



TWEED
SHIRE COUNCIL

Chair: Tr K Milne

Trustees: G Bagnall (Deputy Chair)
C Byrne
B Longland
W Polglase
P Youngblutt

Agenda

Tweed Coast Reserve Trust Meeting Thursday 18 February 2016

held at Murwillumbah Cultural and Civic Centre
commencing at 5.00pm

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Items for Consideration of the Trust:

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CONFIRMATION OF MINUTES

- 1 [CONMIN-TCRT] Confirmation of Minutes of Tweed Coast Reserve Trust Meeting held Thursday 10 December 2015

SUBMITTED BY: Corporate Governance



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.2 Improve decision making by engaging stakeholders and taking into account community input
 - 1.2.2 Decisions made relating to the allocation of priorities will be in the long-term interests of the community
-

SUMMARY OF REPORT:

The Minutes of the Ordinary Tweed Coast Reserve Trust Meetings held Thursday 10 December 2015 are attached for information and adoption by the Trust.

RECOMMENDATION:

That the Minutes of the Ordinary Tweed Coast Reserve Trust Meetings held Thursday 10 December 2015 be adopted as a true and accurate record of proceedings of that meeting.

REPORT:

As per Summary.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice Version 2.5.

b. Budget/Long Term Financial Plan:

Not applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

*To view any "**non confidential**" attachments listed below, access the meetings link on Council's website www.tweed.nsw.gov.au or visit Council's offices at Tweed Heads or Murwillumbah (from Friday the week before the meeting) or Council's libraries (from Monday the week of the meeting).*

Attachment 1 Minutes of the Ordinary Tweed Coast Reserve Trust Meeting held Thursday 10 December 2015 (ECM3893488).

REPORTS FROM DIRECTOR ENGINEERING

2 [E-TCRT] Proposed Sewer Main at Market Park, Pottsville

SUBMITTED BY: Design

Valid



Strengthening the Economy

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 3 Strengthening the Economy
 - 3.4 Provide land and infrastructure to underpin economic development and employment
 - 3.4.3 Manage Council business enterprises to provide economic stimulus and maximise returns to the community
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SUMMARY OF REPORT:

Tweed Shire Council proposes to construct a new gravity sewer main within Market Park, Pottsville. The site is described as Lot 7069 DP 1113590 which forms part of the Tweed Coast Reserve R1001008. The proposed works are required to facilitate the upgrade of the Pottsville South Holiday Park which was previously approved under development consent DA14/0258.

An existing sewer connection to the holiday park currently runs through Market Park, however, this gravity main has insufficient grade and contains a 'dip' which makes it subject to regular blockage. The proposed sewer main would replace the existing main and provide the correct grade. Both the existing and the proposed new main are 150mm dia.

Works for the construction of the new sewer main are scheduled to commence in May 2016 and would extend for a duration of approximately two to three weeks. These works would be undertaken by contractors (to be appointed) as a component of the broader upgrade works at the adjacent Pottsville South Holiday Park.

Market Park forms part of the Tweed Coast Reserve R1001008 and therefore the proposed works necessitate an approval for work on Crown Land issued under the Crown Lands Act 1989. The purpose for this reserve is identified as being for public recreation and coastal environmental protection.

It is recommended that the Tweed Coast Reserve (R1001008) Trust provide its consent as landowner for making an application for works on Crown Land for which it is the appointed trustee.

In addition, it is recommended that the Tweed Coast Reserve (R1001008) Trust issue a licence for temporary access onto the land to undertake the approved works.

RECOMMENDATION:

That The Tweed Coast Reserve Trust:

- 1. Provides consent as land owner for the making of an application for works on Crown Land for which it is the appointed trustee in relation to works within Lot 7069 DP 1113590 which forms part of the Tweed Coast Reserve R1001008.**
- 2. Issues a licence for temporary access onto the land to undertake the approved works.**

REPORT:

Tweed Shire Council proposes to construct a new gravity sewer main within Market Park, Pottsville. The site is described as Lot 7069 DP 1113590 which forms part of the Tweed Coast Reserve R1001008. The proposed works are required to facilitate the upgrade of the Pottsville South Holiday Park which was previously approved under development consent DA14/0258.

An existing sewer connection to the holiday park currently runs through Market Park, however, this gravity main has insufficient grade and contains a 'dip' which makes it subject to regular blockage. The proposed sewer main would replace the existing main and provide the correct grade. Both the existing and the proposed new main are 150mm dia.

Specifically, the disturbance footprint would be approximately 80m in length running between the existing sewer manhole PV/4 located within the road pavement of the eastern parking lane of Phillip Street and the rear of the existing amenities building at the northern end of the Pottsville South Holiday Park.

Works for the construction of the new sewer main are scheduled to commence in May 2016 and would extend for the duration of approximately two to three weeks. These works would be undertaken by contractors (to be appointed) as a component of the broader upgrade works at the adjacent Pottsville South Holiday Park.

The proposed works are permissible without consent under Part 3, Division 18 (Sewerage Systems), Clause 106 of the State Environmental Planning Policy (Infrastructure) 2007. Clause 106(3) states that "*Development for the purpose of sewage reticulation systems may be carried out by or on behalf of a public authority without consent on any land*". Under Clause 105, a reference to development for the purposes of a sewage reticulation system includes a reference to development for the purposes of "*pipelines and tunnels*".

Market Park forms part of the Tweed Coast Reserve R1001008 and therefore the proposed works necessitate an approval for work on Crown Land issued under the Crown Lands Act 1989. The purpose for this reserve is identified as being for public recreation and coastal environmental protection.

It is recommended that the Tweed Coast Reserve (R1001008) Trust provide its consent as landowner for making an application for works on Crown Land for which it is the appointed trustee.

In addition, it is recommended that the Tweed Coast Reserve (R1001008) Trust issue a licence for temporary access onto the land to undertake the approved works.

OPTIONS:

The options for consideration of the Tweed Coast Reserve (R1001008) Trust appear to be as follows:

1. Provide its consent as land owner for making an application for works on Crown Land for which it is the appointed trustee and issue a licence for temporary access onto the land to undertake the approved works.
2. Request additional information.
3. Refuse Tweed Shire Council's request to provide endorsement of the works.

CONCLUSION:

This report provides an outline of a proposed project by Tweed Shire Council requiring a licence for works on Crown Land from NSW Trade and Investment (Crown Lands) under the Crown Lands Act 1989. In order to obtain a licence for the works, NSW Trade and Investment (Crown Lands) require consent by the Tweed Coast Reserve (R1001008) Trust in its capacity as manager of part of the Crown Land, being Reserve R1001008 (Market Park).

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable.

b. Budget/Long Term Financial Plan:

Not Applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1. Plans for Pottsville South Holiday Park Upgrade (ECM 3936631).
