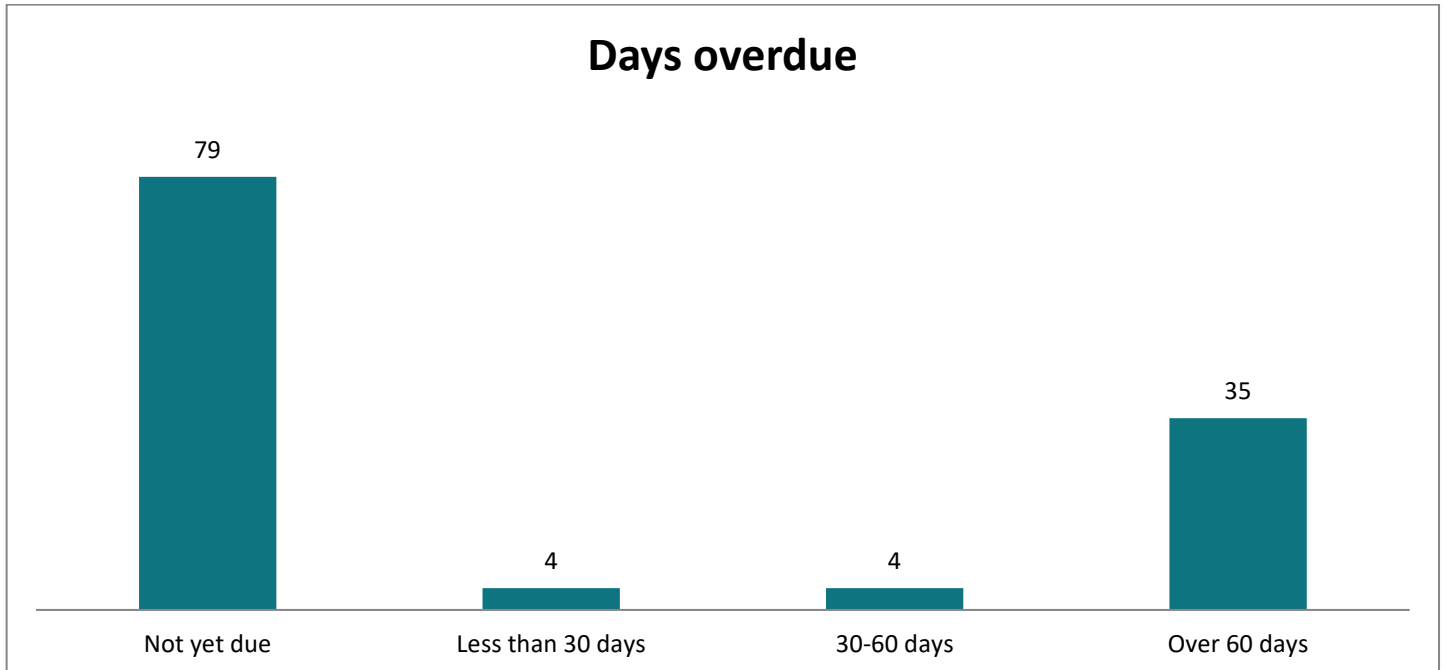


# ACTIVE RESOLUTIONS REPORT

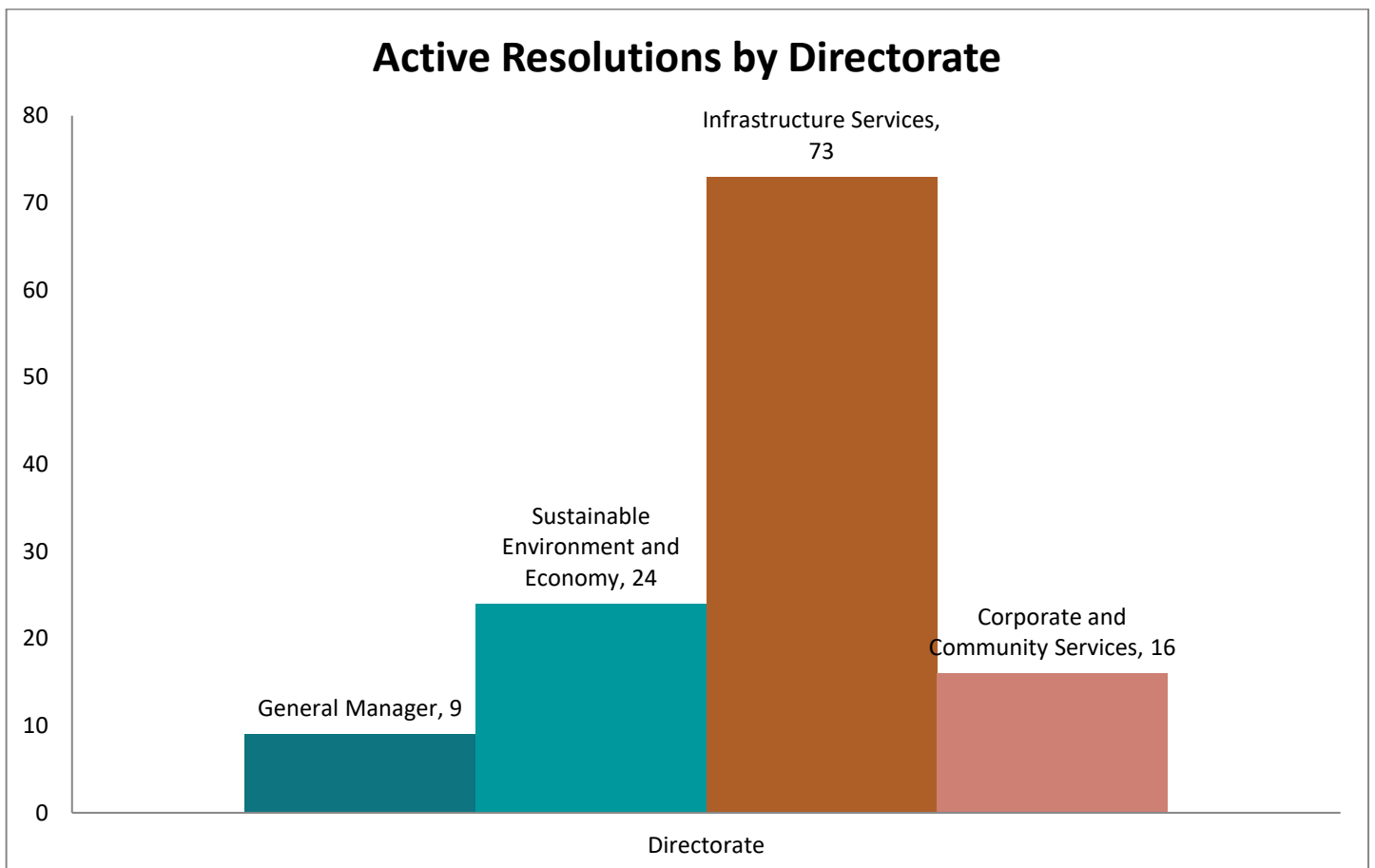
As at 31 December 2023

Total number of active resolutions as at 31 December 2023: **122**

## Days overdue



## Active Resolutions by Directorate



# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
20-127	Mullumbimby-Byron Bay Rail Link Report: I2020/407	26/03/2020	1/04/2021
		Directorate: Infrastructure Services Officer: Soulsby, Christopher	
Resolved that Council:			
1.	Commence planning for a rail link connecting Mullumbimby and Byron Bay as part of a multi use activation of the rail corridor.		
2.	Incorporate the project as a key element of the draft Integrated Transport Strategy, which is supported by Park and Ride and other measures to promote active and public transport development within the Strategy.		
3.	Prepare an economic and social business plan including development of a governance framework to support the project.		
4.	Provide notice of the intention to establish a rail link to Infrastructure Australia, Infrastructure NSW, TfNSW and other relevant agencies to seek advice on funding criteria and project development.		
5.	Investigate Federal, NSW and other funding bodies to identify funding sources including, but not limited to tourism, infrastructure, transport and climate change mitigation/adaption grants with a priority focus on funding vegetation removal within the rail corridor.		
6.	Actively seek expressions of interest from potential operators interested in providing commuter shuttle and visitor oriented services.		
7.	Seek support including funding through Federal and NSW Ministers for Transport, Hon. Tamara Smith MP, Hon. Ben Franklin MLC and Hon. Justine Elliot MP.		
8.	Receive six monthly reports on progress.		
9.	The business plan be included in the 20/21 Operational Plan, forward Delivery Plans and draft budget.		
10.	Item 2 above be funded from the existing Integrated Transport Strategy budget.		
11.	Implement Actions 4, 5, 7 and 8 immediately and include as part of a rail link project in the 20/21 Operational Plan and forward Delivery Plans that includes item 6 above as an action as well as consideration of a budget for project management.		
Mover: Basil Cameron		Seconded: Simon Richardson	
Comments:			
01 Dec 2022 2:17pm Black, Therese			
1.	Ongoing - Planning workshops were held in Nov 2020, Mar 2021, Sep 2021 and May 2022 with representatives from TfNSW along with other key NSW Government regional departments. Future workshops to be confirmed after TfNSW has completed their Options Study.		
2.	Completed - Council has incorporated the activation of the Rail Corridor into the draft Integrated Transport Strategy as a key element.,		
3.	Completed – staff commenced preliminary work on the potential governance framework. However, there are many factors that will influence the final governance model. Dan Champness TfNSW confirmed during the workshop on 5 March 2021 that the Government will have the major influence over the final Governance model. Awaiting further guidance from TfNSW.,		
4.	Completed – Letters to the above were sent on 19 June 2020. A single response was received from Chris Hanger, noting the government will require the following; evidence of a viable and sustainable business model; have undertaken effective community consultation and engagement with adjacent landholders that demonstrates overwhelming community support; and have addressed issues relating to potential biosecurity concerns.,		
5.	Ongoing - currently no funding opportunities have been identified to support this "Rail with Trail" project. However, ongoing consultation with TfNSW will support the final funding model. It is worth noting that Lismore Council received \$9.9m in funding from BBRF6 in 2021 to construct their Rail Trail from Bentley to Eltham Hotel.,		
6.	To be commenced concurrently or after the detailed engineering assessment work activity.,		
7.	Completed - Letters have been sent. No responses received.,		
8.	Ongoing - Quarterly progress report to be issued to Council. The cycle is actually every quarter due to the requirement of the Operations Plan.,		
9.	Completed - included in the 20/21 Operational Plan,		
10.	Completed - Incorporated the activation of the rail corridor into the Integrated Transport Strategy, together with recommended projects and actions, and will continue to be funded from the existing Integrated Transport Strategy.,		
11.	Items 4, 5, 7 and 8 are variously completed or in progress. Item 6 - a budget allocation was considered at several quarterly reviews in FY2021 and 21/22 with no budget applied to this project.		

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
20-572	MURC Bayshore Dr to Tyagarah Report: I2020/1560	22/10/2020	23/11/2020
		Directorate: Infrastructure Services	
		Officer: Soulsby, Christopher	
Resolved:			
1.	That Council prioritises the section of rail corridor between Bayshore Drive and Tyagarah for investigation into the alternatives including multi use.		
2.	That Council seeks community and local Land Care support to carry out environmental works on the rail corridor between Bayshore Drive and Tyagarah for removal of unwanted vegetation		
3.	That Council seeks funding for the clearing of the vegetation on the line		
4.	That Council, when funding is available, commissions a structural assessment and cost estimate of a sample of the timber bridges suitable for facilitating movement up to a weight that can support light rail and very light rail options outlined in the MURC.		
Mover: Simon Richardson		Seconded: Sarah Ndiaye	
Comments:			
01 Dec 2022 2:47pm Black, Therese			
1.	Further prioritization beyond Part 1 of Res 20-127.,		
2.	Advice has been sort from senior regional TfNSW officers, Dan Champness and Vicki Oszko. Whilst no response has been received to date it is expected this matter can be further raised at the next planned workshop (awaiting TfNSW to confirm workshop date).,		
3.	As per Part 5 Res 20-127.,		
4.	As per Part 11 Res 20-127, no funding has been allocated to undertake this engineering assessment. However, \$100,000 funding in FY2023 has been provided by TfNSW to fund a third party works application and vegetation clearing on the Mullumbimby to Byron Bay section of the Rail Corridor.		

Res No	Report Title	Meeting Date	Due Date
21-234	Byron Shire Rail with Trail (Update) Report: I2021/794	24/06/2021	26/07/2021
		Directorate: Infrastructure Services Officer: Soulsby, Christopher	
Resolved:			
1.	That Council continues to work with Transport for NSW on the delivery of outcomes articulated in Resolutions 20-127 and 20-572 and requests that TFNSW expedites a workshop meeting.		
2.	Seek TFNSW funding to clear vegetation from the rail corridor		
3.	Proactively engages with state and federal governments regarding funding for multi-use activation of the rail corridor.		
Mover: Basil Cameron		Seconded: Cate Coorey	
Comments:			
01 Dec 2022 2:19pm Black, Therese			
1.	Council is continuing to work with Transport for NSW on the delivery of outcomes articulated in Resolutions 20-127, 20-572 and 21-389, and 22-224. Awaiting confirmation from TFNSW to hold the third collaborative workshop/meeting. TfNSW are finalising the Options Study for the M1 interchange and the Rail Corridor.,		
2.	Ongoing - Discussions with TFNSW to fund the clearing of vegetation from the rail corridor. \$100k has been identified and will be made available in FY23 to prepare an application for third party works.,		
3.	Ongoing - State and Federal government grant funding opportunities are being sought for multi-use activation of the Byron Shire rail corridor.		

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
<b>21-239</b>	Mullumbimby Future Water Strategy <b>Report: I2021/781</b>	24/06/2021	1/03/2024
<p><b>Directorate:</b> Infrastructure Services <b>Officer:</b> Baulch, Dean</p> <p><b>Resolved</b> that Council adopts the following Committee Recommendations:</p> <p><b>Report No. 4.1 Mullumbimby Future Water Strategy</b> File No: I2021/781</p> <p><u>Committee Recommendation: 4.1.1</u></p> <p>That Council:</p> <ol style="list-style-type: none"> <li>1. Recognises that for the Mullumbimby township there are 2 water supply issues being considered at the moment, one being a potential drought next summer and the other being the long-term future water supply strategy.</li> <li>2. Undertakes works to complete the connection of the emergency supply to the rest of Mullumbimby.</li> <li>3. In relation to a long term strategy, firms up the management options including recognising the environmental impacts of each option, inclusive of impacts of Rous's own options (for options that use Rous water).</li> <li>4. Aims to produce a draft long-term strategy to go to a Strategic Planning Workshop with a view to putting the strategy on public exhibition.</li> </ol> <p><b>Mover:</b> Sarah Ndiaye <b>Seconder:</b> Paul Spooner</p>			
<p><b>Comments:</b></p> <p><b>31 Mar 2022 2:24pm Clark, Cameron</b>            1) Staff notes committee recommendation 4.1.1 (1) ,            2) Design spec currently being undertaken by Consultant ,            3) Report has been drafted and will be reported to April Council meeting ,            4) Forms part of the IWCM/SBP currently being undertaken by Consultant</p> <p><b>19 Sep 2023 2:26pm Baulch, Dean - Target Date Revision</b>            Target date changed by Baulch, Dean from 20 October 2022 to 01 March 2024 - It is expected the works will commence in early 2024 to connect the emergency supply to the rest of Mullumbimby. Detailed design is in progress. NSW PWA will be delivering this project.</p>			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
21-240	s7.11 and s7.12 Contributions Review <b>Report:</b> I2021/994	24/06/2021	26/07/2021
		<b>Directorate:</b> Infrastructure Services	
		<b>Officer:</b> Soulsby, Christopher	
<b>Resolved</b> that Council:			
1.	Be provided with a report by February 2022 reviewing the s7.11 and s7.12 contribution policies and providing options for amendment, including addressing:		
	a) whether the separate s7.12 policy is working as envisaged, and in the best interests of our community, since development contributions were split into s7.11 and s7.12.		
	b) whether the s7.12 policy and its current levels of contribution are 'fit for the future' given the current and predicted influx of larger DAs in the shire's non-residential areas.		
	c) whether the s7.12 policy adequately covers the range of civic infrastructure facing increasing demands from non-residential development.		
	d) whether the current s7.12 policy's failure to collect contributions for the road network be amended as non-residential development generates further demands on roads.		
2.	Be provided with a report by November 2021 which outlines the scope of the review above and flagged in the staff report.		
3.	Notes the proposed review for the contributions plan and considers the following within the scope of such a review:		
	a) strategic directions contained in town and village masterplans		
	b) potential for contributions toward public transport infrastructure		
	c) movement and place framework		
	d) changes in community expectations due to the COVID pandemic, as to the use of public space and priority infrastructure		
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Sarah Ndiaye	
<b>Comments:</b>			
<b>13 Oct 2022 1:46pm Black, Therese</b>			
The resolution is being actioned in the context of the review or the contributions system being undertaken by the NSW Department of Planning. A report on this matter will be presented to the November meeting of Council.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
21-344	YouthSay Program - Report and Recommendations Report: I2021/950	26/08/2021	1/07/2023
		Directorate: Corporate and Community Services	
		Officer: Fajerman, Emily	
Resolved:			
1.	That Council thanks the young people from Mullumbimby High School involved in the Byron Shire YouthSay Program and notes their report and presentation during public access at the 27 May Ordinary Meeting of Council.		
2.	That Council notes the feedback and report from the YouthSay program and implements the following suggestions from the young people:		
a)	undertakes a survey of young people about their transport needs		
b)	provides a report to Council detailing opportunities to develop or implement on demand public transport including for trials and to obtain grant funding.		
c)	coordinates a youth volunteer clean-up day in November 2021		
3.	Noting the request for a Youth Council and Res 21.242, Council undertakes targeted engagement to determine the preferred model that can give young people an effective voice in raising issues of concern to young people.		
4.	That Council receives a report regarding the outcomes of this youth engagement and the proposed forum for future youth engagement to commence in 2022.		
Mover: Basil Cameron		Second: Sarah Ndiaye	
Comments:			
14 Dec 2023 5:32pm Fajerman, Emily			
1.	Completed,		
2.	a) Completed. A broader youth survey was developed and included transport needs., b) Deferred due to flood recovery priorities and shared with Infrastructure Services Team for consideration and potential inclusion in 2023-2024 Operational Plan., c) Completed. Initially post-poned due to covid-19 restrictions and flood recovery. Waste education and composting workshop delivered at Mullumbimby High School in May 2023.,		
3.	Delayed due to flood recovery and reduced staff capacity. Action will be delivered in Quarter 3 with a report to Council in April 2024.,		
4.	To be completed once targeted engagement has concluded.		

Res No	Report Title	Meeting Date	Due Date
21-389	Byron Shire Rail with Trail (Update) Report: I2021/1418	23/09/2021	25/10/2021
Directorate: Infrastructure Services Officer: Soulsby, Christopher			
Resolved that Council continues to work with Transport for NSW on the delivery of outcomes articulated in Resolutions 20-127, 20-572, and 21-234.			
Mover: Michael Lyon		Second: Cate Coorey	
Comments:			
01 Dec 2022 2:22pm Black, Therese			
Council is continuing to work with TfNSW on the delivery of outcomes articulated in Resolutions 20-127, 20-572, 21-234 and 22-224.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
<b>21-451</b>	Workshop - Ocean Shores to Brunswick Valley STP Transfer <b>Report:</b> I2021/1495	28/10/2021	29/11/2021
<p><b>Directorate:</b> Infrastructure Services <b>Officer:</b> Clark, Cameron</p> <p><b>Resolved</b> that Council adopts the Committee Recommendations:</p> <p><b>Report No. 4.1 Workshop - Ocean Shores to Brunswick Valley STP Transfer</b> File No: I2021/1495</p> <p><u>Committee Recommendation 4.1.1</u></p> <p>That Council, in relation to Ocean Shores and Brunswick Valley STP's:</p> <ol style="list-style-type: none"> <li>Notes the status report.</li> <li>Recommits to reducing I/I in all sewer catchments.</li> <li>Proceeds to detailed design for infrastructure to transfer sewage flows from Ocean Shores STP to Brunswick Valley STP for: <ol style="list-style-type: none"> <li>All current and projected flows to Ocean Shores STP (for the purpose of temporary closure for repairs and flows in excess of wet weather capacity), and,</li> <li>With facility to continue to discharge an adjustable proportion of the flows to Ocean Shores STP (up to ~100% of current sewage flows) on an ongoing basis.</li> </ol> </li> <li>Investigates options for upgrades to Ocean Shores STP to rectify its prevailing condition, configuration, and redundancy issues, and to improve its efficiency and reliability. The capacity of the upgraded plant would not be required to be increased through the upgrades, and may be marginally reduced where cost effective to do so.</li> <li>Investigates options (including options with no Balancing Pond) for upgrades to Brunswick STP to rectify any prevailing issues (particularly in UV disinfection), and as required to accommodate the fraction of loads which cannot be reliably treated at the upgraded Ocean Shores STP.</li> <li>Receives a forward expenditure strategy based on timing of upgrades in Parts 2 &amp; 3 above, and on growth estimated in Council's planning strategies.</li> <li>Receives a briefing at its next Strategic Planning Workshop.</li> </ol> <p><b>Mover:</b> Sarah Ndiaye <b>Secunder:</b> Cate Coorey</p>			
<p><b>Comments:</b></p> <p><b>31 Mar 2022 2:27pm Clark, Cameron</b></p> <ol style="list-style-type: none"> <li>Council staff notes the council resolution.</li> <li>Recommits to reducing I/I in all sewer catchments. Project continues as per the project management plan, project objectives and associated schedule. The first pass of the maintenance hole condition assessments have been completed with reporting to follow. Approximately 170 maintenance holes could not be assessed due to issues with accessing them or locating them, primarily due to them being built over in Ocean Shores. A separate scope of works could be issued to investigate the locations. All CCTV assessments were completed in June 2021 with reports being finalised for catchments 3005, 4002, 4003, 4003, 5009. Budget was slightly overspent due to the number of lines that required heavy cleaning. It is anticipated that these reports will be finalised and submitted gradually throughout the first half of FY21/22.</li> <li>Council staff are developing scope of works to proceeds to detailed design for infrastructure to transfer sewage flows from Ocean Shores STP to Brunswick Valley STP for: <ol style="list-style-type: none"> <li>All current and projected flows to Ocean Shores STP (for the purpose of temporary closure for repairs and flows in excess of wet weather capacity), and,</li> <li>With facility to continue to discharge an adjustable proportion of the flows to Ocean Shores STP (up to ~100% of current sewage flows) on an ongoing basis.</li> </ol> </li> <li>Council staff are developing a scope of works relating to the Investigates options for upgrades to Ocean Shores STP to rectify its prevailing condition, configuration, and redundancy issues, and to improve its efficiency and reliability. Investigates options for upgrades to Ocean Shores STP to rectify its prevailing condition, configuration, and redundancy issues, and to improve its efficiency and reliability. The capacity of the upgraded plant would not be required to be increased through the upgrades, and may be marginally reduced where cost effective to do so.</li> <li>The scope of works include options (including options with no Balancing Pond) for upgrades to Brunswick STP to rectify any prevailing issues (particularly in UV disinfection), and as required to accommodate the fraction of loads which cannot be reliably treated at the upgraded Ocean Shores STP.</li> <li>Scope of works will include forward expenditure strategy based on timing of upgrades in Parts 2 &amp; 3</li> <li>Receives briefing at new strategic Planning Workshop. This will occur once scope of works has been developed and works carried out and reported back to WWSAC then to SPW</li> </ol> <p><b>30 Jun 2022 1:31pm Clark, Cameron</b> Council staff noted., Works have progressed both from Process design options including environmental assessments., Hold point is ready to be reported to the WWSAC on the October meeting as requested by the committee members.</p> <p><b>12 Apr 2023 9:24am Clark, Cameron</b> Ocean shores to Bruns Valley prelim design completed., Hold up on land access due to bike path now forming part of project</p>			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

## 21 Sep 2023 10:59am Clark, Cameron

3. Council staff have developed a scope of works to proceed to detailed design for infrastructure to transfer sewage flows from Ocean Shores STP to Brunswick Valley STP for the following,
  - a) Staff have completed current and projected flows to Ocean Shores STP (for the purpose of temporary closure for repairs and flows in excess of wet weather capacity), and,,
  - b) With facility to continue to discharge an adjustable proportion of the flows to Ocean Shores STP (up to ~100% of current sewage flows) on an ongoing basis.,
4. Council staff have completed engineering options analysis and MCA,
5. The scope of works included options (including options with no Balancing Pond) for upgrades to Brunswick STP to rectify any prevailing issues (particularly in UV disinfection), and as required to accommodate the fraction of loads which cannot be reliably treated at the upgraded Ocean Shores STP. ,
6. Scope of works has included forward expenditure strategy based on timing of upgrades in Parts 2 & 3 ,
7. Planning Workshop is scheduled for November committee meeting .

Res No	Report Title	Meeting Date	Due Date
22-063	Request for exemption of developer contributions by Byron Community Centre Report: I2022/63	24/02/2022	28/03/2022
		Directorate: Infrastructure Services	
		Officer: Soulsby, Christopher	
Resolved:			
1.	That Council advises the developer that the contributions required by condition 7 of development consent 10.2021.59.1 will not be waived; and		
2.	That Council grants delegated authority to the General Manager to determine an application made by the Byron Community Centre to waive the water and sewer levies required by condition 6 of development consent 10.2021.59.1 provided that the developer demonstrates that they meet the requirements of section 2.7 of the Development Servicing Plan.		
Mover: Mark Swivel		Seconder: Michael Lyon	
Comments:			
01 May 2023 11:54am Soulsby, Christopher			
Initial email advising of requirements to satisfy point 2 of the resolution was sent to Byron Community Centre on 22 February 2022., Email with further advice on how to address the resolution sent on 18 March 2022., Follow up email (E2023/42963) to Byron Community Centre sent 1 May 2023 seeking to complete application to wave contributions or to close out resolution.			



# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
22-224	Byron Shire Rail with Trail (Update) Report: I2022/116	26/05/2022	27/06/2022
Directorate: Infrastructure Services Officer: Soulsby, Christopher			
Resolved that Council:			
1.	Continues to work with Transport for NSW on the delivery of outcomes articulated in Resolutions 20-127, 20-572, 21-234 and 21-389.		
2.	Continues to seek funding opportunities to allow reactivation of the rail corridor within the Byron Shire.		
3.	Engages in discussions with Lismore City Council regarding collaboration on improved public transport strategies and use of the rail corridor.		
4.	Writes to Tamara Smith MP to inform her of the current status of the \$100,000 funding from TfNSW for the clearing of the rail corridor and the difficulties with complying with the timelines for the approval of the licence to undertake the clearing.		
Mover: Peter Westheimer		Second: Duncan Dey	
Comments:			
01 Dec 2022 2:22pm Black, Therese			
1.	Ongoing - Council continues to work with Transport for NSW on the delivery of outcomes articulated in Resolutions 20-127, 20-572, 21-234 and 21-389.,		
2.	Ongoing - Council continues to seek funding opportunities from both State and Federal grant programs to allow reactivation of the rail corridor within the Byron Shire.,		
3.	Ongoing - Council is in communication with Lismore City Council regarding collaboration on improved public transport strategies and use of the rail corridor. Below is the latest resolution from LCC at 22 March meeting: , 14.3 Northern Rivers Rail Trail - Bentley to Lismore - Project Funding, 65/22 RESOLVED that Council: , - Notes the project risks associated with the Northern Rivers Rail Trail between Bentley and the Lismore Railway Station project, and endorses the execution of the funding deed with the Federal government consistent with the support provided to date under Council's adopted Delivery Program. ,		
4.	Completed - Council has been successful in rolling over to FY2023; \$100,000 funding from TfNSW for the clearing of the rail corridor.		

Res No	Report Title	Meeting Date	Due Date
22-293	First Nations Voice to Council Report: I2022/675	23/06/2022	1/03/2024
Directorate: Corporate and Community Services Officer: Appo, Robert			
Resolved:			
1.	That Council notes Resolution 39 on a First Nations Voice to Council passed at the March 2022 Special Conference.		
2.	That Council engages with local First Nations stakeholders including the Arakwal MOU Committee, to develop an action plan on implementing Resolution 39 on a First Nations Voice to Council passed at the March 2022 Special Conference.		
3.	That Council aims to facilitate a First Nations Voice to Council by the end of its current term in September 2024.		
4.	That Council receives a report outlining the next steps for a comprehensive reconciliation action plan.		
Mover: Mark Swivel		Second: Sarah Ndiaye	
Comments:			
27 Mar 2023 9:51am Appo, Robert			
1.	Completed.,		
2.	Arakwal MOU committee to meet in April to finalise the MOU after advice received from Arakwal Board Meeting, 14 March 2023.,		
3.	Aboriginal Project Officer consulting with Aboriginal stakeholders groups within the Shire including Arakwal, Widjabal/Wyabal, Tweed Byron and Jali LALC.		
23 Oct 2023 1:58pm Appo, Robert - Target Date Revision			
Target date changed by Appo, Robert from 30 November 2023 to 30 November 2023 - Responding to No. 3 resolution. Council staff attended an Arakwal board meeting to discuss the MOU and options moving forward including a review of the MOU. Council have received minutes and actions for review and implementation for October/November 2023.			
19 Dec 2023 3:08pm Appo, Robert - Target Date Revision			
Target date changed by Appo, Robert from 30 November 2023 to 01 March 2024 - Council staff to attend a Councillor Workshop 1 February 2024 to discuss options for First nations voice and Aboriginal engagement framework.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
22-297	Flood problems at the end of Azalea Street Report: I2022/677	23/06/2022	25/07/2022
Directorate: Infrastructure Services Officer: Frumpui, Samuel			
Resolved:			
1.	That Council notes that residents at the end of Azalea Steet have experienced flood problems often in recent years, culminating in houses being flooded including with raw sewage during the 2022 flood event.		
2.	That Council receives a report on at least three issues visible to the trained eye in relation to these problems, namely:		
a)	the hydraulic influence of the private driveway in diverting floodwater out of the creek that drains Tallwood estate (shown in image #1 below) and the potential for that crossing to be reconfigured to occupy less waterway area and thus send less water onto Azalea Street;		
b)	the reconfiguring of the overflow from the SPS 4006 so as not to deliver overflow towards houses #34 to 38, via the stormwater pit shown in image #2 below; and		
c)	the potential for adding or increasing emergency storage volume and for providing backup power during blackouts, so that sewage doesn't overflow as it did in 2022.		
Mover: Duncan Dey		Seconded: Michael Lyon	
Comments:			
30 Jun 2022 1:23pm Clark, Cameron			
1. Noted.,			
2. Staff are currently investigation options around resilience relating to SPS 4006			
12 Apr 2023 9:40am Clark, Cameron			
Action items 2 a,b,c and d are currently being investigated by a consultant and report Due May 2023			
19 Sep 2023 2:45pm Holloway, Phillip - Reallocation			
Action reassigned to Frumpui, Samuel by Holloway, Phillip - Was allocated to Cameron Clark when acting Manager Works			

Res No	Report Title	Meeting Date	Due Date
22-342	Report No. 6.1 Deacon Street Sight Distance Report: I2022/579	11/08/2022	31/07/2023
Directorate: Infrastructure Services Officer: Frumpui, Samuel			
Resolved that Council adopts the following Committee Recommendations:			
Report No. 6.1 Deacon Street Sight Distance File No: I2022/579			
Committee Recommendation 6.1.1			
That Council:			
1.	Supports “No stopping” treatments around the corners of the access into Bangalow Parklands from Deacon Street, Bangalow;		
2.	The proposed treatments include:		
a)	Line-marking (yellow), marked up to the existing footpath crossing the Bangalow Parklands access and will extend around the corners for approximately 24 metres on the eastern approach, and 12 metres on the western approach of Deacon Street (as per figure 3 in the LTC report); and		
b)	“No stopping” signs installed on the western corner of the access as shown in figure 3 (as per figure 3 in the LTC report).		
Mover: Michael Lyon		Seconded: Sarah Ndiaye	
Comments:			
20 Mar 2023 9:01am Weallans, Kirk - Target Date Revision			
Target date changed by Weallans, Kirk from 12 September 2022 to 31 July 2023 - Works to be coordinated with other upcoming works in Mullumbimby to facilitate economy and efficiency.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
22-438	Rifle Range Road Traffic Calming Report: I2022/1013	25/08/2022	29/02/2024
		Directorate: Infrastructure Services Officer: Cornwall, Judd	
Resolved that Council:			
<div>1. Notes the recent listing of the NSW Koala Population as endangered.</div> <div>2. Notes the recent death of two breeding female Koalas and their Joeys in the Bangalow area</div> <div>3. Request that staff meet with residents from adjacent properties and prepares a report to Council on implementing and/or installing traffic calming options along the newly sealed section of Rifle Range Road in Bangalow north of Raftons Road.</div>			
Mover: Asren Pugh		Seconded: Sama Balson	
Comments:			
21 Dec 2023 10:49am Cornwall, Judd - Target Date Revision			
Target date changed by Cornwall, Judd from 14 December 2023 to 29 February 2024 - Staff reported to Council (Planning) on 7 December 2023, it was resolved that further consultation is required., 23-605 Resolved that:			
<div>1. This item be deferred until quarter 1 2024 and further information be provided regarding the option of introducing a lower speed limit and/or physical traffic calming, including speed bumps, and more detail on the access issues from physical calming devices referred to in the report. ,</div> <div>2. Staff consider an onsite meeting with impacted residents and invite representatives from Bangalow Koalas. (Pugh/Balson) , The motion was put to the vote and carried unanimously., Cr Ndiaye was not present for the vote.</div>			
21 Dec 2023 10:57am Cornwall, Judd			
Further Consultation required following the Council Planning Committee resolution on the 7 December 2023. Staff to meet residents onsite to discuss potential traffic management treatments.			

Res No	Report Title	Meeting Date	Due Date
22-460	Stormwater Investigation Requirements Report: I2022/1111	08/09/2022	30/06/2024
Directorate: Sustainable Environment and Economy Officer: Caras, Alex			
Resolved:			
<div>1. That Council acknowledges the values of:<div>a) infiltration of rainfall into the soil profile in all parts in the Shire, both for its provision of soil moisture for plant growth and for its reduction of stormwater runoff; and</div><div>b) in rural parts in the Shire, dealing with the impacts of impervious surfaces on the property itself, rather than shedding those impacts onto a downstream “receiving” environment.</div></div> <div>2. That Council accommodates within presentations proposed under Resolution 21-548, a further presentation on options to amend the DCP and other guiding documents in relation to stormwater investigations to require:<div>a) that the receiving catchment is investigated far enough downstream from any development site that development impacts on stormwater have become insignificant. Where this distance downstream cannot be otherwise determined, a test is made for a catchment of at least 10 times the catchment area on which runoff characteristics are proposed to be altered;</div><div>b) that no urban property can make impervious more than a certain percentage (eg 80%) of the property area; and</div><div>c) that no rural property (ie one with onsite sewage management) can make impervious more than a certain percentage (eg 60%) of the property area.</div></div>			
Mover: Duncan Dey		Seconded: Sarah Ndiaye	
Comments:			
27 Sep 2022 2:15pm Burt, Shannon			
<div>1. Noted ,</div> <div>2. work to be progressed by SEE/IS staff and report back to council as part of work being undertaken through resolution 21-548</div>			
03 Dec 2023 3:30pm Caras, Alex			
Actions currently being considered as part of review of DCP flood planning chapters by external consultant. Outcomes to be presented to a Flood Management Advisory Committee meeting in early 2024, during exhibition of draft DCP updates.			
22 Dec 2023 7:51am Burt, Shannon - Target Date Revision			
Target date changed by Burt, Shannon from 30 December 2023 to 30 June 2024 - to accommodate delays in the project			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
22-499	Report No. 4.4West Byron STP Compliance Report Report: I2022/947 Directorate: Infrastructure Services Officer: Baulch, Dean	29/09/2022	1/03/2024
Resolved that Council adopts the following Committee Recommendations:			
Report No. 4.4	West Byron STP Compliance Report		
File No: I2022/947			
Committee Recommendation 4.4.1			
That the Water and Sewer Advisory Committee:			
a)	Note the report and the attachments.		
b)	Note from the report in terms of Condition 9, that 2791ET (1.65ML/day) were connected between December 2002 and April 2022, and that reuse capacity is 3416ET (2.016ML/day), being the Melaleuca regeneration area, the West Byron STP onsite reuse and the urban reuse.		
c)	Note that further work on the recycled water applications is nearing completion and the committee receives a report at the next meeting.		
d)	The Operational Environmental Management Plan (OEMP) be updated, and an application be made to amend the consent to reflect an updated OEMP.		
Mover: Michael Lyon		Seconded: Alan Hunter	
Comments:			
13 Oct 2022 12:35pm Holloway, Phillip			
Item a - Noted, Item b - Noted, Item c - Noted, Item d - Operational Environmental Management Plan to be updated as per the resolution			
19 Sep 2023 2:38pm Baulch, Dean - Target Date Revision			
Target date changed by Baulch, Dean from 31 October 2022 to 01 March 2024 - The Operational Environmental Management Plan (OEMP) has been reviewed and updated, Recommendation report to amend the consent conditions is to be drafted for Council to consider.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
22-534	Pay Parking Potential Report: I2022/866	29/09/2022	29/02/2024
Directorate: Infrastructure Services Officer: Cornwall, Judd			
Resolved:			
1.	That in relation to parking in Brunswick Heads, Council;		
a)	allocates \$140,000 in the September quarterly budget review to fund an updated parking study including an expansion of the pay parking areas and an assessment of current supply and demand, time limits; and		
b)	receives a further report in April 2023 on the above and also on comparative pay parking rates in other Local Government Areas.		
2.	That in relation to parking within Mullumbimby, staff:		
a)	Consult with Transport for New South Wales (TfNSW) in relation to parking/overflow associated with the temporary housing within the rail corridor and possible legacy outcomes from this initiative related to parking areas; and		
b)	provide a further report on options to progress/fund a revised parking study.		
3.	That staff provide a further report recommending rules on the number of parking permits per residence and how a permit relates to a residence.		
4.	That Council notes, that stage 1 of the Broken Head Reserve Road parking improvements is scheduled to commence in September/October 2022 and at the completion of these works, a parking assessment to consider an expansion of the existing pay parking precinct will be undertaken and reported to Council for consideration		
Mover: Michael Lyon		Seconder: Peter Westheimer	
Comments:			
21 Dec 2023 11:02am Cornwall, Judd			
Council resolved to accept a paid parking scheme for Brunswick Heads (14 December 2023), further reporting is required to understand various permit change impacts resolution below., 23-652 Resolved that Council: ,			
1.	Notes the consultant's report provided in Attachment 1 (E2023/1203356); ,		
2.	Endorses the implementation of Brunswick Heads pay parking regime scenario 4 (extended boundary) contained within this report as recommended by staff and Bitzios Consulting. ,		
3.	Endorses the use of parking sensors on a trial basis within the core commercial centre of town on: ,		
a)	the eastern side of Park Street, between Fingal Street and Mullumbimbi Street, ,		
b)	the northern side of Fingal Street, between Park Street and Brunswick Tce, ,		
c)	the western side of Brunswick Tce, between Fingal Street and Mullumbimbi Street ,		
d)	the southern side of Mullumbimbi Street, between Park Street and Brunswick Tce. ,		
4.	Receives further reports: ,		
a)	detailing the implementation, resourcing and funding plan to deliver and operate the Brunswick Heads pay parking scheme.,		
b)	considering an increase in the residential parking scheme area across a larger part of Brunswick Heads due to potential impacts of an overflow from those wanting to avoid pay parking charges in the scheme area,		
c)	on the impact on potential revenue across the whole scheme of enabling a system whereby residents with cars registered in the NRJO area (Tweed, Ballina, Lismore, Kyogle, Richmond Valley and Clarence LGAs) were to receive a 50% discount on the hourly rate,		
d)	On the impact of hourly rates of \$3, \$4 and \$5,		
5.	Updates the fees and charges to change the 'Shire Resident or Ratepayer Exemption, or Resident Interim Parking Permit' from \$55 to \$0 at the time that the scheme becomes operational in Brunswick Heads.		

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
22-596	Civil Engineer Mentoring Report: I2022/1447	27/10/2022	28/11/2022
		Directorate: Infrastructure Services	
		Officer: Holloway, Phillip	
Resolved that Council:			
<div>1. Recognises a shortage of Civil Engineers to design and to supervise construction of works required within Byron Shire, as in neighbouring Shires, for flood recovery and especially for betterment of public infrastructure to withstand future impacts of natural forces (sometimes labelled a 'natural disaster').</div> <div>2. Considers during November harnessing local Civil Engineers whether retired or practising to help fill this gap by collaborating with Council-employed Engineers, on conditions that could include the following:<div>a) they be "members" or better of the Institution of Engineers Australia, including retired members;</div><div>b) they act as mentors of Council's own Engineers; and</div><div>c) Council provides support in relation to liabilities etc such that the mentor's contribution, while voluntary, is at no cost to themselves.</div></div> <div>3. Makes contact with such engineers through networks including qualified members of Council's Advisory Committees and via the local chapter of I E Australia.</div>			
Mover: Duncan Dey		Seconded: Michael Lyon	
Comments:			
27 Sep 2023 12:03pm Holloway, Phillip			
DIS has had preliminary discussions with SCU and representatives of IPWEA on developing a mentoring program. Formal request to be prepared by staff for further consideration.			

Res No	Report Title	Meeting Date	Due Date
22-603	Report in response to Res 22-461 Outcome of NSW Flood Enquiries <b>Report:</b> I2022/1260	27/10/2022	1/03/2023
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Frumpui, Samuel			
<b>Resolved</b> that Council adopt the following Committee Recommendations:			
<b>Report No. 4.1 Report in response to Res 22-461 Outcome of NSW Flood Inquiries</b> File No: I2022/1260			
<u>Committee Recommendation 4.1.1</u>			
1.	That the Committee notes the recommendations of the two NSW Flood Inquiry reports and that staff have commenced work to identify relevant actions to be pursued through Local, State and Federal avenues.		
2.	That Council support staff also working to support the following recommendations of the Parliamentary Inquiry:		
a)	Recommendation 10 - Work with the community broadcasting sector to identify ways in which community broadcasters could be better supported to provide critical services during natural disasters, with a view to providing them adequate long term funding.		
b)	Recommendation 15 - . Ensure that the current review of evacuation centres considers the role, accreditation and support of community evacuation centres, with the outcomes of this review to be made public and incorporated into the update of state emergency plans.		
c)	Recommendation 19 - Establish a standing workforce from within the public service to staff evacuation and recovery centres, with this workforce to be trained ahead of time and mobilised as soon as a natural disaster occurs		
<b>Mover:</b> Duncan Dey		<b>Seconded:</b> Sama Balson	
<b>Comments:</b> <b>27 Sep 2023 12:06pm Holloway, Phillip</b> LEMC has commenced review of Evacuation Centres with other relevant NSW Govt. Agencies eg NSW Health, SES, Police, DCJ, Red Cross, North Coast Area Health, Tweed LEMO, Byron LEMO			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
<b>22-647</b>	Report No. 4.2 Management of Bamboo at Bangalow STP <b>Report:</b> I2022/1285 <b>Directorate:</b> Infrastructure Services <b>Officer:</b> Baulch, Dean	24/11/2022	26/03/2024
<p><b>Resolved</b> that Council adopts the following committee recommendations:</p> <p>Report No. 4.2 Management of Bamboo at Bangalow STP File No: I2022/1285</p> <p><u>Committee Recommendation 4.2.1</u></p> <p>That Council:</p> <p>a) seeks the highest value outcome for the bamboo; and</p> <p>b) prepares a Master Plan for the Bangalow STP land</p> <p><b>Mover:</b> Michael Lyon <b>Seconder:</b> Sarah Ndiaye</p>			
<p><b>Comments:</b>  <b>19 Sep 2023 2:40pm Baulch, Dean - Target Date Revision</b>            Target date changed by Baulch, Dean from 26 December 2022 to 26 March 2024 - Has not been initiated due to resource limitations.</p>			

Res No	Report Title	Meeting Date	Due Date
<b>22-652</b>	Backzoning Linnaeus <b>Report:</b> I2022/1642 <b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Daniels, Steve	24/11/2022	31/12/2024
<p><b>Resolved</b> that:</p> <ol style="list-style-type: none"> <li>Council requests staff to commence preparation of a planning proposal to rezone the Linnaeus site (Lot 1 DP1031848 ) from its current SP1 Mixed Use Development Zone to a C4 Environmental Living Zone, such that no additional development can be undertaken on the site other than the existing approved land uses;</li> <li>Staff advise the landowners of point '1' above;</li> <li>The landowners be requested to submit any required technical studies for the site to support the proposed rezoning and at a standard to Council's satisfaction, to enable an assessment to be undertaken by or before April 2023;</li> <li>A gateway assessment report be presented to Council following completion of point '3';</li> <li>Consultation for the planning proposal by Council will be undertaken following the issue of, and in accordance with the gateway determination.</li> </ol> <p><i>Cr Balson was not present for the vote.</i></p> <p><b>Mover:</b> Michael Lyon <b>Seconder:</b> Duncan Dey</p>			
<p><b>Comments:</b>  <b>06 Dec 2022 11:52am Burt, Shannon</b>            1 staff to progress subject to 2 &amp; 3, 2 landowners to be advised of resolution and point 3 , 4 &amp; 5 subject to 1,2 &amp; 3  <b>30 Jan 2023 5:25pm Caras, Alex</b>            Landowner advised in accordance with Item 2. Staff still awaiting receipt of a peer reviewed coastal hazard assessment for the southern Byron LGA (which includes this site) before progressing remaining items.  <b>28 Feb 2023 3:47pm Caras, Alex</b>            Still awaiting completion of a peer reviewed coastal hazard study for subject land. Discussions with applicant ongoing. Assessment delayed and unlikely to be completed by April.  <b>04 Jul 2023 1:48pm Daniels, Steve</b>            Applicant preparing of technical studies in accordance with Item 3 of resolution. Coastal hazard assessment currently being undertaken in partnership with Council's CMP process.  <b>22 Dec 2023 7:53am Burt, Shannon - Target Date Revision</b>            Target date changed by Burt, Shannon from 30 November 2023 to 31 December 2024 - to accommodate delays in the project and statutory process to follow</p>			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
<b>22-658</b>	Vallances Road Options and Next Steps <b>Report:</b> I2022/1430	24/11/2022	26/12/2022
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Clark, Cameron <b>Resolved</b> that Council considers this report at the next available Councillor Workshop <b>Mover:</b> Peter Westheimer <b>Seconder:</b> Duncan Dey			
<b>Comments:</b>			

Res No	Report Title	Meeting Date	Due Date
<b>22-741</b>	Roadworks on Ewingsdale Road <b>Report:</b> I2022/1665	15/12/2022	16/01/2023
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Soulsby, Christopher <b>Resolved:</b> <ol style="list-style-type: none"> <li>That Council implements a policy of only conducting roadworks on Ewingsdale Road at night noting that minor maintenance works that can be easily ceased is not to be included in this prohibition.</li> <li>That Council implements a policy of not conducting roadworks on Bangalow Road and Broken Head Road during morning and afternoon peak hours.</li> <li>That Council writes to all relevant authorities, such as Essential Energy, requesting that they adhere to the same policies for work within the road corridor.</li> <li>That the emergency road works be exempt from the above policies.</li> <li>That Council receives a report to update Council on Transport for NSW plans to fix the Ewingsdale Highway interchange.</li> </ol> <b>Mover:</b> Asren Pugh <b>Seconder:</b> Duncan Dey			
<b>Comments:</b> <b>16 Mar 2023 12:48pm Holloway, Phillip</b> Point 1 - Noted, Point 2 - Staff advised of resolution, Point 3 - Letter to Essential Energy #2023/18121 sent on 21 February 2023., Point 4 - Noted, Point 5 - Report to be prepared/scheduled <b>19 Sep 2023 2:33pm Holloway, Phillip - Reallocation</b> Action reassigned to Soulsby, Christopher by Holloway, Phillip - Item 5 requires a status report to Council re upgrade to MR545			



# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-010	Expression of Interest for land for a Natural Burial Ground Report: I2023/97	09/02/2023	30/11/2023
		Directorate: Infrastructure Services Officer: Robertson, Malcolm	
Resolved that Council:			
<div>1. Engages in March 2023 with interested parties including the ‘Natural Burial Grounds Steering Group’ to develop an Expression of Interest that will be advertised as described in Part 3 below seeking dedication and public acquisition by donation or by purchase of private land for a Natural Burial Ground in Byron Shire.</div> <div>2. Develops as part of Part 1 a list of criteria for the land sought, including potentially its size and its location:<div>a) near bushland, so that bush regeneration will follow burial in open ground;</div><div>b) where road access is or can be made convenient and safe, including traffic and parking requirements.</div></div> <div>3. Advertises the Expression of Interest in May, or later if the parties need longer to agree, with responses due six weeks later.</div> <div>4. Receives a report that evaluates the Expressions of Interest after consultation with parties mentioned in Part 1 above.</div>			
Mover: Duncan Dey		Seconder: Michael Lyon	
Comments:			
05 Apr 2023 3:10pm Robertson, Malcolm Engagement with interested parties including the ‘Natural Burial Grounds Steering Group’ has been delayed primarily due to a lack of resource.			
05 Apr 2023 3:37pm Robertson, Malcolm Noting previous resolutions 22-102 and 22-657 regarding Vallances Road investigations for Natural Burial Ground site.			
28 Jun 2023 7:57am Robertson, Malcolm - Target Date Revision Target date changed by Robertson, Malcolm from 13 March 2023 to 30 November 2023 - Lack of resources to progress this initiative.			
27 Sep 2023 2:00pm Robertson, Malcolm Liaison with NBG representative has been initiated and advertisement is being drafted.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-091	Report No. 4.1Byron Shire Council-Strategic Fill Policy Report: I2023/113 Directorate: Infrastructure Services Officer: Holloway, Phillip	23/03/2023	24/04/2023
Resolved that Council adopts the following Committee Recommendations:			
Report No. 4.1      Byron Shire Council-Strategic Fill Policy File No: I2023/113 Committee Recommendation 4.1.1			
That the Floodplain Management Advisory Committee advises Council:			
1.      That committee members will meet between quarterly meetings to consider;  a)      changes to strengthen Chapters B14 and C2 of the 2014 Byron Shire Council Development Control Plan in relation to Fill on Floodplains;  b)      the value of a broader Policy that goes beyond what the DCP can achieve in limiting Fill on Floodplains;  and that the support of appropriate planning staff would be greatly appreciated in such considerations.			
2.      To resolve that the 2014 Byron Shire Council Development Control Plan should be updated as a priority each and every time a Floodplain Risk Management Study is created or updated within the Shire or across our Shire boundaries (eg the Tweed – Byron Coastal Creeks Flood Study of 2010).			
3.      To update the 2020 North Byron Floodplain Risk Management Study as soon as possible to reflect the February 2022 flood event.			
4.      To update the 2020 North Byron Floodplain Risk Management Plan as soon as possible to reflect changes caused by the February 2022 flood event.			
Mover: Duncan Dey		Seconded: Michael Lyon	
Comments: 11 Apr 2023 9:17am Moffett, Scott 1) Meeting to be organised by Flood and Drainage Engineer., 2) Noted and will be actioned by planning staff as required., 3)Noted and awaiting advise from Department of Planning and Environment via the 2022 Post Flood Analysis Report, 4)Noted and awaiting advise from Department of Planning and Environment via the 2022 Post Flood Analysis Report 28 Sep 2023 12:34pm Burt, Shannon - Reallocation Action reassigned to Holloway, Phillip by Burt, Shannon - Allocated to DIS for consideration as part of IS work program due to recent staff and resource changes.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
<b>23-120</b>	Mullumbimby Water Supply Strategy - Members' Motions <b>Report: I2023/345</b>	27/04/2023	29/05/2023
<p><b>Directorate:</b> Infrastructure Services <b>Officer:</b> Clark, Cameron</p> <p><b>Resolved</b> that Council adopts the following Committee Recommendations:</p> <p><b>Report No. 4.3 Mullumbimby Water Supply Strategy - Members' Motions</b> File No: I2023/345</p> <p><u>Committee Recommendation 4.3.1</u></p> <p>That the Committee advises Council to:</p> <ol style="list-style-type: none"> <li>1. Thank Hydrosphere for preparing the report 'Mullumbimby Water Supply Strategy, final draft December 2021', which was discussed at the meeting of this Committee on 28 September 2022, and not adopt its recommendations.</li> <li>2. Recognise that Mullumbimby's current water source at Lavertys Gap may not supply adequate volumes of water during drought for the supply area (Mullumbimby), but that an emergency supply is secured in the medium term via an option to draw on Rous Water.</li> <li>3. Recognise that the current treatment system is near or has passed its use-by date.</li> <li>4. Recognise that the weir at Lavertys Gap blocks fish passage and operates under a licence that does not require release of environmental flows to water the downstream environment.</li> <li>5. Recognise that the weir is aging and in need of repair, and is heritage listed along with other connected water supply infrastructure (such as the race).</li> <li>6. Seek from Rous Water a statement as to the Environmental / Social / Economic Impacts of the addition of the 2060 population of the Mullumbimby water supply network to the Rous water supply network.</li> <li>7. Following the meeting with representatives of Rous, consider investigation of matters that will enable a strategy for Mullumbimby's long term water supply based on the following concept: <ol style="list-style-type: none"> <li>a) Lavertys Gap as the source during flows in excess of environmental requirements;</li> <li>b) water stored off-stream between the source and Mullumbimby;</li> <li>c) water treated at a new location between the storage and Mullumbimby;</li> <li>d) water delivered to Mullumbimby and possibly beyond; and</li> <li>e) maximising demand management, including the harvesting of roof water.</li> </ol> </li> <li>8. The investigation above to include: <ol style="list-style-type: none"> <li>a) the topography of the terrain between Lavertys Gap and Mullumbimby, to identify potential dam sites;</li> <li>b) the hydrology of Wilsons Creek and its capacity to supply, including seasonality;</li> <li>c) the impact of climate change on supply and on demand (using CC data and methodologies in the pilot phase for local water supply through DPE, and applied in Regional Water Strategies);</li> <li>d) infrastructure needs including offtake, storage, treatment and linkages to the town's reservoirs;</li> <li>e) environmental assessments for the creation and operation of that infrastructure, including greenhouse gas emissions;</li> <li>f) assessment of the weir at Lavertys Gap including (i) structural integrity; (ii) means of creating fish passage; and (iii) how this proposal enhances its heritage and preservation; and</li> <li>g) economic assessment.</li> </ol> </li> </ol> <p><b>Mover:</b> Michael Lyon <b>Seconder:</b> Alan Hunter</p>			
<p><b>Comments:</b> <b>21 Sep 2023 12:31pm Clark, Cameron</b> No action items for staff</p>			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-134	Byron Shire Rail with Trail (Update)	27/04/2023	29/05/2023
	Report: I2023/215	Directorate: Infrastructure Services Officer: Soulsby, Christopher	
Resolved:			
1. That Council supports an extension being sought for the Transport NSW Grant for the Bangalow shared path project.			
2. That the matter Byron Shire Rail with Trail (Update) be deferred until the 22 June Ordinary Council Meeting.			
Mover: Sarah Ndiaye		Seconded: Sama Balson	
Comments:			

Res No	Report Title	Meeting Date	Due Date
23-141	Review of Council Policies - 2022-2023	27/04/2023	29/05/2023
	Report: I2023/412	Directorate: General Manager Officer: James, Ralph	
Resolved:			
1.	That the following policies be placed on public exhibition for the reasons stated alongside it for 28 days to allow for submissions:		
	a) Disposal of Assets Policy 2023 – as updated and shown in track changes at Attachment 1 (E2023/32428)		
	b) Strategic Partnerships Policy 2023 – as updated and shown in track changes at Attachment 2 (E2023/32764) and associated Unsolicited Proposals Guidelines at Attachment 3 (E2023/23342)		
	c) Urban Recycled Water Connections Policy 2019 – to be repealed		
	d) Water Conservation Policy 2019 – to be repealed		
2.	That:		
	a) should there be no submissions received for a policy, then the updated or repealed policy is endorsed from the date after the close of the exhibition period; and,		
	b) should submissions be received for a policy, they be reported to Council along with recommendations for any amendments considered appropriate.		
3.	That Council consult neighbouring Councils, including Clarence Valley Council, and LGNSW and seek legal advice, on how to create and operate a Land Acquisition Register.		
4.	That Council then consider further updating the draft Land Acquisition and Disposal Policy 2023 at Attachment 4 (E2023/32441) to mention such a Register.		
5.	That the final draft Land Acquisition and Disposal Policy 2023 be placed on public exhibition for 28 days to allow for submissions and that:		
	a) should there be no submissions received for a policy, then the updated or repealed policy is endorsed from the date after the close of the exhibition period; and,		
	b) should submissions be received for a policy, they be reported to Council along with recommendations for any amendments considered appropriate.		
Cr Pugh was not present for the vote.			
Mover: Duncan Dey		Seconded: Michael Lyon	
Comments:			
29 May 2023 9:33am Jones, Mila			
No submissions received on Disposal of Assets, Strategic Partnerships, Urban Recycled Water Connections or Water Conservation Policies. The Policies now adopted and repealed per part 2 of resolutions.			
29 Nov 2023 2:37pm Parkinson, Sarah			
Advice prepared and provided to Councillors.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-162	TAHE strategy for preserving a usable rail corridor Report: I2023/594	11/05/2023	12/06/2023
		Directorate: Infrastructure Services Officer: Soulsby, Christopher	
Resolved that Council			
1.	Writes to TAHE, to Transport for NSW, to the NSW Minister for Transport (Jo Haylen), and to the NSW Minister for Regional Transport and Roads (Jenny Aitchison) regarding preservation of the Casino to Murwillumbah Railway Land (the rail corridor) within Byron Shire and invites TAHE and Transport for NSW to attend a Councillor Workshop to be held in June or August 2023 or, if unable to attend, to respond in writing to the issues we raise below:		
	a) Does TAHE use a strategic approach when selling parts of the rail corridor within Byron Shire, such that minimum widths are maintained at each point along the corridor?		
	b) Does TAHE take account of future transport needs of the corridor such as, for example:		
	i. addition of a shared path for pedestrians and bicycles,		
	ii. possible duplication of tracks for rail transport, and		
	iii. possible connection of new villages that could be enabled by such transport.		
	c) Whether TAHE can adopt an approach to ensure the sale or transfer of corridor assets will not prevent dual tracks between Billinudgel and Bangalow plus appropriate sidings where needed.		
2.	Requests that staff notify Councillors when staff become aware of any impending sale or transfer of railway land.		
Mover: Peter Westheimer		Seconded: Duncan Dey	
Comments:			

Res No	Report Title	Meeting Date	Due Date
23-163	Lennox Head to Byron recreational coastal pathway Report: I2023/622	11/05/2023	15/03/2024
Directorate: Infrastructure Services Officer: Cornwall, Judd			
Resolved that Council supports and joins with Ballina Shire Council in its efforts to improve Active Transport connectivity between the two Shires through the following:			
1. Provides in principle support for the continuation of the recreational coastal pathway from Lennox Head to Byron Bay.			
2. Seeks a joint funding opportunity for a route options study into routes to link the recreational coastal pathway from Lennox Head to Byron Bay, including active transport linkages to potential future Rail Trails in the Shire.			
Mover: Michael Lyon		Seconded: Sarah Ndiaye	
Comments:			
08 Jun 2023 3:17pm Cornwall, Judd			
1. Noted			
2. Noted, Grant funding to be investigated, discussions with Ballina Shire have commenced.			
24 Oct 2023 1:19pm Cornwall, Judd - Target Date Revision			
Target date changed by Cornwall, Judd from 30 September 2023 to 30 November 2023 - Council staff have met with Ballina Shire to understand their preliminary investigations for a suitable corridor alignment. Staff will prepare a report to Council advising potential links within the Byron Shire to continue the coastal pathway.			
21 Dec 2023 11:06am Cornwall, Judd - Target Date Revision			
Target date changed by Cornwall, Judd from 30 November 2023 to 15 March 2024 - Further discussions required with Ballina Shire			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-185	Former South Byron Sewage Treatment Plant - Project Update <b>Report:</b> I2022/860	25/05/2023	26/06/2023
		<b>Directorate:</b> Infrastructure Services	
		<b>Officer:</b> Clark, Cameron	
<b>Resolved</b> that Council:			
1.	Notes the completion of the remediation of the land-based portion of the former South Byron Sewage Treatment Plant site, culminating in the receipt of the Site Audit Statement and Site Audit Report from the EPA accredited Contaminated Site Auditor;		
2.	Adopts Preferred Option 3 of the Options Assessment and Design Report (Australian Wetlands Consulting, Attachment 2) for the retained South Byron Sewage Treatment Ponds; and		
3.	Allocates \$600,000 from the Sewerage Fund Capital Works Reserve to be included in the Draft 2023/24 Budget to complete the detailed design and works phase of the South Byron Sewage Treatment Pond Rectification project.		
4.	Considers the future land use of the South Byron Sewage Treatment Plant at a future Councillor Workshop		
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Alan Hunter	
<b>Comments:</b> <b>21 Sep 2023 12:32pm Clark, Cameron</b> Council staff are currently undertaking an assessment for the future land use of the South Byron Sewage Treatment Plant. Workshop to date yet to be set			

Res No	Report Title	Meeting Date	Due Date
23-188	Community Member Presentation - Proposal for a Federal Heritage Conservation Area and New listed items <b>Report:</b> I2023/297	25/05/2023	30/06/2024
		<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Meech, Roseanna	
<b>Resolved</b> that Council adopts the following Committee recommendations:			
<b>Report No. 4.3 Community Member Presentation - Proposal for a Federal Heritage Conservation Area and New listed items</b> File No: I2023/297			
<u>Committee Recommendation 4.3.1</u>			
That the Heritage Advisory Committee:			
<div>1. Thank Jenna Reed Burn for her presentation, and work on the Preliminary Federal Village Heritage Assessment, and notes its recommendations for listings in Schedule 5 of the Byron Local Environmental Plan 2014.</div> <div>2. Supports further consultation occurring with residents and owners of the properties proposed to be listed as individual items, contributory items, and in the Heritage Conservation Area generally, prior to reporting any planning proposal with any new listings recommended to Council</div>			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Alan Hunter	
<b>Comments:</b> <b>20 Dec 2023 3:43pm Burt, Shannon</b> Landowner consultation complete. 4 submissions in support. Staff to progress with Planning Proposal preparation and report to council. <b>20 Dec 2023 3:44pm Burt, Shannon - Target Date Revision</b> Target date changed by Burt, Shannon from 30 November 2023 to 30 June 2024 - to allow time for project work to be completed and reported to Council.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-196	Setting the Shire's minimum rate Report: I2023/724	25/05/2023	30/06/2024
Directorate: Corporate and Community Services Officer: Brickley, James			
Resolved that Council:			
1. Notes the presentation on Pages 52 and 53 of 163 of Council's Agenda for 27 April 2023 where the impacts of changing the Shire's minimum rate are reported, using scenarios (i) with the published minimum rate of \$1,014 and (ii) with last year's minimum of \$969.			
2. Considers, before adopting the Shire's Integrated Planning documents for the 2023/2024 financial year including the Statement of Revenue Policy but after considering public submissions (both likely on 22 June), setting the Shire's minimum rate for the 2023/2024 financial year at \$1,000.			
3. Considers, when preparing such documents for future years including 2024/2025 using that same minimum.			
Mover: Duncan Dey		Seconders: Asren Pugh	
Comments:			
18 Dec 2023 8:48pm Brickley, James - Target Date Revision			
Target date changed by Brickley, James from 26 June 2023 to 30 June 2024 - As per the request of Cr Dey, resolution is to be kept open until Council has opportunity to consider the minimum rate to apply in the 2024/2025 financial year. This will be determined by 30 June 2024			

Res No	Report Title	Meeting Date	Due Date
23-199	Council-owned land in Belongil Report: I2023/733	25/05/2023	26/06/2023
Directorate: Infrastructure Services Officer: Soulsby, Christopher			
Resolved that Council receives a report regarding 3 lots it owns at Belongil, namely 6/3/1623, 7/3/1623 and B/371044 on:			
1. Vegetation types;			
2. Other constraints such as easements, encroachments or the land classification;			
3. The planning pathways available to Council should it wish to place removable cabins for the purposes of tourist and visitor accommodation, or to create a public recreation space on any part or all of the 3 lots.			
Mover: Michael Lyon		Seconders: Asren Pugh	
Comments:			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-215	Arakwal MOU review Report: I2023/569	25/05/2023	1/02/2024
Directorate: Corporate and Community Services Officer: Appo, Robert			
Resolved that Council adopts the following Committee Recommendations:			
Report No. 3.1 Arakwal MOU review File No: I2023/569			
Committee Recommendation 3.1.1			
That the Arakwal MoU Advisory Committee:			
1. Notes the Arakwal MoU draft review attachment (#E2019/90906).			
2. Provides input to the draft review and discusses next steps and possible options.			
3. Notes the Committee will hold an Extra Ordinary Meeting on 19 May 2023 to continue the Arakwal MoU review.			
Mover: Asren Pugh		Seconder: Michael Lyon	
Comments:			
26 Jul 2023 1:47pm Appo, Robert - Target Date Revision Target date changed by Appo, Robert from 26 June 2023 to 29 September 2023 - Arakwal have requested delaying next meeting until September due to ongoing Native Title meetings and Commitments.,			
1. Completed.,			
2. Arakwal MOU committee to meet in September to finalise the MOU after advice received from Arakwal Board Meeting, 14 March 2023.,			
3. Aboriginal Project Officer consulting with Aboriginal stakeholders groups within the Shire including Arakwal, Widjabal/Wyabal, Tweed Byron and Jali LALC.			
19 Dec 2023 3:09pm Appo, Robert - Target Date Revision Target date changed by Appo, Robert from 31 October 2023 to 01 February 2024 - Council staff to attend a Councillor workshop 1 February 2024 to discuss options for First nations voice and Aboriginal engagement framework.			



# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-217	New Brighton Parking Options Investigation	25/05/2023	31/10/2023
	Report: I2023/472	Directorate: Infrastructure Services	
		Officer: Avelino Gianelli, Isabella	
Resolved that Council adopts the following recommendations:			
Report No. 4.2 New Brighton Parking Options Investigation			
File No: I2023/472			
Recommendation 4.2.1			
1. That staff continue to develop designs to improve car parks in the area including North Head Carpark, The Esplanade North and provide way finding signage in the area to direct beach goers to the beach facility.			
2. That Council investigates closing all but 6 car parking spaces in The Esplanade South and providing further parking in Esplanade North, North Head Rd, Riversea Lane, Dolphin Lane and New Brighton for foot traffic beach access.			
3. That a further report is brought back to Council within 3 months of this date.			
4. That Council considers the eventual outcome of the dune continuing to move west onto the Esplanade and this aspect be referred to the CMP.			
Mover: Alan Hunter		Seconders: Michael Lyon	
Comments:			
08 Jun 2023 3:32pm Cornwall, Judd			
1. Noted			
2. Noted			
3. Under development			
4. Noted and to be referred to Chloe Dowsett			
21 Sep 2023 8:43am Cornwall, Judd			
Survey expected to be complete mid-October for the development of concept sketches for parking opportunities in Riversea Ln, Dolphin Ln, The Esplanade Nth and New Brighton Rd.			

Res No	Report Title	Meeting Date	Due Date
23-221	Bayshore Lane - One Way restriction	25/05/2023	1/02/2024
	Report: I2023/599	Directorate: Infrastructure Services	
		Officer: Cornwall, Judd	
Resolved that Council adopts the following Committee Recommendations:			
Report No. 6.2	Bayshore Lane - One Way restriction		
File No: I2023/599			
<u>Committee Recommendation 6.2.1</u>			
That the Local Traffic Committee endorse the implementation of one-way traffic within Bayshore Lane, Byron Bay (northbound) if community and stakeholder engagement does not raise any reasons not to proceed.			
Mover: Michael Lyon		Seconders: Duncan Dey	
<b>Comments:</b>			
<b>08 Jun 2023 3:34pm Cornwall, Judd</b>			
The Local Traffic Committee has endorsed the installation of the one way proposal. Engagement will take place in the form of a letter, advising residents that the one-way proposal supported by their (resident) petition was endorsed by Council and if they have any concerns regarding this treatment they are to contact staff within two weeks from receiving the letter.			
<b>21 Dec 2023 11:08am Cornwall, Judd - Target Date Revision</b>			
Target date changed by Cornwall, Judd from 30 October 2023 to 01 February 2024 - Concept drawing is now complete final consultation required.			
<b>21 Dec 2023 11:08am Cornwall, Judd</b>			
Consultation to start with impacted residents, early in the new year			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
<b>23-270</b>	North Byron Sky Pump Proposal <b>Report: I2023/652</b>	22/06/2023	24/07/2023
<p><b>Directorate:</b> Infrastructure Services <b>Officer:</b> Twohill, Steve</p> <p><b>Resolved</b> that Council does not adopt Committee Recommendation(s) 4.2 as shown in the attachment to this report, but instead adopts the Management Recommendation:</p> <p><b>Report No. 4.2</b>      <b>North Byron Sky Pump Proposal</b> File No: I2023/652</p> <p><u>Committee Recommendation 4.2.1</u></p> <p>That the Flood Advisory Committee recommends Council support the scope of the North Byron Sky Pumps Proposal with the following changes:</p> <p>1. That there be four scenarios namely:</p> <ul style="list-style-type: none"> <li>a) 100-year rainfall with 20-year ocean level;</li> <li>b) 20-year rainfall with 100-year ocean level;</li> <li>c) 20-year rainfall with 20-year ocean level;</li> <li>d) 100-year rainfall plus 100-year Climate change with 20-year ocean level plus 100-year Climate Change</li> </ul> <p>2. That the locations change:</p> <ul style="list-style-type: none"> <li>a) North of sports field at New Brighton (153.5503, -28.5063).</li> <li>b) South of levee at SGB (154.5499, -28.4984).</li> <li>c) Remnant dredged channel from 1970s in Billinudgel Nature Reserve (intersects remnant channels) (153.5506, -28.4856).</li> </ul> <p><u>Management Recommendation</u></p> <p>The above scenarios a) to d) do not allow for a potential east coast low that could hit the region bringing 100 year rain with 100 year ocean levels. Further scenario c) is a minor event when compared to 100 year events and is not really relevant to this investigation.</p> <p>It is recommended that scenario c be changed to '100-year rainfall with 100-year ocean level;'.</p> <p>Recommended resolution:</p> <p>That Council support the scope of the North Byron Sky Pumps Proposal with the following changes:</p> <p>1. That there be four scenarios namely:</p> <ul style="list-style-type: none"> <li>a) 100-year rainfall with 20-year ocean level;</li> <li>b) 20-year rainfall with 100-year ocean level;</li> <li>c) 100-year rainfall with 100-year ocean level;</li> <li>d) 100-year rainfall plus 100-year Climate change with 20-year ocean level plus 100-year Climate Change</li> </ul> <p>2. That the locations change:</p> <ul style="list-style-type: none"> <li>a) North of sports field at New Brighton (153.5503, -28.5063).</li> <li>b) South of levee at SGB (154.5499, -28.4984).</li> <li>c) Remnant dredged channel from 1970s in Billinudgel Nature Reserve (intersects remnant channels) (153.5506, -28.4856).</li> </ul> <p><b>Mover:</b> Michael Lyon      <b>Seconded:</b> Alan Hunter</p> <p><b>Comments:</b></p>			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-271	Byron Shire Post 2022 Flood Analysis Update Report: I2023/654	22/06/2023	24/07/2023
Directorate: Infrastructure Services Officer: Twohill, Steve			
Resolved that Council adopts the following Committee Recommendations:			
Report No. 4.4      Byron Shire Post 2022 Flood Analysis Update File No: I2023/654			
Committee Recommendation 4.4.1 That the Floodplain Management Advisory Committee recommends Council:			
1. Notes the report, the update by DPE and the Floodplain Management Advisory Committee minutes; 2. Expresses its concern at how long this project is taking; 3. Makes the Post-Event Flood Level Survey public, so that: a) It gets checked by those who provided the information, or were flooded, and b) It can be amended where necessary prior to the expensive task of flood modelling; 4. Thanks DPE for funding all the post-event technical analyses; and 5. Asks DPE to share draft reports as soon as possible with this Floodplain Advisory Committee, including via an Extraordinary Meeting if necessary.			
Mover: Michael Lyon		Seconders: Alan Hunter	
Comments: 26 Jun 2023 9:59am Moffett, Scott - Completion DPE to continue to provide regular updates to the BSC Flood Advisory Committee. 18 Sep 2023 11:54am Sills, Heather - Completion Uncompleted by Sills, Heather - Council resolved (23-387) to return this resolution to 'Active Resolutions'			

Res No	Report Title	Meeting Date	Due Date
<b>23-285</b>	Seek committee advice on Coastal Hazard Assessment <b>Report:</b> I2023/915	22/06/2023	30/06/2024
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> French, Sharyn <b>Resolved</b> that the Coastal Hazard Assessment Study be shared with the members of the Coast & ICOLL Advisory Committee once the expert peer review has been completed on the basis that it is kept confidential. <i>The motion (Lyon/Coorey) was put to the vote and declared carried.</i>			
<i>Cr Dey voted against the motion.</i> <b>Mover:</b> Michael Lyon			
<b>Seconders:</b> Cate Coorey			
<b>Comments:</b> <b>05 Sep 2023 12:17pm Dowsett, Chloe</b> The draft Coastal Hazard Assessment has been reviewed by DPE and external technical peer reviewer. Comments are being considered by the consultant. The final Coastal Hazard Assessment is expected in October 2023. The report will be shared with the Coast and ICOLL Advisory Committee once available and prior to be reported to Council. <b>22 Dec 2023 8:00am Burt, Shannon - Target Date Revision</b> Target date changed by Burt, Shannon from 24 July 2023 to 30 June 2024 - to accommodate project timeline and reporting.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-295	Changing the Net Zero Target to 2030 and Purchasing Carbon Offsets <b>Report:</b> I2023/403	22/06/2023	30/06/2024
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Briggs, Hayley			
<b>Resolved</b> that Council:			
<div>1. Notes the definitions of net zero and carbon neutrality.</div> <div>2. Receives a further report on whether meeting the proposed revised net zero target date of 2030 is achievable and how this might be achieved, with regard to the proposed pathways in the report and utilising the Climate Active Standard.</div> <div>3. Places the draft Carbon Offset Procurement Policy (Attachment 1, E2023/54559) on public exhibition and available for public comment for 28 days. Following this period, Council receives a further report. That members of the Climate Change and Resource Recovery Committee be specifically invited to make a submission.</div> <div>4. Notes the financial implications of achieving both carbon neutrality in 2025 and net zero in 2030</div>			
<b>Mover:</b> Asren Pugh		<b>Seconders:</b> Duncan Dey	
<b>Comments:</b> <b>13 Dec 2023 3:11pm Briggs, Hayley - Target Date Revision</b> Target date changed by Briggs, Hayley from 24 July 2023 to 30 June 2024 - Items 1, 3 & 4 are complete. Item 2 will be completed by 30 June 2024 - staff have engaged a consultant to provide advice on whether meeting the proposed revised net zero target date of 2030 is achievable. A report will be put to Council in the first half of 2024.			

Res No	Report Title	Meeting Date	Due Date
23-297	Busking Policy Review Report: I2023/783	22/06/2023	31/03/2024
Directorate: Sustainable Environment and Economy Officer: Johnstone, Dylan			
Resolved that Council:			
1. Places the Draft Busking Policy in Attachment 1 (E2023/56924) on public exhibition for a minimum period of 28 days.			
2. Following exhibition, receives a further report detailing submissions made.			
Mover: Cate Coorey		Seconders: Michael Lyon	
Comments:			
14 Nov 2023 9:00am Burt, Shannon - Target Date Revision Target date changed by Burt, Shannon from 30 September 2023 to 31 December 2023 - Delays in reporting due to other work priority matters			
14 Nov 2023 9:01am Burt, Shannon Submissions report to December Council meeting			
20 Dec 2023 3:46pm Burt, Shannon superseded by report to 7 December 2023 and Resolution 23-603			
22 Dec 2023 7:51am Burt, Shannon - Target Date Revision Target date changed by Burt, Shannon from 31 December 2023 to 31 March 2024			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-300	CONFIDENTIAL - 57 Station Street, Mullumbimby Report: I2023/818	22/06/2023	31/03/2024
Directorate: Sustainable Environment and Economy Officer: Burt, Shannon			
Resolved that Council:			
<div>1. Endorses the Mayor to sign an updated Project Agreement in the form of a Terms Sheet Agreement with Landcom to facilitate work with Council on an affordable housing project on 57 Station Street Mullumbimby, as described in this report.</div> <div>2. Delegates authority to the General Manager to run the tender process and documentation as described in this Report, accept the preferred Complying Tender, and enter into a Heads of Agreement, lease agreement and development deed at the relevant time.</div> <div>3. Receives a report for final determination should Community Housing Providers (CHPs) submit a non-complying tender and the Tender Evaluation Committee recommend the acceptance of that tender.</div> <div>4. Appoints the following staff to the Tender Evaluation Committee: Director Sustainable Environment and Economy and Director Corporate and Community Services.</div>			
Mover: Asren Pugh		Seconders: Michael Lyon	
Comments:			
20 Dec 2023 4:53pm Burt, Shannon Tender process closed December 2023.			
20 Dec 2023 4:54pm Burt, Shannon - Target Date Revision Target date changed by Burt, Shannon from 31 December 2023 to 31 March 2024			

Res No	Report Title	Meeting Date	Due Date
23-331	2023/24 Loan Borrowing Program	24/08/2023	29/03/2024
	Report: I2023/1195	Directorate: Corporate and Community Services	
		Officer: Brickley, James	
Resolved that Council:			
1.	Authorises the 2023/2024 loan borrowing program of \$11,687,000 for the following purposes outlined in this report.		
2.	Delegates to the General Manager to undertake loan borrowings for the purposes outlined in recommendation 1 and accept loan borrowing terms on behalf of Council that represents the best financial outcome amongst other loan offer(s) received.		
2.	Authorises the affixing of the Council seal to all documents that may require it, in regard to the 2023/24 loan borrowing program.		
Mover: Sarah Ndiaye		Seconders: Cate Coorey	
Comments:			
18 Dec 2023 8:52pm Brickley, James - Target Date Revision			
Target date changed by Brickley, James from 25 September 2023 to 29 March 2024 - Waiting to see if there is any potential downward movement in interest rates along with understanding the total of the borrowing requirement needed given various projects subject to loan funding may be further advanced and the extent of loan funding required will be clearer.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-337	Basketball Court Art Project Proposal received from Laith McGregor & Art Courts Australia Report: I2022/1901	24/08/2023	29/06/2024
Directorate: Corporate and Community Services Officer: Firth, Melitta			
Resolved that Council adopts the following Committee Recommendations:			
Report No. 4.1      Basketball Court Art Project Proposal received from Laith McGregor & Art Courts Australia File No: I2022/1901			
Committee Recommendation 4.1.1			
1.      That the Committee supports the proposal progressing including consultation with relevant stakeholders.			
2.      That the Committee recommends consideration of a broader review of the basketball and netball court areas for inclusion into an integrated activation plan.			
Mover: Sarah Ndiaye		Seconders: Cate Coorey	
Comments:			
31 Aug 2023 5:45pm Firth, Melitta 1 and 2. Requires overall area plan to progress.			
12 Sep 2023 4:04pm Firth, Melitta - Target Date Revision Target date changed by Firth, Melitta from 25 September 2023 to 29 June 2024 - Major project that will require consultation and scheduling.			

Res No	Report Title	Meeting Date	Due Date
23-338	Jonson and Lawson Street Roundabout Mosaic Artworks Report: I2023/557	24/08/2023	29/06/2024
Directorate: Corporate and Community Services Officer: Firth, Melitta			
Resolved that Council adopts the following Committee Recommendations:			
Report No. 4.2      Jonson and Lawson Street Roundabout Mosaic Artworks File No: I2023/557			
Committee Recommendation 4.2.1			
1. That the Committee acknowledges that the location of the artwork no longer complies with road safety standards and the cost/benefit of repairing the work is prohibitive.			
2. That the Committee recommends examining the possibility of salvaging some of the existing artwork.			
3. That the Committee recommends commissioning a new artwork in a more suitable location.			
Mover: Sarah Ndiaye		Seconders: Cate Coorey	
Comments:			
11 Dec 2023 12:17pm Firth, Melitta			
1. N/A,			
2. Salvaging mosaics has been discussed with Open Spaces team and should be simple.,			
3. Grant application unsuccessful for funding for this project. Council will work to include something in the redesign of main beach foreshore area.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-351	Dingo and Wild Dog Control in Byron Shire Report: I2023/920	24/08/2023	30/06/2024
Directorate: Sustainable Environment and Economy Officer: Caddick, Liz			
Resolved that Council:			
1.	Reviews the 2018-2023 Byron Shire Pest Animal Management Plan early in 2024 and that this review includes: a) Community engagement to identify community priorities and impacts on land managed by primary producers, traditional owners, rural lifestyle landholders, local community members and Land for Wildlife b) Engagement with researchers including those using updated DNA methods and non-lethal management practices to collate data relevant to the Byron Shire local environment to inform best practice pest animal management		
2.	Works with Local Land Services, independent scientists, traditional owners, and animal protection organisations to develop the best-informed Pest-Predator Management Plan for Byron Shire which will prioritise non-lethal pest management options.		
3.	Requests that the previously DNA tested samples from Local Land Services be shared with UNSW scientist Dr Kylie Cairns to run updated DNA testing.		
4.	Receives a report by March 2024 (prior to the 2024 trapping season) on the use of non-trapping investigative methods, monitoring and if necessary, cage traps, which can be used to successfully monitor and trap dingoes, roaming dogs, foxes and cats if used properly.		
5.	Explores opportunities and funding to work alongside above stakeholders to create awareness and education campaigns about Dingoes, as part of the Pest Animal Management Plan review.		
6.	Notes that there is a National Inaugural First Nations Dingo Forum 15-16 September 2023, hosted by GIRRINGUN Aboriginal Corporation, in relation to the cultural significance of the Dingo to First Nations People. The forum will review current methods of management, review legislation, and provide first nations perspectives.		
7.	Considers sending a delegate/s to the above events and for the findings to be considered as part of ongoing inclusion and consideration into the Byron Shire Pest Animal Management Plan in 2024.		
8.	Notes this resolution does not replace, Council Resolution on 27 April 2023 (23-124)		
Mover: Sama Balson		Seconder: Asren Pugh	
Comments:			
19 Dec 2023 3:39pm Caddick, Liz			
1.	Request for quote for review of 2018- 2023 Byron Shire Pest Animal Management Plan sent to selected contractors. , a) List of key stakeholders identified, including primary producers, traditional owners, rural landholders, local community members, government agencies, research scientists, other local councils and Land for Wildlife. , b) Staff have met with researchers from University NSW and Taronga Zoo regarding local DNA samples and opportunities to trial and monitor non-lethal management practices in Byron Shire. ,		
2.	Local Land Services will be developing a Pest-Predator Management Plan for Byron Shire and will liaise with Council regarding this during development of LLS plan.,		
3.	Local Land Services have advised they are able to share previously tested DNA samples with UNSW scientist Dr Kylie Cairns. Staff following up with LLS re best way to obtain these samples.		
20 Dec 2023 4:48pm Burt, Shannon - Target Date Revision			
Target date changed by Burt, Shannon from 25 September 2023 to 30 June 2024 - to allow project to be scoped and progressed			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-360	Northern and Western Rail Corridor Reports	24/08/2023	25/09/2023
	Report: I2023/786	Directorate: Infrastructure Services	
		Officer: Soulsby, Christopher	
Resolved that Council:			
1.	Proceeds with the planning, approval process, and preparation of an application for funding to implement on formation rail trails from Mullumbimby to Crabbes Creek and from the old Byron Bay station, through Bangalow to Booyong.		
2.	Seeks a lease over as much of the corridor as possible that would help: <ul style="list-style-type: none"><li>a. ensure the corridor remains in public hands</li><li>b. enable investigation of options for diverse housing within the corridor</li><li>c. enable the activation of unused space, infrastructure and buildings for community use</li><li>d. allow council to receive income for trail maintenance</li><li>e. allow environmental rehabilitation, including wildlife corridors</li><li>f. other options for public transport</li></ul>		
3.	Receives an update and a report on points one and two once the Northern Regional Railway Company degradation study has been provided to Council		
4.	Reiterates Council's ongoing support for Multi Use of the Rail Corridor between Byron Bay and Mullumbimby		
Mover: Asren Pugh		Seconders: Michael Lyon	
Comments:			

Res No	Report Title	Meeting Date	Due Date
23-365	Byron Shire Council Future Water Strategy	24/08/2023	25/09/2023
	Report: I2023/899	Directorate: Infrastructure Services	
		Officer: Clark, Cameron	
Resolved:			
Report No. 4.1 Byron Shire Council Future Water Strategy			
File No: I2023/899			
1. That Council defers Report No. 4.1 Byron Shire Council Future Water Strategy until Councillors have discussed the matter with Rous County Council at the first available workshop.			
2. That Council notes that this issue is of significant importance and will consult and inform the community in a meaningful way before making a decision.			
Mover: Michael Lyon		Seconders: Sarah Ndiaye	
Comments:			
21 Sep 2023 12:33pm Clark, Cameron			
Workshop with Rous and WSAC has been carried out., Planning workshop is planned for November 2023 with Council and Rous			

Res No	Report Title	Meeting Date	Due Date
23-369	Establishment of Alcohol Free Zones	24/08/2023	25/09/2023
	Report: I2023/1158	Directorate: Infrastructure Services	
		Officer: Frumpui, Samuel	
Resolved:			
1.	That in accordance with section 644B of the Local Government Act 1993, Council adopts the proposal to establish alcohol free zones in those parts of Byron Bay, Mullumbimby, Brunswick Heads, Ocean Shores, New Brighton and Suffolk Park, as are set out in the proposal, for a period of four years commencing 1 September 2023.		
2.	That operation of an established alcohol-free zone be suspended for approved footway restaurants (both present and future), where the operator requests suspension of the Alcohol-Free Zone to allow alcohol to be consumed with the footway restaurant, during the restaurant's hours of operation.		
Mover: Cate Coorey		Seconders: Duncan Dey	
Comments:			
27 Nov 2023 5:06pm Sills, Heather - Reallocation			
Action reassigned to Frumpui, Samuel by Sills, Heather - Works team delivering signage updates			



# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-381	Annual expenditure on consultants & Conflicts of Interest Report: I2023/1317	14/09/2023	16/10/2023
Directorate: Corporate and Community Services Officer: Sills, Heather			
Resolved that Council:			
1. Discusses at the next available Councillor Workshop reporting that could be received on the following:			
a) The amounts Council spends in the second & third quarters of the 2023-24 financial year (for the May report) and in the fourth & first quarters of 2023-24 and 2024-25 respectively (for the November report) on consultants, including but not limited to			
i) contractors retained in-house;			
ii) technical, legal and financial advice received;			
iii) assistance in court or on threats of legal action;			
iv) planning assessment;			
v) etc.			
b) Opportunities to retain such capabilities in-house.			
c) The advantages & disadvantages of external advice over internal.			
d) What measures could Council take to improve its management of consultants' potential Conflicts of Interest and related matters.			
e) Consideration of whether Council could publish the brief that was given to any consultant as part of a Council report that includes the consultant's report.			
Mover: Duncan Dey		Seconded: Cate Coorey	
Comments:			
12 Dec 2023 8:20am Sills, Heather			
This item was discussed at the 30 November Councillor Workshop. Councillors requested to receive a report in May outlining:			
a) the spend on the consultants with the highest value in the reporting period,			
b) not required,			
c) not required,			
d) information about how conflict of interest management can be strengthened above the existing controls,			
e) information can be provided to councillors on request			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-385	Mullumbimby Heritage Park Landscape Masterplan Report: I2023/1083	14/09/2023	15/02/2024
Directorate: Infrastructure Services Officer: Cornwall, Judd			
Resolved:			
1.	That Council adopts the Heritage Park Landscape Masterplan (Attachment 1, E2023/78596).		
2.	That in implementing the Masterplan staff make their best endeavours to ensure the formalisation of parking is kept to a minimum and that effective barriers are installed that inhibit vehicle access to the park (eg bollards or plantings).		
3.	That Council recognises Heritage Park as a sanctuary and showcase for the flora of the Brunswick, Richmond and Tweed Valleys.		
4.	That Council requests a safety and solutions report regarding the safety of pedestrians and cyclists at the Brunswick Terrace and Tincogan Street intersection.		
Mover: Mark Swivel		Seconded: Sarah Ndiaye	
Comments:			
21 Sep 2023 12:33pm Robertson, Malcolm			
1.	Noted that That Council adopted the Heritage Park Landscape Masterplan,		
2.	Noted that in implementing the Masterplan staff will make their best endeavours to ensure the formalisation of parking is kept to a minimum and that effective barriers are installed that inhibit vehicle access to the park (eg bollards or plantings). ,		
3.	Noted that Council recognises Heritage Park as a sanctuary and showcase for the flora of the Brunswick, Richmond and Tweed Valleys. ,		
4.	Action for requested safety and solutions report regarding the safety of pedestrians and cyclists at the Brunswick Terrace and Tincogan Street intersection has been reassigned to Judd Cornwall.		
22 Dec 2023 1:10pm Cornwall, Judd - Target Date Revision			
Target date changed by Cornwall, Judd from 30 November 2023 to 15 February 2024 - Data required following summer holiday normalisation.			
22 Dec 2023 1:10pm Cornwall, Judd			
Safe System Assessment required data collection to be undertaken following school holiday period.			

Res No	Report Title	Meeting Date	Due Date
23-387	Council Resolutions Quarterly Review - Q4 - 1 April to 30 June 2023 Report: I2023/1127	14/09/2023	16/10/2023
		Directorate: Infrastructure Services	
		Officer: Soulsby, Christopher	
Resolved that Council:			
1. Notes the information provided in this report on active Council Resolutions in Attachment 1 (#E2023/67986).			
2. Notes the completed Resolutions in Attachment 2 (#E2023/67999).			
3. Does not record Resolutions 23-196 and 23-271 as complete, and returns those resolutions to 'Active Resolutions'.			
4. That a report be presented to the December 2023 meeting outlining a program to carry out Resolution 21-240.			
Mover: Peter Westheimer		Seconded: Duncan Dey	
Comments:			
18 Sep 2023 11:55am Sills, Heather			
1. Noted.,			
2. Noted.,			
3. Resolutions 23-196 and 23-271 returned to 'Active Resolutions'. ,			
4. Reassigned to A/Manager Assets and Major Projects to prepare a report to the December 2023 meeting outlining a program to carry out Resolution 21-240.			
18 Sep 2023 11:57am Sills, Heather - Reallocation			
Action reassigned to Soulsby, Christopher by Sills, Heather - Reassigned to A/Manager Assets and Major Projects to prepare a report to the December 2023 meeting outlining a program to carry out Resolution 21-240.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-389	Revised Delivery Program 2022-26 Report: I2023/1141	14/09/2023	16/10/2023
Directorate: Infrastructure Services Officer: Robertson, Malcolm			
Resolved that:			
<div>1. Council endorses the revised Delivery Program 2022-26 (Attachment 1 #E2023/40277) noting the inclusion of indicators from the Outcomes Measurement Framework (Attachment 2 #E2022126119) and the list of services as part of the service review process.</div> <div>2. In relation to DP Section 3.1 - Partner to nurture and enhance biodiversity, ecosystems, and ecology - Bush regeneration (Council land), Council:<div><div>a) At the Sept QBR makes an adjustment to Utilities Sewer System budget to allow additional allocation of \$28,000 to allow the current Bush Regeneration Program to be extended to cover the Utilities operational lands.</div><div>b) Requests a future report from Open Space &amp; Facilities on the options to address the Slash Pines plantation and within the Cavanbah Centre Community land.</div></div></div>			
Mover: Peter Westheimer		Seconded: Michael Lyon	
Comments:			
21 Sep 2023 9:48pm Sills, Heather - Reallocation			
Action reassigned to Robertson, Malcolm by Sills, Heather –			
<div>1. Revised Delivery Program 2022-26, as adopted by Council has been provided on Council's website.,</div> <div>2. Referred to Manager Open Spaces and Facilities for action.</div>			

Res No	Report Title	Meeting Date	Due Date
23-393	Report of the Climate Change and Resource Recovery Advisory Committee Meeting held on 29 June 2023 <b>Report:</b> I2023/1042	14/09/2023	16/10/2023
		<b>Directorate:</b> Infrastructure Services	
		<b>Officer:</b> Hanigan , Danielle	
<b>Resolved</b> that Council:			
1.	Notes the Minutes of the Climate Change and Resource Recovery Advisory Committee Meeting held on 29 June 2023;		
2.	Adopts the Committee's advice on Report 4.2 "Regional Waste Strategy and Waste to Energy" of that June meeting, namely the following Parts 3 to 6;		
3.	Opposes any incineration or waste treatment that results in worse environmental outcomes than current operations;		
4.	Supports the approach in the "NSW Energy from Waste Policy Statement 2022", that incineration facilities for the destruction of waste not be permitted;		
5.	Supports maintaining an open, investigative approach to long term waste management including alternative waste treatment, ensuring options are assessed transparently (to ensure the best outcome for the environment and our communities);		
6.	Continues to update the Committee (as part of the Resource Recovery Update to each Committee meeting) on regional waste management initiatives and any progress or changes in "energy from waste" status locally or at state level; and		
7.	Notes that Council has improved the energy efficiency of our wastewater network and thereby produced verifiable annual savings of over 1GWh or \$250,000 per year and that these projects included:		
	i) the installation of solar PV farms at three Sewage Treatment Plants (STPs) with a combined capacity of 303kW		
	ii) upgrading to energy efficient blowers at Byron STP,		
	iii) energy efficiency upgrades to the sewer pump station (SPS) network, and		
	iv) the creation of the position of Sustainability Officer Utilities (SOU).		
<b>Mover:</b> Duncan Dey		<b>Seconded:</b> Mark Swivel	
<b>Comments:</b> <b>12 Dec 2023 8:51am Wilde, Michelle - Reallocation</b> Action reassigned to Hanigan, Danielle by Wilde			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-424	Kolora Way - Alternative Scope of Works Report: I2023/649 Directorate: Infrastructure Services Officer: Walton, Joshua	28/09/2023	30/10/2023
Resolved that Council adopts the following Committee Recommendations:			
Report No. 4.3 Kolora Way - Alternative Scope of Works			
File No: I2023/649			
Committee Recommendation 4.3.1			
That Council:			
1. Seeks the additional funding to pursue the shared path bridge on Kolora Way as originally envisaged. 2. Notes that staff will bring this matter back to the next Moving Byron Committee.			
Mover: Michael Lyon		Seconded: Alan Hunter	
Comments:			

Res No	Report Title	Meeting Date	Due Date
23-435	School/community tree-planting program on Council owned or managed land <b>Report:</b> I2023/1124	28/09/2023	30/10/2023
		<b>Directorate:</b> Infrastructure Services	
		<b>Officer:</b> Robertson, Malcolm	
<b>Resolved</b> that Council:			
1.	Confirms the 'Horse Paddock' Lot 4 DP841856 as the preferred location for a proposed tree planting pilot program, with any works pending identification of recurrent annual maintenance budget for planted areas.		
2.	Refers this to the 30 September 2023 Quarterly Budget Review to see if funding can be identified as part of that process and if it can be that be included in the Budget Review.		
3.	Subject to identification of budget, endorses continued investigation into options for tree planting programs for the 'Horse Paddock' area (Lot 4 DP 841856) including a high-level strategic review and concept landscape design.		
<b>Mover:</b> Sarah Ndiaye		<b>Seconded:</b> Michael Lyon	
<b>Comments:</b>			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
<b>23-454</b>	Wallum DA10.2021.575.1 referral and assessment <b>Report:</b> I2023/1477	12/10/2023	29/02/2024
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Larkin, Chris			
<b>Resolved</b> that Council:			
1.	Notes local and broader community concern that this area will be rendered uninhabitable for several Threatened native Species and Ecological Communities by this development, and that many other native Species whose futures point towards becoming "Threatened" also occur on the property, and notes that these concerns include:		
	<ul style="list-style-type: none"> <li>a) whether the project will have, or is likely to have, a significant impact on any listed threatened species including on: Wallum Sedge Frog; Glossy Black-cockatoo; Koala; Mitchells Rainforest Snail; or Long-nosed Potoroo [refer EPBC Act Part 3 Subdivision C Sections 18 &amp; 18A];</li> <li>b) whether the project will have, or is likely to have, a significant impact on Koala habitat (see Figure 6 of the Byron Coast Comprehensive Koala Plan of Management);</li> <li>c) whether the project will have, or is likely to have, a significant impact on habitat of Glossy Black-cockatoo, which have been recorded feeding and roosting on the site consistently (the so-called "Bruns trio");</li> <li>d) whether the actions proposed includes any possibility of a "controlled action" [under EPBC Act Part 7 Division 1 Section 68(1)];</li> <li>e) the likelihood of survival of the local population of Wallum Froglet, despite a lack of research or results proving that habitat replacement as currently proposed ("ponds" to be dug in surrounding landforms) is successful;</li> <li>f) the true age of trees such as mature Scribbly Gums that have been allocated an age of 50 years, in conflict with evidence-based studies such as the "growth model method" [they are likely 200 to 400 years old];</li> <li>g) whether any trees that will be impacted by the project are of cultural heritage, through for example scarring on such trees, and would be deemed "intangible cultural assets";</li> <li>h) any other matters brought to light through for example (i) past submissions to various rounds of public exhibition, and (ii) recent claims of local environmental groups;</li> <li>i) the drainage problem noted under Condition 11b (no slope in the proposed North South Drain) can be overcome at all, and whether the required minimum 0.25% gradient can be achieved (both under current sea levels and under those indicated for the future, including for the year 2100 and beyond and including the possibility that flood levels will be found to be higher after re-calibration of computer models following the 2022 flood event); and</li> <li>j) there will be no change in the regime of stormwater flows leaving the developed site (with its impervious surfaces) compared to those that leave the site as is (with its flat gradients and sandy soils) for all frequencies of storms from 1-in-3-month through to rare floods; and</li> <li>k) that the site is flood prone as demonstrated in the February 2022 flood.</li> </ul>		
2.	Notes at least one request has been made (on 14 September 2023) notifying the NSW state Planning Minister Paul Scully and asking the federal Minister for the Environment, Tanya Plibersek, to call in the next development Stages of Bayside Brunswick (DA10.2021.575.1) under the Environment Protection and Biodiversity Conservation (EPBC) Act 1999 and to determine the project's impacts on Matters of National Environmental Significance (MNES) including nationally listed Threatened Species such as:		
	<ul style="list-style-type: none"> <li>a) the critically endangered Mitchells Rainforest Snail; and</li> <li>b) the Wallum Sedge Frog.</li> </ul> <p>and priority species under the federal Threatened Species Action Plan including:</p> <ul style="list-style-type: none"> <li>a) Koala; and</li> <li>b) Australasian Bittern.</li> </ul>		
3.	Writes to federal Minister for the Environment Tanya Plibersek requesting that she assess this project's impacts on MNES including those in Part 2 above and:		
	<ul style="list-style-type: none"> <li>a) the following EPBC listed fauna: Wallum Sedge Frog; Glossy Black-cockatoo; Koala; Mitchells Rainforest Snail; Long-nosed Potoroo; Eastern Grass Owl; and Collared Kingfisher;</li> <li>b) habitat for the following critically endangered species: Regent Honeyeater and Swift Parrot;</li> <li>c) the EPBC listed Endangered Ecological Community - Swamp Sclerophyll Forest on Coastal Floodplains; and</li> <li>d) the EPBC listed Pink Nodding Orchid (<i>Geodorum densiflorum</i>).</li> </ul>		

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

4. Writes to the NSW Minister for Planning Paul Scully requesting that he assess whether the project includes actions that are or may be "controlled actions" [under EPBC Act Part 7 Division 1 Section 69(1) and 70(1)].
5. Receives assessments of the Amended Management Plans submitted to Council for the development at Bayside Brunswick (DA10.2021.575.1) to ensure that those Plans comply with Consent Conditions set by the NRPP and with federal, state and local regulations, including separate assessments of Plans for:
  - a) Vegetation Management (Condition 6);
  - b) Wallum Froglet Management (Condition 7);
  - c) Construction Environmental Management (Condition 8);
  - d) Updated Surface and Groundwater Management (Condition 9);
  - e) Stormwater Maintenance Management (Condition 12);
  - f) Cultural Heritage Site Inspection (Condition 18).
6. Consults with traditional custodians connected to the site about its cultural significance as also revealed by mapping held under a Memorandum of Understanding with Tweed Byron Local Aboriginal Land Council.
7. Determines at a Council meeting the suitability of those Amended Plans and the efficacy of the proposed stormwater system, as pointed out in the note under consent condition 11b, after considering:
  - a) the assessments resulting from Part 5 above; and
  - b) return correspondence from the Federal Government resulting from Parts 2 and 3 above; and
  - c) return correspondence from the State Government resulting from Parts 2 and 4 above.
8. Seeks legal advice on avenues by which an appeal can be made against the approval granted in May 2023 despite being out of time.
9. Seeks clarification from the Department of Planning and Environment around the process and the information on which the issue of the section 34a Certificate was based.

**Mover:** Duncan Dey

**Seconded:** Sarah Ndiaye

## **Comments:**

**22 Dec 2023 7:41am Burt, Shannon**

1. Note only,
2. Note only,
3. Letter sent 20/10/23 E2023/109201 Reply dated 23/11/23 E2023/127730,
4. Letter sent 20/10/23 E2023/109198 Reply dated 14/12/23 E2023/132305,
5. Report 14/12/23 Resolution 23-651,
6. In progress,
7. Noted and to be within Council remit,
8. Legal advice sought and under privilege circulated to councillors 19/10/23, 9 Email sent to DPE 14/11/23 Follow up email sent 22/12/23

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-459	PLANNING - Brunswick Heads Heritage Conservation Area and Heritage Material and Colours Guide 26.2022.9.1 Report: I2023/1231	12/10/2023	30/09/2024
		Directorate: Sustainable Environment and Economy Officer: Meech, Roseanna	
Resolved that Council:			
1.	Notes community feedback on the heritage colours and supports the further development of a heritage colour palette for heritage conservation areas and items;		
2.	Proceeds with a Planning Proposal that seeks to amend Byron LEP 2014 to the Department of Planning & Environment for gateway determination by submitting an amended Planning Proposal seeking to amend Byron LEP 2014 to introduce 17 new heritage items.		
3.	Forwards the Planning Proposal to the NSW Department of Planning and Environment for a gateway determination;		
4.	Pending a positive gateway determination, undertakes public exhibition of the Planning Proposal in accordance with the determination requirements;		
5.	Considers a submissions report post exhibition that includes any recommended changes to the Planning Proposal for final adoption.		
Mover: Michael Lyon		Second: Peter Westheimer	
Comments:			
14 Nov 2023 9:32am Meech, Roseanna Planning Proposal lodged on portal.			
22 Dec 2023 7:54am Burt, Shannon - Target Date Revision Target date changed by Burt, Shannon from 13 November 2023 to 30 September 2024 - to accommodate the statutory process			

Res No	Report Title	Meeting Date	Due Date
23-474	New Road Barriers for Riverside Crescent, Brunswick Heads <b>Report:</b> I2023/1074	26/10/2023	29/03/2024
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Flower, Shelley			
<b>Resolved</b> that Council adopts the following Committee Recommendation:			
Report No. 6.1	New Road Barriers for Riverside Crescent, Brunswick Heads		
File No: I2023/1074			
<u>Committee Recommendation 6.1.1:</u>			
That the Local Traffic Committee approves installation of semi-permanent fixed signage and precast concrete islands to replace the temporary water filled barriers on the north bound leg of Riverside Crescent roundabout in Brunswick Heads.			
<b>Mover:</b> Michael Lyon		<b>Second:</b> Sarah Ndiaye	
<b>Comments:</b> <b>13 Dec 2023 4:57pm Flower, Shelley - Target Date Revision</b> Target date changed by Flower, Shelley from 15 December 2023 to 29 March 2024 - RSO on maternity leave			

*As at 31 December 2023*

Res No	Report Title	Meeting Date	Due Date
<b>23-478</b>	Shire Wide Pedestrian Crossing Upgrades	26/10/2023	29/03/2024
	<b>Report:</b> I20231142	<b>Directorate:</b> Infrastructure Services	
		<b>Officer:</b> Flower, Shelley	
<b>Resolved</b> that Council adopts the following Committee Recommendation:			
Report No. 4.1	Shire Wide Pedestrian Crossing Upgrades		
File No: I2023/1142			
<u>Committee Recommendation 4.1.1:</u>			
That Council endorses the proposed upgrade program for Byron Shire zebra crossings, subject to funding availability.			
<b>Mover:</b> Michael Lyon		<b>Second:</b> Sarah Ndiaye	
<b>Comments:</b>			
<b>13 Dec 2023 4:58pm Flower, Shelley - Target Date Revision</b>			
Target date changed by Flower, Shelley from 15 December 2023 to 29 March 2024 - RSO on maternity leave. Scope change to Mullumbimby High School works will require separate report to Council.			



# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-486	Road Safety Improvements to Warrambool Road and Coomburra Crescent Intersection Ocean Shores <b>Report:</b> I2023/780 <b>Directorate:</b> Infrastructure Services <b>Officer:</b> Flower, Shelley	26/10/2023	29/03/2024
<b>Resolved</b> that Council adopts the following Committee Recommendations:			
Report No. 7.1 Road Safety Improvements to Warrambool Road and Coomburra Crescent Intersection Ocean Shores File No: I2023/780			
<u>Committee Recommendation 7.1.1</u>			
That the Local Traffic Committee support:			
1. The concept for further development and reporting to future committee meeting. 2. Council seeking funding for these changes.			
<b>Mover:</b> Michael Lyon		<b>Seconders:</b> Sarah Ndiaye	
<b>Comments:</b> <b>28 Nov 2023 7:17am Flower, Shelley - Target Date Revision</b> Target date changed by Flower, Shelley from 27 November 2023 to 15 December 2023 - Project priority to be assessed and funding source to be confirmed. <b>13 Dec 2023 4:58pm Flower, Shelley - Target Date Revision</b> Target date changed by Flower, Shelley from 15 December 2023 to 29 March 2024 - RSO on maternity leave			

Res No	Report Title	Meeting Date	Due Date
23-487	Negotiations to dispose of and acquire land interests Report: I2023/1534 Directorate: General Manager Officer: McKelvey, Shannon	26/10/2023	28/06/2024
Resolved that Council resolves to acquire and dispose of interests in land and deal with that land as detailed in the confidential report on pages 155 to 156 of the Agenda.			
Mover: Michael Lyon		Seconders: Sarah Ndiaye	
Comments: 04 Dec 2023 9:29am McKelvey, Shannon Negotiations are continuing in accordance with the Resolution			

Res No	Report Title	Meeting Date	Due Date
23-488	Proposed sale of part lot 12 Bayshore Drive	26/10/2023	27/11/2023
	Report: I2023/1488	Directorate: General Manager	
		Officer: Meir, Matt	
	Resolved that Council enter a contract for sale regarding the land the subject of this report for a sale price of not less than \$1,930.00 per square metre for the land's "developable area".		
Mover: Michael Lyon		Seconders: Sarah Ndiaye	
Comments:			
22 Dec 2023 4:37pm Meir, Matt			
Creative begins valuation analysis on 18/12. Will complete analysis in new year.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-490	PLANNING - 26.2022.2.1 Gulgan North Planning Proposal - BILS Area 5 Report: I2023/142	26/10/2023	30/06/2024
		Directorate: Sustainable Environment and Economy Officer: Daniels, Steve	
Resolved that Council:			
1.	Notes the current deficit of available zoned and fit for purpose 'Business and Industrial Land' in Byron Shire, and that the Planning Proposal for Area 5 Gulgan North partly addresses this.		
2.	Notes that the Planning Proposal provides for a mix of uses compatible to the site opportunity and constraints, including a new sub land use category of 'Work-Live' dwelling.		
3.	Accepts the applicant's letter of offer to enter into a Planning Agreement (Attachment 10 E2023/102502) with Council as part of this planning proposal and require that a draft Planning Agreement be prepared in accordance with the letter of offer.		
4.	Amends the Planning Proposal land use zone mapping to accord with Figure 5 of this report.		
5.	Amends the Planning Proposal to identify the subject land on a Local Clauses Map, with that portion of the subject land proposed to be zoned E3 Productivity Support identified as a 'Work-Live precinct'.		
6.	Prior to requesting a Gateway determination:		
	a) requires the proponent to submit an updated Cultural Heritage Assessment,		
	b) forwards the draft planning proposal and relevant studies to Transport for NSW to obtain an 'in-principle' agreement to a speed zone reduction at the approach to the proposed roundabout,		
	c) forwards the draft planning proposal and relevant to studies to the Biodiversity Conservation Division of the NSW DPE for comment and any necessary changes to the Planning Proposal		
7.	Pending completion of '6, finalise and forward the planning proposal and supporting documents for the land known as Area 5 Gulgan North (informed by the Byron Shire Business and Industrial Lands Strategy) to the Department of Planning and Environment for the purpose of obtaining a Gateway Determination, and that Council exhibit the Planning Proposal in accordance with the Gateway Requirements.		
8.	Notes that a draft Development Control Plan to support the Planning Proposal will be prepared to manage building design and general site requirements including public transport, active transport, location of any bus stops and integration with any intersection upgrade and be exhibited alongside the Planning Proposal.		
9.	Notes that legal drafting of the draft Planning Agreement will be prepared and exhibited alongside the Planning Proposal.		
Mover: Peter Westheimer		Second: Michael Lyon	
Comments:			
14 Nov 2023 9:24am Burt, Shannon			
1 and 2 noted, 3 letter of offer accepted and planning agreement drafting required to progress as part of PP, 4 and 5 revisions and updates progressing , 6 and 7 request made and progressing , 8 noted, 9 noted			
14 Nov 2023 9:27am Burt, Shannon - Target Date Revision			
Target date changed by Burt, Shannon from 27 November 2023 to 30 June 2024 - standard time allowed for Planning Proposal process			

Res No	Report Title	Meeting Date	Due Date
23-496	Petition for the Repair of Large and Dangerous Potholes at 394 Ewingsdale Road Byron Bay		26/10/2023
	Report: I2023/1538	Directorate: Infrastructure Services	27/11/2023
	Officer: Holloway, Phillip		
Resolved:			
1.	That the petition at Attachment 1 (E2023/103078) regarding the repair of large and dangerous potholes at 394 Ewingsdale Road Byron Bay be noted.		
2.	That the petition be referred to the Director Infrastructure Services.		
Mover: Duncan Dey		Second: Michael Lyon	
Comments:			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-501	Draft Single-use Packaging and Materials Policy Report: I2023/1452	26/10/2023	27/11/2023
		Directorate: Infrastructure Services	
		Officer: Hanigan , Danielle	
Resolved that:			
1.	The Draft Single-use Packaging and Materials Policy (Attachment 1 E2023/32923) be placed on public exhibition for a minimum of 28 days.		
2.	a) Should there be no submissions, the Draft Single-use Packaging and Materials Policy is endorsed from the date after the close of the exhibition period and;		
	b) Should submissions be received, the Draft Single-use Packaging and Materials Policy be reported back to Council noting the submissions and any amendments made as a result of the feedback received.		
3.	a) Council writes to the NSW government to lobby that they expand the list of banned single-use plastics under the <i>Plastic Reduction and Circular Economy Act 2021</i> in a timely manner.		
	b) Council distributes the adopted Policy to other Councils within the region for their information.		
	c) Council promotes the most up to date information as to which items go in which bin, through various channels including Council's website.		
Mover: Sarah Ndiaye		Seconder: Duncan Dey	
Comments:			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-509	9.1 Aboriginal Housing on Country	26/10/2023	30/06/2024
Report:		Directorate: Sustainable Environment and Economy	
		Officer: Burt, Shannon	
Resolved that Council:			
1.	Recognises:		
a)	The inherent right of Aboriginal and Torres Strait Islander People to live on Country.		
b)	The importance of living on Country to the physical, social and cultural well-being of Aboriginal People.		
c)	That the housing crisis is disproportionately impacting Aboriginal People and has made living on Country even more difficult. This has been further exacerbated by the significant number of Arakwal, Widjabul Wia-bal and Minjungbal People impacted by the floods in Byron and neighbouring shires including Lismore, Tweed, and Ballina.		
d)	The expressed issues that stem from not living on Country including impacts on the ability of Aboriginal People to participate in consultation and governance functions, to create and enjoy their own art and cultural activities, the subsequent limitations on health service delivery and the limitations on the ability to also work on Country.		
e)	The work that Native Title Bodies Corporate and Local Aboriginal Land Councils do to deliver housing for their members and the broader Aboriginal community, which in the Byron Shire includes Bundjalung of Byron Bay Aboriginal Corporation (Arakwal) and Widjabul Wia-bal Corporation, and the Tweed Byron, Ngulingah and Jali Local Aboriginal Land Councils.		
f)	That there are a variety of ways to deliver housing to facilitate living on Country beyond social housing.		
2.	Make strong representations to the NSW Reconstruction Authority that the land they have identified within Byron Shire under the Resilient Lands Program includes Aboriginal owned housing for Aboriginal people.		
3.	Will engage, separately and together, the Byron Shire's Native Title Corporations, Local Aboriginal Land Councils, and other relevant stakeholders to ensure the development of Aboriginal and Torres Strait Islander Housing on Country by:		
a)	wherever council has the power to, ensuring that the areas identified under the Resilient Lands Strategy within the Byron Shire includes Aboriginal owned housing for Aboriginal people		
b)	embedding the delivery of Aboriginal owned housing for Aboriginal people within the objectives and actions of Council's Residential Strategies, including the refresh currently on exhibition, and that Council receives a report on what will be included on the various Residential Strategies.		
c)	creating opportunities in the Byron Shire, and across the region, for housing on Country including for example:		
	· through the Strategies of the representative Aboriginal organisations and their existing projects and programs		
	· on Council or State owned land, including possible transfer of title		
	· through Council's Affordable Housing Contributions Scheme		
	· through collective lobbying, negotiation and advocacy with NSW and Federal Governments		
d)	using Indigenous Land Use Agreements and Aboriginal Land Agreements where appropriate		
e)	potentially offsetting past and future Native Title compensation liability		
f)	engaging with any other appropriate matters.		
4.	Ensuring wherever possible, that Aboriginal housing provided through these initiatives prioritises housing Native Title holders and their descendants (as they are known and recognised by the relevant Native Title organisation) to live on Country as the recognised First Nations peoples of the Byron Shire.		
Crs Hunter and Lyon voted against the motion.			
Mover: Asren Pugh		Seconded: Sama Balson	
Comments:			
14 Nov 2023 9:32am Burt, Shannon			
Cross Directorate resolution, 1 Noted, 2 Staff making representations through the Residential Strategy Refresh under way and also in any discussions and updates from RA on their RLS, 3 and 4 ongoing			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-514	Bangalow Streetscape Materials Design Guide for Public Exhibition <b>Report:</b> I2023/206	09/11/2023	30/06/2024
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Hughes , Kristie			
<b>Resolved</b> that Council:			
1. Places on public exhibition, the draft Bangalow Streetscape Materials Design Guide (Attachment 1, E2023/95853) and proposed accompanying amendment to the Byron Development Control Plan 2014, Part E, Chapter E2 Bangalow (Attachment 2, E2023/109098) for a minimum of 28 days.			
2. Receives a further report on the outcomes from the consultation process.			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Sama Balson	
<b>Comments:</b> <b>15 Nov 2023 10:34am Hughes, Kristie</b> 1 - Public Exhibition planned to commence Nov 23 - Jan 24, 2 - Report to Council early 24 to present feedback from 1. <b>15 Nov 2023 10:40am Hughes, Kristie - Target Date Revision</b> Target date changed by Hughes, Kristie from 11 December 2023 to 29 February 2024 - Report feedback from public exhibition back to Council			

Res No	Report Title	Meeting Date	Due Date
23-525	PLANNING - 26.2023.7.1 Planning Proposal to transition the West Byron Urban Release Area into LEP 2014 <b>Report:</b> I2023/1215	09/11/2023	31/12/2024
		<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Wall, Lachlan	
<b>Resolved</b> that Council:			
1. Proceeds with the planning proposal contained in Attachment 1, which seeks to:			
(i) amend the West Byron Urban Release Area (WBURA) zones to reflect the court approved subdivisions for Harvest Estate (development consent 10.2017.201.1) and Site R&D (Development Consent 10.2017.661.1); and			
(ii) transition all relevant LEP 1988 maps and site-specific provisions into Byron Local Environmental Plan 2014 for the WBURA.			
2. Forwards the planning proposal to the NSW Department of Planning, Industry and Environment for a Gateway determination;			
3. Pending a positive Gateway determination, undertakes public exhibition of the planning proposal in accordance with the determination requirements; and			
4. Considers a submissions report post-exhibition that includes any recommended changes to the planning proposal for final adoption.			
<b>Mover:</b> Cate Coorey		<b>Seconded:</b> Michael Lyon	
<b>Comments:</b>			
15 Dec 2023 11:09am Wall, Lachlan Planning Proposal submitted on Planning Portal. Awaiting gateway determination.			
22 Dec 2023 7:52am Burt, Shannon - Target Date Revision Target date changed by Burt, Shannon from 11 December 2023 to 31 December 2024 - to accommodate the statutory process			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-545	Part Road Reserve Closure and sale adjoining Lot 2 DP 1003768, 55 Coolamon Scenic Drive, Coorabell NSW <b>Report:</b> I2023/1468	23/11/2023	23/05/2024
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Armstrong, Tracy			
<b>Resolved:</b>			
1.	That Council endorses the closure of part road reserve adjoining Lot 2 DP 1003768 as detailed in the report.		
2.	That Council accepts the valuation as per <i>Attachment 1 E2023/108893</i> , that has been agreed upon by the landowner.		
3.	That the applicant pays all remaining costs associated with the part road closure and consolidation.		
	a) Council application fees		
	b) Council's surveyor's fees and survey, valuation, and legal costs		
	c) All registration fees		
	d) Legal costs		
4.	The allotments created by the part road closure to be consolidated into existing Parcel No 227640 Lot 2 DP 1003768.		
5.	That Council authorises the General Manager to execute all documents necessary to affect the road closure, sale, transfer, and consolidation of the part closed road.		
<b>Mover:</b> Michael Lyon		<b>Second:</b> Peter Westheimer	
<b>Comments:</b>			
<b>12 Dec 2023 11:54am Armstrong, Tracy - Target Date Revision</b>			
Target date changed by Armstrong, Tracy from 21 March 2024 to 23 May 2024 - •Plan of First Title Creation – In Progress, •Gazettal - 60 Day waiting period, •Registration with Land and Registry Services, •Land Transfer Agreement, •Plan of Consolidation			

Res No	Report Title	Meeting Date	Due Date
23-546	Part Road Reserve Closure and sale adjoining Lot 8 DP 840653, 865 Broken Head Road, Broken Head NSW <b>Report:</b> I2023/1479	23/11/2023	23/05/2024
		<b>Directorate:</b> Infrastructure Services	
		<b>Officer:</b> Armstrong, Tracy	
<b>Resolved:</b>			
1.	That Council endorses the closure of part road reserve adjoining Lot 8 DP 840653 as detailed in the report.		
2.	That Council accepts the valuation as per <i>Attachment 1 E2023/112021</i> , that has been agreed upon by the landowners.		
3.	That the applicant pays all remaining costs associated with the part road closure and consolidation.		
	a) Council application fees		
	b) Council's surveyor's fees and survey, valuation, and legal costs		
	c) All registration fees		
	d) Legal costs		
4.	The allotments created by the part road closure to be consolidated into existing Parcel No 200460 Lot 8 DP 840653.		
5.	That Council authorises the General Manager to execute all documents necessary to affect the road closure, sale, transfer, and consolidation of the part closed road.		
<b>Mover:</b> Michael Lyon		<b>Second:</b> Peter Westheimer	
<b>Comments:</b>			
<b>12 Dec 2023 12:00pm Armstrong, Tracy - Target Date Revision</b>			
Target date changed by Armstrong, Tracy from 25 December 2023 to 23 May 2024 - •Plan of First Title Creation – In Progress, •Gazettal - 60 Day waiting period, •Registration with Land and Registry Services, •Land Transfer Agreement, •Plan of Consolidation			
<b>18 Dec 2023 3:36pm Armstrong, Tracy - Target Date Revision</b>			
Target date changed by Armstrong, Tracy from 23 May 2024 to 23 May 2024 - Awaiting on First Plan of Title Creation from Surveyors to commence the road closure.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-547	Part Road Reserve Closure and sale adjoining 198 & 200 Middle Rocket Rd being Lot 1 DP 1059516, and Lots 1 & 2 DP 1258568 and Lot 10 DP 717102. <b>Report:</b> I2023/1482	23/11/2023	23/05/2024
		<b>Directorate:</b> Infrastructure Services	
		<b>Officer:</b> Armstrong, Tracy	
<b>Resolved:</b>			
<div>1. That Council endorses the closure of part road reserve adjoining Lot 1 DP 1059516, and Lots 1 &amp; 2 DP 1258568 and Lot 10 DP 717102 as detailed in the report.</div> <div>2. That Council accepts the valuation as per <i>Attachment 1 E2023/101401</i>, that has been agreed upon by the landowner.</div> <div>3. That the applicant pays all remaining costs associated with the part road closure and consolidation.<div>a) Council application fees</div><div>b) Council's surveyor's fees and survey, valuation, and legal costs</div><div>c) All registration fees</div><div>d) Legal costs</div></div> <div>4. The allotments created by the part road closure to be consolidated into existing Parcel No 239069 Lot 1 DP 1059516, Parcel No 270023 &amp; 270024 Lot 1 &amp; 2 DP 1258568, Parcel No 4300 Lot 10 DP 717102.</div> <div>5. That Council authorises the General Manager to execute all documents necessary to affect the road closure, sale, transfer, and consolidation of the part closed road.</div>			
<b>Mover:</b> Michael Lyon		<b>Seconders:</b> Peter Westheimer	
<b>Comments:</b>			
<b>12 Dec 2023 11:55am Armstrong, Tracy - Target Date Revision</b> Target date changed by Armstrong, Tracy from 25 December 2023 to 23 May 2024 - •Plan of First Title Creation – In Progress, •Gazettal - 60 Day waiting period, •Registration with Land and Registry Services, •Land Transfer Agreement, •Plan of Consolidation			
<b>18 Dec 2023 3:35pm Armstrong, Tracy - Target Date Revision</b> Target date changed by Armstrong, Tracy from 23 May 2024 to 23 May 2024 - Awaiting on First Plan of Title Creation from Surveyors to commence the road closure.			

Res No	Report Title	Meeting Date	Due Date
23-548	Possible change of road name Hottentot Cresent, Mullumbimby Report: I2023/1755	23/11/2023	22/02/2024
Directorate: Infrastructure Services Officer: Armstrong, Tracy			
Resolved that Council commences the name change process for Hottentot Crescent, Mullumbimby.			
Mover: Michael Lyon		Seconders: Peter Westheimer	
Comments: 12 Dec 2023 11:43am Armstrong, Tracy - Target Date Revision Target date changed by Armstrong, Tracy from 01 February 2024 to 22 February 2024 - Target date changed by Armstrong, Tracy from 25 December 2023 to 01 February 2024 - Original Resolution 23-548 has been rescinded. The Rescission Motion will be presented at February Council Meeting.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
<b>23-554</b>	Report No. 6.2 No Stopping zone at intersection of Old Bangalow Road and Bangalow Road, Byron Bay <b>Report:</b> I2023/1533 <b>Directorate:</b> Infrastructure Services <b>Officer:</b> Flower, Shelley	23/11/2023	25/12/2023
<b>Resolved</b> that Council adopts the following Committee Recommendation:			
Report No. 6.2 No Stopping zone at intersection of Old Bangalow Road and Bangalow Road, Byron Bay File No: I2023/1533			
<u>Committee Recommendation 6.2.1</u>			
That the Local Traffic Committee support the extension of the No Stopping restriction on the south side of Old Bangalow Road from The Roadhouse Café car park to the railway line. <b>Mover:</b> Michael Lyon <b>Second:</b> Peter Westheimer			
<b>Comments:</b> <b>28 Nov 2023 7:09am Flower, Shelley</b> New signage requested on 20 November 2023 (refer E2023/124141).			

Res No	Report Title	Meeting Date	Due Date
<b>23-556</b>	Alleged anti-social behaviour and crime in South Golden Beach <b>Report:</b> I2023/1856 <b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Cheema, Geeta	23/11/2023	25/12/2023
<b>Resolved</b> that Council:			
<ol style="list-style-type: none"> <li>Notes residents' concerns about alleged anti-social behaviour and crime in South Golden Beach.</li> <li>Requests and supports NSW Police to facilitate a public meeting with residents of South Golden Beach and other relevant stakeholders, including youth, to discuss their concerns and consider how to respond to the issues.</li> <li>Investigates the cost and merits of the installation of CCTV and improved lighting at appropriate locations to assist in reducing crime and increasing community safety.</li> <li>Discusses this issue at a Councillor workshop following the meeting including consideration of appropriate interventions which can be supported by Council for youth in the North of the Shire</li> </ol>			
<b>Mover:</b> Michael Lyon <b>Second:</b>			
<b>Comments:</b> <b>19 Dec 2023 10:56am Cheema, Geeta</b>			
<ol style="list-style-type: none"> <li>Noted,</li> <li>Council staff supported planning of a public meeting facilitated by NSW Police on evening of 13 December 2023 at South Golden Beach Community Hall. Participants included with residents of South Golden Beach, other relevant stakeholders, and Council staff. A constructive conversation occurred regarding the incidents occurring in South Golden Beach. Responses include increase in NSW Police patrols and Council's upgrade to toilet doors. Council will further investigate options for CCTV and lighting, and further engagement will occur between NSW Police and Byron Youth Service.,</li> <li>Council has scoped the costs and merits of the installation of CCTV and improved lighting at locations in South Golden Beach and these topics were discussed at the community meeting on 13 December. As a result, Council will identify appropriate lighting options. CCTV installation will be further discussed with NSW Police including whether temporary or permanent installation is required.</li> <li>This issue has been added to the list of 2024 Councillor Workshops.</li> </ol>			



# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date																																								
23-559	Meeting Schedule 2024 - Council Meetings, Committee Meetings, and Councillor Workshops Report: I2023/1073	23/11/2023	25/12/2023																																								
		Directorate: Corporate and Community Services Officer: Cutter, Jessica																																									
Resolved:																																											
1. That Council endorses the meeting frequency and cycle to generally follow the monthly pattern of:																																											
<div><input type="checkbox"/> 1st Thursday – Councillor Workshop &amp; Planning Review Committee</div> <div><input type="checkbox"/> 2nd Thursday - Planning Meeting</div> <div><input type="checkbox"/> 3rd Tuesday – Committee meetings</div> <div><input type="checkbox"/> 3rd Thursday - Committee meetings</div> <div><input type="checkbox"/> 4th Thursday - Ordinary Meeting</div> <div><input type="checkbox"/> 5th Thursday (where applicable) – Committee meetings or Councillor Workshop</div>																																											
2. That Council adopts the 2024 Meeting Schedule (Attachment 1, E2023/111478, as amended below) with Ordinary and Planning Council Meetings to be held on the following dates:																																											
<table><tr><th>Date</th><th>Meeting</th></tr><tr><td>8-Feb-24</td><td>Planning</td></tr><tr><td>22-Feb-24</td><td>Ordinary</td></tr><tr><td>14-Mar-24</td><td>Planning</td></tr><tr><td>28-Mar-24</td><td>Ordinary</td></tr><tr><td>18-Apr-24</td><td>Planning &amp; Ordinary</td></tr><tr><td>09-May-24</td><td>Planning</td></tr><tr><td>23-May-24</td><td>Ordinary</td></tr><tr><td>13-Jun-24</td><td>Planning</td></tr><tr><td>27-Jun-24</td><td>Ordinary</td></tr><tr><td>1-Aug-24</td><td>Planning</td></tr><tr><td>15-Aug-24</td><td>Ordinary</td></tr><tr><td>5-Sep-24</td><td>Planning &amp; Ordinary</td></tr><tr><td>14-Sep-24</td><td>ELECTION</td></tr><tr><td>10-Oct-24</td><td>Extraordinary</td></tr><tr><td>24-Oct-24</td><td>Ordinary</td></tr><tr><td>14-Nov-24</td><td>Planning</td></tr><tr><td>28-Nov-24</td><td>Ordinary</td></tr><tr><td>5-Dec-24</td><td>Planning</td></tr><tr><td>12-Dec-24</td><td>Ordinary</td></tr></table>				Date	Meeting	8-Feb-24	Planning	22-Feb-24	Ordinary	14-Mar-24	Planning	28-Mar-24	Ordinary	18-Apr-24	Planning & Ordinary	09-May-24	Planning	23-May-24	Ordinary	13-Jun-24	Planning	27-Jun-24	Ordinary	1-Aug-24	Planning	15-Aug-24	Ordinary	5-Sep-24	Planning & Ordinary	14-Sep-24	ELECTION	10-Oct-24	Extraordinary	24-Oct-24	Ordinary	14-Nov-24	Planning	28-Nov-24	Ordinary	5-Dec-24	Planning	12-Dec-24	Ordinary
Date	Meeting																																										
8-Feb-24	Planning																																										
22-Feb-24	Ordinary																																										
14-Mar-24	Planning																																										
28-Mar-24	Ordinary																																										
18-Apr-24	Planning & Ordinary																																										
09-May-24	Planning																																										
23-May-24	Ordinary																																										
13-Jun-24	Planning																																										
27-Jun-24	Ordinary																																										
1-Aug-24	Planning																																										
15-Aug-24	Ordinary																																										
5-Sep-24	Planning & Ordinary																																										
14-Sep-24	ELECTION																																										
10-Oct-24	Extraordinary																																										
24-Oct-24	Ordinary																																										
14-Nov-24	Planning																																										
28-Nov-24	Ordinary																																										
5-Dec-24	Planning																																										
12-Dec-24	Ordinary																																										
3. That Ordinary Council Meetings commence at 9.00am, and Planning Council Meetings commence at 11.00am.																																											
4. That Ordinary and Planning Council Meetings are held in the Council Chambers.																																											
Mover: Peter Westheimer		Second: Michael Lyon																																									
Comments:																																											
20 Dec 2023 12:09pm Cutter, Jessica - Completion																																											
Completed by Cutter, Jessica (action officer) on 20 December 2023 at 12:07:47 PM - 2024 Meeting Schedule taken to the 23 November Council meeting. Council approved the Schedule (with changes). Councillors and staff have been advised on 2024 Council dates.																																											

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
<b>23-566</b>	Part Road Reserve Closure and sale adjoining Lot 4 & 5 DP 246401, 154 & 156 Lighthouse Road, Byron Bay NSW <b>Report:</b> I2023/1451 <b>Directorate:</b> Infrastructure Services <b>Officer:</b> Armstrong, Tracy	23/11/2023	27/06/2024
<b>Resolved</b> that Council defers the item regarding Part Road Reserve Closure and sale adjoining Lot 4 & 5 DP 246401, 154 & 156 Lighthouse Road, Byron Bay NSW until the 7 December Planning Meeting to enable a site inspection to take place. <b>Mover:</b> Duncan Dey <b>Seconder:</b> Michael Lyon			
<b>Comments:</b> <b>12 Dec 2023 11:58am Armstrong, Tracy - Target Date Revision</b> Target date changed by Armstrong, Tracy from 25 December 2023 to 27 June 2024 - , Deferred to Planning Meeting 7/12/2023, •Plan of First Title Creation , •Gazettal - 60 Day waiting period, •Registration with Land and Registry Services, •Land Transfer Agreement, •Plan of Consolidation			

Res No	Report Title	Meeting Date	Due Date
<b>23-567</b>	Part Road Reserve Closure and sale adjoining Lot 7 DP 548466 and Lot 1 DP 44807, 89 Massinger Street, Byron Bay NSW <b>Report:</b> I2023/1481 <b>Directorate:</b> Infrastructure Services <b>Officer:</b> Armstrong, Tracy	23/11/2023	23/05/2024
<b>Resolved:</b> <ol style="list-style-type: none"> <li>That Council endorses the closure of part road reserve adjoining Lot 7 DP 548466 &amp; Lot 1 DP 44807 as detailed in the report.</li> <li>That Council accepts the valuation as per <i>Attachment 1 E2023/108560</i>, that has been agreed upon by the landowner.</li> <li>That the applicant pays all remaining costs associated with the part road closure and consolidation.               <ol style="list-style-type: none"> <li>Council application fees</li> <li>Council's surveyor's fees and survey, valuation, and legal costs</li> <li>All registration fees</li> <li>Legal costs</li> </ol> </li> <li>The allotments created by the part road closure to be consolidated into existing Parcel No 120610 Lot 7 DP 548466 and Parcel No 120620 Lot 1 DP 44807.</li> <li>That Council authorises the General Manager to execute all documents necessary to affect the road closure, sale, transfer, and consolidation of the part closed road.</li> </ol> <b>Mover:</b> Duncan Dey <b>Seconder:</b> Michael Lyon			
<b>Comments:</b> <b>12 Dec 2023 11:55am Armstrong, Tracy - Target Date Revision</b> Target date changed by Armstrong, Tracy from 25 December 2023 to 23 May 2024 - •Plan of First Title Creation – In Progress, •Gazettal - 60 Day waiting period, •Registration with Land and Registry Services, •Land Transfer Agreement, •Plan of Consolidation <b>18 Dec 2023 3:34pm Armstrong, Tracy - Target Date Revision</b> Target date changed by Armstrong, Tracy from 23 May 2024 to 23 May 2024 - Awaiting on First Plan of Title Creation from Surveyors to commence the road closure.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-572	Tender 2023-1897 EPAR04 Bridge Guardrail and Fences Report: I2023/1734	23/11/2023	25/12/2023
		Directorate: Infrastructure Services	
		Officer: Frumpui, Samuel	
Resolved:			
1.	That Council awards Tender Contract 2023-1897 EPAR04 Bridge Guardrail and Fences to Road Safety Barriers Pty Ltd for the sum of \$316,592.32 (incl. GST) and grants the General Manager delegated authority to approve variations.		
2.	That Council authorises the Mayor and General Manager to affix the Council Seal to the relevant documents.		
3.	That Council makes public its decision, including the name and amount of the successful tenderer, in accordance with Clause 179(b) of the Local Government (General) Regulation 2021.		
Mover: Duncan Dey		Seconders: Michael Lyon	
Comments:			

Res No	Report Title	Meeting Date	Due Date
23-576	Annual Review of General Manager's Performance Agreement	23/11/2023	25/12/2023
	Report: I2023/1750		
Resolved:			
1.	That Council notes the findings and endorses recommendations from the performance review panel with respect to the annual performance review for the General Manager contained in Attachment 1 (E2023/99864).		
2.	That Council defers the 2023/2024 Performance Agreement for the General Manager contained in document (E2023/114737) to December, to enable further consideration.		
Mover: Duncan Dey		Seconders: Michael Lyon	
Comments:			

Res No	Report Title	Meeting Date	Due Date
23-582	Bangalow Heritage House Report: I2023/1846	07/12/2023	15/03/2024
		Directorate: Corporate and Community Services Officer: Cheema, Geeta	
Resolved that Council:			
1.	Endorses the allocation of \$12,000 from the Community Buildings budget (GL 2320.051) for the preparation of an Options Study to inform scoping of potential multi-purpose uses of the Premises; and		
2.	Receives a further report with the outcome of the Options Study, to inform a decision regarding appropriate future lease or license arrangements.		
Mover: Michael Lyon		Seconders: Sarah Ndiaye	
Comments:			
19 Dec 2023 11:00am Cheema, Geeta - Target Date Revision			
Target date changed by Cheema, Geeta from 08 January 2024 to 15 March 2024 - EOI process to be developed and executed in early 2024, with results reported to Council in March (tbc).			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-585	PLANNING - Review of Development Control Plan (DCP) 2014 planning controls for Biodiversity, Tree and Vegetation Management <b>Report:</b> I2023/1819	07/12/2023	30/06/2024
		<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Caddick, Liz	
<b>Resolved</b> that Council:			
1.	Authorises the public exhibition of Byron Development Control Plan 2014 Part A Preliminary, Chapter B1 Biodiversity and Chapter F1 Tree and Vegetation Management, as contained in Attachments 1 – 3 (E2023/119582, E2023/119583, E2023/119581) for a period of 28 days.		
2.	Receives a report outlining the public exhibition outcomes and any other matters that may arise during the exhibition period.		
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Sarah Ndiaye	
<b>Comments:</b> <b>19 Dec 2023 3:45pm Caddick, Liz</b> 1.Public exhibition of amended Byron Development Control Plan 2014 Part A Preliminary, Chapter B1 Biodiversity and Chapter F1 Tree and Vegetation Management to occur in early 2024., 2. Submissions report to follow 1. <b>22 Dec 2023 7:50am Burt, Shannon - Target Date Revision</b> Target date changed by Burt, Shannon from 08 January 2024 to 30 June 2024			

Res No	Report Title	Meeting Date	Due Date
23-588	Results of Beach Naming Survey	07/12/2023	8/01/2024
	Report: I2023/475	Directorate: Infrastructure Services	
		Officer: Erskine, Andrew	
Resolved that Council:			
1.	Recognises the widespread support within community for recognition of traditional custodian naming across the Shire, and extend an invitation to Tweed Byron ALC and Arakwal Board to continue to explore opportunities for renaming as these are identified.		
2.	Recognises that the process of delineating names and geographical boundaries for beaches is an important risk management exercise that assists emergency services response		
3.	Resolves to adopt the popular beach names as currently used and detailed in the maps accompanying this report, and that the names and coordinates of each named area in the attachment to this report be submitted to the Geographical Names Board for Gazettal. (noting that beaches within NPWS Estate are already adopted and gazetted).		
Mover: Michael Lyon		Seconded: Sarah Ndiaye	
Comments:			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-593	Access at 656 and 660a Bangalow Road Report: I2023/1852	07/12/2023	8/01/2024
Directorate: General Manager Officer: James, Ralph			
Resolved that Council receives a report on the access issues at 656 and 660a Bangalow Road Talofa that includes:			
a) whether the current road works are authorised or require a development application			
b) whether the current works meet Council standards for road building and are appropriate to be used as a joint accessway for the properties			
c) how Council can ensure that its own future needs and rights are preserved over the road reserve			
d) options for Council to resolve the issue over the works in the road reserve.			
Mover: Asren Pugh		Seconded: Michael Lyon	
Comments:			

Res No	Report Title	Meeting Date	Due Date
<b>23-594</b>	Byron Shire Wildlife Corridor System <b>Report:</b> I2023/1723	07/12/2023	30/06/2024
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Caddick, Liz <b>Resolved</b> that Council: <ol style="list-style-type: none"> <li>1. Endorses the Byron Shire Wildlife Corridor System as a conservation planning tool to support and encourage wildlife habitat restoration with the following changes and actions:               <ol style="list-style-type: none"> <li>a. That Council writes to landholders who raised concerns, to clarify:                   <ol style="list-style-type: none"> <li>i) that the wildlife corridor map is not a statutory land use planning zone and that areas of high conservation value are currently protected in the LEP as C-Zones.</li> <li>ii) that any further change to a land use zone requires public exhibition and notification to all affected landholders, as was done during the C-Zone review.</li> <li>iii) that the wildlife corridor map does not impact on the requirement for a VMP for rural subdivisions.</li> </ol> </li> <li>b. That Council provides clear advice on the wildlife corridor web map that the wildlife corridor map:                   <ol style="list-style-type: none"> <li>i) is not a provision within the LEP and this map will not impact the ability of landholders to apply for land uses permitted under the LEP, including, those that relate to tourist cabins and secondary dwellings and those that relate to the ability of farmers to carry out permitted agricultural activities on rural land</li> <li>ii) does not impact on the requirement for a VMP for rural subdivisions</li> <li>iii) does not impact on the requirement for a BDAR under the Biodiversity Conservation Act.</li> <li>iv) Include the following caveat (or similar) on the wildlife corridor map on Council's website: <i>A landholders right to carry out agricultural and development activities on their land under the Byron Shire LEP are not altered by their property being identified on this map.</i></li> </ol> </li> <li>c. Realigns corridor boundaries to exclude densely urbanised land use zones, including R2, R3, IN1, B1, B2, B4 and B7 in the following towns and villages: Ocean Shores, South Golden Beach, New Brighton, Brunswick Heads, Mullumbimby, Byron Bay, Bangalow and Suffolk Park.</li> <li>d. Updates Council's Guidelines for preparing Vegetation Management Plans or Biodiversity Conservation Management Plans (E2019/31834 - <a href="#">Developing Vegetation and Biodiversity Conservation Management Plans - Byron Shire Council (nsw.gov.au)</a>), to ensure that wildlife corridors are identified on VMP and BCMP site maps and to recommend wildlife corridors be considered as priority areas for planned management and restoration activities (e.g. tree planting required for tourist cabins).</li> <li>e. Continues to support local primary producers to maintain food security and adopt sustainable agricultural practices through the Agricultural Extension Program, Agriculture Cluster Group and providing ongoing support for the work done by Brunswick Valley Landcare.</li> <li>f. Council recognises that local Aboriginal groups including Bundjalung of Byron Bay Arakwal Corporation and Local Aboriginal Land Councils have limited capacity to review the mapping, and allow an opportunity for these organisations to negotiate the wildlife corridor map on their land in future.</li> </ol> </li> </ol>			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

- g. That all Council and Crown land be excised from the wildlife corridor map until such time that legislation pertaining to this land allows multiple land uses to occur on land mapped by Council as a wildlife corridor.
- h. That rail corridor and state agency land continues to be included in the wildlife corridor map, with acknowledgement that, because the future status of this land is unknown, the wildlife corridor map may need to be revised in future (e.g. if rail corridor land is transferred to Council or Crown and is therefore included within the Local Government Act).
2.
  - a. Develops a GIS map and data portal to give landholders user-friendly advice on corridor values in their local area and what species they can plant to enhance local wildlife corridors.
  - b. Notes there are at least 11 Threatened ecological communities in the Shire as at 2022:  
 Byron Bay Dwarf Graminoid Clay Heath  
 Coastal Saltmarsh  
 Coastal Cypress Pine Forest  
 Freshwater Wetlands on Coastal Floodplains  
 Littoral Rainforest  
 Lowland Rainforest on Floodplain  
 Lowland Rainforest in the NSW North Coast Bioregion  
 Swamp Sclerophyll Forest on Coastal Floodplain  
 Subtropical Coastal Floodplain Forest  
 Swamp Oak Floodplain Forest  
 Themeda grassland on seacliffs and coastal headlands
  - c. Notes that of the 402 vertebrate species identified 95 species or 24% are threatened under the NSW Biodiversity Conservation Act 2016.
  - d. Acknowledges that mitigating the impacts of anthropogenic climate change will be one of the primary benefits of implementing a corridor system within the Byron LGA, through the protection and buffering of refugia and facilitating the movement of plant and animal species with limited dispersal capabilities.

**Mover:** Peter Westheimer

**Seconded:** Duncan Dey

## Comments:

**19 Dec 2023 3:54pm Caddick, Liz**

- 1.a. Letters to landholders in preparation.,
- 1.b. Development of web map in progress as part of
- 2.a., 1.c, g, h. Updates to corridor in progress - updated map to be uploaded to Council website in early 2024.,
- 1.e. Delivery of Agriculture Extension Program and financial support for Brunswick Valley landcare ongoing.,
- 1.f. Complete.,
- 2.a. Development of a user-friendly GIS portal in progress.,
- 2.b,c and d. Complete.

Res No	Report Title	Meeting Date	Due Date
23-595	Register of land to be acquired Report: I2023/1848	07/12/2023	8/01/2024
Directorate: Infrastructure Services Officer: Flockton, James			
Resolved that Council:			
1.	Supports staff to anticipate situations where the acquisition of part or all of an allotment would alleviate infrastructure bottlenecks such as those listed below, and		
2.	Considers, in future budget variations, the creation of a non-public register of such locations so that, when opportunities arise such as owner willingness or property sale, Council has the background ready plus any other steps to acquire the land to facilitate that infrastructure.		
Mover: Duncan Dey		Seconded: Cate Coorey	
Comments:			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-601	26.2023.3.1 - Amendments to Byron Development Control Plan 2014 Chapter E5 to include the North Beach Byron site	07/12/2023	30/06/2024
	Report: I2023/1830	Directorate: Sustainable Environment and Economy Officer: Wall, Lachlan	
Resolved:			
<div>1. That Council proceeds to exhibit the draft DCP 2014 – Draft Chapter E5 incorporating the amendments shown in Attachment 1 (E2023/120263) and below, for a period of 28 days.<div>a. That Section 5.6.10.2 be amended at point 3 to read “No cats or dogs are to be kept on, or brought to or through the site.”</div></div>			
2. That following exhibition, Council receives a further report detailing key submission issues and planning response to these.			
3. Should there be no submissions as of the close of the exhibition period, that Council adopts the amended Chapter and give notice of its decision in accordance with the Environmental Planning and Assessment Regulation.			
Mover: Cate Coorey		Seconders: Duncan Dey	
Comments:			
15 Dec 2023 11:13am Wall, Lachlan Draft DCP to be exhibited in early 2024.			

Res No	Report Title	Meeting Date	Due Date
23-602	Update Resolution 23-462 Waiver of contributions on secondary dwellings Report: I2023/1745	07/12/2023	30/06/2024
Directorate: Sustainable Environment and Economy Officer: Burt, Shannon			
Resolved that Council:			
1. Notes the update provided on Resolution 23-462 Waiver of contributions on secondary dwellings and the suggested mechanisms that could be utilised to support such a proposal.			
2. Supports an amendment to the Affordable Housing Contribution Policy 2020 or creation of a new policy to give effect to a framework and suite of mechanisms to constrain the future use of dwellings for the purposes of providing affordable and/or permanent accommodation, in exchange for an agreed level of funding or other support from Council.			
3. Notes that a forward budget bid of \$20,000 will be included in the FY 24/25 Operational Plan and Budget process for an expression of interest process to support 2.			
Mover: Michael Lyon		Seconders: Sama Balson	
Comments:			
20 Dec 2023 4:54pm Burt, Shannon			
1 Noted.,			
2 Policy development/amendment to be reported to council early 2024.,			
3 Budget bid to be included in FY Budget bids 24-25.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-603	Submissions Report - Busking Policy Report: I2023/1799	07/12/2023	30/06/2024
Directorate: Sustainable Environment and Economy Officer: Johnstone, Dylan			
Resolved that Council:			
1.	Acknowledges the submissions detailed in Attachment 1 (E2023/121754) in response to the public exhibition of the Draft Busking Policy.		
2.	Adopts the Draft Busking Policy detailed in Attachment 2 (E2023/122264) which has been amended where appropriate to reflect submissions received.		
3.	Agrees to obtain public liability insurance to cover busking permit holders and for the cost of insurance to Council be recovered by increasing busking permit fees.		
4.	Agrees that the proposed fee increase for busking permits to include public liability insurance be placed on public exhibition for a period of 28 days in accordance with Section 610F of the Local Government Act 1993. That if:		
a)	submissions objecting to the fees are received, they are reported to Council for consideration.		
b)	no objections to the fees are received, Council adopts the fees.		
Mover: Cate Coorey		Seconded: Michael Lyon	
Comments:			
20 Dec 2023 4:20pm Burt, Shannon			
1 and 2 noted , 3 Noted , 4 Fees and Charges to be updated as per the Act			

Res No	Report Title	Meeting Date	Due Date
23-604	New Brighton Parking Improvements	07/12/2023	8/01/2024
	Report: I2023/1408	Directorate: Infrastructure Services	
		Officer: Avelino Gianelli, Isabella	
Resolved that agenda item 13.14 be deferred until the February 2024 Planning meeting to allow staff and Councillors to undertake consultation in January with adjacent residents given staff suggested 5 options to consider.			
Mover: Alan Hunter		Seconded: Michael Lyon	
Comments:			

Res No	Report Title	Meeting Date	Due Date
23-605	Rifle Range Road Traffic Calming for Koala Safety	07/12/2023	24/01/2024
	Report: I2023/1761	Directorate: Infrastructure Services	
		Officer: Cornwall, Judd	
Resolved that:			
1.	This item be deferred until quarter 1 2024 and further information be provided regarding the option of introducing a lower speed limit and/or physical traffic calming, including speed bumps, and more detail on the access issues from physical calming devices referred to in the report.		
2.	Staff consider an onsite meeting with impacted residents and invite representatives from Bangalow Koalas.		
Mover: Asren Pugh		Seconded: Sama Balson	
Comments:			
22 Dec 2023 1:23pm Cornwall, Judd - Target Date Revision			
Target date changed by Cornwall, Judd from 08 January 2024 to 24 January 2024 - It was resolved that staff conduct addition consultation with residents regarding traffic management within the street.			
22 Dec 2023 1:24pm Cornwall, Judd			
It was resolved that staff conduct addition consultation with residents regarding traffic management within the street.			



# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-606	Social Enterprise Commercial Laundry - Beacon Laundry - s64 Sewer Developer Contributions Report: I2023/1853	07/12/2023	8/01/2024
		Directorate: Infrastructure Services	
		Officer: Baulch, Dean	
Resolved that:			
1.	Council defers this matter until the 14 December Ordinary Meeting.		
2.	The General Manager discusses the matter with Beacon Laundry and Rous County Council and provides further information to Councillors to inform the decision.		
Mover: Duncan Dey		Seconded: Asren Pugh	
Comments:			

Res No	Report Title	Meeting Date	Due Date
23-609	Part Road Reserve Closure and sale adjoining Lot 4 & 5 DP 246401, 154 & 156 Lighthouse Road, Byron Bay NSW <b>Report:</b> I2023/1866	07/12/2023	22/02/2024
		<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Armstrong, Tracy	
<b>Resolved:</b>			
1.	Council endorses the closure of part road reserve adjoining Lot 4 & 5 DP 246401 as detailed in the report.		
2.	Council notes the valuation in <i>Attachment 1 E2023/99644</i> and <i>Attachment 2 E2023/99646</i> , however determines the value of the land for sale at twice the valuation provided.		
3.	On the basis of Council's determined value of the land, Council authorises the General Manager to execute all documents necessary to affect the road closure, sale, transfer, and consolidation of the part closed road.		
4.	The applicant pays all remaining costs associated with the part road closure and consolidation. a) Council application fees b) Council's surveyor's fees and survey, valuation, and legal costs c) All registration fees d) Legal costs		
5.	The allotments created by the part road closure to be consolidated into existing Parcel No 44960 Lot 4 DP 246401 and Parcel No 44970 Lot 5 DP 246401.		
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Alan Hunter	
<b>Comments:</b>			
<b>18 Dec 2023 3:33pm Armstrong, Tracy - Target Date Revision</b>			
Target date changed by Armstrong, Tracy from 08 January 2024 to 22 February 2024 - Awaiting instructions from Landowners regarding revised valuations by Council.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-613	Proposed lease of former Byron hospital site Report: I2023/1768	14/12/2023	15/01/2024
Directorate: General Manager Officer: Meir, Matt			
Resolved that Council authorises the General Manager to negotiate and settle changes to the proposed lease to Social Futures Ltd regarding 10-12 Shirley Street, Byron Bay, subject to the following principles:			
1. A 20-year term is required to help secure an “anchor subtenant” for the site.			
2. The penalty for the head tenant not meeting key performance indicators is termination of the lease rather than full commercial rent (at request of head tenant).			
Mover: Michael Lyon		Seconders: Sama Balson	
Comments:			
22 Dec 2023 4:37pm Meir, Matt			
Council and Social Futures to work on revised lease terms in new year.			

Res No	Report Title	Meeting Date	Due Date
23-614	Section 355 Guidelines Update	14/12/2023	15/01/2024
	Report: I2023/616	Directorate: Corporate and Community Services	
		Officer: McDermott, Cynthia	
Resolved that Council endorses the updated Section 355 Guidelines at Attachment 1 (E2022/83249).			
Mover: Michael Lyon		Seconders: Sama Balson	
Comments:			

Res No	Report Title	Meeting Date	Due Date
23-617	Flying-fox Camp Management Plan 2024-2029 for Council endorsement <b>Report:</b> I2023/1456	14/12/2023	30/06/2024
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Caliari, Claudia			
<b>Resolved</b> that Council:			
1.	Endorses the public exhibition of the Flying-fox Camp Management Plan 2024-2029 for a minimum 5 weeks to allow for community feedback and submissions (Attachment 1 – E2023/124321) and Attachment 2 – E2023/124101).		
2.	Receives a submissions report following the public exhibition period.		
<b>Mover:</b> Michael Lyon		<b>Seconders:</b> Sama Balson	
<b>Comments:</b> <b>20 Dec 2023 4:27pm Burt, Shannon</b> public exhibition to occur early 2024.submissions report to council to follow. <b>20 Dec 2023 4:28pm Burt, Shannon - Target Date Revision</b> Target date changed by Burt, Shannon from 15 January 2024 to 30 June 2024			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-619	Approval for Supplier of Automated Flooded Road Signage	14/12/2023	15/01/2024
	Report: I2023/1922	Directorate: Infrastructure Services	
		Officer: Hughes, Katie	
Resolved that Council:			
<div>1. Approves the engagement of the preferred supplier, as outlined in Confidential Attachment 1 (E2023/120221), to deliver Automated Flooded Road Signage; and</div> <div>2. Notes this is approved despite Council's resolution (17-585) not to engage with contractors who have had previous involvement with the Carmichael Mine considering the involvement was to help improve environmental outcomes unrelated to this scope of services and considering they do not have any current connections to the mine.</div>			
Mover: Michael Lyon		Seconded: Sama Balson	
Comments:			

Res No	Report Title	Meeting Date	Due Date
23-620	Tender - Suffolk Beachfront Holiday Park Long Term Precinct Dwelling Installations Report: I2023/1493	14/12/2023	15/01/2024
		Directorate: Infrastructure Services	
		Officer: Ruck, Pattie	
Resolved:			
1.	That Council awards Tender Suffolk Beachfront Holiday Park Long-term Precinct Dwelling Installations to CIRCL Group Pty Ltd identified in the tender evaluation report (Confidential Attachment #E2023/94304).		
2.	That Council makes public its decision, including the name and amount of the successful tenderer, in accordance with Clause 179(b) of the Local Government (General) Regulation 2021.		
Mover: Michael Lyon		Seconded: Sama Balson	
Comments:			

Res No	Report Title	Meeting Date	Due Date
23-621	Byron Bay Drainage Upgrade - Concept Design Approval	14/12/2023	15/01/2024
	Report: I2023/1229	Directorate: Infrastructure Services	
		Officer: Flockton, James	
Resolved that Council:			
1.	Endorses the commencement of the detail design stage for the Byron Bay Drainage Upgrade as per Attachment 2 to 5 of the Report.		
2.	Notes that the Byron Bay Drainage Upgrade detail design will be prepared to support the gravity network being built first as a stand alone system that can operate without pump stations and levees, allowing these to be added as part of the Shirley Street upgrade.		
Mover: Michael Lyon		Seconded: Sama Balson	
Comments:			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
<b>23-623</b>	Internal Audit Report Quarter 1 2023-2024 <b>Report:</b> I2023/1617 <b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Jones, Mila	14/12/2023	15/01/2024
<b>Resolved</b> that Council adopts the following Committee Recommendations:  Report No. 5.1 Internal Audit Report Quarter 1 2023-2024 File No: I2023/1617  <u>Committee Recommendation 5.1.1</u>  That the Audit, Risk and Improvement Committee:  <ol style="list-style-type: none"><li>Notes the Internal Auditors Summary of Internal Audit Recommendations for Quarter 1 2023-2024 at Attachment 1 (E2023/113666) and their Internal Audit Status Update October 2023 at Attachment 5 (E2023/113667).</li><li>Recommends to Council that it endorses the recommendations from the Executive Team to close off five internal audit recommendations from Quarter 1 2023-2024 as listed in Table 1 of this report (a summary from Attachment 1).</li><li>Notes the preliminary report of the Internal Audit of Property Services (Community Buildings) (Attachment 2 E2023/109245) and endorses that a final version be presented to the Committee Meeting in May 2024; and</li><li>Recommends to Council that it endorses that Management implement the recommendations made in the Internal Audits of:<ol style="list-style-type: none"><li>Developer Contributions (Attachment 3 E2023/109247)</li><li>Disaster Recovery Planning (Attachment 4 E2023/111230)</li></ol></li></ol> <b>Mover:</b> Michael Lyon <b>Seconder:</b> Sama Balson			
<b>Comments:</b> <b>19 Dec 2023 1:44pm Jones, Mila - Completion</b> Completed by Jones, Mila (action officer) on 19 December 2023 at 1:44:35 PM – <ol style="list-style-type: none"><li>Noted;</li><li>Five internal audit recommendations closed;</li><li>Noted;</li><li>New internal audit recommendations added to audit register.</li></ol>			

Res No	Report Title	Meeting Date	Due Date
<b>23-624</b>	Update information regarding proposed Caravan Parks internal audit <b>Report:</b> I2023/1628 <b>Directorate:</b> Infrastructure Services <b>Officer:</b> Ruck, Pattie	14/12/2023	15/01/2024
<b>Resolved</b> that Council adopts the following Committee Recommendation:  Report No. 7.3 Update information regarding proposed Caravan Parks internal audit File No: I2023/1628  <u>Committee Recommendation 7.3.1</u>  That Council considers conducting a service review on caravan parks incorporating the comments from the Committee in the scope of the review. <b>Mover:</b> Michael Lyon <b>Seconder:</b> Sama Balson			
<b>Comments:</b>			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-631	Report of the Water and Sewer Advisory Committee	14/12/2023	15/01/2024
	Meeting held on 16 November 2023		
	Report: I2023/1873		
	Directorate: Infrastructure Services		
Officer: Tomanek, Dominika			
Resolved that Council notes the minutes of the Water and Sewer Advisory Committee Meeting held on 16 November 2023.			
Mover: Michael Lyon		Seconded: Sama Balson	
Comments:			

Res No	Report Title	Meeting Date	Due Date
23-632	Ocean Shores STP Transfer to Bruns Valley Workshop Presentation Report: I2023/1753	14/12/2023	15/01/2024
		Directorate: Infrastructure Services	
		Officer: Clark, Cameron	
Resolved that Council adopts the following Committee Recommendations:			
Report No. 4.2 Ocean Shores STP Transfer to Bruns Valley Workshop Presentation File No: I2023/1753			
Committee Recommendation 4.2.1			
That Council:			
1. Notes the presentation; -			
2. Recommends that: -			
a) Council notifies the NSW EPA in response to their letter requesting Councils strategic direction being - Option 4R - Partial transfer to BVSTP, with wet weather Storage and minor upgrade; retain OSSTP (capacity limited, with load shedding and minor upgrade).			
b) Council staff start project initiation stage for Option 4R - Partial transfer to BVSTP, with wet weather Storage and minor upgrade; retain OSSTP (capacity limited, with load shedding and minor upgrade).			
Mover: Michael Lyon		Seconded: Sama Balson	
Comments:			

Res No	Report Title	Meeting Date	Due Date
23-638	Give Way Control at Clover Hill Circuit, Bangalow	14/12/2023	15/01/2024
	Report: I2023/1748	Directorate: Infrastructure Services	
		Officer: Cornwall, Judd	
Resolved that Council adopts the following Committee Recommendation:			
Report No. 7.2	Give Way Control at Clover Hill Circuit, Bangalow		
File No: I2023/1748			
Committee Recommendation 7.2.1			
That the Local Traffic Committee support installation of give way signage and line marking at the intersection of Clover Hill Circuit and Ballina Road, Bangalow.			
Mover: Michael Lyon		Seconded: Sama Balson	
Comments:			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-641	Annual Review of General Manager's Performance Agreement	14/12/2023	15/01/2024
	Report: I2023/1863	Directorate: General Manager	
		Officer: Lawrence , Vicki	
	Resolved that Council endorses the 2023/2024 Performance Agreement (E2023/114737) for the General Manager.		
Mover: Michael Lyon		Seconder: Sama Balson	
Comments:			

Res No	Report Title	Meeting Date	Due Date
23-643	Social Enterprise Commercial Laundry - Beacon Laundry - s64 Sewer Developer Contributions Report: I2023/1976	14/12/2023	15/01/2024
		Directorate: Infrastructure Services	
		Officer: Baulch, Dean	
Resolved:			
1.	That Council provides Beacon Laundry with a deferral of all sewer development contributions above \$200,000 for the approved development 10.2023.363.1 at 2/6 Dudgeons Lane Bangalow and that the remaining \$200,000 be payable in 10 equal annual payments of \$20,000.		
2.	That this deferral is subject to Beacon Laundry: a) Not exceeding the approved Sewer ET load of 86.13 ETs b) Maintaining its charitable tax status c) There being no change in ownership of the business or operations unless a new s307 certificate is issued for any new owner		
3.	That the first payment be payable in the 2024/2025 financial year.		
4.	That should this prove to be a large financial burden the proponent be invited to provide robust financial evidence in support of an amended payment plan.		
5.	That Council continues discussions with Beacon Laundry to minimise their wastewater discharge and to utilise the methane and effluent from the Bangalow STP for their operations and support lobbying for any legislative change required.		
6.	That Council supports Beacon Laundry exploring any state, federal or other philanthropic funding		
Mover: Asren Pugh		Seconder: Michael Lyon	
Comments:			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
<b>23-646</b>	PLANNING - DA 10.2021.114.1 - Light Industrial Development, ("Fed Sheds") at 467 Federal Drive, Federal <b>Report:</b> I2023/1796	14/12/2023	15/01/2024
<b>Directorate:</b> General Manager <b>Officer:</b> James, Ralph <b>Resolved</b> that the General Manager be authorised to enter into a s34 Conciliation Agreement approving development application 10.2021.114.1, subject to appropriate conditions to be finalised under delegation, including consideration of: <ul style="list-style-type: none"> <li>a) A further reduction in building footprint</li> <li>b) An increase in the on-site sewage buffer to boundaries, including where ground slope is 16%</li> <li>c) The impact of increased stormwater volumes leaving the site</li> <li>d) Existing flood problems downstream of the site and in Coachwood Court, to not be made worse by the increased stormwater volume, including year 2050 and 2100 scenarios of increased rainfall</li> <li>e) The proposed stormwater "raingarden" discharging over the property boundary onto a neighbouring property, without an easement</li> <li>f) Building setback distances</li> <li>g) Access to toilets for visitors, deliveries, and clients</li> <li>h) Parking</li> </ul> <b>Mover:</b> Sarah Ndiaye <b>Seconders:</b> Alan Hunter			
<b>Comments:</b>			

Res No	Report Title	Meeting Date	Due Date
<b>23-651</b>	Wallum Subdivision DA 10.2021.575.1 - Response to Council Resolution 23-454 <b>Report:</b> I2023/1946	14/12/2023	29/02/2024
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Larkin, Chris <b>Resolved</b> that Council defers Report 'Wallum Subdivision DA 10.2021.575.1 - Response to Council Resolution 23-454' (I2023/1946) until the first meeting in February 2024 to enable Councillors time to fully engage and understand the late report that has been provided..			
<b>Mover:</b> Asren Pugh <b>Seconders:</b> Mark Swivel			
<b>Comments:</b> <b>20 Dec 2023 4:34pm Burt, Shannon</b> noted for report back to council February 2024			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-652	Brunswick Heads Parking Study - Outcomes Report: I2023/984	14/12/2023	31/03/2024
Directorate: Infrastructure Services Officer: Cornwall, Judd			
Resolved that Council:			
1.	Notes the consultant's report provided in Attachment 1 (E2023/1203356);		
2.	Endorses the implementation of Brunswick Heads pay parking regime scenario 4 (extended boundary) contained within this report as recommended by staff and Bitzios Consulting.		
3.	Endorses the use of parking sensors on a trial basis within the core commercial centre of town on: a) the eastern side of Park Street, between Fingal Street and Mullumbimbi Street, b) the northern side of Fingal Street, between Park Street and Brunswick Tce, c) the western side of Brunswick Tce, between Fingal Street and Mullumbimbi Street d) the southern side of Mullumbimbi Street, between Park Street and Brunswick Tce.		
4.	Receives further reports: a) detailing the implementation, resourcing and funding plan to deliver and operate the Brunswick Heads pay parking scheme. b) considering an increase in the residential parking scheme area across a larger part of Brunswick Heads due to potential impacts of an overflow from those wanting to avoid pay parking charges in the scheme area c) on the impact on potential revenue across the whole scheme of enabling a system whereby residents with cars registered in the NRJO area (Tweed, Ballina, Lismore, Kyogle, Richmond Valley and Clarence LGAs) were to receive a 50% discount on the hourly rate d) On the impact of hourly rates of \$3, \$4 and \$5		
5.	Updates the fees and charges to change the 'Shire Resident or Ratepayer Exemption, or Resident Interim Parking Permit' from \$55 to \$0 at the time that the scheme becomes operational in Brunswick Heads.		
Mover: Michael Lyon		Seconded: Asren Pugh	
Comments: 22 Dec 2023 1:31pm Cornwall, Judd Further reporting required regarding permit structure and cost benefit analysis.			



# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-654	Housing Options Paper Submissions Report Report: I2023/1949	14/12/2023	31/03/2024
Directorate: Sustainable Environment and Economy Officer: Burt, Shannon			
Resolved that Council:			
<div>1. Adopts the Housing Options Paper including existing mapped lands and updates a) to d) and Recommendations below to enable staff to complete the 2020 Residential Strategy Refresh:<div>a) New Dwelling Yield Assumptions</div><div>b) Certain New Lands for inclusion</div><div>c) Updates to policy and associated actions in 2020 Residential Strategy to address the issues raised during the public comment period where relevant to the 2020 Residential Strategy Refresh</div><div>d) The changes needed to the body, content, format and name of the 2020 Residential Strategy to refresh it.</div></div> <div>2. Supports the inclusion of new sites/lands in the 2024 Residential Strategy, namely:<div>a) as identified in Tables 1 and 2 of this report (sites supported) and Attachment 16 (E2023/127137); and</div><div>b) Lot 2 DP1275809 and Lot 438 DP729107 Bangalow Road, Byron Bay.</div><div>These lands are to be notified on Council web page and letters to adjoining owners for the period December 2023 – January 2024.</div></div> <div>3. Does not support inclusion of sites/lands in the 2024 Residential Strategy identified in Tables 1 and 2 of this report and Attachment 17 (E2023/126871).</div> <div>4. Acknowledges the sites/lands, identified in Table 3 of this report, inside the North Coast Regional Plan 2041 urban growth boundary that do not need to rely upon the 2024 Residential Strategy and that these can proceed to an owner-initiated planning proposal at the landowner's discretion.</div> <div>5. Supports the inclusion of sites/lands identified in the Resilient Lands Strategy in the 2024 Residential Strategy and associated actions to confirm a collaborative approach to the planning and development of these sites with State Agencies, Landowners and other stakeholders involved at the relevant time.</div> <div>6. Notifies State agencies of the decision of Council and agrees to continue to work with them on their submissions.</div> <div>7. Notes that staff will update the 2020 Residential Strategy as per the report and recommendations adopted in 1.</div> <div>8. Notes that a Final updated 2024 Residential Strategy will be presented to Council February 2024 for approval to submit to the Department of Planning and Environment.</div> <div>9. Notes its submission needs to be made before 31 March 2024 to meet Department of Planning and Environment requirements as per Resolutions 23-165 and 23-315.</div> <div>10. Agrees to receive further updates on a number of recent and related housing resolutions mentioned in the report at future meetings of Council.</div> <div>11. Requests further consideration by the Department of Planning of the area bounded by Ewingsdale Road to Grays Lane (which includes Buckleys Road) East of the M1 for an extension to the existing urban growth boundary including in the next review of the North Coast Regional Plan 2027.</div> <div>12. Includes a section in the 2024 Residential Strategy highlighting the area in 11 as a potential future investigation area for inclusion in the 2024 Residential Strategy review (normally 5 years). Noting that the current North Coast Regional Plan also needs to be amended in its next review 2027 to identify the area in 11 within an urban growth area first. Requirements for this include: no other suitable land is available for housing, and movement has been made towards achieving required infill targets within existing urban growth area boundaries.</div> <div>13. Requests staff to include a mid-point review (2026/27) of the 2024 Residential Strategy actions to enable an informed submission to be made to the Department of Planning about point 12.</div>			
Mover: Michael Lyon		Seconded: Mark Swivel	
Comments:			
20 Dec 2023 4:57pm Burt, Shannon			
1-5 Noted and changes to be made to the 2024 Residential Strategy to include all updates , 6 State Agencies to be notified by meeting and email, 7 as per 1-5, 8 report back to council due February 2024, 9 noted and submission of final 2024 Residential Strategy to DPE to be made by March 2024 , 10 noted , 11 Request to be made to DPE, 12 site information to be included in updated 2024 Residential Strategy for February 2024			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-661	Council Land at Belongil Report: I2023/827	14/12/2023	15/01/2024
Directorate: Infrastructure Services Officer: Soulsby, Christopher			
Resolved that Council defers the report 'Council Land at Belongil' to the February meeting of Council to enable staff to:			
1. Undertake an assessment of the vegetation on Lot 6 Section 3 in DP 1623 and/or Lot 7 Section in DP 1623 and Lot B DP 371044. The assessment of the vegetation being required to identify if any threatened species or threatened ecological communities exist on the subject parcels of land that may impact the future use of the land for operational purposes.			
2. Advise as to any easements or other such restrictions on the above lots and provide clarification on the legal status of:			
a) ownership of Lot 7 Section in DP 1623			
b) access to the current tenants to assist in negotiating settlement			
Mover: Michael Lyon		Seconders: Mark Swivel	
Comments:			

Res No	Report Title	Meeting Date	Due Date
23-662	Resilient Homes Program	14/12/2023	15/01/2024
Report:		Directorate: General Manager	
		Officer: Spinner, Zali	
Resolved that Council:			
1. Endorses the letter written by the Byron Flood Emergency Action Group regarding the Resilient Homes Program.			
2. Writes to the NSW Premier and the Prime Minister in support of the requests made in the letter above.			
Mover: Michael Lyon		Seconders:	
Comments:			

Res No	Report Title	Meeting Date	Due Date
23-664	Update Resolution 22-685 Rural Land Use Strategy - Review Scoping Report <b>Report:</b> I2023/1837	14/12/2023	30/06/2024
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Caras, Alex			
<b>Resolved</b> that Council:			
1.	Notes the progress made by staff in relation to items 1, 3 and 4 of Resolution 22-685 as discussed in this report.		
2.	Supports staff progressing two outstanding actions from the current RLUS that are in urgent need of expediting prior to a lengthy whole of Strategy review, being: (i) Review of remaining land in the 7D Scenic/Escarpment Zone (ii) Investigate a strategic framework for resolving dwelling entitlement issues		
3.	Supports a corresponding 2024/25 budget allocation bid for the above actions in order of priority as follows: (i) \$100,000 (Review of remaining 7D Scenic/Escarpment Zone areas) (ii) \$20,000 (Preparation of a strategic framework for resolving dwelling entitlement issues)		
<b>Mover:</b> Cate Coorey		<b>Seconders:</b> Michael Lyon	
<b>Comments:</b> <b>18 Dec 2023 4:39pm Caras, Alex</b> Pending confirmation of budget in 2024, a brief will be sent out to consultants to undertake review of existing 7D zones and work commenced in 2024/25.			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
<b>23-666</b>	<b>PLANNING - DA 10.2022.248.1 – Multiple Occupancy</b> Comprising 14 Dwelling Sites and Associated Infrastructure at 16 Whian Road, Eureka. <b>Report:</b> I2023/1673 <b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Meech, Roseanna	14/12/2023	30/06/2024
<b>Resolved that:</b>  1. Pursuant to Section 4.16 of the Environmental Planning & Assessment Act 1979, Development Application No. 10.2022.248.1 for Multiple Occupancy consisting of Fourteen (14) Dwelling Sites, Associated Infrastructure, Land Management and Environmental Enhancement including Removal of Three (3) 15 Trees, be granted consent subject to the conditions of approval detailed in Attachment 1 #E2023/118779, subject to the additional condition under condition 12 be inserted as follows:  <i>j) Earthworks</i> <i>Depth of cut and height of fill for works at each of the house sites is limited to 1 metre from natural (December 2023) ground level.</i>  2. The Eureka Village Landscape Conservation Area under Byron LEP 2014 be reviewed by staff (with a view to reducing or removing it by separate LEP amendment). New DCP provisions be drafted to otherwise give clear direction and guidance to future development in this area. A further report on both to be submitted to Council before the end of the 2023/24 financial year.  <b>Mover:</b> Duncan Dey <b>Seconder:</b> Peter Westheimer			
<b>Comments:</b> <b>20 Dec 2023 4:38pm Burt, Shannon</b> 1 Development Consent issued as per resolution. See DA Tracker., 2 With staff to scope and report back to council by June 2024.			

Res No	Report Title	Meeting Date	Due Date
<b>23-667</b>	<b>Single-use Packaging and Materials Policy</b> <b>Report:</b> I2023/1649 <b>Directorate:</b> Infrastructure Services <b>Officer:</b> Hanigan , Danielle	14/12/2023	15/01/2024
<b>Resolved that Council:</b>  1. Notes the submissions received during the public exhibition period as outlined in Attachment 1 (E2023/124753) 2. Adopts the Single-use Packaging and Materials Policy 2023 with amendment as per Attachment 2 (E2023/124762) 3. Includes Key Performance Indicators for each of the policy objectives to be included in the Action Plan.  <b>Mover:</b> Alan Hunter <b>Seconder:</b> Cate Coorey			
<b>Comments:</b>			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

Res No	Report Title	Meeting Date	Due Date
23-669	s7.11 and s7.12 Contributions Plans Review Update Report: I2023/1836	14/12/2023	15/01/2024
Directorate: Infrastructure Services Officer: Soulsby, Christopher			
Resolved:			
1. That Council allocates a budget of \$150,000 from the developer contributions plan administration reserve to engage a consultant to prepare a new contributions plan based on the final updated version of the Residential Strategy to be adopted by Council in February 2024.			
2. The new contribution plans will address the below issues:			
a) whether the separate s7.12 policy is working as envisaged, and in the best interests of our community, since development contributions were split into s7.11 and s7.12.			
b) whether the s7.12 policy and its current levels of contribution are 'fit for the future' given the current and predicted influx of DAs for larger developments in the Byron Shire's non-residential areas.			
c) whether the s7.12 policy adequately covers the range of civic infrastructure facing increasing demands from non-residential development.			
d) whether the current s7.12 policy's failure to collect contributions for the road network be amended as non-residential development generates further demands on roads.			
Mover: Peter Westheimer		Second: Michael Lyon	
Comments:			

Res No	Report Title	Meeting Date	Due Date
23-670	Report of the Arts and Creative Industries Advisory Committee Meeting held on 19 October 2023	14/12/2023	15/01/2024
	Report: I2023/1850	Directorate: Corporate and Community Services	
		Officer: Townsend, Storm	
	Resolved that Council notes the minutes of the Arts and Creative Industries Advisory Committee Meeting held on 19 October 2023.		
	Mover: Peter Westheimer	Second: Michael Lyon	
Comments:			

Res No	Report Title	Meeting Date	Due Date
23-671	Decommissioning of artwork "Catch a Falling Fish" from Federal Park <b>Report:</b> I2023/1449	14/12/2023	15/01/2024
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Firth, Melitta			
<b>Resolved</b> that Council adopts the following Committee Recommendations:			
Report No. 4.2 File No: I2023/1449	Decommissioning of artwork "Catch a Falling Fish" from Federal Park		
<u>Committee Recommendation 4.2.1</u>			
That Council:			
1.	Decommissions the public artwork 'Catch a Falling Fish' by Suvira McDonald and thanks the artist for their creative contribution.		
2.	Requests the Federal Community Centre Committee provides notice of an alternate proposal for the support structure within four months. In the absence of such a proposal, the Committee recommends its removal.		
<b>Mover:</b> Peter Westheimer		<b>Second:</b> Michael Lyon	
<b>Comments:</b>			

# ACTIVE RESOLUTIONS REPORT

As at 31 December 2023

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Res No	Report Title	Meeting Date	Due Date
23-672	Public Art Proposal for Brunswick Nature Sculpture Walk Report: I2023/1473	14/12/2023	15/01/2024
Directorate: Corporate and Community Services Officer: Firth, Melitta			
Resolved that Council does not adopt Committee Recommendation 4.3 as shown in the attachment to this report, but instead adopts the Management Recommendation as follows:			
Report No. 4.3      Public Art Proposal for Brunswick Nature Sculpture Walk File No: I2023/1473			
Management Recommendation 4.3.1			
That Council:			
1.      Removes the requirement for the Brunswick Nature Sculpture Walk prize to be awarded to a work that is permanently acquired.			
2.      Requests further information from Brunswick Nature Sculpture Walk and artist Hiromi Tango to inform a subsequent report to the Arts and Creative Industries Advisory Committee regarding the proposed installation.			
Mover: Peter Westheimer		Seconded: Michael Lyon	
Comments:			

Res No	Report Title	Meeting Date	Due Date
23-673	Amendments to Public Art Development Control Plan	14/12/2023	15/01/2024
	Report: I2023/1564	Directorate: Infrastructure Services	
		Officer: Soulsby, Christopher	
Resolved that Council adopts the following Committee Recommendation:			
Report No. 4.4	Amendments to Public Art Development Control Plan		
File No: I2023/1564			
Committee Recommendation 4.4.1			
That the Art and Creative Industries Committee notes the report and receives further information to the proposed amended DCP for comment by email prior to it being reported to Council.			
Mover: Peter Westheimer		Seconded: Michael Lyon	
Comments:			