



**MINUTES OF THE PUBLIC FORUM  
HELD ON 24 AUGUST 2022**

**1. Opening**

The Public Forum commenced at 5.34pm.

**2. Presentations relating to listed Items on the Council Agenda**

The following presenters were heard:

	<b>Name</b>	<b>Item no</b>	<b>Item description</b>	<b>For/Against</b>
1	Tobi Edmonds	9.1	Request to Waive Developer Contributions - DA.2020.1363.B - Queanbeyan District Pre-school Association - 181 Cooma Street, Karabar	For
2	Sally Matthews	9.2	Request from Araluen Progress Association for Support with Development Application Fees	For

**3. Petitions**

There were no petitions submitted.

**4. 'Questions on Notice' from the Public**

Responses to the following 'Questions on Notice' received up to 17 August 2022 were provided and tabled at the meeting (see attached for responses):

<b>Nos</b>	<b>Received from</b>	<b>In relation to:</b>
1-7	Save Bungendore Park Inc	Bungendore Education Precinct

**5. Presentations by Invitation from the CEO**

There were no presentations.

**6. Closure**

As there were no further matters, the Public Forum closed at 5.44pm.



## ATTACHMENT TO MINUTES OF THE PUBLIC FORUM HELD ON 24 August 2022

### **'Questions on Notice' from the Public**

Responses to the following 'Questions on Notice' received up to *Wednesday 17 August 2022* were provided and tabled at the meeting.

### **Questions submitted by: Save Bungendore Park Inc**

All following questions are responded to by the Office of the Chief Executive Officer

- 1. What discussions has Council undertaken with the Department of Education in relation to the proposal to install a temporary Bungendore High School in the grounds of Bungendore Public School?**

Council was informed of the Department of Education's intentions regarding temporary high school accommodation via the Bungendore High School August 2022 Project Update issued from Schools Infrastructure NSW, as published on the School Infrastructure Project website <https://www.schoolinfrastructure.nsw.gov.au/projects/n/new-high-school-in-bungendore.html#category-project-updates> .

- 2. Is Council satisfied that the proposal will allow for satisfactory and safe traffic, parking and access arrangements? On what basis has Council reached that conclusion?**

Staff have met onsite to review and discuss proposed traffic solutions and notes that the Department of Education's consultants are reviewing issues.

- 3. Noting the proposed High School entrance on Majara Street, adjacent to Bungendore Railway Station, does Council anticipate additional school-related traffic in the Railway Station carpark? Is Council satisfied that the potential for this traffic to stir up potentially lead-contaminated dust has been properly investigated?**

Additional use of the Railway Station car park at school pick-up and drop-off times is likely. This is a matter for discussion between the Department of Education and Transport for NSW as the owner of that car park

The section of the car park that was identified as containing lead contamination remains fenced off and closed until it is remediated. Council will be advocating for the timely remediation of this area as it will with all other areas within the QPRC area impacted by lead contamination.

**4. The Department of Education has suggested that this proposal will not require a development application. Has the Department shared with Council its analysis supporting this conclusion?**

No. The Department of Education is responsible for ensuring that development for the proposed temporary high school on the existing primary school site has the appropriate approvals in place. There are various mechanisms via State Environmental Planning Policies that provide for exempt and complying development as well as development with and without consent. Questions on the development approval path chosen should be directed to the Department.

**a. If so, on what basis did the Department reach that conclusion? Does Council agree with that conclusion?**

N/A

**b. If not, will Council require the Department to share that analysis? If not, why not?**

The development pathway for the new temporary high school is a matter for the Department of Education.

**c. Is Council satisfied that any approval pathways under the relevant SEPP that permit construction of portable classrooms also permit the construction of non-classroom school facilities such as staff rooms, offices and halls? And if not, is Council aware of the relevant approval pathway for these facilities?**

The development pathway for the new temporary high school is a matter for the Department of Education.

**5. Is Council aware of any proposed construction or development on Bungendore Park relating to this proposal (ahead of any development consent which may be granted under the current SSDA)?**

No, Council is not aware of any proposals.

**If so:**

**a. what is proposed?**

N/A. See response to Q5 above.

**b. will this require a development consent? If not, on what basis has Council reached that conclusion?**

N/A

**c. does Council propose to undertake any public consultation or engagement in relation to this?**

N/A

**6. Does Council currently have formal arrangements in place relating to the use of Mick Sherd Oval by Bungendore Public School? If so, what are these arrangements?**

Council allocates use of Mick Sherd Oval on a seasonal basis in consultation with all local sports clubs, via the QPRC Sports Council. Bungendore Public School currently has access to Mick Sherd Oval for normal school sports and PE activities, as is common with most public schools across the Local Government Area.

**7. Does Council propose to enter into (or vary) any access arrangements relating to Mick Sherd Oval (ahead of any development consent which may be granted under the current SSDA), to grant the proposed temporary high school and/or Bungendore Public School access (or increased access) to the Oval?**

Council authorised the CEO to recommence discussions with the Department of Education on joint use agreements if, and when, required for Mick Sherd Oval, the new library, and the new community facility (Resolution No 204/22).

To date there has been no discussions on this matter.

**If so:**

**a. what is proposed?**

N/A. See response to Q7 above.

**b. what financial arrangements are proposed?**

N/A

**c. does Council propose to undertake any public consultation or engagement in relation to this?**

N/A

**d. as statutory manager of Bungendore Park, what advice has Council obtained (or proposes to obtain) in relation to the compliance of such arrangements with Division 2.4 of the Crown Land Management Act 2016, particularly in light of the Supreme Court's decision in Application of Willoughby City Council (as manager of the Talus Reserve Trust) & anor [2016] NSWSC 1717?**

N/A

**e. if such arrangements take (or are proposed to take) the form of a lease or licence, has Council taken advice on the compliance of such arrangements with the Crown Land Management Regulation 2018, in so far as it applies to pre-POM Crown land? If so, what was that advice? If not, does Council propose to obtain advice?**

N/A