

1. **Attendance and Apologies**

Members

Council Staff

Attended as an observer:

Kiri Dicker

Apologies

2. **Declarations of Interest**

3. **Confirmation of Minutes – 17 May 2021**

A copy of the minutes of the "B" Ward Committee held on 17 May 2021 are included in attachment 1.

RECOMMENDATION

That the minutes of the previous meeting held on 17 May 2021 be accepted as a true and correct.

4. **General Business**

a) **Next B Ward Committee Meeting and Election Information**

Due to the scheduling of the Local Government election on Saturday 4 September 2021, the next meeting of the B Ward Committee is planned for Thursday 15 November 2021 at 4.30 pm.

The next Ward Committee meeting has been deferred as the new Council will need to confirm the committee structures (including Ward Committees) for the next three years.

Following the September Ordinary Council meeting, the process will be that all existing members will be written to, to advise of the outcomes of the September Ordinary meeting and to confirm, where appropriate, if the current representatives from the various organisations with the relevant Wards wish to remain on the committee, along with calling for expressions of interest for any new members.

b) **Speed Zone Reviews – Killen Falls Drive and Friday Hut Road**

Speed zone reviews for Killen Falls Drive and Friday Hut Road have been completed by Transport for NSW.

A copy of the letters from Transport for NSW and speed zone maps is included in attachment 2.

5. **Outstanding Business – 17 May 2021**

(a) **Coast Road Speed Limit Reduction**

Jonathan King raised concerns about speed limit on The Coast Road, East Ballina (Angels Beach) as children cross to access the bus stop for school.

Staff Comment

There was a notice of motion at Council's Ordinary meeting on 27 May 2021. It was resolved that Council write to Transport for NSW requesting the speed limit for the Coast Road at Angels Beach be reduced from 80 km/hr to 60 km/hr to improve pedestrian and wildlife safety.

A copy of the response from Transport for NSW has been provided in attachment 3.

6. **Business with Notice**

a) **Aircraft Noise Pollution - Lennox Head**

Lennox Head Residents Association (LHRA) have raised the issue of aircraft noise pollution in Lennox Head. The following information has been provided by LHRA for discussion at the meeting:

LRHA Airport Admin are basically saying that it's not their problem and they can't talk to anyone on site about the problem as individual pilots make the decision how close they fly over Lennox Head. It's out of their jurisdiction or capacity.

LHRA request Council contact the Australian Noise Ombudsman (ANO) or relevant parties (Jetstar pilots, airport admin, CASA etc?) to implore Jetstar pilots to use the full extent of the departure envelope when departing Ballina Byron Gateway Airport in an easterly direction before turning in a northerly and westerly direction and passing over Lennox Head.

This practice would allow aircraft to gain enough height and distance away from Lennox Head before passing over the village and therefore limiting excessive effects of noise pollution occurring over the village.

This only seems to occur with Jetstar flights where pilots "**elect**" to use tight radius departure turns directly over Lennox Head village before gaining enough height to prevent noise pollution occurring.

With the ongoing growth of the airport and the potential for the Ballina Byron Gateway Airport to increase capacity both nationally and internationally, it is imperative that this issue be addressed immediately.

Note: the excessive noise occurs with Jetstar flights when winds are onshore, i.e. winds from the southeast to north. The problem increases substantially when spring and summer northerly winds are consistent and Jetstar flights consistently use the north-eastern departure envelope. Virgin flights almost always depart over the ocean and turn directly south away from any built-up areas having no impact re noise pollution after aircraft are over the sea.

Staff Comment

Julie Stewart, Airport Manager will be attending the B Ward Committee meeting to respond to this matter.

b) Public Transport (Cumbalum)

With approval of increased residential growth in Cumbalum, the Cumbalum Residents Association requests to know what plans or initiatives Ballina Shire Council has put in place for public transport infrastructure (increased bus stops and routes) to allow local residents access to schools and commercial services in the area, seeing as there continues to be no local commercial development in Cumbalum for residents to access

Staff Comment

Civil Services Engineer has provided the following response:

- Bus routes and shelter locations are assessed during the development application (DA) assessment process by Council and TfNSW to ensure coverage is possible in new development areas.
- The servicing of new areas is primarily up to the bus companies to allocate resources therefore members of the public are referred to bus companies.
- Council does not provide public transport or subsidise local bus routes. However, Council does apply for funding through CPTIGS (Country Passenger Transport Infrastructure Grants Scheme) for items such as bus shelters, J-poles and tactile marking.

c) Infrastructure – Lennox Rise and Montwood Drive

LHRA raised an issue for several residents relating to road infrastructure in Montwood Drive, particularly about the increased traffic generated by surrounding new subdivisions such as Lennox Rise and Epiq.

Attached is a recent response provided to a resident which provides an overview of council's approach to traffic and infrastructure in Lennox Head.

A copy of the response letter is included in attachment 4.

d) Lennox Head Strategic Plan Update

Lennox Head Residents requested an update on how the planning process is progressing for the Lennox Head Strategic Plan and when the Lennox Head Strategic Plan is likely to be displayed for public consultation.

Staff Comment

Progress of the Lennox Head Strategic Plan has been delayed due to available resources being directed towards the advancement of the Lennox Village Vision renewal project. Community engagement for the strategic plan is expected to continue towards the end of 2021.

7. **Business without Notice**

8. **Council Documents on Exhibition**

The following is a list of documents currently on public exhibition. The documents can be found on our website at the following link:
<https://ballina.nsw.gov.au/documents-on-exhibition--179>

Policies Reviewed:

- Policy – Companion Animals Management Plan (Review)
- Concept Plan - Proposed off-leash dog exercise area at Killarney Park, Wollongbar

Submissions close: Wednesday 28 July 2021.

Other Items:

• **Current Proposals to Lease Community Land**

Ballina Shire Council is proposing to enter into Lease/Licence Agreements for occupation of land classified under the Local Government Act 1993 ("the Act") as 'community' land. The details are as follows:

State of New South Wales – Department of Education

Location: Prospect Lake Boat Shed, 6 Links Avenue, East Ballina, part of Lot 105 DP 871675

Purpose: Boat storage and ancillary storage

Term: 4 year licence

Tintenbar East Ballina Football Club Incorporated (Y2380919) and Ballina Little Athletics Club Incorporated (INC9889767)

Location: Cumbalum Sportsfield Clubhouse Buildings, 33 Power Drive, Cumbalum, part of Lot 99 DP 1196589

Purpose: Sports clubhouse

Term: 4 year lease

Wardell and District Tennis Club Incorporated (Y0206705)

Location: Wardell Tennis Clubhouse and Tennis Courts, Fitzroy Park, 32 Bridge Drive, Wardell, part of Lot 18 DP 1129974

Purpose: Tennis clubhouse and tennis courts

Term: 4 year lease

Lennox Head Football Club Incorporated (Y0961122)

Location: Skennars Sportsfield Clubhouse Building and part of Storage Shed, 54 Skennars Head Road, Lennox Head, part of Lot 13 DP 1245669

Purpose: Sports clubhouse and storage of sporting equipment

Term: 4 year lease

Le-Ba Boardriders Inc (Y1211612)

Location: Part of Storage Shed at Skennars Sportsfield, 54 Skennars Head Road, Lennox Head, part of Lot 13 DP 1245669

Purpose: Storage of sporting equipment

Term: 4 year licence

As the above land is classified as Community Land, and in accordance with the provisions of Section 47A of the *Local Government Act*, interested persons are invited to make a submission with respect to the granting of the Lease/Licence Agreements. Where a submission is an objection, the grounds of objection must be specified. All submissions, including personal information, will become publicly available and may be made available to the applicant and interested members of the public. Submissions may be included in Council's business paper and provided to the Minister for Local Government.

Submissions close: 4.30pm Wednesday 28 July 2021.

Items on Exhibition after May 2021 Meeting – closed:

• **Ross Park Lennox Head Landscape Works: RFT1421**

Ballina Shire Council is inviting tenders from suitably experienced organisations/contractors to undertake the redevelopment and landscaping works to Ross Park Lennox Head.

A compulsory Pre-Tender Meeting will be held at 11:00am Thursday 10 June 2021 on site at Ross Park Ballina Street Lennox Head.

Tenders closed: 2pm Thursday 24 June 2021.

Late tenders will not be accepted.

• **Climate Change Policy (Draft)**

In 2019 Council declared a state of Climate Emergency and in response has prepared a draft Climate Change Policy. The policy sets organisational emissions reduction targets, and a framework for progressing climate change adaptation and resilience strategies.

The targets are more ambitious than the NSW and Australian Governments and aim to achieve rapid emissions reduction by:

- reducing our operational greenhouse gas emissions to net-zero emissions by 2030.
- Using 100% renewable electricity for our operations by 2030.

These targets are considered achievable as they focus on Council's own operations such as water and wastewater, street lighting, community facilities, and planning and development. Our draft Climate Change Policy also looks at ways to progress climate change mitigation, adaptation, and resilience strategies within the community.

You can provide feedback on the draft policy and also complete the climate change action survey by visiting ballina.nsw.gov.au/ClimateChangeAction

Feedback closed: Wednesday 16 June 2021.

- **Northern Rivers Community Gallery NRCG Draft Creative Action Plan**

The Creative Action Plan proposes a pathway for the future of the NRCG, identifying four strategic directions. The directions are supported by a series of creative actions that aim to achieve sustainable growth and continued service provision of high quality arts and cultural activities for the Ballina Shire community and visitors.

Feedback closed: 5pm Wednesday 16 June 2021.

- **Ballina Local Environmental Plan 2012 (BSCPP20/002)**

Council has prepared a planning proposal to amend the Ballina Local Environmental Plan 2012 to rezone certain land for residential purposes at 6-20 Fitzroy Street, Wardell and to amend associated development controls. The land to which this planning proposal applies involves four land parcels.

The subject site comprises Lots 2-5, Section 10, DP 759050 and is located at No. 6-20 Fitzroy Street, Wardell. It is proposed to rezone the subject land from RU2 Rural Landscape to R3 Medium Density Residential, apply a minimum lot size requirement of 800m² and to remove the Strategic Urban Growth Area designation that applies to the land.

Council has been authorised as the local plan-making authority and has been given delegation by the Department of Planning, Industry and Environment to make or not make the local environmental plan (s3.36(2) of the *Environmental Planning and Assessment Act 1979*).

Persons making a submission may need to disclose political donations/gifts provided to a Councillor or Council employee. Significant penalties apply for non-disclosure. For further information visit the Department of Planning, Industry and Environment's website planning.nsw.gov.au.

Submissions close: Friday 25 June 2021.

- **Draft Ballina Roads Contribution Plan Version 4.2**

In accordance with Clause 28 of the *Environmental Planning and Assessment Regulation 2000*, notice is given of the public exhibition of Draft Ballina Shire Roads Contribution Plan Version 4.2. It is proposed that this version will repeal and replace the current version being Ballina Shire Roads Contribution Plan Version 4.1.

Submissions close: Wednesday 30 June 2021.

Policies Reviewed:

- Policy – Built Environment Fire Safety Program (Review)
- Policy – Swimming Pool Barrier Fencing (Review)
- Policy – Burials on Private Rural Land (New)
- Policy – Naming of Council Owned Facilities (Review)
- Policy – EEO Policy and Management Plan (Review)
- Policy – Complaints Management (Review)
- Policy – Councillor Expenses and Facilities (Review)

Submissions close: Wednesday 7 July 2021.

- **New Fee – Burials on Private Rural Land**

At its meeting of 27 May 2021, Council resolved to approve the public notice of a new fee of \$460 for applications for burials on private land in accordance with *Section 610F Public Notices of Fees (Local Government Act 1993)* for inclusion in the 2021/22 Fees and Charges.

Submissions close: Wednesday 7 July 2021.

9. **Next Meeting**

Monday 15 November 2021 - 4.30 pm.

Attachment 1

Ballina Shire "B" Ward Committee Minutes 17 May 2021 – 4.30 pm

1. Attendance and Apologies

Members

Cr Sharon Cadwallader (Chair)
Cr David Wright (Mayor)
Cr Keith Williams (via Zoom)
Cr Jeff Johnson

Lorraine Leuckel - Marine Rescue Ballina
Lou Wilson - Lennox Head-Alstonville Surf Life Saving Club
Brad Pollard - Lennox Head Chamber of Commerce
Alan Veacock - Cumbalum Residents Association Inc.
Mike Heesom - Lennox Head Residents Assoc
Shaun Eastment - Lennox Head Landcare (via Zoom)
Geoff Wegg - Lennox Head Residents Association
Darel Vidler - Lennox Head Combined Services Assoc
Jonathan King – Ballina Environment Society

Council Staff

Kelly Brown - Director Corporate and Community Division
Janelle Snellgrove - Secretary

Observers

Nil

Apologies

Cathy Byrne - Ballina Coastcare

2. Declarations of Interest

Nil.

3. Confirmation of Minutes

That the Minutes of the "B" Ward Committee held on 15 March 2021 be taken as read and confirmed. (Brad Pollard / Lou Wilson)

4. General Business

a) **2021 Local Government Election - Saturday 4 September 2021**

Council provided the committee with information relating to the upcoming Local Government Election.

The information contained in the agenda was noted.

Ballina Shire "B" Ward Committee Minutes 17 May 2021 – 4.30 pm

b) **Delivery Program and Operational Plan 2021/2022 – 2024/2025**

Council provided the committee with information relating to the Delivery Program and Operation Plan (DPoP) 2021/2022 – 2024/2025.

The information contained in the agenda noted.

a) **NRAR - Know your Rules about Water Compliance**

Council advised the Committee that Natural Resources Access Regulator (NRAR) has launched its Know the Rules campaign to encourage understanding and compliance on the usage of water.

The information contained in the agenda noted.

5. **Outstanding Business – 15 March 2021**

(a) **Hutley Drive Roundabout Traffic**

Mike Heeson advised the Hutley Drive roundabout is causing issues for traffic turning right out of Greenfield Road and suggested speed limit be decreased.

Staff Comment

Civil Services further advise that the site has been inspected by the RMS as part of the process to consider the recent changes to the intersections nearby. The Council has access to traffic incident data to support the general observations and monitoring by Council's technical staff. The feedback from the Committee has been noted and the staff advice is that at this stage no further action is required outside continual monitoring.

The information contained in the agenda was noted.

(b) **Dunoon Dam**

Ballina Environmental Society would like to know Council's attitude to Dunoon Dam negation and Council's position on adopting strong demand management initiatives for Water Resource delivery for Ballina's Future Needs.

Graham Shaw requested clarification on Council water responsibilities and Rous water responsibilities.

Staff Comment

Civil Services emailed Graham Shaw further particulars on Council's water responsibilities on 8 April 2021.

The information provided in the agenda was noted.

(c) Tamarind Drive Lighting

Alan Veacock reported a large amount of wildlife being killed on Tamarind Drive, Ballina. Tamarind Drive has lacks street lighting, additional street lighting may reduce the number of animals being hit on the road. Residents of Deadmans Creek Road have erected their own signage to warn drivers to be aware of the wildlife.

Staff Comment

Recently approval was provided to install advisory warning signs for animals crossing Deadman's Creek Road. The installation of these signs is now included in the work program for our road maintenance section. This approval, in part, was supported because of the unique aspect of Deadman's Creek Road being rural and immediately adjacent to wetland areas and an urban estate.

The lighting and flooding for Tamarind Drive was also raised by members at the A Ward committee meeting. The information provided to A Ward was that Council's current roads program and street lighting program does not include a project for the illumination of Tamarind Drive. The draft works program approved by Council is currently on public exhibition for comment.

Staff are currently liaising with TfNSW in respect of a study examining aspects of the drainage in this area. This study may assist to identify options to improve the drainage, reducing the tide and flood impacts on Tamarind Drive.

Staff are also finalising environmental approvals to adjust the drain and weir immediately north of the Deadman's Creek Road intersection as this proposed work has been identified to provide improvements. This work will commence after final environmental approval and when ground conditions allow.

In respect of the risks associated with the water on the road, Council manages these risks through warning signage and when the circumstances require, traffic control officers are deployed to increase the warning with flashing lights etc. The deployment of these resources is not limited to day times.

During the recent period of wet weather, the response also included closing Tamarind Drive to non local traffic.

The information provided in the agenda was noted.

Alan Veacock reiterated the importance of signage.

6. Business with Notice from Members

(a) Coast Road Speed Limit Reduction

Jonathan King raised concerns about speed limit on The Coast Road, East Ballina (Angels Beach) as children cross to access the bus stop for school. It is also requested Council consider the speed zone be reduced on The Coast Road.

Ballina Shire "B" Ward Committee Minutes 17 May 2021 – 4.30 pm

Staff Comment

The following was resolved at Council's Local Traffic Committee meeting held on 14 April 2021:

1. *The Road Safety Officer consult with bus stop users regarding possible removal of J pole and relocation of bus stop.*
2. *Results of TfNSW speed zone review be received.*
3. *After receipt of the speed zone review the bus company be given three months notice of the removal of the J pole and request they relocate the bus stop to Bayview Drive.*

The information provided in the agenda was noted.

Jonathan King further requested support from Ballina Council to reduce the speed limit with TransportNSW. Kelly Brown encouraged members to contact TransportNSW directly.

Cr Wright advised he attends the Traffic Committee meetings and this matter is discussed regularly. Council are working with the bus companies to possibly move the bus stop.

The option in the use of the underpass was discussed.

Jonathon further highlighted that between Bayview Drive and Beachfront Parade there are multiple issues and believed reducing the speed will help resolve these issues.

Cr Cadwallader advised that she will put up a notice of motion at the next council meeting to reduce the speed limit to 60 km/hr (between Bayview Drive, and Beachfront Parade, Angels Beach).

(b) Footpath / Cycle Path – Tamarind Drive

The Cumbalum Residents Association requests an update on the future expansion / duplication of Tamarind Drive in terms of the consideration of incorporating a footpath and cycle path.

Staff Comment

Council has commenced a project to develop a concept design for the Tamarind Drive duplication. This concept design includes the process to plan for how shared path facilities can be integrated into the design. The scope of works for this current stage is limited to Kerr Street to North Creek Road. A report on the concept design is not expected to be completed until September 2021. The concept design project includes a public consultation component which is currently scheduled for July/August.

The information contained in the agenda was noted.

Ballina Shire "B" Ward Committee Minutes 17 May 2021 – 4.30 pm

(c) Vegetation Maintenance – Southern End of Lighthouse Beach

Lorraine Leuckel from Marine Rescue Ballina raised concerns about the overgrown vegetation at the southern end of the Lighthouse Beach. The vegetation has grown so much that it affects their view of the beach, people in the surf and vessels approaching the Ballina bar from the North. A better view enables them to assist in some emergencies.

Staff Comment

The vegetation referred to contains a littoral rainforest, an endangered ecological community, protected under the NSW Biodiversity Conservation Act 2016. It is also integral to the stability of the beach dune system by ensuring deep-rooted structural capacity in accordance with the Coastal Zone Management Plan, while assisting with mitigating beach erosion and assisting accretion.

When pruning vegetation, compliance is required with the Australian Standards for Pruning of amenity trees. This standard encourages pruning practices that reduce hazards and premature tree death. Within this procedure, the amount of pruning that can occur is subject to individual tree assessments and is dependent on the species, health, age, condition and location of the vegetation.

Pruning of the species identified, in accordance with the standards, would not result in successfully providing the extent of vision that Marine Rescue is requesting from the tower.

The information provided in the agenda was noted.

Lorraine Leuckel expressed her disappointment with the staff comment for this item. Lorraine communicated that pruning was done when the building was erected to allow vision. The role of the Marine Tower is to observe incoming boats from all directions. It is difficult to see the boats approaching North Wall as the vegetation is impeding the view. It is requested pruning is considered to enhance visual on North Wall.

Cr Wright advised he has raised this matter with relevant council staff who confirmed that the vegetation cannot be touched as Council is bound by legislation. The Mayor also suggested investigation into other options such as camera or drones.

Lou Wilson raised this is also an issue with the Surf Club and suggested NSW Biodiversity Conservation Act should be amended to allow critical services being to be able to prune vegetation to allow vision.

Action: Kelly Brown to investigate other potential options with Lorraine Leuckel.

Post Meeting update: Council's Coordinator Risk Management met with Lorraine Leuckel on site to discuss options. Preferred course of action for Marine Rescue was to approach State Government regarding the potential for approval to trim the vegetation prior to investigating any further alternative options.

Ballina Shire "B" Ward Committee Minutes 17 May 2021 – 4.30 pm

(d) Marine Rescue Tower – Water Damage Update

Lorraine Leuckel from Marine Rescue Ballina requested an update on the action being taken regarding water damage in the Marine Rescue Tower. There is a water stain on the carpet in the radio room which also needs to be addressed.

Staff Comment

Council staff have contacted Jeff Shepherd from Ballina Rescue Tower on 26 April 2021 and he has had a trade representative from Council visit the site. Repair works are still to be completed.

The information provided in the agenda was noted.

(e) Defibrillator in the Marine Rescue Base Tower – Signage Request

Lorraine Leuckel from Marine Rescue Ballina requested a sign be placed on the walkway on North Wall alerting the public to the fact that there is a defibrillator in the Marine Rescue Base Tower.

Staff Comment

Council preference is for defibrillator signage or defibrillator to be located on the Marine Rescue building, in lieu of additional signage within the reserve.

The information provided in the agenda was noted.

Lorraine explained how the money was raised to purchase the defibrillator and explained that the signage should be closer to the beach as she doesn't believe the sign will be visible enough on the Marine Rescue Tower.

Kelly Brown advised she arrange a site visit to inspect the area and discuss the matter.

Action: Kelly Brown to arrange a site visit to review options for potential placement of defibrillator signage with Lorraine Leuckel (Marine Rescue).

Post Meeting update: Council's Coordinator Risk Management met Lorraine Leuckel on site. The desired location for the signage is on Crown Land not controlled by Council and would therefore require Crown approval. Such approval would need to be directly between Marine Rescue and Crown.

(f) Temporary Floodlights for Filming – Pat Morton Lookout

Jonathan King raised concerns about the environmental impact of temporary floodlights used on Pat Morton as part of film production.

Staff Comment

Prior to the issuing of Council approval, the production company was required to gain consent from the Cape Byron Marine Park and TfNSW – Marine

Ballina Shire "B" Ward Committee Minutes 17 May 2021 – 4.30 pm

specifically regarding the use of bright lights and night filming in this environmentally sensitive area.

Cape Byron Marine Park provided approval for the temporary installation of lighting for filming purposes at Pat Morton Lookout, giving specific consideration to turtle nesting season and the impact of lights and filming in this environmentally sensitive location. Council also had environmental monitors on site to ensure compliance with other environmental conditions imposed on the filming event.

The information provided in the agenda was noted.

(g) 4WD on Seven Mile Beach

Mike Heesom from Lennox Residents Association raised concerns about the 4WD vehicles on Seven Mile Beach. The issues being there are too many vehicles, speeding, harassment and reversing into the dunes disturbing habitat.

Staff Comment

Council continue to monitor and enforce appropriate behaviours in accordance with the adopted Seven Mile Beach 4WD Policy. Council has engaged additional police patrols to supplement regular compliance inspections undertake by rangers, as well as the use of surveillance cameras to regulate activity.

Council has previously resolved to further consider 4WD usage at Seven Mile Beach as part of the Ballina Coastal Reserve Plan of Management review.

The information provided in the agenda was noted.

Geoff Wegg advised that Lennox Head Residents Association are in the process of writing to the General Manager about this matter. Geoff requested the status of the Ballina Coastal Reserve Plan of Management.

Mayor advised there is a 10% increase forecasted for the permits and yearly or 6 monthly passes will be available.

Cr Johnson advised he currently has a notice of motion to remove the day passes and implement a system where only local Ballina shire vehicles be able to purchase permits. Cr Johnson discussed some data he had obtained two years ago and the data indicated statistics on NSW and QLD residents usage and number of vehicles that did not obtain permits. Gate access was raised as a potential option.

Cr Cadwallader advised the beaches are for all residents.

Lou Wilson supported Cr Johnson's Notice of Motion.

Geoff Wegg raised concern that there could possibly be more non-compliant vehicles access the beach if the day passes are removed.

Action: Kelly Brown to provide a status on Ballina Coastal Reserve Plan of Management timeframe.

Ballina Shire "B" Ward Committee Minutes 17 May 2021 – 4.30 pm

Post meeting update: It is anticipated that this plan will be completed in 2021/22. Council is requiring further information from Crown Lands Department to assist with this process.

(h) Speed Limit Reduction Update – Lennox Head to Flat Rock

Mike Heesom from Lennox Residents Association would like a status update on the speed limit reduction (from 80km/h to 60 km/h) from Lennox Head to Flat Rock.

Staff Comment

Councils in NSW don't regulate speed limits, this is done by Transport for NSW (TfNSW, formerly RMS, RTA, DMR).

Council has not yet been advised by TransportNSW of any proposed changes to the speed limits to date. This matter has been referred to Traffic Committee which comprises of representatives from RMS, Police and Council.

Kelly Brown corrected the staff comment and advised the matter has been referred directly to TfNSW and they have advised Council by email that this speed zone review has been added to their list and the outcome will be forwarded to Council when available. They anticipate this will be completed late 2021.

The updated information was noted.

(i) Airport Take-off Zones

Mike Heesom would like discuss airport take-off zones in particular planes flying over Lennox Head.

Staff Comment

Aircraft arriving and departing Ballina Byron Gateway Airport are not operating under the direction of Air Traffic Control but must apply a number of required safety and company operating procedures when both approaching and departing the aerodrome. Pilots must ensure they operate to avoid conflicting aircraft movements in the area, maintain awareness for terrain and weather conditions, as well as climb rates dependent on aircraft performance and capabilities.

Almost all of the large aircraft traffic that flies to Ballina fly from southern ports. When the wind direction is from a general southern direction, these aircraft will land and takeoff to the south. In the landing phase a majority of these aircraft will have flown up the coast, crossing to over water around Wardell/Evans Head and then will continue past Ballina over water to turn and land to the south. This track occurs in visual conditions. In instrument conditions they will fly over land to the west of the airport and make a right hand turn to land using what is called an RNP Approach.

When a general northerly (wind) conditions exist they will take off towards Lennox Head. The flight path is straight from the airport until over water and at

Ballina Shire "B" Ward Committee Minutes 17 May 2021 – 4.30 pm

a minimum safe height and then generally a left turn to head back south. However there is an option to make a right turn in visual conditions.

Airline operated aircraft will only use a safe designed procedures that have been assessed by the airlines concerned and considered a Standard Operating Procedure that is predictable and within the flight performance of the aircraft.

The information provided in the agenda was noted.

Mike Heesom discussed the acute angles the airlines take off on. Residents are concerned about the acute angles the planes do over Lennox Head when there is a large available departure envelope.

Post Meeting update: It has been clarified by the Airport staff that these decisions are made by the Pilots of the operating aircraft. Council has no control on the pilot's decision or control over the airspace.

4WDs on Seven Mile Beach

Shaun Eastment advised that in 2020 Lennox Head Residents' Association were informed that concerns about 4WD access to Seven Mile Beach were best addressed as part of the review of the Coastal Reserve Management Plan. The date for this to be finalised was provided as June 2021. Lennox Head Landcare have noted that a separate Policy on 4WD Access to Seven Mile Beach was adopted by Council in September 2020. As Councillors and staff are all aware we, and many others in the community have been waiting for the opportunity to have input into a review. Shaun has requested clarity on how they can provide input.

Staff Comment

Lennox Head Landcare's submission was considered by Council at the September 2020 meeting where it was resolved that the preferred approach to reviewing 4WD access to Seven Mile Beach is through the scheduled review of the Ballina Coastal Reserve Plan of Management (POM).

The review of the Coastal Reserve POM is planned to commence following the completion of the Community Land POM, which is currently pending reporting post exhibition and endorsement by Crown Lands.

The Coastal Reserve POM review will have a formal consultation process to enable the consideration of community feedback.

The information provided in the agenda was noted.

Shaun Eastment requested an update on the timeline for Ballina Coastal Reserve Plan of Management.

Action: Kelly Brown to provide a status on Ballina Coastal Reserve Plan of Management timeframe.

Post Meeting update: It is anticipated that this plan will be completed in 2021/22. Council is requiring further information from Crown Lands Department to assist with this process.

(j) Lighting guidelines - Dogs in the Coastal Reserve and Biodiversity Strategy

Lennox Head Landcare would like to make a formal expression of thanks to Council staff involved in following up on our requests for action on incorporating The National Lighting Guidelines for Light Pollution and on addressing the non-compliance of dogs on-leash in the Coastal Reserve. Also for the details on preparation of the draft Biodiversity Strategy.

Expression of gratitude was referred to Development and Environmental Health Division.

The information provided in the agenda was noted.

(k) Paid Parking

Brad Pollard requested information pertaining to the upcoming council report on the installation of paid parking.

Item 4.4 Motion in support of receiving a report on the installation of paid parking and/or smart sensors for improved parking management, with any additional revenue generated to assist in funding increased resources and increased capital infrastructure renewal, with an exemption for Shire residents.

Will the report be focussing just on Lennox or is it a report that considers paid parking and/or parking sensors for the wider shire i.e. including Ballina CBD, Alstonville CBD, popular tourism sites (Pat Morton, Killen Falls etc)?

What is the likely timing of the proposed new car parking contribution plan for Lennox Head?

Are new car parking spaces close to the Lennox CBD being planned for Lennox Head and if so, what is the likely timing of their construction?

It is also requested the following questions be addressed in the report:

- Advantages / Disadvantages: What are the advantages and the disadvantages for Business of introducing paid parking and/or parking sensors?
- Likely Revenue by Town Centre: Can the report indicate which town centres (or tourism sites) are likely to generate the most revenue from paid parking and/or parking sensors i.e. Ballina CBD, Lennox, Alstonville?
- Return on Investment: Ballina Shire towns don't have a constant stream of visitors throughout the year, unlike Byron. While many consider paid parking to have been a success in Byron, given the differences in tourism numbers between Ballina Shire and Byron Shire, does this present issues in terms of return on investment?
- Dividend Reinvestment: If paid parking and/or parking sensors were implemented in Lennox Head, could the financial dividend be invested in

Ballina Shire "B" Ward Committee Minutes 17 May 2021 – 4.30 pm

Lennox Head or will it go into general revenue and shared by all shire residents?

- New install vs Retrofit: What is the likely cost differential in installing paid parking and/or parking sensors during a town centre upgrade project vs say a retrofit project in Ballina CBD? An argument has been made that these measures be implemented in Lennox first because of the timing of LVV however is the cost differential really that significant?

Staff Comment

The Council resolution to prepare a report on paid parking was for the entire shire, not just Lennox Head.

The resolution is:

That Council receive a report on the installation of paid parking and / or smart sensors for improved parking management, with any additional revenue generated to assist in funding increased resources and increased capital infrastructure renewal, with an exemption for Shire residents.

There is currently no budget allocation for paid parking.

Council staff are currently preparing information to report to June Ordinary Council meeting.

The information provided in the agenda was noted.

The Mayor commented on the vehicles that park all day (every day) and clarified the parking options being explored. Brad Pollard supported optimizing parking in Lennox Head.

7. **Business without Notice**

a) **Surf Life Saving Update**

Lou Wilson advised the season is over and the club has an under 14 girls Australian Champion. Another successful year for the club.

b) **Lennox Head Chamber of Commerce Update**

Brad Pollard advised the Lennox Head Chamber of Commerce are proposing a networking event mid June. A Council staff member will be talking about the Lennox Head upgrade.

c) **Draft Climate Policy**

Jonathan King reiterated support for the draft Climate Change Policy and congratulated Council for the employment of the new role. Jonathan requested an estimated due date be provided.

Action: Council to confirm if June is still the completion due date for the draft Climate Change Policy.

Ballina Shire "B" Ward Committee Minutes 17 May 2021 – 4.30 pm

Post Meeting Update: The policy exhibition process and a community survey surrounding ideas for climate change action in our community will commence on Wednesday 19 May and will cease on Wednesday June 2021.

d) **Cumbalum Interchange / Ramps**

Alan Veacock advised that he has been in contact with The Hon Catherine Cusack, MLC who has met with the Minister. Photos and videos of the exit ramp during the last flood with people on the on / off ramps were provided to Minister Toole.

The response received was the matter will be addressed when the Highway is completed.

Cr Wright advised that he has discussed the matter with the Minister and Council's Director Civil Services have written twice on this matter.

e) **Flooding on Ross Lane**

Daryl Vidler asked if Council has any flood solutions for Ross Lane.

Cr Wright advised that Council has black spot funding to help address the flooding issues on Ross Lane and Council has engaged a consultant to work on flood modelling in this area.

f) **Clubhouse Management - Epiq**

Daryl Vidler enquired who will be managing the Epiq clubhouse.

Kelly Brown advised the clubhouse will initially be managed by Council's Community Facilities staff. This will be trialled for six months before Council considers whether to lease or licence the clubhouse.

Post meeting update: Proposed fees and charges for this new facility will be reported to the June Ordinary Council meeting. It will be recommended that sporting groups that use the adjacent sporting fields as their home ground be exempt from paying fees.

g) **Public Carpark at Lake Ainsworth**

Geoff Wegg raised the issue of Lake Ainsworth Caravan Park parking overflowing into the Lake Ainsworth public carpark. When the caravan park is busy the overflow is filling the carpark and parking for long periods of time.

Geoff requested Council consider making it is not permissible for the overflow from the caravan park to park in the Lake Ainsworth public carpark.

Cr Johnson advised he put up a Notice of Motion to have no parking signs between 1 am and 5 am in the Lake Ainsworth Public carpark but wasn't supported as Rangers couldn't resource monitoring the carpark. Part of the problem is the caravan park tent sites don't have parking provision with the caravan park.

Cr Cadwallader suggested restricting the parking to after business hours.

Ballina Shire "B" Ward Committee Minutes 17 May 2021 – 4.30 pm

It was noted that this matter has been previously considered by Councillors and that at this stage no changes to Council's processes are proposed.

8. Council Documents on Exhibition

The list of documents currently on public exhibition was noted.

Brad Pollard commented on the road naming decisions policy and encouraged Councillors to include consideration for longevity of names for the wider community such as flora and fauna.

9. Next Meeting

Monday 19 July 2021 – 4.30 pm

10. Meeting closure

5.45 pm

Attachment 2



File No: SF2012/002685

25 June 2021

The General Manager
Ballina Shire Council
40 Cherry Street
BALLINA NSW 2478

Attention: [REDACTED]

Dear Mr [REDACTED]

Speed Zone Review – Friday Hut Road, Tintenbar

Transport for NSW (TfNSW) has completed a speed zone review of Friday Hut Road, Tintenbar.

The outcome of this review is as follows:

1. That the existing 80 km/h speed limit be reduced to 60 km/h from Tintenbar Road to 600 m north of Killen Falls Drive.

Enclosed is a copy of the Speed Zone Authorisation for the new speed limit. Council is requested to advise TfNSW at least two weeks in advance of the proposed installation date. Council will need to co-ordinate the installation with the TfNSW E-Blast.

TfNSW recommends that warning signs T1-270 are installed on both approaches to the site advising motorists of the permanent speed zone change when the speed limit signs are installed and remain for one week after the installation date.

Funding assistance for this project may be provided to council on request based on the SZA and the proposed signage plan provided. Signs and pavement markings should be installed in accordance with the NSW Speed Zoning Guidelines, Section 3.3 - Signposting of Speed Zones.

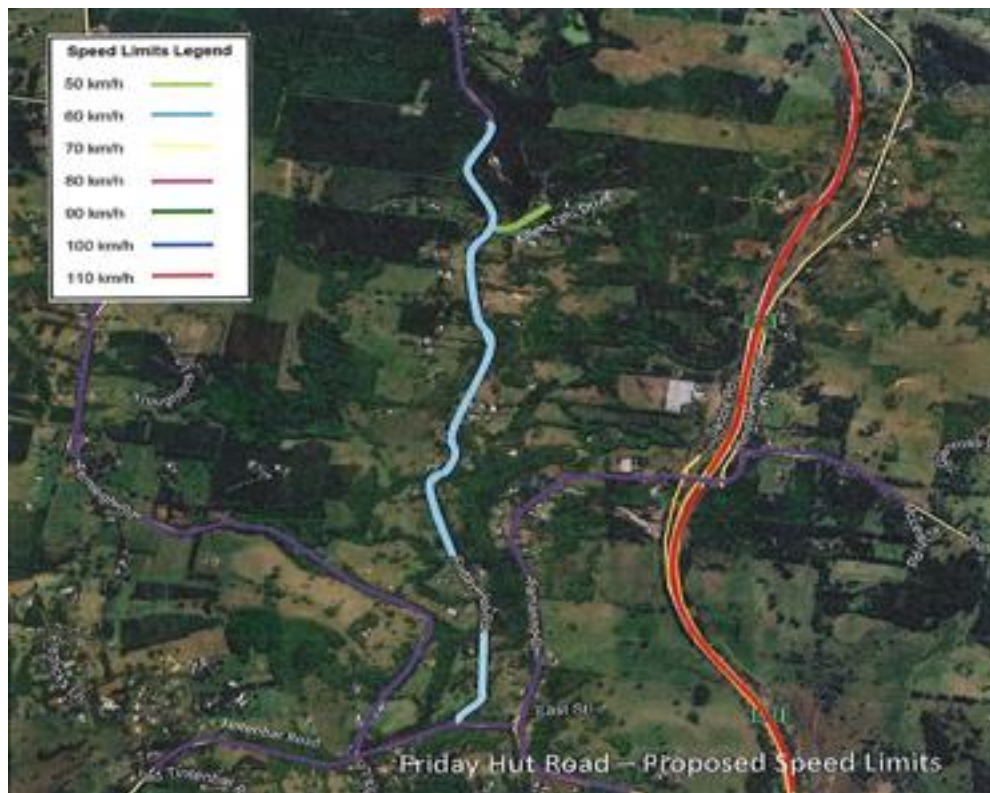
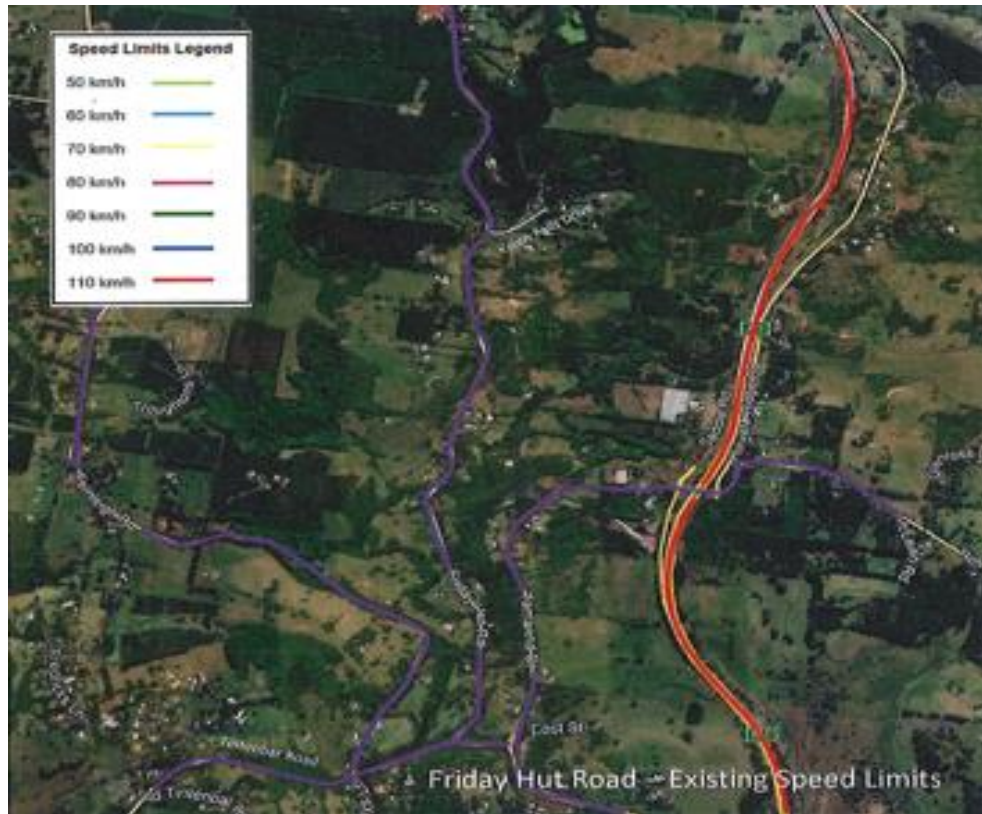
For further information please contact Jenny Felsch, Lead Community and Safety Partner on 66049304 or email jenny.felsch@transport.nsw.gov.au who will be pleased to assist.

Yours sincerely

[REDACTED]

for [REDACTED]
Senior Manager Community & Place Partner - North Coast
encl

Transport for NSW
Northern Office. 76 Victoria Street, Grafton NSW 2460 | P (02) 6640 1300 | W roads-maritime.transport.nsw.gov.au | ABN 18 804 239 602







Transport
for NSW

File No: SF2012/002685

23 June 2021

The General Manager
Ballina Shire Council
40 Cherry Street
BALLINA NSW 2478

Attention: Mr [REDACTED]

Dear Mr [REDACTED]

Speed Zone Review – Killen Falls Drive, Tintenbar

Transport for NSW (TfNSW) has completed a speed zone review of Killen Falls Drive, Tintenbar.

The outcome of this review is as follows:

1. That the existing 100 km/h speed limit be reduced to 50 km/h for the full length of the road.

Enclosed is a copy of the Speed Zone Authorisation for the new speed limit. Council is requested to advise TfNSW at least two weeks in advance of the proposed installation date. Council will need to co-ordinate the installation with the TfNSW E-Blast.

TfNSW recommends that warning signs T1-270 are installed on both approaches to the site advising motorists of the permanent speed zone change when the speed limit signs are installed and remain for one week after the installation date.

Funding assistance for this project may be provided to council on request based on the SZA and the proposed signage plan provided. Signs and pavement markings should be installed in accordance with the NSW Speed Zoning Guidelines, Section 3.3 - Signposting of Speed Zones.

For further information please contact Jenny Felsch, Lead Community and Safety Partner on 66049304 or email jenny.felsch@transport.nsw.gov.au who will be pleased to assist.

Yours sincerely

A large black rectangular redaction box covering the signature of the sender.

for [REDACTED]
Senior Manager Community & Place Partner - North Coast
encl

Transport for NSW
Northern Office, 76 Victoria Street, Grafton NSW 2460 | P (02) 6640 1300 | W roads-maritime.transport.nsw.gov.au | ABN 18 804 239 602



Attachment 3



File No: SF2012/002685

16 June 2021

The General Manager
Ballina Shire Council
40 Cherry Street
BALLINA NSW 2478

Attention: Mr Patrick Knight

Dear Mr Knight

Speed Zone Review – The Coast Road, East Ballina

Transport for NSW (TfNSW) has completed a speed zone review of The Coast Road, East Ballina near the intersections of Bellevue Avenue, Beachfront Parade and Bayview Drive.

The outcome of this review is as follows:

1. Due to the open nature, limited access roads and the 'function' of this road, it is recommended that the existing 80 km/h speed limit on The Coast Road at East Ballina be retained.

For further information please contact Ian Shanahan, Network Safety Officer on 6644 3104 or email ian.shanahan@transport.nsw.gov.au who will be pleased to assist.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'William'.

for [REDACTED]
Senior Manager Community & Place Partner - North Coast
encl

Transport for NSW
Northern Office. 76 Victoria Street, Grafton NSW 2460 | P (02) 6640 1300 | W roads-maritime.transport.nsw.gov.au | ABN 18 804 239 602

Attachment 4

enquiries refer
Matthew Wood
in reply please quote
21/36774

23 April 2021



via email: [REDACTED]

Dear [REDACTED]

Re: Lennox Rise Development

I refer to your email correspondence dated 1 April 2021 regarding the Lennox Rise development and development in the Lennox Head area more generally.

With respect to Lennox Rise, the subdivision of this land was originally approved in November 2014. Modifications were subsequently approved in July 2017 and October 2020.

The current approval for Lennox Rise provides for residential subdivision comprising 138 residential lots and eleven superlots, four public reserve lots, tree removal, civil infrastructure works and associated easements. Details relating to the approved development can be found via Council's DAs online portal at <http://da.ballina.nsw.gov.au/Home> (search for DA 2014/31).

In February 2021, Council endorsed a change to the minimum lot size standard for subdivision within the previously approved superlot areas. The superlot areas are zoned R3 Medium Density Residential.

The endorsed change reduces the minimum lot size for subdivision in these areas from 600m² to 450m². This provides for increased diversity in residential lot sizes within the subdivision and supports diversity in housing types.

Lennox Rise and other new development areas in Lennox Head and Skennars Head such as Epiq, Aureus and The Crest are occurring consistent with local and State government planning policy. Plans such as the Lennox Head Structure Plan, Ballina Shire Growth Management Strategy and the State Government's North Coast Regional Plan recognise these sites as residential growth areas (subject to detailed assessment of site characteristics and suitability).

The Lennox Head Structure Plan, Ballina Shire Growth Management Strategy and the North Coast Regional Plan have each been through public exhibition and community engagement processes. These plans are now in the process of being implemented by Council with residential subdivisions being one aspect of the delivery of these plans.

The Lennox Head Structure Plan followed the preparation of the Lennox Head Community Aspirations Strategic Plan in 2002. This plan set a strategic direction for Lennox Head that has formed a basis for current planning outcomes in Lennox Head. Council is presently in the early stages of commencing a review of the strategic plan. It is expected that there will be opportunities for community input and feedback in relation to the future of Lennox Head in the coming 12-18 months.

40 cherry street, po box 450, ballina nsw 2478
t 1300 864 444 e council@ballina.nsw.gov.au w ballina.nsw.gov.au abn 539 29 887 369

Page 2

23 April 2021

In relation to infrastructure, Council has established long term plans for the provision of open space, community facility, road, water and wastewater infrastructure and developments are required to meet various requirements through the planning provisions that apply. Examples of documents that set out planned infrastructure provision in association with development include the Ballina Shire Open Space and Community Facilities Contributions Plan, the Ballina Shire Roads Contributions Plan, Ballina Shire Wastewater Services Development Service Plan and Ballina Shire Water Supply Development Service Plan.


With respect to Hutley Drive South, this road is currently listed as an item for construction under the Ballina Shire Roads Contributions Plan. Under the current plan, the road is planned for construction in the period 2028 to 2036 and has an estimated cost of over \$13 million. The identified timing for construction of this road is based on consideration of a variety of factors including traffic modelling, road usage, road network capacity and needs across the shire.

More broadly, Council's local environmental plan and development control plan set out requirements for infrastructure provision, specifically addressing matters such as engineering standards for civil infrastructure works and utility provision (e.g. Council's DCP requires that all service infrastructure is to be designed and constructed in accordance with the Northern Rivers Local Government Development and Design Manual).

Council also considers planned infrastructure works on an annual basis through its Delivery Program and Operational Plan. Council is currently preparing its delivery program and operational plan for the 2021/22 to 2024/25 period. If you have further comments about the timing or priority assigned to public infrastructure works, you may wish to make a submission in response to the draft plan. The exhibition of this document is expected during May and June.

If you have any enquiries in regard to this matter please contact me on telephone 6686 1474 or by email pehd@ballina.nsw.gov.au.

Yours faithfully


Matthew Wood
Director
Planning and Environmental Health Division

40 cherry street, po box 450, ballina nsw 2478
t 1300 864 444 e council@ballina.nsw.gov.au w ballina.nsw.gov.au abn 539 29 887 369