



TWEED
SHIRE COUNCIL

Mayor: Cr K Milne

Councillors: P Allsop
R Byrnes
C Cherry (Deputy Mayor)
R Cooper
J Owen
W Polglase

Agenda

Ordinary Council Meeting Thursday 6 December 2018

held at

**Harvard Room, Tweed Heads Administration Building,
Brett Street, Tweed Heads**

commencing at the conclusion of the Planning Committee meeting
which commences at 5.30pm.

Principles for Local Government

The object of the principles for Tweed Shire Council, as set out in Section 8 of the Local Government Amendment (Governance and Planning) Bill 2016, is to provide guidance to enable council to carry out its functions in a way that facilitates a local community that is strong, healthy and prosperous.

Guiding Principles for Tweed Shire Council

(1) Exercise of functions generally

The following general principles apply to the exercise of functions by Tweed Shire Council:

- (a) Provide strong and effective representation, leadership, planning and decision-making.
- (b) Carry out functions in a way that provides the best possible value for residents and ratepayers.
- (c) Plan strategically, using the integrated planning and reporting framework, for the provision of effective and efficient services and regulation to meet the diverse needs of the local community.
- (d) Apply the integrated planning and reporting framework in carrying out their functions so as to achieve desired outcomes and continuous improvements.
- (e) Work co-operatively with other councils and the State government to achieve desired outcomes for the local community.
- (f) Manage lands and other assets so that current and future local community needs can be met in an affordable way.
- (g) Work with others to secure appropriate services for local community needs.
- (h) Act fairly, ethically and without bias in the interests of the local community.
- (i) Be responsible employers and provide a consultative and supportive working environment for staff.

(2) Decision-making

The following principles apply to decision-making by Tweed Shire Council (subject to any other applicable law):

- (a) Recognise diverse local community needs and interests.
- (b) Consider social justice principles.
- (c) Consider the long term and cumulative effects of actions on future generations.
- (d) Consider the principles of ecologically sustainable development.
- (e) Decision-making should be transparent and decision-makers are to be accountable for decisions and omissions.

(3) Community participation

Council should actively engage with the local community, through the use of the integrated planning and reporting framework and other measures.

Items for Consideration of Council:

ITEM	PRECIS	PAGE
	CONFIRMATION OF PLANNING COMMITTEE MINUTES	5
1	[CONMIN-CM] Adoption of the Recommendations of the Planning Committee Meeting held Thursday 6 December 2018	5
	REPORTS THROUGH THE GENERAL MANAGER	7
	REPORTS FROM THE GENERAL MANAGER	7
2	[GM-CM] Tweed Hospital Location	7
3	[GM-CM] Draft Filming Policy, Version 1.0	12
	REPORTS FROM THE DIRECTOR PLANNING AND REGULATION	20
4	[PR-CM] Cobaki Deed of Agreement	22
5	[PR-CM] Sponsorship of Planning Institute of Australia (PIA) Congress on Gold Coast - May 2019	26
	REPORTS FROM THE DIRECTOR ENGINEERING	31
6	[E-CM] Tweed Road Development Strategy Endorsement	31
7	[E-CM] Landowners Consent - Development Application for a Telecommunications Facility at Lot 1 DP 528102 No. 47 Terranora Road, Banora Point	37
8	[E-CM] RFO2018129 Provision of Manual Traffic Control Services	47
9	[E-CM] RFO2018117 Rehabilitation of Gravity Sewerage Reticulation Mains	52
	CONFIDENTIAL ITEMS FOR CONSIDERATION	56
	REPORTS THROUGH THE GENERAL MANAGER IN COMMITTEE	56
	REPORTS FROM THE DIRECTOR PLANNING AND REGULATION IN COMMITTEE	56
C1	[PR-CM] DA03/0445.03 Legal Advice after Land and Environment Court Judgement for No. 477 Urliup Road, Urliup	56
C2	[PR-CM] Compliance Update DA06/0603 at Lot 121 DP 1111869 No. 101 Bryens Road, Nobbys Creek	57
C3	[PR-CM] Compliance Update DA05/0995 and DA16/0579, Mount Warning Spring Water, 2574 Kyogle Road, Kunghur	58
C4	[PR-CM] Illegal Land Use and Ongoing Barking Dog Complaints	59

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CONFIRMATION OF PLANNING COMMITTEE MINUTES

1 [CONMIN-CM] Adoption of the Recommendations of the Planning Committee Meeting held Thursday 6 December 2018

SUBMITTED BY: Corporate Governance

nhm



Making decisions with you
We're in this together

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Making decisions with you
- 2.2 Engagement
- 2.2.4 Councillor and Civic Business - To provide assistance to Councillors and support for Council to operate within its legal framework.

ROLE: **Leader**

SUMMARY OF REPORT:

The recommendations of the Ordinary Planning Committee Meeting held Thursday 6 December 2018 require their adoption by Council for the resolutions to be acted upon.

RECOMMENDATION:

That the recommendations of the Ordinary Planning Committee Meeting held Thursday 6 December 2018 be adopted.

REPORT:

As per Summary.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice.

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).*

Nil.

REPORTS THROUGH THE GENERAL MANAGER

REPORTS FROM THE GENERAL MANAGER

2 [GM-CM] Tweed Hospital Location

SUBMITTED BY: General Manager

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Making decisions with you
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LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Making decisions with you
- 2.2 Engagement
- 2.2.4 Councillor and Civic Business - To make informed decisions in the best interest of the community.

ROLE: **Leader**

SUMMARY OF REPORT:

At the Council Meeting of 19 April 2018 an urgent Mayoral Minute was considered in relation to the Tweed Hospital Location. A number of actions were resolved by Council in relation to this report, including that, *Given the community concerns, the Mayor writes to the State Government to request in the strongest terms reconsideration of the proposed location for the new hospital to exclude State Significant Farmlands, and include Council and the community in a comprehensive site selection process.*

The Mayor wrote to Minister Hazard MP, Minister for the Health and Minister for Medical Research on 26 April 2018. A response was received from the Minister's office in a letter dated 13 August 2018.

At the Council meeting of 20 September 2018 a further report was presented to Council on the Tweed Hospital Location noting the response from Minister Hazard. In relation to this report, Council resolved that:

- "1. *Council notes that contrary to the Minister's advice, the information Council requested may not be included in the forthcoming Environmental Impact Statement for this development application as the draft SEARS in its current form, does not include any consideration of the bulk of the issues requested to be clarified by Council, particularly:*
 - a) *The social and economic impact on the Tweed Heads residents and businesses from the loss of their hospital,*

- b) *Impacts on the viability of the State Significant Farmlands of the Cudgen Plateau in context of the 500 hectares required for a viable area to qualify as SSF as advised in the North Coast Farmland Report 2005,*
 - c) *Impacts of urban sprawl down the Tweed Coast contrary to Council's planning framework and expressed community desire over many years,*
 - d) *Transparency of the preliminary studies, process and governance issues related to the decision making of this matter.*
2. *The Mayor:*
- a) *Writes to Minister Hazzard requesting in the most respectful terms that he reconsider his response in light of the expectation the local community has for comprehensive transparency and control of local planning powers, and the continued high level of angst caused by the lack of transparency and top down governance, and*
 - b) *Seeks further advice from Minister Hazzard to clarify what exactly is intended in his letter in regard to his reference to "consider planning scenarios around the hospital campus", and in particular what areas he is referring to, noting extreme concern if this was to include any further State Significant Farmland.*
 - c) *Writes to the NSW Planning Minister to request they involve the community in a comprehensive engagement process on the Tweed City Action Plan in a manner conducive to facilitating a community led rather than government led process, and advises the Minister that Council would object vehemently to Kingscliff being nominated as a regional city.*
 - d) *Writes to the NSW Premier to bring these matters to her attention and request her assistance to instil community faith back in this process."*

The Mayor wrote to the NSW Premier on 26 October 2018. A response was received from Jonathan O'Dea MP, Parliamentary Secretary to the Premier and Treasurer in a letter dated 13 August 2018. In the response, Mr O'Dea advised that, *the matter raised falls under the primary responsibility of the Hon Brad Hazzard MP, Minister for Health, it is appropriate that the Minister considers your correspondence and I have forwarded it accordingly.*

A copy of the letter from the Parliamentary Secretary to the Premier and Treasurer is attached for Council's information.

RECOMMENDATION:

That Council receives and notes the response from the Parliamentary Secretary to the Premier and Treasurer.

REPORT:

At the Council Meeting of 19 April 2018 an urgent Mayoral Minute was considered in relation to the Tweed Hospital Location. Council resolved that:

- "1. *Tweed Shire Council wholeheartedly welcomes a new hospital to be built in the Tweed Shire but does not support the proposed location at Kingscliff and notes the significant concerns being raised in the community including the:*
 - a) *Substantial loss of State Significant Farmland particularly in light of the previous losses of State Significant Farmland including at Area E Terranora, the Kingscliff TAFE and from part of the Kingscliff High School;*
 - b) *Potential for further flow on impacts on adjacent State Significant farmlands in the form of restrictions on farming practices such as noise, dust, sprays, and agricultural buffers, as well as potential shading of the farmlands from a multi storey hospital;*
 - c) *Potential for future losses on State Significant Farmland if/when the hospital expands as the population grows;*
 - d) *Impact of increased travel distances for residents in the high population areas of Tweed Heads, particularly elderly residents who may have bought into properties to be close to the existing hospital; and*
 - e) *Construction of a multistorey health facility that would set a precedent leading to unabated approvals for high density buildings that exceed the current three storey height limits at Kingscliff.*
2. *Given the community concerns, the Mayor writes to the State Government to request in the strongest terms reconsideration of the proposed location for the new hospital to exclude State Significant Farmlands, and include Council and the community in a comprehensive site selection process.*
3. *If the State Government does not agree to provide adequate community engagement Council will assist the community in their efforts to determine an alternative acceptable site for a new hospital."*

The Mayor wrote to Minister Hazard MP, Minister for the Health and Minister for Medical Research on 26 April 2018. A response was received from the Minister's office in a letter dated 13 August 2018.

At the Council meeting of 20 September 2018 a further report was presented to Council on the Tweed Hospital Location noting the response from Minister Hazard. In relation to this report, Council resolved that:

- "1. *Council notes that contrary to the Minister's advice, the information Council requested may not be included in the forthcoming Environmental Impact Statement for this development application as the draft SEARS in its current form, does not include any consideration of the bulk of the issues requested to be clarified by Council, particularly:*

- e) *The social and economic impact on the Tweed Heads residents and businesses from the loss of their hospital,*
 - f) *Impacts on the viability of the State Significant Farmlands of the Cudgen Plateau in context of the 500 hectares required for a viable area to qualify as SSF as advised in the North Coast Farmland Report 2005,*
 - g) *Impacts of urban sprawl down the Tweed Coast contrary to Council's planning framework and expressed community desire over many years,*
 - h) *Transparency of the preliminary studies, process and governance issues related to the decision making of this matter.*
2. *The Mayor:*
- e) *Writes to Minister Hazzard requesting in the most respectful terms that he reconsider his response in light of the expectation the local community has for comprehensive transparency and control of local planning powers, and the continued high level of angst caused by the lack of transparency and top down governance, and*
 - f) *Seeks further advice from Minister Hazzard to clarify what exactly is intended in his letter in regard to his reference to "consider planning scenarios around the hospital campus", and in particular what areas he is referring to, noting extreme concern if this was to include any further State Significant Farmland.*
 - g) *Writes to the NSW Planning Minister to request they involve the community in a comprehensive engagement process on the Tweed City Action Plan in a manner conducive to facilitating a community led rather than government led process, and advises the Minister that Council would object vehemently to Kingscliff being nominated as a regional city.*
 - h) *Writes to the NSW Premier to bring these matters to her attention and request her assistance to instil community faith back in this process."*

The Mayor wrote to the NSW Premier on 26 October 2018. A response was received from Jonathan O'Dea MP, Parliamentary Secretary to the Premier and Treasurer in a letter dated 13 August 2018. In the response, Mr O'Dea advised that, *the matter raised falls under the primary responsibility of the Hon Brad Hazzard MP, Minister for Health, it is appropriate that the Minister considers your correspondence and I have forwarded it accordingly.*

OPTIONS:

1. That Council receives and notes the response from Jonathan O'Dea MP, Parliamentary Secretary to the Premier and Treasurer.
2. That Council does not receive and note the response from Jonathan O'Dea MP, Parliamentary Secretary to the Premier and Treasurer.

CONCLUSION:

It is recommended that Council receives and notes the response from Jonathan O'Dea MP, Parliamentary Secretary to the Premier and Treasurer.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable

b. Budget/Long Term Financial Plan:

NIL

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1. Letter to NSW Premier Gladys Berejiklian MP
(ECM 5620930)

Attachment 2. Response from Jonathan O'Dea MP, Parliamentary
Secretary to the Premier and Treasurer (ECM 5634240)

3 [GM-CM] Draft Filming Policy, Version 1.0

SUBMITTED BY: Office of the General Manager

mhm



People, places and moving around
Who we are and how we live

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

3	People, places and moving around
3.1	People
3.1.7	Events - To develop, attract and support events that showcase the Tweed's unique characteristics and identity.

ROLE: **Leader**

SUMMARY OF REPORT:

At Council's meeting of 15 November 2018, it was resolved that this item be deferred to the next Council meeting to be held 6 December 2018.

The Local Government Act requires Council to comply with the Local Government Filming Protocol. At its meeting on 16 June 2009, Council adopted the Local Government Filming Policy, Version 1.0, which was the Local Government Filming Protocol verbatim.

In 2017 a major feature film production was filmed at Hastings Point for an extended period. At an Extraordinary Tweed Coast Reserve Trust meeting on Friday 30 June 2017 it was resolved, in part, for Screen NSW facilitate a Workshop, subsequent to the film, to develop a protocol for the future management of filming on the Hastings Point Headland.

Following engagement sessions with key stakeholders, instead of creating a new Policy specific to Hastings Point, it was determined that Council's Local Government Filming Policy, Version 1.0 be replaced with the draft Filming Policy, Version 1.0 and divided into two parts:

- Part A – Local Government Filming Protocol 2009
- Part B – Specific Filming Locations (Hastings Point Headland)

The draft Filming Policy, Version 1.0 was tabled at Council's meeting of Thursday 16 August 2018 where it was resolved that:

“Council places the draft Filming Policy, Version 1.0 on public exhibition for a period of 28 days, and accepts public submissions for a period of 42 days, as per Section 160 of the Local Government Act 1993.”

The draft Filming Policy, Version 1.0 was placed on public exhibition for 28 days, commencing Tuesday 28 August, with submissions accepted for 42 days up until 9 October 2018. Five public submissions were received and one submission from a Councillor.

RECOMMENDATION:

That Council forwards the draft Filming Policy, Version 1.0, as exhibited, to the Chief Executive of the Office of Local Government to be considered for adoption as a Filming Protocol in accordance with Section 119D of the Local Government Act, and also seek clarification of the provisions of the Exempt and Complying Development State Environmental Planning Policy with regard to filming activities as identified in this report.

REPORT:

Background

Filming in the Tweed is recognised as a significant driver and employer for the creative industries and offers a unique advantage for natural filming locations which range from dynamic mountain ranges, scenic rural vistas to reclusive beaches. However council wants to ensure the benefits of the Shire are maximised and that film producers consider their impact on the community, residents or businesses and that public safety and the environment is well protected.

As a result of this demand two major international film productions have been filmed at the Hastings Point locality over a two year period from 2015 to 2017. Despite Hastings Point's popularity it must be safeguarded as a sensitive natural location.

Council's Tweed Coast Reserve Trust reviewed the potential impact of the latest major film production which was filmed at Hastings Point prior to issuing a licence to the production company. As a result it was resolved to develop a protocol for the future management of filming on the Hastings Point Headland. On Friday 30 June 2017 Council and Screen NSW facilitated a Workshop and conducted several engagement sessions with key stakeholders to canvas the community's views in the development of the protocol.

Policy

Following engagement sessions with key stakeholders, instead of creating a new Policy specific to Hastings Point, it was determined that Council's Local Government Filming Policy, Version 1.0 be replaced with the draft Filming Policy, Version 1.0 and divided into two parts:

- Part A – Local Government Filming Protocol 2009
- Part B – Specific Filming Locations (Hastings Point Headland)

On 16 August 2018 Council reviewed the draft Filming Policy and subsequently resolved to place the draft Policy on public exhibition for 28 days, commencing 28 August 2018, with submissions accepted for 42 days up until 9 October 2018. This exhibition was conducted in accordance with s.160 of the Local Government Act for the Public notice and exhibition of draft local policy. It is important to note that this draft Policy does not constitute a land use policy under the Environmental Planning and Assessment Act.

During this period five public submissions were received and one submission from a Councillor.

Submissions

During the submissions period five public submissions and one councillor submission are summarised below along with Council officer comment:

No	Public Submission Summary	Officers Comment
1	<p>Sincerely thanks Council, Councillors and those staff involved in facilitating the stakeholder meetings, workshops and the subsequent formulation of the Draft Film Policy.</p> <p>Considers it is a very fair result that whilst allowing a realistic period and frequency for filmmaking is also appropriate in terms of maintaining the amenity and access for the pleasurable pursuits of the residents, ratepayers, campers and many thousands of day trippers who come to Hastings Point for a natural non-commercial experience.</p> <p>Hopes the policy avoids the exploitation of this unique headland for any length of time, especially during whale migration season.</p> <p>Thank you once again, we strongly support the Draft Film Policy as exhibited.</p>	<p>Submission acknowledged via email 5 October.</p> <p>Submission of support. No officer comment required.</p>
2	<p>Express strong support for the Draft Film Policy. Also congratulate all involved at Council for formulating this policy which truly reflects the opinion of the majority of locals who were affected by last year's filming on the Headland.</p>	<p>Submission acknowledged via email 5 October.</p> <p>Submission of support. No officer comment required.</p>
3	<p>The draft film policy for Hastings Point perfectly addresses the issues that filming in the shire presents and is similar to other policies in places like the Byron Shire. Film and advertising companies can always find alternatives but the preservation of the environment and also our tourism industry should take precedents over an industry that contributes far less to the region.</p>	<p>Submission acknowledged via email 5 October.</p> <p>Submission of support. No officer comment required.</p>
4	<p>Support the draft Film Protocol for Hastings Point. Thank staff involved with the preparation of this document for listening to the people of Hastings Point and the broader community. A fine example of community consultation working to the benefit of residents and visitors of Hastings Point.</p>	<p>Submission acknowledged via email 5 October.</p> <p>Submission of support. No officer comment required.</p>
5	<p>Draft protocol probably the best outcome we could hope for, it would still have been preferable that no high impact film sets are ever again allowed to be constructed on the environmentally sensitive Hastings Point headland, creek, beaches and woodlands. Provide a few general comments:</p> <p>The Community As part of the community consultation process the council and Screen NSW should in future improve the quality of the information that is supplied to the ratepayers, public and the press regarding the benefits of these films. The ratepayers would be interested in being provided with details of exactly how much the council was compensated by the film company for the time and effort put in by all the various council officers and employees involved. Council never did provide figures on the 2017 film.</p> <p>The Environment It would be helpful, in the interest of transparency, for the council to actually provide the ratepayers/public with details of an independent (non-government department) Environmental Assessment.</p>	<p>Submission acknowledged via email 5 October.</p> <p>The area has been defined to include the Crown Lands that form Hastings Point specifically. This area demonstrates the significant areas necessary for environmental and cultural preservation.</p> <p>This policy requires an extensive level of consultation that goes beyond what is required in other areas of NSW. It should remain the responsibility of the producers. However this Policy requires that Council be involved in providing input into the content of the message to the community.</p> <p>This Policy is a Local Policy under the Local Government Act. Policy relating to land uses comes under the Environmental Planning and Assessment Act.</p>

No	Public Submission Summary	Officers Comment
	<p>Perhaps for any future film sets the DA process could be made clearer as it appears there is one set of rules for big business, and another for the ratepayers.</p> <p>Presumably with the new clause in the film protocol regarding stopping "motorised vehicles" from accessing the beaches it will also apply to tractors, front end loaders, cranes, generator trucks, etc. such as the last film company took down on to the beach? If it doesn't, it should.</p> <p>If Council is going to approve these high impact film sets in a sensitive environmental area they do need to be monitored properly. Perhaps there could be more detail added to the protocol regarding this.</p> <p>Finally, the areas around Hastings Point including the headland are a sensitive and irreplaceable environment that is slowly being degraded. Unfortunately, film sets will still be built there, but hopefully in the future at least some of the Tweed Shire councilors and staff will see it as something more than just a money-making exercise for a few at the expense of the majority and not sell the place out as they did with the last high impact film.</p> <p>General Comments were made specific to the 2017 filming activities which were not included in this summary.</p>	<p>After a review of Council's Beach Vehicles Policy it is recommended that reference to motorised vehicles also be included in this Policy. It is the most appropriate place to express restrictions on vehicle types and uses on Tweed Beaches generally. It is recommended that Council updates the Beach Vehicles Policy to incorporate this amendment.</p> <p>General Council officers have previously responded to the queries raised on the 2017 filming activities.</p>

No	Councillor Submission Summary	Officers Comment
6	<p>Provided that total filming activity is for fewer than 30 days per year, no Development Application is required?</p> <p>Construction: Certain temporary structures and alterations or additions to buildings or works are now exempt development where the development is for the sole purpose of filming. This will apply only for short-term filming projects where the development will not remain in place for more than 30 days within a 12-month period.</p> <p>This has still failed to clarify whether filming activity includes set construction periods or when the area is first fenced off or only the actual days of filming etc. Clarification was sought from the department during the 2017 filming on this topic. Can we please clarify this in the new protocol with the advice received from the department?</p> <p>Also, I note the current filming protocol states that when adverse community impacts are predicted, such as early/ late operating hours, then Council is encouraged to impose a condition requiring filmmakers to get written approval from affected residents and or businesses, see below:</p> <p>In circumstances where council feels an early start or late finish will adversely affect residents or businesses, they are encouraged to impose a condition requiring the filmmakers to get written approval from affected residents or businesses.</p> <p>Therefore would it be possible to include this requirement in the Community Engagement section of the Management protocol please?</p>	<p>No Development Application is required for filming on public or private land if filming is fewer than 30 days. However a Filming and Photography Application is to be completed for public land, but no formal application to Council is required for filming on private land.</p> <p>This Policy is a Local Policy under the Local Government Act. Policy relating to land uses comes under the Environmental Planning and Assessment.</p> <p>Further clarification is needed on the interpretation of Codes SEPP. This could be requested as part of the referral to the Office of Local Government, as it was previously not clear in the advice provided by the Department of Planning and Environment.</p> <p>In terms of the proposal to seek community agreement of any change of days taken, it is considered that prior consultation is appropriate, but it is not practical to achieve agreement of all affected residents as they may have varying views.</p>

OPTIONS:

That Council:

1. a. Forwards this draft Policy to the Departmental Chief Executive of the Office of Local Government to be considered for adoption as a Filming Protocol in accordance with Section 119D of the Local Government Act.
- b. Updates the Beach Vehicle Policy to reference the filming of motorised vehicles (including off-road vehicles) for the purpose of advertisements and television commercials on Tweed Shire beaches.
2. Take no further action with this draft Policy, until the release of the updated Local Government Filming Protocol.

CONCLUSION:

The NSW Government is strongly supportive of the screen industry and to that end has developed the Local Government Filming Protocol to ensure that *“New South Wales remains film friendly while maintaining a proper balance between community and economic concerns.”*

Filming in the Tweed is recognised as a significant driver and employer for the creative industries and offers a unique advantage for natural filming locations which range from dynamic mountain ranges, scenic rural vistas to reclusive beaches. However it wants to ensure the benefits of the Shire are maximised and that film producers consider their impact on the community, residents or businesses and that public safety and the environment is well protected.

COUNCIL IMPLICATIONS:

a. Policy:

Local Government Filming Policy, Version 1.0 *to be replaced with* Filming Policy, Version 1.0

Beach Vehicle Policy, Version 1.2

Community Strategic Plan 2017-2027

Tweed Shire Events Strategy 2016-2020

Tweed Shire Economic Development Strategy 2014

Tweed Shire Council's Aboriginal Cultural Heritage Management Plan 2017

b. Budget/Long Term Financial Plan:

Applicants are charged licence fees in accordance with the Local Government Filming Protocol and Council's adopted Fees & Charges.

c. Legal:

NSW Land Rights Act 1983

Local Government Act 1993

Filming Related Legislation Amendment Act 2008

Local Government Filming Protocol 2009

State Environmental Planning Policy (Exempt and Complying Development Codes) 2008

d. Communication/Engagement:

Consult-We will listen to you, consider your ideas and concerns and keep you informed.

The draft Filming Policy, Version 1.0 was placed on public exhibition for 28 days, commencing Tuesday 28 August, with submissions accepted for 42 days up until 9 October 2018. Five (5) public submissions and one Councillor submissions was received and are summarised in the body of the report.

The exhibition period of the draft Policy was advertised in the Tweed Link on 28 August and 11 September 2018, and a copy of the draft Policy was available from Council's website.

Following consideration by Council of the draft Filming Policy, Version 1.0, it is to be forwarded to the Departmental Chief Executive Office of Office of Local Government for consideration and adoption as a filming protocol under the Local Government Act 1993, Section 119D – Applicable filming protocol:

- “(1) For the purposes of this Division, the applicable filming protocol in relation to a council is:*
- (a) the filming protocol, issued by the Departmental Chief Executive under this section, as in force from time to time, or*
 - (b) if the council has adopted a filming protocol and it has been approved by order in writing by the Departmental Chief Executive—that filming protocol.*

- (2) *The Departmental Chief Executive may, by order in writing, issue a filming protocol that includes any of the following:*
 - (a) *information about procedures for obtaining approvals for carrying out filming,*
 - (b) *guidelines or heads of consideration to be taken into account by councils in determining applications for approvals made in a filming proposal,*
 - (c) *codes of conduct for the carrying out of filming,*
 - (d) *provisions for determining fees for an application, and fees and charges for services related to an application, made in a filming proposal,*
 - (e) *any other matter related to filming.*
- (3) *The Departmental Chief Executive must not approve a filming protocol adopted by a council unless the Departmental Chief Executive is satisfied that it is comparable to the filming protocol issued by the Departmental Chief Executive.*
- (4) *Before issuing a filming protocol, or approving a filming protocol adopted by a council, the Departmental Chief Executive must consult with such persons or bodies as he or she considers appropriate for such period as he or she considers appropriate.*
- (5) *Except as provided by sections 119B (2A) and 119C (2A), a filming protocol has no effect to the extent that it is inconsistent with an express provision of an Act or statutory instrument.”*

Further review of the Policy will need to be undertaken upon the release of the:

- Updated Local Government Filming Protocol; and
- Tweed / Byron Local Aboriginal Land Council (TBLALC) Hasting Point Headland Management Plan (underway)

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1.

Draft Filming Policy, Version 1.0 (ECM 5465689)

REPORTS FROM THE DIRECTOR PLANNING AND REGULATION

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 - Section 4.15 Evaluation

(1) **Matters for consideration—general**

In determining a development application, a consent authority is to take into consideration such of the following matters as are of relevance to the development the subject of the development application:

- (a) the provisions of:
 - (i) any environmental planning instrument, and
 - (ii) any proposed instrument that is or has been the subject of public consultation under this Act and that has been notified to the consent authority (unless the Secretary has notified the consent authority that the making of the proposed instrument has been deferred indefinitely or has not been approved), and
 - (iii) any development control plan, and
 - (iiia) any planning agreement that has been entered into under section 7.4, or any draft planning agreement that a developer has offered to enter into under section 7.4, and
 - (iv) the regulations (to the extent that they prescribe matters for the purposes of this paragraph), and
 - (v) any coastal zone management plan (within the meaning of the *Coastal Protection Act 1979*),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 in 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.

Note. See section 75P(2)(a) for circumstances in which determination of development application to be generally consistent with approved concept plan for a project under Part 3A.

(2) **Compliance with non-discretionary development standards—development other than complying development.**

If an environmental planning instrument or a regulation contains non-discretionary development standards and development, not being complying development, the subject of a development application complies with those standards, the consent authority:

- (a) is not entitled to take those standards into further consideration in determining the development application, and
- (b) must not refuse the application on the ground that the development does not comply with those standards, and
- (c) must not impose a condition of consent that has the same, or substantially the same, effect as those standards but is more onerous than those standards,

and the discretion of the consent authority under this section and section 4.16 is limited accordingly.

- (3) If an environmental planning instrument or a regulation contains non-discretionary development standards and development the subject of a development application does not comply with those standards:
- (a) subsection (2) does not apply and the discretion of the consent authority under this section and section 4.16 is not limited as referred to in that subsection, and
 - (b) a provision of an environmental planning instrument that allows flexibility in the application of a development standard may be applied to the non-discretionary development standard.

Note. The application of non-discretionary development standards to complying development is dealt with in section 4.28 (3) and (4).

(3A) **Development control plans**

If a development control plan contains provisions that relate to the development that is the subject of a development application, the consent authority:

- (a) if those provisions set standards with respect to an aspect of the development and the development application complies with those standards—is not to require more onerous standards with respect to that aspect of the development, and
- (b) if those provisions set standards with respect to an aspect of the development and the development application does not comply with those standards—is to be flexible in applying those provisions and allow reasonable alternative solutions that achieve the objects of those standards for dealing with that aspect of the development, and
- (c) may consider those provisions only in connection with the assessment of that development application.

In this subsection, **standards** include performance criteria.

(4) **Consent where an accreditation is in force**

A consent authority must not refuse to grant consent to development on the ground that any building product or system relating to the development does not comply with a requirement of the *Building Code of Australia* if the building product or system is accredited in respect of that requirement in accordance with the regulations.

- (5) A consent authority and an employee of a consent authority do not incur any liability as a consequence of acting in accordance with subsection (4).

(6) **Definitions**

In this section:

- (a) reference to development extends to include a reference to the building, work, use or land proposed to be erected, carried out, undertaken or subdivided, respectively, pursuant to the grant of consent to a development application, and
- (b) **non-discretionary development standards** means development standards that are identified in an environmental planning instrument or a regulation as non-discretionary development standards.

4 [PR-CM] Cobaki Deed of Agreement

SUBMITTED BY: Development Assessment and Compliance

mhm



Making decisions with you
We're in this together

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Making decisions with you
- 2.1 Built Environment
- 2.1.2 Development Assessment - To assess development applications lodged with Council to achieve quality land use outcomes and to assist people to understand the development process.

ROLE: **Leader**

SUMMARY OF REPORT:

The Cobaki development involves approximately 600ha of land, 200ha of which is environmental protection land.

A Special Rate Levy (for ratepayer within the Cobaki development site) has been approved by the Independent Pricing and Regulatory Tribunal (IPART) to fund the long term maintenance and management of environmental protection lands within the Cobaki development. The additional rates will provide \$550,000 per annum to undertake the required maintenance and management of the site's environmental protection lands.

Council and Leda have been in consultation over a number of years to reach an agreement in terms of the payment and refund of funds associated with the maintenance of land currently under Leda's ownership.

Essentially, Leda (as the current land owner) is required to pay the additional rates under the approved Special Rate Levy. The agreement is the legal mechanism to allow the Special Rate Levy to be refunded to Leda whilst they are undertaking the management and maintenance of the environmental protection land.

A Deed of Agreement between Leda and Council has been finalised and to enable this matter to be completed, it is being reported to Council to allow the document to be executed under the Common Seal of Council.

RECOMMENDATION:

That the Deed of Agreement between Leda Holdings Pty Ltd and Tweed Shire Council, in relation to the mechanism to fund in perpetuity the ongoing maintenance of the environmental protection land at the Cobaki development site, be executed under the Common Seal of Council.

REPORT:

The Cobaki development involves approximately 600ha of land, 200ha of which is environmental protection land. Conditions of consent require Leda to rehabilitate and regenerate the environmental protection areas for a minimum of five years, with certain environmental milestones having to be met prior to dedication of the environmental protection land being accepted by Council.

The original development consent for Precinct 1 and 2 (DA10/0800) required the applicant to provide a mechanism to fund in perpetuity the ongoing maintenance of the environmental protection land, as part of an approved Habitat Restoration Plan (to be approved prior to the issue of a Construction Certificate for any works).

Council at its meeting of **20 March 2014** resolved to amend DA10/0800, such that there was a requirement for the applicant to reach an agreement with Council regarding the funding mechanism prior to the issue of a Construction Certificate for Civil Works (i.e. bulk earthworks could take place prior to reaching an agreement).

Given that Council did not have the resources to maintain and manage the 200ha of environmental land proposed to be dedicated to Council, at its meeting of **10 December 2015**, Council resolved to apply for a Special Rate Variation application to the Independent Pricing and Regulatory Tribunal (IPART) to fund the long term maintenance and management of environmental protection lands within the Cobaki development. The application related to Special Rate Levy of \$100 average per 450m² lot for ratepayers within the Cobaki development site.

Approval from IPART for the Special Rate Levy was granted on **17 May 2016**, following which Council and Leda held further discussions with regard to the future funding agreement required by Condition 60.1 of DA10/0800. The agreement effectively requires Leda (as land owner) to pay the Special Rate Levy applicable to Cobaki and Council would then refund the Levy back to Leda to allow them to undertake the applicable maintenance regime required for the environmental protection lands within the development.

Following an extended period of negotiation, the Deed of Agreement has now been finalised and agreed to by both parties.

To enable this matter to be completed it is necessary that all documentation be executed under the Common Seal of Council.

a. Policy:

Corporate Policy, Not Applicable.

b. Budget/Long Term Financial Plan:

Nil.

c. Legal:

Ni.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

5 [PR-CM] Sponsorship of Planning Institute of Australia (PIA) Congress on Gold Coast - May 2019

SUBMITTED BY: Director Planning and Regulation

mhm



Leaving a Legacy
Looking out for future generations



People, places and moving around
Who we are and how we live

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Leaving a Legacy
- 1.4 Managing Community Growth
- 1.4.1 Strategic Land-Use Planning - To plan for sustainable development which balances economic environmental and social considerations. Promote good design in the built environment.
- 3 People, places and moving around
- 3.1 People
- 3.1.5 Economic Development - To support the local economy and attract new business and employment to the Tweed.

ROLE: **Provider** **Advocate**

SUMMARY OF REPORT:

The Planning Institute of Australia (PIA) is holding its annual Congress Conference in May 2019 at the Gold Coast, with a specific focus on current planning issues affecting both the Gold Coast and Tweed Shire areas. Council's Director Planning and Regulation has been invited and commenced input to an organising committee for the Congress.

The annual PIA Congress generally attracts up 600-700 delegates in both capital city and regional destinations, and provides the host Council area with a fantastic opportunity to promote both its planning and economic development initiatives, as well as provide a direct source of economic benefit to local businesses from both the more immediate purchase of goods and services, as well as future business linkage opportunities.

Whilst the official Conference and accommodation base will be on the Gold Coast, PIA are looking to promote the wider activities of both the Gold Coast and Tweed Council areas.

On that basis, PIA had requested Tweed Council to consider a sponsorship of the Congress. A copy of the Congress Sponsorship and Exhibition Prospectus is attached to this report. On review of this Prospectus, the Gold Sponsorship category (\$15,000) is considered have the most effective and best value for Tweed Council. Both the City of Gold Coast and the NSW Department of Planning and Environment have already agreed to be Gold sponsors of the

Congress. Existing funds are available in the budgets of both the Strategic Planning and Urban Design Unit (\$10,000) and Economic Development Unit (\$5,000).

This report recommends that Council supports a Gold Sponsorship of the PIA Congress 2019.

RECOMMENDATION:

That Council endorses the \$15,000 (excluding GST) cash Gold level sponsorship for the 2019 Planning Institute of Australia (PIA) Congress to be held on the Gold Coast.

REPORT:

The Planning Institute of Australia (PIA) is holding its annual Congress Conference in May 2019 at the Gold Coast, with a specific focus on current planning issues affecting both the Gold Coast and Tweed Shire areas. Council's Director Planning and Regulation has been invited and commenced input to an organising committee for the Congress.

The annual PIA Congress generally attracts up 600-700 delegates in both capital city and regional destinations, and provides the host Council area with a fantastic opportunity to promote both its planning and economic development initiatives, as well as provide a direct source of economic benefit to local businesses from both the more immediate purchase of goods and services, as well as future business linkage opportunities.

Whilst the official Conference and accommodation base will be on the Gold Coast, PIA are looking to promote the wider activities of both the Gold Coast and Tweed Council areas.

On that basis, PIA had requested Tweed Council to consider a sponsorship of the Congress. A copy of the Congress Sponsorship and Exhibition Prospectus is attached to this report.

The main Sponsorship categories are:

Sponsorship Opportunity	Number Available	Price (Excluding GST)	Page Number
Platinum	3	\$25,000	6
Gold	4	\$15,000	7
Silver	4	\$10,000	8
Gala Dinner	1	\$15,000	9
Welcome Function	1	\$10,000	10
Fellows Dinner	1	\$5,000	10
Barista Cart	1	\$10,000	11
Congress App	1	\$8,000	11
Delegate Lanyard	1	\$7,500	12
Delegate Satchel	1	\$7,500	12
Afternoon Ice cream Station	1	\$7,500	13
Refreshment Breaks - Thursday	1	\$2,500	13
Lunch Thursday	1	\$2,500	14
Refreshment Breaks - Friday	1	\$2,500	14
Lunch Friday	1	\$2,500	14
Exhibition Booths	Multiple	\$4,750	15

On review of this Prospectus, the Gold Sponsorship category (\$15,000) is considered to have the most effective and best value for Tweed Council. This category provides the following benefits:

Gold Sponsors

\$15,000 + GST

- Four (4) Full Sponsor Registrations – includes the Welcome Function and National Awards for Planning Excellence and the Gala Dinner.
- 1 x Exhibition booth in trade area - including two (2) Exhibitor Registrations (do not include social functions). *Exhibition booth must have the same 2 staff members in attendance on both days – not transferable.
- 15% discount off any additional Congress tickets or social functions purchased over and above the allocated benefit tickets.
- Concurrent session branded with sponsor logo
- 'Spotlight on '.....' – published article or video on the sponsor's selected topic to highlight (e.g. major projects) to be distributed via PIA Congress marketing, PIA website, social media channels (Twitter, Facebook, LinkedIn) and monthly national E-news publication. Suggest this co-branded piece also go out via your organisation's channels at the same time)
- Logo inclusion in every electronic direct mail piece
- Premium placement of logo in animated sponsor video to be played at beginning of each session
- Page on Congress App - including website hyperlink and lead management system
- Premium placement of logo on website with hyperlink to own website
- Recognition on Congress Sponsor board
- Delegate list (in accordance to Australian privacy laws) prior to Congress

Proud Gold Sponsors

CITY OF
GOLDCOAST.



Planning &
Environment

Both the City of Gold Coast and the NSW Department of Planning and Environment have already agreed to be Gold sponsors of the Congress. Existing funds are available in the budgets of both the Strategic Planning and Urban Design Unit (\$10,000) and Economic Development Unit (\$5,000).

OPTIONS:

That Council:

1. Supports the \$15,000 (excluding GST) cash Gold level sponsorship for the 2019 Planning Institute of Australia (PIA) Congress to be held on the Gold Coast.
2. Supports an alternative category of sponsorship for the Congress.

3. Does not support any sponsorship of the 2019 PIA Congress. .

Option 1 is recommended.

CONCLUSION:

The annual PIA Congress generally attracts up 600-700 delegates in both capital city and regional destinations, and provides the host Council area with a fantastic opportunity to promote both its planning and economic development initiatives, as well as provide a direct source of economic benefit to local businesses from both the more immediate purchase of goods and services, as well as future business linkage opportunities. Whilst the official Conference and accommodation base will be on the Gold Coast, PIA are looking to promote the wider activities of both the Gold Coast and Tweed Council areas. On that basis, Tweed Council sponsorship of the Congress is recommended.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable

b. Budget/Long Term Financial Plan:

Existing funds are available in the 2018/19 budgets of both the Strategic Planning and Urban Design Unit (\$10,000) and Economic Development (\$5,000) Unit.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1. Sponsorship and Exhibition Prospectus for PIA Congress 2019 (ECM5660353)

REPORTS FROM THE DIRECTOR ENGINEERING

6 [E-CM] Tweed Road Development Strategy Endorsement

SUBMITTED BY: Roads and Stormwater

mhm



People, places and moving around
Who we are and how we live

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 3 People, places and moving around
- 3.3 Moving around
- 3.3.3 Design Services - To produce civil designs and undertake environmental assessment for public infrastructure.

ROLE: **Provider**

SUMMARY OF REPORT:

At its meeting on 15 November 2018 meeting resolved that:

"this item be deferred to the Council meeting of 6 December 2018."

ORIGINAL SUMMARY

Council resolved at its 22 March 2018 meeting that:

- "1. The draft Tweed Road Development Strategy and attachments be publicly exhibited for a period of 42 days.*
- 2. Council holds a Workshop in relation to the Tweed Development Strategy in conjunction within the exhibition period."*

The submission period closed on 3 July 2018.

A number of workshops and presentations were held with community groups and individuals during the exhibition period. The requested Councillor Workshop was held on 24 May.

A summary of the public submissions received are included as an attachment to this report and the actions, if any, are detailed.

The final report is attached for adoption.

RECOMMENDATION:

That Council adopts the 2017 Tweed Road Development Strategy and proceeds with a review of the current s.711 Tweed Road Contribution Plan as the basis for the funding of the Strategy.

REPORT:

On 22 March 2018 Council resolved to exhibit the draft 2017 Tweed Road Development Strategy (TRDS). During the exhibition period (4 May to 3 July 2018) Council received a number of written submissions as summarised in the table provided in Attachment 1. The comments were reviewed by officers and our consultants and the report was modified accordingly. The amended draft is Attachment 2 of this report.

At its meeting on 15 November 2018 Council resolved that:

"this item be deferred to the Council meeting of 6 December 2018."

Further information was requested regarding impacts on Kennedy Drive.

Kennedy Drive

There are several components of the draft TRDS works program that impact directly on Kennedy Drive. These are required to address projected traffic growth that increases access demands for the Pacific Highway (M1) in both Tweed Heads and Tweed Heads South. These upgrades are shown in Figure 7.4 from the draft TRDS, reproduced below.

Traffic growth in Tweed Heads is predicted to exceed the capacity of the existing "dog-bone" roundabout at the M1 interchange. This intersection also conflicts with the nearby Ducat Street signalised intersection. The draft TRDS proposes removing the dog-bone roundabout and replacing it with a set of traffic signals either side of the M1, to manage through traffic on Kennedy Drive, and on and off-bound M1 traffic. Various changes to traffic lane arrangements are also proposed. The Ducat Street intersection would have its turning lane adjusted to be more efficient. While this project would create three sets of signals in closer proximity than is normally designed, signals can be better coordinated, turning movements made more efficient, and queue lengths minimised compared with the current arrangement.

In Tweed Heads South, completion of the Kirkwood Road link and interchange is required. This project links Fraser Drive to Minjungbal Drive with an M1 overpass, diverting traffic from Leisure Drive and Dry Dock Road. The community has long requested a highway interchange at this location, and on and off ramps are proposed in this draft version of the TRDS. This replaces duplicate service road bridges over Terranora Creek in the current TRDS, which seem unachievable. However the proximity of a new Kirkwood Road interchange, particularly the north-bound on-ramp, to the existing Kennedy Drive interchange poses safety issues for Roads and Maritime Services (RMS) on the M1.

Accordingly, in order to achieve a Kirkwood Drive interchange, the draft TRDS proposes closing the north-bound off-ramp to Kennedy Drive. Kennedy Drive traffic would travel north to the next interchange for the Gold Coast Highway. At this point, Sugarwood Drive, which is currently a one-way northbound road on the western side of the M1, would be converted to two-way, and bring highway traffic southwards to Kennedy Drive (the upgraded intersection). Removal of the off-ramp increases the capacity of the new Kennedy Drive signals (by removing a leg from the intersection), and addresses interchange conflicts, but does increase the trip length for traffic heading northbound on the M1, by approximately 1450m. Other movements, from Kennedy Drive north bound or south bound onto the M1 do not change.



Figure 7.4: Scenario 3A Upgrades – Kennedy Drive Interchange Options

There was one public submission strongly objecting to removing the Kennedy Drive off-ramp. The consultants responded that: *“Improvements to Kennedy Drive interchange capacity and safety outweigh any minimal increase in travel time”*.

However the draft TRDS was amended to consider a second design option for the Kirkwood Road interchange. This option, shown below as “3B” pushes the north-bound on-ramp southward along the M1, thereby increasing the distance between the two interchanges, and eliminating the need to remove the Kennedy Drive ramp. However there are known ecological and cultural heritage constraints associated with this design. Given there will be considerable lead time until this interchange can occur, Council will further investigate the preferred design option for the Kirkwood and Kennedy Drive interchanges in consultation with RMS.



Figure 7.2: Scenario 3A Upgrades – Kirkwood Road Interchange

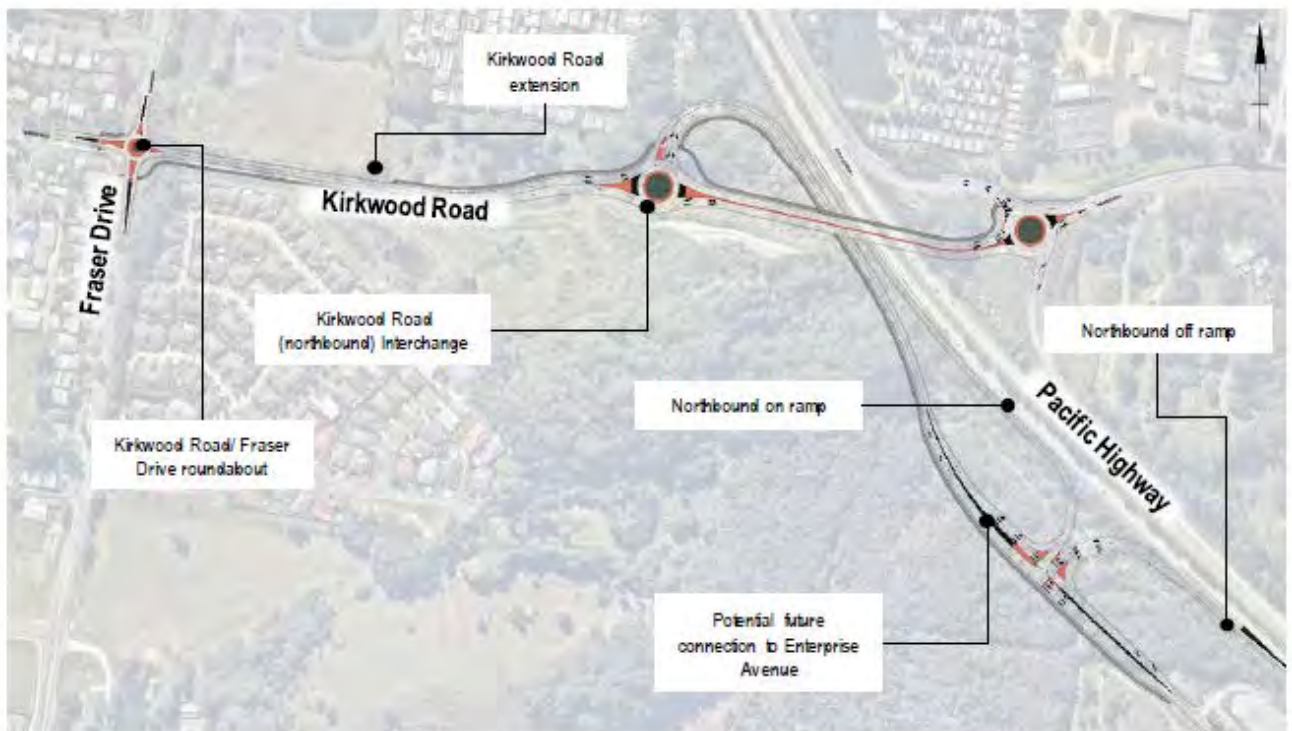


Figure 7.3: Kirkwood Road Alternate Interchange Configuration

OPTIONS:

1. Council adopts the 2017 Tweed Road Development Strategy, and a review of the current s7.11 Tweed Road Contribution Plan (TRCP), which funds the Strategy, commence.
2. Council does not adopt the 2017 Tweed Road Development Strategy and seeks further information or alternatives from the consultant.

CONCLUSION:

The Strategy was exhibited as per Council's directive and community feedback was solicited through workshops and presentations. The Strategy was modified to acknowledge the feedback comments and concerns where considered warranted.

Subject to the Strategy's adoption, the next step in the process is to review the s7.11 Plan that funds the Strategy. This will involve engaging consultants and attaching cost estimates to the proposed roadwork upgrades identified in the Strategy and recalculation of contribution rates for traffic generating developments.

COUNCIL IMPLICATIONS:

a. Policy:

The attached document sets Council's long term strategy for the arterial road network to cater for growth. The 2017 version updates and replaces the current TRDS.

b. Budget/Long Term Financial Plan:

The TRDS forms the works program for the s7.11 Plan TRCP. The Plan requires updating to reflect the updated Strategy. The TRCP review will be funded from s7.11 administration funds held.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

During the exhibition period Council staff hosted a public drop in session and presented the draft to the Residents Associations at Banora Point, Kingscliff and Casuarina, and the Tweed and Murwillumbah Business Chambers.

The adopted final report will be uploaded to Council's website for public information.

UNDER SEPARATE COVER/FURTHER INFORMATION:

- | | |
|---------------|--|
| Attachment 1. | Bitzios Responses to Public Submissions (ECM 5631836). |
| Attachment 2. | 2017 Tweed Road Development Strategy (ECM 5631807). |
-

7 [E-CM] Landowners Consent - Development Application for a Telecommunications Facility at Lot 1 DP 528102 No. 47 Terranora Road, Banora Point

SUBMITTED BY: Water and Wastewater

mhm



Making decisions with you
We're in this together

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- | | |
|-------|--|
| 2 | Making decisions with you |
| 2.1 | Built Environment |
| 2.1.2 | Development Assessment - To assess development applications lodged with Council to achieve quality land use outcomes and to assist people to understand the development process. |

ROLE: Provider

SUMMARY OF REPORT:

The purpose of this report is for Council to resolve to issue owners consent for a development application on Council owned land.

Council is in receipt of a Development Application for a proposed telecommunications facility at No. 47 Terranora Road, Banora Point which is Council owned land, containing a water reservoir.

The proposal consists of an approx. 24m monopole with panel antennas and associated ancillary equipment on top of the monopole to ensure the proper functioning of the facility. The total height of the structure will be approximately 35m. There is presently telecommunication infrastructure on site which is attached to the existing reservoir.

Under Council Policy 'Telecommunications Facilities on Council Owned Land' adopted by Tweed Shire Council at its meeting on Thursday 26 October 2017. With respect to owners consent, this policy states the following;

- a) The applicant will be required to meet the requirements of the Policy before Council can issue Owners Consent for a development application.
- b) Council must resolve to issue owners consent on a development application for Telecommunication Facilities to proceed on Council owned land.

Further detail with respect to the requirements of the policy is provided elsewhere in this report.

The subject site is classified as Council owned operational land and is managed by Council's Water and Wastewater Unit who have raised no objection to the issuing of landowners consent as detailed elsewhere in this report.

Any Owners Consent arising from this report would entitle the applicant to lodge a development application over Council owned land only. Owner's Consent does not provide an approval to the Development Application and as such this report is not a planning merit assessment of the proposal in accordance with the provisions of the Environmental Planning and Assessment Act 1979. Instead it is to allow landowners consent to be granted so as to enable a planning assessment of the proposal to be undertaken by Council's Planning and Regulation Division.

It is recommended that elected Council resolve to issue landowners consent to enable a full merit assessment of the Development Application be undertaken.

RECOMMENDATION:

That Council issue landowners consent to CPS Global to lodge a Development Application for a proposed telecommunication facility on Council owned land at No. 47 Terranora Road, Banora Point (Lot 1 DP 528102).

REPORT:

In considering whether to issue landowner consent for the proposed telecommunication facility, the relevant Council policy is Telecommunications Facilities on Council Owned Land which includes requirements to be met prior to owner's consent being issued.

An assessment against this policy is provided below. Furthermore, the subject land is Council owned and managed by Council's Water and Wastewater Unit who have also provided comment with respect to the issuing of land owners consent.

Telecommunications Facilities on Council Owned Land

On 26 October 2017 Tweed Shire Council adopted the policy 'Telecommunications Facilities on Council Owned Land' which includes provisions regarding the issuing of landowners consent for development applications on Council land

The objective of this policy is as follows;

1. To enable the provision of up to date telecommunication facilities on Council Owned land.
2. To ensure such facilities when proposed on Council owned lands are suitable for the proposed site.
3. To establish a set of parameters for Council to consider prior to issuing owners consent for the development to proceed.
4. To improve Urban Design, and minimise impact on Council land and infrastructure, residential amenity and cultural and heritage values'.
5. To provide land and infrastructure to underpin economic development and employment.
6. To protect the environment and natural beauty of the Tweed.
7. To conserve native flora and fauna and their habitats.

Further to this, there is a policy process for Development Applications concerning the issuing of owners consent. This states the following;

"Owners Consent

- a) *The applicant will be required to meet the requirements of the Policy before Council can issue Owners Consent for a development application.*
- b) *Council must resolve to issue owners consent on a development application for Telecommunication Facilities to proceed on Council owned land.*

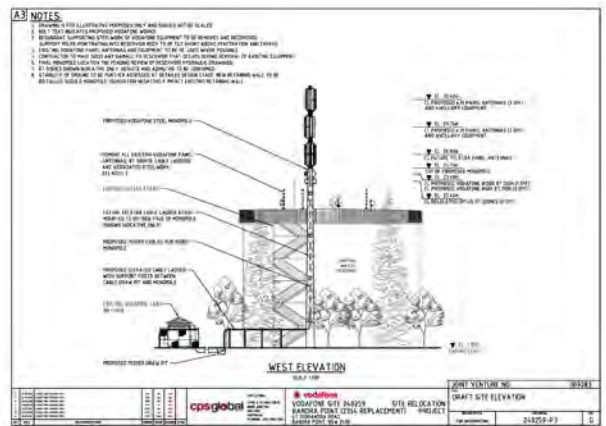
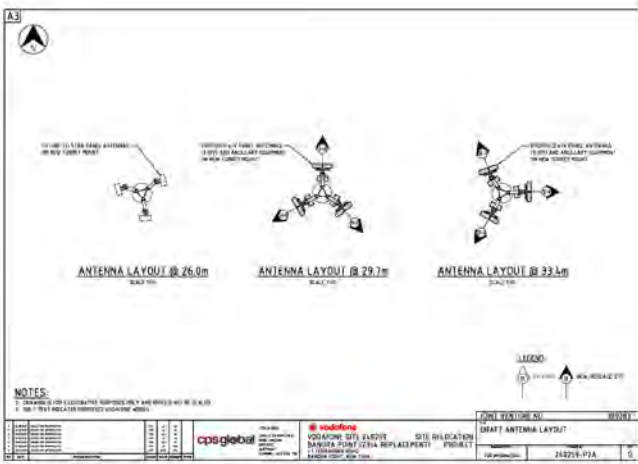
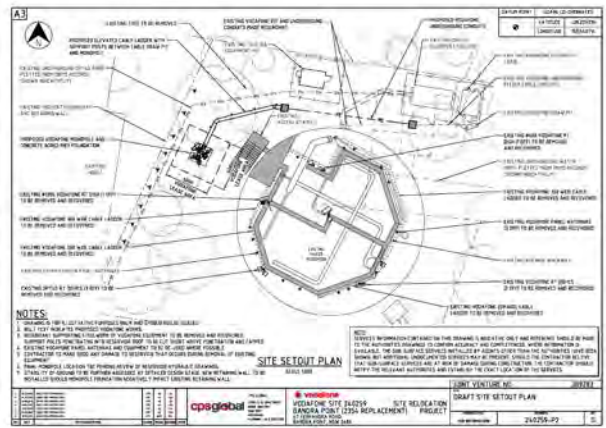
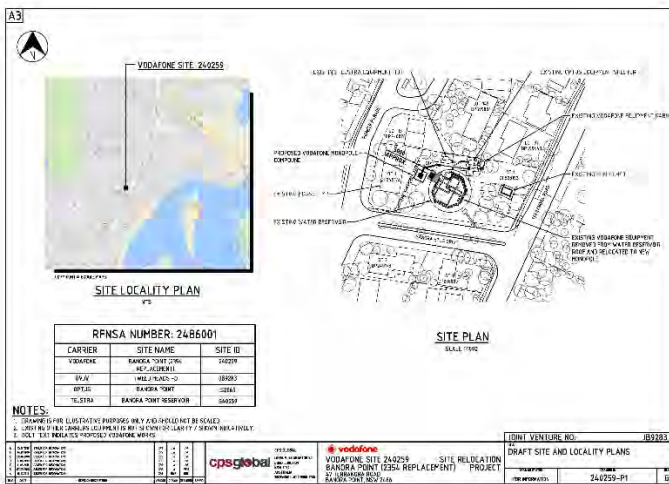
Council's Role as Planning Authority

- c) *Any Owners Consent arising from this Policy will entitle the applicant to lodge a development application over Council owned land. In no way does this fetter Council's statutory role as planning authority over the parcel of land. This role will be undertaken independently by Council's Planning and Regulation Division."*

The requirements of the policy are outlined below. Prior to issuing Owners Consent to a Telecommunication Facility, the applicant must provide the below details to Council. It is noted that Council have reviewed the below based on the information submitted with the Development Application:

- Plans of the development including site plan, elevations and a long and short range photomontage for telecommunication towers and other transmitting devices fitted to existing Council infrastructure or towers. Details should also be included of any landscaping proposed to soften or screen the facility when viewed from a residence or public place.

Plans in accordance with the above have been submitted and provided below. Note these are not reproduced for assessment purposes but rather to demonstrate that the requisite plans and photomontages have been submitted.





While additional landscaping has not been proposed at this time, the submitted information includes the following comment;

'The proposed monopole, including the existing equipment shelters, would be partially screened by existing vegetation. If considered necessary, additional landscaping could be conditioned by Council as part of any development consent.'

2. *Details of compliance with the Telecommunications code of Practice requirements to engage with the surrounding residents and neighbours for the facility. This can include public meetings, surveying neighbours, door knocking, letterbox drop etc.*

Community consultation was undertaken prior to lodgement of the application. This included advertisements being placed in two consecutive publications for two different newspapers (Tweed Link and Tweed Daily News). Door knocks to homes immediately surrounding the reservoir were undertaken, notification letters were hand delivered to over 250 dwellings surrounding the site. Furthermore, two A1 size signs were displayed on Banora Hills Drive and Terranora Road frontages.

3. *Details on the Council land in terms of it being classified Operational or Community.*

The subject land is classified as being Council Operational Land.

4. *Details as to why the site is suitable, and whether all opportunities for sharing and co-location have been considered and exhausted.*

The proposed development is for the relocation of the existing equipment on the water tower to a new monopole. The proponent has advised the following with respect to co-location;

'Under the Telecommunications Act 1997 and the State Environmental Planning Policy (Infrastructure) 2007, all carriers are required to consider co-location or upgrading opportunities on existing facilities before deploying new infrastructure. As such, it is always the Carrier's first preference to co-locate on existing facilities and new installations are only considered when all alternative options are exhausted. In this instance, there are no suitable co-location options available, nor can existing facilities in the area be upgraded to meet the required coverage objectives.'

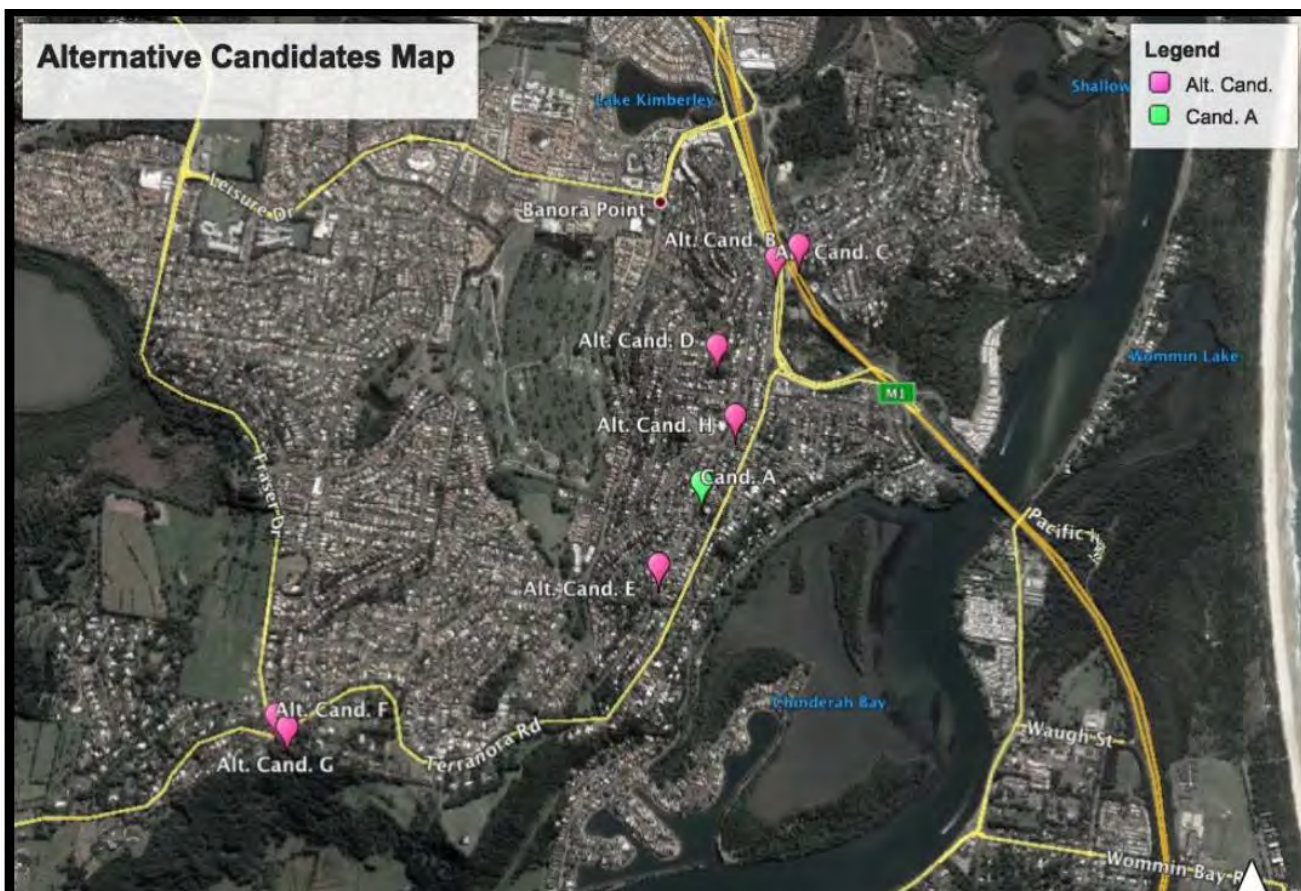
Additional detail is provided under point 5. below relating to the viability of alternative sites.

5. *Details on alternative sites that have been investigated on both public and private land and why those sites are not suitable.*

With respect to this matter, the submitted information has advised of the following:

'The proposal is for the relocation of the existing equipment on the water tower to a new monopole due to the lease termination with Council. There are no other suitable or practical co-location alternatives.'

A plan has been submitted which demonstrates alternative candidate sites, and is reproduced below:



An assessment against each of these sites has also been provided. This has also been reproduced below;

Table 2 - Candidate Summary Table

Candidate Address		Proposed Facility	Assessment
A	47 Terranora Road, Banora Point, NSW 2486	Greenfield Monopole	<ul style="list-style-type: none"> Preferred Candidate, Refer to Section 3.3 below.
B	2A Oyster Point Road, Banora Point, NSW 2486	Greenfield Monopole	<ul style="list-style-type: none"> Site is owned by the Tweed Council who have advised that it is highly unlikely that any proposal to install a pole would be supported by Council.
C	Power Pole 5416712 -Sexton Hill Dive (near 54 Pioneer Parade – near footpath), Banora Point, NSW, 2486	Power pole extension	<ul style="list-style-type: none"> Limited structural capacity to accommodate the required equipment; Restricted access for construction due to overhead power line; and Limited ability to meet the target coverage requirements due to low elevation.
D	5 Wupawn Place, Banora Point, NSW, 2486	Greenfield Monopole	<ul style="list-style-type: none"> Restricted construction and maintenance access; It is understood that the fig trees have historical significance. As such, it would be necessary to erect a pole on the southern end of the park which would not completely satisfy the coverage objectives; The terrain of this location requires a much larger and taller facility to provide a similar coverage area to the other candidates which greatly increases visual impact.
E	154 Pioneer Parade, Banora Point, NSW, 2486	Greenfield Monopole	<ul style="list-style-type: none"> High visual exposure to surrounding residential areas (specifically to the south and west) due to being located on the edge of the ridge.
F	Chambers Lookout, Terranora Road, Banora Point, NSW, 2486	Greenfield Monopole	<ul style="list-style-type: none"> Limited ability to meet the target coverage requirements due to being located far from the existing site to be relocated; Restricted construction and maintenance access to the site.
G	Lot 100, Terranora Road, Banora Point, NSW,2486	Greenfield Monopole	<ul style="list-style-type: none"> Limited ability to meet the target coverage requirements due to being located far from the existing site to be relocated; Restricted construction and maintenance access to the site.

H	95 Pioneer Parade, Banora Point, NSW, 2486	Greenfield Monopole	<ul style="list-style-type: none"> • The site is directly opposite the Banora Point Public School and Cherubs Childcare; • Limited opportunities for visual integration with surrounding structures and vegetation.
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6. *Details on whether any vegetation or habitat is to be removed. If so what mitigation measures are proposed.*

The submitted information states that ‘the proposal does not involve the removal of any tree or other vegetation.’

7. *Details of the need of the facility including a demand analysis of the area the proposed telecommunications facility it is to serve.*

The proposed facility is to replace existing telecommunication facility on site (currently attached to reservoir). It is therefore considered that there is a demonstrated demand in this area for the infrastructure.

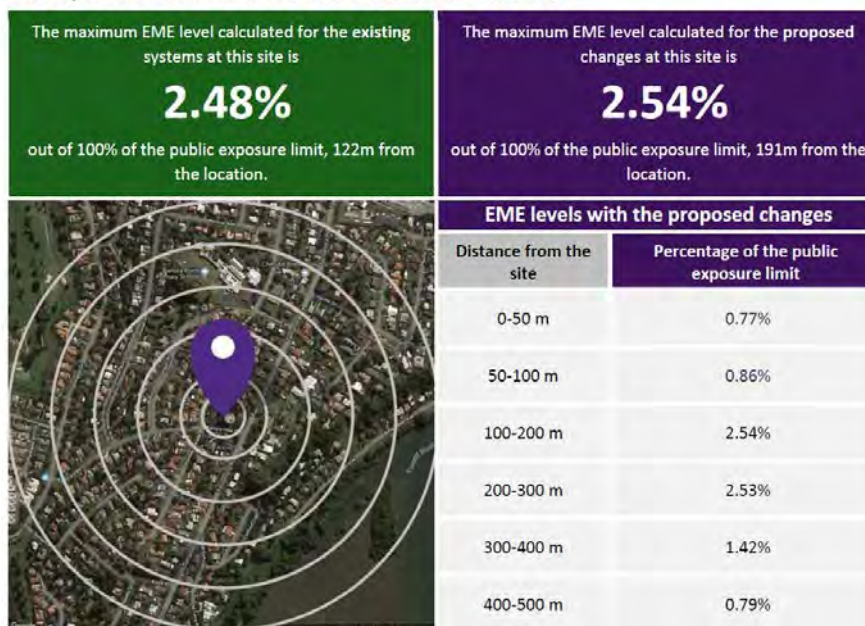
8. *Details of consistency the proposal has with any adopted Plan of Management in force over any Council land classified as Community land.*

Not applicable. The subject site is not classified as Community Land.

9. *Demonstrate that the proposed installation meets the ACMA regulatory requirements for electromagnetic energy (EME).*

An Electromagnetic Energy (EME) Report has been submitted to Council which provides a summary level of radiofrequency electromagnetic energy around the wireless base station at 47 Terranora Road. An extract from this report is provided below;

A snapshot of calculated EME levels at this site



For additional information please refer to the EME ARPANSA Report annexure for this site which can be found at <http://www.rfnsa.com.au/2486001>.

The accompanying Statement of Environmental Effects identifies that 'The proposed installation will comply with the Australian Communications and Media Authority (ACMA) regulatory arrangements with respect to electromagnetic radiation exposure levels.

10. *Ensure that any lease entered into by Council for the proposed facilities should ensure that;*
- a) *Council will not incur any cost arising from installation and maintenance of, site access to the proposed facilities. These costs are to be met by the telecommunications carrier.*
 - b) *At the expiration of the lease the telecommunications carrier will be responsible for the restoration of the site to its original condition.*

There is no lease agreement in place for the proposed erection of the monopole or any further use of the site. In the event of approval of a Development Application a new lease would be entered into and would include details regarding the above provisions.

The submitted information is considered to adequately address the requirements of this policy as outlined above. It is recommended that elected Council resolve to issue landowners consent to enable a full merit assessment of the Development Application be undertaken.

Council Water and Wastewater Unit Comments

The subject site is classified as Council owned operational land and is managed by Council's Water and Wastewater Unit who have raised no objection to the issuing of landowners consent in the following terms;

'The water unit has no objections to giving owners consent to the construction of the tower if the purpose of the tower is to remove all telecommunications equipment from the reservoir.'

It is advised that there is support for the removal of telecommunications equipment from reservoirs. Again the following comment has been provided;

'It is the position of Council that we wish to remove telecommunications equipment from reservoirs. The reason for this is that the location of telecommunications equipment on reservoirs poses an unacceptable risk to the security of the Tweed District Water Supply. The risks include:

1. *Contamination of the water supply due to the ingress of contamination and wildlife through penetrations in the roof.*
2. *The risk to Council workers maintaining the water supply if they need to access the reservoir.*
3. *Damage to council's assets.*

The water unit has no objections to giving owners consent to the construction of the tower if the purpose of the tower is to remove all telecommunications equipment from the reservoir.'

Based on the above, again it is considered appropriate that landowners consent be issued to enable a full merit assessment of the development application be undertaken.

OPTIONS:

That Tweed Shire Council:

1. Issue landowners consent to CPS Global to lodge a Development Application for a proposed telecommunication facility on Council owned land at No. 47 Terranora Road, Banora Point (Lot 1 DP 528102); or
2. Does not issue landowners consent for a proposed telecommunication facility on Council owned land at No. 47 Terranora Road, Banora Point (Lot 1 DP 528102) for specified reasons.

Council officers recommend Option 1.

CONCLUSION:

Having regard to the matters outlined in this report, it is considered appropriate that Council resolve to issue landowners consent to enable the lodgement of a Development Application for a telecommunication facility at No. 47 Terranora Road, Banora Point.

COUNCIL IMPLICATIONS:

a. Policy:

Telecommunications Facilities on Council Owned Land

b. Budget/Long Term Financial Plan:

Not Applicable

c. Legal:

Not Applicable

d. Communication/Engagement:

Not Applicable

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

8 [E-CM] RFO2018129 Provision of Manual Traffic Control Services

SUBMITTED BY: Infrastructure Delivery

Valid



People, places and moving around
Who we are and how we live

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 3 People, places and moving around
- 3.3 Moving around
- 3.3.2 Construction Services - To manage the construction of Council assets such as transport, drainage, water supply and other infrastructure.

ROLE: **Provider**

SUMMARY OF REPORT:

Request for Offer was called to engage a suitably qualified and experienced organisation(s) to Manual Traffic Control teams for Council's road works at various locations within the Shire or as required. There are no guaranteed minimum quantities of services under this Contract however the expenditure is estimated to be in the vicinity of \$1.5M annually.

At the time of closing two Offers were received.

The evaluation of the offers against the Selection Criteria is contained in the Offer Evaluation Report included in **CONFIDENTIAL ATTACHMENTS 1 and 2**. The recommendations are based on the evaluation.

RECOMMENDATION:

That in respect to Contract RFO2018129 Provision of Manual Traffic Control Teams for Council works:

- 1. Council awards the offer to JHA Recruitment & Staff & Work Pty Ltd –Trading As-Spinifex Recruiting (ABN: 77 100 120 474) for the schedule of rates tendered.**
- 2. The General Manager be granted delegated authority to approve appropriately deemed variations to the contract and those variations be reported to Council at finalisation of the contract.**

3. **ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-**
- (d) **commercial information of a confidential nature that would, if disclosed:**
 - (i) **prejudice the commercial position of the person who supplied it, or**
 - (ii) **confer a commercial advantage on a competitor of the council, or**
 - (iii) **reveal a trade secret.**

REPORT:

Offer Background

Offer RFO2018129 was called to engage a suitably qualified and experienced organisation(s) to Manual Traffic Control teams for Council's road works at various locations within the Shire or as required.

Request for Offer Advertising

The Offer was invited by Local Government Procurement (LGP) through the Vendor Panel tendering platform, in accordance with the provisions of the Local Government Act 1993, the NSW Local Government (General) Regulation 2005 and the Tendering Guidelines for NSW Local Government. Quotations were requested from the established panel of providers on 19 October 2018 and submissions were received at 4.00pm (local time) on the 12 November 2018.

Offer Addendums

There was 1 Offer Addendums (Notice to Bidders) issued before close of Offer.

Notice to Bidders No.001 was issued to advise Bidders that additional Conditions of Offer and pricing of Optional Body Cameras were required.

Offer Submissions

Offer submissions closed at 4:00pm (local time) on 12 November 2018 on the Vendor Panel Tender portal and the following Offers were received:

Bidder	ABN
Evolution Traffic Control	64 109 656 233
Spinifex Recruiting	77 100 120 474

Offer Evaluation

An Offer Evaluation Plan was developed based on the premise that competitive Offers were to be received and scored against specific evaluation criteria in order to select the best value Offer.

Council's Offer Evaluation Panel was made up as follows:

Position
Charlotte Neilson, Coordinator - Contracts
Shaun Halberstater, Engineer - Assets & Maintenance
Frank Castellano, Operations Coordinator - Infrastructure Delivery

Offers were evaluated based on the criteria noted in the table below which were also listed in the Conditions of Offering.

Criterion	Document Reference	Weighting (%)
Assessed Offer Price (as adjusted)	Schedule 2.2	60%
Relevant Experience and Capability	Schedule 2.4	20%
Management Systems (WH&S, Quality and Environmental)	Schedule 2.5 & 2.6	10%
Insurance & Financial capacity	Schedule 2.8	Yes/No
Local Content	Schedule 2.9	10%
	Total	100

The details of the price and non-price evaluation are shown on the Offer Evaluation Report and Offer Evaluation Scoring Sheet. A copy of the Offer Evaluation Report and Offer Evaluation Scoring Sheet are included as ATTACHMENTS 1 and 2 which are CONFIDENTIAL in accordance with Section 10A(2):

- (d) commercial information of a confidential nature that would, if disclosed:
- (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret

The information identifies the Bidder in relation to the Offer price and the evaluation of the products offered by the Bidder. If disclosed, the information would be likely to prejudice the commercial position of the Bidder in terms of market competitiveness by giving their competitors an advantage. Accordingly, disclosure of the information is not in the public interest. Recommendations appear below for the Offer.

OPTIONS:

That Council:

1. Awards the offer to JHA Recruitment & Staff & Work Pty Ltd –Trading As- Spinifex Recruiting (ABN: 77 100 120 474) for the schedule of rates tendered.
2. Declines to accept any of the Offers, including reasons for this course of action in accordance with Regulation 178 of the Local government (General) Regulation 2005).

CONCLUSION:

The offer from JHA Recruitment & Staff & Work Pty Ltd –Trading As- Spinifex Recruiting (ABN: 77 100 120 474) has been determined to satisfy the non-price criteria and has been deemed to demonstrate good value for money.

COUNCIL IMPLICATIONS:

a. Policy:

Procurement Policy v1.7.

In accordance with Local Government (General) Regulations 2005.

b. Budget/Long Term Financial Plan:

Provision of RFO2018129 Provision of Manual Traffic Control Teams for Council works be included in the 2018/2019 Budget.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

(Confidential) Attachment 1. RFO2018129 Provision of Manual Traffic Control Services – Offer Evaluation Report (ECM 5653503).

(Confidential) Attachment 2. RFO2018129 Provision of Manual Traffic Control Services – Offer Evaluation Scoresheet (ECM 5653502).

9 [E-CM] RFO2018117 Rehabilitation of Gravity Sewerage Reticulation Mains

SUBMITTED BY: Water and Wastewater

Valid



Leaving a Legacy
Looking out for future generations

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Leaving a Legacy
- 1.3 Utility Services
- 1.3.3 Tweed Laboratory - To provide a cost effective, reliable, responsive and high quality water and soil testing facility.

ROLE: Provider

SUMMARY OF REPORT:

This Request for Offer has been prepared for the purpose of engaging a suitably qualified and experienced provider to provide structure rehabilitation for 150mm to 375mm size gravity sewer mains within Tweed Shire Council using non-evasive technology. The package of work is for a number of lines and the total length will be in the vicinity of 8.0 km.

At the time of closing three Offers were received.

The evaluation of the offers against the Selection Criteria is contained in the Offer Evaluation Report included in **CONFIDENTIAL ATTACHMENTS 1 and 2**. The recommendations are based on the evaluation.

RECOMMENDATION:

That in respect to Contract RFO2018117 Rehabilitation of Gravity Sewerage Reticulation:

1. Council awards a contract to TCD Services Australia ABN 37 064 603 096 for the amount of \$1,142,798.64 (exclusive of GST).
2. The General Manager be granted delegated authority to approve appropriately deemed variations to the contract and those variations be reported to Council six monthly and at finalisation of the contract.
3. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-
 - (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

REPORT:

Offer Background

This Request for Offer has been prepared for the purpose of engaging a suitably qualified and experienced provider to provide structure rehabilitation for 150mm to 375mm size gravity sewer mains within Tweed Shire Council using non-evasive technology. The package of work is for a number of lines and the total length will be in the vicinity of 8.0 km.

Offer Advertising/Distribution

The Offer was invited in accordance with the provisions of the Local Government Act 1993, the NSW Local Government (General) Regulation 2005 and the Tendering Guidelines for NSW Local Government. The Offer was officially advertised in The Sydney Morning Herald on Tuesday 16 October 2018 and also in the TweedLink distributed 17 October 2018.

Offer Addendums

Notice to Bidders No.01 was issued on 30/10/2018 to provide Bidders a corrected bill of quantities and remove the ambiguity about Traffic Control (which will be supplied by TSC).

Offer Submissions

Offer submissions closed at 4:00pm (local time) on 7 November 2018 in the Tender Box located in the foyer at the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484.

The Tender Box was opened by Councils delegated Officers after 4:00pm (local time) and the following Offers were recorded:

Bidder	ABN	Offered Amount (incl GST)
Abergeldie Watertech Pty Ltd	90 601 658 066	Confidential Information
Interflow Pty Ltd	34 000 563 208	
TCD Services Australia	37 064 603 096	

Offer Evaluation Panel

Council's Offer Evaluation Panel was made up as follows:

Position
Project Manager Contracts
Senior Engineer - Operations & Maintenance, Water and Wastewater
Senior Technical Assistant – Reticulation

Evaluation Criteria

Offers were evaluated as per the Offer Evaluation Plan dated 5 November 2018

Evaluation Discussion

The details of the price and non-price evaluation are shown on the Offer Evaluation Report and Offer Evaluation Scoring Sheet. A copy of the Offer Evaluation Report and Offer Evaluation Scoring Sheet are included as ATTACHMENTS 1 and 2 which are CONFIDENTIAL in accordance with Section 10A(2):

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

The information identifies the Bidder in relation to the Offer price and the evaluation of the products offered by the Bidder. If disclosed, the information would be likely to prejudice the commercial position of the Bidder in terms of market competitiveness by giving their competitors an advantage. Accordingly, disclosure of the information is not in the public interest. Recommendations appear below for the Offer.

Evaluation Summary

TCD Services Australia achieved the highest overall assessment score and is therefore deemed as the most advantageous option for Council.

Recommendation

It is recommended that the Offer from TCD Services Australia ABN 37 064 603 096 be accepted to the value of \$1,142,798.64 (exclusive of GST).

OPTIONS:

That Council:

1. Awards a contract to TCD Services Australia ABN 37 064 603 096 for the amount of \$1,142,798.64 (exclusive of GST).
2. Declines to accept any of the Offers, including reasons for this course of action in accordance with Regulation 178 of the Local government (General) Regulation 2005).

CONCLUSION:

TCD Services Australia achieved the highest overall assessment score and is therefore deemed as the most advantageous option for Council.

It is recommended that the Offer from TCD Services Australia ABN 37 064 603 096 be accepted to the value of \$1,142,798.64 (exclusive of GST).

COUNCIL IMPLICATIONS:

a. Policy:

Procurement Policy v1.7

And in accordance with Local Government (General) Regulations 2005.

b. Budget/Long Term Financial Plan:

Provision for RFO2018117 Rehabilitation of Gravity Sewerage Reticulation Mains is included in the 2018/2019 Water and Wastewater Infrastructure maintenance Budget.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

(Confidential) Attachment 1. RFO2018117 - Offer Evaluation Report (ECM 5649257).

(Confidential) Attachment 2. RFO2018117 - Offer Evaluation Scoring Sheet (ECM 5649391).

CONFIDENTIAL ITEMS FOR CONSIDERATION

REPORTS THROUGH THE GENERAL MANAGER IN COMMITTEE

REPORTS FROM THE DIRECTOR PLANNING AND REGULATION IN COMMITTEE

C1 [PR-CM] DA03/0445.03 Legal Advice after Land and Environment Court Judgement for No. 477 Urliup Road, Urliup

REASON FOR CONFIDENTIALITY:

The report concerns legal matters that could influence future proceedings.

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: -

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

mhm



Making decisions with you
We're in this together

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Making decisions with you
- 2.1 Built Environment
- 2.1.2 Development Assessment - To assess development applications lodged with Council to achieve quality land use outcomes and to assist people to understand the development process.

ROLE: **Provider**

**C2 [PR-CM] Compliance Update DA06/0603 at Lot 121 DP 1111869 No. 101
Bryens Road, Nobbys Creek**

REASON FOR CONFIDENTIALITY:

The report concerns legal matters that could influence future proceedings.

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: -

- (g) 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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Making decisions with you
We're in this together

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Making decisions with you
- 2.1 Built Environment
- 2.1.2 Development Assessment - To assess development applications lodged with Council to achieve quality land use outcomes and to assist people to understand the development process.

ROLE: Provider

C3 [PR-CM] Compliance Update DA05/0995 and DA16/0579, Mount Warning Spring Water, 2574 Kyogle Road, Kunghur

REASON FOR CONFIDENTIALITY:

The report concerns legal matters that could influence future proceedings.

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: -

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

mhm



Making decisions with you
We're in this together

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Making decisions with you
- 2.1 Built Environment
- 2.1.2 Development Assessment - To assess development applications lodged with Council to achieve quality land use outcomes and to assist people to understand the development process.

ROLE: **Provider**

C4 [PR-CM] Illegal Land Use and Ongoing Barking Dog Complaints

REASON FOR CONFIDENTIALITY:

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: -

- (a) personnel matters concerning particular individuals (other than councillors).

mhm



Making decisions with you
We're in this together

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Making decisions with you
- 2.2 Engagement
- 2.2.1 Animal Management - To provide effective and responsible care, management and public education for companion animals such as pet dogs and cats.

ROLE: **Provider**

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