

**TITLE: [PR-CM] State Emergency Services/Unlimited Arts - Development of Site**

**ORIGIN:**

**Building and Environmental Health**

**SUMMARY OF REPORT:**

The Land and Property Management Authority (LPMA) has responded to Council's request to progress the long term tenure of the State Emergency Services (SES) Tweed Heads Unit on Reserve 89237, Lot 682 DP 41192 Pioneer Parade, Banora Point detailing a process to investigate the matter.

This report presents these processes with a recommendation to proceed as detailed.

**RECOMMENDATION:**

**That Council:**

- 1. Seeks a short term licence over Reserve 89237 for the purpose of Site Investigation for a term of 12 months.**
- 2. Undertakes a diligent investigation to determine whether there are suitable sites on Council-owned land in the Shire that might be utilised for SES purposes.**
- 3. Pursues public consultation to show either:**
  - (i) That there is a surplus of open space in the Terranora locality and Reserve 89237 that is not required for public recreation; or**
  - (ii) That Reserve 89237 is required for public recreation but alternatives/offsets proposed by Council for the loss of public recreation space are acceptable to the community; or**
  - (iii) That no alternatives/offsets are sought by the community for the loss of land for public recreation and open space; or**
  - (iv) That the community will not accept alternatives/offsets offered by Council for the loss of open space and alternative sites for the SES facility will be pursued.**

**REPORT:**

On 15 June 2010 Council resolved to endorse the permanent location of the State Emergency Service Tweed Heads Unit on Lot 682 DP 41192 Pioneer Parade, Banora Point and request the Land and Property Management Authority (LPMA) to create an additional purpose of Reserve 89237 for emergency service facilities to ensure the long term tenure of the SES.

Following this resolution, correspondence was forwarded to the LPMA, they responded advising that the SES was a Council function, that the existing crown Reserve was designated Public Recreation and that the SES was not authorised to occupy the Reserve.

In response to this correspondence on 19 October 2010 Council resolved to write *to the Minister of Emergency Services Mr Steve Whan seeking urgent assistance to make representations on behalf of Council with the NSW Land and Property Management Authority to seek a review of its position on the continuing use of the operations of the State Emergency Service (SES) Tweeds Head Unit at Lot 682 DP41192, Crown Reserve 89237 Pioneer Parade, Banora Point.*

Consequently, following a meeting with the Land and Property Management Authority Council has now received a written response detailing the discussions and a process to address the matter as follows:

1. Tweed Shire Council seek a short term licence over Reserve 89237 for the purpose of Site Investigation for a term of 12 months; and
2. Council complete diligent investigations to determine whether there are suitable sites on Council-owned land in the Shire that might be utilised for SES purposes; and
3. Council will pursue public consultation to show either:
  - (i) That there is a surplus of open space in the locality and the site is not required for public recreation; or
  - (ii) That the site is required for public recreation but alternatives/offsets proposed by Council for the loss of public recreation space are acceptable to the community; or
  - (iii) That no alternatives/offsets are sought by the community for the loss of land for public recreation and open space; or
  - (iv) That the community will not accept alternatives/offsets offered by Council for the loss of open space and alternative sites for the SES facility will be pursued.

The LPMA has advised that once this process is complete Council can proceed to seek necessary planning consents and tenure from the Crown or to relocate the SES premises.

The SES have written to advise they are extremely eager to progress the matter, have highlighted the benefits of the current site and support Council's actions to date to ensure their long term tenure on the site.

It is therefore recommended that Council seek a short term licence and complete investigations and public consultation as required by the LPMA to progress the matter.

**LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:**

Nil.

**POLICY IMPLICATIONS:**

Nil.

**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](http://www.tweed.nsw.gov.au) (from 8.00pm Wednesday the week before the meeting) or visit Council's offices at Tweed Heads or Murwillumbah (from 8.00am Thursday the week before the meeting) or Council's libraries (from 10.00am Thursday the week of the meeting).*

1. Report from Council meeting of 15 June 2010 (ECM 32581980)
-