

**TWEED SHIRE COUNCIL PLAN
OUTSTANDING COUNCIL RESOLUTIONS**

Goal	Details	Update
Council Resolutions to be reported through the Business Paper		<i>No updates recorded</i>
→ 2016.09.15 C1 [GM-CM] Murwillumbah Railway Station	That Council: <ol style="list-style-type: none"> 1. Authorises the General Manager to enter into lease negotiations for the Murwillumbah Railway Station. 2. A report be bought back to a future Council meeting which includes the terms and conditions of the future potential lease. 	A report on future lease options will be considered more broadly as part of the Rail Trail project in accordance with the business case presented to the State and Commonwealth Governments which identified the need for complimentary tenancy of the Rail Trail to contribute to the ongoing maintenance of the infrastructure. A Heritage Application Grant has been submitted on 8 February 2019 to undertake works on the Murwillumbah Railway Station site. The heritage grant application was unsuccessful.
→ 2018.03.01 C2 [PR-CM] Unauthorised Works within Crown Road Reserve, Zara Road, Limpinwood	<p>REASON FOR CONFIDENTIALITY: This is subject to current legal investigations.</p> <p>Local Government Act This report is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -</p> <ol style="list-style-type: none"> 1. <i>advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.</i> <p>C 9 That Council, in respect of the current legal investigations relating to the unauthorised works within the Crown Road at Zara Road Limpinwood:</p> <ol style="list-style-type: none"> 1. 4. Council seeks further advice in regard to whether it is appropriate to issue a Notice of Intention to cease using the Crown Road Reserve. 	At its meeting of 1 August 2009, Council resolved the following: <i>"THAT Council, in respect of the current compliance matter with Mr John Fish resolves it wishes to continue with the terms of an agreement with Mr Fish relating to rectifying unauthorised works on Crown Road, off Zara Road Limpinwood:</i> <ol style="list-style-type: none"> 1. <i>Endorses and grants delegation to The Mayor, Councillor Katie Milne, Councillor Polglase and the General Manager to seek a meeting with Mr Fish and his representatives to negotiate a revised agreement on the next steps of this process, and related prosecution action in the Land and Environment Court."</i> A meeting was subsequently held at Council on 20 August 2019, and following a request made by Council's solicitors, the Land and Environment Court approved a further 6 month deferral of the current prosecution actions, and the terms of a corresponding revised agreement between Council and Mr Fish have been agreed to. Council is currently awaiting the lodgement of a development application by the owner in order to advance Council's resolved position. In the last month, Crown Lands has been in dialogue with Mr Fish.

→ 2018.05.17 15 [NOM] Options for Improved Land Management RESOLVED that:

1. Council officers bring back a report on options for securing land that would be suitable as offset stewardship sites under the Biodiversity Offset Scheme and how this could be funded and managed.
2. In the interim, the Mayor writes to the Local State Members for Lismore and Tweed Heads seeking State consideration for the acquisition of sites that have high biodiversity values for the addition to the National Park Estate and provide examples of such to the State Member.

Finalisation of the project report has been delayed awaiting the Plant Community Type mapping to be provided by the NSW Government.

→ 2018.11.15 C1 [PR-CM-CON] Works at Lot 136 DP 755724 Boormans Road, Limpinwood

REASON FOR CONFIDENTIALITY:

Local Government Act

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

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That:

1. Council defers this item to seek the following further investigations and provide updated advice including on:
 - (a) the North East Forest Alliance Audit report,
 - (b) previous complaints to Council from the neighbours in the immediate vicinity,
 - (c) further investigation of the recent activities in question and the history of logging on the property including:
 - (i) interviews with the neighbouring complainants,
 - (ii) more detailed historical aerial imagery if available,
 - (iii) other relevant documents that may practically assist in establishing the extent of historical logging on the property, such as tax and transaction records of the parties involved including the transport and receiving parties.
 - (iv) other relevant documents that may practically assist in establishing the extent of the recent level of logging activity in question on the property, such as tax and transaction records of the parties involved including the transport and receiving parties.

2. A further report be brought back to Council once these additional investigations and advice have been completed.

At its meeting of 1 August 2009, Council resolved the following:

"THAT Council, in respect of the current compliance matter with Mr John Fish resolves it wishes to continue with the terms of an agreement with Mr Fish relating to rectifying unauthorised works on Crown Road, off Zara Road Limpinwood:

1. *Endorses and grants delegation to The Mayor, Councillor Katie Milne, Councillor Polglase and the General Manager to seek a meeting with Mr Fish and his representatives to negotiate a revised agreement on the next steps of this process, and related prosecution action in the Land and Environment Court."*

A meeting was subsequently held at Council on 20 August 2019, and following a request made by Council's solicitors, the Land and Environment Court approved a further 6 month deferral of the current prosecution actions, and the terms of a corresponding revised agreement between Council and Mr Fish have been agreed to. Council is currently awaiting the lodgement of a development application by the owner in order to advance Council's resolved position.

In the last month, Crown Lands has been in dialogue with Mr Fish.

→ 2019.04.17 11 [PR-CM] Helipads and Heliports - Management of Noise

Deferred for a workshop to discuss key issues surround assessment & regulation of noise associated with helipads and heliports.

Report being prepared for December 2019 meeting.

<p>→ 2019.06.20 19 [CNR-CM] Wyuna Road Community Land Foreshore Management</p>	<p>RESOLVED that this item be deferred for a further Workshop between Councillors, staff and the residents of Wyuna Road.</p>	<p>The Council workshop with residents was held on 12 September with a Council report to be forwarded to the December meeting following staff consideration of funding options for ongoing maintenance of any works.</p>
<p>→ 2019.08.15 29 [SCE-CM] Koala Beach Wildlife and Habitat Management Committee</p>	<p>RESOLVED that:</p> <ol style="list-style-type: none"> 1. This report be deferred until a further in depth engagement with the community is undertaken; 2. A community engagement officer is allocated the role of managing the process. 	<p>A community engagement plan is in development with a Koala Beach resident information event to be held before the end of the year.</p> <p>A Koala Beach community event has been organised for Saturday, 30 November 2019 to allow councillors and the community to attend, as well as key staff. A report will be prepared for the February council meeting.</p>
<p>→ 2019.09.05 PC 05 [PR-PC] Rural Land Strategy - Response to Public Exhibition and Final Draft for Adoption</p>	<p>RECOMMENDED that this item be deferred for a facilitated Workshop to discuss the draft Rural Land Strategy as attached to this report as previously resolved at the Council meeting of 15 August 2019 (ie., comprising a maximum of three representatives from each of the Combined Tweed Rural Industries Association, Tweed Rural Sustainable Alliance and Tweed Canegrowers Association to discuss the way forward with the Rural Land Strategy) and that in addition Council also invites the Department of Planning, Industry and Environment, the Department of Primary Industries and 3 representatives from the Tweed Fruit and Vegetable Growers Association.</p>	<p>At its meeting of 5 September 2019 Council resolved the following:</p> <p>That this item be deferred for a facilitated Workshop to discuss the draft Rural Land Strategy as attached to this report as previously resolved at the Council meeting of 15 August 2019 (ie., comprising a maximum of three representatives from each of the Combined Tweed Rural Industries Association, Tweed Rural Sustainable Alliance and Tweed Canegrowers Association to discuss the way forward with the Rural Land Strategy) and that in addition Council also invites the Department of Planning, Industry and Environment, the Department of Primary Industries and 3 representatives from the Tweed Fruit and Vegetable Growers Association.</p> <p>The General Manager has since written to the NSW Department of Planning, Industry and Environment seeking available dates for their staff to attend a facilitated Workshop. The Department is still considering available dates.</p>