

Meeting Date: Tuesday 14 August 2012
Location: Council Chambers, Level 6, Civic Centre, 1 Devlin Street, Ryde
Time: Following the conclusion of the adjourned Council Meeting of
24 July 2012

*Council Meetings will be recorded on audio tape for minute-taking purposes
as authorised by the Local Government Act 1993.*

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1 CONFIRMATION OF MINUTES - Extraordinary Council Meeting held on 23 July 2012

Report prepared by: Meeting Support Coordinator**File No.:** GRP/12/5/5/5 - BP12/916

REPORT SUMMARY

In accordance with Council's Code of Meeting Practice, a motion or discussion with respect to such minutes shall not be in order except with regard to their accuracy as a true record of the proceedings.

RECOMMENDATION:

That the Minutes of the Extraordinary Council Meeting 12/12, held on 23 July 2012 be confirmed.

ATTACHMENTS

- 1 Minutes - Extraordinary Council Meeting - 23 July 2012

ITEM 1 (continued)

ATTACHMENT 1

**Extraordinary Council Meeting
MINUTES OF MEETING NO. 12/12**

Meeting Date: Monday 23 July 2012

Location: Council Chambers, Level 6, Civic Centre, 1 Devlin Street, Ryde

Time: 7.30pm

Councillors Present: The Mayor, Councillor Etmekdjian and Councillors Butterworth, Campbell, Li, Maggio, O'Donnell, Perram, Petch, Pickering, Salvestro-Martin and Tagg.

Apologies: Councillor Yedelian OAM.

Staff Present: Acting General Manager, Group Manager – Community Life, Group Manager – Environment & Planning, Group Manager - Public Works, General Counsel and Manager - Governance.

PRAYER

Roy Newsome, Acting General Manager read the prayer prior to the commencement of the meeting.

DISCLOSURES OF INTEREST

There were no disclosures of interest.

STAFF PRESENT

RESOLUTION: (Moved by Councillors Perram and Petch)

That all staff, with the exception of the Acting General Manager and Manager Governance, leave the meeting.

Record of Voting

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Butterworth, Campbell, Li, Maggio, O'Donnell, Perram, Petch, Salvestro-Martin and Tagg

Against the Motion: Councillor Pickering

Note: All staff with the exception of the Acting General Manager and Manager Governance, left the meeting the time being 7.34pm

ITEM 1 (continued)

ATTACHMENT 1

MAYORAL MINUTES

1 MM06/12 - STAFF MATTER - The Mayor Artin Etmekdjian

RESOLUTION: (Moved by The Mayor, Councillor Etmekdjian and Councillor Campbell)

That Council resolve into closed session in accordance with section 10A(2)(a) of the Local Government Act to consider the ATTACHED CONFIDENTIAL matter.

Record of Voting

For the Motion: The Mayor, Councillor Etmekdjian and Councillors Butterworth, Campbell, Li, O'Donnell, Perram, Petch, Pickering, Salvestro-Martin and Tagg

Against the Motion: Councillor Maggio.

Note: The Council closed the meeting at 7.36pm. The public and media left the chamber.

CLOSED SESSION

STAFF MATTER

Confidential

This item is classified CONFIDENTIAL under Section 10A(2) of the Local Government Act, 1993, which permits the meeting to be closed to the public for business relating to the following: (a) personnel matters concerning particular individuals (other than councillors).

A confidential minute of this matter was recorded and a copy is ON FILE.

OPEN SESSION

RESOLUTION: (Moved by Councillors Pickering and Maggio)

That Council resolve itself into open Council.

Record of Voting:

For the Motion: Unanimous

Note: Open Council resumed at 8.23pm and the meeting was opened to the public, press and staff. At this time the Acting General Manager reported to the meeting the resolution passed during Closed Session as follows:

ITEM 1 (continued)

ATTACHMENT 1

RESOLUTION

1. The Council's contract with John Neish dated 14 October 2009 be terminated with immediate effect, pursuant to clauses 10.3.5 and 11.3 and Schedule C thereof, and that John Neish be thereby removed from the position of General Manager with immediate effect.
2. Pursuant to s336(1) of the Local Government Act 1993, Roy Newsome's appointment to act in the position of General Manager be extended, pending appointment of a new General Manager pursuant to s334 of the Act.
3. (a) Pursuant to clause 11.4 of his contract with the Council dated 14 October 2009, John Neish's entitlements under clause 11.3 of that contract be calculated and paid to him forthwith by direct payment to his bank account, and that payment in accordance with this resolution be delegated to the acting General Manager and that the acting General Manager be directed to implement this resolution with all deliberate speed and in any event by close of business on Wednesday, 25 July 2012.

(b) The acting General Manager be further directed to prepare and deliver to Mr Neish, either in hard copy or by email, all necessary papers and documentation required by law by close of business on Wednesday, 25 July 2012.

Note: A Notice of Rescission signed by Councillors Campbell, O'Donnell and Maggio was lodged in relation to this matter.

NATIONAL ANTHEM

The National Anthem was sung at the conclusion of the meeting.

The meeting closed at 8.27pm.

CONFIRMED THIS 14TH DAY OF AUGUST 2012

Chairperson

**2 REPORT OF THE PLANNING AND ENVIRONMENT COMMITTEE MEETING
10/12 held on 7 August 2012**

Report prepared by: Meeting Support Coordinator**File No.:** GRP/12/5/5/5 - BP12/783

REPORT SUMMARY

Attached are the Minutes of the Planning and Environment Committee Meeting 10/12 held on 7 August 2012. The Minutes will be listed for confirmation at the next Planning and Environment Committee Meeting.

Items 1 and 2 was dealt with by the Committee within its delegated powers.

The following Committee recommendations for Items 3, 4 and 5 are submitted to Council for determination in accordance with the delegations set out in Council's Code of Meeting Practice relating to Charters, functions and powers of Committees:

3 498 BLAXLAND ROAD, DENISTONE. Application under Section 82A of the EP&A Act, 1979, to review Council's determination of LDA2011/0257 for construction of affordable rental housing (under the Affordable Rental Housing SEPP) on the site. APL2012/0002.

Report: The Committee inspected the property at 498 Blaxland Road, Denistone.

Note: A Memorandum from Mr Dominic Johnson, Group Manager – Environment and Planning dated 1 August 2012 was tabled in relation to this Item and a copy is ON FILE.

Note: Mr Rainer Ratinac (objector) and Mr Graham McKee (on behalf of the applicant) addressed the Committee in relation to this Item.

Note: Councillor Yedelian OAM left the meeting at 5.34pm and was not present for consideration of this Item.

MOTION: (Moved by Councillors O'Donnell and Butterworth)

(a) That Local Development Application No. 2011/0257 for 498 Blaxland Road, Denistone that was determined by way of refusal on 7 February 2011 be now approved, subject to **ATTACHED** conditions (Attachment 2) with condition number 21 to read as follows:-

21. **Section 94.** A monetary contribution for the services in Column A and for the amount in Column B shall be made to Council prior to the issue of any **Construction Certificate:**

ITEM 2 (continued)

A – Contribution Type	B – Contribution Amount
Community & Cultural Facilities	\$7,339.49
Open Space & Recreation Facilities	\$18,068.29
Civic & Urban Improvements	\$6,145.50
Roads & Traffic Management Facilities	\$838.40
Cycleways	\$523.61
Stormwater Management Facilities	\$1,664.68
Plan Administration	\$141.18
The total contribution is	\$34,721.14

These are contributions under the provisions of Section 94 of the Environmental Planning and Assessment Act, 1979 as specified in Section 94 Development Contributions Plan 2007 (2010 Amendment) adopted by City of Ryde on 16 March 2011.

The above amounts are current at the date of this consent, and are subject to **quarterly** adjustment for inflation on the basis of the contribution rates that are applicable at time of payment. Such adjustment for inflation is by reference to the Consumer Price Index published by the Australian Bureau of Statistics (Catalogue No 5206.0) – and may result in contribution amounts that differ from those shown above.

A copy of the Section 94 Development Contributions Plan may be inspected at the Ryde Planning and Business Centre, 1 Pope Street Ryde (corner Pope and Devlin Streets, within Top Ryde City Shopping Centre) or on Council's website <http://www.ryde.nsw.gov.au>.

- (b) That the persons who made submissions be advised of Council's decision.

Record of Voting:

For the Motion: Councillors O'Donnell

Against the Motion: Councillors Butterworth, Pickering, Salvestro-Martin

Note: As the voting on the matter was one (1) For and three (3) Against, the Motion was LOST and the matter was AT LARGE. A further Motion was then moved.

RECOMMENDATION: (Moved by Councillors Butterworth and Salvestro-Martin)

- (a) That Local Development Application No. 2011/0257 for 498 Blaxland Road, Denistone be refused for the following reasons:-
1. The development as proposed will be detrimental to the character of the area having regard to the proposed density in terms of number of units as it is inconsistent with the multi-dwelling housing density provisions under Clause 4.5B of the LEP 2010.

ITEM 2 (continued)

2. The proposed two storeys for the front two dwellings is inconsistent with the character of the locality and contrary to the height control for multi-housing developments contained under Council's DCP 2010.
3. The form of proposed development contradicts Council's Policy on the design, character and density of multi-dwelling housing.
4. The development is an overdevelopment of the site and provides insufficient parking including no parking for visitors to the site especially given the location of the site on Blaxland Road.
5. The development is not in the public interest as evident by the submissions made.

(b) That the persons who made submissions be advised of Council's decision.

Record of Voting:

For the Motion: Councillors Butterworth, Pickering and Salvestro-Martin

Against the Motion: Councillors O'Donnell

Note: This matter will be dealt with at the Council Meeting to be held on **14 AUGUST 2012** as dissenting votes were recorded and substantive changes were made to the published recommendation.

4 252 QUARRY ROAD RYDE. LOT 2 DP 701738. Local Development Application for Demolition and Erection of an Attached Dual Occupancy. LDA2010/439.

Note: A Memorandum from Mr Dominic Johnson, Group Manager – Environment and Planning dated 1 August 2012 was tabled in relation to this Item and a copy is ON FILE.

Note: Documentation from Mr Hancox was tabled in relation to this Item and a copy is ON FILE.

Note: Mr Greg Hancox (objector) and Mr Nick Juradowitch (on behalf of the owner) addressed the Committee in relation to this Item.

Note: Councillor Yedelian OAM was not present for consideration of this Item.

RECOMMENDATION: (Moved by Councillors O'Donnell and Pickering)

- (a) That Local Development Application No 2010/439 to demolish the existing dwelling house and to erect a 2 storey attached duplex at 252 Quarry Road, Ryde, being Lot 2 DP701738, be approved subject to the conditions in **ATTACHMENT 1** with condition number 23 to read as follows:-

ITEM 2 (continued)

23. **Section 94.** A monetary contribution for the services in Column A and for the amount in Column B shall be made to Council prior to the issue of any **Construction Certificate**:

A – Contribution Type	B – Contribution Amount
Community & Cultural Facilities	\$4,015.95
Open Space & Recreation Facilities	\$9,886.42
Civic & Urban Improvements	\$3,362.46
Roads & Traffic Management Facilities	\$458.57
Cycleways	\$286.50
Stormwater Management Facilities	\$910.31
Plan Administration	\$77.25
The total contribution is	\$18,997.45

These are contributions under the provisions of Section 94 of the Environmental Planning and Assessment Act, 1979 as specified in Section 94 Development Contributions Plan 2007 (2010 Amendment) adopted by City of Ryde on 16 March 2011.

The above amounts are current at the date of this consent, and are subject to **quarterly** adjustment for inflation on the basis of the contribution rates that are applicable at time of payment. Such adjustment for inflation is by reference to the Consumer Price Index published by the Australian Bureau of Statistics (Catalogue No 5206.0) – and may result in contribution amounts that differ from those shown above.

A copy of the Section 94 Development Contributions Plan may be inspected at the Ryde Planning and Business Centre, 1 Pope Street Ryde (corner Pope and Devlin Streets, within Top Ryde City Shopping Centre) or on Council's website <http://www.ryde.nsw.gov.au>.

- (b) That the person who made a submission be advised of Council's decision.

Record of Voting:

For the Motion: Councillors O'Donnell and Pickering

Against the Motion: Councillors Butterworth and Salvestro-Martin

Note: This matter will be dealt with at the Council Meeting to be held on **14 AUGUST 2012** as dissenting votes were recorded

ITEM 2 (continued)

5 64 PELLISIER ROAD, PUTNEY. LOT 102 DP 866280. Local Development Application for alterations and additions to the existing dwelling and new cabana. LDA2011/493.

Note: A photograph from Mr Joshua Allen was tabled in relation to this Item and a copy is ON FILE.

Note: A diagram from Mr Mark Wakeham was tabled in relation to this Item and a copy is ON FILE.

Note: Photographs from Mr Grodzicky were tabled in relation to this Item and a copy is ON FILE.

Note: Mr Mark Wakeham (objector), Mr Mark Grodzicky (objector) and Mr Joshua Allen (on behalf of the applicant) addressed the Committee in relation to this Item.

Note: Councillor Yedelian OAM was not present for consideration of this Item.

RECOMMENDATION: (Moved by Councillors O'Donnell and Pickering)

(a) That Council resolve to seek amended plans in relation to Local Development Application No. LDA2011/493 for alterations and additions to the existing dwelling and construction of a cabana at No. 64 Pellisier Road, Putney. The amended plans and supporting information shall incorporate the following details:

- i. **Reduction of balcony/terrace.** The Ground Floor balcony/terrace immediately adjoining the family and dining room shall be reduced by a minimum of 4 metres from the rear and the surplus area be replaced with roofing material to the lower ground floor level below and is not to be accessible.
- ii. **Setback of proposed additions from northern boundary.** The proposed additions must be stepped back to be in line with the existing kitchen and dining room side wall (this will equate to a setback of about 1 metre from the northern (side) boundary).
- iii. **Tree Management Plan – adjoining Fig Tree:**
The submission of a report and plans from a suitably qualified practicing Arborist which provides details of management of impacts on the adjoining Fig Tree. The report shall include details of the following matters:
 - Details (including a site plan and photographs) regarding investigation to determine the location of the structural roots of the adjoining Fig Tree.
 - Structural Plans of columns of the proposed additions in relation to the structural roots of the adjoining Fig Tree (based on the investigations above) – which minimises construction impacts on the Fig Tree.

ITEM 2 (continued)

- Structural Plans – cabana: The cabana is to be constructed with pier and beam or other construction methods which minimises impacts within the Tree Protection Zone of the Fig Tree. Subfloor infill walling is not acceptable.
- Proposed physical management of the Fig Tree before, during and post construction, to ensure its longevity.

(b) Upon submission of satisfactory details to Council regarding the above matters, the Group Manager Environment & Planning be delegated authority to determine the DA by approval subject to appropriate conditions.

(c) That the persons who made submissions be notified of Council's decision.

Record of Voting:

For the Motion: Councillors O'Donnell and Pickering

Against the Motion: Councillors Butterworth and Salvestro-Martin

Note: This matter will be dealt with at the Council Meeting to be held on **14 AUGUST 2012** as dissenting votes were recorded

ATTACHMENTS

1 Minutes - Planning and Environment Committee - 7 August 2012

ITEM 2 (continued)

ATTACHMENT 1

Planning and Environment Committee
MINUTES OF MEETING NO. 10/12

Meeting Date: Tuesday 7 August 2012
Location: Committee Room 2, Level 5, Civic Centre, 1 Devlin Street, Ryde
Time: 4.00pm

Councillors Present: Councillors Pickering (Chairperson), Butterworth, O'Donnell, Salvestro-Martin and Yedelian OAM.

Councillor Yedelian OAM arrived at 4.02pm and was not present for consideration of Item 1. Councillor Yedelian OAM left the meeting at 5.34pm and did not return. He was not present for Items 3, 4 and 5.

Councillor Salvestro-Martin arrived at 4.45pm and was not present for consideration of Item 1 or inspections.

Apologies: Nil.

Staff Present: Group Manager – Environment & Planning, Service Unit Manager – Assessment, Service Unit Manager – Environmental Health & Building, Business Support Coordinator – Environment & Planning, Assessment Officer – Town Planner, Team Leader – Fast Track Team, Senior Town Planner, Consultant Town Planner, Team Leader – Assessment, Team Leader – Development Engineers, Meeting Support Coordinator and Councillor Support Coordinator.

DISCLOSURES OF INTEREST

There were no disclosures of interest.

1 CONFIRMATION OF MINUTES - Meeting held on 17 July 2012

RESOLUTION: (Moved by Councillors O'Donnell and Butterworth)

That the Minutes of the Planning and Environment Committee 9/12, held on Tuesday 17 July 2012, be confirmed.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

ITEM 2 (continued)

ATTACHMENT 1

2 2 GREGORY STREET, PUTNEY. LOT 1 DP 27720. Local Development Application for Demolition of carport and construction of a new double garage to side of dwelling - LDA2012/0041.

Report: The Committee inspected the property at 2 Gregory Street, Putney.

Note: A letter from Mr Peter and Mrs Narelle Camroux dated 3 August 2012 was tabled in relation to this Item and a copy is ON FILE.

Note: A letter from Mr Stephen and Mrs Ann-Maree Lawrence dated 7 August 2012 was tabled in relation to this Item and a copy is ON FILE.

Note: Mr Stephen and Mrs Ann-Maree Lawrence (objectors), Ms Hanna Blogg (owner) and Mr Eddie Rached (applicant) addressed the Committee in relation to this Item.

RESOLUTION: (Moved by Councillors O'Donnell and Yedelian OAM)

- (a) That Local Development Application No. LDA2012/0041, at 2 Gregory Street, Putney be approved subject to the **ATTACHED** conditions (Attachment 1).
- (b) That the persons who made submissions be advised of Council's decision.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

3 498 BLAXLAND ROAD, DENISTONE. Application under Section 82A of the EP&A Act, 1979, to review Council's determination of LDA2011/0257 for construction of affordable rental housing (under the Affordable Rental Housing SEPP) on the site. APL2012/0002.

Report: The Committee inspected the property at 498 Blaxland Road, Denistone.

Note: A Memorandum from Mr Dominic Johnson, Group Manager – Environment and Planning dated 1 August 2012 was tabled in relation to this Item and a copy is ON FILE.

Note: Mr Rainer Ratinac (objector) and Mr Graham McKee (on behalf of the applicant) addressed the Committee in relation to this Item.

Note: Councillor Yedelian OAM left the meeting at 5.34pm and was not present for consideration of this Item.

MOTION: (Moved by Councillors O'Donnell and Butterworth)

- (a) That Local Development Application No. 2011/0257 for 498 Blaxland Road, Denistone that was determined by way of refusal on 7 February 2011 be now approved, subject to **ATTACHED** conditions (Attachment 2) with condition number 21 to read as follows:-

ITEM 2 (continued)

ATTACHMENT 1

21. **Section 94.** A monetary contribution for the services in Column A and for the amount in Column B shall be made to Council prior to the issue of any **Construction Certificate:**

A – Contribution Type	B – Contribution Amount
Community & Cultural Facilities	\$7,339.49
Open Space & Recreation Facilities	\$18,068.29
Civic & Urban Improvements	\$6,145.50
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Cycleways	\$523.61
Stormwater Management Facilities	\$1,664.68
Plan Administration	\$141.18
The total contribution is	\$34,721.14

These are contributions under the provisions of Section 94 of the Environmental Planning and Assessment Act, 1979 as specified in Section 94 Development Contributions Plan 2007 (2010 Amendment) adopted by City of Ryde on 16 March 2011.

The above amounts are current at the date of this consent, and are subject to **quarterly** adjustment for inflation on the basis of the contribution rates that are applicable at time of payment. Such adjustment for inflation is by reference to the Consumer Price Index published by the Australian Bureau of Statistics (Catalogue No 5206.0) – and may result in contribution amounts that differ from those shown above.

A copy of the Section 94 Development Contributions Plan may be inspected at the Ryde Planning and Business Centre, 1 Pope Street Ryde (corner Pope and Devlin Streets, within Top Ryde City Shopping Centre) or on Council's website <http://www.ryde.nsw.gov.au>.

- (b) That the persons who made submissions be advised of Council's decision.

Record of Voting:

For the Motion: Councillors O'Donnell

Against the Motion: Councillors Butterworth, Pickering, Salvestro-Martin

Note: As the voting on the matter was one (1) For and three (3) Against, the Motion was LOST and the matter was AT LARGE. A further Motion was then moved.

RECOMMENDATION: (Moved by Councillors Butterworth and Salvestro-Martin)

- (a) That Local Development Application No. 2011/0257 for 498 Blaxland Road, Denistone be refused for the following reasons:-
1. The development as proposed will be detrimental to the character of the area having regard to the proposed density in terms of number of units as it is inconsistent with the multi-dwelling housing density provisions under Clause 4.5B of the LEP 2010.

ITEM 2 (continued)

ATTACHMENT 1

2. The proposed two storeys for the front two dwellings is inconsistent with the character of the locality and contrary to the height control for multi-housing developments contained under Council's DCP 2010.
3. The form of proposed development contradicts Council's Policy on the design, character and density of multi-dwelling housing.
4. The development is an overdevelopment of the site and provides insufficient parking including no parking for visitors to the site especially given the location of the site on Blaxland Road.
5. The development is not in the public interest as evident by the submissions made.

(b) That the persons who made submissions be advised of Council's decision.

Record of Voting:

For the Motion: Councillors Butterworth, Pickering and Salvestro-Martin

Against the Motion: Councillors O'Donnell

Note: This matter will be dealt with at the Council Meeting to be held on **14 AUGUST 2012** as dissenting votes were recorded and substantive changes were made to the published recommendation

4 252 QUARRY ROAD RYDE. LOT 2 DP 701738. Local Development Application for Demolition and Erection of an Attached Dual Occupancy. LDA2010/439.

Note: A Memorandum from Mr Dominic Johnson, Group Manager – Environment and Planning dated 1 August 2012 was tabled in relation to this Item and a copy is ON FILE.

Note: Documentation from Mr Hancox was tabled in relation to this Item and a copy is ON FILE.

Note: Mr Greg Hancox (objector) and Mr Nick Juradowitch (on behalf of the owner) addressed the Committee in relation to this Item.

Note: Councillor Yedelian OAM was not present for consideration of this Item.

RECOMMENDATION: (Moved by Councillors O'Donnell and Pickering)

- (a) That Local Development Application No 2010/439 to demolish the existing dwelling house and to erect a 2 storey attached duplex at 252 Quarry Road, Ryde, being Lot 2 DP701738, be approved subject to the conditions in **ATTACHMENT 1** with condition number 23 to read as follows:-

ITEM 2 (continued)

ATTACHMENT 1

23. **Section 94.** A monetary contribution for the services in Column A and for the amount in Column B shall be made to Council prior to the issue of any **Construction Certificate:**

A – Contribution Type	B – Contribution Amount
Community & Cultural Facilities	\$4,015.95
Open Space & Recreation Facilities	\$9,886.42
Civic & Urban Improvements	\$3,362.46
Roads & Traffic Management Facilities	\$458.57
Cycleways	\$286.50
Stormwater Management Facilities	\$910.31
Plan Administration	\$77.25
The total contribution is	\$18,997.45

These are contributions under the provisions of Section 94 of the Environmental Planning and Assessment Act, 1979 as specified in Section 94 Development Contributions Plan 2007 (2010 Amendment) adopted by City of Ryde on 16 March 2011.

The above amounts are current at the date of this consent, and are subject to **quarterly** adjustment for inflation on the basis of the contribution rates that are applicable at time of payment. Such adjustment for inflation is by reference to the Consumer Price Index published by the Australian Bureau of Statistics (Catalogue No 5206.0) – and may result in contribution amounts that differ from those shown above.

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- (b) That the person who made a submission be advised of Council's decision.

Record of Voting:

For the Motion: Councillors O'Donnell and Pickering

Against the Motion: Councillors Butterworth and Salvestro-Martin

Note: This matter will be dealt with at the Council Meeting to be held on **14 AUGUST 2012** as dissenting votes were recorded

5 64 PELLISIER ROAD, PUTNEY. LOT 102 DP 866280. Local Development Application for alterations and additions to the existing dwelling and new cabana. LDA2011/493.

Note: A photograph from Mr Joshua Allen was tabled in relation to this Item and a copy is ON FILE.

ITEM 2 (continued)

ATTACHMENT 1

Note: A diagram from Mr Mark Wakeham was tabled in relation to this Item and a copy is ON FILE.

Note: Photographs from Mr Grodzicky were tabled in relation to this Item and a copy is ON FILE.

Note: Mr Mark Wakeham (objector), Mr Mark Grodzicky (objector) and Mr Joshua Allen (on behalf of the applicant) addressed the Committee in relation to this Item.

Note: Councillor Yedelian OAM was not present for consideration of this Item.

RECOMMENDATION: (Moved by Councillors O'Donnell and Pickering)

(a) That Council resolve to seek amended plans in relation to Local Development Application No. LDA2011/493 for alterations and additions to the existing dwelling and construction of a cabana at No. 64 Pellisier Road, Putney. The amended plans and supporting information shall incorporate the following details:

- i. **Reduction of balcony/terrace.** The Ground Floor balcony/terrace immediately adjoining the family and dining room shall be reduced by a minimum of 4 metres from the rear and the surplus area be replaced with roofing material to the lower ground floor level below and is not to be accessible.
- ii. **Setback of proposed additions from northern boundary.** The proposed additions must be stepped back to be in line with the existing kitchen and dining room side wall (this will equate to a setback of about 1 metre from the northern (side) boundary).
- iii. **Tree Management Plan – adjoining Fig Tree:**
The submission of a report and plans from a suitably qualified practicing Arborist which provides details of management of impacts on the adjoining Fig Tree. The report shall include details of the following matters:
 - Details (including a site plan and photographs) regarding investigation to determine the location of the structural roots of the adjoining Fig Tree.
 - Structural Plans of columns of the proposed additions in relation to the structural roots of the adjoining Fig Tree (based on the investigations above) – which minimises construction impacts on the Fig Tree.
 - Structural Plans – cabana: The cabana is to be constructed with pier and beam or other construction methods which minimises impacts within the Tree Protection Zone of the Fig Tree. Subfloor infill walling is not acceptable.
 - Proposed physical management of the Fig Tree before, during and post construction, to ensure its longevity.

(b) Upon submission of satisfactory details to Council regarding the above matters, the Group Manager Environment & Planning be delegated authority to determine the DA by approval subject to appropriate conditions.

ITEM 2 (continued)

ATTACHMENT 1

(c) That the persons who made submissions be notified of Council's decision.

Record of Voting:

For the Motion: Councillors O'Donnell and Pickering

Against the Motion: Councillors Butterworth and Salvestro-Martin

Note: This matter will be dealt with at the Council Meeting to be held on **14 AUGUST 2012** as dissenting votes were recorded

The meeting closed at 7.05pm.

CONFIRMED THIS 2ND DAY OF OCTOBER 2012.

Chairperson

**3 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING
10/12 held on 7 August 2012**

Report prepared by: Meeting Support Coordinator**File No.:** GRP/12/5/5/5 - BP12/784

REPORT SUMMARY

Attached are the Minutes of the Works and Community Committee Meeting 10/12 held on 7 August 2012. The Minutes will be listed for confirmation at the next Works and Community Committee Meeting.

Items 1 and 2 were dealt with by the Committee within its delegated powers.

The following Committee recommendation for Item 3 is submitted to Council for determination in accordance with the delegations set out in Council's Code of Meeting Practice relating to Charters, functions and powers of Committees:

3 NOTICE OF MOTION - EASTWOOD FLOODING - Hillview Lane Stormwater Canal**RECOMMENDATION:** (Moved by Councillors Li and Petch)

- (a) That the Committee recommend that Council allocate \$100,000 immediately from the Stormwater Levy reserve and adjust at the quarterly review for the investigation, design and costing of the Eastwood Town Centre Drainage Augmentation Project.
- (b) That a further report (stage 2) be provided to the Works and Community Committee regarding residential flooding in the vicinity of Jim Walsh Park and the intersection of Shaftesbury Road and Glen Street Eastwood.

Record of Voting:For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **14 AUGUST 2012** as substantive changes were made to the published recommendation

ATTACHMENTS

- 1 Minutes - Works and Community Committee - 7 August 2012

ITEM 3 (continued)

ATTACHMENT 1

**Works and Community Committee
MINUTES OF MEETING NO. 10/12**

Meeting Date: Tuesday 7 August 2012

Location: Committee Room 1, Level 5, Civic Centre, 1 Devlin Street, Ryde

Time: 4.30pm

Councillors Present: Councillors Perram (Chairperson), Li and Petch.

Apologies: Councillors Campbell and Tagg.

Absent: Councillor Maggio.

Staff Present: Group Manager - Public Works, Service Unit Manager – Open Space, Section Manager – Sport and Recreation and Executive Assistant to the Mayor and Other Councillors.

DISCLOSURES OF INTEREST

There were no disclosures of interest.

1 CONFIRMATION OF MINUTES - Meeting held on 17 July 2012

RESOLUTION: (Moved by Councillors Li and Petch)

That the Minutes of the Works and Community Committee 9/12, held on Tuesday 17 July 2012, be confirmed.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

2 TRAINING FACILITIES FOR NETBALL IN THE CITY OF RYDE

RESOLUTION: (Moved by Councillors Petch and Li)

1. That Council formally seek partnership opportunities with local schools and registered clubs for the future use of netball courts located on school grounds by the local community.
2. That as part of the consultation outlined above, Council encourage local netball clubs to be involved.

ITEM 3 (continued)

ATTACHMENT 1

3. That Council undertake to liaise closely with ERNA on maximising the use of the netball facilities at Meadowbank.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

3 NOTICE OF MOTION - EASTWOOD FLOODING - Hillview Lane Stormwater Canal

RECOMMENDATION: (Moved by Councillors Li and Petch)

- (a) That the Committee recommend that Council allocate \$100,000 immediately from the Stormwater Levy reserve and adjust at the quarterly review for the investigation, design and costing of the Eastwood Town Centre Drainage Augmentation Project.
- (b) That a further report (stage 2) be provided to the Works and Community Committee regarding residential flooding in the vicinity of Jim Walsh Park and the intersection of Shaftesbury Road and Glen Street Eastwood.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **14 AUGUST 2012** as substantive changes were made to the published recommendation

The meeting closed at 4.50pm.

CONFIRMED THIS 21ST DAY OF AUGUST 2012.

Chairperson

4 URBAN ACTIVATION PRECINCT PROGRAM

Report prepared by: Place Manager; Team Leader - Design and Development

File No.: COR2007/1244 - BP12/891

REPORT SUMMARY

This report provides information on the NSW Government's Urban Activation Precinct (UAP) Program which was announced in the budget on 12 June 2012. The program will see the State Government partner with Councils in a strategic precinct based approach that will deliver key urban housing and renewal projects.

The Department of Planning and Infrastructure has invited nominations from local government for potential Urban Activation Precincts. The City of Ryde's draft nomination of Herring Road Macquarie Park as an Urban Activation Precinct is attached to the report.

The UAP Program provides the following opportunities for the City of Ryde:

- coordinating planning and urban design outcomes at a high level,
- resolving issues and pedestrian/ vehicle conflict around the transport interchange
- continuation of exploring avenues to alleviate traffic congestion within the Macquarie Park corridor,
- fostering interagency partnerships through a whole of government approach, and
- gaining access to a \$50 million funding program for infrastructure and public domain improvements. Such works could include improvements to Shrimptons Creek park lands/corridor, public domain upgrades and an activated civic precinct along Herring Road. Additional funding may also be available under the Growth Infrastructure Fund.

Endorsement is sought to submit the nomination to the Department of Planning and Infrastructure.

RECOMMENDATION:

That Council endorse the nomination of Herring Road Macquarie Park as an Urban Activation Precinct in the NSW Government's Urban Activation Precinct Program.

ATTACHMENTS

- 1 City of Ryde nominated Herring Road as an Urban Activation Precinct

ITEM 4 (continued)

Report Prepared By:

John Brown
Place Manager

Margaret Fasan
Team Leader - Design and Development

Report Approved By:

Meryl Bishop
Manager - Urban Planning

Dominic Johnson
Group Manager - Environment & Planning

ITEM 4 (continued)

Background

The Urban Activation Precincts (UAP) program was announced by the NSW Government on 12 June 2012. The program will see the State Government partner with councils in a strategic precinct based approach that will deliver key urban housing and renewal projects.

Urban Activation Precincts are areas that the Minister for Planning and Infrastructure considers have a wider social, economic or environmental significance or have redevelopment potential of a scale that is important to implementing the State's planning objectives. The Precincts will be located in close proximity to existing and planned transport and services and the development of the precinct must be financially viable and consistent with market demand.

The Program

The key components of the program are as follows:

Precinct selection

Nominations for potential precincts may come from a number of sources including Councils, State agencies and the private sector. The Department will review all nominations and chair an interagency committee that will advise on whether potential precincts should proceed. The relevant local councils will be consulted and their views will be considered in making a recommendation to the Minister.

Planning Studies

Working groups will be established with representatives from relevant local councils, the Department and State agencies. The working groups will be responsible for input into the outcomes brief and planning study requirements. The outcomes brief will establish overall objectives and targets for the precinct in terms of housing, employment, land use mix, economic, accessibility and infrastructure connections, urban design and the public domain. The study requirements will identify the relevant planning studies to be completed and requirements for community and stakeholder consultation.

The planning studies will be prepared by Department staff. Where appropriate the Department may arrange for a third party to complete various studies.

Public exhibition

The Director-General will exhibit the study for a minimum of 30 days with an invitation to the public to make written submissions. The Director-General will send a copy of the study to the working group, relevant Councils and agencies for comment.

Submissions will be considered and recommendations made to the Minister.

ITEM 4 (continued)Determination by Minister

Following the Director-General's assessment, if the Minister decides to proceed with preparing a new statutory framework for the Urban Activation Precinct, a State Environmental Planning Policy will be made that contains the planning framework, zonings, and controls for the precinct including exempt and complying development controls. The establishment of such controls will allow the implementation of a code-based assessment process for the precinct.

Growth Infrastructure Plans

If the Minister decides to proceed with rezoning an Urban Activation Precinct, a Growth Infrastructure Plan (GIP) will be prepared by the Department in consultation with local councils and state agencies. The GIP will be used to identify where infrastructure needs are to be augmented to support planned growth. The GIP will align identified needs with forthcoming government agency asset management plans. GIPs will also be used to inform the NSW Government's budget allocation process.

Precinct Support Scheme

The \$50 million Precinct Support Scheme, which was announced as part of the 2012/13 budget, will assist councils to address increased demand for infrastructure. The scheme is available to local councils for infrastructure upgrades required as a result of population growth within Urban Activation Precincts. Payments would be based on the estimated dwelling yield for the precinct and would be paid annually over a six year period.

Nomination of Herring Road, Macquarie Park

The Department of Planning and Infrastructure has invited nominations from local government for potential Urban Activation Precincts. A letter to the Department nominating Herring Road Macquarie Park as a potential Urban Activation Precinct is attached (**ATTACHMENT 1**). The Herring Road Precinct is defined as the B4 Mixed Use Zone and includes the Macquarie Shopping Centre, the existing transport interchange, the Ivanhoe Estate and the Macquarie University frontage to Herring Road.

The UAP Program provides the following opportunities for the City of Ryde:

- coordinating planning and urban design outcomes at a high level,
- resolving issues and pedestrian/ vehicle conflict around the transport interchange
- continuation of exploring avenues to alleviate traffic congestion within the Macquarie Park corridor,
- fostering interagency partnerships through a whole of government approach, and
- gaining access to a \$50 million funding program for infrastructure and public domain improvements. Such works could include improvements to Shrimptons Creek park lands/corridor, public domain upgrades and an activated civic precinct along Herring Road. Additional funding may also be available under the Growth Infrastructure Fund.

ITEM 4 (continued)

Herring Road readily satisfies the criteria for its nomination as an Urban Activation Precinct. The precinct is part of the Macquarie Park Corridor which has been identified as a Specialised Centre in the NSW Government Metropolitan Strategic Plan and is considered the northern anchor of the Global Economic Corridor. The City of Ryde recognises the precinct's significance and is working closely with the State and key property owners (University and AMP Shopping Centre) on specific projects within the precinct. Finally, the precinct is uniquely placed to support the NSW Government's emphasis on Transit Oriented Development. The precinct with its emerging residential development will provide the opportunity for workers to live close to their work and to reduce commuter congestion. The growth of residential development will strengthen Council's case for this area to become a suburban character zone - a concept being developed as part of the planning reforms. The planning reforms are proposing the introduction of suburban character zones to give greater certainty about what can and cannot be developed in an area.

Issues

The UAP program presents the City of Ryde with the opportunity of working collaboratively with State Government within a precinct that Council has identified as being in need of workable planning controls, good urban design outcomes and new infrastructure, namely the Herring Road precinct. If Council does not come forward with a preferred precinct area, it is possible that other agencies will nominate the whole Macquarie Park Corridor as an Urban Activation Precinct. This will fetter Council's role in managing the strategic planning outcomes for Macquarie Park.

Financial Implications

Adoption of the recommendation will have no financial impact. However, there may be significant financial benefits for the City of Ryde if Herring Road is declared an Urban Activation Precinct.

Options

That Council not endorse the nomination of Herring Road Macquarie Park as an Urban Activation Precinct in the NSW Government's Urban Activation Precinct Program.

If Council was to adopt this option, it would lose the opportunity of gaining access to the \$50 million funding that is available through the Urban Activation Precincts Program.

ITEM 4 (continued)

ATTACHMENT 1



Lifestyle and opportunity @ your doorstep

Mr. Michael File
Director, Strategic Assessments
Department of Planning and Infrastructure
GPO Box 39
Sydney NSW 2001

30 July 2012

Dear Mr File *Mike*

Herring Road Precinct nominated as an Urban Activation Precinct

City of Ryde (CoR) welcomes the opportunity to nominate the Herring Road Precinct within Macquarie Park Corridor as a potential Urban Activation Precinct (UAP). We seek such a nomination subject to obtaining Council endorsement at a meeting of Council in the near future.

Herring Road is the gateway to the western end of Macquarie Park. It is home to Macquarie University, AMP Macquarie Shopping Centre and the Transport Interchange. This area of the park is experiencing unprecedented growth as a response to Part 3A approvals. To reap the benefits of this development, careful planning is required.

Macquarie Park was master planned (2004) with the view that ...*Macquarie Park will mature into a premium location for globally competitive businesses with strong links to the university and research institutions and an enhanced sense of identity. The Corridor will be characterised by a high-quality, well designed, safe and liveable environment that reflects the natural setting, with three accessible and vibrant railway station areas providing focal points. Residential and business areas will be better integrated and an improved lifestyle will be forged for all those who live, work and study in the area.*

For this vision to be realised, planning and transport issues need to be addressed. To this end CoR, Department of Planning and Infrastructure and Transport for NSW have forged innovative partnerships to progress these matters, including the establishment of a Macquarie Park Corridor Working Group and a Transport Management Association.

Key Issues Identified

The key issues and challenges identified for the Macquarie Park Corridor (which includes the Herring Road Precinct) are:

1. Developing Herring Road/ Interchange and active town centre
2. Developing planning controls and incentives to guide future development opportunities
3. Implementing the park infrastructure (park, pedestrian and road networks) to support the growth of the Corridor

ITEM 4 (continued)

ATTACHMENT 1

4. Activating and connecting public and open spaces within and adjoining the Corridor
5. Developing a traffic management approach that supports modal shift
6. Managing the residential growth occurring along Herring Road (and the North Ryde Train Station)
7. Responding to the impact of Part 3A developments such as the Stamford site, 'Macquarie Central', Macquarie University and the proposed redevelopment of the AMP Macquarie Shopping Centre and Ivanhoe Place Estate.

Achieving the appropriate balance of residential and commercial development in Macquarie Park is a significant challenge for CoR. Increased population growth and changing workforce expectations has increased demand for residential accommodation options within or in close proximity to Macquarie Park. CoR supports the concept of Transit Oriented Development (TODS) around the Train Station nodes, provided the residential development does not 'crowd out' commercial activity or investment. Cognisant of this balance, CoR supports an increase of residential development in the (B4) Mixed Use Zone; while maintaining the (B3) Commercial Core for business.

The area along Herring Road is already beginning to change with increased residential development from Part 3A approvals. In addition, Macquarie University and AMP Macquarie Shopping Centre is master planning their sites to include additional retail, commercial and residential development.

CoR defines the Herring Road Precinct as the land within the B4 Mixed Use Zone along Herring Road between Talavera and Epping Roads. (See attached map). The B4 Zone permits a broad range of land uses, including residential.

Assessment Criteria

The *Draft NSW Urban Activation Precincts Guideline* outlines the criteria to assess proposals; Herring Road is well placed to be considered a UAP as discussed below.

Is the precinct consistent with State, regional and or local strategies, particularly relating to housing and employment?

- The NSW Government Metropolitan Strategy has identified the Macquarie Park Corridor (which includes the Herring Road Precinct) as a 'Specialised Centre' and is considered the northern anchor of the Global Economic Corridor.
- Ryde has been set a target of 12,000 new dwellings and 21,000 new jobs by 2031 (NSW Government Metropolitan Strategy)...a significant number of these new dwelling and jobs will be housed in Macquarie Park and within the Herring Road Precinct.
- The residential growth that is occurring along Herring Road close to the Macquarie University Train Station supports the Government's focus on Transit Oriented Development.
- The review of Government lands within Macquarie Park could also see the Ivanhoe Place Estate (which lies within the precinct) redeveloped and this will provide additional housing options within the Precinct.

ITEM 4 (continued)

ATTACHMENT 1

Does the precinct support or maximise the use of existing and planned infrastructure, especially transport?

- Herring Road Precinct is serviced by the Chatswood to Epping Train Line which has significant capacity to cater for future growth.
- The Herring Road Precinct is also serviced by the Transport Interchange located in the vicinity of the AMP Macquarie Shopping Centre.
- Strategic planning is currently being undertaken to ensure the Interchange can service the expected doubling of worker and student numbers in the Corridor.
- Greater coordination between transport modes (bus & train) will improve service delivery and customer experience; maximise the efficiency of the infrastructure network.
- The newly established Macquarie Park Transport Management Association has identified the Interchange on Herring Road as critical to addressing the transport demands for Macquarie Park.
- It is anticipated that 40% of passengers on the proposed North West Rail Line will alight at Macquarie Park; further increasing the importance of the Interchange.
- The Herring Road Precinct will also need to respond to the trips generated from the upgrade to the M2 Motorway.

Is the precinct important to more than one local government area and /or has support from local council?

- The success of the Herring Road Precinct (including the Interchange) is crucial not only to the people of Ryde, but also to the people who come to Macquarie Park from the surrounding areas for work, shopping or leisure.
- CoR recognises the significance of the Herring Road Precinct and is working with the State Government and key property owners (Macquarie University and AMP Macquarie Shopping Centre) to plan for its future.

Is the precinct environmentally, socially and economically sustainable and viable?

- The Precinct is uniquely placed to support the NSW Government emphasis on Transit Orientated Development; with its emerging residential growth, the Herring Road Precinct will provide the opportunity for workers to live close to work and reduce commuting time.
- The Precinct is critically important being the site of the Macquarie University, AMP Macquarie Shopping Centre and the Bus Interchange; for this area to be sustainable, planning and transport challenges must be considered holistically.
- CoR is currently reviewing its planning controls for Macquarie Park to promote and incentivise sustainable development.

ITEM 4 (continued)

ATTACHMENT 1

Is the development of the precinct financially viable and consistent with market demand?

- Macquarie Park Corridor is the northern anchor of the Global Economic Corridor; despite the GFC, Macquarie Park continues to outperform other business parks in Sydney; vacancy rates are currently less than 7%.
- Currently 800,000 sq/m of floor space and over 40,000 workers... the Corridor is anticipated to double in size by 2031.
- Macquarie University and the AMP Macquarie Shopping Centre have begun master planning their sites; Government input into this process will provide the best outcome for the community.

In partnership, the State Government and CoR can create an Urban Activation Precinct along Herring Road and deliver a vibrant, accessible and successful precinct which meets the needs of the local community, while contributing to the goals and aspirations of the NSW 2021 State Plan. CoR welcomes the opportunity to work in partnership with the State Government to implement the Urban Precincts Program subject to endorsement by Council in the near future. We will provide written confirmation to you at such a time as endorsement has been obtained.

In the meantime, should you have any questions please do not hesitate to contact me on 02 9952 8190.

Yours sincerely

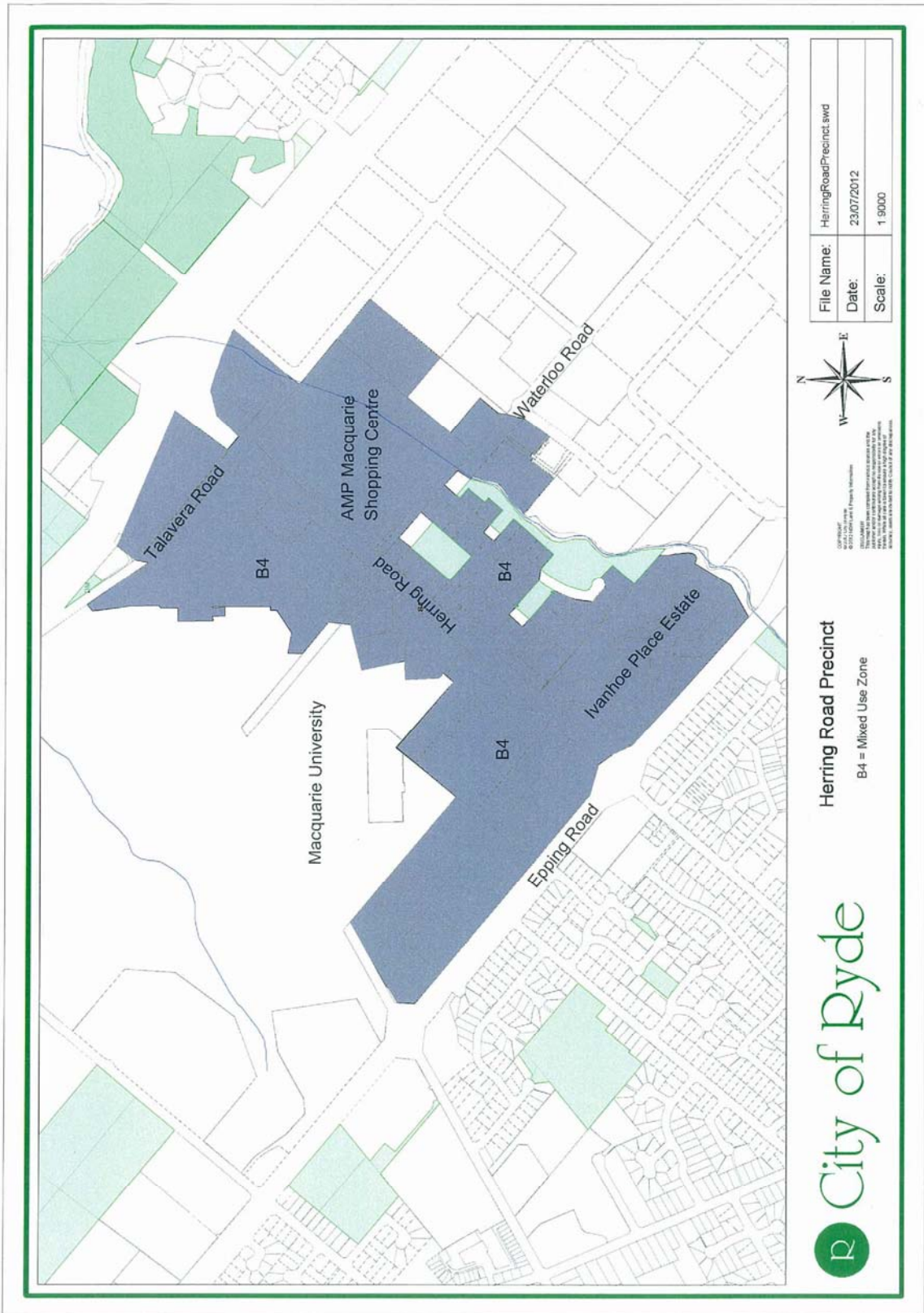


Dominic Johnson

Group Manager – Environment and Planning

ITEM 4 (continued)

ATTACHMENT 1



5 INDEPENDENT MEMBERS OF COUNCILS AUDIT AND RISK COMMITTEE

Report prepared by: Manager - Risk and Audit**File No.:** GRP/09/7/5 - BP12/895

REPORT SUMMARY

Council's Audit and Risk Committee was formed in June 2009 and consists of two Council representatives and two independent (external) members. The engagement of the independent members is due to expire shortly.

This report seeks Council's endorsement to extend the appointment of the independent members of the Audit and Risk Committee for a further one year period. This will ensure that there is a degree of continuity of membership given the upcoming Local Government elections.

RECOMMENDATION:

That Council endorse the extension of the engagement of the current Independent members of the Audit Committee for a further one year period.

ATTACHMENTS

There are no attachments for this report.

Report Prepared By:

John Schanz
Manager - Risk and Audit

Report Approved By:

John Neish
General Manager

ITEM 5 (continued)

Discussion

Councils Audit and Risk Committee was initially formed in June 2009 and is an advisory committee to Council.

The composition of the Audit and Risk Committee was established in accordance with the Division of Local Governments Internal Audit guidelines and circular on Audit Committees. The current composition of the membership of the committee is as follows:

- Two Councillor representatives (Currently the Mayor - Councillor Etmekdjian and Councillor Butterworth with Councillor Tagg as the alternate)
- Two independent (external) members, currently Ms Elizabeth Gavey (Chair) and Mr John Gordon

The independent members were initially engaged for a period of two years with an option for a further one year. This engagement is due to expire upon the completion of activities for the 2011/12 financial year which will culminate with the consideration of Councils' financial statements due in September/October 2012.

The expiry of their current engagement coincides with the Local Government Elections in September 2012. There is a possibility that this could result in changes to the current membership of the Audit and Risk Committee.

In order to maintain a degree of continuity of membership in light of the upcoming elections, it is proposed that the engagement of the independent members of the Committee be extended for a further period to include the activities related to the 2012/13 financial year (i.e. until September/October 2013).

The proposed extension is expected to allow for the continued consideration and input into a number of longer term Audit and Risk projects such as Council's overall Enterprise Risk Management including the development of a revised strategic Risk universe and short and long term Internal Audit planning projects.

This proposal is also in accordance with the tenure clause of the Audit and Risk Committee charter which states that *the "independent members tenure may be extended or they may be reappointed"* by Council.

This report is seeking Council's endorsement to extend the appointment of the independent members of the Audit and Risk Committee for a further one year period.

Financial Implications

Adoption of the recommendation will have no financial impact as funds are allocated within the existing base budget.

6 NSW PLANNING SYSTEM REVIEW: ISSUE PAPER FOR A NEW PLANNING SYSTEM FOR NSW

Report prepared by: Client Manager; Team Leader - Building and Development Advisory Service

File No.: GRP/12/5/5/5 - BP12/921

REPORT SUMMARY

On 14 July 2012 the NSW Government released a 'Green Paper' which sets out the Government's vision for a new planning system in NSW. It is the Government's initial response to the recommendations of a two member independent Panel (Panel) whose task is to review the main planning legislation, the *Environmental Planning and Assessment Act 1979* (EP&A Act).

The review of the planning legislation by the Panel is being undertaken in three stages. The first stage of community consultation and meeting with key stakeholders was completed on 4 November 2011. An Issues Paper was released on 6 December 2011 for comments by 17 February 2012. The Issues paper outlined the key questions received from submissions that were required to be considered in the review of the EP&A Act and the broader planning system. Council made a submission to the Panel on the Issues Paper on 2 March 2012.

In May 2012 the Panel submitted to the Government two volumes of Review Paper prepared following a review of the submissions on Issues Paper. The Review Paper sets out the measures and recommendations that are required to effect fundamental reform of land use planning in NSW.

The Green Paper sets out five themes for the new system: Community participation, Strategic focus, Streamlined approval, Provision of infrastructure, and Delivery Culture. It includes 23 transformative changes to create a new planning system for NSW that is focused on good, upfront strategic land use planning and removing the red tape from development assessment. The new legislation will be an 'enabling' Act which will not include detailed prescriptive controls, but will establish a broad framework for the planning system while giving flexibility to respond to change.

The changes aim to have development applications streamed to "appropriate, independent, and expert decision makers". State and regional scale development will continue to be assessed by the Planning Assessment Commission (proposed to be renamed to Planning Commission) and the Joint Regional Planning Panels.

Submissions/comments on the Green Paper can be made by Council until the extended closing date of 5 October 2012. A submission to the Green Paper is being developed by Council staff to respond to the key changes being proposed with the intention of lodging it prior to 5 October 2012.

ITEM 6 (continued)**RECOMMENDATION:**

That Council receive and note the report and endorse this submission to be made on the Green Paper on behalf of the City of Ryde to the NSW Government.

ATTACHMENTS

- 1 The Green Paper - CIRCULATED UNDER SEPARATE COVER

Report Prepared By:

Zia Ahmed
Client Manager

Vince Galletto
Team Leader - Building and Development Advisory Service

Report Approved By:

Liz Coad
Manager Assessment

Dominic Johnson
Group Manager - Environment & Planning

ITEM 6 (continued)

Discussion

The Process

The main planning legislation for New South Wales, the *Environmental Planning and Assessment Act* (EP&A Act) was introduced in 1979. Given its age and in order to meet today's needs and priorities, the Minister for Planning on 12 July 2011, announced a review of the EP&A Act and the broader planning system.

The Government has established an independent Panel to conduct the review comprising two members, Mr Tim Moore (a Senior Commissioner of the Land and Environment Court and former State Liberal Environment Minister) and Mr Ron Dyer (former State Labor Minister for Public Works).

The review process is being undertaken in three stages:

- **Listening and scoping** – extensive State-wide series of community consultation forums and stakeholders meetings in order to identify the key outcomes and principles for a new planning system;
- **Green Paper** – outlining options for the future planning system and the basis of a legislative scheme;
- **White Paper** – setting out the Government's new framework for the Planning System, firming the scope of legislative scheme as well as an *exposure bill* for public consultation.

The first stage works were undertaken between August and November 2011. The participants in the consultation process, including Councils, were asked to give consideration to four main areas for comments relating to:

- The objectives and philosophy of a new legislative structure
- Plan making
- Assessment of applications for development, and
- Conciliation, mediation, neutral evaluation, review or appeal.

The Panel prepared an Issue Paper from the submissions received during the consultation period. It outlined a broad range of questions that were needed to be considered regarding the planning issues in NSW. The Issues Paper was released on 6 December 2011 for comments.

A report on the matter was considered by Council at its meeting held on 14 February 2012. The report briefly outlined Council's response on the key areas of the Issues paper. Pursuant to Council's resolution a submission was made to the Panel on 2 March 2012.

ITEM 6 (continued)

The Review Paper

In May 2012 the Panel completed its independent review tasks and submitted to the Government two volumes of Review Paper prepared mainly in considering:

- stakeholders and community submissions
- interstate and overseas planning system
- maximum use of information technology

The Panel has received and analysed more than 600 submissions from the stakeholders and the community. It has found that the public confidence in the existing planning system, particularly the integrity of the process for making land-use planning decisions concerning major projects, has been '*seriously eroded*'. The major criticism has been the complexity in the system itself and the lack of clarity in the existing legislation.

The Review Paper in two volumes sets out the measures and recommendations that are required to effect fundamental reform of land use planning in NSW. Volume 1 contains the major elements for reform of the land use planning system in NSW, and Volume 2 provides additional information together with discussions of recommendations about a range of other matters.

The Review Paper focuses on the following major elements, in summary:

- i) Maximise community engagement at the front end of the process
- ii) New classification system for DA assessment and determination of all developments in a single framework
- iii) Electronic planning framework relying on digital information in replacement of paper-based system
- iv) Independence and transparency of the decision making process for State or Regional significant developments
- v) Cultural change of the current planning system – identify how the deficiencies in DA proposals can be resolved and permitted to proceed,
- vi) Meeting the cost of new local infrastructure facilities and funding for the planning system itself.

This Review Paper is extensive and detailed with '*374 recommendations for consideration by the NSW Government*' with the aim to promote the restoration of public confidence.

The Green Paper

The Green Paper is **CIRCULATED UNDER SEPARATE COVER.**

ITEM 6 (continued)

The release of the Green Paper is the second stage of the process and it has been prepared essentially from the recommendations made by the Panel in the two volumes of Review Paper. It has also considered recommendations of the Productivity Commission, the COAG Reform Council, and the NSW Legislative Council *Inquiry into the NSW Planning System*. The Green Paper is also informed by a *Review of International Best Practice in Planning Law* by a United States environmental law academic, commissioned by the NSW Department Planning and Infrastructure.

The aim of the Green Paper is to provide a high level of directions for planning reform. In essence, the Green Paper outlines major structural changes in the planning system intended to place more emphasis on preparing good policies upfront, reduce red tape and delays, ensure infrastructure is planned for and delivered and provide greater access to information. It proposes a fundamental shift from an 'overly regulated and prescriptive system to a simpler, strategic and more flexible performance based system'.

The Green Paper proposes that the new planning system be underpinned by an 'enabling' Act which will establish the broad framework. The major structural change will include a four-level hierarchy of planning instruments to remove complexity and duplication:

- NSW Planning Policies,
- Regional Growth Plans,
- Subregional Growth Plans, and
- Local Land Use Plans.

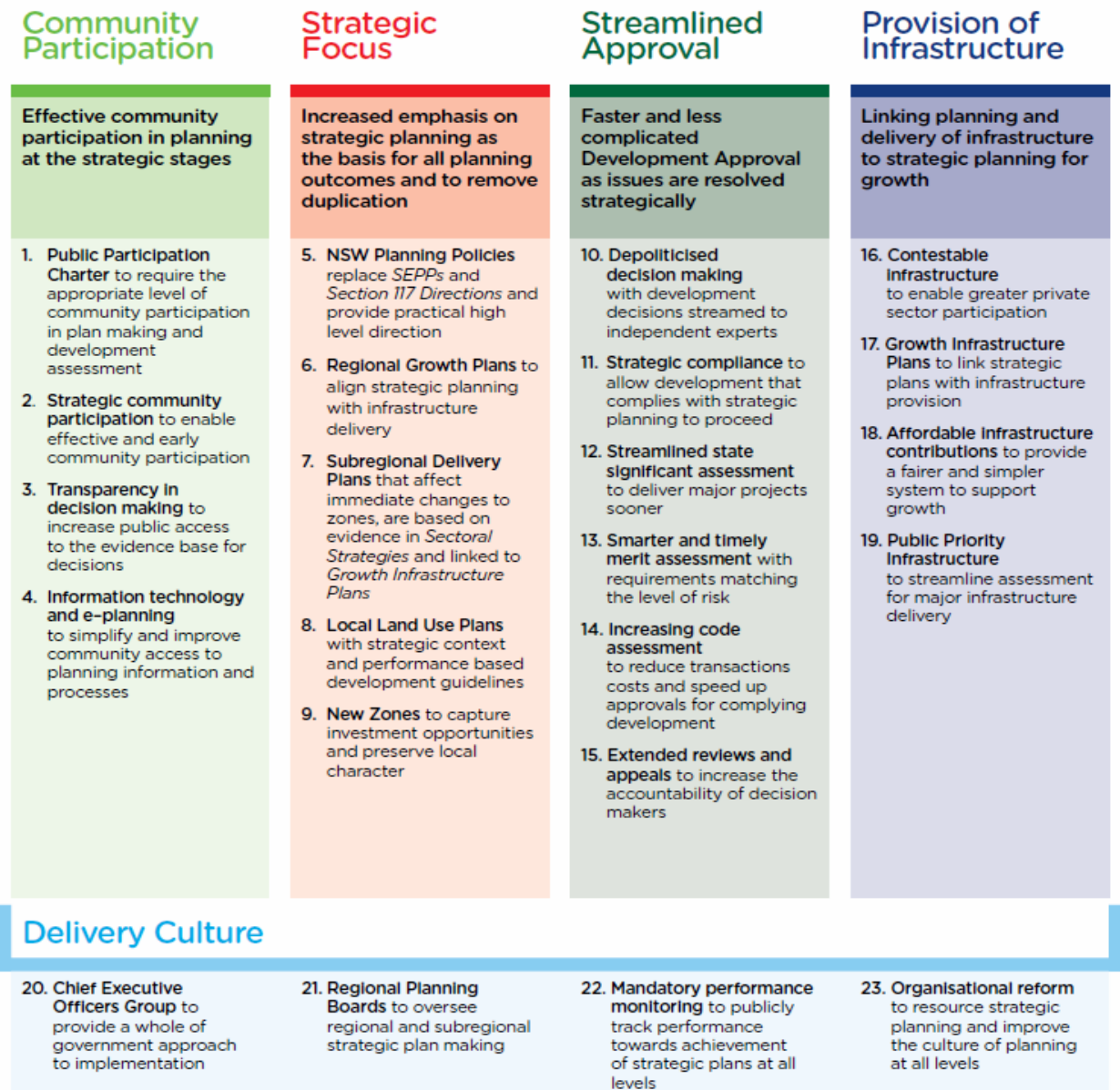
The Green Paper proposes 23 changes to the system based around five fundamental reforms:

- **Community Participation** – Engage the community early as an integral part of making key planning decisions with simplified access to information,
- **Strategic Focus** - Modernising and simplifying the current system by a major structural change at all levels of the planning system in order to preparing good plans upfront,
- **Streamlined Approval** – Faster and simpler approval system,
- **Provision of Infrastructure** – Improving certainty and accountability for infrastructure delivery, and
- **Delivery Culture** – Promote accountability at all levels of planning profession.

ITEM 6 (continued)

The following figure is an extract from the Green Paper showing those proposed changes:

FIGURE 1 BLUEPRINT FOR CHANGE: A NEW PLANNING SYSTEM FOR NSW



The proposed changes are briefly discussed below:

Change 1 : Public Participation Charter

The Government wants earlier and 'genuine' community involvement at the strategic stages. It is a major focus in the Green Paper to restore public confidence. To improve community participation in planning, it proposes that appropriate community participation occurs in plan making and development application assessment.

ITEM 6 (continued)

Comments:

Effective community engagement is critical for a successful planning outcome. Council supports the adoption of a public participation charter which should recognise the rights to participate in plan making and development assessment process.

Change 2: Strategic Community Participation

The Green Paper states that the case study involving leading international practice in community participation in Vancouver, Canada; Seattle and Portland, USA; indicates that community participation is recognised as an effective model in their local level strategic planning. The NSW Government intends to effectively engage the communities early in the strategic planning stages in the setting of the overall planning outcome of the area by shifting from the current approach which often occurs where the key strategic issues being revisited at the development assessment stages.

Comments:

Council supports the NSW Government's intention for engaging communities in the strategic planning stages, however, more information is required on the details of community engagement mechanism in the planning process across the state and the resourcing / funding issues.

Change 3: Transparency in Decision making

The Green Paper accepts the Panel's recommendation to provide the community with plain language guides with all planning documents for the development assessment and determination process. Under the new planning system decisions will be made based on evidence and not on political issues. The public will have improved access to planning information. The system will increase accountabilities for decisions. The aim is to increase the trust between the community and the government in relation to planning decisions and process.

Comments:

Council agrees with this proposed change which should ensure integrity of the planning documents in the assessment and the determination of development proposals.

Change 4: Use of Information Technology and Electronic Planning

The Green Paper recognises that access to information would be more effective with the current advance in the use of technology. The Government intends to establish an online portal enabling the members of the community access planning database online 24 hours a day for the whole State. To suit the circumstances and to improve access and convenience for the community, the Green Paper suggests a change in the consultation technique to include e-planning solutions and social media engagement.

Comments:

Council supports the use of modern technology to promote effective public participation.

ITEM 6 (continued)

In this regard, City of Ryde Council has already taken many initiatives using electronic media through its website.

Further initiatives through smartforms and e-planning services will progress in 2012/2013.

Change 5: NSW Planning Policies

The Government wants to repeal all State Environmental Planning Policies (SEPPs) and Section 117 Directions and replace with a limited number of state level planning policies (approximately 10-12). **Unlike SEPPs these policies will not be statutory planning instruments in themselves.** These will be updated and approved by the Cabinet, developed in consultation with the community and stakeholders, identified in the new Act and be implemented through strategic regional, subregional and local plans.

Comments:

Council supports the Government's intention of rationalising the existing SEPPs. Council suggests that the 'NSW Planning Policies' provide clear indication of the implementation process as to the hierarchy of plans.

Change 6: Regional Growth Plans (RGP)

These plans will be referred to the new Act **but will not be statutory planning instruments.** Regional Growth Plans will provide framework and direction for regional growth over 20 years, with a requirement for a review every five years. These plans will essentially deal with spatial planning, population growth scenarios, the likely pattern of development in future, key actions on regional issues, cumulative impact considerations, planning and programming of infrastructure and services, accountabilities for delivery, annual reporting and review. The Green Paper states that evidence based strategic planning at this level will deliver bio diversity and environmental outcome. These plans would be flexible enough to accommodate changes as required and guide the preparation of Subregional Delivery Plans.

Comments:

Council supports the concept of a strategic planning framework with the interlinking hierarchy of plans, and commitments to evidence based planning and policy development. However, concerns are raised on the degree of weight the RGP would have in the preparation of the principal planning tool.

Change 7: Subregional Delivery Plans (SDP)

The Green Paper states that the Subregional Delivery Plan will be the **principal planning tool** for high growth areas in NSW. Local Councils and 'Regional Planning Boards' will be placed at the centre of the process working together with the State Agencies, key stakeholders and communities to cooperatively develop the SDP.

ITEM 6 (continued)

These plans will:

- directly rezone land
- provide a framework for code-based assessment in key areas
- consolidate government agencies' requirements relating to developments,
- link with infrastructure planning,
- provide implementation mechanism for the objectives and priorities outlined in the RGPs,
- identify required infrastructure,
- identify priority growth areas,
- identify biodiversity corridors,
- conservation areas and prime agricultural land to be protected,
- provide for *'integrated approvals'*, and
- account for cumulative impact considerations.

The preparation of these plans will have inputs from NSW Planning Policies and RGPs. Highly evidence based *Sectoral Strategies* will be prepared to provide basis for integrated zoning and development criteria. *Sectoral Strategies* and *Growth Infrastructure plans* are to be components of the SDPs.

The Green Paper indicates that the SDPs will provide greater certainty for the community and investors regarding the growth of an area over time.

Comments:

Council does not support the intention of direct rezoning of land under the SDP without the need for amending the local plans. More information is required on the rezoning mechanism to ensure how this would reduce the complexity of the planning system for a consistent planning outcome and not conflicting with the local plans.

Whilst the SDP will be the principal planning tool, the Green Paper appears to be not clear on the meaning of 'integrated approvals' and not definite on how much weight it would have in the preparation of the Local Land Use Plans.

Change 8: Simplifying Local Land Use Plans (LUP)

These plans will replace the current Local Environmental Plans (LEPs). The LUPs will be in plain English and comprise four sections:

- Strategic Section*: This section will provide a plain English explanation of the strategic framework,
- Spatial Land Use Plan*: This section will provide standardised zoning and local land use allocation to reflect strategic planning,
- Infrastructure and Services*: This section will provide an outline of local, regional or state infrastructure, and local infrastructure funding plan,
- Development Guidelines and Performance Monitoring*: this section will provide all necessary guidelines, performance measures, inform and provide context on desired development outcomes. The emphasis is on

ITEM 6 (continued)

merit based assessment rather than strict compliance with prescriptive controls which may contain within the guidelines. 'Development guidelines will guide development through merit assessment but will not mandate a result.'

The proposed changes mainly include :

- full delegations to Council to undertake amendments to local land use plans that are consistent with the NSW Planning Policies, RGPs and SDPs.
- clear explanation of strategic intentions and desired planning outcomes,
- guidance on development standards with focus on merit based assessment. The guidelines will allow alternative design solutions and will be instrumental in implementing strategic, spatial, infrastructure and service component of the plan,
- removal of concurrences through strategic planning,
- provisions for performance monitoring, and
- allowing for developments not meeting the base standards to be approved based on its merits in the context of plan objectives.

Comments:

Council notes that the Panel recommends greater consistency between plans. Council also notes the Government's intention to ensure this happens with new integrated hierarchy of strategic plans and the local plans give effect of the regional and subregional planning.

Government's commitments to the positive reform is encouraging, however, more discussions are required on the process of integrating the regional and subregional plans into the local plans, and how much weight the regional and subregional plans would have on the local plans to suit the local context.

Change 9: New Zones and Greater Flexibility within Zones

Three new zones have been proposed:

Enterprise Zone – targeted to attract employment generating development and attract investment,

Future Urban Area Zone - to enable Council to identify future urban release area without having detailed zone boundaries for future land uses at an early stage in the process. The intention is to provide greater certainty for the development industry and the community about where growth is likely to occur, and

Suburban Character Zone – to give greater certainty about what can and cannot be developed in an area that has been designated for preservation.

Comments:

Proposed introduction of the new zones is supported.

ITEM 6 (continued)

Change 10: Depoliticised Decision making

The Review Paper prepared by the Independent Panel supported the continued role of elected Councillors as decision makers but encouraged Councillors to delegate decision making to Council staff or independent expert panels.

The Panel recommended that the Joint Regional Planning Panels should remain as part of the planning system. It also endorsed the role of the Minister for Planning and Infrastructure in determining major infrastructure proposals. To deal with proposals with State significance, the panel supported the need for an independent expert body like the Planning Assessment Commission (PAC).

The NSW Government proposes development assessment be streamed as noted in the following table extracted from the Green Paper:

DEVELOPMENT TYPE	DECISION MAKER
State Significant Infrastructure <i>including Public Priority Infrastructure</i>	<i>Minister for Planning and Infrastructure</i>
State Significant	<i>Planning Assessment Commission/Department of Planning and Infrastructure</i>
Regional	<i>Joint Regional Planning Panel</i>
Local	<i>Council General Manager and Staff Under Delegation/Local Expert Panel</i>
Code Assessable	<i>Council/Accredited Certifier</i>

The Government intends that the decisions are to be evidence based and all local and regional development applications are to be determined by an independent expert panel or by Council staff under delegated authority. The Government indicates that this approach is reflective of community attitude towards the current planning process where majority of the respondents of a survey conducted in 2011 wanted independent expert panels to determine development applications.

The Green Paper notes from the statistics collected annually by the NSW Government on the processing of development applications that in 2010, only 3% of development proposals were determined by the elected councillors, and these were generally larger applications of significant implications in the community.

ITEM 6 (continued)

The government suggests that this proposed shift will build greater public confidence in the new planning system and would involve elected councillors *'assuming a strong leadership role in engaging with the community advocating for their policy and planning priorities.'*

Comments:

Council supports this change. It should be noted that at City of Ryde only 26 out of 624 Development Applications have been determined by the elected Council which amounts to 4.2% during the 2011-2012 financial year.

It is also noted that in recent years some metropolitan Councils have successfully established independent expert panels including Liverpool, Warringah, Wollongong and Sutherland to determine development applications which is consistent with the reform agenda outlined in the Green Paper.

Change 11 Strategic Compliance

The key essence of this change is that any development proposal which conforms to the parameters set out in the strategic plan should be allowed to proceed. A proposal that conforms to the standards and requirements contained in the Subregional Delivery Plan (SDP) must be approved within the specified time period.

The changes proposed will provide mechanisms to

- allow a strategy compliant development proposal to proceed where SDPs are incomplete,
- streamline development assessment where SDPs are in place,
- remove concurrence requirements of individual government agencies
- make provisions for code and merit assessment.

This would encourage the community to participate in the plan making process being aware that any proposal consistent with the endorsed strategy is likely to proceed.

Comments:

Council supports this change

Change 12: Reforming State Significant Development

The essence of this reform is streamlined State significant assessment to deliver major projects sooner. A series of changes are proposed to improve time frames and processing of state significant proposals. The Government will bring together assessment expertise from different agencies to work as a team until assessment is complete for better integration of agencies and speedy resolution of agency requirements.

Comments:

Council supports the proposed reform to streamline assessment of state significant developments.

ITEM 6 (continued)**Change 13: Smarter and Timely Merit Assessment**

The proposal is to speed up and improve development assessment by setting assessment timeframes, involving decision making panels early. The key components are:

- level of information are to be limited to those essential for planning assessment until after the planning approval is obtained,
- increase accountability for decision makers to expedite the assessment of an application
- bringing JRPP into the prelodgement, assessment process
- provide opportunity to the proponents amend the proposal which would be acceptable for approval
- appropriate conditions should be imposed

Comments:

Council supports this change.

Change 14: Increasing the use of Code Complying Assessment

The scope of complying development codes will be expanded in the new planning system. These codes will be embedded in the new local plans. The Government is also introducing a new mechanism for considering variations from the standards for an otherwise compliant development. The intention is to remove any impediments from obtaining the benefits of a 10 day approval.

Comments:

Council supports this change.

Change 15: Right of Review for Rezonings and Merit Appeals

Whilst the reform aims to significantly reduce the need for spot rezoning through upfront strategy in planning, it will not remove the opportunity for such spot rezoning of individual sites. The new planning system will introduce a review rights for the proposals that are not approved. It is proposed that the JRPP will have a role in undertaking merit reviews of rezoning proposals.

A proponent will also be able to seek a review of the Director General's decision to issue a strategic and/or site compatibility certificate by an appropriate JRPP.

Existing appeal rights and s82A and s96AB review mechanisms will be retained and expanded. Reviews must be undertaken by experts not involved in the original decision. The Government proposes as follows:

ITEM 6 (continued)

Decision maker	Reviewer
Department staff	Planning Assessment Commission
Elected Council	Joint Regional Planning Panel (JRPP)
Council staff	Senior staff of adjoining Council or small Appeals Tribunal
JRPP	Planning Panels or Planning Assessment Commission

Comments:

Council does not support the change to the existing review rights, where Council makes a decision in regard to a rezoning proposal. Council supports the retention of limited third party merit appeal rights in the new planning system.

Change 16: Contestable Infrastructure Provisions

NSW Government is proposing major changes in the planning system relating to infrastructure delivery. There will be opportunity for increased private sector participation in the delivery of infrastructure in growth areas of the State by way of third party access and public private partnership. *Growth Infrastructure Plans* will be prepared to identify infrastructure needed to support development which will link *Regional and Subregional Growth Plans* with infrastructure planning and provisions.

The Green Paper indicates that Voluntary Planning Agreements (VPAs) needs to be phased out or significantly simplified. Clear VPA benchmarks will feature in summary:

- defined infrastructure performance outcomes
- defined negotiations timeframe, and
- more developer contributions in kind and innovations to improve cost effectiveness.

Comments:

Council supports this change.

Change 17: Growth Infrastructure Plans

The Green Paper makes the following statement:

'The NSW Government is proposing a new Growth Infrastructure Plans to integrate the planning and provision of infrastructure with strategic planning for growth. The Growth Infrastructure Plan will provide a single, evidence based capital program facilitating private sector contestability and improving certainty and accountability for infrastructure delivery.'

ITEM 6 (continued)

The Government is taking the following steps in achieving the above:

State Infrastructure Strategy - a 20 year strategy is being prepared and will be released to the Government in September 2012. This will identify what infrastructure that the state needs to achieve economic growth and how to activate both public and private sector resources to deliver it.

NSW Long –Term Transport Masterplan - a comprehensive, integrated strategy for all modes of transport across NSW is being prepared. The final Masterplan is due to be released in late 2012.

NSW Government proposed reform - New Growth Infrastructure Plans will be prepared in consultation with infrastructure providers and agencies. Infrastructure planning will focus on an area of growth, rather than an individual infrastructure provider's business plan.

The plan will be prepared in conjunction with Subregional Delivery Strategies. The plans will be based on most recent development activity and market evidence sourced from regular state monitoring, councils and developers.

The Green Paper states that the primary purpose of this approach is to facilitate growth by ensuring that the right infrastructure is planned and provided in the right locating at the right time.

Corridor Reservations - 'corridors for major strategic infrastructure will be identified in regional strategic planning processes and reflected in the relevant spatial plans, in particular, Local Land Use Plans, to provide certainty for infrastructure development and mitigate risks of encroachment from incompatible development.'

Comments:

Council supports this change

Change 18: Fairer, simplified and more affordable system for Infrastructure Contributions

The NSW Government has identified that currently there are various tools in place at the local and state levels to ensure that the new demand for infrastructure is funded, however, these tools have not functioned properly in an equitable, timely or administratively efficient manner.

The Green Paper is proposing a fairer, simpler system of infrastructure levies in the new planning system based on a number of principles in summary:

- contributing to cost recovery
- be competitive with comparable markets
- must not compromise housing affordability or inhibit housing delivery

ITEM 6 (continued)

- should demonstrate an element of cost reflectivity (infrastructure cost variations depending on areas)
- should spread costs to the broadest base of beneficiaries
- should avoid any unnecessary concentration of costs on consumers
- should support contestability
- should encourage providers to cater for a diverse range of market expectations and demands for infrastructures and services
- allowing cross subsidies where a State or Council approved policy decision to concentrate growth or cost arises as a result of general population growth
- must be a clear, transparent link between levy revenue collection and infrastructure programming and delivery
- must not be banked or hoarded to consolidate an authority's fiscal position, and
- must be transparent and be able to be implemented efficiently.

The Government proposes the payment of levies as late as possible in the development process to limit any unnecessary cost burdens (i.e, holding costs if paid early) on the developers.

Comments:

Council requests the introduction of a mechanism within the new planning system to ensure that the Infrastructure costs are fully funded so as to not disadvantage Councils.

Change 19: Public Priority Infrastructure

The Green Paper indicates that there will be expedited approvals for projects that are deemed to be 'public priority infrastructure'. This means that the strategic planning should allow the Government early for commitment to deliver identified public priority infrastructure projects. The new legislation will clarify that these projects will proceed subject to environmental management rather than a formal approval. The legislation will require all relevant government agencies to work cooperatively in the delivery of the infrastructure.

Comments:

Council supports this change.

Change 20: Chief Executive Officer's Group

Given the overlap of environmental and planning issues involving key agencies effecting a development, the NSW Government is proposing to establish a formal NSW CEO Group as a governance mechanism for the planning system. The membership will include CEO/Director General of:

- Department of Planning and Infrastructure;
- Department of Premier and Cabinet;
- Treasury;
- Transport for NSW;

ITEM 6 (continued)

- Department of Trade and Investment,
- Regional Infrastructure and Services, and
- Infrastructure NSW.

Comments:

Council supports this change.

Change 21: Regional Planning Boards

The NSW Government proposes to establish Regional Planning Boards (in Metropolitan and regional/rural areas of NSW) to provide a regional partnership of stakeholders, state and local governments to oversee regional and subregional planning initiatives.

Membership of the Regional Planning Boards would include:

- independent local chair
- key stakeholders with relevant experience (e.g. Catchment Management Authorities)
- representatives of local government
- *ex officio* members representing relevant NSW Government agencies.

Comments:

Council does not support the introduction of another tier in the planning process. Council is also concerned about the 'independent local chair' member's required expertise to be included as an independent member, which is not clear in the Green Paper.

Change 22: Mandatory Performance Monitoring

The NSW Government is proposing the introduction of regular and mandatory performance measurement for strategic planning at all levels, with requirements to be embodied in the new Act.

Comments:

Council raises no concern to this change.

Change 23: Planning Culture

The NSW Government is proposing organisational reform to resource strategic planning and to improve the culture of the planning profession at all levels. This is intended to promote accountability at all levels of planning profession to enable the new act to be 'most effectively and efficiently implemented.'

Comments:

Council supports this change.

ITEM 6 (continued)**Next Step**

The Government is seeking submissions on the Green Paper by 5 October 2012. After that it will refine its policy proposals and release a White Paper and 'Exposure Draft Bill' for comment.

Financial Implications

Adoption of the recommendation will have no financial impact.

Options

That Council resolves not to make any submission on the matter.

7 2012 LOCAL GOVERNMENT ASSOCIATION CONFERENCE - Dubbo 28-31 October 2012

Report prepared by: Councillor Support Coordinator**File No.:** CLR/07/8/58/4 - BP12/928

REPORT SUMMARY

This report is presented to Council for its consideration of Councillor attendance at the 2012 Local Government Association Conference and endorsement of the City of Ryde's motion for inclusion on the Conference business paper.

RECOMMENDATION:

- (a) That Council confirm attendance at the 2012 Local Government Association Conference noting five voting Councillor delegates (of which the Mayor of the day will be one) and one Councillor to be nominated to attend the Conference as an observer following the 2012 Local Government Election.
- (b) That Council endorse the Motion for inclusion on the 2012 Local Government Association Conference business paper as set out in Attachment 4 of the Report.

ATTACHMENTS

- 1 Details on Motions to be submitted
- 2 2012 LGA Conference Registration Guide
- 3 2012 LGA Motion - Library Resources
- 4 Councillor Attendance at Conferences Guidelines

Report Prepared By:

Carol Mikaelian
Councillor Support Coordinator

Report Approved By:

Shane Sullivan
Manager - Governance**Roy Newsome**
Group Manager - Corporate Services

ITEM 7 (continued)

Discussion

The 2012 Local Government Association Conference will be held in Dubbo from Sunday 28 October to Wednesday 31 October 2012. Accommodation has been booked for up to eight people.

Council is entitled to send five Councillors to the Conference as voting delegates and it is proposed that one Councillor attend as an observer. In 2011, Council appointed the Mayor, Councillor Etmekdjian and Councillors O'Donnell, Yedelian OAM, Maggio and Pickering as well as the General Manager, Manager Governance and Manager Strategy and Organisation Development.

A notice was placed on the Councillors' Information Bulletin dated 19 July 2012 advising that Motions proposed to be included on the LGA Conference business paper must be submitted to the Local Government and Shires Association NSW (LGSA) by Wednesday 15 August 2012. All Motions must be adopted by Council before submission to the Association. Councillors were requested to submit proposed Motions for Council's consideration to the Councillors' HelpDesk by 5pm, Friday 27 July 2012. No Motions were received from Councillors.

The Executive Team has submitted one Motion for Council's consideration.

The **ATTACHED** document (Attachment 1) contains information which was included in the Councillors' Information Bulletin. It provides details on the 2012 Motions topics which need to be considered when making a submission. These headings included Services, Infrastructure, Finance and General. Motions will be determined to be either Category 1 or Category 2 which is outlined as follows:

Category 1 - motions must seek to establish a new policy or position or amend existing policy AND it must be of regional, state or national significance.

Category 2 - motions are motions which are already covered by existing policy or subject to ongoing lobbying and/or representation. Category 2 motions will be dealt with by the Executive and not by the Conference.

Conference

The 2012 Local Government Association Conference will be hosted by Dubbo City Council on 28 October to 31 October 2012. The Conference venue is at Dubbo Regional Theatre and Convention Centre. A copy of the Registration Guide which outlines details of the conference is **ATTACHED** (Attachment 2).

The Conference is an opportunity for NSW Councils to meet, discuss and determine policy positions for improvement in Local Government administration. It allows Councils to identify, discuss and make recommendations on future challenges and opportunities that Local Government is experiencing.

ITEM 7 (continued)

Delegates attending the Conference will have the opportunity to choose from a range of Professional Development Workshops (workshop topics will be confirmed at a later date).

Councillors are advised that due to the Local Government Election, a further report will be provided to Councillors to re-confirm Councillor delegates that will attend the Conference.

Accommodation

Accommodation for eight people has been booked at Abel Tasman Inn. This includes accommodation for five Councillor Voting Delegates, one Councillor Observer and two staff members. A non-refundable deposit of \$824 was paid by Council to the Inn on 30 May 2012 to secure the booking.

Motions

The Executive Team has submitted a proposed Motion for Council's consideration and for inclusion on the Conference Business Paper. The proposed Motion (**ATTACHED** – Attachment 3) calls for the Local Government Association to lobby the Minister for the Arts seeking an increase in the current level of subsidy provided by the State Library of NSW above \$1.85 per capita, as prescribed by the Library Act 1939 and the Library Regulation 2010, in recognition of the increasing costs to Councils in meeting the demand for provision of public libraries as community meeting places and the cost of expansion into electronic resources. The Motion also calls for the Local Government Association to lobby the State Library of NSW to make representations with publishers for the release of all titles as eBooks at reasonable rates and without stringent conditions to Local Councils for their online libraries.

Critical Dates

The following deadlines are required to be met:

- Conference Motions to be submitted to the Local Government and Shires Association of NSW by 5.00 pm, Wednesday 15 August 2012.
- Early bird registrations close on Friday 7 September 2012, however should Council endorse attendance, staff will register for attendance with delegate details to be provided at a later date.
- Councillor delegates are to be confirmed following the 2012 Local Government Election.
- Voting Delegates are to be confirmed to the Association by 8 October 2012.

ITEM 7 (continued)**Financial Impact**

Early-bird registration cost for the Conference is \$1,089 per person. Accommodation for 4 nights has been secured at Abel Tasman Inn for eight (8) people at a cost of \$552 per person.

Council will meet the cost of Councillors travel to and from the Conference. The distance from Ryde to the venue is approximately 385 km (5 hours). Councillors are entitled to receive an allowance covering the distance per kilometre travelled to and from the conference should they wish to drive, otherwise flights will be arranged. Return flights to and from Sydney to Dubbo is approximately \$650 per person.

Total costs for attending this Conference will be approximately \$2,291 per person.

Currently there is an allocation of \$30,000 in the 2012-2013 budget for Conferences.

Policy Implications

The City of Ryde has regularly participated in the annual Local Government Association Conference. Funding is allocated in the annual budget for delegates to attend the Conference. The Policy on the Payment of Expenses and Provision of Facilities for the Mayor and Other Councillors sets out the entitlements for Councillors attending such Conferences.

ATTACHED (Attachment 4) is the Guidelines for Councillor Attendance at Conferences. The Guidelines provide that in addition to the Local Government Association Conference and the Australian Local Government Conference, every Councillor is entitled to attend a conference in NSW, Canberra, metropolitan Brisbane or metropolitan Melbourne.

ITEM 7 (continued)

ATTACHMENT 1

This year, Dubbo City Council will host the annual conference of the Local Government Association of NSW on Sunday 28 October to Tuesday 30 October.

Motions proposed to be included on the LGA Conference business paper must be submitted to the LGSA by Wednesday 15 August 2012. All Motions must be adopted by Council prior to submitting to the Association.

A report will be submitted to Council on Tuesday, 14 August 2012 for Councillors to consider and endorse Motions proposed to be included on the Conference business paper. It is requested that if Councillors have any proposed Motions for consideration by Council, that they be sent to the Help Desk by **COB, Friday 27 July 2012**.

Topics to be considered in 2012:

2012 Motions will be considered under one of four subject headings:

1. **Services** (human services, environmental services, library services, cultural programs, recreation programs, health protection and promotion, development approvals, environmental regulatory activity etc)
2. **Infrastructure** (issues relating to transport, roads, bridges, footpaths, open space, water & sewerage facilities, waste facilities & services, recreation facilities, arts facilities, civic buildings etc)
3. **Finance** (revenue raising, government funding, cost shifting, emergency services levy, waste levy, carbon tax, economic development etc)
4. **General** (land use planning, development approvals, environmental regulatory activity, workforce planning & development, industrial issues, etc)

Motions will be determined to be either Category 1 or Category 2.

Category 1 motions must seek to establish a new policy or position or amend existing policy AND it must be of regional, state or national significance.

Category 2 motions are motions which are already covered by existing policy or subject to ongoing lobbying and/or representation. Category 2 motions will be dealt with by the Executive and not by the Conference.

Where councils submit similar motions on related topics, these motions may be grouped and the strategic issue debated at Conference to arrive at a 'Local Government Industry' position.

ITEM 7 (continued)

ATTACHMENT 1

Please consider the following when structuring a motion.

Each motion:

- Should nominate the Council proposing the motion
- Should identify which of the 4 subject headings is applicable
- Have a title heading
- Should commence with the words, "That the Local Government Association..." so as to direct the Association to undertake some kind of action, be it lobby/write to/make representation to etc.
- Must be accompanied by a "Note from Council" which should explain the reason for the motion

For example:

Name of Council: XXXXX

Subject Heading: Services

Title: Public Housing

Motion: That the Local Government Association lobby the NSW Government to undertake a full investigation of public housing provision and management in NSW.

Note from Council: XXXXXXXXXXXX

ITEM 7 (continued)

ATTACHMENT 2



Local Government
Association of NSW



2012
NSW LGA
Conference, Dubbo

28 to 30 October 2012, Dubbo

Dubbo Regional Theatre &
Convention Centre

Registration
Guide



lgsa.org.au/LGAconference



Local Government
Association of NSW



Your hosts

Elite sponsor

ITEM 7 (continued)

ATTACHMENT 2

Welcome



Cr Mathew Dickerson
Mayor of Dubbo

Message from Mayor of Dubbo, Cr Mathew Dickerson

I extend a warm invitation to you to attend the 2012 Local Government Conference from 28 to 30 October when the City of Dubbo will host the premier event on the NSW Local Government calendar. This Conference will be an unforgettable experience for delegates to our City. The theme for our Conference is 'Tribal by Nature' and will be held at Dubbo's new state-of-the-art cultural facility, the Dubbo Regional Theatre and Convention Centre where you will experience a world-class theatre environment.

Not to overshadow the purpose of your visit, we promise to balance the business of Local Government with the 'Dubbo experience'. Social activities will include the opportunity to enjoy a good red at one of our local vineyards, 'cycling the world' at Taronga Western Plains Zoo and immersing yourself in the country charm of Dubbo's diverse eateries.

The Conference journey will begin at the Western Plains Cultural Centre where delegates will view the 2012 Archibald Prize, and conclude on the 'savannah plains of Africa' at the world-renowned Taronga Western Plains Zoo where you will experience the dulcet tones of Kate Ceberano.

With elections in September, the Conference presents a rare opportunity to mix experience with some new faces to Local Government, so be sure not to miss out on the opportunity that Dubbo presents to network, share ideas and debate issues. Be warned though - many times I have spoken to a long-term resident and they tell me they visited Dubbo for a weekend and ended up staying a lifetime. You may end up changing your postcode after October!

Cr Mathew Dickerson
Mayor of Dubbo

Message from LGA NSW President, Cr Keith Rhoades AFSM



LGA NSW President,
Cr Keith Rhoades AFSM

I would like to invite you all to attend the 2012 Annual Conference of the Local Government Association of NSW in Dubbo this October.

Since our last annual conference in Shoalhaven, the O'Farrell Government has embarked on a number of significant reviews that will impact on NSW Local Government and I am proud to say that the LGA, along with the Shires Association of NSW, are helping to drive and influence positive change for our sector.

As the independent Local Government Review Panel gets underway, so too are the reviews of the Environmental and Planning Assessment Act 1979, the Local Government Act 1993 and Emergency Services funding arrangements, all of which have the potential to affect the functions, operations and finances of councils. This timely Conference brings us together to debate and formalise our policies for the coming year and identify, discuss and make recommendations for future challenges and opportunities for NSW Local Government.

As in previous years, delegates will hear from a range of highly specialist key note speakers as well as the opportunity to meet, network and engage with your fellow councillors. On the second morning of the conference, the LGA Women's Committee together with the Australian Local Government Women's Association will be holding a breakfast to celebrate the role and contribution of women in Local Government and I invite you to attend. Delegates will also be given an up-to-date on how we are progressing towards becoming one voice and One Association representing the Local Government sector in NSW.

Your attendance is encouraged and welcomed at what could potentially be the last LGA Annual Conference and I look forward to seeing you there.

Cr Keith Rhoades AFSM
President
Local Government Association of NSW

ITEM 7 (continued)

ATTACHMENT 2

Conference venue



Opened in March 2010, the \$18.5M Dubbo Regional Theatre and Convention Centre (DRTCC) is the jewel in Dubbo's crown and the focal point for the Conference. Situated opposite the picturesque Victoria Park, the DRTCC is located in the heart of the City and a short stroll to the central business district, shops and Macquarie River. The DRTCC is home to a 700-seat auditorium and a 500-seat tiered theatre, and showcases some of Australia's best drama, comedy, dance and music acts; as well as a range of international performances.

The DRTCC has disabled access and amenities, and is fully air-conditioned. Wi-Fi is available for the convenience of delegates.

Conference overview

Sunday, 28 October

- Early Morning Walk – TWPZ
- Trade exhibition set-up
- Delegate registration – DRTCC
- City tour
- Official Opening Ceremony – DRTCC
- President's Welcome Reception – WPCC

Monday, 29 October

- Trade exhibition
- Early Morning Walk – TWPZ
- Conference sessions – DRTCC
- Optional tour: Hidden Gems
- Happy Hour – DRTCC
- Dubbo dining experience – by own arrangements
- Social Dinner – ODG (optional ticketed event – limit of 200)

Tuesday, 30 October

- Trade exhibition
- Early Morning Walk – TWPZ
- ALGWA Breakfast – WPCC
- Conference sessions – DRTCC
- Optional tour: History and Heritage
- Happy Hour – DRTCC
- Conference close
- Gala Dinner – TWPZ

KEY

- DRTCC** Dubbo Regional Theatre and Convention Centre
- WPCC** Western Plains Cultural Centre
- ODG** Old Dubbo Gaol
- TWPZ** Taronga Western Plains Zoo



ITEM 7 (continued)

ATTACHMENT 2

Registration

Registrations due by Monday, 8 October 2012

Registration fee (inclusive of GST)

	Early Bird Registration (Before Friday, 7 September)	Registration (After Friday, 7 September)
Delegate registration	\$1089.00	\$1155.00
Sponsor registration	\$440.00	

*Please note: to receive the discounted early bird rate completed Registration Forms with payment must be received by Friday 7th September 2012.

Registration entitlements

Delegate registration entitlements include:

- Opening Ceremony
 - President's Welcome Reception
 - All conference sessions
 - Morning and afternoon teas and lunch on Monday and Tuesday
 - Happy Hours on Monday and Tuesday
 - Tuesday night Gala Dinner
 - Conference materials
 - Conference transfers (must be pre-booked)
- NB: Does not include social dinner at Old Dubbo Gaol (limited numbers apply) or ALGWA Breakfast, tickets available at additional cost.*
- Please note - a delegate is considered to be anyone registering to attend the Conference.*

Sponsor entitlements:

- Opening Ceremony
 - President's Welcome Reception
 - All conference sessions
 - Morning and afternoon teas and lunch on Monday and Tuesday
 - Happy Hours on Monday and Tuesday
 - Conference transfers (must be pre booked)
 - Tuesday night Gala Dinner
- NB: Does not include social dinner at Old Dubbo Gaol (limited numbers apply) or ALGWA Breakfast, tickets available at additional cost.*
- Most sponsorship and trade display packages include sponsor registrations. Please check your package inclusions. If your sponsorship does not include sufficient tickets for your staff and you require additional tickets, they may be purchased at the nominated rates.
- Please note - a sponsor is considered to be an employee of an organisation who is sponsoring or exhibiting at the Conference.*

Do you have a partner attending?

- Partners (of delegates) are encouraged to attend the Conference and participate in select functions and optional tours.
- Refer to the Conference Registration Form for bookings and ticket prices.

ITEM 7 (continued)

ATTACHMENT 2

Registration

How to register (per person)

- Fill out the Registration Form and post in; or
- register online at: lgsa.org.au/LGAconference

Complete one Registration Form per person, indicating the functions you wish to attend (both inclusive and optional). Calculate the total cost for your organisation on the Payment Summary Form and include with the appropriate Registration Forms. If you require additional Registration Forms, simply photocopy the blank form or complete additional forms online.

Please send registrations to:
LGA 2012 Conference, Conference Secretariat
PO BOX 5013, ALBURY NSW 2640

Payment Details

Payment must accompany Registration Forms. Payment may be made by cheque, credit card (MasterCard and Visa only) or direct deposit (details available on the Payment Summary Form).

**Please note: registrations will not be processed, and thus bookings not confirmed, without required payment.*

Registration enquiries and due date

You are requested to submit registrations by **Monday, 8 October 2012**.

For all enquiries, please contact the Conference Secretariat, Bradley Hayden, Countrywide Conference and Event Management:

P. 02 6023 6300 | F. 02 6023 6355
E. lga2012@ccem.com.au

Confirmation

All registrations will be confirmed via email after receipt of Registration Form with required payment.

Cancellations

All cancellations must be advised in writing. Cancellations made by 5pm on 8, October 2012 will be eligible for a full refund of all registration payments made, less a \$110.00 administration fee per registration. Cancellations made after 5pm on Monday, 8 October will not be entitled to any refund, however substitute delegates may be sent – please notify the Conference Secretariat with name changes.

Privacy Policy

Dubbo City Council is hosting the LGA 2012 Conference on behalf of the LGSA and is bound by and committed to supporting the principals set out in the Privacy & Personal Information Act 1998. Dubbo City Council will collect and store information you provide in the Registration Form for the purposes of enabling us to register your attendance at the conference. With your permission, Dubbo City Council may disclose some of the information that is collected in the Registration Form such as your name, organisation and its location and your email address. Dubbo City Council will not otherwise, without your consent, use or disclose your personal information for any purpose unless it would reasonably be expected that such purpose be related to the offer, provision and improvement of conferences and services or where such purpose is permitted or required by law.

Liability

In the event of unforeseen circumstances Dubbo City Council or the Conference Secretariat does not accept responsibility for loss of expenses incurred by delay.

By completing and submitting the Registration Form you are deemed to have read and accepted the cancellation and privacy policies.

Special Requirements

If you have any special dietary or access requirements, please ensure that you complete the appropriate section of the Registration Form.

Accommodation

Dubbo has 3500 beds. A room bank of 800 beds, all within a 10 minute drive to the Conference venue have been secured via the Conference Secretariat. To book accommodation, please email the Conference Secretariat lga2012@ccem.com.au.

Accommodation Transfers

Complimentary coach transfers are available from your accommodation to the venue and return daily. Please confirm your requirements on the Registration Form. **Bookings are essential.**

ITEM 7 (continued)

ATTACHMENT 2

Registration



Child Care

Child care will be sourced initially via Dubbo City Council's Family Day Care service for care during the Conference sessions (days) and/or during evening social activities. You must advise the Conference Secretariat prior to Monday, 8 October 2012 if you would like us to source child care on your behalf. This will enable the necessary forms/documents to be completed/supplied prior to the Conference. The Conference Secretariat will be unable to assist with any childcare requirements if advice is not received prior to Monday, 8 October 2012.

Getting to Dubbo

Dubbo is just an hour's flight from Sydney or a scenic five-hour drive from the coast that takes you through breath-taking mountains, valleys and sprawling plains. There are daily air services operated by both QantasLink and Regional Express (REX) with over 150 flights in and out of Dubbo every week. Rail is also an option with daily services offered by CountryLink on the fast and comfortable XPT service.

Travel contacts

QantasLink – 131 313 | www.qantas.com.au
Regional Express – 131 713 | www.rex.com.au
CountryLink XPT – 13 22 32 | www.countrylinkinfo

Airport Transfers

Dubbo City Regional Airport is a short 5 minute drive to the Conference venue and the City's Centre (approximately a \$20 taxi fare).

Dubbo City Council has arranged for complimentary coach transfers from the airport to your accommodation on Saturday, 27 October and Sunday, 28 October. Please confirm your requirements on the Registration Form. **Booking is essential.**

Bike Hire

For those delegates wishing to cycle their way around Dubbo, bikes can be hired by contacting Darrell Wheeler Cycles on 02 6882 9899.

Places of worship

For information on places of worship please visit www.lgsa.org.au/LGAconference

ITEM 7 (continued)

ATTACHMENT 2

Social functions

Sunday, 28 October

President's Welcome Reception

Venue Western Plains Cultural Centre featuring 2012 Archibald Prize
Time 6.30pm - 8.30pm
Dress code Smart casual
Tickets \$88.00
Sponsor



The Reception will immediately follow the Opening Ceremony. View the winning entry alongside the 40 other shortlisted 2012 Archibald Prize portraits at the Western Plains Cultural Centre during this year's President's Welcome Reception. *The histrionic wayfarer* by Tim Storrier is this year's winner of what is Australia's oldest and most prestigious art prize.

Delegates will be encouraged to walk through the picturesque Victoria Park from the Dubbo Regional Theatre and Convention Centre to the Western Plains Cultural Centre (750m - 5 minute walk)*.

**Please note: transport will be offered to those who would prefer (or have need) to travel by coach.*

Dinner on the Sunday evening after the Welcome Reception is at the discretion of delegates.

A Restaurant and Café Guide will be provided to all delegates as part of the Conference confirmation documents.

Monday, 29 October

Social dinner

(Ticketed event - limited to 200pax - first-in basis - refer to Registration Form)

Venue Old Dubbo Gaol
Time 7.00pm - 10.00pm
Dress code Smart casual
Capacity 200 persons
Tickets \$95.00

Step back in time to the pioneering days and enjoy the tales of the mystery of Old Dubbo Gaol. The cells, artefacts and prison amenities remain unchanged since 1847 when it was home to "duffers" and "ladies of the night". Eight men were hung at the Gaol, the first in 1877.

This event will be exclusive to delegates wishing to attend and an additional price applies.

Don't miss out on what is sure to be an entertaining evening for delegates. Be careful, however, those pesky inmates will try anything to escape!

Dubbo restaurants

If you choose not to attend the optional social dinner at the Old Dubbo Gaol, dinner will be at the discretion of delegates. A Restaurant and Café Guide will be provided to all delegates as part of the Conference confirmation documents. **Bookings prior to arrival are highly recommended.**

Tuesday, 30 October

Australian Local Government Women's Association (ALGWA) Breakfast

Venue Western Plains Cultural Centre
Time 7.30am - 8.45am
Capacity 75 persons
Dress code Smart casual
Tickets \$77.00
Guest speaker Jane Caro

The Local Government Association (LGA) and the Australian Local Government Women's Association (ALGWA) are hosting a breakfast to celebrate the role and contribution of women in Local Government.

All Conference attendees are warmly invited to attend in support and recognition of the increasing diversity in our local councils.

Gala Dinner featuring Kate Ceberano

Venue Taronga Western Plains Zoo
Time 7.00pm, for 7.30pm start - 11.00pm
Dress code After five
Tickets \$165.00
Sponsor



This year the Zoo celebrated 35 years in Dubbo and the City's world-renowned visitor attraction and partner of many of the world's conservation programs will be the setting for the Conference's Gala Dinner.

Overlooking the African savannah, and coming head-to-head with the majestic giraffe and other African wildlife, delegates will enjoy a truly memorable event. Watch for the piercing eyes of a tiger, or the prowling movement of a leopard - with more than 700 animals on site, you will never be sure what to expect. Guests will also be entertained by the brilliant Ms Kate Ceberano.

Transport to and from your accommodation will be provided. Travel to Taronga Western Plains Zoo in private vehicles is not encouraged.



Jane Caro is an author, lecturer, social commentator, columnist, broadcaster and award winning advertising writer. Jane is well known for her appearances on Channel 7's 'Sunrise', ABC's 'Q&A' and 'The Gruen Transfer.'



ITEM 7 (continued)

ATTACHMENT 2

Optional tours



Sunday, 28 October

City tour – hosted by Dubbo City Council

Time 11.00am – 2.30pm
Cost No Charge. Bookings essential.
Departs Departs and returns to the DRTCC

Sites for the tour have been selected based on Dubbo City Council initiatives recognised within the industry:

- Solar initiatives
- Storm water harvesting
- Greenscape initiatives
- Recreation space (cycle) initiatives
- Water reticulation project

Monday, 29 October

Hidden Gems

Time 9.00am – 5.00pm
Dress code Casual
Cost \$85.00 (includes entry, coach transfers, morning tea and lunch with glass of wine)
Departs Departs and returns to the DRTCC

Experience the glittering splendour of Wellington Caves, visit the gallery of one of Australia's finest bronze sculptors, enjoy a stroll through Dubbo's Botanical Garden and take in the sounds, sights, tastes and smells of its sensory garden.

Let the tills ring out and indulge in some retail therapy! Finish the day by browsing furniture, china, cast iron wares and other unusual items at a local antique store.

Tuesday, 30 October

History and Heritage

Time 9.00am – 5.00pm
Dress code Casual
Cost \$80.00 (includes entry, coach transfers, morning tea and lunch with glass of wine)
Departs Departs and returns to the DRTCC

Discover Dubbo's ancient Aboriginal rock grooves, enjoy a delicious Devonshire Tea at Australia's oldest timber slab homestead, learn about the history of Australia's legendary Royal Flying Doctor Service.

Walk in the footsteps of gangsters and underworld figures on a guided history and heritage walk through Old Dubbo town; or let the tills ring out and indulge in some retail therapy! End the day with a kaleidoscope of colour with a visit to a bottle house surrounded by native flora.

Sunday, 28 October

Monday, 29 October

Tuesday, 30 October

Early Morning Walks – Taronga Western Plains Zoo

Venue Taronga Western Plains Zoo
Time 6.45am – 8.30am (includes breakfast)
Dress code Casual (walking shoes/hat)
Tickets \$33.00
Assemble TBA at the TWPZ

Starting at dawn, when the animals awaken, this leisurely-guided walk is a fabulous behind-the-scenes experience. You'll be escorted to off-limit areas by one of the Zoo's volunteers and come face-to-face with some of the world's exotic and endangered species.

All tours are subject to change and minimum numbers. All tours are optional and not included in the registration fees. Selections must be made on the Registration Form.

ITEM 7 (continued)

ATTACHMENT 2

Social events summary

Date	time	Location	Activity	Included in registration	Optional – additional charge*	Optional – no charge*
Sunday, 28 October	6.45am – 8.30am	TWPZ	Early Morning Walk		●	
	11.00am – 2.30pm	Various – coach tour	City tour			●
	4.00pm – 6.30pm	DRTCC	Official Opening	●		
	6.30pm – 8.30pm	WPCC	President's Welcome Reception	●		
Monday, 29 October	6.45am – 8.30am	TWPZ	Early Morning Walk		●	
	9.00am – 5.00pm	Various – coach tour	Optional tour: Hidden Gems		●	
	7.00pm – 10.00pm	ODG	Social dinner (limit of 200 – first in basis)		●	
Tuesday, 30 October	6.45am – 8.30am	TWPZ	Early Morning Walk		●	
	7.30am – 8.45am	WPCC	ALGWA Breakfast		●	
	9.00am – 5.00pm	Various – coach tour	Optional tour: History and Heritage		●	
	7.00pm – 11.00pm	TWPZ	Gala Dinner	●		

* Bookings essential and must be booked at time of registration

Coach transfer summary

Date	Event	From	To	Bookings essential
Saturday, 27 October		Dubbo Airport	Accommodation	●
		Dubbo Airport	Accommodation	●
Sunday, 28 October	Opening Ceremony	Accommodation	Conference venue	●
	President's Welcome Reception	WPCC	Accommodation	●
Monday, 29 October		Accommodation	Conference Venue	●
		Conference venue	Accommodation	●
	Social Dinner	ODG	Accommodation	●
Tuesday, 30 October		Accommodation	Conference Venue	●
		Conference venue	Accommodation	●
	Gala Dinner	Accommodation	TWPZ	●
	Gala Dinner	TWPZ	Accommodation	●

Time of transfers will be confirmed at time of registration

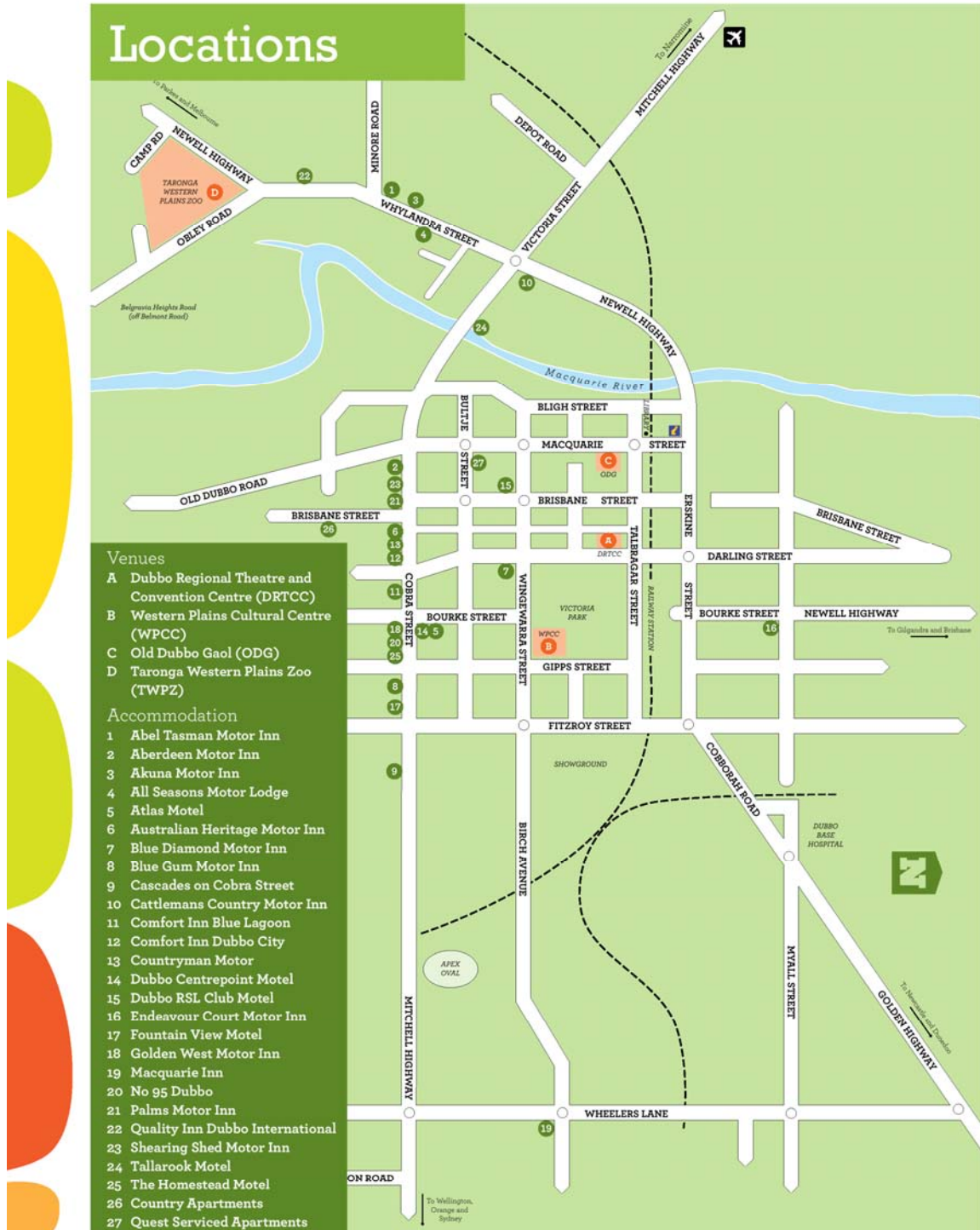
Please note: the following transfers are not provided:

- To and from ALGWA Breakfast – WPCC
- To and from Early Morning Walks – TWPZ
- Collection from accommodation to participate in Optional Tours
- Collection from accommodation to participate in City Tour
- Collection from accommodation to attend Social Dinner (ODG)

Code:
DRTCC
Dubbo Regional Theatre and Convention Centre
WPCC
Western Plains Cultural Centre
ODG
Old Dubbo Gaol
TWPZ
Taronga Western Plains Zoo

ITEM 7 (continued)

ATTACHMENT 2



ITEM 7 (continued)

ATTACHMENT 2

Sponsors

We thank and acknowledge our Conference sponsors

Elite Sponsor



Distinguished Sponsors



Welcome Reception Sponsor



Valued Sponsors



Cappuccino Sponsor



Delegates Retreat Sponsor



Your hosts



Local Government
Association of NSW



ITEM 7 (continued)

ATTACHMENT 2

Sustainability

Dubbo, saving our environment

Dubbo City Council's commitment to event management sustainability principals includes the following actions:

- A Council officer was designated to develop, manage and report on, the Conference's Sustainability Plan (including a Waste Management Plan)
- Council integrated its Plan with the SEMS online program to ensure timely actions and careful monitoring of savings and impact
- Scopes of works for suppliers included the need to commit to a minimal sustainability plan, as part of the contract
- In lieu of delegate's gifts, Council will distribute re-usable coffee cups and water bottles for use by delegates during the Conference
- **Development of a 'Flip book' Program**
– The Conference Program will be available online as a 'flipbook' which you can view via your iPad or website or you can download the pdf and print yourself. If however you would prefer to receive a paper copy, please tick the appropriate box on your Registration Form.



We will **not** be providing a delegate satchel, however carry bags will be available on request, or please feel free to recycle a satchel from a previous event.

Courtesy cars to be used during the Conference are hybrid vehicles supplied by Distinguished Sponsor, Toyota.

More information

More information can be found on
www.lgsa.org.au/LGAconference

Alternatively, please contact the LGA 2012 Conference Secretariat, Bradley Hayden, Countrywide Conference and Event Management

P PO Box 5013, ALBURY NSW 2640
P 02 6023 6300
F 02 6023 6355
E lga2012@ccem.com.au



lgsa.org.au/LGAconference

ITEM 7 (continued)

ATTACHMENT 3

Council: City Of Ryde

Issue: Library Resources

Motion:

1. That the LGSA lobby the Minister for the Arts seeking an increase in the current level of subsidy provided by the State Library of NSW above \$1.85 per capita, as prescribed by the Library Act 1939 and the Library Regulation 2010, in recognition of the increasing costs to Councils in meeting the demand for provision of public libraries as community meeting places and the cost of expansion into electronic resources
2. That the LGSA lobby the State Library of NSW to make representations with publishers for the release of all titles as eBooks at reasonable rates and without stringent conditions to Local Councils for their online libraries.

Supporting paragraph:

Individual Local Government authorities are limited in their ability to lobby for broad improvements on issues that affect all NSW public libraries. The LGSA is able to speak for all, adding significance and weight to these proposals. The first proposal addresses funding. The current level of NSW subsidy for local public libraries represents just 8% of the cost of providing that service, the lowest level of support provided by any Australian State or Territory (Australian Public Libraries Statistical Report 2010-2011). Public libraries are increasingly being asked to support additional services and facilities, and these include providing technology and training support for members of the public seeking information from other levels of government. The second proposal addresses the emerging issues that surround the lending of eBooks. Public libraries that have developed eBook collections are faced by complex and changing conditions imposed by publishers. Conditions vary widely, with some eBooks being sold to libraries at inflated prices, others have stringent conditions regarding the number of loans that can be offered, some publishers will not allow eBooks to be sold to public libraries at all, and there are further limitations to the range of eBook reading devices that can be utilised. Individual voices have little weight in this argument. A State or National voice is more likely to attain improved conditions and access to eBooks.

ITEM 7 (continued)

ATTACHMENT 4



Councillor Attendance at Conferences Guideline

Related Policy

This guideline sets out the criteria to determine the attendance of Councillors at Conferences. It relates to the Policy on the Payment of Expenses and Provision of Facilities for the Mayor and Other Councillors.

Guidelines

Council acknowledges the value of Councillor attendance at conferences to enable them to be both knowledgeable and current on issues affecting the City of Ryde. In order to ensure that attendance at Conferences is equitable, transparent and consistent, attendance will be limited as follows:

1. Local Government Association Conference – the number of voting delegates plus one. Details of the delegates and attendee to be determined by resolution of Council.
2. Australian Local Government Association Conference.
3. In addition, to 1 and 2 above, every Councillor is entitled to attend one conference in either NSW, Canberra, metropolitan Brisbane or metropolitan Melbourne. The conference must directly relate to the business of Council. More than one Councillor may attend the same conference if Council resolves that this will be beneficial for both Council and the Councillors concerned.
4. Within 2 months after the conference the attending Councillor must report to Council on the proceedings of the conference. That report will be included in the Councillors Information Bulletin.
5. No Councillor can attend a Conference without the prior approval of Council. Reports to Council are to include details of the Conference and an estimate of the associated costs including registration, transport and accommodation.
6. Council may resolve that a Councillor can attend more than one conference per year but this determination will be dependant on budgetary constraints and with an emphasis on ensuring that all Councillors have equal access to conferences.
7. Each year, as part of the review of the Policy on the Payment of Expenses and Provision of Facilities for the Mayor and Other Councillors, Council officers will provide a full report of expenditure and Conference attendance by Councillors.

Councillor Attendance at Conferences guideline		
Owner: Governance Unit	Accountability: Mayoral and Councillor support service	
Trim Reference: D10/77193	Policy: Payment of Expenses and Provision of Facilities for the Mayor and other Councillors	One Page only

PRECIS OF CORRESPONDENCE

1 PERSONAL WATERCRAFT EXCLUSION ZONE ON SYDNEY HARBOUR

Report prepared by: Business Support Co-ordinator

File No.: GRP/09/6/5 - BP12/881

CORRESPONDENCE

Submitting correspondence from The Honourable Victor Dominello MP, received on 10 July 2012 in relation to Council's request that the State Government maintain the current ban on the use of jet skis on Sydney Harbour and its waterways. The correspondence includes a response from the Minister for Roads and Ports, Honourable Duncan Gay MLC MP, advising that Roads and Maritime Services do not intend to review the personal watercraft exclusion zone on Sydney Harbour at this time.

RECOMMENDATION:

That the correspondence be received.

ATTACHMENTS

- 1 Letter from The Honourable Victor Dominello dated 6 July 2012

Report Prepared By:

Dyalan Govender
Business Support Co-ordinator

Report Approved By:

Dominic Johnson
Group Manager - Environment & Planning

Precis of Correspondence 1 (continued)

ATTACHMENT 1



Victor Dominello MP

State Member for Ryde



Friday 6 July, 2012

Mr D Johnson
Ryde City Council
Locked Bag 2069
NORTH RYDE NSW 1670

Dear Mr Johnson,

You will recall that I wrote to the Minister for Roads and Ports the Hon. Duncan Gay MLC on your behalf on 1 June 2012 in relation to the use of jet skis on Sydney Harbour.

I have now received a response from the Minister for Roads and Ports advising that concerns existed regarding unsafe practices and the behaviour of some personal watercraft riders. I attach a copy of this response for your records.

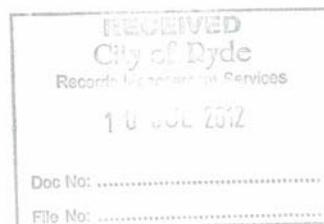
If you are not satisfied with this outcome or there are any further matters you would like me to raise with the Minister for Roads and Ports please contact my office.

Again, thank you for bringing this matter to my attention. Please do not hesitate to call on me if I can assist you with this or any other matter, now or in the future.

Yours sincerely



The Hon Victor Dominello MP
Member for Ryde



Precis of Correspondence 1 (continued)

ATTACHMENT 1



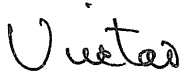
The Hon. Duncan Gay MLC

Deputy Leader of Government in the Legislative Council
Minister for Roads and Ports

M12/3566

The Hon Victor Dominello MP
Minister for Citizenship and Communities
Minister for Aboriginal Affairs
Member for Ryde
PO Box 736
RYDE NSW 1680

Dear Minister



Thank you for your representations on behalf of Mr Dominic Johnson, Group Manager, Ryde City Council, about the personal watercraft exclusion zone on Sydney Harbour and its tributaries.

A personal watercraft exclusion zone was established on Sydney Harbour in 2001 for a number of reasons. While noise and environmental concerns were factors, there were also concerns about unsafe practices and the behaviour of some personal watercraft riders.

Roads and Maritime Services (RMS) does not intend to review the personal watercraft exclusion zone on Sydney Harbour at this time.

If Mr Johnson requires any further information, please refer him to Mr Trevor Williams, who is Acting General Manager Maritime Operations at RMS, on (02) 9563 8741.

Yours sincerely



Duncan Gay MLC
Deputy Leader of Government in the Legislative Council
Minister for Roads and Ports

2 MACQUARIE PARK TASKFORCE

Report prepared by: Business Support Co-ordinator**File No.:** GRP/09/6/2 - BP12/903

CORRESPONDENCE

Further to Council Resolution 22 May 2012, that letters be sent confirming Council's position regarding the Macquarie Park Taskforce (as outlined in Council Resolution of 10 April 2012) - submitting correspondence from the Hon. Victor Dominello, received 24 July 2012, regarding representation made to the Minister of Finance and Services, The Hon. Greg Pearce, on behalf of Council in relation to The Macquarie Park Taskforce.

RECOMMENDATION:

That the correspondence be received.

ATTACHMENTS

- 1 Minister's response to representation made in relation to Macquarie park Taskforce - care of The Honourable Victor Dominello MP

Report Prepared By:

Dyalan Govender
Business Support Co-ordinator

Report Approved By:

Dominic Johnson
Group Manager - Environment & Planning

Precis of Correspondence 2 (continued)

ATTACHMENT 1



Victor Dominello MP

State Member for Ryde



Friday, 20 July, 2012

Mr D Johnson
Ryde City Council
Locked Bag 2069
NORTH RYDE NSW 1670

Dear Mr Johnson,

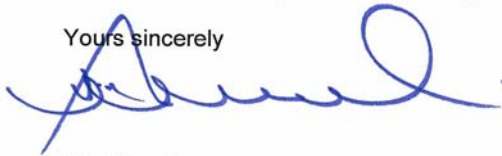
You will recall that I wrote to the Minister for Finance and Services, The Hon. Greg Pearce on your behalf in relation to the Macquarie Park Task Force.

I have now received a response from the Minister. I attach a copy of this response for your records.

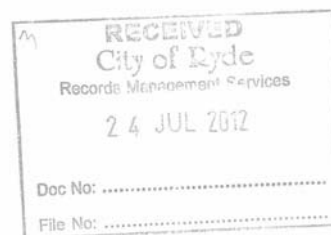
If you are not satisfied with this outcome or there are any further matters you would like me to raise with the Minister please contact my office.

Again, thank you for bringing this matter to my attention. Please do not hesitate to call on me if I can assist you with this or any other matter, now or in the future.

Yours sincerely



The Hon Victor Dominello MP
Member for Ryde



Precis of Correspondence 2 (continued)

ATTACHMENT 1



The Hon **Greg Pearce** MLC
Minister for Finance and Services
Minister for the Illawarra

Ref: MC/12/2449
MC/12/2659

The Hon Victor Dominello MP
Minister for Citizenship and Communities
Minister for Aboriginal Affairs
Member for Ryde
PO Box 736
RYDE NSW 1680

Dear Minister

I refer to your representations on behalf of Mr Dominic Johnson, City of Ryde Council regarding additional Council representation on the Macquarie Park Task Force. Mr Johnson has also written to me directly in relation to this matter.

As you are aware, the Task Force is a specialist group which is responsible for providing advice on the redevelopment of government owned land at Macquarie Park, including the Ivanhoe public housing estate.

Council has previously been invited to participate in the Task Force, with the Mayor nominating Mr Johnson as Council's representative. The Land and Housing Corporation (LAHC) is proposing to engage Council, tenants and other stakeholders through the establishment of a Community Reference Group.

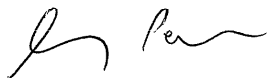
The primary role of the Reference Group will be to support the work of the Task Force. The LAHC has previously engaged similar groups for estate renewal projects and they have proven to be successful.

It is proposed that membership will initially be open to Council, any tenants and other stakeholders that would like to participate in the Group. LAHC will be in contact with Mr Johnson's office shortly to discuss the most appropriate Council representatives.

Should you wish to further discuss this please do not hesitate to contact Mr Joshua Brandon, Development Manager, Land and Housing Corporation on telephone 9268 3446.

I trust this information is of assistance to you.

Yours sincerely



Greg Pearce MLC
Minister for Finance and Services
Minister for the Illawarra

10 Aug 2012

3 STATE LIBRARY NSW

Report prepared by: Executive Assistant to Group Manager

File No.: GRP/09/4/1/7 - BP12/906

CORRESPONDENCE

Submitting correspondence received from the State Library of NSW thanking the Mayor, General Manager, Ryde City Library staff and Council staff for taking time out of their busy schedules to meet with members of the Library Council of New South Wales.

RECOMMENDATION:

That the correspondence be received.

ATTACHMENTS

1 State Library NSW - Thank You

Report Prepared By:

Valentina Damcevski
Executive Assistant to Group Manager

Report Approved By:

Danielle Dickson
Group Manager - Community Life

Precis of Correspondence 3 (continued)

ATTACHMENT 1



Ms Jill Webb
Manager, Library Services
Ryde City Council
Locked Bag 2069
North Ryde NSW 1670

Thursday, 12 July 2012

Dear Jill

A very belated thank you to you and your colleagues for your very warm welcome to members of the Library Council of New South Wales when we visited the Ryde City Library on 25 May 2012.

It was a most informative visit which I and the Council members appreciated very much. We were all most impressed with the facilities and the way in which they were used. Several Council members have since commented on the way in which people streamed into the Library and the evident popularity of its services including, especially, the mothers and children at the time we visited.

Many thanks to all of you for your hospitality and for the time you took to give us so many informative presentations on your programs. Our thanks also to the Mayor, General Manager and other Council staff who took time out of their busy schedules to meet members of the Library Council. Their strong support for the Library was wonderful to hear.

With very best wishes to you and your colleagues.

Yours sincerely

Alex Byrne
State Librarian and Chief Executive

4 CARBON TAX

Report prepared by: Executive Assistant to the Mayor

File No.: GRP/09/3/1 - BP12/888

CORRESPONDENCE

Submitted correspondence received from E J Greening, requesting that Council boycott attempts by the Federal Government to have Council collect the carbon tax via its ratepayers. The letter further requests that Council say no to a carbon tax.

RECOMMENDATION:

That the letter from E J Greening be noted.

ATTACHMENTS

1 Carbon tax - collection

Report Prepared By:

Linda Smith
Executive Assistant to the Mayor

Report Approved By:

Shane Sullivan
Manager - Governance

Roy Newsome
Group Manager - Corporate Services

Precis of Correspondence 4 (continued)

ATTACHMENT 1

6th July 2011

My dear Mayor, I am writing to urge you to join an Australia-wide campaign to boycott payments of the carbon dioxide tax.

Tom Tate, the Gold Coast Mayor has indicated that he will be doing everything he can to ensure his council does not pay the tax.

The voters there, like us, are struggling with higher costs of living.

I believe my council should not be collecting this tax, on behalf of the Federal Government, via ratepayers.

I am extremely angry that the council can be used in this way.

Please tell Julia Gillard you won't stand for it.

As a ratepayer, I am asking for you to support such a boycott.

In a democracy, this is the perfect way for elected representatives to respond.

I want you to sincerely represent those who voted you to office and are saying no to a carbon tax and that our council will not be tax collecting on behalf of the Federal Government.

Please let me know what your intentions are.

Yours Sincerely,

Greening J.P.

E. J. GREENING 4 VIMIERA RD. EASTWOOD 2122

5 2011 LOCAL GOVERNMENT ASSOCIATION CONFERENCE

Report prepared by: Executive Assistant to Group Manager

File No.: GRP/12/5/5 - BP12/947

CORRESPONDENCE

Submitting correspondence from Local Government Association of NSW, dated 31 July 2012, regarding Resolution from the 2011 Local Government Association Conference re greater commitment from the NSW Electoral Commissioner to assist Council's in the conduct of Local Government elections.

RECOMMENDATION:

That the correspondence be received.

ATTACHMENTS

1 2011 LGA conference resolution - elections

Report Prepared By:

Lorraine Abboud-Safi
Executive Assistant to Group Manager

Report Approved By:

Roy Newsome
Group Manager - Corporate Services

Precis of Correspondence 5 (continued)

ATTACHMENT 1

Local Government
Association of NSW



Our ref: R09/0031 Out-20654
31 July 2012

Cr Artin Etmekdjian
Mayor
Ryde City Council
Locked Bag 2069
NORTH RYDE NSW 1670

Dear Cr Etmekdjian

I write regarding a resolution from the 2011 Local Government Association Conference sponsored by your council.

The resolution read as follows:

43 – Conduct of Local Government elections

That the LGA write to the Premier seeking greater commitment from the NSW Electoral Commissioner to assist Councils in the conduct of Local Government elections and seeking the expedited implementation of recommendations of the Joint Standing Committee on Electoral Matters relating to detailed information about the budgeted and actual costs for local government elections.

I made representations to the appropriate Minister immediately following the Conference.

I have received a response.

The Minister for Local Government and Minister for the North Coast responded on behalf of the Premier. The Minister notes that the NSWEC will continue to provide election services (that are not constrained by business processes, procedures and IT systems) to Councils including: enrolment advertising, composite rolls, copy of roll to candidates, other enrolment related matters and vote-counting software.

The Minister also notes that regarding detailed budget information, the NSWEC's updated Service Charter for NSW Councils provides for greater clarity in regard to budgetary matters. Councils are also advised that they can calculate the expected indicative cost for 2012 elections based on changes to their 2008 invoice (wages, operational costs and number of electors being serviced). Support will be offered to the councils who have elected to run their own elections in 2012. Specific issues regarding costing of elections should be addressed to the NSWEC.

If you wish to pursue this matter further please do not hesitate to contact me or our Director, Policy Noel Baum on 9242 4014 or noel.baum@lgsa.org.au

Yours sincerely



Cr Keith Rhoades AFSM
President



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NOTICES OF RESCISSION

1 NOTICE OF RESCISSION: MAYORAL MINUTE MM06/12 - STAFF MATTER - Councillor Nicole Campbell, Councillor Gabrielle O'Donnell, Councillor Roy Maggio

File Number: CLM/12/1/4/7 - BP12/910

That Council rescind the previous resolution in relation to Mayoral Minute MM06/12 – STAFF MATTER, passed at the Extraordinary Council Meeting held on 23 July 2012, namely:-

1. *The Council's contract with John Neish dated 14 October 2009 be terminated with immediate effect, pursuant to clauses 10.3.5 and 11.3 and Schedule C thereof, and that John Neish be thereby removed from the position of General Manager with immediate effect.*
2. *Pursuant to s336(1) of the Local Government Act 1993, Roy Newsome's appointment to act in the position of General Manager be extended, pending appointment of a new General Manager pursuant to s334 of the Act.*
3. (a) *Pursuant to clause 11.4 of his contract with the Council dated 14 October 2009, John Neish's entitlements under clause 11.3 of that contract be calculated and paid to him forthwith by direct payment to his bank account, and that payment in accordance with this resolution be delegated to the acting General Manager and that the acting General Manager be directed to implement this resolution with all deliberate speed and in any event by close of business on Wednesday, 25 July 2012.*

(b) *The acting General Manager be further directed to prepare and deliver to Mr Neish, either in hard copy or by email, all necessary papers and documentation required by law by close of business on Wednesday, 25 July 2012.*