



Planning and Strategy Committee of the Whole

AGENDA

8 September 2021

Commencing at 5.30pm

In light of the COVID-19, this meeting will be held remotely. Presentations can either be made in writing or by attending a Zoom meeting - see Public Involvement at Meetings on Council's website.

On-site Inspections - Nil

Council at its meeting of 23 November 2016 resolved (M/N 295/16) as follows:

The Planning and Strategy Committee of the Whole be delegated authority in accordance with Section 377 of the *Local Government Act 1993* to determine matters pursuant to the:

- *Environmental Planning and Assessment Act 1979*
- *Local Government Act 1993*
- *Swimming Pools Act 1992*
- *Roads Act 1993*
- *Public Health Act 2010*
- *Heritage Act 1977*
- *Protection of the Environment Operations Act 1997*

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Confidential - Not for Publication

13 REPORTS FOR CLOSED SESSION

13.1 Bungendore Property

Item 13.1 is confidential in accordance with s10(A) (g) of the Local Government Act 1993 because it contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

14 CONCLUSION OF THE MEETING

LIST OF ATTACHMENTS

OPEN ATTACHMENTS

- Item 8.1 Development Application - DA.2021.1151 - Alterations, Extension and Second Storey Addition to a Dwelling House - 81 Turallo Terrace, Bungendore
- Attachment 1 DA.2021.1151 - 4.15 Assessment Report Matters for Consideration - 81 Turallo Terrace, Bungendor (Under Separate Cover)*
- Attachment 2 DA.2021.1151 - Plans - 81 Turallo Terrace, Bungendore (Under Separate Cover)*
- Attachment 3 DA.2021.1151 - Redacted Submissions - 81 Tuirallo Terrace (Under Separate Cover)*
- Attachment 4 DA.2021.1151 - Draft Conditions - 81 Turallo Terrace, Bungendore (Under Separate Cover)*
- Item 8.2 Administrative Amendments to Braidwood DCP 2006 and Palerang DCP 2015
- Attachment 1 Draft Braidwood DCP 2006 (Under Separate Cover)*
- Attachment 2 Draft Palerang DCP 2015 (Under Separate Cover)*
- Item 8.3 Proposed Voluntary Planning Agreement - Jumping Creek
- Attachment 1 Draft Voluntary Planning Agreement - Jumping Creek (Under Separate Cover)*
- Attachment 2 Jumping Creek LPA Land Dedication Requirements (Under Separate Cover)*
- Attachment 3 Jumping Creek Public Recreation Area (Under Separate Cover)*
- Attachment 4 Vegetation Management Plan (Under Separate Cover)*
- Attachment 5 Excerpt of Contamination Assessment Report - Conclusions and Recommendations (Under Separate Cover)*
- Attachment 6 Woody Weed Heavy Infestations (Under Separate Cover)*
- Attachment 7 Erosion Control Plan (Under Separate Cover)*
- Attachment 8 Trail Management Plan (Under Separate Cover)*

**QUEANBEYAN-PALERANG REGIONAL COUNCIL
PLANNING AND STRATEGY COMMITTEE OF THE WHOLE**

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- Item 8.4 Draft Mobile Food Vending Policy
Attachment 1 Draft Mobile Food Vending Policy (Under Separate Cover)
- Item 9.1 Land-Use Planning Projects / Activities - Status Report - July 2021
Attachment 1 Land Use Projects/Activities Status Report - August 2021 (Under Separate Cover)
- Item 9.2 Submission - Regional Housing Taskforce
Attachment 1 Submission - Regional Housing Taskforce (Under Separate Cover)
- Item 10.1 Minutes of Environment and Sustainability Advisory Committee - 4 August 2021
Attachment 1 Minutes to the Environment and Sustainability Advisory Committee Meeting held 4 August 2021 (Under Separate Cover)
- Item 10.2 Minutes of Braidwood and Curtilage Heritage Advisory Committee - 8 July 2021
Attachment 1 Minutes of the Braidwood and Curtilage Heritage Advisory Committee Meeting held 8 July 2021 (Under Separate Cover)
- Item 10.3 Minutes of Braidwood and Curtilage Heritage Advisory Committee - 12 August 2021
Attachment 1 Minutes of the Braidwood and Curtilage Heritage Advisory Committee Meeting held on 12 August 2021 (Under Separate Cover)
- Item 10.4 Minutes of Queanbeyan-Palerang Sports Council - 7 June and 9 August 2021
Attachment 1 Minutes of the Queanbeyan-Palerang Sports Council Meeting held 7 June 2021 (Under Separate Cover)
Attachment 2 Minutes of the Queanbeyan-Palerang Sports Council Meeting held 9 August 2021 (Under Separate Cover)

Closed Attachments

- Item 13.1 Bungendore Property
Attachment 1 Legal Advice (Subject to Privilege) (Under Separate Cover)

ITEM 4 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.

8.1 **Development Application - DA.2021.1151 - Alterations, Extension and Second Storey Addition to a Dwelling House - 81 Turallo Terrace, Bungendore (Ref: ; Author: Harlor/Woolhouse)**

File Reference: DA.2021.1151

Summary

This application has been referred to Council because it involves a variation to the Palerang Development Control Plan 2015 and the Portfolio General Manager – Natural and Built Character has determined it is in the public interest to have the matter considered by Council.

Proposal:	Alterations, extensions and second storey addition to a dwelling house
Applicant/Owner:	D J Homes/ Billy James Chalker & Madeline Jayne Harman
Subject Property:	Lot 5 Sec 4 DP 758183 - No.81 Turallo Terrace, Bungendore
Zoning and Permissibility:	R2 - Low Density Residential under Palerang Local Environmental Plan 2014
Public Submissions:	Two
Issues Discussed:	Variation to Development Control within the Palerang Development Control Plan - Variation to Floor area above 50m ² in a Flood Planning Area
Disclosure of Political Donations and Gifts:	Applicant Declared no Donations or Gifts to any Councillor or Staff have been made

Recommendation

That:

- 1. Development application DA.2021.1151 for alterations and second story addition to the dwelling house on Lot 5 DP 758183, No.81 Turallo Terrace, Bungendore be granted conditional approval.**
 - 2. Those persons who lodged a submission on the application be advised in writing of the determination of the application.**
-

Background

Proposed Development

The subject application seeks consent for alterations, extensions and second storey addition to an existing 4 bedroom dwelling house. The proposed extension effectively doubles the size of the existing dwelling's footprint (174.57m² including proposed ground floor and proposed upper floor and 53m² alfresco area (total area 227.57m²). The proposed development seeks a variation to the controls within the Palerang Development Control Plan 2015. The variation relates to the floor area in excess of 50m² in a Flood Planning Area.

8.1 Development Application - DA.2021.1151 - Alterations, Extension and Second Storey Addition to a Dwelling House - 81 Turallo Terrace, Bungendore (Ref: ; Author: Harlor/Woolhouse) (Continued)

Subject Property

The subject site is legally described as Lot 5 Sec 4 DP 758183 and is commonly known as 81 Turallo Terrace, Bungendore. The site has an area of 1897m² and is shown in Figure 1 below.

Existing development in the subdivision consists of one and two storey dwellings. Vehicular access is provided to the site via an existing driveway off Turallo Terrace (see Figure 2 below).



Figure 1: Locality Plan



Figure 2 - Site Photographs - 81 Turallo Terrace

8.1 Development Application - DA.2021.1151 - Alterations, Extension and Second Storey Addition to a Dwelling House - 81 Turallo Terrace, Bungendore (Ref: ; Author: Harlor/Woolhouse) (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 under Section 4.15 are summarised in the attached *Section 4.15 Table – Matters for Consideration*.

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

1. State Environmental Planning Policy No No 55 Remediation of Land
2. State Environmental Planning Policy No (Building Sustainability Index: BASIX) 2004
3. Palerang Local Environmental Plan 2014 (LEP).
4. Palerang Development Control Plan 2015 (DCP)

The development generally satisfies the requirements and achieves the objectives of these planning instruments. The significant issues relating to the proposal for the Council’s consideration are as follows.

(a) Compliance with LEP

The proposed development is considered to be generally consistent with the PLEP. The following elements of the proposal are noted.

Part 4: Principal Development Standards

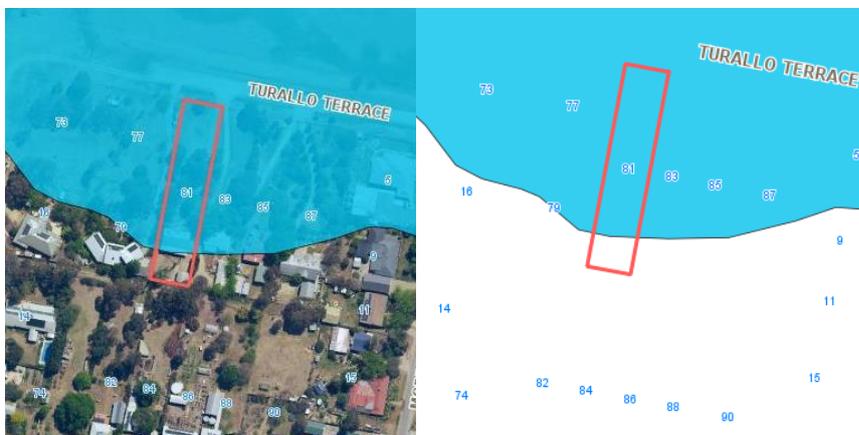
An assessment of the proposal against the relevant provisions contained within Part 4 of the PLEP 2014 is provided below.

4.3 Height of Buildings - The maximum building height is 8.5 metres. The proposed alterations and second storey addition have a proposed height of 8.42m and as such will not exceed the building height limit.

Part 5: Miscellaneous Provisions

The relevant issue under this part of the LEP relates to compliance with the flood planning provisions. For clarity the following section of this report includes discussion on the flooding provisions of both the LEP and PDCP as well as comments from Council’s Development Engineering Team.

5.21 Flood Planning – The proposal is located within the flood affected area of Turallo Creek (See Figure 3 below).

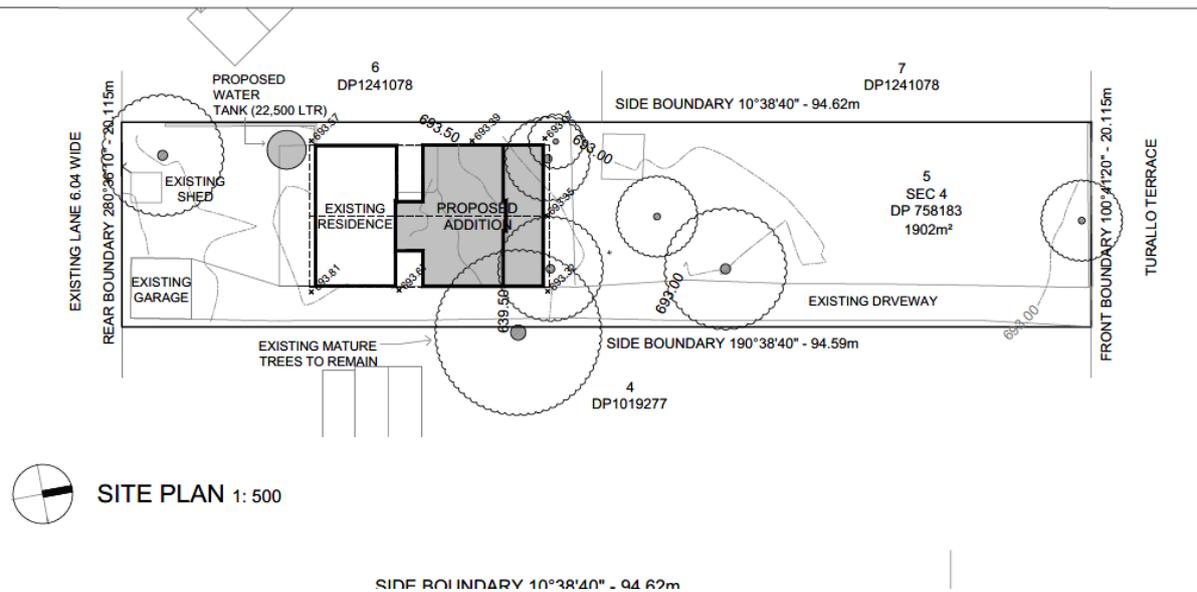


Map (PLEP2014)

Figure 3 - Flood Planning

8.1 Development Application - DA.2021.1151 - Alterations, Extension and Second Storey Addition to a Dwelling House - 81 Turallo Terrace, Bungendore (Ref ; Author: Harlor/Woolhouse) (Continued)

The existing dwelling has a floor level 890mm below the flood planning level. Under clause B9.3.2 of the PDCP the maximum floor area for an extension at the same level as an existing flood affected dwelling is 50m². The purpose of this clause is to ensure that only limited areas of new work are built below the flood planning level in the future. The proposed extension effectively doubles the size of the existing dwelling's footprint (174.57m² including proposed ground floor and proposed upper floor and 53m² alfresco area (total area 227.57m² - See Figure 4 below). The applicant was therefore advised that the extension could not be approved if the proposed floor level was the same as the existing dwelling as it would be far in excess of the area permitted.



SITE PLAN 1: 500

Figure 4 - Site Plan

Notwithstanding the above, it is open to Council to consider larger extensions where they are entirely constructed at or above the flood planning level (694.85m AHD).

Palerang DCP 2015 – B9.1 General

- (1) *Consideration will be given to development on land below the flood planning level, but only if it is not located within a floodway or high hazard area as stated in the Flood Planning Manual. Any portion of any building that may be subject to the effects of flood waters is to be built from flood compatible materials (see Appendix A for suggested materials)*

Therefore, the applicant was subsequently advised that an extension would only be considered if the floor level of the extension is above the flood planning level. Relying on this provision, the applicant subsequently lodged significantly amended plans showing the floor level of the new extension to be located at or above the required flood planning level.

In considering the flood planning controls the following comments from Council's Development Engineering Team are relevant.

Flooding Comments - The lot is located within the 1% AEP Flood Planning Level Zone, sometimes referred to as the 1 in 100 year flood level. According to the information provided by QPRC Utilities, the property should not be below the flood planning level (FPL) of 694.85m AHD. The flood velocity for the lot is 0.4m/s.

8.1 Development Application - DA.2021.1151 - Alterations, Extension and Second Storey Addition to a Dwelling House - 81 Turallo Terrace, Bungendore (Ref: ; Author: Harlor/Woolhouse) (Continued)

The finished floor level of the existing building is 693.96m AHD which is 370mm below 1% AEP Flood Level and 890mm below flood planning level.

The proposed finished floor level of the extension initially had a floor level that was the same as the existing i.e. (693.96m AHD). The proposed development floor area was greater than 50m². The application could not be approved because it did not comply with Palerang DCP B9.3.2. The applicant was therefore requested to submit updated plans that complied with the Flood Planning Levels to meet the requirements of the PDCP.

Amended plans with a proposed finished floor level of 694.85m AHD were received on 9 June 2021. As the flood planning level for the site is 694.85m AHD and the updated plans show the levels on elevation at or above this height the amended design meets the requirements of Palerang DCP B9.3.2.

All the construction work on the existing and proposed dwelling should be carried out with Flood Compatible Materials as outlined in Palerang DCP Appendix A.

A flood engineering certificate needs to be submitted by a practicing structural engineer for the existing and proposed development.

Given the submission of the amended plans the following summary of compliance with the PDCP is provided below.

<i>Control</i>	Compliance
<i>B9 Flood Planning</i>	The allotment is within a Flood Planning Level and Flood Planning Area. Amended plans submitted to Council show the proposed floor level of the development to be above the Flood Planning Level - Complies
<i>B9.1 General</i>	The allotment is within a Flood Planning Level and Flood Planning Area. Amended plans submitted to Council show the proposed floor level of the development to be above the Flood Planning Level - Complies
<i>B9.3.2 - Residential Development – extensions to existing dwelling</i>	The proposed extension and the substantial increase in floor area above the minimum 50m ² and the change to the bulk and scale of the building means that the application should be determined by Council.- Variation supported.

Summary of Flood Issues - Part B9 of the PDCP provides a maximum floor area of 50m² where extensions are added to an existing flood affected dwelling and that extension will be below the flood planning level. However, Part B also provides that Council can contemplate an extension larger than 50m² where the floor level of the new extension is at or above the flood planning level. This is the same requirement that would apply if a new dwelling were to be built.

The applicant has submitted a proposal where the floor level of the extended area is entirely at or above the flood planning level. This meets the intent of the DCP. One of the consequences of increasing the floor level is that it increases the bulk and scale of the building. While this is discussed in more detail in the engagement section of this report below, the size, scale and character of the proposed development is considered acceptable.

8.1 Development Application - DA.2021.1151 - Alterations, Extension and Second Storey Addition to a Dwelling House - 81 Turallo Terrace, Bungendore (Ref: ; Author: Harlor/Woolhouse) (Continued)

The proposed variation to allow an extension greater than 50m² is considered to be acceptable for the following reasons:

- The floor level of the extended area is at or above the flood planning level.
- The extension does not adversely impact flood egress from the premises which is via the existing portion of the dwelling to the rear lane.
- The subject site is somewhat constrained due to lot length and width and existing development.
- The setbacks provided adequate distance to adjoining properties and is unlikely to result in overlooking or privacy issues to neighbouring development.
- The proposed variation will not detract from the character and amenity of the locality and will contribute positively to the prevailing streetscape.

Part 6: Local Provisions

The relevant provisions contained within Part 6 of the PLEP 2014 are addressed below as part of this assessment:

6.1 Earthworks - Clause 6.1 of the PLEP 2014 establishes a number of matters requiring consideration for development involving earthworks. There will be some earthworks associated with formalising compacted fill for the flooring sub-base. Earthworks proposed are considered acceptable for the site and will not have a substantial impact.

6.11 Essential Services - Clause 6.11 of the PLEP 2014 requires satisfactory arrangements to be made for water supply, stormwater drainage, solid domestic waste, sewage, and the treatment and disposal of effluent. Along with the supply of electricity and suitable vehicle access. Please refer to the Development Engineers comments provided in the referral section of this report.

(b) Compliance with DCP

The proposed development was assessed against the PDCP and is considered to be generally consistent with the exception of Clause B9.3.2. These controls are discussed under the flood provisions in the PLEP section of this report above.

(c) Development Engineer's Comments

Water - The lot has existing Council water services which will be utilised. There are no water service easements affected by this development.

Sewer - The lot is serviced with existing sewer mains which will be utilised. A 3.0m sewer easement runs through the lot. However, the proposed development is not in close proximity to the sewer easement. There is no sewer or stormwater easement affected by this development.

Storm Water - The lot is not serviced by a stormwater main and will need to be discharged to a rubble drain. There is no stormwater easement affected by this development.

8.1 Development Application - DA.2021.1151 - Alterations, Extension and Second Storey Addition to a Dwelling House - 81 Turallo Terrace, Bungendore (Ref: ; Author: Harlor/Woolhouse) (Continued)

Traffic, Parking and Access – The development has no impact on these matters. Existing site access is satisfactory (see Figure 5 below).



Figure 5 – Existing Site Access

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

Engagement

The application was notified in accordance with Council's Community Engagement and Participation Plan from 21 April to 7 May 2021. Amended plans were notified from 10 to 28 June 2021. Two submissions were received. Copies of the submission has been provided as an attachment.

The relevant issues raised are summarised below:

1. Size, Bulk and Character, Overshadowing

Comments – While the proposed extension forms a different style and character to the existing building there are a range of dwellings from single to double storey in this residential area. It is noted that the proposed extension effectively doubles the size of the existing dwelling's footprint but at 340m² (including a 53m² outdoor alfresco area) it is a comfortable sized 4 bedroom dwelling. The plans submitted to Council comply with the lighting and ventilation requirements for dwellings and the height of the dwelling complies with Council's PLEP2014, noting that it has been necessary to raise the floor level of the extension to be above the flood planning level.

The provided shadow diagrams show that the proposed extension does not have any significant impact on the neighbouring premises at the winter solstice. In addition, the proposal complies with setbacks to boundaries.

Council does not agree that the dwelling has the appearance of a shed and there is sufficient articulation and windows to identify the building as a dwelling.

There is no justification to refuse the application based on its bulk, scale or character.

8.1 Development Application - DA.2021.1151 - Alterations, Extension and Second Storey Addition to a Dwelling House - 81 Turallo Terrace, Bungendore (Ref: ; Author: Harlor/Woolhouse) (Continued)

2. Height of the Structure

Comments - The amended plans submitted to Council show a design height of 8.42m. The maximum height of a building can be 8.5m and as such the proposed extension complies with Palerang LEP 2014. The brick chimney can be above the 8.5m in height as the height limit excludes penetrations for communication devices, antennae, satellite dishes, masts, flagpoles, chimneys, flues and the like.

3. Boundary Offsets

Comments - The side boundary setbacks are 2.31m to the west and 3.97m to the east and easily comply with the 0.9m setback specified in clause C2.2.2 of the PDCP.

4. Stormwater Management

Comments - The stormwater will be collected into a 22,500kL rainwater tank and other stormwater will be collected into a rubble drain. This is a large site with sufficient room to establish a satisfactorily sized rubble drain.

5. Damage that could occur to an easement that crosses the lane.

Comments - A review of Council's records indicates that there is not any water or sewer infrastructure that crosses the laneway.

6. Consideration of DA as an extension

Comments - It is not unusual for Council to receive a proposed extension of this size given the applicant submitted amended plans to comply with the flood planning level. The existing roof will need to be removed to allow for the second storey to be built in the roof space above the existing single storey dwelling.

7. Procedural Anomalies

Comments – Several matters were raised in relation to the submitted Statement of Environmental Effects (SEE). As a consequence the applicant submitted a revised and complying SEE. In particular the following are noted:

- Section A – The allotment is a large size and the proposed extension complies with all setbacks provisions of the PDCP. The building height has been lifted to comply with the FPL.
- Section B – Shadow Analysis submitted for 9am, 12pm and 3pm. There will be minimal impacts from overshadowing during the winter solstice. Shadow diagrams have been submitted and are provided in the Plans attachment to this report.
- Section E – The stormwater will be collected into a 22.500kl rainwater tank and other stormwater will be collected into a rubble drain.
- Section F – The proposed site will require excavation, but Council is only assessing the Development Application, so no Structural Engineering Plans have been submitted to Council

Conclusion

The submitted proposal for alterations and second storey addition to a dwelling house at Lot 5 DP 758183, No.81 Turallo Terrace, Bungendore is a local development and is supported by a Statement of Environmental Effects. The proposal was notified to adjoining owner/occupiers and two (2) submissions were received.

8.1 Development Application - DA.2021.1151 - Alterations, Extension and Second Storey Addition to a Dwelling House - 81 Turallo Terrace, Bungendore (Ref: ; Author: Harlor/Woolhouse) (Continued)

The proposal has been assessed under Section 4.15 *Environmental Planning & Assessment Act 1979* including the relevant provisions of *Palerang Local Environmental Plan 2014* and *Palerang Development Control Plan 2015*.

The development satisfies the requirements and achieves the objectives of these instruments except for the requirements relating to the floor area of extensions in flood affected area. While the extension is in excess of 50m² the entire floor area of the new extension is located at or above the required flood planning level. Council is satisfied that the variations can be accommodated without having any significant environmental impacts.

The proposed development is considered suitable for the site, is compatible with the neighbourhood and can be conditioned to mitigate any potential impacts.

Attachments

- | | |
|---|---|
| Attachment 1
 | DA.2021.1151 - 4.15 Assessment Report Matters for Consideration - 81 Turallo Terrace, Bungendor (<i>Under Separate Cover</i>) |
| Attachment 2
 | DA.2021.1151 - Plans - 81 Turallo Terrace, Bungendore (<i>Under Separate Cover</i>) |
| Attachment 3
 | DA.2021.1151 - Redacted Submissions - 81 Tuirallo Terrace (<i>Under Separate Cover</i>) |
| Attachment 4
 | DA.2021.1151 - Draft Conditions - 81 Turallo Terrace, Bungendore (<i>Under Separate Cover</i>) |

8.2 Administrative Amendments to Braidwood DCP 2006 and Palerang DCP 2015
(Ref: ; Author: Thompson/Jansen)

File Reference: 26.1.1-02 and 26.1.1-05

Summary

The purpose of this report is to recommend Council re-adopt *Braidwood Development Control Plan (BDCP) 2006*, with amendments, as a formal development control plan under the NSW *Environmental Planning & Assessment Act, 1979*.

Recommendation

That Council place the amended *Braidwood Development Control Plan 2006* and amended *Palerang Development Control Plan 2015* on public exhibition for 28 days.

Background

At its meeting of 9 September 2020 Council considered a report regarding proposed amendments to all of Council's respective Development Control Plans (DCPs) to ensure these are updated to reflect the new *Queanbeyan-Palerang Local Environmental Plan 2020 (QPLEP 2020)* when it comes into effect.

The report also stated that it was intended to re-adopt controls in the *Braidwood DCP (BDCP) 2006* in order to clarify that the provisions of the *BDCP 2006* applying to the Braidwood State-listed heritage area under the *Environmental Planning and Assessment Act 1979* as well as under the *Heritage Act 1977*. This was to address a concern that the current drafting of *Palerang Development Control Plan 2015 (PDCP 2015)* had inadvertently resulted in removing any applicable DCP controls for Braidwood at this time

Council subsequently resolved (PLA 137/20) at that meeting to:

1. Adopt the amended DCPs with the changes as set out in this report.
2. Note that the references to the *QPLEP 2020* in these amended DCPs will become effective on the date that the draft *QPLEP 2020* is notified (gazetted).

At the current time, Council staff are still awaiting the finalisation and gazettal of the draft *QPLEP 2020*, and recent discussions with the Department of Planning, Industry and Environment have indicated the draft plan may still not be made in the term of this Council. Given the uncertainty as to when draft *QPLEP 2020* will finally be notified, and the need to ensure there are appropriate development controls in place at Braidwood, staff are now recommending that *BDCP 2006* be immediately re-adopted.

Accordingly, Council staff have made a number of amendments to both *BDCP 2006* and *PDCP 2015* to clarify that *BDCP 2006* will now wholly apply to the State-listed heritage area of Braidwood, while *PDCP 2015* will apply to the remainder of the former Palerang LGA (including the non-State listed area of Braidwood) and that these provision will come into effect as soon as the amended DCP's are notified rather than waiting for the comprehensive LEP to be adopted.

This is an interim approach until such time as staff prepare both a new standalone DCP for the entire Braidwood township, and, a new comprehensive DCP for the remainder of the local government area. As previously advised, a Structure Plan will be prepared over 2022.

**8.2 Administrative Amendments to Braidwood DCP 2006 and Palerang DCP 2015
(Ref: ; Author: Thompson/Jansen) (Continued)**

In order to readopt the *BDCP 2006*, and for it to have the correct intended effect, a number of changes are required to be made to both the *BDCP 2006* and the *PDCP 2015*. These changes are set out below:

Braidwood DCP 2006 (Attachment 1):

1. Updating both the front cover page and amendment table (at the end of the Table of Contents);
2. Updating references from 'Tallaganda Local Environmental Plan 1991' to 'Palerang Local Environmental Plan 2014' and deleting reference to *Braidwood Development Control Plan 2006* as a 'repealed' development control plan;
3. Replacing outdated section numbers of the *Environmental Planning and Assessment Act 1979* with the new updated numbers;
4. Updating Map 1 to confirm the land to which *BDCP 2006* is intended to apply (Page 3);
5. Deleting *Section 4.4 Precinct 3 – Residential Area West of Ryrie Street* (Page 14) and transferring these provisions into the *PDCP 2015* under Section D2 as this land is not part of the State listed heritage area and it is intended *PDCP 2015* will apply to this land, and
6. Deleting the character statement for Mt Gillamatong. This is not part of the State-listed heritage area and it is intended that *PDCP 2015* will apply to this land. B6 of the *PDCP 2015* deals with planning matters such as development on ridges and prominent hills (Page 19 and 20 of *BDCP 2006*) while D4 (Page 168-169) deals specifically with planning controls for Mt Gillamatong.
7. Updating 7.1 to refer to the new Braidwood Flood Risk Management Study which was adopted in 2019, replacing the reference to a 2005 study.

Palerang DCP 2015 (Attachment 2):

1. Updating the Amendment Table (front of document),
2. Updating A3 Land covered by this DCP – reworded to clarify where the *PDCP 2015* applies and where the *BDCP 2006* applies and deleting the statement that the *PDCP 2015* repeals the *BDCP 2006* (Page1),
3. Updating A7 – Statement added to clarify that this DCP applies to former Palerang LGA whilst *BDCP 2006* applies to state listed heritage area of Braidwood (Page 3)
4. Updating A15 - Statement added that confirm controls relating to 'Braidwood and it's setting' are contained in the *BDCP 2006* (Page 6),
5. Updating B10 - Statement added that controls relating to 'Braidwood and it's setting' are contained in the *BDCP 2006* (Page 56),
6. Updating C2.1.5 – Statement added that *BDCP 2006* should be considered where development is proposed in the vicinity of or in regard to a heritage item (Page 100)
7. Updating D2 and D3.1 - Statement added that controls relating to 'Braidwood and it's setting' are contained in the *BDCP 2006* (Page 162-63) and add a section from the *BDCP 2006* about the area west of Ryrie Street

**8.2 Administrative Amendments to Braidwood DCP 2006 and Palerang DCP 2015
(Ref: ; Author: Thompson/Jansen) (Continued)**

In addition to the above matters, further policy changes were also adopted in the *PDCP 2015* by Council on 9 September 2020 and included:

1. Updating the applicable tree and vegetation controls (Pages 21-28), and
2. Adding a new character statement for North Elmslea (D6 Page 170).

It is recommended that these additional matters also be brought forward so that implementation does not have to wait until the comprehensive LEP is adopted.

Implications***Legal***

Readopting *BDCP 2006* will ensure that appropriate development controls are in place under the *Environmental Planning and Assessment Act 1979* for the State-listed heritage area of Braidwood (as well as under the *Heritage Act 1977*).

Policy

Readopting *BDCP 2006* and updating both *BDCP 2006* and *PDCP 2015* will ensure these policy documents are up to date and can be implemented when assessing development applications.

Strategic

The proposal will assist in ensuring that heritage and other planning controls are in place for the State-listed heritage area of Braidwood and elsewhere in the LGA.

Engagement

The amendments will be placed on public exhibition in accordance with Council's Community Engagement and Participation Plan for a period of 28 days.

Resources (including staff)

Readopting the *BDCP 2006* and making changes to the *BDCP 2006* and *PDCP 2015* is an in-house administrative process involving one staff member of the Land-use Planning team. Funding for this is provided in the general budget for the Branch.

Conclusion

Readopting the *BDCP 2006*, as well as the amendment proposed to be made to the *BDCP 2006* and the *PDCP 2015*, will clarify that the provisions of the *BDCP 2006* apply to Braidwood under the *Environmental Planning and Assessment Act 1979* as well as under the *Heritage Act 1977*.

Attachments

Attachment 1 Draft Braidwood DCP 2006 (*Under Separate Cover*)



Attachment 2 Draft Palerang DCP 2015 (*Under Separate Cover*)



8.3 Proposed Voluntary Planning Agreement - Jumping Creek (Ref: ; Author: Thompson/Brown)

File Reference: 23.4.5

Summary

The purpose of this report is to provide Council with advice in respect of progressing a Voluntary Planning Agreement (VPA) with PEET Jumping Creek Pty Ltd for the Jumping Creek development site in Greenleigh.

Recommendation

That Council:

- 1. Agree to progress the attached draft Voluntary Planning Agreement for the Jumping Creek site generally consistent with the offer received from PEET Jumping Creek Pty Ltd.**
 - 2. Place the draft Voluntary Planning Agreement on public exhibition for 28 days, and report back to Council.**
-

Background

Council has recently received a formal offer from PEET Jumping Creek Pty Ltd (PEET) in respect of entering into a Voluntary Planning Agreement (VPA) under Section 7.4 of the *Environmental Planning & Assessment Act, 1979* with Council for the proposed residential subdivision of land at Jumping Creek in Greenleigh.

Council will recall previous reports in respect of future development and management of the Jumping Creek site at its Planning & Strategy Meeting of 14 February 2018 (PLA007/18) and Ordinary Meeting of 27 February 2019 (Minute No. 042/19). At those respective meetings, it was agreed to progress discussions with the owners of the land in respect of Council potentially taking over future ownership/management of residual areas of the site, subject to these being appropriately improved and remediated beforehand.

Council staff have also identified the need to ensure appropriate arrangements are in place for developer contributions to be made towards local infrastructure such as off-site roadworks, community facilities, and public utilities (sewer and water). A total of 218 residential lots are proposed at Jumping Creek under the current development application for the site.

Accordingly, Council staff and PEET have been negotiating a draft VPA to give effect to these issues. The parties have generally agreed on terms for the VPA and these are set out in the attached draft VPA submitted by PEET with its offer (Attachment 1). Broadly, the VPA provides for:

- The rehabilitation and improvement of 47.2ha of residual land at Jumping Creek not proposed to be developed (to a value of \$800,000). This land includes the entire Queanbeyan River foreshore of the development;
- The dedication of this residual land to Council for future public ownership;
- The dedication of 8.7ha of land for local active open space (local park) and embellishment of that land for facilities such as play equipment and the like (embellishment to a value of \$500,000);
- Monetary contributions for offsite roads, community services and plan administration (to a value of \$14,889 per lot or \$3,248,080 in total for the proposed development); and

8.3 Proposed Voluntary Planning Agreement - Jumping Creek (Ref: ; Author: Thompson/Brown) (Continued)

- Monetary contributions for water and sewer infrastructure (to a value of \$5,951.63 per lot or \$1,297,455 in total for the proposed development).

As a consequence of entering into the VPA, no further local contributions would be payable by PEET under either s7.11 or s7.12 of the *Environmental Planning and Assessment Act 1979*, or s306(2)(a) of the *Water Management Act 2000* (i.e. contributions towards sewer or water utilities).

As noted, prior to Council accepting any residual land, the Developer will be required to rehabilitate the land to a suitable condition. Accompanying the draft VPA are a series of plans and studies that set out the detailed works required to be undertaken by PEET in respect of rehabilitating and improving the open space proposed to be dedicated to Council. PEET will be required to enhance the land consistent with these studies and plans as a requirement of the draft VPA. These comprise:

- Jumping Creek LPA Land Dedication Requirements – PEET Jumping Creek Pty Ltd (Attachment 2),
- Jumping Creek Public Recreation Area – PEET Jumping Creek Pty Ltd (Attachment 3)
- Vegetation Management Plan – Franklin Consulting Australia Pty Ltd Version 5 18 January 2021 (Attachment 4)
- Excerpt from the Contamination Assessment Report – Douglas Partners Revision 3 10 September 2020 (Attachment 5)
- Woody Weed Heavy Infestations – PEET Jumping Creek Pty Ltd (Attachment 6)
- Erosion Control Plan – Franklin Consulting Australia Pty Ltd Version 3 29 January 2019 (Attachment 7)
- Trail Management Plan – Franklin Consulting Australia Pty Ltd Version 5 30 May 2019 (Attachment 8).

As noted, PEET have now submitted a development application (DA) for the Jumping Creek site. That DA will be determined by the Southern Regional Planning Panel (SRPP) in coming months. Progressing the VPA will allow the SRPP to be satisfied that appropriate arrangements for development contributions and improvements to the site are in place when it considers the DA.

Implications***Legal***

The draft Voluntary Planning Agreement (VPA) has been prepared in accordance with the *Environmental Planning & Assessment Act 1979*.

Environmental

The development of Jumping Creek represents an opportunity to address ongoing land degradation at the site. Subject to appropriate remediation beforehand, public ownership of the site by Council can assist in addressing soil erosion, weed management, contamination and sedimentation movement into the Queanbeyan River and the long-term protection of two important environmental assets being the Queanbeyan River Corridor and part of the Eastern Escarpment.

Assets

Council will be acquiring new open space at Jumping Creek to be managed into the future. Some areas are important to provide more formal recreational open space for the residents of Jumping Creek. Other areas such as the River corridor are important biodiversity and access

8.3 Proposed Voluntary Planning Agreement - Jumping Creek (Ref: ; Author: Thompson/Brown) (Continued)

ways that should be managed by Council in perpetuity. Much of the remainder will be managed bushland suitable for passive recreational pursuits.

Internal roads (including the intersection with Ellerton Drive) and water and sewer infrastructure will be constructed at the cost of the developer outside of the VPA and handed back to Council as assets on completion of each stage of the development.

Strategic

Development at Jumping Creek is consistent with Council's adopted Queanbeyan Residential and Economic Strategy 2015-2031. The Strategy also seeks to ensure the environmental impacts associated with residential development are minimised.

Engagement

It is recommended the draft VPA be exhibited for 28 days.

Financial

Each party bears its own costs in preparing a VPA. Costs to date are mainly staff time which is funded by existing salary votes. Should the VPA progress to implementation some legal costs will be incurred in finalising the agreement.

Resources (including staff)

Future management of land at Jumping Creek will require additional Council resources, however it is intended that the significant costs associated with rehabilitating the land be borne predominantly by the developer prior to the land being received by Council.

Conclusion

There are several benefits to Council progressing a VPA for the Jumping Creek site. These include ensuring the future residue land is appropriately remediated and embellished prior to being handed over to Council for ownership. They also provide that suitable arrangements are in place to collect future monetary contributions for local infrastructure.

Accordingly, it is recommended Council agree to progress a VPA with PEET generally consistent with the terms set out in the offer, and, that the draft plan now be exhibited for a period of 28 days.

Attachments

- | | |
|--|--|
|  Attachment 1 | Draft Voluntary Planning Agreement - Jumping Creek (<i>Under Separate Cover</i>) |
|  Attachment 2 | Jumping Creek LPA Land Dedication Requirements (<i>Under Separate Cover</i>) |
|  Attachment 3 | Jumping Creek Public Recreation Area (<i>Under Separate Cover</i>) |
|  Attachment 4 | Vegetation Management Plan (<i>Under Separate Cover</i>) |
|  Attachment 5 | Excerpt of Contamination Assessment Report - Conclusions and Recommendations (<i>Under Separate Cover</i>) |
|  Attachment 6 | Woody Weed Heavy Infestations (<i>Under Separate Cover</i>) |
|  Attachment 7 | Erosion Control Plan (<i>Under Separate Cover</i>) |
|  Attachment 8 | Trail Management Plan (<i>Under Separate Cover</i>) |

**8.3 Proposed Voluntary Planning Agreement - Jumping Creek (Ref: ; Author:
Thompson/Brown) (Continued)**

8.4 Draft Mobile Food Vending Policy (Ref: ; Author: Thompson/Abbott)

File Reference: 12.1

Summary

Since the QPRC amalgamation there have been two concurrent Council Policies regarding the sale of food from vehicles in a public area. While similar, these two policies do have discrepancies which make the approval process confusing and cumbersome for both Council staff and customers seeking approval.

The following report has been submitted to rectify this issue and recommends the development of a "Mobile Food Vending Policy" for the whole of QPRC. The new Policy aims to address any potential queries regarding suitable locations, operations, and exemptions to operating a mobile food vending business in the QPRC local government area.

Recommendation

That:

1. Council place the Draft Mobile Food Vending Policy on public exhibition for a period of 28 days.
 2. A report considering all submissions and recommended Policy amendments be brought back to Council following exhibition.
-

Background

To trade on the roadside or public space a person must gain approval from the respective Council under section 68 of the *Local Government Act 1993*. The aim of this approval is to ensure that the seller has considered all relevant matters to protect not only themselves but also the public. Such matters include public liability insurance, traffic safety, pedestrian access/safety, and adverse amenity impacts on surrounding businesses and residents.

During the COVID-19 pandemic Council has received a significant increase in enquiries regarding people wanting to start mobile food business and where this can be lawfully done. With the two former Council policies, staff have struggled to provide consistent information and enforcement of existing approvals has proven to be challenging due to these inconsistencies.

Implications

Legal

The conditions Council sets for section 68 approvals under the *Local Government Act 1993* will now be consistent across the LGA and the new Policy would act as a guide to further support any clarification or enforcement of these approvals.

8.4 Draft Mobile Food Vending Policy (Ref: ; Author: Thompson/Abbott) (Continued)

Policy

There is a new Draft “Mobile Food Vending Policy” attached for Council’s consideration. The Policy provides guidance on the circumstances where Council would consider issuing approval to a mobile food vendor to trade in a public space.

A main focus of the Policy is clarifying suitable roadside locations for the safe operation of mobile food vending that allows safe customer access (including parking), general traffic safety and awareness, and does not inhibit existing pedestrian movement. Exemptions to the Policy do apply for vendors such as:

- Trading on Council sites that require booking through other Council departments e.g events organised at Council venues.
- Trading at a preorganised event (event organiser takes responsibility for correct placement of the vendor during the event).
- Trading on private property (maximum 1 vendor per property).

To make enforcement of the approvals more streamline and consistent, the Policy places significant restrictions on suitable trading locations and operational expectations. Council expects this to result in a reduced number of complaints relating to mobile food businesses.

Engagement

The Policy has been raised with existing mobile food businesses and Council has collated existing mobile food vending complaints to address the common issues. As the majority of issues raised were relating to built up areas there was no need to delineate the Policy between rural and urban.

It is proposed that the Policy be placed on exhibition for a period of 28 days after which it will be again reported to Council for consideration.

Financial

The new Policy proposes no change to the existing approval fees or food inspection fees. The Policy will result in no added cost to existing mobile food business but will allow greater competition between mobile food vending business via certain locations that can potentially become prime mobile food vending spots.

Resources (including staff)

By adopting this Policy Council staff will be able to spend less time answering enquiries from customers and will be able to save time when taking enforcement action relating to failure to comply with an approval.Conclusion

Supporting the new Mobile Food Vending Policy would benefit not only Council staff but also the future and existing mobile food business by providing them with a consistent policy across the whole of the QPRC local government area.

Attachments

Attachment 1 Draft Mobile Food Vending Policy (*Under Separate Cover*)



**8.5 Request from Wildcare to Install Floating Barrier Across Queanbeyan River
(Ref: ; Author: Thompson/Abbott)**

File Reference: 24.2

Summary

Queanbeyan Wildcare are requesting assistance to install a floating “pool noodle” boom across the Queanbeyan River immediately upstream of the weir wall.

The purpose for the barrier is to discourage the resident swans and their cygnets from getting too close to the weir where they can be washed over the wall and cannot find their way back to the adult swans.

Recommendation

That Council support the installation of a floating barrier upstream of the weir, such barrier to be secured by new bollards on each side of the Queanbeyan River to allow for ease of removal in the event of rising flood waters.

Background

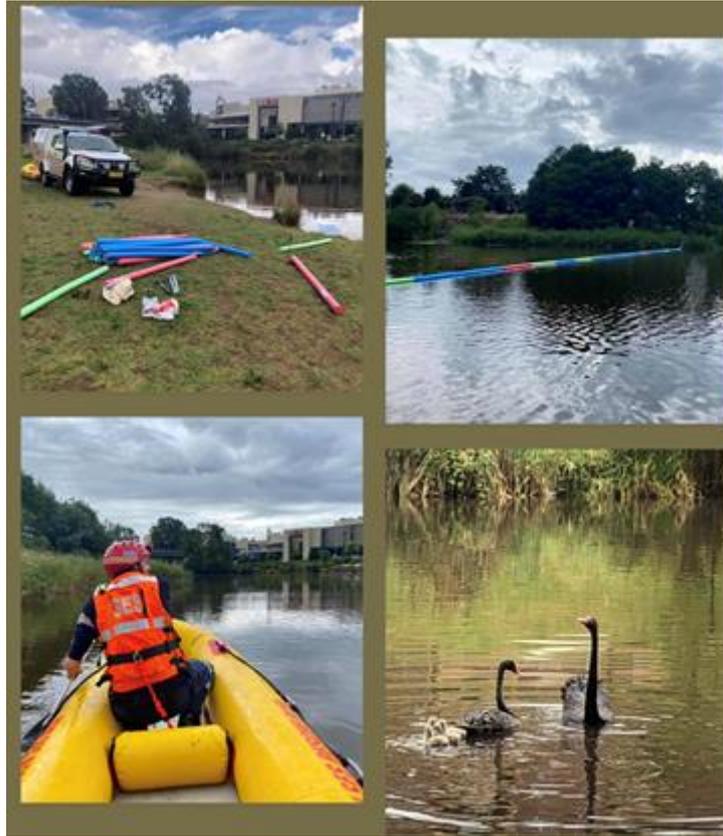
The Queanbeyan River provides habitat for a breeding pair of black swans in the area between the Queen’s Bridge and the weir. In spring each year the swans nest and produce a clutch of cygnets. On occasion these new cygnets are either washed over or fall from the weir wall. Once on the downstream side of the weir, it is virtually impossible for the cygnets to make their way back to their parents.

In past years Wildcare have had repeated requests to rescue cygnets that have been washed over the weir. While residents have in the past tried to rescue the young birds access to this area of the River is difficult and dangerous with even the SES having difficulty in this area.

Last year the SES assisted Wildcare to install a temporary floating barrier or boom across the River. This was a very popular initiative among the community and was successful in limiting the loss of the cygnets. The boom was washed away when heavy rains caused the River to flood in late March 2021. Wildcare contacted the SES on the day of the flooding to let them know the barrier had come loose but, not unexpectedly, they were dealing with a number of priority calls at the time and were unable to assist. As a result a few complaints were received following the flood about the boom breaking apart and being found downstream.

Wildcare have again contacted Council to request permission to install a new boom for the upcoming nesting season. Council is reluctant to do so unless an easier method for removing the boom in the event of a flood is in place.

This could be achieved by Council installing a “bollard” on either side of the River in an accessible position where the boom could be hooked onto. This would allow easy access and removal from either side of the River should it be necessary. The boom can be secured to the bollards by suitable locks. The SES will be approached to assist in putting the boom in place once the bollards are erected.

8.5 Request from Wildcare to Install Floating Barrier Across Queanbeyan River (Ref: ; Author: Thompson/Abbott) (Continued)***Engagement***

The Queanbeyan community are fond of the swans and, during the breeding season, hardly a day goes by without a post on the Queanbeyan Community Notice Board with updates on the cygnets and hundreds of positive comments. In 2020/21, the community overwhelmingly supported the Wildcare initiative to put something in place to save the cygnets. Although there were a few negative comments the Wildcare Facebook page received 680 likes on the day the initiative was announced.

Other positive comments on the initiative included stories on WIN News, ABC Radio, RiotAct and About Regional in March 2021

The RiotAct story can be found here - [the-riotact.com/queanbeyans-swans-dived-stopped-by-pool-noodles-over-troubled-water](https://www.riotact.com/queanbeyans-swans-dived-stopped-by-pool-noodles-over-troubled-water) | The RiotACTA family of swans and their clutch of cygnets that had been prone to tumbling over the Queanbeyan River weir...

The About Regional story can be found here - https://aboutregional.com.au/queanbeyans-swans-dived-stopped-by-pool-noodles-over-troubled-water/?fbclid=IwAR0xvx25VzwHAEH_p_tAe9_fJ0d1HDDsdzvAkDO79uKJLcwJ5Emqw7T_2gk

8.5 Request from Wildcare to Install Floating Barrier Across Queanbeyan River (Ref: ; Author: Thompson/Abbott) (Continued)

Financial

Cost of installation of the bollards for accessibility and securing of the barrier could be funded from \$1,500 for Native Fish Stocking of the River which could be postponed this year.

Program Code	Expense Type	Funding source	Amount
100496	Materials	Environmental Improvement Program	\$1,500

Conclusion

That Council support the installation of a floating pool noodle barrier across the Queanbeyan River to prevent cygnets being washed over the weir wall.

Attachments

Nil

9.1 Land-Use Planning Projects / Activities - Status Report - July 2021 (Ref: ;
Author: Thompson/Carswell)

File Reference: 26.1.7-02

Report

Attached is a report which updates progress on the programs and projects of the Land-Use Planning Branch for the period 16 December 2020 to 30 July 2021. It is the latest in a series of reports with the last one being considered at the Ordinary Meeting of 16 December 2020 (Item No. 10.1).

Key matters outlined in the attached status report include:

- Queanbeyan-Palerang Local Environmental Plan 2020
- Development Control Plans
- Planning Proposals
- Amendments to PLEP
- Review of land zoned E4 Environmental Living
- Local Planning Agreements
- Local Strategic Planning Statement
- Local Infrastructure Contributions Plan
- Plans of Management
- Crown Land
- Spatial/Land Information Systems
- Queanbeyan-Palerang Heritage
- Braidwood Heritage Centre Funding Agreement
- Main Street Improvement Fund
- Section 10.7 certificates.

For the first time this report also includes notations where projects relate to actions specifically identified in the Local Strategic Planning Statement.

Recommendation

That the report be received for information.

Attachments

Attachment 1  Land Use Projects/Activities Status Report - August 2021 (*Under Separate Cover*)

9.2 Submission - Regional Housing Taskforce (Ref: ; Author:
Thompson/Carswell)

File Reference: 26.1.3-05

Report

In June 2021 the NSW Government formed the Regional Housing Taskforce to investigate regional housing issues and to make recommendations based on broad consultation. In response Council has prepared a submission (Attachment 1) which was previously circulated to Councillors for information and input. This has since been submitted to meet the 27 August 2021 deadline for submissions.

Council's submission was utilised by CRJO and RCNSW in framing their respective submissions. Elements of the Council submission may also be used to guide the refresh of the DPIE South East and Tablelands Regional Plan.

The purpose of the Taskforce was:

- *To undertake consultation with local government and experts from the development and housing sectors to identify barriers in the planning system to new supply and develop potential solutions.*
- *To advise the Minister for Planning and Public Spaces on the findings of the consultation and research and recommendations to achieve better housing outcomes for regional NSW through the planning system.*
- *To contribute to the evidence base identifying housing challenges and planning barriers to housing delivery, building on existing background work to inform future government housing initiatives and provide advice to the Housing Expert Advisory Panel, when established The Taskforce will utilise a collaborative approach between agencies, drawing on the expertise and statutory powers of each agency.*

The Taskforce was asked to investigate planning barriers and develop recommendations to address regional housing issues with a focus on:

- *The planning system and other government levers to stimulate housing supply and address housing needs.*
- *Removing impediments within the planning system to the delivery of affordable housing types and housing generally.*
- *Identifying mechanisms within the planning system to facilitate and drive the delivery of housing matched to community needs.*

To consult, the Taskforce conducted a series of virtual roundtables held throughout August. This included one for local government and local aboriginal land councils where representatives from a large number regional councils attended, including this Council. At this the participants were asked to consider the following questions:

- *Critical housing issues & drivers*
- *Barriers to housing delivery*
- *Challenges/opportunities for action*
- *NSW Government and planning system's role.*

In total more than 500 people took part in the 11 sessions.

Following the closing date for submissions the Taskforce will review and analyse all feedback in the preparation of two reports to Minister Stokes:

- Report 1 - includes evidence and findings from the consultation.
- Report 2 - includes final recommendations.

**9.2 Submission - Regional Housing Taskforce (Ref: ; Author: Thompson/Carswell)
(Continued)**

The Government will then decide which recommendations to put in place based on the information in these reports.

Recommendation

That the report be received for information.

Attachments

Attachment 1 Submission - Regional Housing Taskforce (*Under Separate Cover*)



10.1 Minutes of Environment and Sustainability Advisory Committee - 4 August 2021 (Ref: ; Author: Thompson/Abbott)

File Reference: 24.2.1-03

Summary

The Minutes of the Environment and Sustainability Advisory Committee meeting held on 4 August 2021 are presented to Council for consideration.

Recommendation

That Council:

1. Note the Minutes of Environment and Sustainability Advisory Committee held on 4 August 2021.
2. Adopt recommendation QPRC ESAC 02/21 from the meeting.

QPRC ESAC 02/21 That the Committee undertake an onsite inspection of the proposed Botanical Garden and invite Councillors to attend.

Attachments

Attachment 1  Minutes to the Environment and Sustainability Advisory Committee Meeting held 4 August 2021 (*Under Separate Cover*)

10.2 Minutes of Braidwood and Curtilage Heritage Advisory Committee - 8 July 2021 (Ref: ; Author: Thompson/Blacklock)

File Reference: 26.6.1-07

Summary

The minutes of the Braidwood and Curtilage Heritage Advisory Committee meeting of 8 July 2021 are presented to Council for consideration.

Council may wish to give further consideration to B&C HAC 003/21 noting that no resources are presently available to carry out the recommended audit.

Recommendation

That Council note the minutes of Braidwood and Curtilage Heritage Advisory Committee held on 8 July 2021.

Attachments

Attachment 1



Minutes of the Braidwood and Curtilage Heritage Advisory Meeting held 8 July 2021 (*Under Separate Cover*)

10.3 Minutes of Braidwood and Curtilage Heritage Advisory Committee - 12 August 2021 (Ref: ; Author: Thompson/Blacklock)

File Reference: 25.5.1-07

Summary

The minutes of the Braidwood and Curtilage Heritage Advisory Committee Meeting of 12 August 2021 are presented to Council for consideration.

Recommendation

That Council note the minutes of Minutes of the Braidwood and Curtilage Heritage Advisory Committee Meeting held on 12 August 2021.

Attachments

Attachment 1  Minutes of the Braidwood and Curtilage Heritage Advisory Committee Meeting held on 12 August 2021 (*Under Separate Cover*)

10.4 Minutes of Queanbeyan-Palerang Sports Council - 7 June and 9 August 2021
(Ref: ; Author: Thompson/Geyer)

File Reference: 4.3.3

Summary

The Queanbeyan-Palerang Sports Council holds meetings each quarter to determine field allocations and to consider strategic planning matters related to sport in the local government area. Council had previously considered the priorities for grant programs from the Sports Council. The minutes of the meetings held on the following dates are presented to Council for information:

- 7 June 2021
- 9 August 2021

Recommendation

That Council:

1. **Adopt the minutes of Queanbeyan-Palerang Sports Council meeting held on 7 June 2021 and in doing so endorse resolution QSC 001/21 of that meeting.**

QSC 001/21 That the Council consider the following five listed projects as priorities for the Stronger Country Community Grants and other appropriate grant opportunities.

- **New 4 court Indoor (Basketball) stadium**
- **Flood lights at Halloran Oval and Steve Mauger Oval**
- **Toilets for Archery**
- **New Amenities at Wright Park**
- **Women's amenities (all fields)**

2. **Note the minutes of Queanbeyan-Palerang Sports Council meeting held on 9 August 2021.**

Attachments

- Attachment 1  Minutes of the Queanbeyan-Palerang Sports Council Meeting held 7 June 2021 (*Under Separate Cover*)
- Attachment 2  Minutes of the Queanbeyan-Palerang Sports Council Meeting held 9 August 2021 (*Under Separate Cover*)

12 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 13.1 Bungendore Property

Item 13.1 is confidential in accordance with s10(A) (g) of the Local Government Act 1993 because it contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.