

AGENDA

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

Tuesday 27 July 2021

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 27 July 2021

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 15 JUNE 2021

RECOMMENDATION

That the Minutes of the Ordinary Council Meeting held 15 June 2021, 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 12/2021 - WAIVING OF ALL OUTDOOR DINING AND MERCHANDISE FEES UNTIL 31 DECEMBER 2021
TRIM FILE REF	2021/490556
ATTACHMENTS	NIL

BACKGROUND

The current Sydney lockdown due to the COVID-19 pandemic has once again impacted our local business community who had only just begun to recover and get back to business following the Northern Beaches lockdown over Christmas and New Year.

Our priority has always been to ensure our local businesses are supported. In my regular discussions with the business chambers and local businesses, I believe our business support initiatives such as the Business Support Service for example and the continuation of the waiving of outdoor dining fees and merchandise fees since March 2020 have assisted our local businesses during very difficult times.

Councillors will recall at the Ordinary Meeting of 23 February 2021 we resolved to waive all outdoor dining fees until 30 June 2021 and at the subsequent meeting on 23 March 2021 we were presented with the details of the impact of the fee waiving on our overall budget. Unfortunately, the current lockdown means we need to continue this support not only the duration of the current lockdown but until 31 December 2021. Even if restrictions ease, there will still be impacts such as the physical distancing and restriction of numbers that will impact our business community. As we enter the caretaker period on 6 August 2021, we will not have the opportunity to further endorse any fee waiving extensions and I want to ensure our local businesses have certainty and some security until the next Elected Council are appointed.

The impact on the budget for the March to June quarter was \$332,907 with funds being redirected from capital and operational expenditure. My understanding is that the impact of waiving all outdoor dining fees until 31 December 2021 on the 2021/2022 Budget is expected to be in the order of \$660,000. I ask that staff identify the cost of this support in a report to Council as part of the September 2021 quarterly budget review.

MOTION

That Council:

1. waive all outdoor dining fees and merchandise fees until 31 December 2021 and
 2. staff bring back a report as part of the September 2021 quarterly budget review identifying capital projects of an equivalent value recommended for deferral to offset the budget impact.
-



Michael Regan
MAYOR

ITEM 7.2	MAYORAL MINUTE NO 13/2021 - ACKNOWLEDGEMENT OF ACHIEVEMENTS AND APPRECIATION
TRIM FILE REF	2021/519777
ATTACHMENTS	NIL

BACKGROUND

As we come to the end of our elected term and before we enter the caretaker period prior to the Local Government Elections, I want to take the time to say thank you.

It's been an incredible journey – we were the first elected body of the new council, we have weathered storm events, flooding and of course we are still dealing with the impact of COVID-19.

Few of us were prepared for the enormity of our roles but we have always put the community first which is why we are now in a very sound position.

We have achieved a lot and won't go into the finer details but delivering long promised infrastructure, getting the house in order with a robust internal audit committee, and in particular, our response to COVID to be able to directly support our local business community, our local residents was I'm sure you will agree, world class. And on that response, a special thank you to all of our staff. Council received a letter from the Head of NSW Health acknowledging our assistance over the Christmas lockdown which I think is testament to the capability of this organisation and especially our Incident Management Team.

We have adopted various policies to ensure there is strong governance and transparency throughout the business. This has ensured we now have a resilient and sustainable organisation that provides excellent services and facilities to support our community into the future.

I want to thank the Chief Executive Officer, the Directors and all the staff. Nothing would be achieved if we did not have their commitment and determination to excel in what we do. Our staff work hard. Be it out on our roads, in our parks, on our beaches, in our libraries, in our swim centres and our childcare centres and of course there are those staff we don't see – everyone making a difference because I know they are also proud of what they do and how we support our community and for many of them – it is their community.

I want to also thank our local State and Federal Members for their support and working with us to deliver some amazing projects in the last four years. Also, a big thank you to our Strategic Reference Group members, our advisory groups, community organisations, resident associations and the many individuals who have worked with us to ensure the stability and success of this council.

Finally, I want to acknowledge that there may be Councillors who will not be contesting the upcoming election and take this opportunity to thank you publicly and personally for your contributions not just on this Council, but the previous Councils you may have served with distinction.

We have a lot to be grateful for and I am proud of what we have achieved in the last four years particularly throughout COVID. I ask Councillors to join me in acknowledging what we have accomplished and to extend our appreciation.

MOTION

That Council:

1. Note the Mayoral Minute and ask the Chief Executive Officer to convey our sincere thanks to staff.
 2. Acknowledge the contribution of the Councillors that will not be contesting the next election.
-



Michael Regan
MAYOR

9.0 CORPORATE AND LEGAL DIVISION REPORTS

ITEM 9.1	MONTHLY INVESTMENT REPORT - JUNE 2021 AND COVID-19 FINANCIAL IMPACT UPDATE
REPORTING MANAGER	EXECUTIVE MANAGER FINANCIAL PLANNING AND SYSTEMS
TRIM FILE REF	2021/478154
ATTACHMENTS	NIL

SUMMARY

PURPOSE

To provide a report setting out details of all money that Council has invested under section 625 of the *Local Government Act 1993* and an update on the financial impact of the recent COVID-19 lockdown.

EXECUTIVE SUMMARY

In accordance with clause 212 of the *Local Government (General) Regulation 2005*, a report setting out the details of money invested must be presented to Council on a monthly basis.

The report must also include certification as to whether the investments have been made in accordance with the Act, the Regulations and Council's Investment Policy.

The Investment Report shows that Council has total cash and investments of \$149,441,669 comprising:

- Trading Accounts \$2,291,892
- Investments \$147,149,777

Performance for the year ending 30 June 2021 was strong having exceeded the benchmark: 0.74%pa vs. 0.34%pa.

Following a recent COVID-19 outbreak, stay-at-home orders were extended across all of Greater Sydney including the Northern Beaches from 6pm 26 June 2021. The evolving situation created by the pandemic is estimated to result in \$6 million in lost revenue streams, with adjustments likely to be proposed in the September Budget Review.

Certification – Responsible Accounting Officer

I hereby certify that the investments listed in the attached reports have been made in accordance with Section 625 of the *Local Government Act 1993*, clause 212 of the *Local Government (General) Regulation 2005* and existing Investment Policies.

RECOMMENDATION OF DIRECTOR CORPORATE AND LEGAL

That Council:

1. Note the Investment Report as at 30 June 2021, including the certification by the Responsible Accounting Officer.
 2. Note the update on the financial impact of the COVID-19 pandemic.
-

REPORT

BACKGROUND

Investments

In accordance with clause 212 of the *Local Government (General) Regulation 2005*, a report setting out the details of money invested must be presented to Council on a monthly basis.

The report must also include certification as to whether the investments have been made in accordance with the Act, the Regulations and Council's Investment Policy.

COVID-19 Financial Impact

Council's revenue streams have been impacted by the restrictions and closures in place from 6pm 26 June 2021 to protect the community from the evolving COVID-19 outbreak.

The impact of the recent lockdown, based on the information available at the time of writing this report, is estimated at \$6 million, primarily in the following areas:

- Pay and display parking and carparks
- Aquatic centres
- Fines
- Lakeside Holiday Park
- Community centres
- Glen Street Theatre

The total forecast cost of the pandemic is expected to grow from \$30 million to \$36 million.

Council will continue to monitor this situation to ensure changing and emerging priorities are identified. The evolving pandemic situation is likely to result in the need to adjust future expenditure programs to replace an estimated \$6 million in lost revenue streams in the September Budget Review.

LINK TO STRATEGY

This report relates to the Community Strategic Plan Outcome of:

- Good Governance Goal 19 - Our Council is transparent and trusted to make decisions that reflect the values of the community.

FINANCIAL CONSIDERATIONS

Actual investment income for the year ending 30 June 2021 was \$1,202,873 compared to budgeted income of \$1,484,012, a negative variance of \$281,139.

Council's financial results will be temporarily impacted by the recent COVID-19 lockdown, with an estimated \$6 million in reduced revenue streams forecast.

SOCIAL CONSIDERATIONS

Council's investments are managed in accordance with Council's Investment Policy. Council's Investment Policy requires consideration of social responsibility when making investment decisions.

ENVIRONMENTAL CONSIDERATIONS

Council's investments are managed in accordance with Council's Investment Policy. Council's Investment Policy requires consideration of environmental responsibility when making investment decisions.

GOVERNANCE AND RISK CONSIDERATIONS

The Investment Policy was reviewed by the Audit, Risk and Improvement Committee at its meeting in December 2020 and no change to the Policy was required following that review.

Council's Investment Policy and Strategy were reviewed in September 2020 by Council's Investment Advisors, Laminar Capital Pty Ltd, who confirmed that the current policy "remains consistent with the Ministerial Investment Order and guidelines issued by the Chief Executive (Local Government), Department of Premier and Cabinet" and that they "do not recommend any changes to the list of approved investments or credit limit frameworks".

Effective 1st of July 2021, Bank of Queensland (BOQ) completed the acquisition of ME Bank. As ME Bank is a fully owned subsidiary from this time it and BOQ holdings will be combined to determine the maximum percentage which can be held in accordance with the Institutional Credit Framework Guidelines under clause 4.2.2 of Council's Investment Policy. Both banks are currently rated A2. We will monitor Council's investment holdings for the combined entity from 1 July 2021 to enable compliance with Council's Investment Policy requirements through the divestment of holdings as they mature.

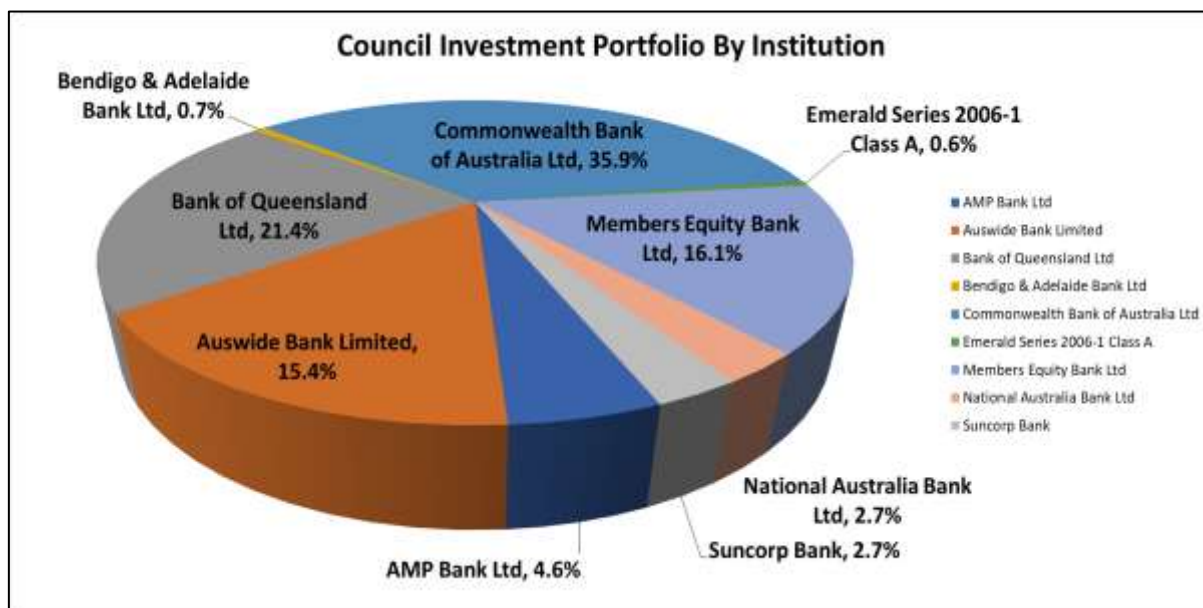
Investment Balances

INVESTMENT BALANCES				
As at 30-Jun-2021				
INSTITUTION	RATING	AMOUNT \$	MATURITY DATE	INTEREST RATE
Trading Accounts				
Commonwealth Bank of Australia Ltd	A1+	985,302		0.15%
National Australia Bank Ltd	A1+	13,745		0.00%
		999,047		
At Call Accounts				
Commonwealth Bank of Australia Ltd	A1+	10,455,770	At Call	0.20%
		10,455,770		
Mortgage Backed Securities				
Emerald Series 2006-1 Class A	A*	826,432	21-Aug-51	1.3883%
		826,432		
Term Deposits				
Members Equity Bank Ltd	A2	2,000,000	01-Jul-21	0.45%
Members Equity Bank Ltd	A2	2,000,000	06-Jul-21	0.40%
Bank of Queensland Ltd	A2	1,000,000	06-Jul-21	0.33%
Bank of Queensland Ltd	A2	2,000,000	06-Jul-21	0.50%
Suncorp Bank	A1	2,000,000	08-Jul-21	0.35%
Bank of Queensland Ltd	A2	3,000,000	13-Jul-21	0.50%
Auswide Bank Limited	A2	2,000,000	15-Jul-21	0.55%
Auswide Bank Limited	A2	2,000,000	20-Jul-21	0.45%
Commonwealth Bank of Australia Ltd	A1+	2,000,000	20-Jul-21	0.50%
Suncorp Bank	A1	2,000,000	22-Jul-21	0.35%
Bank of Queensland Ltd	A2	2,000,000	27-Jul-21	0.35%
Bank of Queensland Ltd	A2	2,000,000	29-Jul-21	0.60%
Bank of Queensland Ltd	A2	3,000,000	03-Aug-21	0.50%
Auswide Bank Limited	A2	1,000,000	05-Aug-21	0.55%
Bank of Queensland Ltd	A2	2,000,000	10-Aug-21	0.37%
National Australia Bank Ltd	A1+	2,000,000	12-Aug-21	0.30%
Members Equity Bank Ltd	A2	2,000,000	17-Aug-21	0.40%
National Australia Bank Ltd	A1+	1,000,000	17-Aug-21	0.30%
Auswide Bank Limited	A2	1,000,000	17-Aug-21	0.55%
Bank of Queensland Ltd	A2	2,000,000	19-Aug-21	0.35%
Members Equity Bank Ltd	A2	2,000,000	24-Aug-21	0.40%
Members Equity Bank Ltd	A2	2,000,000	26-Aug-21	0.40%
Members Equity Bank Ltd	A2	1,000,000	02-Sep-21	0.40%
Auswide Bank Limited	A2	2,500,000	07-Sep-21	0.55%
Bank of Queensland Ltd	A2	2,000,000	09-Sep-21	0.35%
Commonwealth Bank of Australia Ltd	A1+	2,000,000	14-Sep-21	0.29%
Auswide Bank Limited	A2	2,000,000	14-Sep-21	0.55%
Auswide Bank Limited	A2	2,000,000	16-Sep-21	0.55%
Members Equity Bank Ltd	A2	1,000,000	21-Sep-21	0.40%
Bendigo & Adelaide Bank Ltd	A2	1,000,000	21-Sep-21	0.75%
Auswide Bank Limited	A2	2,000,000	23-Sep-21	0.45%
Members Equity Bank Ltd	A2	2,000,000	28-Sep-21	0.40%
Commonwealth Bank of Australia Ltd	A1+	1,000,000	28-Sep-21	0.70%
Bank of Queensland Ltd	A2	2,000,000	30-Sep-21	0.35%
Commonwealth Bank of Australia Ltd	A1+	2,000,000	05-Oct-21	0.31%
Auswide Bank Limited	A2	2,000,000	05-Oct-21	0.55%
Bank of Queensland Ltd	A2	2,000,000	07-Oct-21	0.35%

INVESTMENT BALANCES				
As at 30-Jun-2021				
INSTITUTION	RATING	AMOUNT \$	MATURITY DATE	INTEREST RATE
Term Deposits (continued)				
Auswide Bank Limited	A2	2,000,000	12-Oct-21	0.55%
Auswide Bank Limited	A2	2,000,000	14-Oct-21	0.45%
Bank of Queensland Ltd	A2	2,000,000	19-Oct-21	0.35%
AMP Bank Ltd	A2	900,000	19-Oct-21	0.75%
Members Equity Bank Ltd	A2	1,000,000	21-Oct-21	0.45%
Bank of Queensland Ltd	A2	2,000,000	21-Oct-21	0.35%
Members Equity Bank Ltd	A2	2,000,000	26-Oct-21	0.45%
Commonwealth Bank of Australia Ltd	A1+	2,000,000	26-Oct-21	0.41%
Bank of Queensland Ltd	A2	2,000,000	28-Oct-21	0.40%
Bank of Queensland Ltd	A2	2,000,000	02-Nov-21	0.35%
Bank of Queensland Ltd	A2	1,000,000	04-Nov-21	0.40%
Auswide Bank Limited	A2	2,500,000	09-Nov-21	0.55%
Members Equity Bank Ltd	A2	2,000,000	11-Nov-21	0.45%
Members Equity Bank Ltd	A2	3,000,000	16-Nov-21	0.45%
Commonwealth Bank of Australia Ltd	A1+	3,000,000	18-Nov-21	0.33%
Members Equity Bank Ltd	A2	2,000,000	23-Nov-21	0.45%
Commonwealth Bank of Australia Ltd	A1+	3,000,000	07-Dec-21	0.34%
Commonwealth Bank of Australia Ltd	A1+	3,000,000	21-Dec-21	0.35%
AMP Bank Ltd	A2	1,500,000	04-Jan-22	0.75%
AMP Bank Ltd	A2	2,000,000	18-Jan-22	0.75%
National Australia Bank Ltd	A1+	1,000,000	04-Feb-22	0.40%
AMP Bank Ltd	A2	2,500,000	16-Feb-22	0.55%
		112,900,000		
Kimbriki Environmental Enterprises Pty Ltd				
Trading Accounts				
Commonwealth Bank of Australia Ltd	A1+	1,292,846		0.00%
		1,292,846		
At Call Accounts				
Commonwealth Bank of Australia Ltd	A1+	116,832	At Call	0.01%
Commonwealth Bank of Australia Ltd	A1+	1,814,469	At Call	0.01%
		1,931,301		
Term Deposits				
Commonwealth Bank of Australia Ltd	A1+	2,000,000	14-Jul-21	0.26%
Commonwealth Bank of Australia Ltd	A1+	1,000,000	18-Aug-21	0.28%
Commonwealth Bank of Australia Ltd	A1+	1,000,000	18-Aug-21	0.28%
Commonwealth Bank of Australia Ltd	A1+	12,036,274	23-Aug-21	0.28%
Commonwealth Bank of Australia Ltd	A1+	2,000,000	29-Sep-21	0.29%
Commonwealth Bank of Australia Ltd	A1+	2,000,000	13-Oct-21	0.36%
Commonwealth Bank of Australia Ltd	A1+	1,000,000	29-Nov-21	0.33%
		21,036,274		
Total Cash and Investments		149,441,669		

*Rating is based on a private rating advised by the issuer to Council's Investment Advisors.

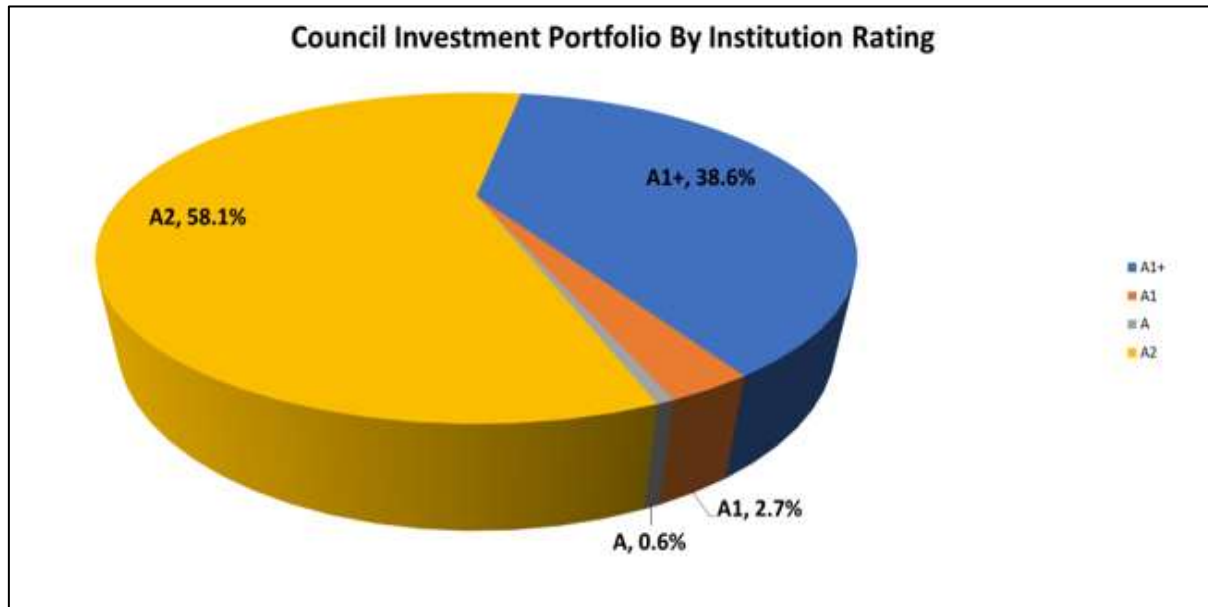
Portfolio Analysis



Institutional Credit Framework – Compliance with Investment Policy Requirements

Clause 4.2.2 of Council's Investment Policy requires that exposure to an individual institution be restricted by their credit rating so that single entity exposure is limited, as detailed in the table below:

Long Term Rating	Short Term Rating	Maximum %	Portfolio Complies with Policy?
AAA (incl. government guaranteed deposits)	A-1+	50%	Yes
AA+			
AA			
AA-			
A+	A-1	40%	Yes
A			
A-			
BBB+	A-2	30%	Yes
BBB			
BBB-	A-3	10%	Yes
Unrated	Unrated	10%	Yes (\$Nil)



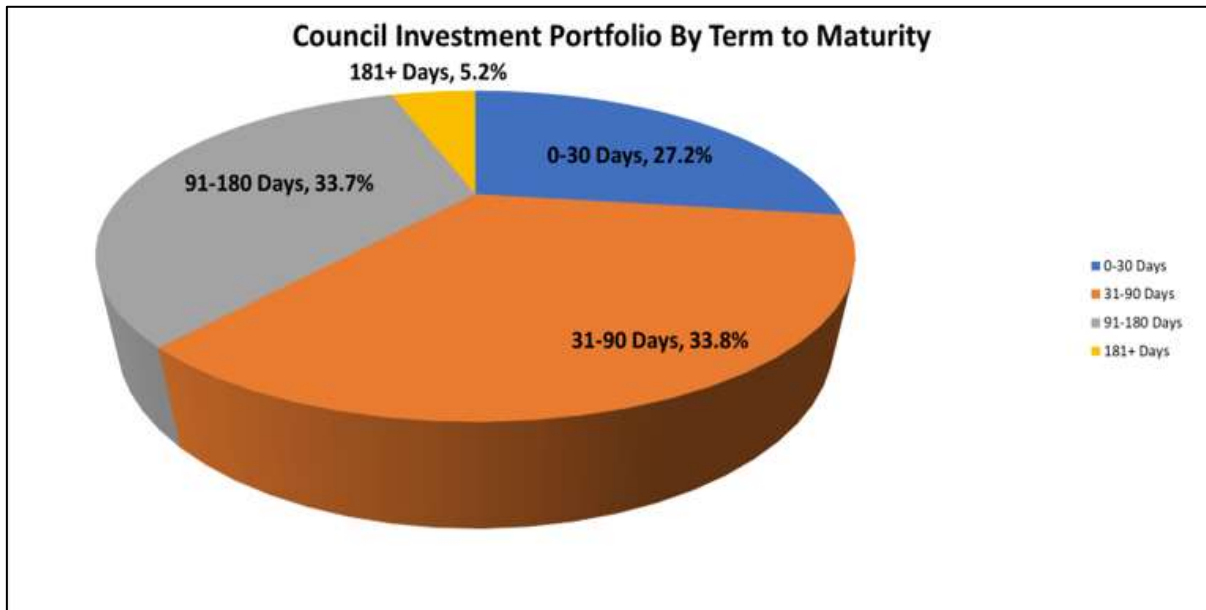
Overall Portfolio Credit Framework – Compliance with Investment Policy Requirements

Clause 4.2.1 of Council's Investment Policy requires that the total percentage exposure within the market to any particular credit rating category be limited, as detailed in the table below:

S&P Long Term Rating*	S&P Short Term Rating*	Maximum %	Portfolio Complies with Policy?
AAA (incl. government guaranteed deposits)	A-1+	100%	Yes
AA+			
AA			
AA-			
A+	A-1	100%	Yes
A			
A-	A-2	80%	Yes
BBB+			
BBB			
BBB-	A-3	30%	Yes
Unrated**	Unrated**	20%	Yes (\$Nil)

* Or Moody's / Fitch equivalents

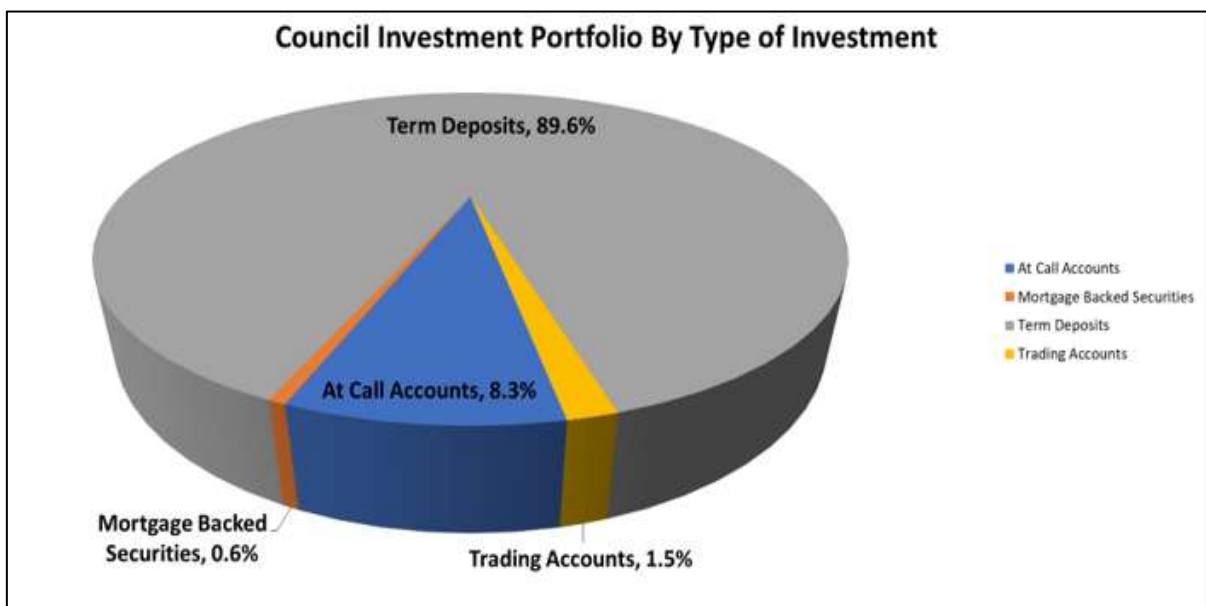
** Unrated Category is restricted to eligible managed funds such as the NSW Treasury Corporation Hour Glass Facilities



Term to Maturity Framework – Compliance with Investment Policy Requirements

Clause 4.2.3 of Council's Investment Policy requires Council's investment portfolio is to be invested within the following maturity constraints:

Overall Portfolio Term to Maturity Limits			Portfolio Complies with Policy?
Portfolio % <1 year	Min 40%	Max 100%	Yes
Portfolio % >1 year ≤3 year	Min 0%	Max 60%	Yes
Portfolio % >3 year ≤5 year	Min 0%	Max 30%	Yes

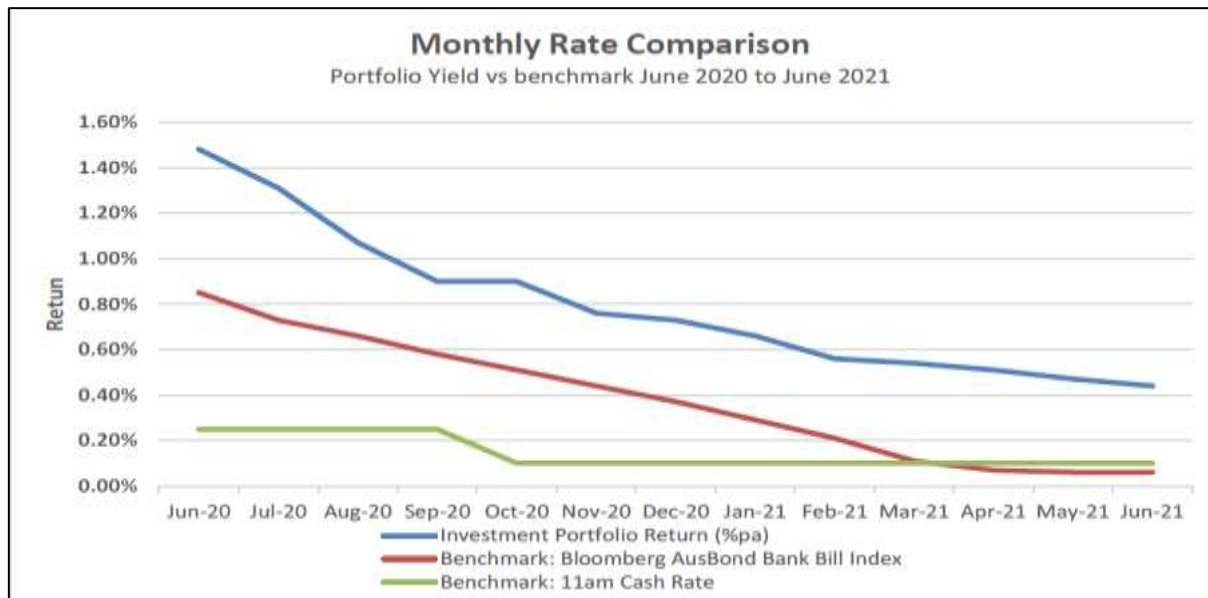


Investment Performance Vs. Benchmark

	Investment Portfolio Return (%pa) *	Benchmark: Bloomberg AusBond Bank Bill Index	Benchmark: 11am Cash Rate **
1 Month	0.44%	0.06%	0.10%
3 Months	0.47%	0.06%	0.10%
6 Months	0.53%	0.13%	0.10%
FYTD	0.74%	0.34%	0.14%
12 Months	0.74%	0.34%	0.14%

* Excludes trading account balances

** This benchmark relates to Cash Fund holdings

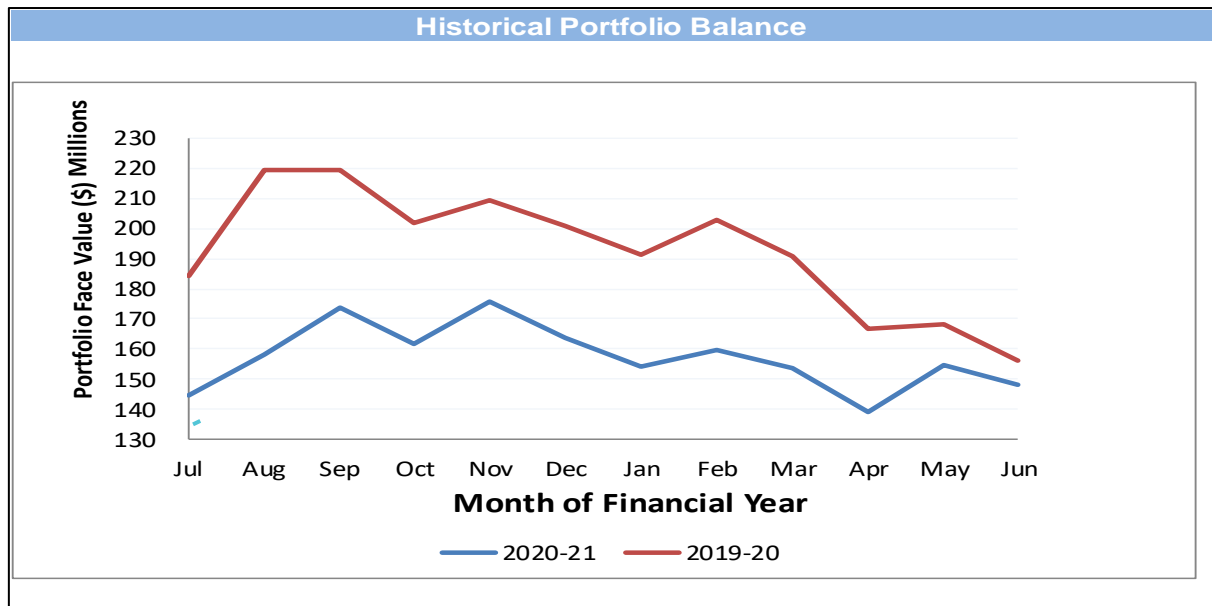


Monthly Investment Income* Vs. Budget

	Jun 2021 \$	Year to Date \$
Investment Income	51,414	1,135,843
Adjustment for Fair Value	(1)	67,030
Total Investment Income	51,413	1,202,873
Budgeted Income	103,442	1,484,012

*Includes all cash and investment holdings

Historical Portfolio Balance		
	2020-21	2019-20
Jul	144,611,603	184,317,848
Aug	158,270,262	219,369,559
Sep	173,826,570	219,459,189
Oct	161,704,389	201,971,383
Nov	175,913,936	209,221,468
Dec	163,952,299	200,959,271
Jan	154,102,219	191,226,461
Feb	159,915,952	202,672,569
Mar	153,861,974	190,792,653
Apr	139,392,596	166,981,616
May	154,616,319	168,080,277
Jun	149,441,669	156,257,927
Average Portfolio Balance	157,467,482	192,609,185



Statement of Compliance

Portfolio Performance vs. Bank Bill Index over 12-month period.	✓	Council's investment performance did exceed benchmark.
Monthly Income vs. Budget	✗	Council's income from investments did not exceed monthly budget.

Investment Policy Compliance

Legislative Requirements	✓	Fully compliant
Portfolio Credit Rating Limit	✓	Fully compliant
Institutional Exposure Limits	✓	Fully compliant
Term to Maturity Limits	✓	Fully compliant

Economic Notes

(Source: Primarily extracted from information supplied by Laminar Capital Pty Ltd)

Global economic growth is accelerating in the United States (US), Europe and much of Asia notwithstanding flare ups of the latest and most infectious Delta variant of Covid-19. In the US additional fiscal stimulus is in the pipeline with a deal between President Biden and legislators for \$US579 billion of infrastructure spending. Also, while the near-term US inflation spike is higher than expected the US Federal Reserve tweaked interest guidance only modestly to two rate hikes in 2023. In Australia, economic readings were strong in June although periodic state lockdowns to eliminate rather than contain Covid-19 outbreaks may limit otherwise strong growth prospects.

US economic statistics released in June showed strong growth but also signs of higher inflation. On the growth front, the final reading of Q1 real GDP showed 6.4% annualised growth primed by consumption spending at 11.4% annualised growth. Leading indicators point to Q2 GDP growth accelerating above 10%. Indicators of manufacturing activity are very robust with the May ISM manufacturing index at 61.2 and indications in sub-groups of increasing supply chain bottlenecks placing upward pressure on prices. US producer price inflation accelerated to 6.6% in May while the CPI rose 5.0% y-o-y. The Fed still views the lift in inflation as temporary although at its June policy meeting brought forward to 2023 the beginning of the next rate hiking cycle with forecasts of two 25 basis point (bps) Funds rate increases. With so many factors working to lift US aggregate demand placing more pressure on supply the risk is more upside inflation surprises. While US bond market reaction to higher inflation has been modest so far, more pronounced bond market sell offs may occur over the next few months, especially if the Fed is caught chasing rising inflation with its interest rate guidance.

The problem of supply chain inflation pressure is evident in China where producer prices accelerated from 6.8% y-o-y in April to 9.0% in May. China is a major supplier of manufactured goods to the world and its recent policy of allowing some appreciation of the yuan exchange rate is reinforcing the inflationary impact of its rising factory gate prices worldwide. On the growth front, China's world leading 18.3% y-o-y GDP growth rate will moderate in Q2. In May, all the key growth indicators except imports moderated from April. Exports rose 27.9% y-o-y from 32.3% in April while imports rose 51.1% y-o-y from 43.1% y-o-y. The three key domestic indicators, fixed asset investment spending, industrial production and retail sales rose in May respectively 15.4% y-o-y, 8.8%, and 13.6% all slower-paced than in April but still strong enough to generate around 10% y-o-y GDP growth in Q2 when the data is released in mid-July.

In Europe, greater freedom to spend and travel in the northern summer after the lengthy period of Covid-19 restrictions is allowing a strong bounce out of recession. Leading indicators of manufacturing and services activity are pointing to strong expansion. The manufacturing sector purchasing managers index (PMI) registered 63.1 in both May and June while the services sector PMI rose to 58.0 from 55.2. The highly infectious Delta variation of Covid-19 is spreading in Europe but because of a comparatively high vaccination rate is not threatening to overwhelm health services allowing governments to pursue policies of containment rather than elimination and avoiding the strict lockdowns that elimination entails. Europe like the rest of the world in recovery is suffering supply chain problems and rising producer prices. Producer prices rose 7.6% y-o-y in April and the May reading due later this week may see a lift to 9.5%.

In Australia, the RBA left all its key policy interest rates unchanged, including the cash rate currently 0.10%, at its June policy meeting while continuing to reaffirm that official interest rates will not rise before 2024 at the earliest. The Q1 GDP report released in June showed the economy had recovered above its level just before the Covid-19 recession. GDP rose 1.8% q-o-q lifting annual GDP growth to 1.1% y-o-y from -1.0% in Q4 2020. In Q1, growth expanded on all fronts with consumption spending up 0.7% q-o-q, capital expenditure up 4.7% q-o-q. Notwithstanding setbacks from occasional state Covid-19 lockdowns in Q2, GDP growth is shaping up strongly again and should see annual GDP growth accelerate above 9% y-o-y when the data are released in early September.

10.0 COMMUNITY AND BELONGING DIVISION REPORTS

ITEM 10.1	OUTCOME OF THE PUBLIC EXHIBITION OF PROPOSAL TO RE-ESTABLISH ALCOHOL FREE ZONES
REPORTING MANAGER	EXECUTIVE MANAGER COMMUNITY, ARTS AND CULTURE
TRIM FILE REF	2021/478917
ATTACHMENTS	<ol style="list-style-type: none">1 ⇒ AFZ Maps September 2021 (Included In Attachments Booklet)2 ⇒ Police response to Alcohol Free Zones May 2021 (Included In Attachments Booklet)3 ⇒ Police response to Alcohol Free Zones July 2021 (Included In Attachments Booklet)4 ⇒ Community Engagement Report - Proposed re-establishment of Alcohol Free Zones (Included In Attachments Booklet)

SUMMARY

PURPOSE

To report on the outcomes of the public exhibition, and for Council to consider the re-establishment of Alcohol-Free Zones in Belrose, Brookvale, Collaroy, Cromer, Forestville and Narrabeen.

EXECUTIVE SUMMARY

In order to support the Police and Council Rangers in the management of alcohol related antisocial behaviour, Council has declared a number of public roads, footpaths and car parks throughout the Local Government Area as Alcohol Free Zones (AFZs). As per the Ministerial Guidelines on Alcohol-Free Zones 2009, the principal objective of an AFZ is to prevent disorderly behaviour caused by the consumption of alcohol in public areas, in order to improve public safety. Once an AFZ is established, the drinking of alcohol is prohibited twenty-four hours a day in that zone. Under the Local Government Act AFZs must be reviewed every four years and re-establishment requires community consultation.

Six existing Alcohol Free Zones are due to expire on 2 September 2021 at Belrose, Brookvale, Collaroy, Cromer, Forestville and Narrabeen (Attachment 1).

Consultation has occurred with Northern Beaches Police Local Area Command in relation to this proposal during which Police have expressed their support for the continuation of AFZs. Formal advice from the Police (Attachments 2 and 3) indicates that the NSW Police Force utilise Alcohol Free Zones as part of their strategy to prevent and respond to alcohol related crime and that Police do not object to the six zones being re-established as proposed.

A 30 day engagement program was undertaken between 18 June and 18 July 2021 to gain feedback from the community. A total of 193 submissions were received across all six proposed zones. Community engagement and analysis were completed in tandem to the exhibition period.

As detailed in the Community Engagement Report (Attachment 4), comments received canvassed a variety of issues, and varied across zones and within zones.

The key themes in the feedback across all proposed zones were:

- Improved safety: A majority of all submissions support the Alcohol Free Zones, with comments valuing their contribution to community and personal safety.
- Alcohol related anti-social behaviour: A number of submissions referred to continuing alcohol related antisocial behaviour in the Belrose and Narrabeen areas.
- Over-regulation: A number of submissions expressed concern that placing restrictions on the whole community to address the actions of a few individuals removes the rights of the general public. It was felt that existing laws for dealing with alcohol related behaviour are sufficient to address incidents as they arise. Several further comments were received that, in light of COVID 19 restrictions, the imposition of further community restrictions which limit people further is unsupported. The sentiment of these comments was that in the current environment it is important for community members to be able to socialise with friends and family in an outdoor setting, for example, even if that involves having a drink while walking the dog.

As stated in advice received from the Police in Attachment 3, the Police utilise Alcohol Free Zones as part of a broader strategy to prevent and respond to alcohol related crime. The Ministerial Guidelines on Alcohol-Free Zones 2009 also state that the object of alcohol-free zones is an early intervention measure to prevent the escalation of irresponsible street drinking to incidents involving serious crime.

- Not required: Some of the submissions stated that none or only occasional alcohol related behaviour was observed, and as such it was not considered that the AFZ is required.
- Parks: There was some confusion over the difference between AFZs that apply to roads, footpaths and carparks, and Alcohol Prohibited Areas (APAs) which apply to parks and other public spaces. As such, a number of comments expressed that community members want to be able to enjoy public spaces and have picnics. It was stated that outdoor recreation is particularly important to the community during COVID 19 and is beneficial to mental health. These comments do not relate to the proposed AFZs.
- Outdoor dining: A small number of submissions communicated concerns that AFZs would negatively impact the ability of community members to participate in outdoor dining at cafes and restaurants in these areas, and impact local businesses.

AFZs do not obstruct outdoor dining licensing. The Ministerial Guidelines for Alcohol Free Zones 2009 state that:

'In some circumstances an alcohol-free zone may be proposed for an area that includes footpath alfresco dining areas for cafés and restaurants which fall within the zone. When a council issues a licence for the use of public footpaths for such dining use in an alcohol-free zone, it must impose conditions on the licensee (e.g. restaurant operator) about the requirements of the zone, including clear delineation and control of the licensed area from the alcohol-free zone.'

- Requests for expanded zones: A number of requests for an extension of AFZs were received, including extensions to the Narrabeen, Belrose and Collaroy AFZs. These requests will be part of a further consultation process. To extend or establish an AFZ, support from the Northern Beaches Local Area Command is required prior to the presentation of a proposal to Council, then broad community engagement can occur.

Submissions received from the community regarding each of the individual proposed AFZs have been considered, along with the advice from Northern Beaches Police Area Command. Whilst a number of opposing submissions have been received, these submissions are not sufficient to

outweigh the supporting submissions and the support of the Police for re-establishment of the zones.

RECOMMENDATION OF DIRECTOR COMMUNITY AND BELONGING

That Council:

1. Note the outcome of the public exhibition of the proposal to re-establish Alcohol Free Zones.
 2. Re-establish the Alcohol Free Zones in Belrose, Brookvale, Collaroy, Cromer, Forestville and Narrabeen for a period of 4 years, from 1 September 2021 to 31 August 2025.
-

REPORT

BACKGROUND

The establishment and re-establishment of Alcohol Free Zones (AFZs) requires community consultation as per Sections 644, 644A, 644B, 644C and 646 of the Local Government Act 1993, and the associated Ministerial Guidelines on Alcohol Free Zones 2009. On 15 June 2021, Council endorsed the public exhibition of the proposal to re-establish Alcohol Free Zones. Police are supportive of this action.

The relevant provisions of the *Local Government Act 1993*, (including sections 644, 644A, 644B, 644C and 646), and the associated Ministerial Guidelines on Alcohol Free Zones 2009, enable Councils to establish AFZs in order to help manage the consumption of alcohol in public spaces.

The principal objective of an AFZ is to prevent disorderly behaviour caused by the consumption of alcohol in public areas and to improve public safety (Ministerial Guidelines on Alcohol-Free Zones 2009). Once established, drinking of alcohol is prohibited twenty-four hours a day in an AFZ.

AFZs allow the Police and Rangers to empty or otherwise dispose of alcohol if a person is drinking, if there is reasonable cause to believe the person is about to drink or has recently been drinking alcohol in a designated AFZ. If a person does not cooperate with a request of a police officer or enforcement officer to hand over alcohol, they can be charged with obstruction under the Local Government Act, carrying a maximum penalty of \$2,200 (Section 660 Local Government Act 1993 and Ministerial Guidelines on Alcohol-Free Zones 2009).

AFZs can only be established for public roads, footpaths and car parks, and may remain in force for up to four years. They differ from Alcohol Prohibited Areas (APAs) which are applicable in parks and reserves and come under Section 632A of the Local Government Act.

The AFZs referred to in the attached indicative maps (Attachment 1) are only applicable to public roads, footpaths and car parks contained within the areas identified in the maps.

The existing AFZs located in the following locations are set to expire on 2 September 2021.

- Belrose - Bounded by Blackbutts Road to the south, Glen Street and the Glenrose shopping precinct to the north, Glen Street to the west and Pringle Avenue to the east (Map 1).
- Brookvale - Warringah Mall Bus Stops (Map 2).
- Collaroy - Pittwater Road between Brissenden Avenue to the south and Jenkins Street to the north (Map 3).
- Cromer - Fisher Rd North adjacent to Cromer Community Centre (Map 4).
- Forestville - Shopping precinct bounded by Starkey St, Violet Lane, Darley and Warringah Roads (Map 5).
- Narrabeen - Pittwater Road between Ocean Street to the south and the bridge over Narrabeen Lake to the north (Map 6).

Following consultation with Council staff about these existing AFZs, the Northern Beaches Police Local Area Command provided written support for the re-establishment of each of the currently declared AFZ areas in Maps 1 through 6, detailed in Attachments 2 and 3.

In accordance with Council Resolution 159/21, community consultation has been undertaken regarding the re-establishment of these AFZs.

Analysis of submissions for each Alcohol Free Zone

Belrose (Map 1)

Of the 67 submissions received 53 (79%) support the re-establishment of the AFZ in this area as proposed (42%), or with changes (37%). It should be noted that many of these supportive submissions included comments regarding anti-social behaviour in parks and many of the suggested changes relate to the extension of the proposed zone to encompass Wingara Reserve. While these comments do not directly relate to the AFZ on exhibition, they demonstrate a level of community concern over alcohol being consumed in public areas and alcohol related anti-social behaviour in an area directly adjacent to the AFZ.

A number of requests were made to extend the existing AFZ, requiring an additional process. To extend or establish an AFZ, support from the Northern Beaches Local Area Command is required prior to the presentation of a proposal to Council, then broad community engagement can occur.

Brookvale (Map 2)

Of the 13 submissions received, all (100%) support the re-establishment of the AFZ in this area as proposed, with no objections raised by the community. The comments received supported the re-establishment of the AFZ in this area to increase community safety in an area where people use public transport. It was noted that this is an area where children often wait for buses.

Collaroy (Map 3)

Of the 43 submissions received 24 (56%) did not support the re-establishment of the AFZ in this area. There was a mixed response in the support for this AFZ. While many respondents were supportive of the proposal (40%), or with changes (2%), many others observed no need for AFZs in this area and/or expressed a negative sentiment that AFZs are an over-regulation of the community.

A number of requests were made to extend the existing AFZ, requiring an additional process. To extend or establish an AFZ, support from the Northern Beaches Local Area Command is required prior to the presentation of a proposal to Council, then broad community engagement can occur.

Cromer (Map 4)

Of the 12 submissions received 7 (58%) support the re-establishment of the AFZ in this area as proposed (50%), or with changes (8%). The small number of comments received were generally supportive although there was concern that enforcement of such a small zone was unlikely to be well resourced.

Forestville (Map 5)

Of the 12 submissions received 6 (50%) supported the re-establishment of the AFZ in this area as proposed (42%), or with changes (8%). There was a mixed response in the support for this AFZ. While half of the respondents were supportive of the proposal, the other half observed no need for AFZs in this area and/or expressed a negative sentiment that AFZs are an over-regulation of the community.

As stated in Attachment 3, Police utilise Alcohol Free Zones as part of a broader strategy to prevent and respond to alcohol related crime. This aligns to the Ministerial Guidelines on Alcohol-Free Zones 2009, which states that the object of alcohol-free zones is an early intervention measure to prevent the escalation of irresponsible street drinking to incidents involving serious crime.

Narrabeen (Map 6)

Of the 43 submissions received 31 (72%) support the re-establishment of the AFZ in this area as proposed (58%), or with changes (14%). A small number of comments received indicated that existing laws are sufficient to address any issues arising in the area and questioned the need for an AFZ in this area.

A small number of submissions advised of continued antisocial behaviour and crime near Narrabeen Bridge, with requests to extend the AFZ. To extend or establish an AFZ, support from the Northern Beaches Local Area Command is required prior to the presentation of a proposal to Council, then broad community engagement can occur.

CONSULTATION

Section 644A of the *Local Government Act 1993* and the Ministerial Guidelines on Alcohol Free Zones 2009 require Council to undertake a specific public consultation process in order to re-establish AFZs.

In line with those requirements, Council invited submissions through the following avenues:

- Published a public notice.
- Forwarded a copy of the proposal to the Northern Beaches Police Area Commander.
- Forwarded correspondence to liquor licensees of premises that border on, or adjoin, or are adjacent to the proposed AFZ.
- Forwarded correspondence to the NSW Aboriginal Education Consultative Group (AECG) and Aboriginal Heritage Office.

In addition to these requirements, Council also:

- Erected signage in the proposed locations inviting submissions from the community.
- Distributed advice via Council's Have Your Say engagement newsletters.
- Notified key stakeholders.
- Published a notice in the Northern Beaches Review.

A detailed Community Engagement Report is included (Attachment 4) outlining the findings of the public consultation process.

In addition, during engagement undertaken during 2020 in the development of the draft Northern Beaches Community Safety Plan and draft Better Together Social Sustainability Strategy 2040 the community has identified a reduction in alcohol related behaviour in public spaces as a means of achieving increased safety. That broad community engagement process suggested a high level of concern about alcohol related antisocial behaviour in public spaces and the impact of that behaviour on personal safety when walking and using public transport at night.

TIMING

The AFZs proposed to be re-established expire on 2 September 2021. Council is able to re-establish AFZs for a period of up to four years. It is proposed that the AFZs be re-established for the period 1 September 2021 to 31 August 2025.

LINK TO STRATEGY

This report relates to the Community Strategic Plan Outcome of:

- Places for People - Goal 8: Our neighbourhoods inspire social interaction, inclusion and support health and wellbeing.
- Community and Belonging - Goal 11: Our community feels safe and supported.

This report relates to the draft Better Together 2040 Social Sustainability Strategy (currently on public exhibition) outcomes of:

- Safe People
- Safe Places

This report relates to the draft Community Safety Plan 2021-2026 action (currently on public exhibition):

- Conduct a full review of alcohol restricted zoning.

FINANCIAL CONSIDERATIONS

There will be a capital cost for the reskinning of existing signage and the installation of new signage once the AFZs are enacted. This will be covered within existing operational budgets.

SOCIAL CONSIDERATIONS

Council is committed to ensuring that open spaces are high quality, safe, accessible and facilitate the healthy and active lifestyle that is important to the Northern Beaches community.

To improve public safety AFZs have been established in public roads, footpaths and public carparks to reduce disruptive and anti-social behaviour as well as alcohol-related crime in public places. They often work in partnership with APAs, which relate to parks and reserves.

Consultation undertaken in the development of the draft Northern Beaches Community Safety Plan and draft Better Together Social Sustainability Strategy 2040 indicates that the Northern Beaches community has a high level of concern about alcohol related antisocial behaviour in open spaces and the impact of that behaviour on personal safety when walking and using public transport at night. The community has identified a reduction in alcohol related behaviour in open spaces as a means of achieving increased safety and better use of shared spaces.

The ability to enforce AFZs is a valuable tool in the management of alcohol related antisocial behaviour in the community.

ENVIRONMENTAL CONSIDERATIONS

The re-establishment of AFZs is unlikely to have any discernible environmental impacts.

GOVERNANCE AND RISK CONSIDERATIONS

Sections 660, 644, 644A, 644B, 644C, 646 of the Local Government Act 1993 and the Ministerial Guidelines on Alcohol Free Zones 2009.

Community safety is identified as a strategic risk to the Northern Beaches. The draft Community Safety Plan, currently on public exhibition, proposes actions that will address identified community safety and crime prevention priorities of the community, mitigating the strategic risks posed.

ITEM 10.2	CONFIRMED MINUTES OF THE COMMUNITY SAFETY COMMITTEE MEETING ON 22 APRIL 2021
REPORTING MANAGER	EXECUTIVE MANAGER COMMUNITY, ARTS AND CULTURE
TRIM FILE REF	2021/449037
ATTACHMENTS	1 Confirmed Minutes - Community Safety Committee - 22 April 2021

BRIEF REPORT

PURPOSE

To report the minutes of the Community Safety Committee meeting held on 22 April 2021.

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 affect community safety and crime prevention across the Northern Beaches.

Discussion at the meeting included:

- Police Report
- Compliance Report
- East Esplanade Update
- Homeless Street Count 2021
- Draft Community Safety Plan 2021-2026.

The Minutes of the Community Safety Committee meeting of 22 April 2021 were confirmed by the Committee at the meeting of 17 June 2021.

LINK TO COUNCIL STRATEGY

This report relates to the Community Strategic Plan Outcome of:

- Community and Belonging - Goal 11: Our community feels safe and supported.

FINANCIAL CONSIDERATIONS

The minutes of the Community Safety Committee will not result in any financial impact on Council.

ENVIRONMENTAL CONSIDERATIONS

The minutes of the Community Safety Committee does not present matters that will create adverse environmental impacts.

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 minutes of the Community Safety Committee meeting held on 22 April 2021.



MINUTES

COMMUNITY SAFETY COMMITTEE

held in the Manly Town Hall Council Chambers, 1 Belgrave St on

THURSDAY 22 APRIL 2021

Minutes of the Community Safety Committee
held on Thursday 22 April 2021
in the Manly Town Hall Council Chambers, 1 Belgrave St
Commencing at 8 - 10am

ATTENDANCE:

Committee Members

Cr Michael Regan	Mayor – Chairperson
Cr Candy Bingham	Deputy Mayor
Cr Sue Heins	
Cr Kylie Ferguson	
Cr Stuart Sprott	
Jason Falinski MP	Federal Member for Mackellar represented by Matthew Kong
Zali Steggall OAM MP	Federal Member for Warringah represented by Peta Garrett
Brad Hazzard MP	State Member for Wakehurst represented by Toby Williams
James Griffin MP	State Member for Manly represented by Kim Preston-Hiney
Rob Stokes MP	State Member for Pittwater represented by Andrew Johnston
Supt Patrick Sharkey	Northern Beaches Police Area Command
Michelle Comito	Catholic Care
John Kelly	Community Northern Beaches
Michelle Povah	Community Representative
Ray Mathieson	Community Representative
Roberta Conroy	Community Representative – left 9.29am
Michelle Erofeyeff	Department of Communities and Justice (DCJ)
Trish Bramble	Manly Warringah Women's Resource Centre
Tony Hilliger	Surf Lifesaving Sydney Northern Beaches

Council Officer Contacts

David Kerr	Director, Community and Belonging
Kylie Walshe	Executive Manager Community, Arts and Culture
Azmeena Kelly	Executive Manager Environmental Compliance
Rob van den Blink	Manager, Youth and Community Development
Kath Young	Community Safety Coordinator
Helen Askew	Program Support Officer, Youth and Community Development

Visitors

Cr Vince De Luca OAM

1.0 ACKNOWLEDGEMENT OF COUNTRY

The Chair acknowledged the traditional custodians of the land on which the meeting gathered, and paid respect to Elders past and present.

2.0 APOLOGIES

Apologies were received from:

Jonathan O'Dea MP	State Member for Davidson
Melissa Palermo	NSLHD Health Promotion
Kamal Krishan	State Transit Authority Northern Region
Ray Brownlee	CEO, Northern Beaches Council

The following members were not in attendance:

Luisa de Bont	Community Representative
Stephen Pirovic	Community Representative
Drew Johnson	Manly Chamber of Commerce
Christina Franze	Manly Chamber of Commerce
Doug Brooker	Northern Beaches Liquor Accord
Belinda Volkov	Sydney Drug Education & Counselling Centre (SDECC)

WELCOME TO:

State and Federal Members of Parliament representatives and Cr De Luca.

3.0 DISCLOSURES OF INTEREST

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

4.0 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

4.1 MINUTES OF COMMUNITY SAFETY COMMITTEE MEETING HELD 18 FEBRUARY 2021

DECISION

The Minutes of the Community Safety Committee meeting held 18 February 2021, copies of which were previously circulated to all Members, were accepted and confirmed as a true and correct record of the proceedings of that meeting.

5.0 ACTIONS UPDATE

5.1 ACTIONS UPDATE

5.1.1 TERMS OF REFERENCE

Following the Council Meeting of 23 March 2021 Notice of Motion 20/2021, the Committee's Terms of Reference have been amended to include local State and Federal Members of Parliament.

The Committee's Terms of Reference will be reviewed prior to the September 2021 Council elections.

5.1.2 MEETING OF 26 FEBRUARY 2021

ITEM NO.	ACTION	RESPONSIBLE OFFICER	ACTION UPDATE
6.2.2	Police Domestic Violence data be reported to the Committee.	Police	Complete Included in Police report
6.4.1	That at the next meeting, dog incidents include location of incidents, particularly if related to a dog park.	Executive Manager Environmental Compliance	Complete Included in Compliance report
6.4.2	That at the next meeting, the number of registered dogs be reported.	Executive Manager Environmental Compliance	Complete Included in Compliance report
6.5.1	Samantha King and Patrick Sharkey to meet offline	Police/Sam King	Complete Meeting held
6.6.1	Northern Beaches Liquor Accord Chair, Doug Brooker, offered to meet offline with interested Committee members to consider realistic alternatives to East Esplanade management.	Doug Brooker, Committee Members	Carried Over Not present - confirmation to be sought from Doug Brooker at the next meeting

5.1.3 NORTHERN BEACHES POLICE AND COUNCIL OPERATIONAL MEETING

A Police and Council Operational Meeting was held on 31 March 2021 and key topics included:

- East Esplanade
- Homelessness
- Safety Audits
- Brookvale Oval
- Bus Stop Vandalism
- CCTV
- Youth Operations
- New Belrose Neighbourhood Watch
- Graffiti Removal
- Upcoming events – ANZAC Day, Taste of the Beaches.

The next meeting is scheduled for late May 2021.

DISCUSSION

Availability of CCTV at Manly Wharf and surrounding area was discussed.

6.0 AGENDA ITEMS

6.1 POLICE REPORT

Superintendent Patrick Sharkey provided an update on local Police matters.

- Crime statistics continue to largely trend downward across the board in all categories.
- Reports to Police involving Domestic Violence remain stable with no overall significant change.
- Malicious damage is an emerging issue. No specific crime patterns are evident in regard to malicious damage. Incidents at Collaroy were raised and discussed.
- Increased trend in motorbike theft, and theft following advertisements for sale of high performance vehicles in the south of the LGA.
- Northern Beaches PAC have been proactive and have had increased legal actions across the Northern Beaches compared to last year. Actions have included bail compliance checks, move on directions, firearm prohibition searches and drug detection.
- Legal action rates in relation to juveniles have increased in comparison to last year.
- A formal assessment of the Mental Health Pacer Trial is being undertaken. Anecdotally, Pacer has resulted in positive outcomes. Police continue to work with CCNB in relation to postvention support.
- Sexual assault reports have increased with the majority being historical incidents. [Sexual Assault Reporting Option](#) (SARO) is available online. Moving forward, education campaigns for school children and adults are key.

The Committee were encouraged to share with networks the following key safety messages:

- Break, enter and theft from homes and vehicles generally occur when homes, premises or vehicles are left unattended and unlocked.
- Ensure homes, premises and vehicles are locked.
- It is an offence to leave vehicles unsecured.
- Remove items of value from vehicles.

Following last meeting in regard to dialling Triple Zero (000), should only be called if:

- someone is seriously injured or in need of urgent medical help
- your life or property is being threatened or in danger
- you have just witnessed a serious accident or crime.
- [When to call Triple Zero](#) provides further information.

DISCUSSION

- The former Manly Aquarium in West Esplanade area was discussed. Due to significant groups of juveniles gathering at this location, particularly during school holidays, Police have patrolled the area and given move on orders.
- Licensed premises are resuming operations and people are gravitating back those facilities.
- Drink spiking – Police have not found evidence of this occurring locally.
- Collins Beach and Little Manly are included as part of the East Esplanade Police patrols and monitoring.
- Youth congregating on the oval at Collaroy Plateau - Police have attended and liaised with local residents and as a result, actions have been taken.
- Avalon Recreation Centre ongoing issues – Council staff and Police are aware of reported incidents and have responded.
- Police are investigating break and enters in the Curl Curl, Freshwater and Dee Why areas.
- Incidents need to be reported to Police within a timely manner.

6.2 COMPLIANCE REPORT

The Executive Manager Compliance provided an update on Compliance matters.

The presentation will be circulated with the Committee Minutes, which include dog attack data. Northern Beaches Council records indicate that 33,313 dogs and 13,282 cats are registered within the LGA.

Council continues the ongoing education campaign in conjunction with local vets in regard to registering animals and responsible pet ownership.

An education campaign is also underway in regard to Real Estate advertising signs and Rangers are monitoring compliance.

Public health food premises inspections have been reintroduced.

DISCUSSION

Cats found in Council reserves are referred to Council's Bushland Management Team. Traps are available for hire by community members. For more information go to [The Feline Factor](#).

Alcohol Prohibited Areas - Ranger Patrols are primarily in the Manly area. If there are particular concerns at other locations, they should be reported to Police or Council.

Dumped waste – The Compliance Team liaise with the housing management agent in relation to reports of dumped waste.

Fox sightings should be reported to the Compliance Team who will liaise with the appropriate agency.

ITEM NO.	ACTION	RESPONSIBLE OFFICER	DUE DATE
6.2.1	In future statistics, include dog breed data	Azmeena Kelly	17 June 2021

- | | | | |
|-------|--|---------------|--------------|
| 6.2.2 | In future statistics, include the number of cats seized | Azmeena Kelly | 17 June 2021 |
| 6.2.3 | Review and make clear Council's Alcohol Prohibited Area website information. | Kath Young | ASAP |

6.3 EAST ESPLANADE UPDATE

The East Esplanade precinct and the challenges experienced in this area by Council, Police and residents were discussed.

Following Council's meeting of 23 February 2021, Item 15.2 Notice of Motion 9/2021 the East Esplanade Working Group (Working Group) was formed. The first meeting on 24 March was attended by Police, local residents, Councillors and Council staff, which included a walk around East Esplanade and surrounding residential areas. Representatives from 'Save the Office' were unable to attend.

The Working Group is still in the process of formulating strategies. The group will meet again in May to consider strategies and report back to Council.

DISCUSSION

Council has undertaken a great deal of work in the area following the East Esplanade Management Plan 2018, including new toilets, park upgrade, signage and CCTV.

As the Working Group has been formed under a Council Notice of Motion, the findings, strategies and action plans of the Working Group will be reported to Council.

In the meantime, Ranger patrols in the area consider community events and/or warm weather events and are adjusted accordingly.

The Working Group will consider the West Esplanade area separately due to the different nature of issues.

Michelle Comito, Chair of the Northern Beaches Community Drug Action Team (CDAT) suggested CDAT's experience would be of value for the Group.

ITEM NO.	ACTION	RESPONSIBLE OFFICER	DUE DATE
6.3.1	Liaise with Michelle Comito in regard to CDAT's drug and alcohol strategies to support the East Esplanade Working Group	Rob van den Blink	ASAP

6.4 HOMELESS STREET COUNT 2021

The statistics were shared from the Homeless Street Count held on 22 to 23 February 2021. Foot patrols circulated around the Manly CBD and in vehicles across the remainder of the Local Government Area. A 'Hot Spot' methodology was used targeting known areas.

The statistics indicated a homelessness decrease of 20% from last year. It was noted that due to additional Government funding many homeless persons in the area were able to be housed during COVID19. The statistics and presentation will be circulated with the Committee Minutes.

DISCUSSION

The purpose of the street count is to get a snap shot of the local situation to improve service

delivery, not to move homeless people on.

Bush fire management committees can report planned hazard reduction burns to Council who will liaise with primary homelessness service providers such as Mission Australia and Community Northern Beaches (CNB). Services could then work with persons in the identified area.

6.5 COMMUNITY SAFETY PLAN BRIEFING

The key elements of the draft Community Safety Plan 2021-2026 (the draft Plan) were presented to the Community Safety Committee. The presentation will be circulated with the Committee Minutes.

The Better Together – Social Sustainability Strategy 2041 is also currently under development and is a guiding document for the draft Plan.

‘Better Together’ has 3 Strategic Directions – Safe, Inclusive and Connected.

The Safe pillar aims to achieve two outcomes:

- Safe Places: our community is safe in public, at home and online
- Safe People: our community has access to people, organisations and information that can help when they need assistance.

Under ‘Better Together’, Council will develop a series of further Action Plans. The draft Community Safety Plan is the first Action Plan to be considered by Council.

Both ‘Better Together’ and the draft Community Safety Plan will be reported to Council in May 2021 for approval to go on a 28 day public exhibition period, where community feedback is welcomed, including from Committee members.

7.0 GENERAL BUSINESS

- Surf Life Saving Northern Beaches - Tony Hilliger reported a strong relationship with Council.
- Storm water drains and sewage overflow – a safety hazard in some areas. Pollution problems particularly in Cabbage Tree Bay and East Esplanade. It was noted that this is a State Government issue.
- Youth, alcohol and drugs – Michelle Comito reminded the Committee that it is important to look at the reasons young people may make the decisions they do. Sometimes young people are facing other serious life challenges such as family breakdown, domestic violence, mental health issues and this is influencing their risk taking behaviours. For this reason we should also be looking at the services available to support those life challenges and that we may not have enough resource in those areas to meet the need. Programs such as Links to Learning who work with disengaged students have recently lost their funding due to a pilot scheme, as well as other local services having a decrease in funding. This all impacts young people and their ability to get the support they need in order to decrease further risks.

It was noted that some Members of Parliament were advocating on behalf of these and other services.

- Superintendent Patrick Sharkey shared with the Committee that the Northern Sydney Local Health District are trialling a Rapid Response Mental Health team for youth as part of the NSW Mental Health Strategies.
- North Head mobile phone triangulation – approval has been given for installation however

negotiations are underway with the Harbour Trust in relation to installation cost. Advocacy on this issue by State Members of Parliament was noted.

SUMMARY OF ACTIONS

MEETING OF 26 FEBRUARY 2021

ITEM NO.	ACTION	RESPONSIBLE OFFICER	DUE DATE
6.6.1	Northern Beaches Liquor Accord Chair, Doug Brooker, offered to meet offline with interested Committee members to consider realistic alternatives to East Esplanade management.	Doug Brooker, Committee Members	Confirmation to be sought from Doug Brooker at the next meeting

MEETING OF 22 APRIL 2021

ITEM NO.	ACTION	RESPONSIBLE OFFICER	DUE DATE
6.2.1	In future statistics, include dog breed data.	Azmeena Kelly	17 June 2021
6.2.2	In future statistics, include the number of cats seized.	Azmeena Kelly	17 June 2021
6.2.3	Review and make clear Council's Alcohol Prohibited Area website information.	Kath Young	ASAP
6.3.1	Liaise with Michelle Comito in regard to CDAT's drug and alcohol strategies to support the East Esplanade Working Group.	Rob van den Blink	ASAP

The meeting concluded at 9.46am

This is the final page of the minutes comprising 9 pages
numbered 1 to 9 of the Community Safety Committee meeting
held on Thursday 22 April 2021 and confirmed on Thursday 17 June 2021

ITEM 10.3	CONFIRMED MINUTES OF PUBLIC ART WORKING GROUP MEETING ON 3 JUNE 2021
REPORTING MANAGER	EXECUTIVE MANAGER COMMUNITY, ARTS AND CULTURE
TRIM FILE REF	2021/424607
ATTACHMENTS	1 Confirmed Public Art Working Group Minutes - 3 June 2021

BRIEF REPORT

PURPOSE

To report the minutes of the Public Art Working Group meeting held on 3 June 2021.

REPORT

The Public Art Working Group meets quarterly to assist Council achieve the public art aims and objectives outlined in the Northern Beaches Arts and Creativity Strategy, *Connected Through Creativity 2029*, the Public Art Policy and Guidelines, the delivery of the Coast Walk Public Art Strategic Plan, and other public art projects initiated by Council.

The Working Group includes representatives from the local community and elected Councillors and provides informed advice on matters relating to the proposed commissioning and acquisition of permanent public art for the Northern Beaches.

Northern Beaches Council's public art objectives are to:

- Enliven the Northern Beaches with works of public art that will contribute and enhance the character and design of memorable public places.
- Celebrate and reflect the cultural, social and environmental significance of the Northern Beaches, exploring both the historic and contemporary cultural layers of the Northern Beaches through public art outcomes.
- Deliver a distinctive program of permanent and temporary art initiatives to create a cultural connection for the Northern Beaches community.

The discussion at the Working Group meeting of 3 June 2021 included:

- Offer of Donation – Midget Farrelly Recognition: A presentation was given to the Working Group by members of the Palm Beach community, Gordon Lang and Bruce Raymond, to present a potential project. This project involves fundraising for an artwork commission to recognise Midget Farrelly. Following the presentation, questions were invited from the Working Group.
- Offer of Donation – Gillie and Marc: Staff presented an offer of donation from Australian artists Gillie and Marc, for consideration by the Public Art Working Group.
- Coast Walk Public Art – Project Updates: Staff presented an update on the Coast Walk Public Art projects, including the Aboriginal Art & Storytelling Project, Robert Dunn Reserve (South Mona Vale Headland), McKillop Park in Freshwater, and Mona Vale and Long Reef Surf Life Saving Clubs.
- Street Art Program – Project Updates: Staff presented an update on the Street Art Program, including a recent project at YOYO's Youth Centre in Frenchs Forest.

- Other Public Art Projects – Staff presented an update on other public art projects across the LGA, including at St David Avenue Park in Dee Why and the Herminie’s Landing project in Palm Beach.

In reference to the Midget Farrelly Recognition proposal, following the Working Group meeting, Council received written correspondence from:

- Beverlie Farrelly (Midget Farrelly’s wife) confirming her support for the project at Palm Beach
- the Midget Farrelly Recognition Committee confirming financial pledges and indications of support for approximately \$50,000 as well as details of the group’s plans to raise other funds required for the project.

LINK TO COUNCIL STRATEGY

This report relates to the Community Strategic Plan Outcome of:

- Places for People - Goal 8: Our neighbourhoods inspire social interaction, inclusion and support health and wellbeing.
- Places for People - Goal 9: Our community is healthy, active and enjoys a broad range of creative, sporting and recreational opportunities.
- Community and Belonging - Goal 10: Our community is stimulated through a diverse range of cultural and creative activities and events.

FINANCIAL CONSIDERATIONS

Funding to support the Council’s public art program is included in the existing budget. Adoption of the Minutes of the Working Group will not result in any financial impact. The public art commissions for the Coast Walk are funded from the \$2 million allocated to public art by Council on 27 June 2017 from the Merger Savings Fund.

ENVIRONMENTAL CONSIDERATIONS

The noting of the minutes of the Public Art Working Group does not present matters that will create adverse environmental impact.

SOCIAL CONSIDERATIONS

The Working Group 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 Working Group is conducted according to Council’s governance framework and adopted terms of reference.

RECOMMENDATION OF DIRECTOR COMMUNITY AND BELONGING

That Council note the Public Art Working Group meeting minutes of 3 June 2021.



MINUTES

PUBLIC ART WORKING GROUP

held in the Guringai Room, Dee Why on

THURSDAY 3 JUNE 2021

Minutes of the Public Art Working Group
held on Thursday 3 June 2021
in the Guringai Room, Dee Why
Commencing at 6:00pm

ATTENDANCE:

Committee Members

Cr Penny Philpott	Chairperson & Councillor
Cr Sue Heins	Councillor
Cr Kylie Ferguson	Councillor
Ashley McDonald	Community member
Billie Routledge	Community member
John Pearson	Community member
Aunty Clair Jackson	Community member
Marissa Bateman	Community member
Penny Polkinghorne	Community member
Simon Barrett	Community member

Council Officer Contacts

Kylie Walshe	Executive Manager Community, Arts & Culture
Josephine Bennett	Manager Arts & Culture
Christiane Statham	Public Art Coordinator

1.0 ACKNOWLEDGEMENT OF COUNTRY

Councillor Philpott welcomed all and invited Eliza Pross, representing Aunty Claire Jackson, to conduct the Acknowledgement of Country.

2.0 APOLOGIES

Aunty Clair Jackson had given her apologies and nominated Eliza Pross to be her representative on the Public Art Working Group for meetings in the first half of 2021.

Apologies were also received from:

- Simon Barrett, community member
- Ashley McDonald, community member
- Kylie Walshe, Executive Manager, Community Arts & Culture

3.0 DISCLOSURES OF INTEREST

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

4.0 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

4.1 MINUTES OF PUBLIC ART WORKING GROUP MEETING HELD 4 MARCH 2021

RECOMMENDATION

That the Minutes of the Public Art Working Group meeting held 4 March 2021, copies of which were previously circulated to all Members, are hereby confirmed as a true and correct record of the proceedings of that meeting.

5.0 ACTIONS UPDATE

5.1 SUMMARY OF ACTIONS

DISCUSSION

The Public Art Working Group had requested at their meeting of 4 March 2021 that decals with QR codes be placed at each street art site, linking to further information about the artists and their works. This has been completed.

RECOMMENDATION OF PUBLIC ART WORKING GROUP

That the information be received and noted.

6.0 AGENDA ITEMS

6.1 OFFER OF DONATION - MIDGET FARRELLY RECOGNITION

DISCUSSION

Gordon Lang and Bruce Raymond, on behalf of the Midget Farrelly Recognition Organising Committee, presented an offer of donation from members of the Palm Beach community. The group propose to raise funds for an artwork commission to recognise surfing legend, Midget Farrelly. The Recognition Committee has indicated that they have the support of the Farrelly family, and other Palm Beach and surfing groups.

The Organising Committee propose to raise approximately \$150,000 to cover commissioning, fabrication, installation, launch and initial maintenance. There would be no costs to Council except for ongoing maintenance of the work. It is proposed to commission a sculpture that represents Midget's style, fluidity and grace. Final siting in Palm Beach would be determined in conjunction with Council staff and the artist.

The Public Art Working Group proposed the following process to progress the project:

1. The Organising Committee prepare a business plan for the project, including details of the fundraising strategy and timeline; and confirm family support and key financial pledges in writing as soon as possible.
2. With Council approval, the Organising Committee raise funds to be donated to the Manly Art Gallery & Museum, with funds restricted for the project. It was agreed that fundraising must be completed before an artwork is commissioned, with no funds to be provided by Council.
3. Organising Committee representatives work with Council staff to compose an Artist Brief when fundraising is completed. The amount of funding raised would determine the scope of the artwork. The Brief should invite broad interpretations of the subject, including conceptual and / or literal approaches.
4. Council staff would call for Expressions of Interest to design, fabricate and install the work.
5. The commission would be advertised to members of the Public Art Artist Panel and other Australian artists.
6. The artwork is selected by the Public Art Selection Panel or by an internal selection panel comprised of Council staff with expertise in public art and members of the Midget Farrelly Recognition Organising Committee, determined as per the project budget.

It was noted that the sculpture would be in a prominent location, and that consultation with local Aboriginal communities and other local communities should be taken into account.

RECOMMENDATION OF PUBLIC ART WORKING GROUP

The Public Art Working Group recommend that:

1. the Midget Farrelly Recognition Organising Committee proposal is supported, contingent on the project receiving confirmed family support and that all funds are donated to Council to cover project costs;
 2. the Public Art Working Group meet on 24 June 2021 at 6pm via Teams to confirm Meeting Minutes of 3 June 2021; and
 3. Meeting Minutes of 3 June 2021 be reported to Council for endorsement at the 27 July 2021 Council meeting.
-

6.2 OFFER OF DONATION - GILLIE AND MARC**DISCUSSION**

Australian public artists Gillie and Marc have made an offer of a loan of a public artwork to Council.

The artists have a bronze sculpture titled *Swimming with a Flamingo* that they are offering to loan to Council as a temporary activation for twelve months. The sculpture is part of a global project featuring Rabbit woman and Dogman, Gillie and Marc's hybrid creatures, which appear in many of their artworks.

The artists have not provided specific details around insurance, transport or installation costs.

RECOMMENDATION OF PUBLIC ART WORKING GROUP

The Public Art Working Group recommend that this proposal is not supported, as the offer of donation does not meet the requirements of Council's Public Art Policy or Guidelines, specifically in commissioning site-specific public art.

6.3 COAST WALK PUBLIC ART - PROJECT UPDATES

DISCUSSION

Staff updated the Public Art Working Group on progress with Coast Walk Public Art projects, including the Aboriginal Art & Storytelling Project, Robert Dunn Reserve (South Mona Vale Headland), McKillop Park Freshwater, and Mona Vale and Long Reef Surf Life Saving Clubs.

The Public Art Working Group noted the lengthy procurement process for Robert Dunn Reserve (South Mona Vale Headland) and requested that staff provide an update at the meeting on 24 June 2021.

The Working Group noted Mr Warr's correspondence regarding McKillop Park in Freshwater and the Manly Freshwater World Surfing Reserve, and thanked him for providing this information. The Working Group acknowledged that this information was referenced in the Artist Brief for McKillop Park in Freshwater.

RECOMMENDATION OF PUBLIC ART WORKING GROUP

That the information be received and noted.

6.4 STREET ART PROGRAM - UPDATE**DISCUSSION**

Staff updated the Public Art Working Group on Council's Street Art Program, including the recent mural at YOYO's in Frenchs Forest and a potential upcoming mural project in Manly.

RECOMMENDATION OF PUBLIC ART WORKING GROUP

That the information be received and noted.

6.5 OTHER PUBLIC ART PROJECTS - UPDATE**DISCUSSION**

Staff provided an update on other public art projects, including;

- St David Avenue Park, Dee Why
- Dee Why Heritage Photo
- Manly Art Gallery and Museum Lettering Project
- Herminie's Landing

RECOMMENDATION OF PUBLIC ART WORKING GROUP

That the information be received and noted.

7.0 GENERAL BUSINESS

There was no other business.

SUMMARY OF ACTIONS

ITEM NO.	ACTION	RESPONSIBLE OFFICER	DUE DATE
6.1	That a Working Group meeting is held on 24 June 2021 at 6pm via Teams	Christiane Statham	24 JUNE 2021

The meeting concluded at 7.50pm

This is the final page of the minutes comprising 10 pages numbered 1 to 10 of the Public Art Working Group meeting held on Thursday 3 June 2021

12.0 PLANNING AND PLACE DIVISION REPORTS

ITEM 12.1	STATE HERITAGE REGISTER NOMINATION - MANLY WARRINGAH WAR MEMORIAL STATE PARK
REPORTING MANAGER	EXECUTIVE MANAGER STRATEGIC AND PLACE PLANNING
TRIM FILE REF	2021/385748
ATTACHMENTS	<ol style="list-style-type: none">1 ⇒ Manly Warringah War Memorial State Park Heritage - Final Assessment for SHR Nomination 6 - 24042021 (Included In Attachments Booklet)2 ⇒ Manly Warringah War Memorial State Park SHR - Final Nomination Form - 24042021 - V2 (Included In Attachments Booklet)

SUMMARY

PURPOSE

To seek Council's support to nominate the Manly Warringah War Memorial State Park as a State Heritage Item on the State Heritage Register.

EXECUTIVE SUMMARY

At its meeting on 25 June 2019, Council resolved to nominate Manly Warringah War Memorial State Park (the Park) for the National Heritage List. Following a selective tender process, Council commissioned Betteridge Heritage to prepare an assessment of the heritage significance of the Park. While working on the National Heritage List nomination, Council also commissioned Betteridge Heritage to assess the Park against the NSW State Heritage criterion to determine if it is of State heritage significance.

The assessment (Attachment 1) found the Park met the relevant criterion for State Heritage significance. A State Heritage Register Nomination form has been prepared and is ready to be submitted to the Heritage Council of NSW for their consideration.

RECOMMENDATION OF DIRECTOR PLANNING AND PLACE

That Council endorse the submission of the State Heritage Register Nomination form for Manly Warringah War Memorial State Park to the Heritage Council of NSW for consideration.

REPORT

BACKGROUND

At its meeting on 25 June 2019, Northern Beaches Council resolved to nominate Manly Warringah War Memorial State Park (the Park) for the National Heritage List. Following a selective tender process, Council commissioned Betteridge Heritage to prepare an assessment of the heritage significance of the Park.

The National Heritage List (NHL) nomination was forwarded to the Australian Heritage Council on 14 February 2020 for consideration. The nomination was not successful however Council was advised that it could resubmit nomination again in the next submission round. A second nomination was made on 25 February 2021, with letters of support from Zali Steggall MP, the Federal Member for Warringah and the Returned and Services League of Australia (NSW Branch) Merchant Navy Sub-Branch.

Council subsequently commissioned Betteridge Heritage to prepare an assessment of the heritage and cultural significance of the Park to determine if it meets the NSW State Heritage Register criterion. The assessment found the Park is of State significance and meets the criteria for State listing on the State Heritage Register (SHR). A State Heritage Register nomination form has been completed and is ready to be submitted to the Heritage Council of NSW for their review and consideration.

The Australian Heritage Council have not finalised the assessment of nominations for the National Heritage List for 2020/21. However, many places of National Heritage Significance are also listed at the State level.

The Park is Crown land and Council is the Crown Land Manager.

History of Manly Warringah War Memorial State Park

The Park is approximately 377 hectares in size, with areas of remnant bushland, open water and modified landscape (including a golf course and picnic areas). The total catchment area is approximately 520 hectares. Figure 1 below, identifies all land parcels that make up the curtilage of the Park which Council is seeking to be included on the State Heritage Register.

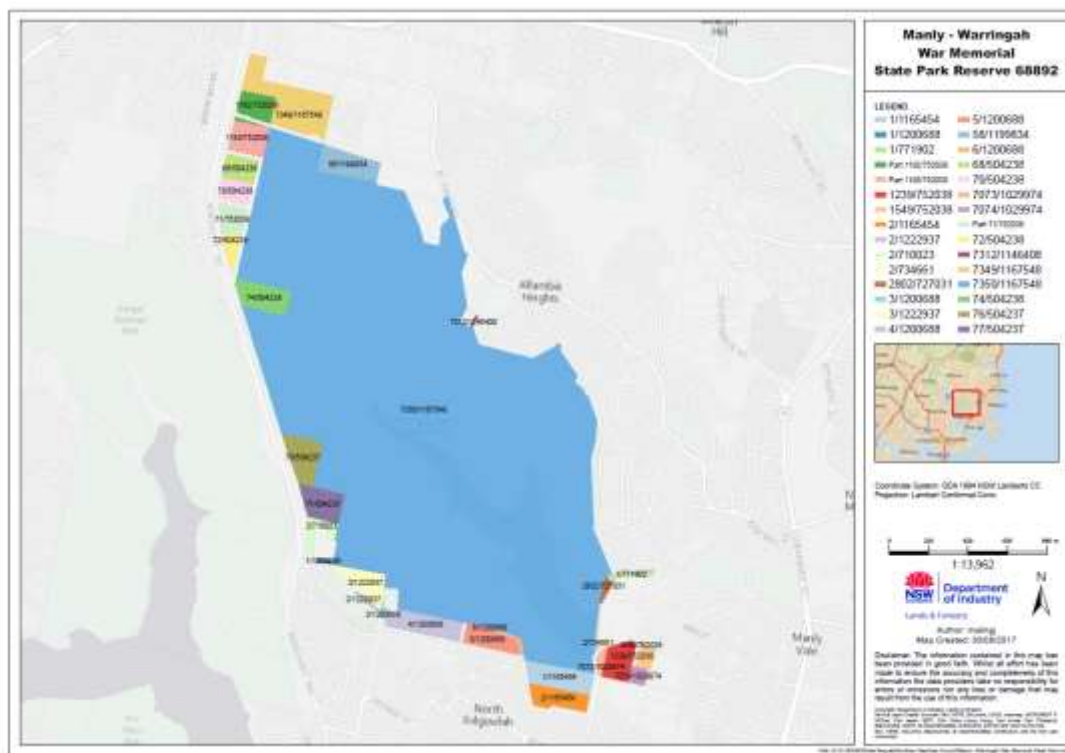


Figure 1: Map of Manly Warringah War Memorial State Park Reserve 68892, showing the various parcels making up the Park. (Source: NSW Department of Industry (Lands and Forestry)).

The Park is partly located within the suburbs of Manly Vale, North Balgowlah and Allambie Heights. As well as being a dedicated War Memorial and State Park, the Reserve is important for the conservation of natural and Aboriginal cultural values and provides local and regional open space for both passive and active recreation.

In 1892 Curl Creek, which rises in Frenchs Forest, west of the Wakehurst Parkway, was dammed to form a deep, freshwater lake known as Manly Reservoir. The Manly Reservoir was created to provide a permanent supply of fresh water for the village of Manly and surrounding areas. The Manly Reservoir was designed and constructed by the NSW Department of Public Works under the supervision of Engineer-in-Chief C J Darley.

Supply was supplemented from the Metropolitan Board of Water Supply and Sewerage (MBWSS) Upper Nepean Scheme in 1906 and the dam was enlarged on three separate occasions up to 1922. By 1924, Manly Reservoir was supplying water to the Manly and Warringah local government areas. By 1928 domestic demand again overtook the Manly Reservoirs capacity and the area was connected into the main metropolitan water supply scheme.

Chronological List of Recognition of Significance

- The heritage values of Manly Warringah War Memorial State Park have been recognised for a century. Around 1920 a committee of ex-servicemen was given the responsibility of managing the bushland catchment of Manly Dam.
- On 8 December 1993 the Manly Dam was gazetted as Reserve 68892 (Reserve) for public recreation and named the Manly Warringah War Memorial Park. The Parks role as a War Memorial Park was established after the First World War when it was placed under the care of a committee of ex-servicemen.
- Warringah Council were appointed trustee of the Reserve in 1953 and delegated the responsibility to the Manly Warringah Districts Parks Joint Committee. The value of Manly Dam for hydraulics research was recognized, and by the mid-1950s three hydraulic

laboratories were situated below the dam wall, operated by the Metropolitan Water Sewerage & Drainage Board (MWSDB), the Department of Public Works (DPW) (established in 1944).

- The Park was listed on the Commonwealth Government's Register of the National Estate (RNE) since 1977, with updated listings in 1993 and in 2001. The RNE was closed in 2007 and replaced by the National Heritage List (NHL), which is Australia's list of natural, historic and Indigenous places of outstanding significance to the nation. The RNE remains as a searchable database with no statutory force.
- Manly Dam Reserve was rededicated in 1995 as a War Memorial as part of the 'Australia Remembers' commemorations to mark the 50th anniversary of the end of World War II. In 1998 the Manly Warringah War Memorial Park Remembrance Trust was formed to plan, design and construct an appropriate memorial.
- Manly Dam, comprising the dam wall and a limited curtilage has been listed on the State Heritage Register (SHR) since 1999.
- Manly Dam wall is listed as a heritage asset on Sydney Water's register under Section 170 of the Heritage Act 1977 since 2000 and Manly Hydraulics Laboratory is listed on the NSW Department of Commerce's Section 170 Register.
- Manly Dam and Manly Hydraulics Laboratory are listed as items on Schedule 5 – Environmental Heritage of Warringah Local Environmental Plan 2011 and Manly Dam and surrounds are listed as a Heritage Conservation Area on the same schedule.
- Manly Warringah War Memorial State Park and the King Street "Avenue of Honour", a living memorial to the service and sacrifice of Merchant Navy, are listed on the New South Wales War Memorials Register.
- Manly Warringah War Memorial Park was declared a State Park (Manly Warringah War Memorial State Park) on 7 April 2017 in the NSW Government Gazette No 46.

Heritage Significance Assessment for the State Heritage Register

The assessment of the Park was prepared in accordance with the 8-step process as set out in the NSW Heritage Manual, as listed below.

- 1 Summarise what is known about the item.
- 2 Describe the previous and current uses of the item, its associations with individuals or groups and its meaning for those people.
- 3 Assess significance using the NSW heritage assessment criteria.
- 4 Check whether a sound analysis of the item's heritage significance can be made.
- 5 Determine the item's level of significance i.e. local or state.
- 6 Prepare a succinct statement of heritage significance.
- 7 Obtain feedback from relevant information providers and other stakeholders.
- 8 Write up all the information gathered.

The report provided in Attachment 1 provides a detailed assessment against the 8-step process, including the NSW heritage assessment criteria as follows:

Historical Significance (Criterion A) - An item is important in the course, or pattern, of NSW's or an area's cultural or natural history.

Manly Dam is the largest example of an independent water supply system within the Sydney metropolitan area. The item played an important role as an independent water supply scheme for the Northern Beaches area of Sydney. The item is a remainder from the period when the Northern Beaches was remote from the major areas of settlement in Sydney, prior to the opening of the Sydney Harbour Bridge. The item is an early example of the Government initiative of the early 1890s, allowing local councils to raise loans for water supply purposes. The item was designed and built under supervision by the NSW Department of Public Works and is associated with the prominent engineers in this department at this time, particularly, E.O. Moriarty and C.W. Darley. The dam is one of the last of its size and type designed by the NSW Department of Public Works as a gravity wall, prior to the general adoption of curved concrete walls for small dams.

Manly Dam Wall is of heritage significance at the State level because of its historical values.

Historical Associational Significance (Criterion B) - An item has strong or special association with the life or works of a person, or group of persons, of importance in NSW's or an area's cultural or natural history.

Manly Warringah War Memorial State Park has strong associations with the traditional owners who inhabited the land for thousands of years prior to European settlement. There has been a more recent and ongoing involvement of Aboriginal people in the management, protection and promotion of the Aboriginal heritage of the Park. The area along Curl Curl Creek which was dammed in the late 19th century to create the water supply had been one of the first areas of Sydney explored by officers of the First Fleet in 1788, including Governor Arthur Phillip, Lieutenant Ball, Judge Advocate David Collins and Surgeon John White in April 1788. This journey of exploration expanded the knowledge of the new arrivals in the nature of the environment and the appearance and customs of the indigenous people they encountered on the journey. While this connection of the place with Governor Phillip and others was short-term, it had long-lasting ramifications.

The Park includes lands that were owned by prominent colonial figure D'Arcy Wentworth and by ex-convict James Jenkins, who built the first road from Balgowlah to Dee Why. The dam was designed and built under supervision by the NSW Department of Public Works and is associated with the prominent engineers in this department at this time, particularly, E O Moriarty and C W Darley.

The Park is assessed to satisfy this criterion at a State level.

Aesthetic Significance (Criterion C) - An item is important in demonstrating aesthetic characteristics and / or a high degree of creative or technical achievement in NSW or an area.

Manly Dam Wall is a simple and attractive construction, located in a picturesque setting. The item is a good example of a basic concrete-walled gravity dam.

It is an impressive structure, with its relatively thin wall standing between the water body of the reservoir on the west and the void and valley floor on the east.

Manly Dam Wall and the Park are of heritage significance at the local level because of their aesthetic values.

Social Significance (Criterion D) - An item has strong or special association with a particular community or cultural group in NSW or an area for social, cultural or spiritual reasons.

Social value is hard to quantify without detailed surveys of those who have been associated with a place, but the local community maintains a strong interest in Manly Warringah War Memorial State Park because of its natural and cultural values and its dedication as a war memorial. The social value is attested to by the listing of various aspects of the Park on statutory and non-statutory heritage registers and the strong and persistent efforts by recognisable groups in the community to protect the catchment from pollution and unsympathetic development.

Manly Dam Wall and the Park are of heritage significance at the local level because of their social values.

Technical Significance and Research Potential (Criterion E) - An item has potential to yield information that will contribute to an understanding of NSW's or an area's cultural or natural history.

Manly Dam Wall is important for the pioneering "post-tensioning" method used in the late 1970s to strengthen it. "Post-tensioning" involved forty-six vertical steel tendons anchored through the dam wall, into the rock foundations and to the top of the dam wall, to pull the dam wall down harder onto the bedrock - a clear innovative design solution that achieved its purpose successfully and was an important benchmark for this engineering technique that has since been widely employed at other sites across Australian and overseas. . This makes it an important reference site. These works included the addition of the metal walkway on top of the dam wall. The item is a century-old, mass-concrete gravity dam that has no operational imperative, making it an ideal facility for a range of experimental and research activities. The item is the site of on-going testing and monitoring of the wall-strengthening methodology pioneered at this dam.

Manly Dam is of technical significance at a state level for its continuing role in the provision of experimental facilities. The dam enabled the development immediately downstream of two research centres of excellence, namely Manly Hydraulic Laboratory (MHL) and the UNSW Water Research Laboratory (WRL), both of which have carried out extensive research in experiments spanning coasts, rivers, estuaries, catchments, hydrology, civil engineering hydraulics, groundwater, renewable energy, climate change adaptation and wetland restoration. Physical hydraulic modelling experiments carried out at the MHL have resulted in positive outcomes for major engineering projects in Australia including Warragamba Dam and Oberon Dam, Port Kembla and Newcastle Harbours and overseas developments. Many of the staff of the MHL have gone on to significant water engineering roles in Australian universities and government agencies.

Manly Dam and its associated facilities are of heritage significance at the State level.

Rarity (Criterion F) - An item possesses uncommon, rare or endangered aspects of NSW's or an area's cultural or natural history.

Manly Dam Wall is a key part of the largest and most developed of the surviving regional independent water supply schemes in Sydney. The item is one of the very few substantial dam structures located within the suburbs of Sydney. The item was subject to a dam strengthening program which pioneered a world-first technology, and which has subsequently become an accepted procedure for this purpose. The item is one of the last of its size and type designed by the NSW Department of Public Works between the 1890s and 1930s as a gravity wall, prior to the general adoption of curved concrete walls for small dams.

Manly Dam Wall is of heritage significance at the State level due to its rarity as an early concrete gravity dam and the reservoir created by the dam is rare as an independent water supply for part of Sydney. Manly Warringah War Memorial State Park is the only known example in Australia of a large natural catchment modified by human activity for water storage and dedicated as a war memorial for those who have served Australia in World Wars I and II, subsequent conflicts and peacekeeping missions. In this respect, it differs from designed landscapes such as avenues of honour, the Remembrance Driveway plantations between Sydney and Canberra, urban war memorial parks and swimming centres. The only comparable war memorial park encompassing a significant natural area is thought to be Albany Heritage Park in Western Australia.

Additionally, Manly Warringah War Memorial State Park has outstanding heritage value to NSW as it is the natural occurrence site and a preferred natural management site for *Prostanthera marifolia*, a plant species listed as Critically Endangered on the list of Threatened Flora under the Commonwealth's Environmental Protection and Biodiversity Conservation Act 1999 and on Schedule 1, Part 1 of the NSW Biodiversity Conservation Act 2016. The Park also supports

populations of two other plant species, namely *Tetratheca glandulosa* and *Pimelea curviflora* var *curviflora*, the amphibian *Pseudophryne australis* (Red-crowned Toadlet) and the reptile *Varanus rosenbergi* (Rosenberg's Goanna, Heath Monitor), all listed as Vulnerable species under the Biodiversity Conservation Act 2016. The Park also includes significant remnants of the Duffys Forest Ecological Community in the Sydney Basin Bioregion (as described in the determination of the Scientific Committee under Division 5 of Part 2 of the Threatened Species Conservation Act 1995), an Endangered Ecological Community under the Biodiversity Conservation Act 2016.

The body of water in the park is also rare as a large freshwater reservoir suitable for primary contact recreation in the metropolitan area of a major city in Australia. *Galaxias brevipinnis* (Climbing Galaxias), a small (150-170 millimetres long), 'climbing' fish species is present in Manly Dam. This is the most northerly population of this uncommon species in Australia and the only population in the Sydney area

For the above reasons, the place is considered to satisfy this criterion at a State level.

Representativeness (Criterion G) - An item is important in demonstrating the principal characteristics of a class of NSW's or an area's cultural or natural places or environments.

The level of heritage significance at State or local levels can only be determined by comparison with other like items. The attributes described for criteria (f) and (g) will assist in the determination of significance. A heritage item is not to be excluded on the ground that items with similar characteristics have already been entered on a statutory list.

The Manly Dam Wall is a representative example of a small concrete gravity dam structure from the late 19th century and is representative of a range of small dams erected for water supply purposes by the NSW Department of Public Works between the 1890s and 1930s.

Manly Dam Wall is of heritage significance at a State level due to its representativeness of a particular type of construction.

The report from Betteridge Heritage concludes:

I am of the opinion that Manly Warringah War Memorial State Park, encompassing the major significant ecological communities, Manly Dam and the Park as a war memorial, is of significance for its historic, associational, aesthetic, technical and research potential, social values, rarity and representativeness, satisfying at least four of these criteria at a State level that would warrant its nomination for inclusion on the State Heritage Register.

CONSULTATION

The State Heritage Register Nomination form (Attachment 2) has been reviewed by Council's Internal Working Group (IWG). IWG stakeholders include the Aboriginal Heritage Office, Coordinator of Manly Warringah War Memorial State Park and the Heritage Team of Strategic and Place Planning.

The Manly Warringah War Memorial State Park Advisory Committee and the Save Manly Dam Catchment Committee were also provided the opportunity to review the State Heritage Register Nomination form.

TIMING

The Heritage Council of NSW receives nominations for the State Heritage Register throughout the year. The State Heritage Register nomination and assessment process does not incorporate indicative timeframes or Key Performance Indicators (KPIs).

LINK TO STRATEGY

This report relates to the Objectives of the Greater Sydney Region Plan, *A Metropolis of Three cities*:

- Objective 13: Environmental heritage is identified, conserved and enhanced.
- Objective 25: The coast and waterways are protected and healthier.
- Objective 27: Biodiversity is protected, urban bushland and remnant vegetation is enhanced
- Objective 28: Scenic and cultural landscapes are protected.

This report relates to the North District Plan Planning Priorities:

- Planning Priority N6: Creating and renewing great places and local centres, and respecting the District's heritage.
- Planning Priority N15: Protecting and improving the health and enjoyment of Sydney Harbour and the District's waterways.
- Planning Priority N16: Protecting and enhancing bushland and biodiversity.
- Planning Priority N17: Protecting and enhancing scenic and cultural landscapes.

This report relates to the Northern Beaches Local Strategic Planning Statement Priorities of:

- Priority 1: Healthy and valued coast and waterways.
- Priority 2: Protected and enhanced bushland and biodiversity.
- Priority 3: Protected scenic and cultural landscapes.
- Priority 18: Protected, conserved and celebrated heritage

This report relates to Environment and Climate Change Strategy.

This report relates to the Community Strategic Plan Outcome of:

- Protection of the Environment - Goal 1: Our bushland, coast and waterways are protected to ensure safe and sustainable use for present and future generations.
- Protection of the Environment - Goal 3: Our community is well-supported in protecting the environment.

FINANCIAL CONSIDERATIONS

The recommendations of this report pose no financial impact on Council. In the event that the preparation of a Conservation Management Plan is required it could be funded under existing operational budgets

SOCIAL CONSIDERATIONS

The Park has significant environmental and recreation assets and is highly valued by the local community as a recreation venue, conservation area, scenic asset and Aboriginal cultural site.

ENVIRONMENTAL CONSIDERATIONS

The Park is the largest area of remnant bushland managed by Northern Beaches Council and includes the historic dam structure, Aboriginal cultural sites and significant ecological communities and populations of rare and endangered flora and fauna.

GOVERNANCE AND RISK CONSIDERATIONS

Submitting the State Heritage Register nomination for the Park is considered low risk and would be supported by the general community, park users and the Save Manly Dam Catchment Committee.

Council does not currently have a Conservation Management Plan (CMP) for the Park. Should the Park be listed on the State Heritage Register (SHR), any routine maintenance works or minor sympathetic works would be covered by standard exemptions or site specific exemptions developed by Heritage NSW and Council, which are gazetted as part of any State heritage listing.

ITEM 12.2	PEX2020/0009 - PLANNING PROPOSAL FOR 150 DARLEY ROAD, MANLY (FORMER MANLY HOSPITAL)
REPORTING MANAGER	EXECUTIVE MANAGER STRATEGIC AND PLACE PLANNING
TRIM FILE REF	2021/446101
ATTACHMENTS	<ol style="list-style-type: none">1 ⇒ Former Manly Hospital Planning Proposal Assessment Report June 2021 (GHD) (Included In Attachments Booklet)2 ⇒ Item 3.3 of the Minutes of the Northern Beaches Local Planning Panel - 16 June 2021 (Included In Attachments Booklet)3 ⇒ Planning Proposal (Amended) - Northern Beaches Council - 150 Darley Road, Manly (former Manly Hospital site) (Included In Attachments Booklet)

SUMMARY

PURPOSE

To report the assessment of a Planning Proposal for 150 Darley Road, Manly (former Manly Hospital site) and request that Council support that the Planning Proposal progress to the Department of Planning, Industry & Environment for a Gateway Determination subject to recommended amendments and the provision of additional information.

EXECUTIVE SUMMARY

A Planning Proposal was lodged by Mecone Pty Ltd on behalf of Property & Development NSW for the former Manly Hospital site located at 150 Darley Road, Manly on 6 November 2020. The Proposal as lodged sought to amend Schedule 1 of the Manly Local Environmental Plan 2013 to allow the following additional permitted uses on the former Manly Hospital site to facilitate the development of a health and well-being precinct as follows:

- Development for the purpose of a health services facility permitted with development consent on Lot 2728, DP 752038.
- Development for the purpose of a group home, community facility, educational establishment, food and drink premises, centre-based child care facility, indoor recreational facility, neighbourhood shop, function centre, respite day care centre and seniors housing permitted with development consent on Lot 2619, DP 752038.

Council commissioned GHD Pty Ltd (GHD) to undertake an assessment of the Planning Proposal in accordance with the NSW Planning and Environment's *Planning Proposal: A Guide to Preparing Planning Proposal* (December 2018).

The Planning Proposal was publicly exhibited (Pre-Gateway non-statutory) from 20 November 2020 to 4 December 2020 and 6 public submissions were received. The content of these submissions and responses to each are included in the Planning Proposal Assessment Report attached. The Planning Proposal was also referred to internal Council business units as well as external State agencies for review and comment. These comments have been considered in GHD's review and included in the assessment report.

GHD completed their assessment of the Planning Proposal and concluded that the application has both strategic and site-specific merit and can be supported by Council and progressed to the NSW Department of Planning, Industry & Environment (DPIE) for Gateway Determination. GHD's recommendation is subject to the inclusion of the heritage listing of several structures within the

precinct as well as future consideration of asset protection zone (APZ) establishment and maintenance particularly along SP2 and E2 zone boundaries.

Relevant Council staff have reviewed the assessment and, while agreeing with the recommendations, also concluded that the Planning Proposal as lodged did not contain adequate information regarding evacuation and access/egress to and from the site in the event of an emergency. A further recommendation has now been added that this information be provided as a condition of any future Gateway Determination.

The independent assessment by GHD and Council staff's recommendation were presented to the Northern Beaches Local Planning Panel (the Panel) for consideration on 16 June 2021. In response to the assessment report and proposed recommendations, the applicants made a submission to the Panel requesting that additional heritage information be provided post-Gateway determination with the bush fire information being submitted with the development application rather than at rezoning stage.

With regard to bush fire information and in particular, evacuation, egress and access, the NSW RFS *Planning for Bush Fire Protection 2019* guidelines are clear that this information is to be provided at the strategic planning stage given that the additional uses proposed have not previously been considered. Additionally, Council notes that the heritage listing of buildings identified as having high heritage value is recommended in the Heritage Study supplied with the Planning Proposal documentation. This Study provides sufficient information for the listing of these structures and their listing can further inform the preparation of a Conservation Management Plan as will be required at the development stage.

GHD and Council staff's recommendations were upheld by the Panel and the Planning Proposal has now been amended accordingly. The Panel also included several recommendations regarding the priority of a master plan and its importance in establishing the primary purpose of the site as a health services facility. These recommendations will be considered and have an impact at the time a site-specific development control plan is being prepared.

If the amended Planning Proposal is supported by Council, it will be progressed to DPIE for Gateway Determination with a request that additional information regarding evacuation be required as a condition.

RECOMMENDATION OF DIRECTOR PLANNING AND PLACE

That Council support the progression of the Planning Proposal for 150 Darley Road, Manly (former Manly Hospital site) and forward it to the NSW Department of Planning, Industry & Environment for a Gateway Determination, in accordance with section 3.34(1) of the *Environmental Planning and Assessment Act 1979*, subject to the following additional information:

1. A traffic report prepared by a suitably qualified traffic consultant modelling traffic evacuation and identified access/egress points for the precinct, in the event of an emergency especially a bushfire event in accordance with *Planning for Bush Fire Protection 2019*
 2. An assessment of all critical infrastructure including electricity, gas and water as required by the strategic bush fire assessment under the *Planning for Bush Fire Protection 2019*.
 3. The development of a masterplan (this could be incorporated in the site specific DCP) to confirm the primary purpose and use of the site as a health services facility together with details of subservient uses.
-

REPORT

BACKGROUND

Community Engagement following the closure of Manly Hospital

When the Manly Hospital was officially closed in 2018, the NSW Government announced that an Adolescent and Young Adult Hospice (AYAH) would be located on a portion of the site and the balance of the site would be redeveloped to accommodate a health and well-being precinct.

A Project Steering Advisory Committee (PSAC) was established to assist DPIE in developing a master plan for the entire site focused “on delivering health and wellbeing-related uses, a mix of open and community spaces, neighbourhood-scale shops, food and drink offerings, and developing an adaptive re-use strategy for the existing heritage buildings”.

Community consultation was undertaken in August and September 2019 which identified key themes to inform the concept master plan.

Further consultation was undertaken between July and September 2020 to seek the community’s feedback on the draft concept master plan prior to lodging the planning proposal. A virtual webinar was held on 21 September 2020 to answer the community’s queries.

Council Pre-Lodgment Meeting

Ahead of formally lodging a Planning Proposal application, a pre-lodgment meeting was held on 1 April 2020 with relevant Council officers.

Site Context

The site is located at 150 Darley Road, Manly – it is 4.66 ha and is comprised of three allotments that are legally referred to as:

- Lot 2619 DP 752038
- Lot 2727 DP 752038
- Lot 2774 DP 752038

The broader site also includes Lot 2728 DP 752038, the site where the Adolescent and Youth Adult Hospice (AYAH) is already under construction and is the subject of a separate approval process.

The site has a primary northern frontage to Darley Road of 150m and secondary north eastern frontage to North Head Scenic Drive of 170m.

Existing development across the 4 lots is as follows:

- Development in the form of the former Manly Hospital and precinct is generally contained within lots 2619 and 2728. The Hospital site is currently not being utilised.
- Lots 2727 and 2774 to the south are largely undeveloped and contain dense vegetation.

Planning Proposal Assessment

GHD have conducted an independent assessment of the Planning Proposal in accordance with the NSW Planning and Environment’s *Planning Proposal: A Guide to Preparing Planning Proposal* (December 2018). GHD has concluded that the Planning Proposal can be supported by Council and progressed to the NSW Department of Planning, Industry & Environment (DPIE) for Gateway Determination subject to the inclusion of the heritage listing of several structures within the precinct.

It is noted that the Planning Proposal has been updated to include the heritage listing of the structures recommended by GHD.

Further, GHD recommend any future Biodiversity Assessment Report (BDAR) include consideration of the establishment of the Asset Protection Zone, and maintenance particularly along SP2 and E2 zone boundaries. The BDAR will be submitted as part of the site specific DCP.

A preliminary review raised concerns around the lack of information regarding impacts to biodiversity, the establishment of appropriate Asset Protection Zones in compliance with bushfire prone land requirements. Council requested and subsequently received on 16 April 2021, additional information in the form of a revised Ecological Constraints Report as well as a Vegetation Management Plan (VMP).

GHD's assessment of the Planning Proposal and additional information is presented to Council in Attachment 1. Their recommendation reads as follows:

On the basis of the information presented with the Planning Proposal, it is recommended that Council support the progression of the Planning Proposal for a Gateway determination from DPIE under section 3.34(1) of the Environmental Planning and Assessment Act 1979 subject to the following:

The Planning Proposal is to include heritage listing for the following structures for Manly Hospital:

- *The remnant façade of Building 1, constructed 1928*
- *The Main Ward Block (Building 2), constructed 1928*
- *The Kitchen (Building 15), constructed 1928*
- *Parkhill Cottage (Building 20), constructed 1921, which has historical associations with the Quarantine Station*
- *The eastern and western sandstone boundary walls to Lot 2619 DP752038 and alignment of eastern boundary wall, constructed 1920*
- *The bushland areas, which provide the historical natural setting of the hospital site (landscape setting)*
- *The Kiosk (Building 5), constructed 1931*
- *Nurses home (Building 22), constructed 1931, excluding later additions*

The Planning Proposal and subsequent LEP amendment should reference the need for a Conservation Management Plan to be prepared to guide the redevelopment of the site and the proposed adaptive reuse of the existing buildings as part of a site specific Development Control Plan and a Visual Assessment report of the site and potential future development outcomes.

In addition to the above it is noted that any future BDAR submitted in support of the broader Manly Hospital masterplan development should address the following matters:

- *Interactions between E2 zone objectives and APZ establishment/maintenance;*
- *Direct vegetation impacts associated with the proposal including APZ establishment/maintenance;*
- *Indirect impacts associated with operation of the new uses/activities (e.g. light, noise, increased traffic causing road mortality of bandicoots, intensification of human activity);*

- *Potential impacts to threatened entities including Littoral Rainforest EEC, Powerful Owls, Little Penguins (including stormwater/run-off/erosion impacts to the AOBV), Long-nosed Bandicoots, Sunshine Wattle and Magenta Lilly Pilly;*
- *Discussion of measures to avoid and minimise impacts and mitigation measures for any residual impacts.*

The above concerns have been addressed by updating the Planning Proposal.

Council staff have reviewed GHD's assessment report and recommendations, and raised the following matters:

- No assessment has been made to determine if the road network (within the precinct) can support evacuation demands in the event of an emergency. The rezoning will facilitate additional population in the precinct and a traffic report prepared by a suitably qualified traffic consultant should model traffic evacuation in the event of an emergency including the identified access/egress points for the precinct.

The applicant's Petersen Bushfire report notes that some of the proposed site access and road provisions including the access road to Collins Beach Road however, this road is in North Head National Park.

- Consideration of all critical infrastructure should include electricity and gas, not just water, as required by the strategic bush fire assessment under the Planning for Bush Fire Protection 2019.

These two matters were discussed with GHD and subsequently raised by Council staff at the Northern Beaches Local Planning Panel.

Northern Beaches Local Planning Panel

The matter was reported to the Northern Beaches Local Planning Panel (the Panel) at its meeting on 16 June 2021. In response to the published assessment report and proposed recommendations, the applicants made a submission to the Panel requesting that the amendments and additional information required in the recommendations be provided post-Gateway determination (Heritage) and at the development application stage of the project (bush fire/evacuation).

With regard to bush fire information and in particular, evacuation, egress and access, the NSW RFS *Planning for Bush Fire Protection 2019* guidelines clearly require that this information be provided at the strategic planning stage and within a Strategic Bushfire Study (see Section 4.2) in order to be supported by the NSW RFS. No analysis has been undertaken within the Planning Proposal documentation that identifies the impact of the proposed additional uses on traffic within the site.

Additionally, Council notes that the heritage listing of buildings identified as having high heritage value is recommended in the Heritage Study supplied with the Planning Proposal documentation. This Study provides sufficient information for the listing of these structures and their listing can further inform the preparation of a Conservation Management Plan as required at the development application stage. The applicants have requested that structures within the Adolescent and Youth Adult Hospice (AYAH) site not be heritage listed as the site is not part of the current Planning Proposal. The AYAH site is within the former Manly Hospital site and it would be incongruous to omit a part of the former Manly Hospital site particularly in the context of the heritage significance of all the structures within the Hospital site.

The Panel's recommendations are in Attachment 2, and provided below:

That the Northern Beaches Local Planning Panel:

- Recommends that Council endorse the Planning Proposal for 150 Darley Road, Manly (former Manly Hospital), and forward it to the NSW Department of Planning, Industry*

and Environment (DPIE) to seek a Gateway Determination subject to the recommendations in Part 7 of the GHD report of June 2021.

- B. Recommends consideration of all critical infrastructure including electricity and gas, not just water, as required by the strategic bush fire assessment under the Planning for Bushfire Protection.*
- C. Recommends that Council request DPIE to require that additional information (Heritage and Bushfire) be submitted as a condition of, and prior to, any future Gateway Determination.*
- D. Recommends, as a high priority, the development of a master plan and the submission of a traffic impact assessment report addressing the issues raised in the GHD report dated June 2021.*
- E. Recommends that the master plan confirms the primary purpose and use of the site as a health services facility together with details of the associated subservient uses.*
- F. Recommends that site specific provisions be included in the LEP for the primary purpose and use of the site as health services facility together with associated subservient uses.*

The Panel's recommendation for assessment of all critical infrastructure, bushfire and traffic impact assessment can be obtained as conditions of a Gateway Determination with these studies being submitted to Council prior to commencing the statutory public exhibition of the Planning Proposal.

The Panel's additional recommendations for the preparation of a masterplan ensure that the site's primary use remains that of health services facilities can be addressed through the existing requirement for a site-specific Development Control Plan (DCP) being prepared for the site. The preparation of a site-specific DCP based on the masterplan will, in turn, inform the primary use of the land.

Conclusion

In view of the independent assessment undertaken by GHD, additional recommendations from relevant Council staff, and the recommendations of the Northern Beaches Local Planning Panel the Planning Proposal has been amended to include the heritage listing of several structures within the site. The Planning Proposal has also been amended to reflect the need for more information regarding evacuation, in Attachment 3.

Notwithstanding, the application has been determined to have both strategic and site-specific merit and can be supported by Council and forwarded to the DPIE for gateway determination along with a request that additional information relating to bush fire (evacuation and access/egress) be required as a condition of gateway determination.

CONSULTATION

The Planning Proposal was placed on pre-gateway (non-statutory) exhibition from 20 November 2020 to 4 December 2020 with 6 submissions being received. Detailed discussion of the issues raised in the submissions can be found in GHD's assessment report for the Planning Proposal. Council will await further directions on statutory exhibition once a gateway determination is received from the NSW Department of Planning, Industry and Environment.

TIMING

Should Council agree to progress the Planning Proposal, it will be forwarded to the NSW Department of Planning, Industry and Environment for Gateway Determination.

LINK TO STRATEGY

This report relates to the Community Strategic Plan Outcome of:

- Places for People - Goal 7: Our urban planning reflects the unique character of our villages and natural environment and is responsive to the evolving needs of our community.
- Places for People - Goal 8: Our neighbourhoods inspire social interaction, inclusion and support health and wellbeing.

FINANCIAL CONSIDERATIONS

The proponents have paid the relevant application fees for a major planning proposal. These fees become part of the Strategic and Place Planning budget and are used to cover all the necessary work and expenses involved in preparing and progressing the Planning Proposal.

SOCIAL CONSIDERATIONS

The Planning Proposal seeks to establish a health and wellbeing precinct and in doing so, provide for additional health and community uses.

ENVIRONMENTAL CONSIDERATIONS

The planning proposal includes an Ecological Constraints report and any development in relation to the proposed new uses will require further consideration of impacts to biodiversity.

GOVERNANCE AND RISK CONSIDERATIONS

The Planning Proposal is unlikely to generate significant risk or governance issues as the site will also require the development of a site-specific development control plan and master plan that will guide development in the precinct.

ITEM 12.3	REPORT ON STATUTORY EXHIBITION OF PLANNING PROPOSAL PP0003/17 AT 2-4 NOOAL STREET AND 66 BARDO ROAD, NEWPORT
REPORTING MANAGER	EXECUTIVE MANAGER STRATEGIC AND PLACE PLANNING
TRIM FILE REF	2021/490078
ATTACHMENTS	<ol style="list-style-type: none">1 ⇒ Planning Proposal - PP003/17 - 2 Nooal Street , 4 Nooal Street and 66 Bardo Road, Newport - April 2021 (Included In Attachments Booklet)2 ⇒ Planning Proposal PP0003/17 - Summary of Submissions (Included In Attachments Booklet)3 ⇒ Revised Gateway Determination - 15 September 2020 (Included In Attachments Booklet)4 ⇒ Revised Gateway Determination - 23 March 2021 (Included In Attachments Booklet)

SUMMARY

PURPOSE

To inform Council of the outcome of the statutory public exhibition of Planning Proposal PP0003/17. This report recommends that Council maintain its objection to the Planning Proposal. However, in accordance with the requirements of the revised Gateway Determination issued by the Department of Planning, Industry and Environment dated 23 March 2021, Council are required to return the Planning Proposal to the Department of Planning, Industry & Environment (DPIE) for completion.

EXECUTIVE SUMMARY

Planning Proposal PP003/17 seeks to amend Schedule 1 – Additional Permitted Uses of the Pittwater Local Environmental Plan 2014 (Pittwater LEP) to make ‘seniors living’ an additional permitted use for 2-4 Nooal Street and 66 Bardo Road, Newport.

As outlined within the Background section of this report, this Planning Proposal has a long history of consistent objection from Council and objection from the community. Notwithstanding these objections, the Sydney North Planning Panel, the Independent Planning Commission and subsequently DPIE have supported the Planning Proposal. DPIE issued Gateway Determinations requiring Council to amend the Planning Proposal to reflect positive support for the Proposal.

In accordance with the Revised Gateway Determination issued by DPIE in March 2021, the Planning Proposal was placed on statutory public exhibition between 28 April and 30 May 2021. Council received a total of 59 submissions from the public during the exhibition period. 43 submissions objected to the Planning Proposal and 16 submissions supported the Planning Proposal. Council also notified a number of state agencies and received responses from five.

Submissions in support of the Planning Proposal raised ageing in place, suitability of the development and providing appropriate housing for seniors as reasons for support. While submissions objecting to the proposal raised issues regarding precedent, character, location of the site and its distance to public transport.

Council is the Principal Planning Authority for the Planning Proposal, however in accordance with the revised Gateway Determination, Council is no longer the authorised local plan making authority for this Planning Proposal. On this basis, Council does not have the delegation to make or finalise the Planning Proposal and must return the Planning Proposal to DPIE to complete the rezoning process.

Notwithstanding Council's reduced role, it is recommended that Council's objection to the Planning Proposal be maintained.

RECOMMENDATION OF DIRECTOR PLANNING AND PLACE

That Council:

1. Continue to maintain its objection to the Planning Proposal for the following reasons:
 - A. The Planning Proposal is inconsistent with the provisions of the North District Plan.
 - B. The Planning Proposal is inconsistent with the provisions of Council's Local Strategic Planning Statement - Towards 2040.
 - C. The Planning Proposal does not demonstrate strategic merit or site specific merit when assessed against the NSW Planning & Environment's: A guide to preparing planning proposals.
 - D. The Planning Proposal is inconsistent with the objectives of the E4 Environmental Living zone.
 - E. The Planning Proposal is out of character with the surrounding locality.
 - F. The Planning Proposal may establish an unwanted precedent.
 - G. The Planning Proposal does not provide affordable housing in keeping with the requirements of Council's Affordable Housing Policy.
 2. Write to the Minister for Planning requesting that the Planning Proposal not progress to finalisation in accordance with section 3.35(4) of the Environmental Planning and Assessment Act, 1979.
 3. Forward the Planning Proposal with all relevant supporting information to the NSW Department Planning, Industry and Environment as the Local Planning Making Authority.
-

REPORT

BACKGROUND

The sites subject to the Planning Proposal are known as 2 Nooal Street, Newport (Lot 1 DP 540092), 4 Nooal Street, Newport (Lot 1 DP 315279) and 66 Bardo Road, Newport (Lot 2 DP 540092). Under Pittwater LEP 2014 the subject site is zoned as E4 Environmental Living. Seniors Housing is not a permissible use in this zone.

Each property currently contains a single dwelling. The locality is characterised by single dwellings and secondary dwellings, with a number of larger lots throughout the area. To the west of the site is Crystal Bay, while to the north, east and west is predominantly characterised by low density residential development.

In September 2017, Council received a Planning Proposal to amend Pittwater LEP to add 'Seniors Living' as an additional permitted use at 2-4 Nooal Street and 66 Bardo Road, Newport. Image 1 below identifies the subject sites.



Image 1: Aerial image of subject site and immediate locality (site shown red crossed hatched)

Council, at its meeting of 27 November 2017 resolved not to support the Planning Proposal. Council resolved:

That:

A. Council does not submit the Planning Proposal lodged for 2-4 Nooal Street and 66 Bardo Road, Newport for a Gateway Determination for the following reasons:

a. It is inconsistent with the Pittwater Local Planning Strategy (2011)

- b. *It does not have strategic merit or site specific merit when assess in accordance with the NSW Planning & Environment's Planning Proposal: A guide to preparing planning proposals (2016)*
- c. *It does not align with the goals and targets of the Revised Draft North District Plan.*
- d. *It is inconsistent with the following State Environmental Planning Policies;*
 - i. *Housing for Seniors or People with a Disability*
 - ii. *Coastal Protection*
 - iii. *Draft Coastal Management*
- e. *Is inconsistent with the following Local Planning Directions;*
 - i. *2.1 – Environmental Protection Zones*
 - ii. *4.3 - Flood Prone Land*
 - iii. *7.1 – Implementation of the Metropolitan Strategy*
 - iv. *Draft Coastal Management Local Planning Direction.*
- f. *It is inconsistent with the objectives of the E4 Environmental Living Zone in Pittwater Local Environmental Plan 2014.*
- g. *It seeks to permit medium density residential development that is inconsistent with the established low density character of the area.*
- h. *It would set an unacceptable precedent.*

B. *The proponent and interested parties who made a submission be advised of Council's decision.*

Rezoning Review and Northern Beaches Local Planning Panel

The applicant subsequently sought and was granted a Rezoning Review by DPIE. At its meeting of 2 May 2018, the Sydney North Planning Panel heard the matter and on the following day determined the Planning Proposal should proceed with amendments. Rather than pursuing an amendment to Schedule 1 of the Pittwater LEP to introduce seniors housing as an additional permitted use, the Sydney North Planning Panel supported a rezoning from E4 Environmental Living to R2 Low Density Residential and a recommendation to investigate expanding the subject area to include 13 additional properties up to Irrubel Road.

Council had significant concerns regarding the decision and raised this matter with the Minister for Planning. Subsequent advice from DPIE determined that the subject Planning Proposal would only relate to the three lots originally identified by the applicant. Given the changes proposed by the Sydney North Planning Panel, Council sought to be the Relevant Planning Authority making it responsible for the preparation and management of the Planning Proposal.

The newly issued Section 9.1 Ministerial Directions for Planning Proposal included a requirement for Planning Proposals to be referred to the Local Planning Panel for advice, before being forwarded to DPIE for a Gateway Determination. The Planning Proposal was referred to the Northern Beaches Local Planning Panel (the Panel). At its meeting of 1 August 2018, the Panel provided the following advice:

1. *The proposal has not demonstrated strategic merit given the isolated nature of the site. It is inconsistent with the Pittwater Local Planning Strategy (2011).*
2. *The proposal fails to provide any public benefit or improvement.*
3. *There is no physical contribution to local affordable housing proposed.*
4. *The proposal does not represent orderly and economic planning.*

5. *The site is adversely affected by flooding as shown in the Pittwater Overland Flow Mapping and Flood Study and is therefore an inappropriate site for any increase in housing density or development for aged and disabled persons.*
6. *It does not align with the goals and targets of the North District Plan (March 2018).*
7. *The lack of strategic direction in the proposed amplifies the likelihood of similar applications in this environmentally sensitive area.*

The advice of the Northern Beaches Local Planning Panel was reported to Council at its meeting of 28 August 2018. Council resolved to submit the Planning Proposal for a Gateway Determination in line with the decision of the Sydney North Planning Panel. Council's resolution is provided below.

222/18 RESOLVED

That:

- A. *Council note the advice received from the Northern Beaches Local Planning Panel.*
- B. *Council now submits the Planning Proposal to the Department of Planning and Environment for a Gateway Determination as required by the Sydney North Planning Panel.*

Gateway Determination Review and Council's Role

DPIE issued a Gateway Determination in October 2019. After reviewing the Gateway Determination and Gateway Determination Assessment report, Council lodged a request for a Gateway Determination Review in December 2019. In Council's Gateway Determination Review request a number of issues were identified as needing additional consideration, including the following:

- The inconsistency of the proposal with the *North District Plan*, various State Environmental Planning Policies and Northern Beaches Local Strategic Planning Statement – *Towards 2040*.
- The factual errors regarding the flooding and coastal inundation of the site.
- The lack of strategic merit in the proposal.
- The risk of setting a precedent for similar sites in the Northern Beaches.

In July 2020, Council was notified that the Review had been forwarded to the New South Wales Independent Planning Commission (the Commission) to provide advice on whether the Planning Proposal should proceed. In August 2020, the Commission met with DPIE and the applicant, and Council staff to hear concerns with the proposal. Subsequently, the Commission determined that the proposal should proceed with only minor amendments to the original Gateway Determination. Subsequently a Revised Gateway Determination was issued by DPIE in September 2020, copy provided in attachment 3. Relevant extracts from the Gateway Determination are provided below:

1. *Prior to community consultation, the planning proposal is to be updated to:*
 - a. *Revise Part 1 - Objectives or Intended Outcomes without reference to the mechanism by which the objectives / intended outcomes will be achieved*
 - b. *Revise Part 2 - Explanation of Provisions to refer permitting 'seniors housing' as an additional permitted use on the land under schedule 1 of Pittwater LEP 2014*
 - c. *Revise Part 3 - Justification by:*
 - *Updating Subsection 2 - Is the Planning proposal the best means of achieving the objectives or intended outcomes, or is there a better way?, to reflect that the*

proposal seeks to include 'seniors housing' as a permitted land use under schedule 1 of Pittwater LEP 2014.

- *Revising Section B – Relationship to strategic planning framework to demonstrate that the proposal is consistent with the North District Plan (including Planning Priorities N5, N17, N19 and N22)*
- *Revising subsections a) and b) of Section B – Relationship to strategic planning framework to demonstrate that the proposal does have strategic and site specific merit and removes reference to the requirement for a site specific Development Control Plan (DCP)*

Revising Section 4 to demonstrate that the proposal is consistent with the Towards 2040 Local Strategic Planning Statement (Northern Beaches Council, March 2020)

- *Updating Section 5 to demonstrate consistency with the following SEPPs:*
 - *SEPP 55 – Remediation of Land*
 - *SEPP (Building Sustainability Index: BASIX) 2004*
 - *SEPP (Coastal Management) 2018*
 - *SEPP (Exempt and Complying Development Codes) 2008*
 - *SEPP (Housing for Seniors or People with a Disability) 2004*
 - *removing reference to the following SEPPs in Section 5:*
 - *SEPP 65 – Design Quality of Residential Apartments*
 - *SEPP 70 – Affordable Rental Housing Scheme*
 - *revising Section 6 to demonstrate that the proposal is consistent with all relevant Section 9.1 Directions*

- d *Ensure all figures/maps clearly depict labels and include a legend*
 - e. *Include figure extracts showing existing development standards that apply to the site*
 - f. *Remove the proposed Land Zoning Map in Part 4 and replace this with a proposed Additional Permitted Uses Map*
 - g. *Remove any discussion and reference of Council's Housing Affordability Policy*
 - h. *Remove any discussion and reference to potential voluntary planning agreement*
 - i. *Remove unsubstantiated claims regarding the site being affected by flooding and coastal inundation*
 - j. *Remove any discussion and reference to a site-specific Development Control Plan (DCP) and/or the addition of site specific DCP controls into Pittwater DCP 2014 or Pittwater DCP 21*
 - k. *Reflect the Council's 2019 Flood Study and to include a revised Estuarine Risk Management report to further assess the potential risk.*
2. *The revised planning proposal be forwarded to the Department for review and approval prior to exhibition.*

In accordance with the above requirement from DPIE, Council was instructed to make significant changes to the Planning Proposal and return the Planning Proposal to DPIE for review and approval. The changes were made as instructed and the Planning Proposal was returned to DPIE.

At Council's request, the applicant provided the revised flood and estuarine risk report in December 2020. These reports determined that the site could be safely developed for seniors housing with acceptable risk. These reports were subsequently referred to Council's Natural Environment and Climate Change team for comment and no objections were raised.

Subsequently, a further revised Gateway Determination was issued in March 2021, copy provided in attachment 4. The revised Gateway Determination required the Planning Proposal be publicly exhibited for a minimum of 28 days, and to be referred to Sydney Water and NSW Crown Lands for comment.

The Revised Gateway Determination included the following clause:

Given the nature of this planning proposal, Council is not be (sic) authorised to be the local plan-making authority to make this plan.

This clause effectively removed Council's delegation to act as the local plan making authority for this Planning Proposal.

Issues

Notwithstanding the direction to amend the Planning Proposal and Council's removal from the role of Plan Making Authority, the objections to the Planning Proposal remain. These objections have been articulated fully in previous reports to Council and are provided in summary form below:

- A. The Planning Proposal is inconsistent with the provisions of the North District Plan.
- B. The Planning Proposal is inconsistent with the provisions of Council's Local Strategic Planning Statement - Towards 2040.
- C. The Planning Proposal does not demonstrate strategic merit or site specific merit when assessed against the NSW Planning & Environment's: A guide to preparing planning proposals.
- D. The Planning Proposal is inconsistent with the objectives of the E4 Environmental Living zone.
- E. The Planning Proposal is out of character with the surrounding locality.
- F. The Planning Proposal may establish an unwanted precedent.
- G. The Planning Proposal does not provide affordable housing in keeping with the requirements of Council's Affordable Housing Policy.

Despite the maintenance of our objections to the Planning Proposal, Council is required to return the Planning Proposal to DPIE.

Outcomes of Statutory Public Exhibition

In accordance with the Revised Gateway Determination, the Planning Proposal was placed on statutory public exhibition for 30 days from 28 April to 30 May 2021. Local residents as well as those who made submissions on the Planning Proposal when it was first exhibited in 2017 were notified and invited to provide comment on the proposal. Council also notified a number of state agencies.

During the exhibition period, Council received 59 submissions from the public. One submission from the proponent of the Planning Proposal contained 29 letters of support, however it is noted 28 of the letters are dated in late 2020, i.e. before the proposal was placed on statutory public exhibition.

These submissions have not been included in the summary of submission report. Only one submission was prepared and dated during the current exhibition period and was included.

16 of the submissions received supported the Planning Proposal. Reasons for support include:

- Allowing for seniors to age in place
- The proposal is well designed
- The site is well located in terms of access to transport and services.

43 submissions objected to the Planning Proposal. The main objections include:

- Character
- Precedent
- Location and access
- Traffic and Parking
- The dangerous intersection and works to Bardo Lane
- Inconsistent with the objectives of the E4 Environmental Living Zone

A detailed Summary of Submissions is provided in Attachment 2.

State Agencies

Council notified the following state agencies of the public exhibition of the Planning Proposal and invited them to provide comments:

- Sydney Water
- Roads and Maritime Services NSW
- Transport for NSW
- NSW Crown Lands
- Department of Primary Industries – Fisheries NSW
- State Emergency Services (SES)
- Ausgrid

Responses were received from Fisheries NSW, NSW State Emergency Services, Transport for New South Wales and Sydney Water. No response has been received from the other agencies. The responses received did not provide any objection to the Planning Proposal proceeding. Detailed information on the State Agency submissions is provided in Attachment 2, table 4 – Summary of State Agency Submissions.

CONSULTATION

As outlined above the Planning Proposal was placed on public exhibition from 28 April to 30 May 2021. A total of 59 submissions were received during the exhibition period.

Any future development application for seniors living on the site would be subject to Council's standard development application notification procedures as required under the Community Participation Plan.

TIMING

After submission to the DPIE, the matter is expected to be gazetted and finalised within the next two months.

LINK TO STRATEGY

The Planning Proposal relates to the Community Strategic Plan Outcome of:

- Places for People - Goal 7: Our urban planning reflects the unique character of our villages and natural environment and is responsive to the evolving needs of our community.

FINANCIAL CONSIDERATIONS

There are no financial considerations with the finalisation and gazettal of the Planning Proposal.

SOCIAL CONSIDERATIONS

During the exhibition period, 43 submissions objecting to the Planning Proposal were received and 16 submissions in support. The submissions received have been considered by Council as outlined in Attachment 2.

ENVIRONMENTAL CONSIDERATIONS

The site is affected by hazards and future development is likely to require tree removal. Assessment of the hazards have determined the risks are acceptable and tree loss can be compensated with replacement plantings.

GOVERNANCE AND RISK CONSIDERATIONS

There are no Governance and Risk considerations with the Planning Proposal.

ITEM 12.4	VARIATIONS TO DEVELOPMENT STANDARDS UNDER CLAUSE 4.6 OF LOCAL ENVIRONMENTAL PLANS
REPORTING MANAGER	EXECUTIVE MANAGER DEVELOPMENT ASSESSMENT
TRIM FILE REF	2021/501813
ATTACHMENTS	NIL

SUMMARY

PURPOSE

To report to Council the variations to development standards granted under Clause 4.6 of the *Manly Local Environmental Plan* (MLEP 2013), *Pittwater Local Environmental Plan* (PLEP 2014) and *Warringah Local Environmental Plan* (WLEP 2011), as required by the NSW Department of Planning, Industry and Environment.

EXECUTIVE SUMMARY

During the period 1 April 2021 to 30 June 2021, the following variations were granted:

- 13 variations under Clause 4.6 of Pittwater Local Environmental Plan 2014
- 29 variations under Clause 4.6 of Manly Local Environmental Plan 2013
- 9 variations under Clause 4.6 of Warringah Local Environmental Plan 2011.

RECOMMENDATION OF DIRECTOR PLANNING AND PLACE

That Council note the Development Applications approved with variations to development standards during the period 1 April 2021 to 30 June 2021.

REPORT

BACKGROUND

The following tables show all variations to development standards (height and Floor Space Ratio controls) approved during the period **1 April 2021 to 30 June 2021** for each of the LEPs in the Northern Beaches LGA. The table also shows whether the determination was made by staff under delegated authority or by a determination panel. Northern Beaches Council has two external panels, being the Northern Beaches Local Planning Panel (NBLPP) and the Sydney North Planning Panel (SNPP). The internal determination panel is known as the Development Determination Panel (DDP).

It is noted that Council is currently preparing a new Local Environmental Plan. The development standards for both height and Floor Space Ratio will be reviewed, and the review will also consider the extent and circumstances in which the existing development standards have been varied by the use of clause 4.6.

The following applications had a Clause 4.6 variation request granted during the period of 1 April 2021 to 30 June 2021.

Pittwater LEP2014

App No.	Address	Category of Development	Development Standard Varied	Variation, Control & Approval	Determined By
DA2020/1294	18 Portions Lovett Bay LOVETT BAY NSW 2105	Residential - Alterations and additions	4.3 Height of buildings	Variation: 25.75% Control: 4m Proposal: 5.03m	NBLPP
DA2020/1518	1173 Barrenjoey Road PALM BEACH NSW 2108	Residential - Alterations and additions	4.3 Height of buildings	Variation: 38.25% Control: 4m Proposal: 5.53m	NBLPP
DA2020/1591	316 Hudson Parade CLAREVILLE NSW 2107	Residential - Alterations and additions	4.3 Height of buildings	Variation: 9.88% Control: 8.5m Proposal: 9.31m	Staff
DA2020/1693	1094 Barrenjoey Road PALM BEACH NSW 2108	Residential - Alterations and additions	4.3 Height of buildings (NB-height of existing building significantly exceeds the LEP control due to slope of site)	Variation: 141.17% Control: 8.5m Proposal: 20.5m	DDP
DA2020/1697	28 Palmgrove Road AVALON BEACH NSW 2107	Residential - Alterations and additions	4.3 Height of buildings (NB- height of existing building exceeds the LEP control due to slope of site)	Variation: 40% Control: 8.5m Proposal: 11.9m	DDP

DA2020/1761	287 Hudson Parade CLAREVILLE NSW 2107	Residential - Alterations and additions	4.3 Height of buildings	Variation: 27% Control: 8.5m Proposal: 10.81m	DDP
DA2021/0284	34 Warraba Road NORTH NARRABEEN NSW 2101	Residential - Alterations and additions	4.3 Height of buildings	Variation: 2.58% Control: 8.5m Proposal: 8.72m	Staff
DA2021/0301	12 Corniche Road CHURCH POINT NSW 2105	Residential - Alterations and additions	4.3 Height of buildings	Variation: 9.65% Control: 8.5m Proposal: 9.32m	Staff
DA2021/0158	22 Rayner Road WHALE BEACH NSW 2107	Residential - Alterations and additions	4.3 Height of buildings	Variation: 22% Control: 8.5m Proposal: 10.4m	DDP
DA2021/0133	62 Hudson Parade CLAREVILLE NSW 2107	Residential - Alterations and additions	4.3 Height of buildings	Variation: 10.6% Control: 8.5m Proposal: 9.4m	DDP
DA2020/0932	29 Bakers Road CHURCH POINT NSW 2105	Residential - New second occupancy	4.3 Height of buildings	Variation: 21.8% Control: 5.5m Proposal: 6.7m	DDP
DA2020/1695	75-77 Foamcrest Avenue NEWPORT NSW 2106	Residential - New multi unit	4.5A Density controls for certain residential accommodation	Variation: 0.5% Control: 1 dwelling per 200m ² Proposal: 1 dwelling per 199m ²	DDP
DA2020/0816	23 & 33 Bassett Street MONA VALE NSW 2103	Residential - Seniors Living	4.3 Height of buildings	Variation: 10.63% Control: 8m Proposal: 8.85m	NBLPP

Manly LEP 2013

App No.	Address	Category of Development	Development Standard Varied	Variation, Control & Approval	Determined By
DA2020/1431	29 / 11 Addison Road MANLY NSW 2095	Residential - Alterations and additions	4.3 Height of buildings 4.4. Floor space ratio (NB- height of the existing building- 30m and FSR significantly	Variation: 209.4% Control: 8.5m Proposal: 26.3m Variation: 191.1% Control: 0.6:1 (120.08m ²) Proposal: 1.747:1 (3492.9m ²)	NBLPP

			exceeds the LEP control)		
DA2020/1477	53 Castle Circuit SEAFORTH NSW 2092	Residential - Alterations and additions	4.3 Height of buildings 4.4 Floor space ratio	Variation: 14.1% Control: 8.5m Proposal: 9.7m Variation: 20% Control: 0.4:1 (153.28m ²) Proposal: 0.48:1 (283m ²)	DDP

DA2020/1487	89 Cutler Road CLONTARF NSW 2093	Residential - Alterations and additions	4.3 Height of buildings 4.4 Floor space ratio	Variation: 15.3% Control: 8.5m Proposal: 9.8m Variation: 48.8% Control: 0.4:1 (153.28m ²) Proposal: 0.6:1 (228.1m ²)	DDP
DA2020/1558	9 Adrian Place BALGOWLAH HEIGHTS NSW 2093	Residential - Alterations and additions	4.4 Floor space ratio	Variation: 6.25% Control: 0.4:1 (325.05m ²) Proposal: 0.425:1 (345.38m ²)	Staff
DA2020/1610	1 Vista Avenue BALGOWLAH HEIGHTS NSW 2093	Residential - Alterations and additions	4.1 Minimum subdivision lot size	Variation: 1.9% Control: 950m ² Proposal: Lot 101 - 932m ²	Staff
DA2020/1621	62 Castle Circuit SEAFORTH NSW 2092	Residential - Alterations and additions	4.3 Height of buildings	Variation: 22.3% Control: 8.5m Proposal: 10.4m	DDP
DA2020/1632	14 / 75 - 76 West Esplanade MANLY NSW 2095	Residential - Alterations and additions	4.4 Floor space ratio (NB- existing building significantly exceeds the LEP FSR control)	Variation: 187.13% Control: 0.75:1 (864.405m ²) Proposal: 2.15:1 (2482m ²)	NBLPP
DA2020/1657	18 Baltic Street & 2/18 Baltic Street FAIRLIGHT NSW 2094	Residential - Alterations and additions	4.4 Floor space ratio	Variation: 16.85% Control: 0.6:1 (601.95m ²) Proposal: 0.7:1 (703.4m ²)	NBLPP
DA2020/1748	10 Kangaroo Street MANLY NSW 2095	Residential - Alterations and additions	4.3 Height of buildings 4.4 Floor space ratio	Variation: 9.5% Control: 8.5m Proposal: 9.3m Variation: 9.1% Control: 0.6:1 (246.6m ²) Proposal: 0.66:1 (274m ²)	Staff
DA2021/0250	6 Fromelles Avenue SEAFORTH NSW 2092	Residential - Alterations and additions	4.4 Floor space ratio	Variation: 2.1% Control: 0.45:1 (178.2m ²) Proposal: 0.46:1 (182m ²)	Staff

DA2021/0275	90 Griffiths Street FAIRLIGHT NSW 2094	Residential - Alterations and additions	4.4 Floor space ratio	Variation: 6.33% Control: 0.6:1 (319.32m ²) Proposal: 0.638:1 (339.8m ²)	Staff
DA2021/0509	30 Frenchs Forest Road SEAFORTH NSW 2092	Residential - Alterations and additions	4.4 Floor space ratio	Variation: 6% Control: 0.5:1 (224.35m ²) Proposal: 0.53:1 (240m ²)	Staff
DA2021/0617	37 Radio Avenue BALGOWLAH HEIGHTS NSW 2093	Residential - Alterations and additions	4.4 Floor space ratio	Variation: 11.4% Control: 0.45:1 (227.43m ²) Proposal: 0.50:1 (253.4m ²)	DDP
DA2021/0146	51 New Street BALGOWLAH HEIGHTS NSW 2093	Residential - Alterations and additions	4.3 Height of buildings 4.4 Floor space ratio	Variation: 4% Control: 8.5m Proposal: 8.84m Variation: 2% Control: 0.45:1 (219.15m ²) Proposal: 0.459:1 (223.3m ²)	Staff
DA2021/0227	1/25, 2/25 & 25 Battle Boulevarde SEAFORTH NSW 2092	Residential - Alterations and additions	4.3 Height of buildings	Variation: 18.8% Control: 8.5m Proposal: 10.1m	NBLPP
DA2020/1714	8 Alan Avenue SEAFORTH NSW 2092	Residential - Single new detached dwelling	4.4 Floor space ratio	Variation: 2% Control: 0.4:1 (292.32m ²) Proposal: 0.41:1 (300m ²)	Staff
DA2020/1607	16 Baranbali Avenue SEAFORTH NSW 2092	Residential - Single new detached dwelling	4.3 Height of buildings 4.4 Floor space ratio	Variation: 0.5% Control: 8.5m Proposal: 8.55m Variation: 4.4% Control: 0.45:1 (275.895m ²) Proposal: 0.47:1 (290.4m ²)	Staff
DA2020/1585	60 Castle Circuit SEAFORTH NSW 2092	Residential - Single new detached dwelling	4.3 Height of buildings	Variation: 24.1% Control: 8.5m Proposal: 10.5m	DDP
DA2020/1703	2 & 4 Hayes Street BALGOWLAH NSW 2093	Commercial/R etail/Office	4.4 Floor space ratio	Variation: 27.8% Control: 1:1 (2550m ²) Proposal: 1.28:1 (3259.8m ²)	NBLPP

DA2020/1711	19-23 The Corso MANLY NSW 2095	Mixed	4.3 Height of buildings 4.4 Floor space ratio (NB- existing building exceeds the LEP height and FSR controls)	Variation: 48.2% Control: 10m Proposal: 14.82m Variation: 4.3% Control: 2.59:1 (1310m ²) Proposal: 2.61:1 (1365.84 ²)	NBLPP
DA2021/0019	19 - 23 The Corso MANLY NSW 2095	Subdivision only	4.4 Floor space ratio	Variation: 14.9% Control: Lot 2 - 2.5:1 (955.25m ²) Proposal: Lot 2 - 2.87:1 (1097m ²)	NBLPP
DA2021/0144	22 Wattle Avenue FAIRLIGHT NSW 2094	Subdivision only	4.1 Minimum subdivision lot size	Variation: 8.8% Control: 250m ² Proposal: Lot 262 - 228m ² Lot 261 - 228m ²	Staff

Warringah LEP 2011

App No.	Address	Category of Development	Development Standard Varied	Variation, Control & Approval	Determined By
DA2020/1071	23 Dakara Drive FRENCHS FOREST NSW 2086	Residential - Alterations and additions	4.3 Height of buildings	Variation: 10.4% Control: 8.5m Proposal: 9.4m	DDP
DA2021/0007	55 Surfers Parade FRESHWATER NSW 2096	Residential - Alterations and additions	4.3 Height of buildings	Variation: 4.7% Control: 8.5m Proposal: 8.9m	Staff
DA2021/0324	6 Lincoln Avenue COLLARROY NSW 2097	Residential - Alterations and additions	4.3 Height of buildings	Variation: 4.7% Control: 8.5m Proposal: 8.9m	Staff
DA2021/0366	10 Kens Road FRENCHS FOREST NSW 2086	Residential - Alterations and additions	4.3 Height of buildings	Variation: 4.7% Control: 8.5m Proposal: 8.9m	Staff
DA2021/0194	49 South Creek Road DEE WHY NSW 2099	Residential - Alterations and additions	4.3 Height of buildings	Variation: 10% Control: 8.5m Proposal: 9.35m	Staff

DA2021/0077	4 Lincoln Avenue COLLARROY NSW 2097	Residential - Single new detached dwelling	4.3 Height of buildings	Variation: 0.5% Control: 8.5m Proposal: 8.55m	DDP
DA2021/0233	353 Pittwater Road NORTH MANLY NSW 2100	Residential - Single new detached dwelling	4.3 Height of buildings	Variation: 8.58% Control: 8.5m Proposal: 9.23m	Staff
DA2020/1424	173 Warringah Road BEACON HILL NSW 2100	Commercial/Ret ail/Office	4.3 Height of buildings	Variation: 29.7% Control: 8.5m Proposal: 11.03m	NBLPP
DA2020/1537	18 Lewis Street DEE WHY NSW 2099	Subdivision only	4.1 Minimum subdivision lot size	Variation: 3.8% Control: 600m ² Proposal: Lot 1 - 577m ²	Staff

CONSULTATION

Variations to development standards lodged as part of a Development Application are made available to the community for comment on Council's Application Search, during the prescribed exhibition period and are available for viewing at all other times.

TIMING

Not applicable.

LINK TO STRATEGY

This report relates to the outcome in the Community Strategic Plan: Environmental Sustainability: Goal 5 - Our built environment is developed in line with best practice sustainability principles. Strategy (a): "ensure integrated land use planning balances the environmental, social and economic needs of present and future generations".

FINANCIAL CONSIDERATIONS

The costs associated with the assessment of variations are part of the Development Application assessment process.

SOCIAL CONSIDERATIONS

All Development Applications are required to consider social impacts through section 4.15 of the *Environmental Planning and Assessment Act 1979*.

ENVIRONMENTAL CONSIDERATIONS

All Development Applications are required to consider environmental impacts through section 4.15 of the *Environmental Planning and Assessment Act 1979*.

GOVERNANCE AND RISK CONSIDERATIONS

Reporting variations to Council satisfies NSW Department of Planning, Industry and Environment requirements and provides transparency in decision making, in addition to publishing this information on Council's website, reduces risk to the organisation.

ITEM 12.5	DRAFT INGLESIDE PLACE STRATEGY - COUNCIL SUBMISSION
REPORTING MANAGER	EXECUTIVE MANAGER STRATEGIC AND PLACE PLANNING
TRIM FILE REF	2021/446318
ATTACHMENTS	1 🔗 Northern Beaches Council Submission to the Draft Ingleside Place Strategy (Included In Attachments Booklet)

SUMMARY

PURPOSE

To seek Council's endorsement for a submission to the Department of Planning, Industry and Environment (DPIE) in relation to the draft Ingleside Place Strategy, Explanation of Intended Effects and associated technical reports.

EXECUTIVE SUMMARY

On 25 May 2021, DPIE commenced public exhibition of the draft Ingleside Place Strategy and associated technical reports and invited formal submissions through the NSW Planning Portal.

Ingleside was first identified by the Government as a potential future release area in the 1960s. Since this time planning for Ingleside has been contested with debate including issues such as servicing, environmental impact, heritage, hazards, feasibility and accessibility remaining to this day. The current round of planning for Ingleside commenced in 2013 when the then Pittwater Council agreed to participate in the planning for the Ingleside precinct led by the NSW Government. This work culminated in a draft Ingleside Land Use and Infrastructure Implementation Plan being publicly exhibited in 2016. This plan included development on both the north and south of Mona Vale Road for up to 3,400 dwellings with associated supporting infrastructure, amenities and areas of environmental conservation.

In 2018, in responding to community submissions regarding bushfire safety and evacuation, as well as the draft Planning for Bushfire Protection 2018 policy released by the NSW Rural Fire Service, a Bushfire Risk Assessment report was completed. This report identified the potential for the Ingleside Precinct to be exposed to extreme to catastrophic bushfire risk including concerns associated with the ability to evacuate the precinct safely in a bushfire event.

In 2019, the Planning Minister announced that the 2016 work would not progress. A Bushfire Evacuation Study was prepared and the findings and recommendations of this work along with further consideration of bushfire risk, evacuation capacity, environmental and servicing requirements informed the revised planning approach for Ingleside.

In 2020 DPIE confirmed that Ingleside would be a State led Precinct project. Following the completion of additional studies, the revised approach includes a significantly reduced development footprint and yield. The draft Ingleside Place Strategy published by DPIE identifies that new development is now proposed to be focused south of Mona Vale Road with a reduced development footprint and yield of approximately 980 dwellings.

In relation to the area north of Mona Vale Road, having regard for emergency evacuation traffic modelling, environmental and servicing constraints DPIE identified that this area was not suitable for development. Accordingly, the area to the north of Mona Vale Road will retain its current planning controls and rural residential character.

A comprehensive review of the exhibited draft Ingleside Place Strategy and associated technical reports has been undertaken by Council staff. Consideration of the proposal has been undertaken in the context of the Greater Sydney Region Plan: A Metropolis of Three Cities, the North District

Plan and Council strategic documents including the Local Strategic Planning Statement: Towards 2040, Protect. Create. Live - Environment and Climate Change Strategy 2040 and the Northern Beaches Local Housing Strategy.

Issues identified in the draft Ingleside Place Strategy include the following:

- Emergency bushfire evacuation
- Sustainability/resilience
- Water cycle management and flooding
- Biodiversity and riparian protection
- Aboriginal heritage
- Development contributions/infrastructure provision/feasibility

RECOMMENDATION OF DIRECTOR PLANNING AND PLACE

That Council:

1. Support the Submission to the NSW Department of Planning, Industry and Environment in relation to the draft Ingleside Place Strategy.
2. Acknowledge that the key issues raised in the Submission regarding the draft Ingleside Place Strategy include:
 - A. Emergency bushfire evacuation
 - B. Sustainability/resilience
 - C. Water cycle management and flooding
 - D. Biodiversity and riparian protection
 - E. Aboriginal heritage
 - F. Development contributions/infrastructure provision/feasibility
3. Write to the NSW Planning Minister requesting that the NSW Government:
 - A. Transfer into Council ownership, at no cost, the NSW Government land on which planned infrastructure is sited.
 - B. Make a commitment that regional contributions generated from the Ingleside development will be used in or adjacent to the Ingleside precinct.

REPORT

BACKGROUND

As outlined above, Ingleside was first identified by the Government as a potential future release area in the 1960s. Since this time planning for Ingleside has been contested with debate including issues such as servicing, environmental impact, heritage, hazards, feasibility and accessibility remaining to this day. The current round of planning for Ingleside commenced in 2013 when the then Pittwater Council agreed to participate in the planning for the Ingleside precinct led by the NSW Government. This work culminated in a draft Ingleside Land Use and Infrastructure Implementation Plan being publicly exhibited in 2016. This plan included development on both the north and south of Mona Vale Road for up to 3,400 dwellings with associated supporting infrastructure, amenities and areas of environmental conservation.

In 2018, in responding to community submissions regarding bushfire safety and evacuation as well as the draft Planning for Bushfire Protection 2018 policy released by the NSW Rural Fire Service, a Bushfire Risk Assessment report was completed. This report identified the potential for the Ingleside Precinct to be exposed to extreme to catastrophic bushfire risk including concerns associated with the ability to evacuate the precinct safely in a bushfire event.

In 2019, the Planning Minister announced that the 2016 work would not progress. A Bushfire Evacuation Study was prepared and the findings and recommendations of this work along with further consideration of bushfire risk, evacuation capacity, environmental and servicing requirements informed the revised planning approach for Ingleside.

In 2020 DPIE confirmed that Ingleside would be a State led Precinct project. Following the completion of additional studies, the revised approach includes a significantly reduced development footprint and yield. The draft Ingleside Place Strategy published by DPIE identifies that new development is now proposed to be focused south of Mona Vale Road with a reduced development footprint and yield of approximately 980 dwellings.

In relation to the area north of Mona Vale Road, having regard for emergency evacuation traffic modelling, environmental and servicing constraints DPIE identified that this area was not suitable for development. Accordingly, the area to the north of Mona Vale Road will retain its current planning controls and rural residential character.

Strategic Planning Context

As identified above, the Ingleside area has been identified in Government documents for urban release as far back as the 1960s. This is consistent with contemporary strategic planning documents as discussed below.

Council's adopted (March 2020) Local Strategic Planning Statement – *Towards 2040*, establishes the land use planning framework for the Northern Beaches for the next 20 years. *Towards 2040* incorporates the recommendations of the Metropolitan Plan for Sydney and the North District Plan. In relation to Ingleside *Towards 2040* anticipates the potential for development to occur in this area. The Structure Plan in *Towards 2040* identifies Ingleside as a Growth Area and the document includes the following actions:

- *8.7 Resolve the future of Ingleside so that any development is sustainable and resilient to natural hazards*
- *15.6 Clarify the future of Ingleside through a detailed bush fire evacuation study and community engagement*

In addition to the above, in April 2021, Council adopted the Northern Beaches Local Housing Strategy. In relation to Ingleside, the Local Housing Strategy notes as follows:

Ingleside was previously identified as a location for a development; however, expectations have been scaled back due to environmental hazards and constraints. In relation to Ingleside, there is potential for a maximum of approximately 1000 dwellings. This is scheduled for potential public consultation to occur in the first half of 2021 and the final dwelling numbers will be subject to the outcome of that process.

In accordance with the above, Ingleside was considered to provide 1,000 dwellings of notional housing capacity. The supply of housing at this location takes pressure off the need to redevelop other parts of the Council area for housing.

Exhibited Draft Place Strategy

On 25 May 2021, the draft Place Strategy for the Ingleside Precinct, an Explanation of Intended Effect (EIE) and associated technical studies were placed on formal exhibition for a period of 6 weeks, the exhibition period has subsequently been extended by DPIE to 23 July 2021. Council sought and was granted an extension to allow Council to consider a submission at the 27 July 2021 Council meeting.

The EIE is a document that identifies the changes that are required to be made to the Pittwater Local Environmental Plan 2014, to effect delivery of the draft Place Strategy via a State Environmental Planning Policy Amendment.

Figure 1 below shows the draft Structure Plan for the Ingleside precinct.

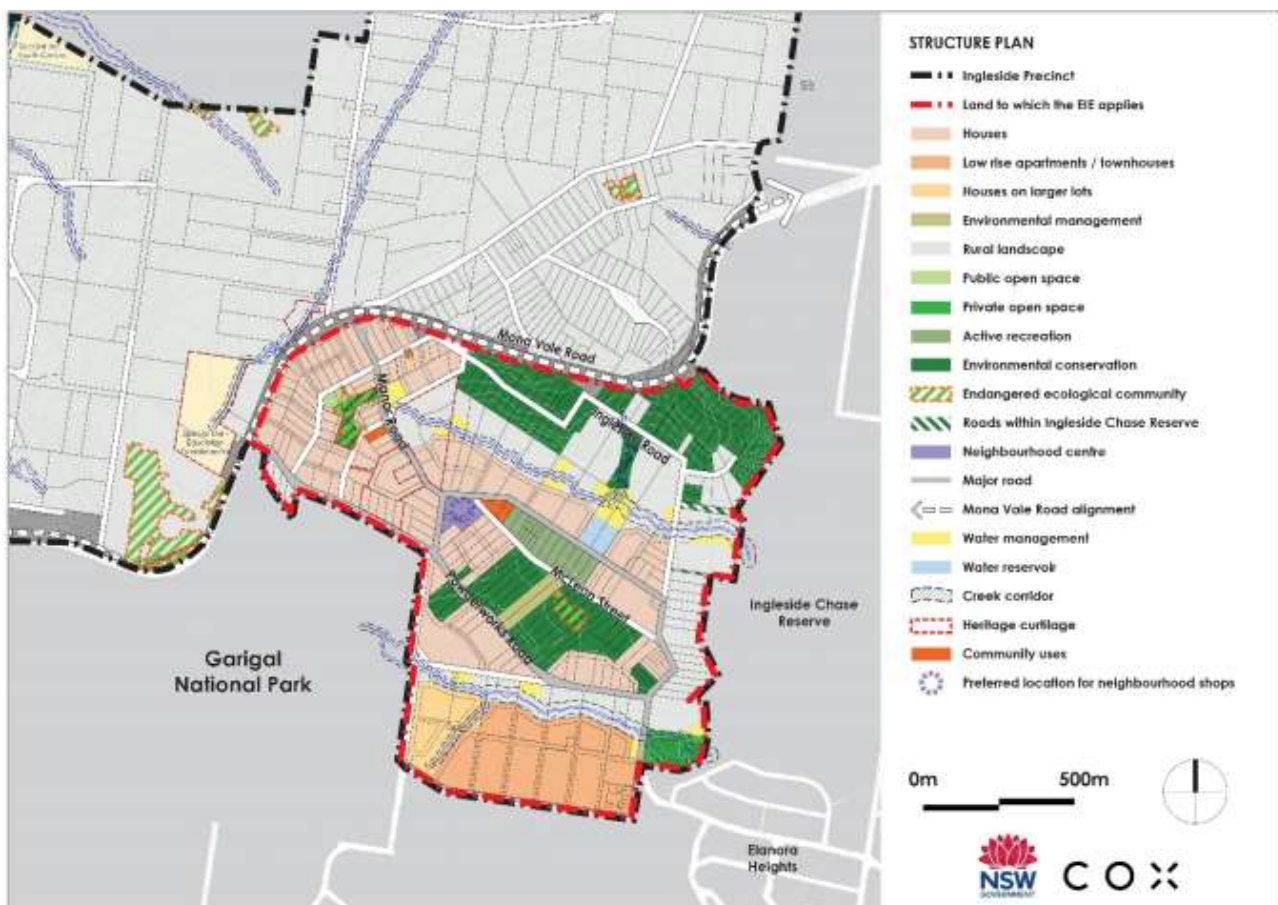


Figure 1 – Draft Structure Plan for the Ingleside Precinct

Area North of Mona Vale Road

For the area north of Mona Vale Road, the draft Place Strategy lists the key reasons for not pursuing change to this area as follows:

- Bushfire risk is acute and population growth cannot be supported due to evacuation limitations and concerns;
- The area is generally un-serviced or under-serviced. The cost of servicing will be prohibitive in the context of any change likely to be accepted on the basis of the bushfire risk and evacuation limitations;
- Highly variable topography;
- Adjacent national parks;
- Increased heritage impacts;
- Biodiversity and environmental impacts;
- Visual impacts and reduction in established scenic and cultural landscapes.

The above justification is supported in the context of the proposal not to develop north of Mona Vale Road.

The existing land use zoning and development controls under Pittwater Local Environmental Plan 2014 are retained for this area north of Mona Vale Road, enabling the broad range of permissible uses to continue. It is noted that Council is undertaking work to prepare a new Northern Beaches Local Environmental Plan and Development Control Plan. The planning controls for the area north of Mona Vale will be reviewed as part of this work undertaken by Council. Regard will obviously be had for the findings of the Ingleside Place Strategy in the context of this work and any current or future bush fire modelling that may be conducted.

Area South of Mona Vale Road

The draft Place Strategy 'defines a reduced area for development in direct response to bushfire impact issues, bushfire evacuation capacity and servicing requirements, approximately 980 additional dwellings south of Mona Vale Road in an area of about 180 Hectares. The draft Place Strategy includes a Structure Plan that identifies the following:

- Houses on larger lots (minimum 1,500m²);
- Houses on smaller semi-suburban scale lots (minimum 450m²);
- Low-rise apartments and townhouse lots (minimum 225m²);
- Local neighbourhood shopping centre;
- Sports fields;
- Parks and open space;
- Places for biodiversity conservation and water cycle management;
- Protection of existing creekline corridors;
- Places for community facilities;
- New/upgraded road network including pedestrian and bike paths;
- Protection of vegetation communities and links to the adjoining National Park and Ingleside Chase Reserve;
- Retention of the current planning controls in some locations.

The EIE identifies that height controls will include retention of the existing 8.5m height limit (generally 2 stories) for the south precinct apart from the area identified for low rise apartment/townhouses and the neighbourhood centre and community facilities which will have a height of 10.5m (generally 3 stories).

The Place Strategy identifies that upon completion the development is anticipated to result in a population increase of around 3,000 people.

The vision for the Ingleside Precinct was developed with the community in 2013 and 2014 and has now been refined based on the new consideration around bushfire risk and evacuation to now read as:

“A connected, liveable, sustainable and resilient Ingleside.”

The vision for the Ingleside Place Strategy 2021 is commended, however questions remain how the draft Place Strategy and the exhibited Explanation of Intended Effect will facilitate the comprehensive delivery of this vision.

The location of land uses in the precinct as shown on the Structure Plan have responded to the existing physical conditions and land capability including slope, vegetation, riparian corridors and the location of water management facilities (detention basins and bioretention basins).

The Structure Plan identifies that the neighbourhood centre is opposite the community facility which, in turn, is co-located with the sports fields. This locational approach is supported.

The retention of the Rural Fires Service facility at King Street, the curtilage of European heritage, and the retention of bushland areas and riparian corridors as a transition into the new development is also supported.

The building heights and the distribution of density appear consistent with previous work undertaken with the community as well as analysis of land capability. The proposal to locate the medium density residential area adjacent to Wilga Street and Wilson Streets appears due to this area's relatively flatter terrain and open landscape setting in comparison to other parts in the precinct is appropriate.

Technical Studies

The draft Place Strategy was informed by the following technical studies that have been released as part of the exhibition package, namely:

- Ingleside Bushfire Evacuation Study (AECOM, 2020) - assessed the road network performance during bushfire events through the investigation of several different scenarios. The Study's findings resulted in the development area being reduced to the area south of Mona Vale Road with a maximum additional 980 dwellings being accommodated.
- Ingleside Precinct Rezoning Planning Proposal Biodiversity Assessment (EcoLogical, 2021) - assessed the ecological outcomes of the proposed land use changes for the Ingleside Precinct, through the identification of biodiversity values, description of outcomes and recommendations for conservation management.
- Ingleside South Precinct Bushfire Strategic Study (EcoLogical, 2021) – provided an assessment of the bushfire hazard against the 980 additional dwellings within the South Ingleside area.
- Ingleside Precinct Bushfire Traffic Analysis (PDC, 2021) - assessed the ability of residents in the new community to safely evacuate in the event of a bushfire.
- Water Cycle Management and Flooding Assessment – South Ingleside (Cardno, 2021) - provided a strategic level assessment of water management, site constraints and opportunities

and preparation of a water cycle assessment/water balance modelling. The study identifies the water flow and flood behaviour, considering potential ecological impacts and consolidates stormwater quality and quantity controls to inform feasible options for the Ingleside Precinct.

- Riparian Corridors Assessment (EcoLogical, 2021) - assessed ecological values of riparian lands in South Ingleside to identify riparian constraints and opportunities within the Precinct.
- Infrastructure Delivery Plan South Ingleside Precinct (Cardno, 2021) - assessed the capacity of traditional utility service providers to service the new community.
- Updated Traffic and Transport Assessment (SCT Consulting, 2021) – provided the traffic and transport assessment for South Ingleside to support the rezoning.
- Noise and Vibration Impact Assessment (AECOM, 2021) - assessed the potential noise and vibration emissions associated with existing and future urban development in the Precinct, the additional traffic noise generated by increased capacity on Mona Vale Road and local road network as well as noise emissions from all noise generating premises within and adjacent to the precinct.
- Demographic and Social Infrastructure Assessment (Elton, 2021) - provided inputs in relation to the types and sizes of social infrastructure (including community and recreation facilities, education, health, open space and rural fire services) that will be required to meet the future needs of the Ingleside community at local, district and regional levels.
- Ingleside Masterplan Economic, Employment and Retail Inputs (SGS, 2021) - provided an economic and feasibility assessment including retail data analysis.

It is unfortunate that the wide range of technical studies commissioned by DPIE to inform the preparation of the draft Ingleside Place Strategy did not include a specific study on sustainability and resilience. Despite representations being made by Council staff on this issue, DPIE have indicated that sustainability and resilience are broadly covered in the above studies, but it remains a concern that this is a missed opportunity. Whilst it is acknowledged that DPIE has offered to provide funding to Council to engage a sustainability consultant to assist in the preparation of the Development Control Plan and Contributions Plan, the opportunity to imbed specific additional measures in the Ingleside Place Strategy and EIE appears lost.

Issues

The proposal to not included development north of Mona Vale Road is supported for the reasons outlined above.

In relation to the development proposed south of Mona Vale Road, there remain several outstanding matters and areas of concern that need to be resolved before support for this proposed development could be provided. The issues are explored in detail in Council's submission to the draft Ingleside Place Strategy at Attachment 1. A summary of the issues is provided below:

Key issues for concern are:

- Emergency bushfire evacuation
- Sustainability/resilience
- Water cycle management and flooding
- Biodiversity and riparian protection
- Aboriginal heritage
- Development contributions/infrastructure provision/feasibility

Forward Path

Council is now preparing a Development Control Plan (DCP) and Development Contributions Plan (Contributions Plan) for Ingleside, which are to be informed by the draft Ingleside Place Strategy, Explanation of Intended Effect and technical studies. When the draft Ingleside DCP and Contributions Plan are finalised, these will be presented to Council with the view to placing them on public exhibition. The timeframe for reporting to Council and public exhibition is anticipated for late 2021.

CONSULTATION

The draft Ingleside Place Strategy has been prepared by DPIE. DPIE initially placed the draft Ingleside Place Strategy on public exhibition from 25 May 2021 to 6 July 2021. DPIE has now extended the exhibition to 23 July 2021. The community have been encouraged to send their submissions to DPIE.

Council staff formally requested an extension in time to submit the Council submission to DPIE due to the date of the July meeting falling outside the public exhibition period. DPIE agreed to the request, and the Council submission will be forwarded to DPIE shortly following Council's meeting of 27 July 2021.

TIMING

DPIE have advised all submissions made within the exhibition period will be reviewed. It is anticipated that DPIE will prepare a summary report of the submissions received.

Council understands that the rezoning and the finalisation of Ingleside Place Strategy will not occur until such time as Council has completed its Development Contributions Plan and Development Control Plan for Ingleside. These two documents, now being prepared, will firstly need to be presented to Council to facilitate commencement of statutory exhibition and subsequently, adoption by Council resolution.

LINK TO STRATEGY

This report relates to the Community Strategic Plan Outcome of:

- Protection of the Environment - Goal 1: Our bushland, coast and waterways are protected to ensure safe and sustainable use for present and future generations.
- Protection of the Environment - Goal 2: Our environment and community are resilient to natural hazards and climate change.
- Protection of the Environment - Goal 3: Our community is well-supported in protecting the environment.
- Environment Sustainability - Goal 4: Our Council is recognised as a community leader in environment sustainability.
- Environment Sustainability - Goal 5: Our built environment is developed in line with best practice sustainability principles.
- Environment Sustainability - Goal 6: Our community will continue to work towards sustainable use of resources.
- Places for People - Goal 7: Our urban planning reflects the unique character of our villages and natural environment and is responsive to the evolving needs of our community.

- Places for People - Goal 8: Our neighbourhoods inspire social interaction, inclusion and support health and wellbeing.
- Places for People - Goal 9: Our community is healthy, active and enjoys a broad range of creative, sporting and recreational opportunities.
- Community and Belonging - Goal 10: Our community is stimulated through a diverse range of cultural and creative activities and events.
- Community and Belonging - Goal 11: Our community feels safe and supported.
- Community and Belonging - Goal 12: Our community is friendly and supportive.
- Vibrant Local Economy - Goal 13: Our businesses are well-connected and thrive in an environment that supports innovation and economic growth.
- Vibrant Local Economy - Goal 14: Our economy provides opportunities that match the skills and needs of the population.
- Vibrant Local Community - Goal 15: Our centres attract a diverse range of businesses, providing opportunities for work, education, leisure and social life.
- Transport and Infrastructure - Goal 16: Our integrated transport networks meet the needs of our community.
- Transport and Infrastructure - Goal 17: Our community can safely and efficiently travel within and beyond Northern Beaches.
- Transport and Infrastructure - Goal 18: Our community can easily connect and communicate through reliable communication technologies.
- Good Governance - Goal 19: Our Council is transparent and trusted to make decisions that reflect the values of the community.
- Good Governance - Goal 20: Our Council efficiently and effectively responds to, and delivers on, the evolving needs of the community.
- Participation and Partnership - Goal 21: Our community is actively engaged in decision making processes.
- Participation and Partnership - Goal 22: Our Council builds and maintains strong partnerships and advocates effectively on behalf of the community.

FINANCIAL CONSIDERATIONS

The high cost of infrastructure being distributed across the additional 980 dwellings in the precinct will result in a high development contribution rate for each dwelling. This will affect development feasibility and could become a financial burden on Council and the broader community.

SOCIAL CONSIDERATIONS

In order to provide a connected community all, the social infrastructure items will need to be delivered in accordance with the Demographic and Infrastructure Assessment (Elton, 2021) in addition to the services required in the Infrastructure Delivery Plan (2021, Cardno).

The draft Place Strategy proposes to achieve this with a mixed typology of new dwellings serviced by a key neighbourhood centre providing retail and community services to new Ingleside residents.

ENVIRONMENTAL CONSIDERATIONS

Council contends the Ingleside Place Strategy needs to demonstrate that a comprehensive assessment of all environmental impacts before the rezoning can proceed. To that end, Council seeks clarification on deficiencies identified with these studies (such as for biodiversity and bushland).

Council seeks the Department's support in its pursuit of embedding sustainability provisions into the rezoning of the Ingleside precinct informed by the sustainability study that, in turn, assists Council's Planning Priority N21 to reduce carbon emissions and managing energy, water and waste efficient, and Actions 74 and 75 under the Greater Sydney North District Plan – connecting communities.

GOVERNANCE AND RISK CONSIDERATIONS

The full impact of the bushfire evacuation needs to have greater regard for the impact of the existing bushland adjacent to Powderworks Road and other evacuation routes.

Traffic modelling is required beyond the Kalang Road-Powderworks Road intersection to include the Pittwater Road-Garden Street–Powderworks Road intersections.

There is uncertainty regarding Council's ability to deliver the necessary local infrastructure as it is highly dependent on development occurring and the timely payment of development contributions which could result in unfunded liabilities to Council. This also has implications for whether riparian land needs to be managed as private or public land which is likely to impact on the future management of these areas.

Water management and flooding requires closer assessment to understand the potential risks of flooding to Ingleside and the Warriewood Valley. While analysis has been done for the typical flood eventualities, the finely balanced nature of the flood controls in Warriewood Valley requires an assessment of less frequent but potentially more damaging events (such as the Probable Maximum Flood). Another risk for Council is the ownership and maintenance of the water management infrastructure given the location and size of the water management basins could result in these being 'declared basins' by Dams Safety NSW.

15.0 NOTICES OF MOTION

ITEM 15.1	NOTICE OF MOTION NO 29/2021 - REVIEW OF CURL CURL BEACH RESERVE MASTERPLAN
TRIM FILE REF	2021/517183
ATTACHMENTS	NIL

Submitted by: Councillor David Walton

MOTION

That:

1. Council conduct constructive consultation with Mr David Harvey as the representative of the 360 residents petitioning for the changes set out in the background to this motion, as well as other key stakeholder groups in the Curl Curl area.
2. Council review how the suggestions from this consultation would impact on the existing Curl Curl Beach Reserve Masterplan, approved by Warringah Council on 26 August 2014.
3. Staff bring a further report to Council regarding what further action may be required if Council wished to modify the Masterplan in light of the consultation feedback received.

BACKGROUND FROM COUNCILLOR DAVID WALTON

In May 2021, Curl Curl residents reported that the Northern Beaches Council had erected a sign at the southern boundary of the Flora and Ritchie Roberts Reserve (Curl Curl Dog Park), that reduced and restricted the area of off leash dog walking that the community had used and enjoyed for the preceding several years. Curl Curl residents reported that Council had advised them that this May 2021 signage change was required as a result of a decision taken by Warringah Council in 2014.

Residents involved in the 2014 consultation process of the Curl Curl Beach Reserve Masterplan, reported that the intent of the 2014 decision relating to the Curl Curl Dog Park, was to establish an on-leash picnic area in the wide, grassy section between the Gardere Ave roundabout, and the turning bay at the southern limit of the Mid Curl Curl Carpark. The residents have now submitted a 360 resident signed petition requesting that the community is returned the off leash dog park that they believe was intended in the consultation process for the 2014 Masterplan.

CURL CURL BEACH LANDSCAPE DRAFT MASTERPLAN - DOG PLAY AREAS



ITEM 15.2**NOTICE OF MOTION NO 30/2021 - MOTION OF RECOGNITION
AND APPRECIATION OF STAFF OVER THE PAST FOUR
YEARS****TRIM FILE REF****2021/517544****ATTACHMENTS****NIL**

Submitted by: Councillor Stuart Sprott

MOTION

That:

1. The Chief Executive Officer write to all Council staff to acknowledge and thank all permanent and casual staff on behalf of the Councillors for their support, work ethic, and help over this Council's past term of four years through some very difficult and challenging times.
 2. Council recognise the difficult task of amalgamation of three very large organisations and the role staff had to play in making a successful transition.
 3. Council note the significant environmental events such as fire, floods, heatwaves, storms and the COVID-19 pandemic and thanks all staff for their help in dealing with such disasters.
 4. Council wish staff all the best in working with the new Council, whoever that maybe.
-

ITEM 15.3	NOTICE OF MOTION NO 31/2021 - BAYVIEW DOG PARK LIGHTING
TRIM FILE REF	2021/517620
ATTACHMENTS	NIL

Submitted by: Councillor Ian White

MOTION

That Council investigate and provide a report to a councillor briefing (within 3 months) of any potential opportunities to extend public usage of Bayview Dog Park by providing some form of night lighting to this reserve.

BACKGROUND FROM COUNCILLOR IAN WHITE

A number of residents have started a petition asking council to provide night lighting for Bayview Dog Park. Bayview Dog Park is one of the most visited Parks in the Northern Beaches LGA. Unlike other dog parks it has no night lighting and there is no proximal ambient night lighting. This means that residents are unable to use this park after sunset. During winter sunset can be as early as 5pm this prevents residents from exercising their dogs after a normal working day.

ITEM 15.4	NOTICE OF MOTION NO 32/2021 - LOCKDOWN IMPACT ON G21 HSC STUDENTS
TRIM FILE REF	2021/517701
ATTACHMENTS	NIL

Submitted by: Councillor Sarah Grattan

MOTION

That Council:

1. Acknowledge the particular impact of the COVID-19 lockdown on the G21 HSC cohort, with their second consecutive year of their senior schooling negatively impacting their schooling, their HSC assessments and major works, their mental and physical health.
2. Investigate options to support G21 students during the lockdown and beyond to support their mental and physical health, plus their preparation for end of year exams.
3. Investigate opportunities to provide some COVID-safe 'fun' and 'celebration' for our youth, with particular consideration to Northern Beaches G21 students to benefit their wellbeing and mental health

BACKGROUND FROM COUNCILLOR SARAH GRATTAN

The latest lockdown during the school holidays and beginning of Term 3 clashes with G21's trial exams and final preparations of their major works as they complete their final term of school. Even G20 were back at school in Term 2. HSC time is stressful as it is, but these kids are facing so many hurdles. They need our support.

A recent survey I conducted with parents, teachers and G21 students have outlined some key issues:

1. Access to quiet places to study with good internet access (away from younger siblings and working parents)
2. Access to libraries (including in the evenings) during lockdown and until exams are finished.
3. A desire to return to school (for Year 12 only), particularly for face to face teaching time and to complete their major works
4. Their teachers are not considered essential workers and aren't yet vaccinated
5. Impacts to mental health and need for support to cope with high levels of anxiety, compounded by the current uncertainty of HSC trials, deadlines, and HSC timetables.
6. Need for centralised information about COVID for all students regarding their HSC, irrespective of what school system they are part of. Concerns for equity in provisions regarding impacts to their preparation.

Many of the issues raised are for Schools and other levels of government to manage. However, the impact on these kids, particularly their mental health is significant. Council can investigate alternatives to our popular "HSC Lock In" run at our libraries and look at potential events for our youth to provide them something fun to look forward to, supporting their studies and wellbeing.

ITEM 15.5	NOTICE OF MOTION NO 33/2021 - BEACHES LINK TUNNEL PROJECT: NEED FOR LOCAL ROADS IMPACT ASSESSMENT
TRIM FILE REF	2021/517704
ATTACHMENTS	NIL

Submitted by: Councillor Sarah Grattan

MOTION

That Council:

1. Write to the DPIE and TfNSW requesting TfNSW prepare a Local Roads Impact Assessment as part of TfNSW's Response to Submissions to the EIS for the Beaches Link Tunnel Project.
2. Write to DPIE and TfNSW to propose that the Traffic Impact Assessment include key intersections particularly in Balgowlah, Brookvale, Fairlight, French's Forest, Manly Vale, North Balgowlah and Seaforth which currently experience high levels of congestion during the morning peak period.
3. Write to DPIE and TfNSW to request further/updated traffic modelling regarding the impact on:
 - A. local school communities
 - B. active transport
 - C. post COVID-19 traffic volumes

BACKGROUND FROM COUNCILLOR SARAH GRATTAN

A number of local residents groups in the Manly Ward has asked Council to formally request the DPIE to instruct TfNSW to prepare a Local Roads Impact Assessment as part of TfNSW's Response to Submissions to the EIS for the Beaches Link Tunnel Project for three reasons:

- TfNSW's acknowledgement in the EIS that the local roads in the vicinity of the entry/exit portals in Seaforth and Balgowlah will lead to an increase in traffic congestion in the local roads close to the portals, but noted it was (effectively) the responsibility of the NB Council to manage the problem,
- Council's submission to the EIS which raised (among other issues) the issue of the increased congestion in Manly Vale, Balgowlah and North Balgowlah,
- The recommendation of Bitzios Consulting in its Peer Review of the Traffic and Transport Assessment in the EIS that the traffic be monitored on Council roads 2-3 km from the tunnel entrances - see extract below:

Row #	Issue location	Issue raised by DPIE independent reviewer	Transport for NSW response
66	6.7 Environmental Management Measures	The measures in the EIS to address operational impacts are minimal and generic. They provide no principles or guidance in addressing the localised congestion issues on local government roads and intersections identified in the EIS. There would be benefit in doing so to provide some certainty to the community and stakeholders on what minimum commitments will be put in place. The RfS should present a traffic congestion monitoring program and clear process for local government roads within (say) 2-3km of the project's connection points to the existing network. The monitoring program and process should clearly articulate the mechanisms for identifying and addressing excessive local congestion due to the project which would then be mitigated in consultation with the relevant local government.	TfNSW have committed to two key operational traffic and transport management measures within Chapter 9 (Operational traffic and transport) of the environmental impact statement: <ul style="list-style-type: none"> Environmental management measure OT1 – reflects TfNSW's proposed network performance monitoring and review strategy, which recommends that it is based upon analysis of similar scope and type to that presented in the EIS, and the development of mitigation measures in consultation with DPIE and relevant councils. Environmental management measure OT2 – reflects TfNSW's commitment to investigate options to mitigate potential localised network issues. Where required, TfNSW will investigate local area traffic management measures to minimise the impact of the project on the surrounding local road network. Such measures should be determined in consultation with relevant councils and implemented where feasible and reasonable. Given the scope of the above management measures, a traffic congestion monitoring program is not considered required.

Council would benefit from TfNSW undertaking a Traffic Impact Assessment of the following intersections as part of the Determination Process because this Assessment could identify problems for which solution options need to be explored before the Beaches Link Tunnel has been completed. It is possible that the DPIE might need to impose conditions on the Determination because of the Traffic Impact Assessment. It would be preferable for Council and impacted communities to have this information available before the Determination rather than after the project has been built and congestion in place. Earlier information will enable Council to better plan for future outcomes and actively work with TfNSW in managing them. This will be possible with information and insight from a Traffic Impact Assessment Report.

The community recommends that the Traffic Impact Assessment include the system-wide impacts of the local traffic changes, including the following intersections which currently experience high levels of congestion during the morning peak period:

1. Manly Vale: Condamine Street / Kenneth Road
2. Manly Vale: Campbell Parade / Condamine Street
3. Brookvale: Condamine Street / Kentwell Road
4. Brookvale: Condamine Street / Allambie Road
5. Brookvale: Abbott Road / Harbord Road
6. North Manly: Pittwater Road / and Oliver Street
7. Balgowlah: Condamine Street / Burnt Bridge Creek Deviation
8. Balgowlah: Condamine Street / Balgowlah Road
9. Balgowlah: Balgowlah Road / Roseberry Street
10. Balgowlah: Roseberry Street / Kenneth Street
11. Balgowlah: Sydney Road / Condamine Street
12. Balgowlah: Sydney Road / Wanganella Street
13. Balgowlah: Griffith Street / Condamine Street
14. Balgowlah: White Street / Wanganella Street

15. Fairlight: Kenneth Road / Balgowlah Road - and the streets surrounding Manly Boy Charlton Pool and the LM Graham Reserve
16. Fairlight: Hill Street / Sydney Road
17. Seaforth: Wakehurst Parkway / Judith Street
18. Seaforth: Wakehurst Parkway / Kirkwood Street
19. Balgowlah: rat-running streets of Kitchener, Wanganella, Rickard, West and Woodlands. This is particularly relevant because the Council has acknowledged that Wanganella Street (North and South) is accepted to suffer the rat-runs, but it is too dangerous to push traffic to Rickard (too narrow) and West St (unsighted turn at Sydney Rd).
20. Frenchs Forest: Warringah Rd / Wakehurst Pwy (EIS predicts an extra 5 min delay)
21. Frenchs Forest: Wakehurst Parkway / Naree Road
22. Frenchs Forest: Wakehurst Parkway / Dreadnought Road
23. Frenchs Forest: Wakehurst Parkway / Forest Way

In addition, there is the potential for increased congestion in neighbourhoods around schools and the potential to promote active routes to school including but not limited to:

1. Balgowlah Heights Public School
2. Balgowlah North Public School
3. Manly West Public School
4. St Cecilia's Catholic School
5. Seaforth Primary Public School
6. Balgowlah Boys High School
7. Manly Vale Public School
8. St Kieran's Catholic School
9. St Augustine's College
10. Harbord Public School
11. Freshwater College
12. Manly Selective School
13. St Luke's Grammar

Whilst not listed we also highlight the numerous childcare centres in this area.

Council request further modelling of the areas around schools and provide an assessment on the impact for the potential to deliver modal shift to active transport across school communities is in line with Council Strategy (Eg, MOVE , LSPS, Environment and LEP discussion paper).

Further, a recent GIPA request identified that traffic modelling needs to be updated as "*there is a pressing need for TfNSW to rebase its strategic modelling given the preference surveys are 10 years old and the rate of change in travel behaviour continues to increase*". 18 months after living with COVID, there is a need for the traffic modelling to be updated.

ITEM 15.6	NOTICE OF MOTION NO 34/2021 - TREE CANOPY TO REDUCE URBAN HEAT EFFECT AND PROTECT OUR ROADS
TRIM FILE REF	2021/518859
ATTACHMENTS	NIL

Submitted by: Councillor Stuart Sprott

MOTION

That:

1. Council investigate and identify possible suitable sites on main road median strips for tree plantings.
2. Council identify preferred tree types that Transport NSW could use to enhance and beautify the area.
3. Staff brief Council on the outcome of the investigation within six months.
4. Write to Transport for NSW with the findings and request it undertake tree planting on these sites.

BACKGROUND FROM COUNCILLOR STUART SPROTT

It is well documented the environmental and financial benefits trees and a tree canopy have in the urban setting. With rising temperatures and the urban heat effect, tree canopy can help reduce these effects.

Roads will last longer, air is cleaner, noise and particulate matter are reduced - the benefits are enormous. Trees beautify, add character and can increase property values.

Trees take years to grow. Our forefathers had the foresight to plant Norfolk pines at Manly and we should show leadership now and plant trees for our future generations also.

16.0 QUESTIONS WITH NOTICE

ITEM 16.1	QUESTION WITH NOTICE NO 20/2021 - COUNCIL AGREEMENT WITH SKIDATA AUSTRALIA PTY LTD
TRIM FILE REF	2021/484511
ATTACHMENTS	NIL

Submitted by: Councillor Vincent De Luca OAM

QUESTION

1. Has Council entered into an agreement with Skidata Australia Pty Ltd, and if so, on what date, on what terms (how many years) and for what services?
2. What is the total cost of the contract, if it exists, particularly, is it over \$250,000?
3. Were Tenders called for in this matter? If not, why not?

RESPONSE

1. Contract 2018/021 Manly Car Park upgrade ran from 15 May 2018 to 14 May 2020. This covered the installation of new equipment and an initial maintenance period.

When this contract expired a maintenance only contract was put in place with Skidata Australasia Pty Ltd commencing May 2020 (executed 31 July 2020) for a 3-year period. The contract services were for routine maintenance of hardware and software (preventative) at a fixed price and a schedule of rates for possible ad hoc repairs (e.g. vandalism) and callouts for hardware and software (reactive).

2. The total cost for the three years is \$212,113 excluding GST and excluding ad hoc service costs.

According to a review by our Procurement staff the spend from 1 May 2020 to 20 April 2021 is \$61,559.02. The ad hoc service costs for this period are \$21,576.46, bringing the total expenditure to \$83,135.48

3. Council did not call tenders for the maintenance only contract as the original intention was for this to be a one-year contract. However, it has recently become apparent that the contract executed was for a three-year term.

Based on the last financial year trend of costs (including ad hoc services) if this contract runs its full term, then it is anticipated that it will exceed \$250,000.

On the 2 June 2021 notice was given to the supplier that we do not wish to take up the 3rd year of the current maintenance contract. Based on the current ad hoc costs, the total two-year cost for the service will be approximately \$183,379 (excluding GST).

Council tendered (RFT 2020/183) for the maintenance services and received no submissions. This was reported to Council at its June 2021 meeting with a recommendation to enter into negotiations with the existing supplier. This recommendation was adopted by Council.

ITEM 16.2	QUESTION WITH NOTICE NO 21/2021 - NARRABEEN LAGOON OPENING STRATEGY
TRIM FILE REF	2021/499625
ATTACHMENTS	NIL

Submitted by: Councillor Vincent De Luca OAM

QUESTION

Following the public consultation on the Options Paper in March 2021:

1. How many Submissions were received?
2. What is the status of the matter and when will a recommendation come to Council on the management of the opening of Narrabeen Lagoon?
3. In relation to each respective proposed Option, how long will it take to implement each respective option once selected?
4. Since 2017, how much money has been expended by Council on attempted openings?

RESPONSE

1. The exhibition period closed on 28 March 2021 and 114 submissions were received.
2. Since the exhibition of the Options Paper, Council has been working with its consultant on what will be recommended as short, medium and long term options. These recommendations were received earlier this month, and are currently being reviewed. Once finalised, the recommendations (including a preferred long-term option) will be incorporated into the Draft Narrabeen Lagoon Entrance Management Strategy. The Strategy will be presented to Council in the next few months with a recommendation to undertake final community consultation.
3. The Strategy will contain short, medium and long term options. It depends on the option selected as to how long it will take to implement. For example, if major capital works are proposed there are a series of steps that will have to be undertaken before these works can be implemented. If it is a change to an existing process or methodology it may be able to be done quickly. When the Strategy is finalised, a timeframe will be proposed for each of the preferred options.
4. The costs associated with attempted and successful lagoon openings since 1 July 2017 is \$35,700.80 (ex GST). When required, earthmoving works were also undertaken near the entrance to relocate sand and improve the duration of openings which has cost \$68,797.07 (ex GST) since 1 July 2017. It is noted that these costs are minor compared to the associated reduction in flood risks for the community.

ITEM 16.3	QUESTION WITH NOTICE NO 22/2021 - QUESTIONS ON NOTICE - RATES, STAFF COSTS, EFFICIENCIES AND MANLY COSTS
TRIM FILE REF	2021/499758
ATTACHMENTS	NIL

Submitted by: Councillor Sarah Grattan

QUESTION

Northern Beaches Council

1. What was the equivalent rates and charges income (12 months) pre-amalgamation of the 3 former councils and how has that grown over time to the 2021/22 budgeted rates? (Split residential and business).
2. What is the increase in rates due to new development that has occurred since amalgamation?
3. How does the growth in rates and charges compare to CPI and the Local Government Price index over the equivalent period?
4. Why does the Local Government Price index differ to CPI? Why is this measure the appropriate measure used to calculate increases in rates?
5. How does Northern Beaches Council rates and charges compare for 2021/22 to other neighbouring or other similar large metro/coastal councils? Eg. For a \$1M land value in the Central Coast, Sutherland, Randwick, Waverley, Mosman, Ku-rin-gai and Hornsby?
6. How does NBC's FTE/ 1000 Resident ratio compare with benchmarked councils? (cf. PWC report)
7. How does NBC's employee & agency costs compare to pre-amalgamation?
8. How much has been saved through the annual "efficiency savings" generated by Northern Beaches Council over the period since amalgamation (2016-17 – 2021/22)
9. What is the total State and Federal Government grants and charges over the period from prior to amalgamation to 2021/22 (Split between Operating and Capital purposes)?

Manly Ward Specific Questions

10. Manly Ward residents have been impacted adversely by rates harmonisation. What is the increase in rates for the former Manly Council area since amalgamation?
11. How has expenditure on infrastructure assets, depreciation and debt levels trended for the former Manly Council area since amalgamation?

RESPONSE

Northern Beaches Council

1. ***What was the equivalent rates and charges income (12 months) pre-amalgamation of the 3 former councils and how has that grown over time to the 2021/22 budgeted rates? (Split residential and business).***

The annualised equivalent rates and annual charges in 2015/16 for the former Councils was \$196 million. The 2021/22 budget is \$225 million, representing an annual growth in income of 2.4%. Table 1 outlines the components of rates and annual charges over this period:

Table 1 Rates and Annual Charges – 2015/16 to 2021/22

Former Councils		Northern Beaches Council						Total % change 2015/16 to 2021/22	Average Annual Growth rate (%)
	2015/16 Actual*	2016/17 Actual (Yr1)*	2017/18 Actual (Yr2)	2018/19 Actual (Yr3)	2019/20 Actual (Yr4)	2020/21 Budget (Yr5)**	2021/22 Budget (Yr6)		
\$'000									
Ordinary + Special Rates									
Residential	120,505	123,507	130,696	134,075	138,489	142,283	145,632	20.9%	3.5%
Farmland	36	28	14	14	14	15	15	-57.2%	-9.5%
Business	24,196	24,633	25,840	26,304	26,893	27,791	28,411	17.4%	2.9%
Business Special Rates	1,335	1,206	1,291	1,277	1,311	1,325	1,369	2.5%	0.4%
Total Rates	146,072	149,374	157,841	161,670	166,707	171,414	175,428	20.1%	3.3%
Annual Charges									
Stormwater	919	831	874	874	878	878	1,994	117.0%	19.5%
Waste	49,239	52,138	52,767	48,315	40,811	45,737	47,558	-3.4%	-0.6%
Section 611	162	82	197	199	197	190	195	19.9%	3.3%
Total Annual Charges	50,320	53,051	53,838	49,388	41,886	46,805	49,747	-1.1%	-0.2%
Total Rates and Annual Charges									
	196,392	202,425	211,679	211,058	208,593	218,218	225,174	14.7%	2.4%

* 2015/16 and 2016/17 charges have been annualised to ensure comparability with other financial years

** Excludes 2020/21 COVID subsidy of \$4.4 million

2. ***What is the increase in rates due to new development that has occurred since amalgamation?***

Table 2 sets out the impact of rates adjustments along with the growth in income from annual charges for those new properties. 0.4% of the 2.4% annual increase in rates and annual charges is due to adjustments and the harmonisation of the stormwater charge to include the former Warringah area from 1 July 2021.

Table 2 Rates and annual charges with adjustments – 2015/16 to 2021/22

Former Councils		Northern Beaches Council						Total % change 2015/16 to 2021/22	Average Annual Growth rate (%)
\$'000	2015/16 Actual*	2016/17 Actual (Yr1)*	2017/18 Actual (Yr2)	2018/19 Actual (Yr3)	2019/20 Actual (Yr4)	2020/21 Budget (Yr5)**	2021/22 Budget (Yr6)		
Existing rates and charges	195,935	201,553	210,177	209,544	206,108	215,068	220,082	12.1%	2.0%
Rates and charges from adjustments***	457	872	1,502	1,514	2,485	3,150	3,976		
Harmonised Stormwater Charge							1,116		
Total Rates and Charges	196,392	202,425	211,679	211,058	208,593	218,218	225,174	14.7%	2.4%
% change due to harmonised stormwater charge + adjustments in past 6 years								2.6%	0.4%

* 2015/16 and 2016/17 charges have been annualised to ensure comparability with other financial years

** Excludes 2020/21 COVID subsidy on rates and waste charges of \$4.4 million

*** Adjustments in rates account for changes in the number of assessments and any increase or decrease in land value occurring during the year. The adjustments are called 'supplementary valuations' as defined in the Valuation of Land Act 1916 (NSW). It also includes additional stormwater and waste charges for new properties.

3. *How does the growth in rates and charges compare to CPI and the Local Government Price index over the equivalent period?*

Table 3 Rates and annual charges compared to price indexes – 2015/16 to 2021/22

	Total % change 2015/16 to 2021/22	Average Annual Growth rate (%)
Existing rates and annual charges	12.1%	2.0%
Harmonised stormwater charge + adjustments (incl growth in charges for new properties)	2.6%	0.4%
Total Rates and Annual Charges	14.7%	2.4%
Rate peg (primarily based on the Local Government Cost Index)		
Local Government Cost Index	12.9%	2.2%
Consumer Price Index (CPI)*	12.6%	2.1%
	10.6%	1.8%

* CPI for 2020/21 and 2021/22 based on Deloitte Access Economics Forecast June 2021 Release (3.51% and 1.82% respectively)

4. Why does the Local Government Price index differ to CPI? Why is this measure the appropriate measure used to calculate increases in rates?

The Local Government Cost Index measures price changes over the previous year for the goods and labour an average council will use for ordinary council activities funded from general rate revenue. The LGCI is made up of 26 cost components with the major contributors being employee costs and construction works for roads, drains, footpaths, kerbing, bridges, non-dwelling buildings. The index is calculated each year by the IPART and is the major source for their determination of the rate peg each financial year.

By comparison, CPI measures the average change over time in prices paid by households for a fixed basket of goods and services typically acquired by household consumers. The main drivers are housing costs and food and non-alcoholic beverages.

CPI is not suited to measuring price changes for local government as the typical goods and services required to undertake council functions is not comparable with those consumed by a typical household.

5. How does Northern Beaches Council rates and charges compare for 2021/22 to other neighbouring or other similar large metro/coastal councils? Eg. For a \$1M land value in the Central Coast, Sutherland, Randwick, Waverley, Mosman, Ku-ring-gai and Hornsby?

Table 4 Residential Rates and Annual Charges for a property with an unimproved land value of \$1 million

Council	Ordinary Rate	Special Rate	Waste Charge	Stormwater Charge	TOTAL
Central Coast Council	\$3,424.50	\$0.00	\$520.00	\$108.00	\$4,053
Sutherland Shire Council	\$2,062.79	\$0.00	\$456.30	\$25.00	\$2,544
Randwick City Council	\$1,407.80	\$116.45	\$624.10	\$25.00	\$2,173
The Council of the Shire of Hornsby	\$1,610.76	\$100.96	\$457.00	\$0.00	\$2,169
Northern Beaches Council	\$1,572.39	\$0.00	\$466.00	\$25.00	\$2,063
Waverley Council	\$1,161.44	\$0.00	\$588.00	\$25.00	\$1,774
Mosman Municipal Council	\$1,331.90	\$0.00	\$379.00	\$25.00	\$1,736
Ku-ring-gai Council	\$643.40	\$325.04	\$455.00	\$25.00	\$1,448

6. How does NBC's FTE/ 1000 Resident ratio compare with benchmarked councils? (cf. PWC report)

Council has participated in PWC's Australasian Local Government Performance Excellence Program (ALGPEP) for the last three financial years, 2017/18 to 2019/20. Northern Beaches Council's Full Time Equivalent (FTE) positions are similar to the metro mean of the participating Councils.

Table 5 ALGPEP Benchmarked Councils' Full Time Equivalent Positions per 1,000 residents

				Metro mean ⁽⁴⁾	NSW median	Industry median
FTE per 1,000 residents	4.6	4.4	4.4	4.4	9.5	7.0

Metro mean ⁽⁴⁾ – the average of four participating Council's (Campbelltown, Georges River, Willoughby and Northern Beaches) who subscribe to an online Council comparison window to share some results.

7. How does NBC's employee & agency costs compare to pre-amalgamation?

The 2021/22 budget for employee and agency personnel expenses is \$140.6 million, compared to \$123.4 million in 2015/16, representing an average annual growth of 2.3%.

Table 6 Employee Costs and Agency Costs – 2015/16 to 2021/22

	Former Councils		Northern Beaches Council			
	\$'000	2015/16 Actual*	2016/17 Actual* (Yr1)	2021/22 Budget (Yr6)	Total % change 2015/16 to 2021/22	Average Annual Growth rate (%)
Employee costs		120,299	130,764	138,607	15.2%	2.5%
Agency costs		3,069	5,041	2,009	-34.6%	-5.8%
Total Employee and Agency Costs		123,369	135,804	140,615	14.0%	2.3%

* 2015/16 and 2016/17 annualised to ensure comparability with other financial years

8. How much has been saved through the annual "efficiency savings" generated by Northern Beaches Council over the period since amalgamation (2016-17 – 2021/22)

In 2018/19, an analysis was completed on the estimated benefits generated by the Northern Beaches Council since it was created in May 2016. In 2019/20 the annual recurrent benefits generated by the formation of Northern Beaches Council were estimated at \$29.5 million. This model estimated the gross benefits to be \$126.9 million from 2016/17 to 2021/22 (Net present value \$94.8 million).

Table 7 Estimate Gross Benefits Associated with Amalgamation – 2016/17 to 2021/22

	\$'000	2016/17	2017/18	2018/19	2019/20	2020/21	2021/22	2016/17 to 2021/22
Estimated Gross Benefits		\$6,494	\$4,313	\$25,370	\$29,507	\$30,233	\$30,977	\$126,894
Estimated Gross NPV of Benefits		\$6,494	\$3,939	\$21,159	\$22,474	\$21,029	\$19,677	\$94,772

Further, the Long Term Financial Plan (LTFP) included efficiency saving targets of \$2.75 million for the 2020/21 and 2021/22 financial years which were met through the formation of those budgets.

9. What is the total State and Federal Government grants and charges over the period from prior to amalgamation to 2021/22 (Split between Operating and Capital purposes)?

Table 8 State and Federal Government Grants and Charges - 2015/16 to 2021/22

	Former Councils	Northern Beaches Council					
\$'000	2015/16 (10.5mths)	2016/17 (13.5mths)	2017/18	2018/19	2019/20	Forecast 2020/21	Budget 2021/22
Government grants for operating purposes	15,163	30,951	12,609	13,500	16,720	19,753	13,738
Government grants for capital purposes	2,578	18,980	27,445	4,569	6,665	11,117	32,821
Government charges charged to Council	(15,000)	(17,065)	(14,945)	(14,033)	(14,802)	(16,140)	(15,269)
TOTAL	2,741	32,866	25,109	4,036	8,583	14,729	31,290

Manly Ward Specific Questions

- 10. Manly Ward residents have been impacted adversely by rates harmonisation. What is the increase in rates for the former Manly Council area since amalgamation?**

Table 9 Manly Rates and Annual Charges – 2015/16 to 2021/22

	Former Manly Council	Northern Beaches Council	Total % change 2015/16 to 2021/22	Average Annual Growth rate (%)
\$'000	2015/16 Actual*	2021/22 Budget		
Ordinary + Special Rates				
Residential	22,261	30,735	38.1%	6.3%
Farmland	0	0	n/a	n/a
Business	4,987	6,334	27.0%	4.5%
Business Special Rates	1,335	1,369	2.5%	0.4%
Total Rates	28,583	38,438	34.5%	5.7%
Annual Charges				
Stormwater Charge	395	346	-12.5%	-2.1%
Waste Charge	11,595	8,885	-23.4%	-3.9%
Section 611 Charge	51	37	-28.5%	-4.7%
Total Annual Charges	12,042	9,267	-23.0%	-3.8%
Total Rates and Annual Charges	40,625	47,706	17.4%	2.9%

* 2015/16 charges annualised to ensure comparability with other financial years

11. How has expenditure on infrastructure assets, depreciation and debt levels trended for the former Manly Council area since amalgamation?

Table 10 Manly Capital Expenditure on Infrastructure, Depreciation and Loans – 2015/16 to 2021/22

	Former Manly Council	Former Manly Council area - under Northern Beaches Council					
\$'000	2015/16 (10.5mths)	2016/17 (13.5mths)	2017/18	2018/19	2019/20	Forecast 2020/21	Budget 2021/22
Capital expenditure on infrastructure assets*	26,467	6,789	16,546	10,763	14,138	16,708	12,576
Depreciation of infrastructure assets	4,924	5,684	3,958	4,844	6,344	6,415	6,487
Loan balance on closing date	65,957	27,004	19,065	16,482	14,034	11,527	9,269

* Renewal of existing infrastructure assets along with new and upgraded assets

ITEM 16.4**QUESTION WITH NOTICE NO 23/2021 - PROPOSED
PEDESTRIAN CROSSING AT FISHER ROAD/REGENT
STREET, DEE WHY INTERSECTION****TRIM FILE REF****2021/500067****ATTACHMENTS****NIL**

Submitted by: Councillor Vincent De Luca OAM

QUESTION

Proposed pedestrian crossing at Fisher Road/Regent Street, Dee Why intersection:

1. Is it correct that the Executive Manager, Internal Audit & Complaints Resolution, wrote to a constituent on Thursday 3 December 2020, advising that Transport NSW will fund the upgrade for pedestrian crossing/signal works (works) at the Fisher Road / Regent Street intersection?
2. Is Council aware that on Tuesday 8 December 2020 Transport NSW confirmed in writing that no funding had been allocated for the works at the Fisher Road / Regent Street intersection?
3. Is Council aware that on 14 December 2020, Ms Eleni Petinos MP Parliamentary Secretary for Transport and Roads, reiterated in writing that Transport NSW had not allocated any funding and that Regent Street and Fisher Road are local Roads and are the responsibility of Northern Beaches Council?
4. In a meeting held between a constituent and Council's CEO on 8 February 2021, what funding source did the CEO claim the works would be funded by?
5. On 18 March 2021 did Council's CEO advise a constituent in writing that the funding source for the works was under the Federal Stimulus Package and that the funding for the Regent Street / Fisher Road works was part of the \$400m road and safety works package for NSW, announced on Thursday 4 March 2021, that this was going to be administered through Transport NSW and that the works would be completed by 30 June 2021?
6. What Government is funding the works at Fisher Rd/Regent Street and how much funding has been allocated?
7. Despite the works being promised to be completed by 30 June 2021, why have they not been commenced, particularly considering similar works are being completed in other areas in the Northern Beaches LGA?
8. When will the works be commenced and what is the expected date of completion?
9. Why early in Term 2 did Council remove the Council funding pedestrian crossing officer?

RESPONSE

- 1 Yes. Further, the email was sent on 4 December 2020.
- 2 The Network and Safety Services Manager of Transport for NSW (TfNSW) verbally advised Council of approval of funding for the works on 19 November 2020. The formal notification from TfNSW and the NSW Government was not provided as TfNSW were waiting for approval from the Federal Government to make a joint announcement.
- 3 Yes, however see the response to 2 above. It is noted that traffic signals are owned and operated by TfNSW on all roads, whether State, Regional or Local roads. Fisher Road is a Regional Road, Regent St is a local road.

- 4 The funding source was stated to be the Federal Stimulus program – administered by TfNSW.
- 5 Yes. Further the email on 18 March 2021 stated in part that:
“Traffic lights/signals are Transport for NSW assets, including the lights at Regent Street. I am advised that the design works for the lights at Regent Street are completed and this is with Transport for NSW to undertake the installation. I am advised that Transport for NSW anticipate completing these works by 30 June 2021.”
- 6 The program is a joint Federal / NSW Government funded road safety program. The program includes \$1,341,603 this financial year. The funding was formally announced by the NSW Government and the Federal Government in March 2021.
- 7 TfNSW is responsible for delivery of the program.
- 8 TfNSW has advised that the project is with their delivery partner and TfNSW is waiting for the delivery timeframes.
- 9 Council was advised by TfNSW that a Crossing Supervisor was being provided under its program from term 2 2021 for this location.

ITEM 16.5	QUESTION WITH NOTICE NO 24/2021 - BIN REPLACEMENT PROGRAM
TRIM FILE REF	2021/516094
ATTACHMENTS	NIL

Submitted by: Councillor Sarah Grattan

QUESTION

1. Why did Council replace its existing bins with new bins?
2. Who approved the replacement of the bins?
3. What was the budget, sources of funds and actual expenditure associated with the bin replacement?

RESPONSE

1. An integrated bin collection system had been considered by the former Councils of the Northern Beaches for some time, and was listed in the SHOROC regional waste strategy which was produced in 2014.

The former Councils had delayed the replacement of their domestic waste bins for example, to specifically be in a position to provide a collection configuration which would best integrate with a new processing and disposal option to maximize recovery from landfill. The former Councils had also set aside funds within their domestic waste reserves to support a bin replacement program.

Following amalgamation, there were service inconsistencies that needed to be addressed before a new domestic waste collection system could be implemented for the Northern Beaches (such as the 2 different sizes of Warringah Council garbage bins, and different recycling bin sizes in Pittwater).

Consistent bin standards addressed this issue, and further, new bins allowed for the use of RFID technology for better contract oversight, reporting and tracking of bin stock, which was simply not possible with the old bin stock. This technology provides ongoing benefits over the 10 year life of the domestic waste collection contract.

Renewing all residential bins in July 2019 was the lowest cost overall option due to the age and condition of the existing bin stock, representing a saving of over \$1.155 million in today's terms.

2. At its meeting of 27 November 2018, Council unanimously resolved to replace all residential bins.
3. The original forecasted budget was \$19.5 million. This was funded by the externally restricted domestic waste reserve, and included the funds that had been set aside by the former Councils. Actual expenditure of the project was \$13.7 million.

ITEM 16.6

QUESTION WITH NOTICE NO 25/2021 - RATE INCREASES

TRIM FILE REF **2021/517401**

ATTACHMENTS **NIL**

Submitted by: Councillor David Walton

QUESTION

What are the Northern Beaches Council total of the below commutative (compounded) rate increases for the financial year 2016/17 to the current financial year 2021/22 for the former:

1. Manly local government area;
2. Warringah local government area; and
3. Pittwater local government area.

RESPONSE

	Former Pittwater	Former Warringah	Former Manly
2016/17	1.8%	3.0%	1.8%
2017/18	1.5%	9.4%	-0.5%
2018/19	2.3%	2.3%	2.3%
2019/20	2.7%	2.7%	2.7%
2020/21	2.6%	2.6%	2.6%
2021/22	2.4%	-4.3%	21.8%
Compounded Increase	14.0%	16.2%	33.0%

ITEM 16.7	QUESTION WITH NOTICE NO 26/2021 - NORTHERN BEACHES COUNCIL - FINANCE QUESTIONS
TRIM FILE REF	2021/518801
ATTACHMENTS	NIL

Submitted by: Councillor Candy Bingham

QUESTION

I have been approached by members of our community seeking clarification of the following statements being circulated within our community:

1. *'In uncertain and tough economic times, we look to all levels of government to provide strong leadership and economic fairness. Whilst State and Federal Government have, over the past 18 months, provided significant financial support - Dine & Discover, JobKeeper, significant tax concessions, tax cuts, cash payments, and more - Council has continued to increase your rates and bin charges.'*

What financial support has Council provided to our local community throughout the COVID-19 pandemic?

2. *'Since amalgamation, rates have increased by about \$31 million from \$146 million to \$177 million*.'*

Are these figures accurate?

3. *'Since amalgamation, your rates have increased 20%. In that time, normal inflation is between 7.9% to 8.6%. Rates have increased at over double the rate of inflation.'*

Are these figures accurate and comparable?

4. *'Northern Beaches Council's rates are 32% higher than similar councils.'*

Are these figures accurate?

5. *'Council is seeking to increase your bin charge from 2019 levels by 15% from \$405 per annum to \$466 per annum. In this same period, normal inflation has been 3.33%. Your bin charges are increasing at over 5 times the normal rate of inflation. This is after having spent \$13 million on smaller and newer bins we didn't need.'*

How have waste charges moved since amalgamation?

6. *'Notwithstanding extraordinary rate rises, since 1 July 2017, State and Federal Government have subsidized Council operations and infrastructure expenditure by \$160 million.'*

Are these figures accurate? If so, it would appear to demonstrate Council's effectiveness in accessing funding from other tiers of Government for the benefit of our local community.

RESPONSE

1. ***'In uncertain and tough economic times, we look to all levels of government to provide strong leadership and economic fairness. Whilst State and Federal Government have, over the past 18 months, provided significant financial support - Dine & Discover, JobKeeper, significant tax concessions, tax cuts, cash payments, and more - Council has continued to increase your rates and bin charges.'***

What financial support has Council provided to our local community throughout the COVID-19 pandemic?

Northern Beaches Council has provided \$9.4 million in financial support to the community and local businesses throughout the COVID-19 pandemic including waivers for fees including outdoor dining and merchandise fees, food and health inspections, and fire notices; 2020/21 rates notice subsidies for all ratepayers; Rapid Response Grants for community groups and Council tenant and licensee support including waivers, discounts and deferrals.

2. ***‘Since amalgamation, rates have increased by about \$31 million from \$146 million to \$177 million*.’***

Are these figures accurate?

I understand the \$177 million quoted above is rates income before pensioner rebates and other adjustments are applied. The budget and financial reporting of rates income is after these rebates and adjustments are applied, so the 2015/16 number quoted of \$146 million is net these changes.

The comparable number to the \$146 million in rates income in 2015/16 quoted above is the 2021/22 budget of \$175 million, representing an increase of \$29 million over 6 years as per the below table.

Table 1 Rates Income – 2015/16 to 2021/22

	2015/16	2021/22	Increase from
\$'000	Actual	Budget	2015/16 to 2021/22
Rates Income	146,072	175,428	29,356 (20.1%)

3. ***‘Since amalgamation, your rates have increased 20%. In that time, normal inflation is between 7.9% to 8.6%. Rates have increased at over double the rate of inflation.’***

Are these figures accurate and comparable?

The higher inflation rate referred to above is CPI for the period June 2016 to March 2021 – 4 years and 9 months (8.6%), whereas the income referred to is growth in rates income over 6 years (20%).

To compare like-for-like periods, CPI for the five-year period from March 2016 to March 2021 was 9.0%. In comparison the increase in rates income over the same time period was 17.3% (15.8% including the COVID rates subsidy) (2015/16 to 2020/21).

This increase in income includes growth through adjustments such as new development that has occurred since amalgamation, so it does not reflect the change in rates paid by an individual ratepayer.

For context, CPI is an inflation index for household expenses. It is more appropriate to measure a Council against the rate peg which is largely informed by the Local Government Cost Index (LGCI) and is measured by the IPART each year. The rate peg increased 10.9% over the same 5-year period to 30 June 2021, and 12.9% over the 6-year period to 30 June 2021.

4. 'Northern Beaches Council's rates are 32% higher than similar councils.'

Are these figures accurate?

I understand this is based on the 2018/19 ordinary residential rates for Northern Beaches Council (average \$1,426.90) versus the Office of Local Government Group 3 average (\$1,078.20). Northern Beaches Council is classified within Group 3 by the Office of Local Government.

Northern Beaches Council's average ordinary residential rate was higher than the group average (32% higher than the group average and 17% higher than the coastal councils within the group). Table 2 outlines this information for all rating categories. It is noted:

- there is generally a smaller number of properties attracting minimum rates due to the lower density housing across the Northern Beaches compared to other Councils in the group (eg North Sydney, Randwick, Waverley), which results in a higher average residential rate.
- no special rates are applied to residential properties by Northern Beaches Council
- other councils in the group tend to have higher business rates, with the Northern Beaches average business rate 40% lower than the average.

Table 2 Ordinary Rates OLG Group 3 Councils - 2018/19

OLG Group 3 Council	Average Residential Rate (\$)	Number of Residential Rating Assessments	Average Farmland Rate (\$)	Total Number Farmland Assessments	Average Business Rate (\$)	Number of Business Rating Assessments
Northern Beaches	1,426.90	94,643	2,000.00	7	3,766.87	7,322
Average – Group 3	1,078.20	NBC 32% higher	2,385.53	NBC -16% lower	6,262.61	NBC -40% lower
Average – Group 3 Coastal Councils	1,215.43	NBC 17% higher	n/a	n/a	6,064.19	NBC -38% lower

5. 'Council is seeking to increase your bin charge from 2019 levels by 15% from \$405 per annum to \$466 per annum. In this same period, normal inflation has been 3.33%. Your bin charges are increasing at over 5 times the normal rate of inflation. This is after having spent \$13 million on smaller and newer bins we didn't need.'

How have waste charges moved since amalgamation?

Table 3 sets out the changes in the standard Domestic Waste Charge from 2015/16 to 2021/22.

Table 3 Domestic Waste Standard Charge – 2015/16 to 2021/22

	2015/16 Actual	2016/17 Actual	2017/18 Actual	2018/19 Actual	2019/20 Actual	2020/21* Budget	2021/22 Budget	Diff 2015/16 to 2021/22	
Manly	\$640.00	\$660.00	\$630.00	\$536.00	\$405.00	\$446.00	\$466.00	-\$174.00	-27%
Warringah	\$364.00	\$382.00	\$389.00	\$389.00	\$405.00	\$446.00	\$466.00	\$102.00	28%
Warringah 120 Ltr Red Bin	\$543.00	\$570.00	\$581.00	\$581.00	\$405.00	\$446.00	\$466.00	-\$77.00	-14%

	2015/16 Actual	2016/17 Actual	2017/18 Actual	2018/19 Actual	2019/20 Actual	2020/21* Budget	2021/22 Budget	Diff 2015/16 to 2021/22
Pittwater	\$580.00	\$598.00	\$609.00	\$518.00	\$405.00	\$446.00	\$466.00	-\$114.00 -20%

* In 2020/21 ratepayers were provided an additional subsidy on their DW charge of \$20.50 – so the actual charge paid was \$425.50

6. *‘Notwithstanding extraordinary rate rises, since 1 July 2017, State and Federal Government have subsidised Council operations and infrastructure expenditure by \$160 million.’*

Are these figures accurate? If so, it would appear to demonstrate Council’s effectiveness in accessing funding from other tiers of Government for the benefit of our local community.

The table referred to in this statement was prepared in February 2021 for the period 13 May 2016 to 30 June 2021, based on the Council’s adopted 2020/21 budget at the time. The budget has been revised since this time, primarily due to the re-phasing of the expecting timing of the payment of capital grants from the 2020/21 to the 2021/22 financial year.

The total revised net position is \$153 million, being State and Federal Government grants and other revenues less fees, levies and other charges incurred, and any income received to recover those charges from 13 May 2016 to 30 June 2021 (financial years 2016/17 to 2020/21).

ITEM 16.8**QUESTION WITH NOTICE NO 27/2021 - NSW SURF LIFE
SAVING CHAMPIONSHIPS: SUPPORT FOR NORTH STEYNE
AND FRESHWATER SURF LIFE SAVING CLUBS**

TRIM FILE REF **2021/519061**
ATTACHMENTS **NIL**

Submitted by: Councillor David Walton

QUESTION

What is the current position with Council's support to the North Steyne, Queenscliff, and Freshwater Surf Life Saving Clubs, in hosting the NSW Surf Life Saving Championships in 2022?

RESPONSE

Surf Life Saving New South Wales (SLSNSW) has agreed to host the NSW Surf Life Saving State Championships event for the next three years within the Northern Beaches Council Local Government Area, commencing in 2022. SLSNSW owns and operates the State Championships. Under their governance model, they procure the host clubs Queenscliff, North Steyne and Freshwater, where the event is to be conducted, to support the operational delivery of the event. SLSNSW enter into a services agreement with the host clubs who are remunerated for their services, part of which is covered by the contribution Council makes to SLSNSW.

Negotiations are underway between Council staff and SLSNSW to ensure all requirements can be met before signing a three year agreement. It is anticipated that the agreement will be finalised in the short term, which will also specify benefits to be received by Council from SLSNSW.

Formal agreements are underway between SLSNSW and Queenscliff and North Steyne Surf Life Saving Clubs respectively. A further agreement is under discussion with Freshwater Surf Life Saving Club.

Council has held meetings with the Presidents of Queenscliff, North Steyne and Freshwater Surf Lifesaving Clubs, Northern Beaches Surf Life Saving Branch and SLSNSW. A working group is being established with all the parties.

17.0 RESPONSES TO QUESTIONS WITH NOTICE

ITEM 17.1	RESPONSE TO QUESTION WITH NOTICE NO 08/2021 - DRAFT BUDGET AND DELIVERY PLAN - ELANORA HEIGHTS
TRIM FILE REF	2021/358455
ATTACHMENTS	NIL

Submitted by: Councillor Vincent De Luca OAM

QUESTION

1. What is the total amount of funding allocated by Council in the budget for this suburb?
2. What capital works are proposed?
3. What is the total amount of rates collected from this suburb?
4. What is the total amount of fees received from Council for DAs for this suburb?

RESPONSE

1. The Council's budget is prepared to support existing service levels, renew assets based on our asset management plans which includes prioritising assets in a poor condition and delivery of new assets set out in Council's various plans and strategies. The operating budget and council-wide capital projects (such as the purchase of library books) is not prepared for specific suburbs. Using the population of the Elanora Heights area (4,575) as a basis to allocate the operating budget and council-wide capital projects, the allocation is \$6.1 million. With the addition of \$0.5m in capital projects located directly in this area (listed below under item 2), the 2021/22 budget for the Elanora Heights area is \$6.6 million.
2. Proposed capital expenditure 2021/22: \$0.5 million

Project Details	Suburb	Location
Upgrade existing pedestrian crossing for improved access to Elanora Heights Public school	Elanora Heights	Anana Road
Upgrade existing pedestrian crossing to improve access to Elanora Heights Public school	Elanora Heights	Elanora Road
Powderworks Road pedestrian crossing near Kalang Road	Elanora Heights	Powderworks Road
Traffic calming Anana Road	Elanora Heights	Anana Road
Repair and resurfacing of road pavement	Elanora Heights	Georgina Avenue
Repair of defective kerb and gutter	Elanora Heights	Georgina Avenue
Repair and resurfacing of road pavement	Elanora Heights	Kalang Road

Project Details	Suburb	Location
Repair of defective kerb and gutter	Elanora Heights	Kalang Road
Improvement to side drain and repair of kerb and gutter (design)	Elanora Heights	St Andrews Gate
Kalang Road to Elanora Rd - design new footpath, new kerb and gutter, minor drainage improvements and pavement shape correction	Elanora Heights	St Andrews Gate

3. \$2,324,539 Rates
4. \$45,228 DA fees
- \$34,244 Development contributions

ITEM 17.2 **RESPONSE TO QUESTION WITH NOTICE NO 09/2021 -
DRAFT BUDGET AND DELIVERY PLAN - WARRIEWOOD**

TRIM FILE REF **2021/358464**

ATTACHMENTS **NIL**

Submitted by: Councillor Vincent De Luca OAM

QUESTION

1. What is the total amount of funding allocated by Council in the budget for this suburb?
2. What capital works are proposed?
3. What is the total amount of rates collected from this suburb in the last financial year?
4. What is the total amount of fees received from Council for DAs for this suburb in the last Financial year?

RESPONSE

1. The Council's budget is prepared to support existing service levels, renew assets based on our asset management plans which includes prioritising assets in a poor condition and delivery of new assets set out in Council's various plans and strategies. The operating budget and council-wide capital projects (such as the purchase of library books) is not prepared for specific suburbs. Using the population of the Warriewood area (8,200) as a basis to allocate the operating budget and council-wide capital projects, the allocation is \$11.0 million. With the addition of \$13.8m in capital projects located directly in this area (listed below under item 2), the 2021/22 budget for the Warriewood area is \$24.8 million.
2. Proposed capital expenditure 2021/22: \$13.8 million

Project Details	Suburb	Location
Pittwater Golf Driving Range - Flooring in pro shop; driving range improvements	Warriewood	Pittwater Road
New Community Centre, replacing the existing Nelson Heather Centre	Warriewood	Cnr Jacksons and Pittwater Roads
Constructed Wetland for Narrabeen Creek base flow water quality	Warriewood	2 Prosperity Parade
Garden Street Pedestrian Crossing near Macpherson Street	Warriewood	Garden Street
Brands Lane drainage Improvements	Warriewood	Brands Lane
Lynne Czinner Park - extension to the open space network in Warriewood Valley.	Warriewood	Fern Creek Rd
Construction of a bridge and path connections across Fern Creek	Warriewood	Fern Creek Rd

Project Details	Suburb	Location
Warriewood Valley Traffic and Transport Infrastructure - Brands Lane/Macpherson Street roundabout	Warriewood	Macpherson Street
Warriewood Valley Traffic and Transport Infrastructure - Jubilee Avenue/Warriewood Road roundabout	Warriewood	Warriewood Road
Warriewood Valley Traffic and Transport Infrastructure - Jacksons Road/Pittwater Road Intersection Improvements	Warriewood	Jacksons Road
Warriewood Valley Traffic and Transport Infrastructure - Warriewood Road/Pittwater Road Intersection Improvements	Warriewood	Warriewood Road
Warriewood Valley Traffic and Transport Infrastructure - Boondah Road Upgrade	Warriewood	Boondah Road
Repair and resurfacing of road pavement	Warriewood	Narrabeen Park Parade
Repair and resurfacing of road pavement	Warriewood	Bertana Crescent
Road drainage improvement (design)	Warriewood	Lakeview Parade
Repair of defective kerb and gutter	Warriewood	Bertana Crescent
Kerb and Gutter adj to Warriewood Community Centre	Warriewood	Boondah Road

3. \$4,703,179 Rates

4. \$140,743 DA fees

\$1,578,633 Development contributions

ITEM 17.3 **RESPONSE TO QUESTION WITH NOTICE NO 10/2021 -
DRAFT BUDGET AND DELIVERY PLAN - CROMER/CROMER
HEIGHTS**

TRIM FILE REF **2021/358478**

ATTACHMENTS **NIL**

Submitted by: Councillor Vincent De Luca OAM

QUESTION

1. What is the total amount of funding allocated by Council in the budget for this suburb?
2. What capital works are proposed?
3. What is the total amount of rates collected from this suburb in the last financial year?
4. What is the total amount of fees received from Council for DAs for this suburb in the last Financial year?

RESPONSE

1. The Council's budget is prepared to support existing service levels, renew assets based on our asset management plans which includes prioritising assets in a poor condition and delivery of new assets set out in Council's various plans and strategies. The operating budget and council-wide capital projects (such as the purchase of library books) is not prepared for specific suburbs. Using the population of the Cromer area (8,225) as a basis to allocate the operating budget and council-wide capital projects, the allocation is \$11.1 million. With the addition of \$1.8m in capital projects located directly in this area (listed below under item 2), the 2021/22 budget for the Cromer area is \$12.9 million.
2. Proposed capital expenditure 2021/22: \$1.8 million

Project Details	Suburb	Location
Upgrade existing pedestrian crossing, pram ramps etc for improved access to Pittwater House schools	Cromer	South Creek Road
Design and Construction of new works at Fisher Rd Nth and Carawa Rd	Cromer	Fisher Road North
Repair and resurfacing of road pavement	Cromer	Howse Crescent
Upgrade existing pedestrian crossing and conduct Road Safety Audit to improve access to Cromer Public school	Cromer	Lillihina Avenue
Install pedestrian refuge to improve access to Cromer High and Cromer Public Schools	Cromer	Ryrie Avenue and Fisher Roads
Installation of solar at Cromer Works Depot	Cromer	Middleton Road
Playground - renewal of equipment at Lillihina Reserve	Cromer	Pukara Place

Project Details	Suburb	Location
Sportsfield renewal - resurface Cromer 1 synthetic field	Cromer	South Creek Road
Installation of irrigation water sourcing controls at Cromer Park	Cromer	South Creek Road
Drainage Amplification Works	Cromer	Villiers Place

3. \$4,713,114 Rates
4. \$91,632 DA fees
- \$170,823 Development contributions

ITEM 17.4 **RESPONSE TO QUESTION WITH NOTICE NO 11/2021 -
DRAFT BUDGET AND DELIVERY PLAN -
NARRABEEN/NORTH NARRABEEN**

TRIM FILE REF **2021/358500**

ATTACHMENTS **NIL**

Submitted by: Councillor Vincent De Luca OAM

QUESTION

1. What is the total amount of funding allocated by Council in the budget for this suburb?
2. What capital works are proposed?
3. What is the total amount of rates collected from this suburb in the last financial year?
4. What is the total amount of fees received from Council for DAs for this suburb in the last Financial year?

RESPONSE

1. The Council's budget is prepared to support existing service levels, renew assets based on our asset management plans which includes prioritising assets in a poor condition and delivery of new assets set out in Council's various plans and strategies. The operating budget and council-wide capital projects (such as the purchase of library books) is not prepared for specific suburbs. Using the population of the Narrabeen and North Narrabeen area (15,138) as a basis to allocate the operating budget and council-wide capital projects, the allocation is \$20.3 million. With the addition of \$9.0m in capital projects located directly in this area (listed below under item 2), the 2021/22 budget for the Narrabeen and North Narrabeen area is \$29.3 million.
2. Proposed capital expenditure 2021/22: \$9.0 million

Project Details	Suburb	Location
Continuation of Repairs of Ocean Street Bridge abutment	Narrabeen	Ocean Street
Repair and resurfacing of road pavement	Narrabeen	Ocean Street
Repair of defective kerb and gutter	Narrabeen	Ocean Street
Repair of defective kerb and gutter	Narrabeen	The Esplanade
Repair of defective kerb and gutter	Narrabeen	Tourmaline Street
New drainage construction to address ongoing flooding issues	Narrabeen	Walker Ave
Repair of defective kerb and gutter	Narrabeen	Walker Avenue

Project Details	Suburb	Location
Coastal protection works to protect public assets including South Narrabeen Surf Club, council reserves and road ends at Collaroy-Narrabeen Beach	Narrabeen, Collaroy	North to south streets & along Pittwater Road: Devitt, Goodwin, Mactier, Clarke, Wetherill, Stuart, Ramsey and Frazer Streets
Repair and resurface carpark	North Narrabeen	Carpark off Minarto Lane & Windsor Pde, North Narrabeen
Upgrade existing pedestrian crossing to improve access to Narrabeen North Public school	North Narrabeen	Garden Street
Garden Street Drainage Upgrades	North Narrabeen	Garden Street
Sydney Lakeside Holiday Park - renewal works to cabins	North Narrabeen	Lake Park Road
Upgrade existing pedestrian crossing and pram ramps to improve access to Narrabeen North Public school	North Narrabeen	Namona Street
Repair of defective kerb and gutter	North Narrabeen	Warruga Place
Repair and resurfacing of road pavement	North Narrabeen	Wirrina Place
Repair and resurfacing of road pavement	Narrabeen	Lindley Avenue
Repair of defective kerb and gutter	North Narrabeen	Wirrina Place
South Narrabeen SLSC Training Room	Narrabeen	Pittwater Road
North Narrabeen Community Centre - renewal works	North Narrabeen	Woorarra Avenue
Narrabeen Children's Centre - playground refurbishment	Narrabeen	Ocean Street
Construction of a new pedestrian and cycle bridge	Narrabeen, North Narrabeen	Pittwater Road

3. \$7,526,926 Rates
4. \$107,072 DA fees
- \$169,558 Development contributions

ITEM 17.5	RESPONSE TO QUESTION WITH NOTICE NO 12/2021 - DRAFT BUDGET AND DELIVERY PLAN - WHEELER HEIGHTS
TRIM FILE REF	2021/358507
ATTACHMENTS	NIL

Submitted by: Councillor Vincent De Luca OAM

QUESTION

1. What is the total amount of funding allocated by Council in the budget for this suburb?
2. What capital works are proposed?
3. What is the total amount of rates collected from this suburb in the last financial year?
4. What is the total amount of fees received from Council for DAs for this suburb in the last Financial year?

RESPONSE

1. The Council's budget is prepared to support existing service levels, renew assets based on our asset management plans which includes prioritising assets in a poor condition and delivery of new assets set out in Council's various plans and strategies. The operating budget and council-wide capital projects (such as the purchase of library books) is not prepared for specific suburbs. Using the population of the Wheeler Heights area (3,239) as a basis to allocate the operating budget and council-wide capital projects, the 2021/22 budget for the Wheeler Heights area is \$4.4 million.
2. No proposed capital expenditure jobs are directly located within the suburb Wheeler Heights in the 2021/22 financial year.
3. \$1,356,658 Rates
4. \$27,050 DA fees
\$65,379 Development contributions

ITEM 17.6 **RESPONSE TO QUESTION WITH NOTICE NO 13/2021 -
DRAFT BUDGET AND DELIVERY PLAN - COLLAROY
PLATEAU**

TRIM FILE REF **2021/358513**

ATTACHMENTS **NIL**

Submitted by: Councillor Vincent De Luca OAM

QUESTION

1. What is the total amount of funding allocated by Council in the budget for this suburb?
2. What capital works are proposed?
3. What is the total amount of rates collected from this suburb in the last financial year?
4. What is the total amount of fees received from Council for DAs for this suburb in the last Financial year?

RESPONSE

1. The Council's budget is prepared to support existing service levels, renew assets based on our asset management plans which includes prioritising assets in a poor condition and delivery of new assets set out in Council's various plans and strategies. The operating budget and council-wide capital projects (such as the purchase of library books) is not prepared for specific suburbs. Using the population of the Collaroy Plateau area (5,127) as a basis to allocate the operating budget and council-wide capital projects, the allocation is \$6.9 million. With the addition of \$0.1m in capital projects located directly in this area (listed below under item 2), the 2021/22 budget for the Collaroy Plateau area is \$7.0 million.
2. Proposed capital expenditure 2021/22: \$0.1 million

Project Details	Suburb	Location
Repair of defective kerb and gutter	Collaroy Plateau	Edgecliff Boulevard

3. \$2,554,364 Rates
4. \$28,835 DA fees
- \$74,342 Development contributions

ITEM 17.7

**RESPONSE TO QUESTION WITH NOTICE NO 14/2021 -
DRAFT BUDGET AND DELIVERY PLAN -
COLLARROY/COLLARROY BASIN/LONG REEF**

TRIM FILE REF

2021/358664

ATTACHMENTS

NIL

Submitted by: Councillor Vincent De Luca OAM

QUESTION

1. What is the total amount of funding allocated by Council in the budget for this suburb?
2. What capital works are proposed?
3. What is the total amount of rates collected from this suburb in the last financial year?
4. What is the total amount of fees received from Council for DAs for this suburb in the last Financial year?

RESPONSE

1. The Council's budget is prepared to support existing service levels, renew assets based on our asset management plans which includes prioritising assets in a poor condition and delivery of new assets set out in Council's various plans and strategies. The operating budget and council-wide capital projects (such as the purchase of library books) is not prepared for specific suburbs. Using the population of the Collaroy area (8,457) as a basis to allocate the operating budget and council-wide capital projects, the allocation is \$11.4 million. With the addition of \$8.8m in capital projects located directly in this area (listed below under item 2), the 2021/22 budget for the Collaroy area is \$20.2 million.
2. Proposed capital expenditure 2021/22: \$8.8 million

Project Details	Suburb	Location
Footpath renewal from Pittwater Road to Edgecliffe Boulevard	Collaroy	Alexander Street
Renewal of equipment at Griffith Park playground	Collaroy	Anzac Ave
Long Reef Surf Club - embedded public art commission	Collaroy	Long Reef SLSC, Pittwater Road
Coast Walk Public Art commission	Collaroy	Collaroy Beach South, Pittwater Road
Collaroy Pool Drainage Upgrades	Collaroy	Collaroy St
Design of new SQID	Collaroy	Collaroy Street
Renewal of boardwalk and bridge in Griffith Park (design only)	Collaroy	Pittwater Rd
Long Reef - new surf club and beach amenities	Collaroy	Pittwater Road
Repair of defective kerb and gutter	Collaroy	Plateau Road

Project Details	Suburb	Location
Repair and resurfacing of road pavement	Collaroy	Plateau Road - 2 sections
Repair and resurfacing of road pavement	Collaroy	Telopea Street
Repair of defective kerb and gutter	Collaroy	Telopea Street
Coastal protection works to protect public assets including South Narrabeen Surf Club, council reserves and road ends at Collaroy-Narrabeen Beach	Narrabeen, Collaroy	North to south streets & along Pittwater Road: Devitt, Goodwin, Mactier, Clarke, Wetherill, Stuart, Ramsey and Frazer Streets

- 3. \$5,234,299 Rates
- 4. \$99,825 DA fees
- \$188,299 Development contributions

ITEM 17.8 **RESPONSE TO QUESTION WITH NOTICE NO 15/2021 -
DRAFT BUDGET AND DELIVERY PLAN - OXFORD FALLS**

TRIM FILE REF **2021/358675**

ATTACHMENTS **NIL**

Submitted by: Councillor Vincent De Luca OAM

QUESTION

1. What is the total amount of funding allocated by Council in the budget for this suburb?
2. What capital works are proposed?
3. What is the total amount of rates collected from this suburb in the last financial year?
4. What is the total amount of fees received from Council for DAs for this suburb in the last Financial year?

RESPONSE

1. The Council's budget is prepared to support existing service levels, renew assets based on our asset management plans which includes prioritising assets in a poor condition and delivery of new assets set out in Council's various plans and strategies. The operating budget and council-wide capital projects (such as the purchase of library books) is not prepared for specific suburbs. Using the population of the Oxford Falls area (139) as a basis to allocate the operating budget and council-wide capital projects, the allocation is \$0.2 million. With the addition of \$0.8m in capital projects located directly in this area (listed below under item 2), the 2021/22 budget for the Oxford Falls area is \$1.0 million.

2. Proposed capital expenditure 2021/22: \$0.8 million

Project Details	Suburb	Location
Replacement of Oxford Falls bridge	Oxford Falls	Corner of Morgan Road / Oxford Falls Road / Kellys Way

3. \$247,282 Rates
4. \$20,397 DA fees
- \$0 Development contributions

ITEM 17.9

**RESPONSE TO QUESTION WITH NOTICE NO 16/2021 -
DRAFT BUDGET AND DELIVERY PLAN - INGLESIDE**

TRIM FILE REF

2021/358680

ATTACHMENTS

NIL

Submitted by: Councillor Vincent De Luca OAM

QUESTION

1. What is the total amount of funding allocated by Council in the budget for this suburb?
2. What capital works are proposed?
3. What is the total amount of rates collected from this suburb in the last financial year?
4. What is the total amount of fees received from Council for DAs for this suburb in the last Financial year?

RESPONSE

1. The Council's budget is prepared to support existing service levels, renew assets based on our asset management plans which includes prioritising assets in a poor condition and delivery of new assets set out in Council's various plans and strategies. The operating budget and council-wide capital projects (such as the purchase of library books) is not prepared for specific suburbs. Using the population of the Ingleside area (1,020) as a basis to allocate the operating budget and council-wide capital projects, the allocation is \$1.4 million. With the addition of \$0.2m in capital projects located directly in this area (listed below under item 2), the 2021/22 budget for the Ingleside area is \$1.6 million.
2. Proposed capital expenditure 2021/22: \$0.2 million

Project Details	Suburb	Location
Repair and resealing of road pavement	Ingleside	McLean Street

- | | | |
|----|-------------|---------------------------|
| 3. | \$1,134,275 | Rates |
| 4. | \$14,967 | DA fees |
| | \$13,295 | Development contributions |

ITEM 17.10	RESPONSE TO QUESTION WITH NOTICE NO 18/2021- RATES
TRIM FILE REF	2021/413438
ATTACHMENTS	NIL

Submitted by: Councillor Candy Bingham

QUESTION

To assist Manly Ward residents in understanding the recent 26% rate rise can Council provide the following:

1. What was the financial position of Manly Council at the time of the amalgamation in 2016?
2. What was the condition of the Council's assets at that time?
3. What was the capital works budget for the financial year 2015/16?
4. What is the capital work budget for the equivalent Manly area for the financial year 2020/21?
5. How much has the Northern Beaches Council paid off in loans owed by Manly Council, since the amalgamation?

RESPONSE

1. **What was the financial position of Manly Council at the time of the amalgamation in 2016?**

The former Manly Council reported, in their 2015/16 financial statements, their financial position was as follows (as at 12 May 2016):

\$68.2 million	Current assets (incl \$57m in cash and investments)
\$677.5 million	Non-current assets
\$57.9 million	Current liabilities (incl \$34m in loans)
\$32.1 million	Non-current liabilities (incl \$32m in loans)

An extract of the Statement of Financial Position from the former Manly Council's 2015/16 Financial Statements is provided below.

The former Manly Council

Statement of Financial Position as at 12 May 2016

\$ '000	Notes	Actual 12/5/16	Actual 30/6/15
ASSETS			
Current assets			
Cash and cash equivalents	6a	19,001	23,817
Investments	6b	37,955	22,452
Receivables	7	10,094	3,940
Inventories	8	73	60
Other	8	1,025	159
Non-current assets classified as 'held for sale'	22	—	—
Total current assets		68,148	50,428
Non-current assets			
Investments	6b	—	—
Receivables	7	116	121
Inventories	8	—	—
Infrastructure, property, plant and equipment	9	674,904	654,623
Investments accounted for using the equity method	19	2,472	2,137
Investment property	14	—	—
Intangible assets	25	—	830
Total non-current assets		677,492	657,711
TOTAL ASSETS		745,640	708,139
LIABILITIES			
Current liabilities			
Payables	10	15,757	16,270
Borrowings	10	34,093	3,639
Provisions	10	8,044	7,593
Total current liabilities		57,894	27,502
Non-current liabilities			
Payables	10	—	—
Borrowings	10	31,869	35,570
Provisions	10	203	203
Total non-current liabilities		32,072	35,773
TOTAL LIABILITIES		89,966	63,275
Net assets		655,674	644,864
EQUITY			
Retained earnings	20	327,327	316,517
Revaluation reserves	20	328,347	328,347
Council equity interest		655,674	644,864
Non-controlling equity interests		—	—
Total equity		655,674	644,864

2. What was the condition of the Council's assets at that time?

The former Manly Council reported their (unaudited) infrastructure backlog on 12 May 2016 was \$165,000 (0.04% of the net carrying value of their infrastructure assets of \$424 million). This meant that Manly Council had determined that it would cost \$165,000 to renew all infrastructure assets to a satisfactory condition. Infrastructure assets were reported as:

Condition 1 – Excellent (no work required)	48.0% of assets
Condition 2 – Good (only minor maintenance work required)	28.1% of assets
Condition 3 – Average (maintenance work required)	23.9% of assets
Condition 4 – Poor (renewal required)	0.0% of assets
Condition 5 – Very poor (urgent renewal / upgrading required)	0.0% of assets

For context, Council has spent the following on the renewal of existing infrastructure assets in the former Manly Council area in recent years:

2017/18 \$6.0 million (\$21.2m total capital expenditure)
 2018/19 \$8.5 million (\$30.1m total capital expenditure)
 2019/20 \$11.9 million (\$19.1m total capital expenditure)

3. What was the capital works budget for the financial year 2015/16?

\$48.3million Former Manly Council's Capital works budget 2015/16 (*incl Manly Aquatic Centre \$13.8 million and Manly Oval Car Park and Detention Tank \$20.4 million*).

For context, the former Manly Council's financial statements reported the following cash had been expended on capital works in each financial year:

FY	Cashflow	
2015/16	\$ 30.9m	(to 12 May 2016 (\$30.0 million had been drawn down in loans))
2014/15	\$ 17.6m	(and \$12.0m in loans)
2013/14	\$ 8.7m	(and \$15.0m in loans)
2012/13	\$ 14.2m	(and \$7.0m in loans)
2011/12	\$ 11.1m	(and \$3.9m in loans)
2010/11	\$ 10.7m	(and \$2.0m in loans)
2009/10	\$ 11.3m	(no loans)

4. What is the capital work budget for the equivalent Manly area for the financial year 2020/21?

\$16.7 million in capital works on projects directly located within the former Manly Council area.

\$19.2 million is also forecast to be spent on projects for the whole of the Northern Beaches including library books, public art, operational buildings, IT, plant and equipment along with projects at Kimbriki. If divided equally into the five wards, this represents \$3.8 million for the former Manly area.

5. How much has the Northern Beaches Council paid off in loans owed by Manly Council, since the amalgamation?

\$66.0m	Loans balance as at date of amalgamation 12 May 2016
\$11.5m	Projected loans balance as at 30 June 2021
\$54.4m	Total loans paid (plus interest of \$5.4m)

ITEM 17.11	RESPONSE TO QUESTION WITH NOTICE NO 19/2021 - URBAN TREE PLAN
TRIM FILE REF	2021/413495
ATTACHMENTS	NIL

Submitted by: Councillor Rory Amon

QUESTION

Could staff please give an update as to how many trees in total have been planted since Councillor Sprott's motion "The Urban Tree Plan" was passed in 2018?

RESPONSE

There have been 13,106 trees planted across the LGA, since the draft Urban Tree Canopy Plan was adopted in 2018.

- 2018/19 4,061
- 2019/20 6,304
- 2020/21 2,741

The reduced numbers in 2020/21 are due to the Covid-19 restrictions and as there were reduced opportunities for community planting days or plant give away days during this period.

ITEM 17.12	RESPONSE TO QUESTION TAKEN ON NOTICE NO 10/2021 - ITEM 9.1 - OUTCOME OF PUBLIC EXHIBITION OF THE DELIVERY PROGRAM 2021-2025 AND OPERATIONAL PLAN 2021/22 - HOP, SKIP AND JUMP BUS SERVICE
TRIM FILE REF	2021/442646
ATTACHMENTS	NIL

Taken on notice at the Council meeting on 15 June 2021 from: Councillor Michael Regan

QUESTION

Additional spending on services – Hop, Skip and Jump bus – were the numbers increased under the Administrator in 2017, prior to this Council?

RESPONSE

The net cost of the Hop Skip Jump bus service under the former Manly Council in the last full financial year of 2014/15 was \$609k (equivalent to \$723k in 2021/22).

The cost of the service in the 2017/18 financial year (the budget for this financial year was adopted by the Administrator in June 2017) was \$719k (equivalent to \$800k in 2021/22).

The service is forecast to cost \$733k in 2021/22 following recently implemented operational efficiencies in the administration of the service.

Hop, Skip and Jump Bus Service – Net Cost

	Former Manly Council	Northern Beaches Council	
Financial Year	2014/15	2017/18	2021/22
Income	16,345	9,643	3,000
Employee Costs	(431,790)	(501,157)	(515,392)
Materials, Services and Other Costs	(1,307)	(27,359)	(16,723)
Bus operating and annualised replacement cost	(192,539)	(200,500)	(203,589)
Total expenses	(625,636)	(729,016)	(735,704)
Net cost of service	(609,291)	(719,373)	(732,704)
Present Value – to 2021/22	(722,889)	(800,494)	(732,704)

ITEM 17.13	RESPONSE TO QUESTION TAKEN ON NOTICE NO 11/2021 - ITEM 9.1 - OUTCOME OF PUBLIC EXHIBITION OF THE DELIVERY PROGRAM 2021-2025 AND OPERATIONAL PLAN 2021/22 - PROPOSED CAR FLEET EXPENDITURE
TRIM FILE REF	2021/442678
ATTACHMENTS	NIL

Taken on notice at the Council meeting on 15 June 2021 from: Councillor Vincent De Luca OAM

QUESTION

What is the total expenditure proposed on the car fleet for the following budget period including purchase and ongoing costs?

RESPONSE

The 2021/22 budget for the replacement of light fleet vehicles is \$3,017,770 which is part-funded through \$1,502,631 in sale proceeds anticipated from the auction of replaced vehicles.

The operating cost for the running of the light fleet in 2021/22 is \$1,735,175.

For context, light fleet comprises 366 passenger vehicles and light commercial vehicles.

ITEM 17.14	RESPONSE TO QUESTION TAKEN ON NOTICE NO 12/2021 - ITEM 9.1 - OUTCOME OF PUBLIC EXHIBITION OF THE DELIVERY PROGRAM 2021-2025 AND OPERATIONAL PLAN 2021/22 - SHARED PATH, ABBOTT ROAD, CURL CURL
TRIM FILE REF	2021/442694
ATTACHMENTS	NIL

Taken on notice at the Council meeting on 15 June 2021 from: Councillor Vincent De Luca OAM

QUESTION

Regarding the shared path in Curl Curl, Abbott Road:

1. How much will it cost and why is it being done when the residential side has recently had a brand new footpath installed? Under this proposal, does that mean the new footpath will have to be ripped out?
2. Is it going to be on the residential side, it stops at the Creative Space on the playing field side but then goes across the Abbott Road on residential side - north side? Why would that be done when a new pedestrian footpath was recently built?

RESPONSE

1. The project is funded by the Federal Government as part the Safer School program with approximately \$850,000 allocated to this project to provide safe Active Transport connections to the local schools. Where the existing footpath is of suitable standard to allow for the additional width to be attached Council may elect to widen the existing pathway instead of full replacement.
2. The proposed shared user path (recently advertised to community for comment) runs from the existing shared path on Abbott Road opposite Manly Selective School Campus up to the Creative Space on the southern side of Abbott Road and then cross over to the northern side, via a raised pedestrian crossing point to connect to the Curl Curl North Public School. The section in front of the public school, constructed as part of the school upgrade will have a section added to provide the desired width. The route will then cross back to the south side via a raised pedestrian crossing point to continue east to connect to the North Curl Curl Community Centre and the regional route along Griffin Road.

Connections are also provided to the new shared path in Playfair Road that connects to Pitt Road as well as the existing network to the south of this project.

ITEM 17.15	RESPONSE TO QUESTION TAKEN ON NOTICE NO 13/2021 - ITEM 12.1 - DISCUSSION PAPER EXHIBITION – NORTHERN BEACHES LOCAL ENVIRONMENT PLAN AND DEVELOPMENT CONTRIBUTIONS PLAN - NOXIOUS FIRES
TRIM FILE REF	2021/442715
ATTACHMENTS	NIL

Taken on notice at the Council meeting on 15 June 2021 from: Councillor Alex McTaggart

QUESTION

Which is more noxious – the open fire or the combustible wood burning fire?

RESPONSE

New heaters are cleaner burning and more efficient than older-style wood heaters and open fires.

A slow combustion heater will produce less pollution than a pot-belly stove or open fire because the fire is sealed in an airtight box.

**ITEM 17.16 RESPONSE TO QUESTION TAKEN ON NOTICE NO 14/2021 -
ITEM 12.3 - OUTCOME OF THE PUBLIC EXHIBITION OF THE
DRAFT SECTION 7.12 CONTRIBUTIONS PLAN 2021 -
ANNUAL SPENDING INTO THIS FUND**

TRIM FILE REF 2021/442744

**ATTACHMENTS 1 [Download](#) Memo to Councillors - Item 12.3 Outcome of the Public
Exhibition of the Draft Northern Beaches Section 7.12
Contributions Plan 2021 - Dated 22 June 2021**

Taken on notice at the Council meeting on 15 June 2021 from: Councillor Ian White

QUESTION

Regarding collection of contributions we receive approximately \$6/7m on an annual basis into this fund, but I will take that question on notice.

RESPONSE

The Director Planning and Place provided Councillors with a memorandum on 22 June 2021 that provided further information on questions asked during debate on Item 12.3 of the 15 June Council meeting. The memorandum confirmed the income for the Northern Beaches 7.12 Contributions Plan for the current financial year to that date was \$6.31M.



Memo to Councillors

Planning & Place Division

To: Mayor and Councillors

From: Louise Kerr
Director Planning & Place

Date: 22 June 2021

Subject: Item 12.3 Outcome of the Public Exhibition of the Draft Northern
Beaches Section 7.12 Contributions Plan 2021

Record Number: 2021/436278

Dear Mayor and Councillors,

I refer to the discussions regarding the above item at Tuesday's Council meeting and wish to provide further clarification.

Forecast Demographic Data

The forecast dwelling numbers in Council's Local Housing Strategy were provided by the NSW Department of Planning Industry and Environment (DPIE). These numbers were provided to inform the preparation of all NSW councils' local housing strategies.

The Northern Beaches Section 7.12 Contributions Plan 2021 contains demographic information provided by demographic consultants (.id Informed Decisions). This information provides more detail on an individual suburb basis.

Both these sources are derived from the Australian Bureau of Statistics 2016 Census but use different methods to project anticipated changes in demographics. The DPIE numbers were generated via a 'top-down' approach. The demographic consultant's numbers were generated via a 'bottom-up' approach.

It is noted that the Local Housing Strategy projected demand from 2020-2036 (as required by DPIE). Whereas the numbers used in the Section 7.12 Contributions Plan are from 2016-2036. The longer timeframe used in the Contributions Plan produces a larger number overall.

These projections are not precise predictions of the demographic future. Council staff do not consider that either projection is more accurate or correct.

Most of Council's strategies and policies informing the infrastructure needs in the Northern Beaches Section 7.12 Contributions Plan 2021 have been based on .id demographic projections. These .id projections are commonly used by councils and organisations across Australia.

Despite references to forecast population and dwelling numbers in the Northern Beaches Section 7.12 Contributions Plan, this policy does not inform or facilitate development. Rather, the Contributions Plan is simply a mechanism to levy new development to fund the provision of local infrastructure. It is considered appropriate

that the source of the demographic projections is consistent with the infrastructure studies referenced in the Contributions Plan.

Total Infrastructure Expenditure

Appendix A contains a schedule which identifies the infrastructure projects to be funded by the Contributions Plan.

The infrastructure schedule has been informed by the infrastructure studies referenced in Chapter 3 of the Contributions Plan and is consistent with the draft Delivery Program reported to the same Council meeting.

Council staff use a cash flow model to forecast anticipated development contribution income. This is based on historical trends and recent development approvals. Annual expenditure under the Northern Beaches Section 7.12 Contributions Plan is generally reflective of the previous year's income. Income into the Contributions Plan for the 2020-21 financial year to date is \$6.31M.

Should you require any further information about matters raised in this memo please contact my office on 8495 6415.



Louise Kerr
Director Planning & Place

18.0 MATTERS PROPOSED TO TAKE PLACE IN CLOSED SESSION

RECOMMENDATION

That:

1. 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 18.1 RFT 2020/133 - Studio Panel of Services 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/provides advice concerning commercial tenders. On balance, the public interest in preserving the confidentiality of the information about the matter outweighs the public interest in maintaining openness and transparency in Council decision-making because the disclosure of this information would result in the release of commercial in confidence information.
 - B. Item 18.2 RFT 2021/010 - Aboriginal Art and Storytelling Project 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/provides advice concerning commercial tenders. On balance, the public interest in preserving the confidentiality of the information about the matter outweighs the public interest in maintaining openness and transparency in Council decision-making because the disclosure of this information would result in the release of commercial in confidence information.
 - C. Item 18.3 Update on Support for Private Coastal Protection works at Collaroy-Narrabeen Beach on the basis that it involves the receipt and discussion of the personal hardship of a resident or ratepayer [10A(2)(b) Local Government Act 1993].

This report discusses/provides advice concerning financial assistance for residents. On balance, the public interest in preserving the confidentiality of the information about the matter outweighs the public interest in maintaining openness and transparency in Council decision-making because the disclosure of this information would publicly outline the personal hardship of a resident or ratepayer.
 - D. Item 18.4 RFT 2020/234 - Services for Fire Protection Systems and Equipment 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/provides advice concerning commercial tenders. On balance, the public interest in preserving the confidentiality of the information about the matter outweighs the public interest in maintaining openness and transparency in Council decision-making because the disclosure of this information would result in the release of commercial in confidence information.
 - E. Item 18.5 RFT 2020/035- Public and Sports Amenities Cleaning Services 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/provides advice concerning commercial tenders. On balance, the public interest in preserving the confidentiality of the information about the matter outweighs the public interest in maintaining openness and transparency in Council decision-making because the disclosure of this information would result in the release of commercial in confidence information.

- F. Item 18.6 RFT 2021/011 - Service for the Supply and the Installation of Fitness Centre Equipment at Manly Andrew Boy Charlton Aquatic Centre. 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/provides advice concerning commercial tenders. On balance, the public interest in preserving the confidentiality of the information about the matter outweighs the public interest in maintaining openness and transparency in Council decision-making because the disclosure of this information would result in the release of commercial in confidence information.

- G. Item 18.7 RFT 2021/064 - Catering Services Panel 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/provides advice concerning RFT2021/064 – Catering Services Panel. On balance, the public interest in preserving the confidentiality of the information about the matter outweighs the public interest in maintaining openness and transparency in Council decision-making because the disclosure of this information would <INSERT IMPLICATION>.

- H. Item 18.8 Transfer of Road Reserve (Lots 1 and 3 DP 1062787) adjoining SP69948, Manly on the basis that it involves the receipt and discussion of information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business [10A(2)(c) Local Government Act 1993]; and advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege [10A(2)(g) Local Government Act 1993].

This report provides advice concerning litigation and which would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege and which meets the requirements of Section 10(B)(2). It also discusses information regarding commercial terms and other matters relating to transactions with persons with whom Council will conduct business. The public interest in preserving the confidentiality of the information about the matter, on balance, outweighs the public interest in maintaining openness and transparency in Council decision-making because the disclosure of this information would, prejudice Council's legal and commercial position, preventing Council from achieving the best outcome for the community.

- I. Item 18.9 RFT 2021/028 - Road Restoration Works Panel 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/provides advice concerning commercial tenders. On balance, the public interest in preserving the confidentiality of the information about the matter outweighs the public interest in maintaining openness and transparency in Council

decision-making because the disclosure of this information would result in the release of commercial in confidence information.

- J. Item 18.10 RFT 2021/124 - Cromer Park Field 1 Synthetic Surface Renewal 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/provides advice concerning commercial tenders. On balance, the public interest in preserving the confidentiality of the information about the matter outweighs the public interest in maintaining openness and transparency in Council decision-making because the disclosure of this information would result in the release of commercial in confidence information.
- K. Item 18.11 Response to Question With Notice No 17/2021 - Complaints regarding URM Waste Collections Pre 6am and Associated Issues on the basis that it involves the receipt and discussion of information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business [10A(2)(c) Local Government Act 1993].
This report discusses/provides advice concerning Waste Collection Contract 2017/165. On balance, the public interest in preserving the confidentiality of the information about the matter outweighs the public interest in maintaining openness and transparency in Council decision-making because the disclosure of this information could confer a commercial advantage on Council's Waste Collection Contractor in the event that Council elects to enter into further negotiation with respect to the waste collection contract and/or start times.
- L. Item 18.12 - Mayoral Minute No 14/2021 - Annual Performance Review of the Chief Executive Officer August 2020 - June 2021 on the basis that it involves the receipt and discussion of personnel matters concerning particular individuals (other than councillors) [10A(2)(a) Local Government Act 1993].
This report discusses/provides advice concerning the Chief Executive Officer's Performance Review.
2. 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.
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19.0 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.

