



Agenda

Ordinary Meeting

Notice is hereby given that a Ordinary Meeting of Council will be held at Council Chambers, 1 Belgrave Street, Manly, on:

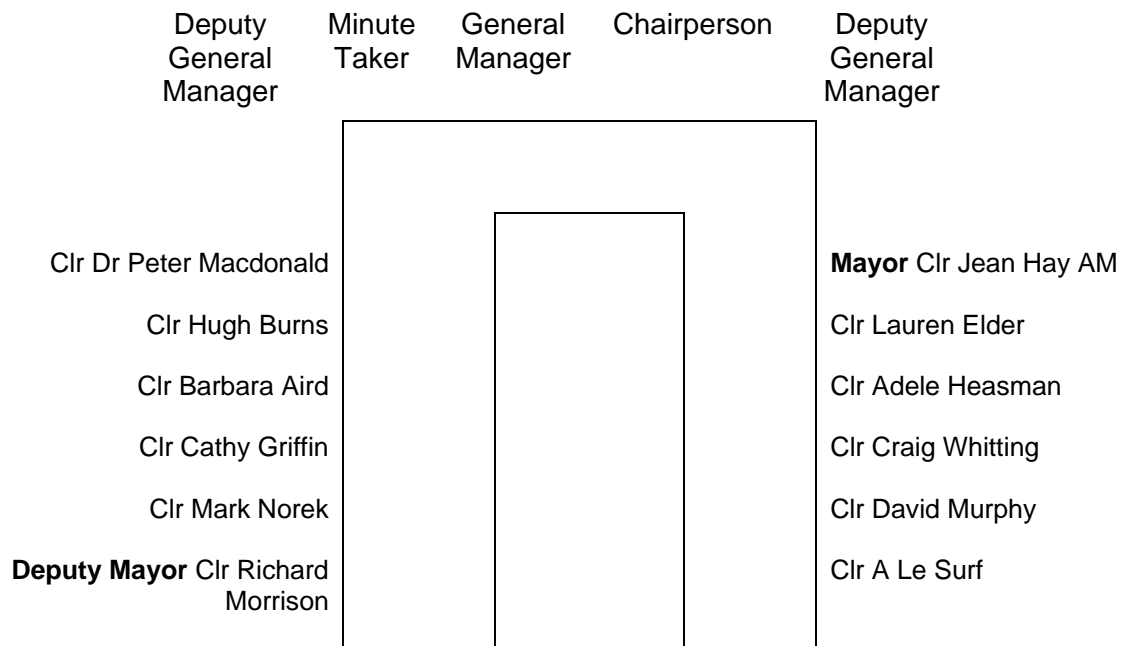
Monday 4 April 2011

Commencing at 7:30 PM for the purpose of considering items included on the Agenda.

Persons in the gallery are advised that the proceedings of the meeting are being taped for the purpose of ensuring the accuracy of the Minutes. However, under the Local Government Act 1993, no other tape recording is permitted without the authority of the Council or Committee. Tape recording includes a video camera and any electronic device capable of recording speech.

*Copies of business papers are available at the Customer Services Counter at Manly Council, Manly Library and Seaforth Library and are available on Council's website:
www.manly.nsw.gov.au*

Seating Arrangements for Meetings



Press

Public
Addresses

Public Gallery

Chairperson: The Mayor, Clr Jean Hay AM
Deputy Chairperson: Deputy Mayor Clr Richard Morrison

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QUESTIONS WITHOUT NOTICE**MATTERS OF URGENCY**

(In accordance with Clause 241 of the Local Government (General) Regulations, 2005)

CLOSED SESSION**CONFIDENTIAL COMMITTEE OF THE WHOLE****Mayoral Minute Report No. 5**

Staff Matter

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (a) of the Local Government Act, 1993, on the grounds that the matter will involve the discussion of personnel matters concerning a particular individual

It further being considered that discussion of the matter in open meeting would be, on balance, contrary to public interest by reason of the foregoing and report contains personal information concerning a member of staff.

***** END OF AGENDA *****

TO: Ordinary Meeting - 4 April 2011
REPORT: Notice of Motion Report No. 11
SUBJECT: Broadcast of Council Meeting Proceedings Live over the Internet
FILE NO:

Councillor Hugh Burns will move:

That Council bring back a report on installing video and audio equipment to permit the automatic broadcasting of meeting proceedings to residents and the public via its internet web site.

Background

The report is to include but not be limited to:

- Any requirements and limitations under the NSW Local Government Act.
- Considering the use of appropriate technical methods of streaming the data so as to be fully accessible across all computer platforms, including mobiles. (For example audio only, audio and low resolution video and audio and high resolution (broadcast quality) video (e.g. like ABC's iView).
- Considering whether all or part of meeting proceedings should also be available on line for later non-real-time viewing.
- Considering the whether such broadcasting will increase residents interest and participation in local government (suggest refer to Precincts for comment)
- Considering likely impact of broadcasting on conduct of meetings and conduct of Councillors. Considering whether open meetings will need to be more formal and whether this will enhance or detract from meeting operation and our current style.
- Considering whether broadcasting will result in more matters being needed to be considered in closed (non broadcast) sessions.
- Considering defamation risks and liability as regards fair/reasonable comment made during proceedings by Councillors and staff, if streamed live, and identifying who bears the risk, particularly for any vexatious litigation.
- Considering use of ten second delay to broadcast feed, to be able to safety cut transmission before broadcast and who should have control to activate this - i.e. protection against possible defamation, breach of confidentiality, personal information accidentally disclosed, swearing etc. (consider public speaking/in gallery as well as staff and Councillors)
- Considering the use of a trial broadcast with comment and review by community, Councillors and staff.

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM040411NM_1

***** End of Notice of Motion Report No. 11 *****

TO: Ordinary Meeting - 4 April 2011
REPORT: Notice of Rescission Report No. 1
SUBJECT: Civic & Urban Services Division Report No. 4 - 4 Peronne Avenue, Clontarf
FILE NO:

Councillor Aird, Councillor Burns, and Councillor Griffin will move:

"That the Council's decision of 14 March 2011 being Item C&US Reports No. 4 in respect of 4 Peronne Avenue, Clontarf be and is hereby rescinded."

The resolution passed on 14 March 2011 was in the terms of:

"That in respect of the fence located at 4 Peronne Avenue, Clontarf, Council consult the Precinct on the following matters.

- i. Relocate the centreline to the west.
- ii. Relocate the parking from the west to the east
- iii Provide a no stopping zone to the north of the driveway.

As per centre line and parking relocation figure 2."

If the above Notice of Rescission is carried, it is proposed to move the following alternate motion:

"That the fence line of 4 Peronne Avenue Clontarf be urgently modified, as shown on Drawing attached to these minutes, so that a practical maximum forward visibility as close to 45m is achieved for vehicles exiting Number 2 Peronne Avenue Clontarf and sufficient space is provided for the resident of Number 2 Peronne Avenue Clontarf to turn and exit onto Peronne Avenue in a forward direction and further, any portion of the fence that is on public land that is not lease or licensed be removed."

RECOMMENDATION

Submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM040411NR_1

***** End of Notice of Rescission Report No. 1 *****

TO: Ordinary Meeting - 4 April 2011
REPORT: Notice of Rescission Report No. 2
SUBJECT: Complaints Management Policy
FILE NO:

Councillor Hugh Burns will move:

“In relation to Council's decisions of 9 August 2010 (NoM 39), 11 October 2010 (CS 34), and 13 December 2010 (CS 47), I move that so much of the Council's decisions made in respect of the handling of Tier 3 complaints be rescinded.”

In the event Council rescinds its decisions of 9 August 2010 (NoM 39), 11 October 2010 (CS 34), and 13 December 2010 (CS 47), I move:

- 1) That Council's 2010 Complaints Management Policy is to be enhanced in terms of the External Review clauses (Tier 3) to include a new review procedure as follows:-
 - a) Council is to set up a External Complaints Review Committee comprising two Councillors, the General Manager (or nominated representative) and a volunteer independent community representative, together with a staff member not involved in the administrative area connected with the complaint to minute any meetings.
 - b) The procedure for referring matters to the External Complaints Review Committee is to be automatically activated by a written (email, letter or fax) request to the General Manager for a review of a matter or determination, but only after Tier 1 (face to face staff) and Tier 2 (Council Management staff review) have failed to satisfy the complainant or otherwise resolve the matter.
 - c) The Committee terms of reference are to be developed by the General Manager, senior staff and the Committee, and approved by the Committee.
 - d) At each hearing or meeting one of the Councillors is to Chair the hearing or meeting held, independently without bias or favour toward the complainant or Council staff.
 - e) Meetings are to be fully minuted and minutes are to be signed (certified) by the two Councillors to be an accurate record of the meeting proceedings, data, and agreed outcomes.
 - f) The Committee has the authority of the Councillors to require production of any Council record, file or information or statement that would reasonably, in the opinion of either Councillor, assist the investigation or resolution of the complaint being examined.
 - g) The outcome of the review procedure is to be an efficient and fair resolution of all matters placed before the Manly Council External Complaints Review Committee, and at the end of considering each matter the Committee is to report to Council (as a whole) on the outcomes reached and make any recommendations it sees are required to improve the administration of Manly Council.

RECOMMENDATION

Submitted for consideration.

ATTACHMENTS

There are no attachments for this report.OM040411NR_2

***** End of Notice of Rescission Report No. 2 *****

TO: Ordinary Meeting - 4 April 2011
REPORT: Item For Brief Mention Report No. 5
SUBJECT: Items for Brief Mention
FILE NO:

1. Part 3A Kimbriki Resource Recovery Centre

Correspondence received from Kimbriki Environmental Enterprises Pty Ltd providing Council with an update on the Part 3A Development Application for the Kimbriki Resource Recovery Centre (attachment 1).

The proposal was on public exhibition until 30th March 2011 and following a review of all submissions the determination will be made by the Minister of Planning or by the Deputy Director General of the Department of Planning.

It is anticipated that the tenders for the project will be released in May or June 2011.

2. EOI to purchase compost products from Kimbriki

Correspondence has been received by Kimbriki Environmental Enterprises Pty Ltd requesting Council to express an intention to purchase a range of compost materials on an annual basis from the new Resource Recovery Centre (attachment 2).

It is stated that the range of compost materials produced by the facility will be suitable for our use in parks, gardens, sporting fields and other public areas.

3. Independent Pricing and Regulatory Tribunal (IPART)

Letter from Independent Pricing and Regulatory Tribunal (IPART) responding to Council's request for an extension to make an application for special rate variation (attachment 3).

4. Opposition to forced zoning changes which threaten our critical public infrastructure

In response to the Notice of Motion Report No. 6 at Ordinary meeting of Council on 14 February 2011, it was resolved that:

"19/11 RESOLVED:

1. That Council urgently expresses its strong opposition to the directive of the NSW State Govt. to force Council to change the zoning of our schools, hospitals and public facilities from the protective zoning of "Special Use" or "Special Purpose" to new zonings that match the surrounding area.
2. .That Council urgently writes to all major political parties in NSW calling on them to commit to removing this requirement when a new parliament is formed after the election on 26/3/11.
3. That until the State Government determines to allow Council to retain the protective

Item For Brief Mention Report No. 5 (Cont'd)

"Special Use" and "Special Purpose" zoning on its critical public infrastructure, Council takes no further steps to process the standard instrument LEP."

In accordance with the Resolution, letters were sent to all major political parties in NSW. Responses have now been received and are attached.

5. Notices of Motion status report.

The following Notices of Motion are currently in progress.

Res No.	Meeting Date	Subject	Resolution	Status
250/10	13 Dec	Investigation of Feasibility of Tri-generation for Manly Council	That following on from Council's recent Kinesis report results, that Manly Council liaise with City of Sydney to produce a report back to Manly Council on the feasibility, (including environmental and cost benefits) of Council following Sydney's lead in embarking on a program of sourcing its electricity from tri-generation plants. An initial focus for investigation should be the Council Chambers and the Swim Centre.	In progress.
246/10	13 Dec	Tree Policy	That Manly Council develop and publish a Tree Policy to ensure the enhancement, preservation, conservation and increase the number of trees in the Manly LGA. Such a policy would recognise the value of trees in the Manly LGA and guide Council staff, residents, developers and other authorities in the management of trees as an asset in Manly.	In progress.
230/10	13 Dec	Little Penguins	6. Council install CCTV to monitor the nesting area on Federation Point, particularly covering public egress to the nesting sites.	In progress.
44/10	19 April	Manly Council to Investigate Resuming Provision of Street Lighting in the Manly Municipality	That Council conducts an investigation and produces a report on the feasibility or taking over all or part of the street lighting in the Manly Municipality, currently run by Energy Australia at Council's expense. That such a report include but not be limited to the following items: - Identification of possible areas to be taken over including staging options and outlining selection methodology/criteria, - Identification of any additional costs or savings from taking over these assets over say a 20 year term. - Consideration of whether the transfer would assist Council to	Following up with Energy Australia.

Item For Brief Mention Report No. 5 (Cont'd)

			<p>make the street lighting installation more energy efficient and likely cost savings and environmental benefits from such a change.</p> <ul style="list-style-type: none"> - Consideration of whether such a transfer would enable Council to place more lighting wiring underground to make selected areas more attractive and the installations less prone to damage. - Consideration of whether there would be further cost savings from undertaking the street lighting on a regional or SHOROC based scale. 	
40/11	14 Mar	Poll of Residents as to preferred location of local Manly Hospital	<p>That Council conducts a survey of residence as part of its community engagement process to ask eligible voters to indicate their preferred location for a new or upgraded hospital. Being:</p> <p>a) a substantially knocked down and reused for aged care and or mental health it remain in the public hands (modernised) Manly Hospital at the existing location on Darley Road North Head (retaining only the original 1929 heritage building).</p>	Discussion to be held to determine survey methodology.
			<p>b) a newly-built hospital at Frenchs Forest.</p> <p>That fair and impartial "for" and "against" cases be prepared by Council staff for the two locations and development of facilities proposed above.</p>	As above.
36/11	14 Mar	Seahorse Habitat	That Council investigate and report on a viable seahorse habitat friendly and sustainable replacement for the suspended netting currently used for the swimming enclosure at Manly Cove.	Councils Manager to investigate and produce a report for Management.
20/11	14 Feb	Manly CBD Tramway Loop	That subject to the <i>Manly2015</i> progressing, the Council support the proposed Tram Loop for an initial comprehensive feasibility study as part of the <i>Manly2015</i> vision.	Meeting held 30 March 2011.
08/11	14 Feb	Masterplan for the site bounded by Wentworth St, Darley Rd, Victoria Pde and South Steyne	1. That design control guidelines be prepared for the site bounded by Wentworth St, Darley Rd, Victoria Pde and South Steyne from which a development control plan could be developed to address the significant access, parking, urban design, landscape and environmental planning issues on the site which Council has previously identified.	In progress.

Item For Brief Mention Report No. 5 (Cont'd)

03/1 1	14 Feb	Public Toilet Facilities	That Council: 1. Bring back a detailed report on the current operation al hours of the toilets, likely cost of operating for longer hours and implications if the hours are extende.	In progress.
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6. Documents to be tabled

Date	Author	Subject
9 March 2011	Letter from Bernard Carlon, Department of Environment, Climate Change and Water	Plastic bags
17 March 2011	Barry O'Farrell, NSW Liberal Leader	Far West Childrens' Centre Manly Part 3A Development Proposal.

RECOMMENDATION

1. That the information be received and noted.
2. That the item be submitted for consideration.
3. That the information be received and noted.
4. That the information be received and noted.
5. That the information be received and noted.
6. That the information be received and noted.

ATTACHMENTS

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AT- 7	IBM 4. Letter from NSW Premier Cabinet	1 Page
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AT- 9	IBM 6. Letter form Barry O'Farrell	1 Page

OM040411IBM_1

***** End of Item For Brief Mention Report No. 5 *****

ATTACHMENT 1

Item For Brief Mention Report No. 5 - Items for Brief Mention IBM 1. Part 3A Kimbriki Resource Recovery Centre



16 March 2011

Mr Henry Wong
General Manager
Manly Council
1 Belgrave Street
Manly NSW 2095

**Kimbriki Environmental
Enterprises Pty Ltd**
ABN 65 136 769 261
Kimbriki Road
Terrey Hills / Ingleside NSW
Locked Bag 6
Terrey Hills NSW 2084

Dear Henry,

At our most recent meeting with the Board, it was resolved that Kimbriki should inform you of the status of the Environmental Assessment and hence 3A development application for the Kimbriki Resource Recovery Centre we are currently submitting to the Department of Planning.

This document was presented for adequacy review late last year and has proceeded to exhibition commencing 23 February 2011 and continuing until 30 March 2011. Following this there will be a review of any submissions received and then a determination by either the Minister of Planning or by delegated authority through the Deputy Director General of the Department of Planning. We have been lead to believe by the Deputy Director General that it is likely the determination will be made by delegated authority, ensuring the process will continue regardless of the outcome of the State election.

There have been some delays to the Adequacy review which is conducted by the Department of Planning (DoP) and its advisors, in this case DECCW and the RTA. These were caused by the need for Kimbriki to clarify several minor issues arising from the development; these have all been sufficiently resolved to allow the exhibition to occur and the remaining outstanding details are being resolved during the exhibition period.

However the additional works required to resolve these issues have caused a delay of approximately one month to being granted consent for the Development Application and will therefore also delay Kimbriki issuing open tenders by the same amount of time. It is anticipated therefore that tenders for the Project will be released in mid to late June and not mid to late May as was previously planned. There is sufficient allowance in the project timeline to absorb this delay and still be able to commission and start up the Facilities in advance of July 2014 deadline.

Kimbriki will keep all the Shareholders informed of further developments as they come to hand. As always don't hesitate to contact me; my Planning Officer and I are available to conduct more detailed briefings as required.

Yours sincerely


Aaron Hudson
Chief Executive Officer

Page 1 of 1

Phone: 02 9486 3512 or 02 9486 3542 › Fax: 02 9450 1301 › Customer Service Complaints: 02 9450 0561
Email: Kimbriki@kimbriki.com › Website: www.kimbriki.com

ATTACHMENT 2

Item For Brief Mention Report No. 5 - Items for Brief Mention IBM 2. EOI to purchase compost products from Kimbriki



24 February 2011

Mr Henry Wong
General Manager
Manly Council
1 Belgrave Street
Manly NSW 2095

Kimbriki Environmental
Enterprises Pty Ltd
ABN 65 136 789 261
Kimbriki Road
Terrey Hills / Ingleside NSW
Locked Bag 6
Terrey Hills NSW 2084

Dear Henry,

We are in the process of refining the tender documents for the procurement of the Kimbriki Resource Recovery Project, part of which will produce a range of compost products which will be AS 4454 compliant and therefore fit for use in parks and gardens as well as sporting fields and other public areas.

These products will be produced from recycled food and vegetation waste and as such are a symbol of the region's drive towards sustainable waste management. We believe the use of these recycled composts sends a powerful message to the community about the usefulness of separating organic wastes from their mixed household rubbish. By utilising some signage in public places where these composts could be used, the potential for community engagement is significant.

Kimbriki would like to offer as part of the tender documentation an expressed intention by Councils to purchase a stipulated volume of this material on an annual basis depending on current and anticipated future needs. This would also give the companies tendering a guaranteed market for some of the composts to be produced which would enable them to give us a better processing cost. The pricing of these composts would be established in the contract at better than market rates to ensure good value to you.

I would also refer you to the DECCW publication *"Cost/benefit of using recycled organics in council parks and gardens operations in NSW"* (DECCW, 2004) which can be downloaded from

<http://www.environment.nsw.gov.au/warr/RecycledOrganicsPublications.htm#co-collect>

Could you discuss this with the relevant departments within Council and let me know your position. I am not sure of the degree of delegation but of course am available to provide briefings to Councilors or further information for Council staff as required.

Yours faithfully

Aaron Hudson
Chief Executive Officer

o:\KEE\CORRESPONDENCE\2011\Out\Letter regarding compost\HenryWong.docx

Phone: 02 9486 3512 or 02 9486 3542 > Fax: 02 9450 1301 > Customer Service Complaints: 02 9450 0561

Email: Kimbriki@kimbriki.com > Website: www.kimbriki.com

Page 1 of 1

ATTACHMENT 3

Item For Brief Mention Report No. 5 - Items for Brief Mention IBM 3. Independent Pricing and Regulatory Tribunal (IPART)

Independent Pricing and Regulatory Tribunal



Our reference:

Your reference:

23 March 2011

Mr Ross Fleming
Deputy General Manager
Manly Council
PO Box 82
MANLY NSW 1655



PO Box Q290, QVB Post Office NSW 1230
Level 8, 1 Market Street Sydney NSW 2000
T (02) 9290 8400 F (02) 9290 2061
ABN 49 202 260 878

www.ipart.nsw.gov.au

Contact Alison Milne
T (02) 9290 8443
E alison_milne@ipart.nsw.gov.au

Dear Mr Fleming

REQUEST FOR AN EXTENSION IN DEADLINE FOR SPECIAL VARIATION APPLICATION

Dear Mr Fleming

I am responding to your letter dated 21 March 2011 seeking an extension in the time for lodging an application for a special variation under section 508(2) of the Local Government Act.

Section 508(2) applications are due on 25 March 2011. The deadline for special variation applications was circulated to councils by the Division of Local Government on 2 December 2010. A copy of the relevant DLG Circular is attached. IPART officers have also highlighted the timetable for applications at a series of presentations we have given to council general managers and finance officers across the state since 2 December.

Unfortunately, the timeframe available to IPART to assess applications for special variations is very tight. In order for us to efficiently allocate our resources and process applications, we will need to receive councils' applications by the published deadline. In addition, we believe that councils have had adequate notice of the relevant deadlines for submitting applications.

If your council is in a position to submit an application by Friday 25 March 2011, we will be happy to consider it in accordance with the guidelines. Alternatively, your early preparation for the 2012 or 2013 special variation application rounds may place you in a better position to develop your business case for a special variation. This would provide Manly Council with more time to complete long term service and financial planning and consult with the community on expenditure priorities and rate levels. Based on the meetings we have had with councils to date, it appears that councils that have conducted their planning and consultation processes thoroughly and over a longer period have obtained greater levels of community engagement. This has enabled councils to refine their plans and special variation applications in light of community views.

ELECTRICITY

GAS

WATER

TRANSPORT

OTHER INDUSTRIES

ATTACHMENT 3

Item For Brief Mention Report No. 5 - Items for Brief Mention IBM 3. Independent Pricing and Regulatory Tribunal (IPART)

You may be aware that IPART has allowed a few councils seeking multi-year 508A applications to submit part of their material after 25 March 2011. IPART has provided partial-extensions for certain councils who advised us early in the process that they were seeking to lodge an application and had issues with the timetable. This was either because the councils had planned their consultation processes based on last year's 508A consultation timeframes, or they had been asked by IPART to refresh consultation undertaken in 2010.

In the case of 508(2) applications, the deadline has not changed and we have received no early advice that your council had any issues with the application. Therefore, we would ask that you submit any application for a rate variation for 2011 by 25 March 2011.

Yours sincerely

James Cox

James Cox PSM
Chief Executive Officer
and Full Time Member

Item For Brief Mention Report No. 5 - Items for Brief Mention
IBM 4. Letter from A Stoner MP

Andrew Stoner MP

Leader of The Nationals - NSW | Shadow Minister for Roads | Shadow Minister for State and Regional Development
Shadow Minister for Ports | Member for Oxley

17th March 2011

HT Wong
General Manager
Manly Council
PO Box 82
MANLY NSW 1655



Dear General Manager

Thank you for your letter dated 4th March 2011 regarding future special uses zoning of hospitals, schools and public facilities.

I appreciate you taking the time to write on this issue. I have taken the liberty of forwarding your correspondence to my colleague, Mr Brad Hazzard MP, as the Shadow Minister for Planning, under whose portfolio this issue falls, for his information and consideration.

Thank you again for your comments.

Yours sincerely

A handwritten signature in blue ink, appearing to read "Andrew Stoner".

Andrew Stoner MP
Leader, The Nationals (NSW)

oxley@parliament.nsw.gov.au www.andrewstoner.com.au
Sydney Office Room 1214, Parliament House, Macquarie Street, Sydney NSW 2000
ph 02 9230 2281 fax 02 9230 2661
West Kempsey Office 37 Elbow Street (PO Box 3120), West Kempsey NSW 2440
ph 02 6562 6190 toll free 1800 772 529 fax 02 6563 1355



THE NATIONALS for Regional NSW

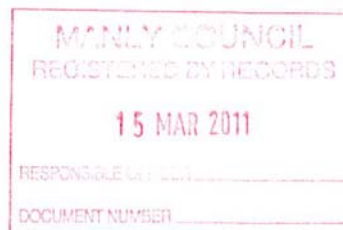
Item For Brief Mention Report No. 5 - Items for Brief Mention
IBM 4. Letter from B O'Farrell MP 150311



Phone: +61 2 9230 2270
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Parliament House
Macquarie Street
Sydney NSW 2000 Australia

8 March 2011

Mr HT Wong
General Manager
Manly Council
PO Box 82
MANLY NSW 1655



Dear Mr Wong *Henry,*

Thank you for your letter of 4 March 2011 on behalf of Manly Council.

I have read your letter with interest and have noted your concerns in relation to zoning of hospitals, schools and public facilities in NSW.

I have shared your concerns with Mr Brad Hazzard MP, Shadow Minister for Planning, for his information.

Please visit my website at www.barryofarrell.com.au for the NSW Liberals & Nationals positive plans and policies to make NSW Number One Again.

Thank you again for taking the time to write to me.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Barry O'Farrell'.

Barry O'Farrell MP
NSW Liberal Leader

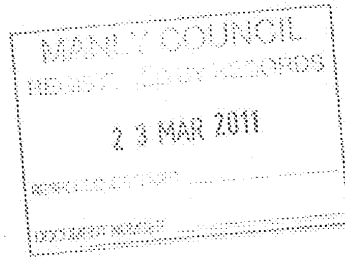
*We will fix this
issue & revert to a
more
sensible policy*

cc: Mr Brad Hazzard MP, Shadow Minister for Planning

www.startthechange.com.au

ATTACHMENT 6

Item For Brief Mention Report No. 5 - Items for Brief Mention
IBM 4. Letter from NSW Health



NSW HEALTH

eA1644607
M11/1175

18 MAR 2011

General Manager
Manly Council
PO Box 82
MANLY NSW 1655

Dear Mr Wong

I refer to your correspondence to the Minister for Health, the Hon Carmel Tebbutt MP, relating to the future Special Uses Zoning of Hospitals, Schools and Public Facilities in NSW. The Minister has asked that I reply on her behalf.

As the matter you have raised falls within the administration of the Minister for Planning, the Hon Tony Kelly MLC, I have referred your letter to him for further consideration.

Yours sincerely

A handwritten signature in cursive script, appearing to read "Chris Wordsworth".

Chris Wordsworth
Acting Director, Executive and Ministerial Services

NSW Department of Health
ABN 92 697 899 630
73 Miller St North Sydney NSW 2060
Locked Mail Bag 961 North Sydney NSW 2059
Tel (02) 9391 9000 Fax (02) 9391 9101
Website www.health.nsw.gov.au

Item For Brief Mention Report No. 5 - Items for Brief Mention
IBM 4. Letter from NSW Premier Cabinet



Premier
& Cabinet

2011/15345 - CMU

17 March 2011

M/s H T Wong
General Manager
PO Box 82
MANLY NSW 1655

Dear M/s Wong

I write in response to your recent letter to the Premier concerning zoning.

As the matter you have raised concerns the administration of the Minister for Local Government, Minister for Juvenile Justice, Minister Assisting the Minister for Planning, and Minister Assisting the Minister for Health (Mental Health), the Hon B M Perry, MP, your letter has been forwarded to the Minister for attention.

You may be sure that your letter will receive close consideration.

Yours sincerely

David Swain
for **Director General**



ATTACHMENT 8

Item For Brief Mention Report No. 5 - Items for Brief Mention

IBM 6. Bernard Carlon, Department of Environment, Climate Change and Water



Environment,
Climate Change
& Water

Your reference: 161210/BT:EM
Our reference: MD11/132

Mr Henry Wong
General Manager
Manly Council
PO Box 82
MANLY NSW 1655

MANLY COUNCIL REGISTRATION 9 MAR 2011 DEPARTMENT DOCUMENT NUMBER	04 MAR 2011 17/03/2011
------------------------------------------------------------------------------	---------------------------

Dear Mr Wong

I refer to your letter of 20 December 2010 to the Premier, the Hon Kristina Keneally MP, regarding plastic bags. The Premier referred your correspondence to the Minister for Climate Change and the Environment, the Hon Frank Sartor MP, who then referred it to the Department of Environment, Climate Change and Water, and I am responding on his behalf.

The longstanding goal of the Environment Protection and Heritage Council (EPHC), which comprises Environment Ministers from the Australian, State and Territory Governments, has been to work towards the phase out of plastic bags. This work has already led to a substantial reduction in their use. The EPHC is also progressing the development of a full suite of standards for degradable and biodegradable plastics, so that consumers can be confident these bags perform as claimed.

For the time being, studies show that a reusable bag, such as the common green bag, has less overall environmental impact than the alternatives, even compared to paper bags. The EPHC's work to date has influenced more supermarkets to supply these alternative bags at a cheaper price.

In addition to the national work, the Department recently released *Reducing Waste: Implementation Strategy 2011-2015*, following a comprehensive review and consultation. The implementation strategy is available from our website at <http://www.environment.nsw.gov.au/warr>. The strategy includes accelerating the introduction of compostable bin bags for food waste to enable streaming with garden waste collection and phasing out the use of non-compostable bags (other than reusable carry bags) in food and grocery outlets.

I trust this information is of assistance.

Yours sincerely

BERNARD CARLON
Divisional Director
Sustainability Programs
Climate Change, Policy and Program

PO Box 3720 Parramatta NSW 2124
10 Valentine Ave Parramatta NSW
Tel: (02) 9895 6211 Fax: (02) 9895 7834
ABN 30 841 387 271
www.environment.nsw.gov.au

Item For Brief Mention Report No. 5 - Items for Brief Mention
IBM 6. Letter from Barry O'Farrell



17 March 2011

Mr HT Wong
General Manager
Manly Council
PO Box 82
MANLY NSW 1655



Dear Mr Wong *Harry*,

Thank you for your letter of 4 March 2011 on behalf of Manly Council.

I have read your letter with interest and have noted your concerns in relation to Far West Childrens' Centre Manly Part 3A Development Proposal.

The NSW Liberals & Nationals are committed to returning planning powers to the local community and giving people a say on the issues that affect them.

We have been consistent in our approach to repeal Part 3A of Labor's flawed planning laws, as we believe local residents are best placed to make local planning decisions that shape their neighbourhood.

If elected to Government, we will re-write the 30-year old planning legislation and do so by involving the public and other interested parties. A review will be conducted by an independent expert panel, with the aim of enacting legislation by the middle of our first term.

Please visit my website at www.barryofarrell.com.au for the NSW Liberals & Nationals positive plans and policies to Make NSW Number One Again.

Thank you again for taking the time to write to me.

Yours sincerely

Barry O'Farrell MP
NSW Liberal Leader

www.startthechange.com.au

TO: Ordinary Meeting - 4 April 2011
REPORT: Report Of Committees Report No. 10
SUBJECT: Minutes for adoption by Council - Special Purpose Committees - without recommendations of a substantial nature
FILE NO:

The minutes of the following Special Purpose Committee Meetings are tabled at this meeting.

- i) Harbour Foreshore and Coastline Management Committee – 8 February 2011
- ii) Art and Culture Committee – 15 February 2011
- iii) Sustainable Economic Development and Tourism Committee – 17 February 2011
- iv) Human Services Planning and Policy Committee – 22 February 2011
- v) Sister Cities Committee – 23 February 2011
- vi) Manly Traffic Committee – 14 March 2011
- vii) Manly Local Environmental Plan and Development Control Plan Working Group – 15 March 2011
- viii) Audit and Risk Committee – 24 March 2011

RECOMMENDATION

The minutes of the following Special Purpose Committee Meetings are tabled at this meeting.

- i) Harbour Foreshore & Coastline Management Committee – 8 February 2011
- ii) Art and Culture Committee – 15 February 2011
- iii) Sustainable Economic Development and Tourism Committee – 17 February 2011
- iv) Human Services Planning and Policy Committee – 22 February 2011
- v) Sister Cities Committee – 23 February 2011
- vi) Manly Traffic Committee – 14 March 2011
- vii) Manly Local Environmental Plan and Development Control Plan Working Group – 15 March 2011
- viii) Audit and Risk Committee – 24 March 2011

ATTACHMENTS

There are no attachments for this report.

OM040411RC_1

***** End of Report Of Committees Report No. 10 *****

TO: Ordinary Meeting - 4 April 2011
REPORT: Report Of Committees Report No. 11
SUBJECT: Minutes for adoption by Council - Manly Scenic Walkway Committee - 1 March 2011
FILE NO:

These reports were dealt with at the Manly Scenic Walkway Committee meeting of 1 March 2011 and were listed as a Recommendation in those minutes. These items are hereby submitted to the Ordinary Meeting, together with the minutes for formal adoption by Council.

1. ITEM 5. REPORT: North Harbour Reserve Landscape Masterplan (Final design) – feedback from public exhibition.

The Landscape Management & Urban Design (LMUD) Committee, at its meeting on 18 August 2010, endorsed the final design recommending public exhibition of the Masterplan. Council, at its Ordinary meeting dated 13 September 2010, endorsed the final design for public exhibition. The North Harbour Reserve Landscape Masterplan (Final Design) was on public exhibition from 27 September to 5 November 2010. A Public Information Day was held on 16 October 2010 on site at North Harbour Reserve during the public exhibition.

In this report, feedbacks are presented with staff response. The Masterplan is presented again to the Landscape Management & Urban Design (LMUD) Committee to endorse the Masterplan with a recommendation to Council for adoption.

Final Design of the North Harbour Reserve Landscape Masterplan was presented at the HFCMC, Access, and LMUD Committees during August 2010. These Committees have endorsed the Final Design.

Public Exhibition

The North Harbour Reserve Landscape Masterplan (Final Design) was publicly exhibited from 27 September to 5 November 2010. 16 August to 10 September 2010. The draft Masterplan was placed on public exhibition at the following locations:

- Manly Council Chambers,
- Manly Environment Centre,
- Manly Library, and
- Council's website at www.manly.nsw.gov.au under the Manly Council News section.

Exhibition of the LMP was advertised in the Manly Daily, on Council's web-page and also through Community Precincts' Newsletters. A Public Information Day was held on 16 October 2010 on site at North Harbour Reserve during the public exhibition.

A total of seven (7) submissions were received. All submissions were reviewed and staff responses prepared.

Staff propose no amendments on the publicly exhibited Landscape Masterplan.

However, two Issues require discussion and committee recommendation:

1. Fencing around playground.
2. Number of seats at water edge.

RECOMMENDATION

That the minutes of the Manly Scenic Walkway Committee meeting on 1 March 2011 be adopted including the following items:

Report Of Committees Report No. 11 (Cont'd)**1. ITEM 5. REPORT: North Harbour Reserve Landscape Masterplan (Final design) – feedback from public exhibition.**

The Committee recommends to the General Manager and Council that the Final Design of the North Harbour Reserve Landscape Masterplan be placed before the P&S Committee for adoption, Subject to the following changes:

1. Fencing around the playground at North Harbour Reserve be rejected and removed from design.
2. The number of seats in the plan at the water edge is agreed.
3. That Rangers contact phone number is put on signage.

ATTACHMENTS

There are no attachments for this report.

OM040411RC_2

***** End of Report Of Committees Report No. 11 *****

TO: Ordinary Meeting - 4 April 2011
REPORT: Report Of Committees Report No. 12
SUBJECT: Minutes for adoption by Council - Heritage Committee - 2 March 2011
FILE NO:

This report was dealt with at the Heritage Committee meeting of 2 March 2011 and was listed as a Recommendation in those minutes. The item is hereby submitted to the Ordinary Meeting, together with the minutes for formal adoption by Council.

1. ITEM 3. CONFIRMATION OF MINUTES

Approval of the matters raised in the notes of the inquorate meetings of 6 October 2010 and 1 December 2010.

RECOMMENDATION

That the minutes of the Heritage Committee meeting on 2 March 2011 be adopted including the following items:

1. ITEM 3. CONFIRMATION OF MINUTES

The Committee approves the attached notes of the inquorate Heritage Committee meetings held 6 October and 1 December 2010 and now refers them to Council as part of the minutes of the meeting held on 2 March 2011.

ATTACHMENTS

There are no attachments for this report.

OM040411RC_3

***** End of Report Of Committees Report No. 12 *****

TO: Ordinary Meeting - 4 April 2011
REPORT: Report Of Committees Report No. 14
SUBJECT: Minutes for adoption by Council - Community Environment Committee - 9 March 2011
FILE NO:

This report was dealt with at the Community Environment Committee meeting of 9 March 2011 and was listed as a Recommendation in those minutes. The item is hereby submitted to the Ordinary Meeting, together with the minutes for formal adoption by Council.

1. ITEM 4 MEC and CURRENT LOCAL ENVIRONMENTAL ISSUES REPORT

The report was accepted.

RECOMMENDATION

That the minutes of the Community Environment Committee meeting on 9 March 2011 be adopted including the following items:

1. ITEM 4 MEC and CURRENT LOCAL ENVIRONMENTAL ISSUES REPORT

This item is included as an Item For Brief Mention to Planning and Strategy Committee.

ATTACHMENTS

There are no attachments for this report.

OM040411RC_5

***** End of Report Of Committees Report No. 14 *****

TO: Ordinary Meeting - 4 April 2011

REPORT: Report Of Committees Report No. 13

SUBJECT: Minutes for adoption by Council - Community Safety Committee - 10 March 2011

FILE NO:

This report was dealt with at the Community Safety Committee meeting of 10 March 2011 and was listed as a Recommendation in those minutes. The item is hereby submitted to the Ordinary Meeting, together with the minutes for formal adoption by Council.

1. ITEM 8 RANGERS REPORT

The Manager Compliance and Regulatory Services reported that:

- Rangers have increased their graffiti tracking, and that 300 entries have been made on a Council graffiti register. Two Rangers have been assigned as responsible for identifying graffiti tags in order to liaise with Manly Police in a joint initiative to track offenders.
- Council is currently in the process of recruiting two Night Rangers. Their skill set differs from Council Rangers, as Night Rangers require specific skills to undertake their duties.
- Night Rangers and day time rangers working into the early evening will endeavour to report lighting in need of repair.
- Council continues to monitor and enforce noise regulations at The Shore Club.
- Unlike Police, Council Rangers cannot issue fines for bike riders without helmets.

Rangers were thanked for their intervention at Little Manly with illegal spearfishing.

RECOMMENDATION

That the minutes of the Community Safety Committee meeting on 10 March 2011 be adopted including the following items:

1. ITEM 8 RANGERS REPORT

That Council requests the NSW State Government commence a state-wide campaign to educate bicycle riders of the importance of wearing helmets.

ATTACHMENTS

There are no attachments for this report.

OM040411RC_4

***** End of Report Of Committees Report No. 13 *****

TO: Ordinary Meeting - 4 April 2011
REPORT: Corporate Services Division Report No. 7
SUBJECT: Approval to Write-off of Rates and Charges
FILE NO:

SUMMARY

The purpose of this report is to obtain approval to write off rates and charges in accordance with Clause 131(2) of the Local Government (General) Regulation 2005.

REPORT

Clause 131 of the Local Government (General) Regulation 2005 provides procedures for writing off rates and charges.

The rate assessment listed below has been identified as being a duplicate rateable assessment and the rateable valuation has now been cancelled by the Valuer General. As such, the writing-off of accrued rates, charges and interest totalling \$5,139.24 as at 21 March 2011 is required.

Clause 131(4) of the Local Government (General) Regulation 2005 states that an amount of rates or charges can be written off under this clause only: (a) if there is an error in the assessment, or (b) if the amount is not lawfully recoverable, or (c) as a result of a decision of a court, or (d) if the council or the general manager believes on reasonable grounds that an attempt to recover the amount would not be cost effective.

In this circumstance the assessment was valued in error and has therefore been rated in error, and rates and charges can be written off in accordance with clause 131(4)(a) of the Regulation.

Details of the amount to be written off is as follows:

Assessment	Rateable Owner / Property Details	Amount to be Written off		
		Rates & Charges	Interest	Total
200048	Unknown Crown Lease off Bolingbroke Parade, Fairlight.	\$ 3,382.03	\$ 1,757.21	\$ 5,139.24
	Total	\$ 3,382.03	\$ 1,757.21	\$ 5,139.24

Financial Impact

A provision for this bad debt has already been made so there is no further financial impact on budget.

Policy Impact

Council at its' Planning & Strategy Meeting of 7 June 2010 delegated to the General Manager in accordance with Clause 131(1) of the Regulations authority to write off debts up to \$2,000. As this debt is over that limit a Council resolution to write off the amount is required.

Corporate Services Division Report No. 7 (Cont'd)**RECOMMENDATION**

That in accordance with clause 131(2) of the Local Government (General) Regulation 2005, Council approve the writing-off rates and charges of \$3,382.03 plus accrued interest of \$1,757.21 for rate assessment 200048 as above, due to an error in valuation by the Valuer General.

ATTACHMENTS

There are no attachments for this report.

OM040411CSD_1

***** End of Corporate Services Division Report No. 7 *****

TO: Ordinary Meeting - 4 April 2011
REPORT: Corporate Services Division Report No. 8
SUBJECT: Report on Council Investments as at 28 February 2011
FILE NO:

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 or not the Investments have been made in accordance with the Act, the Regulations and Council's Investment Policy.

REPORT

Council is required to report on a monthly basis, all invested funds which have been made in accordance with the Local Government Act 1993, The Local Government (General) Regulation 2005, and Council's Investment Policy.

Attached is the report of the bank balances and investment performance for February 2011.

Legislative & Policy Implications

Manly Council Investment Policy
Section 625 Local Government Act 1993
Clause 212 Local Government (General) Regulation 2005
DLG Circular 10-35 – Ministerial Investment Order
DLG Circular 10-11 – Investment Policy Guidelines

Certification – Responsible Accounting Officer

I hereby certify that the investments listed in the attached report have been made in accordance with Section 625 of the Local Government Act 1993, clause 212 of the Local Government (General) Regulation 2005 and Council's Investment Policy.

The following securities held are currently rated less than the minimum required under the Ministerial Investment Order. Council is permitted to hold securities under the grandfathering clause in the Ministerial Investment Order dated 31 July 2008.

- Flinders CDO currently rated BB
- Parkes CDO currently rated CCC-
- Scarborough CDO currently rated CCC-
- Torquay CDO currently rated CC
- Coolangatta CDO – B+ (unwinding)
- Global Bank Note - B- (unwinding)

Investment Performance

The Investment Report shows that Council has total Investments of \$14,644,909, comprising a combined Bank Balance of \$1,138,393; and Investment Holdings of \$10,456,516 directly managed and \$3,050,000 externally managed.

Corporate Services Division Report No. 8 (Cont'd)

Investments overall performed above the 90 day average Bank Bill Swap Rate (BBSW) for the month providing a return of 5.17% (*Council Benchmark =4.91% - benchmark is 90 day average BBSW*)

The reduced interest returns for February are a result of several investments not paying interest coupons and initiating capital guarantee mechanisms to protect the investment. These include Emu Note (Dresdner Bank), ANZ Climate Change Trust, and Lehman Bros Zircon (Coolangatta) and Beryl (Global Bank Note).

The average rate of return for investments paying interest is 6.21%

Lehman Brothers Australia (Grange) Portfolio Performance

Return on Lehman Brothers Australia Limited (Grange) Managed Funds since inception was 3.41%, less than the benchmark UBSWA Index of 5.54% (for the month of February 2011 the monthly return was 0.62% above the benchmark UBSWA Index). Whilst the current market value of these investments (included in the report for information) shows a reduction in the value and the returns reported by Lehman Brothers Australia (Grange) indicate a return below benchmark, it is important to note that the Investments are recorded by Council at their original principal face value, and there would be no erosion of Council's initial capital investment if the investment continues to be held at the present time to maturity.

Movements in Investments for the Month of February 2011**Investments Made**

<u>Issuer</u>	<u>Particulars</u>	<u>Face Value</u>
Railways Credit Union Ltd	Term Deposit	\$500,000.00

Investments Matured

<u>Issuer</u>	<u>Particulars</u>	<u>Face Value</u>	<u>Redeemed Value</u>
Credit Union Australia	Term Deposit	\$500,000.00	\$500,000.00
ING Direct Ltd	Term Deposit	\$453,004.00	\$453,004.00
ING Direct Ltd	Term Deposit	\$445,550.00	\$445,550.00

RECOMMENDATION

That: the statement of Bank Balances and Investment Holdings as at 28 February 2011 be received and noted.

ATTACHMENTS

AT- 1 Investment Report 4 Pages

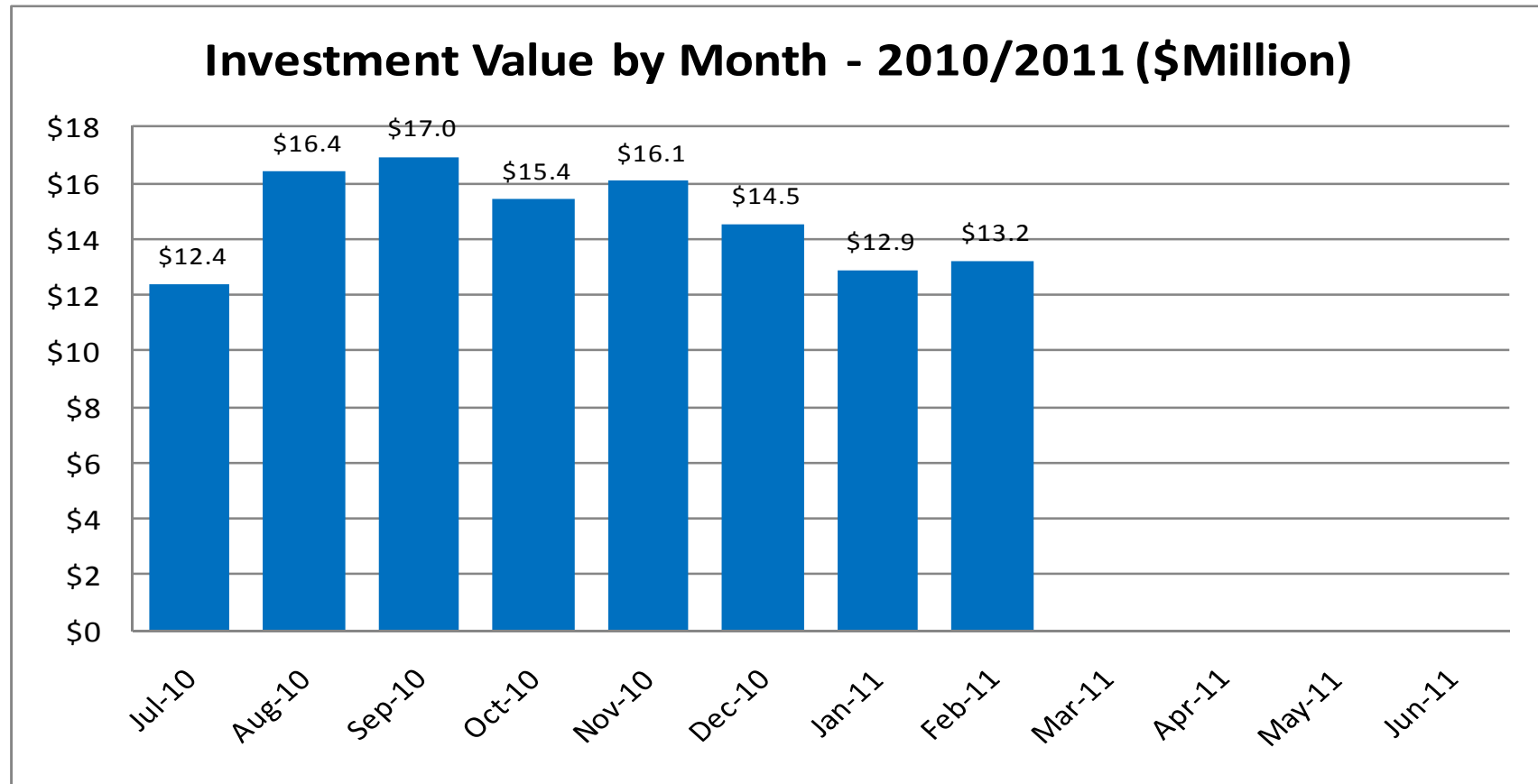
OM040411CSD_2

***** End of Corporate Services Division Report No. 8 *****

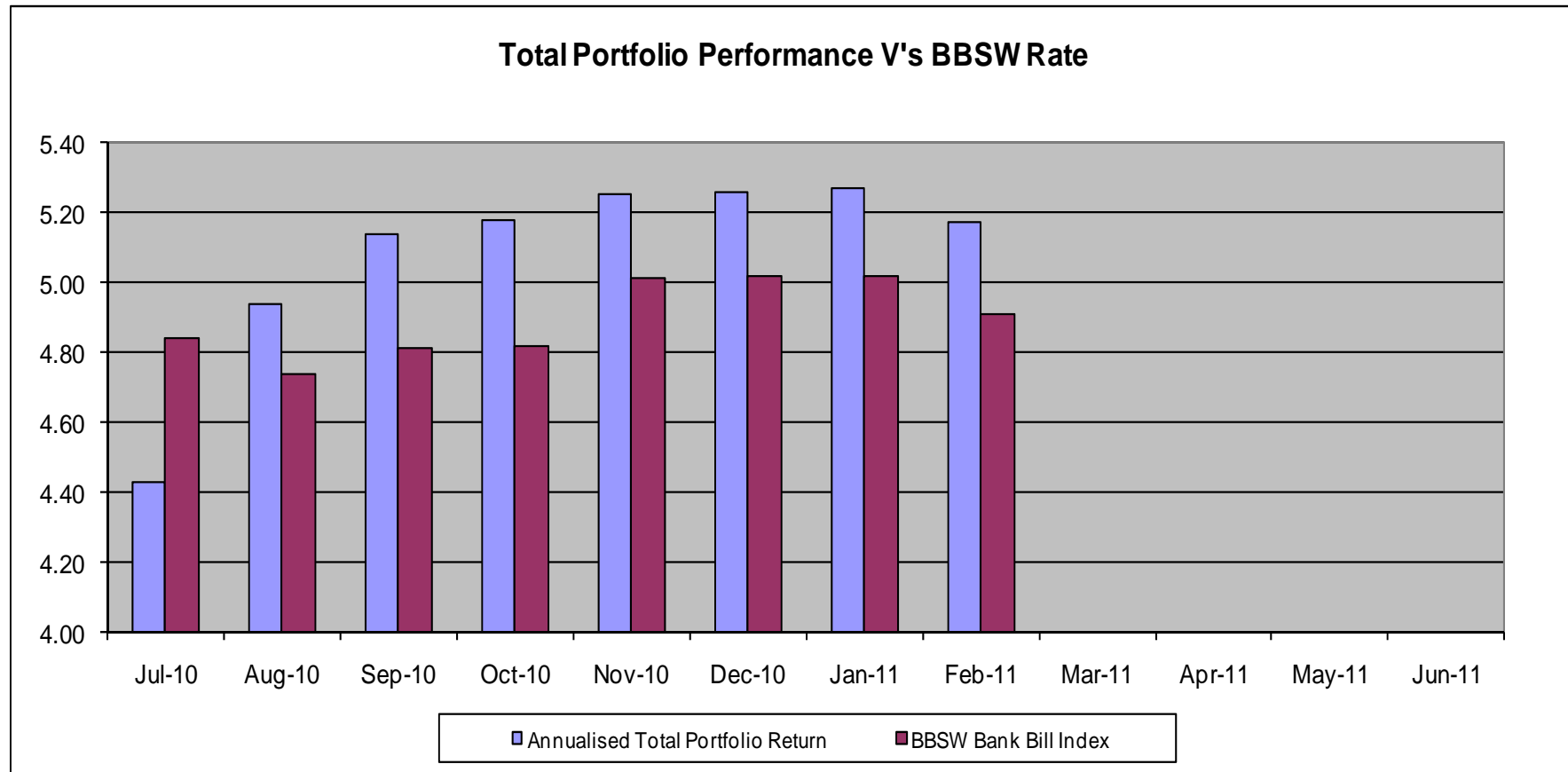
ATTACHMENT 1

Corporate Services Division Report No. 8 - Report on Council Investments as at 28 February 2011 Investment Report

MANLY COUNCIL INVESTMENT PORTFOLIO as at 28 February 2011										Investment Returns Interest Rate	Interest Accrual	
Form of Investment	Investment in AUS\$		Percentage of Portfolio	S & P Rating	Date Invested	Call/Maturity Date					YTD	Feb 2011
Directly Managed Funds												
Trading Account												
CBA Trading Account	Cash	1,138,393	1,138,393	7.77%	AA-	.				3% ⁽³⁾	\$ 28,705	\$ 1,246
Others												
Emu Note - Dresdner Bank	Structured Note	500,000	383,750	3.41%	AAA	25/10/2005	13/12/2012			0.00%	\$ -	\$ -
ANZ Climate Change Trust	Structured Note	500,000	423,310 ⁽⁵⁾	3.41%	AA	21/12/2007	21/12/2013			0.00%	\$ -	\$ -
Bank of Queensland	Term Deposit	500,000	500,000	3.41%	BBB+	5/07/2010	30/06/2011			6.30%	\$ 20,540	\$ 2,416
Adelaide and Bendigo Bank	Term Deposit	719,877	719,877	4.92%	BBB+	5/07/2010	30/06/2011			6.20%	\$ 29,103	\$ 3,424
Suncorp Metway	Term Deposit	500,000	500,000	3.41%	AA	6/07/2010	30/06/2011			6.30%	\$ 20,540	\$ 2,416
AMP Limited	Term Deposit	500,000	500,000	3.41%	A	8/09/2010	8/09/2011			6.31%	\$ 14,954	\$ 2,420
Savings & Loans Credit Union	Term Deposit	500,000	500,000	3.41%	Cr Union	6/10/2010	5/04/2011			6.11%	\$ 12,136	\$ 2,344
Heritage Building Society	Term Deposit	500,000	500,000	3.41%	BBB+	19/10/2010	18/04/2011			6.10%	\$ 11,114	\$ 2,340
Credit Union Australia	Term Deposit	500,000	500,000	3.41%	Cr Union	29/11/2010	30/05/2011			6.36%	\$ 7,928	\$ 2,439
Community CPS Credit Union	Term Deposit	500,000	500,000	3.41%	Cr Union	8/12/2010	7/03/2011			6.25%	\$ 7,021	\$ 2,397
Defence Force Credit Union	Term Deposit	500,000	500,000	3.41%	Cr Union	7/12/2010	7/03/2011			6.25%	\$ 7,118	\$ 2,401
Police & Nurses Credit Union	Term Deposit	500,000	500,000	3.41%	Cr Union	5/01/2011	5/04/2011			6.00%	\$ 4,438	\$ 2,301
Railways Credit Union Ltd	Term Deposit	500,000	500,000	3.41%	Cr Union	17/02/2011	18/04/2011			6.05%	\$ 608	\$ 608
LGFS Fixed Out-Performance Cash Fund	@ Call	58,508	58,508	0.40%	AA-	At call	At call			5.45%	\$ 2,036	\$ 238
LGFS Ethical Fund	@ Call	32,570	32,570	0.22%	A	At call	At call			7.46%	\$ 1,397	\$ 180
Macquarie Cash Management Account	@ Call	217	217	0.00%	AAA	At call	At call			4.50%	\$ 4,773	\$ 1
AMP Limited	@ Call	2,052,779	2,052,779	14.02%	A	At call	At call			5.75%	\$ 62,481	\$ 10,102
Commonwealth Bank	@ Call	1,592,564	1,592,564	10.87%	AA-	At call	At call			4.00%	\$ 83,680	\$ 5,342
Total		10,456,516	10,263,576	71.40%								
Total Directly Managed Funds		11,594,909	11,401,969									
Lehman Brothers Australia (Grange) Managed Funds (All in AUS\$)												
Approved Deposit Institutions (Bank)												
HSBC	Floating Rate Note	500,000	502,675	3.41%	AA	20/03/2007	22/09/2011			5.28%	\$ 17,144	\$ 1,982
Total		500,000	502,675	3.41%								
Interest Bearing Securities (Non Bank)												
Magnolia (Flinders)	Floating Rate CDO	300,000	267,837	2.05%	BB	20/03/2007	20/03/2012			6.45%	\$ 12,656	\$ 1,468
MAS6-7 (Parkes IIA)	Floating Rate CDO	500,000	54,255	3.41%	CCC-	20/03/2007	20/06/2015			8.25%	\$ 17,582	\$ 3,130
Heli0308 (Scarborough)	Floating Rate CDO	250,000	27,070	1.71%	CCC-	21/06/2007	23/06/2014			6.83%	\$ 9,532	\$ 1,281
Corsair (Torquay)	Floating Rate CDO	500,000	8,375	3.41%	CC	20/03/2007	20/06/2013			6.60%	\$ 13,822	\$ 2,504
Zirccon (Coolangatta)	Floating Rate CDO	500,000	445,000	3.41%	B+	20/03/2007	20/09/2014			0.00%	\$ -	\$ -
Beryl (Global Bank Note)	Floating Rate Note	500,000	510,000	3.41%	B-	3/04/2007	20/09/2014			0.00%	\$ -	\$ -
Total		2,550,000	1,312,537	17.41%								
Total Grange Managed Funds		3,050,000	1,815,212	20.83%								
Retired Investments											\$ 142,427	\$ 5,380
TOTAL PORTFOLIO		14,644,909	13,217,181	100.00%						5.17%	\$ 531,735	\$ 58,360
BENCHMARK										4.91%		
Notes:												
1 Benchmark is 90 day Average BBSW												
2 CDO - Collateralised Debt Obligation												
3 Balances less than \$250,000 earn 3%, \$250,000 to \$499,999 earn 3.25%, \$500,000 to \$750,000 earn 3.5% & greater \$750,000 earn 3.75%												
4 CBA Trading & At Call account not included in the monthly portfolio return calculation												
5 Valuation as at 31 December 2010												
In 2008 Council's Portfolio was written down from Face Value to its Market Value by \$2.2million. Since then there has been partial recovery of some write downs and overall there has been no further deterioration in Council's Portfolio Market Value												



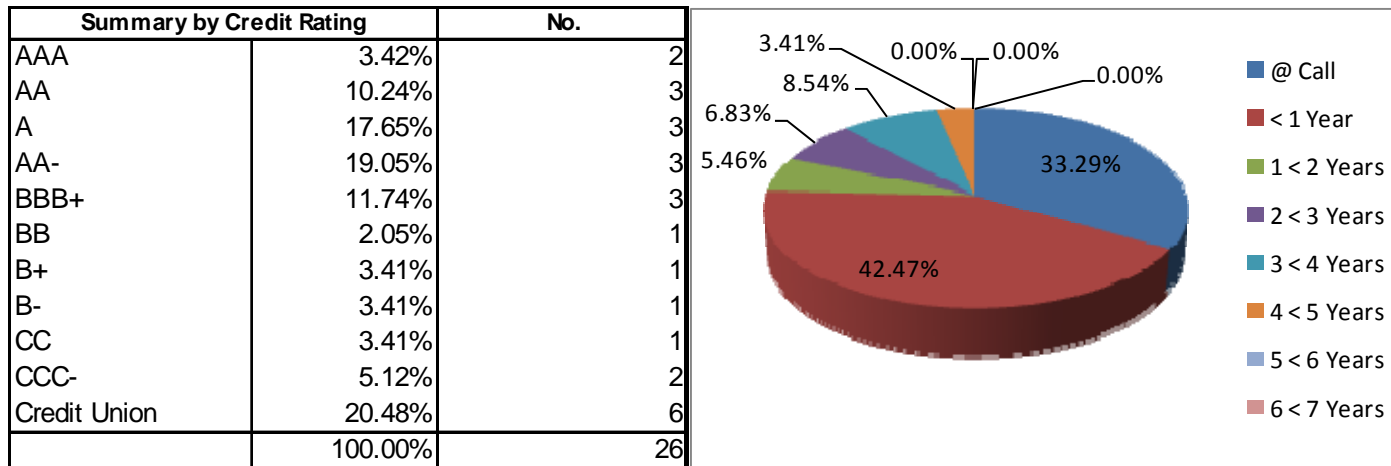
Corporate Services Division Report No. 8 - Report on Council Investments as at 28 February 2011
Investment Report



ATTACHMENT 1

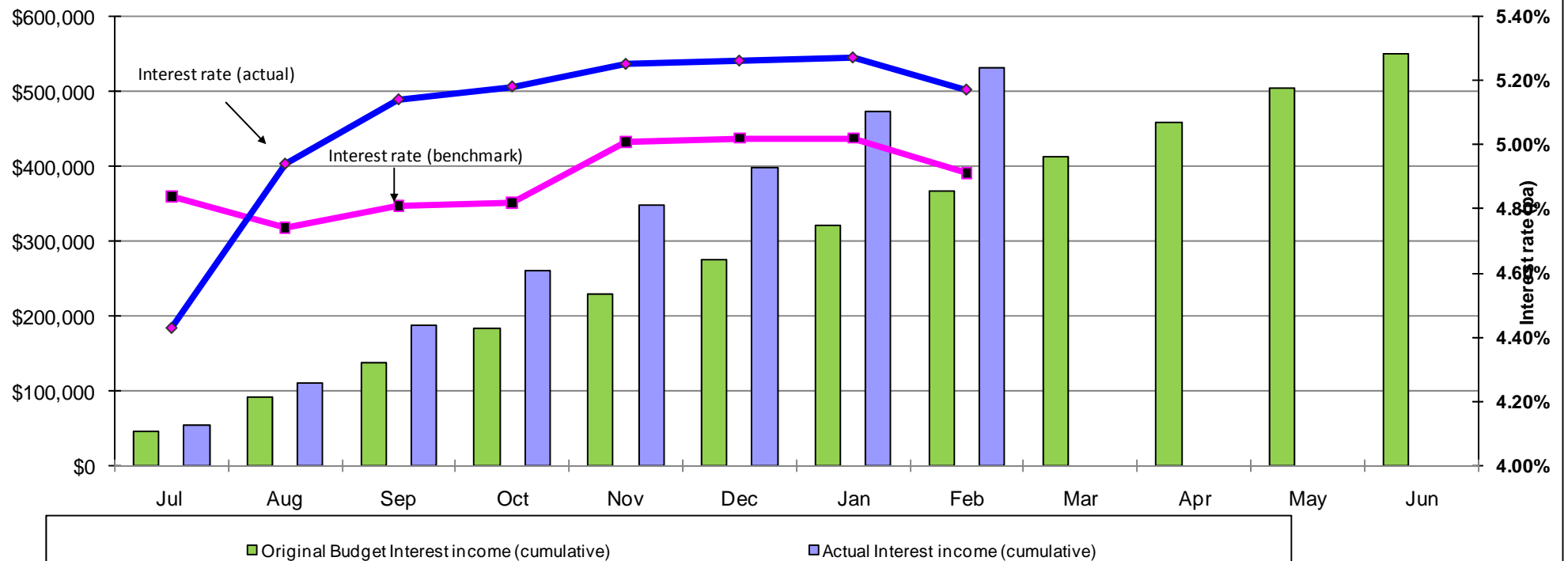
Corporate Services Division Report No. 8 - Report on Council Investments as at 28 February 2011

Investment Report



Corporate Services Division Report No. 8 - Report on Council Investments as at 28 February 2011

Investment Report

Interest Income and
Interest Rate - 2010/11
(budget vs actual)

TO: Ordinary Meeting - 4 April 2011
REPORT: Corporate Services Division Report No. 9
SUBJECT: Council Loan Borrowing 2011/2012 – Funding for Seaforth TAFE Site
FILE NO:

SUMMARY

This report considers funding options for the acquisition by Council of the Seaforth TAFE site.

REPORT

Council's are required each year to inform the Director General of the Division of Local Government (DLG) of their proposed loan borrowing for the following financial year, and to also advise the Director when the loans are drawn down.

Council has previously received reports from the General Manager regarding the acquisition of the Seaforth TAFE site by Council. The cost to purchase the site for community use is in the order of \$4.5 million. The cost to clean up the site and make good some of the buildings, albeit on a temporary basis, is in the order of \$1 million.

Options available to fund the purchase are either by way of loan borrowing or use of internally restricted reserves. However as Council has already borrowed internally from restricted reserves to fund The Corso upgrade, there is insufficient capacity for further internal borrowings.

The only other source of funds then available to Council, would be by way of external loan borrowing.

The NSW Government up to last year did provide interest free loans to Councils through the NSW Local Infrastructure Fund, administered by the NSW Department of Planning. However, all funding under this program has been allocated, and even if additional funding was made available under the program, the project may not fit the criteria.

It is therefore proposed to include in Council's Revenue Policy as part of the Delivery Plan for 2011/2012, a proposal to borrow \$5.5 million for the acquisition of the Seaforth TAFE site, subject to normal DLG loan borrowing requirements.

RECOMMENDATION

That Council include in its Revenue Policy, as part of the Delivery Plan for 2011/2012, a proposal to borrow \$5.5 million for the acquisition of the Seaforth TAFE site, subject to normal DLG loan borrowing requirements.

ATTACHMENTS

There are no attachments for this report.

OM040411CSD_3

***** End of Corporate Services Division Report No. 9 *****

TO: Ordinary Meeting - 4 April 2011
REPORT: Corporate Services Division Report No. 10
SUBJECT: Adoption of draft Recruitment & Selection Policy
Adoption of draft Performance Management Policy
FILE NO:

SUMMARY

This report presents to Council (1) the draft Recruitment & Selection Policy , and (2) the draft Performance Management Policy for adoption.

REPORT

A draft Recruitment and Selection Policy and a draft Performance Management Policy has been prepared by Council's external consultant and was presented at the Councillors' Implementation Working Group meeting on 29 March 2011.

The policies are now presented to Council for formal adoption.

RECOMMENDATION

That:

1. The draft Recruitment and Selection Policy be adopted, and
2. The draft Performance Management Policy be adopted.

ATTACHMENTS

AT- 1 Draft Recruitment Selection Policy 1 March 2011 4 Pages
AT- 2 Performance Management Policy 9 March 2011 3 Pages

OM040411CSD_4

***** End of Corporate Services Division Report No. 10 *****

Manly Council



Recruitment & Selection Policy

February 2011

ATTACHMENT 1

Corporate Services Division Report No. 10 - Adoption of draft Recruitment & Selection Policy Adoption of draft Performance Management Policy Draft Recruitment Selection Policy 1 March 2011

Title: Recruitment & Selection Policy

Policy No: xxx

Keywords: Recruitment & Selection

Responsible Officer: John Gilroy, Manager Organisation Development

1. POLICY

- It is Council's policy to ensure that it attracts and selects people with the necessary skills, qualifications, behavioural competencies and values to appropriately staff the organisation.
- To maintain a professional standard of advertising, processing, interviewing and screening to align with Council values whilst complying with employment legislation, awards, and other applicable legislation.
- To maintain a thorough employment screening process to help ensure the integrity, identity and credentials of personnel within Council and to help provide assurance that people entrusted within Council are worthy of that trust. The employment screening is undertaken to validate that current and prospective entrusted persons:
 - have had their identity established;
 - have had their background and qualifications confirmed;
 - are eligible and suitable to have access to Council's information and resources; and
 - are willing to comply with the standards that safeguard these resources against misuse.

This is achieved through:

1. Open advertisement - for permanent positions
2. Equal opportunity to all
3. Merit selection - the best person available for that position

Recruitment & Selection Policy
Date of Issue: TBC

Page 2 of 4

ATTACHMENT 1

Corporate Services Division Report No. 10 - Adoption of draft Recruitment & Selection Policy Adoption of draft Performance Management Policy Draft Recruitment Selection Policy 1 March 2011

4. No appointment is to be made unless the interview panel unanimously agrees that the applicant is assessed as possessing at least 85% match to the position requirements. This, together with the perceived ability to gain the skills to achieve at least 90% match within three months and 95% being the intended minimum to be achieved over a reasonable period of time (six months).
5. Employees and potential employees are expected to provide full, accurate and honest advice regarding their personal details and qualifications.
6. That adequate employment screening checks are performed on preferred applicants (permanent, temporary, casual, volunteer or contractual) applying for a position within council. Employment screening is conducted within the confines of relevant legislation and with the informed consent of the entrusted person. The level of screening conducted on an entrusted person is commensurate with the risk posed by the particular role the person fulfils or will fulfil. Employment screening covers a person's identity, integrity and credentials.
7. All persons selected for permanent, temporary and casual appointment to Council may be required to undergo a pre-employment medical examination which will be conducted by a medical practitioner nominated by Council and will be at Council's expense on the understanding that the examination forms a further part of the selection process. Existing permanent employees selected for appointment or transfer to other positions within the organisation may be required to undergo a medical examination to determine fitness to perform nominated duties. The need for examination is to assess fitness to perform the new position on the basis of occupational health and safety requirements. The need for such an examination will be assessed on a risk management approach and be at the discretion of Council's Manager, Organisation Development.
8. That when a decision is made by management to fill a vacant position, only a person who has applied for appointment to the position may be selected.

2. AIM AND SUPPORTING INFORMATION

Recruitment and selection of staff is conducted on the basis of merit selection and with the principles of equal employment opportunity legislation, regard to Anti-Discrimination legislation, Local Government (State) Award and the Local Government Act (1993). Reference should also be made to the Children & Young Persons Protection Policy, the Australian Standard on *Employment Screening* (AS 4811-2006) and the *Employment Screening Handbook* published by Standards Australia.

Council's aim is to select the person who best meets all the requirements for the position and may be entrusted in the position. Council's commitment to serve the community by providing quality customer service will be reflected throughout the recruitment and selection process.

ATTACHMENT 1

Corporate Services Division Report No. 10 - Adoption of draft Recruitment & Selection Policy Adoption of draft Performance Management Policy Draft Recruitment Selection Policy 1 March 2011

3. APPLICABILITY

This policy applies to all positions.

4. Policy History

Minute No	Date of Issue	Action	Author	Checked by
	July 2004	Reviewed	Ray Brown, HR Manager	



Performance Management Policy

9 March 2011

Draft

Performance Management Policy

Policy

The achievement of Council's mission and objectives depends on the performance of all of our staff.

Council uses performance management processes to:

- measure and assesses individual performance fairly against work related criteria and performance targets;
- support and promote good performance while dealing fairly with unsatisfactory performance; and
- help develop ways to assist staff to enhance their performance, skills, competencies and capabilities

Council is committed to supporting supervisors in the effective management of their staff and to foster a positive environment that is conducive to high levels of performance and engagement.

Staff Performance Appraisal

It is Council policy to ensure all salaried staff, supervisors and overseers are formally appraised on their performance on an annual basis. The aim of the process is to assess performance of the individual against set criteria, assist in the improvement of communication and working relationships, and to establish the developmental needs of the employee.

Exceptional Performance

Where performance consistently and substantially exceeds expectations, such performance should be clearly acknowledged.

Unsatisfactory Performance

The procedures for dealing with unsatisfactory performance should be followed to help ensure fairness and consistency.

**Corporate Services Division Report No. 10 - Adoption of draft Recruitment & Selection Policy
Adoption of draft Performance Management Policy
Performance Management Policy 9 March 2011**

Aim and Supporting Information

The aims of the performance management processes are to:

- maximise the performance and contribution of staff in order to enhance Council's efficiency and effectiveness;
- foster a culture that encourages outstanding performance;
- link the objectives and performance of staff with Council objectives;
- identify staff development needs and implement appropriate actions;
- improve the level of performance through the system of conducting a performance appraisal interview with each employee thus encouraging interaction, communication and feedback;
- alert staff to performance and/or conduct problems when they occur and to provide staff with the opportunity to rectify performance and/or conduct problems through changed behaviour and/or support mechanisms; and
- provide for a staff member to be given clear warnings and adequate opportunity to improve their job performance prior to taking more severe action, including termination (except, in the case of summary dismissal)

Applicability

This policy applies to all employees.

TO: Ordinary Meeting - 4 April 2011
REPORT: Planning And Strategy Division Report No. 9
SUBJECT: Report on North Harbour Reserve Landscape Masterplan for adoption
FILE NO:

SUMMARY

The North Harbour Reserve Landscape Masterplan (Final Design) was placed on public exhibition following Council's resolution [165/10], and a total of seven submissions were received.

The Landscape Masterplan & Urban Design (LMUD) Committee, at its meeting on 16 February 2011, reviewed all submissions and staff responses. The Masterplan has also been endorsed by the Harbour Foreshores & Coastline Management, Access, and Manly Scenic Walkway Committees. The Plan is now presented to Council for adoption.

REPORT

Background

The North Harbour Reserve is an open grassy area with mature exotic and native trees used for active and passive recreational activities. The Reserve was reclaimed on a tidal flat during the mid 1930's by the construction of a sandstone retaining wall and landfill. North Harbour Reserve is popular for a range of recreational pursuits. Open spaces of North Harbour Reserve forms an important portion of the Manly Scenic Walkway (MSW).

Improvements in North Harbour Reserve have been made, so far, on an ad hoc basis. With the increasing use of the Reserve, it has become necessary to prepare a detailed Landscape Masterplan.

Preliminary design of the North Harbour Reserve Landscape Masterplan was presented at the HFCMC, Access, MSW and LMUD Committees during June-July 2010. Key feedbacks from these Committees were:

- Need for linkage from the proposed timber access ramp to the Manly Scenic Walkway;
- Provision of more seats to make available for dedication;
- Investigation into the location of 'Jenkin's Cottage' through the Historical Society;
- Provision for grasses to be nourished;
- Tidying up of parking space to the west of Condamine Street;
- Spot lights to be made more effective through pruning of trees;
- More garbage bins and dog bag facilities including provisions on Lower Beach Road;
- Additional shade trees if possible;
- Ramp: It was suggested that a stainless steel frame with mesh/recycled plastic ramp structure could be used to the bushland area;
- Car Park arrangement be kept informal, therefore without line marking to car park spaces;
- Some seating be located adjacent to the Manly Scenic Walkway path to provide stop off points for walkway users;
- A stair to the water's edge be proposed as shown on the landscape plan. Landscape elements such as seating, lighting, bubblers and signage could be located at this focal point;
- Eastern hedge be removed and the grassed area function be open to sport activities such as soccer or cricket;
- Interpretive signage be incorporated into the design as the area has a rich history.

Planning And Strategy Division Report No. 9 (Cont'd)

These comments and feedback have been considered in developing the final design of the North Harbour Reserve Landscape Masterplan.

Final Design of the North Harbour Reserve Landscape Masterplan was presented at the HFCMC, Access and LMUD Committees during August 2010. These Committees have endorsed the Final Design.

The Final Plan is presented in Attachments 1 and 2.

Public Exhibition

The North Harbour Reserve Landscape Masterplan (Final Design) was publicly exhibited from 27 September to 5 November 2010. 16 August to 10 September 2010. The draft Masterplan was placed on public exhibition at the following locations:

- Manly Council Chambers,
- Manly Environment Centre,
- Manly Library, and
- Council's website at www.manly.nsw.gov.au under the Manly Council News section.

Exhibition of the LMP was advertised in the Manly Daily, on Council's web-page and also through Community Precincts' Newsletters.

A total of seven (7) submissions were received. All submissions were reviewed and staff responses prepared. (Attachment 3).

Community Involvement

To ensure wider community involvement, an extensive awareness campaign and consultation process was undertaken during the preparation of the North Harbour Coastline Management Plan. Community & Stakeholder consultation was achieved through community/stakeholder field days, display panels, Council's webpage, and information in Precinct newsletters.

Community & user groups' survey forms were distributed through various means with a total of 167 survey forms returned. Three community consultation field days were held: North Harbour Reserve (19 February 2006, 4 March 2007) and Fairlight Pool (4 March November 2007).

A further community consultation field day was held for residents on 16 October 2010 during public exhibition period on site at North Harbour Reserve.

Financial Implications

The preliminary cost of implementing the proposed landscape Masterplan is estimated to be \$363,000. A budget bid of \$ 100,000 has been made under 2011-12 General Revenue Fund. Council is also submitting an application for external funding under the 'Sharing Sydney Harbour Access Program' to implement the Masterplan.

Precinct Recommendation

The North Harbour and Balgowlah Precinct Committee Forum commends Council for the preparation of the North Harbour Reserve Landscape Masterplan. The Precinct also wishes to express its appreciation to the Council officers for consulting with the local community and incorporating the community's feedback and suggestions into the Masterplan.

The Precinct especially appreciates that the proposed changes have been designed to have minimal impact on the open space and natural environment in North Harbour Reserve.

Landscape Masterplan & Urban Design Committee Recommendation

Planning And Strategy Division Report No. 9 (Cont'd)

The Landscape Masterplan & Urban Design Committee, at its informal meeting (due to lack of quorum) on 16 February 2011, has reviewed previous recommendations from Access, Manly Scenic Walkway and HFCM Committees, reviewed all submissions and staff responses and recommended that:

1. The Landscape Management & Urban Design (LMUD) Committee resolved to endorse the Final Design of the North Harbour Reserve Landscape Masterplan
2. The Landscape Management & Urban Design (LMUD) Committee recommends to the General Manager and Council that the Final Design of the North Harbour Reserve Landscape Masterplan be placed before the P&S Committee for adoption.

RECOMMENDATION

It is recommended that Council adopts the North Harbour Reserve Landscape Masterplan.

ATTACHMENTS

AT-1	Final Design of North Harbour Reserve Landscape Masterplan	1 Page
AT-2	North Harbour Reserve – Landscape Design Notes	1 Page
AT-3	North Harbour Reserve Landscape Masterplan - Public Exhibition Submissions	4 Pages

OM040411PSD_2

***** End of Planning And Strategy Division Report No. 9 *****

Planning And Strategy Division Report No. 9 - Report on North Harbour Reserve Landscape Masterplan for adoption
Final Design of North Harbour Reserve Landscape Masterplan

[illegible]

ATTACHMENT 2

Planning And Strategy Division Report No. 9 - Report on North Harbour Reserve Landscape Masterplan for adoption

North Harbour Reserve – Landscape Design Notes

North Harbour Reserve – Landscape Design Notes

BRIEF To improve and upgrade existing landscape elements to the reserve.

PROVIDE To retain this area as a popular meeting place for the local community and to retain existing open space allowance and improve key facilities.

DESIGN PHILOSOPHY

- To maintain and enhance the sense of place to this harbor side park.
- To improve facilities for the local Manly district users, such as:
 - upgrade BBQ facilities, picnic seating, bench seating,
 - provide disabled access from Upper Beach Street to the reserve,
 - delineate car parking to the west of Condamine Street,
 - provide bush sensitive disabled access ramp from Boyle Street to the reserve,
 - provide mother/pram access to the existing heritage toilet building,
 - investigate improvements to storm water gross pollution trap west of Condamine Street,
 - provide steps for kayak access to water's edge (approximate location to be centered with the existing Plane tree, to the middle of the existing stone sea wall)
 - general improvements to include planting to screen recently installed vertical drainage chamber.
 - retain the bowling-green for use.
 - provide a safe waiting/crossing point (seat) close to the existing pedestrian island on Condamine Street.
- To provide a space that brings the local community together and allows movement through to the surrounding local facilities.

KEY ELEMENTS

BBQ/SEATING	BBQ and associated seating to be upgraded. Where appropriate seating to be located under the shade of existing trees, for example under the Jacaranda trees to the southern side of the reserve.
IMPROVED ACCESS	We propose improved access from Upper Beach Street adjacent to the existing toilet building and from Boyle Street through the existing vegetated embankment. We proposed a timber ramp sensitive to the existing ground levels and sandstone embankment.
WATER ACCESS	The provision for steps to access the waters edge for Kayak and water activities is suggested. The steps can be of a marine grade timber, this will limit disturbance to the existing stone sea wall. It has been suggested that the steps be located centrally, aligned with the existing Plane Trees to the middle of the existing sea wall.
TOILET ACCESS	It is proposed that the access to the existing toilet block be improved.

Planning And Strategy Division Report No. 9 - Report on North Harbour Reserve Landscape Masterplan for adoption
North Harbour Reserve Landscape Masterplan - Public Exhibition Submissions

Draft North Harbour Reserve Landscape Masterplan

Public Exhibition Submissions

November 2010

SUMMARY

Submissions received: 7

Main feedback (Comments highlighted)

Concerns & Suggestions

'the most significant change that I believe is required is not included in the draft plan. This change is the fencing off of the playground area.'

'The plan shows a large number of seats to be installed along the water's edge and I consider this to be too many. I suggest approximately three seats be installed instead of the proposed seven or eight seats.'

'Seating right along front of park would as a barrier to the flow through aspect of the view and may not be required. It would be better to place additional seats at each end and under shade.'

'I do think, though, that with the large number of both dogs and families now frequenting the park, that a fence around the children's play equipment would be peace of mind for all.'

Appreciations

'The North Harbour and Balgowlah Precinct Committee Forum commends Council for the preparation of the North Harbour Reserve Landscape Masterplan.'

'The plan preserves the current open-space and natural, low-key nature of the reserve while providing for improvements to native plantings, facilities and access.'

'Ramp to King Street is good idea for access and social equality for people with disability. Ramp access to Lower Beach street will make a proper through connection and access to excellent café for people with disability.'

'I think the foresight and general planning that you have for the area is great. I have resided here for 18 months and have no complaints about the reserve. Always clean and well maintained.'

ATTACHMENT 3

Planning And Strategy Division Report No. 9 - Report on North Harbour Reserve Landscape Masterplan for adoption

North Harbour Reserve Landscape Masterplan - Public Exhibition Submissions

Comments (as written)	Staff Response
<p># 1 Precinct Action Sheets from North Harbour & Balgowlah: October 2010</p> <p>The North Harbour and Balgowlah Precinct Committee Forum commends Council for the preparation of the North Harbour Reserve Landscape Masterplan.</p> <p>The Precinct also wishes to express its appreciation to the Council officers for consulting with the local community and incorporating the community's feedback and suggestions into the Masterplan.</p> <p>The Precinct especially appreciates that the proposed changes have been designed to have minimal impact on the open space and natural environment in North Harbour Reserve.</p>	<p>Appreciation noted with thanks</p>
<p># 2</p> <p>I attended the Public Information Field Day on Saturday at North Harbour Reserve and the changes proposed to the reserve are all positive, but the most significant change that I believe is required is not included in the draft plan. This change is the fencing off of the playground area. There are a number of reasons why the fence is required around the playground:</p> <ol style="list-style-type: none"> 1. Keeping dogs and children separate. The park is an off-leash area for dogs and as such dogs in the park are not frequently under control. Having small children been approached by much larger dogs, however friendly they might be, is not ideal. 2. Keeping dogs out of the playground and therefore making the playground a dog faeces free area would be fantastic. Most dog owners are responsible i.e. clean-up after their dogs, but unfortunately, not all do this. Ensuring the playground stays clean and free of faeces should be a priority. 3. Safety of the children. The playground is located very close to a very busy road (Condamine Street) and it only takes a few seconds for a young child to race off. The playground is located next to rock cliffs, which again are a great attraction to young children but have the ability to be dangerous. 4. Attending parents to relax learning that their children are safe in an enclosed area. At the moment, if you have multiple children in the playground, you are constantly on the watch for children leaving the playground, and can't relax. 	<p>Thanks for the positive note.</p> <p>The proposal to fence off the playground is subject for discussion at the meeting. Council is open to any recommendation.</p>
<p># 3</p> <p>The draft North Harbour Reserve Masterplan addresses the conservation, open-space and maintenance aspects needed for the reserve and as articulated by the local community over the past 20 or so years.</p> <p>The plan preserves the current open-space and natural, low-</p>	<p>Thanks for the positive note</p>

ATTACHMENT 3

Planning And Strategy Division Report No. 9 - Report on North Harbour Reserve Landscape Masterplan for adoption

North Harbour Reserve Landscape Masterplan - Public Exhibition Submissions

Comments (as written)	Staff Response
<p>key nature of the reserve while providing for improvements to native plantings, facilities and access.</p> <p>The stated intention for a path on the northern side of the reserve to be designed to be low-profile and made of natural products to blend with the bush environment is essential.</p> <p>The plan shows a large number of seats to be installed along the water's edge and I consider this to be too many. I suggest approximately three seats be installed instead of the proposed seven or eight seats.</p>	<p>Agreed</p> <p>Maximum number of seats were proposed to make them available for dedication</p>
<p># 4</p> <ul style="list-style-type: none"> Seating right along front of park would as a barrier to the flow through aspect of the view and may not be required. It would be better to place additional seats at each end and under shade. Program of feeding grass highly desirable but a program of weed poisoning and eradication e.g. bindi also required. Timing critical as is supervised commencing Measures for improved parking and formalisation of parking on 'West' North Harbour Reserve needs more detail. <p>Providing a flat compacted area will encourage skate board and scooter riders and encompassing noises in the middle of a residential area as well as anti-social behaviour, such as the recent vandalism to the base of Ron Wicksson's Memorial bench and a garage door in Condamine Street just up from the site.</p> <ul style="list-style-type: none"> If 'West' North Harbour Reserve can be used for formalised parking, what is it to stop a flow on to the 'East' North Harbour Reserve. 	<p>Like elsewhere along the shore, proposed seats will not act as barrier</p> <p>Agreed</p> <p>Details will be prepared during construction. Proposed works will not be suitable for skate board and scooter riders</p> <p>Diagonal parking will be enhanced with improved pedestrian access</p>
<p># 5</p> <ul style="list-style-type: none"> Ramp to King Street is good idea for access and social equality for people with disability Ramp access to Lower Beach street will make a proper through connection and access to excellent café for people with disability Keep bike training path Toilet block design precedent – 40 Baskets toilet upgrade is really good and is great. An example of how to do it. Condamine Street should be made parking on one side only (as beside North Harbour) as it is too narrow for 	<p>Noted</p> <p>Noted</p> <p>To be retained</p> <p>Noted</p> <p>Noted</p>

ATTACHMENT 3

Planning And Strategy Division Report No. 9 - Report on North Harbour Reserve Landscape Masterplan for adoption

North Harbour Reserve Landscape Masterplan - Public Exhibition Submissions

Comments (as written)	Staff Response
passing when cars are parked on both sides.	
<p># 6</p> <p>I think the foresight and general planning that you have for the area is great. I have resided here for 18 months and have no complaints about the reserve. Always clean and well maintained.</p> <p>I do however have a suggestion. I love that the park (and walk to Manly) are dog friendly. Having a Labrador and a 3½ year old, it is great that we can all play & spend our days together (and she is a better dog for it, behaviour wise).</p> <p>I do think, though, that with the large number of both dogs and families now frequenting the park, that a fence around the children's play equipment would be peace of mind for all. I have not seen any aggressive dogs in the park at all – it is more to prevent the accidental knocking over of a small child etc. by an over enthusiastic bounding puppy. I know the signs state to keep 10m away from equipment but this would make that 100% possible at all times. Whilst I love dog and children, I am aware that some children and parents do not and this would alleviate any issues. Those playing on the grassed area know they have to share with our canine friends and those with little ones can confidently play, dog falls in and on the slides etc.</p> <p>As with many other parks, I am sure a fence style could be found that would please the majority / could even support more activities for kids – i.e. steering wheels, blocks etc.....)</p> <p>Thank you for your time</p>	<p>Thank you for your positive note</p> <p>The proposal to fence off the playground is subject for discussion at the meeting. Council is open to any recommendation.</p>
<p># 7</p> <ul style="list-style-type: none"> Excessive chair numbers along the sea wall – limit to 4. Provide shade for at least two of these seats for summer users. 	<p>Maximum number of seats were proposed to make them available for dedication.</p> <p>Noted</p>

TO: Ordinary Meeting - 4 April 2011
REPORT: Environmental Services Division Report No. 5
SUBJECT: Community Gardens Policy
FILE NO:

Introduction

Council at its meeting of 8 March 2010 resolved that:

Manly Council draft for comment by the Precinct a proposal on Community Gardens and Verge Gardens in suitable sustainable streets.

The objectives of this Draft Policy would be to:

1. Promote the development of community gardens and verge gardens in sustainable street sites in the Manly LGA where people can meet and learn about sustainability.
2. Document and standardise processes and procedures to ensure consistency in the management of all community gardens and verge gardens in sustainable streets within the Manly LGA.
3. Help increase the number of community gardens and sustainable streets, according to Manly LGA capacity, community need and availability of appropriate sites or streets by developing a clear process and allocating appropriate resources to support new and existing community and verge gardens.
4. Clarify the rights and responsibilities of all stakeholders involved in community garden and sustainable street projects including the garden volunteers, Manly Council and partnering organisations with reference to issues such as public liability, maintenance, safety and access.
5. Support community gardens and sustainable streets to be self managed to increase community "ownership".
6. Recommend planning controls to support the development of sustainable streets and community gardens on land established for community use and to be integrated into new development.

REPORT

The Draft Policy is developed to address issues of sustainability across the triple bottom line engaging the local community in social, economic and environmental initiatives through community gardening thus encouraging a cleaner, healthier and happier local community.

The Draft Policy is designed to:

- Assist with the development of community gardens where people can meet, work together, build stronger community relationships and learn about sustainability which supports the Manly Sustainability Strategy
- Document and standardise processes and procedures to ensure consistency in the management of all community gardens within Manly Council's LGA

Environmental Services Division Report No. 5 (Cont'd)

- Clarify the rights and responsibilities of all stakeholders involved in community garden projects including the garden volunteers, Manly Council and partnering organisations with reference to issues such as public liability, maintenance, safety and access
- Support community gardens to be self managed to increase community ownership
- Recommend planning controls in respect of the development of community gardens on land established for community use
- Promote access to fresh, organic and locally produced fruit and vegetables

The Draft Policy was placed on Public Exhibition for 60 days at the following locations:

- Manly Council Town Hall
- Manly Library
- Manly Environment Centre
- Manly Senior Citizens Centre

Significant feedback and comments were received from representatives of both the community and internally from Council staff, this included Risk Management and Council's Legal Advisors.

The Draft Policy was also presented in Draft form to various committees across Council and to all Precincts seeking comment.

Comments on the Draft Policy were received from:

Jan Ritchie	Community Representative – Sustainability & Climate Change Committee
David Burns	Community Representative – Sustainability & Climate Change Committee
Alan Yuille	Community Representative – Heritage Committee
John Law	Community Representative

Comments from all of these sources have now been evaluated by staff and are now incorporated as appropriate within the Draft Policy.

A suggested risk assessment has also been completed in addition to the Draft Policy and is attached for reference. This risk assessment is for the guidance of the Community Group as the managers of the site, and a detailed risk assessment and matrix will be developed for each specific site according to its needs.

RECOMMENDATION

THAT Council:

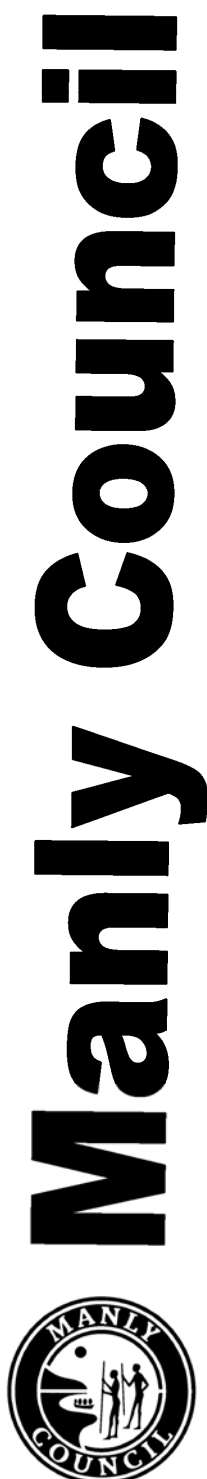
Adopt the Policy for the introduction of Community Gardens into the Manly LGA.

ATTACHMENTS

AT- 1	Community Gardens Draft Policy	15 Pages
AT- 2	Suggested Risk Assessment - Community Garden Policy	1 Page

OM040411ESD_4

***** End of Environmental Services Division Report No. 5 *****



Community Gardens Policy

March 2011

ATTACHMENT 1

Environmental Services Division Report No. 5 - Community Gardens Policy Community Gardens Draft Policy

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Environmental Services Division Report No. 5 - Community Gardens Policy
Community Gardens Draft Policy

Executive Summary

Community gardens are forms of public open space which are managed by the community primarily for the production of food and to contribute to the development of a sustainable urban environment. They are places for learning and sharing about sustainable living practices, and for actively building community through shared activities.

Manly Council recognises community gardening as a recreational activity that contributes to the health and well-being of the wider community and provides a range of environmental, social and educational benefits. Community gardens can also act as a place for knowledge transfer between generations and cultures, and provide people with the ability to grow their own food closer to home, without chemicals and also minimising transport miles.

The purpose of Manly Council's Community Gardens Policy is to establish a framework for the appropriate management of both new and existing community gardens.

This framework will provide a clear procedure for the establishment of new gardens, outline a basis for communication and partnership between stakeholders and provide a rationale for decision making that ensures consistency in the management of all community gardens in the Manly LGA.

Policy for Community Gardens in Manly Council LGA

Introduction

For the purposes of this Policy, community gardens are:

A not-for-profit, community based enterprise producing food primarily for the consumption of the gardeners. They are a community managed, multi-functional garden space that when carefully designed and managed can provide a wide range of environmental, social and economic benefits.

Community gardens entail substantial community involvement in planning, decision-making, garden management as well as day-to-day activities. Collaborative projects such as community gardens offer a range of benefits that align with the Manly Sustainability Strategy including demonstrating best practise sustainable design, building effective partnerships between community groups and government agencies and helping residents to reduce their environmental impacts.

Growing fruit and vegetables in local gardens as a shared activity has many benefits for the people involved, evidence shows that access to good food is a major contributor to a longer and healthier life. Eating locally grown fruit and vegetables mean they will not be subject to the pesticides and herbicides that are potentially used with crops grown commercially. Food will also be cheaper and therefore more easily put on the table. The physical activity that is required by community gardeners for growing and harvesting these foods will add to the health benefits.

Community gardens also support the objectives of the Manly Social Plan by offering opportunities for community participation and the development of social capital and cultural diversity. Community gardens can enhance high density living by providing an area for those who may not have adequate or suitable space in their own yards. Also, sharing access to the garden can be a great way to strengthen neighbourhood relationships, especially for those who live alone.

Environmental Services Division Report No. 5 - Community Gardens Policy
Community Gardens Draft Policy

Objectives

The objectives of this Policy are to:

- Assist with the development of community gardens where people can meet, work together, build stronger community relationships and learn about sustainability which supports the Manly Sustainability Strategy
- Document and standardise processes and procedures to ensure consistency in the management of all community gardens within Manly Council's LGA
- Clarify the rights and responsibilities of all stakeholders involved in community garden projects including the garden volunteers, Manly Council and partnering organisations with reference to issues such as public liability, maintenance, safety and access
- Support community gardens to be self managed to increase community ownership
- Recommend planning controls in respect of the development of community gardens on land established for community use
- Promote access to fresh, organic and locally produced fruit and vegetables

Different types of Community Gardens

There are a number of different models of community gardens. The most common forms in Australia are:

- Community gardens with a mixture of allotments for each member and some shared areas
- Communal gardens where the entire garden is managed collectively. An example of a communal garden is a food forest (which includes structured layers of plants such as edible groundcovers, shrubs and trees). Boundary areas can also be dedicated to native food plants
- School kitchen garden projects are defined as a community garden when local residents outside of the school community can join the garden and manage the garden in partnership with the school. In this model, the garden may include individual plots for residents and communal garden beds that the school can manage and use for lessons on cooking, nutrition and the environment and provide produce for the school canteen. School kitchen gardens aren't always set up as community gardens due to perceived problems with access and security for people outside of the school community
- Community gardens on public housing land usually contain a mixture of plots and common areas and are specifically open to residents living in public housing

Environmental Services Division Report No. 5 - Community Gardens Policy
Community Gardens Draft Policy

Manly Council's Role

Manly Council intends to develop partnerships with garden groups and sponsoring agencies. Manly Council has adopted a community development approach to community gardens where gardening groups manage the gardens themselves with the support of Manly Council and other partnering organisations. This approach leads to increased community ownership which can assist in the sustainability and success of a community garden.

Manly Council will provide the following services to community garden groups:

Advice and Materials:

- Provide advice and ongoing communication with garden coordinators and committees
- Help with the establishment of new community gardens, develop garden management plans and provide assistance in obtaining grants and resources
- Provide support to establish recycling, worm farms and composting facilities

Education and Training:

- Deliver workshops and training on an as-needs basis
- Provide online resources through Manly Council's website

Support:

- Connect local gardens and gardeners to each other to help build relationships and encourage the sharing of information and experiences
- Provide information about community gardens through Manly Council's website, publications and events
- Help facilitate garden meetings when needed and community engagement processes.

Financial Support to Community Gardens

Funding is critical for the long-term success of any community garden project. Community gardens should be planned with the goal of long term financial sustainability so that they are not dependent on unreliable sources of funding such as grants or sponsorship from partnering organisations.

Being financially independent may also increase the feeling of empowerment and security as participants manage more aspects of the community gardens themselves. To help support groups, Manly Council may consider funding the following items:

- Urgent repair of items that pose a significant safety risk and cannot wait for a grant. This will be mainly for community gardens on Council owned land
- Public signage and educational materials for the community garden
- A limited supply of mulch, manure, soil and plants to community gardens.

Funding for all these items will depend upon budgetary constraints and the demand for resources. Consequently, participants in community gardens must accept that matters such as Council's funding and the levels or amounts of any such funding with respect to community gardens cannot be guaranteed by Council.

Environmental Services Division Report No. 5 - Community Gardens Policy
Community Gardens Draft Policy

Community Management of Gardens

Community gardens should be managed and implemented by the community. However this must be undertaken in such a way that the needs of all stakeholders are taken into account.

Rights of Community Gardeners

Community gardeners have the right to:

- Develop their own internal policies, organisational procedures and plans of management providing they liaise with and get support from the relevant landowner
- Be consulted with regard to any decision that may affect the project and to be advised by Manly Council in a timely manner of any policy changes that impact them
- Be treated with respect by other gardeners, local residents and partnering organisations
- Negotiate a secure and reasonable agreement with the relevant landowner (provided that the existence of such a right does not operate so as to give rise to any legitimate expectation that an agreement will be reached in all or any particular case nor so as to fetter the discretion of, in particular, a public body which has budgetary constraints and sometimes alternate and conflicting responsibilities, obligations and priorities).

Responsibilities of Community Gardeners

Community gardeners are responsible for maintaining the garden so that the health and safety of the surrounding community is not adversely impacted. In particular, gardeners are responsible for ensuring that:

- They cooperate and manage effective relationships with the surrounding neighbourhood, partnering organisations and other gardeners
- They do not discriminate against one another due to differences in race, culture or sexuality or on the basis of any other ground in respect of which it is unlawful to discriminate under the Anti-Discrimination Act 1977 (NSW)
- They regularly communicate with Manly Council as well as other relevant landowners and stakeholders
- Decision making is democratic, transparent, accountable and inclusive
- Any water leaving the garden is not contaminated by sediment, fertiliser, manure or excessive organic matter that might pollute waterways
- Synthetic pesticides, herbicides, fertilisers or chemicals are not to be used on or stored at the Community garden site
- Noise levels within the garden are maintained at a level that is not disturbing to neighbours, in accordance with the Protection of the Environment Operations Act 1997

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- Compost, worm farming systems and fertilisers are maintained so as not to attract vermin or produce unpleasant odours
- Rainwater harvesting systems are maintained to ensure water is of a high quality
- Lawn areas are regularly mowed and garden beds kept tidy. Any materials delivered to or stored at the garden are maintained so as not to create an unpleasant environment for other residents in the community
- Visitors are welcomed to the garden, and members of the public can access the community garden during daylight hours

Conflict Resolution and Complaints Procedure

Community gardens should be developed, maintained and enhanced with a view to promoting an environment that is tolerant and caring. However, conflicts may sometimes arise, either within the garden group or with external stakeholders such as local residents or Manly Council.

Manly Council recommends that community gardeners develop a management plan which includes a gardener's agreement that all members agree to follow. An agreement should contain provisions with respect to the expectations of behaviour on site, the management of shared garden areas and plots and a conflict resolution process.

In the event of a conflict arising, steps should be taken immediately with a view to expeditiously, responsibly and fairly resolving the conflict, including communicating respectfully with those involved and engaging the assistance of a mediator where appropriate.

Insurance and Risk Management

It is essential that garden groups be aware of the risks associated with undertaking a publicly accessible community garden project. Each garden group has a duty of care to the community who access the garden areas. To ensure funds are available to meet that duty, a minimum of \$10,000,000 of public liability insurance policy is required to be taken out. Manly Council recognises that public liability insurance has an associated cost, and may not be easily accessible to small community groups.

Options for obtaining insurance cover include the following:

- The group can become an incorporated association through the NSW Office of Fair Trading and make provision for their own insurance
- The group may be auspiced by another organisation or agency, such as a neighbourhood centre, and as a project of that organisation be covered by their insurance
- A group of community gardens with similar objectives might obtain insurance together

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Incorporation of the Garden Group

Manly Council encourages community garden groups to have a clear and identified legal structure. Garden groups can apply to the NSW Office of Fair Trading to become Incorporated Associations. This arrangement affords the group some flexibility in the management of funds and enables them to open a bank account, obtain public liability insurance cover and apply for government grants. Incorporation as an association requires groups to establish a management committee with annually elected office bearers and to commit to regular meetings. This can be beneficial for the project as it maintains a structure that can address management issues. Having a committee also helps share the tasks of garden management and avoids excessive responsibility being placed on a few people or the garden management becoming dominated by one person.

Manly Council's Use of the Garden as a Demonstration Site

Manly Council's vision is to assist the development of community gardens as demonstration sites for sustainable living that through careful design and management can be utilised for educational and community activities. In demonstrating sustainability best practice, community garden groups may consider including outdoor learning, performance and meeting spaces; interpretative signage and use recycled materials and practice water-efficient and organic gardening.

Where community gardens are established on land owned by Council, Manly Council retains the capacity to use the garden as a demonstration site for community education activities such as tours and workshops. Manly Council will work with the garden group to ensure that any such activities do not conflict inappropriately with other garden uses, such as regular working bees.

Community Composting Facilities

Where feasible, Manly Council will also work in partnership with community gardeners to establish community composting and worm farm facilities within community gardens and in small parks. Composting facilities in parks will only be set up on a trial basis when there is a group of local residents willing to attend training in maintaining compost systems. Any facilities which are not maintained to the required standards may be removed or relocated at Manly Council's discretion.

Establishment of Community Gardens on Council Land

Manly Council encourages resident groups to work in partnership with Manly Council staff in the establishment of new community gardens. Establishing a community garden can be a complex process requiring consultation with a broad range of stakeholders and there are a number of issues that need to be considered before a community garden is initiated.

In order for Manly Council to consider supporting the development of new community gardens on Manly Council owned or controlled land, applicants will need to address the site selection criteria outlined below and follow the procedure for starting a new community garden.

The first steps in this procedure include establishing a community garden group, conducting a site assessment of potential sites and discussing their proposal with relevant staff at Manly Council to identify any possible issues. Once a preferred site has been established, applicants will need to submit a completed application form to Manly Council. If the application is supported, then Manly Council will organise community consultation with local residents and work with the community garden group to address any concerns.

Site Selection Criteria for New Community Gardens on Council Owned Land

Location: Sites classified as Community Land under the *Local Government Act 1993 (NSW)* may be appropriate. These sites are usually established for community use such as park lands, open spaces and community centres that have outside areas. Priority will be given to sites located in high density areas and near community centres or community organisations that might be able to support or partner the project.

Safety: Sites should have no major safety or health concerns; and have good passive surveillance (for example, can be easily seen from nearby houses or shopping areas).

Accessibility: Sites should be accessible for a range of user groups. Sites should be located close to public transport, allow disabled access, have vehicle access (e.g. for delivery of mulch and soil) and accommodate groups wanting to visit the garden.

Solar access: Sites need to be suitable for growing vegetables and receive full sunlight - ideally for at least 5-6 hours per day.

Size: Sites large enough to accommodate garden beds, composting systems, rainwater tanks, seating areas, shelter for gardeners and for community workshops and demonstrations.

Water: Sites with easy access to water or buildings nearby from which rainwater can be collected.

Soil Contamination: Sites may need to be checked for soil contamination. If high levels are present then advice will need to be sought from experts on whether it is suitable for growing food.

Multiple Use: Sites where a community garden should be able to be integrated without conflicting adversely with other land uses and where the community garden can still be used by non-gardeners for passive recreation and educational workshops.

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Note: It may not always be possible to find a site that meets all of the above criteria. Manly Council will prioritise the sites that can meet as many of the requirements as possible

Procedure for Starting a New Community Garden

1. **Applicant/s establish a community garden group**
2. **Applicant undertakes a site assessment of any potential sites**
3. **Applicant discusses their proposal with Manly Council staff to identify any potential issues**
4. **Applicant submits a completed application form to Manly Council**

Manly Council assessment of the application

The application will be assessed by a review panel containing representation from a broad range of internal stakeholders within 6 weeks of receipt of the application.

Where the Application is supported by Council, Council undertakes Community Consultation with local residents.

Manly Council will consider any feedback gained from the consultation process and work with the community group to ensure any concerns are addressed. If there is considerable opposition to the project Manly Council reserves the right to consider alternative sites for the project.

The Application then goes to a Council meeting for final approval

If the application is approved at a Council meeting, then Manly Council staff will meet with the applicants to develop any relevant written agreements for the garden.

Application for grants and funding

Once all documents have been approved by Manly Council then applicants may then wish to apply for grants and start building their community garden.

Where the Application is not supported by Manly Council

Written feedback will be provided and an alternative site may be considered

Security of Tenure

New gardens established on Council land will be given an initial licence for a trial period of one year. Manly Council will not charge community garden groups for licence preparation fees. If the garden group fulfils all its responsibilities with regard to the management of the garden, a longer arrangement may be negotiated with the group.

A licence or other agreement with the group could be revoked or not renewed if:

- The group disbands or ceases to function due to internal conflict. In this situation Manly Council may try and assist the group to resolve the conflict first by employing a mediator or facilitator
- The garden is not maintained or becomes unsafe for public access
- Appropriate insurance cover is not maintained

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Land Use Planning

To facilitate urban agriculture and community gardening within the Manly Council LGA, the *Manly Local Environment Plan, 1988* will include community gardens as exempt development provided that applicants go through the application process for new gardens as outlined in this Policy. Common elements of a community garden such as rainwater tanks, fences and solar photovoltaic systems are currently already listed as exempt development if certain criteria are met.

Open Space Management

Manly Council considers community gardens to be a valid and important land use within Manly Council's open space network. Where appropriate, community gardens may be incorporated into plans of management for public open space.

Upgrades to parks, open spaces or community facilities may also provide an opportunity for Manly Council to consult with the community and see if there is enough interest and capacity to develop community gardens as part of a proposed upgrade or to include a community garden in a new development. Existing community facilities can be ideal sites for community gardens because they normally already have infrastructure such as toilets, shelter and storage areas.

Supporting other Local Food Production Initiatives

Community gardens are just one type of urban agriculture. Manly Council will continue to support a range of local food projects to accommodate the different needs of residents living and working in the Manly LGA. Manly Council will provide information, advice, grants and support to local food initiatives such as community supported agriculture schemes, food cooperatives, farmers markets, school kitchen gardens, food aid and rescue programs.

Manly Council will also continue to run workshops and education programs for residents in organic gardening, resource recovery and sustainable living.

Policy History

Minute No	Date of Issue	Action	Author	Checked by

Appendix:

1. Definitions

A number of terms are used in this Policy to describe community gardening and associated activities.

Allotment Gardens are a community garden where gardeners have exclusive access to a plot or small area of the garden. This term is common in the United Kingdom, where allotment gardens are normally managed by the relevant local government authority. In Australia, gardens with allotments are predominantly managed by the gardens members and supported by government organisations.

Community supported agriculture or subscription farms describe a system where consumers pay in advance for a regular box of vegetables or other farm products from a farmer directly so that the farmer has a stable income and guaranteed market for the crops.

Farmers Markets are a market where farmers sell their local produce directly to consumers.

Food Cooperatives and Local Buyers Groups are groups where urban consumers work together to source and bulk-buy local, organic produce.

Food forests are used to describe an area used for the production of food where the design of the area mimics a natural ecosystem by including structured layers of plants such as edible groundcovers, shrubs and trees. Food forests in an urban environment can be part of a park or public open space.

Food security is defined by the Sydney Food Fairness Alliance as a condition in which all people at all times have the ability to access and prepare sufficient, safe, appropriate, nutritious and affordable food necessary to enjoy an active and healthy life.

Interpretive signage refers to signage designed to explain a feature of the landscape to enhance interaction with the site and add educational value.

Organic growing refers to a food production system that does not use toxic chemicals including synthetic fertilisers and pesticides. It aims to improve the long-term fertility of the soil.

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School kitchen gardens are gardens which are developed within or outside school property for the purpose of educating children and parents about food production and supplying school kitchens with fresh food to teach cooking skills and serve fresh food to children.

2. References

Bartolemei, L, Corkery, L, Judd, B & Thompson, S 2003, *A Bountiful Harvest: Community Gardens and Neighbourhood Renewal in Waterloo*, NSW Department of Housing and the University of New South Wales, Sydney.

Campbell, A 1998, *The Development, Management and Operation of Community Gardens in the South Sydney City Council Area*, NSW Institute for Local Self Reliance Inc., Sydney.

City of Sydney 2010, *Community Gardens Policy*, City of Sydney Council, Sydney.

Corkery, L 2004, *Community Gardens as a Platform for Education for Sustainability*, Faculty of the Built Environment, University of New South Wales, Sydney.

Grayson, R 2007, *Community Gardens: Policy Directions for Marrickville Council*, Marrickville Council, Sydney.

Grayson, R 2008, *Community Gardens: Policy Directions for Kogarah Municipal Council*, Kogarah Council, Sydney.

Hunter, J 2006, *Community Gardening in SA Project Report*, Community and Neighbourhood Houses and Centres Association Inc. (CANH), Adelaide.

Ketai D 2006, *Strategies for Maintaining a Functional Community Garden*, University of New South Wales, Sydney.

Manly Council 2010, *Manly Social Plan 2004-2009*, Manly Council, Sydney.

Manly Council 2010, *Management Plan 2010-2013*, Manly Council, Sydney.

Manly Council 2000, *Waste Minimisation and Management 2000*, Manly Council, Sydney.

Manly Council 2006, *Manly Sustainability Strategy 2006*, Manly Council, Sydney.

Milne, G 2002, *Good Practice Guide for Community Gardens*, Cultivating Communities, Melbourne.

ATTACHMENT 1

Environmental Services Division Report No. 5 - Community Gardens Policy Community Gardens Draft Policy

NSW Department of Environment and Climate Change 2006, *Learning for Sustainability: NSW Environmental Education Plan 2007 - 2010*, former NSW Department of Environment and Conservation, 2006.

South Sydney Council 1995, *What's Eating South Sydney – A Policy for a Safe, Affordable, Accessible and Nutritious Food Supply in South Sydney*, South Sydney Council, Sydney.

Woollahra Municipal Council 2007, *Community Gardens Policy*, Woollahra Municipal Council, Sydney.

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TO: Ordinary Meeting - 4 April 2011
REPORT: Environmental Services Division Report No. 6
SUBJECT: Development Applications Being Processed During April 2011.
FILE NO:

SUMMARY

DEVELOPMENT APPLICATIONS BEING PROCESSED DURING APRIL 2011.

REPORT

The following applications are being assessed by the Town Planners.

620	1999	6 King Avenue	Section 96 Modification
448	2002	113 Frenchs Forest Road	Section 96 Modification
551	2003	18 Amiens Road	Section 96 Modification
507	2005	31 Boyle Street	Section 96 Modification
424	2006	168 Woodlands Street	Section 96 Modification
186	2007	9 Bolingbroke Parade	Section 96 Modification
216	2007	88 Bower Street	Section 96 Modification
401	2007	26 Malvern Avenue	Section 96 Modification
411	2007	85 Seaforth Crescent	Section 96 Modification
421	2007	Manly Golf Club - Kenneth Road	Section 96 Modification
149	2008	2 West Promenade	Section 96 Modification
463	2008	75 The Corso	Section 96 Modification
24	2009	7 Marine Parade	Alterations & Additions to mixed use building
88	2009	16 Mulgowrie Crescent	Section 96 Modification
122	2009	77 Pittwater Road	Section 96 Modification
180	2009	Manly Wharf	Hugos extended outdoor seating
192	2009	9 Kanangra Crescent	Section 96 Modification
258	2009	258 Sydney Road	Section 96 Modification
280	2009	30 Quinton Road	Section 96 Modification
289	2009	30 Cutler Road	Section 96 Modification
376	2009	8 Boronia Lane	Section 96 modification
401	2009	31 Ellery Parade	Section 96 modification
11	2010	44 Alma Avenue	Partial demolition, Alterations and Additions, pool, cabana and landscaping
14	2010	1 Barrabooka Street	Alterations & Additions
61	2010	44-46 Seaforth Crescent	Alterations and Additions
64	2010	3 Rignold Street	Alterations and Additions
67	2010	31 Seaforth Crescent	Demolition of existing, new 4 level dwelling
107	2010	17-29 Roseberry Street	Section 96 Modification
111	2010	74 Lauderdale Avenue	Section 96 Modification
120	2010	5 Bentley Street	Section 96 Modification
148	2010	22 Jackson Street	Section 96 Modification
153	2010	89 Addison Road	Section 96 Modification
162	2010	27 Daintrey Street	Alterations and additions
192	2010	19A West Street	Alterations and Additions
200	2010	14 Ellery Parade	Alterations and additions
235	2010	40 Alma Street	Alterations and Additions
248	2010	1 Marshall Street	Alterations and Additions

Environmental Services Division Report No. 6 (Cont'd)

265	2010	7 Battle Boulevard	Alterations and additions
267	2010	36 Malvern Avenue	Alterations and additions
280	2010	37 Peronne Avenue	Alterations and additions
297	2010	65 Woodland Street	Partial demolition and new 2 storey dwelling
311	2010	69 Castle Circuit	Section 96 Modification
312	2010	32 Fromelles Avenue	Partial demolition and new 2 storey dwelling
314	2010	42 Pacific Parade	Hardstand and new driveway
321	2010	31 Ocean Road	Alterations and additions
329	2010	11A Monash Crescent	Alterations and additions to existing dwelling
336	2010	555 Sydney Road	Strata Subdivision into 5 lots
337	2010	1 Griffiths Street	Alterations and additions
345	2010	7 Laurence Street	Demolition of existing and new Part 2 and Part 3
347	2010	46 East Esplanade	Establish use for Shops 1&2 as a restaurant and Shop 3 as bar/cafe
352	2010	39 Hill Street	Alterations and additions
356	2010	3 East Esplanade	Alterations and additions to RFB
357	2010	96 North Steyne	Strata Subdivision of RFB
358	2010	80 Bower Street	Demolition of existing and new 3 storey dwelling
360	2010	46 Malvern Avenue	Alterations and additions
364	2010	6 Mossgiel Street	Alterations and additions
367	2010	46 Victoria Parade	Demolition and new 7 storey dwelling
371	2010	62 Woodland Street	Sections 96 modification
374	2010	3 Tutus Street	Demolition and new 3 storey dwelling
376	2010	17 Cove Avenue	Alterations and additions to Manly Waters private hospital
377	2010	26 Heathcliff Crescent	Alterations and additions
381	2010	49 Seaforth Crescent	Alterations and additions
382	2010	18 Ellery parade	Alterations and additions
387	2010	4 Karingal Street	Alterations and additions
388	2010	39 Peacock Street	Partial demolition of existing and new 2 storey dwelling
392	2010	2 Boronia Lane	Demolition of existing and new 2 x 2 storey dwellings
393	2010	13 Barrabooka Street	Alterations and Additions
396	2010	16 New Street	Demolition of existing and new 2 storey dwelling
399	2010	155 Condamine Street	Alterations and additions
400	2010	42 Daintrey Street	Alterations and additions
401	2010	35 Arthur Street	Alterations and additions
402	2010	38 Bungalow Avenue	Alterations and additions
404	2010	28 Ellery Parade	Demolition and new 2 storey dwelling
407	2010	8 Thornton Street	Alterations and additions
409	2010	41 Malvern Avenue	Alterations and additions
410	2010	20 Magarra Place	Demolition of existing and new RFB
412	2010	47 Osborne Road	Alterations and additions
413	2010	11 Birkley Road	Alterations and additions
414	2010	69 Peronne Avenue	Demolition and new 2 storey dwelling
415	2010	43 The Crescent	Strata Subdivision of RFB
416	2010	3 Alleny Street	Demolition and new 2 storey dwelling
420	2010	270 Pittwater Road	Change of use to Education Establishment (Stella Maris)
422	2010	14 George Street	Front and side fence, 2 hardstand carparking spaces
424	2010	34 Wanganella Street	Pool, deck, amphlitheatre and landscaping
425	2010	5 Harwood Place	Alterations and additions

Environmental Services Division Report No. 6 (Cont'd)

426	2010	3 Oyama Avenue	Demolition & new 4 storey RFB
2	2011	6 Sandra Place	Alterations and additions
3	2011	15 East Esplanade	Enclosure of balcony in RFB
5	2011	11 Gordon Street	Alterations and additions
7	2011	18 Smith Street	Alterations and additions
8	2011	27 Eurobin Avenue	Alterations and additions
9	2011	13 Lister Avenue	Alterations and additions
10	2011	59 North Steyne	Alterations and additions to RFB
12	2011	47 Golf parade	Alterations and additions
13	2011	16 Fisher Street	Alterations and additions
14	2011	26 Castle Circuit	Alterations and additions
16	2011	64 Wanganella Street	Alterations and additions
17	2011	10 Seaforth Crescent	Alterations and additions
19	2011	4 Allenby Street	Alterations and additions
20	2011	20 Adelaide Street	Alterations and additions
22	2011	11 Cutler Road	Alterations and additions
23	2011	6 Fairlight Crescent	Alterations and additions
24	2011	46 Darley Road	Alterations and additions
26	2011	25 Jackson Street	Demolition and new multi dwelling
27	2011	98 Lauderdale Avenue	Alterations and additions to RFB
32	2011	41A Castle Circuit	New elevated detached double garage
34	2011	9 Brighton Street	Alterations and additions
35	2011	23 Abernethy Street	Pool, decking and landscaping
36	2011	16 Benelong Street	Alterations and additions
37	2011	122 Sydney Road	Alterations and additions to RFB
38	2011	19 Macmillan Street	Alterations and additions
40	2011	13 Cohen Street	Alterations and additions
43	2011	3 Judith Street	Alterations and additions
45	2011	27 Balgowlah Road	Metal frame carport over existing drive
48	2011	112 Sydney Road	land subdivision of one (1) lot into four (4) lots
49	2011	73 Ellery Parade	Land subdivision of One (1) lot into two (2) lots
52	2011	95 Seaforth Crescent	Alterations and additions
53	2011	42 Lodge Street	Alterations and additions

The following applications are with Lodgment & Quality Assurance for notification, advertising and referral to appropriate parties.

291/2007 85 New Street, CLONTARF 2093

Section 96 to modify approved Alterations and additions to dwelling including double garage to replace existing carport

39/2011 14 Baranbali Avenue, SEAFORTH 2092

Construction of a front fence

387/2003 69 The Corso, MANLY 2095

Section 96 to modify Court approved Alterations and additions to the New Brighton Hotel

46/2011 44 Griffiths Street, FAIRLIGHT 2094

Boundary adjustment, alterations and additions to the existing dwelling and construction of an attached dwelling

47/2011 8 Fromelles Avenue, SEAFORTH 2092

Alterations and additions to an existing dwelling including double carport and shed

Environmental Services Division Report No. 6 (Cont'd)

51/2011 33 Gordon Street, CLONTARF 2093

Demolition of existing dwelling, construction of a two (2) storey dwelling including double garage, terrace, deck, front fence and landscaping

54/2011 133 Sydney Road, FAIRLIGHT 2094

Alterations and additions to an existing Residential Flat Building including replacement of the existing balustrades

55/2011 Wharves and Jetties, MANLY 2095

Change of use of Shop 10 to common seating area, fit out and change of use, and fit out of Shop 9 to a Thai take-away - Chat Thai

56/2011 30 Lewis Street, BALGOWLAH HEIGHTS 2093

Alterations and additions to existing dwelling including modification to window openings, front and rear deck

398/2008 55 Pittwater Road, MANLY 2095

Section 96 to modify approved Demolition of the existing buildings and construction of a part two (2) part five (5) storey mixed use development comprising 314.5m² of retail/ commercial space and twenty eight (28) dwellings and basement carpark

57/2011 9 Mossgiel Street, FAIRLIGHT 2094

Alterations and additions to an existing dwelling including first floor addition and extensions to the front and side of ground floor

58/2011 1 Eustace Street, MANLY 2095

Consolidation of Lot 1 and the adjacent common property lot into one(1) lot in an existing Strata Plan

59/2011 45 Grandview Grove, SEAFORTH 2092

Alterations and additions to an existing dwelling including deck extension, privacy screens, extension to existing privacy screens and removal of deck access stairs

18/03/2011

60/2011 539 Sydney Road, SEAFORTH 2092

Construction of Advertising Structures – Signage – Commonwealth Bank

61/2011 22 Baringa Avenue, SEAFORTH 2092

Alterations and additions to an existing dwelling including first floor addition and a privacy screen to the existing rear deck

184/2008 63 Kangaroo Street, MANLY 2095

Section 96 to modify approved Demolition of existing garage and construction of new double garage, cabana, swimming pool and associated landscaping

62/2011 17 Audrey Street, BALGOWLAH 2093

Alterations and additions to an existing dwelling including rear extension, rear deck extension, front deck, stairs and porch

122/2010 Wharves and Jetties, MANLY 2095

Section 82A Review of Determination of refused Security fencing and gates to existing jetty and deck

Environmental Services Division Report No. 6 (Cont'd)

380/2010 21 Dalwood Avenue, SEAFORTH 2092

Section 96 to modify approved Alteration and additions to "Principals Building" of Dalwood including replace roof, replace external access stairs and reconstruction of rear verandah

63/2011 48 Golf Parade, MANLY 2095

Demolition of existing structures and construction of two (2) x two(2) storey attached dwellings and Torrens Title Subdivision

64/2011 23 Beatrice Street, CLONTARF 2093

Demolition of existing structures, construction of a Residential Flat Building containing eighteen (18) dwellings of Affordable and other housing, two (2) levels of basement car parking with twenty-seven(27) spaces swimming pools, plant rooms and landscaping

343/2006 63 Lauderdale Avenue, FAIRLIGHT 2094

Section 96 to modify approved Alterations to an existing residential dwelling to provide basement rooms, extended balcony and new double garage with turntable access

65/2011 58 North Steyne, MANLY 2095

Gymnasium/Sports Facility

66/2011 30 Lodge Street, BALGOWLAH 2093

Alterations & Additions to Dwelling

295/2008 3 Laura Street, SEAFORTH 2092

Section 96 to modify approved Demolition of existing dwelling and construction of a four (4) level dwelling with pool, boat shed and alterations to existing detached garage

67/2011 58 Kirkwood Street, SEAFORTH 2092

Alterations & Additions to Dwelling

68/2011 248 Sydney Road, FAIRLIGHT 2094

Alterations & Additions to Dwelling

Manly Independent Assessment Panel

The following applications were presented to MIAP on 17 March, 2011.

DA#	Site	Proposal
66/07	11-27 Wentworth Street, Manly	Section 96 Modification
342/10	360-364 Sydney Road, Balgowlah	Demolition of existing and new four (4) storey mixed use development containing Manly Council facilities, retail floor space and nine (9) studio dwellings and three (3) lot stratum subdivision
316/10	1 Baltic Street, Fairlight	Demolition of existing and new two (2) storey dwelling including garage to lower ground floor, decks swimming pool and landscaping
402/09	28 Alexander Street, Manly	Section 96 Modification
412/09	11 Scales Parade Balgowlah	82A Review
393/10	13 Barrabooka Street Clontarf	Alterations and additions to rear of dwelling house and the installation of new above ground swimming pool.

Environmental Services Division Report No. 6 (Cont'd)

Currently the following applications are scheduled for MIAP 21 April, 2011.

368/10	65 Peronne Avenue	Demolition of existing dwelling and construction of part 2 and part 3 new residential dwelling.
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RECOMMENDATION

THAT the information be noted.

ATTACHMENTS

There are no attachments for this report.

OM040411ESD_2

***** End of Environmental Services Division Report No. 6 *****

TO: Ordinary Meeting - 4 April 2011
REPORT: Environmental Services Division Report No. 7
SUBJECT: List of Appeals Relating to Development Applications during April 2011.
FILE NO:

SUMMARY

LIST OF APPEALS RELATING TO DEVELOPMENT APPLICATIONS DURING APRIL 2011.

REPORT

DA#	L&E Appeal Reference	House #	Address	Date Appeal Lodged	Solicitor Company	Current Status
25/09	Class 1 10420/10 S56A Appeal	Bathers Pavilion	West Esplanade	22/12/10	Pikes	Judgement Reserved
526/07	Class 4 40533/10	65/ 7	Rignold Street/ Sandra Place	05/07/10	Pikes	Discontinued 17/03/11
13/10	Class 1 10584/10	46-48	North Steyne	27/07/10	HWL	Judgement Reserved
264/10	Class 1 11006/10	10 & 10A	Addison Rd	15/12/10	Pikes	Discontinued 21/03/11
238/02	Class 1 11046/10		Manly Wharf Hotel	22/12/10	HWL	S34 Conference (resumed) 01/04/11
213/10	Class 1 11056/10	62	Alexander St	23/12/10	Pikes	S34 Agreement 14/03/11
149/08	Class 1 10014/11	2	West Promenade	11/01/11	Pikes	Callover 29/03/11
393/10	Class 1 10060/11	13	Barrabooka St	24/01/11	Pikes	Hearing 18 & 19/04/11
402/09	Class 1 10100/11	28	Alexander Street	10/02/11	Pikes	Discontinued 22/03/11
392/10	Class 1 10229/11	40 & 40A	Rignold St	16/03/11	HWL	Callover 06/04/11

RECOMMENDATION

THAT the information be noted.

ATTACHMENTS

There are no attachments for this report.

OM040411ESD_1

***** End of Environmental Services Division Report No. 7 ***** .