

The Motion was **Lost**

### **Voting For**

Cr Boyd

Cr Carroll

Cr Davidson

Cr James

### **Voting Against**

Cr Polglase

Cr Beck

Cr Brinsmead

Cr Marshall

Cr Youngblutt

## ADJOURNMENT OF MEETING

The meeting was adjourned for 10 minutes to allow Councillors the opportunity to read Item 7a.

## RESUMPTION OF MEETING

The Meeting resumed to consider Item 7a.

16

Cr Beck

Cr Brinsmead

**RESOLVED** that Council approves amended Development Application DA02/0820 subject to the following conditions:-

### **GENERAL**

1. The development shall be completed in general accordance with the plans approved by Council and the Statement of Environmental Effects, except where varied by these conditions of consent.

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2. In pursuance of the provisions of the Disability Discrimination Act, 1992 (Commonwealth) the design of the proposed development shall facilitate access for the disabled in accordance with the relevant provisions of AS1428- Design for Access and Mobility.
3. Advertising structures/signs to be the subject of a separate development application, where statutorily required.
4. The issue of this Development Consent does not certify compliance with the relevant provisions of the Building Code of Australia.
5. Section 94 Contributions

- (i) Payment of the following contributions pursuant to Section 94 of the Act and the relevant Section 94 Plan prior to commencement of the use of the building.

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.

Tweed Road Contribution Plan:                   \$ 13100.00

S94 Plan No. 4 (Version 4.0)

(Sector 12 - Rural Inner Zone)

The payment of the contribution will be permitted by four instalments over a period of 3 years subject to a bank guarantee being provided for the full amount.

6. 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.
7. The building is to be protected from attack by termites by approved methods in accordance with the provisions of Australian Standard AS 3660.1, and:
  - (i) Details of the proposed method to be used are to be submitted to and approved by the Principal Certifying Authority prior to start of works; and
  - (ii) Certification of the works performed by the person carrying out the works is to be submitted to the PCA; and
  - (iii) A durable notice must be permanently fixed to the building in a prominent location, such as in the electrical meter box indicating:-
    - (A) the method of protection; and

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- (B) the date of installation of the system; and
- (C) where a chemical barrier is used, its life expectancy as listed on the National Registration Authority label; and
- (D) the need to maintain and inspect the system on a regular basis.

Note: Underslab chemical treatment will not be permitted as the only method of treatment unless the area can be retreated without major disruption to the building.

8. 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.
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. The certifying authority is to be given 24 hours notice for any of the following inspections prior to the next stage of construction:
  - a. completion of work
11. The premises and equipment must comply with the requirements of the Australian Food Standards Code as called into force by the Food Regulation 2001.

The premises is to be operated in accordance with the requirements of the Australian Food Standards Code as called into force by the Food Regulation 2001. Details to be submitted to Council prior to commencement of use.

12. All walls in the food preparation and food storage areas shall be of solid construction, easily washable, lightly coloured and tiled to a height of at least 2 metres above floor level, or where not tiled, cement rendered to provide a smooth even finish to ceiling. Note: Stud framed walls will not be acceptable. Intersections of all floors with walls shall be covered to a radius of not less than 25 millimetres.
13. All flooring materials in the food preparation and storage areas are to be impervious, non slip, non abrasive and capable of withstanding heavy duty operation. Where tiling is to be used epoxy grout finished flush with the floor surface is to be used in joints or alternatively all tiles are to be butt joined and free of cracks or crevices.
14. 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.
15. 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.
16. The wall and roof cladding is to have low reflectivity where they would otherwise cause nuisance to the occupants of the buildings with direct line of sight to the proposed building.

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17. 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, and/or stackwork prior to the erection of brick work or any wall sheeting;
  - c. external drainage prior to backfilling.
  - d. completion of work.
18. A. A plumbing 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.

### **PRIOR TO ISSUE OF OCCUPATION CERTIFICATE**

19. Prior to occupation of the building a building certificate is to be obtained for all works carried out without approval.
20. 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).

### **USE**

21. The use being restricted to the floor area designated on the approved plan.
22. A person must not commence a change of building use for the whole or any part of an existing building unless an occupation certificate has been issued in relation to the building or part (maximum 25 penalty units).
23. All activities associated with the occupancy of the building are to comply with the Protection of the Environment Operations Act, 1997.

### **PROCEDURAL MOTION**

17

**Cr Youngblutt**

**RESOLVED** that the Motion be put.

#### **Voting For**

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

#### **Voting Against**

Cr Boyd  
Cr James

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The Motion was **Carried**

**Voting For**

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

**Voting Against**

Cr Boyd  
Cr Carroll  
Cr James

## REPORTS FROM DIRECTOR CORPORATE SERVICES

### 8. Making the Rate - 2002/2003

**Budget; Rates - Levying**

18

Cr Marshall

Cr James

**RESOLVED** that :-

1. Council makes the 2002/2003 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 .7922 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 sixty-five dollars and thirty cents (\$465.30) in respect of any separate parcel of rateable land.

**(ii) Farmland Rate**

A Farmland Rate of .4194 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 sixty five dollars and thirty cents (\$465.30) in respect of any separate parcel of rateable land.

**(iii) Business Rate**

A Business Rate of .7922 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 sixty-five dollars and thirty cents (\$465.30) in respect of any separate parcel of rateable land.

**(b) Annual Charges (Section 495, 553, 501)**

**(i) Sewerage Annual Charge**

A sewerage annual charge on the rateable land value of all applicable rateable land in the Tweed Shire Council area with an annual charge of four

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hundred and nineteen dollars (\$419.00) in respect of any separate parcel of rateable land.

## (ii) Water Annual Charge

Residential assessments – a service charge of \$105.00

Business assessments – a service charge based on meter size being \$105.00 times the Meter Size Multiplier consumption factors as detailed in Table 1.

A volumetric charge of \$0.60 per kilolitre for all consumption.

Vacant assessments rated to water – a service charge of \$105.00.

Properties will be levied the water service charge in accordance with the Local Government Act including the description of what land may be subject to the water service charge.

Consumption Scale		Consumption Factors										
kl	kl	Meter size (mm)										
from	to	20	25	32	40	50	80	100	150	200	250	300
0	290	1.000	0.640	0.391	0.250	0.160	0.063	0.040	0.018	0.010	0.006	0.004
291	454	1.000	1.000	0.610	0.391	0.250	0.980	0.063	0.028	0.016	0.010	0.007
455	743	1.000	1.000	1.000	0.640	0.410	0.160	0.102	0.046	0.026	0.016	0.011
744	1,160	1.000	1.000	1.000	1.000	0.640	0.250	0.160	0.071	0.040	0.026	0.018
1,161	1,814	1.000	1.000	1.000	1.000	1.000	0.391	0.250	0.111	0.063	0.040	0.028
1,815	4,640	1.000	1.000	1.000	1.000	1.000	1.000	0.640	0.284	0.160	0.102	0.071
4,641	7,250	1.000	1.000	1.000	1.000	1.000	1.000	1.000	0.444	0.250	0.160	0.111
7,251	16,314	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	0.563	0.360	0.250
16,315	29,000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	0.640	0.444
29,001	45,314	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	0.694
Over 45,314		1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000

## (iii) Tumbulgum Sewerage Annual Charge

A Tumbulgum Sewerage Annual Charge for all rateable land which will be serviced by the Tumbulgum Sewerage Scheme of the Tweed. A sewerage annual charge 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:-

LOTS 29 & 30 SEC 6 DP 1223

LOT 29 SEC 3 DP 1223

LOT 47 SEC 3 DP 1223

LOT 7 SEC 4 DP 1223

LOT 46 SEC 3 DP 1223

LOT 6 SEC 4 DP 1223

LOTS 44/45 SEC 3 DP 1223

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LOT 5 SEC 4 DP 1223  
LOT 1 DP 739552 16/20.045 X 26.355/32.805(IRR)  
LOT 53 SEC 3 DP 1911  
LOT 2 DP 739552 13.775/21.635 X 39.31/32.805  
LOT 52 SEC 3 DP 1911  
LOTS 11/12 SEC 5 DP 1223 20.12X42.9/39.01  
LOT 49 DP 1911 23.93 X 25.15  
LOT 50 DP 1911 23.93 X 25.15  
LOT 37 SEC 3 DP 1223  
LOT 36 SEC 3 DP 1223  
LOTS 34/35 SEC 3 DP 1223  
LOT 31 SEC 3 DP 1223  
LOTS 5/6 SEC 6 DP 1223 20.12X65.38  
LOT 30 SEC 3 DP 1223  
LOT 9 SEC 6 DP 1223  
LOT 7/8 SEC 6 DP 1223  
LOT 35 SEC 2 DP 1223  
LOT 34 SEC 2 DP 1223  
LOTS 32/33 SEC 2 DP 1223  
LOT 10 SEC 6 DP 1223  
LOT 1 DP 626425  
LOTS 29/30 SEC 2 DP 1223 20.12 X 50.29  
LOT 2 DP 626425  
LOT 28 SEC 2 DP 1223 10.06X50.29  
LOTS 26/27 SEC 2 DP 1223 20.12X50.29  
LOT 25 SEC 2 DP 1223  
LOT 24 SEC 2 DP 1223  
LOT 37 SEC 1 DP 1223 17.68X57.73/61.75



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LOT 1 DP 357241 16.08/16.33 X 75/63.7ABT  
LOT 2 DP 357241 16.08/16.33 X 63.7/65.56  
LOT 41 SEC 1 DP 1223  
LOT 42 SEC 1 DP 1223  
LOTS 43/44 SEC 1 DP 1223  
LOT 45 SEC 1 DP 1223  
LOT 46 SEC 1 DP 1223  
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  
LOTS 56/57 SEC 1 DP 1223  
LOTS 58/59 SEC 1 DP 1223  
LOT 60 SEC 1 DP 1223 16.48X44.86/43.23  
LOT 67 SEC 6 DP 1223  
LOT 68 SEC 6 DP 1223  
LOT 4 SEC 6 DP 1223  
LOT 3 SEC 6 DP 1223 16.08 X 32.18  
LOT 2 SEC 6 DP 1223 16.08 X 32.18  
LOT 23 SEC 2 DP 1223  
COR LOT 1 SEC 6 DP 1223 17.09 X 32.18  
LOT 22 SEC 2 DP 1223  
COR LOT 36 SEC 1 DP 1223 22.35 X 32.18

## Minutes - Meeting of Tweed Shire Council

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LOT 21 SEC 2 DP 1223  
LOT 35 SEC 1 DP 1223 14.07 X 31.27  
LOT 34 SEC 1 DP 1223 14.07/21.11X32.97/32.18  
LOT 33 SEC 1 DP 1223 10.0L X 40.84/39.42  
LOT 31 SEC 6 DP 1223  
LOT 61 SEC 1 DP 1223  
LOT 8 SEC 4 DP 1223  
LOT 9 SEC 4 DP 1223 18.49 X 35.38  
LOT 5 SEC 7 DP 1223  
LOT 4 SEC 4 DP 1223  
LOTS 3/4 SEC 7 DP 1223  
LOT 2 SEC 4 DP 1223  
COR LOT 1 SEC 4 DP 1223  
COR LOTS 15/18 SEC 5 DP 1223 40.23 X 40.23  
LOT 28 SEC 3 DP 1223  
LOT 2 DP 839857  
LOT 1 DP 839857  
LOT 30 DP 240589  
LOT 57 SEC 6 DP 1223  
COR LOT 1 SEC 7 DP 1223 20.12 X 30.18  
LOTS 6/7 SEC 7 DP 1223  
LOT 105 107 DP 1011315  
LOTS 64/66 SEC 6 DP 1223  
LOT 63 SEC 6 DP 12233  
LOT 62 SEC 6 DP 1223  
LOTS 60 & 61 SEC 6 DP 1223  
LOT 59 SEC 6 DP 1223  
LOT 58 SEC 6 DP 1223

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LOTS 55/56 SEC 6 DP 1223  
LOT 63 & 30/31 SEC 1 DP 1223  
LOT 17 SEC 2 DP 1223  
LOT 18 SEC 1 DP 1223  
LOT 1 DP 574621  
LOTS 25/27 SEC 3 DP 1223 41.22/16.48X50.29/52.5  
LOT 24 SEC 3 DP 1223 10.06X50.29  
LOTS 22/23 SEC 3 DP 1223 20.12X50.29  
LOT 21 SEC 3 DP 1223 10.06X50.29  
LOTS 18/20 SEC 3 DP 1223 30.18X50.29  
LOT 55 DP 1911  
LOT 54 DP 1911  
LOT 12 SEC 3 DP 1223 LOT 48 DP 1911  
LOT 11 SEC 3 DP 1223  
LOTS 9/10 SEC 3 DP 1223  
LOTS 7/8 SEC 3 DP 1223  
LOT 6 SEC 3 DP 1223 18.29/8.23X50.29  
LOT 5 SEC 3 DP 1223 10.06X50.29  
LOT 2 DP 584974  
LOT 1 DP 584974  
LOT 2 DP 563652  
LOTS 6 & 7 DP 1223 SEC 2  
LOT 8 SEC 2 DP 1223  
LOTS 9/10 SEC 2 DP 1223 20.12X54.31/55.32  
LOT 40 DP 812273  
LOT 41 DP 812273  
LOT 15 SEC 2 DP 1223 10.06X52.1/52.5  
LOT 16 SEC 2 DP 1223

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LOT 18 SEC 2 DP 1223 & LOT 1 DP 624442

LOT 201 DP 865762

LOT 3 DP 799347

LOT 2 DP 799347

LOTS 5 & 6 SEC 1 DP 1223

LOT 4 SEC 1 DP 1223

LOTS 9-13 SEC 1 DP 1223

LOT 14 SEC 1 DP 1223 10.06X59.94/49.07

LOT 15 SEC 1 DP 1223

LOT 16 SEC 1 DP 1223

LOT 17 DP SEC 1 DP 1223

LOT 19 SEC 1 DP 1223

LOTS 20/21 SEC 1 DP 1223 20.12X58.04/58.72

LOTS 24/25 SEC 1 DP1223 20.12X55.32/56.72

LOT 26 SEC 1 DP 1223 10.06X55.32/54.71

LOT 27 SEC 1 DP 1223

LOTS 28/29 SEC 1 DP 1223

**(iv) Uki Sewerage Annual Charge**

A Uki Sewerage Annual Charge for all rateable land which will be serviced by the Uki Sewerage Scheme of the Tweed. A sewerage annual charge 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 240 DP 729473

LOT 2 DP 731343

LOT 1 DP 731343

LOT 1 DP 709540 & LOT 241 DP 729473

LOTS 153 170 DP 755730

LOT 171 DP755730

LOT 152 DP755730

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LOT 173 DP755730  
LOT 150 DP 719951  
LOT 1 DP 774800  
LOT 2 DP 973705  
LOT 31 D.P. 624684  
LOT 2 DP400980 21.62/17.86X29.79/32.99  
LOT 1 DP 661876  
PT LOT 183 DP 755730  
LOT A & PT LOT B DP385579 18.47/9.37X57.12/56.49  
LOT A DP971647 18.29X40.23  
LOT B DP970550 18.29X40.23  
LOT 1 DP400980 3.66/18.75X52.86/71.27 IRR  
LOT 233 DP 721129  
LOT 232 DP 721129  
LOTS 7/8 DP 8107 33.83/34.08X33.68/38.22  
LOTS 4/5 DP 8107 90/27.64X28.5/31.85  
LOT 3 DP 8107 10.97/11.05X27.15/28.5  
LOTS 1/2 DP 8107 39.62/43.84X10.06/27.15  
LOT 12 DP 829544  
LOT 9 DP 825218 LOTS 11-12 DP 838447  
LOTS 1-6 DP 7188 LOTS 2-3 SEC 2 DP 10909 &  
PH NULLUM LOT 4 SEC 1 DP10909  
LOT 3 DP 814658 SUBJECT TO DRAINAGE EASEMENT  
LOT 11 D.P. 618030  
LOT 10 D.P.618030 18.83/19.165 X 37/39.045  
LOT 7 SEC 1 DP 10909 PARISH NULLUM  
PSH NULLUM LOT 8 SEC 1 DP 10909 38.4 FTGE  
LOT B DP 369388

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LOT A DP 369388  
LOT 2 DP 549954  
PSH NULLUM LOT 1 SEC 3 DP 11045  
PARISH NULLUM LOT 9 DP 778348  
LOT 4 SEC 3 DP 11045  
LOT 10 DP 825218 SUBJ TO DRAINAGE E'MENT  
LOT 12 DP 618030  
LOT 2/3 SEC 3 DP 11045  
LOT 5 SEC 3 DP 11045  
LOT 6 SEC 3 DP 11045  
LOT B DP 103527 & LOT 235 DP 727458  
LOT A DP 103527  
LOT 122 DP755730  
LOT 1 DP 103459  
LOT 1 DP547960  
LOT 1 DP 936275  
LOT 127 DP755730 33.22X60.91/58.52  
LOT 128 DP755730  
LOT 1 DP 571326  
LOT 2 DP 571326  
LOT 147 DP755730  
LOT 146 DP755730  
LOT 148 DP755730  
LOT 149 DP 755730  
LOT 160 DP755730  
LOT 159 DP755730  
LOT 1 DP 870671  
LOT 2 DP 870671

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LOT 2 DP 1002893 -  
LOT 1 DP 535919  
LOT 1 DP 1002893  
LOT 2 DP 535919  
LOT 2 DP 611868 36.26/27.43X22.665/28.93  
LOT 1 DP 611868 36.5/17.99X22.665/35  
LOT A DP 399999  
LOT 1 DP 609206  
LOT 4 DP 700324  
LOT B DP 399999 32.92/30X30.51/28.93  
LOT 3 DP 700324 25.43/42.62 X 24.11/44.875IRR  
LOT 163 DP 755730  
LOT 164 DP755730  
LOT 161 DP755730  
LOT 166 DP 755730  
PSH NULLUM LOT 167 DP 755730  
PSH NULLUM LOT 165 DP 755730  
LOT 3 DP 871831  
LOT 1 DP 861822  
LOT 30 DP 632890  
LOT 154 DP 755730 PSH NULLUM  
PSH NULLUM LOT 155 DP 755730  
LOT 1 DP 822828 & LOT 1 DP 263408  
LOT 9 DP 263408  
LOT 10 DP 263408 50X90  
LOT 25 DP 263408  
LOT 12 DP 263408  
LOT 13 DP 263408

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LOT 14 DP 263408  
LOT 15 DP 263408  
LOT 18 DP 263408  
LOT 23 DP 263408  
LOT 31 DP 632890  
LOT 22 DP 263408  
LOT 211 DP 263408  
LOT 2 DP 817081 SUBJECT TO R O W  
LOT 1 DP 876643  
LOT 2 DP 876643  
LOT 20 DP 263408  
LOT 1 DP 255027  
LOT 1 DP 817081  
LOT 3 DP 792359  
LOT 2 DP 792359  
LOT 1 DP 625486  
LOT 4 DP 255027  
LOT 5 DP 255027  
LOT 6 DP 255027  
LOT 7 DP 255027  
LOT 2 DP 263408  
LOT 7 DP 263408 67.8/IRR 116.5 X 53.02/67.10  
LOT 4 DP 263408 32.45/61.635 X 94.33/94.62  
LOT 5 DP 263408

(v) **Bilambil Road Sewerage Annual Charge**

A Bilambil Road Sewerage Annual Charge for all rateable land which will be serviced by the Bilambil Road Sewerage Scheme of the Tweed. A sewerage annual charge 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 -



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COR LOT 867 DP 32094 25.91/33.45X24.94/15.27IRR

LOT 866 DP 32094 20.12/22.17X34.29/24.94

LOT 865 DP 32094 VO 9107 FO 2 & 3

LOT 864 DP 32094 16.76/18.47X49.83/42.06

LOT 862 DP 32094 16.76X36.58

LOT 861 DP 32094

LOT 860 DP 32094

LOT 859 DP 32094 16.76X36.58

LOT 858 DP 32094

LOT 857 DP 32094 16.76X36.58

LOT 856 DP 32094 IRR16.79/16.76X36.17/36.58

**(vi) Tweed Heads Streetscaping Special Rate**

A Tweed Streetscaping Special Rate of .1516 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 –

CLOSED ROAD 33.5 X 45 X 44

COR LOTS 2/6 DP 224382 35.64/43.88 X 74.525IRR/

LOT 8 SEC 2 DP 759009 12.14/29.82 X 40.23/43.59

LOT 672 DP 755740 LOT 3 DP 520173 LOT 1 DP245697

LOT 3 DP 110355 COR 9.14X 31.09

LOT 1 DP 306057 9.14 X 31.09

LOT A DP 313926 9.12 X 31.09

UNIT 1 STRATA PLAN 5287 BAY ST ARCADE

UNIT 2 STRATA PLAN 5287 BAY ST ARCADE

UNIT 3 STRATA PLAN 5287 BAY ST ARCADE

UNIT 4 STRATA PLAN 5287 BAY ST ARCADE

UNIT 5 STRATA PLAN 5287 BAY ST ARCADE

UNIT 6 STRATA PLAN 5287 BAY ST ARCADE

LOT 2 DP 229412 9.35X31.11

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LOT 5 DP 549037  
LOT 6 DP 549037 10.06X31.11  
UNIT 1 STRATA PLAN 10552  
UNIT 2 STRATA PLAN 10552  
UNIT 3 STRATA PLAN 10552  
UNIT 4 STRATA PLAN 10552  
LOT 1 DP 534136  
LOT 2 DP 101111 14.02 X 31.09  
LOT 2 DP 525905 55'/110'8X IRR 160'7/104'7  
LOT A DP 398092 6.71 X 28.04 APPT TO ROW  
LOTS 3/4 DP 420750  
LOT B DP 398092 SUBJ TO ROW 10.06 X 28.04  
LOTS 1/2 DP 420749  
LOT 7 DP 167898  
COR LOTS 32/35 DP 237678 SPL COR 73.15 X 50.8  
LOT 1 DP 1007168 E'MENT(S)  
LOT 2 DP 1007168  
LOT 4 DP 1007168  
LOT 100 DP 1021860  
LOT 1 DP 866236  
LOT 1 DP 777183 SUBJ TO E'MENTS  
LOT 1 DP 553728 24.38X37.80  
LOT 1 DP 525413  
UNIT 1 STRATA PLAN 14263  
UNIT 2 STRATA PLAN 14263  
UNIT 3 STRATA PLAN 14263  
UNIT 4 STRATA PLAN 14263  
UNIT 5 STRATA PLAN 14263

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LOT 52 DP 237806 12.19X36.58  
LOT 53 DP 237806 12.19X36.58  
LOT 54 DP 237806  
LOT 55 DP 237806 12.19X36.58  
LOT 56 DP 237806 12.19X36.58  
LOT 57 DP 237806 12.19X36.58  
LOTS 58/59 DP 237806 24.38X36.58  
LOT 60 DP 237806 12.19X36.58  
LOT 61 DP 237806 12.19X36.58  
LOT 1 DP 549328 14.33IRR/12.12IRRX36.65/36.58  
LOT 2 DP 549328 14.5/12.14X36.58/36.65  
LOT 64 DP 237806 16.99X29.26/36.58 SPL COR  
LOT 9 DP 964880 LOT 1 DP 303503  
LOT A DP 332137 49.911 X 50.292  
LOT 2 SEC 1 DP 758279 LOT B DP 332137 LOT 1  
COR LOT 100 DP 775892 20.12 X 50.29  
LOT 3 DP 329933  
LOT 1 DP 17554 ACCESS BY R O W TO LANE  
LOT 2 DP 17554 6.81X25.15 ACCESS BY 3.05  
LOT 3 DP 17554 5.64/5.72 X 25.15/25.32  
LOT 4 DP 17554  
LOT 5 DP 17554 4.52/4.47X26.42/26.95  
LOT 6 DP 17554 4.55/4.44X26.95/27.69IRR  
LOT 7 DP 17554 29'9/30'XIRR90'10/93'9  
COR LOTS 2 & 3 DP 519757 30.26.92IRR X 43.41/50.  
LOT 1 DP 222704 14.99/15.09 X 42.98/43.31  
LOT 1 DP 609342  
UNIT 1 STRATA PLAN 32143

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UNIT 2 STRATA PLAN 32143  
UNIT 3 STRATA PLAN 32143  
UNIT 4 STRATA PLAN 32143  
LOTS A & B DP 373378  
LOTS 1 & 2 SEC 4 DP 4570 33.35/33.2 X 40.34/39  
LOT 30 SEC 4 DP 4043 LOT 1 DP 329246 LOT 2  
LOT 6 SEC 4 DP 4570 LOT A DP 341926 &  
LOT 1 SP 57664  
LOT 2 SP 57664  
LOT 3 SP 57664  
LOT 4 SP 57664  
LOT 5 SP 57664  
LOT 6 SP 57664  
LOT 7 SP 57664  
LOT 8 SP 57664  
LOT 9 SP 57664  
LOT 10 SP 57664  
LOT 11 SP 57664  
LOT 12 SP 57664  
LOT 13 SP 57664  
LOT 14 SP 57664  
LOT 15 SP 57664  
LOT 16 SP 57664  
LOT 17 SP 57664  
LOT 18 SP 57664  
LOT 10 SEC 4 DP 4570 15.16/15.09 X 33.51/35.08  
LOT 11 SEC 4 DP 4570 15.16/15.09 X 35.08/34.62  
LOT 19 SEC 4 DP 4043 LOTS 12/14 SEC 4 DP 4570

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LOTS 15 SEC 4 DP 4570 LOT 16 SEC 4 DP 4043

UNIT 1 STRATA PLAN 14262

UNIT 2 STRATA PLAN 14262

UNIT 3 STRATA PLAN 14262

UNIT 4 STRATA PLAN 14262

UNIT 5 STRATA PLAN 14262

UNIT 6 STRATA PLAN 14262

UNIT 7 STRATA PLAN 14262

UNIT 8 STRATA PLAN 14262

UNIT 9 STRATA PLAN 14262

UNIT 10 STRATA PLAN 14262

LOT 1 SEC 5 DP 759009 & LOT 23 DP 776673

**(vii) Kingscliff Streetscaping Special Rate**

A Kingscliff Streetscaping Special Rate of .08120 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 468 DP755701 SPL 69/20

LOT 1 DP 1005806

LOT 7028 DP 755701 RES 1001014

COR LOT 3 DP 520276

LOT 2 DP 520276 13.39/40.18X53.621/53.62IRR

LOT 1 DP 520276 13.39X26.21

LOT 1 DP 169524

LOT 5 DP 169525

LOT 4 SEC 4 DP 9453 VO 4607 FO 113

LOT 3 SEC 4 DP 9453 VO 2993 FO 238

LOT 2 SEC 4 DP 9453 13.855/13.4 X 50.29/48.905

LOT 1 DP964905

LOT 2 DP 567591

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LOT 1 DP 567591  
LOT 31 DP 947732 VO 2524 FO 221  
LOT 29 DP 979920 VO 5920 FO 7/8 12.19 X 40.23  
LOT 2 DP 549719 VO 6442 FO 80  
LOT A DP 374174 14.33/36.88 X 41.78/33.6  
LOT B DP 372324 LOT 5 DP 24376  
LOT B DP 102496 21.13/21.03X63.75/61.62 SUBJ  
LOT 1 DP 573057  
LOT B DP 402092 VO 7411 FO 147  
LOT C DP 446443  
LOT 3 DP 418672  
LOT 2 DP 400977  
LOT 1 DP 403158  
LOT 3 DP 584765 40.36/37.19XIRR/51.77  
LOT 2 DP 584765  
LOT 1 DP 584765 10.07/10.06 X 51.76/51.00  
LOT 1 SP 53596  
LOT 2 SP 53596  
LOT 3 SP 53596  
LOT 4 SP 53596  
LOT 5 SP 53596  
LOT 1 DP 356102  
LOT 17 DP 5879  
LOT 2 DP 740505  
LOT 1 DP 740505  
LOT 2 SEC 3 DP 11315  
LOT 1 SP 32450  
LOT 2 SP 32450

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LOT 3 SP 32450

LOT 4 SP 32450

**(viii) Koala Beach Special Rate**

A Koala Beach Special Rate of .1030 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 83 DP 864094

LOT 84 DP 864094

LOT 85 DP 864094

LOT 86 DP 864094

LOT 87 DP 864094

LOT 88 DP 864094

LOT 89 DP 864094

LOT 90 DP 864094

LOT 91 DP 864094

LOT 101 DP 864095

LOT 100 DP 864095

LOT 99 DP 864095 SUBJ TO DE

LOT 98 DP 864095 SUBJ TO DE

LOT 97 DP 864095 SUBJ TO SEWER E'MENT

LOT 96 DP 864095

LOT 95 DP 864095 SUBJ TO DE

LOT 94 DP 864095 SUBJ TO DE

LOT 93 DP 864095 SUBJ TO DE

LOT 92 DP 864095 SUBJ TO SEWER E'MENT

LOT 66 DP 864094

LOT 67 DP 864094

LOT 68 DP 864094

LOT 69 DP 864094

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LOT 54 DP 864094

LOT 55 DP 864094

LOT 56 DP 864094

LOT 57 DP 864094

LOT 58 DP 864094

LOT 59 DP 864094

LOT 60 DP 864094

LOTS 902 & 903 DP 1017348 SUBJ TO PIPELINE E'MT

LOT 953 DP 864092

LOT 1 DP 864093 SUBJ TO SEWER E'MENT & SUBJ TO

LOT 2 DP 864093 SUBJ TO DE

LOT 3 DP 864093

LOT 4 DP 864093

LOT 5 DP 864093

LOT 45 DP 864094 SUBJ TO SEWER E'MENT

LOT 44 DP 864094

LOT 6 DP 864093

LOT 7 DP 864093 EASEMENT(S) SUBJ TO ROC

LOT 8 DP 864093 SUBJ TO DE & SUBJ TO ROC

LOT 9 DP 864093

LOT 10 DP 864093

LOT 11 DP 864093 SUBJ TO SEWER E'MENT

LOT 12 DP 864093 SUBJ TO SEWER E'MENT

LOT 13 DP 864093 SUBJ TO DE

LOT 14 DP 870694 SUBJ TO DRAINAGE E'MENT &

LOT 15 DP 870694 SUBJ TO DRAINAGE E'MENT &

LOT 16 DP 864093

LOT 17 DP 864093



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LOT 18 DP 864093

LOT 19 DP 864093

LOT 50 DP 864094 SUBJ TO DE

LOT 49 DP 864094 SUBJ TO DE

LOT 48 DP 864094

LOT 47 DP 864094 SUBJ TO DE

LOT 46 DP 864094 SUBJ TO SEWER E'MENT

LOT 73 DP 864094

LOT 72 DP 864094

LOT 71 DP 864094

LOT 70 DP 864094

LOT 65 DP 864094

LOT 53 DP 864094

LOT 64 DP 864094

LOT 63 DP 864094

LOT 62 DP 864094

LOT 61 DP 864094 SUBJ TO DE

LOT 82 DP 864094

LOT 81 DP 864094

LOT 80 DP 864094 SUBJ TO DE

LOT 79 DP 864094

LOT 78 DP 864094

LOT 77 DP 864094

LOT 76 DP 864094

LOT 75 DP 864094

LOT 74 DP 864094

LOT 43 DP 864094

LOT 52 DP 864094

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LOT 51 DP 864094

LOT 20 DP 864093 SUBJ TO DE

LOT 21 DP 864093 SUBJ TO SEWER E'MENT

LOT 22 DP 870695 SUBJ TO DRAINAGE E'MENT

LOT 23 DP 870695 SUBJ TO SEWER E'MENT &

LOT 24 DP 870695

LOT 25 DP 870695

LOT 26 DP 870695

LOT 27 DP 870695

LOT 28 DP 870695

LOT 29 DP 870695

LOT 30 DP 864094

LOT 31 DP 864094

LOT 32 DP 864094

LOT 33 DP 864094

LOT 34 DP 864094

LOT 35 DP 864094

LOT 36 DP 864094

LOT 37 DP 864094

LOT 38 DP 864094

LOT 39 DP 864094

LOT 40 DP 864094

LOT 41 DP 864094

LOT 42 DP 864094

LOT 450 DP 1040725

LOT 451 DP 1040725

LOT 452 DP 1040725

LOT 453 DP 1040725

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LOT 454 DP 1040725

LOT 455 DP 1040725

LOT 456 DP 1040725

LOT 457 DP 1040725

LOT 458 DP 1040725

LOT 459 DP 1040725

LOT 460 DP 1040725

LOT 461 DP 1040725

LOT 462 DP 1040725

LOT 463 DP 1040725

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 9%.

## **Voting - Unanimous**

9. **Australian Local Government Women's National Bi-Annual Conference - 2002**  
**Councillors - Conferences**

19

**Cr Youngblutt**

**Cr Davidson**

**RESOLVED** that:

1. Council authorises the attendance of any Councillor/s to the 2002 Australian Local Government Women's Association National Bi-Annual Conference to be held in Launceston, Tasmania from Wednesday, 30 October to Friday, 1 November 2002.
2. The Mayor's Secretary arranges the registration of interested Councillors.

### **Voting For**

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

### **Voting Against**

Cr Beck  
Cr Boyd  
Cr Brinsmead

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### 10. Fifth World Annual Acid Sulfate Soil Conference

Acid Sulfate Soils; Councillors - Conferences

20

Cr Davidson

Cr Youngblutt

**RESOLVED** that this item be received and noted.

**Voting - Unanimous**

### 11. Local Government Managers Australia (LGMA) NSW Division 2002 Annual Conference – 31 July to 3 August 2002

Councillors - Conferences

21

Cr Boyd

Cr Carroll

**RESOLVED** that:

1. Council authorises the attendance of any Councillor/s to the 2002 Annual Conference of Local Government Managers Australia (LGMA) NSW Division to be held in Newcastle from 31 July to 3 August 2002.
2. The Mayor's Secretary arranges the registration of interested Councillors.

**Voting - Unanimous**

### 12. State Assembly of Local Government - 22 to 23 July 2002

Councillors - Conferences

22

Cr Boyd

Cr Youngblutt

**RESOLVED** that:

1. Council authorises the attendance of any Councillor/s to the State Assembly of Local Government to be held in Sydney from 22 to 23 July 2002.
2. The Mayor's Secretary arranges the registration of interested Councillors

**Voting - Unanimous**

### 13. Inaugural Companion Animals Conference - August 2002

Councillors - Conferences

23

Cr Youngblutt

Cr Marshall

**RESOLVED** that:

1. Council authorises the attendance of Councillor Wendy Marshall to the 2002 Companion Animals Conference to be held in Warwick Farm, Sydney on 1 August 2002.

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2. The Mayor's Secretary arranges the registration of Councillor Marshall.

**Voting For**

Cr Beck  
Cr Carroll  
Cr James  
Cr Marshall  
Cr Youngblutt

**Voting Against**

Cr Polglase  
Cr Boyd  
Cr Brinsmead  
Cr Davidson

14. **Tweed and Coolangatta Tourism Inc. (TACTIC) Monthly Performance Report - May 2002**

**TACTIC**

24

Cr Youngblutt  
Cr Marshall

**RESOLVED** that this report be received and noted.

**Voting - Unanimous**

## REPORTS FROM DIRECTOR ENGINEERING SERVICES

15. **Classification of Land as Operational - Lot 15 in DP 1037891 being the New Art Gallery Complex**

**DA3488/12 Pt1; New Art Gallery; 3488.12**

25

Cr Boyd  
Cr Marshall

**RESOLVED** that the land transferred to Council for the purposes of the new Art Gallery complex, described as Lot 15 in DP 1037891, be classified as Operational under Section 31 of the Local Government Act, 1993.

**Voting For**

Cr Polglase  
Cr Boyd  
Cr Brinsmead  
Cr Carroll  
Cr Davidson  
Cr James  
Cr Marshall

**Voting Against**

Cr Beck  
Cr Youngblutt

16. **Mahers Lane Extension to Fraser Drive  
R2920 Pt3; Bridges - Lakes Dr; Kirkwood Rd; Fraser Dr; Mahers Lane**

26

Cr Brinsmead  
Cr James

**RESOLVED** that this item be received and noted.

**Voting - Unanimous**

# Minutes - Meeting of Tweed Shire Council

## ATTENDANCE AT MEETING

Cr Luff attended the meeting at 5.35pm.

### 17. Clothiers Creek Road - Road Safety Audit

**R1160 Pt6; Clothiers Creek Rd; Road Safety Audit**

27

Cr Davidson

Cr Youngblutt

**RESOLVED** that:-

1. The following works be undertaken as soon as possible:-

	<b>Cost</b>	<b>Timeframe</b>
Guideposts (12)	\$240	Short term
Trim foliage overhanging road	\$100	Short term
Repaint Double centre lines est. 2kms	\$1,000	Short term
36 chevron hazard markers	\$2,880	Short term
Upgrade guardrail	\$1,800	Medium term
Install RRPMs( 6)	\$60	Short term
Install guardrail (40m)	\$4,000	Medium/long term

2. 'Stop' signs at Kindalyn Court be referred to the Local Traffic Committee.
3. An investigation of the removal of a section of double centre lines to enable vehicle overtaking movements on approach to Madura Tea be referred to the Local Traffic Committee.
4. Additional speed reinforcement signs on Clothiers Creek Road be investigated by the Local Traffic Committee.

**Voting - Unanimous**

## REPORTS FROM DIRECTOR ENVIRONMENT & COMMUNITY SERVICES

### 18. Knox Park Markets - Food Vending Stalls

**Markets - Knox Park; Food Vending**

28

Cr Carroll

Cr Luff

**RESOLVED** that this item be deferred to allow the applicant to address Community Access.

**Voting - Unanimous**

# Minutes - Meeting of Tweed Shire Council

## 19. Annual Urban Animal Management Conference

Companion Animals; Councillors - Conferences

29

Cr Boyd

Cr Beck

**RESOLVED** that no action be taken in relation to this item.

**Voting - Unanimous**

## 20. NSW Committee on Ageing - Report of Consultations in Tweed Heads and Murwillumbah

Aged Services; Aboriginal Matters; Volunteers

30

Cr Boyd

Cr Luff

**RESOLVED** that Council:

1. Pursues the recommendations specific to Tweed Shire Council.
2. Requests the support of the Minister to pursue the recommendations specific to the other Government Departments.

**Voting - Unanimous**

## 21. Building Enclosure below Council's Design Flood Level - Lot 5 DP248042 No. 10 McLeod Street, Condong

DA02/0569 Pt1; 3220.410

31

Cr Marshall

Cr Davidson

**RESOLVED** that Council invites the applicant to amend the proposal allowing an enclosed lower floor area which would comprise a double garage and a workshop area within the front portion of the lower floor with laundry and bathroom facilities permitted at the rear. The proposed workshop and storerooms within the rear portion as depicted in the proposed plan are to be deleted, with suitable openings being provided to these areas to reduce the excessive enclosed lower floor area.

### Voting For

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

### Voting Against

Cr Beck  
Cr Brinsmead

# Minutes - Meeting of Tweed Shire Council

## REPORTS FROM COMMITTEES/WORKING GROUPS

1. **Minutes of the Tweed Shire Council Disability Access committee Meeting held Thursday 16 May 2002**

**Disability Access Committee**

1. **Outdoor Dining Policy**

**Disability Access Committee; Outdoor Dining Policy**

32

Cr Boyd

Cr Luff

**RESOLVED** that this item be received and noted and referred to the Director Environment and Community Services for consideration as part of the Outdoor Dining Policy.

**Voting - Unanimous**

4. **Attendance at Meetings**

**Disability Access Committee**

33

Cr Boyd

Cr Luff

**RESOLVED** that Council agrees to the Disability Access Committee's Terms of Reference being amended to have a quorum of members.

**Voting - Unanimous**

12. **Disability Parking at Coolangatta Airport**

**Disability Access Committee; Airport – Coolangatta/Tweed**

34

Cr Boyd

Cr Luff

**RESOLVED** that Council writes Gold Coast Airport Limited requesting that they consider providing a disabled carpark space outside the terminal.

**Voting - Unanimous**

15. **Access Budget**

**Disability Access Committee; Budget**

35

Cr Boyd

Cr Luff

**RESOLVED** that Council notes the expenditure of the \$10,000 annual Access budget has been approved under delegated authority to the following projects:

- beach wheelchair \$3600
- MLAK keys for disability toilets \$450
- upgrading of disability toilets – cost to be established.



## Minutes - Meeting of Tweed Shire Council

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- remaining funds be carried over to support future Access projects.

**Voting - Unanimous**

**36**

**Cr Boyd**

**Cr Luff**

**RESOLVED** that the balance of the Minutes of the Tweed Shire Council Disability Access committee Meeting be adopted.

**Voting - Unanimous**

2. **Minutes of the Local Traffic Committee Meeting held Thursday 20 June 2002**  
**Traffic Committee**
3. **Kennedy Drive Off-ramp**  
**R2830 Pt5 DW676539; Traffic – Pedestrian Crossing; Kennedy Dr**

**37**

**Cr Boyd**

**Cr Davidson**

**RESOLVED** that the applicant be advised that the RTA warrants are not meant for a pedestrian crossing on the Kennedy Drive off-ramp.

**Voting - Unanimous**

5. **Proudfoots Lane, Murwillumbah**  
**R4455 DW673302; Proudfoots Lane; Parking - Illegal**

**38**

**Cr Boyd**

**Cr Davidson**

**RESOLVED** that the applicant be advised that:-

1. Parking time restrictions are being reviewed in Murwillumbah Street and Queensland Road.
2. The Student Body should approach the TAFE to allocate a designated drop off and pick up area within the TAFE car park.

**Voting - Unanimous**

6. **Tweed Coast Road, Bogangar**  
**R1181 Pt12; DW679138; Coast Rd, K'cliff/Wooyung; Pedestrian Crossing**

**39**

**Cr Boyd**

**Cr Davidson**

**RESOLVED** that signage for Camp Wollumbin on the Tweed Coast Road be investigated for improvement subject to written advice from Scouts Australia that the signs will operate properly.

**Voting - Unanimous**

# Minutes - Meeting of Tweed Shire Council

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**7. Marine Parade Kingscliff**

**DW678072; Surf Lifesaving; Disability Access C'tee**

40

Cr Boyd

Cr Davidson

**RESOLVED** that post mounted signage be installed at the existing disabled persons parking space at Cudgen Headland Surf Club.

**Voting - Unanimous**

**9. McAllisters Road, Bilambil Heights**

**R3130; McAllisters Rd; Traffic - Safety**

41

Cr Boyd

Cr Davidson

**RESOLVED** that a safety mirror be installed at McAllisters Road and that the situation be monitored.

**Voting - Unanimous**

**10. Enid Street, Tweed Heads**

**R1910 Pt2; Traffic – Pedestrian Crossings; Enid St**

42

Cr Boyd

Cr Davidson

**RESOLVED** that a letter be sent to the RTA Regional Office requesting a hazard risk assessment at Enid Street for the provision of a children's crossing supervisor at St Joseph's Primary School.

**Voting - Unanimous**

**11. Tweed Valley Banana Festival & Harvest Week**

**DW 678728; Tweed Valley Banana Festival; Roads – Closures - Temporary**

43

Cr Boyd

Cr Davidson

**RESOLVED** that the road closures for Wharf Street, Main Street, Police Lane, Factory Lane, Queensland Road, Commercial Road between Wharf and Wollumbin Streets, Nullum Street between Wollumbin and Condong Streets and Brisbane Street between Sunnyside Shopping Centre and Main Street for the Tweed Valley Banana Festival & Harvest Week to be held on Saturday 31 August 2002 from approximately 11:30am to 1:00pm be approved subject to normal permissions from Police, Emergency Services and advice to local businesses.

**Voting - Unanimous**

## Minutes - Meeting of Tweed Shire Council

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**12. Wooyung Nature Reserve  
DW664284; R1181 Pt12; Coast Rd; NPWS; Walking Trails; Single Coast Reserve; Traffic  
Committee**

44

Cr Boyd

Cr Davidson

**RESOLVED** that Council advises National Parks & Wildlife Service that:-

1. It is not appropriate to reduce the speed zone as the Tweed Coast Road is a rural area and would not be approved by the Roads & traffic Authority.
2. The National Parks & Wildlife Service should immediately undertake a traffic management study and report addressing the issues such as sight distance and needs for turning lanes.
3. Some minor removal of vegetation on both sides of the access driveway should be undertaken to provide safe sight distance

**Voting - Unanimous**

**15. Boyd & Brett Street Tweed Heads**

**R0700 Pt1; R0740 Pt2; Boyd St; Brett St**

45

Cr Boyd

Cr Davidson

**RESOLVED** that:-

1. A letter be sent to the RTA Regional Office seeking funds for the installation of a 'dome' roundabout at the intersection of Boyd & Brett Streets, Tweed Heads.
2. The 'Stop' signs on Brett Street at Boyd Street and 'No Stopping' zones be endorsed.

**Voting - Unanimous**

46

Cr Boyd

Cr Davidson

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

**Voting - Unanimous**

### WORKSHOPS PREVIEW

**1. TACTIC Strategic Plan Workshop (TENTATIVE)**

**TACTIC**

47

Cr Boyd

Cr Youngblutt

**RESOLVED** that this Workshop be confirmed.

# Minutes - Meeting of Tweed Shire Council

## Voting For

Cr Polglase  
Cr Boyd  
Cr Brinsmead  
Cr Carroll  
Cr Davidson  
Cr James  
Cr Luff  
Cr Youngblutt

## Voting Against

Cr Beck  
Cr Marshall

## 2. Draft Kingscliff Centres Study Workshop

GT1/29/2 Pt2; Kingscliff Centres Structure Committee

48

Cr Boyd

Cr Youngblutt

**RESOLVED** that this Workshop be confirmed.

## Voting For

Cr Polglase  
Cr Boyd  
Cr Brinsmead  
Cr Carroll  
Cr Davidson  
Cr James  
Cr Luff  
Cr Youngblutt

## Voting Against

Cr Beck  
Cr Marshall

## QUESTION TIME

### Caretaking Position – “Raiders” Ground, Cabarita

Les Burger Field

Cr Davidson

Advised his concern that if a caretaker is not in-situ prior to completion of building there will be a risk of continued vandalism. Cr Davidson requested that the General Manager investigate this matter.

The General Manager responded that action would be put in place immediately to address this issue.

### Mayoral Election

Elections - Mayoral

Cr Beck

Enquired whether Councillors were aware that the proposed date for the Mayoral Election clashed with the date of the River Symposium which had already processed some Councillor registrations.

## Minutes - Meeting of Tweed Shire Council

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49

Cr Boyd

Cr Marshall

**RESOLVED** that the Mayoral Election be held at an Extraordinary Meeting on 11 September 2002.

**Voting – Unanimous**

7. **Review of Determination of Development Application 0028/2002S96 for an Amendment to Development Consent 0661/2001DA for a Three (3) Lot Industrial Subdivision at Lot 3 DP 717401, Lot 12 DP 1000868, No. 22 Lundberg Drive, Murwillumbah**

**DA3120/100 Pt1; 3120.100**

50

Cr Luff

Cr Marshall

**RESOLVED** that this item be deferred to allow for a further report.

**Voting - Unanimous**

### COMMITTEE OF THE WHOLE

51

Cr Luff

Cr Youngblutt

**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:-

**Address by Mr Tony Smith, Stacks the Law Firm with Halliday and Stainlay**

**Legal Opinions**

C2

That Council requires the General Manager to request Stacks the Law Firm to carry out the actions as listed as Item 1 – a to f in the letter of 3 July 2002 and notes that the General Manager will be continuing sections listed as 2 and 3.

**Voting – Unanimous**

# Minutes - Meeting of Tweed Shire Council

## REPORTS THROUGH GENERAL MANAGER IN COMMITTEE

### REPORTS FROM DIRECTOR DEVELOPMENT SERVICES IN COMMITTEE

#### LATE ITEM

##### C7

That Item a1 being an Addendum item be dealt with and it be ruled by the Chairman to be of great urgency.

**Voting - Unanimous**

#### a1. Unauthorised Works at Lot 1 DP 121377 No. 363 Carool Road, Carool - Penny Ridge Resort

DA02/0820

*Confidential Nature of This Item: The Local Government Act 1993 Clause 10A(2)  
(g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege*

##### C8

That this report be received and noted.

#### **Voting For**

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

#### **Voting Against**

Cr Boyd

## REPORTS FROM DIRECTOR ENGINEERING SERVICES IN COMMITTEE

### 1. EQ2001-61 Provision of In House Consultancy Services for Water and Sewerage Projects

Contracts/Quotations; Sewerage; Water

*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*

##### C9

That Council approves the variation to the Contract Amount for EQ2001-61 from \$85,528 to \$121,084 to include the projects as listed in the enclosed report.

**Voting - Unanimous**

## Minutes - Meeting of Tweed Shire Council

**2. Contract No. 0100689 Construction of Sewerage Reticulation Network, Pump Stations and Rising Mains for the Village of Uki**

**Sewerage Treatment - Uki; Contracts - Sewerage**

*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*

**C10**

That Council, subject to the Department of Public Works and Services BAR approval, endorses the DPWS recommendation to engage Seery Excavations for Contract No. 01006989 – Construction of Sewerage Reticulation for the Uki Sewerage Scheme.

**Voting - Unanimous**

**3. Houses on Road Reserve - Reserve Creek Road**

**R4660 Pt4; Reserve Creek Rd; Development - Illegal**

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

(a) *personnel matters concerning particular individuals*

**C11**

That based on the response from the various owners as detailed in the body of this report Council now proceeds to:-

1. Put in place life tenancy agreements for Messrs Lack, Britton, Hall and Radunz and
2. Ten (10) year tenancy agreements be pursued with Messrs Wardle, Marr, Brownledge, Knight and Ryan.

**Voting - Unanimous**

### REPORTS FROM DIRECTOR ENVIRONMENT & COMMUNITY SERVICES IN COMMITTEE

**4. Unauthorised Building - Lot 38 DP869853 No. 4 Environmental Drive, Pottsville - Owners: Young, Young, Young & Payne**

**DA1916/15 Pt1; 1916.15; Legal - Costs; Legal - Court Cases**

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

(g) *advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege*

**C12**

That Council advises Messrs Young, Young and Payne that it will accept the settlement of the action by the payment of \$12,155.57 paid over twelve months in equal quarterly instalments, the first to be paid within 30 days of the date of Council's resolution. The parties to advise Council of their acceptance of this proposal within 14 days of advice by Council, otherwise Council will continue court action for the recovery of the debt and any additional debt involved.

## Minutes - Meeting of Tweed Shire Council

Voting For	Voting Against
Cr Polglase	Cr Beck
Cr Boyd	Cr Brinsmead
Cr Carroll	
Cr Davidson	
Cr James	
Cr Luff	
Cr Marshall	
Cr Youngblutt	

- 5. Cabarita Beach Surf Life Saving Club Section 94 Contributions - New Clubhouse Surf Life Saving - Cabarita Beach; Cabarita Precinct Plan; Pandanus Pde; Palm Ave**  
*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*

This item is dealt with at Item 5a (Minute No C14).

### LATE ITEM

#### C13

That Item 5a being an Addendum item be dealt with and it be ruled by the Chairman to be of great urgency.

**Voting - Unanimous**

### TEMPORARY ABSENCE FROM MEETING

Cr Brinsmead left the meeting.

- 5a. Cabarita Beach Surf Life Saving club Section 94 Contributions-New Clubhouse (ADDENDUM REPORT TO ITEM 5)**  
**Surf Life Saving - Cabarita Beach; Cabarita Precinct Plan; Pandanus Parade; Palm Ave**  
*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*

#### C14

That Council:-

- A. Intends to waive charges for carparking in lieu of provision of carparking when dealing with the development application for the new surf club building.



## Minutes - Meeting of Tweed Shire Council

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- B. Will provide up to \$500,000 in funding for the provision of a building to be used for surf lifesaving being constructed by the Cabarita Beach Surf Lifesaving Club on the following basis:-
1. Council will be responsible for 70% of all progress payments up to a maximum amount of \$500,000.
  2. The design of the building is to be approved by Council. This relates to the facilities and functionality of the building, not the development application process. The Club assessed the needs that no option was being provided for a third storey.
  3. No mortgage is to be taken out over the land and buildings and this is to be recorded on the title deeds; the exact process to be determined by the General Manager.
  4. A project management team is to be established to contain two (2) Council representatives being one (1) Councillor and one (1) staff member.
  5. A preliminary budget and identification of the funding sources is to be provided by Cabarita Beach Surf Lifesaving Club.
  6. The building design and budget is to provide space for public toilets for two female, one male and plus urinal and one unisex disabled toilet. Council from its public toilets budget will fit out including tiling and will provide ongoing maintenance and cleaning.
  7. Council will be responsible for the footpath on Pandanus Parade. Council will provide a 3 metre wide strip to be added to the club's allotment along the western side of the club's allotment to compensate for the club land required for the footpath and the space taken up by the public toilets.
  8. Council will be responsible for the subdivision to implement Item 7.
  9. The plans for the development are to allow for the continued operation of the sewer to the existing toilet block until the project is completed and the new toilets are in operation.
  10. Council will allow use of some part of the existing public amenities to be used for storage during the construction of the clubhouse. Any modification costs to be part of the project budget.
  11. The Council will be responsible for the demolition of its building. The Club will be responsible for the demolition of the club building. Council will be responsible for demolition of the current toilet block upon completion of the project.
  12. The Club will be responsible for any cost overrun in the project.
  13. The Club will not be responsible for the provisions of car parking for the project.
  14. Adequate safeguards being put in place to protect Council's funds and Section 94 funds provided for the project for continued use of lifesaving purposes and

## Minutes - Meeting of Tweed Shire Council

Council delegates to the General Manager to determine a suitable mechanism to implement this requirement.

- C. All documentation be executed under the Common Seal of Council.
- D. Council appoints Cr Davidson to be on the project management team.

**Voting - Unanimous**

### 6. Public Access Restriction - Dilapidated Structure

**DA3620/10 Pt4; 3620.10**

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

*(b) the personal hardship of any resident or ratepayer*

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

*(g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege*

**C15**

That:-

1. Council approves the issue of notices of intention to issue order No 21 under Section 124 of the Local Government Act, 1993 against the mortgagee Bridgecorp Australia Pty Ltd as well as the owner, Pacific Sands Motel Pty Ltd (in liquidation) i.e. Clout and Associates Chartered Accountants notifying that the property is unsafe and of Council's intention to issue orders requiring access to the land and buildings which are hazardous to be restricted within 7 days from the date of issues of the order. Any representations as to why Council should not issue the order may be made to Council within 7 days of the date of issue of the notice of intention.
2. Delegated authority be granted to the Director Environment and Community Services to determine any submissions against the notice of intention and determine whether orders will be issued.
3. If orders are issued and not complied with Council will proceed to carry out those works necessary to adequately restrict access to the building.

**Voting - Unanimous**

**52**

**Cr Boyd**

**Cr Youngblutt**

**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 6.30pm.



# Minutes - Meeting of Tweed Shire Council

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**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 51 of these Minutes**

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**Chairman**