



Byron Shire Council



Minutes

Byron Shire Reserve Trust Committee Meeting

Thursday, 25 May 2017

INDEX OF ITEMS DISCUSSED

The following items are listed in the order in which they were dealt with.

Report No. 4.1	Byron Bay Memorial Swimming Pool Complex-proposed 12 month Lease and Management extension.	3
Report No. 4.2	Request for a Temporary Licence to permit equestrian activities access through Lot 428 DP 729272.....	4

BYRON SHIRE COUNCIL

BYRON SHIRE RESERVE TRUST COMMITTEE MINUTES

25 May 2017

MINUTES OF THE BYRON SHIRE COUNCIL BYRON SHIRE RESERVE TRUST COMMITTEE HELD ON THURSDAY, 25 MAY 2017 COMMENCING AT 2.30PM AND CONCLUDING AT 2.37PM

I2017/687

PRESENT: Cr S Richardson (Mayor), Cr B Cameron, Cr C Coorey, Cr J Hackett, Cr A Hunter, Cr M Lyon, Cr J Martin, Cr S Ndiaye and Cr P Spooner

Staff: Ken Gainger (General Manager)
Mark Arnold (Director Corporate and Community Services)
Phil Holloway (Director Infrastructure Services)
Shannon Burt (Director Sustainable Environment and Economy)
Ralph James (Coordinator Legal Services)
David Royston-Jennings (Minute Taker)

The Mayor opened the meeting and acknowledged that the meeting is being held on Arakwal Country and that we pay our respects to the elders past and present and extend our respect to the Bundjalung clans whose lands and waters are part of the Shire.

PUBLIC ACCESS

There were no requests to speak at Public Access.

APOLOGIES

There were no apologies.

DECLARATIONS OF INTEREST – PECUNIARY AND NON-PECUNIARY

There were no Declarations of Interest.

STAFF REPORTS - CORPORATE AND COMMUNITY SERVICES

Report No. 4.1 **Byron Bay Memorial Swimming Pool Complex-proposed 12 month Lease and Management extension.**

File No: I2017/494

17-196 Resolved:

1. That Council, subject to Crown consent, extend the lease/management agreement over part Road Reserve and part Council owned Operational Land (part Lot 4 DP 827049 and part Lot 5 DP 827049), known as the Byron Bay Swimming Pool Complex, to Fishheads@Byron Pty Ltd for a 3 year period (1 July 2017 to 30 June 2020).
2. That the extension be on the same terms and conditions contained in the current lease/management agreement, but with a CPI increase (based on all groups Sydney June) in the rent and management fee.
3. That the lease contains no carry over provisions after 30 June 2020.
4. Delegate the General Manager to negotiate a variation to the Deed agreement for the Complex

BYRON SHIRE COUNCIL

with the current lessees/managers (Fishheads @ Byron Pty Ltd) on a “without admission”, “without prejudice” and “without obligation” basis and subject always to all necessary approvals from external agencies and resolutions of the Reserve Trust and Council being obtained. (Spooner/Hunter)

The motion was put to the vote and declared carried.

**Report No. 4.2 Request for a Temporary Licence to permit equestrian activities
access through Lot 428 DP 729272**

File No: I2017/556

17-197 Resolved:

1. That Council, as the Reserve Trust, authorise equestrian activities to be included as a Class 2 activity in Policy 5.52 Commercial Activities on Coast and Riparian Crown Reserves; and
2. Authorise the General Manager to include equestrian activities as a commercial activity in Council s34A Crown Lands licence; and
3. Upon addition of equestrian activities into Councils s34A Crown Lands licence, issue a temporary licence for a term of twelve (12) months, to Cape Byron Seahorses Riding Centre for the purpose of access through Reserve R82780 being part of Lot 428 DP 729272 on condition:
 - a) that the temporary licence during the term, is only valid so long as Cape Byron Seahorses Riding Centre holds a current permits with Cape Byron Marine Parks or National Parks and Wildlife Services or both.
4. That licence fee for the term of the temporary licence be set at a rate of minimum annual Crown Rent of \$472.00 (ex GST). (Richardson/Spooner)

The motion was put to the vote and declared carried.

There being no further business the meeting concluded at 2.37pm.

I hereby certify that these are the true and correct Minutes of this Meeting as confirmed at Council’s Ordinary Meeting on 22 June 2017.

.....
Mayor Simon Richardson