



Central Coast Council
Business Paper
Ordinary Council Meeting
24 June 2019





COMMUNITY STRATEGIC PLAN 2018-2028

ONE – CENTRAL COAST IS THE COMMUNITY STRATEGIC PLAN (CSP) FOR THE CENTRAL COAST LOCAL GOVERNMENT AREA

ONE – CENTRAL COAST DEFINES THE COMMUNITY'S VISION AND IS OUR ROADMAP FOR THE FUTURE

ONE – CENTRAL COAST BRINGS TOGETHER EXTENSIVE COMMUNITY FEEDBACK TO SET KEY DIRECTIONS AND PRIORITIES

One - Central Coast will shape and inform Council's business activities, future plans, services and expenditure. Where actions are the responsibility of other organisations, sectors and groups to deliver, Council will work with key partners to advocate on behalf of our community.

Ultimately, every one of us who live on the Central Coast has an opportunity and responsibility to create a sustainable future from which we can all benefit. Working together we can make a difference.

RESPONSIBLE

WE'RE A RESPONSIBLE COUNCIL AND COMMUNITY, COMMITTED TO BUILDING STRONG RELATIONSHIPS AND DELIVERING A GREAT CUSTOMER EXPERIENCE IN ALL OUR INTERACTIONS. We value transparent and meaningful

communication and use community feedback to drive strategic decision making and expenditure, particularly around the delivery of essential infrastructure projects that increase the safety, liveability and sustainability of our region. We're taking a strategic approach to ensure our planning and development processes are sustainable and accessible and are designed to preserve the unique character of the coast.



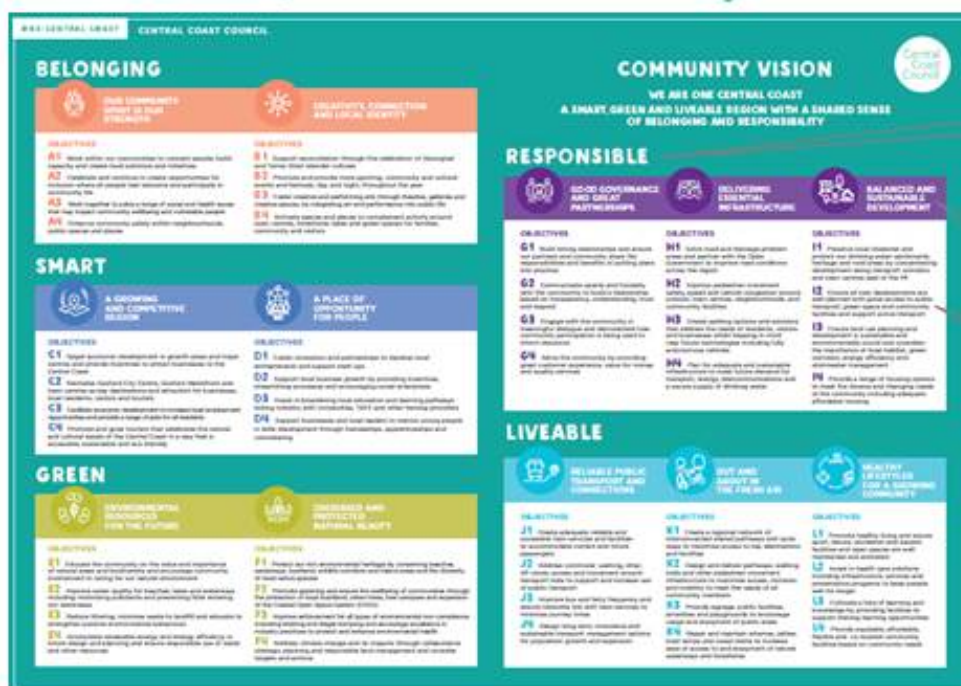
Good governance and great partnerships

G2 Communicate openly and honestly with the community to build a relationship based on transparency, understanding, trust and respect

There are 5 themes, 12 focus areas and 48 objectives

COMMUNITY STRATEGIC PLAN 2018-2028 FRAMEWORK

All council reports contained within the Business Paper are now aligned to the Community Strategic Plan. Each report will contain a cross reference to a Theme, Focus Area and Objective within the framework of the Plan.



Theme

Focus Area

Objective

Meeting Notice

**The Ordinary Meeting
of Central Coast Council
will be held in the Council Chamber,
2 Hely Street, Wyong on
Monday, 24 June 2019 at 6.30pm,
for the transaction of the business listed below:**

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Gary Murphy
Chief Executive Officer

Item No: 1.1
Title: Disclosure of Interest
Department: Governance



24 June 2019 Ordinary Council Meeting

Trim Reference: F2019/00041 - D13537138

Chapter 14 of the *Local Government Act 1993* ("LG Act") regulates the way in which the councillors and relevant staff of Council conduct themselves to ensure that there is no conflict between their private interests and their public functions.

Section 451 of the LG Act states:

- (1) *A councillor or a member of a council committee who has a pecuniary interest in any matter with which the council is concerned and who is present at a meeting of the council or committee at which the matter is being considered must disclose the nature of the interest to the meeting as soon as practicable.*
- (2) *The councillor or member must not be present at, or in sight of, the meeting of the council or committee:*
 - (a) *at any time during which the matter is being considered or discussed by the council or committee, or*
 - (b) *at any time during which the council or committee is voting on any question in relation to the matter.*
- (3) *For the removal of doubt, a councillor or a member of a council committee is not prevented by this section from being present at and taking part in a meeting at which a matter is being considered, or from voting on the matter, merely because the councillor or member has an interest in the matter of a kind referred to in section 448.*
- (4) *Subsections (1) and (2) do not apply to a councillor who has a pecuniary interest in a matter that is being considered at a meeting, if:*
 - (a) *the matter is a proposal relating to:*
 - (i) *the making of a principal environmental planning instrument applying to the whole or a significant part of the council's area, or*
 - (ii) *the amendment, alteration or repeal of an environmental planning instrument where the amendment, alteration or repeal applies to the whole or a significant part of the council's area, and*
 - (a1) *the pecuniary interest arises only because of an interest of the councillor in the councillor's principal place of residence or an interest of another person*

1.1 Disclosure of Interest (contd)

(whose interests are relevant under section 443) in that person's principal place of residence, and

- (b) the councillor made a special disclosure under this section in relation to the interest before the commencement of the meeting.*
- (5) The special disclosure of the pecuniary interest must, as soon as practicable after the disclosure is made, be laid on the table at a meeting of the council and must:*
 - (a) be in the form prescribed by the regulations, and*
 - (b) contain the information required by the regulations.*

Further, the Code of Conduct adopted by Council applies to all councillors and staff. The Code relevantly provides that if a councillor or staff have a non-pecuniary conflict of interest, the nature of the conflict must be disclosed as well as providing for a number of ways in which a non-pecuniary conflicts of interests might be managed.

Recommendation

That Council now disclose any conflicts of interest in matters under consideration by Council at this meeting.

Attachments

Nil

Item No: 1.2
Title: Confirmation of Minutes of Previous Meetings
Department: Governance

24 June 2019 Ordinary Council Meeting

Trim Reference: F2019/00041 - D13537142



Summary

Confirmation of minutes of the Ordinary Meeting of the Council held on 11 June 2019.

A motion or discussion with respect to the Minutes is not order except with regard to their accuracy as a true record of the proceedings.

Recommendation

That Council confirm the minutes of the Ordinary Meeting of the Council held on 11 June 2019.

Attachments

1 MINUTES - Ordinary Meeting Meeting - 11 June 2019 D13572129



Central Coast Council

Minutes of the Ordinary Council Meeting of Council

Held in the Council Chamber
2 Hely Street, Wyong
on 11 June 2019

Present

Mayor Jane Smith and Councillors Greg Best, Jillian Hogan, Kyle MacGregor, Doug Vincent, Troy Marquart, Chris Holstein OAM, Bruce McLachlan, Jilly Pilon, Rebecca Gale Collins, Louise Greenaway, Jeff Sundstrom, Richard Mehrstens and Lisa Matthews.

In Attendance

Gary Murphy (Chief Executive Officer), Boris Bolgoff (Director Roads, Transport, Drainage and Waste), Beth Burgess (Acting Director Connected Communities), Scott Cox (Director Environment and Planning), Jamie Loader (Acting Director Water and Sewer), Evan Hutchings (Director Governance) and Craig Norman (Chief Finance Officer).

The Mayor, Jane Smith, declared the meeting open at 6.31pm.

The Mayor, Jane Smith advised in accordance with the Code of Meeting Practice that the meeting is being recorded.

The Mayor, Jane Smith read an acknowledgement of country statement.

The Mayor, Jane Smith also acknowledged the connection that we all have to this land and place, and the shared responsibility that we have to care for and protect this land for future generations.

The reports are recorded in their correct agenda sequence.

Apology

Councillor Chris Burke

Leaves of Absence

Moved: **Councillor Gale Collins**

Seconded: **Councillor Sundstrom**

Resolved

- 475/19** ***That Council resolve to accept the following leave of absence requests:***
- ***Councillor Holstein for the period of 8-15 July 2019, and***
 - ***Councillor Pilon for the period of 8-15 July 2019.***

For:

Unanimous

1.1 Disclosure of Interest

Item 4.10 Grants and Sponsorship Program Round 2 - 2018-19 - Community Development Grant

Councillor Hogan declared a less than significant non pecuniary interest in the matter as she has professional relationships with many of the grant recipients. Councillor Hogan chose to remain in the chamber and participate in discussion and voting because she can be objective in her decision making.

Mayor Smith declared a less than significant non pecuniary interest in the matter as she volunteers with the Waterwatch Programme. Mayor Smith left the chamber at 7.36pm and returned at 7.53pm. She did not participate in discussion or voting.

Item 7.1 Deferred Item - Notice of Motion - San Remo BMX Park – Congratulations

Councillor Hogan declared a less than significant non pecuniary interest in the matter as the organisation that she works for was a partner in the development of the BMX park. Councillor Hogan chose to remain in the chamber and participate in discussion and voting and will manage the conflict by highlighting the benefit of partnerships as she has no personal interest in BMX. The matter was deferred to the next meeting.

Councillor Vincent declared a less than significant non pecuniary interest as he has volunteered at the BMX park and has children that utilise the site on non-race days. Councillor Vincent chose to remain in the chamber and participate in voting and discussion as he is not a member of the club or the committee. The matter was deferred to the next meeting.

Item 9.1 Davistown Wetlands Acquisition

Councillor Holstein declared a significant non pecuniary interest in the matter as the land owner is landlord of his wife's business premises. Councillor Holstein left the chamber at 10.01pm and did not return. He did not participate in discussion or voting.

Councillor Sundstrom declared a less than significant, non-pecuniary interest in the matter as he has been liaising with community members that are desirous of protecting these lands.

Councillor Sundstrom chose to remain in the chamber and participate in discussion and voting because he can make his judgments based on the merits of the recommendation only.

Item 9.2 Gosford Cultural Precinct – ET Negotiations

Councillor Holstein declared a pecuniary interest in the matter as he works part-time with Regional Youth Support Services who are a tenant of Parkside. Councillor Holstein left the chamber at 10.01pm and did not return. He did not participate in discussion or voting.

Moved: Councillor Holstein
Seconded: Councillor Gale Collins

Resolved

476/19 That Council receive the report on Disclosures of Interest and note advice of disclosures.

For:
Unanimous

At 6.36pm the Mayor paid tribute to the eight Central Coast residents who are recipients of awards in the Queen's Birthday Honours List. In particular the Mayor congratulated Deputy Mayor Councillor Chris Holstein who received an OAM for his services to local government and the Gosford community.

The other recipients congratulated by the Mayor were:

- Patsy Edwards OAM
- Donald van Keimpema OAM
- Brenda Booth OAM
- Denise Lawrence OAM
- Dr Michael Skobie OAM
- Karen McCann OAM
- Alan Morris AM

1.2 Confirmation of Minutes of Previous Meetings

Moved: Councillor Gale Collins
Seconded: Councillor MacGregor

Resolved

477/19 That Council confirm the minutes of the Ordinary Meeting of the Council held on 27 May 2019 with the following amendment:

**Item 1.3 – Notice of Intention to Deal with Matters in Confidential Session.
Correction: Mayor Jane Smith voted for this item.**

**For:
Unanimous**

1.3 Notice of Intention to Deal with Matters in Confidential Session

**Moved: Councillor Mehrtens
Seconded: Councillor Sundstrom**

Resolved

478/19 That the Council resolve that the following matters be dealt with in closed session, pursuant to s. 10A(2)(c) of the Local Government Act 1993 for the following reasons:

Item 9.1 Davistown Wetlands Acquisition

Reason for considering in closed session:

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

That Council resolve, pursuant to section 11(3) of the Local Government Act 1993, that this report and attachment 1 to this report remain confidential in accordance with section 10A(2)(c) of the Local Government Act as it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and because consideration of the matter in open Council would on balance be contrary to the public interest as it would affect Councils ability to obtain value for money services for the Central Coast community.

Item 9.2 Gosford Cultural Precinct

Reason for considering in closed session:

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

That Council resolve, pursuant to section 11(3) of the Local Government Act 1993, that this report and attachment 1 to this report remain confidential in accordance with section 10A(2)(c) of the Local Government Act as it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and because consideration of the matter in open Council would on balance be contrary to the public interest as it would affect Councils ability to obtain value for money services for the Central Coast community.

For:

Mayor Smith and Councillors Matthews, Mehrstens, Sundstrom, Greenaway, Holstein, Vincent, MacGregor and Hogan

Against:

Councillors Gale Collins, Pilon, Marquart, Best and McLachlan

Procedural Motion – Exception

Moved: Councillor Gale Collins

Seconded: Councillor Vincent

Resolved

479/19 That with the exception of the following reports, Council adopt the recommendations contained in the remaining reports:

- 4.1 Deferred Item - Ordinary Rates Harmonisation
- 4.2 Deferred Item - Meeting Record of the Coastal Open Space System (COSS) Committee held on 27 March 2019
- 4.3 Deferred Item - Meeting Record of the Environment Trust Management Committee held on 26 March 2019
- 4.4 Deferred Item - Meeting Record of the Catchments and Coast Committee Brisbane Water and Gosford Lagoons held on 21 March 2019
- 4.6 Draft Code of Meeting Practice - Submissions and further information
- 4.8 Response to Motion of Urgency - Terrigal Water Quality
- 4.10 Grants and Sponsorship Program Round 2 - 2018-19 - Community Development Grant
- 4.12 Consideration of Submissions and Adoption of the Operational Plan 2019-20
- 5.1 Deferred Item - Removal of Potential Asbestos Containing Material at Wamberal Beach on 22 July 2017
- 7.1 Deferred Item - Notice of Motion - San Remo BMX Park - Congratulations
- 7.2 Deferred Item - Notice of Motion - Innovation and Futures Reference Group
- 7.3 Deferred Item - Notice of Motion - Water Management Committee
- 7.4 Notice of Motion - Emergency Desal Delivery Schedule
- 8.1 Rescission Motion - Draft Aviation HUB
- 9.1 Deferred Item - Response to Notice of Motion - Davistown Wetlands Acquisition

9.2 Gosford Cultural Precinct - ET Negotiations

480/19 That Council adopt the following items en-masse and in accordance with the report recommendations:

- 2.1 DA 55713/2018 - No 31 Reads Road, Wamberal - Proposed Alteration & Additions, Tennis Court, Swimming Pool & Cabana
- 3.1 CPA/1183 - Payroll System Implementation
- 3.2 CPA/1877 - Tender Evaluation - Design and Construction of Correa Bay Boat Ramp
- 4.5 Meeting Record of Mangrove Mountain and Spencer Advisory Committee held on 9 April 2019
- 4.7 Request for Memorial Seat
- 4.9 Heritage Grant Program Round 2 2018-19
- 4.11 CCC Liquid Trade Waste Policy
- 5.2 Councillor Expenses and Facilities Report as at 30 April 2019
- 5.3 Rocket Ship Park - Lions Park Long Jetty

For:

Unanimous

2.1 DA 55713/2018 - No 31 Reads Road, Wamberal - Proposed Alteration & Additions, Tennis Court, Swimming Pool & Cabana

Moved: Councillor Gale Collins

Seconded: Councillor Vincent

Resolved

481/19 That Council grant consent subject to the conditions detailed in the schedule attached to the report and having regard to the matters for consideration detailed in Section 4.15 of the Environmental Planning and Assessment Act 1979, and other relevant issues.

For:

Unanimous

3.1 CPA/1183 - Payroll System Implementation

Moved: Councillor Gale Collins

Seconded: Councillor Vincent

Resolved

- 482/19** *That the Council resolve to decline to accept any of the tenders, in accordance with cl. 178(1)(b) of the Local Government (General) Regulation 2005.*
- 483/19** *That the Council determine, for the purposes of cl. 178(3)(e) of the Local Government (General) Regulation 2005 ("the LG Regulation"), that the Council enter in to negotiations with the entity identified as Tenderer No. 5 in confidential Attachment 1 to this report ("Tenderer 5") and any other appropriate vendors, with a view to entering in to a contract in relation to the subject matter of the request for tender.*
- 484/19** *That the Council note, for the purposes of cl. 178(4) of the LG Regulation, that:*
- a Its reasons for declining to invite fresh tenders or fresh applications are:*
 - i inviting fresh tenders or applications is unlikely to result in a more beneficial contract than direct negotiations with Tenderer 5 and any other appropriate vendors*
 - b The Council's reason for determining to enter in to negotiations with Tenderer 5 and any other appropriate vendors are that the risks identified by the Council in respect to the tender received from Tenderer 5 have some prospect of being resolved by direct negotiations, which if so resolved would result in an appropriate contract for the Council.*
- 485/19** *That the Council resolve that this report and its attachments remain confidential in accordance with s.11 (3) of the Local Government Act 1993 ("LG Act"), because:*
- a The report and its attachments contain information that would, if disclosed, confer a commercial advantage on a person with whom the Council proposes to conduct business (s. 10A(2)(c) of the LG Act);*
 - b The report and its attachments contain commercial information of a confidential nature which, if disclosed, would prejudice the commercial position of the person who supplied it to the Council (s. 10A(2)(d)(i) of the LG Act.*
- 486/19** *That Council resolve, pursuant to section 11(3) of the Local Government Act 1993, that this report and attachment 1 to this report remain confidential in accordance with section 10A(2)(c) of the Local Government Act as it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct)*

business and because consideration of the matter in open Council would on balance be contrary to the public interest as it would affect Councils ability to obtain value for money services for the Central Coast community.

For:

Unanimous

3.2 CPA/1877 - Tender Evaluation - Design and Construction of Correa Bay Boat Ramp

Moved: Councillor Gale Collins

Seconded: Councillor Vincent

Resolved

487/19 That Council declines all tenders received for Contract CPA/1877 – Design and Construction of Correa Bay Boat Ramp in accordance with cl.178 Local Government (General) Regulation 2005.

488/19 That Council declines to invite fresh tenders because the market has responded.

489/19 That Council enter into negotiations with any person (whether or not the person was a tenderer) with a view to entering into a contract in relation to the subject matter of the tender, as per cl.178(3) of the 'Regulation'.

490/19 That Council determine the Tender Evaluation Report (Attachment 1) remains confidential in accordance with Section 10A(2)(d) of the Local Government Act 1993 as the report contains commercial information of a confidential nature.

For:

Unanimous

4.1 Deferred Item - Ordinary Rates Harmonisation

Moved: Councillor Best

Seconded: Councillor Vincent

Resolved

491/19 That Council receive the report on Deferred Item – Ordinary Rates Harmonisation.

- 492/19 That Council request the Chief Executive Officer to report back to Council on the implication on any legislative change to the rates harmonisation process.**

For:

Unanimous

4.2 Deferred Item - Meeting Record of the Coastal Open Space System (COSS) Committee held on 27 March 2019

Moved: Mayor Smith

Seconded: Councillor Sundstrom

Resolved

- 493/19 That Council note the Meeting Record of the Coastal Open Space System (COSS) Committee held on 27 March 2019 that is Attachment 1 to this report**

- 494/19 The COSS logo be included on COSS Related materials including COSS Committee meeting Agendas and Meeting Records.**

For:

Mayor Smith and Councillors Matthews, Mehrrens, Sundstrom, Greenaway, McLachlan, Holstein, Vincent, MacGregor, Hogan and Best

Against:

Councillors Gale Collins, Pilon and Marquart

4.3 Deferred Item - Meeting Record of the Environment Trust Management Committee held on 26 March 2019

Moved: Mayor Smith

Seconded: Councillor Sundstrom

Resolved

- 495/19 That Council note the draft Meeting Record of the Protection of the Environment Trust (POET) Management Committee held on 26 March 2019 that is Attachment 1 to this report.**

- 496/19 That Council defer consideration of the rezoning of land held in Trust for further consideration of the POET Committee.**

- 497/19** *That Council notes the six parcels of land have been donated to the POET for the specific purpose of environmental protection.*

For:

Unanimous

4.4 **Deferred Item - Meeting Record of the Catchments and Coast Committee
Brisbane Water and Gosford Lagoons held on 21 March 2019**

Moved: **Mayor Smith**

Seconded: **Councillor MacGregor**

Resolved

- 498/19** *That Council note the draft Meeting Record of the Catchments and Coast Committee Brisbane Water and Gosford Lagoons held on 21 March 2019, that is Attachment 1 to this report.*

- 499/19** *That Council determine the Terms of Reference for the Terrigal Water Quality Sub-Committee as provided in Attachment 2 with the addition of those provisions recommended by staff in the report.*

- 500/19** *That Council note an error in the draft terms of reference listing Councillor Gale Collins as a member of the Sub-Committee.*

For:

**Mayor Smith and Councillors Matthews,
Mehrtens, Sundstrom, Greenaway, Gale
Collins, Pilon, McLachlan, Holstein, Vincent,
MacGregor and Hogan**

Against:

Councillors Marquart and Best

4.5 **Meeting Record of Mangrove Mountain and Spencer Advisory Committee
held on 9 April 2019**

Moved: **Councillor Gale Collins**

Seconded: **Councillor Vincent**

Resolved

- 501/19** *That Council note the Meeting Record of the Mangrove Mountain and Spencer Advisory Committee held 9 April 2019 that is Attachment 1 to this report.*

- 502/19** *That the Chief Executive Officer consider the proactive release of the independent assessment report titled Technical Environment & Operational Review, Mangrove Mountain Landfill, Wisemans Ferry Road, Mangrove Mountain NSW dated 5 May 2017, following receipt of letter from the Environment Protection Authority. The report is to be placed on Council's website if proactively released.*

For:

Unanimous

4.6 Draft Code of Meeting Practice - Submissions and further information

Moved: Mayor Smith
Seconded: Councillor Hogan

Resolved

- 503/19** *That Council note and consider the one submission that was received during the exhibition period as required by Section 362 of the Local Government Act.*

- 504/19** *That in accordance with Section 360 of the Local Government Act 1993, Council adopted the draft Code of Meeting Practice as set out in Attachment 1 to this report with the following;*

1 Clause 10.9 be amended as follows:

A motion or an amendment to a motion raised during debate which if passed would require the expenditure of funds on works and/or services other than those already provided for in Council's current adopted operational plan must identify the source of funding for the expenditure that is the subject of the motion. If the motion does not identify a funding source, Council must defer consideration of the matter, pending a report from the Chief Executive Officer on the availability of funds for implementing the motion if adopted.

2 Clause 10.25(a) be amended as follows:

Despite clauses 10.20 and 10.21, a Councillor may move that a motion or an amendment be now be put, or the Chairperson may put the motion or amendment:

- (a) if the mover of the motion or amendment has spoken in favour of it and no Councillor expresses an intention to speak against it; or*
- (b) if at least two(2) Councillors have spoken to in favour of the*

motion or amendment and at least two (2) Councillors have spoken against it.

3 Add at Clause 9.17:

Questions should take no longer than 60 seconds.

For:
Mayor Smith and Councillors Greenaway, McLachlan, Holstein, Vincent, MacGregor and Hogan

Against:
Councillors Matthews, Gale Collins, Pilon, Marquart and Best

Abstained:
Councillors Mehrtens and Sundstrom

This item was declared CARRIED on the casting vote of the Mayor.

4.7 Request for Memorial Seat

Moved: Councillor Gale Collins
Seconded: Councillor Vincent

Resolved

505/19 That Council approve the application by Mrs Collier for a memorial seat to be installed in memory of her late husband, William James Collier.

For:
Unanimous

4.8 Response to Motion of Urgency - Terrigal Water Quality

Moved: Councillor Greenaway
Seconded: Councillor Gale Collins

506/19 That Council note the Response to Motion of Urgency.

507/19 That the Chief Executive Officer provide a regular update (every 6 weeks) detailing the pollution events reported to council and the outcomes of the investigations conducted (ie the source of the pollution, and any compliance action)

For:
Unanimous

4.9 Heritage Grant Program Round 2 2018-19

Moved: Councillor Gale Collins
Seconded: Councillor Vincent

Resolved

508/19 That Council allocate \$26,766.00 from the 2018-19 Heritage Grant Program budget to the community grant programs as outlined in the following report and Attachment 1.

509/19 That Council decline applications for the reasons indicated in Attachment 2, the applicants be advised and where relevant, directed to alternate funding.

For:
Unanimous

4.10 Grants and Sponsorship Program Round 2 - 2018-19 - Community Development Grant

Councillor Hogan declared a less than significant non pecuniary interest in the matter as she has professional relationships with many of the grant recipients. Councillor Hogan chose to remain in the chamber and participate in discussion and voting because she can be objective in her decision making.

Mayor Smith declared a less than significant non pecuniary interest in the matter as she volunteers with the Waterwatch Programme. Mayor Smith left the chamber at 7.36pm and returned at 7.53pm. She did not participate in discussion or voting.

Moved: Councillor Best
Seconded: Councillor MacGregor

510/19 That Council allocate \$105,061.00 from the 2018-19 grants budget to the Community Development Grant Program as outlined in the following report and Attachment 1.

511/19 That Council decline the Community Development Grant Program applications for the reasons indicated in Attachment 2 and the applicants be advised and where relevant, directed to alternate funding.

For:
Councillors Matthews, Mertens, Sundstrom,
Greenaway, Gale Collins, Pilon, McLachlan,
Holstein, Vincent, MacGregor, Hogan and
Best

Against:
Councillor Marquart

4.11 CCC Liquid Trade Waste Policy

Moved: Councillor Gale Collins
Seconded: Councillor Vincent

Resolved

512/19 That Council exhibit the Liquid Trade Waste Policy for public comment.

513/19 That Council adopt the policy subject to no significant objections as a result of the exhibition.

514/19 That Council consider a further report if there are significant objections.

For:
Unanimous

4.12 Consideration of Submissions and Adoption of the Operational Plan 2019-20

Moved: Councillor Best
Seconded: Councillor Holstein

Resolved

515/19 That Council note that the draft Operational Plan for the 2019-20 financial year ("Operational Plan 2019-20") was publicly exhibited from Monday 1 April to Wednesday 1 May 2019, as required by ss. 405(3) of the Local Government Act 1993.

516/19 That Council consider, as required by ss. 405(5) of the Local Government Act 1993, the submissions received by Council during the public exhibition of the draft Operational Plan 2019-20.

517/19 That Council endorse the amendments to the exhibited draft Operational Plan 2019-20 that are set out in attachments 3, 4 and 5 to the report.

- 518/19 That Council authorise the Chief Executive Officer to make final editorial amendments to the exhibited draft Operational Plan 2019-20 to ensure correctness and clarity.**
- 519/19 That Council adopt, pursuant to s. 405 of the Local Government Act 1993, the exhibited draft Operational Plan 2019-20 with the amendments authorised by resolutions 3 and 4 above.**
- 520/19 That Council authorise, subject to resolution 5, the Chief Executive Officer to make final editorial amendments to the exhibited draft Operational Plan 2019-20 with the inclusion of the Chief Executive Officer's Message and Mayor's Message prior to publication.**
- 521/19 That Council approve the estimates of income and expenditure as detailed in the Operational Plan for the 2019-20 financial year, as adopted by resolution 5.**
- 522/19 That Council endorse, for public exhibition pursuant to s. 610F of the Local Government Act 1993, the reduction in the Circus and Carnival daily fee as set out in attachment 5 to this report.**
- 523/19 That Council note for proposed fees subject of resolution 7 have not been adopted and that a further report will be presented to Council after the public exhibition of those fees has been completed.**
- 524/19 That Council authorise the Chief Executive Officer to waive or reduce fees in appropriate cases.**
- 525/19 That Council defer action on resolution 328/19 below pending a further report to Council in relation to this matter.**

Old Gosford LGA –

Davistown Oval, Eve Williams, Terry Oval, Fred Pinkstone, Kitchner Oval, Patrick Croke and Saratoga Oval

Old Wyong LGA –

Eastern Road Top Oval, Harry Moore Oval 3, Sir Joseph Banks Passive, Lakehaven 1 and 2, Mannering Park Oval, Norah Head Hockey Oval, Sohier Park 4, Tunkuwallin Oval 1 and 2, Tuggerah Oval 1 and Wadalba High School 3.

That these grounds revert back to a Level 3 ground and fees charged at a rate of \$858.87per ground.

- 526/19** *That Council notes with concern the projected deficit and general issues of ward expenditure equity.*

For:

Mayor Smith and Councillors Matthews, Mehrtens, Sundstrom, Greenaway, Gale Collins, Pilon, McLachlan, Holstein, Marquart, MacGregor, Hogan and Best

Against:

Councillor Vincent

5.1 **Deferred Item - Removal of Potential Asbestos Containing Material at Wamberal Beach on 22 July 2017**

Moved: **Mayor Smith**
Seconded: **Councillor Best**

Resolved

- 527/19** *That Council receive the report on Deferred Item - Removal of Potential Asbestos Containing Material at Wamberal Beach on 22 July 2017.*

- 528/19** *That Council note the report Removal of Potential Asbestos Containing Material at Wamberal Beach on 22 July 2017.*

For:

Mayor Smith and Councillors Matthews, Mehrtens, Sundstrom, Greenaway, McLachlan, Holstein, Marquart, Vincent, MacGregor, Hogan and Best

Against:

Councillors Gale Collins and Pilon

5.2 **Councillor Expenses and Facilities Report as at 30 April 2019**

Moved: **Councillor Gale Collins**
Seconded: **Councillor Vincent**

Resolved

- 529/19** *That Council receive the report on Councillor Expenses and Facilities Report as at 30 April 2019.*

For:

Unanimous

5.3 Rocket Ship Park - Lions Park Long Jetty

Moved: Councillor Gale Collins**Seconded: Councillor Vincent****Resolved****530/19 That Council receive and note the report on Rocket Ship Park - Lions Park Long Jetty.****For:****Unanimous****7.1 Deferred Item - Notice of Motion - San Remo BMX Park - Congratulations**

Councillor Hogan declared a less than significant non pecuniary interest in the matter as the organisation that she works for was a partner in the development of the BMX park. Councillor Hogan chose to remain in the chamber and participate in discussion and voting and will manage the conflict by highlighting the benefit of partnerships as she has no personal interest in BMX. The matter was deferred to the next meeting.

Councillor Vincent declared a less than significant non pecuniary interest as he has volunteered at the BMX park and has children that utilise the site on non-race days. Councillor Vincent chose to remain in the chamber and participate in voting and discussion as he is not a member of the club or the committee. The matter was deferred to the next meeting because

Moved: Councillor Hogan**Seconded: Mayor Smith****Resolved****531/19 That this item be deferred be to the 8 July 2019 Council Meeting.****For:****Unanimous****7.2 Deferred Item - Notice of Motion - Innovation and Futures Reference Group**

Moved: Mayor Smith**Seconded: Councillor Best****Resolved**

- 532/19** *That Council receive the report on Deferred Item – Notice of Motion – Innovation and Futures Reference Group.*
- 533/19** *That Council establish an Innovation and Futures Reference Group to provide input and advice to the newly created Innovation and Futures Directorate.*
- 534/19** *The Innovation and Futures Reference Group will be responsible for providing advice and feedback on strategic matters such as:*
- i. development of a long term Strategy for the Coast with a ten year plus time horizon.*
 - ii. building a sustainable and innovative economy on the Central Coast.*
 - iii. helping develop new and innovative technologies and businesses to create jobs for the future.*
 - iv. delivering the objectives of the Community Strategic Plan (CSP).*
 - v. ensuring Council leads the way and by example in sustainable practices including energy efficiency measures in Council facilities.*
- 535/19** *Membership of the Reference Group is to include the Mayor, nominated Councillors, Chief Executive Officer, expert members invited from academic institutions and others with relevant knowledge, skills and / or experience.*
- 536/19** *That the Chief Executive Officer work with interested Councillors to develop a Terms of Reference and a process to determine membership of the Reference Group.*
- 537/19** *The Chief Executive Officer provide a further report to Council at the second Ordinary Meeting in August 2019.*

For:
Mayor Smith and Councillors Matthews, Mehrtens, Sundstrom, Greenaway, Holstein, Vincent, MacGregor and Hogan

Against:
Councillors Gale Collins, Pilon, McLachlan and Marquart

Abstained:
Councillor Best

7.3 Deferred Item - Notice of Motion - Water Management Committee

Moved: **Mayor Smith**
Seconded: **Councillor Vincent**

Resolved

- 538/19 That Council receive the report on Deferred Item – Notice of Motion – Water Management Committee.**
- 539/19 That Council establish a Central Coast Water Management Advisory Committee (CCWMAC).**
- 540/19 The Advisory Committee will be responsible for providing advice and feedback to Council on the management of the water supply and related matters including, but not limited to:**
- i. promoting the efficient delivery of the water supply, sewerage and drainage services for the long-term interests of consumers with respect to price, quality, safety, reliability and security of supply.**
 - ii. maximising water conservation, demand management and the use of recycled water.**
 - iii. total catchment management and consideration of the entire water cycle.**
 - iv. community education on the sustainable use of water.**
 - v. implementation of Water Sharing Plans relevant to the Central Coast.**
 - vi. development of the Integrated Water Management Plan with a long term focus.**
- 541/19 Membership of the Committee is to comprise the Mayor, nominated Councillors, the CEO and committee members with knowledge, skills and / or experience that can contribute to the functions and deliberations of the committee including social, economic and environmental considerations.**
- 542/19 That the Chief Executive Officer work with interested Councillors to develop a Terms of Reference and an Expression of Interest Process for the Water Management Advisory Committee.**
- 543/19 A further report come back to Council no later than the first Ordinary meeting in August, 2019.**

For:

**Mayor Smith and Councillors Matthews,
Mehrtens, Sundstrom, Greenaway, Holstein,
Vincent, MacGregor, Hogan and Best**

Against:

**Councillors Gale Collins, Pilon, McLachlan
and Marquart**

7.4 Notice of Motion - Emergency Desal Delivery Schedule

Moved: Councillor Best
Seconded: Councillor Marquart

- 1 *That this Council supports and recognises the outstanding contribution of the former Wyong Shire Council and the then Central Coast Water Authority for their leadership and legacy around water security that secured formal Approvals to construct the Emergency Lakes Beach Desalination Plant.*
- 2 *That as our anchor water supply Mangrove Creek Dam (MCD) continues to dwindle, Council now moves to begin the formal process to make 'shovel ready' the Desalination Plant.*
- 3 *That Staff report to Council on the current status of this critical infrastructure initiative covering but not limited to, Desal trigger points, rolling budget allocations, designs, approvals, tender process, construction scheduling, commissioning and estimated annual water yield including any agreements to reciprocate supply to the Hunter via the upgraded northern pipeline.*
- 4 *That Council understands that a protracted continuation of the prevailing weather conditions would likely result in the need to manufacture drinking water and that design, construct and commissioning of such a Desalination Plant would take some years despite approvals already being secured by the former Wyong Shire Council.*

Amendment Moved: Councillor Matthews
Amendment Seconded: Councillor Vincent

That this item be referred to the Water Management Committee.

For:
Mayor Smith and Councillors Matthews,
Mehrtens, Sundstrom, Holstein, Vincent,
MacGregor and Hogan

Against:
Councillors Greenaway, Gale Collins, Pilon,
McLachlan, Marquart and Best

The Amendment was put and CARRIED and thereby became the Motion.

Moved: Councillor Matthews
Seconded: Councillor Vincent

Resolved

544/19 That this item be referred to the Water Management Committee.

For:
Mayor Smith and Councillors Matthews,
Mehrtens, Sundstrom, Greenaway, Holstein,

Against:
Councillors Gale Collins, Pilon,
McLachlan, Marquart and Best

Vincent, MacGregor and Hogan

The meeting adjourned at 9.33pm and resumed at 9.47pm.

8.1 Rescission Motion - Draft Aviation HUB

Moved: Councillor Best
 Seconded: Councillor McLachlan

That the following resolution in part carried at the Ordinary Meeting of Council held on 27 November 2017 be rescinded:

- 756/17 That Council fully support the Warnervale Airport Restrictions Act (WAR Act) (1996).*
- 757/17 That Council not approve any development at the Warnervale Airport which is not consistent with the WAR Act (1996).*
- 758/17 That Council not immediately extend or remove the current 1196 metre runway.*
- 759/17 That Council not alter the position, length, width, thickness or strength of the current runway.*
- 760/17 That Council immediately suspend all works, land acquisitions and expenditure on the Central Coast Airport, except where those works are required by law or the suspension of those works would put Council in breach of existing contractual obligations and/or expose Council to claims for damages or variation under any such contract.*
- 762/17 That Council maintain the current site zoning, unaltered and not approve rezoning to SP2.*
- 763/17 That Council permanently protect all of the Porters Creek wetland owned by Council and south of the current runway, from development for biodiversity, emergency drinking water supply and protection of the water quality into the Tuggerah Lakes Estuary.*

For:
Councillors Gale Collins, Pilon, McLachlan,
Holstein, Marquart and Best

Against:
Mayor Smith and Councillors Matthews,
Mehrtens, Sundstrom, Greenaway, Vincent,
MacGregor and Hogan

The Rescission Motion was put to the vote and declared LOST.

Confidential Session

Councillor Holstein left the chamber at 10.01pm and did not return. He was not present for discussion or voting on this item.

Moved: **Councillor Mehrtens**
Seconded: **Councillor Sundstrom**

Resolved

545/19 That the meeting move into Confidential Session.

For: Mayor Smith and Councillors Matthews, Mehrtens, Sundstrom, Greenaway, McLachlan, Vincent, MacGregor, Hogan and Best	Against: Councillor Gale Collins, Pilon and Marquart
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At this stage of the meeting being 10.02pm the meeting moved into Confidential Session with the members of the press and public excluded from the closed session and access to the correspondence and reports relating to the items considered during the course of the closed session being withheld. This action is taken in accordance with Section 10a of The Local Government Act, 1993 as the items listed come within the following provisions:-

9.1 Deferred Item - Response to Notice of Motion - Davistown Wetlands Acquisition

Pursuant to Section 11(3) of the Local Government Act 1993, that this report and attachment 1 to this report remain confidential in accordance with section 10A(2)(c) of the Local Government Act as it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and because consideration of the matter in open Council would on balance be contrary to the public interest as it would affect Councils ability to obtain value for money services for the Central Coast community.

9.2 Gosford Cultural Precinct - ET Negotiations

Pursuant to Section 10A(2)(c) of the Local Government Act 1993, that Attachment 1, 2, 3 and 4 to this report remain confidential as they contain information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and because consideration of the matter in open Council would on balance be contrary to the public interest as it would affect Councils ability to obtain value for money services for the Central Coast community.

Open Session

The meeting resumed in open session at 10.54pm and the Chief Executive Officer reported on proceedings of the confidential session of the ordinary meeting as follows:

9.1 Deferred Item - Response to Notice of Motion - Davistown Wetlands Acquisition

Councillor Holstein declared a significant non pecuniary interest in the matter as the land owner is landlord of his wife's business premises. Councillor Holstein left the chamber at 10.01pm and did not return. He was not present for discussion or voting on this item.

Councillor Sundstrom declared a less than significant, non-pecuniary interest in the matter as he has been liaising with community members that are desirous of protecting these lands. Councillor Sundstrom chose to remain in the chamber and participate in discussion and voting because he can make his judgments based on the merits of the recommendation only.

Moved: Councillor Marquart

Seconded: Councillor Gale Collins

- 1 *That Council receive the report on Deferred Item – Response to Notice of Motion – Davistown Wetlands Acquisition.*
- 2 *That Council authorise the Chief Executive Officer to complete due diligence investigations on the condition and status of the following land parcels:*
 - Lot 1 DP 547660
 - Lot 30 DP 456234
 - Lot 31 DP 5820
 - Lot 32 DP 5820
 - Lot 52 DP 6014
 - Lot 53 DP 6014
 - Lot 92 DP 12206
 - Lot 93 DP 12206
- 3 *That Council authorise the Chief Executive Officer to commence negotiations for the purchase of the combined 19.26ha bundle of land parcels and offer a fair and reasonable purchase price having regard to market value.*
- 4 *That Council resolve, pursuant to section 11(3) of the Local Government Act 1993, that this report and attachment 1 to this report remain confidential in accordance with section 10A(2)(c) of the Local Government Act as it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and because consideration of the matter in open Council would on balance be contrary to the public interest as it would affect Councils ability to*

obtain value for money services for the Central Coast community.

- 5 *Any residual funds remaining post purchase would remain in the Davistown Wetland fund to be directed to complete any required maintenance and/or application costs for any available infrastructure grants to facilitate the creation of community walkways within the purchased blocks.*

Amendment Moved: Councillor Sundstrom

Amendment Seconded: Councillor Mehrtens

- 1 *That Council receive the report on Deferred Item – Response to Notice of Motion – Davistown Wetlands Acquisition.*
- 2 *That Council authorise the Chief Executive Officer to complete due diligence investigations on the condition and status of the following land parcels:*
- *Lot 1 DP 547660*
 - *Lot 30 DP 456234*
 - *Lot 31 DP 5820*
 - *Lot 32 DP 5820*
 - *Lot 52 DP 6014*
 - *Lot 53 DP 6014*
 - *Lot 92 DP 12206*
 - *Lot 93 DP 12206*
- 3 *That Council authorise the Chief Executive Officer to commence negotiations for the purchase of the combined 19.26ha bundle of land parcels and offer a fair and reasonable purchase price having regard to market value.*
- 4 *That Council resolve, pursuant to section 11(3) of the Local Government Act 1993, that this report and attachment 1 to this report remain confidential in accordance with section 10A(2)(c) of the Local Government Act as it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and because consideration of the matter in open Council would on balance be contrary to the public interest as it would affect Councils ability to obtain value for money services for the Central Coast community.*
- 5 *If land successful acquired then request the Chief Executive Officer:*
- a. Reclassify land acquired to community land.*
 - b. Investigate opportunities with relevant agencies for a binding conservation agreement to be placed on the land.*
 - c. Further report to come back to Council within 6 months of acquisition.*

For:
Mayor Smith and Councillors Matthews,
Mehrtens, Sundstrom, Greenaway, Vincent,
MacGregor and Hogan

Against:
Councillors Gale Collins, Pilon, McLachlan,
Marquart and Best

The Amendment was put and CARRIED and thereby became the Motion.

Moved: Councillor Sundstrom
Seconded: Councillor Mehrtens

Resolved

546/19 That Council receive the report on Deferred Item – Response to Notice of Motion – Davistown Wetlands Acquisition.

547/19 That Council authorise the Chief Executive Officer to complete due diligence investigations on the condition and status of the following land parcels:

- Lot 1 DP 547660
- Lot 30 DP 456234
- Lot 31 DP 5820
- Lot 32 DP 5820
- Lot 52 DP 6014
- Lot 53 DP 6014
- Lot 92 DP 12206
- Lot 93 DP 12206

548/19 That Council authorise the Chief Executive Officer to commence negotiations for the purchase of the combined 19.26ha bundle of land parcels and offer a fair and reasonable purchase price having regard to market value.

549/19 That Council resolve, pursuant to section 11(3) of the Local Government Act 1993, that this report and attachment 1 to this report remain confidential in accordance with section 10A(2)(c) of the Local Government Act as it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and because consideration of the matter in open Council would on balance be contrary to the public interest as it would affect Councils ability to obtain value for money services for the Central Coast community.

550/19 If land successful acquired then request the Chief Executive Officer:

- a. **Reclassify land acquired to community land.**
- b. **Investigate opportunities with relevant agencies for a binding conservation agreement to be placed on the land.**

- c. *Further report to come back to Council within 6 months of acquisition.*

For:

Unanimous

9.2 Gosford Cultural Precinct - ET Negotiations

Councillor Holstein declared a pecuniary interest in the matter as he works part-time with Regional Youth Support Services who are a tenant of Parkside. Councillor Holstein left the chamber at 10.01pm and did not return. He was not present for discussion or voting on this item.

Moved: Mayor Smith

Seconded: Councillor Mehrtens

Resolved

551/19 That Council purchase the land known as Lot 11 DP 746819 (which has a street address of 123B-125A Donnison Street, Gosford) by private treaty, in accordance with either revised Option 1 or revised Option 2 outlined in Confidential Attachment 2.

552/19 That Council purchase the amalgamated lots listed in Confidential Attachment 4 by private treaty.

553/19 The Chief Executive Officer be authorised to carry out all actions necessary to complete the purchases.

554/19 That Council resolve, pursuant to s10A(2)(c) of the Local Government Act 1993, that Attachment 1, 2, 3 and 4 to this report remain confidential as they contain information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

555/19 That the Chief Executive Officer provide a confidential briefing to elected state and federal MPs on the progress of the Cultural Precinct.

For:

Mayor Smith and Councillors Matthews, Mehrtens, Sundstrom, Vincent, MacGregor and Hogan

Against:

Councillors Greenaway, Gale Collins, Pilon, McLachlan, Marquart and Best

A division was called by Councillors Marquart and Best.

Questions on Notice**Q110/19 QON - Committees****Councillor Lisa Matthews**

Can staff please list all of the committees , reference groups we currently have and advise how often each meet and makeup of community members, staff and Councillors?

Q111/19 QON - Arthouse Board Members**Councillor Lisa Matthews**

Can staff please advise the names of the Art House Board and is it still considered a skills based board?

Q112/19 QON - Rawson Road and Ocean Beach Road**Councillor Richard Mehrrens**

Did Council seek funding for the election announcement by the Federal Government for upgrades to the intersection at Rawson Road and Ocean Beach Road? What plans does Council have for these major road works?

Q113/19 QON - Liquid Trade Waste**Councillor Louise Greenaway**

Council's Liquid Trade Waste Policy specifically lists cat litter as a prohibited substance. Would it be possible to notify the Companion Animals Advisory Committee of this so when it convenes, the committee can address concerns of cat owners as to best practice for cat litter disposal?

Q114/19 QON - Warnervale Land**Councillor Louise Greenaway**

Would staff please provide an update on the proposed sale of the Warren Rd Warnervale land as it is now 9 months since the resolution was passed and many in the community had expected a sale well within that time frame especially given that the property has been sold before?

Q115/19 QON - Safety Concerns
Councillor Rebecca Gale Collins

Can Council investigate safety concerns and possible need for Armco railing on Carlton Road in Erina Heights due to community concerns about recent accidents?

Q116/19 QON - Response to QON
Councillor Bruce McLachlan

With regards to my Question on Notice from last week could I please have a response to advise whether or not I can get the Wyong Employment Zone/Warnervale Councillor briefing put on the website?

Q117/19 QON - Possible Recycling Program
Councillor Doug Vincent

Could staff please advise if it would be possible to run a "Garbage Starver", "Don't feed the red bin" or similar program, to further encourage residents to reduce waste going into red bins and increase recycling?

Q118/19 QON - Paper Bark Trees
Councillor Doug Vincent

Could staff please advise if the old paperbark trees of cultural significance at McKenzie reserve Budgewoi - which were previously acknowledged and protected under the old Wyong Shire tree policy - are protected by any Central Coast Council policies?

If the trees are not protected, what would be the best approach or policy to reinstate ongoing protection for these trees?

Q119/19 QON - Council Grants
Councillor Kyle MacGregor

Can Council please provide an update on the number of grants applied for by Central Coast Council split up by the ward they are in and the number of successful grant applications in the relevant ward over the past 12 months?

Q120/19 QON - Vegetation Clearing Entitlement
Councillor Kyle MacGregor

Is number 3 Ethel Close Narara NSW 2250 within the 10/50 vegetation clearing entitlement area?

Q121/19 QON - Council Owned Machinery
Councillor Jillian Hogan

Does Council currently own any 'cherry pickers' or 'scissor lifts' i.e one or multiple AWP, EMP, or MEWP or does council hire these items of plant and machinery as required for works as they arise?

Q122/19 QON - Management of Lakes and Waterways
Councillor Jillian Hogan

There are many points of view as to how we should manage our lakes and waterways. Could staff please provide me with:

- 1) how we currently manage our waterways; and
- 2) a report on the ecology of our waterways?

The Meeting closed at 11.03pm.

Item No: 1.3
Title: Notice of Intention to Deal with Matters in Confidential Session
Department: Governance



24 June 2019 Ordinary Council Meeting

Trim Reference: F2019/00041 - D13537148

Summary

It is necessary for the Council to adopt a resolution to formalise its intention to deal with certain matters in a closed and confidential Session. The report is incorporated in the "Confidential" business paper which has been circulated.

The *Local Government Act 1993* requires the Chief Executive Officer to identify those matters listed on the business paper which may be categorised as confidential in terms of section 10A of the *Local Government Act 1993*. It is then a matter for Council to determine whether those matters will indeed be categorised a confidential.

Recommendation

That Council receive the report and note that no matters have been tabled to deal with in a closed session.

Context

Section 10A of the *Local Government Act 1993* (the Act) states that a Council may close to the public so much of its meeting as comprises:

- 2(a) *personnel matters concerning particular individuals (other than Councillors),*
- 2(b) *the personal hardship of any resident or ratepayer,*
- 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,*
- 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,*
- 2(e) *information that would, if disclosed, prejudice the maintenance of law,*

1.3 Notice of Intention to Deal with Matters in Confidential Session (contd)

- 2(f) matters affecting the security of the Council, Councillors, Council staff or Council property,*
- 2(g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege,*
- 2(h) information concerning the nature and location of a place or an item of Aboriginal significance on community land.*

It is noted that with regard to those matters relating to all but 2(a), 2(b) and 2(d)(iii) it is necessary to also give consideration to whether closing the meeting to the public is, on balance, in the public interest.

Further, the Act provides that Council may also close to the public so much of its meeting as comprises a motion to close another part of the meeting to the public (section 10A(3)).

Attachments

Nil

Item No: 2.1
Title: Draft Urban Spatial Plan - A Framework for the Local Strategic Planning Statement
Department: Environment and Planning



24 June 2019 Ordinary Council Meeting

Trim Reference: F2018/00020-06 - D13449867

Author: Melati Lye, Senior Strategic Planner
Gary Hamer, Section Manager, Strategic Planning

Manager: Matthew Prendergast, Unit Manager, Strategic Planning

Executive: Scott Cox, Director Environment and Planning

Report Purpose

The purpose of this report is to seek Council's endorsement to exhibit the draft Urban Spatial Plan for 60 days to allow for public consultation.

Recommendation

- 1 That Council exhibit the Draft Urban Spatial Plan (Attachment 1) for 60 days to allow for public consultation.**
- 2 That Council endorse the proposed staged approach to deliver a Local Strategic Planning Statement (LSPS) by July 2020.**
- 3 That Council undertake community workshops in each of the planning precincts (8 in total) as part of a future review of the Local Strategic Planning Statement (LSPS).**
- 4 That Council consider a further report on the results of the public exhibition and finalisation of the Draft Urban Spatial Plan.**

Background

The NSW Department of Planning and Environment's *Guidance for Merged Councils on Planning Functions* (May 2016), required merged council's to develop a new integrated vision to provide a shared sense of direction on how local areas can grow and develop and to prioritise land use planning outcomes to achieve this shared vision.

The draft Urban Spatial Plan (draft Plan) is Council's vision for growing the Central Coast in a sustainable manner that enhances its character, preserves its natural attributes and improves our quality of life. It aims to provide a spatial framework to guide the Central Coast Region's future growth and development over the next 20 years.

2.1 Draft Urban Spatial Plan - A Framework for the Local Strategic Planning Statement (contd)

The draft Plan responds to the goals and directions of the NSW State Government's *Central Coast Regional Plan 2036*, and Council's *One Central Coast Community Strategic Plan 2018*, thus presenting the strategic direction for future growth and development of the Central Coast.

Following exhibition of the draft Plan (Stage One), Council will develop with the community a Local Strategic Planning Statement (LSPS) which meets Council's legal obligation under the *Environmental Planning and Assessment Act 1979* to deliver an LSPS (Stage Two) by July 2020.

The Report

Stage 1: Urban Spatial Plan

The draft Urban Spatial Plan (draft Plan) will focus on the vision and priorities for land use planning in the region and together with the CSP (prepared under the *Local Government Act 1993*) and will achieve the long term social, environmental and economic aspirations of the community.

The draft Plan will:

- Align both state, *Central Coast Regional Plan 2036* (CCRP), and local strategic planning goals and directions with *One Central Coast Community Strategic Plan 2018* (CSP), and set in place required actions to be included in future Council Delivery Programs and Operational Plans.
- Provide a spatial planning background to inform a future Local Strategic Planning Statement (LSPS) under Part 3 Strategic Planning of the *Environment Planning and Assessment Act 1979*.
- Provide a clear direction for growth that will inform future strategic planning instruments to deliver housing diversity, transport improvements, a protected natural environment, infrastructure upgrades, economic and social vitality desired by the community, without compromising the identity, quality and nature of Central Coast living.

The draft Plan provides a framework for growth that will allow Council to respond to the key drivers / influencers of change in the region such as Smart Growth, Population and Labour Force Changes, Emerging Technology and Economic Change.

The draft Plan also identifies Planning Pillars and Growth Strategies that provide the foundation for how the Central Coast will grow. The Planning Pillars and Growth Strategies are discussed below:

The Planning Pillars

The Four Planning Pillars of Place, Environment, Lifestyle and Infrastructure have been developed having regard to the CSP to guide the priorities for growth and drive the creation of liveable and resilient communities.

Aligning with our CSP



Figure 1: Alignment of the Planning Pillars with the Community Strategic Plan 2018

The Growth Strategies

The draft Plan includes four growth strategies to inform how population growth and development will be directed within the network of Centres and Corridors.

They are:

- **Revitalise Centres:** Bring activity and life into the existing and planned centres to create vibrant, people friendly places to stimulate growth whilst creating and maintaining a sense of place.

2.1 Draft Urban Spatial Plan - A Framework for the Local Strategic Planning Statement (contd)

- Renew the Urban Form: Improve the living environment for both existing and new communities by upgrading the public realm, creating new housing types and improving movement networks.
- Define the Urban Edge: Better define where future growth stops and environmental protection starts, thus ensuring that the quality of life and character of the places valued by the community are not compromised.
- Create a Sustainable Region: Transform our neighbourhoods into inclusive, adaptable, resilient and smart hubs of growth.

The Key Initiatives : Drivers of Growth

In addition to the 4 key growth strategies, the draft Plan identifies a hierarchy of Centres as well as key initiatives, planning priorities and transformative ideas to provide guidance for spatial planning across the Region.

1. Centres: Ensure development is focused within the existing urban footprint to support liveable communities, provide quality infrastructure, encourage economic growth and protect the environment.
2. Housing: Create a diversity and choice of dwelling types and sizes to accommodate the growing community.
3. Economics: Create a robust new employment sector and wealth generating industries for the Region.
4. Transport: Develop an integrated regional public transport system that provides faster regional connections and efficiently serves the Region's network of centres
5. Infrastructure: Deliver a coordinated strategic infrastructure framework to underpin the future growth and development of the Region.
6. Open Space and Community: Develop a network of open space and community facilities that is better integrated with our movement network, and strategically located in priority areas to cater to future socio-demographic needs.
7. Environment: Improve sustainability performance across the Region.

The draft Plan will ensure that the Central Coast of tomorrow will grow into a World Class Region that is smart, green and liveable with a shared sense of belonging and responsibility. Gosford Regional Centre will become a Living City Centre that acts as the Capital of the Central Coast, providing regional facilities and a positive local identity. Our other Centres will thrive with more living and working opportunities, providing key services to surrounding communities. Importantly, our communities will be physically connected through appropriate infrastructure and socially connected through strong relationships and sense of unity.

Stage 2: Local Strategic Planning Statement (LSPS)

The LSPS is the primary strategic tool to express the desired future for the LGA as a whole, and specific areas over the next 20 years. It is a legal requirement under Part 3B of the *Environmental Planning & Assessment Act, 1979*. It is also a land use interpretation of the CSP and provides a feedback cycle for regional and local planning to ensure the line-of-sight between regional and local planning works both ways.

The LSPS will be the 20-year land use planning vision for the region derived from a community strategic visioning process conducted as part of the CSP.
On adoption, the draft Plan will provide this vision for the region as Stage 1 of the LSPS.

Council will identify the planning priorities for each of the 8 planning precincts through a series of 'place' based workshops as part of a future review of the LSPS, which will be integrated into the development of the next Community Strategic Plan (2020-2021), and will inform the development of a Comprehensive Local Environmental Plan.

As part of a separate process, place based character statements will be developed under a comprehensive review of the Central Coast Development Control Plan.

Council will also identify actions required for achieving the planning priorities, as well as the basis on which, we will monitor and report on the implementation of those actions.

Preferred Approach

Under Section 3.9(3) of the *Environmental Planning and Assessment Act 1979* (as amended) outlines the following direction for merged councils in respect to endorsement of a LSPS by councillors of each ward of an area.

The wording of the direction is as follows:

"Objective

- (1) *The objective of this direction is to identify the circumstances in which a local strategic planning statement is not required to be endorsed by the councillors of each ward of an area.*

Where this direction applies

- (2) *This direction applies to a council for a local government area that is divided into wards.*

Circumstances in which endorsement of statement by ward councillors is not required

- (3) *A local strategic planning statement in an area to which this direction applies is not required to be endorsed by the councillors of each ward under section 3.9(3) of the Environmental Planning and Assessment Act 1979 unless the council is an amalgamated council*

- (4) *In this direction, an amalgamated council means:*

*Bayside Council
Canterbury-Bankstown Council
Central Coast Council
City of Parramatta Council
Cumberland Council
Dubbo Regional Council
Georges River Council
Inner West Council*

*Murray River Council
Murrumbidgee Council
Northern Beaches Council*

As an amalgamated Council, Central Coast Council has adopted its first Community Strategic Plan (CSP) 'One Central Coast' 2018-2028. This is a prominent strategic document which Council is required to deliver under the *Local Government Act 1993* (LG Act). As part of this process Central Coast Council has a legal obligation to report on the deliverable outcomes of the CSP through the Integrated Planning and Reporting (IP&R) framework required under the LG Act.

In preparing the CSP as a living account of the Central Coast community's aspirations, interests and priorities, Council has adopted a Planning areas approach to enable review, assessment and report on key deliverables including Resourcing Plans, Financial Plans, Asset Management Strategy and Workforce Strategy, as well as Annual Business Plans and Budgets. The LSPS is intended as the land use response to the CSP.

LSPS's are also required to be reported on the same Integrated Planning and Reporting (IP&R) framework process. The Department of Planning recommends Council's to align both the CSP and LSPS reporting process as a means to effectively measure and deliver on the needs of the community.

Therefore, in order to align with the CSP reporting process, it is recommended that Councillors endorse the Planning areas framework for the LSPS rather than the Ward based approach.

Consultation

The CSP provides the community's vision of the future Central Coast region being; 'A smart, green and liveable region with a shared sense of belonging and responsibility'.

Following adoption of the CSP at its Ordinary Meeting of 25 June 2018, Council prepared the draft Urban Spatial Plan as a land use planning response to the extensive community engagement undertaken as part of the CSP.

Internal Consultation:

During the preparation of the draft Plan consultation was undertaken internally, through a series of workshops, comprising the following business units. An early draft of the plan was also circulated to participants for their input.

- Governance
- Connected Communities
- Environment and Planning
- Information Management and Technology

2.1 Draft Urban Spatial Plan - A Framework for the Local Strategic Planning Statement (contd)

- Roads Transport Drainage and Waste
- Water and Sewer
- Innovation and Futures

Councillor Briefing:

The draft Plan was presented to Councillors and the Executive Leadership Team at Councillor briefings on 15 October 2018 and 18 March 2019. These briefings provided an overview of Council's strategic planning direction with regard to how we will plan for future growth and respond to population challenges on the Central Coast. It also enabled an insight into how the draft Plan will respond to what the community has told us through the CSP and the goals and directions of the NSW State Government's CCRP.

Proposed Urban Spatial Plan / LSPS Consultation:

Council has adopted a 'place based' approach to managing services and projects across the LGA. This allows better coordination and consistency across projects and services and should result in better outcomes for the community.

Likewise, the future review of the LSPS will be integrated into the development of the next Community Strategic Plan (2020-2021). This will include extensive 'place based community consultation' in the 8 planning precincts to ensure the community are involved in the development of the LSPS for their area and the region.

Options

Three options are proposed for Council to consider:

1. Place the draft Urban Spatial Plan on public exhibition for 60 days to allow for public consultation, prior to finalisation.
2. Adopt the draft Urban Spatial Plan without further consultation.
3. Do not proceed with exhibition of the draft Urban Spatial Plan.

Option 1 is the recommended option to allow for public consultation, prior to finalisation.

Financial Impact

The draft plan has been developed and prepared in house by Council's Urban Growth Strategies team. The direct cost to Council has been the direct fees for assisting with the preparation of the strategy and money has already been allocated for this project in Council's budget.

Link to Community Strategic Plan

Theme 4: Responsible

Goal C: A growing and competitive region

S-C1: Target economic development in growth areas and major centres and provide incentives to attract businesses to the Central Coast.

Risk Management

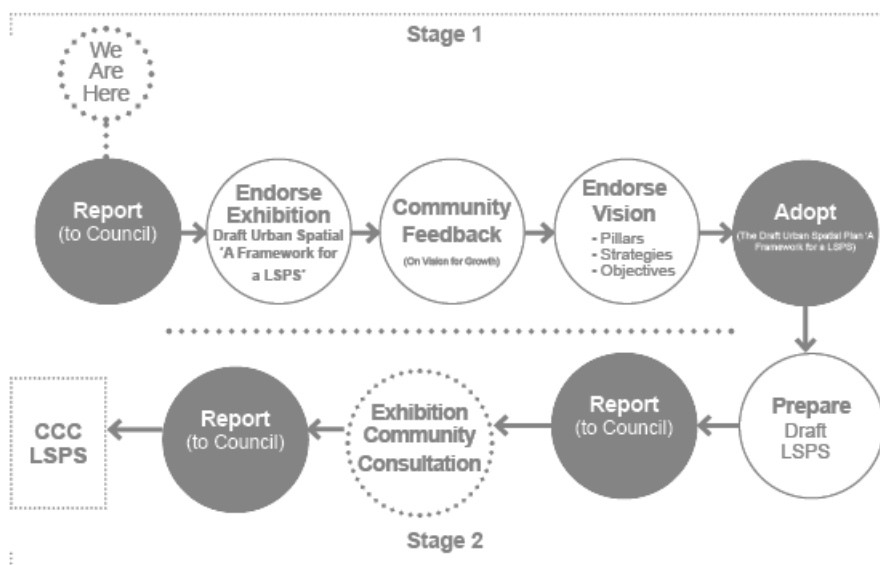
Regional NSW Councils have a legal obligation to prepare an LSPS under the *Environment Planning and Assessment Act 1979*, by July 2020.

Council intends to initiate community consultation during the exhibition of the draft Urban Spatial Plan, as a first step in the development of an LSPS.

In order to manage Council's risk to deliver an LSPS within this timeframe, Council endorsement to exhibit this draft plan is requested.

Critical Dates or Timeframes

The process for the delivery of a LSPS by July 2020 follows:



Attachments

- 1 Draft Urban Spatial Plan Attached Under Separate Cover D13562835

Item No: 2.2
Title: Planning Proposal 81/2015 for 893 The Entrance Road, Wamberal
Department: Environment and Planning



24 June 2019 Ordinary Council Meeting

Trim Reference: F2019/00041 - D13494437

Author: Bruce Ronan, Town Planner
Scott Duncan, Section Manager, Land Use and Policy

Executive: Scott Cox, Director Environment and Planning

Report Purpose

The purpose of this report is for Council to consider refusal of a current Planning Proposal which cannot be progressed due to the flooding constraints on the property. The subject land, Lot 4 DP 603395 (No 893 The Entrance Road, Wamberal), is zoned part 7(a) Conservation and Scenic Protection (Conservation) and part 7(c2) Conservation and Scenic Protection (Scenic Protection – Rural Small Holdings) under *Interim Development Order No 122 – Gosford*. The Planning Proposal seeks to enable a residential care facility on the subject property.

This report recommends that Council refuse the Planning Proposal.

Recommendation

- 1** ***That Council refuse the planning proposal on Lot 4 DP 603395 (No 893 The Entrance Road, Wamberal) to enable a residential care facility for the following reasons:***
 - a)** ***The planning proposal is inconsistent with the Ministerial Direction 4.3 Flood Prone Land issued under Section 9.1 of the Environmental Planning and Assessment Act 1979 as it proposes to rezone land located within the flood planning area to a more intense land use;***
 - b)** ***The information provided in the Flood Study (by ACOR Consultants) indicates that most of the site is below the design 1% AEP level. Section 5.5.1 of the Flood Study indicates that the entire site is at or below the flood planning level. The proponent has indicated that up to 2 metres of fill would be required on-site to facilitate this development and achieve flood free developable areas. Therefore the Planning Proposal is inconsistent with Ministerial Direction 4.3 Flood Prone Land;***

- c) *The proposal is inconsistent with the NSW Government's Flood Prone Land policy and the principles of the NSW Floodplain Development Manual.***
- 2 *That Council request the Minister for Planning to determine that the planning proposal not proceed in accordance with Section 3.35(4) of the Environmental Planning and Assessment Act 1979.***
- 3 *That Council advise the applicant of its decision.***

Background

At the Ordinary Meeting held on 8 December 2015, the former Gosford City Council resolved as follows:

- A *Council initiate the Local Environmental Plan 'Gateway' process pursuant to Section 55 Environmental Planning and Assessment Act by endorsing the preparation of a Planning Proposal for Part of Lot 4 DP 603395, No. 893 The Entrance Road Wamberal to rezone the land E2 – Environmental Conservation and R2 – Low Density Residential subject to agreement to dedicate as outlined in Part G.***
- B *Council notify the Department of Planning & Environment of Council's resolution requesting a 'Gateway' determination pursuant to Section 56(1) Environmental Planning and Assessment Act and forward the Planning Proposal and all necessary documentation according to their requirements and this report.***
- C *Council requests that the Gateway determination include a requirement to undertake the following studies prior to exhibition, which will be required to be carried out by the applicant:***
- *A Water & Sewer systems capacity analysis*
 - *A Flooding & Drainage analysis*
 - *Identification of EEC extent (zone boundary)*
 - *Bushfire Threat Analysis*
- advice as to the dedication of COSS land in light of the betterment provided by the Planning Proposal.*
- D *After public exhibition of the Planning Proposal, should the Minister for Planning support it, if no submissions objecting to the Planning Proposal are received, the Planning Proposal is to be processed in order to make the plan.***
- E *The applicant be advised of Council's resolution.***
- F *Council seeks delegations from the Department of Planning & Environment for this Planning Proposal.***

Any delegation to Council is to be delegated to the Chief Executive Officer - Paul Anderson, per s381 of the Local Government Act 1993, who will complete the "Authorisation" on behalf of Council and submit to the Department of Planning & Environment.

- G *That Council request the CEO, or his representative, to meet with the proponent of the Planning Proposal to discuss the dedication of the part of the lot proposed to be zoned E2 to Council as part of the Coastal Open Space System as a public benefit associated with the proposed rezoning of the land.*

A Gateway Determination dated 23 March 2016 was issued to Council by the former Department of Planning and Environment (DP&E) for the proposal.

Council's request to rezone the site to part R2 Low Density Residential and apply a 550m² minimum lot size was not supported. It was considered appropriate to retain the existing 7(a) Conservation and Scenic Protection (Conservation) and 7(c2) Conservation and Scenic Protection (Rural Small Holdings) zones and existing development standards for subdivision on the site and to allow the proposed use for a "residential care facility" through an enabling clause in *Interim Development Order No 122 – Gosford* (IDO 122).

The Gateway Extension lapsed on 30 March 2019.

The Site

The subject site has frontage to the Central Coast Highway and to Carbeen Road, Wamberal (Figure 1). The current use is a nursery and landscape supply business which is located on the western part of the property. The eastern half of the subject land (approximately 1.6 Ha) accommodates an Endangered Ecological Community (EEC) comprising Swamp Sclerophyll Forest on Coastal Floodplains.

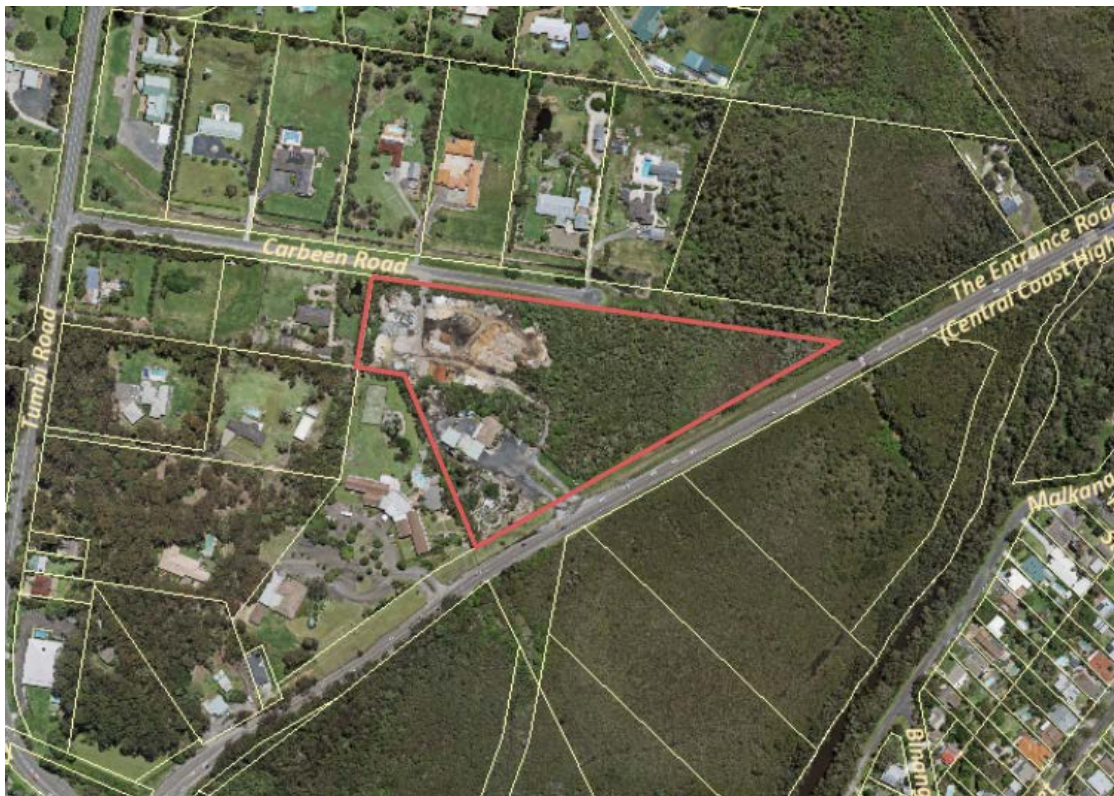


Figure 1: Subject Site Aerial Locality/Context Plan

The lot has a total area of 3.715 Ha with 0.915 Ha zoned 7(a) Conservation and Scenic Protection (Conservation) and 2.8 Ha zoned 7(c2) Conservation and Scenic Protection (Scenic Protection – Rural Small Holdings) under IDO 122 (Figure 2).

That part of the site zoned 7(a) Conservation is identified as proposed Coastal Open Space System (COSS).

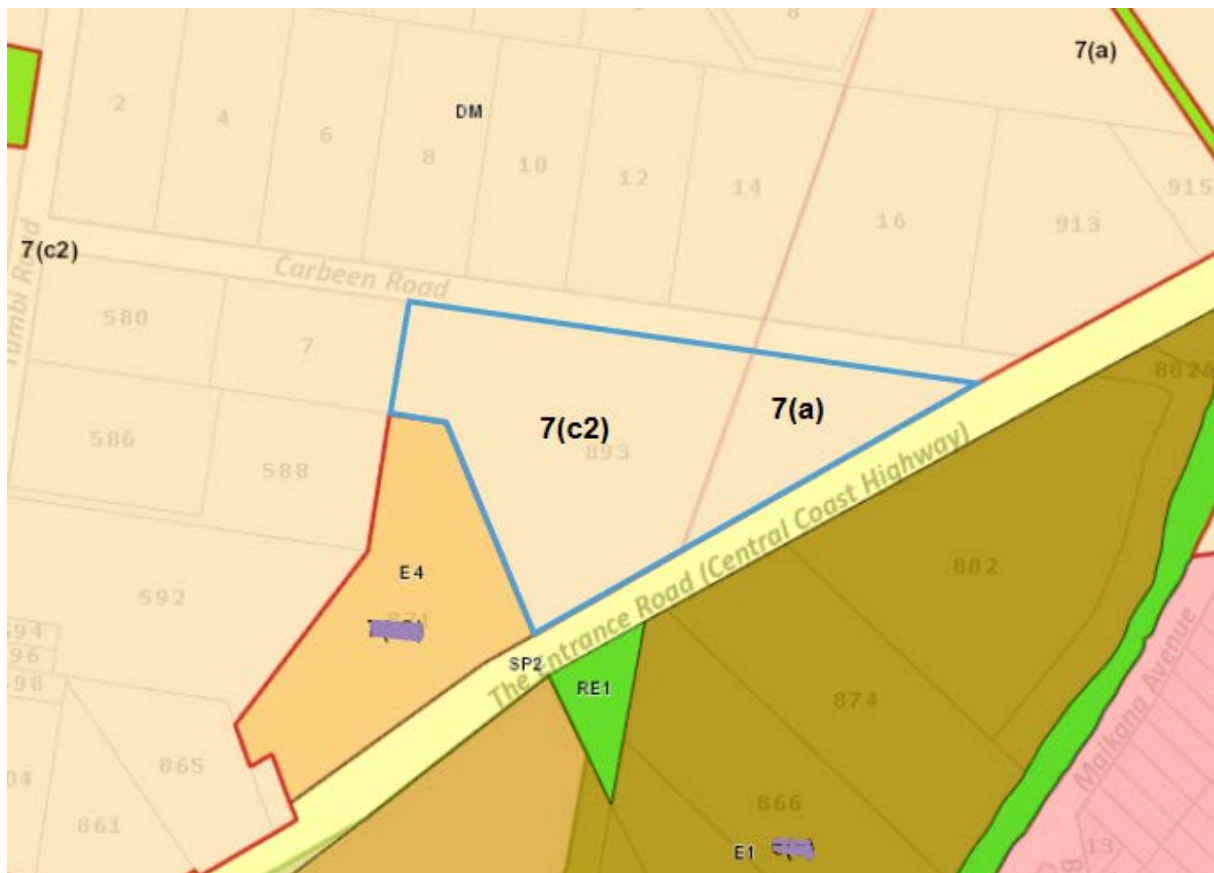


Figure 2: Existing Zoning under IDO 122

The draft Central Coast Local Environmental Plan (CCLEP) proposes to zone the land part E4 Environmental Living and part E2 Environmental Conservation (Figure 3).

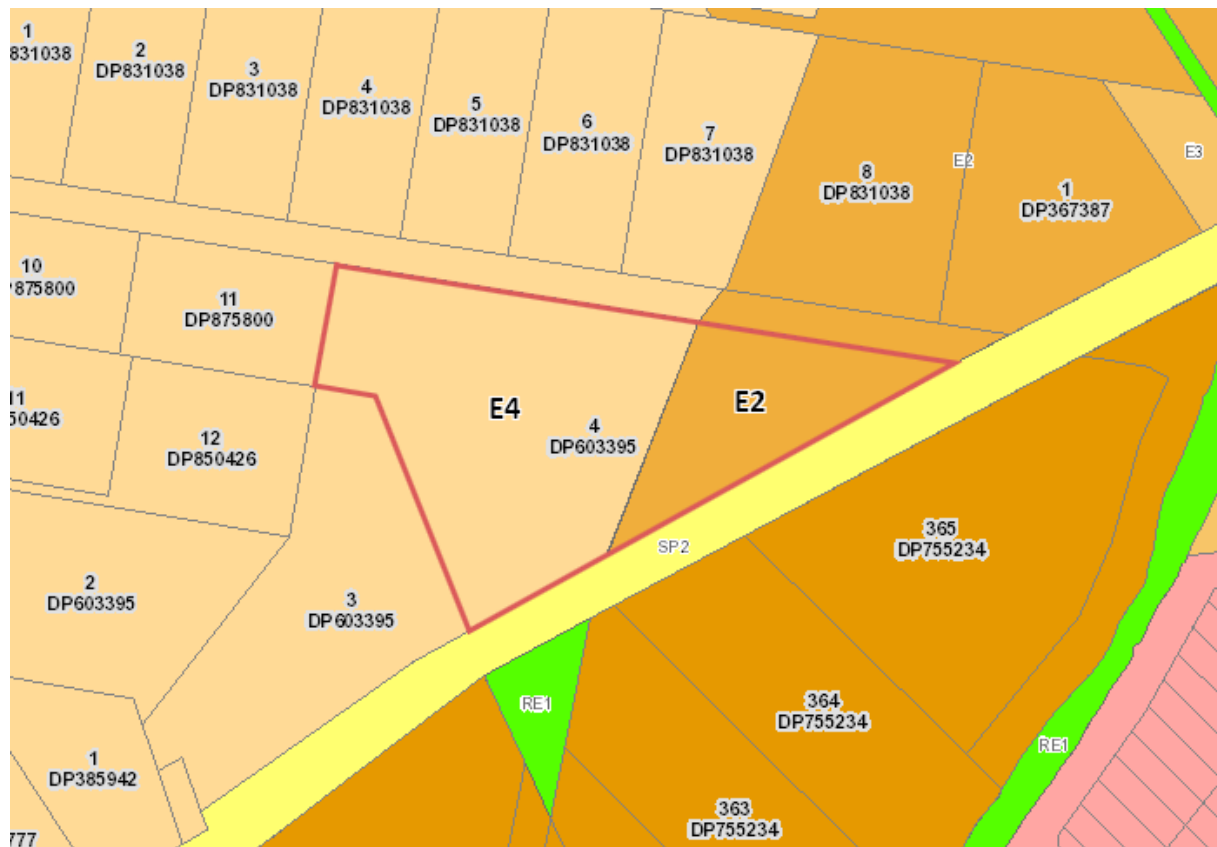


Figure 3: Proposed Zoning under the draft CCLEP

The Proposal

In accordance with the Gateway Determination, the proposal seeks to insert an enabling clause to IDO 122 to permit a residential care facility on Lot 4 DP 603395. The underlying zoning of 7(c2) Conservation and Scenic Protection (Scenic Protection – Rural Small Holdings) and 7(a) Conservation and Scenic Protection (Conservation) would remain unchanged.

“Residential care facility” means accommodation for seniors or people with a disability that includes:

- a) meals and cleaning services, and
 - b) personal care or nursing care, or both, and
 - c) appropriate staffing, furniture, furnishings and equipment for the provision of that accommodation and care,
- but does not include a dwelling, hostel, hospital or psychiatric facility.

The eastern half of the subject land (approximately 1.6 Ha) accommodates an Endangered Ecological Community (EEC) comprising Swamp Sclerophyll Forest on Coastal Floodplains. The owner has agreed to dedicate 1.45 Ha of this land to Council under a Voluntary Planning Agreement (Figure 4).

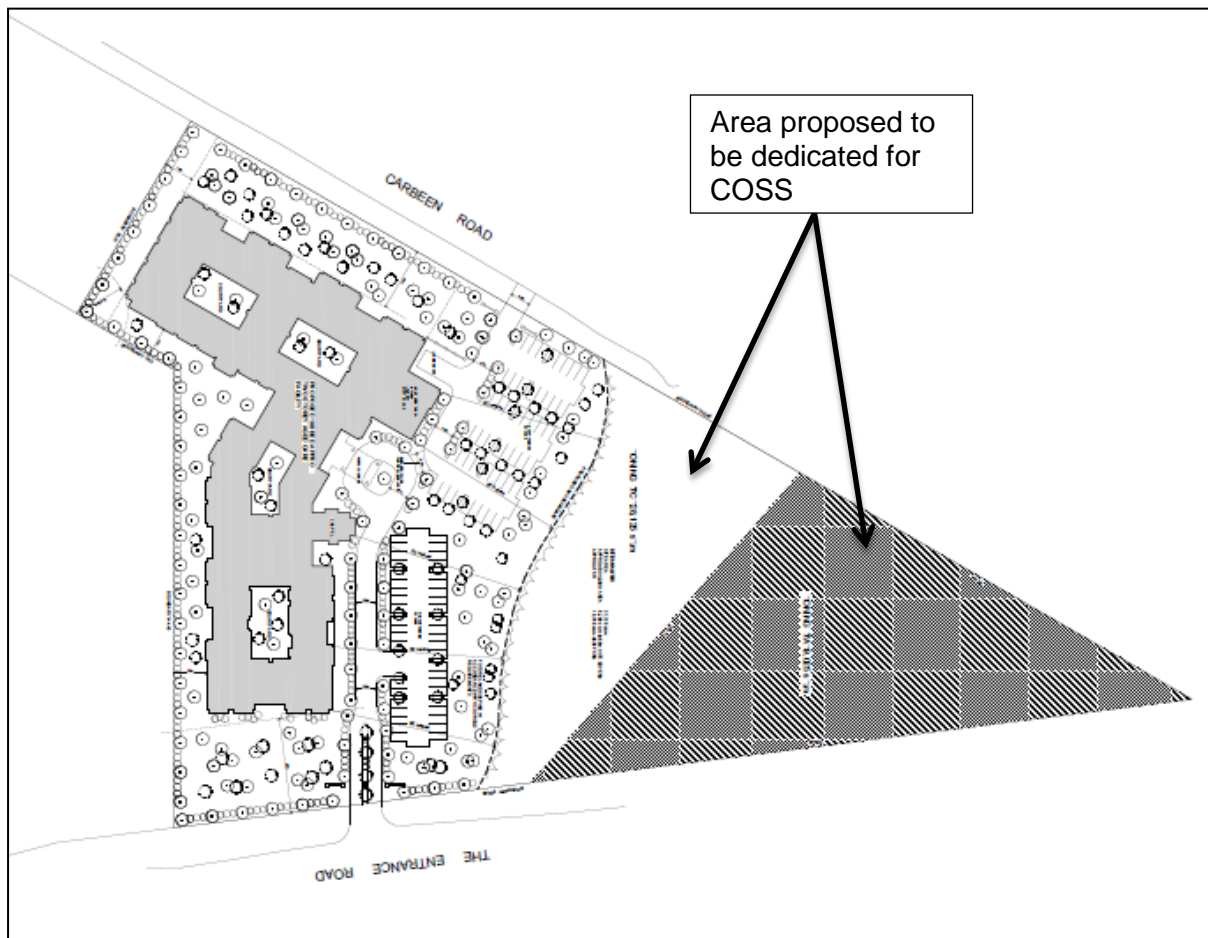


Figure 4: Proposed Development

Assessment

The proposed residential care facility is proposed to be located on the western part of the site which is generally cleared and disturbed by the existing plant nursery and landscaping uses. The eastern part of the site contains EEC vegetation and is proposed to be protected by dedication to Council for inclusion in the Coastal Open Space System (COSS).

This is a reasonable outcome and formed the basis for the resolution by the fGCC. However this resolution and the subsequent Gateway Determination required that a flood study be undertaken as part of the assessment process.

A Flood Study was undertaken by the applicant and it found that the land is affected by the Probable Maximum Flood (PMF) which is unsuitable for residential care facilities.

The applicant was subsequently advised to revise the flood study on two occasions to address concerns from Council's flooding engineer and the Office of Environment and Heritage (now part of Department of Planning and Industry).

However the latest revision is still unacceptable. With an objection from a public authority the planning proposal is unlikely to progress, so it serves no purpose to proceed to public exhibition. Hence it is being referred to Council for consideration.

Statutory Compliance and Strategic Justification

The proposal has been assessed having regard for all State Environmental Planning Policies, Ministerial Directions and relevant guidelines set out within the Central Coast Regional Plan 2036 as detailed in Attachment 2.

The proposal is considered to be inconsistent with Direction 4.3 Flood Prone Land, therefore is unsuitable to proceed.

Internal Consultation

Internal consultation for the current Planning Proposal has been undertaken as summarised below.

Waterways

The proposal is inconsistent with the NSW Government's Flood Prone Land policy and the principles of the NSW Floodplain Development Manual for the following reasons:

- In the PMF event, the proposed site is at risk of Intermediate to High Provisional Flood Hazard conditions in the vicinity of most of the proposed building footprint. An open channel has been proposed to convey flooding away from the site. This not only does not reduce the risk on the lot but also poses the associated risk of a potential high hazard (Hazard Vulnerability classification H5) open channel to people. It is noted that the in proposed flood mitigation channel, in the PMF event the floodwaters reach depths in excess of 1.5 m and velocities in excess of 2 metres per second with the flows extending the eastern side of the site and potential for further blockage under the Central Coast Highway.
- Those parts of the site which are not assumed to be filled or part of the flood mitigation drain are inundated to depths up to 1.2 m. These depths are not safe for children or for elderly.
- The Planning Proposal will significantly affect properties located in the western end of Carbeen Road. The flood report notes an increase from Hazard Vulnerability classification H3 to H4 on the eastern boundary of No 7 Carbeen Road, adjoining the subject property.
- Site access is lost during the PMF, as Carbeen Road and The Entrance Road are cut by floodwaters with Hazard Vulnerability classification of H3 and above.

- The report justifies by explaining that since the PMF Hazard Vulnerability classification of H4 to H5 in the pre- and post-development scenarios has not changed, the proposed development does not materially impact on the flood affectation of Carbeen Road. The Planning Proposal does not reduce the vulnerable nature of the proposed facility and the risks associated with that.

Environmental Strategies

The Ecological Assessment indicates that the proposed aged care facility is likely to require clearing of 0.15ha of Swamp Sclerophyll Forest EEC. This was estimated to equate to 0.03% of the local occurrence of this vegetation community and approx. 1.45ha of EEC is proposed for retention within the subject site. The threatened species assessment concluded that this would not likely have a significant impact on the EEC and this conclusion is generally supported.

The proposed aged care facility will be located primarily in the existing disturbed and cleared areas of the site. The impacts to the EEC vegetation will be limited to the edge between the cleared area and the vegetated area in order to accommodate a bushfire Asset Protection Zone (APZ). It is considered that many trees can be retained in this edge area whilst still meeting APZ standards. The remainder of the vegetation is proposed for dedication to Council's COSS Reserve. The condition of the EEC vegetation is not currently suitable for Council to accept.

Transport Planning

From a transport planning perspective there is no objection to the Planning Proposal. The proposed access arrangements to the site via Tumby Road and the Central Coast Highway would result in minimal overall impact on the road network.

The site is accessible by public transport as a bus service is available along the Central Coast Highway with a bus stop in front of the subject site.

Water and Sewer

Water is available to the land. The property is located within Council's defined water service area and a 100mm water supply main is located adjacent to the property in Carbeen Road. Connection to the water supply trunk main located within The Entrance Road will not be permitted.

Sewer is not available to the land. Lot 4 DP603395 is located outside Council's defined sewer service area. Council's sewer reticulation system is located within existing developed residentially zoned land located approximately 600 metres to the south of Lot 4 DP603395. Council undertook a preliminary assessment of the capacity of the existing sewer pump station SPS C15 into which development loads shall be discharged.

The analysis identified the SPS C15 as having reached capacity and any additional loads from this and other Planning Proposal sites would require augmentation of the Sewer Pumping Station and other sewer infrastructure.

External Consultation

Government agency consultation was undertaken in relation to the current Planning Proposal. The Gateway Determination required consultation with the Office of Environment and Heritage (OEH), Roads and Maritime Services (RMS), the Rural Fire Service (RFS), Transport for NSW and National Parks and Wildlife Service (NPWS).

Office of Environment and Heritage (now Department of Planning and Industry)

The Planning Proposal is inconsistent with the Local Planning Direction 4.3 Flood Prone Land issued under Section 9.1 of the *Environmental Planning and Assessment Act 1979* (EP&A Act) as it proposes to rezone land located within the flood planning area to a more intense land use.

The information provided in the Flood Study (by ACOR Consultants) indicates that most of the site is below the design 1% AEP (annual exceedance probability) level and that the entire site is at or below the flood planning level. The proponent has indicated that up to two metres of fill would be required on site to facilitate this development and achieve flood free developable areas. Therefore the planning proposal is inconsistent with Direction 4.3 Flood Prone Land under Section 9.1 of the EP&A Act.

Council should satisfy itself that the Planning Proposal will not result in an intensification of land use within the flood prone area to ensure consistency with Direction 4.3 Flood Prone Land.

National Parks and Wildlife Service (now Department of Planning and Industry)

All impacts of the development must be contained within the development footprint (i.e. measures should be put in place to ensure that there are no indirect impacts on the Wamberal Lagoon Nature Reserve). For example, NPWS requests that all fire mitigation measures are contained within the development footprint, and that no on-going requirements for fire mitigation beyond present requirements are given to NPWS. Furthermore there should be no changes to the hydrology, nor quality of water entering the reserve.

Roads and Maritime Services (now Department of Transport)

Roads and Maritime has reviewed the information and requests that the following matters be considered by Council and addressed by the proponent within a future development application:

- Future development be designed to provide vehicular access for all traffic generated by the development from Carbeen Road, consistent with the objectives of Clause 101 of *State Environmental Planning Policy (infrastructure) 2007*. As the subject land benefits from practical access to a local road connection, the vehicular access to the land via Carbeen Road should be provided as the primary access. Any existing access to the Central Coast Highway, a classified road, should be removed.
- Future development should ensure that discharged stormwater does not exceed the capacity of the stormwater drainage system on The Entrance Road.
- Take into account Ministerial Direction 3.4 Integrating Land Use Development and Transport in relation to the provision of adequate access to public transport and opportunities for pedestrian and cyclist connection to the surrounding area.
- Be aware of potential for road traffic noise generated by The Entrance Road to impact the development.

Rural Fire Service (now Department of Family and Community Services and Justice)

Based upon an assessment of the information provided, NSW RFS raises no objections to the proposal subject to a requirement that the future development of the land complies with *Planning for Bush Fire Protection 2006*.

Transport for NSW (now Department of Transport)

Transport for NSW has reviewed the documentation presented in support of the Planning Proposal and has no further comments on this proposal.

Financial Impact

The direct cost to Council is the preparation of the Planning Proposal and Council's fee has been paid for this service.

Social Impacts

The Planning Proposal for the residential care facility provides the type of facility that is required to meet the needs of an aging population. However the potential creation of a residential care facility in this location could result in an adverse impact on residents in a flood event.

Environmental Impacts

These have been outlined in the body of the report.

Link to Community Strategic Plan

Theme 1: Belonging

Goal A: Our community spirit is our strength

B-A4: Enhance community safety within neighbourhoods, public spaces and places.

Theme 3: Green

Goal F: Cherished and protected natural beauty

G-F2: Promote greening and the wellbeing of communities through the protection of local bushland, urban trees, and expansion of the Coastal Open Space System (COSS).

Theme 4: Responsible

Goal I: Balanced and sustainable development

R-I3: Ensure land use planning and development is sustainable and environmentally sound and considers the importance of local habitat, green corridors, energy efficiency and stormwater management.

Risk Management

There have been risks identified to the natural and built environment if this Planning Proposal is supported by Council as previously discussed in this report.

Conclusion

The Planning Proposal to enable the additional use of a residential care facility on the land does not have strategic planning merit as it does not comply with the relevant Ministerial Direction 4.3 Flood Prone Land or the NSW Government's Flood Prone Land policy or the principles of the NSW Floodplain Development Manual.

It is recommended that the Council not proceed with the preparation of a planning proposal for this site.

Attachments

- | | | |
|---|----------------------|-----------|
| 1 | Proposal Summary | D13519506 |
| 2 | Strategic Assessment | D13519508 |

Proposal Summary

Applicant	Doug Sneddon Planning Pty Ltd	
Owner	D J Thompson Pty Ltd	
Application Number	PP 81/2015	
Description of Land subject of planning proposal	<i>Property Description:</i> 893 The Entrance Road, Wamberal <i>Legal Description:</i> Lot 4 DP 603395	
Site Area	3.715 Ha	
Existing Use	A plant nursery and landscaping business	
Proposed Amendments – Interim Development Order No 122		
<i>Provisions</i>	<i>IDO 122</i>	<i>Outcome (Supported/Not Supported)</i>
<i>Existing Zoning</i>	7(a) Conservation / 7(c2) Rural Small Holdings	Supported
<i>Existing Minimum Lot Size</i>	40 Ha / 2 Ha	Supported
<i>Proposed Additional Permitted Use</i>	Residential Care Facility	Not Supported

ATTACHMENT 2 - Strategic Assessment



Central Coast Council
Strategic Planning Framework Assessment
893 The Entrance Road, Wamberal
Matcham

PP/81/2015;
May 2019

(a)

Relationship to strategic planning framework

Where a regional or sub-regional plan is in place:

1. Is the planning proposal consistent with the objectives and actions of the applicable regional, sub-regional or district plan (including any exhibited draft plans or strategies)?

Central Coast Regional Plan 2036

The *Central Coast Regional Strategy 2036 (CCRP)* applies to the Central Coast local government area (LGA).

The CCRP is to provide the basis of planning by the local government and sets out a number of actions. The table below demonstrates that the Planning Proposal is inconsistent with some relevant actions identified in the CCRP:

12	Direction 12: Protect and manage environmental values	
	Action	Assessment
12.1	Identify terrestrial and aquatic biodiversity values and protect areas of high environmental value to sustain the lifestyle, economic success and environmental health of the region.	The proposed location of the residential care facility on the cleared western part of the lot aims to protect EEC vegetation on the eastern part of the site.
14	Direction 14: Protect the coast and manage natural hazards and climate change	
	Action	Assessment
14.2	Review and update floodplain risk and coastal management programs to manage flood risk and protect the coast, particularly where urban growth is being investigated.	The land has been reviewed with regards to flood risk and it has been determined that the land is flood prone and therefore is unsuitable for a residential care facility.

Table 1: Central Coast Regional Plan Assessment

2. Is the planning proposal consistent with the local Council's Community Strategic Plan, or other local strategic plan?

Central Coast Community Strategic Plan – One: Central Coast

The *Central Coast Community Strategic Plan* outlines a set of guiding principles, aspirations and values for the community. These reflect on social, economic, environmental and governance aspects for now and the future.

The following strategies outlined in the Community Strategic Plan are applicable to this Planning Proposal:

Theme - Belonging	
Focus Area – Our Community Spirit is Our Strength	
Strategies	Assessment
A4 – Enhance community safety within neighbourhoods, public spaces and places.	The proposed additional permitted use to allow a residential care facility on the land would not enhance the safety of future residents as the land is affected by flooding.
Theme - Green	
Focus Area – Cherished and Protected Natural Beauty	
Strategies	Assessment
F2 – Promote greening and ensure the wellbeing of communities through the protection of local bushland, urban trees, tree canopies and expansion of the Coastal Open Space System (COSS)	The proposed rezoning to allow the residential care facility development would result in the protection of bushland via dedication of bushland on the eastern part of the site to Council for inclusion in the COSS.
Theme - Responsible	
Focus Area – Balanced and Sustainable Development	
Strategies	Assessment
I3 – Ensure land use planning and development is sustainable and environmentally sound and considers the importance of local habitat, green corridors, energy efficiency and stormwater management.	To permit a residential care facility on this site is not responsible land use planning as it is adversely affected by flooding.
I4 – Provide a range of housing options to meet the diverse and changing needs of the community including adequate affordable housing.	The planning proposal seeks to provide aged care housing which would meet the changing needs of the community. However such housing should not be provided at the expense of resident safety.

Table 2 – Community Strategic Plan Assessment

Biodiversity Strategy

The Biodiversity Strategy (2008) provides a framework and guide for the management of biodiversity in Gosford area that is consistent with regional, state, national and international strategies, plans and policies. The following Action in the Biodiversity Strategy is applicable to the Planning Proposal:

- 7 *Focus development around existing urban centres to maintain the urban development in the existing urban footprint to protect agricultural and environmentally sensitive land.*

The subject land is not within the urban footprint so permitting an urban use such as a residential care facility on this site is contrary to the Biodiversity Strategy.

Coastal Open Space System Strategy

The COSS Strategy identifies that part of the subject site zoned 7(a) Conservation as being required for the Coastal Open Space System. The land does adjoin Current and Proposed COSS land located on the northern side of Carbeen Road.

3. Is the planning proposal consistent with applicable state environmental planning policies?

The proposal has been considered against the relevant State Environmental Planning Policies (SEPP) as detailed below.

State Environmental Planning Policy	Comment
SEPP No 19 – Bushland in Urban Areas	
<p>The general aim of this Policy is to protect and preserve bushland within the urban areas referred to in Schedule 1 because of:</p> <ul style="list-style-type: none"> (a) its value to the community as part of the natural heritage, (b) its aesthetic value, and (c) its value as a recreational, educational and scientific resource. <p>The specific aims of this policy are:</p> <ul style="list-style-type: none"> (a) to protect the remnants of plant communities which were once characteristic of land now within an urban area, (b) to retain bushland in parcels of a size and configuration which will enable the existing plant and animal communities to survive in the long term, (c) to protect rare and endangered flora and fauna species, (d) to protect habitats for native flora and fauna, (e) to protect wildlife corridors and vegetation links with other nearby bushland, (f) to protect bushland as a natural stabiliser of the soil surface, (g) to protect bushland for its scenic values, and to retain the unique visual identity of the landscape, 	<p>The applicant has proposed protection of the existing EEC wetland on site by dedication of the area to Council for inclusion in COSS and location of the residential care facility on the cleared part of the site. However the proposal proposes to change the existing landform and thus the overland drainage line. The Planning Proposal is therefore considered to be inconsistent with the SEPP.</p>

State Environmental Planning Policy	Comment
<p>(h) to protect significant geological features,</p> <p>(i) to protect existing landforms, such as natural drainage lines, watercourses and foreshores,</p> <p>(j) to protect archaeological relics,</p> <p>(k) to protect the recreational potential of bushland,</p> <p>(l) to protect the educational potential of bushland,</p> <p>(m) to maintain bushland in locations which are readily accessible to the community, and</p> <p>(n) to promote the management of bushland in a manner which protects and enhances the quality of the bushland and facilitates public enjoyment of the bushland compatible with its conservation..</p>	
SEPP No. 55 – Remediation of Land	
<p>Aims to promote the remediation of contaminated land for the purpose of reducing the risk of harm to human health or any other aspect of the environment</p> <p>(b) by specifying when consent is required, and when it is not required, for a remediation work, and</p> <p>(c) by specifying certain considerations that are relevant in rezoning land and in determining development applications in general and development applications for consent to carry out a remediation work in particular, and</p> <p>(d) by requiring that a remediation work meet certain standards and notification requirements.</p>	<p>As the land is proposed to be used for a residential care facility for the elderly a preliminary contamination report was prepared. This report concludes that the site can be made suitable for the proposed rezoning to allow residential care facility. It also includes some recommendations to address identified contamination on the site.</p>
SEPP (Coastal Management) 2018	
<p>The aim of this Policy is promote an integrated and co-ordinated approach to land use planning in the coastal zone in a manner consistent with the objects of the Coastal Management Act 2016 by:</p> <p>(a) managing development in the coastal zone and protecting the environmental assets of the</p>	<p>The area of Lot 4 DP 603395 along the frontage to The Entrance Road to a depth of 65m is identified as within "proximity area for coastal wetlands". Development must not be granted to development on such land unless the consent authority is satisfied that the proposed development will not significantly impact on:</p> <ul style="list-style-type: none"> - the biophysical, hydrological or

State Environmental Planning Policy	Comment
<p>coast, and</p> <p>(b) establishing a framework for land use planning to guide decision-making in the coastal zone, and</p> <p>(c) mapping the 4 coastal management areas which comprise the NSW coastal zone, in accordance with the definitions in the Coastal Management Act 2016.</p>	<p>ecological integrity of the adjacent coastal wetland, or</p> <ul style="list-style-type: none"> - the quantity and quality of surface and groundwater flows to and from the adjacent coastal wetland. <p>The whole of Lot 4 DP 603395 is located within the Coastal Environment Area. Consent must not be granted for development within this area if the proposed development is likely to cause adverse impacts on:</p> <ul style="list-style-type: none"> - the integrity and resilience of the biophysical, hydrological and ecological environment; - coastal environmental values and natural coastal processes; - the water quality, in particular the cumulative impacts on the sensitive coastal lakes, in this case Wamberal Lagoon; - marine vegetation, native vegetation and fauna and their habitats; - Aboriginal cultural heritage, practices and places. <p>Council's Waterways Unit and OEH have advised that the site is flood liable and the proposed development would alter the hydrology of the site. The ecological integrity of the coastal wetland has not been fully assessed as the flooding matter has not been satisfactorily addressed.</p> <p>The Planning Proposal is therefore considered to be inconsistent with the SEPP.</p>

Table 3 – State Environmental Planning Policy Assessment

4. Is the planning proposal consistent with applicable Ministerial Directions (s.9.1 Directions)?

The proposal has been considered against the relevant Ministerial Directions as summarised below. The full assessment of these Directions is contained within the Attachments of this proposal.

No.	Direction	Applicable	Consistent
Employment & Resources			

No.	Direction	Applicable	Consistent
1.1	Business & Industrial Zones	N	N/A
1.2	Rural Zones	N	N/A
1.3	Mining, Petroleum Production and Extractive Industries	N	N/A
1.4	Oyster Aquaculture	N	N/A
1.5	Rural Lands	N	N/A
Environment & Heritage			
2.1	Environmental Protection Zones	Y	Y
2.2	Coastal Protection	Y	N
2.3	Heritage Conservation	Y	Y
2.4	Recreation Vehicle Areas	N	N/A
2.5	Application of E2 and E3 Zones and Environmental Overlays in Far North Coast LEPs	N	N/A
Housing, Infrastructure & Urban Development			
3.1	Residential Zones	Y	N
3.2	Caravan Parks and Manufactured Home Estates	N	N/A
3.3	Home Occupations	Y	Y
3.4	Integrating Land Use & Transport	Y	Y
3.5	Development Near Licensed Aerodromes	N	N/A
3.6	Shooting Ranges	N	N/A
Hazard & Risk			
4.1	Acid Sulfate Soils	N	N
4.2	Mine Subsidence and Unstable Land	N	N/A
4.3	Flood Prone Land	Y	N
4.4	Planning for Bushfire Protection	Y	Y
Regional Planning			
5.1	Implementation of Regional Strategies	N	N/A

No.	Direction	Applicable	Consistent
5.2	Sydney Drinking Water Catchments	N	N/A
5.3	Farmland of State and Regional Significance on the NSW Far North Coast	N	N/A
5.4	Commercial and Retail Development along the Pacific Highway, North Coast	N	N/A
5.8	Sydney's Second Airport: Badgery's Creek:	N	N/A
5.9	North West Rail Link Corridor Strategy	N	N/A
5.10	Implementation of Regional Plans	Y	N
Local Plan Making			
6.1	Approval and Referral Requirements	Y	Y
6.2	Reserving Land for Public Purposes	N	N/A
6.3	Site Specific Provisions	Y	Y
Metropolitan Planning			
7.1	Implementation of A Plan for Growing Sydney	N	N/A
7.2	Implementation of Greater Macarthur Land Release Investigation	N	N/A
7.3	Parramatta Road Corridor Urban Transformation Strategy	N	N/A
7.4	Implementation of North West Priority Growth Area Land Use and Infrastructure Implementation Plan	N	N/A
7.5	Implementation of Greater Parramatta Priority Growth Area Interim Land Use and Infrastructure Implementation Plan	N	N/A
7.6	Implementation of Wilton Priority Growth Area Interim Land Use and Infrastructure Implementation Plan	N	N/A
7.7	Implementation of Glenfield to Macarthur Urban Renewal Corridor	N	N/A

Table 4 – S9.1 Ministerial Direction Compliance

Ministerial Section 9.1 Directions

Direction	Comment
Environment & Heritage	
2.1 Environmental Protection Zones	
<p>Aims to protect and conserve environmentally sensitive areas.</p> <p>Applies when the relevant planning authority prepares a planning proposal.</p> <p>A planning proposal must include provisions that facilitate the protection and conservation of environmentally sensitive areas.</p> <p>A planning proposal that applies to land within an environment protection zone or land otherwise identified for environment protection purposes in a LEP must not reduce the environmental protection standards that apply to the land (including by modifying development standards that apply to the land). This requirement does not apply to a change to a development standard for minimum lot size for a dwelling in accordance with clause (5) of Direction 1.5 "Rural Lands".</p>	<p>The western part of the subject site is cleared of vegetation and it is proposed to build the residential care facility on this part of the site. The eastern part of the site accommodates EEC vegetation and the owner has proposed to dedicate this area to Council for inclusion in the COSS. The environmental protection standards applying to the land would not be reduced and hence be consistent with this Direction.</p>
2.2 Coastal Protection	
<p>Aims to protect and manage coastal areas of NSW.</p> <p>Applies when a relevant planning authority prepares a planning proposal that applies to land within the coastal zone as identified by SEPP (Coastal Management) 2018.</p> <p>A planning proposal must include provisions that give effect to and are consistent with:</p> <ul style="list-style-type: none"> (a) the objects of the Coastal Management Act 2016 and the objectives of the of the relevant coastal management areas, and (b) the NSW Coastal Management Manual and associated toolkit, (c) the NSW Coastal Design Guidelines 2003. <p>A planning proposal must not rezone land which would enable increased development or more intensive land use on land:</p> <ul style="list-style-type: none"> (a) within a coastal vulnerability area identified by the SEPP (Coastal Management) 2018, or (b) that has been identified as land affected by current or future coastal hazard in a LEP or DCP, or a study or assessment undertaken by a public authority 	<p>The objects of the Coastal Management Act 2016 are to manage the coastal environment of New South Wales in a manner consistent with the principles of ecologically sustainable development for the social, cultural and economic well-being of the people of the State.</p> <p>The whole site is located within the coastal zone. As the residential care facility is proposed to be located on the cleared section of the site and the vegetated part of the site is proposed to be dedicated to Council, there is unlikely to be an adverse impact on the natural character of the area.</p> <p>The NSW Coastline Management Manual provides "information to assist present and potential users and occupiers of the coastline to understand the nature of coastline hazards and the options available for their management." As the site is not subject to immediate coastal processes it is not relevant to the Planning Proposal.</p> <p>The Coastal Design Guidelines relates to design of dwellings and location of new settlements and is not strictly relevant to this Planning Proposal. The</p>

Direction	Comment
or a relevant planning authority.	<p>following objectives are however pertinent to this Planning Proposal:</p> <ul style="list-style-type: none"> - To protect and enhance the cultural, ecological and visual characteristics of a locality. - To limit coastal sprawl by establishing separation and greenbelts between settlements. - To integrate new development with surrounding land uses. <p>The proposed dedication to Council of the existing EEC vegetation on site will protect the ecological characteristics of the site. However the proposed residential care facility outside of the urban footprint does not represent integration with the surrounding land uses.</p>
2.3 Heritage Conservation	
<p>Aims to conserve items, areas, objects and places of environmental heritage significance and indigenous heritage significance.</p> <p>Applies when the relevant planning authority prepares a planning proposal.</p> <p>A planning proposal must contain provisions that facilitate the conservation of items, places, buildings, works, relics, moveable objects or precincts of environmental heritage significance to an area, in relation to the historical, scientific, cultural, social archaeological, architectural, natural or aesthetic value of the item, area, object or place, identified in a study of the environmental heritage of the area. This includes items, areas, objects and places of indigenous heritage significance.</p>	<p>No items of European Heritage have been identified in any planning instrument as being located on the site.</p> <p>As the ground surface of the site has been extensively disturbed/modified, the likelihood of Aboriginal objects being present is low. It is therefore considered that in this instance, the Aboriginal assessment could be undertaken at development stage.</p>
Housing, Infrastructure and Urban Development	
3.1 Residential Zones	
<p>Aims to encourage a variety of housing choice, to make efficient use of existing infrastructure and services, ensure new housing has appropriate access to infrastructure and services, and to minimise the impact of residential development on the environment.</p> <p>This Direction applies when a planning proposal affects land within an existing or proposed residential zone. The draft LEP shall include provisions that will broaden the choice of building types, make more efficient use of existing infrastructure and services,</p>	<p>The Planning Proposal to permit a residential care facility on the site would result in a variety of housing choice in the locality. However the proposal will consume marginal land on the urban fringe.</p> <p>The land is serviced by water but not by sewer. Due to the additional loads created by the proposed residential care facility, works will have to be undertaken towards the augmentation of the sewer system.</p>

Direction	Comment
reduce the consumption of land for housing on the urban fringe and be of good design. The Direction also requires that residential development is not permitted until land is adequately serviced (or arrangements satisfactory to the council, or other appropriate authority, have been made to service it).	
3.3 Home Occupations	
Aims to encourage the carrying out of low impact small business in dwelling houses. Applies when the relevant planning authority prepares a planning proposal.	The proposal does not impact on the permissibility of home occupations.
3.4 Integrating Land Use and Transport	
Aims to ensure that urban structures, building forms, land use locations, development designs, subdivision and street layouts to achieve: improving access to housing, jobs and services by walking, cycling and public transport; increasing choice of available transport and reducing transport on cars; reducing travel demand; supporting efficient and viable public transport services; and provide for efficient movement of freight. Applies when a planning proposal creates alters or moves a zone or provision relating to urban land, including land zoned for residential, business, industrial, village or tourist purposes.	The Planning Proposal is located on The Entrance Road and near Tumby Road. Both roads support regular bus services to major nodes such as Gosford, Erina Fair and The Entrance. Due to availability of these services the Planning Proposal is considered to be consistent with this Direction
Hazard & Risk	
4.3 Flood Prone Land	
Aims to ensure that development of flood prone land is consistent with the NSW Government's Flood Prone Land Policy and the principles of the Floodplain Development Manual 2005, and ensure that the provisions of an LEP on flood prone land is commensurate with flood hazard and includes consideration of the potential flood impacts both on and off the subject land. Applies when a relevant planning authority prepares a planning proposal that creates, removes or alters a zone or a provision that affects flood prone land.	The information provided in the Flood Study indicates that most of the site is below the design 1% AEP level. The Study indicates that the entire site is at or below the flood planning level. The proponent has indicated that up to 2 metres of fill would be required on-site to facilitate this development and achieve flood free developable areas. Therefore the Planning Proposal is inconsistent with this Direction.
4.4 Planning for Bushfire Protection	
Aims to protect life, property and the environment from bushfire hazards, and encourage sound management of bushfire prone areas.	The subject land is classified as Rural Fire Service Bushfire Category 1 and Vegetation Buffer. The RFS has advised that it raises no objections to

Direction	Comment
Applies when a planning proposal affects or is in proximity to land mapped as bushfire prone land.	the proposal subject to a requirement that the future subdivision of the land complies with <i>Planning for Bush Fire Protection 2006</i> .
Regional Planning	
5.10 Implementation of Regional Plans	
<p>Aims to give legal effect to the vision, land use strategy, policies, outcomes and actions contained within regional strategies.</p> <p>Applies when the relevant planning authority prepares a planning proposal that is located on land addressed within the Far North Regional Strategy, Lower Hunter Regional Strategy, Central Coast Regional Strategy, Illawarra</p>	<p>The Planning Proposal will provide housing choice for aged care within the Wamberal area.</p> <p>The existing EEC vegetation on site is proposed to be protected by dedication of the vegetated land to Council for COSS. However the land has been reviewed with regards to flood risk and it has been determined that it is unsuitable for a residential care facility.</p>
Local Plan Making	
6.1 Approval and Referral Requirements	
<p>Aims to ensure that LEP provisions encourage the efficient and appropriate assessment of development.</p> <p>This Direction requires a Planning Proposal to minimise the inclusion of concurrence/consultation provisions and not identify development as designated development.</p>	The planning proposal will not increase the need for referrals for development applications.
6.3 Site Specific Provisions	
<p>Aims to discourage unnecessarily restrictive site specific planning controls.</p> <p>Applies when the relevant planning authority prepares a planning proposal to allow particular development to be carried out.</p> <p>The Planning Proposal must use an existing zone already applying in an environmental planning instrument and not impose any development standards in addition to those already contained in the environmental planning instrument. The proposal shall not contain or refer to drawings/concept plans that show details of the proposed development.</p>	<p>It is proposed that the relevant mapping be updated only subsequent to this proposal and no additional development standards than currently exist would be applied.</p> <p>The proposal shall not contain or refer to drawings/concept plans that show details of the proposed development.</p>

Table 5: S9.1 Ministerial Direction Assessment



Item No: 2.3
Title: Proposed Dwelling 71 Heath Rd Hardys Bay
Department: Environment and Planning

24 June 2019 Ordinary Council Meeting

Trim Reference: F2019/00041 - D13535398

Author: Gary Evans, Principal Health and Building Surveyor
Scott Rathgen, Section Manager, Central Coast Building Certification North
Manager: Brian Jones, Acting Unit Manager, Environment and Compliance
Executive: Scott Cox, Director Environment and Planning

Summary

An application has been received for the construction of a dwelling at No. 71 Heath Road, Hardys Bay. The application has been examined having regard to the matters for consideration detailed in Section 4.15 of the *Environmental Planning and Assessment Act 1979 (EP&A Act)*, and other statutory requirements with the issues requiring attention and consideration being addressed in the report.

This development application is required to be reported to Council due to the number of submissions received with respect to the proposal exceeding the threshold as indicated within the policy for determination of development applications subject to public objection.

Applicant	Michael Starr
Owner	Mr M and Mrs S Starr
Application No	56159/2019
Description of Land	Lot: 3 DP854593, 71 Heath Road, Hardys Bay
Proposed Development	New Dwelling
Site Area	555.8m ²
Zoning	R2 Low Density Residential
Existing Use	Dwelling House
Employment Generation	Nil
Estimated Value	\$700,000

Recommendation

- 1 That Council grant consent subject to the conditions detailed in the schedule attached to the report and having regard to the matters for consideration detailed in Section 4.15 of the Environmental Planning and Assessment Act 1979 and other relevant issues.***
- 2 That Council advise those who made written submissions of its decision.***

Background

Proposed Development	New Dwelling
Permissibility and Zoning	The subject site is zoned R2 Low Density Residential under <i>Gosford Local Environmental Plan 2014</i> . The proposed development is defined as a dwelling house which is permissible in the zone with consent of Council.
Relevant Legislation	<p>The following planning policies and control documents are relevant to the development and were considered as part of the assessment.</p> <ul style="list-style-type: none"> • <i>Environmental Planning & Assessment Act 1979 - Section 4.15</i> • <i>State Environmental Planning Policy (Coastal Management) 2018</i> • <i>State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004</i> • <i>Gosford Local Environmental Plan 2014 (GLEP 2014)</i> • <i>Gosford Development Control Plan 2013 (GDGP 2013)</i>
Current Use	Vacant
Integrated Development	No
Submissions	Twenty Three (23) public submissions were received during the notification period.

Variations to Policies

Gosford Development Control Plan 2013

Variation 1

Clause	3.1.3.1a – Front Boundary Setback
Planning Control	The proposal seeks a variation to the required primary road average setback of the adjoining properties, in order to permit the development.
Departure basis	The proposal seeks a front boundary setback of a minimum 0.2 metres to the side wall of the proposed garage facing the Heath Rd in lieu of the required 5.6 metres (being 1.0 metre behind the required average setback). This represents a variation of 5.4 metres or 96%.

Variation 2

Clause	3.1.3.1b – Rear Boundary Setback
Planning Control	The proposal seeks a variation to the required rear boundary setback in order to permit the development.
Departure basis	The proposal seeks a minimum rear boundary setback of 5.120 metres in lieu of the required 6.0 metres given the buildings height exceeds 4.5 metres. This represents a variation of 0.880 metres or 15%.

Variation 3

Clause	3.1.3.1c – Side Boundary Setback
Planning Control	The proposal seeks a variation to the required northern boundary setback in order to permit the development.
Departure basis	The proposal seeks a minimum northern side boundary setback of 1.205m in lieu of the required 1.4 metre side boundary setback given the buildings height of 6.5 metres. This represents a variation of 0.195 metres or 14%.

Variation 4

Clause	3.1.3.1d – Secondary Setback
Planning Control	The proposal seeks a variation to the required secondary street (Otella Ave) boundary setback in order to permit the development.
Departure basis	The proposal seeks a minimum secondary street setback of 1.450m in lieu of the required 2.0 metre secondary boundary setback. This represents a variation of 0.550 metres or 27.5%.

The Site

The site is known as No. 71 Heath Road, Hardys Bay and is located on the eastern side of Heath Road (Figure 1). The site, with the exception of front and rear boundary splays, is largely rectangular in shape and has an overall area of 555.8m² with a street frontage to Heath Road of 19.4 metres. The site also has secondary street frontage to Otella Ave. The site slopes evenly from the west (street level) to the east (rear boundary) at an average of approximately 15%.



Figure 1 – Aerial view of Heath Road with the site highlighted in yellow

The site is currently vacant. Roadworks to the property frontage, have resulted in the construction of an existing concrete access driveway off Heath Rd to serve the allotment. (Photographs 1 to 4)



Photograph 1 – Detailing the vacant site looking east



Photograph 2 – Detailing the existing site access off Heath Road looking north



Photograph 3 – Detailing the existing Heath Road streetscape looking south with the site frontage on the left



Photograph 4 – Detailing the Otella Ave road reserve looking west with the site on the right beyond the letterbox structure

2.3 Proposed Dwelling 71 Heath Rd Hardys Bay (contd)

The site is zoned R2 Low Density Residential under GLEP 2014.

The site is mapped as bushfire prone land on Councils maps. The proposal has been considered against the provisions of *Planning for Bush Fire Protection 2006* prepared by the NSW Rural Fire Service, with the appropriate construction requirements of Bushfire Attack Level 12.5 to be included on the approval where granted.

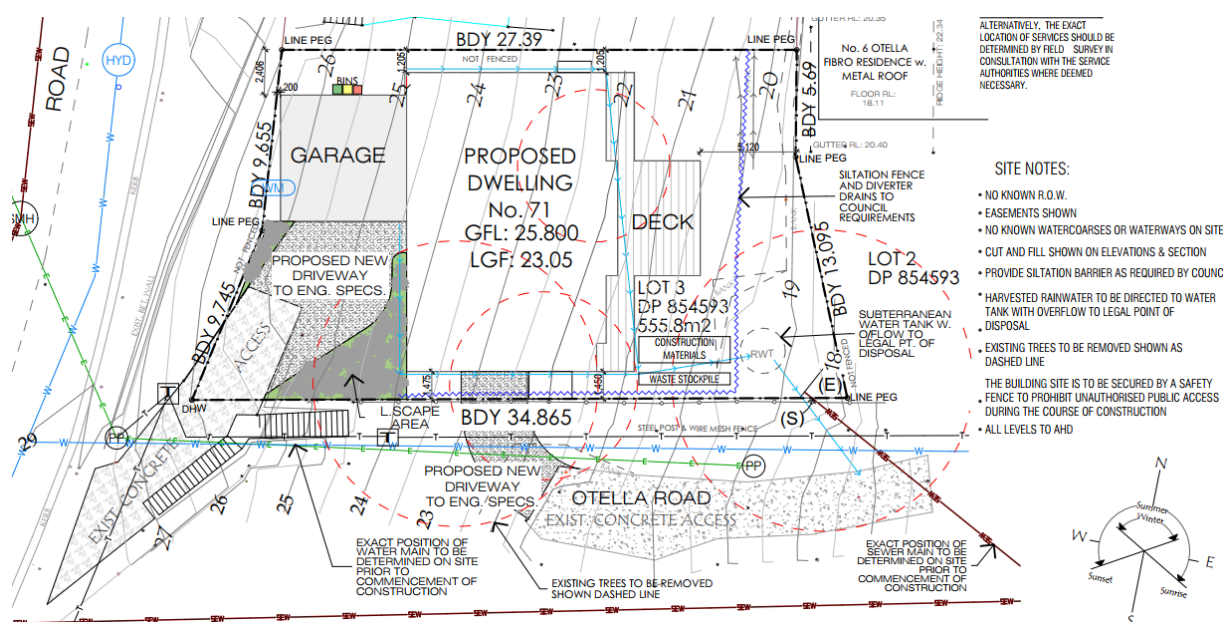
Surrounding Development

The surrounding development consists of large predominately two storey single dwellings within the R2 zone. The existing dwellings in proximity to the allotment are stepped down the hillside with rear deck areas orientated to the east in order to obtain views of Brisbane Water.

The Proposed Development

The proposal is for the erection of a new two storey dwelling having the appearance of being single storey when viewed from Heath Road and a two storey from the rear. It is proposed to have 3 spaces for off-street parking consisting of a double garage located to the front of the property adjoining Heath Rd and accessed via the previously constructed driveway. A single carport beneath the dwelling is also proposed which will be accessed off the adjoining secondary street frontage being Otella Ave.

The dwelling is located on the lower eastern side of Otella Avenue, see site plan Figure 2.



Proposed Dwelling 71 Heath Rd Hardys Bay (contd)

EAST ELEVATION

1:100

Callouts for East Elevation:

- CCC BUILDING ENVELOPE
- 3 COLORBOND SHEETING AND GUTTERS
- SELECTED FC CLADDING
- PLANTING TO BANK & RETAINED GARDEN BEDS
- RETAINING TO ENG. SPECS.
- BRICKWORK W. RENDER FINISH AS SELECTED
- WIMBER STAIRS & HANDRAIL TO BCA SPECS.
- CCC BUILDING ENVELOPE
- 20'0"
- 20'0"
- 20'0"
- 20'0"
- 600
- 600
- TIMBER FRETWORK
- RETAINING TO ENG. DESIGN & DETAILS
- SHADE™ AWNING
- TIMBER DECKING
- SELECTED ALUM. WINDOWS
- BALLUSTRADES TO BCA SPECS.
- SHS POSTS TO ENG. DESIGN & DETAILS
- MS L
- RL 91
- CL 28
- CL 25
- CL 23

Callouts for Side Elevation:

- SELECTED COLORBOND ROOF SHEETING AND GUTTERS
- SELECTED FC CLADDING
- BRICKWORK W. RENDER FINISH AS SELECTED
- RETAINING TO ENG. SPECS.
- 20'0"
- 20'0"
- 20'0"
- 20'0"
- 600
- 600
- ENTRY DOOR W. SLEIGHT BLACK PA FINISH AS SELECTED
- SHS POSTS TO ENG. DESIGN & DETAILS
- TIMBER FRETWORK
- SELECTED ALUM. WINDOWS
- RC DRIVEWAY TO ENG. SPECS.
- RL 91
- CL 28
- CL 25
- CL 23

Figure 3 – Detailing the front and rear elevations of the proposed dwelling

2.3 Proposed Dwelling 71 Heath Rd Hardys Bay (contd)

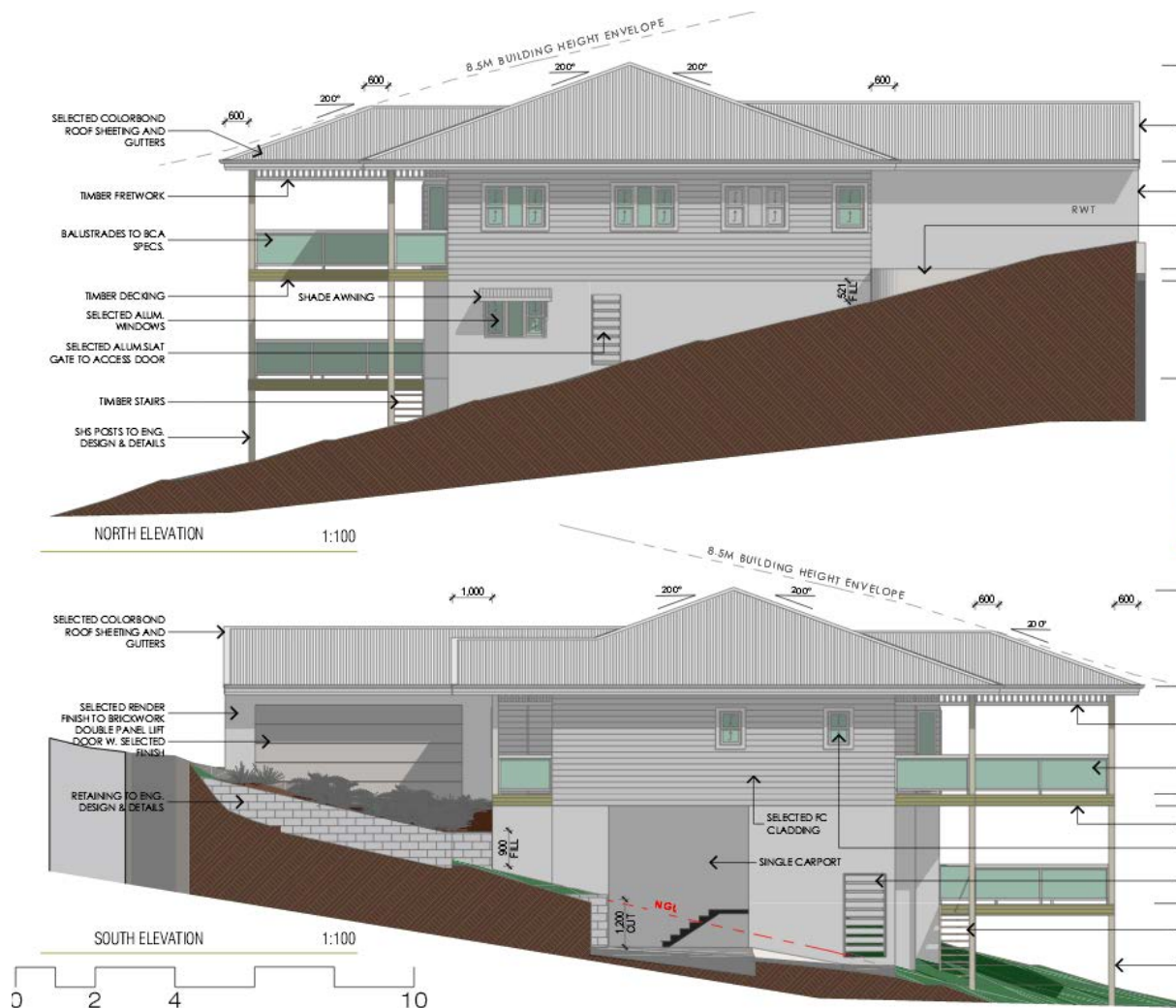


Figure 4 – Detailing the side elevations of the proposed dwelling

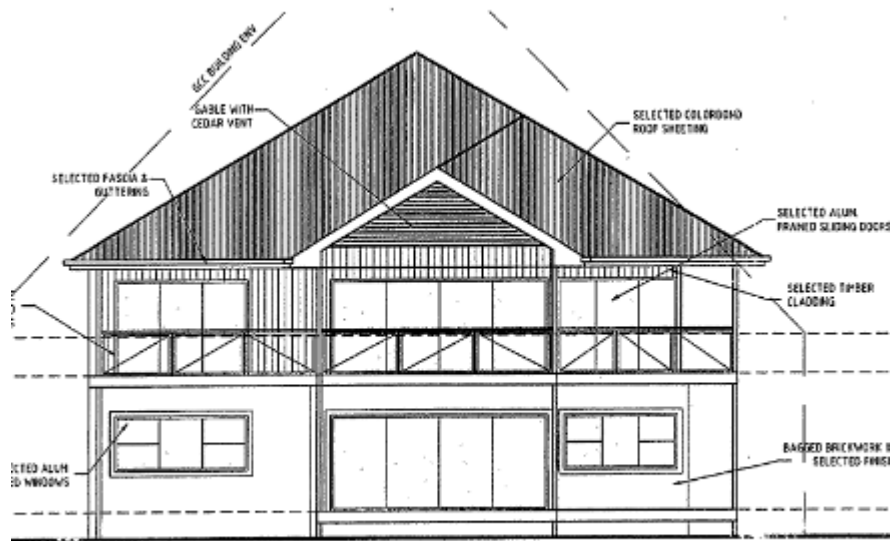
History

The following prior development approval has been issued in relation to the subject allotment.

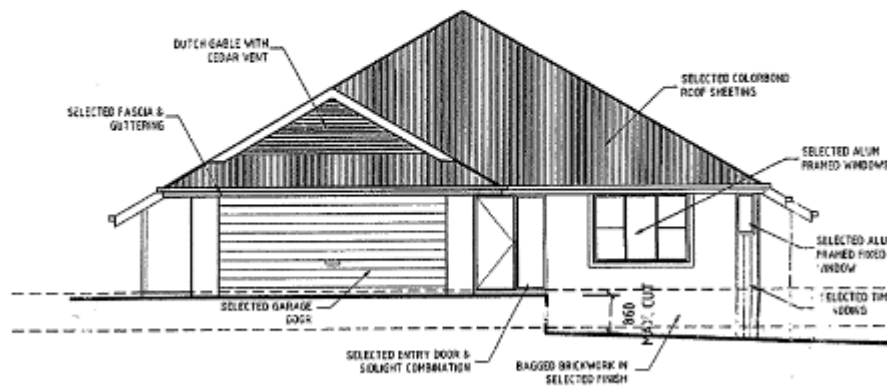
- DA11658/2001 - Development Application - New Dwelling house
Approved under Delegation: 04/06/2001

The application was not activated by the applicant and has since lapsed.

The current DA proposes a similar style of dwelling, albeit with an increased primary road boundary setback and much steeper roof pitch. (Figure 5)



EAST ELEVATION
SCALE 1:100



WEST ELEVATION
SCALE 1:100

Figure 5 – Detailing the front and rear elevations of the prior dwelling approved on the allotment

Consultation

Public Consultation

The development was notified between 15 March 2019 and 29 April 2019 in accordance with Chapter 7.3 of GDCP 2013.

Twenty two (22) public submissions from private landowners and one (1) submission from a local community interest group were received in relation to the application.

Only one of the objection was from an adjoining landowner.

Three issues were raised in the submissions and they are detailed below:

1. *Concerns regarding tree removal*

Comment

The proposal includes the removal of four large trees in order to permit the development. The first tree, located adjoining the south eastern corner of the property, is a coral tree. It is listed as being an undesirable species and is permitted to be removed at any time under the exempt provisions of Chapter 6.6 Preservation of Trees or Vegetation.

The second tree, is not a native species, is located centrally within the allotments building envelope and its removal is essential for the development to proceed.

The remaining native *Corymbia maculata* (spotted gum) and *Angophora costata* (apple gum), located close to the allotment with the Otella Ave road reserve, have been severely pruned given due to the the presence of overhead electricity wires. The pruning has resulted in the crowns of these trees mostly growing westward over the available building envelope area of the allotment. The trees are also potentially unstable due to the unbalanced growth.

Any dwelling construction on the allotment with compliant side boundary setbacks, would impact further on these trees, requiring further pruning. Accordingly, their removal has been considered as being acceptable by Councils Tree Officer subject to conditions of consent requiring replanting of suitable replacement native trees within the undeveloped areas of the site.

2. *Concerns regarding secondary access from Otella Ave*

Comment

The proposal includes a carport structure below the main portion of the dwelling, which will be accessed via the secondary street, Otella Ave. A number of concerns have been raised in relation to the width of the existing Otella Ave road pavement and the fact that the proposal seeks to increase traffic within this narrow infrequently utilised no through road. (Figure 6)



Figure 6: Detailing the side and rear perspective when viewed from Otella Ave noting the darker section of the existing concrete access within Otella Ave servicing the adjoining allotment

In considering the proposal, it is noted that Otella Ave is a public road with the subject allotment having secondary street frontage to the road reserve. Further, the allotment is not burdened by any caveat or restriction, which restricts vehicular access from the allotment to the Otella Ave secondary street frontage.

The proposed lower level carport is a secondary parking area to that provided by the double garage structure accessed off the sites primary road frontage, Heath Road. Additional traffic utilising Otella Ave as a result of the development, will be likely confined to a single vehicle only. Further, in the event that that the carport is utilised for boat or other storage, then it is considered that infrequent additional traffic usage within Otella Ave will be reasonable.

3. *Concerns that the proposal is not in keeping with the character of the area.*

Comment

The proposal has been designed in order to effectively follow the sloping nature of the site with the appearance of being single storey when viewed from Heath Road. The proposal then steps down the allotment, being two storeys when viewed from the rear of the allotment, with the rear portion of the dwelling incorporating upper level deck areas in order to maximise the potential for scenic outlooks towards Brisbane Water.

Hardys Bay is experiencing the redevelopment of the older cottages with modern style dwellings commensurate with the high land values in the locality.

This redevelopment is changing the character of the area, however, the proposed development is consistent with the modern style of dwellings that are now common in this locality.

Internal Consultation

Development Engineering

Council's Development Assessment Engineer has reviewed the application and has raised no objection.

Tree Officer

Council's tree officer has reviewed the site and provided support subject to inclusion of a condition. Condition No. 5.8 has been included in the draft consent as suggested by Council's tree officer.

Ecologically Sustainable Principles:

The proposal has been assessed having regard to ecologically sustainable development principles and is considered to be consistent with the principles.

The proposed development is considered to incorporate satisfactory stormwater, drainage and erosion control and the retention of vegetation where possible. It is unlikely to have any significant adverse impacts on the environment and will not decrease environmental quality for future generations.

The proposal does not result in the disturbance of any endangered flora or fauna habitats and is unlikely to significantly affect fluvial environments.

Climate Change

The potential impacts of climate change on the proposed development have been considered as part of the assessment of the application.

The assessment has included consideration of such matters as:

- Potential rise in sea level
- Potential for more intense and/or frequent extreme weather conditions including storm events
- Bushfires
- Drought
- Flood
- Coastal erosion

The assessment has also considered how the proposed development may cope, combat, withstand these potential impacts. The proposed development is considered satisfactory in relation to climate change.

Assessment

Having regard for the matters for consideration detailed in Section 4.15 of the EP&A Act and other statutory requirements, Council's policies and Section 10.7 Certificate details, the assessment has identified the following key issues, which are elaborated upon for Council's information. The site plan and elevations for the proposed development are provided as an attachment to this report.

Provisions of Relevant Instruments / Plans / Policies

State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004

The application is supported by a BASIX certificate which confirms the proposal will meet the NSW government's requirements for sustainability, if built in accordance with the commitments in the certificate.

The proposal is consistent with the requirements of *State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004*.

State Environmental Planning Policy (Coastal Management) 2018

The provisions of State Environmental Planning Policy (Coastal Management) 2018 require Council consider the aims and objectives of the SEPP when determining an application within the Coastal Management Areas. The Coastal Management Areas are areas defined on maps issued by the NSW Department of Planning & Environment. The property falls within the mapped coastal management areas.

The relevant matters have been considered in the assessment of this application. The application is considered consistent with the stated aims and objectives.

Gosford Local Environmental Plan 2014

Permissibility

The subject site is zoned R2 Low Density Residential under *GLEP 2014*. The proposed development is defined as a Dwelling House which is permissible in the zone with consent of Council. (Figure 7)



Figure 7 – Zoning map. Pink shading is the R2 zone with the subject site outlined in light blue. The light green shade is the Brisbane Water Foreshore zoned RE1 (Public Recreation).

Objectives of Zone

The objectives of the R2 Low Density Residential zone under GLEP 2014 are as follows:

- *To provide for the housing needs of the community within a low density residential environment.*
- *To enable other land uses that provide facilities or services to meet the day to day needs of residents. To ensure that development is compatible with the desired future character of the zone.*
- *To encourage best practice in the design of low-density residential development.*
- *To promote ecologically, socially and economically sustainable development and the need for, and value of, biodiversity in Gosford.*
- *To ensure that non-residential land uses do not adversely affect residential amenity or place demands on services beyond the level reasonably required for low-density housing.*

2.3 Proposed Dwelling 71 Heath Rd Hardys Bay (contd)

It is considered that the proposal is consistent with the stated objectives of the zone and consistent with the principles of Ecologically Sustainable Development as specified within the *Local Government Act 1993*.

Development Standards

Development Standard	Required	Proposed	Compliance with Controls	Variation %	Compliance with Objectives
4.3 – Height of buildings	Maximum building height of 8.5 metres	8.3 metres to the rear ridge.	Yes	Nil	Yes
4.4 – Floor space ratio	0.5:1 maximum	0.43:1	Yes	Nil	Yes

Gosford Development Control Plan 2013 (GDCP 2013)

Chapter 2.1 Character

The site is located within the Hardys Bay: Open Woodland Bungalows precinct of Hardys Bay. The desired character statement for this precinct states:

"For new dwellings and additions to existing dwellings, reflect the modest scale and simple articulation of traditional early-to-mid Twentieth Century cottages and bungalows. Roofs should be simple hips, gables or skillions without elaborate articulation, gently-pitched to minimise the height of ridges, and flanked by wide eaves to disguise the scale and bulk of exterior walls. Use stepped floorplans, or divide floorspace into linked pavilion structures that are capped by individual roofs and separated by landscaped courtyards. Any facades that are taller or longer than those of neighbouring dwellings should be screened by an extra setback or by balconies and verandahs. Preferably, provide parking in open carports or detached garages that are screened by shady trees, or on steeper sites in part-basement levels."

In reviewing the proposed design, the proposal is considered to incorporate a traditional split level design, stepping down the allotment, maintaining the appearance of a single storey dwelling when viewed from the primary street frontage. The proposal is simply articulated and provided with a low roof pitch incorporating a simple hip design.

The proposal does not incorporate any detached garage structures.

The desired character statement states the following;

"Facing the street, maintain the informal qualities of existing sloping street verges and plant new shady street trees."

Plant the boundaries facing streets with hedges or shrubs to allow a filtered view from each dwelling, rather than using fences that are tall and opaque. Screen terraces and balconies to protect the privacy and amenity that are enjoyed by neighbouring dwellings."

Currently, the site is largely screened from Heath Road via existing screen landscaping planted within the road reserve area, which will not be impacted upon by the development. Further, the siting of the dwelling on the allotment provides areas for the replanting of suitable tree species and other landscaping opportunities, whilst also providing for reasonable separation to the adjoining dwellings to protect the existing level of privacy and amenity currently provided.

It is considered that the proposed dwelling proposal meets the objectives of the desired future character statement and is considered acceptable. (Photograph 5)



Photograph 5 – Detailing existing development in proximity to the site in Araluen Drive subject to the same character statement as the subject allotment

Chapter 3.1 Dwelling Houses, Secondary Dwellings & Ancillary Development

Chapter 3.1	Requirement	Proposed	Compliance
Clause 3.1.2.1 Building Height	Maximum 8.5 metres by virtue of LEP mapping	8.3 metres	Yes
	2 storeys	2 storeys	Yes
Clause 3.1.2.2 Site Coverage	Maximum 50% site coverage on lots 450m ² - 900m ²	47%	Yes

Chapter 3.1	Requirement	Proposed	Compliance
Clause 3.1.2.3 Floor Space Ratio	0.5:1 floor space ratio	0.43:1	Yes
Clause 3.1.3.1a – Front Setback	The permissible front setback is 7.35m. This is the average of the two adjoining properties (excluding the adjoining garage structure built close to the front boundary). Garage setback to be setback 1.0 metre behind required average front boundary setback	0.2 metres to the front garage wall Garage is forward of the proposed dwelling on the allotment	No – see comments below No – see comments below
Clause 3.1.3.1b – Rear Setback	6m Rear setback to a private allotment with a wall height greater than 4.5m	Minimum 5.120 metres	No – see comments below
Clause 3.1.3.1c – Side Setback	Northern side boundary setback of 1.4m (with a wall height of 6.5m)	1.205 metres	No – see comments below
Clause 3.1.3.1d	Secondary setback – 2.0 metres to Otella Ave boundary	1.450 metres minimum	No – see comments below
Clause 3.1.4.1	To encourage view sharing between properties	Meets the requirements for view sharing under the NSW Land and Environment Court Planning Principles	Yes
Clause 3.1.4.2 Visual Privacy	To minimise direct overlooking between main living areas and areas of principle private open space within the site and adjoining sites	The proposal has been designed and positioned on the allotment in order to minimise direct overlooking of adjoining living and private open space areas	Yes
Clause 3.1.5 – Car Parking and Access	2 car spaces 4 metres driveway width required	3 car spaces Existing to be maintained	Yes Yes

Chapter 3.1	Requirement	Proposed	Compliance
Clause 3.1.6 Earthworks, Structural Support and Drainage	Cut – 3m if more than 1m from the boundary	Maximum 1.4 metres within the central portion of the dwelling.	
Clause 3.1.6.2 Retaining Walls and Structural Support	Retaining wall greater than 600mm in height shall be designed by a structural Engineer.	No structural Engineering details required to be provided at DA stage	Yes – Construction Certificate matter

Clause 3.1.3.1a – Front (Primary Road) Setback

The proposed development seeks variation to the front setback to Heath Road in relation to the proposed garage portion of the development. In this regard, the property has an existing access driveway which has been constructed in conjunction with road and retaining wall works within Heath Road to the allotment frontage.

The positioning of the garage, will allow direct access from the existing Heath Road driveway. Should the garage be required to be setback from its proposed location on the allotment, then the overall dwelling would be required to be moved towards the rear property boundary. The result being the potential for privacy and view impacts.

The front of the proposed dwelling will effectively be screened from the street. This is due to the proposed excavation for the garage. The lower level of the dwelling in comparison to the adjoining Heath Road roadway and extensive existing landscaping within the road reserve will reduce the impact of the building.

The proposed primary road boundary variation is consistent with development in Heath Road with most properties on the lower side of the road having carport and garage structures in close proximity to the street.

No objections have been raised in relation to the setback encroachment and accordingly, the proposal is considered acceptable and supported in this instance.

Clause 3.1.3.1c – Side Setback

The proposed development seeks a variation to the permitted northern side boundary setbacks as a result of the building's height. In considering the requested variation, a review of the proposal in terms of the relevant objectives of Chapter 3.1 of GDCP 2013 is necessary. Relevant objectives of Chapter 3.1 are as follows:

- *To ensure that setbacks are compatible with adjacent development and complements the character, streetscape, public reserve, or coastal foreshore*
- *To protect the views, privacy and solar access of adjacent properties*

- *To maintain view corridors to coastal foreshores and other desirable outlooks*
- *To provide appropriate articulation of facades and horizontal elements reduce the appearance of bulk and provides visual interest to the building and subsequent streetscape where they face a street frontage/s.*

In considering these objectives, the following commentary is provided in support of the proposal.

- The required side boundary setback variation extends for only a minor portion of the building being approximately 2.1 metres in length, before the building height lessens due to the slope of the land and the required side boundary setback becomes compliant;
- The minor section of non-compliance, results in minimal, if any additional overshadowing impact to the adjoining dwelling given the positioning of this dwelling and the allotments east west orientation;
- The minor setback variation would not cause any privacy impact to the adjoining dwelling to the west of the site.

The proposed side boundary setback variation is considered to achieve the objectives of Chapter 3.1 of GDCP 2013 and is therefore considered acceptable and justified.

Clause 3.1.3.1d – Secondary Setback

The proposed development seeks a reduced secondary side boundary setback to the Otella Ave road reserve. In considering the variation, it is to be noted that the required 2.0 metre secondary street setback has been put in place by Chapter 3.1 controls, in order to restrict development on typical corner allotments to facilitate adequate sight distance at road intersections.

In the case of the subject proposal, it is to be noted that Otella Ave has no connection, other than concrete pedestrian access stairs, to Heath Road. As such, it is considered that the intended objective of the secondary street setback is requirement, is not applicable in this instance.

The required secondary street setback variation is considered to be acceptable and is justified.

Chapter 6.6 Preservation of Trees or Vegetation

As indicated above, the proposal requires the removal of four significant trees in order to permit the development.

The first tree, a coral tree located in the north eastern corner of the allotment, is listed as an undesirable species within Chapter 6.6 and therefore may be removed at any time by the landowner.

The second and third trees, *Corymbia maculata* (spotted gum) and *Angophora costata* (apple gum) adjoin the sites common boundary with the Otella Ave road reserve. They have been previously pruned due to the presence of the existing overhead electricity wires. The pruning has resulted in the crowns of these trees mostly growing westward over the available building envelope area of the allotment. Their removal has been considered as being acceptable by Councils Tree Officer.

The last tree, a fire wheel tree which is not a native tree, is located centrally within the site. Removal is essential in order to permit the development of the residentially zoned allotment and the draft approval has included a condition requiring the replanting of two native trees on the site.

Accordingly, the proposal is considered to achieve the requirements of Chapter 6.6 subject to appropriate conditions of consent being applied to the development regarding appropriate replanting of suitable tree species.

Chapter 7.2 Waste Management

A Waste Management Plan has been submitted in support of the proposed development.

Section 4.15(1)(b) of the EP&A Act 1979: the likely impacts of the development

Built Environment

Given the position of the proposed dwelling on the allotment, the existing driveway access to the site and separation distance to other dwellings, the proposal is considered to be suitable with regard to the context and setting of the subject site. The proposed dwelling is also considered to be in keeping with the character of the area.

A thorough assessment of the proposed development's impact on the built environment has been undertaken in terms of the GLEP 2014 and GDCP 2013 compliance. It is considered on balance that the potential impacts are considered reasonable.

Natural Environment

The proposal involves some site excavation in order to cater for the site's sloping topography. Additionally, the proposal requires the removal of four trees in order to permit the development. Whilst there is some impact upon the natural environment, this is considered to be reasonable. Accordingly, the proposal is considered satisfactory in relation to impacts on the natural environment.

Section 4.15(1)(c) of the EP&A Act 1979: the suitability of the site for the development

A review of Council's records identifies the following constraints:

- Acid Sulfate Soils – The subject site has been identified as containing potential Class 5 acid sulfate soils. Whilst the proposal involves excavation up to some 1.4 metres depth. Given the site is located on a hillside above the Hardys Bay foreshore, it is considered that the provision of an acid sulfate soils management plan is not required.
- Bushfire – The subject site is mapped as being bushfire affected. In this regard, the development proposal has been accompanied by an appropriate bushfire assessment report. The building will need to be constructed to BAL 12.5 bushfire resisting construction. (Figure 8)

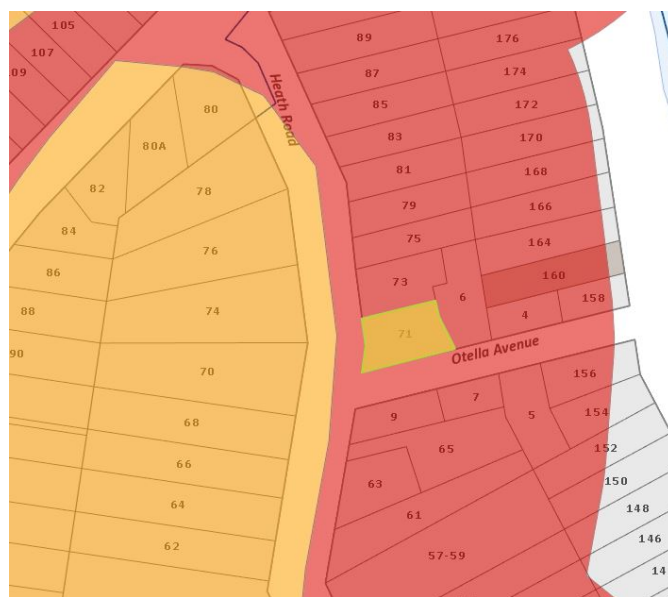


Figure 8 - Extract from Council's bushfire mapping with the site highlighted in yellow

There are no other constraints that would render the site unsuitable for development.

Section 4.15(1)(d) of the EP&A Act 1979: any submission made in accordance with this Act or Regulations

The development application received twenty two (22) public submissions from individual landowners and one (1) submission from community interest group which have been addressed previously in this report.

Section 4.15(1)(e) of the EP&A Act 1979: the public interest

The proposed development is seen to be in the public interest by providing assurance that the subject land is able to be developed in proportion to its site characteristics and residential zoning.

Other Matters for Consideration*Development Contribution Plan*

The proposed development is not a development type that is subject to Section 7.11 of the EP&A Act development contributions. Therefore, no contributions are applicable.

Water and Sewer Contributions

The proposed development is not subject to Water & Sewer Contributions.

Conclusion

The development application has been assessed in accordance with Section 4.15 of the EP&A Act, and all relevant instruments and policies. The proposed development is considered suitable for the site despite the listed variations. The proposal is therefore recommended for approval pursuant to Section 4.16 of the EP&A Act.

Attachments

- | | | |
|----------|-----------------------------|-----------|
| 1 | Draft Conditions of Consent | D13548062 |
| 2 | Development Plans | D13548061 |

Date: 20 May 2019
Responsible Officer: Gary Evans
Location: 71 Heath Rd, Hardys Bay
Owner: Mr M and Mrs S Starr
Applicant: Mr M Starr
Date Of Application:
Application No: DA/56159/2019
Proposed Development: Dwelling
Land Area: 555.8m²
Existing Use: Vacant

1. PARAMETERS OF THIS CONSENT

- 1.1. Implement the development substantially in accordance with the plans and supporting documents listed below as submitted by the applicant and to which is affixed a Council stamp "Development Consent" unless modified by any following condition.

Architectural Plans by: Max Thitchener Design

Drawing	Description	Sheets	Issue	Date
1814		1 to 8	B	15/4/19

- 1.2. Carry out all building works in accordance with the Building Code of Australia.
- 1.3. Comply with all commitments listed in BASIX Certificate as required under clause 97A of the *Environmental Planning and Assessment Regulation 2000*.

2. PRIOR TO ISSUE OF ANY CONSTRUCTION CERTIFICATE

- 2.1. All conditions under this section must be met prior to the issue of any Construction Certificate.
- 2.2. No activity is to be carried out on-site until the Construction Certificate has been issued, other than:
- Site investigation for the preparation of the construction, and / or
 - Implementation of environmental protection measures, such as erosion control and the like that are required by this consent
 - Demolition.
- 2.3. Assessment of the development against the provisions of *Planning for Bush Fire Protection (2006) (NSW)* has determined a Bush Fire Attack level (BAL) of 12.5.

Submit to the Accredited Certifier for approval construction details showing that the development complies with this Bush Fire Attack Level (BAL) as prescribed by Australian Standard AS 3959-2009: *Construction of buildings in bush fire prone areas* and additional measures as contained within Appendix 3 of the *PBP Guidelines 2010* produced by the NSW Rural Fire Service.

- 2.4. Submit to Council as the Roads Authority an application for a vehicle access crossing for the required access crossing in Otella Ave, including payment of the application fee.

Such application is to be accompanied by suitable design plans prepared by an appropriate consulting engineer, detailing the following:-

- Vehicle access crossing of a maximum 3.0 metres width
- Associated retaining wall construction
- Connection of the existing pedestrian access stairs to the new access crossing with footpath of a minimum 1.2 metres width, and
- Provision of stairs and associated hand rails as required.

All works are to comply with Council's Civil Works design and construction specification.

3. PRIOR TO COMMENCEMENT OF ANY WORKS

- 3.1. All conditions under this section must be met prior to the commencement of any works.
- 3.2. No activity is to be carried out on-site until the Construction Certificate has been issued, other than:
- a) Site investigation for the preparation of the construction, and / or
 - b) Implementation of environmental protection measures, such as erosion control and the like that are required by this consent
 - c) Demolition approved by this consent.
- 3.3. Appoint a Principal Certifying Authority for the building work:
- a) The Principal Certifying Authority (if not Council) is to notify Council of their appointment and notify the person having the benefit of the development consent of any critical stage inspections and other inspections that are to be carried out in respect of the building work no later than two (2) days before the building work commences.
 - b) Submit to Council a Notice of Commencement of Building Works or Notice of Commencement of Subdivision Works form giving at least two (2) days' notice of the intention to commence building or subdivision work. The forms can be found on Council's website: www.centralcoast.nsw.gov.au

- 3.4. Erect a sign in a prominent position on any work site on which building, subdivision or demolition work is being carried out. The sign must indicate:
- The name, address and telephone number of the Principal Certifying Authority for the work; and
 - The name of the principal contractor and a telephone number at which that person can be contacted outside of working hours; and
 - That unauthorised entry to the work site is prohibited.
 - Remove the sign when the work has been completed.

- 3.5. Submit both a Plumbing and Drainage Inspection Application, with the relevant fee, and a Plumbing and Drainage Notice of Work in accordance with the *Plumbing and Drainage Act 2011* (to be provided by licensed plumber). These documents can be found on Council's website at: www.centralcoast.nsw.gov.au

Contact Council prior to submitting these forms to confirm the relevant fees.

This condition only applies if installation / alteration of plumbing and / or drainage works are proposed (excludes stormwater drainage). This condition does not apply to swimming pool plumbing that does not physically connect / break into the sewer system.

- 3.6. Install run-off and erosion controls to prevent soil erosion, water pollution or the discharge of loose sediment on the surrounding land by:
- erecting a silt fence and providing any other necessary sediment control measures that will prevent debris escaping into drainage systems, waterways or adjoining properties, and
 - diverting uncontaminated run-off around cleared or disturbed areas, and
 - preventing the tracking of sediment by vehicles onto roads, and
 - stockpiling top soil, excavated materials, construction and landscaping supplies and debris within the lot.
- 3.7. Provide or make available toilet facilities at the work site before works begin and maintain the facilities until the works are completed at a ratio of one toilet plus one additional toilet for every twenty (20) persons employed at the site.

Each toilet must:

- be a standard flushing toilet connected to a public sewer, or
- have an on-site effluent disposal system approved under the *Local Government Act 1993*, or
- be a temporary chemical closet approved under the *Local Government Act 1993*.

- 3.8. The Otella Avenue boundary is to be provided with suitable temporary fencing of a minimum 1.8 metres in height. All construction access, with the exception of vehicle access crossing works, is to be via the existing driveway access off Heath Road for the duration of site works.
- 3.9. Submit to Council a dilapidation report for the full length of Otella Avenue. The report must document and provide photographs that clearly depict any damage to the existing road pavement, driveways, water supply, sewer infrastructure or any other Council asset within the Otella Ave road reserve.

4. DURING WORKS

- 4.1. All conditions under this section must be met during works.
- 4.2. Carry out construction or demolition works during the construction phase of the development only between the hours as follows:

7.00am and 5.00pm Monday to Saturday

No construction or demolition works associated with the development are permitted to be carried out at any time on a Sunday or a public holiday.
- 4.3. During the construction phase of the development, if any Aboriginal object (including evidence of habitation or remains), is discovered during the course of the work:
 - a) All excavation or disturbance of the area must stop immediately in that area, and
 - b) The Office of Environment and Heritage must be advised of the discovery in accordance with section 89A of the *National Parks and Wildlife Act 1974*.

Note: If an Aboriginal object is discovered, an Aboriginal heritage impact permit may be required under the *National Parks and Wildlife Act 1974*.
- 4.4. Implement and maintain all erosion and sediment control measures at or above design capacity for the duration of the construction works and until such time as all ground disturbed by the works has been stabilised and rehabilitated so that it no longer acts as a source of sediment.
- 4.5. Keep a copy of the stamped approved plans on-site for the duration of site works and make the plans available upon request to either the Principal Certifying Authority or an officer of Council.
- 4.6. Notify Council when plumbing and drainage work will be ready for inspection(s) and make the work accessible for inspection in accordance with the *Plumbing and Drainage Act 2011*.
- 4.7. Connect downpipes and the associated stormwater disposal system to the site stormwater connection point immediately after the roof materials are positioned in

order to prevent erosion of the site from roof water run-off. The Principal Certifying Authority for the development must not issue a mandatory critical stage Compliance Certificate for framing unless connection of the site stormwater (or temporary system) has occurred.

- 4.8. No fill other than that as indicated within the approved plans is permitted to be placed upon the site.
- 4.9. All plant and construction materials involved with dwelling construction are to be stored wholly within the allotment boundaries. No storage of construction materials or equipment is permitted within the Heath Road or Otella Avenue road reserve. Further, all construction deliveries are to take place via the existing driveway access off Heath Road.

5. PRIOR TO ISSUE OF ANY OCCUPATION CERTIFICATE

- 5.1. All conditions under this section must be met prior to the issue of any Occupation Certificate.
- 5.2. Submit a Certificate of Compliance for all plumbing and drainage work and a Sewer Service Diagram showing sanitary drainage work (to be provided by licensed plumber) in accordance with the *Plumbing and Drainage Act 2011*.
- 5.3. Prior to the occupation or use of the building/structure, an application for an Occupation Certificate for the development must be submitted to and approved by the Principal Certifying Authority. The Occupation Certificate application is to satisfy all of the requirements of the *Environmental Planning and Assessment Regulation 2000*.
- 5.4. Complete the building in accordance with the provisions of *Planning for Bush Fire Protection 2006 (NSW)* and the requirements of Australian Standard AS 3959-2009 - *Construction of Buildings in Bush Fire Prone Areas* and additional measures as contained within Appendix 3 of the *Planning for Bush Fire Protection Guidelines 2010*, for a Bush Fire Attack Level of (BAL) 12.5.
- 5.5. Install a material or device to prevent the build-up of flammable material (such as leaf matter) within the roof gutters. The material or device must have a flammability index of not greater than 5 when tested in accordance with Australian Standard AS 1530.2-1993: *Methods for fire tests on building materials, components and structures - Test for flammability of materials*.
- 5.6. Rectify to the satisfaction of Council, any damage not shown in the dilapidation report submitted to Council before site works had commenced. Any damage will be assumed to have been caused as a result of the site works undertaken and must be rectified at the developer's expense.
- 5.7. Construct the vehicle access crossing and associated works in Otella Avenue in accordance with the Vehicle Access Crossing Notice of Determination.

5.8 Plant a minimum of three (3) replacement trees (advanced specimens min 25lt pot size). Replacement trees must be native species such as Apple Gum, Spotted Gum or Tuckeroo. Replacement trees are to be located within an appropriate area of the site and not to be within an authority's service easement, or within 3m of the approved dwelling. Where the replacement tree dies or is substantially damaged within five (5) years of planting, it must be replaced and maintained to maturity.

6. PRIOR TO ISSUE OF ANY SUBDIVISION CERTIFICATE

No Conditions

7. PRIOR TO THE OCCUPATION OF THE MANUFACTURED HOME

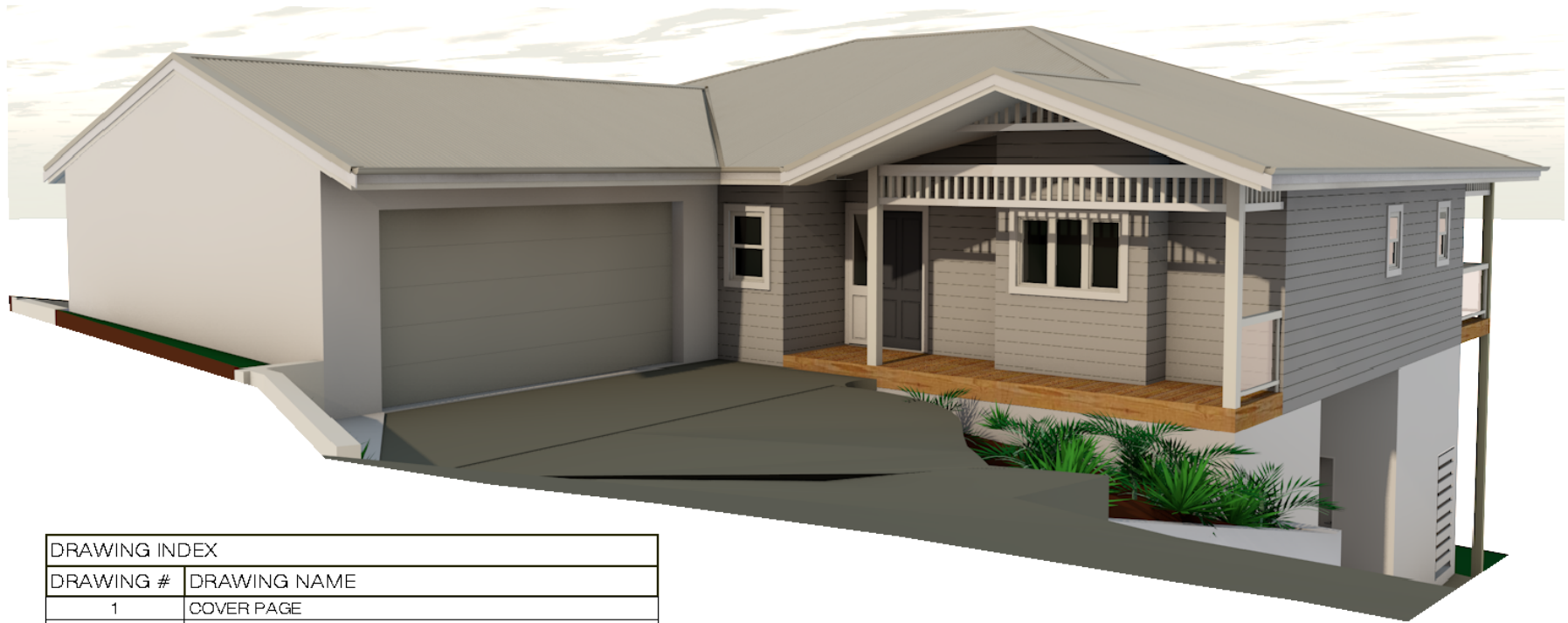
No Conditions

8. ONGOING

No Conditions

DEVELOPMENT APPLICATION

PROPOSED NEW RESIDENCE
No. 71 HEATH ROAD, HARDYS BAY



DRAWING INDEX	
DRAWING #	DRAWING NAME
1	COVER PAGE
2	SITE & STORM WTR M.MENT PLAN
3	LOWER GROUND FLOOR PLAN
4	GROUND FLOOR PLAN
5	ELEVATIONS N & S
6	ELEVATIONS E & W
7	SECTION & BASIX
8	3D SE PERPSECTIVE



MAX THITCHENER DESIGN
PO Box 624 Terrigal NSW 2260
0414 654 873
maxdesign@bigpond.com
www.maxthitchener.com.au

PROJECT
LOCATION

PROPOSED NEW RESIDENCE
No. 71 HEATH ROAD
HARDYS BAY

CLIENT
DRAWING

STARR
COVER PAGE
- 101 -

DRAWN
SCALE

BE
NTS

DATE
ISSUE

15/04/2019
DA

DWG No.
JOB No.

1 / 8
1814

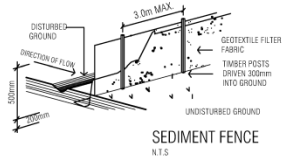
ISSUE
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DATE
18/02/2019
15/04/2019

AMENDMENT
DA ISSUE
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OPEN SPACE AREA	53%	296.85m ²
TOTAL SITE AREA		555.82m ²
FSR		
NEW RESIDENCE	0.43 : 1	
PROPOSED LIVING		238.12 m ²
PROPOSED DECKS		76.75 m ²
PROPOSED DOUBLE GARAGE		40.51 m ²
PROPOSED CARPORT		24.98 m ²
PROPOSED STORAGE		7.80 m ²



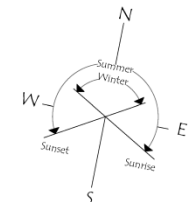
1. ALL EROSION AND SEDIMENTATION CONTROL MEASURES, INCLUDING REVEGETATION AND STORAGE OF SOIL AND TOPSOIL, SHALL BE IMPLEMENTED TO COUNCIL REQUIREMENTS.
2. ALL DRAINAGE WORKS SHALL BE CONSTRUCTED AND STABILISED AS SOON AS POSSIBLE DURING THE CONSTRUCTION PERIOD.
3. SEDIMENT TRAPS SHALL BE CONSTRUCTED AROUND ALL INLET PITS, CONSISTING OF 300mm WIDE X 300mm DEEP TRENCH.
4. ALL SEDIMENT BASINS AND TRAPS SHALL BE CLEANED WHEN THE STRUCTURES ARE A 60% FULL OF SOIL MATERIALS, INCLUDING THE MAIN DRAINAGE LINE.
5. ALL DISTURBED AREAS SHALL BE REVEGETATED AS SOON AS THE RELEVANT WORKS ARE COMPLETED.
6. SOIL AND TOPSOIL STOCKPILES SHALL BE LOCATED AWAY FROM DRAINAGE LINES AND AREA WHERE WATER MAY CONCENTRATE.
7. FILL MATERIALS CONTAINING POLYESTER OR STRETCHING A FILTER FABRIC (PROPEX OR APPROVED EQUIVALENT BETWEEN POST AT 3.0m CENTRES) FABRIC SHALL BE BURIED 150mm ALONG ITS LOWER EDGE.

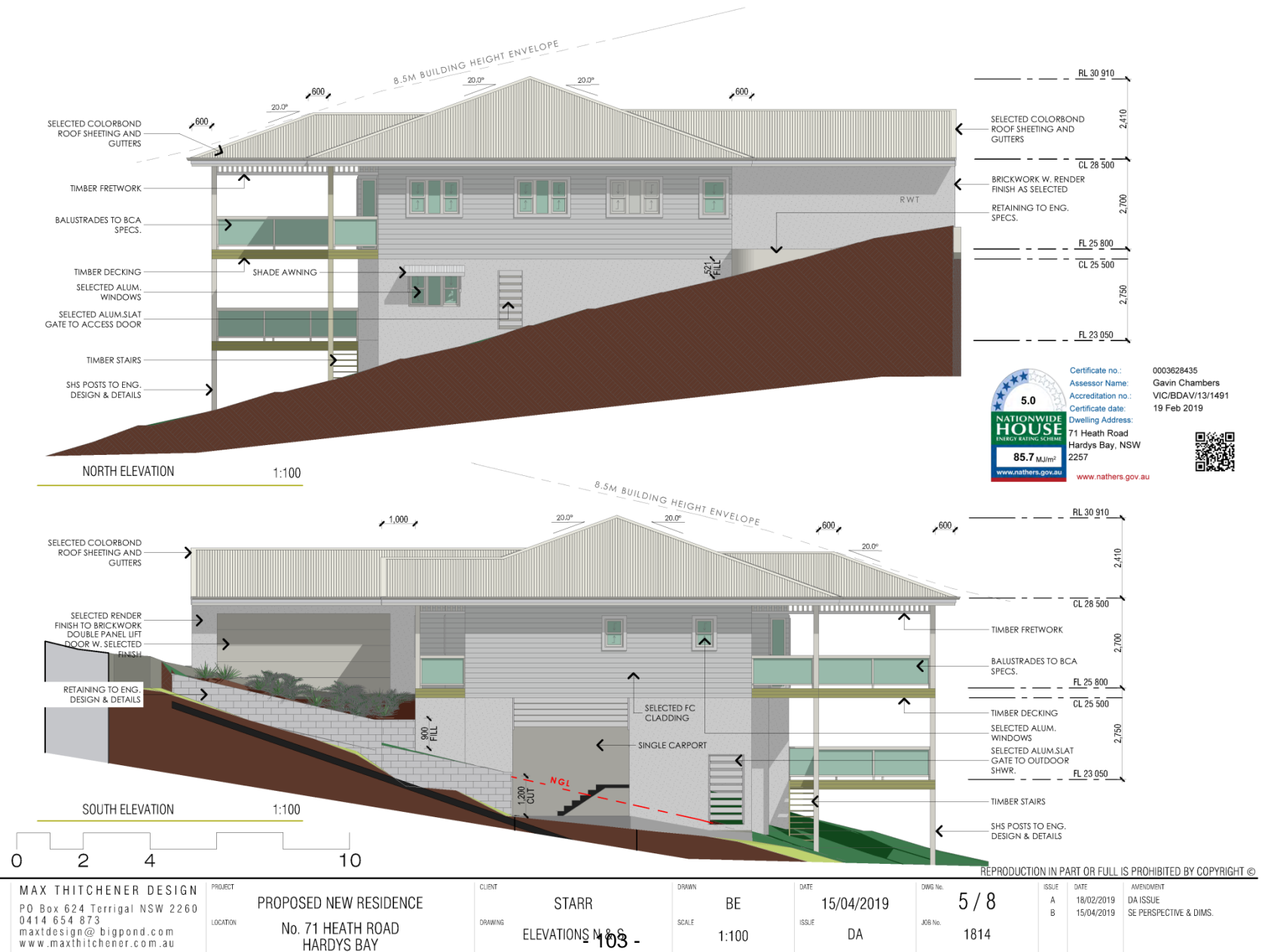
(E) EASEMENT FOR ELECTRICITY SERVICE
(S) EASEMENT TO DRAIN SEWAGE OVER EXISTING LINE OF PIPES

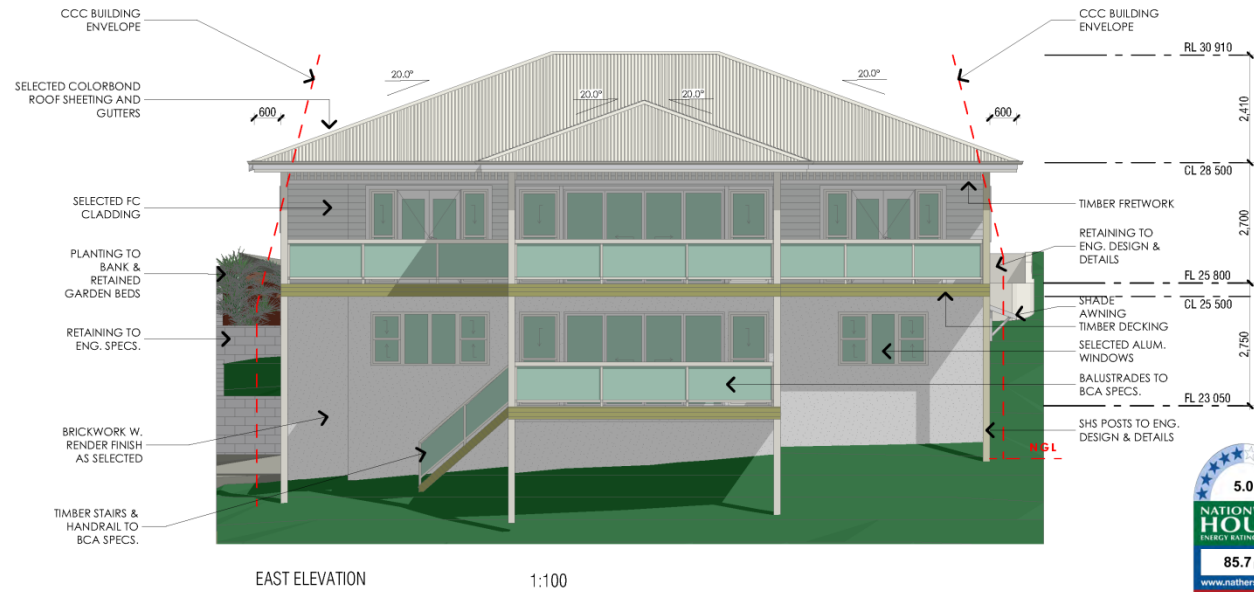


NOTE: THE LOCATION OF SERVICES ARE TO BE VERIFIED BY OBTAINING CURRENT INFORMATION FROM "DIAL BEFORE YOU DIG" (PHONE 1100) PRIOR TO DESIGN/CONSTRUCTION WORKS. ALTERNATIVELY, THE EXACT LOCATION OF SERVICES SHOULD BE DETERMINED BY FIELD SURVEY IN CONSULTATION WITH THE SERVICE AUTHORITIES WHERE DEEMED NECESSARY.

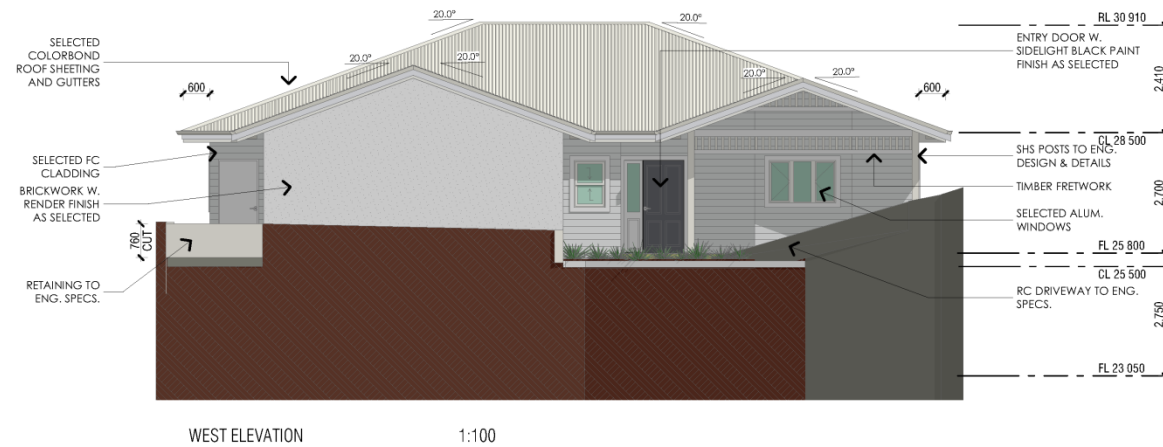
- NO KNOWN R.O.W.
- EASEMENTS SHOWN
- NO KNOWN WATERCOURSES OR WATERWAYS ON SITE
- CUT AND FILL SHOWN ON ELEVATIONS & SECTION
- PROVIDE SILTATION BARRIER AS REQUIRED BY COUNCIL
- * HARVESTED RAINWATER TO BE DIRECTED TO WATER TANK WITH OVERFLOW TO LEGAL POINT OF DISPOSAL
- EXISTING TREES TO BE REMOVED SHOWN AS DASHED LINE
- THE BUILDING SITE IS TO BE SECURED BY A SAFETY FENCE TO PROHIBIT UNAUTHORISED PUBLIC ACCESS DURING THE COURSE OF CONSTRUCTION
- ALL LEVELS TO AHD







Certificate no.: 0003628435
 Assessor Name: Gavin Chambers
 Accreditation no.: VIC/BDAY/13/1491
 Certificate date: 19 Feb 2019
 Dwelling Address: 71 Heath Road
 Hardys Bay, NSW 2257
www.nathers.gov.au



MAX THITCHENER DESIGN
 P O Box 624 Terrigal NSW 2260
 0414 654 873
maxtdesign@bigpond.com
www.maxthitchener.com.au

PROJECT
 LOCATION

PROPOSED NEW RESIDENCE
 No. 71 HEATH ROAD
 HARDYS BAY

CLIENT
 DRAWING

STARR
 ELEVATIONS 104-

DRAWN
 SCALE

BE
 1:100

DATE
 ISSUE

15/04/2019
 DA

DWG No.
 JOB No.

6 / 8
 1814

ISSUE
 DATE

A
 18/02/2019

AMENDMENT
 DA ISSUE

SE PERSPECTIVE & DIMS.

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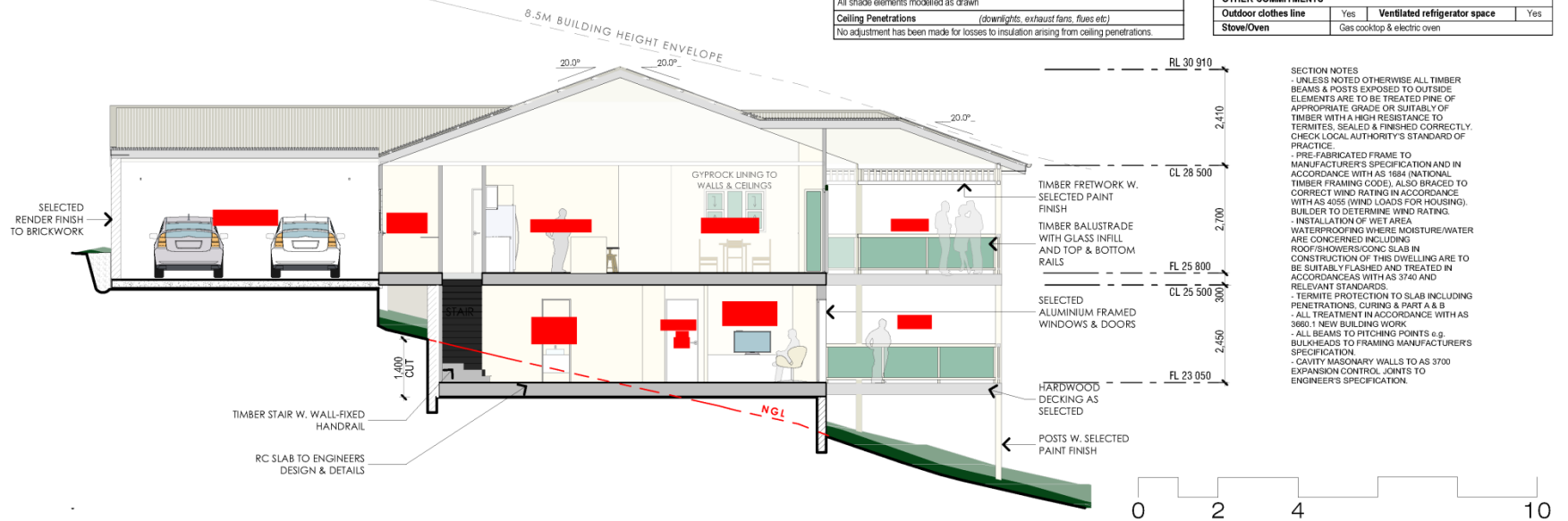


Certificate no.: 0003628435
 Assessor Name: Gavin Chambers
 Accreditation no.: VIC/BDV/13/1491
 Certificate date: 19 Feb 2019
 Dwelling Address: 71 Heath Road, Hardys Bay, NSW 2257
 www.nathers.gov.au



February 2019		BSA Reference: 14655	
Building Sustainability Assessments		Ph: (02) 4962 3439	
enquiries@buildingsustainability.net.au		www.buildingsustainability.net.au	
Important Note			
The following specification was used to achieve the thermal performance values indicated on the Assessor Certificate and takes precedence over any other specification. If different construction elements are applied then the Assessor Certificate is no longer valid.			
Thermal Performance Specifications (does not apply to garage)			
External Wall Construction		Added Insulation	
Brick Veneer & Lightweight		R2.0	
Internal Wall Construction		Added Insulation	
Plasterboard on studs		R2.0 to walls adjacent to garage	
Ceiling Construction		Added Insulation	
Plasterboard		R3.5 to ceilings adjacent to roof space	
Roof Construction		Added Insulation	
Metal		Foil + R1.0 blanket	
Floor Construction		Added Insulation	
Timber		R1.0 to floors where open below	
Windows		Glass and frame type	
Performance glazing Type A		U Value	SHGC Range
Performance glazing Type B		5.40	0.44 - 0.54
		5.40	0.52 - 0.64
Type A windows are awning windows, bifolds, casements, lift 'n' turn windows, entry doors, french doors		Type B windows are double hung windows, sliding windows & doors, fixed windows, stacker doors, louvers	
Skylights		Glass and frame type	
		U Value	SHGC
U and SHGC values are according to AFRC. Alternate products may be used if the U value is lower and the SHGC is within the range specified		All shade elements modelled as drawn	
External Window Shading		(eaves, verandahs, pergolas, awnings etc)	
Ceiling Penetrations		(downlights, exhaust fans, flues etc)	
No adjustment has been made for losses to insulation arising from ceiling penetrations.			

71 Heath Road Hardys Bay			
SUMMARY OF BASIX COMMITMENTS			
This is a summary of the BASIX Commitments as detailed in the BASIX Certificate. Refer to the CURRENT BASIX Certificate for Complete details. For definitions refer to basix.nsw.gov.au			
WATER COMMITMENTS			
Fixtures			
3 Star Shower Heads	Yes	3 Star Toilet	Yes
3 Star Kitchen / Basin Taps	Yes	3 Star Toilet	Yes
Alternative Water			
Minimum Tank Size (L)	3000	Collected from Roof Area (m ²)	90
Tank Connected To:			
All Toilets	Yes	Laundry W/M Cold Tap	Yes
One Outdoor Tap	Yes		
THERMAL COMFORT COMMITMENTS - Refer to TPA Specification on plans			
ENERGY COMMITMENTS			
Hot Water		Gas Instantaneous 6 Star	
Cooling System	Living	1 Phase A/C Zoned	EER 3.0 - 3.5
	Bedrooms	1 Phase A/C Zoned	EER 3.0 - 3.5
Heating System	Living	1 Phase A/C Zoned	EER 3.0 - 3.5
	Bedrooms	1 Phase A/C Zoned	EER 3.0 - 3.5
Ventilation	1 x Bathroom	Fan ducted to exterior	Manual on/off
	Kitchen	Fan ducted to exterior	Manual on/off
	Laundry	Natural ventilation	N/A
Natural Lighting	Window/Skylight in Kitchen	No	Yes to 3
	Window/Skylight in Bathrooms/Toilets	Yes to 3	No
Artificial Lighting (rooms to be primarily lit by fluorescent or LED lights)	Number of bedrooms	5	Dedicated No
	Number of Living/Dining rooms	3	Dedicated No
	Kitchen	Yes	Dedicated No
	All Bathrooms/Toilets	Yes	Dedicated No
	Laundry	Yes	Dedicated No
OTHER COMMITMENTS			
Outdoor clothes line	Yes	Ventilated refrigerator space	Yes
Stove/Oven	Gas cooktop & electric oven		



SECTION NOTES
 - UNLESS NOTED OTHERWISE ALL TIMBER BEAMS & POSTS EXPOSED TO OUTSIDE ELEMENTS ARE TO BE TREATED PINE OF APPROPRIATE GRADE OR SUITABLY OF TIMBER WITH A HIGH RESISTANCE TO TERMITES, SEALED & FINISHED CORRECTLY. CHECK LOCAL AUTHORITY'S STANDARD OF PRACTICE.
 - PRE-FABRICATED FRAME TO MANUFACTURER'S SPECIFICATION AND IN ACCORDANCE WITH AS 1684 (NATIONAL TIMBER FRAMING CODE), ALSO BRACED TO CORRECT WIND RATING IN ACCORDANCE WITH AS 4055 (WIND LOADS FOR HOUSING). BUILDER TO DETERMINE WIND RATING.
 - INSTALLATION OF WET AREA WATERPROOFING WHERE MOISTURE/WATER ARE CONCERNED INCLUDING ROOF/SHOWERS/CONC SLAB IN CONSTRUCTION OF THIS DWELLING ARE TO BE SUITABLY FLASHED AND TREATED IN ACCORDANCE WITH AS 3740 AND RELEVANT STANDARDS.
 - TERMITE PROTECTION TO SLAB INCLUDING PENETRATIONS, CURING & PART A & B.
 - ALL TREATMENT IN ACCORDANCE WITH AS 3660:1 NEW BUILDING WORK
 - ALL BEAMS TO PITCHING POINTS E.G. BULKHEADS TO FRAMING MANUFACTURERS SPECIFICATION
 - CAVITY MASONRY WALLS TO AS 3700 EXPANSION CONTROL JOINTS TO ENGINEER'S SPECIFICATION.

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PROJECT
 LOCATION

PROPOSED NEW RESIDENCE
 No. 71 HEATH ROAD
 HARDYS BAY

CLIENT
 DRAWING

STARR
 SECTION & 105 -

DRAWN
 SCALE

BE
 1:100

DATE
 ISSUE

15/04/2019
 DA

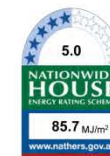
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 JOB No.

7 / 8
 1814

ISSUE
 DATE

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AMENDMENT
 DA ISSUE
 SE PERSPECTIVE & DIMS.



Certificate no.: 0003628435
 Assessor Name: Gavin Chambers
 Accreditation no.: VIC/BDV/13/1491
 Certificate date: 19 Feb 2019

Dwelling Address:
 71 Heath Road
 Hardys Bay, NSW
 2257

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PROJECT
 LOCATION

PROPOSED NEW RESIDENCE
 No. 71 HEATH ROAD
 HARDYS BAY

CLIENT
 DRAWING

STARR
 3D SE PERSP 106-

DRAWN
 SCALE

BE
 NTS

DATE
 ISSUE

15/04/2019
 DA

DWG No.
 JOB No.

8 / 8
 1814

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 18/02/2019
 15/04/2019

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Item No: 3.1
Title: CPA/2137 Installation of Bored Piles Shirley Street Ourimbah
Department: Roads Transport Drainage and Waste

24 June 2019 Ordinary Council Meeting

Trim Reference: CPA/2137 - D13535952
Author: Graham Jeffes, Section Manager, Major Works
Manager: Jay Spare, Unit Manager, Roads Assets Planning and Design
Executive: Boris Bolgoff, Director Roads Transport Drainage and Waste

Summary

Evaluation and assessment of tenders for Contract CPA/2137 Installation of Bored Piles Shirley Street Ourimbah.

Recommendation

- 1 That Council reject the tender received for Contract CPA/2137 – Installation of Bored Piles Shirley Street Ourimbah, in accordance with clause. 178(1)(a) of the Local Government (General) Regulation 2005.**
- 2 That Council resolve for the purpose of clause. 178(3) (a) of the Local Government (General) Regulation 2005 to cancel the proposed contract.**
- 3 That Council resolve, pursuant to section 10A(2) of the Local Government Act 1993, that the Attachment to this report remain confidential.**

Background

The original procurement plan for the Shirley Street Bridge project involved two separate tenders – one for the Bored Pile Installation (CPA/2137) and the second for the Design and Supply of Modular Bridge Components (CPA/2046).

Tenders for the installation of CPA/2137 Bored Piles Shirley Street Ourimbah closed on 26 March 2019. The tender was for the installation of 8 x 20 metre x 900mm diameter Bored Piles to support the new Modular Bridge Component system. One tender was received.

A separate tender was also issued for the CPA/2046 Design and Supply of Modular Bridge Components, with installation of the Modular Bridge Components to be undertaken by Central Coast Council staff.

3.1

CPA/2137 Installation of Bored Piles Shirley Street Ourimbah (contd)

The preferred tenderer for CPA/2046, Waeger Constructions Pty Ltd included an alternative offer with their tender for the Design, Supply and Installation of Steel Driven Piles to suit their proposed precast Modular Bridge Component system.

Invitation To Tender

The tender was advertised in the Sydney Morning Herald, Advertiser and eTender on 5 March 2019 and closed on 26 March 2019.

The invitation documents called for lump sum tenders, based on a detailed specification.

Tenders closed at Council's Chambers at 2.00pm on 26 March 2019.

Tender Submissions

One tender was received for CPA/2137 – Installation of Bored Piles Shirley Street Ourimbah:

	Organisation	Location	ABN/ACN
1	AnewX Pty Ltd	Emu Plains NSW	21 618 312 566

A review of the tender for the Design and Supply of Modular Bridge Components CPA/2046 by the Tender Assessment Committee determined that the alternative offer provided by Waeger Constructions Pty Ltd as part of this tender, provided the best value and was lowest risk option for installation for Council.

The alternative offer from Waegers Constructions Pty Ltd provided a substantial cost saving in comparison with the separate Bored Pile proposal and also reduced the risk to Council for connection of the piles to the new Modular Bridge Component system.

When compared to the original 900mm bored pile methodology, the alternative steel driven pile approach also negated the need to remove 100m³ of spoil from site and reduced the risk of environmental impacts to the creek from sediment and possible concrete grout discharge during the bored pile installation.

Therefore it was considered that the best value to Council was to accept the tender from Waeger Construction's Pty Ltd including the alternative steel driven piling offer.

As a result, the tender for the Installation of the Bored Piles (CPA/2137) is no longer required as these services will be provided by the successful tenderer under CPA/2046 Design and Supply of Modular Bridge Components Shirley Street Ourimbah.

No late submissions were received.

Tender Evaluation

All members of the Tender Evaluation Panel have signed Pecuniary Interest Declarations. No pecuniary interests were noted.

The relative ranking of tenders as determined from the total weighted score is provided in the Confidential Tender Evaluation Process Report – Attachment A.

All submissions were assessed in accordance with the approved evaluation criteria being:

- a) Price
- b) Organisation Experience and Capability
- c) Works Methodology and Understanding of the Requirements

Financial Implications

There are no financial implications. There is a saving to Council if the piles are delivered by the successful tenderer for CPA/2046 Design and Supply of Modular Bridge Components Shirley Street Ourimbah.

Relevant Legislation

The tender has been conducted in accordance with the *Local Government Act 1993*, the *Local Government (General) Regulation 2005* and Council's Procurement Policy.

Information provided by tenderers which is commercial-in-confidence has been protected and will not be disclosed in accordance with section 10A(2)(d) of the *Local Government Act 1993*. A consistent standard for all tenderers has been used in assessing any request for confidentiality by a tenderer.

Clause 178(3) of the *Local Government (General) Regulation 2005* states:

- (3) *A council that decides not to accept any of the tenders for a proposed contract or receives no tenders for the proposed contract must, by resolution, do one of the following:*
 - (a) *postpone or cancel the proposal for the contract*
 - (b) *invite, in accordance with clause 167, 168 or 169, fresh tenders based on the same or different details*
 - (c) *invite, in accordance with clause 168, fresh applications from persons interested in tendering for the proposed contract*
 - (d) *invite, in accordance with clause 169, fresh applications from persons interested in tendering for contracts of the same kind as the proposed contract*

- (e) *enter into negotiations with any person (whether or not the person was a tenderer) with a view to entering into a contract in relation to the subject matter of the tender*
- (f) *carry out the requirements of the proposed contract itself.*

Risk

This contract has been assessed as a low to medium risk contract. The key risks and mitigations measures have been addressed in the Contract Plan.

Process Review

The Tender evaluation and this Report and recommendations have followed due process.

Options/Alternatives

- 1 Reject all tenders and cancel the proposal for the CPA/2137 Contract – Recommended.
- 2 Council provides additional funding from the capital works budget to the separate CPA/2137 contract to install the piles – Not Recommended due to it not representing best value to Council.

Public Consultation

No public consultation specific to this contract was necessary and none has occurred.

Attachments

- 1 Confidential Evaluation Process Report. Attached Under Separate Cover

Item No: 4.1
Title: Records Management Policy and Procedure for Councillors
Department: Governance



24 June 2019 Ordinary Council Meeting

Trim Reference: F2019/00041 - D13548688

Author: James Taylor, Section Manager, Governance

Manager: Shane Sullivan, Unit Manager, Governance and Business Services

Executive: Evan Hutchings, Director Governance

Report Purpose

To adopt the *Records Management Policy for Councillors* as set out in Attachment 1 of this report.

Recommendation

That Council adopt the Records Management Policy for Councillors as set out in Attachment 1.

Context

In accordance with clause 8.21 of Council's adopted [Code of Conduct](#), all Council Officials must comply with the requirements of the [State Records Act 1998](#) and Council's records management policy with regards to record keeping.

To assist Councillors in meeting their record keeping obligations and to support them in performing their civic duties, a *Records Management Policy for Councillors* has been developed which is Attachment 1 to this report.

This draft Policy is based heavily on the [Sample Records Management Policy and Procedures for Councillors](#) as provided by *NSW State Archives and Records*. Amendment has been required to reflect the Code of Conduct and this has been quoted in the draft Policy. In addition, some changes were required to reflect the predominant use of electronic records rather than paper based records.

The draft *Records Management Policy for Councillors* which is Attachment 1 to this report was also provided to Councillors in the 8 June 2019 *Councillor Support Update* in which feedback was requested. At the time of publishing this report no feedback had been received.

To assist Councillors and Council staff understand the obligations under the Policy should it be adopted, a number of templates and fact sheets will be provided to outline procedures and answer frequently asked questions.

It is also proposed that subject to the adoption of the policy, training be provided to Councillors as part of the Councillor Professional Development.

Link to Community Strategic Plan

Theme 4: Responsible

Goal G: Good governance and great partnerships

R-G2: Communicate openly and honestly with the community to build a relationship based on transparency, understanding, trust and respect.

Attachments

1 Draft Records Management Policy for Councillors D13548652

POLICY NO: CCCXXX

RECORDS MANAGEMENT POLICY FOR COUNCILLORS

June 2019

AUTHORITY	NAME & TITLE
AUTHOR	James Taylor, Section Manager Governance
MANAGER	Shane Sullivan, Unit Manager Governance and Business Services
DIRECTOR	Evan Hutchings, Director Governance
CHIEF EXECUTIVE OFFICER	Gary Murphy, Chief Executive Officer

History of Revisions:

Version	Date	Reason	TRIM Doc. #
1	XX/XX/2019	Creation of document	D

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1. POLICY SUMMARY

- 1.1. This Policy has been specifically developed to assist Central Coast Council (Council) Councillors to meet their recordkeeping responsibilities. Council staff members should refer to Council's Records Management requirements.
- 1.2. This Policy will be supported by Fact Sheets or Information Guides to assist Councillors and staff in meeting their obligations.

2. PURPOSE OF THE POLICY

- 2.1. The purpose of this Policy is to ensure that full and accurate records of the activities and decisions of Councillors, in the course of their official duties for Council, are created, managed and disposed of appropriately to meet the Council's organisational needs and accountability requirements.
- 2.2. A record management program has been established by Council in accordance with section 12(2) of the [State Records Act 1998](#). This document provides part of the framework for that program.

3. APPLICATION AND SCOPE

- 3.1. This Policy has been developed in consultation with Councillors and will be revised on a regular basis.
- 3.2. All Councillors must comply with this document in their conduct of official business for Council. Official business includes business relevant to the performance of the function and duties of the office of Councillor.
- 3.3. This document applies to records in all formats, including electronic records.

4. STATE RECORDS

- 4.1. Public offices are bound by the [State Records Act 1998](#) which establishes rules for best practice for recordkeeping in NSW Government, encouraging transparency and accountability. Councils are identified as public offices under the Act (section 3(1)). When discharging functions of Council, Councillors are subject to the [State Records Act 1998](#) when they create or receive 'State records'.

A State record is 'any record made and kept or received and kept, by any person in the course of the exercise of official functions in a public office, or for any purpose of a public office, or for the use of a public office' (section 3(1)).

- 4.2. State records include, but are not limited to

:

- correspondence, including emails, regarding building and development matters
- a petition received from a community group
- declarations concerning a Councillor's pecuniary interests
- speech notes made for addresses given at official Council events, and
- complaints, suggestions or enquiries by rate payers about Council services.

4.3. As provided in the Model Code of Conduct and Council's adopted Code of Conduct:

All information stored in either soft or hard copy on Council supplied resources (including technology devices and email accounts) is deemed to be related to the business of Council and will be treated as Council records, regardless of whether the original intention was to create the information for personal purposes.

As such, information of this kind would be an example of State records.

4.4. The following are not State Records: Records which are

- created, sent or received by Councillors using methods or devices other than those which are Council supplied resources; and
- when they are not discharging functions of Council

are not considered to be State records for the purposes of the [State Records Act 1998](#).

5. RECORDS AS A RESOURCE

5.1. Records are a vital asset to Council. Many records created and received by Councillors have the potential to:

- support the work of Councillors and Council's program delivery, management and administration
- help Councillors and Council to deliver customer services in an efficient, fair and equitable manner
- provide evidence of Councillors' actions and decisions and establish precedents for future decision making, and

- protect the rights and interests of the Council, Councillors and its clients and rate payers.

A small percentage of records created and received by Councillors will become archives, part of the cultural resources of the State.

6. CREATION AND CAPTURE OF RECORDS

6.1. Councillors should create and capture full and accurate records of any significant business undertaken in the course of their official duties for Council. Significant business can include:

- providing advice, instructions or recommendations
- drafts of documents for Council containing significant annotations or submitted for comment or approval by others
- correspondence received and sent relating to their work undertaken for Council.

6.2. Council is responsible for:

- creating and capturing records of Council or committee meetings where the Council is the secretary
- capturing any State records it sends to Councillors regarding Council business.

6.3. On some occasions Councillors are approached and asked to keep matters discussed relating to Council business confidential. In this case they should make a confidential record.

6.4. There are policies and security controls in place to ensure these records have limited access, but these records may still need to be produced under relevant legislation, e.g. subpoena or the [Government Information \(Public Access\) Act 2009](#). With security controls in place records are likely to be less at risk than if they were not in recordkeeping systems.

6.5. Paper created or received in paper format should be forwarded to Council.

6.6. Email and other electronic records not captured on a Council supplied resource should be forwarded to Council promptly for registration.

- 6.7. If records are of a sensitive or confidential nature, the Councillor should alert the Chief Executive Officer or their nominee to this fact so that appropriate security controls can be applied.
- 6.8. If a Councillor retains copies of any records once the originals have been forwarded for registration, these should be retained only while needed for current Council business
- 6.9. The routine destruction of copies of records is permitted under the [State Records Act 1998](#) (section 21(2)).
- 6.10. It is important to recognise that these copies should be treated like the originals with regard to security controls applied.

7. REGISTRATION OF RECORDS BY COUNCIL

- 7.1. Records received from Councillors for registration will be handled in accordance with the Council's Records management procedures.

8. ACCESS TO RECORDS OF COUNCIL

- 8.1. Council staff and Councillors are bound by Council's [Code of Conduct](#), preventing unauthorised access or disclosure of Council records.
- 8.2. Councillors need to have access to information held by Council to help them make informed decisions on matters under their consideration. This information should be relevant and appropriate to the discharge of their obligations e.g. records relating to matters before Council or due to be listed for which there is notification.

As a first step, Councillors should make any request in accordance with Councils' adopted Councillor and Staff Interaction Policy.
- 8.3. Councillors wishing to access records that have access restrictions higher than their level of clearance must make a request to the Chief Executive Officer.
- 8.4. Councillors wishing to access records in relation to a matter of personal interest have the same rights as other members of the public. Access may be obtained, for example, under:

- the [Privacy and Personal Information Protection Act 1998](#)
- the [Health Records and Information Privacy Act 2002](#)
- the [State Records Act 1998](#), or
- the [Government Information \(Public Access\) Act 2009](#).

8.5. If a Councillor is refused access to records relating to personal interest, they should refer to any appeal provisions of the relevant Act.

9. BORROWING RECORDS OF COUNCIL

9.1. Under section 11(1) of the [State Records Act 1998](#), Councils are required to ensure the safe custody and proper preservation of records they are responsible for. If a Councillor needs to view a paper-based Council record in the course of their duties for Council, this is to be done on Council premises and during agreed hours.

10. UNAUTHORISED ACCESS OR DISCLOSURE OF COUNCIL RECORDS

10.1. The [Local Government Act 1993](#) section 664(1) prohibits the disclosure of information obtained in connection with the administration or execution of the Act, except in certain specific circumstances. Councillors are also bound by the Council's [Code of Conduct](#) not to:

- attempt to access records they are not authorised to see
- provide unauthorised access to other parties while Council records are in their care
- disclose confidential information about Council business, or
- disclose personal information of employees, clients etc without the subject's consent.

These rules help to ensure that Council and its staff and clients are protected and that the requirements of relevant legislation, such as privacy legislation, are met.

11. HANDLING AND STORAGE OF RECORDS

- 11.1. Damage or neglect of a State record is an offence under section 21 of the [State Records Act 1998](#). Councillors should apply the appropriate handling rules to ensure records are protected.
- 11.2. Councillors who are storing records of a sensitive or confidential nature should ensure that they are appropriately protected.

12. DISPOSAL OF RECORDS

- 12.1. State records held by Councillors must be disposed of in accordance with the [State Records Act 1998](#).
- 12.2. State Records NSW has issued General Retention and Disposal Authority - Local Government records (GA39), which outlines classes of records and how long they should be kept before being legally destroyed or transferred to archives. Periods specified are based on relevant legislation, guidelines and standards. Failure to keep records for the length of time specified in the GA may put Councillors and Councils at risk.
- 12.3. Councillors should liaise with the Council regarding the disposal of any records of Council business as Council is responsible for:
- ensuring legislative requirements are met
 - ensuring destruction is undertaken appropriately (e.g. that no sensitive information is released due to inappropriate destruction methods), and
 - documenting disposal decisions for accountability purposes.
- 12.4. The Council's records management staff should be primarily responsible for the disposal of State records, unless other arrangements are approved.

13. DEFINITIONS

The following definitions are used in this policy:

- (a) **Access** means right, opportunity, means of finding, using or retrieving information.

- (b) **Appraisal** means the process of evaluating business activities to determine which records need to be captured and how long the records need to be kept, to meet business needs, the requirements of organisational accountability and community expectations.
- (c) **Archives** means those records that are appraised as having continuing value.
- (d) **Council** means Central Coast Council.
- (e) **Council Official** is in accordance with the definition of Council Official under any adopted Code of Conduct.
- (f) **Disposal means** a range of processes associated with implementing appraisal decisions. These include the retention, deletion or destruction of records in or from recordkeeping systems. They may also include the migration or transmission of records between recordkeeping systems, and the transfer of custody or ownership of records.
- (g) **Recordkeeping** means making and maintaining complete, accurate and reliable evidence of business transactions in the form of recorded information.
- (h) **Recordkeeping systems** means information systems which capture, maintain and provide access to records over time.
- (i) **Records** means any document or other source of information compiled, recorded or stored in written form or on film, or by electronic process, or in any other manner or by any other means.
- (j) **Records Management Program** means encompassing the management framework, the people and the systems required within an organisation to manage full and accurate records over time. This includes the identification and protection of records with longer-term value that may be required as State archives.
- (k) **Retention and Disposal Authority** means documents authorised by the Board of State Records NSW that set out appropriate retention periods for classes of records.
- (l) **State archive** means a State record that the State Records Authority of New South Wales has control of under the [State Records Act 1998](#).

14. REVIEW

- 14.1. Council will establish a structured periodic review to assess this Policy

15. RELATED RESOURCES

- 15.1. Legislation:

- (a) [Local Government Act 1993](#)
- (b) [State Records Act 1998](#)
- (c) [Environmental Planning and Assessment Act 1979](#)
- (d) [Evidence Act 1995](#)
- (e) [Government Information \(Public Access\) Act 2009](#)

- (f) [Health Records and Information Privacy Act 2002](#)
- (g) [Privacy and Personal Information Protection Act 1998](#)
- (h) [State Records Regulation 2010](#)

15.2. Associated Council Documents:

- (a) [Code of Conduct](#)
- (b) [Councillor Expenses and Facilities](#)
- (c) [Councillor and Staff Interaction Policy](#)



Item No: 4.2
Title: Investment Report for May 2019
Department: Finance

24 June 2019 Ordinary Council Meeting

Trim Reference: F2004/06604 - D13568928

Author: Carlton Oldfield, Unit Manager, Financial Services

Executive: Craig Norman, Chief Financial Officer

Report Purpose

To present the monthly report on the investment portfolio as required in accordance with cl. 212 of the *Local Government (General) Regulation 2005*.

Summary

This report details Council's investments as at 31 May 2019.

Recommendation

That Council receive the Investment Report for May 2019.

Background

Council's investments are made in accordance with the *Local Government Act 1993*, *Local Government (General) Regulation 2005*, the investment policy adopted at the Ordinary Council Meeting on 27 November 2017, Ministerial Investment Order issued February 2011 and Division of Local Government (as it was then known) Investment Policy Guidelines published in May 2010.

Current Status

Council's current cash and investment portfolio totals \$489.44million at 31 May 2019.

Source of Funds	Value (\$'000)
Investment Portfolio	\$466,149
Transactional accounts and cash in hand	\$23,286
Total	\$489,435

This investment report will focus on the investment portfolio of \$466.15million.

Cash flows are managed primarily through term deposit and floating rate note maturities, with a net outflow of \$ 5.34 million in Council's total funds in May 2019.

4.2 Investment Report for May 2019 (contd)

Total net return on the portfolio for Council, in May was \$ 1.12 m, comprising entirely of interest earnings. The total value of the Council's investment portfolio as at 31 May 2019 is outlined in Table 1 below.

Table 1 – Portfolio movement

Description	2017-18 Financial Year \$'000	Quarter 1 2018/19 \$'000	Quarter 2 2018/19 \$'000	Quarter 2 2018/19 \$'000	April 2018/19 \$'000	May 2018/19 \$'000	FYTD 2018/19 \$'000
Opening Balance	409,890	467,254	470,791	470,628	493,455	471,492	467,254
Movement for the period	57,364	3,537	-163	22,827	-21963	-5,343	-1,105
Closing Balance	467,254	470,791	470,628	493,455	471,492	466,149	466,149
Interest earnings	11,625	3,012	3,193	3,318	1,091	1,123	11,738

Council's investments are evaluated and monitored against a benchmark appropriate to the risk (Standard and Poor's BBB long term or above) and time horizon of the investment concerned. Council's investment portfolio includes rolling maturity dates to ensure that Council has sufficient funds at all times to meet its obligations. A summary of the term deposit and floating rate notes maturities are listed in Table 2 below.

Table 2 - Investment Maturities

Time Horizon	Percentage Holdings	Maturity on or before	Value \$'000
At Call	7.79%	Immediate	36,301
Investments			
0 - 3 months	24.19%	Aug-2019	112,750
4 - 6 months	18.02%	Nov-2019	84,000
7 - 12 months	29.84%	May-2020	139,098
1 - 2 years	6.22%	May-2021	29,000
2 - 3 years	7.51%	May-2022	35,000
3 - 4 years	2.15%	May-2023	10,000
4 - 5 years	4.29%	May-2024	20,000
Total Investments	92.21%		429,848
Total Portfolio	100.00%		466,149

The investment portfolio is concentrated in AA/A1 above (71.04%), A/A2-A1 (13.94%) and BBB/A2-A3 (14.80%).

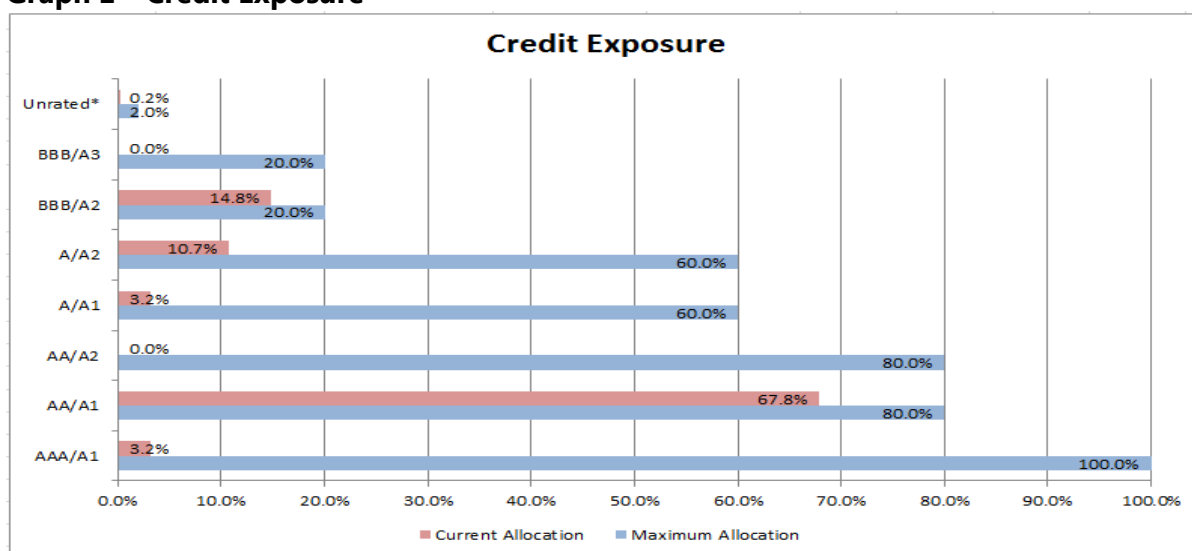
The investments in AA/A1 are of a higher credit rating and BBB/A2 represented the best returns at the time of investment within Policy guidelines. Financial institutions issuing fixed income investments and bonds are considered investment grade (IG) if its Long Term credit rating is BBB or higher by Standard and Poor (S&P).

4.2 Investment Report for May 2019 (contd)

Council continues to monitor the portfolio and manage investments taking into consideration credit ratings of financial institutions, interest rates offered for the maturity dates required and the amount of our investment portfolio already held with each financial institution.

The current spread of investments is listed in Graph 1 and counter party credit exposure is listed in Graph 2.

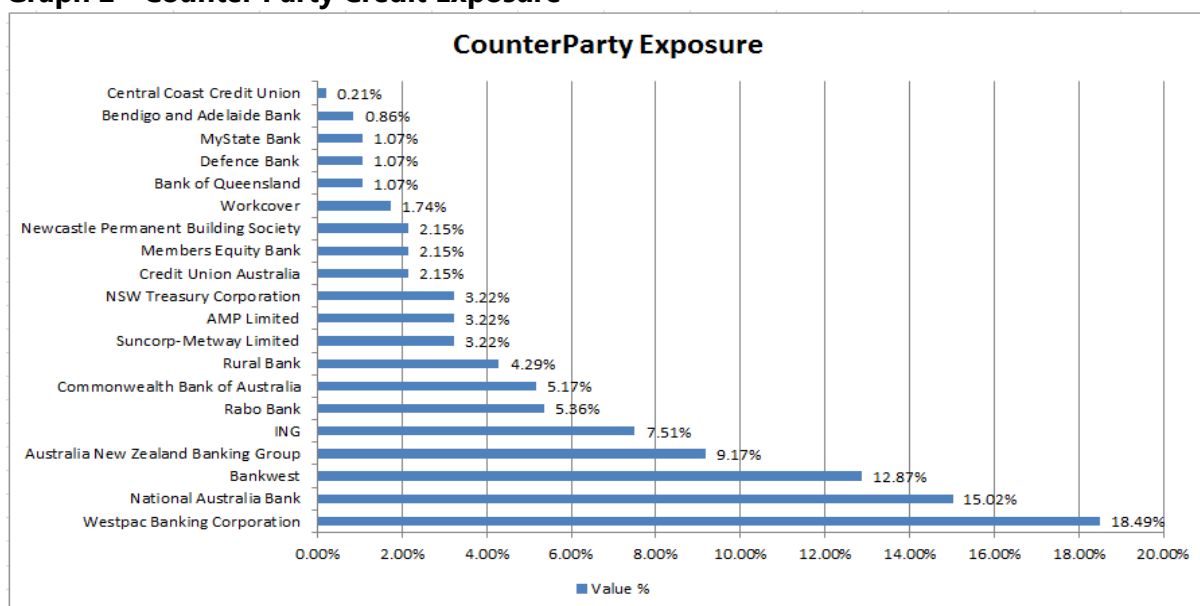
Graph 1 – Credit Exposure



* **AA/A1:** Council has provided security for self-insurance by way of a term deposit invested in an ADI (with a short term S & P rating of A1) through State Insurance Regulatory Authority. This security has been included as part of Council's investment portfolio. Council regularly conducts a review to identify the optimal security providing Council with the best return possible.

** **Unrated:** Unrated investment comprises of a term deposit with Central Coast Credit Union

Graph 2 - Counter Party Credit Exposure

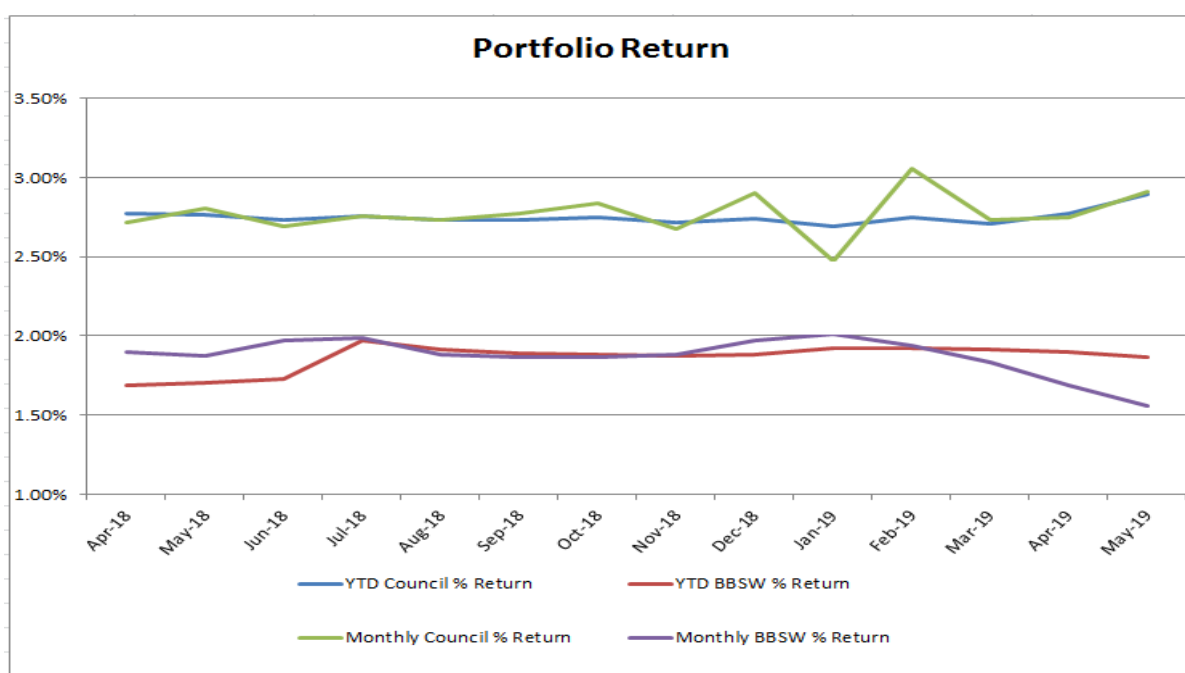


Green Investments

Council continues to look for 'Green' investment opportunities subject to prevailing investment guidelines. A list of current green investments held is contained on the investment listing, highlight in green. For the month of May, there have been no new green investments undertaken.

Portfolio Return

Interest rates on investments in the month, ranged from 2.07% to 3.50%, all of which exceeded the monthly Bank Bill Swap Rate (BBSW) benchmark of 1.56%. The annualised financial year to date return for May of 2.89% for Central Coast Council is favourable compared to benchmark bank bill swap (BBSW) *financial year to date* Calculated Bank Bill Index of 1.87% as shown in Graph 3 - Portfolio returns.



Council's portfolio by Source of Funds

Council is required to restrict funds received for specific purposes. Restricted funds consist of funds in the investment portfolio and in transactional accounts as follows:

Source of Funds	Value (\$'000)
Investment Portfolio	\$466,149
Transactional accounts and cash in hand	\$23,286
Total	\$489,435
Restricted Funds	\$402,794
Unrestricted Funds	\$86,641

Attachment 1 details Investments by Type held by Council at 31 May 2019 and Attachment 2 details Restrictions for Council by fund as at 30 April 2019. The restrictions for May 2019 will be finalised after completion of the financial statements for the month.

Link to Community Strategic Plan

Theme 4: Responsible

Goal G: Good governance and great partnerships

R-G4: Serve the community by providing great customer experience, value for money and quality services.

Attachments

- | | | |
|----------|---|-----------|
| 1 | Summary of Investments by Type at 31 May 2019 | D13568946 |
| 2 | Summary of Restrictions at 30 April 2019 | D13568948 |

Central Coast Council Summary of Investments as at 31-May-2019							
Financial Institution	Type of Investment	Short Term Rating	Long Term Rating	Maturity Date	Portfolio Balance \$	As a % of the total Portfolio	Interest Rate %
CASH AT CALL:							
Westpac Banking Corporation	Corporate Investment Account	A1	AA	Daily	12,198,938	2.62%	1.60
Workcover	At Call Deposit	A1	AA	Daily	-	0.00%	1.60
Bankwest	At Call Deposit	A1	AA	Daily	1,571	0.00%	1.75
Commonwealth Bank of Australia	Business On-line Saver	A1	AA	Daily	24,100,000	5.17%	1.20
Total Cash At Call					36,300,509	7.79%	
TERM DEPOSITS, FLOATING RATE NOTES & BONDS:							
AMP Limited	Term Deposit	A1	A	04-Jun-2019	5,000,000	1.07%	2.85
Defence Bank	Term Deposit	A2	BBB	04-Jun-2019	5,000,000	1.07%	2.86
AMP Limited	Floating Rate Note	A1	A	11-Jun-2019	5,000,000	1.07%	BBSW +1.10%
AMP Limited	Term Deposit	A1	A	18-Jun-2019	5,000,000	1.07%	2.90
ING	Term Deposit	A2	A	18-Jun-2019	5,000,000	1.07%	2.70
Bank of Queensland	Term Deposit	A2	BBB	24-Jun-2019	5,000,000	1.07%	2.75
National Australia Bank	Term Deposit	A1	AA	28-Jun-2019	10,000,000	2.15%	2.80
Bankwest	Term Deposit	A1	AA	03-Jul-2019	10,000,000	2.15%	2.80
Credit Union Australia	Term Deposit	A2	BBB	03-Jul-2019	10,000,000	2.15%	2.82
Rural Bank	Term Deposit	A2	BBB	09-Jul-2019	10,000,000	2.15%	2.85
Bankwest	Term Deposit	A1	AA	17-Jul-2019	10,000,000	2.15%	2.78
Suncorp-Metway Limited	Term Deposit	A1	A	19-Jul-2019	10,000,000	2.15%	2.76
Australia New Zealand Banking Group	Floating Rate Note	A1	AA	25-Jul-2019	2,750,000	0.59%	BBSW + 0.82%
Rural Bank	Term Deposit	A2	BBB	06-Aug-2019	10,000,000	2.15%	2.85
National Australia Bank	Term Deposit	A1	AA	19-Aug-2019	10,000,000	2.15%	2.80
MyState Bank	Term Deposit	A2	BBB	03-Sep-2019	5,000,000	1.07%	2.85
National Australia Bank	Term Deposit	A1	AA	03-Sep-2019	5,000,000	1.07%	2.80
National Australia Bank	Term Deposit	A1	AA	17-Sep-2019	10,000,000	2.15%	2.64
Westpac Banking Corporation	Term Deposit	A1	AA	24-Sep-2019	4,000,000	0.86%	3.20
Bankwest	Term Deposit	A1	AA	02-Oct-2019	10,000,000	2.15%	2.66
Australia New Zealand Banking Group	Term Deposit	A1	AA	15-Oct-2019	10,000,000	2.15%	2.77
Bankwest	Term Deposit	A1	AA	16-Oct-2019	10,000,000	2.15%	2.68
Bankwest	Term Deposit	A1	AA	30-Oct-2019	10,000,000	2.15%	2.69
Australia New Zealand Banking Group	Term Deposit	A1	AA	12-Nov-2019	10,000,000	2.15%	2.78
Westpac Banking Corporation	Term Deposit	A1	AA	25-Nov-2019	10,000,000	2.15%	2.73
ING	Term Deposit	A2	A	13-Dec-2019	5,000,000	1.07%	2.83
National Australia Bank	Term Deposit	A1	AA	16-Dec-2019	10,000,000	2.15%	2.70
National Australia Bank	Term Deposit	A1	AA	15-Jan-2020	10,000,000	2.15%	2.78
Bankwest	Term Deposit	A1	AA	20-Jan-2020	10,000,000	2.15%	2.60
Central Coast Credit Union	Term Deposit	Unrated	Unrated	15-Feb-2020	1,000,000	0.21%	2.75
ING	Term Deposit	A2	A	26-Feb-2020	5,000,000	1.07%	2.75
Australia New Zealand Banking Group	Term Deposit	A1	AA	02-Mar-2020	10,000,000	2.15%	2.50
Westpac Banking Corporation	Floating Rate Note	A1	AA	05-Mar-2020	10,000,000	2.15%	BBSW + 0.77%
ING	Term Deposit	A2	A	12-Mar-2020	10,000,000	2.15%	2.55
Westpac Banking Corporation	Term Deposit	A1	AA	17-Mar-2020	10,000,000	2.15%	3.10
Australia New Zealand Banking Group	Term Deposit	A1	AA	18-Mar-2020	10,000,000	2.15%	2.55
Members Equity Bank	Floating Rate Note	A2	BBB	05-Apr-2020	10,000,000	2.15%	3.05
National Australia Bank	Term Deposit	A1	AA	14-Apr-2020	10,000,000	2.15%	2.58
Westpac Banking Corporation	Term Deposit	A1	AA	07-May-2020	10,000,000	2.15%	2.65

Central Coast Council Summary of Investments as at 31-May-2019							
Financial Institution	Type of Investment	Short Term Rating	Long Term Rating	Maturity Date	Portfolio Balance \$	As a % of the total Portfolio	Interest Rate %
ING	Term Deposit	A2	A	21-May-2020	10,000,000	2.15%	2.70
Bendigo and Adelaide Bank	Floating Rate Note	A2	BBB	18-Aug-2020	4,000,000	0.86%	BBSW +1.10%
Rabo Bank	Term Deposit	A1	AA	07-Sep-2020	5,000,000	1.07%	3.50
Suncorp-Metway Limited	Floating Rate Note	A1	A	20-Oct-2020	4,500,000	0.97%	BBSW +1.25%
Suncorp-Metway Limited	Floating Rate Note	A1	A	20-Oct-2020	500,000	0.11%	BBSW +1.25%
National Australia Bank	Term Deposit	A1	AA	10-Dec-2020	5,000,000	1.07%	2.80
Westpac Banking Corporation	Term Deposit	A1	AA	10-Dec-2020	10,000,000	2.15%	2.90
Westpac Banking Corporation	Term Deposit	A1	AA	21-Jun-2021	10,000,000	2.15%	2.07
Rabo Bank	Term Deposit	A1	AA	05-Jul-2021	10,000,000	2.15%	2.92
Westpac Banking Corporation	Floating Rate Note	A1	AA	26-Nov-2021	5,000,000	1.07%	2.67
Newcastle Permanent Building Society	Floating Rate Note	A2	BBB	24-Jan-2022	10,000,000	2.15%	BBSW + 1.65%
Rabo Bank	Term Deposit	A1	AA	12-Dec-2022	10,000,000	2.15%	3.18
Westpac Banking Corporation	Floating Rate Note	A1	AA	27-Nov-2023	5,000,000	1.07%	2.87
NSW Treasury Corporation	Bonds	A1	AAA	15-Dec-2028	15,000,000	3.22%	3.00
Workcover	Term Deposit	A1	AA	02-May-2020	8,098,000	1.74%	2.40
Total Term Deposit & Bonds:					429,848,000	92.21%	
TOTAL PORTFOLIO					466,148,509	100.00%	
Current					372,148,509	79.83%	
Non-Current					94,000,000	20.17%	
TOTAL PORTFOLIO					466,148,509	100.00%	

Green Investments

SUMMARY OF RESTRICTIONS as at 30 April 2019

FUND	SOURCE	Principal Amount \$'000
GENERAL FUND	Cemeteries Surplus	755
	Contributions to works	7,130
	Developer Contributions	84,629
	Developer Contributions (Bonus Provisions)	4,918
	Developer Contributions (Prepaid)	1,802
	Developer Contributions (VPA)	2,535
	Holiday Park Surplus	10,795
	Internal commitments	83,944
	Other Crown Land	1,528
	RMS Advances	45
	Self Insurance	6,320
	Stormwater Levy	819
	Unexpended grants	13,441
	Waste Management (Tip Rehabilitation)	27,712
	TOTAL GENERAL FUND RESTRICTIONS	246,373
Water FUND	Developer Contributions	38,005
	Contributions to works	50
	Developer Contributions (Prepaid)	59
	Developer Contributions (VPA)	2,412
	Internal commitments	1,007
	Self Insurance	611
	Unexpended grants	2,355
	TOTAL WATER FUND RESTRICTIONS	44,499
SEWER FUND	Contributions to works	
	Developer Contributions	21,226
	Developer Contributions (VPA)	389
	Internal commitments	1,034
	Self Insurance	1,522
	TOTAL SEWER FUND RESTRICTIONS	24,171
DRAINAGE FUND	Contributions to works	100
	Developer Contributions	28,993
	Internal commitments	609
	Unexpended grants	0
	TOTAL SEWER FUND RESTRICTIONS	29,703
DOMESTIC WASTE FUND	Domestic Waste Management	57,021
	Unexpended grants	1,028
	TOTAL SEWER FUND RESTRICTIONS	58,048
TOTAL RESTRICTED FUNDS		402,794

Item No: 4.3
Title: Terrigal Boardwalk
Department: Innovation and Futures

24 June 2019 Ordinary Council Meeting

Trim Reference: F2018/00020-07 - D13553231

Author: Christine Jarvis, Assistant Property Development Manager

Manager: Jamie Barclay, Unit Manager, Economic Development and Project Delivery

Executive: Matthew Prendergast, Acting Executive Manager, Innovation and Futures

Summary

This report is in response to the resolutions made at the 29 April 2019 Ordinary meeting of Council, Terrigal Boardwalk and Rock Pool, and to seek Council endorsement for full match funding for the construction of the proposed Terrigal Boardwalk.

Recommendation

- 1 That Council authorise the Chief Executive Officer to enter into the Funding Deed of agreement with Restart NSW for \$2,938,600 to construct the Terrigal Boardwalk in accordance with Attachment 1 – Terrigal Boardwalk Basis of Design.**
- 2 That Council approve the allocation of funds to match Restart NSW 50% contribution of \$2,938,600 for the 2019/20 and 2020/2021 capital works budget period for the construction of the proposed Boardwalk in line with the terms and conditions of the funding agreement.**
- 3 That Council authorise the Chief Executive Officer to invite tenders by way of a public Tender in accordance with the Local Government Procurement Guidelines for the construction of the proposed Boardwalk at Terrigal.**
- 4 That Council resolve, pursuant to s10A(2)(c) of the Local Government Act 1993, that Attachments 9 and 10 to this report remain confidential as they contain information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and because consideration of the matter in open Council would on balance be contrary to the public interest as it would affect Councils ability to obtain value for money services for the Central Coast community.**

Background

The former Gosford Council prepared and adopted the Terrigal Masterplan 1996.

4.3 Terrigal Boardwalk (contd)

The Terrigal Masterplan included linking Terrigal Beach with The Haven Beach through a boardwalk. The former Gosford Council prepared The Haven Plan of Management which was adopted in December 2009 this also included Terrigal Boardwalk.

In March 2017, the NSW Government invited submissions from Regional Councils for Tourism related projects through the Regional Growth Environment and Tourism Fund. Council staff shortlisted a number of projects one of which was the Terrigal Boardwalk and a submission for the Terrigal Boardwalk was prepared and submitted to the Regional Growth Environment and Tourism Fund in April 2017.

In November 2017, Council was notified of the successful approval to submit a Round 2 submission for the Terrigal Boardwalk and a further detailed submission was prepared and lodged.

In June 2018, the Member for Terrigal Adam Crouch announced that Central Coast Council had been successful in securing 50% funding for the construction of the Boardwalk.

At the Ordinary meeting of Council on 29 April 2019, Council resolved:

- 315/19 *That Council receive and note this report.*
- 316/19 *That Council progress the rockpool works as a stand-alone project including Consideration in the design of mitigating any impacts of stormwater from nearby drains*
- 317/19 *That Council defer consideration of the Terrigal Boardwalk to allow for:*
- *A site visit with the designer / engineer*
 - *A briefing from a suitably qualified design engineer to address any issues raised as a result of the site visit, if required*
 - *Further consideration from staff regarding the utilisation of The Haven carpark*
- 318/19 *That Council request that the Chief Executive Officer provide a further report to Council as soon as possible.*

In response to Resolution 316/19, Council staff have split the Terrigal Rockpool works from the Terrigal Boardwalk and have proceeded to prepare contract plans to proceed immediately with the Terrigal Rockpool.

In response to resolution 317/19, a site inspection was conducted on 14 May 2019 at 10am with Council staff, Arup's representative, (lead design engineer) and the following Councillors in attendance;

- Mayor Jane Smith
- Deputy Mayor Chris Holstein
- Councillor Louise Greenaway

- Councillor Jillian Hogan
- Councillor Kyle MacGregor
- Councillor Lisa Matthews
- Councillor Jeff Sundstrom

The Report

The Terrigal Boardwalk project will enhance the connectivity between Terrigal Haven and Terrigal Town Centre through improved pedestrian access and mobility. This project will be iconic not only to Terrigal but the entire Central Coast Region, and will generate increased interest locally and regionally for people to visit the Terrigal Town Centre and the Central Coast Region.

The proposed Terrigal Boardwalk will provide a Council asset that provides **all-inclusive access**. The provision of all-inclusive access is a requirement of the **Disability Discrimination Act (DDA)**, Council's draft Pedestrian Access and Mobility Plan (PAMP) and Council's draft Disability Inclusion Action Plan (DIAP). Terrigal Boardwalk will enable an **all-inclusive**, positive interaction and experience with the natural environment.

Council is in receipt of a funding commitment of \$2,938,606.00 through Restart NSW from the Regional Growth Environment and Tourism Fund. Council has not entered into the agreement as it requires Councillors endorsement to support match funding of \$2,938,606.00 for the project to proceed.

The Council has, as part of the 2018/19 Operational Plan, committed \$900,000.00 capital budget for staff to undertake appropriate works and studies to plan, design and environmentally assess the feasibility of a boardwalk from Terrigal Beach promenade to The Haven. Feasibility studies, community consultation, site investigations and conceptual designs of the boardwalk commenced in 2017, to date Council has invested approximately \$442,000.00. The designs, assessments and construction documentation are complete and a full set of documentation is ready for tender.

The attachments of the **Terrigal Boardwalk Council Report dated 29 April 2019** are attached to this report.

Site Inspection

The following questions were identified at the site inspection on 14 May 2019:

Question 1

Councillors requested more information regarding the stabilisation methods proposed for the rock face around the rock pool area and the cost for this portion of the project.

Response:

The current concept alignment has been adopted to minimise the risk to both the boardwalk and the public using the boardwalk, which based on the current assessment, this has been achieved. The design and implementation of any of the listed remediation works will be further developed as part of the detailed design as required. Attachment 7 - Geotechnical Interpretive Report, Item 8.7 of the **Terrigal Boardwalk Council Report dated 29 April 2019**, identifies the following measures:

- Cliff face scaling – removal of loose surface debris using chains attached to excavators and dragged across the face of the cliff prior to construction of the boardwalk;
- Removal of overground vegetation/unstable trees;
- Support of potentially unstable blocks or wedges with hot dipped galvanised or stainless steel fully grouted rock bolts;
- Support of siltstone bands, weak and/or fractured zones of bedrock with reinforced shotcrete supported by fully grouted rock bolts;
- Support of overhangs or undercuts at the base of cliff faces using cast in-situ underpins.
- In areas of potential soil debris/ or instability of the soil profile, use of erosion protection such as 'jute mesh', held in place with pins to promote vegetation growth.

The stabilisation measures outlined above may poorly impact the aesthetic outcome of the project if not completed by experienced contractors. At this stage of design, it is preferred that remediation be limited to cliff scaling and vegetation growth."

Councils Engineer from Arup confirmed that cliff scaling and loose or unstable vegetation growth will be removed prior to the construction of the boardwalk. It was also confirmed that the cost for the above remediation work is included in the overall construction cost of the boardwalk, refer to Confidential Attachment 9 – Terrigal Boardwalk Rider Levett Bucknall QS Estimate. Additional costing would be required in accordance with Councils procurement procedure to obtain an accurate cost for this item of work, however, similar works were undertaken by Council in 2006 between Umina Beach and Pearl Beach at a cost of approximately \$30,000.

In addition, on 16 May 2019 Council staff received written advice via email from Arup's representative, confirming the scope of works to be adopted for scaling the cliff-face in Domains 7 and 8. The email received includes the following:

The following scope of works will be adopted for scaling the cliff-face in Domains 7 and 8 to maintain the accepted level of risk applied to the footpath against debris flow:

- Workers on cherry pickers brushing the cliff-face to remove any loose material/rocks prior to construction. Access method is a Contractor decision but we would anticipate cherry picker or similar

4.3 Terrigal Boardwalk (contd)

- Workers to clear the toe of the debris flow at the base of the cliff (shown below) and allow any further unstable material to slide down to the base of the cliff. This material will then be cleared prior to construction
- Works shall be observed and technically directed by Superintendent's Representative (i.e. Arup Geotechnical Engineer).

If Council wish to mitigate the risk further, at significant higher cost and visual impact, the following additional scope of works would be required as per the Geotechnical Interpretive Report:

- Remove vegetation and any loose material in domains 7 and 8.
- Install HDPE lined mesh that is dowelled into the cliff-face with approx. 3m long bolts with galvanised anchors in domains 7 and 8. Note – this system has not been designed.

The above items are not included in the Boardwalk Scope of Works as these works are undesirable aesthetically and the mitigation measures included in the design and preparation works are sufficient.



Figure 1 – image obtained from Terrigal Boardwalk Council Report dated 29 April 2019

Question 2

Councillors requested the provision of a plan of the proposed boardwalk indicating the relationship between the viewing platform and the proposed piers, and the distance between the edge of the boardwalk and the base of the cliff face.

Response:

The distance from the edge of boardwalk to the base of the cliff face varies from 1-5 metres, the variation in distance is dependent on where the measurement is taken from on the boardwalk, in relation to the base of the cliff face (see drawing TBP-DD-GLDE-DRG-6130 for

4.3 Terrigal Boardwalk (contd)

typical sections through the boardwalk and cliff face). Refer to the **Terrigal Boardwalk Council Report dated 29 April 2019 - Attachment 2** Terrigal Boardwalk and Rock pool design drawings. The design drawings provide detailed plans identifying the pier locations (drawing number TBP-DD-MADE-DRG-3012 viewing platform and TBP-DD-MADE-DRG-3030 entire boardwalk).

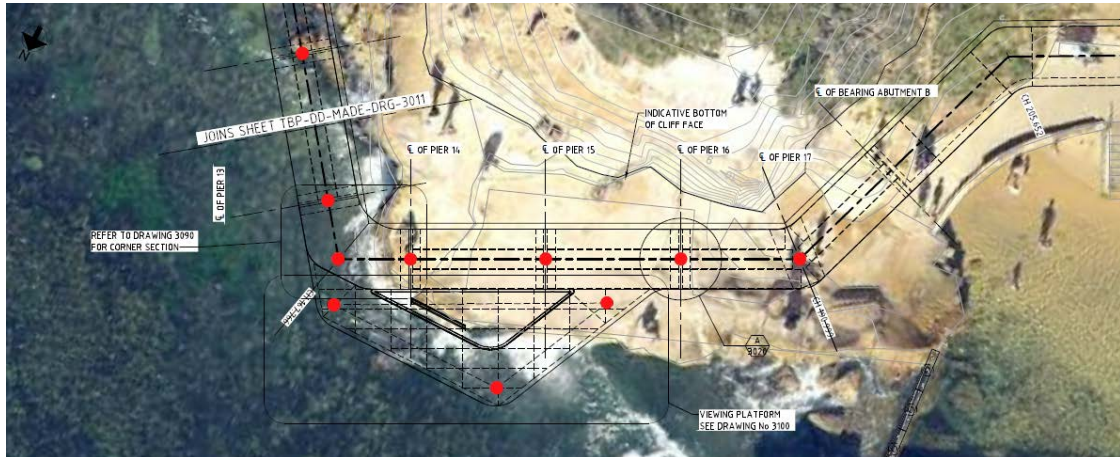


Figure 2 - image from Attachment 2 Terrigal Boardwalk and Rock pool design drawings (drawing number TBP-DD-MADE-DRG-3012), proposed pier locations on the sandstone rock are highlighted in red.



Figure 3 – Image from Attachment 2 Terrigal Boardwalk and Rock pool design drawings (drawing number TBP-DD-MADE-DRG-3012), proposed pier locations for the entire Boardwalk are highlighted in red.

Question 3

Concerns were raised relating to the potential for adverse impacts to sea grass and the marine environment at the proposed pier locations.

Response:

The Terrigal Boardwalk Review of Environmental Factors (REF) indicates that no seagrass meadows were observed during the site investigation, nor are they known to occur in this area.

The REF has been reviewed by the NSW Department of Primary Industries – Fisheries, the following email was received in response, see the excerpt below:

Having reviewed the REF (Rev.1 - Oct 2018) for the proposed Terrigal boardwalk, my view is that no Part 7 permit is required under the Fisheries Management Act. Proposed impacts to macroalgae are minimal and do not constitute harm. The construction methodology should aim to minimise impacts to macroalgae by:

- a. Ensuring adequate clearances beneath vessels/propellers; and
- b. Avoiding deployment of anchors, chains, mooring blocks within macroalgae.

If there is any change to the proposed design or layout of the boardwalk, DPI Fisheries must be consulted and Part 7 permits may apply to the revised proposal.

Question 4

Concern was raised relating to the timing of the installation of the cautionary signage installed at either side of the cliff face.

Response:

There are two signs erected on either side of the cliff face warning the public of potential rock falls. The first, located between The Haven beach and the cliff face (Figure 3 below) was erected prior to 2007, and the second sign, located near the Rock Pool (Figure 4) was erected in August-September 2018 following a rock fall incident reported by Terrigal Surf Club. In addition, major rock falls occurred in Terrigal in October 2011 and at the Haven in June 2018.



Figure 4 – Image of caution sign located between The Haven and the cliff face



Figure 4 – Image of caution sign located near the Rock Pool

Question 5

Further consideration from staff regarding the utilisation of The Haven carpark.

Response:

As part of the overall Carpark Strategy for the Central Coast, Bitzios Consulting was engaged to obtain parking data at key 'focus areas' including Terrigal and more specifically, the carpark at The Haven.

Key findings of the parking analysis:

- The Haven has a supply of 320 spaces.
- Occupancy surveys undertaken during April 2018 holiday season at the Haven demonstrated that there is spare capacity at the parking station (average of 40% occupancy with 192 unoccupied spaces).
- Occupancy surveys undertaken during peak summer season at the Haven in 2019 demonstrate that there is spare capacity at the parking station (average of 65% occupancy with 112 unoccupied spaces).
- Limited increases in parking demands at the Haven are likely to occur based on population and tourism growth (refer to table below for surveyed and forecast demands).

Table 1 – Occupancy survey data from Bitzios and forecast demands

Summary of results									
Area	Supply (spaces)	Surveyed Demands		Forecast Demands					
		2019		2023		2028		2038	
		vehicles	%	vehicles	%	vehicles	%	vehicles	%
Tourist Hotspot	1479	922	62%	931	63%	940	64%	950	64%
C1: Wilson Road	425	217	51%	219	52%	219	52%	222	52%
C2: Surf Club	73	65	89%	66	90%	66	90%	67	90%
C3: The Haven	320	208	65%	209	65%	210	66%	212	66%

Council has installed parking sensors at various locations, including The Haven. Data extracted from the parking sensors support the data provided by Bitzios Consulting.

See the table below with data collected specifically from Terrigal Haven during peak and off peak seasons from Dec 2018 to May 2019.

4.3 Terrigal Boardwalk (contd)

Table 2 – Overall occupancy rates for sensor installed car spaces at Terrigal Haven Dec 2018 - May 2019

Terrigal Haven - occupancy rates of car bays installed with sensors from 20 December 2018 to 12 May 2019 at 8am, 1pm and 5pm					
8am		1pm		5pm	
Percentage occupied	40%	Percentage occupied	55%	Percentage occupied	36%
Terrigal Haven - occupancy rates of car bays installed with sensors during peak school holidays at 8am, 1pm and 5pm					
8am		1pm		5pm	
Percentage occupied	46%	Percentage occupied	61%	Percentage occupied	43%

Data indicates that at peak seasonal periods, Terrigal Haven is occupied between 43% and 61%. The construction of the boardwalk could assist by better utilising the available parking at The Haven, thereby reducing parking constraints currently experienced within Terrigal CBD.

Current Status

The detailed design of Terrigal boardwalk is complete with all relevant background studies and community consultation complete.

Financial Impact

Council is required to match the \$2,938,606.00 to secure the funding grant from Restart NSW for the Terrigal boardwalk. The construction cost estimate for the Terrigal Boardwalk is in line with the total Grant funding amount combined with the 50% contribution from Council.

In addition, Local Government NSW - Inclusive Tourism Initiative (see website for more information [LGNSW](#)) has determined the following:

New analysis estimated that the Inclusive Tourism market in Australia was worth up to \$8.9 billion over the first three months of 2017. And it highlights the expected growth of the sector as our population ages and more people experience some level of disability.

There is growing evidence to show that businesses and local councils that are prepared to provide better information and physical access as well as appropriate and respectful customer service will create more opportunities to tap into this market.

The construction of Terrigal Boardwalk will provide all-inclusive access to one of NSW's and the Central Coasts holiday and tourist destinations, which will attract tourist's thereby helping to stimulate our local economy.

Social Impact

The existing pedestrian access from Terrigal Beach to The Haven does not promote equal access for people with disabilities. Around one in five Australians has a disability with many facing significant barriers in work, study, sport, getting around and simply taking part in everyday activities.

Terrigal Boardwalk will provide a safe, all-inclusive link from Terrigal Beach to The Haven, designed to complement the planned upgrades to the existing Rock pool, and will enhance Terrigal as a tourist destination. Terrigal Boardwalk will enable an all-inclusive, positive interaction with the natural environment.

Environmental Considerations

A Review of Environmental Factors (REF) has been prepared by Arup to assess the environmental impacts of the proposed boardwalk. The proposal has been assessed under *Division 5.1 of the Environmental Planning & Assessment Act 1979* and the *State Environmental Planning Policy (Infrastructure) 2007*.

The REF includes the assessment of key engineering, environmental and planning issues such as sea level rise, landscape, visual, bio-diversity and socio-economic impacts. Relevant Commonwealth, State and local environmental planning provisions have also been assessed.

Risk Management

Based on review of preliminary geotechnical assessment reports prepared by Coffey Partners International on behalf of former Gosford Council in 1994 and 1997, the design brief identified the risk associated with rock fall from the cliff face and landslides from the upper vegetated area and required the boardwalk to be located away from the toe of the cliff line in order to adequately address these risks. Additional Geotechnical testing was undertaken by Arup in May 2018, slope treatment and the stabilisation of the toe of the soils slope is required to mitigate the risk of further rock fall.

The consultant Arup have completed a comprehensive Risk Register with a risk management process in accordance with the AS/NZS 4360:2004 Risk Management standard, utilising a cyclical framework of identification, assessment, treatment and evaluation duration.

It is also noted that as Terrigal increases in popularity as a tourist destination there is a risk that more public users who choose to walk or climb over the rock platform between Terrigal Beach and The Haven, they are exposing themselves to potential danger and risk resulting from the instability of the rock platform and headland. Council has installed signage in and around the rock platform, warning the public of these risks. Local residents are aware of the recent rock falls (2018) in The Haven and are taking more caution however tourist may not.

The construction the boardwalk will reduce the danger and risks for the public to continue enjoying this space safely.

Community Consultation

In accordance with Central Coast Council's Engagement Framework, the Terrigal Boardwalk concept designs, environmental assessment and geotechnical report were placed on public exhibition from 12 November 2018 to 14 December 2018. (*Attachment 8 - Terrigal Boardwalk Consultation Report*)

In order to determine community sentiment for the project, Council adopted two methods to collect feedback from the community and stakeholders.

Method 1: Written Submissions

All residents and stakeholders could make a written submission via email, the online submission form on yourvoiceourcoast.com, hand written submission forms provided at information sessions, or via post.

Method 2: Random Face-to-Face Surveys

Interviewers from an independent market researcher (Micromex) approached 441 people randomly in public places. The purpose of these surveys was to understand sentiment of residents from both Terrigal and other areas on the Central Coast. This method aimed to eliminate self-selection bias (where an individual chooses to participate in the consultation and may lead to a biased sample).

Surveys were conducted at:

- Terrigal Beach Markets
- Terrigal Lions Club Car boot Sale
- Terrigal CBD
- Gosford CBD
- Greedy Guts Market (Terrigal)
- The Entrance Market

Consultation Method 1: Written submissions

A total of **688** written submissions were received during the consultation period from 12 November to 14 December 2018.

Of the 688 individuals who made a submission:

- **52%** (355) expressed **general support** for the proposal
- **48%** (328) expressed a **lack of support** for the proposal
- **Less than 1%** (3) did not express clear sentiment towards the proposal

(Note: these percentages have been rounded)

4.3 Terrigal Boardwalk (contd)

Level of support based on written submissions – Comparison between place of residence
(Note: Percentages have been rounded)

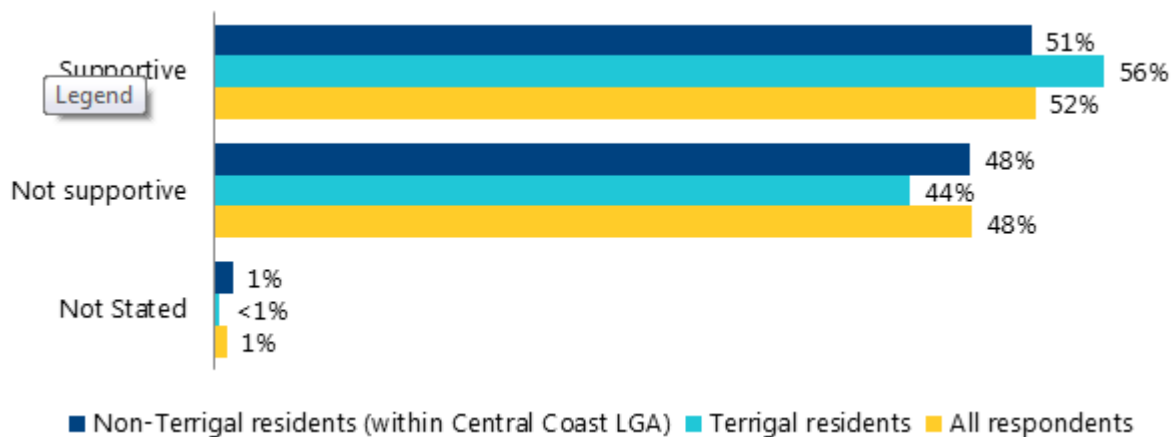


Figure 5 - Table showing Support for Terrigal Boardwalk based on written submissions

Consultation Method 2: Random Face-to-Face Surveys

In addition to written submissions, **441** random face-to-face surveys were conducted over a week between Saturday 2 and Saturday 9 February 2019.

Before being asked questions about the boardwalk, participants were shown concept drawings, advised of the estimated cost, and where the funding for the boardwalk was being sourced.

Of the 441 individuals who took part in the surveys:

- **49%** were **very supportive** of the proposal
- **15%** were **supportive** of the proposal
- **17%** were **somewhat supportive** of the proposal
- **7%** were **not very supportive** of the proposal
- **12%** were **not at all supportive** of the proposal

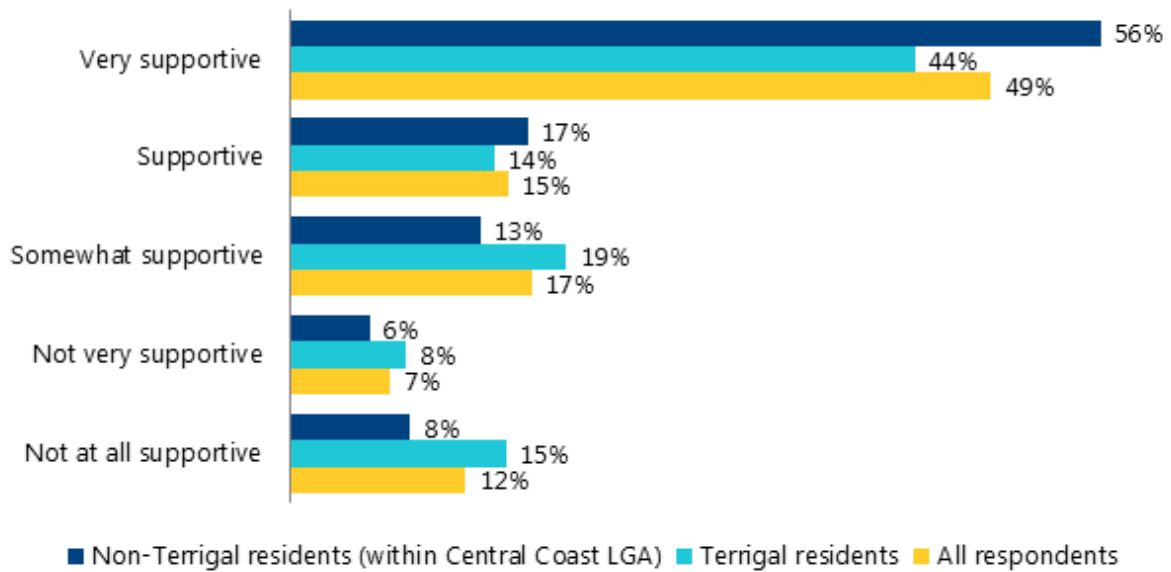


Figure 6 - Table showing Support for Terrigal Boardwalk based on random face to face surveys

Critical Dates or Timeframes

Council has been successful in securing funding through the NSW Regional Growth Environment and Tourism Fund for 50% of the construction of the Terrigal Boardwalk. The funding deed was issued to Council in July 2018 but has not been completed and submitted to Restart NSW due to the delays with the Community Consultation. Council is required to confirm its intention to complete or reject the Funding deed with Restart NSW.

Link to Community Strategic Plan

Theme 1: Belonging

Goal A: Our community spirit is our strength

B-A4: Enhance community safety within neighbourhoods, public spaces and places.

Theme 1: Belonging

Goal B: Creativity connection and local identity

B-B4: Activate spaces and places to complement activity around town centres, foreshores, lakes and green spaces for families, community and visitors.

Theme 2: Smart

Goal C: A growing and competitive region

S-C1: Target economic development in growth areas and major centres and provide incentives to attract businesses to the Central Coast.

Theme 3: Green

Goal E: Environmental resources for the future

G-E4: Incorporate renewable energy and energy efficiency in future design and planning, and ensure responsible use of water and other resources.

Theme 4: Responsible

Goal H: Delivering essential infrastructure

R-H2: Improve pedestrian movement safety, speed and vehicle congestion around schools, town centres, neighbourhoods, and community facilities.

Theme 4: Responsible

Goal I: Balanced and sustainable development

R-I3: Ensure land use planning and development is sustainable and environmentally sound and considers the importance of local habitat, green corridors, energy efficiency and stormwater management.

Theme 5: Liveable

Goal K: Out and about in fresh air

L-K2: Design and deliver pathways, walking trails and other pedestrian movement infrastructure to maximise access, inclusion and mobility to meet the needs of all community members.

The attachments for this report are listed below. Attachments can be accessed via the Business Paper from the 29 April 2019 ordinary meeting by using this [LINK](#)

Attachments

- | | | |
|-----------|---|----------------------|
| 1 | Terrigal Boardwalk Basis of Design | LINK |
| 2 | Terrigal Boardwalk and Rockpool Design Drawings | LINK |
| 3 | Terrigal Boardwalk Peer Review | LINK |
| 4 | Terrigal Masterplan 1996 | LINK |
| 5 | Terrigal Haven Plan of Management | LINK |
| 6 | Terrigal Boardwalk Review of Environmental Factors | LINK |
| 7 | Geotechnical Interpretive Report | LINK |
| 8 | Terrigal Boardwalk Consultation Report | LINK |
| 9 | Confidential Attachment – Provided under a separate cover - Terrigal Boardwalk Rider Levett Bucknall QS Estimate - | D13515621 |
| 10 | Confidential Attachment – Provided under a separate cover - Terrigal Rockpool Rider Levett Bucknall QS Estimate April - | D13515622 |

Item No: 4.4
Title: Volunteer Section 355 Committees
Department: Connected Communities

24 June 2019 Ordinary Council Meeting

Trim Reference: F2019/00041 - D13538842

Author: Phil Cantillon, Unit Manager, Leisure and Lifestyle

Executive: Julie Vaughan, Director Connected Communities

Summary

During the process of the Community Facilities Review project, it has been identified that Council currently has seventeen volunteer Section 355 committees operating to manage Council Assets. The Section 355 committees require formal delegation from Council to authorise their operation.

This report recommends that Council immediately delegate functions under *the Local Government Act 1993* for the continuing care, control and management of the relevant seventeen Council facilities, until such time that a review of the Section 355 committees can take place and further recommendations be made.

Recommendation

- 1 That Council note this Report on Section 355 committees and the ongoing Community Facilities Review.**
- 2 That Council resolve to delegate functions to the seventeen Section 355 committees for the care, control and management of the relevant seventeen Council facilities, as per the Local Government Act 1993,**
 - **Berkeley Road Sports Complex**
 - **Budgewoi Scout Hall**
 - **Chain Valley Bay Community Hall**
 - **Chittaway Point Hall**
 - **Kincumber School of Arts**
 - **Kulnura Memorial Hall**
 - **Lake Munmorah & District Senior Citizens Centre**
 - **San Remo Neighbourhood Centre**
 - **Sohier Park Community Hall**
 - **St Barnabas Church**
 - **Summerland Point Community Hall**
 - **Toukley District Art & Tourist Centre**
 - **Toukley Neighbourhood Centre**
 - **Tuggerah Community Hall**
 - **Tuggerawong Retirement Village**

- *Tunkuwallin Park Hall*
- *Wyong Old School Community Centre*

3 *The Council note that a further Report will be presented and considered following the completion of the Community Facilities Review, with recommendations of the future of Section 355 committees.*

Background

Under Section 355 of the Local Government Act 1993, Council is able to delegate some of its functions to a committee of Council, and appoint community volunteers to manage its facilities or functions through a committee or board of management.

A function of a council may, be exercised: (extract from the Local Government Act 1993):

- a. by the council by means of the councillors or employees, by its agents or contractors, by financial provision, by the provision of goods, equipment, services, amenities or facilities or by any other means, or*
- b. by a committee of the council, or*
- c. partly or jointly by the council and another person or persons, or*
- d. jointly by the council and another council or councils (including by means of a joint organisation or a Voluntary Regional Organisation of Councils of which the councils concerned are members), or*
- e. by a delegate of the council (which may, for example, be a joint organisation or a Voluntary Regional Organisation of Councils of which the council is a member)*

Section 355 committees and its members are required to comply with Council's Code of Conduct, including declaring pecuniary and non-pecuniary interests. It also means they must comply with the requirements of the *State Records Act 1998* and have statutory duties under the *Work Health and Safety Act 2011*. Section 355 committees are required to operate with a high level of governance.

Whilst the *Local Government Act 1993* allows Council to delegate some of its powers, duties and authorities to a Committee, certain matters cannot be delegated. The matters that cannot be delegated to a Committee are specified in Section 377 of the *Local Government Act 1993*, and include:

- Fixing of charges or fees
- Changing or waiving of fees
- Borrowing of any monies without the express written consent of Council
- The sale, lease or surrender of any land or other property vested in its care under the provisions of the *Local Government Act 1993*
- The acceptance of tenders, funding or sponsorship (including grants)

- The payment or making of any profit, gain or gift, to or by its members including reimbursement of expenses because, as a voluntary Committee, members do not receive payment for their services or receive allowances or travelling expenses incurred while attending Committee meetings

Historically, many Councils in New South Wales have used Section 355 committees for a range of purposes, including encouraging community participation, reducing the cost of service provision, maintaining community assets and fostering community ownership of facilities.

There were a combined number of twenty-six Section 355 committees operating across the former Councils before the amalgamation on 12 May 2016. Nine of those Section 355 committees have gradually moved to a lease or licence arrangement over the past three years, leaving the seventeen remaining.

On 8 June 2016, the newly established Central Coast Council received a report recommending the creation of a Community Participation Framework. The report discussed a range of engagement mechanisms, including the committee and advisory group structures used by the two former Councils. Despite clear recommendations for the 'Committees and Advisory Groups of the former Councils to cease operation as at the date of Proclamation, 12 May 2016.', there was a further recommendation within the body of the report stating:

Both former Councils have small committees established to co-ordinate activities of assets in the community such as local halls and tennis courts. These Asset Committees are commonly known as Section 355 Committees. Given the valuable contribution to the community that the volunteers undertake in this role it is recommended that those Committees keep functioning under the Central Coast Council.

However, the adopted resolution did not include the above recommendation, but otherwise included, part thereof:

79/16 That Council note that the Committees and Advisory Groups of the former Councils cease to operate as at the date of Proclamation, 12 May 2016.

80/16 That in the event of any of those Committees and Advisory Groups continued to operate from 12 May 2016, the Council resolve to dissolve those committees and groups of the former councils.

Ultimately, the resolution of 8 June 2016 dissolved all committees and as a result formally removed the delegation for Section 355 committees to operate.

There are currently seventeen community facilities in the Central Coast Council (16 from the former Wyong Shire Council and 1 from the former Gosford City Council) which continue to operate, those include:

- Berkeley Road Sports Complex
- Budgewoi Scout Hall
- Chain Valley Bay Community Hall
- Chittaway Point Hall
- Kincumber School of Arts
- Kulnura Memorial Hall
- Lake Munmorah & District Senior Citizens Centre
- San Remo Neighbourhood Centre
- Sohier Park Community Hall
- St Barnabas Church
- Summerland Point Community Hall
- Toukley District Art & Tourist Centre
- Toukley Neighbourhood Centre
- Tuggerah Community Hall
- Tuggerawong Retirement Village
- Tunkuwallin Park Hall
- Wyong Old School Community Centre

On 18 December 2017, a Mayoral Minute was resolved, establishing specific Committees and Advisory groups, however that did not include Section 355 Committees. Council resolved part thereof:

815/17 Council establish the following Council Advisory Committees:

- a) Catchments & Coast Committee – Brisbane Water & Gosford Lagoons*
- b) Catchments & Coast Committee – Tuggerah Lakes*
- c) COSS (Coastal Open Space System) Committee*
- d) Employment & Economic Development Committee – Central Coast*
- e) Gosford CBD and Waterfront Advisory Committee*
- f) Heritage Advisory Committee*

In accordance with good governance, it is recommended that the Council re-affirm their delegation under Section 355, by formally delegating authority to the seventeen current Section 355 committees for the care, control and management of the relevant community facilities.

At present, the seventeen Section 355 committees are governed by the Central Coast Council Section 355 Committee Code of Practice (2002). An updated draft Code of Practice (2017) has been prepared, however not yet endorsed.

It is intended that a comprehensive review of the seventeen Section 355 committees will be undertaken as part of the Community Facilities Review, during that process the Code of Practice will be reviewed.

Consultation

As part of the Community Facilities Review project, Council is reviewing the benefits and risks associated with the use and management of community facilities. In consultation, the project team have engaged with the Section 355 committees in an initial workshop which was held on 6 May 2019. The workshop highlighted the risks and benefits of the Section 355 model of management, as well as alternative models including lease, licence and hire arrangements.

Further consultation is planned throughout the review process, and that consultation includes input and planning with Urbis Consultants.

Options

- 1 Delegate authority to allow formal endorsement and good governance – Recommended.
- 2 Not giving delegation and dissolving 355 Committees – Not recommended.

Financial Impact

In the event that formal delegation is not provided, and the 355 Committees be dissolved, immediate resourcing including increased staffing in the Community Infrastructure Section would be required to manage the increase of seventeen sites. In addition, some of these sites would require procurement of remote access infrastructure and operational budgets allocated.

Link to Community Strategic Plan

Theme 5: Liveable

Goal L: Healthy lifestyle for a growing community

L-L4: Provide equitable, affordable, flexible and co-located community facilities based on community needs.

Risk Management

Governance risks of the Section 355 committees have been highlighted as part of the community facilities review.

Attachments

Nil.

Item No: 4.5
Title: Community Support Grant Program 2018-2019 -
March, April and May 2019
Department: Connected Communities



24 June 2019 Ordinary Council Meeting

Trim Reference: F2019/00041 - D13538799

Author: Stuart Slough, Team Leader, Community Planning and Funding

Manager: Kerrie Forrest, Acting Unit Manager, Community Partnerships

Executive: Julie Vaughan, Director Connected Communities

Summary

This report considers the applications and recommendations for the Community Support Grant Program, which supports the community to deliver community activities which require a small amount of funding and/or in-kind support.

Recommendation

- 1 That Council allocate \$120,654.61 from the 2018-19 grants budget to the community grant programs as outlined in the following report and Attachment 1.**
- 2 That Council decline applications for the reasons indicated in Attachment 2 the applicants be advised and where relevant, directed to alternate funding.**

Context

Council's grant programs are provided to support the community to deliver quality programs, projects or events that build connections, celebrate our local community that align with the One-Central Coast Community Strategic Plan and build capacity across the entire Central Coast community.

The Community Support Grant Program is provided to support the community to deliver activities which require a small amount of funding and/or in-kind support. The Community Support Grant Program remains open throughout the year to provide assistance for community activities that require:

- 1 In-kind support through the provision of subsidised access to Council services.
- 2 Financial assistance for community activities that require a smaller amount of support.

The Community Support Grant Program provides a combined budget of \$300,000 annually as detailed in table 1 below.

4.5 Community Support Grant Program 2018-2019 - March, April and May 2019 (contd)

Table 1: Community Support Grant Program

Program	Budget	Opening Period	2018/2019 allocation to date	Recommendation allocation within this report	Allocation to date + Recommendation within report
Community Support Grant Program	\$300,000	Ongoing	\$169,205.93	\$120,654.61	\$289,860.54
TOTAL			\$169,205.93	\$120,654.61	\$289,860.54

Current Status

The Community Support Grant Program remains open for applications throughout the year and the closing date for each assessment period is the last day of each month.

The Community Support Grant Program provides up to \$5,000 per project per financial year in combined funding and in-kind Council services to applicants who are a legally constituted not-for profit organisations, or auspiced by one.

Assessment

Eleven (11) applications were received and assessed by 31 March with ten (10) recommended for funding in this Council report.

Fifteen (15) applications were received and assessed by 30 April with eight (8) recommended for funding in this Council report.

Twenty (20) applications were received and assessed by 31 May with eighteen (18) recommended for funding in this Council report.

The Community Support Grant applications were assessed by Council's Unit Manager Community Partnerships, the Community Planning and Funding Team and the Events Team Leader.

Consultation

The availability of grant funding is provided on Council's website and promoted through Council's Social Media platforms.

An email with relevant information was provided to the community grants database Council staff also provided information and individual appointments for the period that the grants were open.

General grant information sessions and drop-in sessions were held during February 2019 at:

- Council's Wyong office
- Smart Work Hub, Gosford
- The Hub, Erina
- Charmhaven Community Hall

Options

- 1 Approval of all recommended applications as submitted will provide a community benefit to residents of the Central Coast Local Government Area.
- 2 Non approval of some or all applications, as recommended, may result in projects not being undertaken if the respective proponents are unable to secure alternate funding.

Financial Impact

Council's 2018/2019 Council Operational Expenditure budget allocates \$300,000 to the Community Support Grant Program. The \$120,654.61 recommended to be allocated by this report combined with previous funds granted by Council, represents 96% of the total annual budget leaving 4% available for the remainder of the financial year.

Expenditure is approved until the end of the 2018-19 financial year. Unspent funds will lapse on 30 June 2019.

Link to Community Strategic Plan

Theme 1: Belonging

Goal A: Our community spirit is our strength

B-A1: Work within our communities to connect people, build capacity and create local solutions and initiatives.

Risk Management

All successful applications will receive a letter of offer outlining Council's requirements of funding, service delivery and accountability for both Council and the funded organisation.

All successful applicants are required to submit a final project acquittal report no later than twelve weeks after the agreed completion date of the activity/project with copies of any photos, promotional materials and evidence of payment/purchase for each funded item.

Critical Dates or Timeframes

This Grant Program is open all year and assessed on a monthly basis with the intention to allow applicants to apply for funding support which has a quicker response time.

Attachments

- | | | |
|----------|--|-----------|
| 1 | Community Support Grants - March , April and May 2019 - Recommended for Funding | D13570819 |
| 2 | Community Support Grants - March, April and May 2018 - Not Recommended for Funding | D13570827 |

Recommended for Funding –March 2019

Organisation Name	Project Title	Staff Funding Recommendation	Staff Assessment
House of Praise Turning Point Foundation	Engage	\$2,620.00	Recommended for part funding for venue hire and program items as per application as community benefit is demonstrated and all required information is provided.
Central Life Christian Church Incorporated	Beauty For Ashes	\$5,000.00	Recommended for funding as community benefit is demonstrated and all required information is provided.
Endless Night Theatre Company Inc.	Set construction materials for Endless Night Theatre Company productions	\$5,000.00	Recommended for funding as community benefit is demonstrated and all required information is provided on the condition updated Public Liability insurance is provided prior to release of funds.
Surf Life Saving Central Coast	Pool Rescue Development	\$2,103.05	Recommended for funding as community benefit is demonstrated and required information is provided.
Fellowship Of Australian Writers NSW Inc	The Central Coast Stories of Community and Belonging	\$3053.95	Recommended for funding as community benefit is demonstrated and all required information is provided. Funding is on the condition that Council's logo and acknowledgment is placed on the book and eight (8) printed copies are provided to Council.
Woodport Netball Club	Woodport Netball Club - Coaching	\$2,000.00	Recommended for funding as community benefit is demonstrated and all required information is provided.
Wyong Toastmasters Club	Pilot Programme to include NDIS clients in Toastmasters	\$870.00	Recommended for funding as community benefit is demonstrated and all required information is provided.

Recommended for Funding - March

Organisation Name	Project Title	Staff Funding Recommendation	Staff Assessment
Darkinjung Local Aboriginal Land Council	Colours of Country Aboriginal Art Exhibition In Memory of Sean Lonergan and Cultural Market Day	\$3,000.00	Recommended for funding as community benefit is demonstrated and all required information is provided.
Lions Club of Toukley Inc	New Roller Door	\$1,610.00	Recommended for funding as community benefit is demonstrated and all required information is provided.
Dogs in the Park NSW	Dogs in the Park NSW	\$5,000.00	Recommended for funding as community benefit is demonstrated and all required information is provided.
	Total	\$30,257.00	

Recommended for Funding - April

Organisation Name	Project Title	Staff Funding Recommendation	Staff Assessment
China Australia Friendship Assoc	Central Coast Chinese Cultural Festival 2019	\$1,800.00	Recommended for part funding for ground hire and marketing as per application, as community benefit is demonstrated and all required information is provided.
Central Coast Cricket Association	Development of Girls Cricket	\$5,000.00	Recommended for funding as a pilot project to establish the competition as community benefit is demonstrated and all required information is provided. Applicant to liaise with Council's Open Space and Recreation team at completion to gauge the success of the project.
Central Coast Poets Incorporated	Central Coast Poets 40th Anniversary Special Anthology	\$1,509.11	Recommended for funding as community benefit is demonstrated and all required information is provided.
Central Coast Primary Care	Mental Health - Art works!	\$1,295.00	Recommended for funding as community benefit is demonstrated and all required information is provided.
Central Coast Wetlands - Pioneer Dairy Trust	Purchase of Flail Mower and Spare Parts	\$4,979.00	Recommended for part funding for purchase of mower, delivery and spare parts as per application as community benefit is demonstrated and all required information is provided.
Green Point Community Centre	Green Point Markets - Winter Solstice Celebrations	\$3,138.90	Recommended for funding as community benefit is demonstrated and all required information is provided
Ocean Beach Surf Life Saving Club	Umina - The First Fifty Years 1914-1964	\$2,420.00	Recommended for part funding for printing of 20 hard copies as per application as community benefit is demonstrated and all required information is provided. Part funding is conditional on three (3) copies of the history document being provided to Council Library Services.

Recommended for Funding – April 2019

Organisation Name	Project Title	Staff Funding Recommendation	Staff Assessment
Wyoming Public School P&C	Wyoming Public School 50th Anniversary Book/Webpage	\$2,015.00	Recommended for part funding for editing, graphic design and printing items as per application as community benefit is demonstrated and all required information is provided.
	Total	\$22,157.01	

Recommended for Funding – May 2019

Organisation name	Project Title	Staff Funding Recommendation	Staff Assessment
Bonsai Society of the Central Coast Inc	Bonsai Open	\$4,533.60	Recommended for funding as community benefit is demonstrated and all required information is provided.
NSW Wildlife Information Rescue and Education Service Inc.	Speak Up For Wildlife	\$1,422.00	Recommended for funding as community benefit is demonstrated and all required information is provided.
Gosford City - East Gosford Lions Club Inc	Hall refurbishment - Internal	\$5,000.00	Recommended for funding as community benefit is demonstrated and all required information is provided.
Kariong Neighbourhood Centre	Little Big School	\$5,000.00	Recommended for funding as community benefit is demonstrated and all required information is provided.
Marine Rescue NSW - Hawkesbury Unit	Upgrade to LED lighting in Training/Emergency Centre	\$1,320.00	Recommended for funding as community benefit is demonstrated and all required information is provided.
New South Wales Rugby Union Ltd	NSWJRU U10 and U11 State Championships	\$5,000.00	Recommended for funding towards first-aid and equipment as per application budget as community benefit is demonstrated and all required information is provided.
Uniting-Northern Lakes Neighbourhood Centre	Dads Day Out	\$5,000.00	Recommended for funding as community benefit is demonstrated and all required information is provided.
Bateau Bay PCYC	Kids v Cops Oz Tag	\$4,000.00	Recommended for part funding of all items except Prizes which are ineligible as per ineligibility clause of the Community Support Grant Program Guidelines 7.13 'Applications seeking funds for prize money, gifts or awards including, gift vouchers' as community benefit is demonstrated and all required information is provided on condition Central Coast Council logo is displayed on Jerseys.
Narara Valley High School P&C	Cultural Exchange with Central Coast Sister City Edogawa, Japan	\$ 2,500.00	Recommended for funding as community benefit is demonstrated and all required information is provided.

Recommended for Funding – May 2019

Organisation name	Project Title	Staff Funding Recommendation	Staff Assessment
Peninsula Junior Touch Association	Central Coast Junior Touch Championships	\$3,839.00	Recommended for funding as community benefit is demonstrated and all required information is provided.
We Care Connect Limited	Donation collection and delivery project	\$3,554.00	Recommended for funding as community benefit is demonstrated and all required information is provided.
Killcare Surf Life Saving Club	Surf Life Saving Youth Development	\$4,380.00	Recommended for funding as community benefit is demonstrated and all required information is provided.
Central Coast Bombers	Auskick Programs in School	\$5,000.00	Recommended for funding as community benefit is demonstrated and all required information is provided.
Central Coast Chinese Activity Group	Central Coast Chinese Activity Group	\$2,450.00	Recommended for part funding of all costs except 'Volunteers for event performance' budget item as community benefit is demonstrated and all required information is provided.
Convict Footprints Productions Inc.	Help us pull our trousers up	\$2,750.00	Recommended for part funding towards 8 x slops and Captains Redcoat Uniform items as per application budget in consideration that the program services other local government areas in addition to the Central Coast. Community benefit is demonstrated and all required information is provided.
Mangrove Mountain Districts Community Groups	Mangrove Mountain Hall Electrical & Water Upgrades	\$2,492.00	Recommended for funding as community benefit is demonstrated and all required information is provided on condition updated Public Liability Insurance is provided prior to release of funds.
Gulan Friends Club	Hire Of council Venues	\$5,000.00	Recommended for funding as community benefit is demonstrated and all required information is provided.
Chertseydale Community Cottage	50 Year Anniversary Fair for Chertsey Primary School	\$5,000.00	Recommended for funding as community benefit is demonstrated and all required information is provided.
	Total	\$68,240.60	

Not Recommended for Funding – March 2019

Organisation Name	Project Title	Staff Assessment
Lions Club of Green Point Avoca Inc.	Awning over BBQ	Not recommended for funding as the same application was submitted in the February 2019 Community Support Program and endorsed for funding at the 8 April 2019 Council meeting.

Not Recommended for Funding – April 2019

Organisation Name	Project Title	Staff Assessment
Central Coast Conservatorium Inc.	Songs of the Solstice - Cultural musical performance	Not recommended for funding as broader community benefit is not demonstrated.
Central Coast Mariners	Central Coast Schools Cup	Not recommended for funding as insufficient information is provided. Recommend applicant liaise with Council Grants Officers and consider resubmitting in a subsequent round.
Coastal a Cappella	Sweet Adeline Australian Championships Hobart 2019	Not recommended for funding as the application is ineligible in accordance with ineligibility clause 7.10 of the Community Support Grant Program. <i>'Applications seeking funds for retrospective projects or activities (any project or activity commencing within 4 weeks from the end of the application month'</i>
Kariong Neighbourhood Centre	Wonderful Women's group	Not recommended for funding as the application is ineligible in accordance with ineligibility clause 7.10 of the Community Support Grant Program. <i>'Applications seeking funds for retrospective projects or activities (any project or activity commencing within 4 weeks from the end of the application month'</i> Recommend applicant liaise with Council Grants Officers and consider resubmitting in a subsequent round.
Northern Settlement Services Ltd	Talking Around The World and Talking Around Citizenship	Not recommended for funding as the application is ineligible in accordance with Guidelines ineligibility clause 7.15 of the Community Support Grant Program. <i>"Applicants who have an outstanding debt to Council or are seeking funds for debt repayment."</i> Recommend applicant liaise with Council Grants Officers before resubmitting in a subsequent round.
Saving Cats Inc	Provide network and care for homeless Cats and Kittens on the Coast	Not recommended for funding as the application is ineligible in accordance with ineligibility clause 7.10 of the Community Support Grant Program. <i>'Applications seeking funds for retrospective projects or activities (any project or activity commencing within 4 weeks from the end of the application month'</i>
Terrigal Surf Life Saving Club Incorporated	Pool Entry subsidy	Not recommended for funding as community benefit is not demonstrated and insufficient information is provided. Recommend applicant liaise with Council Grants Officers and consider resubmitting in a subsequent round.

Not Recommended for Funding – May 2019

Organisation Name	Project Title	Staff Assessment
Films4Change Inc	Cleaning up our image	Not recommended for funding as insufficient information is provided. Recommend applicant liaise with Council Grants Officers and consider resubmitting in a subsequent round.
Kariong Neighbourhood Centre Inc	Care 4 Kids	Not recommended for funding as the application directly relates to application 045 CSP 18/19 which has been deemed ineligible. Recommended applicant liaise with Council Grants Officers and consider resubmitting in a subsequent round.



Item No: 4.6
Title: Tourism Opportunity Plan
Department: Connected Communities

24 June 2019 Ordinary Council Meeting

Trim Reference: F2019/00041 - D13566865

Author: Carolyne Wildman, Section Manager, Marketing and Tourism

Manager: Sue Ledingham, Unit Manager Community Engagement

Executive: Julie Vaughan, Director Connected Communities

Summary

The Tourism Opportunity Plan is an outcome of the Destination Management Plan 2018-2021 and provides strategic direction and key opportunities to guide our tourism plans for the next five years, so they may positively and sustainably contribute to the Central Coast's visitor economy and economic development.

Recommendation

That Council receive the report and endorse the Tourism Opportunity Plan – Attachment 1.

Context

Central Coast Council recognises that tourism is an opportunity for the region, through the creation and support of local jobs, the economic benefits to local business and the improved infrastructure and attractions, from which all residents can benefit and experience a better quality of life.

Council facilitates the delivery of tourism marketing and management in the region through planning and coordinated actions, in collaboration with the tourism industry, tourism funding bodies and other regional stakeholders. The Destination Management Plan for the Central Coast (2018-2021) guides tourism development and destination management for the next five years for all stakeholders; to help ensure long-term viability and sustainability of this vital sector for the Central Coast economy.

The Tourism Opportunity Plan is an outcome of the Destination Management Plan and provides strategic direction on the public and private sector investment and place activation, which will be instrumental for the Central Coast in achieving its economic, community and environmental ambitions over the next decade. The focus of the plan is on growing tourism value and it seeks to identify new and improved tourism experiences and their corresponding market opportunities that can contribute to the Central Coast's economy and employment.

The preliminary analysis Tourism Opportunity research was conducted by an independent third party consultant, and every effort was made to assess all geographic areas of the Central Coast region equally for potential commercial investment suitability. The geographic areas highlighted and presented in this report best met all criteria used for assessment of viability.

This Tourism Plan replaces the Central Coast Regional Tourism Opportunity Plan 2013.

Current Status

Tourism plays an important role in the region's economy alongside the largest sectors of retail, manufacturing, property and business services, and health and community services. The tourism industry generates essential expenditure that trickles down and supports businesses throughout the Central Coast economy. In 2018, the Central Coast region's visitor expenditure was valued at an estimated \$910 million.

(Source: Tourism Research Australia, Travel to Central Coast Year ended December 2018, for the period of January 2018 to December 2018).

Visitation for the Central Coast has seen a 3% increase since 2013, however the growth rates are below what is being achieved elsewhere in New South Wales, indicating the potential of a far greater capacity than is currently realised on the Central Coast. In 2017-18, New South Wales' average annual visitor growth increased by 5%.

In comparison to the other Sydney surrounding regions of South Coast, Blue Mountains and the Hunter region, the Central Coast has the lowest market share increase of Sydney's outbound market. The Central Coast has experienced a decline in market share from 2013 to 2016, with 2017 bringing the first increase in visitor numbers out of Sydney. All other regions (except for the Hunter) have seen steady increases in their shares of Sydney's outbound market.

The major challenge to grow tourism sustainably and long term on the Central Coast is changing perceptions about the experience the Central Coast offers. A marketing campaign focussed on perception change and targeting the lucrative and close proximity market out of Sydney is currently underway, inclusive of a new comprehensive guide of activities, attractions, accommodation restaurants and retail via a new website visitcentralcoast.com.

In the interest of better supporting the tourism industry businesses in our region and enabling them to grow, mature and develop further products and offerings, Council is currently funding an Industry Services program which includes industry support, travel and tourism research and trends data, as well as monthly networking events with highly relevant guest speakers for which many of the industry would not normally have contact with to support their growth of the industry.

Destination marketing is recognised by the tourism industry as one of the most important elements to advance the region's tourism potential, alongside future product development.

A Destination Brand is about identifying the region's strongest, most competitively unique and most compelling assets, building a positioning and story from these then running this narrative consistently through all marketing communications and touchpoints.

The plan does not purport to canvas all possible opportunities for the region or select opportunities based on geographic areas of the Central Coast region as a major driving factor. Nor does this limit future opportunities or initiatives that may arise and therefore the plan has been developed with guiding principles to provide pathways for future ideas.

Product and Experience Review

The Tourism Opportunity Plan provides a brief overview of the current products and experiences on offer, which are generally centred around what has traditionally been considered the strengths of the region, our coastal and nature-based activities. The Plan acknowledges that these are in no way unique to the Central Coast, nor do they serve to address our core challenges in tourism, which steadfastly remain:

- An embedded negative perception problem
- Monetisation
- Depth and range of accommodation
- Lack of 'WOW' factor
- Low pride-in-place
- Poorly supported arts, culture & music scene
- No night-time economy

Customers and Markets

In order to focus our efforts on the customers and markets that can provide the best return on investment, The Tourism Opportunity Plan includes a research snapshot of our key tourism customers and markets, segmenting the targets into three key personas that we have identified via data analytics to be united by age and demographics as well as aspirations, challenges, wants and needs when travelling to a region:

- Blooming Families – 28%
- Active Travel Couples – 30%
- Developing Families - 42%

This snapshot looks at several key factors - such as, how they research, how they book, how they travel, how long and where they stay - which can inform our strategies and marketing to become more targeted, in order to increase intention to travel and conversion rates.

More broadly, both nationally and internationally, travellers are seeking authentic experiences with opportunities to immerse themselves in different places and experience different things.

Getting travellers to consider the Central Coast as a desirable destination and provoking them to visit us is only the first part of the equation.

Three Guiding Principles

From the long list of potential concepts analysed, recommendations have been made based on three guiding principles which can influence successful destination management planning:

1. Market demand characteristics inclusive of already available target consumer markets, yield potential and global trends
2. Links to current competitive strengths of the region and/or created advantage build in progress
3. Value adds to the local community and businesses and their overall quality of life.

Three Strategic Pillars

The three strategic pillars aim to achieve the goals as outlined in the Central Coast Destination Management Plan: to grow the value of the visitor economy, to target off-peak growth, to leverage natural and built assets in the region, to foster community support and to ensure the value of the Central Coast destination grows at a rate above the NSW average growth.

Three strategic pillars of the Tourism Opportunity Plan:

1. Creating advantage and changing perceptions with a destination brand strategy
2. Improving 1000 Little Things – *sweating the small stuff*
3. Strategically aligned independent investment opportunities.

Investment Opportunities

The Tourism Opportunity Plan proposes four primary groups of investment opportunities: place activation; culture and education; open spaces; with accessible tourism activation across all we do and create.

Investment opportunities are further identified as either smaller, short-term projects or longer-term, ambitious projects.

Shorter-term projects identified are:

- **Place Activation**
 - Food and Beverage Exploration Trail
 - Art and Sculpture Trail
 - Twilight Economy
- **Culture and Education**
 - Heritage Tourism
 - Educational Eco Hub and Indigenous Experience

- **Open Spaces**

- Nature-based attractions and experiences:
 - Bikes, Trails and Pathway Infrastructure
 - Walkways and Trails with arts and culture, heritage.

The longer-term, more ambitious projects identified from the preliminary analysis are:

- A floating leisure precinct at Tuggerah Lake
- A soft-adventure cluster with simulated wave park, national surfing reserve and mountain biking trails upgrade.

At its Ordinary Council Meeting on 8 October 2018, a resolution of Council requested staff to undertake investigations on a major Wave Park opportunity for the Central Coast on Council owned land. These initial investigations undertaken by Council staff have not been able to identify any appropriate locations for a major Wave Park.

Council staff will explore the option of an EOI to current industry and qualified parties both private and public to determine market and investment interest and discuss possibilities for a wave or water park on the Central Coast.

Assessment and Research

As one of the biggest industries on the Central Coast, it is recommended that a focused approach to tourism be maintained.

Along with desktop research and conversations with Destination NSW, Austrade, MyTravel Research and Tourism Australia, Council has considered the following planning and strategies to build on the information contained in the Tourism Opportunity Plan to create the vision and goals for tourism in the Central Coast Region. These include, but are not limited to:

- Tourism 2020
- NSW Food and Wine Tourism Strategy and Action Plan, 2018-2022
- DSSN Destination Management Plan, 2018-2020
- Central Coast Regional Plan 2036
- The Light Regional Council Tourism Plan, 2018-2023
- Tourism plans and strategies from The Sunshine Coast, Kiama, Queanbeyan, Glasgow, Newcastle, Greater Hunter, New Zealand, and Snowy Valleys.

The Tourism Opportunity Plan focuses on future product development to deliver tourism employment. Infrastructure projects within the plan will require further financial and business case development to identify the greatest potential for impact for the Central Coast, no commitment to the infrastructure projects listed should be inferred.

The success of the Tourism Opportunity Plan will be measured through effective partnerships and investment; growing the value of the Central Coast economy and increased community pride and public perception of the Central Coast. Council will review annually and report back on progress through the Destination Management Plan annual reporting.

Consultation

This plan builds on feedback generated from discussions, workshops and engagement with:

- 1 Tourism service providers on the Central Coast through network events and surveys in 2018 and 2019.
- Industry providers on the Central Coast involved in events and venues; Regional Development Central Coast, Destination Network Sydney Surrounds North and local Chambers of Commerce in August 2018.
- Councillors at the workshop on 23 July 2018.
- Internal stakeholders, including representatives from Planning, Open Space and Recreation, Community Partnerships, Natural and Environmental Assets and Strategic Planning, Events and Economic Development, during 2018.
- Tourism Central Coast, Destination Network Sydney Surrounds North, Destination NSW, Austrade and Tourism Australia.
- Regional Councils in NSW and Victoria.

Options

Should Council agree that future product planning and tourism development does require a focussed and collaborative approach, then the option for Council is to continue its current role as a lead in facilitation of the Tourism Opportunity Plan as an outcome of the Central Coast Destination Management Plan.

Alternatively, Council may cease to participate actively in destination management planning and tourism development, with the likely impact that future investment may be ad-hoc and unsustainable, or that the Central Coast misses out on prospective investment opportunities.

Financial Impact

Funding to develop the Tourism Opportunity Plan is currently allocated in the budget for 2019-2020, including feasibility studies for both the emerging trend of RV Tourism - where and how we could benefit – and the exploration of the tourism development of natural, rural areas in the hinterland.

A detailed action plan will identify additional budget that may be required for future financial years to progress Council's actions within the plan and this will be considered through the 3 Year Delivery Program and Operational Planning process for 2020-21.

Social Impacts

Tourism sits across all objectives of the Community Strategic Plan (CSP) 2030 and results of the recent CSP survey findings indicate a strong support for tourism with 79% of respondents identifying that the Central Coast has the potential to grow as a tourist destination. Tourism development brings improvement to services and facilities in a region that can improve the quality of life of its residents. This includes an appreciation of enhanced lifestyle and leisure opportunities arising from tourism development and the direct benefits of local employment and business opportunities.

Environmental Considerations

The Tourism Opportunity Plan for the Central Coast recognises the outstanding natural attractions of the region as an organically attractive component of our region. The plan also proposes some nature-based and soft adventure activities as a growth opportunity. One critical purpose of the plan is to guide tourism development in such sensitive areas to help ensure long-term viability and sustainability of such sectors.

Link to Community Strategic Plan

Theme 5: Liveable

Goal C: A growing and competitive region

S-C4: Promote and grow tourism that celebrates the natural and cultural assets of the Central Coast in a way that is accessible, sustainable and eco-friendly.

Risk Management

There is always a risk to Council reputation from poorly coordinated actions to progress the actions of a strategy or plan. Risk is successfully mitigated through stakeholder consultation and the provision of managed actions in existing and new Council strategies and operational plans.

Attachments

1 Tourism Opportunity Plan - June 2019 D13572508





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Executive summary

Great tourism destinations thrive on experiences – the all-important ‘reasons to visit’. The Central Coast has comfortably meandered its way to be an attractive holiday location amongst some of the other NSW coastal areas.

However without investment or reinvestment in the quality and depth of visitor experiences, the Central Coast region will not achieve its potential as a tourism destination.

A challenge is the negative perceptions about the region that are embedded in the hearts and minds of our target audiences, including our own residents and businesses. Working to change these perceptions requires a collective effort, touchpoint by touchpoint, with a strategic focus on improving even the smallest details that contribute to the overall experience of our region.

The unique advantages for the region should be clear to our visitors and residents, so that we all know exactly what we want to be known for, what we can do and say to create a strategically deliberate set of

perceptions and experiences. The Central Coast can then take and grow its share of the surrounding visitor economy, by becoming a magnetically attractive destination in its own right.

Significant benefits will also flow to our community through vibrant places that improve well-being and are attractive to new businesses and residents; create employment opportunities and investment in new infrastructure and facilities for the enjoyment of all.

To deliver this ambition, we will commit to taking share via regional collaboration, strategic decision making, prioritising experience developments, improving the quality of visitor experiences and destination marketing owned by all.

The focus of the Tourism Opportunity Plan (TOP) is on growing the sustainable tourism value of our region, rather than growing outright visitor numbers. It provides activation opportunities which can be instrumental for the Central Coast in achieving its economic, community and environmental ambitions over the next decade.





Introduction

The TOP provides strategic direction to guide tourism and the opportunities it creates for the Central Coast.

The TOP recognises the strengths of the region and seeks greater efforts to capitalise on these for the sustainability of tourism for the Central Coast economy. The key challenges and opportunities have been identified and consideration given to the current tourism market, consumer research and product review for the Central Coast; alongside global tourism trends, tourism-sector specific research and market behaviours. Opportunities for future tourism capital investment and product development are identified.

Consultation was undertaken to develop this TOP, including with business owners, regional and community organisations and Central Coast Council employees. The TOP also draws on Central Coast Council key strategies and plans, including the strategic priorities for economic development and those in the Central Coast Destination Management Plan 2018-2021 (DMP).

This TOP does not purport to canvas all possible opportunities for the region, or select opportunities based on geographic areas of the Central Coast region.

Guiding Principles

It provides a framework on which to examine new experience development concepts and analyse these around three guiding principles which can influence successful destination management planning:

- Market demand characteristics inclusive of already available target consumer markets, yield potential and global trends
- Links to current competitive strengths of the region, and/or created advantage build in-progress
- Value add to the local community of residents and businesses and their overall quality of life.



From a long list of potential concepts analysed, recommendations have been made about those experiences. Next steps are to build high-level costings and demand forecasts that can be used to facilitate and encourage independent investment or support future detailed analysis and business case development.

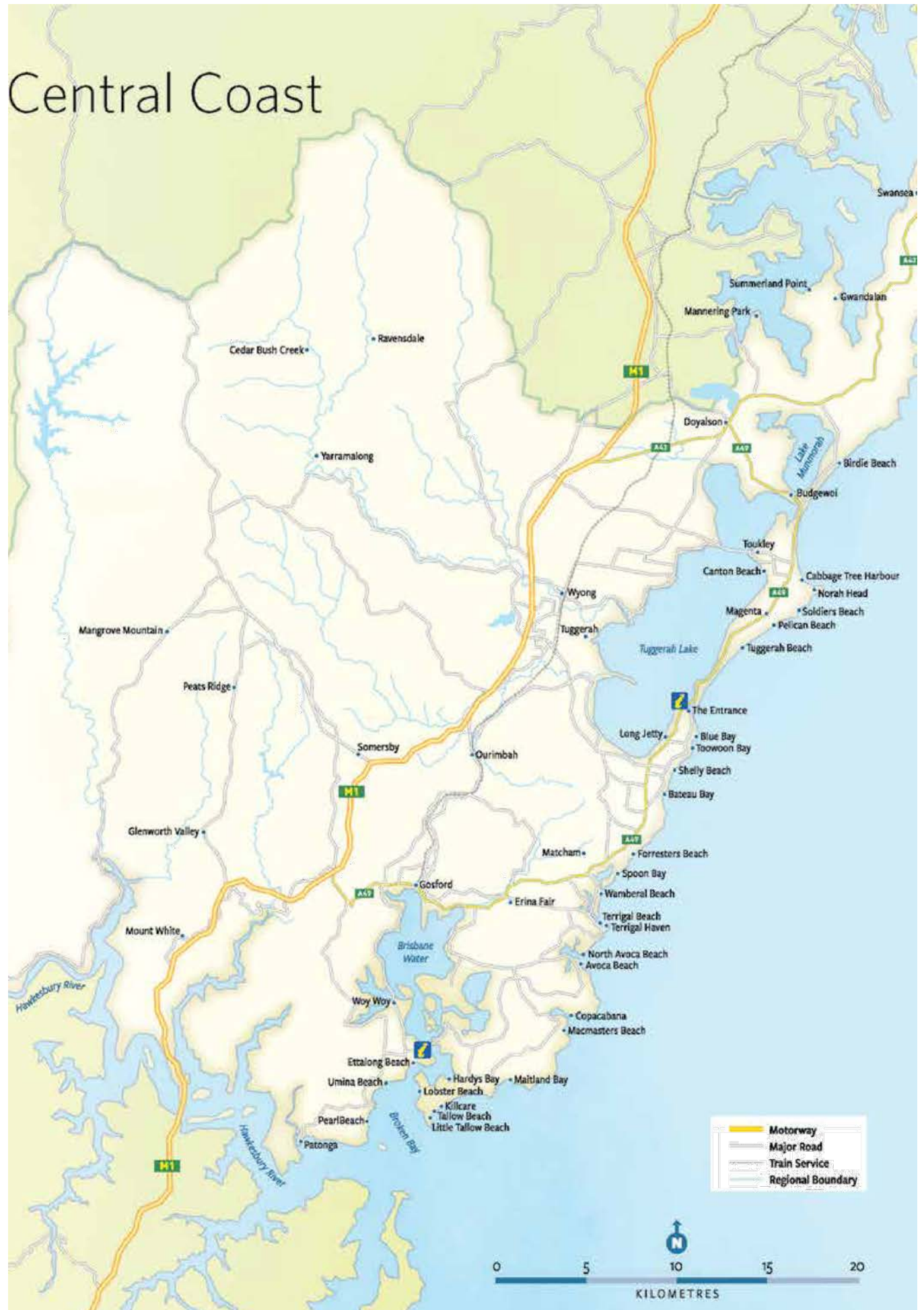
The success of this TOP will be the improved perception of the Central Coast and all that flows from that for resident's quality of life, visitor positive experiences and economic growth. Indicators will be increase in awareness and intentions to travel to the Central Coast, attraction of new markets and investment, visitation and expenditure and satisfied key stakeholders.

Taking Share via Regional Collaborations

The TOP also proactively positions the Central Coast as a key player in various regional strategies, which have been created to work with NSW Destination Networks collaboratively.

The Destination Sydney Surrounds North Destination Management Plan has a priority to help the region north of Sydney maximise available funding programs. The TOP strategically positions the Central Coast to mature its approach to funding opportunities and capitalise on the benefits that can flow to the region.

The NSW Food and Wine Tourism Strategy offers opportunity to leverage government and industry food and wine programs, identify growth initiatives, address limitations such as supply chain constraints, legislative barriers and skills shortages, and provide an environment for industry to grow its networks. The Central Coast, as a relatively immature, albeit growing rapidly, food and wine offering, can benefit from this collaboration.



Our region

The Central Coast is located on the coast of New South Wales, positioned midway between Sydney and Newcastle, providing a population catchment in excess of 5 million people within an approximate 90 minute drive time radius.

The Central Coast is well known for its outstanding natural amenity with the region itself home to nearly 340,000 residents, with further growth forecasts rising to an estimated population of 415,000 by 2036.

The National Highway both links and divides the region, and its proximity to Sydney provides easy short break access while facilitating over 38,000 commuters travelling for work outside of the region each day. Creating local employment and retaining young people (18-29 years) remains a key challenge for the region.

Tourism plays an important role in the region's economy with the largest sectors being retail, manufacturing, property and business services, and health and community services. The tourism industry generates essential expenditure which trickles down and supports businesses throughout the Central Coast economy.



TOTAL VISITOR EXPENDITURE

Central Coast **\$801 million**
 Destination Sydney Surrounds North **\$4.06 billion**
 New South Wales **\$33.2 billion**
 (TRA 2017)

CENTRAL COAST 2024 GOAL



Grow number of tourists above NSW
 average growth in the value and visitation



Grow the value of the visitor economy by \$70M
 per annum

(Central Coast Destination Management Plan 2018-2021)



Situation Analysis

The Central Coast region's potential to improve tourism outcomes has been assessed through consumer research and consultation to identify challenges and opportunities, produce a product and experience review summary and customers and markets summary. Lonely Planet describes the diverse geography of the Central Coast region as the feature that makes it a fascinating destination to visitors from working class and retirees to Sydney socialites and weekenders.

CHALLENGES

- The region is losing market share of the key Sydney outbound visitor market
- No stated distinctive or unique features
- Lack of awareness or poor perceptions of the Central Coast
- Lack of a clear identity and competitive messaging
- Perceived lack of work and activities to retain young people in the area
- Risk in investment and re-investment in product (especially large-scale and boutique)
- Funding changes and reduction in available funds and grants available to smaller, private organisations in region (marketing dollars and capital)
- Lack of research in transport forecasting and funding to build transport and connectivity around the region, especially from train stations
- Location lends itself towards the destination being regarded as a drive through or 'pit-stop' region, along the M1; lack of wayfinding signage on M1 contributes to the issue
- Population has grown, but not at the same rate as jobs and infrastructure
- Lack of wayfinding signage for visitors, once they come through gateways off M1 and all across the region
- Low availability of a range of accommodation options (especially boutique and high-end, although air bnb has somewhat mitigated this)
- Low level of integration with tourism goals and planning scheme
- Lack of established activities and experiences in trails and walkways classification
- Adventures here but undefined and unpackaged
- Perception as a summer destination

OPPORTUNITIES

- Need for a thread to pull all of the region together – an engaging destination brand, clear common vision and mission, compelling positioning, USP for competitive differentiation
- Commitment and engagement of industry
- Collaborative industry and resident marketing to increase curated content and promote the positive changes of the Central Coast (create raving fans and local brand advocates)
- Rise of social media messaging and cut-through
- Enable the activation of waterfront and waterways
- Proximity to Sydney and Newcastle (getaway destination within 90mins)
- Natural beauty backdrop and surroundings – national parks, state forests, lakes, waterways, walkways, headlands, beaches and hinterland
- Organic growth of high-quality restaurants and café culture
- Higher-quality accommodation product to increase diversity and motivation to visit
- Enable and educate industry to dramatically raise service levels as a stand-out feature of the Central Coast experience
- Enhance the appeal of Central Coast through activation of key town centres, arts and culture
- Build strategic partnerships that align with our Destination Brand and Values
- Enable key infrastructure delivery and upgrades
- Leverage DNSW and align with their target growth opportunities
- Explore aging population (grey nomad markets)
- Packaging of products collaboration
- Strong 'Food Industry' to connect with the local agriculture industry for Agri-Tourism
- Research on the future traveler market (i.e. millennials vs baby boomers)
- Potential for an Ambassadors Program to include locals into a VFR campaign
- 150 villages



We must create
a paradigm shift
in perceptions

Product and experience review

The Central Coast has obvious strengths in beach, coastal and nature-based experiences. From the perspective of attracting new investment, analysis highlights a number of considerations in common with other NSW coastal destinations and some that are uniquely relevant for the Central Coast.

Challenges for the Central Coast remain:

Perception problem. A perception problem in its core Sydney visitor market – with perceptions either being negative or having a limited level of perception/awareness. New and improved reasons to visit are required to help change these entrenched perceptions.

Monetisation. A large proportion of the activities enjoyed by visitors to the Central Coast are relatively low value (informal walking, self-guided mountain biking and visiting the beach etc.). While the Central Coast area's average daily expenditure compares favourably with most of its NSW south coast neighbours, more can be done to grow daily visitor yield.

Depth and range of accommodation. The profile of the Central Coast's commercial accommodation stock is distinct – beds and room-stock available from sharing accommodation outnumber commercial provision. Hotel stock is limited at present. The relatively low level of hotel stock is a function of a number of factors – large day visitor market, low level of Meetings, Incentive,

Conference and Exhibition (MICE) activity and the seasonal nature of the destination. From a longer-term perspective, increasing the depth and range of experiences is essential in terms of improving Central Coast's appeal from an investment perspective.

Depth of food and drink. Visitor expectations in terms of authentic food and drink experiences have risen significantly over recent years – a base level of provision is an essential destination component, not an option. While the Central Coast region has a number of artisan providers and larger businesses, lack of depth in service offerings means that it cannot currently be regarded as a 'foodie' destination.

Lack of 'Wow' factor. Increasingly destinations are judged by their standout or signature experiences – the experiences that the destination is known for which act as key motivators for trips. The Pelican Feeding as well as a number of key adventure sports activities are the features most closely associated with Central Coast. New investment is needed to create new reasons to visit.

There are a number of other considerations for attracting new tourism investment to a region and for the Central Coast these are:



Family-friendly. The range of family-friendly experiences is a core strength – ranging from soft adventure to beaches.

Nature-based experiences. Extensive coastline and hinterland provide nature-based options for visitors, including a network of trails and walkways.

Soft Adventure. A strong set of 'soft adventure' experiences, including adventure parks, trails and surf breaks and beaches to suit all tastes. There is however a lack of paid adventure experiences.

Trading patterns. Strongly focused on daytime activities, with limited twilight and evening experiences. Longer opening periods (beyond 3pm) for shops and restaurants would need to be sustained by local demand as well as visitor markets.

Arts, culture and music. A local arts, culture and music scene can contribute to the overall visitor experience.

Indigenous experiences. While an extensive range of indigenous experiences are not currently easily accessible by visitors, there is history and culture that offers a rich range of stories and opportunities for this growing cultural heritage tourism market segment.

Events. A strong program of events plays an important role in the Central Coast area's overall 'vibrancy' offering to visitors.

Accessibility and inclusion. A growing tourism market segment that requires training for business and the community to both develop and promote Central Coast as an accessible community and holiday destination for those with disabilities.



Customers and Markets

Focusing on customers and markets that can offer the best return on investment is an essential strategy in the context of today's global competitive tourism markets. Informed by visitor analytics, consumer research and the Central Coast destination offerings, three key customer personas have been developed. Each of the customer personas are not just united by their age and demographic, but also their aspirations, challenges, wants and needs when it comes to visiting the region.

Blooming Families

The audience are very family focused and highly value experiences and time spent with their family unit
Household size 3-4



28%

Active Travel Couples

The audience are extremely adventurous, chasing both landmark and off-the-beaten track experiences
Status Married, Defacto, Engaged



30%

Developing Families

The audience are extremely busy juggling day-to-day and find it hard to relax and unwind
Household size 5+



42%

Motivation

I like to go away on weekends and spend time with family and friends

I like to go away on weekends
I'm always very active on holidays

I enjoy holidays where everything is organised for you
On holidays I do as little as possible

Challenges

Wouldn't travel to do things I can do locally, avoid long distance travel times

Locations must facilitate activities and facilities that help build moments and memories

Need activities for different ages and value for money

Opportunities

Showcase quick weekend and outdoor escapes geared towards toddlers

Showcase adventure enthused outdoor weekend escapes

Showcase quick weekend and outdoor escapes geared towards kids.



Blooming Families



Active Travel Couples



Developing Families

How do they research*



1. Search
2. Family and Friends
3. Previous experience
4. No previous research done
5. Travel websites
6. Guidebooks



1. Internet Search
2. Friends, Relatives, colleagues
3. Previous Experience
4. Accommodation/experience provider
5. Travel Websites
6. Travel Guides
7. Advertising/Marketing



1. Search
2. Previous experience
3. Family and Friends
4. No previous research done
5. Travel websites

How do they book



1. Direct with accommodation provider via web
2. Direct with other provider via web
3. Do not book anything
4. Specialised travel website
5. Travel agent



1. Direct with accommodation provider via web
2. Direct with other provider via web
3. Do not book anything
4. Specialised travel website



1. Direct with accommodation provider via web
2. Direct with other provider via web
3. Do not book anything
4. Specialised travel website
5. Travel agent

How do they travel?



Own or company car or Rental Car



Own or company car or Rental Car
Rail (small) Water-based (very small)



Own or company car or Rental Car

How long and where they stay

**3.9
nights**



1. Holiday parks
2. Holiday house
3. Cottage
4. Motel
5. Resort

**2.2
nights**



1. Resort
2. Spa retreat
3. B and B
4. Cottage
5. Holiday house

**4.4
nights**



1. Camping
2. Caravan
3. Holiday park
4. Holiday house
5. Cottage

**YT Dec 2018) against HVT Segment data from TEQ and based on industry experience and other published studies
<https://cdn1teq.queensland.com/~media/e3772d1ceaff47a4ab8503d777cd540b.ashx?vs=1&d=20180606T134825>*

Strategic Pillars

The three strategic pillars aim to achieve the goals as outlined in the CCDMP to grow the value of the visitor economy, to target off-peak growth, to leverage natural and built assets in the region, to foster community support and to ensure the value of the Central Coast destination grows at a rate above the NSW average growth.

Three strategic pillars:

1. Creating advantage and changing perceptions with a destination brand strategy
2. Improving 1000 Little Things
– *sweating the small stuff*
3. Strategically aligned independent investment opportunities.







Create your
own adventure,
every day

Destination Brand Strategy

What is a Destination Brand?

Destination branding is about identifying the destination's strongest and most competitively appealing assets, building a story from these and running this narrative consistently through all marketing and communications.

2021 Vision:

The Central Coast region as a vibrant, magnetically attractive place to stay and play.

Our Mission:

The Central Coast is a creative enclave – yes, right now. It is home to a plethora of makers and creators – professional dancers, actors, writers, musicians, film-makers, visual artists and performers – of global importance and talent. Our mission is to enable, support and grow this vibrant and exciting enclave by attracting like-minded Makers and Creators, all interpretations of creative thinkers and doers, from all parts of Australia, to create a truly unique advantage for our region, which will help us to achieve our vision.

Strategic Objectives:

- Change the perceptions of the Central Coast to create a desirable place to live, work and visit
- Create raving fans and brand advocates across all audience buckets – visitors, businesses, residents

Creating Competitive Advantage with our Positioning:

The Central Coast is dynamic, layered, complex, and is filled from tip to toe with interesting pockets and places to explore. There are unique opportunities everywhere you look for creating your own adventure... in business, innovation, exploration, arts, culture, great food, quirky shops and more. All of these layers and pieces make up the rich and unique tapestry of our region, created by the everyday adventures of the people who live, work and visit here. Here on the Central Coast, **we are Makers and Creators**, enabling, supporting and celebrating the creative hands, minds and personal adventures of all who wish to join us.

TAG: **Create Your Own Adventure, every day.**



Key messages:

Life is an adventure! Whether it's a business venture, a long weekend away, an artistic expression, a simple idea that creates a complete paradigm shift – here on the Central Coast you can create your own adventure, big or small, every day.

The unique opportunity for life on the Coast – whether living, working or visiting – is the freedom to create it your own way. *Create Your Own Adventure, every day.*

Target Audience:

- Visitor to NSW, including people visiting friends and family that live on the Coast
- Creative and innovative business
- Local residents living in-region
- Residents of Sydney and other regions, looking for a new home, with reasonable access to a major city

By considering factors including; potential funding, available opportunities and hierarchy of influence, the short term focus has been strategically limited to the above four segments. By leveraging these segments in order to measurably increase perception change of the Central Coast in the first instance, a halo effect can

be created which encompasses the national Australian and overseas inbound segments, this will position the destination positively for when the strategy is able to broaden and start directly targeting these markets further afield. We weave our brand promises into all marketing and communications, to the three audience groups of visitors, businesses and residents, so they begin to understand:

- How they will feel when they are here
- What they will experience that is unique and special
- Why they should choose to live, work, visit here over all other places

Brand Personality:

Creative, vibrant, innovative, naturally beautiful (inside and out), smart, progressive, calm, intelligent, future focused.



Improving 1000 Little Things

What if we approached the tourism opportunities available from a different perspective? What if, instead of proposing or investing in just three or four new BIG things for the Central Coast, that take a substantial amount of funding, effort and time, why not *sweat the small stuff* and also focus on **1000 Little Things We Could Do**?

There are so many “little” things that need to be done all over the region! When we asked a small group of stakeholders what they would do, we got a flood of ideas! As part of the development of the 1000 Little Things concept development, an initial round of engagement has been undertaken to investigate this concept as a tourism opportunity in itself. Stakeholders were asked to consider: If you could choose ‘5 little things’ you would improve across the Central Coast region, that would benefit our residents, visitors and businesses alike, what would you choose?

The benefits of this opportunity is that “Little things” can be accomplished fairly quickly and easily, without a big project plan or lots of approvals. They can be undertaken by Council, residents or industry and can be defined as anything that improves the experience of our region, however small, from the aesthetics of the physical region to better food & beverage service levels or extended retail hours at local businesses.

The suggestions for 1000 Little Things that we could do fell into three broad categories:

1. Better Customer Experience with Improved Aesthetics & Atmosphere

This category highlighted little things that could be done to improve the look and feel of our region on a tangible and tactile level. These little things range from keeping our streets and towns clean and tidy to allow for better utilisation of the regions amenities.

Example Little Things:

- Install new modern signage - uniform suburb and gateway signage for brand consistency
- Modernising our physical Visitor Information Centre
- Developing methods to make public bathrooms, play areas and shared spaces more user friendly and tidy.

2. Revitalising our places. Activations to Encourage and Facilitate Visitor Dispersal across the Region

This category aims to encompass little things that embrace art and music within our public spaces, utilisation of the regions natural assets and assisting people to find their way across the destination.



Example Little Things:

- Initiatives to support live music and regional beautification through artists and creatives
- Develop strategies to develop wayfinding signage and activations for shared spaces and places
- Encourage the repurposing of heritage buildings and community spaces.

3. Foster positive perceptions by upskilling and developing local business

This category delves into the management and undertaking of business in the Central Coast region from improving customer experience, incentivising businesses to improve local offerings and engaging locals to activate the destination.

Example Little Things:

- Help private industry better understand how to improve their service levels with training programs
- Undertake more smaller incentives to relocate larger corporate business to the Central Coast
- Establish a Visiting Friends and Relatives program to activate our residents to become local ambassadors.

There really are **1000 Little Things That We Could Do**, which, collectively, would make a BIG difference to the experience the Central Coast offers, whether living, working or visiting the region.

Therefore this becomes more than just a tourism opportunity plan for business and investors – it is about creating opportunities for everyone to make a real difference when it comes to changing perceptions of the Central Coast, with a cohesive strategic direction and a Reason-to-Believe, or Purpose.

When our Tourism Opportunity Plan works together with our Destination Brand Strategy, we can all work toward giving visitors a better experience, bringing greater success to businesses of all sizes here on the coast, and providing a better quality of life and stronger pride-in-place for residents.

The next step to turn this concept into an opportunity is to identify the stakeholders who can both suggest and activate the 1000 little things.

And the best part about **1000 Little Things** is that they can all start *now* and everyone can participate and contribute. It is a cohesive collection of strategically deliberate small changes, which feel easier, more manageable, less costly – things that can produce some immediate results to start, and quickly start to shift the energy, the experience and the perceptions to P for Positive.



Investment Opportunities

Activation and investment can deliver experiences that complement and add value to the Central Coast landscape, precincts and existing experiences. Plus foster those experiences that are not yet fully formed but contribute to the region's unique positioning. These experiences are a mix of both easy implementation and aspirational long-term visionary experiences that while innovative, would require significant further detailed analysis to determine feasibility. They all have in common the potential to drive further economic activity for the Central Coast through place activation, new product development and enhancing the region's places and spaces.

Place Activation

Place activation creates a destination within a destination, encourages social adventures and exploration, and brings energy and excitement to the streets, town centres and open spaces. Additionally, these projects create new community connections and work to build the story of a place. Activation can be expressed in a multitude of ways through arts and culture, food and beverage, play, performance, health and well-being and feel-good contributions to like-minded causes.

Activation initiatives can be an opportunity for communities and Council to contribute to the overarching "surround-sound" Destination Brand, creating the strategically deliberate perceptions and experiences that build the brand and positioning, touchpoint-by-touchpoint. These concepts contribute to the aggregate attractiveness of the region and can support visitor dispersal around the region and reasons to stay longer.

We are Makers and Creators. This is the Central Coast.

Food and Beverage Exploration Trail

The depth of food and drink product for the Central Coast continues to expand at the same time as the niche *Agritourism Experience Seekers* – who want to value the experience of the whole lifecycle of produce from paddock to plate. Events such as the annual Harvest Festival encourage this activity in the region's hinterland. A combination of marketing support and

business development can aid capacity building with local producers and farm door operators to simply enhance the appeal of behind the scenes tours and tasting experiences, showcasing our outstanding range of food and beverage Makers and Creators, for this market. Investment to develop can be in the range of \$100,000 - \$120,000.

Art and Sculpture Trail

As a creative enclave, the Central Coast is already home to a plethora of talented sculptors and installation artists, our Makers and Creators in the fine arts. Combining a regional sculpture trail with an app/digital tech platform and commissioning local artists can greatly contribute to regional image and perception change. Successfully delivered large scale, 'instagrammable' public art can attract an increased market share to the coast and provide one of the Wow Factor touchpoints we seek to add uniqueness to our experience. Investment of around \$2-3 million has the potential to generate over \$93 million in visitor expenditure within five years.

Twilight Economy

Again as a creative enclave, our region is home to many musicians and performers of globally recognised talent; however, we need to better support these entertainers with an expanded choice of places and spaces, times and dates, from which they can entertain our visitors and residents. We have also noted in our visitor research that our hours of operation for food and beverage venues and retail shops are potentially limiting to our overall experience. One such expansion could lie in the opportunity to encourage and support a Twilight Economy here on the Central Coast.

Recent 2019 analysis by Deloitte Access Economics has found economic activity after dark in Sydney is now worth \$27 billion a year and supports more than 230,000 jobs. But it could be far bigger. The report states Sydney is missing out on about \$16 billion a year because its night-time economy is underdeveloped. To pull it up to compete with other globally important cities and destinations, a range of sectors would need to expand services after dark including arts and culture, retail and entertainment.



"A vibrant night-time economy creates a range of opportunities for providers and users; from 24-hour gyms and supermarkets to late-night art galleries, to extended shopping and transport choices," the report says. Arts and Culture, including live music and performance, was highlighted as a catalyst to growth.

The total economic visitation value of arts and cultural infrastructure and events in NSW is \$1.4 billion per year and the value of this to broader society is \$484 million per year, the Deloitte report said.

Culture and Education

Heritage Tourism

Heritage tourism provides diversity to the visitor experience, creating unique and authentic experiences of places, stories, and activities that express our local culture and identity, and extend beyond the current bush and beach focus. Heritage provides a direct contribution to the visitor economy through its involvement with enhanced tourism infrastructure, products and services. It results in a more diversified visitor pattern by encouraging reasons to visit outside of peak times (eg summer) and at different times of the day and week than traditionally experienced (eg supporting growth of the night time economy). A growth in cultural and heritage tourism on the Central Coast can be achieved by positioning heritage at the forefront of innovative, creative and contemporary heritage interpretation and public art, including graphics, multisensory media, pop ups, digital media, soundscapes, light installations and tactile installations. Key outcomes of heritage tourism include job creation, a sense of place and pride, repositioning of town centres as destinations, and the revitalisation of urban places and civic locations.

Educational Eco Hub and Indigenous Experience at Terilbah Reserve, The Entrance North

This concept is focussed on creating a reason to visit and drawing in new visitor markets to the Central Coast as interest in 'eco-travel' trends continues to grow. It includes four components around an educational research centre and tourism attraction, interpretative experience on the region's indigenous heritage, an innovative viewing tower and soft adventure activations such as kayaking and connection to shared pathway. It directly links to many of the region's other existing experiences and could capture the growing demand for education based holidaying, as well as fill mid-week visitation through schools. Investment of around \$4-5 million has the potential to capture a share of a market worth \$414 million in the Sydney surrounds north region.

Open Spaces

While the region currently offers a great range of outdoor activities and opportunities to explore nature, it lacks larger, signature experiences and attractions. Several longer-term, ambitious projects have been proposed to fill this gap in our destination offering, such as a Wave Park and Floating Leisure Precinct. In addition, there are few smaller, shorter-term initiatives available that highlight the best that the nature of the region has to offer, continuing to activate our great outdoors for both visitors and residents, and highlighting our natural beauty.



Smaller, shorter-term initiatives nature-based attractions and experiences:

- Bikes, Trails and Pathway Infrastructure
- Waterways activations, both along our waterfrontage and on Brisbane Waters
- Walkways and Trails with added arts and culture, heritage value

Longer-term, ambitious projects:

Floating Leisure Precinct at Tuggerah Lake with connecting Shared Pathway

Tuggerah Lakes are a great tourism asset, currently with limited activations. This ambitious proposal with a floating café, event stage and walkway provides a relatively high balance of risk and reward, whether the initiative is private or public-sector led. Most importantly any feasibility must be conducted with protecting the environment as paramount importance. Investment of around \$10-12 million has the potential to capture a market of around \$33.5 million over five years.

Soft Adventure Cluster - Simulated Wave Park / National Surfing Reserve / Mountain Biking trails upgrade

The emergence of Wave Park technology delivering simulated open surf conditions, but in safe and controlled environments is a new tourism experience gradually becoming available in more places around the world. This concept clusters this with additional soft adventure activities, tapping into one of the existing identifiers for the Central Coast. These are upgrading suitable mountain

biking trails, recognition of Central Coast's beaches as a National Surfing Reserve and development of a new standout, large scale soft adventure tourism experience – such as a Simulated Wave Park. Investment of around \$20 million could have the impact of capturing one per cent additional market share in this soft adventure segment, with the potential to generate over \$213 million in visitor expenditure within five years.

Accessible Tourism Activation Strategic Initiative

There is a growing demand for accessible and inclusive tourism experiences across the globe. While a formal project or investment opportunity has not been identified during this project, the scale of market potential is evident and it is recommended that Council pursue concepts in this area as a medium priority. As costing is site specific, further investigation is required into this opportunity, once a proposed site is selected by Council.

An abridged case study, specifically the 'Food and Beverage Exploration Trail' can be found in the Appendix of this document, it has been included in order to provide an example of how a case study can be developed for each of the potential investment opportunities.



Delivery Model

While recognising Central Coast Council's leadership role for this TOP, the delivery model relies on the actions of key stakeholders, partnerships and planning priority actions across some key thematic areas.

Effective partnerships are essential in leading to activation and investment to deliver experiences that complement and add value to current Central Coast landscapes, precincts and existing tourism experiences. Plus foster those experiences that are not yet fully formed, but contribute to the region's unique positioning.

The role of key stakeholders are outlined in the below table:

Central Coast Council (CCC)	<ul style="list-style-type: none"> • Lead the collective ownership and delivery of the Plan • Advocacy for tourism infrastructure and funding • Value tourism impacts in decision marketing • Deliver on the CCDMP • Maintain Council owned infrastructure in line with visitor expectations • Share the story with the local community and equip them to be ambassadors
Tourism Industry Businesses (TIB)	<ul style="list-style-type: none"> • Commit to, and participate in the Strategic Plan • Advocacy for funding and improvements • Collaborate with each other • Invest for change • Delight the visitor
Tourism Advisory Committee	<ul style="list-style-type: none"> • Knowledge, expertise and insights • Steer the sector to address challenges and opportunities • Guidance on regional collaborations • Advocacy for tourism outcomes
Regional Stakeholders, Business Chambers and Other Networks	<ul style="list-style-type: none"> • Advocacy for tourism outcomes • Exchange information with members and other stakeholders • Initiate and facilitate collaborations
Destination New South Wales and Destination Networks (DNSW)	<ul style="list-style-type: none"> • Deliver on NSW Visitor Economy and associated strategies including maximising regional visitor growth • Be industry research and insights leaders • Connect tourism businesses with business support programs
Other State Government Departments	<ul style="list-style-type: none"> • Influence on important issues for tourism: investment attraction; skills shortage and training; transport connectivity; environmental stewardship



Our Priority Actions:

Focus	Action	Timeframe	Who
Destination Marketing	Strategy with a coherent narrative that inspires and provides compelling reasons to visit	Immediate	CCC DNSW
Leadership and capacity building	Foster service excellence and skills growth for tourism businesses to help themselves with create their own opportunities for collaboration Use the destination positioning and experience offer of the Central Coast to contribute to the revitalisation of town centres	Immediate	CCC
Strategic Partnerships	Seek our share of visibility and increased investment by Destination New South Wales in the Central Coast Be an active partner in the Gosford City transformation	Short to Long Term	CCC DNSW TIB
Culture and Heritage	Amplify our cultural products and makers and creators to add vibrancy to the region	Mid to Long Term	CCC
Experience development	Further investigation of new ambitious initiatives and other experiences to prioritise and stage next steps, including feasibility studies, business cases and investment models	Short to Long Term	CCC DSSN TIB
Investment	Influence stakeholders and create incentives to attract the right kind of investment in the Central Coast	Mid to Long Term	CCC DNS TIB
Enabling the enablers	Reflect the vision and direction in Council's planning, policies, processes and decision-making	Mid to Long Term	CCC
Town Centres	Enable and facilitate Town Centre Activation Plan	Short to Long Term	CCC
Hinterland Strategy	Create a strategic plan to enable the development of tourism, including accommodation and attractions, in natural, rural areas	Mid to Long Term	CCC
RV Tourism	Conduct feasibility study and begin exploration of how and where the region could benefit from the emerging trend of RV Tourism among the 50+ existing target market	Mid to Long Term	CCC



Activating food
and wine activities
and experiences

Appendix

Development of a Food and Beverage Exploration Trail - an approach

Activating food and wine activities and experiences in the region through the creation of a Food and Beverage Exploration Trail. This would also involve capacity building with local producers and farm door operators to further enhance the appeal of behind the scenes tours and cellar door tasting experiences.

1. Identification of a food and beverage exploration trail and drive route with supporting marketing plan, including the development of a smartphone based wayfinding app;

On initial investigation, it was found that Central Coast has several local craft food and beverage providers dotted throughout the coast that provide visitors with the opportunity to sample local produce, “meet the maker” and learn about the production techniques.
2. A review of local government policy and regulations around tastings, farm door sales and development approval for commercial infrastructure (e.g. bar and restaurant development, live music and RSA) to assist in fostering the organics growth of this market;

Through undertaking a full cellar door / agritourism product audit including targeted community and industry stakeholder engagement, Central Coast can define key areas to be improved to enable additional growth in this market. This may relate to assistance in permit applications, live music licences and DA approval for Farm/Cellar Door infrastructure. While it was outside the scope of this project to conduct a full stakeholder engagement of this sector, a desktop gap analysis has revealed a significant lack of agritourism business when compare to LGA areas such as Port Macquarie, Hunter Valley and Mid-North Coast.

3. Development and execution of a Council sponsored capability building/mentoring program for local agritourism operators and craft food and beverage producers.

The program should have a focus on experience development and education in accessing grant/funding, small business support services and updates on regulations and policies relevant to the industry. Masterclasses in being international ready and social media are also valuable opportunities for small to medium business owners looking to leverage additional tourism industry revenue streams for their business.

Enablers and Implementation Considerations

- Confirm in-principal support for the concept from Council
- Identify resources for a full business plan covering business case, budget allocation, project design and costings. The plan should also cover;
 - o An audit of existing operators
 - o Stakeholder engagement and partnership development.
- Investigate grant support from sources such as the Building Better Regions Fund to contribute to the cost of local tourism operator capability building mentoring program.

The above is an abridged case study to provide an example of how an investment opportunity is further refined and established as a potential project to be undertaken within the region.

Full case studies for each investment opportunity outlined can be found in a separate document *Tourism Opportunities – Preliminary Analysis*. These completed case studies included investigation the opportunity's problems and challenges, supporting opportunities, potential locations, any design detail, implications for the destination, governance and business modelling, partnerships, likely target markets, potential economic impact, estimated development costs, risk appraisals, and a recommendation.



Central Coast Council
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49 Mann St / PO Box 21 Gosford NSW 2250
P 1300 463 954

DRAFT JUNE 2019

Item No: 4.7
Title: Playspace at Johns Road Wadalba
Department: Environment and Planning



24 June 2019 Ordinary Council Meeting

Trim Reference: F2018/01733 - D13527558
Author: Katherine Simmons, Open Space and Recreation Planner
Manager: Brett Sherar, Unit Manager, Open Space and Recreation
Executive: Scott Cox, Director Environment and Planning

Report Purpose

The purpose of this report is for Council to consider options for delivering a playspace at Johns Road, Wadalba as resolved by Council at its meeting of 26 November 2018.

Recommendation

That Council endorse Option 1 - Design and construct of a new playspace at Lot 229 DP1213339 Johns Road, Wadalba in the 2020/21 financial year as recommended in this report.

Background

At its Ordinary meeting of 26 November 2018, Council unanimously resolved as follows:

- 1140/18 *That Council note the various petitions that have been circulated regarding a lack of children's park on Johns Road Wadalba including the Change.org petition, social media petitions and the petition submitted via email to Wyong Ward Councillors by local residents.*
- 1141/18 *That Council respond to community concern and lack of amenity in a strategic growth region by organising a briefing for Councillors at the earliest possible convenience to identify why the plans for the park at Johns Road opposite Orchid Way were shelved or not yet enacted by the responsible organisation.*
- 1142/18 *That at the briefing potential options for Council or other relevant parties to construct a suitable park, play space or recreation area for the many young families that are moving into the new housing estates be discussed and investigated.*
- 1143/18 *That Council, subsequent to the briefing, prepare a report to come to a Council meeting regarding potential options for delivering this important piece of strategic infrastructure for the many young families that live work*

4.7 Playspace at Johns Road Wadalba (contd)

and play in our strategic growth regions within a reasonable time frame (e.g 12 months)."

A briefing to Councillors was held on the 8 April 2019 which addressed item 1142/18 above and presented an overview of Open Space and Recreation's playspace program, an update on planning for playspaces and information and recommended timing for the construction of the children's park on John's Road, Wadalba.

The Site

The current vacant lots at 30 and 32 Voyager Rd Wadalba (opposite John's rd.) as shown in figure 1 below and consists of 2 lots:

1. Lot 229 DP 1213339 (3332m²) - registered on 26/11/2015 and transferred to Council as Public Reserve.
2. Lot 45 DP 1207188 (1669m²) - registered on 24/4/2015 and transferred to Council as Drainage Reserve



Figure 1: Location of future playspace at Johns Road Wadalba

As part of the transferal of these lots to Council, a playspace was to be installed to support the adjacent residential sub division.

There is no current design for this playspace

Council has Twenty Five Open Space and Recreation Playspace upgrades listed for the 2019 / 2020 financial year Capital Works program. This includes two Regional, three x District and twenty Local playspaces.

It would be feasible for the delivery of the new playspace as part of 2020 / 2021 financial year Operational plan.

The Proposal

The following options are proposed for the delivery of the new playspace:

Option 1

Design and construct the new Johns Road playspace in the 2020/21 financial year. This option will also allow preplanning for survey and request for quotes

Comment

Recommended – Due to the need to undertake preliminary works and that Open Space project team resources are fully allocated for 2019/20.

Option 2

Design and construct the new Johns Road playspace in the 2019/20 financial year by providing additional resources to deliver these additional works as existing resources are at capacity.

Comment

Not recommended – Due to no preliminary works or approval having been completed including site survey, geotechnical assessment or draft site plan.

Option 3 - Not recommended

Design and construct the new Johns Road playspace in the 2019/20 financial year by removing an existing project of similar size from the approved capital budget.

Comment

Not recommended – Due to no preliminary works or approval having been completed including site survey, geotechnical assessment or draft site plan and the draft Operational Plan has been exhibited raising expectation that project identified in the plan will be undertaken.

Financial Impact

There is currently \$326,037.57 funding available in the s7.11 Warnervale District Development Contributions Plan for the design and construction of this playspace. There will be no financial impact to proceed with option 1 as the funding available will be factored into the 2020/21 Capital Expenditure budget.

Link to Community Strategic Plan

Theme 5: Liveable

Goal K: Out and about in fresh air

B-B4: Activate spaces and places to complement activity around town centres, foreshores, lakes and green spaces for families, community and visitors.

Conclusion

When constructing a new playspace, not just replacing an existing one, there is a lot more detailed planning and approvals required prior to construction. This project is not just a replacement playspace but an entirely new park/playground construction that will include the need to plan and install services such as water and electricity, pathways, drainage and possibly earthworks.

If the above recommendation is resolved, staff will undertake the preliminary works in the 2019/20 financial year allowing for construction in 2020/21.

Attachments

Nil.

Item No: 5.1
Title: Response to Reports Due to Council - Dredging
Department: Environment and Planning



24 June 2019 Ordinary Council Meeting

Trim Reference: F2018/00020-07 - D13570860

Author: Peter Sheath, Section Manager, Waterways

Manager: Luke Sulkowski, Unit Manager, Natural and Environmental Assets

Executive: Scott Cox, Director Environment and Planning

Report Purpose

To provide an update on the timeframe for submission of a report back to Council regarding dredging on the Central Coast.

Summary

At the Ordinary Meeting of Council on 29 April 2019, Council resolved, in part, as follows:

339/19 That Council note the request that the report resolved at the 8 October 2018 Ordinary Meeting on Item 6.4 – Notice of Motion – Central Coast Dredging be brought back to Council as soon as practicable.

At the Ordinary Meeting of Council on 11 June 2019, a response to Q67/19 was provided in response to a question asked by Councillor Marquart at the Ordinary Meeting on 8 April, 2019 as follows:

It was resolved during the 8 October 2018 Council Meeting that the Chief Executive Officer would develop a business case in regards to the Central Coast Council owning or leasing a suitable dredge that could meet the waterway dredging needs of the Central Coast and could also be leased to alternate entities. When will this business case be tabled to Councillors?

Recommendation

That Council receive and note the report on Update on Report Due to Council - Central Coast Dredging.

Background

Further to the response provided to Q67/19, which advised that;

A report in response to the *Notice of Motion – Central Coast Dredging* adopted by Council on 8 October 2018 is being prepared and will provide information regarding the feasibility of dredging across the entire LGA.

To supplement this report, Council has commissioned GHD consultants, to provide a report to assess the feasibility of dredging at The Entrance and review methods, machinery and costs. GHD are aiming to provide the draft report to Council **by late May 2019**.

A report, with the consultant's report attached, will be submitted to Council once the consultant's report has been received and finalised. At this stage it is anticipated that the report will be presented to Council in June 2019.

This is an update to advise that the GHD report referred to above was received by Council on 5 June 2019 and is currently being reviewed by Council staff. Furthermore Council staff are currently in communications with the NSW Environment Protection Authority in respect to a Show Cause Letter dated 13 May 2019 about alleged dredge licence breaches in November 2018. Amongst other things, senior Council staff met with senior EPA officers on 22 May 2019.

It is now proposed to submit a report in response to *Notice of Motion – Central Coast Dredging* adopted by Council on 8 October 2018 to the Council meeting **on 22 July 2019**.

Link to Community Strategic Plan

Theme 3: Green

Goal F: Cherished and protected natural beauty

F1: Protect our rich environmental heritage by conserving beaches, waterways, bushland, wildlife corridors and inland areas, and the diversity of local native species.

Attachments

Nil.

Item No: 5.2
Title: Meeting Record of the Gosford CBD and Waterfront Advisory Committee held on 8 May 2019
Department: Environment and Planning



24 June 2019 Ordinary Council Meeting

Trim Reference: F2018/00101 - D13550892

Executive: Scott Cox, Director Environment and Planning

Report Purpose

To note the Meeting Record of the Gosford CBD and Waterfront Advisory Committee held on 8 May 2019.

Recommendation

That Council receive the report on Meeting Record of the Gosford CBD and Waterfront Advisory Committee held on 8 May 2019.

Background

The Gosford CBD and Waterfront Advisory Committee held a meeting on 8 May 2019. The Meeting Record of that meeting is Attachment 1 to this report.

There are no actions recommended to Council. The Meeting Record is being reported for information only in accordance with the Terms of Reference.

Link to Community Strategic Plan

Theme 4: Responsible

Goal G: Good governance and great partnerships

G3: Engage with the community in meaningful dialogue and demonstrate how community participation is being used to inform decisions.

Attachments

- | | |
|--|-----------|
| 1 Gosford CBD and Waterfront Advisory Committee Meeting Record - 8 May 2019 | D13555303 |
|--|-----------|

Draft Gosford CBD and Waterfront Advisory Committee Meeting Record 8 May 2019



Location:	Central Coast Council Gosford Administration Building Level 1 Committee Room 49 Mann Street, Gosford	
Date:	8 May 2019	
Time	Started at: 4.07pm	Closed at: 4.08pm
Chair	Mayor Jane Smith	
File Ref	F2018/00101	

Present:

Mayor Jane Smith, Councillor Louise Greenaway, Councillor Chris Holstein, Michael Conroy, Joy Cooper, Dianne Haydon

External Agencies present:

Robert Hodgkins – Department of Planning and Environment, Louise Starkey – Department of Planning and Environment

Council Staff present:

Matthew Prendergast – Acting Executive Manager Innovation and Futures (for Scott Cox – Director Environment and Planning), Jamie Barclay – Unit Manager Economic Development and Project Delivery, Glenn Cannard – Unit Manager Community Partnerships, Gary Hamer – Section Manager Urban Growth Strategies, Anumitra Mirti – Section Manager Environmental Strategies, Sharon McLaren – Senior Project and Research Officer, Zoie Magann – Advisory Group Support Officer

Item 1 Apologies and Acknowledgement of Country

Councillor Rebecca Gale Collins, Councillor Kyle MacGregor, Rod Dever, Chris Krogh, Edwina Nikora, Caine King – Urban Development Institute Australia, Nicola Robinson – Central Coast Regional Development Corporation (CCRDC), Corinne Thompson – Roads and Maritime Services

The Chairperson, Mayor Jane Smith, gave an Acknowledgement of Country.

In accordance with Section Three of the adopted Terms of Reference, there were insufficient voting members present to achieve a quorum, and the meeting was adjourned. Those present chose to informally discuss the following items, however no notes were taken and no actions could be made.

- Item 4: Development Proposal for the Kibbleplex site (DA by the Lederer Group)
- Item 5: Somersby to Erina Corridor Planning Strategy
- Item 6: Calendar of Events in Gosford
- Item 7: Car Parking in Gosford
- Item 9: Sustainability Strategy and IPR Reporting Requirements

Draft Gosford CBD and Waterfront Advisory Committee Meeting Record
8 May 2019



Next Meeting: **Wednesday 14 August 2019**
 4pm – 6pm
 Central Coast Council Gosford Admin Building
 Level 1 Committee Room



Item No: 5.3
Title: Record of the Community Strategic Plan Community Reference Group Meeting 30 April 2019
Department: Innovation and Futures

24 June 2019 Ordinary Council Meeting

Trim Reference: F2019/00041 - D13567628

Author: Theresa Lancaster, Personal Assistant to Unit Manager

Manager: Sandi Dufficy, Unit Manager, Corporate Strategy and Performance

Executive: Matthew Prendergast, Acting Executive Manager, Innovation and Futures

Summary

To note the meeting record of the Community Strategic Plan Community Reference Group meeting held on 30 April 2019.

Recommendation

That Council receive the report on Record of the Community Strategic Plan Community Reference Group Meeting 30 April 2019.

The Community Strategic Plan Community Reference Group held a meeting on 30 April 2019. The Meeting Record of that meeting is Attachment 1 to this report.

There are no actions recommended to Council. The Meeting Record is being reported for information only.

Link to Community Strategic Plan

Theme 4: Responsible

Goal G: Good governance and great partnerships

G3: Engage with the community in meaningful dialogue and demonstrate how community participation is being used to inform decisions.

Attachments

1 Community Reference Group Meeting Minutes 30 April 2019 D13567511

Location:	Committee Rooms – Wyong	Date:	30 April 2019
Meeting Reference:	Community Reference Group – Meeting 11	Time:	6:30pm – 8.00pm
Chairperson:	Sharon McLaren		
Distribution List:	<p>Central Coast Council: Sharon McLaren (SM), Theresa Lancaster (TL), Paul Foote (PF), Shaun Carnochan (SC)</p> <p>Community Reference Group: Alan Corven; Brad Wilson; Heinz Muller; Joy Cooper; Kathy Sock;</p> <p>Councillors: Mayor Jane Smith</p> <p><u>Apologies:</u> Gregory Olsen; Murray McLachlan; Tony Mylan; Clive Blunt; Conan Hicks; Kevin Armstrong; Madeleine Gill; Michelle Cutler; Sidonie Shaw; Jessica Cairns; Shaun Deverson;</p>		

ITEM	RESPONSIBLE OFFICER
<p>1. Welcome and Apologies Acknowledgement of Country. It was noted that Gregory Olsen has resigned from the Group due to personal commitments.</p>	Sharon McLaren
<p>2. CSP Indicators Update A presentation was provided on the data that has been collected so far, noting that work is still progressing with internal and external stakeholders on the collection and analysis of data. This has been a long, but beneficial process in identifying what data is available and how it relates to the CSP.</p> <p>The data presented was based on the CSP Indicators Groups and included:</p> <ul style="list-style-type: none"> • Community Connection and Perception of safety – road safety • Participation in Sport, Recreation and Community Life – perception that the Central Coast gives residents a sense of community, fruit and vegetable consumption, adequate exercise • Environmental Sustainability and Human Impacts – electricity, gas and water consumption, landfill and domestic waste • Local Growth and Employment – registered businesses, unemployment rate and youth unemployment rate, • Education, Skills and Knowledge – high school participation rate, qualifications of residents • Housing Affordability, Diversity and Choice – housing stress and estimates of homelessness 	Sharon McLaren

CRG Meeting Agenda



ITEM	RESPONSIBLE OFFICER
<p>3. Operational Plan 2018-19 – Draft Quarter 3 Update</p> <p>The draft Quarter 3 progress information was presented, noting that the information is not for public distribution and is subject to change until it is presented to Council at the 27 May 2019 meeting.</p> <p>There are a total of 157 actions / targets within the Operational Plan 2018-19. This includes six actions that were carried over from the Operational Plan 2017-18.</p> <ul style="list-style-type: none"> • 12% completed • 78% on track • 6% delayed • 4% on hold <p>Belonging – 19 actions / targets</p> <ul style="list-style-type: none"> • 5% completed • 84% on track • 11% delayed • 0% on hold <p>Smart – 26 actions / targets</p> <ul style="list-style-type: none"> • 4% completed • 85% on track • 4% delayed • 7% on hold <p>Green – 16 actions / targets</p> <ul style="list-style-type: none"> • 12% completed • 76% on track • 12% delayed • 0% on hold <p>Responsible – 66 actions / targets</p> <ul style="list-style-type: none"> • 17% completed • 73% on track • 4% delayed • 6% on hold <p>Liveable – 30 actions / targets</p> <ul style="list-style-type: none"> • 10% completed • 83% on track • 7% delayed • 0% on hold <p><u>Action:</u></p> <ul style="list-style-type: none"> • <i>Actions / targets to be included in council's newsletter sent out to the public.</i> 	<p>Sharon McLaren</p>

CRG Meeting Agenda



ITEM	RESPONSIBLE OFFICER
4. Draft Operational Plan 2019-20 on Exhibition <ul style="list-style-type: none"> The draft Operational Plan 2019-20 is year two of the Delivery Program (2018-19 to 2020-21). The draft Plan has been on exhibition since Monday 1 April and will close Wednesday 1 May 2019. There are 705 Operational Plan actions / targets and Capital Works Projects included Council has received approximately 23 submissions to date, with most regarding queries on projects already listed in the draft Plan. The draft Operational Plan 2019-20 will be going to the 11 June Council meeting for adoption. 	Sharon McLaren
5. General Business <ul style="list-style-type: none"> As per legislation, a review of the CSP is to be undertaken following the Local Government elections in 2020. CRG members advised that they feel bi-monthly meetings are too frequent given that there is still a large amount of work underway to implement the CSP, which is a 10 year plan. A review and further discussions on the continuation of the CRG will be held at the next meeting. <p><u>Action:</u></p> <ul style="list-style-type: none"> Next CRG meeting postponed to Tuesday 15 October 2019 at Gosford. This will allow time to provide Quarter 4 / end of financial year updates and present further data. SM to follow up on the naming of the wards 	All

Action Schedule

Item #	Item	Recommendation	Update
3	Operational Plan 2018-19 – Draft Q3 Update	<ul style="list-style-type: none"> Actions/targets to be included in council's newsletter sent out to the public. 	
5	General Business	<ul style="list-style-type: none"> Next CRG meeting to be held Tuesday 15 October 2019 at Gosford SM to follow up on the naming of the wards 	



Item No: 6.1
Title: QON - Q207/18 and Q212/18 - Netting on Drainage Outlets
Department: Environment and Planning

24 June 2019 Ordinary Council Meeting

Trim Reference: F2018/00025-02 - D13507681
Author: Peter Sheath, Section Manager, Waterways
Manager: Peter Ham, Unit Manager, Waterways and Coastal Protection
Executive: Scott Cox, Director Environment and Planning

6.1 QON - Q207/18 and Q212/18 - Netting on Drainage Outlets

The following question was asked by both Councillor Jilly Pilon and Councillor Bruce McLachlan at the Ordinary Meeting on 29 October 2018:

Has Council considered using netting on our drainage outlets to retain rubbish to be moved rather than all the stormwater drains emptying out into the beaches?

The former Gosford City Council (fGCC) installed four end-of-pipe nets in 2000; only one remains. They were found to be unsatisfactory due to limited storage capacity, poor durability, breakages, and maintenance difficulties. Their benefit is limited to relatively small catchments and relatively small pipe sizes.

Installation of these end-of-pipe nets is relatively cheap: from \$6,000 to \$15,000 depending on pipe size. But ongoing maintenance and operating costs are much more significant due to the high frequency of required cleaning and difficulties associated with the cleaning process. Maintenance requires provision of vehicular access for trucks with lifting equipment that can reach the device, which is not always feasible.

Council's proposed 2019/20 Gross Pollutant Trap capital works projects are all within large concrete channels and are designed to collect a full range of pollutant sizes, including fine sediment. These sites are not suitable for end of pipe nets.

Attachments

Nil.

Item No: 6.2
Title: QON - Q69/19 - Food for Fines
Department: Connected Communities



24 June 2019 Ordinary Council Meeting

Trim Reference: F2019/00041 - D13559628
Author: Danielle Hargreaves, Section Manager Learning Community
Manager: Beth Burgess, Unit Manager, Learning and Education
Executive: Julie Vaughan, Director Connected Communities

6.2 QON - Q69/19 - Food for Fines

The following question was asked by Councillor Richard Mehrtens at the Ordinary Meeting on 8 April 2019:

Has Council considered introducing a 'Food for Fines' initiative around Christmas time, like a number of other Councils, which would allow for people to pay off outstanding library fees with packaged and non-perishable food items for local families in need?

Council's library service does not currently charge library fees.

All Library branches collect non-perishable items for the month of November which are donated to a local charity for distribution at Christmas time.

Attachments

Nil.



Item No: 6.3
Title: QON - Q72/19 - Advertising
Department: Connected Communities

24 June 2019 Ordinary Council Meeting

Trim Reference: F2019/00041 - D13559637

Author: Teresa Walters, Section Manager, Communication and Engagement

Manager: Sue Ledingham, Unit Manager Community Engagement

Executive: Julie Vaughan, Director Connected Communities

6.3 QON - Q72/19 - Advertising

The following question was asked by Councillor Kyle MacGregor at the Ordinary Meeting on 8 April 2019:

How much money has Council spent on advertising in the past 12 months and how many companies have been engaged for advertising services over this time?

Council buys advertising space in newspapers, magazines, business directories or other print publications; on local commercial radio stations; on outdoor media sites such as bus shelters, buses and roadside signs; on cinema screens, and also websites and social media sites.

In the period from April 2018 to March 2019, Council has spent \$1,838,910 on paid advertising through 108 advertising suppliers. This figure is drawn from the spending allocated to 'advertising' category in Council's budget.

Paid advertising is one communication method used to inform the community about Council decisions, recruitment, contracts, services, programs and initiatives.

Attachments

Nil.

Item No: 6.4
Title: QON - Q78/19 - Unisex Toilets
Department: Connected Communities



24 June 2019 Ordinary Council Meeting

Trim Reference: F2019/00041 - D13559624

Author: Kim Radford, Unit Manager, Facilities Management and Asset Management

Executive: Julie Vaughan, Director Connected Communities

6.4 QON - Q78/19 - Unisex Toilets

The following question was asked by Councillor Doug Vincent at the Ordinary Meeting on 8 April 2018 in that the question was asked:

Could staff please advise if there is any possibility of installing a unisex toilet at the park in Woodlawn Ave, Budgewoi, near the shared pathway?

Facilities and Asset Management are developing a priority listing for the provision of Public Toilets (upgrades and new sites). Woodlawn Parkway Reserve, Budgewoi will be assessed based on current and future needs in consultation with Council's Open Space and Recreation unit.

Attachments

Nil.

Item No: 6.5
Title: QON - Q79/19 - Council Website
Department: Connected Communities

24 June 2019 Ordinary Council Meeting

Trim Reference: F2019/00041 - D13559634

Author: Teresa Walters, Section Manager, Communication and Engagement

Manager: Sue Ledingham, Unit Manager Community Engagement

Executive: Julie Vaughan, Director Connected Communities

6.5 QON - Q79/19 - Council Website

The following question was asked by Councillor Jillian Hogan at the Ordinary Meeting on 8 April 2019:

Feedback is that Council website is difficult to access basic information and forms. Are there any plans to improve accessibility?

Council's new consolidated website was launched in August 2018. The sitemap and navigation hierarchy (ie: content tree) guides how customers move through the website. These content heading titles and configuration of content grouped in subject matter areas were designed from an external customer facing perspective and tested with a group of external customers. This was also informed by website analytics that helped see what words website users use, search for content from the search bar and how they might move from page to page on the website. Website analytics continues to inform how the website can be improved to help customers find information. Council staff also take on board customer feedback about specific content areas and amend search words to make it easier to find the information.

There are currently about 1,000 individual pages on Council's website, excluding documents that are attached to a page and available to be downloaded separately eg: Council Meeting Agendas.

By mid-June 2019, the update to the online forms will be completed. This will have a new section with a single, searchable list of online forms.

Attachments

Nil.

Item No: 6.6
Title: QON - Q83/19 & Q85/19 - Indian Myna Birds
Department: Environment and Planning



24 June 2019 Ordinary Council Meeting

Trim Reference: F2019/00041 - D13562320

Author: Karen Douglas, Senior Officer Terrestrial Ecology Sustainability

Manager: Luke Sulkowski, Unit Manager, Natural and Environmental Assets

Executive: Scott Cox, Director Environment and Planning

6.6 QON - Q83/19 & Q85/19 - Indian Myna Birds

QON 83/19 The following question was asked by Councillor Doug Vincent at the Ordinary Meeting on 29 April 2019 :

Residents have commented on the increase of Indian Myna birds in local neighbourhoods. Birds such as Magpies, Wattlebirds and Lorikeets are being displaced by the Indian Myna birds. Indian Myna's are classified a "pest bird" by the NSW Department of Primary Industries for depleting food stocks and nesting hollows.

Communities such as Newcastle and Canberra are taking action to reduce the bird numbers.

<https://www.theherald.com.au/story/3637217/solving-a-myna-crisis/>

<http://www.indianmynaaction.org.au/>

Could staff please advise if there is a Council policy or reference in a policy for culling the Indian Myna birds? Could staff also advise if Council can provide assistance with traps and advice on how to catch and humanely dispose of the Indian Myna birds?

QON 85/19 The following related question was asked by Councillor Kyle MacGregor at the Ordinary Meeting on 29 April 2019 :

*Does Council currently employ any programs to target and manage the infestation of *Acridotheres tristis* (Indian Myna birds) afflicting our LGA? Has Council considered employing similar policies or programs to those which have had great success in other LGA's such as Newcastle and Canberra in managing the numbers of these birds in our LGA?*

Combined Response to both Questions

Acridotheres tristis (Indian Myna) is a common and widespread species on the east coast of Australia. Everyday habits of urban residents are particularly favorable to the bird.

The bird is not a species that needs to be legally controlled. Council does not have a program for control of these birds but instead promotes education as the main tool for controlling numbers.

Current pest management programs undertaken by Council focus on species that can be more readily controlled (e.g. Red Fox - *Vulpes vulpes*) and/ or are a new species incursion to the area that needs to be managed before establishing (e.g. Cane Toad – *Bufus marinus*). Areas of high ecological sensitivity are also prioritised.

Controlling the Indian Myna is more challenging as it is already well established and flocks in great numbers. The Myna bird is generally a scavenger so simple steps such as not leaving pet food outside and covering compost bins helps discourage birds from entering backyards.

Other actions that residents may consider include:

- Planting open canopied native trees rather than exotic tree and palm species
- Discussing the problem with neighbours as trying to manage the issue (e.g. via not leaving pet food outside) at one property in isolation is not as effective.
- If the birds are nesting in a couple of particular trees, selectively thin the branches in the top of the tree to let more light in to the tree, the birds seem to dislike this and often move on.
- Ensure there are no gaps in roof tiles, barge boards or eaves as the birds will try to take up living in these areas.

There are no Council policies referencing the culling of Indian Mynas. Newcastle and Canberra have community run Indian Myna Action Groups to manage the birds in their communities. While there is no apparent reason preventing similar community run programs operating in the Central Coast Local Government Area it does appear that the Central Coast Indian Myna Action Group is no longer active (i.e. it has no current website, nor is it currently registered under the Australian Business Register).

There are private commercial pest controllers who offer bird trapping as a service or alternatively bird traps are available for sale privately. However, anyone trapping Indian Myna birds needs to conform with the animal welfare code of ethics in the Prevention of Cruelty to Animals Act 1979. Trappers must read and be familiar with the procedures outlined in [Trapping of Pest Birds \(BIR002\)](#) and [Methods of Euthanasia \(GEN001\)](#) – codes of practice from the [PestSmart Connect website](#) - prior to conducting any control activities.

Attachments

Nil.

Item No: 6.7
Title: QON - Q89/19 - Water Information Sheet
Department: Finance



24 June 2019 Ordinary Council Meeting

Trim Reference: F2004/06604 - D13557239

Author: Carlton Oldfield, Unit Manager, Financial Services

Executive: Craig Norman, Chief Financial Officer

6.7 QON - Q89/19 - Water Information Sheet

The following question was asked by Councillor Rebecca Gale Collins at the Ordinary Meeting on 29 April 2019.

Can Council include the 'How to check for a leak'/How to read your water meter/'info sheet with rate payers bills please?

The next edition of the Coast Connect Water Newsletter will be circulated with Water bills from July 2019 and we will include information for ratepayers on this topic. Other communication channels are being investigated to help inform our ratepayers on this subject.

Council provided information on how to check for leaks and read your water meter in Edition 1 of the Coast Connect Water Newsletter that was circulated with Water bills between July 2018 – December 2018. The latest newsletter (Edition 2) provides information to ratepayers on what water infrastructure they are responsible for on their private property.

In addition to these communication channels, Council promptly sends a letter to ratepayers where their water meter reading has indicated an abnormal "high usage" based on their previous consumption. The letter provides advice to ratepayers on how to check for a possible leak.

Attachments

Nil.



Item No: 6.8
Title: QON - Q94/19 - LEC - JRPP
Department: Governance

24 June 2019 Ordinary Council Meeting

Trim Reference: F2019/00883 - D13569028

Author: Michel Duval, Personal Assistant to Assistant General Counsel

Manager: Gordon Plath, General Counsel

Executive: Evan Hutchings, Director Governance

6.8 QON - Q94/19 - LEC - JRPP

The following question was asked by Councillor Louise Greenaway at the Ordinary Meeting on 13 May 2019:

Would staff please clarify who the parties would be in a Land and Environment Court challenge to a JRPP decision that was made in accordance with staff recommendation and the feasibility of such an action?

The response to this question includes confidential legal advice that has been provided to Councillors separately.

Attachments

Nil.

Item No: 6.9
Title: QON - Q101/19 Vehicle Slogans
Department: Governance



24 June 2019 Ordinary Council Meeting

Trim Reference: CPA/256334 - D13572503

Author: Kylie Potts, PA to Unit Finance Manager

Executive: Evan Hutchings, Director Governance

6.9 QON - Q101/19 Vehicle Slogans

The following question was asked by Councillor Louise Greenaway at the Ordinary Meeting on 27 May 2019:

What is Council's policy in respect to permitting vehicles with misogynistic, homophobic, racist, violent or otherwise offensive slogans on them into Council owned family holiday parks?

Currently, Council does not have a policy in respect to permitting vehicles with misogynistic, homophobic, racist, violent or otherwise offensive slogans on them into Council owned family holiday parks. However, Council's Holiday Parks contractor, NRMA Parks & Resorts, has a practice that does not allow vehicles with offensive slogans on them and respond accordingly.

Attachments

Nil.

Item No: 7.1
Title: Notice of Motion - Gosford Cultural Precinct
Department: Councillor



24 June 2019 Ordinary Council Meeting

Trim Reference: F2019/00041 - D13575656

Author: Greg Best, Councillor

Councillor Best and Councillor Marquart have given notice that at the Ordinary Council Meeting to be held on 24 June 2019 they will move the following motion:

That Council, via its usual media channels, provide a public update in general terms of progress on the Gosford Cultural Precinct .

Attachments

Nil.

Item No: 7.2
Title: Notice of Motion - Kayaking/Canoeing Tourism Opportunities
Department: Councillor



24 June 2019 Ordinary Council Meeting

Trim Reference: F2019/00041 - D13576669

Author: Jane Smith, Mayor

Mayor Jane Smith has given notice that at the Ordinary Meeting to be held on 27 May 2019 she will move the following motion:

Recommendation:

That Council:

- 1 Note the vision of the Central Coast Destination Management Plan to be "the natural choice for leisure, business and major events in regional NSW".***
- 2 Note that as part of the development of Council's Active Lifestyle Strategy in 2019/20, Council will also consult with recreation users of the region's waterways to understand their needs and support planning for future investment.***
- 3 Request the Chief Executive Officer to undertake an initial assessment of:***
 - the current level of active use of the region's waterways for canoeing / kayaking and similar activities***
 - the trends in low impact waterway activation for tourism purposes***
 - an overview of the sector including key peak bodies, key calendar events and / or trends***
 - opportunities for key staging points to encourage the growth of this industry***
 - opportunities for Council to actively promote the growth of this activity on the Central Coast***
 - initial consideration of positive and negative factors in promoting this tourism opportunity***
 - a pathway forward, including timeframes, if Council resolved to focus on growing this sector***
- 4 Request the Chief Executive Officer provide a report to Council by 30 September 2019.***

Background:

Council has developed and endorsed a Central Coast Destination Management Plan (2018-2021) to guide tourism development and destination management and to help ensure the long-term viability and sustainability of this vital sector for the Central Coast economy.

The 2021 vision is the Central Coast will be "the natural choice for leisure, business and major events in regional NSW".

The Goals of the Plan are to:

1. Grow the value of the visitor economy by \$70M per annum
2. Target dispersed growth mid-week, off-peak and across the destination
3. Leverage natural and built assets to continue to grow core markets
4. Above NSW average growth in the value and visitation of target markets
5. Growing community support for the tourism industry.

Council has extensive waterways including Brisbane Water, Tuggerah Lakes, coastal lagoons, rivers, creeks and offshore. Canoeing and kayaking are growing in popularity and are an ideal activity on the Coast's waterways.

Tasmania visitor survey data in September 2017 showed an increase of 73% of visitors to the state in canoeing or kayaking from the previous year. In response to this demand, Clarence City Council in Tasmania recently launched (in December 2018) a 191km kayak trail for visitors – the first of its kind in Australia. The Trail was created following extensive consultation with kayak groups who helped identify the routes and level of difficulty required.

On the Central Coast, this is a tourism and recreation opportunity that appears to be under-developed.

Attachments

Nil.