

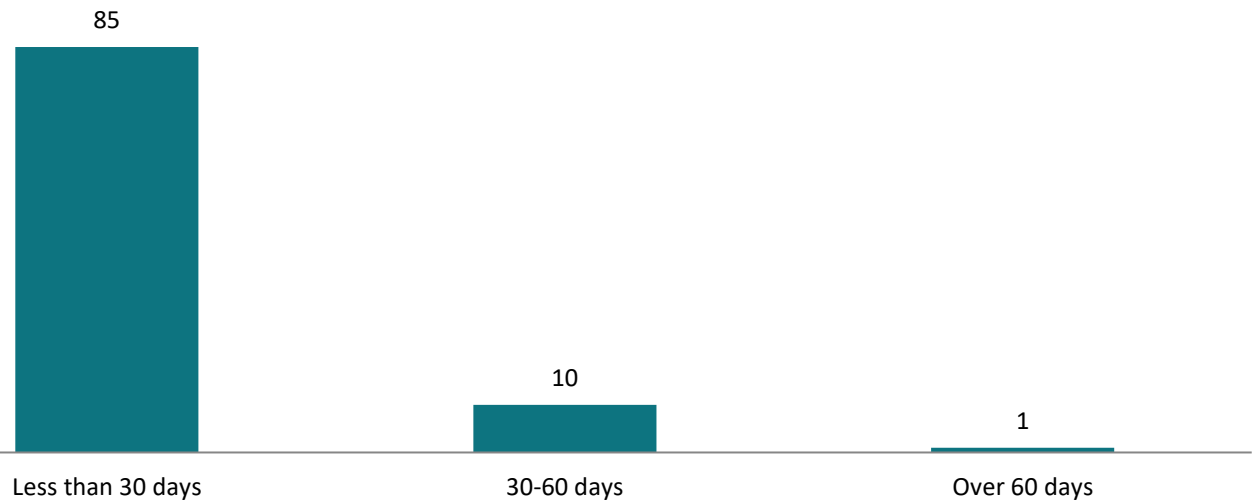
# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

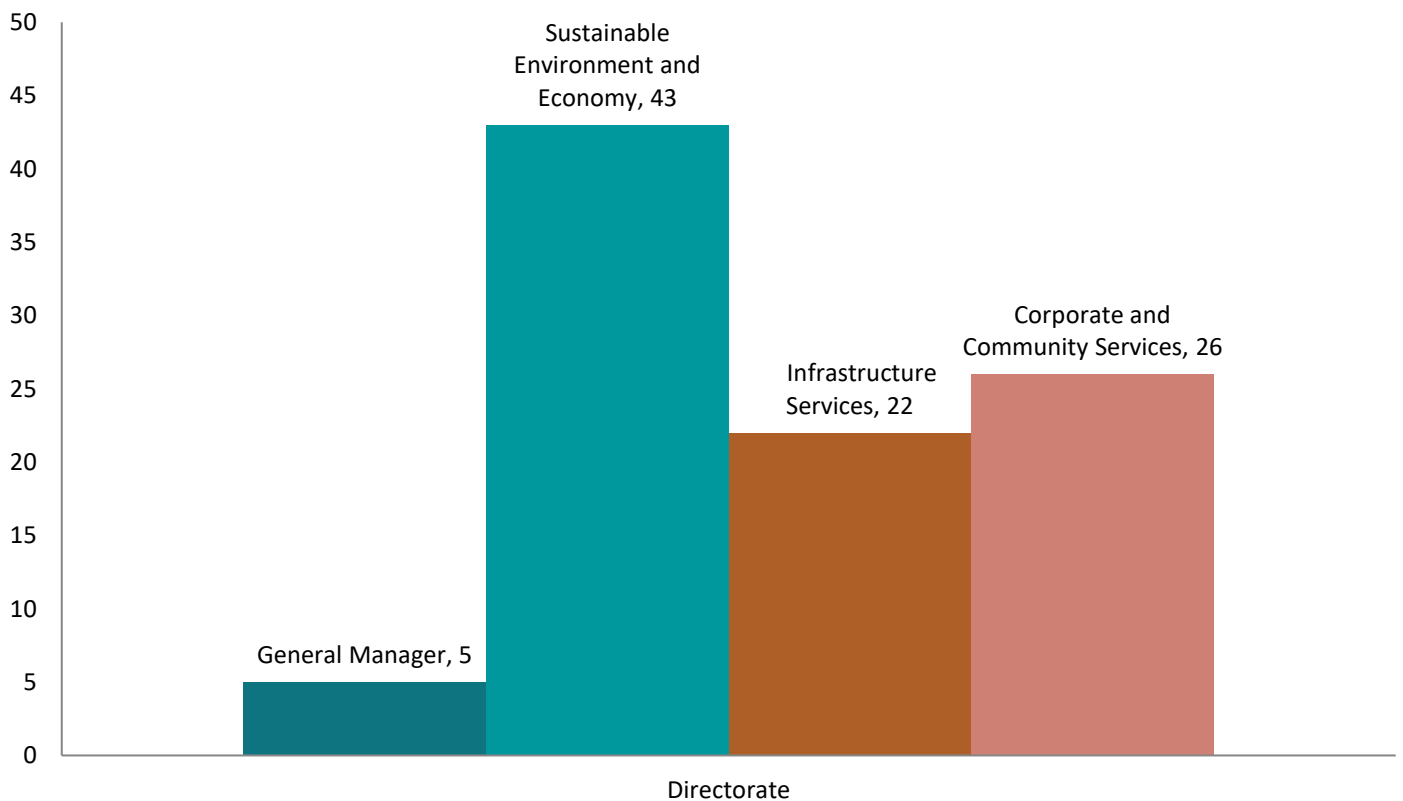
Total number resolutions completed in reporting period: **96**

## Days to complete

■ Days to complete



## Resolutions Completed by Directorate



# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
23-449	PLANNING - 10.2023.103.1 - Use of existing building as a workshop, storage and carport - 484 Upper Wilsons Creek Road Upper Wilsons Creek Report: I2023/1257	12/10/2023	24/11/2023
		Directorate: Sustainable Environment and Economy Officer: Wall, Lachlan	
Resolved:			
1.	That pursuant to Section 4.16 of the Environmental Planning & Assessment Act 1979, Development Application No. 10.2023.103.1 for Use of Existing Building as a Workshop, Storage and Carport, be refused for the following reasons:		
a)	Pursuant to section 4.15 (1)(a) of Environmental Planning and Assessment Act 1979, The proposed use is a prohibited land use and is inconsistent with the objectives of the C2 Environmental Conservation Zone of the Byron Local Environmental Plan 2014.		
b)	Pursuant to section 4.15 (1)(a)(i) of Environmental Planning and Assessment Act 1979, The development does not comply with Clause 4.3 Height of Buildings of the Byron Local Environmental Plan 2014.		
c)	Pursuant to section 4.15 (1)(a)(iii) of Environmental Planning and Assessment Act 1979, the development does not comply with D2.7.2 Farm Buildings, sheds and other structures of the Byron Development Control Plan 2014.		
f)	Pursuant to section 4.15 (1)(c) of Environmental Planning and Assessment Act 1979, the development is not suitable for the site as the application has not provided a geotechnical investigation report that demonstrates that the site is safe from further landslide or subsidence at, above or below the subject structure.		
2.	That the landowner be advised of an alternative path forward to seek an LEP amendment to legitimise the building as a dwelling house under Pathway 2 of the Unauthorised Dwelling Guidelines 2022. The planning proposal would seek to amend Byron Local Environmental Plan 2014 to include the property in Schedule 1 to enable development consent to be sought for a dual occupancy on the subject land.		
3.	That the landowner be given 6 months from the date of Council's decision to either lodge a planning proposal as per 2 or a new development application to modify the building such that it is capable of being granted development consent for a lawful use in the C2 Environmental Conservation.		
Mover: Michael Lyon		Second: Peter Westheimer	
Comments:			
24 Nov 2023 11:56am Scott, Noreen - Completion			
Completed by Scott, Noreen on behalf of Wall, Lachlan (action officer) on 24 November 2023 at 11:56:18 AM - Notice of refusal issued A2023/50871			

Res No	Report Title	Meeting Date	Completed Date
23-450	PLANNING - Planning Proposal 26.2021.5.1 – 114 Stewarts Road Clunes <b>Report:</b> I2023/1326	12/10/2023	24/11/2023
		<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Johnstone, Dylan	
<b>Resolved</b> that Council:			
1.	Proceeds with the planning proposal as attached to this report (Attachment 1 – E2023/99264) to amend LEP 2014 to permit a dwelling with consent on the subject land;		
2.	Notes that the encroachment of the existing dwelling on Council’s road reserve will be addressed as a separate process to the planning proposal;		
3.	Forwards the planning proposal to the NSW Department of Planning and Environment for a Gateway determination;		
4.	Pending a positive Gateway determination and completion of further studies by the applicant (if required), undertakes public exhibition of the planning proposal in accordance with the determination requirements;		
5.	Considers submissions report post-exhibition that includes any recommended changes to the planning proposal for final adoption.		
<b>Mover:</b> Michael Lyon		<b>Second:</b> Peter Westheimer	
<b>Comments:</b> <b>14 Nov 2023 2:58pm Johnstone, Dylan - Completion</b> Completed by Johnstone, Dylan (action officer) on 14 November 2023 at 2:58:06 PM - Planning Proposal has been sent to DPE for gateway determination. Gateway determination granted on 31/10/23.			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
<b>23-451</b>	PLANNING - Report of the Planning Review Committee held 7 September 2023 <b>Report:</b> I2023/1378	12/10/2023	10/11/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Larkin, Chris <b>Resolved</b> that Council endorses the outcomes of the Planning Review Committee meeting held 7 September 2023. <b>Mover:</b> Michael Lyon <b>Seconded:</b> Peter Westheimer			
<b>Comments:</b> <b>10 Nov 2023 2:03pm Larkin, Chris - Completion</b> Completed by Larkin, Chris (action officer) on 10 November 2023 at 2:03:28 PM - Noted			

Res No	Report Title	Meeting Date	Completed Date
<b>23-452</b>	Amendment to Fees and Charges 2023/24 - Reinstatement of use of Council land/road reserve to enable construction work events or temporary use <b>Report:</b> I2023/1484	12/10/2023	10/11/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Graine, Kylie <b>Resolved</b> that Council adopt the fees for use of Council land/road reserve to enable construction work events or temporary use as exhibited:			
<input type="checkbox"/> <b>Application fee - \$215</b> (Eg. Hoarding, scaffolding, fencing, works zones, other temporary structures or traffic control device/s)			
<input type="checkbox"/> <b>Inspection fee - \$215</b> per hour (minimum 2 inspections with application – further inspections to be paid as required, eg. change to work zone)			
<input type="checkbox"/> <b>Urgency fee - \$215</b> Where use is required within 10 working days of the application being lodged.			
<input type="checkbox"/> <b>Low Impact Occupation of Council Land - \$1.00 per m2 / day</b> Where pedestrian, cyclist and vehicular traffic are not disrupted, includes public reserves			
<input type="checkbox"/> <b>Footpath / verge closure - \$3.00 per m2 / day</b> <input type="checkbox"/> Where the footpath / verge area is closed to pedestrians and/or cyclists. <input type="checkbox"/> Where an elevated gantry is installed, fees will be charged for the set up and takedown down then charged at a low impact Occupation rate for the period of occupation.			
<input type="checkbox"/> <b>Road Closure (full and partial) \$13.00 per m2 / day</b> Where the traffic lanes are closed to traffic.			
<b>Mover:</b> Michael Lyon <b>Seconded:</b> Peter Westheimer			
<b>Comments:</b> <b>17 Oct 2023 9:43am Graine, Kylie - Completion</b> Completed by Graine, Kylie (action officer) on 17 October 2023 at 9:43:32 AM - Complete - sent to Finance to add to the fees and charges.			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date																																																
23-457	<p>PLANNING - DA 10.2023.63.1 - Dwelling house to create dual occupancy (detached), recreation building, tennis court and demolition of unauthorised dual occupancy (detached) – 20 Fig Tree Lane Myocum.</p> <p><b>Report:</b> I2023/1354</p> <p><b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Yopp, Greg</p>	12/10/2023	10/11/2023																																																
<p><b>Resolved:</b></p> <p>1. That Pursuant to Section 4.16 of the Environmental Planning &amp; Assessment Act 1979, Development Application No. 10.2023.63.1 for dwelling house to create dual occupancy (detached), tennis court and demolition of unauthorised dual occupancy (detached), be granted consent subject to the conditions of approval in Attachment 1 (#E2023/94290) and the following amended conditions to delete the tennis pavilion/ recreation facility and insertion of additional conditions to reflect landscaping requirements and construction timing of tennis court as follows:</p> <p>a) Amend condition 1 to remove the tennis pavilion plans and strike out the tennis pavilion with red ink on any remaining plans to read:</p> <p><b>1. Approved plans and supporting documentation</b></p> <p><i>Development must be carried out in accordance with the following approved plans and supporting documentation (stamped by Council), except where the conditions of this consent expressly require otherwise.</i></p> <table border="1"> <thead> <tr> <th>Plan No.</th><th>Plan Title</th><th>Drawn by</th><th>Dated</th></tr> </thead> <tbody> <tr> <td>1.1</td><td>Site</td><td>Davis Architects</td><td>20/07/2023</td></tr> <tr> <td>2.4</td><td>Demolition Plan</td><td>Davis Architects</td><td>20/07/2023</td></tr> <tr> <td>2.5</td><td>Residence Lower Ground</td><td>Davis Architects</td><td>20/07/2023</td></tr> <tr> <td>2.6</td><td>Residence Ground</td><td>Davis Architects</td><td>20/07/2023</td></tr> <tr> <td>2.7</td><td>Residence Roof</td><td>Davis Architects</td><td>20/07/2023</td></tr> <tr> <td>2.8</td><td>Residence Elevations</td><td>Davis Architects</td><td>20/07/2023</td></tr> <tr> <td>2.9</td><td>Residence Elevations</td><td>Davis Architects</td><td>20/07/2023</td></tr> <tr> <td>2.10</td><td>Residence Sections</td><td>Davis Architects</td><td>20/07/2023</td></tr> <tr> <td>2.11</td><td>Residence Sections</td><td>Davis Architects</td><td>20/07/2023</td></tr> <tr> <td>3.2</td><td>Tennis Pavillion Site</td><td>Davis Architects</td><td>20/07/2023</td></tr> <tr> <td>3.15</td><td>Tennis Court Detail</td><td>Davis Architects</td><td>20/07/2023</td></tr> </tbody> </table> <p><i>Some plans are amended and or annotated in red ink, including but not necessarily limited to, Plans 3.2 Tennis Pavillion Site and 3.15 Tennis Court Detail to delete the tennis pavilion.</i></p> <p><i>In the event of any inconsistency between the approved plans and the supporting documentation, the approved plans prevail. In the event of any inconsistency between the approved plans and a condition of this consent, the condition prevails.</i></p> <p><b>Note:</b> an inconsistency occurs between an approved plan and supporting documentation or between an approved plan and a condition when it is not possible to comply with both at the relevant time.</p> <p>b) Amend condition 15 to: delete reference to recreation building in (b); and include and new section (c) to delete tennis pavilion from Construction Certificate plans</p> <p><b>Amendment to the plans required</b></p> <p><i>The plans submitted for approval of the Construction Certificate must be amended to demonstrate that:</i></p> <p>a) A laundry is to be included in the proposed dwelling house.</p> <p>b) Earthworks associated with the tennis court are to be terraced with a maximum height of 1m and a minimum distance of 1m between each terrace.</p> <p>c) Tennis pavilion is deleted</p> <p><i>Such plans are to be approved as part of the Construction Certificate.</i></p> <p>c) Amend condition 49 to remove reference to the recreation building</p> <p><b>Private tennis court</b></p> <p><i>The tennis court is only to be used for private use and is not to be used in conjunction with any commercial activity or let to the general public.</i></p>				Plan No.	Plan Title	Drawn by	Dated	1.1	Site	Davis Architects	20/07/2023	2.4	Demolition Plan	Davis Architects	20/07/2023	2.5	Residence Lower Ground	Davis Architects	20/07/2023	2.6	Residence Ground	Davis Architects	20/07/2023	2.7	Residence Roof	Davis Architects	20/07/2023	2.8	Residence Elevations	Davis Architects	20/07/2023	2.9	Residence Elevations	Davis Architects	20/07/2023	2.10	Residence Sections	Davis Architects	20/07/2023	2.11	Residence Sections	Davis Architects	20/07/2023	3.2	Tennis Pavillion Site	Davis Architects	20/07/2023	3.15	Tennis Court Detail	Davis Architects	20/07/2023
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# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

- d) Amend Condition 22 to remove reference to a recreation building

## **On-site stormwater detention required**

*The application for a Construction Certificate is to include plans and specifications for stormwater drainage in accordance with the relevant Australian Standard. All stormwater drainage for the proposed tennis court must be conveyed via an on-site stormwater detention system by gravity to a dispersion trench or trenches complying with the requirements of Council's Comprehensive Guidelines for Stormwater Management.*

*Plans must be designed and certified by a suitably qualified engineer and must consider the existing stormwater discharge point and upstream flows.*

*Such plans and specifications must be approved as part of the Construction Certificate.*

- e) Insertion of a new Condition 7a)

## **7a) Tennis court**

*The tennis court is to be constructed and completed at the same time as the dual occupancy dwelling. No staging of the development is permitted.*

- f) Insertion of new Condition 9a)

## **9a) Landscape buffer**

*A landscape plan to be submitted with the application for a Construction Certificate. The landscaping is to be adjacent to the south western boundary (side) with planting 10m wide and 65m long along the south western boundary. The strip of landscaping is to begin 30m from the south eastern boundary (front) and is to finish 40m before the north western boundary (rear). Plantings are to consist of local rainforest species in order to achieve screening/privacy along the south western boundary.*

- g) Insertion of new Condition 47a)

## **47a) Landscaping buffer**

*The landscaping buffer is to be planted and established in accordance with the approved landscape plan.*

2. Commence proceedings to amend Byron DCP 2014 to include new provisions for such ancillary residential facilities such as gyms, yoga facilities, pool rooms, tennis pavilions, private recreation facilities and the like to be similar to studios to limit the floor area of such buildings to 60 m<sup>2</sup>.

**Mover:** Peter Westheimer

**Seconders:** Sarah Ndiaye

### **Comments:**

#### **25 Oct 2023 2:01pm Yopp, Greg - Completion**

Completed by Yopp, Greg (action officer) on 25 October 2023 at 2:01:07 PM - Part 1 - A Notice of Determination has been prepared in accordance with the resolution. Part 2 - The Strategic Planning Team Leader was provided with a copy of the resolution regarding the DCP amendment.

Res No	Report Title	Meeting Date	Completed Date
<b>23-460</b>	<p>PLANNING - 10.2014.361.4 s4.55 modification to relocated cafe from ground floor of the existing Waves Motel to a proposed rooftop terrace at 35 Lawson Street, Byron bay</p> <p><b>Report:</b> I2023/1344</p> <p><b>Directorate:</b> Sustainable Environment and Economy</p> <p><b>Officer:</b> Larkin, Chris</p> <p><b>Resolved</b> that pursuant to Section 4.55 of the Environmental Planning &amp; Assessment Act 1979, that Application No. 10.2014.361.4, for S4.55 to Relocate Part of a Food and Drink Component previously Approved within an Existing Motel Development from the Ground Floor to a Roof Terrace Area, be deferred to enable public exhibition and assessment of the recently lodged amended Plans and reported to Council to the next available meeting.</p> <p><b>Mover:</b> Peter Westheimer</p> <p><b>Seconders:</b> Michael Lyon</p>	12/10/2023	10/11/2023
<b>Comments:</b> <b>10 Nov 2023 2:03pm Larkin, Chris - Completion</b> Completed by Larkin, Chris (action officer) on 10 November 2023 at 2:03:00 PM - Noted - to be reported to Council once amended plans are received and assessed			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
23-461	Status reporting on Development Applications (DAs) with bodies like the Northern Regional Planning Panel (NRPP) <b>Report:</b> I2023/1472	12/10/2023	2/11/2023
		<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Burt, Shannon	
<b>Resolved</b> that Council:			
1. Notes that:			
a) Council was not the determining authority for DA10.2021.575.1 (lodged in September 2021, proposing residential subdivision into 127 Lots on sensitive low-lying land at Bayside Brunswick) but did evaluate the proposal and did in April 2023 provide the determining authority Northern Regional Planning Panel with a recommendation to approve;			
b) The Council elected in December 2021 received staff emails about the DA in December 2022 and April 2023 but missed the significance of the ecological risks of the proposal until they were highlighted by concerned community members in August 2023, well after approval of the DA on 16 May 2023.			
c) A scenario in 2022 over another DA (10.2021.170.1) determined by the NRPP on the “Linnaeus Estate” at Broken Head included an alert also by community members and led to Council resolving in June 2022 (Res 22-244):			
i. That Councillors receive, on the day after it is lodged with the Northern Regional Planning Panel, a copy of the Assessment Report prepared by Council staff for DA 10.2021.170.1 for 27 cabins, 7 other buildings, alterations & additions, earthworks, vegetation removal, and change of use of 14 units from educational to tourism on the “Linnaeus Estate” at Broken Head.			
ii. That the elected Council note that Council’s submission should not be prepared by persons involved in the assessment of the application but could be prepared by another council officer, or a consultant.			
2. Receives status reports monthly to each Ordinary (Planning) Meeting on all DA’s that are being processed by Council for determination by other bodies such as the Northern Regional Planning Panel or the Independent Planning Commission.			
<b>Mover:</b> Duncan Dey		<b>Second:</b> Sarah Ndiaye	
<b>Comments:</b> <b>02 Nov 2023 12:55pm Burt, Shannon - Completion</b> Completed by Burt, Shannon (action officer) on 02 November 2023 at 12:55:39 PM - Actions complete/ongoing			

Res No	Report Title	Meeting Date	Completed Date
23-462	Waiver of contributions on secondary dwellings Report: I2023/1480	12/10/2023	20/12/2023
Directorate: Sustainable Environment and Economy Officer: Burt, Shannon			
Resolved that Council receives a report by December outlining the mechanisms, if any, whereby we could constrain the future use of both dwellings for the purposes of providing affordable and/or permanent accommodation, in exchange for a full or partial waiver of contributions on the secondary dwelling.			
Mover: Michael Lyon		Second: Sarah Ndiaye	
Comments:			
20 Dec 2023 4:05pm Burt, Shannon - Completion			
Completed by Burt, Shannon (action officer) on 20 December 2023 at 4:05:05 PM - superseded report 7 December 2023 and Resolution 23-602			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
<b>23-463</b>	Determination of the Number of Councillors for the 2024-2028 Term of Office <b>Report:</b> I2023/1455	12/10/2023	17/10/2023
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Sills, Heather <b>Resolved</b> that in accordance with section 224(2) of the <i>Local Government Act 1993</i> Council determines the number of Councillors for the 2024-2028 term of office to remain as 9 (including the Mayor). <b>Mover:</b> Sarah Ndiaye <b>Seconded:</b> Michael Lyon			
<b>Comments:</b> <b>17 Oct 2023 4:49pm Sills, Heather - Completion</b> Completed by Sills, Heather (action officer) on 17 October 2023 at 4:49:49 PM - Noted. No further action required.			

Res No	Report Title	Meeting Date	Completed Date
<b>23-467</b>	Proposed lease extension - Council and TAFE NSW - Bayshore Drive, Byron Bay <b>Report:</b> I2023/1469	26/10/2023	1/12/2023
<b>Directorate:</b> General Manager <b>Officer:</b> Meir, Matt <b>Resolved</b> that Council consents to the proposed extension of the future TAFE NSW lease of Council land at Bayshore Drive, Byron Bay, from 20 years to 30 years and delegates to the General Manager the authority to sign all documents necessary to give effect to the extension. <b>Mover:</b> Michael Lyon <b>Seconded:</b> Sarah Ndiaye			
<b>Comments:</b> <b>01 Dec 2023 11:21am Meir, Matt - Completion</b> Completed by Meir, Matt (action officer) on 01 December 2023 at 11:19:50 AM - Parties entered deed varying lease term on 23 November 2023.			

Res No	Report Title	Meeting Date	Completed Date
<b>23-468</b>	Annual Report 2022/23 <b>Report:</b> I2023/1537	26/10/2023	28/11/2023
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Evans Crane, Amber <b>Resolved</b> that Council notes the Annual Report 2022/23 at Attachment 1 (#E2023/84193) to this report, and its submission to the Minister for Local Government. <b>Mover:</b> Michael Lyon <b>Seconded:</b> Sarah Ndiaye			
<b>Comments:</b> <b>28 Nov 2023 11:58am Evans Crane, Amber - Completion</b> Completed by Evans Crane, Amber (action officer) on 28 November 2023 at 11:58:10 AM - The 2022/23 Annual Report is published on Council's website and has been submitted to the Minister via the OLG.			

Res No	Report Title	Meeting Date	Completed Date
<b>23-470</b>	Grants September 2023 <b>Report:</b> I2023/1568	26/10/2023	31/10/2023
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Johnston, Donna <b>Resolved</b> that Council notes the grant submissions report for the month of September 2023 (Attachment 1 #E2023/106117). <b>Mover:</b> Michael Lyon <b>Seconded:</b> Sarah Ndiaye			
<b>Comments:</b> <b>31 Oct 2023 11:44am Johnston, Donna - Completion</b> Completed by Johnston, Donna (action officer) on 31 October 2023 at 11:44:49 AM - No action required. Noted			

## COMPLETED RESOLUTIONS REPORT

*From: 1/10/2023 to 31/12/2023*

<b>Res No</b>	<b>Report Title</b>	<b>Meeting Date</b>	<b>Completed Date</b>
<b>23-471</b>	Report of the Heritage Advisory Committee Meeting held on 31 August 2023 <b>Report:</b> I2023/1444	26/10/2023	24/11/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Scott, Noreen			
<b>Resolved</b> that Council notes the minutes of the Heritage Advisory Committee Meeting held on 31 August 2023.			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Sarah Ndiaye	
<b>Comments:</b> <b>24 Nov 2023 11:54am Scott, Noreen - Completion</b> Completed by Scott, Noreen (action officer) on 24 November 2023 at 11:54:31 AM - Noted			

Res No	Report Title	Meeting Date	Completed Date
<b>23-472</b>	Report of the Housing and Affordability Advisory Committee Meeting held on 21 September 2023 <b>Report:</b> I2023/1458	26/10/2023	2/11/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Wilde, Michelle			
<b>Resolved</b> that Council notes the minutes of the Housing and Affordability Advisory Committee Meeting held on 21 September 2023.			
<b>Mover:</b> Michael Lyon		<b>Second:</b> Sarah Ndiaye	
<b>Comments:</b> <b>02 Nov 2023 2:54pm Wilde, Michelle - Completion</b> Completed by Wilde, Michelle (action officer) on 02 November 2023 at 2:54:22 PM - For noting only			

<b>Res No</b>	<b>Report Title</b>	<b>Meeting Date</b>	<b>Completed Date</b>
<b>23-473</b>	Report of the Local Traffic Committee Meeting held on 19 September 2023 <b>Report:</b> I2023/1450	26/10/2023	31/10/2023
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Wilcox, Michelle			
<b>Resolved</b> that Council notes the minutes of the Local Traffic Committee Meeting held on 19 September 2023.			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Sarah Ndiaye	
<b>Comments:</b> 31 Oct 2023 1:41pm Wilcox, Michelle - Completion Completed by Wilcox, Michelle (action officer) on 31 October 2023 at 1:41:22 PM - Noted, no further action required			



# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
<b>23-476</b>	Bayshore Dr / Ewingsdale Rd Roundabout Linemarking Improvements <b>Report:</b> I2023/1372	26/10/2023	14/11/2023
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Cornwall, Judd <b>Resolved</b> that Council adopts the following Committee Recommendation: Report No. 6.3 Bayshore Dr / Ewingsdale Rd Roundabout Linemarking Improvements File No: I2023/1372  <u>Committee Recommendation 6.3.1:</u> That the Local Traffic Committee endorses the proposed spiral treatment at the roundabout intersection of Ewingsdale Road / Bayshore Drive, Byron Bay.  <b>Mover:</b> Michael Lyon <b>Seconders:</b> Sarah Ndiaye  <b>Comments:</b> <b>14 Nov 2023 2:09pm Cornwall, Judd - Completion</b> Completed by Cornwall, Judd (action officer) on 14 November 2023 at 2:09:24 PM - Roundabout linemarking improvements have been forwarded to works for implementation.			

Res No	Report Title	Meeting Date	Completed Date
<b>23-477</b>	Report of the Infrastructure Advisory Committee Meeting held on 21 September 2023 <b>Report:</b> I2023/1463	26/10/2023	22/11/2023
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Tomanek, Dominika <b>Resolved</b> that Council notes the minutes of the Infrastructure Advisory Committee Meeting held on 21 September 2023. <b>Mover:</b> Michael Lyon <b>Seconders:</b> Sarah Ndiaye  <b>Comments:</b> <b>22 Nov 2023 11:09am Tomanek, Dominika - Completion</b> Completed by Tomanek, Dominika (action officer) on 22 November 2023 at 11:09:52 AM - Noted. No further action required			

Res No	Report Title	Meeting Date	Completed Date
<b>23-479</b>	Report of the Local Traffic Committee Meeting held on 15 August 2023 <b>Report:</b> I2023/1225	26/10/2023	3/11/2023
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Flower, Shelley <b>Resolved</b> that Council notes the minutes of the Local Traffic Committee Meeting held on 15 August 2023. <b>Mover:</b> Michael Lyon <b>Seconders:</b> Sarah Ndiaye  <b>Comments:</b> <b>03 Nov 2023 4:11pm Flower, Shelley - Completion</b> Completed by Flower, Shelley (action officer) on 03 November 2023 at 4:11:10 PM - Noted. No further action required.			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
<b>23-480</b>	Gilmore Crescent, Byron Bay - Regulatory Signage, new carpark. <b>Report:</b> I2023/907	26/10/2023	9/11/2023
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Cornwall, Judd			
<b>Resolved</b> that Council adopts the following Committee Recommendation: Report No. 6.1      Gilmore Crescent, Byron Bay - Regulatory Signage, new carpark. File No: I2023/907 <u>Committee Recommendation 6.1.1:</u> That this report be noted as it was considered at the previous Local Traffic Committee held on 21 July 2023. <b>Mover:</b> Michael Lyon <b>Seconders:</b> Sarah Ndiaye			
<b>Comments:</b> <b>09 Nov 2023 5:33am Cornwall, Judd - Completion</b> Completed by Cornwall, Judd (action officer) on 09 November 2023 at 5:33:12 AM - All signage has been installed.			

Res No	Report Title	Meeting Date	Completed Date
<b>23-481</b>	Bayshore Drive - Parking Signage Exception For Permit Holders. <b>Report:</b> I2023/909	26/10/2023	9/11/2023
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Cornwall, Judd			
<b>Resolved</b> that Council adopts the following Committee Recommendation: Report No. 6.2      Bayshore Drive - Parking Signage Exception For Permit Holders. File No: I2023/909 <u>Committee Recommendation 6.2.1:</u> That the Local Traffic Committee endorse the permit holder exception from 1am – 6am on Bayshore Drive, between Wallum Place and the railway tracks to the north. <b>Mover:</b> Michael Lyon <b>Seconders:</b> Sarah Ndiaye			
<b>Comments:</b> <b>09 Nov 2023 5:35am Cornwall, Judd - Completion</b> Completed by Cornwall, Judd (action officer) on 09 November 2023 at 5:34:58 AM - Signage has been installed and permit is in place.			

Res No	Report Title	Meeting Date	Completed Date
<b>23-483</b>	No Parking Area - Booyun Street, Car Park (CWA and Brunswick Heads Public School) <b>Report:</b> I2023/1139	26/10/2023	9/11/2023
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Cornwall, Judd			
<b>Resolved</b> that Council adopts the following Committee Recommendation: Report No. 6.4      No Parking Area - Booyun Street, Car Park (CWA and Brunswick Heads Public School) File No: I2023/1139 <u>Committee Recommendation 6.4.1</u> That the Local Traffic Committee supports the No Parking restrictions shown in figure 1, contained within this report. <b>Mover:</b> Michael Lyon <b>Seconders:</b> Sarah Ndiaye			
<b>Comments:</b> <b>09 Nov 2023 5:35am Cornwall, Judd - Completion</b> Completed by Cornwall, Judd (action officer) on 09 November 2023 at 5:35:49 AM - All parking signage has been installed.			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
<b>23-484</b>	Proposed BAR type intersection on Bangalow Road <b>Report:</b> I2023/1188	26/10/2023	10/11/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Blunden, Gray <b>Resolved</b> that Council adopts the following Committee Recommendation:  Report No. 6.5 Proposed BAR type intersection on Bangalow Road File No: I2023/1188  <u>Committee Recommendation 6.5.1</u>  That the Local Traffic Committee support the line markings associated with the Bangalow Road intersection works, as shown in Attachment 1 (E2023/81016). <b>Mover:</b> Michael Lyon <b>Seconders:</b> Sarah Ndiaye  <b>Comments:</b> <b>01 Nov 2023 2:02pm Blunden, Gray - Completion</b> Completed by Blunden, Gray (action officer) on 01 November 2023 at 2:01:54 PM - Endorsed			

Res No	Report Title	Meeting Date	Completed Date
<b>23-485</b>	South Beach Road, Parking Area <b>Report:</b> I2023/1198	26/10/2023	1/11/2023
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Cornwall, Judd <b>Resolved</b> that Council adopts the following Committee Recommendation:  Report No. 6.6 South Beach Road, Parking Area File No: I2023/1198  <u>Committee Recommendation 6.6.1</u>  That the Local Traffic Committee endorse the proposed No Parking Area scheme for South Beach Road and South Beach Lane, Brunswick Heads. <b>Mover:</b> Michael Lyon <b>Seconders:</b> Sarah Ndiaye  <b>Comments:</b> <b>01 Nov 2023 12:00pm Flockton, James - Completion</b> Completed by Flockton, James on behalf of Cornwall, Judd (action officer) on 01 November 2023 at 11:59:57 AM - Sign plans have been provided to Works Ops team to install.			

Res No	Report Title	Meeting Date	Completed Date
<b>23-491</b>	Bangalow Heritage House <b>Report:</b> I2023/1370	26/10/2023	27/11/2023
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Cheema, Geeta <b>Resolved</b> that Council:  1. Defers consideration of this matter until no later than December 2023 so that Council can engage with the Bangalow Historical Society about the matters raised during public access regarding the future use of Bangalow Heritage House.  2. Appoints Councillor Pugh as a councillor representative and Councillor Dey as an alternative to be involved in these discussions.  <b>Mover:</b> Duncan Dey <b>Seconders:</b> Sarah Ndiaye  <b>Comments:</b> <b>27 Nov 2023 3:26pm Cheema, Geeta - Completion</b> Completed by Cheema, Geeta (action officer) on 27 November 2023 at 3:26:42 PM - Completed. Council staff convened a meeting with Bangalow Historical Society on 21 November 2023 to discuss items raised at 26 October Council meeting. Cr Pugh participated in the meeting. A Council report has been submitted for 7 December 2023.			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
23-497	Council Investments - 1 September to 30 September 2023 Report: I2023/1535	26/10/2023	1/11/2023
Directorate: Corporate and Community Services Officer: Brickley, James			
Resolved that Council notes the Report listing Council's investments and overall cash position as of 30 September 2023. Cr Ndiaye was not present for the vote.			
Mover: Asren Pugh		Seconders: Peter Westheimer	
Comments:			
31 Oct 2023 7:32pm Brickley, James - Completion Completed by Brickley, James (action officer) on 31 October 2023 at 7:32:13 PM - No further action required.			

Res No	Report Title	Meeting Date	Completed Date
23-498	Ocean Shores Art Expo - Request for Financial Assistance <b>Report:</b> I2023/1584	26/10/2023	1/11/2023
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Brickley, James			
<b>Resolved</b> that Council pays the hire fees for the Ocean Shores Community Centre by Ocean Shores Art Expo on 3 to 6 November 2023.			
<b>Mover:</b> Duncan Dey		<b>Seconders:</b> Michael Lyon	
<b>Comments:</b> <b>31 Oct 2023 7:30pm Brickley, James - Completion</b> Completed by Brickley, James (action officer) on 31 October 2023 at 7:30:48 PM - Email sent to President of Ocean Shores Art Expo on 31 October 2023 outlining Council's resolution and offer to pay hire fees for Ocean Shores Community Centre for the event. Email contained a process for reimbursement of the hire fees once confirmed they have been paid. Advice also provided regarding insurance coverage that cannot be provided by Council but offering a mechanism to obtain insurance. No further action required.			

Res No	Report Title	Meeting Date	Completed Date
23-499	Call for Nominations to Australian Coastal Councils Association (ACCA) Committee of Management <b>Report:</b> I2023/1575	26/10/2023	1/11/2023
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Bradbury, Richard			
<b>Resolved</b> that Council nominates Cr Dey to stand as a NSW representative on the Australian Coastal Councils Committee of Management.			
<b>Mover:</b> Sarah Ndiaye		<b>Seconders:</b> Asren Pugh	
<b>Comments:</b> <b>01 Nov 2023 10:25am Bradbury, Richard - Completion</b> Completed by Bradbury, Richard (action officer) on 01 November 2023 at 10:25:00 AM - Nomination form completed by Mark Arnold GM on 27 October and returned to Association E2023/112193			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
<b>23-500</b>	Update Resolution 23-056 Short Term Rental Accommodation Consent Conditions <b>Report:</b> I2023/1137	26/10/2023	31/10/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Nagel, Sarah <b>Resolved</b> that Council notes the update provided on Resolution 23-056 Short Term Rental Accommodation Consent Conditions and receives a report every 3 months on the status of items 1 and 2 of that resolution as shown below: 1. Enforces consent conditions which prohibit the use of a property as short term rental accommodation. 2. Continues to prohibit the use of short-term rental of housing in new approvals, including but not limited to secondary dwellings, standard homes in the residential areas and business zones of the Shire. <b>Mover:</b> Peter Westheimer <b>Seconders:</b> Michael Lyon			
<b>Comments:</b> <b>31 Oct 2023 11:50am Nagel, Sarah - Completion</b> Completed by Nagel, Sarah (action officer) on 31 October 2023 at 11:50:08 AM - Status report will be prepared for February 2024 Council meeting.			

Res No	Report Title	Meeting Date	Completed Date
<b>23-502</b>	Seven Mile Beach Road - Parking Management Options <b>Report:</b> I2023/1556	26/10/2023	31/10/2023
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Flockton, James <b>Resolved</b> that Council does not implement Pay Parking or Parking Wayfinding for Seven Mile Beach Road until such time as the technological challenges can be overcome. <b>Mover:</b> Michael Lyon <b>Seconders:</b> Sarah Ndiaye			
<b>Comments:</b> <b>31 Oct 2023 10:53am Flockton, James - Completion</b> Completed by Flockton, James (action officer) on 31 October 2023 at 10:52:57 AM - Noted. The Pay Parking team are investigating satellite technology and will continue to review other opportunities as technology changes and improves.			

Res No	Report Title	Meeting Date	Completed Date
<b>23-503</b>	Report of the Biodiversity Advisory Committee Meeting held on 21 September 2023 <b>Report:</b> I2023/1459	26/10/2023	2/11/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Wilde, Michelle <b>Resolved</b> that Council notes the minutes of the Biodiversity Advisory Committee Meeting held on 21 September 2023. <b>Mover:</b> Michael Lyon <b>Seconders:</b> Sarah Ndiaye			
<b>Comments:</b> <b>02 Nov 2023 2:54pm Wilde, Michelle - Completion</b> Completed by Wilde, Michelle (action officer) on 02 November 2023 at 2:54:05 PM - For noting only			

Res No	Report Title	Meeting Date	Completed Date
<b>23-507</b>	Report of the Floodplain Management Advisory Committee Meeting held on 19 September 2023 <b>Report:</b> I2023/1454	26/10/2023	22/11/2023
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Tomanek, Dominika <b>Resolved</b> that Council notes the minutes of the Floodplain Management Advisory Committee Meeting held on 19 September 2023. <b>Mover:</b> Duncan Dey <b>Seconders:</b> Peter Westheimer			
<b>Comments:</b> <b>22 Nov 2023 11:10am Tomanek, Dominika - Completion</b> Completed by Tomanek, Dominika (action officer) on 22 November 2023 at 11:10:02 AM - Noted. No further action required			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
<b>23-510</b>	Voting delegate review LGNSW Annual Conference 2023 <b>Report:</b> I2023/1557	26/10/2023	1/11/2023
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Bradbury, Richard <b>Resolved</b> that Cr Balson attend the LGNSW Annual Conference 2023 replacing Cr Ndiaye as a voting delegate. <i>Cr Westheimer voted against the motion.</i> <b>Mover:</b> Sama Balson <b>Second:</b> Sarah Ndiaye			
<b>Comments:</b> <b>01 Nov 2023 4:18pm Bradbury, Richard - Completion</b> Completed by Bradbury, Richard (action officer) on 01 November 2023 at 4:17:57 PM - Notice provided to LGNSW via approved form signed by Mark Arnold GM E2023/114195. Notice also provided to AEC to transfer voting rights for board voting via letter from Cr Ndiaye E2023/114190			

Res No	Report Title	Meeting Date	Completed Date
<b>23-469</b>	Draft 2022/2023 Financial Statements <b>Report:</b> I2023/1583	26/10/2023	1/11/2023
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Brickley, James <b>Resolved:</b> <ol style="list-style-type: none"> <li>That Council adopts the Draft 2022/2023 Financial Statements incorporating the General Purpose Financial Statements (#E2023/106411) and Special Purpose Financial Statements (#E2023/106410).</li> <li>That Council approves the signing of the "Statement by Councillors and Management" in accordance with Section 413(2)(c) of the Local Government Act 1993 and Section 215 of the Local Government (General) Regulation 2021 in relation to the 2022/2023 Draft Financial Statements.</li> <li>That the Audited Financial Statements and Auditors Report be presented to the public at the Ordinary Meeting of Council scheduled for 23 November 2023 in accordance with Section 418(1) of the Local Government Act 1993.</li> </ol> <b>Mover:</b> Michael Lyon <b>Second:</b> Sarah Ndiaye			
<b>Comments:</b> <b>31 Oct 2023 7:28pm Brickley, James - Completion</b> Completed by Brickley, James (action officer) on 31 October 2023 at 7:28:06 PM - Draft 2022/23 Financial Statements lodged with Office of Local Government on 30 October 2023 following receipt of Audit Reports from the Audit Office of NSW. Report prepared for November 2023 Ordinary Meeting to present financial statements to the Public Statements by Management signed in accordance with the resolution. No further action required.			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
23-504	Additional Recommendation (14.3.4.1) Identifying Open Forest Ecosystems for Ecological Restoration <b>Report:</b>	26/10/2023	20/12/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Caddick, Liz			
<b>Resolved</b> that Council adopts the following Committee Recommendations:			
Report No. 4.1 Identifying Open Forest Ecosystems for Ecological Restoration File No: I2023/386			
<u>Committee Recommendation</u>			
1. That Council welcomes the report and notes the importance of restoring eco-cultural burning practices. 2. That Open Ecosystem Restoration Potential mapping is added to Council's online mapping tool. 3. That Council explores the option of comparative mapping between the open forest mapping and Council's bush fire prone land mapping.			
<b>Mover:</b>		<b>Second:</b>	
<b>Comments:</b> <b>20 Dec 2023 4:52pm Burt, Shannon - Completion</b> Completed by Burt, Shannon on behalf of Caddick, Liz (action officer) on 20 December 2023 at 4:52:20 PM - Matters currently resourced have been completed. Comparative mapping - future consideration subject to staff time and budget.			

Res No	Report Title	Meeting Date	Completed Date
23-508	Byron Bay Drainage Upgrade - Project Update Report: I2023/980	26/10/2023	6/12/2023
Directorate: Infrastructure Services Officer: Twohill, Steve			
Resolved that Council adopts Committee Recommendation 4.2 as shown in the attachment to this report:			
Report No. 4.2	Byron Bay Drainage Upgrade - Project Update		
File No: I2023/980			
Committee Recommendation 4.2.1			
That the Council notes the update on the Byron Drainage Upgrade Strategy and recommend that a scenario be examined with gravity system with flood gates instead of pumps			
Mover: Duncan Dey		Second: Peter Westheimer	
Comments:			
06 Dec 2023 12:45pm Flockton, James - Completion			
Completed by Flockton, James on behalf of Twohill, Steve (action officer) on 06 December 2023 at 12:45:19 PM - Noted. Further report going to 14 December 2023 meeting to cover gravity options.			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
<b>23-482</b>	544 Coolamon Scenic Drive - Regulatory Signage & Line Marking for upgrade driveway crossovers - Road Safety Audit <b>Report:</b> I2023/1125	26/10/2023	22/11/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> McCarthy, Stephen <b>Resolved</b> that Council adopts the following Committee Recommendation: Report No. 6.3      544 Coolamon Scenic Drive - Regulatory Signage & Line Marking for upgrade driveway crossovers - Road Safety Audit File No: I2023/1125 <u>Committee Recommendation 6.3.1</u> That the Local Traffic Committee endorse the proposed regulatory signage and line marking within Coolamon Scenic Drive, Coorabell as per attachment 1 (#E2023/63902). <b>Mover:</b> Michael Lyon <b>Second:</b> Sarah Ndiaye			
<b>Comments:</b> <b>14 Nov 2023 9:23am Burt, Shannon - Completion</b> Completed by Burt, Shannon on behalf of McCarthy, Stephen (action officer) on 14 November 2023 at 9:23:22 AM - complete			

Res No	Report Title	Meeting Date	Completed Date
<b>23-513</b>	Licence to Byron Bay FC Incorporated <b>Report:</b> I2023/1499	09/11/2023	30/12/2023
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Newberry, James <b>Resolved</b> that Council:			
1. Considers submissions received from the Public Notice on the proposed licence to Byron Bay FC Incorporated as outlined in this report. 2. Delegates to the General Manager the right to grant a licence to Byron Bay FC Incorporated on the following conditions: <ul style="list-style-type: none"> <li>a) term 5-years no holding over or renewal options,</li> <li>b) over part Folio 144/758207 for the use of the amenity block, the ground floor canteen, change rooms and access to the building, and for the construction of an upper-floor multi-user clubhouse, a new foyer area and all access to the upper-floor,</li> <li>c) annual rent to be set at \$1 if demanded in recognition of the Club's financial contribution to improvements to the amenity building,</li> <li>d) the Licensee must:               <ul style="list-style-type: none"> <li>i) once constructed, hire out the upper-level multi-user clubhouse for community uses when not required by the Club, excluding all community uses associated with a function centre as defined by the Byron LEP 2014,</li> <li>ii) expend all income derived from the hiring of the (to be constructed) upper-level multi-use clubhouse upon the operational costs and maintenance to the amenity block,</li> <li>iii) undertake all building maintenance to the licenced area,</li> <li>iv) provide public liability and professional indemnity insurance covers and confirmation that all Club officials who work with children hold current working with children checks, and</li> <li>v) pay for all metered utilities connected to the building excluding water usage,</li> </ul> </li> <li>e) Council to be responsible for annual fire safety, pest management, the exterior of the building, structural maintenance, the ground floor public amenities and Council storage areas.</li> </ul> <b>Mover:</b> Michael Lyon <b>Second:</b> Sama Balson			
<b>Comments:</b> <b>21 Dec 2023 3:48pm Newberry, James - Completion</b> Completed by Newberry, James (action officer) on 21 December 2023 at 3:44:22 PM - 5 Year Licence signed by the Byron Bay Football Club and Manager of Open Space & Facilities.			



# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
<b>23-515</b>	PLANNING - Planning Proposal 26.2021.7.1 – 55 Settlement Road Main Arm <b>Report:</b> I2023/1494	09/11/2023	24/11/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Johnstone, Dylan			
<b>Resolved</b> that Council:			
1. Proceeds with the planning proposal as attached to this report (Attachment 1 – E2023/105727) to amend LEP 2014 to permit a dual occupancy (detached) with consent on the subject land;			
2. Forwards the planning proposal to the NSW Department of Planning and Environment for a Gateway determination;			
3. Pending a positive Gateway determination and completion of further studies (if required) and a draft Planning Agreement by the applicant, undertakes public exhibition of the planning proposal in accordance with the determination requirements;			
4. Considers a submissions report post-exhibition that includes any recommended changes to the planning proposal for final adoption.			
<b>Mover:</b> Michael Lyon <b>Seconders:</b> Sama Balson			
<b>Comments:</b> <b>24 Nov 2023 11:57am Johnstone, Dylan - Completion</b> Completed by Johnstone, Dylan (action officer) on 24 November 2023 at 11:57:04 AM - PP sent to DPE 22/11/23 for gateway determination			

Res No	Report Title	Meeting Date	Completed Date
<b>23-516</b>	PLANNING - Report of the Planning Review Committee held 5 October 2023 <b>Report:</b> I2023/1539	09/11/2023	14/11/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Burt, Shannon			
<b>Resolved</b> that Council endorses the outcomes of the Planning Review Committee meeting held 5 October 2023.			
<b>Mover:</b> Michael Lyon <b>Seconders:</b> Sama Balson			
<b>Comments:</b> <b>14 Nov 2023 9:31am Burt, Shannon - Completion</b> Completed by Burt, Shannon (action officer) on 14 November 2023 at 9:31:47 AM - complete			

Res No	Report Title	Meeting Date	Completed Date
<b>23-517</b>	Byron Shire Local Heritage Grants Program 2023-24 <b>Report:</b> I2023/1569	09/11/2023	24/11/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Meech, Roseanna			
<b>Resolved</b> that:			
1. Council endorses the recommended funding allocations of the Byron Shire Local Places Heritage Grants Program 2023-24 for landowners to complete building repairs, enhancements, and maintenance to prominent local heritage items in main towns such that each application in Attachments 1 to 4 receive \$3,000 each.			
2. The grant applicants be notified of Council's decision.			
<b>Mover:</b> Michael Lyon <b>Seconders:</b> Sama Balson			
<b>Comments:</b> <b>15 Nov 2023 3:06pm Meech, Roseanna - Completion</b> Completed by Meech, Roseanna (action officer) on 15 November 2023 at 3:06:41 PM - letters sent E2023/119073,E2023/119074,E2023/119115, E2023/119116 15/11			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
23-518	PLANNING - DA 10.2023.116.1 - New Dwelling to create dual occupancy (detached), clause 4.6 variation for second driveway, and use of existing building as farm storage shed and studio – 149 Friday Hut Road Coorabell <b>Report:</b> I2023/1590	09/11/2023	24/11/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Yopp, Greg			
<b>Resolved</b> that pursuant to Section 4.16 of the Environmental Planning & Assessment Act 1979, Development Application No. 10.2023.116.1 for new dwelling to create dual occupancy (detached), clause 4.6 variation for second driveway, and use of existing building as farm storage shed and studio, be granted Deferred Commencement subject to the conditions of Deferred Commencement Consent in Attachment 1 (#E2023/105891).			
<b>Mover:</b> Michael Lyon		<b>Second:</b> Sama Balson	
<b>Comments:</b> <b>24 Nov 2023 11:21am Scott, Noreen - Completion</b> Completed by Scott, Noreen on behalf of Yopp, Greg (action officer) on 24 November 2023 at 11:21:19 AM - notice of deferred commencement issued E2023/120030			

Res No	Report Title	Meeting Date	Completed Date
23-519	Status report on Development Applications (DAs) with bodies like the Northern Regional Planning Panel (NRPP)	09/11/2023	14/11/2023
	Report: I2023/1662	Directorate: Sustainable Environment and Economy Officer: Burt, Shannon	
Resolved that Council notes the status report on Development Applications (DAs) with bodies like the Northern Regional Planning Panel (NRPP).			
Mover: Michael Lyon		Second: Sama Balson	
Comments:			
14 Nov 2023 9:31am Burt, Shannon - Completion Completed by Burt, Shannon (action officer) on 14 November 2023 at 9:31:22 AM - complete			

Res No	Report Title	Meeting Date	Completed Date
23-521	PLANNING - DA 10.2023.195.1 - 2 Hamiltons Lane Byron Bay <b>Report:</b> I2023/1591	09/11/2023	24/11/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Van Iersel, Rob			
<b>Resolved</b> that, pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979, Development Application No. 10.2023.195.1 for internal alterations to an existing structure and use of structure as a shed, be refused for the following reasons:			
<div>1. Pursuant to section 4.15 (1)(a)(i) of Environmental Planning and Assessment Act 1979, the development does not comply with Clause 4.3 Height of Buildings of the Byron Local Environmental Plan 2014.</div> <div>2. The development is not satisfactory in relation to the Public Interest under subsection 4.15(1)(e) of the Environmental Planning and Assessment Act 1979, having regard to the unapproved shed, which is not ancillary and subservient to the principal dwelling on the site and non-compliance with the applicable height controls under Byron LEP 1988 and Byron LEP 2014.</div>			
<b>Mover:</b> Alan Hunter		<b>Second:</b> Michael Lyon	
<b>Comments:</b> <b>24 Nov 2023 11:18am Scott, Noreen - Completion</b> Completed by Scott, Noreen on behalf of Van Iersel, Rob (action officer) on 24 November 2023 at 11:18:13 AM - notice of refusal issued E2023/120019			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
<b>23-523</b>	<p>PLANNING - DA10.2014.417.6 Section 8.2 Review of Determination 10.2014.417.4 - Amendment to Building including roof terrace and pool, 43 Lawson Street Byron Bay <b>Report:</b> I2023/1619</p> <p><b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Larkin, Chris</p> <p><b>Resolved</b> that, pursuant to Section 8.4 of the Environmental Planning and Assessment Act 1979, that Section 8.2 Application 10.2017.417.6 be refused for the following reasons:</p> <ol style="list-style-type: none"> <li>Pursuant to section 4.15(1)(a)(i) of the Environmental Planning and Assessment Act 1979 the proposed development does not comply with Section 2.11 of State Environmental Planning Policy - Resilience and Hazards.</li> <li>Pursuant to section 4.15(1)(a)(i) of the Environmental Planning and Assessment Act 1979 the proposed development does not comply with Clause 4.3 Height of building under Byron Local Environmental Plan 2014.</li> <li>Pursuant to Section 4.15(1)(a)(iii) of the Environmental Planning and Assessment Act 1979 the proposed development does not comply with Chapter C3 Byron Development Control Plan 2014.</li> <li>Pursuant to Section 4.15(1)(a)(iii) of the Environmental Planning and Assessment Act 1979 the proposed development does not comply with Chapter D1 of Byron Development Control Plan 2014.</li> <li>Pursuant to Section 4.15(1)(a)(iii) of the Environmental Planning and Assessment Act 1979 the proposed development does not comply with Chapter E5 of Byron Development Control Plan 2014.</li> <li>Pursuant to Section 4.15 (1) (a) (iv) the application for the proposed modification of an approved residential flat building does not comply with section 102 of the Environmental Planning and Assessment Regulation 2021.</li> <li>Pursuant to Section 4.15 (1) (b) of the Environmental Planning and Assessment Act 1979 the proposed development is likely to result in adverse environmental impacts on both the natural and built environments, and social impacts in the locality and the occupants of that environment.</li> <li>Pursuant to Section 4.15(1)(d) of the Environmental Planning &amp; Assessment Act 1979 the proposed development is not in the public interest with regards for relevant matters for consideration raised in properly made submissions received by Council.</li> <li>Pursuant to Section 4.15(1)(e) of the EP&amp;A Act 1979 the proposed development is not in the public interest for the reasons outlined above.</li> </ol> <p><b>Mover:</b> Asren Pugh <b>Seconded:</b> Duncan Dey</p> <p><b>Comments:</b> <b>10 Nov 2023 2:02pm Larkin, Chris - Completion</b> Completed by Larkin, Chris (action officer) on 10 November 2023 at 2:01:50 PM - refusal notice sent</p>	09/11/2023	10/11/2023

Res No	Report Title	Meeting Date	Completed Date
<b>23-524</b>	<p>Mayoral Fund 2023-2024 - Allocation of Funding <b>Report:</b> I2023/1635</p> <p><b>Directorate:</b> General Manager <b>Officer:</b> Spinner, Zali</p> <p><b>Resolved</b> that Council confirms the donations from the Mayor's Discretionary Allowance 2023/2024 as per the recommendation in Confidential Attachment 1 (E2023/109567), including applications partially supported.</p> <p><b>Mover:</b> Michael Lyon <b>Seconded:</b> Sama Balson</p> <p><b>Comments:</b> <b>12 Dec 2023 11:54am Spinner, Zali - Completion</b> Completed by Spinner, Zali (action officer) on 12 December 2023 at 11:54:22 AM - Applicants advised of application outcome.</p>	09/11/2023	12/12/2023

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
<b>23-526</b>	<p>PLANNING - 10.2020.109.4 - Section 4.55 to Stage 9 for Removal of Existing Exotic and Native Trees to Allow for Construction of Approved Roads and Earthworks, Relocation of Inter-allotment Drainage and Sewer Services and Easement Modifications and Deletion of Local Open Space and Recreation S7.11 Contributions - 86 Tuckerroo Avenue Mullumbimby</p> <p><b>Report:</b> I2023/1555      <b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Smith, Greg</p> <p><b>Resolved</b> that Council:</p> <ol style="list-style-type: none"> <li>Pursuant to Section 4.55 of the Environmental Planning &amp; Assessment Act 1979, that Application No. 10.2020.109.4, for S4.55 to Stage 9 for Removal of Existing Exotic and Native Trees to Allow for Construction of Approved Roads and Earthworks, Relocation of Inter-allotment Drainage and Sewer Services and Easement Modifications and Deletion of Local Open Space and Recreation S7.11 Contributions, defers this matter to a future meeting of Council.</li> <li>Obtains a preliminary land valuation or appraisal of Lot 281 as proposed, and that it be provided to Council in confidence.</li> </ol> <p><b>Mover:</b> Duncan Dey      <b>Seconder:</b> Michael Lyon</p>	09/11/2023	10/11/2023
<p><b>Comments:</b>  <b>10 Nov 2023 1:08pm Smith, Greg - Completion</b>  Completed by Smith, Greg (action officer) on 10 November 2023 at 1:08:09 PM - Resolution referred to Chris Soulsby in relation to obtaining a valuation and providing advice regarding Contributions and land dedication.</p>			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
23-528	<p>PLANNING - DA 10.2022.538.1 - Use of, and Alterations and Additions to, existing Food Co-Op structure and Use of associated shade structures, New Cool Room, Use of, and New, shade structures, Men's Shed Additions, Use of existing sheds and Use of existing nursery structures associated with Reforest Now– 156 Stuart Street Mullumbimby</p> <p><b>Report:</b> I2023/1544</p>	09/11/2023	24/11/2023
<p><b>Directorate:</b> Sustainable Environment and Economy</p> <p><b>Officer:</b> Johnstone, Dylan</p>			
<p><b>Resolved that:</b></p>			
<p>1. Council grants landowners' consent for the subject application.</p>			
<p>2. Pursuant to Section 4.15 of the Environmental Planning &amp; Assessment Act 1979, Development Application No. 10.2022.538.1 for Use of, and Alterations and Additions to, existing Food Co-Op structure and Use of associated shade structures, New Cool Room, Use of, and New, shade structures, Men's Shed Additions, Use of existing sheds and Use of existing nursery structures associated with Reforest Now, be granted consent subject to the revised recommended conditions (#E2023/116992), and conditions 6 and 31 being amended to read:</p>			
<p>6. <b>Building Information Certificate</b></p> <p><i>A Building Information Certificate must be obtained from Council for structure B9 and B23 as indicated on the stamp approved Plan 1 Site Plan Received 04/09/23 (unless previously approved by Council under separate development consent). Prior to issue of the Building Information Certificate the applicant is to demonstrate to Councils satisfaction with evidence in the form of detailed report/s from suitably qualified and experienced professionals the constructed works satisfies</i></p> <p>1. <i>A land survey from a registered surveyor is required with the Building Information Certificate application identifying all structures located upon the subject property.</i></p> <p>2. <i>Any recommended works identified in this report/s or identified by Council must be completed prior to issue of the Building Information Certificate;</i></p> <p>3. <i>The following Performance Provisions of the Building Code of Australia.</i></p> <p><i>Performance Requirement of the Building Code of Australia</i></p> <p><i>H1P1 Structural stability and resistance to actions (including glazing)</i></p> <p><i>H2P1 Rainwater management</i></p> <p><i>H4P2 Room heights</i></p> <p><i>H5P1 Movement to and within a building.</i></p>			
<p>31 <b>Building / engineers certification required</b></p> <p><i>Building / Engineers Certification is required for structures B6, B7, B8, and B14, as indicated on the stamp approved Plan 1 Site Plan Received 04/09/23 (unless previously approved by Council under separate development consent). Certification must demonstrate compliance with the relevant deemed-to-satisfy provisions of the Building Code of Australia, or if there are no such provisions, must be demonstrated to be structurally adequate.</i></p> <p><i>If any structures cannot comply with this requirement, they must be demolished / removed from the site prior to issue of an Occupation Certificate.</i></p>			
<p>3. The Plan of Management applicable to the site be amended as a priority to reflect the intended use of the site.</p>			
<p><b>Mover:</b> Michael Lyon</p>		<p><b>Seconded:</b> Duncan Dey</p>	
<p><b>Comments:</b></p> <p>24 Nov 2023 11:55am Johnstone, Dylan - Completion</p> <p>Completed by Johnstone, Dylan (action officer) on 24 November 2023 at 11:55:22 AM - consent issued 16/11/23</p>			

## COMPLETED RESOLUTIONS REPORT

*From: 1/10/2023 to 31/12/2023*

<b>Res No</b>	<b>Report Title</b>	<b>Meeting Date</b>	<b>Completed Date</b>
<b>23-534</b>	Sub-licence to Zephyr Equine Pty Ltd (A.C.N 638 961 850) for access through Crown Land. <b>Report:</b> I2023/1387 <b>Directorate:</b> General Manager <b>Officer:</b> Telford, Paula	23/11/2023	30/11/2023
<b>Resolved</b> that Council authorises the General Manager, under delegation, to grant a sub-licence to Zephyr Equine Pty Ltd (A.C.N. 638 961 850) on the following conditions:			
<ul style="list-style-type: none"> <li>a) term of 12-months,</li> <li>b) rent to be set by Councils Fees and Charges,</li> <li>c) access through Lot 407 DP 729057 being Crown Reserve R755695,</li> <li>d) the sub-licensee to hold a concurrent permit with Cape Byron Marine Park for the term of the sub-licence,</li> <li>e) the sub-licensee must take all steps necessary to ensure that all horse droppings are removed from the sub-licenced area during and at the end of each access session,</li> <li>f) the sub-licensee to hold public liability insurance cover for a minimum value of \$20million,</li> <li>g) the sub-licensee to handle all horses in a public area in a safe manner,</li> <li>h) the sub-licensee not to exceed the number of horses permitted by the Cape Byron Marine Park Permit in any guided horse tour, and</li> <li>i) the sub-licensee must comply with recommendations in the Report to the General Manager dated 24 October 2023, subject 'Monitoring Report of Access track at North Beach under temporary sub-licence (under RI564194) -13 and 23 October 2023.</li> </ul>			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Peter Westheimer	
<b>Comments:</b>			
<b>28 Nov 2023 10:00am Telford, Paula - Completion</b>			
Completed by Telford, Paula (action officer) on 28 November 2023 at 10:00:05 AM - Sub-licence offered to Zephyr Equine Pty Ltd in accordance with resolution (23-534) (E2023/123935).			

<b>Res No</b>	<b>Report Title</b>	<b>Meeting Date</b>	<b>Completed Date</b>
<b>23-535</b>	Delegation to the General Manager - Tender Submissions <b>Report:</b> I2023/1561	23/11/2023	27/11/2023
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Jones, Mila			
<b>Resolved</b> that Council endorses an amendment to the General Manager's delegation DEG002a to include the decline of tenders so that it reads as follows:			
<i>DEG002a - Acceptance or decline of tenders other than to provide services currently provided by members of staff of the council (s377(1)i of LGA)</i>			
<i>Acceptance or decline of tenders is limited to:</i>			
<ul style="list-style-type: none"> <li>a) Capital works specifically itemised in a budget approved by Council (as long as the tendered amount falls within the approved budget); or</li> <li>b) Renewal of existing contracts; or</li> <li>c) Tenders less than \$500,000 (ex GST) in value; and</li> <li>d) Compliance with LG Regulation</li> </ul>			
<b>Mover:</b> Michael Lyon		<b>Second:</b> Peter Westheimer	
<b>Comments:</b>			
<b>27 Nov 2023 3:37pm Jones, Mila - Completion</b>			
Completed by Jones, Mila (action officer) on 27 November 2023 at 3:34:43 PM - Delegation updated in Pulse Delegation Register and in General Manager instrument of delegations.			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
<b>23-536</b>	Submission to Local Government Remuneration Tribunal - Mayor and Councillor Remuneration - 2024/25 Fees <b>Report:</b> I2023/1653	23/11/2023	12/12/2023
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Sills, Heather <b>Resolved</b> that Council endorses the submission to the Local Government Remuneration Tribunal on the fees payable to Mayors and Councillors in 2024/25 as provided in Attachment 3 (E2023/111132). <b>Mover:</b> Michael Lyon <b>Seconded:</b> Peter Westheimer			
<b>Comments:</b> <b>12 Dec 2023 8:27am Sills, Heather - Completion</b> Completed by Sills, Heather (action officer) on 12 December 2023 at 8:27:09 AM - Submission, as endorsed by Council, was provided to the Local Government Remuneration Tribunal on 28 November 2023 (E2023/111132)			

Res No	Report Title	Meeting Date	Completed Date
<b>23-537</b>	Presentation of 2022-2023 Financial Statements <b>Report:</b> I2023/1664	23/11/2023	19/12/2023
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Brickley, James <b>Resolved</b> that the Audited Financial Statements and Auditors Report for the 2022-2023 financial year be presented to the public in accordance with Section 419(1) of the Local Government Act 1993. <b>Mover:</b> Michael Lyon <b>Seconded:</b> Peter Westheimer			
<b>Comments:</b> <b>18 Dec 2023 8:41pm Brickley, James - Completion</b> Completed by Brickley, James (action officer) on 18 December 2023 at 8:41:39 PM - 2022/2023 Financial Statements presented to Council including a presentation from external Auditors. 2022/2023 Financial Statements advertised seeking submissions from the public that closed on 1 December 2023. No submissions were received. No further action is required.			

Res No	Report Title	Meeting Date	Completed Date
<b>23-538</b>	2023/24 Operational Plan Report - Q1 - September 2023 <b>Report:</b> I2023/1675	23/11/2023	7/12/2023
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Evans Crane, Amber <b>Resolved:</b> 1. That Council notes the 2023/24 Operational Plan Quarter 1 Report for the period ending 30 September 2023 (Attachment 1 #E2023/113915). 2. That Council adopts the proposed amendments to the Operational Plan 2023/24 outlined in Attachment 2 (#E2023/84864). <b>Mover:</b> Michael Lyon <b>Seconded:</b> Peter Westheimer			
<b>Comments:</b> <b>07 Dec 2023 1:15pm Evans Crane, Amber - Completion</b> Completed by Evans Crane, Amber (action officer) on 07 December 2023 at 1:15:49 PM - The Operational Plan has been updated with the Quarter 1 Amendments.			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
23-539	Budget Review - 1 July 2023 to 30 September 2023 <b>Report:</b> I2023/1718	23/11/2023	19/12/2023
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Brickley, James			
<b>Resolved:</b>			
1.	That Council authorises the itemised budget variations as shown in Attachment 2 (#E2023/115792) which include the following results in the 30 September 2023 Quarterly Review of the 2023/2024 Budget:		
a)	General Fund – \$0 movement to the Estimated Unrestricted Cash Result		
b)	General Fund - \$1,701,000 decrease in reserves		
c)	Water Fund - \$1,083,200 increase in reserves		
d)	Sewerage Fund - \$473,300 decrease in reserves		
2.	That Council adopts the revised General Fund Estimated Unrestricted Cash Deficit of \$250,000 for the 2023/2024 financial year as at 30 September 2023.		
<b>Mover:</b> Michael Lyon		<b>Seconders:</b> Peter Westheimer	
<b>Comments:</b>			
<b>18 Dec 2023 8:34pm Brickley, James - Completion</b> Completed by Brickley, James (action officer) on 18 December 2023 at 8:34:31 PM - Budget revotes adopted by Council updated to Authority system reflecting Budget Review outcome. No further action required.			

Res No	Report Title	Meeting Date	Completed Date
23-540	Mandatory Notification Data Breach Scheme and Associated Policy <b>Report:</b> I2023/1736	23/11/2023	13/12/2023
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Baker, Colin			
<b>Resolved</b> that Council adopts the draft Data Breach Policy at Attachment 1 (E2023/108480).			
<b>Mover:</b> Michael Lyon		<b>Seconders:</b> Peter Westheimer	
<b>Comments:</b> <b>13 Dec 2023 4:07pm Baker, Colin - Completion</b> Completed by Baker, Colin (action officer) on 13 December 2023 at 4:06:57 PM - Date Breach Policy is now publicly available. Associated procedures and plans have been updated to incorporate the new policy.			

Res No	Report Title	Meeting Date	Completed Date
23-541	Council Investments - 1 October to 31 October 2023	23/11/2023	19/12/2023
	Report: I2023/1746	Directorate: Corporate and Community Services Officer: Brickley, James	
Resolved that Council notes the Report listing Council's investments and overall cash position as of 31 October 2023.			
Mover: Michael Lyon		Seconders: Peter Westheimer	
Comments:			
18 Dec 2023 8:32pm Brickley, James - Completion			
Completed by Brickley, James (action officer) on 18 December 2023 at 8:32:38 PM - No further action required.			



# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
<b>23-542</b>	Grants October 2023 <b>Report:</b> I2023/1800	23/11/2023	30/11/2023
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Johnston, Donna <b>Resolved</b> that Council notes the grant submissions report for the month of October 2023 (Attachment 1 #E2023/118262). <b>Mover:</b> Michael Lyon <b>Seconders:</b> Peter Westheimer			
<b>Comments:</b> <b>30 Nov 2023 5:15pm Johnston, Donna - Completion</b> Completed by Johnston, Donna (action officer) on 30 November 2023 at 5:15:01 PM - Resolution noted			

Res No	Report Title	Meeting Date	Completed Date
<b>23-543</b>	Bypassed Town Signage- Bangalow and Brunswick Heads <b>Report:</b> I2023/1379	23/11/2023	20/12/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Richards, Lisa <b>Resolved</b> that Council: <ol style="list-style-type: none"> <li>Notes the Bypassed Town Signage Consultation report, January 2021 (Attachment 1 E2021/27467).</li> <li>Endorses the attached proposed Bangalow and Brunswick Heads Bypassed Town Signage Images (Attachment 2 E2023/112930).</li> <li>Notes that a separate report will be prepared for the Mullumbimby Bypassed Town Signage Image.</li> <li>Informs Transport for NSW of its decision.</li> </ol> <b>Mover:</b> Michael Lyon <b>Seconders:</b> Peter Westheimer			
<b>Comments:</b> <b>29 Nov 2023 10:46am Richards, Lisa - Completion</b> Completed by Richards, Lisa (action officer) on 29 November 2023 at 10:45:59 AM – <ol style="list-style-type: none"> <li>The Bypassed Town Signage report has been noted.</li> <li>The Bangalow and Brunswick Heads Bypassed Town Signage Images have been endorsed.</li> <li>A separate report has been prepared for the Mullumbimby Bypassed Town Signage Image for 7 December 2023 Council Planning meeting.</li> <li>Transport for NSW has been advised of Council's endorsement of the Bangalow and Brunswick Heads Bypassed Town Signage images.</li> </ol>			

Res No	Report Title	Meeting Date	Completed Date
<b>23-544</b>	PLANNING - DA 10.2021.291.4 - Modification Demolition of the existing backpackers hostel and construction of Mixed Use development comprising Retail Premises and Serviced Apartments at 116 Jonson Street Byron Bay <b>Report:</b> I2023/1651	23/11/2023	20/12/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Yopp, Greg <b>Resolved</b> that pursuant to Section 4.55 of the Environmental Planning & Assessment Act 1979, that Application No. 10.2021.291.4, for Modification - Demolition of the existing backpackers hostel and construction of Mixed-Use development comprising Retail Premises and Serviced Apartments, be approved by modifying Development consent number 10.2021.291.2 as indicated at Attachment 2 of this Report.1. <b>Mover:</b> Michael Lyon <b>Seconders:</b> Peter Westheimer			
<b>Comments:</b> <b>28 Nov 2023 1:47pm Yopp, Greg - Completion</b> Completed by Yopp, Greg (action officer) on 28 November 2023 at 1:46:14 PM - The DA was approved in accordance with the recommendation. The DA has been sent to DSO for the preparation of a Notice of Determination.			

## COMPLETED RESOLUTIONS REPORT

*From: 1/10/2023 to 31/12/2023*

<b>Res No</b>	<b>Report Title</b>	<b>Meeting Date</b>	<b>Completed Date</b>
<b>23-549</b>	Report of the Climate Change and Resource Recovery Advisory Committee Meeting held on 21 September 2023 <b>Report:</b> I2023/1460	23/11/2023	28/11/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Wilde, Michelle			
<b>Resolved</b> that Council notes the minutes of the Climate Change and Resource Recovery Advisory Committee Meeting held on 21 September 2023.			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Peter Westheimer	
<b>Comments:</b> 28 Nov 2023 10:52am Wilde, Michelle - Completion Completed by Wilde, Michelle (action officer) on 28 November 2023 at 10:52:08 AM - Minutes for noting only			

Res No	Report Title	Meeting Date	Completed Date
23-550	Investigating Bangalow Heritage House as an eco-house demonstration site.	23/11/2023	20/12/2023
<b>Report:</b> I2023/1122 <b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Briggs, Hayley			
<b>Resolved</b> that Council adopts the following Management Recommendation:			
Report No. 4.1    Investigating Bangalow Heritage House as an eco-house demonstration site File No: I2023/1122			
<u>Management Recommendation</u>			
That Council notes the report.			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Peter Westheimer	
<b>Comments:</b> <b>13 Dec 2023 3:04pm Briggs, Hayley - Completion</b> Completed by Briggs, Hayley (action officer) on 13 December 2023 at 3:03:49 PM - Report noted by Council. , n.b. This resolution has been superseded by Res 23-491: (1) Council deferred consideration of the matter until no later than December 2023 so that it can engage with the Bangalow Historical Society about the matters raised during public access at the October 2023 Council Meeting, and (2) Councillor Pugh was appointed as councillor representative with Councillor Dey as an alternative.			

Res No	Report Title	Meeting Date	Completed Date
23-551	Report of the Coast and ICOLL Advisory Committee Meeting held on 15 August 2023	23/11/2023	28/11/2023
	<b>Report:</b> I2023/1631 <b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Wilde, Michelle		
<b>Resolved</b> that Council notes the minutes of the Coast and ICOLL Advisory Committee Meeting held on 15 August 2023.			
<b>Mover:</b> Michael Lyon		<b>Second:</b> Peter Westheimer	
<b>Comments:</b> <b>28 Nov 2023 10:52am Wilde, Michelle - Completion</b> Completed by Wilde, Michelle (action officer) on 28 November 2023 at 10:52:22 AM - Minutes for noting only			

*From: 1/10/2023 to 31/12/2023*

<b>Res No</b>	<b>Report Title</b>	<b>Meeting Date</b>	<b>Completed Date</b>
<b>23-553</b>	Upgrade intersection works of Tweed Street and Bayside Way and LATM traffic control devices for New Roads within the Subdivision <b>Report:</b> I2023/1461	23/11/2023	20/12/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Blunden, Gray			
<b>Resolved</b> that Council adopts the following Committee Recommendation:			
Report No. 6.1 Upgrade intersection works of Tweed Street and Bayside Way and LATM traffic control devices for New Roads within the Subdivision. File No: I2023/1461			
<u>Committee Recommendation 6.1.1</u>			
That the Local Traffic Committee defers the decision the signage, line markings and traffic control devices associated with the Bayside Way intersection works, and traffic calming signage and devices as shown in Attachment 1 (E2023/99209) to a later meeting.			
<b>Mover:</b> Michael Lyon		<b>Secondor:</b> Peter Westheimer	
<b>Comments:</b> <b>27 Nov 2023 3:22pm Blunden, Gray - Completion</b> Completed by Blunden, Gray (action officer) on 27 November 2023 at 3:22:20 PM - deferred			

Page 27 of 42

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
<b>23-558</b>	Lease for treehouse artwork on Massinger Street Byron Bay <b>Report:</b> I2023/1641	23/11/2023	30/11/2023
<b>Resolved:</b>  1. That Council does not offer a future lease in accordance with s153(1) of the Roads Act 1993 over the treehouse artwork on the public road reserve adjoining 77 Massinger Street Byron Bay.  2. That Council thanks the leaseholder for removing the structure from the road reserve and advises that no further structures should be erected there.  <b>Mover:</b> Duncan Dey <b>Seconded:</b> Sama Balson			
<b>Comments:</b> <b>28 Nov 2023 9:55am Telford, Paula - Completion</b> Completed by Telford, Paula (action officer) on 28 November 2023 at 9:55:08 AM - Letter to Ms Coppin with enclosed resolution (23-558) and appreciation for removing the treehouse (E2023/124032).			

Res No	Report Title	Meeting Date	Completed Date
<b>23-562</b>	Council Resolutions Quarterly Review - Q1 - 1 July to 30 September 2023 <b>Report:</b> I2023/1666	23/11/2023	7/12/2023
<b>Resolved that Council:</b>  1. Notes the information provided in this report on active Council Resolutions in Attachment 1 (#E2023/103371). 2. Notes the completed Resolutions in Attachment 2 (#E2023/103361) except for the following two Resolutions: 23-346, 23-393. 3. Transfers those two Resolutions to "active Resolutions" status, as some elements of each remain active.  <b>Mover:</b> Duncan Dey <b>Seconded:</b> Michael Lyon			
<b>Comments:</b> <b>07 Dec 2023 1:21pm Evans Crane, Amber - Completion</b> Completed by Evans Crane, Amber (action officer) on 07 December 2023 at 1:21:05 PM - Resolutions 23-346 and 23-393 have been returned to an active status.			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
23-563	Recommendation for award of Tender for Event Management Services Soul Street New Year's Eve 2024-2026 <b>Report:</b> I2023/1774	23/11/2023	4/12/2023
		<b>Directorate:</b> Corporate and Community Services	
		<b>Officer:</b> Bradbury, Richard	
<b>Resolved</b> that Council:			
1.	Awards the tender to Experience Rova PTY LTD at a total price of \$100,000 ex GST per annum as identified by the Evaluation Panel in the confidential Tender Evaluation Report (E2023/110723) at Attachment 1.		
2.	Publicises the decision, including the name and amount of the successful tenderer, in accordance with Clause 179(b) of the Local Government (General) Regulation 2021.		
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Sama Balson	
<b>Comments:</b> <b>04 Dec 2023 12:42pm Bradbury, Richard - Completion</b> Completed by Bradbury, Richard (action officer) on 04 December 2023 at 12:41:40 PM - Successful tenderer notified an unsuccessful tenderers notified and provided feedback on their tender submissions. Public Notice due for publication on council's website from 5 Dec 2023.			

Res No	Report Title	Meeting Date	Completed Date
23-574	Election of NSW Representatives to Australian Coastal Councils Association (ACCA) Committee <b>Report:</b> I2023/1832	23/11/2023	1/12/2023
		<b>Directorate:</b> Corporate and Community Services	
		<b>Officer:</b> Bradbury, Richard	
<b>Resolved</b> that the following two candidates be supported for election to the Australian Coastal Council Association’s Committee of Management to represent NSW:			
a) DUNCAN DEY, Byron Shire Council			
b) SHARON CADWALLADER, Ballina Shire Council			
<b>Resolved</b> that the following two candidates be supported for election to the Australian Coastal Council Association’s Committee of Management to represent NSW:			
a) DUNCAN DEY, Byron Shire Council			
b) SHARON CADWALLADER, Ballina Shire Council			
			(Lyon/Hunter)
<i>The motion was put to the vote and carried unanimously.</i>			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Alan Hunter	
<b>Comments:</b>			
<b>01 Dec 2023 3:54pm Bradbury, Richard - Completion</b>			
Completed by Bradbury, Richard (action officer) on 01 December 2023 at 3:53:59 PM - Australian Coastal Councils Association voting form was returned to the secretary and email confirmation received on 24 Nov 2023.			

# COMPLETED RESOLUTIONS REPORT

*From: 1/10/2023 to 31/12/2023*

<b>Res No</b>	<b>Report Title</b>	<b>Meeting Date</b>	<b>Completed Date</b>
<b>23-583</b>	Status report on Development Applications (DAs) with bodies like the Northern Regional Planning Panel (NRPP) <b>Report:</b> I2023/1727	07/12/2023	20/12/2023
<b>Resolved</b> that Council notes the status report on Development Applications (DAs) with bodies like the Northern Regional Planning Panel (NRPP).			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Sarah Ndiaye	
<b>Comments:</b> <b>20 Dec 2023 4:08pm Burt, Shannon - Completion</b> Completed by Burt, Shannon (action officer) on 20 December 2023 at 4:08:26 PM - NFA			

Res No	Report Title	Meeting Date	Completed Date
<b>23-584</b>	PLANNING - Report of the Planning Review Committee held 2 November 2023 <b>Report:</b> I2023/1729	07/12/2023	20/12/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Burt, Shannon			
<b>Resolved</b> that Council endorses the outcomes of the Planning Review Committee meeting held 2 November 2023.			
<b>Mover:</b> Michael Lyon		<b>Second:</b> Sarah Ndiaye	
<b>Comments:</b> <b>20 Dec 2023 4:09pm Burt, Shannon - Completion</b> Completed by Burt, Shannon (action officer) on 20 December 2023 at 4:09:07 PM - Noted NFA			

Res No	Report Title	Meeting Date	Completed Date
<b>23-586</b>	Bypassed Town Signage- Mullumbimby <b>Report:</b> I2023/1749	07/12/2023	20/12/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Richards, Lisa			
<b>Resolved</b> that Council:			
1.	Notes the Bypassed Town Signage Consultation report, January 2021. (Attachment 1 E2021/27467).		
2.	Endorses the proposed Mullumbimby Bypassed Town Signage Image included in this report at Figure 1.		
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Sarah Ndiaye	
<b>Comments:</b>			
<b>13 Dec 2023 10:36am Richards, Lisa - Completion</b>			
Completed by Richards, Lisa (action officer) on 13 December 2023 at 10:36:17 AM - Transport for NSW has been advised via email of Council's endorsement of Mullumbimby bypassed town signage image as per report.			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
<b>23-587</b>	Review of Council's Onsite Sewage Management Strategy 2001 and Onsite Sewage Management Guidelines 2004 <b>Report:</b> I2023/1805	07/12/2023	20/12/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Connors , Tim <b>Resolved</b> that Council adopts the draft Onsite Sewage Management Strategy 2023 (E2023/74357) and draft Onsite Sewage Management Guidelines 2023 (E2023/95318) amended as a result submissions received during public exhibition. <b>Mover:</b> Michael Lyon <b>Seconded:</b> Sarah Ndiaye			
<b>Comments:</b> <b>20 Dec 2023 2:38pm Connors, Tim - Completion</b> Completed by Connors, Tim (action officer) on 20 December 2023 at 2:38:00 PM - Resolved that Council adopted the draft Onsite Sewage Management Strategy 2023 (E2023/74357) and draft Onsite Sewage Management Guidelines 2023 (E2022/95318) amended as a result of submissions received during public exhibition.			

Res No	Report Title	Meeting Date	Completed Date
<b>23-589</b>	RFT2023-1860 Mullumbimby Recreation grounds Amenities Upgrade <b>Report:</b> I2023/1654	07/12/2023	13/12/2023
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Steel, Jamie <b>Resolved</b> that Council:			
1. Awards Tender for the Mullumbimby Recreation Grounds Amenities Upgrade to Bishton Group Pty Ltd, as outlined in the Tender Evaluation Report E2023/121708. 2. 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. <b>Mover:</b> Michael Lyon <b>Seconded:</b> Sarah Ndiaye			
<b>Comments:</b> <b>13 Dec 2023 3:51pm Steel, Jamie - Completion</b> Completed by Steel, Jamie (action officer) on 13 December 2023 at 3:51:00 PM - Action has been entered.			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
23-591	PLANNING - 10.2014.361.4 s4.55 modification Waves Motel at 35 Lawson Street Byron Bay Report: I2023/1844	07/12/2023	20/12/2023
Directorate: Sustainable Environment and Economy Officer: Van Iersel, Rob			
Resolved that, pursuant to Section 4.55 of the Environmental Planning & Assessment Act 1979, Application No. 10.2014.361.4, for modifications to an existing motel development to provide a roof-top terrace, be approved by modifying Development consent number 10.2014.361.1 in accordance with Attachment 1 (E2023/122362 Recommended Amended Conditions of Consent) and Condition 43 and 44 be amended to read:			
43. Roof-Top Garden Terrace			
Use of the Roof-Top Garden Terrace is limited to motel guests, and their visitors. Use of this area limited to 8am to 10.00pm, any day of the week.			
Maximum number of people on the Roof-Top Garden Terrace limited as follows:			
a) One Hundred (100) people between 8am to 6pm; and			
b) Sixty (60) people between 6pm and 10pm			
44. No interference with amenity of neighbourhood			
The proposed use of the roof-top garden terrace must not be conducted in such a manner as would interfere with the amenity of the neighbourhood.			
Noise levels must comply with the EPA Industrial Noise Policy and ensure the 'offensive noise' as defined by the Protection of the Environment Operations Act 1997 is not emitted.			
Mover: Michael Lyon		Seconded: Asren Pugh	
Comments:			
20 Dec 2023 4:17pm Burt, Shannon - Completion			
Completed by Burt, Shannon on behalf of Van Iersel, Rob (action officer) on 20 December 2023 at 4:16:44 PM - Development Consent issued as per resolution see DA tracker			



# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
23-598	Emergency Accommodation in Byron Shire Report: I2023/1851	07/12/2023	18/12/2023
		Directorate: Corporate and Community Services Officer: Davis, Esmeralda	
Resolved that Council:			
1.	Acknowledges that:		
a)	the most recent rough sleeping street count conducted by the NSW Department of Communities and Justice found 300 people sleeping rough in Byron Shire, the highest count of any local government area in NSW,		
b)	this outcome is a significant undercount of people sleeping rough and also does not count all homeless people, nor those in insecure, inadequate housing in the Shire or residents who have been forced to leave, due to lack of housing options,		
c)	acknowledges that homelessness is more than rough sleeping and that many more members of the community are couch surfing, house-minding, staying with friends, staying in sheds, garages, precarious dwellings, vehicles and constantly moving, unable to secure a rental property, many of these people are working in the community and were housed before the housing crisis, Covid lockdown rent increases and the 2022 floods,		
d)	there is currently very limited access to short term Emergency Accommodation for those who need it in Byron Shire, most people are required to travel out of their community to Ballina, Lismore or Tweed to access accommodation and support for homelessness services or accommodation.		
2.	Writes to the NSW Minister for Housing, Homelessness and the North Coast, the Hon. Rose Jackson MLC to:		
a)	thank the NSW Government for the recent announcements to provide a one-time funding contribution to Fletcher Street Cottage and for a one- year commitment to expand the Assertive Outreach program into Byron Shire,		
b)	suggests that more funding is needed for all organisations addressing housing insecurity and homelessness in the region,		
c)	formally request that the relevant department conduct a needs analysis, in consultation with stakeholders, on the most appropriate and urgent form of short term emergency accommodation needed in Byron Shire,		
d)	offer Council's assistance in identifying and supporting the approval process for an appropriate permanent site for short term Emergency Accommodation within Byron Shire.		
Mover: Asren Pugh		Seconders: Sama Balson	
Comments:			
18 Dec 2023 8:58am Davis, Esmeralda - Completion			
Completed by Davis, Esmeralda (action officer) on 18 December 2023 at 8:58:58 AM - Letter sent to Minister Jackson by Mayor's EA on 15 December 2023			

Res No	Report Title	Meeting Date	Completed Date
23-599	Policy Commercial Activities on Coastal and Riparian Crown Reserves Report: I2023/1769	07/12/2023	13/12/2023
		Directorate: General Manager	
		Officer: Telford, Paula	
Resolved that Council:			
1.	Notes one (joint) submission was received on the Draft Policy Commercial Activities on Coastal and Riparian Crown Reserves.		
2.	Adopts the Draft Policy Commercial Activities on Coastal and Riparian Crown Reserves as attached to this report (E2023/2345).		
3.	That in the development of the foreshore concept plan that the size of the storage facility or facilities permitted be discussed with the current and potential future operators.		
Mover: Alan Hunter		Seconders: Michael Lyon	
Comments:			
13 Dec 2023 3:16pm Telford, Paula - Completion			
Completed by Telford, Paula (action officer) on 13 December 2023 at 3:16:07 PM - Policy Commercial Activities on Coastal and Riparian Crown Reserves adopted by resolution (23-599) made public on 12 December 2023.			

## COMPLETED RESOLUTIONS REPORT

*From: 1/10/2023 to 31/12/2023*

Res No	Report Title	Meeting Date	Completed Date
23-600	<p>PLANNING - 10.2023.244.1 Multi Dwelling Housing Comprising Twenty (20) Units, Basement Parking and Associated Works Including Demolition, Removal of Nineteen (19) Trees and Earthworks at 310 Ewingsdale Road, Byron Bay</p> <p><b>Report:</b> I2023/1775      <b>Directorate:</b> Sustainable Environment and Economy</p> <p><b>Officer:</b> Docherty, Patricia</p>	07/12/2023	20/12/2023
<p><b>Resolved</b> Pursuant to Section 4.16 of the Environmental Planning &amp; Assessment Act 1979, Development Application No. 10.2023.244.1 for Multi Dwelling Housing Comprising Twenty (20) Units, Basement Parking and Associated Works Including Demolition, Removal of Nineteen (19) Trees and Earthworks, be refused for the following reasons:</p> <ol style="list-style-type: none"> <li>Pursuant to Section 6.12 of the Biodiversity Conservation Act 2016, Council, being the consent authority, cannot be satisfied that the application makes demonstrated and justified efforts to avoid and minimise impacts on biodiversity values.</li> <li>Pursuant to section 4.15(1)(a)(i) of the Environmental Planning and Assessment Act 1979, the application does not provide sufficient information to demonstrate compliance with Chapter 2 Coastal Management and Chapter 4 Remediation of land of State Environmental Planning Policy (Resilience and Hazards) 2021.</li> <li>Pursuant to section 4.15(1)(a)(i) of the Environmental Planning and Assessment Act 1979 the application does not provide sufficient information to demonstrate compliance with Chapter 2 Infrastructure of State Environmental Planning Policy (Transport and Infrastructure) 2021.</li> <li>Pursuant to Section 4.15(a)(i) of the Environmental Planning and Assessment Act 1979 the application does not provide sufficient information to demonstrate compliance with Part 4 West Byron Bay Site of Byron Local Environmental Plan 1988 with regards to Clause 84 Height of buildings; Clause 85 Exceptions to development standards; Clause 97 Acid sulfate soils; Clause 98A Development for the purpose of stormwater management systems; and Clause 98B Earthworks.</li> <li>Pursuant to Section 4.15(a)(iii) of the Environmental Planning and Assessment Act 1979, the application does not provide sufficient information to demonstrate compliance with Development Control Plan 2014 with regards to the applicable controls in Chapter E8 West Byron Urban Release Area and supplementary controls in Chapter B3 Services; Chapter B4 Traffic Planning, Vehicle Parking, Circulation and Access; Chapter B8 Waste Minimisation and Management' Chapter B13 Access and Mobility; and Chapter D1 Residential Accommodation.</li> <li>Pursuant to Section 4.15(1)(b) of the Environmental Planning and Assessment Act 1979, the application does not satisfactorily address the likely impacts of the proposed development, including environmental impacts on both the natural and built environments in the locality.</li> <li>Pursuant to Section 4.15(1)(c) of the Environmental Planning and Assessment Act 1979, the application does not provide sufficient information to demonstrate that the site is suitable for the proposed development.</li> <li>Pursuant to Section 4.15(1)(d) of the Environmental Planning and Assessment Act 1979, Council, being the consent authority, cannot be satisfied that application provides sufficient information to demonstrate that the proposed development is acceptable with consideration for relevant issues raised in public submissions.</li> <li>Pursuant to Section 4.15(1)(e) of the Environmental Planning and Assessment Act 1979 the application does not provide sufficient information to demonstrate that the proposed development is in the public interest.</li> </ol>			
<b>Mover:</b> Duncan Dey		<b>Seconded:</b> Michael Lyon	
<p><b>Comments:</b></p> <p><b>20 Dec 2023 4:18pm Burt, Shannon - Completion</b></p> <p>Completed by Burt, Shannon on behalf of Docherty, Patricia (action officer) on 20 December 2023 at 4:18:36 PM - Refusal Notice issued as per resolution, See DA tracker.</p>			

# COMPLETED RESOLUTIONS REPORT

*From: 1/10/2023 to 31/12/2023*

<b>Res No</b>	<b>Report Title</b>	<b>Meeting Date</b>	<b>Completed Date</b>
<b>23-615</b>	Grants November 2023 <b>Report:</b> I2023/1818	14/12/2023	18/12/2023
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Johnston, Donna			
<b>Resolved</b> that Council notes the grant submissions report for the month of November 2023 (Attachment 1 #E2023/127134).			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Sama Balson	
<b>Comments:</b> 18 Dec 2023 3:41pm Johnston, Donna - Completion Completed by Johnston, Donna (action officer) on 18 December 2023 at 3:41:39 PM - Noted - no action required			

<b>Res No</b>	<b>Report Title</b>	<b>Meeting Date</b>	<b>Completed Date</b>
<b>23-616</b>	Council Investments - 1 November 2023 to 30 November 2023 <b>Report:</b> I2023/1955	14/12/2023	19/12/2023
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Brickley, James			
<b>Resolved</b> that Council notes the report listing Council's investments and overall cash position as of 30 November 2023.			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Sama Balson	
<b>Comments:</b> <b>18 Dec 2023 8:32pm Brickley, James - Completion</b> Completed by Brickley, James (action officer) on 18 December 2023 at 8:32:14 PM - No further action required.			

<b>Res No</b>	<b>Report Title</b>	<b>Meeting Date</b>	<b>Completed Date</b>
<b>23-618</b>	<p>PLANNING - DA 10.2023.194.1 - Proposed demolition of existing dwelling (part of dual occupancy (detached)), associated swimming pool and outbuildings; and proposed new dwelling (part of dual occupancy (detached)), swimming pool, earthworks and landscaping – 150 Tandy's Lane Brunswick Heads.</p> <p><b>Report:</b> I2023/1869                      <b>Directorate:</b> Sustainable Environment and Economy  <b>Officer:</b> Yopp, Greg</p>	14/12/2023	22/12/2023
<p><b>Resolved</b> Pursuant to Section 4.16 of the Environmental Planning &amp; Assessment Act 1979, Development Application No. 10.2023.194.1 for proposed demolition of an existing dwelling, (part of dual occupancy (detached)) associated swimming pool and outbuildings and proposed new dwelling (part of dual occupancy (detached)), swimming pool, earthworks, and landscaping, be granted consent subject to the conditions of approval in Attachment 1 (#E2023/123622).</p>			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Sama Balson	
<p><b>Comments:</b></p> <p><b>22 Dec 2023 7:49am Burt, Shannon - Completion</b>            Completed by Burt, Shannon on behalf of Yopp, Greg (action officer) on 22 December 2023 at 7:49:15 AM - complete</p>			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
23-622	Report of the Audit, Risk and Improvement Committee Meeting held on 16 November 2023	14/12/2023	19/12/2023
	Report: I2023/1859	Directorate: Corporate and Community Services	
		Officer: Jones, Mila	
	Resolved that Council notes the minutes of the Audit, Risk and Improvement Committee Meeting held on 16 November 2023.		
Mover: Michael Lyon		Seconded: Sama Balson	
Comments:			
19 Dec 2023 1:40pm Jones, Mila - Completion			
Completed by Jones, Mila (action officer) on 19 December 2023 at 1:40:49 PM - Minutes noted.			

Res No	Report Title	Meeting Date	Completed Date
23-625	Report of the Audit, Risk and Improvement Committee Meeting held on 19 October 2023	14/12/2023	19/12/2023
	Report: I2023/1860	Directorate: Corporate and Community Services	
		Officer: Jones, Mila	
	Resolved that Council notes the minutes of the Audit, Risk and Improvement Committee Meeting held on 19 October 2023.		
Mover: Michael Lyon		Seconded: Sama Balson	
Comments:			
19 Dec 2023 1:41pm Jones, Mila - Completion			
Completed by Jones, Mila (action officer) on 19 December 2023 at 1:41:43 PM - Minutes noted.			

Res No	Report Title	Meeting Date	Completed Date
23-626	Draft 2022/2023 Financial Statements Report: I2023/1574	14/12/2023	19/12/2023
Directorate: Corporate and Community Services Officer: Brickley, James			
Resolved that Council adopts the following Committee Recommendations:			
Report No. 4.2	Draft 2022/2023 Financial Statements		
File No: I2023/1574			
Committee Recommendation 4.2.1			
1. That the Audit, Risk and Improvement Committee notes the Audit Engagement Closing Report for the year ended 30 June 2023 provided by the Audit Office of NSW.			
2. That the Audit, Risk and Improvement Committee recommends to Council:			
(a) That Council adopts the Draft 2022/2023 Financial Statements incorporating the General Purpose Financial Statements (#E2023/106411) and Special Purpose Financial Statements (#E2023/106410).			
(b) That Council approves the signing of the "Statement by Councillors and Management" in accordance with Section 413(2)(c) of the Local Government Act 1993 and Section 215 of the Local Government (General) Regulation 2021 in relation to the 2022/2023 Draft Financial Statements.			
(c) That the Audited Financial Statements and Auditors Report be presented to the public at the Ordinary Meeting of Council scheduled for 23 November 2023 in accordance with Section 418(1) of the Local Government Act 1993.			
Mover: Michael Lyon		Seconded: Sama Balson	
Comments:			
18 Dec 2023 8:31pm Brickley, James - Completion			
Completed by Brickley, James (action officer) on 18 December 2023 at 8:31:17 PM - 2022/2023 Financial Statements presented to Council on 26 October 2023 for adoption and lodged with the Office of Local Government on 30 October 2023. No further action required.			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
23-627	Report of the Biodiversity Advisory Committee	14/12/2023	19/12/2023
	Meeting held on 16 November 2023		
	Report: I2023/1913	Directorate: Sustainable Environment and Economy	
		Officer: Wilde, Michelle	
Resolved that Council notes the minutes of the Biodiversity Advisory Committee Meeting held on 16 November 2023.			
Mover: Michael Lyon		Seconded: Sama Balson	
Comments:			
19 Dec 2023 9:29am Wilde, Michelle - Completion			
Completed by Wilde, Michelle (action officer) on 19 December 2023 at 9:29:01 AM - Minutes for noting only			

Res No	Report Title	Meeting Date	Completed Date
23-628	Report of the Housing and Affordability Advisory Committee Meeting held on 16 November 2023	14/12/2023	19/12/2023
	Report: I2023/1914	Directorate: Sustainable Environment and Economy	
		Officer: Wilde, Michelle	
	Resolved that Council notes the minutes of the Housing and Affordability Advisory Committee Meeting held on 16 November 2023.		
Mover: Michael Lyon		Seconded: Sama Balson	
Comments:			
19 Dec 2023 9:29am Wilde, Michelle - Completion			
Completed by Wilde, Michelle (action officer) on 19 December 2023 at 9:29:10 AM - Minutes for noting only			

Res No	Report Title	Meeting Date	Completed Date
23-629	Report of the Coast and ICOLL Advisory Committee Meeting held on 21 November 2023	14/12/2023	19/12/2023
	Report: I2023/1916	Directorate: Sustainable Environment and Economy	
		Officer: Wilde, Michelle	
	Resolved that Council notes the minutes of the Coast and ICOLL Advisory Committee Meeting held on 21 November 2023.		
Mover: Michael Lyon		Seconded: Sama Balson	
Comments:			
19 Dec 2023 9:29am Wilde, Michelle - Completion			
Completed by Wilde, Michelle (action officer) on 19 December 2023 at 9:29:20 AM - Minutes for noting only			

# COMPLETED RESOLUTIONS REPORT

*From: 1/10/2023 to 31/12/2023*

<b>Res No</b>	<b>Report Title</b>	<b>Meeting Date</b>	<b>Completed Date</b>
<b>23-630</b>	Report No. 4.1 Future Discussion Items for Coast and ICOLL Advisory Committee <b>Report:</b> I2023/1233	14/12/2023	20/12/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Chapman, Michelle			
<b>Resolved</b> that Council adopts the following Committee Recommendations:			
Report No. 4.1      Future Discussion Items for Coast and ICOLL Advisory Committee File No: I2023/1233			
<u>Committee Recommendation 4.1.1</u>			
1. That Council notes that the Coastal Hazard Assessment (CHA) will now be ready in early 2024.			
2. That the Coast and ICOLL Advisory Committee notes the report and that the next Future Discussion Items report be amended to parameters of the CHA.			
<b>Mover:</b> Michael Lyon		<b>Seconder:</b> Sama Balson	
<b>Comments:</b> <b>20 Dec 2023 4:33pm Burt, Shannon - Completion</b> Completed by Burt, Shannon on behalf of Chapman, Michelle (action officer) on 20 December 2023 at 4:33:42 PM - noted for future report			

<b>Res No</b>	<b>Report Title</b>	<b>Meeting Date</b>	<b>Completed Date</b>
<b>23-633</b>	Report of the Local Traffic Committee Meeting held on 21 November 2023 <b>Report:</b> I2023/1876	14/12/2023	22/12/2023
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Cornwall, Judd			
<b>Resolved</b> that Council notes the minutes of the Local Traffic Committee Meeting held on 21 November 2023.			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Sama Balson	
<b>Comments:</b> 22 Dec 2023 1:24pm Cornwall, Judd - Completion Completed by Cornwall, Judd (action officer) on 22 December 2023 at 1:24:47 PM - Minutes have been noted, no further action required.			

Res No	Report Title	Meeting Date	Completed Date
<b>23-634</b>	Event Parking - Main Beach Car Park <b>Report:</b> I2023/1714	14/12/2023	30/12/2023
<p><b>Directorate:</b> Infrastructure Services <b>Officer:</b> Cornwall, Judd</p> <p><b>Resolved</b> that Council adopts the following Committee recommendation:</p> <p>Report No. 6.1      Event Parking - Main Beach Car Park File No: I2023/1714</p> <p><u>Committee Recommendation 6.1.1</u></p> <p>That the Local Traffic Committee support the implementation of temporary no parking restrictions (for event volunteer/operator parking) in the area referred to in this report, for the 2023 schoolies event and any future events as required.</p> <p><b>Mover:</b> Michael Lyon      <b>Seconded:</b> Sama Balson</p>			
<p><b>Comments:</b>  <b>22 Dec 2023 1:25pm Cornwall, Judd - Completion</b>  Completed by Cornwall, Judd (action officer) on 22 December 2023 at 1:25:28 PM - Recommendation was endorsed at Council no further action required</p>			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
23-635	Temporary Event Parking - Middleton Street Carpark, Byron Bay <b>Report:</b> I2023/1722	14/12/2023	30/12/2023
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Cornwall, Judd			
<b>Resolved</b> that Council adopts the following Committee Recommendation:			
Report No. 6.2      Temporary Event Parking - Middleton Street Carpark, Byron Bay File No: I2023/1722			
<u>Committee Recommendation 6.2.1</u>			
That the Local Traffic Committee endorses the use of the temporary/variable parking restrictions contained within this report, for event parking use in the Middleton Street, Car Park as required.			
<b>Mover:</b> Michael Lyon		<b>Seconder:</b> Sama Balson	
<b>Comments:</b> <b>22 Dec 2023 1:26pm Cornwall, Judd - Completion</b> Completed by Cornwall, Judd (action officer) on 22 December 2023 at 1:26:16 PM - Recommendation was endorsed at Council no further action required.			

Res No	Report Title	Meeting Date	Completed Date
23-636	Extend Existing Two Hour Parking Restrictions - Dalley Street, Mullumbimby <b>Report:</b> I2023/1743	14/12/2023	30/12/2023
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Cornwall, Judd			
<b>Resolved</b> that Council adopts the following Committee Recommendation:			
Report No. 6.3      Extend Existing Two Hour Parking Restrictions - Dalley Street, Mullumbimby File No: I2023/1743			
<u>Committee Recommendation 6.3.1</u>			
That the Local Traffic Committee support the extension of the current two hour parking restrictions on the eastern side of Dalley Street, Mullumbimby, south to the boundary of property numbers 124 and 126.			
<b>Mover:</b> Michael Lyon		<b>Seconder:</b> Sama Balson	
<b>Comments:</b> <b>22 Dec 2023 1:27pm Cornwall, Judd - Completion</b> Completed by Cornwall, Judd (action officer) on 22 December 2023 at 1:27:08 PM - Recommendation has been endorsed at Council, works complete, no further action required.			

# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

Res No	Report Title	Meeting Date	Completed Date
23-637	Coolamon Scenic Drive - Slow Vehicle Pull Over Area Report: I2023/1733	14/12/2023	30/12/2023
Directorate: Infrastructure Services Officer: Cornwall, Judd			
Resolved that Council adopts the following Committee Recommendation:			
Report No. 7.1      Coolamon Scenic Drive - Slow Vehicle Pull Over Area File No: I2023/1733			
Committee Recommendation 7.1.1			
That the Local Traffic Committee support Councils decision to not support requests to formalise a narrow pullover area for heavy vehicles unless a dedicated compliant overtaking arrangement can be achieved.			
Mover: Michael Lyon		Second: Sama Balson	
Comments: 22 Dec 2023 1:28pm Cornwall, Judd - Completion Completed by Cornwall, Judd (action officer) on 22 December 2023 at 1:28:15 PM - recommendation was endorsed at Council, no further action required.			

Res No	Report Title	Meeting Date	Completed Date
<b>23-639</b>	Event - Byron Triathlon (11/05/2024) and Mothers Day Run (12/05/2024) <b>Report:</b> I2023/1663	14/12/2023	30/12/2023
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Cornwall, Judd			
<b>Resolved</b> that Council adopts the following Committee Recommendations:			
Report No. 8.1      Event - Byron Triathlon (11/05/2024) and Mothers Day Run (12/05/2024) File No: I2023/1663			
<u>Committee Recommendation 8.1.1</u>			
1. That the Local Traffic Committee support the Byron Bay Triathlon to be held on Saturday 11 May 2024 and the Mothers Day Run to be held on Sunday 12 May 2024.			
2. That Council support in Part 1 is subject to:			
a) separate approvals by NSW Police and TfNSW being obtained;			
b) the event organiser provide council with an updated Traffic Management Plan and Traffic Guidance Scheme/s for the 2023 event;			
c) development and implementation of a Traffic Management Plan and Traffic Guidance Scheme/s by those with appropriate TfNSW accreditation and the holding of current and appropriate levels of insurance and liability cover;			
d) the impact of the event be advertised, and charged at cost to the organisers, via a notice in the local weekly paper and Variable Message Signage (VMS) a minimum of one week prior to the operational impacts taking effect, noting it must include the event name, specifics of any traffic impacts or road closures and times, alternative route arrangements, event organiser, a personal contact name and a telephone number for all event related enquiries or complaints;			
e) the event be notified on Council's web page with the event organiser supplying Council with the relevant information;			
f) Access from main beach car park to Fletcher St is to be unrestricted at all times.			
g) Access to Lawson St between Fletcher St and Middleton St to be permitted at all times.			
3. The event organiser to:			
a) inform the community and businesses that are directly impacted (e.g. within road closure zones) via written information which is delivered to the property in a timely manner so as to document, consider and respond to any concerns raised;			
b) arranging for private property access and egress affected by the event;			



# COMPLETED RESOLUTIONS REPORT

From: 1/10/2023 to 31/12/2023

- c) liaising with bus, taxi and waste operators and ensuring arrangements are made for provision of services during conduct of the event;
- d) consulting with emergency services and any identified issues be addressed;
- e) holding \$20m public liability insurance cover which is valid for the event;
- f) paying Council's Road Event Application Fee prior to the event.

**Mover:** Michael Lyon

**Seconded:** Sama Balson

**Comments:**

**22 Dec 2023 1:29pm Cornwall, Judd - Completion**

Completed by Cornwall, Judd (action officer) on 22 December 2023 at 1:29:08 PM - Recommendation was endorsed at Council no further action required.

Res No	Report Title	Meeting Date	Completed Date
23-640	Soul Street New Years Eve - 31 December 2023 Report: I2023/1269	14/12/2023	30/12/2023
Directorate: Infrastructure Services Officer: Cornwall, Judd			
Resolved that Council adopts the following Committee Recommendations:			
Report No. 9.1      Soul Street New Years Eve - 31 December 2023 File No: I2023/1269			
Committee Recommendation 9.1.1			
1.    That the Local Traffic Committee support the New Year’s Eve Soul Street event to be held on 31 December 2023.			
2.    That Council support in Part 1 is subject to:			
a)    separate approvals by NSW Police and TfNSW being obtained;			
b)    the event organiser providing council with an updated Traffic Management Plan and Traffic Guidance Scheme/s for the event;			
c)    development and implementation of a Traffic Management Plan and Traffic Guidance Scheme/s by those with appropriate TfNSW accreditation and the holding of current and appropriate levels of insurance and liability cover;			
d)    the impact of the event be advertised, and charged at cost to the organisers, via a notice in the local weekly paper and Variable Message Signage (VMS) a minimum of one week prior to the operational impacts taking effect, noting it must include the event name, specifics of any traffic impacts or road closures and times, alternative route arrangements, event organiser, a personal contact name and a telephone number for all event related enquiries or complaints;			
e)    the event be notified on Council’s web page and social media with the event organiser supplying Council with the relevant information;			
f)    access to Lawson Street is to be unrestricted at all times.			
3.    The event organiser to:			
a)    inform the community and businesses that are directly impacted (e.g. within road closure zones) via written information which is delivered to the property in a timely manner so as to document, consider and respond to any concerns raised;			
b)    arranging for private property access and egress affected by the event;			
c)    liaising with bus, taxi and waste operators and ensuring arrangements are made for provision of services during conduct of the event;			
d)    consulting with emergency services and any identified issues be addressed;			
e)    holding \$20m public liability insurance cover which is valid for the event;			
f)    not place any signage on the road related area of the Pacific Highway.			
Mover: Michael Lyon		Seconded: Sama Balson	
Comments:			
22 Dec 2023 1:29pm Cornwall, Judd - Completion			
Completed by Cornwall, Judd (action officer) on 22 December 2023 at 1:29:53 PM - Recommendation was endorsed at Council no further action required.			

## COMPLETED RESOLUTIONS REPORT

*From: 1/10/2023 to 31/12/2023*

<b>Res No</b>	<b>Report Title</b>	<b>Meeting Date</b>	<b>Completed Date</b>
<b>23-663</b>	Petition expressing objection to the Proposed Development of Tyagarah Sanctuary at 29 Buckleys Road Tyagarah <b>Report:</b> I2023/1870	14/12/2023	20/12/2023
<b>Resolved:</b>			
1.	That the petition regarding opposition to the proposed development of "Tyagarah Sanctuary" at 29 Buckleys Rd, Tyagarah be noted.		
2.	That the petition be referred to the Director Sustainable Environment and Economy.		
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Peter Westheimer	
<b>Comments:</b>			
<b>20 Dec 2023 4:36pm Burt, Shannon - Completion</b>			
Completed by Burt, Shannon (action officer) on 20 December 2023 at 4:36:38 PM - NFA			

<b>Res No</b>	<b>Report Title</b>	<b>Meeting Date</b>	<b>Completed Date</b>
<b>23-665</b>	Former Mullumbimby Hospital Site - Project Update <b>Report:</b> I2023/1554	14/12/2023	20/12/2023
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> FitzGibbon, Andrew			
<b>Resolved</b> that Council:			
1.	Notes the update on Resolution 23-298 relating to the Former Mullumbimby Hospital Site Planning Proposal and Enquiry by Design as provided in this report.		
2.	Expresses their sincere appreciation to the stakeholders who attended the 2-day Enquiry by Design process.		
3.	Notes that further reports to Council will be provided in early 2024 on the Planning Proposal's exhibition and on the governance structure for the site and other key matters.		
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Peter Westheimer	
<b>Comments:</b> 19 Dec 2023 11:37am FitzGibbon, Andrew - Completion Completed by FitzGibbon, Andrew (action officer) on 19 December 2023 at 11:37:09 AM - Complete			