

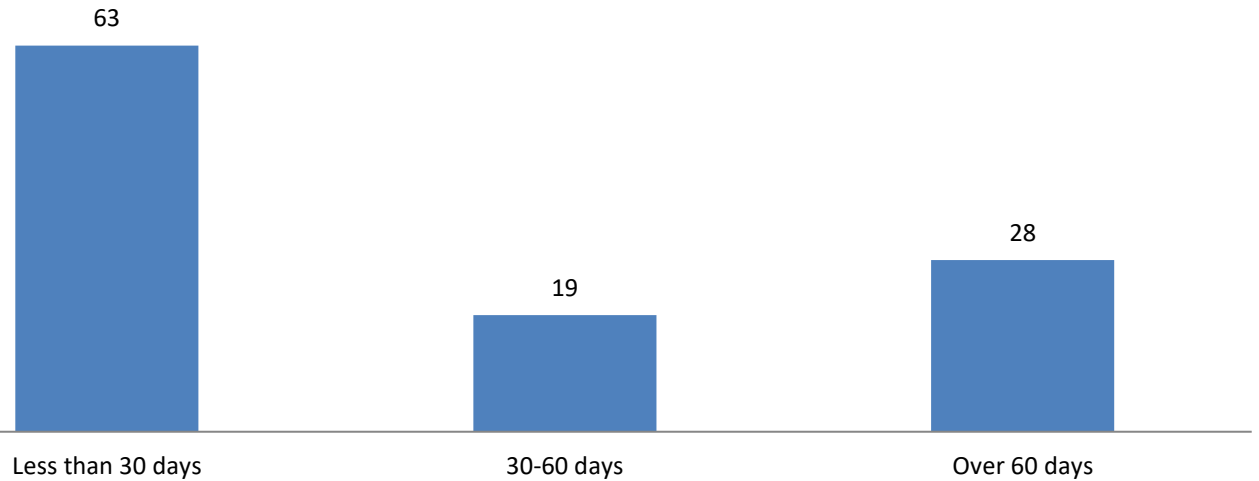
# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

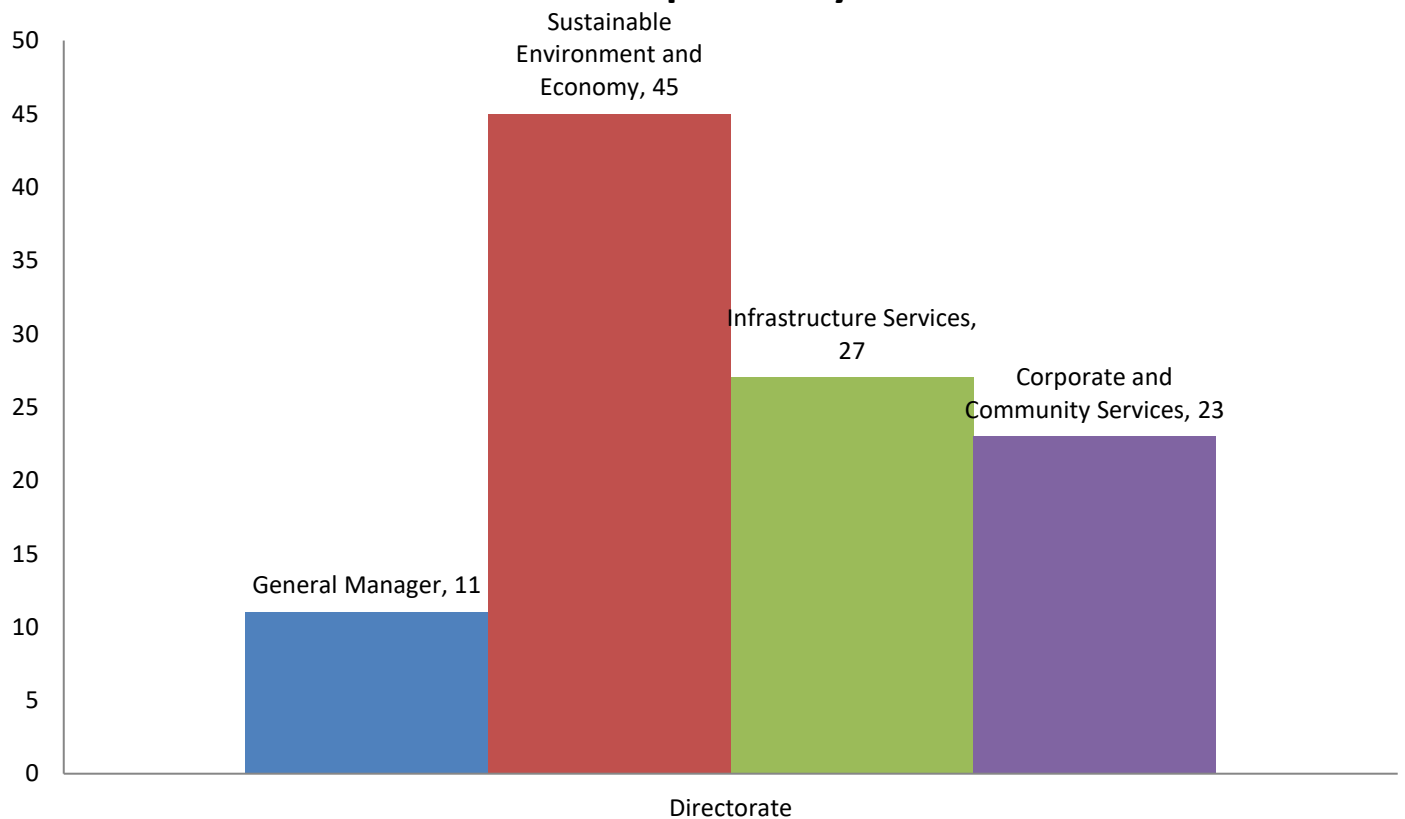
Total number resolutions completed in reporting period: **110**

## Days to complete

■ Days to complete



## Resolutions Completed by Directorate



# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
20-203	PLANNING - 26.2018.2.1 The Linnaeus Estate - Options for proceeding with Community Title Subdivision <b>Report:</b> I2020/301	21/05/2020	7/12/2021
		<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Daniels, Steve	
<b>Resolved:</b>			
1. That Council:			
a) Note the report PLANNING - 26.2018.2.1 The Linnaeus Estate - Options for proceeding with Community Title Subdivision.			
b) Support the preparation of an amended planning proposal for Lot 1 DP 1031848, Broken Head Road, Broken Head (The Linnaeus Estate) that rectifies the issues noted in this report.			
c) Require the proponent to provide a current coastal hazard study that informs the amended planning proposal to Council's satisfaction.			
d) Receive a further report that considers (i) proposed amendments to the planning proposal, (ii) the outcomes of the coastal hazard study, and (iii) submissions that were received during the public exhibition period.			
2. That any planning proposal and/or development application consultation and engagement period reflects the Community Participation Plan namely that:			
Before the lodgement of a planning proposal and/or development application for community significant development, the applicant must:			
<input type="checkbox"/> carry out a community meeting or workshop to be facilitated by Council;			
<input type="checkbox"/> notify adjoining and surrounding landowners and known community groups; and			
<input type="checkbox"/> ensure the community has adequate time to consider and comment on the proposal.			
3. That Council request the proponent to submit a current audit of buildings, structures and works on site to enable Council staff to review against existing consents and approvals to assess compliance. This audit is to be submitted within three months.			
<b>Mover:</b> Simon Richardson		<b>Seconded:</b> Cate Coorey	
<b>Comments:</b>			
Completed by Burt, Shannon on behalf of Daniels, Steve (action officer) on 07 December 2021 at 8:35:14 AM - Superseded by resolution 21-495			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
20-417	Unauthorised Dwellings Policy Report: I2020/1139	27/08/2020	6/12/2021
Directorate: Sustainable Environment and Economy Officer: Johnstone, Dylan			
Resolved:			
1. That Council endorses the Draft Byron Shire Unauthorised Dwellings Policy in Attachment 1 (E2020/59113) and places the document on public exhibition for minimum a period of 28 days.			
2. That following exhibition, Council receives a further report detailing submissions made and potential ways forward.			
Mover: Sarah Ndiaye		Seconded: Michael Lyon	
Comments:			
Completed by Johnstone, Dylan (action officer) on 06 December 2021 at 2:59:04 PM - resolution 21-448 dated 28 October 2021 that the draft unauthorised dwellings policy will become a supporting document to the Enforcement Policy 2020			

Res No	Report Title	Meeting Date	Completed Date
20-614	PLANNING - 26.2020.7.1 E zone Implementation Program - Planning Proposal STAGE 3 BLEP 2014 – Gateway Submission <b>Report:</b> I2020/1576	19/11/2020	28/10/2021
		<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Caras, Alex	
<b>Resolved</b> that Council:			
1. Amend the planning proposal contained in Attachment 1 (E2020/85949) to exclude the following land in the 7D Scenic Escarpment Zone, representing ‘non-agreed’ environmental zoning outcomes that can be collectively considered as part of a future strategic review of remaining 7D land in the Shire: a) Lot 5 DP 625004, 470 Main Arm Road, Main Arm b) PT Lot 22 SP 549688, 139 Bangalow Road, Byron Bay c) Lot 21 DP 859004, 83 Walkers Lane, The Pocket d) Lot 1 DP 719570, 133 Middle Ridge Road, Upper Main Arm e) Lot 5 DP 625004, 470 Main Arm Road, Main Arm f) Lot 11 DP 816147, 689 Left Bank Road, Mullumbimby Creek g) Lot 285 DP 1198641, 64 Corkwood Cres, Suffolk Park h) Lot 4 DP 635176, 526 Broken Head Road, Broken Head			
2. Submit the amended planning proposal to the NSW Department of Planning, Industry and Environment for Gateway determination;			
3. Pending Gateway determination, undertake public exhibition of the planning proposal and consult with government agencies in accordance with the Gateway determination; and			
4. Receive a report outlining the exhibition outcomes.			
<b>Mover:</b> Alan Hunter		<b>Seconded:</b> Sarah Ndiaye	
<b>Comments:</b> Completed by Caras, Alex (action officer) on 28 October 2021 at 4:49:54 PM - Item 4 - submissions report to be considered at 4 November 2021 Planning Meeting.			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
20-697	Implementation of Res 20-664/2 Lease - Council and TAFE NSW - part lot 12 Bayshore Drive Byron Bay <b>Report:</b> I2020/1824	17/12/2020	24/12/2021
		<b>Directorate:</b> General Manager <b>Officer:</b> Meir, Matt	
<b>Resolved</b> that Council:			
1.	Notes that Council and TAFE's relationship is focused on promoting outcomes that: <input type="checkbox"/> Support delivery of high quality educational and vocational training in the Byron Shire. <input type="checkbox"/> Create a vocational training precinct to share infrastructure, integrate training services with local industry and leverage existing programs across broad industries, including for example tourism, hospitality, retail, business, community services and creative industries. <input type="checkbox"/> Support training of job ready individuals for the benefit of the local community and local, regional and national industry and growth.		
2.	Authorises the General Manager to continue negotiations, and then enter an agreement for lease and lease, with TAFE NSW regarding part of Lot 12 Bayshore Drive, subject to: a) The final version of each agreement being substantively similar to the attached agreement for lease and lease; and b) The final version of each agreement being consistent with Council resolution 20-664.		
3.	Quarantines any rental revenue derived from a future lease with TAFE through establishing a new reserve titled "Property Development Reserve – Lot 12 Bayshore Drive"		
<b>Mover:</b> Simon Richardson		<b>Second:</b> Paul Spooner	
<b>Comments:</b> Completed by Meir, Matt (action officer) on 24 December 2021 at 8:43:40 AM - Agreement for lease between Council and TAFE signed on 3 December 2021			

Res No	Report Title	Meeting Date	Completed Date
20-720	Tallowood Ridge Reserve Report: I2020/1938	17/12/2020	25/10/2021
		Directorate: Infrastructure Services	
		Officer: Soulsby, Christopher	
Resolved that Council:			
1.	Enter negotiations with the relevant landowners and/or developer to seek the gifting of the land outlined in the map in the report for the management of Council in conjunction with the community in perpetuity.		
2.	Ensure that these negotiations stipulate that this is not instead of any other previous environmental agreement.		
3.	Acknowledge that if negotiations are successful, staff will take the appropriate steps to prepare a Plan of Management		
Mover: Sarah Ndiaye		Second: Simon Richardson	
Comments:			
Completed by Soulsby, Christopher (action officer) on 25 October 2021 at 8:20:51 AM - Land has been conditioned to be dedicated in DA 10.2020.109.1.			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
20-727	Opportunity for activation and increased passive surveillance at the Mullumbimby Skate Bowl <b>Report:</b> I2020/1944	17/12/2020	8/11/2021
		<b>Directorate:</b> Sustainable Environment and Economy	
		<b>Officer:</b> Burt, Shannon	
<b>Resolved</b> that Council:			
1.	Supports the concept of activating the sports field adjacent to the Mullumbimby skate bowl with a dog park with the aim of creating increased passive surveillance and stopping people being able to drive on the field and damage it.		
2.	Requests the Sustainable Environment and Economy Directorate staff to arrange for the preparation of a detailed design for a dog park for consultation with the community, and a report of the outcomes of the consultation to Council for final design endorsement.		
3.	Requests the Sustainable Environment and Economy Directorate staff to ensure that the dog park design is integrated with the wider planning work, which is looking at the future use and development on adjacent lands including Lot 22 vacant land community gardens, private lands, sports fields and the skate bowl.		
4.	Approves a budget allocation of \$20,000 from an appropriately identified source to undertake the necessary design work on the dog park to enable the community consultation process, and following, refinement of a final design to enable project delivery.		
<b>Mover:</b> Sarah Ndiaye		<b>Second:</b> Jeannette Martin	
<b>Comments:</b> Completed by Burt, Shannon (action officer) on 08 November 2021 at 10:11:03 AM - superseded by resolution 21-501			

Res No	Report Title	Meeting Date	Completed Date
20-735	PLANNING - Resolution 20-095 Review of Council's Signage Policy Report: I2020/1823	17/12/2020	7/12/2021
		Directorate: Sustainable Environment and Economy Officer: Johnstone, Dylan	
Resolved:			
1.	That Council defers further consideration of the proposed amendments to Chapter B10 of Development Control Plan 2014, including road related signage for public exhibition until it has been discussed further at a Strategic Planning Workshop.		
2.	That Council endorses the location on the corner of Gulgarn Road and Mullumbimby Road, identified in Figure 1 of this report, as a trial site for the installation of an advertising structure for the various community groups to attach temporary event signs to.		
3.	That Council requests staff to prepare a procedure for the installation of community event signage on the nominated trial site.		
Mover: Simon Richardson		Second: Alan Hunter	
Comments:			
Completed by Burt, Shannon on behalf of Johnstone, Dylan (action officer) on 07 December 2021 at 11:01:59 AM - Items have been progressed and or will be subject to a future report to meet the resolution.			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-161	Seven Mile Beach Road and Broken Head Reserve Road Update <b>Report:</b> I2021/528	22/04/2021	26/11/2021
		<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Pearce , Andrew	
<b>Resolved</b> that Council:			
1.	Notes the report and endorse the following actions based on it:		
a)	The design of Seven Mile Beach Road be progressed generally in accordance with Option 1 to seal the entire length of road and carparks, Attachment 4 (E2021/51923).		
b)	The detailed design of Broken Head Reserve Road be progressed with the principal of maximising safety of visitors and residents, including consideration of reverse in parking and prioritise		
i)	implementation of the approved speed reduction to 40km with adequate signage as a matter of urgency		
ii)	finalisation of the Locality Plan (Resolution 18-544) that includes a road rebuild, pedestrian path, safe turning for vehicles to exit, drainage works (based on Water Sensitive Urban Design), entrance design and roadside treatments, including provision of costings		
iii)	a report on funding available including State and Federal Government funding and the status of local developer contribution funds (S94 & S7.11) and Election Commitment funds noting that \$240,000 was identified in Agenda 27.8.20		
2.	Notes the staff comments within Attachment 9 – Shoalhaven Temporary Control Review (E2021/53022).		
<b>Mover:</b> Cate Coorey		<b>Second:</b> Sarah Ndiaye	
<b>Comments:</b> Completed by Flockton, James on behalf of Pearce, Andrew (action officer) on 26 November 2021 at 3:29:43 PM - Issue For Construction drawing well advanced and works programmed. Further resolution has replaced and updated this resolution.			

Res No	Report Title	Meeting Date	Completed Date
21-180	PLANNING - Housekeeping planning proposal exhibition outcomes 26.2020.6.1 <b>Report:</b> I2021/471	10/06/2021	21/12/2021
		<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Tarrant, Sam	
<b>Resolved</b> that Council:			
1.	Forwards the planning proposal to amend Byron LEP 2014, as revised in Attachment 1 (E2021/65655) to include the changes recommended in this report to NSW Parliamentary Counsel's Office (PCO) requesting that a draft LEP instrument be prepared;		
2.	Pending receipt of PCO opinion that the plan can be made, forward the plan to the NSW Department of Planning, Industry and Environment for notification on the NSW Government legislation website.		
3.	Holds a Strategic Planning Workshop to consider and clarify issues around ambiguity in some of the uses on rural properties including; a) the definition of small scale industry; b) function centres; c) artisan food and drink premises; d) roadside food stalls in R5 (Large Lot Residential Zones); and e) any others that require clarification.		
<b>Mover:</b> Cate Coorey		<b>Second:</b> Sarah Ndiaye	
<b>Comments:</b> Completed by Tarrant, Sam (action officer) on 21 December 2021 at 12:04:56 PM - Report presented to Council 4 Nov 21 planning meeting presenting information in part 3 of the resolution.			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-220	Low intensity burning <b>Report:</b> I2021/869	24/06/2021	15/10/2021
		<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Larkin, Chris	
<b>Resolved</b> that Council:			
1.	Investigates the options for low intensity burning to be made as a condition of consent in developments with open forest vegetation and/or bushfire hazard prone land to be considered as part of the assessment of stage 9.		
2.	Consults with Fire and Rescue NSW - Mullumbimby, Captain Josh Ruston, NSW Rural Fire Service, the owner of the property, and other appropriate bodies.		
<b>Mover:</b> Sarah Ndiaye		<b>Seconded:</b> Michael Lyon	
<b>Comments:</b> Completed by Burt, Shannon on behalf of Larkin, Chris (action officer) on 15 October 2021 at 11:19:41 AM - Superseded by report to planning meeting 14 October 2021 on DA 10.2020.109.1.			

Res No	Report Title	Meeting Date	Completed Date
21-221	Multiple Occupancies and Rural Workers Cottages <b>Report:</b> I2021/870	24/06/2021	8/11/2021
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Burt, Shannon			
<b>Resolved</b> that Council:			
1.	Prepares a report exploring the possibilities, hurdles and opportunities for continuing Multiple Occupancies and Community Title as a pathway to providing more options for accessible and affordable housing in the Byron Shire.		
2.	Prepares a report on pathways to encourage the use of rural workers' cottages to provide accommodation for farmers wanting to live and work on the land.		
3.	Progress points 1 and 2 as part of the review of the RLUS to commence FY21/22. Noting this review will enable a fresh dialogue with relevant state government agencies on the current needs of our rural community five years on from the original RLUS adoption.		
<b>Mover:</b> Sarah Ndiaye		<b>Seconded:</b> Michael Lyon	
<b>Comments:</b> Completed by Burt, Shannon (action officer) on 08 November 2021 at 10:08:00 AM - superseded by resolution 21-498			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-252	Ocean Shores transfer to Brunswick Valley STP Report: I2021/615	27/05/2021	12/10/2021
Directorate: Infrastructure Services Officer: Baulch, Dean			
Resolved that Council adopts the following Committee Recommendations:			
Report No. 4.4 Ocean Shores transfer to Brunswick Valley STP File No: I2021/615			
Committee Recommendation 4.4.1			
1. That Council notes the report.			
2. The Committee have a workshop on this matter in May 2021.			
Mover: Michael Lyon		Seconded: Basil Cameron	
Comments: Completed by Baulch, Dean (action officer) on 12 October 2021 at 1:46:22 PM - Relevant workshop held on 30 & 31 September 2021. Recommendation to Council meeting of November 2021			

Res No	Report Title	Meeting Date	Completed Date
21-273	Emergency Housing Report: I2021/1155	05/08/2021	8/11/2021
Directorate: Sustainable Environment and Economy Officer: Burt, Shannon			
Resolved that Council:			
1.	Requests staff to prepare a report to Council prior to submitting a development application and any required supporting local approval applications for a "Transitional Supported Accommodation" development made under existing definitions in the Local Environmental Plan 2014, on that part of Lot 22 identified for Affordable Housing in the "Plan of Management Community Land Mullumbimby Sports Fields" that meets the following parameters:  "Transitional Supported Accommodation" is temporary accommodation to bridge the gap from those in insecure housing or at risk of homelessness to permanent housing and is located as close as possible to existing residential facilities and social support services.  "Temporary accommodation" is a residential use or development for a period of not more than 48 months from the date on which an occupation certificate is issued under the Act.		
2.	Requests an update on the progress of the emergency accommodation for women that was requested by the Community Centre and advises the timeframe in which this may be delivered.		
3.	Requests a report exploring the potential and highlighting the barriers for the Old Mullumbimby Hospital Site to be used for temporary accommodation until the permanent use of the site has been finalised.		
4.	Provides a report on any Council land zoned RE1 and the barriers which would prevent it under the current rules from providing emergency accommodation as per 1. above.		
Mover: Michael Lyon		Seconded: Sarah Ndiaye	
Comments: Completed by Burt, Shannon (action officer) on 08 November 2021 at 10:20:55 AM - superseded by resolution 21-496			



# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-275	MOs and CTs – pathway for secondary dwellings and dual occupancies <b>Report:</b> I2021/1175	05/08/2021	8/11/2021
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Burt, Shannon			
<b>Resolved</b> that Council investigates how to enable a workable pathway to facilitate secondary dwellings on Multiple Occupancies and to facilitate secondary dwellings and/or dual occupancies on Community Titles.			
<b>Mover:</b> Michael Lyon		<b>Seconder:</b> Sarah Ndiaye	
<b>Comments:</b> Completed by Burt, Shannon (action officer) on 08 November 2021 at 10:08:36 AM - superseded by resolution 21-498			

Res No	Report Title	Meeting Date	Completed Date
21-279	PLANNING - Development Application 10.2020.574.1 Farmstay Accommodation comprising Six (6) Cabins and a Central Facility at 219 The Saddle Road Brunswick Heads	05/08/2021	10/11/2021
	Report: I2021/757		
	Directorate: Sustainable Environment and Economy Officer: Larkin, Chris		
Resolved that this matter be deferred to investigate traffic and access issues on the site.			
Mover: Michael Lyon		Seconder: Jeannette Martin	
Comments: Completed by Scott, Noreen on behalf of Larkin, Chris (action officer) on 10 November 2021 at 2:36:18 PM - reported back to Planning meeting 14/10/21			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-280	<p>PLANNING - DA 10.2019.343.1 - Tourist and visitor accommodation comprising four (4) one-bedroom cabins</p> <p><b>Report:</b> I2021/761</p> <p><b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Grant, Ben</p> <p><b>Resolved</b> that this matter be deferred to review existing compliance issues and to ensure that conditions of consent that have been outlined below are considered and complete:</p> <p><b><u>Amend Condition 4, as follows</u></b></p> <p><b>4. Removal of unauthorised structures</b></p> <p>Prior to the issue of a construction certificate, the following structures/works are to be demolished and removed from the land to the satisfaction of Council:</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> any timber platforms and composting toilet, and any other buildings located near Simpsons Creek at the eastern end of the property;</li> <li><input type="checkbox"/> Any kitchen or cooking facilities installed in the approved studio near Tandys Lane that would enable the building to be used for habitable purposes.</li> <li><input type="checkbox"/> The shed structure recently erected on the land near Simpsons Creek (approximately 35 metres from northern boundary and 40 metres from the eastern boundary, unless separately approved by way of a development consent or Complying Development certificate or is exempt development under SEPP 2008 (Exempt and Complying Development)</li> </ul> <p>The Principal Certifying Authority must not issue any construction certificate unless written correspondence has been issued by Council confirming that these structures/works have been removed (or are not required to be removed).</p> <p><b><u>Amend Condition 21 to insert point I) as follows</u></b></p> <p><b>21. Vegetation Management Plan</b></p> <ul style="list-style-type: none"> <li>I) A four (4) strand post and wire fence with a height of 1.2m to be erected along the western edge of the mapped Coastal Wetlands under <i>State Environmental Planning Policy (Coastal Management ) 2018</i>.</li> </ul> <p><b><u>Amend condition 53 to read as follows</u></b></p> <p><b>53. Maximum number of guests / patrons</b></p> <p>No more than a total of 2 guests/patrons in each cabin, equating to a total number of 8 guests / patrons at any time for the development.</p> <p><b><u>Insert the following additional conditions</u></b></p> <p><b>55. Manager of the tourist and visitor accommodation Cabins</b></p> <p>The tourist and visitor accommodation must be managed and operated by the principal owner living on the property at all times.</p> <p><b>56. Use of Simpsons Creek foreshore</b></p> <p>The Coastal Wetlands area near Simpsons Creek must not be accessed or used by guests of the tourist accommodation for recreational activities including canoeing, kayaking, boating, water-skiing, wakeboarding or the like, unless development consent has been obtained for any such use.</p> <p><b>Mover:</b> Jan Hackett <b>Seconded:</b> Basil Cameron</p>	05/08/2021	10/11/2021
<p><b><u>Comments:</u></b></p> <p>Completed by Scott, Noreen on behalf of Grant, Ben (action officer) on 10 November 2021 at 2:35:34 PM - reported back to Planning meeting 14/10</p>			

Res No	Report Title	Meeting Date	Completed Date
21-284	<p>PLANNING - Letter of Offer and Draft Voluntary Planning Agreement for Affordable Housing - 68 Rankin Drive, Bangalow</p> <p><b>Report:</b> I2021/1041</p> <p><b>Directorate:</b> Sustainable Environment and Economy</p>	05/08/2021	28/10/2021

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

**Officer:** Caras, Alex

**Resolved** that Council:

1. Acknowledges the complex interaction between the offer of a draft Voluntary Planning Agreement -(VPA) for 68 Rankin Drive, Bangalow (Attachment 2 E2021/90306) with the Residential Strategy and draft Affordable Housing Contribution Scheme (AHCS).
2. In acknowledging the process to date and implications of point 1, supports public exhibition only of the draft VPA (Attachment 2 E2021/90306) for a period of four (4) weeks for public comment;
3. Requests that the applicant, prior to public exhibition, make further amendments to the draft VPA to address the inconsistencies in Table 1 and legal matters identified in this Report;
4. Considers a submissions report post-exhibition that includes any recommended changes to the draft VPA.
5. Understands that should Council choose to proceed with finalising the attached draft VPA ahead of a statutory AHCS being in place, there is no guarantee that 20% of the rezoned land (or any %) will be dedicated for affordable housing purposes.
6. Due to 5, does not accept any 'urban residential' planning proposals pertaining to a non- Council owned and or managed investigation area (as identified in the Residential Strategy), until a statutory AHCS is in place for Byron Shire, noting that the timeframe for this may be at least 6 months away.
7. Requests the Department of Planning, Industry and Environment to finalise its approval of the Byron Residential Strategy and corresponding Affordable Housing Contribution Scheme without further delay.

**Mover:** Paul Spooner

**Seconded:** Alan Hunter

**Comments:**

Completed by Caras, Alex (action officer) on 28 October 2021 at 4:55:01 PM - Items 3, 4 and 5 now redundant. Report regarding applicants decision to withdraw presented to 14/10/2021 Planning Meeting (for noting only) - see Res 21-424.

Res No	Report Title	Meeting Date	Completed Date
21-288	Mining and Mining Exploration in Clarence Valley Catchment <b>Report:</b> I2021/1156	05/08/2021	8/11/2021
		<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Burt, Shannon	
<b>Resolved</b> that Council:			
1.	Supports the Clarence Valley Council community in seeking a moratorium on future mining and mining exploration in the Clarence Valley Catchment.		
2.	Advocates to the Premier Gladys Berejiklian MP, Deputy Premier John Barilaro MP and the Minister for Energy & Environment Matt Kean MP. <i>The motion was put to the vote and declared carried.</i> <i>Cr Hunter voted against the motion.</i>		
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Sarah Ndiaye	
<b>Comments:</b> Completed by Scott, Noreen on behalf of Burt, Shannon (action officer) on 08 November 2021 at 11:08:32 AM - E2021/131667 – Premier, E2021/131674 – Deputy Premier, E2021/131678 – Min Kean (Environment)			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-293	Pedestrian Access and Safety: Dalley/Tincogan Priority Change <b>Report:</b> I2021/1167	05/08/2021	26/11/2021
		<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Weallans, Kirk	
<b>Resolved</b> that Council:			
1.	Support the installation of a pedestrian (Zebra) crossing in Tincogan Street Mullumbimby between Dalley Street and Stuart Street, Mullumbimby and that:		
a)	Staff commence planning and design for the crossing and seek urgent approval from the LTC for the works.		
b)	The design and layouts for the mid-block Zebra crossing and associated footpaths be presented to Council's next available Strategic Planning Workshop.		
2.	That the Tincogan Street/Dalley Street intersection pedestrian safety upgrades approved by LTC are implemented as per res 21-043 with the priority change deferred until an approved midblock Zebra Crossing has been installed between Dalley Street and Stuart Street.		
<b>Mover:</b> Basil Cameron		<b>Seconder:</b> Michael Lyon	
<b>Comments:</b> Completed by Flockton, James on behalf of Weallans, Kirk (action officer) on 26 November 2021 at 2:58:48 PM - 1. Noted. Plans have been prepared and presented to SPW. A clear consensus what not achieved. But item is complete., 2. Due to the approved consensus not being achieved this item is not supported. Further investigation and planning is underway and will be reported to Council for final direction.			

Res No	Report Title	Meeting Date	Completed Date
21-312	Section 355 Management Committees - Resignations & Appointments Update <b>Report:</b> I2021/1141	26/08/2021	7/10/2021
		<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Wood , Isabelle	
<b>Resolved:</b>			
1.	That the resignation of Gail Fuller from the Ocean Shores Community Centre Management Committee be accepted and that a letter of thanks be provided.		
2.	That the resignation of Janelle Horrigan from the South Golden Beach Community Hall Management Committee be accepted and that a letter of thanks be provided.		
3.	That the resignation of Julie McFadden from the Suffolk Park Community Hall Management Committee be accepted and that a letter of thanks be provided.		
4.	That the applicant as listed in Attachment 1 be officially appointed to the Suffolk Park Community Hall committee as treasurer.		
5.	That the resignation of Trudy Ashworth from the Brunswick Heads Memorial Hall Management Committee be accepted and that a letter of thanks be provided.		
6.	That the applicant as listed in Attachment 2 be officially appointed to the Durrumbul Hall committee.		
<b>Mover:</b> Michael Lyon		<b>Seconder:</b> Jeannette Martin	
<b>Comments:</b> Completed by Wood, Isabelle (action officer) on 07 October 2021 at 7:22:44 AM - 1. Complete 2. Complete 3. Complete 4. Complete 5. Complete 6. Complete			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-321	Draft Moving Byron Report: I2021/961	26/08/2021 Directorate: Infrastructure Services Officer: Pearce , Andrew	8/11/2021
Resolved that Council adopt the following Recommendations:			
Report No. 4.2 Draft Moving Byron File No: I2021/961			
Committee Recommendation 4.2.1			
1. That Council notes the Draft Moving Byron Strategy.			
2. That TIAC continues to refine the draft out of session by email.			
3. That TIAC submits a final copy to the Council Planning Meeting in August.			
4. That Council adopts a final draft for public exhibition.			
5. That Council supports a longer exhibition period of 6 weeks to provide an opportunity to the new Council to consider a draft on Strategic Planning Workshop.			
Mover: Michael Lyon		Seconder: Jeannette Martin	
Comments: Completed by Holloway, Phillip on behalf of Pearce, Andrew (action officer) on 08 November 2021 at 11:29:11 AM - Report drafted for 25 November 2021 Ordinary Council Meeting			

Res No	Report Title	Meeting Date	Completed Date
21-329	Mullumbimby Police Station Parking Report: I2021/942	26/08/2021 Directorate: Infrastructure Services Officer: Pearce , Andrew	2/12/2021
Resolved that Council adopt the following Committee Recommendations:			
Report No. 6.6 Mullumbimby Police Station Parking File No: I2021/942			
Committee Recommendation 6.6.1			
That Council support the installation of:			
1. Three car spaces dedicated to police in Mullumbimby with signage to permit police vehicles only.			
2. One mobility space on Dalley Street in the vicinity of the Mullumbimby Court House.			
Mover: Michael Lyon		Seconder: Jeannette Martin	
Comments: Completed by Pearce, Andrew (action officer) on 02 December 2021 at 1:13:41 PM - CRM created for depot to install signs			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-343	Report on implementation of Water Sensitive Design Policy and Strategy Report: I2021/1179	26/08/2021	26/11/2021
		Directorate: Infrastructure Services	
		Officer: Moffett, Scott	
Resolved:			
1.	That a report be brought to Council that details the progress in implementing the <i>Byron Shire Council Water Sensitive Urban Design (WSUD) Policy and Strategy</i>		
2.	That the report details progress on the key strategies of the WSUD Policy and Strategy which are:		
a)	Improve Council's planning, processes and capacity to integrate WSUD into Council works and address catchment based priorities;		
b)	Improve community understanding of the aims of WSUD and actions they can take to support catchment and waterway health;		
c)	Increase Council's ability to leverage funding to implement, operate and maintain WSUD infrastructure now and into the future; and		
d)	Improve WSUD outcomes delivered to Council in planning applications.		
3.	That the report notes any progress on the actions listed in the Policy under the key strategies in (2.)		
4.	That the report be brought to Council by the November 2021 Ordinary meeting.		
5.	That the <i>Byron Shire Council WSUD Policy and Strategy</i> be placed on the Policies page of Council's website where it can be found.		
Mover: Cate Coorey		Second: Sarah Ndiaye	
Comments:			
Completed by Flockton, James on behalf of Moffett, Scott (action officer) on 26 November 2021 at 3:07:23 PM - Both items are complete. WSUD report was presented and adopted at the 25th November Council meeting.			

Res No	Report Title	Meeting Date	Completed Date
21-345	Delivery Program 6-monthly Report and 2020/21 Operational Q4 Report - to 30 June 2021 <b>Report:</b> I2021/1224	26/08/2021	6/12/2021
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Sills, Heather			
<b>Resolved:</b>			
1.	That Council notes the Delivery Program 6-monthly Report and 2020/21 Operational Plan Fourth Quarter Report for the period ending 30 June 2021 (Attachment 1 #E2021/97874).		
2.	That Councillors be provided with an update on the Disability Inclusion Action Plan (DIAP) at the next suitable SPW.		
<b>Mover:</b> Basil Cameron		<b>Second:</b> Sarah Ndiaye	
<b>Comments:</b>			
Completed by Sills, Heather (action officer) on 06 December 2021 at 2:20:43 PM - 1. The Delivery Program 6-monthly Report and Operational Plan Q4 Report (#E2021/97874) was published on Council's website., 2. Councillors were provided with an update on the Disability Inclusion Action Plan (DIAP) at the 11 November SPW.			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-346	Local Government NSW Annual Conference 2021 Report: I2021/1329	26/08/2021	6/12/2021
Directorate: Corporate and Community Services Officer: Sills, Heather			
Resolved that Council authorises Cr Lyon, Cr Ndiaye, and Cr Cameron to attend the online Local Government NSW Annual Conference 2021, to be held on 29 November 2021, as the voting delegates and be responsible for voting in the LGNSW Board Elections which will be conducted via postal vote in November 2021.			
Mover: Alan Hunter		Second: Michael Lyon	
Comments: Completed by Sills, Heather (action officer) on 06 December 2021 at 2:21:02 PM - Cr Lyon, Cr Ndiaye, and Cr Cameron registered as voting delegates.			

Res No	Report Title	Meeting Date	Completed Date
21-351	Cross-border Community Zone Report:	26/08/2021	20/12/2021
Directorate: General Manager Officer: Graham, Toni			
Resolved that Council supports the establishment of a pilot cross-border community zone around the Tweed LGA.			
Mover: Michael Lyon		Second: Alan Hunter	
Comments: Completed by Graham, Toni (action officer) on 20 December 2021 at 11:45:16 AM - Queensland reinstated non-restricted border zone. No further action required.			

Res No	Report Title	Meeting Date	Completed Date
21-359	Lilium Love Cafe, Huonbrook Rd (No Stopping) <b>Report:</b> I2021/1001	16/09/2021	5/10/2021
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Pearce , Andrew			
<b>Resolved</b> that Council adopt the following Committee Recommendation(s):			
<b>Report No. 6.1</b> File No: I2021/1001	<b>Lilium Love Cafe, Huonbrook Rd (No Stopping)</b>		
<u>Committee Recommendation 6.1.1</u>			
a) That Council supports the installation of No Stopping signs along the inside curve of Hounbrook Road / Wilson Creek Rd intersection for approximately 50m either side of the intersection.			
b) That Council considers advisory signs for bus stop/routes ahead to improve safety for bus passenger along Hinterland roads.			
<b>Mover:</b> Michael Lyon		<b>Second:</b> Sarah Ndiaye	
<b>Comments:</b> Completed by Pearce, Andrew (action officer) on 05 October 2021 at 1:53:59 PM - CRM created to install signs.			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-360	6.2 Car share - request from provider Popcar for four additional designated parking bays. <b>Report:</b> I2021/726	16/09/2021	6/10/2021
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Pearce , Andrew			
<b>Resolved</b> that Council adopt the following Committee Recommendation(s):			
<b>Report No. 6.2</b> Car share - request from provider Popcar for four additional designated parking bays. File No: I2021/726			
<u>Committee Recommendation 6.2.1</u>			
1. That LTC support the car share service 'Popcar', to lease four additional designated parking bays in Byron Bay at the following locations: a) 24 Shirley Street b) 122 Jonson Street c) 39 Lawson Street d) 1 Massinger Street			
2. That Council includes installation of regulatory signage in accordance with TfNSW Guidance for on street fixed space car share parking.			
<b>Mover:</b> Michael Lyon		<b>Second:</b> Sarah Ndiaye	
<b>Comments:</b> Completed by Pearce, Andrew (action officer) on 06 October 2021 at 4:31:11 PM - Relevant officer has been notified of the resolution so they can action the installation of signs and lines.			

Res No	Report Title	Meeting Date	Completed Date
21-374	PLANNING - 26.2019.1.1 - Submissions report: Planning Proposal to permit Community Title subdivision and dwellings at Lot 38 DP 1059938, 31 Alidenes Road, Wilsons Creek <b>Report:</b> I2021/1296	16/09/2021	27/11/2021
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Caras, Alex			
<b>Resolved</b> that Council:			
1. amends the 'Executive Summary' in <a href="#">Appendix F – Flooding Assessment and Mitigation Report</a> of the planning proposal to clarify that “the site is flood prone and that no dwellings can be located on flood affected land or within identified riparian buffers”;			
2. forwards the planning proposal to amend Byron LEP 2014, as contained in Attachment 1 (E2021/47677) to NSW Parliamentary Counsel's Office (PCO) requesting that a draft LEP instrument be prepared;			
3. pending receipt of PCO opinion that the plan can be made, forwards the plan to the NSW Department of Planning, Industry and Environment for notification on the NSW Government legislation website.			
4. advises the proponents that the following matters related to the Road Safety Audit and Traffic Impact Assessment will need to be addressed as part of any future development application relating to this site			
a) Number count of pedestrian and cycle activity as part of Road Safety Audit and Traffic Impact Assessment.			
b) Absence of a traffic and movement assessment for the proposal that considers cyclists and pedestrians.			
c) Failure to acknowledge relevant accident and crash data including a recent fatality involving a cyclist on Wilson's Creek Road.			
d) No action to ameliorate a risk to school children alighting from school bus as identified in the Road Safety Audit.			
e) Lack of pedestrian and cycling facilities to support the proposal.			
f) More thorough assessment of movement conditions on Alidenes Road.			
<b>Mover:</b> Michael Lyon		<b>Second:</b> Sarah Ndiaye	
<b>Comments:</b> Completed by Caras, Alex (action officer) on 27 November 2021 at 7:20:18 PM - PCO Opinion and supporting information forwarded to Department of Planning, Industry & Environment (#E2021/144393).			



# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
<b>21-375</b>	Mullumbimby Heritage Park Masterplan <b>Report:</b> I2021/1423	16/09/2021 <b>Directorate:</b> Infrastructure Services <b>Officer:</b> Robertson, Malcolm	12/11/2021
<b>Resolved:</b>  1. That Council allocates \$20,000 from the existing \$87,300 budget allocated to Heritage Park Infrastructure Works to fund development of a Masterplan for Mullumbimby Heritage Park.  2. That Council note Resolution 21-293.  3. That the Masterplan is to ensure that pedestrian and cycle links between Palm Park, Heritage Park and across Tincogan Street are improved to a safe accessible standard for all users.  <b>Mover:</b> Basil Cameron <b>Second:</b> Sarah Ndiaye			
<b>Comments:</b> Completed by Robertson, Malcolm (action officer) on 12 November 2021 at 7:50:37 AM - Masterplan development is being progressed as per resolution. Draft Masterplan will be returned to Council for consideration prior to Public Exhibition.			

Res No	Report Title	Meeting Date	Completed Date
<b>21-377</b>	COVID-19 Vaccinations <b>Report:</b>	16/09/2021 <b>Directorate:</b> General Manager <b>Officer:</b> Arnold, Mark	4/11/2021
<b>Resolved</b> that Council:  1. Notes the following:  i) the shire's current low COVID-19 vaccination rate leaves our community, our businesses, and our most vulnerable residents at significant risk if an outbreak occurs ii) when intra and interstate travel is opened the Byron Shire is at risk of becoming a high-risk area iii) that there have been supply issues of vaccines locally, particularly of the Pfizer vaccine, and this has made it difficult for locals to get vaccinated iv) that the closest mass vaccinated centres are in Ballina, Lismore and Tweed Hospitals and have few available appointments leaving some residents to book in Casino to get an appointment.  2. Continues to actively support NSW Public Health campaigns to encourage our community to get vaccinated.  3. Makes public statements supporting the campaign to get vaccinated and encourages our community to get vaccinated through media releases, social media, and other channels.  4. Requests that the state government open 'pop-up' vaccinations clinics in the Byron Shire community to enable easy and swift access to COVID-19 vaccination.  5. That Council makes available suitable council buildings such as the Cavanbah Centre and the Mullumbimby Memorial Hall for mass vaccination or pop-up vaccination centres. <b>Mover:</b> Paul Spooner <b>Second:</b> Jan Hackett			
<b>Comments:</b> 1. Complete, 2. Mayor and General Manager have met with representatives of Healthy North Coast and the NNSWLHD to lobby for additional supply and Clinics. Support provided for additional Byron Clinic at Byron Bay Surf Club and supporting campaigns., 3. Point 3 has been enacted through Council public statements and in sharing public statement and requests from NNSWLHD and Healthy North Coast., 4. See comments in point 2 for additional 'pop-up' and walk in clinic. Community Services staff have assisted with the scheduling of targeted Clinics for the vulnerable section of the community., 5. Mayor and General Manager in meetings and through events have made the offer to NNSWLHD and Healthy North Coast., NOTE: Since this Resolution the Byron LGA has seen a 27.5% increase in first dose from 55.9% to 83.4% and a 31.7% increase in rate of second dose from 31.8% to 63.5% (to reporting period 24/10/21).			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-388	Request for Council consent: Addition of unformed council road to Mount Jerusalem National Park <b>Report:</b> I2021/1190 <b>Directorate:</b> Infrastructure Services <b>Officer:</b> Savage, Deanna	23/09/2021	2/12/2021
<b>Resolved</b> that Council endorse the transfer of Council Road Reserve to incorporate it into Mount Jerusalem National Park and give consent to National Parks and Wildlife Service to publish a gazette notice to reserve the road as per the <i>National Parks and Wildlife Act 1974</i> .			
<b>Mover:</b> Michael Lyon		<b>Seconders:</b> Cate Coorey	
<b>Comments:</b> Completed by Flockton, James on behalf of Savage, Deanna (action officer) on 02 December 2021 at 11:51:54 AM - Noted and appropriate actions have been taken to finalise the process.			

Res No	Report Title	Meeting Date	Completed Date
21-403	DA water Report: I2021/716	23/09/2021	14/10/2021
Directorate: Infrastructure Services Officer: Clark, Cameron			
Resolved that Council does not adopt the following Committee Recommendation 4.1 as detailed in the Report , but instead adopts the Management Recommendation(s) as follows:			
Report No. 4.1    DA water File No: I2021/716			
Committee Recommendation 4.1.1			
That Council notes the report.			
Mover: Michael Lyon		Seconders: Cate Coorey	
Comments: Completed by Clark, Cameron (action officer) on 14 October 2021 at 3:54:16 PM - Council Staff notes the committee recommendation			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-415	<p>PLANNING - DA 10.2019.343.1 (Deferred) Tourist and Visitor Accommodation Comprising Four (4) Cabins at 150 Tandys Lane, Brunswick Heads</p> <p><b>Report:</b> I2021/1434      <b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Grant, Ben</p> <p><b>Resolved</b> that pursuant to Section 4.16 of the Environmental Planning &amp; Assessment Act 1979, Development Application No. 10.2019.343.1 for tourist and visitor accommodation comprising four (4) one-bedroom cabins, be granted consent subject to the conditions shown at Attachment 1 (E2021/118364) and the following additional and amended conditions.</p> <p><b>Amend Condition 21 to remove (l) which states:</b></p> <p>A four (4) strand post and wire fence with a height of 1.2m to be erected along the western edge of the mapped coastal wetlands under State Environmental Planning Policy (Coastal Management) 2018.</p> <p><b>22A Section 88B Instrument</b> A Section 88B Instrument and one (1) copy are to be submitted with the application for a Construction Certificate. The Section 88B Instrument is to provide for an Easement of Conservation as follows:</p> <p>A restriction applying to the entirety of the area to which the approved Vegetation Management Plan applies. The restriction on user must prohibit, except as otherwise permissible by law, all of the following within the area covered by the restriction on user:</p> <ul style="list-style-type: none"> <li>a) the destruction or removal of any local native trees, shrubs, grasses or other vegetation, or the planting of any flora other than local native flora.</li> <li>b) any act or omission which may adversely affect any local native flora or any native fauna or their related habitats;</li> <li>c) any act or omission which may result in the deterioration in the natural state or in the flow, supply, quantity or quality of any body of water or in the natural moisture regime of the area;</li> <li>d) the creation or maintenance of any tracks through the area;</li> <li>e) the removal, introduction or disturbance of any soil, rock or other minerals;</li> <li>f) any structures or dwellings;</li> <li>g) No deposition or accumulation of rubbish or refuse, including garden refuse and weed propagules, nor the use of any of the area for storage of any substance or material.</li> </ul> <p>The S88B Instrument must contain a provision identifying Byron Shire Council as the only person or authority having the power to revoke, vary or modify the restriction on user.</p> <p><b>Amend Condition 48 to read:</b></p> <p><b>Manager of tourist and visitor accommodation cabins</b></p> <p>The tourist and visitor accommodation must be managed and operated by the principal owner or a delegated representative living on the property at all times.</p> <p><b>Replace condition 60 with the following wording</b></p> <p>No boat craft requiring a licence is to be launched from the property</p>	14/10/2021	10/11/2021
61	<p><b>Window screening</b></p> <p>To minimize the risk of bird strikes, measures to prevent the reflection of sky and adjacent vegetation on windows must be retained in perpetuity.</p>		
62	<p><b>Native vegetation is not permitted to be cleared under Schedule 5A and/or Division 5 of the Local Land Services Act 2013</b> Clearing of native vegetation that would be authorised under Schedule 5A and Division 5 of the <i>Local Land Services Act 2013</i> (LLS Act) is not permitted to be carried out without development consent under part 4 of the <i>Environmental Planning and Assessment Act 1979</i>.</p> <p><b>Note:</b> In accordance with the Objects of the Environmental Planning and Assessment Act 1979 (EP&amp;A Act), Section 1.3(e) of that Act the purpose of this condition is “to protect the environment, including the conservation of threatened and other species of native animals and plants, ecological communities and their habitats”.</p> <p>Section 60Q(2) of the LLS Act provides that “Schedule 5A does not permit clearing or any other activity—</p> <ul style="list-style-type: none"> <li>a) without an approval or other authority required by or under another Act or another Part of this Act (or in anticipation of the grant of any such approval or other authority), or</li> </ul>		

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

- b) in contravention of any provision of or made under (or in contravention of any agreement made under) another Act or another Part of this Act.”  
Similarly, Section 60S(4) of the LLS Act provides that “A land management (native vegetation) code does not permit clearing or any other activity—

- ☐ Without an approval or other authority required by or under another Act or another Part of this Act, or  
☐ In contravention of any provision of or made under another Act or another Part of this Act”.

As this condition is imposed under section 4.17 of the EP&A Act, sections 60Q and 60S of the LLS Act apply and the clearing of native vegetation under Schedule 5A and Division 5 of the LLS Act is not permitted.

## New condition 63

Should the property ever be stocked with livestock a four (4) strand post and wire fence with a height of 1.2m to be erected along the western edge of the mapped coastal wetlands under State Environmental Planning Policy (Coastal Management) 2018.

**Mover:** Alan Hunter

**Seconded:** Michael Lyon

## Comments:

Completed by Scott, Noreen on behalf of Grant, Ben (action officer) on 10 November 2021 at 2:38:19 PM - notice of determination issued 20/10 E2021/129443

Res No	Report Title	Meeting Date	Completed Date
21-416	PLANNING - Development Application 10.2020.574.1 Farmstay Accommodation comprising Six (6) Cabins and a Central Facility at 219 The Saddle Road Brunswick Heads <b>Report:</b> I2021/1514	14/10/2021	10/11/2021
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Larkin, Chris			
<b>Resolved</b> that pursuant to Section 4.16 of the Environmental Planning & Assessment Act 1979, Development Application No. 10.2020.574.1 for Farm Stay Accommodation comprising Six (6) Cabins and a Central Facility, be granted consent subject to the conditions of approval listed in Attachment 2 (E2021/120195) with the following amendments:			
<b>Amend condition 7 to read:</b>			
<b>Mezzanine in Cabins</b>			
The storage mezzanine shown within the roof space of each cabin is to be removed from the plans and amended plans to be submitted with the construction certificate to reflect this.			
<b>Amend condition 67 to read:</b>			
The farmstay accommodation cabins must be managed by the principal owner or a delegated representative living on the property at all times.			
<b>New Condition 73 to read:</b>			
<b>Central facility and use of cabins</b>			
Central facilities to be used by guests staying at the farm stay accommodation only.			
<b>New condition 74 to read:</b>			
Cabins limited to two adult guests at all times.			
<b>Mover:</b> Cate Coorey		<b>Seconded:</b> Basil Cameron	
<b>Comments:</b>			
Completed by Scott, Noreen on behalf of Larkin, Chris (action officer) on 10 November 2021 at 2:39:26 PM - notice of determination issued 22/10 E2021/129721			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-419	<p>PLANNING - Development Application 10.2020.109.1 Stage 9 Tallowood Ridge Estate Subdivision to Create Forty-Seven (47) Residential Lots <b>Report:</b> I2021/1523</p> <p><b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Holland, Ivan</p> <p><b>Resolved</b> that pursuant to Section 4.16 of the Environmental Planning &amp; Assessment Act 1979, Development Application No. 10.2020.109.1 for Stage 9 Tallowood Ridge Estate Subdivision to Create Forty-Eight (48) Residential Lots, of which Seven (7) of these Lots are a Community Title subdivision, and a Community Title Common Property Lot, be granted consent subject to the conditions in Attachment 2 (E2021/118644) with the following modifications:</p> <p><b>A) Add the following, in the appropriate order, to condition 47:</b></p> <p><b>j) Restricting development</b></p> <p><u>Restricting residential development within 20 metres of the northwestern boundary of proposed Lots 256 to 262 inclusive, being the boundary shared with Lot 1 DP 608876.</u></p> <p><b>B) Amend condition 13 to read:</b></p> <p><b>13) Amended Landscaping Plan required</b></p> <p>Prior to the issue of a Construction Certificate, an amended Landscaping Plan must be submitted to, and approved by, Council. The amended Landscaping Plan must include the street trees in the approved Landscaping Plan (1002-ST9-DA32 Issue A, 20.02.20) in addition to the following:</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> All native trees and vegetation to be retained and incorporation of retained native trees and vegetation with the landscaping of the site;</li> <li><input type="checkbox"/> <u>Vegetation buffers and 1.8m high fencing</u> between the subdivision and adjoining RU2 zoned properties to the north; and</li> <li><input type="checkbox"/> Landscaping of the access handle to Lots 254 and 255 including screening vegetation <u>and a 1.8m high solid fence.</u></li> <li><input type="checkbox"/> <u>Landscaping of the area between proposed Road 1-2 and the boundary of Lot 2 DP 608876 including screening vegetation and a 1.8m high solid fence.</u></li> </ul> <p>The amended Landscaping Plan must not include species that represent translocation of native plants outside their geographic range, potential or known environmental weeds or species with potential for genetic pollution. The landscaping plan must indicate:</p> <ul style="list-style-type: none"> <li>a) proposed location for planted shrubs and trees;</li> <li>b) botanical name of shrubs and trees to be planted;</li> <li>c) mature height of trees to be planted;</li> <li>d) location of grassed and paved areas, and</li> <li>e) location of native trees and vegetation identified for retention;</li> <li>f) timing for planting of landscape vegetation; and</li> <li>g) maintenance of landscaped areas.</li> </ul> <p>The amended Landscaping Plan must demonstrate consistency with the General Terms of Approval from the NSW Rural Fire Service dated 13 July 2021 and must comply with Council's Building in the Vicinity of Underground Infrastructure Policy.</p> <p>The plan is to be prepared by a suitably qualified landscape architect / ecologist who has appropriate experience and competence in landscaping.</p> <p><b>C) Amend condition 6) g) to read:</b></p> <p><b>g) Inter-allotment Drainage (IAD)</b></p> <p>Inter-allotment drainage to an approved public drainage system for each of the proposed new allotments where it is not possible to provide a gravity connection of future roof water to the kerb and gutter. Provision must be made to provide a drainage swale with reinforced turf or concrete invert surface above the IAD 300mm wide x 200mm deep. Design of rear of allotment drainage in accordance with the following tables in QUDM:</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Table 7.13.4 - Design recommendations for the rear of allotment drainage system: and</li> <li><input type="checkbox"/> Table 7.13.7 - Design considerations for the connection of allotment drainage to the trunk</li> <li><input type="checkbox"/> drainage system</li> </ul>	14/10/2021	20/10/2021

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

The Inter-allotment drainage system for proposed Lots 244 to 253 is to be amended to divert treated stormwater into the drainage channel along the southern boundary of Lot 3 DP 608876.

**Amend condition 14 to include a point (f) to read:**

Consideration will be given to non-standard lighting that is less intrusive and wild life friendly, subject to approval by Council.

**Mover:** Sarah Ndiaye

**Seconders:** Cate Coorey

**Comments:**

Completed by Holland, Ivan (action officer) on 20 October 2021 at 5:19:16 PM - Notice of determination including amended conditions prepared and with development support team for issue

Res No	Report Title	Meeting Date	Completed Date
21-421	Use of public spaces for busking or other activity within the definition <b>Report:</b> I2021/1572	14/10/2021	8/11/2021
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Burt, Shannon			
<b>Resolved</b> that Council in relation to a response to COVID-19, reinstate a suspension on the use of public spaces for busking or other activity within the definition, including tarot cards and palm readers, fortune readers, or the display or demonstration of items, particularly multiples of items, with an implication that they are available for sale or otherwise in exchange for money until 31 October 2021 or until the Public Health Order outdoor gathering restriction is increased to at least 50 persons.			
<b>Mover:</b> Michael Lyon		<b>Seconders:</b>	
<b>Comments:</b> Completed by Burt, Shannon (action officer) on 08 November 2021 at 10:10:00 AM - MM actioned. NSW Police notified. NFA required by staff.			

Res No	Report Title	Meeting Date	Completed Date
21-422	PLANNING - Report of the 2 September 2021 Planning Review Committee <b>Report:</b> I2021/1441	14/10/2021	23/12/2021
<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 held on 2 September 2021 subject to Item 1 being amended and it to be reported to Council for determination.			
<b>Mover:</b> Cate Coorey		<b>Seconders:</b> Michael Lyon	
<b>Comments:</b> Completed by Burt, Shannon on behalf of Larkin, Chris (action officer) on 23 December 2021 at 9:55:08 AM - Noted and complete.			

## COMPLETED RESOLUTIONS REPORT

*From: 1 October to 31 December 2021*

Res No	Report Title	Meeting Date	Completed Date
<b>21-423</b>	PLANNING - Development Application 10.2020.47.1 Alterations and additions to existing tourist facility in two (2) stages at 1 Cavvanbah Street Byron Bay <b>Report:</b> I2021/755	14/10/2021	18/10/2021
<p><b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Docherty, Patricia</p> <p><b>Resolved</b> that pursuant to Section 4.16 of the Environmental Planning &amp; Assessment Act 1979, Development Application No. 10.2020.47.1 for Alterations and additions to existing tourist facility in two (2) stages, be granted consent subject to the conditions of approval shown at Attachment 3 (E2021/115692), subject to:</p> <p><b>Condition 13 e being amended to read:</b></p> <p>e) pavement design, comprising an all weather surface, such as asphalt, bitumen seal, concrete, pavers or other similar treatment for driveway and manoeuvring areas. Car Parks to be treated with pervious materials (water sensitive urban design). <i>Crs Coorey, Martin, Lyon, Ndiaye, Cameron, Hackett, Spooner and Hunter voted in favour of the motion.</i></p> <p><b>No Councillors voted against the motion.</b></p>			
<b>Mover:</b> Cate Coorey		<b>Seconded:</b> Sarah Ndiaye	
<p><b>Comments:</b></p> <p>Completed by Docherty, Patricia (action officer) on 18 October 2021 at 12:15:47 PM - DA documents sent to DSO for Notice of Determination to prepared for issue to the applicant.</p>			

Res No	Report Title	Meeting Date	Completed Date
21-424	PLANNING - Update to Council resolution 21-284 - Letter of Offer and Draft Voluntary Planning Agreement for Affordable Housing - 68 Rankin Drive, Bangalow <b>Report:</b> I2021/1465	14/10/2021	28/10/2021
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Caras, Alex			
<b>Resolved</b> that Council notes the information contained in this report and receives a further report on the new planning proposal lodged for Lot 261 DP 1262316 and Lot 11 DP 807867 in Bangalow.			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Sarah Ndiaye	
<b>Comments:</b> Completed by Caras, Alex (action officer) on 28 October 2021 at 5:04:07 PM - For noting only. Assessment of new PP lodged in September 2021 to be reported to Council in early 2022.			

Res No	Report Title	Meeting Date	Completed Date
<b>21-426</b>	150 Tandys Lane Brunswick Heads Petition <b>Report:</b> I2021/1439	28/10/2021	8/11/2021
<b>Resolved:</b> 1. That the petition regarding 150 Tandys Lane Brunswick Heads be noted and referred to the Director Sustainable Environment and Economy. 2. That the petition as referred to the Director Sustainable Environment and Economy had been considered by staff in the report to the 14 October Planning Meeting.			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Alan Hunter	
<b>Comments:</b> Completed by Burt, Shannon (action officer) on 08 November 2021 at 10:04:01 AM - Petition considered in report to ordinary planning meeting 14 October 2021. NFA by staff required.			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
<b>21-427</b>	Grants and Submissions September 2021 <b>Report:</b> I2021/1609	28/10/2021	6/12/2021
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Johnston, Donna <b>Resolved</b> that Council notes the report and Attachment 1 (#E2021/123605) for Byron Shire Council's Submissions and Grants as at 30 September 2021. <b>Mover:</b> Michael Lyon <b>Seconded:</b> Alan Hunter			
<b>Comments:</b> Completed by Johnston, Donna (action officer) on 06 December 2021 at 2:02:14 PM - Noted			

Res No	Report Title	Meeting Date	Completed Date
<b>21-428</b>	Lease to Callanan Holdings Pty Ltd (A.C.N. 050 199 865) <b>Report:</b> I2021/1479	28/10/2021	1/11/2021
<b>Directorate:</b> General Manager <b>Officer:</b> Telford, Paula <b>Resolved</b> that Council authorises the General Manager, under delegation, to enter into a lease with Callanan Holdings Pty Ltd (A.C.N 050 199 865) over Lot 2 DP749851 Staceys Way Tyagarah on the following terms:  a) term five years,  b) base rent to be set by an independent market valuation with the rent annually increased thereafter by Consumer Price Index All Groups Sydney,  c) for the purpose of storage of aircraft,  d) the Lessor and Lessee to agree that the Lessee owns all building improvements on the land,  e) Lessee must, at its cost, be responsible for the following: i) all outgoing payments payable in respect of the land, ii) all maintenance of all improvements on the land including but not limited all buildings, access road, and carpark constructed on the land, iii) all insurances including a minimum \$20 million public risk insurance noting Byron Shire Council as an interested party, and iv) all consents, approvals and other authorisation for storage of aircraft, f) Lessee must at its cost, remove its building improvements from the land and return the land to vacant possession at the end of the lease unless a new lease is negotiated to commence on the day after the end date of the lease. <b>Mover:</b> Michael Lyon <b>Seconded:</b> Alan Hunter			
<b>Comments:</b> Completed by Telford, Paula (action officer) on 01 November 2021 at 8:22:17 AM - Letter of lease offer to Callanan Holdings Pty Ltd in accordance with resolution 21-428 (E2021/133314).			



# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-429	Amendment to Policy 5.52 Commercial Activities on Coastal and Riparian Crown Reserves <b>Report:</b> I2021/1564	28/10/2021	1/11/2021
		<b>Directorate:</b> General Manager <b>Officer:</b> Telford, Paula	
<b>Resolved:</b>			
1.	That Council considers the submission received from public consultation to amend Policy 5.52 Commercial Activities on Coastal and Riparian Crown to extend current Class 2 Sub-Licences to 1 November 2024.		
2.	That Council, delegates to the General Manager, the authority to amend Policy 5.52 Commercial Activities on Coastal and Riparian Crown as stated in (1) above.		
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Alan Hunter	
<b>Comments:</b> Completed by Telford, Paula (action officer) on 01 November 2021 at 8:20:21 AM - Amended Policy forwarded for update to the Policy Register and Council's internet (E2021/133291).			

Res No	Report Title	Meeting Date	Completed Date
21-430	Lease to Parington Pty Ltd (A.C.N 002 015 581) <b>Report:</b> I2021/1570	28/10/2021	1/11/2021
<b>Directorate:</b> General Manager <b>Officer:</b> Telford, Paula			
<b>Resolved</b> that Council authorises the General Manager, under delegation, to enter into a lease with Parington Pty Ltd (A.C.N. 002 015 581) on the following terms:			
a)	Lot 6 DP836887 Staceys Way Tyagarah,		
b)	term five-years,		
c)	base rent to be set by an independent market valuation (yet to be received) with rent annually increased thereafter by Consumer Price Index All Groups Sydney,		
d)	for the purpose of storage of aircraft,		
e)	the Lessor to consent to the Lessee sub-leasing part of the leased land to T & L West ('the Sub-Lessee') for the same term and purpose as the Head Lease held by the Lessee,		
f)	the Lessor acknowledges that the Lessee and Sub-Lessee owns all buildings and improvements on the Land,		
g)	Lessee must, at its cost, be responsible for the following:		
i)	all outgoings payable in respect of the Land,		
ii)	all maintenance of improvements on the Land including but not limited to all buildings, road access and or carpark constructed on the Land,		
iii)	minimum \$20 million public risk insurance covers noting Byron Shire Council as an interested party provided by the Lessee and Sub-Lessee; and		
iv)	all consents, approvals and others authorisation for storage of aircraft on the Land.		
h)	Lessee and Sub-Lessee must at their cost, removal all buildings and other improvements from the Land and return the Land to vacant possession at the end of the lease unless a new lease is negotiated to commence on the day after the end date of the lease.		
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Alan Hunter	
<b>Comments:</b> Completed by Telford, Paula (action officer) on 01 November 2021 at 8:23:42 AM - Letter of lease offer to Parington Pty Ltd in accordance with resolution 21-430 (E2021/133367).			

## COMPLETED RESOLUTIONS REPORT

*From: 1 October to 31 December 2021*

<b>Res No</b>	<b>Report Title</b>	<b>Meeting Date</b>	<b>Completed Date</b>
<b>21-431</b>	Brunswick Valley Woodchop and Entertainment Committee request for sub-licence for market stalls <b>Report:</b> I2021/1573	28/10/2021	1/11/2021
<b>Directorate:</b> General Manager			
<b>Officer:</b> Telford, Paula			
<b>Resolved</b> that Council delegate to the General Manager, the authority to enter into a sub-licence with the Brunswick Valley Woodchop and Entertainment Committee Inc for a market sub-licence over Part of Lot 7307 DP1167806 on the following:			
a)	term five-years to commence 1 November 2021,		
b)	rent to be set in accordance with Council Fees and Charges,		
c)	conditional on the sub-licensee holding a community market licence for Memorial Park Brunswick Heads; and		
d)	all special conditions in the community market licence to be replicated in the sub-licence.		
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Alan Hunter	
<b>Comments:</b>			
Completed by Telford, Paula (action officer) on 01 November 2021 at 8:24:48 AM - Letter with sub-licence offer in accordance with resolution 21-431 (E2021/133386).			

<b>Res No</b>	<b><i>Report Title</i></b>	<b><i>Meeting Date</i></b>	<b><i>Completed Date</i></b>
<b>21-432</b>	Council Investments - 1 September 2021 to 30 September 2021 <b>Report:</b> I2021/1592	28/10/2021	8/11/2021
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Brickley, James			
<b>Resolved that Council notes the report listing Council's investments and overall cash position as at 30 September 2021.</b>			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Alan Hunter	
<b><i>Comments:</i></b> Completed by Brickley, James (action officer) on 08 November 2021 at 2:53:15 PM - No further action required.			

<b>Res No</b>	<b>Report Title</b>	<b>Meeting Date</b>	<b>Completed Date</b>
<b>21-433</b>	Annual Report 2020/21 <b>Report:</b> I2021/1600	28/10/2021	6/12/2021
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Sills, Heather			
<b>Resolved</b> that Council notes the Annual Report 2020/21 (#E2021/118348), included as Attachment 1 to this report and its submission to the Minister for Local Government.			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Alan Hunter	
<b>Comments:</b> Completed by Sills, Heather (action officer) on 06 December 2021 at 2:22:06 PM - The Annual Report and Financial Statements were published on Council's website. Advice was sent to the Office of Local Government.			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-434	Draft 2020/2021 Financial Statements Report: I2021/1651	28/10/2021	8/11/2021
Directorate: Corporate and Community Services Officer: Brickley, James			
Resolved:			
1.	That Council adopts the Draft 2020/2021 Financial Statements incorporating the General Purpose Financial Statements (#E2021/127421) and Special Purpose Financial Statements (#E2021/127426).		
2.	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 2020/2021 Draft Financial Statements.		
3.	That the Audited Financial Statements and Auditors Report be presented to the public at the Ordinary Meeting of Council scheduled for 25 November 2021 in accordance with Section 418(1) of the Local Government Act 1993.		
Mover: Michael Lyon		Seconder: Alan Hunter	
Comments:			
Completed by Brickley, James (action officer) on 08 November 2021 at 2:54:42 PM - 2020-2021 Financial Statements published, lodged with Office of Local Government 29 October 2021, advertised seeking public submissions and being reported to Council on 25 November 2021 to present them to the public.			

Res No	Report Title	Meeting Date	Completed Date
21-436	Tender 2021-0008 Supply of Ready-Mix Concrete Report: I2021/1588	28/10/2021	8/11/2021
		Directorate: Infrastructure Services	
		Officer: Spangler, Henry	
Resolved:			
1.	That Council award Tender 2021-0008 – Supply of Ready-Mix Concrete to the list of suppliers confidentially listed in Attachment 1 – Final Recommendation Report and be appointed to the tender as Panel Source suppliers to Byron Shire Council for the initial period of 29 months from 1 November 2021 to 31 March 2024.		
2.	That the provision be allowed with one (1) x twelve (12) month extension to extend the contract subject to performance, which may take this contract through to 31 March 2025.		
3.	That Council makes public its decision, including the name and amount of the successful tenderer, in accordance with Clause 179(b) of the Local Government (General) Regulation 2005.		
Mover: Michael Lyon		Seconder: Alan Hunter	
Comments:			
1.	Council awarded Tender 2021-0008 – Supply of Ready-Mix Concrete to to a panel of contractors consisting of: Boral Limited, Graham's Concrete Pty Ltd, Hanson Construction Material, Holcim Australia Pty Ltd for the initial period of 29 months from 1 November 2021 to 31 March 2024., Council awarded Tender 2021-008 - Supply of Ready-Mix,		
2.	A provision of one (1) x twelve (12) month extension to extend the contract subject to performance has been allowed, which may take this contract through to 31 March 2025.,		
3.	That Council made public its decision on 8 November 2021.		

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-437	Part road reserve closure adjoining Lot 1 DP 557721 874 Coolamon Scenic Drive Coorabell Report: I2021/1597	28/10/2021	2/12/2021
		Directorate: Infrastructure Services	
		Officer: Savage, Deanna	
Resolved:			
1.	That Council endorses the closure of part road reserve adjoining Lot 1 DP 557721, as highlighted in the report.		
2.	That Council ascertains market value by retaining a suitably qualified Valuer and delegates to the General Manager the authority to enter a contract for sale of the closed part of the road with the owner of Lot 1 DP 557721 at a value no less than the value placed on the part closed road by the independent Valuer.		
3.	That the applicant pays all costs associated with the part road closure, including but not limited to:		
	a) Council application fees		
	b) Council's surveyor's fees and survey, valuation, and legal costs		
	c) All registration fees		
	d) Legal costs		
4.	The allotment created by the part road closure to be consolidated into the existing Parcel No 113060 Lot 1 DP 557721.		
5.	That Council authorises the execution of all documents necessary to affect the road closure, sale, transfer, and consolidation of the part closed road.		
Mover: Michael Lyon		Seconder: Alan Hunter	
Comments:			
Completed by Flockton, James on behalf of Savage, Deanna (action officer) on 02 December 2021 at 11:55:03 AM - All items are noted and appropriate actions are underway to finalise the process. No further action under the resolution are required.			

Res No	Report Title	Meeting Date	Completed Date
21-438	Part Road Reserve Closure and sale adjoining Lot 3 DP 707295 336 Booyong Road Nashua NSW <b>Report:</b> I2021/1598	28/10/2021	2/12/2021
	<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Savage, Deanna		
<b>Resolved:</b>			
1.	That Council endorses the closure of part road reserve adjoining Lot 3 DP 707295 as detailed in the report.		
2.	That Council accepts the valuation as per <i>Attachment 3 E25021/108820</i> that has been agreed upon by the landowner.		
3.	That the applicant pays all remaining costs associated with the part road closure and consolidation. a) Council application fees b) Council's surveyor's fees and survey, valuation, and legal costs c) All registration fees d) Legal costs		
4.	The allotment created by the part road closure to be consolidated into the existing Parcel No 200 Lot 3 DP 707295.		
5.	That Council authorises the execution of all documents necessary to affect the road closure, sale, transfer, and consolidation of the part closed road.		
<b>Mover:</b> Michael Lyon		<b>Seconder:</b> Alan Hunter	
<b>Comments:</b> Completed by Flockton, James on behalf of Savage, Deanna (action officer) on 02 December 2021 at 11:54:46 AM - All items are noted and appropriate actions are underway to finalise the process. No further action under the resolution are required.			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-439	Report of the Local Traffic Committee Meeting held on 5 October 2021 <b>Report:</b> I2021/1628	28/10/2021	8/11/2021
<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 5 October 2021. <b>Mover:</b> Michael Lyon <b>Seconder:</b> Alan Hunter			
<b>Comments:</b> Completed by Holloway, Phillip on behalf of Wilcox, Michelle (action officer) on 08 November 2021 at 11:22:32 AM - Noted bt Staff, No further Action Required			

Res No	Report Title	Meeting Date	Completed Date
21-440	No Parking Area and No Stopping Requests - Various Locations <b>Report:</b> I2021/1458	28/10/2021	2/12/2021
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Pearce , Andrew <b>Resolved</b> that Council adopts the following Committee Recommendations:  <b>Report No. 6.1 No Parking Area and No Stopping Requests - Various Locations</b> File No: I2021/1458  <u>Committee Recommendation 6.1.1</u>  That Council supports the installation of:  1. "No Parking Area 1am – 7am" sign(s) at the entrance to Scarabelloti's Lookout on Coolamon Scenic Drive, Coorabell. 2. "No Parking Area 1am to 6am" sign(s) at the entrance to the Byron Street netball courts car park in Mullumbimby. 3. "No Stopping Tuesdays" sign(s) in the cul-de-sac of Hazelwood Close, Suffolk Park. <b>Mover:</b> Michael Lyon <b>Seconder:</b> Alan Hunter			
<b>Comments:</b> Completed by Pearce, Andrew (action officer) on 02 December 2021 at 2:41:34 PM - CRM raised for depot to install all required signage.			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-446	Update on Expression of Interest for Suffolk Park Community Garden <b>Report:</b> I2021/1341	28/10/2021	7/12/2021
		<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Curry, Julia	
<b>Resolved:</b>			
1.	That Council accepts the expression of interest by Suffolk Park Community Garden Incorporated to operate and manage a community garden on part Lot 60 DP817888 known as Linda Vidler Park.		
2.	That Council, having considered all submissions received following 28-day public notice of a proposed five-year licence for a Suffolk Park Community Garden, delegates to the General Manager, the authority to enter into the following Licence with the Suffolk Park Community Garden Incorporated on the following:		
	a) term five (5) years with no holding over;		
	b) for the purpose of a community garden as defined in Byron Shire Community Gardens 2020 Policy;		
	c) rent to commence at \$490 (exclusive of GST) and thereafter increased annually by Consumer Price Index All Groups Sydney for the term;		
	d) the Licensee to pay usage charges for all services connected to the land including waste management services and provide public liability and contents insurance; and		
	e) the Licensor to pay outgoings of the value of general land rates and fixed water and sewer chargers (if payable).		
3.	That Council undertakes further consultation with the Suffolk Park Community Garden Inc. regarding the layout and construction of the paths and retaining the existing fruit trees		
<b>Mover:</b> Jeannette Martin		<b>Second:</b> Paul Spooner	
<b>Comments:</b> Completed by Burt, Shannon on behalf of Curry, Julia (action officer) on 07 December 2021 at 8:44:00 AM - Items of resolution complete.			

Res No	Report Title	Meeting Date	Completed Date
21-448	Submissions report - Unauthorised Dwellings Policy <b>Report:</b> I2021/1358	28/10/2021	6/12/2021
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Johnstone, Dylan			
<b>Resolved:</b>			
1.	That Council acknowledges the submissions detailed in Attachment 1 (E2021/123747) in response to the public exhibition of the Draft Unauthorised Dwellings Policy detailed in Attachment 2 (E2020/59113).		
2.	That Council agrees to the Draft Unauthorised Dwellings Policy being converted to a guideline document for internal use by staff to outline the process for reactive investigations initiated by complaints and owner-initiated actions.		
3.	That Council agrees to the guideline document, including the Planning Pathways outlined in Report 13.19 Draft Unauthorised Dwelling Policy to the August 27, 2020, Ordinary Meeting, become a supporting document to the Enforcement Policy 2020.		
<b>Mover:</b> Michael Lyon		<b>Second:</b> Alan Hunter	
<b>Comments:</b> Completed by Johnstone, Dylan (action officer) on 06 December 2021 at 2:56:40 PM - Submissions reported to Council on 28 October 2021 - see report 13.11			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
<b>21-449</b>	Report of the Water, Waste and Sewer Advisory Committee Meeting held on 30 September 2021 <b>Report:</b> I2021/1599	28/10/2021	8/11/2021
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Tomanek, Dominika <b>Resolved</b> that Council notes the minutes of the Water, Waste and Sewer Advisory Committee Meeting held on 30 September 2021. <b>Mover:</b> Sarah Ndiaye <b>Second:</b> Cate Coorey			
<b>Comments:</b> Completed by Holloway, Phillip on behalf of Tomanek, Dominika (action officer) on 08 November 2021 at 11:21:45 AM - Noted bt Staff, No further Action Required			

Res No	Report Title	Meeting Date	Completed Date
<b>21-460</b>	CONFIDENTIAL - Byron Shire Bioenergy Facility - Project Update <b>Report:</b> I2021/1476	28/10/2021	29/11/2021
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Hart, John <b>Resolved</b> that Council:			
<ol style="list-style-type: none"> <li>For the reasons set out in point 2 below, resolves to directly negotiate contracts for the Design &amp; Construction and/or Operations &amp; Maintenance of the Bioenergy Facility with its preferred contractor Skala Australasia Pty Ltd pursuant to the exception under s.55(3)(i) of the <i>Local Government Act</i> 1993.</li> <li>Is reasonably satisfied of the unavailability of competitive or reliable tenderers if Council were to re-invite tenders for this further contract as;               <ol style="list-style-type: none"> <li>The preferred contractor Skala Australasia Pty Ltd. (Skala) represents in Australia the Bekon dry anaerobic digestion technology from Germany.</li> <li>Bekon and its parent company Eggersman are European and global leaders in the design, supply, construction and operation of dry anaerobic digestion and aerobic composting facilities used by Local Government Authorities world-wide for processing organic/green wastes.</li> <li>Skala and Bekon competed, and were successful in winning, Council's public 2-Stage Expression of Interest (Request for Tender) contract no.2018-0068.</li> <li>Other overseas manufacturers of similar and related technologies declined to submit in that procurement process, mostly because they are not represented in Australia and could not complete this project remotely in a technically or economically feasible fashion; and</li> <li>Skala has substantial project knowledge and has delivered to Council high quality value-for-money services to date.</li> </ol> </li> <li>Increase the forecast upper limit contribution to the budget for the Bioenergy Facility project in accordance with the comments provided in the report by the Manager Finance, by increasing its budgeted loan borrowing requirement for the 2021/2022 financial year.</li> <li>Authorise the General Manager to negotiate loan borrowing terms offered to Council that represents the best financial outcome amongst other loan offers received if required.</li> <li>Commits as soon as practicably possible for staff and project consultants to meet with local environmental groups and neighbouring residents to enable discussion of outstanding concerns around the project.</li> </ol>			
<b>Mover:</b> Paul Spooner <b>Second:</b> Michael Lyon			
<b>Comments:</b> Completed by Hart, John (action officer) on 29 November 2021 at 7:38:58 PM - All recommendations actioned per notes.			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-461	Mayoral Fund 2021/2022 - Allocation of Funding Report: I2021/1563	28/10/2021	7/12/2021
Directorate: Corporate and Community Services Officer: Davis, Esmeralda			
Resolved that Council confirms the donations from the Mayor's Discretionary Allowance 2021/2022 as per recommendation in Attachment 1 (E2021/119623), including applications partially supported.			
Mover: Michael Lyon		Seconders: Sarah Ndiaye	
Comments: Completed by Davis, Esmeralda (action officer) on 07 December 2021 at 2:18:01 PM - Advice to recipients of Mayoral fund was provided between 22 November and 3 December as per E2021/140529.			

Res No	Report Title	Meeting Date	Completed Date
21-471	Annual Review of GM's Performance Report: I2021/1587	28/10/2021	2/11/2021
Directorate: General Manager Officer: Fegent , Renae			
Resolved:			
1. That Council note the findings and endorse recommendations from the performance review panel with respect to the annual performance review for the General Manager contained in Attachment 1 (E2021/123061).			
2. That Council endorse the 2021/22 Performance Agreement for the General Manager contained in Attachment 2 (E2021/112480).			
Mover: Basil Cameron		Seconders: Michael Lyon	
Comments: Completed by Fegent, Renae (action officer) on 02 November 2021 at 11:57:49 AM - Noted and filed on GM pers file.			

Res No	Report Title	Meeting Date	Completed Date
21-477	PLANNING - Report of the 7 October 2021 Planning Review Committee Report: I2021/1617	04/11/2021	7/12/2021
Directorate: Sustainable Environment and Economy Officer: Larkin, Chris			
Resolved that Council endorses the outcomes of the Planning Review Committee meeting held on 7 October 2021.			
Crs Coorey, Martin, Lyon, Ndiaye, Cameron, Hackett, Spooner and Hunter voted in favour of the motion. No Councillors voted against the motion.			
Mover: Michael Lyon		Seconders: Alan Hunter	
Comments: Completed by Burt, Shannon on behalf of Larkin, Chris (action officer) on 07 December 2021 at 8:47:49 AM - item complete			



# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-478	24.2020.39.1 - Centennial Circuit One-way Traffic Trial - Outcomes of the trial and next steps Report: I2021/1566	04/11/2021	15/12/2021
		Directorate: Sustainable Environment and Economy Officer: Hawton, Isabelle	
Resolved that Council:			
1. Extends the one-way traffic trial for an additional 12 months, or until such time as a permanent solution can be implemented.			
2. Considers a quarterly budget review of \$17,900 to commission the design for permanent one-way traffic circulation and to fund the interim trial extension measures.			
3. Continues to consider other opportunities for improving traffic circulation and flow within the Byron Arts and Industry Estate, including further linemarking and the possibility of other one-way streets.			
Mover: Michael Lyon		Seconded: Alan Hunter	
Comments: Completed by Hawton, Isabelle (action officer) on 15 December 2021 at 2:10:41 PM - Trial extension underway. Project handed over to Infrastructure Services Co-ordinator for trial extension and transition to permanency.			

Res No	Report Title	Meeting Date	Completed Date
21-479	24.2020.27.1 - Bangalow Development Control Plan Changes Submissions Report Report: I2021/1529	04/11/2021	7/12/2021
Directorate: Sustainable Environment and Economy Officer: Hawton, Isabelle			
Resolved that Council adopts the Development Control Plan Chapters E2 Bangalow, Attachment 1 (E2021/125364) and C1 Non-indigenous Heritage, Attachment 2 (E2021/125359) and alterations to Part A (Attachment 3 - E2021/125362) and publishes the relevant chapters on its website and notifies the public as required by the Environmental Planning and Assessment Act and Regulation.			
Mover: Michael Lyon		Seconded: Alan Hunter	
Comments: Completed by Hawton, Isabelle (action officer) on 07 December 2021 at 3:48:27 PM - DCP effective 25 November 2021.			

Res No	Report Title	Meeting Date	Completed Date
21-480	Federal Movement and Place Draft Concept Design Report: I2021/1424	04/11/2021	7/12/2021
Directorate: Sustainable Environment and Economy Officer: FitzGibbon, Andrew			
Resolved that the Federal Movement and Place Draft Concept Design (Attachment 2 – E2021/127271) be publicly exhibited for a period of not less than 28 days and in accordance with the Byron Shire Council Community Participation Plan.			
Mover: Michael Lyon		Seconded: Alan Hunter	
Comments: Completed by FitzGibbon, Andrew (action officer) on 07 December 2021 at 10:40:23 AM - Federal Movement and Place Draft Concept Design public exhibition period commenced for a period of not less than 28 days.			

## COMPLETED RESOLUTIONS REPORT

*From: 1 October to 31 December 2021*

<b>Res No</b>	<b>Report Title</b>	<b>Meeting Date</b>	<b>Completed Date</b>
<b>21-481</b>	Update Resolution 21-180 (3) land use definitions as they apply to rural land <b>Report:</b> I2021/1649	04/11/2021	8/11/2021
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Burt, Shannon			
<b>Resolved</b> that Council notes the staff update on Resolution 21-180 part (3) land use definitions as they apply to rural land.			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Alan Hunter	
<b>Comments:</b> Completed by Burt, Shannon (action officer) on 08 November 2021 at 10:02:15 AM - All actions on this resolution have been completed.			

<b>Res No</b>	<b>Report Title</b>	<b>Meeting Date</b>	<b>Completed Date</b>
<b>21-482</b>	Byron Shire Local Heritage Grants Program 2021-22 <b>Report:</b> I2021/1650	04/11/2021	10/11/2021
<b>Resolved:</b>			
1.	That Council endorses the recommended funding allocations of the Byron Shire Local Places Heritage Grants Program 2020-21 being three (3) applications (Attachments 1-3 (E2021/128086, E2021/128090, E2021/128091) which will each receive a grant amount of \$3,500 to complete building repairs, enhancements, and maintenance to prominent local heritage items in main towns.		
2.	That the grant applicants be notified of Council's decision.		
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Alan Hunter	
<b>Comments:</b>			
Completed by Scott, Noreen on behalf of Burt, Shannon (action officer) on 10 November 2021 at 2:12:52 PM - have updated resolution with notes - letters done /sent			

Res No	Report Title	Meeting Date	Completed Date
21-485	PLANNING - Development Application 10.2021.291.1 Mixed Use Development - Shops and Serviced Apartments - 116-118 Jonson Street Byron Bay <b>Report:</b> I2021/1324	04/11/2021	8/11/2021
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Burt, Shannon			
<b>Resolved</b> that Council appoints the Director Sustainable Environment and Economy and Mr Rod Simpson (Wilson & Simpson) as the members of the Byron Design Excellence Panel for the purposes of development application assessment under Byron Local Environmental Plan 2014 - Clause 6.13 Design Excellence – Byron Bay Town Centre. <i>Crs Coorey, Martin, Lyon, Ndiaye, Cameron, Hackett, Spooner and Hunter voted in favour of the motion.</i> <b>No Councillors voted against the motion.</b>			
<b>Mover:</b> Michael Lyon		<b>Second:</b> Alan Hunter	
<b>Comments:</b> Completed by Burt, Shannon (action officer) on 08 November 2021 at 10:17:27 AM - Web page on Design Excellence Panel updated, relevant staff and applicants advised.			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-486	PLANNING - Development Application 10.2021.291.1 Mixed Use Development - Shops and Serviced Apartments - 116-118 Jonson Street Byron Bay <b>Report:</b>	04/11/2021	10/11/2021
<b>Resolved:</b>  1. That Council approves the variation requested to clause 4.3 Height of Buildings in accordance with clause 4.6 'Exceptions to Development Standards' of the Byron Local Environmental Plan 2014; and  2. That Council grants deferred Commencement Consent pursuant to Section 4.16 (3) of the Environmental Planning and Assessment Act 1979, to Development Application 10.2021.291.1 Mixed Use Development - Shops and Serviced Apartments - 116-118 Jonson Street Byron Bay subject to the conditions in Attachment 2 (#E2021/131318) to the report.  <b>Mover:</b> Michael Lyon <b>Seconded:</b> Basil Cameron			
<b>Comments:</b> Completed by Scott, Noreen on behalf of Burt, Shannon (action officer) on 10 November 2021 at 2:14:26 PM - notice of determination issued E2021/137031 - 9/11			

Res No	Report Title	Meeting Date	Completed Date
21-488	PLANNING - 10.2021.16.1 - Change of Use to General Store and Restaurant at 10 Huonbrook Road, Upper Wilsons Creek <b>Report:</b> I2021/1569	04/11/2021	7/12/2021
<b>Resolved:</b> that pursuant to Section 4.16 of the Environmental Planning & Assessment Act 1979, Development Application No. 10.2021.16.1 for change of use to general store and restaurant plus ancillary carparking, be granted consent subject to the conditions of approval shown at Attachment 1 (E2021/126746) and including additions to condition No 8 by inserting the following additional points:  d) Provide road widening for overflow parking in Huonbrook Road for a further 4 spaces as a minimum and one car space be limited to 15 minutes.  e) Provide traffic advisory signage (Slow Down/Pedestrian) and traffic calming for the intersection and associated parking on either side of the 3 way intersection to TfNSW Standard  <b>Mover:</b> Jan Hackett <b>Seconded:</b> Michael Lyon			
<b>Comments:</b> Completed by Scott, Noreen on behalf of Grant, Ben (action officer) on 07 December 2021 at 3:56:27 PM - notice of determination issued E2021/140023			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-495	Update Resolution 20-203 Linneaus Estate Report: I2021/1619	04/11/2021	27/11/2021
Directorate: Sustainable Environment and Economy Officer: Caras, Alex			
Resolved that Council:			
1. Notes the staff update on Resolution 20-203 The Linneaus Estate - Options for proceeding with Community Title Subdivision.			
2. In noting the site inspection findings (section 5 of the audit), understands that staff will do the follow up with the landowner (and do a site inspection if deemed necessary) to clarify the nature of the minor inconsistencies identified between some of the building forms on site as they appear in the various approval documentation on file.			
Mover: Paul Spooner		Second: Alan Hunter	
Comments:			
Completed by Caras, Alex (action officer) on 27 November 2021 at 7:23:40 PM - Item 2 to be completed in early 2022 following discussions with internal staff and landowner's representative.			

Res No	Report Title	Meeting Date	Completed Date
21-500	Biodiversity Projects and Operations Update Report: I2021/1615	04/11/2021	17/12/2021
Directorate: Sustainable Environment and Economy Officer: Caddick, Lizabeth			
Resolved that Council:			
1.	Notes that a draft wildlife corridor map has been prepared and that expert stakeholder consultation/peer review of this map will occur in late 2021, with a formal exhibition of the map to follow in early 2022, subject to a further report for council's consideration.		
2.	Requests staff to include on the wildlife corridor map in 1, a reference to the Shire wide rail corridor for expert stakeholder consultation/peer review for its consideration to form part of the wildlife corridor network.		
3.	Notes that the "Bow Wow Leash Me Now" project is a finalist in the LGNSW's Excellence in the Environment Awards in the Communication, Education and Empowerment category with the online award ceremony being held on the 16 November 2021. <i>Cr Cameron voted against the motion.</i>		
Mover: Alan Hunter		Second: Sarah Ndiaye	
Comments:			
Completed by Caddick, Lizabeth (action officer) on 17 December 2021 at 7:34:35 AM - Reference to the Shire wide rail corridor included in expert stakeholder consultation/peer review, 26 Nov 2021.			

Res No	Report Title	Meeting Date	Completed Date
21-503	Update Resolution 21-244 Dogs in Public Spaces Strategy Report: I2021/1653	04/11/2021	8/11/2021
		Directorate: Sustainable Environment and Economy Officer: Burt, Shannon	
Resolved that Council:			
1. Notes the staff update on Resolution 21-244 as it relates to the Dogs in Public Spaces Strategy.			
2. Endorses the Community Engagement Plan activities which includes the formation of a Community Working Group by Locale Consulting and a staff project control group to help inform and guide the preparation of the Dogs in Public Spaces Strategy.			
Mover: Cate Coorey		Second: Sarah Ndiaye	
Comments:			
Completed by Burt, Shannon (action officer) on 08 November 2021 at 10:06:31 AM - community engagement plan endorsed. staff to proceed with stage 2 of the project on this basis.			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-504	Tender 2021-1093 - Byron STP Biosolids Shed Roof Replacement Report: I2021/1654	04/11/2021	9/11/2021
Directorate: Infrastructure Services Officer: Winter, Joshua			
Resolved:			
1.	That Council award Tender 2021-1093 to the tenderer recommended in the Tender Evaluation Report (Confidential Attachment 1 E2021/128262).		
2.	That the project budget be increased by \$210,000 with funding provided from the Sewer Capital Works Reserve.		
3.	That Council makes public its decision, including the name and amount of the successful tenderer, in accordance with Clause 179(b) of the Local Government (General) Regulation 2021.		
Mover: Basil Cameron		Second: Cate Coorey	
Comments:			
Completed by Winter, Joshua (action officer) on 09 November 2021 at 5:04:12 PM -, 1. Letter of award has been sent., 2. Finance has confirmed budget has been increased., 3. Tender award notice has been completed.			

Res No	Report Title	Meeting Date	Completed Date
21-506	FUN SEPP	04/11/2021	10/11/2021
Report:		Directorate: Sustainable Environment and Economy	
		Officer: Burt, Shannon	
Resolved that Council writes to the DPIE to request an extension to 30 November 2021 for the exhibition of the FUN SEPP to enable sufficient time to review the changes proposed and impacts on our local community the result of the FUN SEPP.			
Mover: Cate Coorey		Second: Basil Cameron	
Comments:			
Completed by Scott, Noreen on behalf of Burt, Shannon (action officer) on 10 November 2021 at 2:32:37 PM - response Dept of Planning E2021/138134			

Res No	Report Title	Meeting Date	Completed Date
21-509	Grants and Submissions October 2021	25/11/2021	6/12/2021
	Report: I2021/1719	Directorate: Corporate and Community Services	
		Officer: Johnston, Donna	
	Resolved that Council notes the report and Attachment 1 (#E2021/123605) for Byron Shire Council's Submissions and Grants as at 28 October 2021.		
	Mover: Michael Lyon	Second: Alan Hunter	
Comments:			
Completed by Johnston, Donna (action officer) on 06 December 2021 at 2:03:05 PM - Noted			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-510	Request to change Railway Park Artisan Market day for one day only. <b>Report:</b> I2021/1629	25/11/2021	26/11/2021
<b>Directorate:</b> General Manager <b>Officer:</b> Telford, Paula			
<b>Resolved</b> that Council, authorises the General Manager, under delegation, to vary the Railway Park Artisan Market Licence held by the Byron Bay Community Association Incorporated to move the scheduled market from 25 December 2021 to 24 December 2021.			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Alan Hunter	
<b>Comments:</b> Completed by Telford, Paula (action officer) on 26 November 2021 at 2:37:35 PM - Letter to Byron Bay Community Association permitting change of market day (E2021/144359).			

Res No	Report Title	Meeting Date	Completed Date
21-511	Agistment licence to Leela Plantations Pty Ltd (A.C.N. 064 533 777)	25/11/2021	26/11/2021
	Report: I2021/1640	Directorate: General Manager Officer: Telford, Paula	
	Mover: Michael Lyon	Seconded: Alan Hunter	
Comments: Completed by Telford, Paula (action officer) on 26 November 2021 at 2:50:43 PM - Letter offer of Agistment Licence to Leela Plantations Pty Ltd in accord with resolution (21-511) (E2021/144712).			

Res No	Report Title	Meeting Date	Completed Date
21-512	Sub-licence to Zephyr Equine Pty Ltd (A.C.N 638 961 850) and Cape Byron Seahorses Riding Centre for access through Crown Land. <b>Report:</b> I2021/1687	25/11/2021	26/11/2021
		<b>Directorate:</b> General Manager	
		<b>Officer:</b> Telford, Paula	
<b>Resolved:</b>			
1. That Council authorises the General Manager, under delegation, to grant a sub-licence to Zephyr Equine Pty Ltd (A.C.N. 638 961 850) for a term of 12 -months for the purpose of access through Lot 407 DP 729057 being Crown Reserve R755695 on condition that: a) Zephyr Equine Pty Ltd holds a current permit with Cape Byron Marine Park for the term of the sub-licence; and b) Zephyr Equine Pty Ltd take all steps necessary to ensure that all horse droppings are removed from the sub-licensed area during and at the end of each access session.			
2. That Council authorises the General Manager to grant a sub-licence to Cape Byron Seahorses Riding Centre for a term of 12-months for the purpose of access through Lot 428 DP 729272 being Crown Reserve R81780 on condition that: a) Cape Byron Seahorses Riding Centre holds a current permit with Cape Byron Marine Park for the term of the sub-licence; and b) Cape Byron Seahorses Riding Centre takes all steps necessary to ensure that all horse droppings are removed from the sub-licensed area during and at the end of each access session.			
3. That each sub-licence fee is set in accordance with Councils current Fees and Charges.			
<b>Mover:</b> Michael Lyon		<b>Seconded:</b> Alan Hunter	
<b>Comments:</b> Completed by Telford, Paula (action officer) on 26 November 2021 at 2:38:57 PM - Letter offer new sub-licence Zephyr Equine Pty Ltd (E2021/144314)., Letter offer new sub-licence Cape Byron Seahorses Riding Centre (E2021/144359).			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-513	Draft Leasing and Licensing Policy Report: I2021/1779	25/11/2021	26/11/2021
Directorate: General Manager Officer: Telford, Paula			
Resolved:			
1.	That Council authorises a 28-day public consultation of the Draft Leasing and Licencing Policy.		
2.	That Council adopts the Draft Leasing and Licencing Policy in (1) above if no submissions are received from public consultation.		
3.	That a report be brought to Council for consideration to adopt the Draft Leasing and Licensing Policy in (1) above if submissions are received from the public consultation of the Draft Policy.		
Mover: Michael Lyon		Seconders: Alan Hunter	
Comments:			
Completed by Telford, Paula (action officer) on 26 November 2021 at 2:40:17 PM - Public exhibition of Draft Policy from 1 December 2021 to 25 January 2022.			

Res No	Report Title	Meeting Date	Completed Date
21-514	Budget Review - 1 July 2021 to 30 September 2021 Report: I2021/1669	25/11/2021	22/12/2021
		Directorate: Corporate and Community Services	
		Officer: Brickley, James	
Resolved:			
1.	That Council authorises the itemised budget variations as shown in Attachment 2 (#E2021/135696) which include the following results in the 30 September 2021 Quarterly Review of the 2021/2022 Budget:		
a)	General Fund – \$271,800 increase to the Estimated Unrestricted Cash Result		
b)	General Fund - \$9,327,100 decrease in reserves		
c)	Water Fund - \$773,300 decrease in reserves		
d)	Sewerage Fund - \$2,716,300 decrease in reserves		
2.	That Council adopts the revised General Fund Estimated Unrestricted Cash Result of \$789,400 for the 2021/2022 financial year as at 30 September 2021.		
Mover: Michael Lyon		Seconders: Alan Hunter	
Comments:			
Completed by Brickley, James (action officer) on 22 December 2021 at 9:01:20 AM - Budget Variations updated in Authority following Council resolution. No further action required.			

Res No	Report Title	Meeting Date	Completed Date
21-515	Council Resolutions Quarterly Review - Q1 - 1 July to 30 September 2021 Report: I2021/1711	25/11/2021	6/12/2021
Directorate: Corporate and Community Services Officer: Sills, Heather			
Resolved:			
1. That Council notes the information provided in this report on active Council Resolutions in Attachment 1 (#E2021/121861).			
2. That Council notes the completed Resolutions in Attachment 2 (#E2021/121862).			
3. That Council endorses the closure of Resolutions 19-679, 20-069, 20-189, 20-601, 20-669, 20-689, 20-702, 21-062, 21-066, 21-112 as identified in Table 1: Council resolutions that are to be closed; and included in the completed Resolutions in Attachment 2 (#E2021/121862).			
Mover: Michael Lyon		Seconders: Alan Hunter	
Comments:			
Completed by Sills, Heather (action officer) on 06 December 2021 at 2:22:25 PM - Noted. No further action required.			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-516	2021/22 Operational Plan Report - Q1 - September 2021 <b>Report:</b> I2021/1713	25/11/2021	6/12/2021
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Sills, Heather			
<b>Resolved:</b>			
1.	That Council notes the 2021/22 Operational Plan Quarter 1 Report for the period ending 30 September 2021 (Attachment 1 #E2021/132378).		
2.	That Council adopts the proposed amendments to the Operational Plan 2021/22 outlined in Attachment 2 (#E2021/120213).		
<b>Mover:</b> Michael Lyon		<b>Second:</b> Alan Hunter	
<b>Comments:</b> Completed by Sills, Heather (action officer) on 06 December 2021 at 2:22:43 PM - 1. 1. Quarterly Operational Plan report was published on Council's website., 2. The adopted amendments have been incorporated into planning and reporting software.			

Res No	Report Title	Meeting Date	Completed Date
21-517	Council Investments - 1 October 2021 to 31 October 2021 <b>Report:</b> I2021/1759	25/11/2021	22/12/2021
<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 at 31 October 2021.			
<b>Mover:</b> Michael Lyon		<b>Second:</b> Alan Hunter	
<b>Comments:</b> Completed by Brickley, James (action officer) on 22 December 2021 at 9:01:39 AM - No further action required.			

Res No	Report Title	Meeting Date	Completed Date
21-518	Presentation of 2020/2021 Financial Statements Report: I2021/1768	25/11/2021	22/12/2021
Directorate: Corporate and Community Services Officer: Brickley, James			
Resolved that the Audited Financial Statements and Auditor's Report for the 2020/2021 financial year be presented to the public in accordance with Section 419(1) of the Local Government Act 1993.			
Mover: Michael Lyon		Second: Alan Hunter	
Comments: Completed by Brickley, James (action officer) on 22 December 2021 at 9:04:15 AM - No public submissions were received. No further action is required for the 2020/2021 Financial Statements.			



# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-520	New Year's Eve Event Sponsorship	25/11/2021	16/12/2021
	Report: I2021/1829	Directorate: Corporate and Community Services	
		Officer: Fajerman, Emily	
Resolved that Council approves the request for sponsorship advertising on Dening Park for the evening of 31 December 2021.			
Mover: Michael Lyon		Seconded: Alan Hunter	
Comments:			
Completed by Fajerman, Emily (action officer) on 16 December 2021 at 5:45:46 PM - Action complete. Notified contractor of Council's decision to permit sponsorship signage at Dening Park on New Year's Eve.			

Res No	Report Title	Meeting Date	Completed Date
21-521	Submission to the Office of Local Government on the Draft Risk Management and Internal Audit for Local Councils in NSW Guidelines <b>Report:</b> I2021/1832	25/11/2021	30/11/2021
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Keen, Alexandra			
<b>Resolved</b> that Council approves the submission on the Draft Risk Management and Internal Audit for Local Councils in NSW Guidelines (Attachment 3 E2021/131297) to the Office of Local Government NSW. <b>Mover:</b> Michael Lyon <b>Seconded:</b> Alan Hunter			
<b>Comments:</b> Completed by Keen, Alexandra (action officer) on 30 November 2021 at 11:50:40 AM - Action completed, and submission lodged with OLG on 26 November 2021.			

Res No	Report Title	Meeting Date	Completed Date
21-522	PLANNING - Report of the 25 October 2021 Planning Review Committee Report: I2021/1702	25/11/2021	7/12/2021
	Directorate: Sustainable Environment and Economy Officer: Larkin, Chris		
	Resolved that Council endorses the outcomes of the Planning Review Committee meeting held on 25 October 2021.		
Mover: Michael Lyon		Seconded: Alan Hunter	
Comments: Completed by Burt, Shannon on behalf of Larkin, Chris (action officer) on 07 December 2021 at 9:14:30 AM - item completed			

Res No	Report Title	Meeting Date	Completed Date
21-523	Service NSW for Business Report: I2021/1698	25/11/2021	1/12/2021
Directorate: Sustainable Environment and Economy Officer: Grainey, Kylie			
Resolved that Council:			
1. Delegates authority to the General Manager to enter into an (updated) agreement with Service NSW; and			
2. Approves any necessary documents be authorised for execution under the Common Seal of Council.			
Mover: Michael Lyon		Seconded: Alan Hunter	
Comments: Completed by Grainey, Kylie (action officer) on 01 December 2021 at 3:50:35 PM - Agreement to General Manager for signing 1/12/2021			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-524	Completion of Brunswick Heads STP Remediation Report: I2021/456	25/11/2021 Directorate: Infrastructure Services Officer: Bourke, Nikki	1/12/2021
Resolved that Council notes that the remediation of the Brunswick Heads Sewage Treatment Plant land is now complete to a Health Investigation Level (HIL) C – Public Open Space as per the National Environment Protection (Assessment of Site Contamination) Measure 1999.			
Mover: Michael Lyon		Seconder: Alan Hunter	
Comments: Completed by Bourke, Nikki (action officer) on 01 December 2021 at 2:49:46 PM - Resolution simply noted completion of remediation - no further action.			

Res No	Report Title	Meeting Date	Completed Date
21-525	Land Acquisition part Lot 11 DP 1200712 for the purpose of facilitating the shared cycle/walking path <b>Report:</b> I2021/1681	25/11/2021 <b>Directorate:</b> Infrastructure Services <b>Officer:</b> Savage, Deanna	2/12/2021
<b>Resolved</b> that Council:			
<div>1. Endorses the land transfer agreement for the acquisition of part lot 11 DP 1200712 152.6m<sup>2</sup> for NIL value on the condition that Council fund the construction of a protective barrier fence, 3.6m High Backstop x 53 lineal metres being Chainwire PVC on Council's part of the acquired land; and</div> <div>2. Authorises the acquisition and the execution of all documents necessary to affect the land acquisition and land transfer between Byron Bay Golf Club and Byron Shire Council.</div>			
<b>Mover:</b> Michael Lyon		<b>Seconder:</b> Alan Hunter	
<b>Comments:</b> Completed by Flockton, James on behalf of Savage, Deanna (action officer) on 02 December 2021 at 11:53:14 AM - Noted. All appropriate actions are now underway to finalise the process and proceed with the works.			

Res No	Report Title	Meeting Date	Completed Date
21-526	Use of Delegated Authority - Local Traffic Committee <b>Report:</b> I2021/1796	25/11/2021 <b>Directorate:</b> Infrastructure Services <b>Officer:</b> Pearce , Andrew	26/11/2021
<b>Resolved</b> that Council:			
<div>1. Approves the General Manager (or his delegate) using Delegated Authority in consultation with the Director of Infrastructure Services to act on recommendations arising from the 25 November Local Traffic Committee meeting and any additional extraordinary meetings held during December 2021 and January 2022.</div> <div>2. Delegates chairing of the Local Traffic Committee to the General Manager (or his delegate) for the period from the December Local Council Elections until a new Chair of the committee is confirmed.</div>			
<b>Mover:</b> Michael Lyon		<b>Seconder:</b> Alan Hunter	
<b>Comments:</b> Completed by Flockton, James on behalf of Pearce, Andrew (action officer) on 26 November 2021 at 3:34:39 PM - 1 & 2 are noted and will be actioned as per the resolution, as required.			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-527	Report of the Heritage Panel Meeting held on 9 September 2021	25/11/2021	7/12/2021
	Report: I2021/1791	Directorate: Sustainable Environment and Economy	
		Officer: Scott, Noreen	
	Resolved that Council notes the minutes of the Heritage Panel Meeting held on 9 September 2021.		
Mover: Michael Lyon		Seconder: Alan Hunter	
Comments:			
Completed by Burt, Shannon on behalf of Scott, Noreen (action officer) on 07 December 2021 at 9:15:36 AM - item completed			

Res No	Report Title	Meeting Date	Completed Date
21-528	Report of the Heritage Panel Meeting held on 17 June 2021 Report: I2021/1792	25/11/2021	7/12/2021
Directorate: Sustainable Environment and Economy Officer: Scott, Noreen			
Resolved that Council notes the minutes of the Heritage Panel Meeting held on 17 June 2021. Mover: Michael Lyon Seconder: Alan Hunter			
Comments: Completed by Burt, Shannon on behalf of Scott, Noreen (action officer) on 07 December 2021 at 9:16:12 AM - item completed			

Res No	Report Title	Meeting Date	Completed Date
21-530	Adoption of Minutes from Previous Meetings <b>Report:</b> I2021/1637	25/11/2021	17/12/2021
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Flower, Shelley			
<b>Resolved</b> that Council adopts the following Committee Recommendation:			
<b>Report No. 3.1 Adoption of Minutes from Previous Meetings</b> File No: I2021/1637			
<u>Committee Recommendation 3.1.1</u>			
That the minutes of the Water, Waste and Sewer Advisory Committee Meeting held on 30 September 2021 be confirmed with the adjustment that the word 'catchment' is added after each word 'STP' in point 3 of the minutes.			
<b>Mover:</b> Michael Lyon		<b>Seconder:</b> Alan Hunter	
<b>Comments:</b> Completed by Flower, Shelley (action officer) on 17 December 2021 at 1:48:04 PM - Already completed.			

Res No	Report Title	Meeting Date	Completed Date
21-533	Report of the Local Traffic Committee Meeting held on 11 October 2021 <b>Report:</b> I2021/1777	25/11/2021	26/11/2021
<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 11 October 2021.			
<b>Mover:</b> Michael Lyon		<b>Seconder:</b> Alan Hunter	
<b>Comments:</b> Completed by Wilcox, Michelle (action officer) on 26 November 2021 at 1:42:44 PM - adoption of minutes in noted			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-534	Change of Date - Byron Lighthouse Run 2021 Report: I2021/1632	25/11/2021	26/11/2021
Directorate: Infrastructure Services Officer: Wilcox, Michelle			
Resolved that Council adopts the following Committee Recommendations:			
Report No. 6.1 Change of Date - Byron Lighthouse Run 2021 File No: I2021/1632			
Committee Recommendation:			
That Council supports the 21 November 2021 Byron Lighthouse Run, subject to:			
<div>1. Traffic guidance Scheme(s) and a Traffic Management Plan being designed and implemented by those with the appropriate and relevant TfNSW accreditation.</div> <div>2. The road closures and hours of closure in accordance with the submitted Traffic Management Plan in Attachment 1 (E2021/126632).</div> <div>3. Clarkes Beach car park open to the public by 9am. Alternatively, if car park is to be closed to the public after 9am an application is to be made to Council to occupy the car park and relevant application fees and parking fees are to be paid to Council prior to the event commencing.</div> <div>4. Separate approvals from:<div>i) Council for Section 138 approval</div><div>ii) NSW Police - a COVID safety plan to be submitted to Police prior to any Police Approval</div><div>iii) TfNSW, as required</div><div>iv) Cape Byron Headland Trust, being obtained.</div></div> <div>5. The event organiser:<div>i) advertising the impact of the event via a notice in the local weekly paper 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;</div><div>ii) providing copy of the advert for Council's web page;</div><div>iii) informing community and businesses that are directly impacted (e.g. adjacent to the event), including the Beach Byron Bay Café and North Coast Holiday Park Clarkes Beach, via written information which is delivered to the property in a timely manner so as to document, consider and respond to any concerns raised;</div><div>iv) arranging for private property access and egress affected by the event;</div><div>v) liaising with bus and taxi operators and ensuring arrangements are made for provision of services during conduct of the event;</div><div>vi) consulting with emergency services with any identified issues being addressed;</div><div>vii) holding \$20m public liability insurance cover which is valid for the event; and payment of Council's Road Event application fee prior to the event.</div></div>			
Mover: Michael Lyon		Seconder: Alan Hunter	
Comments:			
Completed by Wilcox, Michelle (action officer) on 26 November 2021 at 1:43:11 PM - Events have been notified of the resolution for them to action			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-535	Mercato on Byron - Amendment to Development Consent Conditions of Approval <b>Report:</b> I2021/1608	25/11/2021	26/11/2021
<b>Directorate:</b> Infrastructure Services <b>Officer:</b> Wilcox, Michelle			
<b>Resolved</b> that Council adopts the following Committee Recommendations:			
<b>Report No. 7.1 Mercato on Byron - Amendment to Development Consent Conditions of Approval</b> File No: I2021/1608			
<u>Committee Recommendation:</u>			
That Council approves the regulatory signs and lines as presented within the design plans presented in documents E2021/123595 and E2021/123596 with the following amendments:			
1. Attachment E2021/123595 be amended as follows: a. change line type SL to TF b. Turning Arrows (AR-3c) not to extend beyond the end of the right turn lane c. Replace proposed pole mounted Keep Left Sign R2-209 with R2-3AA d. Continuity Line CL to be C1 Line type			
2. Attachment E2021/123596 be amended as follows: a. Pedestrian refuge to be designed and constructed in accordance with TfNSW technical direction TDT2011/01a b. Install Pedestrian Refuge Advance Warning signs facing north bound traffic			
<b>Mover:</b> Michael Lyon		<b>Seconder:</b> Alan Hunter	
<b>Comments:</b> Completed by Wilcox, Michelle (action officer) on 26 November 2021 at 1:42:02 PM - Council's development engineers have been informed of this resolution for their action.			

Res No	Report Title	Meeting Date	Completed Date
21-536	Report of the Local Traffic Committee Meeting held on 8 November 2021 Report: I2021/1823	25/11/2021	26/11/2021
Directorate: Infrastructure Services Officer: Wilcox, Michelle			
Resolved that Council supports the minutes of the Local Traffic Committee Meeting held on 8 November 2021. Mover: Michael Lyon Seconder: Alan Hunter			
Comments: Completed by Wilcox, Michelle (action officer) on 26 November 2021 at 1:42:24 PM - adoption of minutes is noted			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-537	Somerset Street - Time Limit Changes Report: I2021/1823	25/11/2021 Directorate: Infrastructure Services Officer: Wilcox, Michelle	26/11/2021
Resolved that Council adopts the following Committee Recommendations:			
Report No. 6.1 Somerset Street - Time Limit Changes File No: I2021/1755			
Committee Recommendation 6.1.1			
That Council:			
1. Supports changing the time limits along the Northern side of Somerset Street to No Parking 1am to 6am, 1P between 6am to 1am Thursdays and P between 6am to 1am All other days/. (Signage layout is to be in accordance to the sign plan shown in report I2021/1755); and			
2. Requests that market operators to inform stall holders & patrons of the time limit changes within Somerset Street.			
Mover: Michael Lyon		Second: Alan Hunter	
Comments: Completed by Wilcox, Michelle (action officer) on 26 November 2021 at 1:43:50 PM - Works requests have been issued to the Deopt to install signs. Signs to be installed prior to Markets commencing.			

Res No	Report Title	Meeting Date	Completed Date
21-539	So Long, and Thanks for all the Fish Report: I2021/1819	25/11/2021 Directorate: Corporate and Community Services Officer: Adams, Vanessa	13/12/2021
Resolved that Council:			
1.	Acknowledges the work of staff and volunteer committee members in contributing to the achievement of the many wonderful outcomes during this term of council.		
2.	Provides a special thanks to my fellow councillors for the positive contributions, tireless efforts, and collegial manner they have approached decision-making to ensure the Byron Shire is a better place to live, work, and play.		
Mover: Paul Spooner		Second: Alan Hunter	
Comments:			
Completed by Adams, Vanessa (action officer) on 13 December 2021 at 11:47:16 AM - No action required by this NoM			

Res No	Report Title	Meeting Date	Completed Date
21-545	End of Term Report 2021	25/11/2021	6/12/2021
	Report: I2021/1685	Directorate: Corporate and Community Services	
		Officer: Sills, Heather	
	Resolved that Council notes the End of Term Report 2021 (E2021/129464).		
Mover: Sarah Ndiaye		Second: Cate Coorey	
Comments:			
Completed by Sills, Heather (action officer) on 06 December 2021 at 2:26:21 PM - End of Term Report published on Council's website.			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-547	Belongil Creek Entrance Opening Strategy (EOS) - Update on the EOS Review and Actioning of Resolution 21-298 <b>Report:</b> I2021/1107	25/11/2021	3/12/2021
		<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Dowsett, Chloe	
<b>Resolved</b> that Council:			
1.	Notes the outcomes of the preliminary review of the Belongil Entrance Opening Strategy (2019).		
2.	Notes that berm scraping has generally proven unsuccessful and will no longer be used as an option for entrance management at Belongil.		
3.	Notes that the current breach/water level management controls are workable but will need to rise in parallel with rise in ocean levels. Maintaining levels below a certain height will become increasingly hard to achieve in the future (when the entrance is both open and closed) due to sea level rise.		
4.	Endorses changes to the excavation depth for mechanical opening from 0.2m below water level to up to 0.5m below water level.		
5.	Notes that pilot channel of 3m wide across the beach berm does not include the width required for batter slopes of the channel, it is the channels base width.		
6.	Notes the outcomes of the preliminary assessment into Melaleuca Forest dieback within an area of the Belongil catchment and staff pursue a research project to: a) confirm how long the dieback has been occurring b) carry out soil and groundwater testing and monitoring to understand operating conditions c) confirm the extent of wetland recruitment in the catchment 6. Notes the outcomes of the preliminary assessment into Melaleuca Forrest dieback within an area of the Belongil catchment within former farming and grazing lands d) complete a catchment assessment to confirm that dieback in not occurring elsewhere in the catchment e) consider options for improved drain management and additional flooding to prevent prolonged drawdown of the water table		
7.	Notes that if items 1 to 4 recommended above are supported by Council, staff will amend the EOS and implement the changes effective immediately.		
<b>Mover:</b> Alan Hunter		<b>Second:</b> Jan Hackett	
<b>Comments:</b> Completed by Dowsett, Chloe (action officer) on 03 December 2021 at 10:33:59 AM - Action to be closed.			

Res No	Report Title	Meeting Date	Completed Date
21-553	Report of the Audit, Risk and Improvement Committee Meeting held on 21 October 2021 Report: I2021/1694	25/11/2021	1/12/2021
Directorate: Corporate and Community Services Officer: Keen, Alexandra			
Resolved that Council notes the minutes of the Audit, Risk and Improvement Committee Meeting held on 21 October 2021 (Extraordinary) at Attachment 1 (I2021/1645).			
Mover: Alan Hunter		Second: Michael Lyon	
Comments: Completed by Keen, Alexandra (action officer) on 01 December 2021 at 9:14:19 AM - Completed			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-554	Adoption of Minutes from Audit, Risk and Improvement Committee meeting of 19 August 2021 <b>Report:</b> I2021/1452 <b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Keen, Alexandra	25/11/2021	30/11/2021
<b>Resolved</b> that Council adopts the following Committee Recommendation:			
<b>Report No. 3.1 Adoption of Minutes from Audit, Risk and Improvement Committee meeting of 19 August 2021</b> File No: I2021/1452			
<u>Committee Recommendation 3.1.1</u>			
That the minutes of the Audit, Risk and Improvement Committee Meeting held on 19 August 2021 be confirmed <b>Mover:</b> Alan Hunter <b>Seconder:</b> Michael Lyon			
<b>Comments:</b> Completed by Keen, Alexandra (action officer) on 30 November 2021 at 11:53:20 AM - Completed			

Res No	Report Title	Meeting Date	Completed Date
21-555	Proposed ARIC Work Plan for 2022 <b>Report:</b> 2021/1578 <b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Keen, Alexandra	25/11/2021	30/11/2021
<b>Resolved</b> that Council adopts the following Committee Recommendation:			
<b>Report No. 4.1 Proposed ARIC Work Plan for 2022</b> File No: I2021/1578			
<u>Committee Recommendation 4.1.1</u>			
That the Audit, Risk and Improvement Committee approves the draft Audit Risk and Improvement Committee Work Plan for 2022 (E2021/120219) <b>Mover:</b> Alan Hunter <b>Seconder:</b> Michael Lyon			
<b>Comments:</b> Completed by Keen, Alexandra (action officer) on 30 November 2021 at 11:51:38 AM - completed			

Res No	Report Title	Meeting Date	Completed Date
21-556	Office of Local Government - Risk Management and Internal Audit for Local Councils in NSW: Guidelines <b>Report:</b> I2021/1451 <b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Keen, Alexandra	25/11/2021	30/11/2021
<b>Resolved</b> that Council adopts the following Committee Recommendation:			
<b>Report No. 4.2 Office of Local Government - Risk Management and Internal Audit for Local Councils in NSW: Guidelines</b> File No: I2021/1451			
<u>Committee Recommendation 4.2.1</u>			
That the Audit, Risk and Improvement Committee approves: i) the drafting of a submission to the Office of the Local Government on the Draft Risk Management and Internal Audit for Local Councils in NSW - Guidelines on behalf of Byron Shire Council, based on the matters at Attachment 3 (E2021/115947) and any further submissions from Audit, Risk and Improvement Committee members prior to 4 November 2021. ii) the consideration of the draft submission at the next Audit, Risk, and Improvement Committee meeting on 11 November 2021 prior to going to Council for endorsement on 25 November 2021. <b>Mover:</b> Alan Hunter <b>Seconder:</b> Michael Lyon			
<b>Comments:</b> Completed by Keen, Alexandra (action officer) on 30 November 2021 at 11:52:43 AM - Completed - submission drafted and lodged.			



# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-557	Report of the Biodiversity Advisory Committee Meeting held on 9 September 2021 <b>Report:</b> I2021/1684	25/11/2021	29/11/2021
<b>Directorate:</b> Sustainable Environment and Economy <b>Officer:</b> Chapman, Michelle			
<b>Resolved</b> that Council notes the minutes of the Biodiversity Advisory Committee Meeting held on 9 September 2021.			
<b>Mover:</b> Sarah Ndiaye		<b>Seconder:</b> Cate Coorey	
<b>Comments:</b> Completed by Chapman, Michelle (action officer) on 29 November 2021 at 9:50:14 AM - Noted			

Res No	Report Title	Meeting Date	Completed Date
21-559	Report of The Public Art Panel Meeting held on 21 October 2021 <b>Report:</b> I2021/1722	25/11/2021	18/12/2021
<b>Directorate:</b> Corporate and Community Services <b>Officer:</b> Firth, Melitta			
<b>Resolved:</b>			
1. That Council notes the minutes of the Public Art Panel Meeting held on 21 October 2021.			
2. That Council adopts the Panel's recommendation 4.1 to provide funding of \$1,000 for the installation of Emma Anna's work 'Imagine' by Creative Mullumbimby over three months of Summer 2021.			
<b>Mover:</b> Sarah Ndiaye		<b>Seconder:</b> Michael Lyon	
<b>Comments:</b> Completed by Firth, Melitta (action officer) on 18 December 2021 at 7:51:38 AM - Complete.			

Res No	Report Title	Meeting Date	Completed Date
21-565	St Oswalds Memorial Church, Broken Head	25/11/2021	7/12/2021
Report:		Directorate: Sustainable Environment and Economy	
		Officer: Burt, Shannon	
Resolved that, for the reasons set out below, the matter of St Oswald's Memorial Church, Broken Head be considered at this meeting notwithstanding that due notice of the matter has not been given.			
<i>I was not made aware of the potential sale of St Oswald's Church prior to the close of Notices of Motion for this meeting. The first community meeting was only held on the 14 November. It is time sensitive because expressions of interest close on the 14 December 2021 and we have no meeting prior for this to be addressed.</i>			
Mover: Michael Lyon		Seconder: Basil Cameron	
Comments:			
Completed by Burt, Shannon (action officer) on 07 December 2021 at 9:18:01 AM - noted see resolution 21-566			

# COMPLETED RESOLUTIONS REPORT

From: 1 October to 31 December 2021

Res No	Report Title	Meeting Date	Completed Date
21-566	Matter of Urgency - St Oswald Memorial Church, Broken Head <b>Report:</b>	25/11/2021	7/12/2021
		<b>Directorate:</b> Sustainable Environment and Economy	
		<b>Officer:</b> Burt, Shannon	
<b>Resolved</b> that Council:			
1.	Acknowledges the heritage significance of the St Oswald's Memorial Church in Broken Head by reference to its identification in Byron Shire Council's Local Environmental Plan Heritage Schedule.		
2.	Writes to the Anglican Diocese of Grafton to inform them of the heritage significance and Council's support for the community efforts to seek protection of this site as a community asset, including the RSL support for it to remain as a memorial to the three Broken Head soldiers who lost their lives in WW1.		
3.	Requests the Anglican Diocese of Grafton to place a restriction on the use of the land, for the purpose of preserving the church building on the site.		
4.	Investigates if there is information held by Council regarding the heritage significance, specifically the heritage inventory that was required for the LEP determination listing and make that available to the descendants and the local community.		
<b>Mover:</b> Jan Hackett		<b>Seconder:</b> Sarah Ndiaye	
<b>Comments:</b> Completed by Burt, Shannon (action officer) on 07 December 2021 at 9:21:06 AM - items complete			