

AGENDA

Notice is hereby given that an Ordinary Meeting of Council will be held at the Civic Centre, Dee Why on

Tuesday 16 April 2019

Beginning at 6:00pm for the purpose of considering and determining matters included in this agenda.



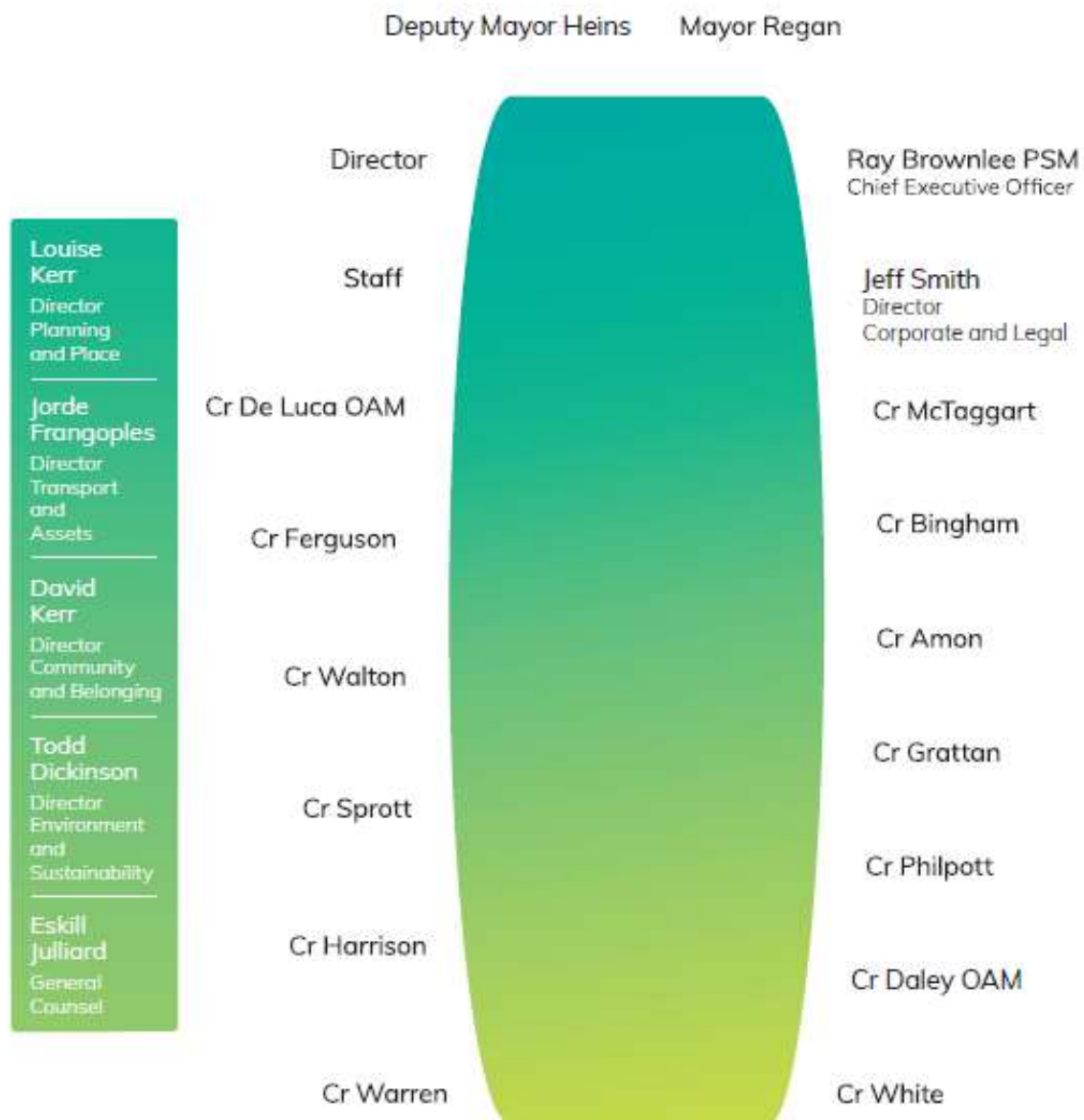
Ray Brownlee PSM
Chief Executive Officer

OUR VISION

Delivering the highest quality service valued and trusted by our community

OUR VALUES

Trust Teamwork Respect Integrity Service Leadership



**Agenda for an Ordinary Meeting of Council
to be held on Tuesday 16 April 2019
at the Civic Centre, Dee Why
Commencing at 6:00pm**

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1.0 ACKNOWLEDGEMENT OF COUNTRY

As a sign of respect, Northern Beaches Council acknowledges the traditional custodians of these lands on which we gather and pays respect to Elders past and present.

2.0 APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE

In accordance with Part 6 of the Code of Meeting Practice, apologies must be received and accepted from absent Councillors and a leave of absence from the Council Meeting may be granted.

3.0 CONFIRMATION OF MINUTES

3.1 MINUTES OF ORDINARY COUNCIL MEETING HELD 26 MARCH 2019

RECOMMENDATION

That the Minutes of the Ordinary Council Meeting held 26 March 2019, copies of which were previously circulated, be confirmed as a true and correct record of the proceedings of that meeting.

4.0 DISCLOSURES OF INTEREST

In accordance with Part 17 of the Code of Meeting Practice, all Councillors must disclose and manage any conflicts of interest they may have in matters being considered at the meeting.

5.0 PUBLIC FORUM AND PUBLIC ADDRESS

In accordance with Part 5 of the Code of Meeting Practice, residents, ratepayers, applicants or other persons may request to address Council in relation to any one matter related to the general business of Council but not the subject of a report on the agenda (Public Forum) and no more than two matters listed for consideration on the agenda (Public Address).

6.0 ITEMS RESOLVED BY EXCEPTION

In accordance with Part 14 of the Code of Meeting Practice, items that are dealt with by exception are items where the recommendations contained in the staff reports in the agenda are adopted without discussion.

7.0 MAYORAL MINUTES

ITEM 7.1	MAYORAL MINUTE NO 06/2019 - FIRE AT SELF-STORAGE FACILITY - CROSS STREET, BROOKVALE
TRIM FILE REF	2019/204327
ATTACHMENTS	NIL

BACKGROUND

The fire in Cross Street, Brookvale has had an enormous impact on the Northern Beaches community, particularly those members who lost treasured possessions. Our Council has played a significant role in assisting Emergency Services in the management of the incident, and the protection of public safety and the environment over the past two weeks.

As we know, a major fire broke out at the Rent-A-Space self-storage facility at 4 Cross Street, Brookvale in the early hours of Thursday 28 March 2019. The fire quickly spread within the building and Emergency Services declared the fire as a State Level Incident on the first day of the fire. The intensity of the fire saw it burn for one week. We are all so grateful no lives were lost in the fire.

Council staff have played a significant role in the management of this incident and are to be thanked for their dedication, long hours and hard work on this emergency which has affected a large part of our community.

Since the start of the fire the actions of Council have included:

- Road closure of Cross Street and implementation of traffic controls in Cross Street/Pittwater Road.
- Installation of warning signs of pollution in Lagoon and Hinkler Parks and in the dog exercise area.
- Ongoing water testing and environmental protection which resulted in the closure of Manly Lagoon, Queenscliff Beach and Queenscliff Ocean pool as a precaution.
- Removal of dead fish from the area and removal of polluted water from the storm water system.
- Local Emergency Management Officers providing on the ground operational support to Emergency Services. Council's Local Emergency Management Officers have been on scene for much of the last couple of days providing operational support to emergency services.
- Responding to a large number of media enquiries related to the fire and the dissemination of information to affected persons by sharing posts published on official sites such as NSW Police and Fire and Rescue, as well as keeping the news section on Council's website up-to-date.
- Responding to a growing number of enquiries from persons who lost possessions in the fire resulting from poor communications from the building owners.

In addition to these actions Council has a regulatory role to play and has responsibility to ensure that the fire damaged building is not at risk of collapse, and that other fire affected buildings are free from asbestos contamination.

On 30 March, at the request of NSW Fire and Rescue, Council issued an Emergency Order for 4 Cross Street that required the full or partial demolition of the building to enable the extinguishment of the fire.

At the time the Order was issued it was understood that the roof of the building was severely damaged and that removal of the roof would have allowed officers from Fire and Rescue at the time to extinguish the fire. However, the fire was completely extinguished on 5 April without the need for removal of any part of the building.

It is important to note that at this stage there is no requirement for the owner to demolish the building. Council is fully aware of the level of distress experienced by the building tenants and those affected by this fire. Early in the week of 8 April senior Council staff met with representatives of the tenants to provide reassurance that the interests of the tenants are being considered at every step of the process and that Council will provide them any available information.

An invitation has also been extended to the building owners to meet with the Mayor, senior Council staff and relevant authorities to discuss the ongoing management of the incident. Part of that discussion will seek agreement from RentASpace and their contractors to explore all possible avenues to help tenants safely salvage and decontaminate property from the main and other buildings.

Council will continue to provide updates as they become available through Council's website, social media and via the Manly Daily.

This event has impacted so many lives and Council will continue to provide every support it can to assist those directly affected and work towards the best outcome for all concerned.

I have written to the land owners and invited them to meet with Council and relevant authorities to work collaboratively on this matter.

MOTION

That Council:

- A. Commits to keeping the building tenants and affected residents informed as appropriate.
 - B. Advises the community of the standard procedures and protocols relating to our regulatory role in this matter.
 - C. Seeks agreement from the Business Owner (RentASpace) and their contractors to explore all possible avenues to help tenants safely salvage and decontaminate property from the site.
 - D. Acknowledges the long hours, hard work and dedication of Council staff and NSW Emergency Services in the management of this incident over the past few weeks.
-



Michael Regan
MAYOR

8.0 CHIEF EXECUTIVE OFFICER'S DIVISION REPORTS

ITEM 8.1	FUNDING ASSISTANCE UNDER THE FORMER MANLY COUNCIL FRIENDSHIP AGREEMENT WITH THE DISTRICT OF OECUSSE IN TIMOR LESTE
REPORTING MANAGER	EXECUTIVE OFFICER TO MAYOR
TRIM FILE REF	2019/159152
ATTACHMENTS	<ol style="list-style-type: none">1 ↓ Memorandum of Understanding between the people of Oecusse, Timor Leste and the community of Manly, Australia2 ↓ Letter requesting funding in 2019 under the former Manly Council Friendship Agreement with the District of Oecusse, Timor Leste

SUMMARY

PURPOSE

To seek approval for funding assistance for community based projects in Oecusse under an existing Friendship Agreement with the District of Oecusse in Timor Leste and the former Manly Council.

EXECUTIVE SUMMARY

Representatives of the former Manly Friends of Oecusse (MFOO) Committee have requested funding of \$7,000 under the existing Friendship Agreement with the District of Oecusse in Timor Leste and the former Manly Council.

A formal agreement was signed on 12 August 2008 with the key focus of the Friendship Agreement to 'build capacity and to advance and promote self-sufficiency of the people of Oecusse'.

Funding was previously provided annually to the MFOO for a number of community development projects run by local NGOs including projects managed by OzGREEN. As the committee no longer exists, the request for funding is now for funds to be paid directly to OzGREEN who will manage the projects along with the former members of the committee.

A Council resolution is therefore required to delegate to the Chief Executive Officer the authority to allocate funding to OzGREEN to undertake the work as part of the original Friendship Agreement in accordance with section 377(1)(q) of the *Local Government Act 1993*.

Council staff are currently reviewing Sister Cities and Friendship Agreements and will soon finalise a draft Policy and Guidelines for the consideration of Council. Council will also determine which of the current sister cities and friendship agreements will be retained as part of that decision. Until Council adopts a new Policy, Northern Beaches Council continues to honour current active agreements. Consideration of funding on this occasion is for the 2019 calendar year only and funds are allocated in the 2018/2019 budget.

RECOMMENDATION OF CHIEF EXECUTIVE OFFICER

That Council:

- A. Delegate to the Chief Executive Officer the authority to allocate funding totalling \$7,000 in accordance with section 377 (1) (q) of the *Local Government Act 1993* to OzGREEN under the existing Friendship Agreement with the District of Oecusse in Timor Leste for the purpose of delivering a number of community development projects in 2019.
 - B. Seek a report from OzGREEN outlining the projects undertaken by OzGREEN and non-profit organisations based in the District in Timor Leste including a cost analysis and outcomes from the work undertaken.
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REPORT

BACKGROUND

The former Manly Council, at an Ordinary Meeting on 10 December 2007, resolved to establish a formal Friendship Agreement with the District of Oecusse, one of the poorest and most remote provinces in Timor Leste (Attachment 1).

A formal agreement was signed on 12 August 2008, with the key focus of the Friendship Agreement to 'build capacity and to advance and promote self-sufficiency of the people of Oecusse'. Towards the end of 2008, the Manly Friends of Oecusse (MFOO) was set up to serve as a support group contributing to Council's work with the people of Oecusse. The funding was provided for a number of community development projects run by local Non-Governmental Organisations (NGOs) including Green TL – a locally operated not-for-profit community development group auspiced in part by an Australian based NGO, OzGREEN in Oecusse.

In 2012, the former Manly Council committed funding to MFOO of approximately \$5,000 per annum and then increased the amount to \$7,000 per annum. The last payment was made in 2017 but was not sought in 2018.

MFOO officially disbanded in 2017 partly due to the uncertainty over the future of Council funding after 2017 due to amalgamation. Representatives of the former MFOO who continued to volunteer support to Oecusse and through OzGREEN have advised that there is still an expectation in Oecusse that Council will continue to support the development projects under the original agreement. In a letter to Council dated 5 March 2019, Ms Judy Charnaud and Dr Judy Lambert have requested Council reinstate funding for the small Non-Governmental Organisation (NGO) groups conducting community based development projects in line with the intent of the original agreement with the District of Oecusse (Attachment 2). Funding would be allocated to OzGREEN to disburse to the local NGOs who carry out a diversity of small community-based projects addressing food security, clean village water, an annual Youth Green Games run by young people in local communities and support for women and children experiencing domestic violence.

The former MFOO previously provided details of the projects completed in an annual report and the representatives have stated they would provide a report to Council detailing the projects undertaken in 2019.

Funding was previously provided annually to the MFOO for a number of community development projects run by local NGOs including projects managed by OzGREEN. As the Committee no longer exists, the request for funding is now for funds to be paid directly to OzGREEN who will continue to manage the projects alongside the former members of the committee.

A Council resolution is therefore required to delegate to the Chief Executive Officer (CEO) the authority to allocate funding of \$7,000 to OzGREEN to undertake the work as part of the original Friendship Agreement in accordance with Section 377(1)(q) of the *Local Government Act 1993*.

CONSULTATION

Staff from the Office of the Mayor and Councillors met with representatives of the former Manly Friends of Oecusse on 25 February 2019, to discuss the projects undertaken and the future of the Friendship Agreement with the District of Oecusse, Timor Leste.

Council staff are currently reviewing Sister Cities and Friendship Agreements and will soon finalise a draft Policy and Guidelines for the consideration of Council. Council will also determine which current sister cities and friendship agreements will be retained as part of that decision. Until Council adopts a new Policy, Northern Beaches Council continues to honour current active agreements. Consideration of funding on this occasion is for the 2019 calendar year only.

TIMING

The request for funding is to assist projects that are currently being undertaken and planned for the current calendar year.

LINK TO COUNCIL STRATEGY

This report relates to the Community Strategic Plan Outcome of Community Belonging and more specifically Goal 12 - *Our community is friendly and supportive*.

FINANCIAL CONSIDERATIONS

Funding is available under the Sister Cities Budget for 2018/19.

SOCIAL CONSIDERATIONS

Council undertook to honour existing active Friendship Agreements with the former following amalgamation. The agreement held with the District of Oecusse, Timor Leste was signed with the former Manly Council. There is an expectation by the District of Oecusse, one of the poorest and most remote provinces in Timor Leste that Council will continue to honour that agreement and assist with the funding for community based projects.

ENVIRONMENTAL CONSIDERATIONS

Funding would provide OzGREEN to disburse to the local NGOs who carry out a diversity of small community-based projects addressing food security, clean village water and organise an annual Youth Green Games run by young people in the Oecusse local community.

GOVERNANCE AND RISK CONSIDERATIONS

As the MFOO have officially disbanded, Council is now required under section 377(1)(q) of the *Local Government Act 1993* to resolve to delegate to the CEO the authority to allocate funding to OzGREEN to undertake the community based projects as part of the original Friendship Agreement.



Memorandum of Understanding between the people of Oecusse, Timor Leste and the community of Manly, Australia

In the spirit of mutual respect and co-operation between the citizens of Australia and the Democratic Republic of Timor-Leste, we affirm our intention to develop a Friendship Relationship between the district of Oecusse in Timor-Leste and the Manly Local Council in Sydney, Australia.

Manly Council recognises the desire of many Australians to contribute to the rebuilding of Timor-Leste and to learn more about our neighbouring country. In forming a relationship with the district of Oecusse, Manly Council acknowledges the decentralisation priority of the Timor-Leste Government and the needs of more remote areas of the country.

It is intended that this partnership will be at both the Local Government and community levels and will result in an improved understanding and appreciation of the cultures and experiences of the communities of Oecusse and Manly.

It is intended that all initiatives undertaken under the Friendship Relationship will aim to build capacity and to advance and promote the self-sufficiency of the people of Oecusse. All initiatives will be exercised in a manner that is consistent with and actively promotes the principles of cultural and religious diversity, gender equity and ecological sustainability. It is understood that any project will take into account the National Development Plan and District Development Plan for Oecusse, as well as other priorities identified through the local decision-making processes. Decision-making under the Friendship Relationship will be open, transparent and accountable at all times from all partners.

It is acknowledged that the Friendship Relationship between the district of Oecusse and Manly Council is long-term, and may be reviewed and reaffirmed by the administrations which follow those currently responsible.

We acknowledge the history of our two nations and the friendship that has been forged and tested over many decades. We look forward now to travelling together on a journey of mutual respect and appreciation to strengthen that relationship, embracing our differences and celebrating the vision we share.

On this day, Tuesday August 12th, 2008, we celebrate the rich culture and history of the region of Oecusse and we commit our two communities to extending the hand of friendship to each other as near neighbours.

Jorge da Conceicao Teme
Secretary of State For Oecusse Special Region

Dr Judy Lambert
Manly Councillor



MEMORANDUM



DATE: 7th September 2012
TO: Henry Wong
CC: Ed McPeake, Michael Galloway, Sally Cornelius
FROM: Stephen Clements
SUBJECT: Memorandum of understanding (MoU) for support to the District of
Oecusse, Timor-Leste

Dear Henry,

As you are aware, Manly Council in its Ordinary Meeting on 10th December 2007 resolved to establish a formal Friendship Agreement with Oecusse, which was subsequently signed on 12 August 2008.

I understand MFOO Community Support Group was formalised in 2008 to support the Friendship Agreement, and certified as a non-for-profit association on 30th January 2009. I understand MFOO continues to provide active support to the District of Oecusse, in line with its adopted constitution and objectives/charter.

Please find attached covering letter and copy of MoU for your signature. I refer to existing arrangements between Manly Council and Manly Friends of Oecusse Inc. (MFOO) Community Support Group to provide support to the District of Oecusse, Timor-Leste.

Manly Council would invite MFOO to sign the enclosed MoU to formalise the existing arrangements, as a voluntary undertaking to continue to jointly provide support to the District of Oecusse. Please sign the attached two (2) copies, after which one will be returned.

Regards

Stephen Clements
Deputy General Manager
Manly Council



Manly Council



Reference:

Enquiries: General Manager's Office- Kathy Fuller ph 9976 1503

Mrs Judy Lambert
President
Manly Friends of Oecusse Inc. Community Support Group
PO BOX 240
Manly NSW 1655

Council Offices
1 Belgrave Street
Manly NSW 2095

Correspondence to
General Manager
PO Box 82
Manly NSW 1655

DX 9205 Manly

Telephone 02 9976 1500
Facsimile 02 9976 1400

www.manly.nsw.gov.au
records@manly.nsw.gov.au

ABN 43 662 868 085

Dear Mrs Lambert,

**Memorandum of Understanding (MoU)
for Support to the District of Oecusse, Timor-Leste**

I refer to existing arrangements between Manly Council and Manly Friends of Oecusse Inc. (MFOO) Community Support Group to provide support to the District of Oecusse, Timor-Leste.

As you are aware, Manly Council in its Ordinary Meeting on 10th December 2007 resolved to establish a formal Friendship Agreement with Oecusse, which was subsequently signed on 12 August 2008. I understand MFOO Community Support Group was formalised in 2008 to support the Friendship Agreement, and certified as a non-for-profit association on 30th January 2009. I understand MFOO continues to provide active support to the District of Oecusse, in line with its adopted constitution and objectives/charter.

Manly Council provides financial support to the District of Oecusse in line with our Friendship Agreement totalling approximately \$5,000 per annum. Administratively, this has been provided by cheque or EFT to MFOO and allocated to support programs identified by MFOO of greatest need in Oecusse, annually through budget allocation meetings of MFOO.

Manly Council would invite MFOO to sign the enclosed MoU to formalise the existing arrangements, as a voluntary undertaking to continue to jointly provide support to the District of Oecusse. Please sign the attached two (2) copies, after which one will be returned.

Can I express my recognition of the significant volunteer time provided by members of the Community Support Group towards the District of Oecusse, and my congratulations on the work achieved to date. Moving forward within the MoU arrangement, I would also request that documentation of expenditure of the Council's support continues to be explicitly reflected in annual financial statements.

Yours faithfully,

Henry Wong
General Manager

Date: 7/9/2012

CLEANER HEALTHIER HAPPIER

Manly Council Supports Smoke Free Zones

www.smokefreecouncils.com.au



Memorandum of Understanding

for

Support to the District of Oecusse, Timor Leste

between:

**Manly Friends of Oecusse Inc. East Timor Community Support Group of PO BOX
240 Manly 1655 in the state of New South Wales ("MFOO")**

And

**Manly Council of 1 Belgrave Street, Manly NSW 2095, in the state of New South Wales
("Manly Council")**

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Objectives

The objective of this Memorandum of Understanding (MOU) is to guide collaboration between Manly Council and Manly Friends of Oecusse Inc. East Timor Community Support Group (MFOO) to successfully co-ordinate support to the District of Oecusse, Timor-Leste.

On 12 August 2008 Manly Council signed a formal friendship agreement with the district of Oecusse. Oecusse (Oecussi) is an enclave surrounded by West Timor (Indonesia) that is more than a day's travel by ferry from the rest of East Timor.



Manly Friends of Oecusse Inc. East Timor Community Support Group

The Manly Friends of Oecusse Inc East Timor Community Support Group was established to build community-to-community relations and to support the formal Friendship Agreement made on 12 August 2008 between Manly Council and the district of Oecusse in Timor Leste.

Manly Friends of Oecusse Inc. East Timor Community Support Group (MFOO) adopted the following (20th Dec 2008) Objectives:

- To build friendship and support between the people of Manly and surrounding areas and the people of Oecusse in East Timor (Timor Leste);
- To support the Friendship Agreement made on 12 August 2008 through a Memorandum of Understanding between Manly Council and the district of Oecusse;
- To work in partnership with and provide active support to other relevant organisations and community members assisting the people of Oecusse; and
- To provide financial, practical and intellectual support in whatever ways are most appropriate based on mutual respect and consultation.

[Handwritten signature]



MFOO Monthly Meeting, Oecusse Delegations and Fundraising Activities

The inaugural meeting of the MFOO community support group was held on 29th Nov 2008, and initial beneficial projects identified. MFOO holds monthly group meetings and Annual General Meetings. A report from the President is presented to the AGM.

MFOO was certified as an incorporated non-for-profit association on 30th Jan 2009, and a group constitution adopted. Numerous MFOO delegations have since the inaugural meeting have established a relationship with people in the District of Oecusse, most recently between 30th July – 7th August 2012.

A range of fundraising activities are undertaken by MFOO. All funds raised are allocated to support programs consistent with MFOO's objectives and identified of greatest need in the District of Oecusse. These allocations are made annually through annual budget meetings of MFOO.

Manly Council annually provides financial support to the District of Oecusse. Administratively, this is provided by cheque or EFT to the Manly Friends of Oecusse Inc East Timor Community Support Group, and allocated to support programs by the group. This approach was agreed by Manly Council's General Manager and Senior Executive, and the MFOO President.

General Terms

1. This agreement is a voluntary undertaking by Manly Council and Manly Friends of Oecusse Inc. East Timor Community Support Group (MFOO), to provide support to the people of the District of Oecusse, East Timor.
2. This MOU seeks to formalise existing arrangements between Manly Council and MFOO.
3. Manly Council is to duly recognise MFOO in initiatives relating to the Friendship Agreement between Manly Council and the District of Oecusse, as appropriate
4. MFOO is to duly recognise Manly Council and the friendship agreement between Council and the District of Oecusse, in MFOO initiatives, as appropriate.
5. Within its normal budget procedures, Manly Council is to continue to provide financial support to the District of Oecusse totalling \$5,000 per annum. Administratively, this is provided by cheque or EFT to MFOO and allocated to support programs identified by MFOO of greatest need in the District of Oecusse, annually through budget allocation meetings of MFOO.
6. MFOO is to continue to perform in accordance with its adopted constitution including provision of an AGM, Annual President's Report, and to provide a Report to Manly Council on successful fundraising, expenditure programs, and program outcomes.
7. The views of MFOO do not necessarily constitute those of Manly Council and vice versa unless otherwise stated.

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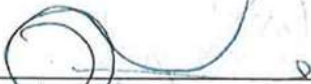
8. This MOU formalises arrangements that have been in place since the formation of MFOO and enters into force on the date of signature by both Manly Council Manly Friends of Oecusse and is to be reviewed as appropriate, when deemed necessary, either by Council or by MFOO unless terminated beforehand.

Commencement Date

This Memorandum of Understanding seeks to formalise existing arrangements between Manly Council and MFOO. The MOU commences on the date of final execution.

For Manly Council

For Manly Friends of Oecusse Inc


Signature


Signature

Henry Woida
Name

PATRICIA ANNE LATHAM
Name

General Manager
Title

SECRETARY, MFOO
Title

7/9/2012
Date

7/9/2012
Date

179 Sydney Rd
Fairlight NSW 2094

5 March 2019

Mr Ray Brownlee
CEO Northern Beaches Council
PO Box 82
Manly NSW 1655

Attention: Nicki Adams/Trish O'Grady

Dear Mr Brownlee,

Re: Friendship Agreement with District of Oecusse, Timor Leste

After meeting with Nicki Adams and Trish O'Grady from your staff on Monday 25 February, we are writing to you to seek your support for a proposal to re-establish and honour a commitment from the former Manly Council to a Friendship Agreement with the District of Oecusse in Timor Leste.

Proposal: That, consistent with the Friendship Agreement between Manly Council and the District of Oecusse, Northern Beaches Council re-commit to that Agreement in spirit and by way of funding, in ongoing support of community-based small development projects in Oecusse.

Consistent with previous arrangements and taking account of escalating costs of projects, we'd be grateful if an amount of \$7000 per year can be allocated to projects consistent with the terms of the Friendship Agreement.

Background:

As you may be aware, the former Manly Council, at an Ordinary Meeting on 10 December 2007, resolved to establish a formal Friendship Agreement with the District of Oecusse, one of the poorest and most remote provinces in Timor Leste.

Modelled on a network of Friendship Agreements between Local Governments in Victoria and elsewhere across Australia, the Manly/Oecusse Friendship Agreement was formalised in the signing of a Memorandum of Understanding by the then Secretary of State for Oecusse and then Manly Councillor Dr Judy Lambert, representing the Mayor of Manly Dr Peter Macdonald, at a ceremony held in Oecusse on 12 August 2008. The key focus of the Friendship Agreement (Attachment 1) was "to build capacity and to advance and promote self-sufficiency of the people of Oecusse". The intention was that the Agreement would be maintained for the long-term.

Towards the end of 2008, a group of Manly residents formed the not-for-profit community group Manly Friends of Oecusse (MFOO) to serve as a support group contributing to Council's work with the people of Oecusse. On advice from Council staff and MFOO members, Council identified and provided financial support to a number of community development projects run by local NGOs in Oecusse. In September 2012, Manly Council formalised arrangements with MFOO and at the same

time committed to "approximately \$5000 per annum" (see Attachment 2), an amount that Council later increased to \$7000 per annum.

Using funds provided by Council and supplemented by funds raised by MFOO, a diversity of small community-based projects (including projects addressing food security, clean village water, an annual Youth Green Games run by young people in local communities, and support for women & children experiencing domestic violence) were completed and reports provided to Manly Council each year for 9 years. These are reflected in a MFOO Annual Report (Attachment 3). That Council appreciated the quality of these projects is reflected in a letter to MFOO dated 6 June 2017, in which it stated "...there is certainly no question in terms of the incredible contribution that the Manly Friends of Oecusse make to the East Timor community."

One of the organisations that received annual funding through the Friendship Agreement was GreenTL – a locally operated not-for-profit community development group auspiced in part by an Australian based NGO, OzGREEN.

While MFOO sadly wound up in 2017, due to the amalgamation of the three councils into one and therefore uncertainties surrounding future Council funding, our friends in community organisations in Oecusse retain an expectation that Council support will continue, based on the Friendship Agreement.

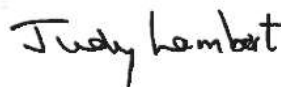
While we recognise that both Warringah and Pittwater Councils provided funding support to other Friendship groups (Friends of Alas and Friends of Soibada), we also note that these were organisations auspiced and supported primarily by Catholic Social Justice groups in their respective communities, whereas Manly's Friendship Agreement was formally established by Manly Council.

We are therefore hopeful that you might find a way to continue to honour Council's commitment to communities in Oecusse by reinstating a funding allocation to small community groups conducting appropriate development projects. We would be happy to provide additional input to Northern Beaches Council if that is of assistance.

Thanking you for your consideration of this matter.



Judy Charnaud
OzGREEN Program Manager
Oecusse, Timor Leste
0407 207 787



Dr Judy Lambert
Founder & former President
Manly Friends of Oecusse
0427 217 580

Attachments

- Attachment 1: MOU between the people of Oecusse, TL and the community of Manly
- Attachment 2: Manly Council/Manly Friends of Oecusse MOU
- Attachment 3: Manly Friends of Oecusse Annual Report 2013

ITEM 8.2	DRAFT DELIVERY PROGRAM 2019-2023, OPERATIONAL PLAN AND BUDGET 2019/20 (INCLUDING FEES AND CHARGES)
REPORTING MANAGER	EXECUTIVE MANAGER FINANCIAL PLANNING AND SYSTEMS EXECUTIVE MANAGER STRATEGY AND PERFORMANCE
TRIM FILE REF	2019/184676
ATTACHMENTS	1 ⇒ Draft Delivery Program 2019-2023, Operational Plan 2019/20 (Included In Attachments Booklet 1) 2 ⇒ Draft Fees and Charges 2019/20 (Included In Attachments Booklet 1)

SUMMARY

PURPOSE

To seek approval to exhibit the draft Delivery Program 2019-2023, Operational Plan and Budget 2019/20 including Fees and Charges.

EXECUTIVE SUMMARY

The draft Delivery Program 2019-2023 outlines the Council's priorities over the next four years to deliver the goals identified in the Community Strategic Plan. It addresses Council's operations and allocates responsibility areas for each action. The draft Operational Plan and Budget 2019/20 (including Fees and Charges 2019/20) is a subset of the Delivery Program and outlines the specific actions which Council will deliver during that year.

The Operational Plan supports the continued delivery of high quality services, projects and capital works. Specific initiatives in 2019/20 include:

- doubling the new footpath program (\$3 million)
- accelerating the streetlighting LED replacement program to reduce emissions (\$2.6 million)
- increasing cleaning of commercial centres with additional waste crews (\$1.9 million), and
- offering one of the cheapest waste collections service in Sydney with 100% of waste processed through an Alternative Waste Treatment facility to divert waste from landfill (\$405 per annum).

In accordance with the *Local Government Act 1993* the documents need to be exhibited for a minimum of 28 days. Any submissions received need to be considered by Council prior to adopting the Budget 2019/20.

Consistent with the Council resolution of 25 September 2018 two options for general rate income have been presented in the financial statements. The Base Case, increasing general rate income by the Independent Pricing and Regulatory Tribunal's (IPART) Rate Peg of 2.7%. This would provide \$4,413,729 in additional income in 2019/20 and each year following (\$49.4m over 10 years).

The Alternate Case, no rate rise for 2019/20 requires expenditure to be reduced by \$4,413,729 in 2019/20 and each following year. The specific impact of the Alternate Case has not been identified in the draft Delivery Program and Operational Plan. In light of this, the recommendation of the Report is that Council endorse the Budget including the rate rise of 2.7% and remove the Alternate Case (no rate rise) before exhibiting the documents, however this decision is a matter for the Governing Body.

To exhibit the Alternate Case, expenditure needs to be reduced to offset the reduction in income from rates. The body of the Report provides options for reducing expenditure on capital projects along with wording if Council wishes to proceed with exhibiting the Base and Alternate Cases.

The Budget 2019/20 (Base Case) projects total expenditure of \$439.1 million, including a capital works program of \$99.5 million. It shows that our financial position is sound, with a balanced budget and projected surplus before Capital Grants and Contributions of \$2 million.

RECOMMENDATION OF CHIEF EXECUTIVE OFFICER

That:

- A. Council endorses a draft Operational Plan and Budget including the rate rise of 2.7%.
 - B. The draft Delivery Program 2019-2023 and Operational Plan 2019/20 be revised prior to exhibition to reflect Council's endorsed position.
 - C. The Draft Delivery Program 2019-2023, Operational Plan 2019/20 (including Fees and Charges) as endorsed by Council be placed on exhibition for at least 28 days.
-

REPORT

BACKGROUND

The *Local Government Act 1993* (the Act) and *Integrated Planning and Reporting Guidelines* (2013) require every NSW council to develop integrated plans with its community see Figure 1.

Figure 1: Integrated Planning and Reporting Framework



The Community Strategic Plan (CSP) is the community's high level plan for the Northern Beaches for the next ten years. It was adopted by Council on 17 April 2018.

Under section 404 of the Act Council must have a Delivery Program that addresses the strategies established by the CSP, within the available resources outlined in the Resourcing Strategy. The Delivery Program details the principal activities to be undertaken, and how its effectiveness will be assessed.

A one-year Operational Plan, which is the latest part of the Delivery Program, is to be adopted before the beginning of each financial year in order to authorise the budget (section 405). It details the activities for that year, expenditure, an estimate of income, rates, domestic waste charge, borrowings and fees and charges.

The Resourcing Strategy outlines how we will meet our obligations now and in the future, taking into account our workforce, our finances and our assets.

Council has also provided parameters to guide the development of the Revenue Policy, specifically around income from rates. At its meeting on 25 September 2018 Council resolved that:

- A. *The Council notes the IPART Rate Peg for 2019/20 has been set at 2.7%.*
- B. *In preparing the draft Delivery Plan for 2019/20, staff include revenue and profit and loss statement assumptions which include a 2.7% rate rise or no rate rise in the alternative.*
- C. *The draft Delivery Plan for 2019/20 include analysis as to the costs and savings from amalgamation to better understand Northern Beaches Council's capacity to absorb changes to the rating structure including:*

1. *To date and projected future*
2. *Capital and operational*
3. *One-off and ongoing*
4. *Monetary and non-monetary (e.g. service levels).*

The revised integrated planning documents have been prepared in accordance with the Act, Guidelines and Council resolution.

Delivery Program and Operational Plan

Council's first Delivery Program 2018-2021 has been revised and rolled forward to cover a four-year period. It reflects Council commitment to the Community's Vision for the area:

Northern Beaches - a safe, inclusive and connected community that lives in balance with our extraordinary coastal and bushland environment.

The new Delivery Program 2019-2023 continues to respond to community priorities identified during extensive community engagement in 2017 and 2018 as well as addressing issues emerging findings from more recent engagement.

The document is structured around 16 key services, each showing how they address the 22 CSP goals. A section titled 'Delivering for the Northern Beaches' outlines Council's priorities to progress key aspects of the CSP:

- Environment and sustainability
- Health and recreation
- Planning for the future
- Community and creativity
- Vibrant centres and business
- Connected transport.

These priorities are addressed across the services with allocated programs and projects. For each service the document shows the following elements for the next four years:

- Ongoing services and programs
- Operational and capital projects
- Performance measures, with revised targets
- Satisfaction measures
- Income and expenditure.

The Operational Plan and Budget 2019/20 is year one of the Delivery Program.

The Operational Plan supports the continued delivery of high quality services, projects and capital works. Specific initiatives in 2019/20 include:

- doubling the new footpath program (\$3 million)
- accelerating the streetlighting LED replacement program to reduce emissions (\$2.6 million)
- increasing cleaning of commercial centres with additional waste crews (\$1.9 million), and
- offering one of the cheapest waste collections service in Sydney with 100% of waste processed through an Alternative Waste Treatment facility to divert waste from landfill (\$405 per annum).

Efficiency Savings

An analysis is included in the Delivery Program on efficiency savings achieved since the Northern Beaches Council was created in May 2016. The analysis shows Council will achieve an estimated net present value (NPV) of \$161.6 million in benefits over a 10-year time frame (2016/17 to 2025/26). This exceeds the NSW State Government's estimate of \$76.3 million for the Northern Beaches Council.

This NPV figure of \$161.6 million represents an estimated \$29.5 million in 2019/20 in annual recurrent benefits to Council. This has allowed Council to re-invest the efficiency savings of \$29.5 million in 2019/20 back into the community through improved service levels, enhance infrastructure and lower Domestic Waste Management Charge for ratepayers.

Hill Rogers Audit Firm were engaged to independently review Council's modelling and provide an assurance report. They concluded that Council's approach and modelling were reasonable and based on sound measurement principles.

The Efficiency Savings are also the subject of a separate report to Council's Audit, Risk and Improvement Committee (ARIC) meeting on 30 April 2019.

Income from Rates

Rating Options

In accordance with Council's decision of 25 September 2018, two options for general income from rates for 2019/20 are presented in the financial statements at Attachment 1:

- Base Case – increasing general rate income by the Independent Pricing and Regulatory Tribunal's (IPART) Rate Peg of 2.7%. This increase keeps pace with increasing costs for councils in providing services and maintaining assets. This would provide \$4,413,729 in additional income in 2019/20 and each year following (\$49.4m over 10 years).
- Alternate Case - no rates rise for 2019/20 year.

The service levels and projects in the draft Delivery Program/Operational Plan are based on a rate increase of 2.7% in 2019/20, the Base Case. The Alternate Case, no rate rise requires operational and/or capital expenditure to be reduced by \$4,413,729 in 2019/20 and each following year.

Reductions in operational expenditure will impact frontline services, that is service levels to the community. As such, if Council wishes to exhibit the Alternate Case it is recommended that capital expenditure be reduced to balance the budget. Options for reducing capital expenditure are considered below under Alternate Case – Reduction in New Capital Projects.

In the absence of this direction, the recommendation of the Report is that Council endorse the Budget with a rate rise of 2.7% and remove the Alternate Case (no rate rise), however this is a matter for the Governing Body. If adopted the draft Delivery Program 2019-2023 and Operational Plan 2019/20 would be revised and exhibited only showing the Base Case.

Alternate Case – Reduction in New Capital Projects

As discussed above, to exhibit an Alternate Case (no rate rise) expenditure on capital projects needs to be reduced over the next four years of the Delivery Program. The reduction commencing in 2019/20 is \$4,413,729 and for the following three years is \$4,524,072, \$4,637,174 and \$4,753,103 respectively.

Presented below are capital projects funded from working capital. These projects can be amended to offset the reduction in income from rates. Amending these projects will not impair Council's ability to meet financial benchmarks for Building and Infrastructure Renewal and Infrastructure Backlog.

Projects Funded from Working Capital	2019/20 \$	2020/21 \$	2021/22 \$	2022/23 \$
IT Infrastructure – New Works	150,000	625,000	500,000	500,000
IT Software – New Works	915,000	375,000		
New Library Technology	25,000	20,000	20,000	20,000
New Library Furniture	60,858			
New Library Technology Community spaces	35,739			
Gallery Art Work Purchases	10,000	10,000	10,000	10,000
New Footpaths	1,910,000	1,350,000	2,500,000	2,500,000
New Traffic	290,000			
Scotland Island Roads and Drainage Improvements	32,649		126,400	130,824
Bike Plan Implementation - New	160,000	490,000	390,000	390,000
New Infrastructure for Church Point	944,057			
New Kerb and Gutter	240,000	260,000	270,000	280,000
Smart Parking Infrastructure Project		800,000		
Public Space Protection Program	400,000			
Soldier's Memorial Walk Freshwater	60,000			
North Curl Curl Bowling Club Junior Skate Park	250,000			
Playgrounds - New and Upgrades	310,000			
Sportsgrounds - New and Upgrades	0	95,000	50,000	800,000
Foreshores - New and Upgrades	60,000			
Recreational Trails - New and Upgrades	0	290,000		
Sports Club Capital Assistance Program	100,000	100,000	100,000	100,000
Glen St Masterplan Implementation	2,265,000			
Synthetic Sportsground Conversion	100,000	3,400,000		
Brookvale Oval Upgrade	800,000			
Freshwater Beach Masterplan	50,000	150,000		
Off Leash Dog Infrastructure	100,000	100,000	100,000	100,000
Commercial Centre Upgrade Program	300,000			
Headland fencing and other measures	150,000			
Collaroy-Narrabeen Coastal Protection Works	1,475,000	1,475,000		
Planned Stormwater New		900,000	931,000	965,000
Dee Why Children's Centre Design Works	50,590	1,604,205	2,464,936	
Long Reef Surf Lifesaving Club Renewal		378,500		
Manly Life Saving Club Renewal	226,596			
Ride on Sweepers	35,000			
Connecting Communities - Cycleways Program		1,133,643		
Connecting all Through Play - Active Play	432,795			
Manly Laneways	590,000	1,490,000	820,000	
Total Funding – Working Capital	12,628,284	15,046,348	8,282,336	5,795,824

Also provided below is alternate wording which supports the exhibition of the Base and Alternate Case. It requires Council to nominate the projects to be reduced in expenditure:

That:

- A. *The draft Delivery Program 2019-2023 and Operational Plan 2019/20 be exhibited with two options for general income from rates in 2019/20:*
 - a. *Base Case – increasing general rate income by 2.7%.*
 - b. *Alternate Case - no rates rise.*
- B. *Under the Alternate Case capital expenditure in the draft Delivery Program 2019-2023 be reduced in 2019/20 by \$4,413,729 and for the following three years by \$4,524,072, \$4,637,174 and \$4,753,103 respectively as detailed below:*

Table to be inserted

- C. *The draft Delivery Program 2019-2023 and Operational Plan 2019/20 be amended prior to exhibition in accordance with B above.*
- D. *The Draft Delivery Program 2019-2023, Operational Plan 2019/20 (including Fees and Charges) as endorsed by Council be placed on exhibition for a minimum of 28 days.*

Budget Overview And Financial Forecasts

The Budget 2019/20 (Base Case) projects total expenditure of \$439.1 million, including a capital works program of \$99.5 million. It shows that our financial position is sound, with a balanced budget and projected surplus before Capital Grants and Contributions of \$2 million.

The Budget will maintain 'business as usual', deliver on key capital projects, maintain and provide targeted service level increases to the community.

As noted, some \$99.5 million will be spent this year on capital works. This includes investing \$43.2 million in asset renewal to improve the overall condition of our assets, thereby reducing ongoing operational costs associated with asset repair and maintenance. A further \$56.3 million is invested in delivering high priority new assets to the community.

Revenue Policy

Rating Structure 2019/20

In accordance with the *Local Government (Council Amalgamations) Proclamation 2016* the current rate structure including category and sub-categories of the former councils will be maintained and rate assessments will be based entirely upon property valuations (ad valorem) but with minimum rates applying where appropriate.

As noted earlier, two options for general income from rates for 2019/20 are presented:

- Base Case – increasing general rate income by the Independent Pricing and Regulatory Tribunal's (IPART) Rate Peg of 2.7%.
- Alternate Case - no rates rise for 2019/20 year.

Domestic Waste Management Charge 2019/20

Domestic Waste Management (DWM) Service is provided to all residential properties on the Northern Beaches. Council must make and levy an annual charge for the service and income must not exceed the reasonable cost to Council of providing those services (Section 496 and 504).

Council has entered into new contracts for domestic waste collection and disposal which commences as of 1 July 2019. This standardises the collection service across the Northern Beaches for all residents. Residents will receive a leading edge collection service that is safer and cleaner and which will divert waste from landfill via Alternate Waste Technologies.

The scale of the new service has enabled Council to contain costs and reduce the Domestic Waste income by \$5 million in 2019/20. As a result, the Domestic Waste Management Charge will be lower for the majority of residents.

Table 1 Comparison Table – Domestic Waste Service Fees

Service	2018/19	2019/20
Former Manly service – 80L	\$536	\$405
Former Warringah service 80L	\$389	\$405
Former Warringah service – 120L – change to new 80L service	\$581	\$405
Former Warringah service -120L – change to new 80L service + 1 extra 80L red bin (total 160L)	\$581	\$625
Former Pittwater service 80L	\$518	\$405

Fees and Charges 2019/20

The draft Fees and Charges is at Attachment 2. Council's Pricing Policy ensures Council recovers its costs in delivering a service, while also allowing for fees and charges to be discounted where appropriate in recognition of Council's community service obligations.

Fees and Charges relate mainly to the recovery of service delivery costs through the charging of fees to users. These include use of leisure, entertainment and other community facilities and the provision of human services such as long day care, vacation care and family day care. In setting the budget, the key principle for determining the level of user charges has been to ensure that increases relate directly to the costs incurred in providing the service.

CONSULTATION

The draft documents are proposed to be placed on exhibition during April - May 2019. Promotion and engagement will include:

- A dedicated Your Say page
- Notices in the Manly Daily and social media
- Bulk emails to some 30,000 residents on our Community Engagement Register
- Documents exhibited at our Customer Service Centres and libraries
- Five information sessions

Submissions can be made online as well as via letter and email.

TIMING

The draft documents will be exhibited for a minimum of 28 days. A summary of the submissions received along with revised Delivery Program, Operational Plan and Fees and Charges will be presented to Council on 25 June 2019 for adoption.

LINK TO COUNCIL STRATEGY

This report outlines Council's next 4-year Delivery Program, including the Operational Plan 2019/20. The document sets out how Council will address the community vision and goals of the Community Strategic Plan (CSP). Each key service, its related activities and projects are cross-referenced to the relevant CSP goals. Some of the projects include the development and/or implementation of other service-based strategies and plans.

FINANCIAL CONSIDERATIONS

The Budget 2019/20 (Base Case) projects total expenditure of \$439.1 million, including a capital works program of \$99.5 million. It shows that our financial position is sound, with a balanced budget and projected surplus before Capital Grants and Contributions of \$2 million.

SOCIAL CONSIDERATIONS

The Delivery Program and Operational Plan include initiatives aimed at creating a safer and more inclusive and connected community.

ENVIRONMENTAL CONSIDERATIONS

The Delivery Program and Operational Plan include initiatives aimed at protecting the environment and improving the environmental sustainability of the Northern Beaches.

GOVERNANCE AND RISK CONSIDERATIONS

The development of the Delivery Program, Operational Plan and Long Term Financial Plan is integral to the governance framework of Council. These documents have been prepared in accordance with Sections 402-405 of the *Local Government Act 1993* and the Office of Local Government's *Integrated Planning and Reporting Guidelines for local government in NSW (2013)* and *Integrated Planning and Reporting Manual for local government in NSW (2013)*.

9.0 COMMUNITY AND BELONGING DIVISION REPORTS

ITEM 9.1	DRAFT MINUTES OF COMMUNITY SAFETY COMMITTEE MEETING HELD 14 FEBRUARY 2019
REPORTING MANAGER	EXECUTIVE MANAGER COMMUNITY, ARTS AND CULTURE
TRIM FILE REF	2019/163294
ATTACHMENTS	1 Minutes of the Community Safety Committee Meeting held on 14 February 2019

BRIEF REPORT

PURPOSE

To report the draft Minutes of the Community Safety Committee meeting held on 14 February 2019.

REPORT

The Community Safety Committee is an advisory committee of Council to collaborate, consider and advise on ways to maintain, improve, resolve and progress issues that impact on community safety and crime prevention across the Northern Beaches. The draft Minutes from 14 February 2019 are presented for notation.

Key items discussed at the meeting included:

- Council's response to the Terms of Reference for the Special Commission of Inquiry into the Drug 'Ice'.
- Representations to be made by the Committee to the State Government, Local MPs and the Attorney General around access to nitrous oxide.
- Updates on the Suicide Prevention Working Group and East Esplanade Reserve Management Plan.
- Presentation by Sydney Buses, Transport for NSW regarding passenger falls and a campaign to improve driver behavior.

LINK TO COUNCIL STRATEGY

The Community Safety Committee focuses on safety and crime prevention across the Northern Beaches. This relates to the safety aspects within the Community Strategic Plan (CSP) Outcomes of both Places for People and Community and Belonging, specifically Goal 9 strategy c - *Provide well-maintained and safe spaces that equitably support active and passive recreation*, Goal 11 - *Our community feels safe and supported* and Goal 17 - *Our community can safely and efficiently travel within and beyond the Northern Beaches*.

FINANCIAL CONSIDERATIONS

This report contains no financial considerations.

ENVIRONMENTAL CONSIDERATIONS

This report contains no environmental considerations.

SOCIAL CONSIDERATIONS

The Committee provides valuable advice relating to social and community based outcomes. It includes involvement and engagement with a broad range of stakeholders.

GOVERNANCE AND RISK CONSIDERATIONS

The Committee is conducted according to Council's governance framework and adopted Terms of Reference.

RECOMMENDATION OF DIRECTOR COMMUNITY AND BELONGING

That Council note the draft Minutes of the Community Safety Committee meeting held on 14 February 2019.



DRAFT MINUTES

COMMUNITY SAFETY COMMITTEE

held in the Guringai Room, Civic Centre, Dee Why on

THURSDAY 14 FEBRUARY 2019

**Minutes of the Community Safety Committee
held on Thursday 14 February 2019
in the Guringai Room, Civic Centre, Dee Why
Commencing at 8:00 - 10:00 AM**

ATTENDANCE:

Committee Members

Cr Michael Regan	Mayor
Cr Sue Heins	Deputy Mayor – Acting Chair
Cr Candy Bingham	
Cr Kylie Ferguson	
Cr Stuart Sprott	
James Griffin MP	Member for Manly
Supt David Darcy	Northern Beaches Police Area Command
Karrah McCann	Catholic Care
John Kelly	Community Northern Beaches
Harry Coates	Community Representative
Michelle Povah	Community Representative
Ray Mathieson	Community Representative
Christina Franze	Manly Chamber of Commerce
Trish Bramble	Manly Warringah Women's Resource Centre
Doug Brooker	Northern Beaches Liquor Accord
Steve McInnes	Surf Lifesaving Sydney Northern Beaches
Belinda Volkov	Sydney Drug Education & Counselling Centre (SDECC)
Kara Hillier	Transport NSW Brookvale bus depot
Wayne Potter	Transport NSW Brookvale bus depot

Council Officer Contacts

Ray Brownlee	Chief Executive Officer
Kylie Walshe	Executive Manager Community, Arts and Culture
Paul Crossan	Ranger Manager
Will Wrathall	Team Leader, Community Development
Leanne Martin	Community Safety Coordinator
Helen Askew	Program Support Officer, Community Development

1.0 APOLOGIES

Apologies were received from

Ryan Turner	Community Representative
Michelle Erofeyeff	Family & Community Services (FACS)
Drew Johnson	Manly Chamber of Commerce
Paul Klarenaar	NASLHD Health Promotion (Melissa Palermo replacement)
Roberta Conroy	Community Representative
Neil Williamson	Executive Manager Environmental Compliance

Not in attendance	
Harry Coates	Community Representative

2.0 DECLARATIONS OF PECUNIARY AND CONFLICTS OF INTEREST

There were no declarations of pecuniary or non-pecuniary conflicts of interest.

3.0 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

3.1 MINUTES OF COMMUNITY SAFETY COMMITTEE MEETING HELD 6 DECEMBER 2018

DECISION

That the Minutes of the Community Safety Committee meeting held 6 December 2018, copies of which were previously circulated to all Members, are hereby confirmed as a true and correct record of the proceedings of that meeting.

Moved: Cr Candy Bingham Seconded: Michelle Povah

4.0 AGENDA ITEMS

4.1 POLICE REPORT

DISCUSSION

Superintendent Darcy presented emerging policing trends and highlighted best practice leadership in collaboration with Council.

- **Special Commission of Inquiry into the Drug 'Ice'** - stable trend on the Northern Beaches, different from NSW country towns. Cocaine detection is increasing.
- **Nitrous Oxide** (nangs) collection of used bulbs gives a snapshot of increased usage.
- **The Man in the Van** – working collaboratively with community organisations to provide assistance to this community member. Thank you and recognition of Daniel Peterson for his ongoing professionalism working directly with the homeless to find long term solutions. John Kelly, Community Northern Beaches (CNB) reported another case where corporate supporters have linked in with CNB to provide assistance.
- **Suicide Prevention Working Group** has lifted our capacity in the community. Meeting with National Mental Health Commissioner Lucy Brogden recently has raised her awareness of the Group, our operational actions and community frontline response.

Additionally, the Manly Daily has been approached in regard to appropriate reporting of incidents.

- **Inspector Jillian Walters** introduction - will represent Superintendent Darcy when unavailable.
- **State Transit Authority** and Police - acknowledged the great working relationship that has been built.
- **Manly East Esplanade** – An independent survey of visitors was undertaken with a brief presentation by Community Safety Coordinator, Leanne Martin.

Question on Notice from John Kelly: can Police present to the next meeting patrol figures for this reserve?

- **Alcohol and youth** – anecdotal observation of a shift down however, young people spoken to by Police are highly intoxicated or unconscious. Belinda Volkov SDECC reported observations of youth mixing alcohol with pharmaceuticals.

James Griffin MP thanked the Northern Beaches Local Area Command for their commitment and gratitude for the police work undertaken.

Mayor Michael Regan passed on Minister Rob Stokes MP expression of thanks to Local Area Command for the sensitive management of the recent youth suicide incident. Superintendent Darcy accepted the compliments on behalf of his Command.

COMMITTEE RECOMMENDATION

That the information be received and noted.

4.2 COMPLIANCE REPORT

DISCUSSION

Council staff reported that East Esplanade has had additional enforcement officers allocated to bolster ranger numbers. Four rangers are rostered from 6pm 7 days per week throughout summer. Their tasks include alcohol prohibited areas at East Esplanade and Shelly Beach. General compliance with tip out laws have been effective. The cooperation with Police has been working well.

Malvern Ave noise complaints are being addressed in a multi agency approach and in conjunction with police.

Narraweena dog attack – a complex and sensitive investigation with multiple offences being investigated. This matter will be reported to Council in the near future.

COMMITTEE RECOMMENDATION

That the information is received and noted.

4.3 PRESENTATION BY SYDNEY BUSES TRANSPORT FOR NSW

DISCUSSION

Thanked Police for their ongoing cooperation.

Wayne Potter outlined STA statistics in regard to passenger falls – fundamentally seniors or those less mobile – 10% improvement on last year.

The current improvement operation is focusing on driver behaviour, "Smooth Operator campaign", ie. smooth braking and take off and customer service soft skills including greeting passengers "take your time, hold on, stay in your seat".

Additionally, an education campaign began with a group of seniors, monitoring and photographing their behaviour. To reach out to the passengers, the final brochure will be distributed to local medical centres/doctors as well as bowling/service clubs and will include do's and don'ts when getting on/off the bus. 'Hold on for your Safety' posters are already being displayed on buses.

B Line buses have modified stanchions to assist with impact from falls. Additional signage on red entry/exit to the bus is being considered.

Council staff advised a safety audit has been carried out at the Manly Vale and Warriewood commuter carparks to address a number of teething issues. Council are working in cooperation with B-Line staff and Police to improve safety concerns in these locations.

Question on Notice from Committee member on behalf of a carpark neighbour: How is the Manly Vale carpark CCTV being utilised?

James Griffin MP indicated he was also aware of this matter with the anticipation that review of footage may indicate days and times to consider some kind of intervention.

COMMITTEE RECOMMENDATION

That the information is received and noted.

4.4 SPECIAL COMMISSION OF INQUIRY INTO THE DRUG 'ICE'

DISCUSSION

Special Commission of Inquiry into the Drug 'Ice', staff summarised the report outlining Council's initial response to their invitation to comment on the Commission's Terms of Reference.

Council will further consider providing a formal submission once the Issues Paper has been released and is available for public submissions.

COMMITTEE RECOMMENDATION

That the information be received and noted.

4.5 NITROUS OXIDE AVAILABILITY

DISCUSSION

Committee members concurred that this issue was prevalent across the Northern Beaches and their usage amongst young people.

A model based on similar legislation to accessibility of spray paint aerosol cans was suggested as the most appropriate method of restricting access to nitrous oxide bulbs. The objective is to increase the onus of responsibility on to the seller of the product. This could include the bulbs being stored in a secure place where a shop attendant can check the purpose of purchase and identification of the consumer.

COMMITTEE RECOMMENDATION

That the Community Safety Committee make representations to the State Government, Local MPs and the Attorney General, requesting that the laws around access to nitrous oxide be reviewed to reduce the possibility that they are used for illicit purposes, particularly amongst young people.

4.6 COMMITTEE PRIORITIES FOR 2019

DISCUSSION

As requested each Committee member submitted their priority concerns and issues. These are presented in summary under broad common themes:

Drugs and Alcohol

- Proliferation of liquor outlets in areas with known domestic/non domestic violence
- Alcohol misuse by parents (impacting children) and young people (partly due to adult role models)
- Alcohol and drugs with parents and kids
- Misuse of alcohol and drug abuse
- Drunkenness
- Excessive noise from licenced premises
- Drugs
- Increase of women self-medicating on alcohol and drugs
- Non discussion of alcohol related suicide
- Low grade drug dealing increase
- Anti-social behaviour by back packers

Youth

- Not enough for youth to do
- Youth boredom
- High use of fake IDs by 17 yr olds at licenced venues. Onus is all on licensee and none on the young person or their parents.
- Underage drinking

Domestic Violence

- Domestic violence
- Supervision of young tweens/teens by parents in evenings/weekends. Often connected to adult alcohol use and not setting appropriate boundaries for children.
- Increase in domestic violence
- Domestic violence – increase in prevalence of young people to parents

Housing/Homelessness

- Advocating for law abiding Public/State housing tenants, or those with family members in public housing, who are concerned for their safety and stereotyping due to illegal activity undertaken by neighbours.
- Rough sleepers / Homeless, often effected by ice and heroin
- Homelessness increase
- Social and affordable housing
- Affordable housing for emergency services personnel, including the former Manly Hospital site

Road Safety

- Decline in children/walking/cycling to school due to road safety concerns. Require better active transport infrastructure such as footpaths, separated cycleways, bike parking, closing selected streets to traffic etc
- Traffic management (Manly)
- McCarrs Creek Rd, Church Point traffic mitigations

Crime/Safer by Design/Place Issues

- Quality public open space designed to discourage anti-social behaviour through lighting, passive surveillance and implementation/enforcement of alcohol and smoke free zones.
- Safety and health aspects of toilets
- Lighting and feeling safe when out and about
- Increase in theft and break-ins
- Vandalism/graffiti/tagging
- Crime Prevention through Environmental Design (CPTED) contribution to large development plans

Other Social Issues

- Advocating for LGBTIQ youth on the Northern Beaches who may have concerns about hostilities generated from living in a traditionally conservative local government area.
- Acute Mental health and lack of funding
 - Warekila adult mental health service now at Community Northern Beaches (CNB) on Monday and Thursday
 - Taldumande Youth Services operating 5 days per week at CNB
- Youth mental health
- Stigmatisation of parents – language matters
- Suicide
- Advocating for greater funding for local social services
- Mental Health and suicide
- Scamming of elderly coinciding with the increase in dementia
- Improved community promotion of the collaborative services provided

Miscellaneous

- Concern for over representation of American Staffordshire Bull Terriers and recent attacks in the community. Consider local level legislation and seek advice from State bodies to have 'Amstaff' dogs included in the dangerous dogs list.
- Incidence of small businesses dealing with sophisticated electronic scams.
- Compulsory lifejackets for persons fishing from coastal rock platforms – 6 month's grace before enforcement
- Services to be located within Frenchs Forest business precinct – greater funding needed

COMMITTEE RECOMMENDATION

That the identified priorities be used to inform future Committee Agendas.

5.0 GENERAL BUSINESS

Nil

The meeting concluded at 10am

This is the final page of the Minutes comprising 8 pages
numbered 1 to 8 of the Community Safety Committee meeting
held on Thursday 14 February 2019 and confirmed on Thursday 11 April 2019

10.0 CORPORATE AND LEGAL DIVISION REPORTS

ITEM 10.1	DRAFT MINUTES FROM THE STRATEGIC REFERENCE GROUP MEETINGS HELD IN FEBRUARY AND MARCH 2019
REPORTING MANAGER	EXECUTIVE MANAGER GOVERNANCE AND RISK
TRIM FILE REF	2019/133331
ATTACHMENTS	<ol style="list-style-type: none"> 1 Minutes of the Partnerships & Participation Strategic Reference Group Meeting held on 13 February 2019 (Included In Attachments Booklet 2) 2 Minutes of the Places for People Strategic Reference Group Meeting held on 13 February 2019 (Included In Attachments Booklet 2) 3 Minutes of the Community & Belonging Strategic Reference Group Meeting held on 20 February 2019 (Included In Attachments Booklet 2) 4 Minutes of the Transport & Travel Strategic Reference Group held on 21 February 2019 (Included In Attachments Booklet 2) 5 Minutes of the Environment Strategic Reference Group Meeting held on 28 February 2019 (Included In Attachments Booklet 2) 6 Minutes of the Economic & Smart Strategic Reference Group Meeting held on 7 March 2019 (Included In Attachments Booklet 2)

BRIEF REPORT

PURPOSE

To report the minutes of the six Strategic Reference Group (SRG) meetings held during February and March 2019.

REPORT

The SRGs are aligned to the Community Strategic Plan (CSP) and provide an avenue for the local community and key stakeholders to play an active and meaningful role in contributing to Council's CSP focus areas. SRG members provide community input to shape future Council plans, policies and strategic outcomes. The SRG meetings include strategic workshops and project updates, and provide a forum for informative discussion to provide advice back to Council.

In accordance with the SRG Terms of Reference the draft minutes of the meetings held during February and March are reported to Council.

Strategic Reference Group	Meeting Date
Partnerships & Participation	13 February 2019
Places for People	13 February 2019
Community & Belonging	20 February 2019
Transport & Travel	21 February 2019
Environment	28 February 2019
Economic & Smart	7 March 2019

LINK TO COUNCIL STRATEGY

The SRGs are aligned to the community outcomes of the Shape 2028 Northern Beaches Council Community Strategic Plan in order to address the goals and strategies identified through this plan.

FINANCIAL CONSIDERATIONS

SRG meetings are supported within existing operational budgets and SRG membership is non-remunerated.

SOCIAL CONSIDERATIONS

The six SRGs have been created to align with the eight community outcomes of the Community Strategic Plan and provides members of the public and stakeholders with the opportunity to contribute to projects and initiatives within the eight outcome areas.

ENVIRONMENTAL CONSIDERATIONS

Some SRGs positively contribute advice and feedback regarding Council's management of the environment and natural hazards in accordance with the Community Strategic Plan outcome areas.

GOVERNANCE AND RISK CONSIDERATIONS

The SRGs provide advice and feedback to Council in regard to the CSP outcome areas. SRGs are established and conducted in accordance with Council's committee framework and SRG membership and meeting governance is established through a Terms of Reference as adopted by Council.

RECOMMENDATION OF DIRECTOR CORPORATE AND LEGAL

That Council note the draft minutes of the six Strategic Reference Group meetings held during February and March 2019.

ITEM 10.2	DRAFT CODE OF CONDUCT - FOR PUBLIC EXHIBITION
REPORTING MANAGER	HEAD OF INTEGRITY AND COMPLAINTS
TRIM FILE REF	2019/192590
ATTACHMENTS	<ol style="list-style-type: none"> 1 ➡ Draft 2019 Northern Beaches Council Code of Conduct (Included In Attachments Booklet 2) 2 ➡ Draft 2019 Procedures for the Administration of the Northern Beaches Council Code of Conduct (Included In Attachments Booklet 2)

SUMMARY

PURPOSE

To seek Council endorsement for the public exhibition of the draft Northern Beaches Council Code of Conduct.

EXECUTIVE SUMMARY

The 2018 Model Code of Conduct (the Model Code) for Local Councils in NSW and the associated Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW (the Procedures) were prescribed on 14 December 2018 under the *Local Government (General) Regulation 2005* and Section 440 of the *Local Government Act 1993* (LGA).

The Model Code of Conduct for Local Councils in NSW prescribes the minimum ethical and behavioural standards all council officials in NSW are required to comply with. In doing so it seeks to:

- prescribe uniform minimum ethical and behavioural standards for all councils in NSW
- provide clear guidance to council officials on the minimum ethical and behavioural standards expected of them as council officials
- provide clear guidance to local communities on the minimum ethical and behavioural standards they can expect of the council officials who serve them
- promote transparency and accountability
- promote community confidence in the integrity of the decisions councils make and the functions they exercise on behalf of their local communities, and
- promote community confidence in the institution of local government.

Council currently operates under the provisions of the 2015 Model Code and 2013 Procedures, which were last adopted by Council at its Ordinary Meeting of 27 November 2018 and which remain in force until such time as the Northern Beaches Code of Conduct is adopted.

Councils have six months from the date of prescription, (14 December 2018 – 14 June 2019) to adopt a code of conduct and procedures based on the prescribed Model Code of Conduct and Procedures.

The draft Northern Beaches Code of Conduct (the draft Code) will be exhibited for at least 28 days to provide the community an opportunity to review and comment on it.

RECOMMENDATION OF DIRECTOR CORPORATE AND LEGAL

That:

- A. The Draft Northern Beaches Council Code of Conduct and Procedures be placed on public exhibition for at least 28 days.
 - B. A report be brought back to Council at the end of the exhibition period addressing any submissions received.
-

REPORT

BACKGROUND

The new Model Code of Conduct applies to more than 45,000 staff and nearly 1,300 councillors at 128 councils across NSW.

Key changes include:

- it incorporates the pecuniary interest provisions previously contained in the Local Government Act 1993 and Regulation
- new standards relating to discrimination and harassment, bullying, work health and safety, behaviour at meetings, access to information and maintenance of council records
- new rules governing the acceptance of gifts including mandatory reporting
- a new ongoing disclosure requirement for councillors and designated persons requiring disclosure of new interests in returns of interests within three months of becoming aware of them
- councillors will be required to disclose in their returns of interests whether they are a property developer or a close associate of a property developer.

The new 2018 version of the Model Code of Conduct (the Model Code) gives effect to a key reform made by amendments passed by the NSW Parliament to consolidate the prescription of all ethical standards for local government into a single statutory instrument. Previously, ethical standards were prescribed from three sources, the pecuniary interest provisions of the *Local Government Act 1993*, the *Local Government (General) Regulation 2005* and the Model Code of Conduct.

Change Implications

In adopting a new code of conduct and procedures, councils may include provisions that are supplementary to those contained in the Model Code and Procedures.

Councils may also impose more onerous requirements under their adopted codes of conduct than those prescribed under the Model Code of Conduct. However, councils must not dilute the standards prescribed under the Model Code in their adopted codes of conduct.

Accordingly, and acknowledging future amendments to the Model Code by the Office of Local Government, the draft Code and Procedures retain most of the key elements of the prescribed Model Code of Conduct 2018.

Materially changed or amended clauses developed to ensure alignment with the relevant Council policies are identified in blue text in the draft Code at Attachment 1. The draft Procedures are available for review and comment at Attachment 2.

The main changes in the draft Code in comparison to the prescribed Model Code of Conduct 2018 are summarised over page:

Section	Page	Change/Description	Rationale
Throughout		Definitions/terminology; <ul style="list-style-type: none"> i.e., Change from General Manager to Chief Executive Officer throughout document. 	Updated to reflect current organisational structure
Throughout		Change references from <i>Model Code of Conduct</i> to <i>Northern Beaches Council Code of Conduct</i>	Updated to tailor terms to Council
3.20	8	Include references to Council's <i>Prevention of Discrimination, Bullying and Harassment in the Workplace Policy</i>	To ensure alignment with Council policy
5.23 – 5.27	19-20	Other Business, Employment or Volunteering: <ul style="list-style-type: none"> volunteers and volunteering added 	Volunteers are subject to the provisions of the Code
		<ul style="list-style-type: none"> Reference Council's Secondary/Private Employment Request form 	For local application in line with Council procedures
		<ul style="list-style-type: none"> CEO discretion with respect to approvals for secondary employment, for Council staff only. 	For local application in line with Council procedures
6.2 (b)	21	Personal Benefit; <ul style="list-style-type: none"> Add reference to: 'diplomatic tie or civic relationship' with regards to gifts obtained through cultural exchanges 	Clearer articulation of 'Sister City' reference
6.5 – 6.6 – 6.7(c) – 6.8 – 6.9 – 6.10 – 6.13	21- 23	Gifts and Benefits; <ul style="list-style-type: none"> Direct additions from adopted <i>Gifts and Benefits policy</i> 	Local application and alignment to Council's Gifts and Benefits Policy

CONSULTATION

The draft Code will be placed on public exhibition for at least 28 days to provide an opportunity for community review and feedback.

The community consultation process will include:

- Information on the 'Your Say' project web page including online submission form
- Copies of the draft policy being made available in all customer service locations
- Email notifications to our community engagement database, registered community groups and other key stakeholders.

TIMING

The Code of Conduct and Procedures is required to be adopted within 6 months from the date it is prescribed, which is 14 June 2019. If resolved by Council, the draft Code will be placed on public exhibition for a period of 28 days. The draft Code will be brought to the 28 May 2019 ordinary Council meeting for the consideration of Council with a proposed commencement date of 29 May 2019 if adopted.

If Council fails to adopt a new code of conduct and procedures based on the new Model Code of Conduct and Procedures within six months of their prescription, the provisions of the new Model Code of Conduct and Procedures will automatically override any provisions of a council's adopted code of conduct and procedures that are inconsistent with those contained in the Model Code of Conduct and Procedures through the operation of sections 440(4) and 440AA(4) of the *Local Government Act 1993* (unless the inconsistent provisions of a council's adopted code of conduct are more onerous than those contained in the Model Code of Conduct).

LINK TO COUNCIL STRATEGY

This report is aligned to the Community Strategic Plan Outcomes of Good Governance Goal 19 *Our Council is transparent and trusted to make decisions that reflect the values of the community* and Goal 20 - *Our Council efficiently and effectively responds to, and delivers on, the evolving needs of the community.*

FINANCIAL CONSIDERATIONS

The exhibition of the draft Northern Beaches Council Code of Conduct will be funded within existing operational budgets.

SOCIAL CONSIDERATIONS

The exhibition of the draft Code will provide opportunity for the community to consider and comment on the regulatory and decision-making framework of which govern the ethical and behavioural standard which apply to council officials.

ENVIRONMENTAL CONSIDERATIONS

There are no environmental impacts associated with the draft Code.

GOVERNANCE AND RISK CONSIDERATIONS

The draft Code and Procedures provide a regulatory and decision-making framework for Council to promote and enforce the highest ethical and behavioural standards of council officials.

11.0 ENVIRONMENT AND SUSTAINABILITY DIVISION REPORTS

ITEM 11.1	URBAN NIGHT SKY PLACE - PALM BEACH HEADLAND
REPORTING MANAGER	ACTING EXECUTIVE MANAGER ENVIRONMENT AND CLIMATE
TRIM FILE REF	2019/175860
ATTACHMENTS	NIL

SUMMARY

PURPOSE

To report on the funding and resource requirements associated with applying for, and subsequently maintaining, designation of the Palm Beach Headland as an Urban Night Sky Place under the International Dark Sky Places Program.

EXECUTIVE SUMMARY

An Urban Night Sky Place (UNSP) is defined by the International Dark Sky Association (IDA) as a municipal park, open space, observing site or other similar property adjacent to large urban areas whose planning and design actively promote an authentic night time experience in the midst of significant artificial light. These places actively demonstrate lighting best practice and educate the public of the benefits of proper outdoor lighting that ensures public safety whilst also minimising potential harm to the natural night time environment.

From preliminary findings, the IDA has deemed the Palm Beach Headland as a suitable area for designation as an UNSP. This proposed location includes public open space within Governor Philip Park, Barrenjoey Lighthouse area within the Kuring-gai Chase National Park and commercial operations including the Palm Beach Golf Club and several restaurants.

Council was approached by a local resident and Dark Sky Defender Award winner, Marnie Ogg to discuss the potential for designating the Palm Beach Headland as an UNSP. A Notice of Motion from Cr Ferguson on this issue was considered at Council's meeting of 26 February 2019. Council subsequently resolved that staff investigate registering Palm Beach Headland as an UNSP under the International Dark Sky Places Program and a report be provided to Council outlining any required funding and resource impacts associated with this registration.

As part of its consultation obligations, Council would need to convene a working group with representation from stakeholders including Council, NSW National Parks & Wildlife Services (NPWS), local businesses, residents and community groups to ensure early engagement in the process. Consultation with the broader community will also be required.

There are two main stages to the UNSP process for Council to work through: 1) Preparation of the application which will include developing an understanding of the night time conditions, making an inventory of existing lighting, developing a lighting management plan and documenting baseline sky measurements, and 2) Following approval of the application, implementation is expected to require renewing lighting in the area, installing signage, preparing an annual report, undertaking engagement activities and developing publications/promotional material.

There will be staff resource and funding implications for both the preparation of the application, as well as the implementation of any works/investigations. It is anticipated that the consultation process, site assessment and initial preparation of the application can be undertaken within existing staff resources. However, the lighting inventory, lighting management plan and new lighting will require additional budget. While firm costs are not yet available, they are anticipated to be in the order of \$50,000 and are proposed to be funded from the Pittwater (SRV) Energy Saving Initiatives & Retrofits Program.

RECOMMENDATION OF DIRECTOR ENVIRONMENT AND SUSTAINABILITY

That Council:

- A. Recognise Palm Beach Headland as a potential Urban Night Sky Place
 - B. Progress the application process using existing staff resources
 - C. Allocate \$50,000 from the Pittwater (SRV) Energy Saving Initiatives & Retrofits Program towards the completion of the necessary public lighting work required for Palm Beach Headland to be designated an Urban Night Sky Place.
-

REPORT

BACKGROUND

An Urban Night Sky Place (UNSP) is defined by the International Dark Sky Association (IDA) as a municipal park, open space, observing site or other similar property adjacent to large urban areas whose planning and design actively promote an authentic night time experience in the midst of significant artificial light. These places actively demonstrate lighting best practice and educate the public of the benefits of proper outdoor lighting that ensures public safety whilst also minimising potential harm to the natural night time environment.

Currently there are no designated UNSP's anywhere in the world, however there are a few being investigated in other countries. If accepted, the proposed location at Palm Beach would likely be Australia's and potentially the worlds' first UNSP.

From preliminary findings, the IDA has deemed the Palm Beach Headland a suitable area for designation as an UNSP. This proposed location encompasses Barrenjoey Headland and Governor Phillip Park (refer Figure 1) and includes public open space, Barrenjoey Lighthouse within the Kuring-gai Chase National Park and commercial operations including the Palm Beach Golf Club and several restaurants.

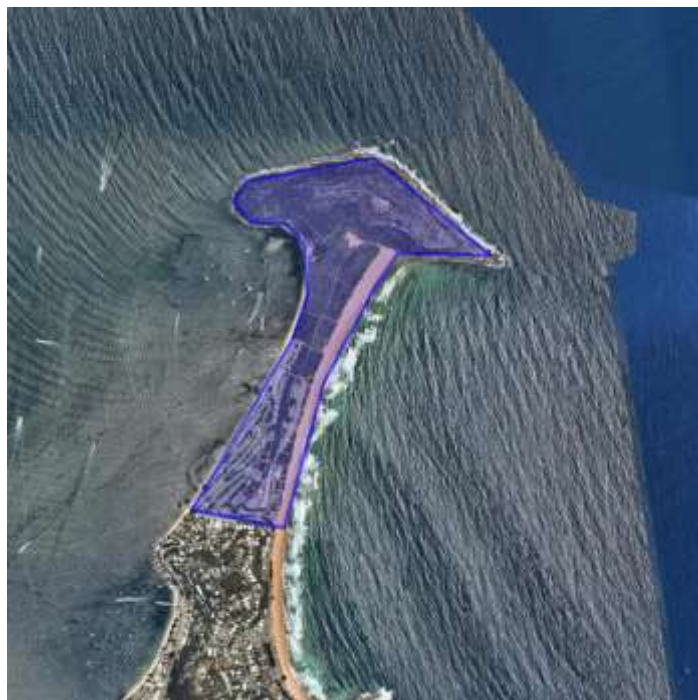


Figure 1: Location of proposed UNSP

In order for a site to be considered as an UNSP it must:

- Be located within 50 km of the edge of the continuously-built area with a permanent population of 10,000 or more people.
- Have a geographic situation and/or landscaping that is sufficient to mitigate the effects of any glare or light trespass from outdoor lighting on immediately adjacent properties.
- Allow for regular, night time public access to the site with or without supervision. A portion of designated land may meet the access requirement or access must be available for a reasonable fraction of the length of the hours between sunset and sunrise. In some cases, such as when working with areas that protect endangered wildlife, this requirement may be adjusted.

- Engage visitors with direct interpretation of the value of natural night time darkness and the importance of quality outdoor lighting practices.
- Identify the managing agency of the place.

The application is required to provide evidence of eligibility which includes a map of the area, site photography establishing night time conditions in/near the place, a summary of the public access policy, a lighting management plan, a formal lighting inventory, a description of interpretive programs, signage, a letter of nomination from an IDA member, documentation of a baseline sky quality measurement survey and future plans for the site.

As part of its consultation obligations, Council would need to convene a working group with representation from stakeholders including Council, NSW National Parks & Wildlife Services (NPWS), local business, residents and community groups to ensure early engagement in the process.

There are two main stages to the UNSP process for Council to work through: 1) Preparation of the application which will include developing an understanding of the night time conditions, making an inventory of existing lighting, developing a lighting management plan and documenting baseline sky measurements, and 2) Following approval of the application, implementation is expected to require renewing lighting in the area, installing signage, preparing an annual report, undertaking engagement activities and developing publications/promotional material.

The designation of the UNSP provides a number of benefits to the community, including:

- The demonstration that sustainable lighting principles, when implemented, can reduce light pollution to the night sky.
- Education and community engagement on the benefits of sustainable lighting principles.
- An upgrade of existing lighting with the benefits of increased efficiency, reduced costs and carbon emissions and reduction of upward light spill to the night sky.
- An alignment with the NSW Department of Planning & Environment who actively support the concept of Dark Night Sky Planning and promote education programs including 'Dark Sky for Teachers' and 'Dark Sky for Kids'.

LINK TO COUNCIL STRATEGY

This report relates to the Community Strategic Plan Outcome of Places for People Goal 9 - *Our community is healthy, active and enjoys a broad range of creative, sporting and recreational opportunities.*

FINANCIAL CONSIDERATIONS

There will be budget implications both during the preparation of the application and upon implementation program should the location be designated as an UNSP.

The preparation of the application will require funding to prepare a lighting inventory, develop a lighting management plan and undertake baseline sky quality measurements. Funding is proposed to be sourced from funded from the Pittwater (SRV) Energy Saving Initiatives & Retrofits Program.

ENVIRONMENTAL CONSIDERATIONS

Successful management of the area proposed as a location for the UNSP has potential to produce direct environmental benefits from the implementation of the lighting management plan through reducing upward light spill, lowering electricity consumption and through the removal of old globes, reducing mercury in the environment.

SOCIAL CONSIDERATIONS

Council and NPWS manage the land within the proposed location. A number of commercial businesses also operate in the location, that include the operation of lights at night. A Memorandum of Understanding, or equivalent, between stakeholders would be required to ensure each party was willing to actively participate in the implementation of works as required in the lighting management plan

Consultation with the community is necessary to determine the level of support for the proposal. This would at a minimum include engaging with local businesses, residents and community groups prior to progressing the application.

Council has received two letters of support from community groups in the Palm Beach area and NPWS has confirmed in principle support for the application and offered to deliver an annual community engagement activity as part of the UNSP program. Letters of support have been received from the North Palm Beach Surf Life Saving Club and Pittwater Natural Heritage Association.

GOVERNANCE AND RISK CONSIDERATIONS

The area of the proposal currently supports regular, night time public access without supervision. A risk assessment will be undertaken to identify and mitigate risks associated with designating the area as an UNSP. This would identify and assess the potential impacts of the proposal and issues such as community safety and environmental impacts would be considered. Council's Community Safety Committee will be consulted during this process to ensure that relevant public safety issues are satisfactorily addressed.

The use is permissible under the Governor Phillip Park Plan of Management. National Parks and Wildlife Service is supportive in principle of the proposal.

Council will be required to provide evidence of commitment to quality outdoor lighting in the nominated location as shown by the inclusion in appropriate management documents such as the Governor Phillip Park Plan of Management, stating, that Council recognises dark skies as an important natural, cultural and/or scientific resource. It is anticipated this can be done at the time the relevant documents are due for revision.

ITEM 11.2	ADOPTION OF THE NARRABEEN LAGOON FLOODPLAIN RISK MANAGEMENT STUDY AND PLAN
REPORTING MANAGER	ACTING EXECUTIVE MANAGER ENVIRONMENT AND CLIMATE
TRIM FILE REF	2019/176011
ATTACHMENTS	1 Narrabeen Lagoon Floodplain Risk Management Study, April 2019 (Included In Attachments Booklet 2) 2 Narrabeen Lagoon Floodplain Risk Management Plan (Included In Attachments Booklet 2)

SUMMARY

PURPOSE

To adopt the Narrabeen Lagoon Floodplain Risk Management Study and Plan, April 2019.

EXECUTIVE SUMMARY

The draft Narrabeen Lagoon Floodplain Risk Management Study and Plan (FRMS&P) has been prepared for the Narrabeen Lagoon catchment. The study and plan follow on from the Narrabeen Lagoon Flood Study adopted in 2013 and investigated options to reduce the flood risk identified in the Flood Study, and to establish the basis for future floodplain management in the catchment.

The study identified a range of floodplain management options to reduce flood risk in the Narrabeen Lagoon catchment and evaluated these options based upon a range of social, economic and environmental criteria. These options include physical works such as entrance management, bridge alterations, levees, drainage improvements and non-structural options such as flood education, flood warning and development controls.

The draft Narrabeen Lagoon FRMS&P was endorsed by Council for public exhibition on 16 October 2018. During the exhibition period from 1 December 2018 to 1 February 2019, letters and information brochures were sent to 4,709 properties, 6 information sessions were held, information was displayed at the Customer Service Centres and Council libraries and a 'Have Your Say' project webpage was established.

At the completion of the public exhibition period, there had been 942 visits to the project webpage, 79 attendees at drop-in sessions and 36 written submissions received. The Northern Beaches Floodplain Management Committee was then consulted and informed of the results of the public exhibition process and recommended options.

The recommended options will be further investigated and if feasible, implemented according to their priority. Sand clearance from the entrance has been identified as having the highest flood benefit. The draft FRMS&P also recommends that an Entrance Management Strategy is undertaken to guide the long-term management of the entrance to the lagoon. The scope for this project is discussed in the body of this report.

Funding is allocated in Council's forward budgets for both the Entrance Management Strategy and sand removal. Implementation of the remaining options in the Narrabeen Lagoon Floodplain Risk Management Study and Plan will be undertaken on a priority basis within Council's existing floodplain management and new stormwater works programs as funding becomes available. Grant funding through the NSW Government Floodplain Management Program will be investigated to assist in the implementation of recommended options.

RECOMMENDATION OF DIRECTOR ENVIRONMENT AND SUSTAINABILITY

That Council:

- A. Adopt the Narrabeen Lagoon Floodplain Risk Management Study and Plan, April 2019.
 - B. Proceed with the development of the Narrabeen Lagoon Entrance Management Strategy as a high priority.
-

REPORT

BACKGROUND

NSW Government's Flood Prone Land Policy and Council's Obligations

Under the NSW Government's Flood Prone Land Policy, the management of flood affected land is the responsibility of Local Government. The State Government subsidises flood mitigation works to alleviate existing problems, and provides specialist technical advice to assist Councils to undertake their floodplain management responsibilities.

The NSW Government's Flood Prone Land Policy provides a framework to:

- Ensure the sustainable use of floodplain environments.
- Develop solutions to flooding problems.
- Ensure new development is compatible with the flood hazard.

The Flood Prone Land Policy is implemented in 5 sequential stages. These are described below, and this report refers to Steps 3 and 4 of the process.

NSW Government Flood Prone Land Policy recommended steps	Council has complied with the Policy as follows:
<p>1. Formation of a committee: forum for discussing technical, social, economic and environmental issues.</p>	<p>The early stages of this project were overseen by the Narrabeen Lagoon Floodplain Risk Management Working Group (NLFRMWG). Membership of the working group comprised elected Councillors and community representatives from the former councils, environmental and community groups and NSW Government representatives.</p> <p>Following amalgamation, the NLFRMWG was replaced by the Northern Beaches Flood Management Committee (NBFMC) which comprises elected Councillors, community representatives from across the Northern Beaches and NSW Government representatives. The NBFMC was consulted in the finalisation of the FRMS&P.</p>
<p>2. Flood Study: determines the nature and extent of the flood problem and is publicly exhibited upon completion.</p>	<p>The Narrabeen Lagoon Flood Study was adopted by the former Warringah and Pittwater Councils in late 2013.</p>
<p>3. Floodplain Risk Management Study (FRMS): evaluates management options for the floodplain in respect of both existing and proposed development and is publicly exhibited upon completion.</p>	<p>The FRMS involved the following:</p> <ul style="list-style-type: none"> ▪ Identification of floodplain management options for investigation through community engagement and survey. ▪ Feasibility assessment of options through economic, social and environmental impact investigation. ▪ Ranking of options through a multi-criteria approach considering economic, social and environmental aspects. <p>Public exhibition of the FRMS occurred from 1 December 2018 to 1 February 2019.</p>

NSW Government Flood Prone Land Policy recommended steps	Council has complied with the Policy as follows:
4. Floodplain Risk Management Plan (FRMP): involves preparation of a formal plan to guide Council's management of the floodplain, using information from the flood study and FRMS, and formal adoption by Council after a period of public exhibition.	Public exhibition of the FRMP occurred from 1 December 2018 to 1 February 2019.
5. Implementation of the Plan: construction of any recommended flood mitigation works to protect existing development, and the use of Local Environmental Plans to ensure that new development is compatible with the flood hazard.	The plan will be implemented according to priority, Council resources and available grant funding.

Narrabeen Lagoon Catchment

The Narrabeen Lagoon catchment occupies a total area of approximately 55km² and drains to the Tasman Sea through a narrow channel at the lagoon entrance at North Narrabeen Beach. The study area is shown in Figure 1.

Figure 1 – Study Area



Basis for preparing a Floodplain Risk Management Study and Plan

The foreshore of Narrabeen Lagoon has been subjected to flooding numerous times over the last century. Of particular note are the following years: 1911, 1931, 1942, 1956, 1958, 1961, 1974, 1975, 1977, 1978, 1986, 1987, 1998, 2003, 2011 and 2016. Flooding in Narrabeen Lagoon can occur after heavy rain in the catchment or from large ocean conditions creating inundation during a severe ocean storm, or a combination of both. Flood waters can rise quite quickly and there may be little opportunity for warning or assistance before or during a flood. Depending on entrance conditions and ocean levels, flood waters could remain elevated for many hours. A detailed assessment of the flood behaviour was completed in the Narrabeen Lagoon Flood Study, 2013.

The FRMS identifies and assesses measures and strategies for managing the flood risk and reducing the impacts of flooding for residents and businesses. Consideration has been given to the economic, environmental and social impacts of flooding, the potential impacts of climate change as well as what to do in an emergency.

The FRMP is based on the FRMS, and presents a priority program for implementation of the recommended works and measures. The FRMP details how the existing and future flood risks within the study area are to be managed.

The investigations and consultations undertaken as part of this project identified several issues for the floodplain, including but not limited to flash flooding, the role of the entrance condition and elevated ocean water levels. To address these issues, a series of floodplain management measures has been developed. A priority list has been recommended for implementation which comprises a mix of structural and non-structural options.

Potential Management Options for the Narrabeen Lagoon Catchment

Structural Options

Structural options are flood modification measures aimed at preventing, avoiding or reducing the likelihood of flood risks. Assessment of these options must guarantee that the associated activities do not have adverse impact on other parts of the floodplain. The types of structural options considered for Narrabeen Lagoon include:

- Entrance management - removal of accumulated sand from the entrance to improve efficiency of flows into and out of the entrance.
- Levees - intended to create direct barriers to flood waters.
- Drainage upgrades and channel works - aimed at improving flow in channels to lower flood levels in the area, or divert floodwaters away from existing development.
- Road and bridge adjustments - intended to improve flows under roadways to limit road overtopping and diversion of floodwaters.
- Detention basins - aimed at capturing and temporarily retaining floodwaters to reduce the amount of flooding downstream.

Non-Structural Options

The following non-structural options were identified as useful and feasible options for the Narrabeen Lagoon floodplain:

- Development of an Entrance Management Strategy
- Local evacuation measures.
- Public awareness and education.

- School education programs.
- Flood markers and signage.
- Land use planning and flood planning levels.

Other options such as voluntary purchase and voluntary house raising were assessed and found to be not financially feasible.

Multi-Criteria Assessment of Options

Structural options were modelled to determine their impact in reducing damage from flooding. This reduction in flood damage combined with the cost of construction and maintenance can be used to produce a benefit/cost ratio. This ratio determines whether the option produces greater savings in flood damage compared to its cost.

The benefit-cost ratio is purely an economic evaluation. In order to evaluate options with consideration for social and environmental factors, a multi criteria assessment (MCA) approach was used. Details of the MCA approach can be found in Section 14 of the FRMS report.

Table 2 shows all the structural options scored through the MCA, with their locations shown in Figure 2. Please note the completion of an Entrance Management Strategy was not scored as it is considered a high priority within the community.

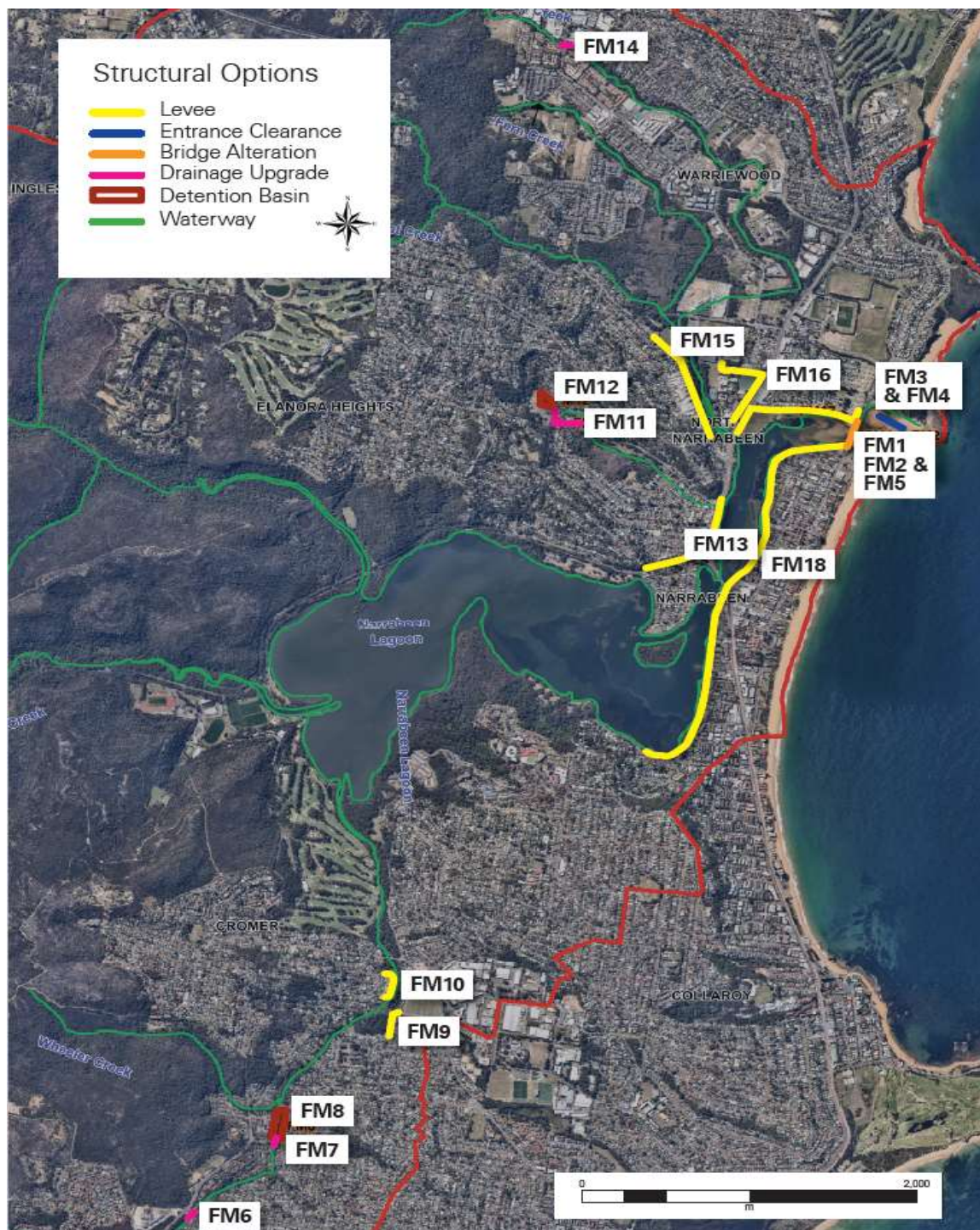


Figure 2 – Location of Structural Options

Table 2 – Ranking of floodplain management structural options assessed in the draft FRMS&P

Option	Structural Options	Ranking
FM4	<i>Extraction of Entrance Shoals upstream and downstream of the Ocean St Bridge</i> – Clearing accumulated sand masses upstream and downstream of the entrance bridge, to reduce build-up. This is the current entrance management technique.	1
FM9	<i>Waroon Road Levee</i> – Construction of a levee at the rear of properties along Dalpura Street to protect them from flooding.	2
FM10	<i>Wabash Avenue Levee</i> – Construction of a levee from Wabash Ave to Washington Ave to protect residential properties from flooding.	2
FM6	<i>Alkira Circuit Drainage Upgrade</i> – Upgrading the stormwater drainage network under the low-lying Alkira Circuit crossing to prevent overland flow from entering residential properties downstream. The network can cater for frequent events and would be enlarged to cater for infrequent events.	4
FM14	<i>Ponderosa Parade Drainage Upgrade</i> – Upgrading the stormwater drainage network to contain flows within Narrabeen Creek. The network can cater for frequent events and would be enlarged to cater for infrequent events.	5
FM11	<i>Tatiara By-pass Overland Flowpath</i> – Lowering of Tatiara Crescent and Nareen Parade to divert flows away from residential properties.	6
FM2	<i>Reconstruction of Ocean Street Bridge</i> – Replacement of the existing bridge with an extended bridge to remove flow obstruction in the event of floods up to infrequent events.	7
FM1	<i>Ocean Street Bridge Extension</i> – Removal of the 42 m long embankment on the northern side of the Ocean Street bridge and extension of the existing bridge to provide additional flow area.	8
FM15	<i>Garden Street Levee</i> – Construction of levee on the eastern side of Garden Street in Progress Park to the west of Mullet Creek to protect commercial and residential areas to the west from infrequent flood events.	9
FM12	<i>Basin at Narrabeen RSL, Pipe Diversion along Tatiara Cres and Nareen Parade to Open Channel</i> – Construction of a detention basin near the Narrabeen RSL, in conjunction with an additional culvert under Tatiara Crescent.	10
FM5	<i>Ocean Street Bridge Extension combined with Upstream & Downstream Sand Removal</i> – Extracting accumulated sand masses west of the entrance bridge in conjunction with the bridge extension option (FM1) to reduce the constriction around the entrance bridge and locally reduce flood levels.	11
FM4a	<i>Dry Earth Sand Winning with Beach Cut and Cover Pipeline</i> – Mechanical excavation of sand. This sand is then mixed with water before being pumped to beach replenishment locations.	12
FM7	<i>Willandra Road Reserve Culvert Upgrade and Lowering / Detention Basin</i> – Lowering the public reserve and upgrading culverts under Willandra Road to reduce flooding of neighbouring residential properties to the east.	13
FM8	<i>Willandra Road Culvert Upgrade and Vegetation Removal</i> – Upgrading the culverts under Willandra Road and vegetation clearance downstream.	13
FM3	<i>Entrance Bed Rock Removal</i> – Removal of bed-rock at the Lagoon entrance to increase entrance scour during flood events. The bed-rock would need to be blasted out, or sawn using rock cutters.	15
FM16/17	<i>Pittwater Road Levee Bank and Lakeside Levee</i> – Construction of two levees in North Narrabeen to protect a large residential area from infrequent flood events.	16
FM18	<i>East Bank Levee</i> – Construction of a long levee along the eastern bank of Narrabeen Lagoon to protect large areas of commercial and residential properties from infrequent flood events.	17
FM13	<i>Pittwater Road and Wakehurst Parkway Raising / Levee</i> – Creation of a levee by raising Pittwater Road and Wakehurst Parkway near their intersection by up to 1m for a distance of 450m, with a flood gate at the Nareen Creek crossing.	18

CONSULTATION

In the early stages of the Floodplain Risk Management Study, an information brochure with a questionnaire designed to gauge community awareness of flood related issues were sent to property owners within the extent of the Probable Maximum Flood. A project website was developed by the consultant with links to Council websites, providing information about the project and its progress.

Public exhibition of the draft documents was undertaken to ensure that members of the community were consulted and had an opportunity to provide comments. Due to the Christmas holidays a lengthened public exhibition period was held from 1 December 2018 to 1 February 2019.

Letters and information brochures were sent to 4,709 properties and multiple notices were placed in the Manly Daily. A 'Have Your Say' project webpage was established and information was displayed at the Customer Service Centres and Council libraries. Six information sessions were held, where community members could discuss the study with the consultant and Council staff.

At the completion of the public exhibition period, there had been 942 visits to the project webpage, 79 attendees at the information sessions and 36 written submissions received. The Northern Beaches Floodplain Management Committee was then consulted and informed of the results of the public exhibition process and recommended options.

Outcomes from Public Exhibition

Feedback from the public exhibition identified strong support in the community for options involving sand removal upstream and downstream of the Ocean Street Bridge, although there was an awareness that major entrance clearances have been required at an increasing frequency. Options involving bridge improvement works had a mixed response largely due to cost, however were generally seen as good potential options. The upgrade of Alkira Circuit culvert had unanimous support. The options involving levees received negative feedback due to concerns about potential flood impacts to private and commercial properties. The community also voiced concern regarding the potential environmental impacts of bed rock removal at the lagoon entrance.

In addition to feedback on specific options, the community also provided general feedback on the project and things to consider in the future, as summarised in Table 3 below. There was strong support to further investigate the entrance management process to ensure that Council's management of the entrance is robust and provides the best overall outcomes.

Table 3 - Summary of Community Response Comments

General Community Response Comments	% of Responses
Flooding impacts from stormwater pit blockages or overgrown vegetation at creek beds	24
Concerned about the costs of constructions and/or maintenance costs of the options	12
Strong support to take actions on Narrabeen Lagoon entrance management	36
Consider the environmental impacts of options involving dredging and bedrock removal	18
Concerns about the effectiveness of levees and potential flooding impacts on surrounding properties.	27

Based on the feedback provided, it was clear that the community concerns raised were consistent with the initial consultation undertaken, and no modification to the scoring within the MCA was necessary.

The FRMP outlines an Implementation Plan comprising the highest ranked options, as shown below in Table 4.

Table 4 - Implementation Plan

Option No.	Description	Benefit /Cost Ratio	Cost of Implementation (Excl GST)*	Rank	Priority**
FM4	Extraction of entrance shoals	6.04	\$5,443,000	1	H
FM9	Waroon Road Levee	4.12	\$208,000	2	H
FM10	Wabash Avenue Levee	1.95	\$341,000	2	H
FM6	Alkira Circuit Drainage Upgrade	0.83	\$499,000	4	H
FM14	Ponderosa Parade Drainage Upgrade	1.03	\$889,000	5	H
EM1	Local Evacuation Measures	-	-	6	H
EM2	Public awareness and education	-	-	6	H
EM5	Flood Warning Systems	-	-	8	M
FM11	Tatiara By-pass Overland Flowpath	2.16	\$719,000	9	M
EM3	School Education Programs	-	-	10	M
EM4	Flood Markers and Signage	-	-	11	L
-	Entrance Management Strategy	-	-	-	H
-	Data Collection	-	-	-	H

* Net present worth of cost of implementation, incorporating both capital and maintenance costs over the implementation period of 50 years.

** H = higher priority; M = medium priority; L = lower priority

Prior to any on-ground works being implemented, the recommended options will be supported by comprehensive feasibility assessments. These will be comprised of an assessment of a range of environmental and design constraints and would include thorough consultation with local communities.

An Outcome of the Floodplain Risk Management Study and Plan: Entrance Management Strategy

The preparation of an Entrance Management Strategy (EMS) which was not scored through the MCA process is considered a strategic priority. The dynamics of Narrabeen Lagoon entrance are complex and a study that investigates the coastal and flood processes at the entrance and investigates long term management options under current and future climatic conditions will enable a best-practice approach.

There was strong community support for investigating the long term entrance management strategy. The aim of this would be to ensure its effectiveness into the future while also learning from the past. Furthermore, there was an overall community response that any option to be considered for further investigation should fully explore the potential social and environmental implications of the option.

The scope of work for a future EMS is multi-faceted and will likely comprise the following elements:

- Data Review and collection.
- Preliminary options selection
- Coastal process and sediment modelling.
- Hydro-dynamic and flood modelling.
- Climate change impact analysis.
- Options Evaluation.
- Costings.
- Detailed Design.
- Environmental Approval.

TIMING

Development of the technical specification for Narrabeen Lagoon Entrance Management Strategy can commence immediately following Council adoption of the Narrabeen Lagoon Floodplain Risk Management Study and Plan. Implementation of the remaining options in the Study and Plan will be undertaken on a priority basis.

LINK TO COUNCIL STRATEGY

This report relates to the Community Strategic Plan Outcome of Protection of the Environment; Goal 2 - *Our environment and community are resilient to natural hazards and climate change.*

FINANCIAL CONSIDERATIONS

The expected cost of the Entrance Management Strategy is estimated to be approximately \$250,000. An allocation has been made in the 2019/20 and 2020/21 floodplain management budget. Following Council adoption of the Narrabeen Lagoon FRMS&P a detailed technical specification will be developed to seek quotations.

Implementation of the remaining options in the Narrabeen Lagoon Floodplain Risk Management Study and Plan will be undertaken on a priority basis within Council's existing floodplain management and new stormwater works programs as funding becomes available. Grant funding through the NSW Government Floodplain Management Program will be investigated to assist in the implementation of recommended options.

The FRMS&P has been undertaken with funding support from the NSW Government's Floodplain Management Program.

SOCIAL CONSIDERATIONS

The FRMS&P provides an additional understanding of the specific risks posed by flooding in the catchment, including appropriate emergency response arrangements. The outcomes of this study will assist in reducing the risk to the community in future flood events.

ENVIRONMENTAL CONSIDERATIONS

Any structural options recommended for further investigation will require thorough feasibility assessments which will include detailed environmental studies to minimise any impacts.

GOVERNANCE AND RISK CONSIDERATIONS

The Northern Beaches Flood Management Committee has been consulted during the finalisation of the FRMS&P. The preparation of a FRMS&P fulfils Council's obligation to identify and manage flood risk in accordance with the NSW Floodplain Development Manual and provides a level of protection for Council under the *Local Government Act 1993*.

The NSW Government has provided technical support via the Office of Environment & Heritage throughout the preparation of the FRMS&P.

ITEM 11.3	ADOPTION OF THE MANLY TO SEAFORTH FLOOD STUDY
REPORTING MANAGER	ACTING EXECUTIVE MANAGER ENVIRONMENT AND CLIMATE
TRIM FILE REF	2019/135886
ATTACHMENTS	<ol style="list-style-type: none"> 1 ⇒Manly to Seaforth Flood Study, February 2019 - Part 1 (Included In Attachments Booklet 2) 2 ⇒Manly to Seaforth Flood Study, February 2019 - Part 2 (Included In Attachments Booklet 2) 3 ⇒Manly to Seaforth Flood Study, February 2019 - Part 3 (Included In Attachments Booklet 2) 4 ⇒Manly to Seaforth Flood Study, February 2019 - Part 4 (Included In Attachments Booklet 2)

SUMMARY

PURPOSE

To adopt the Manly to Seaforth Flood Study, February 2019.

EXECUTIVE SUMMARY

The Manly to Seaforth Flood Study has been prepared for Northern Beaches Council to define existing and future flood behaviour in the study area and to establish how to best manage identified flood risks.

The study area includes sub-catchments that drain to Middle Harbour, North Harbour and the Tasman Sea and encompasses the suburbs of Balgowlah Heights and Clontarf, and parts of Seaforth, Balgowlah, Fairlight and Manly. A consolidated flood study has not previously been conducted for the area. The study considers current catchment conditions, the potential impacts of climate change, overland flow paths and utilises the most up-to-date topographical data and floodplain modelling techniques.

Council approved the draft Flood Study for public exhibition on 17 April 2018. The public exhibition of the draft Study was undertaken from 11 June to 13 July 2018. A summary brochure and a letter were sent to affected property owners. Three one-on-one information sessions were held where residents could discuss the study individually with staff and information was displayed at Customer Service Centres and Libraries. A project webpage was established and notices were placed in the Manly Daily.

At the conclusion of the exhibition period approximately 40 people attended the individual information sessions, the project webpage received 676 visits and 58 written and oral submissions were received.

The majority of submissions requested a review of the Flood Planning Area (FPA) or Probable Maximum Flood (PMF) extent or were related to floodplain management issues to be addressed in the Floodplain Risk Management Study. The principal concern of many landowners was the inclusion of their properties within the defined FPA or PMF extent, and the potential impact on planning certificates, property value and insurance premiums. Many submissions from property owners included requests to check that actual on site conditions matched the specific topography or site conditions included in the flood model. Where site inspections confirmed differing site conditions, such as retaining walls or localised depressions, Council's consultant updated the mapping accordingly. As a result, there has been a reduction in the number of lots identified as being subject to residential flood related development controls from 1,063 to 1,003. However, for the majority of submissions the flood mapping remained unchanged.

After the public exhibition period a major storm event occurred on 28 November 2018. A rainfall gauge at Spit Bridge which is close to the study area recorded rainfalls that exceeded a 1% Annual Exceedance Probability flood event. This is the flood that occurs on average once every 100 years. During this event a number of properties in the study area experienced over-floor flooding. A review of the properties which experienced flooding confirmed that they correlated well with identified major flowpaths in the Flood Study.

Following adoption of this Flood Study, Planning Certificates will be updated for affected properties stating that the land is subject to flood related development controls. This will indicate that 1003 lots in the FPA are subject to flood related development controls for all land uses. An additional 552 lots are only within the PMF and will be subject to flood related development controls for non-residential land uses e.g. vulnerable and critical services.

Following adoption of this Flood Study, Council will commence the Floodplain Risk Management Study and Plan which will investigate ways to reduce the flood risk in the study area, through appropriate land use planning, evacuation procedures, community education and flood mitigation works.

RECOMMENDATION OF DIRECTOR ENVIRONMENT AND SUSTAINABILITY

That Council:

- A. Adopt the Manly to Seaforth Flood Study, February 2019.
 - B. Update Planning Certificates for properties identified in the Manly to Seaforth Flood Study, February 2019 as being subject to flood related development controls.
-

REPORT

BACKGROUND

NSW Government's Flood Prone Land Policy and Council's Obligations

Under the NSW Government's Flood Prone Land Policy, the management of flood affected land is the responsibility of Local Government. The State Government subsidises flood mitigation works to alleviate existing problems, and provides specialist technical advice to assist Councils to undertake their floodplain management responsibilities.

The NSW Government's Flood Prone Land Policy provides:

- A framework to ensure the sustainable use of floodplain environments.
- Solutions to flooding problems.
- A means of ensuring new development is compatible with the flood hazard.

The Flood Prone Land Policy is implemented in five sequential stages. These are described below, and this report refers to Step 2 of the process.

NSW Government Flood Prone Land Policy recommended steps	Council has complied with the Policy as follows:
1. Formation of a committee: forum for discussing technical, social, economic and environmental issues.	The Manly LGA Flood Study Working Group was utilised to advise and oversee the completion of the Flood Study. Membership consisted of representatives of the Office of Environment & Heritage (OEH), former Manly Councillors, Environmental Groups and Community Members. Following amalgamation, the Manly LGA Flood Study Working Group was replaced by the Northern Beaches Flood Management Committee (NBFMC) which comprises elected Councillors, community representatives from across the Northern Beaches and NSW Government representatives. The NBFMC was consulted in the finalisation of the Flood Study.
2. Flood Study: determines the nature and extent of the flood problem and is publicly exhibited upon completion.	This Flood Study defines the existing flood behaviour in the study area, and establishes the basis for subsequent floodplain management activities. When the flood risk is defined, Planning Certificates for affected properties are updated in accordance with the Environmental Planning and Assessment Act 1979.
3. Floodplain Risk Management Study: evaluates management options for the floodplain in respect of both existing and proposed development and is publicly exhibited upon completion. 4. Floodplain Risk Management Plan: involves preparation of a formal plan to guide Council's management of the floodplain, using information from the flood study and FRMS, and formal adoption by Council after a period of public exhibition.	The next stages of the process are the Floodplain Risk Management Study and Plan, which will investigate risk management options and provide recommendations to reduce flood hazard. OEH has offered Council two thirds funding for a Manly to Seaforth Floodplain Risk Management Study and Plan, which is proposed to commence in May 2019.
5. Implementation of the Plan: construction of	The future plan will be implemented according to

NSW Government Flood Prone Land Policy recommended steps	Council has complied with the Policy as follows:
any recommended flood mitigation works to protect existing development, and the use of Local Environmental Plans to ensure that new development is compatible with the flood hazard.	Council resources and relative priorities across the region.

The Study Area

The study area encompasses the suburbs of Balgowlah Heights and Clontarf, and parts of Seaforth, Balgowlah, Fairlight and Manly, as represented in Figure 1. It covers an area of 10.6 square kilometres and is characterised by residential urban development. The study area includes sub-catchments that drain to Middle Harbour, North Harbour and to the Tasman Sea. The study area excludes the Manly Lagoon Catchment, for which the Manly Lagoon Flood Study was adopted in 2013.

A flood study had not previously been conducted for the area, however climate change impact mapping was undertaken in the report titled “Climate Change Action for the Manly LGA 2008-2038” (Cardno 2008).



Figure 1 – Manly to Seaforth Flood Study Area (red outline)

The Manly to Seaforth Flood Study

The key objective of the Flood Study is to gain a comprehensive understanding of flooding risk in the flood study area.

The Flood Study involved:

- Collection of flood related data.
- The establishment and calibration of the flood model.
- Undertaking modelling for a range of flood events of various magnitudes.
- Undertaking sensitivity analysis of the model results.
- Identification of the level of flood risk throughout the flood study area.
- Undertaking scenario modelling of potential impact of climate change and pipe blockages.

The study included a topographic survey of all stormwater pits and pipes in the study area and detailed ground survey of forty (40) locations. Historical flood data, photos and local rain gauge records were reviewed. Information on the study and a questionnaire of community experiences of flooding were delivered via mail-out to 5,500 properties in potentially flood affected areas. It was also distributed via e-newsletter to Manly Council's database of registered emails and promoted on Council's online platforms. Council received 204 responses, with valuable flood and stormwater management information, with 108 of the community members requesting to be kept informed of the progress of the flood study and future consultation activities.

The flood model was established by Council's consultant using the SOBEK hydrodynamic modelling software. It was validated against flood records and photos from several past flood events, including the 12 February 2010 storm event that was estimated at 10-20 year rainfall event for the study area. Less intense storms on 2 June 2013 and 28 October 2013 were also used for the validation of the model. Photos of actual flood levels from these storms and observations provided in many of the 204 community consultation responses helped validate the model's accuracy.

The key study outputs of the Flood Study include the identification of design flood information such as peak flood levels and velocities, provisional flood hazards, preliminary hydraulic categorisation and preliminary flood planning extents.

The number of properties affected by the Flood Study are shown below in Table 1. The 1% Annual Exceedance Probability (AEP) is the flood that occurs on average once every 100 years. The Flood Planning Area (FPA) is the area encompassing the 1% AEP Flood Extent plus a freeboard. The Probable Maximum Flood (PMF) is the largest conceivable flood for the study area. As this was the first Flood Study undertaken in this area, all lots are newly listed as flood affected.

Table 1: Number of Lots Affected by the Flood Study

Flood Extent	Total
Flood Planning Area	1003
Probable Maximum Flood	1555

The Study will be used to make sound flood-related planning decisions for existing and future developments and to inform property owners of the potential flood risk in the study area.

Summary of Impacts

Flooding in the study area (Figure 2) is a result of steep overland flows and low-lying topography. Several areas were highlighted by the Study as impacted in the 20% AEP (or 1 in 5 year) flood event and significantly affected by the 1% AEP (or 1 in 100 year) flood event. In Manly, Kangaroo Lane (near Raglan St) and the corner of Eustace Street and Gilbert Street are the worst affected areas with peak road depths of over 1m in a 1% AEP event. Central Ave, Smith St, Belgrave Street (at Raglan St and Sydney Road) and North Steyne (at Pacific St) are also heavily affected.

In Balgowlah and Balgowlah Heights, a prominent flow path begins near Ernest St and flows to the waterfall at Jilling Cove, North Harbour, affecting several properties along its course. Between New Street and Lower Beach Street, a flow path affects properties before flowing into Jilling Cove at North Harbour Reserve. At Clontarf, near Monash Avenue and Holmes Avenue, there is significant ponding in the 20% AEP event with depths around 1m in the 1% AEP event.

The Study found that sea level rise and increased rainfall intensities caused by climate change, resulted in minor changes to the peak 1% AEP flood levels. In areas not directly on the foreshore, peak flood levels generally increased by less than 0.1m, with a few isolated areas seeing about 0.2m increases in the peak 1% AEP flood levels.

Planning Certificates

Council is required to place a 'notation' on a Planning Certificate if a property is subject to flood related development controls. Prior to adopting the Flood Study, Council adds optional information to Planning Certificates for areas within the area affected by the PMF. To date the following notation has been added onto Planning Certificates:

"Council is in receipt of updated flood information for areas of the former Manly LGA draining to Middle Harbour, North Harbour and the Tasman Sea. The Draft Manly to Seaforth Flood Study (Cardno, 2018) is currently considered the best available information for flooding for the suburbs of Balgowlah Heights, Clontarf and parts of Balgowlah, Fairlight, Manly and Seaforth. This information is considered to be draft however, it may be used for development assessment purposes. Please contact Council's Stormwater and Floodplain Engineering team for information, including flood information on specific properties."

Following adoption of the Manly to Seaforth Flood Study the above wording would be deleted and compulsory formal notations would be placed on Planning Certificates (formerly Section 149 (2) certificates) to confirm that flood related development controls apply to identified properties.

Development Controls

Figure 2 outlines flood risk mapping in the Manly to Seaforth study area. Residential flood related development controls apply within the FPA. The PMF extent is statistically the worst flooding that could occur, it is used for emergency response planning and is considered in the planning for critical and vulnerable facilities. The Local Stormwater Extent indicates minor flowpaths which if blocked could divert floodwater, however are not subject to flood related development controls.

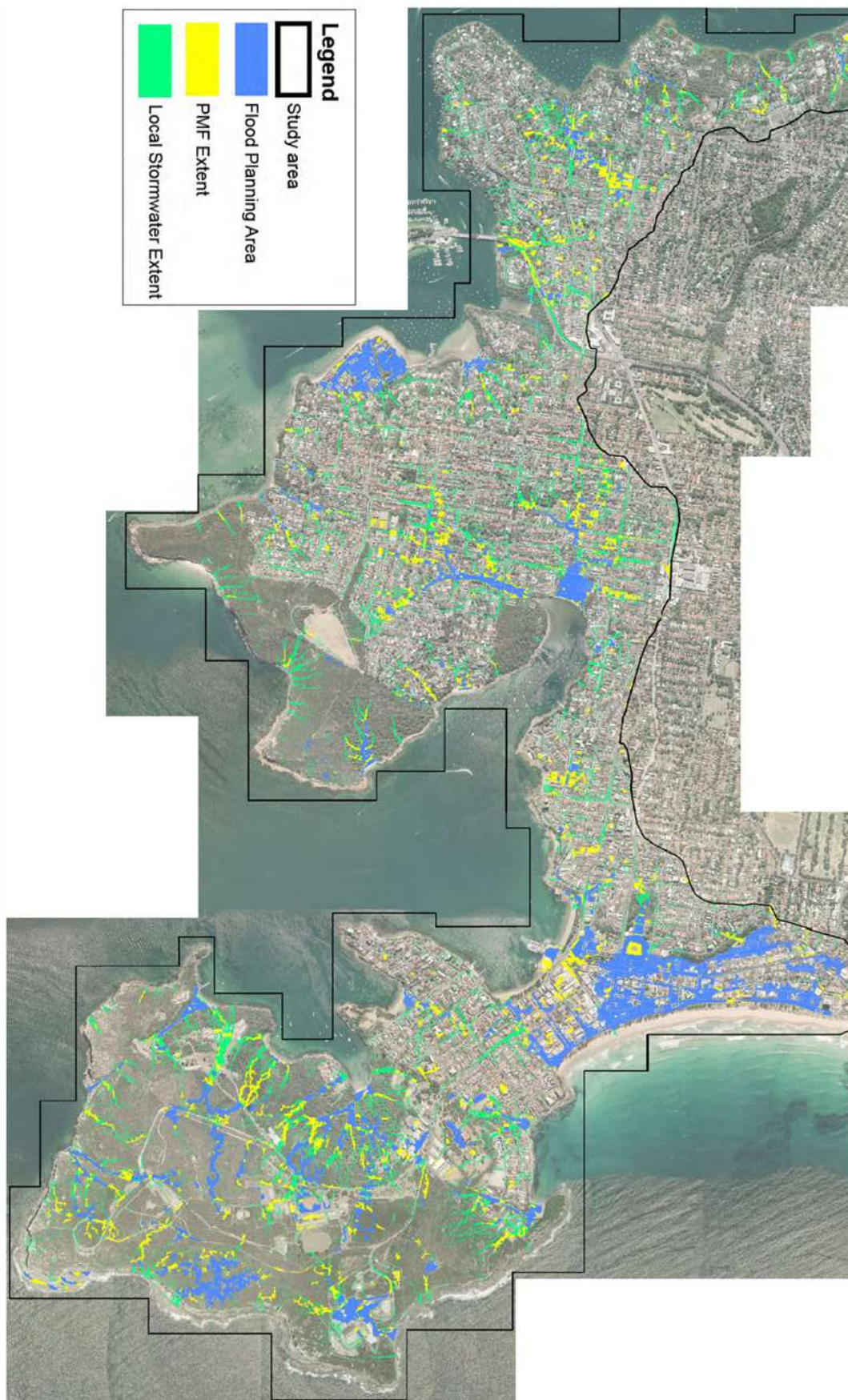


Figure 2 – Manly to Seaforth Flood Prone Land

Public Exhibition Outcomes

During the public exhibition period approximately 40 residents attended an individual information session and 58 written and oral submissions were received. Table 2 below summarises the key themes of the submissions received and how these have been addressed in the Flood Study.

The majority of submissions requested a review of the FPA or PMF extent or were related to future floodplain management issues to be addressed in the Floodplain Risk Management Study. The principal concern of many landowners was the inclusion of their properties within the defined FPA or PMF extent, and the potential impact on planning certificates, property value and insurance premiums.

Table 2 – Summary of key submission theme and required amendments to final Flood Study

Submission theme	Amendment to Final Flood Study
Potential impacts on property values and insurance costs resulting from flood notification of property.	<p>Comments are noted, no amendment to Flood Study report.</p> <p>Insurance is recognised as a concern for property owners in relation to flooding. However, Council's primary responsibility is to manage the risk to life and property. Insurance companies often undertake their own flood investigations to inform the setting of premiums.</p> <p>The study aims to identify potential flood risks to help plan and respond to flooding and in turn help the community to make informed decisions about potential risks, property development and insurance considerations.</p>
Potential inaccuracies in the flood mapping as it is based on a computer model of the catchment with Aerial Laser Scanning (ALS) for establishing ground elevations.	<p>Prior to the study commencing, detailed survey on Council's stormwater infrastructure in the catchment area was undertaken in addition to ground survey of a number of key locations. This was used in conjunction with ALS elevations which are widely used as a suitable representation of ground level in flood studies of a catchment-wide scale (like this study). An accuracy of approximately +/-150mm is quoted for ALS compared to actual detailed field survey (which is not financially feasible for a study of this scale).</p> <p>Following completion of the public exhibition, all submissions were reviewed that related to the actual on site conditions not matching the specific topography or parameters included in the flood model. Where community members provided detailed survey of their properties, the flood mapping extents were revised if the survey showed the land to be above the relevant flood level. Council's consultant also conducted site visits of specific locations referred to in the submission and assessed the flood model against actual on-site conditions. Flood mapping was revised at some locations where there was a definitive reason, such as retaining walls or localised depressions not included in the model. However, for the majority of submissions the flood mapping remained unchanged.</p>

<p>Residents have lived at the property for many years but haven't experienced flood inundation of their property in actual storm events.</p>	<p>Comments are noted, no amendment to Flood Study report.</p> <p>Prior to the public exhibition period a major storm event had not occurred in recent memory. The storm event of 12 February 2010 used to validate the flood model was estimated as a 5%-10% AEP event. As such, residents may not have experienced larger events that are relevant to flood planning.</p> <p>However, following completion of the public exhibition period a major storm event occurred on 28 November 2018. A rainfall gauge at Spit Bridge which is close to the study area recorded rainfalls that exceeded a 1% AEP flood event for 1-2 hours. During this event a number of properties in the study area experienced over-floor flooding. A review of the properties which experienced flooding confirmed that they correlated well with identified major flowpaths in the Flood Study.</p>
<p>Specific site conditions that affect overland flow paths and flood inundation are not represented in the modelled extents.</p>	<p>The flood model uses a 2.5m x 2.5m grid cell size and therefore does not represent all specific localised hydraulic controls, such as kerb lines that may redirect shallow flow. Similarly, constrictions to flow, such as houses, buildings, and walls were not explicitly modelled in the study. However as previously identified, revisions to flood mapping were undertaken based on specific local features raised in submissions.</p>
<p>Maintenance of the stormwater drainage network (pits and pipes) is required.</p>	<p>No amendments to Flood Study report, however during conversations with the community a number of stormwater maintenance issues were identified and raised for further inspection and resolution.</p> <p>Typically, Council's stormwater drainage network of pits and pipes is designed to convey runoff in minor events and does not have capacity to convey all runoff in a large storm event such as the 1% AEP. Dedicated overland flow paths such as roadways form part of the drainage system in major storm events</p>
<p>Requests for review of the flood mapping to exclude their property from being listed as flood affected.</p>	<p>As discussed above a review of the flood mapping was undertaken for properties that raised issues. Flood mapping was revised at some locations where there was a definitive reason, such as retaining walls or localised depressions not included in the model. However, for the majority of submissions the flood mapping remained unchanged.</p>

A number of submissions were received following conclusion of the Public Exhibition period, in some cases, a number of weeks following the closing the date. However, to ensure all members of the community had the opportunity to provide their feedback, Council met with affected owners and accepted any further submissions.

In addition, and as discussed above, a major storm event occurred at 7am on 28 November 2018 with the highest rainfall intensities occurring at Mosman. The rainfall gauge at Spit Bridge received 98mm of rain in 1 hour. For this duration and at this location, this exceeds the rainfall that would be expected in a 1% AEP event. This rainfall was extremely localised with nearby gauges at Manly CBD and Forestville receiving only 16-20mm of rain in 1 hour.

The areas particularly badly impacted by the storm included Clontarf, Seaforth, Balgowlah Heights and parts of Condamine Street in Balgowlah (near North Harbour Reserve). Following this event, a review was undertaken of flood related customer requests and staff observations from the storm and it was found that they correlated well with the modelled locations of major overland flows or flooding from the Manly to Seaforth Flood Study.

Revisions to Draft Study

In addressing the concerns of landowners in relation to the flood mapping, a review was undertaken of the flood modelling results. This involved the engineering consultant undertaking on-ground inspections of the properties owned by the residents who raised a submission in relation to the predicted flood risk for their property. This took into consideration individual property specific issues such as drainage infrastructure, retaining walls, topographical anomalies etc. and resulted in a number of properties having their affectation reduced or removed.

As a result, there has been a reduction in the number of lots identified as being subject to residential flood related development controls from 1,063 to 1,003.

Next Stage in the NSW Government Flood Prone Land Policy Process

Following adoption of this Flood Study, Council will commence the Floodplain Risk Management Study and Plan which will investigate ways to reduce the flood risk in the study area, through appropriate land use planning, evacuation procedures, community education and flood mitigation works. Council has secured two-thirds grant funding for the Floodplain Risk Management Study and Plan and the quotation for the project is being released in April 2019.

CONSULTATION

The draft Flood Study was approved for public exhibition at the Council meeting of 17 April 2018. The public exhibition of the draft Study ran from 11 June to 13 July 2018 and included:

- Mail-out of letters and comprehensive summary brochures to all owners and residents of properties in the draft flood extents.
- Three community individual information sessions where property owners are able to book an individual appointment to discuss their property and how the results of the Flood Study apply to them.
- Information on the 'Have Your Say' Council web page including online submission form.
- Copies of draft Flood Study available in all Customer Service centres and library locations.
- Advertisements in the Manly Daily.
- Emails to our community engagement database, registered community groups and other key stakeholders.

At the conclusion of the exhibition period approximately 40 people had attended the individual sessions, the project webpage received 676 visits and 58 written and oral submissions were received.

The final Flood Study report was being prepared to seek adoption at the December 2018 meeting of Council however this was deferred to review the impacts of the 28 November 2018 storm event which impacted the study area.

TIMING

Planning Certificates will be updated as a priority following adoption of the Flood Study. The Manly to Seaforth Flood Risk Management Study and Plan, the next stage in the process of identifying and managing flood risk in this area, will commence in May 2019.

LINK TO COUNCIL STRATEGY

This report relates to the Community Strategic Plan Outcome of Protection of the Environment; Goal 2 - *Our environment and community are resilient to natural hazards and climate change.*

FINANCIAL CONSIDERATIONS

Funding is available in the floodplain management budget to commence the Manly to Seaforth Floodplain Risk Management Study and Plan in May 2019 and proposed in 2019/20 draft budget for completion.

SOCIAL CONSIDERATIONS

The study will provide Council with better flood information and knowledge for this area and will provide effective management of flood risk for future development. Publicly available flood information can assist in raising community awareness to flooding and promote a more resilient community.

ENVIRONMENTAL CONSIDERATIONS

No environmental impacts are expected at this stage as the Flood Study is an investigation of existing and future flood behaviour with no on-ground works proposed.

GOVERNANCE AND RISK CONSIDERATIONS

The Northern Beaches Flood Management Committee have been consulted during the finalisation of the Flood Study. The preparation of a Flood Study fulfils Council's obligation to identify flood risk in accordance with the NSW Floodplain Development Manual and provides a level of protection for Council under the *Local Government Act, 1993*.

12.0 PLANNING AND PLACE DIVISION REPORTS

ITEM 12.1	AMENDMENTS TO PITTWATER DEVELOPMENT CONTROL PLAN 2014 IN RELATION TO A RANGE OF ENVIRONMENTAL CONTROLS
REPORTING MANAGER	EXECUTIVE MANAGER STRATEGIC AND PLACE PLANNING
TRIM FILE REF	2019/125594
ATTACHMENTS	1 Details of Draft Amendments to Pittwater Development Control Plan 2014

SUMMARY

PURPOSE

To seek approval to exhibit draft amendments to the Pittwater Development Control Plan 2014 to improve and standardise requirements for water quality management, on-site stormwater detention systems, and to update controls for estuarine and coastal risk management assessment of new development.

EXECUTIVE SUMMARY

Council's Natural Environment and Climate Change team has sought amendments to the Pittwater Development Control Plan 2014 (Pittwater DCP) to improve and standardise requirements for water quality management, on-site stormwater detention systems, and to update controls for estuarine and coastal risk management assessment of new development.

The proposed changes include:

- Consolidating requirements for different development types.
- Aligning stormwater quality requirements with Council's adopted Water Management Policy.
- New water quality treatment requirements for land located in "coastal environment areas" identified under State Environmental Planning Policy (Coastal Management) 2018.
- Removal of requirements for sediment control pits for dwelling houses (given their failure to be maintained).
- Removal of on-site detention requirements in defined Flood Risk Precincts.
- Updating a range of terms and references to reflect recent changes to legislation.

The proposed changes go some way towards a standardised approach to stormwater management across all development control plans (DCPs) and policies in the Northern Beaches Local Government Area ahead of the comprehensive review and preparation of Local Government Area wide controls that will be included in the Northern Beaches Local Environmental Plan and Development Control Plan by 2021.

RECOMMENDATION OF DIRECTOR PLANNING AND PLACE

That Council:

- A. Approve draft amendments to Pittwater Development Control Plan 2014 relating to water quality management, on-site detention, and estuarine and coastal risk management assessment shown in Attachment to the report for public exhibition for at least 28 days.
 - B. Note that the draft amendment to Pittwater Development Control Plan 2014 will be reported to Council following the public exhibition period.
 - C. Delegate authority to the Chief Executive Officer to make any changes prior to the public exhibition of the draft amendments to Pittwater Development Control Plan 2014 as a result of consideration of this report by Council.
-

REPORT

BACKGROUND

Controls for water quality and management in new development on the Northern Beaches are currently contained in Development Controls Plans (DCPs) associated with current Local Environmental Plans (LEPs) and a related water management policy.

Development on land under Warringah LEP 2011 is subject to the Water Management Policy 2015, which is implemented through Warringah DCP 2011. Similarly, in Manly, various stormwater policy (specifications) are referenced in Manly DCP 2013 and in local provisions of the Manly LEP 2013. The Pittwater DCP contains a range of environmental controls in Part B and Appendices incorporating water quality and management controls.

A comprehensive review of the controls in all existing LEPs and DCPs will be undertaken as part of the development of the Northern Beaches LEP and DCP which is due to be completed in 2021. However, Council's Natural Environment and Climate Change team has identified the need for amendments to the Pittwater DCP as follows:

- Standardise and align water quality controls with best practice
- Amend dealing with the circumstances in which Onsite Detention (OSD) facilities are required.

The proposed changes will improve the clarity and consistency of controls across the LGA. In particular priorities have been identified to address the Pittwater DCP. The changes will update terminology and references to relevant legislation, particularly as it relates to coastal hazard guidelines.

Proposed Amendments

Water Quality

The provisions for water quality for low density residential development and other types of development are consolidated into a new section dealing with water quality overall.

The proposed consolidated clause will include:

- An additional objective to protect and improve the ecological condition of beaches, lagoon, waterways, wetlands and surrounding bushland
- Standardised Storm Water Quality Requirements consistent with Council's adopted Water Management Policy referenced in Warringah DCP 2011, including performance requirements for different pollutants, the creation of a restriction on title to maintain stormwater measures, and certification of proposals by a storm water engineer (excluding dwelling houses)
- Removal of requirements for sediment capture pits for dwelling houses because the pits are not being maintained, are consequently not effective in capturing sediment, and are potentially adding to pollutant build-up in the environment
- New requirements for water quality treatment for land located in the "coastal environment area" mapped under the State Environmental Planning Policy (Coastal Management) 2018 (including dwellings), where proposed development seeks to increase impervious area by more than 50sqm. Such developments must install a filtration device that removes organic matter and coarse sediments from storm water prior to discharge.

Onsite Storm Water Management

It is proposed that on-site stormwater detention requirements (clause B5.7) will not apply in areas defined as a Flood Risk Precinct as the requirement is redundant. This is consistent with current practice elsewhere across the Northern Beaches and Sydney. Separate controls will continue to apply to Warriewood Valley.

It is also proposed to clarify provisions in relation to the development of any property that cannot discharge storm water into a public drainage system. Specific reference is now included to clause 5.10 - Storm Water Discharge in to Public Drainage System, for further guidance.

Hazard (Estuarine) Control Amendments

Minor amendments are proposed to update references in clauses B3.7 to B3.10 of the DCP. These clauses deal with Estuarine Hazard Controls for a range of development types (low and medium density residential, business, industrial and subdivision).

Other Miscellaneous Infrastructure Matters

In undertaking this DCP amendment review, Council's Development Engineering & Certification team has recommended minor amendments to guidelines dealing with driveway surface treatment. The amendments seek to limit access driveways on public road reserves to plain concrete only. Provisions for 'cosmetic' access driveways with a finish consisting of asphaltic concrete or paver construction are to be omitted from this DCP due to concerns relating to safety and risk and to ensure consistency with provisions in the other DCPs.

CONSULTATION

The drafting of proposed changes to the DCP has been undertaken in consultation with the Natural Environment and Climate Change and Development Engineering & Certification teams.

The public exhibition of the draft amendments to the DCP will be in accordance with legislative requirements under the Environmental Planning and Assessment Regulation 2000 and Council's Engagement Strategy. This will include notification in the local newspaper and online engagement on Council's 'Have your Say' page.

TIMING

Public exhibition of the draft amendments will be for a period of at least 28 days. Following the review and consideration of submissions a further report will be presented to Council to finalise the DCP Amendments.

LINK TO COUNCIL STRATEGY

The amendments proposed seek to ensure better management of our water catchments including improvements to water quality. This will be facilitated via improvements to the relevant planning controls. This aligns with the following goals of the Community Strategic Plan, Goal 2 - *Our Environment and community are resilient to natural hazards and climate change*, Goal 5 - *Our built environment is developed in line with best practice sustainability principles* and Goal 19 - *Our Council is transparent and trusted to make decisions that reflect the values of the community*.

FINANCIAL CONSIDERATIONS

The proposed DCP amendments are operational matters for Council and there are no significant financial considerations.

SOCIAL CONSIDERATIONS

The proposed DCP amendments are minor and will have no significant social impacts.

ENVIRONMENTAL CONSIDERATIONS

The adoption of updated, standardized and streamlined DCP provisions will create greater certainty for the community, resulting in more consistent and better environmental outcomes.

GOVERNANCE AND RISK CONSIDERATIONS

The proposed DCP amendments improve operational matters in a range of areas, creating greater certainty for the community and Council staff, improving governance and reducing risk.

AMENDMENTS TO PITTWATER DEVELOPMENT CONTROL PLAN

The proposed amendments to Pittwater DCP include changes at Part B General Controls, particularly in relation to B3 – Hazard Controls and B5 – Water Management (at Attachment 1 below) and changes to DCP Appendix 6 and Appendix 7 (at Attachment 2 below).

Note: all new proposed text in **red** font.

PART 1**DETAILS OF DRAFT PITTWATER DCP AMENDMENTS IN RELATION TO A RANGE OF ENVIRONMENTAL CONTROLS****Part B3 – HAZARD CONTROLS****B3.7 Estuarine Hazard – Low density residential**

Minor updating as follows:

- *Omit reference to 'Flood and Estuarine Levels tool'*
- *Insert cross referencing to 'D15.15 Waterfront Development controls' and 'Appendix 7 Estuarine Risk Management' where required*
- *Replace reference to 'Estuarine Planning Levels' rather than 'Flood Planning Levels' in relation to Estuarine Risk Construction (paragraph B2).*

B3.8 Estuarine Hazard – Medium density residential

Amend as above for B3.7

B3.9 Estuarine Hazard - Business, Light Industrial and Other Development

Amend as above for B3.7

B3.10 Estuarine Hazard – Subdivision

Amend as above for B3.7

Part B5 WATER MANAGEMENT**B5.1 Water Management Plans**

Insert at end of the section an additional cross reference as follows:

In relation to the development of any property that cannot discharge storm water into a public drainage system, such as land falling naturally away from a Council storm water drainage system, the development is required to comply with section 5.10 Stormwater Discharge in to Public Drainage System.

B5.7 Stormwater Management - On-Site Stormwater Detention

Insert at the beginning of this section as follows:

Land to Which this Control Applies

Land identified as requiring On-site detention NOT including the Warriewood Valley Locality. For Warriewood Valley Control see Pittwater 21 DCP Section D16 Warriewood Valley Locality.

Amend controls for On-Site Stormwater Detention as follows:

An On-Site Detention (OSD) facility is to be installed where the development results in additional hard (impervious) surface area of greater than 50m² (on a cumulative basis since February 1996) ~~and on land designated through mapping as requiring OSD facility.~~ However, an OSD facility is not required where the development is to be carried out in the Flood Risk Precinct.

Omit sentence as follows:

'All additional ground surface hard stand (impervious) areas are to be drained via a stormwater tank/pit to the OSD facility.'

Insert at end of the section an additional cross reference as follows:

In relation to the development of any property that cannot discharge stormwater into a public drainage system, such as land falling naturally away from a Council stormwater drainage system, the development is required to comply with section 5.10 Stormwater Discharge in to Public Drainage System.

B5.8 Stormwater Management – Water Quality – Low Density Residential

Omit this whole section

A. ~~B5.9 Stormwater Management – Water Quality – Other than Low Density Residential~~

B. Outcomes

Amend title of section as above and Omit one of the listed Outcome as follows: 'No increase in pollutants discharged with storm water into the environment'.

Insert new Outcome as follows: 'Protection and improvement of the ecological condition of beaches, lagoons, waterways, wetlands and surrounding bushland.'

Controls

Insert additional text as follows:

The control is applicable to **all new development on lots over 1000sqm except dwelling houses**, when the development results in an additional hard (impervious) area of more than 50sqm.

Omit Sections of B5.9 titled as follows:

- 'Land Size up to 1500sqm';
- 'Land Size greater than 1500sqm';
- 'Table1: Stormwater Treatment Requirements'.

Insert additional text as follows:

Stormwater runoff must have a minimal environmental impact on any receiving waters. The stormwater quality requirements that apply are listed in Table 1.

Table 1 – General Stormwater Quality Requirements

Pollutant	Performance Requirements
Total Phosphorous	65% reduction in the post development mean annual load*
Total Nitrogen	45% reduction in the post development mean annual load*
Total Suspended Solids	85% reduction in the post development mean annual load*
Gross Pollutants	90% reduction in the post development mean annual load* (for pollutants greater than 5mm in diameter)

pH	6.5 - 8.5
Hydrology	The post-development peak discharge must not exceed the pre-development peak discharge for flows up to the 2 year ARI

*The percentage reduction in the post development mean annual loads are relative to the loads from the proposed development without treatment applied.

Stormwater treatment measures must be sited on private land. Council will not accept the ownership or maintenance responsibilities of any stormwater treatment measures located on private land.

Stormwater treatment measures must not be sited within riparian zones or where they will impact native vegetation, wildlife or habitat.

Stormwater treatment measures must not be completed, including the installation of filter media and vegetation, before landform is stabilised in 90 per cent of the area the measures will service. Alternatively, stormwater treatment measures must be kept offline and erosion and sediment controls implemented and maintained on site as conditioned under the development consent until the site has been fully stabilised.

All stormwater ~~quality improvement devices~~ **treatment measures** must make provision for convenient and safe regular inspection, periodic cleaning, and maintenance.

A positive covenant and 'Restriction as to User' must be registered on the title for the stormwater treatment measures to ensure regular maintenance and reliable operation.

An Operation and Maintenance Plan is to be prepared to ensure proposed stormwater treatment measures remain effective. For Community Title developments, the Plan is to be included in the Community Management Statement.

The Plan must contain the following:

- Maintenance schedule of all stormwater treatment measures
- Maintenance requirements for establishment period
- Routine maintenance requirements
- Funding arrangements for the maintenance of all stormwater treatment measures
- Identification of maintenance and management responsibilities
- Vegetation species list associated with each type of vegetated stormwater treatment measure
- Inspection and maintenance record and reporting
- Waste management and disposal
- Traffic control (if required)
- Maintenance and emergency contact information
- Renewal, decommissioning and replacement timelines and activities of all stormwater treatment measures
- Work Health and Safety requirements
- Record keeping.

Certification is to be provided by a suitably qualified and experienced Water Engineer with the Water Management Plan demonstrating that the proposed stormwater ~~quality improvement devices~~ **treatment measures** proposed at the site will achieve the Control requirements and the requirements of all applicable legislation.

Variations

Omit the Advisory Note and insert a new variation as follows:

All development not covered by the above that is located in the coastal environment area mapped under the State Environmental Planning Policy (Coastal Management) 2018 will be required to provide water quality treatment. Any new development, and alterations and additions that increase impervious area by greater than 50sqm must install a filtration device that removes organic matter and coarse sediments from stormwater prior to discharge from the land. All stormwater treatment measures must make provision for convenient and safe regular inspection, periodic cleaning, and maintenance.

References

Omit reference to superseded CSIRO publications dated 1999 and insert the addition reference as follows: Healthy Land & Water (2019) Resources, at <https://hlw.org.au/resources/>.

B5.10 Storm Water Discharge into Public Drainage System

Variations

Omit certain considerations of variations where the development does not have legal access to the public drainage system and is unable to gain adjoining owner's consent on alternative access through drainage easements as follows:

- "Redirection of storm water flow"
- "A split system".

B6.1 Access driveways and Works on the Public Road Reserve

Edit provisions for access driveways under section titled 'Access Driveway Profile and Gradient' as follows:

Access Driveways are to be either in plain concrete or a cosmetic finish consisting of concrete, asphaltic concrete or paver construction in dark earthy tones. Cosmetic Access Driveways on a public road reserve are subject to a Deed of Agreement releasing Council in respect to liability and damage to the driveway by any means **not permitted**.

D15.15 Waterfront Development

c) Boatsheds

Insert advisory note to 'section B3 Estuarine Hazard Controls relating to boatsheds'

D15.15 Waterfront Development- Crystal Bay foreshore area

Insert advisory note to 'section B3 Estuarine Hazard Controls relating to boatsheds' and insert a new paragraph as follows: 'The minimum floor level for new boatsheds shall be in accordance with the B3 Estuarine Hazard controls.'

D15.18 Seawalls

Replace reference to 'Sydney Metropolitan Catchment Management Authority' (2009) with 'Office of Environment and Heritage website'.

D15.19 Dredging

Variations

Amend where Council may consider dredging to omit 'private boat purposes' and insert 'navigational reasons'. Insert additional criteria to consider dredging as follows:

'where it can be demonstrated that the environmental risks associated with acid sulfate soils can be minimised by appropriate management measures.'

Also in this section replace reference to 'wave patterns' to 'estuarine processes'

PART 2**DETAILS OF DRAFT AMENDMENTS TO DCP APPENDICES****(AMENDMENT TO POLICY ASSOCIATED WITH AMENDMENT TO THE PITTWATER DCP)****DCP APPENDIX 6 - COASTLINE RISK MANAGEMENT POLICY**

In general:

- *all references to 'Pittwater LGA' replaced with either 'Northern Beaches LGA'; 'land to which the Pittwater LEP 2014 applies'; 'land largely within the Pittwater Ward of the Northern Beaches' as appropriate*
- *omit reference to certain guidelines and policies that are superseded or no longer relevant including: 'NSW Government Coastline Management Manual' 1990, 'NSW Government Floodplain Risk Manual' 2001 and 'Coastal Management Strategy Warringah Shire Council' 1985*
- *insert references to the Coastal Management Act, 2016 in lieu of superseded legislation*
- *minor editing including capitalization*
- *updating referencing under the Environmental Planning and Assessment Act 1979*
- *update referencing to Councils website*
- *insert clarification that the Coastline Hazard Map is contained in the Pittwater LEP 2014*
- *clarify at section 7 that measures to reduce risk include coastal protection works*
- *minor cross referencing to other parts of the Appendices for clarity.*

Amend section titled 'Relationship with other Legislation' to insert additional references as follows:

- **Pittwater Local Environmental Plan 2014**
- **State Environmental Planning Policy (Coastal Management) 2018.**

Amend definition of 'Coastal Hazards' to include 'Erosion and inundation of foreshores caused by tidal waters and the action of waves, including the interaction of these waters with catchment flooding.'; to omit 'sand draft'; replace 'entrance stability' with 'coastal lake or watercourse entrance instability' and replace 'cliff instability' with 'coastal cliff or slope instability',

Development Controls**8.1 Coastline (Beach) Hazard area - Residential Development up to 2 Dwellings (single dwelling and dual occupancy)**

Amend Paragraph titled 'Development to which this development control applies' to omit certain types of development as follows: 'Multi-unit housing', 'Shop-top housing (residential portion only), Business Development, Light Industrial Development, Land Subdivision, Other Development 'development not included in residential development, business development, light industrial development, or land subdivision'.

8.2 Coastline (Beach) Hazard area - All development other than up to 2 dwellings

Amend Paragraph titled 'Development to which this development control applies' to omit the following types of development 'Dwelling house (new)', 'Detached dual occupancy', 'Dwelling house (alterations & additions)', 'Attached dual occupancy' and 'land subdivision'.

8.2 Coastline (Beach) Hazard area - Land Subdivision

Amend Paragraph titled 'Development to which this development control applies' to omit all land uses except for 'Land Subdivision'

Information to be Submitted – Coastline Risk Management

9.3 Coastal Risk Management Report

Omit statement that a Coastal Risk Management Report is not required in certain circumstances as follows: 'where it is demonstrated that all floor levels, including those of existing components of the development, are at or above the Coastline Planning Level (CPL), or raised to the Coastline Planning Level and/or all development (existing and proposed) is landward of the 100-year Coastline Management Line'.

Omit section in relation to 'Section 149 Certificate Notations' as follows: "Note: These notations were superseded by the introduction of 'current and future risk disclosures' as a requirement of Planning Circular PS 1403 issued 13 November 2014."

DCP APPENDIX 7 – ESTUARINE RISK MANAGEMENT POLICY

In general:

- all references to 'Pittwater LGA' replaced with either 'land to which the Pittwater LEP 2014 applies' or 'the foreshores of the Pittwater estuary' as appropriate
- omit reference to certain guidelines and policies that are superseded or no longer relevant including: NSW Estuary Management Manual, 1992; NSW Government Coastline Management Manual, 1990
- insert references to the *Coastal Management Act 2016* in lieu of superseded legislation
- minor editing including capitalisation
- updating referencing under the Environmental Planning and Assessment Act 1979
- update referencing to Council's website
- replace references to 'Estuarine Affected Properties' with 'Estuarine Hazard Affected Properties'
- replace references to 'Flood and Estuarine Levels Tool on Council's Website' with 'Pittwater Estuary Mapping of Sea Level Rise Impacts Study (2015)'
- replace references to 'Estuarine Planning Level Mapping Pittwater Estuary' (Lawson & Treloar, 2004) with 'Pittwater Estuary Mapping of Sea Level Rise Impacts Study' Cardno, (2015)
- definition of 'freeboard' amended to clarify a free board allowance of 0.3m as adopted.

Insert a new section as follows:

Relationship with other Legislation

This Policy is intended to support the provisions of and should be read in conjunction with:

- Pittwater 21 Development Control Plan
- Pittwater Local Environmental Plan 2014
- State Environmental Planning Policy (Coastal Management) 2018
- *Coastal Management Act 2016*.

Insert at 'Figure 1 - diagrammatic Representation for determining of Estuarine Planning Level' the following:

Foreshore edge treatment types in Figure 1 above should be amended as follows:

1. 1 in 10 natural slope (grassed/sandy gently sloping foreshores)
2. 1 in 5 rocky shorelines (natural rocky foreshore or sloped rip rap)
3. Vertical seawall (e.g. block work or other retaining structure)
4. Mangroves.

Clarify requirements for an Estuarine Risk Management Report as follows:

An Estuarine Risk Management Report should consider development constraints due to estuarine hazard impacts on the land, including an assessment of the degree of inundation, effects of wave action, impacts of waterborne debris, buoyancy effects, and other emergency issues during the design event (100 ARI event). The report should also contain recommendations as to any reasonable and practical measures that can be undertaken to remove foreseeable risk associated with estuarine hazards for the design life of the development.

Insert new section in relation to Forms required to declare and certify

Form 1 – Declaration and Certification made by Coastal Engineer in relation to the Estuarine Risk Management Report prepared in support of a DA:

When is Form 1 to be submitted?

Form 1 is to be submitted with an Estuarine Risk Management Report accompanying a Development Application/Part 5 Assessment. Attach Form 1 to the inside cover of the Estuarine Risk Management Report.

Why is Form 1 necessary?

This form is essential to verify that the author of an Estuarine Risk Management Report is a Coastal Engineer as defined by this Policy or that the report has been technically verified by a Coastal Engineer as defined by this Policy.

Form 2 – Declarations and Certification made by Structural Engineer or Civil Engineer and Coastal Engineer in relation to the design

The purpose of this form is to ensure the Coastal Engineer verifies that the structural and/or civil engineer has correctly interpreted and incorporated the estuarine risk management requirements into their design and that the structural and/or civil engineer has prepared their documents in accordance with the Estuarine Risk Management Report.

When is Form 2 submitted?

This form must be attached with the submission of the structural documentation required for the determination of a Construction Certificate. The applicant must issue a copy of the structural documents and Form 2 to the Coastal Engineer who prepared or technically verified the Estuarine Risk Management Report for the Development Application now requiring a Construction Certificate.

Why is Form 2 necessary?

Form 2 is essential, as it provides evidence to Northern Beaches Council or other certifying authority determining the Construction Certificate that structural documents have been prepared or verified by a structural or civil engineer as defined by this Policy, and that the structural documents have been prepared in accordance with the recommendations given in the Estuarine Risk Management Report for the same development.

FORM NO. 1

To be submitted with Estuarine Risk Management Report

Development Application for _____

Name of Applicant

Address of site _____

Declaration made by a Coastal Engineer as part of an Estuarine Risk Management Report

I, _____ on behalf of _____

(Insert Name)

(Trading or Company Name)

on this the _____

(date)

certify that I am a Coastal Engineer as defined by the Estuarine Risk Management Policy for Development in Pittwater and I am authorised by the above organisation/company to issue this document and to certify that the organisation/company has a current professional indemnity policy of at least \$2 million.

Please mark appropriate box

- ☐ I have prepared the detailed Estuarine Risk Management Report referenced below in accordance with the Estuarine Risk Management Policy for Development in Pittwater
- ☐ I am willing to technically verify that the detailed Estuarine Risk Management Report referenced below has been prepared in accordance with the Estuarine Risk Management Policy for Development in Pittwater
- ☐ I have examined the site and the proposed development/alteration in detail and, as detailed in my report, am of the opinion that the Development Application only involves Minor Development/Alterations or is sited such that a detailed Estuarine Risk Management Report is not required.

Estuarine Risk Management Report Details:

Report Title:

Report Date:

Author:

Documentation which relate to or are relied upon in report preparation:

I am aware that the above Estuarine Risk Management Report, prepared for the above mentioned site is to be submitted in support of a Development Application for this site and will be relied on by Northern Beaches Council as the basis for ensuring that the estuarine risk management aspects of the proposed development have been adequately addressed to achieve an acceptable risk management level for the life of the structure, taken as at least 100 years unless otherwise stated and justified in the Report and that all reasonable and practical measures have been identified to remove foreseeable risk.

Signature

Name

Chartered Professional Status.....

Membership No.

FORM NO. 2

To be submitted with detailed design for Construction Certificate

Development Application for _____

Name of Applicant

Address of site _____

Declaration made by Structural or Civil Engineer in relation to the incorporation of estuarine issues into the project design

I, _____ on behalf of _____

(insert name) (trading or company name)

on this the _____

(date)

certify that I am a Structural or Civil Engineer as defined by the Estuarine Risk Management Policy for Development in Pittwater. I am authorised by the above organisation/company to issue this document and to certify that the organisation/company has a current professional indemnity policy of at least \$2 million. I also certify that I have prepared the below listed structural documents in accordance with the recommendations given in the Estuarine Risk Management Report for the above development.

Estuarine Risk Management Report Details:

Report Title:

Report Date:

Author:

Structural Documents list:

I am also aware that Northern Beaches Council relies on the assessments covered by the Estuarine Risk Management Policy for Development in Pittwater, including this certification as the basis for ensuring that the estuarine risk management aspects of the proposed development have been adequately addressed to achieve an acceptable risk management level for the life of the structure taken as at least 100 years unless otherwise specified and justified.

(name)

(signature)**Declaration made by Coastal Engineer in relation to Structural Drawings**

I prepared and/or technically verified the above mentioned Estuarine Risk Management Report as per Form 1 dated _____ and now certify that I have viewed the above listed structural documents prepared for the same development. I am satisfied that the recommendations given in the Estuarine Risk Management Report have been appropriately taken into account by the structural engineer in the preparation of these structural documents.

I am aware that Northern Beaches Council relies on the processes covered by the Estuarine Risk Management Policy for Development in Pittwater, including this certification as the basis for ensuring that the estuarine risk management aspects of the proposed development have been adequately addressed to achieve an acceptable risk management level for the life of the structure taken as at least 100 years unless otherwise stated and justified in the Estuarine Risk Management Report and that reasonable and practical measures have been identified to remove foreseeable risk.

Signature

Name

Chartered Professional Status.....

Membership No.

13.0 TRANSPORT AND ASSETS DIVISION REPORTS

ITEM 13.1	ADOPTION OF WALK - NORTHERN BEACHES WALKING PLAN AND FOOTPATH DELIVERY SCHEDULE
REPORTING MANAGER	EXECUTIVE MANAGER TRANSPORT AND CIVIL INFRASTRUCTURE
TRIM FILE REF	2019/157874
ATTACHMENTS	<ol style="list-style-type: none"> 1 WALK - Northern Beaches Walking Plan (Included In Attachments Booklet 2) 2 Community Engagement Summary (Included In Attachments Booklet 2) 3 Footpath Priority Schedule - April 2019 (Included In Attachments Booklet 2) 4 Schedule of Safe Pedestrian Streets (Included In Attachments Booklet 2) 5 Schedule of Low Priority Footpaths (Included In Attachments Booklet 2)

SUMMARY

PURPOSE

For Council to consider the adoption of the WALK - Northern Beaches Walking Plan and the attached priority schedule.

EXECUTIVE SUMMARY

WALK – Northern Beaches Walking Plan (the Walking Plan) is the first of the seven sub-plans that sit under the recently adopted MOVE Northern Beaches Transport Strategy. This provides both the methodology for how we prioritise the delivery of the future footpath network and the delivery schedule of a walking network which connects our community to where they want to go.

The Walking Plan was endorsed by Council on 18 December 2018 to be placed on Public Exhibition until 3 March 2019. During the consultation 144 submissions were received through online comments and written submissions.

The Walking Plan sets out Council's walking directions and goals to address key walking challenges. The Walking Plan will help Council achieve its active travel objective outlined in the Northern Beaches Transport Strategy, which is to "enable freedom of movement to, from and within the Northern Beaches using a safe, smart, efficient, integrated and sustainable transport network."

The delivery priority list included as an attachment to the report, is a result of the assessment of missing footpath sections across the Northern Beaches. These have been grouped in order of priority with the aim to deliver connections to schools, local destinations and public transport:

- High Priority (which incorporates the draft 2019/20 new footpath delivery program)
- Medium Priority
- Low Priority
- Locations where other options will result in a better overall outcome – which meets the Transport Strategy Direction of Places for People First.

At current funding levels of \$3M per year it is expected to take 14 years to deliver the High and Medium priority network.

The cost of full program delivery has a current estimate of around \$180M. However, it is likely that some streets in the local government area, particularly in the low priority areas will not want footpaths for various reasons. Whilst generally concrete paths will be constructed, consideration will be given to alternate material in some suitable area following consultation with the public and in response to particular local issues.

Currently funding is proposed from grants and developer contributions in the order of \$800,000 - \$1M per year, with the remainder being funded from working capital. Should an accelerated delivery program to achieve a footpath in every street by 2030 be desired then it is estimated that a funding level of around \$18M per year would be required for 10 years.

The bulk of these funds, in the order of \$17M, would need to be funded from working capital. This will have a significant impact on the ability of the Organisation to meet other budgeting needs, operationally and in providing for other capital works such as buildings, parks, stormwater, and town centre upgrades, as grant funding for footpath connections is very limited. Council will continue to seek other funding opportunities from NSW Government agencies and through other funding mechanisms to enable the program to be accelerated.

RECOMMENDATION OF DIRECTOR TRANSPORT AND ASSETS

That Council:

- A. Adopt WALK – Northern Beaches Walking Plan.
 - B. Note the current Footpath Priority Schedule.
-

REPORT

BACKGROUND

WALK – Northern Beaches Walking Plan (the Walking Plan) is the first of the seven sub-plans that sit under the recently adopted MOVE Northern Beaches Transport Strategy. This provides both the methodology for how Council prioritises the delivery of the future footpath network and the delivery schedule of a walking network which connects our community to where they want to go.

The Walking Plan was endorsed by Council on 18 December 2018 to be placed on Public Exhibition until 3 March 2019. The Walking Plan sets out Council's directions and goals to address key walking challenges. The Walking Plan will help us achieve Council's active travel objective outlined in the Northern Beaches Transport Strategy, which is to "enable freedom of movement to, from and within the Northern Beaches using a safe, smart, efficient, integrated and sustainable transport network."

A well-functioning transport network is vital to the Northern Beaches' future. Being able to safely and efficiently move people supports the liveability and economy of the Northern Beaches.

A key part of the Transport Network is the local connections between homes, local services, schools, shops, other transport types. This is ideally done by walking distances less than 500 metres.

The Walking Plan sets out Northern Beaches Council's directions and priorities for walking and recommends a range of goals to address key walking issues facing the Local Government Area (LGA). The Plan also sets out the desired characteristics for a "world-class" pedestrian network across the Northern Beaches and based on what the community has told us, how Council needs to address investing in future priorities and plans.

Many parts of the Northern Beaches already have continuous and well-connected pedestrian facilities, however, there are still barriers in the pedestrian network that need to be addressed. These barriers, such as missing links, major traffic routes, hilly landscapes or poor development integration, all affect pedestrian connectivity.

Walkable neighbourhoods allow people to live within their local area and provide the opportunity for increased social inclusion. Through an expanded footpath network, our residents can get to know their local area and neighbours, while enjoying the increased physical and mental health benefits that walking provides. The assessment of some residential areas using the principles of the Places for People First direction from MOVE – Northern Beaches Transport Strategy has resulted in some streets being nominated for conversion to a Shared Zone instead of footpath construction, as per attached Schedule of Shared Zones. This outcome allows the road to be returned to the local residents, where the pedestrian movements have priority over the vehicles, and the speed is reduced to 10km/h to further enhance the safety of the street.

An integrated footpath network is high a priority for the Safer Schools project to allow for the improved safety and walkability. During the recent survey of schools, it was noted that one major concern was the continuous connectivity of footpaths being an inhibitor for students to walk to and from schools.

The attached Footpath Priority Schedule has taken into account the delivery assessment priorities contained in the Walking Plan. The proposed program is based on the overall network priority score.

CONSULTATION

The Transport Network team conducted a broad public engagement program for the exhibition period including an update to the project Your Say page, social media advertising, Manly Daily notices, and three information events (Walk Shops) across the Northern Beaches to engage with the community.

A detailed community engagement report has been prepared which includes details of the information events held as per attached Community Engagement Summary. The Community Engagement program produced 144 online and written comments, 13,090 people reached on social media with 151 comments or shares, eight people attending three Walk Shops – where community members walked the proposed network with staff to provide detailed feedback on a local proposed connection.

The overwhelming Community sentiment from the engagement activities was that the residents need better connectivity in their local area and to the adjoining schools, shops, and transport services for their longer journeys.

Ongoing engagement with the community during the delivery phase of the project will be undertaken in advance of the delivery commencing. This approach will allow Council to adjust the detailed design to address any local requirements, environmental and topographical issues.

TIMING

Design work will commence on the highest priority locations for the 2019/2020 delivery program shortly and construction will commence in 2019/2020.

It is expected that a fully developed and designed delivery program for the high priority locations will be completed by the end of the 2020/2021 financial year.

Detailed design on the remainder of the program will be undertaken on an ongoing basis providing a shovel ready 4-year program. This will enable council to take advantage of opportunities to accelerate should suitable grant funds become available.

LINK TO COUNCIL STRATEGY

This report relates to the following Community Strategy Plan strategies, Goal 17 Strategy a - *Advocate for improved transport options and networks*, Goal 17 Strategy d - *Maintain and enhance roads and road-related infrastructure* and Goal 17 Strategy b - *Facilitate and promote safe cycling and walking networks as convenient transport options*.

It also relates to the adopted MOVE – Transport Strategy actions 1.3 - *Deliver walking links including wider paths to destinations from both residential areas and transport hubs*, 2.1 - *Prioritise smart, active travel network improvements (through technology, end of trip facilities, and way-finding signage)*. *Expand footpath and shared path networks to improve connectivity and safety, making walking and cycling attractive alternatives to the car*, and 2.2 - *Deliver safe, active travel across all modes of transport for school aged children and young people*.

FINANCIAL CONSIDERATIONS

The full delivery of the high and medium priority network is expected to take around 14 years (based on \$3M per year) and is approximately \$42M in 2019 dollars. The remainder of the network to be delivered is approximately \$138M in 2019 dollars, including a 30% contingency for service relocations, safe crossing points, environmental works, and other associated costs.

Currently funding is proposed from grants and developer contributions in the order of \$800,000 - \$1M per year, with the remainder being funded from working capital. Should an accelerated delivery program to achieve a footpath in every street by 2030 be desired then it is estimated that a funding level of around \$18M per year would be required for 10 years.

The bulk of these funds, in the order of \$17M, would need to be funded from working capital. This will have a significant impact on the ability of the Organisation to meet other budgeting needs, operationally and in providing for other capital works such as buildings, parks, stormwater, and town centre upgrades, as grant funding for footpath connections is very limited. Council will continue to seek other funding opportunities from NSW Government agencies and through other funding mechanisms to enable the program to be accelerated.

SOCIAL CONSIDERATIONS

The purpose of the Walking Plan is to provide not only the necessary infrastructure, but to also change the behaviours relating to how we travel around the Northern Beaches. Better walking conditions and more opportunity to increase active travel for all age groups will positively impact the number of people using the streets and in turn, strengthen the potential for social contact and increased health benefits.

Leaving our cars at home reduces greenhouse gas emissions as well as reducing traffic and parking congestion. This in turn helps to make streets safer and more attractive for pedestrians to utilise. The footpath network provides a level of reassurance that a member of the community can safely walk to their destination and would only encourage more activity.

With an ageing population it is proposed that the path width be maintained at a minimum width of 1.5 metres with pinch points no less than 1.2 metres to allow free passage of walkers, mobility scooters, and other mobility aids that enable our older residents to move freely around their neighbourhoods, and to access services and shopping close to their homes.

ENVIRONMENTAL CONSIDERATIONS

It is acknowledged that there will be some environmental impacts which will be considered in detail during the design and delivery stage and mitigated as much as possible. Some trees may need to be removed to construct the footpath network and where possible the network has been located to reduce this impact. Particular attention will be taken to maintain higher value trees in determining the side of the road where construction is planned. For example, if the footpath is proposed for one side of the street only, it may be planned for the same side as the power lines, as generally the trees under the power lines are already compromised due to clearance pruning by transmission authorities.

Whilst generally concrete paths will be constructed, consideration will be given to alternate material in some suitable area following consultation with the public and in response to particular local issues.

Council can further offset the impact of the removal of existing vegetation by pre-planting new trees along the route of the future path on a more appropriate alignment using species that are more suitable to streetscape and reduce the ongoing maintenance costs into the future. The most appropriate species are those with less invasive root systems that prevent damage to the surface and underground infrastructure, or trees that do not grow into power lines to minimise the impact of future maintenance requirements.

GOVERNANCE AND RISK CONSIDERATIONS

The Walking Plan provides a clear policy framework to ensure that Council asset planning and implementation results in a better footpath network for the Northern Beaches community. The Walking Plan provides a transparent priority evaluation and justification framework with clarity to the ongoing development costs across several capital works cycles to assist in forward planning and to reduce the risk of asset delivery based on undesirable factors or in areas where the construction is isolated and does not result in a continuous transport links.

ITEM 13.2	MANLY RESIDENTIAL PARKING PERMIT SCHEME REVIEW
REPORTING MANAGER	EXECUTIVE MANAGER TRANSPORT AND CIVIL INFRASTRUCTURE
TRIM FILE REF	2019/129947
ATTACHMENTS	NIL

SUMMARY

PURPOSE

To seek Council endorsement to consult the community on proposed changes to the operation of the Manly Residential Parking Permit Scheme to ensure compliance with Roads and Maritime Services Parking Permit Mandatory Guidelines and to provide a fair and equitable approach to parking in the Manly area.

EXECUTIVE SUMMARY

The existing Manly Residential Parking Permit Schemes whilst compliant when installed, do not meet current Roads and Maritime Services (RMS) requirements for Residential Parking Schemes. The schemes do not impose any eligibility criteria with respect to the availability of off-street parking spaces and other RMS criteria such as number of cars owned by residents of the property. The schemes appear to have been managed on a sub-optimal basis for a number of years with no monitoring of the number of permits issued relative to the number of parking spaces available in each zone. Currently there are approximately 5,250 on street resident parking spaces across the scheme areas and over 7,500 permits issued. This has potential to create difficulties for residents being able to find suitable parking near their residence.

It is acknowledged that changes to these schemes to bring them in to line with current mandatory guidelines is likely to create some level of community concern. Council will invite permit holders to attend a range of engagement drop ins via a direct mail out as well as engaging with all residents and property owners in the affected precincts to provide input into the next phase of the project.

Undertaking a full review of the Manly Residential Parking Permit Scheme areas will inform Council of the changes required to operate a parking permit scheme in line with the mandatory RMS Parking Permit Guidelines, which supports parking for eligible local residents. This will also enable Council to consider resident parking zones in other areas of high demand in accordance with RMS guidelines.

This report relates to the adopted MOVE - Transport Strategy actions 5.1 and 5.2, and Goal 17 Strategy c *Improve parking options in centres, villages and places*, and Goal 19 Strategy b *Establish a strong corporate governance framework to ensure decisions and transactions are ethical, efficient, and fair*, from the Community Strategic Plan

RECOMMENDATION OF DIRECTOR TRANSPORT AND ASSETS

That Council:

- A. Conduct a full audit of all off-street (private) car parking spaces in all ten scheme areas to determine eligibility for permits and to work towards compliance with Roads and Maritime Services guidelines.
 - B. Commences consultation on a full review of the Manly Residential Parking Permit Scheme to work towards compliance with Roads and Maritime Services guidelines.
 - C. Receives a further report within four months on the outcomes of the engagement and directions required to achieve a compliant scheme in each of the scheme areas.
-

REPORT

BACKGROUND

Permit Scheme Background

The first parking permit schemes were introduced around the Manly CBD in June 1985 to give priority to residents for on street parking near their homes. At the time of implementation these schemes were consistent with the guidance provided by Roads and Traffic Authority (now Roads and Maritime Services). However, the guidelines have changed and these schemes do not meet the current standard.

A parking permit scheme is intended to achieve the following objectives:

- Improve amenity for particular classes of road users who do not have a sufficient amount of off-street parking facilities or unrestricted on-street parking facilities available.
- Provide reasonable on-street car parking spaces for road users.
- Provide parking schemes to manage extreme demands for parking that would otherwise be placed on the road system.
- Provide an appropriate mix of on-street parking spaces in residential streets and in streets close to commercial centers.
- Support regional transport objectives and strategies that have been framed with commuters in mind.
- Increase public transport usage by converting those unrestricted kerb side parking spaces in residential areas into restricted parking spaces such as permissive parking spaces or pay parking spaces where appropriate.

The Roads and Maritime Services (RMS) has been seeking to have the former Manly Council review their permit parking schemes to bring them in line with current RMS guidelines and have indicated that they will not approve any new schemes until such time as existing schemes have been reviewed to bring them in line with the current permit parking guidelines.

As a result of a request received from the RMS to review the current operations of the Manly Residential Parking Permit Scheme, a review and desktop audit of the ten identified scheme areas in Manly was undertaken to determine compliance with RMS Parking Permit Guidelines. The ten scheme areas are listed below.

- Little Manly
- Balgowlah
- Tower Hill
- Tower Hill Extension
- Ocean Beach
- The Isthmus
- Fairy Bower
- Ivanhoe Park
- Ivanhoe Park Extension
- Ethel Street (only #39).

Roads and Maritime Services Eligibility Criteria

Key criteria for the management of residential and business parking permit schemes must consider the following to determine eligibility:

Residential Permits

- The resident has no on-site parking or limited on-site parking and also has no unrestricted or street parking available near their residence.
- The place of residence could not be reasonably modified to provide on-site parking space(s).
- The vehicle is not a truck, bus, tram, caravan trailer (boat trailers are permitted) or tractor.
- Council is responsible for establishing the criteria for eligible residents to obtain permit parking within the Residential Parking Scheme, e.g. entry on the electoral roll, proof of short or long term tenancy.
- The vehicle is registered in NSW. For exceptions, see section 11, 'Interstate registered vehicles'.
- The vehicle needs not be registered in the name of the applicant but proof is required from the registered owner that the vehicle is normally used by the applicant. This applies to eligible residents who do not own a vehicle but use Company, pool or hire cars.
- The number of permits to be issued for an area should not exceed the number of available on-street parking spaces in the area.

Business Permits

The parking authority (Council) will determine the maximum number of business permits issued for any particular Parking Scheme Area. This determination will be based on parking study conducted to assess the parking demand and parking spaces available, on roads and road related areas within the Permit Scheme Area. Principals of the business and employees will be ineligible to apply for a permit. The additional criteria applied will be:

- The vehicle must be registered to the business and be used primarily for business purposes.
- The issue of a business permit will be based on adequate availability within the scheme area.
- Business premises have no on-site parking facility and no unrestricted on-street parking space in front of or close to the business.
- Supply of off-street parking facilities within the area of the Parking Scheme Area is inadequate to meet the parking demand.

Organisation Permits

Council recognises the value that care workers offer to the community and the need to access car parking to perform their duties. As part of the review of the Manly Parking Permit Scheme, Council will introduce a 12-month trial of carer's permits, with strict eligibility, for accredited care workers who provide in-home services to local residents.

There are in excess of 800 additional permits issued to charities, clubs, associations, schools. The issuing of these permits appears not to follow any formal process and there is limited records of the validation period of the permit, or day or time of day restrictions.

Some of these permits have been issued to schools on an unrestricted basis for staff parking purposes which is not ideal in any circumstance

While the issuing of the permits to these organisations may be reasonable, the lack of eligible criteria, regulation and standardisation of the permit system and application process has potential to result in overuse and compromise the integrity of the program.

Council will consider the applications from registered charity organisations on a case by case basis and may limit the timeframe / time of day that these permits are valid for use.

Similarly, schools will only be issued restricted permits on the basis that they are for school hours on gazetted school days and only if there is capacity within the zone to cater for the demand.

CONSULTATION

Consultation is proposed to be undertaken in stages.

Stage 1 will commence with notification of residents regarding an off street parking survey as well as initial engagement with permit holders, residents, non- resident owners and nearby residents/owners in the affected precincts to provide input into the next phase of the project. Consultation with affected communities within zones will aim to educate the community on what Council must consider to work towards a compliant scheme.

Stage 2 engagement following reporting outcomes of Stage 1 to Council, will be a detailed and comprehensive community engagement plan prepared for each scheme area. A program of community notification of the proposed changes and significant face to face management of the permit issuing process on an individual property basis to discuss / determine eligibility based on meeting the requirements for a compliant scheme is expected to be undertaken.

TIMING

Stage 1 consultation and off street parking review over the next 2-3 months and then a report back to Council at the August Council meeting.

Further detail of the timing and phasing of stage 2 will be include in the above report to Council.

LINK TO COUNCIL STRATEGY

This report relates to Community Strategy Plan Goal 17 Strategy c - *Improve parking options in centres, villages and places* and Goal 19 Strategy b - *Establish a strong corporate governance framework to ensure decisions and transactions are ethical, efficient, and fair*. It also relates to the adopted MOVE - Transport Strategy specifically actions 5.1 - *Develop local parking management plans for town and village centres including higher turnover parking in areas of high demand* and 5.2 - *Regularly review local parking management for high visitations places such as beaches, parks and recreational areas*.

FINANCIAL CONSIDERATIONS

The proposed 2019/2020 fees and charges for the administration of the permit schemes includes a fee of the first permit. This is designed to cover the cost of implementing and administering the schemes.

These proposed altered fees are to be placed on hold until the implementation timeline for the amended scheme is agreed upon by Council. Until this time the 2018/2019 fees will continue to be implemented.

SOCIAL CONSIDERATIONS

It is expected that introducing changes to the operation of the Manly Residential Parking Permit Schemes is likely to create some level of community concern. However, by implementing a compliant scheme, Council can better address parking availability to support local business and shared mobility schemes.

ENVIRONMENTAL CONSIDERATIONS

No environmental issues are expected with this project.

GOVERNANCE AND RISK CONSIDERATIONS

The Manly Parking Permit Scheme does not comply with the current mandatory RMS Parking Permit Guidelines, therefore may be operating outside of RMS established policy for such a scheme.

As well as the ongoing impact of difficulties for resident in these areas not being able to find suitable parking within reasonable distances of their property.

ITEM 13.3	REQUEST FOR LAND OWNER'S CONSENT BROOKVALE OVAL - PROPOSED GRANDSTAND AND CENTRE OF EXCELLENCE
REPORTING MANAGER	EXECUTIVE MANAGER PROPERTY
TRIM FILE REF	2019/155897
ATTACHMENTS	1 Request for Land Owners Consent - Manly Warringah Sea Eagles

SUMMARY

PURPOSE

To seek Council's approval to provide land owner's consent for the Manly Warringah Sea Eagles to lodge a development application for the construction of a Centre of Excellence and grandstand facilities at Brookvale Oval.

EXECUTIVE SUMMARY

The Manly Warringah Sea Eagles (MWSE) have recently secured State and Federal funding totaling \$32.5m for the creation of a Centre of Excellence and grandstand facilities at Brookvale Oval. This project has been in planning for many years, with the development of the Centre of Excellence and 3,000 additional undercover seats seen as Stage 1 of the revitalisation of Brookvale Oval.

As such, they have written to Council (Attachment 1) seeking land owner's consent to lodge a Development Application (DA) for this project. Land owner's consent does not provide approval to progress the project, rather it is only approval to lodge a DA on Council's land. Given the potential scale and complexity of the proposed development, this request for land owner's consent has been brought to the elected Council for decision.

The Brookvale Park Plan of Management contemplates the construction of a new northern stand with associated sports and events facilities, noting that the full detail of the proposed development is yet to be finalised.

The parties (MWSE, State Government, Federal Government and Council) are in the process of putting in place a clear governance structure for this project, noting that the MWSE will be responsible for the construction risks associated with the project. Further, a separate agreement for lease will be put in place for the new development prior to the completion of any proposed works.

The MWSE have noted that they are not seeking any funds from Council for this project, however the club will be contributing a minimum of \$600,000 of their own funds to the project. It is recommended that land owner's consent be provided for this proposal.

RECOMMENDATION OF DIRECTOR TRANSPORT AND ASSETS

That Council approve the provision of land owner's consent for the Manly Warringah Sea Eagles to lodge a development application for the construction of grandstand facilities and a Centre of Excellence at Brookvale Oval.

REPORT

BACKGROUND

The sustainable future of Brookvale Oval and Park has been an ongoing challenge for many years that former Councils were not able to solve. Brookvale Oval is a highly valued community space right in the centre of Brookvale that has dated grandstands and infrastructure, and continues to be expensive to maintain. The Manly Warringah Sea Eagles (MWSE) have stated very clearly that they want to remain at Brookvale Oval and play there into the future, but have also noted that the stadium is not to the appropriate modern day standard.

The MWSE have recently secured State and Federal funding totaling \$32.5m for the creation of a Centre of Excellence and new northern grandstand facilities at Brookvale Oval. This project has been in planning for many years, with the development of the Centre of Excellence and 3,000 additional undercover seats seen as Stage 1 of the revitalization of Brookvale Oval.

The MWSE's vision for Stage 1 of the redevelopment of Brookvale Oval includes the development and integration of female friendly training facilities to foster the development of female rugby league on the Northern Beaches, as well as a range of community facilities.

As such, they have written to Council (Attachment 1) seeking land owner's consent to lodge a development application (DA) for this project. Land owner's consent does not provide approval to progress the project, rather it is only approval to lodge a DA on Council's land. Given the potential scale and complexity of the proposed development, this request for land owner's consent has been brought to the elected Council for decision.

The Brookvale Park Plan of Management contemplates the construction of a new northern stand with associated sports and events facilities, noting that the full detail of the proposed development is yet to be finalised.

The parties (MWSE, State Government, Federal Government and Council) are in the process of putting in place a clear governance structure for this project, noting that the MWSE will be responsible for the construction risks associated with the project.

Further, a separate lease has been agreed to be put in place for the new development to be put in place upon completion of the proposed works. In advance of this, Council officers will put in place an agreement for lease (AFL) with the MWSE to enable and agree the key terms of this planned lease.

CONSULTATION

This proposal will be subject to the usual statutory consultation requirements of any development application.

TIMING

Due to the conditions contained within the grants, the MWSE have noted that the project timeline is tight and that they are seeking land owner's consent as soon as possible to submit a DA.

LINK TO COUNCIL STRATEGY

The MWSE proposal aligns with the Community Strategic Plan Community Outcome: Places for People - *We aspire to create welcoming, accessible and affordable private and public places that foster good health and social interaction.*

Additionally, the former Warringah Council resolved in September 2013 (Resolution 254/13):

That Council:

- A. *Implement the key recommendations from the Securing the Future of Brookvale Oval - Post-Exhibition report being:*
- a. *Approach the State Government to discuss putting the Oval into a State Sponsored Trust with the appropriate ongoing community use forming part of the Trust agreement.*
 - b. *Approach the State Government for further grant funding to meet the estimated \$30 million cost for the new eastern stand works and \$15 million to fund ongoing renewals in perpetuity.*
 - c. *Pursue other commercial funding opportunities, including selling advertising space on the southern stand adjacent to Pittwater Road and selling the naming rights to Brookvale Oval, which includes reclassifying the southern portion of land from community to operational land.*
 - d. *Formally request Pittwater and Manly Council's to contribute to resolving the long term funding issues confronting the Oval*
- B. *Supports the Community view from the consultation process that Council should not provide capital funding for the proposed new eastern stand.*

The proposal by the MWSE aligns with parts A(b) and B of this resolution.

FINANCIAL CONSIDERATIONS

The MWSE have noted that they are not seeking any funds from Council for this project. The funding for this project is provided by the State and Federal Governments (\$32.5m) with the MWSE committing to contributing a minimum of \$600,000 to the delivery of this project.

The have stated that they believe there are greater level economic benefits including:

- Economic impact from the construction of new facilities in the precinct.
- Increased economic benefit to local businesses from events held at the community and function centres within the precinct.
- Increasing economic benefits to local businesses from the MWSE (non-match day) and community events held at Brookvale Oval as a result of the relocation of the MWSE's training and administration base.
- Reducing financial burden on ratepayers, as funding has been sourced from the State and Federal Governments.
- Reducing costs associated with health services as a result of greater levels of participation in sports and recreation.

SOCIAL CONSIDERATIONS

The new Centre of Excellence is planned to include dedicated community facilities to compliment the community's use of Brookvale Oval. These planned facilities, the increased quality of the sports amenities and the addition of 3,000 undercover seats are anticipated to deliver a positive benefit to the users of the ground and the general community.

Further, the MWSE plan to continue to run and expand a range community programs with a focus on education, literacy, healthy lifestyles and self-esteem and positive behaviour.

ENVIRONMENTAL CONSIDERATIONS

The proposed development is planned to have the following environmental benefits:

- Low carbon footprint through the incorporation of state-of-the-art ESD features.
- Use of recycled and grey-water within the new facilities to reduce overall facility water usage.
- Improved environmental amenity due to the redevelopment of Brookvale Oval.

GOVERNANCE AND RISK CONSIDERATIONS

The parties (MWSE, State Government, Federal Government and Council) are in the process of putting in place a clear governance structure for this project, noting that the MWSE will be responsible for the construction risks associated with the project.

The Office of Local Government has guidelines that relate to Public Private Partnerships (PPP). It is likely that this proposal will trigger the requirements to deliver the project through this framework.

While the Brookvale Park Plan of Management contemplates the construction of a new northern stand with associated sports and events facilities, the compliance to this plan of management will need to be specifically considered and addressed by the MWSE through the DA process.

Further, a separate lease has been agreed to be put in place for the new development to be put in place upon completion of the proposed works. In advance of this, Council officers will put in place an agreement for lease (AFL) with the MWSE to enable and agree the key terms of this planned lease. It is proposed that the lease and AFL will note that should the MWSE leave Brookvale Oval as their primary base and playing grounds, that Council will have the right to terminate the lease and the ownership of this development will immediately return to Council.



Friday March 22nd, 2019

Mr Ray Brownlee
Chief Executive Officer
Northern Beaches Council
725 Pittwater Road
Dee Why. NSW. 2099

Dear Ray,

Re: Request for Land Owners Consent for proposed Stage 1 Redevelopment of Brookvale Oval

As you are aware the Manly Warringah Sea Eagles have been working towards obtaining funding for a proposed Stage 1 redevelopment at Brookvale Oval, incorporating a Centre of Excellence and new Grandstand ("the Stage 1 Project") and we thank Council for their letter of support (dated 27 November 2018) for this Project.

The Centre of Excellence aspect will be inclusive of training and administration facilities for the Sea Eagles and community facilities, whilst the Grandstand aspect would accommodate undercover seating for 3,000 spectators.

Following many months of applications and negotiations, the Club is delighted to confirm it has signed Funding Agreements with both the State and Federal Governments for a collective total of \$32.5m in funding for the Stage 1 Project. The Club itself will also contribute a minimum of \$600,000.

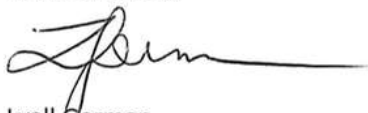
The Club's vision for the Stage 1 Project includes the development and integration of female friendly training facilities to foster the development of female rugby league on the Northern Beaches, as well as significant community facilities which enable the Club to expand its own community activities/programs and form stronger "bonds" within the Northern Beaches community that it represents.

To enable us to progress the proposal further into the detailed design and planning phases, we seek consent from Northern Beaches Council, as land owner, for the proposed development.

To assist Council with its consideration of our request, I attach on the following pages a summary of the proposed Stage 1 Project and its benefits to the Northern Beaches community.

We look forward to working with Council to deliver this fantastic project.

Yours Sincerely;



Lyall Gorman
Chief Executive Officer
Manly Warringah Sea Eagles



Attachment 1 - Summary of Stage 1 Redevelopment Proposal

The proposed Stage 1 redevelopment of Brookvale Oval will include:

High Performance Training Centre

- Elite level gymnasium.
- Medical and rehabilitation facilities.
- Aquatic recovery and rehabilitation pools.
- Lecture theatre and meetings rooms.
- Altitude and "heat" training areas.
- Player education and study areas.
- Administration offices for the Manly Warringah Sea Eagles.

Female Friendly Facilities

The Sea Eagles are committed to developing a female team to participate in the recently established WNRL competition. In addition, the Club is currently working with the Manly Warringah District Junior Rugby Football League to formalise a pathway for girls currently playing in junior competitions to progress to the elite ranks with their local elite rugby league club. In order to achieve these goals, the Club understands that the following actions need to be taken to foster the development of female rugby league on the Northern Beaches:

- Provision of female friendly facilities within the Centre of Excellence.
- Provision of equal opportunity for women in the NRL sporting pathway.
- Removal of barriers for women to participate at the highest level of skill and competition.
- Allow female players to realise their dreams of becoming professional players.

Providing private, safe and accessible change rooms and toilets for female rugby league players will eliminate one of the significant barriers to increasing female participation. Specific examples of female friendly design elements in the Stage 1 Project include:

- A dedicated female change room.
- Cubicle toilets and showers.
- Consideration of privacy elements specific to female athletes (e.g. private access to rehabilitation pools) in the final layout of the facility.

Community Education Facilities

Dedicated community education facilities will be built to support/compliment the community's use of Brookvale Oval and will become the home of the Sea Eagles community programs. Proposed community facilities within the Stage 1 Project include:

- An amphitheatre that can accommodate approximately 80 pax.
- Meeting rooms that will be accessible to community groups.



- A flexible education space.
- Storage facilities.

Importantly these areas will be available for community usage, which will assist greatly in addressing the following community needs.

General Community Sports Needs

Sport and exercise are a big part of life on the Northern Beaches of Sydney, which manifests itself in high levels of sports participation in all age groups and at all levels. At a community level, Northern Beaches Council is home to the Manly Warringah District Junior Rugby Football League.

This League has 13 club affiliates that are located across the Northern Beaches and provides participation opportunities for 2,089 players and 141 teams across junior and senior levels.

The Manly Warringah Sea Eagles Centre of Excellence offers an opportunity to meet a pressing need of the collective Northern Beaches sporting community and offers talented local athletes with access to state of the art sporting facilities, services and programs which replicate and add to the role of the existing Regional Academies of Sport across NSW and the Sydney Academy of Sport and Recreation.

There has also been very strong growth in women playing some form of rugby league (tackle, tag or touch). This is despite the fact that many sporting facilities across the Northern Beaches, including our own facilities at Narrabeen, not having dedicated facilities for females to support this growth. As a result the Sea Eagles have been unable to play our role in supporting female teams at WNRL and junior levels. The Club is however strongly committed to providing pathway and training opportunities for female rugby league players on the Northern Beaches and the Centre of Excellence will provide the required facilities to achieve this goal.

Life Education Needs

The Sea Eagles manage, coordinate and deliver an extensive range of community programs designed to complement other existing not-for-profit Local and State Government community services. These programs are delivered under the Club's Community Engagement banner.

The Community Engagement Programs focus on education, literacy, healthy lifestyles and self-esteem and positive behaviour. There is great potential for the Club's Community Engagement Programs to raise health and education levels in the Northern Beaches community. Examples of these community programs include:

- Scholarship and training programs for club staff.
- Scholarship and training programs for university graduates
- Women in League leadership workshops.
- Player professional development courses.
- Junior league training and education program.
- 'Sea Eagles Breakfast Club' program.
- School holiday programs.



- 'Tackle Bullying' program.
- Junior rugby league school clinics.
- Manly Warringah District Junior Rugby League Competition.
- Support for White Ribbon Day.

The Club's capacity to deliver the above programs has been historically constrained by a lack of suitable facilities at our existing training base at Narrabeen. To overcome this constraint, the Centre of Excellence that will be built as part of the Stage 1 Project will be the hub of the Club's Community Engagement Programs, enabling individuals to attain positive outcomes in education, training and employment and thereby strengthen the community as a whole.

Anticipated Benefits

The benefits that will flow from the Stage 1 Project will reach far beyond those measured through a traditional one-dimensional 'cost-benefit' approach. Therefore, the use of a multiple bottom-line benefits assessment model is necessary to accurately identify all project outcomes. A summary of the benefits identified by the multiple-bottom line assessment are as follows.

Social/Community Bottom-Line Benefit

1. Provide an integrated, state-of-the-art sports training, coaching and community precinct/facility for people in the Northern Beaches region.
2. Provision of higher quality spectator seating for patrons to enjoy whilst watching events held at Brookvale Oval.
3. Increased ability to participate in both informal and formal sport and recreation activities.
4. Increased community wellbeing as a result of improved access to high quality sports and recreation facilities and the associated uplift in participation in formal and informal recreation activities.
5. Increased community pride and confidence resulting from the relocation of the Council's most high profile sporting organisation back to its "spiritual home" and a more accessible precinct.
6. Provision of community education facilities to focus on the delivery of sports education and advisory services within the local community.
7. Empower women and girls in the community through raising the profile of women's sport leading to an increased participation in women's and girls' sport.
8. Greater access for the public (young children and teenagers in particular) to community programs through the new Centre of Excellence.
9. Programs operated from the new community education facilities, in partnership with Northern Beaches Council, local community organisations and commercial partners, will tackle key community issues, and improve public awareness and the solutions that are available.
10. Improved physiological and social development gained through participation in sport.



11. Improved physiological and social development gained through participation in the "Tackle Bullying" program.
12. Improved physical and psychological wellbeing of individuals, and therefore the community.
13. Improved accessibility to the Centre of Excellence for people with a disability or restricted mobility, thereby encouraging greater utilisation of the precinct.
14. Improved levels of social inclusion and cohesion resulting from the greater number of activities that will be undertaken within the Precinct.
15. Improving participation in sport as a means of strengthening local communities and improving collective well-being.
16. Higher levels of self-esteem, motivation and self-worth for local residents.
17. Reduced levels of anti-social, at-risk and criminal behavior resulting from increased accessibility to sport and recreation opportunities, and programs delivered by the Club from the Centre of Excellence.
18. Improved community safety as a result of the reduction in anti-social, at-risk and offending behavior.
19. Increased support for grass roots and junior development programs that will be operated from the Centre of Excellence and Brookvale Oval precinct.
20. Provision of a multipurpose facility and flexible space to serve as a community hub for use by local schools, local community groups, local sporting clubs and local government programs for volunteer training and engagement.
21. High performance facility available for elite athletes with a disability.

Sports Development Bottom-Line Benefit

1. Creation of new opportunities for female rugby league players to access elite athlete development programs, increasing aspirations to be part of the Sea Eagles future WNRL team.
2. Development of wellness, education and advice facilities that are "open" to the community and support sports participation and development programs on a year-round basis.
3. Increased access for local sports teams to participate in tours of the Sea Eagles training facilities and inspire the audience to continue to participate in sport and aspire to higher levels of competition.



4. Providing best practice training, coaching, player preparation/rehabilitation and community facilities for all levels of the sport, therefore increasing the chances of local athletes across a wide variety of sports being selected for elite, state and national teams.
5. The precinct will assist the Sea Eagles with sustained success both on-field and off-field, and therefore assist in the ongoing development and growth of Rugby League at the local level.
6. Shared use of facilities (such as education, rehab and testing facilities) between the Sea Eagles and local elite/high performance athletes.
7. Increasing participation, skills development and levels of performance for local "high performance" athletes.
8. Provide clear pathways for elite sports performance both internationally and nationally.
9. New facilities will help grow participation in sport through the ability to facilitate new and improved programs and sports development initiatives not currently catered for due to a lack of suitable facilities.
10. Increase in participation in junior rugby league, touch and league tag.

Financial Bottom-Line Benefit

1. Economic Impact from construction of new facilities in the precinct.
2. Increased economic benefits to local businesses from events held at the community and function centres within the precinct.
3. Increasing economic benefits to local businesses from Club (non-match day) and community events held at Brookvale Oval as a result of the relocation of the Club's training and administration base.
4. Reduced financial burden on ratepayers, as funding has been sourced from the State and Federal Governments.
5. Reduced costs associated with health services as a result of greater levels of participation in sports and recreation.

Environmental Bottom-Line Benefit

1. Low carbon footprint through the incorporation of state-of-the-art ESD features.
2. Use of recycled and grey-water within the new facilities to reduce overall facility water usage.
3. Improved environmental amenity due to the redevelopment of Brookvale Oval.

ITEM 13.4	WARRINGAH GOLF COURSE NEW LEASE AND ALTERNATIVE PROCUREMENT FOR WARRINGAH RECREATION CENTRE EXTENSION OF LICENCE AGREEMENTS
REPORTING MANAGER	EXECUTIVE MANAGER PROPERTY
TRIM FILE REF	2019/193493
ATTACHMENTS	1 District Park Location Map (Included In Attachments Booklet 2)

SUMMARY

PURPOSE

- 1) For Council to consider the proposal to negotiate a new 20-year lease with the Warringah Golf Club over the existing Warringah Golf Course. As a non-profit organisation tender is not required under section 46A(3) and section 55(3)(e) of the *Local Government Act 1993*.
- 2) To seek Council's approval to undertake an alternative procurement process for the extension of licences for an additional year to Voyager Tennis Pty Ltd, Luik Holdings Pty Ltd (squash courts) and Northern Beaches Futsal Association Inc. in accordance with section 55, Clause 3(i) of the *Local Government Act 1993*.

EXECUTIVE SUMMARY

District Park is a 62-hectare site in North Manly comprising multiple sporting reserves, an 18-hole golf course (Warringah Golf Course) and the recreation centres currently known as Warringah Recreation Centre (tennis, squash, futsal) and the former North Manly Leagues Club (bowling club now vacant). The facilities in District Park cater to various community sporting interests and sporting clubs. A Plan of Management for District Park (PoM) was adopted 25 August 2015 and contemplated a tender process to achieve a single operator to lease the 18-hole golf course, North Manly Leagues Club site and the Warringah Recreation Centre and construct a new sports and community building on the site of the North Manly Leagues Club.

In 2018, Council released an open tender (RFT 2017/208) for a new sport and community facility and long term lease of existing facilities (including Warringah Golf Course) at District Park, North Manly. No tenderer directly met the brief and hence all tenders were rejected and a resolution put in place to negotiate with the highest ranked tenderer to achieve the desired outcome. Negotiations with the highest ranked tenderer were unsuccessful and came to a close on 31 October 2018 concluding the open tender process.

Council needs to progress the future of the Warringah Golf Club and provide certainty to the members and users of the golf course, in line with the direction proposed in the PoM for the golf course. The recommended offer of a new 20-year lease to the Golf Club provides certainty for the future of the course.

While discussions are still taking place around the future of North Manly Leagues Club site (bowling club) and Warringah Recreation Centre, there is an opportunity to extend the licences for the Tennis Courts, Squash Courts and Futsal Courts to the current operators for an additional year. The licences were initially offered to the existing operators after a public EOI process undertaken in November 2013.

RECOMMENDATION OF DIRECTOR TRANSPORT AND ASSETS

That Council:

- A. Authorises a twenty (20) year lease to Warringah Golf Club Limited ACN 000 085 601 (the Club) for Warringah Golf Course being Lots 1 & 7 DP829465 (part Lots 2742 and 2743 in DP752038) be offered at market rental based on independent valuation advice with market rent reviews every five years and annual CPI rent increases in between the market reviews subject to notification in accordance with the *Local Government Act 1993*.
 - B. Authorises the Chief Executive Officer to negotiate the lease terms for the new twenty (20) year golf course lease.
 - C. Authorises that should negotiations and notification for the new twenty (20) year golf course lease not be completed prior to the existing agreement termination date 31 August 2019, an extension of the existing lease be offered to Warringah Golf Club for up to 12 months, until such time as the new twenty (20) year lease is negotiated, notified and ready to commence.
 - D. Authorises licences of the Warringah Recreation Centre to tennis operators Voyager Tennis Pty Ltd, squash operators Luik Holdings Pty and futsal operators Northern Beaches Futsal Association Inc for an interim period of one year from 1 September 2019 to 31 August 2020 by extending the existing agreements with those entities.
 - E. Resolves pursuant to section 55(3)(i) of the *Local Government Act 1993* that a satisfactory result would not be achieved by inviting tenders for the licences referred to in D because of extenuating circumstances by reason of the following:
 - a. the recent conclusion of the open tender (RFT 2017/208) for a new sport and community facility and long term lease of existing facilities at District Park. North Manly has left the future of the site unknown.
 - b. Council has an immediate and critical need to take the necessary steps to ensure ongoing operations at the Warringah Recreation Centre.
 - c. The short (one-year) term of the licences would limit the utility and competitiveness of a tender process.
 - d. The proposed licensees have the experience, expertise and equipment to satisfy Council's requirements for a one-year term.
 - e. While the future of the site is determined, it is appropriate to extend the existing agreements for a one-year term.
 - F. Authorises the Chief Executive Officer to carry out of all things necessary to give effect to this resolution including the execution of any required documentation under Delegated Authority.
-

REPORT

BACKGROUND

District Park is a large area of land in North Manly comprising multiple sporting reserves, catering to various community sporting interests and sporting clubs. Following the adoption of the District Park Plan of Management (the PoM) 25 August 2015, Council prepared to go to tender to consolidate three key leased areas in District Park - being the Warringah Golf Course, the North Manly Leagues Club (bowling club) and the Warringah Recreation Centre - into the one lease including the construction of a new sports and community building. The PoM envisages retaining an 18-hole golf course, relocation of the clubhouse to an alternate location within District Park, possibly within a multipurpose modern sporting and community facility in District Park which consolidates existing clubhouses.

Shortly after amalgamation of the former Manly, Warringah and Pittwater Council's the new Northern Beaches Council Administrator Dick Persson AM placed the District Park Tender on hold to undertake the Sportsground Strategy reviewing Council wide golf course land to future proof community sportsfield need requirements. In July 2017, the Sportsground Strategy was endorsed by the Northern Beaches Council Administrator. This strategy looked at the shortfall in playing fields across the Northern Beaches area, and proposed solutions to this shortfall, including the modification of the Warringah Golf Club to a 9-hole facility to facilitate the provision of additional playing fields.

In May 2018 Council released an open tender (RFT 2017/208) for a new sport and community facility and long term lease of existing facilities (including Warringah Golf Course) at District Park, North Manly. The lease for the tender was amended to include a break clause every five years for the northern portion of the golf course. Council resolved as per the Administrator's Minute No 11/2017 – District Park Leases and Sports and Community Building Expression of Interest and Tender on 25 July 2017:

That Council proceed to a two stage tender process for 'District Park Leases and Sports and Community Building' as detailed in this Administrator Minute.

Following the open public two stage process after evaluation of submissions it was determined that no tenderer directly met the brief and hence all tenders were rejected and a resolution put in place to negotiate with the highest ranked tenderer to achieve the desired outcome as they were the closest to fulfilling Council's requirements. Negotiations with the highest ranked tenderer were unsuccessful due to commercial reasons and came to a close on 31 October 2018 concluding the open tender process.

Over the past almost two years, since the adoption of the sportsground strategy, the future of Warringah Golf Course needs certainty that the site will no longer be considered for conversion to sports fields. Other sites identified in the Sportsground strategy will continue to be assessed.

Following the closure of the District Park Tender, Council requested KPMG to undertake a project review and "lessons learnt" report which has been completed and is currently being validated. It will be reported to Council's Audit, Risk and Improvement Committee (ARIC) in April 2019, after which the validated KPMG report and the roadmap forward based on the lessons learnt will be presented to the elected Council in a briefing session.

Now that the District Park Tender outcome has been determined and the process completed we recommend the extension of our current operational leases and licences of:

- Warringah Recreation Centre licences for Voyager Tennis Pty Ltd, Luik Holdings Pty Ltd and Northern Beaches Futsal Association Inc. to be extended from 1 September 2019 to 31 August 2020.

- Warringah Golf Course for Warringah Golf Club Limited to be extended for up to 12 months until a new lease can be put in place for twenty (20) years on the golf course lease area.

The extension of the Warringah Recreation Centre Licences for a further year will give Council the opportunity to determine the long term future of the site and evaluate future opportunities to deliver on the actions suggested in the PoM. The initial licences were offered to the existing operators after a public EOI process undertaken in November 2013.

A new 20-year lease to Warringah Golf Club provides surety for the future of the 18-hole golf course and continuation of this recreation facility.

CONSIDERATIONS

As the terms of the new 20-year lease are yet to be negotiated it is recommended that authority be provided to the CEO to negotiate the specific terms of the renewal. Consideration will be needed with regards to:

- the relocation of the Warringah Golf Club clubhouse onto land within District Park
- improvements to the condition of the course through renewal and infrastructure works by the Golf Club.

Additionally, in the coming year the Council, community and stakeholders will be consulted on the future of the North Manly Leagues Club and Warringah Recreation Centre Site.

CONSULTATION

Extensive consultation with the community and stakeholders has occurred during every proposal for District Park. In accordance with the provisions of the *Local Government Act 1993* community engagement has been an integral part of the development of the District Park PoM and the Sportsground Strategy. Community engagement was undertaken prior to the release of the two stage tender process. After endorsement of this report public notification of any new or continuation of leases or licences will be carried out as required under the *Local Government Act 1993*.

TIMING

Negotiations between the CEO and Warringah Golf Club are expected to be carried out over the next three months with notification of the lease ready to be carried out in July 2019 for the term 1 September 2019 through to 31 August 2039. Should negotiations not be finalised in time for a new lease to commence 1 September 2019 the existing lease shall be extended for up to 12 months, until such time as the new twenty (20) year lease is negotiated, notified and ready to commence.

The three licence extensions for Warringah Recreation Centre will be on the same terms as current licence arrangements and will be notified in the coming months to ensure agreements are ready for extension from 1 September 2019 to 31 August 2020.

LINK TO COUNCIL STRATEGY

This report relates to the Community Strategic Plan Community Outcome: Places for People - *We aspire to create welcoming, accessible and affordable private and public places that foster good health and social interaction.*

FINANCIAL CONSIDERATIONS

It is expected that there will be no net loss to Council's lease income from these extensions. Consideration would be at least the same as current income for both the Warringah Recreation Centre and the golf course. With 5-yearly market reviews to be negotiated for the golf course Councils income is likely to improve beyond the current rent being achieved.

SOCIAL CONSIDERATIONS

The golf course, members and players will get assurance that this valued recreation and social facility will be maintained for use by the public as an 18-hole course for the next 20 years. The golf course provides a useful and well-loved sporting facility, in particular for older members of the community, and an opportunity to attract younger residents to the sport of golfing. There will be an uplift in the condition of the course as the Club will be able to invest in renewal of course infrastructure given surety of tenure.

The users of the Warringah Recreation Centre will retain the ability to access these facilities for an additional year while Council decides the longer term future of the site.

ENVIRONMENTAL CONSIDERATIONS

This lease extension will give the opportunity to improve riparian zones in Manly and Brookvale Creeks through greater capital to invest in the golf course maintenance in line with the PoM. Negotiations around the location of the club house can ensure the riparian zones are kept free from further development.

GOVERNANCE AND RISK CONSIDERATIONS

The Lease to the Warringah Golf Club and licences to Voyager Tennis Pty Ltd, Luik Holdings Pty Ltd and Northern Beaches Futsal Association Inc. will need to be publicly notified for a period of 28 days with submissions sought in accordance with the *Local Government Act 1993*.

ITEM 13.5	ALTERNATIVE PROCUREMENT - BUS SHELTER INSTALLATIONS
REPORTING MANAGER	EXECUTIVE MANAGER TRANSPORT AND CIVIL INFRASTRUCTURE
TRIM FILE REF	2019/168128
ATTACHMENTS	NIL

SUMMARY

PURPOSE

To seek Council approval for exemption from tendering in accordance with section 55 (3) of the *Local Government Act 1993* for the relocation and installation of “Adshel” advertising Bus Shelters removed as part of Transport for NSW B-Line program.

EXECUTIVE SUMMARY

Section 55 of the *Local Government Act 1993* (the Act) states that tenders must be called for contracts over \$150,000. However, it allows exemptions from the tender process for the following:

a contract where, because of extenuating circumstances, remoteness of locality or the unavailability of competitive or reliable tenderers, a Council decides by resolution (which states the reasons for the decision) that a satisfactory result would not be achieved by inviting tenders.

There are 10 advertising bus shelters owned, operated and maintained by Adshel/Ooh!Media that have been affected by Transport for NSW’s B-Line program. These shelters are subject to existing separate contracts under former Pittwater and Warringah Councils and as such it is not possible for Council to utilise an open tender procurement process for this work.

Adshel/Ooh!Media have provided a quotation to undertake the works (including development applications, civil, electrical, and refurbishment works) of \$469,040. Transport for NSW have agreed to fund all costs associated with the relocation and installation of the shelters.

RECOMMENDATION OF DIRECTOR TRANSPORT AND ASSETS

That Council exercise its authority under section 55 (3) of the *Local Government Act 1993* and approve an alternative procurement process for the relocation and installation of ten Adshel/Ooh!Media advertising bus shelters. A satisfactory result would not be achieved by inviting tenders based on the following “*extenuating circumstances*”:

- A. The bus shelters are owned, operated and maintained by Adshel/Ooh!Media and as such it is not possible for Council to utilise an open tender procurement process for this work. The shelters are subject to existing separate contracts under former Pittwater and Warringah Councils.
-

REPORT

BACKGROUND

The implementation of the B-Line bus service between Mona Vale and Wynyard by Transport for NSW required the rationalisation of a number of bus stops along the B-Line route. As part of the rationalisation, bus stops were removed and some of these bus stops had advertising shelters owned by Adshel, now Ooh!Media (Ooh!Media acquired Adshel Street Furniture Pty Ltd. in September 2018). These shelters (ten) have now been removed and held in storage whilst Council undertook planning and consultation for their re-installation.

As these shelters provide an essential service to public transport users and generate income for both Council and Adshel/Ooh!Media, Council negotiated with Transport for NSW to have them fund their relocation and reinstallation.

The shelters are located in the former local government areas of Warringah and Pittwater Council's and are covered by separate contracts. There are six shelters under the former Pittwater Council contract and four shelters under the former Warringah contract.

The shelters are subject to the provisions of the contracts, which include provision for the relocation of shelters. Both contracts are valid until November 2019. Adshel/Ooh!Media have provided a quotation to undertake the works (including development applications, civil, electrical, and refurbishment works) of \$469,040. This would constitute a significant contract variation, but is permissible under these contracts.

As the shelters are owned, operated and maintained by Adshel/Ooh!Media it is not possible for Council to utilise an open tender procurement process for this work and an exemption from the tendering requirement is sought.

CONSULTATION

Council have consulted with the adjoining property owners of the proposed locations and no significant objections were received.

TIMING

The shelters are ready for installation under State Environmental Planning Policy (SEPP) (Infrastructure) as exempt development however development applications will need to be lodged for the installation of advertising in the shelters. The shelters need to be installed before the expiry of the current contract in November 2019.

LINK TO COUNCIL STRATEGY

This report relates to the Community Strategic Plan Outcome of Transport, Infrastructure and Connectivity Goal 16 - *Our integrated transport networks meet the needs of our community* and to MOVE - Transport Strategy 2038 in relation to the provision of infrastructure that supports access to Public Transport.

FINANCIAL CONSIDERATIONS

Adshel/Ooh!Media have provided a quotation to undertake the works (including development applications, civil, electrical, and refurbishment works) of \$469,040. Transport for NSW have agreed to fully fund these costs associated with the relocation and installation of the shelters.

The reinstallation of the former Warringah Council shelters will generate income for Council in accordance with the current contract. There is potential to generate additional income from the former Pittwater Council shelters when new tenders are called for the provision of bus shelters during 2019.

In the absence of an alternate procurement approval, it is unlikely the installation of these shelters could proceed and the revenue generated will not be received. The current forecast income has been reduced as a result of these shelters being in storage.

SOCIAL CONSIDERATIONS

Bus shelters improve accessibility to public transport and provide users with protection from weather whilst waiting for buses. Whilst some property owners consider that bus shelters attract antisocial behaviour, this is a matter for police and not a reason to provide this essential public infrastructure at existing bus stop locations. The shelters are cleaned and maintained by Adshel/Ooh!Media on a weekly cycle.

ENVIRONMENTAL CONSIDERATIONS

There are minor environmental impacts (noise and traffic) and minimal site disturbance during the installation works. There may be minor visual impacts but these are considered acceptable trade off against the public benefit gained from providing these shelters.

GOVERNANCE AND RISK CONSIDERATIONS

There are no Governance and Risk considerations as Council is seeking an exemption in accordance to the *Local Government Act 1993*.

15.0 NOTICES OF RESCISSION

ITEM 15.1	NOTICE OF RESCISSION NO 01/2019 - PARKING FINE CONCESSIONS
TRIM FILE REF	2019/200928
ATTACHMENTS	NIL

Submitted by: Councillors Rory Amon, Pat Daley OAM and Stuart Sprott

MOTION

That Council rescind Resolution 080/19 relating to Item 11.5 Parking Fine Concessions passed at the meeting of Council on 26 March 2019, being:

That Council does not opt in to reduce parking fine amounts.

NOTICE OF CONSEQUENTIAL MOTION

Should the rescission motion be adopted notice is given for the intention to move the following motion:

That Council:

- A. *Opt in to reduce parking fine amounts from \$112 to \$80 for 52 level 2 (non-safety related) parking fines.*
- B. *Write to NSW Treasurer by 1 July 2019 (the next available opt in date) confirming that Council wishes to opt in to reduce parking fine amounts for a 1 September 2019 implementation.*
- C. *Write to NSW Treasurer requesting that the processing fee paid to Revenue NSW for every fine issued be reduced from \$19.79 to \$15.*

CHIEF EXECUTIVE OFFICER REPORT

In accordance with Council's Code of Meeting Practice Clause 4.15(a) I offer the following report on this matter to assist Council in the deliberation of this motion:

Parking fine income is estimated to reduce by \$1.5m per year should Council resolve to opt in and reduce parking fine amounts.

16.0 NOTICES OF MOTION

ITEM 16.1	NOTICE OF MOTION NO 15/2019 - GROSS POLLUTANT TRAPS
TRIM FILE REF	2019/201501
ATTACHMENTS	NIL

Submitted by: Councillor Stuart Sprott

MOTION

That:

- A. Council note the work being done by staff to investigate what additional stormwater treatment can be done for our coastal outlets.
 - B. A report be brought to Council within six months identifying costs and priorities for upgrading stormwater outlets to better treat water before it hits our valuable coastal areas.
-

BACKGROUND FROM COUNCILLOR STUART SPROTT

We have all heard of micro plastics and “The Great Pacific Garbage Patch” which is floating somewhere between Hawaii and the American coast, it is the largest accumulation of ocean plastic in the world. A total of 1.8 trillion plastic pieces were estimated to be floating in the patch - a plastic count that is equivalent to 250 pieces of debris for every human in the world. The United Nations reported that the approximate environmental damage caused by plastic to marine ecosystems represents 13 billion USD. This figure included the cost of beach clean-ups and the financial loss incurred by fisheries.

After hearing briefings from our staff on our Asset Management Plans, I was surprised to learn that a number of our outlets don't have good pollution protection on them, allowing for pollution from our streets to enter our creeks, streams, harbour and of course our famous beaches.

Our beaches are so important to tourism and our local economy, where we accommodate events such as the recent Vissla World Surfing completion and the international Beach Volley Ball Comp, but not more than the importance to our very own identity, so much so it's the name sake of our organisation and so many organisations here on “The Beaches” and we must protect them.

I know our staff are working on a program to analyse the stormwater outlets and come up with priorities. Once this work is complete, I think it's important for us as the elected body to look at these priorities and review what is needed for our beaches and where. If we're not doing enough, let's understand what we need to do better.

I am suggesting Council ask for a report from staff on how many outlets need protecting, which are the most important in terms of greatest amount of pollution potentially trapped, which are important because of where they are (such as high use areas), and which ones are important because of the environmental benefit they provide.

We need to do all we can to protect our ocean environment from the impact of pollution and I'm asking for your support to do this.

19.0 MATTERS PROPOSED TO TAKE PLACE IN CLOSED SESSION

RECOMMENDATION

That:

- A. In accordance with the requirements of Section 10A of the *Local Government Act 1993* as addressed below, Council resolve to close the meeting to the public to consider and discuss:
- a Item 19.1 RFT 2019/020 - Organisational Booking System on the basis that it involves the receipt and discussion of commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it [10A(2)(d(i)) Local Government Act 1993].
- This report discusses tenders received for RFT 2019/020 Organisational Booking System and the disclosure of this matter in open meeting would, on balance, be contrary to the public interest in maintaining openness and transparency in council decision-making because the disclosure of this information would prejudice the commercial position of the organisations who supplied it.
- B. The resolutions made by the Council in closed session be made public after the conclusion of the closed session and such resolutions be recorded in the minutes of the Council meeting.
-

20.0 REPORT OF RESOLUTIONS PASSED IN CLOSED SESSION

In accordance with Part 15 of the Code of Meeting Practice, resolutions passed during a meeting, or a part of a meeting, that is closed to the public must be made public by the chairperson as soon as practicable. The resolution must be recorded in the publicly available minutes of the meeting.



northern
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council

