



Ordinary Meeting of Council

AGENDA

10 May 2023

Commencing at 5.30pm

**Council Chambers
253 Crawford St, Queanbeyan**

Despite the easing of COVID restrictions, it should be noted that there is a limited number of public gallery seats available in the Chambers. Presentations can be made in writing or via Zoom. A live stream of the meeting can be viewed at:

<http://webcast.qprc.nsw.gov.au/>

Statement of Ethical Obligations

The Mayor and Councillors are reminded that they remain bound by the Oath/Affirmation of Office made at the start of the council term to undertake their civic duties in the best interests of the people of Queanbeyan-Palerang Regional Council and to faithfully and impartially carry out the functions, powers, authorities and discretions vested in them under the *Local Government Act 1993* or any other Act, to the best of their skill and judgement.

The Mayor and Councillors are also reminded of the requirement for disclosure of conflicts of interest in relation to items listed for consideration on the Agenda or which are considered at this meeting in accordance with the Code of Conduct and Code of Meeting Practice.

On-site Inspections - Nil

Queanbeyan-Palerang Regional Council advises that this meeting will be webcast to Council's website. Images and voices of those attending will be captured and published.

A recording of the meeting will be archived on the website.

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1 OPENING

2 ACKNOWLEDGEMENT OF COUNTRY

3 APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE BY COUNCILLORS

3.1 Application for Leave of Absence - Cr Bryce Wilson.....2

4 CONFIRMATION OF MINUTES

4.1 Minutes of the Ordinary Meeting of Council held on 26 April 2023

5 DISCLOSURES OF INTERESTS

6 ADJOURNMENT FOR PUBLIC FORUM

7 MAYORAL MINUTE

8 NOTICES OF MOTIONS OF RESCISSION

9 REPORTS TO COUNCIL - ITEMS FOR DETERMINATION

9.1	DA.2023.0050 - 10 Whitton Rise, Bungendore, Construction of Dwelling House - Two storey and Pool	3
9.2	Post Exhibition Report New Fee for School Use of Sports Facilities	10
9.3	Cultural Grants application - Under the Pines: History of St Gregory's Catholic Parish Queanbeyan.....	12
9.4	Molonglo Rail Trail.....	14
9.5	Draft Integrated Plans 2023-24.....	16
9.6	Fireworks (Pyrotechnic) Display Policy	22
9.7	Update to Licence Agreement with Italian Community Festival Inc.	24

10 REPORTS TO COUNCIL - ITEMS FOR INFORMATION

10.1	Bungendore War Memorial Committee Road Naming Project	27
10.2	Site Inspection - DA.2023.0050 - Construction a Two Storey Dwelling House and Pool – 10 Whitton Rise, Bungendore.....	28
10.3	Capital Projects Status Report	29
10.4	Southern NSW Destination Management Plan	33
10.5	Councillor Workshops	34

11 REPORTS OF COMMITTEES

11.1	Bungendore Town Centre and Environs Advisory Committee Meeting Minutes .	35
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**QUEANBEYAN-PALERANG REGIONAL COUNCIL
ORDINARY MEETING OF COUNCIL**

BUSINESS PAPER AGENDA – 10 May 2023 Page ii

12 NOTICES OF MOTIONS

- 12.1 Southern Tableland Arts Program36
12.2 Use of Artificial Turf37
12.3 Emergency Services Levy Subsidy39

13 REPORTS TO COUNCIL - DELEGATES REPORTS

14 QUESTIONS WITH NOTICE

15 NOTICE OF INTENTION TO DEAL WITH MATTERS IN CLOSED SESSION 40

Confidential - Not for Publication

16 REPORTS FOR CLOSED SESSION

- 16.1 Tender Evaluation - Changing Places Facility at Queen Elizabeth II Park
Item 16.1 is confidential in accordance with s10(A) (c) of the Local Government Act 1993 because it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

17 CONCLUSION OF THE MEETING

LIST OF ATTACHMENTS

Open Attachments

- Item 9.1 DA.2023.0050 - 10 Whitton Rise, Bungendore, Construction of Dwelling House - Two storey and Pool
Attachment 1 Assessment report - DA.2023.0050 - 10 Whitton Rise Bungendore (Under Separate Cover)
Attachment 2 Plans - DA.2023.0500 - 10 Whitton Rise Bungendore (Under Separate Cover)
Attachment 3 Draft consent conditions (Under Separate Cover)
- Item 9.2 Post Exhibition Report New Fee for School Use of Sports Facilities
Attachment 1 Post Exhibition Feedback Report (Redacted) (Under Separate Cover)
- Item 9.3 Cultural Grants application - Under the Pines: History of St Gregory's Catholic Parish Queanbeyan
Attachment 1 Cultural Grants Application St Gregorys Catholifc Parish (Under Separate Cover)
- Item 9.5 Draft Integrated Plans 2023-24
Attachment 1 Draft Fees and Charges 2023-24 (Under Separate Cover)
Attachment 2 Draft Revenue Policy 2023-24 (Under Separate Cover)
Attachment 3 Draft Donations Policy 2023-24 (Under Separate Cover)
- Item 9.6 Fireworks (Pyrotechnic) Display Policy
Attachment 1 Fireworks (Pyrotechnic) Display Policy (Under Separate Cover)
- Item 9.7 Update to Licence Agreement with Italian Community Festival Inc.
Attachment 1 Licence Agreement - QPRC and Italian Community Festival -

**QUEANBEYAN-PALERANG REGIONAL COUNCIL
ORDINARY MEETING OF COUNCIL**

BUSINESS PAPER AGENDA – 10 May 2023 Page iii

14 Carinya Street (Under Separate Cover)

Item 10.4 Southern NSW Destination Management Plan

*Attachment 1 Southern NSW Destination Management Plan 2022-2030
(Under Separate Cover)*

Item 11.1 Bungendore Town Centre and Environs Advisory Committee Meeting Minutes

*Attachment 1 Bungendore Town Centre and Environs Committee -
Meeting Minutes 12 December 2022 (Under Separate
Cover)*

*Attachment 2 Bungendore Town Centre and Environs Committee -
Meeting Minutes 27 February 2023 (Under Separate Cover)*

Closed Attachments

Item 16.1 Tender Evaluation - Changing Places Facility at Queen Elizabeth II Park

Attachment 1 Tender Evaluation Report (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, 26 April 2023 commencing at 5.30pm.

ATTENDANCE

Councillors: Cr Winchester (Chairperson)

Cr Biscotti
Cr Burton
Cr Grundy
Cr Livermore
Cr Macdonald
Cr Preston
Cr Taskovski
Cr Webster
Cr Willis
Cr Wilson

Staff:

R Ryan, General Manager
P Hansen, Director Infrastructure Services
J Richards, Director Community, Arts and Recreation
R Ormella, Director Development and Environment
R Tozer, A/Director Corporate Services

Also Present: W Blakey (Clerk of the Meeting)

L Ison (Minute Secretary)

1. OPENING

The meeting commenced at 5.30pm.

2. ACKNOWLEDGEMENT OF COUNTRY

The Mayor acknowledged the traditional custodians of the land upon which the meeting was held.

3. APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE BY COUNCILLORS

There were no apologies.

4. CONFIRMATION OF MINUTES**4.1 Minutes of the Ordinary Meeting of Council held on 12 April 2023**

137/23

RESOLVED (Winchester/Taskovski)

That the Minutes of the Ordinary Meeting of Council held in the Queanbeyan Council Chambers on Wednesday 12 April 2023 be confirmed.

The resolution was carried unanimously.

5. DISCLOSURES OF INTERESTS

138/23

RESOLVED (Winchester/Willis)

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.

6. ADJOURNMENT FOR PUBLIC FORUM

At this stage of the proceedings, the time being 5.32pm, Cr Winchester advised that the meeting should now adjourn for the Public Forum.

139/23

RESOLVED (Winchester/Preston)

That the meeting be adjourned to conduct the Public Forum.

The resolution was carried unanimously.

ADJOURNMENT:

The meeting adjourned for the Public Forum at 5.32pm and resumed at 5.45pm.

7. MAYORAL MINUTE

There was no Mayoral Minute.

8. NOTICES OF MOTIONS OF RESCISSION

There were Notices of Motions of Rescission.

9. REPORTS TO COUNCIL - ITEMS FOR DETERMINATION

- 140/23 **9.1 DA.2022.1551 - 45 Sinclair Road, Primrose Valley, application for dual occupancy**
- RESOLVED (Wilson/Taskovski)**
- That development application DA.2022.1551 to install a manufactured dwelling / dual occupancy on Lot 5 DP 1006515, 45 Sinclair Road, Primrose Valley NSW 2621 be granted conditional approved.
- For: Crs Biscotti, Burton, Livermore, Macdonald, Preston, Taskovski, Willis, Wilson and Winchester
- Against: Crs Grundy and Webster
-
- 141/23 **9.2 Monaro Street Upgrade**
- RESOLVED (Wilson/Taskovski)**
- That Council negotiates a variation to the funding agreement for RNIG2-010 Queanbeyan CBD Transformation and Activation Project with Regional NSW and invites tenders for the detailed design of the Monaro Street Upgrade.
- For: Crs Biscotti, Burton, Livermore, Macdonald, Preston, Taskovski, Webster, Willis, Wilson and Winchester
- Against: Cr Grundy
-
- 142/23 **9.3 Road Name Proposal - Elm Grove Stage 2 (Bungendore)**
- RESOLVED (Macdonald/Winchester)**
- That Council:
1. Adopt in principle, the names; Bridget Avenue, Ellen Street, Berra Rise, Talbot Street, Wardell Street, Wicklow Place, Charlotte Place, Marjason Court, as the proposed names for Stage 2a and 2b Elm Grove, North Bungendore created under subdivision Development Consent DA.2021.1609 Condition #60.
 2. Advertise the proposed road names for public comment for 28 days.
 3. Publish a notice in the NSW Government Gazette for the road names; Bridget Avenue, Ellen Street, Berra Rise, Talbot Street, Wardell Street, Wicklow Place, Charlotte Place, Marjason Court, if no objections are received.
- For: Crs Biscotti, Burton, Grundy, Macdonald, Taskovski, Webster, Willis, Wilson and Winchester
- Against: Crs Livermore and Preston

- 143/23 **9.4 Post Exhibition Report - Cat Containment Area Policy Review - Results of Community Consultation**
RESOLVED (Willis/Winchester)
That Council:
1. Note the results of community consultation on the revised QPRC Cat Containment Area Policy.
 2. Adopt the revised Policy to apply immediately to Elm Grove (North Elmslea, Bungendore), Braidwood Ridge, South Jerrabomberra (Tralee), and all future new greenfield developments.
 3. Receive a future report and draft strategy for the possible application of the Policy to all areas of Queanbeyan-Palerang with recommended timeframes.
- The resolution was carried unanimously.
- 144/23 **9.5 Former Braidwood Library Community Use Proposal BYPAA**
RESOLVED (Preston/Macdonald)
That Council endorse the use of the Old Braidwood Library by the Braidwood Youth and Performing Arts Association as a no cost hire eligible community group for a trial period of 12 months from 1 July 2023.
- The resolution was carried unanimously.
- 145/23 **9.6 QPRC draft Child Safe Policy**
RESOLVED (Willis/Preston)
That Council endorse the draft Child Safe Policy and draft Code of Conduct for public exhibition.
- The resolution was carried unanimously.
- 146/23 **9.7 Investment Report - March 2023**
RESOLVED (Willis/Grundy)
That Council:
1. Receive the Investment Report for the month of March 2023.
 2. Note the investment return for March 2023 was \$1,022,726.
 3. Note the investment portfolio has been made in accordance with the Local Government Act (1993), the Local Government (General) Regulation (2021) and Queanbeyan-Palerang Regional Council's Investment Policy.
- The resolution was carried unanimously.

10. REPORTS TO COUNCIL - ITEMS FOR INFORMATION**10.1 Summary of Road Renewal and Maintenance Activities - Quarter 3 2022/23**

147/23

RESOLVED (Wilson/Preston)

That the report be received for information.

The resolution was carried unanimously.

10.2 Site Inspection - DA.2022.1551 - Manufactured Dual Occupancy Home - 45 Sinclair Road, Primrose Valley

148/23

RESOLVED (Willis/Taskovski)

That the report be received for information.

The resolution was carried unanimously.

10.3 Resolution Action Sheet

149/23

RESOLVED (Winchester/Livermore)

That the report be received for information.

The resolution was carried unanimously.

10.4 Councillor Workshops

150/23

RESOLVED (Preston/Webster)

That the report be received for information.

The resolution was carried unanimously.

11. REPORTS OF COMMITTEES**11.1 Local Traffic Committee Meeting - 4 April 2023**

151/23

RESOLVED (Wilson/Taskovski)

That Council:

1. Note the minutes of Local Traffic Committee held on 4 April 2023.
2. Adopt recommendations LTC 13/2023 to LTC 17/2023 from the meeting held on 04 April 2023:

LTC 13/2023: Proposed Solution: Under Roads Act 1993 approve the proposed road closures for Majors Creek Anzac Day Ceremony 2023.

LTC 14/2023: Proposed Solution: Under Roads Act 1993 approve the temporary traffic control measures in the TCP, provided the amendments suggested are implemented.

LTC 15/2023: Proposed Solution: Under Road Transport Act 2013 approve the proposed road closures for Reconciliation Walk 2023.

LTC 16/2023: Proposed Solution: Bungendore Harvest Festival event organisers are to consider a different location and include TMP or TCPs in correct format.

The resolution was carried unanimously.

11.2 Local Development Committee Meeting - 4 April 2023

152/23

RESOLVED (Taskovski/Wilson)

That Council note the minutes of Local Development Committee meeting held on 04 April 2023.

The resolution was carried unanimously.

11.3 Minutes of the QPRC Sports Council Meetings

153/23

RESOLVED (Wilson/Biscotti)

That Council note the minutes of the QPRC Sports Council held on 7 November 2022 and 13 February 2023.

The resolution was carried unanimously.

12. NOTICES OF MOTIONS

12.1 Phasing out Gas for Council Operations

MOVED (Willis/Wilson)

That Council:

1. Cease the installation of new gas appliances in all Council buildings, with the exception of currently committed projects. High-efficiency electrical appliances will be used in new installations, and to replace existing appliances reaching the end of their economic life.
2. Implement these requirements into Council's asset management plans and Sustainable Design for Council Buildings Policy.
3. Develop an overall plan to phase out all use of gas in Council operations aligned to the Operations Climate Change Action Plan.

AMENDMENT (Grundy/Biscotti)

That Council:

1. Cease the installation of new gas appliances and replace existing appliances reaching the end of their economic life where practical and financially viable in all Council buildings with the exception of currently committed projects.
2. Implement the requirements in point 1 into Council's asset management plans.

The amendment (of Crs Grundy and Biscotti) was PUT and LOST.

For: Cr Grundy

Against: Crs Biscotti, Burton, Livermore, Macdonald, Preston, Taskovski, Webster, Willis, Wilson and Winchester

The motion (of Crs Willis and Wilson) was PUT and CARRIED.

154/23

RESOLVED (Willis/Wilson)

That Council:

1. Cease the installation of new gas appliances in all Council buildings, with the exception of currently committed projects. High-efficiency electrical appliances will be used in new installations, and to replace existing appliances reaching the end of their economic life.
2. Implement these requirements into Council's asset management plans and Sustainable Design for Council Buildings Policy.
3. Develop an overall plan to phase out all use of gas in Council operations aligned to the Operations Climate Change Action Plan.

For: Crs Livermore, Macdonald, Preston, Taskovski, Webster, Willis, Wilson and Winchester

Against: Crs Biscotti, Burton and Grundy

13. REPORTS TO COUNCIL - DELEGATES REPORTS

There were no Delegates' reports.

14. QUESTIONS WITH NOTICE

There were Questions with Notice.

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

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

Cr Winchester 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.

16. REPORTS FOR CLOSED SESSION

155/23

RESOLVED (Winchester/Preston)

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 16.1 Minutes of the Queanbeyan Sporting Gallery Meetings

Item 16.1 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 6.46pm to discuss the matters listed above.

16.1 Minutes of the Queanbeyan Sporting Gallery Meetings

156/23

RESOLVED (Webster/Taskovski)

That Council:

1. Note the minutes of the Queanbeyan Sporting Gallery held on 12 December 2022 and 23 January 2023.
2. Endorse the nominees as recommended in the report for induction into the Queanbeyan Sporting Gallery.

The resolution was carried unanimously.

157/23

RESOLVED (Winchester/Livermore)

That the meeting now return to Open Session.

The resolution was carried unanimously.

The meeting returned to Open Session at 6.53pm.

The doors of the Chambers 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.

17. CONCLUSION OF THE MEETING

The time being 6.54pm, the Mayor announced that the Agenda for the meeting had now been completed.

CR KENRICK WINCHESTER
MAYOR
CHAIRPERSON

ITEM 5 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.

APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE BY COUNCILLORS

3.1 Application for Leave of Absence - Cr Bryce Wilson (Ref: ; Author: Ryan/Ryan)

File Reference: 10 May 2023 motions

Recommendation

That Council approve the Leave of Absence application submitted by Councillor Bryce Wilson for the 28 June 2023 Council Meeting.

Summary

Councillor Wilson is seeking Council approval for a Leave of Absence, for the 28 June 2023 Council Meeting.

Report

Councillor Wilson will be an apology for the 28 June 2023 Council Meeting and has submitted an application to Council for this Leave of Absence.

Risk/Policy/Legislation Considerations

This request is in accordance with clause 5.4 and 5.6 of Council's Code of Meeting Practice and S234(1)(d) of the Local Government Act (1993), whereby Council may grant leave prior to or at any of the meetings concerned.

Financial, Budget and Resource Implications

Nil

Attachments

Nil

REPORTS TO COUNCIL - ITEMS FOR DETERMINATION

9.1 DA.2023.0050 - 10 Whitton Rise, Bungendore, Construction of Dwelling House - Two storey and Pool (Author: Ormella/Shumaker)

File Reference: DA.2023.0050

Recommendation

That:

1. Development application DA.2023.0050 be approved, subject to conditions, for the construction of a two (2) storey dwelling house in the North Elmslea residential development area, despite minor inconsistencies with the Desired Future Characteristics of Part D6 of the Palerang Development Control Plan 2015 (PDCP2015), for the following reasons:
 - (a) The proposal meets the height requirements of Clause 4.3 of the Queanbeyan-Palerang Regional Local Environmental Plan 2022 (QPRLEP2022) and QPRLEP2022 does not prevent two (2) storey dwellings on the subject site.
 - (b) The desire of a “single storey” characteristic as suggested in the PDCP2015, is not a consideration in regard to requirements in Part C – Greenfield Housing Code and Part 3D – Inland Code of SEPP (Exempt and Complying Development Codes) 2008 which would otherwise allow for the two (2) storey dwelling house if the approval pathway was under a Complying Development Certificate (CDC).
 - (c) The proposal is considered consistent with the aims of the QPRLEP2022 and objectives of the R2 Low Density Residential zone as it provides for the housing needs of the community in a low-residential environment.
 - (d) The proposed dwelling adequately addresses the streetscape with modulated building forms, articulated facades, mixed materials and colours and suitable landscaping to ensure that it will not detract from the existing and future character.
 - (e) The upper storey component has been appropriately designed and is set back a suitable distance from adjoining properties to minimise impacts on the amenity of adjoining properties. It should be noted that due to the slope of the land the dwelling has been designed with a basement area and has been designed to suit the slope of the land.
 - (f) The proposed development including driveway, has been designed and sited to allow for street tree planting.
 - (g) The controls under Part D6 of the PDCP2015 do not specify that dwellings must be single storey as this would be contrary to the QPRLEP2022.
2. Development application DA.2023.0050 for the construction of a two (2) storey dwelling house on Lot 9 DP 1282739 – 10 Whitton Rise Bungendore NSW 2621 be granted conditional approval.

9.1 DA.2023.0050 - 10 Whitton Rise, Bungendore, Construction of Dwelling House - Two storey and Pool (Author: Ormella/Shumaker) (Continued)

Summary***Reason for Referral to Council***

This application has been referred to Council as directed by Council or the General Manager. The site was the subject of a Councillor Site Inspection on 20 March 2023.

Proposal:	Construction of a two (2) storey dwelling, pool
Applicant	Jenna Ann Gruber
Owner:	Penny Louise Johansen
Subject Property:	10 Whitton Rise Lot 9 DP 1282739 Bungendore NSW 2621
Zoning and Permissibility:	R2 Low density residential under Queanbeyan-Palerang Regional Local Environmental Plan 2022
Public Submissions:	Nil
Issues Discussed:	<ul style="list-style-type: none">• Character of Bungendore• Inconsistent with Desired Future Characteristics of North Elmslea New Residential Development under Palerang Development Control Plan 2015• Public Interest
Disclosure of Political Donations and Gifts:	Applicant Declared no Donations or Gifts to any Councillor or Staff have been made

Background

The subject site was created as part of DA.2020.1469 approved on 14 April 2021 for the subdivision of land into 91 Torrens title lots including creation of roads and associated infrastructure in north Elmslea, Bungendore.

Proposed Development

The application seeks consent for the construction of a two-storey dwelling, swimming pool and cabana. The primary living space will be on one level, with a basement including a garage, home office and storage space underneath.

Subject Property

The subject site is legally described as Lot 9 DP 1282739 and is commonly known as 10 Whitton Rise, Bungendore NSW 2621. The site is located on the north side of Whitton Rise and has an area of 1528m².

The subject site rises from 724AHD at Whitton rise to approximately 727AH at the rear of the block. While the two storeys are stepped into the rise, a cut of approximately 2.8 metres will be required.

9.1 DA.2023.0050 - 10 Whitton Rise, Bungendore, Construction of Dwelling House - Two storey and Pool (Author: Ormella/Shumaker) (Continued)

The site is vacant and covered in grass and vehicular access is provided via a proposed driveway from Whitton Rise.

The lot adjoins a drainage easement to the east and as such potential overshadowing will not be an issue on this boundary.

Existing development within the locality consists of new dwellings being constructed, in vicinity to the already established Elmslea Estate.



Figure 1: Locality plan

There are no easements or burdens on the land which could affect, or be affected by, the proposed development.

A 20 metre wide drainage easement bounds the eastern boundary of the lot.

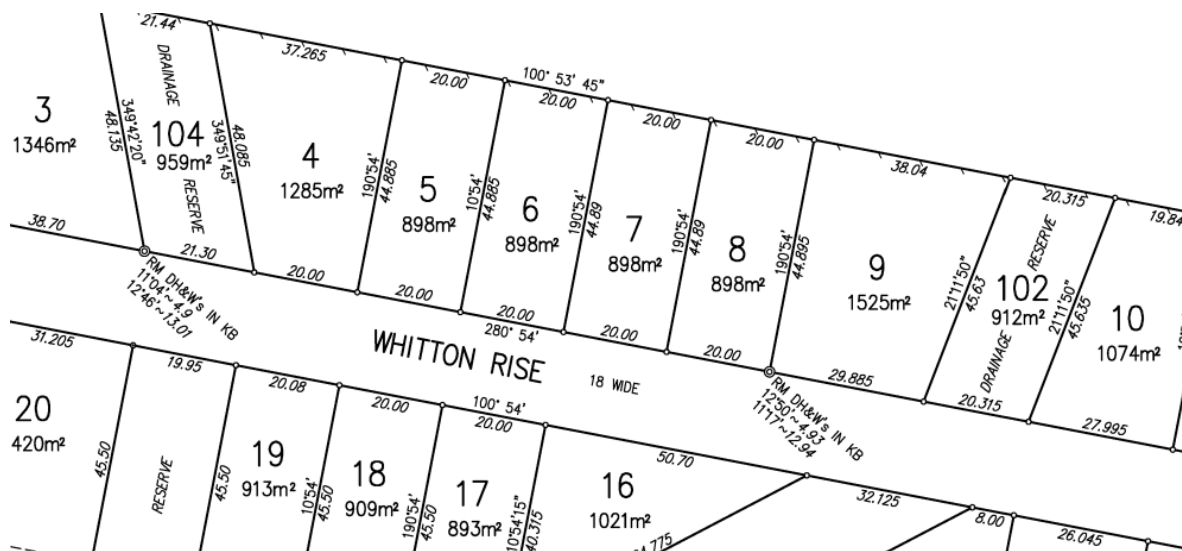


Figure 2: Lot 9 DP 1282739

A site inspection was undertaken by council officers on 27 February 2023. The site is quite steep, rising from Whitton Rise to the rear the block (north). The estate is newly developed, with some dwellings currently under construction.

9.1 DA.2023.0050 - 10 Whitton Rise, Bungendore, Construction of Dwelling House - Two storey and Pool (Author: Ormella/Shumaker) (Continued)



Photo 1 View from Whitton Rise to rear of the block (north)



Photos 2 & 3 View to adjoining drainage easement



Figure 3: Street frontage view rendering

9.1 DA.2023.0050 - 10 Whitton Rise, Bungendore, Construction of Dwelling House - Two storey and Pool (Author: Ormella/Shumaker) (Continued)

Planning Requirements

Assessment of the application has been undertaken in accordance with Section 4.15 of the *Environmental Planning and Assessment Act (EPAA) 1979*, as amended. The matters that are of relevance are summarised in the Attachment *Section 4.15 Matters for Consideration*.

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

1. State Environmental Planning Policy (Resilience and Hazards) 2021
2. State Environmental Planning Policy (Building and Sustainability Index: BASIX) 2004
3. Queanbeyan-Palerang Regional Local Environmental Plan 2022 (QPRLEP 2022).
4. Palerang Development Control Plan 2015 (PDCP 2015)

The development generally satisfies the requirements and achieves the objectives of these planning instruments. The issues relating to the proposal for the Committee's consideration are:

(a) Compliance with LEP

The proposed development is consistent with the aims of the QPRLEP 2022 and satisfies the relevant objectives of the zone (refer to Section 4.15 Table – Matters for Consideration for a detailed assessment).

(b) Compliance with DCP

The proposed development is consistent with the general provisions of the Palerang Development Control Plan 2015 except for the desired future characteristic (single storey dwelling) in the new release area of Bungendore (North Elmslea) under Part D6 of Palerang DCP 2015. The proposal is for a two-storey dwelling house which is supported for the following reasons:

1. The desire of a "single storey" characteristic is inconsistent with the maximum 8.5m height permitted by the Queanbeyan-Palerang Regional LEP; the proposal meets the height requirements of Clause 4.3 of QPRLEP 2014 and the QPRLEP 2014 does not prevent the two-storey dwelling on the subject site.
2. The desire of a "single storey" characteristic as suggested in the PDCP, is not a consideration in regard to the requirements in Part 3C – Greenfield Housing Code and Part 3D – Inland Code of SEPP (Exempt and Complying Development Codes) 2008 which would otherwise allow for the two-storey dwelling house if the approval pathway was under a Complying Development Certificate (CDC) and therefore negate this character aspect.
3. The proposal is considered consistent with the aims of the QPRLEP 2022 and objectives of the R2 Low Density Residential zone as it provides for the housing needs of the community within a low-density residential environment.
4. The proposed dwelling adequately addresses the streetscape with modulated building forms, articulated facades, variety of front setbacks, mixed materials and colours and suitable landscaping to ensure that it will not detract from the existing and desired future character.

9.1 DA.2023.0050 - 10 Whitton Rise, Bungendore, Construction of Dwelling House - Two storey and Pool (Author: Ormella/Shumaker) (Continued)

5. The upper storey component has been appropriately designed and is setback a suitable distance from adjoining properties to minimise any impacts on the amenity of adjoining residents.

6. The proposed development including driveway has been designed and sited to allow for street tree planting opportunity.

7. The controls under Part D6 of the Palerang DCP 2015 do not specify that dwellings must be single storey as this would be contrary to the Queanbeyan-Palerang LEP 2022.

The proposed variation is considered to be minor and will not have adverse impact on the streetscape. The variation is not considered to reflect an overdevelopment of the site and can be supported in this instance.

(a) Building Surveyor's Comments

Council's building officer offered no objections to the proposal, subject to the imposition of recommended conditions of consent.

(b) Development Engineer's Comments**Water:**

20 mm water tie available to the frontage of the lot which is at the southern side, and it is visible on site. Refer to the attached WAE for exact location.

Sewer:

As per WAE, Sewer tie is provided at the South-East corner of the lot. Refer to the attached WAE for exact location.

Storm Water:

As per WAE, Stormwater tie is available at the South- East corner of the lot. Please refer to the attached WAE for exact location. Please refer "sewer" for details.

Traffic and Parking:

The proposed double garage has 6.0m(scaled) wide door opening with adequate side clearance in excess of 300mm to satisfy the requirement of AS2890.1. The height of door opening is not mentioned in the plan which has to be minimum 2.2m to comply with AS2890.1

Access:

The driveway grade for the proposed shed has been assessed based on the levels shown on plans provided. It is assessed the driveway grade will be approximately 5.0% which satisfy the requirements of AS 2890.1 and Council's Design Specification D.13 (Vehicular Access Design Specification).

Section 7.11:

Contributions are calculated at 1 ET for additional demands on infrastructure. Contribution to Bungendore Car parking facilities (Residential Zones) for a total of \$718.

Flooding:

No

9.1 DA.2023.0050 - 10 Whitton Rise, Bungendore, Construction of Dwelling House - Two storey and Pool (Author: Ormella/Shumaker) (Continued)

Financial Implications

The proposed development attracts developer contributions under the Bungendore S7.11 Contributions Plan for Car Parking Facilities of the EP&A Act.

Engagement

The application was notified between 2 March 2023 and 20 March 2023 in accordance with QPRC's Community Engagement and Participation Plan. No submissions were received.

Conclusion

The submitted proposal for construction of a two (2) storey dwelling house and pool at Lot 9 DP 1282739 commonly known as 10 Whitton Rise, Bungendore NSW 2621 is local development and is supported by a Statement of Environmental Effects. The proposal was notified to adjoining owner/occupiers between 2 March 2023 and 20 March 2023 and no submissions were received.

The proposal has been assessed under Section 4.15 *Environmental Planning & Assessment Act 1979* including the relevant provisions of *Queanbeyan-Palerang Regional Local Environmental Plan 2022* and *Palerang Development Control Plan 2015*.

The development satisfies the requirements and achieves the objectives of these instruments.

The main issues relate to the desired future character of single storey dwellings in the new release area of Bungendore (North Elmslea). The requirements under Part D6 of *Palerang DCP* have been adequately addressed with the design and has not resulted in amenity impact. The proposed development is considered suitable for the site and is compatible with the neighbourhood.

Attachments

- | | |
|--------------|---|
| Attachment 1 | Assessment report - DA.2023.0050 - 10 Whitton Rise Bungendore
(Under Separate Cover) |
| Attachment 2 | Plans - DA.2023.0500 - 10 Whitton Rise Bungendore (Under Separate
Cover) |
| Attachment 3 | Draft consent conditions (Under Separate Cover) |

REPORTS TO COUNCIL - ITEMS FOR DETERMINATION

9.2 Post Exhibition Report New Fee for School Use of Sports Facilities (Author: Richards/Geyer)

File Reference: 51.1.1

Recommendation

That the fee, School Hire \$20,000 (ex GST) per annum, for use of sports fields be adopted.

Summary

Council has been approached by the Department of Education to hire council managed sporting fields to conduct regular sports and recreation activities. The fee was calculated based on the potential annual use and the level of maintenance the fields require, similarly to how fees are calculated for sporting clubs. The current requests are for the use of Mick Sherd Oval, Bungendore Park and David Madew Oval, Jerrabomberra. However it is envisaged a future request may include Googong ovals. Council does not currently have a fee for this usage, hence the proposed new fee.

Background

At its meeting 18 January 2023, Council determined (**Resolution No 009/23**) to place the following proposed fee on public exhibition for 28 days in accordance with section 610F of the Local Government Act:

- School Hire \$20,000 (ex GST) per annum

The Fee Proposal was placed on public exhibition and 20 submissions were received.

Report

An annual fee of \$20,000 (ex GST) was identified as an appropriate value for the regular and ongoing use of a sports facility for School related sports and recreational activities. The new proposed fee has been designed to cover a proportionate amount of the fields and facilities maintenance.

The proposed fee was advertised for a period of 28 days and of the 20 submissions received, two supported the fee and one was opposed, stating that parents already pay rates for sports fields. The balance of 17 responses opposed the fee, focussing on the use of the Department of Education and claiming that Council does not have the legal right to levy this fee. There is a common theme through most of the responses opposing access to Bungendore Park or Mick Sherd Oval by schools for sport. Several responders raised concern that Council did not have the authority, under s501 of the Local Government Act (1993), to charge the annual fee for sports fields, and further that the activity of sports was not permissible on Bungendore Park.

This appears to be a misinterpretation of the Act, in that s501 refers to the annual setting of charges against rateable lands for services like water, sewer, waste etc however, s608 of the Act allows Council to set fees and recover costs for services provided. The Crown Lands Management Act (2016) requires Council to manage crown lands in accordance with the requirements for Community Lands under the Local Government Act 1993.

Bungendore Park is a crown reserve dedicated for the purpose of public recreation. The NSW Crown Lands User Guide cites sports under the examples of Public Recreation. Councils throughout NSW all receive requests from public and private schools to book sports fields for school sports, inter-school carnivals and other activities and these are generally

9.2 Post Exhibition Report New Fee for School Use of Sports Facilities (Author: Richards/Geyer) (Continued)

accommodated where facilities are available. These uses are not exclusive use, and fees are routinely changed.

Risk/Policy/Legislation Considerations

Council is the Crown Land Manager for Bungendore Park. The Crown Lands Management Act (2016) requires Councils to manage Crown Lands in the same manner as Community Lands, as prescribed in the Local Government Act (1993).

The David Madew sports grounds are Council owned community land. The fee was exhibited for 28 days in accordance with the Local Government Act 1993.

Financial, Budget and Resource Implications

The fee of \$20,000 (Ex GST) per field, for each year of use was determined as approximately 80% of the annual maintenance cost of servicing the area of sports fields. The fee is a partial cost recovery of that annual maintenance and will go directly provision of sports facilities. The fee is based on the same principles of charging for maintenance as applied to Seiffert Oval, where an annual fee of \$47,000 for the maintenance is recovered via a licence agreement.

Links to QPRC/Regional Strategic Plans

The QPRC Sports Facilities Strategic Plan identifies Mick Sherd Oval, Bungendore Park and David Madew ovals as sporting facilities for use by the broad community. This plan also identifies the new Bungendore Sports Hub as a new facility designed to alleviate pressures of high usage at Mick Sherd Oval. It is anticipated this new facility will come online within the next six to eight months, once road access is completed.

Conclusion

The proposed fee of \$20,000 (Ex GST), is an appropriate amount for the level of maintenance at the sports fields request for use. The fee will directly offset maintenance costs covered by Council. While there was a strong response to the advertised fee, it was not specifically opposed to recovering maintenance costs, but rather opposed to the Department of Education using these facilities and the definition of public recreation.

Attachments

Attachment 1 Post Exhibition Feedback Report (Redacted) (*Under Separate Cover*)



REPORTS TO COUNCIL - ITEMS FOR DETERMINATION

9.3 Cultural Grants application - Under the Pines: History of St Gregory's Catholic Parish Queanbeyan (Ref: ; Author: Richards/Mirowski)

File Reference: 1.1.3-03 Arts Grant Application

Recommendation

That Council approve a Cultural Grant of \$1,500 towards costs to produce a book about the history of the Queanbeyan Catholic community.

Summary

On 18 April 2023 the Catholic Parish of St Gregory, Queanbeyan, applied for a Council Cultural Grant of \$3,000 to assist with the costs of producing a coffee table book recording the history of the Catholic community in the Queanbeyan region over nearly 200 years.

Background

The production of the book is being coordinated by Dr Margaret Carmody using archival and oral history research. The community has been invited to contribute to the project with interviews, written information, family photographs and memorabilia, and many community members have contributed information, photos and interviews.

The research, writing, photography and administration for the book has been conducted by volunteers from the parish. The parish is experiencing a shortfall of funds to complete the graphic design and publishing. They are organising fundraising activities to cover these costs but are struggling to obtain these additional funds due to the current economic climate. They are therefore seeking assistance with these costs from Council. The parish plans to conduct a launch of the book on 3 September 2023. The Funding Application and its attachments, including financial statements and a COVID Safe Plan is at **Attachment 1**.

Report

The application has been assessed by Council's Grants Officer and Team Leader, Arts and Culture. It has been deemed as eligible for a Cultural Grant of up to \$1,500. The Grant Guidelines denote that up to \$1,500 is available for not-for-profit unincorporated community groups for creative projects or cultural events that enhance arts opportunities in the local government area (LGA).

The application did not meet the threshold for a grant of up to \$3,000, as the parish is not an incorporated organisation and the application did not demonstrate that the project would provide employment for a local artist(s). The project was assessed as being eligible through having demonstrated educational components that seek to advance the creative skills and knowledge of the Queanbeyan-Palerang community, through advancing the cultural experiences of the community, and through attracting matched funding from other sources.

The assessing Officers considered the project to also provide cultural benefits to the community through the recording of knowledge and oral histories about our LGA's unique and rich history for the benefit of current and future generations. The project was also viewed as engendering increased pride within our community and having social connection benefits.

Risk/Policy/Legislation Considerations

Council's Cultural Grants are administered in compliance with the *QPRC Donations Policy 2020*. Under 3.356 of the *Local Government Act 1993*, Council may exercise a function by

9.3 Cultural Grants application - Under the Pines: History of St Gregory's Catholic Parish Queanbeyan (Ref: ; Author: Richards/Mirowski) (Continued)

resolution to provide various forms of assistance to the community through grants, donations, rental rebates, rate relief, non-financial contributions, in-kind donations and sponsorships.

Financial, Budget and Resource Implications

Sufficient funds remain in the 2022/23 Cultural Grants allocation of \$25,000 for Council to pay \$1,500 towards this project. \$7,168 has been disbursed thus far in 2022/23. There will be \$16,332 still available in the allocation if this grant is funded.

Links to QPRC/Regional Strategic Plans

This project aligns with the mission and vision of the *QPRC Community Strategic Plan*, especially in valuing our heritage, cultural diversity and country lifestyle of our vibrant towns. The project will also advance Pillar 1 Community, which is 'A safe, harmonious, happy and healthy community leading fulfilled lives', and its associated strategy of 'We recognise and take pride in the unique and individual heritage and identity of our cities, towns, villages and rural areas'.

Conclusion

This project aligns with the eligibility criteria, aims and objectives of Council's Cultural Grants Program, and has potential cultural benefits to the LGA which make it worthy of funding.

Attachments

Attachment 1	Cultural Grants Application St Gregorys Catholifc Parish (<i>Under Separate Cover</i>)
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REPORTS TO COUNCIL - ITEMS FOR DETERMINATION

9.4 Molonglo Rail Trail (Ref: ; Author: Richards/Deebank)

File Reference: 11.2.2-03

Recommendation

That Council remove Resolution 120/22 from the Resolution Action Sheet.

Summary

An item on the outstanding Resolution Action Sheet (RAS) regarding the Molonglo Rail Trail has an indeterminable timeframe for progress to commence. It is recommended that this item be removed from the RAS.

Background

Item 12.1 at the Council meeting on 23 March 2022 considered a report regarding the Molonglo Rail Trail. Council resolved (**Resolution No 120/22** to:

1. Note the completed Feasibility Study for a rail trail from Bungendore to Captains Flat.
2. Support in principle the study's recommendation to proceed with a rail trail from Bungendore to Captains Flat.
3. Following the satisfactory resolution of the lead contamination issue, receive a further report from the CEO on:
 - Possible funding models to support a Development Plan for the rail trail.
 - Possible strategies to undertake the necessary community and State government consultation to progress the planning and development of the rail trail.

No 3 of the Resolution remains outstanding in the foreseeable future.

Report

As indicated in the third point of Council's resolution, progress on this project cannot commence until the lead contamination issue in and around the rail corridor is resolved.

Transport for NSW have been conducting site testing, developing a report on the issue and a plan for contamination mitigation measures. As the final report will have direct consequences for the proposed Molonglo Rail Trail, progress in accordance with Council's resolution has been indefinitely delayed with no anticipated timeline for resumption. As a result, it is recommended that this item be removed from the RAS.

This recommendation does not alter any Council resolutions, nor does it impact activities undertaken by Council's tourism and economic programs. This report is simply intended to remove an item from the RAS that cannot be updated for an indefinite period of time.

Until such a time as progress can continue, Council officers remain available to the Molonglo Rail Trail committee and are continuing to work with the Department of Regional NSW and Transport for NSW on the rail trail proposal; this work will inform any future activity for the Molonglo Rail Trail.

Risk/Policy/Legislation Considerations

Nil

9.4 Molonglo Rail Trail (Ref: ; Author: Richards/Deebank) (Continued)

Financial, Budget and Resource Implications

Nil

Links to QPRC/Regional Strategic Plans

Cycle tourism and/or the Molonglo Rail Trail are identified as opportunities and key projects in:

- QPRC Delivery Program 2022-26, Action 2.1.
- QPRC Operational Plan 2022-23, Key Operational Projects - Strategic Pillar 2.
- QPRC Tourism Plan 2017-25, Strategic Theme 2: Great Outdoors.
- Destination Southern NSW Destination Management Plan 2022-30, Table 10: Regional Priorities.

Conclusion

As progress on this project cannot continue for an indeterminable time, the removal of the item from the RAS is recommended. When the lead contamination issues are resolved, Council will continue to support the Molonglo Rail Trail committee.

Attachments

Nil

File Reference: 51.1.1

Recommendation

That Council endorse the following 2023/24 Draft Integrated Plans for public exhibition for 28 days:

- **Operational Plan 2023-24**
 - **Service Statements 2023-24**
 - **Revenue Policy 2023-24**
 - **Donations Policy 2023-24**
 - **Fees and Charges 2023-24**
-

Summary

Council's draft Integrated Plans for 2023-24 include the draft Operational Plan, draft Revenue Policy, draft Donations Policy and draft Fees and Charges. The documents have been developed by staff with Councillors over the past 3-4 months at numerous workshops.

The draft documents are presented to Council for endorsement for public exhibition for 28 days.

The draft Operational Plan and Service Statements will be added as a supplementary attachment prior to the meeting on Wednesday 10 May in readiness for public exhibition.

The draft Revenue Policy, Fees and Charges, Donations Policy are attached.

Background

Under the Integrated Planning and Reporting Framework (IP&R), Council is required to develop an annual Operational Plan that includes a detailed budget and works program for the upcoming financial year. The 2023-24 Operational Plan is the second year of Council's adopted Delivery Program 2022-26.

The Delivery Program was adopted in June 2022 and represents the elected Council's response to the long-term goals and aspirations outlined in the Community Strategic Plan 2022-2042. This has been updated in line with the Operational Plan and Council's Special Rate Variation (SRV) application, which is currently under assessment by the Independent Pricing and Regulatory Tribunal (IPART).

While the Delivery Program includes the strategies Council will implement, the Operational Plan sets out the specific activities the Council will be undertaking within a particular financial year. The Plan also sets out the budgets that will fund these activities.

Report

Last year Council considered a number of financial sustainability options, before presenting three scenarios of a proposed SRV to the community in late 2022 and early 2023 for consultation.

9.5 Draft Integrated Plans 2023-24 (Author: Monaghan/Tozer) (Continued)

Following a review of public submissions at the 8 February 23 meeting, Council resolved to proceed with scenario 2 which includes an 18% SRV. The result of this means Council needed to operate within the revenue to be received; with an estimated \$5.5m reduction to the annual funding requirements for the continuation of council services and optimal maintenance and renewal of infrastructure.

Council was required to make an application to IPART, which was lodged in March 2022. IPART is currently undertaking its own, additional consultation, prior to making a determination in early June 2023. The draft 2023-24 Integrated Plans include the 18% SRV.

Along with Council's long-term financial challenges, a number of factors have had an impact on Council's draft budget for 2023-24, both positive and negative. Some of these include:

- Efficiency savings - \$200,000 per annum
- Fees and charges target increases to pre-pandemic levels - \$500,000
- New rate assessments - 521
- Income from new rates assessments - \$884,000
- Gifted developer infrastructure - \$11.5m
- Proceeds from sale of Rutledge Street properties - \$8m
- Estimated Materials and contracts increase - 4.5%
- Estimated Fuel increase - 5%
- Electricity increase - 300%
- Workers Compensation and Insurance increase - 36%
- Emergency services levy increase - 13.3% increase to \$1.9m
- Interest rate for new borrowings - 6%
- Local Government Award wages estimated increase - 5%
- General fees and charges increase - 4%
- Average staff vacancy rate - 10%

The key impacts on the July 2023 rates notice will be:

- Council's total general rates income will be increased by Special Rate Variation of 18%, inclusive of the rates peg of 4.6%.
- The Queanbeyan Sewer Annual Charge increases by 6.5%
- Year 3 of 3 year General Waste Charge harmonisation - \$225 charge in 2023/24
 - Third year of new charge for Queanbeyan ratepayers up from \$166
 - Third year decrease for Palerang ratepayers down from \$307
- Other Waste, Water and Sewer Annual charges increasing by 4.6%

SRV

The budget that will be included in the draft Operational Plan is a balanced budget, noting that 2023-24 is the first year of the SRV. Over the next two years as our rate income increases, further funding will be available to restore required asset renewal and maintenance to required levels.

As outlined in Council's 8 February resolution regarding the SRV, budget savings of \$5.5m were required each year. These savings have been identified in various projects, both capital and operational, during Council workshops held over April and May.

Council recognised that the community values its services and did not want any service reductions including all our libraries, community events and sporting fields, parks and amenities. Council has reassured the community, that there will be no closure of swimming pools, no selling the Q or the Bicentennial Hall and there will be no staff redundancies.

9.5 Draft Integrated Plans 2023-24 (Author: Monaghan/Tozer) (Continued)

In determining the proposed 18% SRV however, what is necessary for the next 3 years will be a reduced asset renewal program than desired; with capital improvements and new community facility enhancement projects deferred until Council can afford it.

A maintenance and operational budget will continue to deliver normal and emergency repairs, minor works and some projects on Council owned assets; buildings, community facilities, amenities and sporting fields. The importance of a safe, well maintained and improved local roads network is a priority for Council for residents' access to education, health services and work; and transport of agricultural goods and livestock; and this budget has been increased.

Council will remain reliant on grant funding for the implementation of our strategic plans relating to mainstreet upgrades, new stormwater, new playgrounds, new footpaths and delivery of projects important for environmental restoration and climate change adaptation. Funding from both Federal and NSW Governments is still needed to replace timber bridges, repair roads from natural disasters and reconstruct failing road infrastructure.

Pensioner Rebate

In accordance with Section 575(3) (a) of the Local Government Act (1993), Council must provide a rate reduction of 50% of the amount of the rate levy, to a maximum rebate for combined general rate and domestic waste management charges of \$250; \$87.50 for water charges; and \$87.50 for sewerage charges to all eligible pensioner rate payers.

The NSW Government reimburses Council for 55% of the rebate and Council funds the remaining 45%.

In 2010-11, the former Queanbeyan City Council effected an order under Section 577 of the Act to extend this rebate to all eligible pensioners by a further \$40, funded entirely by Council. This has been in place since then, however following the merger of Queanbeyan City and Palerang Regional Councils has been an inconsistent treatment of Council support provided to pensioners across the local government area (LGA).

For the 2023-24 financial year, it is proposed that the additional \$40 rebate be extended to include eligible pensioners residing in the former Palerang Council area.

If this is adopted by Council, all QPRC pensioners will receive the voluntary \$40 rebate, the estimated cost of which is \$23,000 more than 2022-23 totalling \$90,000.

The amount granted for pension rebates in 2023-24 is estimated to be \$953,000 for the combined Council area. The cost to Council is estimated at \$466,000.

Emergency services Levy

The Emergency Services Levy (ESL) is paid to the NSW Government to fund the management of the State Emergency Service (SES), Rural Fire Service (RFS) and NSW Fire Brigade. Funds paid by NSW Councils account for 11.7 per cent of the costs of fire and emergency services in NSW.

This levy, calculated and invoiced to Council by Revenue NSW has increased from \$1.02m in 2018-19 to \$1.9m in 2023-24.

This levy has doubled in recent years; due to the additional costs of NSW fire and emergency services. For the past three years the NSW Government paid this additional expense, and for 2021/22 this refund saved Council \$424,983.

9.5 Draft Integrated Plans 2023-24 (Author: Monaghan/Tozer) (Continued)

This levy is fully funded from general revenue and 3.8% of our total rates income is allocated to pay the levy. For the average residential ratepayer, this is \$64 per year included in their general rate.

Revenue Policy

The QPRC rates structure follows a principles based approach with:

- sub-categorisation for local communities with unique characteristics and different public infrastructure and services
- the ad valorem amount is set to recover the cost of infrastructure
- the base amount is set to recover the cost of services and operations

The proportionate rates yield by category and sub-category is consistent with the 2022-23 rates yield. In this way, all assessments pay an equitable share for the cost of infrastructure based on their land value and the base charge is used to set a pricing difference for the type, quality and scope of services provided in those localities.

Council will be conducting a review of the rate structure in 2023-24 to ensure continued equity including:

- An updated benefits model – estimating Council's costs of service provision that proportionally benefit each category of ratepayer
- the structure of sub-categories, base and ad-valorem.

Draft Fees and Charges

The base increase to discretionary fees and charges is 4% and generally rounded to the nearest \$. The following are changes which are below or above this 4%.

1. Animal Management (page 19)
 - 60% increase transporting fee – reflects costs
2. Aquatic Centres (page 21)
 - Single passes – prices have increased by minimum 5%
 - 10 visit pass ~ 10% discount
 - Seniors and Student same fee as Concession holders
 - Primary School aged Children and under free entry
3. Community Facilities (page 32)
 - Hoskinstown Hall – private use fee decrease 12% decrease to \$80/half day
 - Royalla Hall – commercial hall hire bond decrease 50% to \$250
4. Road openings – engineering inspections (page 59)
 - 37% increase – aligns engineering inspection fees for subdivisions
5. Library fees (page 66)
 - 17% increase – library cards \$3.00 to \$3.50
 - 17% increase – research family history \$30 to \$35 (1st hour free)
6. Informal Access Application
 - New Fee Property Information Requests (page 65) \$120
7. Cemetery fees (page 70)
 - Fee consistency between cemeteries (partial cost recovery)

9.5 Draft Integrated Plans 2023-24 (Author: Monaghan/Tozer) (Continued)

8. The Q – exhibition spaces (page 97)
 - Commercial exhibition space hire – 88% increase to \$150 / half day hire
9. The B – kitchen hire (page 98)
 - 20% increase to \$500 commercial hire
10. Waste Transfer Station (page 102)
 - 74% increase to \$20 / cubic meter non-domestic recycling gate fee
 - 44% increase to \$16.50 / cubic meter non-domestic green waste gate fee

Donations

The draft Donations Policy 2023/24 is attached and will be included in the public exhibition. Council has allocated the following budget totalling \$167,500 in grants or donations.

Grant/Donation Type	Amount
Cultural Assistance Grants	\$15,500
General Assistance - Category A	\$25,000
Hire Fee for Council Premises - Category B	\$35,000
Rates and Charges Donations	\$70,000
Heritage Grants	\$22,000

To encourage increased use and availability of Council owned community spaces, a “no fee” category will be available for regular community, not-for-profit or charitable organisations without the capacity to pay for hiring these spaces. Special conditions with a minimal annual fee and key deposit will apply.

Capital Works Program

The draft budget includes the following significant projects;

- \$1.19m upgrades to aquatic facilities at Braidwood, Queanbeyan and Captains Flat
- Construction of a new pool at Bungendore \$5m
- Around \$20m worth of road and bridge upgrades
- Finalisation of the Queanbeyan Civic and Cultural Precinct
- Upgrade of the Queanbeyan Sewage Treatment Plant
- Completion of the Regional Sports Complex at Jerrabomberra and Bungendore Sports Hub \$2.2m
- Development of the new Memorial Park \$1m
- \$600k expenditure on at Jerrabomberra playgrounds including the Learn to Ride Facility, a new playground fence at the Community Centre and Pump Track
- \$2.9m worth of Local Roads Renewal projects
- \$1m expenditure on Local Roads Maintenance Grading

Operational Savings

In addition to the \$200k per annum efficiency savings target, a number of staff, fleet and operational programs have been removed or reduced to save an additional \$314k.

Community consultation

Council is required to publicly exhibit the draft documents for 28 days. This period will be from 11 May 2023 until 8 June 2023. During the 28-day public exhibition period, Council will hold community meetings in Braidwood, Bungendore and Queanbeyan where the documents will be included on the agenda for discussion. Additionally, the period will be advertised online and via Council's regular community newsletter.

9.5 Draft Integrated Plans 2023-24 (Author: Monaghan/Tozer) (Continued)

All submissions will be provided to Councillors and a workshop has been scheduled on 20 and 21 June to discuss submissions ahead to of the Council meeting on 28 June to adopt the final plans.

Risk/Policy/Legislation Considerations

Council must develop Integrated Planning documents in line with the Local Government Act Section 406 and the Office of Local Government's Integrated Planning and Reporting Guidelines.

Financial, Budget and Resource Implications

The draft Integrated Plans form Council's budget for 2023-24. The budget has been the subject of numerous Councillor workshop discussions and presentations and some of the key budget considerations, and impacts, are listed above.

Links to QPRC/Regional Strategic Plans

The Operational Plan is directly linked to the adopted Delivery Program 2022-26 and Community Strategic Plan 2022-2042. As seen in the draft Operational Plan, the linkages between the Delivery Program and Community Strategic Plan is shown against all projects and programs.

Council will report on the progress of its Integrated Plans through the six-month Delivery Program update, Annual Report and the State of our City Report. All reports are presented to Council and are available on Council's website.

Conclusion

Council's draft Integrated Planning documents for 2023-24 are presented to Council for endorsement, prior to public exhibition for 28 days. All submissions will be presented to Councillors for consideration, prior to the adoption of the plans at Council's meeting on 28 June 2023.

Attachments

Attachment 1 Draft Fees and Charges 2023-24 (*Under Separate Cover*)



Attachment 2 Draft Revenue Policy 2023-24 (*Under Separate Cover*)



Attachment 3 Draft Donations Policy 2023-24 (*Under Separate Cover*)



File Reference: 52.5.4

Recommendation

That Council place the Fireworks (Pyrotechnic) Display Policy on public exhibition for 28 days and if no submissions are received, the Policy be adopted.

Summary

Council is formalising the notification process for the lawful use of pyrotechnics in the QPRC Local Government Area. Council must be notified of any pyrotechnic displays and has the opportunity to support the application in full, support the application with conditions, or object to the application. While the regulator of pyrotechnics is Safe Work NSW, Council has a responsibility to make sure that it flags any potential local issues with Work Safe NSW to ensure that the local community is protected. This policy does not relate to the illegal use of pyrotechnics as this activity sits with the NSW Police and Safe Work NSW.

Background

In the past, Council has responded to pyrotechnic display notifications on a case-by-case basis with no formal Policy backing decisions. Many Halls and Reserves owned by Council but run by a Section 355 Committee have been the host of pyrotechnic displays without any written guidance available from Council. Recent incidents around the use of pyrotechnics in both metropolitan and rural areas have further highlighted the need to have a formalised process to ensure the adequate notification to residents occurs when a lawful display will be occurring and to ensure that the pyrotechnician is operating safely. Unfortunately, there has been adverse incidents in our local government area also as a result of the use of pyrotechnics at some events.

Report

This Policy outlines the process of notification to Council, which must be supported by a licenced pyrotechnician who plans on conducting the fireworks display within the local government area. The Policy has been developed to ensure that all proposed pyrotechnical displays taking place within the Queanbeyan-Palerang Regional Council area are reviewed and assessed by Council and that appropriate controls are imposed to limit their impact on the community in relation to safety, noise, and potential to generate pollution.

Risk Considerations

Fireworks displays have caused injury to domestic livestock, pets, and wildlife. There is a risk of damage to surrounding property due to insufficient buffer distances or adequate firefighting equipment; and injury to persons due to inappropriate handling or equipment.

There are a number of annual community events; including Wamboin and Queanbeyan for example, which regularly include a fireworks display and this Policy aims to provide clarity to the organisers around what is required and to give the community confidence about the oversight and governance of such activities.

Policy Considerations

Fireworks Display Checklist developed by Safe Work NSW

9.6 Fireworks (Pyrotechnic) Display Policy (Author: Ryan/Flint) (Continued)

Legislation Considerations

NSW Explosives Act 2003
NSW Explosives Regulations 2013
NSW Protection of the Environment Operations Act 1997
NSW Protection of the Environmental Operations (General) Regulations 2021
NSW Protection of the Environmental Operations (Noise Control) Regulations 2017
NSW Local Government Act 1993
Commonwealth Civil Aviation Safety Act 1988
Commonwealth Civil Aviation Safety Regulations 1998

Financial, Budget and Resource Implications

Council does have a Pyrotechnician Notification Fee of \$60 contained within the Fees and Charges. The average notification administration time is approximately 30mins. Council receives approximately 10-20 notifications a year.

Links to QPRC/Regional Strategic Plans

Strategic Objective 5.2 in the Community Strategic Plan states that "Council is an open, accessible and responsive organisation."

The implementation of a Fireworks (Pyrotechnic) Display Policy will provide the community with confidence in knowing that activities in the area are being conducted in accordance with legislation and best practice and Council has adequate oversight of such activity.

Conclusion

Council is asked to consider adopting the Fireworks (Pyrotechnic) Display Policy in order to have effective assurance and management over firework displays in the local government area.

Attachments

Attachment 1 Fireworks (Pyrotechnic) Display Policy (*Under Separate Cover*)



REPORTS TO COUNCIL - ITEMS FOR DETERMINATION

9.7 Update to Licence Agreement with Italian Community Festival Inc. (Author: Flint/Turland)

File Reference: 20:2:740

Recommendation**That Council:**

- 1. Approve the Italian Community Festival Inc, as the licensee of 14 Carinya Street Queanbeyan, to sublicense the venue and make the premises available for hire.**
 - 2. Authorise the General Manager to provide a variation to the existing Licence Agreement with the Italian Community Festival Inc to make this permissible under their current agreement with QPRC.**
-

Summary

There is an existing licence agreement between Council and the Italian Community Festival Incorporated (ICF) over Council community land and associated parking area at 14 Carinya Street, Queanbeyan.

Under the current terms of the licence agreement, hiring out the venue to third-parties is not be permissible. The ICF Committee has approached Council and requested to update the terms agreement to allow them to sub-licence the venue.

Background

A licence agreement was determined at the Council meeting on 22 February 2017 (**Resolution No. 049/17**). It provides for the occupation of Council land for use a community hall, car park and other use incidental to the activities of the ICF.

The ICF Committee have been receiving interest from other community groups and small business alike to sub-lease the hall; and are seeking Council approval so they can sub-licence the hall to host other community events and utilise the commercial kitchen.

Report

The area at 14 Carinya Street, Queanbeyan (Lot 100 DP 1194186) is a large parcel, classified as Council Community Land. Part of this area is licenced to Italian Community Festival Inc. A map of this licenced area is below. Although Council owns the land, the community hall is controlled and operated by the ICF. The 21-year licence agreement with Council will expire in March 2038.

Earlier this year, the ICF Committee approached Council and proposed allowing the community hall to be hired out to third parties. This would be a source of revenue for the ICF, as well as providing an additional venue in Queanbeyan available for public hire.

Under the current terms of the licence agreement, this is unlikely to be permissible.

9.7 Update to Licence Agreement with Italian Community Festival Inc. (Author: Flint/Turland) (Continued)

Clause 6.2 of the licence agreement states the licensee shall not '*part with possession of the premises, transfer or create any interest in the Licence or authorise or permit any person to occupy the Premises without prior written consent of the Licensor*'.

Notwithstanding, the property is an open hall space in central Queanbeyan, equipped to facilitate a range of groups and events. There are periods in which the space is not actively being used by the licensee. The commercial kitchen, food safety inspections, fire evacuation, accessibility compliance and liquor licence is all maintained and funded by the licensee.

The capacity to hire the facility to third parties will provide an additional source of revenue to support the ICF cultural activities, events and community engagement.

The commercial kitchen could be used by local people making products for markets or catering for events; and the room for small conferences, meetings and functions; not related to the activities of the ICF.



Figure A – Map of Premises extracted from Licence agreement.

Risk/Policy/Legislation Considerations

Under section 46 of the Local Government Act (1993), a licence may be granted over Council-Community Land for community purposes and the general principles of community land, or as otherwise outlined in the relevant Plan of Management. The ICF use of the hall and land for public recreational purposes is consistent with these purposes.

From a risk perspective, under the current agreement, the ICF has agreed to indemnify Council from “all liability incurred by them or any of them and all actions, proceedings, suits, claims and demands whatsoever, which may be brought, maintained, made or prosecuted

9.7 Update to Licence Agreement with Italian Community Festival Inc. (Author: Flint/Turland) (Continued)

against them or any of them by any person arising out of or in connection with the use of the Land by the Licensee and against all costs, damages and expenses which may be incurred by the Licensor and their respective officers, servants or agents in defending or settling any such actions, proceedings, suits, claims or demands.”

An indemnity provision will be updated to explicitly include these sublicensees.

The ICF has provided a copy of their Public Liability Certificate of Currency to Council to verify their coverage.

Whilst not specifically related to this request the issue of the Car Park was raised when Council staff and the Mayor, undertook a site visit to the IFC Hall. This is a gravel/dirt car park accessible from Carinya Street in front of the premises. It becomes wet and muddy in the winter and dusty in the summer. The majority of the ICF members are elderly and it can be difficult for them to find a park and access the hall especially if there is an event on the oval or Council facility next door.

Council staff will progress the proposal to construct a hard stand base and investigate a gate system for the Hall and sporting events next door. This project would require funding, which Council has no capacity to undertake at this stage.

Financial, Budget and Resource Implications

The annual license fee under the agreement is currently \$576. The licensee sets the fee as the annual Crown Land statutory minimum licence rate, to be adjusted each year. Although this area is not Crown Land and this statutory minimum does not strictly apply, the figure has been used as a guiding benchmark to set the fee.

The ICF covers all costs to maintain and run the hall including the commercial kitchen facilities. These costs do add up and having the ability to sub-lease the hall to third parties would provide additional income to assist with the on-going operations as well as provide the public, small business and other community associations the ability to use this premises.

Conclusion

If the proper precautions are taken to indemnify Council against risk, and to ensure that any use of the venue remains consistent with the recognised purposes of community land, there are no obvious reasons that the licence agreement should not be amended to allow the licensee to make the venue available for hire.

Attachments

Attachment 1



Licence Agreement - QPRC and Italian Community Festival - 14 Carinya Street (*Under Separate Cover*)

REPORTS TO COUNCIL - ITEMS FOR INFORMATION

10.1 Bungendore War Memorial Committee Road Naming Project (Author: Ormella/Knight)

File Reference: 26.4.1-04

Recommendation

That the report be received for information.

Report

Council endorsed 26 names from the Bungendore War Memorial Committee (BWMC) as part of a Road Naming Project in 2015. 16 of the 26 unique proposed names have been gazetted and are in use within the Bungendore area. One name (Leach) has been allocated to an upcoming subdivision in Bungendore and will be presented to Council for endorsement in due course. One name (Smith) remains available to be used in the future. One name (Roach) was rescinded by the BWMC and removed from the original list as per the Minutes of the BWMC meeting dated 14 August 2022. The remaining seven names have been identified as either already in use within the local government area (LGA) or too similar sounding to existing road names and therefore deemed unusable under clauses 6.7.1 and 6.7.4 of the NSW Address Policy.

Name	Allocation and Locality
Bluskie	Bluskie Close, Bungendore
Brimble	Brimble Close, Bungendore
Carnell	Carnell Close, Bungendore
Champion	Champion Lane, Bungendore
Chinnery	Chinnery Close, Bungendore
Davis	Davis Close, Bungendore
Douglas	Douglas Close, Bungendore
Finch	Finch Street, Bungendore
Hatch	Hatch Lane, Bungendore
Hopkins	Hopkins Street, Bungendore
Jacombs	Jacombs Street, Bungendore
Maslin	Maslin Place, Bungendore
Masters	Masters Close, Bungendore
McKay	McKay Drive, Bungendore
Ricketts	Ricketts Place, Bungendore
Sparrow	Sparrow Close, Bungendore
Leach	Allocation in progress Leach Close, Bungendore
Smith	Available for use
Roach	Rescinded by BWMC
Lee	Duplication Lee Place, Queanbeyan West
Ford	Duplication Ford Street, Queanbeyan East
Lundie	Duplication Lundie Street, Bungendore
Rutledge	Duplication Rutledge Street, Bungendore
Taylor	Duplication Taylor Place, Greenleigh
Matthews	Too similar to Mathews Lane, Bungendore
MacDonald	Too similar to McDonald Road, Royalla

Attachments

Nil

REPORTS TO COUNCIL - ITEMS FOR INFORMATION

10.2 Site Inspection - DA.2023.0050 - Construction a Two Storey Dwelling House and Pool – 10 Whitton Rise, Bungendore (Ref: ; Author: Ormella/Edwards)

File Reference: DA.2023.0050

Recommendation

That the report be received for information.

Report

At the Council meeting to be held on 10 May 2023, Council will consider a deferred report on DA.2023.0050. This application relates to a proposal to construct a two storey dwelling house and pool at 10 Whitton Rise, Bungendore. The application has been recommended for conditional approval.

A site inspection was arranged to allow the opportunity for Councillors to view the site prior to considering the report at the meeting. This took place at 4.30pm on Monday, 20 March 2023.

Present were as follows:

Councillors and QPRC staff: Cr Mareeta Grundy; Cr Ross Macdonald; Cr Katrina Willis; Ruth Ormella (*Director – Development and Environment*); Graeme Harlor (*Manager – Development*); Gillian Bogue (*Senior Administration Officer*); Shannon Edwards (*Minute Taker*).

Apologies: Mayor Kenrick Winchester; Cr John Preston; Cr Esma Livermore; Annie Shumaker (Assessing Officer).

Mr Harlor provided an overview of the development and discussed key points of interest:

- **Height:**
 - The contour of the land falls toward the front boundary and accordingly the dwelling has been designed to complement this slope and maximise site opportunity.
 - The build is described as sub-level as the two storey element will decrease significantly toward the highest part of the block.
 - The garage location is effectively at current ground level (described as 'sub-level' on the plan).
 - Those present agreed this design was a better outcome than could be achieved by retaining walls in relation to privacy and drainage.
- **Privacy and Overshadowing** – The eastern setback and front balcony will have reduced impact to the neighbouring lot (8 Whitton Rise) as a result of a 20m drainage easement that runs along the eastern side of the lot.

The site inspection concluded at 4.46pm.

Attachments

Nil

REPORTS TO COUNCIL - ITEMS FOR INFORMATION

10.3 Capital Projects Status Report (Ref: ; Author: Monaghan/Hansen)

File Reference: 36.6.1

Recommendation

That the report be received for information.

Report

The following Capital projects in the 22/23 Operational Plan are reported to Council. Capital project reports will be progressively reported to Council where they meet the criteria of being >\$1m in value, of significant community interest/risk, if there has been significant delays or over 2 financial years.

This status report includes a financial update and identifies risks and issues that may affect project delivery and budget. Any requests for supplementary votes will be the subject of a report to Council, and inclusion in the next Quarterly Budget Review process.

Queanbeyan Sewage Treatment Plant**Current Project Status**

Council received a second section 224 notice from the ACT Government on 21 April 2023 requesting additional information with the Environmental Impact Statement (EIS) which was submitted in early 2022.

The key additional information to be provided to them includes:

- A commitment to provide, with the Development Application (DA), additional water quality modelling to compare the impact of the new STP at ultimate capacity (17ML/day) with the ACT Government determined current STP average outflow of 9ML/day.
- The provision of additional long term modelling to better estimate the frequency of overflows from the storm pond.
- Comment using the best available information regarding the impact of Endocrine Disrupting Chemicals discharged from the QSTP on Murray Cod in the Molonglo River.

Following the formal submission and once the EIS is deemed complete by the assessors, the ACT Government will revise their assessment report and submit to the Minister. The Minister has 15 business days to either accept the EIS as is or to request an independent enquiry.

The DA is 95% complete and remains on track to be submitted 2 weeks following approval of the EIS. The only delay to its submission would come from the time required to complete the additional water quality modelling.

Designers BECA Hunter H2O expect to provide Council with the detailed design for review in May 2023. This will be completed in a staged process over around 3 months.

Staff are continuing work on preparing additional early equipment tenders, power supply adjustment with EVO Energy, Mountain Road design acceptance with Transport Canberra and watermain replacement with ICON Water.

10.3 Capital Projects Status Report (Ref: ; Author: Monaghan/Hansen) (Continued)

The land acquisition application and lease extension is still in progress. Infrastructure Sustainability Council Design Rating submission remains on hold until the detailed design and EIS are complete.

Estimated best case planning approval timeframe is as follows:

Milestone	Estimated Completion Date
Section 224 notice 2 response	12 May 2023
ACT Gov't EIS approval	30 June 2023
Development Application submission	14 July 2023
Development Application Approval	22 September 2023*

*Based on minimum DA time.

We are currently looking for infrastructure grant programs that Council would be eligible and there is no update to the grant funding status for the construction phase of the project.

Project		100123
Project Start Date		2016
Project Completion Date		30 June 2027
Current Project Stage		Design and Approvals
Total Project Budget (\$'000)		180,000
Budgeted Project Funding (\$'000)		140,000
Source of Funding		Sewer Fund Reserves, Developer Contributions and Grants
Budgeted Loan Financing (\$'000)		40,000
Loan Financing drawn to date		Nil
Budget 22/23 Financial Year (\$'000)		3,955
Estimated total project cost (\$'000)	Total Project Cost to Date (\$'000)	Estimated cost to complete (\$'000)
180,000	13,772	166,228

Queanbeyan Civic and Cultural Precinct (QCCP)**Current Project Status**

Delays relating to delivery and installation of the new electrical substation and asbestos find have been resolved.

The QCCP certifier has reviewed the fire risks of positioning the EV charging stations in the basement carpark and provided Council with options, including to install 10 EV charging stations above ground instead of the basement at this stage.

10.3 Capital Projects Status Report (Ref: ; Author: Monaghan/Hansen) (Continued)

The potential delay to the program as a result of sewer and ramp works related to the neighbouring development remains a high risk. While works have commenced on these items, program risks remain until bulk earthworks and structure are complete. Alternative construction methodologies are being explored to mitigate program delays. Stakeholder coordination (local business owners) has commenced noting the space required for the underboring holes which will reduce the number of available parking spaces.

The lighting scope on Lowe Street carpark has been resolved. Due to significant lead times with the light fittings (approx. 20 weeks for the light fittings); program risks remain until materials are onsite.

Negotiations with potential tenants for both ground floor and Level 3 continue, with an inspection of ground floor by shortlisted businesses scheduled this month. Tenancy for the State Government lease of levels 4 and 5 is in the final stage of negotiations.

Project	100265	
Project Start Date	2016	
Project Completion Date	30 September 2023	
Current Project Stage	Construction	
Total Project Budget (\$'000)	83,330	
Budgeted Project Funding (\$'000)	4,298	
Source of Funding	Private works contribution, capital grant, transfer from water and sewer fund	
Budgeted Loan Financing (\$'000)	79,032	
Loan Financing drawn to date (\$'000)	72,924	
Budget 22/23 Financial Year (\$'000)	48,172	
Estimated total project cost (\$'000)	Total Project Cost to Date (\$'000)	Estimated cost to complete (\$'000)
83,330	68,727	14,603

Lascelles Street – Braidwood

The project involves pavement rehabilitation and landscaping works on Lascelles Street, Braidwood between Wallace Street and Ryrie Street.

Current Project Status

Grant funding has been allocated from the Stronger Communities Fund, the Local Roads and Community Infrastructure Program, Council's s94 reserve and resheeting program.

Shail Construction Pty Ltd was awarded the schedule of rates contract in August 2022 and construction commenced on 21 September 2022.

As reported to Council and the community, the contractor's engagement under the contract was terminated effective 29 March 2023. Council is completing the remainder of the work which includes:

- Finalisation of kerb and gutter construction
- Installation of footpaths and pedestrian facilities

10.3 Capital Projects Status Report (Ref: ; Author: Monaghan/Hansen) (Continued)

- Rectification of stormwater pits
- Landscaping
- Completion of pavement formation and sealing
- Linemarking and sign installation

Pending weather conditions and the availability of sub-contractors and materials, it is anticipated that the work will be completed by the end of May 2023.

The following remain risks to the delivery of the project.

- delivery of materials to finalise work prior to pavement preparation
- suitability of weather conditions for sealing
- availability of sub-contractors to minimise delay between tasks
- financial risks arising from the contract termination such as potential claims from the contractor or sub-contractors.

Project	100701	
Project Start Date	2019	
Project Completion Date	30 June 2023	
Current Project Stage	Construction	
Total Project Budget (\$'000)	1,708	
Budgeted Project Funding (\$'000)	1,432	
Source of Funding	Stronger Communities Fund, LRCI, Section 94 Contributions	
Budget 22/23 Financial Year (\$'000)	1,601	
Estimated total project cost (\$'000)	Total Project Cost to Date (\$'000)	Estimated cost to complete (\$'000)
1,708	1,081	627

Attachments

Nil

REPORTS TO COUNCIL - ITEMS FOR INFORMATION

10.4 Southern NSW Destination Management Plan (Ref: ; Author: Richards/Deebank)

File Reference: 11.2.2

Recommendation

That the report be received for information.

Report

The updated Destination Management Plan (DMP) of Destination Southern NSW (DSNSW) was released by the NSW Government on 22 February 2023 and presented to QPRC Councillors at a workshop with DSNSW Chair Richard Beere on 19 April 2023.

The DMP was informed by the contributions of QPRC's tourism and economic development officers, Councillors and local industry stakeholders throughout 2022 and serves as a roadmap for the growth of the broader region's visitor economy, ensuring strategic alignment from the QPRC Tourism Plan 2017-25 through to the NSW Visitor Economy Strategy 2030.

The Plan identifies five strategic objectives relevant to Queanbeyan-Palerang, which are to:

- Support visitor economy recovery, sustainability, capability and resilience
- Position and promote the Southern Tablelands (and its local destinations) in line with the Feel NSW brand
- Develop products and experiences to increase visitation and expenditure
- Grow current and attract new events
- Establish an enabling environment to attract investment in the visitor economy.

QPRC officers remain closely engaged with the management of Destination Southern NSW to ensure the successful implementation of the actions arising from the Plan.

Attachments

Attachment 1 Southern NSW Destination Management Plan 2022-2030 (*Under
Separate Cover*)



REPORTS TO COUNCIL - ITEMS FOR INFORMATION

10.5 Councillor Workshops (Ref: ; Author: Ryan/Ison)

File Reference: 10 May 2023 reports

Recommendation

That the report be received for information.

Synopsis

Council at its meeting on 23 February 2022 resolved (**Resolution No 093/22**) to publish details of Councillor workshops in the Agenda of the next Council meeting.

Report

During the period 20 April to 3 May 2023, the following workshops were held:

Date	Workshop Items	External Presenter/s (if applicable)
24/04/2023	Service Statements 23/24	N/A
02/05/2023	Draft Operational Plan <ul style="list-style-type: none">- Donations Policy- Grant Programs- CAPEX and OPEX priorities	N/A
03/05/2023	Draft Operational Plan <ul style="list-style-type: none">- CAPEX and OPEX priorities	N/A

Attachments

Nil

REPORTS OF COMMITTEES

**11.1 Bungendore Town Centre and Environs Advisory Committee Meeting Minutes
(Ref: ; Author: Richards/Duncan)**

File Reference: 52.3.3

Recommendation**That Council:**

1. Note the minutes of Bungendore Town Centre and Environs Committee meetings held on 12 December 2022 and 27 February 2023.
2. Investigate establishing a temporary “community space” on its vacant block on the corner of Gibraltar and Ellendon Streets pending construction of new premises.

Summary

The Bungendore Town Centre and Environs Advisory Committee has submitted for Council approval, minutes of meetings held on 12 December 2022 and 27 February 2023.



Staff Comment

Council plans to construct a new office building on the corner of Gibraltar Street and Ellendon Street with the view to commence construction as soon as possible. Whilst the intent of a community space is appreciated, this would require removal of the fence and then reinstatement prior to construction works. In addition any cost in making a safe and accessible community space would reduce the funds available to complete the new building.

Staff propose that a response be provided to the Committee that Council has investigated the establishment of a temporary community space, however at this stage does not have the budget or the resources available to undertake such a project.

Council will continue to keep the site tidy until construction commences.

Attachments

- | | |
|---|--|
| Attachment 1 | Bungendore Town Centre and Environs Committee - Meeting Minutes 12 December 2022 (<i>Under Separate Cover</i>) |
|  | |
| Attachment 2 | Bungendore Town Centre and Environs Committee - Meeting Minutes 27 February 2023 (<i>Under Separate Cover</i>) |
|  | |

NOTICE OF MOTIONS

12.1 Southern Tableland Arts Program (Ref: ; Author: Grundy/Grundy)

File Reference: 2.8.1

Notice

Councillor Mareeta Grundy will move the following motion:

Motion

That a report be prepared prior to the end of the 2022/23 financial year, outlining:

- 1. Quantifiable financial benefits achieved for the Arts in the local government area since QPRC enacted a MOU with and membership of the Southern Tableland Arts (STARTS) program on 1 July 2022.**
 - 2. New grant opportunities awarded to QPRC as a direct result of QPRC's membership of the STARTS program since 1 July 2022.**
 - 3. New Arts related professional or creative opportunities achieved for QPRC as a direct result of its membership of the STARTS program since 1 July 2022.**
-

Comment from Cr Grundy in support of this Notice of Motion

At its 22 June 2022 meeting, Council resolved the QPRC membership of Southern Tablelands Arts commencing 1 July 2022 until 30 December 2024 (012/22). A MOU was required to be signed as part of this membership and outlined a total cost to QPRC of \$91,000 based on a per capita indexed fee structure. The staff report at the 22 June 2022 meeting stated that "without membership of STARTS, QPRC and our arts communities are missing out on:

- grant opportunities and regional ARTS projects promoted and managed by STARTS;
- creative industry opportunities, connections and peer support; and
- access to professional opportunities".

In February 2018, QPRC withdrew its membership to STARTS. At that time, value for money was not demonstrable and large areas of the QPRC LGA were not eligible for many of the benefits of the STARTS membership, despite a per capita based membership fee.

In February 2020, a report was put to Council for approval to re-join STARTS. This was rejected by Council pending the development of a Cultural Arts Plan (CAP). To date a CAP has not been completed.

This NoM seeks to examine the relative effectiveness, or otherwise, of the membership of STARTS in providing opportunities described in the staff report of 22 June 2022 to have been previously missed by QPRC, as well as examining the dollar return on the membership expenditure to date. This NoM reflects a responsible approach to ensuring expenditure of this type is both accountable and represents value for money to QPRC.

Attachments

Nil

12.2 Use of Artificial Turf (Ref: ; Author: Willis/Willis)

File Reference: 10 May 2023 motions

Notice

Councillor Katrina Willis will move the following motion:

Motion

That Council:

1. Notes:

- a. The use of artificial turf in public spaces, in particular playing fields, is a matter of ongoing international concern arising from uncertainty about whether it is safe for people and the environment.
 - b. Materials toxic to people and the environment, including heavy metals and long-lived PFAS, are found in artificial turf.
 - c. Few studies have been undertaken on the potential health impacts of artificial turf despite the presence of these substances.
 - d. Artificial turf can become dangerously hot and potentially unusable.
 - e. Runoff from artificial turf can leach into surface water and groundwater and can damage aquatic species and ecosystems.
 - f. Artificial turf has a relatively short lifespan, does not biodegrade, and cannot be easily recycled.
 - g. The use of artificial turf contributes to global warming by making urban areas hotter.
 - h. Whether artificial turf is safe to use in areas of high bushfire risk remains unknown.
- 2. Further notes that the final report of the NSW Chief Scientist and Engineer into the use of synthetic turf in public open spaces in NSW is yet to be released along with guidelines on the use of artificial turf for local government.**
- 3. Agrees to pause the use of artificial turf for playing fields and other open spaces in Queanbeyan-Palerang until the final report of the Chief Scientist and Engineer and accompanying guidelines are released to the public and Council has had time to consider them.**
- 4. Further agrees that following release of the guidelines, to receive a report on what policy changes Council may need to make in response to the Chief Scientist and Engineer's artificial turf report and guidelines.**
-

Comment from Cr Willis in support of this Notice of Motion

The use of artificial turf, in particular for sports playing fields, has been growing internationally and in Australia for its perceived benefits of lower maintenance effort and cost, and as a drought-tolerant alternative to natural grass.

In recent years, concerns have been expressed about the material composition of artificial turf combined with its impact on the environment, climate change, biodiversity, aquatic health and the potential adverse health impacts for people.

12.2 Use of Artificial Turf (Ref: ; Author: Willis/Willis) (Continued)

Scientific literature indicates that not enough is known about whether artificial grass is safe for people and the environment.

In response to growing concerns about artificial turf use, the former NSW Government commissioned a report from the NSW Chief Scientist and Engineer in November 2021 to provide advice on a number of matters including the potential health, environmental and ecological impacts associated with different surface types, and emerging science and materials that could be used in conjunction with or as an alternative to existing natural and synthetic surfaces.

Queanbeyan-Palerang Regional Council plans to install artificial turf at the regional sports complex, a major sporting facility that will attract thousands of local and visiting users of all ages and which is adjacent to Jerrabomberra Creek in the Murrumbidgee catchment and which flows to the Jerrabomberra Wetlands, known habitat for around 170 bird species including migratory species protected under international and bilateral conventions.

Given uncertainty about the safety of artificial turf use in public open spaces and in particular playing fields and the imminent publication of guidelines for local government, it is prudent for Council to suspend installation of any more artificial turf in playing fields and any other open public space.

Staff Comment

Synthetic turf has been used in Australian parks and recreation facilities for over 40 years, including tennis, hockey, football, cricket pitches and playground soft fall. For some sports this is the only option. Early playing surfaces did have a reputation of becoming hot in summer however significant advances have been made for cooler and environmentally friendly products. Today, most quality synthetic turf use recycled materials and have end of life recycling options provided by the manufacturers. Additionally, companies are developing organic alternates to the infill rubber crumb.

Councillors were updated on the Regional Sports Complex project at a recent workshop, which followed an onsite tour of the facility with representative from local sporting clubs, NSW Office Sport, NSW Public Works and construction Contractors.

The synthetic turf on one field was being laid at this time and both pitches are now 95% complete. Monaro Hockey (formerly Queanbeyan Hockey) is excited about returning to Queanbeyan after 10 years of not being able to play at home. Soccer clubs are hopeful of having access to an all-weather pitch to allow training to continue while grass fields are closed after heavy rain.

To stop this work on these fields at this final stage of the project is not possible.

The Regional Sports Complex is the only facility with new or proposed synthetic turf fields in the local government area. There are two more synthetic fields programmed for five years time to cater for the growth in Hockey and Soccer. The Soccer clubs may choose that their field is grass (natural) however Council will consult with the club prior to scoping work.

It is expected when the Chief Scientist and Engineers report is released, the whole sports industry will have an opportunity to respond as to how they will address any scientifically proven issues.

Attachments

Nil

NOTICE OF MOTIONS

12.3 Emergency Services Levy Subsidy (Author: Ryan/Ryan)

File Reference: 10 May 2023 motions

Notice

Councillor Ross Macdonald will move the following motion:

Motion

That Council:

- 1. Writes to the New South Wales (NSW) Treasurer, Minister for Emergency Services, Minister for Local Government and Member for Monaro expressing our strong opposition to the NSW Government's unexpected decision to scrap the Emergency Services Levy (ESL) subsidy and calls on the NSW Government to reinstate the subsidy.**
 - 2. Writes to the President of LGNSW supporting the Association's ongoing advocacy to bring about a relief in the burden of Councils' emergency services contribution.**
-

Comment from Cr Macdonald in support of this Notice of Motion

The New South Wales Government has announced that the Emergency Services Levy subsidy to councils will be scrapped. The Levy provides funding for essential services such as the Rural Fire Service.

The decision to scrap the ESL subsidy will force the 128 Councils in New South Wales to find an additional \$77 million dollars.

The impact of this cut on the Queanbeyan-Palerang Regional Council will mean that our Council is forced to find an additional \$425,000 in 2023-24. The total emergency services levy to be imposed on Council ratepayers has increased by 13.3 per cent on the previous year taking our total ESL to \$1.86m. This comes at a time when Council is already having to make the difficult decision to increase rates on ratepayers and find savings to ensure financial sustainability and to provide services into the future.

Many Councils in metro and regional areas of New South Wales have called for the decision to be overturned with the President of Local Government New South Wales Darriea Turley saying "The effect will leave some councils with insufficient funds to cover cost increases in other areas. These costs will need to be met by cuts to staff and services".

Attachments

Nil

15 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*.

Recommendation

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 16.1 Tender Evaluation - Changing Places Facility at Queen Elizabeth II Park

Item 16.1 is confidential in accordance with s10(A) (c) of the Local Government Act 1993 because it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.