



Construction of the first stage of the Magenta shared pathway is now underway.

Wyong Shire Council

Business Paper

ORDINARY COUNCIL MEETING

24 February 2016

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MEETING NOTICE

**The Ordinary Council Meeting
of Wyong Shire Council
will be held in the Council Chamber,
Wyong Civic Centre, Hely Street, Wyong on
Wednesday 24 February 2016 at 5.00pm,
for the transaction of the business listed below:**

OPENING PRAYER

ACKNOWLEDGEMENT OF COUNTRY

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8.1 Coregas Oxygen Injection

9 QUESTIONS ON NOTICE ASKED

At the conclusion of the meeting and at the discretion of the Mayor, Council may meet with staff in an informal, non-decision making mode for a period of no more than 30 minutes.

Rob Noble
ACTING CHIEF EXECUTIVE OFFICER

1.1 Disclosure of Interest

TRIM REFERENCE: F2016/00012 - D12226840

MANAGER: Sonia Witt, TL Governance and Councillor Services

AUTHOR: Jade Maskiewicz; Councillor Services Officer

The provisions of Chapter 14 of the *Local Government Act, 1993* regulate the way in which Councillors and nominated staff of Council conduct themselves to ensure that there is no conflict between their private interests and their public trust.

The Act prescribes that where a member of Council (or a Committee of Council) has a direct or indirect financial (pecuniary) interest in a matter to be considered at a meeting of the Council (or Committee), that interest must be disclosed as soon as practicable after the start of the meeting and the reasons for declaring such interest.

As members are aware, the provisions of the Local Government Act restrict any member who has declared a pecuniary interest in any matter from participating in the discussions, voting on that matter, and require that member to vacate the Chamber.

Council's Code of Conduct provides that if members have a non-pecuniary conflict of interest, the nature of the conflict must be disclosed. The Code also provides for a number of ways in which a member may manage non pecuniary conflicts of interest.

RECOMMENDATION

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

ATTACHMENTS

Nil.

1.2 Proposed Briefings and Inspections

TRIM REFERENCE: F2016/00012 - D12226845

MANAGER: Sonia Witt, TL Governance and Councillor Services

AUTHOR: Jade Maskiewicz; Councillor Services Officer

SUMMARY

Briefings proposed for this meeting and future meetings to be held in the Wilfred Barrett and Tim Farrell Committee Rooms:

Date	Briefing	Directorate
24 February 2016	Ourimbah Masterplan	Property and Economic Development
24 February 2016	Q2 Financial Report	CEO Unit
24 February 2016	Neighbourhood Activation Fund	Community and Recreation Services
24 February 2016	Planning Proposal (Hudson Site) Sparks Road, Halloran	Development and Building
24 February 2016	Merger Update	CEO Unit

RECOMMENDATION

That Council receive the report on Proposed Briefings and Inspections.

ATTACHMENTS

- 1 Councillor Proposed Briefings - 24 February 2016 D12238360



Proposed Briefings List to Date



Briefing Title:	Directorate:	Proposed Month:	Proposed Date:
Ourimbah Masterplan	Property and Economic Development		24/02/2016
Q2 Financial Report	CEO Unit		24/02/2016
Neighbourhood Activation Fund	Community and Recreation Services		24/02/2016
Planning Proposal (Hudson Site) Sparks Road, Halloran	Development and Building		24/02/2016
Merger Update	CEO Unit		24/02/2016
INSPECTION: 127 Springs Road, Kulnura	Development and Building		02/03/2016
Aurecon - Fixed Wireless Network	CEO Unit		09/03/2016
CONFIDENTIAL: Strategic Lands Bio-certification Project	Development and Building		09/03/2016
Central Coast Regional Plan	Property and Economic Development		09/03/2016
RZ/2/2016 - 165 Louisiana Road Wadalba	Development and Building		23/03/2016
University Presentations 2 x 1 1/4hrs	Property and Economic Development		23/03/2016
INSPECTION - Proposed residential rezoning with wildlife corridor - 145 Johns Rd, Wadalba - RZ/1/2013	Development and Building		06/04/2016
Final Draft Plan changes	CEO Unit		13/04/2016
Water, Sewerage and Drainage prices - 1 hour	CEO Unit		25/05/2016
Q3 Report	CEO Unit		25/05/2016
Discuss and Consider Strat Plan Submissions (1 hours)	CEO Unit		08/06/2016
Development Infrastructure - Porters Creek Stormwater Diversion Project	Development and Building	March	

1.3 Address By Invited Speakers

TRIM REFERENCE: F2016/00012 - D12226855
MANAGER: Sonia Witt, TL Governance and Councillor Services
AUTHOR: Jade Maskiewicz; Councillor Services Officer

SUMMARY

The following person has been invited to address the meeting of Council:

SPEAKERS	REPORT	PAGE NO	DURATION
Mr David Inwood, representing Bravo Drones <i>Speaking in favour of the motion</i>	7.1 Notice of Motion – Remote Piloted Vehicles (RPVs) / Drone Ports	367	5 mins

RECOMMENDATION

- 1 ***That Council receive the report on Invited Speakers.***
- 2 ***That Council agree meeting practice be varied to allow reports from Directors and/or the General Manager to be dealt with following an Invited Speaker's address.***

ATTACHMENTS

Nil.

1.4 Confirmation of Minutes of Previous Meeting

TRIM REFERENCE: F2016/00012 - D12226871

MANAGER: Sonia Witt, TL Governance and Councillor Services

AUTHOR: Jade Maskiewicz; Councillor Services Officer

SUMMARY

Confirmation of minutes of the previous Ordinary Meeting of Council held on 10 February 2016.

RECOMMENDATION

That Council confirm the minutes of the previous Ordinary Meeting of Council held on 10 February 2016.

ATTACHMENTS

- | | | |
|---|--|-----------|
| 1 | MINUTES - Ordinary Council Meeting - 10 February 2016 | D12229447 |
| 2 | CONFIDENTIAL MINUTES - Ordinary Council Meeting - 10 February 2016 - | D12229483 |

WYONG SHIRE COUNCIL

**MINUTES OF THE
ORDINARY COUNCIL MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBER
WYONG CIVIC CENTRE, HELY STREET, WYONG
ON 10 FEBRUARY 2016
COMMENCING AT 5.00PM**

PRESENT

Councillors D J Eaton OAM (Chairperson), G P Best, R L Graham, K G Greenwald, L A Matthews, L S Taylor, A Troy, D P Vincent and L D Webster.

IN ATTENDANCE

Acting Chief Executive Officer, Director Development and Building, Director Infrastructure and Operations, Director Property and Economic Development, Director Community and Recreation Services, General Counsel, Communications Coordinator, IT and Operations Manager and two administration staff.

The Mayor, Councillor Eaton OAM, declared the meeting open at 5.03 pm and advised in accordance with the Code of Meeting Practice that the meeting is being recorded.

The Mayor, Councillor Eaton OAM, delivered the opening prayer and Councillor Matthews read an acknowledgment of country statement.

APOLOGIES

There were no apologies.

At the commencement of the ordinary meeting report numbers 1.1, 1.2, 1.3, 1.4, 1.6, 2.1, 4.1, 4.2, 6.1 and 8.1 were dealt with first then the remaining reports were resolved using the exception method. However for the sake of clarity the reports are recorded in their correct agenda sequence.

1.1 Disclosure of Interest**2.2 Outcomes of the Public Exhibition of draft Wyong Local Environmental Plan (LEP) 2013 - Major Amendment 1**

Councillor Eaton submitted a special declaration form for this item.

Councillor Graham submitted a special declaration form for this item.

Councillor Greenwald submitted a special declaration form for this item.

Councillor Matthews submitted a special declaration form for this item.

Councillor Troy submitted a special declaration form for this item.

Councillor Vincent submitted a special declaration form for this item.

Councillor Webster submitted a special declaration form for this item.

**Scanned copies of special declarations for item 2.2, Outcomes of the Public Exhibition of draft Wyong Local Environmental Plan (LEP) 2013 - Major Amendment 1, have been placed at the end of this minutes document.*

Councillor Best declared a pecuniary interest in the matter for the reason that he has interests in property identified in the Local Environment Plan (LEP), left the chamber at 5.10 pm, took no part in discussion, did not vote and returned to the chamber at 5.25 pm.

Councillor Taylor declared a non-pecuniary significant conflict of interest in the matter for the reason that he may have an interest in a property affected in this matter. In the limited time available he could not determine this and in his regard he decided to make this declaration on precautionary basis. Councillor Taylor left the chamber at 5.10 pm, took no part in discussion, did not vote and returned to the chamber at 5.25 pm.

Councillor Vincent declared a non-pecuniary significant conflict of interest in the matter for the reason that he is an employee of Vales Point Power Station and land it owns is materially affected by the proposed amendments, left the chamber at 5.10 pm, took no part in discussion, did not vote and returned to the chamber at 5.25 pm.

8.1 Appointment of Acting Chief Executive Officer from 14 March 2016

Rob Noble, Acting Chief Executive Officer declared a pecuniary interest in the matter for the reason that report 8.1 concerns his contract of employment by the Council and the decision by the Council in respect of that contract is a pecuniary interest as defined by s. 442(1) of the *Local Government Act 1993*, left the chamber at 7.19 pm, took no part in discussion, and did not return.

RESOLVED unanimously on the motion of Councillor WEBSTER and seconded by Councillor TAYLOR:

91/16 That Council receive the report on Disclosure of Interest and note advice of disclosures.

1.2 Confirmation of Minutes of Previous Meeting

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor TROY:

92/16 That Council confirm the minutes of the previous Ordinary Meeting of Council held on Wednesday 27 January 2016.

Business Arising

There was no business arising.

1.3 Proposed Briefings and Inspections

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor TROY:

93/16 That Council receive the report on Proposed Briefings and Inspections.

1.4 Address By Invited Speakers

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor WEBSTER:

94/16 That Council receive the amended report on Invited Speakers.

95/16 That Council agree meeting practice be varied to allow reports from Directors and/or the General Manager to be dealt with following an Invited Speaker's address.

1.5 Notice of Intention to Deal with Matters in Confidential Session

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor WEBSTER:

96/16 That Council consider the following matters in Confidential Session, pursuant to Section 10A (2)(a) and (2)(g) of the Local Government Act 1993:

8.1 – Appointment of Acting Chief Executive Officer from 14 March 2016

97/16 That Council note its reason for considering Report No 8.1 – Appointment of Acting Chief Executive Officer from 14 March 2016, as it contains information on personnel matters concerning particular individuals (other than Councillors) and also contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

98/16 That Council request the Chief Executive Officer to report on these matters in open session of Council.

1.6 Mayoral Minute - Adoption of Employment and Economic Development Committee Minutes - 20 January 2016

RESOLVED unanimously on the motion of Councillor EATON:

99/16 That Council receive the Minutes of the Employment and Economic Development Committee Meeting held on 20 January 2016.

100/16 That Council extend the Temporary Economic Stimulus Package (TESP) scheme for a further 3 years with a varied rate of contributions that matches the current contribution rates, in accordance with the recommendation of the resolution of the Economic Development Committee Meeting held on 20 January 2016.

FOR: CRS GB BEST, DE EATON, B G GRAHAM, KG GREENWALD, LM MATTHEWS, LT TAYLOR, AT TROY, DV VINCENT AND LW WEBSTER

AGAINST: NIL

1.7 Mayoral Minute - Coast Wide Council Service Satisfaction Survey

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor WEBSTER:

101/16 That Council direct the Acting Chief Executive Officer to conduct a statistically valid survey seeking data on the views of the community, in both local government areas, in relation to the satisfaction with Wyong and Gosford Councils current services and identified need for any additional services.

102/16 That Council note that the intent of the survey is to provide baseline data to assist with the setup of the proposed Central Coast Council.

2.1 Wyong Local Environmental Plan 2013 Land Reclassifications

RESOLVED on the motion of Councillor EATON and seconded by Councillor TROY:

103/16 That Council prepare a Planning Proposal to amend Wyong Local Environmental Plan (LEP) 2013 to reclassify the following land parcels to operational land with interests discharged.

- 444A Main Road (Lot 22 DP 717325), Noraville
- 8 & 10 (Lot 51 DP 1154778 & Lot 2 DP 1154356) Bay Village Road, Bateau Bay
- 466 (Lot 1 DP 614688) The Entrance Road, Bateau Bay
- 191 Wallarah Road (Lot 21 DP 813270), Kanwal
- 1 Devon Lane (Lot 52 DP 1100416), Wyong
- 14 Cowan Street (Lot 1 DP 800409), Watanobbi
- 50A Gorokan Drive (Lot 41 DP 719158), Lake Haven
- 6W Kingsland Close (Lot 6 DP 246346), Tacoma South

104/16 That Council endorse the referral of the Planning Proposal to the NSW Department of Planning and Environment (DPE) accompanied by a request for a Gateway Determination pursuant to Section 56 of the EP&A Act 1979.

- 105/16 ***That Council undertake community and government agency consultation, in accordance with the requirements attached to any Gateway Determination.***
- 106/16 ***That Council arrange a public hearing under Section 57 of the EP& A Act 1979 in respect of the Planning Proposal.***
- 107/16 ***That Council request the NSW DPE to prepare a relevant Local Environmental Plan amendment, and that the Minister is requested to make the Plan, provided there are no significant objections that cannot be resolved by making minor amendments to the Planning Proposal.***

FOR: CRS GB BEST, DE EATON, B G GRAHAM, LT TAYLOR, AT TROY AND LW WEBSTER

AGAINST: CRS KG GREENWALD, LM MATTHEWS AND DV VINCENT

2.2 Outcomes of the Public Exhibition of draft Wyong Local Environmental Plan (LEP) 2013 - Major Amendment 1

Councillor Best declared a pecuniary interest in the matter for the reason that I have interests in property identified in the Local Environment Plan (LEP), left the chamber at 5.10 pm, took no part in discussion, did not vote and returned to the chamber at 5.25 pm.

Councillor Taylor declared a non-pecuniary significant conflict of interest in the matter for the reason that he may have an interest in a property affected in this matter. In the limited time available he could not determine this and in his regard he decided to make this declaration on precautionary basis. Councillor Taylor left the chamber at 5.10 pm, took no part in discussion, did not vote and returned to the chamber at 5.25 pm.

Councillor Vincent declared a non-pecuniary significant conflict of interest in the matter for the reason that I am an employee of Vales Point Power Station and land it owns is materially affected by the proposed amendments, left the chamber at 5.10 pm, took no part in discussion, did not vote and returned to the chamber at 5.25 pm.

Ms Sandra Kay, addressed the meeting at 5.10pm, answered questions and retired at 5.20pm.

RESOLVED unanimously on the motion of Councillor EATON and seconded by Councillor TROY:

- 108/16 ***That Council submit the Planning Proposal for Major Amendment 1 to the Department of Planning and Environment (DP&E) recommending that the Minister for Planning proceed with the steps for drafting and making of the amendment to Wyong Local Environmental Plan (LEP) 2013.***
- 109/16 ***That Council advise all those who made a submission of Council's decision.***
- 110/16 ***That Council defer consideration of the Crangan Bay Quarry Land for a further report from staff.***

FOR: CRS DE EATON, B G GRAHAM, KG GREENWALD, LM MATTHEWS, AT TROY AND LW WEBSTER

AGAINST: NIL

3.1 Proposed Grant of Easement for Electricity Purposes over Lot 12 DP 1204397 at Tumbi Umbi

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor WEBSTER:

- 111/16 That Council grant an Easement for Electricity purposes over Lot 12 DP 1204397 at 2 Mingara Drive, Tumbi Umbi to provide electricity services to Lot 100 DP 1001482 at 6 Mingara Drive, Tumbi Umbi for an amount of compensation agreed at \$3,910.
- 112/16 That Council authorise the Common Seal of Wyong Shire Council to be affixed to related documents as required.
- 113/16 That Council authorise the Acting Chief Executive Officer to execute all documents relating to the grant of easement between Wyong Shire Council and the owner of Lot 100 DP 1001482.

3.2 Classification of Land, Lot 306 DP 1209924 at 155 Johns Road, Wadalba

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor WEBSTER:

- 114/16 That Council adopt the classification of Lot 306 DP 1209924 at 155 Johns Road, Wadalba as Operational Land.
- 115/16 That Council note that:
- a Nothing in the above resolution authorises the sale of the subject land (section 377(1)(h) of the Local Government Act 1993 provides that any sale of land can only be by resolution of Council).
 - b Section 31 (3) of the Local Government Act 1993 provides that Council must not resolve that land be classified as operational land if the resolution is inconsistent with the terms of any trust applying to the land.

4.1 Update on Contract CPA/246855 - SPS WS29 and WS30 Vacuum SPS Upgrades and DV10 Installation

Councillor Vincent left the meeting at 7.03 pm and returned to the meeting at 7.05 pm during consideration of this item.

RESOLVED unanimously on the motion of Councillor TROY and seconded by Councillor TAYLOR:

- 116/16 That Council authorise the Acting Chief Executive Officer to enter into negotiations with Kerroc Constructions for the completion of WS29 in accordance with its amended design and subject to the upper amount and under the terms and conditions detailed in Confidential Attachment "A".

- 117/16 That Council determine the Report remains confidential in accordance with Section 10 A (2) (c) of the Local Government Act 1993 as the report contains information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting business.
- 118/16 That Council approve the amended contract budget detailed in Confidential Attachment "A".
- 119/16 That Council direct the Acting Chief Executive Officer to refer the significant variations in these contracts to Council's external auditor for investigation and advice, and report back to Council.

4.2 Update on Contract CPA/249913 - Sewage Pumping Stations BB05 and BB06 Upgrades

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor WEBSTER:

- 120/16 That Council note the former General Manager's approval to enter into a contract with McNamee Constructions Pty Ltd for the lump sum amount of \$2,195,825.00 (excl. GST) for Contract CPA/249913 – Upgrade of Sewage Pump Stations BB05 and BB06.
- 121/16 That Council note the variations under the contract approved to date, costs incurred to date and costs forecast to bring the contract to completion, as detailed in Confidential Attachment "A".
- 122/16 That Council approve the amended contract budget, including contingency sum, as detailed in Confidential Attachment "A".
- 123/16 That Council determine the Report in Attachment A remains confidential in accordance with Section 10 A (2) (c) of the Local Government Act 1993 as the report contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting business.
- 124/16 That Council direct the Acting Chief Executive Officer to refer the significant variations in these contracts to Council's external auditor for investigation and advice and report back to Council.

5.1 Proposed Councillors' Community Improvement Grants

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor WEBSTER:

- 125/16 That Council allocate an amount of \$2400 from the 2015-16 Councillors' Community Improvement Grants as follows:

All Saints Anglican Church (\$4000)	To build an access ramp.	\$1,600
House with No Steps	For tools and a projector and screen for disability woodworking workshop	\$800

5.2 Community Subsidy Program and Sport and Cultural Sponsorship Program

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor WEBSTER:

126/16 That Council allocate \$635.27 from the 2015-16 Community Subsidy Program as follows:

Applicant	Project	Staff Funding Recommended
Mannering Park Country Women's Association	Rates Subsidy 2014-15	\$635.27
Total		\$635.27

127/16 That Council allocate \$4,000.00 from the 2015-16 Sport and Cultural Sponsorship Program as follows:

Applicant	Project	Staff Funding Recommended
Tami Caffyn	Disney International Youth Netball Tournament 2016, USA, team representing Central Coast	\$1,250.00
Jade-Anne Kroemer	Brazil Centre of Excellence Futsal Tour, Brazil, representing Australia	\$1,000.00
Ross Hampton	Australian Trans Tasman Oz Tag Tour 2016, New Zealand, representing Australia	\$1,000.00
Bree Akhurst	National Waterpolo Championships 2016, representing Central Coast	\$ 500.00
Jemma Caldwell	State Waterpolo Championships 2016, representing Central Coast	\$250.00
Total		\$4,000.00

128/16 That Council decline applications for the reasons indicated in the table below, the applicants be advised and where relevant, directed to alternate funding programs:

Applicant	Project	Staff Recommendation
Shana O'Brien	Nganmarriyanga Immersion Program, Northern Territory	Applicant doesn't reside in Wyong Shire; application is for a program not a competition

6.1 Road Capital Works Program

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor TROY:

129/16 That Council receive the report on the status of the Council's Road Capital Rolling Works Program.

130/16 That Council request the Acting Chief Executive Officer to request a list of road works programs from Gosford City Council for the next 12 months.

6.2 Disclosure of Interest Returns - 1 October to 31 December 2015

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor WEBSTER:

131/16 That Council receive the report on Disclosure of Interest Returns 1 October to 31 December 2015.

6.3 Outstanding Questions on Notice and Notices of Motion

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor WEBSTER:

132/16 That Council receive the report on Outstanding Questions on Notice and Notices of Motion.

7.1 Notice of Motion - Protecting Neighbourhood Properties

Mr Dennis Wild, addressed the meeting at 5.26 pm, answered questions and retired at 5.43 pm.

Councillor Troy left the meeting at 5.25 pm and returned to the meeting at 5.26 pm during consideration of this item.

Councillor Matthews left the meeting at 5.39 pm and returned to the meeting at 5.41 pm during consideration of this item.

Councillor Best left the meeting at 5.52 pm and returned to the meeting at 5.53 pm during consideration of this item.

Councillor Greenwald left the meeting at 6.11 pm and returned to the meeting at 6.12 pm during consideration of this item.

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor TROY:

133/16 That Council fund an increase to the public tree risk management budget of \$250,000 to reduce the backlog of requests to remove dead, dying or dangerous trees.

134/16 That Council request a report on public tree risk management tree procedures in response to the recent significant storms in April and October 2015 and more recently 15 January 2016, as many trees on public land have fallen or been reported as being dangerous.

135/16 That Council seek the assistance of the State Government, through the local members, to support Council's initiative to improve public safety through matching Council's initiative dollar for dollar.

7.2 Notice of Motion - Chinese Theme Park Confidential

Mr Martin Axe, addressed the meeting at 6.19pm and retired at 6.19pm.

Councillor Matthews left the meeting at 6.19 pm and returned to the meeting at 6.20 pm during consideration of this item.

RESOLVED on the motion of Councillor BEST and seconded by Councillor TROY:

- 136/16** That the Council note recent media reports that the Minister for Local Government, the Hon Paul Toole, has requested an urgent report on proposed \$500 million Chappypie China Theme Park development at Warnervale.
- 137/16** That the Council further note that the Minister and the NSW Office of Local Government (OLG) have investigative powers under the Local Government Act that may be exercised, and that it is prudent that the Council take no action that might complicate or frustrate any review the Minister or OLG may take.
- 138/16** That Council also confirms that no Ratepayer Funds have been invested in the development of this proposal & that it is not Council's intention to invest any funds into the construction of the proposal.
- 139/16** That Council notes that Council's main roles in respect to the proposed development are:
- a. As the "relevant planning authority" under Part 3 Division 4 of the Environmental Planning and Assessment Act, which is a statutory function that the Council is required to undertake in respect to the pending Planning Proposal to be determined by the Minister for Planning and the Environment; and
 - b. To assist the Hunter and Central Coast Joint Regional Planning Panel in the determination of pending and future development applications in respect to the development site, that Panel being an independent statutory body to consider and determine such development applications.

FOR: CRS GB BEST, DE EATON, LT TAYLOR, AT TROY AND LW WEBSTER

AGAINST: CRS B G GRAHAM, KG GREENWALD, LM MATTHEWS AND DV VINCENT

PROCEDURAL MOTION

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor WEBSTER:

140/16 That Council allow meeting practice to be varied.

141/16 That Council use the exception method to deal with the balance of the Agenda.

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor WEBSTER:

142/16 That with the exception of report numbers 1.6, 2.1, 4.1, 4.2, 6.1 and 8.1 Council adopt the recommendations contained in the remaining reports.

CONFIDENTIAL SESSION

RESOLVED unanimously on the motion of Councillor WEBSTER and seconded by Councillor GREENWALD:

143/16 That Council move into Confidential Session.

At this stage of the meeting being 7.19 pm council moved into Confidential Session with the members of the press, public and Council staff excluded from the meeting of 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.

OPEN SESSION

Council resumed in open session at 7.37 pm and the Mayor, Councillor Eaton OAM, reported on proceedings of the confidential session of the ordinary meeting of council as follows:

8.1 Appointment of Acting Chief Executive Officer from 14 March 2016

144/16 That Council note this Report.

145/16 That the Council determine that this Report remain confidential after the closing of this meeting, for the reasons that the Report includes personnel matters concerning individuals (s. 10A(2)(a) of the Local Government Act 1993) and/or includes advice that would be privileged from production in legal proceedings on the ground of legal professional privilege (s. 10A(2)(g)) of the Local Government Act 1993.)

146/16 That pending further resolution, the Council resolve that the position of "Acting General Manager" be titled "Acting Chief Executive Officer" (ACEO).

147/16 That the Council appoint Mr Robin Noble to the position of Acting General Manager of the Council from 15 March 2016 to 14 June 2016 (inclusive).

148/16 That pursuant to the delegation to the governing body of the Council dated 6 February 2016, the Council resolve to exercise option 1 in clause 2.2 of the contract of employment of Mr Noble.

149/16 That pursuant to the delegation to the governing body of the Council dated 6 February 2016, the Council advise Mr Noble it is not intending on exercising option 2 due to the expected merger proclamation due in the middle of this year.

150/16 That Council vary its organisational structure to create a position of Operations Manager to assist the ACEO by managing day to day operations of Council so that the ACEO can continue to concentrate on the merger.

QUESTIONS ON NOTICE

Q1/16 Purchase of 7 Anzac Avenue, Wyong
Councillor Lisa Matthews
F2011/01493

Can the Acting Chief Executive Officer please provide a report on the purchase of 7 Anzac Avenue, Wyong including cost of purchase and any plans for the dwelling?

Q2/16 Toilets at Frank Balance Park
Councillor Lisa Matthews
CPA/250224

Can staff please provide information as to when toilet/s including an accessible toilet be provided/built on the Frank Balance Park site?

Q3/16 Cost to Council to Hold/Participate in Events on Australia Day
Councillor Ken Greenwald
F2004/06176

Can the Acting Chief Executive Officer of Wyong answer a question asked to me by a ratepayer?

Can you advise how much it cost Council to hold or participate in events held in Wyong Shire on Australia Day?

THE MEETING closed at 7.39pm.

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

(Clause 195A)

Form of Special Disclosure of Pecuniary Interest

- 1 The particulars of this form are to be written in block letters or typed.
- 2 If any space is insufficient in this form for all the particulars required to complete it, an appendix is to be attached for that purpose which is properly identified and signed by you.

Important Information

This information is being collected for the purpose of making a special disclosure of pecuniary interests under sections 451 (4) and (5) of the Local Government Act 1993. **The special disclosure must relate to a pecuniary interest that arises only because of an interest of the councillor in the councillor's principal place of residence or an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence.** You must not make a special disclosure that you know or ought reasonably to know is false or misleading in a material particular. Complaints made about contraventions of these requirements may be referred by the Director-General to the Local Government Pecuniary Interest and Disciplinary Tribunal.

This form must be completed by you before the commencement of the council or council committee meeting in respect of which the special disclosure is being made. The completed form must be tabled at the meeting. Everyone is entitled to inspect it. The special disclosure must be recorded in the minutes of the meeting.

Special disclosure of pecuniary interests by: **Councillor Doug Eaton**
in the matter of **Wyong Local Environmental Plan 2013 Amendment No 1**
to be considered at a *Council meeting* held on the **10th day of February 2016**.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the <i>identified land</i>) ¹	23 Jennings Road WYONG NSW 2259 (Lot 1 DP 24783)
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 R2 Low Density Residential Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	As per Amendment No 1.
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	Minor changes to permissible heights and uses

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input checked="" type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	

Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993

control applying to the subject land]	
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

3. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input checked="" type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	

Schedule 3A Form of special disclosure of pecuniary interest

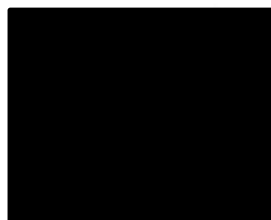
Section 451 of the Local Government Act 1993

Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	
---	--

Councillor's signature:

Date:

10/2/16



[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

- 1 Section 443 (1) of the Local Government Act 1993 provides that you may have a pecuniary interest in a matter because of the pecuniary interest of your spouse or your de facto partner or your relative⁴ or because your business partner or employer has a pecuniary interest. You may also have a pecuniary interest in a matter because you, your nominee, your business partner or your employer is a member of a company or other body that has a pecuniary interest in the matter.
- 2 Section 442 of the Local Government Act 1993 provides that a **pecuniary interest** is an interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person. A person does not have a pecuniary interest in a matter if the interest is so remote or insignificant that it could not reasonably be regarded as likely to influence any decision the person might make in relation to the matter or if the interest is of a kind specified in section 448 of that Act (for example, an interest as an elector or as a ratepayer or person liable to pay a charge).
- 3 A pecuniary interest may arise by way of a change of permissible use of land adjoining, adjacent to or in proximity to land in which a councillor or a person, company or body referred to in section 443 (1) (b) or (c) of the Local Government Act 1993 has a proprietary interest—see section 448 (g) (ii) of the Local Government Act 1993.
- 4 **Relative** is defined by the Local Government Act 1993 as meaning your, your spouse's or your de facto partner's parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descendant or adopted child and the spouse or de facto partner of any of those persons.

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

(Clause 195A)

Form of Special Disclosure of Pecuniary Interest

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Important Information

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This form must be completed by you before the commencement of the council or council committee meeting in respect of which the special disclosure is being made. The completed form must be tabled at the meeting. Everyone is entitled to inspect it. The special disclosure must be recorded in the minutes of the meeting.

Special disclosure of pecuniary interests by: **Councillor Robert (Bob) Graham** in the matter of **Wyong Local Environmental Plan 2013 Amendment No 1** to be considered at a *Council meeting* held on the **10th day of February 2016**.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the <i>identified land</i>) ¹	38 Gregory Street Berkeley Vale (Lot 39 DP202428)
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 R2 Low Density Residential Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	As per Amendment No 1.
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	Minor changes to permissible heights and uses

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input checked="" type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control]	

Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993

<i>control applying to the subject land</i>	
Proposed change of zone/planning control <i>[Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]</i>	
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

3. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
Relationship of identified land to Councillor <i>[Tick or cross one box.]</i>	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input checked="" type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest ²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ <i>[Tick or cross one box]</i>	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control <i>[Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]</i>	
Proposed change of zone/planning control <i>[Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]</i>	

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	
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Councillor's signature:

Date:

10.2.16

[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

- 1 Section 443 (1) of the Local Government Act 1993 provides that you may have a pecuniary interest in a matter because of the pecuniary interest of your spouse or your de facto partner or your relative⁴ or because your business partner or employer has a pecuniary interest. You may also have a pecuniary interest in a matter because you, your nominee, your business partner or your employer is a member of a company or other body that has a pecuniary interest in the matter.
- 2 Section 442 of the Local Government Act 1993 provides that a **pecuniary interest** is an interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person. A person does not have a pecuniary interest in a matter if the interest is so remote or insignificant that it could not reasonably be regarded as likely to influence any decision the person might make in relation to the matter or if the interest is of a kind specified in section 448 of that Act (for example, an interest as an elector or as a ratepayer or person liable to pay a charge).
- 3 A pecuniary interest may arise by way of a change of permissible use of land adjoining, adjacent to or in proximity to land in which a councillor or a person, company or body referred to in section 443 (1) (b) or (c) of the Local Government Act 1993 has a proprietary interest—see section 448 (g) (ii) of the Local Government Act 1993.
- 4 **Relative** is defined by the Local Government Act 1993 as meaning your, your spouse's or your de facto partner's parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descendant or adopted child and the spouse or de facto partner of any of those persons.

Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993

(Clause 195A)

Form of Special Disclosure of Pecuniary Interest

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Special disclosure of pecuniary interests by: **Councillor Ken Greenwald**
 in the matter of **Wyong Local Environmental Plan 2013 Amendment No 1**
 to be considered at a *Council meeting* held on the **10th Day of February 2016**.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the <i>identified land</i>) ¹	57 Dunrossil Ave Watanobbi (Lot 1212 DP 262111)
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest ²	

Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993

Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 R2 Low Density Residential Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	As per Amendment No 1.
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	Minor changes to permissible heights and uses

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input checked="" type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	

Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993

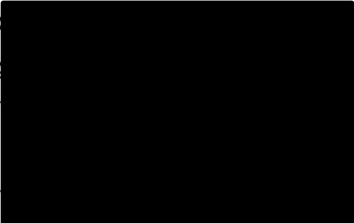
control applying to the subject land]	
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	

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3. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the <i>identified land</i>) ¹	
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input checked="" type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the <i>subject land</i>) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	

Schedule 3A Form of special disclosure

Section 451 of the Local Government Act 1993

Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	
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Councillor's signature:

Date:

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Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993

(Clause 195A)

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Special disclosure of pecuniary interests by: **Councillor Lisa Matthews**
in the matter of **Wyong Local Environmental Plan 2013 Amendment No 1**
to be considered at a *Council meeting* held on the **10th February 2016**.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the <i>identified land</i>) ¹	77 Kalua Drive Chittaway Bay (Lot 168 DP27390)
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 R2 Low Density Residential Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	As per Amendment No 1.
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	Minor changes to permissible heights and uses

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	360 Lakedge Ave Chittaway Bay NSW 2261
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input checked="" type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

control applying to the subject land]	
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

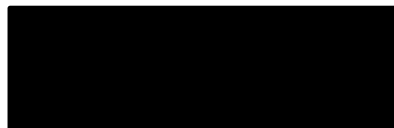
3. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input checked="" type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	
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Councillor's signature:



Date: 10/2/16

[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

- 1 Section 443 (1) of the Local Government Act 1993 provides that you may have a pecuniary interest in a matter because of the pecuniary interest of your spouse or your de facto partner or your relative⁴ or because your business partner or employer has a pecuniary interest. You may also have a pecuniary interest in a matter because you, your nominee, your business partner or your employer is a member of a company or other body that has a pecuniary interest in the matter.
- 2 Section 442 of the Local Government Act 1993 provides that a **pecuniary interest** is an interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person. A person does not have a pecuniary interest in a matter if the interest is so remote or insignificant that it could not reasonably be regarded as likely to influence any decision the person might make in relation to the matter or if the interest is of a kind specified in section 448 of that Act (for example, an interest as an elector or as a ratepayer or person liable to pay a charge).
- 3 A pecuniary interest may arise by way of a change of permissible use of land adjoining, adjacent to or in proximity to land in which a councillor or a person, company or body referred to in section 443 (1) (b) or (c) of the Local Government Act 1993 has a proprietary interest—see section 448 (g) (ii) of the Local Government Act 1993.
- 4 **Relative** is defined by the Local Government Act 1993 as meaning your, your spouse's or your de facto partner's parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descendant or adopted child and the spouse or de facto partner of any of those persons.

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

(Clause 195A)

Form of Special Disclosure of Pecuniary Interest

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Important Information

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This form must be completed by you before the commencement of the council or council committee meeting in respect of which the special disclosure is being made. The completed form must be tabled at the meeting. Everyone is entitled to inspect it. The special disclosure must be recorded in the minutes of the meeting.

Special disclosure of pecuniary interests by: **Councillor Adam Troy**
in the matter of **Wyong Local Environmental Plan 2013 Amendment No 1**
to be considered at a *Council meeting* held on the **10 day of February 2016**.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the <i>identified land</i>) ¹	31 Warner Ave Tuggerawong (Lot 155 DP 13019)
Relationship of identified land to Councillor <i>[Tick or cross one box.]</i>	<input checked="" type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest ²	

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 R2 Low Density Residential Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	As per Amendment No 1.
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	Minor changes to permissible heights and uses

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input checked="" type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control]	

Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993

<i>control applying to the subject land</i>	
Proposed change of zone/planning control <i>[Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]</i>	
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

3. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
Relationship of identified land to Councillor <i>[Tick or cross one box.]</i>	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input checked="" type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest ²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ <i>[Tick or cross one box]</i>	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control <i>[Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]</i>	
Proposed change of zone/planning control <i>[Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]</i>	

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	
---	--

Councillor's signature:

Date:

10/2/2016

[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

- 1 Section 443 (1) of the Local Government Act 1993 provides that you may have a pecuniary interest in a matter because of the pecuniary interest of your spouse or your de facto partner or your relative⁴ or because your business partner or employer has a pecuniary interest. You may also have a pecuniary interest in a matter because you, your nominee, your business partner or your employer is a member of a company or other body that has a pecuniary interest in the matter.
- 2 Section 442 of the Local Government Act 1993 provides that a **pecuniary interest** is an interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person. A person does not have a pecuniary interest in a matter if the interest is so remote or insignificant that it could not reasonably be regarded as likely to influence any decision the person might make in relation to the matter or if the interest is of a kind specified in section 448 of that Act (for example, an interest as an elector or as a ratepayer or person liable to pay a charge).
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- 4 **Relative** is defined by the Local Government Act 1993 as meaning your, your spouse's or your de facto partner's parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descendant or adopted child and the spouse or de facto partner of any of those persons.

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

(Clause 195A)

Form of Special Disclosure of Pecuniary Interest

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Important Information

This information is being collected for the purpose of making a special disclosure of pecuniary interests under sections 451 (4) and (5) of the Local Government Act 1993. **The special disclosure must relate to a pecuniary interest that arises only because of an interest of the councillor in the councillor's principal place of residence or an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence.** You must not make a special disclosure that you know or ought reasonably to know is false or misleading in a material particular. Complaints made about contraventions of these requirements may be referred by the Director-General to the Local Government Pecuniary Interest and Disciplinary Tribunal.

This form must be completed by you before the commencement of the council or council committee meeting in respect of which the special disclosure is being made. The completed form must be tabled at the meeting. Everyone is entitled to inspect it. The special disclosure must be recorded in the minutes of the meeting.

Special disclosure of pecuniary interests by: **Councillor Lynne Webster**
in the matter of **Wyong Local Environmental Plan 2013 Amendment No 1**
to be considered at a *Council meeting* held on the **10th day of February 2016**.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the <i>identified land</i>) ¹	2a Castlereagh Crescent, BATEAU BAY
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyang LEP 2013 R1 General Residential Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	As per Amendment No 1.
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	Minor changes to permissible heights and uses

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input checked="" type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	

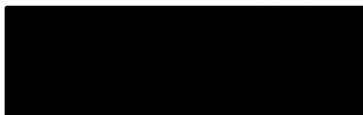
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Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input checked="" type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
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Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

<i>control applying to the subject land]</i>	
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	

Councillor's signature:



Date: 10-02-2016.

[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

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**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

(Clause 195A)

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Special disclosure of pecuniary interests by: **Councillor Doug Vincent**
in the matter of **Wyong Local Environmental Plan 2013 Amendment No 1**
to be considered at a *Council meeting* held on the **10th day of February 2016**.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the <i>identified land</i>) ¹	62 Narambi Road Buff Point (Lot 1 DP 547145)
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 R2 Low Density Residential Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	As per Amendment No 1.
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	Minor changes to permissible heights and uses

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input checked="" type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

control applying to the subject land]	
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	


ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

3. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the <i>identified land</i>) ¹	
Relationship of identified land to Councillor [Tick or cross one box.]	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input checked="" type="checkbox"/> Associated person of Councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the <i>subject land</i>) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Effect of proposed change of zone/planning control on councillor [[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]]	Appreciable financial gain
---	----------------------------

Councillor's signature: 

Date: 10/2/16

[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

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1.5 Notice of Intention to Deal with Matters in Confidential Session

TRIM REFERENCE: F2016/00012 - D12239662

MANAGER: Lesley Crawley; Manager Corporate Governance

AUTHOR: Jade Maskiewicz; Councillor Services Officer

SUMMARY

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

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.

RECOMMENDATION

1 That Council consider the following matters in Confidential Session, pursuant to Section 10A (2)(d)(ii) of the Local Government Act 1993:

8.1 – Coregas Oxygen Injection

2 That Council note its reason for considering Report No 8.1 – Coregas Oxygen Injection, as it contains commercial information of a confidential nature that would, if disclosed confer a commercial advantage on a competitor of the Council.

4 That Council request the Acting Chief Executive Officer to report on these matters in open session of Council.

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

Note: Explanation - Section 10A of the Local Government Act 1993 states:

- 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,*
- 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.*
- 2(i) alleged contraventions of any code of conduct requirements applicable under section 440.”*

ATTACHMENTS

Nil.

2.1 Public Exhibition of Planning Proposal at Gwandalan

TRIM REFERENCE: RZ/8/2014 - D12210140

MANAGER: Tanya O'Brien, Manager

AUTHOR: Peter Kavanagh; Senior Planner

SUMMARY

A planning proposal has been prepared seeking to make permissible 'tourist and visitor accommodation' at 2 – 8 Aldinga Road Gwandalan.

This report details the results of community and public authority consultation following public exhibition of the Planning Proposal. This report recommends that Council proceed to amend Wyong Local Environmental Plan (WLEP) 2013 and that the Acting Chief Executive Officer (CEO) be authorised to finalise the rezoning proposal.

Applicant	Aconsult
Owners	Gwandalan Bowling Club
Proposal No	RZ/8/2014
Description of Land	Lots 1, 2, 3 & 4, Section 22, DP 28961, Nos. 2 – 8 Aldinga Road, Gwandalan
Zoning	R2 Low Density Residential
Proposal	Insert an enabling provision within Schedule 1-Additional Uses to permit a form of "tourist and visitor accommodation" on the land
Existing Use	Vacant

RECOMMENDATION

- 1 ***That Council note that there were no submissions made during the formal public exhibition period.***
- 2 ***That Council request the Acting Chief Executive Officer to exercise the Written Authorisation to Exercise Delegation for RZ/8/2014, to amend the Wyong Local Environmental Plan (WLEP 2013) to insert an enabling provision within Schedule 1-Additional Uses, to permit a form of "tourist and visitor accommodation" on the land (Amendment No. 22).***

BACKGROUND

Council has been progressing an application to amend the WLEP 2013 to allow "Tourist and Visitor Accommodation" on land at 2-8 Aldinga Road, Gwandalan. The land is situated to the south of the neighbourhood shopping centre and to the west of the Gwandalan Bowling Club, and the foreshore reserve to Crangan Bay (see Figure 1). The sites are currently zoned R2 Low Density Residential and have a combined area of approximately 3066m².



Figure 1: Site Context

The Site

The site is generally flat, with a gentle fall to Gamban Road. It is currently being partly utilised for informal car parking. There are no historic records of previous developments on any of the four lots. Remnant mature trees exist on site, together with a mature Bottlebrush hedge. Generally the trees are of reasonable health. Several have a pronounced lean, or have a poor aesthetic, having been poorly pruned to avoid adjacent power lines, and the soil over the root systems has been compacted by the utilisation of the land as an informal carpark. There are no identified threatened or endangered flora or fauna species observed on site.

The land is bounded on three sides by bitumen sealed road with table drains, with no kerb and gutter. There is formal piped drainage in Aldinga Road and Gamban Road. There is also an open channel flowing west to east in the adjoining properties to the south of the land. The locality to the west and south is generally characterised by low density housing (R2 Low Density Residential zone). On the opposite side of Aldinga Road (to the north) and fronting Gamban Road is a small shopping centre (B1 Neighbourhood Centre zone) containing 10 shops. Land immediately to the west (across a lane from the commercial area) and opposite the subject land, is zoned R1 General Residential.

Preliminary Consultation - Community Meeting

Preliminary community consultation on the proposed additional land use was conducted via a public meeting on 3 June 2015. It was evident at the community meeting that approximately 170 of 177 people in attendance support the proposal. Further the club provided records of the meeting held by the club on 24 May 2015 where 118 of 122 recorded their support, a petition of over 500 signatures, and the letters from other related organisations, which all demonstrate that the proposed development has strong local support.

Council, at its meeting held on 22 July 2015;

“RESOLVED unanimously on the motion of Councillor VINCENT and seconded by Councillor BEST:

734/15 That Council receive and note the report on the outcomes of the Gwandalan Bowling Club public meeting.

735/15 That Council prepare a planning proposal to amend the Wyong Local Environmental Plan (WLEP 2013) to insert an enabling provision within Schedule 1-Additional Uses, to permit a form of “tourist and visitor accommodation” on the land.

736/15 That Council forward the planning proposal to the Department of Planning and Environment requesting a gateway determination, as well as delegation for Council to finalise and make the draft Local Environmental Plan, pursuant to Section 56 (1) of the Environmental Planning and Assessment Act 1979.

737/15 That Council undertake agency and community consultation regarding the planning proposal in accordance with the gateway determination.”

Gateway Determination

Subsequently a gateway determination and delegation to determine the application was sought and was issued by the NSW Department of Planning and Environment (DP&E) on 7 September 2015. The gateway determination supported the progression of the planning proposal which included agency and community consultation. The determination listed a requirement to consult with the Mines Subsidence Board, based on existing environmental constraints on the land, such as underlying mineral resources. Council has prepared, consulted and exhibited the Planning Proposal.

THE PROPOSAL

In order to achieve the intended outcome of tourist and visitor accommodation on the site, the proposal is to insert the following enabling clause into Schedule 1 – Additional Permitted Uses of WLEP 2013 – See Attachment 1.

CONSULTATION

Agency Consultation

The gateway determination issued on 7 September 2015 required the proposal to be referred to the following NSW Agencies for comment:

- Mine Subsidence Board

No objection to the proposal was received from this Government Agency.

Community Consultation

The Planning Proposal and other relevant supporting documentation was exhibited between Wednesday, 18 November 2015 and Wednesday, 16 December 2015 at:

- Wyong Shire Administration Building, 2 Hely Street, Wyong;
- Gwandalan Bowling Club, 70 Gamban Road, Gwandalan; and
- Council's website (On Exhibition page and Consultation Hub page) www.wyong.nsw.gov.au.

Public notices of the exhibition were placed in the Express Advocate newspaper. In addition letters outlining the proposal were forwarded to adjoining and nearby landowners.

No (0) submissions were received.

Consideration of s.23A guidelines

The Chief Executive of the NSW Office for Local Government has issued guidelines titled "*Council Decision Making during Merger Proposal Periods*" pursuant to s.23A(1) of the *Local Government Act 1993* ("LG Act"). The Council must consider those guidelines when making decisions during the "merger proposal period", which commenced on 6 January 2016 and will conclude on the date on which a proclamation is made to amalgamate the Wyong and Gosford local government areas or the Minister for Local Government determines that he will not proceed with the proposal for that amalgamation: s.23A(3) of the LG Act. Councillors have been provided with a copy of those guidelines and have been given advice concerning those guidelines. The decisions that are proposed as part of this report comply with those guidelines.

CONCLUSION

The proposed amendment to WLEP 2013 to enable tourist and visitor accommodation as an additional land use on 2 – 8 Aldinga Road Gwandalan has been assessed and feedback from the community and public authorities has been sought.

The subject land is considered suitable for the proposed amendment and therefore it is recommended that Council proceed with finalisation of the amendment to the WLEP 2013.

ATTACHMENTS

- 1 Enabling Clause and Map to be inserted into WLEP 2013 D12215926

Attachment 1

Insertion of the following enabling clause into Schedule 1 – Additional Permitted Uses of WLEP 2013

9. Use of Certain Land at 2 - 8 Aldinga Road, Gwandalan

1. This clause applies to land identified as “Item 31” on the Additional Permitted Uses Map.
2. Development for the purposes of tourist and visitor accommodation is permitted with development consent.

The Additional Permitted Uses Map is to be updated to identify the site as “Item 31”. Figure 2 provides an extract from the draft Map.

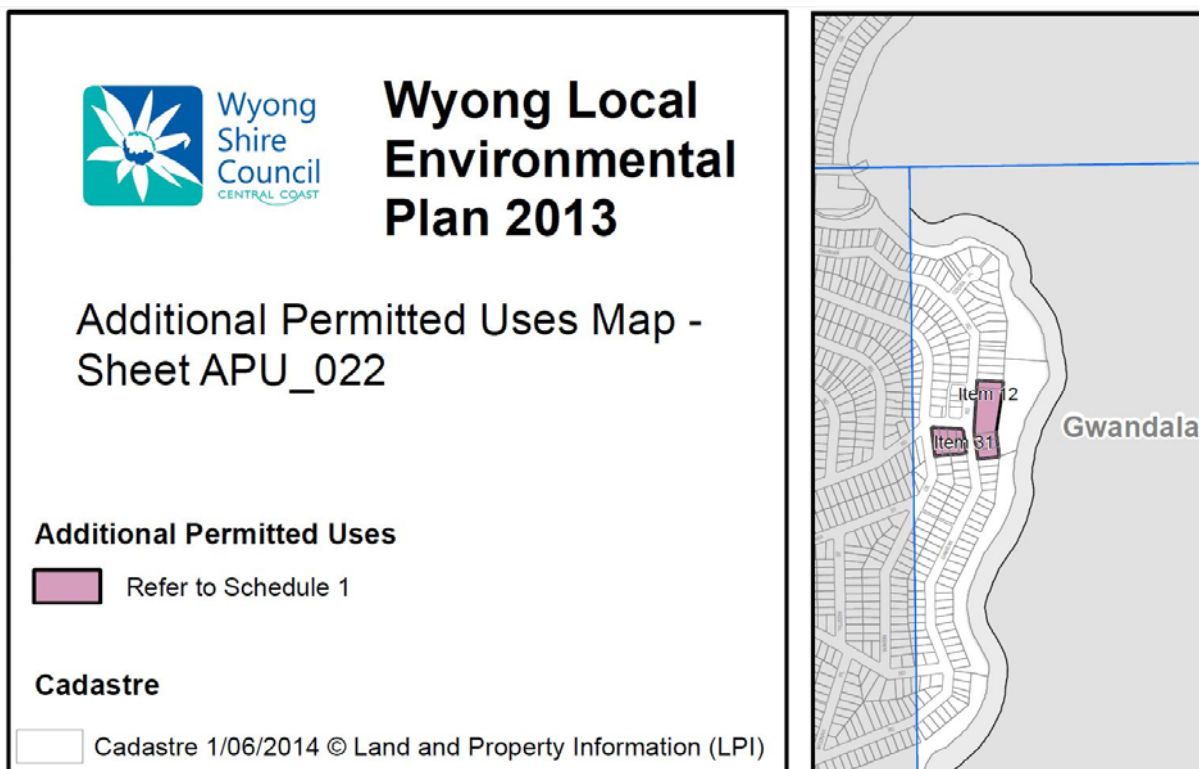


Figure 2: Zoom Extract of draft Additional Permitted Uses Map

2.2 Results of Public Exhibition draft Development Control Plan 2013 Chapter 3.1 - Site Waste Management

TRIM REFERENCE: F2015/01293 - D12097483

MANAGER: Tanya O'Brien, Manager

AUTHOR: Chris Ferry; Strategic Planner

SUMMARY

The purpose of this report is to discuss the results of the public exhibition of the draft *Wyong Development Control Plan (DCP) 2013: Chapter 3.1 Site Waste Management*.

The proposed DCP amendment updates the Waste Management provision to accord with the *NSW Waste Avoidance and Resource Recovery Strategy 2014-2021* and defers the requirement for the preparation of a Waste Management Plan in some circumstances.

The draft policy was placed on exhibition for public consultation from 4 November 2015 to 2 December 2015. No public submissions were received during the exhibition period.

This report recommends that *draft Chapter 3.1 Site Waste Management* and its Guidelines be adopted and appropriate public notice be given.

RECOMMENDATION

- 1 That Council adopt the revised *Wyong Development Control Plan 2013 Chapter 3.1 Site Waste Management* and appropriate public notice be given within 28 days that the draft DCP as amended will come into effect.**
- 2 That Council forward a copy of the amended *Wyong DCP 2013* to the Secretary of the NSW Department of Planning and Environment within 28 days of the DCP becoming effective.**

BACKGROUND

This report discusses the review of the existing DCP 2013 Chapter 3.1 – Waste Management and its guidelines. Changes to the DCP are proposed which require the submission of a Site Waste Management Plan at Development Application stage if demolition is proposed or at Construction Certificate Stage for other development. This approach defers the timing of the preparation of a Site Waste Management Plan, reducing upfront costs while maintaining appropriate controls.

The 2009 Wyong Waste Control Guidelines were also reviewed to ensure they are consistent with the *NSW Waste Avoidance and Resource Recovery Strategy 2014-2021 (WARR)* as they currently relate to the previous WARR.

NSW Waste Avoidance and Resource Recovery Strategy 2014-2021 (WARR)

The WARR was developed in 2003 to provide a framework for minimising environmental harm from waste management and disposal, reducing waste and maximising conservation of our natural resources.

The WARR strategy was revised in 2014 and identified waste avoidance and resource recovery goals and targets and targets in key result areas. The key results include:

- avoid and reduce waste generation,
- increase recycling,
- divert more waste from landfill,
- manage problem waste better;
- reduce litter, and
- reduce illegal dumping.

The 2009 Wyong Waste Control Guidelines have been updated to ensure these key areas are addressed when development occurs.

The matter was considered by Council at its meeting of 27 January 2016 and resolved the following:

“RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor WEBSTER

13/16 That Council defer this item for an update on the comparison between the draft and existing DCP.

FOR CRS G BEST, D EATON, B GRAHAM, K GREENWALD, L MATTHEWS, L TAYLOR, A TROY, D VINCENT AND L WEBSTER

AGAINST: NIL”

In accordance with resolution 13/16, the proposed changes to the DCP Chapter 3.1 and the Waste Control Guidelines have been highlighted and are provided as attachments.

CURRENT STATUS

DCP Chapter 3.1 – Site Waste Management and Guidelines provide developers with advice on waste reduction and reuse and assists with the completion of a Waste Management Plan required for development applications. The DCP Chapter is proposed to be amended to:

- Defer the timing of preparation of a Site Waste Management Plan,
- Delete controls related to State Significant Development,
- Delete controls related to Complying Development,
- Delete controls related to Exempt Development,
- Remove controls for development by Council,
- Require a Waste Management Plan at Construction Certificate stage where possible,
- Require a Waste Management Plan for a Development Application for Demolition is proposed.

The DCP chapter has had a lot of irrelevant information deleted so as to make it a more streamlined and a more practical development control policy.

The 2009 Guidelines have been updated to reflect the latest *NSW Waste Avoidance and Resource Recovery Strategy 2014-2021*. The guidelines are proposed to be amended to:

- Remove previous waste targets which were based on the 2003 NSW Waste Avoidance Recovery Strategy (WARR Strategy)
- Detail the targets which have been set within the WARR 2014-2021 for:
 - waste reduction,
 - waste recovery (recycling),
 - diversion of waste from landfill,
 - management of waste,
 - reduction of litter, and
 - reduction of illegal dumping.
- Update reference to the previous DCP 69 and replace with the correct DCP - Chapter 3.1 Controls for Site Waste Management.
- Remove irrelevant information.

The guidelines provide advice to applicants and developers on how to avoid and minimise waste and how to improve existing waste management facilities during the development process, and during the ongoing use of the premises.

CONSULTATION

Internal comment has been received from various departments including development planners, environmental management coordinator and building inspectors. The feedback received has been used in revising the draft DCP chapter 3.1.

In accordance with the requirements of the *Environmental Planning & Assessment Regulation 2000* draft DCPs are to be publically exhibited for a minimum of 28 days. The draft DCP amendment was placed on exhibition for public consultation from 4 November 2015 to 2 December 2015. No public submissions were received during the exhibition period.

GOVERNANCE

Consideration of s.23A guidelines

The Chief Executive of the NSW Office for Local Government has issued guidelines titled "*Council Decision Making during Merger Proposal Periods*" pursuant to s.23A(1) of the *Local Government Act 1993* ("LG Act"). The Council must consider those guidelines when making decisions during the "merger proposal period", which commenced on 6 January 2016 and will conclude on the date on which a proclamation is made to amalgamate the Wyong and Gosford local government areas or the Minister for Local Government determines that he will not proceed with the proposal for that amalgamation: s.23A(3) of the LG Act. Councillors have been provided with a copy of those guidelines and have been given advice concerning those guidelines. The decisions that are proposed as part of this report comply with those guidelines.

CONCLUSION

The proposed amendment of DCP Chapter 3.1 – Site Waste Management and Guidelines are a result of the continual review and improvement of Council Policy. The amendments seek to ensure Council’s planning documents are clear and concise. The proposed amendments have been publicly exhibited and no submissions were received.

It is recommended that the amended DCP Chapter 3.1 – Site Waste Management and Guidelines be adopted to come into force upon publication of a public notice in a local paper.

ATTACHMENTS

- | | | |
|---|--|-----------|
| 1 | DCP 2013 Chapter 3.1 Site Waste Management | D12097816 |
| 2 | Waste Control Guidelines | D12099774 |

CHAPTER 3.1 SITE WASTE MANAGEMENT

1.0 INTRODUCTION

1.1 Objectives of this Chapter

- To identify Council's expectations and requirements for the management of waste (not including sewage) on individual sites including information required in development applications
- To identify approaches and techniques which promote waste minimisation in Wyong Shire
- To provide Council's requirements for the management of waste including storage, handling and disposal of waste and recyclable materials on individual sites
- To promote best practice in waste management and quality environmental outcomes

1.2 Land to which this Chapter Applies

This Chapter applies to the whole of Wyong Shire.

1.3 Relationship to other Chapters and Policies

This Chapter should be read in conjunction with other relevant Chapters of this Development Control Plan and other Policy Documents of Council, including but not limited to:

- Chapter 2.1 – Housing and Ancillary Structures
- Chapter 2.2 – Bed and Breakfast Accommodation
- Chapter 2.3 – Dual Occupancy Development
- Chapter 2.4 – Multiple Dwelling Residential Development
- Chapter 2.11– Parking and Access
- Chapter 2.12 – Industrial Development
- Part 4 – Subdivision
- Part 6 – Location Specific Development Provisions (where relevant)
- Council's Waste Control Guidelines
- Council's Civil Works – Design Guideline and Construction Specification

This Chapter and the associated **Waste Control Guidelines** (see Council's website) have been prepared having regard to the provisions of the Waste Avoidance and Resource Recovery Act 2001 and the Protection of the Environment Operations Act, 1997. Different information may be required for different types and scales of development so applicants are encouraged to review the Guidelines and consult with Council staff to determine critical issues and applicable standards prior to the preparation of plans.

Staff of the Central Coast Waste Board are also available to provide advice on waste management issues and techniques, phone: (02) 4323 4343.

In circumstances where there may be any inconsistency between the requirements contained in this Chapter and any other Chapter relating to the management of waste, the provisions of this Chapter shall apply to the extent of the inconsistency.

1.4 What Type of Development does this Chapter Cover?

This Chapter applies to all categories of development including demolition, subdivision, rural, residential, commercial and industrial development. It provides Council's requirements for the management of waste including waste minimisation, storage, handling, recycling and disposal.

2.0 WASTE MANAGEMENT CONTROLS

2.1 When is a Waste Management Plan Required?

- a A Waste Management Plan is required to accompany all development applications for demolition and will be required as a condition of development consent prior to the lodgement of a Construction Certificate Application.
- b Waste Control Guidelines have been prepared by Council to assist applicants with the preparation of Waste Management Plans (including standard Forms).

2.2 Waste Control Guidelines

- a A Waste Management Plan (written document/completed form) shall be prepared in accordance with the Waste Control Guidelines, to provide the following information:
 - i type and amount of waste / recyclable materials which will be generated;
 - ii how waste / recyclable materials will be stored and treated on site;
 - iii how disposal of waste / management or resale of recyclable materials will take place, and
 - iv how ongoing waste management will be accommodated in the design of the building or use.
- b The Waste Management Plan is required to cover the following stages of a development:
 - i Clearing;
 - ii Demolition;
 - iii Site preparation;
 - iv subdivision;
 - v construction; and

vi long term operation.

2.3 Standard Forms

- a A Waste Management Plan form has been prepared to assist with the presentation of the required information. The Waste Management Plan should be submitted on this form with any supporting material or additional information attached.
- b The standard form for completion of the Waste Management Plan can be obtained from Council's Customer Contact Centre, and will be issued with a construction certificate application form for a local development.

2.4 Can I use an Existing Approved Waste Management Plan?

A Waste Management Plan must directly address the development which is the subject of an application. Where alterations and additions or a change of use is proposed to premises where a Waste Management Plan is in place, a new plan is still required. However, that plan may make use of whatever material in the existing plan which is relevant to the new proposal.



~~WYONG SHIRE COUNCIL~~

~~WASTE CONTROL
GUIDELINES~~

Commencement Date: 17 July 2009



Wyong Shire Council
Waste Control Guidelines

Version 0.2
Wyong Shire Council November 2015

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1. INTRODUCTION

1.1 Objective - Minimise Waste

Waste has become a high profile issue at all levels of government as landfill sites become scarce and the environmental and economic costs of disposal rise.

The solutions to the waste problem have been summarised in what is called the waste management hierarchy and is depicted in Figure 1:

- waste avoidance and reduction;
- re-use;
- recycling;
- recover energy;
- treatment; and
- disposal to landfill (as a last resort).

All waste streams contain many resources that may be useful products for our communities. Recovering, recycling and using these as secondary resources are key elements in working towards Ecologically Sustainable Development.

A large proportion of waste can be reduced with action at its source. A further high percentage can be re-used and recycled if time is taken to source-separate, promote local markets and arrange for transportation.

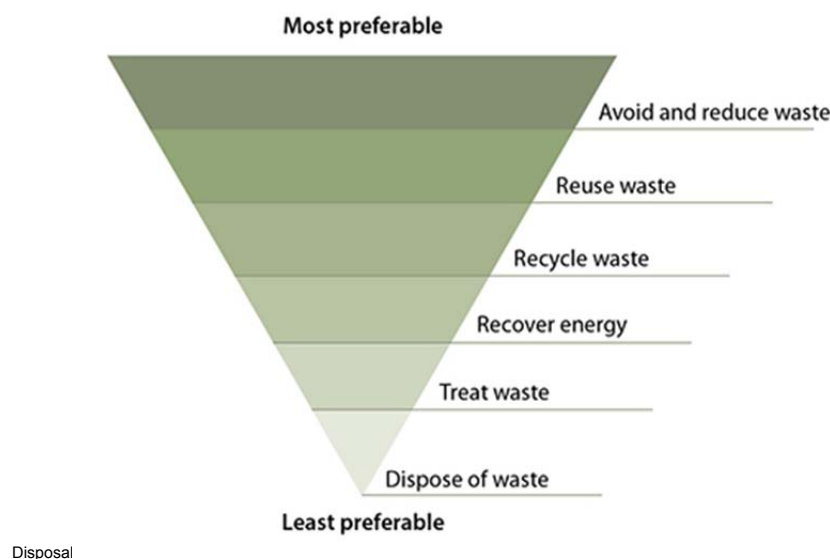


Figure 1: Waste Hierarchy

1.2 Government Responses to Waste Minimisation

1.2.1 NSW Government

The Waste Avoidance and Resource Recovery Act, 2001 became effective 8 October 2001. The objectives of the WARR Act are to encourage the most efficient use of resources, provide for the continual reduction in waste generation and minimise the consumption of natural resources and the final disposal of waste by encouraging the avoidance of waste and the reuse and recycling of waste.

~~The Act requires DECC to develop a waste strategy which is to be based on continuous improvement and benchmarked against international best practice, and has to include targets for waste reduction, resource recovery and the diversion of waste from landfill disposal. The NSW Waste Avoidance and~~

~~Resource Recovery Strategy (WARR Strategy) developed in 2003 provides a framework for reducing waste and making better use of our resources.~~

~~The targets set in the WARR Strategy for increasing recovery of recyclables are as follows:~~

Source	Targets for NSW
Municipal sector	Increase recovery and utilisation of materials from the current 33% to 66% by 2014
Commercial & industrial sector	Increase recovery and utilisation of materials from the from the current 38% to 63% by 2014
Construction & demolition sector	Increase recovery and utilisation of materials from the from the current 62% to 76% by 2014

The WARR Act requires the introduction of extended producer responsibility (EPR) provisions and for the NSW Environment Protection Authority (EPA) to develop a waste strategy which is to be based on continuous improvement and benchmarked against international best practice. The NSW Waste Avoidance and Resource Recovery Strategy 2014-2021 (WARR Strategy) includes targets for waste reduction, resource recovery and the diversion of waste from landfill disposal. The WARR provides a framework for minimising environmental harm from waste management and disposal, reducing waste and maximising conservation of our natural resources.

The WARR Strategy identified waste avoidance and resource recovery goals and targets in six key result areas. The targets for the Key Result Areas are detailed in Table 1 which can be identified as the following goals:

- Avoid and reduce waste generation;
- Increase recycling;
- Divert more waste from landfill
- Manage problem waste better
- Reduce litter; and
- Reduce illegal dumping.

Table 1: Broad Targets for each Key Result area

Key Result Area	Target
Avoid and reduce waste generation	By 2010-22 reduce the rate of waste generation per capita.
Increase recycling	By 2010-22 increase recycling rates for: <ul style="list-style-type: none"> • Municipal solid waste from 52% (in 2010-11) to 70% • Commercial and industrial Waste from 57% (in 2010-11) to 70% • Construction and demolition waste from 75% (in 2010-11) to 80%
Divert more waste from landfill	By 2021-22 increase the waste diverted from landfill from 63% (in 2010-11) to 75%

Manage problem waste better	By 2021-22 establish or upgrade 86 drop off facilities or services for managing household problem wastes statewide
Reduce Litter	By 2016-17, reduce the number of litter items by 40% compared with 2011-12 levels and continue to reduce litter items to 2021-22
Reduce illegal dumping	<p>From 2013-14 implement the <i>NSW Dumping Strategy 2014-16</i> to reduce the incidence of illegal dumping statewide.</p> <p>As part of this strategy, by 2016-17:</p> <ul style="list-style-type: none"> • Reduce the incidence of illegal dumping in Sydney and the Illawarra, Hunter and Central Coast regions by 30% compared to 2010-11 • Establish baseline data to allow target-setting in other parts of the state.

The *Protection of the Environment Operations (Waste) Regulation 2014* creates an integrated, streamlined system for 'waste tracking'. 'Waste tracking' is used across Australia to minimise the possibility that wastes will be transported or disposed of inappropriately. The new regulations have delivered a clear, practical and enforceable system to ensure the appropriate transport and disposal of high-risk wastes.

~~In addition, a major economic instrument to reduce waste in NSW is the Waste Levy. The waste levy is payable on all waste materials disposed to land fill. In July 2006 scheduled increases to the Levy were introduced, with the levy increasing by an additional \$6 per tonne over the next five years (plus CPI adjustments). This means that by 2010-11 the Levy will reach \$52 per tonne (excl CPI) on the Central Coast.~~

In addition, a major economic instrument to reduce waste in NSW is the Waste Levy. The waste levy is payable on all waste materials disposed of at landfill. In 2014/15 the levy was \$108.81 per tonne and will increase annually for all Metropolitan Levy Areas of which Wyong is defined. It is expected that the levy will exceed \$118 per tonne by 2018.

1.2.2 Local Government

Councils have a key dual role to play in waste management. Firstly, as a service provider - arranging for the collection of recyclable materials and waste, and secondly, as a regulator - of building and land use activity.

In this latter role Wyong Shire Council prepared ~~DCP 69 – Controls for Site Waste Management Development~~ *Control Plan 2013 (DCP) Chapter 3.1 – Controls for Site Waste Management* and these Waste Control Guidelines, which promote waste avoidance, reduction, re-use, recycling and (as a last resort) disposal to landfill. Design criteria for collection, storage and recycling areas and facilities are detailed within these Guidelines. The DCP requires the preparation of Waste Management Plans (WMP) for submission with any of the following applications:

- Construction and demolition development;
- state significant development; and
- designated development.

Note:

The New South Wales Department of Planning and Environment is the consent authority for state significant and designated development. Council will liaise with the Department of Planning and Environment to ensure that the interests of the people of Wyong Shire are protected in terms of appropriate waste management for such developments. The minimum requirement sought will be compliance with the provisions of ~~DCP 69~~ DCP Chapter 3.1, for the preparation and submission of a Waste Management Plan with the application.

~~Where a use or activity falls into the category of Complying Development, the preparation of a Waste Management Plan is not required. However, any complying development certificate (CDC) issued will include conditions identifying Council's requirements for waste management of the approved use.~~

~~Where a use or activity falls into the category of Exempt Development and may therefore be carried out without the need for Council consent, the preparation of a Waste Management Plan is not required. However, a person carrying out exempt development should seek to minimise the generation of waste in the construction and operation of any such use or activity and deal with any waste generated in accordance with the objectives of DCP 69.~~

The provisions of the DCP apply only to development applications lodged under Part IV of the Environmental Planning and Assessment Act, 1979.

~~The provisions of the Development Control Plan apply only to development applications and to Complying Development Certificate applications lodged under Part IV of the Environmental Planning and Assessment Act 1979. Council has therefore also adopted Policy C6 Controls for Site Waste Management to require the preparation of a Waste Management Plan to address applications for the approval of activities, whether by Council or other applicants, in accordance with Part V of the Act.~~

~~Where development or works proposed by Council are subject to assessment under Part V of the Act, waste management shall be considered integral to the design of the proposal and be documented within the Review of Environmental Factors (REF). Further a Waste Management Plan shall be prepared and lodged in accordance with the objectives of DCP 2005: Chapter 69 and these Guidelines.~~

Where development or works proposed by Council are subject to assessment under Part V of the Act, waste management shall be considered integral to the design of the proposal and be documented within the Review of Environmental Factors (REF).

To ensure an orderly development control process, Council is committed to the regular review of the performance of the DCP and these associated Guidelines, and to their amendment if required. A systematic review of the document will be undertaken on a five yearly basis.

1.3 Purpose of these Guidelines

These guidelines have been prepared to assist applicants to prepare Waste Management Plans that comply with the requirements listed above.

These guidelines will also provide advice to applicants on how to avoid and minimise waste and how to improve existing facilities.

These guidelines will also set submission requirements and standards in relation to waste for subdivision, demolition, site preparation, construction and ongoing use of premises.

1.4 Key Features

These guidelines have four key features:

1. The provision of advice regarding the preparation of a waste management plan by applicants seeking development approval for subdivisions and demolition and construction of any building. The applicant is required to specify waste and recyclable materials generated by type and volume, and to nominate re-use and recycling potential for each waste type;
2. The provision of general advice for all applicants on matters such as source separation, subdivisions, demolition, construction, design and location of waste storage and recycling facilities;
3. The provision of specific advice for particular uses and activities such as multi-unit dwellings, shops, offices, restaurants clubs/hotels, hospitals and industry; and
4. The provision of detailed appendices providing a sample Waste Management Plan, advice on calculating waste generation rates, identifying hazardous waste, facility design, Council bin sizes and servicing requirements, and the preferred location and design of waste storage and handling facilities, a link to recycling contacts is provided on www.businessrecycling.com.au.

For further information or assistance please contact Wyong Shire Council's [Customer Service Centre](#) [Customer Contact on telephone](#) 02 4350 5555.

1.5 Glossary of Terms

For the purposes of these Guidelines the following terms have the meaning specified:

Class means the classification of a building as determined by the Building Code of Australia.

Clinical and related waste means:

1. clinical waste, or
2. cytotoxic waste, or
3. pharmaceutical, drug or medicine waste, or
4. sharps waste

Clinical waste means any waste resulting from medical, nursing, dental, pharmaceutical, skin penetration or other related clinical activity, being waste that has the potential to cause injury, infection or offence, and includes waste containing human tissue (other than hair, teeth and nails), bulk body fluids or blood, visibly blood-stained body fluids, materials or equipment, laboratory specimens or cultures, animal tissue, carcasses or other waste from animals used for medical research. It does not include any such waste that has been treated by a method approved in writing by the Director-General of the Department of Health.

Collection Point means the usual (or agreed) point of the footpath/roadway, or on-site, where the contents of bins are loaded onto vehicles.

Collection Area means the location where waste or recycling is transferred from a building's storage containers to a collection vehicle for removal from the site. Collection Areas are generally only found in multi-unit developments.

Compostable material means vegetative material capable of being converted to humus or compost by a biological decay process.

Dwelling means a room or number of rooms occupied or used, or so constructed or adapted, as to be capable of being occupied or used, as a separate domicile.

Ecologically Sustainable Development has the definition as contained in S.6 (2) of the Protection of the Environment Administration Act, 1991. It involves the effective integration of environmental and economic considerations in decision making processes through the application of concepts such as the precautionary principle, intergenerational equity, conservation of biological diversity and ecological integrity, and improved valuation, pricing and incentive mechanisms.

Garbage and recycling room means a room where waste and recycling receptacles are stored, awaiting removal from the premises.

Garbage chute means a duct in which deposited material descends from one level to another within the building due to gravity.

Garden organics means vegetative matter including trees, branches, shrubs, cuttings, lawn clippings and untreated timber and wood products.

Guidelines means this document.

Hazardous waste means any waste as defined as hazardous waste in accordance with Schedule 1, Part 3 of the Protection of the Environment Protection Act 1997. Hazardous Materials cannot be placed in standard waste and recycling bins and include waste items such as lead paint, coal tar, dangerous goods containers that have not been cleaned out or waste with a pH less than 2.0 or greater than 12.5.

Recyclable means capable of being reprocessed into usable material.

Sharp Waste means any waste collected from designated sharps waste containers used in the course of business, commercial or community service activities, being waste resulting from the use of sharps for human health care by health professionals and other health care providers, medical research or work on cadavers, veterinary care or veterinary research, skin penetration or the injection of drugs or other substances for medical or non-medical reasons. It does not include waste that has been treated on the site where it was generated to an approved standard

Storey means a habitable or occupied space within a building between one floor level and the next floor level above, or if there is no floor level above, the roof.

Trade waste means liquid waste arising from a commercial / industrial enterprise.

Volume reduction equipment means devices, which reduce the volume of waste or recyclable material including compressing devices such as compactors and bailers, and shredding, pulverising or crushing devices.

Waste means:

- Any substance (whether solid, liquid or gaseous) that is discharged, emitted or deposited in the environment in such volume, consistency or manner, so as to cause an alteration in the environment, or;
- Any discarded, rejected, unwanted, surplus or abandoned substance, or
- Any otherwise discarded, rejected, unwanted, surplus or abandoned substance intended for sale or for recycling, reprocessing, recovery or purification by a separate operation from that which produced the substance, or
- Any substance prescribed by regulation to be waste for the purpose of the Protection of the Environment Operations Act, 1997.

A substance is not precluded from not being waste for the purpose of the Protection of the Environment Operations Act, 1997 merely because it can be reprocessed, re-used or recycled.

Waste management plan means the completed waste plan in accordance with Appendix 1. The plan shall identify the volume and type of waste and recyclable material expected to be generated, stored and treated on site, and how the residual is to be disposed of during site development, construction and habitation. Information must also include location and design of waste storage and recycling areas.

Waste storage and recycling area means a designated area or a combination of designated areas within the boundary of a site for the storage waste and recycling bins. Waste storage areas maybe covered but are not a designated room within a building. Waste storage and recycling areas are generally found in multi-unit developments.

LIST OF ABBREVIATIONS

LIST OF ABBREVIATIONS	
BCA	Building Code of Australia
CDC	Complying Development Certificate
DA	Development Application
DCP	Development Control Plan
DoP	NSW Department of Planning
DECC	Department of Environment and Climate Change (includes the Environmental Protection Authority (EPA))
ESD	Ecologically Sustainable Development
MGB	Mobile Garbage Bin

BCA	Building Code of Australia
DA	Development Application
DCP	Development Control Plan
EPA	Environmental Protection Authority
MGB	Mobile Garbage Bin

2. WASTE MANAGEMENT PLANS

2.1 What is a Waste Management Plan?

A Waste Management Plan is a plan prepared in conjunction with a development application for demolition and subdivision and Construction Certificate application for a building to ensure that waste issues have been considered in the planning and design stage of the proposal and that appropriate measures will be put in place to minimise the generation of waste during the subdivision/demolition and construction stage as well as during the on-going use of the development. Waste measures should follow the waste hierarchy of waste avoidance, re-use and recycling and as a last resort, waste disposal at landfill.

A Waste Management Plan should provide the following information:

- the type and amount of waste / recyclable material to be generated during all relevant stages;
- how waste / recyclable material is to be stored and treated on-site;
- how residual waste / recyclable material is to be disposed of;
- the location, design and size of waste storage and recycling areas or rooms;
- truck access, should on-site servicing of bins be required; and
- how ongoing waste management will operate.

Note: [A sample Waste Management Plan is provided in Appendix 1.](#)

2.2 How are Waste Management Plans Assessed?

In assessing applications, details provided in the Waste Management Plan and on the site plan drawings will be checked for compliance with the performance criteria for the proposed use (e.g. Multi-unit housing, demolition, etc.), against the general aims and objectives of ~~DCP-69~~ [DCP 2013: Chapter 3.1 – Site Waste Management](#) and these Guidelines.

2.3 How to Prepare a Waste Management Plan

- Step 1** Read Table 2 (S. 2.4) to identify which section(s) of the Waste Management Plan should be completed and the information to be included on the site plan drawings.
- Step 2** Read the Sections 3 - 9 of these Guidelines relevant to your specific proposal
- Step 3** Read the sample Waste Management Plan within Appendix 1 to assist you with preparing your Waste Management Plan.
- Step 4** Complete the relevant section(s) of the Waste Management Plan as identified in Step 1. For assistance or advice please contact Wyong Shire Council's Customer [Service Contact Centre](#) on telephone (02) 4350 5555.
- Step 5** Include relevant details as identified in Step 1 on your plan drawings.
- Step 6** Submit both the completed Waste Management Plan and the site plan drawings together with your [Construction Certificate](#) application for approval to council.

2.3 What Information does Council Require?

A Waste Management Plan must be completed and included with your application. Relevant details of waste storage facility design and access must be shown on plan drawings submitted with your application. Should your specific development not be included in the following table please contact Council's Customer [Contact Service Centre](#): 4350 5555.

2.4 Requirements for Waste Management Plans

Table 2: Requirements for Waste Management Plans

Land Use or Activity Proposed	Is a Waste Management Plan required?	Specific details to be provided on plan drawings	Performance Criteria
Subdivision, demolition, or site preparation - including vegetation removal, excavation and major internal renovations	Yes Section 1 only	<ul style="list-style-type: none"> • on-site storage areas for storage of source separated waste and recyclable materials for re-use, recycling or disposal. • vehicular access to the site and on-site 	<ul style="list-style-type: none"> • details of on-site storage areas for source separated waste and recyclable materials are provided. • waste disposal is minimised and waste avoidance, reuse and recycling maximised
Single dwellings, terraces, villa homes, Class 1a buildings	Yes Section 1 & 2 only	<p>Construction stage:</p> <ul style="list-style-type: none"> • on-site storage areas for storage of source separated waste and recyclable materials for re-use, recycling • vehicular access to the site and on-site <p>Post construction</p> <ul style="list-style-type: none"> • location of waste and recycling containers • provision for composting or worm farming facilities 	<ul style="list-style-type: none"> • waste disposal is minimised and waste avoidance, re-use and recycling, particularly of construction material, is maximised • an accessible and usable waste and recyclable material storage area is provided on site that encourages the source separation of waste and recyclables (for construction stage and post construction)

Table 2: Requirements for Waste Management Plans (Cont.)

Land Use or Activity Proposed	Is a Waste Management Plan required?	Specific details to be provided on plan drawings	Performance Criteria
<p>Multi-unit residential development (flats, town houses, villas)</p>	<p>Yes Section 1, 2, 3 and 4</p>	<p>Construction Stage:</p> <ul style="list-style-type: none"> • on-site storage areas for storage of source separated waste and recyclable materials for re-use, recycling • vehicular access to the site and on-site <p>Post-construction:</p> <ul style="list-style-type: none"> • waste storage and recycling area(s) or garbage and recycling room(s) and design details e.g. floor plans, cross section, materials used etc. • a collection area, service lifts, chute system or volume reduction equipment (compactor), where appropriate and design details • access - collection vehicles including turning circles or turning areas 	<ul style="list-style-type: none"> • waste disposal is minimised and waste avoidance, re-use and recycling, particularly of construction material is maximised • on-site source separation of waste and recyclable materials is facilitated • an accessible and usable waste storage & recycling area is provided for each unit or a communal storage area(s) is provided which is accessible to occupiers of all units • location and design of storage facilities complement the streetscape and do not impact on adjoining premises and the amenity of the units within the development • suitable access provided for collection vehicles • appropriate strategies are proposed to educate occupants to minimise contamination of recyclable material.

Table 2: Requirements for Waste Management Plans (Cont.)

Land Use or Activity Proposed	Is a Waste Management Plan required?	Specific details to be provided on plan drawings	Performance Criteria
<p>Commercial and Retail development (shops, offices, food premises, hotels, motels, licensed clubs, hospitals, entertainment facilities, education establishments)</p>	<p>Yes Section 1, 2, 3 and 4</p>	<p>Construction stage:</p> <ul style="list-style-type: none"> • on-site storage areas for storage of source separated waste and recyclable materials for re-use, recycling • vehicular access to the site and on-site <p>Post construction: waste storage and recycling area(s) or garbage and recycling room(s) and design details e.g. floor plans, cross section, materials used etc.</p> <ul style="list-style-type: none"> • A collection area, service lifts, chute system or volume reduction equipment (compactor), where appropriate and design details access for collection vehicles including turning circles or turning areas 	<ul style="list-style-type: none"> • waste disposal is minimised and waste avoidance, re-use and recycling of construction material is maximised • on-site source separation of waste and recyclable materials is facilitated • appropriately designed and accessible waste storage and recycling area(s) and / or garbage and recycling room(s) is provided on-site • suitable access provided for collection vehicles • appropriate arrangements are in place for ongoing waste management

Table 2: Requirements for Waste Management Plans (Cont.)

Land Use or Activity Proposed	Is a Waste Management Plan required?	Specific details to be provided on plan drawings	Performance Criteria
Industry	Yes Section 1, 2,3 and 4	<p>Construction stage:</p> <ul style="list-style-type: none"> • on-site sorting and storage areas for re-use, recycling and disposal of material • vehicular access to the site and on-site <p>Post-construction:</p> <ul style="list-style-type: none"> • waste storage and recycling area(s) including design details e.g. floor plans, cross section, materials used etc. • design details of any volume reduction equipment (compactor), where appropriate • access for collection vehicles including turning circles or turning areas 	<ul style="list-style-type: none"> • waste disposal is minimised and waste avoidance, re-use and recycling of construction material is maximised • on-site source separation of waste and recyclable materials is facilitated • sufficient space provided on-site for separation and storage of recyclables and waste • for multi-use and industrial units, an appropriately designed and accessible waste storage and recycling area is provided per unit or a communal storage area(s) is provided which is accessible from each unit. • suitable access provided for collection vehicles • appropriate arrangements are in place for on ongoing waste management

2.5 When is a Different or Additional Application Needed?

In most circumstances waste management is considered as part of the DA process. However, some waste related uses/activities require different or additional applications. These requirements are summarised in Table 3:

Table 3: Uses/Activities requiring Specific Applications

Proposed Activity	Application Required	Comment
Major waste management facilities	<ul style="list-style-type: none"> • "Designated Development" - Application to Council, supported by an EIS. • Application to the EPA for registration 	<p>Refer to DOP Landfill Guidelines (1996) and EPA Landfill Guidelines (1996)</p> <p>Refer Environmental Guidelines – Solid Waste Landfills (1996) and Draft Environmental Guidelines – Solid Waste Landfills (2015)</p>
Controlled waste activity / facility	Application to the EPA for Licence	
Placing waste on a State road including builders waste storage container	Application to Roads & Traffic Authority (RTA) for approval under the Roads Act	
Disposal of liquid trade waste into the sewer	Application to Council	
Discharge into any water body	Application to the EPA/Council	

If this applies to you, contact the authority listed in the above table.

3. SUBDIVISIONS AND / OR DEMOLITION OF BUILDINGS (Site Preparation)

3.1 Potential for Waste Minimisation

The demolition of buildings is the stage with the greatest potential for waste minimisation, particularly on the Central Coast where there are high levels of development.

The first issue that developers should consider is whether it is possible to re-use existing buildings, materials or parts thereof, for the proposed use.

The potential to incorporate existing trees / shrubs into the landscape plan should be a high priority consideration. Trees which are to be removed should be chipped on site and the material stored for use as mulch in landscaped areas.

Design that reduces excessive excavation of the site is to be encouraged.

With careful on-site sorting and storage and staging work programs it is possible to re-use many materials, either on-site or off-site.

Note: *It is not acceptable to simply demolish the building and dispose of all material to landfill. Instead a number of colour coded or clearly labelled bins on site or an ordered retrieval program should be used to reduce the need for waste disposal.*

Some examples of avoiding waste and recycling of materials are provided within Table 4 to help you in preparing your Waste Management Plan.

Table 4: Re-Use and Recycling Potential

Materials On-Site	Avoidance	Reuse	Recycling
Concrete	Retain existing driveways, paths, footings, slabs etc	Filling, levelling materials, road base	Take to a building material recycling / reprocessing facility. Those materials are generally accepted at a significantly reduced cost compared to land filling.
Bricks	Retain existing walls, buildings and fences	Cleaned and / or rendered over for re-use on-site or offsite	
Roof-tile	Retention of existing roofs or colour treatments / cleaning	Crushed, used for drainage, landscaping and driveways, for re-use on-site or off-site	
Hardwood beams	Re-use or recycling on site.	Fencing, mulching	Take to processing facility at reduced cost
Other timber (untreated)	As above	Formwork, bridging, blocking and propping	
Garden Organics / Trees	As above	Mulching, composting, for reuse as landscaping / fertiliser	
Doors, windows, fittings	Design into new development	Relocated on-site or sold for use off-site	Take to a building material recycling / reprocessing facility
Synthetic & recycled rubber (e.g. Under carpets)	Protect / cover and re-use	Used for safety barriers, speed humps, sports surfaces	
Overburden	Avoid excess excavations	Stockpile top soil and re-use	Waste management facilities generally accept clean fill at reduced cost
Steel (e.g. Corrugated iron)			Metal recyclers

Where such materials cannot be recycled or re-used on-site there is a growing market for such product off-site. A link to local outlets (e.g. second hand building yards) is provided on Council's Waste & Recycling web page.

4. CONSTRUCTION STAGE

4.1 Potential for Waste Minimisation

Overseas studies show that up to 10% of timber delivered for residential construction is wasted, while a recent Australian pilot projects suggests that up to 30% of plasterboard could be wasted on certain projects. These produce unacceptable environmental and economic costs.

The following construction wastes ~~should be close to~~ are almost 100% recyclable if properly source separated and kept uncontaminated:

- Steel;
- non-ferrous metals;
- glass;
- paper;
- concrete; and
- cardboard packaging material.

It is important to note that waste separation may offer savings on the usual costs on disposing of mixed waste at landfills, and that savings may also be achieved at the construction stage by purchasing reusable and recycled-content materials or reusing materials salvaged from the subdivision / demolition stage.

The following measures should be considered at the construction stage:

- Purchasing policy, in particular considering measures such as;
 - ordering the right quantities of materials,
 - prefabrication of materials where possible
- Re-using formwork;
- Modular construction and basic designs to reduce the need for off-cuts;
- Minimising site disturbance, limiting unnecessary excavation;
- Careful source separation of off-cuts to facilitate re-use, resale or efficient recycling;
- The demolition of the building when its usable life has expired (e.g. can components be easily dismantled?);
- Choice of landscaping to reduce garden organics; and
- Co-ordination and sequencing of various trades.

5. ALL DEVELOPMENTS

(Multi-unit residential development, commercial and industry)

5.1 Contracts

The structure of waste collection and recycling contracts let by Wyong Shire Council plays an important role in ensuring efficient servicing, particularly of Multi-Unit Developments (MUD's). Indemnity and waste service flexibility are two important contract issues that should be considered in relation to deciding an appropriate better practice system for your development. It is important to talk to Council as early as possible to identify potential servicing issues.

5.2 Indemnity

Council may provide on-site collection where:

- There is insufficient space on the kerbside to temporarily place bins for waste collection
- Collection of waste from the kerbside would be unsafe
- Collection of waste from the kerbside would cause significant traffic disruptions
- Collection of waste from the kerbside would occur in an excessively restrictive area
- Council considers kerbside collection inappropriate

Council's Waste Collection Contractor, however, will not enter private property with their vehicles unless indemnity against liabilities, losses, damages and other costs arising from the onsite collection service has been provided by the owner.

In order to enable better practice waste management in Multi-Unit Developments:

Designers / developers:

- Decide the preferred waste management system to install having regard to the principles outlined in this guide
- Before submitting your development application, meet with council to discuss if on-site collection is required or allowed.

If on-site collection is required:

- Ensure design of facilities can safely accommodate on-site collection;
- Liaise with Council to find out if it can provide the on-site service; and
- Identify indemnity arrangements that would be needed to service the development

5.3 Service Flexibility

The design of the waste management system should accommodate services provided by Council. In many cases, particularly for medium to high-rise developments, the efficient provision of cost-effective garbage and recycling collection services for Multi-Unit Developments (MUDs) may require using an alternative service options such as bulk bins.

5.4 Collection Point***Location of garbage and recycling collection point***

Consideration should be given to identifying a suitable waste collection point. Collection points where possible should not be located:

- Near intersections
- Near roundabouts or slow-points
- Along busy arterial roads
- In narrow lanes
- Near possible obstructions, including trees, overhanging building elements and overhead powerlines; or
- Where they pose a traffic hazard

The collection point(s) should enable collection operations to be carried out on a level surface away from gradients and vehicle ramps.

Where Mobile Garbage Bins (MGBs) will be used and collected from the kerb, there should be sufficient space on the street for them to be lined up neatly in (preferably) a single row along the kerb. Remember cars parked along the street and bins placed two or more rows deep are an obstacle for safe and efficient kerbside collection, as they require collection operators to get out of the collection vehicle and manually move bins to an appropriate position for collection. They also create amenity issues for residents, can impede pedestrian access and can be a traffic hazard for motorists.

Identifying a suitable collection point is particularly important for servicing sites where there are a large number of bins to be collected, there is limited direct access to the development (for example battle-axe block developments), or where the site has specialised servicing requirements due to equipment used to provide the waste service. For example, the collection point for bulk bins or bins containing compacted waste should be located such that the bins can be accessed with minimal manual handling required.

Developers should consider what alternatives are available for locating collection points, particularly for developments built on small blocks with steep gradients, to enable safe presentation and uplift of bins. Council's Waste Collection Contractor will not enter private property to make collections, or will only do so if an indemnity has been provided.

It is important to confirm potential arrangements for onsite collection with Council before assuming that it will be possible. Where an agreement for onsite collection is made, the onsite collection points should be located:

- So that collection vehicles do not interfere with the use of access driveways, loading bays or parking bays during collections
- Close to waste storage facilities to permit easy transfer of bins to the collection point, if relocation of bins is required.
- In a relatively flat area and on the same level as the collection vehicle (ie bins should not be placed for collection on elevated loading bays or nature strips/footpaths).
- In a position that provides collection vehicles safe access to the collection point and which has adequate clearance and manoeuvring space.
- So oncoming traffic can be clearly seen as the collection vehicle leaves the property.

5.5 Access to the Collection Point for the Waste Collection Contractor

Specific access requirements for collection vehicles will vary slightly site to site, depending upon the waste collection arrangements. In all cases, however, collectors need to be able to move bins from the collection point to the vehicle as quickly as possible, preferably with no manual handling, particularly if bulk bins are used.

Irrespective of the bin type used, the developer needs to ensure there is sufficient space for the collection vehicle to drive to the collection point, empty the bin and safely leave the collection point. Wherever possible, collection vehicle movement should be in a forward direction with no need to reverse.

The design aspects to take into account for vehicle access include:

- the presence of parked cars on access roads;
- heavy vehicle access and turning circle requirements (refer Appendices 6 and 7);
- collection vehicle overhang and possible interference with bins and street furniture; and
- clearance height for servicing, particularly when developments are serviced internally, or where an external collection point is near trees or overhead obstacles (refer Appendix 6).

In addition to the above design aspects, general access to the collection point should be considered in the development design and operation. Locked gates and security systems that prevent access to waste collection points can cause serious delays and problems in servicing if not well designed and/or waste collection operators are not provided with the required authority for access. Designers and developers should consider the likely ongoing operational arrangements for access to locked gate communities and how this needs to be incorporated in the design. Council's Collection Contractor will require a set of keys or remote control access to enter secured developments.

Remember, garbage and recycling collection will occur at different times thus access should not be restricted at any time.

5.5.1 On-site collection

If a collection vehicle is required to drive onto a private road or private property, the driveway and road need to be suitable for the collection vehicle in terms of strength, width, geometric design and height. The access points and collection area should be free from overhead obstacles and of an appropriate gradient. When making an on-site collection from within a building, the 'clearance height' should be clear of any air conditioning ducts, sprinklers or other potential obstructions.

Appropriate heavy vehicle standards should be incorporated into the development design, including those specified in acts, regulations, guidelines, and codes administered by Austroads, the NSW Roads and Maritime Services, NSW WorkCover and any local traffic requirements.

5.6 Noise

The main sources of noise associated with domestic waste collection are emptying glass into bins, emptying glass from bins into the collection vehicle and reversing alarms on collection vehicles.

Better practice principles that should be incorporated to reduce noise include:

- Locating bin bays and collection points far enough away from residents as to reduce the impact of noise during bin use and waste collection.
- Eliminating the need for collection vehicles to reverse.
- Chutes, if installed, should be well insulated to avoid noise disturbing neighbouring units. The noise associated with waste falling out the bottom of the chute and with compactors can also be problematic and should be dealt with.
- Select appropriate surfacing materials that will assist in minimising noise for pathways and driveways that bins will need to be wheeled over.
- Consider how material will be transferred into bins or static compactors at storage points.

5.7 Odour

Odour problems can be minimised by having well-ventilated waste storage areas.

For enclosed storage and service areas, the air flowing from interim storage areas and central garbage rooms should not exit close to units. Ventilation openings should be protected against flies and vermin and located as near the ceiling and floor as possible, but away from the windows of dwellings.

If a forced ventilation or air conditioning system is used (for enclosed storage areas):

- It should be in accordance with the ventilation requirements of the Building Code of Australia and Australian Standard 1668.2 The use of Ventilation and Air Conditioning in Buildings; and
- It should not be connected to the same ventilation system supplying air to the units

5.8 Visual Amenity

All waste management facilities (including storage areas) should be adequately screened, not readily visible from any public place and should blend in with the development (Refer Figure 2).

A poorly designed and poorly located bin storage area can detract from the overall development, encourage misuse of the facilities provided and affect recycling outcomes.

Remember to consult with council engineers, planners and waste managers regarding specific requirements for facility design and placement in accordance with Council's DCP 2013 Chapter 3.1 – Site Waste Management.

5.9 Signs and education

Ongoing education, in addition to having dedicated ongoing management services, is one of the most important factors in encouraging residents to continue to use services and systems as originally planned.

The importance of signs and education is two-fold: to inform residents why it is important to recycle (raise awareness and perceived importance of resource recovery and the environment), and secondly to provide clear instruction on how to recycle using the services provided. Both these factors influence people's attitude towards recycling.

Ensuring education is 'ongoing' is beneficial because it tackles the transient nature of residents and differences between council services.

Clearly and correctly label all garbage and recycling bins or receptacles. Make sure communal waste storage areas are well signposted, with signs instructing residents in the correct separation of garbage, recycling and organics. Also clearly identify any hazards or potential dangers associated with the waste facilities, including those from the use of any waste handling equipment.

It is recommended you also display information in communal areas that identifies who can be contacted to find out more about the recycling and/or other services in the development.

6 MULTI-UNIT RESIDENTIAL DEVELOPMENT

(Units, Townhouses, Villas)

6.1 Individual Unit Waste Storage and Recycling Areas

Development with sufficient street frontage and where practical to do so, shall provide each dwelling with its own waste and recycling bins, to be stored within the curtilage of the dwelling. Individual unit holders shall be responsible for the placement of the bins on the kerb on collection day. This would be the case for most small-scale town house and villa developments, dual occupancy and other residential buildings of a similar nature. (For larger scale residential developments, see Section 6.2.3 Communal Facilities – Storage of Bulk Waste Bins).

6.2 Communal Waste Storage Facilities

6.2.1 General

Communal waste storage facilities can be either:

- Waste Storage and recycling areas (common external areas for the storage of waste and recycling bins which are not part of a dwelling); or
- Waste Storage and recycling rooms (common areas for the storage of waste and recycling bins which are accommodated within a building but not within a dwelling).

Determining the best location for communal bin storage areas can be difficult. Garbage and recycling storage facilities should be located in positions that:

- Permit easy, direct and convenient access for the users of the facility
- Permit easy transfer of bins to the collection point if relocation of bins is required
- Permit easy, direct and convenient access for collection serviced providers
- Are well screened and do not reduce amenity
- Are secure and provide protection against potential vandalism

However, the aesthetics of the development, in particular its appearance from the street, must not be compromised. Design and construction of a bin storage area that integrates with the overall development and landscape plan should avoid this problem. Applicants should also refer to the design requirements within ~~DCP 2005: Chapter 6.4~~ DCP 2013 Chapter 2.4 – Multiple Dwelling Residential Development. Separate waste storage and recycling shall be provided for mixed use developments.

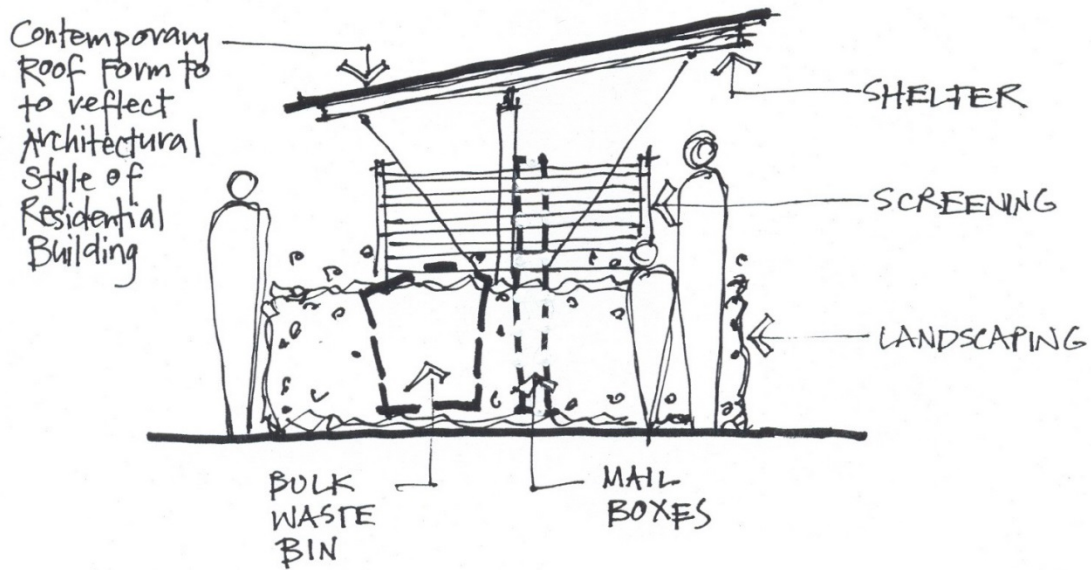


Figure 2: Example of Screening the Waste Storage Area

6.2.2 Storage of Mobile Garbage Bins (MGB)

Waste Storage and Recycling Areas and Rooms

A communal on-site storage and recycling area for MGBs, or a garbage and recycling room, must be provided for multi-unit developments or townhouses, where:

- the development is limited to no more than 12 units or townhouses; and
- it is not possible, or it is impractical, to store individual bins within the curtilage of each dwelling.

The waste storage and recycling area shall be of sufficient size to accommodate the number and types of waste MGBs and 240 litre recycling MGBs required, commensurate with the size of the development (refer to Appendix 4 for number and types of bins required and Appendix 5 for bin dimensions). Figures 3 and 4 provide an example of communal storage areas for MGBs.

On difficult or steep sites, sites with particular natural features (such as watercourses), sites with two street frontages, etc., it may be appropriate or necessary to have more than one waste storage and recycling area to minimise travel distances for residents. Information on location and construction details, size of the waste and recycling storage area and number of bins proposed shall be attached to the Waste Management Plan.

It shall be the responsibility of residents or a caretaker to wheel bins from waste storage and recycling area to the collection point at the kerb. Consideration should be given to manual handling requirements and slope.

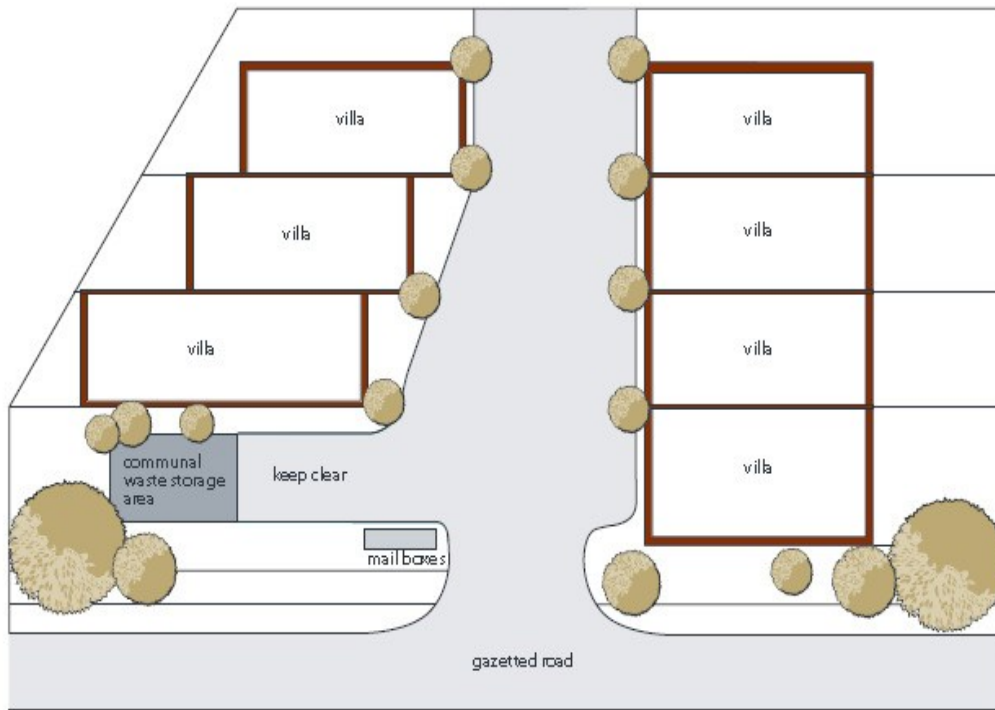


Figure 3: Example of Communal Storage Area for MGB's suitable for Villas

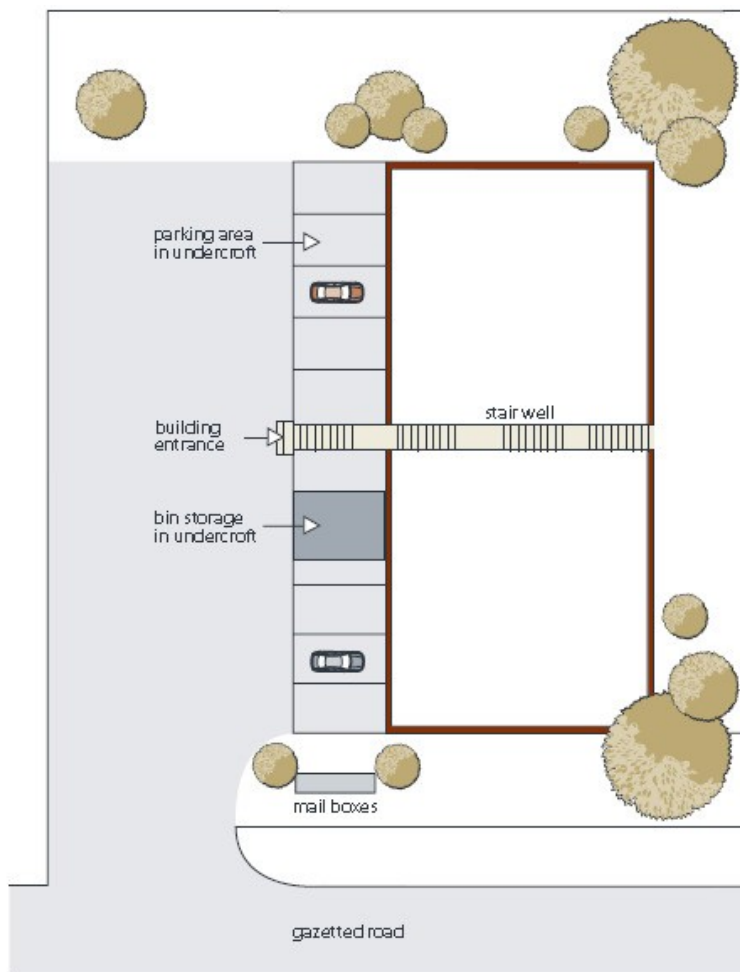


Figure 4: Example of Communal Storage Area for MGB's suitable for Low Rise Developments

6.2.3 Storage of Bulk Waste Bins

Waste Storage and Recycling Areas and Rooms

In the following circumstances a communal on-site waste storage and recycling area or room for bulk bins must be provided for multi-unit developments:

- where the size of the development exceeds 12 units or townhouses;
- where it is not possible or practical to store individual bins within the curtilage of each dwelling; and
- where the number of bins would not fit comfortably on the street frontage or would detrimentally affect residential amenity.

The Waste Storage and Recycling Area shall be of sufficient size to accommodate the number and types of bulk bins and 240 litre recycling MGBs required commensurate with the size of the development (refer to Appendix 4 for number and types of bins required and Appendix 5 for bin dimensions)

On difficult or steep sites, sites with particular natural features (such as watercourses), sites with two street frontages or particularly large developments it may be appropriate or necessary to have more than one waste storage and recycling area to minimise travel distances for residents and facilitate collection arrangements.

The Waste Storage and Recycling Area for bulk waste bins shall be located in the basement of the development or if located above ground must be appropriately screened. Information on the size, location and construction details and the number and types of bins proposed, shall be shown on the plans and attached to the waste management plan.

If garbage and recycling rooms are proposed in conjunction with waste storage areas it is necessary to indicate in the Waste Management Plan how waste and recyclables are to be transported from the garbage room to the storage area as advised in Appendix 7.

Adequate space shall be provided within the site to accommodate a rear-loading collection vehicle and to ensure that the vehicle is allowed to enter and exit in a safe manner. This may require the provision of a turning bay for trucks or provision of adequate turning circles. If turning circles are proposed they must comply with the turning circle for garbage trucks in Wyong Shire. A copy of this turning template is provided in Appendix 7.

Applicants shall provide information on turning circles in the waste management plan to demonstrate compliance. Pedestrian and traffic safety must be considered in the design of the storage and collection points for bins. It is essential that bulk bins be stored on a level area, as close to the entry of the development as practical to avoid service trucks having to enter or traverse the site to collect the waste. Wherever possible waste collection vehicle movement should be in a forward direction. Indemnity is required in situations where the collection truck is required to enter the site to perform on-site services. Figures 5, 6 and 7 provide an example of communal waste storage areas for bulk waste bins.

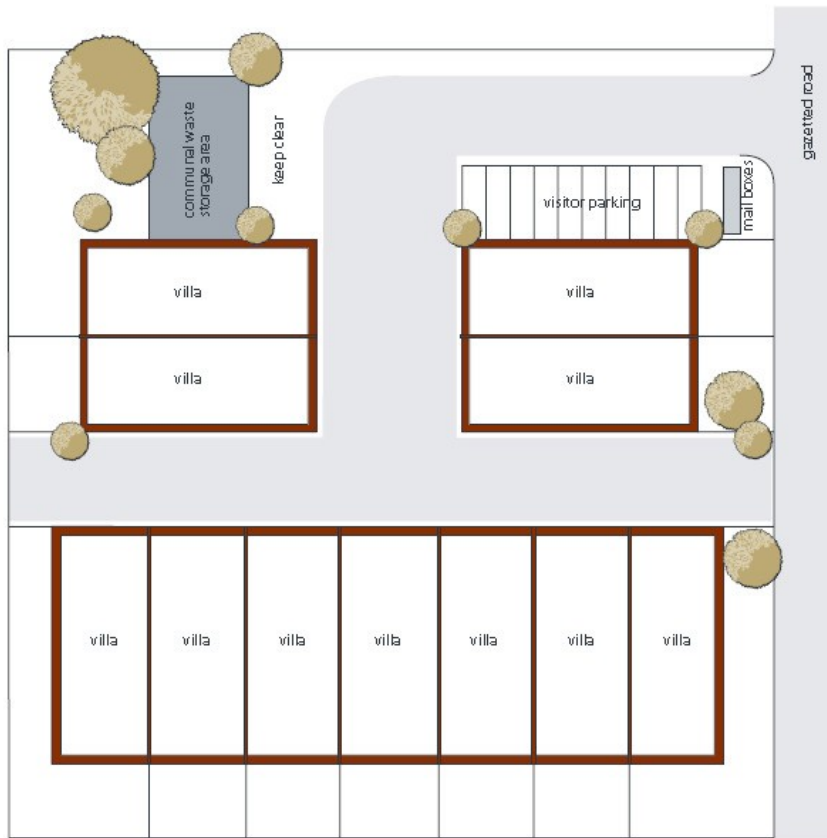


Figure 5: Example of Communal Storage Area for Bulk Bins suitable for Villas

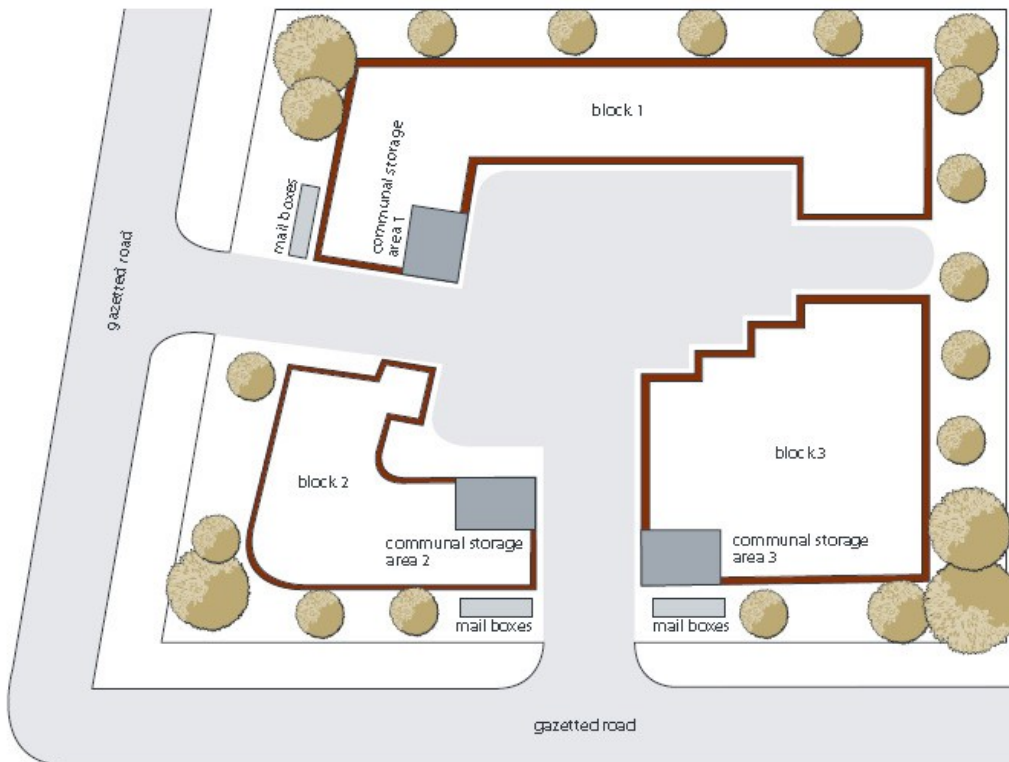


Figure 6: Example of Communal Storage Area for Bulk Bins suitable for Low Rise Developments

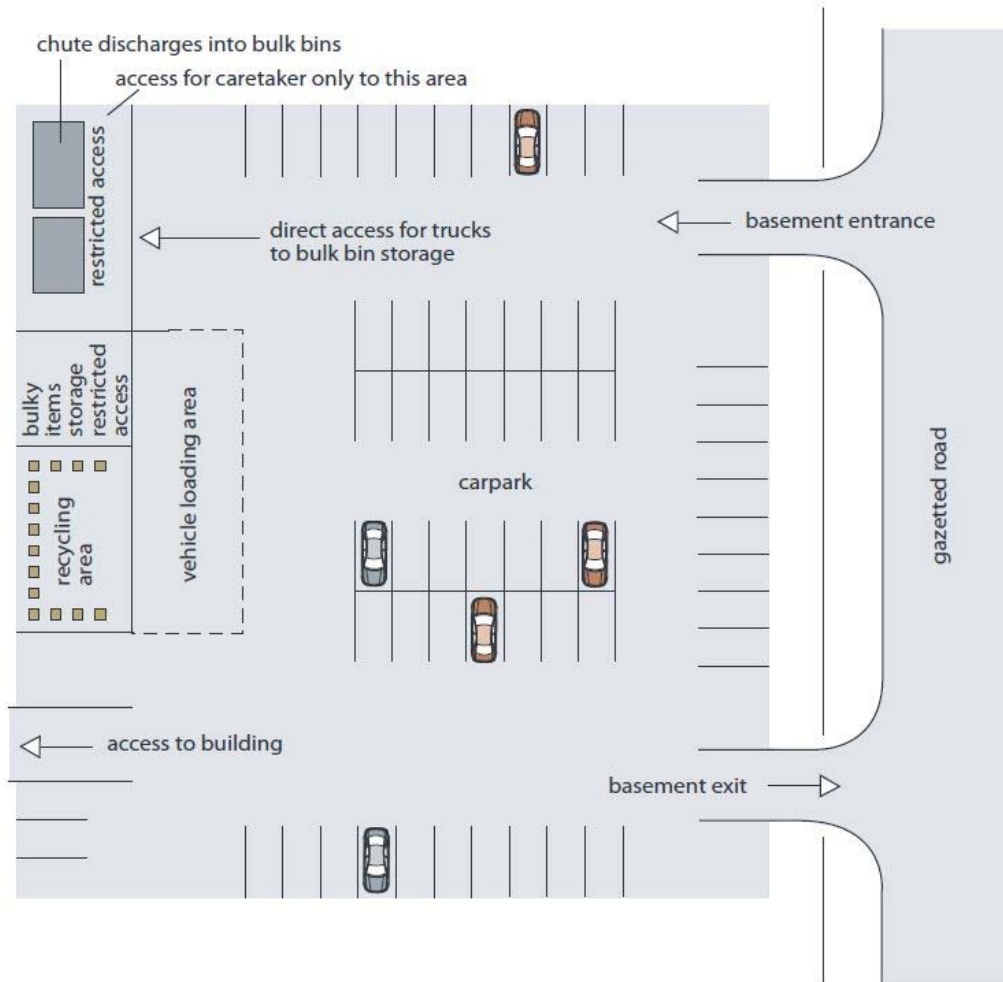


Figure 7: Example of Communal Storage Area for Bulk Bins suitable for Multi-Unit Developments

6.3 Multi-Storey Buildings

Garbage Chute Systems

Development exceeding three storeys must be provided with an acceptable method for transporting waste from each level to a garbage and recycling room. This could be a goods lift, a chute system (refer to Appendix 7 for further information), or some other means of providing direct and convenient internal access. Where garbage chutes are proposed, recycling rooms must be provided on each floor to accommodate sufficient 240 litre recycling bins to store at least one day's volume of recyclables. The recycling bins must be transported to the waste storage and recycling area daily or when full and replaced with empty recycling bins. Information must be provided on the design of the garbage chute, location, design and size of the recycling room(s) and how recyclables are transported to a waste storage and recycling area. Figure 8 show an example of an interim storage area and chute system.

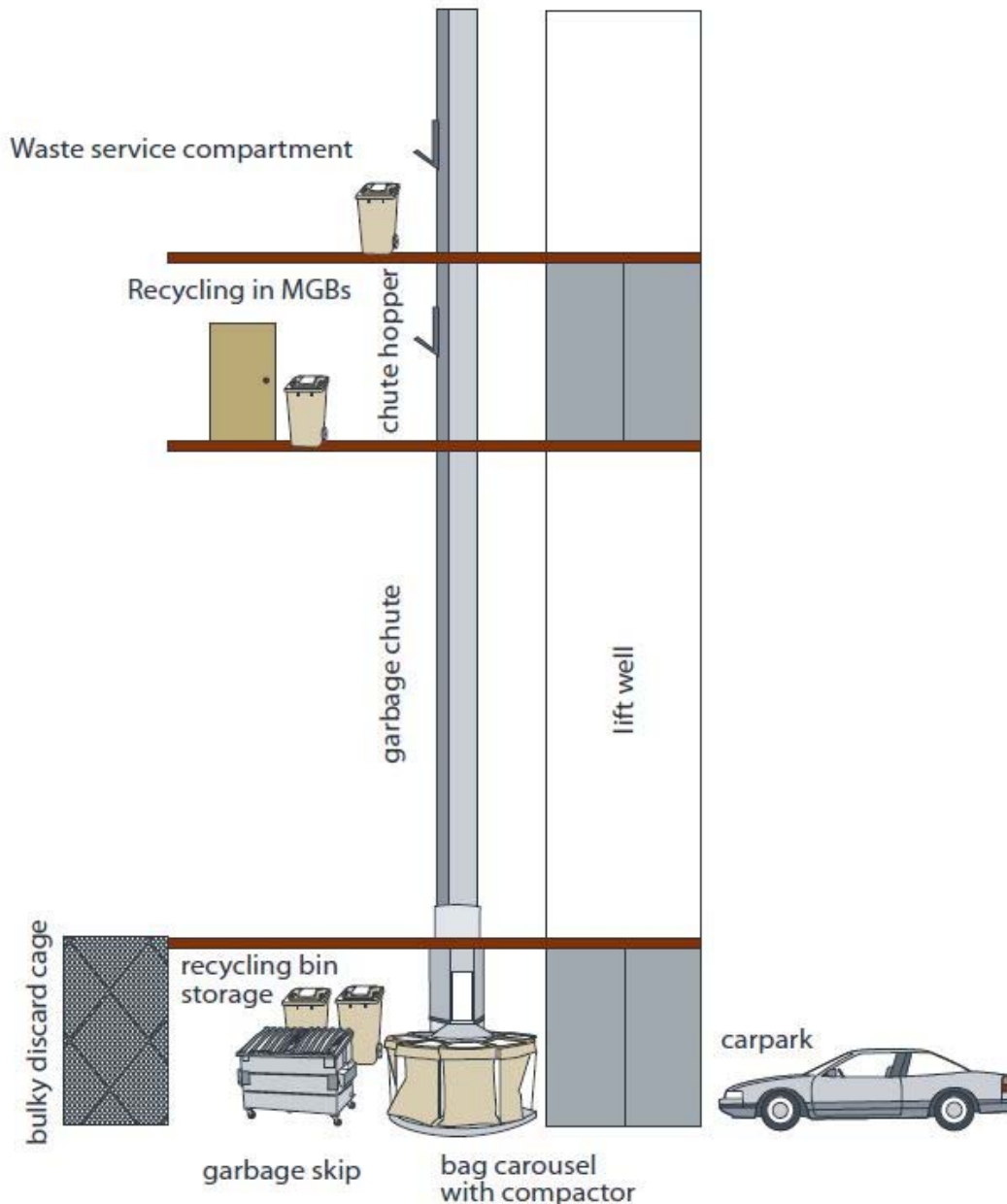


Figure 8: Example of Interim Storage Area and Chute System

Volume Reduction Equipment and Food Waste Disposal Units

Where it is considered necessary, compaction and other volume reduction equipment may be provided in the waste storage and recycling room. Such equipment could save space on site, where difficult design constraints occur. Waste reduction equipment should be considered for all buildings greater than 25 metres high. Volume reduction equipment must not be used for recyclables as removing contaminants from compacted recyclables is almost impossible and markets will reject compacted loads containing contaminants. Compaction equipment must be suitably soundproofed. In normal circumstances, there will not be a reduction in area requirements where such equipment is proposed. Council considers that area requirements should allow for possible changes in on-site waste management arrangements.

Note: The installation of food waste disposal units e.g. Insinkerators, are NOT permitted in Wyong Shire.

7. MIXED USE DEVELOPMENT

Mixed use developments incorporate residential dwellings and commercial establishments within the same development and would include, for example, shop-top housing.

Mixed use developments may be small, for example, two storeys, incorporating a residential unit on the top floor and commercial outlet on ground level, or they may be large, with one or more levels of commercial property beneath low-rise or larger medium to high-rise residential developments. [Figure 9 provides an example of waste storage for mixed use developments.](#)

7.1 Key problems

There are often serious problems with commercial tenants using the residential waste facilities (or vice versa) in mixed use developments, which can cause overloading of the waste management system, unhygienic conditions and disputes over payment for collection.

Better practice waste management in mixed use developments requires the complete separation of the residential and commercial waste facilities. Residential and commercial tenants should be actively discouraged from using each other's waste facilities.

Design garbage and recycling systems for the management of commercial wastes so they reduce potential adverse impacts on residential units within the development is encouraged.

7.2 Provision of services

Wyong Council is not required to provide waste services to commercial businesses, so they may elect to only service the residential dwelling component of mixed use developments. In this situation a private waste contractor would be required to remove the commercial waste, or a private waste contractor may be engaged to remove both the residential and commercial garbage and recycling.

It should be noted that if a private contractor were used to provide the garbage and recycling services, residents may still be required to pay a service availability charge to Council, as stipulated under section 146 of the Local Government Act 1993, in addition to the contractor's fee.

7.3 Commercial

The garbage and recycling systems installed in commercial developments will vary according the types and quantities of waste and recyclables generated.

Better practice waste management should be achieved by applying the general principles as outlined in Section 5 for commercial developments. Some indicative commercial waste generation rates are included in Appendix 2 as a guide.

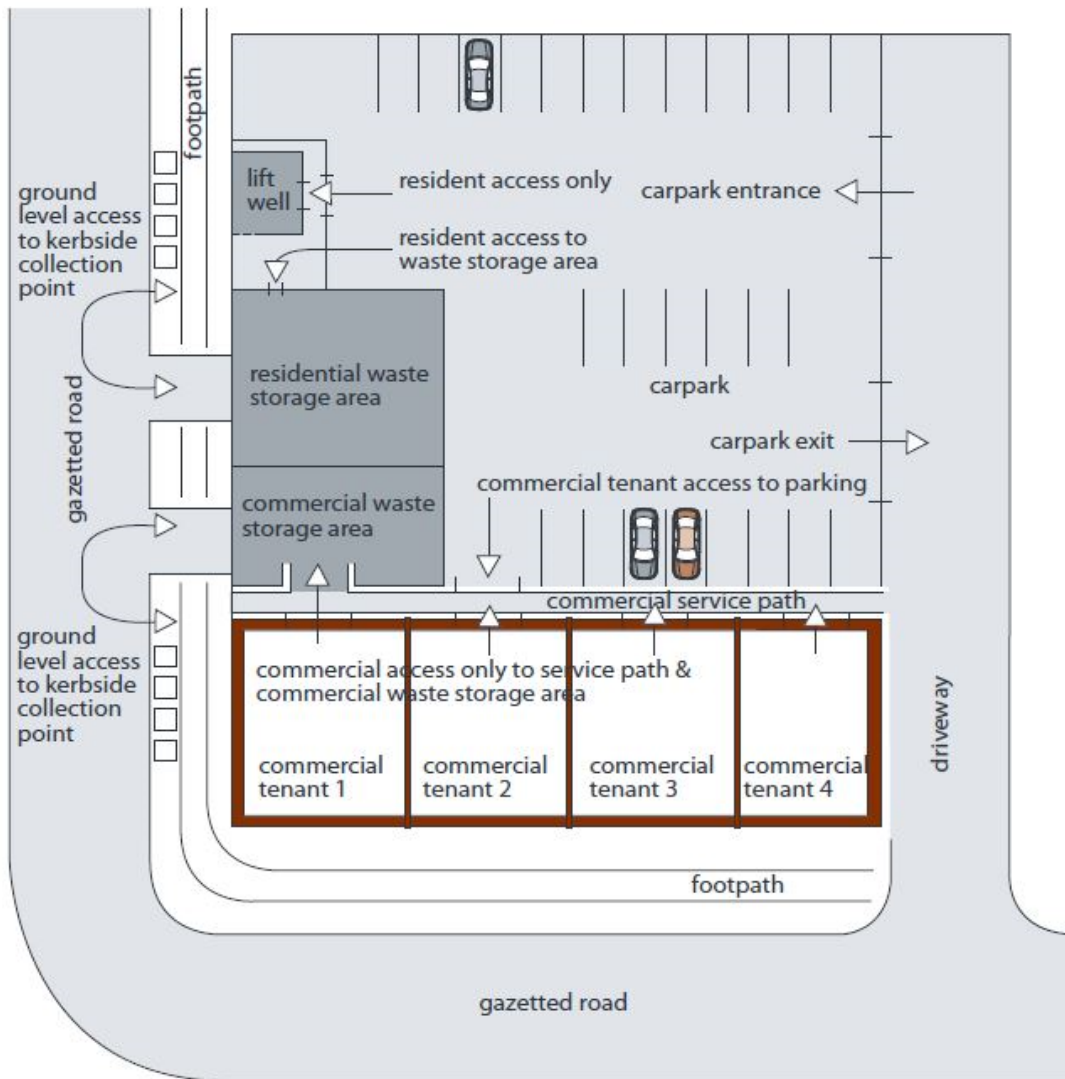


Figure 9: Example of waste storage in mixed use development

7.4 Waste Storage and Recycling Area

Waste Storage and Recycling Areas must be provided for commercial premises where it is not possible or impractical to store bins within the curtilage of each commercial unit. The waste storage and recycling area shall be of sufficient size to accommodate the number and types of waste bins (bulk bins and/or MGBs) and 240 litre recycling MGBs required commensurate with the size of the development (refer to Appendix 4 for number and types of bins required and refer to Appendix 5 for bin dimensions)

The size of the waste storage and recycling area shall be calculated on the basis of waste generation rates and proposed bin sizes. Calculation of waste generation rates should be based on industry standards. General advice on anticipated generation rates is provided in Appendix 2, as a cross check.

Information on the location and construction details and sizes and of the waste and recycling storage area and the number and types of bins proposed shall be attached to the Waste Management Plan.

Where it is proposed to service bins on-site, adequate space shall be provided within the site to accommodate a waste collection vehicle and to ensure that the vehicle is allowed to enter and exit in a safe manner. This may require the provision of a turning bay for trucks or provision of adequate turning circles. If turning circles are proposed, they must comply with the turning circle for appropriate garbage trucks. The Waste Management Plan must provide information on the turning circles proposed.

The use of volume reduction equipment may be appropriate where space is a problem. If volume reduction equipment is proposed details must be provided in the Waste Management Plan.

Separate waste storage and recycling areas shall be provided for mixed use developments.

7.5 Garbage Chute

Buildings containing more than three storeys shall be provided with an acceptable method for transporting waste from each level to a garbage and recycling room. This could be a goods lift, a chute system (refer to Appendix 7 for further information), or some other means of providing direct and convenient internal access. Where such facilities are utilised, space must be provided at each level for temporary storage of recyclables. Information shall be provided on the design of the garbage chute, location, design and size of the recycling room(s) and how recyclables are transported to a waste storage and recycling area.

Ongoing management is a significant issue and details are required in the Waste Management Plan.

7.6 Foods Shops, Restaurants and Refrigerated Garbage Rooms

Special attention should be paid to food waste generation. Specialised containment should be provided and a regular and frequent collection service arranged to ensure that no impacts result from the activity.

7.7 Grease Arresters

Contact should be made with Wyong Water – Commercial Enterprise – Trade Waste unit to obtain trade waste requirements for the installation of grease arresters and liquid waste.

8. INDUSTRY

8.1 Waste Storage and Recycling Area

Waste Storage and Recycling Areas shall be required for commercial premises where it is not possible or impractical to store bins within the curtilage of each industrial unit.

The waste storage and recycling area shall be of sufficient size to accommodate the number and types of waste bins (bulk bins and/or MGBs) and 240 litre recycling MGBs required commensurate with the size of the development (refer to Appendix 4 for number and types of bins required and refer to Appendix 5 for bin dimensions).

The size of the waste storage and recycling area shall be calculated on the basis of waste generation rates and proposed bin sizes. Calculation of waste generation rates should be based on industry standards. General advice on anticipated generation rates is provided in Appendix 2 ~~as a~~ ~~cross-check~~.

Information on the location and construction details and sizes and of the waste and recycling storage area and the number and types of bins proposed shall be attached to the Waste Management Plan.

Where it is proposed to service bins on-site, adequate space shall be provided within the site to accommodate a waste collection vehicle and to ensure that the vehicle is allowed to enter and exit in a safe manner. This may require the provision of a turning bay for trucks or provision of adequate turning circles. If turning circles are proposed, they must comply with the turning circle for appropriate garbage trucks. The Waste Management Plan must provide information on the turning circles proposed.

The use of volume reduction equipment may be appropriate where space is a problem. If volume reduction equipment is proposed details must be provided in the Waste Management Plan.

Separate waste storage and recycling shall be provided for mix use developments.

The area(s) should be flexible in design so as to allow for future changes of use of the units.

9. PUBLIC EVENTS

An adequate number of waste and recycling bins shall be provided based on the number of visitors expected. Special Event litter bins and recycling bins can be provided by council's contractor at cost. For further information contact Council's Customer Service Centre on (02) 4350 5555. Strategies must be developed incorporating adequate signage to educate the public on the correct use of the recycling bins in order to minimise contamination of the recyclable material.

10. HAZARDOUS WASTE

Generation, storage and disposal of hazardous wastes (refer definition of hazardous waste) require particular attention. Hazardous waste must not be placed in household or commercial waste bins and special arrangements need to be made for its collection and disposal. Some hazardous waste generating activities are required to be licensed by the EPA. Types of hazardous waste are listed in Appendix 3.

For more information contact Wyong **Shire** Council on 4350 5555

Appendix 1 Sample Waste Management Plan

To facilitate waste minimisation, Council requires the preparation of a Waste Management Plan. To assist you in this process, this Appendix contains a completed sample Waste Management Plan, detailing the types of waste likely to be generated and potential waste solutions, and a blank Waste Management Plan form.

Completing the Waste Management Plan will assist you in identifying the type of waste that will be generated and also assists you in advising Council how you intend to re-use, recycle or dispose of the waste. Demolition and construction waste docketts are to be retained on site so that the location of the receiving facility for recycling or disposal can be confirmed by EPA or Council.

The information provided on the form (and your plans) will be assessed against the objectives of ~~Council's Policy C6 – Controls for Site Waste Management or of DCP 2005: Chapter 69 – Controls for Site Waste Management~~ DCP 2013 Chapter 3.1 – Controls for Site Waste Management (e.g. to maximise re-use and minimise disposal) and the performance criteria for your particular use. The applicable sections of this form must be completed and submitted with all development applications for subdivision and demolition or any construction application to carry out activities requiring the approval of Council.

If the space is insufficient in the table please provide attachments.

~~Note: a blank version of this form is also annexed to Council's Policy C6 – Controls for Site Waste Management, addressing requirements for the approval of activities under Part V of the EP & A Act, 1979.~~

A.1.1 Sample Waste Management Plan

Waste Management Plan



Property details

Address of Property	452 River Road Wyong		
Lot(s)	1111	DP(s)	123456

Applicant's details

Applicant's Name	JA Smith		
Address	123 River Road		
	Wyong	Postcode	2259
Telephone	(02)4343 1234	Mobile	0412 345 678
Email			

Buildings and other structures currently on the site

Nil			
Approximate age of structures	1:		years
	2:		
	3:		

Brief description of proposal

New Two Storey Dwelling

Office Use Only

Application no	Receipt no	
CCO name	Date	/ /

Section 1: Subdivision, Demolition Stage (Site preparation stage)

Materials on Site		Destination		
		Re-Use & Recycling		Disposal
Type of material	Estimated Volume (m³)	On-Site <ul style="list-style-type: none"> Specify proposed re-use or onsite recycling methods See Guidelines for suggestions 	Off-Site <ul style="list-style-type: none"> Specify contractors and recycling outlet See recycling Guide for outlets See Guidelines for suggestions 	<ul style="list-style-type: none"> Specify contractor and land site See Recycling Guide for contracts
Excavation material	20	Reuse part as on site fill. Stockpile to soil and re use for landscaping purposes		Remainder to landfill by waste contractor
Garden organics / Trees	10	Store on Site	To green waste facility for composting	Nil
Bricks	100		To concrete recycling facility	Nil
Concrete	Nil		To concrete recycling facility	
Timber (please specify)		Separated on site. Proportion to be used as framework formwork	Usable remainder to recycling for resale. Fencing sold for firewood	Unusable waste to landfill
Plasterboard			To recycling facility for crumbing and re-use	
Metals (please specify)	20		To metal recycler	
Asbestos (please specify)	Max 10 sq. m.	Must be removed by a qualified asbestos removalist		Remove to Waste Management Facility
Other (please specify) Windows Doors etc.			To Tender Centre for sale as 2 nd hand building products	

Section 2: Construction Stage

Excess Materials on Site		Destination		
		Re-Use & Recycling		Disposal
Type of excess material	Estimated Volume (m3)	On-Site <ul style="list-style-type: none"> Specify proposed re-use or onsite recycling methods See Guidelines for suggestions 	Off-Site <ul style="list-style-type: none"> Specify contractors and recycling outlet See recycling Guide for outlets See Guidelines for suggestions 	<ul style="list-style-type: none"> Specify contractor and land site See Recycling Guide for contracts
Excavation material		See Section 1 (Site Preparation)		
Garden organics / Trees		See Section 1 (Site Preparation)		
Bricks	2	Use as fill material behind retaining wall	Remainder to concrete recycling facility	
Concrete	5	Use as fill material behind retaining wall	Remainder to concrete recycling facility	
Timber (please specify)	3	Mulch for landscaping purposes Re-use as firewood	Untreated timber to composting facility	Treated timber to landfill
Plasterboard	2		To recycling facility for crumbing and re -use	
Metals (please specify)	0.5		To metal recycling facility	
Other (please specify) Cardboard Plastics etc.	2 1		To recycling facility	Unusable waste to landfill

Section 3: Use of Premises

Type of Waste to be Generated	Proposed On-Site Storage and Treatment Facilities	Destination
<i>Please specify: For example: glass, paper, food waste, organic wastes, off cuts, etc.</i>	<i>For example:</i> <ul style="list-style-type: none"> • Waste storage & recycling area • Turning circles for trucks, provision of turning bays, proposed movement of collection vehicle through the site. • Garbage chute. • Compaction equipment 	<i>For example:</i> <ul style="list-style-type: none"> • Recycling • Disposal • See Recycling guide for contracts • Specify contractor
Household Recyclables – Plastics, Cardboard, Bottles, Cans	Place recyclables into yellow recycling bin	Place bin on kerb for collection by Council's Collection Contractor. Transport to materials recovery facility for sorting.
Household waste – Non-recyclable waste e.g. Nappies and wrappers	Place waste into red waste bin or bulk bin	Place bin on kerb for collection by Council's Collection Contractor. Transport to Buttonderry Waste Management Facility
Vegetation – Grass clippings Tree pruning	Place vegetation into green garden vegetation bin	Place bin on kerb for collection by Council's Collection Contractor. Transport to green waste processing facility

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Section 4: Ongoing Management

This section provides the ability to supply additional information as to how waste is to be managed during the ongoing operation of the development.

Describe how you intend to ensure ongoing management of waste on-site (eg: lease conditions, caretaker / manager on site). For example:

1. Original proprietor to prepare a waste management system addressing waste collection, recycling and disposal for implementation. System to outline expectations and achievable objectives for sorting and separating waste and the on-site management of the waste area.
2. A formal information package to be presented to each new occupant for individual implementation.
3. Staff to be trained in the system with regular six monthly reviews.
4. Staff to oversee waste system to ensure the area is maintained in a tidy and clean condition and that waste bins are in position for collection on the scheduled dates.
5. All bins in waste area to be clearly marked indicating their use

A.1.2 Additional Information**Table 5: Additional information required**

Issues	Information required
Waste and Recycling generation rate	Quantity of waste and recyclables generated per week for ongoing use of facility
Waste Storage and Recycling Area	Location, size, number of bulk bins, number of MGBs (waste and recycling)
Garbage and recycling rooms	Location, size, number of MGBs (waste and recycling), mode to transport to waste storage and recycling area
Garbage chute	Location, design details,
Compaction systems	Design and application details
On-site servicing	Turning circles for trucks, provision of turning bays, height of basement, proposed movement of collection vehicle through the site.

A.1.3 Waste Management Plan (Blank Form)

Waste Management Plan



Property details

Address of Property _____

 Lot(s) _____ DP(s) _____

Applicant's details

Applicant's Name _____
 Address _____
 _____ Postcode _____
 Telephone () _____ Mobile _____
 Email _____

Buildings and other structures currently on the site

 Approximate age of structures 1: _____ years
 2: _____
 3: _____

Brief description of proposal

Office Use Only

Application no _____ Receipt no _____
 CCO name _____ Date / /

Section 1: Subdivision, Demolition Stage (Site preparation stage)

Materials on Site		Destination		
Type of material	Estimated Volume (m ³)	<i>On-Site</i> Specify proposed re-use or onsite recycling methods	<i>Off-Site</i> Specify contractors and recycling outlet	<i>Disposal</i> Specify contractor and land site
Excavation material				
Garden organics / Trees				
Bricks				
Concrete				
Timber (please specify)				
Plasterboard				
Metals (please specify)				
Asbestos (please specify)				
Other (please specify)				

Section 2: Construction Stage

Excess Materials on Site		Destination		
Type of excess material	Estimated Volume (m3)	<i>On-Site</i> Specify proposed re-use or onsite recycling methods	<i>Off-Site</i> Specify contractors and recycling outlet	<i>Disposal</i> Specify contractor and land site
Excavation material				
Garden organics / Trees				
Bricks				
Concrete				
Timber (please specify)				
Plasterboard				
Metals (please specify)				
Other (please specify)				

Section 3: Use of Premises

Type of Waste to be Generated	Proposed On-Site Storage and Treatment Facilities	Destination
<p><i>Please specify: For example: glass, paper, food waste, organic wastes, off cuts, etc.</i></p>	<p><i>For example:</i></p> <ul style="list-style-type: none"> * Waste storage & recycling area * Turning circles for trucks, provision of turning bays, proposed movement of collection vehicle through the site. * Garbage chute. * Compaction equipment 	<p><i>For example:</i></p> <ul style="list-style-type: none"> * Recycling * Disposal <p><i>See Recycling guide for contracts Specify contractor</i></p>

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Appendix 2 Waste Generation Rates

Table 6: Typical Waste Generation Rates

Type of Premises	Waste Generation	Recyclable Material Generation
Backpackers accommodation	40L / occupant / week	20 litres / occupant / week
Boarding house, Guest house	60L / occupant / week	20 litres / occupant / week
Food Premises		
• Butcher	80L / 100 m ² floor area / day	Discretionary
• Delicatessen	80L / 100m ² floor area / day	Discretionary
• Fish Shop	80L/ 100m ² floor area /day	Discretionary
• Greengrocer	240L / 100m ² / day	120L / 100m ² /day
• Hairdresser	60L / 100m ² floor area / day	Discretionary
• Restaurants	660L/100m ² floor area /day	130L /100m ² floor area/ day
• Supermarket	660L/100m ² floor area / day	240L / 100m ² day
• Takeaway	80L / 100m ² floor area / day	Discretionary
Hotel	5L / bed / day 50L / 100m ² bar area / day 660L/100m ² dining area/ day	50L / 100m ² bar area / day or dining areas / day
Licensed club	50L / 100m ² bar area / day	50L / 100m ² / bar area / day or dining area / day
Motel (without public restaurant)	5L / bed / day 660L/100m ² dining area/ day	1L / bed / day
Offices	10L / 100m ² /day	10L / 100m ² / day
Shops (non-food sales) less than 100m ² – floor area	50L / 100m ² floor area / day	25L / 100m ² floor
Shop over 100m ² floor area	50L / 100m ² floor area/day	50L / 100m ² floor area / day
Showrooms	40L / 100m ² floor area /day	10L / 100m ² floor area / day

Appendix 3 Hazardous Waste

According to Table 4 of the Environmental Guidelines: Assessment, Classification & Management of Liquid & Non-Liquid Wastes (DECCEPA) the following materials are classified as hazardous:

1. **Any waste that meets the criteria for assessment as dangerous goods under the Australian Code for the transport of Dangerous Goods by Road and Rail, and categorised as one of the following:**
 - a) explosives
 - b) gasses (compressed, liquified or dissolved under pressure)
 - c) flammable solids (excluding, organic waste and all physical forms of carbon such as activated carbon and graphite),
 - d) flammable liquids
 - e) substance liable to spontaneous combustion (excluding organic waste and all physical forms of carbon and graphite),
 - f) substances which in contact with water emit flammable gases
 - g) oxidising agents and organic peroxides
 - h) toxic substances
 - i) corrosive substances
2. **Pharmaceuticals and poisons being waste generated by activities carried out for business or other commercial purposes and that consist of pharmaceutical or other chemical substances specified in the Poisons List under the Poisons and Therapeutic Goods Act 1966).**
3. **Clinical waste**
4. **Cytotoxic waste**
5. **Sharps waste**
6. **Any radioactive waste, being waste that:**
 - a) contains a substance that emits ionising radiation spontaneously, and
 - b) consists of, or contains more than, the prescribed activity of any radioactive element listed in Schedule 1 to the Radiation Control Regulation 1993
7. **Any liquid radioactive waste, being waste that:**
 - a) contains a substance that emits ionising radiation spontaneously, and
 - b) has specific activity ratio or a total activity ratio (as determined in accordance with procedures set out in the Waste Guidelines) that is greater than one.
8. **Any declared chemical waste that:**
 - a) is the subject of a chemical control order under the Environmentally Hazardous Chemicals Act 1985, and
 - b) is not permitted to be disposed of to a landfill site because of such an order
9. **Quarantine waste.**

Hazardous Waste cannot be placed in the standard waste or recycling bins.

Appendix 4 Council's Bin Types and Servicing Requirements

Single residential dwellings and multi-unit development (up to 12 units) are provided with:

1. 140 litre waste bin with a red lid. This bin is serviced weekly.
2. 240 litre recycling bin with a yellow lid. This bin is serviced fortnightly.
3. 240 litre garden vegetation bin with a green lid. This bin is serviced fortnightly but on alternate weeks to the recycling bin.

See Figures 10 and 11 for dimensions for MGBs

Note: Single residential dwelling west of the Freeway (F3) are not entitled to the 240 litre garden vegetation bin.

Multi-unit residential developments (more than 12 units) are provided with:

1. Bulk bins (660 litre, 1100 litre or 1500 litre) for the storage of non-recyclable waste.
Size and service frequency depends on unit numbers. Generally 140 litre capacity is allowed per unit. Adequate truck access must be available to service bulk bins.
2. 240 litre waste bins with a red lid. These bins are serviced weekly.
3. 240 litre recycling bins with a yellow lid. These bins are generally serviced fortnightly, but weekly servicing can be arranged.
4. 240 litre garden vegetation bins with a green lid. These bins are serviced fortnightly

Commercial and industrial building can be provided with:

1. Bulk bins (660 litre, 1100 litre or 1500 litre) for the storage of non-recyclable waste.
Size and service frequency depends on unit numbers. Generally 140 litre capacity is allowed per unit. Adequate truck access must be available to service bulk bins.
2. 240 litre waste bins with a red lid. These bins are serviced weekly.
3. 240 litre recycling bins with a yellow lid. These bins are generally serviced fortnightly, but weekly servicing can be arranged.
4. 240 litre garden vegetation bins with a green lid. These bins are serviced fortnightly Bins must not be kept in front of the premises, unless an appropriately screened Waste Storage and Recycling Area is approved and provided.

Figures 12, 13 and 14 provide the dimensions of bulk waste bins.

Bins are to be placed at the collection point (20-50cm from the kerb of the street's pavement with handle closest to roadway), no earlier than the evening prior to the collection day.

Bins are to be removed from the public place by the property owner or occupier as soon as practicable after service, but no later than the evening of collection day.

Council generally does not collect waste from within the site. If on-site collection is essential (eg bulk bins are being utilised), Councils contractor will require indemnity against potential damage to access roads.

Table 7: Bulk bin requirements and service frequencies

Bulk bin requirements and service frequencies for Multi-unit Residential Development		
No. of Units	Bulk Bin Capacity (litre)	Services per Week
Up to 12 units or townhouses	Mobile Garbage Bins shall be used	
12	1 x 660	2
15	1 x 660	3
20	1 x 1100	2
25	1 x 1500	2
30	1 x 1100	3
35	1 x 1500	3

Note: For multi-unit residential developments with more than 35 units contact Council's Waste Management Section.

Note: Retirement Units are calculated at half the above rates or as considered appropriate by Council for the particular development.

Appendix 5 Bin Specifications and dimensions

240 Litre Mobile Bin

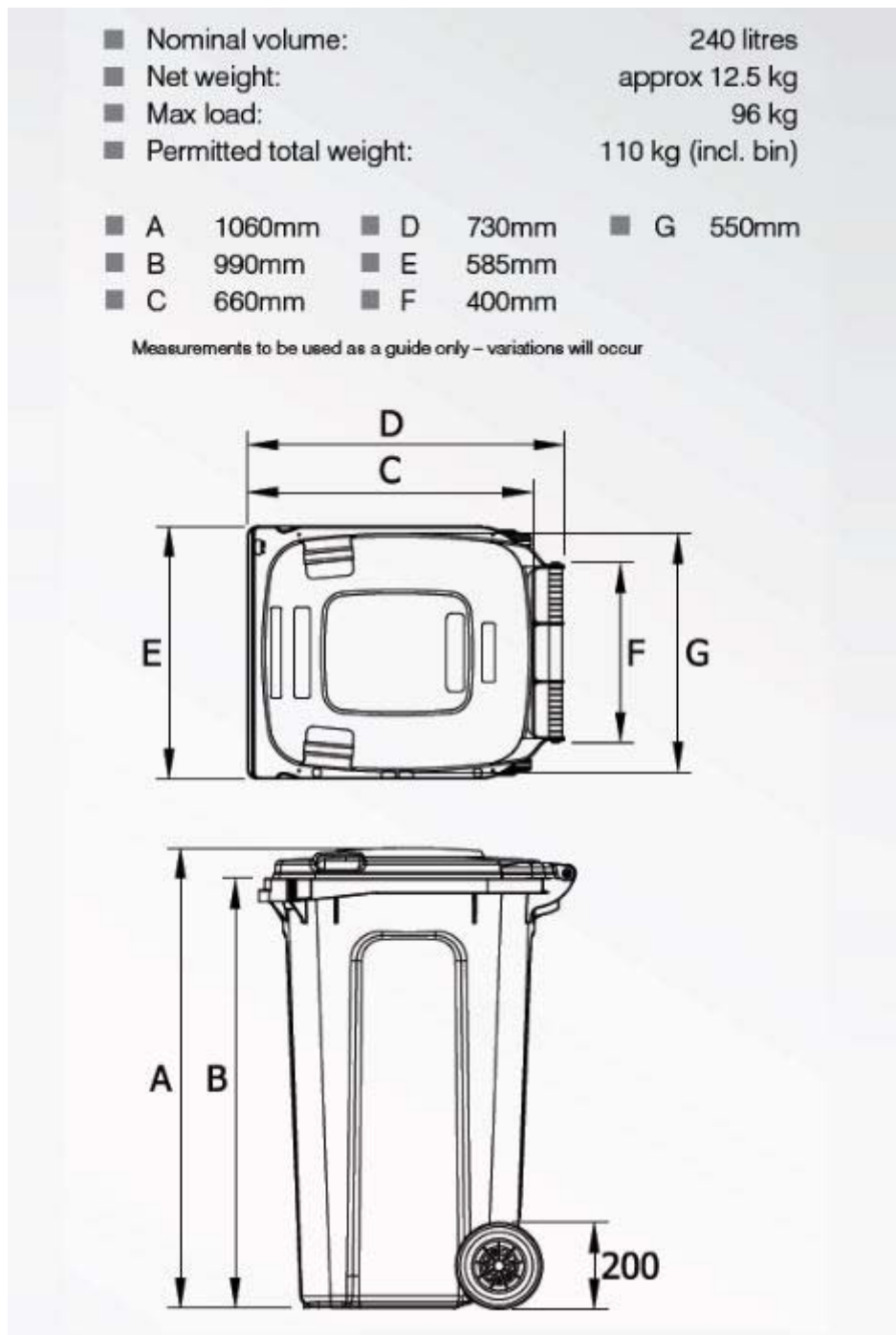


Figure 10: Dimension for 240 litre MGB. (Adapted from Sulo Brochure: www.sulo.com.au)

140 Litre Mobile Waste Bin

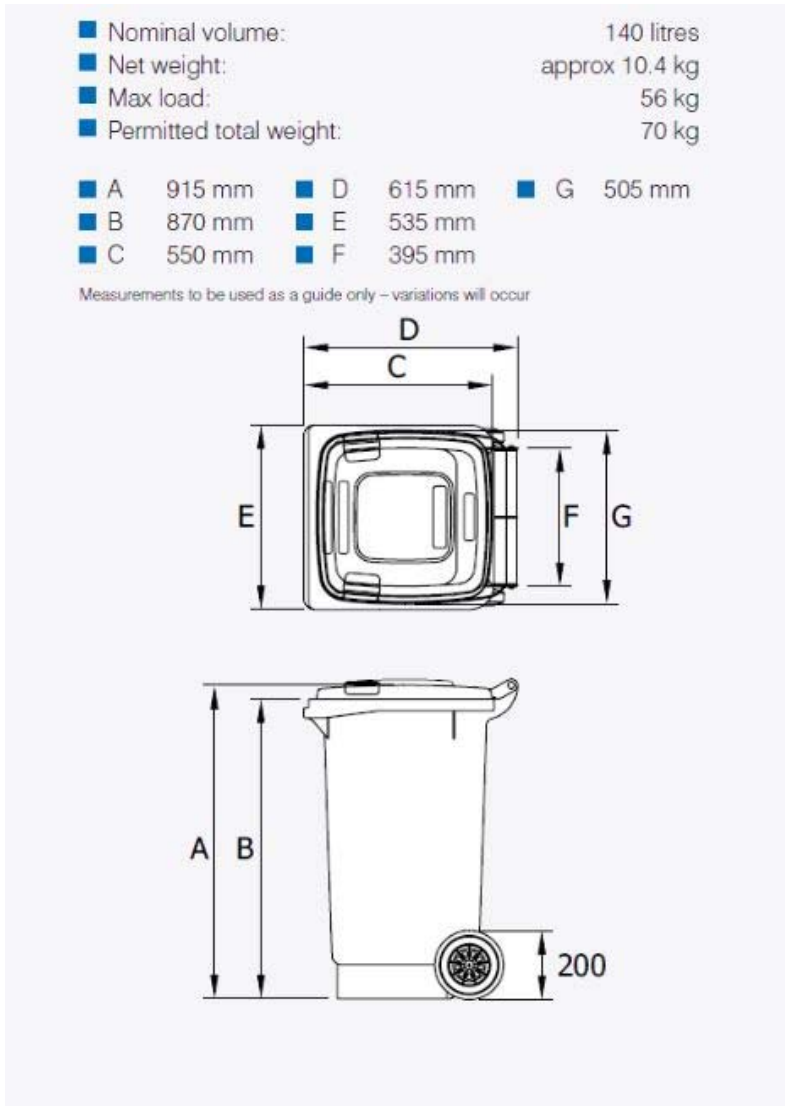


Figure 11: Dimension of 140 l waste bin (Adapted from Sulo Brochure: www.sulo.com.au)

660 Litre Bulk Bin

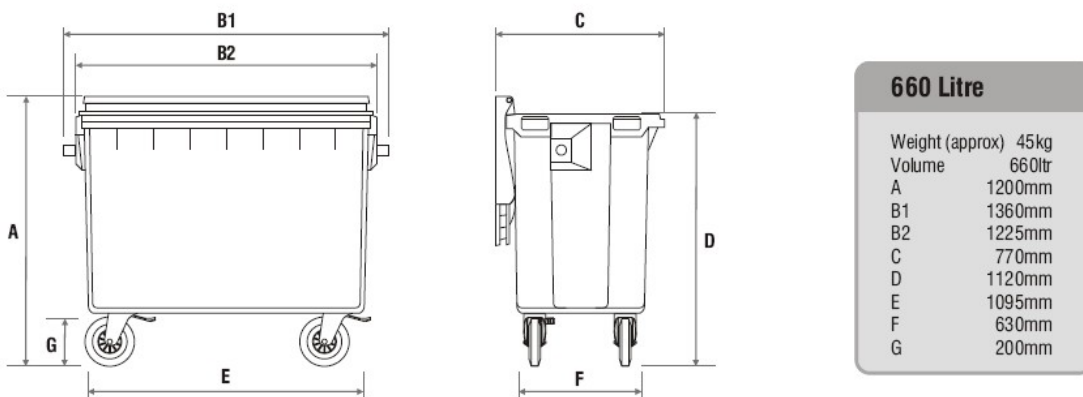


Figure 12: Dimensions of 660 litre bulk bin ([www. Mastec.com.au](http://www.Mastec.com.au))

1100 Litre Bulk Bin

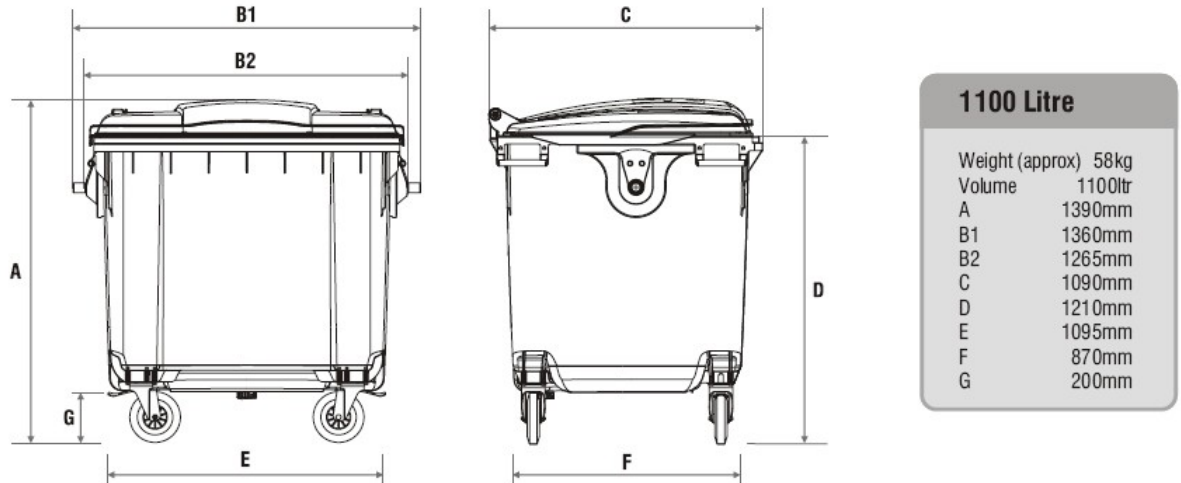


Figure 13: Dimensions of 1100 litre bulk bin (www.Mastec.com.au)

1500 Litre Bulk Bin

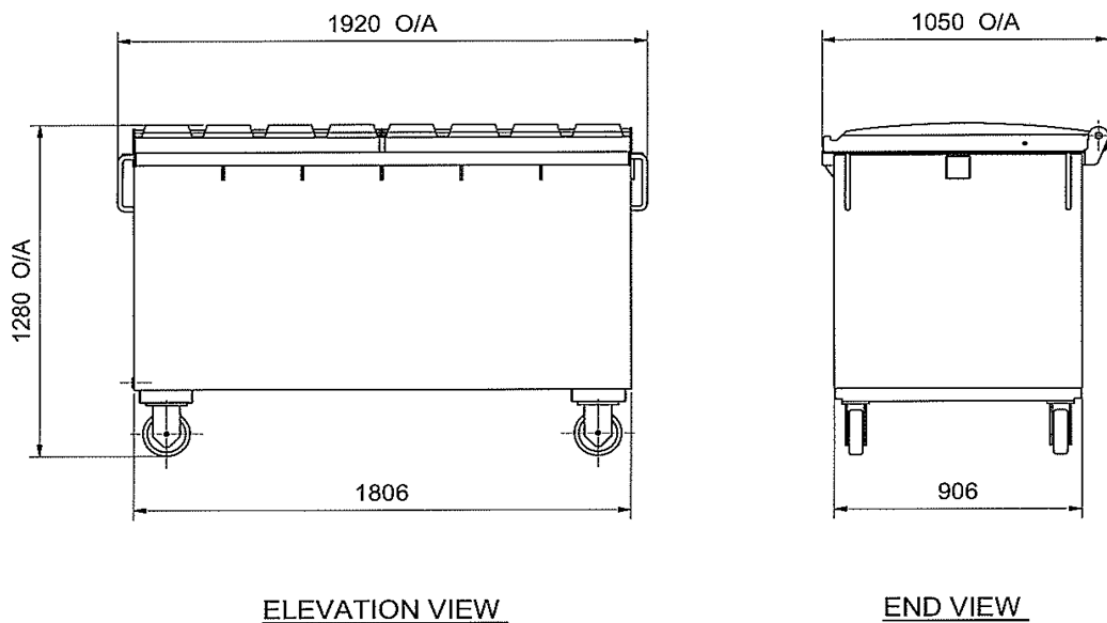


Figure 14: Dimensions for 1500 litre bulk bin (www.Mastec.com.au)

Bin Dimensions

Table 8: Summary of bin dimensions

	140 litre bin	240 litre bin	660 litre bulk bin	1.1 m ³ bulk bin	1.5 m ³ bulk bin
Width (m)	.535	.580	.630	.870	1.920
Length (m)	.640	.730	1.095	1.095	.906
Height (m)	.920	1.060	1.200	1.390	1.280

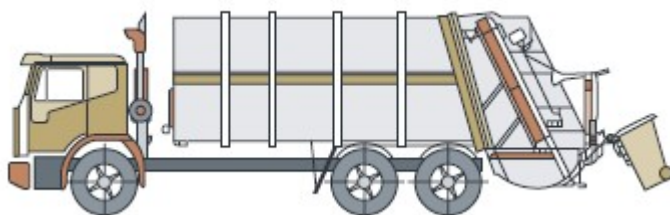
Appendix 6 Collection Vehicle Specifications

Table 9: Collection vehicle specification

Dimensions in millimetres	Waste Truck (side loader)	Recycling & Garden Vegetation Truck (side loader)	Bulk Bin Truck (rear loader)
Width	3200	3200	3200
Length	9460	9828	9599
Height	3546	3700	3257
Minimum height to service 240 litre MGB	3857	3857	n/a
Minimum height to service 1.1 m ³ bulk bin	n/a	n/a	3800
Min space (length) to service 1.1m ³ bulk bin	n/a	n/a	11600
Minimum height to service 1.5 m ³ bulk bin	n/a	n/a	3800
Minimum space (length) to service 1.5 m ³ bulk bin	n/a	n/a	11600
Turning Circle	20560	20560	21390

Collection Vehicles

Rear loading vehicle



Side Loading vehicle

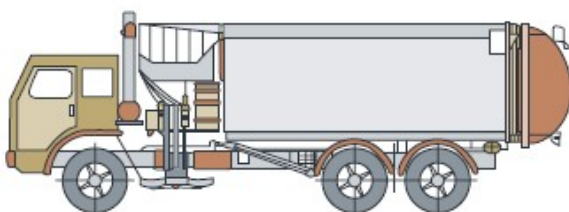


Figure 15: Types of Collection Vehicles

Appendix 7 Location and Design of Waste Storage and Handling Facilities

Waste storage and handling facilities can be:

- **Waste Storage and Recycling Areas**, where waste and recycling material are stored in the open and properly visually screened;
- **Garbage and Recycling Rooms**, within buildings for holding waste and recyclable material, (Compaction equipment can be provided);
- **Garbage Chute and Service Lift Systems**, for transporting waste in multi storey buildings; and
- **Collection Areas**, separate from storage areas, where waste is located immediately before collection.

Which facilities are used will depend upon the nature and size of the development. The facilities can also be used in combination. Figures 2-9 provide a number of examples.

A.7.1 General Principles

There are a number of general principles for the design and on-site location of waste management facilities.

Waste storage and handling facilities should:

- be conveniently located to enable easy access for on-site movement and collection;
- relate to other loading / unloading facilities;
- have sufficient space for the quantity of waste and recyclable materials generated and careful source separation of materials (e.g. recyclables);
- have sufficient space to comfortably contain any on-site treatment facilities (eg. Compaction equipment);
- have adequate weather protection where appropriate or required be enclosed or undercover;
- be secure and lockable, where appropriate;
- be well ventilated and drained to the sewer;
- be screened by landscaping or sympathetic materials, adding to the streetscape not detracting from it; and
- be clearly signposted to ensure appropriate use.

A.7.2 Location and Access

Perhaps the most obvious matter to consider for waste collection services is accessibility to the onsite waste storage and recycling area if servicing is required on site. Access to the waste storage and recycling area is required if bulk bins are proposed.

For commercial and industrial developments servicing of MGBs and bulk bins may occur on site depending on the collection contractor used and service arrangements entered into. If access onto the site is proposed, the following matters should be considered:

- the convenient placement of waste storage and recycling areas or garbage and recycling rooms;
- proposed sizes of collection vehicles that will enter the site;

- driveway widths and adequate height at entrance ways to basements etc;
- structural capability of driveway to carry fully loaded waste collection vehicles;
- turning circles, turning bays or three point turn arrangements so that vehicles enter and leave the site moving in a forward direction;
- on-site manoeuvrability, for all site users;
- ensuring legality of access. This could be by the creation of an easement. In some circumstances, private arrangements may be necessary for such on-site collection;
- The owners or beneficiaries of the access road are to provide Council with an indemnity, against any claims for damage to the access road in servicing the development.
- The access for vehicles collecting waste (where the vehicle has to turn on or off a roadway or turn within a property) the access must be designed in accordance with the AUSTRROADS / STANDARDS AUSTRALIA 1995 PUBLICATION "Design Vehicles and Turning Path Templates". A sample turning circle for a Heavy Rigid Vehicle is show at Figure 16.

In all cases provision of communal waste storage and recycling areas or garbage rooms shall include consideration of the following:

- access for individual occupants; and
- proximity to site occupants and adjacent properties in terms of noise and odour control.

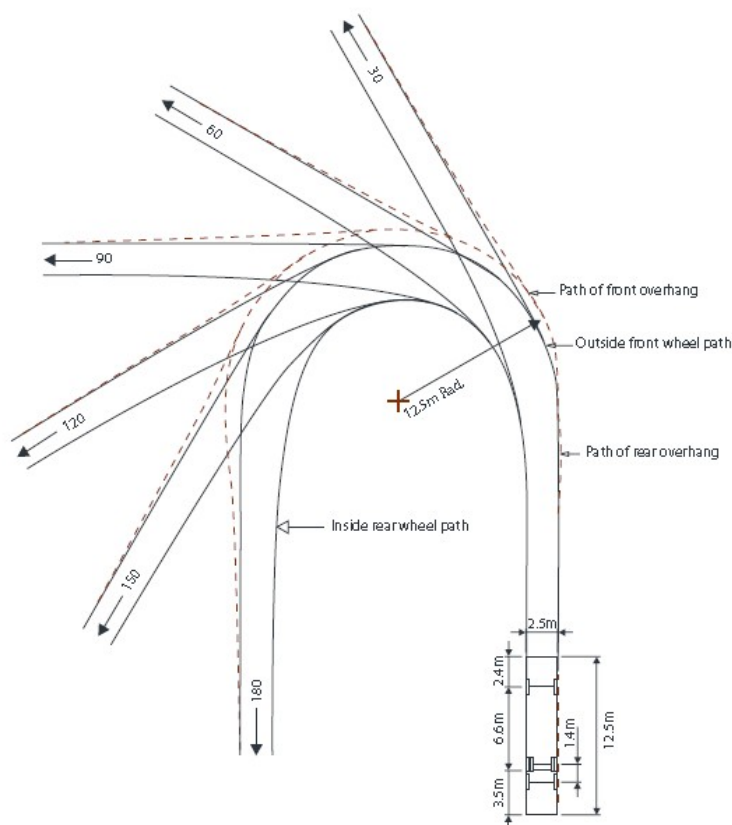


Figure 16: Turning Circle for Heavy Rigid Vehicle

A.7.3 Design of Waste Storage Areas

Requirements for Waste Storage and Recycling Areas:

Table 10: Waste Storage and Recycling Areas

Intent of Controls	Performance Criteria -the intent may be achieved where:	Standards-basedSolution
Adequate dimensions to accommodate waste and recyclables	<p>The area is of adequate size</p> <p>Determine the number and size of bins required for the proposed development. Refer to Appendix 2 for waste generation rates and Appendix 4 for bin capacities for multi-unit developments.</p> <p>Calculate the floor area requirements. Allow sufficient space to manoeuvre bins and for residents to be able to access bins comfortably.</p>	Council standard bin sizes (refer to Appendix 5)
Aesthetically pleasing	<p>Materials, design & landscaping complement the building & streetscape</p> <p>(Comply with DCP 2013: Chapter 2.4).</p>	
Ready access to waste and recycling bins	<p>The area is easily accessible by all occupants and sufficient space is provided to access all bins.</p> <p>If on-site servicing of bins is required then:</p> <ul style="list-style-type: none"> • driveways are of adequate strength, width and design vehicle movement is in a forward direction • Bins can be serviced in a safe manner • entrance heights to basements allow access for collection vehicles 	<p>Maximum grade of driveway: 1:10</p> <p>Minimum vertical clearance: 3.6 m</p> <p>Minimum width of driveway: 4 metres</p> <p>Minimum turning circle: 22 metres</p> <p>Designed in accordance with AS2890.1</p>
Area does not impact on safety environment and residents' ambience	<p>The area is located away from living / working space in buildings</p> <p>The area is weather protected</p> <p>The area is appropriately signposted e.g for recycling bins</p> <p>Manoeurability of all bins is easy with adequate space for ease of movement</p>	Workcover Authority requirements

A.7.4 Design of Waste Storage and Recycling Rooms

Requirements for Waste Storage and Recycling Rooms:

Table 11 Waste Storage and Recycling Rooms

Intent of Controls	Performance Criteria -the intent may be achieved where:	Standards-based Solution
<p>Adequate dimensions to accommodate garbage and recyclables.</p>	<p>The area is of adequate size.</p> <p>Determine the number and size of bins required for the proposed development. Refer to Appendix 2 for waste generation rates and Appendix 4 for bin capacities for multi-unit developments.</p> <p>Calculate the floor area requirements. Allow sufficient space to manoeuvre bins and for residents to be able to access bins comfortably.</p> <p>For recycling rooms required in conjunction with garbage chutes, the area must be of sufficient size to store bins that hold at least 1 day's volume of recycling.</p> <p>Ceiling height is appropriate to type of service.</p> <p>Door width is sufficient for installation and maintenance of bins.</p> <p>Equipment is carefully installed including clear of walls and supported on plinths or legs.</p>	<p>2100 mm</p> <p>820 mm minimum width (1800 for bulk bins)</p> <p>Plinths at least 75mm</p> <p>Legs 150 mm high</p>
<p>Ready access to waste and recycling bins</p>	<p>The room is easily accessible by all occupants and sufficient space is provided to access all bins.</p> <p>Bins can easily be manoeuvred to Waste Storage and Recycling area.</p> <p>If servicing of bins in the room is required then:</p> <ul style="list-style-type: none"> • driveways are of adequate strength, width and design • vehicle movement is in a forward direction • bins can be serviced in a safe manner • entrance heights to basements allow access for collection vehicles 	
<p>Area does not impact on safety environment and residents' ambience</p>	<p>Adequate ventilation provided:</p> <ul style="list-style-type: none"> • mechanical • natural <p>Adequate water supply provided:</p> <ul style="list-style-type: none"> • hot water for commercial uses • hose cocks protected 	<p>BCA</p> <p>Openings 5% of floor area and positioned to provide cross-floor ventilation.</p> <p>Recessed into the wall.</p>

Intent of Controls	Performance Criteria -the intent may be achieved where:	Standards-based Solution
	<ul style="list-style-type: none"> • hose available <p>The room is well drained to a floor waste connected to the sewer.</p> <p>Floors, walls and ceiling are of impervious material.</p> <p>Entry of Vermin is prevented.</p> <p>Adequate separation from walls where containers area is provided.</p>	<p>Floor waste is located beneath hose cock or in close proximity to it.</p> <p>Steel trowel finished concrete floor (Min. 75 mm thick) and cement rendered walls.</p> <p>Ceilings to be durable and smooth.</p> <p>Doors to be self-closing and close fitting.</p> <p>Bump rail 50mm clear of walls</p>
Safety	<p>Doors are durable and door must be able to be opened from inside by a single handed action without the use of a key.</p> <ul style="list-style-type: none"> • manoeuvrability of full bins is easy; • adequate space and ease of movement • the room is appropriately signposted e.g for recycling bins <p>Adequate lighting, controllable from outside and inside, is provided.</p>	<p>Solid core doors Workcover Authority requirements. BCA.</p> <p>Flat surface over which bins are manoeuvred</p> <p>BCA, Workcover Authority requirements.</p>

A.7.5 Design of Garbage Chute systems and Service Lifts

Development exceeding three storeys must be provided with one or more garbage chute systems or a passenger lift. A service room needs to be provided on each floor of the development to allow access to the garbage chute. Chutes should not open onto any habitable or public space. Hopper doors must have an effective self-sealing system. Where garbage chutes are proposed, the recycling rooms shall be provided on each floor to accommodate sufficient 240 litre recycling bins to store at least one day's volume of recyclables. It is acceptable to combine the service room for the chute system and the recycling room.

The recycling bins shall be transported to the waste storage and recycling area daily or when full and replaced with empty recycling bins. Information shall be provided within the application on the design of the garbage chute, location, design and size of the garbage and recycling room(s) and how recyclables are transported to a waste storage and recycling area.

Chutes are only suitable to transfer garbage and are not suitable to transfer recyclables. The drop generally results in the damage or even destruction of the recyclable material, particularly glass and cardboard could easily become stuck in the chute and cause a fire hazard.

Chutes should be designed to reduce noise and fire risks associated with their use. The key features of a garbage chute and recycling system are shown in Figure 8.

A.7.6 Requirements for Waste Chute System:

Table 12: Garbage Chute Systems

Intent of Controls	Performance Criteria The intent may be achieved where:	Standards-based Solution
Ensure suitable design & materials	<p>Chutes are cylindrical and have appropriate capacity for volume of materials. Internal overlaps follow direction of flow.</p> <p>Chutes, hoppers, service openings & service compartments are of appropriate, smooth faced, durable, impervious, non-corrosive, distortion & fire resistant material.</p> <p>There are minimal numbers of seamless joints and chutes has have no bends in main shaft.</p>	At least 500mm diameter
Unimpaired flow directly to facilities in garbage room	<p>Distances to hopper are not too long</p> <p>Hoppers are of appropriate size and flush with chute. Hopper doors must have self-sealing system</p> <p>Size of service openings relates to diameter of chute</p>	<p>Not exceeding 1000mm</p> <p>Area not less than 60% size of chute</p>
Ventilation	Chutes are effectively ventilated.	Ventilation in accordance with BCA
Health & Safety	<p>Chutes and hoppers are contained in a service compartment or room, so as not to open directly into a habitable area.</p> <p>Cut-off door at or near the base of chute to allow container movement and work on facilities such as compactors is provided. Note: this can double as a fire damper</p> <p>Appropriate system for cleaning & maintenance of chute and hoppers is provided</p>	brushes, sanitisers & water supply point at the top of chute
Safe to load	Service openings are of adequate height from floor level	850mm to 1000mm, from the floor to the lowest edge of the opening
Fire Separation	<p>Chutes shall be fire separated as required by the BCA.</p> <p>Chutes should be fully enclosed in a fire-rated shaft, constructed of an approved material and fitted with sprinklers</p>	BCA

2.3 RZ/4/2014 - Outcome of pre gateway review process for 425 Bushells Ridge Road, Bushells Ridge (Site 4)

TRIM REFERENCE: RZ/4/2014 - D12211918

MANAGER: Tanya O'Brien, Manager

AUTHOR: Scott Duncan; Section Manager

SUMMARY

This report recommends that Council accept the role of the Relevant Planning Authority (RPA) and that the planning proposal be forwarded to the Department of Planning and Environment with a request to issue a gateway determination.

Applicant Owners	ADW Johnson Pty Ltd Darkinjung Local Aboriginal Land Council (DLALC - majority of area), Crown Land (Subject to Land Claim), WSC (future water reservoir site) and Estate of LK & NM Manley.
Description of Land	Site 4 Bushells Ridge Residential – Proposed R2 – Low Density Residential/R5 – Large Lot Residential Real Description: Lot 111 DP 755245, Lot 108 DP 755245, Lot 191 DP 1032847, Lot 107 DP 755245, Lot 110 DP 745245 (Crown Land Subject to Claim) and Lot 109 DP 755245 (Private Ownership), 425 Bushells Ridge Road, Bushells Ridge. Environmental Offsets – Approximately 800 Ha (to meet requirements for multi-site rezoning.)
Site Area:	Approximately 860 Hectares (approximately 60Ha proposed for residential uses).
Zoning Proposed Zoning	IN1 - General Industrial and E2 – Environmental Conservation R2 - Low Density Residential, R5 - Large Lot Residential and E2 - Environmental Conservation.
Existing Use	Principally vacant vegetated and rural land uses.
Estimated Value:	Future economic value of future area to be rezoned estimated to be \$269 million

RECOMMENDATION

- 1 ***That Council advise the Department of Planning and Environment that it will accept the role of being the Relevant Planning Authority (RPA) for the planning proposal for 425 Bushells Ridge Road, Bushells Ridge (Site 4).***
- 2 ***That Council progress the rezoning planning proposals for 425 Bushells Ridge Road, Bushells Ridge (Site 4) and Wyee Road, Doyalson (Site 3).***
- 3 ***That Council resolve to prepare a planning proposal to amend Wyong Local Environmental Plan 2013, pursuant to Section 55 of the Environmental Planning and Assessment (EP&A) Act, 1979 to rezone the subject land generally in accordance with the proposed zoning plan for site 4 in Attachment 1.***

- 4 ***That Council forward the Planning Proposal to the Department of Planning and Environment accompanied by a request for a gateway determination, pursuant to Section 56.***
- 5 ***That Council request the Acting Chief Executive Officer to apply to accept plan making delegations for the LEP Amendment.***
- 6 ***That Council prepare an appropriate amendment to Wyong Development Control Plan (WDCP 2013) to provide provisions for the sites to be placed on public exhibition for 28 days concurrent with the planning proposal.***
- 7 ***That Council amend the Section 94 Contributions Plans (if required) to support the development of the land subject to this Planning Proposal.***
- 8 ***That Council authorise the Acting Chief Executive Officer (or delegate) to sign any voluntary planning agreement to support the rezoning. This agreement shall:***
 - a ***Address the cost, timing, staging and responsibilities for funding and provision of infrastructure to service the development.***
 - b ***Ensure that Council is not responsible for the cost of any public infrastructure required to support the development such as hard infrastructure (including, roads water and sewer and drainage) and soft infrastructure (which includes open space, community facilities and environmental corridors).***
- 9 ***That Council authorise the Acting Chief Executive Officer (or delegate) to sign any documentation associated with any future application for biodiversity certification of the lands (as this can only be made by a planning authority).***
- 10 ***That Council undertake community and public authority consultation, in accordance with the requirements of the gateway determination.***
- 11 ***That Council consider a further report on results of community and public authority consultation.***

BACKGROUND

On 10 December 2014 Council considered a report seeking to rezone Site 3 - Doyalson for 375 residential lots and a neighbourhood centre and Site 4 – Bushells Ridge for 520 residential lots (including a large lot residential component) see Attachment 1. These two sites were proposed to be incorporated into a single planning proposal due to their close proximity and relationship to Wyee Village. The proposal also referred to a large number of sites to provide environmental offsets for this development and other development sites which form part of the Darkinjung multi site rezoning proposal. A map showing these sites is provided in Figure 1.

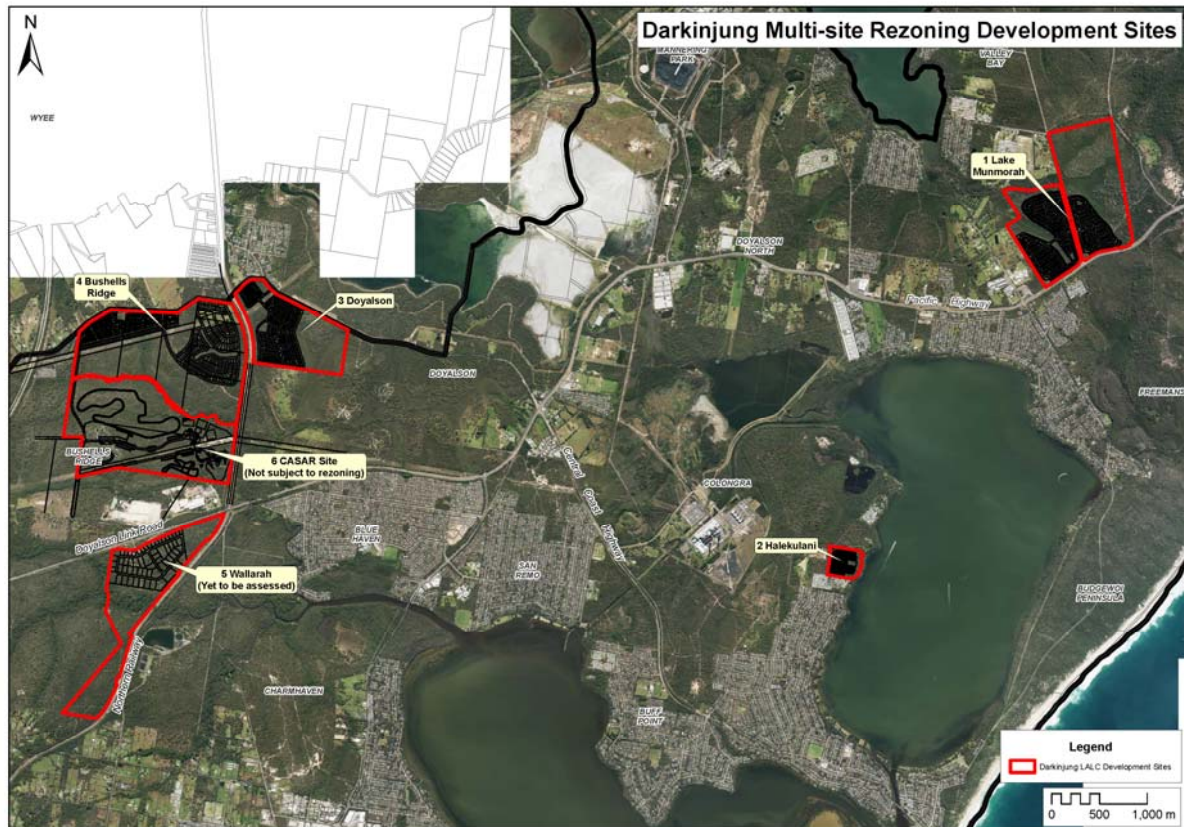


Figure 1 DLALC Multi site Rezoning Proposal

In considering the planning proposal on 10 December 2014 Council resolved to remove Site 4 – Bushells Ridge from the planning proposal and requested the applicant to provide justification for alternate uses but indicated that it would not support a residential rezoning in this location. A copy of this report is provided in Attachment 2.

The planning proposal for Site 3 – Doyalson has not yet been referred to DP&E as the applicant has advised that the Darkinjung LALC would like to proceed with the proposal for Site 3 – Doyalson in conjunction with Site 4 - Bushells Ridge. Both sites 3 & 4 border Wyee Village in Lake Macquarie LGA and similar issues exist between both of these sites which would benefit from joint consideration.

Council at its meeting held on 10 December 2014;

“RESOLVED unanimously (inpart) on the motion of Councillor EATON and seconded by Councillor BEST:

1382/14 That Council prepare a Planning Proposal to amend Wyong Local Environmental Plan 2013, pursuant to Section 55 of the Environmental Planning and Assessment (EP & A) Act, 1979 to rezone the subject land generally in accordance with the proposed concept plan for site 3 in Attachment 1.

2.3

RZ/4/2014 - Outcome of pre gateway review process for 425 Bushells Ridge Road, Bushells Ridge (Site 4) (contd)

1392/14 That Council advise the applicant that it would consider rezoning of Site 4 for alternate uses but does not support rezoning to residential in this location due to the strategic matters detailed in the North Wyong Structure Plan. This would be subject to the provision of adequate justification from the proponent and proper consideration by Council

FOR: COUNCILLORS BEST, EATON, GRAHAM, GREENWALD, MATTHEWS, NAYNA, TROY, VINCENT AND WEBSTER

AGAINST: NIL”

A copy of this report is provided in Attachment 3.

Following consideration of Council’s resolution, the applicant made a submission to Council on 29 April 2015 which provided additional justification as to why Site 4- Bushells Ridge should be supported and combined within the planning proposal for Site 3- Doyalson. This matter was considered by Council on 10 June 2015 and;

“RESOLVED on the motion of Councillor BEST and seconded by Councillor WEBSTER:

574/15 That Council defer this matter, pending the release of the Central Coast Growth Plan, due for release December 2015.

FOR: COUNCILLORS BEST, EATON, GRAHAM, NAYNA, TAYLOR, TROY AND WEBSTER

AGAINST: COUNCILLORS GREENWALD, MATTHEWS AND VINCENT”

A copy of the report is provided in Attachment 4.

Pre Gateway Review

As a result of Council’s decision to defer the planning proposal the applicant subsequently requested that the DP&E undertake a pre gateway review which was considered by the JRPP on 19 November 2015.

When the JRPP considered the matter, the Panel noted that the slope does affect the suitability of the land for industrial uses and that the site adjoins R2 – Low Density Residential zoned land which forms part of Wyee Village in Lake Macquarie City Council. The site’s proximity to Wyee Rail Station increases its suitability for residential development from a strategic development context. It was also acknowledged that the site has a number of environmental constraints which require further detailed investigation prior to determining the extent and location of residential zones. Consequently, it was acknowledged that the current indicative street layouts and yields are unable to be endorsed until these further investigations occur.

The JRPP resolved to make a recommendation to the Minister’s delegate that the planning proposal be referred for a gateway determination.

2.3 RZ/4/2014 - Outcome of pre gateway review process for 425 Bushells Ridge Road, Bushells Ridge (Site 4) (contd)

The JRPP resolved to recommend:

“The proposed instrument be submitted for a gateway determination”

FOR: Kara Krason, Jason Perica and Garry Fielding

AGAINST: Councillor Lloyd Taylor and Councillor Greg Best

Advice from DP&E on the results of the pre-Gateway Review

On 15 January 2016 Council was notified that the proposal could proceed to gateway determination (see Attachment 5).

The Minister’s delegate has advised that Council must decide within 40 days whether it wishes to accept the role of RPA for the planning proposal. The RPA’s role is to assess the Planning Proposal following gateway determination, including State Agency consultation, public exhibition and reporting to DP&E. This is the role Council ordinarily undertakes with any planning proposal. Where the original RPA (Council) does not support the gateway determination and the refusal is appealed, an alternative RPA can be appointed, if the appeal is successful. Council can retain the role of RPA if it chooses. In this case it is recommended that WSC accept the role of RPA as it will allow Council to evaluate the application and determine whether additional local provisions, DCP, S94 plans or VPA requirements are necessary. The concurrent resolution of these matters is best achieved by Council undertaking the RPA role.

DP&E were also supportive of combining Site 3- Doyalson (previously supported by Council) with Site 4- Bushells Ridge within one planning proposal.

If Council resolves not to be the RPA then the Minister for Planning will appoint the RPA role to another authority. This could be DP&E or a Joint Regional Planning Panel. It is important to note that Council will have no further planning powers with respect to the planning proposal if this occurs.

If Council agrees to be the RPA, then the planning proposal would return to Council staff for assessment and would follow the usual course including referral to State Agencies, public exhibition etc, in accordance with the gateway determination. The planning proposal would be reported to Council following the consideration of submissions and the assessment of the proposal.

The rezoning proposal of Site 4 – Bushells Ridge proposes to rezone land to 520 residential lots and relocated public assets and infrastructure. Council will have a range of design and quality requirements for the applicant to meet in delivering this infrastructure to a standard acceptable to Council. There is also the potential for a Voluntary Planning Agreement (VPA) to be required between the proponent and Council to establish appropriate arrangements regarding dedication and maintenance of infrastructure.

By undertaking the role of the RPA, Council will have an opportunity to shape the development to ensure that positive outcomes are achieved for the community. It will also be in a better position to ensure that asset management, infrastructure and environmental issues are appropriately addressed.

DEVELOPMENT CONCEPT

Site 4 – Bushells Ridge is approximately 60 hectares and is located to the south of Bushells Ridge Road, directly south of the recent Wyee residential rezoning undertaken by Lake Macquarie City Council. (See attachment 2).

Development Site 4 – Bushells Ridge is proposed by the landowner to be rezoned to R2 - Low Density Residential and R5 - Large Lot Residential. Clarification will be sought from the proponent on the boundary between R2/R5 Zones (post gateway). The proposed rezoning will facilitate the release of approximately 345 residential lots and 174 large residential lots. An indicative zoning map is shown in Attachment 1.

The proposed rezoning of Site 4 - Bushells Ridge will remove approximately 60Ha of industrial land. This is mostly offset by the creation of 45Ha of industrial land at Site 5 – Wallarah on land approximately 2km to the south. It is also noted that there is a large amount of zoned and undeveloped industrial land within Bushells Ridge should demand for industrial land increase in the short-mid term.

The DLALC multi site rezoning proposal (which includes sites 3 & 4) also seeks to establish 800ha of land as conservation offsets through a biodiversity certification process. The proposal establishes that the 800ha of offset land would be owned and managed in perpetuity by the DLALC. It should be noted that these offsets are intended to serve as an offset for all 5 of the DLALC development sites.

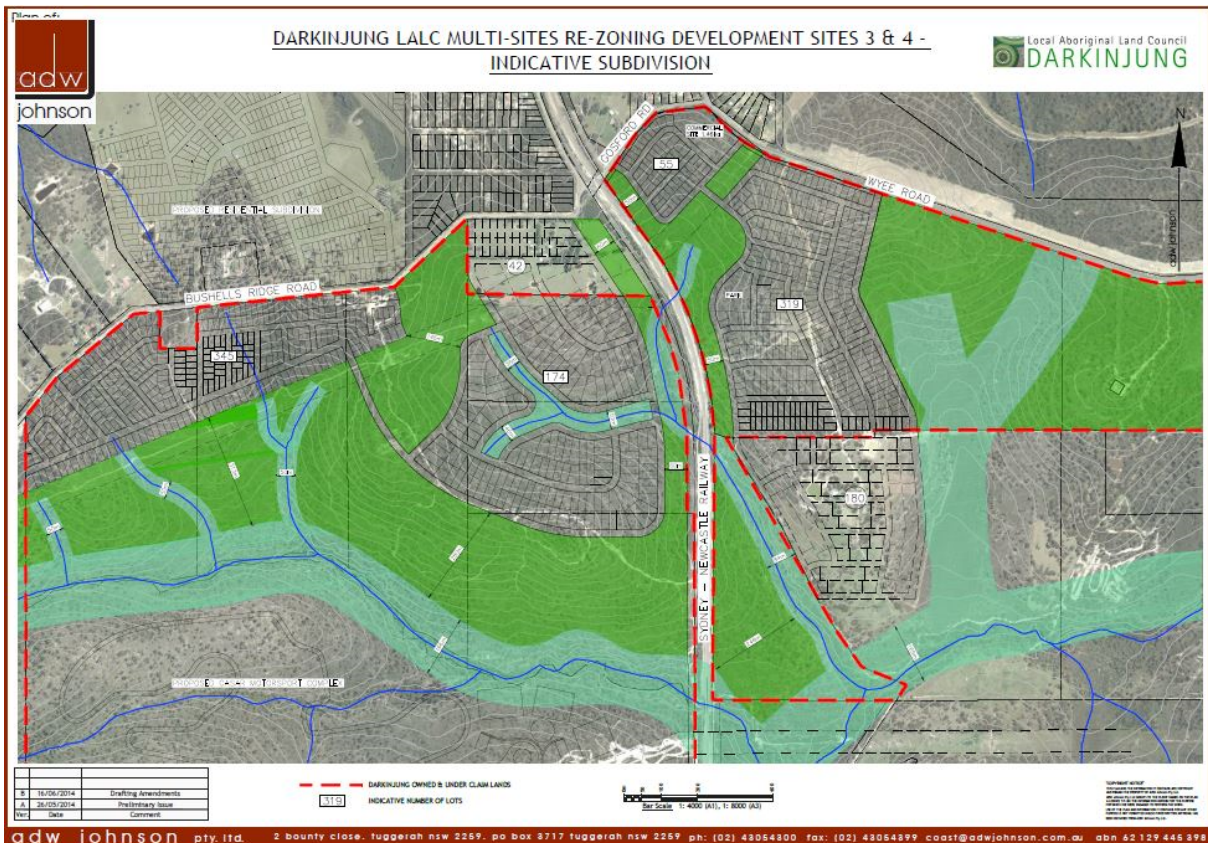


Figure 2 – Indicative Development Concept for Sites 3 and 4

NEXT STEPS

When Council first considered the Bushells Ridge (Site 4) component of the rezoning on 10 December 2014 it was acknowledged that a large number of issues would need to be resolved and technical studies conducted to further support the rezoning (see Attachment 3 for further information). Some of these issues include ecology, further exploration of noise impacts from existing and potential future developments (e.g. CASAR Race Track), provision of infrastructure, integration of the rezoning proposal with Wyee Village which adjoins the rezoning) traffic and other matters. It is noted that a similar range of issues was documented when the JRPP considered the matter through the pre gateway review meeting. (see Attachment 5).

The preliminary rezoning concept must be informed by the results of further studies and input from government agencies as the rezoning process progresses. Further revisions to the concept/zoning plan will be required to be prepared once these studies have been completed. Further clarification will also need to be sought on the extent of the R5 – Large Lot Residential Zone at Bushells Ridge and R2- Low Density Residential as part of this process.

If Council resolves to be the RPA, a planning proposal will be submitted to DP&E with a request for a gateway determination. The applicant will also be required to complete a number of studies to support the planning proposal prior to public exhibition. If these studies fail to address issues of concern to Council and government agencies it would be reported back to Council for determination.

The report recommends that Council should be the RPA for the rezoning proposal in order to ensure that the development achieves positive outcomes for the community and also to ensure that any infrastructure and assets that are created to support the development meet Council requirements.

GOVERNANCE**Consideration of s.23A guidelines**

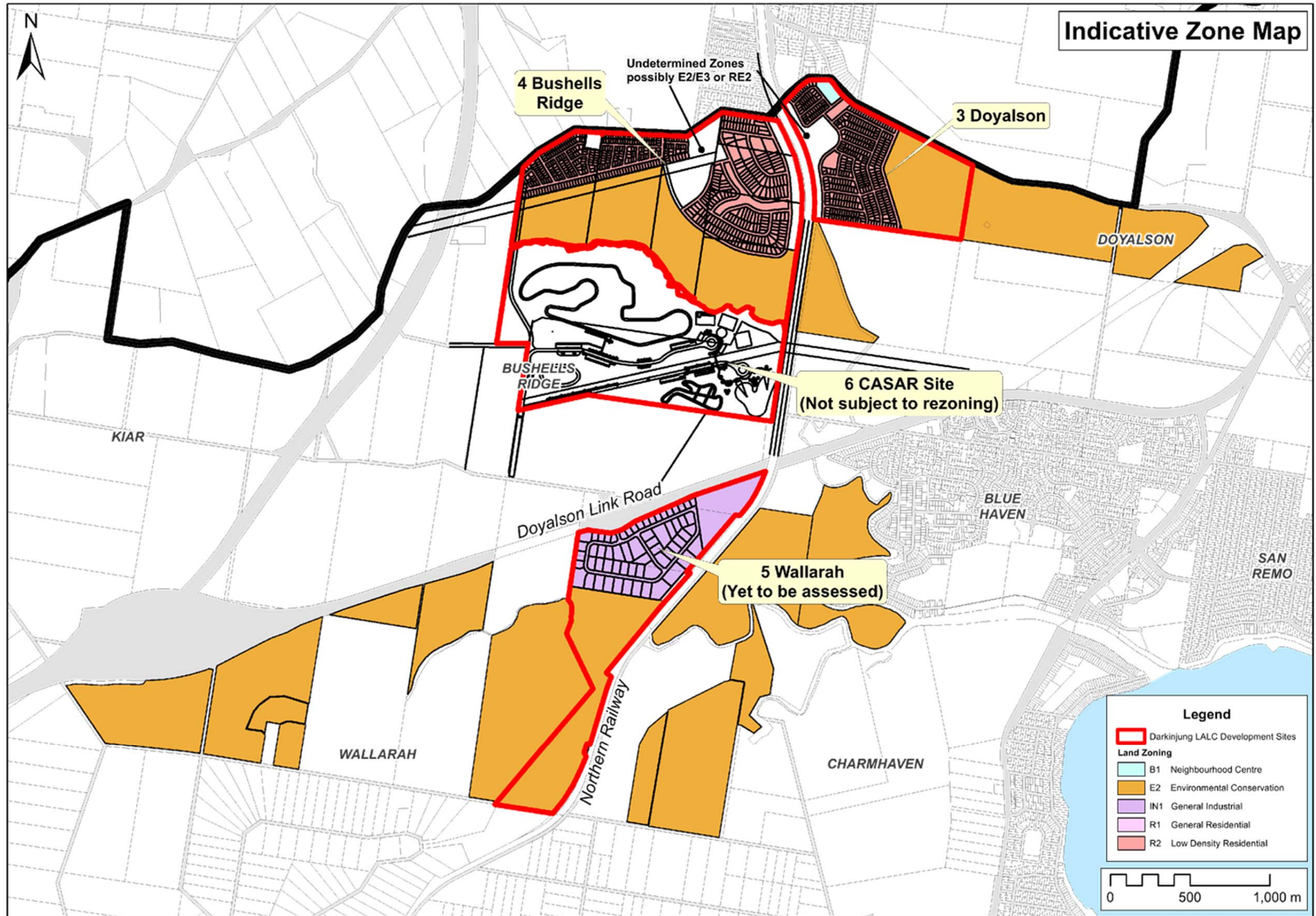
The Chief Executive of the NSW Office for Local Government has issued guidelines titled *“Council Decision Making during Merger Proposal Periods”* pursuant to s.23A(1) of the *Local Government Act 1993* (“LG Act”). The Council must consider those guidelines when making decisions during the “merger proposal period”, which commenced on 6 January 2016 and will conclude on the date on which a proclamation is made to amalgamate the Wyong and Gosford local government areas or the Minister for Local Government determines that he will not proceed with the proposal for that amalgamation: s.23A(3) of the LG Act. Councillors have been provided with a copy of those guidelines and have been given advice concerning those guidelines. The decisions that are proposed as part of this report comply with those guidelines.

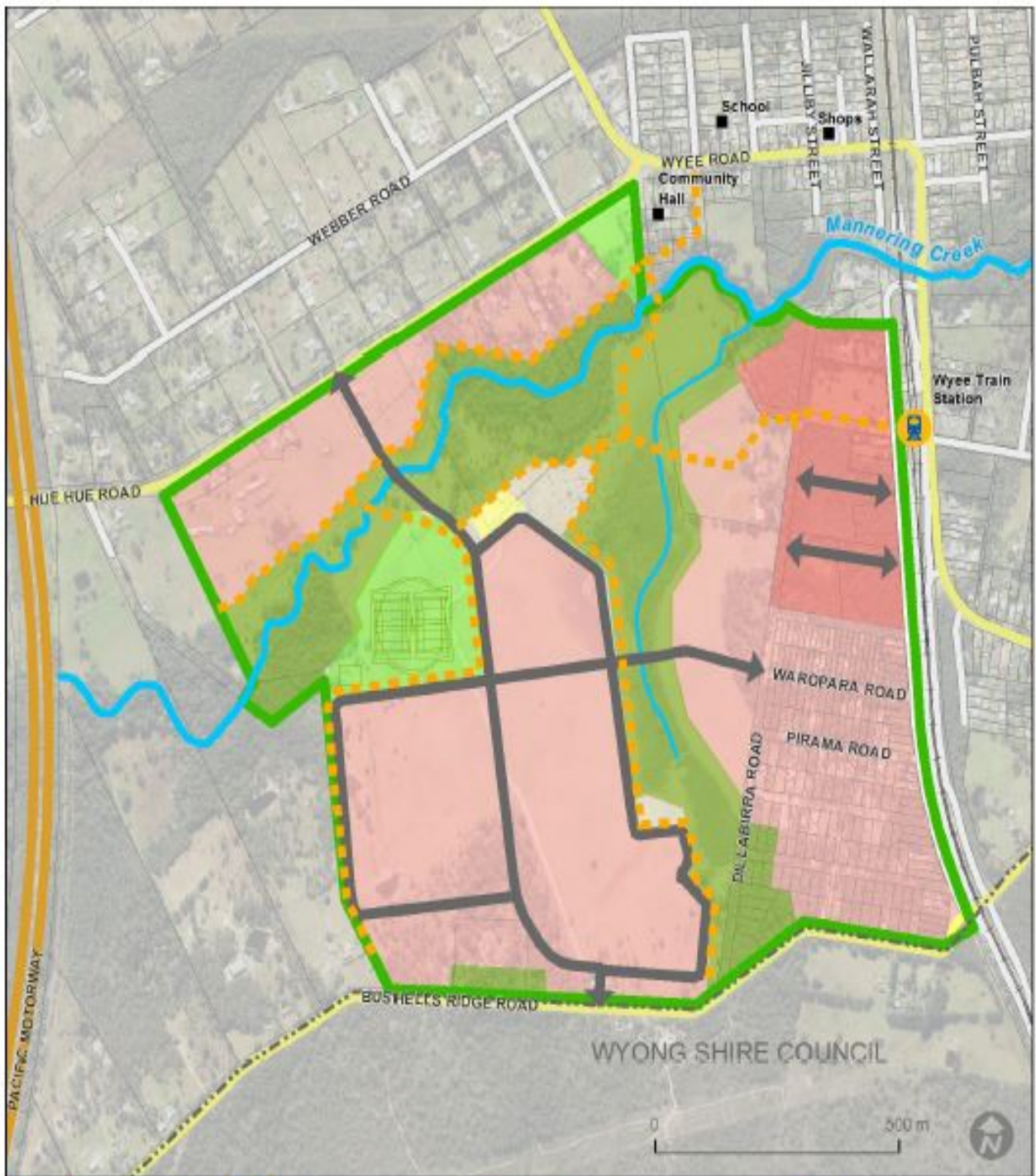
CONCLUSION

This report discusses advice received from the DP&E following the results of pre-gateway review process conducted by the JRPP on 19 November 2015. Accordingly Council has been given the opportunity to determine if it wishes to be the RPA for the rezoning of Site 4 – Bushells Ridge. If Council chooses not to accept the role as the RPA an alternate one will be appointed to oversee the rezoning process. It is recommended that Council retain the role of the RPA and that the planning proposal be combined with the adjoining Site 3- Doyalson which was previously supported by Council on 10 December 2014.



ATTACHMENTS

1	Indicative Zone Map	D11778978
2	Wye West Residential Rezoning Precinct Map	D12226258
3	Council Report 10 December 2014	D11766146
4	Council Report 10 June 2015	D11932658
5	Outcome Pre Gateway Review	D12207569





GIS Ref: 2015/0228

- | | | | |
|--|---|---|--|
|  Area Plan Boundary |  Off-road Cycleway |  Medium Density Residential |  Open Space |
|  Road |  Low Density Residential |  Waste Water Treatment Plant |  Environmental Corridor |

10 December 2014
To the Ordinary Council Meeting

Director's Report
Development and Building Department

2.4 RZ/4/2014 - Planning Proposal in Respect of Land at Bushells Ridge and Doyalson

TRIM REFERENCE: RZ/4/2014 - D11766146

MANAGER: Scott Cox, Director

AUTHOR: Scott Duncan; Senior Strategic Planner

SUMMARY

A request has been received to prepare a Planning Proposal to rezone land at Doyalson and Bushells Ridge for residential purposes and a neighborhood centre. This rezoning includes two sites of a broader 5 site rezoning request. Approximately 800 Ha of land is proposed to be set aside as ecological offsets and zoned for environmental purposes for all 5 sites. The rezoning proposal will require the resolution of a number of complex environmental, infrastructure and social planning issues within the North Wyong Shire Structure Plan (NWSSP).

Applicant Owners	ADW Johnson Darkinjung Local Aboriginal Land Council (Darkinjung LALC - majority of area).
Description of Land	Site 3 Doyalson Residential – Proposed R2 – Low Density Residential and B1 – Neighbourhood Centre Real Description: Lot 204 DP 1117900, 10 Wyee Road Doyalson Site 4 Bushells Ridge Residential – Proposed R2 – Low Density Residential/R5 – Large Lot Residential Real Description: Lot 111 DP 755245, Lot 108 DP 755245, Lot 191 DP 1032847, Lot 107 DP 755245, Lot 110 DP 745245 (Crown Land Subject to Claim) and Lot 109 DP 755245 (Private Ownership), 425, Bushells Ridge Road, Bushells Ridge Environmental Offsets – Approximately 800 Ha (numerous sites)
Site Area:	Approximately 1025 Hectares (approximately 95 Ha proposed for rezoning)
Zoning	IN1 - General Industrial, RU6 – Transition, E2 – Environmental Conservation E3 - Environmental Management
Proposed Zoning	R2 Low Density Residential, R5-Large Lot Residential and E2-Environmental Conservation
Existing Use	Principally vacant vegetated land
Employment Generation	Rezoning will facilitate increased economic activity and increased employment.
Estimated Value:	Future economic value of future area to be rezoned estimated to be \$471M.

RECOMMENDATION

- 1 That Council prepare a Planning Proposal to amend Wyong Local Environmental Plan 2013, pursuant to Section 55 of the Environmental Planning and Assessment (EP & A) Act, 1979 to rezone the subject land generally in accordance with the proposed concept plan for sites 3 and 4 in Attachment 1.
- 2 That Council forward the Planning Proposal to the Department of Planning and Environment (DP&E) accompanied by a request for a “Gateway Determination”, pursuant to Section 56 of the EP & A Act, 1979, with the following requirements:
 - a. That consideration be given to increasing residential densities in locations which are accessible to facilities and services in Wyee.
 - b. That clarification be sought on the extent of the R5 – Large Lot Residential Zone at Bushells Ridge.
 - c. That areas identified in the Planning Proposal for development be supported by a biodiversity certification application which is “agreed in principle” with the OEH and Council prior to public exhibition.
- 3 That Council request the assistance of the DP&E in obtaining a whole of Government approach to resolve outstanding regional planning, mining, infrastructure and biodiversity issues within the NWSSP which impact on the Planning Proposal.
- 4 That Council require, subject to the “Gateway Determination” that the landowner enter into a Funding Agreement with Council in accordance with Council’s Planning Proposal Procedure to recover the costs involved in further progressing the proposal.
- 5 That Council authorise the General Manager (or delegate) to sign the Funding Agreement for the rezoning.
- 6 That Council prepare appropriate amendment to Wyong Development Control Plan (WDCP 2013) to provide provisions for the sites to be placed on public exhibition for 28 days concurrent with the planning proposal.
- 7 That Council amend the Section 94 Contributions Plans (if required) to support the development of the land subject to this Planning Proposal.
- 8 That Council authorise the General Manager (or delegate) to sign any voluntary planning agreement or application for biodiversity certification to support the rezoning. This agreement shall:
 - a Address the cost, timing, staging and responsibilities for funding and provision of infrastructure to service the development.
 - b Ensure that Council is not responsible for the cost of any public infrastructure required to support the development such as hard infrastructure (including, roads water and sewer and drainage) and soft infrastructure (which includes open space, community facilities and environmental corridors).
 - c Sign any documentation associated with any future application for biodiversity certification of the lands (as this can only be made by a planning authority).

- 9 That Council undertake community and public authority consultation, in accordance with the requirements of the "Gateway Determination".
- 10 That Council consider a further report on results of community and public authority consultation.

ORDINARY MEETING HELD 10 DECEMBER 2014

RESOLVED unanimously on the motion of Councillor EATON and seconded by Councillor BEST:

- 1382/14 That Council prepare a Planning Proposal to amend Wyong Local Environmental Plan 2013, pursuant to Section 55 of the Environmental Planning and Assessment (EP & A) Act, 1979 to rezone the subject land generally in accordance with the proposed concept plan for sites 3 and 4 in Attachment 1.
- 1383/14 That Council forward the Planning Proposal to the Department of Planning and Environment (DP&E) accompanied by a request for a "Gateway Determination", pursuant to Section 56 of the EP & A Act, 1979, with the following requirements:
- a That consideration be given to increasing residential densities in locations which are accessible to facilities and services in Wyee.
- b That clarification be sought on the extent of the R5 – Large Lot Residential Zone at Bushells Ridge.
- c That areas identified in the Planning Proposal for development be supported by a biodiversity certification application which is "agreed in principle" with the OEH and Council prior to public exhibition.
- 1384/14 That Council request the assistance of the DP&E in obtaining a whole of Government approach to resolve outstanding regional planning, mining, infrastructure and biodiversity issues within the NWSSP which impact on the Planning Proposal.
- 1385/14 That Council require, subject to the "Gateway Determination" that the landowner enter into a Funding Agreement with Council in accordance with Council's Planning Proposal Procedure to recover the costs involved in further progressing the proposal.
- 1386/14 That Council authorise the General Manager (or delegate) to sign the Funding Agreement for the rezoning.
- 1387/14 That Council prepare appropriate amendment to Wyong Development Control Plan (WDCP 2013) to provide provisions for the sites to be placed on public exhibition for 28 days concurrent with the planning proposal.
- 1388/14 That Council amend the Section 94 Contributions Plans (if required) to support the development of the land subject to this Planning Proposal.

- 1389/14** That Council authorise the General Manager (or delegate) to sign any voluntary planning agreement or application for biodiversity certification to support the rezoning. This agreement shall:
- a** Address the cost, timing, staging and responsibilities for funding and provision of infrastructure to service the development.
 - b** Ensure that Council is not responsible for the cost of any public infrastructure required to support the development such as hard infrastructure (including, roads water and sewer and drainage) and soft infrastructure (which includes open space, community facilities and environmental corridors).
 - c** Sign any documentation associated with any future application for biodiversity certification of the lands (as this can only be made by a planning authority).
- 1390/14** That Council undertake community and public authority consultation, in accordance with the requirements of the "Gateway Determination".
- 1391/14** That Council consider a further report on results of community and public authority consultation.
- 1392/14** That Council advise the applicant that it would consider rezoning of Site 4 for alternate uses but does not support rezoning to residential in this location due to the strategic matters detailed in the North Wyong Structure Plan. This would be subject to the provision of adequate justification from the proponent and proper consideration by Council

FOR: COUNCILLORS BEST, EATON, GRAHAM, GREENWALD, MATTHEWS, NAYNA, TROY, VINCENT AND WEBSTER

AGAINST: NIL

BACKGROUND

The Darkinjung Local Aboriginal Land Council (DLALC) holds a portfolio of approximately 3,500 hectares and is the largest non-government landowner on the Central Coast. DLALC have undertaken a review of their lands within the NWSSP area. A number of sites have been identified which it considers as having potential for future residential or employment uses. Since 2010, the DLALC has maintained ongoing dialogue with Council, DP&E and other Agencies concerning its land portfolio. The Department of Premier and Cabinet (DPC) established an 'Enabling Taskforce' to examine development issues on key development sites on the Central Coast. A specific working group was established to examine issues on DLALC lands. A number of working group meetings were held during 2013 and 2014 culminating with the lodgment of a request on 26 June 2014 for Council to prepare of a Planning Proposal for the rezoning of five (5) sites within the NWSSP area (the multi-site rezoning). This report relates to sites 3 and 4 shown in Figure 1.

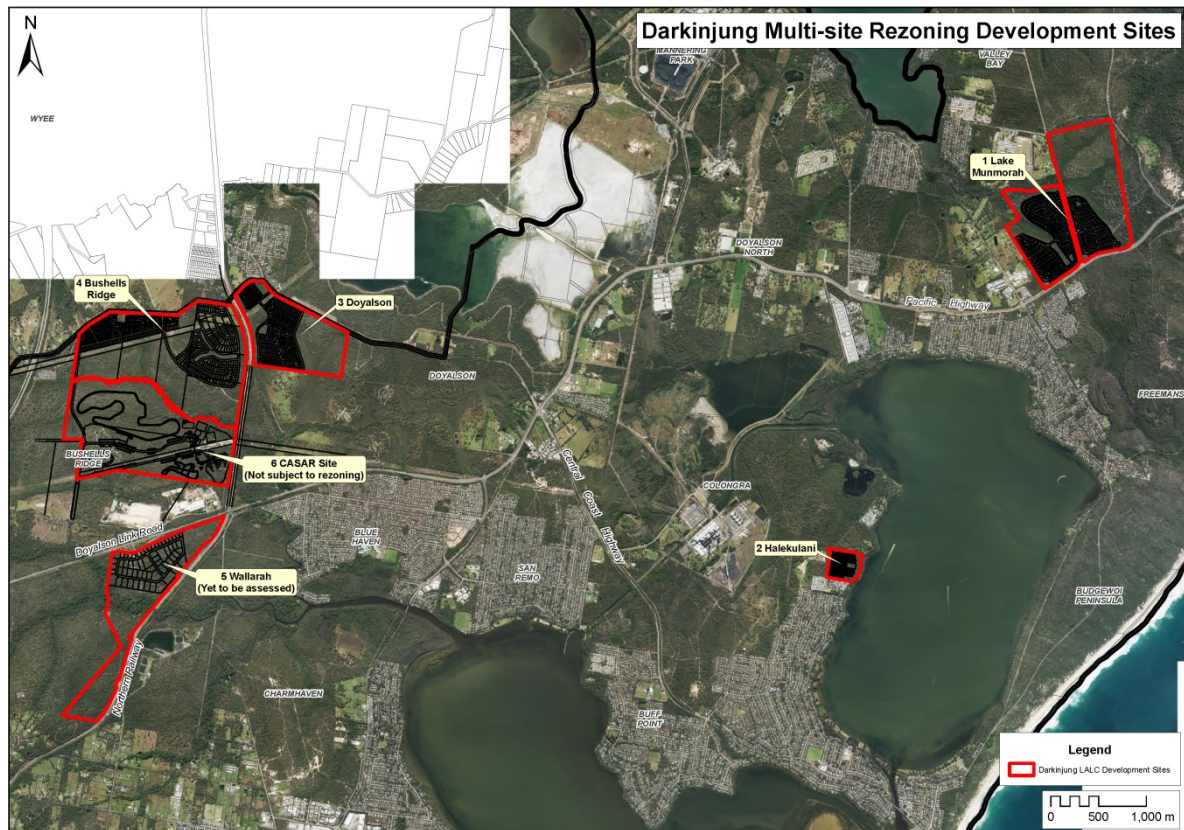


Figure 1 Darkinjung DLALC Multi-site Rezoning Proposal

Sites 3 and 4 from the LALC multi site rezoning proposal have been combined into a single planning proposal due to their close proximity and the similarity of issues.

PLANNING PROPOSAL

The sites which are currently form part of the current Planning Proposal are:

Development Site 3 – Wye Road, Doyalson: Low Density Residential and Commercial

This site is approximately 35 hectares of land located on the corner of Gosford Road, Wye Road and the Sydney-Newcastle Railway, at the southern entry to the township of Wye.

The rezoning will facilitate the release of approximately 375 residential lots and create an opportunity for a small neighbourhood centre to service future residents.

This site is currently zoned RU6 – Transition and E2 Environmental Conservation and proposed to be rezoned to R2 Low Density Residential and B1 Neighbourhood Centre.

Development Site 4 – Bushells Ridge Road, Bushells Ridge: Low Density Residential and Larger Lot Residential

This site is approximately 60 hectares and is located to the south of Bushells Ridge Road, directly south of the recent Wye residential rezoning undertaken by Lake Macquarie City Council.

The site was the subject of a Part 3A Major Projects industrial subdivision application which was withdrawn by the proponent in 2012. Since that time alternate development opportunities have been considered.

The rezoning will facilitate the release of approximately 345 residential lots and 174 large residential lots.

The site is currently zoned IN1 General Industrial and E2 Environmental Conservation and proposed to be rezoned to R2 Low Density Residential and R5 Large Lot Residential. Clarification will be sought from the proponent on the boundary between R2/R5 Zones.

Conservation offset land

The proposal also seeks to establish 800 Ha of land as conservation offsets through a biodiversity certification process. The proposal establishes that the 800 ha would be owned and managed in perpetuity by DLALC. It should be noted that these offsets are intended to serve as an offset for all 5 sites (not just the ones subject to this assessment).

Resolution of Aboriginal Land Claims over Crown Lands

DLALC proposes to accept ownership of 37 unresolved Aboriginal Land Claims over Crown land within Wyong Shire. The majority of these sites will be zoned E2 Environmental Conservation and managed as environmental offsets.

KEY ISSUES

A number of specialist reports have been submitted to support the request for the Planning Proposal preparation, including investigations assessing, and proposing mitigation strategies, in relation to ecology, water, sewer, traffic and transport. These reports provide a valuable baseline assessment of the issues, however further detailed investigations will be necessary to address deficiencies and further advance the proposal.

An overview of the main issues associated with the subject site is outlined below:

Bushfire

The sites are classified as “bushfire prone land”. Future development will need to adopt appropriate Asset Protection Zones (APZ’s) and incorporate these requirements into future street layouts and dwelling setbacks. An assessment of the proposal against Planning for Bushfire Protection 2006, and other relevant guidelines will be required as master plans of the site are developed. All APZ requirements will need to be incorporated into the areas proposed to be rezoned. Council will consult with the Rural Fire Service (RFS) to confirm bushfire planning requirements.

Social Impacts

The Section Manager for Community Planning and Learning has advised that a Social Impact Statement will be required to be prepared by a qualified social planning expert.

This study shall identify the social issues and potential needs of current and future residents within the area. This assessment will enable Council to assess social impacts as well as identify human service requirements for current and future residents.

Sites 3 and 4 are proposed to be rezoned residential with a small commercial centre. These sites border Wyee Village and future residents are likely to utilize a number of these services and facilities. Lake Macquarie City Council will be consulted about the proposed rezoning.

Mining and Resource Issues

Mine Subsidence

Site 3 is located within a Mine Subsidence District. The Mine Subsidence Board (MSB) will be consulted as the Planning Proposal is developed.

Many areas within the NWSSP area are proposed for future underground coal mining. This is why a number of the future development precincts within the NWSSP are identified as long term urban development areas. The nature of mining impacts and the stance of the MSB on areas proposed to be rezoned is not known at present. It is possible that the timing of mining activities could lead to modifications being made to the Planning Proposal due to timing of mining and impacts on surface development in some locations.

The Department of Trade and Investment (DTI) – Resources and Energy (Geological Survey of NSW) and lease owners will also be required to be consulted, to determine the impact on and of coal and mineral resource extraction in the future.

Noise and Vibration Impacts

Railway – Noise and vibration impacts

Sites 3 & 4 are within close proximity to the railway line. A 50 m setback is proposed to be created by the proponent. A noise and vibration assessment will be required to confirm levels of noise exposure (especially for future residential development and appropriate design measures will need specified). Further consultation with NSW Railcorp will be undertaken through the rezoning process to confirm design requirements.

Proposed Motor Sports Park

The CASAR Motor Sports Park is currently in planning phase and proposes development of a car race track directly to the south of proposed residential areas in sites 3 and 4. The level of noise impact which will result from the CASAR development will need to be established to determine if noise attenuation measures are required on proposed residential development areas.

Airport – Noise impacts

Council is currently in the planning phase to investigate the viability of a Central Coast Regional Airport (CCRA) to the west of Site No 4. The airport is proposed to operate single aisle narrow body jet aircraft up to and including the Boeing B737 and Airbus A320 for interstate and regional air services.

Planning has not developed to the point where the runway orientation can be accurately predicted, except to say that the runway will be orientated in a general north-east/south-west direction. This will bring flightpaths into close proximity with Site 4.

Whilst it is not possible at this stage to accurately predict potential aircraft noise impacts on Site 4, an assessment has been conducted by Council's Airport Project Director to inform the assessment of the rezoning proposal.

AS2021 provides an assessment of potential aircraft noise exposure around airports based on the Australian Noise Exposure Forecast (ANEF) system and is widely referred to in guiding strategic land use planning in the vicinity of airports.

AS2021 currently specifies that it is 'acceptable' to build noise sensitive developments in areas where the ANEF is less than 20.

Road infrastructure and traffic impacts

The preliminary traffic report provided with the application did not examine impacts of rezoning the following areas:

- Impact of commercial component of Site 3
- Impact of proposed residential development Site 4
- Cumulative traffic impacts associated with the development of the CASAR site (noting it is not part of the Planning Proposal)

The Traffic Impact Assessment will need to be revised to assess traffic impacts associated with all parts of the rezoning proposal. This will also be required to determine the impact on the existing local and State road network.

Sidra modelling will be required to assess the impacts of the proposed developments at key intersections. The modelling is to include 2014 and 2024 scenarios with traffic generated by the proposals and background traffic growth at 2% PA.

Early consultation with the RMS will be required to determine funding requirements to service major intersection upgrade works on the Pacific Highway to accommodate the extra traffic volumes triggered by the proposal.

Public transport routes will need to be investigated in order to adequately service the newly created development within TFNSW guidelines. This will need to identify the type of public transport needed to service the development and means of encouraging public transport use in lieu of motor vehicles. A pedestrian and cycleway report identifying movement desire lines to and from schools, shops, recreational areas and identifying facilities will also be required.

A road hierarchy which will include details of proposed road cross sections, similar to those which were adopted by Council as part of the Warnervale Town Centre or Precinct 7A – Warnervale and Hamlyn Terrace rezoning will also be required.

Water and Sewer

A preliminary water and wastewater study has been conducted to support the rezoning proposal. This strategy has been reviewed by Council's Team Leader for Water and Sewer Planning. It should also be noted that the possibility of servicing Sites 3 and 4 by a private infrastructure agreement with "Flow Systems" has also been identified as an option by the proponent. This option would need to be thoroughly investigated by Council's Water & Sewer Investigation Engineer if it is pursued as an option.

Water Supply

Sites 3 and 4 are not currently serviced for water supply. Final water supply arrangements will depend on the area of land that may or may not form part of the Wallarah 2 Coal Project and the land occupied by the CASAR motor sports complex. Water supply strategies have been prepared by both Wyong Shire Council and Hunter Water Corporation for Wyee and Bushells Ridge in isolation and the suitability of interconnections between the two networks require investigation to allow efficient creation of assets in response to the staging of development.

Sewer

A sewer servicing strategy will be required for sites 3 and 4 and must be prepared in consultation with Council's Water and Sewer Section. The servicing strategy must consider servicing options and compare the Net Present Costs of all options considering both capital and ongoing operational costs.

Electricity Easement

A major electricity transmission line crosses through Site 4 – Bushells Ridge. As part of planning for the Central Coast Airport the possibility of this power transmission line being shifted in location has been identified as possibly being required. The development concept for Site 4 makes provision for this to occur.

Ecology and Environmental offsets

The LALC has undertaken some significant ecological investigations in developing their Land Strategy. The proposal has been reviewed by Council's Senior Ecologist- Property Management. The relationship of the proposed development sites to wildlife corridors in the NWSSP is shown in Attachment 3. The main ecological issues with the proposal are discussed under the following sub-headings.

Wildlife Corridors

A number of major wildlife corridor linkages and green corridor areas are identified in the NWSSP. The rezoning proposal impacts on a number of these linkages and corridor outcomes and some changes will need to be made to the Planning Proposal ensure consistency with the NWSSP and to ensure that corridor linkages are correctly sized and provided when required. The Office of Environment and Heritage (OEH) will also be consulted as part of the rezoning process.

Environmental Offsets

Most of the proposed offsets have not been subjected to detailed ecological surveys, however, they are for the most part considered to contain important ecological attributes. Proposed offsets occur on land identified as Green Corridors and Strategically Located/Constrained sites category within the NWSSP. The exact dimensions of these offsets may change depending on the results of proposed ecological assessments and whether Crown Lands Claims are resolved (note some of the proposed offsets occur on lands currently owned by the Crown). Environmental offsets are proposed to be zoned E2- Environmental Conservation and are shown on the draft Zoning map in Attachment 4 (note that the identified offset sites are intended to offset the impacts of development of all 5 sites included in the multi-site rezoning).

Proposed Biodiversity Certification

Ecological survey data has been compiled by EcoLogical Australia who conducted an Interim Ecological Inventory Report on the LALC land holdings within the NWSSP in 2012. This dataset will be further built upon to support a future biodiversity certification application.

The Biodiversity Conservation Assessment Methodology (BCAM) is a transparent methodology that is used to assess the impacts on biodiversity arising from large development projects and conservation outcomes consistent with NSW and Commonwealth offset policies, including a 'improve and maintain' outcome. BCAM also requires targeted surveys for threatened flora and fauna to be conducted aswell.

Under the BCAM approach targeted surveys are not required on all species e.g. Squirrel Gliders and Masked Owls as they are assumed to be present in designated ecosystem types.

Large areas of habitat for the following threatened species will be impacted and included within environmental future offsets:

- Eastern Chestnut Mouse
- Wallum Froglet
- *Angophora inopina*
- *Acacia bynoeana*
- *Tetratheca juncea*

The proponent seeks to biodiversity certify the proposed development lands in order to provide certainty of development outcomes into the future. Only a 'planning authority' can make application for biodiversity certification (in this instance it is likely to be Wyong Shire Council) in accordance with the rules established under BCAM.

NWSSP

This rezoning proposal occurs on land identified as Green Corridor or Strategic Constrained Land under the NWSSP. Land within the Strategic Constrained Sites layer requires the resolution of infrastructure, wildlife corridor, development and offset strategies before land can be considered for rezoning.

Future ownership of conservation land

The LALC proposes to the long term responsible land owner and manager of approximately 800 Ha of proposed environmental offsets.

Concept Development Plan

The applicant has prepared preliminary Development Concepts for sites 3 and 4 showing indicative road layouts and development patterns (see Attachment 1). It is recognised that the Concept Plan will change as it is informed by further technical studies and liaison with Council staff. The following preliminary comments are made:

Relationship to Wyee

Wyee is a small village located on the southern boundary of Wyong Shire and accommodates around 1,500 residents. Lake Macquarie Council prepared a Wyee Structure Plan in 2010 to direct the future development and expansion of the Wyee township (see Attachment 5). The absence of reticulated sewer is a major constraint to the growth of Wyee.

The Wyee Structure Plan estimated that the area could accommodate an additional 8,000 residents and outlined the need for an expanded commercial centre, an additional school and other supporting recreational and community facilities to accommodate the expanded population.

Sites 3 and 4 are located to the south of Wyee on the Wyong Shire border with Lake Macquarie City Council. Wyee Village is also serviced by a railway station. Therefore zoning sites 3 and 4 from industrial to residential is worthy of further examination. Rezoning of these sites will add a further 1,300 residents who will use the facilities within Wyee Village. Lake Macquarie City Council will be consulted through the rezoning process to examine a wide range of issues concerning servicing, pedestrian pathways, public transport and establishing contributions towards community and recreational facility provision.

Potential new neighbourhood centre

Site 3 proposes to provide a neighbourhood shopping centre which is not identified in the CCRS or NWSSP. The Retail Centres Strategy 2013 (RCS) does not recommend a new centre in this area, but the RCS did not take into consideration that development would occur in these areas. A proposed neighbourhood centre may be supportable if it serves the proposed residential development and serves the needs of Wyee residents. A specific Net Community Benefit Test for the proposed centre is required, the test should consider the requirements set out in the RCS 2013.

Street and subdivision layout

There are a number of detailed comments provided from Council's Development Assessment - Design Engineering Unit concerning matters which will affect the street patterns and layouts of development concepts covering:

- Road safety planning
- Improvements in road layouts
- Road geometry and sight distances
- Improvements in intersection planning and location
- Planning of Urban Interface Areas (UIAs)
- Addressing noise and vibration impacts from railway lines.
- Overland floodways will need to be identified and excluded from developable lands

These comments will be provided to the proponent to assist them in further refining their development concepts.

Open space and Landscape Treatment

The location of small parks and open space for future residents will need to be informed by an Open Space and Recreational Needs Analysis. The results of this report will inform where open space, parks and connectivity will be located in the Concept Plan. Connectivity and accessibility should be addressed giving particular reference to shared paths where appropriate. Some specific comments are provided which relate to each area:

- Visual treatment strategies for each development site will be required, especially when development sites are viewed from locations visible from the Rail Corridor.
- Sites 3 and 4 will require a shared pathway to connect the new community to Wyee Village and properly link both communities to developed open space.

Acid Sulfate Soils and Contaminated Land Assessment

Geological and geotechnical investigations will need to be undertaken to investigate the extent of acid sulphate soils in the area and the potential effect of these on future residential development and supporting infrastructure. A preliminary contaminated land assessment will also be required addressing the requirements of SEPP 55 Contaminated Land.

Aboriginal Archaeology and European Cultural Heritage

Sites 3 and 4 are known to contain sites listed on the Aboriginal Heritage Information Management System (AHIMS). The rezoning will need to be supported by further Aboriginal Archaeological investigations which will involve reviewing relevant registers, undertaking community consultation and broad site assessments in accordance with OEH's Aboriginal cultural heritage consultation requirements.

Flooding

No flood mapping exists for the majority of the areas which are proposed to be rezoned. A local flood study will be required to be prepared by the applicant to determine the extent of impacts. Further work will be required to determine the amount of potential local overland flooding due to concentration of stormwater from hardstand areas.

It should also be noted that Council has applied for State and Federal grant funding to carry out an overland flood study within the Wallarah and Spring Creek catchment which includes a number of the sites proposed to be rezoned. If Council is successful then such a study would be completed by June 2015.

Stormwater Management

Stormwater management and drainage concept plans will be required for all future development sites. The Strategy must also include a Management Plan to address the treatment of generated run-off with a Stormwater Detention/Retention system .

This should also address immediate and long term maintenance responsibilities to achieve the required objectives and pollution targets. The ownership of the proposed stormwater infrastructure/assets will also need to be clarified. The area of land necessary to accommodate a suitable stormwater treatment system should also be detailed in development concepts.

LOCAL PLANS, POLICIES AND STRATEGIES

Wyong Local Environmental Plan 2013

Site 3 is zoned RU- 6 Transition and Site 4 is zoned IN1- General Industrial under Wyong LEP 2013.

Regional Economic Development and Employment Strategy (REDES) 2010

The Regional Economic Development and Employment Strategy (REDES) was developed through a partnership between the NSW Government, Regional Development Australia Central Coast (RDACC), Gosford City Council and Wyong Shire Council.

Short term employment opportunities would be created through associated planning and residential construction work. Long term employment particularly in the retail sector will be provided by the proposed neighbourhood centre. Additional employment will be generated with the maintenance of biodiversity offsets.

It is noted that in rezoning Site 4 from IN1 General industrial to allow for residential development there will be a loss of available employment lands. This will be further justified in the Planning Proposal. Any loss of land for employment purposes will be made up with the creation of a new employment precinct Site 5 Wallarah which forms part of the multi-site rezoning.

Settlement Strategy

The proposal is generally consistent with the considerations of the Settlement Strategy with the exception of general location of the development sites and the timing for land releases as per the staging plan identified in the NWSSP.

Central Coast Regional Strategy and North Wyong Shire Structure Plan

The NWSSP identifies land for development which is strategically located in relation to existing and proposed infrastructure (e.g. major roads, water and sewer) and also identifies areas which contribute to the formation of the green corridor. The relationship of each of the proposed LALC rezoning sites to the NWSSP is shown in Attachment 2.

The NWSSP states that the staging of development of any future urban land within the 'strategically located' sites layer is expected to be generally consistent with the staging identified for the adjoining land. Most of the development precincts are identified for release in the long term and early release of these areas conflicts with timeframes mentioned in the NWSSP.

Impacts on green corridors and linkages in the NWSSP will also need further justification and input from OEH, this will also require examination of the cumulative impacts of other proposals on linkages and threatened species e.g. Wallarah 2 Coal Mine, Clay mining and the CASAR project.

The NWSP provides a framework and context for identifying and assessing future development opportunities in these areas, and for planning proposals to be prepared and progressed. The NWSSP identifies the following issues to be addressed:

- More detailed understanding of the environmental features of the land and opportunities to contribute to the proposed corridor and habitat networks;
- Resource extraction potential related to proposed coal mining and clay extraction (where these localised impacts occur);
- Determination of offsets for vegetation losses within future development areas;
- How the proposed development will relate to the green corridor; and
- The need for additional residential or employment uses to meet future community demand.

Section 117 Directions

The proposal has been assessed on a preliminary basis against relevant Section 117 Ministerial Directions. The full assessment is contained within Attachment 5 of this report. It is apparent from undertaking this review that there are a number of inconsistencies with Section 117 Directions and regional strategy documents which may require the approval of The Secretary.

The following table identifies the applicability and consistency of the proposed rezoning with the current Section 117 Directions:

Number	Direction	Applicable	Consistent
Employment and Resources			
1.1	Business and Industrial Zones	Yes	No
1.2	Rural Zones	Yes	No
1.3	Mining, Petroleum Production and Extractive Industries	Yes	No
1.4	Oyster Aquaculture	No	-
1.5	Rural Lands	No	-
Environment and Heritage			
2.1	Environmental Protection Zones	Yes	Yes
2.2	Coastal Protection	No	-
2.3	Heritage Conservation	Yes	Yes
2.4	Recreation Vehicle Areas	Yes	Yes
Housing, Infrastructure and Urban Development			
3.1	Residential Zones	Yes	To be determined
3.2	Caravan Parks and Manufactured Home Estates	Yes	Yes
3.3	Home Occupations	Yes	Yes
3.4	Integrating Land Use and Transport	Yes	Yes
3.5	Development Near Licensed Aerodromes	No	
3.6	Shooting Ranges	No	
Hazard and Risk			
4.1	Acid Sulphate Soils	Yes	Yes
4.2	Mine Subsidence and Unstable Land	Yes	To be determined
4.3	Flood Prone Land	Yes	To be determined
4.4	Planning for Bushfire Protection	Yes	Yes

Regional Planning			
5.1	Implementation of Regional Strategies	Yes	No
5.2	Sydney Drinking Water Catchments	No	-
5.3	Farmland of State and Regional Significance on the NSW Far North Coast	No	-
5.4	Commercial and Retail Development along the Pacific Highway, North Coast	No	-
5.8	Second Sydney Airport: Badgerys Creek	No	-
Local Plan Making			
6.1	Approval and Referral Requirements	Yes	Yes
6.2	Reserving Land for Public Purposes	Yes	Yes
6.3	Site Specific Provisions	Yes	Yes
Metropolitan Planning			
7.1	Implementation of the Metropolitan Strategy	No	-

State Environmental Planning Policies

The proposal has been assessed and is generally consistent with relevant State Environmental Planning Policies (SEPPs).

SEPP 44 – Koala Habitat

Subject to the findings of further investigative fauna studies, consideration of the proposal against SEPP 44 – Koala Habitat will be required.

SEPP 55 – Contaminated Land

To address SEPP 55 Contaminated Land, a Phase 1 Contaminated Lands Assessment will be undertaken by a suitably qualified geotechnical engineer who will review site(s) history and undertake necessary fieldwork to establish the potential risk of site contamination resulting from past activities.

OPTIONS

Option 1 – Proceed with the Proposal (Recommended)

This report recommends additional investigative studies be undertaken to support the Planning Proposal.

Obtaining Council and Gateway approval to progress the Planning Proposal will provide the proponent with increased certainty before outlaying further funds on studies.

The proposal will also create local employment opportunities, residential development and provide for additional open space and conservation offsets which will contribute to regional conservation outcomes within the NWSSP area. Discontinuing the process will prevent these outcomes from being achieved.

Option 2 – Defer the Proposal until Regional Growth and Infrastructure Plan is completed (Not Recommended)

There are a number of biodiversity, wildlife corridor, coal mining, clay extraction, development and infrastructure servicing issues which require resolution where land is proposed to be rezoned within the 'Strategically located/Constrained Sites' layer of the NWSSP'. The DP&E has commenced this review, and it is anticipated that it will provide more definition around some of these competing land uses within this part of Wyong Shire through this process.

Consultation of government agencies (post Gateway Determination) will be a trigger to resolve some of these issues. Delaying the assessment of the Planning Proposal until these issues are resolved is not recommended.

FURTHER REQUIREMENTS AND STUDY PROCESS

The proponent has undertaken some preliminary studies to support the initial lodgment of a Planning Proposal. The preliminary rezoning concept is likely to be impacted by the outcomes of additional studies and input from government agencies. Further revisions to the concept/zoning plan will be required to be prepared once these studies have been completed.

The following technical studies will need to be conducted to provide the required level of documentation to support the proposed rezoning of land:

- 1 Detailed water and sewer servicing plan (which will include details on who will design and build infrastructure. Details will also be required on the timing of the provision of funds to provide these services)
- 2 Services Review (gas, telecommunications, electricity provision etc.)
- 3 Complete ecological investigations (seasonal flora and fauna surveys/vegetation mapping/conservation offset strategy to be done in accordance with approved OEH offset methodologies)
- 4 Flood, drainage and stormwater management studies
- 5 Open space and recreation analysis
- 6 Retail Strategy justification
- 7 Visual impact analysis
- 8 Social Impact Assessment
- 9 Preliminary Contaminated and Acid Sulphate Risk Study
- 10 Noise and vibration assessment for development fronting e.g. Pacific Highway, Rail Corridors and within proximity to future residential areas
- 11 Aboriginal archaeological assessment
- 12 Revised Traffic Report (which will also examine public transport, pedestrian and cycleway planning issues)
- 13 Structure Plan, Urban Design principles and draft Development Control Plan
- 14 Draft VPA and possible revision to Section 94 Contribution Plan (dependent on infrastructure and servicing issues).
- 15 Updated Planning Proposal/Planning Controls (rezoning)
- 16 Draft DCP Chapter

A detailed scope of works statement will be prepared by the applicant upon receipt of a Gateway Determination with input from Council staff and relevant Government agencies. Council staff will provide a review role on all technical studies to ensure that all relevant issues and community concerns are addressed.

Council will require the applicant to enter into a Funding Agreement to ensure that Council staff costs are recovered as per Council's Planning Proposal Policy Procedure.

STRATEGIC LINKS

Wyong Shire Council Strategic/ Annual Plan

The proposal is consistent with Wyong Shire Council's Strategy Annual Plan.

Link to Community Strategic Plan (2030)

Out of the eight priority objectives of the Community Strategic Plan, 3 are relevant:

- There will be ease of travel;
- Communities will have a range of facilities and services; and
- Areas of natural value will be enhanced and maintained.

The development of the Planning Proposal will need to take into account the above objectives.

Governance and Policy Implications

Refer to discussion relating to Local Plans, Policies and Strategies

Budget Impact

There are no immediate budget impacts as the assessment of the Planning Proposal is being funded by payment of a Phase 1 Rezoning Fee. Further assessment work conducted by Council staff and all of the required supporting technical studies will be funded by the proponent under the terms of the funding agreement.

All infrastructure and services required to support the development will be required to be developer funded.

The proposal will require a significant amount of land to be set aside as environmental offsets, this land will continue to be owned and managed by the Darkinjung LALC and will make an important contribution to local and regional biodiversity outcomes identified in the NWSSP.

CONSULTATION

The proposal was referred to the following internal Council units for comment:

- Community and Cultural Development – Social Planning
- Development Assessment - Design Engineering
- Development Assessment – Development Applications
- Floodplain and Stormwater Management - Hydrology
- Land Management – Ecology
- Land Management - Bushfire
- Strategic Planning – Transport and Airport Planning
- Strategic Planning – Planning
- Strategic Planning – Section 94
- Water and Sewer Planning

Comments received were utilised to assess the proposal and determine the need for additional investigative studies.

Future community and government agency consultation requirements will be outlined by the Gateway Determination.

CONCLUSION

This report seeks Council's endorsement to commence the rezoning of Site 3- Doyalson for 375 residential lots and neighbourhood centre and Site 4 – Bushells Ridge for 519 residential lots (including a large lot residential component). The proposal will also include a large number of sites to provide environmental offsets for this development and other sites which form part of the multi site rezoning proposal.

An assessment of the Planning Proposal has been undertaken which identifies that the Planning Proposal has merit 'in principle' and that Council should initiate the rezoning process by referring it to the DP&E for a Gateway Determination. The Gateway Determination will provide Council with referral requirements and outline any additional information which will be required prior to public exhibition. Further supporting studies will be needed to support the rezoning which are outlined in this report.

There are a number of biodiversity, wildlife corridor, coal mining, clay extraction, development and infrastructure servicing issues which require resolution within the NWSSP. The DP&E will be requested to assist Council in order to assist with the resolution of these issues, as it will be important to obtain a "whole of government" position on these matters in the NWSSP rather than "issue specific" agency responses.

ATTACHMENTS

1	Darkinjung Planning Proposal Site Plan	D11783187
2	Relationship of Development Sites to NWSSP	D11719691
3	Proposed Zone Map	D11778978
4	Wye Structure Plan (provided by Lake Macquarie City Council)	D11724968
5	Section 117 Ministerial Direction Assessment	D11709279
6	Central Coast Sustainability Assessment	D11709286

10 June 2015

Director's Report

To the Ordinary Council Meeting

Development and Building Department

0.0 RZ/4/2014 - Request reconsideration of decision on Site 4 – Bushells Ridge Road, Bushells Ridge

TRIM REFERENCE: RZ/4/2014 - D11932658

MANAGER: Tanya O'Brien, Manager

AUTHOR: Scott Duncan; Senior Strategic Planner

SUMMARY

Council has received a request from the applicant to reconsider Council's decision of 10 December 2014 relating to the proposed rezoning of land on Bushells Ridge when it resolved to remove Site 4 – Bushells Ridge from the Planning Proposal and consider alternate uses. In consideration of Council's resolution, the applicant has responded to the resolution and seeks Council endorsement for the original proposal. This report discusses the points raised in the request for reconsideration and recommends that the planning proposal be supported.

Applicant	ADW Johnson Pty Ltd
Owners	Darkinjung Local Aboriginal Land Council (DLALC - majority of area).
Description of Land	Site 4 Bushells Ridge Residential – Proposed R2 – Low Density Residential/R5 – Large Lot Residential Real Description: Lot 111 DP 755245, Lot 108 DP 755245, Lot 191 DP 1032847, Lot 107 DP 755245, Lot 110 DP 745245 (Crown Land Subject to Claim) and Lot 109 DP 755245 (Private Ownership), 425, Bushells Ridge Road, Bushells Ridge.
Site Area:	Environmental Offsets – Approximately 800 Ha (numerous sites) Approximately 860 Hectares (approximately 60Ha proposed for residential uses).
Zoning	IN1 - General Industrial and E2 – Environmental Conservation
Proposed Zoning	R2 - Low Density Residential, R5 - Large Lot Residential and E2 - Environmental Conservation.
Existing Use	Principally vacant vegetated and rural land uses.
Employment	Rezoning will facilitate increased economic activity and increased
Generation	employment.
Estimated Value:	Future economic value of future area to be rezoned estimated to be \$269 million

RECOMMENDATION

1. That Council note it's previous resolution 1392/2014 on this matter;

“That Council advise the applicant that it would consider rezoning of Site 4 for alternate uses but does not support rezoning to residential in this location due to the strategic matters detailed in the North Wyong Structure Plan. This would be subject to the provision of adequate justification from the proponent and proper consideration by Council.”

2. ***That Council, following the submission from the applicant, now resolve to prepare a Planning Proposal to amend Wyong Local Environmental Plan 2013, pursuant to Section 55 of the Environmental Planning and Assessment (EP&A) Act, 1979 to rezone the subject land generally in accordance with the proposed zoning plan for site 4 in Attachment 2.***
3. ***That Council forward the Planning Proposal to the Department of Planning and Environment (DP&E) accompanied by a request for a gateway determination, pursuant to Section 56 of the EP&A Act, 1979, with the following requirements:***
 - a ***That clarification be sought on the extent of the R5 – Large Lot Residential Zone at Bushells Ridge.***
 - b ***That areas identified in the Planning Proposal for development be supported by a biodiversity certification application which is “agreed in principle” with the Office of Environment and Heritage (OEH) and Council prior to public exhibition.***
4. ***That Council require, that the landowner enter into a Funding Agreement with Council in accordance with Council’s Planning Proposal Procedure to recover the costs involved in further progressing the proposal.***
5. ***That Council authorise the General Manager (or delegate) to sign the Funding Agreement for the rezoning.***
6. ***That Council prepare an appropriate amendment to Wyong Development Control Plan (WDCP 2013) to provide provisions for the sites to be placed on public exhibition for 28 days concurrent with the planning proposal.***
7. ***That Council amend the Section 94 Contributions Plans (if required) to support the development of the land subject to this Planning Proposal.***
8. ***That Council authorise the General Manager (or delegate) to sign any voluntary planning agreement to support the rezoning. This agreement shall:***
 - a ***Address the cost, timing, staging and responsibilities for funding and provision of infrastructure to service the development.***
 - b ***Ensure that Council is not responsible for the cost of any public infrastructure required to support the development such as hard infrastructure (including, roads water and sewer and drainage) and soft infrastructure (which includes open space, community facilities and environmental corridors).***
9. ***That Council authorise the General Manager (or delegate) to sign any documentation associated with any future application for biodiversity certification of the lands (as this can only be made by a planning authority).***

10. That Council **undertake** community and public authority consultation, in accordance with the requirements of the gateway determination.
11. That Council **consider** a further report on results of community and public authority consultation.

BACKGROUND

On 10 December 2014 Council considered a report seeking to rezone Site 3 - Doyalson for 375 residential lots and a neighbourhood centre and Site 4 – Bushells Ridge for 520 residential lots (including a large lot residential component) see Attachment 3. These two sites were proposed to be incorporated into a single planning proposal due to their close proximity and relationship to Wye Village. The planning proposal also included a large number of sites to provide environmental offsets for this development and other sites which form part of the multi site rezoning proposal. A map showing these sites is provided in Figure 1.

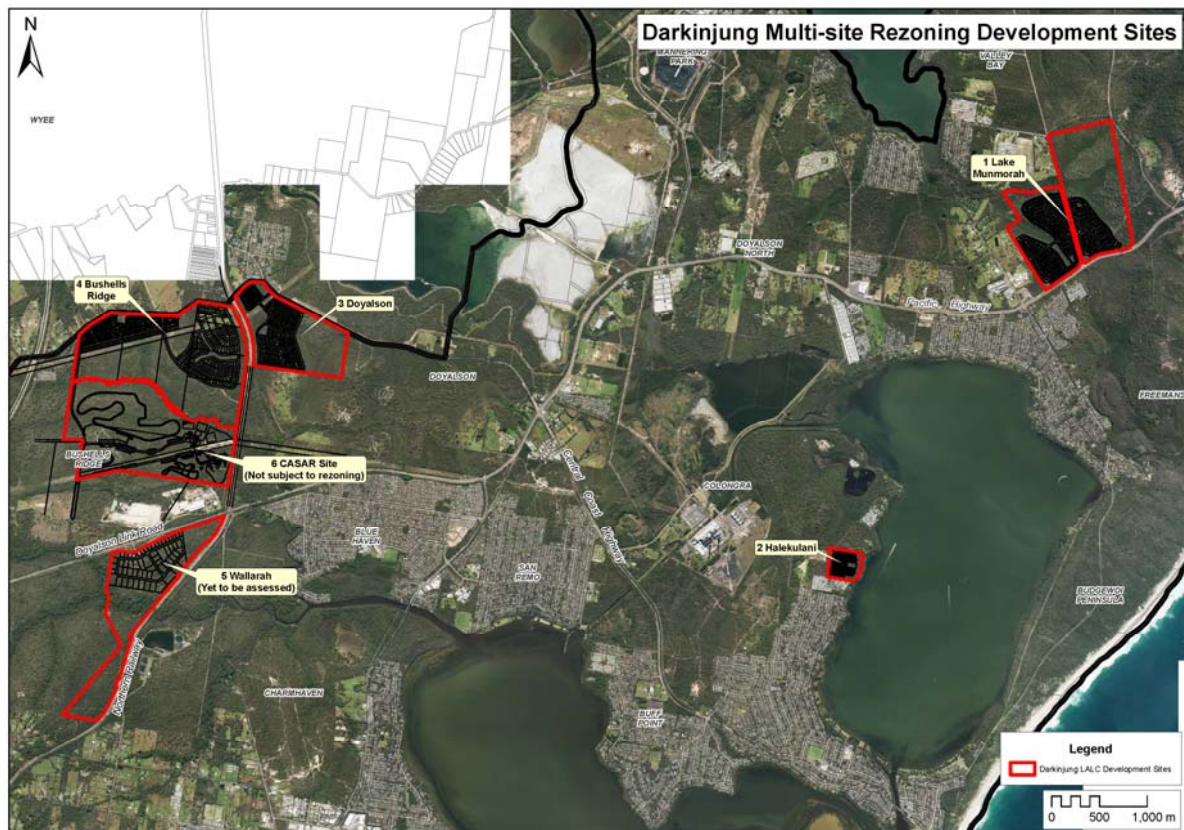


Figure 1 DLALC Multi-site Rezoning Proposal

Council at its meeting held on 10 December 2014, RESOLVED unanimously on the motion of Councillor EATON and seconded by Councillor BEST:

- 1382/14 That Council prepare a Planning Proposal to amend Wyong Local Environmental Plan 2013, pursuant to Section 55 of the Environmental Planning and Assessment (EP & A) Act, 1979 to rezone the subject land generally in accordance with the proposed concept plan for site 3 in Attachment 1.
- 1383/14 That Council forward the Planning Proposal to the Department of Planning and Environment (DP&E) accompanied by a request for a "Gateway Determination", pursuant to Section 56 of the EP & A Act, 1979, with the following requirements:
- a That consideration be given to increasing residential densities in locations which are accessible to facilities and services in Wyee.
 - b That clarification be sought on the extent of the R5 – Large Lot Residential Zone at Bushells Ridge.
 - c That areas identified in the Planning Proposal for development be supported by a biodiversity certification application which is "agreed in principle" with the OEH and Council prior to public exhibition.
- 1384/14 That Council request the assistance of the DP&E in obtaining a whole of Government approach to resolve outstanding regional planning, mining, infrastructure and biodiversity issues within the NWSSP which impact on the Planning Proposal.
- 1385/14 That Council require, subject to the "Gateway Determination" that the landowner enter into a Funding Agreement with Council in accordance with Council's Planning Proposal Procedure to recover the costs involved in further progressing the proposal.
- 1386/14 That Council authorise the General Manager (or delegate) to sign the Funding Agreement for the rezoning.
- 1387/14 That Council prepare appropriate amendment to Wyong Development Control Plan (WDCP 2013) to provide provisions for the sites to be placed on public exhibition for 28 days concurrent with the planning proposal.
- 1388/14 That Council amend the Section 94 Contributions Plans (if required) to support the development of the land subject to this Planning Proposal.
- 1389/14 That Council authorise the General Manager (or delegate) to sign any voluntary planning agreement or application for biodiversity certification to support the rezoning. This agreement shall:
- a Address the cost, timing, staging and responsibilities for funding and provision of infrastructure to service the development.
 - b Ensure that Council is not responsible for the cost of any public infrastructure required to support the development such as hard infrastructure (including, roads water and sewer and drainage) and soft infrastructure (which includes open space, community facilities and environmental corridors).
 - c Sign any documentation associated with any future application for biodiversity certification of the lands (as this can only be made by a planning authority).

- 1390/14 *That Council undertake community and public authority consultation, in accordance with the requirements of the "Gateway Determination".*
- 1391/14 *That Council consider a further report on results of community and public authority consultation.*
- 1392/14 *That Council advise the applicant that it would consider rezoning of Site 4 for alternate uses but does not support rezoning to residential in this location due to the strategic matters detailed in the North Wyong Structure Plan. This would be subject to the provision of adequate justification from the proponent and proper consideration by Council*

FOR: COUNCILLORS BEST, EATON, GRAHAM, GREENWALD, MATTHEWS, NAYNA, TROY, VINCENT AND WEBSTER

AGAINST: NIL

The planning proposal for Site 3 – Doyalson has not yet been referred to the Department of Planning and Environment (DP&E) as the applicant has advised that the DLALC would like to proceed with the proposal for Site 3 – Doyalson in conjunction with Site 4 - Bushells Ridge. These sites were originally combined into a single planning proposal because of their proximity to each other and due to the similarity of issues existing between these sites. Both sites 3 & 4 border Wyee Village in Lake Macquarie LGA.

In considering the planning proposal on 10 December 2014 Council resolved to remove Site 4 – Bushells Ridge from the planning proposal and requested the applicant provide justification for alternate uses but indicated that it would not support a residential rezoning in this location.

ADW Johnson – Request for reconsideration of Site 3 – Doyalson

The applicant has indicated that they seek to pursue a residential development outcome on this site. A submission dated 29 April 2015 has been prepared by ADW Johnson which provides additional justification as to why Site 4- Bushells Ridge should be supported and included within the planning proposal for Site 3- Doyalson (see attachment 1).

Key points outlined in the submission as justification are:

1. Supported by Inter-agency taskforce, NSW Department of Premier and Cabinet

Council comment:

The DLALC multi site rezoning has been discussed at taskforce meetings co-ordinated by the NSW Department of Premier and Cabinet. This forum will be useful to resolve issues with State Government agencies as the planning proposal is progressed.

2. Supported by Council's initial rezoning assessment dated 10 December 2014.

Council comment:

Noted.

3. Further assessment and matters for consideration will be required as part of the gateway determination

Council comment:

The original Council report made it quite clear that a number of additional studies would be required to resolve or provide relevant information to support the rezoning of the site to residential e.g. noise impact studies from a potential motorsports precinct and railway lines, ecological, traffic studies etc. If these issues are not resolved to the satisfaction of Council and NSW State Government the proposal will not proceed to finalisation.

4. Site unaffected by Native Title claims which enables rapid delivery of the project to increase residential land supply.

Council comment:

Noted, having a site affected by an unresolved Native Title Claim could delay the ability of the proponent to lodge DA's and commence the development process. This removes one of the potential development hurdles which might exist in developing this site.

The North Wyong Shire Structure Plan (NWSSP) identifies this site along with land at Doyalson, Lake Munmorah, Summerland Point and Chain Valley Bay as having "long term" development potential. The NWSSP outlines that land within this category is expected to be rezoned in the 15+ year category (2027 or later). This proposal would bring forward some of this intended land supply.

5. Topography of the site and grades will make it costly to develop for industrial development.

Council comment:

Most of the site slopes between 8-12%. Whilst this grade does not preclude industrial development, it would require significant benching which would result in additional costs to development, thus making any future industrial development less viable. Larger industrial footprints require more extreme cut and fill in order to deliver a flat, easily maneuverable site. The issue of slope is not as problematic for residential development where topographic changes can be steadily incremented due to the smaller lot sizes.

The proposed rezoning of Site 4 - Bushells Ridge will remove approximately 60Ha of industrial land. This is mostly offset by the creation of 45Ha of industrial land at Site 5 – Wallarah. Council resolved to refer this planning proposal for a Gateway Determination on 13 May 2015.

6. Site is adjacent to recently zoned residential land in Wyee

Council comment:

Wyee is a small village located on the southern boundary of Wyong Shire and accommodates around 1,500 residents. Lake Macquarie Council prepared a Wyee Structure Plan in 2010 to direct the future development and expansion of the Wyee township. Wyee is also serviced by a railway station. A copy of the Structure Plan for the development of Wyee forms Figure 1.

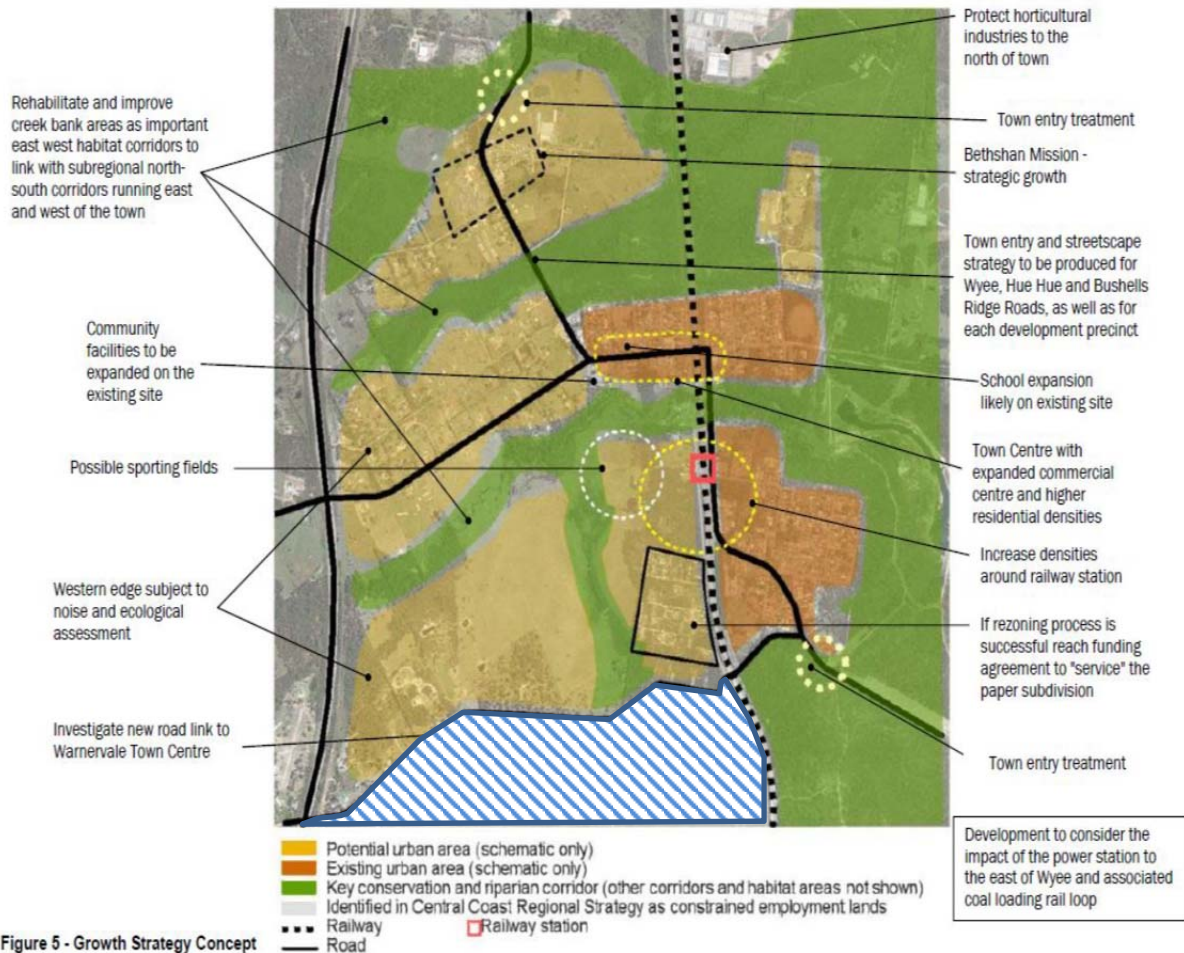


Figure 1 Extract of Wye Structure Plan, 2010 (Source: Lake Macquarie Council)
Subject site shown hatched

The Wye Structure Plan estimated that the area could accommodate an additional 8,000 residents and outlined the need for an expanded commercial centre, an additional school and other supporting recreational and community facilities to accommodate the expanded population.

Both Site 3 Doyalson and Site 4 Bushells Ridge could readily be incorporated into the footprint of Wye township. Rezoning of both these sites will have the potential to add a further 1,300 residents to the Wye township.

Additionally, it is considered that residential as opposed to industrial would be more compatible as a land use, to manage conflicts like noise, dust and odour which can sometimes be associated with some industrial land uses.

7. Shortage of residential land supply.

Council comment:

Current NSW State Government estimates show that the Central Coast will require 36,800 new dwellings before 2031 if the region grows at the expected rate. Based on earlier work done by the Department of Planning and Environment in 2008 as part of the Central Coast Regional Strategy 70% of this growth was predicted to occur in Wyong Shire, this equates to 25,760 dwellings.

Sufficient residential land is available to meet market demand within Wyong Shire. The proposal will add to the supply of residential land within Wyong Shire. The DLALC has experienced strong demand for its Menindee Ridge Estate at Blue Haven and this project is expected to be completed by mid 2015.

The proposed rezoning would be the next residential development project for the DLALC. There is potential that if residential land supply is increased in the short term that more affordable residential lots could be accessible to the market. It will therefore provide the Wyong Shire housing market with a mix of housing types and affordable housing options, which is important from a housing choice perspective.

- 8. Short-medium term opportunity for economic investment, jobs growth and supply of needed affordable land. It will also provide a significant boost to employment in the building and construction industry and industries servicing them.**

Council comment:

The planning proposal has the potential to provide approximately 520 residential lots and generate \$269 m of investment value in the Wyong Shire economy.

- 9. Acknowledgement that various strategic issues need to be resolved as the planning proposal is progressed e.g. clay resource extraction and potential impacts associated with the proposed motor sports park etc.**

Council comment:

The original Council report dated 10 December 2014 acknowledged that a number of studies and issues would need to be resolved with government agencies before the planning proposal could be endorsed.

DEVELOPMENT CONCEPT

This site is approximately 60 hectares and is located to the south of Bushells Ridge Road, directly south of the recent Wye residential rezoning undertaken by Lake Macquarie City Council. The site was the subject of a Part 3A Major Projects industrial subdivision application which was withdrawn by the proponent in 2012.

Development Site 4 – Bushells Ridge Road, Bushells Ridge is proposed by the landowner to be rezoned to R2 - Low Density Residential and R5 - Large Lot Residential. Clarification will be sought from the proponent on the boundary between R2/R5 Zones. The proposed rezoning will facilitate the release of approximately 345 residential lots and 174 large residential lots. An indicative zoning map is shown in Attachment 2.

The proposed rezoning of Site 4 - Bushells Ridge will remove approximately 60Ha of industrial land. This is mostly offset by the creation of 45Ha of industrial land at Site 5 – Wallarah on land approximately 2km to the south. It is also noted that there is a large amount of zoned and undeveloped industrial land within Bushells Ridge should demand for industrial land increase in the short-mid term.

The DLALC multi-site rezoning proposal also seeks to establish 800ha of land as conservation offsets through a biodiversity certification process. The proposal establishes that the 800ha of offset land would be owned and managed in perpetuity by the DLALC. It should be noted that these offsets are intended to serve as an offset for all 5 of the development sites.

CONCLUSION

This report discusses the points raised in the request for reconsideration and recommends that the report be received and noted. The submission seeks that Site 4 be considered for further investigations to determine if the site is suitable for residential development. It is recommended that the planning proposal be supported in order to enable further investigation of the site for residential purposes to be carried out.

ATTACHMENTS

- | | | |
|----------|---|-----------|
| 1 | Copy of submission by ADW Johnson | D11932710 |
| 2 | Indicative Zone Map | D11778978 |
| 3 | Copy of Council Report 10 December 2014 | D11766146 |
| 4 | Wyee Structure Plan (provided by Lake Macquarie City Council) | D11724968 |



Mr Rob Noble
Acting Chief Executive Officer
Wyong Shire Council
PO Box 20
Wyong NSW 2259

Ref: 15/17973

Dear Mr Noble

Request for pre-Gateway review – PGR_2015_WYONG_001_00

I refer to the Darkinjung Local Aboriginal Land Council's request for a pre-Gateway review PGR_2015_WYONG_001_00 lodged on 30 June 2015 for a proposal to amend *Wyong Local Environmental Plan 2013* to rezone land for residential and environmental conservation purposes at 'Site 4' Bushells Ridge Road, Bushells Ridge.

I have now determined that the proposal should proceed to Gateway determination stage. In making my decision, I considered the request for a pre-Gateway review together with the recommendation of the Hunter and Central Coast Joint Regional Planning Panel and advice provided by Council.

Consequently, Council is asked to advise if it would like to be the Relevant Planning Authority (RPA) for this proposal. Should Council agree to be the RPA, it will need to prepare a planning proposal under section 55 of the *Environmental Planning and Assessment Act 1979*, and submit it for a Gateway determination within 40 days of the date of this letter. In considering whether it will accept the role of RPA, I encourage Council to also consider whether it should include Site 3 – Doyalson in a combined planning proposal with Site 4 - Bushells Ridge. Combining these rezonings has merit as they are in close proximity and will have a number of similar issues to resolve. I have advised the proponent to liaise with Council directly on this matter.

If Council does not wish to progress this matter, an alternate RPA may be appointed to prepare the planning proposal. Should Council not wish to be the RPA for this proposal, please contact the Department of Planning and Environment to discuss this matter further.

Please find attached copy of the Panel's decision to view for your convenience.

Should you have any further enquiries about this matter, I have arranged for Mr Glenn Hornal of the Department of Planning and Environment to assist you. Mr Hornal can be contacted on (02) 4348 5000.

Yours sincerely,

A handwritten signature in black ink that reads 'Marcus Ray'. The signature is fluid and cursive, written over a white background.

Marcus Ray
Deputy Secretary
Planning Services

Encl: JRPP Recommendation Report

Department of Planning & Environment

**Joint Regional Planning Panel –
Pre-Gateway Review – Recommendation Report**

The Hunter & Central Coast Joint Regional Planning Panel (JRPP) has considered the request for a review of the proposed instrument as detailed below.

The Pre-Gateway Review:

Dept. Ref. No:	PGR_2015_WYONG_001_00
LGA:	Wyong Shire Council
LEP to be Amended:	Wyong Local Environmental Plan 2013
Address / Location:	Bushells Ridge Road, Bushells Ridge
Summary of Proposal:	Rezoning of land for residential and environmental conservation purposes.
Panel Chair:	Garry Fielding
Panel Members:	Kara Krason Jason Perica Lloyd Taylor Greg Best

Reason for review:	<input type="checkbox"/>	The council has notified the proponent that the request to prepare a planning proposal has not been supported
	<input checked="" type="checkbox"/>	The council has failed to indicate its support 90 days after the proponent submitted a request to prepare a planning proposal

In considering the request, the Panel has reviewed all relevant information provided by the proponent as well as the views and position of the department and the Council's technical officers. Based on this review the Panel recommends the following:

JRPP RECOMMENDATION:	<input checked="" type="checkbox"/>	The proposed instrument should be submitted for a Gateway determination
	<input type="checkbox"/>	The proposed instrument should not be submitted for a Gateway determination
Composition of Recommendation:	<input type="checkbox"/> Unanimous <input checked="" type="checkbox"/> Not unanimous	Comments: Cllr L Taylor and Cllr G Best did not support the recommendation for the following reason: <ul style="list-style-type: none"> • The Draft Central Coast Regional Plan has finally been released and they believe it is opportune that this item should be deferred so that they can assess the implications the Strategy has on the Development.

JRPP Advice and Justification for Recommendation:

The Panel notes:

- site attributes such as slope affect the suitability of the site to be developed under its current industrial zone;
- the site adjoins land zoned R2 Low Density Residential on the northern side of Bushells Ridge Road (in Lake Macquarie), is close to Wyee Rail Station and may therefore be suitable for residential development from a strategic planning context.
- The site has a number of environmental constraints which require further detailed investigation prior to determining the extent and location of possible residential zones within the site and subsequently the potential yield within such zones; and
- Consequently, the indicative layouts and lot yields cannot be endorsed until further investigation occurs.

The Panel considers that in addition to the matters raised within the Department of Planning and Environment's assessment report, the following matters must be addressed to inform and confirm the suitability of the site for residential development and the location of proposed zones and land uses:

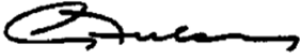
- Air quality, noise and amenity impacts from the railway line, proposed CASAR Park, proposed Kores (Wallarah 2) coal mine and associated spur rail line;
- Air quality, noise and amenity impacts from the nearby existing clay mine and tile facility;
- Examination of potential land use conflicts and impacts of residential development on the above mentioned surrounding existing and proposed non-residential land uses;
- Expand the study area to include the adjoining site fronting Bushells Ridge Road which lies outside the ownership of Darkinjung LALC ownership to provide an opportunity for the orderly development of land should the land be rezoned;
- Flora and Fauna constraints – including potential red flags;
- Aboriginal Heritage constraints – including potential red flags;
- Social and economic impact assessment;
- Overland flow paths and stormwater requirements need to be identified and considered in determining the location of proposed zones and land uses;
- Examine opportunities to ensure the rezoning proposal is integrated with the expansion of Wyee Village including opportunities for shared community facilities, open space and pedestrian networks between WSC/LMCC;
- Bushfire planning requirements need to be considered (including road access planning and possible impacts of development staging to avoid single road entry/exit points into the development); and

- Confirmation of servicing and infrastructure requirements to facilitate residential development including the need for State and local contributions towards infrastructure.

The Panel further recommends that Wyong Shire Council be provided an opportunity to be the relevant planning authority for the planning proposal.

Date of Recommendation: 4 December 2015

Signed by:



Garry Fielding
Chair
Hunter & Central Coast Joint Regional Planning Panel

3.1 Classification of Land, Lot C DP 360458 at 7 Anzac Avenue, Wyong

TRIM REFERENCE: F2011/01493 - D12226668
MANAGER: Paul Forster, Services Coordinator
AUTHOR: Julie Tattersall; Property Officer

SUMMARY

Authority is sought to classify Lot C DP 360458 at 7 Anzac Avenue, Wyong (the Land) as Operational Land.

RECOMMENDATION

- 1** *That Council **adopt** the classification of Lot C DP 360458 at 7 Anzac Avenue, Wyong as Operational Land.*
- 2** *That Council **note** that:*
 - a** *Nothing in the above resolution authorises the sale of the subject land (section 377(1)(h) of the Local Government Act 1993 provides that any sale of land can only be by resolution of Council).*
 - b** *Section 31 (3) of the Local Government Act 1993 provides that Council must not resolve that land be classified as operational land if the resolution is inconsistent with the terms of any trust applying to the land.*

BACKGROUND

A Council resolution on 9 March 2011 authorised the purchase of 7 Anzac Ave Wyong. Following negotiations with the owner of the Land the purchase was completed on 22 January 2016.

The Land is zoned RE1 Public Recreation and has an area of approximately 809.4 square metres. The property is improved by a three bedroom dwelling. The Land will be managed as part of Council's property reserve until such time as the future expansion of Frank Ballance Park is implemented.

Under section 31 of the Local Government Act 1993 Council may, before it acquires land or within 3 months after it acquires land, resolve that the land be classified as Community Land or Operational Land. Any land acquired by Council that is not classified within the 3 month period is taken to have been classified as Community Land.

Under Section 34 of the Local Government Act 1993, Council is required to give public notice of the proposal to classify land for a period of 28 days before confirming classification. If no adverse submission is received Council may resolve to adopt the classification.

Public Notice was given on 20 January 2016 of the proposal to classify the land as Operational Land and no submissions were received.

3.1 Classification of Land, Lot C DP 360458 at 7 Anzac Avenue, Wyong (contd)

The acquisition of the Land is not subject to any private or public trust applying to the Land.

THE PROPOSAL

It is proposed to classify 7 Anzac Avenue, Wyong as Operational Land.

The Policy for Property Transactions – Sales and Acquisitions adopted 14 May 2014, provides that all future land purchases by Council should generally be designated as operational land irrespective of the intended or existing use. This is to maximise flexibility in the management and use of Council’s property portfolio and improve community and service delivery outcomes.

The Land should be classified as Operational Land in accordance with Council’s Policy for Property Transactions - Sales and Acquisitions.

OPTIONS

Council may resolve to classify the Land as either Operational Land or Community Land. If Council does not resolve to classify 7 Anzac Avenue, Wyong within three months of its acquisition then the Land will automatically be taken to have been classified as Community Land.

Budget Impact

There is no cost to Council to classify the land.

GOVERNANCE AND POLICY IMPLICATIONS

Under Section 31 of the Local Government Act 1993, land acquired by Council is taken to be classified as Community Land unless Council resolves that the particular land concerned be classified as Operational Land.

Consideration of s.23A guidelines

The Chief Executive of the NSW Office for Local Government has issued guidelines titled “*Council Decision Making during Merger Proposal Periods*” pursuant to s.23A(1) of the *Local Government Act 1993* (“LG Act”). The Council must consider those guidelines when making decisions during the “merger proposal period”, which commenced on 6 January 2016 and will conclude on the date on which a proclamation is made to amalgamate the Wyong and Gosford local government areas or the Minister for Local Government determines that he will not proceed with the proposal for that amalgamation: s.23A(3) of the LG Act. Councillors have been provided with a copy of those guidelines and have been given advice concerning those guidelines. The decisions that are proposed as part of this report comply with those guidelines.

**CONCLUSION**

Authority is sought to classify Lot C DP 360458 at 7 Anzac Avenue, Wyong as Operational Land in accordance with Council's Policy for Property Transactions - Sales and Acquisitions.

ATTACHMENTS

Nil.

4.1 CPA/266418 - Supply, Delivery and Lay of Cultivated Turf

TRIM REFERENCE: CPA/266418 - D12216630

MANAGER: Stuart Hull, Manager

AUTHOR: John McCarthy; Team Leader Procurement and Stores

SUMMARY

Evaluation and selection of tenders for Contract CPA/266418 – Supply, Delivery and Lay of Cultivated Turf.

“Councillors are reminded that the name of the successful tenderer will be released after resolution of this item. This means that the contents of Attachment A cannot be disclosed during discussion in the open session of the Council meeting.”

RECOMMENDATION

- 1 That Council accept the tender from the company nominated as Tenderer No. 1 in the attached Tender Evaluation Report as the first ranked tenderer for a period of three years for Contract CPA/266418 – Supply, Delivery and Lay of Cultivated Turf.**
- 2 That Council accept the tender from the company nominated as Tenderer No. 2 in the attached Tender Evaluation Report as the second ranked tenderer for a period of three years for Contract CPA/266418 – Supply, Delivery and Lay of Cultivated Turf.**
- 3 That Council approve the contingency sum as detailed in the Tender Evaluation Report in Attachment A.**
- 4 That Council note the estimated expenditure under the contract is approximately \$543,834.27(excl. GST) however actual expenditure may vary significantly with fluctuations in demand.**
- 5 That Council determine the Tender Evaluation Report in Attachment 1 remains confidential in accordance with Section 10 A (2) (d) of the Local Government Act 1993 as the report contains commercial information of a confidential nature, except for the name of the successful tenderer(s), which may be disclosed after Council has resolved to accept those tenders.**

BACKGROUND

Council acquires approximately 38,551 square meters of cultivated turf (Kikuyu, Couch and Buffalo) on an annual basis. The turf is used by various operational crews for the purpose of ad hoc remediation work at multiple sites across the shire.

The current incumbent contractors are Yarra Turf Supplies Pty Ltd and WE & G Keegan T/as Dooralong Valley Turf. The current contracts expire at the end of February 2016 and have run for a one year term.

New tenders were called on the basis of a ranked panel arrangement as no individual entity has the capacity to supply all of Council's turf requirements.

Tenders were invited for the Supply, Delivery and Lay of Cultivated Turf for a period up to a maximum of three (3) years.

CONTRACT PLAN

The Contract Plan for this tender process was approved by the Acting Director, Infrastructure and Operations, before the Request for Tender was issued. The approved Contract Plan is available in TRIM.

INVITATION TO TENDER

The tender was advertised in the Sydney Morning Herald on the 15 December 2015 and in the Central Coast Express Advocate on the 16 December 2015.

The invitation documents called for a schedule of rates tender, based on a variety of turf types.

Tenders closed at Council's Chambers at 2.00pm on 7 January 2016.

TENDER SUBMISSIONS

The following tenders were received and are listed in alphabetical order:

- Qualturf Pty Ltd
- Yarra Turf Supplies Pty Ltd

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 Report – Attachment A.

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

- Compliance with Tender requirements, including lodgement by Closing Time
- The tendered price and structure as well as any other potential costs to Council that may be identified
- Experience and proven performance
- Access to supply
- Local Content

FINANCIAL IMPLICATIONS

There are sufficient funds allocated for this contract within the Roads and Drainage Rolling Works program.

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.

CRITICAL DATES / TIME FRAMES

It is anticipated that the contracts will be awarded on 1 March 2016 to coincide with the expiry of the current contract.

RISK

This contract has been assessed as a low/business as usual risk contract. The key risks and mitigating measures have been addressed in the Contract Plan which is on the TRIM file.

REGULATORY APPROVALS

No regulatory approvals are required for this Contract.

PROCESS REVIEW

The Tender Evaluation Reports and the Evaluation Panel's recommendations have been endorsed in TRIM by the Manager, Contracts and Project Management, on behalf of the Commercial Manager, Contract and Project Management.

GOVERNANCE**Consideration of s.23A guidelines**

The Chief Executive of the NSW Office for Local Government has issued guidelines titled "*Council Decision Making during Merger Proposal Periods*" pursuant to s.23A(1) of the *Local Government Act 1993* ("LG Act"). The Council must consider those guidelines when making decisions during the "merger proposal period", which commenced on 6 January 2016 and will conclude on the date on which a proclamation is made to amalgamate the Wyong and Gosford local government areas or the Minister for Local Government determines that he will not proceed with the proposal for that amalgamation: s.23A(3) of the LG Act. Councillors have been provided with a copy of those guidelines and have been given advice concerning those guidelines. The decisions that are proposed as part of this report comply with those guidelines.

OPTIONS / ALTERNATIVES

Council has the option of not proceeding with this contract by resolving not to accept an offer from any of the Tendering parties. This option is not recommended.

PUBLIC CONSULTATION

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

ATTACHMENTS

- 1 Attachment A - Confidential Tender Evaluation Report - Supply, Delivery and Lay of Cultivated Turf - D12217333

4.2 CPA/268922 - Construction of In-Ground GPT at Murrawal Road, Wyongah

TRIM REFERENCE: CPA/268922 - D12231892

MANAGER: Greg McDonald, Director

AUTHOR: Martin Drake; Project Manager

SUMMARY

Evaluation and selection of tenders for Contract CPA/268922 - Construction of In-ground Gross Pollutant Trap at Murrawal Road, Wyongah

"Councillors are reminded that the name of the successful tenderer will be released after resolution of this item. This means that the contents of Attachment A cannot be disclosed during discussion in the open session of the Council meeting."

RECOMMENDATION

- 1 That Council accept the tender from the company nominated as Tenderer No '1' in the attached Tender Evaluation Report, for the lump sum amount of \$172,750.00 (excl GST) for Contract CPA/268922 – Construction of In-ground Gross Pollutant Trap at Murrawal Road, Wyongah.**
- 2 That Council determine the Tender Evaluation Report in Attachment A, remains confidential in accordance with Section 10 A (2) (d) of the Local Government Act 1993 as the report contains commercial information of a confidential nature, except for the name of the successful tenderer, which may be disclosed after Council has resolved to accept that tender.**
- 3 That Council approve the contingency sum as detailed in the Tender Evaluation Report in Attachment A.**

BACKGROUND

Wyong Shire Council Council is upgrading existing gross pollutant traps (GPT's) and introducing new GPT's throughout the Shire as part of the Tuggerah Lake Estuary Management Plan to improve the quality of stormwater before it enters Tuggerah Lakes.

Murrawal Road at Wyongah has been identified as a suitable site for the installation of a new underground stormwater GPT. The new in-ground GPT shall capture and store sediment, vegetation debris and litter before it enters the lake.

The new in-ground GPT shall connect to the existing stormwater system under Murrawal Road (near Darri Road), and will be mostly unnoticed with only a few access lids visible from the surface. The GPT shall be cleaned out by a vacuum truck 2-4 times per year, depending on rainfall and minimal disruptions are expected during cleaning.

4.2 CPA/268922 - Construction of In-Ground GPT at Murrawal Road, Wyongah (contd)

Construction works for the new GPT are expected to be completed within 15 weeks from the time of award (weather permitting and allowing for an 8 week lead time for ordering the precast GPT unit).

CONTRACT PLAN

The Contract Plan for this tender process was approved by the Director Infrastructure and Operations, before the Request for Tender was issued. The approved Contract Plan is in TRIM D12154034

INVITATION TO TENDER

The tender was advertised in the Sydney Morning Herald, Central Coast Express and eTender on 22 and 23 December 2015.

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

Tenders closed at Council's Chambers at 2.00pm on 28 January 2016

TENDER SUBMISSIONS

The following tenders were received and are listed in alphabetical order:

- Kerroc Constructions Pty Ltd
- O'Hara Brothers Services Pty Ltd
- Optimal Stormwater Pty Ltd

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 Report – Attachment A.

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

- a) Compliance with Tender documents, including lodgement of tender by specified time.
- b) Evidence of corporate systems to effectively manage environmental, quality and safety risk.
- c) Local Content
- d) The tendered price and structure; as well as any other potential costs to Council that may be identified
- e) Proposed works program which demonstrates understanding of construction sequence for required works and capacity to successfully achieve the objectives within the specified timeframes

- f) Experience and proven good performance in the construction of civil structures, and ideally in-ground Gross Pollutant Traps similar to the system specified.

FINANCIAL IMPLICATIONS

There are sufficient funds allocated for this contract within the current year's Stormwater Levy and Project number 17095.

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.

CRITICAL DATES / TIME FRAMES

It is anticipated that the contract will be awarded in late February 2016 and works will be completed within 15 weeks from award.

RISK

This contract has been assessed as a medium risk contract. The key risks and mitigations measures have been addressed in the Contract Plan which is on the TRIM file.

REGULATORY APPROVALS

The following regulatory approvals have been obtained for this Contract:

- Part 5 Planning Approval

PROCESS REVIEW

The Tender evaluation and recommendations have been endorsed in TRIM by the Commercial Manager, Contracts and Project Management.

OPTIONS / ALTERNATIVES

Council has the option of not proceeding with this contract by resolving not to accept an offer from any of the Tendering parties. This option is not recommended.

PUBLIC CONSULTATION

Residents of properties in the close vicinity of the proposed worksite have been informed of the pending works specific to this contract.

GOVERNANCE

Consideration of s.23A guidelines

The Chief Executive of the NSW Office for Local Government has issued guidelines titled "*Council Decision Making during Merger Proposal Periods*" pursuant to s.23A(1) of the *Local Government Act 1993* ("LG Act"). The Council must consider those guidelines when making decisions during the "merger proposal period", which commenced on 6 January 2016 and will conclude on the date on which a proclamation is made to amalgamate the Wyong and Gosford local government areas or the Minister for Local Government determines that he will not proceed with the proposal for that amalgamation: s.23A(3) of the LG Act. Councillors have been provided with a copy of those guidelines and have been given advice concerning those guidelines. The decisions that are proposed as part of this report comply with those guidelines.

ATTACHMENTS

- | | | |
|---|--|-----------|
| 1 | CPA/268922 - T144 - Confidential Tender Evaluation Report - GPT at Murrawal Road Wyongah | D12240226 |
|---|--|-----------|

5.1 Proposed Councillors' Community Improvement Grants

TRIM REFERENCE: C2016/01723 - D12226141

MANAGER: Lesley Crawley, Manager Corporate Governance

AUTHOR: Lisa Martin; Administration Assistant

SUMMARY

Councillors propose the following allocation of funds for expenditure from Councillors' Community Improvement Grants (CCIG).

RECOMMENDATION

That Council allocate an amount of \$5,800 from the 2015-16 Councillors' Community Improvement Grants as follows:

<i>Concertante Ensemble (\$4000)</i>	<i>Venue hire and marketing.</i>	<i>700</i>
<i>Ourimbah United Football Club (\$3059.65)</i>	<i>To provide members with socks, shorts and footballs</i>	<i>1,900</i>
<i>The Entrance District Cricket Club (\$4000)</i>	<i>Refurbishment of cricket nets.</i>	<i>2,500</i>
<i>YMCA Toukley Aquatic Centre (\$2000)</i>	<i>Annual Swimathon</i>	<i>700</i>

BACKGROUND

Provision has been made in Council's Annual Plan for each Councillor to recommend to Council the donation of funds to individuals, local service, charitable or community organisations that operate in the Shire or provide a benefit specifically to the residents of the Shire.

Funds may also be allocated for emergency assistance in the event of natural disasters such as bushfires, flood or drought anywhere in Australia, subject to CCIG Policy. The funds are granted subject to approval of the Council as a whole.

THE PROPOSAL

Under Council's Policy, all proposed allocations are subject to the approval of the Council as a whole.

Each Councillor is allocated a one tenth share of a total amount identified annually in Council's Annual Plan.

In the financial year preceding a Local Government election, the allocation to the individual Councillors will be 75% of the allocation identified above and will be available to Councillors from 1 July to 31 May of the 2015-16 year.

5.1 Proposed Councillors' Community Improvement Grants (contd)

The amount allocated in the 2015-16 Annual Plan is \$112,500. In addition Council resolved to 'carry over' the unallocated balance for the 2014-15 financial year, being the amount of \$42,943.

The total available allocated funding for the 2015-16 financial year is \$155,443.00.

The proposed allocations are listed below:

COUNCILLORS' COMMUNITY IMPROVEMENT GRANTS ALLOCATION	Best	Eaton	Graham	Greenwald	Mathews	Nayna	Taylor	Troy	Vincent	Webster	SUB TOTAL	
Allocation 01/07/2015 - 31/05/2016	15,000	15,000	15,000	15,000	15,000	15,000	15,000	15,000	15,000	15,000	150,000	
Expenditure up to and including Ordinary Council Meeting of 10 February 2016	4,839	5,817	1,194	2,444	8,064	-3,808	-1,916	6,305	5,350	8,926	37,215	
Available allocation as at 10 February 2016	10,161	9,183	13,806	12,556	6,936	18,808	16,916	8,695	9,650	6,074	112,785	
24 February 2016												
Concertante Ensemble		Venue hire and marketing.	500			100		100			700	
Ourimbah United Football Club (\$3059.65)		To provide members with socks, shorts and footballs	300	1,000		500		100			1,900	
The Entrance District Cricket Club (\$4000)		Refurbishment of cricket nets.	400	1,000	500	500		100			2,500	
YMCA Toukley Aquatic Centre (\$2000)		Annual Swimathon	200		300	100		100			700	
Total Proposed Allocations for 24 February 2016	0		1,400	2,000	800	1,200	0	400	0	0	5,800	
Total Accumulated Allocations as at 24 February 2016	5,375		7,050	5,000	4,703	6,700	0	3,950	5,420	2,060	48,458	
Balance Uncommitted as at 24 February 2016	9,625		7,950	10,000	10,297	8,300	15,000	11,050	9,580	12,940	6,800	101,542

In April 2015 Council reviewed the Councillor Community Improvement Grant Policy in relation to the number of applications a group may be permitted to submit across all WSC grant programs in one financial year. The amended policy (Clause D15) requires that should a group submit two or more applications for any of Council's grant programs within the same financial year, then Council must consider the public benefit that would arise prior to approving the funding recommended for the second or subsequent application.

Staff have commenced applying this clause from 27 April 2015 and reviewed the list of applications not yet fully allocated.

The following is a list of applications that are for consideration in this report that are subsequent applications from the same group in the 2015-2016 year.

N/A

OPTIONS

- 1 Approval of applications as submitted will provide a community benefit to residents of the Shire.
- 2 Non approval could result in assistance not being provided to the community.

STRATEGIC LINKS

Annual Plan

Principal Activity	Strategy or Program	Financial Line Item No and Description
A More Sustainable Community	Enhance the quality of life of the Shire's residents	1.1.11 – Community Financial Support

Contribution of Proposal to the Principal Activity

The Councillors' Community Improvement Grants were developed to help charitable community groups and in doing so helping the broader community.

Link to Shire Strategic Vision

Priority Objective	How the proposal contributes or links to the Priority Objectives in Shire Strategic Vision and Annual Plan
Communities - Communities will be vibrant, caring and connected with a sense of belonging and pride in their local neighbourhood.	Funding is available to projects not specifically nominated in Council's Annual Plan that contribute to the priority objective.
Facilities and Services - Communities will have access to a diverse range of affordable and coordinated facilities, programs and services.	Funding is available to projects not specifically nominated in Council's Annual Plan that contribute to the priority objective.

Principles of Sustainability

The CCIG program is aligned with the principles of sustainability in that it would:

- Improve and maintain safety, wellbeing and sense of community
- Use locally available resources to increase our self-reliance
- Support local and regional economic prosperity
- Build and strengthen partnerships and alliances

CONSULTATION

Applications that met the criteria were distributed to Councillors for their consideration.

GOVERNANCE

All expenditure recommended is permissible under Section 24 and 356(1) of the Local Government Act 1993.

Consideration of s.23A guidelines

The Chief Executive of the NSW Office for Local Government has issued guidelines titled "Council Decision Making during Merger Proposal Periods" pursuant to s.23A(1) of the Local Government Act 1993 ("LG Act"). The Council must consider those guidelines when making decisions during the "merger proposal period", which commenced on 6 January 2016 and will conclude on the date on which a proclamation is made to amalgamate the Wyong and Gosford local government areas or the Minister for Local Government determines that he will not proceed with the proposal for that amalgamation: s.23A(3) of the LG Act. Councillors have been provided with a copy of those guidelines and have been given advice concerning those guidelines. The decisions that are proposed as part of this report comply with those guidelines.

CORPORATE RISKS

Nil Impact.

CONCLUSION

The proposed allocations contained in this report are permissible under the Council's policy on Councillors' Community Improvement Grants. The process has been correct and Council may confirm the grants at its option.

ATTACHMENTS

Nil.

5.2 Councillor Attendance - Australian Local Government Women's Association 2016 NSW Conference

TRIM REFERENCE: F2004/06517 - D12231395

MANAGER: Sonia Witt, TL Governance and Councillor Services

AUTHOR: Jade Maskiewicz; Councillor Services Officer

SUMMARY

The Australian Local Government Women's Association 2016 NSW Conference is being held 10 - 12 March 2016 in Gunnedah New South Wales.

RECOMMENDATION

- 1** *That Council note the approval granted by the Acting Chief Executive Officer for Councillors to attend the Australian Local Government Women's Association 2016 NSW Conference in accordance with the Council's Facilities and Expenses Policy for Councillors.*

- 2** *That Council authorise the reimbursement of expenses for Councillors in accordance with the Council's Facilities and Expenses Policy for Councillors.*

BACKGROUND

The Australian Local Government Women's Association Annual Conference is an annual event aimed to optimise and increase women's participation in Local Government.

THE PROPOSAL

The Australian Local Government Women's Association 2016 NSW conference will be held at Gunnedah, New South Wales on 10, 11 and 12 March 2016.

Councillors have expressed interest in attending this course.

Due to the timing of the conference, attendance at this event was pre-approved by the Acting Chief Executive Officer in accordance with the Facilities and Expenses Policy for Councillors. The approval is subject to a subsequent reporting to Council for information.

STRATEGIC LINKS

Wyong Shire Council Strategic / Annual Plan

Nil impact.

5.2 Councillor Attendance - Australian Local Government Women's Association 2016 NSW Conference (contd)

Budget Impact

The table below indicates the approximate cost for attendance at the conference and associated travel expenses per Councillor:

Australian Local Government Women's Association 2016 NSW Conference	Councillor Fees
Registration	\$ 970
Accommodation	\$ 560
Travel	\$ 550
Sustenance	\$ 750
Total (estimate) inc GST	\$ 2,830

CONSULTATION

Nil.

GOVERNANCE AND POLICY IMPLICATIONS

In accordance with the provisions of Council's Facilities and Expenses Policy for Councillors, Councillors are encouraged to attend external training sessions that will support their professional development as a Councillor. Reasonable expenses incurred in Councillors attending external training are met in accordance with that policy.

Part of clause D11 as well as clauses D12 and D17 is relevant in this instance:

Attendance at Conferences, Workshops, Seminars, Professional Development and Training Courses

D11 Council will reimburse expenses for attendance at conferences, workshops and seminars as follows:

- Each event must be authorised by Council resolution.*
- Each event must relate to the business of the Council*
- A combined total of six attendances, per Councillor, per year.*
- The limit of six will only include those events occurring over one or more consecutive days unless otherwise approved by Council.*
- Total reimbursement of attendance cost per conference, per Councillor is limited to \$5,000 (except where authorised by the Chief Executive Officer) with a maximum total cost for conferences per year of \$12,000, subject to a total expenditure limit for all Councillors of \$100,000 per year.*
- The maximum number of Councillors authorised to attend an event is 3 with the exception of the Local Government NSW annual conference and National General Assembly of Local Government or as resolved by Council. These conferences are not included in the cost threshold.*
- Where Council has incurred costs and a replacement is not nominated by the Mayor/Deputy Mayor and the elected member's non-attendance is not a family or employment or medical emergency, all costs incurred by Council will be charged to the elected member.*

- *Before requesting attendance Councillors must satisfy themselves:*
 1. *that the program is likely of benefit to Council, the Community and/or to his/her professional development as an elected member*
 2. *that he/she is able to commit the time necessary to attend the conference sessions in the terms of this policy*

D12 *The attendance costs that will be paid up front to the event organiser or reimbursed to the Councillor under this section are identified as follows:*

- *Registration costs – costs charged by organisers including official luncheons dinners and tours which are relevant to the interests of this Council.*
- *Travel costs (actual costs as detailed in the travel section of this policy)*
- *Accommodation (actual costs for accommodation as detailed in the accommodation section of this policy)*
- *Sustenance (food and beverage) limit of \$150.00 per day per Councillor and verified by receipts*
- *Out of pocket expenses such as Internet and phone access, laundry limit of \$50.00 per day per Councillor and verified by receipts.*
- *Cost of mandatory textbooks or other supporting documentation if separate to course fees limit \$500 per course*
- *Spouse and Partner Costs (as detailed in the Spouse and Partner Section of this Policy)."*

Spouses, Partners, Carer and Accompanying Persons

D17 *Council will pay the cost as further described in this section, for a spouse or partners or carer or one accompanying person per Councillor and children under 18 years in attending the following events as per the table below:*

Event	Registration	Ticket	Accommodation	Sustenance	Partner Tours	Travel	Carer
<i>Other Council approved conferences and events including any Councillor Workshop</i>	<i>No</i>	<i>No</i>	<i>Yes. If staying in same room as Councillor and no additional tariff charges are incurred as a result of the additional persons in the room (eg room upgrade, bedding, linen)</i>	<i>Yes if for official conference events. (eg formal dinner, welcome drinks) No additional meals and beverages included</i>	<i>No</i>	<i>Yes. If travelling In company of Councillor in same vehicle No additional air or other travel fares included)</i>	<i>Yes"</i>

Consideration of s.23A guidelines

The Chief Executive of the NSW Office for Local Government has issued guidelines titled "*Council Decision Making during Merger Proposal Periods*" pursuant to s.23A(1) of the *Local Government Act 1993* ("LG Act"). The Council must consider those guidelines when making decisions during the "merger proposal period", which commenced on 6 January 2016 and will conclude on the date on which a proclamation is made to amalgamate the Wyong and Gosford local government areas or the Minister for Local Government determines that he will not proceed with the proposal for that amalgamation: s.23A(3) of the LG Act. Councillors have been provided with a copy of those guidelines and have been given advice concerning those guidelines. The decisions that are proposed as part of this report comply with those guidelines.

CONCLUSION

Attendance at this course will be in accordance with Council's Facilities and Expenses Policy for Councillors.

ATTACHMENTS

- | | | |
|---|--|-----------|
| 1 | Brochure - Australian Local Government Women's Association 2016
NSW Conference - Gunnedah NSW | D12231380 |
|---|--|-----------|

overcoming the divide



**AUSTRALIAN LOCAL GOVERNMENT
WOMEN'S ASSOCIATION
2016 NSW CONFERENCE**
— GUNNEDAH —

Shire of





THURSDAY 10 MARCH 2016 - DAY ONE

2.00PM - 4.00PM

Registration opens in the Smithurst Theatre, 158 Conadilly Street.

5.00PM - 6.30PM

Event: Mayoral Reception at CHATTERChinos, 362 Conadilly Street.

Welcome from Mayor Owen Hasler

Your Hosts: SANTOS

6.30PM - 8.00PM

Gunnedah's retail community welcomes you to a night of shopping in Gunnedah's Downtown Precinct.

8.00PM

DAY ONE OF CONFERENCE CONCLUDES

FRIDAY 11 MARCH 2016 - DAY TWO

6.30AM - 7.30AM

Yoga in the Park at Woolshed Reserve Picnic Area, Maitland Street.

8.00AM - 4.00PM

Registrations open at the Smithurst Theatre Foyer & Trade exhibitions open in Smithurst Theatre.

8.30AM

Opening of the Day 2, 2016 ALGWA NSW Conference in the Gunnedah Town Hall and Welcome to Country.

Master of Ceremonies **Kate Ramien**

8.45AM - 9.00AM

Welcome from **Sarah Mitchell MLC & Kevin Anderson MP**.

9.00AM - 9.15AM

Official welcome and address from **Clr Vicki Scott**, ALGWA NSW President.

Clr Vicki Scott was elected as President of ALGWA NSW at the 2015 Wollongong ALGWA NSW Conference. Clr Scott has been a Councillor of Gosford City Council since 2004 and a member of the ALGWA Executive for 7 years, serving as Vice President in 2013 and 2014.

9.15AM - 10.15AM

"Surviving Life - what are the attributes we need to live the best, most rewarding and fulfilling life possible?"

Keynote address from **Dr Gill Hicks**, survivor of the London Terrorist Bombings and founder of M.A.D (Making a Difference) for Peace.

10.15AM - 10.45AM

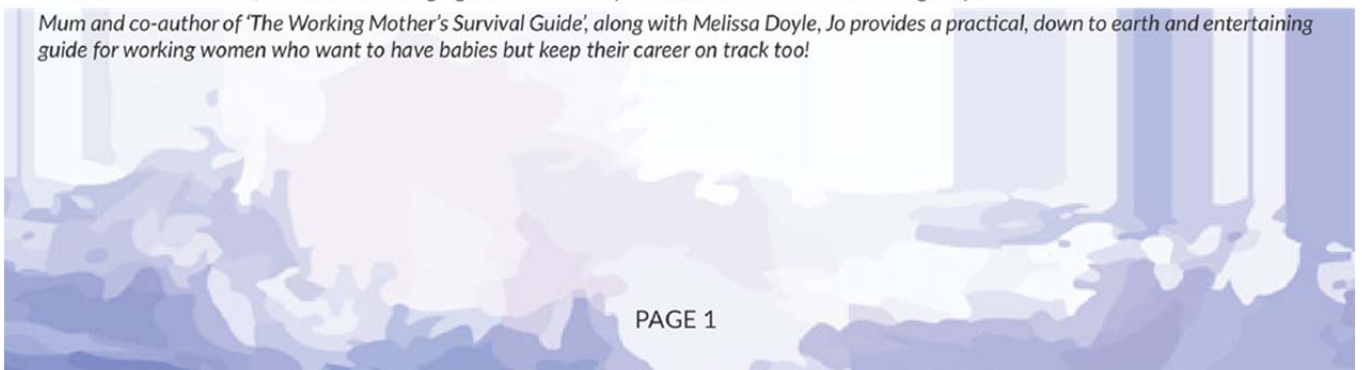
MORNING TEA IN THE SMITHURST THEATRE

10.45AM - 11.30AM

"Managing the unmanageable - ways working women can have their cake and eat it too!"

Address from **Jo Scard**, Founder & Managing Director at Fifty Acres, The Communications Agency.

Mum and co-author of 'The Working Mother's Survival Guide', along with Melissa Doyle, Jo provides a practical, down to earth and entertaining guide for working women who want to have babies but keep their career on track too!





DAY TWO CONTINUED

11.30AM - 12.15PM

"Tricks of the trade - building self-confidence and making your mark in business and life".

Address from **Glenise Anderson**, Director of Self Confident Women.

Glenise is an enthusiastic Entrepreneur, Coach, Trainer and Speaker. She is the Director of Self Confident Women, empowering women one at a time and the Director of SR Group, offering Solutions and Results to businesses looking to build teams that communicate.

12.15PM - 1.00PM

"Compelling change through our own actions".

Address from **Glenn Learmont**, Manager Human Resources, Gunnedah Shire Council.

Glenn has been engaged in senior management level as an embedded Human Resources generalist for 17 years. This has been predominately within the export industry with the last 6 years in local government. Responsibilities have covered lead positions for nationwide engagement processes for a US based multinational, various aspects of employee and industrial relations, recruitment, WHS and regional wide responsibilities concerning corporate citizenship. Glenn enjoys presenting on topics including leadership, developing self-brand and best practice.

1.00PM - 2.00PM

LUNCH IN THE SMITHURST THEATRE SPONSORED BY WALKER BEER SOLICITORS & CONVEYANCERS.

2.00PM - 2.55PM

Workshops

Session 1: "Communication strategies and modern politics: the good, the bad and the selfie".

Facilitated by **Melinda McDonald**, Manager | Marketing and Business Relationships | TAFE New England

Session 2: "What makes you tick and how that affects your leadership style – Extended Disc Personality Model".

Facilitated by **Glenise Anderson**, Director of Self Confident Women.

3.00PM - 3.20PM

The UTS Centre for Local Government and the NSW Australian Local Government Women's Association (ALGWA NSW) launch an exciting new program, "Empowering Women in Local Government".

Address from **Nicole Campbell**, UTS Centre for Local Government Program Manager.

Nicole has over 20 years' experience at a senior level in the NSW State Government working as a strategic policy analyst in environmental management, sustainable design, urban renewal and Aboriginal Affairs.

3.20PM - 4.20PM

Q&A Session facilitated by Master of Ceremonies **Kate Ramien**.

4.20PM - 4.30PM

Nominations for ALGWA NSW Executive Committee declared open.

- Secretary
- Country Vice President
- Treasurer
- Executive Members

4.30PM - 5.00PM

AFTERNOON TEA IN THE SMITHURST THEATRE.

7.00PM - 9.30PM

EVENT - 'An evening under the stars' networking function at Pensioners Hill Lookout.

Your Hosts: Local Government Super

SATURDAY 12 MARCH 2016 - DAY THREE

8.30 AM

Opening of Day 3 of the 2016 ALGWA NSW Conference in the Gunnedah Town Hall.
Master of Ceremonies **Fiona Ferguson**

8.35AM - 9.05AM

Address from the **Clr Coral Ross**, ALGWA National President.

9.05AM - 9.15AM

Brief presentation from major sponsor, "**United Services Union**".

9.15AM - 10.00AM

"The secret to a happy life – health self-advocacy, happiness and wellbeing".

Address from **Dr Simone Ryan**, CEO & Founder of One Life, Live It!

Founder and head physician of 'One Life Live It', Dr Ryan and her team are industry leaders in educating employees about preventive medicine and provides tools for total wellbeing and best-performance.

10.00AM - 10.30AM

MORNING TEA IN THE SMITHURST THEATRE.

10.30AM - 11.15AM

"Diversity is the spice of life".

Address from **Clr Dai Le**, CEO & Founder of DAWN and Fairfield City Councillor.

Dai Le is the founder of DAWN, a social enterprise whose mission is to unlock and promote the talent from Australia's culturally diverse population, through the organisation's tailored emerging leadership programs which aim to provide mentorship, connections and encouragement for individuals aspiring to be tomorrow's leaders.

11.15AM - 11.30AM

2018 Conference Bids for Regional and Rural Councils.

11.30AM - 12.30PM

"Hot Spots Session"

Facilitated by **Clr Vicki Scott**, ALGWA NSW President.

12.30PM

LUNCH IN THE SMITHURST THEATRE SPONSORED BY "SANTOS".

1.15PM - 3.15PM

ALGWA Annual General Meeting – to be held in The Civic.

7.30PM - 12.00AM

EVENT - Gunnedah's Great Gatsby Gala Dinner.
Your Hosts: United Services Union



DAY THREE OF CONFERENCE CONCLUDES



GUNNEDAH SHIRE COUNCIL
ABN: 80 183 655 793
TAX INVOICE

REGISTRATION FORM

Introduction

WOW! This is going to be so much fun!

We really look forward to welcoming you to Gunnedah and having the opportunity to show you around our neck of the woods!

Registering for our conference couldn't be easier.

Simply print out and complete this form with all your details and return it to Gunnedah Shire Council using one of the methods listed on page 3 of this form.

Please submit your registration forms by 10 February 2016.

Want to save some dough?

Take advantage of our Early Bird Discount and register before 10 February 2016.

See you very soon!

Delegate Details

First Name

Surname

Organisation

Position

Postal Address

.....

Suburb/Town/City

State Postcode

Phone Mobile

Email

Additional Information

Please notify of any special requirements you have in the following areas:

Dietary Requirements

Access Requirements

Other Requirements

Please indicate your attendance at the following social functions by ticking the appropriate box:

CIVIC WELCOME - Thu 10 March:

NETWORKING EVENING - Fri 11 March:

CONFERENCE DINNER - Sat 12 March:

Do you consent to details shown on this registration form (contact details only) being included in a delegate database to be distributed to conference sponsors?

Please tick: YES NO

Workshops

Please indicate your preferences for the workshops held on Friday 11 March:

1. Communication Strategies and Modern Politics: the good, the bad and the selfie.

2. What makes you tick and how that affects your leadership style – Extended Personality Model.



Travel Details

Arrival and Departure Information

Arrival Date

Departure Date

Method of Travel

Air

Arrival Flight Number

Arrival Time

Car

Train (Countrylink)

Airport Shuttle Service

Please indicate if you wish to use the shuttle service on the following dates:

Thursday 10 March 2016

Departs Tamworth Regional Airport at 3.15pm to the Gunnedah accommodation.

Sunday 13 March 2016

Departs Gunnedah Mackellar Motel at 8.15am for Tamworth Regional Airport.

**Please note a minimum of 12 delegates are required for this service to operate.*

Delegates will be informed by Monday 29 February if the Shuttle Bus does not run.

Accommodation Details

Accommodation Name

.....

Check In

Check Out

Accompanying Person

Title

First Name

Surname.....

Dietary Requirements

Registration Fees

	ALGWA Member	Non Member	QTY	Total
Early Bird Registration (up to 10 February 2016) Includes: Welcome Reception, all conference sessions and meals, Networking Evening and Conference Gala Dinner.	\$870.00	\$970.00	<input type="checkbox"/>	\$.....
Standard Registration Includes: Welcome Reception, all conference sessions and meals, Networking Evening and Conference Gala Dinner.	\$970.00	\$1070.00	<input type="checkbox"/>	\$.....
Day Registration and Social Functions Fri 11 March 2016. The day's conference session and meals.	\$570.00	\$570.00	<input type="checkbox"/>	\$.....
Networking Evening	\$70.00	\$70.00	<input type="checkbox"/>	\$.....
Conference Dinner	\$120.00	\$120.00	<input type="checkbox"/>	\$.....
Partner's Program - Friday only	\$60.00	\$60.00	<input type="checkbox"/>	\$.....
<u>Guest/Partner Added Options</u>				
Networking Evening - Friday (included in Full Registration)	\$70.00	\$70.00	<input type="checkbox"/>	\$.....
Conference Dinner - Saturday (included in Full Registration)	\$120.00	\$120.00	<input type="checkbox"/>	\$.....
Total Amount Payable				\$.....

Note: All packages include an ALGWA Conference Satchel.





CONTACT GUNNEDAH SHIRE COUNCIL
Laurieann Boag
PH: 02 6740 2100

Payment Options

Gunnedah Shire Council will issue an invoice to all registering delegates for payment. All payment options will be listed on the invoice provided.

This document will be a Tax Invoice for GST purposes when payment is made in full. Please keep a copy of the completed Registration Form for GST purposes. All prices are inclusive of GST and in Australian Dollars.

Return your completed registration form to us by **10 February 2016**:

- Email: council@infogunnedah.com.au
- Post: Gunnedah Shire Council
PO Box 63
GUNNEDAH NSW 2380
- In Person: Gunnedah Shire Council Administration Building
63 Elgin Street
GUNNEDAH NSW 2380

Important Info: Attendance will be confirmed on receipt of full payment. Please note that the program and speakers list are subject to change without notice. Information collected on this form, will be used for conference purposes only and will not be provided to third parties without your consent.

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Please Note: ALGWA Members must be financial by 31 December 2015 for voting purposes.





**AUSTRALIAN LOCAL GOVERNMENT
WOMEN'S ASSOCIATION
2016 NSW CONFERENCE**
— GUNNEDAH —

5.3 Q2 Business Report 2015-16

TRIM REFERENCE: F2014/00795 - D12149530

MANAGER: Stephen Naven, Chief Financial Officer

AUTHOR: Mellissa McKee; Corporate Planning Executive

SUMMARY

This paper reports on Wyong Shire Council's performance progress as measured against Year 3 of the organisation's Delivery Program for 2013-2017. The report covers the period for the six months ended 31 December 2015 (Q2).

RECOMMENDATION

- 1 That Council receive the Q2 Business Report on progress against Year 3 of the 2013-2017 Delivery Program.**
- 2 That Council note that Council's Responsible Accounting Officer has declared the financial position of Wyong Shire Council to be satisfactory.**
- 3 That Council approve the proposed budget amendments included in the Q2 Business Report for 2015-16.**

BACKGROUND

The Local Government Act 1993, Chapter 13, Part 2, Section 404(5) requires Council to report as to its progress with respect to its principal activities detailed in its delivery program, at least every six months.

Also, in accordance with the Local Government (General) Regulations 2005, regulation 203, not later than two months after the end of the each quarter (except the June quarter), the Responsible Accounting Officer of a Council must prepare and submit a budget review statement that shows a revised estimate of the income and expenditure for that year.

The quarterly business report is presented in the necessary format and is considered to satisfy both requirements.

CURRENT STATUS

The Q2 Business Report 2015-16 is included as an enclosure and reports on progress for the year to 31 December 2015, against Year 3 of the 2013-2017 Delivery Program.

The focus for the 2015-16 financial year is on Council providing quality customer service and as well as achieving long term financial sustainability.

To achieve another operating surplus in 2015-16 Council will continue to implement tight management controls around expenditure.

The year to date (YTD) operating result (excluding capital grants and contributions) shows a favourable variance of \$3.7 million, consisting of an actual YTD surplus of \$67.4 million compared to a YTD budget surplus of \$63.7 million. This result is reported in accordance with the Local Government Code of Accounting Practice and Financial Reporting (Guidelines) which requires Council to recognise Rates income at the beginning of the financial year. This means that Council has a large surplus at the beginning of the financial year which will reduce as the year progresses as Council incurs expenditure from delivering services to the community.

Capital expenditure to 31 December 2015 was \$41.9 million compared to a year to date budget of \$46.8 million and represents 39.9% of the full year capital budget. In addition there are \$26.5 million in commitments (purchase orders) for further capital expenditure in 2015-16.

Investment in essential infrastructure in priority areas identified by the community will continue with the delivery of Council's capital works program including \$10 million of Special Rate Variation (SRV) projects to address the infrastructure backlog and improve asset conditions. Council allocated SRV funding to projects in accordance with its Asset Management Strategy and will review these allocations annually as part of the Strategic Plan development process.

Council's performance on delivering the actions and targets against the objectives of the Community Strategic Plan (CSP) is tracking well with 138 projects currently on target, 18 projects now completed or achieved, and 20 projects behind schedule or deferred. Further detail of the progress against each action / target is contained within this report.

Financial Implications

Budget adjustments are proposed in this report and include improvements to the operating result. Budget adjustments are proposed after considering the service delivery impact, alternative options and deliverables under the delivery program. The proposed operating surplus before capital grants and contributions is \$2.4 million, an improvement of \$1.0 million compared to existing budget.

Council's capital expenditure program is constantly being reviewed to better understand and respond to delays, variation to estimates, project phasing, changed priorities, weather conditions, availability of support funding and related developments.

During Q2 a review of capital projects was undertaken and resulted in no change to the full year budget of \$104.9 million. While there are proposed adjustments to a number of projects the net impact of the proposed adjustments is zero.

Details of the proposed operating and capital budget adjustments are included in the Q2 Business Report.

CONSULTATION

All departments were consulted and involved in the preparation of this report.

GOVERNANCE

Quarterly reporting of Council's financial and operating performance is mandatory.

Consideration of s.23A guidelines

The Chief Executive of the NSW Office for Local Government has issued guidelines titled "*Council Decision Making during Merger Proposal Periods*" pursuant to s.23A(1) of the *Local Government Act 1993* ("LG Act"). The Council must consider those guidelines when making decisions during the "merger proposal period", which commenced on 6 January 2016 and will conclude on the date on which a proclamation is made to amalgamate the Wyong and Gosford local government areas or the Minister for Local Government determines that he will not proceed with the proposal for that amalgamation: s.23A(3) of the LG Act. Councillors have been provided with a copy of those guidelines and have been given advice concerning those guidelines. The decisions that are proposed as part of this report comply with those guidelines.

CONCLUSION

All requirements of the relevant legislation governing management reporting have been met.

The Responsible Accounting Officer considers that the Quarterly Budget Review Statement for Wyong Shire Council for Q2 indicates that Council's projected financial position will be satisfactory at year end, having regard to the projected estimates of income and expenditure, and the original budgeted income and expenditure.

Council remains on target to deliver the current level of services within the proposed 2015-16 operating surplus of \$2.4 million, and the full year forecast for capital expenditure \$104.9 million.

Continued review of management actions and decisions will identify and manage risks and challenges associated with budgets and delivery of objectives to maintain Council's commitment to an operating surplus at year end.

ATTACHMENTS

- 1 Q2 Business Report - December 2015 D12237473



Wyong
Shire
Council



Q2

October to December 2015

**OPERATIONAL PLAN 2015-16
BUSINESS REPORT**



Wyong
Shire
Council

Q2

Business Report 2015-16

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1. Overview

This document reports on Council's performance as measured against Wyong Shire Council's Strategic Plan for 2015-2019 and covers the six month period from 1 July to 31 December 2015 (Q2).

The focus for the 2015-16 financial year is on Council providing quality customer service and ensuring our customers have a positive experience in their dealings with us.

Council remains on target to deliver existing services to the community and has identified net savings of \$1.0 million during this quarterly review to forecast an improved full year operating surplus of \$2.4 million (before capital grants and contributions).

Investment in essential infrastructure in priority areas identified by the community will continue with the delivery of Council's capital works program of \$104.9 million including \$10 million of works to address the infrastructure backlog and improve asset conditions.

1.1 Delivery against the Community Strategic Plan

Council's performance on delivering the actions and targets against the objectives of the Community Strategic Plan (CSP) is tracking well with 138 projects currently on target, 18 projects now completed or achieved, and 20 projects behind schedule or deferred. Further detail of the progress against each action / target is contained within this report.

1.2 Operating Result

The year to date (YTD) operating result (excluding capital grants and contributions) shows a favourable variance of \$3.7 million, consisting of an actual YTD surplus of \$67.4 million compared to a YTD budget surplus of \$63.7 million.

Rounding Statement: All financial figures in the tables within this report are rounded to the nearest thousand. This may cause some minor rounding differences in totals.

Financial Performance 2015-16	YTD Actual \$'000	YTD Budget \$'000	YTD Variance \$'000	Full Year Budget \$'000	Proposed Changes \$'000	Projected Full Year \$'000
Income (excluding capital)	186,750	185,320	1,430	255,666	1,122	256,788
Expenses	119,348	121,611	2,263	254,310	102	254,412
Net operating result (before capital income)	67,403	63,709	3,693	1,357	1,020	2,377

Note: Budget above represents Q1 adopted budget figures

The above table is prepared in accordance with the Local Government Code of Accounting Practice and Financial Reporting (Guidelines) and includes the full year General Fund rates, and annual charges for waste and stormwater, of \$109.7 million in operating revenue. The below table provides the result when only half of these rates and annual charges are recognised.

Financial Performance 2015-16 (Pro-rata rates and annual charges)	YTD Actual \$'000	YTD Budget \$'000	YTD Variance \$'000
Income (excluding capital)	131,877	130,557	1,320
Expenses	119,348	121,611	2,263
Net operating result (before capital income)	12,529	8,946	3,583

Note: Budget above represents adjusted Q1 adopted budget figures

The Q2 YTD result demonstrates Council's commitment to ongoing financial sustainability and the projected full year operating surplus of \$2.4 million indicates that Council will be in a satisfactory position at year end with regard to estimated operating income and expenditures.

Financial Position as at 31 December 2015	YTD Actual \$'000	Full Year Budget \$'000
Assets	3,297,116	2,782,939
Liabilities	286,537	297,245
Equity	3,010,579	2,485,694

Council's equity as at 31 December 2015 is \$3.0 billion. The favourable YTD actual position compared to the full year budget relates predominantly to an increase in infrastructure, property, plant and equipment as a result of the rolling revaluation program undertaken in 2014-15 (roads, bridges, footpaths, drainage and bulk earthworks) after budgets were prepared. Receivables are also higher than budget due to rates and annual charges that are levied in July and will reduce as the quarterly instalments are paid throughout the year.

The Q2 proposed changes to operating and capital projections are not expected to materially change the full year budgeted equity position at this stage. The complete Statement of Financial Position is included as Attachment 4.3.

1.3 Capital Works

Council's 2015-16 capital works program totals \$104.9 million. Actual capital expenditure YTD is \$41.9 million against the YTD budget of \$46.8 million and represents 39.9% of the full year capital budget. In addition there are \$26.5 million in commitments (purchase orders) for further capital expenditure in 2015-16.

While there are changes proposed to projects within the capital program, the proposed changes result in no change to the original budget adopted by Council, and the proposed capital budget will remain at \$104.9 million for 2015-16. Details of the proposed project changes are detailed in Attachment 4.8 of this report.

Typically Council's capital expenditure profile is less in the first half of the year due to the need to investigate, plan and design new works and then deliver those works in the second half of the year.

1.4 Special Rate Variation Projects

In June 2013, Council was successful in gaining approval from the Independent Pricing and Regulatory Tribunal (IPART) for a Special Rate Variation (SRV) to address Council's infrastructure asset backlog.

Council determines a list of works to be undertaken on an annual basis with the SRV funds. This may change during the year due to factors such as changes in asset deterioration rates, weather conditions and alternate funding sources becoming available. In such cases other SRV projects may be brought forward from future years or alternate SRV projects may be completed. All changes are reported to Council and the community so there is full transparency to ensure the funds are being spent for the purpose they were raised. The IPART approval also requires Council to report on the results achieved from the use of these funds.

The works undertaken will improve the condition of our roads, bridges, footpaths, buildings, sports facilities and information management systems to ensure they are 'satisfactory' in terms of being safe and fit for community use. Council has allocated \$10 million for Special Rate Variation (SRV) projects in 2015-16.

The table below details the progress of the 2015-16 SRV projects for this quarter.

Ref No.	Project	Suburb	Status
CSP Objective 2: Ease of Travel			
IO.03*	Timber bridge replacement program at Sohier Park	Ourimbah	Completed
IO.11*	Retaining wall renewal on Regent Street	Buff Point	Completed
IO.87*	Footpath program on Anita Avenue	Lake Munmorah	On Target
IO.99*	Road safety facilities on Rotherham Street	Bateau Bay	Completed
IO.102*	Road upgrade on Goorama Avenue	San Remo	On Target
IO.170*	Road pavement renewal on Hume Boulevard	Killarney Vale	Completed
IO.76	Pavement renewal programme on Robleys Lane	Wyong	On Target
IO.80	Pavement renewal programme on Mayfair Street	Long Jetty	On Target

Ref No.	Project	Suburb	Status
IO.81	Pavement renewal programme on Edward Street	Budgewoi	Behind Schedule
IO.88	Road seal upgrade on Fern Tree Lane	Palmdale	On Target
IO.89	Road seal upgrade on Bridget Street	Ourimbah	Completed
IO.90	Road seal upgrade on Forest Road	Kulnura	Behind Schedule
IO.91	Road seal upgrade on Palmdale Road	Palmdale	On Target
IO.92	Road seal upgrade on Hunts Road	Kulnura	Behind Schedule
IO.93	Road seal upgrade on Cherry Lane	Kulnura	On Target
IO.94	Road seal upgrade on Finns Road	Kulnura	On Target
IO.97	Guard rail renewal	Shire Wide	On Target
IO.101	Road safety facilities on Weemala Avenue	Budgewoi	On Target
IO.102	Upgrade road safety facilities on Colorado Drive	Blue Haven	On Target
IO.106	Road upgrade / stormwater drainage renewal on Kilpa Road	Wyongah	On Target
IO.108	Road upgrade / stormwater drainage renewal on Bald Street	Norah Head	On Target
IO.112	Road upgrade / stormwater drainage renewal on Norton Avenue	Killarney Vale	Behind Schedule
IO.113	Road upgrade / stormwater drainage renewal on Blenheim Avenue, Buckingham Road, St James Avenue, and Windsor Road	Berkeley Vale	On Target
IO.114	Stage 3 road upgrade / stormwater drainage renewal on Maitland Street	Norah Head	On Target
IO.115	Road upgrade / stormwater drainage renewal on Goorama Avenue	San Remo	On Target
IO.116	Road upgrade / stormwater drainage renewal on Bay Road	Blue Bay	On Target
IO.149	Footpath upgrades on Pacific Street to Toowoon Bay Road as part of the Long Jetty Masterplan	Long Jetty	Behind Schedule
IO.152	Timber footbridge replacement programme on Gladstan Avenue	Long Jetty	On Target
CSP Objective 3: Access to facilities, programs and services			
CRS.24	Implement priority actions from the Aquatic Infrastructure Strategy on Terilbah Reserve fishing platform	The Entrance	On Target
CRS.27	Upgrade Saltwater Creek boat ramp and car park as part of the Long Jetty Masterplan	Long Jetty	On Target
CRS.37	Masterplan implementation including car park, access points and foreshore improvements at Boat Harbour	Summerland Point	On Target
CRS.43	Implement priority actions from Skate Park Strategy	Lake Haven San Remo	On Target
CRS.48	Replace high risk play equipment with natural play spaces at George Fulcher Playground, Tuesday Street Reserve, Ted Doyle Oval, Swan St Reserve, Freemans Glen Park, Warnervale Athletic Oval, Redgum Hilltop Park, and Colorado Drive	Killarney Vale Tuggerawong Berkeley Vale Kanwal Mardi Warnervale Blue Haven	On Target
CRS.49	Renew play equipment to minimise risk and replace softfall to meet current standards at Gorokan Mini Park, Sunshine Reserve, Blue Ridge Reserve, Highland Crescent Reserve, and Aloha Drive Reserve	Gorokan Chittaway Point Blue Haven Hamlyn Terrace Chittaway Bay	On Target
CSP Objective: 4 Educated, innovative, creative communities			
CRS.01	Enclose porch / entry way of the Care and Education Centre	Kanwal	On Target
CSP Objective 6: Community ownership of natural and built environment			
PED.30	Upgrade and renewal of asset protection zones	Shire Wide	On Target
PED.31	Upgrade and renewal of fire trails	Shire Wide	On Target

Ref No.	Project	Suburb	Status
CSP Objective 7: Strong business sector and employment			
PED.18	Embellish heritage listed jetties as part of the Long Jetty Masterplan including lighting, seating, and viewing platforms	Long Jetty	Deferred
PED.20	Upgrade boardwalk link	Budgewoi	On Target
CSP Objective 9: Civic leadership			
CRS.10	Digital Communications and Engagement Material - video camera, lighting equipment, and MacBook Pro for productions	Shire Wide	Completed
CRS.14	Council Website - redevelopment of site to increase useability and enhance functionality for community, tourism, and business users, taking into account current and future requirements	Shire Wide	Deferred
GM.01	Pathway Change Requests - changes to Pathway for more efficient business processes	Shire Wide	On Target
GM.02	Oracle Change Requests - changes to Oracle for more efficient business processes	Shire Wide	On Target
GM.04	Kronos Optimisation Project - pay rule review phase 1	Shire Wide	On Target
GM.05	Oracle Change Requests - improve online purchase requisitions for goods and services by line managers and improve efficiencies with invoice scanning for Accounts Payable	Shire Wide	On Target
GM.06	Service Unit Business Plans (SUBP) - provide an electronic solution for the development of the SUBP	Shire Wide	On Target
GM.07	Management Reporting - provide an electronic HR report via the Management Reporting Dashboard	Shire Wide	On Target
GM.08	Management Reporting - provide an electronic dashboard for service unit reporting	Shire Wide	On Target
GM.12	Reporting - development of additional reporting functionality to ensure data integrity and enable informed business decisions	Shire Wide	On Target
GM.13	SharePoint - forms development and enhancements	Shire Wide	On Target
GM.14	Mobility Platform - test devices and associated hardware	Shire Wide	On Target
GM.18	Router Replacement and Upgrades - memory and flash	Shire Wide	On Target
GM.21	Microwave hardware replacement	Shire Wide	On Target
GM.22	NBN Fibre Upgrades - router upgrades and additional IP phones	Shire Wide	On Target
GM.25	SAN disk growth and GIS	Shire Wide	On Target
GM.28	Gigabit to the Desktop - high speed desktop access	Shire Wide	On Target
GM.29	CRM - additional functionality	Shire Wide	On Target
GM.30	Kronos - system functionality upgrade	Shire Wide	On Target
PED.33	Replace air conditioning units in Civic Centre	Wyong	On Target

*Continuing projects from previous years

2. Delivery against the Community Strategic Plan

2.1 Council's Delivery Program

Council's Strategic Plan 2015-2019 details the main activities to be delivered from 2015-16 through to 2015-19. These activities are what Council will deliver against the Community Strategic Plan (CSP).

As part of the Office of Local Government's Integrated Planning and Reporting Framework, Council is required to report to Council on progress against this plan at least every six months.

Four Year Delivery Program

The Four Year Delivery Program includes actions for delivering the objectives and strategies within the CSP and the capital investment to be undertaken by Council in the medium term.

Operational Plan

The Operational Plan is a subset of the Four Year Delivery Program and describes the activities to be undertaken by Council in the 2015-16 financial year. The Operational Plan includes the capital and operational expenditure budgets for the coming financial year.

Community Strategic Plan Themes

The following four themes cover the objectives and strategies of the CSP and reflect the quadruple bottom line:



Assessing Council's Progress

In assessing Council's progress in implementing the 2015-2019 Four Year Delivery Program and the 2015-16 Operational Plan, a range of qualitative and quantitative performance measures are used.

This report focuses on the performance of:

- Special Rate Variation Projects
- Operational Actions / Targets
- Financial sustainability

Each CSP theme includes achievement highlights, and progress details on the Special Rate Variation projects, and the operational actions / targets over the last quarter, with a status of *On Target*, *Behind Schedule*, *Deferred*, *Completed*, or *Achieved*. The status definition are:

On Target	Work is on track as planned / target on track to date
Behind Schedule	Work is behind schedule / target has not been met or is off track to date
Deferred	Work is on hold until further notice
Completed	Work is completed
Achieved	Target achieved for the quarter

The table below is a summary of the overall progress on the 176 actions / targets as per the 2015-16 Operational Plan.

Summary	On Target	Behind Schedule	Deferred	Completed	Achieved	Total
Special Rate Variation	46	5	2	6	0	59
Action / Target	92	11	2	10	2	117
Total	138	16	4	16	2	176

2.2 Our Community – Vibrant, caring and connected communities

We will create and support communities where individuals feel closely connected, people know their neighbours, relationships are built within local neighbourhoods, there is participation in the local community and a sense of belonging and pride in the local area.

Performance Summary

The following summarises progress on activities identified for delivery under this CSP objective.

Summary	On Target	Behind Schedule	Deferred	Completed	Achieved	Total
Action / Target	4	2	1	0	0	7
Total	4	2	1	0	0	7

Highlights

Graffiti Removal Day

Council encouraged residents to get actively involved and roll up their sleeves for Graffiti Removal Day. A joint initiative of the New South Wales Government and Rotary Down Under, this state-wide event held on Sunday 18 October helped to remove graffiti at local hotspots and deter vandals. There were 18 volunteers, whose ages ranged from 10 to 80 years.

New cameras to target antisocial behaviour and vandalism

As part of the Wyong Safer Communities Program 45 fixed cameras and a further 12 mobile cameras were installed across nine community facilities to improve community safety. The cameras have been installed in known antisocial behaviour and graffiti vandalism hotspots and will be used for recording purposes and incident investigation only - they will not be permanently monitored. The fixed and mobile CCTV camera installation has been made possible by a grant from the Attorney General's Department as part of their Safer Streets Program.

Garage Sale Trail

For the first time Council participated in the award winning sustainability and community campaign, Garage Sale Trail. The event is a fun and social way to promote reuse, reduce waste to landfill, meet the neighbours and enable fundraising. Thanks to a hugely successful marketing campaign our community registered 160 sites, placing Wyong 10th out of 164 Councils across Australia. We also received the Outstanding Achievement (NSW Regional) Award.

White Ribbon Day

Once again Council was a strong supporter of White Ribbon Day held on 25 November, appealing to men to step up and pledge to stop violence against women. Supporting White Ribbon Day was one of the *Wyong Alive* initiatives, *Our Families* for November.



Pictured: Mayor Doug Eaton OAM with Deputy Mayor Webster and fellow supporters at the White Ribbon Day walk.

A huge year wraps up for 2015 Wyong Action Team

With a focus on 'making stuff happen' for youth by providing opportunities for young people to develop their employability and life skills, the 2015 WAT leaders delivered eight actions, and delivered ten activities, directly engaging with almost 2,000 of their peers. Highlights included; production of short videos to show people how to use the Council's outdoor gyms, the annual Youth Impact Forum, youth employment events such as be Your Own Boss and Get Started, musical performances at Breakfast by the Lake as part of the Wyong Lakes Festival as well as driving two highly successful skate events in the Shire.

Events generating positive impact

Over 70,000 people have enjoyed themselves at eight Council sponsored events held over the busy period from October to December. The month started with the seventh annual Chromefest three day weekend held at The Entrance and the UON Central Coast Sevens tournament attracting teams from across Australia and around the world. The Country Music Festival and Tuggerah Lakes Mardi Gras Carnival were also held at Memorial Park, The Entrance and The Central Coast Kids Day Out attracted their largest audience with over 4,000 attendees. In between, the inaugural Long Jetty Street Festival nearly doubled their expected crowds with 8,000 people attending. The season wrapped up with two festive celebrations with the Lighting of the Christmas Tree at The Entrance and Mingara Christmas Under the Stars. All the events have contributed to generating a positive economic impact into the region through accommodation bookings, retail sales and more.



Pictured: Deputy Mayor Webster with Acting CEO, Rob Noble, Youth Officer, Lyn Cooper and members of the graduating 2015 WAT Team

Performance

Ref No.	Action / Target	Year of Action	Status	Comment
Four Year Delivery Program and 2015-16 Operational Plan				
Community Partnerships and Planning				
1-001-14	Implement relevant actions from strategies (Positive Ageing Strategy, Learning Community Strategy, Graffiti Management Strategy, Crime Safety Plan and Reconciliation Action Plan)	2013-17	On Target	New graffiti removal volunteer groups established and supported. Internal public mural management framework underway. Positive ageing projects continue, GOALL (Growing Older and Loving Life) distributed, Seniors Week developed and meetings held to establish a model to reframe senior citizens role in the community. On-line Community Directory finalised for public launch and Wyong Alive project continues.
1-003-14	Develop and have adopted a Reconciliation Action Plan (RAP)*	2014-15	Behind Schedule	Drafted. On hold pending final decision on merger.
Customer and Community Relations				
1-001-15	Implement 2015-16 key actions from the Tourism Strategy by June 2016	2015-16	On Target	
1-002-15	Develop targeted sponsorship and marketing prospectus by September 2015	2015-16	Behind Schedule	Inward sponsorship guidelines, templates and process finalised and implemented to support sponsorship attraction. Two inward sponsorships completed for Wyong Lakes Festival and Wyong Alive. Sponsorship Prospectus to be completed in Quarter 3.
1-003-15	Implement Sponsorship Framework and develop coordinated events program by 30 June 2016	2015-16	On Target	Supported 10 initiatives for 2015-16 sponsorship. Undertook Expression of Interest for 2016-17 Sponsorship program. Developed and implemented internal sponsorship guidelines. Developed a draft Regional Events Strategy.
1-004-15	Increase average organisational level of community engagement by 10% based on 2014-15 levels	2015-16	On Target	Currently tracking at 41.5%. Internal awareness campaign to engage staff on updated tools and internal support completed.

*Continuing action/target from previous years

Ref No.	Action / Target	Year of Action	Status	Comment
1-005-15	Development of Council's main website to increase usability and enhance functionality taking into account future and current requirements by June 2016	2015-16	Deferred	Project plan re-phased to defer major procurement until merger decision finalised. Minor website content review and update will continue to be implemented across services.

2.3 Our Community – Ease of travel

There will be availability of affordable, safe and clean transport options to easily travel both within the Shire and to regional centres and cities.

Performance Summary

The following summarises progress on activities identified for delivery under this CSP objective.

Summary	On Target	Behind schedule	Deferred	Completed	Achieved	Total
Action / Target	6	0	0	1	0	7
Total	6	0	0	1	0	7

Highlights

Works start on Wyong Road

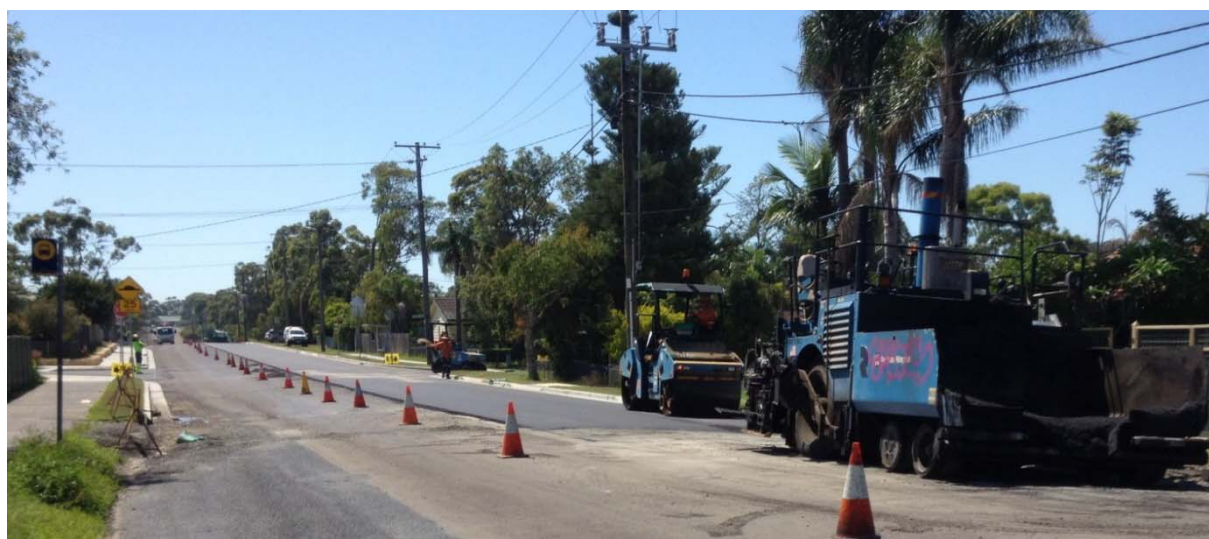
Council welcomed the works by the State Government to upgrade a major intersection along Wyong Road at Chittaway Bay. The works include the roundabout at the intersection of Enterprise Drive and Chittaway Road being removed and replaced with traffic lights.

Pacific Highway upgrade

Council welcomes the Roads and Maritime Services' (RMS) plans for the Pacific Highway upgrade through Wyong Town Centre. This upgrade will open up one of the biggest road bottlenecks in our Shire as the plans show there will be two lanes in both directions from Johnson Road, Tuggerah through to Cutler Drive, Wyong. We are currently in the final stages of a \$6 million major drainage upgrade for the CBD and working with the RMS to extend it under the new highway to help further alleviate the flooding problems in the area.

Major upgrade of Goorama Avenue in San Remo almost complete

Stage four of a five stage major upgrade of Goorama Avenue in San Remo (pictured) is underway and is expected to be finished in February 2016. Council has spent over \$1 million on improving safety on this notoriously busy road in the Shire with traffic calming devices, new footpaths, kerb and guttering, and better drainage now in place. The final stage is currently programmed for the 2016-17 financial year.



Performance

Ref No.	Action / Target	Year of Action	Status	Comment
Four Year Delivery Program and 2015-16 Operational Plan				
Roads and Drainage				
2-001-15	Planning and pre-construction work to enable the construction of the Link Road (from Wyong to Warnervale)	2015-16	Completed	Planning and preconstruction work completed.
2-002-15	4.5 kilometre (km) of shared cycleway / footpath constructed by 30 June 2016	2015-16	On Target	3.76km completed and on-track to reach the target.
2-003-15	2.1 kilometres of drainage construction completed by 30 June 2016	2015-16	On Target	1.29km completed and on-track to reach the target.
2-004-15	3.1 kilometres of kerb and gutter constructed by 30 June 2016	2015-16	On Target	1.75km completed and on-track to reach the target.
2-005-15	Roads average pavement condition index benchmark of 7.2 is achieved by 30 June 2016	2015-16	On Target	The current value of 7.1 is on track to meet the target.
2-006-15	13.5 kilometres of roads pavement renewal completed by 30 June 2016	2015-16	On Target	5.69km completed and on-track to reach the target.
2-007-15	45 kilometres of road reseals completed by 30 June 2016	2015-16	On Target	5.87km completed and on-track to reach the target.

2.4 Our Community – Access to facilities, programs and services

We will have a range of local and regional facilities that support the diverse needs of the community and contribute to its vibrancy, connections and pride, including complementary programs, services and activities that are affordable, financially sustainable and maximise use of the facilities.

Performance Summary

The following summarises progress on activities identified for delivery under this CSP objective.

Summary	On Target	Behind Schedule	Deferred	Completed	Achieved	Total
Action / Target	20	3	0	1	1	25
Total	20	3	0	1	1	25

Highlights

Skate Place

The third and final round of community workshops were held early October to obtain feedback on the draft final concept for the Skate Place at Bateau Bay. A fantastic result has been achieved throughout this process due to working with experienced skate designers and the active engagement of our local community. The final design was presented to Council in December and construction has already started and is expected to be completed by June 2016.

Pictured: Artist impression of final design.



New play space first of its kind on Central Coast

Council is working with a national charity to build an exciting new play space in the north of the Shire – the first of its kind on the Central Coast. The Touched by Olivia Foundation works with communities to build inclusive play spaces as well as creating opportunities for people with disabilities through their social enterprise program. The Foundation will also fundraise half of the funds for the play space and Council will match it dollar for dollar. The play space will form as part of the development of the new sporting facility at Colongra.

'All About that Waste' program

Students and teachers from 14 primary schools across the Shire celebrated the 28th annual Primary Schools Environmental Awards in November. The theme was *All about that waste* and aimed to encourage schools to look at waste through individual and community wellbeing, environmental impacts and waste management.

Beach patrol extended to Budgewoi Beach

To complement the extra tourists on our beaches, Council agreed to trial extended Lifeguard services in the north of the Shire at Budgewoi Beach. Lifeguards started patrolling the beach from Wednesday 23 December and will be on hand seven days a week, 9am-5pm, until Australia Day - 26 January. It has been a popular move with hundreds flocking to the patrolled beach over Christmas.

First 'Hot Shots' Courts officially opened

Thanks to Council funding to help improve open space activities in the Shire, the first *Hot Shot* courts on the Coast were built by The Entrance Tennis District Club. The Hot Shot courts are part of a nation-wide program to increase accessibility to tennis as a sport. The courts are located in the Jubilee Complex at Long Jetty, with the smaller size courts giving children, the elderly or people with a mental or physical disability the opportunity to play tennis socially or as a sport.

Tuggerah Sports Complex Funding

Council welcomed the Federal Government's announcement of \$10 million in funding for the Tuggerah Regional Sporting and Recreation Complex. The National Stronger Regions Fund will contribute towards the \$24 million construction cost of Stage 1. Council has committed to fund \$14 million towards Stage 1 as well as the recurrent operations, maintenance and renewal cost over 20 years. It is estimated the total project will create 70 new full time positions during construction and 28 new full time positions in the region after five years of operation.

Norah Head wastewater upgrade

Wyong Water completed a \$1.9 million upgrade of the wastewater system at Norah Head. The upgrade involved significant construction from the Norah Head boat ramp car park to the Norah Head hockey ground, with the visual impact of the works given priority. An existing pump station located at the boat ramp car park was refurbished and a new pump station has been constructed on the corner of the Norah Head hockey ground.

Council leading the way in litter reduction with five pronged approach

Council has been awarded a Certificate of Recognition for leadership in litter prevention in New South Wales by the NSW Environment Protection Authority (EPA). The award is in recognition of Council's five pronged approach to litter reduction that involves installing infrastructure, raising community awareness and educating about litter, engaging people in a sense of pride and ownership of our environment through partnerships and local involvement, maintaining an enforcement profile with a zero tolerance on littering, and maintaining / cleaning up locations.

New landfill system

Council commissioned a new landfill covering system which will revolutionise daily waste management practices. The new equipment provides an innovative solution for the temporary covering of waste at the landfill site each evening, reducing the impact of vermin, litter and odour. It will result in significant operational savings by eliminating the need to load, cart, deposit and spread a layer of soil over the active landfill site at the conclusion of each day, as is current industry standard. It has generated national interest across the waste management industry given it is the first of its type to be imported into Australia.

Performance

Ref No.	Action / Target	Year of Action	Status	Comment
Four Year Delivery Program and 2015-16 Operational Plan				
Commercial Enterprises				
3-006-12	Buttonderry Waste Management Facility Strategic Master Plan (Environmental Study, Vertical Expansion Study, Long Term Plan and Business Plan) is developed and approved by 30 June 2016	2015-19	On Target	Draft environmental strategy under review.
3-001-15	Cemeteries Strategic Plan of Management approved by 31 December 2015	2015-16	Behind Schedule	Work has commenced on the Draft Cemeteries Strategic Plan.
3-005-15	Buttonderry Waste Management Facility is managed effectively within budget to achieve compliance with EPA licence requirements, Work Health and Safety and Environmental Management System requirements and agreed customer service levels	2015-16	On Target	Ongoing. Requirements met with all reporting completed as required.
3-006-15	At least 50% of domestic waste diverted from landfill annually. (Note this target will not move above the current 50% until a significant change is implemented such as the diversion of Food Organics from landfill)	2015-16	Achieved	Current diversion rate 50.69%.
3-007-15	Manage the Domestic Waste Collection Contract annually to ensure full compliance with contract conditions (within approved budget) and resolve any issues arising from the operation of the contract	2015-16	On Target	Contract operating successfully.
3-008-15	Manage the Waste Less Recycle More program to ensure the required outcomes are achieved in accordance with the budget and funding guidelines by June 2016	2015-16	On Target	Educational workshops and Regional Illegal Dumping Squad on track.
3-009-15	Implement the adopted annual plan for Former Landfill Sites Program at Gwandalan, Toukley, Tumbi Umbi, Mardi, Shelly Beach, Warnervale and Halekulani to achieve the required outcomes within budget and time frames by June 2016	2015-16	On Target	Activities proceeding in accordance with agreed work plan.
3-010-15	Manage the Litter Collection Contract annually to ensure full compliance with contract conditions (within approved budget) and resolve any issues arising from the operation of the contract	2015-16	On Target	Managed as part of the Domestic Waste Contract.

Ref No.	Action / Target	Year of Action	Status	Comment
Community Partnerships and Planning				
3-001-14	Construct and complete the Art House by 24 December 2015	2015-16	Behind Schedule	Art house project remains on track for completion in early 2016. Due to extreme weather condition the construction has been delayed by a few weeks. A company has been formed and recruitment for staff underway. The program of shows continues to grow with first shows expected in early 2016.
Open Space and Recreation				
3-003-12	Implement priority actions from the On-road Bicycle and Shared Pathway Strategy	2012-16	On Target	Works completed to date: <ul style="list-style-type: none"> • Pacific Highway - Lake Munmorah 100 metre (m) • Lakes Beach - Budgewoi 300m (upgrade of existing) • Picnic Point - The Entrance 100m • Magenta Shared Pathway to commence construction in February.
3-004-12	Implement key actions out of the Master Plan for Tunkuwallin and Boat Harbour	2012-16	On Target	Design complete for netball courts with Request for Tender to be let early in 2016 for construction.
3-005-12	Implement priority actions from the Aquatic Infrastructure Strategy	2012-16	On Target	Works completed to date include the extension of boat ramps at Boat Harbour, Summerland Point, and design for renewal of Terilbah fishing platform, The Entrance. Replacement of Saltwater Creek boat ramp, Lions Park boat ramp, Gwandalan, and extension and upgrade of Boat Harbour carpark have been scheduled for construction this financial year. Design and planning in progress with construction to commence later this financial year.
3-002-14	Support and promote the Central Coast Regional Sporting and Recreation Complex Facility Development	2016-17	On Target	Tuggerah Regional Sports – National Stronger Regional Funds grant application for round 2 successful. Request for Tender to be let in March for expected start in June. Stage 2 (indoor facility) design being prepared.
3-003-14	Complete planning, design and approvals for Stage 2, continue to apply for grant funding as well as complete Stage 1 construction of the North Entrance (Magenta) Shared Cycleway connection (pending external funding)	2015-16	Behind Schedule	Stage 1 construction to commence in February with tenders for Stage 2 design to go to tender in February. Stage 2 planning design and approvals will not be completed this financial year due to the need for extensive environmental studies and work near Federally listed endangered species.
3-005-14	90% of programmed services for Parks and Reserves Maintenance are completed to schedule	2013-17	On Target	Greater than 95% of scheduled services completed year to date.
3-006-14	Meet the requirements of the Beach Safety Services Contract	2013-17	On Target	Beach Safety Services has commenced for 2015-16 financial year. All requirements of the contract have been actioned year to date. Budgewoi Beach trial has commenced.

Ref No.	Action / Target	Year of Action	Status	Comment
3-004-15	Renew play equipment to minimise risk and replace with new equipment and softfall to meet current standards. Gorokan Mini Park, Sunshine Reserve Chittaway Point, Blue Ridge Reserve Blue Haven, Highland Crescent Reserve Hamlyn Terrace, Aloha Drive Chittaway Bay	2015-16	On Target	Two playgrounds completed and open to public at Blue Haven and Chittaway Point. A third has commenced construction with the last two going to tender in January and February.
Property Management				
3-001-12	Implement the priority actions arising from the Community Facilities Strategic Plan	2012-16	On Target	Property Management is on-track in supporting all departmental priority actions stemming from the Community Facilities Strategic Plan.
3-002-12	Refurbish three toilet blocks each year	2012-16	On Target	Canton Beach refurbishment completed. Apex Park scheduled for late January 2016. Third site still to be identified however will be completed by end of financial year.
Waterways and Asset Management				
3-001-13	Meet Councils statutory funding obligations to emergency services annually	2013-17	On Target	
3-007-14	Construction of Saltwater Creek playground car park	2015-16	On Target	Ramp on target for 30 June 2016. Carpark work to commence 1 July 2016.
Wyong Water				
3-007-12	Implementation of a revised operating strategy to maintain water quality, asset management and customer service in view of an increasing population, asset age, regulatory changes and the Water and Sewer Business Transformation Project 2014	2012-16	Completed	
3-008-14	Global Reporting Initiative Indicator G4-EN3 - Energy consumption within the organisation - estimated total usage 110,213 GJ	2013-17	On Target	Energy consumption year to date 14,445 GJ.
3-012-14	Compliance with EPL (Environment Protection Licence) concentration and limits	2013-17	On Target	Annual Target.
3-013-14	Compliance with Drinking Water guidelines – microbiological	2014-18	On Target	

2.5 Our Community – Educated, innovative and creative communities

Wyong Shire will be established as a learning community where people value learning, have an opportunity to enhance their knowledge and skills, be creative and innovative. This will lead to improving income opportunities from a skilled local workforce and the attraction of business, social cohesion, cultural understanding and active participation.

Performance Summary

The following summarises progress on activities identified for delivery under this CSP objective.

Summary	On Target	Behind Schedule	Deferred	Completed	Achieved	Total
Action / Target	3	0	0	0	1	4
Total	3	0	0	0	1	4

Highlights

20 years of Tuggerah Library

Twenty years ago, Tuggerah Library at Westfield first opened its doors as an innovative one stop shop for Council customers. The very first patron at Tuggerah is still an active customer and there are five original staff members also on site. After 20 years the look and feel of Tuggerah Library remains the same, but that is all about to change for the better, with a mini makeover due to be completed by April this year.

Author talks

As part of our libraries commitment to improve educational programs that enhance reading and literacy skills, a suite of author talks were held during October for all ages. Margaret Kerr, a local retired school teacher, launched her first children's book *Old Fashioned Shoes*, which included crafts for the kids and a display of vintage inspired shoes. On the other end of the spectrum, Joan McCarthy, co-author of *Sixty Strong & Sexy: Women Share Their Secrets* helped seniors regain courage and confidence during this stage of their life. Local author Dr Anthony Glenn D'Cruz shared his experiences at how a little kindness can bring out the best in us at the Laddie's Story talk. These events attracted a total number of 87 residents, helping to create a space for people to meet, connect and share stories and culture, whilst inspiring lifelong learning.

Short Story Competition winners announced

Council announced and congratulated the winners of the 2015 Wyong Shire Council Library's annual Short Story



Competition at a well-attended awards ceremony in early November. This is the fourth consecutive year the competition has been held, helping to boost the profile of creative writing in the Shire whilst providing a platform for hopeful local authors to be discovered and celebrated. A record number of 165 entries were received, a 38.8% increase on last year, and a whopping 166% increase from our first competition in 2012.

Pictured: Mayor Doug Eaton OAM, and Deputy Mayor Lynne Webster with the winners of Council's Libraries' Short Story Competition.

Scholarship program gives local students a head start

Students who finished their HSC in 2014 or 2015 and are entering into their first or second year of university were again encouraged to apply for Council's annual Scholarship Program. With less than 10% of the Shire's residents holding university qualifications (less than half the state average), the program is designed to inspire young local people to continue their education by providing financial assistance, and the opportunity to work alongside professionals to develop their skills and give them an edge against other applicants as they enter into the workforce.

Libraries join program to develop lifelong skills in local youth

Council Libraries have become one of the first official Learning Destinations in the state for Children's University Australia, to encourage lifelong learning in young students. The program aims to motivate children aged 7-14 years to discover learning opportunities outside of the classroom. The program kicked off in November with students from Wyong Public School.

Innovative Letterbox Library initiative continues to deliver

Due to an overwhelming positive community response to Wyong Shire Council's first Letterbox Library, two more have been constructed with help from Bateau Bay Men's Shed. One of the recipients of a free little library is YesterYear Hair Salon at Tuggerawong, which has already proven popular with customers. This is just one of the many ways libraries are delivering free and affordable educational resources to the community, beyond the door of our branches, and helping develop reading and literacy skills.

Performance

Ref No.	Action / Target	Year of Action	Status	Comment
Four Year Delivery Program and 2015-16 Operational Plan				
Community Partnerships and Planning				
4-001-14	Transitional changes to National Quality Standards are implemented according to legislative requirements. 2016 - change to ratios	2015-16	On Target	The final change to legislation/ratios will commence on 1 January 2016, with the toddler age group (2-3 year olds) ratio reducing from 1 staff for 8 children to 1 staff for 5 children. Centres have reviewed and amended their rosters accordingly and developed guidelines for maximum numbers of each age group for their centres to ensure compliance.
Customer and Community Relations				
4-003-14	Develop one new learning partnership between local services / organisations	2015-16	Achieved	Kings Of War program with Lake Munmorah High School to undertake fortnightly sessions with special needs students for 90 minutes either in library or at the high school.
4-004-14	Implement the Library Infrastructure Plan by 30 June 2018	2014-18	On Target	Tuggerah Library refurbishment is in final design phase. Quality of Space survey finalised for January consultation. Touch Screen Customer Interface is in feasibility phase.
4-001-15	Provide an interactive wall mounted screen at entrance to branches for Central Coast visitor information on activities and facilities in our local areas	2015-16	On Target	Finalising screen solution and procurement.

2.6 Our Environment – *Enhanced areas of natural value*

We will retain and maintain areas of natural value by preserving endangered species, ecological communities and biodiversity as well as supporting programs for the restoration of degraded natural areas.

Performance Summary

There are no actions / targets under *enhanced areas of natural value*.

Highlights

Swimming locations at Shire's beaches and lakes given tick of approval

Council received a favourable water quality report on 22 swimming locations across the Shire as the popular swimming season got underway. The water quality tests are conducted as part of a state wide Beach Partnership Program with the Office of Environment and Heritage, aimed at monitoring swimming and environmental conditions over spring and summer. The results showed all of Council's 22 popular swimming sites were declared as suitable for swimming with all but two receiving the full four star rating.

Improvements to Tuggerah Lakes

Thanks to a \$3.25 million funding from the Australian Government's National Landcare Programme, Council has been able to carry out a number of extra projects to benefit Tuggerah Lakes including:

- building a wetland to improve the quality of stormwater entering Tuggerah Lake at Long Jetty
- enhancing Long Jetty foreshore
- preliminary planning for streambank stabilisation works at Lower Wyong River
- infrastructure to enhance and protect existing natural saltmarsh communities
- continuation of our wrack removal program
- upgrades to gross pollutant traps.

Restoration works at The Entrance Beach

The Entrance Beach has been returned to its glory days this summer with sand dredged from The Entrance



Channel replenishing the popular swimming spot. Council pumped dredged sand from The Entrance Channel through more than 850 metres of new 300mm pipe to the beach. The summer north easterly winds helped to spread the sand across exposed rock shelves in the swimming area, making it safer for beach goers. These works complement the pumping of sand to the North Entrance Beach, which successfully formed sand banks offshore, helping to protect the beach from future storm events. The dredging works have helped maintain an opening to the ocean and provide passage for shallow recreational boats within the channel. The works will help enhance recreational activities on our coastline and around Tuggerah Lakes, as well as encourage more visitors to the area.



Pictured above: Rocks exposed at The Entrance Beach before dredging.

Pictured above left: The Entrance Beach after dredging.

Pictured above right: Sand being pumped.

2.7 Our Environment – Community ownership of the natural and built environment

We will develop and establish a range of programs and activities that creates community involvement and allows the community to appreciate and embrace areas of the Shire.

Performance Summary

The following summarises progress on activities identified for delivery under this CSP objective.

Summary	On Target	Behind Schedule	Deferred	Completed	Achieved	Total
Action / Target	6	0	1	0	0	7
Total	6	0	1	0	0	7

Highlights

Gross Pollutant Trap (GPT) program receives major award

At the annual NSW Stormwater conference in Sydney, Council's GPT program received a Highly Commended Award for Excellence in Asset Management. GPTs play a vital role in the lakes system and are designed to stop pollutants such as litter, garden waste and sediment from entering the lakes. This financial year Council will be installing another 10 new GPTs around the lakes.

Upgrade of fire trails at Jilliby

Council and NSW Rural Fire Service again joined forces to help reduce the risk of bush fire with the finalisation of fire trails at Jilliby. The \$45,000 upgrade of the Francis Byrnes Road and Dickson Road bush fire trails have been drastically improved to a Category 1 Heavy Tanker standard, meaning the trails are now wide enough to allow access to larger firefighting trucks, so should bush fires hit they are now easier to reach and fight.

Wyong Shire volunteers receive state recognition

Mayor Doug Eaton OAM congratulated volunteers who received state recognition for their hard work in the community. Gwandalan's Barbara Roach recently received the Environmental Achievement Award at the Keep New South Wales Beautiful – Blue Star Sustainability Awards, and Killarney Vale Saltmarsh Group received a Highly Commended Award in the Community Environmental Achievement Award.

Wyong Lakes Festival

The inaugural Wyong Lakes Festival has been hailed as an environmental and economic success for Wyong Shire delivering an estimated total economic benefit of over \$1.5 million across the nine days of the festival. The



festival, which activated five key event sites across the Shire, delivered 32 events over nine days and attracted over 32,000 participants and spectators. Despite the less than desirable weather, the festival drew strong crowds to a diverse range of events and has cemented itself as a signature event for the coast. Highlights of the festival included the first triathlon in Wyong, TriWyong, which attracted over 500 entrants, Canton Beach Splash and Dash and our stand-up paddle boarding weekend of activities. The 2016 Wyong Lakes Festival will be held from 12 – 20 November.

Pictured: Wyong Lakes Festival 'Painting by the Lake', one of the first events on the calendar attracted many artists taking advantage of our amazing scenery – 7 November 2015.

Performance

Ref No.	Action / Target	Year of Action	Status	Comment
Four Year Delivery Program and 2015-16 Operational Plan				
Property Management				
6-002-12	Develop detailed Bushfire Management Plans for the priority areas of the Shire by June 2016	2012-16	On Target	Major review of program 85% complete. Initial implementation is underway as part of the works program.
6-003-14	Develop and adopt a Biodiversity Strategy for the Shire by June 2017	2016-17	On Target	Initial Draft Strategy has been developed and is currently being reviewed internally prior seeking Council adoption.

Ref No.	Action / Target	Year of Action	Status	Comment
6-004-14	Develop and adopt a Natural Resources Strategy 2035 by June 2017	2016-17	Deferred	Draft Natural Resources Strategy was completed approximately 2012. The Natural and Environmental Assets Section consider that there is greater merit in focussing energy on implementing the Natural Assets Management Policy (going to Council for adoption January 2016). Preliminary work has commenced on this project with a view to implementing across the organisation in 2016-17.
Waterways and Asset Management				
6-001-13	Reviewed, adopted Coastal Management Plan and sent to the Office of Environment and Heritage (OEH) by October 2013*	2013-14	On Target	Still on track to submit on time in line with OEH timeframes.
6-001-14	Implement the Lakes Improvement Strategy by June 2017	2016-17	On Target	
6-006-14	Remove greater than 700 tonnes of gross pollutants from all Gross Pollutant Traps (GPT's) per annum and maintain an average of greater than two cleans per GPT (both open and enclosed GPT's) per year	2013-17	On Target	677 tonnes removed and on track to achieve target.
6-001-15	Collect >8,000 m3 of wrack and algae from the Tuggerah Lakes Estuary per annum	2015-16	On Target	3,857 m3 removed and on track to achieve target.

*Continuing action/target from previous years

2.8 Our Economy – Strong sustainable business sector and increased local employment

We will create a strong business sector that withstand financial downturn, and ensures local businesses achieve sustained growth and local jobs are available for the community.

Performance Summary

The following summarises progress on activities identified for delivery under this CSP objective.

Summary	On Target	Behind Schedule	Deferred	Completed	Achieved	Total
Action / Target	11	6	0	5	0	22
Total	11	6	0	5	0	22

Highlights

Redevelopment of Lakeside Plaza Shopping Centre at The Entrance

A \$300 million redevelopment of the Lakeside Plaza Shopping Centre at The Entrance is now a reality with the Central Coast Joint Regional Panel giving the project unanimous approval on 14 December 2015. The 113.8 metre development will include two towers on a 21,357m2 site, and is the single largest development on the Central Coast that will transform The Entrance. The development will also have massive flow on effects to the local economy and create hundreds of local jobs.

Regional Airport to take off

Council will develop Warnervale Aerodrome into a regional airport, at a cost of approximately \$48 million, creating over 600 jobs and injecting a significant boost into the local economy. The Central Coast is the ninth largest region in Australia, yet remains the only one without a regional airport.

Community input into new East Wyong Masterplan

In preparing a new Masterplan for East Wyong community input was sought to provide ideas on how the area should develop over the next 10-15 years. This workshop explored opportunities to improve pedestrian access and linkages, streetscape character, access to open space areas, and housing choices to meet the needs of the community. There were 65 attendees at the community meeting with 180 official submissions lodged.



Pictured: Public workshop to gain community input on the development of the East Wyong Masterplan

Showcasing what our Shire has to offer

Council participated in two key activities to help support greater awareness of what is available for tourists in the Wyong Shire. Council organised and led a one day familiarisation bus tour for 30 volunteers from the Toukley Art Gallery and Visitor Information Centre.

The tour highlighted a number of the key activities for visitors in the Shire with a particular focus on families. Council also participated in a product showcase evening organised by Central Coast Tourism at the Wyong Race Club, which was attended by over 100 tourism operators. Council's information stall showcased the three new tourism promotional videos; 3-D animation of the regional skate park at Bateau Bay; Central Coast Holiday Parks and Wyong Lakes Festival.



Two tourism operator forums and an online survey were also conducted by Council to direct future planning for tourism. Some of the key themes and points of discussion were around marketing, events, infrastructure development, better collaboration among all the bodies involved in supporting tourism and capacity building for new businesses.



Pictured above right: WSC Information stall at the Tourism Showcase

Pictured right: Kasey Chambers and family at the Tourism Showcase

Marketing campaigns positively impact enquiries

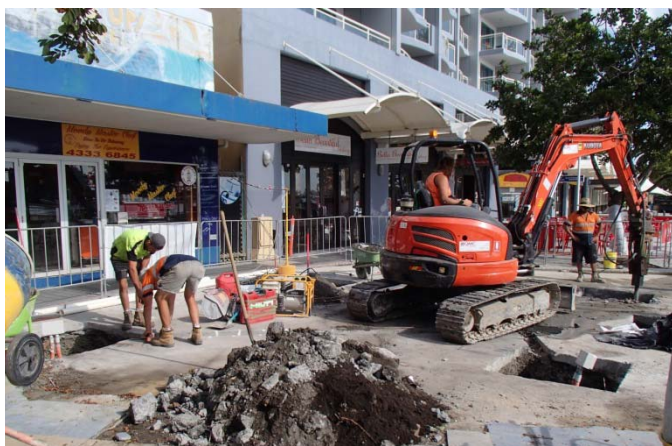
Two of Council's marketing campaigns currently underway in local print, radio and online media have generated positive enquiries in November. The economic development marketing campaign received enquiries from businesses looking to move to the area and the Community Facilities marketing campaign generated more than five times the web traffic to the Halls Finders page on Council's website compared to the same period last year.

\$40 million key site redevelopment set to transform Toukley

Council adopted a new Masterplan for a Key Site in Toukley, known as the Rustrum site. The Masterplan vision is for a ten storey mixed use residential and tourism development alongside the upgraded Toukley Gardens, with impressive lake views and improved foreshore accessibility. The concept plan includes a 118 unit residential flat building – 40% of which are proposed to be serviced apartments/tourist accommodation, with ground floor retail, restaurant and commercial space. The plan will need development approval to proceed.

Major upgrade to The Entrance Waterfront precinct commences

A \$3.5 million upgrade to The Entrance Waterfront precinct began in October to improve pedestrian safety and give the areas a much needed facelift. The



upgrades include replacing the dated, cracked and degraded old tiles (pictured) with attractive new granite pavers, extending from the new paving along The Entrance Road and landscaping works as well as new interactive play spaces, street furniture and awnings for outdoor eating areas. Free Wi-Fi is also now available.

Frank Ballance Park refurbished

Council completed a \$1.4 million refurbishment of Wyong's Frank Ballance Memorial Park (pictured) in



December. It is the first of many upgrade projects to rejuvenate the Wyong Town Centre and drive economic development. The new park forms a beautiful civic space for people to share and will complement The Art House performing arts centre which is currently under construction.

Performance

Ref No.	Action / Target	Year of Action	Status	Comment
Four Year Delivery Program and 2015-16 Operational Plan				
Commercial Enterprises				
7-001-15	Holiday Parks budget is effectively managed to achieve the targeted annual financial result, maintain the required asset condition and provide agreed service levels to customers	2015-16	On Target	Operations tracking consistent with management plans and to budget.
7-002-15	Holiday Parks tender process for the operation and management of Councils four holiday parks to be finalised prior to conclusion of current contract on 31 October 2015	2015-16	Completed	Contract awarded 23 September 2015. The new contract commences 1 November 2015.

Ref No.	Action / Target	Year of Action	Status	Comment
Development and Rezoning				
7-006-14	Develop best practice Development Application Assessment processes	2016-17	On Target	The review of the Standard Conditions of Consent and Standard Report frameworks have progressed. Pre-lodgement meetings are being promoted through Council's duty planning service and website. These pre-lodgement meetings are an important mechanism to help resolve issues upfront and where possible in advance of development applications being lodged. Waste management requirements have been reviewed to reduce complexity and defer details to the Construction Certificate stage.
Property Development				
7-001-12	Finalise Amendment 1 to the Wyong Local Environmental Plan and Wyong Development Control Plan 2012	2012-16	On Target	
7-003-12	Finalise Ourimbah Masterplan by August 2015	2012-16	Behind Schedule	First draft completed and Councillor briefing to be held February 2016.
7-004-12	Implement Phase 2 of the Ourimbah Masterplan by June 2016	2012-16	On Target	
7-005-12	Complete the construction of Stage 1 of Frank Ballance Park	2012-16	Completed	
7-006-12	Build a long term (greater than 5 year) property development portfolio that will enable Council to roll out development projects in excess of \$5 million per annum	2012-16	On Target	
7-007-12	Make submissions and recommendations on development opportunities to leverage Council's financial position for Warnervale Airport by December 2012*	2012-13	Completed	
7-008-12	Review of the Central Coast Regional Strategy*	2012-16	On Target	
7-001-13	Commence the implementation of the high priority projects identified in the Norah Head Masterplan by June 2014*	2013-14	Behind Schedule	Tender issued for town planning consultant to prepare the masterplan.
7-002-13	Continue to work with the Department of Planning and Infrastructure on the preparation of the Tuggerah Town Centre Masterplan - External Project*	2013-14	Behind Schedule	Project commenced and tender documents drafted.
7-001-14	Complete stage 1 preliminary site analysis and master planning for the Central Coast Regional Airport by December 2015	2015-16	Completed	

*Continuing action/target from previous years

Ref No.	Action / Target	Year of Action	Status	Comment
7-004-14	Facilitate the delivery of the Warnervale Town Centre entry road and finalise plans for the delivery of residential development and community services	2014-18	On Target	Entry Road completed in July 2015. Expressions of Interest for residential and community services expected Quarter 3.
7-008-14	Prepare and submit a staged development application for the Short Street Carpark in The Entrance by September 2014*	2014-15	Behind Schedule	Development Application plans currently being finalised and expected Quarter 3.
7-009-14	Prepare and submit a staged development application for the Toukley Carpark site by September 2014*	2014-15	Behind Schedule	Expression of Interest expected Quarter 3.
7-013-14	New Business start-ups and relocations	2013-17	On Target	
7-014-14	Management of two external organisations on their performance against funding agreements	2014-18	On Target	
7-015-14	Iconic Sites Development - Development of key iconic sites to increase economic and sustainable development	2013-17	On Target	
7-016-14	Review Active River Foreshore and Baker Park Masterplan by June 2015*	2013-14	Behind Schedule	Consultant appointed, DCP being prepared and work to be completed Quarter 4.
Property Management				
7-002-12	Continue the tile replacement program at The Entrance	2012-16	Completed	The Entrance Town Centre Tile Replacement Project completed in 2014-15. No further works to be done.
7-005-14	Implement Council's Property Strategy and Economic Development Strategy	2013-17	On Target	The current condition and use of all existing Council assets are being reviewed as part of the new Property Management Framework. Renewal or proposal of new leases are reviewed and assessed in a holistic approach to ensure there is cross unit collaboration in delivering Council's Strategic Plan. By strategically planning for Council's existing property portfolio, it helps identify assets to support further economic development / local employment.

*Continuing action/target from previous years

2.9 Our Economy – Advanced information communication technology

We will support the region's growth and ensure businesses and residents are technologically connected and have access to hi-speed networks.

Performance Summary

There are no actions / targets under *advanced information communication technology*.

Council's role in the delivery of this objective and its associated strategies is to advocate and observe / monitor the actions of the Federal Department of Broadband, Communications, and the Digital Economy, and the Central Coast Broadband Infrastructure Group on behalf of the Wyong Shire community.

Highlights

NBN services switched on in north Wyong Shire

Mayor Doug Eaton OAM joined kids from Kanwal Public School at the NBN Connect Roadshow at Tuggerah



Westfield (pictured) to celebrate the new fast broadband services. The kids painted on an enormous 'NBN' letter sculpture to visualise what the national broadband network means to our community. An extra 25,000 homes and businesses between the M1 and Norah Head can now connect to the NBN.

2.10 Our Civic Leadership

- Government is conducted with openness and transparency involving the community in the decisions that affect it
- All three levels of government work closely together
- There is environmental, social and economic sustainability
- There is fiscal responsibility

Performance Summary

The following summarises progress on activities identified for delivery under this CSP objective.

Summary	On Target	Behind Schedule	Deferred	Completed	Achieved	Total
Action / Target	41	1	0	3	0	45
Total	41	1	0	3	0	45

Highlights

Residents' thoughts sought on flooding in Ourimbah Creek catchment

Council is seeking input from residents living in the Ourimbah Creek catchment to put forward ideas on how flooding can be reduced in the area. The Ourimbah Creek Floodplain Risk Management Study and Plan will assist Council to better manage the risk of flooding for residents living near Ourimbah Creek and its tributaries – such as Dog Trap Gully, Bangalow, Cut Rock, Chittaway and Canada Drop Down creeks.

Fit for the Future

Following IPART's report into local government, where Wyong and Gosford Council were deemed financially fit but did not meet the scale and capacity criteria, it was agreed to voluntary merge with Gosford City Council. During December the State Government moved to the next phase announcing it will undertake a boundary review in early 2016 before a final decision is made, allowing for community consultation and further negotiation with Councils.

Strong financial position

Council formally adopted its 2014-15 financial statements following an independent audit by PriceWaterhouseCoopers. Over the past five years staff have worked hard to move from an operating deficit of \$30 million to a surplus of \$10.2 million in the 2014-15 financial year. Our commitment to enhancing delivery on the five key services the community want and value was also met for roads and drainage, water, sewerage, open space and waste management.

Shark Summit

Council's Shark Summit, the first of its kind beyond the Sydney region, called on the State Government to use the Shire's beaches to trial new technologies and education programs. Council's summit brought together a number of shark experts from the NSW Department of Primary Industries, Newcastle University, Surf Life Saving Central Coast, Sydney Institute of Marine Science, Marine Rescue Norah Head, and the CSIRO to share knowledge and compare technologies to protect surfers and swimmers.

Only the best in Open Space

Council has some of the best in the business working to improve open space and recreational activities around the Shire for residents and visitors alike. This was proven when one of their Landscape Architects was a top three finalist in the Frank Stewart Distinguished Service Award - the most prestigious individual award bestowed by Parks and Leisure Australia.

Performance

Ref No.	Action / Target	Year of Action	Status	Comment
Four Year Delivery Program and 2015-16 Operational Plan				
Building Certification, Compliance and Health				
9-015-14	Median processing time for all Complying Development Certificates (CDCs) <20 working days [^]	2015-19	On Target	Median processing times for CDCs 14 days year to date.
9-016-14	Median processing time for all residential Development Applications (DAs) <25 working days [^]	2015-19	On Target	Median processing times for DAs 15 days year to date.
9-017-14	100% compliance with Council's EPA (Environment Protection Authority) licencing requirements	2014-18	On Target	100% of environmental incidents reported within statutory timeframes.
9-018-14	400 On Site Sewage Management Systems (OSSMS) inspected annually to determine compliance with the relevant approvals and to minimise pollution of the Tuggerah Lakes Catchment	2015-19	On Target	262 inspections conducted year to date.
9-039-14	90% of annual fire safety licences processed within the legislated timeframe	2015-16	On Target	
Commercial Enterprises				
9-029-15	Ensure an annual average utilisation of Council plant is within 5% of available industry standard (excludes down time due to maintenance and repairs etc.)	2015-16	On Target	Major plant and truck items (including tipping trucks, Backhoes, Excavators (>12T), graders, prime movers, street sweepers and water carts) average annual utilisation within 5% of Industry standard (IPWEA).
Contracts and Project Management				
9-007-15	Number of projects that are completed within the budget as agreed with the client, compared with the total number of projects completed expressed as a percentage is greater than 80%	2015-16	On Target	Year to date spend, works in progress and committed work indicates 80% target will be achieved.
9-008-15	Number of projects that are completed within the timeframe as agreed with the client, compared with the total number of projects completed expressed as a percentage is greater than 80%	2015-16	On Target	Year to date spend, works in progress and committed work indicates 80% target will be achieved.

[^]Based on current resources and workloads

Ref No.	Action / Target	Year of Action	Status	Comment
9-009-15	Project management costs for completed low range CAPEX projects (those < \$250,000) are less than 15% of total project costs	2015-16	On Target	Project management costs for all projects presently <5%.
9-010-15	Project management costs for completed medium range CAPEX projects (those over \$250,000 and less than \$1 million) are less than 12% of total project costs	2015-16	On Target	
9-011-15	The aggregate stock turnover rate at both depots, measured by value > 5.5	2015-16	On Target	
9-012-15	Ensure that all Council expenditure above \$3K for goods, works and services is market tested (e.g. Vendor Panel, quotations, tenders, State government contracts / LGP) in accordance with Council's Procurement Procedures	2015-16	On Target	
Customer and Community Relations				
9-001-15	75% customer satisfaction with service provided by Customer Contact as part of council wide Customer Satisfaction Survey by 30 June 2016	2015-16	On Target	Survey planning undertaken.
9-002-15	Implement Year 3 actions from Customer Focus Strategy by June 2016	2015-16	On Target	Complaints management software implemented. Complaints and Feedback policy and framework implemented. Information updated on website for customers.
9-003-18	Review Customer Focus Strategy by 30 June 2017	2016-17	On Target	No action this quarter.
Development and Rezoning				
9-036-14	Streamline the certificate of compliance requirements under the Water Management Act by June 2017	2013-17	Completed	The Certificate of Compliance requirements has been reviewed.
9-027-15	Review DCP Chapters relating to Medium Density Housing and Dual Occupancy Housing by June 2016	2015-16	On Target	The review of Chapter 2.3 - Dual Occupancy development and Chapter 2.4 - Multiple Dwelling Residential development seeks to reduce complexity and red tape while promoting development of quality residential neighbourhoods. The review has commenced and considered relevant controls within neighbouring Council areas and addresses a range of dwelling types. A report to Council has been drafted, with public exhibition of a Development Control Plan amendment proposed within Quarter 3.
Finance				
9-011-14	In consultation with the community, review and deliver a Council endorsed Community Strategic Plan by 30 June 2017	2016-17	On Target	

Ref No.	Action / Target	Year of Action	Status	Comment
9-013-15	Develop a Council adopted four year program for the delivery of Council services against the Community Strategic Plan by 30 June 2016	2015-16	On Target	
9-014-15	Allocate \$10 million per annum to SRV Asset Backlog projects	2015-16	Completed	SRV items for 2015-16 have been allocated.
9-015-15	Operating Performance > 0%	2015-16	On Target	On target for Quarter 2. Final figures published in Annual Report 2015-16.
9-016-15	Own Source Operating Revenue > 60%	2015-16	On Target	On target for Quarter 2. Final figures published in Annual Report 2015-16.
9-017-15	Unrestricted Current Ratio > 1.5	2015-16	On Target	On target for Quarter 2. Final figures published in Annual Report 2015-16.
9-018-15	Debt Service Cover Ratio > 2.0	2015-16	On Target	On target for Quarter 2. Final figures published in Annual Report 2015-16.
9-019-15	Rates and Annual Charges Outstanding < 5%	2015-16	On Target	On target for Quarter 2. Final figures published in Annual Report 2015-16.
9-020-15	Cash Expense Cover Ratio > 3 Months	2015-16	On Target	On target for Quarter 2. Final figures published in Annual Report 2015-16.
9-021-15	Building and Infrastructure Renewals Ratio = 1.0 / 100% for all funds	2015-16	On Target	On target for Quarter 2. Final figures published in Annual Report 2015-16.
9-022-15	Infrastructure Backlog Ratio - < 0.02%	2015-16	On Target	On target for Quarter 2. Final figures published in Annual Report 2015-16.
9-023-15	Asset Maintenance Ratio > 1.0 for all funds	2015-16	On Target	On target for Quarter 2. Final figures published in Annual Report 2015-16.
9-024-15	Capital Expenditure Ratio > 1.1	2015-16	On Target	On target for Quarter 2. Final figures published in Annual Report 2015-16.
Human Resources				
9-013-14	Percentage of permanent staff turnover is less than 10%	2013-17	On Target	Staff turnover for the Quarter 2 is tracking at 2.6%.
9-025-15	Reduce the LTIFR (Lost Time Injury Frequency Rate) for 2015-16 by 5% from the previous year	2015-16	Behind Schedule	LTIFR has increased during the Quarter 2. This is impacted by the low number of LTIs, but with significant time lost per injury. Over the full year, we still expect to meet our target of a 5% reduction in LTIFR.
9-026-15	Workforce Development to implement identified actions within the ageing workforce strategy identified for 2015-16	2015-16	On Target	Strategy to be put to the Consultative Committee for endorsement in first meeting of 2016.
Information Management				
9-041-14	Corporate information systems and management upgrade	2015-16	On Target	
9-056-14	85% of the organisations service requests are assessed within the required timeframes (organisational)	2013-17	On Target	Overall status 79%. On target to achieve 85%.
Legal and Governance				
9-032-14	The Annual Code of Conduct Complaints Report is presented to Council and the Office of Local Government within three months of the end of September each year	2013-17	On Target	
9-033-14	All Public Officer requirements under the Local Government Act, the GIPA Act and the Privacy and Personal Information Protection Act are completed in accordance with legislative requirements and timeframes	2013-17	On Target	

Ref No.	Action / Target	Year of Action	Status	Comment
Property Management				
9-028-15	Implement precedent lease(s) to all new and lease renewals to ensure compliance with contemporary commercial practice by 30 June 2016	2015-16	Completed	New WSC lease and licence templates developed and currently in use for all renewals and new lease proposals.
Waterways and Asset Management				
9-001-12	Deliver Flood Risk Management Plan for Wallarah and Spring Creek (Dependent on grant funding)	2015-16	On Target	Flood study under way.
9-002-12	Deliver Flood Risk Management Plan for Wyong River	2012-16	On Target	Consultants Catchment Simulation Solutions engaged.
9-003-12	Deliver Ourimbah Creek Catchment Floodplain Risk Management Plan	2012-16	On Target	Consultants WMAWater Engineering engaged.
9-004-12	Develop 10 year plan for maintaining Rural Fire Service (RFS) buildings in place	2012-16	On Target	
9-004-15	Review and revise the Emergency Management Plan for Wyong Shire by June 2016	2015-16	On Target	
9-005-15	Support lead agency in accordance with responsibilities as defined in the Emergency Management Plan in the event of an emergency	2015-16	On Target	
9-006-15	Undertake role and responsibilities as Council's Local Emergency Management Officer (LEMO) as defined in the Emergency Management Plan and State Emergency Rescue Management Act 1987	2015-16	On Target	

3. Quarterly Budget Review Statement

3.1 Responsible Accounting Officer's Statement

Report by Responsible Accounting Officer

The following statement is made in accordance with Clause 203(2) of the *Local Government (General) Regulations 2005*.

It is my opinion that the Quarterly Budget Review Statement for Wyong Shire Council for the quarter ended 31 December 2015 indicates that Council's projected financial position at 30 June 2016 will be satisfactory at year end, having regard to the projected estimates of income and expenditure and the original budgeted income and expenditure.

Stephen Naven
Responsible Accounting Officer

24 February 2016

3.2 Operating Result

Rounding Statement: All financial figures in the tables within this report are rounded to the nearest thousand. This may cause some minor rounding differences in totals.

Consolidated

Financial Performance	Last Year Actual 2014-15 \$'000's	YTD Actual 2015-16 \$'000	YTD Budget 2015-16 \$'000	YTD Variance 2015-16 \$'000	Full Year Budget 2015-16 \$'000
Income (excluding capital)	245,542	186,750	185,320	1,430	255,666
Expenses	235,293	119,348	121,611	2,263	254,310
Net operating result before capital items	10,249	67,403	63,709	3,693	1,357
Income from capital grants and contributions	26,169	13,765	10,588	3,177	20,946
Net operating result including capital income	36,418	81,168	74,298	6,870	22,303

Note: Budget above represents Q1 adopted budget figures

The year to date (YTD) operating result (excluding capital income) is favourable to budget by \$3.7 million, with income ahead of budget by \$1.4 million and expenditure also under budget by \$2.3 million. The year to date surplus including capital income is also favourable to budget by \$6.9 million.

This operating result demonstrates Council's achievement of sound financial management.

The detailed financial reports can be found on Attachments 4.1 through to 4.6 at the end of this document, while the following pages provide an analysis of the Q2 results.

Income Analysis

Based on the result as at 31 December 2015, income (including capital) is above budget by \$4.6 million, itemised below.

Income from Continuing Operations	Last Year Actual 2014-15 \$'000	YTD Actual 2015-16 \$'000	YTD Budget 2015-16 \$'000	YTD Variance 2015-16 \$'000	Full Year Budget 2015-16 \$'000	YTD Variance 2015-16 %
Rates and annual charges	148,856	133,627	133,107	520	156,737	0%
User charges and fees	61,582	31,753	30,175	1,578	62,657	5%
Interest and investment revenue	6,599	3,021	2,920	101	5,578	3%
Other revenue	6,589	3,519	3,105	414	6,608	13%
Grants and contributions operating	21,916	14,549	15,021	(472)	22,082	(3%)
Grants and contributions capital	26,169	13,765	10,588	3,177	20,946	30%
Gain from the disposal of assets	-	281	992	(711)	2,004	(72%)
Total income from continuing operations	271,711	200,515	195,908	4,607	276,613	2%

Note: Budget above represents Q1 adopted budget figures

Major income variations (greater than 10%) compared to year to date budgets relate to the following:

- Other revenue - favourable by \$0.4 million as a result of timing differences in Property Management rents and recoveries of outgoings and Waste Management favourable sales of scrap metal.
- Grants and contributions capital – favourable by \$3.2 million due to developer contributions (\$1.6 million) and capital grants (\$1.6 million) for Road projects at Kanangra Drive, Gwandalan and The Ridgeway, Tumbi Umbi.
- Gain from the disposal of assets – unfavourable by \$0.7 million which is a timing difference related to estimated property sales eventuating from the Property Portfolio Review. This budget is being rephased in Q2.

Expenditure Analysis

Operating expenditure as at 31 December 2015 is below budget by \$2.3 million, itemised below.

Expenses from continuing operations	Last Year Actual 2014-15 \$'000	YTD Actual 2015-16 \$'000	YTD Budget 2015-16 \$'000	YTD Variance 2015-16 \$'000	Full Year Budget 2015-16 \$'000	YTD Variance 2015-16 %
Employee costs	76,515	38,223	37,500	(723)	76,251	2%
Borrowing costs	14,716	6,215	6,235	20	14,030	0%
Materials and contracts	45,742	21,524	23,426	1,902	58,613	(8%)
Depreciation	60,751	31,832	31,906	74	62,672	0%
Other expenses	36,862	21,272	22,544	1,272	42,745	(6%)
Loss from the disposal of assets	478	-	-	-	-	-
Net share of interest in joint ventures	229	282	-	(282)	-	-
Total expenses from continuing operations	235,293	119,348	121,611	2,263	254,310	(2%)

Note: Budget above represents Q1 adopted budget figures

There are no major YTD expense variations of greater than 10% to report as at 31 December 2015

By Fund

Net operating results before capital grants and contributions at a consolidated level resulted in a year to date favourable variance to budget of \$3.7 million attributed to each fund as follows:

- General Fund \$2.7million favourable variance
- Water Fund \$0.5 million favourable variance
- Sewer Fund \$0.5 million favourable variance

Net operating result before capital	Last Year Actual 2014-15 \$'000	YTD Actual 2015-16 \$'000	YTD Budget 2015-16 \$'000	Q1 Adopted Budget 2015-16 \$'000	Proposed Changes Q2 \$'000	Projected Result 2015-16 \$'000
By fund						
General fund	18,470	68,616	65,889	4,481	1,909	6,391
Water fund (including drainages services)	(5,530)	(986)	(1,455)	(2,728)	(572)	(3,300)
Sewer fund	(2,691)	(227)	(725)	(396)	(317)	(714)
Net operating result before capital income	10,249	67,403	63,709	1,357	1,019	2,377

General Fund

The year to date net operating result before capital income for General Fund is \$68.6 million compared to a year to date budget of \$65.9 million producing a favourable variation of \$2.7 million. The most significant variations (greater than 10%) compared to year to date budgets relate to the following:

- User charges and fees – favourable by \$2.2 million due to increased tipping fees as a result of volume based negotiations with commercial tipping operators and subdivision fees as a result of two large payments being received during Q2.
- Interest and investment revenue – favourable by \$0.3 million as a result of higher investment returns of 3.39% compared to budget expectations of 2.75%.
- Other revenues – favourable \$0.3 million as a result of timing differences in Property Management rents and recoveries of outgoings and Waste Management favourable sales of scrap metal.

- Grants and contributions capital – favourable by \$2.5 million due to increased developer contributions and capital grants for Road projects at Kanangra Drive, Gwandalan and The Ridgeway, Tumbi Umbi.
- Gain from the disposal of assets – unfavourable by \$0.7 million which is a timing difference related to estimated property sales eventuating from the Property Portfolio Review.
- There are no General Fund major YTD expense variations in of greater than 10% to report as at 31 December 2015

Wyong Water (Water Fund and Sewer Fund)

The year to date net operating result before capital income for Wyong Water (Water and Sewer Funds including drainage services) is a deficit of \$1.2 million compared to a budgeted deficit of \$2.2 million producing a favourable variation of \$1.0 million. The most significant variations (greater than 10%) relate to:

- Interest and investment revenue – unfavourable by \$0.2 million as a result of lower investments balances than originally budgeted.
- Other Revenue – favourable by \$0.1 million which relates to connection income due to developer activity and an increased focus by the business on raising charges.
- Grants and contributions operating – unfavourable by \$0.2 million as a result of timing differences with the payment of Pensioner Rebate Subsidies.
- Grants and contributions capital – favourable by \$0.7 million due to increased developer contribution receipts.
- Materials and contracts - favourable by \$1.7 million in expenditure on materials, plant and equipment hire and chemicals largely as a result of changes to business processes arising from the Wyong Water business review.
- Other operating costs - favourable by \$0.4 million due to savings in electricity as a result of reduced pumping hours and lower usage rates.

By Function – Business Activity

Net operating results by reportable business activity are shown in the following table.

Net operating result before capital income	Last Year Actual 2014-15 \$'000	YTD Actual 2015-16 \$'000	YTD Budget 2015-16 \$'000	Full Year Budget 2015-16 \$'000	Proposed Changes Q2 \$'000	Projected Result 2015-16 \$'000
By activity						
Waste management	8,645	22,154	21,684	4,648	(1)	4,467
Holiday parks	1,640	850	794	1,862	(7)	1,855
Care and education	108	(141)	(119)	38	-	38

Waste Management

The year to date net operating result (before capital income) for Waste Management is a surplus of \$22.2 million against a budget of \$21.7 million, a favourable variation of \$0.5 million. Variations relate to the following:

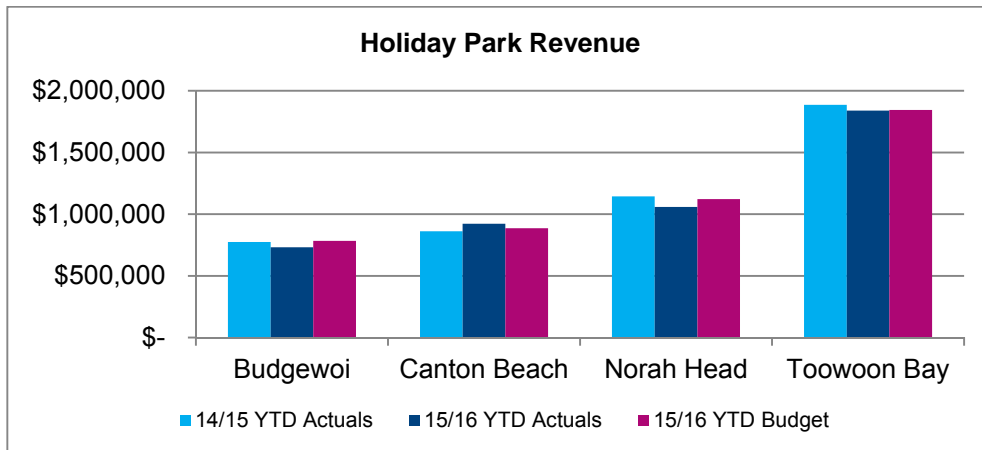
- Tipping fees – favourable \$1.2 million primarily as a result of higher than forecast tonnes predominantly driven by the large waste management businesses.
- Other operating expenses – unfavourable \$0.6 million higher Waste Levy payments driven by higher tonnages of waste being received from large waste management businesses.

Holiday Parks

The year to date net operating result (before capital income) for Holiday Parks is a surplus of \$0.9 million compared to a year to date budgeted surplus of \$0.8 million, producing a favourable variation of \$0.1 million.

Variations relate to the following:

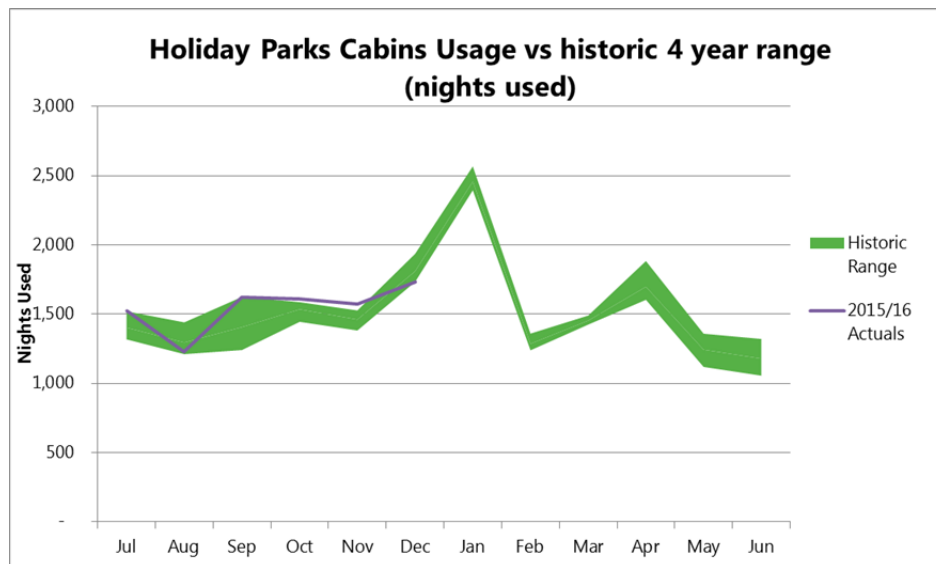
- Revenue is slightly below budget by \$0.1 million and is itemised by park on the graph below. This is offset by small favourable variations in Materials and Contracts and Other Operating Expenses (electricity, telephones and gas expenditure).

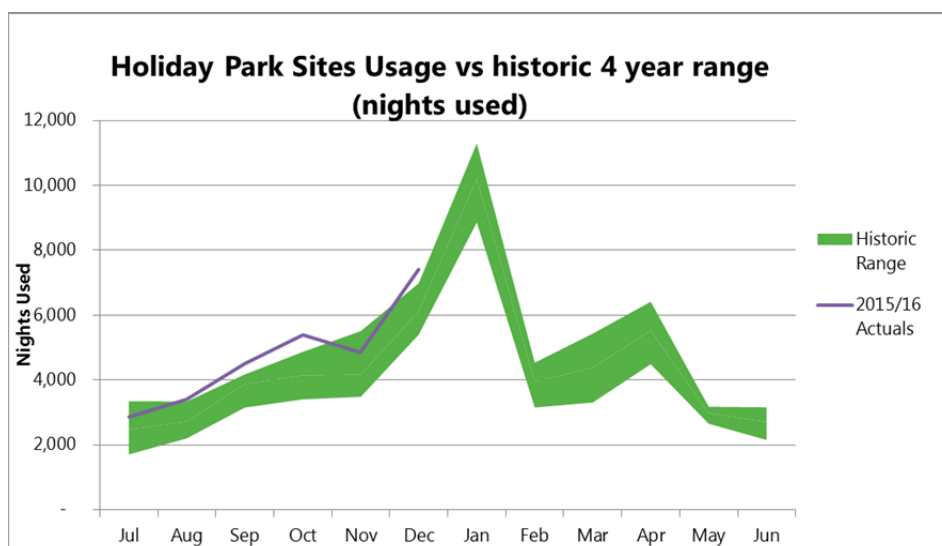


According to the most recent visitor statistics from Destination NSW (September 2015), the Central Coast received over 1.3 million domestic overnight visitors - up by 0.7% on the year ended September 2014. Visitors spent over 4.1 million nights in the region - up by 12.8% on the year ended September 2014. Note: The number of domestic overnight trips to regional New South Wales increased by 3.9 percent* on last year and by 11.6 percent* compared to four years ago. The region received 6.9% of visitors and 6.3% of nights in regional NSW. Compared to the year ended September 2014, the share of visitors was down by 0.2% points and the share of nights was up by 0.6% points.

Holiday or leisure (50.4%) was the largest purpose in terms of nights in the region, followed by visiting friends or relatives (37.4%) and business reasons (7.3%).

The year to date (December) cabin nights have increased by 637 nights compared to the same period last year while site nights have increased by 192 nights. This trend is provided on the graphs below:





Marketing initiatives for holiday parks conducted during Q2 relate to the following:

- Spring Sale Deal from 1 September to 30 November 2015 - to increase site bookings across all parks. Also offered a special deal allowing kids to stay for free on all site accommodation during the October holiday period.
- Participated in Central Coast Tourism's 12 Days of Christmas Facebook campaign – Central Coast Holiday Parks provided a prize of \$150 accommodation voucher.
- New banner advertising displayed in the front window at Central Coast Tourism's Kariong Information Centre – prominent exposure for potential guests looking for accommodation options at Central Coast Tourism.
- Continued print and digital advertising in key publications such as Holidays with Kids (in print and via their digital media channels), Out & About with Kids, Caravanning Australia, The Senior, and NRMA Open Road.
- Continued to increase the number of likes on all Central Coast Holiday Park Facebook pages.
- Toowoomb Bay Holiday Park was named as one of the Top Ten Holiday Parks for families in Australia as voted by readers of Holidays with Kids and Caravan and Camping with Kids magazines.

Care and Education – Little Coast Kids

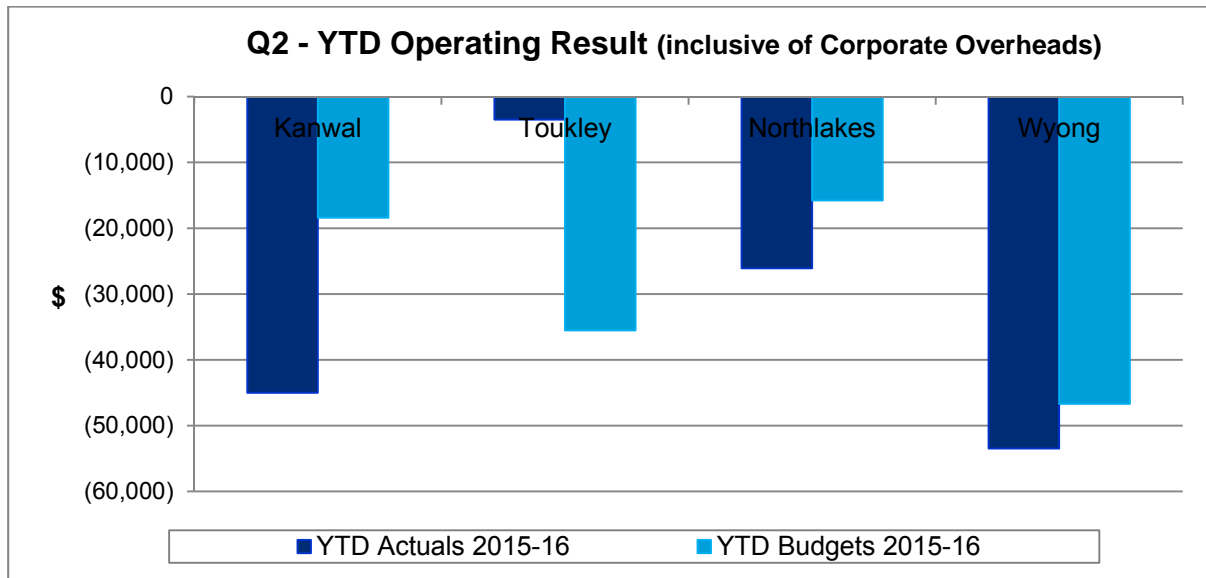
The year to date operating result for Little Coast Kids (including overheads) is a deficit of \$0.1 million in line with year to date budget expectations.

Current yield levels are on track to achieve the annual target of 5%.

Little Coast Kids operating results are as follows:

Financial performance – Little Coast Kids				
	YTD Actual \$'000	YTD Budget \$'000	Full Year Budget \$'000	Proposed Full Year Budget \$'000
Year to Date December 2015				
Operating income (excluding capital items)	1,789	1,695	3,648	3,743
Operating expenses	1,661	1,549	3,096	3,192
Management overheads	44	43	90	90
Net operating result before corporate overheads	84	103	461	461
Corporate overheads	225	222	423	423
Net operating result after corporate overheads	(141)	(119)	38	38

The below graph demonstrates the operating result for each centre for the second quarter of the financial year.



Operating Income is favourable by \$93k due to an increase in anticipated utilisation levels as a result of the fee structure review. There has been an average utilisation increase of 5% in comparison to quarter one.

Utilisation rates throughout 2015-16 will continue to be monitored closely and staffing is adjusted to ensure child to staff ratios are met whilst ensuring optimal allocation of staff through our Little Coast Kids Centres.

Little Coast Kids Centres average utilisations increased for the quarter, and were as follows:

- Kanwal 81% - 59 licensed places
- Toukley 99% - 39 licensed places
- Northlakes 88% - 45 licensed places
- Wyong 68% - 39 licensed places

Additional marketing strategies including bus advertising, social media and direct mail outs will continue over the coming months.

3.3 Capital Expenditure

Capital expenditure to 31 December 2015 was \$41.9 million, compared to a year to date budget of \$46.8 million and represents 39.9% of the full year annual capital works budget of \$104.9 million. In addition there are \$26.5 million in commitments (purchase orders) for further capital expenditure in 2015-16.

It is typical to find that the first half of the year's expenditure is a period of lower expenditure due to the need to investigate, design and commence new works and the budgets are phased accordingly.

Capital expenditure by fund for Q2 is summarised below.

Capital Expenditure	Last Year Actual 2014-15	Original Budget 2015-16	Approved Changes Continuation Projects	Approved Changes Q1 2015-16	Annual Budget 2015-16	Proposed Changes Q2 2015-16	Projected Full Year 2015-16	Year to Date Expenditure
\$'000								
By Fund	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000
General Fund	63,763	71,899	3,880	(3,870)	71,908	1,208	73,116	28,391
Water Fund	12,606	10,733	-	-	10,733	(1,267)	9,466	4,014
Sewer Fund	9,968	22,265	-	-	22,265	50	22,315	9,493
Total	86,337	104,897	3,880	(3,870)	104,906	(9)	104,897	41,898

Council's capital expenditure program is constantly being reviewed to better understand and respond to delays, variation to estimates, project phasing, changed priorities, weather, availability of support funding and related developments and other factors. During Q2 a review of capital projects was undertaken and resulted in no proposed change to the full year capital expenditure budget of \$104.9 million. There are proposed changes to a number of projects; the net impact of these changes is zero. Details of the proposed project adjustments can be found at Attachment 4.8 *Proposed Capital Expenditure Amendments*

A summary of capital expenditure by Council Service is detailed in Attachment 4.7 of this report. In 2015-16 community infrastructure is a key focus for Council and reflecting that the majority of Council's capital expenditure is allocated to projects in Council's Roads and Drainage, Wyong Water, Open Space, Property Development and Community Partnerships and Planning Units.

Significant Capital Projects

The following table shows full year expenditure on Council's significant 2015-16 capital projects, which are those projects with an annual budget of greater than or equal to \$1.5 million.

Project	YTD Actual 2015-16	Original Budget 2015-16	Approved Changes Continuation Projects	Approved Changes Q1 2015-16	Annual Budget 2015-16	Proposed Changes Q2 2015-16	Projected Full Year 2015-16
\$'000							
Goorama Avenue San Remo road upgrade / stormwater drainage renewal	225	1,632	-	-	1,632	-	1,632
Warnervale Town Centre Entry Road Contribution	1,151	-	1,800	-	1,800	-	1,800
Design and Documentation of Augmented Sewer Pump Station B5 at Blue Bay	659	1,305	255	340	1,900	-	1,900
Sewer pump station WS29 and WS30 construction of vacuum stations at Tacoma	365	1,200	825	(110)	1,915	(250)	1,665
Construct augmented sewer pump station WS11 at Wyong	128	4,070	(1,110)	(935)	2,025	-	2,025
Construction of Regional Skatepark	27	2,250	67	-	2,317	40	2,357

Project	YTD Actual 2015-16	Original Budget 2015-16	Approved Changes Continuation Projects	Approved Changes Q1 2015-16	Annual Budget 2015-16	Proposed Changes Q2 2015-16	Projected Full Year 2015-16
	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000
Hume Blvd. Killarney Vale road upgrade / stormwater drainage renewal	1,503	-	1,072	1,320	2,392	457	2,849
Wyong CBD Drainage Program	1,324	2,450	20	-	2,470	(620)	1,850
Magenta Shared Pathway Construction	71	3,000	-	-	3,000	(1,255)	1,745
Memorial Park The Entrance Stage 1	320	3,500	-	-	3,500	-	3,500
Road Reseal Programme	412	4,100	-	(325)	3,775	-	3,775
Strategic Land Purchases	2,768	7,350	(4,000)	1,180	4,530	-	4,530
Plant and Fleet Renewals	3,510	4,052	127	2,001	6,180	289	6,469
Sewer treatment plant construction at Wyong South	4,669	9,000	650	-	9,650	504	10,154
The Art House, Wyong Shire Performing Arts and Conference Centre	6,659	5,635	4,960	(30)	10,565	-	10,565

Special Rate Variation (SRV) projects

2015-16 is Year 3 of Council's IPART approved Special Rate Variation (SRV). The additional rate income from the SRV is being used to reduce Council's asset infrastructure backlog. While the SRV will approximately \$8 million in 2015-16, Council has allocated \$10 million to SRV projects.

Council allocated the funding to projects in accordance with its Asset Management Strategy and will review these allocations annually as part of Strategic Plan development.

Progress comments for each SRV project are included in Section 1 of this Report. The table below provides a financial summary by Unit for approved 2015-16 SRV projects. Council remains committed to addressing the asset backlog and ensuring assets are at a satisfactory standard for use.

Council's current 2015-16 budget for SRV projects is \$11.0 million, due to several projects from the prior year being continued at the beginning of the year. It was intended to moderate this budget during the year whilst ensuring that Council's commitment of \$10 million expenditure per annum is met. It is proposed to reduce SRV funded projects by \$0.5 million in this Q2 review. This will result in a revised budget of \$10.5 million. SRV projects will continue to be closely monitored and budgets adjusted to ensure that the target of \$10.0 million is achieved.

Details can be found at Attachment 4.8 *Proposed Capital Expenditure Amendments* where SRV projects are separately identified (in the right hand column).

The following table provides a summary of SRV financials by Unit.

Unit	YTD Actual 2015-16	Original Budget 2015-16	Approved Changes Continuation Projects 2015-16	Approved Changes Q1 2015-16	Annual Budget 2015-16	Proposed Changes Q2 2015-16	Projected Full Year 2015-16
	\$'000	\$'000	\$'000	\$'000	\$'00	\$'000	\$'000
Finance	17	385	-	(70)	315	(80)	235
Information Management	14	403	(133)	-	270	30	300
Building Certification, Compliance and Health	3	-	-	-	-	-	-
Open Space and Recreation	183	800	(42)	92	850	134	984
Community Partnerships and Planning	5	24	-	-	24	-	24
Customer and Community Relations	17	137	-	-	137	(100)	37
Property Development	204	550	246	350	1,146	(750)	396
Property Management	15	335	-	355	690	100	790
Waterways and Asset Management	2	358	-	-	358	(201)	157
Roads and Drainage	2,650	6,978	257	(60)	7,175	416	7,591
Total	3,110	9,970	328	667	10,965	(451)	10,514

3.4 Cash, Investments and Loans

Cash and Investments

Cash flows during the quarter were managed through maturities and investments in new term deposits, with a net outflow of cash and term deposits of \$12.76 million for the quarter.

Council's cash and investment holdings are reconciled daily and balances are shown below.

Cash and Investment Balances as at 31 December 2015	\$'000
Petty cash	16
Cash held by S355 Committees	621
Cash at bank less unrepresented cheques	5,296
Total cash on hand	5,933
Cash at call – cash management	9,440
Investments in term deposits and bonds	143,167
Total investment portfolio	152,607
Closing cash and investments	158,540

The total restricted amount of cash and investments is disclosed in the table below. External restrictions are funds that must be spent for a specific purpose and cannot be used by Council for general operations, for example developer contributions. Internal restrictions are funds that Council has determined will be used for a specific future purpose, for example land development.

Cash Reserves as at 31 December 2015	\$'000
Externally restricted	110,301
Internally restricted	7,790
Unrestricted	40,449
Total cash reserves	158,540

Council's investments are made in accordance with the Local Government Act (1993), the Local Government (General) Regulation (2005), Council's Investment Policy, the Ministerial Investment Order issued February 2011 and Division of Local Government Investment Policy Guidelines published in May 2010.

Council's investments (comprised of deposit accounts and term deposits) continue to be conservatively managed to ensure that value is added to the fixed interest portfolio. The value of investment securities and call deposit accounts *excluding* transactional accounts, at 31 December 2015 was \$152.61 million. Returns for the year were 3.39%, which is above the BBSW benchmark of 2.34%, with Council investments mostly in term deposits.

Total net return for the quarter ending December 2015 was \$1.33 million consisting of interest earnings only, resulting in a unfavourable variance of \$0.02 million compared to the budget of \$1.35 million.

Although a conservative approach is taken when reinvesting term deposits, yields have declined in the investment markets resulting in falling yield when investments are rolled over. Council has reacted by investing in smaller credit worthy institutions such as MyState Bank, Credit Union Australia, Bankwest, Bendigo Bank and Rural Bank, within the investment guidelines, to improve its investment yield.

Breakdown by investment class as at 31 December 2015:

Investment Class	Balance 31 December \$'000	Return YTD \$'000	Return YTD %
Cash at Call	9,440	176	2.13%
Term Deposits	143,167	2,494	3.54%
Closing investment portfolio	152,607	2,670	3.39%
Benchmark BBSW			2.34%

Loans

Council has continued to repay borrowings in accordance with scheduled principal loan repayments during the quarter to 31 December 2015 amounting to \$3.48 million. Weighted Average Cost of Debt increased marginally to 6.95% (since March 2015) with a Weighted Average Maturity of 7.91 years.

Council's debt portfolio is constantly being reviewed with the objective to reduce funding costs and improve intergenerational equity. A significant portion of Council's debt portfolio was borrowings prior to and during the Global Financial Crisis, reflecting in the high Weighted Average Cost of Debt, in comparison to current interest rates. Council will revisit external finances in the next few years as major borrowings sourced during the GFC mature.

The below tables show the categorisation of external debt and excludes inter-fund borrowings.

Borrowings	Last Year Actual 2014-15 \$'000	YTD Actual 2015-16 \$'000	Full Year Budget 2015-16 \$'000
External Debt			
Current	12,084	12,337	12,541
Non-Current	166,014	159,794	153,640
Closing External Debt	178,098	172,131	166,181
Borrowing	5,900	-	5,000
Redemption	(11,842)	(5,967)	(11,941)

In the past three years Water Fund has borrowed \$40 million internally to cover cash shortages that arose from significant infrastructure improvements, reduction of external borrowings and operational deficits. The net benefit to ratepayers by sourcing finance internally rather than from external sources is approximately \$400,000 per annum.

A further inter-fund proposal for \$10 million, approved by Council on the 27 May 2015, is currently before the Minister for approval.

3.5 Key Performance Indicators

Each year financial performance is measured against standards set by the Office of Local Government (OLG) as published in the Local Government Code of Accounting Practice and Financial Reporting. The indicators in the table below are the current industry benchmarks and the final results are published in the annual financial statements.

Indicator	Measure	OLG Target	Actual 2014-15	Council Target 2015-16	Trend 2015-16
Operating Performance Ratio	<u>Operating Revenue (excl capital income) - Operating Expense</u> Operating Revenue (excl capital income)	> 0.00%	4.46%	> 2.00%	✓
Own Source Operating Revenue Ratio	<u>Operating Revenue - all grants and contributions</u> Operating Revenue	> 60.00%	82.30%	> 85.00%	✓
Unrestricted Current Ratio	<u>Current assets - external restrictions</u> Current liabilities less specific purpose liabilities	> 1.50	1.56	> 1.50	✓
Debt Service Cover Ratio	<u>Operating Result (before interest, depreciation, amortisation)</u> Principal repayments + Interest Costs	> 2.00	3.51	> 2.85	✓
Rates, Annual Charges, Interest and Extra Charges Outstanding Percentage	<u>Rates, Annual and Extra Charges and Interest Outstanding</u> Rates, Annual and Extra Charges and Interest Collectible	<= 5.00%	4.56%	<= 5.00%	✓
Cash Expense Cover Ratio	<u>Cash and Cash Equivalents (incl term deposits)</u> Cash Flows from Operating and Financing Activities x12	> 3.00	9.01	> 8.00	✓
Building and Infrastructure Renewal Ratio	<u>Asset Renewals (Building and Infrastructure)</u> Depreciation + Amortisation + Impairment	100.00%	100.34%	>100.00%	✓
Infrastructure Backlog Ratio	<u>Estimated costs to bring assets to satisfactory condition</u> Total value of Infrastructure	<= 0.02%	0.02%	0.02%	✓
Asset Maintenance Ratio	<u>Actual Asset Maintenance</u> Required Asset Maintenance	>= 1.00	1.07	>= 1.00	✓
Capital Expenditure Ratio	<u>Annual Capital Expenditure</u> Annual Depreciation	> 1.10	1.52	> 1.50	✓

3.6 Contracts and Other Expenses

Major Contracts

The following major contracts were entered into by Council during Q2:

Contract	Contractor	Contract Detail and Purpose	Contract Value (excludes GST includes variations)	Commence Date	Duration of Contract by Months	Budgeted Yes/No
261063	Gongues Constructions Pty Ltd	Upgrade of Sewage Pumping Station WS11	\$2,762,000.00	2/11/2015	12	Yes
261429	DNA Electrical Pty Ltd	Provision of Electrical Maintenance and Repairs	\$953,560.00	4/11/2015	36	Yes
224527	Congues Constructions Pty Ltd	Design, Documentation and Construction of Charmhaven and Toukley STW Waste Receiving Stations	\$498,000.00	20/10/2015	26	Yes
265848	Hanson Construction Materials Pty Ltd	Supply and Delivery of Road Sealing Aggregate	\$588,285	12/12/2015	36	Yes
263887	Bolte Civil Pty Ltd	Magenta Shared Pathway Stage 1	\$1,359,799	02/12/2015	9	Yes

3.7 Material Risks and Liabilities

Risk

Risks include:

- Construction projects (capital works) have inherent risks relating to latent conditions, scope definition, and allowable contract variations. In the works program there are a number of projects which by their size and scope have the potential for final costs to vary from original estimates.
- Condition of Council's infrastructure and assets continues to have inherent future liabilities for renewal, upgrade and maintenance. In June 2013, the Independent Pricing and Regulatory Tribunal (IPART) approved a 6.9% increase to Ordinary Rates for a period of four years commencing in 2013-14. All revenue raised (above the rate peg set at 2.4% for the 2015-16 financial year) will be spent on capital works to assist with reducing the current infrastructure backlog.

Liabilities

- Section 94 Contributions:

Council's current unfunded liabilities fall into two areas, Section 94 monies owed to developers for works undertaken by them and the gap between future capital works and Council's ability to collect funds to cover the cost of those works.

- In respect to credits owed to developers, the current liability is \$13.8m being \$12.7m for s94 developer contributions and the balance of \$1.1m for s64 water and sewer contributions. A report was submitted to Council in December 2012 where Council approved a strategy for managing these liabilities.
- In respect to capital works, all future identified works are covered by the monies to be collected under the relevant Section 94 Contributions Plan other than the plan for Warnervale. The Warnervale District Contributions plan was adopted on 25 March 2015. The current estimated shortfall for this plan is \$33.2m which includes the \$12.7m of credits owed to developers.
- A review of all remaining contribution plans is programmed to be undertaken over the next twelve months.

3.8 Legal Matters

During Q2, Council was party to the following legal proceedings:

1. Native Title claim in the Federal Court of Australia by the Awabakal and Guringai People. The claim extends over land in a number of local government areas including Gosford and Lake Macquarie. These proceedings are next before the Court on 20 June 2016.
2. Appeal in the Land & Environment Court of NSW, by the Association for Better Living & Education Inc. against a decision of Council to refuse a development application for a drug and alcohol rehabilitation facility in Yarramalong. The Court handed down its judgement on 24 November 2015. Council was successful, and the appeal was dismissed.
3. Appeal in the Land & Environment Court of NSW by the Darkinjung Local Aboriginal Land Council against a decision of Council to refuse a development application for a caravan park at Halekulani. These proceedings are ongoing and next before the Court on 9 February 2016 for a report back on the progress of discussions between the parties.
4. Appeal in the Land & Environment Court of NSW by Hymak Pty Ltd and Berjcorp Pty Ltd against a decision of Council to refuse a development application for a subdivision of land at Halekulani. These proceedings

were completed on 21 December 2015, in accordance with agreement between the Council and the applicants to allow the subdivision subject to certain conditions.

- Application by Council in the Land & Environment Court of NSW seeking orders and injunctive relief from the Court in relation to the unlawful use of land in Wyong. Council commenced these proceedings on 30 November 2015. The proceedings are first before the Court on 5 February 2016.

3.9 Consultancy and Legal Expenses

A consultant is a person or organisation engaged under contract on a temporary basis to provide recommendations or high level specialist or professional advice to assist decision making by management. Generally it is the advisory nature of the work that differentiates a consultant from other contractors.

The following tables show expenditure year to date for consultants and external legal fees.

Expense	YTD Actual \$'000	Budgeted Yes/No
Consultants	536	Yes
Legal Fees	207	Yes

3.10 Sponsorship and Funding arrangements

Town Centre Management

Council provides funding of \$1.95 million to maintain the community's town centre assets, provide a high level of community service, provide for local events and increased amenity, to encourage tourism. Just over half of the funding to assist entities deliver this comes from a special rate raised against non-residential properties within the Town Centre areas with Council funding the remaining balance.

Council provides funds to each town centre management entity in return for deliverables including event management, marketing and promotion the local area, asset maintenance and promoting economic development within the area. These deliverables are itemised below for the period 1 October to 31 December 2015.

The Entrance Town Centre

Visitor Information Centre (comparable to Q2 last year)

- 10,698 walk in visitors (on par)
- 894 phone enquiries (increase of 26%)
- 159 email/web enquiries (increase of 15%)
- Pelican Feed attendance was 24,661 (increase of 20%)
- Fishing licence sales were down 35% with sales of \$10,328 and 557 licences issued
- Souvenir and map sales were on par with sales of \$4,553

The following events were delivered:

- ChromeFest
- Austin Healy Car Display
- Central Coast Country Music Festival
- White Ribbon Day Walk
- Half Marathon
- Carols by Candlelight
- New Year's Eve Celebrations

All deliverables for maintenance were met.

Greater Toukley Vision (GTV)

Delivered the following events:

- Lakes Festival
- Santa on the Village Green

All maintenance responsibilities were delivered.

Wyong Chamber of Commerce

Delivered the following event:

- Christmas Carols in Wyong Park

All maintenance responsibilities were delivered.

Sponsorship

Council provides sponsorships to the business and community sectors of our Shire. Sponsorships are a commercial arrangement, in which Council provides a contribution of money or in kind support, to a group, activity or event.

Actions during the quarter included:

- Expression of Interest for 2016-17 sponsorship program closed with twelve applications
- 7th annual UON Central Coast Rugby Sevens tournament held from 25-26 October 2015
- 2nd Central Coast Economic Breakfast held on 16 October 2015
- The Central Coast Kids Day Out held on 1 November 2015
- Tri-Wyong held on 14 November 2015
- Long Jetty Street Festival held on 22 November 2015
- Mingara Christmas Under the Stars held on 20 December 2015

All the events have contributed to generating a positive economic impact into the region through accommodation bookings, retail sales and more.

Business Enterprise Centre (BEC)

- 15 new members joined
- 411.68 hours spent on one on one with small business clients.
- 223 total hours spent hosting workshops attended by 72 small business clients.

Met the deliverables as outlined in funding agreement.

Tourism

Central Coast Tourism supports tourism by developing partnerships within the industry, seeking sponsorship and investment and sourcing major events for the region.

Central Coast Tourism

Activities delivered in quarter:

- Central Coast Visitation statistics:
- Destination NSW released visitor statistics for year ending September 2015

- Central Coast's visitor economy has grown by 16.9% equating to an estimated visitor spend of \$893 million annually, representing an extra \$219 million invested into the local economy since 2012
- Highest yielding visitors are the 1.3 million domestic overnight travellers who have injected \$538 million in to the local economy, staying an average of 3 nights. Sydney (60.3%) remains the largest source market, with adult couples (30.8%), aged between 15-29 years old (23.9%) being the largest visitor demographics.
- Day trippers continue the trend from the previous quarterly statistics of a higher spend and overall value, but a decrease in the number of visitors (213,000 since 2012)
- International visitors spend a higher number of nights in the region and an increase in spending equating to 30% increase in value of this segment since 2012

Actions towards the Destination Management Plan actions included:

- Storm Recovery marketing campaign in market between 15 October and 6 December and managed by Destination NSW. Campaign was funded by an additional \$120,000 from NSW Government to boost recovery from some of the tourism impacts of April storms. Awaiting campaign results from Destination NSW.
- Marketing activities included release of the 2016 Official Central Coast Visitors Guide which was launched at the October trade and networking event and ongoing international marketing of self-drive itineraries through participation in the Legendary Pacific Touring Route and Top Spots North collaborative programs with neighbouring regions.
- International marketing activities through Australian Attractions included attendance at tradeshows in Jakarta, Singapore and Malaysia; meetings with inbound operators in Vietnam and Thailand; hosting wholesale agents from China, Vietnam, Japan, Korea and Australian-based Chinese inbound tour operators for familiarisation program of Central Coast tourism product and hosting media familiarisation program for group of Vietnamese media.
- RVEF Quarantine funding application submitted to DNSW for tactical marketing campaign promoting the Central Coast out-of-region for 2016/17. Advice from DNSW not expected prior to April 2016.
- Members networking and trade events held at Wyong Race Club and Crowne Plaza Terrigal.
- Participated in DNSW travel agency familiarisation program with full day tours for group of Sydney agents in November, including Sydney Day Tour Operators.
- In partnership with tourism operators, Central Coast Tourism has been driving promotional campaigns encouraging visitors to spend longer in the region. Regional funding from Destination NSW is focussed on increasing overnight visitors to the regions.
- Regional Events Alliance meeting led by Meetings, Incentive and Events Manager with participation from Gosford and Wyong Councils. CCT currently supporting 4 confirmed sporting events and 1 confirmed leisure event and monitoring 27 leads for the Central Coast via new Events Lead Register.

Met the deliverables as outlined in funding agreement.

Sponsorship Funding, Contributions and Donations

Details of sponsorship funding, contributions and donations made by Council during October to December 2015 (Q2) are as follows:

Sponsorship Funding, Contributions and Donations	Q2 Actual \$'000
Community Matching Grants	144
Community Benefit Grants	38
Tip Fee Rebate	38
Central Coast Tourism Inc.	38
Councillor Community Support	28
Central Coast Sevens	20
Regional Development Australia-Central Coast	20
Wyong Triathlon	15
Sport and Cultural Sponsorship Program	12
New Year's Eve Memorial Park	10
The Entrance Mardi Gras	5
Carols by candlelight Memorial Park	5
Central Coast Economic Breakfast	4
Central Coast Kids Day Out Inc.	3
Long Jetty Street Festival	3
Local Heritage Assistance Fund	2
Community Subsidy Scheme	1
Total	386

Grants Received

The following grants were received during October to December 2015 (Q2):

Grants	Q2 Actual \$'000
Financial Assistance Grant - Equalisation Component	1,380
Kanangra Dr (Safer Roads)	1,366
Pension Subsidy - Domestic Waste	712
Warnervale Town Centre	500
NSW Rural Fire Service	425
Long Jetty Foreshore (Tuggerah Lakes Clean Up)	356
Financial Assistance Grant - Local Road Component	263
Shelly Beach Carpark and Foreshore	204
Regional Sporting Complex	200
Low Interest Subsidy LIRS(Local Infrastructure Renewal Scheme)	198
Community Safer Streets program	160
South Tacoma Riverbank Stabilisation (Tuggerah Lakes Clean Up)	154
Pension Subsidy - Water	145
Pension Subsidy - Sewer	123
Venice St Constructed Wetland (Tuggerah Lakes Clean Up)	90

Grants	Q2 Actual \$'000
Childcare, Vacation Care & Special Needs Subsidy	73
Natural Disaster Funding April 2015 (Storm Event)	72
Noxious Plants/Weeds	53
The Entrance Channel Dredging	50
Spring Valley Rd (Roads to Recovery)	25
Lakeside Parade (Roads to Recovery)	24
Floodplain Management Studies	23
RMS Grants (Road Safety)	21
Yarramalong Rd Landslip	20
Immunisation subsidy	17
Wadalba Wildlife Corridor	15
Strengthening Communities	10
HACC Service Worker	9
Employment & Training	9
Waste Less Recycle More	3
NSW Rural Fire Service	2
Total	6,702

4. Attachments

Rounding Statement: All financial figures in the tables within this report are rounded to the nearest thousand. This may cause some minor rounding differences in totals.

4.1 Income Statement by Fund

WYONG SHIRE COUNCIL	YTD % Elapsed: 50%																
	CONSOLIDATED				GENERAL FUND				WATER FUND				SEWER FUND				
	Last Year Actual	YTD Actual	YTD Budget	Full Year Budget	Last Year Actual	YTD Actual	YTD Budget	Full Year Budget	Last Year Actual	YTD Actual	YTD Budget	Full Year Budget	Last Year Actual	YTD Actual	YTD Budget	Full Year Budget	
Income Statement	2014-15	2015-16	2015-16	2015-16	2014-15	2015-16	2015-16	2015-16	2014-15	2015-16	2015-16	2015-16	2014-15	2015-16	2015-16	2015-16	
December 2015	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	
Income from continuing operations:																	
Rates and annual charges	148,856	133,627	133,108	156,737	102,932	109,747	109,345	109,393	17,459	9,188	9,155	17,935	28,465	14,693	14,608	29,408	
User charges and fees	61,582	31,753	30,175	62,657	32,405	17,794	15,622	32,896	27,287	13,749	14,160	28,458	1,890	209	392	1,304	
Interest and investment revenue	6,599	3,021	2,920	5,578	3,928	1,837	1,563	3,009	1,044	614	678	1,284	1,626	570	679	1,285	
Other revenues	6,589	3,519	3,105	6,608	5,655	3,091	2,762	5,971	697	306	284	519	237	122	59	119	
Grants and contributions operating	21,916	14,549	15,021	22,082	20,302	14,162	14,393	20,139	898	220	316	1,092	717	167	313	850	
Grants and contributions capital	26,169	13,765	10,588	20,946	16,715	10,385	7,886	15,108	5,507	2,006	1,586	3,812	3,947	1,373	1,117	2,027	
Gain from the disposal of assets	-	281	992	2,004	-	281	992	2,004	-	-	-	-	-	-	-	-	
Total income from continuing operations	271,711	200,515	195,908	276,613	181,937	157,297	152,563	188,520	52,892	26,084	26,178	53,100	36,882	17,135	17,168	34,992	
Expenses from continuing operations:																	
Employee costs	76,515	38,223	37,500	76,251	61,788	32,239	31,821	64,922	7,959	3,092	2,877	5,709	6,767	2,891	2,802	5,620	
Borrowing costs	14,716	6,215	6,236	14,030	2,387	207	251	2,321	10,643	5,116	5,093	9,968	1,687	892	892	1,741	
Materials and contracts	45,742	21,524	23,426	58,613	20,382	10,540	10,782	33,203	14,104	6,629	7,433	15,211	11,255	4,354	5,211	10,198	
Depreciation	60,751	31,832	31,906	62,672	30,105	15,861	15,867	30,543	17,471	9,239	9,305	18,668	13,175	6,732	6,734	13,461	
Other operating expenses	36,862	21,272	22,544	42,745	32,176	19,186	20,067	37,942	2,250	987	1,340	2,461	2,435	1,098	1,137	2,342	
Loss from the disposal of assets	478	-	-	-	(316)	-	-	-	488	-	-	-	306	-	-	-	
Net share of interest in joint ventures - equity method	229	(282)	-	-	229	262	-	-	-	-	-	-	-	20	-	-	
Total expenses from continuing operations	235,293	119,348	121,611	254,310	146,751	78,296	78,788	168,931	52,915	25,064	26,047	52,017	35,625	15,988	16,776	33,362	
Operating result from continuing operations	36,418	81,168	74,298	22,303	35,185	79,001	73,775	19,590	(23)	1,020	131	1,084	1,257	1,147	392	1,630	
Net operating result before capital grants and contributions	10,249	67,403	63,709	1,357	18,471	68,616	65,889	4,481	(5,529)	(986)	(1,455)	(2,728)	(2,691)	(227)	(725)	(396)	

4.2 Business Activities

YTD % Elapsed: 50%

WYONG SHIRE COUNCIL	WASTE MANAGEMENT				HOLIDAY PARKS				CARE AND EDUCATION			
	Last Year Actual	YTD Actual	YTD Budget	Full Year Budget	Last Year Actual	YTD Actual	YTD Budget	Full Year Budget	Last Year Actual	YTD Actual	YTD Budget	Full Year Budget
	2014-15 \$'000	2015-16 \$'000	2015-16 \$'000	2015-16 \$'000	2015-16 \$'000	2015-16 \$'000	2015-16 \$'000	2015-16 \$'000	2015-16 \$'000	2015-16 \$'000	2015-16 \$'000	2015-16 \$'000
Income Statement - Business Activities												
December 2015												
Income from continuing operations:												
Rates and annual charges	30,994	32,360	32,246	32,246	-	-	-	-	-	-	-	-
User charges and fees	10,706	6,850	5,656	11,311	9,320	4,553	4,636	9,537	3,072	1,592	1,513	3,284
Interest and investment revenue	125	45	64	128	-	-	-	-	-	-	-	-
Other revenues	673	285	166	331	-	-	-	-	1	3	-	-
Grants and contributions operating	1,039	1,054	1,093	1,093	-	-	-	-	436	194	182	364
Grants and contributions capital	269	-	-	160	-	-	-	-	-	-	-	-
Gain from the disposal of assets	-	-	-	-	-	-	-	-	25	-	-	-
Total income from continuing operations	43,805	40,595	39,224	45,270	9,320	4,553	4,636	9,537	3,534	1,789	1,695	3,648
Expenses from continuing operations:												
Employee costs	2,059	1,122	963	1,980	218	128	119	211	2,484	1,429	1,294	2,586
Borrowing costs	1,943	-	-	1,830	13	-	0	0	-	-	-	-
Materials and contracts	17,747	8,840	8,697	20,958	3,420	1,598	1,629	3,408	787	425	439	871
Depreciation	1,015	616	617	1,233	738	318	319	637	83	41	41	80
Other operating expenses	12,127	7,862	7,264	14,461	3,290	1,658	1,776	3,418	73	35	39	73
Loss from the disposal of assets	-	-	(0)	(0)	-	-	-	-	-	-	-	-
Total expenses from continuing operations	34,891	18,441	17,540	40,462	7,680	3,702	3,843	7,675	3,426	1,930	1,814	3,610
Operating result from continuing operations	8,914	22,154	21,684	4,808	1,640	850	794	1,862	108	(141)	(119)	38
Net operating result before capital grants and contributions	8,645	22,154	21,684	4,648	1,640	850	794	1,862	108	(141)	(119)	38

4.3 Statement of Financial Position by Fund

WYONG SHIRE COUNCIL Statement of Financial Position December 2015	YTD % Elapsed: 50%												
	CONSOLIDATED				GENERAL FUND			WATER FUND			SEWER FUND		
	Last Year Actual	YTD Actual	YTD Movement	Full Year Budget	Last Year Actual	YTD Actual	YTD Movement	Last Year Actual	YTD Actual	YTD Movement	Last Year Actual	YTD Actual	YTD Movement
	2014-15	2015-16		205-16	2013-14	2014-15		2013-14	2014-15		2013-14	2014-15	
	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000
Current assets													
Cash and cash equivalents	38,212	15,373	(22,839)	5,000	25,312	15,373	(9,940)	1,780	-	(1,780)	11,119	-	(11,119)
Investments	93,167	124,167	31,000	102,354	62,333	69,680	7,347	4,431	25,225	20,794	26,404	29,262	2,859
Receivables	32,130	80,577	48,447	29,008	13,860	59,180	45,320	14,785	14,431	(355)	3,485	6,966	3,481
Inventories	712	774	62	1,361	712	774	62	-	-	-	-	-	-
Other	972	489	(483)	819	915	489	(425)	-	-	-	57	-	(57)
Total current assets	165,192	221,380	56,188	138,542	103,131	145,496	42,364	20,996	39,656	18,659	41,065	36,229	(4,836)
Non-current assets													
Investments	25,000	19,000	(6,000)	9,682	-	19,000	19,000	25,000	-	(25,000)	-	-	-
Receivables	439	1,225	786	55	30	818	788	407	407	(1)	2	-	(2)
Inventories	-	-	-	-	-	-	-	-	-	-	-	-	-
Intangible assets	206	173	(33)	19	152	214	61	34	23	(11)	20	14	(7)
Infrastructure, property, plant and equipment	3,045,666	3,055,318	9,652	2,634,391	1,377,337	1,394,984	17,647	955,913	951,565	(4,348)	712,416	708,691	(3,725)
Investments under equity method	21	21	-	250	21	21	-	-	-	-	-	-	-
Total non-current assets	3,071,332	3,075,736	4,404	2,644,397	1,377,540	1,415,037	37,497	981,354	951,995	(29,359)	712,438	708,705	(3,734)
Total assets	3,236,524	3,297,116	60,591	2,782,939	1,480,671	1,560,532	79,861	1,002,350	991,650	(10,700)	753,503	744,933	(8,570)
Current liabilities													
Payables	39,715	25,409	(14,306)	43,768	29,875	23,008	(6,867)	6,629	1,691	(4,938)	3,211	710	(2,501)
Borrowings	12,084	12,337	253	12,541	627	644	17	9,770	9,970	200	1,687	1,723	36
Provisions	22,600	21,643	(957)	22,975	19,239	18,482	(756)	1,950	1,826	(124)	1,411	1,335	(77)
Total current liabilities	74,400	59,389	(15,011)	79,284	49,740	42,134	(7,606)	18,350	13,487	(4,862)	6,310	3,768	(2,542)
Non-current liabilities													
Payables	11,621	12,275	654	14,865	9,973	9,589	(383)	584	1,608	1,024	1,064	1,078	14
Borrowings	166,014	159,794	(6,220)	153,640	5,547	5,232	(315)	133,397	128,363	(5,034)	27,070	26,198	(872)
Provisions	55,079	55,079	-	49,456	54,723	54,723	-	200	200	-	156	156	-
Total non-current liabilities	232,714	227,148	(5,566)	217,961	70,243	69,545	(698)	134,181	130,171	(4,010)	28,290	27,432	(858)
Total liabilities	307,114	286,537	(20,576)	297,245	119,983	111,679	(8,304)	152,531	143,658	(8,873)	34,600	31,200	(3,400)
Total equity	2,929,411	3,010,579	81,168	2,485,694	1,360,688	1,448,853	88,165	849,819	847,992	(1,827)	718,903	713,734	(5,170)

4.4 Statement of Cash Flows

WYONG SHIRE COUNCIL	YTD % Elapsed: 50%		
	CONSOLIDATED		
Cash Flow Statement December 2015	Last Year Actual 2014-15 \$'000	YTD Actual 2015-16 \$'000	Full Year Budget 2015-16 \$'000
Cash flows from operating activities			
Receipts:			
Rates and annual charges	148,898	84,393	156,925
User charges and fees	58,177	31,753	65,045
Interest and investment revenue received	6,826	3,021	4,865
Grants and contributions	43,119	28,314	38,944
Bonds, deposits and retention amounts received	1,001	-	-
Other revenue	21,566	3,519	7,137
Payments:			
Employee benefits and on-costs	(77,411)	(38,223)	(79,656)
Materials and contracts	(44,744)	(28,783)	(58,729)
Borrowing costs	(11,035)	(6,215)	(12,578)
Bonds, deposits and retention amounts refunded	(527)	-	-
Other expenses	(49,382)	(28,449)	(47,265)
Net cash provided (or used in) operating activities	96,488	49,330	74,688
Cash flows from investing activities			
Receipts:			
Sale of investment securities	110,913	-	19,050
Sale of infrastructure, property, plant and equipment	4,639	-	21,600
Payments:			
Purchase of investment securities	(101,167)	(25,000)	-
Purchase of infrastructure, property, plant and equipment	(86,076)	(41,202)	(104,897)
Net Cash provided (or used in) Investing Activities	(71,691)	(66,202)	(64,247)
Cash flows from financing activities			
Proceeds from borrowings and advances	5,900	-	-
Repayment of borrowings and advances	(11,842)	(5,967)	(11,941)
Net cash flow provided (used in) financing activities	(5,942)	(5,967)	(11,941)
Net increase/(decrease) in cash and cash equivalents	18,855	(22,839)	(1,500)
plus: cash, cash equivalents and investments - opening	19,357	38,212	6,500
Cash and cash equivalents - closing	38,212	15,373	5,000
Investments	118,167	143,167	112,036
Cash, cash equivalents and investments	156,379	158,540	117,036

4.5 Proposed Operating Budget Amendments

Proposed Operating Budget Amendments	Impact by Major Account Category			
	Capital Revenue	Operating Revenue	Operating Expense	Operating Movement
	+ve Incr. (-ve) Decr.	+ve Incr. (-ve) Decr.	(-ve) Incr. +ve Decr.	
Original Budget	20,193	256,846	255,799	1,047
Q1 Adjustments	753	(1,179)	1,489	310
Q1 Adopted Budget	20,946	255,666	257,288	1,357
Ownership of the new electrical kiosk asset being commissioned for The Art House will be transferred to Ausgrid once completed.	-	-	(330)	(330)
An increase in Development and Rezoning fees to reflect the higher level of development activity. Partially offset by engagement of contractors to cover the increased workload.	-	655	(88)	568
Increase in bank fees due to the change to a quarterly billing cycle for water and increase in underlying processing costs from the vendor.	-	-	(112)	(112)
The budget for the water meter reading contract and new software was not included in the original budget due to timing of the outsourcing contract.	-	-	(135)	(135)
Interest income increased to reflect higher rates and slightly increased portfolio.	-	161	-	161
Increased grant funding and works associated with Asset Protection Zones and Fire Trails	-	131	(131)	0
Inclement weather has seen an increase in drain clearing activity for Roads and Drainage (mostly increased tipping costs).	-	-	(800)	(800)
Increase in capital income resulting from changes to the capital expenditure budget (primarily roads construction).	3,351	-	-	-
Reduction in Property Development project costs (primarily savings resulting from changing the Central Coast Regional Airport site to the existing Wamervale site)	-	104	1,753	1,857
Increase in non-cash contributions resulting from increased development activity	1,577	-	-	-
Notice of Motion approved by Council for \$250,000 of additional emergency tree works	-	-	(250)	(250)
Other minor impact adjustments and reclassifications	-	71	(10)	61
Q2 Proposed Budget Adjustments	4,928	1,122	(102)	1,020
Q2 Proposed Full Year Budget	25,874	256,789	257,390	2,377

4.6 Income and Expense Budget Review Statement

WYONG SHIRE COUNCIL	YTD Elapsed: 50%																			
	CONSOLIDATED					GENERAL FUND					WATER FUND					SEWER FUND				
	Original Budget	Approved Changes Cont. & Q1	Proposed Changes for Council	Projected Year End Result	YTD Actual	Original Budget	Approved Changes Cont. & Q1	Proposed Changes for Council	Projected Year End Result	YTD Actual	Original Budget	Approved Changes Cont. & Q1	Proposed Changes for Council	Projected Year End Result	YTD Actual	Original Budget	Approved Changes Cont. & Q1	Proposed Changes for Council	Projected Year End Result	YTD Actual
\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000
Budget Review Statement																				
December 2015																				
Income from continuing operations:																				
Rates and annual charges	157,281	(545)	-	156,737	133,627	108,997	396	-	109,393	109,747	18,125	(190)	-	17,935	9,188	30,159	(751)	-	29,408	14,693
User charges and fees	65,398	(2,741)	859	63,516	31,753	32,930	(34)	859	33,754	17,794	31,151	(2,693)	-	28,458	13,749	1,317	(13)	-	1,304	209
Interest and investment revenue	4,774	804	161	5,739	3,021	2,447	562	439	3,448	1,837	1,024	260	(88)	1,196	614	1,304	(19)	(190)	1,095	570
Other revenues	6,266	343	(3)	6,605	3,519	5,785	186	(3)	5,968	3,091	362	157	-	519	306	119	-	-	119	122
Grants and contributions operating	21,123	959	105	22,187	14,549	19,351	789	171	20,310	14,162	1,092	-	(65)	1,027	220	679	171	-	850	167
Grants and contributions capital	19,428	1,519	4,928	25,875	13,765	15,907	(799)	5,253	20,361	10,385	2,540	1,272	(324)	3,487	2,006	981	1,046	-	2,027	1,373
Gain from the disposal of assets	2,004	-	-	2,004	281	2,004	-	-	2,004	281	-	-	-	-	-	-	-	-	-	-
Total income from continuing operations	276,274	339	6,050	282,662	200,515	187,420	1,100	6,718	195,238	157,297	54,295	(1,194)	(478)	52,622	26,084	34,559	433	(190)	34,802	17,135
Expenses from continuing operations:																				
Employee costs	79,055	(2,805)	226	76,476	38,223	65,769	(847)	(270)	64,652	32,239	6,439	(730)	366	6,075	3,092	6,848	(1,228)	129	5,749	2,891
Borrowing costs	14,323	(293)	-	14,030	6,215	2,336	(15)	-	2,321	207	10,122	(154)	-	9,968	5,116	1,865	(124)	-	1,741	892
Materials and contracts	61,777	(3,166)	(177)	58,434	21,524	35,756	(2,554)	(302)	32,900	10,540	14,766	445	125	15,336	6,629	11,255	(1,058)	-	10,198	4,354
Depreciation	57,852	4,820	35	62,707	31,832	26,858	3,685	109	30,651	15,861	17,640	1,028	(72)	18,596	9,239	13,354	107	(2)	13,460	6,732
Other operating expenses	42,791	(46)	19	42,764	21,272	38,050	(108)	19	37,961	19,186	2,435	26	-	2,461	987	2,306	36	-	2,342	1,098
Loss from the disposal of assets	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Net share of interest in joint ventures - equity method	-	-	-	-	282	-	-	-	-	282	-	-	-	-	-	-	-	-	-	20
Total expenses from continuing operations	255,799	(1,490)	102	254,411	119,348	168,769	161	(443)	168,486	78,296	51,401	616	419	52,435	25,064	35,629	(2,267)	127	33,489	15,988
Operating result from continuing operations	20,475	1,830	5,947	28,252	81,168	18,652	939	7,161	26,752	79,001	2,894	(1,810)	(897)	187	1,020	(1,070)	2,700	(317)	1,313	1,147
Net operating result before capital grants and contributions	1,047	311	1,019	2,377	67,403	2,744	1,738	1,909	6,391	68,616	354	(3,082)	(572)	(3,300)	(986)	(2,051)	1,655	(317)	(714)	(227)

4.7 Capital Expenditure Report

Capital Expenditure	Original Budget	Approved Changes Continuation Projects	Approved Changes Q1	Annual Budget	Proposed Changes for Council Resolution Q2	Projected Year End Result	Actual YTD	YTD Actual / Annual Budget	Last Year Actual
Council Service	2015-16 \$'000	2015-16 \$'000	2015-16 \$'000	2015-16 \$'000	2015-16 \$'000	2015-16 \$'000	2015-16 \$'000	%	2014-15 \$'000
Financial Performance	-	-	-	-	-	-	-	-	(18)
Financial Systems	325	-	(70)	255	-	255	5	1.9%	103
Integrated Planning	110	-	-	110	(70)	40	12	11.3%	93
Finance Management	-	-	-	-	-	-	-	-	21
Information Management System Support	180	215	40	435	850	1,285	14	3.2%	400
Information Technology	662	(348)	30	344	110	454	46	13.3%	342
Organisational Development	170	-	-	170	(170)	-	-	0.0%	-
Safety and HR Information	111	-	-	111	(20)	91	10	9.1%	2
Human Resource Management	-	-	-	-	3	3	3	-	-
Rangers	55	(25)	-	30	-	30	17	55.5%	-
Animal Care Facility	50	-	-	50	-	50	-	0.4%	-
Building Certification, Compliance and Health Management	-	-	-	-	-	-	3	-	39
Natural Areas	543	14	-	557	(41)	516	405	72.7%	234
Recreation Planning and Development	16,763	83	(8,759)	8,087	(720)	7,366	765	9.5%	1,359
Parks and Sportsfields	733	(150)	935	1,518	367	1,885	108	7.1%	171
Care and Education	24	-	-	24	-	24	5	19.7%	88
Community Planning and Learning	-	-	-	-	-	-	-	-	27
Community Infrastructure	217	862	-	1,078	-	1,078	435	40.3%	1,909
Community and Recreation Services Mgt	5,416	4,965	-	10,381	-	10,381	6,504	62.7%	3,342
Marketing and Communications	120	-	-	120	(48)	72	12	10.0%	96
Libraries	937	-	16	953	(281)	672	180	18.9%	647
Customer Engagement	335	-	-	335	(180)	155	17	5.2%	170
Strategic Development	6,240	246	(250)	6,236	(750)	5,486	1,579	25.3%	663
Development Management	3,000	1,800	(1,870)	2,930	(400)	2,530	1,154	39.4%	8,103
Airports	4,500	(1,500)	1,487	4,487	-	4,487	4,018	89.6%	7,095
Strategic Property Sales and Acquisitions	2,500	(2,500)	700	700	-	700	2	0.2%	7,066
Property and Asset Management	1,674	(221)	361	1,814	(18)	1,796	125	6.9%	2,717
Facilities Management	58	(5)	4	57	-	57	29	50.2%	426
Town Centre Management	240	7	(2)	246	(145)	101	33	13.5%	746
Natural and Environmental Assets	358	(1)	30	388	76	464	68	17.5%	475
Holiday Parks	-	-	-	-	-	-	1	-	103
Cemeteries	50	-	-	50	-	50	7	14.2%	24
Plant and Fleet	4,052	127	2,001	6,180	289	6,469	3,510	56.8%	3,410
Waste	250	267	318	835	-	835	183	21.9%	2,809
Wyong Water Commercial and Planning	11,052	322	294	11,669	749	12,418	5,160	44.2%	6,682
Wyong Water Operations	10,680	(176)	(724)	9,780	(382)	9,398	3,483	35.6%	5,441
Wyong Water Misc	3,614	(146)	430	3,898	(230)	3,668	2,062	52.9%	3,885
Waterways and Coastal	2,819	11	1,189	4,019	(168)	3,851	1,367	34.0%	2,110
Emergency Management	775	5	-	780	(103)	677	262	33.6%	322
Roads and Drainage Construction	24,741	(303)	(267)	24,171	(1,536)	22,635	6,980	28.9%	22,443
Roads and Drainage General Works	361	-	50	411	107	518	103	25.0%	1
Roads and Drainage Assets and Planning	962	303	217	1,482	2,683	4,166	3,155	212.9%	2,655
Contract and Project Management Management	219	29	(30)	218	19	236	78	35.8%	137
Total	104,897	3,880	(3,870)	104,907	(9)	104,897	41,898	39.9%	86,337

4.8 Proposed Capital Budget Amendments

Proposed Change to Capex Program

(9)

(451)

Project No.	Unit	Project Description	Proposed Variation + = increase - = decrease \$'000	Comments	SRV + = increase - = decrease \$'000
01 - CEO's Department		Sub Total	703		(50)
15562	Finance	Continuous Improvement Program	(70)	Reduce budget allocation for Finance Continuous Improvement Program pending amalgamation and priority currently on other projects	(70)
16165	Finance	Pathway Change Requests	(10)	Reduce budget allocation for Pathway Change Request project to offset the increased cost of Credit Management System (below)	(10)
17355	Finance	Credit Management System	10	Increase budget for the Implementation of Credit Management System, offset by reduction above in Continuous Improvement Program (above)	
16675	Human Resources	Learning and Development - Automation of Process	(170)	Defer Learning and Development Automation Project	
17514	Human Resources	HR Operations - Development of E-Forms	(20)	Defer Human Resources E-forms Project	
00000	Human Resources	Laptop Purchase	3	Additional laptop required - HR Manager	
16179	Information Management	KRONOS Upgrade System Functionality	(40)	Budget for Kronos Upgrade transferred to SharePoint Upgrade (16182) (Kronos Upgrade deferred)	(40)
16670	Information Management	SharePoint Additional Reporting Functionality & Forms	(15)	Combine SharePoint Projects into one project (16182)	(15)
16526	Information Management	UPS Battery Replacements: Data Centre & Remote Sites	30	Additional funding in 2015-16 for UPS Battery Replacements: Data Centre & Remote Sites	
16671	Information Management	eRecruitment: Additional Functionality	30	Additional funding in 2015-16 for eRecruitment	30
16182	Information Management	SharePoint Forms Development And Enhancements	55	Combine SharePoint Projects into one project and transfer in funds from Kronos Upgrade project	55
18166	Information Management	Upgraded Corporate Backup Solution	70	Additional funding in 2015-16 for Upgraded Corporate Backup Solution	
18165	Information Management	Data Centre Improvements (Upgrade 2016)	80	Additional funding in 2015-16 for Data Centre Improvements (Upgrade 2016)	
18167	Information Management	Core Application Linux Server	100	Additional funding in 2015-16 for Core Application Linux Server	
18182	Information Management	Reference dev/test Oracle E Bus & Other Licences & Build Services	250	Additional funding required in 2015-16	
18181	Information Management	Future Method of Operation (FMO) dev test - Services and Contract Labour	400	Additional funding in 2015-16 for Future Method of Operation project	

Project No.	Unit	Project Description	Proposed Variation + = increase - = decrease \$'000	Comments	SRV + = increase - = decrease \$'000
03 - Community and Recreation Services Department		Sub Total	(903)		34
17332	Customer and Community Relations	Library Management System	(250)	Defer Library Management System replacement to 2016-17	
17335	Customer and Community Relations	Signage for Shire and Town Entry	(106)	Defer Shire and Town Centre Entry Signage project pending amalgamation	
17349	Customer and Community Relations	Council Website Redevelopment	(100)	Defer website upgrade project pending amalgamation	(100)
17348	Customer and Community Relations	Online PC Reservation System	(74)	Defer Library Online PC Reservation System to 2016-17	
16686	Customer and Community Relations	CRM Business Process Re-Engineering	(50)	CRM Business Process re-engineering to be undertaken by Information Management	
17304	Customer and Community Relations	Online Engagement Tools - Redesign and Development	(30)	Defer Online Engagement Tool Redesign & Development Project pending amalgamation	
16678	Customer and Community Relations	Corporate Branding	(2)	Corporate Style Guide Project completed, unspent budget not required	
17329	Customer and Community Relations	Portable Library Station	8	Additional budget required for Library Pop Up, cost higher than original budget estimate	
17328	Customer and Community Relations	Interactive Screens Libraries	9	Quoted cost of Library Interactive Screens higher than original budget estimate	
18163	Customer and Community Relations	Mobile Devices for Council Libraries	25	Budget for mobile devices to further develop personal assistance service model within Libraries	
18164	Customer and Community Relations	Digital content management system and supporting resource	60	Budget for digital content management system and supporting resource to catalogue photos and video produced by Council or its contractors, and published by Council	
16884	Open Space	Magenta Shared Pathway	(1,255)	Current year budget reduced to align with project milestones and Roadmap. Funding included in future year budgets to complete the project. Various projects across Council have been bought forward from 2016-17 to offset the reduction in 2015-16	
17786	Open Space	Construction of Colongra Sporting Complex	(400)	Reduce 15-16 budget required for Construction of Colongra Sporting Complex	
17343	Open Space	Toukley Pool Resurface Forecourt Area	(55)	Reduce budget requirement for resurfacing Toukley Pool Forecourt Area, Transfer to Ozone Unit at Toukley Pool project below (16774)	
17352	Open Space	Summerland Point Masterplan Implementation	(50)	Combine Summerland Point Masterplan Implementation Projects into one project (17338)	(50)
17358	Open Space	Replace High Risk Play Equipment with Natural Play Spaces	(50)	Reduced budget required for Replacing Play Equipment with Natural Play Spaces, works to be undertaken in second half of the year	(50)
17351	Open Space	Soldiers Beach Landscape Works	(31)	Soldiers Beach Landscape Works completed at lower cost than budgeted	

Project No.	Unit	Project Description	Proposed Variation + = increase - = decrease \$'000	Comments	SRV + = increase - = decrease \$'000
16209	Open Space	Beach Access Refurbish 4 per year	(20)	Reduce beach access budget - 4 beach accesses renewed at lower cost than original budget estimate	
16146	Open Space	Replacement of Damaged and Failed Assets in Parks and Reserves	(7)	Transfer part budget from Replacement of Failed and Damaged Assets in Parks and Reserves to meet cost of Fencing Renewals	
17356	Open Space	Upgrade Toukley Skatepark	4	Align budget with actual costs of Skate Park Improvements at Toukley	4
17831	Open Space	Fencing Renewal Council Reserves	7	Transfer budget from Replacement of Failed and Damaged Assets in Parks and Reserves into this Fencing Renewals project	
18178	Open Space	Design Blue Lagoon Stairs, Bateau Bay	10	Design Blue Lagoon Stairs, Bateau Bay for construction in 2016-17	
18180	Open Space	Design & Approvals for swimming enclosure replacements, Gwandalan and Lake Munmorah	10	Design and approvals for swimming enclosure replacements, Gwandalan and Lake Munmorah for construction in 2016-17	
18175	Open Space	Fitness area floor covering replacement, Lake Haven	15	Budget for fitness area floor covering replacement, Lake Haven	
18172	Open Space	Install fish cleaning table, Slade Park Reserve Budgewoi	20	Budget for installation of fish cleaning table, Slade Park Reserve Budgewoi in accordance with Aquatic Infrastructure Strategy	
17342	Open Space	Ourimbah and Lake Munmorah Floodlight Renewal Program	25	Additional funding for Ourimbah and Lake Munmorah Floodlighting Renewal, final cost more than original budget estimate	
18179	Open Space	Sohier Park Car Park Design, Ourimbah	30	Sohier Park Car Park Design, Ourimbah for construction in 2016-17	
17947	Open Space	Charmhaven Tennis Court Upgrade	32	Charmhaven Tennis Court Upgrade - funded by S355 Committee funds	
17085	Open Space	Construction of Regional Skatepark	40	Regional Skatepark - additional cost for Shared Pathway	
18173	Open Space	Tuggerah Dog Park Improvements	40	Budget for Tuggerah Dog Park Improvements	
16774	Open Space	Ozone Unit Upgrade	48	Budget allocation for Ozone Treatment at Toukley Pool, transferred from Toukley Pool Resurface project above (17343)	
17965	Open Space	Northlakes Oval - Awning and Fencing	50	Budget for Northlakes Oval Awning and Fencing - externally funded project	
18174	Open Space	Braithwaite Park, Alison upgrades	60	Budget for urgent works at Braithwaite Park, Alison	
16914	Open Space	Natural Play Spaces Sport & Recreation Grant	75	Budget for Natural Playspaces project - partially grant funded	
18176	Open Space	Tennis court surface renewal, Lake Munmorah	80	Budget for tennis court surface renewal, Lake Munmorah	80
17763	Open Space	Colongra Bay, Lake Munmorah Boat Trailer Parking	120	Budget for Colongra Bay, Lake Munmorah Boat Trailer Parking, grant funded	
18177	Open Space	EDSACC North Floodlight Upgrade	300	Budget for EDSACC North Floodlight Upgrade	
17338	Open Space	Construction of Trailer and Boat Parking and Fencing Summerland Point	507	Combine Summerland Point Projects into 1 project - plus additional \$315k for Entry Road and Car Parking allowing 3 stage project to be completed this year	150

Project No.	Unit	Project Description	Proposed Variation + = increase - = decrease \$'000	Comments	SRV + = increase - = decrease \$'000
04 - Property and Economic Development Department		Sub Total	(948)		(650)
13046	Commercial Enterprises - Plant and Fleet	Truck Renewal Program	289	Additional funding for truck renewal, offset by reduction in next year's program	
17245	Commercial Enterprises - Waste Management	Buttonderry Waste Management Facility (BWMF) Community Recycling Centre	(77)	Delays experienced with Community Recycling Centre which has lead to reduced budget requirement in 2015-16	
16663	Commercial Enterprises - Waste Management	Buttonderry Access Road	(73)	Combine BWMF Road projects into one project and transfer a portion to urgent irrigation system works	
16659	Commercial Enterprises - Waste Management	Buttonderry Road Rehabilitation Works	(27)	Combine BWMF Road projects into one project and transfer a portion to urgent irrigation system works	
16658	Commercial Enterprises - Waste Management	Buttonderry Road Seal	60	Combine BWMF Road projects into one project	
18059	Commercial Enterprises - Waste Management	Irrigation System Area 4.2	117	Budget for Irrigation System Area 4.2	
17574	Property Development	Budgewoi Boardwalk Link	(450)	Budgewoi Boardwalk Project to be finalised next financial year, part budget transferred to 2016-17	(450)
17570	Property Development	Warnervale Smart Hub	(250)	Reduce 2015-16 budget for Warnervale Smart Hub	
16349	Property Development	Long Jetty Upgrade Jetties	(200)	Transfer Jetty Upgrade Project to Property Management Unit	(200)
17804	Property Development	Colongra Sporting Complex - new road design and construction	(150)	Reduce 2015-16 budget for Colongra Sporting Facility Access Road	
16692	Property Development	Budgewoi Signage and Landscaping	(100)	Defer Budgewoi Signage Project - pending amalgamation	(100)
16172	Property Management	Pavement Management Plan Long Jetty	(180)	Defer Pavement Management Works at Long Jetty Depot, not urgent, pending amalgamation	
17311	Property Management	Charmhaven - Construct Storage Sheds at Council Depot	(150)	Defer storage sheds Charmhaven Depot, pending amalgamation	
17336	Property Management	Summerland Point Aquatic Infrastructure Improvements	(142)	Combine Summerland Point Projects into one project in Open Space	
16655	Property Management	Charmhaven Depot Pavement and Building Improvements	(77)	Reduction in funds required for Charmhaven Depot works, pending amalgamation	
17509	Property Management	Town Centre Laneway Connectedness	(60)	Defer Town Centre Laneway Connectedness project	
17571	Property Management	Shire Wide - Town Centre Management Clean and Capture System	(45)	Defer Town Centre Clean and Capture System purchase	
17507	Property Management	Upgrade the Entrance Ocean Baths Buildings	(40)	Defer clubhouse and canteen upgrade works at The Entrance Ocean Baths	
17499	Property Management	Long Jetty Depot Paint & Chemical Storage	(30)	Defer Paint & Chemical Storage works at Long Jetty Depot	

Project No.	Unit	Project Description	Proposed Variation + = increase - = decrease \$'000	Comments	SRV + = increase - = decrease \$'000
17498	Property Management	Replace and refurb air-conditioning at Long Jetty Depot Admin Building	(10)	Projects savings used to partially fund Security Upgrade (17865)	
17497	Property Management	Replace and Refurbish air-conditioning at Long Jetty Stores	(1)	Projects savings used to partially fund Security Upgrade (17865)	
17865	Property Management	Security System - ID Card Printer and Hardware	17	Security System Civic Centre - ID Card Printer + Hardware	
15728	Property Management	Install access controlled sliding gate to Depot exit road and pedestrian entry at Long Jetty Depot	40	Budget required to install access controlled sliding gate at Long Jetty Depot	
18168	Property Management	Civic Centre Committee and Function room projector upgrades	40	Budget for replacement of Civic Centre Committee and Function room projectors	
17762	Property Management	Reconstruction Of Boat Ramp at Gwandalan Lions Park	45	Budget for reconstruction of Boat Ramp at Gwandalan Lions Park, grant funded	
16205	Property Management	Fire Trail Upgrades	76	Fire Trail and Asset Protection Zone (APZ) Capex increase as advised by Rural Fire Service and grant funded	(100)
18170	Property Management	Amenities building renewal - Killarney Vale Athletics building	80	Budget for Killarney Vale Athletics building	
18169	Property Management	Installation of Residual Current Devices (RCD) Safety Switches to Civic Centre	150	Budget for Residual Current Devices (RCD) Safety Switches to Civic Centre	
18052	Property Management	Long Jetty, Jetty Upgrades	200	Transfer of Jetty Project from Property Development Unit	200

Project No.	Unit	Project Description	Proposed Variation + = increase - = decrease \$'000	Comments	SRV + = increase - = decrease \$'000
05 - Infrastructure and Operations Department		Sub Total	1,139		216
18171	Contract and Project Management	Emulsion storage tank upgrades at Council Depots	19	Budget for emulsion storage tank upgrades x2 for supply of materials to Roads & Drainage crews including deluge showers to each depot stores site	
17196	Roads	Norton Ave, Killarney Vale - Road Upgrade	(730)	Defer Norton Ave Killarney Vale project to 2016-17	(730)
17195	Roads	Murrawal Road, Wyongah - Traffic Calming and Road Upgrade	(250)	Defer Murrawal Road, Wyongah project to 2016-17	
17174	Roads	Gosford Avenue, The Entrance - Roads To Recovery	(245)	Defer Gosford Ave The Entrance project - RTR funds allocated to Kanangra Drive - will still be delivered with next round of RTR funding	
17559	Roads	Implement Long Jetty Masterplan - Main Street footpath upgrades (Pacific St to Toowoan Bay Rd)	(241)	Defer Main Street footpath upgrades	(241)
17206	Roads	Coorabin Street, Gorokan - Road Upgrade	(200)	Defer Coorabin Street, Gorokan project to 2016-17	
17520	Roads	Hunts Road, Kulnura - Road Upgrade	(160)	Defer Hunts Road, Kulnura project	(160)
17556	Roads	Pacific Highway Charmhaven - footpath programme	(145)	Defer Pacific Highway Charmhaven footpath upgrades to 2016-17	
17170	Roads	Bus Shelter / Bus Stops - upgrades to align with Disability Discrimination Act	(100)	Reduced budget required in 2015-16 for this project	
17518	Roads	Forest Road, Kulnura - Road Upgrade	(100)	Reduced budget required in 2015-16 for this project	(100)
17547	Roads	Kilpa Road, Wyongah - Road Upgrade	(100)	Reduced budget required in 2015-16 for this project	(100)
17576	Roads	Amber Lane, Wyong Creek - Property Acquisition	(80)	Reduced budget required in 2015-16 for this project	
17555	Roads	Wallarah Road, Kanwal - footpath programme	(78)	Defer Wallarah Road, Kanwal project to 2016-17	
17562	Roads	Pacific Highway Charmhaven Stage 1 Shared Pathway	(70)	Reduced budget required in 2015-16 for this project	
17278	Roads	Amber Lane Wyong Creek Bridge Abutment Renewal	(60)	Reduced budget required in 2015-16 for this project	
17207	Roads	Warner Avenue, Tuggerawong - Road Upgrade	(50)	Defer Warner Avenue, Tuggerawong project to 2016-17	
17201	Roads	Villa Close, Budgewoi - Road Upgrade	(30)	Reduced budget required in 2015-16 for this project	
16823	Roads	Palmdale 3 Bridge	(12)	Reduced budget required in 2015-16 for this project	(12)
17702	Roads	Robson Avenue Gorokan Traffic Island	(3)	Project completed for lower than budget estimate	

Project No.	Unit	Project Description	Proposed Variation + = increase - = decrease \$'000	Comments	SRV + = increase - = decrease \$'000
17700	Roads	Picnic Point Footbridge The Entrance Deck Replacement	(2)	Project completed for lower than budget estimate	
16945	Roads	Holmes Avenue Toukley - Footpath Renewal	(2)	Project completed for lower than budget estimate	
17669	Roads	Hutton Road The Entrance North - Road Upgrade	2	Design costs 2015-16, construction in future year	
16763	Roads	Ashton Avenue The Entrance - Road Upgrade	2	Design costs 2015-16, construction in future year	2
17642	Roads	Balmoral Drive Gorokan - Road Renewal	2	Design costs 2015-16, construction in future year	
16157	Roads	Goorama Avenue San Remo - Road Upgrade	2	Design costs 2015-16, construction in future year	
17176	Roads	Elouera Road, Buff Point - Road Upgrade	2	Design costs 2015-16, construction in future year	
17713	Roads	Tumbi Road Repair Programme Grant	2	Design costs 2015-16, construction in future year	
17627	Roads	Arizona Road Woongarra - Road Renewal	3	Design costs 2015-16, construction in future year	
17628	Roads	Alinga Road Woongarra - Road Renewal	3	Design costs 2015-16, construction in future year	
17964	Roads	Goorama Avenue San Remo Stage 5 - Road Upgrade	3	Design costs 2015-16, construction in future year	
16159	Roads	Panorama Ave Hobson Rd Charmhaven - Upgrade	5	Design costs 2015-16, construction in future year	5
17269	Roads	Road Expansion Vincent Close Road, Buff Point	5	Design costs 2015-16, construction in future year	
17699	Roads	Alison Road Wyong Between Margaret and Hope streets - footpath programme	5	Design costs 2015-16, construction in future year	
15916	Roads	Alison Road Footpath Wyong	7	Design costs 2015-16, construction in future year	
17203	Roads	Audie Parade, Berkeley Vale - Road Upgrade	7	Design costs 2015-16, construction in future year	
17716	Roads	Malvina Road Lakehaven - Road Upgrade	7	Design costs 2015-16, construction in future year	
16005	Roads	Brava Ave San Remo Pedestrian Refuge and Linemarking	8	Design costs 2015-16, construction in future year	
17701	Roads	Emerald Place Footbridge Berkeley Vale Deck Replacement	10	Design costs 2015-16, construction in future year	
17705	Roads	Lakedge Avenue Berkeley Vale between Tumbi Creek Road and Emerald - Road Upgrade	10	Design costs 2015-16, construction in future year	

Project No.	Unit	Project Description	Proposed Variation + = increase - = decrease \$'000	Comments	SRV + = increase - = decrease \$'000
15065	Roads	Saltwater Creek Pedestrian Bridge	15	Final cost higher than originally estimated	15
16788	Roads	Dicksons Road Durren Durren - Road Upgrade	20	Design costs 2015-16, construction in future year	20
17294	Roads	Moala Road Charmhaven - Pedestrian Refuge	20	Additional funding required to complete project	
17602	Roads	Tumbi Creek Road, Berkeley Vale - Road Upgrade	21	Budget required to complete works	
17689	Roads	Bush Street Norah Head - Roundabout	23	Budget required to complete works	
17197	Roads	Blenheim Avenue, Berkeley Vale - Road Upgrade	27	Budget required to continue works in 2015-16	27
17774	Roads	Boyds Lane Bridge Wyong Creek - Embankments	28	Budget required to complete works, storm repairs, grant funded	
17205	Roads	Kala Ave, Halekulani - Road Upgrade	42	Budget required to continue works in 2015-16	
17083	Roads	No.33 Sunrise Ave Halekulani - Road Upgrade	45	Budget required to complete works	
17749	Roads	Shannon Parade Berkeley Vale Shared Path Footbridge No.3	45	Additional project 2015-16, urgent works required	
17698	Roads	Johnson Road Tuggerah Footpath Construction	50	Additional project 2015-16, urgent works required	
16826	Roads	Sohier Park Roadbridge	51	Design costs 2015-16, construction in future year	51
16810	Roads	Johnson Road Tuggerah R2R Renewal	55	Budget required to complete works	
17688	Roads	Lucinda Avenue Killarney Vale - Road Upgrade	55	Additional project 2015-16, urgent works required	
17761	Roads	Budgewoi Retaining Wall Norville	56	Additional project 2015-16, urgent works required	
17268	Roads	Shelly Beach Road Kerb and Gutter Infill And Pit Construction	67	Additional project 2015-16, urgent works required	
16630	Roads	Regent Street, Buff Point - Retaining Wall	83	Budget required to complete works	83
16331	Roads	Ruttleys Road Doyalson North Traffic Facilities Grant	120	Budget required to complete works, grant funded	
16772	Roads	Rotherham Street, Bateau Bay - Road safety facilities	128	Budget required to complete works	128
16515	Roads	Tall Timbers to Colongra Bay Shared Path	136	Budget required to complete works, externally funded	

Project No.	Unit	Project Description	Proposed Variation + = increase - = decrease \$'000	Comments	SRV + = increase - = decrease \$'000
15150	Roads	Hume Blvd Killarney Vale - Road Pavement Renewal	360	Budget required to complete works	360
16796	Roads	Goorama Avenue San Remo Stage 3 - Road Upgrade	1,068	Budget required to complete works	1,068
16883	Roads	Kanangra Drive, Crangan Bay - Road Upgrade	2,666	Budget required to complete works, grant funded	
17802	Drainage	Wyong CBD Drainage Stage 3b - Oasis Centre from Hardware Lane to Hely Street	(530)	Reduced budget required in 2015-16	
17667	Drainage	Wyong CBD Drainage Stage 4b (Arthouse)	(350)	Reduced budget required in 2015-16	
17219	Drainage	Audie Parade, Berkeley Vale - Drainage Upgrade	(250)	Defer Audie Parade, Berkeley Vale to 2016-17	
17210	Drainage	Norton Avenue, Killarney Vale - Drainage Upgrade	(248)	Defer Norton Ave Killarney Vale project to 2016-17	
17211	Drainage	Blenheim Avenue, Berkeley Vale - Drainage Upgrade	(230)	Defer Drainage works to 2016-17	
17220	Drainage	Coorabin Street, Gorokan - Drainage Upgrade	(110)	Defer Coorabin Street, Gorokan project to 2016-17	
14668	Drainage	Network Rehabilitation	(100)	Reduced budget required in 2015-16	
17224	Drainage	Warner Avenue, Tuggerawong - Drainage Upgrade	(100)	Defer Warner Avenue, Tuggerawong project to 2016-17	
17217	Drainage	Villa Close, Budgewoi - Drainage Upgrade	(58)	Reduced budget required in 2015-16 for this project	
17539	Drainage	Tuggerawong Road (62 To 64), Tuggerawong - Drainage Upgrade	(50)	Reduced budget required in 2015-16 for this project	
17540	Drainage	Rosemount Avenue, Lake Munmorah - Drainage Upgrade	(50)	Reduced budget required in 2015-16 for this project	
17538	Drainage	Railway Road (99), Warnervale - Drainage Upgrade	(10)	Defer Railway Road Warnervale project to 2016-17	
17771	Drainage	Long Jetty Bushland - Drainage Upgrade and Extension	(8)	Reduced budget required in 2015-16 for this project	
17707	Drainage	Lakedge Avenue Berkeley Vale between Jean and # 191 - Drainage Upgrade	3	Design costs 2015-16, construction in future year	
17668	Drainage	Hutton Road North Entrance - Drainage Upgrade	4	Design costs 2015-16, construction in future year	
17221	Drainage	Walu Avenue Halekulani - Drainage Upgrade	5	Design costs 2015-16, construction in future year	
16304	Drainage	Panorama Avenue/Hobson Avenue Charmhaven - Drainage Upgrade	8	Budget required to complete works	

Project No.	Unit	Project Description	Proposed Variation + = increase - = decrease \$'000	Comments	SRV + = increase - = decrease \$'000
17177	Drainage	Elouera Road, Buff Point - Drainage Upgrade	13	Budget required to complete works	
17680	Drainage	Chain Valley Bay Road Culverts, Chain Valley Bay	20	Additional project 2015-16, urgent works required	
17218	Drainage	Gascoigne Avenue, Gorokan - Drainage Upgrade	39	Budget required to complete works	
17275	Drainage	Bald Street Norah Head - Drainage Upgrade	39	Budget required to complete works	
16520	Drainage	Wyong CBD Drainage Stage 3a - Oasis Centre from Hardware Lane to Hely Street	40	Budget required to complete works	
17056	Drainage	Wyong CBD Drainage Stage 4a (Arthouse)	50	Budget required to complete works	
16803	Drainage	Hume Boulevard Killarney Vale - Drainage Upgrade	97	Budget required to complete works	
16886	Drainage	Wyong CBD Drainage Stage 5 - Frank Balance Park	170	Budget required to complete works	
16813	Drainage	Goorama Avenue San Remo - Drainage Upgrade Stage 3	252	Budget required to complete works	
17360	Waterways and Asset Management	Saltwater Creek Boat Ramp - Long Jetty Masterplan	(201)	Reduced project cost as a result of re-design of boat ramp	(201)
15576	Waterways and Asset Management	Bushfire Vehicles and Capital Purchases	(213)	Reduce budget for replacement of Rural Fire Service Vehicles (Grant funded)	
17370	Waterways and Asset Management	Noamunga Cres Foreshore Gwandalan Erosion Control and Restoration	(95)	Reduction in budget required for Noamunga Crescent Gwandalan Foreshore Erosion Control and Restoration works	
16344	Waterways and Asset Management	Tuggerah Parade Gross Pollutant Trap (GPT)	3	Finalisation of GPT at Tuggerah Parade (funded by Stormwater Management Levy)	
16829	Waterways and Asset Management	Erin Ave GPT Berkeley Vale Channel	4	Finalisation of GPT at Erin Ave Berkeley Vale (funded by Stormwater Management Levy)	
17371	Waterways and Asset Management	Tom Burke Res Lake Munmorah Storm Damage Foreshore Enhancement	20	Finalisation of storm repairs at Tom Burke Reserve Lake Munmorah (funded by Holiday Park Cluster Funds)	
17961	Waterways and Asset Management	Rural Fire Service(RFS) Equipment Purchases - From Donations	25	RFS Equipment Purchase (lighting tower) purchased from public donations held in restricted asset	
16830	Waterways and Asset Management	Canton Beach Road GPT Canton Beach	50	Additional budget required for GPT at Canton Beach Road, Canton Beach (funded by Stormwater Management Levy)	
16900	Waterways and Asset Management	Venice Street Constructed Wetland Long Jetty	50	Additional budget required for Venice Street Long Jetty constructed wetland (funded by Stormwater Management Levy)	
15273	Waterways and Asset Management	Rural Fire Service - Mannering Park Station Upgrade	85	Increased funding received for Mannering Park Fire Station Upgrade (Grant funded)	
17317	Wyong Water (Water)	Water Supply Fittings, Valves and Hydrants Replacement Shire Wide	(205)	Reduced budget required in 2015-16 for this program	

Project No.	Unit	Project Description	Proposed Variation + = increase - = decrease \$'000	Comments	SRV + = increase - = decrease \$'000
15794	Wyong Water (Water)	Mardi Warnervale Trunk Main Preconstruction	(170)	Reduced budget required in 2015-16 for this project	
16948	Wyong Water (Water)	Widening of Mardi Spillway	(75)	Works completed for lower cost than originally estimated	
16716	Wyong Water (Water)	Treeland Reservoir Roof	(15)	Works completed for lower cost than originally estimated	
13908	Wyong Water (Water)	Water Meter refurbishment	(5)	Reduced budget required in 2015-16 for this project	
17098	Wyong Water (Water)	Upgrade of Vermin Proofing at Kanwal Reservoir	(3)	Works completed for lower cost than originally estimated	
17943	Wyong Water (Water)	Tuggerah 1 Reservoir Valve Pit Construction	5	Design costs 2015-16, construction in future year	
16229	Wyong Water (Water)	Mardi Dam - Road Repairs and upgrade of fire trails	10	Budget required to complete works	
17271	Wyong Water (Water)	Establish Wyong Water Dispatch Office	10	Budget required to complete works	
17316	Wyong Water (Water)	Water Network Water Quality Improvement Works	10	Budget required to complete works, additional modelling required	
17868	Wyong Water (Water)	Upgrade Wyong Water Reservoir Access	10	Additional project 2015-16, urgent works required	
16610	Wyong Water (Water)	SCADA Network Upgrade	20	Additional funds required for continuing project	
16863	Wyong Water (Water)	Install Pre CO2 Dosing Facility at Mardi Water Treatment Plant	25	Budget required to complete works	
17799	Wyong Water (Water)	Mardi Water Treatment Plant Stage 3 Upgrade	60	Additional project 2015-16. Works will commence in 2015-16 and be completed in 2016-17	
16231	Wyong Water (Water)	Water Pump Station02 & Water Pump Station11 Improvement Works Joint Water Supply	70	Project cost increased due to the requirement for the installation of an additional large diameter valve and issues encountered during the commissioning phase	
17968	Wyong Water (Water)	Water Pump Station 25 Bus Duct Replacement	70	Additional project 2015-16, urgent works required	
17870	Wyong Water (Water)	Upgrade of Water Reservoir Access For WHS	120	Additional project, urgent works required - Wyong and Tuggerah 1 to commence this financial year with remaining sites in 2016-17	
14603	Wyong Water (Water)	Prepaid Misc. Water Services	150	Additional budget required - works initiated by developers and offset with revenue	
15805	Wyong Water (Sewer)	Replace Vacuum Stations WS29 & WS30	(250)	Construction of the new reinforced vacuum pit at WS30 has been completed. Delays (unsatisfactory ground conditions) have been experienced with WS29, resulting in reduced budget requirement in 2015-16	
16279	Wyong Water (Sewer)	WS09 - replacement Sewer Pump Station at Tuggerah and Rising Main	(200)	Reduced budget required in 2015-16 as a result of detailed review of design and specification	
17315	Wyong Water (Sewer)	Toukley Sewer Treatment Plant Refurb from Sewer Strategy	(80)	Reduced budget required in 2015-16	

Project No.	Unit	Project Description	Proposed Variation + = increase - = decrease \$'000	Comments	SRV + = increase - = decrease \$'000
16273	Wyong Water (Sewer)	Sewer Pump Station All Weather Access Upgrade	(65)	Reduced budget required in 2015-16	
16503	Wyong Water (Sewer)	WS08 Pump and Valve Refurbishment	(50)	Project completed - funding not required in 2015-16	
16504	Wyong Water (Sewer)	Charmhaven Decant Skirts Replacement	(30)	Project completed - funding not required in 2015-17	
13276	Wyong Water (Sewer)	Pump Station T8 rebuild	(25)	Reduced budget required in 2015-16	
15164	Wyong Water (Sewer)	Construct New Sewerage Pumping Station C16 At Blue Haven	1	Project completed, funding required for expenditure incurred	
17307	Wyong Water (Sewer)	Carbon Canister Program	1	Project completed, funding required for expenditure incurred	
16862	Wyong Water (Sewer)	Hydraulic and Condition Assessment of Toukley Sewer Treatment Plant	3	Budget required to complete works	
16254	Wyong Water (Sewer)	Rectify leaking sludge lagoon at Toukley Sewer Treatment Plant	10	Budget required to complete works	
17798	Wyong Water (Sewer)	Sewer Pump Station BB01 Pump 1 Drive Replacement	14	Project completed, funding required for expenditure incurred	
16713	Wyong Water (Sewer)	Odour Strategy	20	Budget required to complete works, extra costs incurred for liquid sampling	
16941	Wyong Water (Sewer)	Sewer Pump Station GW01 Upgrade	20	Budget required to complete works, installation complete commissioning required	
15810	Wyong Water (Sewer)	SCADA Upgrade to SCX	26	Budget required to complete works	
15809	Wyong Water (Sewer)	South Tacoma Low Pressure System	45	Additional funding required in 2015-16	
15804	Wyong Water (Sewer)	Augmented Sewer Pump Station B6 at Toowoan Bay	105	Budget required to complete works	
16840	Wyong Water (Sewer)	Wyong South Sewer Treatment Plant Augmentation Stage 4	504	Additional funding required in 2015-16	

5.4 Wyong Shire Council's Submission to the Council Boundary Review

TRIM REFERENCE: F2015/01469 - D12236251
MANAGER: Rob Noble, Chief Executive Officer
AUTHOR: Stephen Naven; Chief Financial Officer

SUMMARY

Approval is sought to lodge an official Council submission to the Council Boundary Review on the proposed merger of Wyong Shire and Gosford City Councils. The deadline for submissions is 5pm on 28 February 2016.

RECOMMENDATION

That Council endorse the attached submission to be sent to the Delegate appointed to examine and undertake public consultation on the proposed amalgamation of Wyong Shire and Gosford City Councils.

BACKGROUND

In January 2016, the Minister for Local Government referred 35 merger proposals to the Chief Executive of the Office of Local Government (OLG) for examination and report, including the proposal to merge Wyong Shire and Gosford City Councils.

At that time the Minister appointed John Rayner as his delegate to examine and report on the proposal and to undertake public consultation to seek community views.

In examining and reporting on merger proposals, the Delegate must conduct a public inquiry, call for written submissions, and prepare a report with due regard to the factors in section 263(3) of the Local Government Act (1993).

The factors in the Act include financial considerations, communities of interest, elected representation, employment of staff, services and facilities, and the attitude of residents and ratepayers.

Three Public Inquiry Sessions were held on 3 February 2016 (one in the Gosford LGA and two in the Wyong LGA).

Public submissions on the proposed merger must be lodged before 5pm on Sunday 28 February 2016.

CURRENT STATUS

The Mayor, Councillor Doug Eaton OAM, presented on behalf of Council at the first of the two Public Inquiry sessions held in the Wyong LGA on 3 February 2016.

Both Wyong Shire and Gosford City Councils intend to provide written submissions to the Delegate prior to the deadline.

THE PROPOSAL

Council will lodge an official submission to the Council Boundary Review, the key elements of which are summarised below.

Council supports of a merger with Gosford City Council, primarily on the basis of:

- The Long Term Financial Benefit and the opportunity to provide enhanced services to residents and visitors to the Central Coast.
- The scale and capacity afforded by a combined Central Coast Council and the opportunity to speak with one voice to other levels of government and other organisations.
- The opportunity to align strategy, asset and service delivery and to use scale and capacity to attract suitable public and private sector partners on projects of material consequence to the community and the economy of the Central Coast.
- Existing synergies and identified opportunities to leverage economies of scale in major strategic decisions.

However, Council believe strongly that to minimise implementation risk and to ensure the success of a Central Coast Council, the Delegate and the NSW State Government must consider the following fundamental aspects and where necessary, include these recommendations into the proclamation, legislative change or other policy:

- The need to provide further funding and support throughout the amalgamation to ensure that transition costs are adequately compensated so that services are not impacted in the short to medium term. This includes indexation of Water and Sewer pricing until a submission by the new entity is possible.
- Retention of Financial Assistance Grant (FAG) levels and equalisation of grant calculations
- Support for catalyst projects such as the University/Smart City concept at Warnervale, and the regional airport.
- Ensuring that resident's concerns and fears around effective local representation are addressed through:
 - Dividing the resulting Council area into four wards;

5.4 Wyong Shire Council's Submission to the Council Boundary Review (contd)

- Supporting the maximum number of Councillors giving regard to the four wards (i.e. four wards with three Councillors per ward);
 - Ensuring the people's will to have a popularly elected Mayor is mandated for the Central Coast Council;
 - Ensuring Councillors are resourced and appropriately remunerated so they can serve the Central Coast community full time;
 - Ensuring that there is a role for existing Councillors until the elections of the new Central Coast Council.
- Rejecting any proposals to change or extend the Council Boundaries. Boundaries should remain as defined in the proposal.
 - Repealing the existing Central Coast Water Corporation legislation and leaving the water assets in the custody of the new Central Coast Council and the ownership with the public.
 - Retention of the existing two Civic Centres in order to ensure community access to services and to minimise cost and disruption to staff.
 - Dissolving the existing Central Coast Joint Regional Planning Panel (JRPP) and granting the proposed Central Coast Council expanded planning powers.

GOVERNANCE AND POLICY IMPLICATIONS

Consideration of s.23A guidelines

The Chief Executive of the NSW Office for Local Government has issued guidelines titled "*Council Decision Making during Merger Proposal Periods*" pursuant to s.23A(1) of the *Local Government Act 1993* ("LG Act"). The Council must consider those guidelines when making decisions during the "merger proposal period", which commenced on 6 January 2016 and will conclude on the date on which a proclamation is made to amalgamate the Wyong and Gosford local government areas or the Minister for Local Government determines that he will not proceed with the proposal for that amalgamation: s.23A(3) of the LG Act. Councillors have been provided with a copy of those guidelines and have been given advice concerning those guidelines. The decisions that are proposed as part of this report comply with those guidelines.

ATTACHMENTS

- 1 Submission on the Proposed Amalgamation of Wyong Shire and Gosford City Councils D12240221



SUBMISSION ON
THE PROPOSED
AMALGAMATION
OF WYONG SHIRE
AND GOSFORD CITY
COUNCILS





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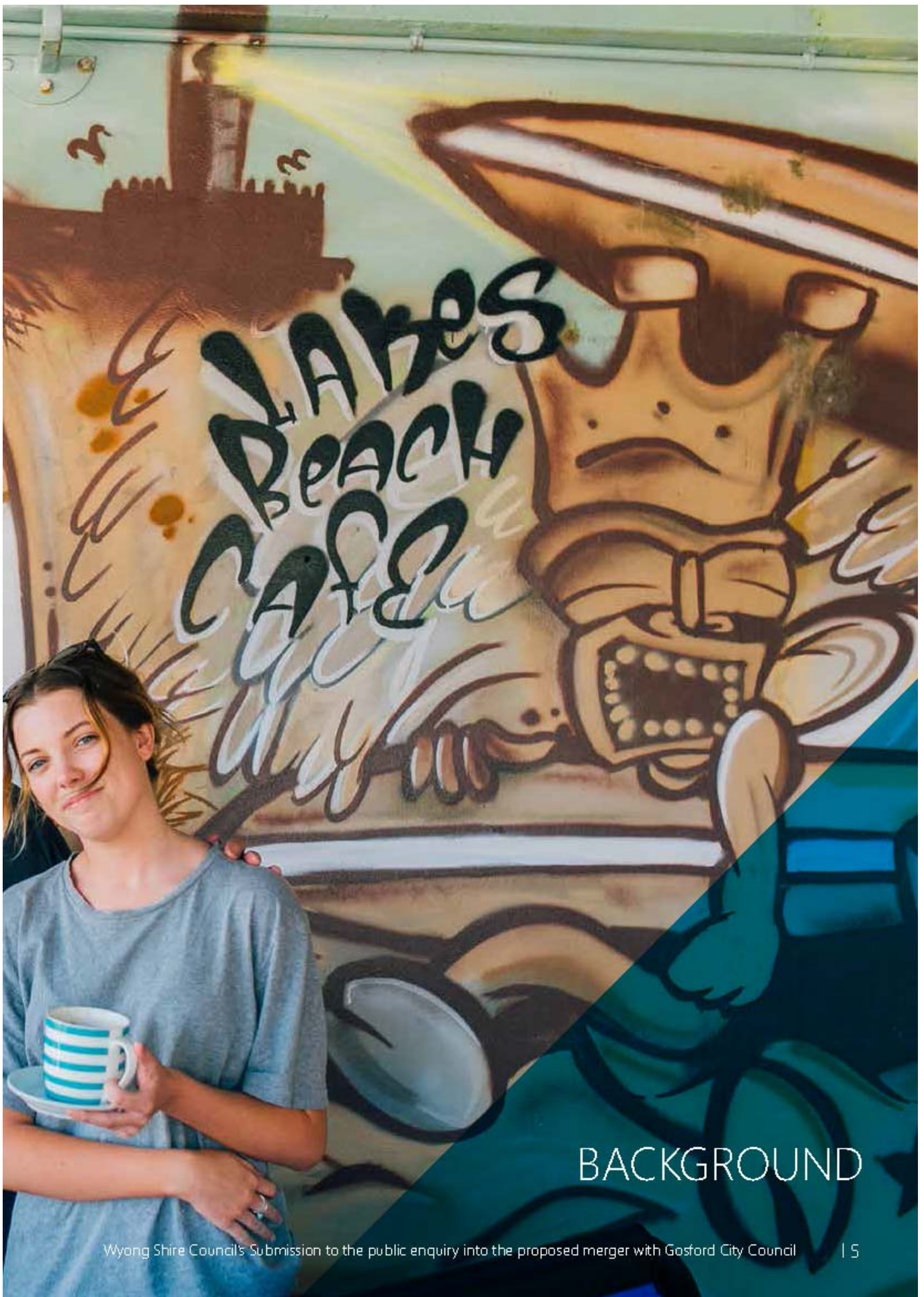


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4 | Wyong Shire Council's Submission to the public enquiry into the proposed merger with Gosford City Council



BACKGROUND

BACKGROUND

The NSW Government has been looking into reforming Local Government since 2011, when councils from throughout NSW came together for 'Destination 2036' to discuss their long term future.

Following this forum the Local Government sector asked the State Government to appoint an independent panel to carry out a review of how to progress NSW Councils to become more sustainable.

In March 2012, the Independent Local Government Review Panel was appointed by the Minister of Local Government. The panel was made up of Professor Graham Sansom as the chair, with Jude Munro and Glenn Inglis as members. They were tasked with the job of consulting widely and developing a report with clear recommendations for local government reform.

The Minister for Local Government released the final report on 8 January 2014. The report recommended a number of state-wide, as well as regional reforms. For the Central Coast region the report:

- Identified a case for the southern area of Lake Macquarie around Morisset to be added to Wyong or alternatively a new Central Coast Council.
- Noted the options for Gosford City and Wyong Shire Councils to amalgamate or create a multi-purpose Joint Organisation.

The State Government released its official response to the report which also supported a potential merger of Wyong and Gosford Councils. The State Government also announced a \$1 billion reform package to provide support and incentives to help councils become sustainable through its 'Fit for the Future' package.

Councils were given a deadline of June 30, 2015 to put in a submission to detail their preferred option - either to merge or standalone - and how they would ensure they were "Fit for the Future." This was based on the benchmarks of scale and capacity, financial sustainability, infrastructure and service management, and efficiency.

Wyong Shire Council submitted our preference to stand alone on the basis that on all measurable criteria we were already fit for the future and had plans, in place, to improve this fitness further.

The Independent Pricing and Regulatory Tribunal (IPART) were tasked with assessing all of the Council proposals under Fit for the Future reforms to the State Government.

IPART's report was released on 20 October 2015. In the report both Wyong Shire and Gosford City Councils were found to be unfit, in scale and capacity criteria although both proposals met the financial and other criteria overall.

Councils, found to be unfit, were then given a deadline of 18 November 2015 to come up with a proposal to voluntarily merge with a neighbouring Council or lose access to \$1 billion in extra funding announced at the start of the Fit for the Future process.

Councils who submitted voluntary merger proposals with other Councils were offered access infrastructure funding as well as funding to cover merger costs which amount to \$20 million. State Government further agreed to freeze existing rate paths for Councils for up to four years.

At the Council meeting on 28 October 2015 Wyong Shire Council agreed to pursue a voluntary merger with Gosford to create the Greater Central Coast Regional Council.

Council's submission, in response to the IPART report, also asked for the inclusion of the township of Wyee, currently part of Lake Macquarie LGA, as part of the proposed Greater Central Coast Council.

Gosford City Council agreed to voluntarily merge with Wyong Shire Council at a meeting on Tuesday 16 November.

Just before Christmas the State Government formally announced its plans to reduce the number of Councils across NSW from 152 to 112. In January 2016, the Minister for Local Government referred 35 merger proposals, including the proposed merger of Gosford and Wyong Councils to the Chief Executive of the Office of Local Government (OLG) for examination and report under the Local Government Act (1993) and undertake public consultation to seek community views.

This written submission is Wyong Shire Council's official response to the public enquiry into the proposed merger.

THE ENTRANCE - WYONG SHIRE



8 | Wyong Shire Council's Submission to the public enquiry into the proposed merger with Gosford City Council



INTRODUCTION

INTRODUCTION

Wyong Shire Council supports a merger with Gosford City Council, primarily on the basis of:

- The Long Term Financial Benefit and the opportunity to provide enhanced services to residents and visitors to the Central Coast
- The scale and capacity afforded by a combined Central Coast Council and the opportunity to speak with one voice to other levels of government and other community organisations
- The opportunity to align strategy, asset and service delivery and to use scale and capacity to attract suitable public and private sector partners on projects of material consequence to the community and the economy of the Central Coast
- Existing synergies and identified opportunities to leverage economies of scale in major strategic decisions.

However we believe strongly that to minimise implementation risk and to ensure the success of a Central Coast Council, the Delegate and the NSW State Government must consider the following fundamental aspects and where necessary, include these recommendations into any proclamation, legislative change or other policy:

- The need to provide further funding and support throughout the amalgamation to ensure transition costs are better met so service delivery, to the community, is not adversely impacted.
- Ensuring residents' concerns, raised in numerous presentations at the public meetings into the proposed merger, relating to effective local representation are addressed through:
 - Dividing the resulting Council area into four wards of three Councillors
 - Ensuring the people's will to have a popularly elected Mayor (voted in by referendum at the 2012 Local Government Elections) is mandated for the Central Coast Council

- Ensuring elected Councillors are resourced and appropriately remunerated so they can serve the Central Coast community in a full time capacity
- Ensuring there is a role for existing Wyong Shire and Gosford City Councillors until the elections of the new Central Coast Council are held.
- Rejecting any proposals to change or extend the Council Boundaries as stated in the proposal (ie just have a Central Coast Council made up of the current boundaries of Gosford City and Wyong Shire Councils).
- Repealing the existing Central Coast Water Corporation legislation and leaving the water assets in the custody of the new Central Coast Council and the ownership with the public.
- Retention of the existing two Civic Centres and Council Chambers in order to ensure community access to services, to minimise cost and to minimise disruption to staff.
- Retention of Financial Assistance Grant (FAG) levels and equalisation of grant calculations.
- Indexation of Water and Sewer pricing until a submission by the new entity is possible.
- State Government support for current Wyong Shire Council catalyst projects such as the University/Smart City concept at Warnervale and the regional airport.

SHELLY BEACH - WYONG SHIRE





FACTORS

FACTOR ONE: THE FINANCIAL ADVANTAGES OR DISADVANTAGES TO RESIDENTS AND RATEPAYERS OF THE PROPOSED AMALGAMATION

Wyong Shire Council is proud of the progress we have made in creating a progressive, sustainable and innovative organisation.

Over the past 5 years we have moved from a \$30 million deficit to a point where we have now achieved 3 successive years of operating surpluses. After driving a \$40 million turnaround in our operating budget since 2010, we are now in the strongest position we have ever been in to deliver the infrastructure and services that will create jobs and opportunities for our growing community.

Our legacy of poor financials and limited income means many of our assets are old and need upgrading. Due to improved financial management we have reduced our need to upgrade assets from \$130 Million in 2012, to \$30 Million in 2015. We have a plan to remove the remaining backlog in asset maintenance and to be a stand-alone financially sustainable Council into the future.

We are the largest spending Council in the State on roads - at \$66 million - and we will spend \$105 million on capital works budget this year. Our \$361 million budget for this year is sound, responsible and balanced.

We are fit for the future and this was reflected in the IPART report (mentioned earlier) released on 20 October 2015 which found Council had satisfied all Fit for the Future financial benchmarks and was declared financially fit. The same IPART report noted, however, scale and capacity could be improved under a merger with Gosford City Council.

Metrics and Synergies

Both Wyong Shire and Gosford City Councils commenced a program of financial and business transformation in the past two to five years. These programs have resulted in material financial turn-arounds for both organisations with both now achieving impressive surpluses.

In recently released analysis of 2014/15 financial year results of Councils across the State, Wyong's \$10.2 million surplus ranked us as number 9 in a survey of the 151 NSW Councils, with Gosford's \$13.1 million surplus number 7. The fact both Councils are generating surpluses is positive as there should be funds available to reinvest in enhanced services and improved asset conditions.

There is significant potential for further business improvement in the event of a merger. There is opportunity for Wyong and Gosford to share learnings and implement best practice efficient service delivery models as a merged Council.

Both Councils started 2012 with \$100M plus in infrastructure backlogs. The 2014/15 Financial statements report at Wyong we have reduced the backlog to \$45 million (\$30 million General Fund and \$15 million Water and Sewer). Gosford City Council, on the other hand, reported a total backlog of \$134 million (\$98 million General Fund and \$36 million Water and Sewer). Reducing and ultimately eliminating this level of infrastructure backlog will be a significant challenge for the new Central Coast Council, particularly with the added cost and disruption of merger activities.

The combined entity would have Net Assets of \$8.2 billion (\$5.3 billion from Gosford and \$2.9 billion from Wyong). This indicates substantial scale and capacity, but also highlights the challenges facing the new organisation in terms of asset management.

Both Councils have historically borrowed, primarily to fund significant Water and Sewer assets and to ensure inter-generational equity in this essential infrastructure. At 30 June 2015, Wyong had \$178 million in loans outstanding, while Gosford had \$155 million. Ratios indicate these are at appropriate levels and these loans can be serviceable in a new organisation.

Both organisations are at similar stages in their IT replacement cycle. Current systems in both organisations are approaching their end of life with replacements and significant upgrades planned in the next two to three years. A merged entity may be able to achieve economies of scale and realise

this IT refresh and upgrade at a much cost lower than would have been incurred in total as separate organisations.

Analysis of KPMG Model and Assumptions

KPMG in its analysis for the State Government on council mergers estimated the financial benefit of Wyong and Gosford merging as \$135 million over 20 years.

Wyong and Gosford have done a joint analysis on the model and assumptions in these findings and provide the following response:

Table 1: Analysis on KPMG Model and Assumptions

Table 1: Analysis on KPMG Model and Assumptions

Item	KPMG Assumption	Analysis and Response
Base Year used for analysis	<ul style="list-style-type: none"> • 2013/14 financial data used as the base year. 	<ul style="list-style-type: none"> • Substantial business improvements and savings were achieved in both organisations between 2013/14 and 2014/15. • This occurred in all areas including materials and contracts and salaries. • The savings already achieved may impact the capacity to achieve the future savings estimated in the KPMG model and will therefore reduce the estimated NPV.
Savings from Materials and Contracts	<ul style="list-style-type: none"> • Saving of 3% of materials and contracts • 80% of material and contract expenditure subject to this 3% saving 	<ul style="list-style-type: none"> • This translates into an ongoing annual saving of \$2.7 million from a combined cost base of \$113 million. • Wyong and Gosford both have significant business improvement plans in place that may have achieved this level of saving stand-alone. • Increased purchasing power should allow this level to be achieved but will be dependent on other business improvement. • Ongoing level of savings may be impacted by savings already achieved (refer comments on base year) • Overall reasonable assumption.

Item	KPMG Assumption	Analysis and Response
Savings from Councillor Expenditure	<ul style="list-style-type: none"> • The number of Councillors in the new merged entity = 10 • Newly elected Councillors receive a fee of \$30,000 per annum. 	<ul style="list-style-type: none"> • 10 is not a high enough number of Councillors to ensure effective representation (refer section on elected representation). • \$30,000 is not an adequate remuneration for new Councillors who should be compensated according to the increased scale and need for professional representation (refer section on elected representation). • Conclude there will either be a neutral impact or possibly an increased cost for Councillors in a new entity. This negatively impacts the \$135m NPV, but not materially.
Savings from reduced salary and wages expenditure	<ul style="list-style-type: none"> • Staffing efficiencies estimated at 7.4% • Reductions in the cost of Tier 4 (GM) salaries (1 instead of 2) • Reductions in the cost of Tier 3 (Director) salaries (4 instead of 8) 	<ul style="list-style-type: none"> • This saving is dependent on the Organisational Structure but is reasonable for Tier 4 and Tier 3. • Staffing efficiency level appears reasonable but it should be possible to achieve through natural attrition. • Overall level of saving appears reasonable but may be impacted by the need to increase volume of service to a rapidly growing population.
Information and Communications Technology (ICT) Costs	<ul style="list-style-type: none"> • Introduce ICT 'vener' (interim) solution for \$3.35m plus 30% contingency. 	<ul style="list-style-type: none"> • \$4.355m is not an adequate allocation given the complexity and scale of moving to a joint ICT environment. • Although this refers to the interim solution, the cost of a longer term robust consolidated system is not referred to in any other transition cost elements and is likely to be substantial. • By referencing cost incurred recently by other large local governments for ICT solution, this cost could be in the 10's of millions of dollars.

Other transition costs	<ul style="list-style-type: none"> • Refers to office relocation, staff training and general transition related expenditure. • Transition costs are estimated to be 2% of merged entity operating expenditure in the first year of operation. 	<ul style="list-style-type: none"> • Translates to \$10.8m. • This appears profoundly inadequate to cover strategic ICT solutions which involve purchase of new IT licences, a full system development life cycle project including testing and training, data mapping and data migration. • This amount does not appear to cater adequately for direct internal labour and consulting resource involved in business analysis, due diligence, business transformation etc. • The inadequacy of this amount is compounded as it relates to 1 year only and fails to take into account that merger activities will continue over a minimum of 3 years. • This amount also fails to account for hidden costs such as management and executive time in executing on merger activities (often at the expense of service delivery). This hidden cost is likely to be substantial and is not factored into this amount. • Importantly, specific to Wyong and Gosford which are also Water Supply Authorities, this amount does not cover the cost of disrupting the IPART pricing cycle which will mean Wyong and Gosford do not receive indexation on their current water and sewer prices and this will cost \$4m (and potentially impact service quality).
Costs from redundancies	<ul style="list-style-type: none"> • General Staff average payment based on tenure of 16 weeks. • 1 General manager redundant in year 1 • 4 directors redundant in year 1 	<ul style="list-style-type: none"> • Wyong has a staff attrition rate of 7.5% and Gosford's is even higher. Even at 7.5%, the combined annual; attrition across a combined resource base of approximately 2,000 Full Time Equivalent staff is 150. Meaning, at least 450 staff should have left the organisation across the three year protection period. The need for redundancies for general staff is therefore likely to be minimal (refer to impact on staff section). • The assumptions around redundancy costs for General Manager and Director level staff are reasonable.

TUGGERAH LAKE - WYONG SHIRE



Based on the above analysis, the overall conclusion is that the \$135 million saving is over-stated as the included merger costs appear woefully inadequate.

The offer of \$10 Million from the State Government to assist with merging costs is welcomed, but will not cover the significant short term costs. Investment in merger activities from both Councils will be required and has the potential to adversely impact service delivery to the community in the early years of the joint Council.

However, in the main, the KPMG assumptions related to savings (with the exception of savings to Councillor remuneration costs) appear reasonable.

It is, however, unlikely savings will translate into reduced levels of rates. Based on examples of mergers in other Australian states, any savings will be re-invested into ensuring equalisation of services across both Councils. This will be even more relevant for a Central Coast Council where services will need to be expanded and enhanced to cater for a rapidly growing population.

In the long term, there is opportunity for reduced cost which can be re-invested into services and infrastructure for the community.

We call upon the State Government to increase the level of monetary and other support to ensure Council investment in merger activities does not adversely impact service delivery in the early years of the joint entity.

Financial cost of delay to the Water and Sewer pricing review – Indexation required

Both Wyong and Gosford are Water Supply Authorities. The merger is likely to delay a revision of regulated prices for these authorities and this delay will cost a minimum of \$4 million as prices will not even be indexed (while costs will continue to grow with inflation). This risks deferral in the delivery of vital Capital and Operating costs and may impact service continuity and quality in this essential service.

Prices are regulated and determined by the IPART Water and Sewer Pricing regime. Prices are reviewed and reset every 4 years. The next pricing review is due to be completed by 30 June 2017 and prices for the next 4 year cycle charged from 1 July 2017.

Prices are set by IPART based on compensating Councils for a reasonable/efficient (operating and capital) cost base and then applying a modest return on invested capital to determine the required revenue and resulting unit prices. The key to this "building block" model is comprehending the cost base of an organisation.

It will be difficult, if not impossible for a newly combined organisation to create a logical submission within the required timeframe, given uncertainties about organisational structure, different methodologies for the calculation of shared costs, potential changes in operations (e.g. waste disposal) and key resource commitment to merger activities.

Assuming Council resolve to defer the pricing determination for the new entity until further clarity emerges on the structure and combined cost base of the new water and sewer function, prices would remain the same and would not even be increased for the cost of living.

Wyong has suffered under the existing prices as they were clearly inadequate at the point of the last determination and this has led to successive losses in the water and sewer business and cash-flow pressure has put important capital programs at risk already.

We viewed the coming determination as an opportunity to recoup the shortage in revenue. If we are not at least compensated for CPI over the time of deferral (caused by the amalgamation), substantial income shortfalls estimated at \$4 million per annum will cause the deferral of important capital programs.

To ensure revenue is adequate to undertake vital programs and thereby mitigate risk to water service quality and continuity, we submit that as part of the proclamation, the State Government should remove Wyong and Gosford from the IPART legislation for a period of 12-24 months and provide, via the proclamation, a CPI increase to the existing water and sewer prices for both Councils.

Retention of Financial Assistance Grant (FAG) levels and equalisation of grant calculations.

The community clearly have concerns about levels of service in the event of an amalgamation – this was identified in numerous presentations at the public meetings held on 3 February 2016. The community expect quality service delivery and equalisation of services to the higher standard across the two existing local government areas.

For both Councils the Federal Assistance Grant (FAG) and State Government grants represent vital funding sources to enable services, maintain assets and build better infrastructure.

Both councils expect that in a merged entity, the existing levels of FAG would be at least maintained, if not increased.

For other State based grants, there are currently some inconsistencies in the assumptions used to calculate grant amounts. For example, Road and Maritime Services (RMS) uses a unit rate of \$17,000 per kilometre to calculate the Regional Road Block Grant for Wyong Shire Council, whereas the same grant is calculated for Gosford City Council at \$14,000 per kilometre.

We therefore submit it is vital that there is no discount in the aggregate FAG provided to the new joint entity as this would directly and adversely impact service levels.

Existing fees and charges to remain as adopted.

The proclamation must allow the existing adopted fees and charges for the 2016/17 operational plan to remain at the unit prices adopted by each Council, notwithstanding they will not be harmonised at this point. This is consistent with the Section 23A guidelines that assert the operational plans for each of the Councils should be the focus for the 2016/17 financial year.

Rates equalisation.

We welcome the freezing of rating methodology and avoiding the harmonisation of rates for the first four years (as specified in the Section 23A guidelines).

However, this only shifts the problem as rate harmonisation needs to be addressed in the medium term. Initial modelling suggests that due to higher unimproved land values in the Gosford Local Government Area (LGA), without equalisation there would be a disproportionate increase in rates for those who are current residents of Gosford City Council.

Any equalisation, however well analysed, will cause distortion and potentially unfair outcomes for individual ratepayers.

Rates equalisation should be phased in after the initial four year freeze. It is anticipated that relative property values between Gosford and Wyong should tend to equalise in the medium term and this trend should be allowed to occur to reduce this issue.

FACTOR TWO: THE COMMUNITY OF INTEREST AND GEOGRAPHIC COHESION IN THE EXISTING AREAS AND IN ANY PROPOSED NEW AREA

The Central Coast is a recognisable region and destination in the eyes of residents, governments, tourists and other external groups.

It is difficult to argue there isn't a community of interest on the Central Coast.

The Central Coast has a distinct identity as a region and this identity is embraced by the community. Local residents proudly identify themselves as "Coasties". They see the Central Coast as one common area. They represent the Central Coast in sporting teams, attend events and use services across the Coast without any regard for the Local Government boundaries.

The Central Coast is an existing and recognisable place for people and organisations outside of the area. People don't distinguish between Wyong and Gosford. They say they are travelling to the Central Coast.

The current LGAs share a common geography, with the entire Central Coast known for its extensive coastline, rich bushland and state and national parks. The predominate coast, waterways, ridges and valleys east of the M1 motorway have shaped the way urban development has occurred in the region. Urban corridors and centres have concentrated settlement primarily along the coast and the rail corridor.

State Government Services and Departments are aligned with the Central Coast region, and not the individual Local Government Areas. Central Coast Health, as an example, services the entire Central Coast not individual council areas.

State Government Plans and Strategies look at the Central Coast as one region. In November 2015, the Department of Planning and Environment released a Draft Central Coast Regional Plan with a single strategy for the entire region. In 2012,

the Department of Premier and Cabinet released a "Regional Action Plan", again servicing the entire region. The existence of a dedicated Parliamentary Secretary (and until recently a Minister) for the Central Coast reinforces that the State Government perceives the Central Coast as a regional in its own right worthy of representation.

Review of Socio Economic Indexes for Areas (SEIFA), based on census data indicates very similar demographic patterns.

While the Gosford LGA has generally been considered to have a more affluent population, review of the Index of Relative Socio Economic Disadvantage (IRSD which ranks areas that are the most disadvantaged to those that are the least disadvantaged) reveals very similar patterns.

A map of the Index of Relative Socio Economic Disadvantage (IRSD) for the Central Coast appears as Appendix 2. A review of this map shows there are clusters of significant disadvantage throughout the entire Central Coast with some pockets of low disadvantage along the entirety of the coast. Both of the existing local government areas also have a significant belt of middle class between the M1 motorway and the coast.

Demographic and associated challenges therefore appear common across the Central Coast to varying degrees.

In Wyong Shire alone:

- 14.7% of Wyong residents have tertiary education compared to a State average of 28%.
- 31% of Wyong residents completed Year 12 compared to a State Average of 48%.
- Half of those with jobs need to commute outside of Wyong to earn a living
- There is a need for 27,000 more jobs

The need for local jobs so people don't have to sacrifice their quality of life by commuting has been our number one priority for some time and these challenges are also felt by residents in Gosford as well. Many of our employees actually live in Gosford and vice versa so already there is a community of interest amongst our staff.

At Wyong Council we already have key infrastructure plans and are committed to ensuring they become priorities in a new central Coast Council.

Discussions have already started both nationally and internationally for partners to establish a University campus at Warnervale. In addition we have well developed plans for a Regional Airport which will not only deliver jobs and opportunities for Wyong Shire, but will be a huge advantage for the entire economy of the Central Coast.

These projects need Government support and as a merged and coordinated Council with a single voice this support is more probable. We know this from our experience in the last State Government election where we pushed for a number of projects for the Shire under our vision to Transform the Central Coast. Often we were competing with Gosford for State Government funding and this will simply disappear when we are one Council.

We believe a single Central Coast Council will deliver a more strategic approach to tourism and economic development and have more clout in securing state and federal government funding.

FACTOR THREE: ATTITUDES OF RESIDENTS AND RATEPAYERS OF THE AREAS CONCERNED

Residents and ratepayers have made it clear throughout this reform process that even if they are supportive of the merger, they are more concerned about the lack of community consultation.

In April 2015 we surveyed 2,300 residents and 200 business participants asking them about their satisfaction with current services, and asking them about their views on a merger. (see Appendix 4)

42% of residents and 46% of businesses were opposed to a merger, with 27% of residents and 35% of businesses in favour. The remaining 32% of residents and 19% of businesses were undecided. This result can be interpreted in a number of ways but it does highlight opposition to a merger is not the majority.

Of those who had decided, 39% of residents and 43% of businesses supported a merger. While the majority were not in favour of a merger, this survey was conducted at a time where the financial and other benefits of a merger had not been quantified or publicised.

What was clear at the time, and was reiterated at the recent public inquiries, is that people wanted more information and wanted more involvement in the process. During the survey, 80% of residents and 82% of businesses supported better community consultation regarding the plan to merge Wyong and Gosford Councils.

Since the announcement of the agreement to voluntarily merge and this public enquiry we have not seen a huge outcry, community protest or opposition as is evident in other areas of Sydney. At the recent public inquiry, approximately 251 ratepayers attended and 55 people elected to speak. While a number of speakers voiced opposition to a merger, a number of these speakers were concerned about single issues such as boundary changes and did not articulate the reasons for opposing to the merger.

251 attending from a prospective population of 331,000 is a very small proportion and indicates the merger is not an issue that the general community oppose vigorously or in substantial numbers.

We will certainly be listening to our community during this process and will ensure their voice is heard as the new Council takes shape. We will be and have been assuring our residents the services will stay the same. Their garbage will still be picked up and the roads fixed, no matter what form the Council takes and believe this is the main concern of many residents that this will indeed change. It will not.

FACTOR FOUR: THE REQUIREMENTS OF THE AREA CONCERNED IN RELATION TO ELECTED REPRESENTATION FOR RESIDENTS AND RATEPAYERS AT THE LOCAL LEVEL, THE DESIRABLE AND APPROPRIATE RELATIONSHIP BETWEEN ELECTED REPRESENTATIVES AND RATEPAYERS AND RESIDENTS AND PAST OR FUTURE PATTERNS OF ELECTED REPRESENTATION FOR THAT AREA

A newly merged council will span over 1,700 square kilometres and will need to provide services and representation to 331,000 residents growing to 386,000 residents by 2031.

A council of this scale and diversity needs to ensure effective local representation. At the recent public inquiry into the merger, the issue of effective local representation was a central theme of concern, regardless of whether the speaker was supporting or opposing the merger.

The need for wards to ensure effective local representation

For this reason, we have resolved to support wards as part of the proclamation. We believe the community's voice is better heard and each area better represented in a ward structure.

We support four wards – basically two wards in each current Council area. We see this as the only way to ensure effective representation for local people on local issues that concern them.

Further comments on the configuration of wards appears below in Factor Seven (the desirability or otherwise of dividing the resulting area into wards).

Number of Councillors

Also, in the pursuit of effective representation, we believe strongly the proclamation should provide for the maximum number of Councillors considering the number of wards. This is again about effective and balanced local representation.

Given we have proposed four wards, and that the maximum number of Councillors allowed under

BUDGEWOI - WYONG SHIRE



the Local Government Act is fifteen Councillors, we believe the proclamation should mandate four wards with three Councillors per ward (a total of 12 Councillors).

Popularly Elected Mayor

In addition to the twelve Councillors, we strongly believe that the proclamation should mandate a popularly elected Mayor (providing a total of thirteen elected representatives).

At the last Local Government Election, a referendum was held in Wyong Shire on whether there was desire for a popularly elected Mayor. Wyong residents voted overwhelmingly for a popularly elected Mayor. Given it is the will of the people, we firmly believe the proclamation must provide for a popularly elected mayor for the Central Coast Council.

Councillor Remuneration

In a merged Central Coast Council there will be less Councillors servicing more residents and with the population increasing, so will the workload.

The number of residents per Councillor will move from 15,900 residents per Councillor in the current Council, to 25,500 residents per Councillor in the new Council.

All Wyong Shire Councillors are in agreement that Councillors elected to a Central Coast Council should be resourced and appropriately remunerated so they can serve the community on a full time basis. There will be a lot of important decisions to be made and projects to progress. The community expect and deserve professional representation. It is vital then that Councillors are appropriately remunerated.

We believe the proclamation should specify the remuneration of each Councillor be set at 35% of the remuneration received by a State Member of Parliament. This amount needs to be supplemented with appropriate expense allowances including travel and other expenses required to ensure effective representation.

Role for Councillors throughout the transition

To ensure effective representation for the community from the date of the proclamation to the date of elections for a new combined Council, we believe strongly there is a need for Councillors to be involved in the formation and transition to a new organisation.

We believe it is vital the popularly elected officials continue to represent their community and to allow their community to have influence into the shape and form of a new combined Central Coast Council.

FACTOR FIVE: THE IMPACT OF ANY RELEVANT PROPOSAL ON THE ABILITY OF THE COUNCILS OF THE AREAS CONCERNED TO PROVIDE ADEQUATE, EQUITABLE AND APPROPRIATE SERVICES AND FACILITIES

There is huge opportunity for improved service levels and more efficient service delivery in a merged Council. Aside from the removal of duplicated functions and infrastructure, we see huge potential in leveraging from the economies of scale.

Already both Councils cooperate extensively and deliver 46 specific joint services. Waste Services are delivered by a joint contract under the name "One Coast." Water Supply is also coordinated through a Joint Water Authority.

These demonstrate services can be delivered across the combined Central Coast area. There are many other opportunities and efficiencies to be gained through an amalgamation.

In the future, the volumes demanded by a combined Central Coast Council will attract more vendors and create savings through volume discounts and increased competition.

Over-time duplication of effort and functions will reduce. A lower cost for back office functions and executive salaries will free resources for front line service delivery.

Reducing the duplication of infrastructure and better coordination of service delivery is also possible in a merged Council. A regional strategy for the delivery of all services and key facilities will provide improved amenity for our community.

Both Civic Centres must continue to operate to ensure minimal disruption for staff and continued access to services by the community. The cost of building one new Council Administrative Centre is prohibitive, certainly in the short term and should not be attempted. Council meetings should be rotated at each current chambers to ensure more residents can attend and ensure transparency in decision making.

There is a short term risk to service delivery though as the Councils expend effort on merger activities. It is important the State Government provide support to Councils to fund and support them through an amalgamation so Council staff can continue to deliver the services the community expect, need and want.

FACTOR SIX: THE IMPACT OF ANY RELEVANT PROPOSAL ON THE EMPLOYMENT OF THE STAFF BY THE COUNCILS OF THE AREAS CONCERNED

For the vast majority of Council employees, covered by the State Government Award, their employment has been protected since 6 January this year and will continue to be protected for a further 3 years after the legal commencement date.

In a normal merger of Councils, not experiencing high population growth, there would be a need for a redundancy program to reduce staff costs.

However, on the Central Coast, the normal staff attrition rates of 7.5% per annum will account for around 450 employees over the 3 year protection period. This level of attrition, along with the fact our region is still growing, means we don't perceive there will be a need for significant long term redundancies across the new organisation.

It is inevitable there will be business improvement and "right sizing" opportunities identified through the transition, but there will also be opportunities to re-train and re-deploy existing staff to fill vital service delivery functions in the new organisation.

For these reasons we predict there will be little need for a large scale forced redundancy program for award based staff.

There will be a loss of senior staff in both Councils as many are on performance contracts and not protected by the award. We are confident these senior staff have the skills and qualifications they need to find new roles within local government or in other industries.

Our Council has been very productive in providing training and support in change management and resilience for all staff.

FACTOR SEVEN: THE DESIRABILITY (OR OTHERWISE) OF DIVIDING THE RESULTING AREA OR AREAS INTO WARDS

A newly merged council will span over 1,700 square kilometres. It will need to provide services and representation to 331,000 residents growing to 386,000 residents by 2031.

A council of this scale and diversity contemplated needs to ensure effective local representation. Concern around effective local representation was a clear and consistent message in all of the public inquiry sessions and in the statistically significant survey we undertook in April 2015.

There will be less Councillors servicing more residents with a rapidly growing population. The number of residents per Councillor will move from 15,900 residents per Councillor in the current Council, to 25,500 residents per Councillor in the new Council (assuming 12 Councillors and a popularly elected Mayor).

For this reason, we support wards as part of the proclamation. We believe the community's voice is better heard and each area better represented in a ward structure.

Ward representation has been very effective and very popular in Wyong Shire and should be rolled out across the whole Central Coast to ensure every community in the Central Coast has a voice.

We propose four wards. We see this as the only way to ensure effective representation for local people on local issues that concern them.

The current configuration of wards in Wyong Shire should be largely retain with the current south/western B ward continuing south west into Gosford City. All of the current rural areas in the Shire are in B Ward, so this could be continued into the Gosford LGA. Gosford City could then conceivably be divided more on an east west basis due to the significant geographic barrier of Brisbane Waters. This would also increase the likelihood of the election of a Peninsula Councillor – noting the need for a Peninsula Councillor was raised in the public hearing sessions.

Regardless of the geographical configuration, we are adamant the concept of four wards is the only way to ensure effective local representation for the Central Coast community and so must be included in the proclamation.

We are also adamant the proclamation must ensure that there is the maximum number of Councillors allowable under the legislation to service these wards and the people of the Central Coast. For this reason we believe the proclamation must call for 3 Councillors for each ward (a total of 12 Councillors in addition to a popularly elected Mayor).

FACTOR EIGHT: OTHER FACTORS YOU CONSIDER RELEVANT TO THE PROVISION OF EFFICIENT AND EFFECTIVE LOCAL GOVERNMENT TO YOUR COMMUNITY

No Changes or extension of Council Boundaries

We do not support any change or extension to the Central Coast Council boundaries as stated in the proposal (being the combination of the current Wyong and Gosford LGAs). This was our first preferred option in our response to the NSW government.

We believe changes to Council boundaries, beyond the joining of the two existing local government areas, as proposed in the Minister's proposal is outside of the scope of the proposal and we do not support any changes.

At Wyong sessions of the Public Inquiry, a few residents spoke in favour of changing boundaries to move suburbs north of the Pacific highway into the Lake Macquarie local government area. We do not support this change and there is no evidence to suggest the views of the individuals presenting at the public inquiry represent the majority view of the populations in those suburbs.

Repeal of the Central Coast Water Corporation Legislation

Both Wyong and Gosford are Water Supply Authorities. There is an existing piece of legislation (the Central Coast Water Corporation Act) suggesting the water authorities of both Councils be combined into a Corporate entity.

This legislation is completely redundant in a new merged Council as the intent of the combined water business is satisfied as a result of the merger.

The two Councils currently operate joint headworks and individual water businesses as separate Councils. Upon amalgamation, the scale and capacity of the water business will increase significantly, along with increased opportunity for efficiencies and cost reduction. These were the objectives of the water corporation concept and these can now be satisfied through an amalgamated entity.

Water and Sewer is part what we do and there is no justification for removing assets paid for by the community and sacrificing these into a Corporate entity. This can be incorporated into a new joint Council for the Central Coast.

We therefore submit that the Central Coast Water Corporation legislation be repealed as part of the proclamation.

Water and Sewer Regulation – Response to comments at Public Inquiry

Two individuals at the Wyong public inquiry forum incorrectly asserted the Wyong and Gosford water businesses were not appropriately regulated and did not have the same reporting or quality obligations as Hunter Water. We reject these assertions outright.

Both Gosford and our water businesses are subject to dual regulation:

- As a large water supply authority governed by the Water Management Act 2000 and associated regulations, and IPART.
- As a local government entity regulated by the Local Government Act and Best Practice Management guidelines (as promulgated and administered by DPI Water – formerly the NSW Office of Water).

No other water utility or local government entity (except Gosford City Council) is subject to this level of regulation. We argue this dual regulation, and the associated measurement and reporting, is more complex and comprehensive than for Hunter and Sydney Water who each operate under their own specific legislation.

A comprehensive summary of regulation and reporting obligations on our water business is attached as Appendix 3. This confirms the existing regulatory and reporting environment for Wyong and Gosford water businesses

Retaining the existing two Civic Centres

The proposed Council boundaries will span an area of 1,681 square kilometres, more than double the 740 square kilometres of the existing Wyong local government area.

It is therefore vital to ensure that the community can continue to easily access Council services and resources. For this reason, we call on the State Government to mandate in the proclamation that the two Civic Centres continue to operate, with Council meetings rotated between each of the current Council chambers.

In addition to providing ease of access to Council services and meetings, it is clear that maintaining the existing two Civic Centres will also reduce implementation costs and will avoid having to write-off investments in the current buildings.

We also believe that keeping the buildings open will minimise the disruption for staff and minimise the change for these employees.

Dissolving the existing Central Coast Joint Regional Planning Panel (JRPP)

We request the NSW Minister for Planning dissolve the Central Coast Joint Regional Planning Panel (JRPP). This body will become redundant and a duplication of Council functions with a Central Coast Council.

The new Council will have the capacity, expertise and jurisdiction for planning across the Central Coast and there will be no need for a Regional Planning Panel. For this reason we ask that the Minister for Planning dissolve the Central Coast JRPP at the time of amalgamation and that the proposed Central Coast Council be given greater planning powers.

Central Coast Water Corporation

Council believes if the merger does not proceed it will trigger the enlivening of the Central Coast Water Corporation and the loss by both Councils of their water and sewer functions and possibly drainage. This would significantly reduce both Councils existing scope and capacity and almost make them financially unsustainable into the future.

WYONG RIVER - WYONG SHIRE



Business and community benefits of a merger

There are significant financial and non-financial benefits to local businesses and the wider community from a merger.

Businesses will benefit from a single Local Environment Plan (LEP) and uniform regulation across the region and planning being done on a regional basis.

The community will benefit from a single body being responsible for community services across the region. Currently most sporting bodies are regionally based and run regional competitions. However sporting facilities are provided and managed on an LGA basis. We have an ongoing issue where Central Coast Football wishes to play some of its Gosford based matches on Wyong grounds for logistical reasons but this is not permitted and the sportsperson suffers as a result. Similarly Central Coast Surf Life Saving operates across the coast but has to deal with 2 different administration rules and supervisors. These examples are just a few in this area and these issues would simply disappear in a merged Council.

What's in a name

The Central Coast is the 9th largest urban area in Australia and moving closer to being the 8th with similar characteristics to the Gold Coast City Council. For these reasons and to ensure our region gets the recognition it deserves we would like to see the new Council called Central Coast City Council.

CHARMHAVEN COUNCIL DEPOT
WYONG SHIRE



SUMMARY

Wyong Shire Council's Submission to the public enquiry into the proposed merger with Gosford City Council

| 33

SUMMARY

Wyong Shire Council has a proud record of delivering the infrastructure and services our community needs and want and believes even more can be achieved for the Central Coast region under a merged Council.

Our know-how and skill combined with the clout of a Central Coast Council behind it will ensure we can attract even more funding for our great region now and well into the future. There are definite long term financial benefits of merging the two Councils but would like to see more compensation from the State Government to help meet short term costs.

The community want and must have a say in how the new Council is formed and in its decision making processes.

With this in mind Council recommends the following inclusions in any proclamation for the new Council

- The Mayor of a Central Coast Council to be popularly elected
- The electorate to be divided into four wards of three Councillors in each
- Elected Councillors to be full time and remunerated at 35% of the current salary of a State Member of Parliament
- No change or extension to current boundaries – the new Council to be made up of Wyong and Gosford Local Government Areas as they currently stand
- Two existing Civic Centres (one in Wyong, one in Gosford) to continue to operate to ensure minimal disruption to services and staff
- Council meetings to be rotated at each current Council chamber to ensure transparency in decision making
- More funding to assist with merger and transition costs - \$20 million is considered to be woefully inadequate
- Council would also like to see the following changes to State Government policies or legislation:

- Repeal of the existing Central Coast Water Corporation legislation
- Retention of Financial Assistance Grant (FAG) levels and equalisation of grant calculations.
- Indexation of Water and Sewer pricing until a submission by the new entity is possible.
- State Government support for current Wyong Shire Council catalyst projects such as the University/Smart City concept at Warnervale and the regional airport.

At the meetings held as part of the public enquiry process residents are generally supportive of a Gosford and Wyong Council merger but felt their voice was not heard or represented in this State Government process.

The community interest must be at the heart of any decision making of the new Council and they must be appropriately represented.



Mr Rob Noble,

Acting CEO Wyong Shire Council
PO Box 20
Wyong NSW 2259

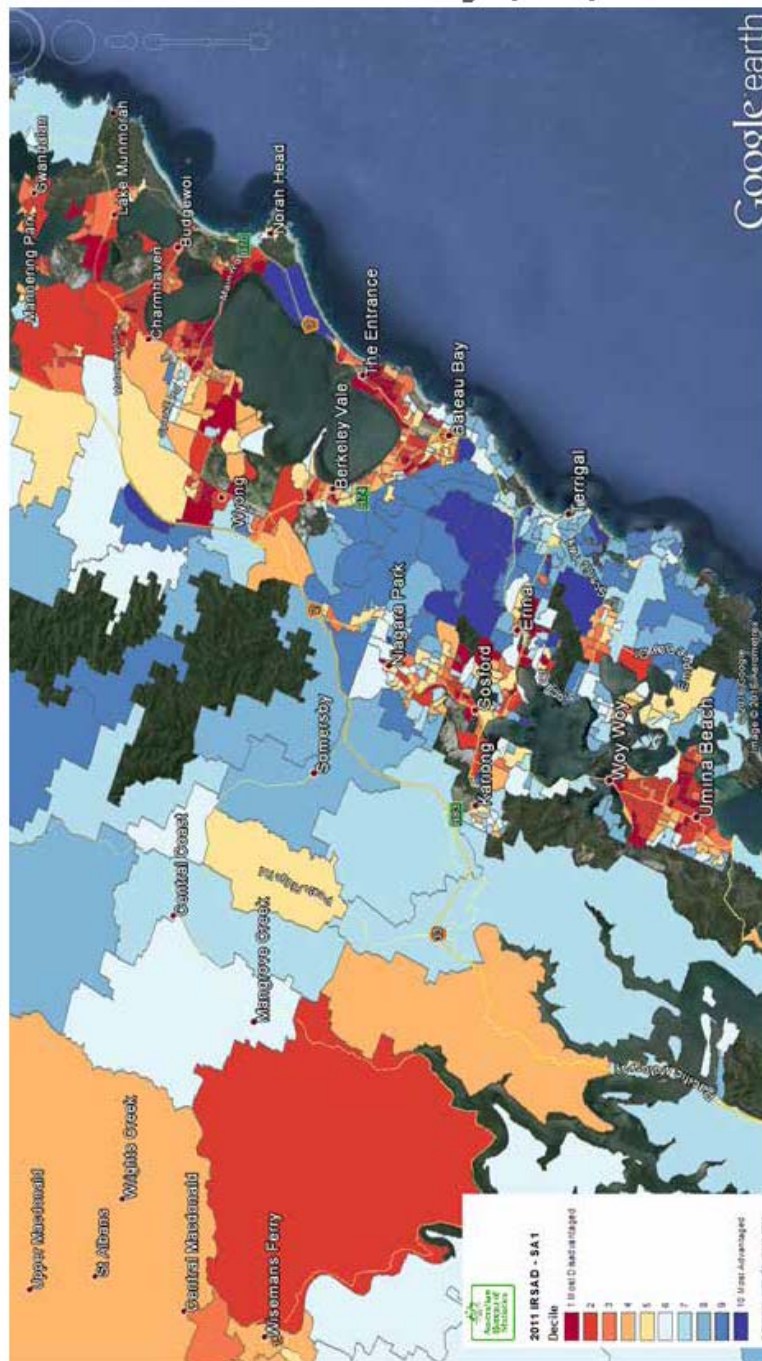
APPENDIX 1

Water and Sewer projects at Risk if current prices are not indexed:

Name	Description	Cost	Impact of not undertaking
Mangrove Creek Dam fire trails	Upgrading of fire trail network in Mangrove Creek Dam	\$330k	Difficulty in managing bush fires; potential risk to water quality arising from soil instability following a major fire
Upper Mooney Dam crest remediation	Remediation works necessary to concrete on dam crest	\$1.1M	Further deterioration of dam crest
Critical sewer main rehabilitation	Risk based rehabilitation of critical sewer mains in Gosford LGA, including reticulation, trunk mains, tunnels & outfall	\$1.2M	Ensure critical sewer mains remain in service
Regional water planning	Development of next regional water plan in conjunction with Metropolitan Water Directorate and Hunter Water, and incorporating DPI Water Integrated Water Cycle Management requirements	\$3M	Delay in producing next regional water plan and complying with IWCM requirements. Risk that planning will be out of step with Hunter. Delay in determining strategy for dealing with Mangrove Creek Dam PMF issue.
South Tacoma Low Pressure Sewerage	Replacement of the existing vacuum sewerage system with a low pressure system	\$2M	Continuation of high maintenance costs and frequent difficulty in restoring service after minor flood events

APPENDIX 2

Socio Economic Indexes for Areas (SEIFA) - Map of the Index of Relative Socio Economic Disadvantage (IRSD):



Wyong Shire Council's Submission to the public enquiry into the proposed merger with Gosford City Council

APPENDIX 3

Water Supply, Sewerage regulation and reporting for Wyong Shire Council.

Introduction

Reference is made to the Public Inquiry on Amalgamation Issues where Council was compared unfavourably with Hunter Water in relation to operating standards and reporting requirements.

As an introductory comment the current regulatory and operating environment of Wyong Water (a business unit of Council) is different to that of Hunter Water and arguably more challenging for what is a relatively small organisation.

From an operational perspective Wyong Water (WW) is caught in a dichotomy in simultaneously being seen and regulated as a local government entity on one hand (Local Government Act/ Best Practice Principles) and a large water supply authority on the other hand (Water Management Act/IPART).

No other local government entity (except Gosford City Council) is subject to this dual regulation.

Dual regulation has created a more complex operating environment than that for Hunter and Sydney Water who each operate under their own specific legislation.

Wyong Water - Regulation and Reporting

WW is subject to a regulatory and legislative framework both State and Federal in particular the following;

- Water Management Act (2000 and associated Regulation
- The Independent Pricing and Regulatory Tribunal Act 1992
- Local Government Act 1993 and associated Regulation
- DPI Water Best Practice Management Principles

for Water Supply and Sewerage

- Protection of the Environment Operations Act 1997
- Public Health Act 2010 and associated Regulation
- Fluoridation of Public Water Supplies Act 1957
- Dams Safety Act 1978
- Australian Drinking Water Guidelines

Wyong Water – Standards, Obligations and Reporting

Arising out of the above regulatory framework is an extensive range of controls and reporting obligations required of WW that cover operational, infrastructure, financial, environmental and health related performance.

In respect of the major regulatory areas a "what is reported and to who" summary of the WW reporting and regulatory environment is listed below;

1. Independent Pricing and Regulatory Tribunal (IPART)

As a designated Water Supply Authority under the Water Management Act 2000 all WW fees and charges must be determined by IPART typically every four years. In addition IPART determines the methodology that WW must use to set developer service charges.

In being subject to IPART regulation WW is required to submit the following;

- Financial and non-financial performance data (annually)
- Capital expenditure and forecasts (annually)
- Operational and customer related performance data (annually)
- Price proposals, water sales and operational/ capital expenditure forecasts (every four years)

It is noted that Hunter Water is also subject to IPART price control.

A difference arises where Hunter Water holds an IPART regulated Operating Licence whereas WW does not.

In relation to water and sewerage charges it is noted that typical WW residential bills are commensurate with those of Hunter Water notwithstanding differences in the regulatory environment.

2. DPI Water (formerly NSW Office of Water)

Notwithstanding 1) above DPI Water still sees WW as essentially a local government water utility required to comply with the Best Practice Management Guidelines for Water Supply and Sewerage.

These Guidelines are promulgated and administered by DPI Water and cover a number of elements and objectives i.e.

- Integrated Water Cycle Management
- Strategic Business Planning
- Financial Planning
- Cost reflective pricing
- Water Conservation
- Drought Management
- Triple Bottom Line (TBL) Performance Monitoring
- Liquid Trade Waste Management

Arising from the Best Practice Guidelines WW is required to;

- Submit financial and performance data for TBL and National Water Commission (annually)
- Develop Integrated Water Cycle Management Plans
- Develop Strategic Business Plans
- Comply with DPI Water Liquid Trade Waste Guidelines
- Develop long term financial plans

To monitor compliance against Best Practice requirements WW is required to undergo an annual

review by an external auditor.

In addition to Best Practice DPI Water is the regulator of WW for the purposes of surface and groundwater extractions through licencing of these activities.

It is emphasised that these licences place legally enforceable conditions on WW in relation to extractions of raw water from local streams for town water supply purposes. Such conditions relate to extraction timings and volumes with reference to environmental considerations and stream flows.

WW is required to monitor and report on a range of surface and groundwater parameters for each extraction licence. Data is provided when requested by DPI Water.

In addition WW is required to report annual extractions to DPI Water annually for each licence for entitlement and usage billing purposes.

It is noted that Hunter Water is not subject to Best Practice although is subject to the DPI Water licencing process.

3. NSW Health

NSW Health is the regulator of drinking water quality for WW as it is for Hunter Water.

The requirements and obligations on WW below apply equally to Hunter Water.

Under the Public Health Act 2010 and associated regulation WW is required to develop and maintain a Drinking Water Management System (DWMS) addressing the elements of the "Framework for the Management of Drinking Water Quality" as set out in the 2011 Australian Drinking Water Guidelines.

The DWMS provides a structured risk based approach to drinking water management.

To ensure drinking water quality and microbiological health WW undertakes a range of programmed sampling activities for external testing and verification by NSW Health.

WW also carries out additional internal programmes for sampling and testing for water quality.

Environment Protection Agency

The Environment Protection Agency (EPA) is the regulator of environmental matters through the Protection of the Environment Operations Act 1997 and associated regulations.

The requirements and obligations imposed by this Act on WW apply equally to Hunter Water.

Both WW and Hunter hold Environment Protection Licences (EPL) to carry out scheduled activities such as ocean discharge of treated effluent.

Both agencies are required to complete extensive annual information returns covering performance under each EPL.

On their websites both agencies are required to publish and update monitoring data associated with their respective EPL. This is a regulatory requirement.

Both agencies are required to report to EPA all significant pollution (mainly sewage overflows) events in accordance with prescribed legislation/regulations.

5. Fluoridation

NSW Health is the regulator for fluoridation of drinking water supplies in NSW under the Fluoridation of Public Water Supplies Act 1957.

Regulation is achieved through Codes of Best Practice outlining required operating standards and procedures and reporting procedures in the event of incidents of non-compliance.

Both WW and Hunter Water are subject to the same regulatory and reporting regime.

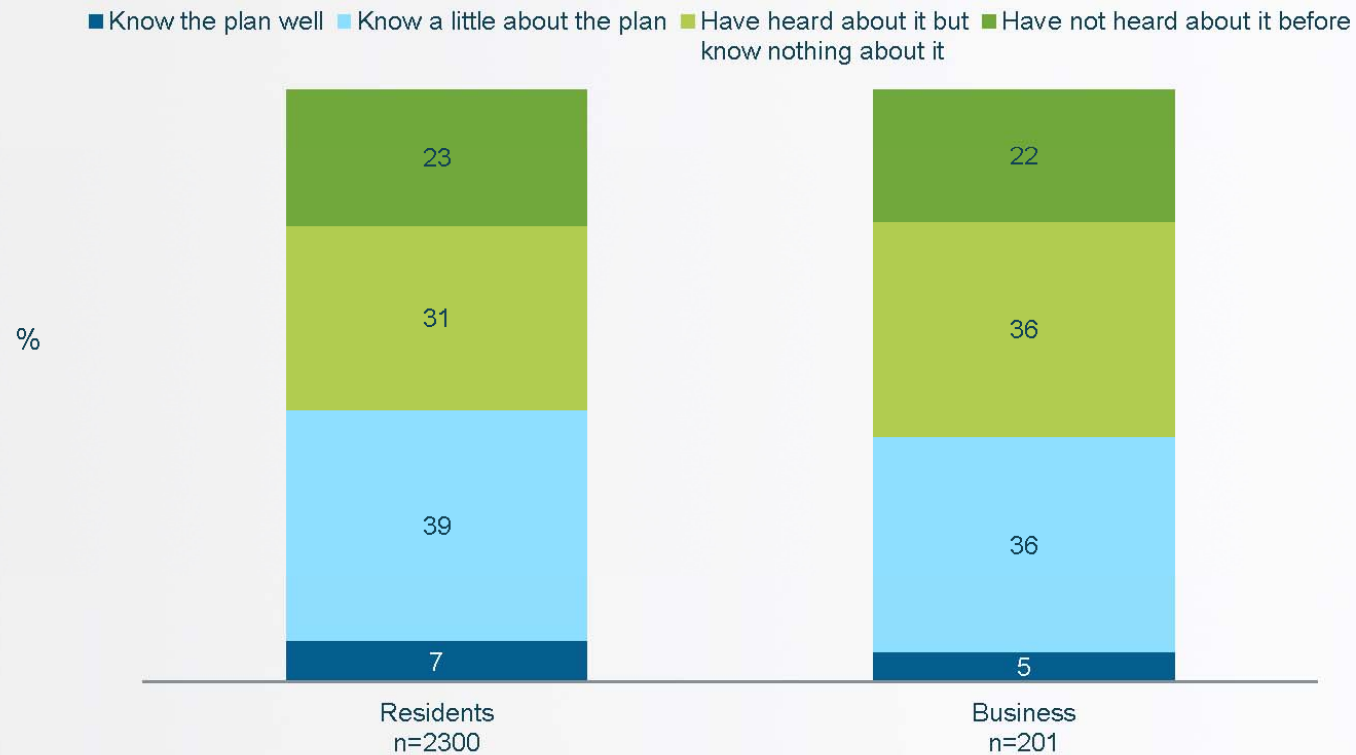
6. Dam Safety

Under the relevant legislation both WW and Hunter Water have the same regulatory regime.

APPENDIX 4

2015 Customer Satisfaction Survey Fit for the Future

Knowledge of the merge with Gosford Council

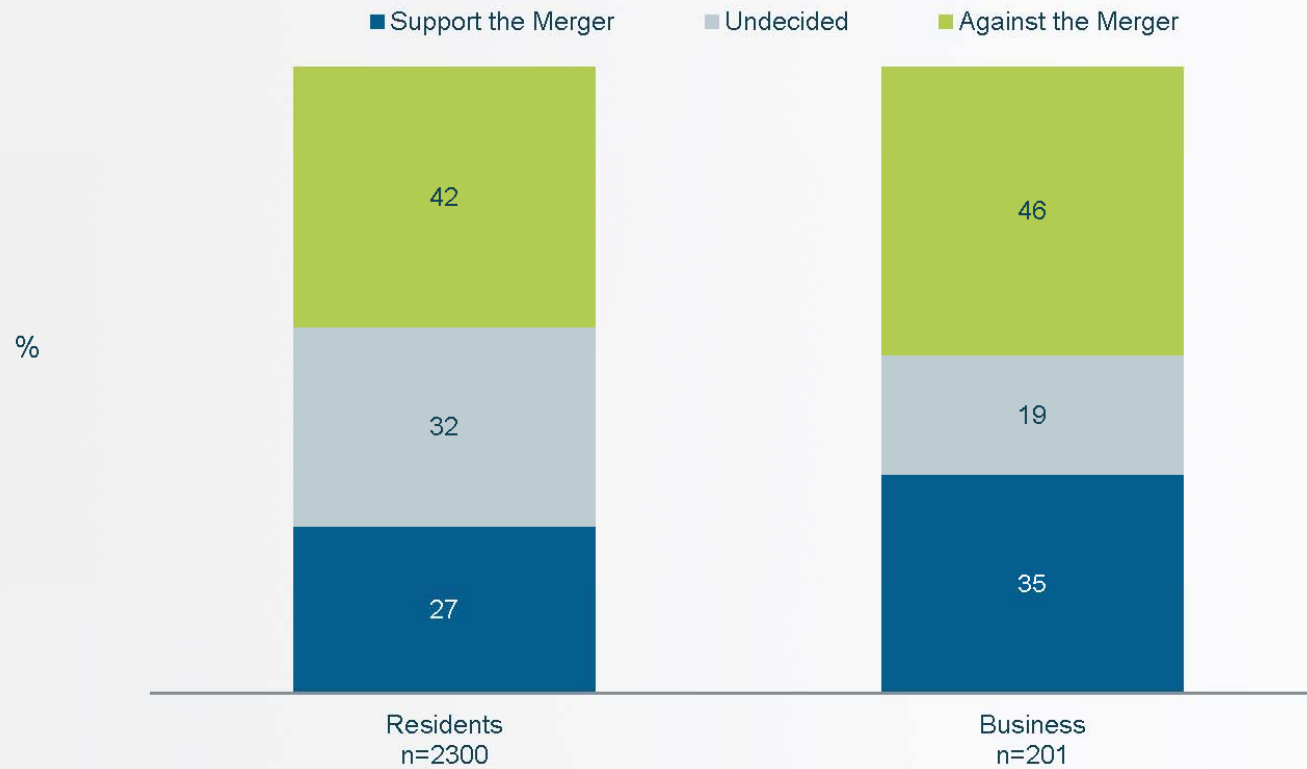


Q15. The NSW Government has suggested the merger of Wyong Shire Council with Gosford City Council as part of its state-wide plan to form larger regional councils? Would you say that you....

Base: All Respondents (n=2,300 Residents, n=201 Businesses)



Support of the merge with Gosford Council



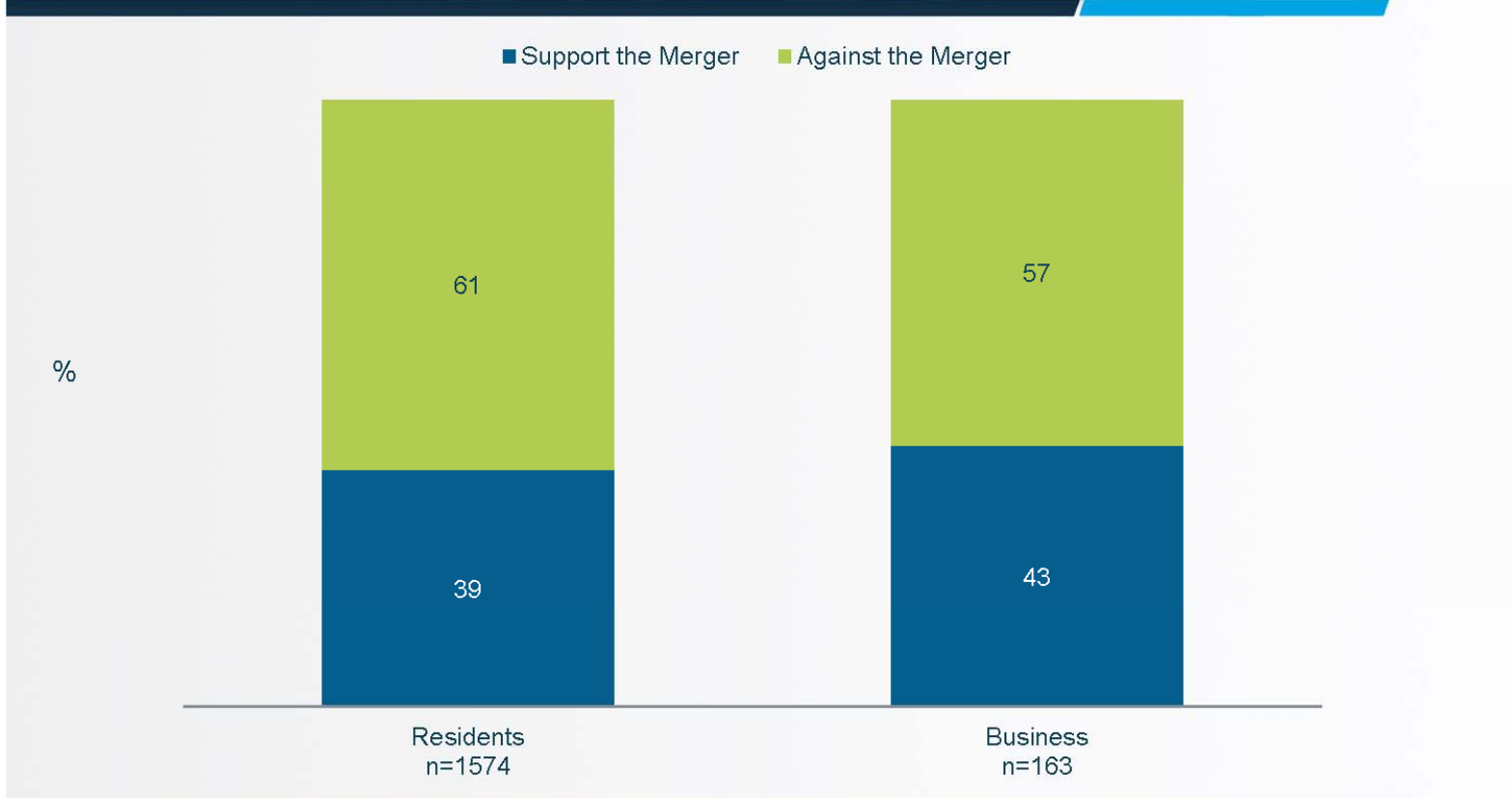
Q16. At this stage, do you support or are you against this merger? Would you say that you..

Base: All Respondents (n=2,300 Residents, n=201 Businesses)



Support of the merge with Gosford Council - Amongst those who made a decision

10

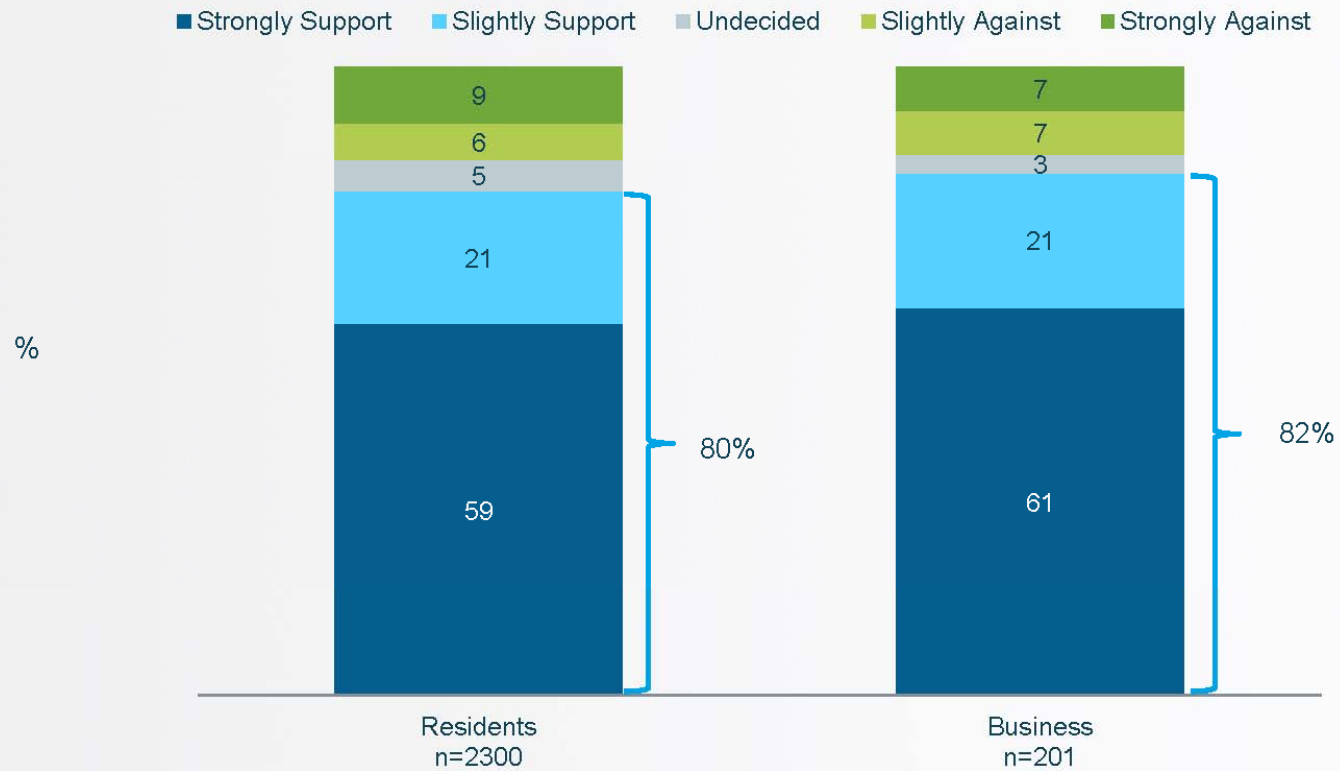


Q16. At this stage, do you support or are you against this merger? Would you say that you..

Base: Respondents who made a decision (n=1,574 Residents, n=163 Businesses)



Support for a referendum or community consultation



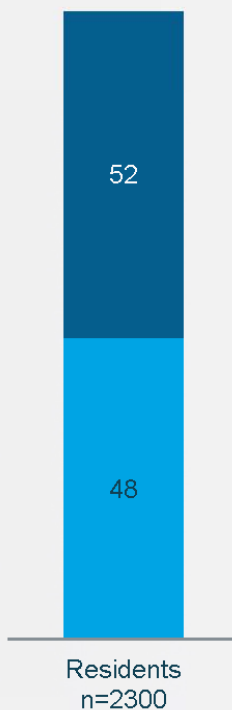
Q17. Do you support a referendum or better community consultation on the plan for Wyong and Gosford Councils to merge? Is that strongly or slightly?

Base: All Respondents (n=2,300 Residents, n=201 Businesses)



Concerns about proposed merger - Residential

■ Yes ■ No



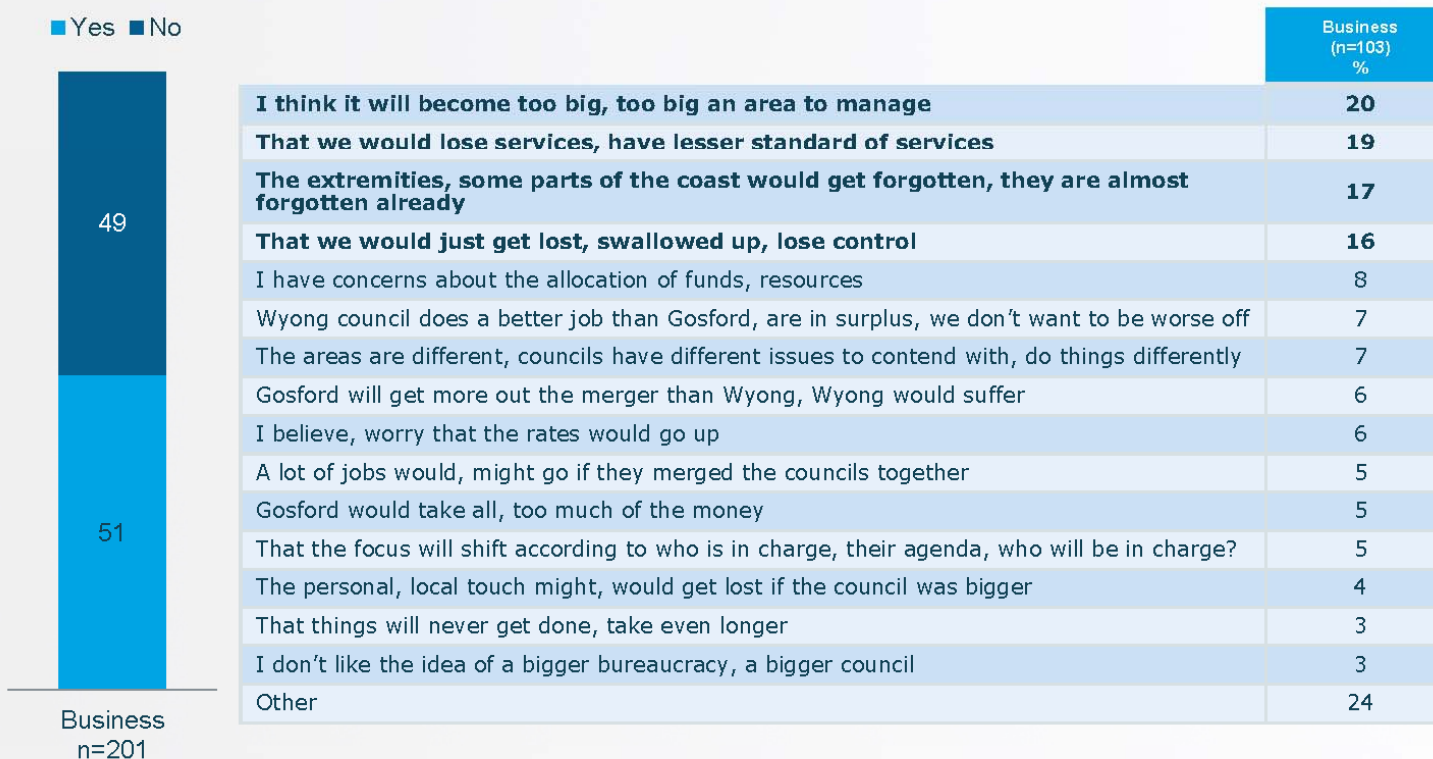
	Residents (n=1112) %
I think it will become too big, too big an area to manage	31
That we would lose services, have lesser standard of services	21
I have concerns about the allocation of funds, resources	11
I believe, worry that the rates would go up	9
The extremities, parts of the coast would get forgotten, almost forgotten already	8
The personal, local touch might, would get lost if the council was bigger	7
A lot of jobs would \ might go if they merged the councils together	6
Wyong council does a better job than Gosford, are in surplus, don't want to be worse off	5
That the focus will shift according to who is in charge, their agenda, who will be in charge?	5
Gosford will get more out the merger than Wyong, Wyong would suffer	5
Gosford would take all, too much of the money	5
Fear that the result will be worse, things will suffer, we will come out worse	4
Areas are different, councils have different issues to contend with, do things differently	4
That we haven't been given enough information about it	3
As long as they plan well, manage it how they say they will, that they don't waste money	3
That we'd just get lost \ swallowed up \ lose control	3
Other	18

Q18. Do you have any concerns about a proposed merger if it went ahead, in particular any concerns about any the services council provides? If so what would be that/those concerns be?

Base: All Resident Respondents (n=2,300)



Concerns about proposed merger - Business



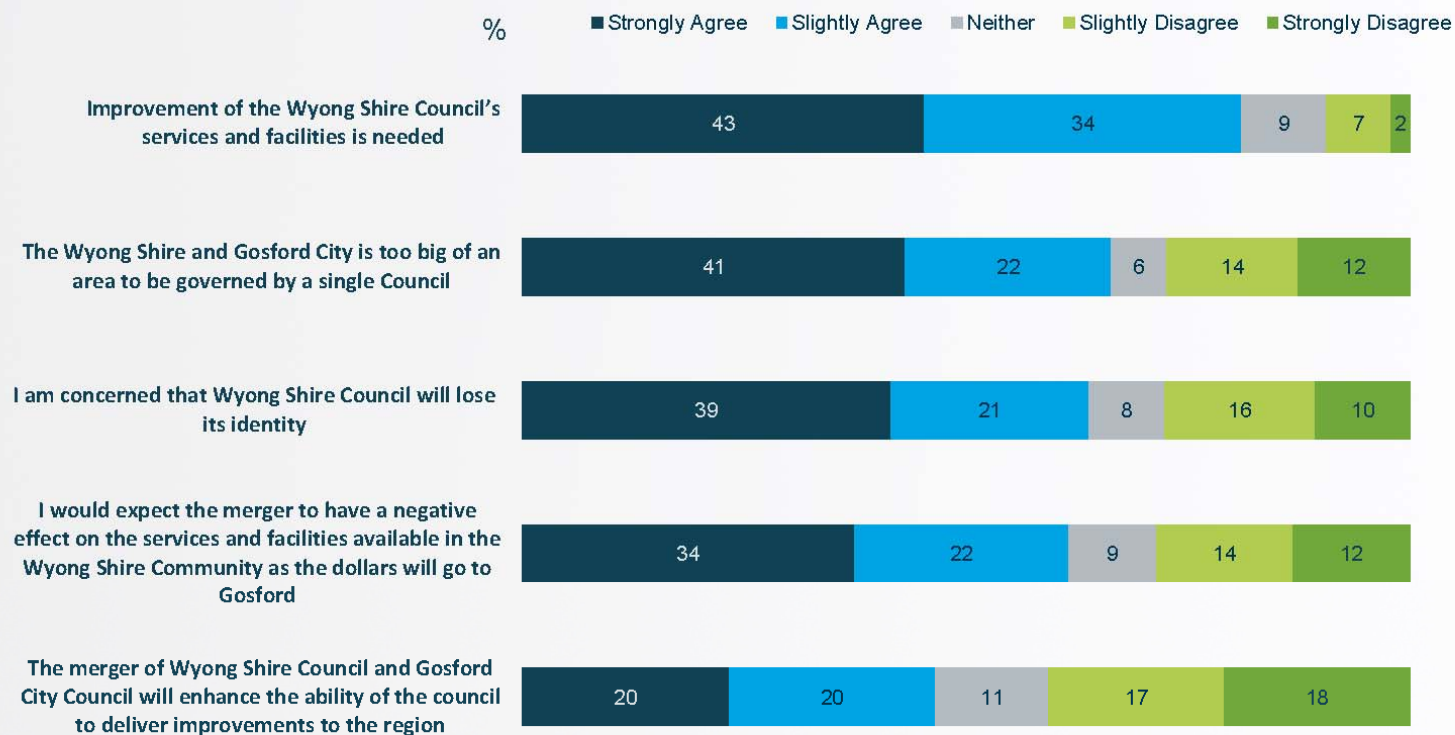
Q18. Do you have any concerns about a proposed merger if it went ahead, in particular any concerns about any the services council provides? If so what would be that/those concerns be?

Base: All Respondents (n=201)



Agreement with Fit for the Future statements - Residential

14

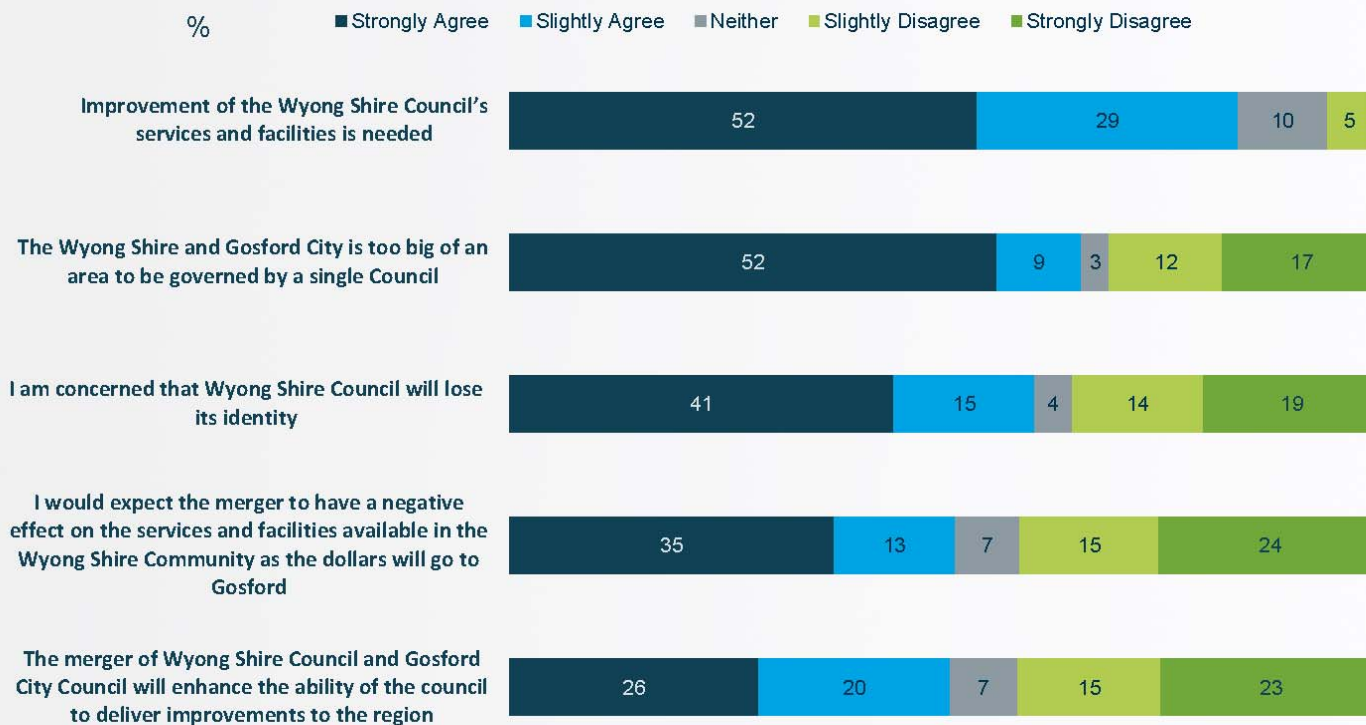


Q19. Please indicate your level of agreement with each of the following statements around a merger of Wyong Shire Council and Gosford City Council: (Scale: Agree strongly, Agree slightly, Neither agree nor disagree, Disagree slightly, Disagree strongly. ROTATE ORDER
Base: All Respondents (n=2300)



Agreement with Fit for the Future statements - Business

15

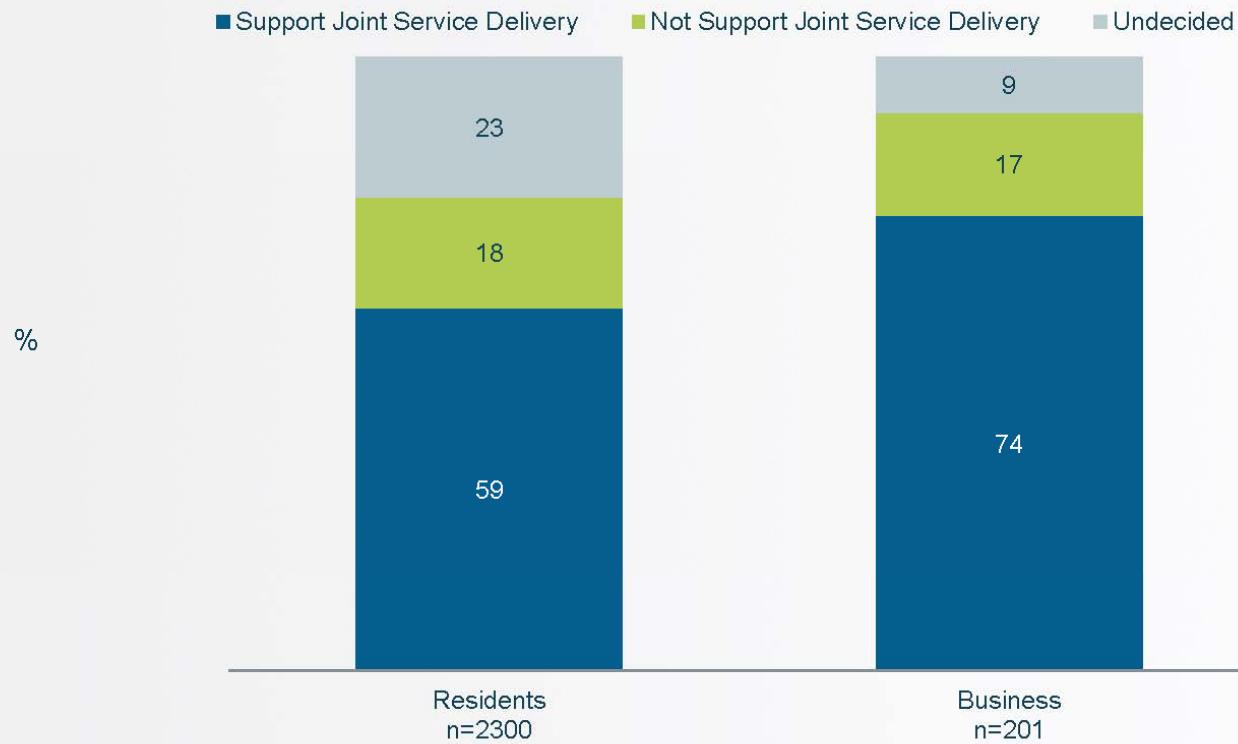


Q19. Please indicate your level of agreement with each of the following statements around a merger of Wyong Shire Council and Gosford City Council: (Scale: Agree strongly, Agree slightly, Neither agree nor disagree, Disagree slightly, Disagree strongly. ROTATE ORDER

Base: All Respondents (n=201)



Support for exploring joint service opportunities



Q20. If this merger did not go ahead, Wyong Shire Council could still further investigate joint opportunities with Gosford City and other neighbouring Councils, with the aim of improving Council services such as water, road and waste across the entire Central Coast region? Would you....

Base: All Respondents (n=2,300 Residents, n=201 Businesses)



Contact us

Council Civic Centre 2 Hely Street Wyong
Monday - Friday, 8.30am - 5.00pm

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T: (02) 4350 5555



VALUE. CREATE. LEAD.

6.1 Quarterly Update on EP & LGA Developer Contributions

TRIM REFERENCE: F2004/00552 - D12194245
MANAGER: Vivienne Louie, Financial Controller
AUTHOR: Sandy Rose; Developer Contributions Officer

SUMMARY

This report provides an update of Council's Developer Contributions levied under the *Environmental Planning and Assessment Act 1979* and the *Local Government Act 1993* from 1 July 2015 to 31 December 2015.

RECOMMENDATION

That Council receive the report on Quarterly Update on EP & LGA Developer Contributions.

BACKGROUND

This report covers any developer contributions received by Council under the Environmental Planning and Assessment Act 1979 (EP&A Act)

- section 93F - Voluntary Planning Agreements (VPA)
- section 94 - Contribution towards provision or improvement of amenities or services
- section 94A - Fixed development consent levies

and Local Government Act 1993 (LGA)

- section 64 – Water and sewer contributions

Developer contributions are reported in the relevant fund based on the purpose that the developer contributions have been collected for.

Contribution Type	General Fund	Water Fund	Sewer Fund
s93F and s94 Income (excluding drainage)	✓		
s93F and s94 Drainage Income		✓	
Section 94A	✓		
s64 Water Income		✓	
s64 Sewer Income			✓

CONTRIBUTIONS RECEIVED

Summary of Cash Contributions

Contribution Type	Original YTD Budgeted Income	Annual YTD Budgeted Income	S93F VPA YTD Actual Income	Developer Contribution YTD Actual Income	Total YTD Actual Income	Variance to YTD Annual Budget
s93F and s94 Income (exc drainage) - General Fund	\$2,310,000	\$3,929,462	\$1,566,798	\$2,799,335	\$4,366,133	\$436,671
s93F and s94 Drainage Income - Water Fund	\$224,256	\$421,256	\$291,692	\$170,361	\$462,053	\$40,797
Section 94A - General Fund	\$250,000	\$344,646		\$348,744	\$348,744	\$4,098
Total EPA Developer Contributions	\$2,784,256	\$4,695,364	\$1,858,490	\$3,318,440	\$5,176,930	\$481,566
s64 Water Income - Water Fund	\$407,920	\$1,164,721	\$0	\$1,221,310	\$1,221,310	\$56,589
s64 Sewer Income - Sewer Fund	\$290,476	\$1,116,519	\$0	\$1,309,395	\$1,309,395	\$192,876
Total LGA Developer Contributions	\$698,396	\$2,281,240	\$0	\$2,530,705	\$2,530,705	\$249,465
Total Non-Cash Contributions	\$400,000	\$1,133,480	\$0	\$1,994,872	\$1,994,872	\$861,392
Total EPA & LGA Developer Contributions	\$3,882,652	\$8,110,084	\$1,858,490	\$7,844,017	\$9,702,507	\$1,592,423

From 1 July 2015 to 31 December 2015, Council has received total contributions of \$9,703k made up as follows:

- \$5,177k in developer contributions under EP&A Act,
- \$2,531k in water and sewer LGA contributions, and
- \$1,995k in non-cash contributions.

This is \$1,592k above the budgeted developer contributions of \$8,110k.

s93F and s94 developer contributions (excluding drainage) reported in the General Fund

Contribution Plan #	Contribution Plan Name	Original YTD Budgeted Income	Annual YTD Budgeted Income	S93F VPA YTD Actual Income	S94 YTD Actual Income	Total YTD Actual Income	Variance to YTD Annual Budget
1	Wyong	\$110,000	\$110,000		\$73,967	\$73,967	(\$36,033)
2	Southern Lakes	\$44,000	\$76,000		\$116,464	\$116,464	\$40,464
3	The Entrance	\$300,000	\$213,229		\$121,370	\$121,370	(\$91,859)
5	Ourimbah	\$30,000	\$18,997		\$7,029	\$7,029	(\$11,968)
6	Toukley	\$44,000	\$59,929		\$63,145	\$63,145	\$3,216
7	Gorokan	\$36,000	\$112,664		\$141,713	\$141,713	\$29,049
8	San Remo	\$20,000	\$160,132		\$335,574	\$335,574	\$175,442
9	Budgewoi	\$27,000	\$27,000		\$22,183	\$22,183	(\$4,817)
13	Shire Wide	\$79,000	\$129,542	\$55,366	\$115,273	\$170,639	\$41,097
15	Northern Districts	\$480,000	\$859,459		\$524,823	\$524,823	(\$334,636)
17	Warnervale District	\$1,140,000	\$2,162,510	\$1,511,432	\$1,277,794	\$2,789,226	\$626,716
	General Fund Total	\$2,310,000	\$3,929,462	\$1,566,798	\$2,799,335	\$4,366,133	\$436,671

s94 contributions received from 1 July 2015 to 31 December 2015 totalled \$4,366k. This is favourable to budget by \$437k. In the month of September, \$1,567k VPA income was received, as Council's Temporary Economic Stimulus Plan (TESP) ceased on 30 September 2015, which resulted in the receipt of contribution payments which qualified under this plan. Developer income is forecast to be on budget for the remainder of the year.

6.1

Quarterly Update on EP & LGA Developer Contributions (contd)

Contribution Type	Original YTD Budgeted Income	Annual YTD Budgeted Income	Total YTD Actual Income	Variance to YTD Annual Budget
Section 94A	\$250,000	\$344,646	\$348,744	\$4,098

Section 94A contributions received from 1 July 2015 to 31 December 2015 totalled \$349k, which is \$4k favourable compared to a budget of \$345k.

s93F and s94 Drainage contributions reported in Water Fund

		Water Fund - s94 Drainage					
Contribution Plan #	Contribution Plan Name	Original YTD Budgeted Income	Annual YTD Budgeted Income	S93F VPA YTD Actual Income	S94 YTD Actual Income	Total YTD Actual Income	Variance to YTD Annual Budget
1	Wyong				\$40,046	\$40,046	\$40,046
2	Southern Lakes				\$6,794	\$6,794	\$6,794
3	The Entrance					\$0	\$0
5	Ourimbah					\$0	\$0
6	Toukley					\$0	\$0
7	Gorokan					\$0	\$0
8	San Remo				(\$160,791)	(\$160,791)	(\$160,791)
9	Budgewoi					\$0	\$0
13	Shire Wide					\$0	\$0
15	Northern Districts					\$0	\$0
17	Warnervale District	\$224,256	\$421,256	\$291,692	\$284,312	\$576,004	\$154,748
Water Fund Drainage Total		\$224,256	\$421,256	\$291,692	\$170,361	\$462,053	\$40,797

s94 drainage contributions received from 1 July 2015 to 31 December 2015 totalled \$462k. This is favourable to budget by \$41k. The San Remo plan is showing negative income. This is due to the incorrect receipting of development income to drainage in June 2015. The correct allocation of the development income was processed in August 2015 to the appropriate purposes within the San Remo plan. This is reflected in the s93F and s94 developer contributions General Fund table.

Changes to Water & Sewer Development Servicing Plans under Local Government Act 1993

As at 1 July 2014, all Development Servicing Plans (DSP) were consolidated into one DSP. Previously there were separate water and sewer DSP for areas that aligned with the Section 94 contribution plans. Budgets have now been allocated against the new DSP only, however contributions are still received under the old DSP's where applications were submitted prior to 1 July 2014.

s64 Water Developer contributions reported in the Water Fund

Water Fund - Water							
Contribution Plan #	Contribution Plan Name	Original YTD Budgeted Income	Annual YTD Budgeted Income	S93F VPA YTD Actual Income	S94 YTD Actual Income	Total YTD Actual Income	Variance to YTD Annual Budget
1	Wyong				\$41,764	\$41,764	\$41,764
2	Southern Lakes				\$72,911	\$72,911	\$72,911
3	The Entrance				\$3,665	\$3,665	\$3,665
5	Ourimbah				\$0	\$0	\$0
6	Toukley				\$0	\$0	\$0
7	Gorokan				\$2,947	\$2,947	\$2,947
8	San Remo				\$13,728	\$13,728	\$13,728
9	Budgewoi				\$0	\$0	\$0
13	Shire Wide				\$0	\$0	\$0
15	Northern Districts				\$0	\$0	\$0
17	Warnervale District				\$395,437	\$395,437	\$395,437
Water1	Water Wyong Shire	\$407,920	\$1,164,721		\$690,858	\$690,858	(\$473,863)
Water Fund Total		\$407,920	\$1,164,721	\$0	\$1,221,310	\$1,221,310	\$56,589

Water fund contributions (s64) received from 1 July 2015 to 31 December 2015 totalled \$1,221k, which exceeds budget by \$57k.

s64 Sewer developer contributions reported in the Sewer Fund

Sewer Fund - Sewer							
Contribution Plan #	Contribution Plan Name	Original YTD Budgeted Income	Annual YTD Budgeted Income	S93F VPA YTD Actual Income	S94 YTD Actual Income	Total YTD Actual Income	Variance to YTD Annual Budget
1	Wyong				\$73,062	\$73,062	\$73,062
2	Southern Lakes				\$60,249	\$60,249	\$60,249
3	The Entrance				\$2,389	\$2,389	\$2,389
5	Ourimbah				\$0	\$0	\$0
6	Toukley				\$0	\$0	\$0
7	Gorokan				\$8,578	\$8,578	\$8,578
8	San Remo				(\$97,474)	(\$97,474)	(\$97,474)
9	Budgewoi				\$0	\$0	\$0
13	Shire Wide				\$0	\$0	\$0
15	Northern Districts				\$0	\$0	\$0
17	Warnervale District				\$300,148	\$300,148	\$300,148
Sewer1	Sewer Wyong Shire	\$290,476	\$1,116,519		\$962,443	\$962,443	(\$154,076)
Sewer Fund Total		\$290,476	\$1,116,519	\$0	\$1,309,395	\$1,309,395	\$192,876

Sewer Fund contributions (s64) received from 1 July 2015 to 31 December 2015 totalled \$1309k, which exceeds budget by \$193k.

Non-Cash Contributions

Council allows developers to dedicate assets (works or land that has been identified in a contribution plan) in lieu of making cash contributions. Where the value of the assets dedicated exceeds the developer contributions owed, a developer credit is recognised. The developer credits are available to offset future developer contributions.

Non-cash contributions received from 1 July 2015 to 31 December 2015 totalled \$1,995k. A Q2 adjustment has been prepared to reflect the changes forecasted for non-cash contributions.

6.1

Quarterly Update on EP & LGA Developer Contributions (contd)

Contribution Plan #	Contribution Plan Name	Original YTD Budgeted Income	Annual YTD Budgeted Income	YTD General Income	YTD Drainage Income	YTD Water Income	YTD Sewer Income	Total YTD Income
1	Wyong							\$0
2	Southern Lakes							\$0
3	The Entrance							\$0
5	Ourimbah							\$0
6	Toukley							\$0
7	Gorokan							\$0
8	San Remo							\$0
9	Budgewoi							\$0
13	Shire Wide			\$28,171				\$28,171
15	Northern Districts							\$0
17	Warnervale District	\$400,000	\$1,133,480	\$1,579,768	\$270,440	\$18,755	\$16,639	\$1,885,602
18	Water & Sewer Wyong Shire					\$33,845	\$47,254	\$81,099
Total Non Cash Income		\$400,000	\$1,133,480	\$1,607,939	\$270,440	\$52,600	\$63,893	\$1,994,872

SPECIFIC PURPOSE VPA CONTRIBUTIONS RECEIVED

\$514k in specific purpose VPA contributions was received in 2012-13 financial year from Fabcot Pty Limited to be spent on stage 1 specific pathway works as outlined below:

- Pathway 1 – 2013-14 Saliena Avenue to Tall Timbers Road – completed in July 2014
- Pathway 2 – 2014-15 Pacific Highway South – Tall Timbers to Colongra Bay Road – is now complete

Total cost of the pathways completed as part of stage 1 is \$264k.

Stage 2 of the pathway is yet to commence.

Any unspent funds at the end of the 4 year period from when the VPA was entered into will need to be refunded.

RESTRICTED ASSET – DEVELOPER CONTRIBUTIONS

Council currently has a restricted asset totalling \$47.3m, which represents the developer contributions received with interest income that has not yet been spent as at 31 December 2015. The movement from 1 July 2015 to 31 December 2015 is as follows:

Contribution Type	Opening Restricted Asset Value @ 01/07/2015	YTD Income	YTD Expenditure	YTD Interest	Current Restricted Asset Value @ 31/12/2015
S94 - General	\$2,323,912	\$4,407,274	(\$4,048,584)	\$310,031	\$2,992,633
S94 - Drainage	\$14,459,711	\$440,801	(\$270,440)	\$141,174	\$14,771,246
S94A	\$28,140	\$348,744	(\$378,040)	\$1,174	\$18
S94 Total	\$16,811,763	\$5,196,819	(\$4,697,064)	\$452,379	\$17,763,897
S93F VPA Total	\$4,827,061	\$1,858,489	\$0	\$46,382	\$6,731,932
S64 - Water	\$11,535,767	\$1,273,910	(\$52,600)	\$195,783	\$12,952,860
S64 - Sewer	\$14,067,375	\$1,373,288	(\$5,745,525)	\$145,296	\$9,840,434
S64 Total	\$25,603,142	\$2,647,198	(\$5,798,125)	\$341,079	\$22,793,294
Total	\$47,241,966	\$9,702,506	(\$10,495,189)	\$839,840	\$47,289,123

The restricted asset split by Fund is as follows:

Contribution Type	General Fund	Water Fund (includes s94 Drainage)	Sewer Fund	Total Restricted Asset Value
S94 - General	\$2,992,633			\$2,992,633
S94 - Drainage		\$14,771,246		\$14,771,246
S94A	\$18			\$18
S94 Total	\$2,992,651	\$14,771,246	\$0	\$17,763,897
S93F VPA Total	\$4,128,582	\$2,230,395	\$372,955	\$6,731,932
S64 - Water		\$12,952,860		\$12,952,860
S64 - Sewer			\$9,840,434	\$9,840,434
S64 Total	\$0	\$12,952,860	\$9,840,434	\$22,793,294
Total	\$7,121,233	\$29,954,501	\$10,213,389	\$47,289,123

DEVELOPER CREDITS – NON-CASH CONTRIBUTIONS

Council's current unfunded liabilities (non-cash contributions) total \$13.8m as at 31 December 2015. This includes s94 credits totalling \$12.7m and s64 credits totalling \$1.1m.

A summary of the movement in non-cash contributions from 1 July 2015 to 31 December 2015 is provided below.

Summary of Developer Credits	
Opening Balance @ 1-7-2015	\$13,990,452
Contributed Assets	\$1,733,007
Non-Cash Contributions	(\$1,994,871)
Interest & Indexation	\$77,137
Refunds	(\$8,080)
Closing Balance @ 31-12-2015	\$13,797,645

GOVERNANCE

Consideration of s.23A guidelines

The Chief Executive of the NSW Office for Local Government has issued guidelines titled "Council Decision Making during Merger Proposal Periods" pursuant to s.23A(1) of the *Local Government Act 1993* ("LG Act"). The Council must consider those guidelines when making decisions during the "merger proposal period", which commenced on 6 January 2016 and will conclude on the date on which a proclamation is made to amalgamate the Wyong and Gosford local government areas or the Minister for Local Government determines that he will not proceed with the proposal for that amalgamation: s.23A(3) of the LG Act. Councillors have been provided with a copy of those guidelines and have been given advice concerning those guidelines. The decisions that are proposed as part of this report comply with those guidelines.

ATTACHMENTS

Nil.

6.2 Investment Report for January 2016

TRIM REFERENCE: F2004/06604 - D12221655

MANAGER: Stephen Naven, Chief Financial Officer

AUTHOR: Devini Susindran; Financial Accountant

SUMMARY

This report details Council's investments as at 31 January 2016.

RECOMMENDATION

That Council receive the Investment Report for January 2016.

BACKGROUND

WSC's investments are made in accordance with the Local Government Act (1993), the Local Government (General) Regulation (2005), Council's Investment Policy, Ministerial Investment Order issued February 2011 and Division of Local Government Investment Policy Guidelines published in May 2010.

CURRENT STATUS

Cash and Term Deposit Funds

Cash flows were managed through term deposit maturities, with a net inflow of \$1,607k for the month of January.

Table 1 - Movement in Cash and Term deposits

Institution	Term (Approx. Months)	Interest Rate %	Maturity	Investment / (Redemption) \$'000
Movement in Term Deposits				
WorkCover	12.0	0.70%	Jan 2016	(\$4,167)
WorkCover	12.0	Estimate 2.99%	Jan 2017	\$4,961
Wyong Credit Union	12.0	3.30%	Jan 2016	(\$1,000)
NAB	10.0	3.14%	Jan 2016	(\$5,000)
CBA	10.0	3.08%	Jan 2016	(\$5,000)
Total Term Deposit Movement				(\$10,206)

Cash Movement				
- WBC				\$10,780
- Wyong Credit Union				1,000
Interest earned on all call accounts				33
Total Cash at Call Movement				\$11,813
Total Cash & Term Deposit Movement				\$1,607

A further \$10m of excess funds held in transactional accounts was placed in Term deposits in early February 2016.

Total Portfolio

Total net return in interest earnings for January 2016 was \$412k.

Table 2 - Net Return

	Full Year 2014-15 \$'000	Qtr1 2015-16 \$'000	Qtr2 2015-16 \$'000	Jan 2016 \$'000	Year To Date 2015-16
Net Capital Gain/(Loss) Realised	-	-	-	-	-
Income Distribution on Managed Funds	25	-	-	-	-
Net Earnings From Managed Funds *	25	-	-	-	-
Interest Earnings on Call Deposits Received	431	116	60	33	209
Interest Earnings on Term Deposits received at Maturity	5,189	1,220	1,275	379	2,874
Total Interest Earnings	5,620	1,336	1,335	412	3,083
Total return for the period	5,645	1,336	1,335	412	3,083

* Until October 2013, Council's portfolio included investments in managed funds (Blackrock Care and Maintenance Fund). A further distribution, deposited with ASIC and received in April 2015

Financial Year to Date (YTD) returns to December of 3.36% is favourable compared to benchmark bank bill swap (BBSW) *financial year to date* Bank Bill Index of 2.34% and Council guidelines of BBSW + 10 basis points.

Table 3 - Investment Returns

Investment Class	Portfolio Balance \$ '000	Financial YTD Return \$ '000	Financial YTD Return %
Cash at Call	21,253	209	2.11
Term Deposits	132,961	2,874	3.51
Total Investments	154,214	3,083	3.36

Council 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. The investment strategy includes rolling maturity dates to ensure that Council has sufficient funds at all times to meet its obligations. A summary of the Term Deposit maturities are listed in Table 4 below.

Table 4 - Term Deposits Maturities

Time Horizon	Maturity on or before	Value \$ '000
At Call	Immediate	21,253
Term Deposits		
0 - 3 months	Apr 2016	30,000
4 - 6 months	Jul 2015	35,000
7 - 12 months	Jan 2017	48,961
1 - 2 years	Jan 2018	9,000
2 - 3 years	Jan 2019	5,000
3 - 4 years	Jan 2020	-
4 - 5 years	Jan 2021	5,000
Total Term Deposits		132,961
Total Portfolio		154,214

The target maximum allocation limit in each investment risk category and the current spread of investments is listed in Table 5.

The portfolio is still overweight in A1 reflecting where the best returns are (and simultaneously representing the lowest risk). Aside from A1, weightings for all categories remain within policy guidelines.

Table 5 - Portfolio Credit Framework

Investment Category Short Term	Target Maximum Allocation	Portfolio Allocation
A1*	10.0%	57.20%
A2	75.0%	39.56%
A3	10.0%	2.59%
Unrated	15.0%	0.65%

* 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 WorkCover. This security has been included as part of Council's investment portfolio. Council regularly conducts a review to identify the optimal WorkCover security providing Council with the best return possible.

Portfolio Movements

The increase in the value of the portfolio for January 2016 was \$1,607k. Movements are shown in Table 6.

Table 6 – Portfolio Movements for the year

	Full Year 2014-15 \$'000	Qtr1 2016 \$'000	Qtr2 2016 \$'000	Jan 2016 \$'000	Year to Date 2015-16 \$'000
Movement in Assets					
Opening Balance	145,394	152,541	166,077	152,607	152,541
Net movement in Managed fund to Liquidation in Oct'13	-	-	-	-	-
Net Cash/Investments (Withdrawals)	7,147	13,536	(13,470)	1,607	1,673
Closing Balance	152,541	166,077	152,607	154,214	154,214

Portfolio Interest and Investment Returns compared to budget

Year to date returns as at 31 January 2016 on Council's investment portfolio of deposit accounts and term deposits, show a \$213k or 7.42% favourable variance when compared to the year to date budget due to funds held at higher returns, invested prior to fall in rates.

Table 7 – Year to-date Investment Portfolio Performance

Investment Source	Financial YTD Actual Interest Income \$ '000	Financial YTD Budget \$ '000	Financial YTD Variance to Budget \$ '000
	A	B	C=A-B
General	1,901	1,541	360
Water	574	618	(44)
Sewerage	608	711	(103)
Total	3,083	2,870	213

Interest rates in the month, ranged from 2.80% to 5.20% (with the exception of deposit with Heritage Bank at 7.25%), all of which exceeded the annualised *monthly* Bank Bill Swap Rate (BBSW) benchmark of 2.08%.

Comparison to Neighbouring Councils

Portfolio Valuation

WSC’s investment portfolio reflects our strong cash position, which is comparable with neighbouring Councils. Balances are summarised in table 8 below.

There is a lag in the information available for neighbouring Councils with reports for November 2015, December 2015 and January 2016, not being available at the time of writing this report.

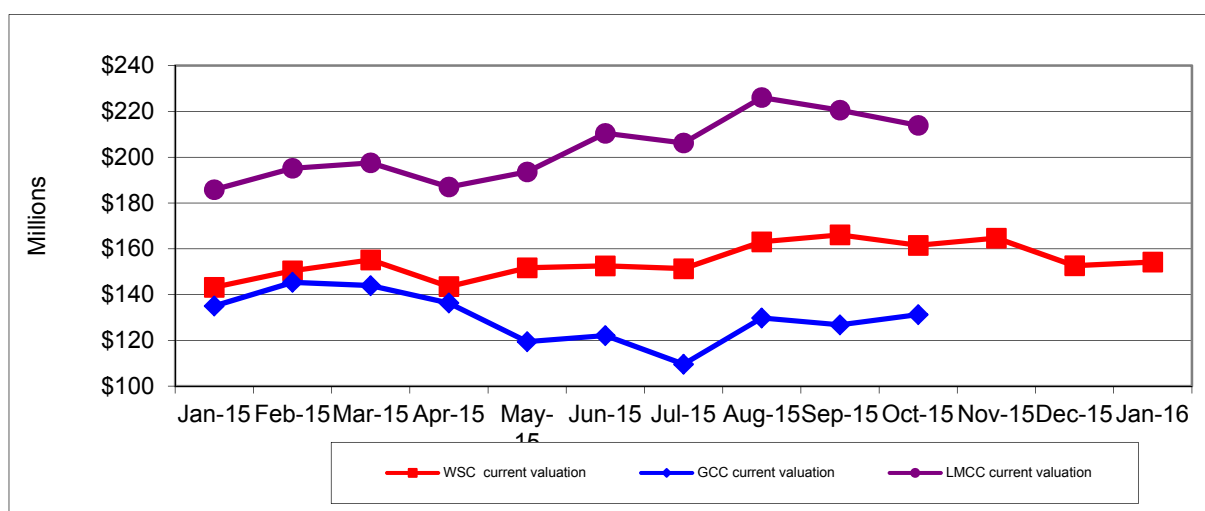
Table 8 – Summary of Investment Portfolio Balances

Month / Council	Wyong Shire Council \$'000	Gosford City Council \$'000	Lake Macquarie Council \$'000
May 2015	\$151,698	\$119,426	\$193,612
Jun 2015	*\$152,540	\$122,104	\$210,429
Jul 2015	\$151,309	\$109,590	\$206,208
Aug 2015	\$163,053	\$129,781	\$226,077
Sep 2015	\$166,077	\$126,765	\$220,542
Oct 2015	\$161,517	\$131,258	\$213,911
Nov 2015	\$164,673	Not available	Not available
Dec 2015	\$152,607	Not available	Not available
Jan 2016	\$154,214	Not available	Not available

* WorkCover security reclassified from deposit to investment

Graph 1 shows the monthly portfolio balances over a twelve month period for all three Councils.

Graph 1 – Portfolio Valuations – Comparison to Neighbouring Councils



Portfolio Returns (Annualised)

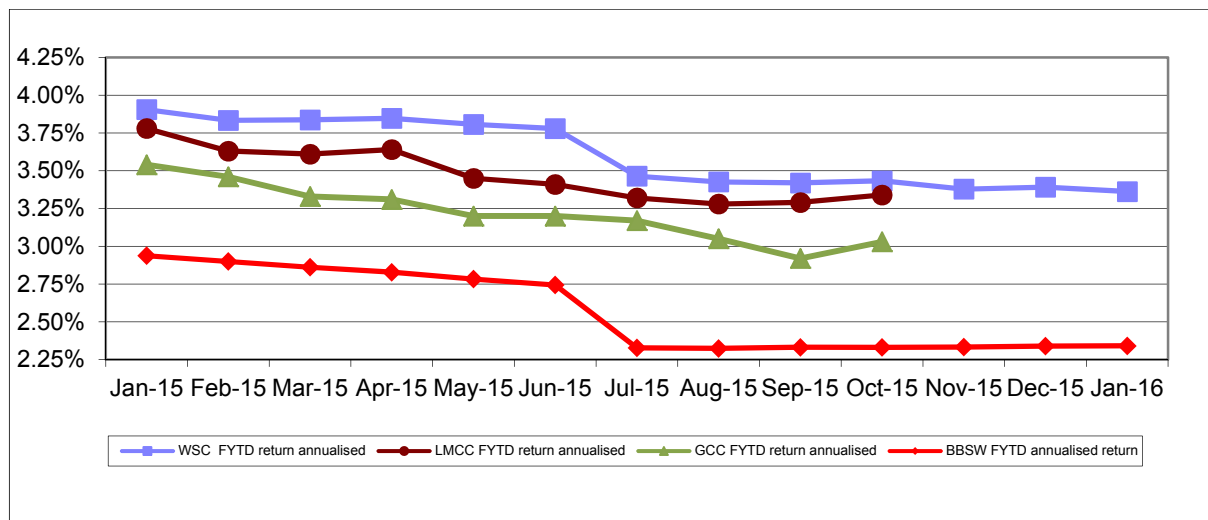
WSC’s investment yield compares favourably to neighbouring Councils as outlined in table 9 below. We expect the overall portfolio return to reduce in the next few months as a number of term deposits yield returns above the overall portfolio approach maturity.

Table 9 – Summary of Investment Portfolio Returns

Month	BBSW	Wyong Shire Council	Gosford City Council	Lake Macquarie Council
May 2015	2.78%	3.81%	3.20%	3.45%
Jun 2015	2.74%	3.78%	3.20%	3.41%
Jul 2015	2.33%	3.46%	3.17%	3.32%
Aug 2015	2.32%	3.43%	3.05%	3.28%
Sep 2015	2.33%	3.42%	2.92%	3.29%
Oct 2015	2.33%	3.43%	3.03%	3.34%
Nov 2015	2.33%	3.38%	Not available	Not available
Dec 2015	2.34%	3.39%	Not available	Not available
Jan 2016	2.34%	3.17%	Not available	Not available

Graph 2 shows the Financial Year to date, annualised portfolio returns over a 12 month period for all three Councils compared to the BBSW.

Graph 2 – Portfolio Return – Comparison to Neighbouring Councils



INVESTMENT STATEMENT

In accordance with the Local Government (General) Regulation 2005, Part 9, Division 5, Clause 212, it is certified that the investments held as at 31 January 2016 have been made in accordance with the Act, the Regulations and Council's Investment Policies.

GOVERNANCE**Consideration of s.23A guidelines**

The Chief Executive of the NSW Office for Local Government has issued guidelines titled "*Council Decision Making during Merger Proposal Periods*" pursuant to s.23A(1) of the *Local Government Act 1993* ("LG Act"). The Council must consider those guidelines when making decisions during the "merger proposal period", which commenced on 6 January 2016 and will conclude on the date on which a proclamation is made to amalgamate the Wyong and Gosford local government areas or the Minister for Local Government determines that he will not proceed with the proposal for that amalgamation: s.23A(3) of the LG Act. Councillors have been provided with a copy of those guidelines and have been given advice concerning those guidelines. The decisions that are proposed as part of this report comply with those guidelines.

ATTACHMENTS

- 1 Summary of Investment by Type - January 2016 D12222052

Wyong Shire Council Summary of Investments - By Type As at 31 January 2016									
FUND MANAGER	TYPE OF INVESTMENT	RATINGS		MATURITY	PORTFOLIO	PORTFOLIO	AS A % OF TOTAL PORTFOLIO	INCOME FOR	INTEREST RATES %
		Short Term	Long Term		BALANCE 30.12.15 \$	BALANCE 31.01.16 \$		MONTH OF JANUARY \$	
CASH AT CALL:									
Westpac	Corporate Investment Account	A1	AA	Daily	4,855,529	15,658,818		23,340	2.10
WSCU	At Call Deposit	UNRATED	UNRATED	Daily		1,000,000		66	2.40
AMP	Business Saver Account	A1	A	Daily	4,584,325	4,594,254		9,929	2.55
Total Cash At Call					9,439,854	21,253,072	13.78%	33,334	
TERM DEPOSITS & BONDS									
<u>Short term deposits & bills (less than 90 days)</u>									
Workcover	Term Deposit	A1	AA	24/01/2016	4,167,000		With Workcover	502	0.70
NAB	Term Deposit	A1	AA	10/01/2016	5,000,000			1,721	3.14
CBA	Term Deposit	A1	AA	18/01/2016	5,000,000			7,173	3.08
WSCU	Term Deposit	UNRATED	UNRATED	31/01/2016	1,000,000			2,712	3.30
CBA	Term Deposit	A1	AA	10/02/2016	5,000,000	5,000,000		13,079	3.08
CBA	Term Deposit	A1	AA	22/02/2016	5,000,000	5,000,000		13,079	3.08
NAB	Term Deposit	A1	AA	7/03/2016	5,000,000	5,000,000		13,292	3.13
Rural Bank	Term Deposit	A2	A	24/03/2016	5,000,000	5,000,000		12,315	2.90
Rural Bank	Term Deposit	A2	A	13/04/2016		5,000,000		12,315	2.90
Bankwest	Term Deposit	A1	AA	20/04/2016		5,000,000		12,315	2.90
					35,167,000	30,000,000	19.45%	88,502	
<u>Medium Term Deposits (up to 365 days)</u>									
Rural Bank	Term Deposit	A2	A	13/04/2016	5,000,000				2.90
Bankwest	Term Deposit	A1	AA	20/04/2016	5,000,000				2.90
Bankwest	Term Deposit	A1	AA	11/05/2016	5,000,000	5,000,000		12,315	2.90
Bendigo Adelaide Bank	Term Deposit	A2	BBB	27/05/2016	5,000,000	5,000,000		12,527	2.95
Bendigo Adelaide Bank	Term Deposit	A2	BBB	15/06/2016	5,000,000	5,000,000		12,527	2.95
NAB	Term Deposit	A1	AA	24/06/2016	10,000,000	10,000,000		23,951	2.82
MyState	Term Deposit	A2	BBB	6/07/2016	5,000,000	5,000,000		12,740	3.00
Bendigo Adelaide Bank	Term Deposit	A2	BBB	26/07/2016	5,000,000	5,000,000		12,103	2.85
Bank of Queensland	Term Deposit	A2	BBB	2/08/2016	6,000,000	6,000,000		26,499	5.20
Bendigo Adelaide Bank	Term Deposit	A2	BBB	25/08/2016	5,000,000	5,000,000		12,103	2.85
ANZ	Term Deposit	A1	AA	23/08/2016	4,000,000	4,000,000		9,716	2.86
Bank of Queensland	Term Deposit	A2	BBB	8/09/2016	5,000,000	5,000,000		15,712	3.70
ANZ	Term Deposit	A1	AA	22/09/2016	4,000,000	4,000,000		9,682	2.85
Bank of Queensland	Term Deposit	A2	BBB	13/10/2016	5,000,000	5,000,000		12,103	2.85
Bendigo Adelaide Bank	Term Deposit	A2	BBB	25/10/2016	5,000,000	5,000,000		12,740	3.00
ANZ	Term Deposit	A1	AA	3/11/2016	5,000,000	5,000,000		12,825	3.02
ANZ	Term Deposit	A1	AA	21/11/2016	5,000,000	5,000,000		12,825	3.02
Workcover	Term Deposit	A1	AA	24/01/2017		4,961,000	With Workcover	2,845	2.99
					89,000,000	83,961,000	54.44%	213,212	
<u>Non - Current</u>									
Heritage	Senior Bond	A3	BBB	20/06/2017	4,000,000	4,000,000		24,630	7.25
ME Bank	Term Deposit	A2	BBB	25/08/2017	5,000,000	5,000,000		16,562	3.90
ANZ	Term Deposit	A1	AA	30/10/2018	5,000,000	5,000,000		20,681	4.87
Rabo Bank	Term Deposit	A1	A	7/09/2020	5,000,000	5,000,000		14,863	3.50
					19,000,000	19,000,000	12.32%	76,736	
Total Term Deposit & Bonds:					143,167,000	132,961,000	86.22%	378,451	
TOTAL PORTFOLIO					152,606,854	154,214,072	100.00%	411,785	
Current					133,606,854	135,214,072	87.68%		
Non-Current					19,000,000	19,000,000	12.32%		
TOTAL PORTFOLIO					152,606,854	154,214,072	100.00%		

6.3 The Art House, Wyong Performing Arts and Conference Centre - Board of Directors

TRIM REFERENCE: F2015/01525 - D12215356

MANAGER: Maxine Kenyon, Director

AUTHOR: Sarah Byfield; Personal Assistant to Director

SUMMARY

This report provides an update of The Art House (TAH), Wyong Performing Arts and Conference Centre - Board of Director appointments.

RECOMMENDATION

That Council receive the report on The Art House, Wyong Performing Arts and Conference Centre - Board of Directors.

BACKGROUND

In December 2015, an Expression of Interest (EOI) for Board of Directors was advertised in the Express Advocate, Central Coast; the Sydney Morning Herald; the Artshub website and Friends of the Arts. In total, there were 22 enquiries with 17 applications lodged for the three positions available. After reviewing the EOIs, five applicants were chosen for interview with the panel of the current Board Members with four applicants accepting the interview. The interviews took place on 28 January 2016 at Wyong Shire Council (WSC). The Board deliberated once interviews completed and unanimously voted for the three Board of Director appointments.

CURRENT STATUS

The current status of the Board of Directors (TAH) consists of:

Councillor Mayor Doug Eaton (Council delegate) – one (1) year appointment
Mr Tim Cornish (Council delegate) – two (2) year appointment
Ms Julie Vaughan (Council CEO delegate) – three (3) year appointment
Mr Patrick Wilde – Henry Kendall Group – three (3) year appointment
Mr Paul Bolton – Chartered Accountant, Fortunity Group – two (2) year appointment
Ms Jennie Hughes – New York Film Academy – one (1) year appointment

The Board of Directors bring a diversity of experience, knowledge and valuable connections which will benefit The Art House and the arts and culture industry in the Wyong Shire.

GOVERNANCE**Consideration of s.23A guidelines**

The Chief Executive of the NSW Office for Local Government has issued guidelines titled "*Council Decision Making during Merger Proposal Periods*" pursuant to s.23A(1) of the *Local Government Act 1993* ("LG Act"). The Council must consider those guidelines when making decisions during the "merger proposal period", which commenced on 6 January 2016 and will conclude on the date on which a proclamation is made to amalgamate the Wyong and Gosford local government areas or the Minister for Local Government determines that he will not proceed with the proposal for that amalgamation: s.23A(3) of the LG Act. Councillors have been provided with a copy of those guidelines and have been given advice concerning those guidelines. The decisions that are proposed as part of this report comply with those guidelines.

ATTACHMENTS

Nil.

6.4 Draft Minutes of the Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee - 4 February 2016

TRIM REFERENCE: F2004/07986 - D12232242

MANAGER: Greg McDonald, Director

AUTHOR: Jacquie Elvidge; Councillor Services Officer

SUMMARY

Confirmation of minutes of the previous Tuggerah Lakes Estuary Management, Coastal and Floodplain Management Committee held on Thursday 4 February 2016.

RECOMMENDATION

That Council receive the Minutes of the Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee meeting held on 4 February 2016.

BACKGROUND

A meeting of the Tuggerah Lakes Estuary Management, Coastal and Floodplain Management Committee was held on Thursday 4 February 2016. The agenda for the meeting is available at the following link: [Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee Agenda - 4 February 2016](#).

Council has not delegated its authority to the Committee to make decisions on its behalf nor does the Committee have the authority to direct staff. Accordingly any recommendations of the Committee requiring the authorisation of Council will be reported to Council separately.

GOVERNANCE

Consideration of s.23A guidelines

The Chief Executive of the NSW Office for Local Government has issued guidelines titled "Council Decision Making during Merger Proposal Periods" pursuant to s.23A(1) of the *Local Government Act 1993* ("LG Act"). The Council must consider those guidelines when making decisions during the "merger proposal period", which commenced on 6 January 2016 and will conclude on the date on which a proclamation is made to amalgamate the Wyong and Gosford local government areas or the Minister for Local Government determines that he will not proceed with the proposal for that amalgamation: s.23A(3) of the LG Act. Councillors have been provided with a copy of those guidelines and have been given advice concerning those guidelines. The decisions that are proposed as part of this report comply with those guidelines.

ATTACHMENTS

- 1 MINUTES - Tuggerah Lakes Estuary, Coastal & Floodplain Management Committee Meeting - 4 February 2016 D12222506

WYONG SHIRE COUNCIL

**MINUTES OF THE
TUGGERAH LAKES ESTUARY, COASTAL AND FLOODPLAIN
MANAGEMENT COMMITTEE OF COUNCIL**

**HELD IN THE COMMITTEE ROOMS
WYONG CIVIC CENTRE, HELY STREET, WYONG
ON 04 FEBRUARY 2016
COMMENCING AT 5.00PM**

PRESENT

Councillor L Taylor (Wyong Shire Council) – Co-Chairperson
Councillor A Troy (Wyong Shire Council) – Co-Chairperson
Mayor D Eaton (Wyong Shire Council)
Councillor L Webster (Wyong Shire Council)
Mr Bob Davies (Community Member)
Ms Marlene Pennings (Community Member)
Mr Ken Derry (Community Member)

IN ATTENDANCE

Mr Greg McDonald (Wyong Shire Council)
Mr Peter Ham (Wyong Shire Council)
Mr Peter Sheath (Wyong Shire Council)
Ben Fullagar (Wyong Shire Council)
Mr Neil Kelleher (Office of Environment and Heritage)
Mr Mark Mitchell (Micromex Research – Speaker)
Mr Glenn Fisher (Resident – Speaker)
Ms Jacquie Elvidge (Wyong Shire Council)

APOLOGIES

Nil

The meeting was declared open by Councillor Taylor at 5.00pm.

At the commencement of the committee meeting report numbers 1.1, 1.2, 1.3, 2.8 and 2.6 were dealt with first then the remaining reports in order. However for the sake of clarity the reports are recorded in their correct agenda sequence.

1.1 Disclosure of Interest

RESOLVED unanimously on the motion of Councillor TROY and seconded by Councillor WEBSTER:

That the Committee receive the report on Disclosures of Interest and note that there were no disclosures.

1.2 Confirmation of Minutes of Previous Meeting

RESOLVED unanimously on the motion of Ms M PENNINGS and seconded by Mr B DAVIES:

That the Committee confirm the minutes of the previous Tuggerah Lakes Estuary, Coastal and Floodplain Management Committee meeting held on 3 December 2015.

BUSINESS ARISING FROM THE MINUTES

There was no business arising from the minutes.

1.3 Address by invited Speakers

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Mr K DERRY:

- 1 *That the Committee receive the report on Invited Speakers.*
- 2 *That the Committee agree meeting practice be varied to allow reports from Directors and/or the General Manager to be dealt with following an Invited Speaker's address.*

PROCEDURAL MOTION

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor TROY:

That the Committee consider item 2.8, Tuggerah Lakes and Lake Macquarie Community Survey, before item 2.6, Flood protection works on the foreshore of Tuggerah Lakes, then the remaining items in order.

2.1 Report on Lake Management Operations

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Mr K DERRY:

That the Committee receive the report on Report on Lake Management Operations.

2.2 Gross Pollutant Trap Capital Works

RESOLVED unanimously on the motion of Councillor TROY and seconded by Mr B DAVIES:

- 1 That the Committee receive the report on Gross Pollutant Trap Capital Works.**
- 2 That the Committee recommend to Council that a report which records photographic evidence of gross pollutant trap contents for use in education programs be referred to the Committee.**

2.3 Floodplain Risk Management

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Mr K DERRY:

- 1 That the Committee receive and note the Floodplain Risk Management Report.**
- 2 That the Committee recommend to Council that staff report on the existing proposed and completed works and actions contained within adopted floodplain risk management plans to the Committee.**

2.4 Coastal Zone Management

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor TROY:

- 1 That the Committee receive the report on Coastal Zone Management.**
- 2 That the Committee reaffirms its position in relation to the phasing out of commercial fishing on Tuggerah lakes.**

2.5 Street Lighting at The Entrance

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Mr B DAVIES:

That the Committee receive the report on Street Lighting at The Entrance.

2.6 Flood protection works on the foreshore of Tuggerah Lakes

Mr Glenn Fisher, local resident, address the meeting at 5.35pm, answered questions, left the meeting at 5.54pm and did not return.

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor TROY:

That the Committee receive the report on Flood protection works on the foreshore of Tuggerah Lakes.

2.7 Large Rubbish Items at Lake Edges

Mr Neil Kelleher left the meeting at 7.01pm and did not return.

RESOLVED unanimously on the motion of Councillor TROY and seconded by Ms M PENNINGS:

- 1 That the Committee note the report on rubbish removal.
- 2 That the Committee note that staff will write a letter of support for Tuggerah Lakes Care to the Local Land Services (LLS) in relation to assistance with the collection of large rubbish items at the lakes edge.

2.8 Tuggerah Lakes and Lake Macquarie Community Survey

Mr Mark Mitchell, Micromex Research, address the meeting at 5.06pm, answered questions, left the meeting at 5.34pm and did not return.

RESOLVED unanimously on the motion of Councillor WEBSTER and seconded by Ms M PENNINGS:

- 1 That the Committee receive the report on the Tuggerah Lakes and Lake Macquarie Community Survey
- 2 That the Committee note that staff will further investigate incorporating the survey results in the program planning for 2016/17.

2.9 Status Report on Outstanding Actions

RESOLVED unanimously on the motion of Councillor EATON and seconded by Councillor TAYLOR:

That the Committee confirm the Status Report on Outstanding Actions for the Tuggerah Lakes Estuary Coastal & Floodplain Management Committee Meeting.

**WYONG SHIRE COUNCIL
TUGGERAH LAKES ESTUARY, COASTAL AND FLOODPLAIN MANAGEMENT COMMITTEE
ACTION LOG**

Item #	Meeting Date	Report Title	Action	Responsibility	Status/ Notes
2.3	3 December 2015	Investigation of Lighting Options at The Entrance	<p>1 That the Committee <u>receive</u> the report on Investigation of Lighting Options at The Entrance.</p> <p>2 That the Committee <u>note</u> that the preferred solution to improved lighting in the area west of The Entrance bridge is Option 2.</p> <p>3 That the Committee <u>request</u> Council consider providing budget funding for this exercise in the financial year 2015/16 Q2 capital budget review, if that review identifies any funds that are unable to be spent in this financial year.</p>	Peter Ham Manager Waterways and Asset Management	Report included on 4 February 2016 Committee Meeting agenda.
GB16/16	3 December 2015	Weed at Canton Beach	Mr Bob Davies advised he has noticed weed growing through the new sand at Canton Beach within 4-5 metres of the beach front. Mr Luke Sulkowski advised he thought it may be alligator weed which is a noxious weed has become an issue since the April storm event. Mr Greg McDonald advised that staff will follow this up.	Peter Ham Manager Waterways and Asset Management	Update to be provided at the 4 February 2016 Committee Meeting.

**WYONG SHIRE COUNCIL
TUGGERAH LAKES ESTUARY, COASTAL AND FLOODPLAIN MANAGEMENT COMMITTEE
COMPLETED SINCE 3 DECEMBER 2015**

Item #	Meeting Date	Report Title	Status/ Notes
2.2	3 December 2015	Revised Charter for the Tuggerah Lakes Estuary Coastal and Floodplain Management Committee	Report included on 27 January 2016 Ordinary Meeting agenda and revised charter adopted.
3.2	1 October 2015	Report on Lake Management Operations	Report was tabled on the agenda at 3 December 2015 Committee meeting

3.0 GENERAL BUSINESS

GB1/16 Erosion at Buff Point
Councillor Doug Eaton
F2004/07986

Councillor Eaton advised the committee he, and a group of staff, inspected significant erosion that was reported along the bike track at Buff Point today (photos displayed at meeting).





Mr Greg McDonald advised that staff are aware of this issue and are working towards a solution.

GB2/16 Blue Star Sustainability Awards

Mr Peter Ham

F2004/07986

Mr Peter Ham advised the committee that Council were recently named finalists in the Habitat and Wildlife Guardianship category for the 2015 Blue Star Sustainability Awards (copy of award displayed at meeting).



GB3/16 Polluted Waterway Signage around Tuggerah Lakes
Councillor Lloyd Taylor
F2004/07986

Councillor Taylor advised the Committee that he has been contacted regarding a number of polluted waterway signs Council has erected around Tuggerah Lakes. Can staff please advise the purpose of this signage?



Mr Greg McDonald advised that this signage is a legislative requirement following overflows of sewerage into our waterways and advised that staff will look into how long the signage needs to be displayed and the wording of the signs, with a view to communicating these issues more effectively to the community.

GB4/16 Canton Beach Foreshore Restoration Project
Mr Peter Ham
F2004/07986

Mr Peter Ham updated the committee on an issue raised by Bob Davies at its previous meeting regarding weed at Canton Beach.

Staff have now investigated and mapped out the areas that contain Alligator Weed and have also referred this issue onto Council's Noxious Weeds Officer for further action.

THE MEETING terminated at 7.16 pm.

6.5 Wyong Water - Works in Progress

TRIM REFERENCE: F2004/07830 - D12216548
 MANAGER: Greg McDonald, Director
 AUTHORS: Vanessa Trzcinka; Section Manager, Network Operations
 Luke Drury; Section Manager

SUMMARY

Water supply and wastewater works in progress and completed for November and December 2015 and January 2016.

RECOMMENDATION

That Council receive the report on Wyong Water - Works in Progress.

WATER SUPPLY

The table below is a status report of current major new and upgrade water projects.

Item Description	Est. Cost \$	Start Date	% Spent	% Comp	Est. Comp Date	Comments
Distribution Network - Water Quality Modelling	\$140,000	July 2015	45%	40%	May 2016	Hydraulic model updates have been completed and calibration of the water quality model is currently underway. Following calibration the model will guide decisions regarding optimising the operation of the water distribution system and the installation of rechlorination sites.

WASTEWATER SYSTEM

The table below is a status report of current major new and upgrade wastewater projects.

Item Description	Est Cost \$	Start Date	% Spent	% Comp	Est Comp Date	Comments
Wastewater Pumping Station BB05 and BB06 (Blue Bay / Toowoona Bay) construction	\$3.3M	April 2015	60%	65%	June 2016	BB06 has been commissioned and practical completion granted. Site works at BB05 (Binburra Ave) have recommenced following a pause from Christmas to Australia Day.
Charmhaven and Toukley Chemical Closet and Septic Receptacles	\$490,000	May 2015	15%	15%	June 2016	Review of Contractors initial designs are complete with amendments required before construction can commence.
Wyong South Wastewater Treatment Plant Augmentation	\$15.8M	Dec 2014	50%	60%	June 2016	Upgrade of the third aeration tank is nearing completion with works on the fourth tank to commence late February. Construction of new inlet works is ongoing.
Sewer rehabilitation: Bateau Bay Berkeley Vale Blue Bay Budgewoi Buff Point Chain Valley Bay Charmhaven Chittaway Bay Doyalson North Entrance Ourimbah Summerland Point Tuggerah Warnervale	\$688,000	July 2015	65%	65%	June 2016	Contract sewer main / manhole inspection & maintenance program to improve system reliability and to reduce blockages and potential overflows. Work is being delivered as part of a 4 year contract and is ongoing in 2015/16.

WATER QUALITY AND ENVIRONMENT

Water Supply

All water supplied to customers complied with the Australian Drinking Water Guidelines.

Wastewater Treatment

The effluent discharged from the Toukley and Bateau Bay wastewater systems was within the concentration limits as set out in the Environment Protection Licenses. Bateau Bay Wastewater Treatment Plant exceeded its daily licence volume limit on 6 January 2016 following intense rainfall in the catchment. A total of 40.3 ML was discharged, compared with the licence limit of 36 ML. All flows discharged received full treatment.

Wastewater Overflows

The table below shows the number of overflow incidents reported to the Council’s Environmental Hotline and the Environmental Protection Authority, NSW Health, Work Cover and Fire and Rescue between November 2015 and January 2016.

	No. of Incidents Reported to Council’s Environmental Hotline	No. of Incidents Reported to the Environmental Protection Authority, NSW Health, Work Cover and Fire and Rescue.
November 2015	21	2
December 2015	22	8
January 2016	20	12

Follow up reporting has been submitted for each incident through Council’s internal environmental reporting procedures.

GOVERNANCE

Consideration of s.23A guidelines

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ATTACHMENTS

Nil.

6.6 Results of Water Quality Testing for Beaches and Lake Swimming Locations

TRIM REFERENCE: F2004/06822 - D12221213

MANAGER: Jamie Loader, Manager Building Certification and Health

AUTHOR: Tabitha Kuypers; Environmental Assurance Protection Officer

SUMMARY

Reporting on the results of bacteriological water quality monitoring at popular lake and ocean swimming sites in Wyong Shire for January 2016.

RECOMMENDATION

That Council receive the report on Results of Water Quality Testing for Beaches and Lake Swimming Locations.

Primary Recreation Water Quality Monitoring Program

Water quality monitoring is undertaken at 22 popular swimming sites in Wyong Shire to enable the community to make informed decisions about where and when to swim.

Through the warmer months (September to March), water samples are collected weekly. The results are provided to the Office of Environment and Heritage as part of the state-wide Beachwatch Partnership Program. Daily pollution forecasts and long term trend analysis can be viewed on their website www.environment.nsw.gov.au/beach/index/htm.

Water quality monitoring is undertaken to provide Council with an insight into short term water quality trends. The indicator organism used to determine microbial water quality is Enterococci - a subgroup of Faecal Streptococci that has been used as an indicator of faecal pollution for many years. Enterococci are especially useful in the marine environment and recreational waters as an indicator of potential health risks and swimming-related gastroenteritis.

Each month the average Enterococci count for each swimming site is compared against the National Health and Medical Research Council's (NHMRC) *Guidelines for Managing Risks in Recreational Water (2008)*. Table 2 displays the guidelines rating system used to determine if water is suitable for primary recreation (i.e. swimming).

Whilst water quality results generally indicate that the monitored swimming sites are acceptable for swimming, advisory signs have been erected at the lake sites to advise that *"this area can be affected by stormwater pollution for up to three days after heavy rain. Swimming during this period is NOT recommended"*. Greater connectivity to urban areas and lower dilution rates make the lakes more vulnerable to sources of faecal contamination including stormwater discharges, sewage infrastructure breaks and animal inputs. This is a precautionary measure only and does not mean water quality is poor at all times. In the event sampling revealed Enterococci concentrations greater than 200cfu/100mL, the site would be closed until water quality improved.

Summary of results January 2016

Three rounds of sampling were undertaken in January 2016. No sampling was undertaken the week commencing 4 January 2016 due to limited staff and competing priorities.

Samples were collected in varying conditions (two dry and one wet day). December received a total of 232.2 mm, with a maximum of 82 mm on 6/1/2016 and 16 dry days in total.

All twenty two sites achieved a top star rating and were considered safe for swimming according to the NHMRC star rating system (see Table 2).

Table 1: Beachwatch average star rating

Swimming Site	Site Type	Rating	Stars
North Entrance Beach	Ocean Beach	Good	****
The Entrance Channel	Estuarine	Good	****
The Entrance Beach	Ocean Beach	Good	****
Blue Bay	Ocean Beach	Good	****
Toowoan Bay	Ocean Beach	Good	****
Shelly Beach	Ocean Beach	Good	****
Blue Lagoon	Ocean Beach	Good	****
Bateau Bay	Ocean Beach	Good	****
Chain Valley Bay	Lagoon/Lake	Good	****
Gwandalan	Lagoon/Lake	Good	****
Frazer Beach	Ocean Beach	Good	****
Birdie Beach	Ocean Beach	Good	****
Lake Munmorah – Tom Burke Reserve	Lagoon/Lake	Good	****
Budgewoi Beach	Ocean Beach	Good	****
Lakes Beach	Ocean Beach	Good	****
Hargraves Beach	Ocean Beach	Good	****
Jenny Dixon Beach	Ocean Beach	Good	****
Canton Beach	Lagoon/Lake	Good	****
Cabbage Tree Bay	Ocean Beach	Good	****
Lighthouse Beach	Ocean Beach	Good	****
Gravelly Beach	Ocean Beach	Good	****
Soldiers Beach	Ocean Beach	Good	****

Table 2: NHMRC Star Rating Interpretation

Star Rating		Enterococci (cfu/100mL)	Interpretation
****	Good	≤ 40	NHMRC indicates site suitable for swimming
***	Fair	41 – 200	NHMRC indicates site is suitable for swimming
**	Poor	201- 500	NHMRC indicates swimming at site is not recommended.
*	Bad	>500	NHMRC indicates swimming at site is not recommended.

GOVERNANCE

Consideration of s.23A guidelines

The Chief Executive of the NSW Office for Local Government has issued guidelines titled “*Council Decision Making during Merger Proposal Periods*” pursuant to s.23A(1) of the *Local Government Act 1993* (“LG Act”). The Council must consider those guidelines when making decisions during the “merger proposal period”, which commenced on 6 January 2016 and will conclude on the date on which a proclamation is made to amalgamate the Wyong and Gosford local government areas or the Minister for Local Government determines that he will not proceed with the proposal for that amalgamation: s.23A(3) of the LG Act. Councillors have been provided with a copy of those guidelines and have been given advice concerning those guidelines. The decisions that are proposed as part of this report comply with those guidelines.

ATTACHMENTS

- 1 Water Sampling Sites D03238043

6.7 Activities of the Development and Rezoning and Building Certification Compliance and Health Units - January 2016

TRIM REFERENCE: F2004/07830 - D12225205

MANAGER: Tanya O'Brien, Manager

AUTHOR: Jane Doyle; Development Assistant

SUMMARY

The report includes information and statistics regarding the operations of the Development and Rezoning Unit and the Building Certification, Compliance and Health Unit which covers the submission and determination of development, construction and subdivision applications for the month of January 2016.

RECOMMENDATION

That Council receive the report on Activities of the Development and Rezoning and Building Certification, Compliance and Health Units for the month of January 2016.

Development Applications Received and Determined – Development and Rezoning Unit – January 2016

Type:	Number Received:	Estimated Value \$:	Number Determined:	Estimated Value \$:
Commercial	4	440,310	4	1,272,112
Industrial	1	806,250	-	-
Residential (Multiple Dwellings/Dual Occupancy)	6	5,708,614	2	888,100
Other Applications	1	2,000	-	-
Subdivisions	2	14,520,287	1	100,000
Section 96 Applications	6	-	5	-
Total	20	21,477,461	12	2,260,212

**Development Applications Received and Determined – Building Certification
Compliance and Health Unit – January 2016**

Type:	Number Received:	Estimated Value \$:	Number Determined:	Estimated Value \$:
Commercial	2	3,175,127	-	-
Industrial	-	-	-	-
Residential- Multiple Dwellings (Dwellings)	37	10,627,386	18	5,420,782
Residential (Alterations and Additions)	41	2,744,698	31	2,804,725
Other Applications	4	41,000	3	43,000
Section 96 Applications	3	-	7	-
Total	87	16,588,211	59	8,268,507

Jobs created during reporting period

During **January 2016**, 71 DA's were determined representing approximately \$10M worth of investment.

The following table outlines the number of jobs which could be created, should the DA's which have been approved be fully taken up:

Month 2015	Value of Development Applications Determined \$	Equivalent Jobs Created through DAs determined (based on 10 jobs per \$1M)	Equivalents jobs created through Council's capital expenditure and materials and contracts operating expenditure (based on 10 jobs per \$1M)	Central Growth monthly target (based on 947 jobs per year)	Coast Plan jobs
July 2015	27,840,069	270	13		79
August 2015	64,694,141	640	49		79
September 2015	59,517,333	590	63		79
October 2015	31,449,841	315	50		79
November 2015	41,405,864	410	50		79
December 2015	325,317,181	3253	65		79
January 2016	10,528,719	100	29		79

Subdivision Applications Received and Determined January 2016

Type:	Number Received:	Number of Lots:	Number Determined:	Number of Lots:
Commercial	-	-	-	-
Industrial	-	-	-	-
Residential	2	96	1	2
Rural	-	-	-	-
Total	2	96	1	2

January

Financial Year	Residential & Strata Lots Created (Actual)	Residential & Strata Lots Created (DA Approved)	Secondary Dwellings Approved	Required Homes per CC Growth Plan
2012/2013	145	282	59	1288
2013/2014	95	943	96	1288
2014/2015	204	413	131	1288
2015/2016	273	345	104	1288

Net Median Turn-around Time – January 2016

The net median turn-around time in working days for development applications determined within the Development Assessment Unit during January 2016 was **25** days. The net median turnaround time in working days for Section 96 applications was **17** days.

The net median turn-around time in working days for development applications determined in the Building Certification Compliance and Health for January 2016 was **21** days. The net median turn-around time in working days for Section 96 applications was **7** days.

The net median turn-around time in working days for all development applications determined in the Building Certification Compliance and Development Assessment units for January 2016 was **21** days.

Other Approvals and Certificates

Type	Determined January 2016
Section 149 D Certificates (<i>Building Certificates</i>)	5
Construction Certificates	32
Complying Development Certificates	5

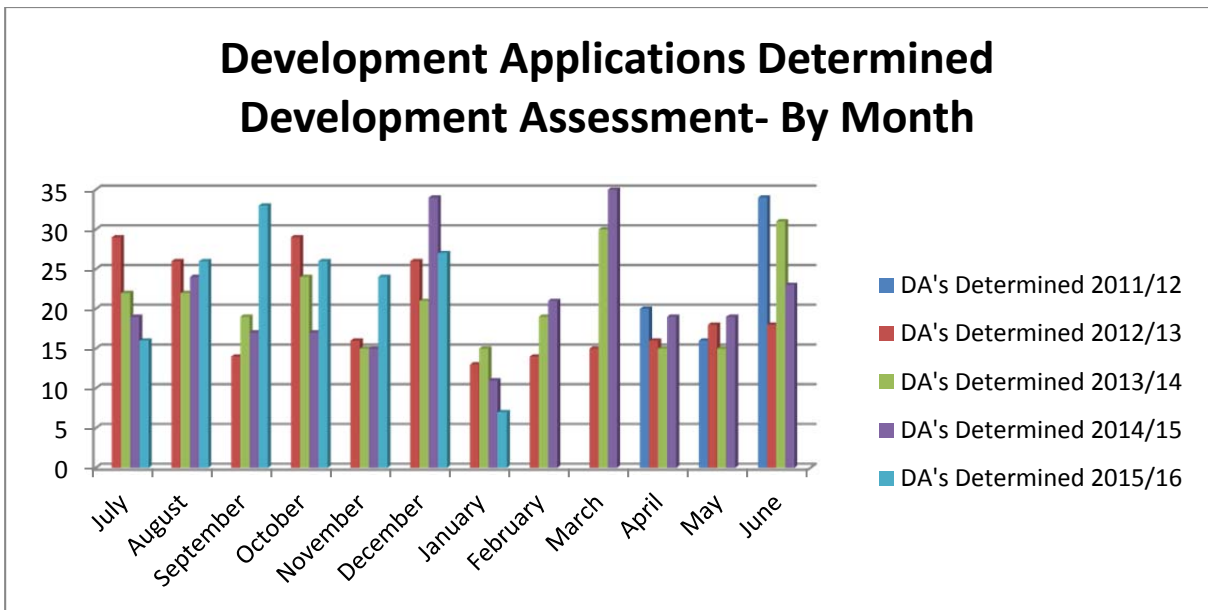
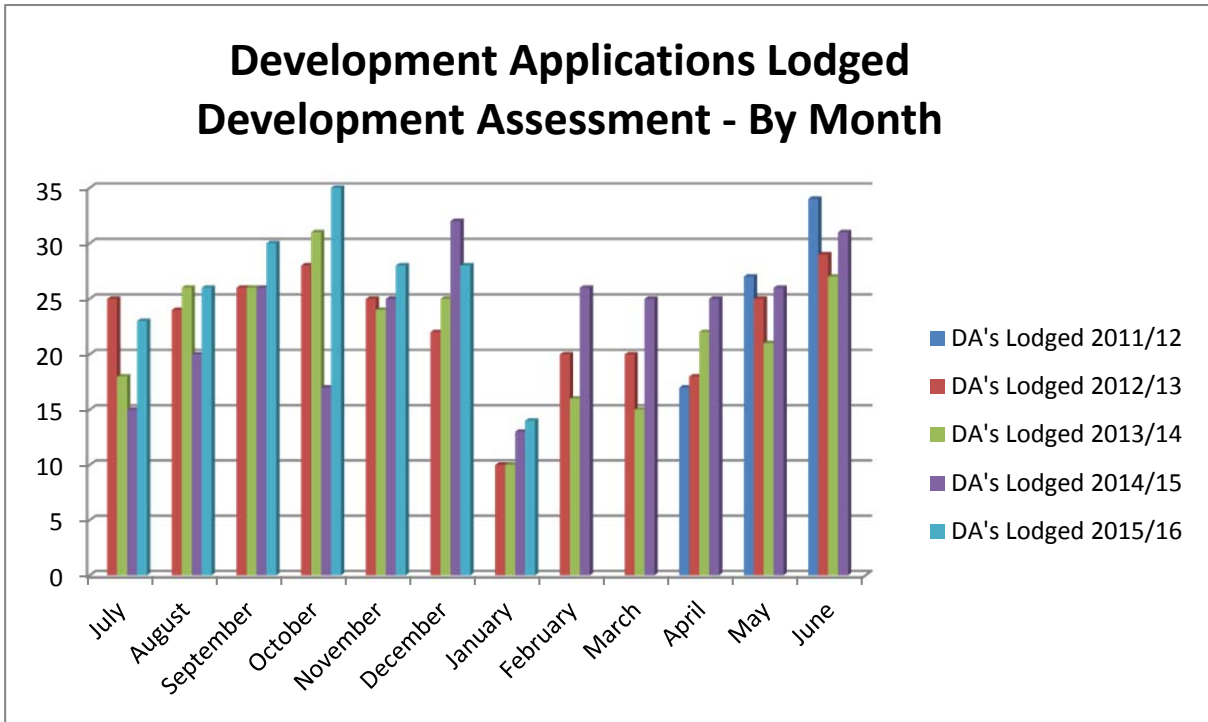
GOVERNANCE**Consideration of s.23A guidelines**

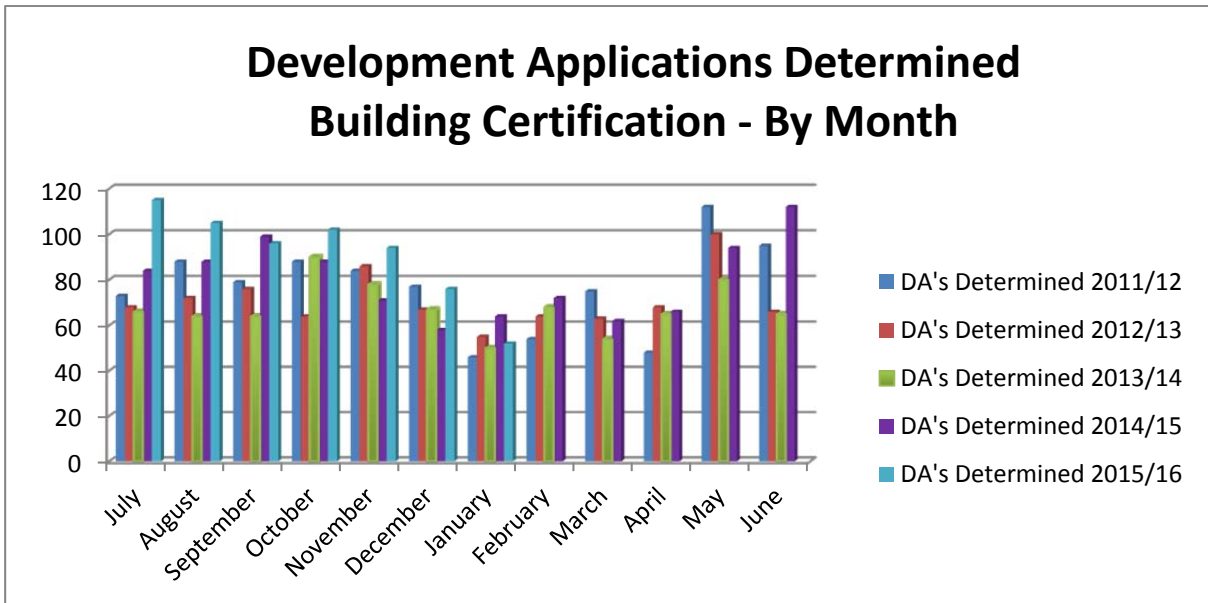
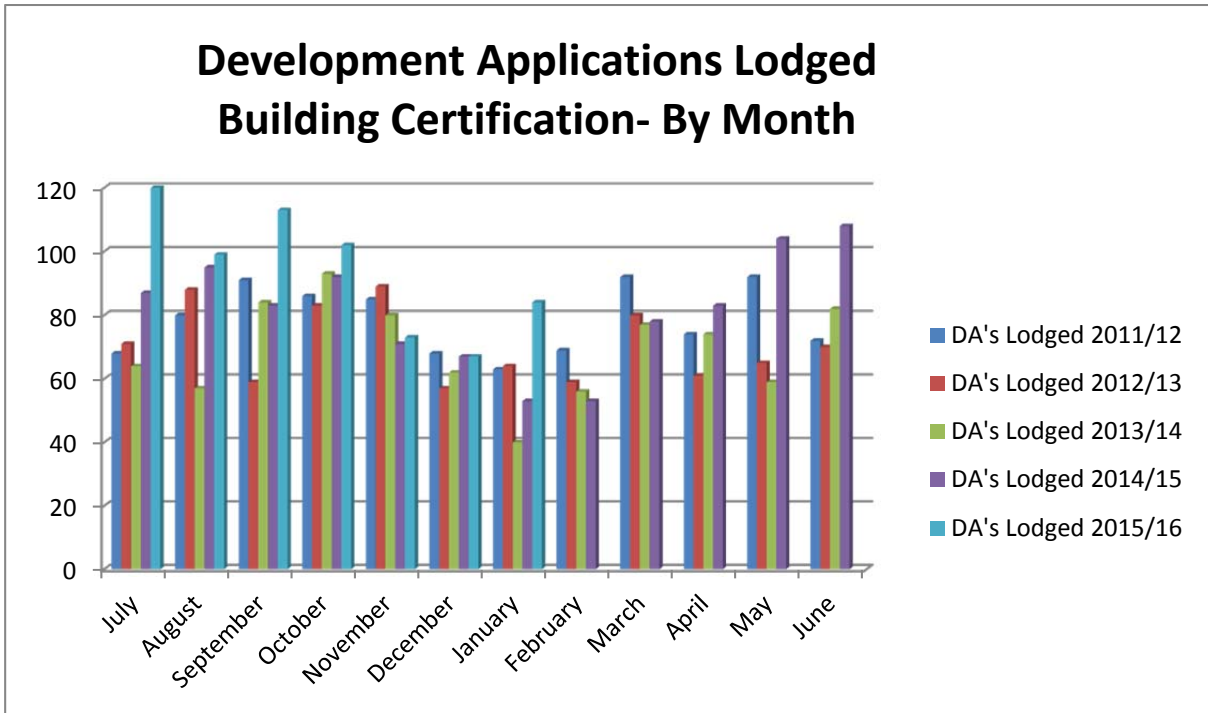
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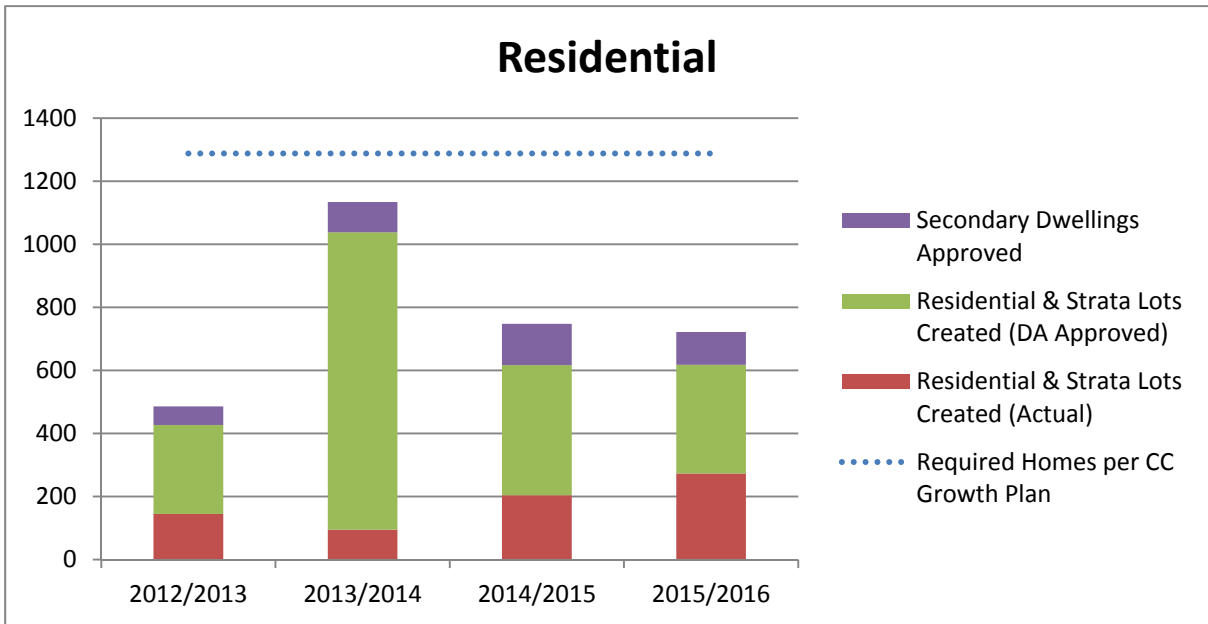
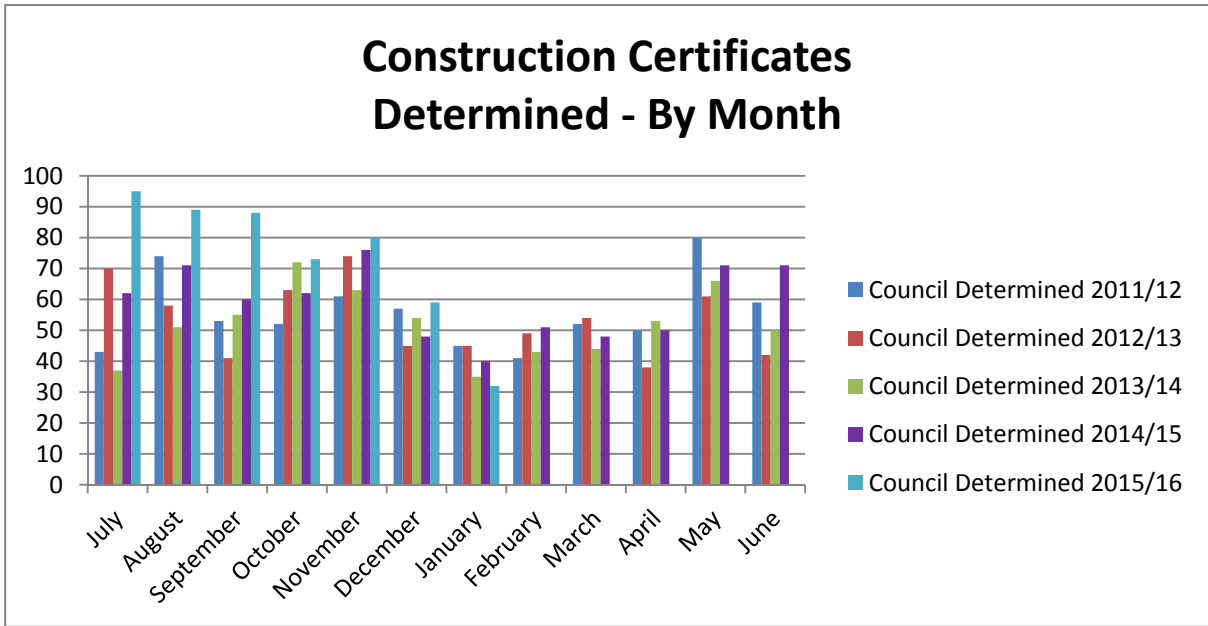
ATTACHMENTS

- 1 Graphs - Development Applications Lodged and Determined,
Construction Certificates Determined

D12225500







6.8 Outstanding Questions on Notice and Notices of Motion

TRIM REFERENCE: F2016/00012 - D12226639
MANAGER: Lesley Crawley, Manager Corporate Governance
AUTHOR: Jacque Elvidge; Councillor Services Officer

SUMMARY

Report on Outstanding Questions on Notice and Notices of Motion.

RECOMMENDATION

That Council receive the report on Outstanding Questions on Notice and Notices of Motion.

Consideration of s.23A guidelines

The Chief Executive of the NSW Office for Local Government has issued guidelines titled "*Council Decision Making during Merger Proposal Periods*" pursuant to s.23A(1) of the *Local Government Act 1993* ("LG Act"). The Council must consider those guidelines when making decisions during the "merger proposal period", which commenced on 6 January 2016 and will conclude on the date on which a proclamation is made to amalgamate the Wyong and Gosford local government areas or the Minister for Local Government determines that he will not proceed with the proposal for that amalgamation: s.23A(3) of the LG Act. Councillors have been provided with a copy of those guidelines and have been given advice concerning those guidelines. The decisions that are proposed as part of this report comply with those guidelines.

ATTACHMENTS

- | | | |
|---|---|-----------|
| 1 | Table of Outstanding Questions and Notice of Motions - 24 February 2016 | D12226643 |
|---|---|-----------|

No	Department	Responsible Officer	Question Asked / Resolution	Meeting Asked/ Councillor	Status
115	Chief Executive Officer's Unit	Stephen Naven	<p>7.2 Notice of Motion - Government Rating Outrage</p> <p>50/15 That Council <u>note</u> with great concern the likely significant escalation of the 2015 rate burden on the local lower to mid-market property sector.</p> <p>51/15 That Council <u>note</u> the significant escalation is as a consequence of the recent property market increases and unfair rerating formulas dictated to Council by the State Government Valuer General and Office of Local Government.</p> <p>52/15 That Council <u>call</u> on the State Government to conduct a thorough review into the Valuer General's and Office of Local Government's outdated and discriminatory rating methods that will place undue hardship on many in our community.</p> <p>53/15 That Council <u>investigate</u> a shire wide, online petition in partnership with the community, to give ratepayers a voice to call upon the State Government to reject this outrageous and out of touch taxing.</p> <p>54/15 That Council <u>include</u> in its 2015 Strategic Planning Process a review of all options to assist in reducing the impact of the Government's looming rerating charges.</p>	<p>28 January 2015</p> <p>Cr Best</p>	<p>Response to be provided at a future meeting.</p>
150	Development and Building	Jamie Loader	<p>6.1 Notice of Motion - Council's Animal Care Facility</p> <p>539/15 That Council recognise the outstanding work over the past few years by staff and more recently by the current animal care contractor and that this management team has delivered an outcome of near zero euthanising of stray and abandoned pets.</p> <p>540/15 That Council recognise that the current Charmhaven Animal Care Facility is approaching end of its asset life.</p> <p>541/15 That Council take a more strategic and regional approach through opening dialogue with Gosford City Council and the current animal care contractors both at Charmhaven and Erina, with the view to establishing a regional, Central Coast animal care facility that will service the future needs of the Coast as a whole.</p>	<p>Cr Best</p> <p>27 May 2015</p>	<p>Investigations are underway, with a response to be provided at a future meeting of Council.</p> <p>Further NOM on the subject provided in current, 27 January 2016, business paper.</p> <p>Investigations are underway, with a response to be provided at a future meeting of Council.</p>

No	Department	Responsible Officer	Question Asked / Resolution	Meeting Asked/ Councillor	Status
			<p>542/15 That Council consider any such centrally located regional facility in tandem with innovative satellite offices in the region's north and far south to assist residents in outer areas to access these important services.</p> <p>543/15 That Council request the General Manager to provide a report back to Council.</p>		
170	Infrastructure and Operations	Peter Ham	<p>1.6 Mayoral Minute - Vandalism Reward Doubling</p> <p>837/15 That Council <u>double</u> its current reward under its Policy for Reporting Vandalism in respect of the EDSAAC Bateau Bay amenities/clubhouse building destroyed by fire last weekend.</p> <p>838/15 That Council <u>publicise</u> this increased reward extensively through Council's media and communication channels.</p> <p>839/15 That Council <u>publicise</u> the names of those convicted, subject to any prosecution.</p>	Cr Eaton 26 August 2015	WAM staff are consulting with our Comms Business Partner in publicising the reward for information relating to the vandalism that occurred at EDSAAC Bateau Bay amenities/clubhouse building.
180	Property and Economic Development	Mike Dowling	<p>1.6 Mayoral Minute - The Entrance Surf Club Lease</p> <p>984/15 That Council <u>request</u> The Entrance Surf club enter into suitable arrangements with Council for the clearance of the outstanding rates and charges.</p> <p>985/15 That Council <u>request</u> for additional purpose to be added to the Reserve under Section 121A of the Crown Lands Act 1989.</p> <p>986/15 That Council <u>amend</u> the lease to include a sub-lease permitting a café/restaurant to be included in the footprint of The Entrance Surf Club.</p> <p>987/15 That Council <u>share</u> the rental derived from the commercial operation with The Entrance Surf Club.</p> <p>988/15 That Council <u>require</u> The Entrance Surf Club to spend their share of the rental on Surf Life Saving activities and/or equipment, and provide annual financial statements to show how these funds have been distributed.</p>	Cr Eaton 23 September 2015	Response to be provided at a future meeting.

No	Department	Responsible Officer	Question Asked / Resolution	Meeting Asked/ Councillor	Status
181	Community and Recreation Services	Brett Sherar	<p>8.1 Notice of Motion - Shark Summit</p> <p>1037/15 That Council <u>note</u> the increased number of shark attacks in and around our coastal waters due to the rise in shark numbers.</p> <p>1038/15 That Council <u>take</u> proactive and pre-emptive steps to mitigate further local attacks.</p> <p>1039/15 That Council <u>recognise</u> that not only do the current shark attacks highlight the need for better public safety they have the potential to affect summer time tourism and its associated employment.</p> <p>1040/15 That, having regard to the far reaching potential of these events, Council <u>convene</u> in partnership with Surf Life Saving and Professional Life Guards a Shark Summit that includes all key stakeholder groups, rescue organisations, applicable agencies, tourism representatives and specialist marine experts.</p> <p>1041/15 That Council <u>request</u> the Acting Chief Executive Officer to report on the feasibility of auditing our ocean coast line with a view to identifying suitable sites to create shark proof ocean bathing areas/enclosures, however this does not include traditional netting.</p> <p>1042/15 That staff <u>investigate</u> the effectiveness and practicality of making available to bathers, technology such as the shark shield devices on a short term hire basis.</p>	Cr Best 23 September 2015	<p>1037/15: Noted</p> <p>1038/15: Addressed through the undertakings of the Shark Summit with identified outcomes.</p> <p>1039/15: Recognised</p> <p>1040/15: Shark Summit held at Wyong Council on 4 November 2015.</p> <p>1041/15: A report will be provided to Council on outcomes in March 2016.</p>
186	Infrastructure and Operations	Daryl Mann	<p>Q42/15 Kanwal Traffic Calming Devices</p> <p>"Mr Mayor,</p> <p>As the local area Councillor, my question is on behalf of the good folk of Walker Avenue/ Braithwaite, Kanwal. I am hearing of outrageous driving behaviour that is endangering public</p>	Cr Best 23 September 2015	Response to be provided at a future meeting.

No	Department	Responsible Officer	Question Asked / Resolution	Meeting Asked/ Councillor	Status
			<i>safety, I appreciate it's a policing matter, however could you have staff look into the possibility of installing some traffic calming devices in this area, particularly leading from the high pedestrian area, Kanwal shops?"</i>		
195	Infrastructure and Operations	Greg McDonald	<p>7.1 Notice of Motion - Norah Head / Cabbage Tree Bay "Missing Link"</p> <p>1169/15 <i>That Council notes the excellent work carried out by staff in delivering the complex engineering of the Cabbage Tree Bay (CTB) seawall and more recently the CTB ocean ramps, further it is noted both these facilities were severely tested in the April 2015 storms with no reported damage.</i></p> <p>1170/15 <i>That Council notes these much needed multimillion dollar Bay works have now highlighted the extremely poor condition of Mazlin Reserve Cliff Face and in particular the Norah Head Search and Rescue site, this has now become known as the "Missing Link".</i></p> <p>1171/15 <i>That Council recognises that both these sites are the ownership of the State Government and are their full responsibility.</i></p> <p>1172/15 <i>That Council seeks to work with the State Government through convening an initial meeting of all key stakeholder groups with a view to making a whole of community representation seeking upgrade funding in the 2016/17 State Budget.</i></p> <p>1173/15 <i>That Council notes the outstanding support Karen McNamara our Federal Member for Dobell and State Agencies provided in assisting Council and the community in delivering the much needed Cabbage Tree Bay Ocean Ramp and the bay retaining wall.</i></p>	Cr Best 28 October 2015	This is subject to confidential legal proceedings. Refer to General Counsel.

No	Department	Responsible Officer	Question Asked / Resolution	Meeting Asked/ Councillor	Status
196	Infrastructure and Operations	Daryl Mann	<p>7.2 Notice of Motion - Toukley Speed Bump Shambles</p> <p>1164/15 <i>That Council, on behalf of the community, again call on the RMS to rip up the failed and controversial Toukley speed bumps.</i></p> <p>1165/15 <i>That Council notes the reports that these 'safety devices' have actually caused accidents involving both pedestrians and motorists, further there is emerging anecdotal evidence that shop trade is also beginning to be affected.</i></p> <p>1166/15 <i>That Council call on the RMS to release its 'Black Spot' funding submission, including the statistics it relied upon to convince the Federal Government to fund these controversial speed bumps."</i></p> <p>1167/15 <i>That Council further notes that some 50 accidents have been reported in the last 6 years on this road, with only 4 actually occurring in the Toukley CBD. Further, Council notes that there are two other 40km/h speed zones in Main Road Toukley that do not rely on speed bumps for their effective management.</i></p>	Cr Best 28 October 2015	Council is currently drafting a letter to the RMS to respond to the issues raised in items 1164/15 and 1166/15 of the NOM.
200	Property and Economic Development	Mike Dowling	<p>1.6 Mayoral Minute - Wyong Grove</p> <p>1187/15 <i>That Council <u>authorise</u> the Acting CEO to acquire the School Site and the School Carriageway at fair market value.</i></p> <p>1188/15 <i>That Council <u>authorise</u> the Acting CEO to execute all necessary documentation relevant to the acquisition of the School Site and the School Carriageway.</i></p> <p>1189/15 <i>That Council <u>resolve</u> that the School Site be classified as "Operational" land for the purposes of the Local Government Act 1993, when that land is acquired by the Council.</i></p>	Cr Eaton 11 November 2015	Response to be provided at a future meeting.

No	Department	Responsible Officer	Question Asked / Resolution	Meeting Asked/ Councillor	Status
			<p>1190/15 That the Council <u>resolve</u> to acquire the School Site and the and the School Carriageway by agreement or compulsory process pursuant to the Land Acquisition (Just Terms Compensation) Act 1991.</p> <p>1191/15 That Council <u>note</u> that for the purposes of resolutions 1 – 4 above the following terms have the following meanings:</p> <p>a “School Site” means all right title and interest in the part of the land known as Lot 1 DP 123075, with a street address of 1North Rd, Wyong, that is occupied buildings B , C , D and the COLA and identified and marked in yellow boundaries and hatching in Attachment 1 to this Mayoral Minute; and</p> <p>b “School Carriageway” means a Right of Carriageway, on terms set out in Part 1 of Schedule 4A to the Conveyancing Act 1919, benefitting the School Site and burdening that part of the land known as Lot 1 DP 123075 that is identified and marked with blue boundaries and hatching in Attachment 1 to this Mayoral Minute.</p>		
202	Property and Economic Development	Mike Dowling	<p>7.1 Notice of Motion - Waste Management Contract</p> <p>1279/15 That Council thank the Transport Workers Union for presenting at the Wyong Council Resident’s Forum held on Wednesday 11 November 2015.</p> <p>1280/15 That Council acknowledge the clause provided by the Transport Workers Union to protect workers’ wages and conditions and public safety;</p> <ul style="list-style-type: none"> • Campbelltown Council’s recent waste contract renewal process included the following clause: 	Cr Eaton 25 November 2015	Response to be provided at a future meeting.

No	Department	Responsible Officer	Question Asked / Resolution	Meeting Asked/ Councillor	Status
			<p><i>“The Contractor must, as a minimum requirement, preserve employee pay rates and pay-related conditions(for all employees of the Contractor) as those provided in either the Remondis Enterprise Agreement 2018 or, Any enterprise agreement approved by Fair Work Australia which applies to employees previously subject to the Remondis Australia Enterprise Agreement 2018 and comes into operation prior to the commencement of the Contract”</i></p> <ul style="list-style-type: none"> • <i>The current Sydney Metropolitan Bus Service Contract included the clause: “33.8 Successor Operator to Make Offers (a) TfNSW must procure that any Successor Operator makes offers of employment on equivalent terms and conditions (including all accrued entitlements) to Contract Bus Services Employees (other than the persons named in Schedule 11). Offers made by a Successor Operator must take effect from the expiry or termination of this Contract.”</i> <p>1281/15 <i>That Council staff advise at what part of the tendering process it would be appropriate for Council to consider the inclusion of the proposed clause in the new Waste Management Contract?</i></p>		
203	Community and Recreation Services	Brett Sherar	<p>7.2 Notice of Motion - Shark Summit Update / Community Forum</p> <p>1282/15 <i>That Council, in partnership with Surf Life Saving and our Professional Life Guards, <u>conduct</u> a Community Forum to update key stakeholder groups and interested parties on the findings and initiatives recommended by the expert scientific panel at Council’s recent Shark Summit.</i></p>	Cr Best 25 November 2015	The Community Shark Forum has been scheduled for 17 February 2016. A report will be provided to Council following this Forum.

No	Department	Responsible Officer	Question Asked / Resolution	Meeting Asked/ Councillor	Status
			<p>1283/15 That Council, with the assistance of our community and marine experts, <u>identify</u> suitable trial projects that could be submitted for consideration in the recently announced State Government Shark Management Project.</p> <p>1284/15 That Council <u>note</u>, as the Central Coast was the first region to conduct a local Shark Summit since the State Government's announcement of the \$16million Shark Fund, the Coast is now ideally positioned to contribute and access these resources subject to developing our submission expeditiously.</p>		
204	Infrastructure and Operations	Greg McDonald	<p>U5/15 Extension of Dredging at The Entrance</p> <p>1286/15 That Council extend the period of dredging The Entrance channel by one week with the sand pumped onto The Entrance Beach.</p>	Cr Taylor 25 November 2015	Response to be provided at a future meeting.
206	Property and Economic Development	Mike Dowling	<p>7.1 Notice of Motion - Busker Encouragement</p> <p>1 That Council <u>adopt</u> a new policy on a trial basis, to encourage busking in the Shire.</p> <p>2 That Council <u>request</u> the Acting Chief Executive Officer to prepare the policy on the basis that the process for approval is simple, cheap and easy for the applicant.</p> <p>3 That Council <u>request</u> the Acting Chief Executive Officer include the following elements in the trial policy:</p> <p>(a) A 6 month permit on a single page application for a \$10 fee.</p> <p>(b) The busker must produce photo identification, mobile number and address details.</p> <p>(c) Conditions of permit should include no impediment to pedestrians or shopkeepers, use of battery powered amplifiers (ie. no power leads), no risk of harm to the public etc.</p> <p>(d) Council may revoke the permit at any time without</p>	Cr's Webster & Eaton 27 January 2016	Response to be provided at a future meeting.

No	Department	Responsible Officer	Question Asked / Resolution	Meeting Asked/ Councillor	Status
			<p><i>notice.</i></p> <p>(e) <i>There be no requirement for any insurances by Council.</i></p> <p>4 <i>That Council <u>request</u> the Acting Chief Executive Officer to prepare the new policy to Council with a view to swift implementation of the trial.</i></p> <p>5 <i>That Council <u>request</u> the Acting Chief Executive Officer to report on the results of this trial in August 2016.</i></p>		
207	Development and Building	Jamie Loader	<p>7.2 Notice of Motion - Central Coasts New and Innovative Regional Animal Cares Facility</p> <p>1 <i>That Council in partnership with Gosford City Council <u>recognise</u> the urgent need to upgrade current animal care facilities and that such a project to assist 'man's best friend' would be a fitting inaugural community project that clearly highlights the benefits of regionalisation and indeed amalgamation.</i></p> <p>2 <i>That Council <u>note</u> that both Wyong and Gosford current animal care facility/pounds appear to have reached their asset lives despite these challenging conditions Council recognises the excellent efforts of staff, contractors and our valuable volunteers for their dedication in delivering such outstanding animal welfare outcomes.</i></p> <p>3 <i>That Council <u>request</u> that this important animal welfare issue be placed on the next Joint Wyong Gosford Regional Meeting (CCROC) with a view to bringing this important issue forward on the regional agenda and to confirm project priority status in the lead up to amalgamation.</i></p> <p>4 <i>That Council <u>consider</u> a report on the current operational status of the Animal Care Facility at Charmhaven and any interim initiatives that are being considered/deployed to maintain the current facilities, service delivery and the required level of animal welfare.</i></p>	Cr's Best & Webster 27 January 2016	Response to be provided at a future meeting.

No	Department	Responsible Officer	Question Asked / Resolution	Meeting Asked/ Councillor	Status
208	Community and Recreation Services	Maxine Kenyon	<p>7.1 Notice of Motion - Protecting Neighbourhood Properties</p> <p>133/16 <i>That Council <u>fund</u> an increase to the public tree risk management budget of \$250,000 to reduce the backlog of requests to remove dead, dying or dangerous trees.</i></p> <p>134/16 <i>That Council <u>request</u> a report on public tree risk management tree procedures in response to the recent significant storms in April and October 2015 and more recently 15 January 2016, as many trees on public land have fallen or been reported as being dangerous.</i></p> <p>135/16 <i>That Council <u>seek</u> the assistance of the State Government, through the local members, to support Council's initiative to improve public safety through matching Council's initiative dollar for dollar.</i></p>	Cr's Taylor & Troy 10 February 2016	Response to be provided at a future meeting.
209	Property and Economic Development	Mike Dowling	<p>7.2 Notice of Motion - Chinese Theme Park Confidential</p> <p>136/16 <i>That the Council <u>note</u> recent media reports that the Minister for Local Government, the Hon Paul Toole, has requested an urgent report on proposed \$500 million Chappypie China Theme Park development at Warnervale.</i></p> <p>137/16 <i>That the Council <u>further note</u> that the Minister and the NSW Office of Local Government (OLG) have investigative powers under the Local Government Act that may be exercised, and that it is prudent that the Council take no action that might complicate or frustrate any review the Minister or OLG may take.</i></p> <p>138/16 <i>That Council also <u>confirms</u> that no Ratepayer Funds have been invested in the development of this proposal & that it is not Council's intention to invest any funds into the construction of the proposal.</i></p>	Cr Best 10 February 2016	Response to be provided at a future meeting.

No	Department	Responsible Officer	Question Asked / Resolution	Meeting Asked/ Councillor	Status
			<p>139/16 That Council <u>notes</u> that Council's main roles in respect to the proposed development are:</p> <p>a. As the "relevant planning authority" under Part 3 Division 4 of the Environmental Planning and Assessment Act, which is a statutory function that the Council is required to undertake in respect to the pending Planning Proposal to be determined by the Minister for Planning and the Environment; and</p> <p>b. To assist the Hunter and Central Coast Joint Regional Planning Panel in the determination of pending and future development applications in respect to the development site, that Panel being an independent statutory body to consider and determine such development applications.</p>		
210	Property and Economic Development	Mike Dowling	<p>Q1/16 Purchase of 7 Anzac Avenue, Wyong</p> <p>Can the Acting Chief Executive Officer please provide a report on the purchase of 7 Anzac Avenue, Wyong including cost of purchase and any plans for the dwelling?</p>	Cr Matthews 10 February 2016	Response to be provided at a future meeting.
211	Community and Recreation Services	Maxine Kenyon	<p>Q2/16 Toilets at Frank Balance Park</p> <p>Can staff please provide information as to when toilet/s including an accessible toilet be provided/built on the Frank Balance Park site?</p>	Cr Matthews 10 February 2016	Response to be provided at a future meeting.

**QUESTIONS ON NOTICE AND NOTICES OF MOTION REMOVED SINCE
10 FEBRUARY 2016**

No#	Department	Question on Notice / Notice of Motion	Date Asked/ Councillor	Status
205	Community and Recreation Services	6.2 Notice of Motion - Rock Fishing Deaths at "Drowning Rocks", Wybung Head	Cr Best 9 December 2015	A report is provided in this business paper.

24 February 2016

To the Ordinary Council Meeting

Councillor

7.1 Notice of Motion - Remote Piloted Vehicles (RPVs) / Drone Ports

TRIM REFERENCE: F2010/00500 - D12233335

AUTHOR: Greg Best; Councillor

Councillor G Best has given notice that at the Ordinary Council Meeting to be held on he will move the following Motion:

- "1 That, due to the escalating popularity of Remote Piloted Vehicles (RPVs), Council recognise the need to better manage, educate and police their usage.*
- 2 That Council seek to engage local user groups, key stake holders and regulators to best identify how Council can assist in managing this emerging and innovative industry sector.*
- 3 That Council review options around possible suitable usage locations/ drone ports, with a view to developing a policy to assist safe recreational and professional usage of these devices."*

RESOURCES

This can be investigated using existing staff resources.

COUNCILLORS NOTE

With the escalation of this creative and innovative sector, Council clearly has a role to play in assisting our community to better manage their safe use and possible impacts.

The drone phenomenon has only just begun with a large cross section of agencies, industries, law enforcement bodies and recreational users enjoying this technology.

Locally, Central Coast Surf Life Saving is already investigating RPVs for better beach safety and shark spotting. Council itself has engaged RPVs in field works, farmers use them in agricultural management and police and civic protection units are deploying this technology as well.

In my view this is just the tip of the iceberg in the evolution of this technology and Council, along with the various regulatory agencies such as the Civil Aviation Safety Authority (CASA), have a role and indeed a responsibility to the community in better managing the safe operation and education around the usage of such technology.

GOVERNANCE**Consideration of s.23A guidelines**

The Chief Executive of the NSW Office for Local Government has issued guidelines titled "*Council Decision Making during Merger Proposal Periods*" pursuant to s.23A(1) of the *Local Government Act 1993* ("LG Act"). The Council must consider those guidelines when making decisions during the "merger proposal period", which commenced on 6 January 2016 and will conclude on the date on which a proclamation is made to amalgamate the Wyong and Gosford local government areas or the Minister for Local Government determines that he will not proceed with the proposal for that amalgamation: s.23A(3) of the LG Act. Councillors have been provided with a copy of those guidelines and have been given advice concerning those guidelines. The decisions that are proposed as part of this report comply with those guidelines.

ATTACHMENTS

Nil.