

1. **Attendance and Apologies**

2. **Declarations of Interest**

3. **Deputations**

4. **Confirmation of Minutes 8 March 2018**

A copy of the minutes of the previous meeting held 8 March 2018 was distributed.

RECOMMENDATION

That the minutes of the previous meeting held on 8 March 2018 be accepted as a true and correct record.

5. **Business Arising from Minutes – 8 March 2018**

(a) Use of Steam as a Weed Control System

A notice of motion trialling alternative weed control measures was considered at the March 2016 Ordinary meeting, however that motion was not supported by the majority of Councillors.

Council staff are liaising with Byron Shire Council regarding the effectiveness of their current trial of steam weeding. This trial is still continuing.

Council will continue to be guided by the Australian Pesticides and Veterinary Medicines Authority (APVMA) recommendations and manufacturers guidelines regarding herbicide usage to control weeds.

(b) Disaster Relief Funding – “Devil’s Elbow”

As noted previously, Council’s claim for Marom Creek Road slip comprised a staged approach, where funding for geotechnical investigation was requested in order to prepare a cost effective solution. The funds for geotechnical work were not approved. Council has is yet to receive further information on this from NSW PW and RMS.

(c) Bulwinkle Park

Matters arising in relation to infrastructure provision (and suitability) within the park can be discussed with Council’s Open Space and Reserves Section.

Council negotiates outcomes with Juvenile Justice on a case by case basis operating within the parameters and confidentiality requirements of the program.

Specific signage requests can be forwarded to Council for consideration by the Promotional and Interpretive Signage taskforce.

(d) Angels Beach

Council continues to implement the practices recommended in the NSW Government Protocol for Homeless People in Public Places. In this location, there has been a recent reduction in the usage by homeless people following the construction of the Coastal Recreation Pathway and Angels Beach Carpark.

(e) Entry Signs – Alstonville

The entry signs and associated gardens at Alstonville and Wollongbar are maintained by Council. Cleaning of the sign is on Council's maintenance program.

(f) Fundraising Activities – Woolworths Ballina

In relation to the use of public land, Council's Fundraising Policy has designated areas for charity activities (being outside Wallace's Menswear for the Lions Caravan and outside the Greater Bank for street stalls).

Where an activity is proposed in the Woolworths carpark or elsewhere within the land occupied by Woolworths, the organiser would need to seek permission from Woolworths.

(g) Chair of C Ward Committee

Councillor Ben Smith was elected Chair of the Committee on 10 November 2016 for a twelve month period. The election of a meeting Chair has not been revisited since this time. Given the above, the Committee may undertake the election of a new Chair or otherwise affirm Councillor Smith as the meeting Chair.

(h) Update on Swimming Pool Redevelopments

Council at its Ordinary meeting on 26 April 2018 adopted the following recommendations (in part) from Council's Finance Committee meeting held on 17 April 2018.

4. *That Council approves the commencement of the 2018/19 swimming pool season based on an opening date of late July / 1 August, and a closing date of 31 May 2019. That Council notes that it is also planned to open to 7pm Monday to Friday to provide an improved level of service to the community.*
5. *That Council approves the inclusion of the swimming pool financial plan and draft fees and charges, as attached to this report, in the draft 2018/19 Delivery Program and Operational Plan for public exhibition.*

6. *That Council receive regular reports on the performance, both financial and otherwise, on the operation of the swimming pools during the 2018/19 to allow assessments to be made on the length of the season, the pricing and the operating hours.*

(i) Wollongbar Sports Fields – Entry Road

The entry roads to the Wollongbar Sporting Fields are open from Ramses Street and Pearces Creek Road however the road is locked overnight. The gates are opened at 7.00 am and closed at 10.00 pm.

(j) Toilets at Geoff Watt Oval

The toilets were closed following repeated and significant vandalism. Repair works have been completed and the toilets have recently been re-opened for use. Council will continue to monitor vandalism in this location and liaise with the local Police regarding controlling vandalism at this location.

(k) Footpath near Alstonville Telephone Exchange

The asphalt footpath repair near Alstonville telephone exchange is temporary, and was made by the contractor undertaking NBN works. The contractor has advised that some underground works are still to be completed, and final reinstatement of all crossing points will be undertaken at completion.

6. 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.

Amendment		Amendment Summary	Primary Reason
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.
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.

Amendment		Amendment Summary	Primary Reason
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:

- Be located on land zoned RU1 Primary Production zone or RU2 Rural Landscape zone;
- Must be located wholly on private land;
- Must be only for the sale of primary produce;
- 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.

- **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

7. **Items raised by members of the Committee**

8. **General Business**

9. **Next Meeting**

Thursday 12 July 2018 at 5.00 pm

Ballina Shire "C" Ward Committee Minutes 8 March 2018 at 5.00 pm

1. **Attendance and Apologies**

Cr Eoin Johnston (Chair part time from 5.20pm)
Cr Sharon Parry
Cr David Wright (Mayor) (Chair part time until 5.20pm)

Steve Miller – Rous Mill Ratepayers
Tyrone McGillick – Alstonville Asphalt Watch
Lois Wright - Plateau Seniors
Mary Birch – Wollongbar Progress Association
Richard Lutze – Alstonville/Wollongbar Chamber of Commerce
Jane Gardiner – Alstonville Plateau Historical Society
Malcolm Johnson - Ballina Environment Society
Elva Fitzell – Rotary e-Club of NextGen
Jim Hahn – Probus Club of Alstonville
Marilyn Nobbs-Hahn – Probus Club of Alstonville
Russell Priddle – Alstonville Football Club
Ron Birch – Wollongbar Progress Association (part time)

Others in Attendance

June Hoffman (observer)
Doug Lipscomb (observer)

Staff in Attendance

Matthew Wood, Group Manager, Development and Environmental Health Group

Apologies

Wayne Garrard – Alstonville Cricket Club
Pat Carney - Wardell Progress Association
Councillor Ben Smith
Les Wiles – Alstonville Lions Club

The apologies were accepted.

2. **Declarations of Interest**

Nil

3. **Deputations**

Nil

Ballina Shire "C" Ward Committee Minutes 8 March 2018 at 5.00 pm

4. Confirmation of Minutes 9 November 2017

The minutes of the previous meeting held on 9 November 2017 were confirmed as a true and correct record.

5. Business Arising from Minutes –9 November 2017

(a) Public Liability Insurance for Public Halls

The information provided was noted.

Mary Birch asked for clarification from Council as to whether public liability insurance is required by casual facility hirers.

Matthew Wood indicated that hall groups should contact Council's Community Property Section to discuss any particular circumstances as Council's casual hirer policy may apply in certain cases.

(b) Use of Steam as a Weed Control System

The information provided was noted.

Malcolm Johnson asked whether steam impacts weeds and other plants equally. Matthew Wood to follow up and advise the Committee.

(c) Skate Park at Wollongbar Sports Fields

The information provided was noted.

(d) Disaster Relief Funding – "Devil's Elbow"

The information provided was noted.

Steve Miller asked for confirmation of the timeline for geotechnical assessment. Matthew Wood to follow up and advise the Committee.

(e) Bulwinkle Park

The information provided was noted.

Malcolm Johnson raised several matters as follows:

- Requested that Council provide advice regarding the types of facilities that would be suitable for Bulwinkle Park.
- Requested that Council investigate its procedure associated with juvenile justice activities on Council land. In particular, how does Council engage with juvenile justice and what is the protocol for the provision of community contact details to offenders?
- Requested signage to acknowledge assistance provided by groups in relation to environmental works at Bulwinkle Park.

Matthew Wood to follow up and advise the Committee.

Ballina Shire "C" Ward Committee Minutes 8 March 2018 at 5.00 pm

(f) Container Deposit Scheme

The information provided was noted.

Cr Wright gave a general overview of the waste management system and proposed legislative changes that might affect Council's management of waste.

Malcolm Johnson raised concern about the refund value vs the increased cost per item of the container deposit scheme.

Malcolm suggested having a collection point at Council's waste facility where large volumes of containers could be dropped for cash returns. Cr Wright indicated that Council is looking for alternative sites but a collection point at Council's waste facility is not seen as viable. Council is monitoring the operation of the scheme.

6. Council Documents on Exhibition

The list of Council documents which have recently been exhibited for public comment was noted.

Malcolm Johnson asked for an update on the status of the Lake Ainsworth Eastern Road works. Matthew Wood advised that the review of environmental factors is under assessment (including submissions received). Matthew also outlined that there are two components to the decision making being the planning decision on the current review of environmental factors and works decision (in terms of funding and programming).

7. Items raised by members of the Committee

(a) Angels Beach

Elva Fitzell indicated that there is an area at Angels Beach that looks to be a place utilised regularly by homeless members of the community. Matthew Wood to follow up and advise the Committee.

(b) Entry Signs – Alstonville

Richard Lutze enquired about the entry signs into Alstonville in terms of maintenance and cleaning responsibility. Matthew Wood to follow up to determine Council's responsibilities in this regard and advise the Committee.

(c) Fundraising Activities – Woolworths Ballina

Elva Fitzell asked whether BBQs for fundraising can be undertaken in the street outside Woolworths in Ballina or the Woolworths carpark on a casual basis. Matthew Wood to follow up and advise the Committee.

Ballina Shire "C" Ward Committee Minutes 8 March 2018 at 5.00 pm

(d) Chair of C Ward Committee

Tyrone McGillick enquired as to whether it is possible to change the meeting chair. Matthew Wood to confirm the process for electing the chair of the Committee and provide feedback.

(e) Swimming Pool Redevelopments

Tyrone McGillick asked if Council can prepare a lessons learnt paper on the redevelopment of the pools. Tyrone requested that such a report be publicly available and that its preparation should include discussion with Council and stakeholder representatives. Matthew Wood to follow up and advise the Committee.

(f) Alstonville Plateau Historical Society Exhibition

Jane Gardiner advised the Committee that the Historical Society is holding an exhibition on public pools in the shire in association with the opening of the new pools.

(g) Crawford Park

Russell Priddle indicated that the grounds at Crawford Park have improved since pool water no longer washes onto the grounds.

(h) Wollongbar Sports Fields – Entry Road

Doug Lipscomb asked what action Council is taking in relation to the erosion of the roadway entry to the Wollongbar Sports Fields. Doug also asked whether the gates to the fields are meant to be locked at night. Matthew Wood to follow up and advise the Committee.

(i) Wollongbar Skate Park

Doug Lipscomb enquired about the status of the skate park. Matthew Wood advised that the development application for the facility is under assessment. Expected timing for determination of the application is not yet known.

(j) Macadamia Spraying Activities

Malcolm Johnson asked whether building restrictions apply in relation to macadamia farms and spraying activities. In particular, Malcom asked whether buildings are required to be located 150m away from macadamia spray areas. Matthew Wood advised that Council's Development Control Plan includes separation distance requirements that are applicable to new dwellings. The 150m is identified as a minimum separation distance between new dwellings in rural areas and intensive plant agriculture (which includes horticulture), noting that this can be varied based on an assessment process.

(k) Tuckean Swamp Project

Malcolm Johnson raised the status of the Tuckean Swamp project involving Ozfish. Cr Johnston indicated there have been some challenges with the project and ongoing landholder engagement is underway.

Ballina Shire "C" Ward Committee Minutes 8 March 2018 at 5.00 pm

(l) Toilets at Geoff Watt Oval

Russell Priddle noted that the toilets at Geoff Watt Oval are permanently locked due to vandalism but asked for this decision to be reviewed. Matthew Wood to follow up and advise the Committee.

(m) Footpath near Alstonville Telephone Exchange

Russell Priddle noted that the footpath near the telephone exchange has been dug up, probably for NBN works, but not properly repaired (approximately 50m east of the exchange and currently covered with hot mix). Matthew Wood to refer to Council's Civil Services Group for review.

9. General Business

Nil.

10. Next Meeting

Thursday 10 May 2018 at 5.00 pm

Meeting Closure

6.05 pm