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Schedule of Outstanding Resolutions

5 DECEMBER 2001

REPORTS FROM DIRECTOR ENVIRONMENT & COMMUNITY SERVICES

17. Proposed Tweed Natural High Campaign

Drug Related Matters

508

Cr Boyd

Cr Marshall

RESOLVED that Council:-

1. Endorses the proposed Tweed Natural High Campaign
2.
 - a. Forms an Advisory Committee to formulate such a campaign.
 - b. Appoints Councillor Polglase to be on the Committee
 - c. Requests the nominated Councillor, relevant staff and a representative of the Queensland Alcohol and Drug Foundation to meet to bring back to Council a recommended Advisory Committee membership.

Current Status: The above campaign should coincide with the Tweed Coolangatta Crime Plan launch. The draft plan is now completed and will be presented to Council for consideration in May 2003.

20 MARCH 2002

REPORTS FROM DIRECTOR DEVELOPMENT SERVICES

5. **Draft Tweed Local Environmental Plan 2000 Amendment - Housekeeping (Stage 2) and Amendment to Development Control Plan No 40 - Exempt and Complying Development**

GT1/LEP/2000/26 Pt1; GT1/DCP/40 Pt1; LEP – 26; DCP

793

Cr Beck

Cr Marshall

RESOLVED Council regarding Item 14 – Deferred Areas, not proceeds with the rezoning of Lot 1 DP803772 and Lot 1 DP810063, Cudgen Road, Cudgen to 1(a) Rural and requests the Director Development Services to bring forward a report on the possibility of rezoning these two lots to Residential 2(a).

Schedule of Outstanding Resolutions

Current Status: Report to be finalised.

16 OCTOBER 2002

ORDERS OF THE DAY

1. **Rezoning - Lot 517 DP 529286, Lot 201 DP 1030080 and Lot 7032 DP 755701 Coast Road, Cabarita**
LEP; Land Nos. 42329; 45126; 41175; Notice of Motion

393

Cr Beck

Cr Lawrie

RESOLVED that a report to Council on the zoning options for Lot 517 DP 529286, Lot 201 DP 1030080 and Lot 7032 DP 755701 be prepared.

Current Status: To be finalised.

6 NOVEMBER 2002

REPORTS FROM DIRECTOR DEVELOPMENT SERVICES

11. **Section 96 Application D97/0286.01 for an amendment to Development Consent D97/0286 for Brothel/Escort Service at Lot 1 DP 619871, No. 31-33 Morton Street Chinderah**

PF3560/110 Pt2; LN 14978

420

Cr Boyd

Cr Beck

RESOLVED that a report be brought forward indicating the number of:

1. Approved brothels and their location.
2. Illegal brothels and their location, if they can be identified.

Current Status: Being investigated.

Schedule of Outstanding Resolutions

20 NOVEMBER 2002

ITEMS DEFERRED

13. **Development Application 0689/2000DA for a Storage and Launching Facility for Tweed Coast Sea Rescue Squad at Lot 7018 DP 755701 Tweed Coast Road, Hastings Point**

DA1180/425 Pt1; Land No 41178

479

Cr Boyd

Cr Marshall

RESOLVED that the Mayor and Director Development Services (and/or his nominee) meet with representatives of the Tweed Coast Sea Rescue, and NSW Fisheries to discuss the position with this Development Application.

Current Status: Meeting being arranged.

4 DECEMBER 2002

ORDERS OF THE DAY

2. **Policy - Incentives for Conservation of Water**

Notice of Motion; Water Management - General

560

Cr Beck

Cr Brinsmead

RESOLVED that as soon as possible Tweed Shire Council develops a policy to give incentives to developments that make provision for the conservation of water.

Current Status: Policy to be prepared.

REPORTS FROM DIRECTOR ENVIRONMENT & COMMUNITY SERVICES

- 28a. **Surf Life Saving Services - Casuarina Beach**

Surf Life Saving; Casuarina Development

604

Cr Youngblutt

Cr Davidson

RESOLVED that

.....

3. The Director Development Services and Director Environment & Community Services in the long term considers and develops a policy in regard to the responsibility and obligations where a private developer proposes to pay for the provision of surf
-

Schedule of Outstanding Resolutions

lifesaving services. This policy should also consider any necessary conditions of consent for future developments.

Current Status: Policy to be prepared.

19 FEBRUARY 2003

ORDERS OF THE DAY

- 4. Production Demonstration - Airboats Industries Australia Pty Limited**
SES; Notice of Motion

115

Cr Boyd

Cr Luff

RESOLVED that Council invites Airboats Industries Australia Pty Limited to demonstrate its product on the Tweed River to our local State Emergency Services representatives and others interested in this revolutionary craft.

Current Status: To be finalised.

19 MARCH 2003

REPORTS FROM DIRECTOR DEVELOPMENT SERVICES

- 3. Land East of Old Bogangar Road, Cudgen**
GT1/LEP/2000 Pt1; GT1/LEP/A113 Pt6; LEP

208

Cr Lawrie

Cr Marshall

RESOLVED that this item be deferred for Cudgen landholders to address Council at a Community Access meeting.

Current Status: Awaiting contact from landholders.

Schedule of Outstanding Resolutions

ORDERS OF THE DAY

- 1. Rehabilitation of Cudgen Creek**
Dredging - Cudgen Creek; Area 5 - Tweed River; Notice of Motion

227

Cr Youngblutt

Cr Lawrie

RESOLVED that the Tweed Coastal Committee be requested to provide Council with a report detailing what action has been proposed and taken to rehabilitate Cudgen Creek from the mouth up to and past the boat ramp.

Current Status: Report being prepared by DSNR.

2 APRIL 2003

REPORTS FROM DIRECTOR CORPORATE SERVICES

- 8. Preparation of Licence Over Lots 10 and 11 in DP262383 Duroby Creek, Bilambil**
DA0530/840 Pt1; LN 30553; DW 881314

253

Cr Luff

Cr Lawrie

RESOLVED that this item be deferred to the meeting of 16 April 2003.

Current Status: Awaiting instructions from proposed licensee.

16 APRIL 2003

QUESTION TIME

Roads

Roads - Maintenance Program; Roads - Repair Program; Roads - General

Cr Beck

Could I have a copy of the 1992 road details:-

- How many kilometres of total roads in Tweed Shire?
- How many kilometres of total sealed roads in Tweed Shire?
- How many kilometres of total unsealed roads in Tweed Shire?

The General Manager advised that the details will be provided in response to these questions.

Current Status: The information requested is as follows:-

- The total kilometres of local roads in Tweed Shire in 1992 - 959
-

Schedule of Outstanding Resolutions

- The total kilometres of sealed roads - 642
- The total kilometres of unsealed roads - 317

Note: This does not include regional roads which totalled 143 kilometres at that time.

Parking Officer

Parking Infringement Notices

Cr Beck

How much money has been collected by the parking officer? Has this money been spent? If so, on what?

The General Manager replied that a report will be prepared in response to these questions.

Current Status: Information to be provided.

Mayoral Minute

Councillors,

1. Business Excellence

Councillors' Invitations

17 April – Business Excellence Breakfast at Tweed Bowls Club – Robyn Henderson Guest Speaker.

2. ABC Radio

Media

17 April – Fiona Wiley interview ABC North Coast Radio regarding advantages/disadvantages of amalgamation of Councils.

3. Prime News

Media

17 April – interview with Prime News regarding amalgamation of Councils

4. Sarah's Ministry

Street Marches

18 April (Good Friday) welcomed group walking from South Tweed to Chris Cunningham Park

5. Easter Christian Community

Councillors' Invitations

20 April (Easter Sunday) attended the Easter Combined Christian Community Service at St. Andrews Presbyterian Church Murwillumbah.

6. Anzac Day Ceremonies

Anzac Day

25 April attended Anzac Day Services and laid wreaths at Pottsville Dawn Service and later at Tweed Heads/Coolangatta. Council was also represented at services at Murwillumbah (Cr. Max Boyd); Tumbulgum and Kingscliff (Cr. Gavin Lawrie); Tyalgum (Cr. Lynne Beck); and Uki and Burringbar (Cr. Phil Youngblutt)

Mayoral Minute

7. NRACC

NRACC

27-29 April – attended NRACC (Northern Rivers Area Consultative Committee) meetings in Canberra

8. Regional Arts Steering Committee

Art Gallery General

30 April – attended meeting of the Regional Arts Steering Committee (Far North Coast Region) at Kyogle Shire Council

9. SouthROC Meeting

SouthROC

1 May – welcomed delegates to SouthROC meeting held in Canvas & Kettle

10. Black Douglas Ladies Singles for Masters

Councillors' Invitations

1 May – attended Presentation of Black Douglas Ladies Singles for Masters at South Tweed Bowls Club

11. Mt St Patrick College

Councillors' Invitations

2 May – attended Mt St Patrick's Debutante Ball at Murwillumbah

12. Friends of Tweed River Regional Art Gallery

Art Gallery General

3 May – attended presentation of "Castanets at the Castle" at the Science Art Centre Uki

13. PACT

Police Matters

5 May – PACT meeting at Tweed Heads Police Station

Mayoral Minute

INVITATIONS ACCEPTED:

- 8 May -NRACC meeting in Ballina
 - 10 May – Cabarita SLSC Presentation Evening Pottsville Bowls Club
 - 13 May – NSW Premier’s Department Cabinet Meeting Murwillumbah
 - 14 May – Media Release Seabreeze Estate Pottsville
-

INFORMATION ON CONFERENCES TO BE HELD: (Councillors to advise Mayoral Assistant, Jan Green, if they wish to attend and/or require further details)

- 2003 Homeland Security Conference (Safeguarding Australia Frontline Issues **31 July-1 August** National Convention Centre Canberra
-

ABSENCES FROM SHIRE BY EXECUTIVE, MANAGERS AND COUNCILLORS

EXECUTIVE

Name	From	To	Location	Details
DCS	6 May 2003		Byron	Interview Selection Panel Meeting
DCS	8 May 2003		Sydney	IPAA Course - Giving & receiving feedback effectively
DECS	8 April 2003	8 April 2003	Ballina	Pacific Highway Noise Taskforce
DECS	9 May 2003	9 May 2003	Brisbane	ICLEI Presentation
DES	8 May 2003	9 May 2003	Sydney	Water Directorate & Water Management Committee Meetings
GM	6 May 2003		Sydney	Employment Law For Local Government Seminar

Mayoral Minute

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Reports from Director Development Services

MATTERS FOR CONSIDERATION UNDER SECTION 79(C)(1) OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

The following are the matters Council is required to take into consideration under Section 90 of the Environmental Planning and Assessment Act 1979 in assessing a development application.

MATTERS FOR CONSIDERATION

1. In determining a development application, a consent authority shall take into consideration such of the following matters as are of relevance to the development the subject of that development application:
 - (a) the provisions of
 - (i) any environmental planning instrument; and
 - (ii) any draft environmental planning instrument that is or has been placed on exhibition and details of which have been notified to the consent authority, and
 - (iii) any development control plan, and
 - (iv) any matters prescribed by the regulations,that apply to the land to which the development application relates,
 - (b) the likely impacts of that development, including environmental impacts on both the natural and built environments, and social and economic impacts of the locality,
 - (c) the suitability of the site for the development,
 - (d) any submissions made in accordance with this Act or the regulations,
 - (e) the public interest.

Reports from Director Development Services

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Reports from Director Development Services

- 1. ORIGIN:** Strategic Town Planning Unit
FILE REF: GT1/LEP/2000/2 Pt2; LEP-Cobaki Lakes Review

REPORT TITLE:

Draft Tweed Local Environmental Plan 2000, Amendment No 2 - Cobaki Lakes

SUMMARY OF REPORT:

Draft LEP Amendment No 2 and the accompanying Environmental Study was placed on public exhibition between Wednesday, 19 February 2003 and Friday, 28 March 2003. A total of 10 submissions were received during the exhibition period.

A summary and discussion of the submissions received with respect to the draft Plan are provided within this report.


As a result of the submissions received the consultant has recommended the draft Plan be amended from that which was exhibited. The changes are discussed within this report and illustrated in Annexure 1.

It is considered that the draft Plan is ready to be made in accordance with Figure 4 (Annexure 1).

RECOMMENDATION:

That:-

1. Council requests the Minister makes Tweed Local Environmental Plan (Amendment No 2) subject to the following amendments:
 - a. in accordance with Figure 4 (Annexure 1) of this report; and
 - b. removing the proposed 7(1) zone in Area 15 and rather, identify the area included in the original rezoning submission (Figure 2 (Annexure 1)) as being affected by an additional zone map overlay provision (Clause 52) which should require:

Column 1 Shown on the zone map by	Column 2
	Consent must not be granted to development unless the consent authority: <ol style="list-style-type: none"> a. has notified the Director General of the National Parks and Wildlife of the development application. b. has taken into consideration any comments received from the Director General within 28 days of the notice being sent. c. has considered a report from a suitably qualified person recommending: <ol style="list-style-type: none"> (i) Areas to be conserved and protected from development. (ii) Areas that should be incorporated in a 7(1) Environmental Protection (Habitat) zone; and (iii) A plan of management for the land.

Reports from Director Development Services

2. Council reviews DCP 17 – Cobaki Lakes and amends the document to reflect amendments proposed by draft Tweed Local Environmental Plan 2000, Amendment No 2.

Reports from Director Development Services

REPORT:

BACKGROUND

Jim Glazebrook & Associates Pty Ltd (JGA) were briefed by Tweed Shire Council to prepare a Local Environmental Study (LES) and associated draft Local Environmental Plan (LEP) in respect of a proposal to rezone areas of land within the Cobaki Lakes development site.

The rezoning proposal includes:

- rezoning approximately 45.7 hectares of 2(c) Urban Expansion zoned land (including a small portion of land zoned 2(e) Residential Tourist) to Recreation and Environmental Protection zones, and
- rezoning approximately 15.97 hectares of land zoned 6(b) Recreation to 2(c) Urban Expansion.

Pursuant to Section 66 of the Environmental Planning & Assessment Act, 1979 the draft LEP and LES were placed on public exhibition from Wednesday, 19 February 2003 to Friday, 28 March 2003.

A total of ten (10) submissions were received from state government agencies, groups, an individual and on behalf of the landowner.

SUBMISSIONS

This section summarises the submissions received, provides comment on the submissions and outlines the recommended action.

Complete copies of the submissions are provided in Annexure 1.

ENVIRONMENT PROTECTION AUTHORITY (EPA) (21.3.03)

Summary of Submission

- EPA acknowledges that the rezoning is likely to deliver a positive environmental outcome as a result of the net reduction of land zoned for urban expansion and the increased areas of land for environmental protection purposes. There remain some issues worthy of further consideration.
- The information provided in the LES addresses the issue of acid sulfate soil in a satisfactory manner.
- Stormwater – the LES provides a reasonably detailed assessment of potential stormwater impacts, revises the proposed stormwater management plan for the site and based on modelling concludes that the plan should comply with the objectives of the Tweed Stormwater Management Plan. The level of detail provided and the fact that modelling has been undertaken at such an early stage of the planning process is particularly positive.

The proposed stormwater treatment system tends to focus on end of pipe solutions (ie, Extended detention basins, pollution control ponds and meadow drainage) with limited focus on source control (ie, vegetated filter strips and fertiliser application controls). The EPA's Guidelines (ie, Managing Urban Stormwater: Treatment Techniques and

Reports from Director Development Services

Managing Urban Stormwater: Source Control) provide a range of source control strategies [eg, grassed swale drains, infiltration pits or rain water tanks] which can often be effectively employed to improve stormwater water quality.

- It is also important to highlight that rainwater tanks can significantly reduce demand for potable water supplies.
- Developments of this scale should include strategies to promote integrated water cycle management in order to sustainably manage our water resources.
- Recommends that if Council approves the rezoning that the approval is conditioned to ensure that at subsequent stages of the planning process the stormwater management plan is revised to improve its focus on source controls as well as strategies which will contribute to an integrated approach to water cycle management.
- Contaminated Land – the LES indicates that ‘information has been provided demonstrating to Council’s satisfaction that the land proposed to be rezoned to 2(c) Urban Expansion is suitable for its intended use’. While it is Council’s responsibility under SEPP 55 to ensure that the land is suitable for its intended use and the LES clearly indicates that Council is satisfied, there is no information provided to support this position.
- Filling – the LES does address the filling issue, although concludes that the 300,000m³ of fill required can be sourced from activities which are already approved, and therefore ‘no further analysis in this regard is required’. Regardless of whether the activities which will generate the surplus material are approved, the sustainability of using fill in this manner and the associated impacts needs to be considered.

Comment

WBM Oceanics Australia Pty Ltd prepared a water quality assessment for the proposal which modelled proposed stormwater management measures on a ‘worst case’ scenario. The LES acknowledged that additional source control water quality measures could be utilised which would further improve the water quality outcome, however these were not included for the purpose of the modelling. The results of the modelling indicated that:

- The median concentration of suspended solids and nutrients for the developed mitigated scenario are within water quality criteria set out in DCP No 17 – Cobaki Lakes.
- The proposal meets the water quality objectives outlined in Tweed Shire Council’s Urban Stormwater Management Plan for all parameters over the range of wet, average and dry years.

The LES demonstrates at the rezoning stage that it is possible to achieve the water quality criteria set in these policies.

There are adequate Council codes and policies in place to ensure that water quality is satisfactorily addressed at the development application stage.

Therefore, it is not considered necessary to insert a special clause in the LEP for water quality at the site.

Reports from Director Development Services

With respect to water conservation, Council at its meeting of 4 December 2002 resolved to develop a policy to give incentives to development that make provision for the conservation of water. It is understood that this policy is currently being prepared.

The EPA's comments concerning contaminated land are acknowledged. As Council has already determined that the land is suitable for its intended use with respect to soil contamination, and the information is retained by Council, there would be little benefit at this stage of providing further documentation.

Issues regarding the use of fill material with respect to flooding, water quality, contamination etc, were examined in the LES.

The question of sustainability of obtaining the fill material from the site has already been determined favourably by Council, in respect of the various development approvals issued. The LES applies only to a minor component of the potential urban development land. In this context, it would be impractical and unreasonable to impose a new or different standard of sustainability to these minor areas.

The LES examined statutory planning considerations and the biophysical and human environment. By the examination of relevant issues, the objects of the Act have been considered.

Recommended Action A

No changes to the draft LEP as a result of issues raised by the Environment Protection Authority.

NSW FISHERIES (25.3.03)

Summary of Submission

- Proposal involves rezoning some areas mapped as high potential acid sulfate soil to 2(c) Urban Expansion. While these are small areas, NSW Fisheries recommends the proponent reconsider the rezoning of these small areas.
- Rezoning of Area 20 would be inconsistent with the recently released Coastal Design Guideline for NSW. Rezoning of this area may create confusion between public and private space and can provide an on-going management issue. These issues can be avoided by having the road provide a clear separation of areas.
- Beyond these matters, NSW Fisheries is generally satisfied the proposed amendments minimise adverse impacts on fish and fish habitat.

Comments

The LES demonstrates that acid sulfate soils can be satisfactorily managed. The LES has been examined by Tweed Shire Council officers and the EPA and no objections were raised in this regard.

Area 20 is adjacent to an existing 2(c) Urban Expansion zone and a 6(b) Recreation zone. The delineation between public and private areas is a matter for detailed subdivision design at development application stage. This issue should not preclude the proposed rezoning.

Recommended Action B

No changes to the draft LEP as a result of the issues raised by NSW Fisheries.

Reports from Director Development Services

NATIONAL PARKS & WILDLIFE SERVICE (4.4.03)

Summary of Submission

- There appears to be some inconsistency between the proposed rezoning of areas 13, 14 and 15 between the draft LEP and LES. Figure 5 in the LES indicates that this area will be zoned as Recreation, however the map suggests that the area would be zoned 7(l) Environmental Protection (Habitat) zone. The NPWS supports the rezoning of areas 13, 14 and 15 to 7(l).
- The viability of 'corridors' at sites 7, 10 and 11 could be questioned. It is suggested that to improve the potential value of these corridors their width should be increased. This is particularly the case for the narrow 'neck' of corridor within area 7. This corridor could be widened to remove the narrowing effect evident on the maps in the LES and draft LEP.
- Council should be satisfied that the proposed rezoning is in accordance with the concurrence conditions provided by the NPWS in the Concurrence Report for the Proposed Cobaki Lakes Project DA No 2 – Parcels 1-21 Inclusive, June 2000.

Comments

Figure 5 in the LES represents the applicants proposed zonings which were included in the rezoning application, which in the case of Areas 13, 14 and 15 is zone 6(b) Recreation. The LES concludes that these areas should be zoned 7(l) Environmental Protection (Habitat) and the exhibited draft LEP proposed to zone these areas 7(l) Environmental Protection (Habitat) zone.

Areas 7, 10 and 11 are part of an area over which subdivision development consent K99/1124 has been issued. These areas are adjacent to land zoned 7(d) Environmental Protection (Scenic/Escarpment) zone and 2(c) Urban Expansion zone. These areas were identified during the development application process, as being necessary to increase the wildlife movement corridor width adjacent to the 7(d) zone and to connect with the 6(b) zone to the east. The adjacent 2(c) zoned land has been approved for residential subdivision purposes and therefore, in the circumstances, further increases in the corridor widths is not possible. It is noted that the NPWS gave concurrence to the development application for the subdivision, subject to conditions, as outlined in their submission.

The proposed rezoning would not affect the ability of the concurrence conditions being able to be complied with.

Recommended Action C

No changes to the draft LEP as a result of the issues raised by the National Parks & Wildlife Service.

ROADS & TRAFFIC AUTHORITY (3.4.03)

Summary of Submission

- No specific concerns with the proposal.
- It is noted that the redistribution of residential lots and the concentration of unit development will affect future road infrastructure needs. It will be necessary to assess their needs as the development process continues.

Reports from Director Development Services

Comments

The comments concerning future road infrastructure needs relates to detailed design matters which would need to be addressed as part of future development applications and/or construction certificates.

Recommended Action D

No changes to the draft LEP as a result of the issues raised by the RTA.

NSW RURAL FIRE SERVICE (26.2.03)

The NSW Rural Fire Service acknowledged receipt of the LES and draft LEP and advised that the matters raised are receiving appropriate attention and a response will be forwarded as soon as possible.

At the time of writing this report (16 April 2003), a response has not been received.

However, it is noted that land proposed to be zoned 2(c) Urban Expansion is grassland, and is adjacent to grassland. Bushfire issues could be satisfactorily addressed at the development application stage.

CARDNO MBK (ON BEHALF OF LEDA MANORSTEAD PTY LTD)

Summary of Submission

Three (3) objections are raised to the draft Plan.

- Objection 1 refers to an area of hillside land located between the approved lots (Development Consent K99/1124) and the future Ridgetop development depicted on the drawings accompanying the Town Centre/Super Lot application (Development Consent DA 1262/2001). The location of this land is illustrated on Figure 1 (Annexure 1).

It was always intended that this land be dedicated as private open space and not as 7(1) Environmental Protection (Habitat) as shown in the draft LEP. It is preferable that zone boundary be defined following design of the Ridgetop development, to accurately determine the extent thereof, rather than have it designed by an arbitrary zone line prior to finalisation of the design layout.

It is submitted that the land should remain in the 2(c) zone for the present, and that the final area dedicated as open space be determined with a detailed application for the Ridgetop development.

- Objection 2 relates to the proposed environmental protection zones in the western portion of the site (refer to Figure 1). It suggests that the exhibited draft plan does not accurately reflect the distinction between the 7(d) and 7(1) zones.

The submission states that the rezoning application was based on DTM survey and environmental studies which identified:

- areas to be added to the abutting 7(d) zones, and
- areas identified as wildlife corridors which should be in a 7(1) zone. This has implications in relation to the type of vegetation rehabilitation required in the respective zones.

Reports from Director Development Services

Cardno MBK submits that the draft plan be amended to more accurately reflect the distinction between the 7(d) and 7(l) zones (refer to Figure 1 (Annexure 1)). This will give effect to the original intent of the rezoning proposal based on environmental studies and achieve a continuity of relevant land zones.

- Objection 3 relates to a strip of land adjacent to Sandy lane in the southern portion of the site (refer to Figure 1 (Annexure 1)).

The exhibited plan does not reflect the intent of the original proposal or the site specific design of the open space as approved on development consent S97/54.

The approved layout was based on the retention of the old growth trees along this section of Sandy lane as Public Open Space (no road – pedestrian access only) plus a further 8 m wide buffer.

The exhibited plan indicates a strip of 6(b) land, about 30 metres wide, adjacent to Sandy Lane, which is incorrect.

It is submitted that the exhibited plan be amended to reflect the original intent of the approved development layout. As the development has been approved, a simpler alternative would be to delete the proposed 6(b) zone altogether along this strip of Sandy Lane and to proceed with the development as approved to achieve the same outcome.

- In addition, a section of old crown road, which is shown on the LEP map, was closed approximately 8 years ago. To avoid further confusion, this road should be deleted from the LEP maps.

Comments

Objection 1 – The land referred to in this objection is Area 15 in the original rezoning submission and the LES. This land is adjacent to a 200m diameter buffer around an osprey nest, but does not form part of this buffer. The original rezoning submission indicated that this land should be zoned Recreation. The LES recommends that this land be zoned 7(l) and the exhibited draft LEP includes it in the 7(l) zone.

The boundary of “Area 15” alters from that which was included in the original rezoning submission. An extract from the map included in the original rezoning submission is provided in Figure 2 (Annexure 1).

The land included in Area 15 on the exhibited draft LEP map was based upon the extent of a future open space lot boundary, identified in the subdivision development application for the Town Centre/super lots (DA 1262/2001), although this future boundary did not form part of the development application itself. This boundary is illustrated on Figure 2 and 3 (Annexure 1).

The land is part of Lot 8 on the “super lot” subdivision consent (DA 1262/2001 DA).

The subdivision development application included a concept for a future residential development on part of proposed Lot 8 (ridgetop precinct), and included details on how access would be gained to this development. The residential development would be generally located outside Area 15 as identified on the exhibited draft LEP, but would be within the area proposed to be rezoned Recreation in the original rezoning submission.

Reports from Director Development Services

The Species Impact Statement (AGC Woodward Clyde Pty Ltd, October 1997) identified an area to be conserved in this location. This area contains a Blackbutt Open Forest and thus it identifies that it should be conserved to promote dispersal of all types of fauna, including arboreal mammal species such as Greater gliders, Sugar gliders and Brushtail Possums. This area is illustrated on Figure 2 (Annexure 1).

The Flora Survey and Fauna Assessment (Parker, April 2002), undertaken for the subdivision development application identified that this area contains “*Woodland Vegetation to be retained*”. It further states that:

“Blackbutt woodland dominated the southerly slopes in the north of the study site (Figure 1). The woodland had a poorly developed mid-layer of vegetation and the ground cover comprised mainly of native pasture grasses (eg. kangaroo grass).

The majority of the trees were estimated to be less than 50 years old, however, some old growth hollow bearing trees were recorded on the margin of this association and have been mapped in Figure 4.4 of the SIS (Parker 1998). This association will not be cleared.”

On the basis of the AGC Woodward Clyde SIS and comments made within the flora and fauna assessment referred to above, it is clear that this land has some habitat value. It would therefore be more appropriately zoned for conservation purposes, rather than recreation. It is also clear however, there are expectations that some development could occur in the area, based on the details of the “ridgetop precinct” supplied in the development application. Further, there is a discrepancy between the boundary of the area of conservation value shown in the draft LES and the actual on site boundary. It is apparent that more intensive site investigations would be required to accurately delineate this area.

Having regard to these matters, it may be appropriate to defer consideration of this area until a detailed assessment of the site is provided with the development application for the ridgetop precinct, and the actual boundary can be determined in conjunction with a detailed Section 5A Assessment. This would however result in the land retaining the current zoning (ie. 2c Urban Expansion), without any statutory notification or recognition that the area has conservation values. Therefore, it is recommended that a clause be placed in the Tweed LEP 2000, requiring that consent not be granted for any development within the area identified as proposed Lot 8 in development consent DA 1262/2001, unless the application is accompanied by a report from a qualified person, identifying an appropriate boundary between the development and land to be conserved, and appropriate management measures for the preservation of the habitat value of this land. Council would then be responsible for initiating the rezoning of the land to be conserved. Further, any development application to this area should be referred to the National Parks & Wildlife Service for comment.

Objection 2 – The areas which are proposed to be zoned 7(l) on the exhibited draft LEP and the areas that the objection indicates should be changed, are shown on Figure 2 (Annexure 1). The ensuing discussion refers to the areas as A, B, C and D. Table 1 outlines a description of each of these areas in terms of the examination in the SIS (AGC Woodward Clyde).

Reports from Director Development Services

**TABLE 1
AREAS SUBJECT TO OBJECTION**

AREA	DESCRIPTION IN SIS	DISCUSSION/RECOMMENDATION
A	This is part of an additional greater glider corridor	This is elevated land adjacent to an existing 7(d) zone which has scenic values. The land serves the dual purpose of habitat and scenic protection and therefore meets both the zone objectives. The removal of vegetation in both zones requires consent and therefore both zones provide statutory protection. The land is adjacent to an existing 7(d) zone and it would be difficult to delineate on the ground the distinction between the two zones, therefore it may be more practical to zone this land 7(d).
B	Not specifically discussed, however identifies that a habitat linkage will be conserved to link the 7(d) zone with the Border Crown lands and that this will ensure that the dispersal of species can occur in a number of directions.	As above
C	As above	As above
D	As above	As above

Objection 3 – This error occurred when overlaying the approved subdivision boundaries over the zoning map. This problem was discussed in the LES. Rather than delete the proposed 6(b) zone, the drafting error should be corrected and the 6(b) zone located in the Sandy Lane road reserve boundary.


The closed crown road has not been amalgamated with the adjacent land and hence it is still shown on the cadastral and LEP maps. No changes are required in this regard.

Recommended Action E

It is recommended that the exhibited draft LEP be amended by:

- Removing the proposed 7(l) zone in Area 15 and rather, identify the area included in the original rezoning submission (Figure 2 (Annexure 1)) as being affected by an additional zone map overlay provision (Clause 52) which should require:

Reports from Director Development Services

Column 1 Shown on the zone map by	Column 2
	<p>Consent must not be granted to development unless the consent authority:</p> <ol style="list-style-type: none"> a. has notified the Director General of the National Parks and Wildlife of the development application. b. has taken into consideration any comments received from the Director General within 28 days of the notice being sent. c. has considered a report from a suitably qualified person recommending: <ol style="list-style-type: none"> (i) Areas to be conserved and protected from development. (ii) Areas that should be incorporated in a 7(l) Environmental Protection (Habitat) zone; and (iii) A plan of management for the land.

- Altering the proposed 7(l) Environmental Protection (Habitat) zones identified on Figure 1 (Annexure 1), to 7(d) Environmental Protection (Scenic/Escarpment) zone.
- Altering the location of the 6(b) recreation zone in the south eastern portion of the sites so that it is located in the road reserve.

TWEED DISTRICT RESIDENTS & RATEPAYERS ASSOCIATION

Summary of Submission

- We are aware that this LEP amendment is a refining of a previous process which cannot be altered, and with the possible exception of the proposed filling of Area 16 of 14.97 hectares, appear better for the environment (Note: Area 16 is the land proposed to be rezoned 2 (c) Urban Expansion).
- With the introduction of the EPBC Act in 2001, we believe Council and the community has a responsibility to assess the cumulative impacts of seemingly fragmented decision making in the wider context.
- Species most likely affected by cumulative impacts are the Long nose Potoroo, the Squirrel Glider, Masked Owl, Glossy Black Cockatoo, threatened bird species, possibly the Wallum Froglet and potentially the Swordgrass Brown Butterfly.
- Cannot find any mention of the Wallum Froglet in the documentation.
- The consequences of filling flood prone land may have detrimental effects on the surrounding known and indicated Wallum Froglet populations. Protection of water quality and maintenance of appropriate pH levels in ground and surface runoff is critical to the survival of the species.
- Area 19 – agree with 7(l) zonings with linkages to 6(b) and 7(a) zonings to the south and underpass to northern area of the development.

Reports from Director Development Services

- Other areas – we presume where 7(d) and 7(l) zonings are proposed, that wildlife underpasses will be provided where lands as fragmented by roads.
- Concerned that Environment Australia be given every possible opportunity to consider the cumulative impacts of this LEP amendment, in conjunction with the proposed Stages 1 and 11 of the Tugun Bypass.

Comments

The ecological value of the land proposed to be zoned 2(c) Urban Expansion was examined in the LES (Appendix I – Cobaki Lakes Estate Rezoning Application: A Review (Peter Parker, July 2002). The LES also considered the implications of land conserved for ecological/open space purposes of the balance of the estate, the effect on any established corridor linkages through the estate and the impact of additional filling on key ecological areas.

The proposed 2(c) zones were found to support grassland of little ecological significance and are not part of a wildlife corridor network proposed and/or existing at the site. Therefore, it is unlikely that approval from Environment Australia would likely to be required for the development of the proposed 2(c) Urban Expansion zones. Site specific flora/fauna assessments would need to be lodged with future development applications over the land.

The proposed environmental protection zones provide zoning protection for land already identified for conservation purposes through previously determined development applications. Details of road designs would need to be provided with Construction certificates.

Recommended Action F

No changes to the draft LEP as a result of the issues raised in this submission.

R STAFF

Mr Staff (adjacent landowner) provided Council with a copy of a previous Council resolution dated 10 August 1999 which identified that the issue of future access to his land would be considered in a review of DCP 17 for Cobaki Lakes.

The DCP for Cobaki Lakes will have to be amended to accommodate this LEP Amendment. This submission should be included as part of that Review.

TWEED HEADS ENVIRONMENT GROUP (23.3.03)

Summary of Submission

- Tweed Environment Group concerns relate to the rezoning of approximately 14.97 hectares of 6(b) Recreation zoned land to 2(c) Urban Expansion zone.
- No mention of “Turners” dip site, its remediation of any outstanding issues regarding removal of contaminated soil from past drainage to the central drain.
- The land proposed to be rezoned contains acid sulfate soils. Sampling and oxidation screening show a violent reaction reading. Disturbed soil could expose acid soils in the range of 20,000-272,000 tonnes.
- Earthworks on site have been observed and there were collapsed sediment control fences near SEPP 14 Wetlands and lack of retention basins near earthworks and road

Reports from Director Development Services

fill, located in the swampy floodplain. This raises concern about management controls of acid sulfate stormwater runoff from the central drain which discharges into Cobaki Broadwater.

- The WBM Oceanics Cobaki Lakes Water Quality Reassessment (2002) indicates that there are 15 drainage basins in the LES plan but the map only indicates 7 drainage basins.
- A complete drainage plan has not been received and therefore we cannot respond adequately to Council on sediment control/stormwater drainage.
- A draft Wetland restoration plan (August 2000) has not been considered for this Cobaki locality.
- There has been insufficient information provided in the draft LEP in regards to the management and planning of freshwater wetlands, nutrients and pollutant runoff specified in the Cobaki Broadwater Management Plan.
- Water quality from the central drain from the development should not be detrimental to the rich environment of Cobaki Broadwater. There has been insufficient consideration given in respect of water quality entering Cobaki waters.
- There will be delayed access to residential lots in times of heavy rain events. Erosion from fill sites may cause additional sedimentation of the Coastal Estuary.
- The Tugun Bypass and upgrade of Kennedy Drive will significantly affect Section 94 contributions.

Comments

Condition 23 of development consent K99/1124 deals with the management/remediation of Turners Cattle Dip Site. It requires:

“No works or disturbance shall occur within 200 m of Turner’s Cattle Dip Site unless a detailed Plan of Management for remediation of the dip site is submitted and approved by Council and the EPA. The plan shall reference previous Council and EPA concerns and include an Occupational Health and Safety Plan acceptable to the NSW WorkCover Authority. In any case the dip site shall be rehabilitated in accordance with an approved Management Plan prior to the issue of any further development consents for development within 200 m of the Dip Site”.

The southern portion of Area 20 is approximately 200 m from the dip site. The dip site is downstream of Area 20. Condition 23 ensures that the dip will be remediated prior to any further development consents for development within 200 m of the dip site. No further examination is required with respect to contaminated soil due to the distance of the “study area” from the dip site and that the issue is adequately dealt with by consent conditions.

Issues in relation to acid sulfate soils, water quality and stormwater drainage have been examined in the LES and reviewed by Council staff and the EPA. It has been demonstrated, at the rezoning conceptual level, that these matters can be managed within acceptable limits.

The area covered by the draft wetland restoration plan (TSC, August 2000) is outside the scope of the “study area” and the LEP/LES.

Reports from Director Development Services

Flooding was examined in the LES and it was concluded that this proposal does not alter the conclusions of the previous 1999 flood report which was accepted by Council.

Council cannot collect Section 94 contributions for the Tugun Bypass as it is not a Council funded road. Relevant Section 94 contributions would need to be paid at the time of subdividing the additional proposed 2(c) zoned land.

Recommended Action G

No changes to the draft plan in response to the submission by the Tweed Heads Environment Group.

COASTAL COUNCIL OF NSW (COASTAL COUNCIL) (1.4.03)

Summary of Submission

The Coastal Council made a late submission in response to the LES and draft LEP.

The Coastal Council reiterated its previous advice as to matters that should be given consideration in the previous LES. They advised that since this submission was made, SEPP 71 has come into effect and the Coastal Design Guidelines for NSW released.

The Coastal Council advises that the proposal should be reviewed within the context of the merits of the proposal for the local area and the region, against the principles promoted within the Guidelines.

The Coastal Council supports the protection through Environmental Protection (Habitat) zonings to lands identified as requiring greater protection than afforded by the proposed open space zonings.

Comments

This submission did not make any comment regarding whether or not the LES satisfactorily addresses the issues identified by the Coastal Council in their original submission.

The proposed 2(c) Urban Expansion zones are considered to be a minor addition to the areas already zoned for urban development at Cobaki Lakes. The future urban form of Cobaki Lakes has been determined by the preparation of DCP 17 – Cobaki Lakes and substantial areas of the urban release area already have subdivision development consents over them.

The Coastal Design Guidelines for NSW contain guidelines which should be used at the early rezoning/DCP stage for new release areas, as well as guidelines for the more detailed design stage. The planning and development of Cobaki Lakes is at a stage where the Guidelines could be implemented in respect of future subdivision and building designs. That would be a matter for development application preparation and assessment.

The LES identified that some of the proposed 6(b) zones should be zoned for environmental protection purposes and those were included in the exhibited draft LEP.

Recommended Action H

No changes to the draft plan in response to the submission made by the Coastal Council of NSW.

Reports from Director Development Services

CONCLUSION

As a result of the submissions, changes are recommended to the draft LEP with respect to:

- the zoning of land adjacent to the existing 7(d) Environmental Protection (Scenic/Escarpment) zone;
- the zoning of part of Sandy Lane; and
- the land identified as Area 15 in the LES.

The recommended changes to the draft LEP map are illustrated in Figure 4 (Annexure 1).

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2. ORIGIN: Strategic Town Planning Unit

FILE REF: Social Plan

REPORT TITLE:

Exhibition of the Tweed Shire Social Plan Update 2003/04 as a Draft Council Policy

SUMMARY OF REPORT:

This report describes the draft Social Plan Update 2003/04 and recommends adoption of the Plan Update under S160 of the LGA. The Plan Update is intended to be considered for integration into Council's Management Plan in accordance with Local Government Regulation 403.

RECOMMENDATION:

That Council:

1. Exhibits the Social Plan Update 2003/04 for public comment for a period of 28 days;
2. Notes that the document is designed to assist Council in further developing its Management Plan by providing a selection of projects which will help to strengthen and support the Tweed community.

Reports from Director Development Services

REPORT:

The Social Plan informs Council's strategic planning process and helps to make sure that Council services are responsive and accessible to all residents. It works by identifying specific target groups and issues in the community, and making proposals for projects or facilities to support and assist them. It is Council's annual contribution, as one of a number of agencies involved in meeting the needs of the community for social wellbeing, by proposing policies and resourcing projects and activities.

The Update for 2003/4 is similar in form and much of its content to the previous year's Update, because it is an evolving document designed as a 3-year rolling program to match the Management Plan.

It has four principal sections dealing with:

- Council's Community Planning Role,
- Community Facilities,
- Community Services,
- Community Groups,

- with a Strategy comprising specific projects for each section.

On page 9 is a list of seven high priority projects taken from the 39 projects set out under the four sections. These are suggested as being of particular value in supporting social wellbeing at the present time.

Changes in this Update:

The Update incorporates significant changes and developments during 2002.

Data from the 2001 Census has been added where relevant, especially where it shows changes in trends from the previous 1996 data. 2001 data confirms the overall moderation in growth from the pre-1996 period, although growth remains as strong in some parts of the Shire, including Tweed Heads.

The section dealing with Council's Community Planning Role has been further developed to include progress in the community planning area in conjunction with the Premier's Department Regional Coordination Unit. In a major initiative to promote effective service delivery, the Council has been working with the Regional Coordination Management Group towards an Integrated Human Service Delivery Plan for the Shire. This incorporates recent research into the value of social capital for local communities. Apart from the detailed assessment of future facility needs for individual services, it looks at ways of improving coordination between services operating in the same local area.

Parallel with these changes, there has been increased interest in the role of Council in influencing the social characteristics of places through its urban design activities and by means of Local Plans. There is scope for better interaction with the community through consultation on plans aimed to achieve particular social aims, such as crime prevention or sustainable transport.

In the section dealing with Facilities, there has been progress with a number of projects to establish or expand community centres.

Reports from Director Development Services

Likewise under Services, there has been progress towards new, or expansion in a number of services, though not across the whole range.

The section dealing with Community Groups covers consultation, social indicators and the Management Plan process. The Update includes comment on some aspects of the present structure of the Management Plan which detract from its ability to achieve community goals:

- The present structure and the Budget Summary do not allow Community Services and Facilities to be visible and identifiable as distinct programs,
- The structure does not provide for automatic review of programs, or easy assessment of the costs and benefits between existing and new programs; it is rather inflexible,
- The structure does not allow identification of sustainable transport modes as a separate program with a high priority.

CONCLUSIONS

The Social Plan Update 2003/4 maintains the previous general direction and service delivery task of planning for the community, but promises the evolution of more effective instruments for the delivery of services.

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Reports from Director Development Services

3. ORIGIN: Strategic Town Planning Unit

FILE REF: GT1/LEP/2000/45 Pt1

REPORT TITLE:

Draft Tweed Local Environmental Plan 2000, Amendment No 45 - Protection of Existing Dwelling Entitlement

SUMMARY OF REPORT:

Draft Tweed Local Environmental Plan (LEP) 2000, Amendment No 45, was publicly exhibited in accordance with the Environmental Planning and Assessment Act 1979. The draft LEP was publicly exhibited from Wednesday, 5th March 2003 to Tuesday, 1st April 2003.

One submission was received from the general public, which supported the Plan based upon the respondent's understanding of what the Plan shall allow. The relevant State Government Agencies that were consulted responded with support for the Plan also, stating that their interests would not be compromised.

It is considered that the proposed LEP can be forwarded to the Minister for Planning as amended to make the Plan.

RECOMMENDATION:

That Council:

1. Amends Clause 57(b) of the draft to read as follows:
"57 Protection of existing dwelling entitlement
 - (a) *Nothing in this plan prevents a person, with development consent, from erecting a dwelling house on an allotment lawfully created, or the creation of which was lawfully consented to, before the appointed day and on which a dwelling house could lawfully have been erected immediately prior to the appointed day.*
 - (b) *Nothing in this plan prevents a person, with development consent, from erecting a dwelling house on an allotment created pursuant to clause 20(5)".*
2. Inserts Clause 20(5) Subdivision in Zones 1(a), 1(b), 7(d) and 7(l) in appropriate order as follows:
"(5) Notwithstanding other provisions of this plan, Council may grant consent to the subdivision of land where the allotment to be created is an allotment less than 40 hectares for the purpose of erecting a dwelling house if the number of dwelling house entitlements created by subdivision of land under this clause does not exceed the number of dwelling house entitlements existing on the land prior to the subdivision of the land".
3. Forwards the draft Local Environmental Plan 2000, Amendment No 45, to the Minister for Planning and requests the Minister to make the Plan in accordance with section 70 of the Environmental Planning and Assessment Act 1979.

Reports from Director Development Services

REPORT:

INTRODUCTION

At its Ordinary meeting of 20th March 2002 and pursuant to Section 54 of the Environmental Planning and Assessment Act, 1979, Council resolved to prepare a draft LEP Amendment – Housekeeping Stage 2. At the time of Council's resolution the draft Housekeeping LEP Amendment included approximately 14 separate housekeeping matters, one of which having issues relating to Clause 57 Protection of Existing Dwelling Entitlement.

Current provisions of Tweed LEP 2000 do not permit the erection of a dwelling house on an allotment zoned 1(a) Rural unless it has an area in excess of 40 hectares, or is an allotment referred to in Clause 57 (Savings Provision). Dwelling house provisions are located within the zoning table and as such are not a development standard meaning that they cannot be varied by a SEPP No 1 objection. Further, DUAP advised that should Council approve a subdivision utilising SEPP No 1 (i.e. Lot less than 40 hectares) the savings provisions do not apply.

The aim of the Plan is to protect existing dwelling entitlements and to enable, with Council consent, the erection of a dwelling house on an allotment lawfully created in accordance with the provisions of Tweed LEP 2000 (i.e. utilising a SEPP No 1 objection).

The Plan will effectively protect any existing dwelling entitlements relating to land that is lawfully created pursuant to the provisions of Tweed LEP 2000. The proposed Amendment does not enable the creation of any additional dwelling entitlements; it is intended to simply preserve existing dwelling rights.

STATE AGENCY CONSULTATION

Pursuant to Section 54 and 62 of the Environmental Planning and Assessment Act, 1979, Council consulted with relevant State Government Agencies. General comments were received from PlanningNSW in relation to the processing of future development applications, in particular the need for applicants to lodge a SEPP No 1 Objection with the intentions of the proposal clearly stated before it would be considered. Their comments are as follows:

“It will need to be clearly stated to applicants seeking to use SEPP No 1 for subdivision purposes, that applications will have to specify that an allotment is to be used for a house as opposed to subdivision for another purpose, otherwise the new savings provision will have no effect.”

PUBLIC EXHIBITION

In accordance with Section 66 of the Environmental Planning and Assessment Act 1979, draft LEP Amendment No 45 was placed on public exhibition from Wednesday, 5th March 2003 to Tuesday, 1st April 2003.

During this period one submission was received from the general public. It supported the Plan based upon the respondent's understanding that the Plan will allow for boundary adjustments between adjoining allotments on land zoned 1(a) Rural where either one or both allotments are of an area less than 40 hectares and no additional allotments are created; and that all previously approved dwelling entitlements, access conditions etc, on the respective allotments would be fully retained after the boundary adjustment.

Reports from Director Development Services

The relevant State Government Agencies who were consulted responded by stating that their interests would not be affected by the implementation of the Plan.

RECOMMENDATION

A review of the draft identified that the proposed Amendment could be further clarified, in particular interpretation that the Plan will allow with Council consent the subdivision of land zoned 1(a) Rural that resulted in allotments having an area of less than 40 hectares for the purpose of creating additional dwelling entitlements. Therefore it is recommended that Clause 57(b) of the draft be amended to read as follows:

“57 Protection of existing dwelling entitlement

- (a) Nothing in this plan prevents a person, with development consent, from erecting a dwelling house on an allotment lawfully created, or the creation of which was lawfully consented to, before the appointed day and on which a dwelling house could lawfully have been erected immediately prior to the appointed day.*
- (b) Nothing in this plan prevents a person, with development consent, from erecting a dwelling house on an allotment created pursuant to clause 20(5)”.*

And that Clause 20(5) Subdivision in zones 1(a), 1(b), 7(d) and 7(l) be inserted into the Plan in the appropriate order as follows:

- “(5) Notwithstanding other provisions of this plan, Council may grant consent to the subdivision of land where the allotment to be created is an allotment less than 40 hectares for the purpose of erecting a dwelling house if the number of dwelling house entitlements created by subdivision of land under this clause does not exceed the number of dwelling house entitlements existing on the land prior to the subdivision of the land”.*

Appendix 1 of the report outlines the changes to be made. Text recommended to be deleted from the Plan is marked ~~strike-through~~ whilst the text to be included is marked *italics*.

CONCLUSION

By adopting these amendments the Plan clearly states that Council will not consider subdivision for the purposes of erecting a dwelling house where the land zoned 1(a) Rural and the resultant allotments are less 40 hectares when additional dwelling house entitlements are proposed but will, however, protect the existing rights of dwellings approved on the allotment prior to the subdivision of that land.

Reports from Director Development Services

APPENDIX 1

Tweed Local Environmental Plan 2000 (Amendment No 45)

Under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979* (.....)

Minister for Planning

Tweed Local Environmental Plan 2000 (Amendment No 45)

1. Name of plan

This plan is the *Tweed Local Environmental Plan 2000 (Amendment No 45)*

2. Aims, objectives etc

This plan aims to protect existing dwelling entitlements and to enable with Council consent the erection of a dwelling house on an allotment lawfully created in accordance with the provisions of Tweed LEP 2000.

3. Land to which plan applies

This plan applies to the whole of the local government area of Tweed.

4. Amendment of Tweed Local Environmental Plan 2000

Tweed Local Environmental Plan 2000 is amended by: ~~inserting in appropriate order under Clause 57 of the Plan the following words:~~

~~**“57 Dwelling Entitlement**~~

~~(b) Nothing in this plan prevents a person with development consent, from erecting a dwelling house on an allotment lawfully created under the provisions of this plan for the purpose of a dwelling house, after the appointed day.”~~

(1) Amending Clause 57 of the Plan with the following words:

“57 Protection of existing dwelling entitlement

(a) Nothing in this plan prevents a person, with development consent, from erecting a dwelling house on an allotment lawfully created, or the creation of which was lawfully consented to, before the appointed day and on which a dwelling house could lawfully have been erected immediately prior to the appointed day.

(b) Nothing in this plan prevents a person, with development consent, from erecting a dwelling house on an allotment created pursuant to clause 20(5).”

(2) Inserting in appropriate order under Part 4 of the Plan Clause 20(5):

“(5) Notwithstanding other provisions of this plan, Council may grant consent to the subdivision of land where the allotment to be created is an allotment less than 40 hectares for the purpose of erecting a

Reports from Director Development Services

dwelling house if the number of dwelling house entitlements created by subdivision of land under this clause does not exceed the number of dwelling house entitlements existing on the land prior to the subdivision of the land.”

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Reports from Director Corporate Services

4. ORIGIN: Financial & Information Services Unit

FILE REF: Budget

REPORT TITLE:

Draft Management Plan 2003/2006 and Budget 2003/2004

SUMMARY OF REPORT:

The Draft Management Plan 2003/2006 (which forms an attachment to this Business Paper) is part of the process of providing clear purpose and direction in the management planning of Council's proposed activities, functions and services over the next three years. The Plan includes the Revenue Policy, Fees and Charges and Draft Budget 2003/2004 of \$125 million.

The Minister for Local Government has set a limit of 3.6% for increase in general purpose rate income for rating year commencing 1 July 2003.

The 2003/2004 budget has an extensive capital works program of \$53 million that will support growth and community needs in the Shire.

RECOMMENDATION:

That :-

1. The Draft 2003/2006 Management Plan/Budget be adopted and placed on public exhibition for 28 days from 12 May 2003 and submissions be invited.
2. The proposed community consultation and feedback process be applied to provide scope for all ratepayers to participate.
3. Submissions received be considered by Council at its meeting of 18 June 2003 with the view to adopting the Management Plan/Budget at that meeting.

Reports from Director Corporate Services

REPORT:

DRAFT MANAGEMENT PLAN 2003/2006 AND BUDGET 2003/2004

BACKGROUND

Meeting community needs is a major challenge facing Council. This year's Management Plan focuses on delivering essential services whilst maintaining our assets at an improved standard. In relative terms, the Tweed Shire has continued to grow at a steady rate. This growth brings with it many challenges, placing increased demands on the resources of Council.

The Management Plan is the core corporate and strategic document that Council applies in determining its resourcing priorities and therefore is an important document in the systematic evaluation of service levels, objectives and performance achievement.

The three major urban areas and 17 villages together with rural and farmland properties represent a diverse array of needs and expectations. The management planning process provides the opportunity for all people to participate in the establishment of this 3 year planning document. To this end, Council provides leadership in developing a forward service plan based on research material, personal contact with ratepayers and their assessment of community needs in the context of statutory requirements and constraints.

The Council is supported by a professional team of officers whose performance to date has demonstrated the Council's high level of efficiency and service performance. Based on the Department of Local Government performance comparison indices, the Tweed Shire is ranked as one of the highest performing authorities in the state. This has been achieved through strong management practices, responsible financial planning, effective resource allocation and the use of technology. In addition, Council is committed to ensuring that its infrastructure is maintained in a responsible manner and is striving to balance the need for timely construction of asset management projects, to meet the growth in population, by a program of sensible borrowing to fund these works.

VARIATION TO GENERAL INCOME FOR 2003/04

The following is an extract from Department of Local Government Circular No 03/07:-

“VARIATION OF GENERAL INCOME

The Minister for Local Government has announced a 3.6% increase in terms of Section 506 of the Local Government Act 1993 for the rating year commencing 1 July 2003.

VARIATION OF DOMESTIC WASTE MANAGEMENT SERVICE CHARGE

*The Minister **has not** specified a percentage in terms of Section 507 of the Local Government Act, 1993, by which the amounts of annual charges for domestic waste management services may be varied by the rating year commencing 1/7/2003. This has the effect that no Ministerial limitation is placed on variations to the charge. However the amount of the charge remains subject to Section 504(3) of the Act and councils will need to review their waste management operations in order to determine the appropriate current and future costs to be included as part of the **reasonable cost** determination.*

The “reasonable cost” determination applies to both Section 496 and Section 502 components of the charge. The Department has already provided councils with guidance on determining reasonable cost and this can be found in Section 9.8 of the Local Government Code of Accounting Practice and Financial Reporting.

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The determination of the annual charge for domestic waste management services will continue to be subject to independent audit review.”

Proposed 2003/2004 Rate Structure (Minimum Rates)

- General Rate \$482.00 Increase (2002/2003 \$465.30) 3.6% increase
- Sewerage Rate \$430.00 2002/03 - \$419.00)
- Water Access Charge \$106.00 Plus Water Use (Residential) (2002/2003 - \$105.00)
- Domestic Garage Charge \$173.50 2002/2003 - \$168.50)

MANAGEMENT PLAN

The Management Plan provides a 3 year program aimed at effectively meeting the expected needs of the community. The Plan clearly states Council's vision and mission, the core values and prioritised principal activities provide a clear indication of Council's intention for the coming 12 months and the following 2 years.

COMMUNITY CONSULTATION

The next stage of the Management Plan process involves seeking feedback from the communities of the Tweed as to their expectation of the Plan. To facilitate this style the organisations will:-

1. Place copies of the Draft Management Plan and supplementary documents on public display at both the Tweed Heads and Murwillumbah Civic Centres.
2. Encourage ratepayers to write to Council expressing their views on the Management Plan and its priorities.
3. Make available Management to clarify issues associated with programs and priorities.
4. Contact owners of properties at Casuarina Beach to provide details of proposed special rate.

The Management Plan is structured to describe what Council will be undertaking this year, its performance targets and how it would measure its level of performance. Statutory performance indicators requirements are supported by an additional range of management performance measures. These will form the basis of the General Manager's quarterly reports and the annual report to the community.

The 3 year Management Plan is a complete document and therefore needs to be read in its totality to appreciate the strategic direction and priorities considered most appropriate in these difficult economic times.

LEGAL REQUIREMENTS

Section 402 of the Local Government Act 1993, provides that, during each year a Council must prepare a draft Management Plan with respect to:-

- a) Council's activities for at least the next three years.
- b) The Council's revenue policy for the next year.

The act provides that the draft Management Plan must contain the following statements with respect to the Council's activities for the period to which it relates:-

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- A statement of the principal activities that the Council proposes to conduct.
- A statement of the objectives and performance targets for each of its principal activities.
- A statement of the means by which the Council proposes to achieve these targets.
- A statement of the manner in which the Council proposes to assess its performance in respect of each of its principal activities.
- Statements with respect to such other matters as may be described by the regulations.

The act requires the statement of principal activities to include the following particulars:-

- Capital works projects to be carried out by the Council.
- Services to be provided by the Council.
- Asset replacement programs to be implemented by the Council.
- Sales of assets to be conducted by the Council.
- Activities of a business or commercial nature to be undertaken by the Council.
- Human Resources activities (such as training programs) to be undertaken by the Council.
- Activities to properly manage, develop, protect, restore, enhance and conserve the environment in a manner that is consistent with and promotes the principles of ecologically sustainable development.
- Activities in response to, and to address priorities identified in, the Council's current comprehensive report as to the state of the environment and any other relevant reports.
- Programs to be undertaken by the Council to implement its equal employment opportunity management plan.

The General Manager must report to the Council within 6 weeks after the end of each quarter as to the extent to which the performance targets set by the Council's current Management Plan have been achieved during that quarter.

The Management Plan for 2003/2006 must be adopted by Council prior to 30 June 2001.

OVERVIEW

The intention of the Local Government Act is that financial planning is an integral part of the Management Plan and Council must show how it proposes to fund the activities it plans to undertake.

The draft Management Plan includes details of sources amounts and bases of calculation of the revenue proposed to be raised in the next year (S.404). These details are supported by a detailed estimate of Council's income and expenditure (S.404(1)). A general estimate of income and expenditure for the second and subsequent years covered by the management plan has also been prepared (S.404(4)).

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WHY HAVE A REVENUE POLICY

Council has both the political and managerial autonomy to determine the appropriate fee or charge to be levied for any good or service provided in accordance with its agreed activities and functions. Council needs to be aware of each and every fee and charge proposed in 2003/2004.

A Revenue Policy is an issue that is of major interest to Tweed Shire Council with the Local Government Act insisting upon greater reliance on user charges and less reliance on rates. The need to balance these considerations with the community service obligations of Council means that the issue of pricing may not be a particularly easy one.

A Revenue Policy for a charge or fee should identify:-

- Cost relating to a particular service or function of local government;
- Any revenue which may be earmarked for that service or function;
- Options for recovering the cost of a service or function.

Council exists to provide services for the benefit of the local community, therefore it should operate in an efficient manner. Tweed Shire Council is not a profit making concern, however, the development and undertaking of non-statutory activities should not be precluded – such an approach to provision of services must take account of a number of major characteristics of local government including:-

- A large part of its revenue comes from ratepayers who understandably expect a certain level and quality of service for payments of rates;
- Local Government policies, budget and pricing are developed and set by representatives elected by the ratepayers;
- Local Government receives large grants from other spheres of government which often prescribed policies and pricing practices;
- Commonwealth and State Legislation are prescriptive in certain areas in relation to the powers of local government; and
- A responsibility of allocating revenues in the most efficient and effective manner.

What services can be charged for?

The following questions need to be addressed when considering the level of fees and charges covered in the Revenue Policy:-

- Which groups (persons or entities) will benefit from the service?
- Can this target group be charged for the service?
- Should this target group be charged for the service?
- How will the target group be charged?
- Will the target group pay, or will other groups be forced to subsidise the provision of the service?

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COMMUNITY SERVICE OBLIGATION

It is the degree to which Council is obliged to provide a service (or part of a service) to the community which it may not otherwise do if motivated purely by economic or financial considerations.

COUNCIL'S FINANCIAL POSITION (2003/2004) – BUDGET

The Budget as presented in the General Fund is balanced. If any surplus funds become available from operations during the year, these should be applied to increase the level of accumulated funds so that Council has a sound financial platform on which it can build.

BUDGET FORMAT

Program Budgeting provides both a financial and management analysis of the individual programs and services offered by Council and in conjunction with the various program objectives and performance measures allows an ongoing review of services related back to the individual program objective. Extensive use of activity based costing is used to support this process.

OBJECTIVES OF THE BUDGET

During the review of the Budget by the Management, the objectives of the Budget were:-

- To recognise, and as far as possible meet, the stated policies and priorities of Council;
- To restrain expenditure, wherever possible;
- To maximise income from all sources subject to the stated policies of Council;
- To achieve economy of operation;
- To achieve “self funding” where appropriate.

Department of Local Government Comparative Information

	TSC	NSW	Grouping
Average Residential Rates per Property	\$541.00	\$550.00	\$573.00
Average Farmland Rate per Property	\$975.00	\$1,337.00	\$1,228.00
Average Business Rate per Property	\$1,751.00	\$3,950.00	\$3,232.00

(Dept Local Government Sept 2002)

READER'S GUIDE TO THE BUDGET

The 2003/2004 Annual Operating Budget for Tweed Shire Council is intended to serve four purposes:-

1. The Budget as a Policy Document

As a policy document the Budget indicates what services the Shire will provide during the twelve-month period beginning July 2001 and why. The Budget also provides detailed information such as revenue sources and trends, expenditure categories, and descriptions of all operating funds.

2. The Budget as an Operation Guide

As an operation guide, the Budget indicates how services will be delivered to the community.

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3. The Budget as a Financial Plan

As a financial plan, the Budget outlines how much the Council's services will cost and how they will be funded. The Budget document includes appropriations from operation funds for capital improvement purposes. The operating and maintenance cost impact of completed capital projects is reflected in the adopted operating budget described in this document.

4. The Budget as a Communications Device

The Budget is designed to be user friendly with a summary information in text, tables and graphs. Also included at the end of this document is a glossary of budget terms.

SUMMARY

In preparing the Budget, every effort has been made to address the objectives and strategies of the Draft Management Plan and is only presented to this meeting after many months of discussions and deliberations. Every endeavour has been made to target priorities and to recommend changes in a fair manner.

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5. ORIGIN: Director

FILE REF: GA10/3/1 Pt3; DW894222; Aboriginal Land Claims

REPORT TITLE:

Native Title Determination Application - Widjabul Aboriginal People

SUMMARY OF REPORT:

Advice has been received from the National Native Title Tribunal as part of a notification process in relation to a Native Title application by the Widjabul Aboriginal people. The application was filed with the Federal Court of Australia on 26 November 2001. Details of the claim have been outlined on a map and include a minor area of the Tweed Shire in the application area.

It is recommended that Council register an interest in the application.

RECOMMENDATION:

That Council:

1. Registers its interest in being a party to the application.
2. Advises the Tweed community of the application and place a copy of the map in the foyer of the Murwillumbah office.

Reports from Director Corporate Services

REPORT:

The National Native Title Tribunal has advised the General Manager of a Native Title application that has been lodged by the Widjabul Aboriginal people over an area of the Northern Rivers region of New South Wales. Their application involves all or parts of the Shires of Ballina, Byron, Richmond Valley, Kyogle, Lismore City and Tweed. The area in all is approximately 1,617 square kilometres and excludes freehold land and some other tenure.

The letter of notice advises that parties wishing to become a party to the application need to lodge a registration with the Federal Court prior to 23 July 2003.

The National Native Title Tribunal's letter also requests that the map, as supplied, be posted in a suitable public space. The map indicates that the Tweed Shire Council area is impacted in a very marginal sense.

A copy of the application and claimant summary details are attached and provides details of information from the Registrar Native Title Claims.

It is recommended that Council register an interest in the application process so that it may participate in the application determination process. It is also suggested that Council place a copy of the notice of this matter in the Tweed Link and advise people that a map of the area potentially affected by this application is to be displayed in the foyer of the Murwillumbah office.

Reports from Director Corporate Services

6. ORIGIN: Director
FILE REF: Festivals – Policy; Donations

REPORT TITLE:

Revised Donations Policy and Festivals Policy

SUMMARY OF REPORT:

Council, at its meeting of 2 April 2003, resolved *“that Council reviews the donations policy and the festivals policy by holding a workshop prior to Council considering the budget.”*

The workshop was held on Wednesday, 23 April 2003 at which a number of concerns were expressed regarding the application of both policies.

These concerns have been reflected in suggested variations to the existing donations policy and festivals policy for Council’s consideration.

RECOMMENDATION:

That the:-

1. Donations policy be varied by:

Deleting eligibility criteria 3:

“3. Only 75% of the fund will be approved in the first nine months for distribution.”

and additional funding guidelines be added that read:

“d) Council shall advertise every six months for applications for donations in accord with these guidelines and eligibility criteria. 75% of the budget expenditure allocation will be available for allocation through this process with the balance of 25% of the budget expenditure reserved for allocation by the General Manager and Mayor under delegation, as per Council’s policy.

e) Council will set a maximum limitation on a donation to an individual or organisation of an amount no greater than \$2,000.

f) That an individual or an organisation shall not be eligible for any more than two donation grants in any consecutive three year period.

g) A recipient of a donation will be required to publicly acknowledge and/or provide recognition of the support of Tweed Shire Council as an outcome of Council’s donation support.

h) A recipient of a donation which fails to report to Council and account for the donation expenditure shall become ineligible for any further donation / financial or in-kind assistance from Council.”

2. Festivals policy be varied by amending point 9. (as underlined):

“9. Upon expenditure of the grant funds the festival group will be requested to furnish Council a statement identifying that the expenditure of funds have been allocated for the purpose applied for. This statement is to include all income received including sponsorship from other organisations and the amount of expenditure allocated to charities and community bodies. This detail is to identify each body and the amount of funds allocated. Also a report will be required to be provided

Reports from Director Corporate Services

outlining the festival outcomes and any issues of concern for Council which have arisen from the festival. Failure to provide details within two months may limit future Council support.

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REPORT:

Council, in March 1999, introduced two new policies to enable the issue of requests for donations and requests for funding of various festivals to be more effectively managed.

Following the adoption of these two policies Council has considered, in line with the policy criteria, the twice-annual call for applications for both donations and festivals through a regulated structure.

Whilst this series of processes has enabled Council to more efficiently handle the large number of requests that Council receives, concerns have emerged as to the value of this aspect of Council's current activities.

Council at its meeting of 2 April 2003 resolved "*that Council reviews the donations policy and the festivals policy by holding a workshop prior to Council considering the budget.*"

In accord with this resolution a workshop was held on Wednesday, 23 April 2003. This workshop examined the current rationale of the policy objectives and the criteria for assessing applications for both donations and festivals.

A number of suggestions were tabled and these are reflected in the following variable options for Councils consideration in amending both the donations policy and the festivals policy.

DONATIONS POLICY

Council over the period 1 July 2002 to 31 March 2003 has provided a significant level of financial and in-kind support to organisations and individuals in the form of donations.

Council's budget allocation for 2002/2003 financial year is \$36,000 and Council by resolution has made donations well in excess of the budget expenditure allocation. The details of which are outlined below and were provided to the workshop as background information:

Donations in total:

• Financial Assistance	\$ 67,514.40
• Goods and/or Materials	\$ 5,494.00
• Provision of Labour and/or Plant & Equipment	\$ 20,746.05
• Tweed Link Advertising	\$ 1,017.00
• Administration	\$ 505.00
• Rates	13,860.36
• Room Hire	<u>\$ 13,070.35</u>
TOTAL	\$122,207.16

Details of the donations appear below:

Financial Assistance

Amount (\$)	Recipient	Donated Item	Date
1057.00	Chillingham Community Association	DA Fees	22/01/03
2100.00	Murwillumbah & District Senior Citizens	Donation - Senior Citizens Week	24/01/03
250.00	Murwillumbah Community Support Centre	Donation	13/03/03
3708.40	Terranora Equestrian Club	Donation	26/02/03
9500.00	Careflight Queensland	Donation	5/03/03

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Financial Assistance

Amount (\$)	Recipient	Donated Item	Date
1482.00	Horse/Rider Training Centre	DA Fees	3/01/03
1,450.00	Kingscliff Soccer Club	Donation	11/10/02
492.00	Kingscliff Soccer Club	Donation	17/10/02
100.00	Murwillumbah & District Garden Club	Donation	24/10/02
100.00	Allan Border Trek for Kids	Donation	04/11/02
40.00	Wollumbin High School	Donation - Awards Presentation	22/11/02
10,500.00	Volunteer Marine Rescue C'gatta	Donation	04/12/02
5,000.00	Australian Volunteer Coastguard	Donation	04/12/02
500.00	Pottsville Beach Public School	Donation	04/12/02
1,500.00	Tumbulgum Rangers Sports Club	Donation	10/12/02
25.00	Uki Public School	Donation - Awards Presentation	10/12/02
500.00	Fingal Rovers	Donation	18/12/02
500.00	Fingal SLSC	Sponsorship	06/11/02
100.00	Kingscliff High School	Debating Prize	6/08/02
100.00	St. Josephs primary School	Debating Prize	6/08/02
50.00	Murwillumbah High School	Debating Prize	6/08/02
50.00	Cudgen Primary School	Debating Prize	6/08/02
75.00	Tweed River High School	Donation	22/08/02
100.00	St. John's Ambulance	Donation	22/08/02
1,500.00	Speed on Tweed Committee	Donation	26/08/02
3,500.00	Netball Queensland State of Origin	Donation	29/08/02
4,400.00	Les Burger Building Cabarita	Donation	30/08/02
1,000.00	Twin Towns Friends Association	Donation	30/08/02
2,000.00	Cudgen Headland Surf Lifesaving Club	Donation	30/08/02
750.00	Blind Citizens Australia	Donation	30/08/02
650.00	Pottsville Community Association	Donation	30/08/02
2,700.00	Tweed Valley Wildlife Carers	Donation	30/08/02
350.00	Kingscliff Lions Club	Donation	5/09/02
2,000.00	Blind & Vision Impaired	Donation	5/09/02
3,500.00	Murwillumbah District Senior Citizens	Donation	5/09/02
2,000.00	Wollumbin festival	Donation	5/09/02
3,885.00	Cudgen Junior Cricket Club	Donation	12/09/02

Goods and/or Materials

Amount (\$)	Recipient	Donated Item	Date
2259.00	Chillingham Community Association	5300 Gal Water Tank	19/02/03
120.00	Stokers Siding Landcare	Trees	25/02/03
120.00	Sth. Murwillumbah Primary School	Trees	3/03/03
160.00	East Murwillumbah Primary School	Trees	11/03/03
60.00	Tyalgum Primary School	Trees	21/03/03
300.00	Murwillumbah Primary School	Mulch	20/03/03
8.00	Show Society	Plants	24/10/02
120.00	Uki Public School	Trees	23/10/02
95.00	Tweed Heads Rotary Club	Trees	15/11/02

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Goods and/or Materials

Amount (\$)	Recipient	Donated Item	Date
120.00	Wollumbin High School	Trees	22/11/02
200.00	Murwillumbah Pre - School	Trees	22/11/02
48.00	Mt St Patricks School	Trees	05/12/02
56.00	Christian Community School	Shrubs & Trees	09/08/02
80.00	Uki Primary School	Shrubs & Trees	14/08/02
16.00	Uki Primary School	Shrubs & Trees	22/08/02
40.00	South Murwillumbah Primary School	Shrubs & Trees	26/08/02
80.00	Wollumbin High School	Shrubs & Trees	21/08/02
320.00	Green Corp	Shrubs & Trees	26/07/02
184.00	Kingscliff High School	Shrubs & Trees	26/07/02
160.00	Kingscliff Primary School	Shrubs & Trees	26/07/02
120.00	Murwillumbah High School	Shrubs & Trees	26/07/02
120.00	Centaur Primary School	Shrubs & Trees	26/07/02
400.00	Landcare	Trees & Grasses	30/07/02
160.00	Lindisfarne School	Rainforest Trees	3/09/02
32.00	Wollumbin High School	Shrubs & Trees	19/09/02
76.00	Duranbah Public School	Rainforest Trees	13/09/02
40.00	Cudgen Primary School	Shrubs & Trees	26/09/02

Provision of Labour and/or Plant & Equipment

Amount (\$)	Recipient	Donated Item	Date
1,151.56	Life Education	Moving of Van	Jan to March
151.54	Cudgen Surf life Saving Club	Barriers	17/01/03
97.01	Show Ground Committee	Sweep Showground	24/01/03
43.16	Police Citizens Youth Club	Barriers	7/03/03
262.30	Meeting of NSW Clubs	Plant Display	16/10/02
2,501.68	Speed on Tweed Organising Committee	Provision of Barriers & Labour	04/10/02
896.83	Tweed River Agricultural Show Society	Labour & Dumping Fees	25/10/02
106.24	NSW Police	Erection of Signs Melbourne Cup Day	08/11/02
90.89	Murwillumbah RSL sub-branch	Provision of Barriers & Labour	15/11/02
125.96	Maritime Museum	Provision of Plant & Labour	22/11/02
147.94	Brenton McGrath - Ski for a Cure	Provision of Barriers & Labour	22/11/02
774.08	Life Education	Moving of Van	July - Sept.
1,218.30	Banana Festival	Provision of Barriers, Signs & Labour	26/8/02 - 6/9/02
13,178.56	Speed on The Tweed	Provision of Labour, Plant & Other Items	6/9/02 - 27/9/02

Reports from Director Corporate Services

Tweed Link Advertising

Amount (\$)	Recipient	Donated Item	Date
	Twin Towns Police & Community		
31.50	Youth Club	Advertising	25/02/03
175.50	Various Community Groups	Advertising - Community Notices	28/01/03
40.50	Various Community Groups	Advertising - Community Notices	11/02/03
162.00	Various Community Groups	Advertising - Community Notices	18/02/03
94.50	Various Community Groups	Advertising - Community Notices	25/02/03
67.50	Various Community Groups	Advertising - Community Notices	04/03/02
189.00	Various Community Groups	Advertising - Community Notices	11/03/02
121.50	Various Community Groups	Advertising - Community Notices	18/03/03
135.00	Various Community Groups	Advertising - Community Notices	25/03/02

Administration

Amount (\$)	Recipient	Donated Item	Date
35.00	Palliative Care	Photocopying	Nov.
350.00	Neighbourhood Watch	Photocopying	Dec.
120.00	Tweed Valley Arts Council	Postage	11/07/02

Rates

Amount (\$)	Recipient	Donated Item	Date
9.00	Tyalgum Literary Society	Rates	25/03/03
471.56	Kunghur Hall	Rates	02/02/03
112.80	Bilambil Literary Society	Rates	25/03/03
10.80	Burringbar School of Arts	Rates	25/03/03
465.30	Autumn Club	Council Rates	30/08/02
623.80	Crabbes Creek Hall	Council Rates	02/09/02
1,603.20	Twin Towns Youth Club	Council Rates	02/09/02
491.50	Stokers Siding Hall	Council Rates	02/09/02
511.80	Stokers Siding Hall	Council Rates	02/09/02
728.80	Burringbar School of Arts	Council Rates	02/09/02
623.80	Chillingham Hall	Council Rates	03/09/02
455.30	Doon Doon Hall	Council Rates	03/09/02
2,661.70	Legacy Club Coolangatta	Council Rates	02/09/02
728.80	Bilambil Literary Society	Council Rates	03/09/02
1,191.10	Tyalgum Literary Society	Council Rates	10/09/02
1,697.90	Tweed Coast Community Centre	Council Rates	Sept.
455.30	Kunghur Community Hall	Council Rates	Sept.
1,017.90	Uki Hall	Council Rates	Sept.

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Room Hire

Amount	Recipient	Donated Item	Date
57.00	Tweed Heads Hospital Aux.	Room Hire - Tweed Heads Mtg Room	6/01/03
57.00	Tweed Heads Hospital Aux.	Room Hire - Tweed Heads Mtg Room	3/02/03
57.00	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Mtg Room	2/03/03
57.00	Tweed Heads Hospital Aux.	Room Hire - Tweed Heads Mtg Room	3/03/03
57.00	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Mtg Room	30/03/03
34.00	Twin Towns Garden Club	Room Hire - Tweed Heads Civic Centre	13/01/03
51.90	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Civic Centre	22/01/03
51.90	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Civic Centre	5/02/03
34.00	Twin Towns Garden Club	Room Hire - Tweed Heads Civic Centre	10/02/03
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Civic Centre	10/02/03
28.50	Twin Towns Ladies Aux.	Room Hire - Tweed Heads Civic Centre	12/02/03
51.90	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Civic Centre	12/02/03
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Civic Centre	17/02/03
51.90	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Civic Centre	19/02/03
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Civic Centre	20/02/03
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Civic Centre	24/02/03
51.90	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Civic Centre	26/02/03
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Civic Centre	27/02/03
51.90	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Civic Centre	5/03/03
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Civic Centre	6/03/03
34.00	Twin Towns Garden Club	Room Hire - Tweed Heads Civic Centre	10/03/03
51.90	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Civic Centre	12/03/03
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Civic Centre	13/03/03
51.90	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Civic Centre	14/03/03
288.00	Rotary	Room Hire - Tweed Heads Civic Centre	15/03/03
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Civic Centre	17/03/03
51.90	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Civic Centre	19/03/03
288.00	NORPA	Room Hire - Tweed Heads Civic Centre	20/03/03
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Civic Centre	20/03/03
51.90	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Civic Centre	23/03/03
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Civic Centre	24/03/03
51.90	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Civic Centre	26/03/03
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Civic Centre	27/03/03
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Civic Centre	31/03/03
41.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Civic Centre	11/02/03
23.80	Blind & Visually Impaired	Room Hire - Sth Tweed HACC	15/03/03
23.80	Twin Towns & Friends	Room Hire - Sth Tweed HACC	12/03/03
23.80	Blind & Visually Impaired	Room Hire - Sth Tweed HACC	19/03/03
23.80	Blind & Visually Impaired	Room Hire - Sth Tweed HACC	19/03/03
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Mtg Room	3/10/02
57.00	Tweed Heads Hospital Aux.	Room Hire - Tweed Heads Mtg Room	7/10/02
57.00	Crime Prevention Committee	Room Hire - Tweed Heads Mtg Room	29/10/02
57.00	Cabinet Meeting - Larry Anthony	Room Hire - Tweed Heads Mtg Room	4/11/02

Reports from Director Corporate Services

Room Hire

Amount	Recipient	Donated Item	Date
57.00	Tweed Heads Hospital Aux.	Room Hire - Tweed Heads Mtg Room	4/11/02
57.00	Crime Prevention Committee	Room Hire - Tweed Heads Mtg Room	26/11/02
57.00	Tweed Heads Hospital Aux.	Room Hire - Tweed Heads Mtg Room	2/12/02
23.80	Twin Towns Friends	Room Hire - South Tweed HACC	9/10/02
14.50	Blind & Visually Impaired	Room Hire - South Tweed HACC	16/10/02
23.80	Twin Towns Friends	Room Hire - South Tweed HACC	13/10/02
14.50	Blind & Visually Impaired	Room Hire - South Tweed HACC	20/11/02
23.80	Twin Towns Friends	Room Hire - South Tweed HACC	11/11/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Civic Centre	7/10/02
28.50	Twin Towns Aux. Card group	Room Hire - Tweed Heads Civic Centre	9/10/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Civic Centre	10/10/02
88.00	Twin Towns Chess Club	Room Hire - Tweed Heads Civic Centre	11/10/02
176.00	Twin Towns Chess Club	Room Hire - Tweed Heads Civic Centre	12/10/02
88.00	Twin Towns Chess Club	Room Hire - Tweed Heads Civic Centre	13/10/02
34.00	Twin Towns Garden Club	Room Hire - Tweed Heads Civic Centre	14/10/02
96.80	Tweed Theatre Company	Room Hire - Tweed Heads Civic Centre	14/10/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Civic Centre	15/10/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Civic Centre	16/10/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Civic Centre	23/10/02
782.80	Tweed Theatre Company	Room Hire - Tweed Heads Civic Centre	27/10/02
71.00	Cabinet Meeting - Larry Anthony	Room Hire - Tweed Heads Civic Centre	4/11/02
34.00	Twin Towns Garden Club	Room Hire - Tweed Heads Civic Centre	11/11/02
28.50	Twin Towns Card Group	Room Hire - Tweed Heads Civic Centre	13/11/02
157.00	T/Heads Hospital Memorial Service Combined Churches Charity Christmas	Room Hire - Tweed Heads Civic Centre	14/11/02
69.00	Dinner Combined Churches Charity Christmas	Room Hire - Tweed Heads Civic Centre	24/12/02
288.00	Dinner	Room Hire - Tweed Heads Civic Centre	25/12/02
41.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Civic Centre	2/10/02
41.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Civic Centre	8/10/02
41.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Civic Centre	9/10/02
898.30	Murwillumbah Theatre Company Various Tweed Produce Growers -	Room Hire - Murwillumbah Civic Centre	19/10/02
104.00	Taste the Tweed	Room Hire - Murwillumbah Civic Centre	12/11/02
51.90	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Auditorium	3/07/02
34.00	Twin Towns Garden Club	Room Hire - Tweed Heads Auditorium	8/07/02
28.00	Twin Towns RSL Card Group	Room Hire - Tweed Heads Auditorium	10/07/02
51.90	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Auditorium	10/07/02
55.20	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Auditorium	12/07/02
343.00	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Auditorium	14/07/02
343.00	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Auditorium	21/07/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Auditorium	22/07/02
41.90	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Auditorium	24/07/02
83.80	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Auditorium	28/07/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Auditorium	29/07/02

Reports from Director Corporate Services

Room Hire

Amount	Recipient	Donated Item	Date
41.90	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Auditorium	31/07/02
164.00	Tweed Heads Hospital	Room Hire - Tweed Heads Auditorium	5/08/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Auditorium	5/08/02
41.90	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Auditorium	7/08/02
41.90	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Auditorium	11/08/02
34.00	Twin Towns Garden Club	Room Hire - Tweed Heads Auditorium	12/08/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Auditorium	12/08/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Auditorium	15/08/02
171.00	Twin Towns Family History Group	Room Hire - Tweed Heads Auditorium	17/08/02
171.00	Twin Towns Family History Group	Room Hire - Tweed Heads Auditorium	18/08/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Auditorium	19/08/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Auditorium	22/08/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Auditorium	26/08/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Auditorium	29/08/02
	Tweed Heads Hospital Fund Raising		
88.00	Committee	Room Hire - Tweed Heads Auditorium	1/09/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Auditorium	2/09/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Auditorium	5/09/02
34.00	Twin Towns Garden Club	Room Hire - Tweed Heads Auditorium	9/09/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Auditorium	9/09/02
29.00	Twin Towns RSL Card Group	Room Hire - Tweed Heads Auditorium	11/09/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Auditorium	12/09/02
110.40	Twin Towns Garden Club	Room Hire - Tweed Heads Auditorium	13/09/02
343.00	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Auditorium	15/09/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Auditorium	16/09/02
41.90	Northern Rivers Symphony Orchestra	Room Hire - Tweed Heads Auditorium	18/09/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Auditorium	19/09/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Auditorium	23/09/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Auditorium	26/09/02
	Tweed Heads Hospital Fund Raising		
104.00	Committee	Room Hire - Tweed Heads Auditorium	27/09/02
	Tweed Heads Hospital Fund Raising		
104.00	Committee	Room Hire - Tweed Heads Auditorium	28/09/02
41.90	Tweed Theatre Company	Room Hire - Tweed Heads Auditorium	30/09/02
69.20	Murwillumbah Theatre Company	Room Hire - Murwillumbah Auditorium	17/07/02
51.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Auditorium	18/07/02
51.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Auditorium	29/07/02
51.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Auditorium	31/07/02
76.00	Northern Rivers Writers Centre	Room Hire - Murwillumbah Auditorium	1/08/02
41.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Auditorium	5/08/02
41.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Auditorium	8/08/02
41.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Auditorium	12/08/02
41.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Auditorium	14/08/02
41.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Auditorium	19/08/02
41.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Auditorium	21/08/02

Reports from Director Corporate Services

Room Hire

Amount	Recipient	Donated Item	Date
203.00	Murwillumbah Theatre Company Tweed Economic Development Corporation	Room Hire - Murwillumbah Auditorium	22/08/02
164.00	Banana Festival Committee	Room Hire - Murwillumbah Auditorium	23/08/02
82.80	Banana Festival Committee	Room Hire - Murwillumbah Auditorium	23/08/02
412.20	Banana Festival Committee	Room Hire - Murwillumbah Auditorium	24/08/02
176.00	Banana Festival Committee	Room Hire - Murwillumbah Auditorium	24/08/02
467.00	Banana Festival Committee	Room Hire - Murwillumbah Auditorium	26/08/02
138.40	Banana Festival Committee	Room Hire - Murwillumbah Auditorium	27/08/02
231.20	Banana Festival Committee	Room Hire - Murwillumbah Auditorium	28/08/02
152.00	Banana Festival Committee	Room Hire - Murwillumbah Auditorium	29/08/02
152.00	Banana Festival Committee	Room Hire - Murwillumbah Auditorium	30/08/02
157.00	Banana Festival Committee	Room Hire - Murwillumbah Auditorium	1/09/02
41.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Auditorium	2/09/02
41.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Auditorium	4/09/02
41.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Auditorium	9/09/02
41.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Auditorium	11/09/02
41.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Auditorium	18/09/02
41.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Auditorium	23/09/02
41.90	Murwillumbah Theatre Company	Room Hire - Murwillumbah Auditorium	30/09/02
23.80	Twin Towns Friends	Room Hire - South Tweed HACC	10/07/02
14.50	Blind & Visually Impaired	Room Hire - South Tweed HACC	21/08/02
21.75	Twin Towns Friends	Room Hire - South Tweed HACC	11/09/02
14.50	Blind & Visually Impaired	Room Hire - South Tweed HACC	18/09/02
57.00	Tweed Heads Hospital Auxiliary	Tweed Heads Meeting Room	1/07/02
57.00	Northern Rivers Symphony Orchestra	Tweed Heads Meeting Room	7/07/02
57.00	Tourism Committee	Tweed Heads Meeting Room	15/07/02
29.00	Twin Towns RSL Card Group	Tweed Heads Meeting Room	14/08/02
57.00	Friends of the Library	Tweed Heads Meeting Room	28/08/02
57.00	Tweed Heads Hospital Auxiliary	Tweed Heads Meeting Room	2/09/02
57.00	Crime Prevention	Tweed Heads Meeting Room	24/09/02
57.00	Friends of the Library	Tweed Heads Meeting Room	25/09/02
57.00	Tweed Heads Hospital Auxiliary	Tweed Heads Meeting Room	27/09/02
57.00	Tweed Heads Hospital Auxiliary	Tweed Heads Meeting Room	28/09/02

The donation policy, "attachment a", provides the current policy funding guidelines and eligibility criteria. It is this criteria that the workshop outcome suggests some modification and additions. The donation policy states in relation to funding guidelines:

- "a. Programs will not be funded retrospectively.*
- b. Only one application per community group/individual will be considered per year.*
- c. Projects must be completed within 12 months of funding."*

Reports from Director Corporate Services

The following elements were raised at the workshop for consideration and addition to the policy:

- Council will set a maximum limitation on a donation to an individual or organisation of an amount no greater than \$2,000.
- That an individual or an organisation shall not be eligible for any more than two donation grants in any consecutive three year period.
- No application will be considered by Council outside the twice-annual call and application assessment periods, with the exception of the requests processed by the General Manager and Mayor under delegation.
- A recipient of a donation will be required to publicly acknowledge and/or provide recognition of the support of Tweed Shire Council as an outcome of Council's donation support.
- A recipient of a donation which fails to report to Council and account for the donation expenditure shall become ineligible for any further donation / financial or in-kind assistance from Council.

To align these guidelines with the eligibility criteria it is suggested that eligibility criteria 3 be deleted:

“3. Only 75% of the fund will be approved in the first nine months for distribution.”

and an additional funding guideline be added that reads:

“Council shall advertise every six months for applications for donations in accord with these guidelines and eligibility criteria. 75% of the budget expenditure allocation will be available for allocation through this process with the balance of 25% of the budget expenditure reserved for allocation by the General Manager and Mayor under delegation, as per Council's policy.”

Since the introduction of the policy the current Mayor and previous Mayors have reported that on numerous occasions they have received random requests from individuals and organisations for donation support at short notice.

The policy adopted in 1999 provides the scope for 75% of the available donations expenditure to be available through the formal process of a call for donations. The balance 25% was reserved to enable the Mayor and/or the General Manager to process under Council delegation 1.8 up to a maximum of \$50 for an individual and \$75 for a group. Therefore, it may be more appropriate that the revised policy statement be considered for adoption to enable Council to maintain a level of practical flexibility and discretion for the handling of this type of ad-hoc request.

FESTIVALS POLICY

Council has historically supported a number of significant shire wide festivals that have been considered as an integral part of the tourist and cultural elements of the district. These festivals include the Tweed Valley Banana Festival, Wintersun, Greenback Fishing Competition, Mooball Fish 'n' Nana Carnival and the Art, Food and All That Jazz festival. Council therefore has allocated in its current financial year budget an amount of \$32,000 to support these festivals, together with a number of special events that celebrate the unique characteristics of the Tweed Shire.

Reports from Director Corporate Services

The policy adopted by Council in March 1999 provided a framework to enable these regular festival events to progress with some certainty and enable a level of fairness and equity to be applied in the promotion of the Shire through special events of this nature.

The festivals policy, "attachment b", provides funding guidelines and a significant list of eligibility criteria.

The matters raised at the workshop by Councillors included:

- Council determines a maximum criteria or maintaining the current flexibility to assess each application and determine financial support on a case-by-case basis.
- That the funded festival is to agree to provide public acknowledgement of Councils financial support.
- That the supported festival or special event be required to provide Council with:
 - a) Comprehensive income and expenditure details within two months of the conclusion of the festival.
 - b) A listing of the benefactors of funds distributed as an outcome of the festivals activities.
 - c) Details of other sponsorship / corporate support provided to the organisation for the event.
- That the organisers of the festival and/or special event outline a program to develop a reserve fund to enable a reduction in the organisations dependency on Council for ongoing sponsorship of the event.

A number of these matters are incorporated in the existing eligibility requirements and is therefore recommended that the policy wording be amended to enable greater clarity of Council's requirements.

In this regard, it is suggested that policy point 9. be amended (as underlined) to read:

"9. Upon expenditure of the grant funds the festival group will be requested to furnish Council a statement identifying that the expenditure of funds have been allocated for the purpose applied for. This statement is to include all income received including sponsorship from other organisations and the amount of expenditure allocated to charities and community bodies. This detail is to identify each body and the amount of funds allocated. Also a report will be required to be provided outlining the festival outcomes and any issues of concern for Council which have arisen from the festival. Failure to provide details within two months may limit future Council support."

In relation to the limiting of funds available to each applicant, it is believed that this should be a matter that is determined on a merit basis by Council at the time of consideration of the application.

Reports from Director Corporate Services

7. ORIGIN: Director
FILE REF: Councillors - Conferences

REPORT TITLE:

Attendance at Conferences by Councillors

SUMMARY OF REPORT:

The following Councillors have requested approval to attend conferences:

1. Councillor Youngblutt has indicated an interest in attending the NSW Biennial Weeds Conference to be held in Taree from 1 to 3 July 2003.
2. Councillors Polglase, Beck and Marshall have indicated an interest in attending the 2003 River Symposium to be held in Brisbane from 2 to 5 September 2003.
3. Councillor Beck has indicated an interest in attending the 4th ALGA National Roads Congress to be held in the City of Kalgoorlie/Boulder, Kalgoorlie Western Australia from 30 June to 1 July 2003.

RECOMMENDATION:

That Council authorises the attendance and expenditure of funds to enable:

1. Councillor Youngblutt to attend the NSW Biennial Weeds Conference to be held in Taree from 1 to 3 July 2003.
2. Councillors Polglase, Beck and Marshall to attend the 2003 River Symposium to be held in Brisbane from 2 to 5 September 2003.
3. Councillor Beck to attend the 4th ALGA National Roads Congress to be held in the City of Kalgoorlie/Boulder, Kalgoorlie Western Australia from 30 June to 1 July 2003.

Reports from Director Corporate Services

REPORT:

The following Councillors have requested approval to attend conferences:

1. Councillor Youngblutt has indicated an interest in attending the NSW Biennial Weeds Conference to be held in Taree from 1 to 3 July 2003.
2. Councillors Polglase, Beck and Marshall have indicated an interest in attending the 2003 River Symposium to be held in Brisbane from 2 to 5 September 2003.
3. Councillor Beck has indicated an interest in attending the 4th ALGA National Roads Congress to be held in the City of Kalgoorlie/Boulder, Kalgoorlie Western Australia from 30 June to 1 July 2003.

Details of the conferences are outlined below.

NSW BIENNIAL WEEDS CONFERENCE

Cr Phil Youngblutt has indicated an interest in attending the NSW Biennial Weeds Conference to be held in Taree from 1 to 3 July 2003. Cr Youngblutt is a delegate to the Far North Coast Weeds Council and that organisation has endorsed the attendance of a number of representatives.

It is recommended that Council authorises the attendance of Cr Youngblutt at the NSW Biennial Weeds Conference to be held in Taree from 1 to 3 July 2003 and pay the fees associated with conference registration, meals, accommodation and travel to and from the venue.

COSTS

Registration fee	\$360
4 nights accommodation	\$400 approximately
Meals & expenses	\$200 approximately

EXPENDITURE YEAR TO DATE

Cr Youngblutt will travel to the conference by car and his travel expenses year to date is \$18.00.

2003 RIVER SYMPOSIUM CONFERENCE

Crs Polglase, Beck and Marshall have indicated an interest in attending the 2003 River Symposium to be held in Brisbane from 2 to 5 September 2003.

It is recommended that Council authorises the attendance of Crs Polglase, Beck and Marshall to the 2003 River Symposium conference to be held in Brisbane from 2 to 5 September 2003 and pay the fees associated with conference registration, meals, accommodation and travel to and from the venue.

COSTS

Registration fee	\$625 per delegate (earlybird registration prior to 27/6/03)
Accommodation	\$175 each (approximately) x 3 nights

Councillors will travel to the conference by car.

Reports from Director Corporate Services

EXPENDITURE YEAR TO DATE

Cr Polglase	\$79.55
+ current conference	\$625.00
+ misc. expenses	\$200.00 approximately
Approx. expenditure	\$904.55
Cr Marshall	\$1,559.09
+ current conference	\$625.00
+ misc. expenses	\$200.00 approximately
+ travel by car	\$150.00 approximately
Approx. expenditure	\$2,534.09
Cr Beck	Nil
+ current conference	\$625.00
+ misc. expenses	\$200.00 approximately
+ travel by car	\$175.00 approximately
Approx. expenditure	\$1,000.00

ALGA NATIONAL ROADS CONGRESS

Cr Beck has indicated an interest to attend the 4th ALGA National Roads Congress to be held in the City of Kalgoorlie/Boulder, Kalgoorlie Western Australia from 30 June to 1 July 2003.

Promotional details from the ALGA state *“this congress comes at a critical time for the future of local road funding. Securing the continuation and growth of the roads recovery program in ensuring that local government has a positive and collaborative role in the development of Auslink are real challenges that would require strong and decisive input from all us.*

Congress will provide a unique forum to discuss these and other key transport issues from a local government perspective. It is also a great opportunity to interact with policy and decision makers from all spheres of government and industry.”

The Congress is to *“provide and discuss the essential information on a wide range of local roads issues, including policy, road use, maintenance and funding. Auslink in its implication for local government will also be a major topic. The Congress themes are:*

- *Meeting a communities mobility needs;*
- *Best practice and service delivery; and*
- *Managing our resources effectively.”*

It is recommended that Council authorise the attendance of Cr Beck to the 4th ALGA National Congress to be held in Kalgoorlie, Western Australia from 30 June to 1 July 2003 and pay the fees associated with conference registration, meals, accommodation and travel to and from the venue.

Reports from Director Corporate Services

COSTS

Registration fee	\$725.00
Accommodation	\$548.00
Airfare	\$905.10 (approximately)
Meals & expenses	\$200.00 (approximately)
+ River Symposium Conf.	\$1,000.00
Total (approximately)	\$3,378.10

COUNCIL'S POLICY

Council's policy requires delegates to submit a report to Council within one month of attending conferences.

Reports from Director Corporate Services

8. ORIGIN: Director

FILE REF: TEDC

REPORT TITLE:

Tweed Economic Development Corporation (TEDC) Quarterly Performance Report - January to March 2003

SUMMARY OF REPORT:

The Tweed Economic Development Corporation Chief Executive Officer's quarterly performance report from January to March 2003 is detailed in this report.

RECOMMENDATION:

That this report be received and noted.

Reports from Director Corporate Services

REPORT:

In accordance with the terms of the agreement between Tweed Shire Council and the Tweed Economic Development Corporate, following is the Chief Executive Officer's report on the activities of the Tweed Economic Development Corporation for the period January to March 2003.

CHIEF EXECUTIVE OFFICER'S QUARTERLY PERFORMANCE REPORT:

- The TEDC Economic Growth Management Strategy Review has been completed along with an estimate of cost to deliver the action plan, as required by the TEDC agreement. As advised previously the process included representatives of the Tweed Shire Council's Executive Management Team (EMT) as well as TEDC Directors. The completed Strategy has been forwarded to Tweed Shire Council.
- The reconstructed TEDC web site continues to reach out into the worldwide network and promote the Tweed.

The TEDC is now able to monitor the TEDC web sites effectiveness on a daily/weekly/monthly basis. The month of March 2003, the site attracted 8,419 hits and 1,411 visitors. The most active countries were:-

USA	682 visitors	2,324 hits	48.33%
Australia	241 visitors	4,177 hits	17.08%

Followed by Canada and China (see summary below)

Most Active Countries

	Country	Hits	Visitors	% of Total Visitors	Bandwidth (KB)
1	United States	2,324	682	48.33%	220,713
2	Unknown	1,790	422	29.91%	90,126
3	Australia	4,177	241	17.08%	69,967
4	Canada	52	11	0.78%	1,074
5	Taiwan, Republic of China	10	10	0.71%	0
6	Poland	17	9	0.64%	93
7	Korea, Republic of	11	9	0.64%	0
8	Thailand	5	5	0.35%	30
9	Philippines	3	3	0.21%	0
10	United Kingdom	3	2	0.14%	2,643
11	New Zealand	8	2	0.14%	255
12	Japan	2	2	0.14%	0
13	Indonesia	2	2	0.14%	0
14	Denmark	3	2	0.14%	32
15	Colombia	2	1	0.07%	32
16	Viet Nam	1	1	0.07%	0
17	Belgium	1	1	0.07%	0
18	Brazil	2	1	0.07%	32
19	Mexico	1	1	0.07%	0
20	Italy	2	1	0.07%	9
21	Netherlands	1	1	0.07%	1
22	Spain	1	1	0.07%	30
23	France	1	1	0.07%	1

Reports from Director Corporate Services

Summary

Hits	
Total Hits	8,419
Average Hits per Day	311
Average Hits per Visitor	5.97
Cached Requests	2,235
Failed Requests	1,451
Page Views	
Total Page Views	2,664
Average Page Views per Day	98
Average Page Views per Visitor	1.89
Visitors	
Total Visitors	1,411
Average Visitors per Day	52
Total Unique IPs	709
Bandwidth	
Total Bandwidth	376.02 MB
Average Bandwidth per Day	13.93 MB
Average Bandwidth per Hit	45.73 KB
Average Bandwidth per Visitor	272.89 KB

The value of the web page as an effective marketing tool will enhance the TEDC's efforts to attract investors to the Tweed particularly when the Tweed Valley Industrial Estate is approved and developed.

- **Industry and Business Database**

The TEDC Industry and Business database is in the final stages of development. For the first time in the Tweed TEDC will have a comprehensive Tweed Business and Industry database on line.

The database will allow the TEDC to identify industry clusters as it groups businesses into categories not only across the Tweed, but also into regions within the Tweed, ie. Tweed Heads, Murwillumbah, Tweed Coast, etc.

The database will enable TEDC to identify potential growth industries. With the appropriate staff resources at TEDC it will also allow for TEDC to measure the economic value of the industry groups, similar to the work done for the Tweed Boat Building Industry.

TEDC is evaluating the many uses of the database in terms of how it can be made available to industry etc and more significantly how we encourage industry to come forward with information to update the data resource.

The database will prove an invaluable tool in economic development terms and remove the "guess work" elements that existed in the past in assessing the opportunities in the Tweed.

- **The proposed Economic Input/Output Model update**

Costs have been forwarded to Sustainable Regions for this project. Again this information is invaluable and considered fundamental to understanding the complexities of the Tweed economy.

For those doubting parties who's comments suggests – we've had enough of studies – they

Reports from Director Corporate Services

should take the time to understand and appreciate the benefits of understanding what makes the Tweed economy tick – based on facts not opinions. For example TEDC recently discovered that the Film and Television Industry in the Northern Rivers Region employs 4% of the work force!! Again this information will dispel some of the myths – (similar to the Rural Land Use Study) and allow us to focus on the real sustainable growth opportunities.

- **TEDC Information Events Program**

The TEDC has arranged for a presentation by Bernard Salt of KPMG on 22 May 2003. The information to be presented by Bernard Salt is specific to the Tweed Region but will also focus on activity on the Gold Coast and South East Queensland.

The providing of this information to the general community again is fundamental to developing a better understanding of the demographics and economic imperatives of the Tweed. Gold Coast City Council recently hosted at their cost such a presentation and also invited some 100 key stakeholders from the regions including TEDC.

The cost of hosting this event is not cheap and TEDC was disappointed that Tweed Shire Council did not partner TEDC in this significantly important event.

Whilst the TEDC appreciates there are some at Tweed Shire Council who are aware of the statistics, it is more important that the broader community understand if the Tweed is to deliver a cultural change in terms of growth for the Tweed Region.

Other events planned for the year similarly are designed to inform and expand on the economic knowledge base in the Tweed community.

- **The Tweed Heads CBD Redevelopment Task Force Update**

The Task Force is on track to deliver the outcomes as directed by the Minister. TEDC continues to be involved.

- **Update on TEDC Projects**

- The Condong Boat Launch Pad Update:

- Milestone 1: The concept design is complete. The geo-technical investigation has also been completed. The project is an item for discussion by the Tweed River Committee at its meeting on 9 April 2003.
- Milestone 2: The detailed design will be completed and the DA submitted in April 2003.
- Milestone 3: Construction is scheduled for June 2003.

- The Tweed River Link Project

TEDC has been advised that its application has advanced to the final stage of assessment and that announcement of the successful applications will be mid April 2003.

- Chinderah Bay Marina

Continues to progress with construction to commence in mid 2003.

Reports from Director Corporate Services

- Tweed Valley Industrial Park
TEDC continues to field enquiries for industrial land on the Tweed and eagerly awaits approval and construction. The final approval and construction of the Tweed Valley Industrial Park will prove a milestone for TEDC and indicate our efforts and long held view and promotion of the need for large lot industrial land in the Tweed.

This project will begin to address the social and economic demographics of the Tweed by providing sustainable long-term job creation on the Tweed.

- **TEDC Community Project Officer**

- Rural Village Development
A quarterly report process and claim for funds protocol has been established. Meetings organised with Tumbulgum 18 March, Stokers Siding 20 March and Mooball 25 March.
- Speed on Tweed:
Website established – working to work program.
- Attended Small Community – Big Opportunity Showcase in Sydney 3 & 4 March, funded by DSRD.
- Attended Shaping Our Futures Regional Forum 2 February 2003.
- Working with Tweed BEC on behalf of TEDC to develop Business Trade Shows.

COMMENTS BY THE DIRECTOR CORPORATE SERVICES REGARDING THE FUNDING AGREEMENT PERFORMANCE CRITERIA:

- 4.2 The Board of Directors of TEDC shall maintain a liaison with the Board of Directors of Tweed and Coolangatta Tourism Incorporated regarding integrated activities for the most effective use of Council provided funds for the enhancement of tourism, economic development and events co-ordination.

TACTIC Board member Mr Barry Briggs is a Board member of TEDC.

- 4.3 Develop and implement a marketing strategy which shall incorporate the production and promotion of a prospectus for investing in the region.

TEDC e-bulletin provides a communication/promotional pathway – issue 5 released 25 April 2003 - copy attached.

- 4.4 Conducts at least on an annual basis, a review of the TEDC Business/Strategic Plan.

TEDC Planning Committee meet on a regular basis with Council's General Manager and Executive Management Team.

- 4.5 By 28 February 2003, provide Council with a costed strategic plan for TEDC in respect of the period 1 July 2003 to 3 June 2003.

Costed strategic plan provided to the General Manager for discussion.

- 5.1 Council may consider, in Council's discretion, among other matters the following performance criteria when considering the performance of TEDC under this Agreement:

5.1.1 The implementation of the business plan referred to in clause 4.4 of this Agreement.

Reports from Director Corporate Services

Clarification by the General Manager of funded proposed actions between Tweed Shire Council and TEDC progressing.

5.1.2 Introduction of New Businesses and Ventures:

- (a) The introduction of new businesses and ventures to the region and assistance to the expansion of existing businesses by TEDC; and

See details of TEDC's CEO report.

- (b) The number of jobs created in the region as a result of TEDC's activities as referred to in clause 5.1.2(a) of this Agreement as measured by the agreed Input/Output Economic Model.

Model yet to be completed.

5.1.3 The number and category of financial members of TEDC.

No details provided.

5.1.4 The provision by TEDC to Council of quarterly updates on current programs conducted by TEDC including examples of TEDC's assistance to and the promotion of new and existing industries.

See details of TEDC's CEO report.

5.1.5 The comparison between quarterly profit and loss statement and the budget.

Details attached.

5.1.6 The provision by TEDC to Council of quarterly bank reconciliation.

Details attached.

5.1.7 The provision by TEDC to Council of details of promotional activities conducted by TEDC.

Details attached.

5.1.8 The procurement of significant funds for use and operation of TEDC from other sources including (but not limited to) State and Federal Government grants, sponsorships and partnerships.

No details provided.

Reports from Director Corporate Services

9. ORIGIN: Corporate Development Unit

FILE REF: Quarterly Corporate Report

REPORT TITLE:

Quarterly Corporate Report

SUMMARY OF REPORT:

The Quarterly Corporate Report covering the period January 1 2003 to March 31 2003 is presented for Council's information.

RECOMMENDATION:

That this report be received and noted.

Reports from Director Corporate Services

REPORT:

In accordance with Section 407 of the Local Government Act the General Manager must report to Council each quarter as to the extent to which the performance targets set by the Council's current Management Plan have been achieved during that quarter.

The Quarterly Corporate Report is still being progressively redeveloped to provide progress feedback on designated priorities within the principle activity categories as specified in the Management Plan 2002-2005. These Quarterly Reports will be combined at the conclusion of the financial year and included in the annual report to the Department of Local Government, Council and the community.

Reports from Director Corporate Services

Activity: 1. Recreation

1. OBJECTIVE:

To provide high quality open space and a range of recreation facilities, which meet the needs, and expectations of the community in a safe, cost effective and efficient manner.

2. PRIORITIES:

2002 / 2005 Priorities	First Quarter Progress	Second Quarter Progress	Third Quarter Progress	Fourth Quarter Progress
<ul style="list-style-type: none"> Establish Tweed Regional Botanic Gardens 	Economic impact assessment and impact study completed	Report being prepared for Council	Report being prepared for Council	
<ul style="list-style-type: none"> Finalise Open Space Strategy and prioritise the development of regional facilities. 	Finalised and adopted by council. Regional Facility CP26 Adopted by Council.	Completed	Completed	
<ul style="list-style-type: none"> Provide local open space facilities in pace with the urban release program. 	Amendment to CP5 and CP26 and open space infrastructure policy adopted by Council	Completed	Completed	
<ul style="list-style-type: none"> Rehabilitate and develop Sutherland Point. 	Toilet block completed BBQ and Picnic facilities purchased to be installed	No further progress since first quarter	Awaiting power upgrade to site (Country Energy)	
<ul style="list-style-type: none"> Develop land at Cabarita – Round Mountain Sports Facilities including Skate Park 	Attained 2.3 hectares of land from Department of Land and Water Conservation. Development Application for skate facilities lodged and being assessed.	Development Application Approved.	Skate Park works Commenced	
<ul style="list-style-type: none"> Establish a central control system for all Council irrigation areas 	Pending as resources allow	No further progress since first quarter	No further progress since first quarter	
<ul style="list-style-type: none"> Develop extensive passive open space facilities in Council reserve on Amaroo Park and Darlington Drive. Banora Point 	CPI being reviewed to allocate funds for this project.	No further progress since first quarter.	\$300,000 allocated from CPI in 2003/2004 Budget.	

Reports from Director Corporate Services

2002 / 2005 Priorities	First Quarter Progress	Second Quarter Progress	Third Quarter Progress	Fourth Quarter Progress
<ul style="list-style-type: none"> Establish Community Land / Sports fields at Chillingham 	Finalising purchase of land	Purchase progressing	Land Purchase Finalised. Area slashed. DA progressing.	
<ul style="list-style-type: none"> Upon acquisition of Bilambil Sports Complex, upgrade, maintain and develop facilities to a standard consistent with Councils Sports Fields Plan of Management. 	Upgrade in progress.	Upgrade ongoing	Upgrade ongoing	
<ul style="list-style-type: none"> Increase level of service to Council parks 	Service level increased consistent with increase in budget allocation	Service levels maintained	Service levels maintained	
<ul style="list-style-type: none"> Replace, upgrade and purchase of new playground equipment. 	No budget allocation in 02/03. Maintain existing equipment within budget restraints.	Installed new equipment at Cabarita Headland (Section 94). Other equipment installed as part of DA consent conditions.	Works Program formulated and Section 94 funds allocated for 2003/04 Budget	

3. KEY PERFORMANCE CRITERIA:

Department of Local Government Performance Indicators	Actual 00/01	Est. 01/02	Est. 02/03	Year to Date Estimates
<ul style="list-style-type: none"> Net expenditure on recreation per capita / per annum. 	\$44	\$45	\$46	\$50.14
Tweed Shire Council Performance Indicators				

4. ACTIVITY RESOURCES SUMMARY:

Resources	
Assets	\$61,725,000
Estimated Expenditure 2001/2002	\$5,029,362
Staff (Equivalent Full Time Staff)	70 Persons

Reports from Director Corporate Services

Activity: 2. Health and Community Services

1. OBJECTIVE:

To identify community needs and increase the wellbeing of members of the community.

2. PRIORITIES:

2002 / 2005 Priorities	First Quarter Progress	Second Quarter Progress	Third Quarter Progress	Fourth Quarter Progress
Waste Management				
<ul style="list-style-type: none"> Implement Environmental Management Plans for Waste Depots 	Council approved oil recycling collection facility	Work commenced on land fill gas extraction	Land fill gas extraction completed	
Health Services				
<ul style="list-style-type: none"> Continue surveillance of food premises 	Ongoing	Ongoing	Ongoing	
<ul style="list-style-type: none"> Upgrade level of service to public toilets 	Pioneer Park Works Completed	Rowing club completed. Fingal planning completed	Fingal & Chinderah Works Commenced	
Emergency Services				
<ul style="list-style-type: none"> Continue coordination of Tweed Local Disaster Plan 	Last meeting held June	Meeting held November 2002.	Meeting held Feb 2002	
<ul style="list-style-type: none"> Implement Fire Management Plan 	Report for council being prepared	Implementation Committee meeting held December 2002	Implementation Committee meeting held February & March 2002	
Regulatory Control				
<ul style="list-style-type: none"> Transfer of Parking Officers from NSW Police Service 	Completed August. Officer appointed	Completed	Completed	
<ul style="list-style-type: none"> Progress compliance with the Disability Discrimination Act requirements 	Report for council being prepared	Report nearing completion	Report Progressing	
Community Facilities and Services				
<ul style="list-style-type: none"> Develop Murwillumbah Public Pool to a Regional Standard 	Report to be drafted for Council	Report to go to council New Year	Report drafted	
<ul style="list-style-type: none"> Development of the Art Gallery 	Site works commenced	Bulk site works completed	Building Works commenced	
<ul style="list-style-type: none"> Continue upgrade of Murwillumbah Auditorium 	Yet to be commenced	Upgrade completed	Upgrade completed	

Reports from Director Corporate Services

2002 / 2005 Priorities	First Quarter Progress	Second Quarter Progress	Third Quarter Progress	Fourth Quarter Progress
<ul style="list-style-type: none"> Development of Pandanus Pde Surf Lifesaving Club 	DA to be lodged in October	DA being assessed.	Council approved DA subject to planning NSW concurrence to overshadowing of beach.	
<ul style="list-style-type: none"> Develop community facilities at Banora Point, Bogangar, Murwillumbah and expand HACC Centre, South Tweed 	Banora Point Establishment Committee finalising plans. Bogangar community facilities renovated.	Banora Point Preliminary planning completed Bogangar Main building works completed Murwillumbah Preliminary planning underway HACC South Tweed No funding available	Banora Point – Council resolved that Architect is to prepare a DA. Bogangar – Completed Murwillumbah – Preliminary planning underway HACC South Tweed – No funding available	
<ul style="list-style-type: none"> Maintain community facilities database as an information service 	Maintain and updated as necessary	Maintain and updated as necessary	Maintain and updated as necessary	
<ul style="list-style-type: none"> Review provision of library facilities in Murwillumbah to larger facilities 	Library Strategy Completed with resulting in an confirmation that existing Library Facilities large enough.	Completed	Completed	
<ul style="list-style-type: none"> Enhance Museum facilities at Tweed Heads and Murwillumbah 	Funding allocated in 02/03 budget for refurbishments at both locations.	Minor Works Commenced Tweed Heads	Tweed Heads roofing complete. Planning commenced for Access Ramp at Murwillumbah.	
<ul style="list-style-type: none"> Implement the Tweed Social Plan: <ul style="list-style-type: none"> - Establish and Manage Banora Point Community Centre - Develop a Multi-purpose facility in Murwillumbah - Employ an ATSI Worker - Employ an Aged Worker - Employ a Youth Development Officer - Develop local community plans 	Establishment Committee finalising plans Proceeding Not funded in 02/03 budget Not funded in 02/03 budget Not funded in 02/03 budget Not funded in 02/03 budget No work to date	Establishment Committee finalised plan Proceeding Not funded in 02/03 budget Not funded in 02/03 budget Not funded in 02/03 budget Not funded in 02/03 budget No work to date	Establishment Committee finalised plan Proceeding Not funded in 02/03 budget Not funded in 02/03 budget Not funded in 02/03 budget Not funded in 02/03 budget No work to date	

Reports from Director Corporate Services

2002 / 2005 Priorities	First Quarter Progress	Second Quarter Progress	Third Quarter Progress	Fourth Quarter Progress
<i>Cultural Development</i>				
<ul style="list-style-type: none"> Implement the Cultural Program developed in line with the existing Tweed Shire Council Cultural Policy 	Adopted by Council.	Ongoing	Ongoing	
<ul style="list-style-type: none"> Maintain, manage and promote the cultural facilities in Tweed 	City of the Arts application being prepared with the inclusion of the current art gallery building as the designated home.	City of the Arts Application Submitted	5 th City of the Arts Awarded to Council	
<ul style="list-style-type: none"> Facilitate development of Museums and support Historical Societies 	Tweed River Coordination museum development application submitted to State Government requesting \$33,000 - outcome pending announcement by minister	Funds received from NSW Ministry for the Arts (\$28,000) to engage consultant to Tweed River Coordinated Museums Development	Consultant Appointed	
<ul style="list-style-type: none"> Explore development of Museums and support Historical Societies 	Heritage Study Commenced	Community meetings held. Funds received from Heritage office NSW - 2 consultants and local coordinators appointed.	Heritage Research commenced	
<ul style="list-style-type: none"> Explore development of integrating historical societies into cultural programs 	Pursue employment of a professional museum consultant to work with Museum and Historical societies	Awaiting consultants report	Consultant appointed	
<i>Community Development</i>				
<ul style="list-style-type: none"> Promote and develop collaborative planning between individual community services programs 	Ongoing	Ongoing	Ongoing	

Reports from Director Corporate Services

2002 / 2005 Priorities	First Quarter Progress	Second Quarter Progress	Third Quarter Progress	Fourth Quarter Progress
<ul style="list-style-type: none"> Pursue a facilitator dedicated to coordinating & implementing the Disability Discrimination Act Action Plan 	<p>No funding provided in Budget</p>	<p>No funding provided in Budget</p>	<p>No funding provided in Budget</p>	
<ul style="list-style-type: none"> Develop a shire-wide focus for Senior Citizen's Week & Expo 	<p>Festival funds secured from council to assist with preparation for Seniors expo 2003. Seniors Week Committee have organised new events for 2003. Funding Application submitted to Department of Ageing, Disability and Home Care.</p>	<p>Seniors Expo planned for 1st May 2003. Coordinator employed by Seniors Week Committee for work with Councils Community Worker for Expo. Events planned for whole of the Tweed Shire during Seniors Week 16-23 March. Clubs funding applied for. Funding of \$2100 received from Council for seniors week. Nominations for Seniors Week Premiers Awards submitted to premiers Department.</p>	<p>Seniors Weeks 16-23 March. Tweed Shire had one of the largest programs in the State. All events were well attended. Grant applications successful. Clubs funding for \$924 funded - Cruise. \$400 from Department Ageing Disability & Home Care funded - Masked Ball. Council funds of \$2100 funded - Remaining Events. Significant donations from these funds were made to community groups who assisted. Seniors Expo planned for 1 May 2003</p>	
<ul style="list-style-type: none"> Maximise external funding applications/submissions on behalf of the Tweed Community 	<p>Assist with completing and referring community funding applications to community groups</p>	<p>Conducted Workshops on how to write funding applications and assisted individuals and community groups write applications.</p>	<p>Continued to assist community groups write applications.</p>	

Reports from Director Corporate Services

3. KEY PERFORMANCE CRITERIA:

Department of Local Government Performance Indicators	Actual 00/01	Est. 01/02	Est. 02/03	Year to Date Estimates
• Recycling collection per capita	47.07kg	50kg	52kg	37kg
• Domestic waste collection per capita	262.74kg	270kg	280kg	236kg
• Cost for domestic waste collection per service	\$110.74	\$84.50	\$83	\$83.50
• Average residential garbage charge per service	\$143.88	\$131.50	\$131	\$140
• Library book borrowing per capita	5.97	5	5	6
• Library operating expenditure per capita	\$15.15	\$15.80	\$17	\$7.94
• Community Service expenditure per capita	\$6.04	\$5.20	\$6	\$2
Tweed Shire Council Performance Indicators				
• Staged implementation of Tweed Shire Disaster Plan	-	100%	100%	100%
• Percent of total domestic waste recycled	17.9%	20%	20%	17%

4. ACTIVITY RESOURCES SUMMARY:

Resources	
Assets	\$28,350,000
Estimated Expenditure 2001/2002	\$17,602,828
Staff (Equivalent Full Time Staff)	37 Persons

Reports from Director Corporate Services

Activity: 3. Economic Development

1. OBJECTIVE:

To encourage economic activity that enhances the standard of living of residents through the promotion of a wide range of development opportunities through the Council sponsored economic development agencies and commercial undertakings.

2. PRIORITIES:

2002 / 2005 Priorities	First Quarter Progress	Second Quarter Progress	Third Quarter Progress	Fourth Quarter Progress
<ul style="list-style-type: none"> Pursue restructure of Tweed Economic Development and Marketing Agencies to deliver higher value economic growth outcomes 	Meeting with TEDC and TACTIC held - No change to structure and relationship	Relationship confirmed in formal Funding Agreement with Council for TEDC and TATIC	Three year funding agreements between Council and TEDC negotiated and signed.	
<ul style="list-style-type: none"> Develop Tweed Economic Indicator Model 	Being incorporated into Economic Development Strategy Review 2003	Economic Development Strategy Review Underway	Finalising 2003 - 2006 Draft Economic Development Strategy. To be exhibited with Management Plan in May.	
<ul style="list-style-type: none"> Purse employment generation funding – sustainable regions 	Farmers Market expression of interest was not successful round one.	Meeting held by General Manager and the Executive Management Team with the Sustainable Regions Project Executive Officer in November 2002. Alternative options for expression of interest proposed.	Meeting of Key Stakeholders held to identify projects for submissions to the Sustainable Regions Executive Office progressing.	
<ul style="list-style-type: none"> Assist in the integration of lands suitable for enterprise development 	Currently undertaking 3 LEP amendments for employment generating lands and progressing in consultation with TEDC.	3 LEP amendments for employment generating lands and consultation with TEDC progressing	TEDC planning Committee and EMT progressing action plan priorities.	

Reports from Director Corporate Services

2002 / 2005 Priorities	First Quarter Progress	Second Quarter Progress	Third Quarter Progress	Fourth Quarter Progress
<ul style="list-style-type: none"> Establish & develop Villages in the shire through projects and signage 	Discussion progressing with TEDC – waiting on appointment of Main Street Coordinator	Main Street Coordinator progressing Meetings and Consultation with village groups to identify priorities.	Program and funding allocation adopted by Council for Implementation through the Village Coordinator / Committee	
<ul style="list-style-type: none"> Develop Chillingham IT Building 	Support provided to Uki BATTERY Project – Bank Loan Guarantee	Meeting of Executive Management Team with Progress Association scheduled for January 2003	Meeting to be held April 2003 to discuss general issues. Development Application lodge by Chillingham Association.	
<ul style="list-style-type: none"> Formulate strategies (achieving highest and best use action plans) for development of Council's property holdings and land investment funds. 	Under Preparation	Preparation of asset audit and policy – for council determination.	Land development Steering Committee established to develop a strategy / program.	
<ul style="list-style-type: none"> Investigate development of land at Wardrop Valley 	Progressing with private sector	Discussions Progressing Proponents submitted Development Application for subdivision	Review of options under investigation by land development steering committee	
<ul style="list-style-type: none"> Tweed Valley Country Centre Growth Strategy 	Meeting with DSARD – review of project	Projects Programming through TEDC	Funding for Lot 490 tender assessment confirmed by DSARD	

3. KEY PERFORMANCE CRITERIA:

Department of Local Government Performance Indicators	Actual 00/01	Est. 01/02	Est. 02/03	Year to Date Estimates
Tweed Shire Council Performance Indicators				
<ul style="list-style-type: none"> TEDC & TACTIC funding lodgement reports – lodgement requirements 	4	4	4	3

4. ACTIVITY RESOURCES SUMMARY:

Resources	
Assets	\$Nil
Estimated Expenditure 2002/2003	\$1,346,716
Staff (Equivalent Full Time Staff)	2 Persons

Reports from Director Corporate Services

Activity: 4. Natural and Built Environment

1. OBJECTIVE:

To conserve the unique bio-diversity and scenic quality of the Tweed whilst ensuring sustainable quality development.

2. PRIORITIES:

2002 / 2005 Priorities	First Quarter Progress	Second Quarter Progress	Third Quarter Progress	Fourth Quarter Progress
Development Assessment				
<ul style="list-style-type: none"> Develop a protocol for all stakeholders for assessment processes and decision-making on all applications associated with development assessment 	Draft Service Level Protocols being prepared for internal referral of Development Applications	Internal Service Level Protocols completed and endorsed by EMT 12/12/02.	Implementation of Protocol	
<ul style="list-style-type: none"> Progressively improve quality of physical, social and economic outcomes resulting from Development Assessment decisions 	Continual monitoring and assessing of Development Application Reports	Continual monitoring and assessing of Development Application Reports	Continual monitoring and assessing of Development Application Reports	
<ul style="list-style-type: none"> Optimise the quality of public infrastructure through development assessment to maximise public safety and minimise operating costs 	Quality of infrastructure reviewed prior to issue of sub division certificates	Quality of infrastructure reviewed prior to issue of sub division certificates	Quality of infrastructure reviewed prior to issue of sub division certificates	
<ul style="list-style-type: none"> Continuous Review of the effectiveness of assessment processing 	Customer survey of applicants for Development Assessment Unit to be distributed October 2002. Returned completed surveys currently being evaluated	Survey results analysed – final report being reviewed to determine appropriate responses.	Appropriate response being determined	

Reports from Director Corporate Services

2002 / 2005 Priorities	First Quarter Progress	Second Quarter Progress	Third Quarter Progress	Fourth Quarter Progress
Strategic Planning				
<ul style="list-style-type: none"> Complete comprehensive review of the Tweed Shire 2000+ Strategic Plan 	Brief prepared. Issue papers being prepared	Strategy being formulated.	Strategy being formulated.	
<ul style="list-style-type: none"> Complete an integrated planning framework embodying the Tweed 2000+ Strategic Plan, Shire Local Environment Plan and other Locality Plans for strategic areas of the Shire; Kings Forest, Kings Beach, West Pottsville, West Kingscliff, Fingal, Murwillumbah and Terranora. 	Kingscliff Strategy, Integrated Human Service Delivery Plan and Vegetation Management Plan nearing completion.	Kingscliff: Draft exhibited. Submissions to be reviewed. Human Service Delivery Plan awaiting population projections from the premiers department. Vegetation Management Plan Draft LEP to be finalised by vegetation management committee.	Kingscliff – Draft Tweed Coast Strategy DCP to be prepared following Council Resolution. Human Service Delivery Plan awaiting population projections from the premiers department. Vegetation Management Plan Draft LEP finalised by vegetation management committee.	
<ul style="list-style-type: none"> Develop a Public Transport Strategy 	Draft anticipated to be submitted to Council December 2002	Draft completed internal review being undertaken.	Draft completed internal review being undertaken.	
<ul style="list-style-type: none"> Prepare annual Social Plan and Economic Development Strategy 	Reviewing structure of documents in anticipation of Integrated Human Services Development Plan findings.	Structure reviewed and 2003/04 plans being drafted.	Structure reviewed and 2003/04 plans drafted.	
<ul style="list-style-type: none"> Assessment/prioritisation and maximisation of grant applications to TSC for community projects in Tweed 	Ongoing	Ongoing	Ongoing	
Environmental Management				
<ul style="list-style-type: none"> Complete second stage review of Tweed Local Environmental Plan 	The Vegetation Management Plan, a major component of this project is near completion.	The Vegetation Management Plan, a major component of this project is being finalised	The Vegetation Management Plan, a major component of this project is finalised	

Reports from Director Corporate Services

2002 / 2005 Priorities	First Quarter Progress	Second Quarter Progress	Third Quarter Progress	Fourth Quarter Progress
<ul style="list-style-type: none"> Implement activities identified in the Estuary Management Plan 	Ongoing per TCC recommendations	Ongoing per TCC recommendations	Ongoing per TCC recommendations	
<ul style="list-style-type: none"> Ensure implementation of the new Water Management Legislation, as it is appropriate to the needs of the Tweed 	Awaiting adoption of Catchment Management Plan	Catchment Management Plan Approved by Minister.	No action this quarter	
<ul style="list-style-type: none"> Implement Tweed River Management Plan 	Ongoing per TRC recommendations	Ongoing per TRC recommendations	Ongoing per TRC recommendations	
<ul style="list-style-type: none"> Finalise Council's agreement to the Coastal Hazards Study 	Completed	Completed	Completed	
<ul style="list-style-type: none"> Carry out and further flood mitigation works 	Council endorsement for revised application for East Murwillumbah Levee	Revised application submitted for East Murwillumbah and Dorothy St Levee	East Murwillumbah And Dorothy St included in ¾ budget subject to DLWC approval	
<ul style="list-style-type: none"> Support the principals of Ecologically Sustainable Development throughout Council activities. 	Ongoing	Ongoing	Ongoing	
<ul style="list-style-type: none"> Coastline Management Plan 	Commenced Consultant engaged September 2002	Draft Values Assessment Received by Council	Preliminary Options presented at Council Workshop	

Reports from Director Corporate Services

2002 / 2005 Priorities	First Quarter Progress	Second Quarter Progress	Third Quarter Progress	Fourth Quarter Progress
<ul style="list-style-type: none"> Council contribution to environmental improvement through the Sustaining the Tweed (Agenda 21) Program 	<p>Council has begun trailing 100% post consumer recycled envelopes. Street seat made from recycled plastic milk bottles are being installed. The Environmental Management System is being integrated into the existing Safety Management System – “Workplace Management System”</p>	<p>Council has extended the trial of recycled envelopes and is continuing to install street seating made from recycled plastic milk bottles. The 10,000th visitor walked through the Smart House for ideas on energy efficiency and resource sustainability in November 2002. Environmental risk management continues to be integrated into the Workplace Management System.</p>	<p>Implementation of Environmental Components of Workplace Management System including Workplace Safety and Environmental Impacts through Standard Operating Procedures, Site Management Plans, Staff Training and Induction, Incident Reporting Processes, and a commitment to continual improvement.</p>	
<ul style="list-style-type: none"> Development of Coastal Sector Strategy Plan 	Ongoing	Ongoing	Ongoing	

3. KEY PERFORMANCE CRITERIA:

Department of Local Government Performance Indicators	Actual 00/01	Est. 01/02	Est. 02/03	Year to Date Estimates
• Mean turnaround time (days) for development applications	36.15	39	39	35
• Median turnaround time (days) for development applications	22	29	29	24
• Legal costs as a percentage of Development Services budget	3.05%	1.4%	1.4%	13.6%
• Expenditure on environmental management per capita	\$20.82	\$20	\$20	\$9.92
Tweed Shire Council Performance Indicators				
• Development Control - costs per capita per annum	\$35	\$35	\$35	\$25.07
• Quality of public infrastructure created through development minimise defects and operating costs	100%	100%	100%	100%
• Mean turnaround time (days) for Construction Certificates	43 est.	43	43	19

4. ACTIVITY RESOURCES SUMMARY:

Resources	
Assets	\$70,596,000
Estimated Expenditure 2001/2002	\$6,164,695
Staff (Equivalent Full Time Staff)	39 Persons

Reports from Director Corporate Services

Activity: 5. Infrastructure Planning

1. OBJECTIVE:

To prepare strategic plans, design plans and public policies for engineering infrastructure that are consistent with Council's strategic land use planning, reflect current Best Practice, and are underpinned by demonstrable financial capability.

2. PRIORITIES:

2002 / 2005 Priorities	First Quarter Progress	Second Quarter Progress	Third Quarter Progress	Fourth Quarter Progress
<ul style="list-style-type: none"> Review the Tweed Road Contribution Plan to reflect changes in land use planning and community expectations. 	Version 4.5 drafted and exhibited September 2002. To be adopted by Council October 2002.	Version 4.6 drafted. To go to Council 22/1/03.	Version 4.7 currently on exhibition.	
<ul style="list-style-type: none"> Implementation of AUSPEC 	Awaiting advice from the Development Services Division.	Report drafted and sent to Council 4/12/03. Currently on exhibition.	Exhibition complete. Report prepared for Council.	
<ul style="list-style-type: none"> Maintain in-house pre-construction services at 70% of total client requirements 	Rate Maintained	Rate Maintained	Increased consultancies pending appointment of additional full time staff.	
<ul style="list-style-type: none"> Undertake design of 4 lane upgrade of Leisure Drive – Fraser Drive to Sextons Hill interchange by December 2002. 	Survey Commenced	Survey completed. Design of stage one 60% completed. Consultants engaged for signal design.	Design of stage one completed. Signal design complete. Tenders to be called May 2003	
<ul style="list-style-type: none"> Complete Kingscliff and West Tweed Sewerage Strategies 	Kingscliff 100% Complete West Tweed 50% Complete	Kingscliff Completed West Tweed 70% Complete	Kingscliff Complete. West Tweed Complete	
<ul style="list-style-type: none"> Broaden survey and property service unit into full business unit. 	Yet to be investigated	Yet to be investigated	Yet to be investigated.	

Reports from Director Corporate Services

3. KEY PERFORMANCE CRITERIA:

Department of Local Government Performance Indicators	Actual 00/01	Est. 01/02	Est. 02/03	Year to Date Estimates
Tweed Shire Council Performance Indicators				
<ul style="list-style-type: none"> Percent of production met in-house Adopt AUSPEC as part of DCP 16 by December 2002. 	-	70%	70%	70%
	-	95%	100%	95%

4. ACTIVITY RESOURCES SUMMARY:

Resources	
Assets	\$50,000
Estimated Expenditure 2001/2002	\$1,356,417
Staff (Equivalent Full Time Staff)	22 Persons

Reports from Director Corporate Services

Activity: 6. Roads and Transport

1. OBJECTIVE:

To provide a transport infrastructure system that allows safe, convenient and comfortable pedestrian and vehicular traffic movement to, from, and within the Tweed Shire.

2. PRIORITIES:

2002 / 2005 Priorities	First Quarter Progress	Second Quarter Progress	Third Quarter Progress	Fourth Quarter Progress
<ul style="list-style-type: none"> Upgrade Tweed Heads Works Depot 	Design in progress	Additional funding required and will be discussed at meeting on 31/1/2003	Upgrade to be determined in conjunction with decisions on overall long term needs.	
<ul style="list-style-type: none"> Implementation of adopted 2002-2005 drainage construction program 	All design completed Healey Lane Fingal completed	Designs completed. Healy Lane Rosemount Ct completed	Designs completed. Healy Lane Rosemount Ct completed. Banora Tce currently being constructed.	
<ul style="list-style-type: none"> Implement adopt bridge replacement program for 2002-2005 (Boatharbour Bridge, Quinns Bridge, Byangum Bridge) 	Boatharbour Bridge commenced	Boatharbour Bridge 60% complete	Boatharbour Bridge 80% Complete	

Reports from Director Corporate Services

2002 / 2005 Priorities	First Quarter Progress	Second Quarter Progress	Third Quarter Progress	Fourth Quarter Progress
<ul style="list-style-type: none"> Implement adopt urban road / road construction program for 2000-2003. (Peninsula Drv, Banora Tce, Sunnyside Lane, Myrtle St, Elanora Ave, Broadwater Esp, Seaview Rd, Duligugan Rd, Pottsville Rd, Duranbah Rd, North Arm Rd, Burringbar Rd.) 	<p>The following works have been completed or commenced</p> <p>Bawden St, Grevillea St, Old Ferry Road, Stokers Road, Brays Creek Road, Limpinwood Valley Rd, Letitia Spit Road, Fingal Road, Kyogle Road.</p>	<p>The following works have been completed or commenced</p> <p>Bawden St, Grevillea St, Old Ferry Road, Stokers Road, Brays Ck Rd, L'wood Valley Rd, Fingal Road, Kyogle Road, Condong St, River Tce, Sunnyside Lane, Ducat St, Cudgen Rd, Carool Rd, Byrrill Ck Rd, Scenic Dve</p>	<p>The following works have been completed or commenced</p> <p>Bawden St, Grevillea St, Old Ferry Rd, Stokers Rd, Brays Creek Rd, L'wood Valley Rd, Fingal Rd, Kyogle Rd, Condong St, River Tce, Sunnyside Ln, Ducat St, Cudgen Rd, Carool Rd, Byrill Creek Rd, Scenic Dve, Panorama Dve, Banora Tce, Orient Ln, Towners Ave, Pottsville Rd, Commissioners Creek Rd.</p>	
<ul style="list-style-type: none"> Public Transport Routs development 	In progress	In progress	In progress	
<ul style="list-style-type: none"> Community Road Safety Plan 	In progress	In progress	In progress	
<ul style="list-style-type: none"> Footpaths/ramps development. 	Program finalised	Contract let Work to commence in Feb	Contract work commenced	
<ul style="list-style-type: none"> Cycle Plan Development 	Contact Cancelled	Contact Cancelled	Contract Cancelled	

3. KEY PERFORMANCE CRITERIA:

Department of Local Government Performance Indicators	Actual 00/01	Est. 01/02	Est. 02/03	Year to Date Estimates
Tweed Shire Council Performance Indicators				
<ul style="list-style-type: none"> Reseal 7km rural roads within time and budget 	7	7	7	10
<ul style="list-style-type: none"> Asphalt re-sheet 34,000m² urban roads within time and budget 	30000	35000	35000	64,000
<ul style="list-style-type: none"> Road maintenance cost per km urban sealed roads 	\$3700	\$3800	\$3800	3500
<ul style="list-style-type: none"> Road maintenance cost per km rural sealed roads 	\$3400	\$3500	\$3500	3100
<ul style="list-style-type: none"> Road maintenance cost per km rural unsealed roads 	\$3400	\$3500	\$3500	2400

Reports from Director Corporate Services

4. ACTIVITY RESOURCES SUMMARY:

	Resources
Assets	\$279,793,000
Estimated Expenditure 2001/2002	\$21,268,577
Staff (Equivalent Full Time Staff)	148 Persons

Reports from Director Corporate Services

Activity: 7. Water and Sewerage

1. OBJECTIVE:

To provide a high quality and reliable water and sewerage service that meets community expectations and assists economic development.

2. PRIORITIES:

2002 / 2005 Priorities	First Quarter Progress	Second Quarter Progress	Third Quarter Progress	Fourth Quarter Progress
<ul style="list-style-type: none"> Spillway upgrade strategy for Clarrie Hall Dam to meet new rainfall run-off criteria 	Preparing tender documents for concept design	DLWC report on spillway upgrade advised to include it in the 5 to 10 year program. Concept on hold	Awaiting revised Tropical Storm Event data prior to rerunning the PMF	
<ul style="list-style-type: none"> Trunk main replacement Murwillumbah to Tumbulgum and Bogangar to Pottsville 	Bartletts Lane to Tumbulgum to commence at end of year. Bogangar to Pottsville under construction	Bartletts Lane to Tumbulgum to commence in fourth quarter. Bogangar to Pottsville 95% complete.	Bartletts Lane to Tumbulgum to commence in fourth quarter. Bogangar to Pottsville complete.	
<ul style="list-style-type: none"> Design and construction of new reservoirs and plumbing stations to meet growth demands 	Hall Dr SPS 70%. PAD Construction West Pottsville Reservoirs Completed	Hall Dr SPS completed.	Preliminary construction activities for West Pottsville Reservoir	
<ul style="list-style-type: none"> Introduction of positive demand management program to achieve sustainable water management 	Media Program ongoing. Currently preparing brief for bulk supply strategy incorporating review of demand management program.	Drought Management has taken precedents. Media and customer services activities have been successful.	Drought Management has taken precedents. Media and customer services activities have been successful	
<ul style="list-style-type: none"> Implement new water-pricing policy based on user pays principal 	Adopted by Council and being implemented in 2002/03	First water bills to be issued February 2003	First water charges issued	
<ul style="list-style-type: none"> Develop and adopt augmented plans at Kingscliff and Hastings Point 	Preparing tender documentation for both plants	Kingscliff STP Interim Works received. DA lodged for Hastings Point STP Aug. EIS on exhibition for Kingscliff's New STP.	Kingscliff STP interim works commenced Hastings Point STP DA approved	

Reports from Director Corporate Services

2002 / 2005 Priorities	First Quarter Progress	Second Quarter Progress	Third Quarter Progress	Fourth Quarter Progress
<ul style="list-style-type: none"> Design upgrade of Banora Point Treatment Plan 	Called tenders for Stage 2 Community consultation of Effluent Disposal Strategy	Contract Awarded for stage 2 consultation process.	Community consultation commenced	
<ul style="list-style-type: none"> Finalise strategy for Kingscliff / South Kingscliff catchment 	Ongoing	Ongoing	Completed. Adopted by Council	
<ul style="list-style-type: none"> Develop asset replacement program for Murwillumbah and Tweed Heads Sewerage System 	In early planning phase	Process has been identified	Investigative work commenced	
<ul style="list-style-type: none"> Complete development and introduction of telemetry control sewerage treatment systems 	70% Complete and Ongoing	75% complete and ongoing	78% complete and ongoing	
<ul style="list-style-type: none"> Construct Boat Ramp 	Awaiting Waterways Grant Approval for Dry Dock Rd, Lake Drive, Chinderah	Awaiting Waterways Grant Approval for Dry Dock Rd, Lakes Drive, Chinderah	Grants approved by Waterways	
<ul style="list-style-type: none"> Construct Flood Mitigation 	Council endorsement for revised application for East Murwillumbah Levee	Revised proposal submitted to Floodplain Management Authority.	East Murwillumbah And Dorothy St included in $\frac{3}{4}$ budget subject to DLWC approval	

3. KEY PERFORMANCE CRITERIA:

Department of Local Government Performance Indicators	Actual 00/01	Est. 01/02	Est. 02/03	Year to Date Estimates
<ul style="list-style-type: none"> Average sewerage account (\$/Assessment) 	\$411.15	\$419	\$435	420
<ul style="list-style-type: none"> Total sewerage operating costs (\$/Assessment) 	\$389.01	\$210	\$220	210
<ul style="list-style-type: none"> Average water account (\$/Assessment) 	\$236.49		\$270	270
<ul style="list-style-type: none"> Total water operating costs (\$/Assessment) 	\$309.21		\$155	155
Tweed Shire Council Performance Indicators				
<ul style="list-style-type: none"> Economic real rate of return sewerage 	5.47%	4.5%	4.0%	4.0%
<ul style="list-style-type: none"> Economic real rate of return water 	3.52%	3.5%	3.0%	3.0%
<ul style="list-style-type: none"> Water quality complaints (Per 1000 Assessment) 	2.0	2.0	2.0	2.0%
<ul style="list-style-type: none"> Water Consumption Interruption Frequency (Per 1000 Assessment) 	40	40	40	40
<ul style="list-style-type: none"> Water Average Customer Outage Time/Property (minutes) 	120	120	120	120

Reports from Director Corporate Services

4. ACTIVITY RESOURCES SUMMARY:

	Resources
Assets	\$326,519,000
Estimated Expenditure 2001/2002	\$50,205,995
Staff (Equivalent Full Time Staff)	82 Persons

Reports from Director Corporate Services

Activity: 8. Civic Governance

1. OBJECTIVE:

To provide representative and responsive government, sound management of the resources of Council, ensure statutory requirements are met and provide services to the organisation in the most cost effective, safe and timely manner.

2. PRIORITIES:

2002 / 2005 Priorities	First Quarter Progress	Second Quarter Progress	Third Quarter Progress	Fourth Quarter Progress
<ul style="list-style-type: none"> Implementation of Occupational Health and Safety Workplace Management Systems 	Council Safe II review 50% complete.	Council Safe II review 80% complete.	Council Safe II review 85% complete.	
<ul style="list-style-type: none"> Review management structure and implement Management Development Program. 	Draft structure circulated for comment. MDP launched and participants identified. Modular program scheduled	Module 1 Integro program conducted October 2002. Ezine and Management seminar series commenced four staff enrolled in academic study.	Integro Modules Completed February. Other activities continuing.	
<ul style="list-style-type: none"> Review Council's Corporate Policies. 	Code of Conduct review complete	Code of conduct staff training 5% complete	Training Completed	
<ul style="list-style-type: none"> Develop a financial management strategy to maximise grants and financial resource performance. 	Financial performance indicators established and grants application system implemented	Financial performance indicators established and grants application system implemented	Financial performance indicators established and grants application system implemented	
<ul style="list-style-type: none"> Implement outstanding modules of new Financial/Regulatory software 	Three modules to be installed during 2002/03	Three modules to be installed during 2002/03	Three modules to be installed over next 6 months	
<ul style="list-style-type: none"> New Financial/Regulatory software/implementation costs 	Within Budget	Within Budget	Within Budget	

Reports from Director Corporate Services

2002 / 2005 Priorities	First Quarter Progress	Second Quarter Progress	Third Quarter Progress	Fourth Quarter Progress
<ul style="list-style-type: none"> Develop and implement Councils ethical organisation strategies, codes and practices 	Business Ethics Policy adopted by Council	Policy advertised and report prepared for Council Meeting 22/01/03. Corporate value statements adopted by Council.	Council Business Ethics Policy formally Adopted by Council. Division phased education of values program on corporate values commenced.	
<ul style="list-style-type: none"> Statutory Financial Reporting in accordance with the Local Government Act 	Completed by Due Date	Completed by Due Date	Completed by Due Date	
<ul style="list-style-type: none"> Internal audit programs to be implemented 	2002/03 Established	2002/03 Established	2002/03 Established	
<ul style="list-style-type: none"> Review staff office accommodation facilities 	Site assessment progressing	Staff planning / steering committee established	Long term strategy formulated for Budget Consideration.	
<ul style="list-style-type: none"> Explore redevelopment opportunities for Tweed Coast Holiday Park Reserve 	Workshop with trustees to be held 9/10/02 to introduce options	Progressing	Progressing.	
<ul style="list-style-type: none"> Develop Lease option for Lot 490 Crown Land 	Short listing tenders in progress	Trust briefing / workshop scheduled for 29/1/03.	Lot 490 DCP and Plan of Management review Progressing	
<ul style="list-style-type: none"> Develop and Implement Council's Risk Management Strategy 	Consultant Report Completed	Draft strategy / policy report prepared.	Public Liability SAMP program adopted by Council	

3. KEY PERFORMANCE CRITERIA:

Department of Local Government Performance Indicators	Actual 00/01	Est. 01/02	Est. 02/03	Year to Date Estimates
<ul style="list-style-type: none"> Average rate per residential Assessment. 	\$541.13	\$556	\$569	\$569
<ul style="list-style-type: none"> The unrestricted current ratio (measure of liquidity). 	1.94	1.54	1.54	1.54
<ul style="list-style-type: none"> Debt service ratio (measure of extent of debt servicing on operating revenue). 	11.69%	11.80%	11%	11%
<ul style="list-style-type: none"> Average interest rate paid. 	4.52	6.8	6.6	7.8%
<ul style="list-style-type: none"> Council dependence on rates. 	42.98%	43%	41%	41%
<ul style="list-style-type: none"> Statutory financial reporting by due date 	66%	100%	100%	100%

Reports from Director Corporate Services

Tweed Shire Council Performance Indicators				
• Workers compensation premium costs per employee.	\$1,990	\$2,490	\$2,240	\$1,094
• Percent respond to correspondence within 14 days	90.12%	95%	96%	96.40%
• Reduce costs in relation to the defending of Public Liability Claims	-	-	5%	5%
• Average occupancy rate for trust caravan parks (excluding holiday vans)	39%	41%	45%	45%
• Staff to population ration	6.7	6.7	6.7	7.1

4. ACTIVITY RESOURCES SUMMARY:

Resources	
Assets	\$17,125,000
Estimated Expenditure 2002/2003	\$11,110,552
Staff (Equivalent Full Time Staff)	69 Persons

Reports from Director Corporate Services

10. ORIGIN: Administration Services Unit

FILE REF: DW883274; Total Catchment Management

REPORT TITLE:

Northern Rivers Catchment Blueprint

SUMMARY OF REPORT:

A copy of the Northern Rivers Catchment Blueprint has now been received from the State Government and forms an attachment for Councillors information.

RECOMMENDATION:

That this report be received and noted.

Reports from Director Corporate Services

REPORT:

The Northern Rivers Catchment Blueprint is part of meeting the challenge of finding new ways to manage the natural resources of NSW.

A copy of the Blueprint is attached for Councillors information.

Reports from Director Corporate Services

11. ORIGIN: Financial & Information Services Unit

FILE REF: Rates - Exemptions; Aboriginal Matters

REPORT TITLE:

Rate Exemption for Land Vested in Aboriginal Land Councils

SUMMARY OF REPORT:

Amendments to the Aboriginal Land Rights Act 1983 (ALRA) has changed the process by which certain lands vested in Aboriginal Land Council (ALC) land that is not used for commercial or residential purpose is exempt from the payment of Council rates and charges.

RECOMMENDATION:

That this report be received and noted.

Reports from Director Corporate Services

REPORT:

Amendments to the Aboriginal Land Rights Act 1983 (ALRA) has changed the process by which certain lands vested in Aboriginal Land Council (ALC) land that is not used for commercial or residential purpose is exempt from the payment of Council rates and charges.

Information details are provided by the NSW Department of Aboriginal Affairs as follows:-

Reports from Director Corporate Services

INFORMATION SHEET: RATE EXEMPTIONS FOR LAND VESTED IN ABORIGINAL LAND COUNCILS

Changes to the *Aboriginal Land Rights Act 1983* (ALRA) came into effect on 25 October 2002. One change that affects Aboriginal Land Councils (ALCs), Local Government Authorities (LGAs) and Water Authorities concerns land that is exempt from rates and charges. This information sheet explains how land vested in an ALC may be exempt from LGA rates charges and other costs imposed by Water Authorities.

How is land declared exempt from the payment of rates and charges?

Prior to 25 October 2002

Under the old scheme, an ALC would make an application to the Minister for Aboriginal Affairs (the Minister) asking that land be declared free from rates and charges. The Minister would consult with the affected LGA and could declare land rate-free if it was vacant or if it was of spiritual or cultural significance to Aboriginal people.

Since 25 October 2002

Under the new scheme, the Minister does not have the power to declare land exempt from rates and charges. If ALC land falls within a certain category, it is **automatically** exempt from rates and charges that may be levied by a LGA or Water Authority.

The Aboriginal Land Rights Regulation 2002 (ALRR) that accompanies the ALRA states that ALC land may be exempt where land is:

1. listed in Schedule 1 of the ALRR
2. not being used for a commercial or residential purpose
3. of spiritual or cultural significance

1. If the land is named in Schedule 1 of the ALRR

Land that is listed in Schedule 1 of the ALRR is exempt from rates and charges. Examples of the types of lands listed are former Aboriginal missions or reserves.

Reports from Director Corporate Services

2. If land is not being used for a commercial or residential purpose

ALC land that is not being used for a **commercial** or **residential** purpose is exempt from rates and charges. This was previously called 'vacant' land.

What constitutes a **commercial** or **residential** land use purpose is not always clear. Under the old scheme, the Minister could declare land exempt from the payment of rates and charges if it was vacant (not used for a commercial or residential purpose). Some guidance can therefore be provided by the definitions used by the Minister under the old scheme.

2.1 Meaning of commercial lands

Land could be declared exempt under the old scheme if it wasn't being used for a commercial purpose. The Minister determined that land was being used for a **commercial** purpose if it was being used to make money on a regular, seasonal or routine basis. This would depend on the facts of the situation.

This means that if the land was not being used on an ongoing basis for the purpose of making money, it was not being used for a commercial purpose and was therefore exempt from payment of rates. If money was made off a piece of land once or twice, then it could still be declared rate-free on the basis that it wasn't being used for a commercial purpose.

Some examples of land use that are not commercial are:

- Land that is used to agist stock infrequently (if agistment occurs on a continuous and repetitive basis for profit, this may constitute a commercial land use purpose);
- Land in respect of which payment is received, but the payment only covers the cost of maintaining the land;
- Land that has a building on it that was used previously but has fallen into disrepair and money would have to be invested to reuse the building for a commercial purpose.

2.2 Meaning of residential lands

Under the old regime, the Minister could grant a rates exemption on land if it was not being used for a residential purpose. The Minister determined that if land was being lived on, or there were structures on the land that were fit to be lived in then that land was being used for a **residential** purpose.¹ This would depend on the facts of the situation.

This means that land that was being lived on, or had a house on it or a caravan or some other accommodation that was in a suitable condition to be lived in, would be considered as being used for a residential purpose.

¹ This definition is derived from the definition of "residential premises" in section 3 of the *Residential Tenancies Act 1987*.

Reports from Director Corporate Services

An example of land use that is not for a residential purpose:

- Land that has a building on it that was used previously but has fallen into disrepair and money would have to be invested to reuse the building for a residential purpose.

**** These definitions are only meant to provide you with a guide. It is the responsibility of ALCs, LGAs and Water Authorities to agree upon and establish a workable system of land classification. The Department of Aboriginal Affairs or the Registrar, ALRA (the Registrar) may be able to assist when conflicts or confusion arise as to the status of land.**

3. If a resolution is passed by an ALC declaring land to be of spiritual or cultural significance to Aboriginal people

In accordance with the new scheme (effective as of 25 October 2002), an ALC can pass a resolution declaring land to be of spiritual or cultural significance to Aboriginal people. As long as procedural requirements are met, the resolution will exempt the land from rates and charges.

The Minister is responsible for receiving advice that resolution has been passed in accordance with the requirements outlined in the ALRR. Where the resolution is found to have been passed validly, the land is thereby exempt from the payment of rates and charges. The exemption will apply from the date that the resolution was made by the ALC.

What rates and charges will ALCs not have to pay?

1. Rates and charges (specified or otherwise) payable under the *Local Government Act 1993*
2. Rates, levies and charges (specified or otherwise) payable under the *Hunter Water Act 1991*
3. Service charges (specified or otherwise) payable under the *Sydney Water Act 1994* and the *Water Management Act 2000*

Rates and charges (specified or otherwise) payable under the *Local Government Act 1993*

Rates and charges are issued under the *Local Government Act 1993* by LGAs. Rates and charges cannot be imposed on land that is exempt under the ALRA.

- (a) Land that is exempt under the ALRA will not incur land rates.

Reports from Director Corporate Services

- (b) Land that is exempt under the ALRA will not incur charges for the following:

- water supply services; **AND**
- sewerage services; **AND**
- drainage services; **AND**
- waste management services.

Rates, levies and charges (specified or otherwise) payable under the Hunter Water Act 1991

Water and associated services are provided in the Hunter region by the Hunter Water Corporation.

- (a) Land that is exempt under the ALRA will not incur charges for the following:

- Water supply; **AND**
- Sewerage services.

- (b) Levies cannot be imposed on exempt land:

- Environmental levy charge on unserviced land

An environmental levy can be imposed on a landholder if the land is not connected to a water main or sewer main and the Hunter Water Corporation proposes to make a sewer main available to that land. The Corporation may not impose an environmental levy on rate exempt land.

- (c) Rates cannot be imposed on exempt land:

- Rates on land within declared drainage areas

A rate can be levied on an area of land that has been declared a drainage area. The Hunter Water Corporation cannot levy a rate on a declared drainage area that is rate exempt.

Service charges (specified or otherwise) payable under the Sydney Water Act 1994

Water and associated services are provided in the Sydney region by the Sydney Water Corporation.

- (a) Land that is exempt under the ALRA will not incur charges for the following:

Reports from Director Corporate Services

- water services; **AND**
- sewerage services; **AND**
- drainage services; **AND**
- loan services; **AND**
- developmental works services; **AND**
- flood mitigation services; **AND**
- river management services; **AND**
- special industry services.

Service charges (specified or otherwise) payable under the land the Water Management Act 2000.

(a) Land that is exempt under the ALRA will not incur charges for the following:

- water services; **AND**
- sewerage services; **AND**
- drainage services; **AND**
- loan services; **AND**
- developmental works services; **AND**
- flood mitigation services; **AND**
- river management services; **AND**
- special industry services.

What are the implications for ALCs?

- As the Minister is no longer involved in the process of declaring land to be exempt from the payment of rates and charges, ALCs are now responsible for determining whether ALC land is exempt.
- An ALC should assess its land holdings and consider whether the land falls within an exempt category.
 - Where the ALC believes that the land is not being used for a commercial or residential purpose, the affected LGA / Water Authority should be advised.
 - Where the ALC believes that the land is of spiritual or cultural significance, a meeting should be called to pass a resolution in relation to that land and the Minister be advised accordingly.
 - Where the Minister responds that the ALC has passed a valid resolution, the ALC must advise the relevant LGA / Water Authority that the land is exempt from the date that the resolution was passed.

Reports from Director Corporate Services

- Where a LGA / Water Authority disagrees with an ALC decision that land is not being used for a commercial or residential purpose, this matter may be followed up with the Registrar or by commencing legal proceedings.

What are the Implications for LGAs and Water Authorities?

- As the rate exemptions system is now automatic, LGAs and Water Authorities must consult directly with ALCs. The Minister is no longer able to receive feedback from LGAs and Water Authorities and intervene in this matter
- Where a LGA / Water Authority disagrees with an ALCs classification of land, and the dispute cannot be resolved, this matter can be followed up with the Registrar or by commencing legal proceedings.

ALCs and LGAs / Water Authorities should liaise closely on this issue and take advantage of this opportunity to develop closer working relationships.

Disputes arising between ALCs and LGAs

If a dispute arises between an ALC and a LGA / Water Authority that cannot be resolved, assistance is available from the Registrar and the court system.

Seek the assistance of the Registrar

If an ALC is of the opinion that land is exempt from the payment of rates and charges on the basis that it is not being used for either a commercial or residential purpose and the LGA or Water Authority disagrees, the Registrar can be contacted for assistance.

The Registrar has the power to resolve disputes that arise between an ALC and LGA / Water Authority in respect of rates and charges. The Registrar offers the following alternative dispute resolution mechanisms: mediation, conciliation and arbitration. Some of the benefits of using the Registrar's services are that:

- dispute resolution services are provided free of charge;
- the Registrar will meet with ALC and LGA / Water Authority representatives in an informal environment where opposing views can be shared;
- negotiating your dispute instead of taking legal action can serve to strengthen relationships between ALCs and LGAs / Water Authorities so that cooperation is enhanced and disputes may be avoided in future.

The Registrar's Office can be contacted on 9290 8747.

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Reports from Director Corporate Services

Appeal to a court of competent jurisdiction

The following series of events may lead to a dispute between an ALC and LGA / Water Authority ending up in court:

1. an ALC considers that certain lands are not being used for commercial or residential purposes and are thereby non-rateable;
2. the ALC advises the relevant LGA and Water Authority of its opinion;
3. the LGA / Water Authority is of the opinion that the land is not exempt from the payment of rates and charges;
4. negotiation may or may not take place between the ALC and relevant LGA / Water Authority;
5. the ALC does not pay rates or charges in respect of those lands;
6. the LGA / Water Authority continues to charge the ALC rates or charges;
7. after a period of 12 months, the LGA / Water Authority may petition NSWALC to pay the outstanding rates accrued by the ALC;
8. NSWALC has 30 days within which to pay the rates. During that time it must consult with the ALC and come to a conclusion on whether the land is actually vacant and thereby exempt from rates and charges;
9. if the outstanding rates are not paid by NSWALC, the LGA / Water Authority can commence legal proceedings against NSWALC in a court of competent jurisdiction; and
10. the matter will be heard and a decision handed down.

Litigation is often an expensive and divisive method of resolving disputes. ALCs and LGAs / Water Authorities can avoid ending up in court by making a commitment to maintaining effective, communicative and cooperative relationships.

A good foundation for this relationship would be established by arranging for representatives from each organisation to meet as soon as practicable to establish a workable system of land classification that is acceptable to all three parties.

Any Further Questions?

If this Information Sheet has not answered all your questions about this matter, please contact the Manager, Heritage and Natural Resources at the Department of Aboriginal Affairs on 9290 8750.

Reports from Director Corporate Services

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Reports from Director Corporate Services

12. ORIGIN: Administration Services Unit

FILE REF: GI1/4 Pt8; Insurance - MV and Plant

REPORT TITLE:

Quarterly Council Vehicle Accident Report - 1 January 2003 to 31 March 2003

SUMMARY OF REPORT:

Following is a summary relating to accidents in which Council vehicles have sustained damage during the three (3) month period to 31 March 2003.

RECOMMENDATION:

That this report be received and noted.

Reports from Director Corporate Services

REPORT:

Fourteen (14) incidents occurred involving Council vehicles during the period.

Of these there were seven (7) instances where a Council vehicle was hit by a thrown object or stone, six (6) where a Council vehicle connected with an object and one (1) where a Council vehicle was hit by another vehicle causing damage to the Council vehicle.

The total cost of repairs to Council vehicles was \$7,568.91 of which \$1,877.18 is recoverable from Council insurers.

Reports from Director Engineering Services

13. ORIGIN: Works Unit

FILE REF: Outdoor Dining Policy; Car Parks - Kingscliff

REPORT TITLE:

Central Business District (CBD) Car Parking and Outdoor Dining Fees

SUMMARY OF REPORT:

- In 2001 Council resolved to review car parking options for the Kingscliff CBD and to consider an increase in outdoor dining fees that gives consideration to the customer parking generated by the on-street development.
- Herron Todd White have determined that the current dining lease fees are substantially less than their commercial value.
- The commercial value of all existing lease fees is \$86,035.00. The existing fees generate \$18,745.00 in income.
- This report recommends the levying of commercial outdoor dining fees and the allocation of those funds to CBD car parking projects.
- The proposed fees in Kingscliff would generate sufficient income to fund an underground car park between Turnock Street and Seaview Street which this report recommends as the preferred option.
- In addition to the significant existing subsidy, outdoor dining leases (unlike in-house dining) do not pay any car parking contribution at the time of development approval.
- The gap between actual income and the realistic commercial value to the Tweed community is widening as new developments such as the Kingscliff Hotel redevelopment take advantage of the existing subsidy by incorporating expansive areas of outdoor dining as an adjunct to the new development.
- While the outdoor dining leases are with the restaurateurs the property owners (rather than the restaurant tenants) gain the maximum commercial advantage as the additional outdoor area clearly provides the opportunity for the owner to command a higher rental return.
- The proposed new fees equate to a cost per table per day ranging from \$0.38 to \$3.99 and averaging \$0.99. The new fees, while considerably higher than the existing fees, are not a major cost driver for the businesses.

Reports from Director Engineering Services

- The proposed fees are similar to fees levied in Coffs Harbour, 20% less than Hastings Council, up to 300% less than Byron Shire and Hastings Street, Noosa, considerably higher than Maroochy Shire and 200% lower than the Gold Coast.

RECOMMENDATION:

That Council advertises a strategy linking CBD car parking to outdoor dining lease fees as detailed below and invites public comment:-

- Adoption of an Underground Car Park between Turnock Street and Seaview Street as the preferred location of a public car park for the Kingscliff CBD.
- The incorporation of the following outdoor dining lease fees in the 2003–2004 Management Plan Fees and Charges.

Commercial Precinct	Rate: \$/m ² per annum	
	Standard Footpath	Widened Footpath with Structure
Marine Parade, Kingscliff	\$120	\$175
Coronation Avenue, Pottsville	\$85	\$125
Coast Road, Cabarita	\$80	\$110
Wharf Street, Tweed Heads	\$75	\$105
Shopping Centre Area, Murwillumbah	\$75	\$105

- The allocation of all lease fee income (less administration and maintenance costs) to the provision of public car parking in the respective shire CBDs.

Reports from Director Engineering Services

REPORT:

PART 1

Introduction

Public car parking in Kingscliff has been an issue within the local community for some time. Council has previously considered a report on this issue at its meeting on 21 November 2001. This report provided a detailed analysis of parking demand and supply in the Marine Parade, Kingscliff CBD.

After considering that report Council resolved the following:-

- “1. a) Council adopts the layout plan in this report as the basis for further short-term parking expansion in the CBD and
b) Further commitment to expansion of the public parking supply is deferred until the Town Centre Master Plan (DCP 9) is completed, the final configuration of the Kingscliff Beach Holiday Park is known and / or a suitable purchase opportunity presents itself.
2. Council when approached, negotiates construction of blisters for outdoor dining with the Usher Powell Group including adjustments to the affected parking arrangements and then completes the balance of parking improvement work to the north using funds from S.94 CP No. 23.
3. In the 2002/2003 budget deliberations Council considers an increase in the fees for outdoor dining, for all sites within the Shire to provide for customer parking generated by the on-street development or provided on-site by the applicant.
4. No further outdoor dining blisters that occupy on-street car parking spaces be approved unless on-site parking can be provided to compensate, or S94 contribution for the value of the space is paid.”

Parts 1(b); (2) and (3) required further action to take place. Part 1(b) and (3) of the resolution are addressed by this report. Commencement of the work outside the Paradiso development as detailed in Part (2) is imminent.

Car Parking Demand

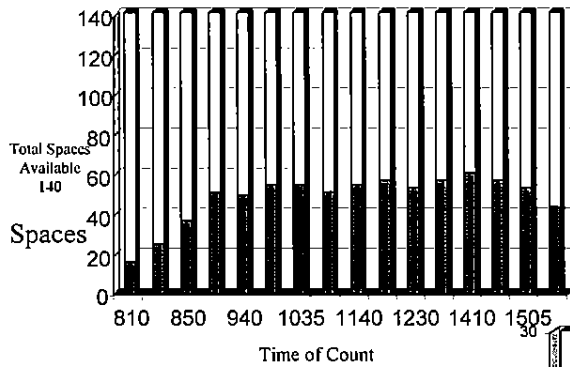
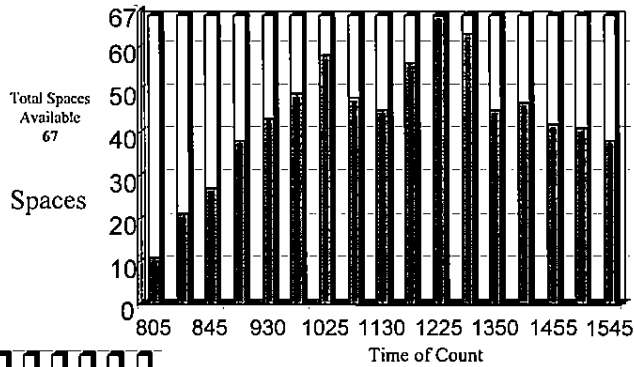
The report referred to above identified that the existing businesses along Marine Parade between Turnock Street and Rotary Park generate a 104 car space deficit due to the lack of private on site parking. A parking demand survey was also undertaken between the 11 and 13 October 2001 which was in school holidays. The results are shown in the following graphs.

Reports from Director Engineering Services

Date of Count: 11/10/01

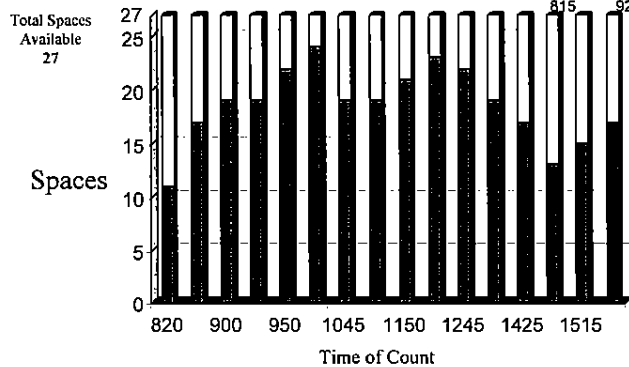
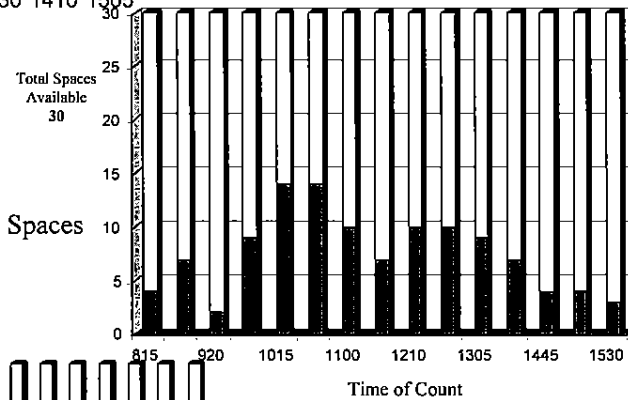
□ Vacant
 ■ Occupied

Sector 1
 East side Marine Pde,
 Turnock St to Memorial
 (2 hour parking)



Sector 2
 East side Marine Pde,
 Surf Lifesaving Club to Faulks Pk
 (unlimited time parking)

Sector 3
 West side Marine Pde,
 Figtree to Faulks Park
 (1/2 hour and unlimited)



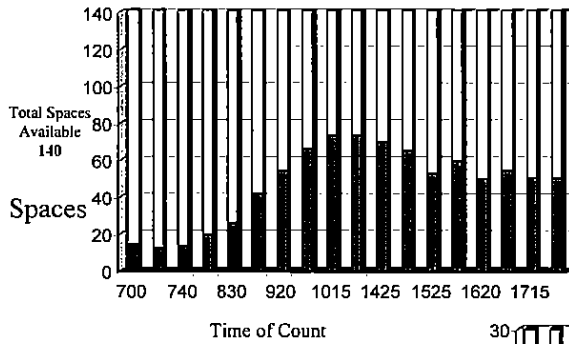
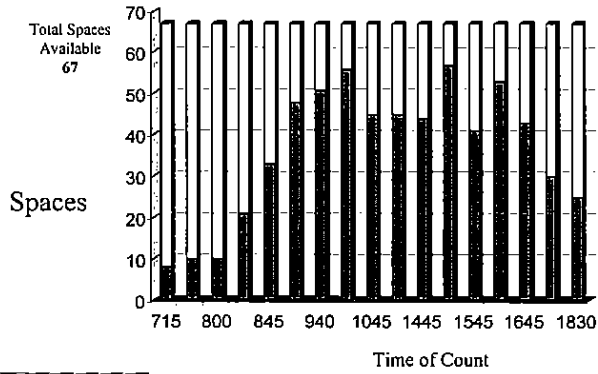
Sector 4
 West side Marine Pde,
 Turnock St to Figtree
 (1/2 hour parking)

Reports from Director Engineering Services

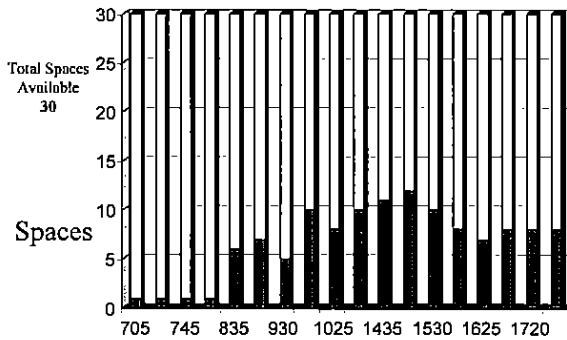
Date of Count: 12/10/01

□ Vacant
 ■ Occupied

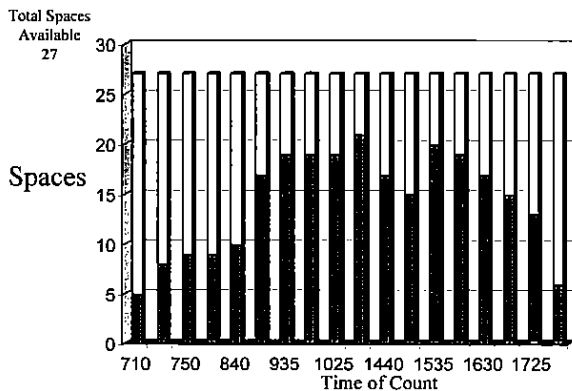
Sector 1
 East side Marine Pde,
 Turnock St to Memorial
 (2 hour parking)



Sector 2
 East side Marine Pde,
 Surf Lifesaving Club to Faulks Pk
 (unlimited time parking)



Sector 3
 West side Marine Pde,
 Figtree to Faulks Park
 (½ hour and unlimited)

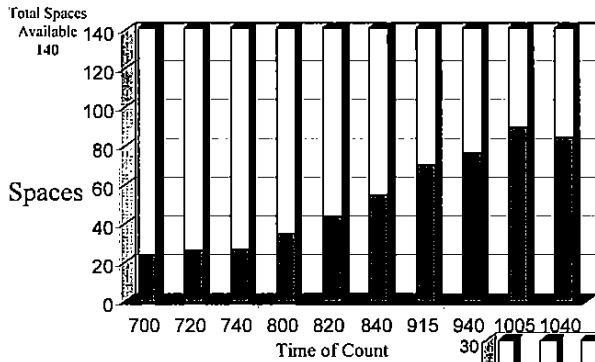
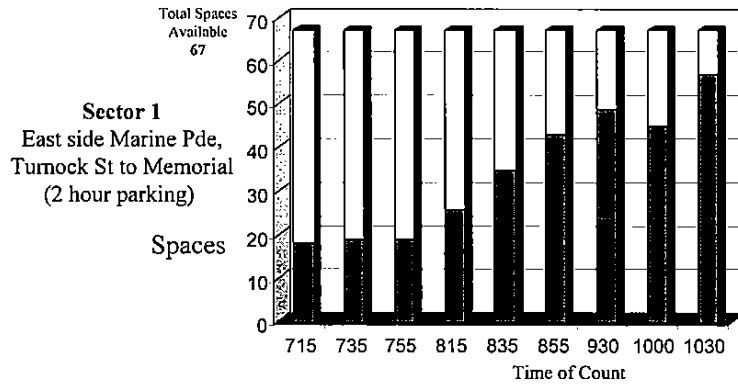


Sector 4
 West side Marine Pde,
 Turnock St to Figtree
 (1/2 hour parking)

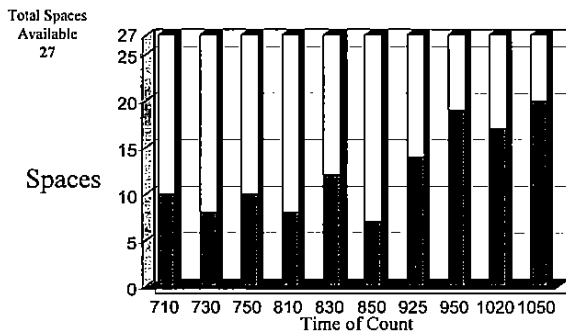
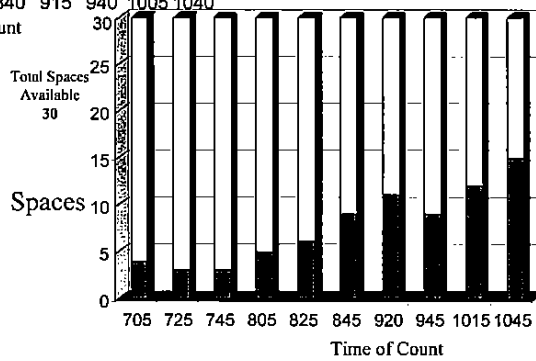
Reports from Director Engineering Services

Date of Count: 13/10/01

□ Vacant
 ■ Occupied



Sector 3
 West side Marine Pde,
 Figtree to Faulks Park
 (1/2 hour and unlimited)



Reports from Director Engineering Services

The graphs, which were based on 45 minute time intervals indicate that significant volumes of vacant car parks were available throughout the day over the survey period. It is also evident that whilst parking supply may have been highly utilised in one of the sectors plenty of spaces existed in adjoining sectors and all sectors are within easy walking distance of the Marine Parade business area.

Whilst the survey results indicate a satisfactory supply of car parking it should be realised that absolute peak demands for parking cannot be economically provided for use on the 20 or 30 busiest days a year.

A further survey, tabled below, was undertaken in less detail in October 2002 by the Strategic Planning Unit:-

Area	Order of Preference	Total No of Spaces		Averaged total	Those Vacant					
		Marked Spaces	Unmarked Spaces (Estimation)		Tues 1/10/02 Peak	%	Thurs 3/10/02	%	Thurs 14/11/02 Off-Peak	%
Marine Pde Seaview St to Faulks Park	Primary	180 (19#) (2*)		180	25	14	20	11	59	33
Marine Pde Seaview St to Turnock St	Primary	131 (2*)		131	11	8	101	77	66	50
Pearl St Commercial Precinct (incl Hotel)	Primary	182# (3*)	20-30 on street	207	41	20	79	38	26	13
Marine Pde Bowls Club	Secondary	150# (2*)	20-30 on street	175	88	50	77	44	110	63

Table 1 – Breakdown of the available parking spaces in Kingscliff

* number of mobility-impaired spaces provided

number of spaces located on private land

() number inclusive of the total spaces provided

The table again indicates that during average weekday conditions vacant car spaces exist on Marine Parade between Turnock Street and Faulks Park.

It is also interesting to note that the car parks at the Bowls Club and the Faulks Park Car Park exhibited vacancy rates of between 44 to 91% indicating that people are not currently prepared to walk from these extremity car parks to their destinations.

Outdoor Dining – Car Parking Contributions

A further analysis has been undertaken to determine the car parking impact of outdoor dining leases on public roads within Marine Parade.

Reports from Director Engineering Services

Currently outdoor dining on public roads is exempt from providing car parking facilities even though such uses increase the demand for car parking. The initial outdoor dining fees proposed compensation to Council for the car parking impact but the fees as proposed were not adopted.

If Development Control Plan No. 2 Car Parking Rates were applied to outdoor dining in the same quantum as applied to 'indoor' dining at the rate of 1 space / 7m² of floor area, the currently approved outdoor dining areas would have been required to provide 63 car spaces in Kingscliff.

The current Policy has effectively created a shortfall of 63 spaces in the Marine Parade Business district in relation to outdoor dining. Noting that under Contribution Plan 23 an unprovided on site car space would generate a contribution towards car parking of \$11,500 / per space the above concession therefore equates to \$701,500.00 worth of lost car parking of which Council is under pressure to provide.

Whilst in 2001 car spaces were able to be found, the continuing growth in commercial activity in the CBD is generating an increasing demand for convenient public car parking which will continue to be under supplied under the current arrangements generating a greater shortfall.

From the above it is considered that an additional 60 – 70 public car parking spaces are required in the Kingscliff CBD to address current car parking shortfalls.

Potential Car Park Locations

Part 1 (b) of Council's resolution dated 21 November 2001 states the following:-

“b) Further commitment to expansion of the public parking supply is deferred until the Town Centre Master Plan (DCP 9) is completed, the final configuration of the Kingscliff Beach Holiday Park is known and / or a suitable purchase opportunity presents itself.”

As enough detail is now known about the Kingscliff Town Centre and a Development Application for the Kingscliff Beach Holiday Park has been submitted a more detailed strategy for expanding public car parking can be developed.

There are 3 options that can be pursued to construct a 60 space car park. These options are discussed below and are shown on Figure 1.

Option 1 – Turnock Street – West of Pearl Street

This option involves selecting a site within the Gales Holdings land at blends well with the Strategic Planning Units Draft Town Centre Plan.

The estimated cost of this option is:-

Land Purchase 3000m ² @ \$200/m ²	\$600,000
Car Park Construction 67 Spaces @ \$2,000	\$134,000
Site Fitting 3,000m ³ @ \$15/m ³	\$ 45,000
Estimated Cost	\$779,000

The issues affecting this site are:-

- Need Gales Holdings agreement

Reports from Director Engineering Services

- Site is too remote from Marine Parade where parking issues are of most concern
- Walking distance to central Marine Parade is between 450 – 600 metres
- Given above, unlikely to be used by drivers with destinations in Marine Parade
- Location would be beneficial to proposed town centre in Turnock Street

Option 2 – Contained in Existing Shopping Centre Corner Turnock Street and Pearl Street

This option involves Council entering into an arrangement with the Shopping Centre owner to construct an extra level of parking over the shopping centre's car park.

The estimated cost is as follows:-

Lease / agreement with owner	\$20,000pa
Car park upper deck 67 spaces at \$12,000	\$804,000

Issues affecting this option are:-

- Would require a long term lease of private property, which over ten (10) years, could make the cost of this site the highest of all three (3) options.
- Strong likelihood owner of property would be reluctant to limit their development opportunities to cater for general public without a relatively high lease.
- Council would never own the structure / site.
- Site4 is still remote form Marine Parade by approximately 400metres so would only be utilised at peak parking times.
- Would be a larger benefit to the existing shopping centre than Marine Parade.

Option 3 – Old Caravan Park Marine Parade

This option involves utilising the beach front reserve along Marine Parade and taking advantage of an area of land proposed to be vacated by the Kingscliff Beach Holiday Park. As this site is a valuable asset it is proposed to minimise the impact by constructing the car park 'underground' and maintaining public park on the surface.

The estimated cost of this option is:-

67 spaces at \$17,000	\$1,099,000
Assume no land / lease costs	

The issues to consider are:-

- Can only proceed if current caravan park development application is approved (or caravan park removed completely).
- Subject to erosion line and associated storm protection issues.
- Very close to destinations in Marine Parade and beach where parking shortage is considered greatest.
- Minimal impact on valuable beach-side reserve as car park is under the park.

Reports from Director Engineering Services

- Provides covered parking which will be popular for protection of vehicles from sun and other elements and therefore would generate high utilisation rates.
- Security and safety issues especially at night would need to be addressed.

Schematic plans of Option 3 are shown at Figures 2, 3 and 4 for indicative purposes of how such a proposal could be achieved.

Conclusion

Council has a Section 94 Contribution Plan for unsupplied car parking in the CBD areas of the Shire.

Part of an effective plan is to be able to identify a site where the car parking shortfall being collected for can be supplied and then having realistic contribution rates that reflect the cost of supply.

From the above information it is considered that Option 3 – Underground Car Park at the surrendered section of the Kingscliff Holiday Park be adopted. It should be noted that this is not an exact site and the principle could be applied at other locations along Marine Parade. Whilst this option is the most expensive it offers the following benefits:-

- a) Provides car parking opportunities where the community believes there is a shortfall.
- b) Convenient to the beach, hall and businesses of Marine Parade.
- c) Environmentally friendly in that only minimal areas of land are occupied by the proposal as it is underground.
- d) Provides covered car parking which will be attractive to patrons.

Funding of such a proposal now becomes the key issue and is addressed in Part B.

PART B – FUNDING METHODS

Part 3 of Council's resolution dated 21 November 2001 reads as follows:-

“3. In the 2002/2003 budget deliberations Council considers an increase in the fees for outdoor dining, for all sites within the Shire to provide for customer parking generated by the on-street development or provided on-site by the applicant.”

Currently Council holds \$96,806.00 in Contribution Plan No. 23 for car parking at Kingscliff. Clearly this is well short of what is required to construct additional car parking in Kingscliff and alternative funding sources need to be identified.

The key issue impacting on the funding and car parking shortfall in Kingscliff relates to Outdoor Dining Fees and Car Parking Contributions.

Outdoor Dining – Car Parking Contributions

Businesses with outdoor dining, especially in the CBD areas of the Shire are currently receiving unsustainable benefits in terms of car parking and license fees. In regard to car parking, outdoor dining leases do not currently have to provide any additional car parking despite generating the need for such parking. This is creating a substantial and increasing liability for the wider community.

Reports from Director Engineering Services

In reality, outdoor dining generates the same need for car parking as indoor dining and based on DCP No. 2, the currently approved leases at Kingscliff generate the need for 63 car spaces that have not been provided or contributions paid. It is acknowledged that cross utilisation of available car parking occurs but when the outdoor dining areas operate during standard day time hours such cross utilisation is minimised.

The current policy is encouraging new developments such as the Kingscliff Hotel redevelopment to maximise outdoor dining (on road reserve) and no car parking needs to be provided for this use. Obviously if this Policy continues the car parking shortage in Marine Parade and other CBDs will continue to increase resulting in the community (and business owners) expecting Council to provide additional facilities.

It is intended to review DCP No. 2 to include a car parking schedule for outdoor dining. This is a complex issue and will be brought forward in detail in a separate report.

Outdoor Dining – Lease Fees

Currently outdoor dining fees are well below reasonable market rates and generate minimal income for Council. At the current rates it is not feasible to generate sufficient income from outdoor dining to help fund additional car parking facilities.

An increase in outdoor dining fees was proposed in 2002-2003 but due to complications was withdrawn to enable the issue to be more thoroughly explored.

Herron, Todd White Independent Property advisors were commissioned to undertake a study of outdoor dining leases within the Shire's CBDs with a view to determining fair and reasonable outdoor dining lease fees that reflect the value of the benefit received by leasees using public land. It does not include any allowance for unprovided car parking. A copy of their report is attached.

The report reviewed outdoor dining fees in several Councils in the region being:-

- Gold Coast City Council
- Noosa Shire Council
- Maroochy Shire Council
- Caloundra City Council
- Byron Shire Council
- Coffs Harbour City Council
- Hastings Council

The report recommends that outdoor dining leases should be set at 35% of the market rental payable for the adjacent commercial tenancy. However, where streetscaping works and kerb widening have been constructed the rate should increase to 50%. It is also important to note that the valuations are based on the assumption that the capital works at each lease area have been paid for by the leasee (which is no different to the internal fit-out of a leased building). This approach has been adopted by several of the Councils listed above.

Reports from Director Engineering Services

The recommended outdoor dining fees are as follows:-

Commercial Precinct	Rate: \$/m ² per annum	
	Standard Footpath	Widened Footpath with Structure
Marine Parade, Kingscliff	\$120	\$175
Coronation Avenue, Pottsville	\$85	\$125
Coast Road, Cabarita	\$80	\$110
Wharf Street, Tweed Heads	\$75	\$105
Shopping Centre Area, Murwillumbah	\$75	\$105

	A	B
Tweed Heads – Main Street Upgrade Area	244.00	42
Tweed Heads – No Main Street Upgrade	221.00	6
Tweed Heads Commerce & Trade Area Main St Upgrade Area	119.00	42
Tweed Heads Commerce & Trade Area No Main Street Upgrade Area	108.00	6
Kingscliff CBD – Main Street Upgrade Area	182.00	42
Kingscliff CBD – No Main Street Upgrade Area	159.00	6
Kingscliff Other – Main St Upgrade Area	125.00	42
Kingscliff Other – No Main St Upgrade	114.00	6
Murwillumbah CBD – Main Street Upgrade Area	162.00	42
Murwillumbah CBD – No Main Street Upgrade	145.00	6
Murwillumbah Other – Main Street Upgrade Area	151.00	42
Murwillumbah Other – No Main Street Upgrade	128.00	6
Bogangar – Main Street Upgrade Area	133.00	42
Bogangar – No Main Street Upgrade Area	111.00	6
Other Villages – Main Street Upgrade Area	83.00	42
Other Villages – No Main Street Upgrade Area	72.00	6

Note: A = Where lease area is greater than private internal lease area

B = Where lease area is less than private internal lease area

It should be noted from the above tables that whilst all outdoor dining leases in the Kingscliff CBD are currently charged a \$42/m² /pa, some clearly have a greater area of outdoor dining in the public domain than the internal dining area. These should be charged at \$182.00/m² /pa which is the current rate under the adopted fees and charges. In this instance the proposed fee of \$175.00/m² /pa is a reduction from the current rates.

The above rates are not high when compared to other Council areas studied by the consultants. The following Table 2 shows outdoor dining fees for these Councils.

Reports from Director Engineering Services

Table 2

	\$/M ² PER ANNUM
Hastings Council	
Less than 20m ²	\$155
20 to 40m ²	\$145
More than 40m ²	\$135
Byron Shire Council	
Byron Bay Beach Precinct	\$395
Byron Bay Commercial Precinct	\$270
Other Byron Bay	\$205
Brunswick Heads Commercial Precinct	\$135
Bangalow	\$135
Mullumbimby	\$115
Coffs Harbour City Council	
Central Business District – Under Council Arbour	\$120
Central Business District	\$100
Central Business District Fringe / Jetty Precinct	\$65
Noosa Shire Council	
Hastings Street, Noosa Heads	\$380
Noosa Junction	\$158
Noosaville	\$158
Sunshine Beach	\$158
Tewantin	\$158
Maroochy Shire Council	
Mooloolaba	\$71
Maroochydoore / Alexandra Headland	\$38
Montville	\$36
Eumundi	\$31
Cotton Tree / Nambour	\$29
Gold Coast City Council	
Broadbeach Mall / Broadbeach Central	\$262.80
Cavill Mall / Surfers Central	\$262.80
Main Beach	\$219.00
Other Locations	\$167.90

Whilst the proposed increases are significant it is worth considering the data in Table 3.

The fees based as an annual charge may appear expensive. However, when broken down to a cost per outdoor table per day, the fee ranges between \$0.38 and \$3.99 or an average of \$0.99 per table per day.

Reports from Director Engineering Services

The following table shows the average cost / table / day for the CBD areas of the Shire. It should be noted that an efficient layout of tables yields approximately 1 table / 2m² based on data in Table 3.

Location	Av Cost / Table /Day
Kingscliff	\$0.95
Murwillumbah	\$0.57
Tweed Heads	\$0.57
Cabarita	\$0.61

It should also be noted that the developments that have a higher cost per table than the average can reduce the cost by leasing a more appropriate area or utilising more tables.

Based on the proposed outdoor dining fees, Council would generate an annual income of \$63,285.35 from the existing dining leases in Kingscliff.

This income should be directed to the appropriate car parking fund (and respective funds for other CBDs) and would appear to be sufficient to support borrowings to fund the construction of a public car park similar to that shown in Option 3 within Part A for the Kingscliff CBD.

Conclusion

This report covers several aspects in relation to the provision of public car parking in the CBD areas of the Shire.

It specifically addresses Marine Parade Kingscliff and identifies Option 3 – an ‘underground’ car park in the reserve east of Marine Parade (between Turnock Street and Seaview Street) and recommends that this option be adopted for detailed investigation and design.

The report identifies that funding is critical to providing such parking facilities in Kingscliff and other CBD areas and discusses the nexus between outdoor dining leases and the unsupplied generation of car parking spaces. It is proposed that outdoor dining fees be increased as recommended in the Todd, Herron White report and that the lease income be dedicated to the provision of public car parking in the CBDs. The report also identifies the unsustainable nature of continuing to approve outdoor dining without any provision of on site car parking forcing Council to source additional public car parking.

Reports from Director Engineering Services

Table 3

OUTDOOR DINING LEASE INFORMATION

Description	locality	current yealy lease	lease area (m2)	proposed rate/m2	proposed yearly lease	no of tables	prop. daily cost/table	car spaces generated
KINGSLIFF								
Bazza's Burger Bar - External area 7m2	kingscliff	\$ 294.00	7	\$ 120.00	\$ 840.00	4	\$ 0.58	1
Café Moorish (Kiny Beach Café) - External area 15.96m2 *	kingscliff	\$ 670.32	15.96	\$ 175.00	\$ 2,793.00	8	\$ 0.96	3
Choux Box Café - External area 26.9m2	kingscliff	\$ 1,129.80	26.9	\$ 175.00	\$ 4,707.50	15	\$ 0.86	4
Dots by the Sea - Licenced Area 19.95m2	kingscliff	\$ 837.92	19.95	\$ 175.00	\$ 3,491.25	9	\$ 1.06	3
Fishermans Basket - External area 20m2	kingscliff	\$ 840.00	20	\$ 120.00	\$ 2,400.00	6	\$ 1.10	3
Fishface cafe- External area 15.86m2	kingscliff	\$ 666.12	15.86	\$ 175.00	\$ 2,775.50	4	\$ 1.90	3
Afternoon Delights - External area 6.8m2	kingscliff	\$ 285.60	6.8	\$ 120.00	\$ 816.00	2	\$ 1.12	1
Amici Italian Restaurant - External area 29.4m2	kingscliff	\$ 1,234.80	29.4	\$ 175.00	\$ 5,145.00	24	\$ 0.59	5
Grand Pacific Hotel - Licenced Area 57.63m2	kingscliff	\$ 2,420.48	57.63	\$ 175.00	\$ 10,085.25	18	\$ 1.54	9
Kathmandu Kitchen - Licenced Area 16.1m2 *	kingscliff	\$ 676.20	16.1	\$ 175.00	\$ 2,817.50	8	\$ 0.96	3
Kingscliff Beach Bakery - External area 6.29m2	kingscliff	\$ 264.20	6.29	\$ 120.00	\$ 754.80	2	\$ 1.03	1
Tracies Garden Restaurant - External area 13.7m2	kingscliff	\$ 575.40	13.7	\$ 175.00	\$ 2,397.50	7	\$ 0.94	2
Zanzibar Cafe - External area 14m2 *	kingscliff	\$ 588.00	14	\$ 175.00	\$ 2,450.00	7	\$ 0.96	2
Marine Restaurant - External area 37.6m2	kingscliff	\$ 1,579.20	37.6	\$ 175.00	\$ 6,580.00	14	\$ 1.29	6
Origin Café Bistro - External area 10.34m2 *	kingscliff	\$ 434.28	10.34	\$ 120.00	\$ 1,240.80	5	\$ 0.68	2
Pixie By The Sea - External area 16.64m2	kingscliff	\$ 698.88	16.64	\$ 175.00	\$ 2,912.00	2	\$ 3.99	3
*	kingscliff	\$ 1,234.80	29.4	\$ 175.00	\$ 5,145.00	15	\$ 0.94	5
Sbiza Café - External area 21.15m2	kingscliff	\$ 888.32	21.15	\$ 175.00	\$ 3,701.25	13	\$ 0.78	4
Serrano Beach Café - External area 12.76m2 *	kingscliff	\$ 535.92	12.76	\$ 175.00	\$ 2,233.00	6	\$ 1.02	2
The Contential Shelf - External area 4.5m2 *	kingscliff	\$ 189.00	4.5	\$ 120.00	\$ 540.00	2	\$ 0.74	1
La Cigale	kingscliff	-	-	\$ 175.00	\$ -	5	-	0
Maries Pizza	kingscliff	-	-	\$ 120.00	\$ -	2	-	0
KINGSLIFF TOTALS		\$ 15,854.24			\$ 63,285.35			63

Reports from Director Engineering Services

Table 3 Continued

MURWILLUMBAH												
Riverside Pizza Café - External area 20m2 and 4m2	murwillumbah	\$ 1,420.00	24	\$ 105.00	\$ 2,520.00	10	\$ 0.69	4				
Hung Too Chinese Restaurant - External area 6m2	murwillumbah	\$ 252.00	6	\$ 105.00	\$ 630.00	2	\$ 0.86	1				
Al & Rosies Eatery - External areas 10.36m2 and 5.85m2 *	murwillumbah	\$ 470.24	16.21	\$ 105.00	\$ 1,702.05	8	\$ 0.58	3				
Austral Café - External area 5.5m2	murwillumbah	\$ 33.00	5.5	\$ 75.00	\$ 412.50	3	\$ 0.38	1				
Karnis Vegetarian Café - External area 21m2	murwillumbah	\$ 882.00	21	\$ 105.00	\$ 2,205.00	7	\$ 0.86	3				
The Blue Frog - Leased Area 15m2	murwillumbah	\$ 630.00	15	\$ 105.00	\$ 1,575.00	5	\$ 0.86	3				
Imperial hotel	murwillumbah	\$ -	0	\$ 105.00	\$ -	9	\$ -	0				
MURWILLUMBAH TOTALS		\$ 3,687.24			\$ 9,044.55			15				
CABARITA / BOGANGAR												
Beach Break Café - External area 31.92 m2 *	cabarita	\$ 191.52	31.92	\$ 175.00	\$ 5,586.00	16	\$ 0.96	5				
7 to 7 Supermarket - External area 9.5m2 *	cabarita	\$ 57.00	9.5	\$ 80.00		5	#VALUE!	2				
Froggys - External area 18.4m2 *	cabarita	\$ 110.40	18.4	\$ 80.00	\$ 1,472.00	9	\$ 0.45	3				
Itasia Café - External area 37.62m2 *	cabarita	\$ 225.72	37.62	\$ 80.00	\$ 3,009.60	19	\$ 0.43	6				
CABARITA/BOGANGAR TOTALS		\$ 584.64			\$ 4,481.60			16				
OTHERS												
Lilys on Main Café - External area 34m2	Murwillumbah	\$ 1,428.00	34	\$ 105.00	\$ 3,570.00	9	\$ 1.09	5				
TJ's on Bay - Licenced Area 40m2 *	tweed heads	\$ 1,680.00	40	\$ 105.00	\$ 4,200.00	20	\$ 0.58	6				
café Lazomba	tweed heads	\$ -	0	\$ 105.00	\$ -	2	\$ -	0				
Bordello café	tweed heads	\$ -	0	\$ 105.00	\$ -	2	\$ -	0				
Flying Colours Art Gallery - External area 19.4m2	fingal	\$ 116.40	19.4	\$ 75.00	\$ 1,455.00		#DIV/0!	3				
OTHERS TOTALS		\$ 1,796.40			\$ 5,655.00			9				

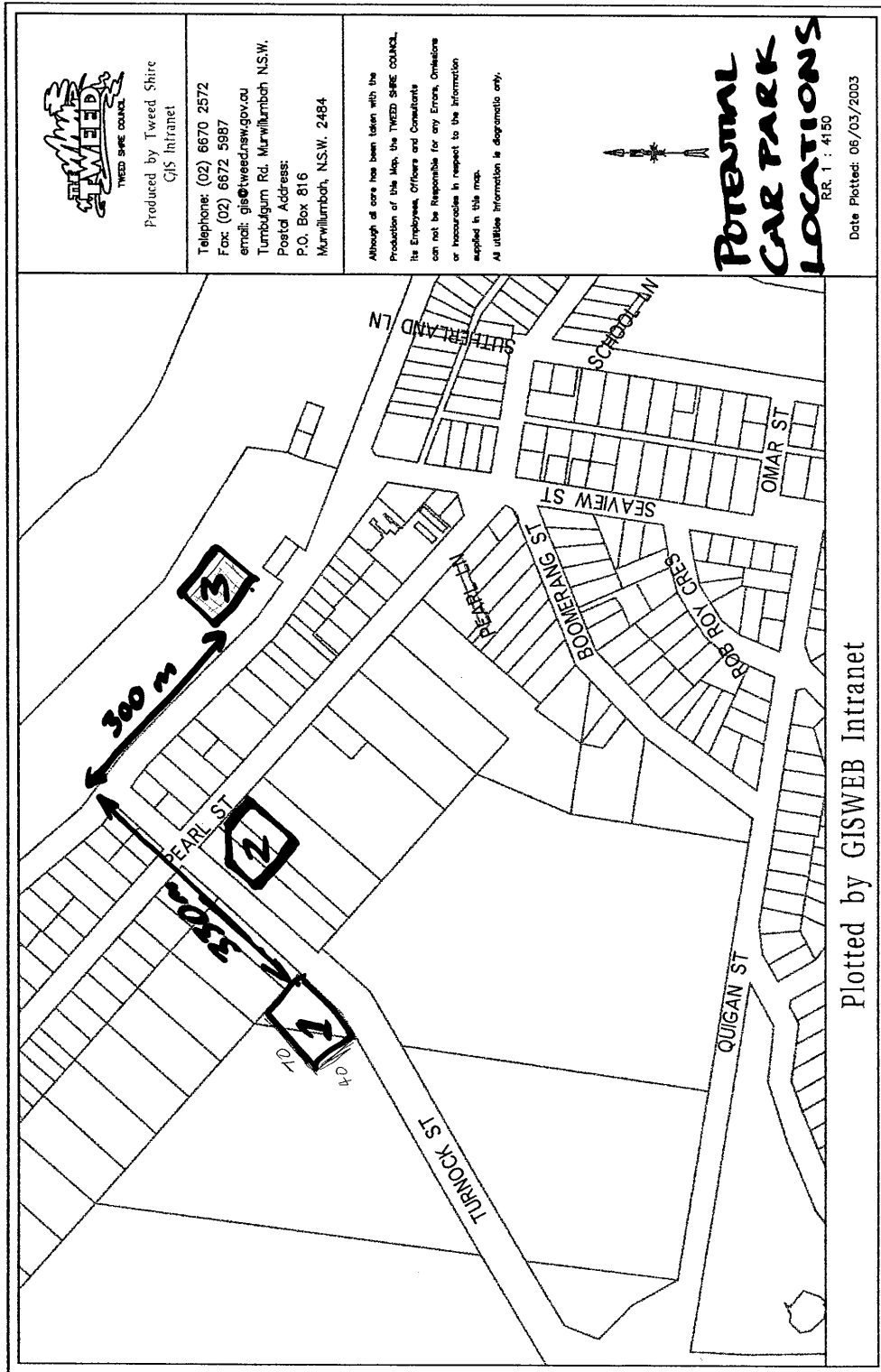
TABLE 3

NOTES

- (1) The number of tables is that counted within the public road reserve at each location
- (2) Tee car space numbers are based on DCP2 Carparking Restaurant category of 1 space /7m2
- (3) * indicates tables estimated on rates for other leases as tables not in place at time of inspection

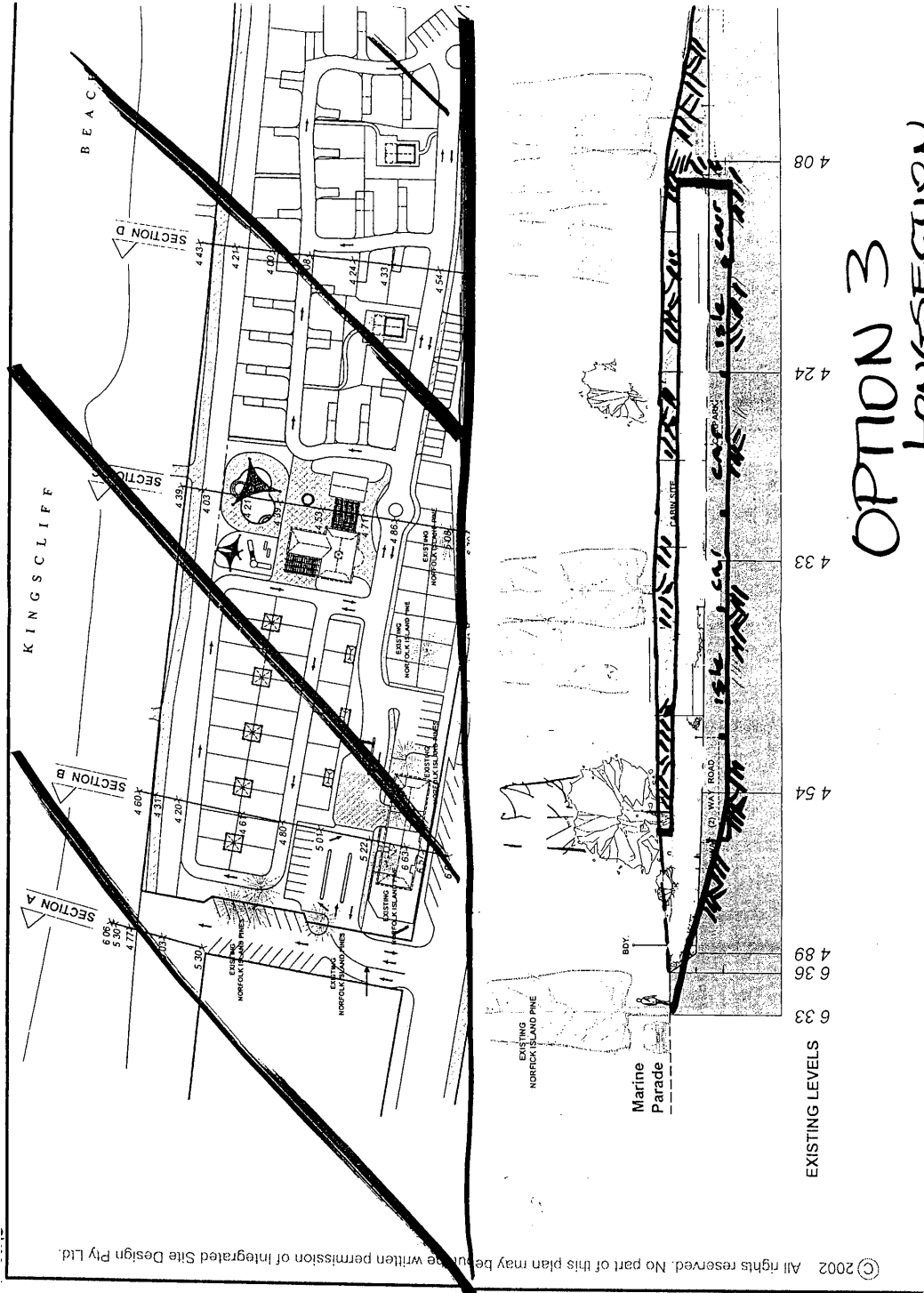
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Figure 1



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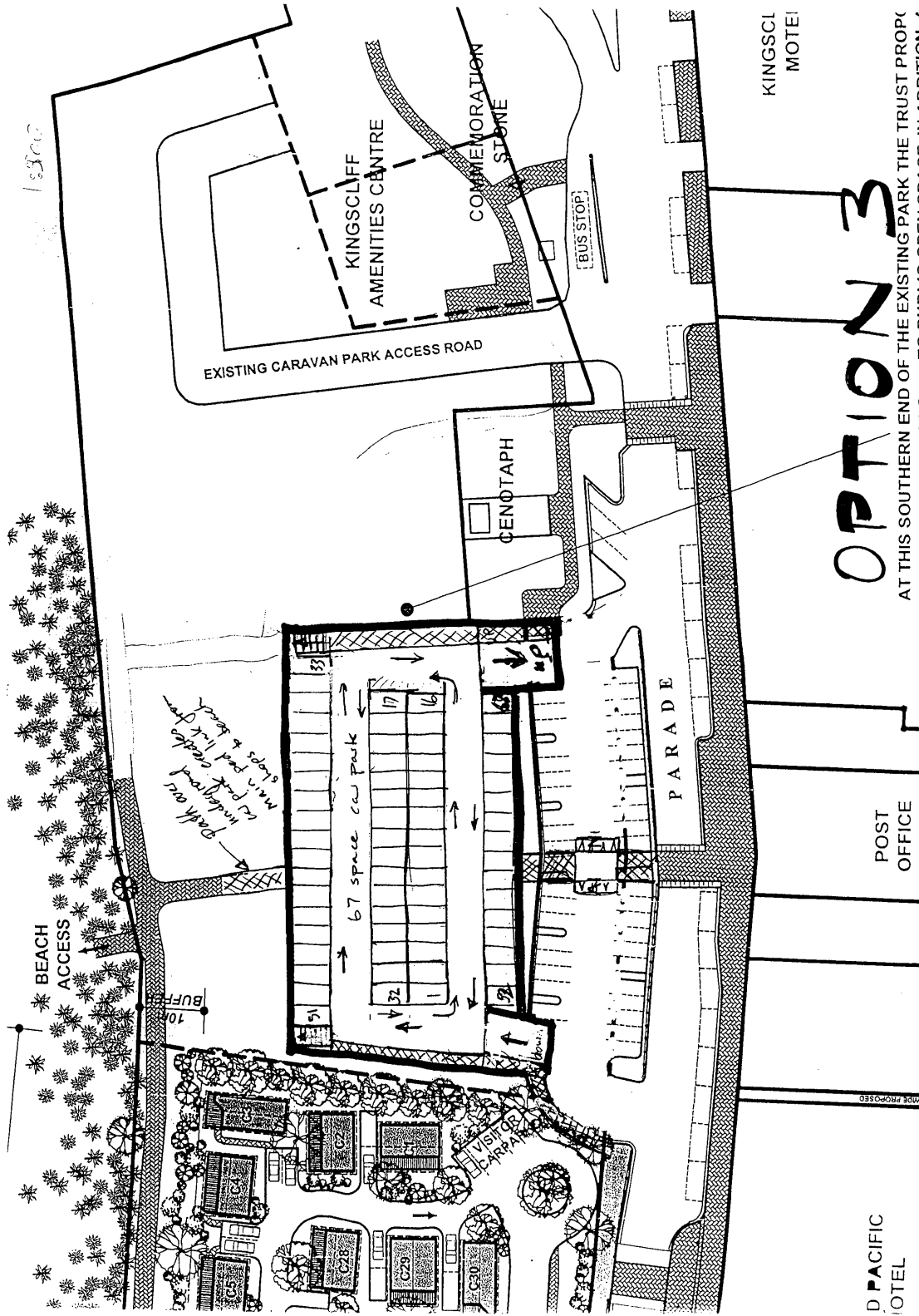
Figure 2



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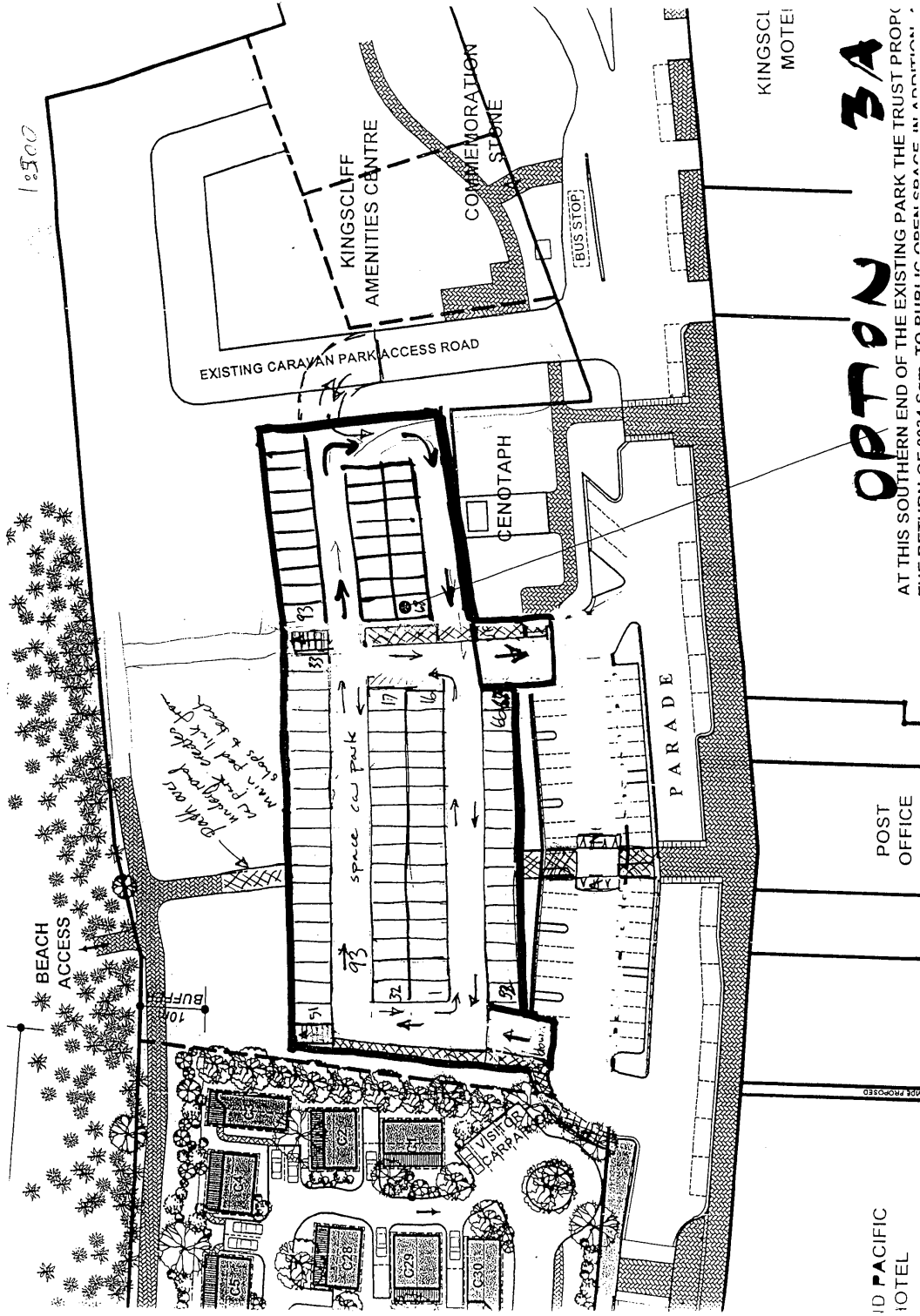
Reports from Director Engineering Services

Figure 3



Reports from Director Engineering Services

Figure 4



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Herron Todd White Report

I N D E P E N D E N T P R O P E R T Y A D V I S O R S

Reply to: **Gold Coast**
Our Ref: **GC-74584**
PSM:MB



**Herron
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OUTDOOR DINING FEES

POLICY REVIEW & MARKET ASSESSMENT

Prepared For

TWEED SHIRE COUNCIL

MARCH 2003

Sydney Melbourne Perth Canberra Sunshine Coast Cairns Townsville Rockhampton Mackay Gladstone Dubbo
Brisbane Adelaide Darwin Toowoomba Goondiwindi Gatton Emerald Bundaberg Mt Isa Newcastle Geelong

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OUTDOOR DINING FEES

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OUTDOOR DINING FEES

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1. TERMS OF REFERENCE

1.1 Instructions

HTW Advisory Services has been instructed by the Manager, Works, of the Tweed Shire Council, to undertake a review of the Council's policy for licence fees for outdoor dining areas.

The purpose of the brief is to assist the Council in reviewing the appropriateness of its current policy regarding the way fees are levied by the Council on operators of restaurants who utilise footpath areas for outdoor dining, and the current fees charged by the Council.

In accordance with our instructions, and using the fee mechanism which we consider is appropriate, we have assessed current market based licence fees for outdoor dining on Council owned footpaths in the following commercial precincts:

- Wharf Street, Tweed Heads
- Marine Parade, Kingscliff
- Coast Road, Cabarita
- Coronation Avenue, Pottsville
- Shopping Centre Area, Murwillumbah.

1.2 Qualifications and Limitations

Our research is subject to the following qualifications and any other qualifications contained within the body of this report:

- Our research is based on information provided by local authorities and real estate agents specialising in commercial rentals.

The information contained in this report has been obtained from sources which are considered to be reliable.

However, we have not been able to independently verify all of the information contained in this report, and we cannot provide a warranty as to its accuracy.

- This report is for the use only of the Tweed Shire Council. No responsibility is extended to any third party who may use or rely on the whole or any part of the contents of this report without our written consent.
- Neither the whole nor any part of this report, or any reference thereto, may be included in any published documents, circular or statement, nor published in part or in full in any way, without written approval of the form and context of which it may appear.

1.3 Research Methodology

The methodology we have adopted for the purposes of this review is to consider the rental mechanisms for outdoor dining areas adopted by other local authorities in south-east Queensland and in northern New South Wales.

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OUTDOOR DINING FEES

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1.3 Research Methodology Contd

We have also considered the way in which these policies have worked in practice to ensure that the mechanism we recommend is market related, equitable and practical to administer.

Due to commercial confidentiality, we have not quoted the rentals for commercial tenancies which we have utilised for the purposes of this report.

1.4 Sources of Information

Our policy review is based on information provided by the following local authorities:

- Gold Coast City Council
- Noosa Shire Council
- Maroochydore Shire Council
- Caloundra City Council
- Byron Shire Council
- Coffs Harbour City Council
- Hastings Council.

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OUTDOOR DINING FEES

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2. CURRENT COUNCIL POLICY

2.1 Introduction

The Council's current policy for footpath dining areas is provided in its Footpath Restaurants Policy.

The Council has prepared a more detailed draft Footpath Trading Policy, which has not yet been adopted.

Each dining area is subject to a licence agreement with the Council.

The Council's increased outdoor dining fees for 2002-03 were adopted and subsequently revoked in November 2002. The Council reverted to the lower 2001-02 fees, pending a review of its fees policy.

2.2 Licence Agreement

Our assessment has been undertaken based on the terms and provisions of the Council's licence agreement which is entered into between:

- the Council as the licensor
- a person who conducts a restaurant adjacent to a footway of a public road to use part of the footway for the purposes of the restaurant (the licensee).

The licence is for the use of the specified (on an annexed map) part of the footway adjacent to a restaurant premises for the purposes of the licensee's restaurant business.

The licence agreement provides that the licensee agrees to comply with the terms and conditions of the Council's policy on Footpath Restaurants, as amended.

2.3 Footpath Restaurants Policy

The Council's existing policy for outdoor dining areas is provided in Clause E11.2 of its Policies and Delegations document.

The aim of the policy is to provide urban design requirements to facilitate the establishment of outdoor cafes and restaurants wherever they are feasible and appropriate in the Shire.

The intention is to expand the opportunities for outdoor eating on most footpaths, provided that they comply with the stated criteria.

The Council has the power to terminate or vary the licence in respect of any outdoor dining area in order to maintain and preserve the amenity of the area. No compensation is payable in these circumstances.

The current term of the approval is three years.

An approval lapses at the end of its term or if the footpath area ceases to be used for the purposes of a restaurant.

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2.3 Footpath Restaurants Policy Contd

The licence fee payable is determined at market valuation, taking into account the total area occupied in square metres.

2.4 Draft Footpath Trading Policy

The Council has developed a draft Footpath Trading Policy.

The purpose of the policy is to maintain a balance between pedestrian movement, convenience and safety, and footpath trading activities.

The policy acknowledges that the ability to trade on the footpath can bring financial benefit and increased community enjoyment, particularly in the case of footpath dining. However, the policy also acknowledges that footpaths primarily exist for safe and easy pedestrian travel.

The policy includes urban design requirements to facilitate the establishment of outdoor cafes and restaurants, and other forms of footpath trading in typical urban situations.

The objectives of the policy are to:

- ensure safe, unrestricted and convenient pedestrian movement
- provide for the safety and amenity of footpath trading patrons
- maintain or improve existing streetscape elements and maintain or promote local amenity.

The policy includes a number of design and trading requirements, including a requirement for the maintenance of a two metre wide thoroughfare on a footpath at all times.

The policy also has specific requirements for blisters, which are Council constructed extensions of the footpath onto the formed road for the purpose of creating greater footpath area for trading.

Blisters may be initiated by the Council as part of a street upgrade program or be initiated and paid for by a business.

The creation of a new blister requires a separate approval which is different to an approval for footpath dining.

The policy also has specific requirements for permanent structures. Development applications have to be submitted to the Council for the construction of permanent structures in association with a footpath trading area.

On the termination of a footpath trading approval, any structure becomes the property of the Council who may keep or remove it, and charge the business operator the cost of making good and disposal.

The specific requirements for footpath dining in the policy include:

- the footpath should be used to provide attractive surroundings in which people may enjoy food and refreshments
- footpath dining facilities should contribute to an improvement of the streetscape

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2.4 Draft Footpath Trading Policy Contd

- surrounding properties should not be adversely affected by the installation
- toilet facilities should be made available to patrons (mandatory if alcohol is permitted).

If adjoining business uses do not conflict, outdoor dining may be permitted in front of neighbouring premises in special circumstances.

The policy provides for a transition period to enable traders with existing approvals or permits to make the changes required by the new footpath trading policy.

The transition period for traders with existing approvals or permits will extend for the life of the current approval or until there is a change of approval holder, whichever occurs sooner.

The transition period for all other traders will expire three months from the date of adoption of the policy.

The term of a footpath trading approval will be a maximum of two years, and it will lapse at the end of the term.

2.5 Fee Policy

The draft policy provides that fees are to be set each year and advertised as part of the Council's normal fees and charges consultation process.

The fees for footpath dining are based on a per square metre charge for the area used for footpath dining.

The level of charge is based on valuations of commercial property on a per square metre basis undertaken by the Valuer-General.

A higher rate applies where the area used for footpath dining exceeds the floor area of the business.

2.6 Outdoor Dining Fees

The Council's schedule of fees and charges for 2002-03 for outdoor dining are as follows:

Commercial Precinct	Rate: \$/m ² per annum	
	Less Than Shop Area	Exceeds Shop Area
Tweed Heads CBD		
- Main Street Upgrade Area	\$189.23	\$391.23
- No Main Street Upgrade	-	\$368.23
Kingscliff CBD		
- Main Street Upgrade Area	\$151.52	\$291.52
- No Main Street Upgrade	\$115.52	\$268.52
Murwillumbah CBD		
- Main Street Upgrade Area	\$129.52	\$249.52
- No Main Street Upgrade	\$93.52	\$232.52
Bogangar		
- Main Street Upgrade Area	\$135.85	\$226.85
- No Main Street Upgrade	\$99.85	\$204.85
Pottsville		
- Main Street Upgrade Area	\$137.38	-
- No Main Street Upgrade	\$101.38	-

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2.6 Outdoor Dining Fees Contd

The first column in the preceding table is for fees which apply to licence areas which are smaller than the privately leased shop area.

The second column applies to licence areas which are larger in area than the privately leased shop area.

At a meeting on 20 November 2002, the Council resolved that the 2002-03 fees for outdoor dining would be revoked and that the 2001-02 fees would be adopted as the applicable fees for 2002-03.

The 2001-02 fees, which apply to that portion of land leased from Council that exceeds the privately leased dining area, are as follows:

Commercial Precinct	\$/m ² per annum
Tweed Heads CBD	
- Main Street Upgrade Area	\$244
- No Main Street Upgrade	\$221
Kingscliff CBD	
- Main Street Upgrade Area	\$182
- No Main Street Upgrade	\$159
Murwillumbah CBD	
- Main Street Upgrade Area	\$162
- No Main Street Upgrade	\$145
Bogangar	
- Main Street Upgrade Area	\$133
- No Main Street Upgrade	\$111
Other Villages	
- Main Street Upgrade Area	\$83
- No Main Street Upgrade	\$72

A fee of \$42 per square metre per annum is charged for those lease areas where the Council has provided facilitating infrastructure and where the leased area does not exceed the privately leased dining area. A fee of \$6 per square metre per annum is charged in these circumstances where there is no facilitating infrastructure.

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OUTDOOR DINING FEES

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3. MARKET OVERVIEW

3.1 Introduction

Our review of the Council's policy on outdoor dining fees is based on a review of the policies and fees in other local authorities in south-east Queensland and northern New South Wales including:

- Gold Coast City Council
- Noosa Shire Council
- Maroochy Shire Council
- Caloundra City Council
- Byron Shire Council
- Coffs Harbour City Council
- Hastings Council (Port Macquarie).

In addition to reviewing the policies as stated and the current fees, we have also investigated the way in which these policies and fees work in practice.

Our overview of the local authorities reviewed is summarised in the following sections.

3.2 Gold Coast City Council

Part 7 of the Gold Coast City Council's Local Law Policy No. 11 (Roads and Malls) relates to tables and chairs area permits.

The purpose of Part 7 is to prescribe such other information and materials required and to accompany an application for an area permit to use a Council road for the regulated purpose of the placing of tables, chairs or dining apparatus on roads, footways or in malls or pedestrian malls.

The permit fees are calculated on a rate per square metre basis.

The fees are based on a percentage of the market rentals for the adjoining commercial tenancies, which range from 30% to 40%. The Council also makes internal adjustments for the level of capital expenditure on footpaths and streetscaping in each precinct, as well as its expenditure on footpath cleaning.

The current annual fees are as follows:

Commercial Precinct	\$/m ² per annum
Broadbeach Mall/Broadbeach Central	\$262.80
Cavill Mall/Surfers Central	\$262.80
Main Beach	\$219.00
Other Locations	\$167.90

The base for these fee levels is two to three years old, however, they are internally adjusted by the Council on an annual basis.

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3.3 Noosa Shire Council

The Council's Local Law Policy No. 9 relates to the commercial use of roads.

Footpath dining is defined in the policy as an area available to the public located on a footpath immediately adjacent to a principal food premises where the public may consume food or drink.

A permit is required for footpath dining.

The licence fees are based on a mechanism which has regard to commercial land values and rental levels for commercial tenancies.

The licence fees are considered to be in the order of 25% of the median commercial rental in Noosa Heads and up to 50% in the lesser quality commercial precincts.

The current licence fees for outdoor eating areas on Council owned land are as follows:

Commercial Precinct	\$/m ² per annum
Hastings Street, Noosa Heads	\$380
Noosa Junction	\$158
Noosaville	\$158
Sunshine Beach	\$158
Tewantin	\$158

The fees are reviewed to market periodically (three to five years) and adjusted annually in accordance with movements in the Consumer Price Index.

3.4 Maroochy Shire Council

The Council's Local Law Policy No. 8 relates to the use of roads and footways for various purposes, including footpath dining.

Section 5 requires a person to hold a permit issued by the Council to use any road or footway under the control of the Council for footpath dining.

The current permit fees are well below current market rates and the fee mechanism is about to be reviewed. The likely mechanism is a square metre rate linked to commercial rentals in each precinct.

The current fees are as follows:

Commercial Precinct	\$/m ² per annum
Mooloolaba	\$71
Maroochydoore/Alexandra Headland	\$38
Montville	\$36
Eumundi	\$31
Cotton Tree/Nambour	\$29

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3.5 Caloundra City Council

The Council's Subordinate Local Law No. 2.1 relates to activities on Council facilities and other public places.

It provides for the issue by the Council of permits for the conduct of outdoor dining on a footway.

The Council has one rate for outdoor dining in all commercial precincts of \$61.20 per square metre per annum.

These fees are well below current market rates.

3.6 Byron Shire Council

The Byron Shire Council has a footpath dining policy which was adopted in October 2001.

The objectives of the policy are to:

- promote the benefits of footpath dining which include increasing street vitality, social interaction and contributing to urban regeneration
- ensure that an appropriate rent is levied in acknowledgement of the use of public land for commercial purposes
- ensure the safe movement of pedestrians and the convenience to surrounding residents and businesses.

The policy also states that the Council has resolved to apply concessional commercial fees for footpath dining to support the financial viability of local businesses and to ensure compliance with the policy.

Approvals for this purpose are granted for a maximum period of two years.

Applicants can apply to undertake streetscape works to accommodate a footpath dining area, and such works can include footpath widening.

Any carparking spaces lost must be compensated for by the payment of Section 94 contributions.

The policy provides that fees are determined on an annual basis in conjunction with the Council's management plan and budget.

The fees set by the Council are based on the following factors:

- market rental assessment
- pedestrian traffic
- affordability
- social impact.

The fee mechanism is based on a market assessment which typically represents approximately 33% of the commercial rental level in each precinct.

The fees are reviewed to market periodically, and annual adjustments are made in accordance with movements in the Consumer Price Index.

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3.6 Byron Shire Council Contd

The current fees are as follows:

Commercial Precinct	\$/m ² per annum
Byron Bay Beach Precinct	\$395
Byron Bay Commercial Precinct	\$270
Other Byron Bay	\$205
Brunswick Heads Commercial Precinct	\$135
Bangalow	\$135
Mullumbimby	\$115

3.7 Coffs Harbour City Council

The Council's outdoor dining policy is provided in its 2002 Outdoor Dining and Footway Licensing Policy Guidelines.

The licence period is one year, with a further option of one year.

The fees are subject to annual review, in association with the Council's annual review of its management plan and fees and charges schedule.

The current licence fees have evolved from a historical base which is reviewed annually by the Council. The fees are not directly linked to any commercial benchmark.

The current licence fees are as follows:

Commercial Precinct	\$/m ² per annum
Central Business District - Under Council Arbour	\$120
Central Business District	\$100
Central Business District Fringe / Jetty Precinct	\$65

3.8 Hastings Council

The Council has a specific policy for the licensing of footpath/public areas for restaurants and cafes.

The policy applies to the use of footpath or public reserve areas for outdoor eating ancillary to an existing restaurant or café.

The policy provides, inter alia, that:

- carparking contributions applicable to each development, calculated in accordance with the carparking code with respect to the area leased, are to be amortised against the lease income
- headworks contributions, assessed in relation to the area leased, are to be amortised against the lease income.

The maximum period of a licence is twelve months.

The capital cost of the development is the responsibility of the lessee.

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3.8 Hastings Council Contd

The policy provides that leases are to be granted on a commercial basis, with the rental amount determined by valuation, and adjusted annually in line with the Consumer Price Index.

The rentals are determined periodically by the State Valuation Office.

The current licence fees for the Port Macquarie central business district are as follows:

Licence Area : Square Metres	\$/m ² per annum
Less Than 20	\$155
20 to 40	\$145
More Than 40	\$135

The current fees are presently being reviewed by the State Valuation Office. The methodology adopted by the State Valuation Office is a market based assessment, having regard to commercial land values and market rentals.

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4. LICENCE FEE MECHANISM

4.1 Introduction

Our research in relation to the mechanism used to determine licence fees in the selected local authorities is summarised in Section 3.

Our research reveals that each local authority adopts a different mechanism in determining their annual licence fees.

However, in those local authorities where this practice has been in existence for longer, and the process is more developed, the trend is to assess the fees by reference to market rentals for typical commercial tenancies used for restaurants and cafés in each commercial precinct.

All of the local authorities surveyed charge the licence fees on a rate per square metre of licenced area basis. However, some still include references to the number of tables and chairs.

In determining appropriate licence fees for the Tweed Shire Council, we have also had general regard to the levels of licence fees charged in commercial precincts in other local authorities in northern New South Wales and in south-east Queensland.

4.2 Basis of Assessment

It is our view that the licence fee for outdoor dining areas should bear an appropriate relationship to the rentals paid for commercial tenancies of a type and size typically used for restaurants and cafes in each precinct.

We consider that the rental for a standard outdoor dining area should be charged at a rate in the order of 35% of the current market rental payable for the adjacent commercial tenancy.

One of the reasons why licence fees are struck at this level is the impact of the weather on the use of outdoor dining areas.

However, in the commercial areas of the Tweed Shire Council where footpaths have been widened (into carpark spaces) and permanent structures are able to be erected by operators, we consider that this confers an advantage to such operators which offsets the weather issue, and that a fee in the order of 50% of the commercial rent for adjoining tenancies is appropriate in these circumstances.

We consider that it is not practical to determine a licence fee for each individual licence area.

Rather, in the interests of certainty and administration efficiency, the median rental for restaurant and cafe size tenancies should be established, and the licence fee should be determined by reference to that median rent, and levied at either 35% or 50% of the median rent.

It is recognised that the adoption of one level of licence fee for every outdoor dining area can create anomalies, including:

- rentals for commercial tenancies vary considerably, depending on their location within each precinct
- the difference in commercial rentals on different sides of the same road

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4.2 Basis of Assessment Contd

- the difference in the relationship between the size of the commercial tenancy and the size of the outdoor dining area
- whether or not the Council has undertaken streetscape enhancement works in the vicinity of the tenancy
- who has paid for footpath widening works which are used for outdoor dining purposes
- the provisions in the licence agreement in relation to constructing capital works on the licenced area, and the termination provisions.

Notwithstanding the potential for such anomalies, it is our view that one level of fee should be charged for each commercial precinct, except for where the footpath is widened and permanent structures are erected on such areas for outdoor dining purposes.

4.3 Licence Term

The typical term for licence agreements in northern New South Wales and south-east Queensland is between one and two years.

The licence terms have tended to become shorter to provide the local authority with the opportunity to terminate the arrangement if the licensee is in breach of the provisions of the agreement.

Option terms are included in some agreements. However, most agreements provide that the licence expires at the end of the nominated term, and that it then has to be renewed.

4.4 Annual Review

In view of the increasing popularity of outdoor dining, and changing development trends to integrate such tenancies, we consider that licence fees should be reviewed regularly, and preferably on an annual basis.

The fees could be reviewed annually by an appropriately qualified property valuer.

Alternatively, they could be reviewed to market every two or three years, and adjusted according to movements in the consumer price index in the intervening years.

4.5 Capital Expenditure

Our assessments have been undertaken on the basis that the licensee has undertaken the capital works in the licenced outdoor dining area.

This includes structural improvements, such as partly enclosed dining structures.

4.6 Termination Provisions

There is a clear trend in licence agreements towards local authorities having the ability to regularly review the performance of operators.

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4.6 Termination Provisions Contd

This enables local authorities to terminate agreements if the licensee is in breach of the agreement, or if practices adopted by operators are not consistent with community requirements or standards.

Most agreements provide for the improvements on the licence area to become the property of the Council on the expiry of the licence agreement, for the licensee to remove all improvements and make good the licence area, or for the Council to undertake this work and be reimbursed by the licensee.

4.7 Administrative Simplicity

Despite the significant differences between various commercial tenancies in each commercial precinct, all of the local authorities surveyed charge one level of licence fee for each commercial precinct.

In the interests of certainty and administrative simplicity, it is our view that only one rate should be struck for a standard outdoor dining area in each commercial precinct.

Accordingly, we would not differentiate between tenancies which differ in terms of:

- whether or not they are in an area with upgraded streetscaping
- the relationship between the size of the commercial tenancy and the size of the licenced outdoor dining area.

However, we do think that consideration should be given to charging a higher rate for widened footpaths with permanent structures used for outdoor dining, which are effectively an extension of the tenancy area, and do not suffer as much from inclement weather.

4.8 Community Benefits

It is widely recognised by most local authorities that outdoor dining is popular with, and desired by, most communities.

Whilst it is also recognised that footpaths still have to provide for convenient and safe pedestrian movement, wherever it is appropriate, footpath dining should be facilitated.

All local authorities surveyed charge licence fees for outdoor dining areas.

The imposition of these fees has met with resistance from some traders organisations and individual tenants, and rates which are perceived as being too high have met with strong resistance.

However, the charging of such licence fees is now an accepted practice, and it is adopted by all local authorities in northern New South Wales and south-east Queensland which have commercial areas similar to the larger commercial areas in the Tweed Shire.

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OUTDOOR DINING FEES

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5. LICENCE FEE ASSESSMENT

5.1 Introduction

As discussed in Section 4.2, we consider that licence fees for outdoor dining areas should be based on a relationship with current market rentals for commercial tenancies in each commercial precinct.

The rental benchmark is the net market commercial rental, excluding tenants' outgoings.

Despite the considerable differences in commercial rentals in each precinct, we consider that the licence fees should be linked to the current median rental for a typical commercial tenancy used for cafe or restaurant purposes.

5.2 Fee Calculations

Our research indicates that the licence fees in other local authorities which have been well developed are based on approximately 35% of the typical cafe or restaurant tenancy (or similar tenancy) rental in each commercial precinct.

We consider that this relationship is appropriate for standard outdoor dining areas, and it has been adopted for the purposes of our assessment.

However, we also consider that a higher rate is appropriate for widened footpath areas with permanent structures used for outdoor dining.

In assessing the licence fees, we have also had general regard to the level of licence fee charged in each major commercial precinct in the other local authorities considered in this process.

5.3 Fee Assessment

Based on our recommended rental mechanism, we have assessed the current market fees for footpath dining areas on an annual rate per square metre basis as follows:

Commercial Precinct	Rate : \$/m ² per annum	
	Standard Footpath	Widened Footpath with Structure
Marine Parade, Kingscliff	\$120	\$175
Coronation Avenue, Pottsville	\$85	\$125
Coast Road, Cabarita	\$80	\$110
Wharf Street, Tweed Heads	\$75	\$105
Shopping Centre Area, Murwillumbah	\$75	\$105

5.4 Goods and Services Tax

The licence fees quoted in this report are exclusive of the Goods and Services Tax.

It is our understanding that GST is not payable on licence fees charged by a local authority.

If GST is payable, it is in addition to the fees recommended in this report.

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14. ORIGIN: Works Unit

FILE REF: Roads - General; Bus Services - Routes; Roads - Maintenance Program

REPORT TITLE:

Gravel Roads Rating Review

SUMMARY OF REPORT:

Council previously adopted a rating of all of the gravel roads in the Shire. This has now been reviewed and amended in accordance with updated information. This revision has taken account of revised School Bus routes, changes to maintenance rating, and any changes in assessed traffic volumes. Also included is the previous table and rating criteria.

RECOMMENDATION:

That Council adopts the revised Gravel Roads Rating Table for the allocation of any funding for sealing works.

Reports from Director Engineering Services

REPORT:

Council previously adopted a rating of all of the gravel roads in the Shire. This has now been reviewed and amended in accordance with updated information. This revision has taken account of revised School Bus route, changes to maintenance rating, and any changes in assessed traffic volumes. Also included is the previous table and the rating criteria.

There was some difficulty in obtaining correct information on School Bus routes. The Department of Motor Transport could not provide details of the roads travelled and could only provide the names of companies who service this Shire. Each of those companies was written to requesting the details required. Even then not all responded. The updated information is now included.

As in the previous report it is agreed that this assessment is subjective but it does give some basis for the distribution of any funds allocated for the sealing of gravel roads.

Reports from Director Engineering Services

GRAVEL ROADS 2003

NAME	LENGTH (KM)	TRAFFIC (EST)	SCHOOL BUS	MAINTENANCE RATING	SAFETY RATING	THROUGHROAD	OTHER DEVELOPMENT	POINTS SCORE	COST TO SEAL
Byrill Ck Rd 142 - Bus t'round	5	250+	yes	6	1.4	yes	yes	37	200/km
Byrill Ck Rd Bus t'round - Forest Rd	5	250+	no	6	2.4	yes	yes	35	150/km
Minnows Rd	0.6	100-150	yes	6	3.3	yes	no	34	100/km
Urthup Rd - west bus t'round-dip	3.1	0-50	yes	6	3.5	yes	no	30	150/km
Byrill Ck Rd Forest Rd- Brays Ck Rd	5.7	250+	no	6	0.7	yes	yes	29	150/km
Cudgera Creek Rd	5.6	100-150	no	6	3.0	yes	no	29	400/km
Urthup Rd - east Dip - EOB	2.7	50-100	yes	6	2.6	yes	no	29	300/km
Bartletts Rd	1.9	250+	no	10	1	yes	yes	28	175/km
Richards Dev	2.3	50-100	no	4	4.3	yes	no	28	150/km
Smarts Rd Turners-end	1.5	0-50	yes	6	4	no	no	28	150/km
Duroby Ck Rd Quarry-end	0.77	50-100	yes	6	3.9	no	no	27	120/km
Round Mtn Rd	4.2	50-100	no	6	3.8	yes	no	27	400/km
Hopkins Creek Rd (B)	1	100-150	yes	8	2	no	no	26	120/km
Kanes Rd	1.3	50-100	yes	6	1.2	yes	no	26	150/km
Palmvale Rd	4.2	50-100	yes	8	2.6	no	no	26	150/km

Reports from Director Engineering Services

NAME	LENGTH (KM)	TRAFFIC (EST)	SCHOOL BUS	MAINTENANCE RATING	SAFETY RATING	THROUGHROAD	OTHER DEVELOPMENT	POINTS SCORE	COST TO SEAL
Fernvale Rd Wardrop-end	1.66	0-50	yes	6	3	no	no	25	80/km
Reserve Ck Rd Rnd Mt-Kanes Rd	5.4	100-150	no	8	1.9	yes	no	25	200/km
Smarts Rd Wardrop-Turners	1.5	0-50	yes	6	3.3	no	no	25	300/km
Upper Crystal Creek Rd (B)	1	0-50	yes	6	3	no	no	25	80/km
Urliup Rd - east	0.8	100-150	yes	8	1.3	yes	no	25	150/km
Midginbil Rd	2.0	50-100	no	6	2	no	yes	24	120/km
Brays Creek Rd	4	50-100	yes	8	1.75	no	no	23	120/km
Commissioners Ck Rd EOB-bus t'round	5.6	50-100	yes	8	1.4	no	no	23	150/km
Duroby Ck Rd EOB-Quarry	0.5	50-100	yes	6	0	no	Quarry	23	80/km
Garden of Eden	2.3	0-50	no	6	4.8	no	no	23	200/km
Nobbys Creek Rd	3.5	50-100	yes	8	1.6	no	no	23	100/km
Robinsons Rd	1.8	0-50	no	4	3.3	yes	no	23	200/km
Hopkins Creek Rd (A)	3	100-150	yes	8	0.7	no	no	22	200/km
McDonalds Rd	1.0	0-50	no	2	5	no	no	22	120/km
Mt Burrell Rd	3.7	50-100	no	6	3	no	no	22	150/km
Mayer Hill Rd	0.5	0-50	no	4	4	no	no	21	200/km
Ripps Rd	2	0-50	no	4	4	no	no	21	90/km
Sleepy Hollow Rd	1.2	0-50	no	4	4.1	no	no	21	100/km
Brooks Rd	1.7	0-50	yes	4	2.3	no	no	20	100/km

[Gravelroak

Reports from Director Engineering Services

NAME	LENGTH (KM)	TRAFFIC (EST)	SCHOOL BUS	MAINTENANCE RATING	SAFETY RATING	THROUGHROAD	OTHER DEVELOPMENT	POINTS SCORE	COST TO SEAL
Chowan Ck Rd	3	0-50	yes	4	2	no	no	20	120/km
Glengarrie Rd MR143 end	1.53	0-50	no	6	3.3	no	no	20	150/km
McComells Gully Rd	2	50-100	no	4	3.5	no	no	20	80/km
Piggabeen Rd	1.0	0-50	no	6	3	no	no	20	150/km
South Pumpenbil Rd	3.6	100-150	no	6	0.3	no	yes	20	100/km
Tyalgum Ck Rd	3.9	100-150	yes	6	0.5	no	no	20	200/km
Upper Crystal Creek Rd (A)	0.25	100-150	yes	6	1	no	no	20	100/km
Chilcotts Rd	3.1	50-100	no	4	1.9	yes	no	19	200/km
Doon Doon Rd Costellos-end	3.5	50-100	no	6	2.8	no	no	19	100/km
Durbanbah Rd	1.7	50-100	yes	6	2.4	no	no	19	120/km
Hazelbrook Rd	2.5	50-100	no	6	2.8	no	no	19	100/km
Ironbark Rd	0.2	0-50	no	2	5	no	no	19	80/km
Kunghur Ck Rd	3.9	50-100	no	6	2.1	no	no	19	120/km
Brookers Rd	0.85	0-50	no	2	2.3	no	yes	18	80/km
Campbells Rd	1.8	0-50	no	6	3.3	no	no	18	150/km
Cedar Ck Rd	1.5	0-50	no	4	3.3	no	no	18	120/km
Hopkins Creek RD (C)	2.3	0-50	yes	8	0.9	no	no	18	80/km
Howards Rd	0.7	0-50	no	4	3.3	no	no	18	80/km
McAuleys Rd	2.2	50-100	no	6	0.5	yes	no	18	120/km
Saunders Ln	1.7	50-100	no	6	0.6	yes	no	18	80/km
Upper B'bar Rd Geles Rd- end	0.6	0-50	no	4	3.3	no	no	18	80/km

Reports from Director Engineering Services

NAME	LENGTH (KM)	TRAFFIC (EST)	SCHOOL BUS	MAINTENANCE RATING	SAFETY RATING	THROUGHROAD	OTHER DEVELOPMENT	POINTS SCORE	COST TO SEAL
Everests Rd	2.5	0-50	no	6	2	no	no	17	150/km
Ophir Glen Rd	1.05	0-50	no	6	2.8	no	no	17	100/km
Swifts Rd (A)	1.1	100-150	no	8	0	no	no	17	80/km
Youngs Rd	1.1	0-50	no	4	1.8	no	yes	17	100/km
Costellos Rd	0.3	0-50	no	2	3.3	no	no	16	80/km
Kileys Rd	2.0	50-100	no	6	1.5	no	no	16	80/km
Old Lismore Rd	0.3	0-50	no	2	3.3	no	no	16	80/km
Pine Log Rd	1.5	0-50	no	2	3.3	no	no	16	100/km
Towners Rd	1.9	0-50	no	2	3.2	no	no	16	100/km
Doon Doon Rd	0.4	100-150	no	6	0	no	no	15	80/km
EOB-Costellos									
Harwood Rd	1.3	0-50	no	4	2.3	no	no	15	100/km
Warwick Park Rd	1.35	0-50	no	4	2.2	no	no	15	100/km
Cadell Rd	1.9	0-50	no	4	0	no	yes	14	80/km
Carraboi Place	0.3	0-50	no	4	0	no	yes	14	80/km
Couchy Creek Rd	3.8	0-50	no	6	1.6	no	no	14	120/km
Dixons Rd	1.0	0-50	no	6	1.0	no	no	14	80/km
Hulls Rd	0.5	0-50	yes	4	0	no	no	14	80/km
Limpinwood Valley Rd (B)	1.6	0-50	no	6	1.8	no	no	14	80/km
McCabes Rd	0.7	0-50	no	6	1.4	no	no	14	80/km
Pinnacle Rd	4.1	0-50	no	6	1.2	no	no	14	100/km
Upper B'bar Rd seal-Geles Rd	0.8	50-100	no	4	1.3	no	no	14	80/km
Back Ck Rd	4	0-50	no	8	1	no	no	13	100/km
Crookes Valley Rd	0.5	0-50	no	2	2	no	no	13	80/km

Reports from Director Engineering Services

NAME	LENGTH (KM)	TRAFFIC (EST)	SCHOOL BUS	MAINTENANCE RATING	SAFETY RATING	THROUGHROAD	OTHER DEVELOPMENT	POINTS SCORE	COST TO SEAL
Glengarie Rd Carool end	1.1	50-100	no	6	0.9	no	no	13	120/km
Palmer Rd	0.7	0-50	no	2	2.9	no	no	13	100/km
Swifts Rd (B)	0.5	0-50	no	8	0	no	no	13	80/km
Boormans Rd	1.2	0-50	no	4	1.7	no	no	12	80/km
Boxsell Rd	0.5	0-50	no	4	2	no	no	12	80/km
Chauviers Rd	1.5	0-50	no	4	1.3	no	no	12	100/km
Crans Rd	1.4	0-50	no	4	1.4	no	no	12	80/km
Jowetts Rd	0.7	0-50	no	4	1.4	no	no	12	80/km
Settlement Rd	3.4	0-50	no	4	1.2	no	no	12	120/km
Tea Tree Rd	0.46	0-50	Yes	2	0	No	No	12	60/km
Butlers Rd	3.2	0-50	no	6	0.6	no	no	11	100/km
Everingham Rd	0.95	0-50	no	6	0	no	no	11	100/km
Larkins Rd	0.9	0-50	no	2	2.2	no	no	11	80/km
Porters Rd	1.2	0-50	no	6	0.8	no	no	11	80/km
Tunnel Rd (A)	2	50-100	no	4	0.5	no	no	11	150/km
Adcocks Rd	0.65	0-50	no	2	1.5	no	no	10	80/km
Commercial Rd	1.2	0-50	no	2	1.6	no	no	10	100/km
Davis Rd	1.0	0-50	no	2	1	no	no	10	80/km
O'Riellys Rd	1.1	0-50	no	2	1.3	no	no	10	100/km
Turners Rd	0.6	0-50	no	2	1.6	no	no	10	80/km
Ashburns Rd	0.25	0-50	no	4	0	no	no	9	50/km
Browns Ln	0.5	0-50	no	4	0	no	no	9	80/km
Bryans Rd	1.1	0-50	no	4	0	no	no	9	80/km
Christies Rd	0.65	0-50	no	4	0	no	no	9	80/km
Hoggs Rd	1.3	0-50	no	4	0.8	no	no	9	80/km

[Gravelroad]

Reports from Director Engineering Services

NAME	LENGTH (KM)	TRAFFIC (EST)	SCHOOL BUS	MAINTENANCE RATING	SAFETY RATING	THROUGHROAD	OTHER DEVELOPMENT	POINTS SCORE	COST TO SEAL
Lone Pine Rd	1.3	0-50	no	4	0	no	no	9	80/km
North Pumpenbil Rd	3.3	0-50	no	4	0.3	no	no	9	90/km
Stoddards Rd	1.9	0-50	no	4	0.5	no	no	9	100/km
The Bloodwoods Rd	1.5	0-50	no	4	0	no	no	9	100/km
Todds Rd	1.5	0-50	no	4	0	no	no	9	80/km
Tumbulgum Rd	1.8	0-50	no	4	0	no	no	9	80/km
Andersons Rd	0.7	0-50	no	2	0	no	no	7	80/km
Beantree Rd	0.3	0-50	no	2	0	no	no	7	80/km
Coalmine Rd	0.05	0-50	no	2	0	no	no	7	50/km
Cobaki Rd	0.08	0-50	no	2	0	no	no	7	100/km
Crabbes Ck Rd	0.7	0-50	no	2	0	no	no	7	80/km
Depot Rd	0.3	0-50	no	2	0	no	no	7	80/km
Edwards Lane	0.2	0-50	no	2	0	no	no	7	80/km
Forest Hill Rd	0.1	0-50	no	2	0	no	no	7	80/km
Hawkins Ln	1.6	0-50	no	2	0	no	no	7	80/km
Hickory Way	0.3	0-50	no	2	0	no	no	7	80/km
Hidden Valley Rd	0.4	0-50	no	2	0	no	no	7	80/km
Johansens Rd	0.9	0-50	no	2	0	no	no	7	80/km
Jones Rd	1.3	0-50	no	2	0.8	no	no	7	80/km
Kerrs Lane	0.5	0-50	no	2	0	no	no	7	80/km
Kirbys Rd	0.45	0-50	no	2	0	no	no	7	80/km
McCloyds Rd	0.9	0-50	no	2	0	no	no	7	80/km
Minnie Perkins Rd	0.35	0-50	no	2	0	no	no	7	80/km
O'Briens Rd	0.12	0-50	no	2	0	no	no	7	80/km
O'Mearas Rd	0.1	0-50	no	2	0	no	no	7	80/km
Pidgeonberry Rd	0.3	0-50	no	2	0	no	no	7	80/km

Reports from Director Engineering Services

NAME	LENGTH (KM)	TRAFFIC (EST)	SCHOOL BUS	MAINTENANCE RATING	SAFETY RATING	THROUGHROAD	OTHER DEVELOPMENT	POINTS SCORE	COST TO SEAL
Pollards Rd	0.45	0-50	no	2	0	no	no	7	80/km
Quans Ln	1.5	0-50	no	2	0	no	no	7	80/km
Rawsons Rd	0.2	0-50	no	2	0	no	no	7	80/km
Rayes Ln	0.6	0-50	no	2	0	no	no	7	80/km
Robcole Rd	0.75	0-50	no	2	0	no	no	7	80/km
Sharps Rd	0.7	0-50	no	2	0	no	no	7	80/km
Sims Ln	0.9	0-50	no	2	0	no	no	7	80/km
Sproules Rd	0.1	0-50	no	2	0	no	no	7	80/km
Tunnel Rd (B)	1.2	0-50	no	2	0	no	no	7	80/km

Reports from Director Engineering Services

GRAVEL ROADS 2000

NAME	LENGTH (KM)	TRAFFIC (EST)	SCHOOL BUS	MAINTENANCE RATING	SAFETY RATING	THROUGHROAD	OTHER DEVELOPMENT	POINTS SCORE	COST TO SEAL	WORK COMPLETE
Wardrop Valley Rd	0.9	100-150	yes	8	6.6	yes	no	45	200/km	Yes
Fernvale Rd	0.5	100-150	yes	6	6	yes	no	43	120/km	Yes
W'drop-Minnows										
Cudgera Creek Rd	5.6	250+	no	10	3.0	yes	no	37	400/km	
Hogans Rd	1.1	250+	yes	4	5.5	yes	no	37	250/km	Yes
Reserve Ck Rd	1.42	150-200	yes	10	2.1	yes	no	37	200/km	2002/03
W'dfrds-Rnd Mt										
Rowlands Ck Rd	2	250+	yes	2	4	yes	no	37	100/km	Yes
Farrants Rd	2.2	120	yes	8	3.2	yes	no	36	150/km	Yes
Urlhup Rd -west	1.1	50-100	yes	6	4.5	yes	no	35	300/km	Yes
EOB- bus t'round										
Byrill Ck Rd	5	250+	yes	6	1.4	yes	no	32	200/km	2002/03
142 - Bus t'round										
Reserve Ck Rd	5.4	100-150	yes	8	1.9	yes	no	30	200/km	
Rnd Mt-Kanes Rd										
Minnows Rd	0.6	100-150	no	6	3.3	yes	no	29	100/km	
Tyalgum Ck Rd	3.9	200+	yes	6	0.5	no	yes	29	200/km	
Limpinwood Valley Rd (A)	1.5	200+	yes	8	1.3	no	no	29	80/km	2002/03
Bartletts Rd	1.9	250+	no	10	1	yes	yes	28	175/km	
Byrill Ck Rd	5	150-200	no	6	2.4	yes	no	28	150/km	
Bus t'round - Forest Rd										
Richards Dev	2.3	50-100	no	4	4.3	yes	no	28	150/km	
Commissioners Ck	3.75	150-200	yes	8	1.4	no	no	27	150/km	2002/03

Reports from Director Engineering Services

NAME	LENGTH (KM)	TRAFFIC (EST)	SCHOOL BUS	MAINTENANCE RATING	SAFETY RATING	THROUGHROAD	OTHER DEVELOPMENT	POINTS SCORE	COST TO SEAL	WORK COMPLETE
Rd										
EOB-bus t'round										
Duroby Ck Rd Quarry-end	0.77	50-100	yes	6	3.9	no	no	27	120/km	
Round Min Rd	4.2	50-100	no	6	3.8	yes	no	27	400/km	
Duroby Ck Rd EOB-Quarry	0.5	100-150	yes	6	0	no	Quarry	25	80/km	
Robinsons Rd	1.8	0-50	no	6	3.3	yes	no	25	200/km	
Smarts Rd Wardrop-Turners	1.5	0-50	yes	6	3.3	no	no	25	300/km	
Urflup Rd - west bus t'round-dip	3.1	0-50	no	6	3.5	yes	no	25	150/km	
Byrill Ck Rd Forest Rd- Brays Ck Rd	5.7	250+	no	6	0.7	yes	no	24	150/km	
Hopkins Creek Rd (B)	1	0-50	yes	8	2	no	no	24	120/km	
Midginbil Rd	2.0	50-100	no	6	2	no	yes	24	120/km	
Palmvale Rd	4.2	50-100	yes	6	2.6	no	no	24	150/km	
Urflup Rd - east Dip - EOB	2.7	50-100	no	6	2.6	yes	no	24	300/km	
Garden of Eden	2.3	0-50	no	6	4.8	no	no	23	200/km	
Nobbys Creek Rd	3.5	50-100	yes	8	1.6	no	no	23	100/km	
Sleepy Hollow Rd	1.2	0-50	no	6	4.1	no	no	23	100/km	
Smarts Rd Turners-end	1.5	0-50	no	6	4	no	no	23	150/km	
Brays Creek Rd	4	50-100	yes	8	1.75	no	no	23	120/km	

[Gravel roads Sort]

Reports from Director Engineering Services

NAME	LENGTH (KM)	TRAFFIC (EST)	SCHOOL BUS	MAINTENANCE RATING	SAFETY RATING	THROUGHROAD	OTHER DEVELOPMENT	POINTS SCORE	COST TO SEAL	WORK COMPLETE
Brookers Rd	0.85	0-50	no	6	2.3	no	yes	22	80/km	
Cedar Ck Rd	1.5	0-50	no	8	3.3	no	no	22	120/km	
Howards Rd	0.7	0-50	no	8	3.3	no	no	22	80/km	
McDonalds Rd	1.0	0-50	no	2	5	no	no	22	120/km	
Mt Burrell Rd	3.7	50-100	no	6	3	no	no	22	150/km	
Doon Doon Rd	3.5	50-100	no	8	2.8	no	no	21	100/km	
Costellos-end										
Kanes Rd	3.3	50-100	no	6	1.2	yes	no	21	150/km	
Mayes Hill Rd	0.5	0-50	no	4	4	no	no	21	200/km	
Ripps Rd	2	0-50	no	4	4	no	no	21	90/km	
Brooks Rd	1.7	0-50	yes	4	2.3	no	no	20	100/km	
Costellos Rd	0.3	0-50	no	6	3.3	no	no	20	80/km	
Fernvale Rd	1.66	0-50	no	6	3	no	no	20	80/km	
Wardrop-end										
Glengarrie Rd	1.53	0-50	no	6	3.3	no	no	20	150/km	
MR143 end										
Hopkins Creek Rd (A)	3	50-100	yes	8	0.7	no	no	20	200/km	
McConnells Gully Rd	2	50-100	no	4	3.5	no	no	20	80/km	
Piggabeen Rd	1.0	0-50	no	6	3	no	no	20	150/km	
Saunders Ln	1.7	50-100	no	8	0.6	yes	no	20	80/km	
South Pumpenbil Rd	3.6	100-150	no	6	0.3	no	yes	20	100/km	
Upper Crystal Creek Rd (B)	1	0-50	no	6	3	no	no	20	80/km	
Urthup Rd - east	0.8	100-150	no	8	1.3	yes	no	20	150/km	

Reports from Director Engineering Services

NAME	LENGTH (KM)	TRAFFIC (EST)	SCHOOL BUS	MAINTENANCE RATING	SAFETY RATING	THROUGHROAD	OTHER DEVELOPMENT	POINTS SCORE	COST TO SEAL	WORK COMPLETE
Chilcotts Rd	3.1	50-100	no	4	1.9	yes	no	19	200/km	
Duranbah Rd	1.7	50-100	yes	6	2.4	no	no	19	120/km	
Hazelbrook Rd	2.5	50-100	no	6	2.8	no	no	19	100/km	
Ironbark Rd	0.2	0-50	no	2	5	no	no	19	80/km	
Kunghur Ck Rd	3.9	50-100	no	6	2.1	no	no	19	120/km	
Pinnacle Rd	4.1	0-50	yes	6	1.2	no	no	19	100/km	
Cadell Rd	1.9	0-50	no	8	0	no	yes	18	80/km	
Campbells Rd	1.8	0-50	no	6	3.3	no	no	18	150/km	
Commissioners Ck Rd bus t'round-end	6.6	50-100	no	8	1.8	no	no	18	100/km	
Hopkins Creek RD (C)	2.3	0-50	yes	8	0.9	no	no	18	80/km	
McAuleys Rd	2.2	50-100	no	6	0.5	yes	no	18	120/km	
Old Lismore Rd	0.9	0-50	no	4	3.3	no	no	18	80/km	
Pine Log Rd	1.5	0-50	no	4	3.3	no	no	18	100/km	
Upper B'bar Rd Geles Rd- end	0.6	0-50	no	4	3.3	no	no	18	80/km	
Doon Doon Rd EOB-Costellos	0.4	100-150	no	8	0	no	no	17	80/km	
EverestsRd	2.5	0-50	no	6	2	no	no	17	150/km	
Ophir Glen Rd	1.05	0-50	no	6	2.8	no	no	17	100/km	
Swifts Rd (A)	1.1	100-150	no	8	0	no	no	17	80/km	
Youngs Rd	1.1	0-50	no	4	1.8	no	yes	17	100/km	
Dixons Rd	1.0	0-50	no	8	1.0	no	no	16	80/km	
Kileys Rd	2.0	50-100	no	6	1.5	no	no	16	80/km	

Reports from Director Engineering Services

NAME	LENGTH (KM)	TRAFFIC (EST)	SCHOOL BUS	MAINTENANCE RATING	SAFETY RATING	THROUGHROAD	OTHER DEVELOPMENT	POINTS SCORE	COST TO SEAL	WORK COMPLETE
Limpinwood Valley Rd (B)	1.6	0-50	no	8	1.8	no	no	16	80/km	
Towners Rd	1.9	0-50	no	2	3.2	no	no	16	100/km	
Hattons Rd	0.8	0-50	no	4	2.6	no	yes	15	120/km	
Kellys Rd	1.1	0-50	no	4	2.7	no	no	15	120/km	
Palmers Rd	0.7	0-50	no	4	2.9	no	no	15	100/km	
Upper Crystal Creek Rd (A)	0.25	100-150	no	6	1	no	no	15	100/km	
Warwick Park Rd	1.35	0-50	no	4	2.2	no	no	15	100/km	
Carraboi Place	0.3	0-50	no	4	0	no	yes	14	80/km	
Chauviers Rd	1.5	0-50	no	6	1.3	no	no	14	100/km	
Couchy Creek Rd	3.8	0-50	no	6	1.6	no	no	14	120/km	
Davis Rd	1.0	0-50	no	6	1	no	no	14	80/km	
Hulls Rd	0.5	0-50	yes	4	0	no	no	14	80/km	
McCabes Rd	0.7	0-50	no	6	1.4	no	no	14	80/km	
Settlement Rd	3.4	0-50	no	6	1.2	no	no	14	120/km	
Upper B'bar Rd seal-Geles Rd	0.8	50-100	no	4	1.3	no	no	14	80/km	
Back Ck Rd	4	0-50	no	8	1	no	no	13	100/km	
Chowan Ck Rd	3	0-50	no	2	2	no	no	13	120/km	
Crookes Valley Rd	0.5	0-50	no	2	2	no	no	13	80/km	
Glengarrie Rd Carool end	1.1	50-100	no	6	0.9	no	no	13	120/km	
Harwood Rd	1.3	0-50	no	2	2.3	no	no	13	100/km	
Porters Rd	1.2	0-50	no	8	0.8	no	no	13	80/km	
Swifts Rd (B)	0.5	0-50	no	8	0	no	no	13	80/km	

Reports from Director Engineering Services

NAME	LENGTH (KM)	TRAFFIC (EST)	SCHOOL BUS	MAINTENANCE RATING	SAFETY RATING	THROUGHROAD	OTHER DEVELOPMENT	POINTS SCORE	COST TO SEAL	WORK COMPLETE
Tea Tree Rd	0.46	0-50	Yes	2	0	No	No	12	60/km	
Boormans Rd	1.2	0-50	no	4	1.7	no	no	12	80/km	
Boxsell Rd	0.5	0-50	no	4	2	no	no	12	80/km	
Commercial Rd	1.2	0-50	no	4	1.6	no	no	12	100/km	
Cramms Rd	1.4	0-50	no	4	1.4	no	no	12	80/km	
Jowetts Rd	0.7	0-50	no	4	1.4	no	no	12	80/km	
O'Riellys Rd	1.1	0-50	no	4	1.3	no	no	12	100/km	
Butlers Rd	3.2	0-50	no	6	0.6	no	no	11	100/km	
Hoggs Rd	1.3	0-50	no	6	0.8	no	no	11	80/km	
Larkins Rd	0.9	0-50	no		2.2	no	no	11		
North Pumpenbil Rd	3.3	0-50	no	6	0.3	no	no	11	90/km	
Everinghams Rd	0.95	0-50	no	6	0	no	no	11	100/km	
Stoddards Rd	1.9	0-50	no	6	0.5	no	no	11	100/km	
Todds Rd	1.5	0-50	no	6	0	no	no	11	80/km	
Tunnel Rd (A)	2	50-100	no	4	0.5	no	no	11	150/km	
Adcocks Rd	0.65	0-50	no	2	1.5	no	no	10	80/km	
Turners Rd	0.6	0-50	no	2	1.6	no	no	10	80/km	
Ashburns Rd	0.25	0-50	no	4	0	no	no	9	50/km	
Browns Ln	0.5	0-50	no	4	0	no	no	9	80/km	
Bryanys Rd	1.1	0-50	no	4	0	no	no	9	80/km	
Bryens Rd	1.1	0-50	no	4	0.9	no	no	9	80/km	
Christies Rd	0.65	0-50	no	4	0	no	no	9	80/km	
Forest Hill Rd	0.1	0-50	no	4	0	no	no	9	80/km	
Hawkins Ln	1.6	0-50	no	4	0	no	no	9	80/km	
Lone Pine Rd	1.3	0-50	no	4	0	no	no	9	80/km	

Reports from Director Engineering Services

NAME	LENGTH (KM)	TRAFFIC (EST)	SCHOOL BUS	MAINTENANCE RATING	SAFETY RATING	THROUGHROAD	OTHER DEVELOPMENT	POINTS SCORE	COST TO SEAL	WORK COMPLETE
McCloy's Rd	0.9	0-50	no	4	0	no	no	9	80/km	
Pidgeonberry Rd	0.3	0-50	no	4	0	no	no	9	80/km	
Quans Ln	1.5	0-50	no	4	0	no	no	9	80/km	
The Bloodwoods Rd	1.5	0-50	no	4	0	no	no	9	100/km	
Tumbulgum Rd	1.8	0-50	no	4	0	no	no	9	80/km	
Andersons Rd	0.7	0-50	no	2	0	no	no	7	80/km	
Beantree Rd	0.3	0-50	no	2	0	no	no	7	80/km	
Coalmine Rd	0.05	0-50	no	2	0	no	no	7	50/km	
Cobaki Rd	0.08	0-50	no	2	0	no	no	7	100/km	
Crabbes Ck Rd	0.7	0-50	no	2	0	no	no	7	80/km	
Depot Rd	0.3	0-50	no	2	0	no	no	7	80/km	
Edwards Lane	0.2	0-50	no	2	0	no	no	7	80/km	
Hickory Way	0.3	0-50	no	2	0	no	no	7	80/km	
Johansens Rd	0.9	0-50	no	2	0	no	no	7	80/km	
Jones Rd	1.3	0-50	no	2	0.8	no	no	7	80/km	
Kerrs Lane	0.5	0-50	no	2	0	no	no	7	80/km	
Kirbys Rd	0.45	0-50	no	2	0	no	no	7	80/km	
Minnie Perkins Rd	0.35	0-50	no	2	0	no	no	7	80/km	
O'Briens Rd	0.12	0-50	no	2	0	no	no	7	80/km	
O'Mearas Rd	0.1	0-50	no	2	0	no	no	7	80/km	
Pollards Rd	0.45	0-50	no	2	0	no	no	7	80/km	
Rawsons Rd	0.2	0-50	no	2	0	no	no	7	80/km	
Rayes Ln	0.6	0-50	no	2	0	no	no	7	80/km	
Robcole Rd	0.75	0-50	no	2	0	no	no	7	80/km	
Sharps Rd	0.7	0-50	no	2	0	no	no	7	80/km	
Sims Ln	0.9	0-50	no	2	0	no	no	7	80/km	

[Gravel roads Sort]

Reports from Director Engineering Services

NAME	LENGTH (KM)	TRAFFIC (EST)	SCHOOL BUS	MAINTENANCE RATING	SAFETY RATING	THROUGHROAD	OTHER DEVELOPMENT	POINTS SCORE	COST TO SEAL	WORK COMPLETE
Sproutes Rd	0.1	0-50	no	2	0	no	no	7	80/km	
Tunnel Rd (B)	1.2	0-50	no	2	0	no	no	7	80/km	
Lilly Pilly Rd	0.2	0-50	no	2	0	no	no	7	80/km	
Hidden Valley Rd	0.4	0-50	no	2	0	no	no	7	80/km	

Reports from Director Engineering Services

ASSESSMENT CRITERIA

Traffic Volumes

0-50	2pts
50-100	4pts
100-150	6pts
150-200	8pts
200+	10pts

School Bus Route

yes	5pts
no	0 pts

Maintenance Rating

0 to 10 pts depending on history of actual costs and needs assessment

Safety Rating

0-1 counts/km	3pts
1-2 counts/km	6pts
2-3 counts/km	9pts
3-4 counts/km	12pts
4-5 counts/km	15pts
5-6 counts/km	18pts
>6 counts/km	21pts

Through Road

yes	5pts
no	0 pts

Other Development

yes	5pts
no	0 pts

Reports from Director Engineering Services

15. ORIGIN: Works Unit

FILE REF: Roads – Works & Construction; R3040 Pt1

REPORT TITLE:

Letitia Road

SUMMARY OF REPORT:

Following the decision to defer the sealing of Letitia Road, the various interested groups have made presentations to Council with the reasons to seal or not to seal. While the most economical decision for Council is to accept the contribution from the TRESB and seal the road, this may not be the best outcome for the area in the longer term. As Council has already resolved on the 2 April not to seal the road, the longer-term issues now need to be considered.

RECOMMENDATION:

That Council accept maintenance of the gravel section of Letitia Road to the entrance of the sand bypass access subject to the TRESB Company contributing the sum of \$48,000 towards the ongoing costs.

Reports from Director Engineering Services

REPORT:

Following the decision to defer the sealing of Letitia Road, the various interested groups have made presentations to Council with the reasons to seal or not to seal. While the most economical decision for Council is to accept the contribution from the TRESB Company and seal the road, this may not be the best outcome for the area in the longer term.

It should be noted that Council at its meeting on 2 April 2003 resolved:-

“that Council not seal Letitia Spit Road until a Plan of Management is in place to cater for the problems such as illegal rubbish dumping, parking, off road accesses, degradation of wetland and dunal areas, protection of migratory bird habitat, and alignment of road away from Kerosene Bay.”

The resolution does not indicate who is to prepare or when such a Plan of Management will be in place.

In the interim the road condition is still a major issue. The road is a dedicated Public Road and while Council has not resolved to accept maintenance of the gravel length it may be prudent for Council to do so to avoid any ambiguous legal issues should there be any future Public Liability claims from incidents on the road.

There have been discussions with the TRESB Company who are prepared to contribute the \$48,000 for Council to accept maintenance and have the road remain as gravel. This would be a reasonable compromise.

As it is an isolated section of gravel road travelling to and from it with plant items will be costly. It is therefore proposed to trial some stabilisation products that could reduce the length of time between routine maintenance.

Reports from Director Engineering Services

16. ORIGIN: Design Unit

FILE REF: Road – Chinderah Bay Drive, Terrace Street; Roads- Closures – Cudgen; LN 12926; GR3/12/6 Pt2

REPORT TITLE:

Application to Close & Purchase Part of Terrace Street, Chinderah Adjacent to Lot 1 in DP 128722

SUMMARY OF REPORT:

An application has been received from Plastic Recycling Australia Pty Ltd to close and purchase part of the road reserve bounding the property on the corner of Terrace Street and Chinderah Bay Drive at Chinderah.

The applicant is seeking to redevelop Lot 1 for holiday units and is seeking the road closure in two parts to increase the amenity of the development on the site and to provide parking spaces for the units.

The applicant intends to construct kerb and guttering together with pedestrian footways and associated landscaping. The intended development will not impinge on any future road widening of Terrace Street or Chinderah Bay Drive.

RECOMMENDATION:

That:-

1. Council approves the closing of part of the road reserve on the corner of Terrace Street and Chinderah Bay Drive, Chinderah;
2. The applicant bears all the survey and legal costs;
3. The title of the closed road be consolidated with the applicant's adjacent land;
4. Easements be created over public authority reticulation services, if any;
5. The purchase price of the subject land to be determined by the State Valuation Office as the current market value; and
6. All necessary documentation be executed under the Common Seal of Council.

Reports from Director Engineering Services

REPORT:

An application has been received from Plastic Recycling Australia Pty Ltd to close and purchase part of the road reserve bounding the property on the corner of Terrace Street and Chinderah Bay Drive at Chinderah.

The applicant is seeking to redevelop Lot 1 for holiday units and is seeking the road closure in two parts to increase the amenity of the development on the site and to parking spaces for the units.

The applicant intends to construct kerb and guttering together with pedestrian footways and associated landscaping. The intended development will not impinge on any future road widening of Terrace Street or Chinderah Bay Drive.

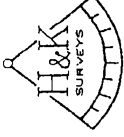
The applicant will relocate the services within the road reserve. These include 600mm stormwater pipes. The applicant's correspondence indicates that Council is to bear the cost of relocation by anticipating a deduction in the value of the land, however, Council has responded to the effect that the relocation of the services within the road reserve should form part of the cost of development, rather than affecting the value of the land.

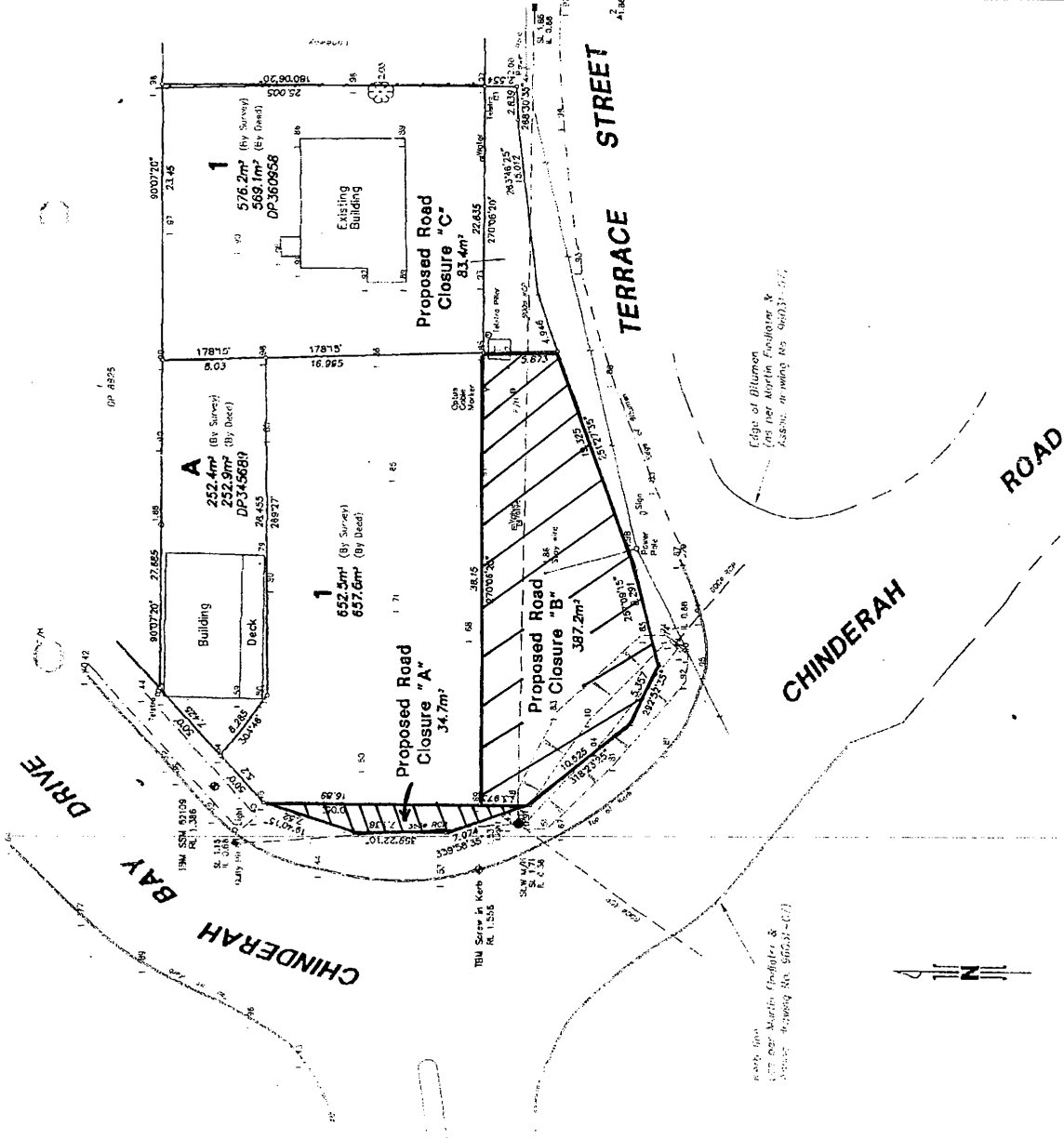
The applicant is seeking to close 2 parcels within the road reserve, as shown on the plan following, shown hatched and marked "A" and "B". It should be noted that proposed road closure marked "C" will not be pursued at this stage, and will only be pursued should the applicant purchase the neighbouring property, Lot 1 in DP 360958 known as 1 Terrace Street, Chinderah.

The areas sought to be closed are covered with grass with no trees on site.

The application complies with Council's Policy on Road Closures and Private Purchase.

Reports from Director Engineering Services

	Project: Proposed Road Closure at Lot 1 on DP 128722 Parish of Cudgen County of Rous at Terrace St, Chinderah.
Client:	Armidale Builders
Date:	26/7/02
Scale:	1:300 A3
Surveyor:	Tony Kelly
Deturn:	AHD
Plan No:	5470-3
Notes:	
NSW-D/5470-3 HANGER & KELLY P/L Licensed Surveyors (QLD. & NSW) Land Development Consultants Suite 23, Big "B" Arcade, 60 James St Burleigh Heads Phone 56358041	



Reports from Director Engineering Services

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Reports from Director Engineering Services

17. ORIGIN: Water Unit

FILE REF: Sewerage Capital Works Program – General; Road – Dobbys Crescent;
Accounts – Sewerage Charges

REPORT TITLE:

Dobbys Crescent Sewer Extension

SUMMARY OF REPORT:

There has been an ongoing health concern from on-site effluent disposal systems in use on premises at Dobbys Crescent due to small steep blocks and clay soils. Development of adjoining land has provided an opportunity to service Dobbys Crescent. To alleviate potential problems it is proposed to extend the sewerage system at the adjoining Lovat Brae development to the unserved properties in Dobbys Crescent.

RECOMMENDATION:

That Council:-

1. Offers existing property owners in Dobbys Crescent the opportunity to connect to a reticulated sewerage system at a per tenement total cost of \$4,500.00 at a fixed term (10 years) charge of \$450.00 per tenement added to the sewer rate commencing 2003/2004.
2. Offers a discount of 20% to residents who pay this charge in a lump sum. A pro-rata discount of 20% less 2% for each year to residents who request to pay a lump sum after the second instalment in 2003.
3. Votes \$315,000.00 from Sewer Rates Revenue to fund the Dobbys Crescent Sewerage Scheme in the 2003 – 2004 financial year.
4. Includes this proposal in the Management Plan for 2003/2006.

Reports from Director Engineering Services

REPORT:

For some time now council has been aware of a health concern from on-site effluent disposal systems in use on premises at Dobbys Crescent, Terranora. The existing on-site disposal systems do not perform satisfactorily due to small and steep building blocks and clay soils. Council has previously offered Dobbys Crescent residents the opportunity to connect to the sewerage system for a \$4,100.00 contribution (comprised \$2,000 – 50% of capital cost and \$2,100.00 headworks charge at that time). However Council could not obtain 70% acceptance from the residents.

Following approval of the Lovat Brae development adjoining Dobbys Crescent, sewer capacity was provided within their sewerage system to service 31 properties at Dobbys Crescent and 4 properties on Terranora Road. The sewer capacity was provided by the developer at no cost to Council.

The existing tenements could be connected to the proposed system at an estimated cost of \$9,000 per tenement. This cost estimate is based on installation of a low pressure pumping system for each tenement. This system is the most cost effective for Dobbys Crescent. Council's policy for the extension of water or sewer services to existing properties requires a 50% (\$4,500.00) capital cost contribution plus a headworks contribution (\$3,215.00) per tenement.

Due to ongoing health and environmental concerns with Dobbys Crescent residences it is important for Council to obtain support from the residents. At Tumbulgum, Council accepted a contribution of 50% of Council's cost. A similar policy was proposed to finance sewerage systems at Uki and Burringbar villages and Bilambil Road sewer extension.

Taking into consideration the above issues it is recommended that Council seeks a contribution of 50% of the capital cost - \$4,500.00 per tenement at a fixed term (10 years) charge of \$450.00 per tenement commencing in the 2003/2004 financial year. Sewer rate charges will commence after connection to the sewerage system.

It is also recommended that Council offer a discount of 20% to residents who pay this charge in a lump sum. A pro-rata discount of 20% less 2% for each year to residents who request to pay a lump sum after the second instalment in 2003.

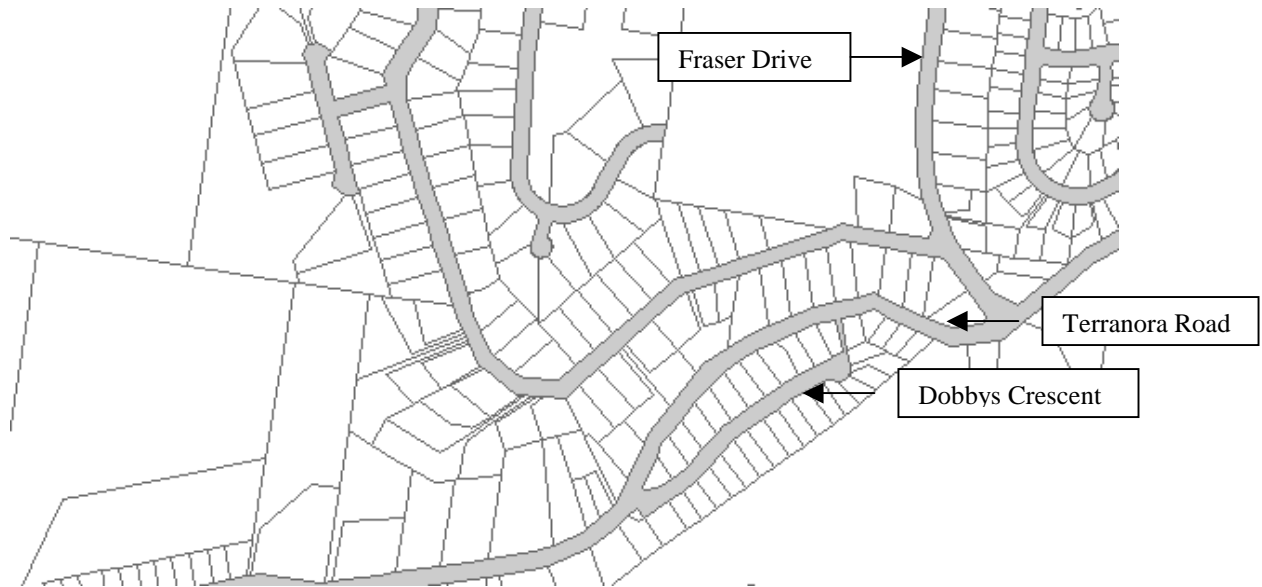
The total cost of the Dobbys Crescent sewerage scheme is estimated at \$315,000.00. Half of the cost (\$450 x 35 = \$15,750 income per year) will be recouped over 10 years. Funds are available from Sewer Rates Revenue to fund the Scheme in the 2003-2004 financial year.

In 1998 the NSW Government introduced regulatory changes requiring on-site sewage management systems to be operated to minimum environment and public health standards. These changes also require Council to ensure these standards are met and issue approvals to operate. Council has developed an On-site Sewage Management Strategy to implement these changes. Where Dobbys Crescent systems are failing Council will require works to be performed to bring them to NSW standards. These works may be substantial and require outlays in excess of \$4,000 (e.g. new system can cost \$10K to \$15K). Responsibility for maintenance is also ongoing and will be a continuing burden for residents not connected to the sewerage system.

In the event of rejection by the owners Council would have no alternative but to regulate the existing systems consistent with Council's on-site sewerage management strategy.

Reports from Director Engineering Services

Plan of Benefiting Area



Reports from Director Engineering Services

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Reports from Director Engineering Services

18. ORIGIN: Director

FILE REF: Road - Pac Hwy/Tweed Valley; R4031 Pt16; Notice of Motion

REPORT TITLE:

Pacific Highway - Current Usage and Transport of Goods

SUMMARY OF REPORT:

At its meeting of 19 February 2003 (item 101) Council resolved to write to the State and Federal Governments and local elected members urging them to consider the long term need for provision of roads for transport of goods between Queensland and New South Wales having regard for the current usage of the Pacific Highway and asking for alternatives to the Pacific Highway.

Responses have now been received.

RECOMMENDATION:

That this report be received and noted.

Reports from Director Engineering Services

REPORT:

At its meeting of 19 February 2003 (item 101) Council resolved as follows:-

“That Council writes to the State and Federal Governments and local elected members and

- 1. Urges them to consider the long term need for provision of roads for transport of goods between Queensland and New South Wales; and*
- 2. Asks that they have regard to the current usage of the Pacific Highway and its impacts on the narrow coastal strip in the Tweed Heads area; and*
- 3. Asks them to inform Council about their consideration of options for alternatives to use of the Pacific Highway, including options or plans to encourage use of the New England Highway or Summerland Way.”*

Following are the three responses received:-

Reports from Director Engineering Services



Mr Mike Rayner
Director Engineering Services
Tweed Shire Council
PO Box 816
MURWILLUMBAH NSW 2484

PACIFIC Highway/TWEED
TWEED SHIRE COUNCIL
FILE No R4031/P-
DOCUMENT No. []
RECD - 4 APR 2003
ASSIGNED TO: []
HARD COPY IMAGE

**Subject: Provision of Roads for Transport of Goods
between NSW and Queensland**

Dear Mr Rayner

I refer to your letter of 28 February 2003 regarding options for alternatives to the use of the Pacific Highway for the transport of goods between NSW and Queensland.

Whilst the Federal Government is making a substantial contribution to the upgrading of the Pacific Highway for safety and traffic reasons, the New England Highway (NEH) remains the National Highway link between Sydney and Brisbane. Responsibility for its funding currently rests with the Commonwealth, which is committed to further improvements to the NEH route in line with traffic and safety needs. In 2002/03, for instance, more than \$26m is expected to be spent on maintaining the NEH, with a further \$7m going towards safety and other minor works. Several other projects are currently in the planning stages.

It is acknowledged that an important issue for coastal communities is the increasing level of heavy vehicle traffic as the Pacific Highway is upgraded. Since the opening of the Yelgun to Chinderah freeway, the use of the Highway by heavy vehicles, including B-doubles, has risen and some traffic has transferred from the New England Highway. Recent traffic counts conducted by the NSW RTA indicate there has been an increase in traffic volumes of around 250 heavy vehicles per day, which is still only a relatively small proportion of total traffic. Nevertheless we understand the impact of the additional traffic on noise levels for highway residents will be monitored by the North Coast Pacific Highway Noise Taskforce which was recently commissioned by the NSW Government.

You may be aware that the Minister for Transport and Regional Services has announced the Commonwealth Government's intention to adopt a new approach to planning, developing and maintaining Australia's national land transport infrastructure. In developing the *AusLink* plan for a national land transport network, the Commonwealth is aware of the need to ensure this network supports economic growth, social development and personal mobility through long-term planning to

GPO Box 594 Canberra ACT 2601 Australia • Telephone: 02 6274 7111 • Facsimile: 02 6257 2505
Website www.dotars.gov.au • ABN 86 287 354 017

Reports from Director Engineering Services

ensure better transport and land use. The issue of the transport of goods between NSW and Queensland will of course be considered in the context of the *AusLink* network.

Yours sincerely

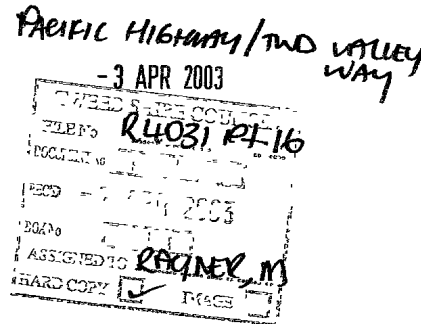


Ed Cory
A/g Assistant Secretary
Transport Programmes South East
24 March 2003

Reports from Director Engineering Services

CE03/612

Mr Mike Rayner
Director, Engineering Services
Tweed Shire Council
PO Box 816
MURWILLUMBAH NSW 2484



Roads and Traffic Authority
www.rta.nsw.gov.au

ABN 64 480 155 255

Centennial Plaza
260 Elizabeth Street
Surry Hills NSW 2010
Telephone (02) 9218 6888
PO Box K198
Haymarket NSW 1238
DX 13 Sydney

Dear Mr Rayner

I refer to your letter dated 28 February 2003 concerning a number of issues relating to the Pacific Highway between Queensland and New South Wales.

As you will be aware, the NSW and Commonwealth Governments, in January 1996, announced a joint commitment to a 10-year program to upgrade the Pacific Highway between Hexham and the Queensland border. The upgrading to date has brought significant benefits for the community and the road freight industry in regards to safety and improved travel times. The total program of works will also reduce vehicle operating costs, improve regional and inter-regional transport movements, support regional economic development and provide opportunities to plan for complementary land use and development of public transport.

The Queensland Government has proposed the Tugun Bypass as a means of providing an improved road connection between Tweed Heads and the Gold Coast. To that end, NSW Government agencies have been providing advice and assistance in the development of the proposal.

It is expected that the current, i.e. post Yelgun-Chinderah, transport mix of light and heavy vehicles will continue as the highway is further upgraded to four lanes. The recently completed Yelgun to Chinderah freeway has increased the amenity of Tweed Shire's coastal villages through reduced conflict between through and local traffic.

The need for viable alternatives to the Pacific Highway is acknowledged and the NSW and Federal Governments have funded works on the Summerland Way and New England Highway to encourage usage of these routes. While the program of works on the Summerland Way is nearing completion, the NSW Roads and Traffic Authority will continue to press the Commonwealth Department of Transport and Regional Services for improvements to the New England Highway under the existing National Highway Program, and under the forthcoming Auslink arrangements.

Yours sincerely

Paul Forward
Chief Executive

Reports from Director Engineering Services

PARLIAMENT OF AUSTRALIA



HOUSE OF REPRESENTATIVES

Larry Anthony MP

Federal Member for Richmond
Minister for Children & Youth Affairs



6 April 2003

Mr Mike Rayner
Director
Engineering Services
Tweed Shire Council
P O Box 816
MURWILLUMBAH NSW 2484

PACIFIC HIGHWAY

TWEED SHIRE COUNCIL	
FILE No.	R4031A 76
DOCUMENT No.	[] [] [] []
RECD	- 8 APR 2003
BOX No.	[] [] [] []
ASSIGNED TO	RAYNER M
HARD COPY	<input checked="" type="checkbox"/>
IMAGE	<input type="checkbox"/>

Dear Mr Rayner *Mike,*

Thank you for your letter of 28 February 2003 in relation to the transportation of goods between NSW and Queensland.

You may be aware that in November the Government released a Green Paper on Australia's future transport needs. Australia faces serious transport challenges. The amount of freight carried throughout Australia is projected to double by 2020. The Government's plan would lead to sweeping changes to the development and funding of Australia's land transport infrastructure

Future spending needs for roads of national significance is estimated to be \$5.9 billion, with over half of this being for the Pacific Highway in New South Wales and Queensland.

I have written to the Minister for Transport, the Hon John Anderson, regarding the matters raised by Council will contact you when I receive his response.

Yours sincerely

Larry Anthony MP
Federal Member for Richmond

La/ke

PO Box 6996 Tweed Heads South 2486 ph: 07 5524 2466 fax: 07 5524 9366
www.larry.com.au Toll Free: 1800 812 125 larry.anthony.mp@aph.gov.au

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Reports from Committees/Working Groups

1. Minutes of the Local Traffic Committee Meeting held Thursday 17 April 2003

Traffic Committee

VENUE:

Peter Border Room

TIME:

Commencing at 9.00am.

PRESENT:

Committee Members: Cr Wendy Marshall, Tweed Shire Council, Mike Baldwin, Roads and Traffic Authority; Steve Henderson, NSW Police; Mr Neville Newell, MP, Member for Tweed.

Informal: Mr Ray Clark (Acting Chairman) and Judith Finch / Jayne Dawes Tweed Shire Council.

APOLOGIES:

Cr George Davidson; Tweed Shire Council; Mr Don Page MP, Member for Ballina, Mr Paul Morgan.

MINUTES OF PREVIOUS MEETING:

RESOLVED that the Minutes of the Local Traffic Committee Meeting held 13 March 2003 were tabled at the meeting and accepted by the Committee as a true and accurate record of the proceedings.

Noted that the Minutes of 13 March 2003 it should be shown that Bill Darnell was in attendance, not Andrew Lawler.

Reports from Committees/Working Groups

BUSINESS ARISING:

9. Cudgera Creek Road/Mooball Road B Double Route (Business Arising)

R1470 Pt2; DW 689417

Item 9 of the previous Minutes were discussed and it was advised that Sgt Darnell requested that the prohibition be from 7:00am to 4:00pm but traffic committee members requested that 6:00pm to 6:00am was more suitable. It was noted that the Police Rep did not agree with this.

For Council's information.

11. Cudgen Road, Cudgen (Business Arising)

DW718893; R1460 Pt 4; DW722803, 723112, 723113

Mr Newell stated that he had problems that the RTA Representative had advised that RTA guidelines could not be reduced in rural areas to 60kph and that there appeared to be inconsistencies in this area with development consent conditions for this location and other entrances along the road. Mr Newell advised that the Plantation Road intersection was also a similar problem. Mr Newell again requested that the speed limit be reduced to 60kph and the RTA Representative confirmed that the guidelines state that up to 20 accesses per kilometre is considered rural and that speed zones are a function of the environment. Mr Newell stated that he believed that the road design should also be taken into account when making these assessments. The A/Chairman advised that by putting up 60kph signage it may contribute to further problems and that possibly speed counts should be done to see what drivers are actually doing in the area. The Police Representative also stated that he believed that standards should be consistent for the whole Shire.

Mr Newell requested that the Committee apply consistency and reduce the speed in the area to 60kph. The Police Representative advised that an accident had been brought to Council's attention and this should be acted upon. It was reported that businesses in the area did support lowering of the speed limit. It was noted that the road is narrow and vehicles do consistently enter and leave the area.

The RTA Representative advised that the safety problem should be addressed that caused the accident, which he believed to be the driveway. Mr Newell stated that there has only been one accident and disagreed with the comment that the accident had been caused because of the driveway but rather driver fault. The RTA Representative advised that sight distance criteria is applied to stop such driver related accidents.

It was decided that speed surveys be undertaken to ascertain the 85th percentile speed on Cudgen Road, Cudgen and reported back to the Local Traffic Committee.

For Council's information.

Reports from Committees/Working Groups

8. Tweed Valley Way – Speed Zoning (General Business)

R4031 Pt16

The RTA Representative stated that the location of the speed zone should read “Mistral Road.” Instead of Minnows Road.

From Dixons Road to Burringbar the RTA Representative advised that the speed would be reviewed and determined if it meets the requirements for 90kph. The Police Representative requested that it be 80kph for consistency. The section is to be measured and if it does not meet the requirements for 90km/h then it is to remain at 80km/h.

For Council’s information.

GT2/1 Pt3 451

5. B-Double Route Kennedy & Minjungbal Drives, Tweed Heads

R2830 Pt5; R3454 Pt1; Traffic – Weight of Vehicles

This was discussed at the meeting held on the 14 December 2002 and is reproduced as follows:-

“This route was gazetted by the RTA because these roads were the Pacific Highway until the Bypass was completed.

It is inappropriate for 25m B-doubles to use Kennedy Drive and as 25m B-doubles cannot physically turn into Machinery Drive it is virtually pointless having the route gazetted.

The Chairman requested that the RTA rescind the 25m B-double routes currently on Kennedy Drive and Minjungbal Drive as side roads are inaccessible and as such gives B-Double operators expectations that cannot physically be met.

The Committee decided that the 25m B-Double use of Kennedy Drive and Minjungbal Drive should be rescinded.

RECOMMENDATION:

That Council request the Roads and Traffic Authority to rescind the currently gazetted 25m B-Double route on Kennedy Drive between the Motorway and Terranora Terrace and from Terranora Terrace along Minjungbal Drive to the Motorway interchange at South Tweed.”

The following was discussed at the meeting held on 13 February 2003 and is reproduced as follows:-

“A further request has been received and representations will be made to the Local Traffic Committee at today’s meeting.

Mr & Mrs Abood from Aboods Crane Trucks – 30 Enterprise Avenue Tweed Heads South addressed the committee to discussed their reasons to retain the B-double route for Minjungbal Drive and Kennedy Drive.

The Chairman outlined that there was no “B” Double route authorised for Greenway Drive and Enterprise Drive. The “B” Double route is authorised to Tierney Place only.

Reports from Committees/Working Groups

The Chairman also advised that there is no current consent with Council for this business. He also stated that the intersection of Machinery Drive on Minjungbal Drive is extremely congested and Council is in the process of upgrading this intersection and does not see approval been given for use of "B" Doubles in the near future given the design can not cater for them.

Mr Abood enquired about where would be the closest and safest place to disassemble the trailers. The Police Representative suggested that the trailer will need to be dropped off on the Highway before they access their property in Enterprise Avenue, as trailers cannot be disassembled on local roads. Mrs Abood said it would be very dangerous to take the trailer off the trucks on the Pacific Highway. The Police representative suggested they do it near the airport where there is a bit more area.

The Chairman advised Mr & Mrs Abood that the impact on Machinery Drive/Minjungbal Drive would be too great to allow B Doubles to use this route. It is not physically possible to make the lanes any larger for B Double's to remain within the dedicated two lanes.

The Chairman advised that any application be made to the General Manager, Tweed Shire Council asking for the extension of the B Double route from Tierney Place to Enterprise Avenue. Council's Road Safety Officer suggested that an application form can be obtained from the RTA's web site.

The Committee agreed to delay rescinding of the B Double route until an application from Mr Abood to extend the existing route to Enterprise Avenue is received and assessed.

For Council's information."

An application has now been received for 25m B Doubles carrying house frames, roof trusses, relocatable homes, structural steel and mesh requesting an extension of the currently gazetted route by 700m from Tierney Place to Enterprise Avenue.

The A/Chairman advised that an approved B Double Route is in place for CSR in Tierney Place off Machinery Drive. The RTA was then asked to rescind the B Double Route on Kennedy Drive and Minjungbal Drive and subsequently received an application for a B Double Route by Mr Abood extending the B Double Route of Minjungbal and Kennedy Drive and Tierney Place to Enterprise Avenue. It was noted that the design for the Machinery Drive upgrade will not allow B Doubles easy access on the left hand turn. It was noted that a development application has not been submitted for use of the site. Mr Abood delivers to other sites in Greenway Drive using the B Doubles which could be a concern and he may need to unload on site.

It was suggested that the Committee recommend that a B Double route be designated from between 7:00pm to 7:00am where the impact on other traffic would not be so great. Cr Marshall requested that 19m B Doubles be utilised instead of 25m. However the Police Representative advised that B Doubles mostly appear to be 25m at the present time.

The RTA Representative advised that vehicles must be assessed on suitability of using the location and on amenity for Kennedy Drive residents. The committee That B-Doubles must always enter and exit the location in a forward motion.

Reports from Committees/Working Groups

RECOMMENDATION:

That:-

1. The current B Double designation for Kennedy Drive and Minjungbal Drive be modified to allow B Doubles to travel only between the hours of 7:00pm to 7:00am and
 2. Subject to Mr Abood submitting a DA for the site showing that B-Doubles are able to enter and exit the site in a forward direction, an extension of designation for B-Double use between the hours of 7:00pm to 7:00am be made for:-
 - a) Machinery Drive and Greenway Drive only to the intersection of Traders Way.
 - b) Traders Way from Greenway Drive to Enterprise Avenue.
 - c) Enterprise Avenue from Traders Way to number 30 Enterprise Avenue.
-

GENERAL BUSINESS:

Part A

1. Murwillumbah Street and Queensland Road, Murwillumbah

R3640 Pt4; R4510 Pt1

Drivers are carrying out "U" turns on Murwillumbah Street at the intersection of Queensland Road. Pedestrians are being placed at risk while using the marked crossing on Queensland Road. Advice is sought from the Committee on strategies to protect pedestrians at the site.

RECOMMENDATION:

That subject to detailed survey and design to ensure bus and truck turning paths are unaffected:-

1. Raised concrete islands be installed on either side of the pedestrian crossing in Queensland Road to prevent drivers making "U" turns over the crossing.
 2. A median Island be installed in Queensland Road with a "No U Turn" sign facing westbound drivers in Murwillumbah Street at the intersection with Queensland Road.
 3. A median island be investigated in Queensland Road at the intersection with Bent Street with a "No U Turn" sign for drivers travelling north.
-

2. Kingscliff Volunteer Coast Guard

Surf Life Saving

Request received for two designated car parks for volunteer use at the Radio Room for the Kingscliff Volunteer Coast Guard at the tower at Kingscliff. It is reported that parking is difficult around holiday times for the volunteers.

Reports from Committees/Working Groups

RECOMMENDATION:

That:-

1. Two parking spaces be designated off Marine Parade adjacent to the tower as “*No Parking - Kingscliff Coast Guard Excepted*” and appropriate signage be installed.
2. Kingscliff Coast Guard be requested to supply suitable insignia to display on the windscreens of volunteer vehicles.

3. Hillcrest Avenue, Tweed Heads

R2500 Pt1

Speed counts have been taken on Hillcrest Avenue. The Committee noted that the 85th percentile was 65kph south of Ridgeway Crescent and 52kph adjacent to No. 3 Hillcrest Avenue which is a 50kph road.

For Council's information.

4. Endeavour Parade and Frances Street, Tweed Heads

R1900 Pt1; R2131 Pt2; DW884222; 895271

Request received in relation to bus route terminations by Surfside Buslines at Endeavour Parade and Frances Street, Tweed Heads. Bus drivers are parking in Endeavour Parade and Frances Street to take their meal breaks and leaving engines running.

The Chairman advised that advice had been received from Surfside Buslines that they were aware of complaints and had asked drivers to switch off engines. If the caller can identify a driver then they can be counselled. Surfside have also recommended to drivers that breaks be taken at Bay Street.

This problem could be solved simply by Surfside Management introducing appropriate work practices and supervision without the need for council to effectively take over Surfside's responsibility. The Committee also recommends the situation be monitored.

RECOMMENDATION:

That a suitable reply be sent to Surfside Buslines requesting that they ensure their staff do not utilise the area in Frances Street adjacent to the Shell Service Station and Cooks Endeavour Motel for meal breaks leaving their engines running.

5. Toolona Avenue, Banora Point

R5511 Pt1; DW878571

Request received for speed survey data to be performed on Toolona Avenue as motorists appear to be speeding.

Reports from Committees/Working Groups

Noted that the 85th percentile was 55kph and that the trees have been trimmed around the 50kph speed zone signs.

For Council's information.

6. Pioneer Parade, Banora Point (Banora Point Primary School)

R4340 Pt2; DW881632

Request received for changes to the existing 5 minute parking area adjacent to the School to a "No Parking" area.

Noted that the request is for "No Parking" signs from 8:30am to 9:00am and 2:30pm to 3:30pm. The School is going to promote the change to parking.

The Committee endorsed the installation of "No Parking" signs on Pioneer Parade for Banora Point Primary School from 8:30am to 9:00am and 2:30pm to 3:30pm.

For Council's information.

7. Leisure Drive, Winders Place, Kirkwood Road, Greenway Drive, Machinery Drive R3035 Pt2; R5937 Pt1; R2920 Pt3; R2315 Pt1; R3250 Pt2; DW895167

Mr Rod Bates, Vice President of the Banora Point Residents Association addressed the meeting at 9:30am. Mr Ray Tate attended as an observer. The topics listed for discussion are:-

1. Overall traffic implications of current and future residential development of Banora Point / Terranora areas and road hierarchy scheme for Banora Point and South Tweed Heads.
 2. Request to form a working party consisting of all relevant stakeholders including a representative of the Banora Point Residents Association to discuss, identify, develop and recommend solutions to traffic problems in Banora Point / South Tweed Heads.
 3. Pacific Highway, Sexton Hill and its impact on the local road system.
 4. Access to Pacific Highway.
 5. Four Lane upgrade of Leisure Drive.
 6. Traffic Signals at Winders Place.
 7. Impact of traffic signals on Banora Point Shopping Village.
 8. Access to Club Banora
 9. Traffic implications of the proposed High School.
 10. Proposed car park opposite the new High School.
-

Reports from Committees/Working Groups

11. Construction of Kirkwood Road extension.
12. Provision of cycleways throughout Banora Point and South Tweed Heads.
13. Through traffic flows in residential streets.
14. Traffic generating developments – Greenway Drive, Machinery Drive, Tweed City.
15. Impact of heavy vehicle movements generated by current and future industrial developments.

The committee noted that consultants are handling many of these issues which will be handed down in mid May.

Messrs Bates and Tate arrived at 9:35am.

Mr Bates addressed the meeting and stated that the Association appreciated the opportunity and informed the Committee of his experience with traffic matters. The Association is concerned at the movement of “through” traffic in the residential streets of Banora Point. It was recognised that many factors do influence this traffic and Banora Point is the 4th most populated area in NSW being close to Tweed City and Machinery and Greenway Drives. Mr Bates advised that the road hierarchy was totally inadequate and the location of the on off ramp is a significant factor forcing people through Banora Point. He suggested that the Sextons Hill section of the Highway should be removed. An off on ramp should be provided on Terranora Road and the ramp at Darlington Drive should be eliminated and relocated to the Kirkwood Road extension. The rearrangement would solve the problems on the Highway and Minjungbal Drive traffic flow as well as the Machinery Drive intersection. He stated that Leisure Drive is wrongly serving the function of an arterial road and all this will do is provide additional traffic through residential streets. Eucalyptus Street to Leisure Drive will create problems as traffic signals will create a broken traffic flow and traffic will not use it and find other local streets.

Another item of concern was new parking on the north side of Leisure Drive opposite the school does not make sense. A bridge or pedestrian crossing would then be a necessity, as people will not use traffic signals further down the road. There are elderly residents on Leisure Drive and it is not feasible for the safety and efficiency of the traffic and amenity of those residents.

Winders Place to Darlington Drive upgrade – additional traffic flow is a problem with traffic signals and he advised that Club Banora is against shared access to the shopping centre. This will create problems and will adversely affect traffic flow.

The Association is asking that the Traffic Committee reduce the traffic flow through residential streets in Banora Point. The Association had performed its own traffic count. There should be options for drivers to take to get to Darlington Drive which at present is detrimental to residents of Banora Point. Mr Bates gave a copy of these counts to members of the Committee for Council records.

The Association noted that drivers are forced to use Leisure Drive at the present time.

Reports from Committees/Working Groups

Mr Bates discussed the road hierarchy for Tweed Shire and stated that he believed it to be flawed for Banora Point and requested that this be looked at through the formation of a Committee. The A/Chairman stated that this is not a function of this Committee. Mr Bates stated that the Consultant has not contacted the Banora Point Residents Association for comments and reaffirmed that the Banora Point area is suffering especially with new development and that further development should not occur until traffic flow is reduced in Banora Point and a road hierarchy system put in place.

Mr Bates stated that he believed Area E would generate 4,000 vehicle movements per day. The proposed new road for Area E was discussed and that because of wetlands it would intersect with Fraser Drive very close to Amaroo Drive. Mr Bates stated that traffic will still utilise Banora Point roads. The A/Chairman stated that this is still conjecture at the moment however this has not been resolved by Council at this time. Mr Bates stated that he would like to see where the documentation is to show residents of Banora Point what is going to happen.

Mr Bates advised that the residents of Banora Point may have no option but to ask for a Local Area Traffic Management Plan to keep the vehicles out. Mr Bates stated that he was aware the RTA was opposed to keeping local traffic off the highway however it provides the options for people to get where they are going and immediately gets the traffic out of Banora Point. He suggested that plans should be put in place now.

The RTA Representative advised that it is beyond his scope.

Mr Bates advised that Sextons Hill already has an accident history which will continue to rise as traffic increases and that this piece of road should be changed.

Mr Bates reiterated that he wants to try and reduce through traffic in residential streets in Banora Point.

The other issue raised by Mr Bates was cycleways and walkways and the shared one on Darlington Drive has vehicles that park and pedestrians have to walk around the vehicle. Cr Marshall advised that it was not the scope of this Committee.

The A/Chairman stated that he is currently working on upgrading street lighting in that area. Mr Bates stated that the median strip on Darlington Drive needs repainting.

Mr Bates requested support from the Committee to rationalise the access points to the freeway and openly welcomed any one of the Committee that would like to address their meetings. A working party was requested where all such types of issues could be discussed. The Acting Chairman advised that this would have to be a Council Resolution and thanked Mr Bates for his comments today. The Association was reminded that consultants have been engaged, with a report being handed down around mid May which will go to Council for approval or otherwise.

Mr Bates requested that some sort of plan be discussed to help solve the problems. Mr Bates asked Cr Marshall if interested parties could have the opportunity to comment. Cr Marshall acknowledged this.

Reports from Committees/Working Groups

The Acting Chairman advised that the Traffic Committee would be making recommendations to Council if the Committee felt that it was necessary.

Mr Bates & Mr Tate left the meeting at 10:15am.

Cr Marshall stated that she believed there was a local area traffic management plan for Banora Point.

The Committee noted that a lot of issues had been raised. The Committee suggested that if the Banora Point Residents Association wanted to form a Working Party they were welcome to do so and invite people to attend as necessary.

Cr Marshall noted that going south on to Sextons Hill from Laura Street and merging drivers do not seem to know that they can merge with the traffic and come to a stop and suggested the installation of a sign "turn left at any time with care".

It was noted that most of the issues raised are matters that Council is fully aware of and part of current Works Programs, however the submission should be forwarded to Councils Engineering Services Division to consider and respond as appropriate.

For Council's information.

8. Cudgera Creek Road, Pottsville

R1470 Pt2; DW891602; LN: 8085

Request received for the installation of a convex safety mirror at 1108 Cudgera Creek Road, Pottsville. Since the use of Cudgera Creek Road as access to the Pacific Highway, Cudgera Creek Road has heavier traffic making it difficult when leaving and entering this property.

The Acting Chairman advised that the installation of a convex mirror would not meet the standards of the 85th percentile of vehicles being greater than 50kph.

The Committee supported the installation of a convex mirror at the expense of the applicant.

RECOMMENDATION:

That the applicant be advised that:-

1. The Committee supports the installation of a convex mirror at 1108 Cudgera Creek Road, Pottsville at the applicant's expense, consistent with previous decisions for the supply of convex mirrors.
2. The applicant also be advised of the limitations of convex mirrors.

9. Gray Street, Tweed Heads West

R2300 Pt1

Request received for traffic speed counts on Gray Street.

Speed counts showed an 85th percentile of 51kph.

Reports from Committees/Working Groups

For Council's information.

10. Phillip and Waugh Streets, Chinderah

DW894101; R5860 Pt1; R4260 Pt1

Request received for a "Stop" sign on the Phillip Street intersection with Waugh Street, Chinderah.

The Committee noted that sight distance is adequate at this location and did not warrant "Stop" signs.

For Council's information.

11. Bilambil Road, Bilambil

R0530 Pt2

Reports received regarding:-

1. Large 18 wheeler earthmoving trucks using Bilambil Road at weekends and after hours at inappropriate speed levels.
2. Bilambil Road has a 60kph speed limit and many vehicles are reportedly doing in excess of this.

Cr Marshall advised that the heavy vehicles are using Bilambil Road at weekends to bypass the SafetyCam. The Police Representative advised that heavy vehicles are allowed to utilise the roads to make deliveries. The RTA Representative stated that RTA enforcement does occur in this location from time to time.

Speed counts were performed over a 4 day period from the 28 March to 3 April near the bridge south of the sports oval. During this time 6 semi trailers were counted. The Committee decided that referral to the Police Department was necessary.

The Committee noted that the Sgt of Tweed Heads Police Station be informed regarding tasking of Police resources for enforcement duties on Bilambil Road, Bilambil.

For Council's information.

12. Winders Place, Banora Point

R5937 Pt1

Vehicles are parking on the pathway and roadway on Winders Place when walking around Lake Kimberley obstructing the footpath to pedestrians.

Reports from Committees/Working Groups

Cr Marshall advised that there is no parking provision for people wishing to walk around Lake Kimberley and Palms Lake and the parking of vehicles on the footpath is creating a problem.

RECOMMENDATION:

That:-

1. "No Parking" signage be installed on the outside of the curve on Winders Place Banora Point near the access path to Lake Kimberley, to be determined on site.
 2. Council after purchase of the Lake Kimberley Open Space area be requested to address parking as part of the management of the Public Open Space area on Winders Place.
-

Part B

Nil.

NEXT MEETING:

The next meeting of the Local Traffic Committee will be held on 15 May 2003.
The meeting closed at 12:30pm.

Director's Comments:

Item 8 General Business:- This is a temporary problem brought about by the Department of Planning's Consent Condition on the Motorway construction giving the RTA 5 years to reconstruct Cudgera Creek Road between the Motorway and Pottsville Road. Council has been pursuing the RTA to undertake the upgrading immediately, which the RTA has acknowledged and detailed design and environmental studies are well advanced.

[document3]

DIRECTOR'S RECOMMENDATIONS:

- 5. B-Double Route Kennedy & Minjungbal Drives, Tweed Heads
R2830 Pt5; R3454 Pt1; Traffic – Weight of Vehicles**

Committee Recommendation:

That:-

1. The current B Double designation for Kennedy Drive and Minjungbal Drive be modified to allow B Doubles to travel only between the hours of 7:00pm to 7:00am and
 2. Subject to Mr Abood submitting a DA for the site showing that B-Doubles are able to enter and exit the site in a forward direction, an extension of designation for B-Double use between the hours of 7:00pm to 7:00am be made for:-
 - a) Machinery Drive and Greenway Drive only to the intersection of Traders Way.
 - b) Traders Way from Greenway Drive to Enterprise Avenue.
 - c) Enterprise Avenue from Traders Way to number 30 Enterprise Avenue.
-

Reports from Committees/Working Groups

Director's Recommendation:

That the Committee's recommendation be endorsed.

1. Murwillumbah Street and Queensland Road, Murwillumbah

R3640 Pt4; R4510 Pt1

Committee Recommendation:

That subject to detailed survey and design to ensure bus and truck turning paths are unaffected:-

1. Raised concrete islands be installed on either side of the pedestrian crossing in Queensland Road to prevent drivers making "U" turns over the crossing.
2. A median Island be installed in Queensland Road with a "No U Turn" sign facing westbound drivers in Murwillumbah Street at the intersection with Queensland Road.
3. A median island be investigated in Queensland Road at the intersection with Bent Street with a "No U Turn" sign for drivers travelling north.

Director's Recommendation:

That the Committee's recommendation be endorsed.

2. Kingscliff Volunteer Coast Guard

Surf Life Saving

Committee Recommendation:

That:-

1. Two parking spaces be designated off Marine Parade adjacent to the tower as "No Parking - Kingscliff Coast Guard Excepted" and appropriate signage be installed.
2. Kingscliff Coast Guard be requested to supply suitable insignia to display on the windscreens of volunteer vehicles.

Director's Recommendation:

That the Committee's recommendation be endorsed.

4. Endeavour Parade and Frances Street, Tweed Heads

R1900 Pt1; R2131 Pt2; DW884222; 895271

Committee Recommendation:

That a suitable reply be sent to Surfside Buslines requesting that they ensure their staff do not utilise the area in Frances Street adjacent to the Shell Service Station and Cooks Endeavour Motel for meal breaks leaving their engines running.

Director's Recommendation:

That the Committee's recommendation be endorsed.

Reports from Committees/Working Groups

8. Cudgera Creek Road, Pottsville

R1470 Pt2; DW891602; LN: 8085

Committee Recommendation:

That the applicant be advised that:-

3. The Committee supports the installation of a convex mirror at 1108 Cudgera Creek Road, Pottsville at the applicant's expense, consistent with previous decisions for the supply of convex mirrors.
4. The applicant also be advised of the limitations of convex mirrors.

<i>Director's Recommendation:</i>
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<i>That the Committee's recommendation be endorsed.</i>

Reports from Committees/Working Groups

2. Minutes of the Sports Advisory Committee Meeting held Tuesday 15 April 2003

Sports Advisory Committee

VENUE:

Tweed Heads Civic Centre

TIME:

5.10 pm

PRESENT:

Committee Members: Crs Warren Polglase, Max Boyd, Phil Youngblutt, Mr Peter Moschogianis, Mr Ray Jarrett, Mr Stewart Brawley

Informal: Mrs Blyth Short (Recorder)

APOLOGIES:

Cr George Davidson, Merve Edwards, Linda Threlfo, and Hubert Ehemann

CONFIRMATION OF MINUTES:

Moved: Cr Youngblutt

Seconded: Cr Boyd

RESOLVED that the Minutes of Sports Advisory Meeting held Friday 18 April 2003 be accepted as a true and accurate record of the proceedings of that meeting.

BUSINESS ARISING:

1. Piggabeen Sports Complex

S Brawley advised that the meeting for the Piggabeen Sports Complex users was very productive and bollards are being considered as an option to prevent vehicles on the field.

CORRESPONDENCE:

2. Turf Cricket Wickets

Correspondence received from Konica Cricket Cup, Far North Coast Cricket Council and Tweed District Cricket Association supporting the proposed new turf wicket for Seabreeze Sports Fields.

Reports from Committees/Working Groups

3. Bilambil Sports Complex

Bilambil Sports Club Limited has requested Council organise a meeting with all of the sporting bodies affiliated with the complex to discuss day-to-day use of the facilities. This meeting will be 1 May 2003, 4.30pm.

4. Terranora Equestrian Club

Terranora Equestrian Club expresses their thanks for the financial assistance towards the Equestrian Grounds fencing.

5. Terranora Tennis Club (TTC)

TTC has advised Council of their progress in planning a tennis facility at Bilambil Sports Complex. TTC is now requesting a lease for the subject area.

GENERAL BUSINESS:

6. Vandalism of Sports Fields

S Brawley advised that there has been a recent rise in the incidences of vandalism throughout the Shire. Cr Boyd suggested that security surveillance be installed at the fields. General discussion. S Brawley will investigate the options and obtain quotes for security surveillance cameras and the issue will be discussed further at the next meeting.

7. Assets Reserve Trust Fund

Assets Reserve Trust Fund

S Brawley advised that the original Sports Field Plan of Management states that the funds received from Sports Field Licenses are to be held in a fund for sports field capital works. However, Council receives an additional fee from cricket for the maintenance of the turf wickets being 20% of the maintenance costs. S Brawley suggests that the turf wicket fee (\$13,600 for 2002/2003) could be redirected into a restoration/maintenance program for the sports fields. General discussion.

Cr Polglase enquired if all clubs are aware of the funds available to them through the Assets Reserve Trust Fund. S Brawley advised that information has been forwarded to all clubs advising them of funding options.

Reports from Committees/Working Groups

Moved: Cr Youngblutt
Second: Peter Moschogianis
RECOMMENDATION:

That Council approves the expenditure of funds collected from turf wicket maintenance fee on general sports fields' restoration/maintenance.

8. South Tweed Sports Facilities

R Jarrett enquired with the development of Leisure Drive would the drain on the southern side of the Dave Burns Field be filled in? S Brawley advised that he didn't think this was planned. However, he will make some enquiries. It was noted that an additional 50 car parking spaces would be provided on the Fraser Drive side of the fields as part of the road widening.

9. Tweed Cricket

General discussion regarding the opportunity for high profile cricket games to be held on the Tweed. Cr Boyd suggests that any options should be pursued. R Jarrett advised that he would investigate the criteria required for future high profile cricket games, however, facilities are often the deciding factor. It was noted that with the possible additional turf wicket at Seabreeze Estate it could provide opportunities to host state titles.

NEXT MEETING:

The next meeting of the Sports Advisory Committee will be held at Cabarita Beach Sports Centreon Tuesday 20 May 2003 commencing at 5.00pm.

The meeting closed at 5.40pm

Director's Comments:

Item 7: Recommend that Council approves in principle the expenditure of funds collected from the turf wicket maintenance fee on general sports fields restoration/maintenance and, if budget amendments are required, they be dealt with at the appropriate quarterly review.

[document3]

Reports from Committees/Working Groups

DIRECTOR'S RECOMMENDATIONS:

7. Assets Reserve Trust Fund

Assets Reserve Trust Fund

Committee Recommendation:

That Council approves the expenditure of funds collected from turf wicket maintenance fee on general sports fields' restoration/maintenance.

Director's Recommendation:

Item 7: Recommend that Council approves in principle the expenditure of funds collected from the turf wicket maintenance fee on general sports fields restoration/maintenance and, if budget amendments are required, they be dealt with at the appropriate quarterly review.

Reports from Committees/Working Groups

3. Minutes of the Tweed Coastal Committee Meeting held Wednesday 9 April 2003

File No: Coastal Committee

VENUE:

Canvas and Kettle, Murwillumbah.

TIME:

1.30pm

PRESENT:

Cr Wendy Marshall (Chair), Cr Max Boyd, Cr Henry James, Terry Kane (Cabarita Beach-Bogangar Residents Association), Gary Thorpe (Hastings Point DuneCare), Rhonda James (Caldera Environment Centre), John Harbison (Pottsville Progress Association), Justine Elliot (Fingal Head Dune Care and Progress Association), Richard Hagley (Department of Land and Water Conservation), Stewart Brawley, David Oxenham, Tom Alletson (Tweed Shire Council).

APOLOGIES:

Nil

MINUTES OF PREVIOUS MEETING:

Moved: R. James

Seconded: T. Kane

RESOLVED that the minutes of the meeting held Wednesday 12 February 2003 be accepted as a true and accurate record of the proceedings of that meeting.

BUSINESS ARISING:

6. Christies Creek Floodgate Relocation

Cudgera Creek

David Oxenham described the opportunities and limitations involved in quantifying the potential hydrological and ecological impacts of relocating the floodgates. It was determined that investigations into native plant and mosquito breeding impacts should be undertaken. David Oxenham to manage this process.

Tweed Coastal Committee Terms of Reference (Correspondence in)

Tweed Coastal Committee

This item was brought forward from Correspondence In at the meeting held on 12 February 2003 and is reproduced as follows:-

“The Committee discussed the protocol which should be followed when replacing a representative, and determined that it was appropriate to review the original terms of the committees with respect to both appointments and length of engagement. It was confirmed that the Committee required both geographical and interest group representation.”

Reports from Committees/Working Groups

The Committee requested that it be updated on the above points at the next meeting.”

Dealt with at Item 7 of General Business.

CORRESPONDENCE IN:

- 1. Nomination from Justine Elliot to Join the Committee as Fingal Head Representative.**

Tweed Coastal Committee

The Committee welcomed Justine.

Moved: Cr Boyd
Seconded: Cr James

RESOLVED that Justine Elliot be accepted to the Tweed Coastal Committee as the representative from the Fingal Head community.

- 2. Letter from Adventure Education - Hastings Point**

Tweed Coastal Committee

The requests detailed in a letter from Ted Brambleby of Marine Adventure Education were discussed. It was determined that a letter would be returned to Mr Brambleby with advice relating to the designation of the Cudgera Creek areas as a nature reserve, and that the TCC could not offer financial support for his business.

- 3. Letter from Minister for Land and Water Conservation**

Tweed Coastal Committee

The offer of a grant for continuation of the Tweed Coast Estuaries Management Program was noted by the Committee. The Committee was informed that Council had resolved to accept this grant.

CORRESPONDENCE OUT:

- 4. Letter to Koala Beach Residents Committee**

Cudgera Creek

The letter to the Koala Beach Residents Committee in relation to pontoon construction was noted by the Committee.

Reports from Committees/Working Groups

5. Council's Reply to Minister for Land & Water Conservation

Tweed Coastal Committee

A letter of reply to the Minister for Land & Water Conservation accepting grant funds was noted by the Committee.

6. Cudgen Creek Walkway

Cudgen Creek

Tom Alletson briefed the Committee regarding the consultation process that had commenced for the construction of the walkway, and the concerns that had been forwarded regarding the proposal. It was determined by the Committee that the walkway should proceed, and that a thorough analysis of the costs and benefits to the community and adjacent landholders be included within the Statement of Environmental effects accompanying the Development Application.

AGENDA ITEMS:

1. Dredging Cudgen Creek

Cudgen Creek

In light of recent attention by Councillors and the media, the issue of dredging Cudgen Creek was discussed. It was determined that to inform constructive debate, an accurate estimate of the costs of undertaking dredging are required.

RECOMMENDATION:

That Council write to the Department of Sustainable Natural Resources and request that an accurate estimate be provided to Council of the current cost of dredging a channel in Cudgen Creek from the boat ramp to the training walls, and further, that a summary of the cost and effectiveness of previous dredging works and spur wall construction be provided.

2. Cudgera Creek - Removal of Tidal Obstructions

Cudgera Creek

The issue of removing rock and debris from beneath the bridge over Cudgera Creek was debated, with Gary Thorpe outlining the history and potential benefit of the project, and David Oxenham and Richard Hagley expressing reservations over the project in terms of both technical and economic value. It was determined that work on the project should proceed in conjunction with a proposal to construct a new water pipeline across Cudgera Creek, and further, that monitoring of tidal flow be undertaken before and after the project.

Moved: G. Thorpe
Seconded: Cr. Marshall

Reports from Committees/Working Groups

RESOLVED that the Tweed Coastal Committee continue its support for the project to the financial limit of \$35, 000, and that the Manager Water endeavour (within the next 12 months) to include the removal of tidal obstructions within the scope of works of the tender documentation for the installation of a new water pipeline across Cudgera Creek.

3. Tweed Coastline Management Study Update

Coastal Management

The Committee was advised of the progress of the management study and that public consultation on the potential management options would occur during May 2003.

4. Coastal Lakes Strategy

Cudgen Nature Reserve

The Committee noted the publication of this document. Rhonda James asked to be supplied with a copy.

5. Review of the Tweed Coast Estuaries Management Plan

Tweed Coastal Committee

The issue of reviewing the Tweed Coast Estuaries Management Plan was discussed and it was confirmed that this should be pursued by the Committee as a priority.

RECOMMENDATION:

That a brief be prepared and issued to a number of consultants for the preparation of quotes and methodologies for the review and update of the Tweed Coast Estuaries Management Plan.

6. Budget Report

Tweed Coastal Committee

The Committee requested that a more definitive report be prepared for the next meeting which identifies all monies allocated to existing and proposed projects.

GENERAL BUSINESS:

7. Committee Replacements

Tweed Coastal Committee

Two nominations for replacement members on the Tweed Coastal Committee were discussed. One came from Peter Harding of Pottsville who has been endorsed by Pottsville Dune Care and Progress Association to replace Craig Venner as the representative of these organizations and locality. A second nomination from Ron Norton of the Kingscliff Volunteer Coast Guard

Reports from Committees/Working Groups

was discussed. Mr Norton's nomination is on behalf of the Coast Guard rather than the Kingscliff community. It was determined that the previous Kingscliff representative, while a member of the Coast Guard, was selected on the basis of wider community representation.

It was determined by the Committee that both nominations would be deferred until formal advice from Council's Manager of Administration could be sought regarding procedures of Committee appointments and replacements.

8. Mooball Creek Revetment Wall

Mooball Creek

It was agreed by the Committee that the maintenance and repair- of this structure should be investigated with respect to method, materials and cost so that the amenity of the area is protected.

NEXT MEETING:

The next meeting of the Tweed Coastal Committee is to be held on 11 of June 2003 at the Canvas & Kettle meeting room commencing at 1.00 pm.

The meeting closed at 3:23 pm.

Director's Comments:

NIL

DIRECTOR'S RECOMMENDATIONS:

1. Dredging Cudgen Creek

Cudgen Creek

Committee Recommendation:

That Council write to the Department of Sustainable Natural Resources and request that an accurate estimate be provided to Council of the current cost of dredging a channel in Cudgen Creek from the boat ramp to the training walls, and further, that a summary of the cost and effectiveness of previous dredging works and spur wall construction be provided.

Director's Recommendation:

As per Committee's recommendation.

Reports from Committees/Working Groups

5. Review of the Tweed Coast Estuaries Management Plan

Tweed Coastal Committee

Committee Recommendation:

That a brief be prepared and issued to a number of consultants for the preparation of quotes and methodologies for the review and update of the Tweed Coast Estuaries Management Plan.

Director's Recommendation:

As per Committee's recommendation.

Reports from Committees/Working Groups

4. Minutes of the Tweed River Committee Meeting held Wednesday 9 April 2003

Tweed River Committee

VENUE:

Auditorium, Murwillumbah Civic Centre

TIME:

9.30am.

PRESENT:

Cr W Marshall (Chair), Cr M Boyd, Cr H James (Tweed Shire Council); Mr C Cormack (Waterways Authority); Ms R James (Caldera Environment Centre); Mr R Hagley, Mr S Lawson, Mr A Dyson (Department of Sustainable Natural Resources); Mr R Quirk (Tweed River Advisory Committee & NSW Cane Growers' Association); Ms J Mason, Mr G Malcolmson (SEA Project); Mr M Rayner, Mr D Oxenham, Mr T Alletson (Tweed Shire Council).

APOLOGIES:

Tim Rabbidge (Dept. Sustainable Natural Resources); Mark Tunks (Tweed Shire Council)

MINUTES OF PREVIOUS MEETING:

Moved: Cr Boyd

Seconded: Cr Marshall

RESOLVED that the Minutes of Meeting held Wednesday 12 February 2003 be accepted as a true and accurate record of the proceedings of that meeting.

BUSINESS ARISING:

10. Daily News Column

Environmental Education

The revised schedule for submission of articles to the Daily News was discussed. Carl Cormack was asked to submit an early article as Cr James advised he was unable to supply by the 21 April 2003 as required.

CORRESPONDENCE IN:

1. Healthy Rivers Commission Decision

Tweed River Committee

Determined that a report should be prepared for Council to receive and note regarding the content of the Healthy Waterways decision. A copy of the decision will be forwarded to all Tweed River Committee members.

Reports from Committees/Working Groups

2. Information on Toxicity of Camphor Laurel

Tweed River Committee

A collection of information relating to the toxicity of Camphor Laurel sent to the Committee by Joe Friend was tabled.

RECOMMENDATION:

That a letter be sent to the Environment Protection Authority requesting their advice and or opinion on the validity and significance of the information supplied.

3. Shire Weeds Brochure Proposal

Tweed River Committee

RECOMMENDATION:

That the full cost of production and distribution be determined, and further that a single brochure covering weeds of both the Tweed Catchment and coastal areas be developed in preference to two specific brochures.

4. WADAMP Grants

Boat Ramps

The offer of WADAMP grants for upgrade of Chinderah, Dry Dock Road and Lakes Drive boat ramps was noted by the Committee.

5. Funding of the Tweed River Management Program

Tweed River Committee

RECOMMENDATION:

That a letter be sent to the new Minister for Sustainable Natural Resources reconfirming the content of the previous letter sent under signature of the General Manager, that is, to continue funding of the Tweed River Committee at 100% subsidy in accordance with the terms of the original agreement.

6. Letter from Boat Owners Association of NSW

Boating

Cr Marshall tabled the letter and outlined the group's policies and noted that she would write to them in reply.

Reports from Committees/Working Groups

CORRESPONDENCE OUT:

7. Apparent Illegal Use of Tweed River and Riparian Areas

Tweed River Committee

The issue of potentially unapproved revetment works on property owned by a Mr Lamaire was raised.

RECOMMENDATION:

That Council and the DSNR investigate the apparent unapproved works undertaken on the banks of the Tweed River on property owned by Mr Lamaire.

8. Sand Piper Ecological Surveys

Fauna Protection, Monitoring

The Committee noted the appointment of Sand Piper Ecological Surveys to supply a summary report in accordance with the resolution of the previous meeting

9. Minister for Land & Water Conservation

Tweed River Committee

The Committee noted that a letter had been sent from the General Manager requesting that the original terms of the funding agreement between Tweed Shire Council and the Department of Land & Water Conservation be maintained.

10. Riverprize

Tweed River Committee

The Committee noted that Jane Lofthouse prepared and submitted an entry in the River Symposium / Riverprize for 2003.

AGENDA ITEMS:

1. Dredging of the Tweed River and Broadwaters

Dredging

It was determined that a workshop should be organised and scheduled to run in the 4th week of June 2003.

Moved: Cr. Boyd

Seconded: Cr. Marshall

RESOLVED that the Tweed River Committee initiate an educational workshop open to the public and invite relevant experts to present information on important issues relating to dredging.

Reports from Committees/Working Groups

2. Tweed River Ecosystem Health Monitoring Report

Estuary Management

The report was tabled and a summary of findings distributed, along with a proposal from Nicola Thomas for the preparation of a communication strategy and details on community information workshops being held at four locations in the Shire. Nicola Thomas will address the next Tweed River Committee meeting on the contents of the report and a proposal for further studies.

3. Waterways Health Monitoring Program

Waterways - Monitoring

The Committee discussed the proposal by EcoWise and it was determined that given the low spatial intensity and large investment over a long period that would be required prior to the production of usable information, that this project would not be supported at this time.

4. Creation of Sister Organisation with TRC in the USA

Tweed River Committee

Robert Quirk explained a proposal to form links with Somerset County Soil Conservation District in the United States. Robert has supplied Tom Alletson with all relevant details, and a contact to which some information about the TRC will be sent.

5. Fingal Peninsular Wetland Rehabilitation

Fingal Peninsular

An update of the status of this project was submitted, along with a letter from Fingal Head Coastcare detailing ongoing use of wetland areas by four wheel drives.

RECOMMENDATION:

That Council organise the erection of signs advising the restrictions on four wheel drive use in this area be installed as a matter of urgency, and further, that a Development Application be re-submitted to allow implementation of the Fingal Peninsular Wetland Rehabilitation Project.

6. Terms of the Committee

Tweed River Committee

The original terms and scope of the Committee were received and noted.

Reports from Committees/Working Groups

7. Progress Report - Condong Boat Launching Facility

Wharves

The progress report was noted by the Committee and design judged as appropriate providing it complied with Council's engineering specifications.

8. SEA Stormwater Project - Report by Judith Mason and Grant Malcolmson

Stormwater Trust Grants

The Committee received a report from the SEA team and noted the impressive results achieved. There was discussion regarding the implications of the significant reduction in Stormwater Trust funding for the forthcoming year, and it was determined that a letter be sent to relevant Ministers calling for increased allocation to the Stormwater Trust or alternatives for funding urban stormwater quality projects.

RECOMMENDATION:

That the General Manager send a letter to the Stormwater Trust and other relevant Ministers expressing support for increased funding of the Stormwater Trust and alternative sources of funding for implementation of urban stormwater quality management plans.

9. Report from Tweed River Sand Bypassing Project

Sand Bypass

Steve Lawson and Alan Dyson explained the procedures used and results gained through the Lower Tweed Estuary Shoal Monitoring Program. They advised that at some stage the TRESBP may have to seek advice from the Tweed River Committee on the infilling of the river entrance in the event of tidal limits being exceeded.

10. World Water Forum, Kyoto

Tweed River Committee

Mike Rayner gave a presentation and overview of his visit to the 3rd World Water Forum in Kyoto, Japan. Mike emphasised the severity of world water shortages and noted that in the context of the rest of the world the problems faced by the Tweed River Committee are relatively minor.

11. Budget Report

Tweed River Committee

This item was deferred to the next meeting of the Tweed River Committee.

Reports from Committees/Working Groups

GENERAL BUSINESS:

12. Acid Sulfate Soil Hot Spots

Pollution – Acid Sulfate Soils

Letter from the University of Sydney was tabled relating to the fact that Blacks Drain is unable to be funded under the Catchment Blueprint until 2005. It should be recommended to Council that the priority for treatment of Blacks Drain be put above others which are currently within the Catchment Blueprint.

RECOMMENDATION:

That the priority for treatment of Blacks Drain as an acid sulfate soil hot spot be put above others which are currently within the Catchment Blueprint.

NEXT MEETING:

The next meeting of the Committee is to be held on the 11th June 2003 at the Canvas & Kettle commencing at 9.30 am.

The meeting closed at 12:45

Director's Comments:

NIL

[document3]

DIRECTOR'S RECOMMENDATIONS:

2. Information on Toxicity of Camphor Laurel

Tweed River Committee

Committee Recommendation:

That a letter be sent to the Environment Protection Authority requesting their advice and or opinion on the validity and significance of the information supplied.

Director's Recommendation:

As per Committee's recommendation.

3. Shire Weeds Brochure Proposal

Tweed River Committee

Committee Recommendation:

That the full cost of production and distribution be determined, and further that a single brochure covering weeds of both the Tweed Catchment and coastal areas be developed in preference to two specific brochures.

Director's Recommendation:

As per Committee's recommendation.

Reports from Committees/Working Groups

5. Funding of the Tweed River Management Program

Tweed River Committee

Committee Recommendation:

That a letter be sent to the new Minister for Sustainable Natural Resources reconfirming the content of the previous letter sent under signature of the General Manager, that is, to continue funding of the Tweed River Committee at 100% subsidy in accordance with the terms of the original agreement.

Director's Recommendation:

As per Committee's recommendation.

7. Apparent Illegal Use of Tweed River and Riparian Areas

Tweed River Committee

Committee Recommendation:

That Council and the DSNR investigate the apparent unapproved works undertaken on the banks of the Tweed River on property owned by Mr Lamaire.

Director's Recommendation:

As per Committee's recommendation.

5. Fingal Peninsular Wetland Rehabilitation

Fingal Peninsular

Committee Recommendation:

That Council organise the erection of signs advising the restrictions on four wheel drive use in this area be installed as a matter of urgency, and further, that a Development Application be re-submitted to allow implementation of the Fingal Peninsular Wetland Rehabilitation Project.

Director's Recommendation:

As per Committee's recommendation.

Reports from Committees/Working Groups

8. SEA Stormwater Project - Report by Judith Mason and Grant Malcolmson
Stormwater Trust Grants

Committee Recommendation:

That the General Manager send a letter to the Stormwater Trust and other relevant Ministers expressing support for increased funding of the Stormwater Trust and alternative sources of funding for implementation of urban stormwater quality management plans.

Director's Recommendation:

As per Committee's recommendation.

12. Acid Sulfate Soil Hot Spots

Pollution – Acid Sulfate Soils

Committee Recommendation:

That the priority for treatment of Blacks Drain as an acid sulfate soil hot spot be put above others which are currently within the Catchment Blueprint.

Director's Recommendation:

As per Committee's recommendation.

Reports from Committees/Working Groups

MINUTES CIRCULATED TO COUNCILLORS WITH THIS AGENDA NOT REQUIRING A COUNCIL DECISION

- 5. Minutes of the Communication Committee Meeting held Thursday 3 April 2003**
 - 6. Minutes of the Regional Companion Animal committee Meeting held 10 April 2003**
 - 7. Minutes of the Public Transport Working Group Committee Meeting held Friday 28 March 2003**
-

Reports from Committees/Working Groups

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Orders of the Day

1. Notice of Rescission - Cr Lawrie, Cr Beck and Cr Brinsmead

Development Application DA02/1137 for Multi-Dwelling Housing Comprising 2 x 4 Bedroom and 1 x 2 Bedroom Units at Lot 16, Sec 4, DP 31209, No 11 Cypress Crescent, Cabarita Beach

DA02/1137 Pt1; Notice of Rescission

That Council resolution at Minute No 283 in relation to Item 4 of the Meeting held 16 April 2003 being:-

".....that Development Application DA02/1137 for multi-dwelling housing comprising 2 x 4 bedroom and 1 x 2 bedroom units at Lot 16, Sec 4, DP 31209, No 11 Cypress Crescent, Cabarita Beach be refused for the following reasons:

- 1. The proposal is an overdevelopment of the site.*
- 2. The proposal is inconsistent with the objectives of the 2(a) Low Density Residential zone.*
- 3. The proposal does not comply with Clause 51A of Tweed Local Environmental Plan 2000 in that the area of the lot is less than the area required in this Clause for 3 dwellings.*
- 4. The proposal is inconsistent with Clause 36 of Tweed Local Environmental Plan 2000.*
- 5. The proposal does not comply with Clause 32B of the North Coast Regional Environmental Plan 1988 in terms of coastal erosion and overshadowing of a beach or foreshore.*
- 6. The site located within a Coastal Erosion Zone is unsuitable for a development of this magnitude.*
- 7. The proposal is not in the public interest.*

be rescinded."

2. Notice of Rescission - Cr Lawrie, Cr Beck and Cr Brinsmead

Development Application DA02/1815 for a Managers Residence at Lot 1, DP 873622, No 515 Carool Road, Carool

DA02/1815 Pt1; LN: 39879; Notice of Rescission

That Council resolution at Minute No 285 in relation to Item 3 of the Meeting held 16 April 2003 being:-

".....that Development Application DA02/1815 for a managers residence at Lot 1, DP 873622, No 515 Carool Road, Carool be refused for the following reasons:

Orders of the Day

1. *The application does not satisfy a primary objective of the zone, as detailed in Clause 11 of Tweed Local Environmental Plan 2000, which reads as follows:
“to protect rural character and amenity”*
2. *The application does not satisfy the requirements of Clause 8 (1) (b) Consent Considerations of Tweed Local Environmental Plan 2000;*
3. *The proposed managers residence is not considered to be ancillary to the existing pet motel;*
4. *The necessity for a separate driveway access is unsuitable;*
5. *The proposed location of the manager’s residence is unsuitable;*
6. *The managers residence will appear as an independent building with no connection to the southern portion of the allotment;*
7. *The application will create an unwarranted and undesirable precent for other properties within the Shire; and*
8. *The application is not in the public interest.*

be rescinded."

3. Notice of Motion - Cr Youngblutt

Cudgen Creek

Government Grant-Boat Ramps; Water; Cudgen Creek; Notice of Motion

That:-

1. Cudgen Creek be rehabilitated to a navigatable condition for small craft from the mouth up to and beyond the boat ramp.
 2. The spur wall on the southern training wall be removed.
 3. The General Manager be asked to contact relevant Government departments regarding this project and our Local Member, Mr Neville Newell, for his assistance in obtaining Government funding.
-

4. Notice of Motion - Cr Lawrie

Seaside City

GT1/LEP/2000/3 Pt9; LEP 2000/3; Notice of Motion

That:

- a) In view of:
 - i) Council’s resolution of 19 February 2003;

Orders of the Day

- ii) the General Manager's letter to the Director General, Department of Local Government dated 20 February 2003;
 - iii) the receipt by Council of the outstanding material from the McInnes Group on 25 February 2003;
 - iv) the General Manager's further letters to the Director General, Department of Local Government dated 10 April 2003 and 14 April 2003; and
 - v) no response from the Director General, Department of Local Government;
- b) Council hereby directs the completion forthwith of the Local Environmental Study by its officers for adoption by Council and immediate submission thereafter to PlanningNSW.
-

Orders of the Day

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