

AMENDED REPORT



Item No: 5.1
Title: Questions with Notice
Department: Governance

25 November 2019 Ordinary Council Meeting

Trim Reference: F2019/00041-003 - D13718177

5.1 Questions with Notice

The following question was submitted by Councillor MacGregor for the Ordinary Meeting 11 November 2019:

Public Gatherings in Kibble Park

Public gatherings in Kibble Park. Are there currently any Council policies or regulations that restrict public gatherings in Kibble Park?

Response provided by Director Environment and Planning:

The *Local Government Act 1993* Chapter 16, Part 2 makes it an offence to do a number of things in a public place. Offences include breaking glass, injuring plants etc and acting contrary to a sign. Conducting a public gathering is not an offence.

Council manages Kibble Park under the "*Kibble Park Plan of Management*" dated November 2008.

Section 3.5 Use/Activities/Facilities of the Plan of Management provides a number of activities that are permissible and a those that require approval.

Subsection 3.5.6 of the Plan of Management provides that any activity that could be considered dangerous and/or which may unreasonably disrupt other users of the park and/or neighbouring neighbours is not permissible.

Section 3.5.6 also allows Council to grant approval for large scale events such as concerts that may attracting more than 500 people.

To regulate public gatherings, Council would need to be satisfied the event is either dangerous or likely to disrupt the community.

The following question was submitted by Councillor Hogan for the Ordinary Meeting 11 November 2019:

Bins Emptied

Could staff please provide data from the waste contractors on the number of residents who have reported that their bin has not been emptied in the last financial year?

Response provided by Director Roads, Transport and Drainage and Waste:

Council's waste collection contractor, Cleanaway Pty Ltd, received 16,457 requests from residents (via phone or electronically) for non-collected services during the 2018/2019 period. The total number of services collected by the contractor (red, yellow and green lidded bins) in 2018/2019 was 11,438,031. This represents only 0.14% of services being reported by residents as not collected at the time of contact.

Reported non-collected services will occur for various reasons. These include bins not being presented to the kerb by residents at the time of collection, vehicle obstructions and street closures which prevent the ability to provide the services, other obstructions and obstacles (trees, building works and emergency service operations) together with contractor staff absenteeism or vehicle breakdown.

A large proportion of the reported missed services on the Central Coast did however occur as the result of a one-off event during March 2019 following operators of waste collection fleets nationally undertaking due diligence inspections of their trucks in response to an interstate incident.

All reported non-collected services will be serviced later the same scheduled day or otherwise given priority to the next business day.

Council's waste collection contractor continues to deliver services in accordance with contract specifications.

The following question was submitted by Councillor Hogan for the Ordinary Meeting 11 November 2019:

Banners

Could staff please identify locations where banners can be placed legally in the Budgewoi Ward to advertise events and sporting registrations?

Response provided by Director Environment and Planning:

Locations where banners to advertise events and sporting registrations may be placed include community notice boards, land on which an activity is taking place and private property.

5.1 Questions with Notice (contd)

Generally, Council Rangers are required to maintain surveillance of street signage and particularly take action where signage has the potential to impact on public or traffic safety. Council's Rangers always endeavour to ensure safety is protected while exercising discretion where appropriate to enable support for community events.

The following question was submitted by Councillor MacGregor:

Central Coast Waste Strategy

Can council staff please provide an update on the development of the waste strategy and when the draft is scheduled to come before council to go out for community consultation?

Response provided by Director Roads, Transport, Drainage and Waste:

Staff are currently finalising a draft of the Central Coast Waste Strategy incorporating recent changes in NSW Government policy and broader market events. A briefing for Councillors is scheduled for 2 December 2019. Pending the outcome of the briefing a report is proposed to be submitted to Council early in 2020 recommending the document be placed on public exhibition.

The following question was submitted by Councillor MacGregor:

PFAS on the Central Coast

Can council staff please confirm if the location of PFAS contamination on the Central Coast is publicly known, registered or available for release to the public and if Council is aware of any PFAS contaminated soil being used as fill in construction or infrastructure projects in the Central Coast LGA?

Response provided by Director Environment and Planning:

All information about the location of PFAS contamination on the Central Coast is publicly available on the NSW Government PFAS Investigation Program website maintained by the Environment Protection Agency. The following link provides access to the website

<https://www.epa.nsw.gov.au/your-environment/contaminated-land/pfas-investigation-program>

The website provides access to a map and a listing of sites currently under investigation for PFAS contamination which includes the Munmorah and Colongra Power Station sites.

5.1 Questions with Notice (contd)

There is no information available at present to indicate PFAS contaminated soil is being used for earth filling for any construction or infrastructure site within the Council area.

Attachments

Nil.