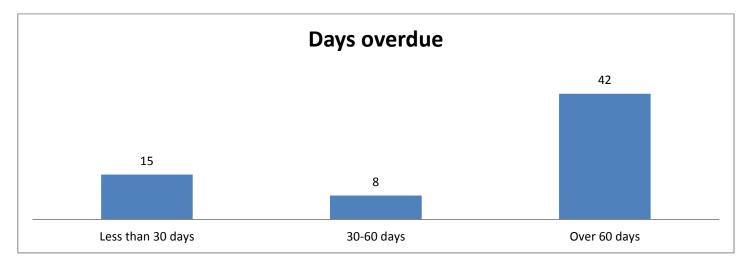
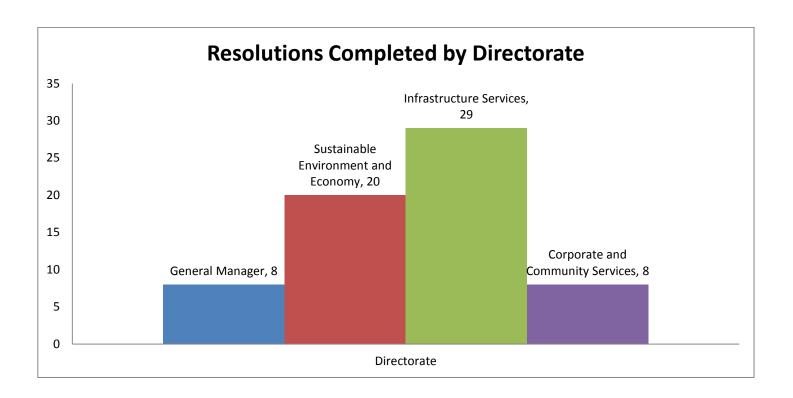
At 5 February 2020

Total number of active resolutions as at 5 February 2020: 65



Resolution Dates	Active
11-09-2012 to 10-09-2016	1
11-09-2016 to 10-09-2020	64



At 5 February 2020

Res NoReport TitleMeeting DateDue Date15-205Volunteer Traffic Control30/04/201530/06/2019

Report: Directorate: Infrastructure Services

Officer: Elford, Evan

Resolved that Council receive a report outlining potential of training other volunteers in traffic management accreditation including the possible costs to Council.

Mover: Simon Richardson Seconder: Chris Cubis

### Comments:

21 Apr 2016 - 4:42 PM - Tony Nash Action reassigned by: Phillip Holloway

Meeting organised for 9am on 14/7/16 at Mullumumbimby office with key stakeholders

28 Apr 2016 - 6:22 PM - Phillip Holloway

Will require input from Council's WPHS Officer

30 Sep 2016 - 10:14 AM - Phillip Holloway

Draft Council report prepared but more consultation needed with other staff on Volunteer Policy.

3 Mar 2017 - 11:19 AM - Dominic Cavanough

Report to be created for future Council meeting once wider consultation has been completed.

10 Jan 2018 - 11:53 AM - Dominic Cavanough

Ongoing

2 Jul 2019 - 10:52 AM - Phillip Holloway

Action reassigned to Elford, Evan by: Holloway, Phillip for the reason:

28 Nov 2019 - 3:50 PM - Evan Elford

Investigations commenced to review options with regards legislative requirements, risk management and Council's current policy on volunteering and potential impacts on works contracts already in place for these services for reporting early 2020.

Res NoReport TitleMeeting DateDue Date17-023Rating and Revenue Options02/02/20176/03/2017

Report: 12017/81 Directorate: Corporate and Community Services

Officer: Brickley, James

### Resolved:

- 1. That the report on Rating and Revenue Options be received and noted.
- 2. That Council review its rating structure including the redistribution of the rating burden between the Residential, Business and Farmland rating categories and sub-categories, and that this review be undertaken as part of developing 2017/2018 Revenue Policy and supported by further modelling of rating structure scenarios and further consultation with impacted ratepayers.
- 3. That Council:
  - i. increase the hourly pay parking fee from \$3 to \$4 per hour and the capped fee for 4 hours from \$10 to \$12 from the 2017/18 financial year and,
  - ii. undertake the required advertising and 28 day consultation period inviting submissions prior to any formal adoption.
  - iii. that revenue raised from the increase be used for current asset renewal
- 4. That Council identify residential properties used for holiday letting and develop a process to reclassify these properties as business for rating purposes.
- 5. Prior to adoption, that Council receive a detailed evaluation report on the operation of paid parking.

Mover: Sarah Ndiaye Seconder: Basil Cameron

### Comments:

5 Apr 2017 - 11:58 AM - Lisa Brennan

- 1. Complete. Noted.
- 2. Complete. Presentations to Finance Advisory Committee and Strategic Planning Workshop 6/4/17. To Council 20/4/17 for exhibition.
- 3. i. Fee increase included in draft 2017/18 Fees and Charges.

14 Nov 2017 - 7:47 AM - James Brickley

Part 2 and Part 3 complete - adopted by Council on 22 June 2017 with adoption of 2017/2018 Revenue Policy as part of the 2017/2018 Operational Plan.

14 Nov 2017 - 7:55 AM - James Brickley

Part 5 complete - Report provided to Council on 24 August 2017

At 5 February 2020

Res NoReport TitleMeeting DateDue Date17-081Belongil Beach Signage23/03/201730/04/2019

Report: I2017/308 Directorate: Infrastructure Services

Officer: Matthews, Michael

#### Resolved:

- 1. That Council clarify the official name of the stretch of beach north of the Belongil estuary and on up to the clothes optional beach at Tyagarah Nature Reserve.
- 2. That Council prepare a map which names all Shire beaches and designates usage and restrictions.
- That Council prepare a report on an audit of existing signs and establishing appropriate directional information signage concerning beach access points and use throughout the Shire.
- 4. That when complete, the report be shared with the Byron Bay Town Centre Masterplan Working Group.

Mover: Simon Richardson Seconder: Sarah Ndiave

#### Comments:

29 Mar 2017 - 10:13 AM - Noreen Scott

Action reassigned to Michael Matthews by: Noreen Scott

30 Mar 2017 - 12:02 PM - Phillip Holloway

IS to respond to 1 & 2. Audit identified in point 3 to be coordinated between Open Space, Compliance and Works

1 Sep 2017 - 8:30 PM - Phillip Holloway

Staff are working on Resolution 17-081 & 17-132 concurrently. (These resolutions outline the all ability access points, map of Shire beaches and audit of existing signs at beach access points.) Staff are collating a GIS map that has a previous audit from Surf Life Saving integrated. Once this map is complete, access and signage photos at beach locations will be updated and the audit and priority list for all ability access finalised.

It is expected that the review etc will be completed in October 2017 and then reported.

13 Nov 2017 - 8:47 AM - Michael Matthews

Action reassigned to Pattie Ruck by: Michael Matthews

28 Dec 2017 - 2:41 PM - Pattie Ruck

Staff were working on Resolution 17-081 & 17-132 concurrently. After the scope of the beach audit signage was determined the audit has been separated from the All Abilities Access Resolution.

The beach audit resolution outlines access points, map of Shire beaches and audit of existing signs at beach access points. Staff have collating GIS maps that has previous audit information from Surf Life Saving integrated. A half day field audit conducted by staff has outlined the scope of this beach audit with over 600 signage and beach access points. Council has received a quote from SLS to complete the audit. As the quote is above \$10k, (\$15450) additional quotes are required. Suppliers for this specialised audit are difficult to ascertain.

The resolution requires this to be undertaken within current resources. Currently trying to find funds for this audit within Council's budget.

3 Jan 2019 - 9:02 AM - Phillip Holloway

Revised Target Date changed by: Phillip Holloway From: 23 Aug 2018 To: 30 Apr 2019

Reason: Expected to be reported to Council in April 2019

1 May 2019 - 3:02 PM - Pattie Ruck

Action reassigned to Matthews, Michael by: Ruck, Pattie for the reason: Removed from Pattie Ruck's workload in July 2018 and requested any further information to go to Michael Matthews

22 Jul 2019 - 2:27 PM - Dominika Tomanek

Report to Council scheduled for 22 August 2019

9 Aug 2019 - 1:23 PM - Michael Matthews

Official name of the stretch of beach north of the Belongil estuary and on up to the southern most boundary of Tyagarah Nature Reserve is Belongil Beach.

A map of all Shire beaches and designates usage and restrictions has been prepared.

An audit of all existing signage relating to shire beaches has been completed. Report to be shared with the Byron Bay Town Centre Masterplan Working Group.

2 Oct 2019 - 11:53 AM - Michael Matthews

Report to be shared with the Byron Bay Town Centre Master Plan Leadership Team required to complete this resolution. Funds for some beach name signage to be sort.

At 5 February 2020

Res NoReport TitleMeeting DateDue Date17-231Cash Handling (Head Office) Review22/06/201724/07/2017

Officer: Brickley, James

**Resolved** that Council adopt the following Committee Recommendation:

Report No. 5.2 Cash Handling (Head Office) Review

File No: I2017/482

### Committee Recommendation 5.2.1

 That the Internal Audit Report – Cash Handling (Head Office) Review – October 2016 (#2017/25774) be noted by Council along with responses and actions detailed by Management.

2. That Management implement the recommendations made in the report identified as Attachment 1 (#E2017/25774).

Mover: Simon Richardson Seconder: Alan Hunter

#### Comments:

3 Jul 2017 - 3:35 PM - Mark Arnold

Action reassigned to James Brickley by: Mark Arnold

3 Jul 2017 - 3:35 PM - Mark Arnold

Actions to be implemented to be the subject of further discussion with the Customer Service Team.

4

Res No	Report Title		Meeting Date	Due Date
18-023	Byron Bay Paid Parking S	Scheme	01/02/2018	5/03/2018
	Report: 12018/28	Directorate: Corporate and	Community Services	3
		Officer: Brickley, James		

#### Resolved:

- That Council note:
  - i) the commitment to ensure 'at least 50%' of paid parking revenue from Byron Bay is committed to projects in Byron Bay has been met;
  - ii) Shire-wide community support for paid parking is based on an equitable distribution of revenue throughout the Shire to address impacts on infrastructure from tourism.
- 2. That Council affirm that 50% of all non-Crown paid parking revenue from Byron Bay continue to be used to fund projects in Byron Bay.
- That the distribution of all paid parking revenue be reviewed should additional paid parking schemes be implemented.
- 4. That in order to provide information on the projects funded by revenue obtained from paid parking, Council produce a paid parking information table on its website that clearly displays: estimated revenue, particular projects, estimated cost of project, actual cost of project, and completion status of project.

Mover: Basil Cameron Seconder: Simon Richardson

### Comments:

30 May 2018 - 10:30 AM - Lisa Brennan

1. Complete. Noted.

At 5 February 2020

Res No Report Title Meeting Date **Due Date** 18-039 Cavanbah Centre - Options for Future Development 01/02/2018 5/03/2018 **Report:** I2017/2094 **Directorate:** Infrastructure Services Officer: Matthews. Michael

#### Resolved:

- 1. That the report be noted.
- 2. That DWP Architects and Council's Grants Coordinator be invited to present concept plans for the proposed extensions to the Cavanbah Centre to a Strategic Planning Workshop of Council in March 2018.
- 3. That following the SPW presentation the Cavanbah Centre concept plans be placed on public exhibition and be exposed to effective community consultation in accordance with a detailed community engagement plan prepared by staff in conjunction with the Communications Advisory Panel.
- 4. That in conjunction with the Cavanbah Centre concept plans, concept plans for possible options for refurbishment or redesigns for the Byron Bay Memorial Pool be also exhibited to ascertain community held priorities or preferences.
- 5. That feasibility reports, including costs, be provided for both sites to enable greater community understanding.
- 6. That the effective community consultation include opportunities for feedback to indicate support for either or both as part of a two stage process.
- 7. That Council receive a report on the proposed plans for the further development of the Cavanbah Centre and Memorial Pool following the community consultation period and that this report include community feedback, any proposed design modifications, and a detailed budget for the project.
- That Council re-consider the lodgement of grant applications for the further development of the Cavanbah Centre once it has considered the report in 7.

Cr Cameron voted against the motion.

Mover: Simon Richardson Seconder: Paul Spooner

#### Comments:

26 Feb 2018 - 6:01 PM - Phillip Holloway

DWP Architects and Council's Grants Coordinator booked for SPW for 8 March 2018

8 Mar 2018 - 4:52 PM - Phillip Holloway

Staff to prepare report for April 2018 Council meeting to action point 3 of the resolution.

9 Apr 2018 - 11:25 AM - Phillip Holloway

Revised date for report to be May 2018 Council meeting to action point 3 of the resolution. Need to consider Res 15-503 re BMX 28 May 2018 - 3:42 PM - Phillip Holloway

Report to Council delayed.

Draft report being considered by ET on 30 May 2018

25 Sep 2018 - 9:24 AM - Phillip Holloway

In relation to Res 15-503 the location has reverted to Suffolk Park (former Dept Ed Land) and is being considered as part of the POM Development and masterplan for the precinct.

Res No	Report Title		Meeting Date	Due Date
18-278	Report of the Water, Waste an Meeting held on 1 March 2018	•	19/04/2018	21/05/2018
	Report: 12018/521	<b>Directorate:</b> Infrastructure Solution Officer: Baulch, Dean	ervices	
Resolved:				

## **AMENDMENT**

- 1. That Council note the minutes of the Water, Waste and Sewer Advisory Committee Meeting held on 1 March 2018.
- 2. That Council adopt the following Committee Recommendation(s):

Report No. 4.1 Ocean Shores Sewage Transfer Risk Assessment

File No: I2017/1821

At 5 February 2020

### Committee Recommendation 4.1.1

The Committee have a workshop to further consider Ocean Shore Sewage Transfer Risk Assessment including:

- a) An up-to-date assessment of the capacity of the OS STP
- b) Sensitivity of whole-of-life cost assessment of options for BVSTP and OSSTP to reduced augmentation requirements at OS STP
- c) Projection of comparative nutrient loads to the Brunswick River and under the Option 4 and Option 1 scenarios
- 3. That Council adopt the following Committee Recommendation(s):

Report No. 4.2 B

Belongil Swamp Drainage Union Report to Council

File No: I2018/228

#### Committee Recommendation 4.2.1

- 1. That Council supports the Belongil Swamp Drainage Union's submission to DA 10.2017.661.1
- 2. That Council recognises that Under the Water Management Act ( Part 3 S214&215) a new subdivision is not entitled to be connected to a Private Drainage Board:

'If a holding is subdivided, a new holding resulting from the subdivision is not entitled to be connected to a PDBs drainage works until a date determined by the board'.

### And further states that:

"All works to be constructed must be constructed in accordance with the approval in writing of the board in respect of location, design, form, dimensions and construction".

- 3. That Council ask that any decision on the DA (and any other DA's in this catchment) be deferred until critical information regarding the impact of development on the catchment's hydrology is fully investigated.
- 4. That Council refer issues in relation to Belongil Creek flowing into the Marine Park and to flooding in the ICOLL, erosion and environmental issues to relevant Council committees and/or panels.
- 4. That Council not adopt the Committee Recommendation (Committee Report 4.3 Review of Rural Waste Service Options; File No: I2018/229; Committee Recommendation 4.3.1), but adopt:
  - 1. That Council approve the introduction of a Rural 140L fortnightly landfill bin service option, with the provision of a Council subsidised compost bin, kitchen caddy and education pack for residents that take up the Rural service.
  - 2. That Council apply rural domestic waste charges on each parcel of rateable land for which a service is available at commencement of the 2018/19 financial year.
  - That existing data on bins that have fallen over in rural areas be presented to the next quarterly meeting of the committee.
  - 4. That Federal village zone be included in the urban 3 bin service.
- 5. That Council provide to the next quarterly Committee meeting more information including the clauses from Acts and Regulations that either require or allow such full service charging with a view to a lesser charge than is currently proposed.

The amendment was put to the vote and declared carried.

Crs Coorey and Cameron voted against the amendment.

The amendment upon becoming the substantive motion was put to the vote and declared carried.

Crs Coorey and Cameron voted against the motion

Mover: Cate Coorey Seconder: Basil Cameron

### Comments:

20 Apr 2018 - 12:28 PM - Dean Baulch

Points 2 (Committee Recommendation 4.1.1) and 3 (Committee Recommendation 4.2.1) are to be actioned by you.

20 Apr 2018 - 12:29 PM - Phillip Holloway

Points 2 (Committee Recommendation 4.1.1) and 3 (Committee Recommendation 4.2.1) are to be actioned by Manager Utilities

2 Nov 2018 - 11:18 AM - Phillip Holloway

Action reassigned to Dean Baulch by: Phillip Holloway

At 5 February 2020

Res No Report Title Due Date Meeting Date 18-361 **Byron Visitor Centre** 21/06/2018 23/07/2018 Report: 12018/1067

**Directorate:** Sustainable Environment and Economy

Officer: Johnstone, Dylan

#### Resolved:

- 1. That Council undertake a consultation process with the Local Area Commander of Police to recommend that Lot 1 DP 827049 being the site of the Byron Visitor Centre be declared an Alcohol Prohibited Area (at all times).
- 2. That if no submissions are received from the Local Area Commander of Police during the consultation process, Council declare the Byron Visitor Centre lease site an Alcohol Prohibited Area (at all times).
- 3. That if declared an Alcohol Prohibited Area, Council install three (3) Alcohol Prohibited Area signs within the Byron Visitor Centre leased site.
- 4. That Council's Busking Policy 13/002 be amended to include the Byron Visitors Centre leased site as a designated busking
- That the amended Busking Policy 13/002 be placed on public exhibition for a period of 28 days, and that if no submissions are 5. received the Policy be adopted.

Mover: S Richardson Seconder: B Cameron

### Comments:

27 Jun 2018 - 10:22 AM - Shannon Burt

- 1 Letter sent to LAC NSW Police to consider AFA for Byron Visitors Centre. (28 days to reply from 26/6/18)
- 2 noted subject to response from LAC NSW Police.

3-noted subject to 1 and 2 above.

- 4- Requested revision of busking policy.
- 5. busking policy to be revised staff will then proceed to public exhibition.
- 7 Aug 2018 1:59 PM Shannon Burt
- 1 complete letter received from Local Police #E2018/66614
- 2 complete
- 3 IS to produce and install relevant signage
- 4 busking policy to be revised staff will then proceed to public exhibition
- 5 busking policy to be revised staff will then proceed to public exhibition
- 1 Mar 2019 1:40 PM Shannon Burt

Action reassigned to Johnstone, Dylan by: Burt, Shannon for the reason: Andrew Hill no longer an employee of council.

Res No	Report Title	Meeting Date	Due Date
18-450	Development of an Arts and Cultural Policy	02/08/2018	30/06/2020

Report: 12018/1066 **Directorate:** Corporate and Community Services

Officer: McMurtry, Joanne

Resolved that Council note that the Cultural Policy will be reviewed by June 2019 to develop a new 'Arts and Cultural Policy' within existing Council resources utilising best practice examples and including consultation with key arts and cultural stakeholders as outlined in the report.

Mover: Simon Richardson Seconder: Sarah Ndiaye

## Comments:

10 Aug 2018 - 10:59 AM - Joanne McMurtry

Due to staff leave, the review of the Cultural Policy will commence in October 2018.

3 Dec 2018 - 1:28 PM - Joanne McMurtry

A time schedule for this work as presented in the report to Councillors includes:

- literature review November/ December 2018
- comparison to existing Cultural Policy
- consultation with key stakeholders February/ March 2019
- aim to publicly exhibit draft Arts and Cultural Policy April 2019

30 Jan 2019 - 4:35 PM - Joanne McMurtry

The policy work will be delayed. The February SPW and Council meeting will provide clarity in relation to the workload arising from the

At 5 February 2020

Bayshore Drive project and a new timeframe for the Arts and Cultural Policy proposed. Resolution 19-061 acknowledges this work will be undertaken Q2 in 2019/20 financial year.

26 Jul 2019 - 2:44 PM - Joanne McMurtry

New resolution19-339 provides in principle Council support for a full cultural planning exercise. A presentation is planned for SPW in November and report to Council about a way forward.

26 Jul 2019 - 2:46 PM - Joanne McMurtry

Revised Target Date changed by: McMurtry, Joanne From: 3 Sep 2018 To: 30 Jun 2020

Reason: Resolution 19-339 has added work and the project scope requires clarification prior to commencement of the work.

16 Dec 2019 - 3:50 PM - Joanne McMurtry

Presentation to SPW 5 December confirmed that a Policy review, with consultation of key stakeholders will be undertaken. This will be reported back to Council with the results of the consultation before June 2020.

29 Jan 2020 - 4:41 PM - Joanne McMurtry

Pre-workshop survey will be distributed for completion by various stakeholders during February, with two workshops scheduled for March to commence consultation.

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Res	No	Report Title		Meeting Date	Due Date
18-6	<b>598</b>		l Declaration - Results of the ety initiatives of Res 17-499 and	18/10/2018	22/10/2018
		Report: I2018/1707	Directorate: Infrastructure S Officer: Matthews, Michael	Services	
Resol	ved:		Cincol Matthews, Michael		
1.	Acknowle stakehole		ety at Tyagarah and thank the Safe Beach	es Committee, NSW Poli	ce and
2.	Confirm t	the current status and area for the o	clothes optional beach at Tyagarah with 6	monthly reporting to Cour	ncil on progress.
3.	Council e Shire.	establish a Safe Byron Beaches Co	mmittee meeting quarterly to cover all bea	ches and adjacent enviro	ns in Byron
4.	The Safe Byron Beaches Committee be established with a constitution and paramount objective to identify and promote cooperative actions to ensure a safe environment for all beach users in Byron Shire.				
5.	The Safe Byron Beaches Committee membership include representatives from Council, NPWS, Police, naturists and residents and be chaired by a councillor nominated by Council.				
6.	to draft a		g protocols ch user groups and individuals m locations (eg Grays Lane) g cameras) can be deployed nity values		
7.	Quarter I	Budget Review to be submitted to 0	subject to confirmation of funding being ava Council at the 22 November 2018 Ordinary registration and personal behaviour in the	Meeting for the installation	
Movo	r: Basil C	`amoron	Seconder: Cate Coo	rov.	

## Comments:

31 Oct 2018 - 2:58 PM - Phillip Holloway

Subject to a rescission motion

2 Jan 2019 - 11:16 AM - Phillip Holloway

Proposed rescission motion lost at 22 November 2018 Council meeting

19 Jul 2019 - 2:01 PM - Michael Matthews

Subject to completion of Res 18-836

2 Oct 2019 - 11:51 AM - Michael Matthews

This resolution can not be actioned until the Interim committee process is complete

At 5 February 2020

Res NoReport TitleMeeting DateDue Date18-728Commercial Activities on Road Reserves Policy22/11/201824/12/2018

Officer: Johnstone, Dylan

#### Resolved:

1. That Council approve the four (4) locations recommended for class 2 mobile vendor licences.

That Council recommend staff under a public tender to allocate the four (4) class 2 mobile vendor licences.

Mover: S Richardson Seconder: JH Hackett

#### Comments:

27 Nov 2018 - 12:09 PM - Heather Sills

Action reassigned to Vicki Viel by: Heather Sills

19 Dec 2018 - 3:06 PM - Shannon Burt

SEE to coordinate public tender in 2019.

5 Mar 2019 - 9:37 AM - Michelle Chapman

Action reassigned to Johnstone, Dylan by: Chapman, Michelle for the reason: was Vicki's

7 May 2019 - 1:52 PM - Shannon Burt

Public tender to be overseen by lease and licencing and relevant infrastructure services staff.

7 May 2019 - 1:55 PM - Shannon Burt

Action reassigned to Telford, Paula by: Burt, Shannon for the reason: Public tender process needed - lease and licence and relevant infrastructure services staff to progress.

4 Jun 2019 - 8:06 AM - Paula Telford

Action reassigned to Burt, Shannon by: Telford, Paula for the reason: Legal Services cannot run tender as required by this resolution due to workload resulting from the Native Title determination 30 April 2019.

24 Jul 2019 - 5:12 PM - Shannon Burt

Action reassigned to Johnstone, Dylan by: Burt, Shannon for the reason: responsible project officer

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Res No	Report Title	Meeting Date	Due Date
18-759	Crown Lands Transition	22/11/2018	30/08/2019
	Danasta 10040/0400	Directorate Consul Manager	

Report: I2018/2123 Directorate: General Manager Officer: McKelvev. Shannon

### Resolved:

- 1. That Council resolve to apply to the Minister administering the Crown Lands Management Act for initial classifications and categorisations set out in Attachments 1 and 2 (E2018/90298 and E2018/90299) with the exception of the following parcels of land:
  - i) Reserve 97204 Caravan and Camping Brunswick Heads to be proposed to be classified as Community Land
  - ii) Reserve 65234 Rubbish depot, noted that further review is required
- 2. That in relation to Sandhills Estate (part reserve number 755695/part Lot 457 in DP 1087879) Council:
  - (a) Confirms its commitment to ongoing discussions with Arakwal / Byron Bay Bundjalung consistent with the Indigenous Land Use Agreement that includes reference to Sandhills Estate and the NSW Aboriginal Land Council as claimants under the Aboriginal Land Rights Act 1983 (NSW), including presentation to the Bundjalung of Byron Bay Aboriginal Corporation (Arakwal) on 13 December 2018.
  - (b) Resolves to apply to the Minister administering the Crown Lands Management Act for a one-off vesting application, subject to the outcome of those ongoing discussions.
  - (c) If the outcome of those discussions does not support the application, a further report be brought back to Council in February 2019.

Mover: Basil Cameron Seconder: Sarah Ndiaye

### Comments:

- 11 Dec 2018 12:34 PM Shannon McKelvey
- 1. Commenced application preparation allocated across key staff. In relation to 1(ii) process for further investigation agreed and commenced. Brunswick Heads Progress Association advised of 1(i).
- 2. Commenced 13/12/18 meeting confirmed.

28 Mar 2019 - 3:53 PM - Shannon McKelvey

Part 1. Applications lodged 5/3/2019 except for reserves deferred for further report to Council on 28/3/2019. This part of this Resolution is complete with any further action to occur as per resolution arising from 28/3/2019.

Part 2. Ongoing. An update memo was distributed to Councillors on 26/3/2019.

7 Jun 2019 - 11:39 AM - Shannon McKelvey

Revised Target Date changed by: McKelvey, Shannon From: 24 Dec 2018 To: 21 Jun 2019

Reason: Second meeting confirmed for 13/06/2019

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8 Aug 2019 - 9:55 AM - Shannon McKelvey

Revised Target Date changed by: McKelvey, Shannon From: 21 Jun 2019 To: 30 Aug 2019

Reason: Further meetings held. Discussions are ongoing.

4 Sep 2019 - 11:18 AM - Shannon McKelvey

Revised target date 30 November 2019. Response not received from Crown Land. Next meeting with Crown Lands scheduled for

September 2019

Res No Report Title

PLANNING - DA10.2018.296.1 Construct Three New Sheds
and approve the use of a fourth existing shed to be used by the Men Shed Organisation
Report: I2018/2113

Directorate: Infrastructure Services

**Directorate:** Infrastructure Services **Officer:** Matthews. Michael

Resolved:

1. That the existing shed be approved with any appropriate conditions as per #E2018/108326

2. That the Community Gardens Policy and Plan of Management be reviewed to allow the community to consider further uses and application for further sheds.

Mover: Alan Hunter Seconder: Michael Lyon

#### Comments:

26 Nov 2018 - 4:37 PM - Chris Larkin

1. Notice of determination issued

2. Item 2 referred to IS

12 Dec 2019 - 12:49 PM - Michael Matthews

Point 2. Budget Bid for POM renewal for 20/21 FY

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Res No	Report Title		IV	leeting Date	Due Date
18-796	Update on Arakwal Ceme	tery Project	13	/12/2018	14/01/2019
		<b>D</b> ' ( )		., .	

Officer: Stafford, Deborah

Resolved that Council adopt the following Committee Recommendation:

### Report No. 4.4 Update on Arakwal Cemetery Project

File No: I2018/1981

## Committee Recommendation 4.4.1

- That Council ensures the installation of the concrete bench for the first row of headstones, at the area identified for the
  Arakwal area of the Byron Bay Cemetery in the 2018/19 financial year and that if funding source needs to be identified it
  comes to the next Ordinary Meeting.
- 2. That staff work with Arakwal to create a policy document which includes financial considerations for the Arakwal area at the Byron Bay Cemetery to be presented to the Arakwal Board for endorsement then to Council for adoption.
- 3. That this Committee recommends that Council waive cemetery fees for Arakwal people as per schedule 3 of the Arakwal Rule Book.

Mover: Simon Richardson Seconder: Alan Hunter

#### Comments:

3 Jun 2019 - 12:58 PM - Lisa Brennan

Action reassigned to Stafford, Deborah by: Brennan, Lisa for the reason: Belle no longer employed with Council 4 Jul 2019 - 2:30 PM - Deborah Stafford

Action 2: delays due to staff turnover, consultant working on finalisation of documentation, expected by August 2019.

14 Oct 2019 - 3:41 PM - Deborah Stafford

Action 2: draft document in review stage.

Action 3: incorporated into draft document.

12 Nov 2019 - 1:18 PM - Deborah Stafford

Draft provided to Arakwal subcommittee for review.

7 Jan 2020 - 4:59 PM - Deborah Stafford

Further feedback to be provided and will inform Council report in Q3.

At 5 February 2020

Res No	Report Title	Meeting Date	Due Date
18-823	Draft Byron Residential Strategy	13/12/2018	14/01/2019

Officer: Caras, Alex

### Resolved that Council:

- a) Endorse in principle the draft Byron Residential Strategy, as contained in Attachment 1 & 2, (E2018/110198, E2018/110199), noting that they are working drafts and further refinements are required prior to public exhibition.
- b) Authorise the Director Sustainable Environment & Economy to undertake a final review of the draft Strategy and Appendices to complete any necessary formatting, grammatical edits, diagrams and/or other 'non-policy' updates to ensure a suitable standard for public exhibition.
- c) Publicly exhibit the draft Strategy and Appendices for a minimum period of 6 weeks in early 2019 accompanied by the Site Suitability Analysis (Attachment 3 E2018/110225) and Housing Needs Report (Attachment 4 E2018/108745) as supporting information.
- d) Endorse the public communication and engagement strategy contained in Attachment 5 (E2018/109995)
- e) Commence an amendment to the Rural Land Use Strategy to include that land subject to Resolution 18-543 (2) that is not identified in the Residential Strategy as a source of land for housing supply 2016-2036, but is deemed suitable for inclusion as a priority site/s for future rural lifestyle living opportunities in the form of 'intentional eco-communities' in the Rural Land Use Strategy.

Mover: Paul Spooner Seconder: Simon Richardson

#### Comments:

19 Dec 2018 - 4:52 PM - Shannon Burt

a-d noted and staff to progress RLS exhibition as per the resolution.

e staff to progress amendment to the RLUS as per the resolution.

1 Mar 2019 - 1:54 PM - Natalie Hancock

Work progressing for the draft Residential Strategy to be on public display in March 2019.

5 Mar 2019 - 9:40 AM - Michelle Chapman

e) Amendment to RLUS in progress

18 Apr 2019 - 3:21 PM - Alex Caras

2 step exhibition will occur for the Residential Strategy - step one 'Shaping our neighbourhoods to commence on 10 April for 6 weeks

• Step 1 will focus in on engaging with the community on housing diversity and local residential character -- COMPLETED

Step 2 - full strategy to be on display from 28 August until 11 October 2019

28 Nov 2019 - 12:05 PM - Alex Caras

Exhibition of draft Residential Strategy complete. Submissions review underway with a final draft Strategy to be presented to Council in first half of 2020.

24 Dec 2019 - 9:57 AM - Shannon Burt

project update provided to council December meeting Res 19-636

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Res No	Report Title		Meeting Date	Due Date
19-062	Butler Street Reserve Ac Construction	ccess During Byron Bay Bypass	28/02/2019	1/04/2019
	Report: 12019/47	<b>Directorate:</b> General Mana <b>Officer:</b> McGarry, Claire	ager	

#### 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

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(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.

Mover: Michael Lyon Seconder: Alan Hunter

#### Comments:

11 Mar 2019 - 1:06 PM - Joshua Winter

Action reassigned to McGarry, Claire by: Winter, Joshua for the reason: Hey Claire, as per previous - action was re-created with the resolution number issue that Mila emailed about.

7 Aug 2019 - 4:33 PM - Claire McGarry

Items 1 - 5 completed. Item 6 to be undertaken in November / December 2019

16

Res No	Report Title		Meeting Date	Due Date
19-073	The remediation & rehabil Landfill	litation of the Myocum Quarry	28/02/2019	30/11/2019
	Report: 12019/17	Directorate: Infrastructure Ser	vices	

Officer: Hanigan , Danielle

**Resolved** that Council adopt the following Committee Recommendation(s):

Report No. 4.5 The remediation & rehabilitation of the Myocum Quarry Landfill

File No: I2019/17

Committee Recommendation 4.5.1

That WWSC receive further information on the status and obligations of rehabilitation on Council's quarry and other quarries.

Mover: Sarah Ndiaye Seconder: Michael Lyon

### Comments:

27 May 2019 - 3:53 PM - Lloyd Isaacson

Action reassigned to Matthews, Michael by: Isaacson, Lloyd for the reason:

2 Oct 2019 - 11:49 AM - Michael Matthews

Revised Target Date changed by: Matthews, Michael From: 1 Apr 2019 To: 30 Nov 2019

Reason: Further consultation with Works required. 10 Jan 2020 - 11:35 AM - Dominika Tomanek

Action reassigned to Hanigan, Danielle by: Tomanek, Dominika for the reason:

17

Res No	Report Title	Meeting Date	e Due Date
19-076	Railway Park rotunda location	28/02/2019	1/04/2019
	Report: 12019/46	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:

7 Jun 2019 - 8:45 AM - Claire McGarry

Rotunda has been relocated to Site B. Expression of Interest process to begin once park is re-opened

7 Aug 2019 - 4:35 PM - Claire McGarry

No change

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Res NoReport TitleMeeting DateDue Date19-133Draft Charter of Human Rights and Responsibilities28/03/201929/02/2020

Officer: Davis, Esmeralda

**Resolved** that Council support the *Charter of Human Rights and Responsibilities - Byron Shire* and implement its principles consistently with Council's powers and responsibilities and with current laws.

Cr Hunter voted against the motion.

Mover: Michael Lyon Seconder: Sarah Ndiaye

### Comments:

3 Jun 2019 - 4:21 PM - Sarah Parkinson

Implementation to be discussed with Corporate Services

3 Jun 2019 - 4:22 PM - Sarah Parkinson

Action reassigned to Vinfield, Anna by: Parkinson, Sarah for the reason:

30 Jan 2020 - 12:01 PM - Esmeralda Davis

Action reassigned to Davis, Esmeralda by: Davis, Esmeralda for the reason: Acting Manager Corporate Services

30 Jan 2020 - 2:34 PM - Esmeralda Davis

Revised Target Date changed by: Davis, Esmeralda From: 29 Apr 2019 To: 29 Feb 2020

Reason: Action has been reassigned to Acting Manager Corporate Services. Further investigation is required to understand how this

action has progressed to date, and requires more time in the absence of the Legal Services Coordinator.

19

Res No	Report Title	Meeting Date	Due Date
19-137	West Byron - Alternate Zoning Plan	28/03/2019	29/04/2019

Officer: Van Iersel, Rob

**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.

Cr Hunter voted against the motion.

Mover: Michael Lyon Seconder: Sarah Ndiaye

#### Comments:

7 May 2019 - 2:36 PM - Rob Van Iersel

Draft Planning Proposal commenced

Consultant engaged 7 May to prepare updated zoning plans

26 Sep 2019 - 11:45 AM - Shannon Burt

Planning Proposal submitted to the DPIE 2/8/19.

26 Sep 2019 - 11:45 AM - Shannon Burt

Request from DPIE received 6/9/19 under consideration by staff.

20

Res No	Report Title	Meeting Date	Due Date
19-152	State Environmental Planning Policy No 70 Affordable Housing (Revised Schemes) (SEPP 70)	11/04/2019	13/05/2019
Basadas da	Report: I2019/446 Directorate: Sustainable Env Officer: Hancock, Natalie	vironment and Econ	omy

### Resolved:

- 1. That Council advise the Department of Planning that it is preparing an affordable housing contribution scheme under State Environmental Planning Policy No 70 Affordable Housing (Revised Schemes).
- 2. That Council fund the expedited preparation of an affordable housing contribution scheme and its associated local environmental plan amendment and planning agreement policy for Byron Shire through an allocation of \$20,000 at the March Budget Quarterly review.
- 3. That subject to 2, Council prepare an affordable housing contribution scheme and its associated local environmental plan amendment which is consistent with the Department of Planning guideline.

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4. That subject to 2, Council prepare a planning agreement policy for affordable housing which is consistent with the Environmental Planning and Assessment (Planning Agreements) Direction 2019.

Mover: Jan Hackett Seconder: Basil Cameron

Comments:

7 May 2019 - 2:14 PM - Shannon Burt

1 letter drafted

2 funding in March BQR identified

3 & 4 to follow

26 Sep 2019 - 11:37 AM - Shannon Burt

Action reassigned to Hancock, Natalie by: Burt, Shannon for the reason: officer managing the project

30 Sep 2019 - 8:24 AM - Natalie Hancock Being actioned as per the resolution

28 Nov 2019 - 12:19 PM - Natalie Hancock Update report going to Council 12 Dec Meeting

24 Dec 2019 - 9:58 AM - Shannon Burt Update December 2019 Res 19-636

21

Res No	Report Title	Meeting Date	Due Date
19-166	Coastal Estuary Catchment Panel Minutes - 14 March 2019	18/04/2019	20/05/2019

Report: 12019/438 Directorate: Infrastructure Services

Officer: Clark, Cameron

### Resolved:

- 1. That Council note the minutes of the Coastal Estuary Catchment Panel Meeting held on 29 November 2019.
- 2. That Council adopt the following Panel Recommendation(s):

Report No. 4.1 Water Sensitive Urban Design Policy and Strategy Update

File No: I2019/132

#### Panel Recommendation 4.1.1

- 1. That the Draft Water Sensitive Urban Design policy and strategy be presented to a Council Strategic Planning Workshop.
- 2. That prior to presentation the document be updated with the following changes:
  - a) To consider mandating through planning instruments minimum pervious areas on development sites and at land-use area scale.
  - b) To integrate with Council's Climate Change Emergency Declaration including sea level rise as will occur over the lifetime of the device.
- 3. That following the presentation to the Strategic Planning Workshop, the Draft Water Sensitive Urban Design policy and strategy be endorsed for public exhibition and submissions invited.
- That Council adopt the following Panel Recommendation(s):

Report No. 4.2 Belongil Creek Entrance Opening Strategy - Update

File No: I2019/273

### Panel Recommendation 4.2.1

- 1. That Council support finalisation of the Options Assessment (E2019/15408) with minor changes as noted and proceed to Public Exhibition for 28 days of the Draft Belongil Creek Entrance Opening Strategy.
- 2. The results from the Public Exhibition process be reported to extraordinary meeting of the Coastal Estuary Catchment Panel and then to Council.
- 4. That Council adopt the following Panel Recommendation(s):

Report No. 4.3 Item for the Panel Requested by Duncan Dey - review Council's Policy 14/006 on Climate Change

File No: I2019/370

### Panel Recommendation 4.3.1

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This item was not discussed and has been referred to a future extraordinary meeting of this Panel on a date to be determined.

5. That Council adopt the following Panel Recommendation(s):

NEW Item: Guidelines for all consultants submitting reports

### Panel Recommendation 4.3.1

- That Council consider guidelines for all consultants submitting reports that:
  - Pages have margins no bigger than 20 mm
  - Font no smaller than 12 point
  - File sizes no bigger than 30 MB (split documents if necessary, compress pictures)
- That Council ensure that documents presented in committee agendas be readable (font size) and searchable

Seconder: Alan Hunter Mover: Jan Hackett

#### Comments:

2 Jul 2019 - 1:24 PM - Dominika Tomanek

Action reassigned to Clark, Cameron by: Tomanek, Dominika for the reason:

Res No	Report Title		Meeting Date	Due Date
19-175	Temporary relocation of Byron Farmers Market		18/04/2019	20/05/2019
	Report: 12019/468	Directorate: General N	Manager	
		Officer: McGarry, Clair	re	
Resolved:				

- That Council apply for approval to amend the existing consent for The Cavanbah Centre to accommodate the Byron Farmers Market from July 2019.
- 2. That Council provide administrative support as detailed in Table 1 to assist with market relocation including the waiving of stall fees at The Cav to the amount of \$4,914.00 (based on fees for 51-100 stalls once per week for six months).
- 3. That Council install ancillary infrastructure as noted in Table 2 that:
  - accommodates the Byron Farmers Markets relocation and operations; and
  - increases the ability of the Cavanbah Centre to attract complementary markets and events in future. b)
- That Council acknowledge that construction of the Byron Bay Bypass requires the temporary suspension of the Byron Farmers 4. Market's existing licence for Butler Street Reserve and shall abate rent payable for a period of six months.
- 5. That Council offers the market managers \$20,000 funding towards relocation costs for before and during the bypass construction period.

Mover: Michael Lyon Seconder: Sarah Ndiaye

## Comments:

7 Jun 2019 - 8:47 AM - Claire McGarry

Internal Project Control Group formed to implement this resolution. First Farmers Market will be at The Cav 11 July 2019

23

Res No	Report Title		Meeting Date	Due Date
19-237	Tyagarah Hall - results of community consultation		23/05/2019	20/12/2019
	Report: 12019/477	Directorate: Infrastructi	ure Services	
	-	Officer: Matthews, Mich	nael	

### Resolved that Council:

- Notes the consultation results summarised in the report. 1.
- 2. Call for expressions of interest for not-for-profit community groups/organisations to manage the hall and surrounds as defined under the lease, with the terms of lease to be negotiated under delegation of the General Manager and brought back to Council for adoption.
- 3. In the event a lease is granted to a local community group/organisation, consider the installation of night lights and cameras as a deterrent for anti-social behaviour and public safety in the event of evening activities.

Mover: Jan Hackett Seconder: Simon Richardson

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#### Comments:

4 Jul 2019 - 2:24 PM - Lisa Brennan

1. Complete. Noted.

26 Jul 2019 - 2:47 PM - Joanne McMurtry

Currently working on understanding what 'surrounds' can be included in the lease of the hall.

26 Jul 2019 - 2:48 PM - Joanne McMurtry

Revised Target Date changed by: McMurtry, Joanne From: 24 Jun 2019 To: 20 Dec 2019

Reason: Work to understand scope of lease is underway. Yet to advertise and run an assessment process. Anticipate report to Council in October/ November 2019.

26 Aug 2019 - 11:37 AM - Joanne McMurtry

Report to ET planned for early September to clarify that 'surrounds' cannot be included in lease, except for mowing the area immediately around the hall.

26 Aug 2019 - 11:38 AM - Joanne McMurtry

Action reassigned to Matthews, Michael by: McMurtry, Joanne for the reason: Conduct lease EOI for Tyagarah Hall

24

Res No	Report Title		Meeting Date	Due Date
19-275	26.2016.4.1 - Rural Event Sites Planning Proposal - Submissions Report and Next Steps		20/06/2019	22/07/2019
	<b>Report:</b> I2018/2399	<b>Directorate:</b> Sustainable E <b>Officer:</b> Van Iersel, Rob	nvironment and Econ	omy

#### Resolved:

- That Council forward the amended Planning Proposal (Attachment 1 E2019/23021) to NSW Department of Planning, Industry
  and Environment for an amended Gateway Determination, to provide an approval mechanism for rural event sites in the RU2
  Rural Landscape Zone and RU1 Primary Production Zone.
- 2. That, following Gateway, if required, the Planning Proposal be publicly exhibited for a period of 28 day; and following this time a further report be put to Council.
- 3. That Council review existing planning provisions relating to restaurants in the rural zones, to ensure that the controls adequately protect rural amenity and prevent disturbance to neighbours .

Mover: Simon Richardson Seconder: Jeannette Martin

## Comments:

3 Jul 2019 - 8:41 AM - Rob Van Iersel

25/06/2019 Planning Proposal updated to include RU1 zone and sent to DPIE for amended Gateway Determination

26 Sep 2019 - 11:50 AM - Shannon Burt

Request for additional information/clarification from DPIE received 6/9/19 under consideration by staff.

28 Nov 2019 - 1:42 PM - Rob Van Iersel

response provided to DPIE requesting Gateway for PP as submitted

12 Dec 2019 - 10:34 AM - Rob Van Iersel

Amended Gateway received - re exhibition to occur Jan-Feb 2020

25

Res No	Report Title		Meeting Date	Due Date
19-284	Rural Tourism Accommodation Development		20/06/2019	22/07/2019
	Report: 12019/804	Directorate: Sustainat	ole Environment and Econ	omy
		Officer: Grant, Ben		

**Resolved** that Council endorse Option 2 contained in this report to review and amend Byron Local Environmental Plan 2014 and Byron Development Control Plan 2014 in relation to rural tourism/holiday cabins.

Mover: Michael Lyon Seconder: Basil Cameron

### Comments:

2 Jul 2019 - 5:57 PM - Shannon Burt

Option 2 endorsed - work has been delayed due to other planning priorities and strategy reviews needed to inform the LEP/ DCP review. Anticipate report to council first half of 2020.

24 Jul 2019 - 5:10 PM - Shannon Burt

Action reassigned to Grant, Ben by: Burt, Shannon for the reason: responsible project officer

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Res NoReport TitleMeeting DateDue Date19-286Former Byron hospital project - governance models27/06/201929/07/2019

**Report**: I2019/750 **Directorate**: General Manager **Officer**: McGarry, Claire

Resolved that Council:

- 1. Notes the range of governance models investigated for the development and operation of the former Byron Bay Hospital site
- Notes the intention of the Community Steering Committee to form a not-for-profit incorporated association to manage the project
- 3. Nominates the incorporated association formed by the Community Steering Committee as a direct lessee for the site with a view to formalising the terms and conditions of this lease at the next stage of the project
- 4. Be provided with draft documentation for consideration prior to a lease being negotiated, including but not limited to:
  - Constitution of incorporated association and processes around Board election;
  - Draft terms and conditions of head lease
  - Draft terms and conditions of sub-leases
  - Tenancy selection requirements
  - Rental subsidy methodologies
- 5. Request the General Manager, or his delegate, to liaise with the Office of Local Government on the proposed mechanism to ensure that Council meets its statutory requirements

Mover: Simon Richardson Seconder: Basil Cameron

Comments:

7 Aug 2019 - 4:37 PM - Claire McGarry

Items 1 - 3 completed

4 - aiming for Oct or Nov report to Council

5 - discussions underway

27

Report Title		Meeting Date	Due Date
Belongil Catchment Drainage ar	nd Issues Investigation	27/06/2019	29/07/2019
•		ervices	
	Belongil Catchment Drainage ar Report: I2019/649	Belongil Catchment Drainage and Issues Investigation	Belongil Catchment Drainage and Issues Investigation 27/06/2019  Report: I2019/649 Directorate: Infrastructure Services

Mover: Simon Richardson Seconder: Basil Cameron

Comments:

2 Jul 2019 - 3:19 PM - Dominika Tomanek

Report I2019/1048 created for Coastal Panel to be presented at meeting on 8 August 2019

15 Oct 2019 - 11:44 AM - James Flockton

Action reassigned to Clark, Cameron by: Flockton, James for the reason: Action 1 complete. Action 2 for Utilities to complete.

28

Res No	Report Title		Meeting Date	Due Date
19-316	Buildings Asset Managem Service Survey	ent Plan - Community Level of	27/06/2019	29/07/2019
	Report: 12019/860	Directorate: Infrastructure Officer: Robertson, Malcoli		

Resolved that Council adopt the following Committee Recommendation(s):

Committee Recommendation 4.2.1

- 1. That the committee note the Community Levels of Service survey associated with the preparation of the Building Asset Management Plan (BAMP).
- 2. That committee receive a report on the contractual arrangements currently in place for the maintenance of non-Council owned toilets.

Mover: Simon Richardson Seconder: Basil Cameron

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#### Comments:

2 Jul 2019 - 1:03 PM - Dominika Tomanek

Action reassigned to Short, Blyth by: Tomanek, Dominika for the reason:

31 Jul 2019 - 11:40 AM - Blyth Short

Action reassigned to Matthews, Michael by: Short, Blyth for the reason: Requested by Phil Holloway

2 Oct 2019 - 11:46 AM - Michael Matthews

Action reassigned to Robertson, Malcolm by: Matthews, Michael for the reason: To prepare a report on non council owned amenity contracted arrangements

2 Oct 2019 - 11:49 AM - Malcolm Robertson

Review of contractual arrangements for all Council toilets is currently underway

18 Dec 2019 - 12:45 PM - Malcolm Robertson

Tender prepared subject to GM Approval to advertise.

29

Res No	Report Title	Meeting Date	Due Date
19-345	19-345 Belongil Catchment Drainage Board Draft Plan of Management		29/07/2019
	9	<b>Directorate:</b> Infrastructure Services	

Officer: Clark, Cameron Resolved that Council adopt the following Committee Recommendation(s):

## Committee Recommendation 4.1.1

- That ongoing discussion between Council and Belongil Catchment Board (BCDB) continue in respect of producing a memorandum of understanding (MOU).
- 2. That a workshop between representatives of BCDB, Council and NSW Department of Primary Industries (NSW DPI) be held as soon as possible to discuss management plan comments.
- That the workshop outcome be reported.

Mover: Sarah Ndiaye Seconder: Simon Richardson

## Comments:

2 Jul 2019 - 10:49 AM - Phillip Holloway

Action reassigned to Clark, Cameron by: Holloway, Phillip for the reason:

30

Res No	Report Title		Meeting Date	Due Date
19-347	Items Requested by Duncan Dey		27/06/2019	29/07/2019
	Report: 12019/646		vices	
		Officer: Clark, Cameron		

#### Resolved that Council:

- Acknowledge that management of centralised urban sewage requires periodical assessment with annual reporting of the capacities of its 3 main elements:
  - a) the sewer collection system;
  - b) the sewage treatment plant; and
  - c) receiving environments.
- 2. Acknowledge that receiving environments potentially include:
  - a) waterways,
  - b) wetlands.
  - c) irrigation areas;
  - d marine environments, and
  - e) recycled water schemes which are generally downstream of the EPA licence point for the STP.
- 3. Receive reports on the capacities of environments that receive effluent from the Byron Bay STP, including the details of modelling parameters.
- 4. Notes Condition 9 of the development consent for the operation of the STP is that the new load connected from December 2002 onwards is matched by new re-use. The purpose of this Condition as explained in the EIS and its supporting documents was that there would be no increase in flow to the Belongil Catchment, and receive the report on the following questions:

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- a) What was the inflow to the STP in December 2002 and what is it now, noting that another consent Condition is that inflow reaching 80% of the plant's capacity (6.95 ML/day) would trigger steps towards the next expansion.
- b) What was the re-use from the STP in December 2002 and what is it now?
- c) What is the current inflow to the STP and when is it estimated to reach 5.56 ML/day (80% of capacity)?
- 5. That item 4 above be included on the Agenda for the next Strategic Planning Workshop.

6. Arrange a meeting for Committee members and staff meet to discuss further

Mover: Sarah Ndiaye Seconder: Simon Richardson

#### Comments:

2 Jul 2019 - 1:08 PM - Dominika Tomanek

Action reassigned to Clark, Cameron by: Tomanek, Dominika for the reason:

31

Res No	Report Title	Meeting Date	Due Date
19-355	Proposed installation of signage in Apex Park from Positive Change For Marine Life	27/06/2019	11/07/2019
	Report: 12019/875 Directorate: Infrastructure	Services	

**Resolved** that Council meets with Positive Change For Marine Life to install a sign (as per Resolution 15-020) which can be funded from Positive Change For Marine Life contributions and the Crown Reserve budget and that the sign be installed in a manner that will allow easy relocation if required.

Officer: Hanigan, Danielle

Mover: Simon Richardson Seconder: Paul Spooner

#### Comments:

12 Aug 2019 - 2:01 PM - Phillip Holloway

Staff are awaiting advice from Positive Change For Marine Life, as key personnel are away working overseas. Email sent to PCFM on 7/8/2019 to schedule meeting now that they are back in the country.

7 Jan 2020 - 3:51 PM - Lucy Wilson

Action reassigned to Hanigan, Danielle by: Wilson, Lucy for the reason:

8 Jan 2020 - 3:23 PM - Danielle Hanigan

CEO of PCFML met with GM, Director IS and Councillors on 23 October to discuss Council engagement with community organisations. Further communication between GM and CEO of PCFML agreed to an MOU on installation of signage in Apex Park. MOU is currently with legal services team for development.

32

Res No	Report Title	Meeting Date	Due Date
19-384	Railway Park Public Art	22/08/2019	23/09/2019
Danahar da	Report: I2019/1154	Directorate: General Manager Officer: McGarry, Claire	

### Resolved:

- 1. That Council removes Memento Aestates from the scope of works for the upgrade of Railway Park.
- 2. That Council enters into further negotiations with Urban Art Projects (UAP) regarding the artwork's final form and location.
- 3. That an alternative location within the Byron Bay town centre be found for *Memento Aestates* by including it for consideration in concept designs for:
  - a) Rail corridor project
  - b) Sandhills Estate skate park and recreation hub
  - c) Broader rail precinct projects
- 4. That the unspent project budget (\$40,000) be retained in the Section 94A Public Art fund for completion of the artwork once final form and location are agreed upon.

Mover: Simon Richardson Seconder: Sarah Ndiaye

#### Comments:

27 Sep 2019 - 12:57 PM - Claire McGarry

- 1. Completed
- 2. Ongoing PAP meeting on 11 Nov to progress this
- 3. Ongoing
- 4. Completed

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Res No Report Title Meeting Date Due Date

19-419 Byron Bay Bypass - Environmental Compensation Options
Over & Above Project Requirements

22/08/2019 23/09/2019

Report: I2019/902 Directorate: Infrastructure Services

Officer: Warner, Phil

#### Resolved that Council:

- 1. Notes the intent of Resolution 19-253 'Byron Bay Bypass Environmental Compensation Options Over & Above Project Requirements' and supports measures to improve ecological values in Byron Bay;
- Notes the progress that Council has made to implement 84% of Council's award-winning Biodiversity Conservation Strategy 2004, and that the Strategy is currently being reviewed and updated;
- 3. Seeks input from the Biodiversity Committee with regard to the suitability of the proposed sites and the consideration of other potential sites;
- 4. Further discuss the proposed sites in a Strategic Planning Workshop of Council and staff, and also discuss Council potentially conducting an EOI process to identify landowners in the Byron Bay wetland area who would like to work with Council to facilitate and secure long term revegetation and regeneration outcomes;
- 5. In line with the Mitchell's Rainforest Snail Recovery Plan 2002, give priority to the recovery of the Mitchell's Rainforest Snail in the land identified as snail habitat in Council's mapping of its known habitat in the vicinity of the Byron Bay Bypass
- That (5) be among other measures to mitigate impacts of the Byron Bay Bypass that go 'over and above' as per Resolution 19-253.
- 7. Should the staff recommendation for adding an extra the bush regeneration crew member to carry out works be supported, this position be quarantined for an Arakwal person in order to ensure workplace diversity and additional local knowledge.

Cr Spooner voted against the motion.

Mover: Cate Coorey Seconder: Michael Lyon

#### Comments:

28 Nov 2019 - 3:38 PM - Dominika Tomanek

Matter reported to the 11 November BAC meeting and will be reported to the 5 December SPW

12 Dec 2019 - 2:39 PM - Dominika Tomanek

Matter reported to the 5 December SPW and will now be reported again to the February 2020 meeting of Council

34

Res No	Report Title	Meeting Date	Due Date
19-492	Report of the Coastal Estuary Catchment Panel Meeting held on 8 August 2019	26/09/2019	28/10/2019
	Report: 12019/1371 Directorate: Infrastructure Se Officer: Clark, Cameron	ervices	

Resolved that Council note the minutes of the CEMC Panel of 8 August 2019, in particular Panel Recommendation 4.2.1 points (1) and (2).

- 1. That in September 2019 the additional flow path project go through a workshop review with the Belongil Catchment Drainage Board, key Council staff (Utilities, flooding/drainage and planning), members of this Panel and other relevant stakeholders in our community.
- 2. That once the workshop, detailed design clarifications and REF review and considerations have been undertaken, that a further report be prepared for Council resolution.

Mover: Cate Coorey Seconder: Simon Richardson

### Comments:

10 Oct 2019 - 4:12 PM - Heather Sills

Action reassigned to Clark, Cameron by: Sills, Heather for the reason:

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Res NoReport TitleMeeting DateDue Date19-493The Additional Flowpath Project26/09/201928/10/2019

Report: I2019/1433 Directorate: Infrastructure Services

Officer: Clark, Cameron

#### Resolved:

- 1. That Council notes the desire of Council to address, in a timely manner, concerns of local land holders around the management and use of the existing flow path and increased flooding to their lands.
- 2. That Council consider the allocation of an additional \$1,260,000 to the existing budget for the Additional Flow Path Project when the following are complete:
  - a) Concurrence is obtained from the Belongil Drainage Union
  - b) The Review of Environmental Factors is prepared and there is sufficient information regarding the environmental impacts of the Additional Flowpath Project
  - c) The revised Environmental Protection Authority License(s) is obtained for the proposed activity and that clarity around which conditions of consent for the Project are required to be altered to enable the Additional Flowpath
  - d) Drawings or engineering reports that provide more detail of the Project be made available to Council
  - e) The Coastal Officer provides information regarding the Alternative Flow Path Project in the context of the Coastal Management Plan.
  - f) A draft community engagement plan
- 3. That when items within 2 are complete, a report be sent to an extraordinary meeting of the CEMC panel
- 4. That a report from this meeting of the CEMC panel be brought to Council and all approvals, reports, and designs be made publically available as part of this report.

Mover: Cate Coorey Seconder: Jan Hackett

#### Comments:

12 Dec 2019 - 9:50 AM - Cameron Clark

Points 1, 2a, 2b, 2c, 2d and 2f have been completed.

2e is yet to be developed in relation to the coastal management plan.

The AFP project will be considered as part of the stage 1 scoping study for the Belongil Estuary CMP.

A workshop is scheduled for Thursday, 19th December 2019 at 9am in accordance with 19/482

36

Res No	Report Title	Meeting Date	Due Date
19-498	The Byron Model	26/09/2019	28/10/2019
	Report: 12019/1408	Directorate: Corporate and Community Services	

Officer: Sills, Heather

### Resolved:

- 1. That Council supports and endorses the recommendations made by the Byron Model Panel in their final recommendations report (#E2019/63364).
- 2. That Council commits to delivering *'Council's response'* to the recommendations, as outlined in Attachment 2 (#E2019/52133) over a trial period of 2 years, and refining the deliverables through experience.
- 3. That a constitution be drafted for presentation at the next Community Roundtable that clarifies process and timelines for agenda setting.
- 4. That Council allocates additional resources, including a budget allocation in the second Quarter Budget Review of \$22,000 in the 2019/20 budget, to support the implementation of the Byron Model recommendations.

Mover: Basil Cameron Seconder: Sarah Ndiaye

### Comments:

28 Oct 2019 - 11:04 AM - Lisa Brennan

1. Complete. Noted.

13 Nov 2019 - 3:00 PM - Esmeralda Davis

Action reassigned to Sills, Heather by: Davis, Esmeralda for the reason: Lead officer in this project

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Res No	Report Title	Meeting Date	Due Date
19-500	Towards Zero - Byron Shire's Draft Integrated Waste and Resource Recovery Strategy 2019-29	26/09/2019	28/10/2019

**Report**: 12019/874 **Directorate:** Infrastructure Services

Officer: Hanigan, Danielle

### Resolved:

That the Draft Towards Zero - Byron Integrated Waste and Resource Recovery Strategy 2019-29 be placed on public exhibition for a period of 28 days.

2. That the draft Towards Zero - Byron Integrated Waste and Resource Recovery Strategy 2019-29, be reported back to Council with any submissions that are received, prior to the adoption of the Strategy.

Mover: Sarah Ndiaye Seconder: Cate Coorey

#### Comments:

16 Dec 2019 - 1:41 PM - Lucy Wilson

Draft Strategy to go on public exhibition 18 December 2019-29 January 2020.

The Strategy is only required to go on public exhibition for a period of 28 days, however due to timing over Christmas, staff have extended the exhibition period for two weeks to allow extra time for feedback.

10 Jan 2020 - 10:34 AM - Dominika Tomanek

Action reassigned to Hanigan, Danielle by: Tomanek, Dominika for the reason:

10 Jan 2020 - 11:17 AM - Danielle Hanigan

Outcome of the Public Exhibition, and submissions received will be reported to the March 2020 meeting of Council.

38

Res No	Report Title	•	Meeting Date	Due Date
19-503	Federal Park Upgrade Options	2	6/09/2019	28/10/2019
	Report: 12019/1430	Directorate: Infrastructure Servi	ices	

**Directorate:** Infrastructure Services

Officer: Robertson, Malcolm

### Resolved:

- That Council approve the use of the current capital funding of \$40,000 for Federal Parklands within the 2019/20 budget to 1. construct a toilet within the Federal Parklands Reserve and allocate a further \$70,000 from the Public Toilets Special Rates Variation Fund to deliver public toilet facilities positioned on Council owned land. (from GL 4191.068).
- That the location of the toilet be positioned adjacent to the Federal Tennis Courts, with final positioning, hours of operation and 2. maintenance being subject to further consultation with Federal Tennis Club and Federal Community Association.
- 3. That Council seek to identify future grant funding opportunities for facilities within Federal Park.
- 4. That an additional \$42,000 be allocated from Rural South Open Space Reserve to the current skate park upgrade project and bike rack facilities.

Mover: Simon Richardson Seconder: Michael Lyon

#### Comments:

10 Oct 2019 - 4:33 PM - Malcolm Robertson

Resolution noted. Engagement with suppliers commenced as initial step towards developing draft site plan for use in community engagement around location and style of facilities.

18 Dec 2019 - 12:47 PM - Malcolm Robertson

Suppliers providing quotes for composting and flush options. Community Engagement planned early next year.

At 5 February 2020

Res No Report Title Meeting Date **Due Date** Request for sealing of Poplar Avenue Mullumbimby due to 19-524 24/10/2019 25/11/2019 disability access issues **Directorate:** Infrastructure Services **Report:** |2019/1524

Officer: Provis, Joshua

### Resolved:

- 1. That the petition regarding Poplar Avenue, Mullumbimby be noted.
- 2. That the petition be referred to the Director Infrastructure Services.
- 3. That staff:
  - Assess the state of Poplar Road; a)
  - Determine Poplar Road's priority with Council's current road works program for consideration in the 2020/21 financial b)
  - Respond to the authors regarding the claim that Poplar Avenue can be sealed for \$62,000. c)

Mover: Simon Richardson Seconder: Basil Cameron

#### Comments:

2 Dec 2019 - 11:09 AM - Joshua Provis

Letters were sent to the residents acknowledging the petition, advising process of reporting to Council, and advising the costs of the project which was about \$70,000. Following the Council resolution I have spoken directly to the resident and sent them the resolution directly by email, and advised the project is in the 20/21 program for consideration.

40

Res No	Report Title		Meeting Date	Due Date
19-532	Request for new lease by Mullumbimby Tennis Association Inc.		24/10/2019	25/11/2019
	Report: 12019/1615	Directorate: Infrastructure S	ervices	

Officer: Matthews, Michael

Mover: Simon Richardson Seconder: Basil Cameron

### Comments:

28 Nov 2019 - 2:23 PM - Michael Matthews

Staff have received a request from the Mullumbimby Tennis Association to amalgamate with Ocean Shores Tennis Club. This needs to be resolved before entering into a new lease

5 Feb 2020 - 12:02 PM - Paula Telford

Licence not granted, awaiting on 2019 Financial report (as required by current licence) before granting licence. 3 requests made E2020/8196, E2020/8197, E2020/8199, no report produced as at 5/2/20.

41

Res No	Report Title		Meeting Date	Due Date
19-540	Byron Bay Integrated Management Reserve Update		24/10/2019	25/11/2019
	<b>Report</b> : 12019/1588 <b>Dire</b>	ectorate: Infrastructure Se	ervices	

Officer: Green, Bryan

**Resolved** that Council adopt the following Committee Recommendation(s):

### Report No. 4.2 Byron Bay Integrated Management Reserve Update

File No: I2019/1588

## Committee Recommendation 4.2.1

- 1. That Council note the report
- 2. That Council acknowledge that Wetland cells at Byron Bay STP are lined as follows:
  - Cells D, E, and I are lined; a)
  - b) Cell H behaves as if its lined: and
  - F and G are not lined

At 5 February 2020

- 3. That Council contact relevant state authorities and Byron Bay Historical Society to search their archive for reports on the Sand mining activities around Byron Bay and Suffolk Park and especially near Byron Bay STP
- 4. When this information has been assembled, Council consider a site visit for committee members.
- That listing for Byron Bay STP Catchment of sewage load resulting from Development Consents after 9 December 2002 (or similar) be brought to the next WWSAC.
- 6. That Council note that Byron Bay STP capacity was reassessed in recent years.
- 7. That Council note that when ADWF reaches 80% of plant capacity (assessed in 2002 as 6.95 ML/day) Condition 6 requires action by Council.

Mover: Simon Richardson Seconder: Basil Cameron

### Comments:

28 Nov 2019 - 2:08 PM - Dominika Tomanek

Action reassigned to Baulch, Dean by: Tomanek, Dominika for the reason:

28 Nov 2019 - 2:13 PM - Dean Baulch

Action reassigned to Green, Bryan by: Baulch, Dean for the reason: Operational responsibility - question from Col Draper at WWS Committee

20 Jan 2020 - 12:40 PM - Dominika Tomanek

point 1. noticed - no action required

point 2. please refer to report I2020/53 - report to WWSC of 30 January 2020

point 3. Byron Bay Historical Society contacted but still waiting for response

point 4. site visit to be organised when information from BBHS received

. 20 Jan 2020 - 12:48 PM - Dominika Tomanek

point 5. completed - sewage treatment load presented on Meeting of WWSC 30 January 2020

point 6. note only

point 7. completed - reported in I2019/2155 report to WWSC on 30 January 2020

42

Res No	Report Title	Meeting Date	Due Date
19-547	Suffolk Park Pump Track	24/10/2019	25/11/2019
	Report: I2019/1590	Directorate: Infrastructure Services	
		Officer: Matthews, Michael	

### Resolved:

- That Council allocate \$150,000 from the Suffolk Park Open Spaces developer contributions reserve to contribute to the My Community Project Grant contribution of \$156,300 for construction of a Pump Track and associated works at Beech Drive Suffolk Park.
- 2. That the final positioning of the Pump Track is to be the subject of further community consultation, including direct engagement with current user groups, with a report to be brought back to Council recommending the final location.
- 3. That improvement works focusing on shading and new planting, for example as shown as numbers 7, 18, 20, 23, and 25 in concept plan option 1 be considered a high priority.

Mover: Simon Richardson Seconder: Michael Lyon

### Comments:

28 Nov 2019 - 3:11 PM - Michael Matthews

Community meeting scheduled for 3rd December

31 Dec 2019 - 11:45 AM - Phillip Holloway

Community Meeting held on 3 December, follow up discussion/meeting scheduled in January with SPFC

At 5 February 2020

Res No	Report Title		Meeting Date	Due Date
19-553	Review of the current Signage Policy		24/10/2019	25/11/2019
	Report: 12019/1620	Directorate: Sustai	nable Environment and Econ	omy

Officer: Johnstone, Dylan

#### Resolved:

- 1. That given the huge impact lighting and signage can have on the look, feel and ambience of our community, we request that Council staff conduct a review of the current signage policy looking at:
  - a) The approval framework for signage including building and business identification signs, remote business and building identification signs and community event signs.
  - b) The hierarchy of planning legislation in relation to the criteria and controls applicable to each sign type (i.e. SEPP, LEP, DCP) and how these controls interplay with the Town and Village 'Character Statements'.
  - c) The potential for the inclusion of stricter guidelines for the luminance of LED signage.
  - d) A comparative study of other Local Government Areas that have a more recent signage policy.
  - e) The enforcement options where buildings or businesses are non compliant for both current and retrospective DA's in respect to signage.
  - f) The use and proliferation of sandwich board and other mobile signage
- 2. That Council engage with the business community regarding self assessment and review of commercial signage with a view to seek compliance with current standards and a responsibility to support the character of towns and villages.
- 3. That a report be brought to Council responding to points A-E outlining options for a way forward before March 2020.

Mover: Sarah Ndiaye Seconder: Basil Cameron

#### Comments:

8 Nov 2019 - 3:47 PM - Shannon Burt

- 1. Review to commence early 2020.
- 2. Business engagement framework to be developed early 2020.
- 3. Update report to Council March 2020.
- 8 Nov 2019 3:51 PM Shannon Burt

Action reassigned to Johnstone, Dylan by: Burt, Shannon for the reason: Project officer

44

F	Res No	Report Title	Meeting Date	Due Date
1	19-596	Environmental Upgrade Agreements (EUAs) and Sola Buy Options - Update	ar Bulk 28/11/2019	30/12/2019
		Report: I2019/1629 Directorate: Sustain Officer: Curry, Julia	able Environment and Econ	omy

Resolved that Council adopt the following Committee Recommendation(s):

Report No. 4.2 Environmental Upgrade Agreements (EUAs) and Solar Bulk Buy Options - Update File No: 12019/1629

Committee Recommendation 4.2.1

That the Sustainability and Emissions Reduction Advisory Committee note the report and recommend to Council to:

- 1. Invite Shay Singh from Sustainable Energy Foundation to present to Council and renewable energy community groups about the potential for commercial EUAs in Byron Shire.
- 2. Consider a further report on the residential solar program delivery options, including batteries, at the next SERAC meeting.
- 3. Contact a sample of Byron Shire Primary and Secondary schools to gauge interest and demand for a 'Solar my School' program. Communicate outcomes to SERAC and pursue a meeting of school representatives if feedback is positive.

Mover: Simon Richardson Seconder: Sarah Ndiaye

### Comments:

24 Dec 2019 - 9:07 AM - Shannon Burt

- 1 invitation for early 2020 to be sent
- 2 report for SERAC early 2020 to be considered
- 3 contact with schools to be made early 2020
- 24 Dec 2019 9:09 AM Shannon Burt

Action reassigned to Curry, Julia by: Burt, Shannon for the reason:

At 5 February 2020

Res No	Report Title	Meeting Date	Due Date
19-602	Urgent bird protection from dogs at Tallow Creek	28/11/2019	30/12/2019

Report: I2019/1882 Directorate: Sustainable Environment and Economy

Officer: Burt, Shannon

#### Resolved:

- 1. That Council moves to urgently enact stricter dog compliance measures in bird breeding and hatching areas around the Tallow and Belongil Estuaries by committing increased ranger patrols and enforcing compliance and fines against off-leash breaches;
- 2. That Council confines dogs and their walkers to the sealed path that starts at Broken Head Road;
- 3. That Council notify Ingenia Caravan Park that access through the South Byron former STP is prohibited and those entering this area will be considered to be trespassing
- 4. That Council request a meeting with Ingenia Caravan Park to decide the best alternative beach access route from their site and consults with NPWS and Byron Bird Buddies and any other stakeholders to develop a communication and education program
- 5. That a report be prepared for the February Ordinary Meeting on points 1-4 and providing costings and design of fencing on its land that will enable the beach access to be prevented.
- 6. That Council publicise these changes via traditional and social media.

Mover: Cate Coorey Seconder: Jan Hackett

#### Comments:

9 Dec 2019 - 3:51 PM - Shannon Burt

1 enforcement team to continue patrols of area and will include dog owner education on site and via web

2&3 in progress

4 stakeholder meeting in mid January

5 report in Feb

6 in progress

Dura Data

46

es No Report	Title		Meeting Date	Due Date
-607 Establish	ning a Natural Buri	al Ground in Byron Shire	28/11/2019	30/12/2019
Report:	I2019/1898	Directorate: Infrastructur	e Services	
		Officer: Erskine, Andrew		
•	12019/1898	Officer: Erskine, Andrew		

Resolved that Council look to establish a Natural Burial Ground within Byron Shire and pursuant to this:

- 1. Identify a suitable parcel of Council land for the purposes of establishing a Natural Burial Ground for the community.
- 2. Call for Expressions of Interest from landholders within Byron Shire to provide a space for a Natural Burial Ground.
- 3. Report back to Council on the above and any protocols required from Council to implement such a project.

Mover: Michael Lyon Seconder: Jeannette Martin

### Comments:

16 Dec 2019 - 11:47 AM - Michael Matthews

Action reassigned to Erskine, Andrew by: Matthews, Michael for the reason: Allocated to Andy Erskine to manage process

At 5 February 2020

Res No	Report Title	Meeting Date	Due Date
19-608	A Community Proposal to name land at S Linda Vidler Memorial Park	Suffolk Park as 28/11/2019	30/12/2019
	Report: I2019/1380 Director	ate: Infrastructure Services	

Officer: Erskine, Andrew

#### Resolved:

- 1. That Council support the application for the naming of the land parcel on Beech Drive currently referred to as the Suffolk Park Recreation Grounds as the Linda Vidler Memorial Park.
- 2. That staff proceed to exhibit the preferred name for 28 days as per Council's Naming of Public Places and Community Facilities Policy.
- 3. That should no objections be received, that the name be adopted and submitted to the NSW Geographical Names Board for approval and registration.
- 4. That the Plan of Management is amended to reflect a change of name.
- 5. That if adopted and in consultation with the family, Council hold a community celebration including a tree planting.

Seconder: Paul Spooner Mover: Sarah Ndiaye

#### Comments:

12 Dec 2019 - 9:47 AM - Andrew Erskine

Proposal appeared in council block advertising (Community Notices) on 11/12/19. Submissions close 8/1/20

8 Jan 2020 - 2:25 PM - Andrew Erskine

Exhibition period has closed with nil submissions. We will now proceed to application with the Geographic Names Board.

3 Feb 2020 - 2:54 PM - Andrew Erskine

Proposal submitted to GNB on 15/1/20 via email and will be considered in March

48

Res No	Report Title		Meeting Date	Due Date
19-611	Brunswick Heads to Mullumbimby Cycleway Investigation Report and Preferred Option Concept Design		28/11/2019	30/12/2019
	Report: 12019/1894	Directorate: Infrastructure	Services	
Posolyod:		Officer: Elford, Evan		

### Resolved:

- That Council undertake an Investigation Report and Preferred Option Concept Design for a Brunswick Heads to Mullumbimby 1. Cycleway.
- 2. That the preferred option design consider: continuous cycleway with safe crossings, continuous cycleway on one side of the road, and continuous cycleways on both sides of the road.
- That actions in 1, and funding identification and allocation occur upon funding being secured for the Byron Bay (Browning 3. Street) to Suffolk Park (Clifford Street) Cycleway.

Mover: Simon Richardson Seconder: Basil Cameron

## Comments:

2 Dec 2019 - 3:25 PM - Phillip Holloway

Action reassigned to Elford, Evan by: Holloway, Phillip for the reason: Responsibility of Manager Works

At 5 February 2020

Res NoReport TitleMeeting DateDue Date19-616Multi Use of Byron Shire Rail Corridor - Next Steps28/11/201930/12/2019

Report: I2019/1754 Directorate: Infrastructure Services

Officer: Black, Therese

#### Resolved that Council:

- 1. Supports the preferred option of a "Rail with Trail" use for the Byron Shire Rail Corridor as an outcome of the Feasibility Study completed by Arcadis Australia Pacific Pty Ltd.
- 2. Prioritise the removal of vegetation and maintenance of drainage within the rail corridor as the first stage towards reactivating the rail corridor, and that in relation to this prioritisation:
  - Note the recent meeting between the General Manager, Director of Sustainable Environment and Economy and Mayor with the Hon. Ben Franklin MP and Minister of Regional Transport, the Hon. Paul Toole, and thank the Minister for his acknowledgment that the Byron Shire section of the Casino to Murwillumbah Rail Corridor could facilitate a Rail with Trail activation if further feasibility investigations supported this outcome and that clarity of where ongoing rail corridor maintenance responsibility lies will be forthcoming.
  - b) Notes and endorses the unanimous support by the Northern River Joint Organisation for the prioritisation of removing vegetation from within the rail corridor and its request to the State Government for its immediate removal in order to commence reactivation of the rail corridor as resolved at the 16 August, 2019 ordinary meeting of the NRJO.
- Concurrently, prioritise the investigation into and eventual recommendation of the preferred governance model to manage the Casino to Murwillumbah Rail Corridor reactivation project, with a specific focus on the Rail with Trail activation within Byron Shire.
- 4. Endorse further investigation of a "Rail with Trail" option, including the following activities for reactivating the Byron Shire Rail Corridor:
  - i) Letter of Understanding with NRJO to collaborate on a Northern Rivers Rail Corridor Reactivation Project (Casino to Murwillumbah), incorporating a Rail with Trail project in Byron Shire
  - ii) Undertake further design and engineering assessment work to prepare for track based transport vehicles (on formation) to be grant and/or investment ready and that this includes reviewing the Office of the National Rail Safety Regulator-Safety Management System Guideline.
  - iii) Apply for grant funding, as opportunities arise, including regional economic development grant opportunities.
- 5. Consider a budget allocation of \$100,000 as part of the 31 December Quarterly budget review, to progress points 3 and 4.

Mover: Simon Richardson Seconder: Sarah Ndiaye

## Comments:

12 Dec 2019 - 2:40 PM - Dominika Tomanek

The various actions are being progressed and the brief for further engineering assessment will be circulated to Councillors for feedback prior to action.

31 Dec 2019 - 11:47 AM - Phillip Holloway Item 2a and 2b complete refer #E2019/91702

50

Res No	Report Title	Meeting Date	Due Date
19-621	Safe Beaches and Leg Rone Campaign	28/11/2019	30/12/2019

**Report:** 12019/1859 **Directorate:** Infrastructure Services

Officer: Matthews, Michael

### Resolved:

- 1. That Council notes the attached Safe Beaches Interim Committee Constitution (E2019/81994) and seeks further feedback from the Safe Beaches Interim Committee on the draft Constitution.
- 2. That Council supports the Interim Committee Leg Rope Campaign in efforts to reduce incidents that occur as a result of the practice of not wearing leg ropes.

Mover: Paul Spooner Seconder: Simon Richardson

### Comments:

31 Dec 2019 - 11:40 AM - Phillip Holloway Item 1 - Feedback to be sought from members

Item 2 - Noted

At 5 February 2020

Res NoReport TitleMeeting DateDue Date19-624TAFE NSW and Lot 12 Bayshore Drive Byron Bay12/12/201913/01/2020

**Report**: I2019/1837 **Directorate**: General Manager **Officer**: McGarry, Claire

#### Resolved that Council:

- 1. Note the separate report included in this agenda titled 'Residential Strategy and affiliated projects update' and the section of the Report relating to Lot 12 Bayshore Drive, Byron Bay.
- 2. Confirm its in principle support for TAFE NSW to progress plans for a Connected Learning Centre, subject to appropriate probity and planning considerations, through the urban design investigation for Lot 12 Bayshore Drive, Byron Bay.
- 3. Authorise the General Manager to negotiate and enter into a non-binding Heads of Agreement with TAFE NSW for a Connected Learning Centre on Lot 12 Bayshore Drive, Byron Bay.

Mover: Michael Lyon Seconder: Paul Spooner

#### Comments:

8 Jan 2020 - 12:06 PM - Phillip Holloway

Item 1 - Noted Item 2 - Noted

52

Res No	Report Title	Meeting Date	Due Date
19-625	Acquisition and surrender of land - Byron pool complex	12/12/2019	13/01/2020

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:

8 Jan 2020 - 12:00 PM - Matt Meir

Development application for the subdivision likely to be lodged on 10 January 2020.

53

Res No	Report Title		Meeting Date	Due Date
19-633	Integrated Pest Manager	nent Strategy (Resolution 19-519)	12/12/2019	13/01/2020
	Report: I2019/1820	Directorate: Sustainable En	vironment and Econ	omy
		Officer: French, Sharyn		

### Resolved:

- 1. That Council acknowledge that items 1 to 6 of Resolution 19-519 have been satisfactorily met.
- 2. That Council endorse the changes in Attachment 1 (E2019/84783) for inclusion into the Integrated Pest Management Strategy 2019-2029.
- 3. That Council note that item 7 of Resolution 19-519 "on completion of items 1-6 above, present the revised draft to the next available Planning Meeting of Council", will be reported in February 2020.

Mover: Michael Lyon Seconder: Paul Spooner

At 5 February 2020

#### Comments:

24 Dec 2019 - 9:11 AM - Shannon Burt

1 noted

2 noted for inclusion in final strategy

3 staff to report to February meeting

24 Dec 2019 - 9:13 AM - Shannon Burt

Action reassigned to French, Sharyn by: Burt, Shannon for the reason: To complete action as K Love no longer project officer

54

Res No	Report Title		Meeting Date	Due Date
19-634	Annual Emissions Inventory a Emissions Target	and Achieving Net Zero	12/12/2019	31/12/2020
	Report: 12019/1823	Directorate: Sustainable Officer: Mallee Kim	Environment and Econ	omy

#### Resolved:

- 1. That Council note the annual emissions inventory and progress toward meeting the Net Zero Emissions Target.
- 2. That Council become Carbon Neutral Certified under the National Carbon Offset Standard (NCOS) commencing in the 2025/26 financial year.
- 3. That Council note that a Councillor and staff workshop will be organised in the 2020/21 financial year in order to fully understand the scope and implications associated with offsetting and that the workshop report will form the foundation for an offsetting policy and procedure as identified in the Net Zero Emissions Strategy.

Mover: Michael Lyon Seconder: Paul Spooner

#### Comments:

24 Dec 2019 - 9:14 AM - Shannon Burt

1 noted

2 noted

3 workshop as per point 3 to be convened by staff 20/21

24 Dec 2019 - 9:17 AM - Shannon Burt

Revised Target Date changed by: Burt, Shannon From: 13 Jan 2020 To: 31 Dec 2020

Reason: Next FY action as per resolution

55

Res No	Report Title		Meeting Date	Due Date
19-674	Final Business and Indus	trial Lands Strategy for adoption	12/12/2019	13/01/2020
	Report: i2019/1633	Directorate: Sustainable E	nvironment and Econ	omy
		Officer: Hancock, Natalie		

## Resolved:

- 1. That Council note the Business and Industrial Lands Strategy has been updated to reflect the outcomes of consultation, as applicable on Area 5 Gulgan North described as part of Lot 2 DP 1159910, 66 The Saddle Road, Brunswick Heads which has been included as a possible industrial and business park area.
- 2. That Council adopt the Business and Industrial Lands Strategy as contained in Attachment 4 (E2019/85987) and together with the Background Report contained in Attachments 3, 5 and 6 (E2019/86202, E2019/83593 and E2019/86203) send to the NSW Department of Planning, Industry & Environment for final endorsement.
- 3. That Council note that the colour contrasts used on some figures in the Business and Industrial Lands Strategy will be reviewed and if necessary, changed to enhance readability under the Web Content Accessibility Guidelines before sending to NSW Department of Planning, Industry & Environment for final endorsement. (Richardson/Spooner)

The motion was put to the vote and declared carried. Crs Coorey, Cameron and Hackett voted against the motion.

Mover: Simon Richardson Seconder: Paul Spooner

## Comments:

24 Dec 2019 - 9:23 AM - Shannon Burt

Subject to rescission motion to be considered February 2020 planning meeting.

At 5 February 2020

Res No	Report Title		Meeting Date	Due Date
19-675	PLANNING - 26.2019.1.1 - Planning Pr amendment to Byron LEP 2014 to perm subdivision and dwellings at Lot 38 DP Road, Wilsons Creek	it Community Title	12/12/2019	13/01/2020
	•	<b>orate:</b> Sustainable En : Caras, Alex	vironment and Econ	omy

**Resolved** that Council defer this matter for staff to liaise with the proponent to discuss differing views and provide advice on the following matters at the next available Planning Meeting:

- 1. Mapping of Yankee Creek as Key Fish Habitat.
- 2. Traffic impacts and appropriate intersection designs, including access from Wilsons Creek Road (without increasing from current access users) and upgrading Alidenes Road.
- 3. Flood, including filling of some flood prone land and clarity on the area affected by the 1% '2100yr' climate change flood event and 30m riparian buffer to Yankee Creek and therefore, clarifying the amount of the site that is developable.
- 4. The most appropriate Minimum Lot Size capable of treating wastewater generated on the land.
- 5. The amount of land required for infrastructure and utilities.

Mover: Simon Richardson Seconder: Paul Spooner

Comments:

24 Dec 2019 - 9:24 AM - Shannon Burt

Deferred for meeting with applicant early 2020. Report back to council to follow.

57

Res No	Report Title	Meeting Date	Due Date	
19-676	PLANNING - Draft Planning Controls for Short Term Rental Accommodation in response to Ministerial Direction 3.7	12/12/2019	13/01/2020	
	Reduction in non-hosted rental accommodation period			
	Report: I2019/1925 Directorate: Sustainable Environment and Economy			
	Officer: Grant, Ben			

## Resolved:

- 1. That Council request staff to prepare a planning proposal to amend Byron Local Environmental Plan 2014 in accordance with the draft planning controls in Attachment 1 (E2019/85833) except to replace point 4 with a new point 4 "investigate and apply an appropriate planning mechanism to limit 10% of the total housing stock in use as non-hosted STRA".
- 2. That Council request staff to undertake an online community engagement activity of the draft planning proposal controls during December and January to canvass community opinion on the controls.
- 3. That Council receive a report on the community engagement activity with a finalised planning proposal, for endorsement to submit to the Department of Industry and Environment for Gateway Determination in February 2020.

Crs Coorey, Martin, Lyon, Richardson, Cameron, Hackett, Spooner and Hunter voted in favour of the motion. Nil Crs voted against the motion.

Mover: Michael Lyon Seconder: Paul Spooner

#### Comments:

24 Dec 2019 - 9:25 AM - Shannon Burt

- 1 planning proposal under preparation as per point 1
- 2 online engagement 23 December until 31 January
- 3 staff to report to February 2020 planning meeting

At 5 February 2020

Res NoReport TitleMeeting DateDue Date19-679Council Development Assessment Symposium12/12/201913/01/2020

Officer: Burt, Shannon

#### Resolved:

1. That Council hold a Summit in the first quarter of 2020 to assist the organisation in ensuring its development application assessment processes are as efficient, timely and thorough as possible.

2. That invitees should include those involved in the lodgement and development of both large and small scale DAs (and additional surveys and technical reports) including professionals and local residents.

Mover: Simon Richardson Seconder: Alan Hunter

#### Comments:

24 Dec 2019 - 9:27 AM - Shannon Burt

1 summit to be convened early 2020

2 suitable list of attendees and symposium program to be developed by staff for the day

59

Res No	Report Title	Meeting Date	Due Date
19-681	Byron Shire Youth Challenge	12/12/2019	13/01/2020
	Report: 12019/1976	Directorate: Corporate and Community Services	

## Officer: Sills, Heather

#### Resolved:

- That Council thanks the young people from Mullumbimby High School involved in the Byron Shire Youth Challenge, through formal recognition at their school presentation day on 17 December 2019.
- That Council continues to support the 'food waste expo' initiative developed by young people in the Byron Youth Challenge through:
  - a) the allocation of staff resources
  - b) utilising up to \$5,000 from the 'Youth Council' budget for the coordination and delivery of the event
  - c) development of collateral and promotion in the lead up to the event
- 3. That, should the Mullumbimby High School wish to implement a green bin service, Council provides internal green bins, such as kitchen cadies to assist them with their food waste initiative.

Mover: Michael Lyon Seconder: Simon Richardson

### Comments:

6 Jan 2020 - 3:01 PM - Lisa Brennan

3. Noted.

60

Res No	Report Title		Meeting Date	Due Date
19-684	Climate Emergency Response - ι 341	pdate on Resolution 19-	12/12/2019	13/01/2020
	•	Directorate: Sustainable Er Dfficer: French, Sharyn	nvironment and Econ	omy

### Resolved:

- That Council note the response to items 2.iv &.v of resolution 19-341 which includes a gap analysis of Council programs in Attachment 2 (E2019/86487), which will be further developed to inform the proposed Action Tank workshop.
- 2. That Council request staff to convene an Action Tank workshop in the new year to advance the development of the Climate Change Adaptation Plan to be reported to Council within six months of the workshop
- 3. That Council fund the Action Tank Workshop and development of the Climate Change Adaptation Plan by allocating \$60,000 from the Land and Natural Environment Reserve.

Mover: Cate Coorey Seconder: Michael Lyon

#### Comments:

24 Dec 2019 - 9:29 AM - Shannon Burt

- 1 noted
- 2 action tank workshop attendee list invites sent out and program under development

3 notec

At 5 February 2020

Res No	Report Title	Meeting Date	Due Date
19-692	PLANNING - 24.2019.53.1 Habitat DCP Amendment; Chapter E5 Certain Locations in Byron Bay and Ewingsdale	12/12/2019	13/01/2020
	Report: I2019/1904 Directorate: Sustainable Env	vironment and Econ	omy
	Officer: Van Iersel, Rob		

#### Resolved:

- 1. That Council proceed to exhibit the draft DCP 2014 Chapter E5 amendment as shown in Attachment 1 (E2019/84596) for a period of 28 days.
- 2. That the exhibition documents reference the associated Development Application and provide a synopsis of what is sought in that DA
- 3. That following exhibition, Council receive a further report detailing submissions made. Should there be no submissions as of the close of the exhibition period, that Council adopt the amended Chapter and give notice of its decision in accordance with the Environmental Planning and Assessment Regulation.

Mover: Basil Cameron Seconder: Simon Richardson

#### Comments:

24 Dec 2019 - 9:31 AM - Shannon Burt

1 exhibition to proceed

2 noted for inclusion in exhibition

3 staff to report back to council following exhibition

24 Dec 2019 - 9:33 AM - Shannon Burt

Action reassigned to Van Iersel, Rob by: Burt, Shannon for the reason: To action DA and DCP together as per resolution

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Res No	Report Title		Meeting Date	Due Date
19-693	Byron Shire Council Agric	cultural Action Plan Update	12/12/2019	13/01/2020
	<b>Report:</b> I2019/1919	<b>Directorate:</b> Sustainable <b>Officer:</b> Cameron, Andrev		omy
Decelused.				

#### Resolved:

- 1. That Council note the update provided in this report on completed, current and future projects and activities supporting agriculture, agri-business and farmers in Byron Shire.
- 2. That Council acknowledge the significant value the implementation of the Agricultural Action Plan and its contribution to achieving the objectives, strategies and actions of Council's *Community Strategic Plan and Operational Plan.*
- 3. That staff conduct a workshop to review the Agricultural Action Plan in attachment 2 with Councillors for adoption by Council.
- 4. That the workshop consider funding options to meet the future requirements of the plan in the 20/21 budget.

Mover: Alan Hunter Seconder: Michael Lyon

### Comments:

24 Dec 2019 - 9:34 AM - Shannon Burt

1 noted

2 noted

3 SPW Feb/March

4 noted for consideration

At 5 February 2020

Res NoReport TitleMeeting DateDue Date19-694Byron Bay Paid Parking Time Changes - Jonson St12/12/201913/01/2020

Report: 12019/1256 Directorate: Infrastructure Services

Officer: Pearce . Andrew

Resolved that Council adopt the following Committee Recommendation(s):

Report No. 6.2 Byron Bay Paid Parking Time Changes - Jonson St

File No: I2019/1256

### Recommendation 6.2.1

That Council support a minor modification of the Byron Bay Pay Parking scheme, as outlined below:

- 1. That 12 car spaces, extending from in front of 120 Jonson St and north to the bus stop in front of Mercato, be modified to 2P
- 2. The associated street signage be updated to reflect the above changes with additional signs added as required.
- 3. The modification is to be communicated to all relevant stakeholders, such as:
  - a) Council's compliance team;
  - b) Council's communication team for advertising on Council's website and updating parking maps;
  - c) Companies managing Council pay parking scheme in order to update relevant databases.
- 4. Approves the installation of up to 2 accessible on-street car spaces in front of 108 Jonson Street, Byron Bay.
- 5. Authorises Council Staff to install these disabled spaces subject to:
  - a) Their location being generally in accordance with either Option 1 (E2019/88797) or Option 2 (E2019/89041), as presented to the extraordinary LTC meeting on December 6th 2019.
  - b) The installation of appropriate regulatory signs and line markings and accessibility spaces in accordance with Australian Standards.

Mover: Basil Cameron Seconder: Jan Hackett

#### Comments:

13 Dec 2019 - 3:42 PM - Stephanie Tucker

Action reassigned to Pearce, Andrew by: Tucker, Stephanie for the reason:

64

Res No	Report Title		Meeting Date	Due Date
19-326	Report of the Coastal Estuary Catchm on 7 June 2019	ent Panel Meeting held	27/06/2019	29/07/2019
	Report: I2019/922 Directorate: Sustainable Environment and Economy Officer: French, Sharyn		omy	

#### Resolved:

- 1. That Council note the minutes of the Coastal Estuary Catchment Panel Meeting held on 7 June 2019.
- 2. That Council review the Climate Change Strategic Planning Policy as part of the Climate Emergency Response review of relevant climate policy and literature, to establish an overarching framework for climate adaptation across Council's business and programs. The review to take into account the outcomes and recommendations from the 7 June Coastal Estuary Catchment Panel workshop.
- 3. That up until the review of the Policy in 2 is completed, Council revise the parameters recommended by the Panel and any others set by Government in relation to climate change impact when undertaking strategic, infrastructure and operation planning
- 1. That a draft of this revised Policy in 2 be brought back to Council.
- 5. That these revisions to the current Climate Change Policy be completed/given effect to by 31 December 2019

Mover: Sarah Ndiaye Seconder: Cate Coorey

#### Comments:

13 Dec 2019 - 3:04 PM - Phillip Holloway

Action 1 Complete, Action 2 to be completed by Utilities Staff

16 Dec 2019 - 1:08 PM - Dominika Tomanek

Action reassigned to Dowsett, Chloe by: Tomanek, Dominika for the reason:

24 Dec 2019 - 10:02 AM - Shannon Burt

report to December meeting on climate emergency response - action tank - policy review Res 19-684.

points 3 and 4 to be considered as part of this work.

point 5 as per the above report and as 3 and 4 progressed.

24 Dec 2019 - 10:04 AM - Shannon Burt

Action reassigned to French, Sharyn by: Burt, Shannon for the reason: to be considered concurrent with the Climate Emergency Response.