

**TWEED SHIRE COUNCIL
MEETING TASK SHEET**

Action Item - COUNCIL MEETING Thursday, 19 July 2018

Action is required for Item **37** as per the Council Resolution outlined below.

TITLE: [SUB-TCWC] Minutes of the Tweed Coast and Waterways Committee meeting held Wednesday 13 June 2018

**Cr C Cherry
Cr K Milne**

PROPOSED that:

1. The Minutes of the Tweed Coast and Waterways Committee meeting held Wednesday 13 June 2018 be received and noted; and
2. The Executive Leadership Team's recommendation be noted as follows:

GB3.Funding for Environmental Projects

That Council considers its previously resolved position and if required, a workshop could be facilitated to consider the 23 January 2014 report.

3. Council requests a workshop to be held advising which neighbouring Councils currently have an environmental levy, how many of the coastal councils across NSW have environmental levies, what amount of funds a comparable levy would generate and the type of projects could be facilitated by this levy.

The Motion was **Lost**

FOR VOTE - Cr C Milne, Cr C Cherry, Cr R Cooper

AGAINST VOTE - Cr W Polglase, Cr J Owen, Cr P Allsop, Cr R Byrnes

**Cr P Allsop
Cr R Cooper**

RESOLVED that the Minutes of the Tweed Coast and Waterways Committee meeting held Wednesday 13 June 2018 be received and noted.

The Motion was **Carried**

FOR VOTE - Cr C Cherry, Cr W Polglase, Cr J Owen, Cr R Cooper, Cr P Allsop, Cr R Byrnes

AGAINST VOTE - Cr C Milne

TITLE: [SUB-TCWC] Minutes of the Tweed Coast and Waterways Committee meeting held Wednesday 13 June 2018

SUBMITTED BY: Natural Resource Management

mhm



Leaving a Legacy
Looking out for future generations

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

1	Leaving a Legacy
1.1	Natural Resource Management
1.1.3	Coastal Management - To protect and manage the use and quality of the Tweed's beaches and foreshores.

ROLE: Collaborator

SUMMARY OF REPORT:

The minutes of the Tweed Coast and Waterways Committee meeting held Wednesday 13 June 2018 are reproduced in the body of this report for the information of Councillors.

RECOMMENDATION:

That:

- 1. The Minutes of the Tweed Coast and Waterways Committee meeting held Wednesday 13 June 2018 be received and noted; and**
- 2. The Executive Leadership Team's recommendation be adopted as follows:**

GB3.Funding for Environmental Projects

That Council considers its previously resolved position and if required, a workshop could be facilitated to consider the 23 January 2014 report.

REPORT:

The minutes of the Tweed Coast and Waterways Committee meeting held Wednesday 13 June 2018 are reproduced as follows for the information of Councillors.

Venue:

Canvas & Kettle Meeting Room

Time:

9.00am

Present:

Rhonda James (Chair); Cr Katie Milne; Cr Chris Cherry; Carl Cormack; Bill Fenelon; Bill Hoskins; David Cranwell; Hamish Brace; John Harbison; Lindy Smith; Robert Quirk; Sam Dawson; Peter Comerford; Bruce Peate; Rory Curtis (guest); Tony Vass (guest); Ian Berger; Jane Lofthouse; Tom Alletson; Marama Hopkins.

Apologies:

Ben Fitzgibbon; Pat Dwyer; Tracey Stinson; Stewart Brawley.

Minutes of Previous Meeting:

Moved: Robert Quirk

Seconded: Lindy Smith

RESOLVED that the Minutes of the Tweed Coast and Waterways Committee meeting held 11 April 2018 be accepted as a true and accurate record of the proceedings of that meeting.

Business Arising:**1. Terranora Yabbies Investigation:**

Further to ongoing discussion on the DPI Fisheries investigation into the impact of tour vessel operations on yabby populations, Tom advised that:

- The study would be released in July and would include meetings between DPI and stakeholders
- John Clarke has advised that he is not happy with the methodology
- Hopefully results of the investigation and further advice from DPI would be brought to the next Committee meeting

Agenda Items:**1. Presentation by Tweed River Users**

Tony Vass and Rory Curtis from the Tweed River Users Inc (TRU) addressed the Committee on matters related to operation of towing vessels and the preparation of the Tweed Estuary Coastal Management Program (CMP).

A number of matters were raised which included:

- TRU complimented Council on the preparation of the CMP and its supporting studies.
- TRU recommends that there be a detailed on water survey of vessel numbers
- TRU recommends that the term Wake Enhanced Activity be used to describe and discriminate between uses, noting that the term, 'wake boarding' is not accurate to

describe a potentially undesirable river use as it does not describe the vessel or the wake.

- TRU advised that they do not support the character zones and towing restrictions recommended in the CMP and consider them to be unnecessary and having potential to increase risk to river users.
- Educational material being distributed by the group was supplied which includes advice on how to be a responsible river user when towing.
- TRU recommends that there be an economic study on impact of character zones proposed in the CMP - cost benefit analysis.
- TRU suggests that conflict on the river doesn't actually exist at a significant level, and used findings from the community survey report to support the case.
 - It was advised that a new RMS Maritime Safety Regulation had been released.
 - Advised that downstream of the Barneys Point bridge is a good area for wake enhanced activities.
 - TRU recommended that the CMP include an action for RMS to employ a Boating Safety Officer for the Tweed.

2. Tweed River Estuary Coastal Management Program Update

Tom advised that there has been no real progress with the CMP since the April meeting. NSW agencies have been issued with a copy of the pre-exhibition draft with a request for comment, prior to it going on public exhibition. No response has been received from agencies as of the June TCWC meeting. Council is still trying to get confirmation of the appropriate methodology for tidal inundation mapping through OEH.

The current desired timeline for completion of the project is:

- Receipt of NSW agency comment by early July
- Provision to Hydrosphere consulting for document revision through July
- Re-issue of draft to Council early to mid- August
- Issue to TCWC for review prior to 12 September meeting in late-August
- Draft CMP sent to Council meeting of 25 October (reports due 8 October) with recommendation for public exhibition
- Public exhibition for 60 days through November and December
- Document finalisation in early 2019

If agency comment is not received within sufficient time to get the document issued to the Committee prior to the September meeting, due to Council meeting timing and the undesirability of exhibiting over Christmas, public exhibition may be delayed until 2019.

3. Coastal Management SEPP

Mark Kingston provided a presentation overview of the new Coastal Management State Environmental Planning Policy (SEPP) and the 'Coastal Management Areas', which are mapped areas of vegetation, vulnerability, use and environment. It was noted that there are significant additional/extended mapped areas of littoral rainforest and coastal wetland in Tweed Shire that were identified through the process of preparing the mapping for submission to the Department of Planning. Some small inaccuracies, for example areas of lawn mapped as wetland, are currently being amended at the request of Planning. Future amendments or changes will require Council to do a formal Planning Proposal.

4. Mooball Creek Retaining Wall Replacement

Matt Lee provided an overview of Council's need to replace a log retaining wall on the bank of Mooball Creek at Pottsville. It was advised that the preferred option was to replace the existing log structure with a rock revetment. It was noted that initial plans were to replace the existing log wall with a similar structure, but this has been revised due to concerns with

the longevity of the log structure, and the very high cost of materials and construction with an appropriately designed log option.

It has been estimated that a rock structure can be completed, with stairs, for approximately \$45,000, but that a properly designed and constructed log wall using appropriate grade timber would be approximately \$155,000. Tom noted that Council has a significant number of erosion and access control problems that it is trying to manage with a limited budget, and that while use of rock in a natural environment is always a last resort, it has better environmental performance than concrete, and would be consistent with other public foreshores.

David Cranwell, representing the Pottsville Community Association, advised that a rock revetment wall was not supported by the Association, and that either timber or large concrete blocks similar to the caravan park retaining wall should be considered. Loose rocks being displaced and the aesthetics of a rock revetment were the concerns raised.

It was agreed that some more detail on the cost of using large concrete blocks similar to the caravan park would be brought back to next meeting. Tom noted that he could not support large concrete blocks and that NSW DPI Fisheries had recently provided written advice on a similar matter, stating that they would not support vertical concrete seawalls.

5. Hastings Aquatic Reserve

Tom tabled a copy of a letter received from Minister Niall Blaire in response to Council's request for advice on how to nominate the Hastings Point rocky shore as an aquatic reserve. The letter of reply stated in summary that such a proposal would not be supported by the Department, within the context of NSW Marine Estate management reforms and the existing network of protected marine areas. It was decided to send a copy of both Council's and the Minister's letter to Ted Brambleby and Kerrie Trees at the Hastings Point Marine Education Centre and ask for feedback.

General Business:

GB1. Kingscliff CZMP

Jane provided brief updates on a number of matters including:

- The Kingscliff CZMP is with the Minister for the Environment for certification.
- A report and recommendations on off leash dog beaches will go to Council in August.
- The Tweed Coastline CMP will be the next initiative of the Coastal Program.

GB2. Chinderah Sand Quarry

Robert Quirk discussed the Chinderah sand quarry and consultation held between the owners and the cane industry. It was recommended that consideration be given to the final use of the site.

GB3. Funding for Environmental Projects

Rhonda James raised the matter of funding for environmental projects and questioned whether or not the Committee should review the potential for an environmental levy, updating itself on current possibilities, as related to levies recently introduced by Lismore and Ballina Councils.

Moved: Sam Dawson

Seconded: Lindy Smith

RECOMMENDATION:

That Council requests staff to prepare a report on the potential for Council to introduce an environmental levy.

GB4. Wooyung Road Corner

The matter of rocks blocking access into road reserve and bush land at the corner of the Tweed Coast Road and Old Coast Road (opposite caravan park at Wooyung) was raised. Tom advised that he would request it be inspected and reinforced if possible.

GB5. Mooball Creek erosion

Cr Cherry requested an update on timing to complete erosion control works on Tweed Coast Road near Black Rocks.

GB6. Clearing of sedge and reeds in agricultural land adjacent to Motorway

Cr Cherry requested information on this matter; Tom advised that it had been reported to the EPA and would forward advice.

Next Meeting:

The next meeting of the Tweed Coast and Waterways Committee will be held Wednesday 12 September 2018.

The meeting closed at 12:30

EXECUTIVE LEADERSHIP TEAM COMMENTS:

GB3.Funding for Environmental Projects

Council at its meeting of 23 January 2014 considered a report on introducing an Environmental Levy for 10 years at a rate of 1% with funds to be directed to riverbank stabilisation of the Tweed River. Council resolved:

- 1. Proceeds to include information on a proposed 2015/2016 Environmental Levy in the 2014/2015 Integrated Planning and Reporting process based on the Tweed River Bank Management Project, funded by an ordinary rate increase of 1% for a period of 10 years.***
- 2. Consults with the community on the alternatives as detailed within this report.***

Subsequently a rescission motion was lodged as follows:

44 [NOR-Cr W Polglase, Cr G Bagnall, Cr C Byrne] Environmental Levy 2015/2016

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***Cr W Polglase
Cr K Milne***

RESOLVED the resolution at Minute Number 50 of the Ordinary Council meeting held 23 January 2014 at Item b35 [TCS-CM] Environmental Levy 2015/2016 being:

" that Council:

1. *Proceeds to include information on a proposed 2015/2016 Environmental Levy in the 2014/2015 Integrated Planning and Reporting process based on the Tweed River Bank Management Project, funded by an ordinary rate increase of 1% for a period of 10 years.*
2. *Consults with the community on the alternatives as detailed within this report."*

be rescinded

*The Motion was **Carried***

FOR VOTE - Cr P Youngblutt, Cr W Polglase, Cr K Milne, Cr B Longland, Cr M Armstrong

AGAINST VOTE - Cr G Bagnall, Cr C Byrne

EXECUTIVE LEADERSHIP TEAM'S RECOMMENDATIONS:

GB3. Funding for Environmental Projects

That Council consider its previously resolved position and if required a workshop could be facilitated to consider the 23 January 2014 report.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice.

Terms of Reference - adopted by Council at its meeting on 17 November 2016 - Minute No. 517 (ECM 4316118).

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:

Nil.
