

1. **Attendance and Apologies**

2. **Declarations of Interest**

3. **Confirmation of Minutes**

A copy of the Minutes of the "B" Ward Committee held 21 March 2011 were distributed.

RECOMMENDATION

That the Minutes of the "B" Ward Committee held 21 March 2011 be taken as read and confirmed.

4. **Deputations**

5. **Outstanding Business**

(a) **Process for Road Naming - Tamarind Drive - Notification to Landowners**

The standard notification process is as follows:

- Advertising placed in the Ballina Shire Advocate and NSW Government Gazette
- Letters sent out to all residents informing them of their new address.

(b) **Illegal removal of trees from Beachfront Parade, East Ballina**

Council's approach is to undertake enforcement actions, including prosecution, when sufficient evidence is available. Following these events, letters are sent to the neighbourhood reminding residents of the impact of the destruction and requesting anyone with information to come forward. Regular items are published in the advertorial and Landcare Groups are encouraged to report any evidence they have.

To date the Council has not been supportive of the option to build screens as a deterrent. The reason for this is that, notwithstanding the damage to the natural environment, the screens are further adding to the lost amenity to the area for all the community, not just those who have been presumed to have undertaken the clearing. Furthermore there is significant cost in the erection and maintenance of the screens.

To date the prevalence of the illegal activity is not repeated to an extent that justifies the use of screens as a deterrent. For the Council's current practice to be amended, a Notice of Motion should be submitted to Council for its consideration.

(c) Commercial Use of Footpaths - Review of Methodology applied

Council's Finance Committee considered this matter on 7 April and noted the contents of the report in respect to the pricing methodology for the commercial use of Council owned footpaths.

No change has been proposed to the exhibited fees.

(d) Newrybar Public Toilets - Update

Council's Finance Committee considered this matter on 7 April and resolved as follows:

- 1. That Council approves an adjustment to the 2010/11 budget of \$20,000 for the installation of a new on-site sewage management system at the Newrybar Hall, with this work to be funded through the remaining community halls donations budget (\$8,259) and the balance to be funded by increasing the current deficit.*
- 2. That Council commence the process to amalgamate the two lots of Community Land that are referenced within this report.*
- 3. That Council authorises the use of existing budgets of approximately \$1,500 per annum to be provided to the Newrybar Hall Committee to assist in cleaning public toilet.*
- 4. That Council defer the allocation of any funding for the installation of new public toilet facilities to allow a further assessment to be made of the locality after the relocation of the Rural Fire Service Shed.*

It is understood that the new on-site sewage management system has been installed and is functioning.

(e) Asset Management Planning

John Truman was to attend this meeting to discuss this issue however he is in Sydney on this day. This matter will now be presented to the next meeting of B Ward.

(f) Adequacy of Vehicle Barriers at end of Ross Park in Lennox Head

New bollards are to be installed. This work will be carried out during May / June.

(g) Lake Ainsworth Reserve Master Plan

Mr Jim Bolger, from the North Coast Holiday Parks, was invited to the meeting to discuss the development of the revised development plan for the Lake Ainsworth Caravan Park. Mr Bolger has declined the offer.

Mr Bolger has advised that a revised plan for the park will be placed on public exhibition in the near future and that plan will be subject to a formal community consultation process.

In respect to the implementation of the closure of the road to the Department of Sport and Recreation facilities, an internal staff team is reviewing the implementation of the Lake Ainsworth Management Plan to determine if and how this action can be implemented.

The staff team sees the western road construction as vital to implementation of the balance of the plan and hence has sought funding two years running through the Estuary Management funding arrangements for 50-50 funding to enable Council, if it could find the balance, to construct the road. Notification for the second application has not yet been released.

Eastern access to the Sport and Recreation Facilities is not within a public road. There are concerns that if Council were to resolve to close off this access, forcing Sport and Recreation to access their facility as they do when it is closed due to flood, may result instead in animosity including a potential request that we relocate our aeration scheme compressor from their land.

An eastern access would still need to be maintained for access to services, including water supply, sewer and electricity. Without a road through the caravan park, access would still be via the western route between the caravan park and the Lake which, at times, creates safety issues.

There are also concerns that the closure of the road will result in a loss in car parking spaces without any additional provision being made.

This item is currently not in the Council Operational Plan for 2011/12 and therefore a Notice of Motion, along with associated funding, would be required to undertake the work.

(h) Damage to Shaws Bay Escarpment caused by inappropriate use

Council staff have been in contact with local residents and requested that they contact the Rangers during work hours and the Police after hours when they hear the bikes. They have been asked to try and identify which residence the bikes are coming from. This will assist in identifying culprits.

We have regularly placed items in the Advertiser about the matter. Signage has been placed through the area. The assistance of the community in identifying where the bikes come from is the best chance staff have in addressing this problem

(i) Notification to adjoining owners of cycleway extension near Amber Dr

The construction of the shared path along North Creek Road (south of Amber Drive) is included in Council's 2010/2011 Operational Plan and is derived from a list of works from Council's Pedestrian Access and Mobility Plan (PAMP). The PAMP has been in use for this purpose since 2004.

Additionally, Council's September 2010 resolution dealing with the coastal shared path has identified the connection of this North Creek Road shared path section to future Skennars Head Road and Coast Road shared path sections.

Field work to date for the North Creek Road section comprises survey, services investigation (including Kings Crt utilities) and power utilities consultation. Property owners may have witnessed this activity happening along North Creek Road. Design options are in progress.

Property owners who may be affected (ie gardens extending into the road reserve or changes to kerb or driveways) are usually consulted when designs are finalised and in advance of construction. Footpath works not affecting properties is usually advised by leaflet prior to commencement.

(j) Intrusion of Koy Carp within sections of Emigrant Creek

The attached response has been received from the Department of Primary Industries.

6. Items raised by members of the Committee

Lennox Head Landcare

Update on timing of North Creek Road footpath / cycleway construction.

Council response

The investigation and design of this route is currently in progress and the roll out of construction will be subject to completion of design, receipt of approvals, and budget allocation and grant offers. A funding allocation in this year's budget allows for the extension of the path southwards from Amber Drive, however investigations regarding underground services are yet to be finalised as Council is waiting on formal designs and quotes from Essential Energy. These investigations will determine the extent of works that can be achieved for the available funds. It is forecast that work on this section may be commenced late this financial year.

Ballina Coastcare

Ballina Coastcare Inc. notes with pleasure the start of work on Ballina's coastal pathways project. It is also keenly aware that Indigenous heritage concerns will need to be taken into account as work progresses. It is our hope that these will be taken into account from the very earliest point possible while permissible pathway options are all still open.

We note that the previously completed Shire-Wide Community-Based Heritage study was accepted by resolution of Council in December 2008. At that time, and on numerous other occasions, it was announced that a Shire-Wide Indigenous Heritage Study was also in progress and when completed would supplement the existing Study.

Will Council report on

1. whether the Shire-wide Indigenous Heritage Study has now commenced as promised?
2. and in that case, what stage of its progress has now been reached, how is it proceeding, and what is the expected completion date?
3. whether this study will be available in time to inform the full coastal pathways development planning, which has already begun?
4. and if not expected to be ready for that, how Council intends Indigenous Heritage advice to be incorporated into that planning from the earliest possible point such as now, when engineering design contracts are being let?

Council response

1. Commencement of Aboriginal heritage study - We are nearing the completion of the study process - which has primarily involved mapping and recording Aboriginal cultural heritage sites throughout the shire and developing an internal protocol for managing Aboriginal cultural heritage issues in accordance with DECCW guidelines. This process has involved several Aboriginal community input opportunities - held at Ballina and Cabbage Tree Island in 2010. We are in the process of putting together a project report.
2. The project will be completed in 2011.
3. Information from the study is available internally to inform the cycleway process. Augmenting this process however is the ongoing process of consultation with Aboriginal community stakeholders.
4. The consultants appointed to obtain planning approvals will factor all available information into the applications.

Lennox Head Chamber of Commerce

1. Painted car spaces in Park Lane and Ballina St.
2. Skate park mural painting

Council response

1. Painted car spaces in Park Lane and Ballina St.

Council's engineering staff intend to carry out the Park Lane works in the near future and Ballina Street is also planned before the end of the financial year.

2. Skate park mural painting

The planning consent for the Lennox Head Community Centre requires a \$15,000 public art contribution from the developer (Council).

A report is being presented to the May Council meeting seeking Council approval to call expressions of interest to provide a mural on the skate park and possibly other areas around the Lennox Head Community Centre to allow Council to meet its public art commitment. This work would be funded from the \$15,000.

Ballina Environment Society - Lyn Walker

Could the following questions be clearly addressed at the May B Ward meeting. I find it confusing that on the one hand the Minutes are talking about referring the matter to Council to prioritize and on the other hand talking about LPMA looking at this issue in relation to the Regional Plan.

1. Who is responsible for the route for diverting traffic between Ross St. and Camp Drew Road and permanently closing the East and South lakeside roads as per the master Plan?

In the Minutes of the March meeting Council staff advise as follows:

The LPMA is reviewing the plan of management for the park and it is understood that they are looking at **this issue** as part of the Regional Plan for Lennox Head. The draft plan of management for the park is expected to be completed by end of March. LPMA will determine the timing of exhibition.

This issue referred to is the issue of closing the east and South roads around the lake and the route between Ross St and Camp Drewe Rd.

2. Is there any truth to the rumour that Council is planning to build more parking immediately north of the new parking area into the public open space envisaged in the master plan?
3. When will the design for Ross St, including permanent footpath and nose in parking be available?

4. Is it possible to have only one sign at the corner of Ross St and Pacific Pde that sets out all the required prohibitions for the whole of the precinct of the Lake Ainsworth Master Plan? This would get over the multiplicity of signs. It could begin " you are entering a reserve ...

Council response

1. Council is the reserve trust manager for this area therefore Council would be responsible.

The LPMA are currently preparing a Plan of Management for the Ballina Coastal Regional Crown Reserve (1012188 reserved for Access & Public Requirements, Rural Services, Tourism Purposes & Environmental and Heritage Conservation). This reserve was notified by gazette on 18 August 2006.

The reserve covers an area of 19,556 hectares which encompasses coastal areas from the southern Ballina Shire boundary to the northern Shire boundary and includes submerged lands to the three nautical mile State territorial limit (excluding Cape Byron Marine Park). The reserve also includes coastal rivers and creeks and crown reserves in and around the Ballina and Lennox Head townships.

The Regional Crown Reserve embraces all Crown land, including dedications, within the geographic area covered by the Regional Crown Reserve

The LPMA is also currently reviewing its re-development plans for the Lake Ainsworth caravan park. This plan will be placed on public exhibition in the near future.

The existing Lake Ainsworth Management Plan sits between the Regional Crown Reserves Plan and the existing Lake Ainsworth Master Plan.

2. When the plans for the car park were originally completed they did show a car park that was to encompass all of the area north of the caravan park, i.e. where the new car park is and also the green space north of the new car park.

However once this design was matched against the Lake Ainsworth master plan the plan only provided for a car park that was the size that has now been built. The area north of the original car park has been left with a view to extending the new car park, if and when the access road to Camp Drewe is closed.

It is considered that when the access road to Camp Drewe is closed more car parking will be required in this area. To be able to do this an amendment would need to be done to the existing master plan. Therefore it would be subject to community consultation.

3. This item is currently not a priority on Council's works program therefore no timeframe is available.

4. From a staff perspective we do not believe it is possible to satisfy all the various demands for information on signage in this area. The new information sign was placed near the lake at significant expense, following community consultation, and has still not satisfied various interest groups. Without a resolution from Council, along with adequate funding, and agreement on what information is to be placed on the sign, no further action is planned on this issue.

Lennox Head Residents Association Inc

Emergency Evacuation Plan for Barrett Estate, Lennox Head (attached)

LENNOX HEAD RESIDENTS ASSOCIATION Inc

President
Fred Goodman
6 Rayner Lane
LENNOX HEAD 2478
Phone 02 66877790



Secretary
Susan Kent
5 Rayner Lane
LENNOX HEAD 2478
02 66874748

Date: 3 May 2011

To: Paul Hickey, Ballina Shire Council

From: Susan Kent, Secretary, Lennox Head Residents Association

Re: Item for 16 May B Ward Committee Meeting

Enclosed please find a suggested plan for the emergency evacuation of Barratt Estate drawn up by Lennox Residents Association member Ross Richardson on behalf of the Association.

Please place this item on the agenda of the 16 May B Ward committee meeting.

Thank you.

REPORT RE. EMERGENCY EVACUATION PLAN - BARRATT ESTATE.

As requested by the Association I have investigated the situation and the results are set out below.

Barratt Estate, Lennox Head is a residential development comprising about 150 housing units. The only exit from this estate to the wider Lennox area is a short two lane street – Ian Avenue.

In the event of an emergency evacuation this street does not have the capacity to quickly evacuate the estate and it would only take a road accident near the junction with Gibbon Street to turn the evacuation into a disaster. As far as I know there is no existing evacuation plan.

There are five alternative vehicular and/or pedestrian exits from this estate and some, with very little extra work, could be successfully used as emergency exits. They are shown on the attached map in order of suitability viz:

[1] Emily Place. This is an open exit with a sealed road to just south of the sewage pumping station. Beyond this station there is a grassed fire trail which is underlaid with gravel to the NW corner of the sports field where there is a childrens playground. The playground is divided from the sports field by a row of bollards. Two bollards would need to be removed and replaced with a locked chain to form an emergency right of way. The sports field is well drained and could be readily traversed by vehicles in all but exceptionally wet conditions, to the exit on to Megan Crescent. This Megan Crescent exit is presently to a small parking area through a locked chain between bollards. To make this a proper emergency exit the kerb at the parking area would need to be changed to a flatter angle and perhaps an extra chain gate installed to make the exit wider.

[2] Reserve between numbers 9 and 11 Alison Ave.- this reserve is about 9 metres wide with a concrete pathway about 2 metres wide on the western side. The remainder is a grassed area with a row of smallish trees planted down the middle. There are bollards at either end of the pathway. By widening the pathway to about 3 metres and making the bollards removable it would make a serviceable emergency exit and would compliment Exit No. [1] above.

[3] This is a 3.5 metre concrete pathway with bollards at the Alison Ave end. The firetrail end is a blind entry between 2 metre high pailing fences. With other traffic on the fire trail it would be a hazardous exit point. It would however be a handy point of egress into Alison Ave if necessary.

[4] and [5] are concrete pathways with bollards but are not very suitable for vehicles as there exit points are somewhat hazardous. They would be handy pedestrian exits points in an emergency.

General. The main situations expected to trigger an emergency evacuation would be a wild fire from the heathland to the NW or an intense cyclone from the easterly quadrant.

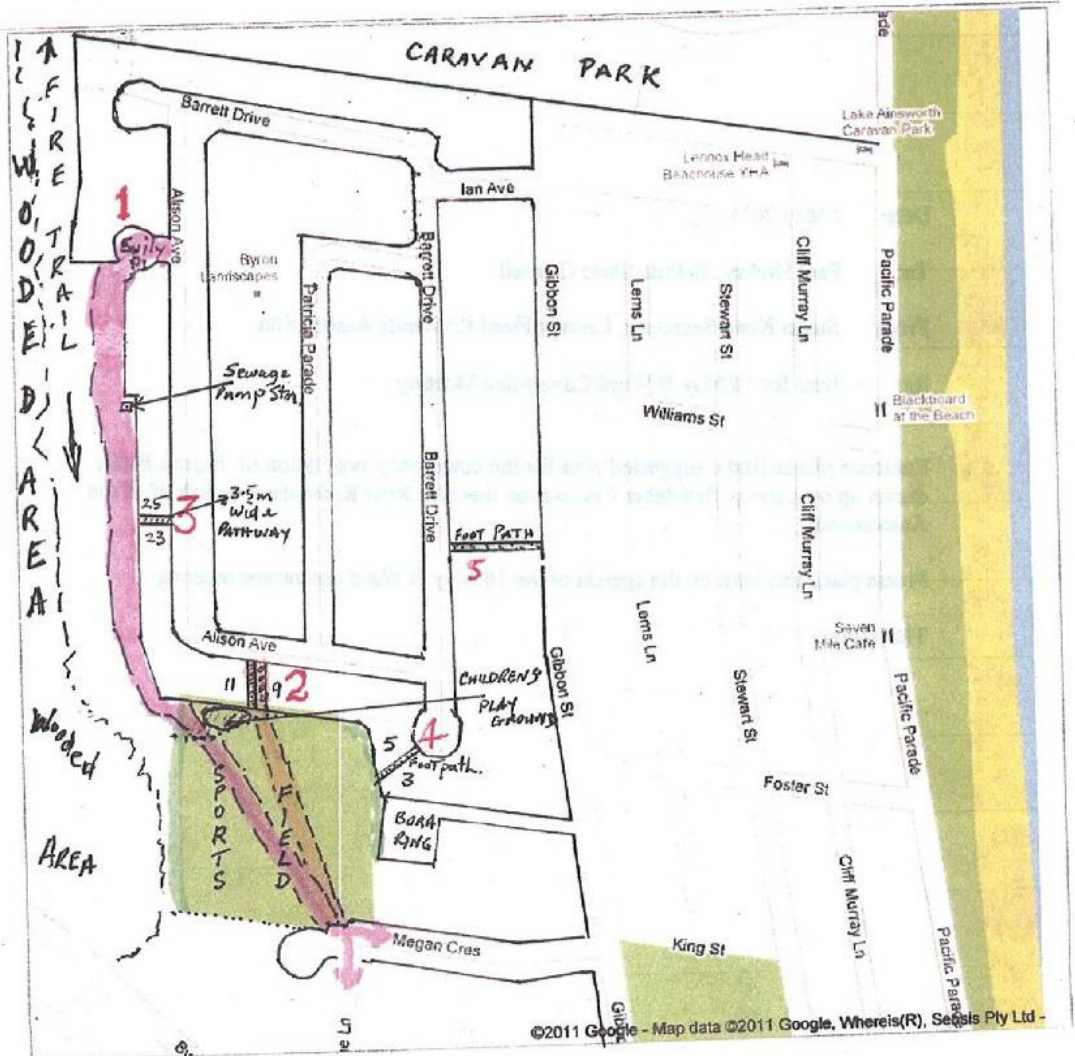
Council would need to modify the exits so they would cope with emergency use.

SES or other designated personnel would need to hold keys and open bollards gates etc. and supervise the streets to be evacuated through the exits. Depending on the circumstances both exits could be used for evacuation or one reserved for use by emergency vehicles.

The residents of the estate would need to be advised of evacuation procedures and whether they should evacuate via Ian Ave or one of the emergency exits.


Ross Richardson, LHRA.

**BARRETT ESTATE - REFERENCE MAP SHOWING DRAFT
EMERGENCY EVACUATION PLAN DETAILS.**



Red numbers indicate available vehicular and/or pedestrian exits.

Exits through Emily Place (1) and between 9 and 11 Alison Ave (2) are favoured.

Route (1) requires removal of bollards and replacement with a locked chain in the NW corner of the sports field. There is already a similar chain at the sports field exit on to Megan Crescent.

Route (2) would need the bollards at either end of the reserve on Alison Ave to be removable.

This matter will need to be referred to the Civil Services Group for comment.

7. Council Documents on Exhibition

The following is a list of recent documents that have been placed on exhibition in the period since the last meeting.

- Draft Amendment No.1 to the Coastal Reserve Plan of Management - closing date 29 May 2011
- Draft Councillor Expenses and Facilities Policy - closing date 28 April 2011
- Draft Financial Assistance - Rates, Annual Charges and Fees Policy - closing date 28 April 2011
- Draft Fire Asset Protection Zones - Private Use of Public Land - closing date 28 April 2011
- Draft Busking Policy - closing date 28 April 2011
- Draft Amendment No.6 - Community Land POM - closing date 29 April 2011
- Draft Amendment No.5 - Community Land POM - Porter Park - closing date 2 May 2011

8. Other Business

9. Next Meeting

Next meeting is scheduled for Monday, 18 July 2011 at 4.30 p.m.



**Industry &
Investment**

Ref: INW:11/7561, OUT:11/6012
TRIM: 11/878

The General Manager
Ballina Shire Council
PO Box 450
BALLINA NSW 2478

RECORDS
SCANNED

12 APR 2011

Doc No:

Batch No:

Dear Mr Hickey

Re: Koi Carp within Emigrant Creek

Thank you for your letter of 28 March 2011 advising Industry & Investment NSW (I&I NSW) of ongoing discussions with one of Council's community based committees about the intrusion of Koi Carp within sections of Emigrant Creek.

Carp

In 2010 I&I NSW released a control plan which brings the most up-to-date information about the biology and impacts of carp and outlines what is being done, or should be done, to stop further spread, control the size of populations, better understand carp and increase the understanding and involvement of the community. The plan details the current distribution of Carp on page 6 and notes a suite of locations in the Richmond catchment specifically including Emigrant Creek.

Local Fisheries Officers have been aware of these populations for over ten years. The population in Emigrant Creek is quite well established and abundant and it is considered feasible to attempt a comprehensive eradication program cognisant of the lack of effective control techniques.

Other pest fish

There are other fish species that have the potential to become pest species and I have enclosed some information on these. Further information on freshwater pest fish is available on the website at:

<http://www.dpi.nsw.gov.au/fisheries/pests-diseases/freshwater-pests>

Information on marine pests is available at:

<http://www.dpi.nsw.gov.au/fisheries/pests-diseases/marine-pests>

If a pest population is discovered early on and reported to I&I NSW there could be a greater chance for it to be brought under control. Sightings should be reported by phone to 02 4916 3877, by completing an online form available at:
Or emailing aquatic.pests@industry.nsw.gov.au

Division of Primary Industries, Aquatic Habitat Protection Unit
1243 Bruxner HWY WOLLONGBAR NSW 2477
Tel: 02 6626 1397 Fax: 02 6626 1377
www.industry.nsw.gov.au

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Industry & Investment

Sightings should include a good quality digital photo, or a sample of the organism. If it is a fish, place it in a plastic bag and freeze. If it is a sample of seaweed, take the piece(s) home and carefully dry them between two sheets of blotting paper.

Key messages for the community regarding pest fish include:

For recreational fishers:

Don't transfer fish between waterways – and don't use live fish as bait in freshwater (it's illegal!)

Obtain a permit to stock fish – and buy fingerlings from a registered hatchery to minimise the chances of contamination with undesirable species.

Don't return pest fish to the water – if you catch a pest fish, kill it humanely and dispose of it appropriately.

Prevent unwanted hitchhikers – check, clean and dry boats and gear between waterways.

For ornamental fish enthusiasts and backyard pond owners:

Don't dump that fish! – Give unwanted aquarium fish to friends or a petshop, rather than letting them go in the wild (Note: it is illegal to release live fish into NSW waterways without a permit, and heavy penalties apply).

Prevent accidental escapes – screen outdoor ponds to prevent overflow during heavy rains.

For fish farmers:

Prevent accidental escapes – comply with aquaculture permit conditions designed to prevent the escape of fish (e.g. screened water outlets).

Don't experiment with exotics – keep to the prescribed species list.

For everybody:

Keep a lookout for suspected new pest fish in local waterways.

Report suspected pests to NSW DPI's Aquatic Biosecurity Unit

Finally, it is highlighted that actions to protect and rehabilitate our key fish habitats are important steps in increase the resilience of native fish populations, reducing the potential for successful incursion of pest species.

Yours sincerely

Patrick Dwyer
Fisheries Conservation Manager

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