



# Byron Shire Council



## Minutes

Ordinary Meeting  
Thursday, 6 February 2014

# BYRON SHIRE COUNCIL

Ordinary Meeting Minutes  
6 February 2014

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**MINUTES OF THE BYRON SHIRE COUNCIL ORDINARY MEETING HELD ON THURSDAY,  
6 FEBRUARY 2014 COMMENCING AT 9.04AM AND CONCLUDING AT 5.02PM**

#E2014/3452

**PRESENT:** Cr S Richardson (Mayor), Cr B Cameron, Cr C Cubis, Cr D Dey, Cr A Hunter,  
Cr S Ibrahim, Cr P Spooner, Cr R Wanchap and Cr D Woods

**Staff:** Ken Gainger (General Manager)  
Mark Arnold (Director Corporate and Community Services)  
Phil Holloway (Director Infrastructure Services)  
Ray Darney (Executive Manager Environment and Planning)  
Shannon McKelvey (Executive Manager Organisation Development)  
Joylene McNamara/Melissa Moore (Minute Taker)

*The Mayor opened the meeting and acknowledged that the meeting was being held on Bundjalung Country.*

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**PUBLIC ACCESS**

Prior to dealing with the circulated reports and associated information, a Public Access Session was held and Council was addressed on the following:

**Petition No.10.2. Reconsider the Beach Vehicles Policy regarding 4 wheel drive vehicles**

Warren Morgan addressed Council in favour of the recommendation.

**Report No.13.7. PLANNING – West Byron Urban Release Area State Significant Site Report -Submission to NSW Department of Planning and Infrastructure**

Stuart Murray addressed Council regarding this report.

**Report No. 13.1. New Year's Eve 2013 Outcomes and Recommendations**

Kathy Norley addressed Council regarding this report.

**Submission No. 1. Public Access**

Peter Wegner made a submission to Council regarding Public Access and its definition within the Code of Meeting Practice.

**Submission No. 2. Broken Head Quarry**

Peter Wegner made a submission to Council regarding the Broken Head Consultative Committee.

**Submission No. 3. Behaviour of beachgoers and treatment of dunes/natural environment**

Ginger Delgado made a submission to Council regarding behaviour of beach users at South Golden Beach over the Christmas period.

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**APOLOGIES**

There were no apologies.

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**REQUESTS FOR LEAVE OF ABSENCE**

There were no requests for leave of absence.

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**DECLARATIONS OF INTEREST – PECUNIARY AND NON-PECUNIARY**

Cr Woods declared a non-pecuniary interest in Notice of Motion 9.2. The nature of the interest being that she lives opposite The Terrace Caravan Park. Cr Woods elected to stay in the chambers and participate in the debate and vote.

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**TABLING OF PECUNIARY INTEREST RETURNS**

There were no Pecuniary Interest Returns tabled.

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**ADOPTION OF MINUTES FROM PREVIOUS MEETINGS**

**14-1 Resolved** that the Minutes of the following meetings be confirmed:

- Ordinary Meeting held on 12 December 2013
  - Byron Shire Reserve Trust Committee Meeting held on 12 December 2013
  - Extraordinary Meeting held on 19 December 2013
  - Byron Shire Reserve Trust Committee Meeting held on 19 December 2013
  - Resolution 13-731 made under delegated authority on 20 December 2013
- (Dey/Richardson)

*The motion was put to the vote and declared carried.*

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**RESERVATION OF ITEMS FOR DEBATE AND ORDER OF BUSINESS**

*The Mayor suspended standing orders to allow for items to be reserved for debate, being:*

**STAFF REPORTS**

**General Manager**

13.1. New Year's Eve 2013 Outcomes and Recommendations

**Corporate and Community Services**

13.3. Year to Date Finance Report – December 2013

**Environment and Planning**

13.4. Virtual Net Metering

13.5. Funding Allocation for Solar Power Generation – West Byron Sewage Treatment Plant

13.6. PLANNING – 10.2013.549.1 Subdivision to create thirty-one residential allotments – Stage 3 of Tallowood Ridge Estate

13.7. PLANNING – West Byron Urban Release Area State Significant Site Report – Submission to NSW Department of Planning and Infrastructure

**Infrastructure Services**

13.8. Results of Park and Ride Trial 2013/14

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REPORTS OF COMMITTEES

**Infrastructure Services**

14.2. Report of the Community Infrastructure Advisory Committee Meeting held on 5 December 2013

*The remaining Recommendations and Committee Recommendations were adopted as a whole, being moved by Cr Woods and seconded by Cr Richardson. Each recommendation is recorded with a separate resolution number commencing at Resolution No. 14-2 and concluding with Resolution No. 14-7.*

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**CORPORATE AND COMMUNITY SERVICES – STAFF REPORT**

**Report No. 13.2. Investments – December 2013**

**File No:** #E2014/574

**14-2 Resolved** that the report listing Council's investments and overall cash position as at 31 December 2013 be noted. (Woods/Richardson)

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**GENERAL MANAGER – COMMITTEE REPORT**

**Report No. 14.1. Report of the Internal Audit Advisory Committee Meeting held on 5 December 2013**

**File No:** #E2014/893

**14-3 Resolved:**

1. That Council note the minutes of the Internal Audit Advisory Committee Meeting held on 5 December 2013.
2. That in relation to Report No. 4.1 - Meeting Dates for Internal Audit Committee for 2014 (Corporate and Community Services #E2013/77731) Council adopts:
  1. That the following dates be adopted for the Internal Audit Committee meetings in 2014:
    - Thursday 20 February 2014
    - Thursday 24 April 2014
    - Thursday 21 August 2014
    - Thursday 13 November 2014
  2. That prior to the financial statements going to the Ordinary Meeting that they be presented to an Extraordinary Meeting of the Internal Audit Committee for discussion.
  3. That the Internal Audit Committee meetings commence at 10.00am.

(Woods/Richardson)

**14-4 Resolved** that in relation to Report No. 4.2 – 2012/2013 Financial Statements (Corporate and Community Services #E2013/77813) Council notes:

Committee Recommendation IA 4.2.1

That the Internal Audit Advisory Committee considered and noted the 2012/2013 Byron Shire Council Financial Statements including the Auditors Reports enclosed as part of Annexure 3(a) #E2013/71329 and Annexure 3(b) #E2013/77837. (Woods/Richardson)

# BYRON SHIRE COUNCIL

ORDINARY MEETING MINUTES

6 FEBRUARY 2014 (4 of 15)

- 14-5 Resolved** that in relation to Report No. 4.4 – Review of the Operations of the Ocean Shores Community Centre s355 Committee (Corporate and Community Services #E2013/69301) Council notes:

Committee Recommendation IA 4.4.1

That the Internal Audit Advisory Committee noted the “Review of Operations of the Ocean Shores Section 355 Committee – October 2013” prepared by Thomas Noble and Russell.  
(Woods/Richardson)

- 14-6 Resolved** that in relation to Report No. 4.3 – Internal Audit Report – Audit Committee (Corporate and Community Services #E2013/77691) Council note:

Committee Recommendation IA 4.3.1

That the Internal Audit Committee noted this report. (Woods/Richardson)

- 14-7 Resolved** that in relation to Report No. 5.1 – CONFIDENTIAL Four Year Internal Audit Strategy and 2014 Internal Audit Plan (Corporate and Community Services #E2013/77679) that Council adopt the Committee recommendation IAS.1.1 as follows:

1. That Council adopt the “Four Year Internal Audit Strategy and 2014 Internal Audit Plan – November 2013” (Annexure 2 #E2013/77851) prepared by Grant Thornton.
2. That the report and Annexure 1(c) to this report remain confidential. (Woods/Richardson)

PROCEDURAL MOTION

- 14-8 Resolved** that the order of business be changed to deal with items discussed during Public Access, those being Petition 10.2 and Reports 13.7. and 13.1. next on the Agenda.  
(Woods/Cameron)

*The motion was put to the vote and declared carried.*

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## ITEMS RESERVED FOR DEBATE

**Correspondence and Petitions No. 10.2. Reconsider the Beach Vehicles Policy regarding 4 wheel drive vehicles**

#E2013/82897

- 14-9 Resolved:**

1. That the petition regarding ‘Reconsider the Beach Vehicles Policy regarding 4 wheel drive vehicles’ be noted.
2. That Council review “Policy 5.39 Motor Vehicles on Beaches”. (Richardson/Woods)

*The motion was put to the vote and declared carried.*

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## ENVIRONMENT AND PLANNING – STAFF REPORTS

**Report No. 13.7. PLANNING - West Byron Urban Release Area State Significant Site Report - Submission to NSW Department of Planning and Infrastructure**

**File No:** Parcel No 114330/#E2014/2095

- 14-10 Resolved** to move into Committee to discuss Report 13.7. (Wanchap/Ibrahim)

*The motion was put to the vote and declared carried.*

*The meeting adjourned at 11.00am for a morning tea break and reconvened at 11.20am.*

**14-11 Resolved** to move out of Committee. (Woods/Cubis)

*The motion was put to the vote and declared carried.*

Moved: That Council make a submission to the Department of Planning in the following terms:

- a) That the SEPP be redrafted to reflect the provisions in the Byron Local Environmental Plan 2013.
- b) That the Draft Development Control Plan not be adopted due to it not complying with the requirements for a development control plan for an urban release area as set out in the Draft SEPP.
- c) That the Voluntary Planning Agreement incorporate provisions requiring either:
  - i) the developers advance a sufficient proportion of the VPA / local road upgrade funds which could be forwarded to Council to facilitate timely construction of the Bypass in a staged manner ; or
  - ii) the state government advances to Council the required capital funding to meet the capital funding shortfall (Council has \$2.5M in Section 94 funds available) and thus enable construction to proceed with the State to be progressively repaid by the developers as lots are released to the market.
- d) That the development control plan for West Byron incorporate a requirement that the developer provide appropriate water infrastructure within the development for a dual reticulation scheme to recycle water from the Byron Bay sewage treatment plant.

(Woods/Cubis)

AMENDMENT

**14-12 Resolved** that Council make a submission to the Department of Planning in the following terms:

- a) That the SEPP be redrafted to reflect the provisions in the Byron Local Environmental Plan 2013.
- b) That the Draft Development Control Plan not be adopted due to it not complying with the requirements for a development control plan for an urban release area as set out in the Draft SEPP.
- c) That the Department of Planning acknowledge that Council is the responsible Local Government Authority for the preparation of the urban release area DCP.
- d) That the developer of the West Byron Urban Release Area is responsible for funding the development of the urban release area DCP.
- e) That the Voluntary Planning Agreement incorporate provisions requiring:
  - i) the developers advance a sufficient proportion of the VPA / local road upgrade funds which could be forwarded to Council to facilitate timely construction of the Bypass ahead of subdivision; or
  - ii) the state government advances to Council the required capital funding to meet the capital funding shortfall (Council has \$2.5M in Section 94 funds available) and thus enable construction to proceed with the State to be progressively repaid by the developers as lots are released to the market; or
  - iii) a combination of both.

- f) The Design Flood Levels and Flood Planning Levels for the development must be consistent with Council's adopted flood study and flood management plan, which follows the process in the NSW Flood Plain Development Manual.
- g) That the development control plan for West Byron incorporate a requirement that the developer provide appropriate water infrastructure within the development for a dual reticulation scheme to recycle water from the Byron Bay sewage treatment plant.  
(Dey/Richardson)

*The amendment was put to the vote and declared carried.*

*Crs Dey, Richardson, Cameron, Wanchap and Spooner voted in favour of the amendment.*

*Crs Ibrahim, Cubis, Woods and Hunter voted against the amendment.*

*The amendment upon becoming the substantive motion was put to the vote and declared carried.*

*Crs Dey, Richardson, Wanchap, Spooner and Hunter voted in favour of the motion.*

*Crs Ibrahim, Cubis, Woods and Cameron voted against the motion.*

FORESHADOWED MOTION

- 14-13 Resolved** that Council review its Flood Study parameters and report back to Council.  
(Woods/Cubis)

*The motion was put to the vote and declared carried.*

*Crs Ibrahim, Dey, Cubis, Woods, Richardson, Cameron, Wanchap, Spooner and Hunter voted in favour of the motion.*

FORESHADOWED MOTION

Moved:

1. That the Council opposes the decision to identify the site as being of regional environmental planning significance and a SSS for the following reasons:
  - a) That the reason given, "As it represents a significant portion of the only remaining area within the Byron Shire that has been identified for potential urban development under the Far North Coast Regional Strategy" this indicates only local significance, not State significance.
  - b) That the reason given, "the proposed rezoning will contribute towards alleviating pressures on housing supply and affordability within the region" is flawed due to any new housing in Byron most likely to be expensive when compared to regional housing prices and thus, could not be said to 'provide affordability in a regional context.'
  - c) That the reason given "consideration of the site, as a whole, will enable a cohesive strategy for the land to be developed to ensure an appropriate mix of housing density and housing diversity is achieved within the environmental constraints of the site and the broader region" outlines insufficient justification for taking a local planning matter out of local planning hands as all subdivision planning 'enables a cohesive strategy for the land,' and this is best considered as part of a LEP process.  
(Richardson/Dey)

*The motion was put to the vote and declared lost.*

*Crs Dey, Richardson and Cameron voted in favour of the motion.*

*Crs Ibrahim, Cubis, Woods, Wanchap, Spooner and Hunter voted against the motion.*



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**GENERAL MANAGER – STAFF REPORT**

**Report No. 13.1.      New Year's Eve 2013 Outcomes and Recommendations**

**File No:**                #E2014/1792

Moved:

1. That Council note the overview of NYE 2013 in Byron Bay Town Centre and feedback from stakeholders presented in this report.
2. That Council note the internal budget adjustments which were made in accordance with operational requirements and committee recommendations.
3. That Council holds a workshop within one month to discuss the options detailed below and invite submissions from stakeholders and community regarding NYE activities.
4. That Council adopt the following principles for NYE 2014:
  - a) Council affirms that New Year's Eve (NYE) celebrations in Byron Bay are an 'event' that Council actively plans and manages for broader community benefits, rather than just something Council has to address as a reaction to social issues.
  - b) Based on the successful components of the 2013 strategy, Council develop the 2014 NYE strategy in partnership and collaboration with all stakeholders with the continued focus on family friendly event activity and community participation.
  - c) Council, stakeholders and partners, actively explore and implement strategies which continue to reclaim community space for the enjoyment of the community as a proactive strategy to reduce antisocial behaviour.
  - d) Reducing traffic congestion to be a main consideration in the planning and provision of the event, including the individual components of the event. Specific attention to be given to minimising impacts to business when street closures are required and supporting innovative traffic reduction initiatives such as the bus lane and Park and Ride.
  - e) Develop and implement a detailed communication strategy to ensure effective distribution of critical information to the community, local business, residents and visitors which includes dedicated and promoted website/social media platforms.
  - f) Continued support, development and collaboration with partners and stakeholders to reduce the negative impacts associated with the social challenges linked to NYE, in particular issues around intoxication and antisocial behaviour.
  - g) Council supports the New Year's Day (NYD) First Sun initiative as an important event focus and develop opportunities for businesses and community groups to leverage event activity.
  - h) Opportunities for deriving and increasing revenue and reducing costs, including through development of partnerships, for activities that support the NYE event be maximised.
5. That the members of the 2013/2014 Summer Safety and Cultural Activities Committee be thanked for their time and effort and the valuable contribution made to the delivery of a successful NYE 2013.
6. That a review be conducted of the Community Summer Safety and Cultural Activities Committee structure, format and terms of reference with a report to be presented to Council as soon as possible to enable work to commence on NYE 2014.

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7. That Council seek advice from festival operators and telecommunications providers regarding future measures to ameliorate the impacts on telecommunication services related to festival operations and community safety events.
8. That Council consider the safety of all Shire residents and communities in the planning and delivery of future summer safety events.
9. That a full financial report be provided to council detailing costs and revenues for the NYE 2013. (Cameron/Dey)

**14-14 Resolved** that Cr Dey be granted a one minute extension to his speech. (Wanchap/Cameron)

*The motion was put to the vote and declared carried.*

## AMENDMENT

**14-15 Resolved:**

1. That Council note the overview of NYE 2013 in Byron Bay Town Centre and feedback from stakeholders presented in this report.
2. That Council note the internal budget adjustments which were made in accordance with operational requirements and committee recommendations.
3. That Council holds a workshop within one month to discuss the options detailed below and invite submissions from stakeholders and community regarding NYE activities.
  - a) Council affirms that New Year's Eve (NYE) celebrations in Byron Bay are an 'event' that Council actively plans and manages for broader community benefits, rather than just something Council has to address as a reaction to social issues.
  - b) Based on the successful components of the 2013 strategy, Council develop the 2014 NYE strategy in partnership and collaboration with all stakeholders with the continued focus on family friendly event activity and community participation.
  - c) Council, stakeholders and partners, actively explore and implement strategies which continue to reclaim community space for the enjoyment of the community as a proactive strategy to reduce antisocial behaviour.
  - d) Reducing traffic congestion to be a main consideration in the planning and provision of the event, including the individual components of the event. Specific attention to be given to minimising impacts to business when street closures are required and supporting innovative traffic reduction initiatives such as the bus lane and Park and Ride.
  - e) Develop and implement a detailed communication strategy to ensure effective distribution of critical information to the community, local business, residents and visitors which includes dedicated and promoted website/social media platforms.
  - f) Continued support, development and collaboration with partners and stakeholders to reduce the negative impacts associated with the social challenges linked to NYE, in particular issues around intoxication and antisocial behaviour.
  - g) Council supports the New Year's Day (NYD) First Sun initiative as an important event focus and develop opportunities for businesses and community groups to leverage event activity.

- h) Opportunities for deriving and increasing revenue and reducing costs, including through development of partnerships, for activities that support the NYE event be maximised.
- 4. That a full financial report be provided to council detailing costs and revenues for the NYE 2013.
- 5. That the members of the 2013/2014 Summer Safety and Cultural Activities Committee be thanked for their time and effort and the valuable contribution made to the delivery of a successful NYE 2013.
- 6. That a review be conducted of the Community Summer Safety and Cultural Activities Committee structure, format and terms of reference with a report to be presented to Council as soon as possible to enable work to commence on NYE 2014.
- 7. That Council seek advice from festival operators and telecommunications providers regarding future measures to ameliorate the impacts on telecommunication services related to festival operations and community safety events. (Ibrahim/Woods)

*The amendment was put to the vote and declared carried.  
Crs Dey, Richardson, Cameron and Spooner voted against the amendment.*

*The amendment upon becoming the substantive motion was put to the vote and declared carried.*

*The meeting adjourned at 12.50pm for a lunch break and reconvened at 1.42pm.*

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### MAYORAL MINUTE

#### **Mayoral Minute No. 8.1. Bangalow Pool**

#E2014/4209

**14-16 Resolved** that Council:

- 1. Note the preparation of a development application and business plan for a 25 metre community pool and centre in Bangalow, at no cost to Council.
- 2. Provide owners consent for lodgement of a development application for a public pool when lodged. (Richardson)

*The motion was put to the vote and declared carried.*

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### NOTICES OF MOTION

#### **Notice of Motion No. 9.1. Re-establish the Councillor Committee for the General Manager's Performance Review**

#E2014/3636

**14-17 Resolved** that in relation to Resolution 13-280, Council re-establish the Councillor Committee for the General Manager's Performance Review to comprise the Mayor and three other Councillors being Crs Ibrahim, Cameron and Woods. (Dey/Richardson)

*The motion was put to the vote and declared carried.*

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**Notice of Motion No. 9.2. Request for a public meeting to consider the North Coast Holiday Parks' Draft Plans of Management**

#E2014/3762

**14-18 Resolved:**

1. That Council request that North Coast Holiday Parks (NCHP) conduct an independently facilitated public meeting within the public exhibition period to consider the draft Plans of Management and consult with the Brunswick Heads community.
2. That the meeting consists of time allocated to NCHP, Brunswick Heads Foreshore Protection Group and questions from the audience.
3. That letters be sent to the Hon. Don Page MP and the Minister for Trades and Investment the Hon. Andrew Stoner seeking their support for the public meeting.
4. That Council seek legal advice on a number of issues relating to the issue of a licence.  
(Richardson/Woods)

*The motion was put to the vote and declared carried.*

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**PETITIONS**

**Correspondence and Petitions No. 10.1. In support of respectful campers staying in motorhomes and vehicles without harassment**

#E2013/82861

- 14-19 Resolved** that the petition regarding "In support of respectful campers staying in motorhomes and vehicles without harassment" be noted. (Woods/Richardson)

*The motion was put to the vote and declared carried.*

**1. Intention to revoke Buskers Permit No 76.2013.17**

The Mayor tabled a petition containing 39 signatures which states:

*"We the undersigned support the continuation of Peter's Palm Reading Service"*

**2. Acceptable conditions of use for Holiday Let Homes on Pacific Vista Drive**

The Mayor tabled a petition containing 12 signatures which states:

*"Many people in our street...have been and still are negatively impacted by indiscriminate holiday letting at several private residences on Pacific Vista Drive..."*

**3. Council carparks in Byron Bay**

The Mayor tabled a petition containing 150 signatures regarding consequences of removing the parking privileges to workers, shopkeepers, owners and alike in Council carparks in Byron Bay.

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**SUBMISSIONS AND GRANTS**

*There were no submissions or grants tabled.*

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**DELEGATES' REPORTS**

**1. Delegates Report for The Coastal Conference 12-15 November 2013**

*Cr Wood distributed hard copies to councillors and discussed the contents.*

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**CORPORATE AND COMMUNITY SERVICES – STAFF REPORTS**

**Report No. 13.3. Year to Date Finance Report – December 2013**

**File No:** #E2014/2564

- 14-20 Resolved** that the Year to Date Finance Report – December 2013 be received and noted.  
(Hunter/Woods)

*The motion was put to the vote and declared carried.*

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**ENVIRONMENT AND PLANNING – STAFF REPORTS**

**Report No. 13.4. Virtual Net Metering**

**File No:** #E2014/2703

- 14-21 Resolved** that Council pursue the potential for a virtual net metering trial in the Byron Shire with related energy stakeholders.  
(Woods/Richardson)

*The motion was put to the vote and declared carried.*

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**Report No. 13.5. Funding Allocation for Solar Power Generation – West Byron Sewage Treatment Plant**

**File No:** #E2013/72723

Moved:

1. That Council not fund solar photo voltaic works at the West Byron Sewage Treatment Plan at this stage.
2. That staff be authorised to continue to explore more viable options and to report back to Council if an option with an improved business case is identified. (Cubis/Woods)

*The motion was put to the vote and declared lost.*

*Crs Ibrahim, Dey, Richardson, Cameron, Wanchap and Spooner voted against the motion.*

**FORESHADOWED MOTION**

**14-22 Resolved:**

1. That \$137,500 be allocated from the sewer fund capital works reserve for the project management and installation of a roof mounted solar photo voltaic system at West Byron Sewage Treatment Plant.
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2. That Council proceed to a request for quotation for the supply and installation of a roof mounted solar system at the West Byron Sewage Treatment Plant. (Dey/Wanchap)

*The motion was put to the vote and declared carried.  
Crs Cubis, Woods and Hunter voted against the motion.*

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**Report No. 13.6. PLANNING – 10.2013.549.1 - Subdivision to create thirty-one residential allotments - Stage 3 of Tallowood Ridge Estate**

**File No:** #A2013/28032 x 242028

Moved: That pursuant to Section 80 of the Environmental Planning & Assessment Act 1979, development application no. 10.2013.549.1 for subdivision to create thirty-one residential allotments, one residual allotment, roads, stormwater detention basin, landscaping and related infrastructure works (Stage 3 of Tallowood Ridge Estate) be granted consent subject to conditions listed in Annexure 7(b) #E2014/3090, but with proposed condition 47 applying only to Lots 83, 71 and 63 and those lots southwards from those three. (Dey/Ibrahim)

## AMENDMENT

- 14-23 Resolved** that pursuant to Section 80 of the Environmental Planning & Assessment Act 1979, development application no. 10.2013.549.1 for subdivision to create thirty-one residential allotments, one residual allotment, roads, stormwater detention basin, landscaping and related infrastructure works (Stage 3 of Tallowood Ridge Estate) be granted consent subject to conditions listed in Annexure 7(b) #E2014/3090, with the exception of proposed condition 47 which is not to be imposed. (Woods/Hunter)

*The amendment was put to the vote and declared carried.  
Crs Ibrahim, Cubis, Woods, Richardson, Wanchap, Spooner and Hunter voted in favour of the amendment.  
Crs Dey and Cameron voted against the amendment.*

*The amendment, upon becoming the substantive motion, was put to the vote and declared carried.  
Crs Ibrahim, Dey, Cubis, Woods, Richardson, Cameron, Wanchap, Spooner and Hunter voted in favour of the motion.  
No Councillors voted against the motion.*

## FORESHADOWED MOTION

**14-24 Resolved:**

1. That a meeting be held between Council and the developers to discuss:
  - a) the sports fields component of the development
  - b) possible cat and dog prohibition in future stages of the development
  - c) limiting light spill within the development
2. That a report of the meeting be tabled. (Richardson/Dey)

*The motion was put to the vote and declared carried.*

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**INFRASTRUCTURE SERVICES – STAFF REPORT****Report No. 13.8. Results of Park and Ride Trial 2013/14****File No:** #E2014/1217

Moved:

1. That Council note the report and attached recommendations regarding the results and analysis of Park and Ride 2013/14, Special Event Parking Area, Butler Street early bird parking and the Shirley Street bus lane.
2. That Council continue with the Park and Ride initiative as a 3 year trial for the Christmas/New Year period (with summer 2013/2014 being the first year) to allow for greater lead time for promotion, coordination and partnership development and effective evaluation of the results over the longer term.
3. That plans begin immediately on summer 2014/2015 to provide the necessary lead time for project planning and development of a team to oversee the implementation of the Park and Ride trial initiative.
4. That for the future Park and Ride trials that an operation plan and budget be developed with referral to Council for approval and adoption.
5. That staff examine opportunities for deriving additional revenue and sponsorship for/from the event (including NYE) to help offset expenditure. This could include consideration by the local business community of a greater contribution either through volunteered or financial contributions.
6. That an evaluation method be developed to assess the Park and Ride trial initiative over the long term.
7. That a workshop be held with Councillors and stakeholders to consider the SEPA initiative and that this workshop be held within two months. (Richardson/Cameron)

**14-25 Resolved** that Cr Richardson be granted a three minutes extension to his speech. (Cubis/Dey)

*The motion was put to the vote and declared carried.*

**AMENDMENT****14-26 Resolved:**

1. That Council note the report and attached recommendations regarding the results and analysis of Park and Ride 2013/14, Special Event Parking Area, Butler Street early bird parking and the Shirley Street bus lane.
2. That Council consider the Park and Ride initiative as a 3 year trial for the Christmas/New Year period subject to an operation plan and budget being developed and referred to Council for approval and adoption.
3. That staff examine opportunities for deriving additional revenue and sponsorship for/from the event (including NYE) to help offset expenditure. This could include consideration by the local business community of a greater contribution either through volunteered or financial contributions.

4. That an evaluation method be developed to assess the Park and Ride trial initiative over the long term.
5. That the Special Event Parking component be considered separately with The Park and Ride initiative not linked to it nor dependant on the Special Event parking component.  
(Wanchap/Ibrahim)

*The amendment was put to the vote and declared carried.*

*Crs Dey, Richardson, Cameron and Spooner voted against the amendment.*

*The amendment, upon becoming the substantive motion, was put to the vote and declared carried.*

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### INFRASTRUCTURE SERVICES – COMMITTEE REPORT

**Report No. 14.2.            Report of the Community Infrastructure Advisory Committee Meeting held on 5 December 2013**

**File No:**                    #E2014/3102

**14-27 Resolved:**

1. That Council note the minutes of the Community Infrastructure Advisory Committee Meeting of 5 December 2013.
2. That in relation to Report No. 4.1 – Potholes and Road Pavement Defects (Community Infrastructure #E2013/72170 and CIAC Recommendation 4.1.1) Council:
  - a) Continue to hire a specialised pothole patching machine that uses compressed air and bitumen emulsion/precoated aggregate to fill potholes, until a Council plant item can be purchased;
  - b) Receive a review of the 10 Year Plant Replacement Programme, considering trading Council's Flowcon truck and tendering for a specialised pothole filling machine;
  - c) note a combined programmed and reactive approach to filling potholes using the one specialised pothole patching machine will continue for the remainder of the 2013/14 financial year;
  - d) note additional resources are only used when adverse weather conditions cause unacceptable conditions on our road network;
  - e) issue media releases to inform the community about these road pavement issues.
3. That in relation to Report No. 4.2 – Maintenance of Sealed Road Pavements (Community Infrastructure #E2013/72164), Council note that in 2010/2011 the Capital Works budget for roads was reduced by \$757,000 and remained low in subsequent years.  
(Dey/Cameron)

*The motion was put to the vote and declared carried.*



**BYRON SHIRE COUNCIL**

ORDINARY MEETING MINUTES

6 FEBRUARY 2014 (15 of 15)

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*There being no further business the meeting concluded at 5.02pm.*

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I hereby certify that these are the true and correct Minutes of this Meeting  
as confirmed at Council's Ordinary Meeting on 27 February 2014.

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Mayor Simon Richardson