

## **Appendix 2: Consideration of Section 117 Directions**

### **1 Employment and Resources**

	<b>Direction</b>	<b>Applicable</b>	<b>Consistent</b>
1.1	Business and Industrial Zones	YES	YES
1.2	Rural Zones	YES	YES
1.3	Mining, Petroleum Production and Extractive Industries	NO	N/A
1.4	Oyster Aquaculture	NO	N/A
1.5	Rural Lands	NO	N/A

As the approach to preparing the Pittwater LEP 2014 in line with the Standard Instrument was intended to be a 'like for like' approach to preparing the new LEP for Pittwater, or a translation of the previous LEP – the Pittwater LEP 1993 – the Lot Size Map was subsequently intended to translate the subdivision controls as specified in the Pittwater LEP 1993.

As a number of omissions (inconsistencies with the previous Pittwater LEP 1993) were identified on the Lot Size Map (as in effect on 27 June 2014), the Planning Proposal intends to rectify such omissions to ensure consistency with the previous Pittwater LEP 1993.

### **2 Environment and Heritage**

	<b>Direction</b>	<b>Applicable</b>	<b>Consistent</b>
2.1	Environment Protection Zones	YES	YES
2.2	Coastal Protection	YES	YES
2.3	Heritage Conservation	YES	YES
2.4	Recreation Vehicle Areas	NO	N/A

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### **3 Housing, Infrastructure and Urban Development**

	<b>Direction</b>	<b>Applicable</b>	<b>Consistent</b>
3.1	Residential Zones	YES	YES
3.2	Caravan Parks and Manufactured Home Estates	YES	YES
3.3	Home Occupations	YES	YES
3.4	Integrating Land Use and Transport	YES	YES
3.5	Development Near Licensed Aerodromes	NO	N/A
3.6	Shooting Ranges	NO	N/A

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#### 4 Hazard and Risk

	Direction	Applicable	Consistent
4.1	Acid Sulphate Soils	YES	YES
4.2	Mine Subsidence and Unstable Land	NO	N/A
4.3	Flood Prone Land	YES	YES
4.4	Planning For Bushfire Protection	YES	YES

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#### 5 Regional Planning

	Direction	Applicable	Consistent
5.1	Implementation of Regional Strategies	NO	N/A
5.2	Sydney Drinking Water Catchment	NO	N/A
5.3	Farmland of State and Regional Significance on the NSW Far North Coast	NO	N/A
5.4	Commercial and Retail Development along the Pacific Highway, North Coast	NO	N/A
5.5	Development in the vicinity of Ellalong, Paxton and Millfield (Cessnock LGA) (Revoked 18 June 2010)	-	-
5.6	Sydney to Canberra Corridor (Revoked 10 July 2008)	-	-
5.7	Central Coast (Revoked 18 June 2010)	-	-
5.8	Second Sydney Airport: Badgerys Creek	NO	N/A
5.9	North West Rail Link Corridor Strategy	NO	N/A

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#### 6 Local Plan Making

	Direction	Applicable	Consistent
6.1	Approval and Referral Requirements	YES	YES
6.2	Reserving Land for Public Purposes	YES	YES
6.3	Site Specific Provisions	NO	N/A

As the approach to preparing the Pittwater LEP 2014 in line with the Standard Instrument was intended to be a 'like for like' approach to preparing the new LEP for Pittwater, or a translation of the previous LEP – the Pittwater LEP 1993 – the Lot Size Map was subsequently intended to translate the subdivision controls as specified in the Pittwater LEP 1993.

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## **7 Metropolitan Planning**

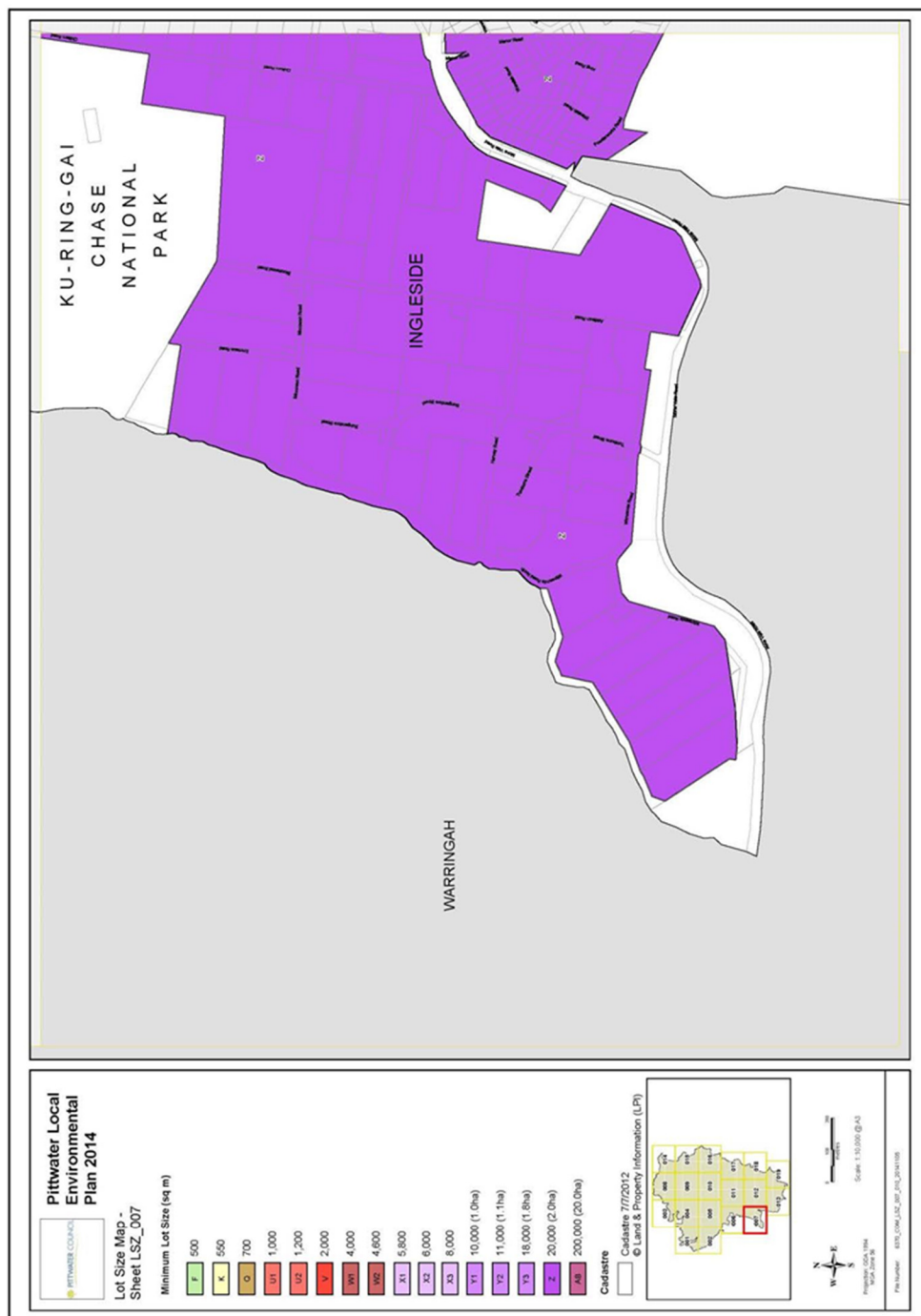
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	<b>Direction</b>	<b>Applicable</b>	<b>Consistent</b>
7.1	Implementation of A Plan for Growing Sydney	YES	YES

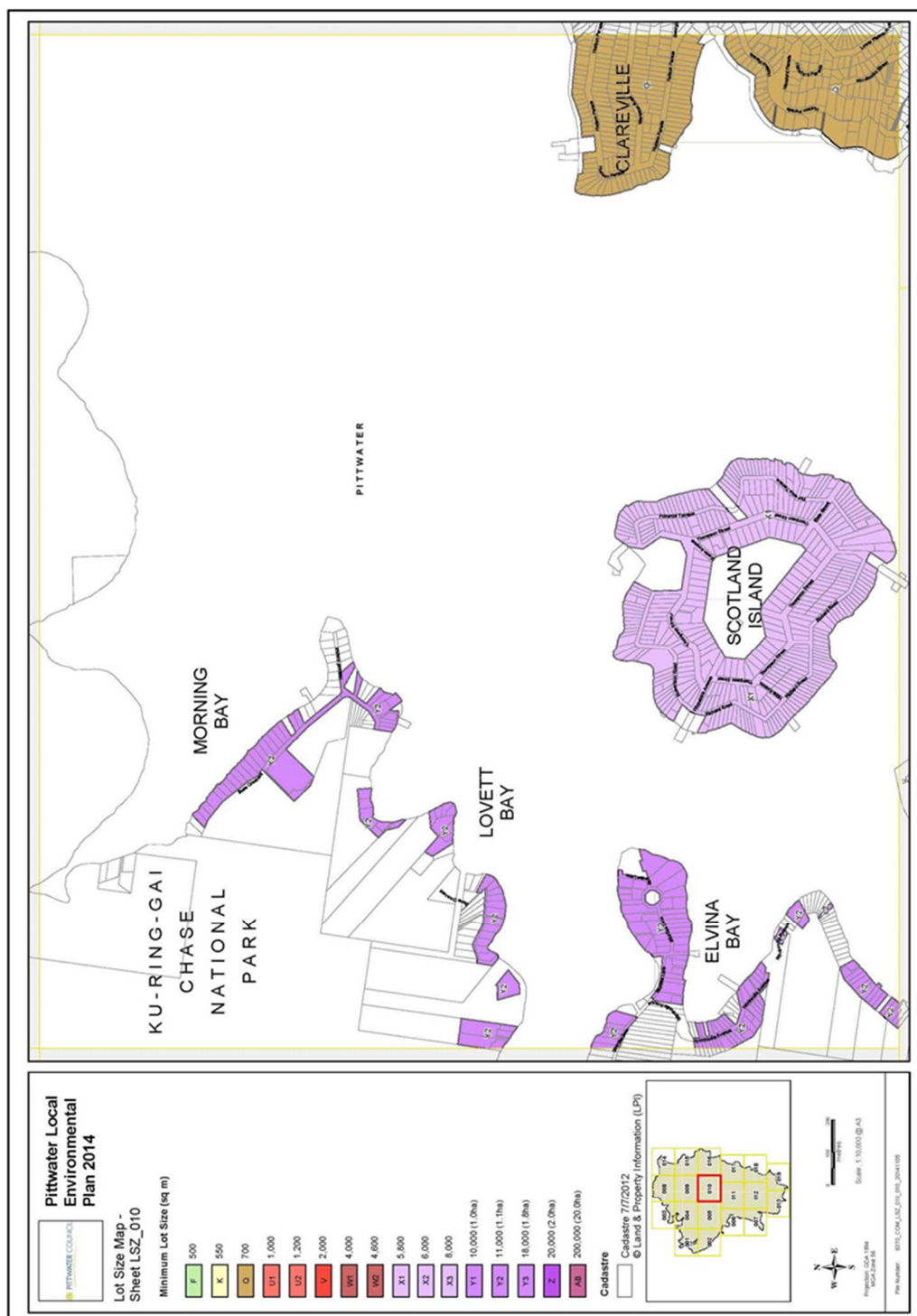
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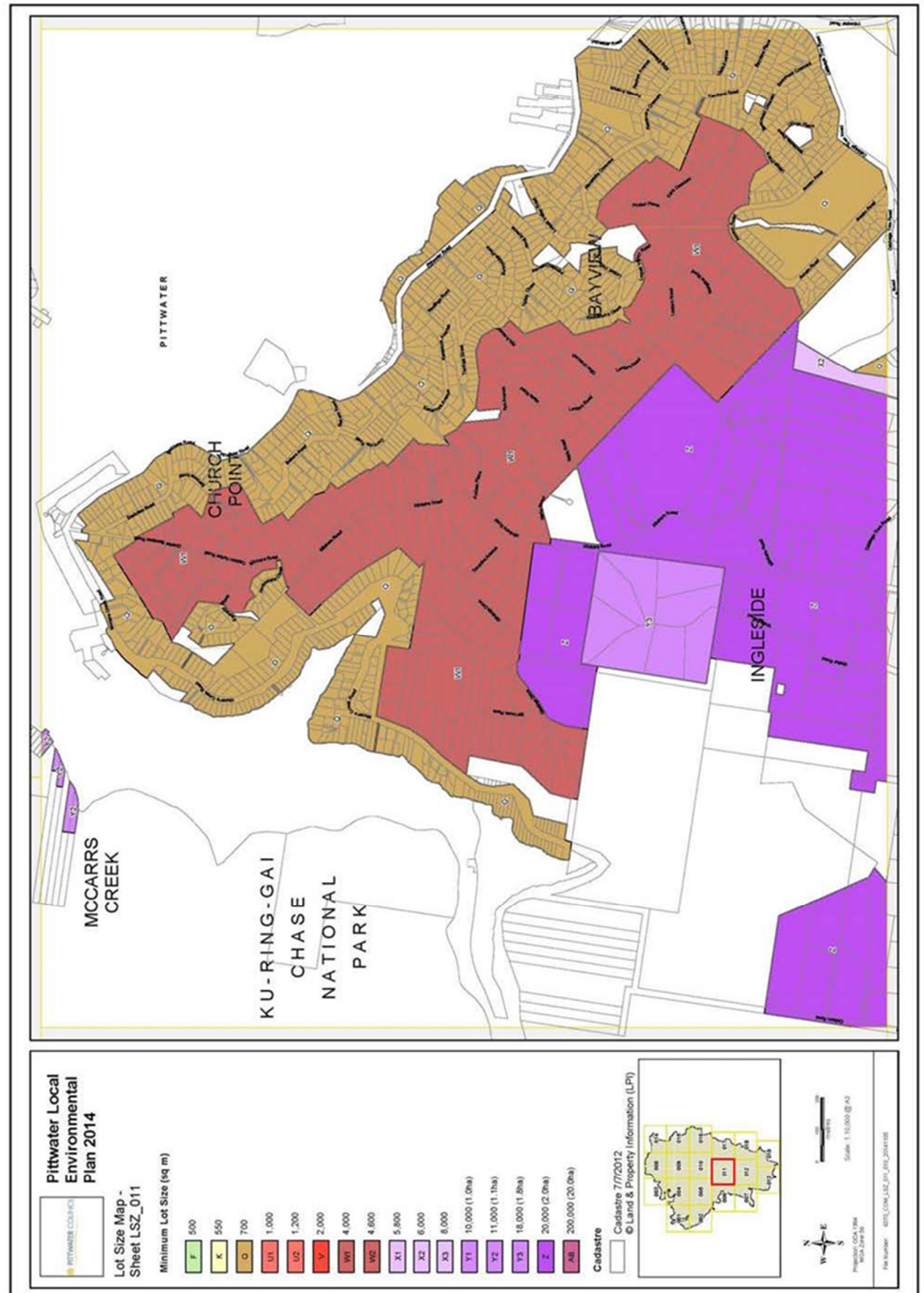
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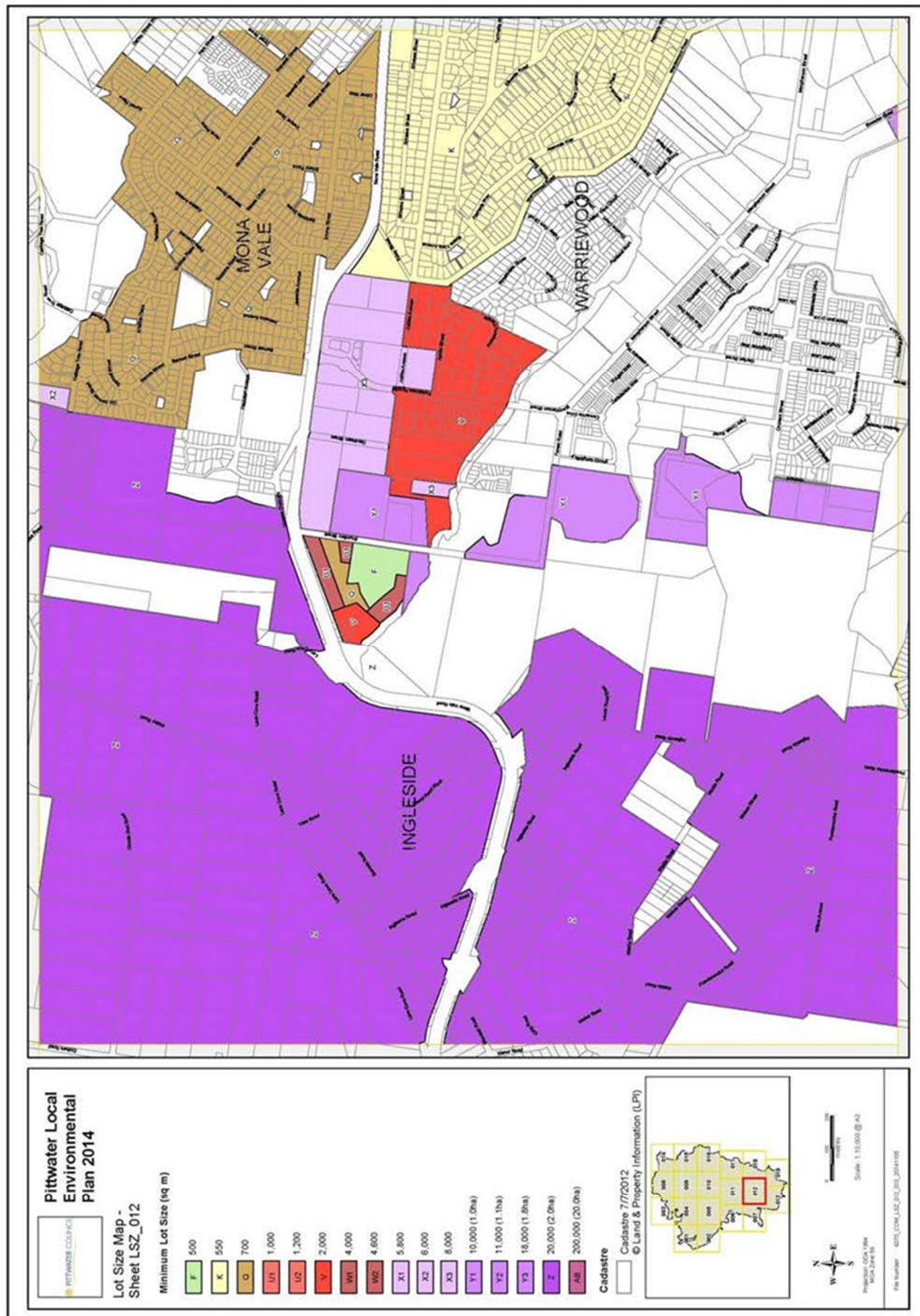
# Appendix 3: Proposed Lot Size Map



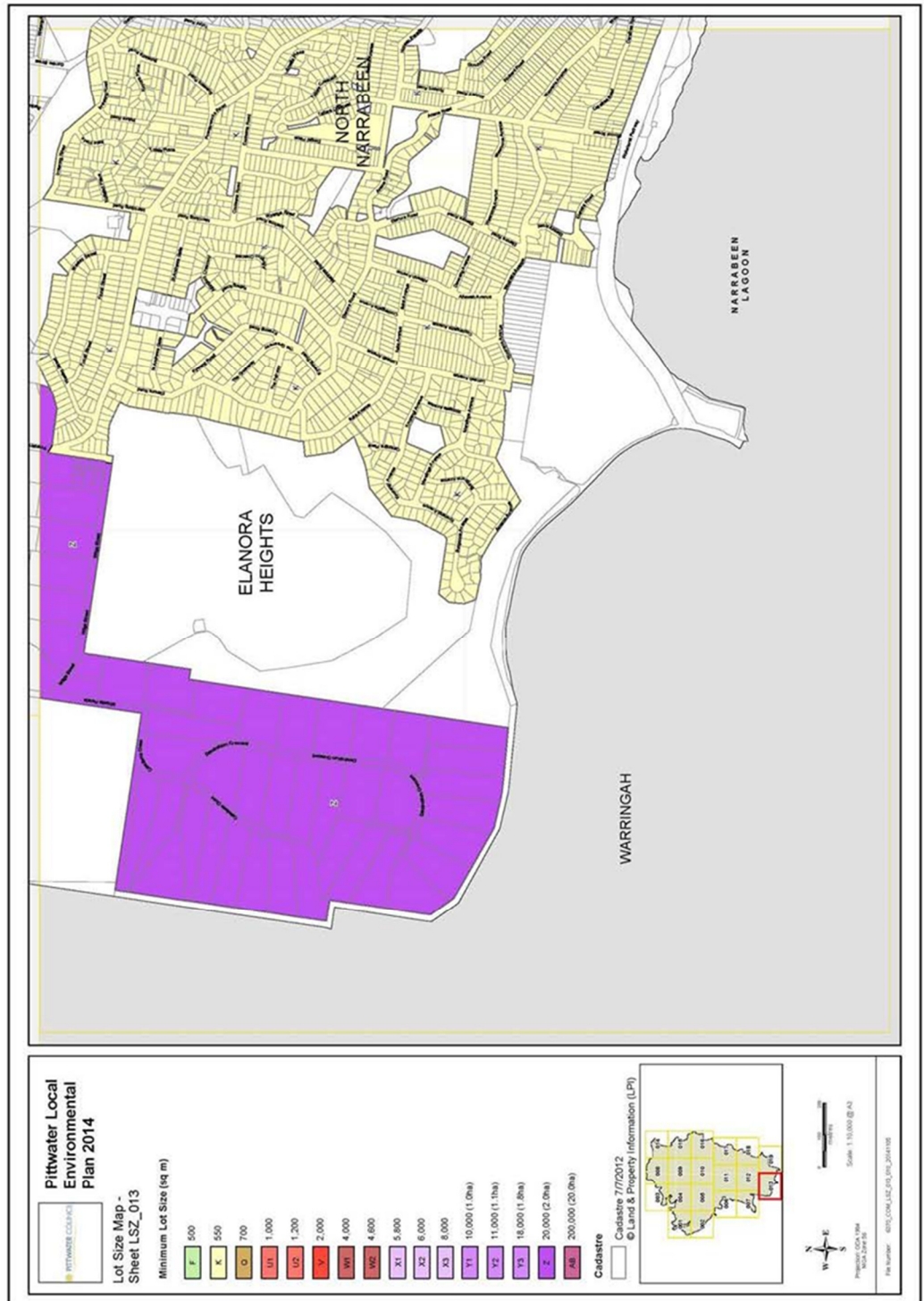


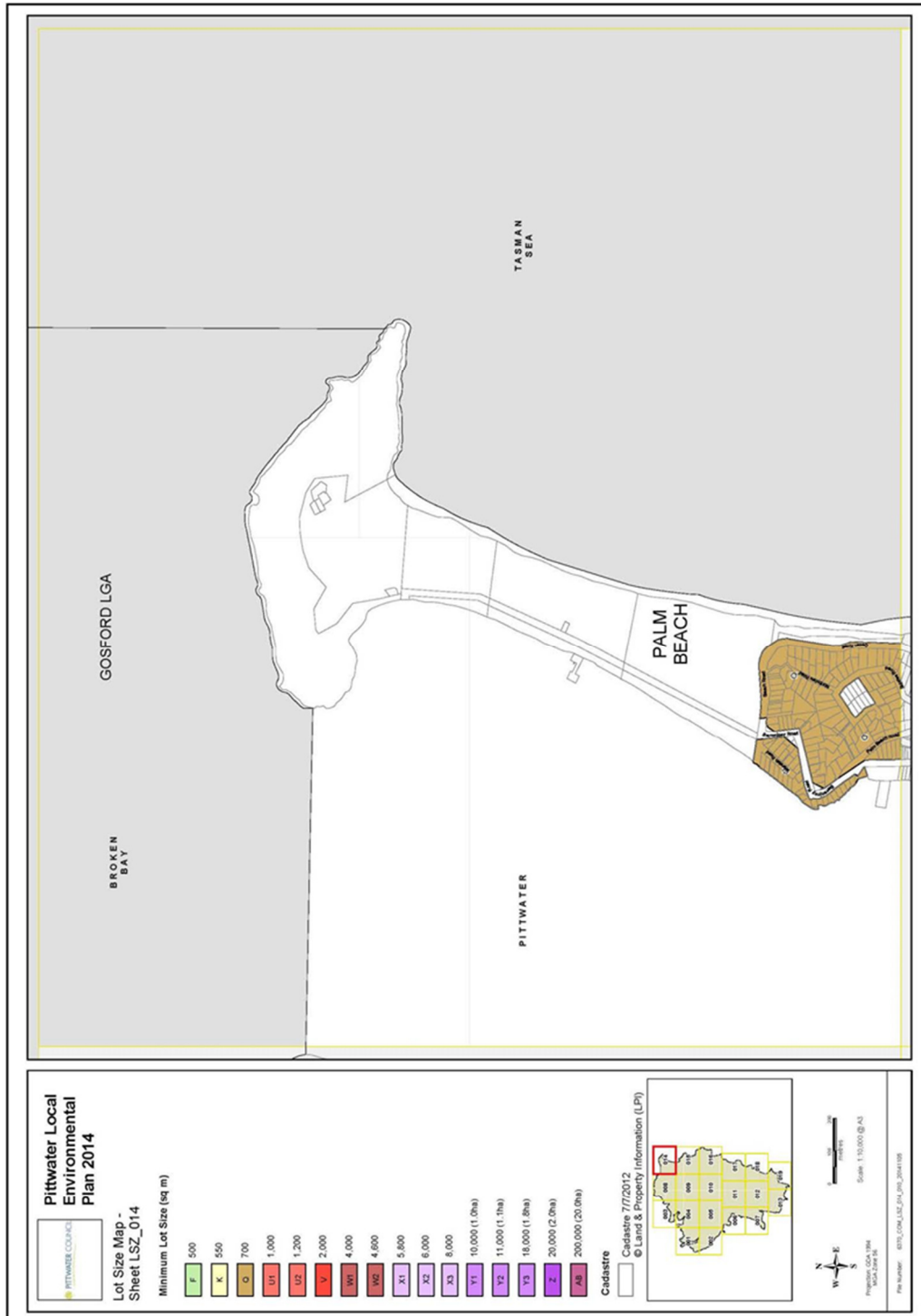


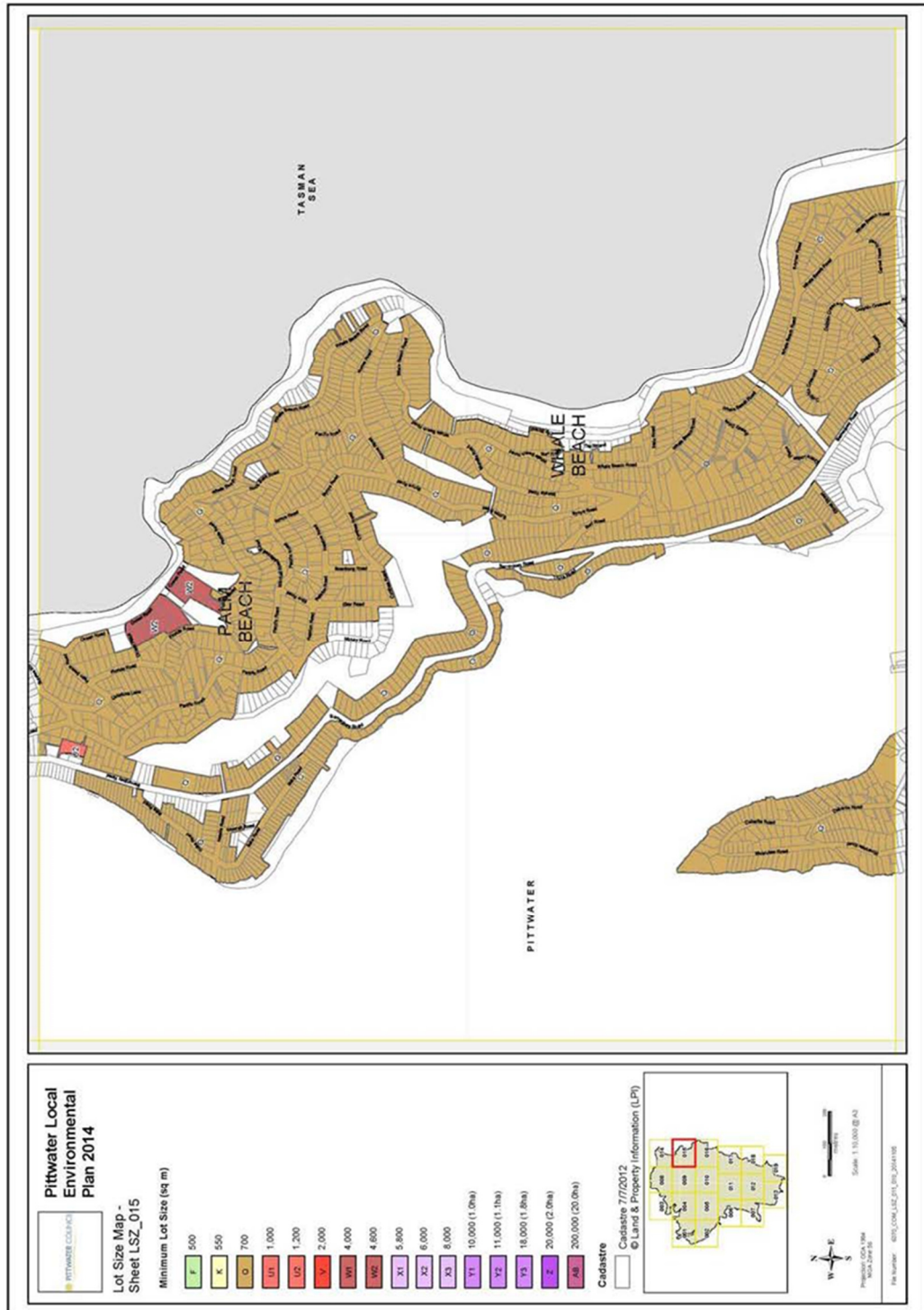


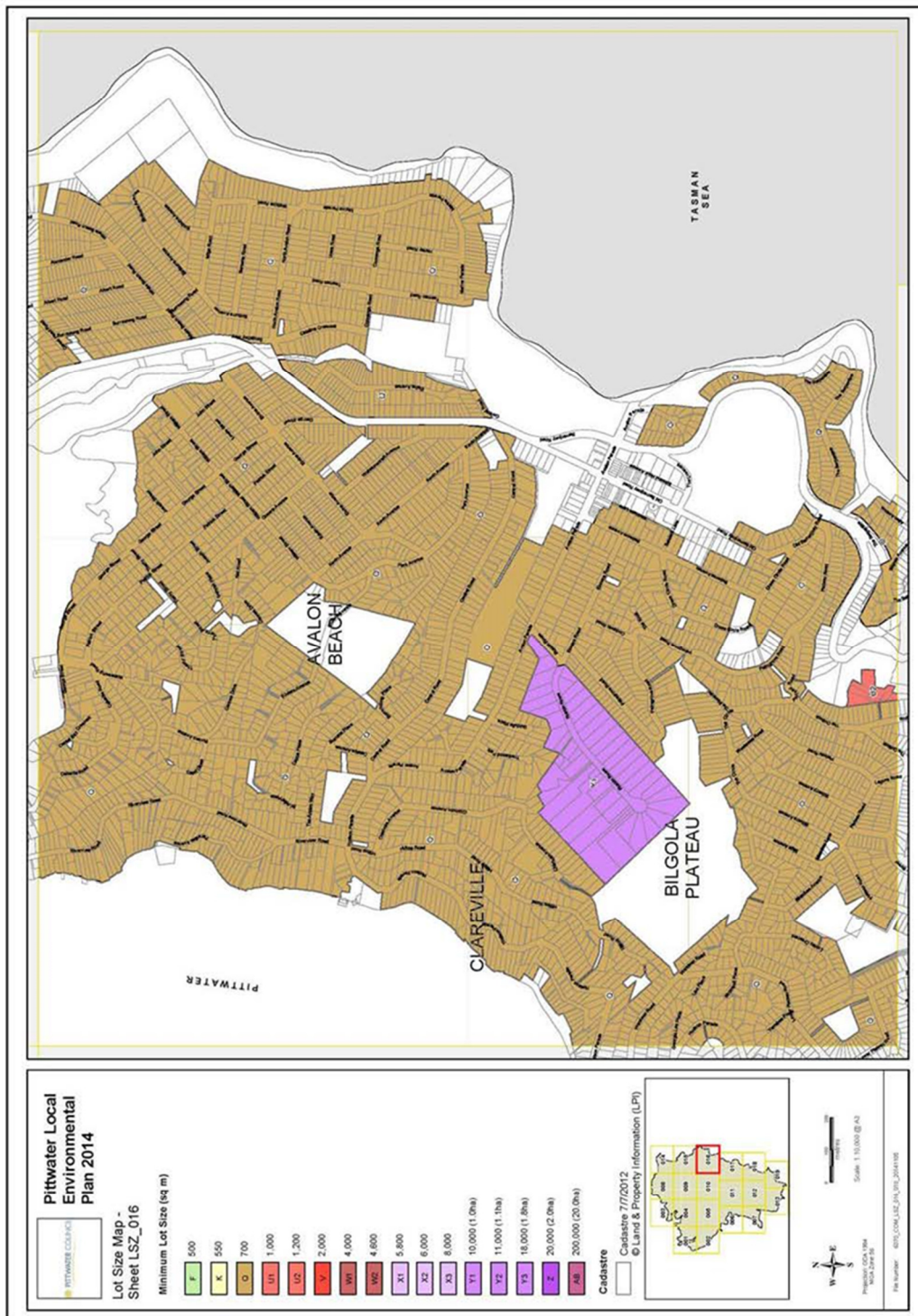




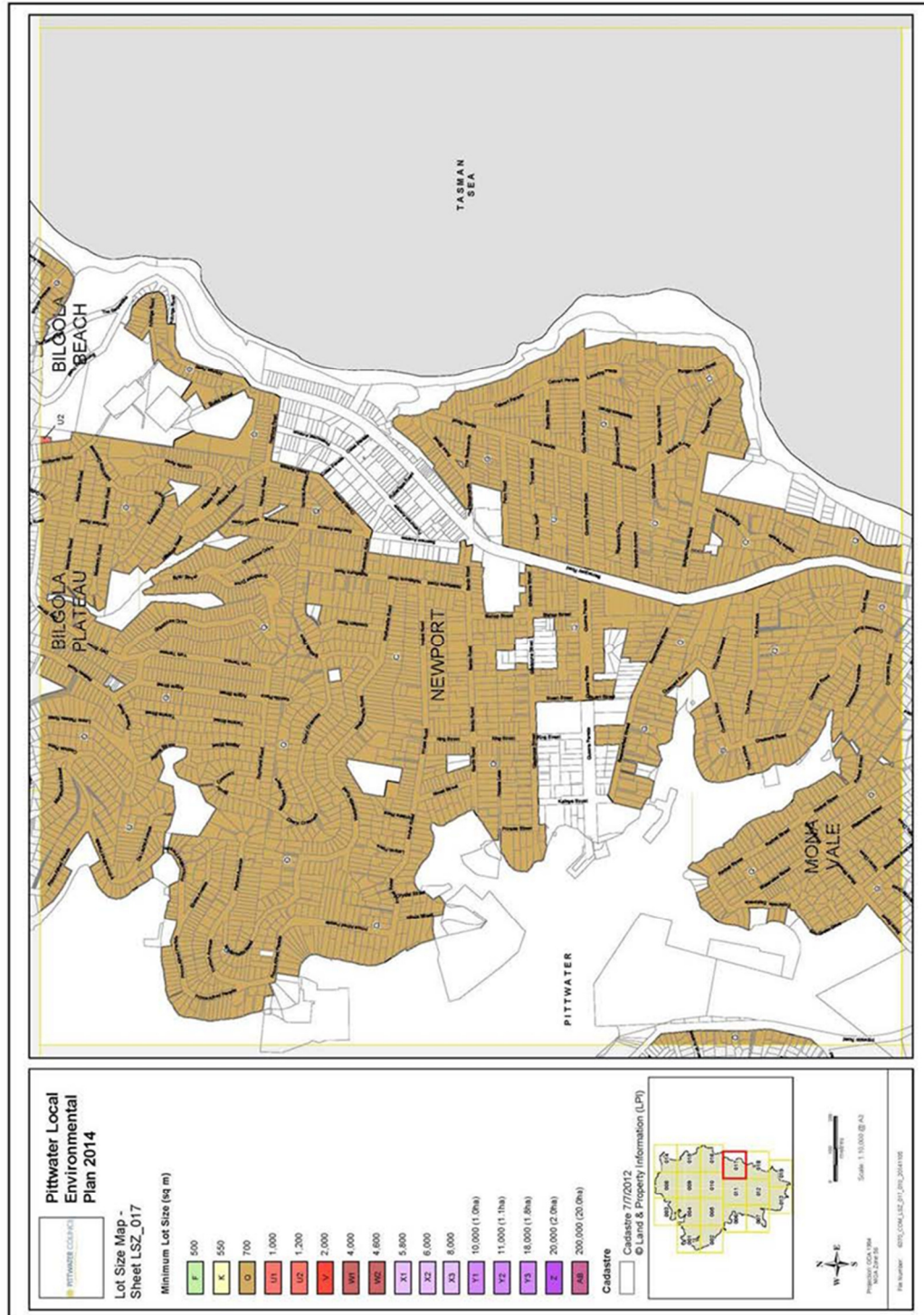




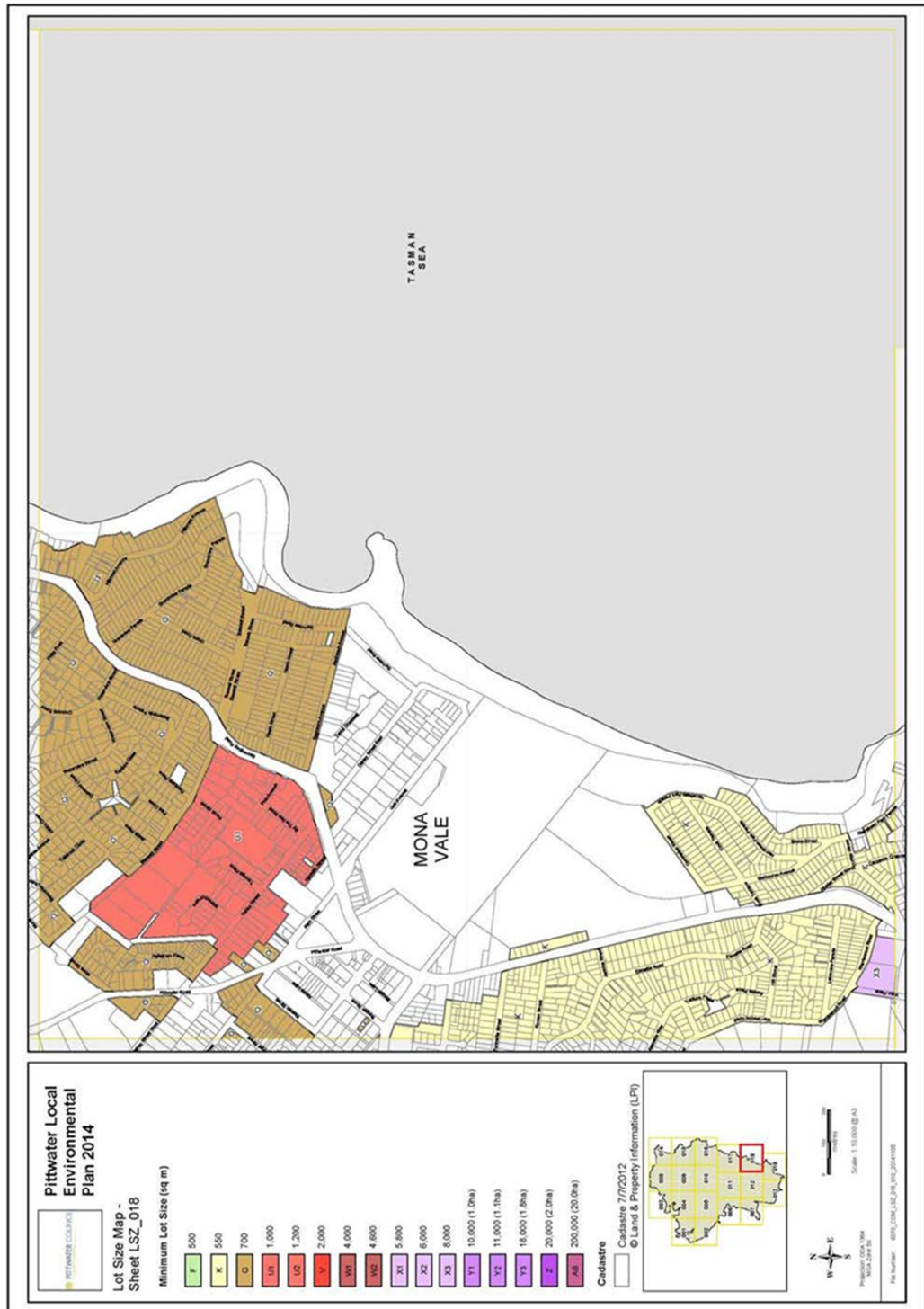


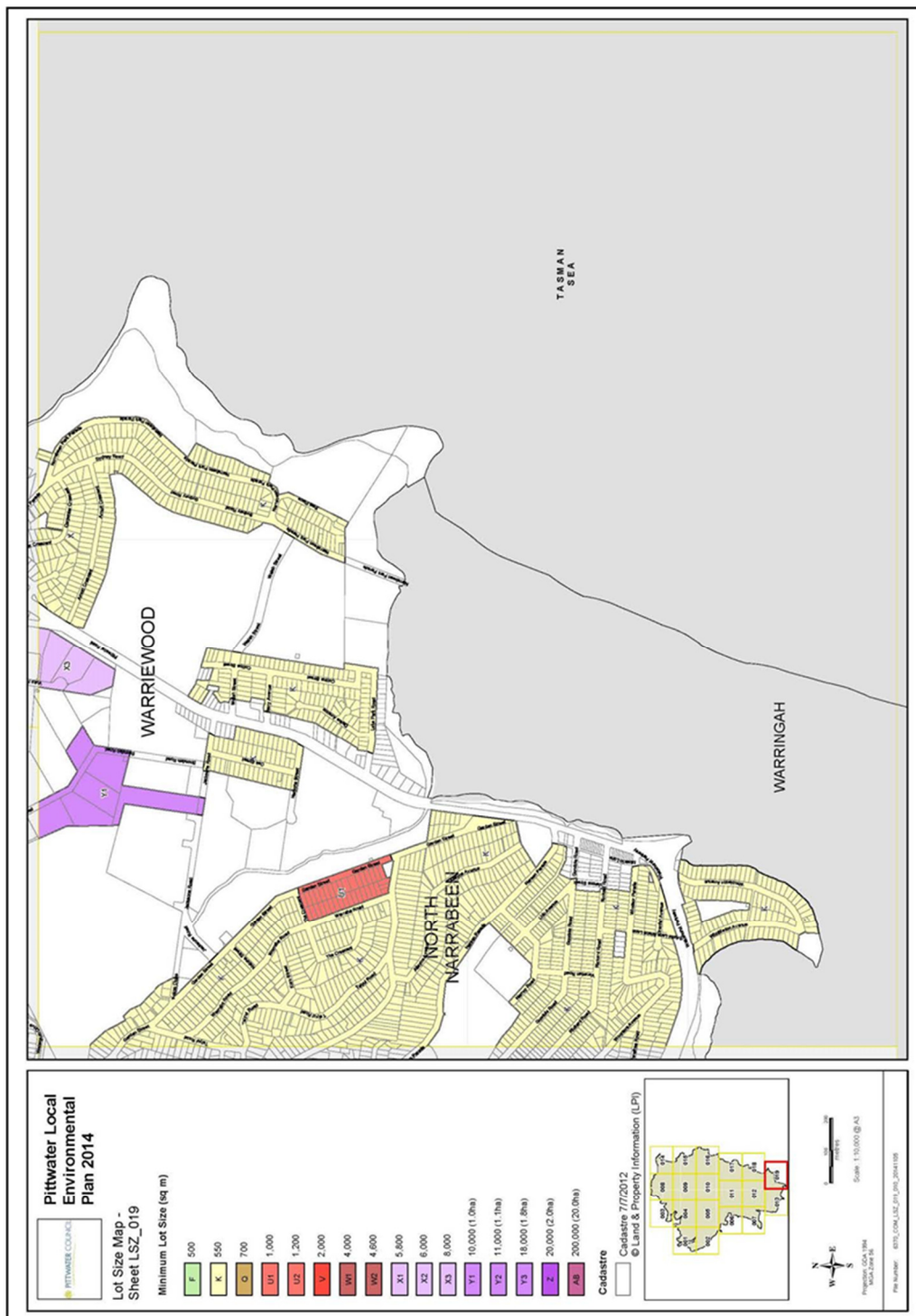














Mr Mark Ferguson  
General Manager  
Pittwater Council  
PO Box 882  
MONA VALE NSW 1660

Our ref: PP\_2014\_PITTW\_002 (14/20079)

Dear Mr Ferguson

**Planning proposal to amend Pittwater Local Environmental Plan 2014**

I am writing in response to Council's letter, dated 20 November 2014, requesting a Gateway determination under section 56 of the *Environmental Planning and Assessment Act 1979* (the Act) in respect of the planning proposal to address a number of omissions identified in relation to the Lot Size Maps.

As delegate of the Minister for Planning, I have now determined the planning proposal should proceed subject to the conditions in the attached Gateway determination.

Plan making powers were delegated to councils by the Minister in October 2012. It is noted that Council has requested to be issued with delegation for this planning proposal. I have considered the nature of Council's planning proposal and have decided to issue an authorisation for Council to exercise delegation to make this plan.

The amending Local Environmental Plan is to be finalised within 6 months of the week following the date of the Gateway determination. Council should aim to commence the exhibition of the planning proposal as soon as possible. Council's request to draft and finalise the Local Environmental Plan should be made directly to Parliamentary Counsel's Office 6 weeks prior to the projected publication date. A copy of the request should be forwarded to the Department of Planning and Environment's regional team for administrative purposes.

The State Government is committed to reducing the time taken to complete Local Environmental Plans by tailoring the steps in the process to the complexity of the proposal, and by providing clear and publicly available justification for each plan at an early stage. In order to meet these commitments, the Minister may take action under section 54(2)(d) of the Act if the time frames outlined in this determination are not met.

Should you have any queries in regard to this matter, I have arranged for Ms Lee McCourt of the Department of Planning and Environment's regional office to assist. Ms McCourt can be contacted on (02) 8575 4129.

Yours sincerely,

  
**Lee Mulvey**  
**Director, Metropolitan Delivery (CBD)**  
**Planning Services**

Encl:  
Gateway Determination  
Written Authorisation to Exercise Delegation  
Attachment 5 – Delegated Plan Making Reporting Template

Department of Planning & Environment  
Bligh House, Level 3, 4-6 Bligh Street Sydney NSW 2000 | GPO Box 39 Sydney NSW 2001 | T 02 9228 6111 | [www.planning.nsw.gov.au](http://www.planning.nsw.gov.au)




### Gateway Determination

**Planning proposal (Department Ref: PP\_2014\_PITTW\_002\_00): to amend the Lot Size Map for a number of properties within the Pittwater Local Government Area.**

I, the Director, Metropolitan Delivery (CBD), at the Department of Planning and Environment, as delegate of the Minister for Planning, have determined under section 56(2) of the *Environmental Planning and Assessment Act 1979* (the Act) that an amendment to the Pittwater Local Environmental Plan 2014 to address a number of omissions identified in relation to the Lot Size Maps should proceed subject to the following conditions:

1. Prior to public exhibition, the planning proposal is to be revised to demonstrate consistency with *A Plan for Growing Sydney*, released on 14 December 2014.
2. Community consultation is required under sections 56(2)(c) and 57 of the Act as follows:
  - (a) the planning proposal must be made publicly available for a minimum of **28 days**; and
  - (b) the relevant planning authority must comply with the notice requirements for public exhibition of planning proposals and the specifications for material that must be made publicly available along with planning proposals as identified in section 5.5.2 of *A Guide to Preparing LEPs* (Department of Planning and Environment 2013).
3. A public hearing is not required to be held into the matter by any person or body under section 56(2)(e) of the Act. This does not discharge Council from any obligation it may otherwise have to conduct a public hearing (for example, in response to a submission or if reclassifying land).
4. The timeframe for completing the Local Environmental Plan is to be **6 months** from the week following the date of the Gateway determination.

Dated 19<sup>th</sup> day of December 2014.

  
**Lee Mulvey**  
Director, Metropolitan Delivery (CBD)  
Planning Services

**Delegate of the Minister for Planning**





### WRITTEN AUTHORISATION TO EXERCISE DELEGATION

Pittwater Council is authorised to exercise the functions of the Minister for Planning under section 59 of the *Environmental Planning and Assessment Act 1979* that are delegated to it by instrument of delegation dated 14 October 2012, in relation to the following planning proposal:

Number	Name
PP_2014_PITTW_002_00	Planning proposal to amend the Lot Size Maps for a number of properties within the Pittwater Local Government Area.

In exercising the Minister's functions under section 59, the Council must comply with the Department of Planning and Environment's "*A guide to preparing local environmental plans*" and "*A guide to preparing planning proposals*".

Dated 19th December 2014

Lee Mulvey  
Director, Metropolitan Delivery (CBD)  
Planning Services

**Attachment 5 – Delegated plan making reporting template**  
**Reporting template for delegated Local Environmental Plan amendments**

**Notes:**

- Planning proposal number will be provided by the Department of Planning and Environment following receipt of the planning proposal
- The Department of Planning and Environment will fill in the details of Tables 1 and 3
- The Relevant Planning Authority is to fill in details for Table 2
- If the planning proposal is exhibited more than once, the Relevant Planning Authority should add additional rows to **Table 2** to include this information
- The Relevant Planning Authority must notify the relevant contact officer in the regional office in writing of the dates as they occur to ensure the publicly accessible Plan Making Tracking System is kept up to date
- A copy of this completed report must be provided to the Department of Planning and Environment with the Relevant Planning Authority's request to have the Local Environmental Plan (the Plan) notified

**Table 1 – To be completed by Department of Planning and Environment**

Stage	Date/Details
Planning Proposal Number	PP_2014_PITTW_002_00
Date Sent to Department under s56	1 December 2014
Date considered at LEP Review Panel (if applicable)	
Gateway determination date	19 December 2014

**Table 2 – To be completed by the RPA**

Stage	Date/Details	Notified Reg Off
Dates draft Plan exhibited		
Date of public hearing (if held)		
Date sent to PCO seeking Opinion		
Date Opinion received		
Date Council Resolved to Adopt Plan		
Date Plan made by GM (or other) under delegation		
Date sent to the Department requesting notification		

**Table 3 – To be completed by Department of Planning and Environment**

Stage	Date/Details
Notification Date and details	

**Additional relevant information:**



Transport  
Roads & Maritime  
Services

5 March 2015

Roads and Maritime Reference: SYD15/00240  
Council Reference: PP0002/14

Manager – Planning and Assessment  
Pittwater Council  
PO Box 882  
Mona Vale NSW 1660

Attention: **Andrew Pigott**

Dear Mr Pigott

**PROPOSED AMENDMENTS TO THE LOT SIZE MAP IN THE PITTWATER LOCAL ENVIRONMENTAL PLAN (LEP) 2014 (PLANNING PROPOSAL PP0002/14)**

I refer to your letter of 27 January 2015 inviting Roads and Maritime Services (Roads and Maritime) to comment on the proposed new Lot Size Map within the amended Local Environmental Plan. Roads and Maritime appreciates the opportunity to comment on the planning proposal.

Roads and Maritime has reviewed the new Lot Size Map and raises no objection.

For more information please contact James Hall – Senior Transport Planner on Ph 8849-2047 or by email [James.Hall@rms.nsw.gov.au](mailto:James.Hall@rms.nsw.gov.au).

Yours sincerely

A handwritten signature in black ink, appearing to read 'Greg Flynn'.

Greg Flynn  
**Manager, Strategic Land Use  
Network and Safety**

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**Roads and Maritime Services**

27-31 Argyle Street, Parramatta NSW 2150 | PO Box 973 Parramatta NSW 2150 | [www.rms.nsw.gov.au](http://www.rms.nsw.gov.au) | 131 782

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planning consultants

2 March 2015  
Our Ref: 8535A.10DW

The General Manager  
Pittwater Council  
PO Box 882  
Mona Vale NSW 1660

Attention: Kelly Wilkinson

Dear Kelly,

**RE: PLANNING PROPOSAL PP0001/14 – SUBMISSION  
2 FERN CREEK ROAD, WARRIEWOOD**

### 1.0 Introduction

DFP has been commissioned by ABAX Contracting Pty Limited, a land owner in the Warriewood Valley, to prepare a submission to the publicly exhibited Planning Proposal PP0001/14. ABAX Contracting supports the proposed Planning Proposal to correct a drafting error on the Lot Size Map of Pittwater LEP 2014 that applied a minimum lot size to the parts of the Warriewood Valley Release Area.

Notwithstanding this, we would like to formally bring to Council's attention another drafting error contained in Pittwater LEP 2014 relating to Clause 4.6(6) that inadvertently inhibits the subdivision and development of our client's property at 2 Fern Creek Road, Warriewood as intended by Pittwater LEP 2014 on account of the split zoning of the site.

### 2.0 2 Fern Creek Road, Warriewood

The site is known as 2 Fern Creek Road, Warriewood and is 1.323 hectares in area and is located on the western side of Fern Creek Road, Warriewood. The site has a split zoning under Pittwater LEP 2014 with the majority of the site located within Zone R3 Medium Density Residential which does not have a minimum site area standard and the remainder of the site along the western boundary located within Zone RU2 Rural Landscapes that has a minimum subdivision lot area requirement of 1 hectare (Figure 1). The RU2 zoned portion of the site is 5,162m<sup>2</sup> in area.

### 3.0 Zoning Anomaly – Clause 4.6(6)

The RU2 zoning that affects a small part of the western portion of the site is an arbitrary line which appears to have been based on topography and/or vegetation which was applied by Council and the NSW State Government in delineating the Warriewood Valley Urban Land Release Area in the 1980's and thus resulted in a split zonings which has unnecessarily created complexity and uncertainty in the urban release rezoning and the subsequent residential subdivision and development of the Warriewood Valley. In this instance, the Zone RU2 boundary follows an arbitrary line that generally follows the steeper topography of land adjacent to the western boundary of the site.

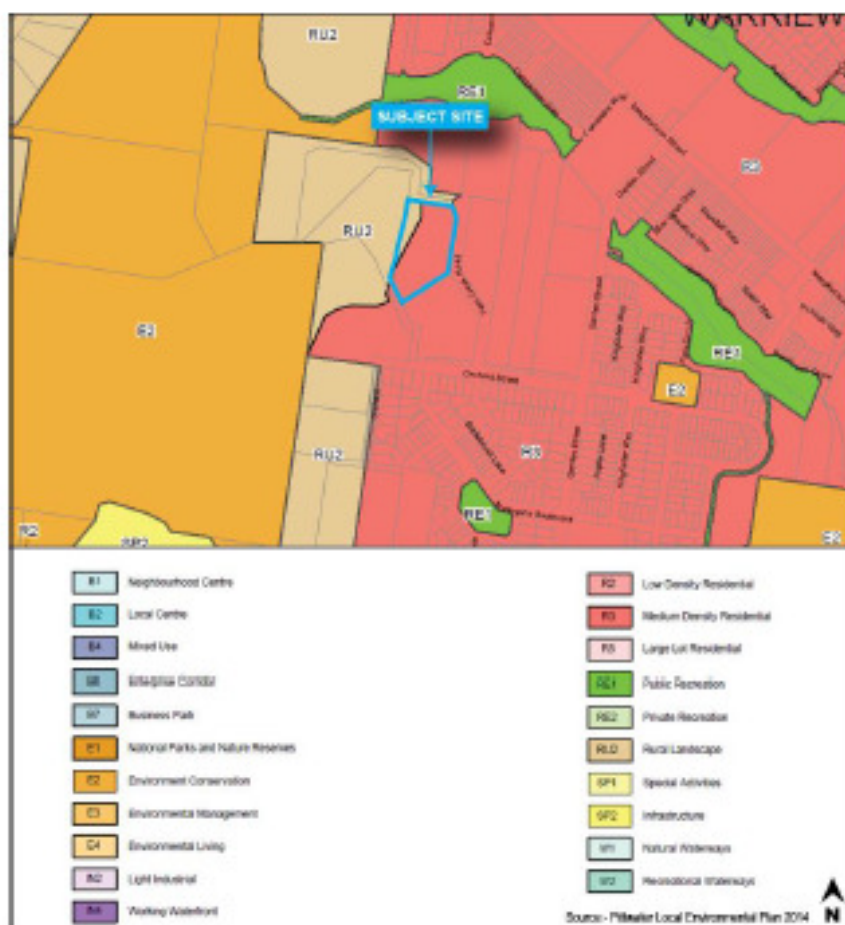
11 Dartford Road  
Thornleigh NSW 2120

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Pennant Hills NSW 1715

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DFP Planning Pty Limited  
ACN 002 263 988  
[www.dfpplanning.com.au](http://www.dfpplanning.com.au)





Clause 4.6 of Pittwater LEP 2014 does not permit Council to grant consent to the proposed variation to minimum allotment size of land in Zone RU2. Specifically Clause 4.6(6) states the following:

- (6) *Development consent must not be granted under this clause for a subdivision of land in Zone RU1 Primary Production, Zone RU2 Rural Landscape (emphasis added), Zone RU3 Forestry, Zone RU4 Primary Production Small Lots, Zone RU6 Transition, Zone R5 Large Lot Residential, Zone E2 Environmental Conservation, Zone E3 Environmental Management or Zone E4 Environmental Living if:*
- (a) *the subdivision will result in 2 or more lots of less than the minimum area specified for such lots by a development standard, or*
  - (b) *the subdivision will result in at least one lot that is less than 90% of the minimum area specified for such a lot by a development standard.*

The RU2 zoned part of the site is significantly smaller in land area than 9,000m<sup>2</sup> (90% of 1 hectare) and as such any hypothetical subdivision of the site would create an undersized RU2 zoned lot (or part lot) that Council could not legally grant consent to pursuant to Clause 4.6(6)(b) of Pittwater LEP 2014.

Hence, there is an anomaly in Pittwater LEP 2014 on account of the split zoning of the site as part R3 and part RU2 as it would be impermissible for Council to grant consent to any proposed subdivision of the site for residential development as intended under the Sector 901B density provisions of Clause 6.1 of Pittwater LEP 2014. This arises from Clause 4.6(6)(a) & (b) of Pittwater LEP 2014 prohibiting the creation of 2 or more lots of RU2 zoned land that are undersized or a single lot of RU2 zoned land that is less than 9,000m<sup>2</sup> - which would be the case for the subject site. Accordingly, this anomaly under Pittwater LEP 2014 reinforces the opinion that the split zoning of the site is inappropriate, and other measures should have been applied to the site instead of a split zoning arrangement in order to protect any identified ecological attributes of the rear portion of the site.

#### 4.0 Recommendation

On account of the split zoning of the site making it impermissible for Council to grant consent to any form of subdivision of the site as intended under Pittwater LEP 2014, it is the opinion of DFP Planning that a Planning Proposal must be prepared by Council to correct the zoning anomaly. It is therefore recommended that a Planning Proposal be prepared and publicly exhibited that amends the zoning map of Pittwater LEP 2014 by removing the split zoning on the site (and other similarly affected sites in Warriewood Valley) and apply a R3 zoning to the entire site. This could also necessitate the adjustment of the boundary for the Warriewood Valley Urban Release Area to align with the western boundary of the site.

As part of this process an environmental investigation is recommended to be undertaken to determine what (if any) environmental and/or geo-technical constraints apply to the currently RU2 zoned part of the site. Should the findings of the environmental investigation identify constraints on the land then it is suggested that these areas be identified on the Biodiversity Map and/or Geotechnical Hazard Map pursuant to Clause 7.6 and Clause 7.7 respectively of Pittwater LEP 2014.

The approach suggested above would permit the future subdivision and residential development of the site as intended by Pittwater LEP 2014, whilst also identifying any environmentally constrained land that should not be developed for residential purposes.

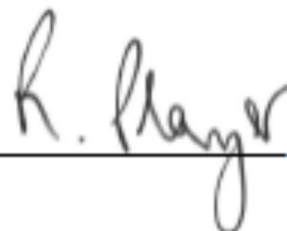
We trust the matters raised above will be carefully considered by Council. Should you have any queries or wish to discuss please contact either Rob Player of Daniel West on 9980 6933.

Yours faithfully  
DFP PLANNING PTY LTD



DANIEL WEST  
PRINCIPAL PLANNER  
dwest@dfpplanning.com.au

Reviewed: \_\_\_\_\_



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## **C12.3 Future Waste Services Collection Service Contract**

**Meeting:** Sustainable Towns and Villages Committee      **Date:** 16 March 2015

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**COMMUNITY STRATEGIC PLAN STRATEGY:**      **Land Use & Development**  
Community Education & Learning Strategy

**COMMUNITY STRATEGIC PLAN OBJECTIVE:**

- To effectively respond to state and regional planning initiatives
- To promote sustainability initiatives in land use development
- To reduce waste to landfill in Pittwater and maximise recovery and use of recycled materials
- To reduce litter and illegal dumping and promote sustainable waste management practices
- To actively participate in the development of new technology in waste management

**DELIVERY PROGRAM ACTION:**

Participate in and promote the SHOROC waste initiatives

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### **1.0 EXECUTIVE SUMMARY**

#### **1.1 SUMMARY**

Council's current waste service collection contract with United Resource Management (URM) is due to expire on 31 January 2017. This report provides the necessary background information pertaining to the tendering process and preparatory works required for Council to assess and select a new tender proposal to allow a new waste and recycling collection service contract to commence on 1 February 2017.

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### **2.0 RECOMMENDATION**

**That the General Manager:**

- A. Initiate the necessary preparatory works for the tendering and contract process to be conducted with the assistance of a waste contract consultant.**
- B. Develop waste collection contract service specifications that integrate with the:
  - a. SHOROC Too Good To Waste Regional Resource Recovery Strategy, and**
  - b. proposed Kimbriki Environmental Enterprises Pty Ltd processing facilities at Kimbriki Resource Recovery Centre, Kimbriki Road, and Terrey Hills.****
- C. Conduct a tender process for the provision of waste and recycling collection services to mainland and offshore domestic households plus public places within the Pittwater local government area for a contract term of seven years plus an additional two year extension.**

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### **3.0 BACKGROUND**

#### **3.1 PURPOSE**

To consider issues regarding the future adoption of an efficient, economic and innovative domestic and public place waste service collection contract.

#### **3.2 BACKGROUND**

##### ***3.2.1 Current Collection Contract***

Council's current waste collection contract services are currently performed by United Resource Management (URM). The contract covers the collection of all domestic waste streams including general waste, paper recycling, container recycling and general clean up waste for both Mainland and Offshore communities. Garden organic collection services are provided to Mainland and Scotland Island households. The contract also covers the collection of general waste and container recycling from public place bins within the mainland areas of Pittwater.

The contract commenced on 6 February 2006 and a number of extensions have been activated with the last extension being granted at a Council meeting on 16 September 2013. At that time it was decided to align the expiration of the contract so that a SHOROC regional common collection system could be designed to complement the Alternative Waste Technology (AWT) and Material Recovery Facility (MRF) proposal which is under development at Kimbriki Resource Recovery Facility in Terrey Hills. Pittwater's waste service contract is now due to expire on 31 January 2017.

##### ***3.2.2 The SHOROC Council's Regional Common Waste Collection Contract***

All SHOROC Councils have agreed with Kimbriki Environmental Enterprises (KEE), the operator of the Kimbriki facility, that all waste streams generated within the local government area and collected by the domestic waste collection service will be delivered to the Kimbriki site so as to enable a consistent supply of waste material. The waste streams include general waste, paper recycling, container recycling, general clean up waste and garden organics. This also incorporates a proposal to combine food wastes into the garden organics bin however this will only be possible when Kimbriki obtain the appropriate licence from the NSW EPA and the facility is operational.

The most recent advice from KEE places the expected commencement date of the Kimbriki facility as after 1 August 2017, which will mean a minimum of six (6) months between the expiration of Pittwater Council's current waste collection contract and the expected operation date of the AWT and MRF at Kimbriki. Council's new contract will therefore need to be flexible and able to accommodate the known changes to collection conditions.

In November 2014, Warringah Council effectively withdrew from the common waste collection tender under the SHOROC banner and decided to independently tender for its own domestic waste collection services. However, Warringah Council remains committed to a regional common waste collection specification, pending the successful commencement of the AWT and MRF at Kimbriki.

Pittwater Council is also now at a point in time where a formal decision is required to be made regarding the potential to participate in a collection contract for the SHOROC region. Manly Council have identified no intention to participate in a regional collection contract and it is considered that a joint contract between Pittwater and Mosman Councils would provide no economic or other beneficial saving to Pittwater due to geographical and other service differences (i.e. offshore areas).

These circumstances mean that tendering for a common collection contract for the SHOROC region is no longer tenable and Pittwater should now tender for independent domestic waste collection services to be performed within the Pittwater local government area.

### **3.2.3 SHOROC Common Waste Collection System Specifications**

The SHOROC Common Waste Service Collection System Specifications (the Specifications) were endorsed by Pittwater at a meeting of Council on 17 October 2011 and later incorporated into the SHOROC *Too Good To Waste* Regional Resource Recovery Strategy.

The Specifications ask all SHOROC Councils to introduce and maintain an agreed number of waste collection specifications so as to standardise the collection process and make the operation of the AWT and MRF at Kimbriki both financially and economically viable. The Specifications would only be activated within the contract for Pittwater after the AWT and MRF have been built and become operative at Kimbriki.

As adopted, the Specifications will implement the following changes to the current waste collection system:

- Combined food and garden organics weekly collection in 80, 120/140 or 240 Litre Mobile Garbage Bins (MGBs);
- Kitchen bench top tidy bins and bio-degradable/compostable liner bags for all households;
- Combined paper and container recyclable fortnightly collection in 120/140, 240 or 360 Litre MGBs, and;
- Compliant MGBs under the EPA's Mobile Garbage Bin colouration guideline.

To address the obligation to SHOROC and the requirements of the AWT plant at Kimbriki, Pittwater must incorporate the elements of the common collection system specification when developing the tender documents for the new domestic waste collection service contract. Collected waste must be presented in the manner required by the plant to ensure cost effective operation and to avoid additional charges that are likely to form part of the agreed operating process for the facility.

### **3.2.4 Waste and Resource Recovery Strategy 2014-2021 Targets**

In 2014, the NSW Environment Protection Authority (EPA) renewed its Waste and Resource Recovery Strategy 2014-2021 (WARR Strategy). The Strategy sets an ambitious 75% diversion rate from landfill by local Councils by 2022.

Council's current diversion rate is approximately 50%, accounting waste streams collected from both mainland and offshore communities. In order to meet the EPA's 75% diversion target, significant changes to the composition of the waste streams will need to be implemented in an effort to meet the EPA targets. By adopting the common Specifications within the new waste collection service contract Council will be maximising the potential for waste diversion from within the local government area.



### 3.3 POLICY IMPLICATIONS

Change to the current recycling and waste collection streaming.

### 3.4 RELATED LEGISLATION

Council is required to publicly tender for the provision of domestic waste collection services as the Local Government Act 1993 (the Act) Section 55 tendering requirements states (in part):

*A Council must invite Tenders before entering into any of the following contracts;  
(c) a contract to perform a service or to provide facilities that, by or under any Act, is directed or authorised to be performed or provided by the Council.*

#### 3.4.1 The Tender Process

The tender process is intended to commence with the following preparatory works being conducted by Council staff:

- Engagement of consultant(s) specialised in large waste collection contract tender preparation or similar expertise;
- Engagement of a probity advisor who is appropriately trained in the probity issues surrounding the public tendering process;
- Engagement of legal review by Council's legal counsel.

A waste composition study will be undertaken to facilitate the preparation of the tender documents and allow Council to provide factual data on current waste stream compositions. A full composition study has been scheduled to take place during May and June 2015. The waste streams to be covered in the study include domestic general waste, paper recyclables, container recyclables and garden organics.

A bin reconciliation program will also be undertaken to assist with the standardisation of bin types used for each specific service (e.g. yellow lids for container recycling, blue lids for paper recycling and lime green lids for garden organics recycling). This will also assist in reducing the presentation rate of non-compliant bins such as those not issued by Council.

Consideration will also be given to separating the mainland and offshore collection contracts to determine if additional tenderers may be encouraged to submit proposals for the offshore (Scotland Island and Western Foreshore) waste collection contract with an aim to achieve performance management and cost transparency improvements.

#### 3.4.2 Tender Stages

It is proposed that the tender process be conducted in four stages:. Councillors will be updated and briefed throughout the process

- **Stage 1: Preparatory Stage**  
The endorsement of this report will initiate the commencement of this stage. Council staff will activate the preparation of the consultants to be engaged to assist with the tender/contract documents and waste composition studies.
- **Stage 2: Consultant and Procurement Stage**  
Consultants engaged to work with Council staff. Council's Tender/Procurement officers would also be engaged to facilitate this process.
- **Stage 3: Public Tender Stage**  
Once the tender document and contract terms are completed, the tender will be submitted through *tenderlink* process and ready for public tender.

- **Stage 4: Tender Panel Evaluation Stage**

All tender submissions will be assessed by a Tender Evaluation Panel. A report will then be presented to Council to review the Tender Panel Evaluation Reports and consider a successful tenderer.

### **3.5 FINANCIAL ISSUES**

Costs to be incurred through the tendering process will primarily be funded through the existing domestic waste budget. However, the cost of conducting the waste composition study and bin reconciliation programs may be funded via the grants received from the NSW Environmental Trust *Garden Organics Collection Improvement Program* and the NSW EPA *Better Waste and Recycling Fund*.

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## **4.0 SUSTAINABILITY ASSESSMENT**

### **4.1 GOVERNANCE & RISK**

#### **4.1.1 Community Engagement**

Community education will be conducted throughout the process to ensure the level of awareness about the service and the continuing development of integrated waste services in Pittwater is maximised.

#### **4.1.2 Risk Management**

Risks associated with the preparatory work for the tender process will be managed internally by Council staff. A risk management plan will be developed in order to appropriately identify, reduce, eliminate and manage risks associated with a project of this scale. A probity advisor will be engaged .

### **4.2 ENVIRONMENT**

#### **4.2.1 Environmental Impact**

An effective and convenient waste service reduces the incidence of dumping and assists in the protection of the environment. Environmental impacts affecting the delivery and pressures on services such as changes in weather patterns, sea level rises/falls, and vegetation growth may cause changes in service specification for some areas within the local community, especially offshore locations. Identified environmental impacts will be discussed with Tender Consultant and incorporated within the collection service tender to mitigate any potential impacts on Council's operational service delivery. Integration of the tender with the outcomes of the Kimbriki waste management proposals will deliver the most sustainable outcome for Pittwater and the Region.

### **4.3 SOCIAL**

#### **4.3.1 Address Community Need & Aspirations**

The provision of domestic waste services has a long lasting effect on local communities. Changing community needs and aspirations means Council's domestic waste service contract will need to address these changing expectations over time. The preparatory works involved in the contract tender will address these issues to allow robust and flexible contract terms permitting future growth.

#### **4.3.2 Strengthening local community**

The provision of domestic waste services will need to meet the demand of a community that is going through rapid changes and continuing growth. The new domestic waste service contract will be an integral part of Council's operations and is considered to be an important part of the interaction with Council.

#### 4.4 **ECONOMIC**

##### 4.4.1 **Economic Benefit**

The engagement of a Tender Consultant, robust preparatory work and development of an effective tender process will provide the opportunity for economic benefit from competitive pricing of services and management of the tender process.

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