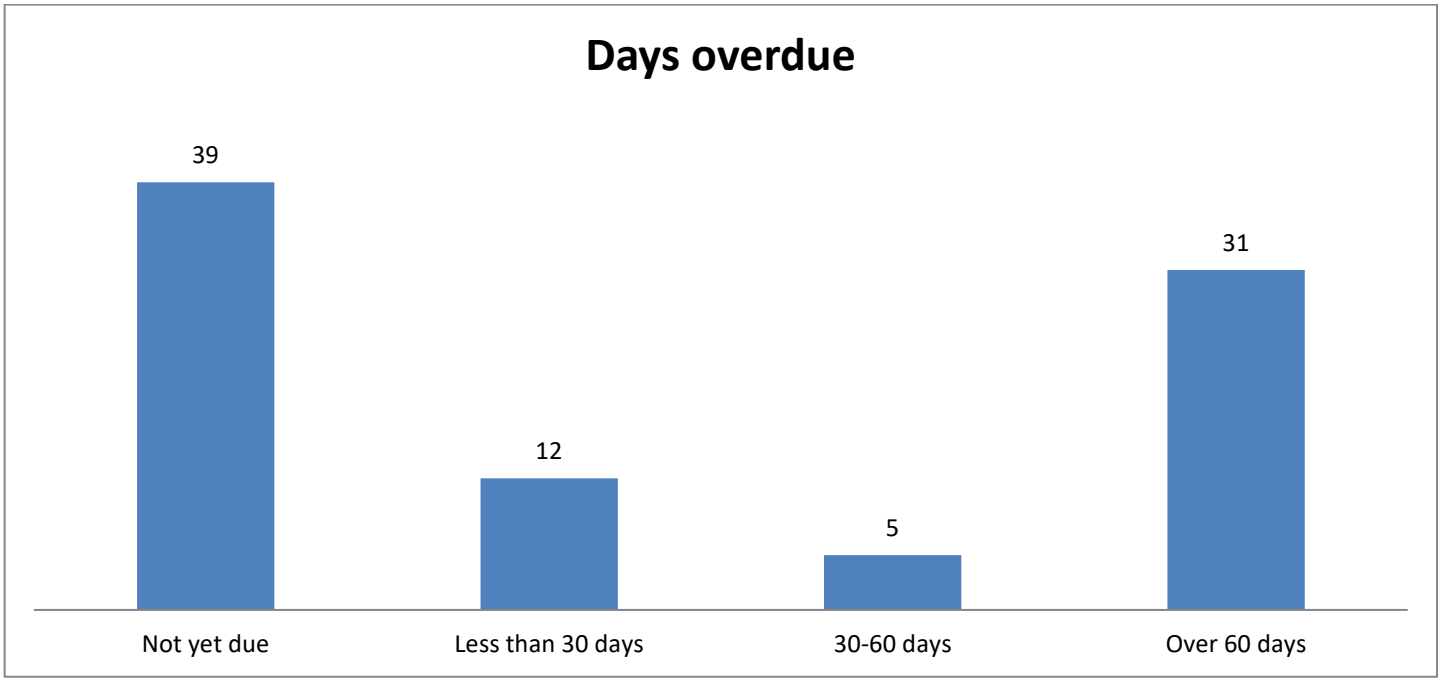
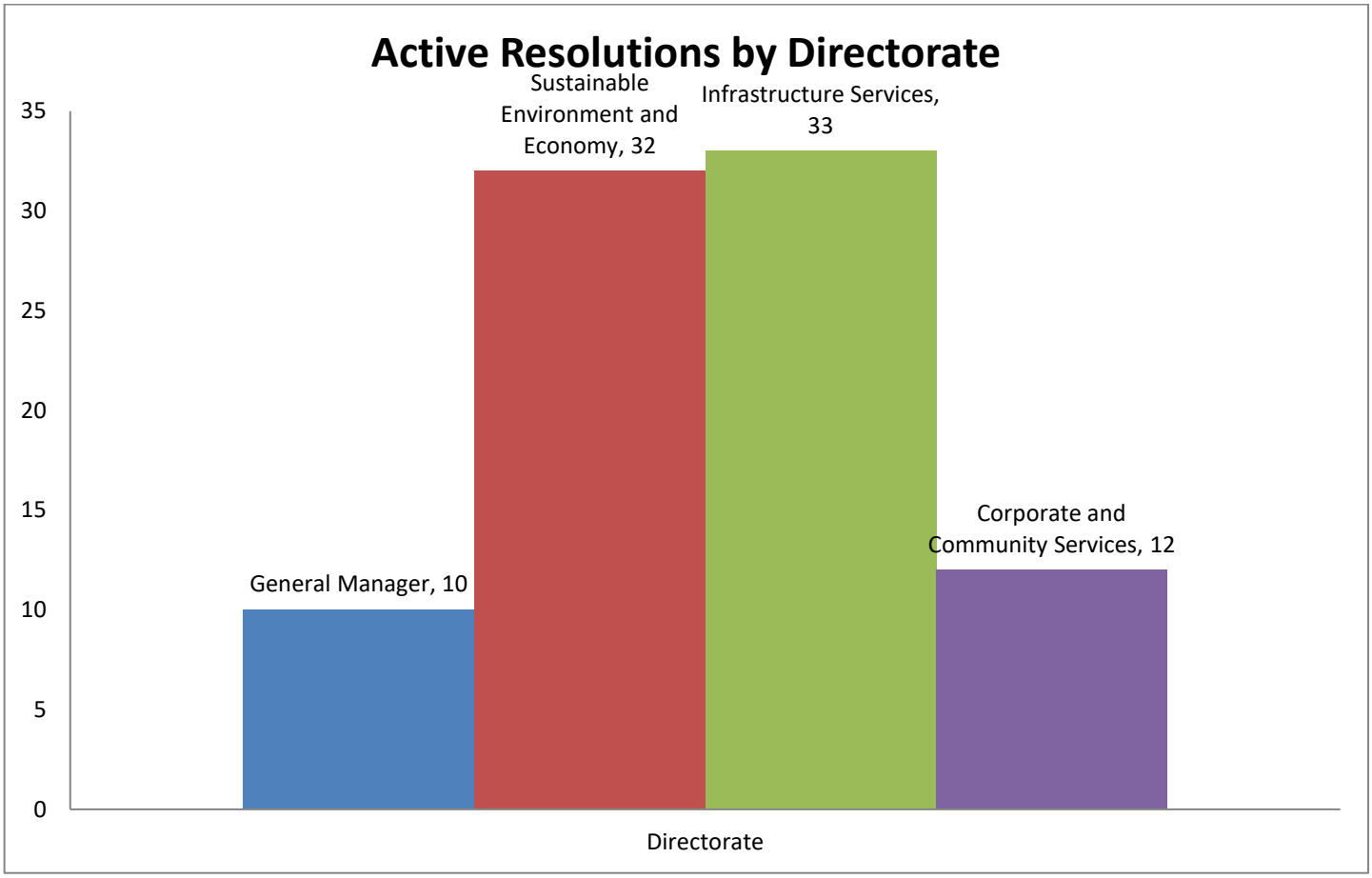
ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Total number of active resolutions as at 31 March 2022: **87**





ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
19-062	Butler Street Reserve Access During Byron Bay Bypass Construction	28/02/2019	1/04/2019

Report: I2019/47 **Directorate:** General Manager
Officer: McGarry, Claire

Resolved:

1. That Butler Street Reserve be closed to the public after the 7 July Community Market for a period of 6 months while the section of the Byron Bay Bypass (including the Somerset Street Roundabout and its western and southern legs and the area of works within Butler Street north of the roundabout) is constructed.

2. That lockable steel gates be installed at the entry points to the Reserve to restrict vehicle access during the closure period and during the 'no parking' periods overnight.

3. That staff provide market managers with any information available regarding viability of other potential relocation sites identified by the markets, including planning approvals required.

4. That staff ensure The Cav has all relevant approvals in place to host markets during the closure period, should that be required, and provide details to market managers regarding power and water access, amenities and traffic management plans for the site.

5. That the Butler Street Reserve be made available as a site compound for the Contractor for the duration of the closure and one (1) week after this section is constructed and open to traffic, to allow relocation of the site compound.

6. That staff continue to liaise with market managers to facilitate the return of markets to Butler Street Reserve once relocation of the site compound has occurred.

Cr Spooner was not present for the vote.

Mover: Michael Lyon **Seconder:** Alan Hunter

Comments:

17 Dec 2021 11:06am McGarry, Claire
Action 1- 5 completed. , Action 6 - Farmers Markets returned to site on 2 December 2021. Community Markets on hold pending site investigations.

Res No	Report Title	Meeting Date	Due Date
19-076	Railway Park rotunda location	28/02/2019	1/04/2019

Report: I2019/46 **Directorate:** General Manager
Officer: McGarry, Claire

Resolved:

1. That Council relocate the rotunda to the road reserve at Wordsworth St during the Railway Park construction period, unless it can be shown that moving it to Site B as part of the initial stage of construction results in overall cost savings for the project.

2. That Council nominate the permanent location of the Railway Park rotunda post construction identified as Site B in the report, as the permanent location for the rotunda.

3. That Council undertake an Expression of Interest process for the use of the rotunda by community groups as adopted in the Railway Park Plan of Management.

Mover: Paul Spooner **Seconder:** Jan Hackett

Comments:

17 Dec 2021 11:06am McGarry, Claire
Rotunda relocated successfully within Railway Park. Expression of Interest process not yet underway.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
19-137	West Byron - Alternate Zoning Plan	28/03/2019	30/06/2022

Report: I2019/384 **Directorate:** Sustainable Environment and Economy
Officer: Caras, Alex

Resolved that Council proceed with the preparation of a planning proposal to rezone the West Byron Urban Release Area as per the Alternate Zoning Map in Attachment 1 (#E2019/19623) for submission to the Department of Planning for gateway determination.

Mover: Michael Lyon **Seconder:** Sarah Ndiaye

Comments:

07 May 2019 2:36pm van Iersel, Rob
Draft Planning Proposal commenced, Consultant engaged 7 May to prepare updated zoning plans

26 Sep 2019 11:45am Burt, Shannon
Planning Proposal submitted to the DPIE 2/8/19.

26 Sep 2019 11:45am Burt, Shannon
Request from DPIE received 6/9/19 under consideration by staff.

27 Feb 2020 10:03am van Iersel, Rob
DPIE request indicates that E zone could only be applied with land owner consent. Without prejudice discussions have commenced with western land owner, associated with LEC proceedings, investigating the potential for an agreed solution around a revised subdivision proposal with a significantly reduced yield. Progress of draft PP should remain on hold pending further discussions to determine whether an agreed acceptable outcome might be possible.

03 Mar 2020 1:30pm van Iersel, Rob
Two 'without prejudice' meetings held with land owner & primary consultants. A proposal was tabled that significantly reduces subdivision yields and associated impacts. In-principal agreement to consider this proposal, potentially working toward agreed outcome to present to Court. Further 'without prejudice' meeting to be arranged with project consultants/ assessment officers to further discuss amended proposal.

14 Apr 2020 8:37am van Iersel, Rob
Without prejudice discussions ongoing with land owner (Harvest Development) re a significantly modified development - the rezoning is on hold pending the outcome of these discussions

18 Dec 2020 12:59pm van Iersel, Rob
First Subdivision DA (Villa World) now approved by L&E Court. Land owner to be contacted early in new year to discuss proposal to rezone the land to reflect the approved subdivision.

17 Feb 2021 1:59pm van Iersel, Rob
Following approval of first DA, contact made with land owner to discuss proposal to rezone undeveloped parts of the land to reflect extent of approval. Meetings arranged for mid to late Feb.

07 Apr 2021 11:31am van Iersel, Rob
Land owner agreed in principle to 'back zoning' to reflect subdivision approval. Report to be prepared and presented to Council Planning meeting with updated zoning maps and documentation to support change of zoning before end 2021.

22 Jun 2021 4:15pm van Iersel, Rob
Discussions continuing with land owner to refine zone changes. Report expected in second half of 2021.

13 Aug 2021 11:26am Burt, Shannon - Target Date Revision
Target date changed by Burt, Shannon from 29 April 2019 to 30 June 2022 - PP statutory requirements take at least 12 months to finalise upon receipt of a PP.

01 Sep 2021 1:31pm van Iersel, Rob
Landowner advises that modifications will be sought to Development Consent that will impact on proposed rezoning. Will advise when issues are resolved.

01 Sep 2021 1:38pm van Iersel, Rob - Reallocation
Action reassigned to Caras, Alex by van Iersel, Rob - Rob van Iersel leaving Council

15 Oct 2021 10:56am Burt, Shannon
DA 10.2017.201.2 subject to s 4.56 to Modify Staging, Timeframes and Consequential Amendments to modify Amended Proposal: Subdivision of Six (6) Lots into One Hundred and Forty Nine (149) Lots consisting of One Hundred and Forty Five (145) Residential Lots, Four (4) Large Residential Lots and dedication of residual land to Council for Public or Drainage Reserves. Planning Panel (PP) reference PPSNTH-96. Application under assessment and to reporting to PP October 2021.

07 Dec 2021 8:27am Burt, Shannon
PPSNTH-96 determined 4 November 2021. Staff to contact landowner about PP to back zone land.

31 Mar 2022 11:36am Caras, Alex
Alex Caras to follow up proposed zoning updates with Planit consulting in April.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
19-625	Acquisition and surrender of land - Byron pool complex	12/12/2019	30/06/2025

Report: I2019/1942 **Directorate:** General Manager
Officer: Meir, Matt

Resolved:

1. That Council acquire proposed lot 17 in the attached plan of subdivision (E2019/86293), with lot 17 to be vested in Council under the *Crown Lands Management Act 2016.*

2. That Council agree to dispose of proposed lot 15 in the attached plan of subdivision (E2019/86293) by surrendering it to the Crown under the *Crown Lands Management Act 2016*.

3. That Council note the Department of Planning Industry and Environment – Crown Land's support (S2019/8983) for acquisition and disposal at no cost for the land.

4. That Council authorise the affixing of Council's seal to the plan of subdivision and any associated section 88B instrument necessary to register resolutions 1 and 2 with NSW Land Registry Services.

Mover: Michael Lyon **Seconder:** Paul Spooner

Comments:

24 Mar 2020 1:38pm Meir, Matt
Development consent granted on 6 March 2020; Council now complying with consent conditions to allow for subdivision certificate to be granted.

26 Aug 2020 4:17pm Meir, Matt
Subdivision certificate approved on 17 August. Sent to Crown to execute deposited plan prior to registration.

22 Dec 2020 3:42pm Meir, Matt
Subdivision certificate lodged for registration with NSWLRS; Council has responded to one requisition

22 Dec 2020 3:50pm Meir, Matt - Target Date Revision
Target date changed by Meir, Matt from 13 January 2020 to 31 December 2021 - Reflects actual time needed for DA lodgement, assessment and determination, subdivision certificate lodgement, assessment and determination, and plan lodgement and registration with NSWLRS to create the lots, and then the vesting and surrender of lots between Council and Crown.

24 Aug 2021 12:27pm Meir, Matt
Crown to work through process for acquisition and vesting of land.

14 Sep 2021 11:36am Meir, Matt - Target Date Revision
Target date changed by Meir, Matt from 31 December 2021 to 30 June 2025 - Current lease to Fishheads doesn't end until June 2025

30 Mar 2022 2:20pm Meir, Matt
Parties still working through acquisition requirements.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
20-127	Mullumbimby-Byron Bay Rail Link	26/03/2020	1/04/2021

Report: I2020/407 **Directorate:** Infrastructure Services
Officer: Black, Therese

Resolved that Council:

1. Commence planning for a rail link connecting Mullumbimby and Byron Bay as part of a multi use activation of the rail corridor.

2. Incorporate the project as a key element of the draft Integrated Transport Strategy, which is supported by Park and Ride and other measures to promote active and public transport development within the Strategy.

3. Prepare an economic and social business plan including development of a governance framework to support the project.

4. Provide notice of the intention to establish a rail link to Infrastructure Australia, Infrastructure NSW, TfNSW and other relevant agencies to seek advice on funding criteria and project development.

5. Investigate Federal, NSW and other funding bodies to identify funding sources including, but not limited to tourism, infrastructure, transport and climate change mitigation/adaption grants with a priority focus on funding vegetation removal within the rail corridor.

6. Actively seek expressions of interest from potential operators interested in providing commuter shuttle and visitor oriented services.

7. Seek support including funding through Federal and NSW Ministers for Transport, Hon. Tamara Smith MP, Hon. Ben Franklin MLC and Hon. Justine Elliot MP.

8. Receive six monthly reports on progress.

9. The business plan be included in the 20/21 Operational Plan, forward Delivery Plans and draft budget.

10. Item 2 above be funded from the existing Integrated Transport Strategy budget.

11. Implement Actions 4, 5, 7 and 8 immediately and include as part of a rail link project in the 20/21 Operational Plan and forward Delivery Plans that includes item 6 above as an action as well as consideration of a budget for project management.

Mover: Basil Cameron **Seconder:** Simon Richardson

Comments:

09 Mar 2022 9:26am Black, Therese

1. Planning workshops were held in Nov 2020 and Mar 2021 with representatives from TfNSW along with other key NSW Government regional departments. Future workshops to be confirmed.,
2. Completed - Council has incorporated the activation of the Rail Corridor into the draft Integrated Transport Strategy as a key element.,
3. On Hold – staff had commenced preliminary work on the potential governance framework. However, there are many factors that will influence the final governance model. Dan Champness TfNSW confirmed during the workshop on 5 March 2021 that the Government will have the major influence over the final Governance model. Awaiting further guidance form TfNSW.,
4. Completed – Letters to the above were sent on 19 June 2020. A single response was received from Chris Hanger, noting the government will require the following; evidence of a viable and sustainable business model; have undertaken effective community consultation and engagement with adjacent landholders that demonstrates overwhelming community support; and have addressed issues relating to potential biosecurity concerns.,
5. Ongoing - currently no funding opportunities have been identified to support this "Rail with Trail" project. However, ongoing consultation with TfNSW will support the final funding model. It is worth noting that Lismore Council recieved $9.9m in funding from BBRF6 in 2021 to construct their Rail Trail from Bentley to Eltham Hotel.,
6. To be commenced concurrently or after the detailed engineering assessment work activity.,
7. Letters have been sent. No responses received.,
8. Ongoing - Quarterly progress report to be issued to Council. The cycle is actually every quarter due to the requirement of the Operations Plan.,
9. Completed - included in the 20/21 Operational Plan,
10. Completed - Incorporated the activation of the rail corridor into the Integrated Transport Strategy, together with recommended projects and actions, and will continue to be funded from the existing Integrated Transport Strategy.,
11. Items 4, 5, 7 and 8 are variously completed or in progress. Item 6 - a budget allocation was considered at several quarterly reviews in FY2021 and 21/22 with no budget applied to this project.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
20-413	Brunswick Heads Parking Scheme Review	27/08/2020	30/06/2022

Report: I2020/1010 **Directorate:** Infrastructure Services
Officer: Weallans, Kirk

Resolved:

1. That in relation to consideration of proposed Parking Scheme changes within Brunswick Heads, Council:
   a) Note the recommendations in the TPS Report - Brunswick Heads Parking Scheme Review 2020 (E2020/29468) including the recommendation "that Council should undertake a cost/benefit analysis with the objective to introducing metered parking into Brunswick Heads in order to address the capacity and compliance issues identified in this project"; and
   b) Defer consideration of any changes to the Brunswick Heads Parking Scheme until the March 2022 Ordinary Council meeting due to the current impacts of the COVID-19 crisis.
   c) Continue to monitor parking demand within Brunswick Heads and parking occupancy rates within the existing 1P and 2P time limited areas and the area east of South Arm Bridge; and
   d) Not introduce pay parking to the CBD and Beach Precincts as identified in Figure 1.1b and Table 1.2b until parking occupancy rates return to 90% within the CBD Precinct.

2. That the report to the March 2022 Ordinary in response to the Recommendation from the TPS Report - Brunswick Heads Parking Scheme Review 2020 (E2020/29468) include a cost/benefit analysis and implementation plan for the introduction of a Pay Parking Scheme for Brunswick Heads incorporating:
   a) Delivery Program;
   b) Meter and sensor layouts;
   c) Relevant time limit modifications;
   d) Signs and line plan;
   e) Permit system;
   f) Business case with recommended pay parking fee rate and months over which the pay parking scheme should operate; and
   g) Media and communications plan

Mover: Sarah Ndiaye **Seconder:** Paul Spooner

Comments:

02 Dec 2021 11:32am Flockton, James
1(a) Noted, 1(b) Noted. Time changes approved under separate resolution., 1(c) Noted. Monitoring continuing., 1(d) Noted., 2 - Report to be prepared for March 2022 Ordinary meeting. Resolution cannot be closed until this report is complete. Staff have had further meetings with Brunswick Heads community in respect of requested modifications to some time limits as part of Resolution 21-099 to trial prior to reporting to Council in March 2022., Recruitment of a new Traffic Engineer may delay this report. Further this report needs to be linked to the report that is required under resolution 21-442.

29 Mar 2022 10:37am Weallans, Kirk - Target Date Revision
Target date changed by Weallans, Kirk from 24 March 2022 to 30 June 2022 - Target date revised due to the impact of significant weather events on business as usual activities.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
20-448	Bus Shelter & Bus Stop Strategic Planning	27/08/2020	31/12/2021

Report: I2020/1080 **Directorate:** Infrastructure Services
Officer: Rintala , Mikko

Resolved:

1. Undertake further investigations including direct community consultation targeted at school bus passengers, bus operators and other public transport users as well as a 'Have Your Say' process to identify bus shelter/bus stop needs and identification of safety issues for passengers and operators at all locations along bus routes.

2. Advertise for expressions of interest for a group that are able to meet requirements to manage and ensure compliance of the bus shelters at Huonbrook, Main Arm and Montecolum on Council's behalf.

Mover: Basil Cameron **Seconder:** Sarah Ndiaye

Comments:

03 Sep 2021 2:58pm Pearce, Andrew
1. Have Your Say and consultation process complete. Reported to and endorsed by Council (Res21-245), 2. Noted, advertisement being prepared.

29 Sep 2021 10:54pm Elford, Evan
Target date 31 December 2021 - To provide time to complete item 2.

23 Dec 2021 1:23pm Rintala, Mikko
2. Further clarity is being sought in regards to minimising the risk to Council prior to expression of interest being sent out.

Res No	Report Title	Meeting Date	Due Date
20-572	MURC Bayshore Dr to Tyagarah	22/10/2020	23/11/2020

Report: I2020/1560 **Directorate:** Infrastructure Services
Officer: Soulsby, Christopher

Resolved:

1. That Council prioritises the section of rail corridor between Bayshore Drive and Tyagarah for investigation into the alternatives including multi use.

2. That Council seeks community and local Land Care support to carry out environmental works on the rail corridor between Bayshore Drive and Tyagarah for removal of unwanted vegetation

3. That Council seeks funding for the clearing of the vegetation on the line

4. That Council, when funding is available, commissions a structural assessment and cost estimate of a sample of the timber bridges suitable for facilitating movement up to a weight that can support light rail and very light rail options outlined in the MURC.

Mover: Simon Richardson **Seconder:** Sarah Ndiaye

Comments:

09 Mar 2022 9:42am Black, Therese
1. Further prioritization beyond Part 1 of Res 20-127.,
2. Advice has been sort from senior regional TfNSW officers, Dan Champness and Vicki Oszko. Whilst no response has been received to date it is expected this matter can be further raised at the next planned workshop (awaiting TfNSW to confirm workshop date).,
3. As per Part 5 Res 20-127.,
4. As per Part 11 Res 20-127, no funding has been allocated to undertake this engineering assessment.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
20-686	Final Residential Strategy including submissions review report	10/12/2020	31/12/2021

Report: I2020/819 **Directorate:** Sustainable Environment and Economy
Officer: Hancock, Natalie

Resolved:

1. That Council does not support the following land being included as an 'investigation area' in the final draft Residential Strategy:

   a) Lot 1 DP1256460, 152 Stuart Street, Mullumbimby due to high hazard flooding and contamination constraints

   b) any further expansion to that part of Lot 350 DP 755695 located on Ewingsdale Road, Byron Bay (Strategy investigation area '10'), as exhibited in August 2019

2. In relation to recommendation '1.', that Council advise the respective landowners/consultants of Council's decision and the reasons for excluding the above land from the Strategy.

3. That Council notes the following updates made in relation to the draft Strategy 'investigation areas' and other sections:

   a) strategy investigation area '5', comprising Lot 1 DP803292, Lot 2 DP1256460, Lot 2 DP803292, Lot 4 DP837851, Lot 5 DP1111848; 124, 127 and 130 – 134 Station Street, Mullumbimby, is identified only for a review of minimum lot size provisions and not a zone change due to flooding and access limitations, and is to be included in the Saltwater Creek Precinct structure planning process

   b) the inclusion of "acoustic impacts" in Strategy Action '9' Saltwater Precinct structure plan considerations, in relation to traffic management

   c) inclusion of the following additional wording in the profile for Investigation Area 10 (Part of Lot 350 DP 755695, Ewingsdale Road, Byron Bay in Appendix C): "*final development footprint will be determined following further flood assessment. Any variations must be in accordance with the North Coast Regional Plan Urban Growth Area Variation Principles (Appendix A) and will need to be considered and justified through a strategic planning or rezoning process. Only minor and contiguous variations to urban growth areas in the coastal strip will be considered due to its environmental sensitivity and the range of land uses competing for this limited area*"

   d) the Residential Strategy updates outlined in this report's 'Table 2: Summary of key strategy revisions to reflect the outcomes of consultation' and Council's more recent work in the affordable housing, local character and infrastructure planning spaces

   e) the additional reader information on how the Residential Strategy has been revised, which will be removed from the final version when submitted to NSW Department of Planning, Industry & Environment for endorsement.

4. That Council adopts the Residential Strategy as contained in Attachment '6' (E2020/5277) and forward to the NSW Department of Planning, Industry & Environment for final endorsement together with the Background Report (Attachments '1' and '7', E2020/37962 and E2020/91141 respectively) with the following land inclusion as an investigation area for two dwellings:

   a) Lot 285 DP 1198641, 64 Corkwood Crescent, Byron Bay

5. That Council delegates authority to the Director Sustainable Environment & Economy, through the General Manager, to amend the Residential Strategy in relation to any consequential (non-policy) and/or other minor editorial amendments required for clarity or accuracy, prior to submitting to Department of Planning & Environment for final endorsement.

Mover: Simon Richardson **Seconder:** Alan Hunter

Comments:

15 Feb 2022 8:37am Hancock, Natalie
The Department of Planning, Industry and Environment's PDU have provided a letter (E2022/6004) with final recommendations on the Residential Strategy Peer Review.

23 Mar 2022 1:58pm Hancock, Natalie
The Department of Planning and Environment final recommendations on the Residential Strategy Peer Review undertaken in 2021 will be considered along with key learnings from the recent flood to refresh Residential Strategy. A further report will be provided to Council on how this could be undertaken.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
20-691	PLANNING - Review of Planning Controls for Rural Tourist Accommodation **Report:** I2020/1810 **Directorate:** Sustainable Environment and Economy **Officer:** Caras, Alex	10/12/2020	1/03/2021

Resolved that Council:

1. Requests staff to prepare a planning proposal to amend Byron Local Environmental Plan 2014 and a draft amendment to Byron Development Control Plan 2014, to accord with the recommendations of the Review of Planning Controls for Rural Tourist Accommodation in Attachment 1 (E2020/94209).

2. Authorises staff to submit the planning proposal to the Department of Industry and Environment for Gateway determination.

3. Pending gateway determination, undertakes public exhibition of the planning proposal and development control plan amendment and consult with government agencies as required by the gateway determination; and

4. Receives a report outlining the public exhibition outcomes.

5. Supports the use of the amendments in point 1 as drafted by staff as guiding principles for assessment of Rural Tourist Accommodation until such time as the amendments are finalised.

6. Requests staff to complete a review of the current developer contributions regime as it applies to Rural Tourist Accommodation and receive a report on the outcomes.

Mover: Michael Lyon **Seconder:** Basil Cameron

Comments:

18 Dec 2020 8:25am Burt, Shannon
1 Planning proposal and DCP amendment under preparation by staff., 2 & 3 & 4 dependent on 1 being completed, 5 Noted and relevant staff advised of resolution, 6 Review of developer contributions to commence early 2021

18 Dec 2020 3:24pm Grant, Ben - Target Date Revision
Target date changed by Grant, Ben from 11 January 2021 to 01 March 2021 - 1. Planning proposal and DCP amendment under preparation by staff., 2 & 3 & 4 dependent on 1 being completed, 5 Noted and relevant staff advised of resolution, 6 Review of developer contributions to commence early 2021

22 Jun 2021 1:46pm Burt, Shannon
Report also needs to consider the outcomes of the State Government Planning Amendments for Agriculture which propose a number of land use changes to support tourist accommodation on rural land. Reported to 13 May Planning meeting.

23 Dec 2021 9:41am Burt, Shannon
The DPIE is still considering feedback from the exhibition of the EIE for the proposed SEPP. Council's submission raised concerns about this proposed changes. There has been no further communication or update to councils on this SEPP ir submissions made. Staff are to include changes to the DCP in the next housekeeping amendment to address this resolution.

23 Dec 2021 9:45am Burt, Shannon - Reallocation
Action reassigned to Caras, Alex by Burt, Shannon - See comments re DCP housekeeping amendment.

27 Jan 2022 3:57pm Caras, Alex
Actions to be considered in next DCP & LEP Housekeeping reviews in 2022.

29 Mar 2022 4:11pm Caras, Alex
Review of priority actions commenced.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
20-720	Tallowood Ridge Reserve	17/12/2020	18/01/2021

Report: I2020/1938 **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 **Seconder:** Simon Richardson

Comments:

31 Dec 2020 3:17pm Holloway, Phillip
Manager Open Space and Resource Recovery to prepare letter to land owners to confirm intent of resolution and way forward.

02 Jun 2021 8:05am Robertson, Malcolm - Reallocation
Action reassigned to Soulsby, Christopher by Robertson, Malcolm - Determination of future classification, use, and works required prior to bringing this land into public ownership need to be undertaken as part of the assessment of the DA for stage 9.

22 Sep 2021 12:14pm Soulsby, Christopher
The developer has proposed to dedicate this land in DA 10.2020.109.1., Plan E2021/117731 show the land to be dedicated., Item 1 of the resolution is complete. , Item 2 of the resolution is complete., The resolution can be reallocated back to Manager Open Space for preparation of the Plan of Management upon dedication.

25 Oct 2021 8:20am Soulsby, Christopher - Completion
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.

24 Feb 2022 7:38pm Sills, Heather
Closure not supported by Council. See resolution 22-044.

24 Feb 2022 7:39pm Sills, Heather - Completion
Uncompleted by Sills, Heather - target date changed to 18 January 2021

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-098	Myocum Quarry status and rehabilitation update	25/03/2021	28/02/2022

Report: I2021/226 **Directorate:** Infrastructure Services
Officer: Elford, Evan

Resolved that Council adopt the following Committee Recommendations:
Report No. 4.3 Myocum Quarry status and rehabilitation update
File No: I2021/226
Committee Recommendation 4.3.1

1. That Council recognises its obligations in respect of the management and rehabilitation of Myocum Quarry.
2. That this issue be the first item on a future Agenda to the Water, Waste and Sewer Advisory Committee and include a site visit.

Mover: Simon Richardson **Seconder:** Basil Cameron

Comments:

31 Mar 2022 10:32am Elford, Evan
item 1 complete, Item 2 - report prepared and presented to ET next step to report to committee at next available opportunity

Res No	Report Title	Meeting Date	Due Date
21-099	Brunswick Heads Parking Scheme Review	25/03/2021	30/06/2022

Report: I2021/281 **Directorate:** Infrastructure Services
Officer: Weallans, Kirk

Resolved:

1. That Council adopts the Preferred Layout, Figure 4 (as per attachment 2 - E2021/34931) and with the adjustments in 2, 3, and 4 below and implements the proposed parking time limits once approved by the Local Traffic Committee.

2. That Council allocates 4 car parking spaces adjacent to the Brunswick Heads SLSC for club use and 4 parking permits once approved by the Local Traffic Committee.

3. The 2P limit in Zone 1 on Tweed Street should be extended to Booyun Street. This is due to demand for parking in this area surrounding the IGA

4. The 4P Zone 2 should be extended north on Tweed Street adjacent to the real estate agent's office*The amendment was put to the vote and declared carried.*

Mover: Simon Richardson **Seconder:** Sarah Ndiaye

Comments:

03 Sep 2021 3:00pm Pearce, Andrew
Project is being progressed. On going consultation is occurring between Council and the Chamber of Commerce. To be reported back to LTC for comment.

03 Sep 2021 3:02pm Pearce, Andrew - Target Date Revision
Target date changed by Pearce, Andrew from 31 July 2021 to 30 December 2021 - to enable sufficient time for addition consultation with key stakeholders and reporting back to LTC.

29 Sep 2021 10:56pm Elford, Evan
staff have met with community to review and consider some requested changes prior to implementation

29 Mar 2022 10:37am Weallans, Kirk - Target Date Revision
Target date changed by Weallans, Kirk from 25 March 2022 to 30 June 2022 - Target date revised due to the impact of significant weather events on business as usual activities.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-181	PLANNING - 26.2021.1.1 Planning Proposal to permit Community Title & R5 Large Lot Residential Development - 53 McAuleys Lane, Myocum **Report:** I2021/474 **Directorate:** Sustainable Environment and Economy **Officer:** Daniels, Steve	10/06/2021	12/07/2021

Resolved that Council:

1. Accept the applicant's letter of offer to enter into a Voluntary Planning Agreement (VPA) (Attachment 6 E2021/69988) with Council as part of this planning proposal subject to the letter of offer being amended to include:

   a) Safety upgrades to accommodate pedestrian and cycle links from the development site to Mullumbimby Road.
   b) Integration of pedestrian and cycle links with the proposed McAuleys Lane / Mullumbimby Road intersection upgrade.
   c) provision of a slip lane for turning into Saddle Road from Mullumbimby Road that provides better safety and access for cyclists, pedestrians, and all road users.

2. Require that a draft VPA be prepared in accordance with the amended letter of offer.

3. Amend the Planning Proposal (Attachment 1 E2021/72620) to reflect the recommendations contained in this report and as shown below:

   a) Reposition the northern boundary of the proposed R5 zone to ensure no encroachment within the required ecological setback areas for the riparian zone and freshwater wetland in the north of the site (i.e. 20m from the top of the stream bank or wetland edge); and

   b) Make consequential amendments to the minimum lot size map and subdivision concept plan.

4. Forward the amended planning proposal to the NSW Department of Planning, Industry and Environment for a Gateway determination.

5. Prior to public exhibition, update the stormwater and onsite waste management assessment reports to reflect maximum development that assumes dual occupancy dwellings on proposed lots.

6. Undertake public exhibition of the planning proposal in accordance with the Gateway determination requirements.

7. Consider a submissions report post-exhibition that includes any recommended changes to the planning proposal for final adoption.

Mover: Basil Cameron **Seconder:** Cate Coorey

Comments:

31 Mar 2022 3:55pm Daniels, Steve
Gateway Determination received (E2021/135083). Details VPA to be finalised and endorsed by Council prior to exhibition.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-188	Update on Resolution 20-664 (Lot 12 Bayshore Drive)	13/05/2021	30/06/2022

Report: I2021/377 **Directorate:** Sustainable Environment and Economy
Officer: FitzGibbon, Andrew

Resolved that Council:

1. Endorses the revised masterplan prepared by Creative Capital (Attachment 1) alongside the Lot 12 Site Strategy and Urban Design Protocol as the basis for the Lot 12 Bayshore Drive future planning proposal and development applications.

2. Authorises staff to prepare and lodge a development application for a three (3) lot subdivision over Lot 12 Bayshore Drive, Byron Bay, as per the Lot 12 subdivision concept plan (refer Attachment 3 Concept Plan).

3. Authorises the sale of that part of Lot 12 in DP 1189646, being the land marked 'Lot 1' (Land) in the Concept Plan (refer Attachment 3) to Creative Capital, subject to Council endorsing the valuation determined by the process in part 4a) to determine the sale price, prior to commencing the process set out in part 4b) and upon reaching an agreement on sale price and terms with Creative Capital to reaching agreement on sale price and terms.

4. For the purposes of resolution part 3, authorises the General Manager to:

   (a) obtain an acceptable valuation (consistent with Council's land acquisition and disposal policy) for the Land to determine its sale price;

   (b) reach agreement with Creative Capital on price and terms for the sale;

   (c) execute any document on Council's behalf necessary to complete the sale; and

   (d) do anything else reasonably necessary to complete the sale.

5. Agrees to revenue derived from the above sale being quarantined to the Council reserve titled 'Property Development Reserve – Lot 12 Bayshore Drive'.

6. Notes that staff will prepare and forward a Lot 12 planning proposal as per the Masterplan to the Department of Planning Industry and Environment (DPIE) for the purpose of obtaining a gateway determination from DPIE, and that Council then exhibit the Planning Proposal as required by DPIE.

Mover: Cate Coorey **Seconder:** Michael Lyon

Comments:

10 Mar 2022 10:18am FitzGibbon, Andrew
1 - Noted - no direct action required, 2 - In progress - subdivision application to be prepared, 3 - Complete - valuations reported to Council on 28 Oct 2021, 4 - In progress, 5 - Noted - pending sale of Lot 1, 6 - In progress - Planning Proposal application being drafted

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-221	Multiple Occupancies and Rural Workers Cottages	24/06/2021	31/03/2022

Report: I2021/870 **Directorate:** Sustainable Environment and Economy
Officer: Burt, Shannon

Resolved 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.

Mover: Sarah Ndiaye **Seconder:** Michael Lyon

Comments:

13 Aug 2021 11:51am Burt, Shannon
1 and 2 staff to prepare report, 3 staff to revisit the issue with state agencies as part of RLUS review

13 Aug 2021 11:53am Burt, Shannon - Reallocation
Action reassigned to Burt, Shannon by Burt, Shannon

13 Aug 2021 11:53am Burt, Shannon - Target Date Revision
Target date changed by Burt, Shannon from 26 July 2021 to 31 March 2022

15 Oct 2021 11:20am Burt, Shannon
Staff update report to be presented to planning meeting 4 November 2021.

08 Nov 2021 10:07am Burt, Shannon
superseded by resolution 21-498

08 Nov 2021 10:08am Burt, Shannon - Completion
Completed by Burt, Shannon (action officer) on 08 November 2021 at 10:08:00 AM - superseded by resolution 21-498

24 Feb 2022 7:41pm Sills, Heather - Completion
Uncompleted by Sills, Heather - target date changed to 31 March 2022

31 Mar 2022 3:20pm Scott, Noreen
update report to April Planning meeting

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-222	Petition Regarding Safety Concerns in Paterson Street Byron Bay - Received from Paterson Street Residents - 59 Signatures **Report:** I2021/985 **Directorate:** Infrastructure Services **Officer:** Provis, Joshua	24/06/2021	27/05/2022

Resolved that Council:

1. Notes the significant community concern relating to pedestrian, cyclist, traffic and parking conflicts along Paterson Street and the associated Road Safety impacts;

2. To ensure a clear and accurate understanding of the extent of the conflicts, and to ensure a high level of road safety is maintained across our road network, resolves to undertake the following, with a particular focus on Paterson Street between Bangalow Road and Ruskin Street:
   a) undertakes a movement and parking assessment to identify the scope of the problem within Paterson street, Byron Bay,
   b) prepares a plan to be reported to Council that identifies solutions

Mover: Cate Coorey **Seconder:** Basil Cameron

Comments:

02 Dec 2021 1:14pm Pearce, Andrew

1. Noted., 2 (a) to be part of Movement and Place study., Actions:, - TfNSW are undertaking a speed zone review, - Traffic counters were installed during the last week of November for 2 weeks and to be installed again late January 2022., - A relocatable speed radar sign has been installed and is collecting data during Nov & Dec 2021., 2 (b) plan and costing to be prepared early 2022 once traffic count data and speed zone review results are known.., The following steps are planned to progress this resolution:

Res No	Report Title	Meeting Date	Due Date
21-224	Former South Byron Sewage Treatment Plant - Sewage Treatment Ponds and Stage 2B Remediation Completion **Report:** I2021/640 **Directorate:** Infrastructure Services **Officer:** Bourke, Nikki	27/05/2021	27/05/2022

Resolved:

1. That the following studies be undertaken for the former South Byron Sewage Treatment Plant tertiary ponds:
   a) A detailed site investigation for the sewage ponds to characterise the contamination risk; and
   b) An options and cost-benefit assessment to mitigate risks associated with retaining the sewage ponds.
2. That the recommendations from the above studies be reported to Council.

Mover: Michael Lyon **Seconder:** Basil Cameron

Comments:

28 Mar 2022 1:40pm Bourke, Nikki

Fencing complete. Data gap assessment and indicative sampling analysis and quality plan complete. RFQ issued for detailed site investigation and options assessment.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-234	Byron Shire Rail with Trail (Update)	24/06/2021	26/07/2021

Report: I2021/794 **Directorate:** Infrastructure Services
Officer: Black, Therese

Resolved:

1. That Council continues to work with Transport for NSW on the delivery of outcomes articulated in Resolutions 20-127 and 20-572 and requests that TFNSW expedites a workshop meeting.

2. Seek TFNSW funding to clear vegetation from the rail corridor

3. Proactively engages with state and federal governments regarding funding for multi-use activation of the rail corridor.

Mover: Basil Cameron **Seconder:** Cate Coorey

Comments:

09 Mar 2022 9:39am Black, Therese

1. Council is continuing to work with Transport for NSW on the delivery of outcomes articulated in Resolutions 20-127, 20-572 and 21-389. Awaiting confirmation from TFNSW to hold the third collaborative workshop/meeting. No response to our requests have been received.,
2. Discussions with TFNSW to fund the clearing of vegetation from the rail corridor. No funding source has been identified.,
3. Ongoing - state and federal governments grant funding opportunities are being sought for multi-use activation of the Byron shire rail corridor.

Res No	Report Title	Meeting Date	Due Date
21-236	Local Roads and Community Infrastructure - Phase 3 grant options	24/06/2021	31/01/2022

Report: I2021/957 **Directorate:** Corporate and Community Services
Officer: Johnston, Donna

Resolved that Council:

1. Endorses the nomination of Mullumbimby Recreation Precinct ($460,140) and Gilmore Crescent ($1million) for Local Roads and Community Infrastructure Program Phase 3.

2. Receives a report should the projects under Local Roads and Community Infrastructure Program Phase 3 require additional funding support.

3. Seeks a variation for Local Roads and Community Infrastructure Phase 2 and removes Mullumbimby Recreation Grounds car park and dog park and reallocates $208,882 funding towards Lighthouse Road/Clarkes Beach Reflections Stormwater Diversion.

4. Receives a report on Butler Street Reserve addressing issues raised in public access, including contamination investigation status update from the EPA, and outlining options and approval pathways

Mover: Jeannette Martin **Seconder:** Cate Coorey

Comments:

06 Dec 2021 2:03pm Johnston, Donna - Target Date Revision

Target date changed by Johnston, Donna from 29 October 2021 to 31 January 2022 - Funding nominations not due until end January 2022.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-239	Mullumbimby Future Water Strategy	24/06/2021	30/05/2022

Report: I2021/781 **Directorate:** Infrastructure Services
Officer: Baulch, Dean

Resolved that Council adopts the following Committee Recommendations:

Report No. 4.1 Mullumbimby Future Water Strategy
File No: I2021/781

Committee Recommendation: 4.1.1

That Council:

1. Recognises that for the Mullumbimby township there are 2 water supply issues being considered at the moment, one being a potential drought next summer and the other being the long-term future water supply strategy.

2. Undertakes works to complete the connection of the emergency supply to the rest of Mullumbimby.

3. In relation to a long term strategy, firms up the management options including recognising the environmental impacts of each option, inclusive of impacts of Rous's own options (for options that use Rous water).

4. Aims to produce a draft long-term strategy to go to a Strategic Planning Workshop with a view to putting the strategy on public exhibition.

Mover: Sarah Ndiaye **Seconder:** Paul Spooner

Comments:

31 Mar 2022 2:24pm Clark, Cameron
1) Staff notes committee recommendation 4.1.1 (1) , 2) Design spec currently being undertaken by Consultant , 3) Report has been drafted and will be reported to April Council meeting , 4) Forms part of the IWCM/SBP currently being undertaken by Consultant

Res No	Report Title	Meeting Date	Due Date
21-240	s7.11 and s7.12 Contributions Review	24/06/2021	26/07/2021

Report: I2021/994 **Directorate:** Infrastructure Services
Officer: Soulsby, Christopher

Resolved that Council:

1. Be provided with a report by February 2022 reviewing the s7.11 and s7.12 contribution policies and providing options for amendment, including addressing:
   a) whether the separate s7.12 policy is working as envisaged, and in the best interests of our community, since development contributions were split into s7.11 and s7.12.
   b) whether the s7.12 policy and its current levels of contribution are 'fit for the future' given the current and predicted influx of larger DAs in the shire's non-residential areas.
   c) whether the s7.12 policy adequately covers the range of civic infrastructure facing increasing demands from non-residential development.
   d) whether the current s7.12 policy's failure to collect contributions for the road network be amended as non-residential development generates further demands on roads.
2. Be provided with a report by November 2021 which outlines the scope of the review above and flagged in the staff report.
3. Notes the proposed review for the contributions plan and considers the following within the scope of such a review:
   a) strategic directions contained in town and village masterplans
   b) potential for contributions toward public transport infrastructure
   c) movement and place framework
   d) changes in community expectations due to the COVID pandemic, as to the use of public space and priority infrastructure

Mover: Michael Lyon **Seconder:** Sarah Ndiaye

Comments:

22 Sep 2021 11:09am Soulsby, Christopher
The resolution is being actioned in the context of the review or the contributions system being undertaken by the NSW Department of Planning. A report on this matter will be presented to the November meeting of Council.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-246	Beach Signage	24/06/2021	31/03/2022

Report: I2021/703 **Directorate:** Infrastructure Services
Officer: Robertson, Malcolm

Resolved:

1. That Council notes actions to date in response to beach access safety signage audit

2. That Council notes updated beach access signage descriptors will utilise recognised naming protocols for respected beaches, including;

Location of Beach Access	Descriptor
Dening Park East	Main Beach - Dening Park East
Dening Park West	Main Beach - Dening Park West
Jonson Street Car Park	Main Beach - Jonson Street Car Park
Cowper Street	Main Beach - Cowper Street
Belongil - Elements Access	Belongil Beach North

3. Council staff explore opportunities for beach wayfinding signage across the shire

4. Council staff provide a future report to Council seeking to clearly delineate geographical boundaries and names for beaches within the Shire.

Mover: Jan Hackett **Seconder:** Paul Spooner

Comments:

30 Jun 2021 9:18am Robertson, Malcolm
Beach Access signage as detailed within the report is now being manufactured for installation., Council staff are exploring opportunities for beach wayfinding signage across the shire, and seeking historic details on geographical boundaries and names for beaches within the Shire.

09 Aug 2021 11:14am Robertson, Malcolm
Updated beach access signage descriptors have been assigned to signs and these will be installed in August., , Council staff are explore opportunities for beach wayfinding signage across the Shire and will be implementing this as reasonable practical., Staff have invited input from Byron Historical Society and Arakwal Board as to the historical names and associated geographical boundaries for beaches within the Shire.

09 Aug 2021 11:18am Robertson, Malcolm - Target Date Revision
Target date changed by Robertson, Malcolm from 26 July 2021 to 30 October 2021 - Input from key external stakeholders is required.

30 Sep 2021 1:28pm Robertson, Malcolm
Updated Beach Access Signs have been installed at 11 locations. Staff are finalising recommendations for beach wayfinding signage.

17 Dec 2021 10:28am Robertson, Malcolm
Former Cr. Hackett has identified concern with current anecdotal recognition of the footprints of Belongil and Main Beach being incorrect historically. Proposed correction is to formally rename "The Wreck" section of Main Beach. Council staff provide a future report to Council outlining current delineation of geographical boundaries and names for beaches within the Shire, along with option to seek formal adjustment.

17 Dec 2021 10:33am Robertson, Malcolm - Target Date Revision
Target date changed by Robertson, Malcolm from 30 October 2021 to 31 March 2022 - Report to go to new Council in early 2022.

28 Mar 2022 2:35pm Robertson, Malcolm
Report is being prepared for April 28th meeting.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-253	Update Resolution 21-122 Housing Crisis	24/06/2021	26/07/2021

Report: I2021/979 **Directorate:** Sustainable Environment and Economy
Officer: Burt, Shannon

Resolved that Council:

1. Notes the update provided by staff on Resolution 21-112.

2. Continues to work with the other member councils in the NRJO on potential housing solutions for our region.

3. Continues to work with relevant state government agencies, housing providers and local housing groups to deliver (on ground) safe, secure and location appropriate housing solutions for Byron Shire locals and key workers.

4. Continues to advocate and agitate for housing policy change and financial support from the state and commonwealth governments where opportunities arise.

5. Hosts a session with staff, interested property/land holders and key stakeholders to specifically look at quick short term options and sites. This could include local language schools, backpacker accommodation providers, and 'meanwhile use' options for vacant buildings, both private and public.

6. Explores the possibility of doing a public call out to land and property owners outlining the challenges we are facing in the shire in regards to this as per Bega Valley Shire Council's recent move, calling on holiday home owners to consider putting their vacant properties up for rent during the quieter winter months or transfer it to long term altogether.

Mover: Sarah Ndiaye **Seconder:** Michael Lyon

Comments:

13 Aug 2021 12:12pm Burt, Shannon

1 noted, 2 Housing Working Group ongoing, Submissions being made to relevant state government consultations and the Taskforce. , 3 Work ongoing. Representations to DPIE and OLG continue., 4 Work ongoing., 5 Staff to do a virtual / online session due to ongoing COVID restrictions and challenges., 6 Staff to do a virtual / online call out.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-254	Filming Policy and Application Processes	27/05/2021	30/06/2022

Report: I2021/798 **Directorate:** Sustainable Environment and Economy
Officer: Gilmore, Jess

Resolved:

1. That Council reviews its Filming in Public Places Policy and application processes to:

   a) ensure that they are consistent with the new realities of film production in the Shire and the region;
   b) provide further definition as to filming activities for the purposes of online promotion of individuals that commercialise such filming activities; and
   c) Consider best practice approaches to the process of film permit applications and reviews that other LGAs have implemented.
   d) enable the Shire to consider the impacts, costs, and opportunities created by film projects in the region;
   e) develop its own filming protocol specific to the needs of the Shire and in accordance with the state protocol

2. That Council reviews its film permit fee structure to:

   a) enable the Shire to consider the cost of filming in the region;
   b) enable the Shire to effectively manage the timing and delivery of film permits; and
   c) adequately cover the cost of facilitating filming in the Shire.

3. That Council seek clarification from regulatory bodies around the categorisation of Byron Baes as an 'ultra-low impact' production.

Mover: Cate Coorey **Seconder:** Sarah Ndiaye

Comments:

07 Dec 2021 11:06am Burt, Shannon
Staff made a submission to the Fun SEPP (Nov 21) which included comments on changes to current film exemptions under the SEPP Codes 2008. Also included was commentary about the NSW Film Protocol being out of date and not reflective of council and community views, values and resource impacts that filming brings to local areas. Feedback from the DPIE is that any changes to film exemptions in the SEPP Codes 2008 will not be progressed until 2022, and are likely to be done after or in concert with a review of the Film Protocol. The above is dependant however on State Government departments and Screen NSW imperative/priorities.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-271	Rous Future Water	05/08/2021	30/03/2022

Report: I2021/1181 **Directorate:** Infrastructure Services
Officer: Baulch, Dean

Resolved that Council notes the adoption of the Integrated Water Cycle Management (IWCM) Strategy at the 21 July 2021 Extraordinary Meeting of Rous County Council (RCC) and:

a) recognises the traditional custodians including the Widjabul Wia-bal people and their deep cultural knowledge, connection and understanding of the water cycle and natural catchment systems within the RCC service area.

b) acknowledges the role of Byron Shire Council to be part of securing our future water supply, both as constituent members of RCC and as responsible custodians of our region

c) consults with our community to,
   i) reduce reliance on town water,
   ii) strengthen community preparedness for climate extremes, and
   iii) expand take up of water reuse sources.

d) provides a report to the new Council within 3 months of election that identifies

   i) diverse local supply modes and sources,
   ii) efficiency and water conservation measures,
   iii) amendments to BLEP that ensure the health of local sources and water catchments,
   iv) a community engagement plan to progress the matters identified in this resolution, and
   v) considers development of local water sources and partnerships with other LGAs that complements the diversified direction established by the adopted IWCM.

Mover: Basil Cameron **Seconder:** Sarah Ndiaye

Comments:

31 Mar 2022 2:25pm Clark, Cameron
Council Staff Notes Points A, B and C (i,ii,iii)., Council staff note point d and have drafted a report for the April Council meeting, , a) recognises the traditional custodians including the Widjabul Wia-bal people and their deep cultural knowledge, connection and understanding of the water cycle and natural catchment systems within the RCC service area., b) acknowledges the role of Byron Shire Council to be part of securing our future water supply, both as constituent members of RCC and as responsible custodians of our region, c) consults with our community to,, i) reduce reliance on town water,, ii) strengthen community preparedness for climate extremes, and, iii) expand take up of water reuse sources., d) provides a report to the new Council within 3 months of election that identifies

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-285	PLANNING - NSW Flood Planning Reforms: Mandatory and Optional LEP clauses **Report:** I2021/1161 **Directorate:** Sustainable Environment and Economy **Officer:** Caras, Alex	05/08/2021	30/11/2021

Resolved that Council:

1. notes the Mandatory 'Flood planning' Clause which took effect on 14 July 2021 and replaces the previous flood planning clause 6.3 in Byron LEP 2014;

2. resolves to include the Optional 'Special Flood Consideration' Clause in Byron LEP 2014, noting this will not come into effect until the state government has completed a further extended period of consultation with the public, councils, and industry; and

3. receives a further report to resolve which land uses will make up the optional clause definition of 'sensitive and hazardous development' and that this report be considered by the Floodplain Management Risk Committee prior.

Mover: Sarah Ndiaye **Seconder:** Michael Lyon

Comments:

10 Aug 2021 5:11pm Caras, Alex
1 Noted , 2 Noted , 3 To be actioned in coming months in consultation with the flood planning committee and Department of Planning, Industry & Environment.

13 Aug 2021 12:45pm Burt, Shannon - Target Date Revision
Target date changed by Burt, Shannon from 06 September 2021 to 30 November 2021

24 Sep 2021 11:37am Caras, Alex
Department of Planning, Industry and Environment advised of resolution 21-285 to include Optional 'Special Flood Consideration' Clause in Byron LEP 2014, noting this will not come into effect until the state government has completed a further extended period of consultation with the public, councils, and industry.

28 Oct 2021 4:57pm Caras, Alex
Items 2 & 3 awaiting outcome of further consultation with Department of Planning, Industry and Environment.

23 Dec 2021 12:37pm Caras, Alex
Items 2 & 3 - consultation commenced with Department of Planning, Industry and Environment (DPIE). Council to complete a Special Flood Clause 'Rationale form' and return to DPIE by Friday 11 February 2022.

29 Mar 2022 4:15pm Caras, Alex
Special Flood Clause 'Rationale form' completed and submitted to DPIE in February (#E2022/7453).

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-290	Naming Historical Site	05/08/2021	29/04/2022

Report: I2021/1162 **Directorate:** Infrastructure Services
Officer: Savage, Deanna

Resolved that Council consult with key stakeholders regarding the naming of the historical site and primary beach access at Belongil beach, as highlighted on the map below and report back to Council prior to any submission going to the Geographical Names Board.

Mover: Jan Hackett **Seconder:** Basil Cameron

Comments:

27 Aug 2021 11:08am Flockton, James
Consultation process will commence when staff resources are available.

29 Sep 2021 11:17pm Elford, Evan
Resource availability and covid restrictions impacting stakeholder engagement

02 Dec 2021 11:49am Flockton, James - Target Date Revision
Target date changed by Flockton, James from 06 September 2021 to 29 April 2022 - Awaiting staff resourcing.

Res No	Report Title	Meeting Date	Due Date
21-295	Tincogan Street Safe Movement and Access	05/08/2021	27/05/2022

Report: I2021/1173 **Directorate:** Infrastructure Services
Officer: Weallans, Kirk

Resolved that Council:

1. Notes the concerns expressed by residents regarding safety, access and mobility issues for pedestrians and cyclists along Tincogan Street.

2. Notes the Councillor background notes attached to this Notice of Motion.

3. Supports a pedestrian (zebra) crossing on Tincogan Street between Dalley and Stuart Streets as a priority action.

4. Undertakes an outcomes focussed Safe Movement and Access Options Assessment ('Assessment') for Tincogan Street between Main Arm Road and Station Street with the following expected outcomes:

   a) Identify infrastructure, regulatory and other (e.g., education) improvements that can be made to improve safe access and mobility for pedestrians and cyclists at the 'key locations' referred to in the background notes.
   b) Strengthen north-south pedestrian connections over Tincogan Street as identified in the Our Mullumbimby Masterplan.
   c) Make application for a consistent speed of 40 kph along Tincogan Street from Main Arm Road to Station Street.
   d) Provide advice on a possible maximum speed of 40kph for a) town centre precinct, or b) town centre and residential precincts.
   e) Ensure the Access Panel, TIAC and other key stakeholders (e.g., Disability Service) have opportunities to inform the Assessment and to consider identified improvements.

5. Provides a report to Council detailing these outcomes and a delivery plan.

Mover: Basil Cameron **Seconder:** Sarah Ndiaye

Comments:

16 Dec 2021 10:19am Weallans, Kirk - Target Date Revision
Target date changed by Weallans, Kirk from 30 June 2022 to 27 May 2022 –
1. Noted.,
2. Noted.,
3. Noted.,
4. Staff submitted a report to the October meeting of the LTC requesting technical advice. The report presented 2 pedestrian crossing options for Tincogan St. In principle, LTC recommended proceeding with Option 2 - E2021/113339., LTC advice was reported to October SPW with a mixed response from Councillors. Project is now delayed until further data and reporting has been completed to better guide appropriate outcomes.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-303	Responding to our Housing Crisis	05/08/2021	30/11/2021

Report: I2021/1176 **Directorate:** Sustainable Environment and Economy
Officer: Burt, Shannon

Resolved that Council:

1. Notes that multiple innovative housing initiatives progressing to address our housing crisis have now been stalled/delayed by the DPIE including Lot 22 Planning Proposal, Tiny Homes Planning Proposal, Short Term Rental Accommodation Planning Proposal and Affordable Housing Contributions Scheme (SEPP 70).

2. Notes that Council is still to receive a response from the Office of Local Government on its submission to the Minister for Local Government to create Byron Land Limited.

3. Requests the General Manager seek an urgent meeting with the Coordinator General, Planning Delivery and Local Government to discuss 1 and 2.

4. Supports the work of staff on the Housing Working Subgroup (HWG) of the Northern Rivers Planners Group that is collaborating to prepare and lodge a submission to the Minister for Planning and Public Spaces Regional Housing taskforce and the Parliamentary Inquiry into Options to improve access to existing and alternate accommodation to address the social housing shortage.

5. Due to the short submission periods of 4, is provided with a copy of both submissions once finalised by the HWG.

6. Expresses its deep frustration and dismay at the lack of movement on any of the above initiatives, given that we represented on all of these issues at a meeting in March with the Planning Minister and were given assurances that we would see some movement.

7. Notes that the NRJO at its recent meeting, passed a resolution declaring that we are experiencing a housing crisis in the region.

Mover: Michael Lyon **Seconder:** Sarah Ndiaye

Comments:

17 Aug 2021 4:43pm Burt, Shannon
1 Noted, 2 Noted, 3 Meeting request sent 17/8/21 #E2021/103361, 4 Noted , 5 Noted, 6 Noted and to be conveyed at meeting in 3, 7 Noted

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	*Report Title*	*Meeting Date*	*Due Date*
21-320	Review Asset Management Policy in accordance with Resolution 20-741 **Report:** I2021/864 **Directorate:** Infrastructure Services **Officer:** Flockton, James	26/08/2021	1/07/2022

Resolved that Council adopt the following Committee Recommendations:

Report No. 4.1 Review Asset Management Policy in accordance with Resolution 20-741
File No: I2021/864

Committee Recommendation 4.1.1

1. That the draft Asset Management Policy is expanded to include the Road Access and Safety Principles (RASPs), part 1 of res 20-741 is placed on 28 days public exhibition and if there are no submissions the revised Policy be adopted.

2. That TIAC and Council receive a further report detailing the methodology for the application of RASPs.

Mover: Michael Lyon **Seconder:** Jeannette Martin

Comments:

29 Sep 2021 3:08pm Jones, Mila
1 - Policy adopted per resolution following public exhibition of draft (with no submission received). Weblinks updated., 2 - Report to be developed for next TIAC meeting. Date of meeting is yet to be confirmed. Draft report to created in info Council in preparation.

02 Dec 2021 11:15am Flockton, James - Target Date Revision
Target date changed by Flockton, James from 27 September 2021 to 01 July 2022 - Awaiting date for next TIAC, report to be developed one date has been provided.

31 Mar 2022 11:53am Flockton, James
1. Complete., 2. Staff working on documentation to present to Infrastructure Committee. Recent emergency events have reduced resourcing available for this task.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-334	Adoption of Minutes from Previous Byron Shire Floodplain Risk Management Committee Meeting **Report:** I2021/939 **Directorate:** Infrastructure Services **Officer:** Moffett, Scott	26/08/2021	31/01/2022

Resolved that Council adopt the following Committee Recommendation:

Report No. 4.1 Council's interaction and collaboration with the Belongil Drainage Union - update and forward strategy
File No: I2021/176

Committee Recommendation 4.1.1

The Byron Shire Floodplain Risk Management Committee recommends:
That Council:

1. Supports collaboration and communication with the Belongil Catchment Drainage Board (BCDB).

2. Nominate a Councillor for representation on the Belongil Catchment Drainage Board.

3. Request the Belongil Catchment Drainage Board consider a review of their constitution to facilitate a Councillor (ex officio) position on the Board.

4. Pay the outstanding fees of $30,000 (from Sewer Fund: GL 7205.27).

5. Will make future payments to the Belongil Catchment Drainage Board when the Belongil Catchment Drainage Board undertakes appropriate land audits and produces a financial management plan for the Board's area.

6. Offers assistance to the Belongil Catchment Drainage Board with the development of a rating financial model, including investigating access to Council's systems to rate members on the Board's behalf.

7. Invites a member of the Belongil Catchment Drainage Board to be a key stakeholder in developing Council's Coastal Management Plan.

8. Actively collaborate, support and engage with Southern Cross University for further research and investigations for the Belongil catchment.

9. Continue dialogue with relevant agencies, including DPIE Water, towards ongoing collaborative management in the Belongil area.

Mover: Michael Lyon **Seconder:** Jeannette Martin

Comments:

23 Feb 2022 3:06pm Black, Sophie

1. Complete.,
2. This will be a agenda item for the first Floodplain Risk Management Committee in April. ,
3. Complete. The boards constitution may not allow this, however, the board has indicated that they would be happy for a nominated Councillor to be present at their by biannual meeting. ,
4. Complete.,
5. This will be discussed at Floodplain Risk Management Committee in April. Following this a board meeting will be arranged to discuss the details of actions. ,
6. This will be discussed at Floodplain Risk Management Committee in April. Following this a board meeting will be arranged to discuss the details of actions.,
7. Complete,
8. Complete and ongoing.,
9. Complete and ongoing.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-337	Size limitations on Secondary Dwellings in rural zones	26/08/2021	31/03/2022

Report: I2021/555 **Directorate:** Sustainable Environment and Economy
Officer: Caras, Alex

Resolved:

1. That Council supports the inclusion of clause 5.5 into Byron LEP 2014 as follows:

   Clause 5.5 Controls relating to secondary dwellings on land in a rural zone [optional]

   If development for the purposes of a secondary dwelling is permitted under this Plan on land in a rural zone—

   (a) the total floor area of the dwelling, excluding any area used for parking, must not exceed whichever of the following is the greater—

   (i) [70] square metres,

   (ii) [0%] of the total floor area of the principal dwelling, and

   (b) the distance between the secondary dwelling and the principal dwelling must not exceed [100] metres.

2. That Council requests staff to advise the Department of Planning Industry and Environment of point 1 prior to 29 August 2021.

3. That Council requests staff to review the existing controls for secondary dwellings in D2.5 (Dual Occupancies and Secondary Dwellings) Development Control Plan (DCP) 2014, including the investigation of clearer regulation around boundary setbacks in relation to neighbouring properties and report on amendments to these if required, in a future housekeeping DCP amendment report to Council.

4. That Council further reviews the matter through future community consultation on the DCP.

Mover: Sarah Ndiaye **Seconder:** Jan Hackett

Comments:

27 Aug 2021 11:25am Tarrant, Sam
Submission to the Housing SEPP complete 27/08/2021 as per item 1 and 2. DCP review flagged in Housekeeping register

24 Sep 2021 11:40am Caras, Alex
Items 1 & 2 completed. Items 3 & 4 to be progressed in 2022.

27 Nov 2021 7:13pm Caras, Alex - Target Date Revision
Target date changed by Caras, Alex from 27 September 2021 to 31 March 2022

28 Jan 2022 2:20pm Caras, Alex
Item 3 to be considered in next housekeeping DCP (during first half of 2022).

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-342	Barbed wire ban	26/08/2021	27/09/2021

Report: I2021/1180 **Directorate:** Sustainable Environment and Economy
Officer: Caddick, Lizabeth

Resolved:

1. That Council reviews its use of barbed wire on Council properties with a view to improving the conservation and protection of animals.

2. That Council works with key stakeholders to develop an information and education program for the community and landowners in order to:
   a) review the impacts of barbed wire on native fauna and
   b) provide ideas for alternatives to barbed wire or measures to mitigate the impacts.

3. That this issue be referred to the Biodiversity Advisory Committee for further consideration.

4. That the review be undertaken and a report be provided to Council before June 2022.

Mover: Cate Coorey **Seconder:** Sarah Ndiaye

Comments:

07 Sep 2021 8:52am Burt, Shannon
1 Review to be undertaken by relevant staff and form part of a report to BAC on 2., 2 Staff to prepare a report on information and education program options for BAC meeting in 2022.

29 Sep 2021 7:21am Caddick, Lizabeth
Report to be prepared for Biodiversity Advisory Committee by June 2022. Use of barbed wire and options for alternatives to be discussed with Agriculture Cluster Group Nov 2021.

09 Nov 2021 3:34pm Caddick, Lizabeth
Discussed issue with Agriculture Cluster Group. E2021/137315

23 Mar 2022 1:18pm Caddick, Lizabeth
Will report to next Biodiversity Advisory Committee - meeting date 19 May

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-344	YouthSay Program - Report and Recommendations	26/08/2021	27/09/2021

Report: I2021/950 **Directorate:** Corporate and Community Services
Officer: Wood , Isabelle

Resolved:

1. That Council thanks the young people from Mullumbimby High School involved in the Byron Shire YouthSay Program and notes their report and presentation during public access at the 27 May Ordinary Meeting of Council.

2. That Council notes the feedback and report from the YouthSay program and implements the following suggestions from the young people:

   a) undertakes a survey of young people about their transport needs

   b) provides a report to Council detailing opportunities to develop or implement on demand public transport including for trials and to obtain grant funding.

   c) coordinates a youth volunteer clean-up day in November 2021

3. Noting the request for a Youth Council and Res 21.242, Council undertakes targeted engagement to determine the preferred model that can give young people an effective voice in raising issues of concern to young people.

4. That Council receives a report regarding the outcomes of this youth engagement and the proposed forum for future youth engagement to commence in 2022.

Mover: Basil Cameron **Seconder:** Sarah Ndiaye

Comments:

22 Dec 2021 1:27pm Wood, Isabelle
We are currently conducting a Youth Survey for young people aged 12 to 24 in the Byron Shire. Further youth engagement activities will commence in early 2022. , Council will receive a report regarding the outcomes of this youth engagement and the proposed forum for future youth engagement to commence in 2022.

30 Mar 2022 2:29pm Wood, Isabelle
Youth engagement activities have been delayed due to flood recovery priorities. Youth engagement activities will be planned and conducted in the next six months. , Council will receive a report regarding the outcomes of the youth engagement once completed and the proposed forum for future youth engagement.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-356	PLANNING - 26.2021.3.1 Planning proposal to rezone 150 Lismore Road, Bangalow to IN1 General Industrial	16/09/2021	18/03/2022

Report: I2021/1301 **Directorate:** Sustainable Environment and Economy
Officer: Tarrant, Sam

Resolved that Council:

1. proceed with the planning proposal, as attached to this report (Attachment 1 – E2021/84328), to amend LEP 2014 to rezone part of Lot 4 DP 635505, 150 Lismore Road, Bangalow from RU1 Primary Production to IN1 General Industrial and E3 Environmental Management;

2. forward the planning proposal to the NSW Department of Planning, Industry and Environment for a Gateway determination;

3. pending a positive Gateway determination, undertake public exhibition of the planning proposal in accordance with the determination requirements; and

4. consider a submissions report post-exhibition that includes any recommended changes to the planning proposal for final adoption.
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 **Seconder:** Sarah Ndiaye

Comments:

21 Sep 2021 1:21pm Tarrant, Sam
Planning proposal sent for a Gateway Determination on the Planning Portal 20/9/2021. Item 1 and 2 complete. Exhibition and report to Council to be completed early 2022

21 Sep 2021 1:25pm Tarrant, Sam - Target Date Revision
Target date changed by Tarrant, Sam from 18 October 2021 to 18 March 2022 - exhibition to occur after a Gateway determination is recieved and then be reported to Council.

21 Dec 2021 12:05pm Tarrant, Sam
Gateway Determination received 13 October. Pre-consultation required with TfNSW. Public exhibition expected early 2022.

31 Mar 2022 10:25am Tarrant, Sam
Public exhibition planned for 11 April 2022.

Res No	Report Title	Meeting Date	Due Date
21-372	Mayoral Minute - Infrastructure Contributions Reforms	16/09/2021	18/10/2021

Report: **Directorate:** Infrastructure Services
Officer: Soulsby, Christopher

Resolved:

1. That Council calls on the NSW Government to withdraw the Environmental Planning and Assessment Amendment (Infrastructure Contributions) Bill 2021 (the Bill) from the NSW Parliament.

2. That Council calls on the NSW Government to undertake further consultation with the local government sector on any proposed reforms to the infrastructure contributions system.

Mover: Michael Lyon **Seconder:**

Comments:

22 Sep 2021 11:41am Soulsby, Christopher
Letter to be drafted and sent to the Department of Planning.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-387	The Buttery - connection to sewerage system	23/09/2021	30/05/2022

Report: I2021/1216 **Directorate:** Infrastructure Services
Officer: Baulch, Dean

Resolved that in relation to the connection of 346 Lismore Road, Binna Burra (*The Buttery*) to the Bangalow Sewerage System, Council:

1. Supports the connection on the basis that *The Buttery* is a registered charitable organisation, the community benefit it provides and its ongoing provision of community services.

2. Supports the deferral of s64 Contributions on the basis the conditions detailed in the Report.

3. Requires a special agreement for connection to sewerage system to be prepared by the relevant staff and executed by the General Manager; and

4. Determines that all costs relating to installation, required approvals, ongoing operation, maintenance, repair and replacement are borne by *The Buttery*.

Mover: Michael Lyon **Seconder:** Cate Coorey

Comments:

28 Sep 2021 8:34am Holloway, Phillip
Utilities staff to advise the "Buttery" of the outcome

29 Sep 2021 1:44pm Baulch, Dean - Target Date Revision
Target date changed by Baulch, Dean from 25 October 2021 to 25 October 2021 - Letter sent to advise 'The Buttery' of support E2021/126456

12 Oct 2021 1:44pm Baulch, Dean
Special agreement to be drafted as per Item 3.

31 Mar 2022 2:19pm Clark, Cameron - Target Date Revision
Target date changed by Clark, Cameron from 25 October 2021 to 30 May 2022 - COVID and FLOOD related as priorities have shifted

Res No	Report Title	Meeting Date	Due Date
21-389	Byron Shire Rail with Trail (Update)	23/09/2021	25/10/2021

Report: I2021/1418 **Directorate:** Infrastructure Services
Officer: Black, Therese

Resolved that Council continues to work with Transport for NSW on the delivery of outcomes articulated in Resolutions 20-127, 20-572, and 21-234.

Mover: Michael Lyon **Seconder:** Cate Coorey

Comments:

09 Mar 2022 9:40am Black, Therese
Council is continuing to work with TfNSW on the delivery of outcomes articulated in Resolutions 20-127, 20-572 and 21-234.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-405	Byron STP Condition 9 Additional Load - Quarterly Report	23/09/2021	25/10/2021

Report: I2021/717 **Directorate:** Sustainable Environment and Economy
Officer: Larkin, Chris

Resolved that Council adopts the following Committee Recommendations:

Report No. 4.3 Byron STP Condition 9 Additional Load - Quarterly Report
File No: I2021/717

Committee Recommendation 4.3.1

1. That Council notes the report.

2. Once the audit of consent conditions has been completed, if necessary, the extraordinary meeting of Water Waste and Sewer Advisory Committee is held.

Mover: Michael Lyon **Seconder:** Cate Coorey

Comments:

07 Dec 2021 8:42am Burt, Shannon
Independent consultants engaged for review. Report to council early 2022.

Res No	Report Title	Meeting Date	Due Date
21-409	Streetlight Glare Shields Policy 2021	23/09/2021	29/04/2022

Report: I2021/1178 **Directorate:** Infrastructure Services
Officer: Provis, Joshua

Resolved:

1. That the draft Streetlight Glare Shields Policy 2021 be adopted and incorporated into Council's policy register; and

2. That the proposed fees and charges be adopted within Council's 2021/22 Fees and Charges Schedule.

3. That Council notes the impacts on ecosystems and on night sky viewing caused by light pollution and considers further measures to limit light pollution in the Shire's towns as per the international dark sky protocols.

4. That light pollution be added as an agenda item at the next SERAC and Biodiversity Committee meetings.

Mover: Cate Coorey **Seconder:** Michael Lyon

Comments:

29 Sep 2021 11:42pm Elford, Evan
recommendations noted and relevant actions commenced

26 Nov 2021 3:00pm Flockton, James
1. To be incorporated into Pulse. , 2. Complete, 3. Noted, 4. To be actioned.

20 Dec 2021 1:13pm Provis, Joshua - Target Date Revision
Target date changed by Provis, Joshua from 25 October 2021 to 04 March 2022 - Items 1-3 have been actioned and the final policy is with Comms for approval to publish to the web. Item 4 has been passed onto the Biodiversity Officer for discussion at the next SERAC / Biodiversity Committee meeting. Resolution to be closed out following completion of the above two items which is expected to be by early March 2022.

31 Mar 2022 12:00pm Flockton, James - Target Date Revision
Target date changed by Flockton, James from 04 March 2022 to 29 April 2022 - Recent emergency events have resulted in resources not be available for this resolution.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-442	Pay Parking Potential	28/10/2021	27/05/2022

Report: I2021/1635 **Directorate:** Infrastructure Services
Officer: Weallans, Kirk

Resolved that Council receive a report on:

1. Pay parking revenue in 2018-19 broken down into meter charges (combined), worker permits and resident permits, including an analysis of what the meter charges revenue would have been at $5 and $6 per hour.

2. Potential profit from schemes introduced into Brunswick Heads, Mullumbimby and Bangalow based on expected usage under business-as-usual conditions, at rates of $4, $5 and $6 per hour.

3. The Breakdown of pay parking revenue from meters originating from residents of NRJO, being Byron, Ballina, Lismore, Kyogle, Richmond Valley and Tweed Shires vs those coming from elsewhere.

4. Ways that parking meters in a town like Bangalow could be made to better suit aesthetically the Heritage nature of the town.

5. Details of areas identified for potential peripheral parking in Mullumbimby and progress of discussions with Transport for NSW for access and or lease.

6. Comparisons with other local government areas that have high tourist numbers and that have pay parking and how they manage their system of residential permits.

Mover: Michael Lyon **Seconder:** Jeannette Martin

Comments:

02 Dec 2021 11:04am Flockton, James - Target Date Revision
Target date changed by Flockton, James from 29 November 2021 to 27 May 2022 - Report requires significant data analysis, new traffic engineer to be recruited, report needs to be delayed.

02 Dec 2021 11:05am Flockton, James
Report that addresses all six points to be developed. Report requires significant data analysis and will need to await the recruitment of a new Traffic Engineer in 2022.

18 Feb 2022 9:19am Flockton, James - Reallocation
Action reassigned to Weallans, Kirk by Flockton, James

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-447	Lot 12 Bayshore Drive - Valuation as per Resolution 21-188	28/10/2021	29/11/2021

Report: I2021/1095 **Directorate:** General Manager
Officer: Meir, Matt

Resolved that Council endorses the valuation range of $1,811 /m^2 to $1,860/m^2 of land area as per confidential annexures (Attachments 4 and 5) for the sale of land marked 'Lot 1' in the Subdivision Concept Plan (refer Attachment 2), and that sale negotiations continue as previously defined in Council resolution 21-188.

Mover: Michael Lyon **Seconder:** Sarah Ndiaye

Comments:

25 Nov 2021 10:41am Meir, Matt
Discussions with Creative Capital continuing about development of Lot 12

23 Dec 2021 3:45pm Meir, Matt
Discussions about sale continuing with Creative Capital

17 Feb 2022 3:32pm Meir, Matt
Discussions about sale continuing with CC

30 Mar 2022 2:21pm Meir, Matt
Council has engaged OCM to advise on probity regarding land sale. Council has sought advice on contract terms prior to issuing draft contract to Creative Capital.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-451	Workshop - Ocean Shores to Brunswick Valley STP Transfer **Report:** I2021/1495 **Directorate:** Infrastructure Services **Officer:** Clark, Cameron	28/10/2021	29/11/2021

Resolved that Council adopts the Committee Recommendations:

Report No. 4.1 Workshop - Ocean Shores to Brunswick Valley STP Transfer
File No: I2021/1495

Committee Recommendation 4.1.1

That Council, in relation to Ocean Shores and Brunswick Valley STP's:

1. Notes the status report.

2. Recommits to reducing I/I in all sewer catchments.

3. Proceeds to detailed design for infrastructure to transfer sewage flows from Ocean Shores STP to Brunswick Valley STP for:
   a) All current and projected flows to Ocean Shores STP (for the purpose of temporary closure for repairs and flows in excess of wet weather capacity), and,
   b) With facility to continue to discharge an adjustable proportion of the flows to Ocean Shores STP (up to ~100% of current sewage flows) on an ongoing basis.

4. Investigates options for upgrades to Ocean Shores STP to rectify its prevailing condition, configuration, and redundancy issues, and to improve its efficiency and reliability. The capacity of the upgraded plant would not be required to be increased through the upgrades, and may be marginally reduced where cost effective to do so.

5. Investigates options (including options with no Balancing Pond) for upgrades to Brunswick STP to rectify any prevailing issues (particularly in UV disinfection), and as required to accommodate the fraction of loads which cannot be reliably treated at the upgraded Ocean Shores STP.

6. Receives a forward expenditure strategy based on timing of upgrades in Parts 2 & 3 above, and on growth estimated in Council's planning strategies.

7. Receives a briefing at its next Strategic Planning Workshop.

Mover: Sarah Ndiaye **Seconder:** Cate Coorey

Comments:

31 Mar 2022 2:27pm Clark, Cameron
Council staff note Committee Recommendation 4.1.1 point 1 and 2, That Council, in relation to Ocean Shores and Brunswick Valley STP's:, Council staff have engaged a consultant and have proceeded to detailed design for infrastructure to transfer sewage flows from Ocean Shores STP to Brunswick Valley STP for:, a) All current and projected flows to Ocean Shores STP (for the purpose of temporary closure for repairs and flows in excess of wet weather capacity), and,, b) With facility to continue to discharge an adjustable proportion of the flows to Ocean Shores STP (up to ~100% of current sewage flows) on an ongoing basis., Council staff have engaged a Consultant to Investigate options for upgrades to Ocean Shores STP to rectify its prevailing condition, configuration, and redundancy issues, and to improve its efficiency and reliability. The capacity of the upgraded plant wou...

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-454	Broken Head Reserve Road and Seven Mile Beach Road - Update **Report:** I2021/1319 **Directorate:** Infrastructure Services **Officer:** Rintala , Mikko	28/10/2021	31/03/2022

Resolved that Council:

1. Supports the development of issue for construction designs and the commencement of construction works for Broken Head Reserve Road Stage 1 and Seven Mile Beach Road Stage 2 in accordance with the designs provided at attachments 1 (E2021/114798) and 2 (E2021/114799) with following adjustments:

   a) That the single lane slow points be brought forward into Stage 1 of the Broken Head Road Reserve

   b) That staff seek the concurrence of Transport for NSW for a reduction to 30 km/h in the village area of Broken Head

   c) That staff explore placing hardwood bollards instead of castellated kerb on the southern side of Broken Head Road in Stages1 and 2

2. Supports the use of Election Commitment Grant Pavement Asphalt Overlay Program funding to supplement the works in item 1 as required to complete these approved works.

3. Publishes the issue for construction drawings on Council's website for information when complete.

4. Advises local resident groups and the wider community where and how to find the final design drawings.

5. Supports the progression of Option 1 - In ground parking sensors as a parking control solution for Seven Mile Beach Road and Broken Head Reserve Road as funding permits.

6. Supports staff discussing the funding of Broken Head Reserve Road Stage 4 – 30 Kings Beach Carpark with the National Parks and Wildlife Service.

7. Undertakes a comprehensive communications campaign in advance of rocks being placed at the end of Seven Mile Beach road to advise the community that they are for the protection of biodiversity, will save funds with regard to other measures and prevent damage to dunes from 4WDs on the beach

8. Prioritises sealing car parks so that lines can be drawn which would properly designate parking spaces

9. Further consultation be held with residents and stakeholders to supply information regarding the underground sensors for parking on Seven Mile Beach Road.

Mover: Cate Coorey **Seconder:** Sarah Ndiaye

Comments:

03 Dec 2021 10:12am Flockton, James - Target Date Revision
Target date changed by Flockton, James from 29 November 2021 to 31 March 2022 - Seven Mile near complete, but Broek Head Road will be in the new year

21 Dec 2021 3:15pm Rintala, Mikko
1. a) Noted., b) TfNSW are currently working through the logistics, as a 30km/h speed zone is not in the current guidelines., c) Noted. Castellated kerb has been removed from the design and has been replaced with hardwood bollards., 2. Noted., 3. Seven Mile Beach Rd Stage 2 drawings have been submitted to Council's website. Broken Head Reserve Rd drawings are in progress and nearing completion., 4. Media Release will be out in the New Year, providing a progress update and information on where to find the design drawings., 5. Noted., 6. Noted, 7. Media release went out on 8/12/21, outlining the environmental benefits of the project , 8. Noted. Carpark sealing will be undertaken in the current stage of works, ahead of road sealing., 9. Information on underground parking sensors has been sent out to a number of residents. Further consultation with the wider community is yet to be undertaken.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-463	Main Beach Shoreline Project - outcome of community consultation on the 7 options	28/10/2021	30/06/2022

Report: I2021/33 **Directorate:** Sustainable Environment and Economy
Officer: Dowsett, Chloe

Resolved that Council:

1. Notes the outcomes of community engagement activities and feedback received for the Main Beach Shoreline Project outlined in this report.

2. Endorses the following three options:
   - Option 6 - protective structure moved landward by up to 30m
   - Option 7 - existing structure upgraded to contemporary standards
   - Option 2 – berm rock revetment and pathway

3. Receives a further report once the detailed technical investigations on the three options are complete.

Mover: Jan Hackett **Seconder:** Paul Spooner

Comments:

13 Dec 2021 2:04pm Dowsett, Chloe
Technical investigation (coastal modelling and geomorphological assessment) of the options being undertaken by Consultant with outcomes expected by March 2022.

15 Mar 2022 10:42am Dowsett, Chloe - Target Date Revision
Target date changed by Dowsett, Chloe from 29 November 2021 to 30 June 2022 - Technical investigation due to be completed May 2022.

Res No	Report Title	Meeting Date	Due Date
21-468	Expression of Interest for next village/town masterplan	28/10/2021	29/11/2021

Report: I2021/1491 **Directorate:** Sustainable Environment and Economy
Officer: Hughes , Kristie

Resolved:

1. That Council endorses an expression of interest process in early 2022 for the next village/town Masterplan as outlined in this report.

2. That Council receives a further report on the expression of interest process, with the report to include a recommendation for a preferred village/town masterplan and a project plan and resourcing plan showing staff time and other budget required to undertake the work.

3. That Council notes depending on 2, the timeframe for the new village/town masterplan may be delayed in part or all until Financial Year 2023/24.

4. That Council notes previous Resolution 20-432, particularly part 3.

5. That Council, with consultation, investigates further traffic calming and other treatments to slow traffic within the retail and service precinct as shown on the Pedestrian Amenity and Safety Plan including implementation of a 40kph or lower speed limit and a shared zone.

Mover: Basil Cameron **Seconder:** Cate Coorey

Comments:

31 Mar 2022 10:13am Hughes, Kristie
1 - Noted - EOI to be prepared in 2022, 2 - Noted - Report to be prepared in 2022, 3 - Noted , 4 - Complete - noted - refer to resolution 20-432, 5 - Complete - noted - refer to resolution 20-432

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-469	Remediation Mullumbimby Hospital Site	28/10/2021	29/11/2021

Report: I2021/1524 **Directorate:** Corporate and Community Services
Officer: Brickley, James

Resolved that Council:

1. Increase the 2021/2022 budget for the remediation of the Mullumbimby Hospital Site by $1,500,000 with funding provided through a new external loan on an interest only basis repayable by 30 June 2024.

2. Increase its loan borrowing requirement for the 2021/2022 financial year by $1,500,000 and authorise the borrowing of $1,500,000 to finance the finalisation of the remediation of the Mullumbimby Hospital Site.

3. Authorise the General Manager to accept loan borrowing terms offered to Council that represents the best financial outcome amongst other loan offers received.

4. That Council authorises the affixing of the Council Seal (if required) to any documents to execute the loan borrowings outlined in this report.

Mover: Alan Hunter **Seconder:** Paul Spooner

Comments:

08 Nov 2021 2:57pm Brickley, James - Reallocation
Action reassigned to Brickley, James by Brickley, James - Borrowings to be undertaken before the end of June 2022. Task to be undertaken by Manager Finance.

08 Nov 2021 2:58pm Brickley, James
2021-2022 Budget updated with additional $1,500,000 to finalise remediation of the former Mullumbimby Hospital site. Loan borrowings in accordance with the resolution to be undertaken later in the 2021/2022 financial year.

Res No	Report Title	Meeting Date	Due Date
21-493	PLANNING - 26.2019.10.1 Submissions Report - North Beach Byron Rezoning Planning Proposal	04/11/2021	6/12/2021

Report: I2021/1415 **Directorate:** Sustainable Environment and Economy
Officer: French, Sharyn

Resolved that Council:

1. Forward the planning proposal, as contained in Attachment 1 (E2021/111179), along with updated Local Environmental Plan maps as detailed in this report, to the Department of Planning, Industry and Environment for finalisation.

2. Amend Byron Development Control Plan 2014 Chapter E5 - Certain Locations in Byron Bay and Ewingsdale by inserting Section E5.7A North Beach Byron E4 Land and include provisions for the subdivision of the land addressing the following matters:
   i. the submission of a Vegetation Management Plan with any application for subdivision; and
   ii. the provision of public beach access comprising a width of 10 metres increasing to a width of 20 metres at the boundary with Crown land.

Mover: Michael Lyon **Seconder:** Paul Spooner

Comments:

07 Dec 2021 9:23am French, Sharyn
Applicant requested final confirmation of costs and expenses agreement for payment prior to finalising PP and forwarding to DPIE

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-496	Update Resolution 21-273 Emergency Housing	04/11/2021	6/12/2021

Report: I2021/1620 **Directorate:** Sustainable Environment and Economy
Officer: Burt, Shannon

Resolved that Council:

1. Notes the staff update on Resolution 21-273 Emergency Housing.

2. Suspend the preparation of a development application for Transitional Supported Accommodation on part of Lot 22, but continue to attempt resolution of the access issues to the site including by contacting the landowner to the east of the site and TfNSW with respect to access across the rail line or down the rail corridor.

3. Continues to look for more appropriate, less constrained sites for this type of development.

4. Continues to work with the other member councils in the NRJO on potential housing solutions for our region.

5. Continues to work with relevant state government agencies, housing providers and local housing groups to deliver (on ground) safe, secure and location appropriate housing solutions for Byron Shire locals and key workers.

6. Continues to advocate and agitate for housing policy change and financial support from the state and commonwealth governments where opportunities arise.

Mover: Michael Lyon **Seconder:** Sarah Ndiaye

Comments:

07 Dec 2021 9:04am Burt, Shannon
1 noted, 2 discussion on access options to the land to occur with relevant landowners, 3-5 noted

Res No	Report Title	Meeting Date	Due Date
21-499	PLANNING - 26.2020.7.1 - Planning Proposal Stage 3 E zone Implementation Program Submissions report	04/11/2021	6/12/2021

Report: I2021/1662 **Directorate:** Sustainable Environment and Economy
Officer: Caras, Alex

Resolved:

1. That Council in relation to Stage 3 E Zones planning proposal adopts:
   a) the proposed LEP 2014 map changes for properties identified in Attachment 1; and
   b) the proposed LEP 2014 zones (environmental and non-environmental) and consequential mapping for the 'not agreed' properties contained in Attachment 2

2. That Council requests that the NSW Department of Planning, Industry and Environment, as the plan-making authority in this instance, make the final LEP for notification on the NSW Government legislation website.

3. That Council notes, post consideration of the submissions and endorsement of the final planning proposal, landowners whose land will be subject to an E zone are to be notified in writing of Council's decision and advised that they have 28 days to notify the Department of Planning and Environment to request a review of the proposed zoning of their property.

Mover: Cate Coorey **Seconder:** Michael Lyon

Comments:

29 Mar 2022 4:17pm Caras, Alex
Items 1 & 3 complete. Item 2 - final technical LEP mapping and request for finalisation sent to DPIE on 17 February 2022 (#E2022/14933). Awaiting mapping review comments.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-501	Update Resolution 20-727 Proposed Off Leash Dog Park at Mullumbimby Recreation Grounds	04/11/2021	6/12/2021

Report: I2021/1639 **Directorate:** Sustainable Environment and Economy
Officer: Burt, Shannon

Resolved that Council:

1. Notes the staff update on Resolution 20-727 Opportunity for activation and increased passive surveillance at the Mullumbimby Skate Bowl and continues negotiations to further the pump track, upgrade the cricket pitch, the community centre project and the netball facilities upgrade.

2. Initiate discussions with The Bundjalung of Byron Bay Aboriginal Corporation (Arakwal) to gauge their potential support for these projects.

3. Not progress the concept plan prepared for activating the sports field adjacent to the Mullumbimby Skate Bowl with an Off Leash Dog Park at this time.

4. Look for an alternate site for an Off Leash Dog Park in Mullumbimby that is on Council owned or other land, failing that, include this in the discussions outlined in 2 above.

Mover: Jeannette Martin **Seconder:** Michael Lyon

Comments:

23 Dec 2021 10:06am Burt, Shannon
1 Noted, 2 Staff to progress discussions as and when required, 3 Noted, 4 Noted and alternate sites in and around Lot 22 being explored

Res No	Report Title	Meeting Date	Due Date
21-531	Inflow and Infiltration - April 2021 update	25/11/2021	27/12/2021

Report: I2021/718 **Directorate:** Infrastructure Services
Officer: Stanley, Jason

Resolved that Council adopts the following Committee Recommendation:

Report No. 4.1 Inflow and Infiltration - April 2021 update
File No: I2021/718

Committee Recommendation 4.1.1

That Council:
a) notes the report from Environmental Data Services;
b) notes that the measuring system on which the report was based does not work when the manholes surcharge;
c) investigates methods of assessing the benefits to Inflow and Infiltration of sewer repairs in our leakiest sewer catchments, to ascertain the efficacy of the repairs to date and into the future of ongoing repairs.

Mover: Michael Lyon **Seconder:** Alan Hunter

Comments:

31 Mar 2022 2:30pm Clark, Cameron
Council staff note Committee Recommendation 4.1.1 point a and b, Council staff are currently investigating methods of assessing the benefits to Inflow and Infiltration of sewer repairs in our leakiest sewer catchments, to ascertain the efficacy of the repairs to date and into the future of ongoing repairs.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-541	Petition Regarding More Traffic Calming Measures in Brandon Street Suffolk Park	25/11/2021	27/05/2022

Report: I2021/1725 **Directorate:** Infrastructure Services
Officer: Provis, Joshua

Resolved:

1. That Council notes the petition regarding Traffic measures in Brandon Street, Suffolk Park.

2. That the petition be referred to the Director Infrastructure Services for reporting back to Council.

Mover: Michael Lyon **Seconder:** Basil Cameron

Comments:

02 Dec 2021 11:01am Flockton, James
1. Noted., 2. Investigation will be completed upon recruitment of new Traffic Engineer in 2022. Target report to April 2022 Council meeting.

02 Dec 2021 11:03am Flockton, James - Target Date Revision
Target date changed by Flockton, James from 27 December 2021 to 29 April 2022 - Targeting April Council meeting, post recruitment of new Traffic Engineer.

18 Feb 2022 9:18am Flockton, James - Reallocation
Action reassigned to Provis, Joshua by Flockton, James

31 Mar 2022 12:00pm Flockton, James - Target Date Revision
Target date changed by Flockton, James from 29 April 2022 to 27 May 2022 - Recent emergency events have resulted in resources not be available for this resolution.

Res No	Report Title	Meeting Date	Due Date
21-542	Drafting a Strategic Plan for Arts and Culture	25/11/2021	31/10/2022

Report: I2021/1822 **Directorate:** Corporate and Community Services
Officer: Firth, Melitta

Resolved:

1. That a briefing be provided to Councillors in March 2022, outlining progress thus far on development of a Strategic Plan for the Arts and Culture. This progress report to consider:
   a) Community and stake-holders engagement to date
   b) Community needs and wants
   c) What have we got, what's working for us, what's not?
   d) Where do we want to take the arts and culture in this Shire (Vision)
   e) Starting from what we've got, how might we reach our goals, over time.
2. That the Strategic Plan for the Arts and Culture be delivered by October 2022.

Mover: Jan Hackett **Seconder:** Paul Spooner

Comments:

18 Dec 2021 7:57am Firth, Melitta - Target Date Revision
Target date changed by Firth, Melitta from 27 December 2021 to 31 October 2022 - Proposed Arts and Culture Strategy completion date is October 2022.

18 Dec 2021 7:59am Firth, Melitta
1. Internal and external consultation is occurring in preparation for the Councillor briefing in March 2022, as well as work to align draft actions with the broader Integrated Planning Framework and CSP to achieve a whole of Council approach to arts and culture.,
2. Strategic Plan for the Arts and Culture will be delivered by October 2022.Ongoing.

30 Mar 2022 9:20am Firth, Melitta
Presentation to Councillors impacted by change of Council term and deferred to May 2022.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-548	Water Sensitive Urban Design (WSUD)	25/11/2021	31/03/2022

Report: I2021/1582 **Directorate:** Infrastructure Services
Officer: Moffett, Scott

Resolved that the following be presented to the next available Council meeting:

1. Draft Water Sensitive Urban Design – Development Control Plan
2. Draft Water Sensitive Urban Design – Guidance Materials
3. Initial annual drainage infrastructure report

Mover: Cate Coorey **Seconder:** Sarah Ndiaye

Comments:

26 Nov 2021 3:16pm Flockton, James - Target Date Revision
Target date changed by Flockton, James from 27 December 2021 to 31 March 2022 - Target date now after the first available Council meeting. Needs to be reported to Council.

26 Nov 2021 3:17pm Flockton, James
1. Report to go to March 2022 Council meeting, 2. Report to go to March 2022 Council meeting, 3. Report to go to March 2022 Council meeting

23 Feb 2022 3:04pm Black, Sophie
April / May document currently being finalised.

Res No	Report Title	Meeting Date	Due Date
21-562	Belongil Parking Scheme Review	25/11/2021	29/04/2022

Report: I2021/1471 **Directorate:** Infrastructure Services
Officer: Giraldo , Cesar

Resolved that Council:

1. Adopts the Belongil Parking Scheme Review, consisting of attachments 1 and 2 (E2021/113682 and E2021/113683).

2. That staff scope and estimate the short term actions from the Belongil Parking Scheme Review and report a proposed delivery program, with consideration of other conflicting Local Area Traffic Management priorities, to the next available Transport Infrastructure Advisory Committee meeting.

3. That a budget of $100,000 from the Infrastructure Renewal Reserve – Byron Bay be allocated in the 2021/22 budget to fund the commencement of Local Area Traffic Management Programs and the short term actions from the Belongil Parking Scheme Review.

Mover: Sarah Ndiaye **Seconder:** Michael Lyon

Comments:

02 Dec 2021 10:45am Flockton, James
1. Noted., 2. Remaining budget allocation to be investigated for use to implement key actions., 3. Funding be investigated in current and future budgets.

02 Dec 2021 10:48am Flockton, James - Target Date Revision
Target date changed by Flockton, James from 27 December 2021 to 29 April 2022 - Recruitment new Traffic Engineer will delay actions on the resolution.

18 Feb 2022 9:18am Flockton, James - Reallocation
Action reassigned to Giraldo, Cesar by Flockton, James

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
21-563	Terrace Reserve/Reflections Holiday Park boundaries and buffers	25/11/2021	27/12/2021

Report: I2021/1825 **Directorate:** General Manager
Officer: James, Ralph

Resolved that Council:

1.
   a) Convenes a community meeting with residents to seek clarification from staff as to the outcome of the Land and Environment Court ruling of 25 May 2021 between Crown Lands (Reflections) and Byron Council and their relationship to the setbacks and buffers in the approved Plan of Management and that Reflections Regional Manager Jennifer Scott be invited to attend

   b) that a map be drafted for the understanding of residents which accurately reflects the 3m minimum setbacks and buffers

2. Recommits to the Pedestrian Access and Mobility Plan (PAMP) for Brunswick Heads which includes a shared foot path and bike path along the southern side of The Terrace from Tweed Street to Park Street, noting that The Terrace shared pathway will connect Brunswick Heads Primary School with the existing shared pathway from Bayside and the Brunswick Heads Sporting Fields.

Mover: Cate Coorey **Seconder:** Sarah Ndiaye

Comments:

17 Dec 2021 9:33am James, Ralph
Liaison with Cr Coorey re attendees continuing after delay by LG election. Reflections attendance confirmed.

17 Feb 2022 3:34pm Parkinson, Sarah
Liaison with Cr Coorey as to suitable date ongoing

Res No	Report Title	Meeting Date	Due Date
22-006	Byron Shire Housing Summit 2022	03/02/2022	30/06/2022

Report: I2022/6 **Directorate:** Sustainable Environment and Economy
Officer: Burt, Shannon

Resolved:

1. That Council convenes a second Byron Shire Housing Summit to share current options and explore new ones for making housing accessible and affordable in the Byron Shire.

2. The Summit to include presentations from Council, a community housing provider, a housing industry representative, Housing NSW, Landcom, a local community organisation, a representative from NSW Department of Planning, and a housing policy specialist.

3. The Summit to be open to the public and invited stakeholders, including state and federal political representatives.

4. The Summit to include consideration of the following:
   a) current policies, strategies and resolutions to promote and/or inhibit affordable housing;
   b) proposals that could be trialled and implemented to support affordable housing in the Byron Shire.

5. That a report be generated summarising the key findings and outcomes of the Summit that is publicly available and used to assist the work of Council's Housing and Affordability Advisory Committee.

Mover: Sarah Ndiaye **Seconder:** Duncan Dey

Comments:

13 Mar 2022 1:20pm Burt, Shannon
Details of the Summit are being confirmed by staff.

13 Mar 2022 1:22pm Burt, Shannon - Target Date Revision
Target date changed by Burt, Shannon from 07 March 2022 to 30 June 2022 - Details of the Summit are being confirmed by staff. Summit likely to be held May/June date.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
22-010	Arts and Culture Summit 2022	03/02/2022	7/03/2022

Report: I2022/8 **Directorate:** Corporate and Community Services
Officer: Appo, Robert

Resolved:

1. That Council convenes an Arts and Creative Industries Summit to offer an opportunity for local Arts professionals to share their experiences and ideas about how we can reinvigorate the local creative arts and industry after such a challenging few years having to contend with Covid related instability. Council can also share the current opportunities and challenges being experienced in the sector from Council's perspective.

2. The summit to include presentations from Council, and the invitation extended to encompass a wide range of local input, including for example:

   Community arts organisations, arts industry, Create NSW, Arts Northern Rivers, a local community organisation or institution, a representative from NSW Department of Planning and an arts policy specialist.

   Northern Rivers representative from Music NSW, Northern Rivers Screenworks, local festival representatives (e.g., Blues Fest, Mullum Music Festival, Byron Writers Festival, Byron Film Festival, Splendour, Falls, Surf, Byron Music, Bangalow Film, Bangalow Music Festival), The Mud Trail etc and possibly venues such as Byron Community and Cultural Centre and Brunswick Picture House.

3. The summit to be open to invited stakeholders including state and federal political representatives.

4. The summit to include consideration of the following:
   a) current council policies, strategies and resolutions to promote the arts;
   b) current council policies, strategies and resolutions that inhibit the creative industries;
   c) proposals that could be trialled and implemented to support Arts and Culture in the Byron Shire.

5. That the summit be structured in a way that supports the development of an Arts and Cultural Strategic Plan for the Shire.

6. That Council consider a budget allocation of up to $10,000 in the 2022/23 budget.

Mover: Sarah Ndiaye **Seconder:** Peter Westheimer

Comments:

Res No	Report Title	Meeting Date	Due Date
22-016	Adoption of a Code of Meeting Practice	03/02/2022	7/03/2022

Report: I2021/1921 **Directorate:** General Manager
Officer: James, Ralph

Resolved that Council defers consideration of the Code of Meeting Practice (E2021/141380).

Mover: Michael Lyon **Seconder:** Mark Swivel

Comments:

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
22-017	Review of Council's Codes of Conduct	03/02/2022	7/03/2022

Report: I2021/1929 **Directorate:** General Manager
Officer: James, Ralph

Resolved:

That Council, having reviewed its Codes of Conduct included at Attachment 1 (#E2020/80736), Attachment 3 (#E2019/858) and Attachment 4 (E2019/859) and the related Procedures for the Administration of the Code of Conduct included at Attachment 2 (E2020/81056), adopt these Codes and Procedures with no adjustments.

Mover: Michael Lyon **Seconder:** Alan Hunter

Comments:

Res No	Report Title	Meeting Date	Due Date
22-030	Determination of Councillor Representatives on Regional Committees	03/02/2022	7/03/2022

Report: I2021/1955 **Directorate:** Corporate and Community Services
Officer: Bradbury, Richard

Resolved that Council:

1. Notes that Cr Coorey's appointment to the Arakwal National Park, Byron Coast Area Management Committee, and Cape Byron Trust has been endorsed by the Minister to 2024 and given her re-election to Council, she will continue in this position.

2. Notes that the Mayor and Alternate Delegate, the Deputy Mayor, are appointed as Council's representative on the Northern Rivers Joint Organisation.

3. Determines its representatives on the following Regional Committees:
   a) Arts Northern Rivers Board of Directors
      Member: Cr Westheimer
      Alternate: Cr Balson
   b) Byron Bay Liquor Accord
      Cr Lyon
      Cr Ndiaye
   c) Chamber of Commerce – Bangalow
      Cr Pugh
   d) Chamber of Commerce – Brunswick Heads
      Cr Hunter
   e) Chamber of Commerce – Byron Bay
      Cr Lyon
   f) Chamber of Commerce – Mullumbimby
      Cr Ndiaye
   g) Far North Coast Bush Fire Management Committee
      Cr Dey
   h) Mullumbimby Showground Trust
      Cr Hunter
   i) North Byron Parklands Regulatory Working Group
      Cr Swivel
   j) Richmond Tweed Regional Library Committee
      Member: Cr Swivel
      Member: Cr Pugh
      Alternate: Cr Coorey

Mover: Michael Lyon **Seconder:** Sarah Ndiaye

Comments:

09 Feb 2022 12:19pm Sills, Heather - Reallocation
Action reassigned to Bradbury, Richard by Sills, Heather

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
22-033	Northern Regional Planning Panel Membership	03/02/2022	30/05/2022

Report: I2021/1966 **Directorate:** Sustainable Environment and Economy
Officer: Burt, Shannon

Resolved:

That Council:

1. Notes that the Northern Regional Planning Panel comprises three members appointed by the state plus two appointed by Council, and alternates for when they aren't available.

2. Advertises immediately for two Council-appointed members and two alternates for the Panel, via Expressions of Interest by the end of February.

3. Thanks current Council-appointed members David Brown and Joe Vescio for their service to the Shire and asks them to continue in that role until new members are appointed, and encourage them to re-apply via the process above.

4. Receives a report in April or sooner on the EoI's received and a Confidential assessment of them.

5. Notifies the Planning Panel Secretariat of the above.

6. Notes that, in selecting members, Council should have regard to any conflict of duties that would be created for a person nominated to the Panel if they are in any way responsible or involved in the assessment of matters to be determined by the Panel or involved in voting or deliberating on matters that come before the Panel.

Mover: Duncan Dey **Seconder:** Asren Pugh

Comments:

07 Feb 2022 2:20pm Burt, Shannon
1 Noted, 2 EOI to be run by end of February 2022, 3 Email sent to current members 7/2, 4 Subject to 2, 5 Email sent to Planning Panel Secretariat 7/2, 6 Noted

07 Feb 2022 2:24pm Burt, Shannon - Target Date Revision
Target date changed by Burt, Shannon from 07 March 2022 to 30 May 2022 - EOI process needs to be run and a report to council for membership selection completed.

08 Feb 2022 11:36am Grainey, Kylie
EOI on exhibition until 04/03/2022

Res No	Report Title	Meeting Date	Due Date
22-042	Terms of Reference and Membership - Byron Shire Housing and Affordability Committee	24/02/2022	30/06/2022

Report: I2022/49 **Directorate:** Sustainable Environment and Economy
Officer: Burt, Shannon

Resolved that Council:

1. Confirms the terms of reference for, and membership of the Byron Shire Housing and Affordability Committee as presented in the report.

2. Notes that the call for nominations for community representatives/subject matter experts for the committee will be reported back to Council at the April Ordinary Meeting for appointment.

Mover: Michael Lyon **Seconder:** Alan Hunter

Comments:

13 Mar 2022 1:16pm Burt, Shannon
1 Noted , 2 EOI to be called and reported back to Council

13 Mar 2022 1:18pm Burt, Shannon - Target Date Revision
Target date changed by Burt, Shannon from 28 March 2022 to 30 June 2022 - Delays to EOI have ensued due to the March Flood event.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
22-045	Kolora Way - Pedestrian Bridge and Shared Path - Project Update	24/02/2022	28/04/2022

Report: I2022/10 **Directorate:** Infrastructure Services
Officer: Weallans, Kirk

Resolved:

1. That the Kolora Way pedestrian bridge and shared path project be prioritised for funding to reach shovel ready status.

2. That Council receives a report at the March meeting that identifies potential sources of the additional funds required for this project.

Mover: Asren Pugh **Seconder:** Sarah Ndiaye

Comments:

29 Mar 2022 10:46am Weallans, Kirk - Target Date Revision
Target date changed by Weallans, Kirk from 28 March 2022 to 28 April 2022 - Target date revised due to impact of significant weather events on business as usual activities.

Res No	Report Title	Meeting Date	Due Date
22-047	Development Application Processing Performance	24/02/2022	28/03/2022

Report: I2022/102 **Directorate:** Sustainable Environment and Economy
Officer: Burt, Shannon

Resolved:

1. That the matter “Development Application Processing Performance” be brought before the next available Strategic Planning Workshop.

2. In the interim Council provide strong communications and media messaging advising applicants to have a pre-lodgement meeting with Council’s development support advisory service.

Mover: Cate Coorey **Seconder:** Michael Lyon

Comments:

13 Mar 2022 1:28pm Burt, Shannon
1 SPW to be arranged subject to time availability., 2 Media and comms on DAs to continue.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
22-055	Draft Community Strategic Plan - Our Byron Our Future 2032	24/02/2022	28/03/2022

Report: I2022/94 **Directorate:** Corporate and Community Services
Officer: Sills, Heather

Resolved that Council:

1. That the draft Community Strategic Plan (Attachment 1) be amended as follows:
   a) Title – *Byron Shire Community Strategic Plan 2032*
   b) Remove "our" from the five Community Objectives
   c) Replace "protected" with "nurtured" in the "Environment" Community Objective

2. Endorses the *Byron Shire Community Strategic Plan 2032* (Attachment 1 #E2022/7986), as amended by Part 1 for public exhibition.

3. Endorses the Community Engagement Strategy (Attachment 2 #E2021/63492) and undertakes further consultation with community on the development of the underpinning Delivery Program.

4. That the outcomes of the exhibition and engagement be reported back to Council in April 2022, with the other components of the Integrated Planning and Reporting framework.

Mover: Sarah Ndiaye **Seconder:** Sama Balson

Comments:
The draft Byron Shire Community Strategic Plan has been placed on public exhibition. The closing date for submissions is 26 April 2022.

Res No	Report Title	Meeting Date	Due Date
22-059	Place Planning Collective Update and Expression of Interest for Upcoming Vacancies	24/02/2022	28/03/2022

Report: I2021/1425 **Directorate:** Sustainable Environment and Economy
Officer: FitzGibbon, Andrew

Resolved:

1. That Council notes the 2021 update from the Place Planning Collective.

2. That Council thanks the community members on the Place Planning Collective for their time and contributions made throughout 2021.

3. That Council endorses an Expression of Interest process to select new community representatives to replace members who have reached the end of their term.

4. That Council nominates Cr Lyon, Cr Swivel, and Cr Ndiaye to be members of the Place Planning Collective and Cr Dey be nominated as an alternate.

Mover: Sarah Ndiaye **Seconder:** Peter Westheimer

Comments:
10 Mar 2022 10:19am FitzGibbon, Andrew
1 - complete, 2 - complete, 3 - noted, EOI process to be undertaken, 4 - noted

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
22-060	Economic Impact Assessment of Planning Proposal for Short-Term Rental Accommodation	24/02/2022	28/03/2022

Report: I2022/98 **Directorate:** Sustainable Environment and Economy
Officer: Grant, Ben

Resolved that Council:

1. Notes the findings and recommendations of the Economic Impact Assessment and that of the Peer Review of the Economic Impact Assessment by Dr Peter Phibbs in Attachments 1 and 2.

2. Notes the Planning Proposal Timeline including delays to it due to the changing State Government requirements placed on Council in Attachment 3.

3. Supports wholeheartedly the existing 90-day/365-day cap option and instructs staff to amend the current Planning Proposal to meet the requirements of the Gateway Determination in Attachment 4, except for Condition 1(b), point 3, which requires the Planning Proposal to reflect the recommendations of the DPIE endorsed Economic Impact Assessment.

4. Authorises staff to submit the Peer Review with the amended Planning Proposal to the Department of Planning and Environment for a revised Gateway Determination to enable public exhibition of the Planning Proposal.

5. Requests the Department of Planning and Environment to extend the Gateway Determination date to 31 December 2022 or to when the Planning Proposal is determined and/or notified.

Mover: Michael Lyon **Seconder:** Sarah Ndiaye

Comments:

31 Mar 2022 3:25pm Scott, Noreen
1. noted, 2 noted, 3. noted, 4. noted 5. amended planning proposal submitted to DPE 30/3/22. awaiting gateway determination

Res No	Report Title	Meeting Date	Due Date
22-063	Request for exemption of developer contributions by Byron Community Centre	24/02/2022	28/03/2022

Report: I2022/63 **Directorate:** Infrastructure Services
Officer: Soulsby, Christopher

Resolved:

1. That Council advises the developer that the contributions required by condition 7 of development consent 10.2021.59.1 will not be waived; and

2. That Council grants delegated authority to the General Manager to determine an application made by the Byron Community Centre to waive the water and sewer levies required by condition 6 of development consent 10.2021.59.1 provided that the developer demonstrates that they meet the requirements of section 2.7 of the Development Servicing Plan.

Mover: Mark Swivel **Seconder:** Michael Lyon

Comments:

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
22-065	State government reform: Agritourism option to nominate additional clauses in LEP **Report:** I2022/59 **Directorate:** Sustainable Environment and Economy **Officer:** Hancock, Natalie	10/03/2022	11/04/2022

Resolved that Council:

1. Notes that a preliminary response on the Standard Instrument LEP Agritourism nomination form was submitted to the Department of Planning 25 February 2022.

2. Confirms the following positions on the amendments proposed in the Standard Instrument (LEP) Amendment (Agritourism) Order 2021 to be included in a final submission:

   i. That 'agritourism' and its subsets of 'farm gate premises' and 'farm experience premises':
      a) Only applies to the RU1 & RU2 zones, and
      b) Nominates these uses as 'permitted with consent' in these zones

   ii. In reference to 'farm gate premises':
      a) includes optional LEP Order clause 5.24 in Byron LEP 2014
      b) includes an additional local objective to this clause being - To support and build a Byron Shire brand, provenance, and reputation by sharing the farming story with locals and visitors in the context of people, place and produce.
      c) sets a maximum gross floor area of a building used for farm gate premises at 200 square metres
      d) sets a maximum number of persons that will be permitted on the landholding at any one time for the purposes of the farm gate premises at 50 persons

   iii. Notes the definition change to farm stay accommodation and not nominate to include in the Byron LEP 2014 the optional clause provision.

4. Notifies the Department of Planning and Environment of Council's determination including the justification as provided in this report by 31 March 2022**.**

Mover: Alan Hunter **Seconder:** Michael Lyon

Comments:

14 Mar 2022 1:31pm Hancock, Natalie

Item 4. The Department of Planning and Environment has been notified of Council's determination in item 2. This included providing a copy of the resolution and Council agenda with justification. Acknowledgment of the notification has been received (E2022/22816).The DPE anticipate the changes will come into effect in July 2022.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
22-072	Councillor Representative on Byron Bay Community Association	10/03/2022	11/04/2022

Report: I2022/134 **Directorate:** Corporate and Community Services
Officer: Bradbury, Richard

Resolved that Council appoints Cr Asren Pugh as a Councillor representative, with Cr Balson as the alternate, for the Byron Bay Community Association as per their constitution.

Mover: Asren Pugh **Seconder:** Michael Lyon

Comments:

28 Mar 2022 11:27am Sills, Heather - Reallocation
Action reassigned to Bradbury, Richard by Sills, Heather

Res No	Report Title	Meeting Date	Due Date
22-077	Community Initiatives Program - Policy Update	24/03/2022	25/04/2022

Report: I2022/206 **Directorate:** Corporate and Community Services
Officer: Baker , Claire

Resolved:

1. That Council endorses the proposed changes to the Community Initiatives Program policy, namely that:
   a) the 'Reimbursement of Council Fees' category from the Community Initiatives Program funding categories be removed
   b) the 'Educational Institution Award Presentations' category from the Community Initiatives Program funding categories be removed
   c) the assessment criteria be consolidated from ten into four, as per Program Guidelines 2021
   d) the condition of 25% matching contribution be removed

2. That the draft Community Initiatives Program policy be placed on public exhibition for a period of 28 days.

3. That any submissions received on the draft Community Initiatives Program policy be reported to Council for consideration, prior to the adoption of the draft Policy; and if no submissions are received, Council adopts the policy.

Mover: Michael Lyon **Seconder:** Sarah Ndiaye

Comments:

31 Mar 2022 2:13pm Sills, Heather
The draft Community Initiatives Policy was amended per resolution and placed on public exhibition until 24 April 2022.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
22-082	2022 Splendour in the Grass Music Festival	24/03/2022	25/04/2022

Report: I2022/65 **Directorate:** Sustainable Environment and Economy
Officer: Gilmore, Jess

Resolved that Council adopts the following committee recommendations:

Report No. 6.7 2022 Splendour in the Grass Music Festival
File No: I2022/65

Committee Recommendation 6.7.1

1. That Council note the Traffic Guidance Schemes for the 2022 Splendour in the Grass to be held between 22nd-24th July, 2022. This includes:
   a) The installation and enforcement of No Stopping signs every 75m on:-
      i) Tweed Valley Way through to the shire boundary in the north;
      ii) Brunswick Valley Way from Shara Blvd intersection in the south through to Tweed Valley Way intersection;
      iii) Yelgun Road, from Tweed Valley Way and extending for 300m;
      iv) Billinudgel Rd from Tweed Valley Way and extending for 280m.
   b) An alternate temporary pick up and drop off Bus Zone (with associated signage and works) on the northern side of Fawcett St, between Mona Lane and the War Memorial, Brunswick Heads.

2. That the event organisers are to undertake the following:
   a) Separate approvals by NSW Police and TfNSW being obtained, noting that the event is on a state road or may impact the state road network;
   b) The Traffic Management Plan and Traffic Guidance Schemes be implemented by those with appropriate accreditation;
   c) That the impact of the event be advertised 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.
   d) The event be notified on Council's webpage with event details supplied to Council by the event organiser.

3. That the event organiser:
   a) undertake consultation with community and affected businesses including adequate response/action to any raised concerns.
   b) undertake consultation with emergency services and address any identified issues/concerns.
   c) holds $20m public liability insurance cover which is valid for the event.
   d) pay Council's Road Event Application Fee prior to the event.
   e) undertake an event debrief within one month following the festival which includes but is not limited to Council, TfNSW and Police representatives.

Mover: Michael Lyon **Seconder:** Sarah Ndiaye

Comments:

28 Mar 2022 4:14pm Wilcox, Michelle - Reallocation
Action reassigned to Gilmore, Jess by Wilcox, Michelle - Events to Action

31 Mar 2022 3:46pm Gilmore, Jess
Events team to follow up with organisers to ensure all resolution points are addressed; this is in progress.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
22-084	Event - Chincogan Walk and Charge 2022	24/03/2022	25/04/2022

Report: I2022/69 **Directorate:** Sustainable Environment and Economy
Officer: Gilmore, Jess

Resolved that Council adopts the following committee recommendations:

Report No. 6.4 Event - Chincogan Walk and Charge 2022
File No: I2022/69

Committee Recommendation 6.4.1

1. That Council support the Chincogan Walk 2022 to be held on a day (as approved by asset owner) in March / April 2022 and Chincogan Charge 2022 to be held on Saturday 17 September 2022, between 8:00am and 5:30pm.
2. That Council support in Part 1 is subject to:
   a) Traffic Guidance Scheme(s) and a Traffic Management Plan (TMP) being designed by those with the appropriate and relevant NSW (TfNSW) accreditation. The TGS(s) and TMP to include the closure of Dalley Street between Burringbar Street and Tincogan Street between 12.30pm-5.30pm;
   b) The TGS to be generally in accordance with Attachment 1 (E2020/46680);
   c) Implementation of the approved Traffic Management Plan and Traffic Guidance Scheme/s by those with appropriate TfNSW accreditation and the holding of current and appropriate levels of insurance and liability cover;
   d) Separate approvals by NSW Police and TfNSW being obtained;
   e) The March/April event date when specified is supported by staff prior to proceeding.
   f) Any concerns expressed by members of the public to be addressed by council or relevant authority before the event;

3. The event organiser at to:
   a) Advertise the impact of the event, via a Variable Message Sign on site and 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;
   b) Arrange for the event to be notified on Council's webpage a minimum one week prior to the TGS being implemented;
   c) Undertake consultation with affected community and businesses including adequate response/action to any raised concerns.
   d) Undertake consultation with emergency services and any identified issues addressed.
   e) Holding $20m public liability insurance cover which is valid for the event.
   f) Paying Council's Road Event Application Fee prior to the event.

Mover: Michael Lyon **Seconder:** Sarah Ndiaye

Comments:

28 Mar 2022 4:13pm Wilcox, Michelle - Reallocation
Action reassigned to Gilmore, Jess by Wilcox, Michelle - Events to Action

31 Mar 2022 3:43pm Gilmore, Jess
Events team to follow up with organisers to ensure all resolution points are addressed; this is in progress.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
22-085	Event - Mullum2Bruns Paddle 2022	24/03/2022	25/04/2022

Report: I2022/70 **Directorate:** Sustainable Environment and Economy
Officer: Gilmore, Jess

Resolved that Council adopts the following committee recommendations:

Report No. 6.5 Event - Mullum2Bruns Paddle 2022
File No: I2022/70

Committee Recommendation 6.5.1

That Council endorse the Mullum2Bruns Paddle 2022 to be held Sunday 29 May 2022, subject to:

1. The development and implementation of a Traffic Management Plan (TMP) and Traffic Guidance Scheme(s) (TGS) by those with appropriate TfNSW accreditation.

2. The TMP and TGS is to include, but not limited to, the following:
   a) One way traffic along Brunswick Terrace, Mullumbimby, between 06:30am and 10:00am on Sunday 29 May 2022. The one way is to be from Tyagarah Street to Tincogan Street;
   b) The right turn off Tincogan Street into Brunswick Terrace to have a “no right turn” sign;
   c) The left turn off Tincogan St into Brunswick Terrace to have a “no left turn”;
   d) Relevant detour signs at the approaches to the impacted area;
   e) No parking signs along the one way part of Brunswick Terrace.

3. The event organiser to:
   a) Advertise the impact of the event, via a Variable Message Sign on site and 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;
   b) Arrange for the event to be notified on Council’s webpage a minimum one week prior to the TGS being implemented;
   c) undertake consultation with relevant community and affected businesses including adequate response/action to any raised concerns during and after the event;
   d) undertake consultation with emergency services and any identified issues addressed;
   e) hold $20m public liability insurance cover which is valid for the event.
   f) Any concerns expressed by members of the public to be addressed by council or relevant authority before the event;
   g) Separate approvals by NSW Police and TfNSW being obtained

Mover: Michael Lyon **Seconder:** Sarah Ndiaye

Comments:

28 Mar 2022 4:12pm Wilcox, Michelle - Reallocation
Action reassigned to Gilmore, Jess by Wilcox, Michelle - Events to action

31 Mar 2022 3:41pm Gilmore, Jess
Events team to follow up with organisers to ensure all resolution points are addressed; this is in progress.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
22-086	Events - Bangalow Billycart Derby May 2022	24/03/2022	25/04/2022

Report: I2022/95 **Directorate:** Sustainable Environment and Economy
Officer: Gilmore, Jess

Resolved that Council adopts the following committee recommendations:

Report No. 6.6 Events - Bangalow Billycart Derby May 2022
File No: I2022/95

Committee Recommendation 6.6.1

1. That Council endorse the Bangalow Billy Cart Derby to be held on a Sunday in May 2022 (to be confirmed), or a postponed date as agreed with asset owners, that includes the temporary road closure below:
   a) Byron Street, Bangalow between Ashton Street and Granuaille Road, between 6am and 4pm on the event day.

2. That the approval provided in Part 1 is subject to:
   a) Separate approvals by NSW Police and TfNSW being obtained, noting that the event is on a state road or may impact the state road network;
   b) Traffic Guidance Scheme(s) to be developed by people with the appropriate TfNSW accreditation;
   c) Traffic Guidance Scheme(s) to be implemented by people with appropriate accreditation;
   d) That the impact of the event be advertised 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; and
   e) The event notified on Council's webpage.

3. That the event organiser:
   a) Undertake consultation with community and affected businesses including adequate response/action to any raised concerns;
   b) Undertake consultation with emergency services and any identified issues addressed;
   c) Holding $20m public liability insurance cover which is valid for the event; and
   d) Pays Council's Road Event Application Fee prior to the event.

Mover: Michael Lyon **Seconder:** Sarah Ndiaye

Comments:

28 Mar 2022 4:01pm Wilcox, Michelle - Reallocation
Action reassigned to Gilmore, Jess by Wilcox, Michelle - Event approved, events team to finalise

31 Mar 2022 3:42pm Gilmore, Jess
Events team to follow up with organisers to ensure all resolution points are addressed; this is in progress.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
22-089	Adoption of Code of Meeting Practice	24/03/2022	25/04/2022

Report: I2022/122 **Directorate:** General Manager
Officer: James, Ralph

Resolved:

1. That Council amends the draft Code of Meeting Practice (E2022/12245) as follows:

   a) add the heading 'Submissions' into clause 4.11 and change 'must' in part b) to 'may'.
   b) add the heading 'Questions' into clause 4.12 and change 'must' in part b) to 'may'.
   c) a new clause between clauses 21 g) and 21 h) saying "When a Development Application is called to a PRC meeting and public exhibition for the DA ends less than three days before the meeting, that DA will be deferred to the next PRC meeting when number of submissions will be known".

2. That Council place the Code of Meeting Practice (E2022/12245) on public exhibition for a period of 28 days and invite submissions for a period of 42 days (those periods running partly concurrently) and that:

   a) should no submissions be received the Code of Meeting Practice be adopted, or
   b) should any submissions be received those submissions be reported to Council prior to adoption.

Mover: Michael Lyon **Seconder:** Alan Hunter

Comments:
Resolution from March Council Meeting, no update required at this time.

Res No	Report Title	Meeting Date	Due Date
22-090	National General Assembly of Local Government 2022	24/03/2022	25/04/2022

Report: I2022/53 **Directorate:** Corporate and Community Services
Officer: Bradbury, Richard

Resolved:

1. That Council authorises three Councillors being Councillors Ndiaye, Lyon, and Westheimer to attend the 2022 National General Assembly of Local Government to be held at the National Convention Centre in Canberra from 19 to 22 June 2022 and nominates Cr Lyon as the voting delegate.

2. That Council seeks an extension for the submission of motions to the National General Assembly.

Mover: Sarah Ndiaye **Seconder:** Michael Lyon

Comments:

28 Mar 2022 9:25am Davis, Esmeralda
2. Extension for submission of motions granted until 22 April 2022.

28 Mar 2022 9:27am Davis, Esmeralda - Reallocation
Action reassigned to Sills, Heather by Davis, Esmeralda - Reallocating part 1 of resolution for booking and other administration requirements. Part 2 of resolution is complete.

28 Mar 2022 11:37am Sills, Heather - Reallocation
Action reassigned to Bradbury, Richard by Sills, Heather

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
22-093	Appointment of Community Members to Section 355 Committees and Boards **Report:** I2022/199 **Directorate:** Corporate and Community Services **Officer:** Wood , Isabelle	24/03/2022	25/04/2022

Resolved:

1. That the following community representatives be appointed to each respective Section 355 Management Committee or Board of Management for the 2022-2024 term ie until new appointments are made (expected late 2024 or early 2025):
   a) for Bangalow A&I Hall Section 355 Board of Management, Council appoints all four nominees: Roland Dixon, Heath Donald, Becky Buckwell, Cedric Heeson.
   b) for Bangalow Showground be deferred for further consultation with the nominees and be brought before Council at a later date
   c) for Brunswick Heads Memorial Hall, Council appoints all five nominees: Peter Brennan, Leah Schinagl, LL M Trimble, Ann Burnett, Melinda Louise Bennett.
   d) for Durrumbul Community Hall, Council appoints all four nominees: Duncan Dey, Ingrid Manning, Ewan Willis, Wayne Smith.
   e) for Marvell Hall, Council appoints all three nominees: Margaret Robinson, Caroline Lloyd, Cate Bailey.
   f) for Mullumbimby Civic Hall, Council appoints all four nominees: Anthony Reardon, Jeannette Martin, Karin Worthington, John Dorczak.
   g) for Ocean Shores Community Centre, Council appoints the sole nominee: Trudi Gai Ashworth.
   h) for Suffolk Park Hall, Council appoint both nominees: Margaret Patricia Wiles, and Margaret Beazley.
   i) for South Golden Beach Community Centre, Council appoints both nominees: Lydia Burth-Weir, and Charline Emzin-Boyd.

2. That the appointed community representatives be:
   a) advised of their appointment to this Committee;
   b) provided with a copy of the adopted Halls and Venues Guidelines for Section 355 Management Committees and Boards and the adopted Section 377 delegations;
   c) advised that under Work Health and Safety Act, as a volunteer on a Council Committee established and delegated with the management of a community facility, of the requirement to attend an induction session.

3. That Council readvertises Section 355 Committee opportunities for Suffolk Park Hall, South Golden Beach Community Centre and Ocean Shores Community Centre.

Mover: Michael Lyon **Seconder:** Sarah Ndiaye

Comments:

30 Mar 2022 2:47pm Wood, Isabelle

1. Pending (delayed due to flood recovery) , 2. Pending (delayed due to flood recovery) , 3. Completed

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
22-098	Appointment of Community Representatives to Advisory Committees **Report:** I2022/200 **Directorate:** Corporate and Community Services **Officer:** Bradbury, Richard	24/03/2022	25/04/2022

Resolved:

1. That the following community representatives be appointed to each respective Advisory Committee for the 2022-2024 term ie until new appointments are made (expected late 2024 or early 2025):
   a) that Council appoints eight community representatives to the Arts and Creative Industries Advisory Committee: Bronwyn Bancroft, Jane Fuller, Lou Hodgson, Samantha Moss, Jack Dods (alternate: Denise Napier), Gwenyth Broug, Laurel Cohn, and Lisa Cowan
   b) that in relation to the Audit Risk and Improvement Committee:
      i) Council appoints Michael Georghiou and Bernard Grinberg;
      ii) Continues to seek a third community member by way of another expression of interest process (EOI); and
      iii) continues to hold the first scheduled meeting on 19 May 2022 with the two appointees, if a third member has not been selected by then. Quorum will be achieved if all members attend.
   c) that the following nominees be appointed to the Biodiversity Advisory Committee:
      i) Brunswick Valley Landcare representative, Dave Rawlins;
      ii) Five community representatives: Liana Joseph, Lindsay Murray, Martin Brook, James Jackson, Stephen Millard.
   d) that the following nominees be appointed to the Climate Change & Resource Recovery Advisory Committee:
      i) Zero Emissions Byron representative, Katrina Shields;
      ii) five community representatives: Luke McConnell, Bronwyn Elliott, Fleur Brown, John Taberner, and Madeleine Green;
      iii) that Resilient Byron and Community Owned Renewable Energy Mullumbimby (COREM) be given another opportunity to nominate a representative to the CC&RR Advisory Committee.
   e) that the following nominees be appointed to the Coast & ICOLL Advisory Committee: Dailan Pugh, Tom Vidal, Dane Marx, Jan Olley, Andrew Hall, and Dylan Laicher.
   f) that the following nominees be appointed to the Floodplain Management Advisory Committee: Rebecca Brewin, Matthew Lambourne, Karl Allen, and Steven Harris.
   g) that the following nominees be appointed to the Heritage Advisory Committee:
      i) That Chris Cooney be appointed as the representative of Brunswick Valley Historical Society
      ii) That Vivienne Gorec be appointed as the representative of Bangalow Historical Society
      iii) That Jan Hackett, Gae Laverty, and Brooke Crowle be appointed as community representatives
      iv) That Council writes to the Mullumbimby Historical Society, Byron Bay Historical Society, the Bundjalung of Byron Bay Aboriginal Corporation (Arakwal), and the Tweed Byron Local Aboriginal Council seeking nominations for the Heritage Advisory Committee
   h) that the following nominees be appointed to the Infrastructure Advisory Committee: Gareth James, Anthony Pangallo, Kellie Obrien, Genevieve Lee, and Andrew Winton-Brown
   i) that the following nominees be appointed to the Moving Byron Advisory Committee: Annie Villeseche, Jack Dods, Basil Cameron, Ian Pickles, Margaret Robertson, and Geoffrey Meers
   j) that the following nominees be appointed to the Water & Sewer Advisory Committee: Ben Fawcett, David Fligelman, Elia Hauge, and Kathryn McConnochie.

2. That the above community representatives be:
   a) advised of their appointment to the Advisory Committee;
   b) asked to complete induction, Code of Conduct, and confidentiality requirements.

3. That unsuccessful nominees be thanked for applying and advised of outcomes for that Committee.

Mover: Duncan Dey **Seconder:** Peter Westheimer

Comments:

28 Mar 2022 11:38am Sills, Heather - Reallocation
Action reassigned to Bradbury, Richard by Sills, Heather

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
22-101	Byron Triathlon - Cycle Leg Route Options	24/03/2022	25/04/2022

Report: I2022/155 **Directorate:** Sustainable Environment and Economy
Officer: Gilmore, Jess

Resolved that Council:

1. Notes the importance of the Byron Triathlon event to the local community and businesses, as well as the Australian sporting community in general.

2. Supports the 2022 Byron Triathlon and future events using a similar route to the 2021 event as per attachment 2, and that this route is endorsed by Council, on the basis that the route is supported by the Local Traffic Committee at its April meeting.

3. Communicates its position to the local community via media release.

4. Requests the community and businesses respect this decision and support the organisers in the delivery of the 2022 Byron Triathlon.

5. Council requests that the Byron Triathlon and NX Sports provide to Council evidence of their status as a not-for-profit including registration with the Australian Charities and not-for-profit commission (ACNC) and any details of disbursement of funds to charities or other financial details that give evidence of their status as a not-for-profit organisation.

Mover: Cate Coorey **Seconder:** Duncan Dey

Comments:

31 Mar 2022 11:42am Flockton, James
Resolved that Council:, 1. Noted, 2. Noted. Events team will prep the LTC report to finalise the process, using the approved route., 3. Comms to prepare media release. JF has requested via email., 4. Noted to be part of media release., 5. Events team will prepare advice to Council via a memo.

31 Mar 2022 11:51am Flockton, James - Reallocation
Action reassigned to Gilmore, Jess by Flockton, James - Remaining action item 5 for Events Team to complete.

31 Mar 2022 3:37pm Gilmore, Jess
Item 5 - initial information has been provided to events team staff and will be reported to Council.

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
22-102	Vallances Road & Natural Burial Ground - Update	24/03/2022	30/09/2022

Report: I2021/1584 **Directorate:** Infrastructure Services
Officer: Winter, Joshua

Resolved that Council:

1. Acknowledges the access constraints at the Vallances Road site.

2. Prepares a feasibility of an access upgrade as a priority, including survey, concept design and costing, and that this be presented to Council by September 2022 to further clarify the potential development of this site, including for the provision of affordable housing.

3. Allocates an additional $70,000 from the Sewer Capital Works Reserve to undertake these works.

4. Staff allocate members from the IS and SEE directorates to participate with Councillors Lyon and Dey and the Natural Burial Committee in bi-monthly Project Reference Group meetings, commencing in April 2022.

5. Add an additional Operational Plan activity to “Undertake the scoping, design and costing of the access upgrade to Vallances Road”

6. Amend the Operational Plan activity 2.3.7.6 to “Progress the delivery of the Natural Burial Ground at Vallances Rd via the Project Reference Group”

7. Brief Councillors on the Vallances Road site at a Strategic Planning Workshop in May 2022.

Mover: Mark Swivel **Seconder:** Michael Lyon

Comments:

29 Mar 2022 12:01pm Winter, Joshua
1. Noted., 2. Survey work has commenced and deliverable is expected in April at which time design work can commence., 3. Noted and finance have been advised., 4. Inaugural meeting is being organised with dates of Councillor availability TBC., 5. Corporate services have been advised of new OP activity., 6. Corporate services have been advised to amend current OP activity.

31 Mar 2022 2:14pm Winter, Joshua - Target Date Revision
Target date changed by Winter, Joshua from 25 April 2022 to 30 September 2022 - Resolution requires a report to Council in September.

Res No	Report Title	Meeting Date	Due Date
22-106	Speed Zone Reviews	24/03/2022	25/04/2022

Report: I2022/39 **Directorate:** Infrastructure Services
Officer: Provis, Joshua

Resolved:

1. That Council note the speed zone reviews raised with TfNSW as listed in the report.

2. That Council requests a further review on McAuleys Lane by TfNSW that includes an identification and assessment of risks to cyclists and pedestrians with a view to reduce the speed limit.

Mover: Cate Coorey **Seconder:** Michael Lyon

Comments:

28 Mar 2022 4:03pm Wilcox, Michelle
1. Noted, 2. Reassigned to Josh Provis to action.

28 Mar 2022 4:04pm Wilcox, Michelle - Reallocation
Action reassigned to Provis, Joshua by Wilcox, Michelle - To complete action 2

ACTIVE RESOLUTIONS REPORT

As at 31 March 2022

Res No	Report Title	Meeting Date	Due Date
22-110	Byron Shire Mayoral Flood Recovery Appeal Fund	24/03/2022	25/04/2022

Report: **Directorate:** General Manager
Officer: James, Ralph

Resolved:

1. That the Council establish a Byron Shire Mayoral Flood Recovery Appeal Fund.

2. That the Fund be overseen by a Committee of 3 made up of the General Manager, the Mayor and an eminent community member.

3. That the Fund be used only to fund the activities of organisations already engaged in the Flood Recovery effort for the purpose of recovery and longer-term mitigation of flood risks.

4. That short terms of reference for the Fund be developed within 7 days by Councillors Swivel, Lyon, and Balson working with Legal Counsel (which will include a costed target for the fund).

5. That the Committee report to Council on its allocation of funds each week by providing an update to the database of grants made over time.

Mover: Mark Swivel **Seconder:** Sama Balson

Comments:
Resolution from March Council Meeting, no update required at this time.

Res No	Report Title	Meeting Date	Due Date
22-112	Thank you to staff and community	24/03/2022	25/04/2022

Report: **Directorate:** General Manager
Officer: Arnold, Mark

Resolved:

1. Council acknowledges the immense impact that the climate change fuelled flooding of late February has caused ours and neighbouring communities. Some people have lost their lives. This impact continues to be felt by many people, including those that have suffered damage to their homes, lost their homes and businesses and having their transport and communications options cut. The suffering is huge and will be long felt by many in the community right across the Northern Rivers.

2. Council applauds the extraordinary response of the community to the emergency in saving lives and property. The efforts in leading the recovery by many parts of the community have been extraordinary. We are acutely aware that important lessons need to be learned from this experience at every level of government and across all agencies.

3. Council recognises the effort that all Council staff have made over the past weeks to support our community through the devastation of the emergency flood response and the beginnings of the recovery. Council recognises the difficulty that staff faced in delivering services and engaging with each other and the community with such widespread destruction and intermittent or non-existent communication. Council recognises the personal impact that this disaster has also had on many staff. Council sincerely thanks all staff for their work right across the organisation.

4. A report be provided to council with options for holding an appropriate thank you and recognition day in the future to bring the community together and acknowledge the community effort in the emergency response and the recovery effort.

5. That point 3 of this motion be communicated to all staff by the General Manager.

Mover: Asren Pugh **Seconder:** Sarah Ndiaye

Comments:
Resolution from March Council Meeting, no update required at this time.