

1. **Attendance and Apologies**
2. **Declarations of Interest**
3. **Deputations**
4. **Confirmation of Minutes – 13 March 2018**

A copy of the minutes of the previous meeting held 13 March 2018 was distributed.

RECOMMENDATION

That the minutes of the previous meeting held on 13 March 2018 be accepted as a true and correct record.

5. **Business arising from Minutes – 13 March 2018**

Porter Park - Toilets

Council resolved in September 2014 when adopting the Porter Park Embellishment Project to retain the toilets and consider the options and priority to upgrade the toilet facility at the time it next undertakes a review of the Council's Toilet Facility Upgrade Program. The current toilet upgrade program does not include works at Porter Park.

Porter Park Alcohol Free Signs - Update on Post Meeting Note

The consumption of alcohol is prohibited in all parks and reserves between the hours of 10:00pm and 7:00am. In terms of signage, staff update signs with this prohibition when sign maintenance is required at a location. To date this maintenance has not been required at Porter Park. This is the reason why the signs do not refer to the prohibition. Staff are consulting with the Ballina Police to decide if installing new alcohol prohibition signs is a high priority for this location.

Footpath – 143 Fox Street

Staff have inspected the section of broken footpath at number 143 Fox Street Ballina. They have been unable to attain who has caused the damage to the footpath. Therefore Council resources will be used to repair this section of the footpath to make it safe for pedestrians. These works are planned to be done in the next couple of weeks.

Clement Park/McDonald Park Signage

Andrew Playford to provide further information on the sign.

6. **General Business**

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 Policies as per below**

- Filming on Public Land Policy (Review) – closing date 11 April 2018.
- Restricted Access Vehicles on Local Roads Policy (New) – closing date 11 April 2018.
- Asset Management Policy (Review) – closing date 11 April 2018.
- Donations – Waste Fees for Not for Profit Groups Policy (Review) – closing date 2 May 2018.
- Donations – Financial Assistance Policy (Review) – closing date 6 June 2018.
- Investment Policy (Review) – closing date 6 June 2018
- Related Party Disclosures Policy (Review) – closing date 6 June 2018.
- Commercial Use of Footpaths Policy (Review) – closing date 6 June 2018.

The above draft policies have been reviewed as part of Council's normal program of reviewing policies.

• **Ballina Local Environmental Plan 2012 - Planning Proposal BSCPP 17/011 – Housekeeping Amendment 2017, closing date 13 April 2018**

Council's Strategic Planning Section undertakes periodic 'housekeeping' reviews of the Ballina Local Environmental Plan 2012 (the LEP) to ensure that the plan is operating efficiently.

These reviews typically look for minor improvements that can be made and usually involve updates to mapping as a result of improved cadastral information that becomes available to Council from time to time, or correction of minor errors. Housekeeping reviews do not examine significant policy changes as these are addressed through either policy specific amendments or comprehensive review processes.

Table 1 outlines a number of amendments to the LEP that are recommended as a result of a housekeeping review of the plan. As indicated in the table, most of the amendments are proposed to align zoning and other planning attributes to cadastre as a result of updated cadastral information, or to correct minor mapping errors which have been identified.

One change to the text of the LEP is provided to clarify the interpretation of clause 4.2A (see item 1 in Table 1).

The abbreviations in the table (LZN, LSZ etc) identify the LEP map set that requires amendment.

Table 1 BSCPP 17/011 Amendment Summary

Amendment		Amendment Summary	Primary Reason
1	Clause 4.2A – Erection of dwelling houses and dual occupancies (attached) on land in certain rural zones	The proposal is to change wording in the clause to allow replacement of a dwelling house if there is or has been a lawfully erected dwelling house on the land.	To clarify clause 4.2A to enable replacement of a lawfully erected dwelling house on land in cases where a dwelling has been destroyed and/or is otherwise not currently located on the land.
2	River Street, West Ballina (SGA)	Adjust area affected by Strategic Urban Growth Area mapping to remove SUGA designation from land identified as a deferred matter.	To correct a minor mapping error.
3	Emigrant Creek (LZN, LSZ)	Adjust mapping to align attributes with cadastre. Involves alignment of RU1, RU2 and W1 zones and nil and 40ha lot size standards.	To reflect updates to cadastral boundaries in Council's electronic mapping system.
4	Pimlico Road, Pimlico (LAP, LZN LSZ, ASS, FLD, BHA, HOB)	Adjust mapping to align attributes with cadastre. Involves adjustment to include land within BLEP 2012 and align RU1 zone, 40ha lot size standard, 8.5m building height and flooding, height allowance and acid sulfate soils attributes.	To reflect updates to cadastral boundaries in Council's electronic mapping system.
5	Tara Downs, Lennox Head (LZN, LSZ)	Adjust mapping to align attributes with updates to cadastre arising from subdivision of land. Involves adjustment to remove land from within BLEP 2012 and alignment of RU1 and R2 zones and 40ha and 800m ² minimum lot size standards.	To reflect updates to cadastral boundaries in Council's electronic mapping system following subdivision of land.
6	Blue Seas Parade, Lennox Head (LZN, LSZ)	Adjust mapping to apply R2 zone and 1200m ² minimum lot size to land.	Amendment No.30 to the LEP was completed with a minor mapping error that means the full extent of the rezoning is not currently reflected in the LEP. This amendment corrects the mapping error.
7	Blue Seas Parade, Lennox Head (HOB)	Adjust mapping to apply an 8.5m building height standard to the Blue Seas Parade road reserve.	To correct a minor mapping error.

Amendment		Amendment Summary	Primary Reason
8	North Creek Road, Lennox Head (LZN, HER)	Adjust mapping to align attributes with updates to cadastre arising from subdivision of land. Involves alignment of R2 and R3 zones and heritage mapping for item I71.	To reflect updates to cadastral boundaries in Council's electronic mapping system following subdivision of land.
9	Hutley Drive South, Lennox Head (LAP, LZN, LSZ, ASS, HOB)	Adjust mapping to align attributes with updates to cadastre arising from subdivision of land. Involves adjustment to include land within BLEP 2012 and align R2 zone, 600m ² lot size standard and 8.5m height of buildings standard with western boundary of Hutley Drive South.	To reflect updates to cadastral boundaries in Council's electronic mapping system following subdivision of land.
10	Castle Drive, Lennox Head (LSZ)	Apply nil minimum lot size standard to area of open space consistent with minimum lot size standard applied to public open space.	To correct a minor mapping error.
11	Skinner Street, Ballina (LZN, LSZ)	Adjust zoning and lot size mapping to apply R2 zone and 1200m ² minimum lot size to align with location of approved dwelling house at 2 Skinner Street, Ballina.	Reflect location of existing approved dwelling house.
12	Ballina Heights – Liffey Avenue, Cumbalum (LZN and LSZ)	Adjust mapping to align attributes with updates to cadastre arising from subdivision of land. Involves adjustments to align RE1, R2 and R3 zones and nil, 600m ² and 800m ² lot size standards.	To reflect updates to cadastral boundaries in Council's electronic mapping system following subdivision of land.
13	Ballina Heights – Chilcott Avenue, Cumbalum (LZN and LSZ)	Adjust mapping to align attributes with updates to cadastre arising from subdivision of land. Involves adjustments to align RE1, R2 and R3 zones and nil, 600m ² and 800m ² lot size standards.	To reflect updates to cadastral boundaries in Council's electronic mapping system following subdivision of land.
14	Richmond Street, Wardell (LZN and LSZ)	Adjust mapping to align attributes with updates to cadastre. Involves adjustments to align R2 and R3 zones and 600m ² and 800m ² lot size standards.	To reflect updates to cadastral boundaries in Council's electronic mapping system.
15	Newports Lane, Uralba (LAP, LZN, LSZ, HOB)	Adjust mapping to align attributes with updates to cadastre. Involves adjustment to include land within BLEP 2012 and align RU1 zone, 40ha lot size standard and 8.5m height of buildings standard.	To reflect updates to cadastral boundaries in Council's electronic mapping system.

Key to map abbreviations: LZN – Land Use Zoning Map, LSZ, Minimum Lot Size Map, HOB – Height of Buildings Map, SGA – Strategic Urban Growth Area Map, LAP – Land Application Map, ASS – Acid Sulfate Soils Map, BHA – Building Height Allowance Map, FLD – Flood Planning Area Map.

- **BSCPP 17/013 – Roadside Stalls Planning Proposal – closing date 4 May 2018.**

Summary of Planning Proposal

This planning proposal seeks to provide for small scale roadside stalls as exempt development, subject to proponents obtaining an approval under section 138 of the Roads Act 1993.

The planning proposal seeks to include a provision within Schedule 2 of the Ballina Local Environmental Plan 2012 to identify roadside stalls as exempt development subject to a number of criteria. The criteria proposed relate to land use zoning, location, activity, size and safety aspects of a proposed roadside stall. It is anticipated that the provision will reflect the following:

Roadside stalls

Roadside stalls to which this clause applies must comply with the following:

- a. Be located on land zoned RU1 Primary Production zone or RU2 Rural Landscape zone;
- b. Must be located wholly on private land;
- c. Must be only for the sale of primary produce;
- d. Must not exceed an area of 4m² in relation to the area from which produce is sold;
- e. Must have a relevant approval for works within the road reserve, under the provisions of section 138 of the Roads Act 1993 with respect to the roadside stall; and
- f. Only one roadside stall per landholding.

The required approval for works within the road reserve (s138 of the Roads Act 1993) will consider road safety criteria and works. Further information regarding these safety considerations is provided in Section 3.1 of this planning proposal.

This planning proposal is to apply to all land to which the Ballina Local Environmental Plan 2012 applies.

Council Resolutions

Council considered this planning proposal at its Ordinary Meeting held on 14 December 2017. The Council resolved as follows [Minute No. 141217/15]:

1. That Council endorses the preparation of a planning proposal which proposes to introduce exempt development criteria for small scale roadside stalls in zoned rural areas within Ballina Shire as outlined in this report.
2. That the planning proposal, once prepared, be forwarded to the Department of Planning and Environment for a Gateway determination.
3. That the Department of Planning and Environment be advised that Council wishes to exercise its delegated plan making functions for this LEP amendment.
4. That upon an affirmative Gateway determination being received from the Department of Planning and Environment, the procedural steps associated with progression of the planning proposal be undertaken, including public exhibition.
5. That Council receive a further report on the matter following the completion of the public exhibition of the planning proposal.

Soon to be advertised

- **Draft 2018/19 – 2021/22 Delivery Program and Operational Plan**

The following documents will soon be advertised for public comment:

2018/19 - 2021/22 Delivery Program and Operational Plan
2018/19 - Long Term Financial Plan (LTFP) (Budget)
2018/19 - Draft Fees and Charges
2018/19 - Workforce Plan

Public Meetings will be held on the Draft Delivery Program and Operational Plan as follows:

Monday 21 May – 7.00 pm – Lennox Head Community Centre
Tuesday 22 May – 7.00 pm – Wardell Memorial Hall

- **2018/19 Donation Programs**

The Draft 2018/19 Operational Plan provides funding through our donations program to assist community based groups deliver services to our residents.

Applications are now being sought for the following donation programs for 2018/19 period:

- **Community Groups – Financial Assistance**

Enquiries: Jay Ellis, Administration Officer, Ph 1300 864 444.

- **Capital Works Assistance for Sporting Groups**

Enquiries: Luke Marshall, Open Spaces Development Officer, Ph 1300 864 444.

For guidelines on how financial assistance is provided refer to the Council's donation policies available on the website ***ballina.nsw.gov.au*** (search Your Council/Policy Documents).

To be eligible for financial assistance the relevant form must be completed and returned to Council. The forms are available on the website ***ballina.nsw.gov.au*** (search *Your Council/Council Forms*).

Applications close: Friday 8 June 2018

8. Next Meeting

The next regular meeting is scheduled to be held on Tuesday, 10 July 2018 at 4.00pm.