



Ordinary Meeting of Council

AGENDA

24 January 2018

Commencing at

**Council Chambers
10 Majara Street, Bungendore**

On-site Inspections - Nil

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18 COUNCILLORS' QUESTIONS FOR NEXT MEETING

Nil

19 NOTICE OF INTENTION TO DEAL WITH MATTERS IN CLOSED SESSION 108

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Nil

LIST OF ATTACHMENTS –

(Copies available from CEO/General Manager's Office on request)

Open Attachments

- Item 12.2 Modification Application MOD.2017.060 - 62 Ellendon Street, Bungendore - Modification
Attachment 1 MOD.2017.060 - 62 Ellendon Street, Bungendore - Section 79C Table - Matters For Consideration (Under Separate Cover)
- Item 12.3 Investment Report - November 2017
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- Item 12.4 Investment Report - December 2017
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- Item 12.5 Road Naming Proposal - Nightjar Road - Road 1009 - Jerrabattgulla
Attachment 1 NSW Addressing User Manual extract (Under Separate Cover)
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- Item 12.6 Road Naming Proposal - Percheron Road - Road 1025 - Durran Durra
Attachment 1 Road 1025 - Extent Map for Resident Mail out - 28 June 2017 (Under Separate Cover)
Attachment 2 Percheron Road - Road 1025 - Initial Submissions (Under Separate Cover)
Attachment 3 Percheron Road - Road 1025 - Submissions Received Prior to Previous Council Meeting (Under Separate Cover)
- Item 12.7 Road Naming Proposal - Maslin Place - New Subdivision - Bungendore
Attachment 1 Street Naming Proposal Bungendore - Maslin - Site Plan (Under Separate Cover)
Attachment 2 Street Naming Proposal Bungendore - Maslin - Letter from Link Management (Under Separate Cover)
Attachment 3 Street Naming Proposal Bungendore - Maslin - Name Source Details (Under Separate Cover)
- Item 12.8 Road Naming Proposal - Wallaby Rise - New Subdivision - Royalla
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- Item 12.10 Queen Elizabeth Park II Amphitheatre Steps Design Competition
Attachment 1 QEII Park Amphitheatre Design documents (Under Separate Cover)
- Item 12.12 Proposal for membership of a new Joint Organisation
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- Item 12.14 Draft Social Media and Media Policies
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- Separate Cover)*
- Item 12.17 QPRC Workplace Surveillance Policy 2017
Attachment 1 Draft QPRC Workplace Surveillance Policy 2017 (Under Separate Cover)
- Item 13.1 Joint Regional Planning Panel Approval of Development Application 123-2017 for Subdivision of Neighbourhood 2 at Googong Urban Release Area
Attachment 1 Conditions of Consent for DA 123-2017 (Under Separate Cover)
- Item 13.3 Delivery Program 2018-21 - Stage 1 community engagement
Attachment 1 Delivery Program - Proposed Community Groups Engagement (Under Separate Cover)
- Item 13.5 Moore Park Skate Park Project
Attachment 1 Skate park current (Under Separate Cover)
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- Item 13.8 Braidwood and Bungendore Shop and Win Initiative
Attachment 1 Shop Local Initiative Feedback (Under Separate Cover)
- Item 16.1 Responses to Councillors' Questions
Attachment 1 Responses to Councillors' Questions (Under Separate Cover)
Attachment 2 Attachment for Question 46 - Palerang's Unsealed Road Maintenance Grading Policy 2005 (Under Separate Cover)

Closed Attachments

- Item 12.2 Modification Application MOD.2017.060 - 62 Ellendon Street, Bungendore - Modification
Attachment 2 MOD.2017.060 - 62 Ellendon Street Bungendore - Plans (Under Separate Cover)
Attachment 3 MOD.2017.060 - 62 Ellendon Street - Submissions (Under Separate Cover)
- Item 12.5 Road Naming Proposal - Nightjar Road - Road 1009 - Jerrabattgulla
Attachment 4 Submitters Legal Advice 1 (Under Separate Cover)
Attachment 5 Submitters Legal Advice 2 (Under Separate Cover)
- Item 14.2 The Q Board - November 2017
Attachment 1 The Q - Board Meeting - Council Official Agenda - November 2017 (Under Separate Cover)
- Item 16.1 Responses to Councillors' Questions
Attachment 3 Responses to Councillors' Questions - with CIC items (Under Separate Cover)



MINUTES OF THE ORDINARY MEETING OF THE QUEANBEYAN-PALERANG REGIONAL COUNCIL held at the Council Chambers, 253 Crawford St, Queanbeyan on Wednesday, 13 December 2017 commencing at 5:30pm.

1. OPENING

ATTENDANCE

Councillors: Cr Overall (Chair), Crs Biscotti, Bray AM, Brown, Harrison, Hicks, Marshall, Noveska, Schweikert (from 5.50pm), Taylor and Winchester (from 5.38pm).

Staff: P Tegart, CEO/General Manager; M Thompson, Portfolio General Manager Natural and Built Character; P Hansen, Portfolio General Manager Community Connections; J Richards, Portfolio General Manager Community Choice; P Neil, Portfolio General Manager Organisational Capability and S Taylor, Service Manager Finance.

Also Present: W Blakey (Clerk of the Meeting) and L Ison (Minute Secretary).

2. APOLOGIES

There were no apologies.

3. DISCLOSURES OF PECUNIARY INTERESTS

400/17

RESOLVED (Taylor/Bray)

That Councillors and staff now disclose any interests and reasons for declaring such interest in the matters under consideration by Council at this meeting.

The resolution was carried unanimously.

Cr Trevor Hicks declared a non-pecuniary interest, less than significant, for Item 10.1 – Molonglo Rail Trail Feasibility, as he is a member of the specified company or other body, and stated he will disclose and leave the Chambers when the item is considered.

Cr Trevor Hicks declared a non-pecuniary interest, less than significant, for Item 12.13 – Tender Evaluation Report, as he is a known associate and stated he will disclose and leave the Chambers when the item is considered.

Cr Harrison lodged a Special Disclosure of Pecuniary Interest form under sections 451(4) and (5) of the *Local Government Act, 1993*.

Cr Peter Marshall lodged a Special Disclosure of Pecuniary Interest form under sections 451(4) and (5) of the *Local Government Act, 1993*.

4. CONFIRMATION OF MINUTES

4.1 Minutes of the Ordinary Meeting of Council held on 22 November 2017

401/17

RESOLVED (Taylor/Harrison)

That the Minutes of the Ordinary Meeting of Council held in the Queanbeyan Council Chambers on Wednesday 22 November 2017 be confirmed.

The resolution was carried unanimously.

5. PRESENTATION BY DEPARTMENTAL OR OTHER REPRESENTATIVES

There were no presentations.

6. BUSINESS ARISING FROM THE MINUTES

There was no business arising.

7. PRESENTATIONS FROM THE GALLERY RELATING TO LISTED ITEMS ON THE AGENDA AND PETITIONS

Dr Dennis Puniard – Item 10.1 - Molonglo Rail Trail Feasibility

Cr Winchester joined the meeting at 5.38pm.

Mr Steve Whan – Item 10.1 - Molonglo Rail Trail Feasibility

Mr Karuna Bajracharya – Item 11.1 - Braidwood Skate Park Facility Location

Cr Schweikert joined the meeting at 5.50pm.

Ms Jane Magnus – Item 11.1 - Braidwood Skate Park Facility Location

The Mayor advised Council that there were two further speakers for the item but two speakers had already spoken for the Item 11.1 - Braidwood Skate Park Facility Location, and there were no speakers against the item. The Mayor requested that speakers on other items now be heard.

MOVED (Brown/Noveska)

That all registered speakers for Item 11.1 – Braidwood Skate Park Facility Location, be heard.

During discussion, Cr Marshall raised a point of order stating that there are no limitations under Council's Code of Meeting Practice to the number of speakers. There is discretion for the Chair to limit the number of speakers for and against, and Cr Marshall requested that the Mayor, if he wished to exercise that discretion, might now express that.

402/17

RESOLVED (Brown/Noveska)

That all registered speakers for Item 11.1 – Braidwood Skate Park Facility Location, be heard.

The resolution was carried unanimously.

Ms Margaret Fair – Item 11.1 - Braidwood Skate Park Facility Location

Ms Felicity Sturgiss – Item 11.1 - Braidwood Skate Park Facility Location

Mr David Shlager – Item 12.3 – Modification Application MOD.2017.108 – Modify Conditions of Consent DA.2014.253 – Subdivision 64 Molonglo Place, Carwoola

Mr Bill Baker – Item 12.4 - Comprehensive Local Environmental Plan – Rezoning/Dwelling Eligibility Requests

Mr Robert Angel – Item 12.5 - Comprehensive Local Environmental Plan - Review of E4 Zoning - Bywong and Wamboin

Mr David McDonald – Item 12.5 - Comprehensive Local Environmental Plan - Review of E4 Zoning - Bywong and Wamboin and Item 12.19 - Endorsement of Community Strategic Plan 2018-2028

403/17

RESOLVED (Taylor/Bray)

That all registered speakers for Item 12.5 - Comprehensive Local Environmental Plan - Review of E4 Zoning - Bywong and Wamboin, be heard.

The resolution was carried unanimously.

Mr Richard Miller – Item 12.5 - Comprehensive Local Environmental Plan - Review of E4 Zoning - Bywong and Wamboin

Ms Maria Taylor – Item 12.5 - Comprehensive Local Environmental Plan - Review of E4 Zoning - Bywong and Wamboin

Mr Ned Noel – Item 12.5 - Comprehensive Local Environmental Plan - Review of E4 Zoning - Bywong and Wamboin

Ms Clare Gilligan – Item 12.6 - Proposed South Tralee Essential Infrastructure Planning Agreement

Mr Taimus Werner-Gibbins – Item 12.16 - Shakespeare in the Park

Ms Katrina Willis tabled a petition of further signatures opposing the Ellerton Drive Extension.

8. MAYORAL REPORT

There was no Mayoral Report.

9. MAYORAL MINUTE

9.1 Riparian Restoration for Threatened Species and Communities in the ACT and Queanbeyan Region

404/17

RESOLVED (Overall)

That Council undertake the following actions:

1. Provide a letter of support and partnership for the Riparian Restoration NLP2 Expression of Interest.
2. Prepare a letter of support and partnership for the Smart Farms Grants application.
3. That the Environment and Sustainability Advisory Committee be briefed on the projects at the next meeting.

The resolution was carried unanimously.

10. NOTICES OF MOTIONS OF RESCISSION

10.1 Molonglo Rail Trail Feasibility

Cr Hicks declared an interest in this item and left the meeting at 6.52pm.

MOVED (Noveska/Brown)

That Council rescind Resolution 388/17 from the Ordinary meeting of 22 November 2017 [“That Council: 1. note the report and 2. not provide any further support for the Molonglo Rail Trail project.”]

The Mayor foreshadowed a CONTRARY motion: [That Council give consideration to any rail trail feasibility study as and when it is completed and received.]

The motion (of Crs Noveska and Brown) as PUT and the result of voting was as follows:

For: Crs Brown, Harrison, Marshall, Noveska and Winchester
Against: Crs Biscotti, Bray, Overall, Schweikert and Taylor

With the vote being five-all, the Mayor exercised his casting vote and declared the motion LOST.

The foreshadowed contrary motion of Cr Overall was brought forward, seconded by Cr Harrison, PUT and CARRIED.

405/17

RESOLVED (Overall/Harrison)

That Council give consideration to any rail trail feasibility study as and when it is completed and received.

The resolution was carried unanimously.

MOVED (Brown/Noveska)

That Council review all formal strategies and policies endorsed during the administration period.

During discussion, Cr Marshall raised a point of order stating there is no capacity for Councillors to bring forward such a motion. The Mayor ruled that he would not accept the motion at this time and requested that a Notice of Motion to this effect be submitted.

Cr Hicks returned to the meeting at 7.23pm.

11. NOTICES OF MOTIONS**11.1 Braidwood Skate Park Facility Location****MOVED (Marshall/Winchester)**

That Council request the CEO/General Manager to investigate and consult with the Braidwood community about potential locations for a skate facility and report back to Council's February 2018 Ordinary meeting.

AMENDMENT (Schweikert/Hicks)

That Council request the CEO/General Manager to investigate and consult with the Braidwood community about potential locations for a full skate facility (at sites other than Ryrie Park), and report back to Council's February 2018 Ordinary Meeting.

The AMENDMENT (of Crs Schweikert and Hicks) was PUT and CARRIED.

For: Crs Biscotti, Bray, Harrison, Hicks, Noveska, Overall, Schweikert, Taylor and Winchester.

Against: Crs Brown and Marshall.

The amendment became the motion which was PUT and CARRIED.

406/17

RESOLVED (Schweikert/Hicks)

That Council request the CEO/General Manager to investigate and consult with the Braidwood community about potential locations for a full skate facility (at sites other than Ryrie Park), and report back to Council's February 2018 Ordinary meeting.

The resolution was carried unanimously.

11.2 Concept Options for Bypasses of Braidwood and Bungendore

407/17

RESOLVED (Schweikert/Hicks)

That:

1. Concept options be developed for road bypasses of Bungendore and Braidwood.
2. Those concept options be included as key elements of the structure plans for towns as they are developed.
3. Council allocate appropriate funding towards development of those options.
4. Council consider funding for the Braidwood structure plan review in the Delivery Program.

The resolution was carried unanimously.

PROCEDURAL MOTION

408/17

RESOLVED (Marshall/Winchester)

That items 12.3 to 12.6 be brought forward at this juncture.

The resolution was carried unanimously.

12.3 Modification Application MOD.2017.108 - Modify Conditions of Consent DA.2014.253 - Subdivision 64 Molonglo Place, Carwoola

409/17

RESOLVED (Marshall/Winchester)

That this matter be deferred for further consideration by Council including a report to include information on any other relevant subdivision that may have been approved and consider appropriate conditions for approval.

The resolution was carried unanimously.

12.4 Comprehensive Local Environmental Plan - Rezoning/Dwelling Eligibility Requests

410/17

RESOLVED (Bray/Biscotti)

That:

1. The request to amend the minimum lot size in the Palerang Local Environmental Plan 2014 in relation to Lot 11 DP 1118681, Sawyers Ridge Road, Reidsdale not be progressed.
2. The request to rezone Lots 55, 54, 55 and 56 DP 774754 Environmental Living under the Palerang Local Environmental Plan 2014 not be progressed.
3. The request to amend the Palerang Local Environmental Plan 2014 to allow the subdivision of Lot 1 DP 731998 to occur not be progressed.
4. The Palerang Local Environmental Plan 2014 not be amended to allow the subdivision of Lot 2 DP 838497.
5. The matter of the subdivision and rezoning Lot 73 DP 754882 be deferred.

The resolution was carried unanimously.

12.5 Comprehensive Local Environmental Plan - Review of E4 Zoning - Bywong and Wamboin.**MOVED (Harrison/Brown)**

That:

1. The localities of Bywong and Wamboin remain zoned E4 Environmental Living in the draft Queanbeyan-Palerang Local Environmental Plan except for the lots used for recreation and infrastructure.
2. Land currently zoned E4 Environmental Living outside of the localities of Bywong and Wamboin not have the land use assessment method applied to them.
3. The land currently zoned E4 Environmental Living outside of the localities of Bywong and Wamboin remain E4 Environmental Living in the draft Queanbeyan-Palerang Local Environmental Plan.

Cr Hicks foreshadowed a CONTRARY motion: [That:

1. Parts of Bywong and Wamboin be assessed for consideration to R5 and RU4 zones in the draft LEP.
2. Land currently zoned E4 Environmental Living outside of the localities of Bywong and Wamboin not have the land use assessment method applied to them.
3. The land currently zoned E4 Environmental Living outside of the localities of Bywong and Wamboin remain E4 Environmental Living in the draft Queanbeyan-Palerang Local Environmental Plan.]

ADJOURNMENT: The meeting adjourned at 8.41pm and resumed at 9.04pm.

Crs Biscotti, Hicks, Overall, Schweikert and Taylor lodged a Special Disclosure of Pecuniary Interest form under sections 451(4) and (5) of the *Local Government Act, 1993*.

MOVED (Harrison/Brown)

That:

1. The localities of Bywong and Wamboin remain zoned E4 Environmental Living in the draft Queanbeyan-Palerang Local Environmental Plan except for the lots used for recreation and infrastructure.
2. Land currently zoned E4 Environmental Living outside of the localities of Bywong and Wamboin not have the land use assessment method applied to them.
3. The land currently zoned E4 Environmental Living outside of the localities of Bywong and Wamboin remain E4 Environmental Living in the draft Queanbeyan-Palerang Local Environmental Plan.

The motion (of Crs Harrison and Brown) was PUT and LOST.

For: Crs Brown, Harrison, Marshall, Noveska and Winchester

Against: Crs Biscotti, Bray, Hicks, Overall, Schweikert and Taylor

The foreshadowed motion (of Cr Hicks) was brought forward, seconded by Cr Schweikert, PUT and CARRIED.

411/17

RESOLVED (Hicks/Schweikert)

That:

1. Parts of Bywong and Wamboin be assessed for consideration to R5 and RU4 zones in the draft LEP.
2. Land currently zoned E4 Environmental Living outside of the localities of Bywong and Wamboin not have the land use assessment method applied to them.
3. The land currently zoned E4 Environmental Living outside of the localities of Bywong and Wamboin remain E4 Environmental Living in the draft Queanbeyan-Palerang Local Environmental Plan.

For: Crs Biscotti, Bray, Hicks, Overall, Schweikert and Taylor

Against: Crs Brown, Harrison, Marshall, Noveska and Winchester

12.6 Proposed South Tralee Essential Infrastructure Planning Agreement

412/17

RESOLVED (Hicks/Schweikert)

That this item be deferred to a workshop and further report to Council.

The resolution was carried unanimously.

11.3 Hosting of Events at Seiffert Oval

413/17

RESOLVED (Winchester/Brown)

That QPRC staff liaise with their counterparts at either Bathurst and/or Mudgee regarding the work they have done to get their sporting facilities to the level required to host NRL matches.

The resolution was carried unanimously.

During discussion, Cr Brown raised a point of order stating the time is now 9.31pm and Council's Code of Meeting Practice states Council meetings should go no longer than four hours. The Mayor ruled the meeting will continue for a further 20 minutes.

PROCEDURAL MOTION

414/17

RESOLVED (Overall)

That Items 12.1, 12.2, 12.7, 12.10, 12.11, 12.12, 12.13, 12.16, 12.17, 12.19, 20.1 and 20.2 be brought forward at this juncture.

The resolution was carried unanimously.

12. ITEMS FOR DETERMINATION**12.1 DA 247-2017 - Lot 1368 Gorman Drive Googong (13 Dwellings, Subdivision and a Public Laneway)**

415/17

RESOLVED (Bray/Marshall)

1. That approval be granted to a variation to Part 7.10 – Principal Private Open Space and Landscape Design of the Googong Development Control Plan to allow for the principal private open space for the dwellings on lots 2-12 to be located forward of the building line for the following reasons:
 - a. The amenity provided to future residents of the affected dwellings will be satisfactory for the following reasons:
 - i. The proposed fencing height and design provides a satisfactory level of privacy to the PPOS and associated living room windows, and is similar to fencing approved by Council to provide privacy to street facing courtyards in multi-dwelling housing developments,
 - ii. Dwellings with PPOS located in the front yard each have an area of POS located within their rear yards. All dwellings have sufficient space within their rear yard area to perform utility functions such as bin storage and clothes drying.
 - iii. The PPOS will be directly north facing and be provided with a larger amount than usual of solar access for terrace style dwellings.
2. That approval be granted to a variation to Part 7.2 – Streetscape of the Googong Development Control Plan to allow lots with a frontage to Gorman Drive to have a front fence that is 1.5m high, instead of the prescribed predominantly open 1.2m high fencing for the following reasons:
 - a. The increase in height is necessary to retain adequate levels of privacy to the principal private open space proposed forward of the building line of each dwelling.
 - b. There will not be an adverse impact on the streetscape as a result of the 300mm increase in height of the front fencing. As a result of the increase in the distance of the front setback and the increase in the amount of landscaping forward of the building line, any increased streetscape impact from the higher fencing will be offset.
3. That approval be granted to a variation to Part 7.2 – Streetscape of the Googong Development Control Plan to allow Lot 1 and 12 to have 1.5m high fencing on the secondary frontage for more than 50% of the depth of the lot, instead of the prescribed 1.8m for 50% of the lot of the lot and 1.2m for the remaining 50% of the depth of the lot for the following reasons:
 - a. The increase in height is necessary to maintain privacy of the PPOS forward of the building line.
 - b. The open elements incorporated into the design of the fence allow for passive surveillance to Helen Circuit and Zealie Bend.
 - c. The reduced height of the fence for 50% of the length reduces the impact on the streetscape and mitigates the impact of the partial increase in height for the remaining 50% of its length.

4. That approval be granted to a variation to Part 7.11 of the Googong Development Control Plan to allow a double garage on a lot with a width below the 12.5 metre minimum requirement for the following reasons
 - a. The proposed garage for Lot 12 is located at the rear of the dwelling and will not have any negative impact on the streetscape facing Gorman Drive.
 - b. The lot retains access from the rear laneway through the garage.
 - c. It is a variation for a single allotment only.
5. That approval be granted to a variation to Part 7.13 of the Googong Development Control Plan to allow a partial variation to the side setback requirement for studio dwellings, allowing a zero lot line where 900mm is required, for the following reasons:
 - a. The proposed zero lot line directly faces the car port of the adjoining dwelling and as a result there will not be any direct overlooking or overshadowing impacts that would be unreasonable on the adjoining allotment.
6. That development application 247-2017 for subdivision of land to create 12 Torrens Title Lots, 2 Strata Title Lots from further subdivision of Lot 1 and the erection of 13 dwellings and a public laneway and associated works on Lot 1368 DP 1217419, (proposed lot 1435) Gorman Drive be granted conditional approval.

The resolution was carried unanimously.

12.2 DA 291-2017 Lot 1368 Gorman Drive Googong - 9 Dwellings, Subdivision, Public Laneway

416/17

RESOLVED (Bray/Marshall)

1. That approval be granted to a variation to Part 7.2 – Streetscape of Googong Development Control Plan to allow Lots 1-8A to have 1.5m high front fencing, instead of the prescribed 1.2m high for the following reasons:
 - a. The increase in height of the proposed front fencing is necessary to ensure the privacy of Principal Private Open Space (PPOS) of each dwelling that is proposed forward of the building line.
 - b. The open elements of the proposed fencing allow for passive surveillance of Gorman Drive to be maintained.
 - c. Potential streetscape issues are mitigated through the incorporation of open elements and landscaping features.
 - d. The proposed fencing is considered an appropriate balance between maintaining privacy of PPOS, maintaining passive surveillance of the street and avoiding creating an unattractive streetscape.
2. That approval be granted to a variation to Part 7.2 – Streetscape of Googong Development Control Plan to allow Lots 1, 8 and 8A to have 1.5m high fencing on the secondary frontage for the entire depth of the lot, instead of the prescribed 1.8m for 50% of the

- depth of the lot and 1.2m for the remaining 50% of the depth of the lot for the following reasons:
- a. The increase in height of the proposed secondary frontage fence is necessary to maintain the privacy of PPOS proposed forward of the building line of dwellings located on Lots 1 and 8.
 - b. The open elements incorporated into the design of the fencing allow for passive surveillance of Rosa Street and Underhill Street to be maintained.
 - c. Potential streetscape issues are mitigated through the incorporation of open elements and landscaping features.
3. That approval be granted to a variation to Part 7.10 – Principal Private Open Space and Landscape Design of Googong Development Control Plan to allow for the principal private open space of Lots 1-8 to be located forward of the building line for the following reasons:
- a. The northerly orientation of the super lot restricts the ability to provide adequate solar access to dwellings if PPOS was to be proposed behind the building line.
 - b. Affected dwellings include an area of private open space behind the building line that is capable of performing functions such as bin storage and clothes drying.
 - c. The privacy of PPOS is maintained through;
 - i. 1.5m high fencing proposed forward of the building;
 - ii. landscaping features adjoining proposed fencing enhance privacy of PPOS, and
 - iii. the design of facades of two-storey dwellings including architectural features such as blade walls and privacy screens on balconies.
 - d. The location of PPOS will have minimal impact on streetscape through the design of proposed fencing and landscaping features such as hedging.
4. That approval be granted to a variation to Part 7.11 – Car Parking and Garages of Googong Development Control Plan to allow for a double garage on Lot 1 on a lot with a width below the 12.5m minimum requirement for the following reasons:
- a. The proposed double garage is consistent with the objectives of the Googong Development Control Plan as it provides a safe and functional parking space, and does not dominate the front façade.
 - b. There are no anticipated impacts on the streetscape of the lot as the double garage is located to the rear of the lot and is accessed via the public laneway.
 - c. The size of the double garage is consistent with the proposed double carports on Lots 4, 5 and 7.
 - d. The design of the proposed double garage is compatible with the proposed dwelling.
5. That approval be granted for a variation to Part 7.13 – Studio Dwellings and Small Lots to allow a zero lot line side setback, instead of the prescribed 900mm side setback for the proposed studio dwelling on Lot 8A for the following reasons:

- a. The proposed studio dwelling will have minimal impact on the adjoining Lot 7 for the following reasons:
 - i. The studio dwelling is located adjacent to the carport of the adjoining Lot 7,
 - ii. There are no anticipated overlooking or privacy issues as the proposed studio dwelling has an easterly orientation with no windows located on the western side adjoining the neighbouring lot.
 - b. Maintaining a 900mm side setback would result in non-compliance with the 1.5m corner lot – secondary street setback control prescribed by Table 1 of Googong Development Control Plan.
6. That development application 291-2017 for subdivision of land to create 8 x Torrens Title lots, with Lot 8 being subdivided to create 2 x Strata Title lots, 1 x Public Laneway, and the erection of 9 dwellings (including 4 x semi-detached dwellings, 4 x attached dwellings and 1x studio dwelling on Lot 1368 DP 1217419, (proposed lot 1403) Gorman Drive be granted conditional approval.

The resolution was carried unanimously.

12.7 Submission - Proposed State Environmental Planning Policy (Primary Production and Rural Production)

417/17

RESOLVED (Marshall/Harrison)

That Council make a submission on the proposed State Environmental Planning Policy (Primary Production and Rural Development) 2017 and associated reforms covering the issues in this report and other matters as appropriate.

The resolution was carried unanimously.

12.10 Road Naming Proposal - Masters Close - Bungendore

418/17

RESOLVED (Schweikert/Harrison)

That Council:

1. Adopt in principle the name 'Masters Close' as the proposed name for the new road created within the subject subdivision subject to concurrence from the Geographical Names Board.
2. Advertise the name for public comment for 30 days.
3. Publish a notice in the NSW Government Gazette if no objections are received.
4. Include on the street sign a commemoration to the individual's contribution to World War 1.

The resolution was carried unanimously.

- 419/17 **12.11 Membership of the Audit Committee**
RESOLVED (Marshall/Bray)
That in respect of the Audit, Risk and Improvement Committee, Council re-appoint Mr Max Shanahan to the Committee retrospective from 1 July 2017 to 30 June 2019 and Dr Croft's tenure also be extended to 30 June 2019.

The resolution was carried unanimously.
- 420/17 **12.12 RFT 07/2018 Schedule of Rates Contract - Gravel Supply and Quarry Materials**
RESOLVED (Marshall/Harrison)
That this item be dealt with in closed session.

The resolution was carried unanimously.
- 421/17 **12.13 Tender Evaluation Report, Sports Field Lighting for Seiffert Oval, Riverside Oval and Braidwood Recreation Ground**
Cr Hicks declared an interest in this item and left the meeting at 9.50pm.
RESOLVED (Bray/Winchester)
That Council:
 1. Award Tender 06/2018 to Gasnier's Electrical in the amount of \$413,424.63 ex GST for the Seiffert Oval and Riverside Oval lighting upgrades for a total project cost of \$430,000.00.
 2. Award Tender 06/2018 to Gasnier's Electrical in the amount of \$315,788.00 ex GST for the Braidwood Recreation Ground lighting upgrade upon receipt of confirmation of funding from the Stronger Countries Community Fund, for a total project cost of \$380,000.00.
The resolution was carried unanimously.

Cr Hicks returned to the meeting at 9.51pm.
- 422/17 **12.16 Shakespeare in the Park**
RESOLVED (Schweikert/Winchester)
That Council:
 1. Approve the staging of Shakespeare in the Park event on 17 February 2018 as a free community cultural event.
 2. Approve the budget of \$7,000 as a contribution to professional lighting and sound with a source of funding identified at the December quarter review.
The resolution was carried unanimously.

- 423/17 **12.17 Proposed Relationship with Icon Water**
RESOLVED (Harrison/Hicks)
- That Council:
1. Explore a jointly-procured and operated Queanbeyan sewage treatment plant with Icon Water.
 2. Form an initial relationship with Icon Water for the Best for Region project, in accepting the governance and financial terms as detailed in the letter attached to this report.
 3. Proceed to tender to prepare a Concept Design for the Queanbeyan Sewage Treatment Plant that includes a Best for Region solution.
 4. Provide a further report to Council at the conclusion of this work.
- The resolution was carried unanimously.
- 424/17 **12.19 Endorsement of Community Strategic Plan 2018-2028**
RESOLVED (Marshall/Bray)
- That Council:
1. Receive and note the comments made in relation to the exhibition of the draft Community Strategic Plan 2018-2028 as set out in Attachment 1.
 2. Make amendments to the Community Strategic Plan in line with the recommendations outlined in Attachment 1.
 3. Endorse the amended Community Strategic Plan 2018-2028 as set out in Attachment 3.
- The resolution was carried unanimously.
- 11.4 Rates Issues**
- This item was deferred to 24 January 2018 Council meeting.
- 12.1 DA 247-2017 - Lot 1368 Gorman Drive Googong (13 Dwellings, Subdivision and a Public Laneway)**
- This item was dealt with in earlier business.
- 12.2 DA 291-2017 Lot 1368 Gorman Drive Googong - 9 Dwellings, Subdivision, Public Laneway**
- This item was dealt with in earlier business.
- 12.3 Modification Application MOD.2017.108 - Modify Conditions of Consent DA.2014.253 - Subdivision 64 Molonglo Place, Carwoola**
- This item was dealt with in earlier business.
- 12.4 Comprehensive Local Environmental Plan - Rezoning/Dwelling Eligibility Requests**
- This item was dealt with in earlier business.

- 12.5 Comprehensive Local Environmental Plan - Review of E4 Zoning - Bywong and Wamboin.**
This item was dealt with in earlier business.
- 12.6 Proposed South Tralee Essential Infrastructure Planning Agreement**
This item was dealt with in earlier business.
- 12.7 Submission - Proposed State Environmental Planning Policy (Primary Production and Rural Production)**
This item was dealt with in earlier business.
- 12.8 Road Naming Proposal - Nightjar Road - Road 1009 - Jerrabattgulla**
This item was deferred to 24 January 2018 Council meeting.
- 12.9 Road Naming Proposal - Percheron Road - Road 1025 - Durran Durra**
This item was deferred to 24 January 2018 Council meeting.
- 12.10 Road Naming Proposal - Masters Close - Bungendore**
This item was dealt with in earlier business.
- 12.11 Membership of the Audit Committee**
This item was dealt with in earlier business.
- 12.12 RFT 07/2018 Schedule of Rates Contract - Gravel Supply and Quarry Materials**
This item was dealt with in earlier business.
- 12.13 Tender Evaluation Report, Sports Field Lighting for Seiffert Oval, Riverside Oval and Braidwood Recreation Ground**
This item was dealt with in earlier business.
- 12.14 Staff Report on the QPRC Annual Arts Trail Event**
This item was deferred to 24 January 2018 Council meeting.
- 12.15 Queen Elizabeth Park II Amphitheatre Steps Design Competition**
This item was deferred to 24 January 2018 Council meeting.
- 12.16 Shakespeare in the Park**
This item was dealt with in earlier business.

12.17 Proposed Relationship with Icon Water

This item was dealt with in earlier business.

12.18 Investment Report - November 2017

This item was deferred to 24 January 2018 Council meeting.

12.19 Endorsement of Community Strategic Plan 2018-2028

This item was dealt with in earlier business.

12.20 QPRC Workplace Surveillance Policy 2017

This item was deferred to 24 January 2018 Council meeting.

13. ITEMS FOR INFORMATION**13.1 Moore Park Skate Park Project**

This item was deferred to 24 January 2018 Council meeting.

13.2 Joint Organisations

This item was deferred to 24 January 2018 Council meeting.

13.3 Building Better Regions Fund Grant

This item was deferred to 24 January 2018 Council meeting.

14. COMMITTEE REPORTS AND RECOMMENDATIONS**14.1 The Q Board - November 2017**

This item was deferred to 24 January 2018 Council meeting.

14.2 Queanbeyan-Palerang Sports Council - 6 November 2017

This item was deferred to 24 January 2018 Council meeting.

15. DELEGATES' REPORTS

There were no Delegates' Reports.

16. RESPONSES TO COUNCILLORS' QUESTIONS**16.1 Responses to Councillors' Questions**

This item was deferred to 24 January 2018 Council meeting.

17. SUPPLEMENTARY REPORTS**S.1 Riparian Restoration for Threatened Species and Communities in the ACT and Queanbeyan Region**

This item (Mayoral Minute) was dealt with in earlier business.

18. MATTERS OF WHICH NOTICE HAS NOT BEEN GIVEN BUT RULED BY THE CHAIR TO BE CONSIDERED

There were no matters.

19. COUNCILLORS' QUESTIONS FOR NEXT MEETING

This item was deferred to 24 January 2018 Council meeting.

20. NOTICE OF INTENTION TO DEAL WITH MATTERS IN CLOSED SESSION

At this stage of the proceedings, the Mayor advised that there were items on the Agenda that should be dealt with in Closed Session.

The Mayor then asked if, in accordance with Clause 59.6 of the Council's Code of Meeting Practice, there were any presentations as to why the matters listed below should not be dealt with in Closed Session.

PRESENTATIONS

There were no presentations.

425/17

RESOLVED (Marshall/Bray)

That pursuant to Section 10A of the *Local Government Act, 1993* the following items on the agenda for the Ordinary Council meeting be dealt with in Closed Session for the reasons specified below:

Item 20.1 Potential Litigation - Curtis Estate

"Item 20.1 is confidential in accordance with s10(A) (g) of the Local Government Act 1993 because it contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

Item 20.2 Expressions of Interest for Advisory Committees

"Item 20.2 is confidential in accordance with s10(A) (a) of the Local Government Act 1993 because it contains personnel matters concerning particular individuals (other than councillors) and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

The resolution was carried unanimously.

The meeting then moved into Closed Session at 9.55pm to discuss the matters listed above.

The meeting returned to Open Session at 10.26pm by virtue of Resolution No. 429/17 made in Closed Session.

The doors of the chamber were opened to allow the public to enter.

In accordance with Clause 253 of the Local Government (General) Regulations 2005, the Mayor then read out the decisions of Council made in Closed Session.

12.12 RFT 07/2018 SCHEDULE OF RATES CONTRACT - GRAVEL SUPPLY AND QUARRY MATERIALS

That Council form a gravel supply and quarry materials panel comprising the following suppliers:

Supplier 1 - Bowerman Family Trust t/a Peter Bowerman Transport
Supplier 2 - Hanson Construction Materials Pty Ltd
Supplier 3 - Holcim Quarries
Supplier 4 - Multiquip Pty Ltd
Supplier 5 - Raymond Parnell Hall t/a Braidwood Cattle Co
Supplier 6 - Schmidt Quarries

20.1 Potential Litigation - Curtis Estate

That Council:

1. Note the report and the potential for litigation.
2. Engage counsel in preparation for defence of the matters.

20.2 Expressions of Interest for Advisory Committees

That Council:

1. Appoint the following persons as community representatives on the respective advisory committees:
 - a. Sharon Baxter-Judge – Australia Day Organising Committee
 - b. Gerald Preiss – Cultural Development and Public Arts Advisory Committee
 - c. Dave Booth – Access Committee
 - d. Sue Whelan, Judith Bedford, Jane Underwood and David Loft – Heritage Advisory Committee
 - e. Gerry Gillespie and Katrina Willis – Environment and Sustainability Advisory Committee
 - f. Kyol Booth-Hunt and Kim Holden – Queanbeyan Showground Advisory Committee
 - g. Sue Whelan, Tracy Bell and Allan Carpenter – Sister City Committee
 - h. Allan Carpenter – Sports Council
 - i. Tara Gardner, Ashley Meyer-Dilley and Rahni Nipperess – Youth Advisory Council

- j. Kirsty Altenburg – Braidwood and Curtilage Heritage Advisory Committee
2. Schedule a meeting of the above committees as soon as practical.
3. Fill any remaining vacancies on advisory committees by further advertising and/or direct approaches to persons known to be interested in the committees.
4. Council endorse the nominations to the Q-Board, Economic Advisory Panel and the Tourism Advisory Panel as amended.
5. An additional person from the Bungendore community be invited to join the QPRC Heritage Advisory Committee.

The time being 10.29pm, the Mayor announced that the Agenda for the meeting had now been completed.

**CR TIM OVERALL
MAYOR
CHAIRPERSON**

ITEM 3 DECLARATION OF CONFLICTS/PECUNIARY INTERESTS

The provisions of Chapter 14 of the *Local Government Act, 1993* regulate the way in which Councillors and nominated staff of Council conduct themselves to ensure that there is no conflict between their private interests and their public trust.

The Act prescribes that where a member of Council (or a Committee of Council) has a direct or indirect financial (pecuniary) interest in a matter to be considered at a meeting of the Council (or Committee), that interest must be disclosed as soon as practicable after the start of the meeting and the reasons for declaring such interest.

As members are aware, the provisions of the Local Government Act restrict any member who has declared a pecuniary interest in any matter from participating in the discussions, voting on that matter, and require that member to vacate the Chamber.

Council's Code of Conduct provides that if members have a non-pecuniary conflict of interest, the nature of the conflict must be disclosed. The Code also provides for a number of ways in which a member may manage non pecuniary conflicts of interest

Recommendation

That Councillors and staff disclose any interests and reasons for declaring such interest in the matters under consideration by Council at this meeting.

11.1 Rates Issues (Ref: C17190896); Author: Marshall/Marshall

Notice

Councillor Peter Marshall will move the following motion:

Motion

That Council:

- 1. Increase the pensioner rebates in proportion with increases in rates and charges, to take effect from the 2018-19 financial year.**
- 2. Commence a review of council's rating structure, with the aim of making rates and charges as affordable as possible.**
- 3. In the above review, harmonise the rates for Googong township to be equivalent to those for equivalent properties in Queanbeyan.**
- 4. Request a report from the General Manager on potential initiatives to encourage the occupation of business premises in the Queanbeyan central business district, for example Rates incentives.**
- 5. Commit to living within its means and not developing an application for a Special Rate Variation in the term of this Council.**
- 6. Write to the NSW Government informing them of item 1, and requesting that they implement an annual increase in the pensioner rebates.**

Background

NOTES: At the November 2017 Council meeting a number of Councillors and staff declared a pecuniary interest in this item and left the room. Section 448 (b) of the *Local Government Act* reads:

448 What interests do not have to be disclosed?

The following interests do not have to be disclosed for the purposes of this Part:

(b) an interest as a ratepayer or person liable to pay a charge.

and is clearly intended to allow Councillors to take part in decision making about Rates and Charges.

- 1) Pensioner rebates/concessions have been fixed for many years. They are currently \$250 for Rates and \$87.50 each for water and sewer charges. There is no specific rebate for waste charges.

Pensioner rebates are partly-funded by the NSW Government, and councils have not increase the amount of the rebate because the NSW Government has not increased their contribution.

Consequently, the real value of the pensioner rebates has been eroded.

This motion seeks to make a small but symbolic commitment to increasing pensioner rebates in line with increases in council rates and charges.

For example, a pensioner paying \$1000 in rates in the 2017/18 financial years currently receives a \$250 rebate/discount. If the 2018-19 rate cap/peg is 1.5% and council applies the full amount, the pensioner's rates bill will be \$1015 and their rebate/discount will be \$253.75. They will still experience an increase of \$11.25 in the amount they must pay to council. [Note that since this Motion was written, IPART has announced the 2018-19 rate peg as 2.3% -

<https://www.ipart.nsw.gov.au/Home/Industries/Local-Government/For-Councils/The-rate-peg/Fact-Sheet-Rate-peg-for-NSW-councils-for-2018-19-November-2017> .]

Water and sewer charges are not capped/pegged. This motion is worded so as to convey the intention that the rebate be increased by the same percentage as the increase in the charge. For example, if the pensioner's sewer charge in the 2017-18 financial year is \$500, their current rebate/discount is \$87.50, and council increases the sewer charge by 5% for the 2018-19 financial year, the pensioner's sewer charge will be \$525 with a discount/rebate of \$91.875. The payable sewer charge will still increase by just over \$20.

Council may wish to consider developing an analogous rebate/discount on waste charges, noting that this would be from a starting point of zero.

It is noted that ratepayers in the former Queanbeyan City Council area already have an extra pensioner rebate of \$40 per year, not indexed, to compensate for a Special Rate Variation introduced in the early 2010s. Council may wish to increase this amount also, in line with the annual increase in rates.

- 2) Council is unable to change its Rates Model until 2020 or thereabouts. However, there is no impediment to Council developing a new Rates Model so that it is "shovel ready" to be implemented when possible to do so.
- 3) In or around 2012/13, when there were no occupied premises in Googong and Tralee, Queanbeyan City Council implemented a new Rate for those suburbs. The result was a substantially higher level of Rates for residential properties in Googong than for properties in Queanbeyan of similar value. This is an inequitable situation and needs to be reversed. Unfortunately it cannot be changed until 2020 or thereabouts. (It would be possible to implement a Rates rebate for Googong properties, to bring them to a level similar to Queanbeyan, but the cost would be hundreds of thousands of dollars per year – nonetheless, Council may wish to pursue this in the interests of equity).

Reducing Rates in one area results in increasing Rates elsewhere, if the overall revenue is to remain unchanged. However, because of the much smaller number of properties in Googong compared to Queanbeyan, the effect on Rates for Queanbeyan properties will be fairly small. However, the effects on Council's long-term revenue may be larger, in particular if this has included projections based on the eventual number of properties in Googong and the current inequitable Rates.

- 4) Queanbeyan CBD has a high number of highly visible empty commercial premises. While Council has a long-term plan for revitalisation of the CBD, there may be strategies which Council can adopt to encourage lettings. Examples include: a Rates rebate – while a Rates rebate would go to the property owner, not necessarily the tenant, it may be possible to tie this to a concomitant reduction in rent charged to tenants; alternatively Council could use the Rates to provide direct incentives to commercial tenants of currently unlet properties. Council could also consider purchasing properties for its own use, or to lease out at rents set to encourage letting. Other strategies could include business development grants for businesses proposing to occupy vacant premises.
- 5) During the election campaign, most councillors made statements as candidates that they would keep rates low and/or spend ratepayer funds responsibly. This part of the Motion is consistent with those election promises.

- 6) In increasing pensioner concessions would be QPRC leading the way as a Council that cares for those less able to afford rates. It should write to the NSW Government to advise them of Council's position so as to encourage them to "come to the table".

Implications

- 1) Council's 2017-18 revenue policy notes that: *"The estimated amount granted for pension rebates in 2017-18 is estimated to be \$965,945 for the combined Queanbeyan-Palerang Council. The cost to council is estimated at \$434,675."* [The balance is funded by the NSW Government.]

Based on these figures it is estimated that a 1.5% increase to the \$250 pensioner rebate on rates would equate to approximately a cost to council of approximately \$8500 in 2018-19. A 5% increase (which is a high estimate) in water and sewer fixed charges with a concomitant 5% increase to the pensioner rebate, would equate to a cost of approximately \$20,000. These costs to council would be expected to increase by a similar amount each year unless and until the NSW Government increased its contribution to the rebate.

2), 3), 4), 5) and 6) have no immediate financial implications (or none at all), as they would each require further report back to Council and further Resolution/s.

Conclusion

By resolving as above, Council will show itself to be fiscally responsible, responsive to the needs of the less well-off, and interested in the economic vitality of the Queanbeyan CBD.

CEO/General Manager's Note:

The general rate pricing path freeze concludes 2020/21. Council may revise or harmonise its rate categories and rating structure prior to that date, to take effect from the 2021 financial year (which follows the next general election in September 2020). Differential charging by rate categories or sub-categories may be considered then. It may be possible to modify the general rate base charge (subject to approval), without altering the total yield. Harmonising the Googong ad valorem to the Queanbeyan equivalent had been explored, but was not permitted until 2021.

The position of former Queanbeyan City Council was to progressively migrate Googong ad valorem levels to the equivalent of Jerrabomberra. This has been adjusted in previous two years, to achieve equivalency by 2018/19 based on sufficient sales and contemporary valuations.

The draft financial plan presented with the Resourcing Strategy placed on exhibition in August, proposed a 1% pa SRV above CPI to meet the FFF financial benchmarks, including reduction of the asset backlog. Since then, a revised capital plan has been drafted comprising a mix of debt and grants to construct new and renewed assets which would accelerate the reduction of the backlog. Council is yet to reconsider the financial plan and Resourcing Strategy until it finalises the draft 3 year Delivery Program early in the New Year.

For Councillors' information, IPART has issued the general rate peg for 2018/19 as 2.3%.

Attachments

Nil

11.2 Australia Day (Ref: C185872); Author: Schweikert/Hicks**Notice**

Councillor Trevor Hicks will move the following motion:

Motion

That Council affirms its support for Australia Day on 26 January each year.

Background

On Australia Day we celebrate all the things we love about Australia: land, sense of fair go, lifestyle, democracy, the freedoms we enjoy but particularly our people and the nation we have become.

Australia Day is about acknowledging and celebrating the contribution that every Australian makes to our contemporary and dynamic nation. From our Aboriginal and Torres Strait Islander people, to those who have lived here for generations, and to those who have come from all corners of the globe to call our country home.

The marking of 26 January is an important date in Australia's history and has changed over time: starting as a celebration for emancipated convicts and evolving into what is now a celebration of Australia that reflects the nation's diverse people and our proud achievements on the world stage.

Australia Day continues to be hugely popular, 75% of Australians believe it has a bigger meaning beyond being just a day off.

More than half of all Australians participate in Australia Day attending events organised by State Governments, local councils, community groups or getting together with family and friends. In addition, over 16,000 new Australians become citizens on Australia Day.

Something to be proud of and support!

In recent times some Councils have taken steps to not recognise Australia Day and what it stands for. QPRC, in the form of its community leaders, need to articulate to the community that we support Australia Day in order to remove any doubt or ambiguity around the issue.

Attachments

Nil

11.3 Implementation of the Palerang Waste Management Strategy 2015 to 2035 (Ref: C187186); Author: Tegart/Marshall**Notice**

Councillor Peter Marshall will move the following motion:

Motion

That Council request a report from the CEO/General Manager by Council's February 2018 Ordinary meeting on the progress of implementation of the Palerang Waste Management Strategy 2015 to 2035, including the potential for minor improvements, additions and revisions to it as a result of developments since it was finalised.

Background

In November 2015, Palerang Council adopted its 20-year Waste Management Strategy (PWMS). Significant components of it are the closure, reinstatement/rehabilitation of the landfills and building of transfer stations.

The merger of Queanbeyan and Palerang Councils, and developments since the PWMS was adopted, provide the opportunity for revisiting the PWMS and the potential for cross-fertilisation between the two Councils' strategies.

Issues which remain of concern to the public:

- Coordination and collaboration between the Container Deposit Scheme and council's waste stream – for example, there is currently just one facility in the QPRC area for return of containers in exchange for the deposit, that facility being a long distance from much of the council area. Aspects of the operation of that facility have also been the subject of public commentary, for example that it generates litter (rejected containers; plastic bags and boxes; dropped and broken glass containers) some of which is exacerbated by its location in a private car park. Expenditure of council's income from the CDS could be used to enhance litter management and/or to provide further sites for return of containers.
- Lack of a bulk waste collection (furniture, white goods etc.) in the former Palerang Council area, and poor compliance with the existing arrangements in the former Queanbeyan Council area; Queanbeyan does not have Waste Transfer Stations for reusable goods to be taken to (which itself may be worth reviewing), and Palerang residents without a ute or trailer, or physically unable to transport bulky goods, have no means of getting them to a WTS. Council may also wish to investigate facilities (potentially at one or more WTS) for repair/refurbishment of bulk goods, to improve their rate of reuse. This could be undertaken by a social enterprise.
- Lack of a compostable waste stream in the former Queanbeyan Council area – there may be potential for the former Queanbeyan Council area to "piggyback" on the Palerang scheme (albeit there may be costs involved). Palerang Council was also investigating establishing its own composting facility.

- Soft plastic recycling has become available through RedCycle in Riverside Plaza, but is reportedly subject to contamination and may have been withdrawn. RedCycle bins in council facilities would not be subject to contamination by passers-by.

- Lack of street recycling bins in Bungendore, Braidwood and Captains Flat;

- Public waste at peak times in Braidwood and Bungendore.

Once it has commenced meeting, Council's Environment and Sustainability Advisory Committee may be able to provide some input into a minor review of the two Strategies.

Implications

There are no significant financial implications from requesting this report.

Conclusion

The merger of Queanbeyan and Palerang Councils provides opportunities for improving the waste management and reduction of waste in both former council areas, through implementing in the other area the best aspects of the strategies of each, while reviewing whether significant developments since their adoption have resulted in the need for fine-tuning or more substantial review. This Motion requests a report. This could be in the form of a substantial briefing to councillors and discussion. However, there may also be benefits to such a report being publicly available or having other opportunities for public input.

Comment from CEO/General Manager

Council is working on the regional waste strategy in conjunction with CBRJO, drawing on data and analysis undertaken by ACT Government in Canberra and the region. The draft strategy is expected in mid-February, following which consultation will be undertaken with councils. Funding from EPA has been received to assist the strategy.

An opportunity to establish a regional WAMI at Bungendore for QPRC may also be explored.

Comment from Service Manager, Utilities

There have been a number of developments in the PWMS in recent months.

Late last year Council went to tender for the Macs Reef tip reinstatement. The assessment process is complete and I expect a report to Council recommending a contractor soonest – probably for the February ordinary meeting. The specification for the Bungendore reinstatement is more or less complete and we expect to go out to tender very shortly.

Within the last two weeks we also received the final design drawings for the proposed Waste Transfer Station at Braidwood. The next stage is to combine these with the appropriate contractual and commercial clauses and proceed to market. It is expected that this will occur within the next 4 to 5 weeks after which a report to Council will be forthcoming recommending

the appointment of an appropriate contractor. The project is likely to take 8 to 12 months to construct.

The Food and Organics arrangement between Council and Landtasia concluded late last year. An interim arrangement is currently in place whereby the minimal food component is being manually extracted to landfill with the majority greenwaste component being processed through mulching and composting. Alternatives for the full FOGO waste stream are being investigated in a new QPRC Waste Strategy study expected to commence soon.

A budget of \$200,000 was approved by Council for this purpose as part of the first quarter review. The brief has been drafted and it is hoped that a call for consultants may be possible soon with appointment by late March. The engagement is expected to extend for the remainder of the 2018 calendar and will require the formation of Waste Strategy Working Group. A report to Council constituting this group and its membership will be forthcoming soon, possibly for the February ordinary meeting. The brief calls for 4 meetings of this group which will aim to harmonise waste arrangements for the new LGA as well develop a robust strategic business plan for waste in the LGA for the next thirty years.

Attachments

Nil

**12.1 Modification Application MOD.2017.108 - Modify Conditions of Consent
DA.2014.253 - Subdivision 64 Molonglo Place, Carwoola (Ref: C17189129;
Author: Thompson/Perkins)**

Summary

Reason for Referral to Council

This application has been re-submitted to Council following its deferral from Council's meeting of 13 December 2017. The amendments to the report are detailed in the Supplementary Information section of this report below.

This application was originally referred to Council as granting the request for modification would require a significant departure from Council's normal policy in relation to the provision of services to subdivisions.

Proposal:	Modification of DA.2014.253 to remove requirement for connection of allotments to the electricity supply network
Applicant/Owner:	PHL Surveyors/Schlager Investments Pty Ltd
Subject Property:	Lot 267 DP 754893, 64 Molonglo Place, Carwoola
Zoning and Permissibility:	Part RU1 Primary Production, Part E3 Environmental Management under Palerang Local Environmental Plan 2014
Public Submissions:	Not required to be notified
Issues Discussed:	Planning Requirements
Disclosure of Political Donations and Gifts:	Applicant Declared no Donations or Gifts to any Councillor or Staff have been made

Recommendation

- 1. That modification application MOD.2017.108 to modify condition 8 of DA.2014.253 to remove the requirement for the connection of each allotment to the electricity supply network be refused for the following reasons.**

Reasons for Refusal:

- (a) Clause 6.11 of the PLEP 2014 that requires essential services, including the supply of electricity be available, has not been met.**
 - (b) Section 13.1 of the Yarrowlumla DCP 2002, that requires high tension power lines be provided by the developer to the boundary of all additional lots created in accordance with the requirements of the electricity supply body, has not been met.**
 - (c) Approval of the proposed modification request would place an unreasonable burden upon future owners of the proposed lots should they chose to connect to the electricity supply at any time and as such is considered to be contrary to the public interest.**
 - (d) Approval of the modification would set an undesirable precedent for development of residential subdivision allowing costs that should be borne by the developer to be avoided and transferred to individual lot owners.**
-

**12.1 Modification Application MOD.2017.108 - Modify Conditions of Consent
DA.2014.253 - Subdivision 64 Molonglo Place, Carwoola (Ref: C17189129;
Author: Thompson/Perkins) (Continued)**

Supplementary Information

This application was previously referred to Council's meeting of 13 December 2017 at which Council resolved as follows:

"That this matter be deferred for further consideration by Council including a report to include information on any other relevant subdivision that may have been approved and consider appropriate conditions for approval."

The following supplementary information addresses the matters raised by Council.

Other Relevant Subdivisions

In representations to Council reference was made to the subdivision creating Bobbaduck Close in Mount Fairy. The subdivision creating Bobbaduck Close was approved under DA.2012.327 and subsequent modification MOD.2014.059 which were assessed and approved under the former Tallaganda Local Environmental Plan (TLEP) 1991 and Tallaganda Development Control Plan (TDCP) No.4 that have since been repealed.

It should be noted that unlike the former Yarrowlumla Development Control Plan (YLEP) 2002 and the now in force Palerang Development Control Plan (PDCP) 2015 under which the subject application was assessed, the former TDCP did not require the provision of essential services at the subdivision stage. Nonetheless, suitable easements for electricity services were required under both DA.2012.327 and subsequent modification MOD.2014.059.

As such, the Bobbaduck Close subdivision having been undertaken under separate legislative controls is not considered to establish any relevant precedent for the subject modification application.

Possible Conditions

Council staff recommend that the subject modification application be refused. Council could include a condition requiring that each lot is to be provided with a renewable energy supply prior to the issue of the subdivision certificate. This would comply with the requirements of the Section 1.2.9(1) of the PDCP 2015:DCP (requiring each allotment to have an electricity supply) but would mean the developer would be required to construct a renewable energy source on each site prior to any dwellings being constructed. This would overcome the issue of the developer transferring the cost of electricity supply to each new owner but is clearly impractical and does not meet the intent of the modification, which is, that each new owner provides their own renewable energy system at their own cost at the time of receiving consent to construct a dwelling on the site.

In the alternative the applicant has suggested that condition 8 be changed to require the new owner to provide the renewable energy source at their cost and that this requirement be embodied on the title of the property through the application of a section 88B covenant that makes it clear to any prospective owner that no electricity connection exists and that the provision of electricity either to mains or as a renewable source will be at their own cost.

**12.1 Modification Application MOD.2017.108 - Modify Conditions of Consent
DA.2014.253 - Subdivision 64 Molonglo Place, Carwoola (Ref: C17189129;
Author: Thompson/Perkins) (Continued)**

The wording of such a revised condition 8 would be along the following lines.

Pursuant to Section 88B of the Conveyancing Act restrictions as to use shall be created to achieve the following purpose:

- a) Advising potential owners that the site is not serviced by a connection to the power grid; and*
- b) Any future development of the site will require either the installation of on-site facilities for the generation of power or an extension of the existing electricity grid to the premises; and*
- c) That in either case the cost will be at the owner's expense.*

REASON: To ensure that future owners are aware that they will bear the cost of providing electricity to the site.

Staff believe such a condition would set an adverse precedent that could be used by any developer to avoid the cost of supplying electricity to a site. It should be made quite clear that nothing in Council's present condition prevents an owner proceeding with installing a renewable energy source if they wish to. It is their decision. As the condition stands they have the choice of connecting to the grid or installing a renewable energy source. By changing condition 8 that choice is removed and the cost of supplying electricity is transferred from the developer to the owner.

If Council chooses to amend condition 8 it should be noted that condition 7 of DA.2014.253 requiring that suitable easements for electricity supply be provided to each allotment is still relevant as it allows for potential future connection of each allotment to the electricity supply network if desired albeit at the owners cost.

Summary of Supplementary Information

Where services such as water, sewer, electricity and gas are available there is a reasonable expectation by initial and future purchasers of lots in a new subdivision that these services will be provided to the boundary of the site. Approval of the subject modification would establish an undesirable precedent allowing developers to avoid the cost of providing services and transferring that burden onto future purchasers of the allotments contrary to Council's current policy position. As such, it is recommended that the subject modification be refused and the recommendation to Council remains unchanged.

The remainder of this report remains the same as that presented to the meeting of 13 December 2017.

**12.1 Modification Application MOD.2017.108 - Modify Conditions of Consent
DA.2014.253 - Subdivision 64 Molonglo Place, Carwoola (Ref: C17189129;
Author: Thompson/Perkins) (Continued)**

Background

DA.2014.253 was granted conditional approval by Council at its meeting on 7 May 2015 for a five (5) lot Torrens title subdivision. Conditions 7 and 8 of the consent require certain arrangements to be made in relation to the supply of electricity to each allotment prior to the issue of the Subdivision Certificate. These conditions read as follows:

Power supply

7. *Easements for electricity supply shall be created on the final plan of subdivision in favour of Essential Energy. Such easements shall be 20m wide (or such other width as agreed to by Essential Energy) and shall be centred on:*
 - (a) *all existing power lines which cross the subdivision and where that part of a subdivision will involve freshly surveyed boundaries; and*
 - (b) *all proposed power lines that will be constructed to provide electricity to the lots within the subdivision; and*
 - (c) *all proposed power lines within the subdivision for which the developer is not required to make a capital contribution, but which would be required to be constructed in the future to provide power to the boundary of each lot.*

Reason: To ensure power supply to the proposed lots.

8. *Each lot is to be capable of being connected to a suitable power supply. Details are to be provided to Palerang Council with the subdivision certificate application.*

Reason: To ensure adequate power supply is available to any dwelling.

It should be noted that the Environmental Review (Statement of Environmental Effects) prepared by PHL Surveyors which accompanied DA.2014.153 and forms part of the approved documentation to be complied with under Condition 1 of DA.2014.153 identifies that the extension of existing infrastructure services upon the site (i.e electricity poles and lines) is to be undertaken at the expense of the developer with no mention of the use of alternate power supplies.

DA.2014.153 was subsequently modified under MOD.2016.054 on 2 August 2016 to amend the subdivision pattern as to result in a six (6) lot Torrens title subdivision.

DA.2014.153 was again modified under MOD.2017.076 on 16 August 2017 to alter the minimum construction standard of the approved internal roadway.

Subject Property

The subject site originally comprised individual allotments 12 allotments which are being resubdivided. The land is a large rural holding with an area of approximately 670 hectares. Access to the site is from Molonglo Place and Molonglo River Drive, joining Captains Flat Road 2km from the property entrance. The site is bordered to the north by the Australian Defence HQJOC and the Sydney to Canberra railway line, which is also the ACT border. To the east the land is predominantly utilised for rural grazing land. The southern boundary is the Molonglo River for 1.6km and further to the west is rural grazing land.

Across the Molonglo River, to the south, lies developed rural residential land with access to Molonglo Place and Molonglo River Road.

**12.1 Modification Application MOD.2017.108 - Modify Conditions of Consent
DA.2014.253 - Subdivision 64 Molonglo Place, Carwoola (Ref: C17189129;
Author: Thompson/Perkins) (Continued)**

The slope of the land is moderate to gently undulating with streams (Dairy Station Creek) and gullies through the property which have been dammed in many places. The vegetation consists generally of improved pastures and remnant paddock trees in the lower parts and some good native grasses, stands of timber and shrubland occur towards the eastern area. The property also includes a brick homestead, associated garage and sheds; a timber cottage and associated sheds, a hay shed, numerous roads.

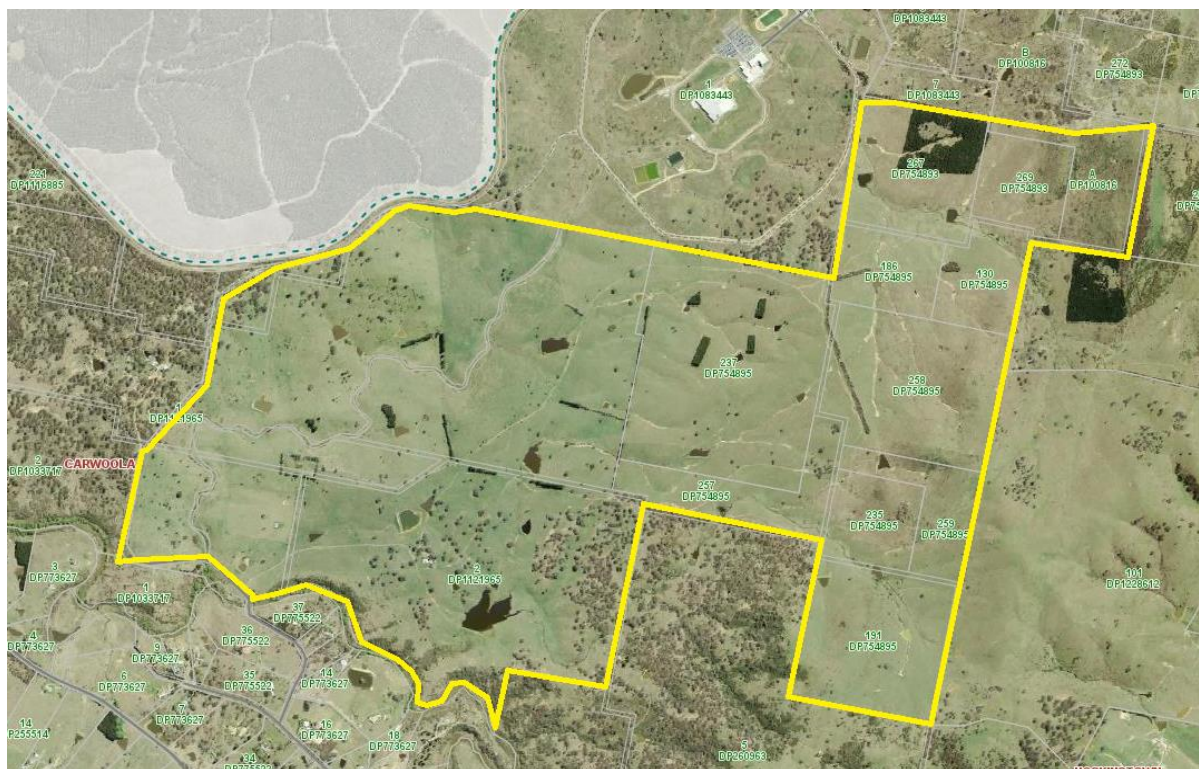


Figure 1 -Subject Property

Proposed Development

The subject modification application seeks to modify condition 8 of DA.2014.253 so as to allow for the new allotments to be serviced by an alternate power supply rather than be connected to the electricity supply network. It should be noted that subject application was erroneously lodged as a Section 96(1) minor modification, however, should have been lodged as a Section 96(1A) minimal environmental impacts modification. To prevent unnecessary delays the subject application has been assessed against the provisions of Section 96(1A) of the Environmental Planning and Assessment Act 1979.

**12.1 Modification Application MOD.2017.108 - Modify Conditions of Consent
DA.2014.253 - Subdivision 64 Molonglo Place, Carwoola (Ref: C17189129;
Author: Thompson/Perkins) (Continued)**

Planning Requirements

Assessment of the application has been undertaken in accordance with Section 79C(1) of the Environmental Planning and Assessment Act (EPAA) 1979, as amended. The matters that are of relevance under Section 79C(1) are summarised below

Section 96(1A) – Modifications involving minimal environmental impact

Under Section 96(1A) of the Environmental Planning and Assessment Act 1979 (EP&A Act 1979) a consent authority may modify the consent if:

- a) It is satisfied that the proposed modification is of minimal environmental impact, and
- b) It is satisfied that the development to which the consent as modified relates is substantially the same development as the development for which the consent was originally granted.
- c) It has notified the application in accordance with:
 - (i) the regulations, if the regulations so require, or
 - (ii) a development control plan, if the consent authority is a council that has made a development control plan that requires the notification or advertising of applications for modification of a development consent, and
- d) It has considered any submissions made concerning the proposed modification within any period prescribed by the regulations or provided by the development control plan, as the case may be.

With regard to subclause 'a', the proposed development relating only to the provision of power to each allotment is considered as being of minimal environmental impact.

With regard to subclause 'b', the development to which the consent as modified relates is considered to be substantially the same development for which consent was originally granted. In answering this threshold question, a comparative analysis of the approved development as modified has been undertaken. As the development as modified remains is for the purposes of a Torrens title subdivision with no change to the approved lot sizes, the development as modified is considered to be substantially the same development to that for which consent was originally granted.

With regards to subclauses 'c' and 'd', the subject modification application is a Section 96(1A) application and does not require public notification in accordance with the requirements of Part E of the Palerang Development Control Plan 2015.

Section 96(3) of the Environmental Planning and Assessment Act (EPAA) 1979 requires consideration to be given to the matters referred to in Section 79C(1) of the EPAA 1979. An assessment of the proposed development against the relevant provisions of Section 79C(1) follows:

**12.1 Modification Application MOD.2017.108 - Modify Conditions of Consent
DA.2014.253 - Subdivision 64 Molonglo Place, Carwoola (Ref: C17189129;
Author: Thompson/Perkins) (Continued)**

The matters that are of relevance under Section 79C(1) are summarised below.

Assessment of Modification Proposal

The following planning instruments have been considered in the planning assessment of the subject development application:

1. State Environmental Planning Policy (Rural Lands) 2008
2. Palerang Local Environmental Plan 2014 (LEP).
3. Yarrowlumla Development Control Plan 2002 (DCP) – Since repealed

The significant issues relating to the modification proposal for the Council's consideration are:

(a) Compliance with SEPP

State Environmental Planning Policy (Rural Lands) 2008

The proposed development as modified involves no change to the compliance of the development with the requirements of State Environmental Planning Policy (Rural Lands) 2008.

(b) Compliance with LEP

Palerang Local Environmental Plan 2014

Clause 6.11 of the PLEP 2014 requires Council to be satisfied that essential services including the supply of electricity are available or that adequate arrangements are made to make them available prior to granting development consent. DA.2014.253 was approved based upon the premise that each of the proposed allotments would be serviced by a separate electricity supply connection obtained via an extension of the existing electricity supply infrastructure present upon the site (i.e an extension of the existing poles and wires) as was proposed within the Environmental Review (Statement of Environmental Effects) prepared by PHL Surveyors that accompanied the parent application. The proposed modification seeks to allow for the use of renewable energy sources to service each of the proposed allotments however, no detail has been provided as to what specific services are to be provided as to allow for their adequacy to be considered for the likely future uses of the proposed allotments. As such Council is not satisfied that adequate arrangements for the supply of electricity have been made as required by the LEP.

(c) Compliance with DCP

Yarrowlumla Development Control Plan 2002 (DCP) – Since repealed

DA.2014.253 was assessed and approved under the since repealed Yarrowlumla Development Control Plan 2002 and as such is the applicable development control plan for the purposes of the modification application.

Section 13.1 of the DCP requires high tension power lines to be provided by the developer to the boundary of all additional lots created in accordance with the requirements of the electricity supply body contrary to the proposed modification. As such, the proposed modification is contrary to the provisions of the DCP.

**12.1 Modification Application MOD.2017.108 - Modify Conditions of Consent
 DA.2014.253 - Subdivision 64 Molonglo Place, Carwoola (Ref: C17189129;
 Author: Thompson/Perkins) (Continued)**

Notwithstanding the above, the applicant has noted that Section C1.2.9 of the now in force Palerang Development Control Plan 2015 provides that within the RU1 Primary Production and E3 Environmental Management zones consideration will be given to renewable energy sources. As previously noted, this is not the applicable development control plan to the development as consent was granted under the former development control plan. Nonetheless, the opportunity for consideration to be given to renewable energy options is intended to allow their use in instances where connection to the grid is unfeasible or impractical.

The subject site features existing electricity connections and infrastructure (See Figure 2 below) and Council staff have been advised by the electricity supplier that a conservative costing of the necessary extension would be approximately \$25,000 per additional allotment which is not considered to be prohibitive or impractical to provide to the proposed development. As such, the provision of alternate energy arrangements, in lieu of providing an electricity connection, are not considered to be appropriate for the proposed development.

Further the proposed modification supposes that all of the proposed purchasers wish to make use of alternative energy. While presale of allotments may have taken place they cannot be sold until the properties are registered which is still some time off. Even if all the purchasers were prepared to use alternate energy, subsequent owners who may purchase the property in the future may not wish to use alternate energy and would then face the cost of having to bring in the electrical connection.

Importantly the provision of electricity services to each allotment as required by Council in no way restricts the use of alternate energy throughout future development if that is the owners desire. The owner at the time simply does not to connect to the main supply.

Granting approval to the proposed modifications would provide a substantial windfall to the developer and place a significant burden upon future purchasers of the site to establish a connection to the grid that should be borne by the developer.

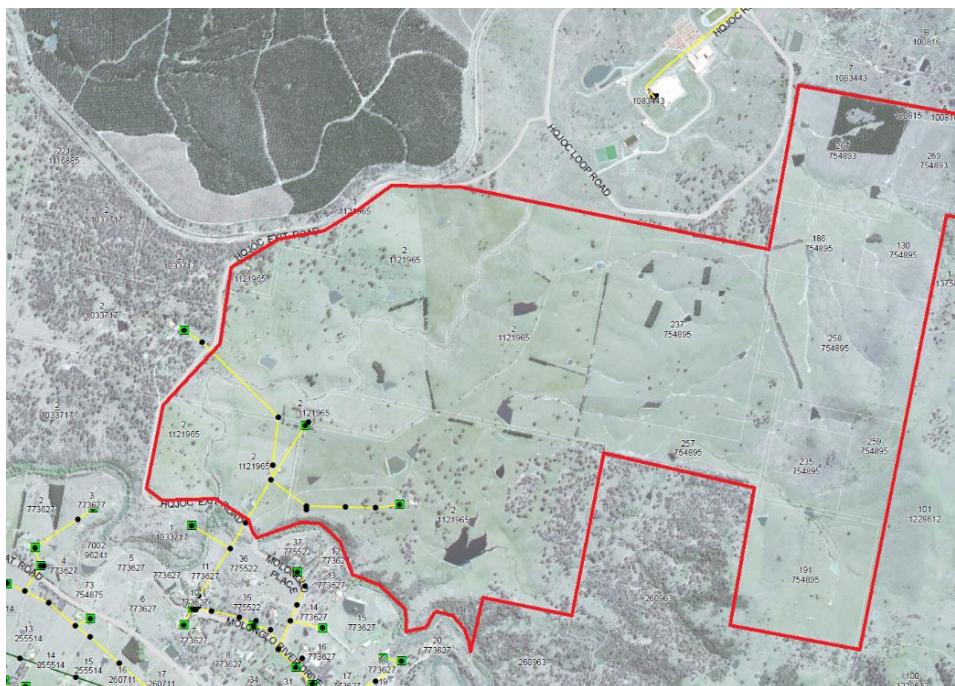


Figure 2:-Red outline- Subject Property. Yellow line -existing electricity infrastructure

**12.1 Modification Application MOD.2017.108 - Modify Conditions of Consent
DA.2014.253 - Subdivision 64 Molonglo Place, Carwoola (Ref: C17189129;
Author: Thompson/Perkins) (Continued)**

Approval of the proposed development would place an unreasonable burden upon future owners of the proposed allotments and as such is considered to be contrary to the public interest.

Financial Implications

Nil

Engagement

The proposed modification did not require notification under Part E of the Palerang DCP 2014.

Conclusion

Where services such as water, sewer, electricity and gas are available there is a reasonable expectation by initial and future purchasers of lots in a new subdivision that these services will be provided to the boundary of the site. Approval of the subject modification would establish an undesirable precedent allowing developers to avoid the cost of providing services and transferring that burden onto future purchasers of the allotments contrary to Council's current policy position. As such, it is recommended that the subject modification be refused.

An assessment of modification application MOD.2014.253 to modify DA.2014.253 to remove the requirement for each allotment to be connected to the electricity supply network has been carried out against the provisions of Section 96(1A) of the Environmental Planning and Assessment Act 1979. The assessment fails to satisfy the relevant provision of the Palerang Local Environmental Plan 2014 and the Yarrowlumla Development Control Plan 2002 and would result in an undesirable precedent. As such, the proposed development is not considered suitable for the site, and is recommended for refusal.

Attachments

Nil

**12.2 Modification Application MOD.2017.060 - 62 Ellendon Street, Bungendore -
Modification (Ref: C185559; Author: Thompson/Williams)**

Summary

Reason for Referral to Council

The proposed modification application received six submissions on the re-notification of the proposed amended design.

Proposal:	Modification of DA.2016.009 for alterations and additions, so as to modify the plans to include dormer windows and an external stair access to the attic.
Applicant/Owner:	W Gain & G S Gain
Subject Property:	Lots 1 DP 612225 62 Ellendon St, Bungendore
Zoning and Permissibility:	R1 General Residential Zone under Palerang Local Environmental Plan 2014
Public Submissions:	Six (6)
Issues Discussed:	Privacy
Disclosure of Political Donations and Gifts:	Applicant Declared that no Donation or Gift to a Councillor or Staff has been paid (see attachment)

Recommendation

That Modification Application MOD.2017.060 to modify DA.2016.009 by the inclusion of dormer windows to the attic and construction of an external staircase to access that attic be approved for the following reasons and with amendments to the conditions as shown in Schedule 1 below:

- (a) The proposed development as modified satisfies the requirements of Section 96(1A) of the Environmental Planning and Assessment Act 1979 as the proposal will not create any additional environmental impact from the parent consent and is substantially the same development.**
- (b) The development is consistent with all relevant requirements of the Palerang Local Environmental Plan 2014.**
- (c) The development satisfies the Palerang Development Control Plan 2015, specifically sections B10- Heritage & C2- Residential Development.**
- (d) Privacy concerns are addressed through obscure glass windows on the south and screening of the existing deck/landing area to the south.**

Schedule 1 – Amendments to Conditions

Amend Condition 1 as follows:

The development referred to in the application is to be carried out in accordance with the original approved plans except as modified by the plans numbered MOD.2016.113, MOD.2017.060 and in accordance with this schedule of conditions.

**12.2 Modification Application MOD.2017.060 - 62 Ellendon Street, Bungendore -
Modification (Ref: C185559; Author: Thompson/Williams) (Continued)**

Reason: Development is undertaken in accordance with this consent & is used for the approved purpose only.

Add new condition.

Use of Attic Space

The existing attic space is to remain a non-habitable space and for storage purposes only.

Reason: Development is undertaken in accordance with this consent & is used for the approved purpose only.

Add new condition.

Privacy – Treatment to Dormer Windows – Southern Elevation

Prior to the issue of the Construction Certificate (Building) the applicant shall submit to, and have endorsed by Council, a revised dormer window design showing the windows along the southern elevation having:

- **Obscure glass over the entire surface of the window; and**
- **Windows being fixed glass or, in the alternate, bottom opening awning style windows.**

Reason: To reduce privacy concerns to the neighbouring lot.

Add new condition.

Privacy – Treatment to Existing Raised Deck and Proposed Staircase Landing

Prior to the issue of the Construction Certificate (Building) the applicant shall submit to, and have endorsed by Council, a design for privacy screening on the southern elevation of the existing deck and on the southern and eastern elevations of the proposed staircase landing. The screening shall be a minimum height of 1.8m from the deck/landing surface and shall be constructed in materials and colours that are sympathetic to the heritage character of the existing dwelling.

Screening shall be installed prior to the issue of any Occupation Certificate.

Reason: To reduce privacy concerns to the neighbouring lot.

Add new condition.

All construction work associated with this development shall be carried out from within the premises unless otherwise authorised by the owners of neighbouring premises.

Reason: To reduce impacts from construction activities on neighbouring premises.

**12.2 Modification Application MOD.2017.060 - 62 Ellendon Street, Bungendore -
Modification (Ref: C185559; Author: Thompson/Williams) (Continued)**

Background***History of the Site***

The proposed site contains a locally heritage listed dwelling (Heritage Item 177) which is thought to have been constructed in the late 1800's and was used as a cobblers shop and later in the early 1900's as a stock agent.

The heritage item is listed for its exposed brick and timber features and noted as an original two bedroom cottage with numerous additions. Council records indicate an application for alterations and additions was approved in 2016 under application DA.2016.009. The application was then later modified under MOD.2016.113 to include the addition of sky lights above the existing attic space.

Prior to the above approval there was a subdivision approval for the lot under application 12/79 which was subsequently registered in 1980. This created the current lot layout, resulting in the existing house located on 62 Ellendon Street being located immediately adjacent to the southern boundary.

Proposed Development

The subject modification application seeks the modification of DA.2016.009 under Section 96(1A) of the Environmental Planning and Assessment Act 1979 to include dormer windows in the place of the approved skylights and an external staircase to access the attic area. The specific elements of the modification(s) sought are as follows:

- Installation of four (4) dormer windows on the roof of the existing dwelling. Two are to be located on the northern elevation with normal glazed windows and two are to be located on the southern elevation with obscure glass; and
- Installation of an external staircase to the eastern elevation to access the attic area.

Subject Property

The subject land has an area of 689m² and is located on Lot 1 DP 612225, 62 Ellendon Street, Bungendore. The land has a frontage to Ellendon Street of approximately 15.2 metres. The site contains minimal slope and has existing landscape vegetation throughout. The site includes two existing sheds on the northern boundary, a carport and some mature trees located in the middle of the lot (see Figure 1 below). The surrounding properties have predominantly a low density residential use and contain similar development relating around residential development.



Figure 1 - Blue outline – Subject Property

Planning Requirements

Assessment of the application has been undertaken in accordance with Section 96(1A) of the Environmental Planning and Assessment Act (EPAA) 1979.

Section 96(1A) – Modifications involving minimal environmental impact

Under Section 96(1A) of the Environmental Planning and Assessment Act 1979 (EP&A Act 1979) a consent authority may modify the consent if:

- a) *It is satisfied that the proposed modification is of minimal environmental impact, and*
- b) *It is satisfied that the development to which the consent as modified relates is substantially the same development as the development for which the consent was originally granted.*

**12.2 Modification Application MOD.2017.060 - 62 Ellendon Street, Bungendore -
Modification (Ref: C185559; Author: Thompson/Williams) (Continued)**

- c) *It has notified the application in accordance with:*
- i. *the regulations, if the regulations so require, or*
 - ii. *a development control plan, if the consent authority is a council that has made a development control plan that requires the notification or advertising of applications for modification of a development consent, and*
- d) *It has considered any submissions made concerning the proposed modification within any period prescribed by the regulations or provided by the development control plan, as the case may be.*

With regard to subclause 96(1A)(a), the proposed development as modified would not create any additional environmental impact from the assessment of the parent consent. The addition of the external staircase to the attic would require small amounts of landscaped grass to be removed, however the environmental impact of this is assessed as neutral to low.

The potential visual impacts from the existing raised deck and proposed landing have been raised as an issue/impact on the adjoining neighbour to the South. Upon inspection of the property and study of approved plans for the properties in question there may be potential for the occupants of the subject property to overlook into a bedroom window of the dwelling to the South. The privacy impacts of the proposed modification are considered in detail under the 'Submissions' section of this report below.

The impacts are mainly caused on the southern and eastern elevations which are shown in Figures 2 and 3 below. The floor layout of the attic is shown in Figure 4.

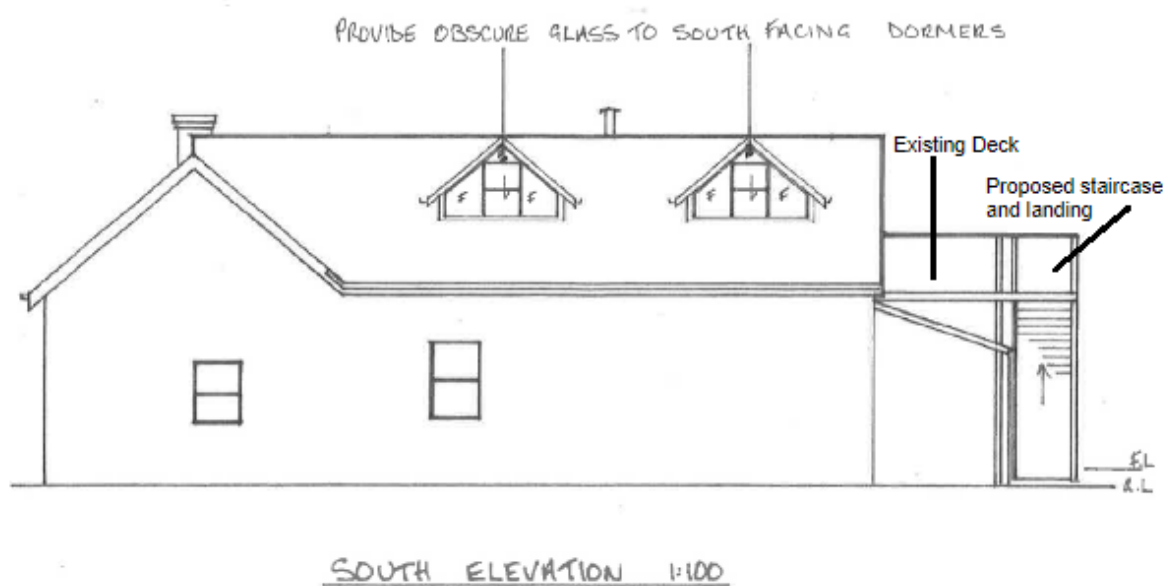


Figure 2 – Southern Elevation

12.2 Modification Application MOD.2017.060 - 62 Ellendon Street, Bungendore - Modification (Ref: C185559; Author: Thompson/Williams) (Continued)



Figure 3 – East Elevation

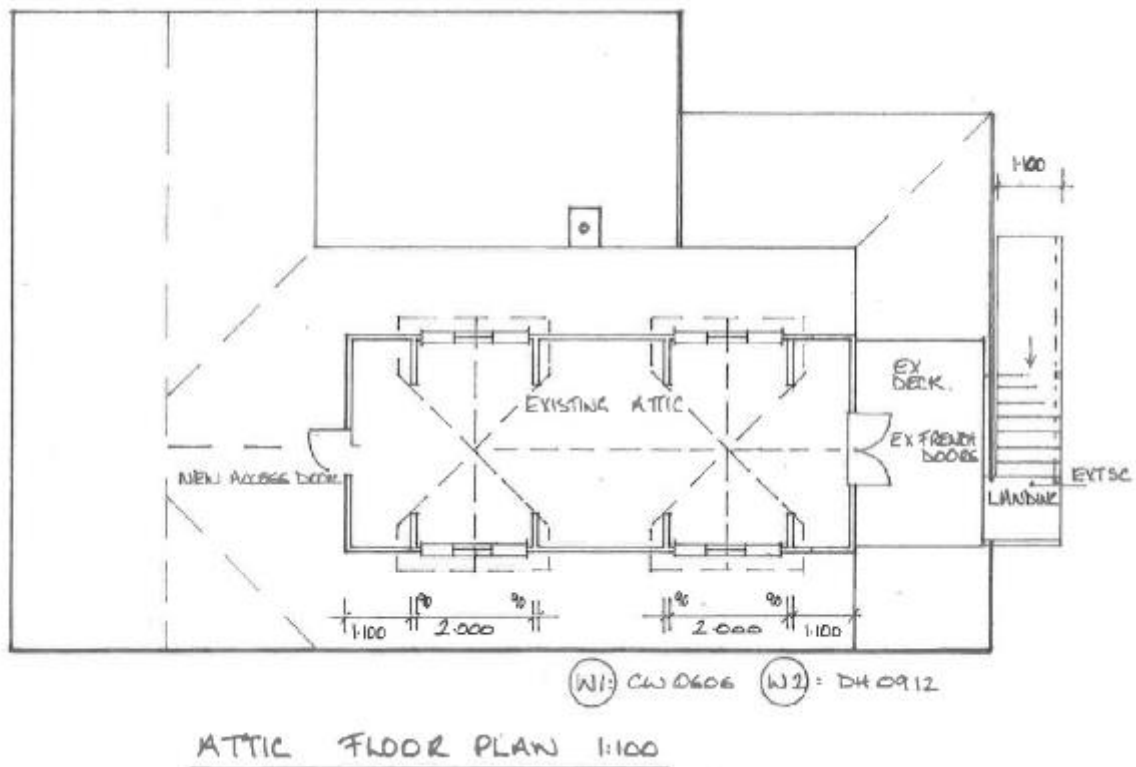


Figure 4 - Attic Floor Plan

12.2 Modification Application MOD.2017.060 - 62 Ellendon Street, Bungendore - Modification (Ref: C185559; Author: Thompson/Williams) (Continued)

With regard to subclause 96(1A)(b) the development to which the consent as modified relates is considered to be substantially the same development for which consent was originally granted. In answering this threshold question, a comparative analysis of the approved development as modified has been undertaken. It's considered that the installation of dormer windows and the external staircase is consistent with the original approved alterations and additions development.

The proposed modification removes the internal staircase and relocates this to the eastern external elevation to access the attic area. The proposed dormer windows are an addition to the application, however the original application was for alterations and additions of the dwelling. It's considered that the inclusion of these windows is within the scope of alterations and additions on the house and is substantially the same development. The house remains a residential dwelling with the works done complementing the heritage value.

With regards to subclauses 96(1A)(c) and (d), the subject modification application was notified for a period of 14 days in accordance with the requirements of Part E of the Palerang Development Control Plan 2015. Six (6) submission were received. The matters raised within these submission are considered in the 'Submissions' section of this report below.

Section 96(3) of the Environmental Planning and Assessment Act (EPAA) 1979 requires consideration to be given to the matters referred to in Section 79C(1) of the EPAA 1979. An assessment of the proposed development against the relevant provisions of Section 79C(1) has been carried out. See attached *Section 79C(1) Table – Matters for Consideration* (Attachment 1).

In addition the following planning instruments have been considered in the planning assessment of the subject development application:

1. Palerang Local Environmental Plan (PLEP) 2014; and
2. Palerang Development Control Plan (PDCP) 2015

(a) Compliance with PLEP 2014

The development as modified involves no changes to the compliance of the development with the requirements of the Palerang Local Environmental Plan 2014 from that of the parent application (DA.2016.009). For an assessment of the development as modified against the relevant provisions of the Palerang Local Environmental Plan 2014 see attached *79C(1) Table – Matters for Consideration* (Attachment 1).

(b) Compliance with PDCP 2015

The development as modified complies with Section B10 and C2 of the Palerang Development Control Plan 2015 which outlines controls on heritage listed development and development of a residential nature. A detailed assessment of the proposed development as modified against the relevant provisions of the Palerang Development Control Plan 2015 is provided in the attached *Section 79C(1) Table – Matters for Consideration* (Attachment 1).

(c) Other Matters

Several other matters were raised in submissions. These are dealt with in the "Submissions" section of this report below.

**12.2 Modification Application MOD.2017.060 - 62 Ellendon Street, Bungendore -
Modification (Ref: C185559; Author: Thompson/Williams) (Continued)**

Submissions

In accordance with the requirements of Part E of the PDCP 2015 the subject modification application was notified from 14 August 2017 to 28 August 2017.

The first round of notifications received five submissions outlining their concerns. The applicant was then advised to amend the plans to address the issues raised and to address some heritage advice.

The amended plans were then re-notified from 1 November 2017 to 15 November 2017. Six written submission were received on the re-notification.

The relevant issues raised in submissions included the following:

Issue: *Non-Compliance with Environmental Planning and Assessment Regulation 2000- Clause 51 (The legislative requirement for all relevant parties of a development to sign the development application form is questioned.)*

Comment: The submission outlines that the eaves, gutters and other projections of the existing dwelling on 62 Ellendon Street encroach into Lot 2 DP 612225 by "0.18" on a hand drawn survey plan attached to the rear of a letter by a registered surveyor (R W Elgood). All these encroachments were in existence prior to the approval of the original DA and the proposed modification. Neither the original DA nor the modification proposed any alteration to these encroachments. The proposed works to the dwelling are to be solely within the boundary of Lot 1 DP 612225 (subject Site) with no amendment to the area where the encroachments occur. It is considered that if all works proposed by the DA are located solely within the boundaries of the property only the owners of that property are required to sign the development application form. There is full compliance with Environmental Planning and Assessment Regulation- Clause 51.

Issue: *Modification application is not substantially the same.*

Comment: The development to which the consent as modified relates is considered to be substantially the same development for which consent was originally granted. In answering this threshold question, a comparative analysis of the approved development as modified has been undertaken. It's considered that the installation of dormer windows and the external staircase is consistent with the original approved alterations and additions development.

The proposed modification removes the internal staircase and relocates this to the eastern external elevation to access the attic area. The proposed dormer windows are an addition to the application, however the original application was for alterations and additions to the dwelling. It's considered that the inclusion of these windows is well within the scope of alterations and additions to a dwelling and is substantially the same development. The house remains a residential dwelling with the works done complementing the heritage value. The proposed modification is considered a substantially the same development to that of the parent consent and satisfies the provisions of section 96(1A).

12.2 Modification Application MOD.2017.060 - 62 Ellendon Street, Bungendore - Modification (Ref: C185559; Author: Thompson/Williams) (Continued)

Issue: *Overlooking/Privacy Concerns.*

Comment: All six submissions outline privacy and overlooking concerns into Lot 2 DP 612225.

There are two potential sources of overlooking identified:

1. From the two dormer windows in the southern elevation an issue which would be exacerbated should the attic be used for some habitable purpose other than storage.

Submissions outline key planning principles of invasion of privacy into private open spaces and effect on amenity from invasion of privacy. The space in the attic area where the dormer windows will be installed is only to be used as a storage area and not a habitable space, although the submitters have provided evidence that the attic has been used for habitable purposes in the past. While Council accepts that no extended occupation of this space is expected it is proposed that a condition of consent be included specifying that the attic space may only be used for non-habitable purposes.

Notwithstanding the above the plans clearly show that the dormer windows on the southern side are provided with obscure glass to alleviate any possible overlooking concerns from inside the attic preventing overlooking regardless of the use of the attic. However, windows can be opened and this reduces the mitigating effect of the obscure glass. To prevent this a condition requiring the windows to be either fixed glazing on the southern side or to be of an awning design (bottom opening) will be imposed.

With a condition requiring obscure glass treatment and fixed glass/awning design of the dormer windows there are no significant impacts on privacy relating to overlooking from the dormer windows.

2. Overlooking from the existing raised deck and new staircase and landing.

The submissions also outline the existing deck and proposed external staircase and landing create an area that looks directly into the bedroom at Lot 2 DP 612225. This is a valid concern given the window on the northern elevation is located approximately 5m away from the common boundary. The deck is pre-existing and the small landing from the staircase will in effect create an increased deck area. While the attic area will be required to be a non-habitable space the existing deck could be used for other purposes. To reduce privacy concerns a condition will be included to provide adequate screening along the southern elevation of the existing deck and along the southern and eastern ends of the new staircase landing. The design of the screening needs to be consistent with the heritage character of the building and area and as such the condition requiring the screening will include a provision that the design must be endorsed by Council (including Councils Heritage Advisor) prior to the commencement of work on this aspect of the building.

The imposition of this condition will ameliorate the privacy impacts caused by the existing deck and new staircase.

Issue: *Impacts on heritage character of the existing dwelling and the area generally.*

Comment: Submissions outlined that the proposed development to include dormer windows and the external staircase is unsympathetic to the heritage character of the locally Heritage listed dwelling. The application was referred to the Council Heritage Advisor who provided comment on the development and considered the proposed development consistent with the heritage character of the dwelling and does not compromise the heritage value.

12.2 Modification Application MOD.2017.060 - 62 Ellendon Street, Bungendore - Modification (Ref: C185559; Author: Thompson/Williams) (Continued)

Issue: Maintenance Issues.

Comment: Ongoing maintenance of the dwelling is raised as a concern by the adjoining property and a number submissions. The building has pre-existed on the boundary since the registration of subdivision 12/79 in 1980 and was constructed in the late 1800's and early 1900's. Ongoing maintenance is expected. Significant impacts on additional maintenance resulting from the additional development are not expected. Concerns about access to maintenance of the dwelling side wall is not an issue resulting from this development. The proposed windows and staircase entry are within the boundaries of Lot 1 DP 612225 and can be maintained from within the boundaries of 62 Ellendon Street. The application can be conditioned so that all construction is to be conducted within the property boundaries. If any additional maintenance is required it is likely to be minor and should be able to be accommodated within whatever arrangements the two neighbours already have in place.

Issue: Consideration of impacts of building on the boundary.

Comment: None of the proposed works are proposed to be undertaken on the boundary. The submitters reliance on this consideration is unfounded.

Issue: Structural/Approval status of existing deck.

Comment: While no work is proposed on the existing deck the new staircase and landing will be attached to it. All work is required to be carried out in accordance with the Building Code of Australia. It will be a matter for the certifier to be satisfied as to the structural adequacy of the design.

Conclusion

The application has been assessed in accordance with the requirements of the Section 96(1A) of the *Environmental Planning & Assessment Act 1979*, the EP&A Act Regulations and Council's policies (Refer to Section 79C(1) Table – *Matters for Consideration* (Attachment 1). The proposed development as modified and with the amendments to the conditions proposed satisfies the requirements of Section 79C(a)(iii) and 96(1A)(a) of the *Environmental Planning and Assessment Act 1979* and Section B10- Heritage and C2- Residential Development of the *Palerang Development Control Plan 2015*.

Subject to the imposition of appropriate conditions the proposed development as modified is compliant with the provisions of the *Palerang Local Environmental Plan 2014*, the development as modified satisfies the requirements of Section 79C(a)(iii) and 96(1A) of the *Environmental Planning and Assessment Act 1979* and the above mentioned sections of the *Palerang Development Control Plan 2015*. As such, it is recommended that Modification Application MOD.2017.060 be approved.

Attachments

- | | |
|--------------|---|
| Attachment 1 | MOD.2017.060 - 62 Ellendon Street, Bungendore - Section 79C Table - Matters For Consideration (<i>Under Separate Cover</i>) |
| Attachment 2 | MOD.2017.060 - 62 Ellendon Street Bungendore - Plans (<i>Under Separate Cover</i>) - CONFIDENTIAL |
| Attachment 3 | MOD.2017.060 - 62 Ellendon Street - Submissions (<i>Under Separate Cover</i>) - CONFIDENTIAL |

12.3 Investment Report - November 2017 (Ref: C17188485; Author: Taylor/Drayton)

Summary

In accordance with the *Local Government (General) Regulation 2005*, the Investment Report is to be presented to Council on a monthly basis.

This report presents the investment result for November 2017.

Due to timing constraints, not all financial information was available to Council at the time of preparation of this report.

Recommendation

That Council:

1. **Note the investment income for November 2017 was \$560,367 bringing the total interest earned on Cash and Cash Equivalent Investments for the 2017/18 Financial Year to \$2,383,242 which is \$609,464 above the year to date budget within the Operational Plan.**
2. **Note the investment portfolio has been made in accordance with the *Local Government Act 1993*, and the *Local Government (General) Regulation 2005*.**
3. **Adopt the Investment Report for the month of November 2017.**

Background

Cash and Cash Equivalent Investments

The principal amount invested as at 30 November 2017 was \$163,562,882.

Refer to Attachment 1 for the following supporting information:

- 1 Actual return against budget;
- 2 Investment portfolio return against the benchmark AusBond Bank Bill Index (BBI);
- 3 Listing of Council's Cash and Cash Equivalent Investments;
- 4 Strategic placement limits for individual institutions or counterparties;
- 5 Placement with individual institutions as a percentage of Council's total portfolio;
- 6 Market values of Council's tradeable investments;
- 7 Budgeted interest allocation by Entity.

Implications

Policy

I hereby certify that Queanbeyan-Palerang Regional Council investments listed in Table 1 attached to this report have been made in accordance with section 625 of the *Local Government Act 1993*, and clause 212 of the *Local Government General Regulations 2005*. During May 2017, Queanbeyan-Palerang Regional Council became noncompliant with its investment policy due to an overexposure to the Bank of Queensland counterparty. Refer below for further details.

**12.3 Investment Report - November 2017 (Ref: C17188485; Author: Taylor/Drayton)
(Continued)**

Shane Taylor
Chief Financial Officer

On 22 May 2017, ratings agency Standard & Poor's announced a downgrade of the senior long-term ratings of 23 Australian financial institutions including Bank of Queensland (BOQ).

Council's Policy states:

"The portfolio credit guidelines to be adopted will reference the Standard & Poor's (S&P) ratings system criteria and format – however, references to the Minister's order also recognised Moody's and Fitch ratings and any of the three ratings may be used where available."

"Standard and Poor's ratings attributed to each individual institution will be used to determine maximum holdings. In the event of a disagreement between agencies as to the rating band ("split ratings") Council shall use the higher in assessing compliance with portfolio limits, but for conservatism shall apply the lower in assessing new purchases."

So, based on the lower-of ratings, which constrain new investment, Council's current position is as follows:

Council is now again compliant with its 'BBB' and 'Non-Rated' Australian Deposit-taking Institution (ADI) target of 40% aggregate previously exceeded when the ADI downgrades were imposed in May 2017.

Council's overweight position with BOQ after downgrades, will reduce by the end of 2017, but will not be fully released until late 2018. This will halt new investment with BOQ.

Financial

Investment income for the 2017/18 Financial Year as at 30 November 2017 amounts to \$2,383,242. This return was \$609,464 above the revised year to date budget. The investment returns are primarily added to restricted funds (ie development contributions) that form the bulk of the investments.

Refer to Attachment 1 - Graph 1 and Table 5.

Council's investment portfolio had another strong month, with return dominated by the recently placed allocation in the NSW Treasury Corp Long Term Growth Fund. As this Fund has a high proportion of growth assets (around 70%) to defensive assets, returns are volatile with the potential of negative returns so should be viewed as a long-term holding.

Attachments

Attachment 1 Investment Report - November 2017 - Attachment 1 - 13 December 2017
(Under Separate Cover)

12.4 Investment Report - December 2017 (Ref: C185860; Author: Taylor/Drayton)

Summary

In accordance with the *Local Government (General) Regulation 2005*, the Investment Report is to be presented to Council on a monthly basis.

This report presents the investment result for December 2017.

Recommendation

That Council:

1. **Note the investment income for December 2017 was \$347,154 bringing the total interest earned on Cash and Cash Equivalent Investments for the 2017/18 Financial Year to \$2,730,396 which is \$594,729 above the year to date budget within the Operational Plan.**
2. **Note the investment portfolio has been made in accordance with the *Local Government Act 1993*, and the *Local Government (General) Regulation 2005*.**
3. **Adopt the Investment Report for the month of December 2017.**

Background

Cash and Cash Equivalent Investments

The principal amount invested as at 31 December 2017 was \$170,296,022.

Refer to Attachment 1 for the following supporting information:

- 1 Actual return against budget;
- 2 Investment portfolio return against the benchmark AusBond Bank Bill Index (BBI);
- 3 Listing of Council's Cash and Cash Equivalent Investments;
- 4 Strategic placement limits for individual institutions or counterparties;
- 5 Placement with individual institutions as a percentage of Council's total portfolio;
- 6 Market values of Council's tradeable investments;
- 7 Budgeted interest allocation by Entity.

Market Update

The average 30 day BBSW rate for December 2017 was 1.69%.

At its final meeting for 2017, the Reserve Bank (RBA) left the cash rate unchanged, marking the 16th month in a row at the record low of 1.50%. There has not been an official cash rate increase since November 2010.

The Bank's central forecast remains for inflation to pick up gradually as the economy strengthens for an eventual rate hike. However, ongoing low inflation, record low wages growth, uncertainty around consumer spending, signs that the housing cycle is slowing, and the still strong Australian dollar argue against a rate hike.

**12.4 Investment Report - December 2017 (Ref: C185860; Author: Taylor/Drayton)
(Continued)**

CoreLogic data for November 2017 showed the housing market in a 'cooling off' phase. However, this time, it's unlikely there will be cuts to the cash rate. In fact the cash rate yield curve currently indicates that the financial markets expect interest rates to remain on hold until after April 2019. *Source: CPG Research and Advisory*

Implications***Policy***

I hereby certify that Queanbeyan-Palerang Regional Council investments listed in Table 1 attached to this report have been made in accordance with section 625 of the Local Government Act 1993, and clause 212 of the Local Government General Regulations 2005. During May 2017, Queanbeyan-Palerang Regional Council became noncompliant with its Investment Policy due to an overexposure to the Bank of Queensland counterparty. With the increase in level of investments, our exposure to the Bank of Queensland now becomes compliant with the Investment Policy.

Shane Taylor
Chief Financial Officer

On 22 May 2017, ratings agency Standard & Poor's announced a downgrade of the senior long-term ratings of 23 Australian financial institutions including Bank of Queensland (BOQ).

Council's Policy states:

"The portfolio credit guidelines to be adopted will reference the Standard & Poor's (S&P) ratings system criteria and format – however, references to the Minister's order also recognised Moody's and Fitch ratings and any of the three ratings may be used where available."

"Standard and Poor's ratings attributed to each individual institution will be used to determine maximum holdings. In the event of a disagreement between agencies as to the rating band ("split ratings") Council shall use the higher in assessing compliance with portfolio limits, but for conservatism shall apply the lower in assessing new purchases."

So, based on the lower-of ratings, which constrain new investment, Council's current position with BOQ after downgrades, will not be fully released until late 2018. This will halt any new investment with BOQ.

Financial

Investment income for the 2017/18 Financial Year as at 31 December 2017 amounts to \$2,730,396. This return was \$594,729 above the revised year to date budget. The investment returns are primarily added to restricted funds (i.e. development contributions) that form the bulk of the investments.

Refer to Attachment 1 - Graph 1 and Table 5.

Attachments

Attachment 1 Investment Report - December 2017 - Attachment 1 - 24 January 2018
(Under Separate Cover)

12.5 Road Naming Proposal - Nightjar Road - Road 1009 - Jerrabattgulla (Ref: C17190924; Author: Thompson/Bateman)

Summary

This report proposes adopting and gazetting a road name for a currently unnamed Right of Carriageway access which services several properties in Jerrabattgulla.

Recommendation

That Council:

- 1. Adopt in principal the name 'Nightjar Road' for the Right of Carriageway accessed from Cooma Road approximately 400m north of the intersection with Jerrabattgulla Road. The road is to be marked as 'Private' and 'No Through Road'.**
 - 2. Publish a notice in the NSW Government Gazette to that affect.**
 - 3. Allocate addresses, install signage and notify residents.**
-

Background

Under the NSW Road Naming Policy, Council is the authority responsible for road naming. In general, unnamed roads are considered confusing and need to be formalised to ensure response times are minimised for emergency services and to ensure services can be readily provided to the area (such as mail delivery) Attachment 1.

The New South Wales State Government will soon be implementing a new policy that says only addresses that are registered in the GNAF (Geocoded National Address File) database will be accepted for use on certain government documents, E.g. Passports, Gun Licences, vehicle registration etc. If GNAF doesn't have accurate records these documents will become difficult to obtain.

Rural addressing in the former Tallaganda Shire Council was not well resourced and parts of the rural area around the Town of Braidwood have been without proper addressing for many years. As a result, the former Palerang Council began to investigate and allocate Road Names and Rural Addresses where required. Queanbeyan-Palerang Regional Council will now continue on and complete this task to provide proper rural addresses to all of these properties.

The Right of Carriageway nominated in this report for possible naming provides access to more than 10 different properties. These properties are located in a rather secluded area, with at least a 30-minute drive to Braidwood if supplies or medical assistance are needed. The naming of this Right of Carriageway is vitally important to assist in an emergency. Current data contained in Council's records does not provide accurate or sufficient details as to the location of these properties and as such needs to be rectified.

12.5 Road Naming Proposal - Nightjar Road - Road 1009 - Jerrabattgulla (Ref: C17190924; Author: Thompson/Bateman) (Continued)

NSW Road Naming Policy

The NSW Road Naming Policy was adopted by the Geographic Names Board in 2013 and is the basis for standardised and unambiguous road naming procedures across NSW. The policy contains a number of guiding principles to ensure the policy is achieved when naming roads. A copy of the NSW Road Naming Policy can be found at http://www.gnb.nsw.gov.au/road_naming/nsw_road_naming_policy.

Steps Undertaken to Date

The following steps have been undertaken as part of the road naming process:

- Write to affected residents to seek comment regarding potential road names in accordance with the NSW Road Naming Policy,
- Potential names submitted to the Geographic Names Board (GNB) to confirm compliance with the Policy.

Proposed Name

The following road name was selected by Council staff and was forwarded to GNB for consideration. Reasons for selecting the name are also shown below.

The unnamed Right of Carriageway accessed from Cooma Road approximately 400m north of the intersection with Jerrabattgulla Road. The location and extent of Road 1009 is shown in Attachment 2.

Nightjar Road – The white-throated Nightjar is a bird found in the Tallaganda State Forest.

Submissions Received

Council has received feedback from one of the affected residents, outlining their concerns about the naming of this road (Attachment 3). The concerned resident sought out their own legal advice on the matter (Attachments 4 & 5) which was then handled by Council's legal team. The decision that has been made is to push ahead and name the Right of Carriageway as originally intended. While the concerns raised by this resident are valid and Council can sympathise, Council believe there are too many other residents whose welfare could be jeopardised by not allocating accurate rural addresses to this Right of Carriageway, especially pending the changes to the GNAF mentioned above

Feedback from Geographical Names Board

The name has been submitted to GNB for consideration. After submission and assessment, GNB forwards proposed road names to other relevant authorities such as emergency services and Australia Post. No objections from any consulted authority have been received.

Next Steps

Should the recommendation be adopted, the following steps will be under taken:

- If adopted, the new road name will go through GNB for gazette.
- Once gazetted, new rural addresses are measured for the residents and all signage is installed. Residents are sent a letter informing them what their new rural address is.
- Installation of a road name sign and allocation of rural addresses

12.5 Road Naming Proposal - Nightjar Road - Road 1009 - Jerrabattgulla (Ref: C17190924; Author: Thompson/Bateman) (Continued)

Implications***Policy***

The suggested road name complies with the *NSW Road Naming Policy 2013*.

The naming process is generally in line with the process detailed in *ECCRC Code of Practice for the Naming of Roads* (adopted 27 July 2004).

Asset

New signage will be required which will become Council assets. Renewal by Council will be required, however on-going maintenance and renewal costs are minimal.

Social / Cultural

The road naming proposal will cause some disruption and inconvenience to local residents as they may have to change their addressing information with a variety of State, Federal and private bodies.

The road naming proposal, however, will have a strong positive impact for residents by clarifying their address and improving emergency response times.

Financial

Financial impact on the Council is minimal. Costs are associated with manufacture and installation of a new road name sign (expected to be in the order of \$250).

Conclusion

This report proposes adopting and gazetting a road name for a currently unnamed Right of Carriageway access which services several properties in Jerrabattgulla. Unnamed roads are considered confusing and need to be formalised to ensure response times are minimised for emergency services and to ensure services can be readily provided to the area (such as mail delivery).

It is therefore recommended that Road 1009, the Right of Carriageway shown in Attachment 1, be named Nightjar Road.

Attachments

Attachment 1	NSW Addressing User Manual extract (<i>Under Separate Cover</i>)
Attachment 2	Nightjar Road - Extent Map (<i>Under Separate Cover</i>)
Attachment 3	New Road Name - Road 1009 - Submission (<i>Under Separate Cover</i>)
Attachment 4	Submitters Legal Advice 1 (<i>Under Separate Cover</i>) - CONFIDENTIAL
Attachment 5	Submitters Legal Advice 2 (<i>Under Separate Cover</i>) - CONFIDENTIAL

12.6 Road Naming Proposal - Percheron Road - Road 1025 - Durran Durra (Ref: C17190879; Author: Thompson/Bateman)

Summary

This report proposes adopting and gazetting a road name for a currently unnamed Right of Carriageway access which services several properties in Durran Durra and Back Creek.

Recommendation

That Council:

- 1. Adopt in principle the name 'Percheron Road' for the Right of Carriageway accessed from Nerriga Road that continues south-east through to Back Creek Road. It intersects with Cookanulla Road approximately 2.75km in from Nerriga Road and continues on after that. The road is to be marked as 'Private' and 'No Through Road'.**
 - 2. Publish a notice in the NSW Government Gazette to that affect.**
 - 3. Allocate addresses, install signage and notify residents.**
-

Background

Under the NSW Road Naming Policy, Council is the authority responsible for road naming. In general, unnamed roads are considered confusing and need to be formalised to ensure response times are minimised for emergency services and to ensure services can be readily provided to the area (such as mail delivery).

NSW Road Naming Policy

The NSW Road Naming Policy was adopted by the Geographic Names Board in 2013 and is the basis for standardised and unambiguous road naming procedures across NSW. The policy contains a number of guiding principles to ensure the policy is achieved when naming roads. A copy of the NSW Road Naming Policy can be found at http://www.gnb.nsw.gov.au/road_naming/nsw_road_naming_policy.

Steps Undertaken to Date

The following steps have been undertaken as part of the road naming process:

- Write to affected residents to seek comment regarding potential road names in accordance with the NSW Road Naming Policy,
- Potential names submitted to the Geographic Names Board (GNB) to confirm compliance with the Policy.

12.6 Road Naming Proposal - Percheron Road - Road 1025 - Durran Durra (Ref: C17190879; Author: Thompson/Bateman) (Continued)

Proposed Name

The unnamed Right of Carriageway (Road 1025) is accessed from Nerriga Road and continues south-east through to Back Creek Road. It intersects with Cookanulla Road approximately 2.75km in from Nerriga Road and continues on after that. The location and extent of Road 1025 is shown in Attachment 1.

Submissions Received

Three submissions have been received regarding the road naming proposal and are provided in Attachment 2.

The submissions primarily related to suggesting a variety of alternate names. The names suggested were Yuin, Percheron, Mill and Fosdykes for the reasons indicated in the submissions.

Mill Road was not supported as a Mill Post Lane and Miller Street already exist in the local government area and similar names should be avoided where possible. Fosdykes Road is not supported as no evidence was provided to support the origins of the person for which it would be named.

Both Percheron and Yuin were considered acceptable.

Percheron Road – Percheron was the name of a large pine plantation/property in the local area. Many of the locals at the time of its operation worked on the property and many people still associate with this area as Percheron.

Yuin Road – The name Yuin was submitted by local residents as another possible option for naming the Right of Carriageway. It honors the local Aboriginal community in the area. This name was also submitted to GNB for feedback and GNB concurred with the name.

Feedback from Geographical Names Board

The names Percheron and Yuin have been submitted to GNB for consideration. After submission and assessment, GNB forwards proposed road names to other relevant authorities such as emergency services and Australia Post. No objections from any consulted authority have been received.

Recommended Road Name

The name Percheron has been recommended because it is a name which people still associate with the area, is a name familiar to locals and relates more directly to the area than Yuin.

Council should note that when this matter was originally reported to Council on 13 December 2017 and subsequently deferred to the next meeting for consideration, two further submissions were received strongly objecting to the recommended name of Percheron. These new submissions (a two part submission from a previous submitter and one from a new submitter) are provided for the information of Councillors in Attachment 3.

If Council is not supportive of the name Percheron then the alternative Yuin would be acceptable.

12.6 Road Naming Proposal - Percheron Road - Road 1025 - Durran Durra (Ref: C17190879; Author: Thompson/Bateman) (Continued)

Next Steps

Should the recommendation be adopted, the following steps will be under taken:

- If adopted, the new road name will go through GNB for gazette.
- Once gazetted, new rural addresses are measure for the residents and all signage is installed. Residents are sent a letter informing them what their new rural address is.
- Installation of a road name sign and allocation of rural addresses

Implications***Asset***

New signage will be required which will become Council assets. Renewal will be required, however on-going maintenance and renewal costs are minimal.

Social / Cultural

The road naming proposal will cause some disruption and inconvenience to local residents as they may have to change their addressing information with a variety of State, Federal and private bodies.

The road naming proposal, however, will have a strong positive impact for residents by clarifying their address and improving emergency response times.

Financial

Financial impact on the Council is minimal. Costs are associated with manufacture and installation of a new road name sign (expected to be in the order of \$250).

Conclusion

As a result of the submissions received and feedback from the GNB, it is recommended that Road 1025, the Right of Carriageway shown in Attachment1, be named Percheron Road. If Council is not supportive of this name, "Yuin Road" would be a suitable alternative.

Attachments

- | | |
|--------------|---|
| Attachment 1 | Road 1025 - Extent Map for Resident Mail out - 28 June 2017 (<i>Under Separate Cover</i>) |
| Attachment 2 | Percheron Road - Road 1025 - Initial Submissions (<i>Under Separate Cover</i>) |
| Attachment 3 | Percheron Road - Road 1025 - Submissions Received Prior to Previous Council Meeting (<i>Under Separate Cover</i>) |

12.7 Road Naming Proposal - Maslin Place - New Subdivision - Bungendore (Ref: C184938; Author: Thompson/McManus) (Continued)

The subject road as shown in Attachment 1 will run in a north to south and east to west direction off King Street. While the configuration of the cul-de-sac is a "T" shape and would normally require two names (one for the leg of the "T" and one for the top) the truncated nature of the leg means that there are no allotments which only front that small section of road and as such only one road name is required.

The applicant requested naming the new road 'Maslin Place' after Driver Frederick James "Jim" Maslin, a World War 1 soldier that is commemorated on the Bungendore Memorial Roll of Honour.

The name Maslin references local history and comprises an unambiguous word that is easy to spell and pronounce and is therefore recommended.

While the alternate name 'Ricketts' has also been nominated by the developer and complies with the street naming guidelines; Maslin is recommended as it is the applicant's first choice.

Implications***Policy***

The Code of Practice requires the recommended road names to be reported to Council and then advertised for public comment. If supported by Council and the Geographical Names Board and there are no objections received from notifications, then a notice will be published in the NSW Government Gazette. If any objections are received then a further report will be brought back to Council.

Consultation

The proposed name will be exhibited for 30 days for public comment.

Financial

All costs associated with advertising of the road name and supply of road name plates are to be borne by the applicant in accordance with Council's adopted fees and charges and the conditions of the development consent issued for the subdivision.Conclusion

The name chosen is a unique and interesting name appropriate to local history of the area concerned. It incorporates the use of a local historical name in accordance with Council's Code of Practice for the Naming of Roads and the Geographical Names Board guidelines for the naming of roads.

Attachments

- | | |
|--------------|--|
| Attachment 1 | Street Naming Proposal Bungendore - Maslin - Site Plan (<i>Under Separate Cover</i>) |
| Attachment 2 | Street Naming Proposal Bungendore - Maslin - Letter from Link Management (<i>Under Separate Cover</i>) |
| Attachment 3 | Street Naming Proposal Bungendore - Maslin - Name Source Details (<i>Under Separate Cover</i>) |

12.8 Road Naming Proposal - Wallaby Rise - New Subdivision - Royalla (Ref: C185566; Author: Thompson/Bateman)

Summary

A new subdivision in the locality of Royalla is approaching completion. The subdivision will include a new road which requires naming.

Recommendation

That Council:

1. Adopt in principle the name 'Wallaby Rise' as the proposed name for the newly created "Road 2" within the subject subdivision.
 2. Advertise the name for public comment for 30 days.
 3. If no objections are received, publish a notice in the NSW Government Gazette.
-

Background

The applicant has requested consideration of the name 'Wallaby Rise' in order to name the road which is to be created as part of the subdivision of Lots 1 & 2 DP 456367, Lot 2 DP 131294 and Lot 1 DP 1067259.

The subject property is shown in Figure 1 below and will include a new road which can be accessed from an extension of Booth Road, Royalla.

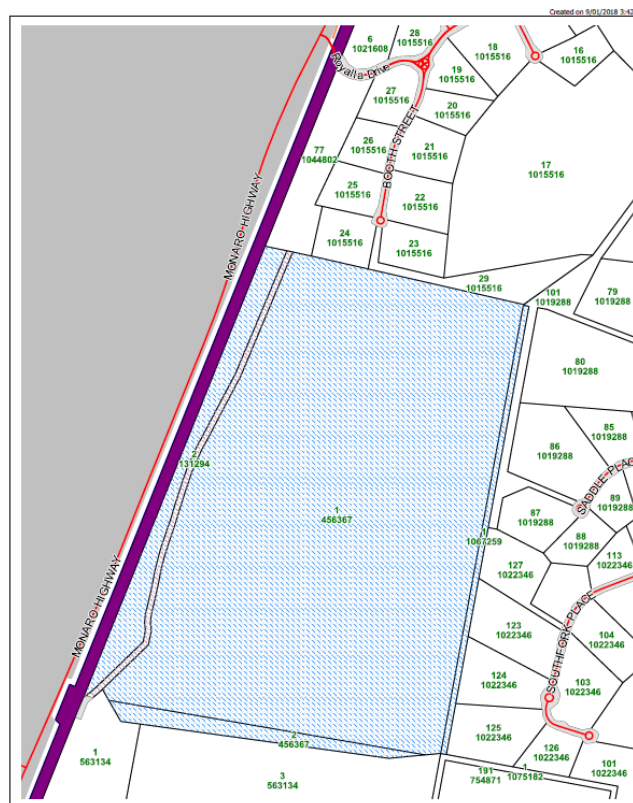


Figure 1 – Location of proposed subdivision

12.8 Road Naming Proposal - Wallaby Rise - New Subdivision - Royalla (Ref: C185566; Author: Thompson/Bateman) (Continued)

Attachment 1 illustrates the proposed lots and entrances, and the new road is depicted as 'Road 2' in this attachment. 'Road 1' is a continuation of Booth Road and will retain that name.

The applicant put this name forward as wallabies are local to that area. The applicant chose to use 'Rise' as the road type due to the road having an incline from the start to finish.

The Geographical Names Board have concurred with the suggested name and have approved for it to go to Council to be formally adopted.

Implications***Policy***

The Code of Practice requires the recommended road names to be reported to Council and then advertised for public comment. If supported by Council and the Geographical Names Board and there are no objections received from notifications then the notice will be published in the NSW Government Gazette. If any objections are received then a further report will be put to Council.

Consultation

The proposed name will be exhibited for 30 days for public comment.

Financial

All costs associated with advertising of the road name and supply of road name plates are to be borne by the applicant in accordance with Council's adopted fees and charges and the conditions of the development consent issued for the subdivision.

Conclusion

The name chosen is a unique and interesting name appropriate to local history of the area concerned. It incorporates the use of a local historical name in accordance with Council's Code of Practice for the Naming of Roads and the Geographical Names Board guidelines for the naming of roads.

Attachments

Attachment 1 Proposed Site Plan for Subdivision - Wallaby Rise Royalla (*Under Separate Cover*)

12.9 Naming of Dog Park at Googong - Barkley Park (Ref: C182445; Author: Thompson/Sibbick)

Summary

At the 8 November 2017 Council meeting, Council resolved to place the proposed naming of the dog park in Googong on public exhibition. This public exhibition period has now closed, and as a result the proposed name of “Barkley Park” has been supported by the community.

Recommendation

That the new dog park located on Council’s reserve at Lot 986 DP1208230, No.46 Duncan Loop, Googong be named “Barkley Park”.

Background

At its meeting of 8 November 2018, Council resolved to place the proposed name of the new dog park at Googong on public exhibition. The name “Barkley Park” was exhibited for a 28 day period from 10 November 2017 to 8 December 2017. The results of the exhibition period are detailed in this report and confirm that the community supported the proposed name of “Barkley Park”.

Googong Township Pty Ltd (GTPL) redeveloped the DR4 Drainage Reserve at 46 Duncan Street, Googong, into an off-lead area for dogs. Refer site details in Figure 1 below.

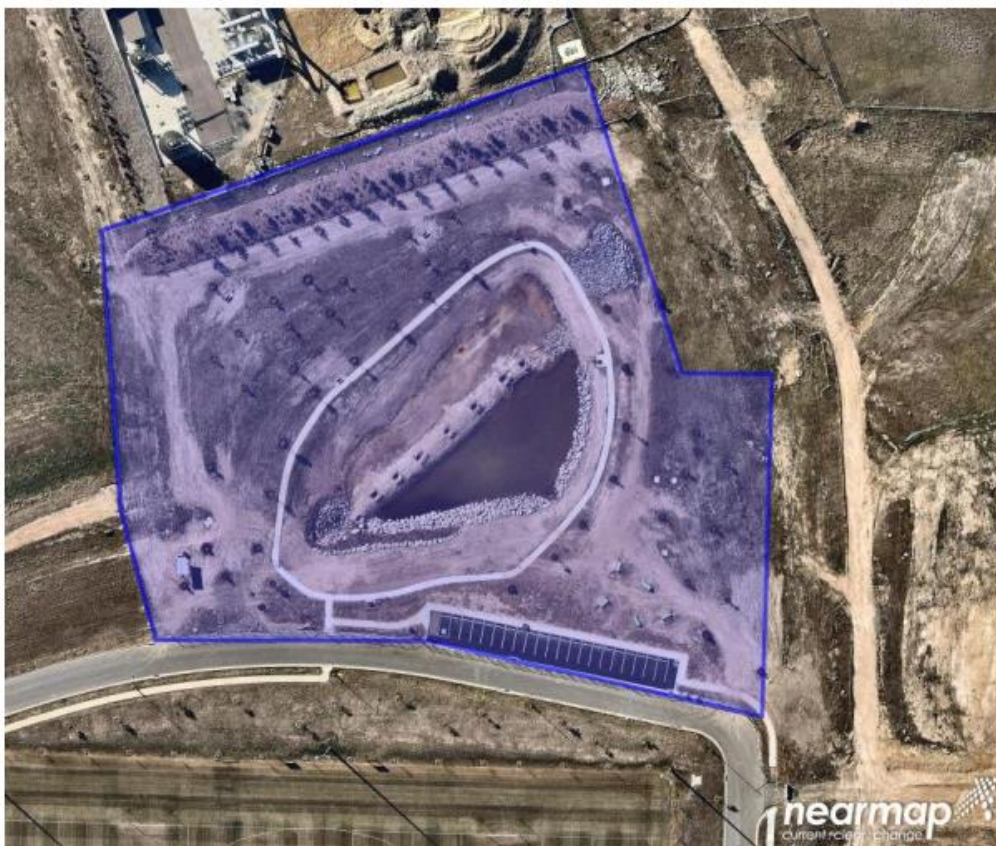


Figure 1: Dog Park, 46 Duncan Street, Googong

12.9 Naming of Dog Park at Googong - Barkley Park (Ref: C182445; Author: Thompson/Sibbick) (Continued)

Implications

Policy

As reported to the 8 November 2017 Council meeting, according to Council Policy, Names should be selected based on a significant connection with the Park, Reserve or Sports Facility, or to acknowledge honour or commemorate a person important to the community. It is uncertain where the name "Barkley Park" came from, however it is considered consistent with the policy, given the quirky inclusion of the term "bark" in the connection with the dog park. .

Engagement

The proposed name of "Barkely Park" was placed on public exhibition for a 28 day period from 10 November to 8 December 2017. Submissions and feedback were received from the public via "Your Voice" on Council's web site, with 10 contributions received out of the 56 people who visited the "Your Voice" site. The demographic of these contributors and their comments are detailed in this report.

Respondents were firstly asked to make comment on the proposed name of "Barkley Park". All comments received were very positive with the exception of one respondent, number 3, as indicated in Table 1. That respondent suggested we use an Aboriginal name and that other place names in the region also be changed to Aboriginal names. As noted by another submitter (No.7) a number of other playgrounds and bushland reserves in the Googong area have recently been given Aboriginal names and while this process will likely continue into the future, it does not seem appropriate for a drainage reserve that is to be used as a dog park.

Table 1: Survey Responses

Respondent	Survey Response
	Do you have any comments on the name "Barkley Park"?
1	We live close by in Henshaw street and we, support this name. thanks
2	It sounds very appropriate :)
3	No no! Sounds like a dog park /bark for dogs barking! Or, alternatively, it sounds SO "English!" PLEASE - we need more Aboriginal words and names! In fact, while you are about it please change a lot of other names in the region! Some places have been given the names of rich old white men's surnames even when those people were disgraced in our history, and should not be remembered or honoured. Change them - again, to Aboriginal words. We should all learn these words!
4	Great name.
5	Name is fine (one of three offered up by the developer for Googonians to vote on), but when is the opening? 18Nov? Time? Why isn't the opening being promoted to at least Googonians?
6	No. All good. Sounds very apt!
7	I love the new name. It is a "fun" name which I think adds to the positive community feeling in Googong and makes the park sound welcoming. The name also makes it clear it is dog related park. It is also easier to pronounce/remember than some of the Aboriginal names recently given to some of the playgrounds in Googong.
8	Happy with the name!
9	Keep it. It's a great name.
10	It's fantastic!

12.9 Naming of Dog Park at Googong - Barkley Park (Ref: C182445; Author: Thompson/Sibbick) (Continued)

Respondents were asked to indicate their connection to the Queanbeyan–Palerang LGA, with results of this response detailed in the graph at Figure 2 below. All respondents indicated they were ratepayers who either lived, worked or owned a business in the LGA.

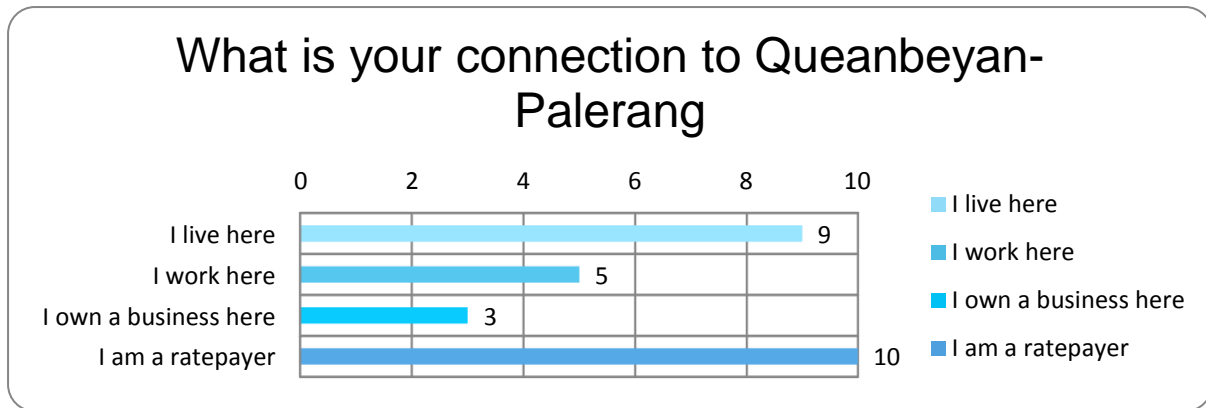


Figure 2: Respondents connection to Queanbeyan / Palerang

Respondents were asked to indicate their gender, with the results detailed in the graph at Figure 3 below. Respondents were equal 50% male and 50% female.

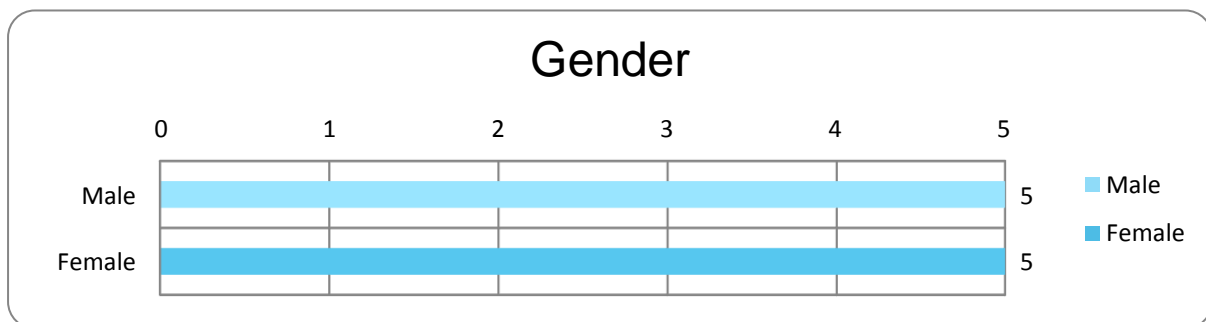


Figure 3: Respondents gender

Respondents were asked to indicate their place / suburb of residence within the Queanbeyan – Palerang LGA, with results indicated in the graph at Figure 4 below. Half of the respondents lived within the suburb of Googong, with the remaining respondents residing across the wider LGA.

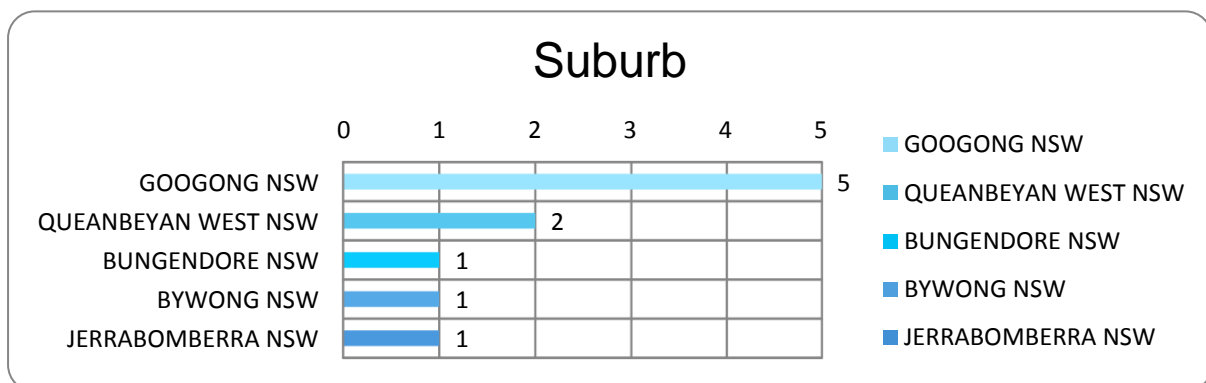


Figure 4: Respondents place of residence

12.9 Naming of Dog Park at Googong - Barkley Park (Ref: C182445; Author:
Thompson/Sibbick) (Continued)

Conclusion

Given the public support shown during the exhibition period it is recommended that new dog park at Googong be named "Barkley Park".

Attachments

Nil

**12.10 Queen Elizabeth Park II Amphitheatre Steps Design Competition (Ref:
C17181297; Author: Richards/Perri)**

Summary

The re-launched Queen Elizabeth II Park (QEII Park) is perfectly placed to take advantage of the city's unique natural asset, the Queanbeyan River. The Parks amphitheatre takes centre stage and is utilised for concerts and performances, including the Canberra Symphony Concert earlier this year and the forthcoming QPRC Queanbeyan Community Christmas Party. During the construction phase, recesses were cast into the underside of the amphitheatre steps to allow for inclusion of artwork/design at a later stage. It was intended that the recesses would be used for a public artwork that would enhance the site and be highly visible from the Queen's Bridge and the other side of the river.

Recommendation

That Council:

- 1. Support the promotion of a community wide design competition to inform a new public artwork to be painted onto the underside of the QEII Parks amphitheatre steps.**
 - 2. Endorse the Cultural Development and Public Art Advisory Panel to access and shortlist the submitted designs, with the shortlisted concepts going out on public exhibit for the community to vote for their favourite design.**
-

Background

QEII Park was re-launched on 3 December 2016. The multi-million dollar upgrade included manicured lawns, a new playground, a water play area, upgraded amenities including BBQ's, toilets, seats and bins. A Ping-Pong table painted by a local artist was a gift from the contractor, and a community designed mosaic 'Respect' mural has been installed. The park has proved extremely popular with the community over the last year, with Council recently installing large shade sails over the playground much to the community's delight.

The proposed concept is an 'Amphitheatre Steps Design Competition' to further add to the vibrancy and appearance of the park. The project would invite artists, designers and members of the community to submit a design that would inform an artwork to be installed on the amphitheatre recesses; most likely hand painted onsite by a professional painter.

Project design guidelines:

1. A design that enhances the site and 'sits' comfortably in the space and environment
2. A design whose subject matter considers the surrounds of the river, park, etc.
3. A design that considers the future use of the amphitheatre space for a wide variety of community, cultural and arts events and activities.
4. A design that has wide community appeal.

12.10 Queen Elizabeth Park II Amphitheatre Steps Design Competition (Ref: C17181297; Author: Richards/Perri) (Continued)

The submitted designs would be accessed and shortlisted by Council's Cultural Development and Public Art Advisory Panel. The short-listed designs would then go to public exhibition for the local community to vote for their favourite design. The winning design will inform a permanent art installation on the amphitheatre steps.

Implications

Asset

The site would be prepared and sealed to accept exterior paint, with the selected design applied using the correct exterior products, with a final layer of anti-graffiti coating. It is not expected that the design will require an ongoing maintenance.

Financial

A \$20,000 budget is available in the Cultural Development cost centre that has been earmarked for public art projects.

Program Code	Expense Type	Funding source	Amount
3020	63138	Cultural Development budget – Contracts Other	\$20,000

Conclusion

The inclusion of a vibrant, site specific artwork on the amphitheatre steps at QEII Park would further enhance our wonderful community space on the city's river front. Inviting the community to one, have the opportunity to submit a design and two, cast their vote on the shortlisted designs, will result in connection, ownership and civic pride in the process and the outcome.

Attachments

Attachment 1 QEII Park Amphitheatre Design documents (*Under Separate Cover*)

12.11 Suspension of Alcohol Free Zone for Community Events (Ref: C182336; Author: Richards/Richards)

Summary

Two community events are being conducted at the amphitheatre by the River in Queen Elizabeth II Park on Saturday 17 February 2018 (Shakespeare in the Park) and Saturday 3 March 2018 (Canberra Symphony Orchestra). These events encourage the community to bring a picnic or to buy food from the supporting vendors. This report seeks approval to suspend the Alcohol-Free Zone regulation in this area from 5.30-10pm on both dates to allow those attending the events to consume alcohol (BYO only).

Recommendation

That Council approve the suspension of the Alcohol-Free Zone in the Queen Elizabeth II Park on Saturday 17 February 2018 and Saturday 3 March 2018 from 5.30pm-10pm.

Background

The Shakespeare in the Park event will be staged on the evening of 17 February 2018 and the Canberra Symphony Orchestra event will be staged on the evening of 3 March 2018. Patrons are invited to bring a picnic dinner or to take advantage of the food vendors who will support this event. The suspension of the Alcohol Free Zone will allow patrons to bring alcohol with them if they choose to. There will be no vendors selling alcohol.

Implications

Legal

Ministerial Guidelines on Alcohol-Free Zones (2009) Section 645 provides that Council may suspend or cancel an Alcohol-Free Zone.

Policy

Council commonly suspends Alcohol Free Zones for evening community events. This will be a limited time suspension and for BYO alcohol only.

Conclusion

The Shakespeare in the Park and Canberra Symphony Orchestra community events encourage patrons to bring a picnic or to buy food from the supporting vendors. Although there will be no vendors selling alcohol, some patrons may choose to bring alcohol with them.

Attachments

Nil

12.12 Proposal for membership of a new Joint Organisation (Ref: C17194517; Author: Tegart/Ferguson)

Summary

The NSW Government has passed legislation to allow councils in regional NSW to voluntarily join new Joint Organisations, scheduled to commence in July 2018. This follows a pilot of different Joint Organisation models in five regions during 2015. Council needs to formally consider whether it wishes to be part of a new Joint Organisation that may be created in the NSW South East and Tablelands planning region.

Recommendation

That, in accordance with Part 7 of Chapter 12 of the *Local Government Act 1993* (the Act), Queanbeyan-Palerang Regional Council (QPRC) resolves:

- 1. That Council inform the Minister for Local Government (the Minister) of the Council's endorsement of the Minister recommending to the Governor the establishment of a Joint Organisation in accordance with this resolution.**
- 2. To approve the inclusion of the QPRC's LGA in the Joint Organisation's area.**
- 3. That the Joint Organisation be established to cover the QPRC's LGA and any one or more of the following council areas:**
 - (a) Bega Valley**
 - (b) Upper Lachlan**
 - (c) Eurobodalla**
 - (d) Yass Valley**
 - (e) Snowy Monaro**
 - (f) Goulburn Mulwaree**
 - (g) Hilltops**
 - (h) Wingecarribee (subject to their agreement)**
- 4. To support the name of the Joint Organisation as the Canberra Region Joint Organisation (CBRJO)**
- 5. That, on the expiry of a period of 28 days from the making of this resolution, the CEO/General Manager provide the Minister:**
 - (a) with a copy of this resolution including the date on which Council made this resolution, and**
 - (b) inform the Minister that this resolution has not been rescinded, for the purpose of the Minister issuing a certificate under s.400P of the Act.**

Background

Joint Organisations (JOs) are a key component of the local government reform process and have the ability to transform the way in which the State Government and local government collaborate and set regional priorities to support local communities. The current Canberra Region Joint Organisation (CBRJO) has been one of the strongest advocates to the State Government for formally creating new Joint Organisations. CBRJO is currently a joint organisation by name only; is not supported by legislation, and operates as an unincorporated association.

QPRC is one of the eight member Councils of the existing CBRJO. The other Councils in CBRJO are Bega Valley, Upper Lachlan, Eurobodalla, Yass Valley, Snowy Monaro, Goulburn

12.12 Proposal for membership of a new Joint Organisation (Ref: C17194517; Author: Tegart/Ferguson) (Continued)

Mulwara and Hilltops. The title CBRJO has been recognized in NSW Government planning documents and communiques.

The State Government has recently passed legislation known as the *Local Government Amendment (Regional Joint Organisations) Bill 2017* which commenced on 15 December 2017. This legislation allows councils in regional NSW to voluntarily join new JOs in their respective planning regions.

Joint organisations can be formed with a minimum of three councils whose local government areas must align with NSW Planning regional boundaries. QPRC aligns with the South East and Tablelands planning region and, as well as the eight current member Councils of CBRJO, Wingecarribee Council's local government area falls within the same planning region, and have yet to choose to participate in the JO

To be part of a proclaimed JO, each Council must formally resolve that it wishes to be a member of the proposed joint organisation.

Each Council, having resolved to be a member, must then complete a checklist (see the information pack at **Attachment 1**) and submit a nomination to the Minister for Local Government by 28 February to form a JO. The Minister will allow a period of 28 days for any changes in the proposed membership that a council may make, e.g. a rescission of the motion.

Implications***Legal***

In accordance with the *Local Government Amendment (Regional Joint Organisations) Bill 2017*, (see <https://www.parliament.nsw.gov.au/bills/Pages/bill-details.aspx?pk=3469>).

The JOs will be proclaimed in April 2018, and are proposed to start in July 2018.

Joint Organisations will only be established where a minimum of three relevant councils resolve to seek membership of a proposed new joint organisation.

Where the Minister wishes to recommend the proclamation of a joint organisation, the Minister must certify that each council has passed a resolution approving inclusion of the relevant council's area in the joint organisation's area.

Two of the principal functions of a joint organisation are to focus on effective strategic planning and project delivery across regions including identifying the region's strategic priorities and developing a plan on how to deliver them.

Joint organisations will have the ability, with the agreement of member councils, to engage in service delivery to or on behalf of councils, including capacity-building for councils themselves. This gives joint organisations the option of providing councils with more efficient mechanisms for shared services where councils choose to assign those services to the joint organisation, e.g. services like information technology, human resources management, waste services management, library services and community strategic planning.

A council can delegate a function to the joint organisation but only with the approval of the board of the JO.

12.12 Proposal for membership of a new Joint Organisation (Ref: C17194517; Author: Tegart/Ferguson) (Continued)

Financial

The NSW Government will provide up to \$3.3m in seed funding to JOs to support their establishment (anticipated to be min \$300k per JO)

Funding for each JO will be based on the number of councils that choose to form a JO, with maximum funding provided to regions where all councils in a region choose to be members of the new regional body.

The advantages of a JO in relation to advocacy, collaboration, efficiency and alignment of priorities are considered to outweigh the financial impact and commitment required by the Mayor and Council staff.

Conclusion

It is recommended that Council resolve to seek membership of a new Joint Organisation to be established within the South East and Tablelands planning region and inform the Minister for Local Government of its resolution.

The general managers of the councils are meeting to prepare governance and administration proposals for consideration of the Board in coming months.

Attachments

Attachment 1 Joint Organisation Information Pack (*Under Separate Cover*)

**12.13 Proposed Licence Agreement - Majors Creek Recreation Reserve (Ref: C183079;
Author: Neil/Warne)**

Summary

The Council has been approached by the Majors Creek Recreation Reserve Trust to recognise that it operates and maintains an area that is part of the recreation reserve site that is in the ownership of the Council.

It is requested that a five-year licence agreement be granted to the Trust to manage and maintain the area as part of the recreation reserve subject to the standard conditions and excluding the expansion of the RFS building on the land.

Prior to considering this request, the Council requested that the views of the Rural Fire Service be known. This liaison has occurred and there are no concerns raised to alter the original the recommendation.

Recommendation

That Council agree to enter into a Licence Agreement for a five-year term with the Majors Creek Recreation Reserve Trust for the care, control and management of Lots 1 & 2 Sec 4 DP758636, being Council land that forms part of the Majors Creek Recreation Reserve subject to any modifications or changes to the RFS building being the responsibility of the Council.

Background

An approach has been received from the Majors Creek Recreation Reserve Trust to "formalise" its use of Lots 1 & 2 Sec 4 DP758636. The total area of the two lots is 4,046 m².

By way of background, the land is located adjacent to the Crown land reserve at Majors Creek and a committed hard-working local Committee has been appointed by the Minister for Lands to act as the Reserve Trust for this location.

A plan is shown hereunder which identifies the Recreation Reserve land and Lots 1 & 2 which are in the ownership of the Council.

12.13 Proposed Licence Agreement - Majors Creek Recreation Reserve (Ref: C183079; Author: Neil/Warne) (Continued)



The two lots are effectively part of the recreation reserve and are managed and maintained by the Trust. A playground has been provided upon the land, the oval expanded and cricket nets provided and it is used for other recreation reserve purposes. Access to the reserve amenities and hall is across the two lots. There is seamless integration between the two areas.

In addition, the Rural Fire Service has a fire shed on the land and there are plans to expand the facility when funds are allocated for this purpose.

It is understood that the two lots were resumed by the Council in 1993 for the non-payment of rates. The land is classified as "Operational" for the purposes of the *Local Government Act 1993*. In a report to the Palerang Council in 2013, the land was described as *Part of Majors Creek Recreation Ground. Operational land needed for community facilities/services*.

The Trust is keen to formalise its management and use of the land and has requested that it be considered and the best means to achieve such usage be examined.

A site visit was undertaken in September and Council staff were impressed with the upkeep and general maintenance of the reserve and the facilities; the demonstrated community interest in the Recreation Reserve and the general enthusiasm and pride displayed by the Committee in their facilities.

If the Council is agreeable to formalising the use of the area, it is suggested that a Licence Agreement be entered into with the Trust for the care, control and management of the land as part of the Recreation Reserve. A Licence Agreement is seen as the best available mechanism to entrust the management of the land with the Local Trust.

12.13 Proposed Licence Agreement - Majors Creek Recreation Reserve (Ref: C183079; Author: Neil/Warne) (Continued)

It is considered that the only restriction required of the Trust should be that the Licence Agreement does not cover the extension of the RFS shed at the appropriate time and any such expansion should be agreed to by the Council.

It is also proposed that the initial term of the Licence Agreement should be five years and rental of \$1 per annum (*if and when demanded*) be levied. This period is sufficient for the current circumstances and can be reviewed as appropriate at the time of renewal.

Implications***Legal***

As the land is classified as “operational”, so the provision of the *Local Government Act 1993* that place time limits on tenure and community consultation do not apply.

Asset

The land is an asset of the Council and will remain as such. It will be recognised in the Asset register.

Social / Cultural

It is a credit to the small community at Major’s Creek that it has a strong and active Recreation Reserve Trust that provides such excellent facilities for the local community. The proposed Licence Agreement will provide surety to the Trust in respect of the area that it has treated as part of the Recreation Reserve for many years.

Discussions have been held with the Local RFS Captain and the Local RFS Area Manager and both are supportive of the proposal and the recommendation that the Licence Agreement does not cover the extension of the RFS shed and at the appropriate time any such expansion should be agreed to by the Council.

Financial

There will be minimal expense associated with preparation and execution of the Licence Agreement.

Program Code	Expense Type	Funding source		Amount
2020	Legal	Minor expenses with Licence Agreement preparation	\$	500

Conclusion

The request is seen as reasonable and should be supported. In the Agreement, allowance will be provided to permit the Council to consider approval of any extension to the RFS building that is located on the site.

Attachments

Nil

12.14 Draft Social Media and Media Policies (Ref: C183245; Author: Richards/Tozer)

Summary

A draft Social Media and draft Media Policy is presented to Council for adoption.

Recommendation

That Council:

- 1. Formally adopt the QPRC Media Policy 2018 and the QPRC Social Media Policy 2018.**
- 2. Note that by adopting these QPRC policies, the following policies and directives are rescinded:**
 - a. the former Palerang Council Media Policy 2014**
 - b. the former Queanbeyan City Council Contact with Media Policy 2013**
 - c. The former Palerang Council Social Media Policy 2014**
 - d. The former Queanbeyan City Council Social Media Policy 2015**
 - e. The former Queanbeyan City Council Social Media Directive 2012**

Background

The draft Social Media and draft Media Policies were presented to Council on 25 October 2017. At that meeting, Council resolved the following:

That Council defer this item to a workshop to reconsider the inclusion of proposed amendments.

A number of comments were made during the meeting in relation to the two draft policies and changes have been made and are shown in draft changes in the attachments. Staff have also made some changes.

A workshop was scheduled for late December, however due to a number of councillors being unavailable it was cancelled. The draft policies were circulated electronically and councillors were asked to provide comments. No comments were received from councillors.

Implications

Policy

The new draft policies are local policies. Under s.165(4) of the *Local Government Act 1993*, local policies are automatically revoked 12 months after the declaration of the poll for the next NSW local government general election, unless revoked sooner by Council if legislation requires it or Council's functions, structure or activities change.

Engagement

Local policies do not require to be publicly exhibited prior to adoption. However, given the impact these two policies may have on some staff, the Executive requested that all staff be given the opportunity to comment on them. Four comments were received, all of which were very supportive, with constructive suggestions to clarify the use of copyright material, and

**12.14 Draft Social Media and Media Policies (Ref: C183245; Author: Richards/Tozer)
(Continued)**

highlighting some typographical errors. The policies have been amended to reflect these comments.

Conclusion

The revised draft QPRC Media Policy and Social Media Policy are presented for formal adoption. Once adopted, the previous former Queanbeyan City and Palerang Council policies and directives relating to the media and social media will be rescinded. It is noted the use of social media is also referenced in the new model Code of Conduct circulated by OLG late in 2017.

Attachments

- | | |
|--------------|---|
| Attachment 1 | Draft QPRC Media Policy - January 2018 (<i>Under Separate Cover</i>) |
| Attachment 2 | Draft QPRC Social Media Policy - January 2018 (<i>Under Separate Cover</i>) |

12.15 Cultural Arts Assistance Scheme application for Waitangi Day 2018 event (Ref: C184100; Author: Richards/Perri)

Summary

An application has been received from the Queanbeyan-based ACT Maori Performing Arts Group Inc, for funding from the Cultural Arts Assistance Scheme for a community festival to celebrate Waitangi Day (New Zealand's national day of celebration) in Queanbeyan Park on Saturday 3 February 2018. The application has been assessed and satisfies the scheme's guidelines and criteria.

Recommendation

That Council approve the allocation of a grant of \$1,500 from the Cultural Arts Assistance Scheme to the ACT Maori Performing Arts Inc. to assist in the presentation of the Waitangi Day 2018 celebration in Queanbeyan Park.

Background

Council's Cultural Arts Assistance Scheme provides grant funding for community cultural projects that meet the following criteria:

1. Community based non-profit organisations, working in or with the Queanbeyan community;
2. Able to demonstrate a matching dollar amount either financial, or in-kind, including voluntary labour or other contributions;
3. Able to demonstrate that it is of benefit to the Queanbeyan community through its cultural or artistic outcomes; and
4. Able to be completed within 12 months

Grants of up to \$1,500 will be considered if the project meets one or more of the following criteria:

1. Employs a professional artist;
2. Attracts matching funding from another source outside of Council, and/or
3. Works in partnership with other community groups/government bodies.
4. A festival, event or project that will engage the broader Queanbeyan community

A grant application for \$1,500 has been received from the **ACT Maori Performing Arts Group Inc.** to assist in the presentation of a community event in Queanbeyan, the 4th annual Queanbeyan Waitangi Day Celebration. The Queanbeyan based, not-for-profit community organisation regularly participates and performs at a wide range of community events, including the annual Queanbeyan Multicultural Festival. Waitangi Day will be held in Queanbeyan Park on Saturday 3 February 2018 from 10.00am – 4.00pm. The day will include live performances by members of the Queanbeyan community, including local Pacific Islander and Maori performance groups. The event is free to attend with a range of food stalls participating operated by local community groups selling traditional Maori and Pacific Island foods.

12.15 Cultural Arts Assistance Scheme application for Waitangi Day 2018 event (Ref: C184100; Author: Richards/Perri) (Continued)

The total cost for the Waitangi Day 2018 celebration is estimated at \$8,100. The application meets the criteria for the award of a grant of \$1,500 as the project works in partnership with other community groups, is a cultural event that engages with the wider Queanbeyan community and it promotes cultural harmony and provides the opportunity for the broader community to experience Maori and Pacific Islander culture.

Implications***Social / Cultural***

The Waitangi Day 2018 Celebration allows for the broader Queanbeyan community to freely experience cultural arts performance from a number of traditions and disciplines, with many local performers. This event promotes cultural harmony and celebrates the cultural diversity of Queanbeyan and the region.

Program Code	Expense Type	Funding source	Amount
3020	Donations Cultural Activities	Cultural Arts Assistance Scheme	\$ 1,500.00

Conclusion

The Waitangi Day 2018 celebration is a local cultural event open to all. It is well supported by the local community and is coordinated and driven by local community groups.

Attachments

Nil

12.16 Staff Report on the QPRC Annual Arts Trail Event (Ref: C17180632; Author: Richards/Perri)

Summary

The QPRC Arts Trail is an annual community arts event centred on the promotion and support of artists and galleries in the Queanbeyan-Palerang region. As the event has grown experientially this year to include 34 participating venues, the event was extended from one to two days on the weekend of the 21 and 22 October.

Recommendation

- 1. That Council acknowledge the Arts Trail event as a significant annual community arts event that attracts hundreds of visitors to the region, whilst supporting and promoting the regions visual artists and galleries.**
 - 2. That Council consider the annual allocation of \$10,000 budget to Cultural Development to allow the now larger annual QPRC Arts Trail event to continue to be appropriately promoted and marketed.**
-

Background

For over ten years, Queanbeyan City Council presented the annual Arts Trail event, a day to highlight and promote the large array of artists and makers who call Queanbeyan home. In 2017 due to the now larger local government area, the event extended to include artists located in Captain's Flat, Bungendore, Burra, Carwoola, Fernleigh Park, Bywong, Googong, Braidwood and surrounds. Owing to the larger geographic area and the distances involved, the event, this year it increased from a one day, to a two day whole weekend event. Visitors were encouraged to 'Choose their own adventure' and create their own trail, taking two leisurely days to visit the studios that interested them, take their time and make a weekend of it by stopping for a coffee, a meal and discovering all the Queanbeyan-Palerang region has to offer.

The Arts Trail event allows visitors to take a sneak peek into where and how artists work, how a gallery operates, discovering new techniques, watching demonstrations, and adding to their collection by purchasing a unique piece direct from the maker if they wish. The event is now a firm fixture on the regions arts and culture calendar, and is much anticipated by the community.

Implications

Social / Cultural

The Arts Trail event has grown experientially over the past 11 years of operation, with 34 venues participating this year, up from a typical 12 when operating only in Queanbeyan. The now larger event aligns with the QPRC Tourism Plan 2017 – 2025 Signature Experiences Strategic Theme #1 *'Meet the Makers – Artists and Artisans Trail'*

12.16 Staff Report on the QPRC Annual Arts Trail Event (Ref: C17180632; Author: Richards/Perri) (Continued)

Economic

This year's marketing of the Arts Trail event encouraged visitors to explore the region, to stop for a counter lunch at one of our many pubs, or take a break at a village café. We were marketing a weekend long experience, where you could not only visit creative spaces, but discover all the other great experiences our towns and villages have to offer. This approach could be strengthened in years to come through partnerships with local cafes, restaurants, wineries, producers, etc.

Engagement

This year the Arts Trail promoted 34 venues, most open 10am – 4pm both Saturday and Sunday, 1,777 visitors viewed our online map, and 324 people followed our Face Book events page. 25 participants responded to an online survey for the event, a sample of comments received below:

What did you like about participating in the event?

"Interested 'arts' people on the Trail showing genuine love and interest in the arts. Also it was good for us as we're in a lane off the main street so it felt like the Arts Trail helped put us on the map."

"The huge number of visitors and the proactive support from QPRC."

"Direct contact with an enthusiastic and well informed public. Visitors were well prepared (i.e. familiar with offerings from booklet, newspaper) open to variety and new experience and genuinely interested in making multiple stops on the trail."

"Having participated in the trail for a number of years, I can confirm my appreciation for and commitment to the event. This was my best year yet with probably triple the sales than in previous years and a much steadier flow of visitors, including from over the border -anymore visitors and I would have been overwhelmed! Everyone I met loved the trail and had already, or were intending to visit more studios. Overall, great job team! Thank you for all your efforts to make the 2017 Arts Trail such a roaring success. It could not have gone better. Cheers!"

Financial

Due to the increase in participating venues and artists, approximately \$9,500 was spent to promote the much larger and longer event. Costs included the purchase of a reusable road banner, event signage, marketing including a brochure, radio and print advertising.

Program Code	Expense Type	Funding source	Amount
3020	Marketing – events, exhibitions, receptions and festivals	Cultural Development	\$9,500

12.16 Staff Report on the QPRC Annual Arts Trail Event (Ref: C17180632; Author: Richards/Perri) (Continued)

Conclusion

The annual QPRC Arts Trail is a highly anticipated community arts event. The appeal is large, and attracts strong visitor numbers from Canberra, the South Coast, the Snowy Mountains and the QPRC region. This event has the scope to grow into a much larger experience in partnering and cross promoting local restaurants, cafes, wineries, etc. To remain successful and continue the support of our local galleries and artists, Council needs to commit to an annual budget for this event.

Attachments

Nil

12.17QPRC Workplace Surveillance Policy 2017 (Ref: C17190333; Author:
Tegart/Ferguson)

Summary

The draft QPRC Workplace Surveillance Policy is presented to Council for formal adoption.

Recommendation

That Council adopt the QPRC Workplace Surveillance Policy 2017.

Background

The *Workplace Surveillance Act 2005* (the Act) requires that employees are notified of workplace surveillance undertaken by Council.

This policy ensures that Council meets its obligations under the Act and provides a framework to manage workplace surveillance.

The draft policy has been endorsed by the QPRC Executive, the Workplace Consultative Committee and the relevant unions.

Implications

Legal

In accordance with the *Workplace Surveillance Act 2005*.

Conclusion

It is recommended that Council adopt the draft Workplace Surveillance Policy to ensure it meets its obligations under the Act.

Attachments

Attachment 1 Draft QPRC Workplace Surveillance Policy 2017 (*Under Separate Cover*)

12.18 Register of Declarations of Interests and Other Matters (Ref: C17194842; Author: Tegart/Ferguson)

Summary

All Councillors and designated staff are required under Section 449 of the *Local Government Act 1993* to lodge an annual return for disclosures of their pecuniary interests and other matters. Newly-elected Councillors must submit their first return within three months of the declaration of the poll following the local government general election held on 9 September 2017. The register of annual returns is required to be tabled at the first Council meeting held after the relevant last day for lodgement.

Recommendation

That, in accordance with s450A of the *Local Government Act 1993*, the register of annual returns of disclosures of interest and other matters by Councillors as at 15 September 2017, be tabled.

Background

As the local government election held on 9 September 2017 was the first for the newly-amalgamated Queanbeyan-Palerang Regional Council, all the elected Councillors are required to submit their disclosures of pecuniary interests and other matters by 15 December 2017, i.e. within three months of the declaration of the poll on 15 September 2017, for tabling at the first Council meeting held after the last day of lodgement.

The register of returns for Councillors is now tabled in accordance with s.450A of the *Local Government Act 1993*, and is available for inspection by the public at Council's administration offices by appointment during business hours.

Implications

Legal

To comply with ss.449 and 450A of the *Local Government Act 1993*.

Conclusion

The register of annual returns by Councillors for their disclosures of pecuniary interests and other matters is now tabled in accordance with s.450A of the *Local Government Act 1993*.

Attachments

Nil

13.1 Joint Regional Planning Panel Approval of Development Application 123-2017 for Subdivision of Neighbourhood 2 at Googong Urban Release Area (Ref: C185558); Author: Thompson/Kunang

Report

Integrated Development Application 123-2017 was for Neighbourhood 2 Googong Township Subdivision involving a boundary adjustment, the creation of 932 residential lots, 12 superlots for future subdivision for small lot housing, 15 residual lots for future subdivision of medium and higher density housing and other uses including the Town Centre sites, an education establishment (State K-12 school), fire station, senior housing, sales office, information and education facilities, community facility, recreation area and ancillary infrastructure and local services. The proposal will also include the construction of two new intersections with external roads – one each on Old Cooma Road and Googong Road and the duplication of the carriage way of Old Cooma Road between the proposed intersection and Googong Road.

The application was required to be determined by the Joint Regional Planning Panel – Southern Region (JRPP) as the Capital Investment Value of the proposed development cost of \$143 million exceeds the JRPP threshold of \$20 million.

The application was notified to adjoining neighbours and advertised in the newspaper and no public submissions were received. The submissions from government agencies were considered and conditions recommended where appropriate. An assessment under Section 79C of the Environmental Planning and Assessment Act 1979 was undertaken. The development generally satisfied the controls and requirements of the relevant policies and was considered suitable for the site. The proposed subdivision of Neighbourhood 2 was recommended for approval subject to the imposition of conditions.

The application was deferred by the JRPP at its meeting on 8 December 2017 subject to an additional report being prepared to address the following issues:

- Part 4 Assessment of existing road corridor on Old Cooma Road
- Clarification of a number of conditions of consent.

Subsequently the requested Supplementary Report was prepared and submitted to the Panel for consideration to allow for the DA to be dealt with by electronic determination. On 10 January 2018, the Panel resolved to approve the development application subject to two recommended conditions of consent being amended. The reasons for the decision of the Panel were:

- *The removal of 133 trees in total is inclusive of the 27 trees within the road reserve on Old Cooma Road. The panel is satisfied that the removal of these trees is inevitable to allow for the duplication of Old Cooma Road. The Panel is satisfied that mature trees have been retained where practical across the subdivision and along the road corridor, and appropriate landscaping is proposed to mitigate the loss of existing trees and provide a positive contribution to the natural environment of the streetscape.*
- *The development generally satisfies the controls and requirements considered suitable for the site. Where there are variations to the instruments, the Panel is satisfied that these variations have been appropriately addressed by conditions of consent.*
- *The development will have an acceptable impact on the site, local area and neighbouring properties, whilst increasing the supply of housing and community facilities. Therefore, the proposed development is considered by the Panel to be in the public interest.*

A copy of the conditions of consent is attached for the information of Councillors.

Recommendation

That the report be received for information.

Attachments

Attachment 1 Conditions of Consent for DA 123-2017 (*Under Separate Cover*)

**13.2 Integrated Planning schedule for 2018-19
(Ref: C183281); Author: Tegart/Tozer**

Report

Following the Local Government election in 2017 and in line with the Local Government Act 1993, Queanbeyan-Palerang Regional Council is required to develop a suite of documents by 30 June 2018 to fulfil its integrated planning requirements.

Councillors have previously been briefed on the requirements and staff have commenced work on the suite of documents.

The documents required to be adopted or endorsed by Council prior to 30 June 2018 include:

- Community Strategic Plan – endorsed 13 December 2017
- Resourcing Strategy – draft developed and to be further discussed at workshop
- Delivery Program 2018-21
- Operational Plan 2018-19
- Revenue Policy 2018-19
- Fees and Charges 2018-19

To ensure QPRC meets the relevant deadlines, the following schedule has been developed and is provided to councillors for information (all dates are subject to change and councillors will be notified via the weekly communique):

- 31 January – workshop with councillors regarding Delivery Program and Resourcing Strategy
- February – engagement with representative community groups, sporting groups and Council committees to inform Delivery Program (see separate report)
- 7 March - workshop with councillors to discuss outcome of engagement activities
- 4 April - workshop with councillors regarding draft budget
- 25 April – draft Integrated Planning documents presented to Council prior to public exhibition
- 27 April-8 June – public exhibition of draft Integrated Planning documents. Engagement plan to be developed
- 13 June – workshop with councillors regarding submissions received on draft documents
- 27 June – Council to adopt Integrated Planning documents

Recommendation

That the report be received for information.

Attachments

Nil

**13.3 Delivery Program 2018-21 - Stage 1 community engagement (Ref: C183290);
Author: Tegart/Tozer**

Report

In line with the *Local Government Act 1993*, Council is required to adopt its Delivery Program by 30 June 2018. The Delivery Program generally covers a four-year period, however due to the merger and the subsequent deferral of the local government election, this Delivery Program will only cover a three year period, from 2018-19 to 2020-21 with the next election to be held in September 2020.

In essence, the Delivery Program is the elected body's response to the aspirations and goals identified by the community in the Community Strategic Plan (endorsed 13 December 2017 - <https://www.qprc.nsw.gov.au/Council/Council-business/Budgets-and-planning>)

The Delivery Program is referred to as Council's 'contract' with the community and sets out what projects and services Council intends to undertake during the three-year term to move towards achieving the community's long term goals.

To provide councillors with the relevant information to finalise the Delivery Program, it is proposed that Stage 1 of community engagement be undertaken in February 2018 and involve representatives of:

- Representative community groups
- Members of the QPRC Sports Council
- Council Committee community representatives

During Stage 1 of that engagement, representatives of the abovementioned groups will be invited to workshops where they will be asked to identify priorities for their group, but also discuss wider community priorities with other attendees. Councils tend not to undertake early engagement during the development of its Delivery Program and this leads to a range of projects being proposed by groups, organisations and clubs when the draft document was on exhibition and the ability to make changes was limited.

The intention of this pre-emptive engagement period is to get an understanding of priorities across the community and present these to councillors who will be able to assess these projects alongside initiatives and projects put forward by staff and projects previously suggested by councillors.

Dates for workshops will be finalised during January and groups, clubs and committees will be invited by letter. A QPRC Sports Council meeting is scheduled for Monday 5 February and will be used to engage with sporting clubs. Most of the Committees listed below are yet to meet since representatives have been appointed. Where that is the case, it is the intention of staff to invite the community representatives on those committees to attend the workshops.

Due to there being no community representative group in Braidwood, it is suggested that the administrator of the Braidwood Ratepayers and Locals Facebook page be invited to attend.

During the public exhibition of the Community Strategic Plan, a number of submissions included projects and actions more suited to the Delivery Program. Where this occurred, the submitter was informed that the suggestions would be considered as part of the development of the Delivery Program.

It is not intended that Stage 1 of the engagement process will be open to the general public. Further engagement will be undertaken when the draft documents are on public exhibition in April/May 2018 with an engagement plan to be developed closer to that time.

A list of proposed invitees is attached.

Recommendation

That the report be received for information.

Attachments

Attachment 1 Delivery Program - Proposed Community Groups Engagement (*Under Separate Cover*)

13.4 Carwoola Bushfire Appeal Panel (Ref: C181476); Author: Neil/Warne

Report

In February 2017 a disastrous bushfire occurred in the Carwoola area with much property, home, stock, and building loss occurring. The then Administrator, Tim Overall launched a Bushfire appeal for the bushfire victims - a large amount of money was raised from many events and fundraising initiatives throughout the Council area.

A Carwoola Bushfire Appeal Panel was appointed comprising:

Max Shanahan – Chair	QPRC Audit, Risk and Improvement Committee
Bill Warne	QPRC
Jamie Walker	Queanbeyan Lions Club
Shane Holness	Bungendore- Braidwood Community Bank

In addition, Ian Johnsson and Trude Salat of the Carwoola Residents Group were invited to join the Panel in an ex-officio capacity to assist with its work. Council's emergency support officer acted as a liaison with the victims regarding the allocation of support.

The generosity of the local community can never be underestimated and in total, \$199,655.24 was raised through direct donations, and fund raising initiatives. The Panel was overwhelmed by this community support and magnanimity.

The initial priority for the Panel was to assist with immediate needs for effected families. Direct assistance was provided for urgent needs, in addition to meeting the cost of water carrying and fodder provision after the fire.

The second distribution was to assist with household re-establishment, the third to assist with building loss and costs associated with rebuilding or moving to a new property and the fourth and final distribution was to partially offset other costs associated with the fire. The distributions were finalised by Christmas 2017.

At the request of the Carwoola Residents Group an assessment of dangerous trees was undertaken for effected properties with the results and recommendations being provided to the property owners.

A summary of the funds distribution is as follows:

Water Carrying	230.00
Fodder	4,480.16
Distribution 1	7,000.00
Distribution 2	45,000.00
Distribution 3	65,000.00
Distribution 4	60,000.00
Trees	14,710.00

\$196,420.16

In addition to the above, the Queanbeyan Lions Club distributed \$20,000 to bushfire victims in goods and services and Anglicare made cash donations totalling \$16,000.

A small balance of the fund currently exists for any incidental costs that may arise prior to finalising the appeal in March 2018. It is intended that any balance will be donated to the Local RFS Brigade for equipment purchases.

There are valuable lessons to be learnt for the appeal and a guide is being prepared for future use. The Panel would have differing priorities and perspective if the same situation occurred again. Nevertheless, the funds received have gone to the bushfire victims with priority giving to the people that had their homes and households destroyed.

The contribution and guidance provided by the Panel is much appreciated and was acknowledged at a Mayoral function held in November 2017 for the volunteers that assisted with the bushfires.

One of the issues we encountered was that tax deductibility status for the Appeal could not be achieved. Such status is issued by the Australian Taxation Office and is granted for a significant natural disaster and unfortunately the Carwoola Bushfire did not meet this criteria. *(the most recent being Cyclone Debbie in April.)* Future options in this regard are being examined.

Separately, Council received compliments for the way it assisted fire victims and made waste transfer stations available.

Recommendation

That the report be received for information.

Attachments

Nil

13.5 Moore Park Skate Park Project (Ref: C17184850); Author: Richards/Wallace

Report

Young people in the Queanbeyan region have limited spaces where they can spend recreational time engaging in safe and free activities. One area is the Moore Park Skate Park on Crawford Street.

The young people who use the skate park have identified several issues and needs in this area. Whilst they enjoy 'hanging out' in this area, they find the park unattractive and neglected. Trees and plants are dead or dying, and seating is limited and located in full sun. The extensive graffiti in the skate bowl not only made it look unappealing, but is slippery and unsafe when painted over. There is often litter around the skate park area, as well as 'dumped' items such as mattresses and wooden crates.

To beautify the area, which is close to the Aquatic Centre complex and the refurbished Apex Park, the Community and Education team are applying for funding through the Create NSW Arts and Culture grants projects to implement a number of art projects within the Skate bowl and surrounding park area. If successful, funding will enable professional artists to conduct workshops to design artworks and revitalise the site, engaging current and future users.

The QPRC Youth Outreach team have identified a disconnection between the local spaces in Queanbeyan and youth inclusion in making these spaces. This initiative provides an opportunity to bridge this gap and for local young people to take some pride and ownership over a shared space through a participative project.

The proposed workshop will allow young people and all other users to contribute to the park and feel some pride and ownership of the Skate Park and surrounds.

Along with a skate bowl mural, the grant will cover implementation of a number of art features in the park area. It also covers a unique makeover for the fencing along Crawford Street and an impressive community art sculpture in the space highlighting the Queanbeyan region.

The grant is for \$47,000 which will cover the artist fees and workshops.

Recommendation

That the report be received for information.

Attachments

Attachment 1 Skate park current (*Under Separate Cover*)
Attachment 2 Art work idea (*Under Separate Cover*)

13.6 Joint Organisations (Ref: C17189955); Author: Tegart/Ferguson

Report

The NSW Government piloted different Joint Organisation (JO) models in five regions during 2015 to test and reflect the different working relationships and priorities of each area.

An independent evaluation of the JO pilot process found that it was a success and that JOs deliver real benefits for regional councils and communities.

The State Government believes that an effective JO should:

- Align with, or “nest” within one of the State’s planning regions.
- Demonstrate a clear community of interest between member councils and regions.
- Not adversely impact on other councils or JOs, e.g. leaving too few councils to form a JO.
- Be based around a strong regional centre or centres.
- Be of appropriate size and capacity to partner with the NSW and Commonwealth Government agencies and other organisations.

The State Government recently passed legislation known as the *Local Government Amendment (Regional Joint Organisations) Bill 2017*, which allows councils in regional NSW to voluntarily join new JOs in their respective planning regions.

Joint organisations can be formed with a minimum of three councils whose local government areas must align with NSW Planning regional boundaries. QPRC aligns with the South East and Tablelands planning region, together with Bega Valley, Upper Lachlan, Eurobodalla, Yass Valley, Snowy Monaro, Goulburn Mulwaree, Hilltops and Wingecarribee Councils.

Following the passage of the legislation through Parliament, Council will need to take the following steps:

- Consider the guidance material to be provided by the Office of Local Government;
- Review existing arrangements for regional collaboration in its area;
- Consider the key design criteria for JOs;
- Consider the criteria for seed funding;
- Consult with other councils in its regional grouping to reach agreement on JO membership;
- Ensure each member endorses the proposal by a resolution of council;
- Submit a request to establish a JO to OLG by 28 February 2018.

In accordance with the *Local Government Amendment (Regional Joint Organisations) Bill 2017*, JOs will be proclaimed in April 2018, and are proposed to start in July 2018.

Joint Organisations will only be established where the relevant councils agree to join a new joint organisation.

Where the Minister wishes to recommend the proclamation of a joint organisation, the Minister must certify that each council has passed a resolution approving inclusion of the relevant council's area in the joint organisation's area.

The NSW Government will provide up to \$3.3m in seed funding to JOs to support their establishment. Funding for each JO will be based on the number of councils that choose to form a JO, with maximum funding provided to regions where all councils in a region choose to be members of the new regional body.

A further report on this matter will be presented to Council's Ordinary meeting on 24 January 2018.

Recommendation

That the report be received for information.

Attachments

Nil

**13.7 Building Better Regions Fund Grant (Ref: C17191086); Author: Richards/Darcy
Report**

Queanbeyan-Palerang Regional Council has been successful in its application for \$90,000 under the Building Better Regions Fund – Community Stream to support the development of the following Plans to complement the Regional Economic Development Strategy (REDS) currently underway:

1. Retail Plan: to provide analysis on the current retail environment and performance in Queanbeyan, Bungendore and Braidwood
2. Technology and Defence Business Analysis: to provide analysis on the regional growth potential of this sector
3. Comparative Business Regulatory and Taxation Analysis: to provide analysis and benchmark the current comparative advantage or disadvantage of businesses in Queanbeyan-Palerang with the ACT and neighbouring Councils in relation to taxation, commercial rates and other regulatory requirements
4. Business Investment Prospectus: to develop collateral which provides a positive story on the Queanbeyan-Palerang region showcasing our endowments and liveability encourages investment and relocation

The grant was initially awarded to conduct an Economic Development Strategy and Retail Plan but was varied to include points 2, 3 and 4 above after the NSW Government committed to support a Regional Economic Development Strategy. The grant is matching dollar for dollar and available in current budget allocation.

Recommendation

That the report be received for information.

Attachments

Nil

13.8 Braidwood and Bungendore Shop and Win Initiative (Ref: C187203); Author: Tegart/Richards

Report

Overview

The Christmas Shop & Win promotions in Bungendore and Braidwood commenced with a media launch on September 1, 2017. The launch was attended by several participating businesses and representatives from all financial partners - Bungendore & Braidwood Community Banks, the Bungendore Chamber of Commerce and Industry (BCCI) and QPRC.

BCCI contributed \$3000 in sponsorship and the Community Banks in each town contributed \$2000. Thirty-seven businesses participated in Braidwood and 41 in Bungendore. Each business contributed \$125 + GST to participate (financials are detailed below).

Participating businesses were visited in person and given a detailed explanation on how the promotion would operate from commencement (1 September 2017) to conclusion (2 December 2017). All terms and conditions were carefully explained with promotional flyers, posters and tickets left with each business. Communication with the high traffic businesses determined how many tickets were initially printed for each town and this resulted in 80,000 for Braidwood and 120,000 for Bungendore. Each ticket included the terms and conditions of the competition and all other relevant information.

Building Awareness

The awareness campaign included the initial media launch complemented with other local newspaper editorials, newspaper advertisements, printed flyers and posters, radio interviews and designated QPRC website pages and a Facebook event page that was set up for both towns. Participating businesses also assisted in creating awareness of the promotion.

By mid-October the campaign was in full swing and, with close to all printed tickets being distributed in both towns, a second print run was actioned. Communication with the participating businesses was constant throughout the campaign. To keep up momentum, images of participating businesses and customers featured in QPRC social media.

Prize Draws

Prize draws were to be part of the Community Christmas parties. Since both parties were cancelled due to rain, other arrangements were made in line with Liquor and Gaming regulations.

- The Braidwood Draw was held at the Servicemen's Club on Friday 1 December at 5pm with a live broadcast from Braidwood FM. Deputy Mayor Trevor Hicks and representatives from the Braidwood Community Bank were in attendance to assist in drawing the winners. All four winners were local residents. The major prize of \$8,000 went to Brian & Gloria Gamble, a minor prizes of \$1,000 went to Kerry Whiteman and the two \$500 prizes went to Mick Pritzler and Suzanne Gearing
- The Bungendore Draw was held in front of the Bungendore Community Bank on Monday 4 December at 12noon. Councillor Mark Schweikert and representatives from the Bungendore Community Bank and BCCI were in attendance to assist with the drawing of the four winners. Three of the four winners were local residents with one of the minor \$500 prizes going to an ACT resident. The major prize of \$8,000 went to Patricia Taylor a minor prize of \$1,000 went to Lisa Atherton and the two \$500 prizes went to Lauren Hay and Tony Krizan.

Financials

BRAIDWOOD (excl GST)			
Income	\$	Expenses	\$
QPRC contribution	8,750.00	Liquor & Gaming permit	80.32
Braidwood Community Bank	2,000.00	Ticket drop off bins, 3/town	339.00
Business contribution @ \$125 x 37	4,625.00	Incidentals – staplers, cable ties	59.14
		Ticket printing	2,796.00
		Braidwood Times	224.55
		Braidwood information flyers	435.84
		Branding artwork	500.00
		Ticket drop off bin stickers	534.60
		Braidwood Prize money	10,000.00
Total Income	15,375.00	Total Expenses	14,969.45

BUNGENDORE (excl GST)			
Income	\$	Expenses	\$
QPRC contribution	8,750.00	Liquor & Gaming permit	80.32
Bungendore Community Bank	2,000.00	Ticket drop off bins, 3/town	339.00
Bungendore Chamber of Commerce	3,000.00	Incidentals – staplers, cable ties	59.14
Business contribution @ \$125 x 41	5,125.00	Ticket printing	3,984.00
		Bungendore Weekly	260.37
		Bungendore information flyers	719.01
		Branding artwork	500.00
		Ticket drop off bin stickers	534.60
		Bungendore Prize money	10,000.00
Total Income	18,875.00	Total Expenses	16,476.44

Promotion Statistics

Five hundred entered tickets/receipts from each town were used as a sample of the overall entries to determine an average spend. Of the 80,000 tickets initially printed for Braidwood, 59,900 were entered in the draw with an average spend per ticket of \$64.74. Estimated spend in the Braidwood region across the promotion was therefore \$ 3,877,926. Of the 120,000 tickets initially printed for Bungendore, 100,900 were entered in the draw with an average spend of \$82.69. Estimated total spend in the Bungendore region across the promotion was therefore \$8,343,421.

Summary

The feedback provided by business participants (attached), outlined some issues to be resolved in regarding ticketing processes, minimum eligible spend and length of the promotion. Future Shop & Win promotions will need further consultation with the business community to consider alternatives processes. Overall, however, the promotion was delivered well in budget for both towns and the consensus was that Shop Local was a successful campaign.

Recommendation

That the report be received for information.

Attachments

Attachment 1 Shop Local Initiative Feedback (*Under Separate Cover*)

13.9 Conduct of Australia Day Event (Ref: C187475); Author: Tegart/Richards

Report

Overview

On Friday 26 January, four events will be held to celebrate Australia Day. Events at Bungendore, Captains Flat and Braidwood are largely community driven. At each event the Mayor will give an address and announce the local Australia Day Awards for Citizen of the Year, Young Citizen of the Year and Event of the Year.

The events will be:

- Breakfast at Bungendore at 7.00am
- Morning Tea at Captains Flat at 10.00am
- Lunch at Braidwood at midday

The event at Queanbeyan is a formal event including ceremonies of citizenship in addition to the Australia Day Awards. It commences at 4.15pm followed by a 'sausage sizzle' meal, a range of activities for children, a free raffle, a live band and a firework display at 9pm.

Councillors are invited to attend any or all of the Australia Day celebrations.

Recommendation

That the report be received for information.

Attachments

Nil

13.10 Status Report (Ref: C187552); Author: Hansen/Hansen

Report

The following information is provided on the status of the Notices of Motion submitted at the meeting of Council held 27 September 2017.

Item	Description	Status
7.1	<ol style="list-style-type: none"> 1. Receive a report on options for upgrading the flood prone Reschs Creek Causeway, Rossi. 2. Consider including capital funding in the Delivery Program. 	<ol style="list-style-type: none"> 1. Initial investigation has been completed. Options and estimating work is still to be completed. This work is not expected to be completed until March 2018. 2. This will be provided to Council for consideration once the work has been completed.
7.2	<ol style="list-style-type: none"> 1. Receive a report addressing options for improved pedestrian access and pedestrian crossing safety in relation to Monkitee Bridge, Wallace Street Braidwood. 2. Consider including funding in the Delivery Program. 	<ol style="list-style-type: none"> 1. This matter has been referred to the Braidwood Pedestrian Access and Mobility Plan to be completed as part of the Integrated Transport Strategy. 2. This will be referred to council for consideration once the Integrated Transport Plan has been completed.
7.3	<ol style="list-style-type: none"> 1. That Council receive a report on bringing forward the reconstruction and realignment of that section of the Burra Road known as the "S" bends in the capital works program. 2. That Council consider funding for reconstruction and land acquisition in the draft Delivery Program. 3. Note in that report the resolution CW119-120/2015 of the former Palerang Council, regarding the status of the project to realign that section of the Burra Road known as the "S" bends 	<ol style="list-style-type: none"> 1. Initial investigation has been completed. Options and estimating work is still to be completed. This work is not expected to be completed until March 2018. 2. This will be provided to Council for consideration once the work has been completed. 3. Noted

7.4	<ol style="list-style-type: none"> 1. Receive a costing report on the sealing of the remaining section of Summerhill Road, Bywong. 2. Consider including funding in the draft Delivery Program. 	<ol style="list-style-type: none"> 1. This matter has been referred to the Council workshop on road maintenance and sealing to be considered as part of the overall strategy for the development and maintenance of unsealed roads. 2. This will be provided to Council for consideration once the work has been completed.
7.6	<ol style="list-style-type: none"> 1. Investigate the need for the installation of bus shelters at bus stops in Googong, with particular attention to the school bus route along Beltana Road and outside the Anglican School on Gorman Drive. 2. Discuss the opportunity for the Googong developers to provide or contribute to bus shelters. 3. If deemed necessary, these bus shelters be given priority on Council's bus shelter program. 4. Receive a report on the matter, including the relative priority of other bus shelters and park'n'ride facilities in the bus shelter program. 	<ol style="list-style-type: none"> 1. Investigations have been underway regarding bus stops in these locations. There are safety issues that will require attention before any further development of the bus stops can be undertaken. Once this work is completed, the installation of bus shelters at this location will be referred to the bus shelter priority list for Council consideration. 2. Staff will discuss with the developers of Googong the opportunity to provide funding for these shelters however there is no requirement on the developers to provide that funding. 3. Refer to (1). 4. Noted. Will be included in the report to Council
7.9	That Council prepare a document summarising the Googong and Tralee Traffic Study for Councillors and the public, including the predicted effects on heavy vehicle traffic in the region.	This is presently being discussed with the model owner and we are waiting on an estimate to complete this work.

Recommendation

That the report be received for information.

Attachments

Nil

14.1 Queanbeyan-Palerang Sports Council - 6 November 2017 (Ref: C17183298;
Author: Geyer/Penman)

Present: Cr Trevor Hicks (QPRC), Cr Kenrick Winchester (QPRC), Cr Michele Biscotti (QPRC), Garry Cook (BRUFC), Phill Hawke (QRUFC), Allan Carpenter (Community Rep), Tony Rayner (BRLFC), Peter English (BCS), Joe Sheridan (QLA), Scott Taylor (QTJAFLC), Joel Percy (GAFLC), Simon Booth (QJRUFC), Peter Solway (QSCC), Jan Browne (QBA), Simon France (MPFC)

Also Present: Debbie Sibbick (QPRC), Leigh Penman (QPRC)

Cr Hicks Chaired the meeting.

Apologies:

Annette Thomas-Schumacher (JTA), Craig Thomas-Schumacher (JTA), Adrian Brunner (QDJCC), Norm Aleksoski (QCFC), Ken Gordon (BOZTAG)

1. Draft Community Strategic Plan

Leigh Penman explained to the Committee that the draft community strategic plan is out on public exhibition until the 1st December and this plan is required for the elected Councillors to develop the three year delivery plan. Leigh encouraged all clubs to look at this plan and comment as required.

Simon France commented on the plan that the sporting community plays a large role in various aspects of the plan including tourism, health and cultural. Any club commenting on the plan should also mention these aspects in their comments.

General discussion was held regarding this topic with all clubs encouraged to look at the draft community strategic plan.

2. Sports Ground Allocations

Leigh handed out the current summer usage booking spreadsheet, with general discussion held around the bookings.

Cr Winchester asked the Committee if they were happy with the current booking process, with all clubs agreeing that it remain the same.

3. Current and Planned improvements to sporting and recreational needs, including capital works programs, and future planning for sportsgrounds /facilities.

Leigh went through the current list of works happening and where the works are up to. General discussion was held around the works with question asked as to whether Riverside Oval lights upgrade would be enough lux for night games. Cr Winchester asked the question as to whether the light upgrade for Seiffert oval would be enough for NRL games to be played. Leigh confirmed that the lights upgrade would only be to 500 lux which is below standards for telecasting NRL night games.

**14.1 Queanbeyan-Palerang Sports Council - 6 November 2017 (Ref: C17183298;
Author: Geyer/Penman) (Continued)**

Peter English indicated that Warren Little Oval would benefit with some amenities and canteen due to Bungendore Soccer expanding with the need to play full size games at the oval from 2018. At least 2 teams will use this oval and the current cricket pitch will need to be covered for the winter season as well as the need for full size soccer goals.

4. Next Meeting

The next meeting is scheduled for 5 February 2018

There being no further business, the meeting closed at 7.10pm

Attachments

Nil

14.2 The Q Board - November 2017 (Ref: C17186303; Author: Richards/Fulton)

Present:

Cr Radmila Noveska (Chair), Geoff Grey, Peter Lindbeck, Coralie Wood, Cathy Winters and Jacqui Richards (Portfolio General Manager Community Choice).

Also Present:

Daniel Fulton, Steve White, Stephen Pike and Deon Myburgh.

Others Present:

The Committee Recommends:

Apologies:

Helen Musa.

1. Confirmation of Report of previous meeting held on 25 September 2017

- a. Confirmation of the previous minutes.
- b. Board resolution Outcome Report

Recommendation (Grey/Richards)

TBQ 26/17 - That the report of the meeting of the committee held on 25 September 2017 be confirmed and that the board resolution outcome report be received for information.

2. Chair Persons Report

Cr Radmila Noveska was welcomed and officially declared as the new Chair of The Q Board.

The appointment of community representatives to the Q Board membership was confirmed as; Geoff Grey, Peter Lindbeck, Coralie Wood, Helen Musa and Cathy Winters.

Recommendation (Grey/Winters)

TBQ 27/17 - That the Chair Person's Report and appointments to the membership of the Q Board be received for information and endorsement.

3. Internal Productions Review

- a. Internal Production Financial Review (Attached)
- b. Staff Internal Production Report (Attached).

Recommendation (Winters/Grey)

TBQ 28/17 - That the Internal Productions Review report be received for information.

14.2 The Q Board - November 2017 (Ref: C17186303; Author: Richards/Fulton)
(Continued)

4. **External Hirer Review**

- a. External Hirer Financial Review (Attached).
- b. Staff External Hirer Report (Attached).

Recommendation (Lindbeck/Wood)

TBQ 29/17 – The Board requested that the table titled ‘Kiosk & Bar Sales’ reflect in future reporting net profit instead of gross profit.

TBQ 30/17 - The Board moved that the External Hirer Review report be received for information.

5. **Promotion and Marketing Report**

- a. Publicist Report (Attached).
- b. Staff Marketing Report (Attached).

Recommendation (Grey/Lindbeck)

TBQ 31/17 – The Board requested that the marketing report’s depth of commentary be expanded to include the specific campaigns used for individual shows.

TBQ 32/17 – The Board requested that further work be undertaken by staff to provide data and metrics on the demonstrated rate of return from the various marketing avenues and or campaigns undertaken.

TBQ 33/17 –The Board That the Promotion and Marketing report be received for information.

6. **Matters for Report to Council**

- a. General Staff Reports (Attached).
- b. General Items (Attached).

Recommendation (Grey/Winters)

TBQ 34/17 - That the Matters for Report to Council be received for information.

7. **Next Meeting**

Monday 29 January 2018.

There being no further business, the meeting closed at 6.31pm.

Attachments

- Attachment 1 The Q - Board Meeting - Council Official Agenda - November 2017
(Under Separate Cover) - **CONFIDENTIAL**

14.3 Local Traffic Committee Minutes - 5 December 2017 (Ref: C187438; Author: Hansen/Stewart)

Present: Rob Taply (NSW Police Rep), Nathan Boscaro (RMS Rep via telephone), Rodney Stewart (QPRC Rep), Nathan Cooke (QPRC Rep), Cr Mark Schweikert,

Also Present: Sophie Pidcock (QPRC Administration Officer), Dirk Jol (QPRC)

Others Present:

The Committee Recommends:

Apologies: Rowan Carter (NSW State Member Rep), Joanne Wilson-Ridley (QPRC Road Safety Officer)

1. Confirmation of Report of previous meeting held on 16 August 2017

That the minutes from the meeting of the committee held on 10 October 2017 be confirmed.

Business arising from previous minutes:

- Oktoberfest debrief. Event went well, no concerns just minor improvements passed onto organisers. Minor improvements included earlier implementation of marked zones for buses, and a designated drop off area for normal vehicles.
- Boogong debrief. It was noted that event organisers refused to lodge information and plans for the event management up until just prior to the event (held 20 October 2017), despite early requests from Council to do so. The event was poorly managed from Council and Police perspective. Inspections conducted by Police and Council during the event noted many areas of concern including unacceptable queue lengths, insufficient event parking management and illegal parking, hazardous interactions with vehicle and pedestrian and aspects of the TCP not implemented as per the plan and other issues including issues with risk management for the event. Council and Police met event organisers post event and concerns and observations were communicated with a view to improve planning for future events, including request for early lodgement of documentation.

2. Correspondence

- Council received notification about Remembrance Day event, no help from Council required.
- Council received letter from a resident about parking in Wilson Street, Braidwood. There is 45 degree parking at the front of resident's property and people are parking over driveway blocking resident in. Council will investigate the issue with a report to come to future LTC meeting.

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3. LTC - Appointment of Chair of Committee

A report was tabled to formerly elect a Chair to the Local Traffic Committee. A nomination was received for Cllr Mark Schweikert. The committee was unanimous in support.

LTC 32/17 Cr Mark Schweikert be appointed to Chair of the LTC.

4. Cooma Street – New Bus Stop

Council has received a request from the local bus operators QCity to install an additional bus stop on Cooma Street, between Southbar Road and Queenbar Road, outside the 7-Eleven at Karabar. The stop would be used for Route 837 which runs between Queanbeyan and Googong. A stop currently exists across the road for Route 837 when the route is travelling from Queanbeyan to Googong. However, there is no corresponding stop when Route 837 is travelling from Googong into Queanbeyan. The bus operator identified this stop would service passengers from Googong who are using the Karabar shopping Centre, noting that Googong currently has no shopping centre. It would also provide enhanced service option for Bus Route 839.

Council investigated the proposed site - it is currently un-signposted and available for parking. A desktop review of nearmap history revealed little parking occurring in last four year history and recent inspections noted no parking at the location. The site is adjacent to a Council parking lot and little impact was assessed from conversion of this site to a bus stop. Onsite assessment confirmed good sight distances for the proposed stop. Some work is required to ensure the bus stop meets gradient requirements. A design has been created for the bus stop including modification to link the site with existing footpath network that connects passengers to signalised pedestrian crossing 70m from the proposed bus stop.

LTC 33/17 Under the Road Transport Act 2013 approve the installation of a bus stop on Cooma Street between Southbar Road and Queenbar Road on the western side of the road as per the design.

5. Buttle Street – Line Marking

Council has received complaints from local residents around Buttle Street about vehicles parking near the end of Buttle Street where it meets Tennyson Road. Residents are concerned the vehicle parking makes it difficult for oncoming vehicles to clearly see and navigate a narrow corner. Investigations were conducted and to improve road safety at the site it was proposed to extend BB line marking from the centre island and relocate a curve advisory sign.

LTC 34/17 Under the Roads Transport Act 2013 approve the extended line-marking and relocation of advisory signage on Buttle street and Tennyson Drive as per design.

6. Bungendore Public School – Parking Changes

Council received safety from Bungendore Bus and Coaches concerning potentially unsafe interactions between buses, vehicles and pedestrians in Bungendore Public School Zone. Concerns raised:

- Vehicles stacking and performing U-Turns around the intersection of Gibraltar St and Majara Street in front of buses

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- Vehicles parking in the 'No Stopping' area on corner of Majara and Gibraltar St which obstructs the ability for buses to turn left into Gibraltar Street
- Vehicles parking in the 'No Stopping' areas closer to the school crossing
- Vehicles performing U-Turns in-front of buses along Gibraltar Street turning in the marked pedestrian refuges near the school crossing
- Also raised concerns about number of children and parents congregating on footpath outside school near crossings and feeling nervous that it can be unclear who is ready to cross and when

LTC 35/17 The committee recommended further consultation be undertaken with the School's P&C, post office and School of Arts users before the design is finalised and presented be to the next LTC meeting for consideration.

7. Morrisset Street Car Park- Signage and Line Marking

Council Rangers have provided feedback that they receive regular complaints from Council works staff and from the businesses backing onto the Morrisset/Crawford Street carpark regarding vehicles parking in unmarked sections of the car park that restrict access and causing safety issues of blocking vehicle flow and restricting clear view.

LTC 36/17 Under the Road Transport Act 2013 approval to implement signage and line marking in the Morrisset Street carpark as per the attached design.

8. Aprasia Avenue – No Stopping Signs

Council has received complaints from Googong residents about the narrow road conditions leading up to and at the intersection of Caragh Avenue and Aprasia Avenue, including reports of near misses and at least one collision incident.

On-site inspections were conducted and traffic data collected. Issues were identified included lack of centre line marking on the road to permit assessment of lane widths, large vehicles observed turning at the intersection of Caragh and Aprasia sweeping the path beyond the centre of the road and many vehicles having to use to road shoulder to the left of the drain to avoid a head on collision. Heavy vehicles usage of the road comprised 15.7%, the 85th speed percentile of 50km/h and ADT of 1117.

Two existing 'No Stopping' signs are located approximately 50m to the south of the intersection of the intersection on the northern side of Aprasia Avenue for the private lane Weldon Lane. These signs give the impression that parking has been assessed in the immediate area and is permissible around the intersection, however this would feature vehicles parking on the road shoulder that vehicles are currently using due to the narrow road conditions, and increases the risk of a head on collision.

The proposed solution to install 'No Stopping' signs to address the narrow road conditions and improve sight distance.

LTC 37/17 Under the Road Transport Act 2013 approval to install 'No Stopping' signs at the intersection of Caragh Avenue and Aprasia Avenue as per the design.

9. Boogong – Event Report

Event held 28 November 2017. Refer to Boogong debrief.

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10. Queanbeyan Uniting Church Spring Fair

The Queanbeyan Uniting Church will be holding their annual Spring Fair on the 25 November 2017. Similar to previous years, the event organizer have requested road barriers to close eight parking spaces in front of the Church in Rutledge Street. The eight spaces will be used for loading and unloading during the set up and pack down for the event. During the running of the event the car spaces will be available to Emergency Services for static displays. One car parking space has also been requested to be closed within the indented bay on Crawford St to retain emergency access to the property.

In addition to cordoning off the car parks, the church has also requested that the entrance to the Church on Crawford Street be barricaded as the car park will be used for fair activities. The closures are requested from 5.45am on Saturday the 25 November 2017, and it is anticipated that the spaces will be able to be re-opened by shortly after 1.00pm on the same day.

LTC 38/17 Under the Roads Act 1993 approve the closure of 8 car parking spaces outside the church in Rutledge Street and one additional park in Crawford St for Queanbeyan Uniting Church Spring Fair on Saturday 25 October between 5.45am and 2pm

11. Googfest – Event Traffic Management

Queanbeyan-Palerang Regional Council has received an event application from Googong Township Pty Ltd to host a free community music festival 'Googfest' with food vendors and fireworks show. The event commences at 5.00pm – 9.00pm on Saturday 3rd February 2018 at Rockley Oval, Googong NSW. In relation to the event road closures have been requested from 3.30pm until 10.00pm and includes:

- Road Closure on Googong Road approximately 200m to the west of Beltana Avenue Traffic controller will be stationed to direct event parking to the designated off-street parking areas. Googong Road will remain accessible to local traffic only and will be controlled at intersection until off-street parking has reached capacity. The road closure will be removed once dedicated off-street parking reaches capacity.
- A section of Hearne St to be closed between Rockley Parade and Gorman Drive, which is the main pedestrian crossing area from the off street parking to the event location. This road will also be accessible to Local Traffic under the control of a traffic marshal posted at those locations.

LTC 39/17 Under the Roads Act 1993 close the following roads in Googong on Saturday 3 February 2018 from 3:30pm – 10:00pm for Googfest:

- **Googong Road approximately 200m to the west of Beltana Avenue (Googong Rd to remain open for local traffic only)**
- **Hearne St – between Rockley Parade and Gorman Drive**

12. Cycling Bungendore Roubaix 2018

LTC 40/17 updated TMP and TCP to come next meeting.

13. Neighbourhood 2, Googong

To provide information for feedback to assist Council officers in the preparation of their assessment of the proposed Development of Neighbourhood 2 in Googong

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LTC 41/17 no initial comments, LTC to deliberate and go back with any required changes.

14. **General Business**

- Speed Zone review on Kings Highway, RMS received Councils comments and the speed limit is to be put back to 100km/h.
- Council to send letters to Braidwood Ex-Serviceman's Club, Captains Flat Community Association and Bungendore Memorial Committee regarding request for early lodgement of event documentation for Anzac Day 2018.

There being no further business, the meeting closed at 2.22pm

15. **Next Meeting**

To be confirmed.

Attachments

Nil

**16.1 Responses to Councillors' Questions (Ref: C17191419); Author: Ferguson/Ison
Report**

This report provides responses to Councillors' questions taken at Council meetings and subsequently.

Where a response has been given by staff in a meeting at the time the question was asked, the response will be recorded in the minutes.

The questions are deleted from the rolling table once they have been answered in full and reported to Council.

Any responses that contain personal or other identifying information of any kind will be circulated separately in the confidential attachments.

Recommendation

That the report be received for information.

Attachments

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| Attachment 1 | Responses to Councillors' Questions (<i>Under Separate Cover</i>) |
| Attachment 2 | Attachment for Question 46 - Palerang's Unsealed Road Maintenance Grading Policy 2005 (<i>Under Separate Cover</i>) |
| Attachment 3 | Responses to Councillors' Questions - with CIC items (<i>Under Separate Cover</i>) - CONFIDENTIAL |

19 NOTICE OF INTENTION TO DEAL WITH MATTERS IN CLOSED SESSION

It is necessary for the Council to adopt a resolution to formalise its intention to deal with certain matters in Confidential Session. The reports are incorporated in the “confidential” business paper which has been circulated to Councillors.

The *Local Government Act, 1993* requires the General Manager to identify those matters listed on the business paper which may be categorised as confidential in terms of Section 10A of the *Local Government Act, 1993*.