

MINUTES OF MEETING



ARAKWAL MEMORANDUM OF UNDERSTANDING ADVISORY COMMITTEE MEETING

Venue	Arakwal Room, Byron Bay Library
Date	Tuesday, 1 March 2016
Time	11.30am

BYRON SHIRE COUNCIL

ARAKWAL MEMORANDUM OF UNDERSTANDING ADVISORY COMMITTEE MEETING MINUTES

1 MARCH 2016

Minutes of the Arakwal Memorandum of Understanding Advisory Committee Meeting held on Tuesday, 1 March 2016

File No: I2016/150

Present: Cr P Spooner (Chair), Cr S Richardson
Committee: Gavin Brown, Delta Kay
Staff: Mark Arnold (Executive Manager Corporate and Community Services)
Sarah Ford (Manager Community Development)
Belle Arnold (Indigenous Projects Officer)
Chris Larkin (Major Projects Planner) Items 6.1 and 6.2 only
Lisa Brennan (Minute taker)

Cr Spooner (Chair) opened the meeting at 11.55am and acknowledged that the meeting was being held on Bundjalung Country.

APOLOGIES:

There were apologies received from Annette Kelly and Judy Kay.

PROCEDURAL MOTION

Committee Recommendation:

That the apologies from Annette Kelly and Judy Kay be accepted and leaves of absence granted.
(Richardson/Spooner)
The recommendation was put to the vote and declared carried.

DECLARATIONS OF INTEREST – PECUNIARY AND NON-PECUNIARY

There were no declarations of interest.

ADOPTION OF MINUTES FROM PREVIOUS MEETINGS

Committee Recommendation:

That the minutes of the Arakwal Memorandum of Understanding Advisory Committee Meeting held on 25 November 2015 be confirmed.
(Richardson/Spooner)

The recommendation was put to the vote and declared carried.

BUSINESS ARISING FROM PREVIOUS MINUTES

Staff cultural training

Cr Richardson requested an update on staff cultural training, which was a resolution of Council. Belle sought clarification around wording of the original recommendation and asked the Committee for advice regarding what is specifically requested from Cultural Awareness Training. Belle advised the following:

- Online Cultural Awareness Training is provided to all current employees and all new employees via the induction process
- Past successful presentations regarding the Aboriginal portfolio to Council's staff forum as a way to increase awareness of current projects and issues locally

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- Presentation by Belle to Council staff forum on 15 March to keep staff updated on cultural projects.

Cr Richardson stated that he would like to see the Council induction for new staff members or Councillors to include history and highlights of what is happening on Arakwal land and providing totally localised information. Suggested to hold this training maybe twice a year, and also identify dates where cultural awareness could be incorporated.

There may be an opportunity to workshop following the flag raising ceremony. It was noted that Yvonne Stewart spoke at the first meeting of the current Council which was very positive and well received. Belle to provide an outline and bring back to the Committee.

STAFF REPORTS - CORPORATE AND COMMUNITY SERVICES

Report No. 5.1 **Arakwal Identified Area in the Byron Bay Cemetery**
File No: I2016/42

Committee Recommendation:

That the Arakwal MoU Advisory Committee note the progress of the investigations into the establishment of an identified area for Arakwal People in the Byron Bay Cemetery and request for the provision of further details from the Arakwal Corporation regarding scope and size.

(Spooner/Kay)

The recommendation was put to the vote and declared carried.

Report No. 5.2 **Ti Tree Lake PoM Update**
File No: I2016/44

Committee Recommendation:

1. That the Arakwal MoU Advisory Committee:
 - a) Consider the draft signage attached to this report to be installed on Council land in the Ti Tree Lake Aboriginal Place area;
 - b) Approve the locations for this signage to be installed in the Ti Tree Lake Aboriginal Place area.
2. That the Arakwal MoU Advisory Committee note the progress in the matter of Taylors Lake Road restricted access.
3. That the Arakwal MoU Advisory Committee recommend that Council, as a stakeholder, support the NPW Ti Tree Lake Plan of Management. (Spooner/Brown)

The recommendation was put to the vote and declared carried.

Committee Recommendation:

That the Arakwal MoU Advisory Committee recommend that Council write to the Jali Land Council informing them of Council's intention to install signs at Ti Tree Lake, and requesting approval from the Land Council to include their logo on the signs. (Richardson/Spooner)

The recommendation was put to the vote and declared carried.

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Report No. 5.3

Indigenous Projects Grant Applications Updates

File No:

I2016/45

Committee Recommendation:

1. That the Arakwal MoU Advisory Committee note the successful grant application for the "Singing Up Country" for Aboriginal language and arts projects in the Byron Shire.
2. That the Arakwal MoU Advisory Committee note that Council staff reapplied to NSW Department of Heritage to undertake an Aboriginal Cultural Heritage Planning Study for the Byron Shire. (Spooner/Richardson)

The recommendation was put to the vote and declared carried.

OTHER BUSINESS

6.1 DA for 50 lot subdivision at Brunswick Heads

Chris Larkin addressed the Committee and provided a map of the proposed subdivision, with a total area of 10ha. He advised that one third of the land is zoned 7B Coastal Habitat, other land zoned R3 medium density under Byron LEP 2014, which allows a mix of houses and medium density (townhouses, etc). The subdivision is for 50 residential lots, varying in size from 480m² to 2500m². The exhibition period closed on 16 February 2016. Delta Kay requested a walk through of the site; Chris advised that the Council planner is Rob van Iersel and he will contact him to make this request.

Committee Recommendation:

That the Arakwal MoU Advisory Committee request a full cultural heritage assessment on the development application for a 50 lot subdivision at Bayside, Brunswick Heads. (Kay/Brown)

The recommendation was put to the vote and declared carried.

6.2 DA for Byron Bypass 10.2016.77.1

Chris Larkin advised the Committee and provided maps of the bypass which has been identified on Council's planning scheme since 1988. He advised that a DA was submitted in 2015 then withdrawn, now resubmitted and is on public exhibition until 1 April 2016. Chris has a disk on the Heritage Assessment which he can provide to Gavin and Delta (Gavin already has a disk, not sure if it is the heritage assessment one, he will let Chris know).

Phil Warner and Simon Millicamp are the Project Officers. OEH have given certification for development to proceed, but have to provide offset for compensatory plantings. Council looking at sections where that may occur, not necessarily in the area where development is occurring. Gavin advised that this is not ideal, and Arakwal would prefer beautification closer to where development is occurring. Chris advised that Phil Warner may be able to provide an answer on which sites may be identified. Arakwal advised that the 7 recommendations within the heritage assessment be actioned. There have been a substantial number of submissions which will be considered as part of the consideration of the DA. The joint regional planning body will be the determination authority, Council can make a submission to that panel.

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Committee Recommendation:

That the Arakwal MoU Advisory Committee recommend that compensatory plantings be provided close to the immediate area surrounding the development of the bypass. (Brown/Richardson)

The recommendation was put to the vote and declared carried.

6.2 Whale Trail

This item was not discussed.

Next Meeting

Wednesday 25 May at 10.00am.

There being no further business the meeting concluded at 1.35pm.
