

## Memo

Governance

**To:** Mr Dick Persson  
Administrator

**From:** Mark Ferguson  
General Manager

**Date:** 12 September 2016

**Subject:** Late Report

**Record Number** 2016/305913

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Dear Mr Persson

In accordance with Clause 6.6 (3) of Council's current Code of Meeting Practice, I am submitting a late report to the Council Meeting of 13 September 2016, entitled "*Suspension of an Alcohol Free Zone within the Manly CBD from 1 to 3 October 2016.*"

Clause 6.6 (3) states:

*Despite Subclause (1) above, business may be transacted at a meeting of Council when due notice of the business has not been given to Councillors. However, this can only happen if:*

- a) *A motion is passed to have the business transacted at the meeting; and*
- b) *The business proposed to be brought forward is ruled by the chairperson to be of great urgency.*

*Such a motion can be moved without notice*

This report is urgent due to the timing required to enact the recommendation.

Therefore I request that you move the below procedural motion to transact this item at the Council Meeting.

*That as a matter of urgency, Council considers the staff report "Suspension of an Alcohol Free Zone within the Manly CBD from 1 to 3 October 2016", at this meeting.*

This report will then become Item 9.4 on the agenda.

  
Mark Ferguson  
General Manager

<b>ITEM 0</b>	<b>THE SUSPENSION OF AN ALCOHOL FREE ZONE WITHIN THE MANLY CBD FROM 1 TO 3 OCTOBER 2016</b>
<b>REPORTING MANAGER</b>	<b>EXECUTIVE MANAGER PLACE MANAGEMENT</b>
<b>TRIM FILE REF</b>	<b>2016/305768</b>
<b>ATTACHMENTS</b>	<b>NIL</b>

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**REPORT**

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**PURPOSE**

To suspend an Alcohol Free Zone within the Manly CBD from 1 to 3 October 2016 during Manly Jazz to allow a licensed 'wine garden' on The Corso.

**BACKGROUND**

Manly Jazz, now in its 39<sup>th</sup> year, will be presented in the Manly CBD with free outdoor stages positioned at the Manly beachfront, along The Corso and in Sydney Road. A road closure along North/South Steyne from Raglan Street to Wentworth Street will be in place.

The pop-up 'wine garden' at Manly Jazz was first trialled in 2014 with great success. The wine garden was again successfully run in 2015 by a local business. The 'wine garden' will occupy a space approximately 14m x 40m on Manly Corso near the intersection with Sydney Road pedestrian area.

The 'wine garden' is proposed to sell wine, boutique beer, cider and non-alcoholic products. It would operate under a liquor licence from 11.00 a.m. to 8.00 p.m. daily through the festival.

The location of the 'wine garden' on The Corso is situated within the current Alcohol Free Zone and as such, people who consume alcohol in this area would be committing an offence.

Under the provisions of section 645(1) of the Local Government Act 1993, Council "may, at the request of any person or body or of its own motion, suspend the operation of an alcohol-free zone by publishing notice of the suspension in a newspaper circulating in the area as a whole or in a part of the area that includes the zone concerned".

Council has worked and continues to work closely and successfully with Northern Beaches Police to ensure the safe operation of the area during these events. The suspension of the zone in the past has not posed any problems for Police or Council.

**FINANCIAL IMPACT**

Nil

**ENVIRONMENTAL IMPACT**

Nil

**SOCIAL IMPACT**

Nil

**RECOMMENDATION OF ACTING DEPUTY GENERAL MANAGER PLANNING &  
COMMUNITY**

That Council:

- A. Suspend The Corso Alcohol Free Zone for the long weekend of Saturday 1, Sunday 2 and Monday 3 October 2016 between the hours of 11:00 a.m. and 8.00 p.m.
  - B. In accordance with s645(i) of the Local Government Act, 1993, provide appropriate notice through a local newspaper of the suspension of the Alcohol Free Zone.
  - C. Staff continue to liaise with Manly Police in relation to safe management of the area during the suspension of the zone for Manly Jazz 2016.
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