



ORDINARY COUNCIL MEETING

AGENDA

21 MARCH 2023

Notice is hereby given, in accordance with the provisions of the Local Government Act 1993 that an **ORDINARY MEETING of ORANGE CITY COUNCIL** will be held in the **COUNCIL CHAMBER, CIVIC CENTRE, BYNG STREET, ORANGE** on **Tuesday, 21 March 2023** commencing at **6.30PM**.

David Waddell

CHIEF EXECUTIVE OFFICER

For apologies please contact Administration on 6393 8106.

AGENDA

EVACUATION PROCEDURE

In the event of an emergency, the building may be evacuated. You will be required to vacate the building by the rear entrance and gather at the breezeway between the Library and Art Gallery buildings. This is Council's designated emergency muster point.

Under no circumstances is anyone permitted to re-enter the building until the all clear has been given and the area deemed safe by authorised personnel.

In the event of an evacuation, a member of Council staff will assist any member of the public with a disability to vacate the building.

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1 INTRODUCTION

1.1 APOLOGIES AND LEAVE OF ABSENCE

1.2 LIVESTREAMING AND RECORDING

This Council Meeting is being livestreamed and recorded. By speaking at the Council Meeting you agree to being livestreamed and recorded. Please ensure that if and when you speak at this Council Meeting that you ensure you are respectful to others and use appropriate language at all times. Orange City Council accepts no liability for any defamatory or offensive remarks or gestures made during the course of this Council Meeting. A recording will be made for administrative purposes and will be available to Councillors.

1.3 ACKNOWLEDGEMENT OF COUNTRY

I would like to acknowledge the Traditional Custodians of the land on which we meet today, the people of the Wiradjuri Nation. I pay my respects to Elders past and present, and extend those respects to Aboriginal Peoples of Orange and surrounds, and Aboriginal people here with us today.

1.4 DECLARATION OF PECUNIARY INTERESTS, SIGNIFICANT NON-PECUNIARY INTERESTS AND LESS THAN SIGNIFICANT NON-PECUNIARY INTERESTS

The provisions of Chapter 14 of the Local Government Act, 1993 (the Act) regulate the way in which Councillors and designated staff of Council conduct themselves to ensure that there is no conflict between their private interests and their public role.

The Act prescribes that where a member of Council (or a Committee of Council) has a direct or indirect financial (pecuniary) interest in a matter to be considered at a meeting of the Council (or Committee), that interest must be disclosed as soon as practicable after the start of the meeting and the reasons given for declaring such interest.

As members are aware, the provisions of the Local Government Act restrict any member who has declared a pecuniary interest in any matter from participating in the discussion or voting on that matter, and requires that member to vacate the Chamber.

Council's Code of Conduct provides that if members have a non-pecuniary conflict of interest, the nature of the conflict must be disclosed. The Code of Conduct also provides for a number of ways in which a member may manage non pecuniary conflicts of interest.

RECOMMENDATION

It is recommended that Councillors now disclose any conflicts of interest in matters under consideration by the Council at this meeting.

1.5 OPENING PRAYER

COUNCIL MEETING ADJOURNS FOR THE CONDUCT OF THE OPEN FORUM

COUNCIL MEETING RESUMES

2 MAYORAL MINUTES

Nil

3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

RECOMMENDATION

That the Minutes of the Ordinary Meeting of Orange City Council held on 7 March 2023 (copies of which were circulated to all members) be and are hereby confirmed as a true and accurate records of the proceedings of the Council meeting held on 7 March 2023.

ATTACHMENTS

- 1 Minutes of the Ordinary Meeting of Orange City Council held on 7 March 2023

ORANGE CITY COUNCIL

MINUTES OF THE

ORDINARY COUNCIL MEETING

HELD IN COUNCIL CHAMBER, CIVIC CENTRE, BYNG STREET, ORANGE

ON 7 MARCH 2023

COMMENCING AT 6.30PM

1 INTRODUCTION

ATTENDANCE

Cr J Hamling (Mayor), Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power (Deputy Mayor), Cr J Whitton

Chief Executive Officer, Director Corporate and Commercial Services, Director Development Services, Director Community, Recreation and Cultural Services, Director Technical Services, Executive Support Manager, Executive Support Administration Officer

1.1 APOLOGIES

RESOLVED - 23/048

Cr K Duffy/Cr M McDonell

That the apologies be accepted from Cr Jack Evans (leave) for the Council Meeting of Orange City Council on 7 March 2023.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Cr J Evans

1.2 LIVESTREAMING AND RECORDING

The Mayor advised that the meeting was being livestreamed and recorded.

1.3 ACKNOWLEDGEMENT OF COUNTRY

The Mayor conducted an Acknowledgement of Country.

1.4 DECLARATION OF PECUNIARY INTERESTS, SIGNIFICANT NON-PECUNIARY INTERESTS AND LESS THAN SIGNIFICANT NON-PECUNIARY INTERESTS

Cr Kinghorne declared a significant non-pecuniary interest in PDC Items: 2.2 Development Application – DA 293/2022(1) – Ex-Services Country Club – Lot 205 Forest Road; PDC Item 2.3 Orange Local Environmental Plan – Amendment 33 – Rosedale Gardens; and PDC Item 2.4 Orange Local Environmental Plan – Planning Proposal – 274 Leeds Parade as her husband's environmental consultancy firm has undertaken work at these sites.

Cr Mileto declared a less than significant, non-pecuniary interest in PDC Item 2.2 Development Application – DA 293/2022(1) – Ex-Services Country Club – Lot 205 Forest Road as he is the President of Orange Ex-Services Soccer Club but will stay in the Chamber and vote on this item.

Cr Greenhalgh declared a significant non-pecuniary interest in PDC Item 2.2 Development Application – DA 293/2022(1) – Ex-Services Country Club – Lot 205 Forest Road as she is a family friend with CEO of the Ex-Services Club and they are a major sponsor of Bloomfield football club of which she is the Secretary.

Cr Mallard declared a non-significant non-pecuniary interest in PDC Item 2.2 Development Application – DA 293/2022(1) – Ex-Services Country Club – Lot 205 Forest Road as he is a member of the OESC but will remain in the Chamber and vote on this item.

Cr Hamling declared a non-pecuniary, non-significant interest in Item 2.1 (1) Request for sponsorship Housing Plus as Housing Plus is a tenant of one of the buildings that OCTEC owns and Cr Hamling is on the Board of OCTEC and will leave the Chamber and not vote on this item.

Cr Whitton declared a non-pecuniary, non-significant interest in FPC Item 2.1 (1) Request for sponsorship Housing Plus as Housing Plus is a tenant of one of the buildings that OCTEC owns and Cr Whitton is on the Board of OCTEC and will leave the Chamber and not vote on this item.

Cr Hamling declared a non-pecuniary interest in FPC item 2.2 (2) Small Donations & Grants Program as he is a member of Orange City Rugby Club and will be leaving the room and will not vote on this item.

Cr Mileto declared a significant non-pecuniary interest in Item 4.2 Notice of Motion – Greyhound Precinct in Orange as he is the Nationals Candidate for the upcoming state election and he feels it not appropriate and will leave the Chamber for this item.

Cr Mallard declared a non-significant, non-pecuniary interest in Item 4.2 Notice of Motion – Greyhound Precinct in Orange as he is a State Election candidate but sees that tonight there is no significant conflict of interest as the decision is in relation to whether OCC wishes to proceed but does not relate to election priorities or election campaign.

The Mayor thanked fellow Councillors for their support during his recent leave of absence.

THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL ADJOURNED FOR THE CONDUCT OF THE OPEN FORUM AT 6.36PM

PDC Item 2.2 – DA 293/2022(1) – Ex-Services Country Club, Lot 205 Forest Road

Graham Gentles – Orange Ex-Services Club

John Carpenter – Cancer Care West

4.2 Notice of Motion – Greyhound Precinct in Orange

Allan Hilzinger – Greyhound Precinct in Orange

Chip Howitt – Canobolas Motorcycle Club

Phil Donato

THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL RESUMED AT 7.12PM

RESOLVED - 23/049**Cr J Hamling/Cr J Whitton**

That item 4.2 – Notice of Motion – Greyhound Precinct in Orange be moved to be heard earlier in the agenda as the next item.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Cr J Evans

Cr Mileto left the meeting with the time being 7.14pm

4.2 NOTICE OF MOTION - GREYHOUND PRECINCT IN ORANGE

TRIM REFERENCE: 2023/276

Cr Mileto declared a less than significant, non-pecuniary interest in this item as he is the Nationals Candidate for the upcoming State election.

MOTION**Cr J Whitton/Cr K Duffy**

That Council will work with Greyhound Racing NSW and GBOTA (Greyhound Breeders, Owners and Trainers Association) to establish a Greyhound track and precinct in Orange.

AMENDMENT**Cr S Peterson/Cr M McDonell**

That Council work with Greyhound Racing NSW and GBOTA to establish a Greyhound track and precinct in Orange but that the former trotting tracking be excluded from consideration for the Greyhound Centre of Excellence.

For: Cr D Mallard, Cr S Peterson, Cr M McDonell

Against: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr T Mileto, Cr G Power, Cr J Whitton

Absent: Cr J Evans

THE AMENDMENT ON BEING PUT WAS LOST

THE MOTION ON BEING PUT WAS CARRIED

RESOLVED - 23/050**Cr J Whitton/Cr K Duffy**

That Council will work with Greyhound Racing NSW and GBOTA (Greyhound Breeders, Owners and Trainers Association) to establish a Greyhound track and precinct in Orange.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Cr D Mallard, Cr M McDonell

Absent: Cr J Evans

Cr Mileto returned to the meeting with the time being 7.35pm

A brief recess was called to allow for members of the Public to vacate the Chamber.

2 MAYORAL MINUTES

Nil

3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

RESOLVED - 23/051**Cr M McDonell/Cr S Peterson**

That the Minutes of the Ordinary Meeting of Orange City Council held on 21 February 2023 (copies of which were circulated to all members) be and are hereby confirmed as a true and accurate record of the proceedings of the Council meeting held on 21 February 2023.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Cr J Evans

THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL ADJOURNED FOR THE CONDUCT OF THE POLICY COMMITTEE MEETINGS AT 7.38PM

THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL RESUMED AT 8.24PM

4 NOTICES OF MOTION/NOTICES OF RESCISSION

4.1 NOTICE OF MOTION - PROPOSAL TO MOVE PLANNING & DEVELOPMENT COMMITTEE

TRIM REFERENCE: 2023/269

MOTION**Cr S Peterson/Cr G Floyd**

That the Planning & Development Policy Committee meeting be held with the Council Meeting on the third Tuesday of the month to better distribute length of papers for pre-reading.

THE MOTION ON BEING PUT WAS LOST

For: Cr S Peterson

Against: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr G Power, Cr J Whitton

Absent: Cr J Evans

Cr Mallard asked for more information on the financial and resourcing implications.

Director Corporate and Commercial Services advised the current structure was traditionally managed as a large paper and small paper each month. The routine enables us to have heavier/lighter weeks to do other tasks and not have majority of time spent just on Council papers where a resource would be focussed on Business papers only.

Cr McDonell asked if Friday briefing sessions could allow time for planning matters.

Director Development Services advised we certainly could include notes on DA matters in the Friday briefing sessions.

5 GENERAL REPORTS

5.1 LORDS PLACE SOUTH - USE OF OUTDOOR PARKLETS

TRIM REFERENCE: 2023/268

RESOLVED - 23/052**Cr D Mallard/Cr G Power**

Council resolves to allow businesses in Lords Place South to put their dining furniture on and use dining decks in the shared space exclusively, at no cost during the 12-month trial period, in accordance with the terms contained in this report.

For: Cr J Hamling, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Cr K Duffy

Absent: Cr J Evans

Cr Duffy highlighted Orange picked up 5 awards recently under Tidy Towns and Roger Smith was commended for his efforts.

6 CLOSED MEETING

In accordance with the Local Government Act 1993, and the Local Government (General) Regulation 2005, in the opinion of the General Manager, the following business is of a kind as referred to in Section 10A(2) of the Act, and should be dealt with in a Confidential Session of the Council meeting closed to the press and public.

In response to a question from the Mayor, the Chief Executive Officer advised that no written submissions had been received relating to any item listed for consideration by the Closed Meeting of Council.

The Mayor extended an invitation to any member of the public present at the meeting to make a presentation to the Council as to whether the meeting should be closed for a particular item.

RESOLVED - 23/068**Cr K Duffy/Cr T Greenhalgh**

That Council adjourn into a Closed Meeting and members of the press and public be excluded from the Closed Meeting, and access to the correspondence and reports relating to the items considered during the course of the Closed Meeting be withheld unless declassified by separate resolution. This action is taken in accordance with Section 10A(2) of the Local Government Act, 1993 as the items listed come within the following provisions:

6.1 Submission Redactions 7 March 2023

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (e) information that would, if disclosed, prejudice the maintenance of law.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Cr J Evans

The Mayor declared the Ordinary Meeting of Council adjourned for the conduct of the Closed Meeting at 8.39PM.

The Mayor declared the Ordinary Meeting of Council resumed at 8.42PM

7 RESOLUTIONS FROM CLOSED MEETING

The Chief Executive Officer read out the following resolutions made in the Closed Meeting of Council.

6.1 SUBMISSION REDACTIONS 7 MARCH 2023

TRIM REFERENCE: 2023/64

RESOLVED - 23/069

Cr K Duffy/Cr G Floyd

That the information in this report be acknowledged.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Cr J Evans

THE MEETING CLOSED AT 8.45PM

This is Page Number 6 and the Final Page of the Minutes of the Ordinary Meeting of Orange City Council held on 7 March 2023.

4 NOTICES OF MOTION/NOTICES OF RESCISSION

Nil

5 GENERAL REPORTS

5.1 RECOMMENDATIONS AND RESOLUTIONS FROM POLICY COMMITTEES

RECORD NUMBER: 2023/304

AUTHOR: Janessa Constantine, Manager Corporate Governance

EXECUTIVE SUMMARY

Council's Policy Committees (Planning and Development Committee, Employment and Economic Development Policy Committee, Infrastructure Policy Committee, Sport and Recreation Policy Committee, Environmental Sustainability Policy Committee, Finance Policy Committee and Services Policy Committee) have delegation to determine matters before those Committees with the exception of items that impact on Council's Delivery/Operational Plan.

This report provides minutes of the Policy Committees held this month. Resolutions made by the Committees are presented for adoption or amendment by Council.

LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan strategy "17.1. Provide representative, responsible and accountable community governance".

FINANCIAL IMPLICATIONS

Nil

POLICY AND GOVERNANCE IMPLICATIONS

Nil

RECOMMENDATION

That Council resolves:

- 1 That the Minutes of the Planning & Development Policy Committee at its meeting held on 7 March 2023 be and are hereby confirmed as a true and accurate record of the proceedings.**
- 2 That the Minutes of the Infrastructure Policy Committee at its meeting held on 7 March 2023 be and are hereby confirmed as a true and accurate record of the proceedings.**
- 3 That the Minutes of the Finance Policy Committee at its meeting held on 7 March 2023 be and are hereby confirmed as a true and accurate record of the proceedings.**
- 4 That the Minutes of the Services Policy Committee at its meeting held on 7 March 2023 be and are hereby confirmed as a true and accurate record of the proceedings.**

FURTHER CONSIDERATIONS

Consideration has been given to the recommendation's impact on Council's service delivery; image and reputation; political; environmental; health and safety; employees; stakeholders and project management; and no further implications or risks have been identified.

SUPPORTING INFORMATION**Planning and Development Policy Committee**

At the Planning and Development Policy Committee meeting held on 7 March 2023, all resolutions were made under delegation, and the minutes are presented for adoption.

Infrastructure Policy Committee

At the Infrastructure Policy Committee meeting held on 7 March 2023, all resolutions were made under delegation, and the minutes are presented for adoption.

Finance Policy Committee

At the Finance Policy Committee meeting held on 7 March 2023, all resolutions were made under delegation, and the minutes are presented for adoption.

Services Policy Committee

At the Services Policy Committee meeting held on 7 March 2023, all resolutions were made under delegation, and the minutes are presented for adoption.

ATTACHMENTS

- 1 PDC 7 March 2023 Minutes, 2023/334 [↓](#)
- 2 IPC 7 March 2023 Minutes, 2023/335 [↓](#)
- 3 FPC 7 March 2023 Minutes, 2023/336 [↓](#)
- 4 SPC 7 March 2023 Minutes, 2023/337 [↓](#)

ORANGE CITY COUNCIL

MINUTES OF THE

PLANNING AND DEVELOPMENT COMMITTEE

HELD IN COUNCIL CHAMBER, CIVIC CENTRE, BYNG STREET, ORANGE

ON 7 MARCH 2023

COMMENCING AT 7.39PM

1 INTRODUCTION

ATTENDANCE

Cr J Whitton (Chairperson), Cr J Hamling (Mayor), Cr G Power (Deputy Mayor), Cr D Mallard, Cr K Duffy, Cr M McDonell, Cr T Mileto, Cr G Floyd, Cr S Peterson, Cr T Greenhalgh, Cr F Kinghorne

Chief Executive Officer, Director Corporate and Commercial Services, Director Development Services, Director Community, Recreation and Cultural Services, Director Technical Services, Executive Support Manager, Executive Support Administration Officer

APOLOGIES AND LEAVE OF ABSENCE

RESOLVED - 23/052**Cr K Duffy/Cr M McDonell**

That the apologies be accepted from Cr Jack Evans (leave) for the Planning and Development Committee of Orange City Council on 7 March 2023.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Cr J Evans

1.1 DECLARATION OF PECUNIARY INTERESTS, SIGNIFICANT NON-PECUNIARY INTERESTS AND LESS THAN SIGNIFICANT NON-PECUNIARY INTERESTS

Cr Kinghorne declared an interest in PDC Items: 2.2 Development Application – DA 293/2022(1) – Ex-Services Country Club – Lot 205 Forest Road; PDC Item 2.3 Orange Local Environmental Plan – Amendment 33 – Rosedale Gardens; and PDC Item 2.4 Orange Local Environmental Plan – Planning Proposal – 274 Leeds Parade as her husband's environmental consultancy firm has undertaken work at these sites.

Cr Mileto declared a less than significant, non-pecuniary interest in PDC Item 2.2 Development Application – DA 293/2022(1) – Ex-Services Country Club – Lot 205 Forest Road as he is the President of Orange Ex-Services Soccer Club but will stay in the Chamber and vote on this item.

MINUTES OF PLANNING AND DEVELOPMENT COMMITTEE**7 MARCH 2023**

Cr Greenhalgh declared a significant non-pecuniary interest in PDC Item 2.2 Development Application – DA 293/2022(1) – Ex-Services Country Club – Lot 205 Forest Road as she is a family friend with CEO of the Ex-Services Club and they are a major sponsor of Bloomfield football club of which she is the Secretary.

Cr Mallard declared a non-significant non-pecuniary interest in PDC Item 2.2 Development Application – DA 293/2022(1) – Ex-Services Country Club – Lot 205 Forest Road as he is a member of the OESC but will remain in the Chamber and vote on this item.

2 GENERAL REPORTS**2.1 ITEMS APPROVED UNDER THE DELEGATED AUTHORITY OF COUNCIL**

TRIM REFERENCE: 2023/79

RESOLVED - 23/053**Cr J Hamling/Cr T Greenhalgh**

That Council resolves to acknowledge the information provided in the report by the Manager Development Assessments on Items Approved Under the Delegated Authority of Council.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonnell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Cr J Evans

Cr Kinghorne and Cr Greenhalgh left the meeting with the time being 7.41pm

2.2 DEVELOPMENT APPLICATION - DA 293/2022(1) - EX-SERVICES COUNTRY CLUB - LOT 205 FOREST ROAD

TRIM REFERENCE: 2023/33

Cr Kinghorne declared a significant non-pecuniary interest in this item as her husband's environmental consultancy firm has undertaken work at the site.

Cr Greenhalgh declared a significant non-pecuniary interest in this item as she is a family friend of the CEO of the Ex-Services Club and they are a major sponsor of Bloomfield football club of which she is the Secretary.

RESOLVED - 23/054**Cr G Floyd/Cr G Power**

That Council consents to development application DA 293/2022(1) for Recreation Facility (outdoor) (alterations and additions) at Lot 205 DP 42900 - Forest Road, Orange pursuant to the conditions of consent in the attached Notice of Determination.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonnell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Cr J Evans

MINUTES OF PLANNING AND DEVELOPMENT COMMITTEE**7 MARCH 2023**

Cr Duffy asked if this DA can be approved subject to an agreement by both parties concerning noise levels.

Director Development Services advised it is a matter of what controls are existing on the site already and recommended in the approval. Site has to abide to liquor license and normal noise legislation can be administered but that there is opportunity for the neighbours to work together.

Cr Whitton asked if the two parties come to an agreement outside our jurisdiction do we get involved.

Director Development Services advised no. Such an agreement would work privately between the two parties, in a similar way to the way the Orange Liquor Accord operates in the City. The Agreement could detail restrictions, measures around how the Club will manage the site and how patrons are managed, the time of lights on/off etc.

Cr Hamling asked if we can approve and apply a condition stating that parties come together with a Masterplan.

Director Development Services advised we cannot make them [develop a Master Plan for all Club operations], but he has met with both parties. The Club already have existing Management Plans for the site and could amend them to include the lighting of greens. We could put a condition of consent to develop a masterplan that relates only to the operation of the bowling greens and lighting [the subject of this DA].

Cr McDonnell asked if planting along the fence line of bowling green would be allowed (within Heritage) and if it would act as noise buffering.

Director Development Services stated that vegetation doesn't actually reduce noise. The site is a State Heritage item, any solid screening to absorb noise would require NSW Heritage approval but would also take away the nice views of open space.

Cr Greenhalgh returned to the meeting with the time being 7.57pm

MINUTES OF PLANNING AND DEVELOPMENT COMMITTEE

7 MARCH 2023

2.3 ORANGE LOCAL ENVIRONMENTAL PLAN - AMENDMENT 33 - ROSEDALE GARDENS

TRIM REFERENCE: 2023/42

Cr Kinghorne declared a significant non-pecuniary interest in this items as her husband's environmental consultancy firm has undertaken work at the site.

RESOLVED - 23/055**Cr D Mallard/Cr J Hamling**

That Council note the submissions from government agencies and Cabonne Shire Council and resolve to support the planning proposal being finalised by the Department of Planning and Environment subject to:

- 1 The site remaining within an Urban Release Area designation that requires a site-specific development control plan be prepared and adopted prior to any development applications.
- 2 A site-specific development control plan being drafted and adopted to include;
 - a. detailed provisions that respond to the matters contained in Section 6.3 of the Orange Local Environmental Plan 2011
 - b. that a concept subdivision layout be included that identifies and protects Critically Endangered Ecological Communities (CEEC) present on the site
 - c. landscape buffers and building setbacks to the northern and eastern boundaries of the estate to protect neighbouring agricultural activities
 - d. controls to address biosecurity issues to protect neighbouring agricultural activities
 - e. building setbacks to the western boundary of the estate to ensure rail corridor vibrations do not impact upon dwellings and associated outbuildings
 - f. design of a public open space in consultation with Council's Technical Services division to incorporate any retention or detention basins as may be required
 - g. clear controls to minimise the extent of earthworks, maximum cut/fill controls and building envelopes on lots with steep slopes that demonstrate appropriate setbacks from boundaries to preserve privacy and maintain the natural landscape features of the site
 - h. that all other DCP requirements arising from Amendment 13 of Orange LEP 2011 be maintained, unless superseded by the above.
- 2 Staff enter negotiations with the proponent for a Voluntary Planning Agreement, to accompany the site specific DCP, to address:
 - a. dedication and embellishment of public open space areas
 - b. protection and management of ecological lands, and
 - c. road and intersection upgrades arising from the development.
- 3 The Terrestrial Biodiversity map of the Orange LEP 2011 be updated in relation to this site to incorporate the data outlined in figure 5 (page 8) of the updated planning proposal.
- 4 The current SP2 zone, in place to protect the Transgrid Transmission Line, is to remain with no alteration to its current boundaries.
- 5 The rezoning be conditional upon a local clause that caps the number of residential lots at 700, lots for other purposes such as public open space to be excluded from this clause.
- 6 That Council require the preparation of a site-specific development control plan to include direct consultation with the Biodiversity Conservation and Science Directorate to ensure that their concerns in relation to Critically Endangered Ecological Communities on the site are appropriately addressed.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonnell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Cr J Evans

MINUTES OF PLANNING AND DEVELOPMENT COMMITTEE**7 MARCH 2023**

Cr Mallard asked if this creating the flexibility for the residential zoning and creating stronger protection for the critically endangered ecological community.

Director Development Services advised, yes. The site already has approval for 450 residential lots. The motion as printed would give rezoning approval for increased density but requires extra consultation with Biodiversity Government agency prior to the rezoning being finalised.

Cr Peterson asked if specific details of the subdivision construction are dealt with at a later stage, paths for example.

Director Development Services said the recommendation tonight relates to the acceptance and adoption of rezoning proposal. The motion requires other works including the drafting of development control plans. Finalisation of the DCP and the detailed layout of the site comes through out at subdivision/development stage when roads, footpaths, cycleways etc.

2.4 ORANGE LOCAL ENVIRONMENTAL PLAN - PLANNING PROPOSAL - 274 LEEDS PARADE

TRIM REFERENCE: 2023/253

Cr Kinghorne declared a significant non-pecuniary interest in this items as her husband's environmental consultancy firm has undertaken work at the site.

RESOLVED - 23/056

Cr J Hamling/Cr D Mallard

- 1 That Council resolves to support the planning proposal to rezone Lot 211 DP 1177178 known as 274 Leeds Parade to the R1 General Residential Zone , establish a minimum allotment size and seek a gateway determination from the Department of Planning and Environment, subject to the site being designated as an Urban Release Area for the purposes of Section 6.3 of the Orange Local Environmental Plan.
- 2 That subject to the terms of a gateway determination that Council proceed to undertake agency and community consultation of the planning proposal and return the matter to Council for determination.
- 3 That Council request the Department of Planning and Environment provide Council with delegations to formally make the plan once relevant conditions of the gateway determination are satisfactorily completed.
- 4 That the draft Development Control Plan provided with the planning proposal be noted, but deferred at this time to allow further refinement, including matters that may be raised during the agency and public consultations of the planning proposal.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonnell, Cr T Mileto, Cr S Peterson, Cr G Power , Cr J Whitton

Against: Nil

Absent: Cr J Evans

Cr Kinghorne returned to the meeting with the time being 8.02pm

THE MEETING CLOSED AT 8.02PM.

ORANGE CITY COUNCIL

MINUTES OF THE

INFRASTRUCTURE POLICY COMMITTEE

HELD IN COUNCIL CHAMBER, CIVIC CENTRE, BYNG STREET, ORANGE

ON 7 MARCH 2023

COMMENCING AT 8.02PM

1 INTRODUCTION

ATTENDANCE

Cr J Hamling (Mayor, Acting Chairperson), Cr G Power (Deputy Mayor), Cr D Mallard, Cr K Duffy, Cr M McDonell, Cr T Mileto, Cr G Floyd, Cr S Peterson, Cr T Greenhalgh, Cr F Kinghorne, Cr J Whitton

Chief Executive Officer, Director Corporate and Commercial Services, Director Development Services, Director Community, Recreation and Cultural Services, Director Technical Services, Executive Support Manager, Executive Support Administration Officer

APOLOGIES AND LEAVE OF ABSENCE

RESOLVED - 23/057	Cr K Duffy/Cr M McDonell
That the apologies be accepted from Cr Jack Evans (leave) for the Infrastructure Policy Committee of Orange City Council on 7 March 2023.	
For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton	
Against: Nil	
Absent: Cr J Evans	

1.1 DECLARATION OF PECUNIARY INTERESTS, SIGNIFICANT NON-PECUNIARY INTERESTS AND LESS THAN SIGNIFICANT NON-PECUNIARY INTERESTS

Nil

MINUTES OF INFRASTRUCTURE POLICY COMMITTEE

7 MARCH 2023

2 COMMITTEE MINUTES**2.1 MINUTES OF THE CITY OF ORANGE TRAFFIC COMMITTEE HELD ON 14 FEBRUARY 2023**

TRIM REFERENCE: 2023/226

RESOLVED - 23/058**Cr T Mileto/Cr M McDonell**

- 1 That Council acknowledge the reports presented to the City of Orange Traffic Committee at its meeting held on 14 February 2023.
- 2 That Council determine recommendations 3.1, 3.2, 3.3, 3.4 and 3.5 from the minutes of the City of Orange Traffic Committee meeting of 14 February 2023.
 - 3.1 *Spring Hill Speed Issues*
That the speed data for Carcoar Street, Worboys Street and Chapman Street, Spring Hill be provided to the NSW Police.
 - 3.2 *Speeding Traffic – Anson Street*
That the traffic classifier speed data information be furnished to the NSW Police.
 - 3.3 *Bus Stop on Wentworth Lane*
That Council approve the installation of a 24 hour, 20m long bus zone at the location depicted on Figure A of this report in Wentworth Lane.
 - 3.4 *Orange Runners Club – Club Runs – Gosling Creek, Bargwanna Road and Buttle Road*
That Council approve the following club run events subject to the attached Conditional Approval.
 - 9 April 2023 – Bargwanna Road
 - 30 April 2023 – Gosling Creek which includes Bargwanna Road and Buttle Road.
 - 3.5 *Street Event – FOOD Week Sampson Street Lunch – 25 March 2023*
That Council approve the FOOD Week Sampson Street Lunch to be held on 25 March 2023 subject to the attached Conditions of Consent.
- 3 That the remainder of the minutes of the City of Orange Traffic Committee at its meeting held on 14 February 2023 be adopted.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Cr J Evans

MINUTES OF INFRASTRUCTURE POLICY COMMITTEE**7 MARCH 2023**

3 GENERAL REPORTS**3.1 CURRENT WORKS**

TRIM REFERENCE: 2023/249

RESOLVED - 23/059**Cr G Floyd/Cr D Mallard**

That the information provided in the report on Current Works be acknowledged.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Cr J Evans

Cr Peterson noted Council received a verbal confirmation about funding and asked if there is any concern about this being honoured with the Government in caretaker mode.

Director Technical Services said while we don't have a funding deed in place, it is part of the existing budget allocation and we have undertakings from Transport for NSW, there is no concern.

Cr McDonell asked why signage posts are angled a certain way rather than purely upright.

Director Technical Services advised it is consistent across town with all Heritage plaques and they are maintained on a regular basis.

MATTER ARISING**Cr K Duffy**

Cr Duffy asked for a follow up if there is adequate signage for the roundabouts on the Northern Distributor Road to prevent trucks from rolling over.

Director Technical Services advised that while warning signs will not prevent rollover, the Director will follow this up with Transport for NSW, the new owner of the Northern Distributor Road.

THE MEETING CLOSED AT 8.10PM

ORANGE CITY COUNCIL

MINUTES OF THE

FINANCE POLICY COMMITTEE

HELD IN COUNCIL CHAMBER, CIVIC CENTRE, BYNG STREET, ORANGE

ON 7 MARCH 2023

COMMENCING AT 8.10PM

1 INTRODUCTION

ATTENDANCE

Cr K Duffy (Chairperson), Cr J Hamling (Mayor), Cr G Power (Deputy Mayor), Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr G Floyd, Cr S Peterson, Cr T Greenhalgh, Cr F Kinghorne, Cr J Whitton

Chief Executive Officer, Director Corporate and Commercial Services, Director Development Services, Director Community, Recreation and Cultural Services, Director Technical Services, Executive Support Manager, Executive Support Administration Officer

APOLOGIES AND LEAVE OF ABSENCE

RESOLVED - 23/060	Cr K Duffy/Cr M McDonell
That the apologies be accepted from Cr Jack Evans (for leave) for the Finance Policy Committee of Orange City Council on 7 March 2023.	

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Cr J Evans

1.1 DECLARATION OF PECUNIARY INTERESTS, SIGNIFICANT NON-PECUNIARY INTERESTS AND LESS THAN SIGNIFICANT NON-PECUNIARY INTERESTS

Cr Hamling declared a non-pecuniary, non-significant interest in Item 2.1 (1) Request for sponsorship Housing Plus as the applicant is a tenant of building that OCTEC owns and he is on the OCTEC Board and will leave the Chamber and not vote on this item.

Cr Whitton declared a non-pecuniary, non-significant interest in Item 2.1 (1) Request for sponsorship Housing Plus as the applicant is a tenant of building that OCTEC owns and he is on the OCTEC Board and will leave the Chamber and not vote on this item.

Cr Hamling declared a non-pecuniary interest in item 2.2 Small Donations & Grants Program as he is a member of Orange City Rugby Club and will be leaving the room and will not vote on this item.

MINUTES OF FINANCE POLICY COMMITTEE

7 MARCH 2023

2 GENERAL REPORTS**2.1 EVENTS SPONSORSHIP PROGRAM**

TRIM REFERENCE: 2023/270

Cr Hamling and Cr Whitton declared a non-pecuniary, non-significant interest in this Item 2.1 (1) as Housing Plus is a tenant of one of the buildings that OCTEC owns and they are both on the Board of OCTEC.

RESOLVED - 23/061**Cr D Mallard/Cr M McDonell**

That item 2.1 Events Sponsorship Program be heard and voted on in seriatim.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Cr J Evans

Cr Hamling and Cr Whitton left the meeting with the time being 8.10pm

RESOLVED - 23/062**Cr M McDonell/Cr D Mallard**

That Council Sponsor Housing Plus for \$6,000 for the 2023 White Tie Ball on 20 May 2023 at Orange Ex Services Club.

For: Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power

Against: Nil

Absent: Cr J Evans, Cr J Hamling, Cr J Whitton

Cr Hamling and Cr Whitton returned to the meeting with the time being 8.12pm

RESOLVED - 23/063**Cr J Hamling/Cr S Peterson**

That Council sponsor the 2023 Orange Show to the amount of \$10,000. The 2023 event will be on Saturday 13 May 2023.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Cr J Evans

Cr Kinghorne asked if there was a showground committee.

Chief Executive Officer advised there is a committee but it is an external committee not run by Council.

MINUTES OF FINANCE POLICY COMMITTEE

7 MARCH 2023

RESOLVED - 23/064**Cr J Whitton/Cr T Greenhalgh**

That Council commit to sponsor the Orange Show to the amount of \$10,000 per year for three years – 2023, 2024 & 2025.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr G Power, Cr J Whitton

Against: Cr S Peterson

Absent: Cr J Evans

Cr Kinghorne enquired if the annual Flagship event funding was part of the overall annual funding program or a separate thing.

Director Corporate and Commercial Services advised yes, the \$30k Flagship event funding is a category of the overall funding program of \$100k. It would be a third of that category's funding budget.

Cr Mileto asked what would happen if in future years the show does not proceed and what is the benefit to committing to years ahead.

Director Corporate Commercial Services advised we have acquittal processes in place and would not give the money. In committing to future years it gives certainty of funds to the Show Society Committee to aide with planning and securing entertainment for example.

Cr Hamling left the meeting with the time being 8.21pm

2.2 SMALL DONATIONS AND GRANTS PROGRAM APPLICATIONS

TRIM REFERENCE: 2023/272

Cr Hamling declared a non-pecuniary interest in this item as he is a member of Orange City Rugby Club.

RESOLVED - 23/065**Cr G Floyd/Cr T Mileto**

That Council decides on the following applications:

- 1 To donate \$2500 to Orange Lions Club through the Give Me Change For Kids for purchase of equipment for the Children's Ward at the Orange Health Service.
- 2 To donate \$450 of in-kind support to Orange City Rugby Club for line marking for the Ten a Side competition.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Cr J Evans, Cr J Hamling

Cr Hamling returned to the meeting with the time being 8.22pm

THE MEETING CLOSED AT 8.22PM

ORANGE CITY COUNCIL

MINUTES OF THE

SERVICES POLICY COMMITTEE

HELD IN COUNCIL CHAMBER, CIVIC CENTRE, BYNG STREET, ORANGE

ON 7 MARCH 2023

COMMENCING AT 8.23PM

1 INTRODUCTION

ATTENDANCE

Cr M McDonell (Chairperson), Cr J Hamling (Mayor), Cr G Power (Deputy Mayor), Cr K Duffy, Cr D Mallard, Cr T Mileto, Cr G Floyd, Cr T Greenhalgh, Cr S Peterson, Cr F Kinghorne, Cr J Whitton

Chief Executive Officer, Director Corporate and Commercial Services, Director Development Services, Director Community, Recreation and Cultural Services, Director Technical Services, Executive Support Manager, Executive Support Administration Officer

APOLOGIES AND LEAVE OF ABSENCE

RESOLVED - 23/066**Cr K Duffy/Cr M McDonell**

That the apologies be accepted from Cr Jack Evans (for leave) for the Services Policy Committee of Orange City Council on 7 March 2023.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Cr J Evans

1.1 DECLARATION OF PECUNIARY INTERESTS, SIGNIFICANT NON-PECUNIARY INTERESTS AND LESS THAN SIGNIFICANT NON-PECUNIARY INTERESTS

Nil

MINUTES OF SERVICES POLICY COMMITTEE**7 MARCH 2023**

2 COMMITTEE MINUTES**2.1 MINUTES OF THE NAIDOC COMMUNITY COMMITTEE - 9 FEBRUARY 2023**

TRIM REFERENCE: 2023/257

RESOLVED - 23/067**Cr D Mallard/Cr G Power**

- 1 That Council acknowledge the reports presented to the NAIDOC Week Community Committee at its meeting held on 9 February 2023.
- 2 That Council determine recommendation 4.1 from the minutes of the NAIDOC Week Community Committee meeting of 9 February 2023
 - 4.1 26 May 2023 - National Sorry Day – Kristen Hunter to coordinate National Sorry Day in discussion with Council, NAIDOC Committee, Elders and Key Stakeholders.
- 3 That the remainder of the minutes of the NAIDOC Week Community Committee at its meeting held on 9 February 2023 be adopted.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonnell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Cr J Evans

THE MEETING CLOSED AT 8.23PM

5.2 DISABILITY INCLUSION ACTION PLAN 2022-2025 - POST EXHIBITION

TRIM REFERENCE: 2023/217

AUTHOR: Melissa Stanford, Senior Children's Services Coordinator

EXECUTIVE SUMMARY

Orange City Council has developed a Disability Inclusion Action Plan as required under the Disability Inclusion Act 2014. Blayney, Cabonne and Orange Councils resolved to take a collaborative approach to the development of a joint plan with individual strategies and actions. The Disability Inclusion Action Plan underpins Council's commitment to providing quality facilities and services that enable people with disability to fully participate in our communities and was placed on Public Exhibition 18 November 2022.

LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan strategy "5.1. Engage with the community to ensure facilities and programs meet changing lifestyle and social needs".

FINANCIAL IMPLICATIONS

Nil

POLICY AND GOVERNANCE IMPLICATIONS

The development of a Disability Inclusion Action Plan is required under the Disability Inclusion Act 2014. Reporting on actions will occur through the quarterly updates to the Delivery/Operational Plan.

RECOMMENDATION

That Council adopt the Blayney Cabonne Orange Disability Inclusion Action Plan 2022-2025.

FURTHER CONSIDERATIONS

Consideration has been given to the recommendation's impact on Council's service delivery; image and reputation; political; environmental; health and safety; employees; stakeholders and project management; and no further implications or risks have been identified.

SUPPORTING INFORMATION

Following consultation with the Orange Community, the Blayney Cabonne Orange Disability Inclusion Action Plan was placed on Public Exhibition from 18 November 2022 through to 18 January 2023. No submissions were received during the exhibition period.

ATTACHMENTS

- 1 For Adoption - Blayney Cabonne Orange Disability Inclusion Action Plan 2022-2025, D22/71897 [1](#)

Disability Inclusion Action Plan 2022-2026





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Message from the Mayors



Cr Scott Ferguson
Mayor
Blayney Shire Council



Cr Kevin Beatty
Mayor
Cabonne Council



Cr Jason Hamling
Mayor
Orange City Council

Blayney, Cabonne and Orange Councils are working together to build a strong and equitable community that is accessible and inclusive of everyone.

We want our region to provide equal opportunity for people with disability so that they may access opportunities as other residents do, while enjoying the benefits of living and working in our region.

For these reasons, it is our pleasure to present the Blayney Cabonne Orange Disability Inclusion Action Plan (DIAP) 2022-2026.

The aim of the plan is to ensure that local services, facilities, and programs provided by Councils are as inclusive as they can be.

Consultations have been held across our communities, with a particular focus on identifying priorities through conversations with people with disability, their families, carers, and service providers.

We recognise that the term 'people with disability' does not refer to a readily identifiable group, but to a wider community who may need support to fully participate in our society. This support might be needed for a short time or throughout their lives.

Three individual action plans have been developed, each focusing on the needs of one local government area. These plans relate to how we:

- develop and construct our environment;
- provide information and services;
- support employment opportunities; and
- promote positive community attitudes and behaviours toward people with disability.

Planning for inclusion and access is a core component of our planning responsibilities and the DIAP will be aligned with and reported on by the Delivery and Operational Plans for each Council area.

Blayney, Cabonne, and Orange Councils are pleased to work with the New South Wales Government to improve access and inclusion for people with disability, and look forward to all members of our communities enjoying opportunities to participate in social, economic, and community life.

1 Overview

“to promote, protect and ensure the full and equal enjoyment of all human rights and fundamental freedoms by all persons with disabilities, and to promote respect for their inherent dignity.”

In 2014 the NSW Government enacted the Disability Inclusion Act (DIA). The DIA mandated the development of disability inclusion action planning across local councils and the development of a Disability Inclusion Action Plan (DIAP) by 1 July 2017. To meet this commitment, Blayney, Cabonne and Orange Councils agreed to a regional approach through a collaborative disability action planning process.

Collectively, the three local government areas committed to providing accessible villages, towns and a city for everyone, regardless of their abilities, then and into the future.

This is being achieved by building on the work currently undertaken by councils through:

- an ongoing dialogue with people with disability
- improved access to public services and facilities
- increased awareness and understanding of access and inclusion issues both within councils and the wider community

Expanding on the achievements of the initial DIAP, the local Councils of Blayney, Cabonne and Orange have again come together to partner in a regional approach to continue making our city, towns and villages accessible to all, irrespective of individual abilities.

The Disability Inclusion Action Plan 2022-2026 has set the framework, actions and priorities for Blayney, Cabonne and Orange Councils over the next four years.

Structure of the Disability Inclusion Action Plan

The Disability Inclusion Action Plan documents the planning and consultation process and includes the following sections applicable to all three local government areas:

1. Background – of the process including the statutory framework
2. Demographic Context- for the three areas as well as state and national statistics
3. Developing the Plan – community engagement process undertaken

Sections 4 and 5 have been tailored for the individual councils.

4. Community Strategic Plan - overview of individual council plans identifying the broad objectives that support the Disability Inclusion Action Plan
5. Strategies and Actions – outcomes derived and tailored for each of the councils

2 Background

The Disability Inclusion Act 2014 defines disability as:

‘The long-term physical, mental, intellectual or sensory impairment which in interaction with various barriers may hinder the full and effective participation in society on an equal basis with others.’

The purpose of the Disability Inclusion Action Plan is to effectively identify actions that deliver on the diverse needs of people with disability in our community.

The rights of people with disability to access services and facilities is fundamental to the disability inclusion process. In 2008, the Australian Government committed to implementing the United Nations (UN) Convention on the Rights of Persons with Disabilities “to promote, protect and ensure the full and equal enjoyment of all human rights and fundamental freedoms by all persons with disabilities, and to promote respect for their inherent dignity.”

Subsequently the Commonwealth Government prepared Australia’s Disability Strategy 2021-2031 which sets out a plan to change the lives of people with disability over ten years.

In 2014 the NSW Government enacted the Disability Inclusion Act (DIA). The DIA requires local councils to prepare disability inclusion action plans to deliver on the diverse needs of people with disability in the community as part of their Integrated Planning and Reporting Framework.

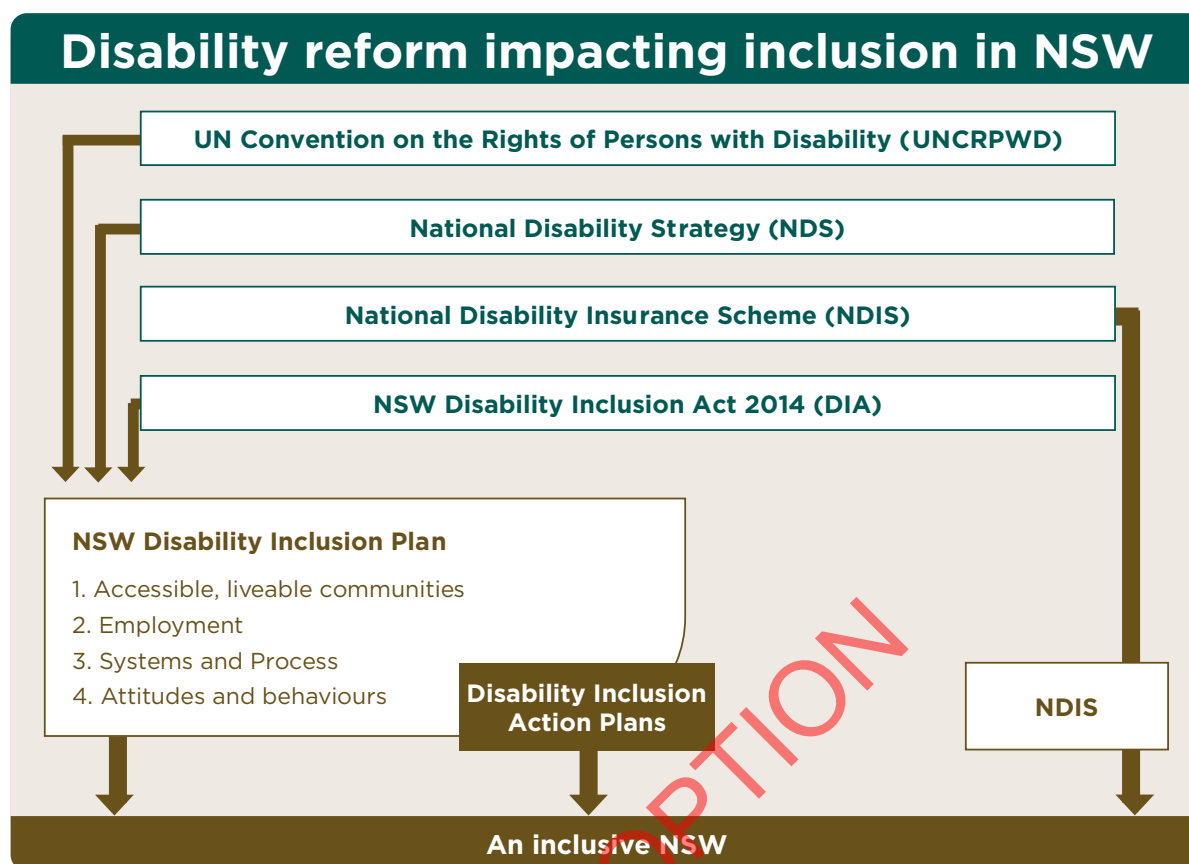


Figure 1: The relationships between the relevant policy and legislative instruments
Source: NSW Disability Inclusion Action Planning Guidelines

Disability Inclusion Focus Areas

The NSW Disability Inclusion Action Planning Guidelines identify four key outcome areas. These key outcome areas guided the disability inclusion action plan community consultation process and formed the structure for the Disability Inclusion Action Plan.

The four key outcome areas are:



Work (Employment)



Attitudes and Behaviours



**Information and understanding
(Systems and Processes)**



Liveable Communities

The Disability Inclusion Action Plan has been prepared under the guidelines established by the division of Local Government having regard to the legislative context. The three councils worked closely to develop a consultation strategy that enabled both targeted and broader stakeholder and community engagement.

The plan sets out a series of principles, strategies and actions that will guide Council operations over the next four years. These align with the principles of the DIA, as well as the NSW Government's Disability Inclusion Plan focus areas.

3 Demographic Context

“Disability is a difficult concept to measure because it depends on a person’s perception of their ability to perform a range of day-to-day activities.”

This Plan seeks to address all forms of disability, both those reflecting individual limitations and the barriers that our society places which restrict life choices.

Our region, for the purposes of the Disability Inclusion Action Plan is the three local government areas of Blayney, Cabonne and Orange. The characteristics of the three areas are comparable in that

each has an ageing population. However, the number of people identifying as needing assistance with core activities does increase in each local government area alongside an increase in population size.

Core Activity Need for Assistance

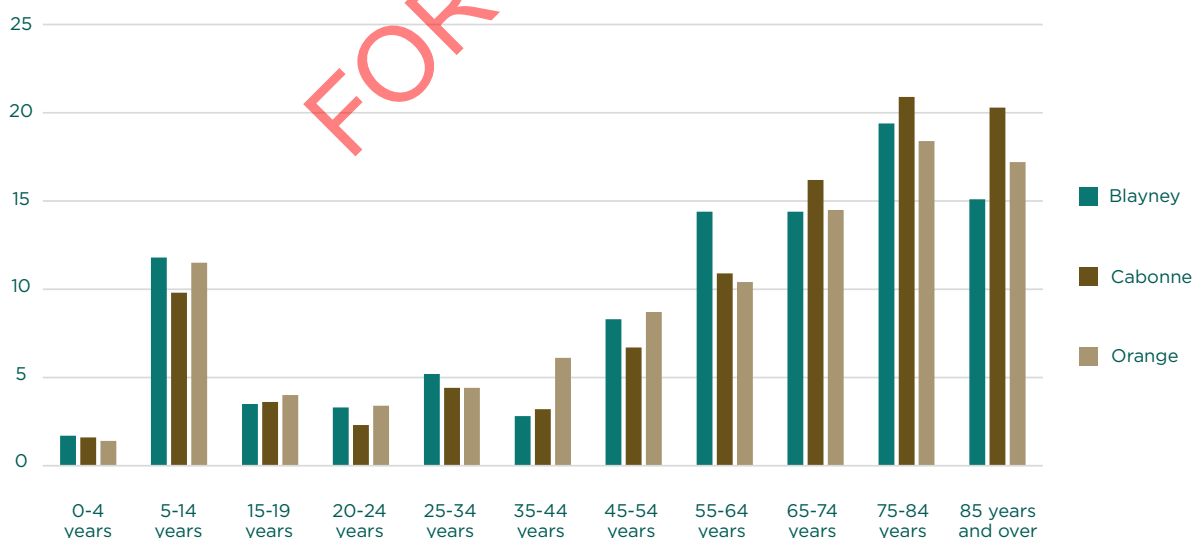
	Orange	Cabonne	Blayney
Total Population	43,512	13,766	7,497
Need for Assistance	2,701	685	423
% of Total Population	6.2%	5.0%	5.6%
Source: AUSTRALIAN BUREAU OF STATISTICS 2021 Census of Population and Housing			

Core Activity Need for Assistance “records the number of people with a profound or severe core activity limitation. People with a profound or severe core activity limitation are those needing assistance in their day to day lives in one or more of the three core activity areas of self-care, mobility and communication because of:

- a long-term health condition (lasting six months or more)
- a disability (lasting six months or more)
- old age.”

The Core Activity Need for Assistance: Total Percentage By Age graph shows a generally consistent pattern across the regions for an increase in the need for assistance as we age. The graph also highlights a significant increase in the need for assistance once an individual reaches school age.

Core Activity Need for Assistance Total % by age



While these statistics help to understand the prevalence of people who need support in the community, it is acknowledged that this number does not include all people living with and caring for people with disability in the Blayney, Cabonne and Orange communities.

National figures for disability compiled by the Australian Bureau of Statistics in the 2018 Survey of Disability, Ageing and Carers, Australia states:

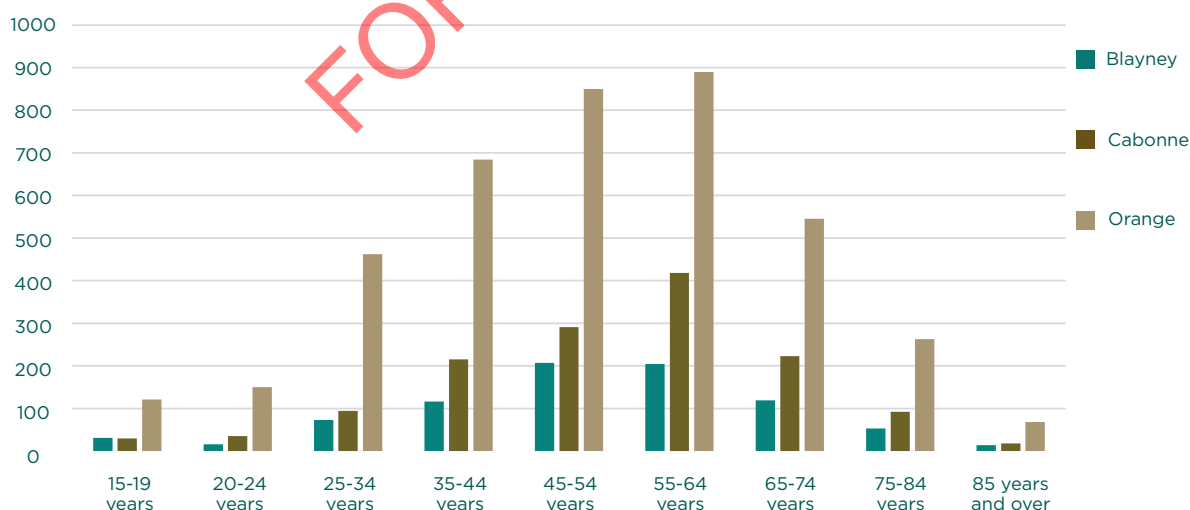
“The number of people with disability has increased. In 2018, there were 4.4 million people with disability (up from 4.3 million in 2015). Of all people with disability, 1.9 million were aged 65 years and over (up from 1.8 million in 2015):

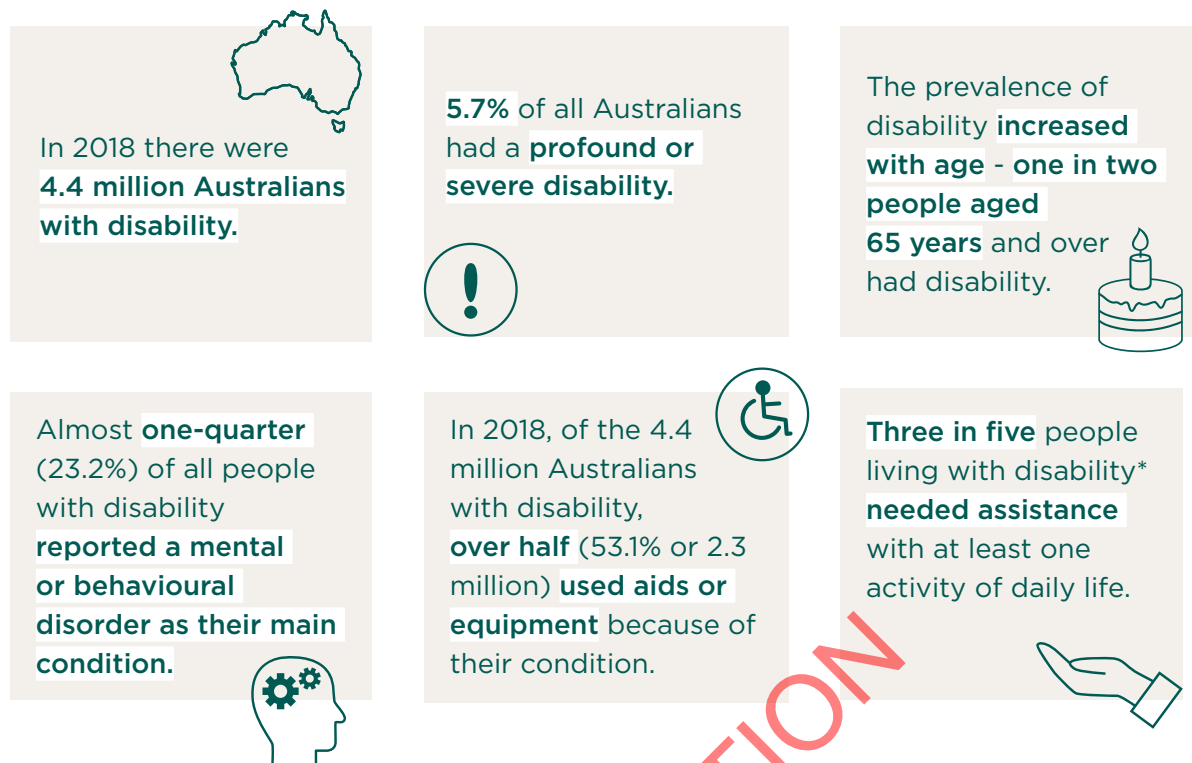
- representing almost half (44.5%) of all people with disability (up from 41.9% in 2015 and 40.7% in 2012); and
- reflecting both an ageing population and increasing life expectancy of Australians.”⁵

“In 2018, of the 4.2 million Australians with disability (living in households), three in five (59.8% or 2.5 million people) needed assistance with at least one activity of daily life.”⁶

The Unpaid Assistance to a person with Disability graph below shows the significant number of local residents who fulfil a caring role in the Blayney, Cabonne and Orange communities

Unpaid Assistance to a person with Disability

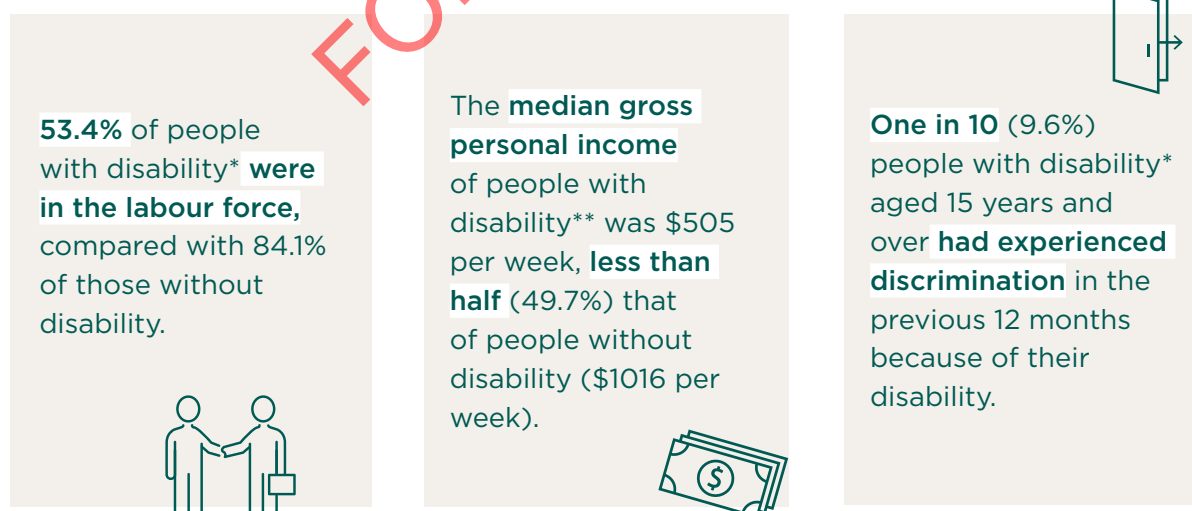




* living in households

** people of working age (15-64 years) who were living in households.

Source: 2018 Disability, Ageing and Carers, Australia: Summary of Findings | Australian Bureau of Statistics



An issue for people living with disability is discrimination in both access and employment.

“In 2018, 2.1 million people with disability living in households were of working age (15-64 years). Of these:

- 53.4% were in the labour force, compared with 84.1% of those without disability
- 46.6% were not in the labour force, compared with 15.9% of those without disability.”

Statistics demonstrate that we are collectively living longer. It follows that this will result in an increase in the number of people with profound or severe disability who require help with core activities such as mobility, self-care and communication.

The Disability Inclusion Action Plan is not exclusively for the people who identify as living with a disability. The community survey results (discussed in Section 4) clearly demonstrate a wide range of circumstances in which people find themselves either requiring some degree of assistance or appreciating the access facilities available to them.

Breaking down the barriers to inclusion, creating liveable communities, improving access, changing behaviours and attitudes, improving processes and providing meaningful employment are the responsibility of all of us as a community and will benefit everyone.

FOR ADOPTION

4 Developing the Plan in Orange

“I alone cannot change the world, but I can cast a stone across the waters to create many ripples.” Mother Teresa

Orange City Council’s Director of Community, Recreation and Culture was identified as the sponsor of the new Disability Inclusion Action Plan, engaged to champion the importance of inclusion planning throughout the organisation and to commit to driving the inclusion action planning process.

Community and stakeholder engagement has been key in this process. The ideas and contributions of both individuals and groups were invaluable in informing the strategies and actions in the Disability Inclusion Action Plan. In developing the plan the three councils, over a twelve month period, undertook a range of collective and individual consultation activities with the community. The consultation was both targeted, engaging specific disability related groups and individuals, as well as broad, surveying the wider council communities. The engagement activities both raised awareness of the Disability Inclusion Action Plan process and addressed inclusion across all areas of the councils’ operations.



4.1 Orange City Council Community Survey Overview

The Disability, Inclusion and Accessibility survey was published on Orange City Council's YourSay Orange website. The survey was also provided in a hard copy format and drew responses on a range of key areas.

A total of two hundred and eighteen community surveys were completed. Of the surveys completed; a total of 23.4% of respondents identified with the statement 'I find it hard to move around'. In the same survey, 24.1% identified as someone with a disability and 23.4% identified as an interested community member. Additionally, 66.8% of survey respondents answered no to the question 'Do you use support services?'

The community survey addressed the four focus areas and asked respondents to rank what they consider the most important issues within each of these areas. The top three issues identified in the Orange survey were:

Attitudes and Behaviours

- Train staff on access and inclusion (26.1%)
- Hold public events that are accessible (23.6%)
- Include people with disability in promotions (16.3%)

Work (Employment)

- Provide accessible workplaces (20.4%)
- Provide flexible working times and places (17.7%)
- Modify duties for people with disability (16.7%)

Information and understanding (Systems and Processes)

- Provide accessible communication options in the workplace (24.3%)
- Provide information in different formats (23.9%)

- Provide hearing loops, touch screens, and translation services (19.1%)

Liveable Communities

- Provide accessible toilets in all public buildings (22.4%)
- Promote accessible-for-all design (19%)
- Make community programs and events accessible (17.5%)

Other Issues

In response to the question 'What worries you when accessing local shops', the top three responses were:

- Steps with no ramps (23.2%)
- Stairs with no lift available (17.8%)
- Accessible parking (17.3%)

4.2 Community Meetings and Stakeholder Engagement

Orange City Council conducted community engagement via consultations in public spaces utilising the community survey. Additional, targeted stakeholder consultations were undertaken in March and May 2022. Each stakeholder consultation included an overview of the process and explanation of the four focus areas identified in the NSW Government's Disability Inclusion Plan.

FOR ADOPTION



Wangarang

Wangarang Industries is a not-for-profit Australian Disability Enterprise which provides a range of jobs and training for people with a variety of disabilities. A consultation was held with fifty three Wangarang employees with a range of disabilities in small groups. Staff from Orange City Council's Disability Services facilitated the discussions and used the community survey as a guide. The consultation held at Wangarang produced the following results:

Attitudes and Behaviours

- Community education and positive promotion of people with disability
- Accessible public events
- Wangarang Open Day

Work (Employment)

- Educating staff
- Provide equipment and modified duties
- More mainstream employment opportunities

Information and understanding (Systems and Processes)

- Assistance for people with vision impairment including large font and braille
- Provide information in accessible formats – Plain English, pictorial, audio
- Assistance with decision making including health and making a complaint

Liveable Communities

- Accessibility including wider footpaths with tactile ground surface indicators
- Accessible transport – physical access, wait times, cost and training for drivers
- Availability of accessible parking

Other Issues (What worries you when accessing local shops?)

- Trip hazards
- Sensory overload
- Accessibility – wide entry/aisles, ramps, travelators/escalators, parking

Service Providers

A consultation was held with ten service providers who provide a range of community and disability services in Orange and surrounding areas.

The consultation held with service providers produced the following results.

Attitudes and Behaviours

- Community education including business and schools and information drops to local residents in a range of formats
- Positive media campaigns featuring people with disability including stories of lived experience
- Accessible community including physical access, sensory spaces and accessible events

Work (Employment)

- Employer education and accessible workplaces
- Job website featuring identified roles that encourage people with disability to apply
- Flexible work arrangements including job sharing

Information and understanding (Systems and Processes)

- Information available in different formats - braille, Auslan, language, media, printed, Plain English, easy read, audio, text to voice, correct colouring
- Community education – schools, social media and regular updates
- Consult with people with disability and disability services to ensure information is accessible and easy to understand

Liveable Communities

- Transport including visibility of pedestrian crossing
- Availability of accessible public toilets
- Sensory input such as lights, noise, safe surfaces

Other Issues (What worries you when accessing local shops?)

- Sensory overload – noise and lights
- Access including lift button height, walkways, gutters, checkout height, parking, travelators
- Wheelchair accessibility

People with Disability

A small group consultation was held with six members of the community who are living with a range of disabilities, their families and carers.

The consultation held with people living with disability, their families and carers produced the following results.

Attitudes and Behaviours

- Community education to promote greater understanding
- Disability Awareness training/education for business owners
- Access including ramps, tactile access points, chairs in change/fitting rooms, footpaths

Work (Employment)

- Availability of accessible transport and parking
- Assistance with the employment process - support to complete applications and during the interview process and the availability of information in various formats such as Zoom and audio
- Disability Directory available in formats other than print

Information and understanding (Systems and Processes)

- Information available in other formats including Plain English, pictures, Zoom, reader software on the Council/Library webpages rather than pdf, audio, large print
- Council and Library website meet accessibility guidelines
- Information and forms to be easier to understand

Liveable Communities

- Access to local businesses including footpaths and ramps
- Availability of accessible toilets
- Inclusive recreational facilities/activities - playground, indoor sporting facility, events, respite, supported holidays

5 Orange Community Strategic Plan

“Orange is well-known for its friendly people and wonderful community spirit”.

Sections 5 and 6 of the Disability Inclusion Action Plan have been tailored to relate specifically to the individual Councils. While the development of the Disability Inclusion Action Plan has been a collaborative process, the operational differences in terms of organisational structure, capacity and resourcing between the three Councils has resulted in the development of slightly different deliverables. To provide context to the Strategies and Actions in Section 6, an overview of the relevant Community Strategic Plan is provided for the individual Council, in this case, Orange.

The Disability Inclusion Action Plan has been prepared under the broader umbrella of the Community Strategic Plan 2022-2032. The Community Strategic Plan is the primary forward planning document, aligning the community’s vision with a clear strategic direction for the long-term future of Orange.

The Orange Community Strategic Plan 2022-2032 consists of four themes which are; Live, Preserve, Prosper and Collaborate.



A healthy, safe, inclusive and vibrant community.

This theme recognises the importance of encouraging healthy lifestyles, community pride and a sense of belonging. This can be achieved by maintaining a safe, caring and connected community, with active community participation supported by enhanced cultural and recreational facilities and inclusive services that cater to all of our residents. The beautiful parks, gardens and natural assets of our City are amongst our most cherished assets and contribute to making Orange a desirable place to live work and play.



Preserve

Balancing the natural and built environment.

This theme ensures that the unique natural, cultural, social and historical aspects of our community are preserved while recognising the need for growth and development. The community was strong in its desire to be more sustainable by promoting renewable energy, reducing waste and protecting our natural resources. There is also an expectation for infrastructure to support a growing city, with roads, footpaths, parking and a vibrant CBD seen as priorities.



Prosper

A smart, innovative and resilient economy.

This theme focuses on providing the community with positive choices for investment, employment and study. It includes strengthening and diversifying our economy by targeting new and innovative industries, as well as fostering our existing strengths such as medical services, mining, local food and wine production and tourism. Orange residents are keen to see more engagement between Council, local business and industry.



Collaborate

Leading and partnering to support the community.

This theme looks at forging a collaborative community that engages with open and ongoing decision making, developing future leaders and supporting community groups to deliver services and programs were identified as priorities during the consultation. The community is looking to Council to provide leadership, guidance and responsible governance.

Excerpts from Orange City Council Community Strategic Plan 2022-2032

Community Strategic Plan Objectives and Strategies

There is a series of objectives and strategies under the four broad directions in the Community Strategic Plan that link directly to the Disability Inclusion Action Plan. These have been linked to specific actions in the plan in Section 6 and are identified as follows:

Live

A healthy, safe, inclusive and vibrant community.

Objective 2: A healthy and active community that is supported by sport and recreational infrastructure

- | | |
|-----|--|
| 2.2 | Provide recreational activities and programs that are inclusive and meet the needs of the community. |
| 2.4 | Develop an extensive network of shared use paths connecting the city to allow for active travel. |

Objective 3: A friendly environment where people feel safe and included.

- | | |
|---|---|
| 3.6 | Improve access, inclusion, equity and diversity in our community. |
| Objective 5: Responsive programs and services that support our community's lifestyle and social needs | |
| 5.1 | Provide services to people at all stages of life. |

Preserve

Balancing the natural and built environment.

Objective 10: Infrastructure for our growing community

- | | |
|------|---|
| 10.2 | Ensure that sufficient car parking spaces are available to support growth. |
| 10.3 | Ensure that an appropriate level of pedestrian amenity is provided throughout the community |

Prosper

A smart, innovative and resilient economy.

Objective 12: Sustainable tourism, events and visitor experiences	
12.2	Develop and attract a variety of events, festivals, venues and activities for locals and visitors, ensuring accessibility for all.
Objective 14: Transport services, connectivity and infrastructure that support community, tourism, business and industry	
14.1	Access to connected and affordable public transport within the city.

Collaborate

Leading and partnering to support the community

Objective 15: An informed community	
15.1	Deliver communication that is open, accessible, meaningful and regular across a range of media
Objective 17: Strong relationships	
17.1	Work in partnership with other Councils, regional organisations and State and Federal Governments





6 Orange City Council Strategies and Actions

The following tables have been prepared for Orange. While there is significant duplication between the strategies and actions amongst the three local councils, operational differences in terms of organisational structure, capacity and resourcing mean that the three councils have developed slightly different deliverables.

Orange

Attitudes and Behaviours

Strategy	Actions	Responsibility	Community Strategic Plan Reference	Outcome	Timeframe
Raise awareness of the contribution that people with disability make to the community	Include positive images of people with disability in promotional material	Communications Team	15.1 Deliver communication that is open, accessible, meaningful and regular across a range of media	Increased number of promotional materials including positive images of people with disability	Ongoing
	Use people with lived experience of disability when promoting Orange	Communications Team	15.1 Deliver communication that is open, accessible, meaningful and regular across a range of media	People with lived experience of disability included in the promotion of Orange	Ongoing
	Liaise with Wangarang Industries to hold a Wangarang Open Day	Community Development Team	12.2 Develop and attract a variety of events, festivals, venues and activities for locals and visitors, ensuring accessibility for all.	Wangarang Open Day held annually	Annually
	Celebrate International Day of People with Disability	Community Development Team	12.2 Develop and attract a variety of events, festivals, venues and activities for locals and visitors, ensuring accessibility for all.	International Day of People with Disability celebrated	Annually

Attitudes and Behaviours

Strategy	Actions	Responsibility	Community Strategic Plan Reference	Outcome	Timeframe
Staff who have contact with the community are educated in disability awareness	Disability Awareness training integrated in to Orange City Council staff induction process	People and Culture	3.6 Improve access, inclusion, equity and diversity in our community.	Training included in induction process	Ongoing
	Disability Awareness training session offered to local businesses	Community Engagement Officer	3.6 Improve access, inclusion, equity and diversity in our community.	Training sessions offered annually	Annually
Work with event organisers to make community events accessible and inclusive	Incorporate accessibility and inclusion into event registration paperwork	Events Team	12.2 Develop and attract a variety of events, festivals, venues and activities for locals and visitors, ensuring accessibility for all.	Event forms include section on accessibility	2023
Engage with local businesses to develop accessible shopping spaces	Provide information to local business owners in order to improve access	Community Engagement Officer	3.6 Improve access, inclusion, equity and diversity in our community.	Missed Business brochure developed and distributed	2023

Work (Employment)					
Strategy	Actions	Responsibility	Community Strategic Plan Reference	Outcome	Timeframe
Continue to undertake and monitor a workforce diversity plan including accessible options available to employees	Recruitment strategies are identified specifically to target gaps of workforce diversity	People and Culture Team	3.6 Improve access, inclusion, equity and diversity in our community.	Increase diversity in the workforce	Ongoing
	Work on partnerships with external stakeholders to assist with the engagement and attraction of diversity in the workplace and make recommendations for change	People and Culture Team	3.6 Improve access, inclusion, equity and diversity in our community.	Increased numbers of people with disability in the workforce	Ongoing
	Review position adjustment processes and assistive technology software and provide information to employers	People and Culture Team	3.6 Improve access, inclusion, equity and diversity in our community.	Ongoing reviews and availability of updated technology. Knowledge available throughout recruitment process.	Ongoing

Work (Employment)					
Strategy	Actions	Responsibility	Community Strategic Plan Reference	Outcome	Timeframe
	Provide disability awareness training to staff members	People and Culture Team	3.6 Improve access, inclusion, equity and diversity in our community.	Training added to People Hub	Annually
	Promote flexible work opportunities	People and Culture Team	3.6 Improve access, inclusion, equity and diversity in our community.	Flexible work incorporated in to Council practices	Ongoing
	Promote accessible transport and parking options	Community Services	14.1 Access to connected and affordable public transport within the city. 10.2 Ensure that sufficient car parking spaces are available to support growth.	Mobility Map updated and distributed	Biannually

Work (Employment)					
Strategy	Actions	Responsibility	Community Strategic Plan Reference	Outcome	Timeframe
Ensure employment opportunities are available in formats that allow access to information to all people	All recruitment processes are provided with full accessibility in line with WCAG 2.0 Level AA	IT and People and Culture Team	3.6 Improve access, inclusion, equity and diversity in our community.	Recruitment process meet WCAG 2.0 Level AA	2024
	Provide assistance to people with disability throughout the employment process	People and Culture	3.6 Improve access, inclusion, equity and diversity in our community.	Assistance available upon request	Ongoing
	Provide employment information in various formats	People and Culture	15.1 Deliver communication that is open, accessible, meaningful and regular across a range of media	Information available in various formats upon request	Ongoing

Information and Understanding (Systems and Processes)

Strategy	Actions	Responsibility	Community Strategic Plan Reference	Outcome	Timeframe
Ensure accessible and inclusive communication with the community	Provide information in accessible formats – Plain English, pictorial, audio, easy read, text to voice, correct colouring, braille	Communications Team	15.1 Deliver communication that is open, accessible, meaningful and regular across a range of media	Information available	Ongoing
	Orange City Council and Orange City Library websites meet accessibility guidelines	IT	15.1 Deliver communication that is open, accessible, meaningful and regular across a range of media	Web Content Accessibility Guidelines (WC3C) met	2024
	Work with disability services to provide assistance with decision making, including health and making a complaint, to people with a disability	Community Services	5.1 Provide services to people at all stages of life.	Opportunities to provide assistance identified	Ongoing

	Provide the Disability Directory in formats other than print	Community Services	15.1 Deliver communication that is open, accessible, meaningful and regular across a range of media	Disability Directory 2023 available	
Promote a culture of inclusive processes	Consult with people with disability and disability services to ensure information is accessible and easy to understand	Communications Team	15.1 Deliver communication that is open, accessible, meaningful and regular across a range of media	Information accessible to all	Ongoing

Liveable Communities

Strategy	Actions	Responsibility	Community Strategic Plan Reference	Outcome	Timeframe
Improve accessible paths of travel	Investigate installing footpaths on the same side of the road to create a continuous path of travel	Works Manager	2.4 Develop an extensive network of shared use paths connecting the city to allow for active travel.	Footpath plan developed	Ongoing
	Retain adequate resources to maintain the footpath network	Works Manager	10.3 Ensure that an appropriate level of pedestrian amenity is provided throughout the community	Maintenance budget managed	Ongoing
	Improve the visibility of pedestrian crossings	Works Manager	10.3 Ensure that an appropriate level of pedestrian amenity is provided throughout the community	Pedestrian crossings managed under Council's Transport Asset Management Plan.	Ongoing

Liveable Communities					
Strategy	Actions	Responsibility	Community Strategic Plan Reference	Outcome	Timeframe
	Improve access to local businesses including footpaths and ramps	Works Manager	10.3 Ensure that an appropriate level of pedestrian amenity is provided throughout the community	Footpaths managed under Council's Transport Asset Management Plan Businesses provided access information	Ongoing
Improve accessible public toilet facilities and parking	Improve the availability of accessible toilet facilities in the Central Business District and relevant villages	Manager Development Assessments	5.1 Provide services to people at all stages of life.	Review of available facilities completed	2023

Liveable Communities					
Strategy	Actions	Responsibility	Community Strategic Plan Reference	Outcome	Timeframe
Improve transport and accessible parking	Review the availability of accessible car parking	Manager Engineering	10.2 Ensure that sufficient car parking spaces are available to support growth.	Orange Mobility Map updated and distributed	Biannually
	Investigate providing disability awareness training for public transport, community transport and taxi drivers	Community Services	3.6 Improve access, inclusion, equity and diversity in our community.	Training provided	Biannually
	Review waiting times and costs for accessible transport	Community Services	14.1 Access to connected and affordable public transport within the city.	Review completed	2023

Liveable Communities

Strategy	Actions	Responsibility	Community Strategic Plan Reference	Outcome	Timeframe
Provide inclusive recreational facilities and activities	Consider sensory input in public spaces including lights, noises and safe surfaces	Manager Engineering	14.1 Access to connected and affordable public transport within the city.	Sensory information included with development applications	2024
	Provide a sensory space at Orange City Council events to assist individuals to be calm and reduce sensory stimulation	Events Team	12.2 Develop and attract a variety of events, festivals, venues and activities for locals and visitors, ensuring accessibility for all.	Sensory information included in Council event requirements	2024
	Investigate an indoor playground and sporting facility	Director Community, Recreation and Culture	2.2 Provide recreational activities and programs that are inclusive and meet the needs of the community.	Indoor playground and sporting facility available during winter	2023
	Provide information on supported holiday options	Community Development	3.6 Improve access, inclusion, equity and diversity in our community.	Information provided on Orange City Council website	2023



7 Monitoring and Reporting

Council will continue to work towards the creation of an inclusive community. It is a legislative requirement that the process of the Disability Inclusion Action Plan is included as part of the Annual Report and sent to the Minister.

A summary of achievements and highlights will be prepared and provided to the NSW Disability Council as required under the Disability Inclusion Act.

FOR ADOPTION



5.3 DEVELOPMENT APPLICATION DA 237/2022(1) - 84 AND 94 WOODWARD STREET

RECORD NUMBER: 2023/355

AUTHOR: Rishelle Kent, Senior Planner

EXECUTIVE SUMMARY

Application lodged	25 July 2022 (199 stop days)
Applicant/s	Hanlons Consulting
Owner/s	Orange City Council
Land description	Lot 4 Sec 1 DP 6662 Lot 11 DP 1248554 Lot 12 DP 1248554 Lot 13 DP 1248554 Lot 1 DP 880736 84 and 94 Woodward Street, Orange
Proposed land use	Subdivision (four lot consolidation), Subdivision (two lot residential), Boundary Adjustment and Demolition
Value of proposed development	Not applicable

Council's consent is sought for a four (4) lot consolidation, two (2) lot subdivision, boundary adjustment and demolition, on land described as 84 and 94 Woodward Street. The Title particulars of the lots are listed above.

The development site contains a dwelling of local environmental heritage and the site is within the Blackmans Swamp Heritage Conservation Area. Also present upon the development site are sheds, vegetation, and Endeavour Park improvements.

The development proposes to consolidate four allotments to comprise a development lot, then subdivide this lot into two, essentially excising the dwelling (Proposed Lot 1 - 1838m²) from the remaining land (proposed Lot 2 - 4833m²). It is also proposed to affect a boundary adjustment with Endeavour Park to the east and south, to provide an additional 1043m² strip of land for the construction of additional club facilities and servicing. Demolition of a lean-to at the rear of a shed located on the boundaries of Lot 4 and Lot 12 is also proposed.

The proposal is consistent with the zone objectives and controls in the *Orange Local Environmental Plan 2011*. Council's Declaration of Planning Procedures and Protocols requires the determination of the application to be made by Council.

Approval of the application is recommended subject to conditions of consent in the attached Notice of Approval.



Figure 1 - locality plan

DECISION FRAMEWORK

Development in Orange is governed by two key documents Orange Local Environment Plan 2011 and Orange Development Control Plan 2004. In addition the Infill Guidelines are used to guide development, particularly in the heritage conservation areas and around heritage items.

Orange Local Environment Plan 2011 - The provisions of the LEP must be considered by the Council in determining the application. LEPs govern the types of development that are permissible or prohibited in different parts of the City and also provide some assessment criteria in specific circumstances. Uses are either permissible or not. The objectives of each zoning and indeed the aims of the LEP itself are also to be considered and can be used to guide decision making around appropriateness of development.

Orange Development Control Plan 2004 - the DCP provides guidelines for development. In general it is a performance based document rather than prescriptive in nature. For each planning element there are often guidelines used. These guidelines indicate ways of achieving the planning outcomes. It is thus recognised that there may also be other solutions of merit. All design solutions are considered on merit by planning and building staff. Applications should clearly demonstrate how the planning outcomes are being met where alternative design solutions are proposed. The DCP enables developers and architects to use design to achieve the planning outcomes in alternative ways.

DIRECTOR'S COMMENT

The proposed development involves subdivision of Council owned property at 84 and 94 Woodward street (hence why this application is reported to Council for determination). The site contains an existing heritage listed residential dwelling and a series of outbuildings. The proposal essentially seeks to excise the existing dwelling (Proposed Lot 1 - 1838m²) from the remaining land (proposed Lot 2 - 4833m²) and affect a boundary adjustment with Endeavour Park to the east and south, to provide an additional 1043m² strip of land for the construction of additional club facilities and servicing. Demolition of a lean-to at the rear of a shed located on the boundaries of Lot 4 and Lot 12 is also proposed.

Council assessment staff have negotiated amendments to the overall design of the original proposal so as to improve the environmental planning outcomes for this development. The amended design now provides for an appropriate curtilage to the listed heritage item with improved outcomes for access and vegetation management. It is recommended that the proposal is supported by Council subject to the adoption of the attached Notice of determination. Please note, this application for subdivision is a separate matter (although an essential precursor) to the resolution of Council to investigate options for housing (including affordable) on this site. However the creation of a large development lot would provide the most options into the future. Options for development will be a separate report to Council at a later date. The recommendation of approval is supported.

LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan Strategy “10.1. Engage with the community to ensure plans for growth and development are respectful of our heritage”.

FINANCIAL IMPLICATIONS

Nil

POLICY AND GOVERNANCE IMPLICATIONS

Nil

RECOMMENDATION

That Council consents to development application DA 237/2022(1) for *Subdivision (four lot consolidation), Subdivision (two lot residential), Boundary Adjustment and Demolition* at Lot 4 Sec 1 DP 6662, Lot 1 DP 880736, Lot 11 DP 1248554, Lot 12 DP 1248554, Lot 13 DP 1248554 - 84 and 94 Woodward Street Orange, pursuant to the conditions of consent in the attached Notice of Approval.

FURTHER CONSIDERATIONS

Consideration has been given to the recommendation’s impact on Council’s service delivery; image and reputation; political; environmental; health and safety; employees; stakeholders and project management; and no further implications or risks have been identified.

SUPPORTING INFORMATION**THE PROPOSAL**

The proposal involves the consolidation of four elongated allotments, followed by a two lot residential subdivision of the development lot and a boundary adjustment with the adjoining Endeavour Park, as shown in Figure 2 below.

Lot 1 will comprise the existing dwelling and shed on a 1838m² lot, with direct access and frontage to Woodward Street via the existing driveway. A timber lapped and capped fence will be provided to all new adjoining boundaries. A hedge is proposed along the southern side of the northern boundary fence.

5.3 Development Application DA 237/2022(1) - 84 and 94 Woodward Street

Lot 2 will comprise the remaining development lot of 4833m² with an existing Colorbond shed and direct access from the roundabout on Woodward Street. Existing trees and shrubs along the boundary will be retained, and the lean-to that straddles both lots will be demolished. As mentioned, a timber lapped and capped fence will be constructed on new, adjoining boundaries.

A boundary adjustment will provide Endeavour Park with an additional 1043m² strip of land along their north western boundary, for future club facilities and servicing of lots.

No trees of substance will be impacted. It is proposed to remove four x Lombardy Poplars as a result of servicing, however, this species of tree is exempt under Council's Tree Preservation Policy. It is also proposed to remove two x Monterey Cypress adjacent to the boundary with Endeavour Oval. Council's City Presentations Manager supports the proposal and has advised that the two x Eucalypts located within the drain adjacent to Elephant Park can remain at this stage.

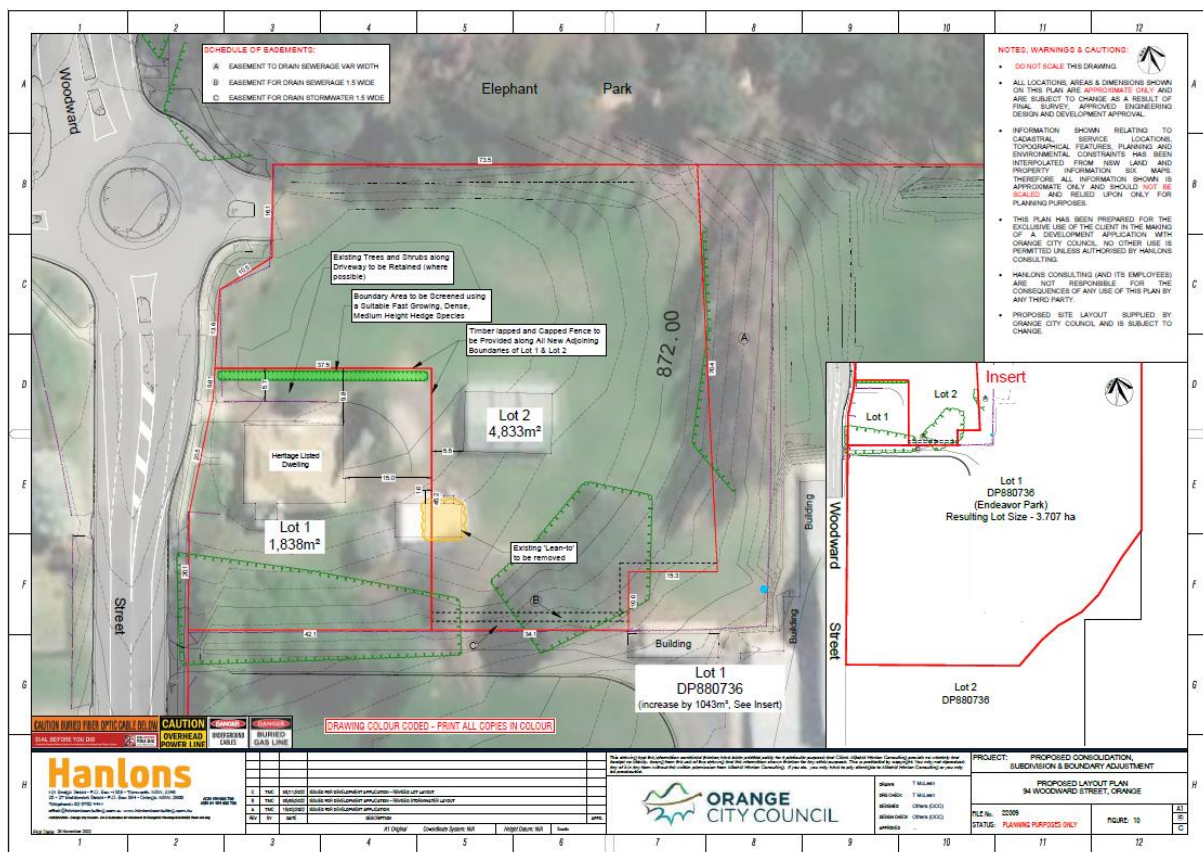


Figure 2 - proposed development

Council assessment staff have been in negotiation with the applicant during the assessment process to improve the environmental planning outcomes for this subdivision. The original three lot subdivision submitted to Council for assessment was considered to be poorly resolved, with unacceptable impacts to heritage values, access, vegetation and context and setting (shown in Figure 3 below).



Figure 3 - original proposal

MATTERS FOR CONSIDERATION

Section 1.7 - Application of Part 7 of the *Biodiversity Conservation Act 2016* and Part 7A of the *Fisheries Management Act 1994*

Section 1.7 of the EP&A Act identifies that Part 7 of the Biodiversity Conservation Act 2016 (BC Act) and Part 7A of the Fisheries Management Act 1994 have effect in connection with terrestrial and aquatic environments.

There are four triggers known to insert a development into the Biodiversity Offset Scheme (i.e. the need for a Biodiversity Development Assessment to be submitted with a DA):

- **Trigger 1:** development occurs in land mapped on the Biodiversity Values Map (OEH) (clause 7.1 of BC Regulation 2017).
- **Trigger 2:** development involves clearing/disturbance of native vegetation above a certain area threshold (clauses 7.1 and 7.2 of BC Regulation 2017).
- **Trigger 3:** development is otherwise likely to significantly affect threatened species (clauses 7.2 and 7.3 of BC Act 2016).
- **Trigger 4:** development proposed to occur in an Area of Outstanding Biodiversity Value (clause 7.2 of BC Act 2016).

In consideration of the above, the site is not within land mapped on the Biodiversity Values Map; the proposal does not involve clearing or disturbance of vegetation; is unlikely to significantly affect threatened species as listed in the BC Act 2016; and is not within an Area of Outstanding Biodiversity Value (clause 7.2 of BC Act 2016).

As such, a Biodiversity Development Assessment Report (BDAR) is not required in this instance.

Section 4.15**PROVISIONS OF ANY ENVIRONMENTAL PLANNING INSTRUMENT s4.15(1)(a)(i)****Orange Local Environmental Plan 2011****Clause 1.2 - Aims of Plan**

The broad aims of the LEP are set out under Subclause 2. Those relevant to the application are as follows:

- (b) to provide for a range of development opportunities that contribute to the social, economic and environmental resources of Orange in a way that allows present and future generations to meet their needs by implementing the principles for ecologically sustainable development,*
- (e) to provide a range of housing choices in planned urban and rural locations to meet population growth,*
- (f) to recognise and manage valued environmental heritage, landscape and scenic features of Orange.*

In consideration of the above, the application is consistent with the objectives of the LEP. The proposed subdivision will provide for additional residential opportunities for the housing needs of the community. The proposed lot size and layout is conducive to the heritage sensitivity of the dwelling, the open space character of this locality, and the environmental values of the site and adjoining sites.

Clause 1.7 - Mapping

The subject site is identified on the LEP maps in the following manner:

Land Zoning Map:	R1 General Residential RE1 Public Recreation
Lot Size Map:	No Minimum Lot Size
Heritage Map:	Heritage item and conservation area
Height of Buildings Map:	No building height limit
Floor Space Ratio Map:	No floor space limit
Terrestrial Biodiversity Map:	No biodiversity sensitivity on the site
Groundwater Vulnerability Map:	Groundwater vulnerable
Drinking Water Catchment Map:	Not within the drinking water catchment
Watercourse Map:	Within or affecting a defined watercourse
Urban Release Area Map:	Not within an urban release area
Obstacle Limitation Surface Map:	No restriction on building siting or construction
Additional Permitted Uses Map:	No additional permitted use applies
Flood Planning Map:	Flood planning area

Those matters that are of relevance are addressed in detail in the body of this report.

Clause 1.9A - Suspension of Covenants, Agreements and Instruments

This clause provides that covenants, agreements and other instruments which seek to restrict the carrying out of development do not apply with the following exceptions:

- (a) *to a covenant imposed by the Council or that the Council requires to be imposed, or*
- (b) *to any relevant instrument under Section 13.4 of the Crown Land Management Act 2016, or*
- (c) *to any conservation agreement under the National Parks and Wildlife Act 1974, or*
- (d) *to any Trust agreement under the Nature Conservation Trust Act 2001, or*
- (e) *to any property vegetation plan under the Native Vegetation Act 2003, or*
- (f) *to any biobanking agreement under Part 7A of the Threatened Species Conservation Act 1995, or*
- (g) *to any planning agreement under Subdivision 2 of Division 7.1 of the Environmental Planning and Assessment Act 1979.*

Council staff are not aware of the title of the subject property being affected by any of the above.

It is advised a covenant exists on the titles, restricting the trade of a slaughterhouse, brick maker or any other noxious, noisome or offensive trade or business. This covenant may be extinguished during the subdivision process.

Clause 2.1 - Land Use Zones

The subject site is zoned R1 General Residential and RE1 Public Recreation.

Pursuant to Clause 6.2 of the Environmental Planning and Assessment Act 1979, the development is defined as 'subdivision' which means *the division of land into two or more parts that, after the division, would be obviously adapted for separate occupation, use or disposition.*

The proposed development is permitted with consent in these zones. This application is seeking consent.

Clause 2.3 - Zone Objectives and Land Use Table

The objectives for land zoned R1 General Residential are as follows:

- *To provide for the housing needs of the community.*
- *To provide for a variety of housing types and densities.*
- *To enable other land uses that provide facilities or services to meet the day to day needs of residents.*
- *To ensure development is ordered in such a way as to maximise public transport patronage and encourage walking and cycling in close proximity to settlement.*

The proposed development will provide future opportunities for housing that can minimise environmental impacts whilst maintaining the open space character of the area. The lots will allow for a variety of housing types and densities given their generous area. The proposed boundary adjustment will facilitate services required for users of Endeavor Park. The subject land is located adjacent to an established residential neighbourhood that is regularly serviced by public transport.

The objectives for land zoned RE1 Public Recreation are as follows:

- *To enable land to be used for public open space or recreational purposes.*
- *To provide a range of recreational settings and activities and compatible land uses.*
- *To protect and enhance the natural environment for recreational purposes.*
- *To ensure development is ordered in such a way as to maximise public transport patronage and encourage walking and cycling in close proximity to settlement.*
- *To ensure development along the Southern Link Road has alternative access.*

The proposal seeks to improve the functions of the existing rugby club and sportsground by providing additional land for future club facilities. The proposal does not impede the sports fields and ensures the continued use of open space for recreational purposes. The development will benefit from public transport opportunities in the immediate area.

Clause 2.6 - Subdivision - Consent Requirements

This clause triggers the need for development consent for the subdivision of land. Development consent is sought by this application.

Clause 2.7 - Demolition Requires Development Consent

The proposal involves demolition and the applicant is seeking the consent of council. The demolition works proposed will have no significant impact on adjoining lands, streetscape or public realm. Conditions will be imposed in respect of hours of operation, dust suppression and the need to investigate for, and appropriately manage the presence of, any materials containing asbestos.

5.10 - Heritage Conservation

(4) Effect of Proposed Development on Heritage Significance

The consent authority must, before granting consent under this clause in respect of a heritage item or heritage conservation area, consider the effect of the proposed development on the heritage significance of the item or area concerned. This subclause applies regardless of whether a heritage management document is prepared under Subclause (5) or a heritage conservation management plan is submitted under Subclause (6).

The subject land (94 Woodward Street) is a listed heritage item and is within the Blackmans Swamp Heritage Conservation Area (HCA). Heritage items are adjacent to the site at 81 Woodward Street (Hilda house) and 91-93 Woodward Street (Hermitage house), as shown in Figure 4.



Figure 4 - LEP Heritage Item map (heritage listed items in beige hashing)

The Statement of Significance for 94 Woodward Street comprises:

A large well located brick house from the early 1900s on prominent site next to park, the Edwardian residence retains the original external character including the distinctive verandah, complements the streetscape and contributes as a heritage item.

The proposed new boundary, following appropriate redesign, will provide an adequate curtilage and opportunity for an appropriate landscaped setting for the dwelling, enabling the retention of the existing decorative side fence with suitable separation from the proposed lapped and capped timber boundary fence. It will be conditioned that the height of the timber fence be 1.5m to maintain the character of the area, and reduced in height to be 1.2m from the front property boundary to the eastern end of the side verandah, in order to maintain the visual prominence of the heritage item when viewed from Woodward Street.

The front setback of the dwelling could be improved with a suitably landscaped garden indicative of the heritage era of the dwelling, however given the dwelling is uninhabited and has been for quite some time, this requirement would be fruitless without proper management.

With regard to excising the Colorbond shed from the dwelling, the shed is not listed as significant to the dwelling, and if anything detracts from the heritage significance, therefore its separation is supported. A single brick garage with skillion roof will remain upon the dwelling lot. The removal of the lean-to will not impact upon the heritage significance of the site.

No substantial trees will be removed as a result of this development.

As such, the proposed development will not impact upon the heritage significance of 94 Woodward Street or the Blackmans Swamp Heritage Conservation Area.

The proposed development is suitably separated from adjacent Heritage Items, 81 Woodward and 91-93 Woodward Street.

It is considered that the proposal is consistent with the LEP objectives of Clause 5.10.

Clause 7.1 - Earthworks

The earthworks proposed in the application are limited to the extent of servicing the proposed lots. The extent of disruption to the drainage of the site is considered to be minor and will not detrimentally affect adjoining properties or receiving waterways.

The extent of the earthworks will not materially affect the potential future use or redevelopment of the site that may occur at the end of the proposed development's lifespan.

The site is not known to be contaminated. Excavated materials will be reused onsite as far as possible and conditions may be imposed to require that surplus materials be disposed of to an appropriate destination.

The earthworks will be appropriately supported onsite and the change in ground level is not substantial. Therefore the effect on the amenity of adjoining properties is considered to be minor.

The site is not known to contain any Aboriginal, European or Archaeological relics. Previous known uses of the site do not suggest that any relics are likely to be uncovered. However, conditions may be imposed to ensure that should site works uncover a potential relic or artefact, works will be halted to enable proper investigation by relevant authorities and the proponent required to seek relevant permits to either destroy or relocate the findings.

The site is in proximity to a waterway, drinking water catchment or sensitive area, and therefore a condition requiring a sediment control plan has been imposed to ensure that loose dirt and sediment does not escape the site boundaries.

Clause 7.2 - Flood Planning

This clause applies to land identified on the Flood Planning Map as a Flood Planning Area and requires that, before any consent is issued, Council must be satisfied that the proposal:

- (a) is compatible with the flood hazard of the land, and*
- (b) is not likely to significantly adversely affect flood behaviour resulting in detrimental increases in the potential flood affectation of other development or properties, and*
- (c) incorporates appropriate measures to manage risk to life from flood, and*
- (d) is not likely to significantly adversely affect the environment or cause avoidable erosion, siltation, destruction of riparian vegetation or a reduction in the stability of river banks or watercourses, and*
- (e) is not likely to result in unsustainable social and economic costs to the community as a consequence of flooding.*

Number 84 Woodward Street is known to be flood affected, as set out in the LEP and DCP flood maps (see Figure 5). In this regard the proposed development is unlikely to change flooding regimes on or off the site, and would be unlikely to cause or contribute to erosion, siltation or reduce riparian vegetation.

Furthermore, Council's Development Engineers have not raised any flooding concerns in relation to this proposal. Overall, it is considered that the proposal satisfies Clause 7.2.

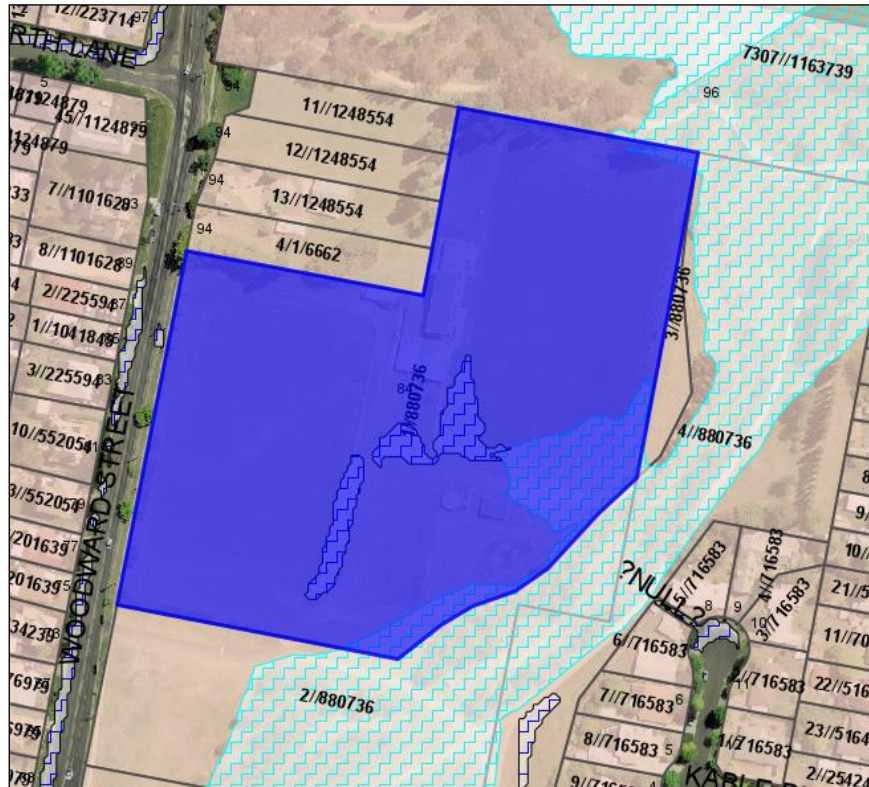


Figure 5 - flood map (dark blue = subject site)

7.3 - Stormwater Management

This clause applies to all industrial, commercial and residential zones and requires that Council be satisfied that the proposal:

- (a) *is designed to maximise the use of water permeable surfaces on the land having regard to the soil characteristics affecting onsite infiltration of water*
- (b) *includes, where practical, onsite stormwater retention for use as an alternative supply to mains water, groundwater or river water; and*
- (c) *avoids any significant impacts of stormwater runoff on adjoining downstream properties, native bushland and receiving waters, or if that impact cannot be reasonably avoided, minimises and mitigates the impact.*

The subject land will retain ample grassed/permeable surfaces. It is therefore considered that the post development runoff levels will be similar to predevelopment levels. It is considered that the proposal satisfies Clause 7.3.

7.5 - Riparian Land and Watercourses

This clause seeks to preserve both water quality and riparian ecological health. The clause applies to land identified as a “Sensitive Waterway” on the Watercourse Map. The site at 84 Woodward Street is adjacent to ‘Blackmans Swamp Creek’, which is identified as such (see Figure 6), and therefore Council must consider whether or not the proposal:

- (a) *is likely to have any adverse impact on the following:*
 - (i) *the water quality and flows within a watercourse*
 - (ii) *aquatic and riparian species, habitats and ecosystems of the watercourse*
 - (iii) *the stability of the bed and banks of the watercourse*
 - (iv) *the free passage of fish and other aquatic organisms within or along the watercourse*
 - (v) *any future rehabilitation of the watercourse and its riparian areas, and*
- (b) *is likely to increase water extraction from the watercourse.*

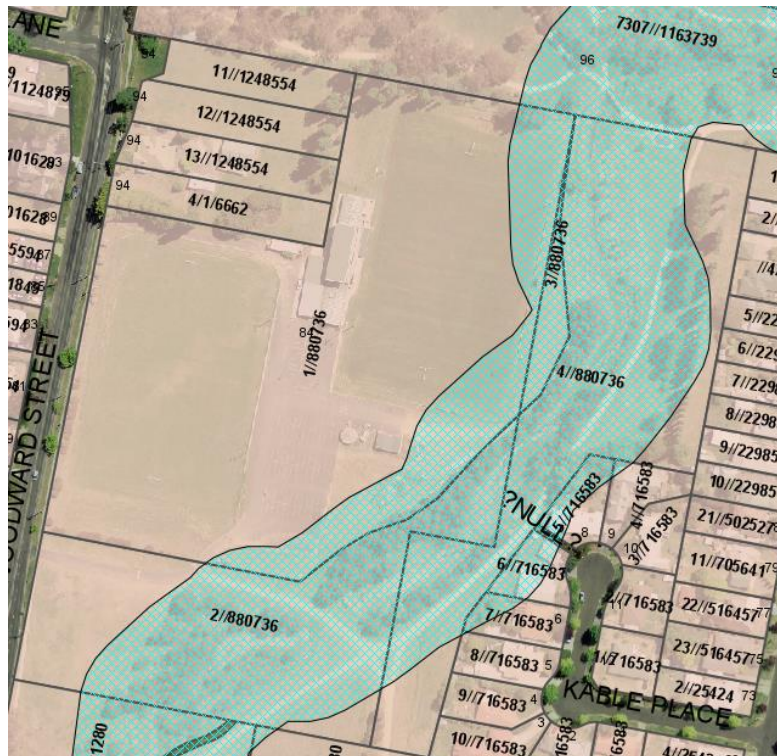


Figure 6 - sensitive waterway map (Blackmans Swamp Creek)

Additionally, Clause 7.5 states that consent may not be granted until Council is satisfied that:

- (a) *the development is designed, sited and will be managed to avoid any significant adverse environmental impact, or*
- (b) *if that impact cannot be reasonably avoided - the development is designed, sited and will be managed to minimise that impact, or*
- (c) *if that impact cannot be minimised - the development will be managed to mitigate that impact.*

The proposal does not seek to carry out works within proximity to the waterway. Excavation required for servicing will be required to control soil during construction works (as discussed in Clause 7.1 above), and manage post development runoff (as discussed in Clause 7.3 above).

As such, it is unlikely that there is any risk to the waterway over and above the existing situation. While there will always remain a risk to the waterway under extreme circumstances such as record storms and the like, it is considered that the risk of adverse impact can be appropriately managed to an acceptable level of risk. The proposal is therefore considered to be consistent with Clause 7.5.

7.6 - Groundwater Vulnerability

This clause seeks to protect hydrological functions of groundwater systems and protect resources from both depletion and contamination. Orange has a high water table and large areas of the LGA, including the subject site, are identified with "Groundwater Vulnerability" on the Groundwater Vulnerability Map. This requires that Council consider:

- (a) whether or not the development (including any onsite storage or disposal of solid or liquid waste and chemicals) is likely to cause any groundwater contamination or have any adverse effect on groundwater dependent ecosystems, and*
- (b) the cumulative impact (including the impact on nearby groundwater extraction for potable water supply or stock water supply) of the development and any other existing development on groundwater.*

Furthermore, consent may not be granted unless Council is satisfied that:

- (a) the development is designed, sited and will be managed to avoid any significant adverse environmental impact, or*
- (b) if that impact cannot be reasonably avoided - the development is designed, sited and will be managed to minimise that impact,*
- (c) if that impact cannot be minimised - the development will be managed to mitigate that impact.*

The proposal is not anticipated to involve the discharge of toxic or noxious substances and is therefore unlikely to contaminate the groundwater or related ecosystems. The proposal does not involve extraction of groundwater and will therefore not contribute to groundwater depletion. The design of the proposal avoids impacts on groundwater and therefore satisfies Clause 7.6.

Clause 7.11 - Essential Services

Clause 7.11 applies and states:

Development consent must not be granted to development unless the consent authority is satisfied that any of the following services that are essential for the proposed development are available or that adequate arrangements have been made to make them available when required:

- (a) the supply of water,*
- (b) the supply of electricity,*

- (c) *the disposal and management of sewage,*
- (d) *storm water drainage or onsite conservation,*
- (e) *suitable road access.*

Sewer and stormwater connections will be required for both lots, with stormwater to be piped to Blackmans Swamp Creek.

Water will be provided to both proposed lots via connection with Council's existing water supply service within Woodward Street.

Gas, telecommunications and electricity are currently available in Woodward Street.

In consideration of this clause, all utility services are available to the land and are considered adequate for the proposal.

STATE ENVIRONMENTAL PLANNING POLICIES

State Environmental Planning Policy (Resilience and Hazards) 2021

Pursuant to this SEPP, *Contamination and remediation to be considered in determining development application:*

- (1) *A consent authority must not consent to the carrying out of any development on land unless:*
 - (a) *it has considered whether the land is contaminated, and*
 - (b) *if the land is contaminated, it is satisfied that the land is suitable in its contaminated state (or will be suitable, after remediation) for the purpose for which the development is proposed to be carried out, and*
 - (c) *if the land requires remediation to be made suitable for the purpose for which the development is proposed to be carried out, it is satisfied that the land will be remediated before the land is used for that purpose.*

Council's Environmental Health Officer reports:

The preliminary contamination report provided by Hanlons Consulting (Ref: 22009) was reviewed. No contamination was identified on the site by desktop study, site walkover, or soil sampling. The "lean-to" shed being demolished is made of corrugated steel and does not contain asbestos material.

Sediment control and pollution of waters during demolition and earthworks shall be required via conditions of consent.

The analysis of contamination undertaken by Council's Environmental Health Officer indicates that the site is suitable for the proposed development.

State Environmental Planning Policy (Transport and Infrastructure) 2021

The arterial road status of Woodward Street terminates at the intersection with Summer Street, therefore a referral to Transport for NSW is not required pursuant to cl. 2.119.

PROVISIONS OF ANY DRAFT ENVIRONMENTAL PLANNING INSTRUMENT THAT HAS BEEN PLACED ON EXHIBITION 4.15(1)(a)(ii)

Nil draft instruments.

DESIGNATED/INTEGRATED DEVELOPMENT

The proposed development is not designated or integrated development.

PROVISIONS OF ANY DEVELOPMENT CONTROL PLAN s4.15(1)(a)(iii)**Development Control Plan 2004**

Development Control Plan 2004 ("the DCP") applies to the subject land.

The following requirements of the DCP have been addressed elsewhere:

- Chapter 2.1 Water Quality
- Chapter 2.2 Soil resources
- Chapter 4 Special Environmental Considerations
- Chapter 4A Flood affected land

The relevant Planning Outcomes, where not previously discussed, are addressed below.

Chapter 0.4-11 - Transport Routes

Development alongside roads with high volumes of traffic need to be appropriately designed and managed to ensure the safe and efficient operation of the local road network.

The access points are existing and have adequate safe sight distances.

Appropriate noise sensitive design will be required for any future development on proposed Lot 2, to be considered at such time that an application is received.

Chapter 2.3 - Vegetation

The DCP requires development to be designed and constructed in a way that minimises the impact on existing vegetation.

The proposal has been redesigned to avoid impact upon vegetation. The removal of Lombardy Poplar trees is exempt development under the Orange City Council Tree Preservation Policy.

Chapter 7 - Residential subdivision

- *Subdivision layouts in areas zoned Urban Residential are generally in accordance with the applicable plan maps.*

Master Planning has not been carried out for this site.

- *Lots are orientated to optimise energy-efficiency principles.*

The development lots are of a size to allow an appropriate degree of energy efficiency principles.

- *Lots are fully serviced and have direct access/frontage to a public road.*

Both lots will be fully serviced, and will have direct frontage and access to Woodward Street.

- *Design and construction complies with the Orange Development and Subdivision Code.*

The development will be conditioned to comply with the Code.

- *Battleaxe lots provide an adequate accessway width for the number of dwellings proposed to be served in order to allow for vehicle and pedestrian access and location of services.*

Adequate access will be provided for Proposed Lot 2, directly accessible from the roundabout in Woodward Street.

- *Lots proposed to be used specifically for dual occupancy or units in new residential areas are identified on DA plans.*

The lots have not been nominated for dual occupancy or units, however the size of the proposed lots do not preclude these uses.

Chapter 7.7 - Design Elements for residential streetscape

- *Site layout enables the creation of attractive residential environments with clear character and identity; use of site features such as views, aspect, existing vegetation and landmarks.*

The proposed development (following redesign) responds to the open space and landscaped character of the area, and provides suitable curtilage for a landscaped setting surrounding the heritage dwelling. Views to the heritage item from the public realm will need to be considered at such time development is proposed for Lot 2.

- *Significant landscape features are retained including original period fences and period gardens.*

The proposed redesign retains the original period fence and provides suitable separation from boundary fencing to allow for a landscaped setting.

- *Front fences and walls are constructed of materials compatible with associated housing and with fences visible from the site that positively contribute to the streetscape.*

The new dividing fencing is proposed as timber lapped and capped, and is supported as a suitable material for the era of the dwelling.

In order to maintain the view of the heritage item's decorative side fence from the public realm, as discussed, the timber boundary fence shall be adequately reduced to 1.2m, adjacent to the side verandah, so as not to dwarf the original fence and provide views of the heritage item from Woodward Street. This has been conditioned in the Notice of Approval.

- *Parking facilities are provided, designed and located to enable the efficient use of car spaces and accessways within the site.*

The access points to Woodward Street are existing, and shall remain as such.

- *Car parking is provided with regard to the number and size of proposed dwellings.*

A suitable undercover parking space has been retained for the existing dwelling.

- *Private open space is clearly defined for private use, and are of a shape, size and slope to suit the reasonable requirements of residents.*

An adequate area of private open space has been provided for the dwelling on proposed Lot 1.

- *The site layout provides open space and landscaping which contributes to the character of the development.*

The proposed subdivision design provides adequate opportunities for landscaping treatment of the front, side and rear setbacks.

- *Major existing trees are retained and protected in a viable condition whenever practicable through appropriate siting of buildings, accessways and parking areas.*

Major existing trees have been retained and protected through redesign of the subdivision and servicing plans.

Chapter 11 - Land used for Open Space and Recreation

- *Land is used in accordance with the relevant adopted plan of management.*

The *Plan of Management for Major Sportsgrounds* (2005) (PoM) applies to the subject site. The proposed boundary adjustment will be generally consistent with the objectives of the PoM, which allows for maintenance and improvements to the grounds, including related club facilities.

INFILL GUIDELINES

The proposed development is not contrary to Council's Infill Policy, and will not detrimentally impact upon the heritage significance of the listed items or heritage conservation area, as discussed above. The amended design of the subdivision provides for an appropriate curtilage around the listed heritage item.

PROVISIONS PRESCRIBED BY THE REGULATIONS s4.15(1)(a)(iv)

Demolition of a Building (clause 92)

Demolition is proposed, therefore a waste management plan is required prior to the issue of the Construction Certificate. A condition has been included in the draft Notice to address this issue.

Fire Safety Considerations (clause 93)

A condition has been included requiring confirmation of setbacks of existing buildings, to ensure compliance with the BCA.

Buildings to be Upgraded (clause 94)

Council's Building Surveyor advises:

Assuming compliant boundary setbacks are provided, no upgrades will be required to the existing buildings.

THE LIKELY IMPACTS OF THE DEVELOPMENT s4.15(1)(b)**Context and setting**

The character of the eastern side of Woodward Street is of generous open space and significant landscaping, within the City's principal recreational network. The dwelling provides a heritage setting and visual quality to the locality, reinforced by the heritage items and residential dwellings adjacent to the development site.

The proposed subdivision will not impact upon the amenity of the adjacent residential neighbourhood. Compatibility of future land uses will be considered at such time that an application is received for the future development of proposed Lots 1 and 2.

Heritage Impacts

As noted in the earlier assessment, the proposed design provides adequate curtilage and views to the heritage dwelling and will not impact upon the heritage setting or significance, if carried out in accordance with the conditions of consent.

Traffic Impacts

As discussed earlier, the proposed subdivision will utilise existing access points to Woodward Street. A Restriction-as-to-User under Section 88B of the *NSW Conveyancing Act* is to be registered on the Deed of Title on proposed Lot 2 to identify to future purchasers that vehicular access is to be restricted to the constructed access arm of the roundabout on Woodward Street only.

The subdivision will not create an unreasonable demand upon the road network, nor will it impact upon public transport availability or pedestrian linkages. Adequate vehicle parking spaces are available on both proposed lots.

Public domain

The proposed subdivision will not impact upon the public domain of Elephant Park or Endeavour Park. Recreational activities will not be minimised as a result of this development. Further, pedestrian linkages will not be impacted.

Environmental Impacts

The proposed design seeks to minimise environmental impacts to existing trees through redesign of servicing. The works will not impact upon a sensitive waterway, as set out in the LEP and DCP assessments in the main body of this report. Provided the development is carried out in accordance with the recommended conditions of consent discussed in this report, adverse environmental impacts are unlikely.

Construction impacts

The required servicing of the lots is not considered to unreasonably affect neighbouring properties over a period of time. Staging of construction is not required in this instance.

THE SUITABILITY OF THE SITE s4.15(1)(c)

The subject site is suitable for the proposed development due to the following:

- The development is permitted in the zones and consistent with zone objectives.
- The site has longstanding use for residential or recreational purposes.

- Utility services are available.
- Site access and onsite vehicle areas are suitable.
- The land is not subject to known technological or natural hazards.

ANY SUBMISSIONS MADE IN ACCORDANCE WITH THE ACT s4.15(1)(d)

The proposed development is defined as "advertised development" under the provisions of the LEP. The application was advertised for the prescribed period of 14 days and at the end of that period one submission was received.

The submission provides commentary on the unique nature and heritage values of the site, and proposes that a covenant be placed on Lots 1 and 2 restricting the lots to one dwelling only, to *'maintain the open setting of the listed dwelling at no. 84'*.

The submission is correct in that the subject land is not subject to a Minimum Lot Size under the LEP. It should be noted the intent of the DA is to provide for vacant lots only, single dwellings are not alluded to, or proposed under this application. As any future development will be assessed against the sensitivities required in proximity to a heritage listed item, it is considered unreasonable to restrict these lots to one single dwelling each. Furthermore, it is not Council's practice to unduly restrict vacant land in this manner.

PUBLIC INTEREST s4.15(1)(e)

The proposed development is considered of minor interest to the wider public due to the relatively localised nature of potential impacts. The proposal is not inconsistent with any relevant policy statements, planning studies, guidelines etc that have not been considered in this assessment.

COMMENTS

The requirements of the following officers are included in the attached Notice of Approval:

- Environmental Health Officer
- Building Surveyor
- Assistant Development Engineer
- City Presentation Manager
- Senior Planner.

ATTACHMENTS

- 1 Notice of Approval, D23/14872 [↓](#)
- 2 Plan, D23/14440 [↓](#)
- 3 Submission (redacted), D23/14387 [↓](#)

	ORANGE CITY COUNCIL Development Application No DA 237/2022(1) NA23/120 Container PR14945
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NOTICE OF DETERMINATION OF A DEVELOPMENT APPLICATION

issued under the *Environmental Planning and Assessment Act 1979*
Section 4.18

Development Application

Applicant Name: Hanlons Consulting
Applicant Address: PO Box 1568
TAMWORTH NSW 2340
Owner's Name: Orange City Council
Land to Be Developed: Lot 4 Sec 1 DP 6662, Lot 1 PCE P DP 880736, Lot 11 DP 1248554, Lot 12 DP 1248554, Lot 13 DP 1248554 - 84 and 94 Woodward Street Orange
Proposed Development: Subdivision (three lot consolidation), Subdivision (two lot residential), Boundary Adjustment and Demolition

Building Code of Australia building classification:

Not applicable

Determination made under Section 4.16

Made On: 21 March 2023
Determination: **CONSENT GRANTED SUBJECT TO CONDITIONS DESCRIBED BELOW:**

Consent to Operate From: 22 March 2023
Consent to Lapse On: 22 March 2028

Terms of Approval

The reasons for the imposition of conditions are:

- (1) To ensure a quality urban design for the development which complements the surrounding environment.
- (2) To maintain neighbourhood amenity and character.
- (3) To ensure compliance with relevant statutory requirements.
- (4) To provide adequate public health and safety measures.
- (6) To ensure the utility services are available to the site and adequate for the development.
- (7) To prevent the proposed development having a detrimental effect on adjoining land uses.
- (8) To minimise the impact of development on the environment.

Conditions

- (1) The development must be carried out in accordance with:
 - (a) **Proposed servicing strategy plan, Figure 1 of 3, 17.2.2023**
 - (b) statements of environmental effects or other similar associated documents that form part of the approval
- as amended in accordance with any conditions of this consent.**

NOTICE OF DETERMINATION OF DEVELOPMENT APPLICATION NO DA 237/2022(1)

2

Conditions (cont)

PRESCRIBED CONDITIONS

- (2) All building work must be carried out in accordance with the provisions of the Building Code of Australia.

PRIOR TO THE ISSUE OF A CONSTRUCTION CERTIFICATE

- (3) Proposed Lots 1 and 2 shall be provided with inter-allotment stormwater drainage where the surface of the entire lot cannot be drained to the kerb and gutter at the lot frontage. A grated concrete stormwater pit is to be constructed within each lot provided with interlot stormwater drainage. Engineering plans for this drainage system are to be approved by Orange City Council prior to the issuing of a Construction Certificate.
- (4) Stormwater from the inter-allotment stormwater system shall be piped to the adjacent watercourse (Blackmans Swamp Creek), where it is to be discharged through a standard headwall with appropriate scour protection. Engineering plans of this required drainage system are to be approved by Orange City Council and a licence from the Department of Planning Infrastructure and Natural Resources for work within 40 metres of the watercourse is to be submitted prior to the issuing of a Construction Certificate.
- (5) A 150mm-diameter sewer main is to be constructed from Council's existing sewer network to serve proposed Lots 1 and 2. Prior to a Construction Certificate being issued engineering plans for this sewerage system are to be submitted to and approved by Orange City Council.
- (6) The applicant is to submit a waste management plan that describes the nature of wastes to be removed, the wastes to be recycled and the destination of all wastes. All wastes from the demolition and construction phases of this project are to be deposited at a licensed or approved waste disposal site.

PRIOR TO WORKS COMMENCING

- (7) Soil erosion control measures shall be implemented on the site.

DURING CONSTRUCTION/SITEWORKS

- (8) Any adjustments to existing utility services that are made necessary by this development proceeding are to be at the full cost of the developer.
- (9) The provisions and requirements of the Orange City Council Development and Subdivision Code are to be applied to this application and all work constructed within the development is to be in accordance with that Code.
- The developer is to be entirely responsible for the provision of water, sewerage and drainage facilities capable of servicing all the lots from Council's existing infrastructure. The developer is to be responsible for gaining access over adjoining land for services where necessary and easements are to be created about all water, sewer and drainage mains within and outside the lots they serve.
- (10) The existing sewer connection for the dwelling is to be sealed off at the sewer main.
- (11) All services are to be contained within the allotment that they serve.
- (12) In the event of an unexpected find during works such as (but not limited to) the presence of undocumented waste, odorous or stained soil, asbestos, structures such as underground storage tanks, slabs, or any contaminated or suspect material, all work on site must cease immediately. The beneficiary of the consent must discuss with Council the appropriate process that should be followed therein. Works onsite must not resume unless the express permission of the Director Development Services is obtained in writing.

NOTICE OF DETERMINATION OF DEVELOPMENT APPLICATION NO DA 237/2022(1)

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Conditions (cont)**During construction/siteworks (cont)**

- (13) All materials on site or being delivered to the site are to be contained within the site. The requirements of the *Protection of the Environment Operations Act 1997* are to be complied with when placing/stockpiling loose material or when disposing of waste products or during any other activities likely to pollute drains or watercourses.
- (14) All construction/demolition work on the site is to be carried out between the hours of 7.00am and 6.00pm Monday to Friday inclusive, and 8.00am to 1.00pm on Saturdays. No construction/demolition work is permitted to be carried out on Sundays or Public Holidays. Written approval must be obtained from the Chief Executive Officer of Orange City Council to vary these hours.
- (15) Building demolition is to be carried out in accordance with *Australian Standard 2601:2001 - The Demolition of Structures* and the requirements of Safe Work NSW.
- (16) Asbestos containing building materials must be removed in accordance with the provisions of the *Work Health and Safety Act 2011* and any guidelines or Codes of Practice published by Safe Work NSW, and disposed of at a licenced landfill in accordance with the requirements of the NSW EPA.
- (17) If Aboriginal objects, relics, or other historical items or the like are located during development works, all works in the area of the identified object, relic or item shall cease, and the NSW Office of Environment and Heritage (OEH), and representatives from the Orange Local Aboriginal Land Council shall be notified. Where required, further archaeological investigation shall be undertaken. Development works in the area of the find(s) may recommence if and when outlined by the management strategy, developed in consultation with and approved by the OEH.

PRIOR TO THE ISSUE OF A SUBDIVISION CERTIFICATE

- (18) Application shall be made for a Subdivision Certificate under Section 6.3(1)(d) of the Act.
- (19) Application is to be made to Telstra/NBN for infrastructure to be made available to each individual lot within the development. Either a Telecommunications Infrastructure Provisioning Confirmation or Certificate of Practical Completion is to be submitted to the Principal Certifying Authority confirming that the specified lots have been declared ready for service prior to the issue of a Subdivision Certificate.
- (20) A Notice of Arrangement from Essential Energy stating arrangements have been made for the provision of electricity supply to the development, is to be submitted to the Principal Certifying Authority prior to the issue of a Subdivision Certificate.
- (21) A Restriction-as-to-User under section 88B of the *NSW Conveyancing Act* is to be registered on the Deed of Title on proposed Lot 2 where vehicular access is to be restricted to the constructed access arm of the roundabout on Woodward Street.
- (22) An easement to drain sewage and to provide Council access for maintenance of sewerage works is to be created over all sewer mains. The Principal Certifying Authority is to certify that the easement is in accordance with the Orange City Council Development and Subdivision Code prior to the issuing of a Subdivision Certificate.
- (23) All services are to be contained within the allotment that they serve. A Statement of Compliance, from a Registered Surveyor, is to be submitted to the Principal Certifying Authority prior to the issuing of a Subdivision Certificate.
- (24) A Restriction-as-to-User under section 88B of the *NSW Conveyancing Act* is to be created on the title of proposed Lots 1 and 2 requiring the subject land to be provided with on-site storm water detention in accordance with Councils Development and Subdivision Code upon submission of any development application.

NOTICE OF DETERMINATION OF DEVELOPMENT APPLICATION NO DA 237/2022(1)

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Conditions (cont)

Prior to the issue of a subdivision certificate (cont)

- (25) The existing dwelling on proposed Lot 1 shall be connected to the new sewer main. Evidence of the satisfactory completion of such work by a licensed plumber shall be provided to the Principal Certifying Authority prior to the issue of a Subdivision Certificate.
- (26) Where stormwater crosses land outside the lot it favours, an easement to drain water is to be created over the works. A Restriction-as-to-User under section 88B of the *NSW Conveyancing Act 1919* is to be created on the title of the burdened lot(s) requiring that no structures are to be placed on the site, or landscaping or site works carried out on the site, in a manner that affects the continued operation of the interlot drainage system. The minimum width of the easement is to be as required in the Orange City Council Development and Subdivision Code.
- (27) Certification from Orange City Council is required to be submitted to the Principal Certifying Authority prior to the issue of a Subdivision Certificate stating that all works relating to connection of the development to Council assets, works on public land, works on public roads, stormwater, sewer and water reticulation mains and footpaths have been carried out in accordance with the Orange City Council Development and Subdivision Code and the foregoing conditions, and that Council will take ownership of the infrastructure assets.
- (28) Prior to the issuing of the Subdivision Certificate, a Surveyor's Certificate or written statement is to be provided to the Principal Certifying Authority, stating that the buildings within the boundaries of the proposed Lot 1 comply in respect to the distances of walls from boundaries.
- (29) A 1.5m high lapped and capped timber fence shall be constructed along the northern and eastern boundaries of Proposed lot 1 so as to maintain the character of the area. The fence shall be reduced in height to be 1.2m from the front property boundary to the eastern end of the side verandah of the dwelling, in order to maintain the visual prominence of the heritage item when viewed from Woodward Street.
- (29) All of the foregoing conditions are to be at the full cost of the developer and to the requirements and standards of the Orange City Council Development and Subdivision Code, unless specifically stated otherwise. All work required by the foregoing conditions is to be completed prior to the issuing of a Subdivision Certificate, unless stated otherwise.

Other Approvals

- (1) *Local Government Act 1993* approvals granted under Section 68.
Nil
- (2) General terms of other approvals integrated as part of this consent.
Nil

Right of Appeal

If you are dissatisfied with this decision, Section 8.7 of the *Environmental Planning and Assessment Act 1979* gives you the right to appeal to the Land and Environment Court. Pursuant to Section 8.10, an applicant may only appeal within 6 months after the date the decision is notified.

NOTICE OF DETERMINATION OF DEVELOPMENT APPLICATION NO DA 237/2022(1)

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Disability Discrimination Act 1992:

This application has been assessed in accordance with the *Environmental Planning and Assessment Act 1979*. No guarantee is given that the proposal complies with the *Disability Discrimination Act 1992*.

The applicant/owner is responsible to ensure compliance with this and other anti-discrimination legislation.

The *Disability Discrimination Act* covers disabilities not catered for in the minimum standards called up in the Building Code of Australia which references AS1428.1 - "Design for Access and Mobility". AS1428 Parts 2, 3 and 4 provides the most comprehensive technical guidance under the *Disability Discrimination Act* currently available in Australia.

Disclaimer - S88B of the Conveyancing Act 1919 - Restrictions on the Use of Land:

The applicant should note that there could be covenants in favour of persons other than Council restricting what may be built or done upon the subject land. The applicant is advised to check the position before commencing any work.

Signed:

On behalf of the consent authority **ORANGE CITY COUNCIL**

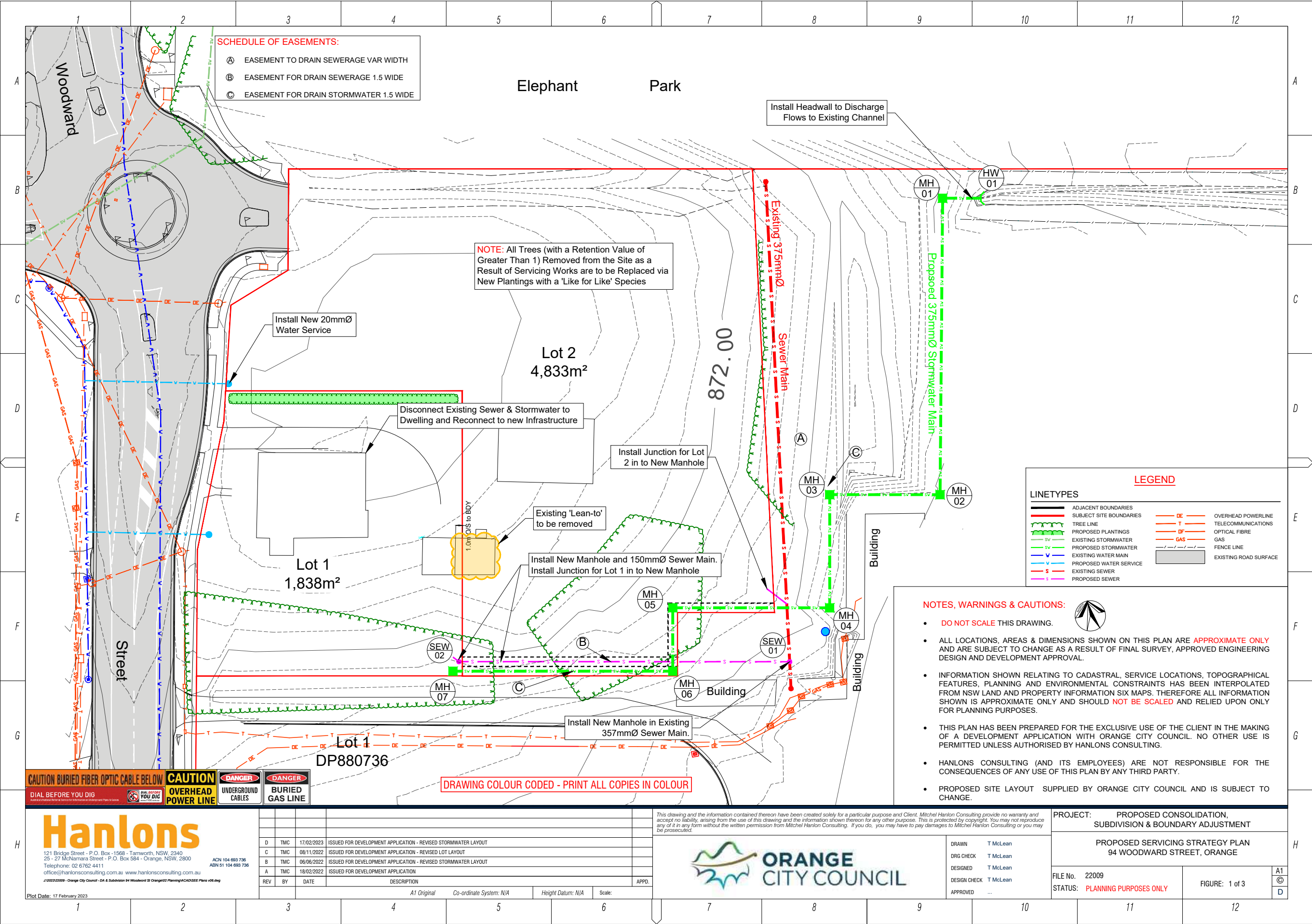
Signature:

Name:

PAUL JOHNSTON – MANAGER DEVELOPMENT ASSESSMENTS

Date:

22 March 2023



1

ORANGE, NSW, 2800

26 January, 2023

Mr. David Waddell,
Wiradjuri Country,
Chief Executive Officer,
Orange City Council,
Civic Centre,
Byng St.,
ORANGE, NSW, 2800

Dear Sir,

Re: DA 237/2022(1) - PR14945 - 84 and 94 Woodward Street, Orange.

Four Lot Amalgamation, Two Lot Subdivision and Demolition

Outstanding

84 Woodward St. is *unique*. It is the only building, the only dwelling, on the eastern side of the street between the northern boundary of Elephant Park and Gardiner Road. I cannot think of any similar building in central Orange surrounded on three sides by such expansive open space.

In addition it;

- Has historic associations with the Moulder family, one of Orange's oldest
- Is most likely over 100 years old
- Is in the Edwardian/Federation style and externally is largely in original condition
- Seems it has only ever been used as a dwelling
- Is a listed building in the Orange LEP due to all of the above
- Two other listed buildings are close by on the western side of Woodward St., one being directly opposite

Intent of the DA

From reading the Statement of Environmental Effects prepared by Hanlons Consulting, it appears that Council staff have determined the best means of continuing to preserve the dwelling at 84 Woodward St. and the rare openness of its setting is that proposed in the DA. Sale of the newly created lots 1 and 2 for residential use also has the consequence of removing Council's responsibility (as current owner) for the cost of upkeep of the land and buildings.

2

For the proposal to have reached DA stage, it must be presumed that Councillors support the proposal.

The Report

Council's consultants have concluded that there are no heritage or other matters which would preclude Council from approving the DA. Hanlons also advised that several potentially limiting factors imposed by the proposed amalgamation and then subdivision could be addressed by imposing restrictive covenants on the titles for the new lots.

One possible outcome seems not to have been considered.

Proposed Lots 1 and 2 are zoned R1 Residential to which a minimum lot size does not apply. The intent of the DA is that lots 1 and 2 will only contain single dwellings. Yet lot 2 will be 4,833m² which a developer will view as ideally suited to a town house development. Worse, lot 1 is of 1,838m², also suitable for further subdivision. If both lots were bought by the same individual, the potential exists for permission to be sought to re-amalgamate lots 1 and 2 and then subdivide into even more plots than would be possible by subdividing each lot separately.

Such an outcome would totally negate the intent of the current DA to maintain the open setting of the listed dwelling at no.84.

Response

Can a further covenant in perpetuity be placed on each of Lots 1 and 2 that only one dwelling will ever be approved on both lots?

If not, some other means of ensuring that each lot will only ever contain one dwelling must be found.

By whatever means this is achieved, Council's estate agent/s must make it completely clear to prospective buyers that any further subdivision of either lot will not be countenanced and only one dwelling on each block will be approved.

Yours faithfully,

5.4 DEVELOPMENT APPLICATION DA 292/2022(1) - ORANGE WARATAH SPORTS CLUB - ORANGE CITY RUGBY CLUB - 34 AND 36 TELOPEA WAY

RECORD NUMBER: 2023/354
AUTHOR: Ben Hicks, Senior Planner

EXECUTIVE SUMMARY

Application lodged	31 August 2022
Applicant/s	Waratah Sports Club
Owner/s	Orange Waratah Sports Club Limited
Land description	Lots 31 and 32 DP 1215943 - 34 and 36 Telopea Way, Orange
Proposed land use	Recreation Facility (outdoor) (alterations and additions to grandstand, construction of amenities building and new lighting)
Value of proposed development	\$880,998

Council's consent is sought for alterations and additions to an existing outdoor recreational area described as 34 and 36 Telopea Way Orange (Lots 31 and 32 DP 1215943) also known as the Orange Waratah Sports Club/Orange City Rugby Club.

Specifically, the proposal involves alterations/additions to the existing grandstand comprising additional seating and amenities, construction of a new amenities building on the northern side of the Pride Park rugby field and provision of new lighting for the sports fields.

The primary focus of this application's assessment is to evaluate the potential impact of the proposed lighting on nearby sensitive receivers. The application includes a light impact assessment that demonstrates compliance with relevant Australian standards, providing support for the proposed design. In addition, Council's assessment report recommends limitations, such as a curfew, that when combined with the mitigation measures outlined in the light study, are not expected to result in any adverse impact.

The proposal comprises notified development pursuant to Orange Community Participation Plan 2019. At the completion of the public notice and exhibition period, no submissions had been received in relation to the application.

The proposal is consistent with the planning provisions that apply to the subject land and particular land use. Impacts of the development are considered to be within reasonable limit and addressed by conditions of development consent. Approval of the application is recommended.

5.4 Development Application DA 292/2022(1) - Orange Waratah Sports Club - Orange City Rugby Club - 34 and 36 Telopea Way



Figure 1 - Site Context and Locality Plan

DECISION FRAMEWORK

Development in Orange is governed by two key documents: Orange Local Environment Plan 2011 and Orange Development Control Plan 2004. In addition, the Infill Guidelines are used to guide development, particularly in the heritage conservation areas and around heritage items.

Orange Local Environment Plan 2011 - The provisions of the LEP must be considered by the Council in determining the application. LEPs govern the types of development that are permissible or prohibited in different parts of the City and also provide some assessment criteria in specific circumstances. Uses are either permissible or not. The objectives of each zoning and indeed the aims of the LEP itself are also to be considered and can be used to guide decision making around appropriateness of development.

Orange Development Control Plan 2004 - the DCP provides guidelines for development. In general, it is a performance-based document rather than prescriptive in nature. For each planning element there are often guidelines used. These guidelines indicate ways of achieving the planning outcomes. It is thus recognised that there may also be other solutions of merit. All design solutions are considered on merit by planning and building staff. Applications should clearly demonstrate how the planning outcomes are being met where alternative design solutions are proposed. The DCP enables developers and architects to use design to achieve the planning outcomes in alternative ways.

DIRECTOR'S COMMENTS

This application relates to the installation of three (3) new lighting poles, construction of a minor addition to the existing grandstand and the construction of a new change room/amenities building on Waratah Sports Club's Pride Park, which is to the east of the Waratah's Club House.

Controls relating to the maximum light levels from the proposed new lights (and those existing on Pride Park, that will be adjusted to ensure they are positioned appropriately) have the same maximum level of light to the neighbours as Council recently considered with the Orange Ex Services Country Club bowling greens. That is, the maximum light level on the façade of any of the nearby houses cannot exceed 10 lux, which is similar to the light spill from a street light.

Over the years, Council has received various complaints about operations at Waratah's. These complaints related to light spill; lights being left on past curfew; noise from the PA systems; dust from the unsealed carpark (required to be sealed by a previous condition of consent for the Club, but has not been undertaken by the Club yet) and lack of sediment and erosion control around building works. Many of these complaints are a result of both the success of the Club and also the expansion of residential land around the Club.

It is considered that the conditions of consent recommended with this report would adequately provide protection to both the Club's important operations and to the residential neighbours. It is noted that the controls associated with this application can only relate to those to do with the operation of lights on Pride Park, the construction of the amenities building and grandstand extension. Other matters that relate to the operation of the Club will remain separate compliance matters for Council to continue to manage with the Club.

The recommendation of staff to approve this application is supported.

LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan strategy "10.1. Engage with the community to ensure plans for growth and development are respectful of our heritage".

FINANCIAL IMPLICATIONS

Nil

POLICY AND GOVERNANCE IMPLICATIONS

Nil

RECOMMENDATION

That Council consents to development application DA 292/2022(1) for *Recreation Facility (outdoor) (alterations and additions to grandstand, construction of amenities building and new lighting)* at Lots 31 and 32 DP 1215943 - 34 and 36 Telopea Way, Orange, pursuant to the conditions of consent in the attached Notice of Determination.

5.4 Development Application DA 292/2022(1) - Orange Waratah Sports Club - Orange City Rugby Club - 34 and 36 Telopea Way

FURTHER CONSIDERATIONS

Consideration has been given to the recommendation's impact on Council's service delivery; image and reputation; political; environmental; health and safety; employees; stakeholders and project management; and no further implications or risks have been identified.

SUPPORTING INFORMATION

Council's consent is sought for the following:

- Alterations and additions to the existing grandstand that sits on the western side of the Pride Park rugby field. The proposed works include additional seating at grandstand level (effectively mirroring the seating arrangement at the southern end of the grandstand) new female toilets, change room and storage areas beneath on ground level and alterations/extension of the male amenities.
- Construction of a new amenities building on the northern side of the Pride Park rugby field. This new building will provide male and female changerooms and WCs for home teams and visitors; as well as male and female accessible WCs.
- Provision of new light towers for the Pride Park rugby field and for the adjacent rugby training/soccer field comprising two (2) 22m high light towers on the western side of Pride Park rugby field, and one (1) 18m light tower at the eastern end of the rugby training/soccer field.

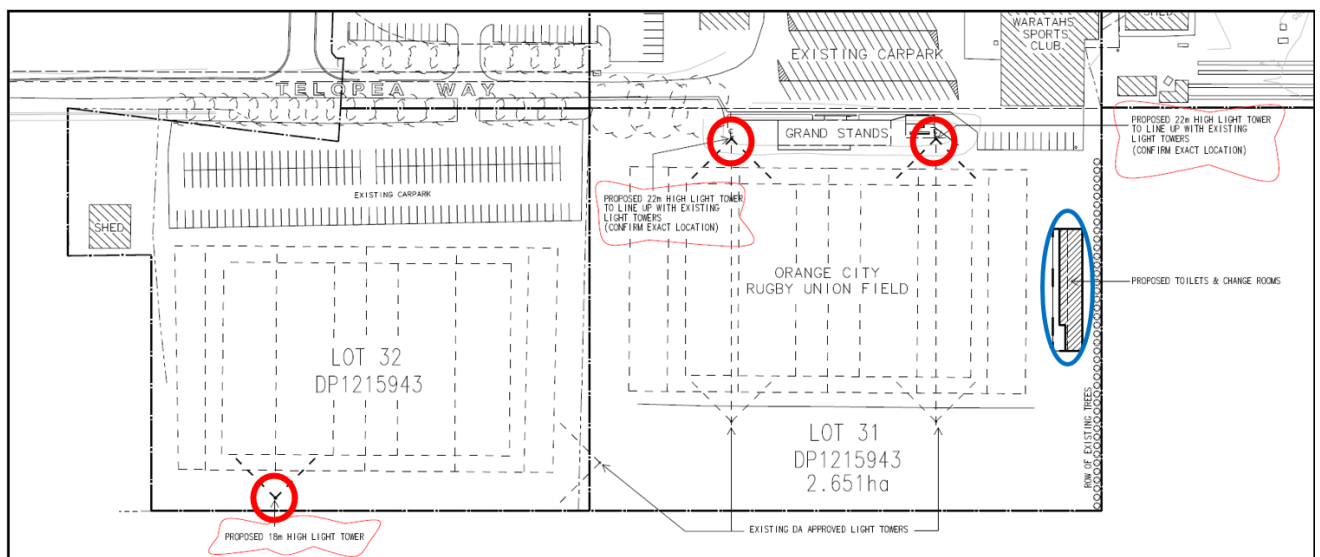


Figure 2 - proposed site layout showing proposed new light towers (Red Circles) and new amenities building (Blue Circle)

5.4 Development Application DA 292/2022(1) - Orange Waratah Sports Club - Orange City Rugby Club - 34 and 36 Telopea Way

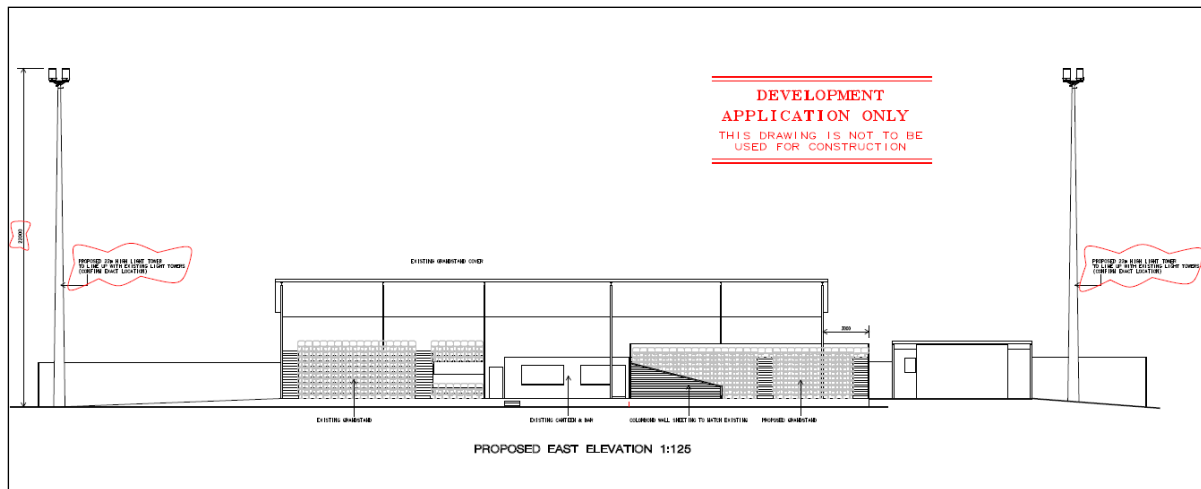


Figure 3 - proposed grandstand modifications and location of new western light towers

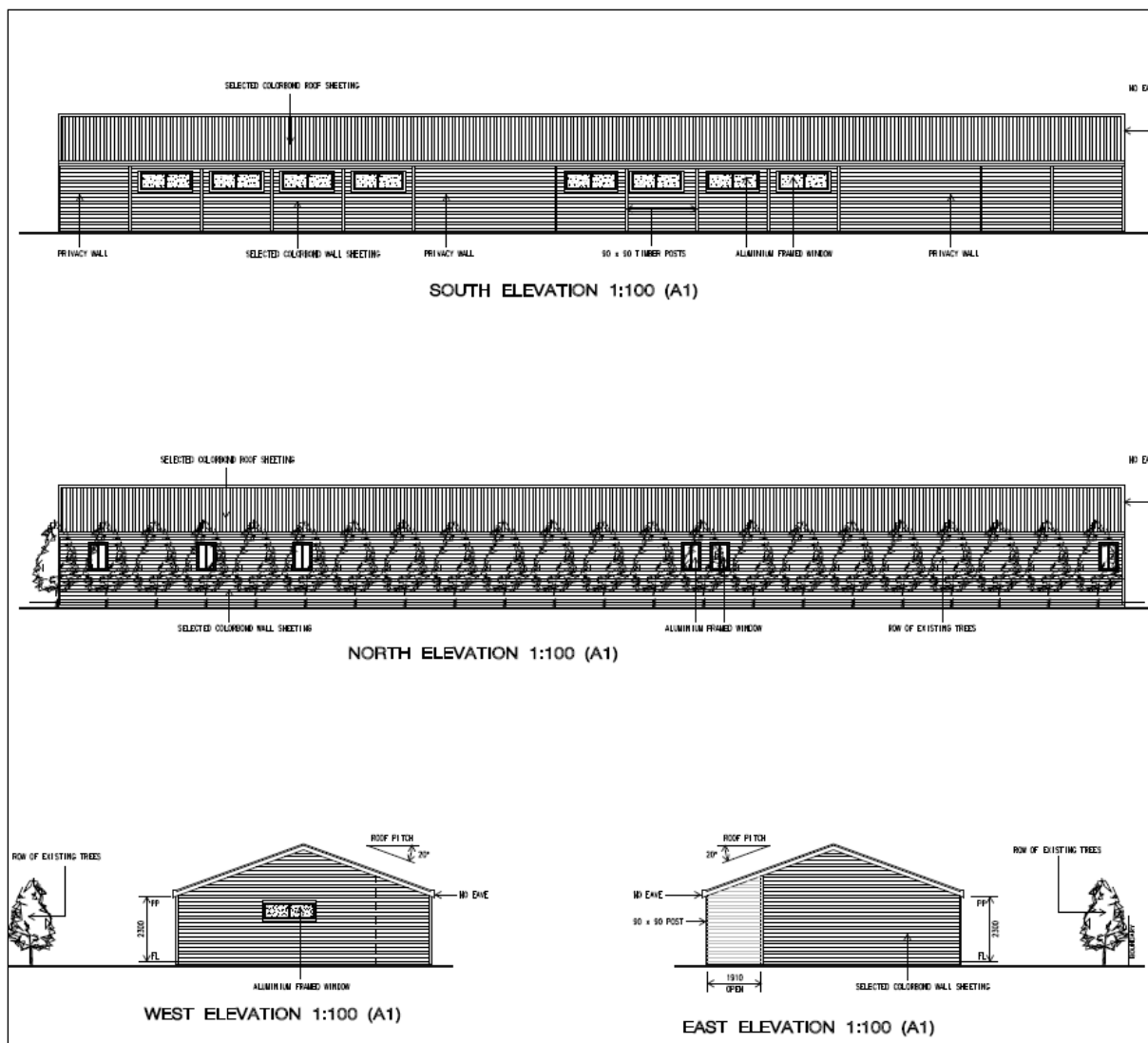


Figure 4 - design of the proposed new amenities building

5.4 Development Application DA 292/2022(1) - Orange Waratah Sports Club - Orange City Rugby Club - 34 and 36 Telopea Way

ENGAGEMENT

The proposed development underwent an extensive notification process covering all properties within approximately 200m of the individual sporting grounds on which the works are proposed (Figure 5). The exhibition period comprised 14 days between 21 September 2022 to 5 October 2022, in line with Council's Community Participation Plan 2019. No submissions were received at the end of the exhibition period.

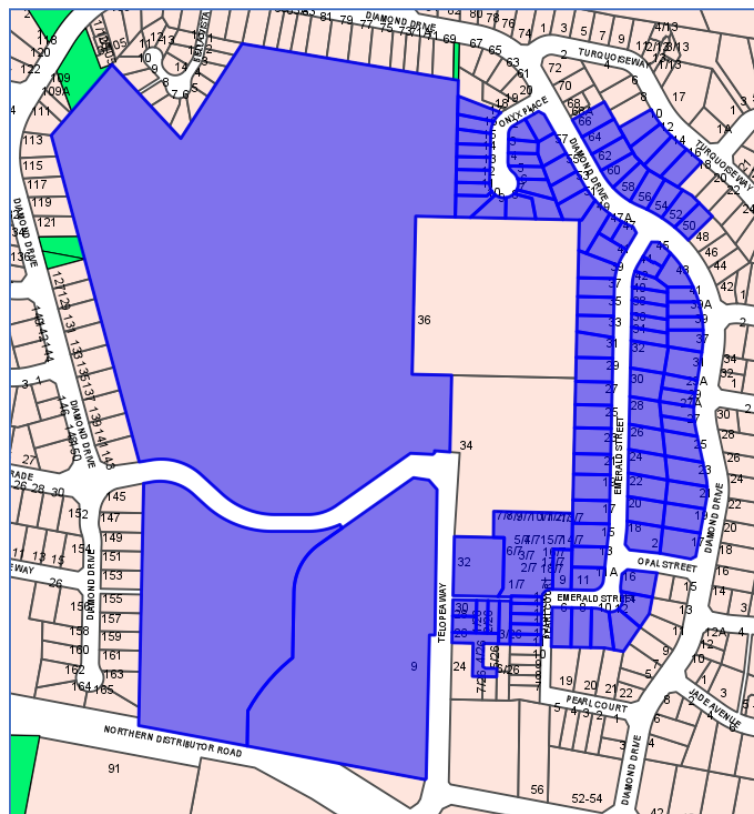


Figure 5 - notified properties

SITE INSPECTION

A site inspection was undertaken on 23 February 2023. From the site inspection the following points were noted and supported by the images below:

- The subject site is situated in an established recreational area, comprising a range of sporting fields, participant, and spectator facilities, such as grandstands, amenities, lighting, and other infrastructure necessary to support recreational activities. The built form of the surrounding area primarily consists of low-density residential properties, with single-storey dwellings bordering the subject land.
- No significant privacy, shadowing, or visual impacts were observed during the inspection.
- Relatively level site. No major earthworks required.
- Vegetation removal is not required to facilitate the proposal. Additional landscaping would be beneficial along the northern boundary.

5.4 Development Application DA 292/2022(1) - Orange Waratah Sports Club - Orange City Rugby Club - 34 and 36 Telopea Way

Photographs of the site from 23 February 2023 are shown below:

 <p>Proposed location of new light towers</p>	<p>Looking west towards the existing grandstand. New light towers are planned to be located at opposite ends of the structure, with grandstand additions proposed to the northern end.</p>
 <p>Location of new amenities building</p>	<p>Looking north. New amenities building adjacent to existing hedging.</p>

5.4 Development Application DA 292/2022(1) - Orange Waratah Sports Club - Orange City Rugby Club - 34 and 36 Telopea Way



Looking east.
View of
existing light
towers.



Looking south
across
rugby/soccer
training field.

ENVIRONMENTAL PLANNING ASSESSMENT**Section 1.7 - Application of Part 7 of the *Biodiversity Conservation Act 2016* and Part 7A of the *Fisheries Management Act 1994***

Section 1.7 of the EP&A Act identifies that Part 7 of the Biodiversity Conservation Act 2016 (BC Act) and Part 7A of the Fisheries Management Act 1994 have effect in connection with terrestrial and aquatic environments.

There are four triggers known to insert a development into the Biodiversity Offset Scheme (i.e., the need for a BDAR to be submitted with a DA):

- Trigger 1: development occurs in land mapped on the Biodiversity Values Map (OEH) (clause 7.1 of BC Regulation 2017);
- Trigger 2: development involves clearing/disturbance of native vegetation above a certain area threshold (clauses 7.1 and 7.2 of BC Regulation 2017); or
- Trigger 3: development is otherwise likely to significantly affect threatened species (clauses 7.2 and 7.3 of BC Act 2016).

The fourth trigger (development proposed to occur in an Area of Outstanding Biodiversity Value (clause 7.2 of BC Act 2016) is generally not applicable to the Orange LGA; as no such areas are known to occur in the LGA. No further comments will be made against the fourth trigger.

In consideration of this section, the development is not likely to impact terrestrial and aquatic environments. In this regard:

- The subject and adjoining lands are not identified as biodiversity sensitive on the Orange LEP 2011 Terrestrial Biodiversity Map or OEH Biodiversity Values Map
- The proposal does not involve removal of native vegetation. Clearing thresholds prescribed by regulation are not relevant to the application.
- The proposal is not likely to have a significant effect on threatened species, nor impact endangered ecological communities:
 - the development site is a highly modified urban environment
 - the proposal does not involve clearing of native or exotic vegetation
 - the proposed works will not impact on nearby sensitive waterways
 - the site does not contain mapped biodiversity land at Local or State level
 - the development does not involve removal of natural or built features that would provide habitat for native fauna.
- The land is not categorised as having outstanding biodiversity value.

Based on the foregoing consideration, a Biodiversity Assessment Report is not required, and the proposal suitably satisfies the relevant matters at Section 1.7.

Section 4.15 of the Environmental Planning and Assessment Act

Section 4.15 of the *Environmental Planning and Assessment Act 1979* requires Council to consider various matters, of which those pertaining to the application are listed below.

PROVISIONS OF ANY ENVIRONMENTAL PLANNING INSTRUMENT s4.15(1)(a)(i)**Orange Local Environmental Plan 2011****Part 1 - Preliminary****Clause 1.2 - Aims of Plan**

The broad aims of the LEP are set out under Subclause 2. Those relevant to the application are as follows:

- (a) *to encourage development which complements and enhances the unique character of Orange as a major regional centre boasting a diverse economy and offering an attractive regional lifestyle,*
- (b) *to provide for a range of development opportunities that contribute to the social, economic, and environmental resources of Orange in a way that allows present and future generations to meet their needs by implementing the principles for ecologically sustainable development,*
- (f) *to recognise and manage valued environmental heritage, landscape, and scenic features of Orange.*

The application is considered to be consistent with the relevant aims of the LEP, where the proposal seeks to improve the function of the existing sports club, which will benefit the local and wider sports community.

Clause 1.6 - Consent Authority

This clause establishes that, subject to the Act, Council is the consent authority for applications made under the LEP.

Clause 1.7 - Mapping

The subject site is identified on the LEP maps in the following manner:

Land Zoning Map:	RE2 Private Recreation and R2 Low Density Residential
Lot Size Map:	Minimum Lot Size 500m² (R2 zoned land only)
Heritage Map:	Not a heritage item or conservation area
Height of Buildings Map:	No building height limit
Floor Space Ratio Map:	No floor space limit
Terrestrial Biodiversity Map:	No biodiversity sensitivity on the site
Groundwater Vulnerability Map:	Groundwater vulnerable
Drinking Water Catchment Map:	Not within the drinking water catchment
Watercourse Map:	Not within or affecting a defined watercourse
Urban Release Area Map:	URA on Lot 32 DP1215943
Obstacle Limitation Surface Map:	No restriction on building siting or construction
Additional Permitted Uses Map:	No additional permitted use applies
Flood Planning Map:	Within Blackmans Swamp PMF

Those matters that are of relevance are addressed in detail in the body of this report.

Clause 1.9A - Suspension of Covenants, Agreements, and Instruments

This clause provides that covenants, agreements, and other instruments which seek to restrict the carrying out of development do not apply with the following exceptions:

- (a) *to a covenant imposed by the Council or that the Council requires to be imposed, or*
- (b) *to any relevant instrument under Section 13.4 of the Crown Land Management Act 2016, or*
- (c) *to any conservation agreement under the National Parks and Wildlife Act 1974, or*
- (d) *to any Trust agreement under the Nature Conservation Trust Act 2001, or*
- (e) *to any property vegetation plan under the Native Vegetation Act 2003, or*
- (f) *to any biobanking agreement under Part 7A of the Threatened Species Conservation Act 1995, or*
- (g) *to any planning agreement under Subdivision 2 of Division 7.1 of the Environmental Planning and Assessment Act 1979.*

Council staff are not aware of the title of the subject property being affected by any of the above.

Part 2 - Permitted or Prohibited Development**Clause 2.1 - Land Use Zones and Clause 2.3 - Zone Objectives and Land Use Table**

The subject site is located within the RE2 Private Recreation and R2 Low Density Residential zones. The proposed development is characterised as a *Recreation Facility (outdoors) (alterations and additions to grandstand; construct amenities building and new lighting)*. Recreational Facility (outdoors) means:

a building or place (other than a recreation area) used predominantly for outdoor recreation, whether or not operated for the purposes of gain, including a golf course, golf driving range, mini-golf centre, tennis court, paint-ball centre, lawn bowling green, outdoor swimming pool, equestrian centre, skate board ramp, go-kart track, rifle range, water-ski centre or any other building or place of a like character used for outdoor recreation (including any ancillary buildings), but does not include an entertainment facility or a recreation facility (major).

Recreation Facility (outdoors) is permissible in the RE2 Private Recreation and R2 Low Density Residential zones with the consent of Council.

The proposed alterations, additions, new amenities, and lighting devices are consistent with the current use of the land for outdoor recreational activities, which includes use by a variety of sporting codes such as rugby, soccer, and touch football. The development will improve the facilities and amenities associated with these recreational activities and will not significantly alter the character of the land use. The proposed development is considered ancillary to the outdoor recreational use of the land and thus is permissible within the RE2 Private Recreation and R2 Low Density Residential zones with the council's consent.

Clause 2.3 of LEP 2011 references the Land Use Table and Objectives for each zone in LEP 2011. These objectives for land zoned RE2 and R2 zones are as follows:

Objectives of the RE2 Private Recreation Zone

- *To enable land to be used for private open space or recreational purposes.*
- *To provide a range of recreational settings and activities and compatible land uses.*
- *To protect and enhance the natural environment for recreational purposes.*
- *To ensure development is ordered in such a way as to maximise public transport patronage and encourage walking and cycling in close proximity to settlement.*
- *To ensure development along the Southern Link Road has alternative access.*

The proposed development is consistent with the objectives of the zone, as it seeks to improve the function of the existing sports club, which will benefit the local and wider sports community, consistent with the recreational zoning/use of the land.

Objectives of the R2 Low Density Residential Zone

- *To provide for the housing needs of the community within a low-density residential environment.*
- *To enable other land uses that provide facilities or services to meet the day to day needs of residents.*
- *To ensure development is ordered in such a way as to maximise public transport patronage and encourage walking and cycling in close proximity to settlement.*
- *To ensure that development along the Southern Link Road has an alternative access.*

The proposed development involves the continued use of the land for recreational purposes and thus would likely be in alignment with the goals of the zone. The provision of recreational facilities or services is one of the land uses that are allowed in the R2 zone, and it can contribute to meeting the day to day needs of residents in the area.

Clause 2.7 - Demolition Requires Development Consent

This clause triggers the need for development consent in relation to a building or work. This requirement does not apply to any demolition that is defined as exempt development.

The proposal involves demolition in relation to the works associated with the grandstand upgrades, and the applicant is seeking the consent of council. The demolition works proposed will have no significant impact on adjoining lands, streetscape, or public realm. Conditions may be imposed in respect of hours of operation, dust suppression and the need to investigate for, and appropriately manage the presence of, any materials containing asbestos.

Part 6 - Urban Release Area

Lot 32 DP1215943 is situated within an Urban Release Area that is subject to specific restrictions related to infrastructure planning and preparation of a development control plan before any development can be granted on the land. In accordance with Clause 6.2, Council has confirmed that the public utility infrastructure required for the proposed development is available and adequate.

Part 6 - Urban Release Area (cont.)

Additionally, under Clause 6.3(4)(d), it has been determined that the proposed development is minor in nature i.e., provision of light towers and new amenities ancillary to the recreation use of the land and that the development aligns with the objectives of the zone. On this basis, consent can be granted for the development. Should the land be re-development for urban residential purposes in the future the relevant provisions of Part 6 would need to be considered at that time.

Part 7 - Additional Local Provisions**7.1 - Earthworks**

This clause establishes a range of matters that must be considered prior to granting development consent for any application involving earthworks, such as:

- (a) the likely disruption of, or any detrimental effect on, existing drainage patterns and soil stability in the locality of the development*
- (b) the effect of the development on the likely future use or redevelopment of the land*
- (c) the quality of the fill or the soil to be excavated, or both*
- (d) the effect of the development on the existing and likely amenity of adjoining properties*
- (e) the source of any fill material and the destination of any excavated material*
- (f) the likelihood of disturbing relics*
- (g) the proximity to and potential for adverse impacts on any waterway, drinking water catchment or environmentally sensitive area*
- (h) any measures proposed to minimise or mitigate the impacts referred to in Paragraph (g).*

The proposed earthworks for the construction of a new amenities building and light towers are minimal and will not significantly affect the site's drainage or potential for future redevelopment. There is no known contamination on the site, and any excavated materials will be reused or disposed of appropriately. The change in ground level and impact on neighbouring properties is considered negligible. There is no known presence of Aboriginal, European, or Archaeological relics on the site, but measures will be taken to stop work if any are uncovered. The site is not near any sensitive areas, but sediment control measures will be put in place as conditions of consent.

Clause 7.2A - Flood Plain Risk Management

Based on the site mapping, the land falls within the range of the flood planning level and the probable maximum flood level, with the northeast corner of the property being affected by the Blackmans Swamp Creek PMF. However, as recreational uses are not specifically listed under Clause 7.2A(3), there is no requirement to consider safe occupation and evacuation from the land in flood events that exceed the flood planning level.

7.3 - Stormwater Management

This clause applies to all industrial, commercial, and residential zones and requires that Council be satisfied that the proposal:

- (a) *is designed to maximise the use of water permeable surfaces on the land having regard to the soil characteristics affecting onsite infiltration of water*
- (b) *includes, where practical, onsite stormwater retention for use as an alternative supply to mains water, groundwater or river water; and*
- (c) *avoids any significant impacts of stormwater runoff on adjoining downstream properties, native bushland and receiving waters, or if that impact cannot be reasonably avoided, minimises and mitigates the impact.*

The proposed development does not involve a significant increase in the amount of roof and hardstand surfaces at the site. Any stormwater generated by the new structures will be required to be managed in a manner that is suitable for the site, in accordance with Council's subdivision and development code, as a condition of consent. It is expected that post-development runoff levels will not exceed pre-development levels.

7.6 - Groundwater Vulnerability

This clause seeks to protect hydrological functions of groundwater systems and protect resources from both depletion and contamination. Orange has a high-water table and large areas of the LGA, including the subject site, are identified with "Groundwater Vulnerability" on the Groundwater Vulnerability Map. This requires that Council consider:

- (a) *whether or not the development (including any onsite storage or disposal of solid or liquid waste and chemicals) is likely to cause any groundwater contamination or have any adverse effect on groundwater dependent ecosystems, and*
- (b) *the cumulative impact (including the impact on nearby groundwater extraction for potable water supply or stock water supply) of the development and any other existing development on groundwater.*

Furthermore, consent may not be granted unless Council is satisfied that:

- (a) *the development is designed, sited and will be managed to avoid any significant adverse environmental impact, or*
- (b) *if that impact cannot be reasonably avoided - the development is designed, sited and will be managed to minimise that impact,*
- (c) *if that impact cannot be minimised - the development will be managed to mitigate that impact.*

The proposal is not anticipated to involve the discharge of toxic or noxious substances and is therefore unlikely to contaminate the groundwater or related ecosystems. The proposal does not involve extraction of groundwater and will therefore not contribute to groundwater depletion.

Clause 7.11 - Essential Services

Clause 7.11 applies and states:

Development consent must not be granted to development unless the consent authority is satisfied that any of the following services that are essential for the proposed development are available or that adequate arrangements have been made to make them available when required:

- (a) the supply of water,*
- (b) the supply of electricity,*
- (c) the disposal and management of sewage,*
- (d) storm water drainage or onsite conservation,*
- (e) suitable road access.*

In consideration of this clause, all utility services are available to the land and adequate for the proposal.

STATE ENVIRONMENTAL PLANNING POLICIES**State Environmental Planning Policy (Resilience and Hazards) 2021**

State Environmental Planning Policy (Resilience and Hazards) 2021 is applicable. Pursuant to Clause 4.6 *Contamination and remediation to be considered in determining development application:*

- (1) A consent authority must not consent to the carrying out of any development on land unless:*
 - (a) it has considered whether the land is contaminated, and*
 - (b) if the land is contaminated, it is satisfied that the land is suitable in its contaminated state (or will be suitable, after remediation) for the purpose for which the development is proposed to be carried out, and*
 - (c) if the land requires remediation to be made suitable for the purpose for which the development is proposed to be carried out, it is satisfied that the land will be remediated before the land is used for that purpose.*

In light of this clause, the likelihood of site contamination is deemed to be low. Previous development applications in relation to the land for recreational purposes have not raised concerns about the contamination status of the land. Additionally, as part of the subdivision process which split the land to create Lots 31 and 32 DP 1215943, Council was required to ensure that the subject land was suitable for its intended purpose. It is noted that remediation works were required to be carried out as part of this process. Therefore, it is reasonable to conclude that the site is suitable for the proposed use, and no preliminary investigation is necessary to satisfy the requirements of the SEPP as part of this development application.

PROVISIONS OF ANY DRAFT ENVIRONMENTAL PLANNING INSTRUMENT THAT HAS BEEN PLACED ON EXHIBITION 4.15(1)(a)(ii)

There are no draft environmental planning instruments that apply to the subject land or proposed development.

DESIGNATED DEVELOPMENT

The proposed development is not designated development.

INTEGRATED DEVELOPMENT

The proposed development is not integrated development.

PROVISIONS OF ANY DEVELOPMENT CONTROL PLAN s4.15(1)(a)(iii)**Development Control Plan 2004**

Development Control Plan 2004 ("the DCP") applies to the subject land. An assessment of the proposed development against the relevant Planning Outcomes will be undertaken below.

Chapter 11 - Land Used for Open Space and Recreation

According to the controls in this chapter, they mainly apply to the development of community land zoned for open space. The planning outcome for this chapter states that development should adhere to the adopted plan of management that is relevant to the land. However, in the case of Lot 31, it is zoned for private recreational purposes and is held in private ownership by the Orange Waratah Sports Club/ Orange City Rugby Club. Therefore, no plan of management is required as it is not crown land. Similarly, Lot 32 is owned by Orange City Council and is not classified as community land under the Local Government Act, and therefore, no management plan is in place or required.

Further, the DCP refers to the following criteria which should be considered for the development of community land zoned for open space:

- *the need for the proposed development on that land*
- *the impact of the proposed development on the existing or likely future use of the land*
- *how any proposed building complements the use of the land as public open space*
- *whether public use of, and access to, the site will be affected and to what extent land is used in accordance with the relevant adopted plan of management*

While the DCP criteria for development of community land zoned for open space are not technically relevant in the case of Lots 31 and 32, it is still important to consider these matters. These matters are addressed below:

- The proposed works are part of the continued development of the Waratah Sports Club as a significant sporting, recreational, and social venue in the area. The club has been expanding and improving its facilities over time to provide better services and experiences for its members and the wider community. The proposed development, which includes a new amenities building and light towers, is part of this ongoing evolution and is aimed at improving the quality of facilities available to members and visitors.

5.4 Development Application DA 292/2022(1) - Orange Waratah Sports Club - Orange City Rugby Club - 34 and 36 Telopea Way

- The proposed development is not expected to impact the existing or future use of the land. The development will not change the use of the land as a sports ground, and the amenities building, light towers and grandstand alterations will complement this use.
- The proposed amenities building, light towers and grandstand alterations have been designed to complement the use of the land as a public open space. The amenities building will provide necessary facilities for users of the sports ground, including changerooms, toilets, and storage. The light towers will enable extended hours of use and provide better visibility during evening/night-time sporting events. The grandstand alterations, amenities building, and light towers will enhance the overall experience for users of the sports ground.
- The proposed development will not affect public use of or access to the site. The sports ground(s) will continue to be accessible to the public, and the amenities building, and light towers will improve the facilities available for public use. As Lots 31 and 32 are not Community land, there are no relevant adopted plans of management for these sites. However, the proposed development aligns with the objectives of the relevant zoning for each lot.

Chapter 15 - Car Parking

The DCP does not prescribe specific car parking requirements for recreational areas. Notwithstanding, the proposed development is unlikely to have a significant impact on existing parking for the facility or create demand for more parking. The focus of the development is on improving the sporting grounds and its amenities rather than increasing the demand for car parking i.e., the proposed development does not involve the construction of new sporting fields or introduce any new elements which would generate a marked increase in parking.

The addition of new amenities such as players change rooms and toilet building may encourage more regular use of the facilities, but it is not expected to significantly alter the existing demand for parking across the precinct. Similarly, while the additional grandstand seating (approx. 50m²) is expected to enhance the spectator experience for existing sporting events, any increase in attendance from the additional seating is difficult to quantify due to various factors beyond the control of the development such as weather conditions, popularity of the event, and competing events or activities that can influence attendance.

It is considered that the additional grandstand seating is likely to accommodate existing spectators that currently utilise grassed viewing areas. The proposed lighting plan includes additional lights for fields that are already illuminated, indicating that evening use and its associated parking demand have already been considered and planned for. As such, the new lighting devices are expected to enhance the existing lighting infrastructure and functionality, rather than substantially increasing parking demand during evening hours.

PROVISIONS PRESCRIBED BY THE REGULATIONS s4.15(1)(a)(iv)

The proposed development is not contrary to any matters prescribed by the regulations. Relevant conditions of consent are attached in relation to demolition works.

THE LIKELY IMPACTS OF THE DEVELOPMENT s4.15(1)(b)**Context and Setting**

The proposed development is intended to be in coordination with the recreational character of the area and is not expected to alter the primary use of the land. The context and setting of the land support the proposed alterations and additions, new amenities, and lighting devices, as they aim to improve the existing recreational facilities and enhance the overall experience for users. The developments are considered ancillary to the recreational use of the land, and their integration is expected to blend well with the existing character and setting of the area. Overall, the proposed developments are designed to complement and enhance the recreational precinct, rather than change it into something else.

Built Form and Visual Impacts

The proposed alterations and additions to the grandstand have been thoughtfully designed to ensure that they integrate with the existing building and surrounding area. By adopting the same wall height, roof pitch, and external finishes as the existing building, the proposed works will maintain consistency and ensure that the development is in coordination with the existing built form. The fact that the alterations and additions are generally contained within the same building footprint is also positive, as it helps to avoid any unnecessary visual disruption to the area. These design choices are likely to have a positive impact on the character of the area and ensure that the proposed works complement and enhance the existing facilities.

Regarding the visual impact of the grandstand alterations and additions, it is expected that they will have a minimal impact on the surrounding area. The proposed works have been designed to blend seamlessly with the existing facilities and the sporting precinct as a whole. They are not expected to cause any significant concerns visually and are likely to improve the overall usability of the grandstand. The improvements to spectator amenities will also benefit users, further demonstrating the thoughtful and well-suited design approach.

Similarly, the proposed amenities building has also been well-designed with a focus on maintaining consistency with the surrounding area. The building's size is appropriate for the location and the proposed use of muted tones for the roof and wall sheeting will help the building to blend with the surroundings. The existing vegetation along the northern boundary will also help to screen and soften the building's appearance when viewed from neighbouring residential properties. Additionally, the proponent's offer of additional landscaping to mitigate any potential visual impacts is a positive addition. The site inspection by staff confirms that the building will have a low visual impact on the surrounding area.

Lastly, the proposed light poles are not expected to cause any significant visual impacts in the area. Given the commonly accepted presence of sports grounds and light poles in this recreational setting, the proposed three light poles are a reasonable addition. They have been thoughtfully designed and placed to enhance the safety and functionality of the grounds during off-peak hours and are unlikely to cause any significant concerns visually. Overall, the built form and visual impact assessment of the proposal demonstrate a careful consideration of design, location, and surrounding context, resulting in a positive impact on the area.

Lighting and Glare ImpactsLighting Design Overview & Contextual Factors

The proposed development includes the installation of three new light towers, two of which will be 22m in height, while the other will be 18m tall. Each light pole would have three floodlights, and each floodlight would have an output capacity of 960 watts. These light towers are intended to provide additional illumination to the already existing sports fields. Currently, the fields are lit by two 22m high light poles and one 18m high light pole located along the eastern side of the fields. The proposed new light towers are strategically placed to provide uniform and consistent lighting across the fields, enhancing visibility and safety during evening use. The applicant advises that the existing light fittings on existing towers will be re-aimed as part of the proposal.

The application has been supported by a comprehensive light assessment conducted by a qualified lighting engineer. This assessment takes into account various factors, including Australian standards and modelling of impacts/computer rendition of the light spread. All lighting designs and calculations are only accepted if undertaken using a recognised lighting design programme. In this case, the consultant utilised AGi32, which is understood to be the most accepted design program. The assessment has been conducted with the aim of ensuring that the proposed lighting design meets the necessary safety and functionality requirements while minimising any potential impact on the surrounding environment. The assessment provides a detailed analysis of the proposed lighting scheme, including the location and height of the new light towers, the type of lighting fixtures to be used, and the proposed operating times.

According to the lighting engineer, the installation of the lighting poles is subject to three categories under AS4282. The first category is environmental zones (Figure 6), which are determined based on the location of the installation. For this application, the engineer has determined that the Zone A3 Medium District Brightness is the most suitable given the location and context of the site. The second category that the lighting engineer considers is the curfew or non-curfew installation. Curfew installations refer to installations that remain illuminated after a certain time, usually after 11pm, and typically apply to installations without switching such as container terminals, airports, roadways, and industrial facilities. Non-curfew installations, on the other hand, refer to installations that are switched and will not be illuminated after a certain time, and typically apply to car parks, commercial premises, community facilities, etc. The maximum allowable lux levels on the face of neighbouring buildings under these categories are 2 lux for curfew installations and 10 lux for non-curfew installations (Figure 7).

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ENVIRONMENTAL ZONES		
Zones	Description	Examples
A0	Intrinsically dark	UNESCO Starlight Reserve. IDA Dark Sky Parks. Major optical observatories No road lighting - unless specifically required by the road controlling authority
A1	Dark	Relatively uninhabited rural areas No road lighting - unless specifically required by the road controlling authority
A2	Low district brightness	Sparsely inhabited rural and semi-rural areas
A3	Medium district brightness	Suburban areas in towns and cities
A4	High district brightness	Town and city centres and other commercial areas Residential areas abutting commercial areas
TV	High district brightness	Vicinity of major sports stadium during TV broadcasts
V	Residences near traffic routes	Refer AS/NZS1158.1.1
R1	Residences near local roads with significant setback	Refer AS/NZS 1158.3.1
R2	Residences near local roads	Refer AS/NZS 1158.3.1
R3	Residences near a roundabout or local area traffic management device	Refer AS/NZS 1158.3.1
RX	Residences near a pedestrian crossing	Refer AS/NZS 1158.4

NOTE: Recreational areas are not considered commercial.

Figure 6 - environmental zones

TABLE 3.2 MAXIMUM VALUES OF LIGHT TECHNICAL PARAMETERS					
Zones	Vertical illuminance levels (E_v) lx		Threshold increment (TI)		Sky glow
	Non-curfew	Curfew	%	Default adaptation level (L_{ad})	Upward light ratio
A0	See Note 1	0	N/A	N/A	0
A1	2	0.1	N/A	N/A	0
A2	5	1	20%	0.2	0.01
A3	10	2	20%	1	0.02
A4	25	5	20%	5	0.03
TV	See Table 3.4	N/A	20%	10	0.08
V	N/A	4	Note 2	Note 2	Note 2
R1	N/A	1	20%	0.1	Note 3
R2	N/A	2	20%	0.1	Note 3
R3	N/A	4	20%	0.1	Note 3
RX	N/A	4	20%	5	Note 4

Figure 7 - lighting parameters

In this case, the lighting engineer has determined that a Non-Curfew installation is appropriate. This means that the lighting will not be illuminated after a certain time, and the maximum allowed brightness to adjoining properties is 10 lux.

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The calculations for the lighting levels are measured up to the height of the top of facing windows, which is a method for determining the potential impact on neighbouring properties as set out in the Australian standard. In urban environments nearly all dwellings have background luminance levels of around 8-10 lux, even under the most un-illuminated conditions, due to the effects of household lighting, car headlights, street lighting and the like.

The third category relates to limits. There are two limits to be considered - L1 new installations and L2 upgraded/modified installation. The lighting engineer has advised that the installation falls under the L2 category as it is considered an upgrade/modified installation due to the presence of existing lighting and poles, rather than a new installation (L1).

Assessment of Lighting Impacts on Surrounding Areas and Mitigation

The proposed lighting design has been analysed through AGi32 simulation, and compliance with the Australian Standard has been demonstrated, indicating minimal adverse impact on neighbouring properties. The modelling data shows light intensity beyond the desired illumination area, referred to as light spillage, which is calculated to fall below the allowable 10 lux for all neighbouring properties. Even the most affected properties, such as 7 Onyx Place and 35 Emerald Street, will receive a luminance level of 3.6 Lux and 8 and 9 Onyx Place at 4.0 lux on the face of the building, respectively, which is below half the allowable limit. It should be noted that even the permitted 10 lux is significantly less than what a streetlight would emit. Figure 8 shows the computer rendition of the light spread indicating the cut-off of the lighting.

It is important to consider that the simulation results are based solely on the design software's calculations and do not account for any intervening elements that could further reduce the impact of the lighting on neighbouring properties. Factors such as fencing, vegetation or other barriers can provide additional screening and reduce the amount of light spill, which may result in lower actual lux levels than those predicted by the simulation. In this case, the boundaries are fully fenced with solid panelling at a height of 1.5-1.8m, and partially landscaped with sections comprising dense hedging. The proponent has also committed to increasing planting as discussed above. Therefore, these elements are likely to reduce light spillage and glare impacts at adjoining properties.

The compliance report includes an assessment of luminous intensity, which measures the amount of light emitted in a particular direction. The maximum allowable luminous intensity for the proposed lighting installation is 25,000 Cd under the standard. The report indicates that all locations tested being nearby sensitive receivers, passed this requirement, with luminous intensity levels falling under 25,000 Cd. While luminous intensity is only reported as a "Pass" or "Fail," and thus difficult to determine the exact impact on specific properties, the fact that all locations are within the acceptable range indicates that the proposed lighting design meets the requirements for maximum allowable luminous intensity.

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It is important to note that luminous intensity is a separate measure from lux levels and provides additional information on the directionality and brightness of the light¹. However, in this case, the results indicate that the proposed lighting design meets the requirements for both maximum allowable lux levels and luminous intensity.

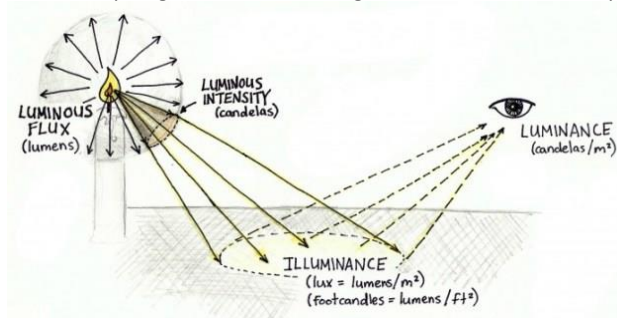


Figure 8 - proposed light spread

Lastly, the report confirms that the proposed lighting design complies with the maximum allowable Upward Waste Light Ratio (UWLR), producing only 0.2% waste. A higher UWLR indicates more waste light being emitted into the sky, which contributes to light pollution. The Australian Standard sets the maximum allowable UWLR at 2.0% of the average light levels at ground level, and the proposed design's UWLR is well below this limit.

The compliance result is a combination of various factors, including ensuring the light is deliberately asymmetric, directing only towards the task area, the use of appropriate light fittings, and careful consideration of the placement of the light sources.

¹ Lux (lx) and candela (cd) are both units of measurement related to light, but they measure different aspects of light. Lux measures the amount of light that is received on a surface, specifically the amount of light per unit area. This is also known as illuminance. Lux is often used to measure the brightness of a light source, or the amount of light received by a specific area. Candela, on the other hand, measures the intensity of light emitted in a particular direction by a light source, also known as luminous intensity. Candela is often used to measure the brightness of a specific point in space, such as a light beam or a spotlight. Refer to the diagram below for a visual explanation:



In terms of mitigation measures, the DA documentation mentions several strategies that have been incorporated into the lighting design to minimise any negative impacts on the surrounding environment. These include:

1. The use of next-generation flood lights with Back-Light Control Lens Technology, which includes built-in cut-off fixtures to direct the light downward and prevent excessive light from spilling into neighbouring properties or the night sky.
2. Careful consideration of the placement and orientation of the light sources to ensure that the light is directed only where it is needed and does not cause unreasonable glare or other visual impacts.
3. The incorporation of vegetation, such as hedges or trees along boundaries, to provide additional screening and reduce light spillage.

In addition to the above, it is recommended that Council impose a curfew on the usage of lights, with no use permitted after 9pm, consistent with other approvals for developments of this nature. Furthermore, commissioning of the installation will be required prior to the issuance of an occupation certificate. These mitigation measures have been implemented to ensure that the proposed lighting design is both environmentally responsible and compliant with the Australian Standard.

Noise Impacts

The proposed development is not anticipated to have any significant impact on noise levels, as the existing fields are already illuminated and have been used in the evenings for some time. The addition of supplementary lighting is not expected to cause any additional noise. Similarly, the noise generated by spectators using the additional seating within the grandstand is not expected to be significant, as the additional seating is likely to accommodate existing spectators who currently use grassed viewing areas. Moreover, any noise generated by spectators is expected to be intermittent, reducing the potential for significant impacts beyond the immediate vicinity.

It is worth noting that the precinct is subject to an Operational Noise Management Plan. The plan requires the Club to inform the surrounding residents and the Council annually of the proposed operation of the site for the next year, including details of training and competition calendars, dates and times of any special events, hours of operation of the site, and a contact number for the site manager (or nominated responsible representative) for any complaints. The Plan also outlines a process for managing noise complaints, where all complaints are investigated, validated complaints are mitigated, and responses are provided within one day. Records of noise complaints and responses are also required to be provided to the Council. It is understood that the plan is required to be reviewed annually and updated throughout the year as necessary to ensure effective management of noise impacts.

THE SUITABILITY OF THE SITE s4.15(1)(c)

The suitability of the site for the proposed development has been assessed and it is determined to be appropriate. The development aligns with the current established recreational use of the land and the environmental assessment conducted indicates that there will be no significant adverse impacts as a result of the proposal.

ANY SUBMISSIONS MADE IN ACCORDANCE WITH THE ACT s4.15(1)(d)

The proposed development was notified in accordance with the Community Participation Plan 2019. No submissions were received at the end of the exhibition period.

PUBLIC INTEREST s4.15(1)(e)

The proposed development is considered to be in the public interest as it provides improved recreational facilities for the community while maintaining the character and integrity of the local area without any unreasonable impact on the environment.

INTERNAL REFERRAL ADVICE


The requirements of the Environmental Health and Building Surveyor and the Engineering Development Section are included in the attached Notice of Determination.

SUMMARY

The proposed development is permissible with the consent of Council. The proposed development complies with the relevant aims, objectives, and provisions of Orange LEP 2011 (as amended) and DCP 2004. A Section 4.15 assessment of the development indicates that the development is acceptable in this instance. Attached is a draft Notice of Approval outlining a range of conditions considered appropriate to ensure that the development proceeds in an acceptable manner.

ATTACHMENTS

- 1 Notice of Approval, D23/14787 [↓](#)
- 2 Plans, D23/8730 [↓](#)
- 3 Light spill diagrams, D23/14943 [↓](#)

	ORANGE CITY COUNCIL Development Application No DA 292/2022(1) NA23/98 Container PR27227
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NOTICE OF DETERMINATION OF A DEVELOPMENT APPLICATION

issued under the *Environmental Planning and Assessment Act 1979*
Section 4.18

Development Application

Applicant Name: Waratah Sports Club
Applicant Address: C/- Peter Basha Planning & Development
PO Box 1827
ORANGE NSW 2800
Owner's Name: Orange Waratah Sports Club Limited
Land to Be Developed: Lots 31 and 32 DP 1215943 - 34 and 36 Telopea Way, Orange
Proposed Development: Recreation Facility (outdoor) (alterations and additions to grandstand, construction of amenities building and new lighting)

Building Code of Australia building classification:

Class to be determined by Certifier

Determination made under Section 4.16

Made On: 21 March 2023
Determination: **CONSENT GRANTED SUBJECT TO CONDITIONS DESCRIBED BELOW:**

Consent to Operate From: 22 March 2023
Consent to Lapse On: 22 March 2028

Terms of Approval

The reasons for the imposition of conditions are:

- (1) To ensure a quality urban design for the development which complements the surrounding environment.
- (2) To maintain neighbourhood amenity and character.
- (3) To ensure compliance with relevant statutory requirements.
- (4) To provide adequate public health and safety measures.
- (5) Because the development will require the provision of, or increase the demand for, public amenities and services.
- (6) To ensure the utility services are available to the site and adequate for the development.
- (7) To prevent the proposed development having a detrimental effect on adjoining land uses.
- (8) To minimise the impact of development on the environment.

Conditions

- (1) The development must be carried out in accordance with:
 - (a) The approved stamped plans prepared by McKinnon Design (6 Sheets)
 - (b) The approved stamped plans prepared by Tigerlight, numbered 1-2, and dated 2 February 2023 (2 sheets)
 - (b) Statements of environmental effects or other similar associated documents that form part of the approval

as amended in accordance with any conditions of this consent.

NOTICE OF DETERMINATION OF DEVELOPMENT APPLICATION NO DA 292/2022(1)

2

Conditions (cont)

PRESCRIBED CONDITIONS

- (2) All building work must be carried out in accordance with the provisions of the Building Code of Australia.
- (3) A sign is to be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:
 - (a) showing the name, address and telephone number of the principal certifying authority for the work, and
 - (b) showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
 - (c) stating that unauthorised entry to the site is prohibited.Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out.

PRIOR TO THE ISSUE OF A CONSTRUCTION CERTIFICATE

- (4) **Payment of contributions for water, sewer and drainage works** is required to be made at the contribution rate applicable at the time that the payment is made. The contributions are based on 2.0 ETs for water supply headworks and 2.0 ETs for sewerage headworks. A Certificate of Compliance, from Orange City Council in accordance with the *Water Management Act 2000*, will be issued upon payment of the contributions.

This Certificate of Compliance is to be submitted to the Principal Certifying Authority prior to the issuing of a Construction Certificate.
- (5) An approval under Section 68 of the *Local Government Act* is to be sought from Orange City Council, as the Water and Sewer Authority, for alterations to water and sewer. No plumbing and drainage is to commence until approval is granted.
- (6) The applicant is to submit a waste management plan that describes the nature of wastes to be removed, the wastes to be recycled and the destination of all wastes. All wastes from the demolition and construction phases of this project are to be deposited at a licensed or approved waste disposal site.
- (7) A detailed landscaping plan, including details of mitigating buffer vegetation between the proposed development hereby approved and neighbouring residential properties, is to be submitted to, and approved by, Council's Manager Development Assessment prior to the issuing of a construction certificate.

PRIOR TO WORKS COMMENCING

- (8) A Construction Certificate application is required to be submitted to, and issued by Council/Accredited Certifier prior to any excavation or building works being carried out onsite.
- (9) A temporary onsite toilet is to be provided and must remain throughout the project or until an alternative facility meeting Council's requirements is available onsite.
- (10) Soil erosion control measures shall be implemented on the site.

DURING CONSTRUCTION/SITEWORKS

- (11) Any adjustments to existing utility services that are made necessary by this development proceeding are to be at the full cost of the developer.

NOTICE OF DETERMINATION OF DEVELOPMENT APPLICATION NO DA 292/2022(1)

3

Conditions (cont)**During construction/siteworks (cont)**

- (12) All construction/demolition work on the site is to be carried out between the hours of 7.00am and 6.00pm Monday to Friday inclusive, and 8.00am to 1.00pm on Saturdays. No construction/demolition work is permitted to be carried out on Sundays or Public Holidays. Written approval must be obtained from the Chief Executive Officer of Orange City Council to vary these hours.
- (13) All construction works are to be strictly in accordance with the Reduced Levels (RLs) as shown on the approved plans.
- (14) All materials on site or being delivered to the site are to be contained within the site. The requirements of the *Protection of the Environment Operations Act 1997* are to be complied with when placing/stockpiling loose material or when disposing of waste products or during any other activities likely to pollute drains or watercourses.
- (15) Building demolition is to be carried out in accordance with *Australian Standard 2601:2001 - The Demolition of Structures* and the requirements of Safe Work NSW.
- (16) Asbestos containing building materials must be removed in accordance with the provisions of the *Work Health and Safety Act 2011* and any guidelines or Codes of Practice published by Safe Work NSW, and disposed of at a licenced landfill in accordance with the requirements of the NSW EPA.
- (17) All outdoor lighting must be installed in accordance with the Australian Standard AS4282:2019: *Control of the Obtrusive effects of outdoor lighting*.

PRIOR TO THE ISSUE OF AN OCCUPATION CERTIFICATE

- (18) No person is to use or occupy the building or alteration that is the subject of this approval without the prior issuing of an Occupation Certificate.
- (19) The owner of the building/s must cause the Council to be given a Final Fire Safety Certificate on completion of the building in relation to essential fire or other safety measures included in the schedule attached to this approval.
- (20) Where Orange City Council is not the Principal Certifying Authority, a final inspection of water connection, sewer and stormwater drainage shall be undertaken by Orange City Council and a Final Notice of Inspection issued, prior to the issue of a final Occupation Certificate.
- (21) Prior to the issue of an Occupation Certificate, commissioning of all lighting installations approved under this consent is to be undertaken by a suitably qualified lighting consultant. The commissioning of the lighting installations must verify compliance with AS4282:2019: *Control of the Obtrusive effects of outdoor lighting* and any conditions contained with this consent. The proponent must furnish a copy of the commissioning report to Council and Principal Certifying Authority.
- (22) Landscaping shall be installed in accordance with the approved plans prior to the issuing of any Occupation Certificate, and shall be permanently maintained thereafter to the satisfaction of Council's Manager Development Assessment.
- (23) All of the foregoing conditions are to be at the full cost of the developer and to the requirements and standards of the Orange City Council Development and Subdivision Code, unless specifically stated otherwise. All work required by the foregoing conditions is to be completed prior to the issuing of an Occupation Certificate, unless stated otherwise.

NOTICE OF DETERMINATION OF DEVELOPMENT APPLICATION NO DA 292/2022(1)

4

Conditions (cont)

MATTERS FOR THE ONGOING PERFORMANCE AND OPERATION OF THE DEVELOPMENT

- (24) The owner is required to provide to Council and to the NSW Fire Commissioner an Annual Fire Safety Statement in respect of the fire-safety measures, as required by Clause 177 of the *Environmental Planning and Assessment Regulation 2000*.
- (25) The use of all external lighting approved under this consent is prohibited before 9am and after 9pm on any day.

Other Approvals

- (1) *Local Government Act 1993* approvals granted under Section 68.
- Nil
- (2) General terms of other approvals integrated as part of this consent.
- Nil

Right of Appeal

If you are dissatisfied with this decision, Section 8.7 of the *Environmental Planning and Assessment Act 1979* gives you the right to appeal to the Land and Environment Court. Pursuant to Section 8.10, an applicant may only appeal within 6 months after the date the decision is notified.

Disability Discrimination Act 1992:

This application has been assessed in accordance with the *Environmental Planning and Assessment Act 1979*. No guarantee is given that the proposal complies with the *Disability Discrimination Act 1992*.

The applicant/owner is responsible to ensure compliance with this and other anti-discrimination legislation.

The *Disability Discrimination Act* covers disabilities not catered for in the minimum standards called up in the Building Code of Australia which references AS1428.1 - "Design for Access and Mobility". AS1428 Parts 2, 3 and 4 provides the most comprehensive technical guidance under the *Disability Discrimination Act* currently available in Australia.

Disclaimer - S88B of the Conveyancing Act 1919 - Restrictions on the Use of Land:

The applicant should note that there could be covenants in favour of persons other than Council restricting what may be built or done upon the subject land. The applicant is advised to check the position before commencing any work.

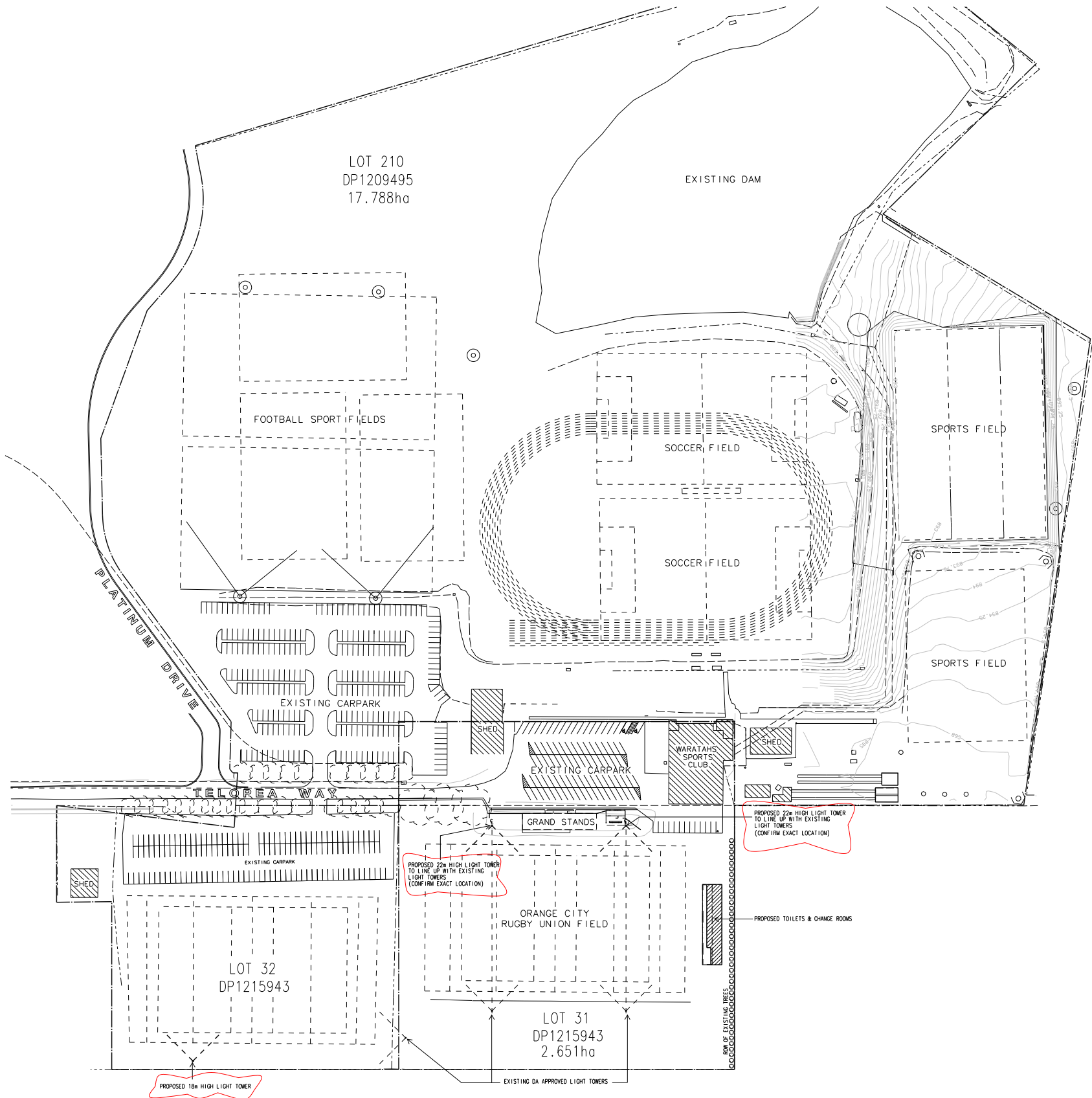
Signed:

On behalf of the consent authority **ORANGE CITY COUNCIL**

Signature:

Name: PAUL JOHNSTON MANAGER DEVELOPMENT ASSESSMENTS

Date: 22 March 2023



SITE PLAN 1:1000 (A1)

DEVELOPMENT
APPLICATION ONLY
THIS DRAWING IS NOT TO BE
USED FOR CONSTRUCTION

C	LIGHT POLE HEIGHTS ADDED/SHOWN (CLOUDED)	20/09/2022
B	GENERALLY AMENDED	15/08/2022
A	CHANGE ROOM LAYOUT AMENDED	03/03/2022
no.	description	date
amendments		
© copyright - mckinnon design	DO NOT SCALE	

GENERAL NOTES:
1 - All dimension shown in millimeters unless noted otherwise.
2 - DO NOT SCALE from drawing. If in doubt ask.
3 - All dimension and levels are to be confirmed on site prior to construction.
4 - Concrete slab & footings to be designed in accordance with AUSTRALIAN STANDARD 2870 - 1996.
5 - All structural elements to be designed by a practicing structural engineer.
6 - All timber used in the building shall be strictly in accordance with the provisions of AUSTRALIAN STANDARD 1684-1992, NATIONAL TIMBER FRAMING CODE, unless a certificate from a practicing

structural engineer is submitted to council certifying that the building has been designed to withstand the most adverse combination of loads to which it will be subjected.
7 - Construction of any stairways and balustrades shall comply with the requirements of the BUILDING CODE OF AUSTRALIA.
8 - All plumbing and drainage work is to comply with the requirements of AUSTRALIAN STANDARD 3500-NATIONAL PLUMBING AND DRAINAGE CODE and the NEW SOUTH WALES CODE OF PRACTICE PLUMBING AND DRAINAGE.
9 - Protection of the building from attack by termites is to be carried out in accordance with the provisions of the BUILDING CODE OF AUSTRALIA and or AUSTRALIAN STANDARD 3680.1-1995 PROTECTION OF BUILDINGS FROM SUBTERRANEAN TERMITES.



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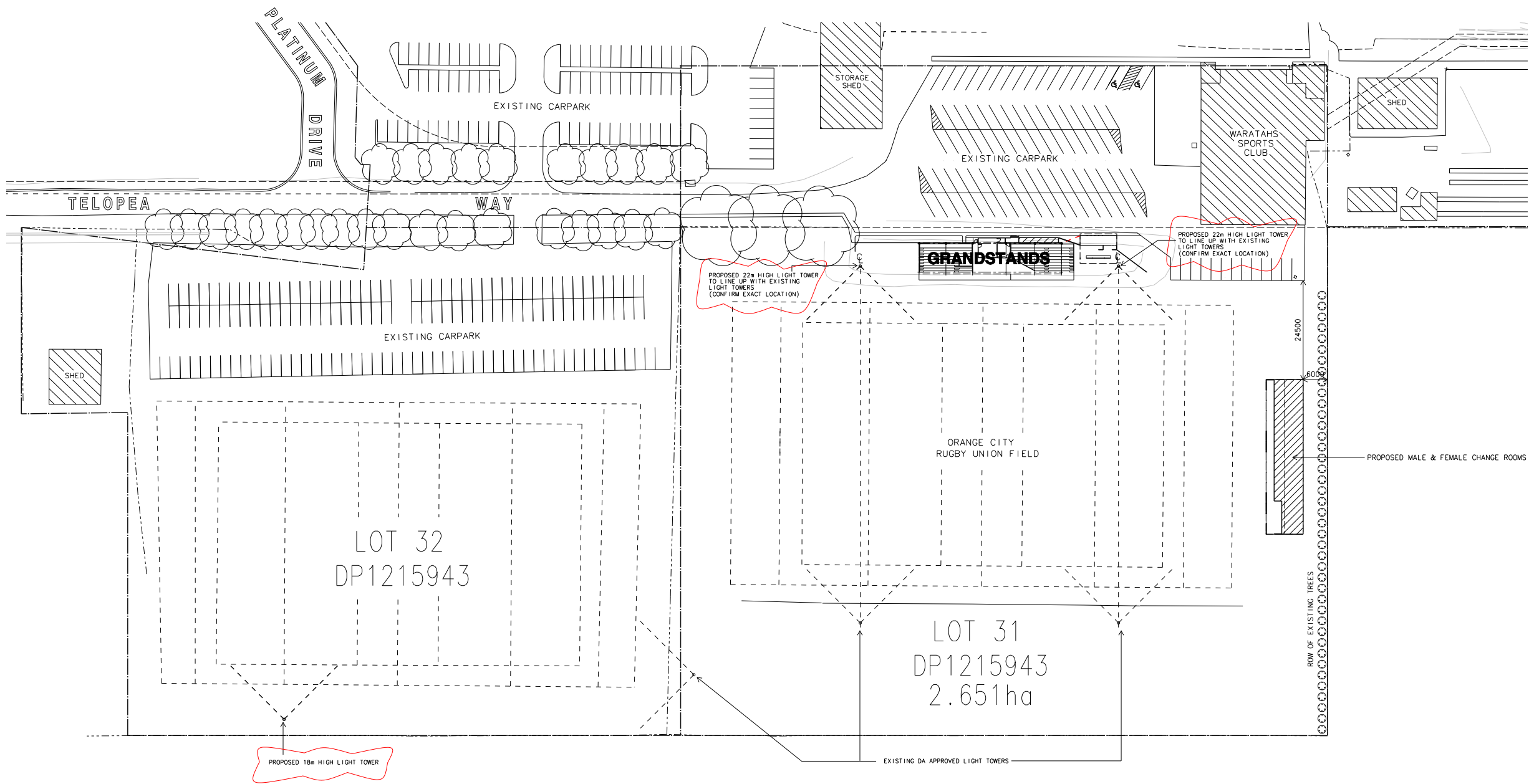
project:
PROPOSED GRANDSTAND
AT "PRIDE PARK", WARATAHS
SPORTS CLUB, TELOPEA WAY,
ORANGE, N.S.W.

client:
ORANGE CITY RUGBY CLUB
title:
SITE PLAN & PROPOSED
CHANGE ROOM PLANS



P 02 6888 1780
182 NITE STREET,
PO BOX 1925
ORANGE NSW 2800
E info@mckinnondesign.com.au
CORNWOOD PTY LTD
ABN 24 074 428 798

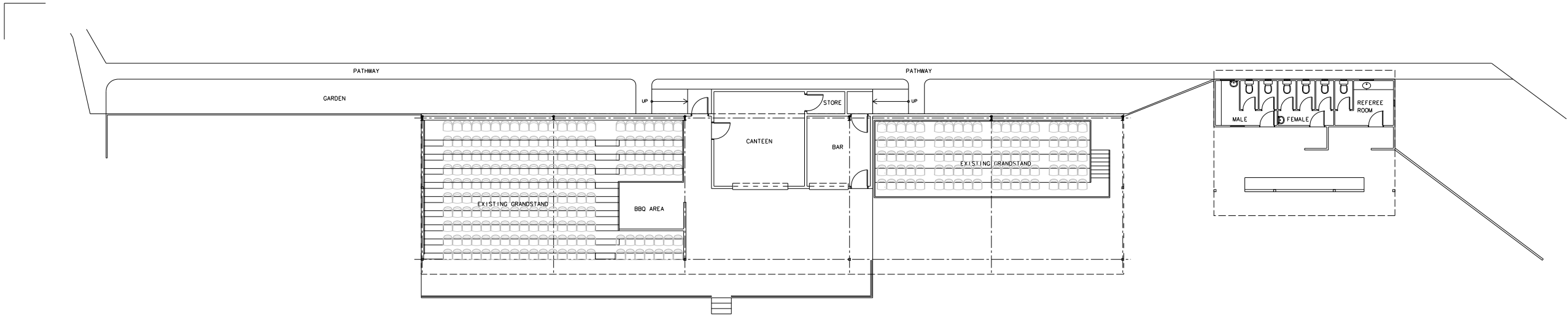
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drawn:	L.B	job no:	21094
dra no:	01	issue:	C



PART PLAN 1:500 (A1)

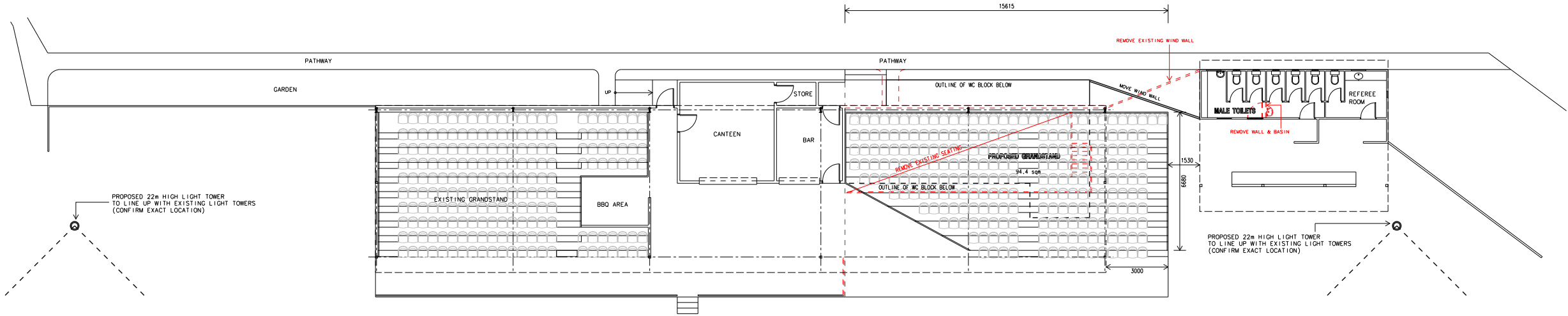
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<table border="1"><tr><td>C</td><td>LIGHT POLE HEIGHTS ADDED/SHOWN (CLOUDED)</td><td>20/09/2022</td></tr><tr><td>B</td><td>GENERALLY AMENDED</td><td>15/08/2022</td></tr><tr><td>A</td><td>CHANGE ROOM LAYOUT AMENDED</td><td>05/03/2022</td></tr><tr><td>no.</td><td>description</td><td>date</td></tr><tr><td colspan="2">amendments</td><td></td></tr><tr><td colspan="2">© copyright - mckinnon design</td><td>DO NOT SCALE</td></tr></table>		C	LIGHT POLE HEIGHTS ADDED/SHOWN (CLOUDED)	20/09/2022	B	GENERALLY AMENDED	15/08/2022	A	CHANGE ROOM LAYOUT AMENDED	05/03/2022	no.	description	date	amendments			© copyright - mckinnon design		DO NOT SCALE	<p>GENERAL NOTES:</p> <p>1 - All dimension shown in millimeters unless noted otherwise. 2 - DO NOT SCALE from drawing. If in doubt ask. 3 - All dimension and levels are to be confirmed on site prior to construction. 4 - Concrete slab & footings to be designed in accordance with AUSTRALIAN STANDARD 2870 - 1996. 5 - All structural elements to be designed by a practicing structural engineer. 6 - All timber used in the building shall be strictly in accordance with the provisions of AUSTRALIAN STANDARD 1684-1992, NATIONAL TIMBER FRAMING CODE, unless a certificate from a practicing structural engineer is submitted to council certifying that the building has been designed to withstand the most adverse combination of loads to which it will be subjected. 7 - Construction of any stairways and balustrades shall comply with the requirements of the BUILDING CODE OF AUSTRALIA. 8 - All plumbing and drainage work is to comply with the requirements of AUSTRALIAN STANDARD 3500-NATIONAL PLUMBING AND DRAINAGE CODE and the NEW SOUTH WALES CODE OF PRACTICE PLUMBING AND DRAINAGE. 9 - Protection of the building from attack by termites is to be carried out in accordance with the provisions of THE BUILDING CODE OF AUSTRALIA and or AUSTRALIAN STANDARD 3650.1-1995 PROTECTION OF BUILDINGS FROM SUBTERRANEAN TERMITES.</p>	<p>project: PROPOSED GRANDSTAND AT 'PRIDE PARK', WARATAH'S SPORTS CLUB, TELOPEA WAY, ORANGE. N.S.W.</p>	<p>client: ORANGE CITY RUGBY CLUB</p> <p>title: PART SITE PLAN</p>	<p>scale: AS NOTED drawn: L.B date: OCT. 2021 job no: 21094 drawn no: 02 issue: B</p> <p>mckinnon design P 02 6888 1780 182 NITE STREET, PO BOX 1925 ORANGE NSW 2800 E info@mckinnondesign.com.au CORNWOOD PTY LTD ABN 24 074 428 798</p>
C	LIGHT POLE HEIGHTS ADDED/SHOWN (CLOUDED)	20/09/2022																					
B	GENERALLY AMENDED	15/08/2022																					
A	CHANGE ROOM LAYOUT AMENDED	05/03/2022																					
no.	description	date																					
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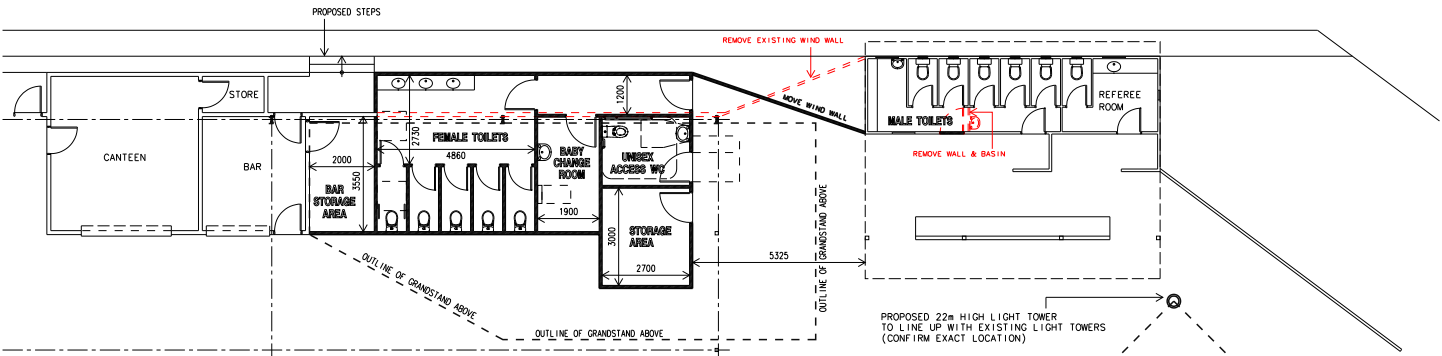
EXISTING FLOOR PLAN 1:100 (A1)

GRANDSTAND COVER	= 284.8 sqm
CANTEEN & BAR AREA	= 39.1 sqm
WC BLOCK & ANNEX	= 40.0 sqm
TOTAL AREA	= 363.9 sqm
GRANDSTAND SEATING	= 136.4 sqm



PROPOSED FLOOR PLAN 1:100 (A1)

GRANDSTAND COVER	= 284.8 sqm
CANTEEN & BAR AREA	= 39.1 sqm
WC BLOCK & ANNEX	= 40.0 sqm
NEW WC BLOCK UNDER GRANDSTAND	= 61.5 sqm
TOTAL AREA	= 425.5 sqm
EXISTING GRANDSTAND SEATING	= 92.1 sqm
PROPOSED GRANDSTAND SEATING	= 94.4 sqm
TOTAL GRANDSTAND SEATING	= 186.5 sqm



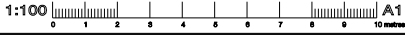
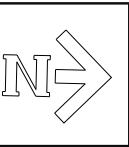
PROPOSED FLOOR PLAN 1:100 (A1)
(UNDER GRANDSTAND)

AREA = 61.1 sqm

**DEVELOPMENT
APPLICATION ONLY**
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no.	description	date
C	LIGHT POLE HEIGHTS ADDED/SHOWN (CLOUDED)	20/09/2022
B	GENERALLY AMENDED	15/08/2022
no.	description	date
amendments		
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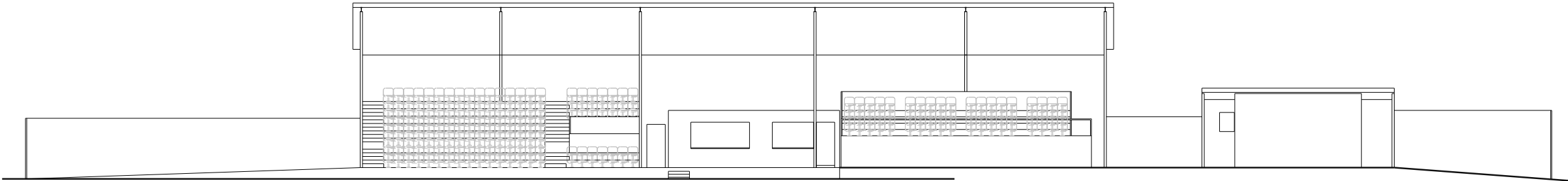
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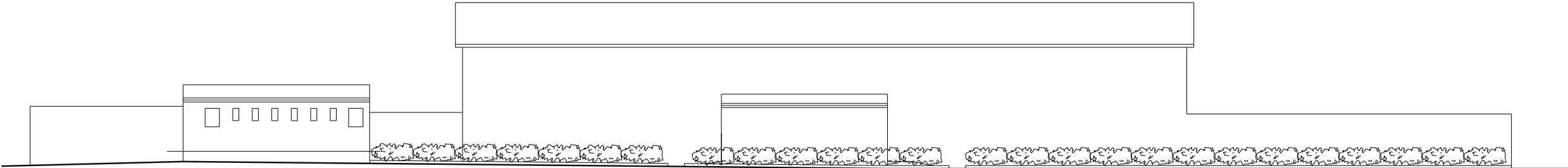
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client:	PROPOSED GRANDSTAND AT "PRIDE PARK", WARATAH'S SPORTS CLUB, TELOPEA WAY, ORANGE. N.S.W.
title:	EXISTING & PROPOSED FLOOR PLANS



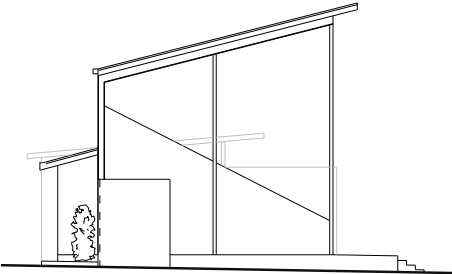
P 02 6888 1780	scale:
182 KITE STREET, PO BOX 1925 ORANGE NSW 2800	AS NOTED
E info@mckinnondesign.com.au	drawn:
CORNWOOD PTY LTD ABN 24 074 428 718	L.B
	date:
	OCT. 2021
	job no:
	21094
	drawn:
	03
	issue:
	B



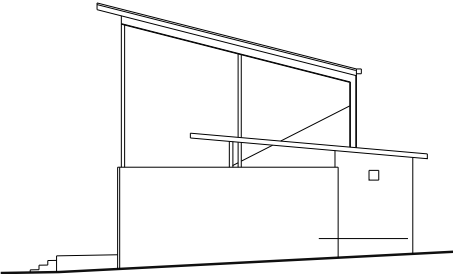
EXISTING EAST ELEVATION 1:100



EXISTING WEST ELEVATION 1:100




EXISTING SOUTH ELEVATION 1:100

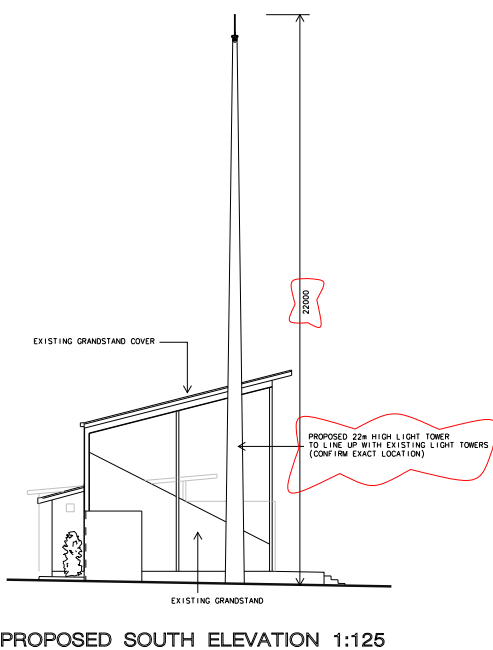
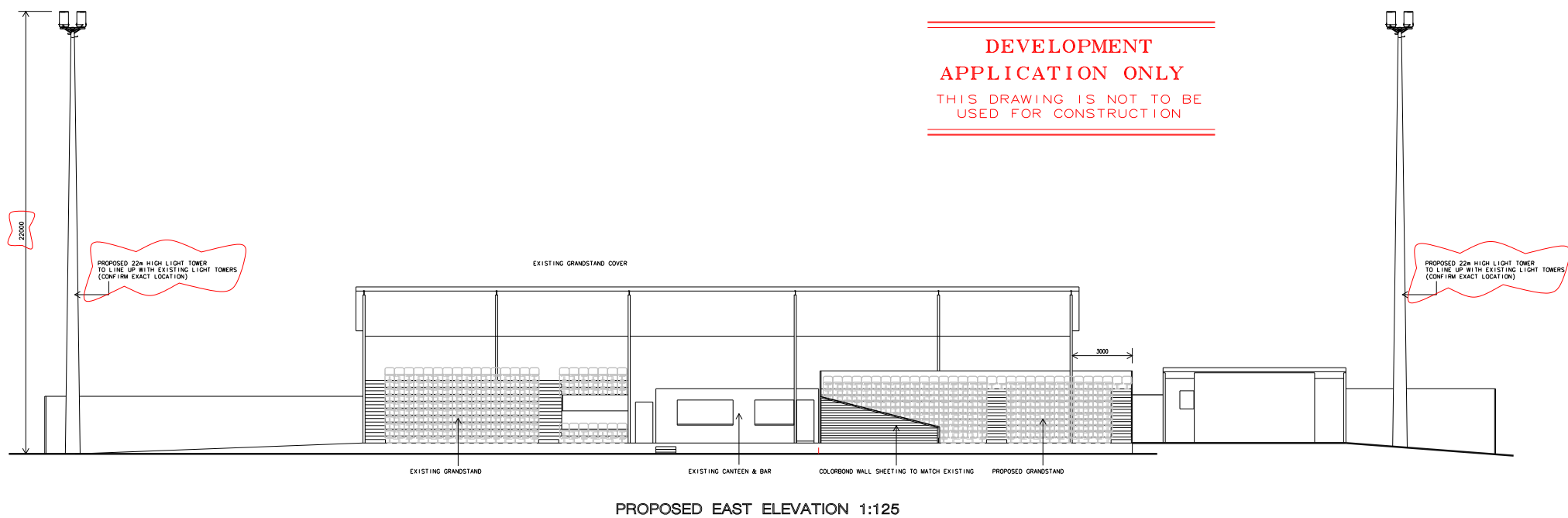
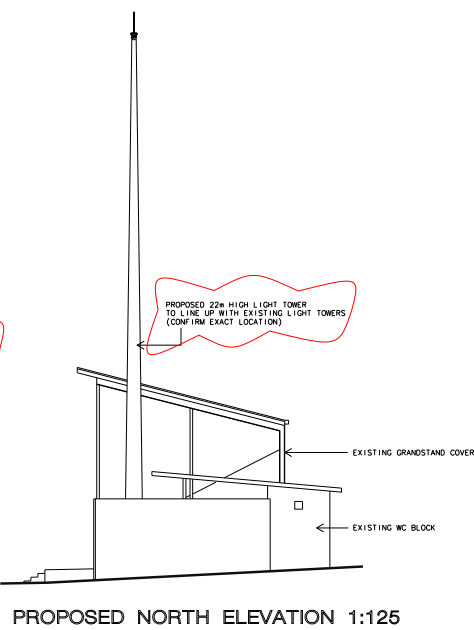
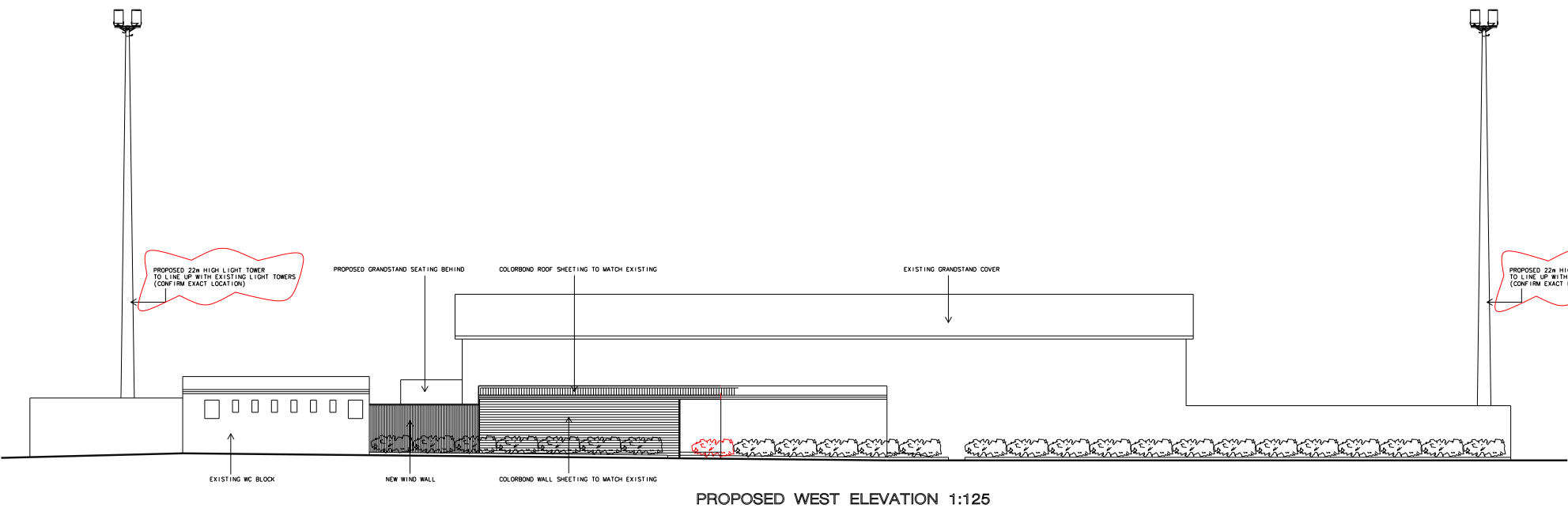


EXISTING NORTH ELEVATION 1:100

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			GENERAL NOTES: 1 - All dimension shown in millimeters unless noted otherwise. 2 - DO NOT SCALE from drawing. If in doubt ask. 3 - All dimension and levels are to be confirmed on site prior to construction. 4 - Concrete slab & footings to be designed in accordance with AUSTRALIAN STANDARD 2870 - 1996. 5 - All structural elements to be designed by a practicing structural engineer. 6 - All timber used in the building shall be strictly in accordance with the provisions of AUSTRALIAN STANDARD 1684-1992, NATIONAL TIMBER FRAMING CODE, unless a certificate from a practicing structural engineer is submitted to council certifying that the building has been designed to withstand the most adverse combination of loads to which it will be subjected. 7 - Construction of any stairways and balustrades shall comply with the requirements of the BUILDING CODE OF AUSTRALIA. 8 - All plumbing and drainage work is to comply with the requirements of AUSTRALIAN STANDARD 3500-NATIONAL PLUMBING AND DRAINAGE CODE and the NEW SOUTH WALES CODE OF PRACTICE PLUMBING AND DRAINAGE. 9 - Protection of the building from attack by termites is to be carried out in accordance with the provisions of THE BUILDING CODE OF AUSTRALIA and or AUSTRALIAN STANDARD 3650.1-1995 PROTECTION OF BUILDINGS FROM SUBTERRANEAN TERMITES.			project: PROPOSED GRANDSTAND AT "PRIDE PARK", WARATAH'S SPORTS CLUB, TELOPEA WAY, ORANGE. N.S.W.	client: ORANGE CITY RUGBY CLUB	 <div>P O2 6888 1780 182 KITE STREET, PO BOX 1925 ORANGE NSW 2800 E info@mckinnondesign.com.au CORNWOOD PTY LTD ABN 24 074 428 798</div>	scale: AS NOTED drawn: L.B date: OCT. 2021 job no: 21094 drg no: 04 issue:
no.	description	date			1:100				
amendments									



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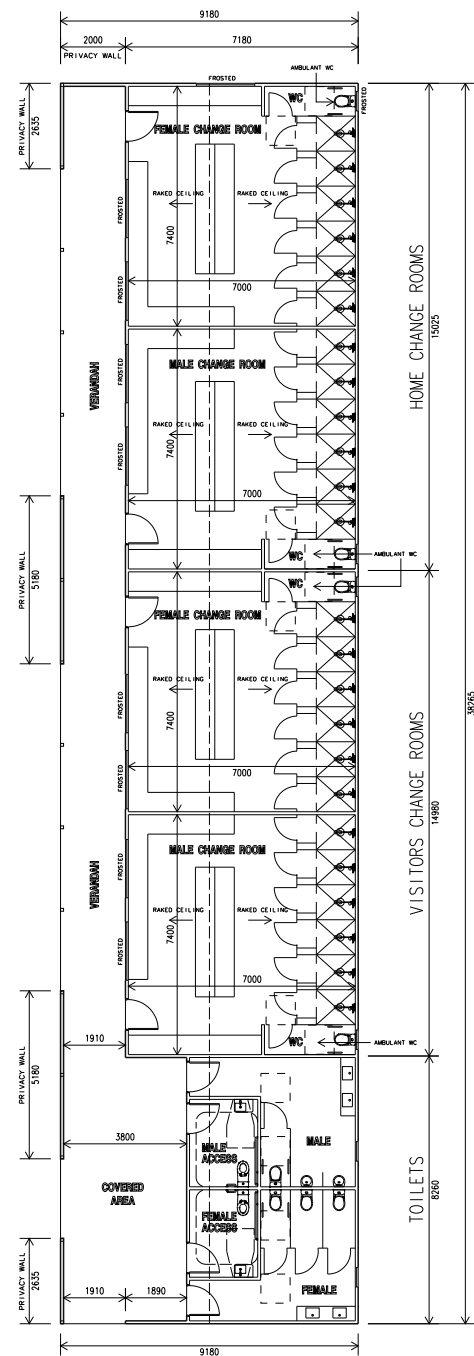
no.	description	date
C	LIGHT POLE HEIGHTS ADDED/SHOWN	20/09/2022
amendments		
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GENERAL NOTES: 1 - All dimension shown in millimeters unless noted otherwise. 2 - DO NOT SCALE from drawing. If in doubt ask. 3 - All dimension and levels are to be confirmed on site prior to construction. 4 - Concrete slab & footings to be designed in accordance with AUSTRALIAN STANDARD 2870 - 1996. 5 - All structural elements to be designed by a practicing structural engineer. 6 - All timber used in the building shall be strictly in accordance with the provisions of AUSTRALIAN STANDARD 1684-1992, NATIONAL TIMBER FRAMING CODE, unless a certificate from a practicing structural engineer is submitted to council certifying that the building has been designed to withstand the most adverse combination of loads to which it will be subjected. 7 - Construction of any stairways and balustrades shall comply with the requirements of the BUILDING CODE OF AUSTRALIA, and the NEW SOUTH WALES CODE OF PRACTICE PLUMBING AND DRAINAGE. 8 - All plumbing and drainage work is to comply with the requirements of AUSTRALIAN STANDARD 3500-NATIONAL PLUMBING AND DRAINAGE CODE and the NEW SOUTH WALES CODE OF PRACTICE PLUMBING AND DRAINAGE. 9 - Protection of the building from attack by termites is to be carried out in accordance with the provisions of the BUILDING CODE OF AUSTRALIA and or AUSTRALIAN STANDARD 3650.1-1995 PROTECTION OF BUILDINGS FROM SUBTERRANEAN TERMITES.	
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1:100 0 1 2 3 4 5 6 7 8 9 10 meters A1

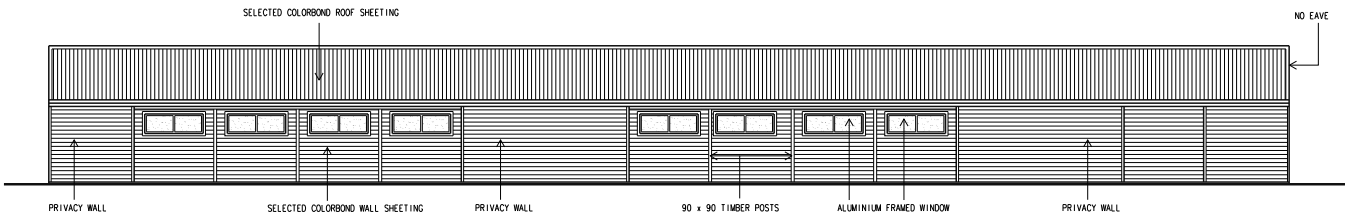
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client:	PROPOSED GRANDSTAND AT "PRIDE PARK", WARATAH'S SPORTS CLUB, TELOPEA WAY, ORANGE. N.S.W.
title:	PROPOSED ELEVATIONS

	P 02 6868 1780 182 KITE STREET, PO BOX 1925 ORANGE NSW 2800 E info@mckinnondesign.com.au CORNWOOD PTY LTD ABN 24 074 428 798	scale: AS NOTED drawn: L.B. date: OCT. 2021 job no: 21094 drawn no: 05 issue: C
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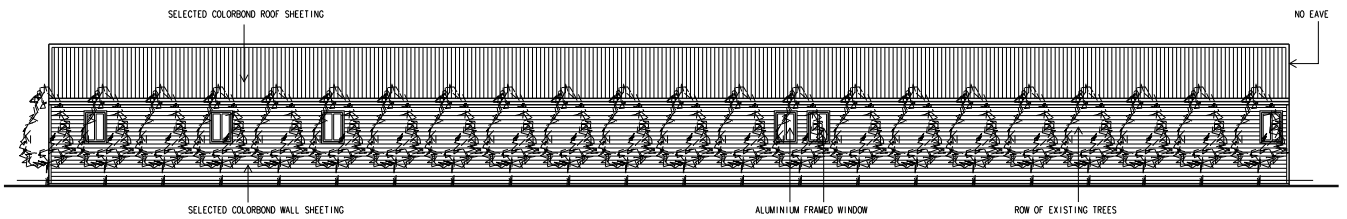


CHANGE ROOM FLOOR PLAN 1:100 (A1)

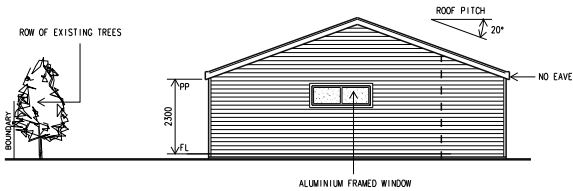
AREA:	
PROPOSED BUILDING	= 258.6 sqm
VERANDAH	= 92.7 sqm
TOTAL AREA	= 351.3 sqm



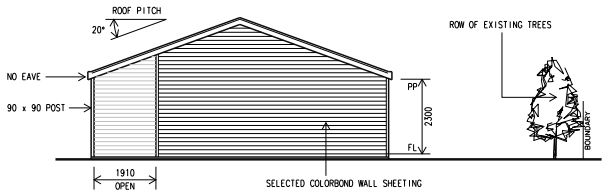
SOUTH ELEVATION 1:100 (A1)



NORTH ELEVATION 1:100 (A1)



WEST ELEVATION 1:100 (A1)

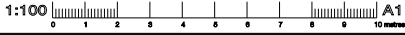
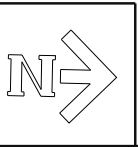


EAST ELEVATION 1:100 (A1)

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no.	description	date
B	GENERALLY AMENDED	15/08/2022
amendments		
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project:
PROPOSED GRANDSTAND
AT "PRIDE PARK", WARATAH'S
SPORTS CLUB, TELOPEA WAY,
ORANGE. N.S.W.

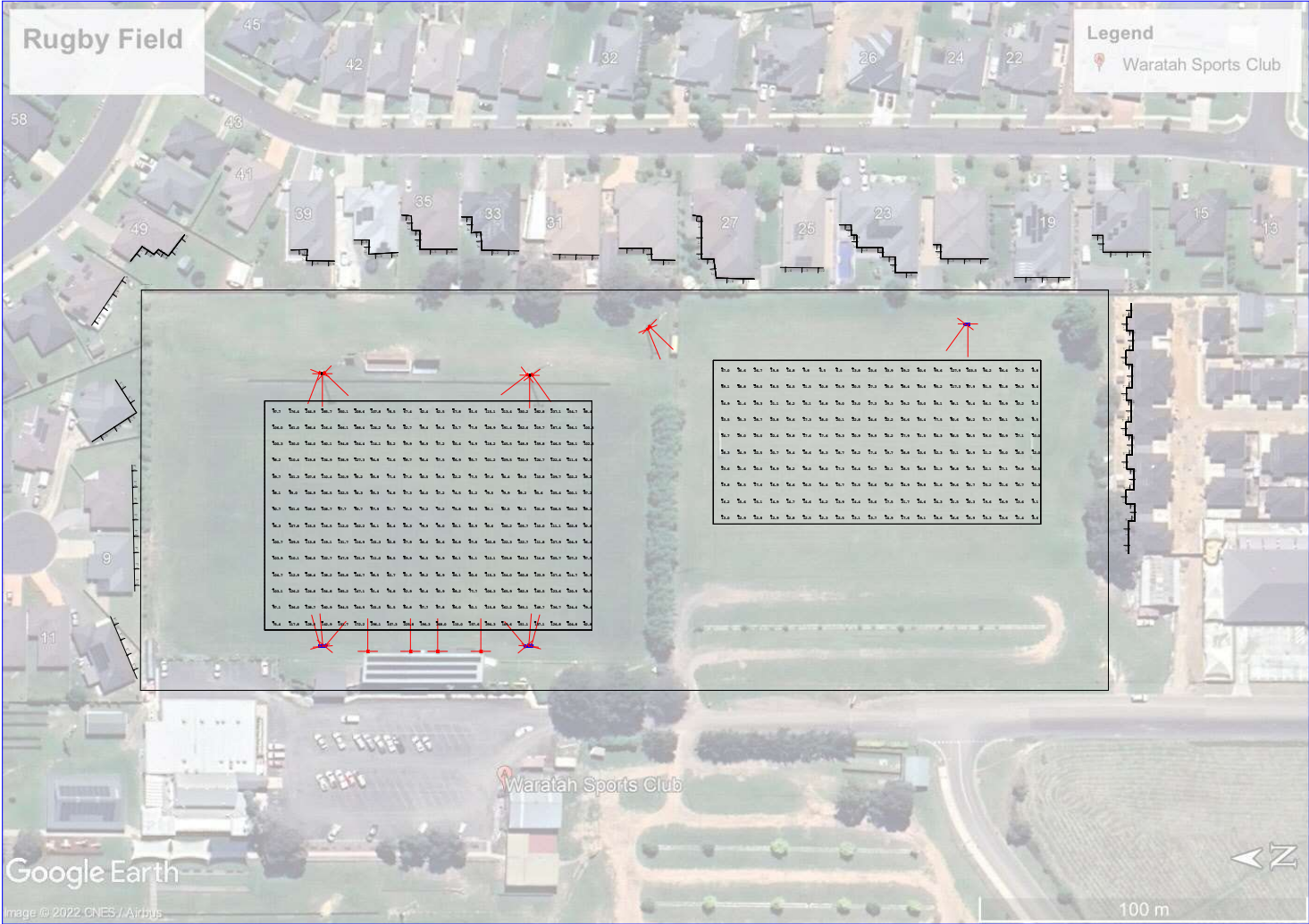
client:
ORANGE CITY RUGBY CLUB

title:
PROPOSED ELEVATIONS






P 02 6888 1780
182 KITE STREET,
PO BOX 1925
ORANGE NSW 2800
E info@mckinnondesign.com.au
CORNWOOD PTY LTD
ABN 24 074 428 718

scale:	AS NOTED	date:	
drawn:	L.B	date:	OCT. 2021
job no:	21094	issue:	
drawn:	06	issue:	B



Lighting Concept has been prepared in accordance with
AS2560.2:2021 - Table 2.6.1 - LTPs for Football.
This applies to the Mainfield only

Luminaire Schedule				
Symbol	Qty	Label	Description	LLF
	8	FLS960-T4VVS	TIGERLIGHT FLS960-T4VVS-50K 923W LEC TYPE IV VERY VERY SHORT B-SHIELD ASYM 5000	0.850
	2	FLS960L-T60D	FLS960L-T60D-50K 960W LED 60° SYM 5000K IP67	0.850
	10	FLS900-T5S1	FLS900-T5S1-50K 900W LED 60° SYM 5000K IP67	0.850

Luminaire Location Summary				
LumNo	Label	Orient	Tilt	Z
1	FLS960-T4VVS-50K	270	35	18.000
2	FLS960-T4VVS-50K	233.991	45	18.000
3	FLS900-T5S1 D-50K	315.958	50	18.000
4	FLS900-T5S1 D-50K	292.679	60	18.000
5	FLS900-T5S1 D-50K	248.744	40	21.000
6	FLS900-T5S1 D-50K	316.588	50	21.000
7	FLS960L-T60D-50K	270	50	21.000
8	FLS900-T5S1 D-50K	217.732	45	21.000
9	FLS900-T5S1 D-50K	305	40	21.000
10	FLS960L-T60D-50K	269.903	50	21.000
11	FLS960-T4VVS-50K	50	30	22.000
12	FLS960-T4VVS-50K	95	30	22.000
13	FLS960-T4VVS-50K	105	30	22.000
14	FLS960-T4VVS-50K	85	30	22.000
15	FLS960-T4VVS-50K	75	30	22.000
16	FLS960-T4VVS-50K	130	30	22.000
17	FLS900-T5S1 D-50K	90	30	5.000
18	FLS900-T5S1 D-50K	90	30	5.000
19	FLS900-T5S1 D-50K	90	30	5.000
20	FLS900-T5S1 D-50K	90	30	5.000

TIGERLIGHT PROJECT CONTACT		CLIENT	<div></div> <div>HIGH-PERFORMANCE INDUSTRIAL LIGHTING</div>	DESIGNER	DATE	TIGERLIGHT PROJECT NO.	TLNSW2017GL
www.tigerlight.com.au		WARATAH SPORTS CLUB 34 Telopea Way Orange NSW 2800		Graham Lea	31/08/2022	PROJECT TITLE	RUGBY OVAL
				REVISION	DATE		
				0.1	02/02/2023		
VERIFIED BY	DATE	DISCLAIMER	TIGERLIGHT provides this calculation "AS A CONCISE ONLY" without any representation or warranty of any kind and is not a statement of conformity. TIGERLIGHT shall be under no obligation to hold liable for failure to obtain complying figures as the responsibility for verification of compliance lies with the customer/vendor evaluations. TIGERLIGHT have taken every precaution to ensure validity of the lighting design process but is not an appropriate regulatory authority, so this design is not a statement of compliance.			CLIENT DRAWING NUMBER	SHEET
		<small>This calculation is based on the specified parameters supplied by the customer: product manufacturers; after assumed design parameters as detailed in the relevant Australian Standards to this design. In practice, the accuracy of the values will differ due to environmental variations such as actual luminance profile, supply voltage, local luminance ambient temperature, cleanliness, etc. Thus, the results for these designed items we have assumed the tolerances and accuracies to be within 10% of photometric and 5% of mean voltage fluctuations as in accordance with AS/NZS 3607.1:1998 & AS/NZS 3607.2:1998</small>					1 OF 1



TIGERLIGHT PROJECT CONTACT www.tigerlight.com.au		CLIENT WARATAH SPORTS CLUB 34 Telopea Way Orange NSW 2800	<div><div>tigerlight[®]</div><div>HIGH-PERFORMANCE INDUSTRIAL LIGHTING</div></div>	DESIGNER	DATE	TIGERLIGHT PROJECT NO.	TLNSW2017GL	
				Graham Lea	31/08/2022	PROJECT TITLE		
				REVISION	DATE	RUGBY OVAL		
				0.1	02/02/2023			
VERIFIED BY	DATE	DISCLAIMER	TIGERLIGHT provides this calculation "AS A CONCEPT ONLY" without any representation or warranty of any kind and is not a statement of conformity. TIGERLIGHT will not be liable for or held liable for failure to obtain complying figures as the responsibility for verification of compliance lies with the customer's tender evaluation. TIGERLIGHT have taken every precaution to ensure validity of the lighting design provisions but is not an appropriate regulatory authority, so this design is not a statement of compliance.				CLIENT DRAWING NUMBER	SHEET
		<small>This calculation is based on specifications supplied by the customer. Product manufacturers often amended design parameters as detailed in the relevant Australian Standards to the design. In practice, the accuracy of the values will often differ due to environmental variations such as actual luminance, ponding, supply voltage, local luminance ambient temperature, climate, etc. Thus, the results for these amended designs we have assessed the tolerances and accuracies to be within 10% of photometrics and 5% of mean voltage fluctuations as in accordance with AS/NZS 3077:1998 & AS/NZS 3077:2:1998</small>						1 OF 1

5.5 2023 NATIONAL GENERAL ASSEMBLY - NOMINATIONS FOR COUNCILLOR ATTENDANCE

RECORD NUMBER: 2023/47

AUTHOR: Catherine Davis, Executive Support Manager

EXECUTIVE SUMMARY

Council has received correspondence regarding the 2023 National General Assembly (NGA) of Local Government to be held in Canberra from Tuesday 13 to Friday 16 June 2023 including the Regional Cooperation and Development Forum on the Tuesday and the Australian Council of Local Government occurring on the Friday. This report seeks nominations from Councillors wishing to attend the Regional Cooperation and Development Forum, the NGA and the Australian Council of Local Government.

LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan strategy “14.3. Provide opportunities for widespread and quality engagement, and where appropriate, shared decision-making”.

FINANCIAL IMPLICATIONS

The budget as set down in the *Councillors – Payment of Expenses and Provision of Facilities Policy* is \$60,000 per annum in total for all Councillors to attend Conferences with funds currently available for attendance at this conference.

The cost for each delegate to attend this conference is:

Standard registration is \$895 per delegate which includes attendance at all General Assembly sessions, morning tea, lunch and afternoon tea on each day, one ticket to the Welcome Drinks on the Tuesday and a General Assembly satchel and materials. This registration also covers attendance at the Australian Council of Local Government event on the Friday.

There is a Regional Forum on the Tuesday which is an additional cost of \$425.00 for those attending the NGA.

In addition to registration costs, it would be expected that each night's accommodation would cost approximately \$250 with three or four (3 or 4) nights' accommodation required.

POLICY AND GOVERNANCE IMPLICATIONS

Nil

RECOMMENDATION

That Council resolves which Councillor(s) attend at the National General Assembly 13-16 June, 2023 at the National Convention Centre, Canberra.

FURTHER CONSIDERATIONS

Consideration has been given to the recommendation's impact on Council's service delivery; image and reputation; political; environmental; health and safety; employees; stakeholders and project management; and no further implications or risks have been identified.

SUPPORTING INFORMATION

Convened annually by the Australian Local Government Association (ALGA), the National General Assembly (NGA) of Local Government is the peak annual event for Local Government to engage directly with the Federal Government, to develop national policy, and to influence the future direction of councils and communities.

The theme for the 2023 NGA is *Our Communities Our Future* with the conference being held 13-16 June 2023 at the National Convention Centre, Canberra ACT.

In addition to the NGA a Regional Forum will be held on the Tuesday 13th 2023. The 2023 Regional Cooperation and Development Forum will focus on regional issues.

The Australian Council of Local Government (ACLG) will also meet on the Friday 16th June. The re-establishment of the ACLG was an Australian Government commitment, and ALGA looks forward to working with the Government to deliver the first ACLG meeting in more than a decade.

The ACLG will be a valuable opportunity for all Australian councils to hear from the Prime Minister and speak directly to Federal Ministers about the key issues and opportunities for our communities; and holding it immediately after our NGA will ensure it's informed by our discussions during the week.

A provisional program has been included for information.

ATTACHMENTS

- 1 NGA Provisional Program 2023, D23/12036 [↓](#)

PROVISIONAL PROGRAM

Tuesday 13 June 2023

9.00am – 4.00pm	Regional Cooperation and Development Forum
5.00pm – 7.00pm	Welcome Reception and Exhibition Opening

Wednesday 14 June 2023

8.00am	Registration Open
9.00am	Opening Ceremony
9.30am	Prime Minister Address (invited)
10.00am	ALGA Presidential Address
10.30am	Morning Tea
11.00am	Keynote Address
11.45am	Panel
12.30pm	Lunch
1.30pm	Plenary Sessions
3.00pm	Afternoon Tea
3.30pm	Debate on Motions
5.30pm	Close Day 1
7.00pm	NGA Dinner

Thursday 15 June 2023

8.00am	Registration Open
9.00am	Panel
10.30am	Morning Tea
11.00am	Keynote Address
11.45am	Panel
12.30pm	Lunch
1.30pm	Breakout Sessions
3.00pm	Afternoon Tea
3.30pm	Debate on Motions
5.30pm	Close Day 2

Friday 16 June 2023

9.00am	Australian Council of Local Government
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5.6 LGNSW DESTINATION AND VISITOR ECONOMY CONFERENCE 2023 - NOMINATIONS FOR COUNCILLOR ATTENDANCE

RECORD NUMBER: 2023/50

AUTHOR: Catherine Davis, Executive Support Manager

EXECUTIVE SUMMARY

This report outlines detail around the upcoming Destination and Visitor Economy Conference 2023 and seeks nominations from Councillor attendance.

The 2023 Conference hosted by Northern Beaches Council, will be held at the Manly Pacific Hotel in Manly from 29 - 31 May.

LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan strategy “14.3. Provide opportunities for widespread and quality engagement, and where appropriate, shared decision-making”.

FINANCIAL IMPLICATIONS

The budget as set down in the *Councillors – Payment of Expenses and Provision of Facilities Policy* is \$60,000 per annum in total for all Councillors to attend Conferences with funds currently available for attendance at this conference.

The cost per delegate to attend this 3-day conference is:

- All-inclusive delegate package \$1,050

It should be noted that the amount above indicates registration costs per delegate. Travel and accommodation will need to be added onto each registration cost.

POLICY AND GOVERNANCE IMPLICATIONS

Nil

RECOMMENDATION

That Council resolve which Councillor(s) will attend the 2023 Destination and Visitor Economy Conference to be held in Manly from 29-31 May 2023.

FURTHER CONSIDERATIONS

Consideration has been given to the recommendation’s impact on Council’s service delivery; image and reputation; political; environmental; health and safety; employees; stakeholders and project management; and no further implications or risks have been identified.

SUPPORTING INFORMATION

Draft program attached for Councillor information.

ATTACHMENTS

- 1 LGNSW Destination & Visitor Economy Conference, May 2023. Draft Program, D23/12067 [📄](#)

Monday 29 May 2023 MANLY PACIFIC HOTEL			
1.30pm	Registration and Trade Exhibition Open		
2.00pm	DAY 1 - Manly Pacific Hotel		
2.00pm	Breakout Streams		
	Ballroom 1	Ballroom 2	Ballroom 3
	STREAM 1A: Marketing (Part 1) Todd Wright, Threesides Marketing Topic sponsor: Leonards Marketing	STREAM 1B: Tourism Experiences Lifestyle and Wellbeing Bondi to Manly Walk - A product of Collaboration * * * * Identifying New Markets - Presented by Northern Beaches Council * * * * Ramadan Nights case study Cindy Elkhouri, City of Canterbury Bankstown	STREAM 1C: The Business of Tourism Showcase Pitch 1 Electric Vehicle funding for councils * * * * Pitch 2 Grant Funding * * * * Pitch 3 Volunteering Lessons Learnt
3.00pm- 3.40pm	AFTERNOON TEA Manly Pacific Hotel - Exhibition Area		
3.40pm	Breakout Streams		
	STREAM 2A:	STREAM 2B (repeat):	STREAM 2C:
	Marketing (Part 2) Todd Wright, Three sides Marketing Topic Sponsor: Leonards Marketing	Tourism Experiences Lifestyle and Wellbeing REPEAT sessions Bondi to Manly Walk - A product of Collaboration * * * * Identifying New Markets Post Covid - Presented by Northern Beaches Council * * * * Ramadan Nights case study Cindy Elkhouri, City of Canterbury Bankstown	The Business of Tourism Showcase Pitch 4 Leveraging Business Events * * * * Pitch 5 The Ku-ring-gai GeoRegion and Geotourism - Opportunities for LGAs, presented by Angus M. Robinson
4.45pm- 5.15pm	Coach transfers to Welcome Reception		
5.15pm- 7.15pm	Welcome Reception at International College of Management (ICMS) Delegates are encouraged to pre-book at local restaurants for dinner from 7.15pm		

Tuesday 30 May 2023	
8.00am	ARRIVAL TEA AND COFFEE Trade exhibition and registration Desk Open
	DAY 2 - Plenary Session - Manly Pacific Hotel
9.00am	MC Welcome: Matt Basely (TV presenter, Chanel 7 Sydney Weekender and Morning Show) Welcome to Country LGNSW President's Welcome Destination Host Council Welcome Reimagining Tourism in your LGA - Challenge or Opportunity?
10.15am	MORNING TEA in Trade Exhibition
	Events-based Tourism - Festivals, Footy and Food What's the secret to successful and <i>sustainable</i> events tourism? NSW Tourism Industry Council announces Top Tourism Town Awards
12.30pm	LUNCH in the Trade Exhibition area
1.15pm	Assemble for site visits at main entrance - Manly Pacific Hotel
All site visits	Depart for Site Visits (x 5 options). Refreshments included on all site visits (four hours)
Site Visit 1	Destination Manly Walking Tour
1.30pm-5.30pm	Walking tour - easy Manly Corso, Shelly Beach, Cabbage Tree Aquatic Reserve Showcasing Place-making, Eco Tourism and Events, Manly Place Plan, Taste of Manly and PLAY Manly
Site Visit 2	Arts and Ales
1.30pm-5.30pm	(Walking tour and bus transfers) Manly Art Gallery and Museum, Brookvale Arts and Breweries District Showcasing Arts, creativity and Culture, Brookvale Structure Plan
Site Visit 3	Nature and History – Connection to Country
1.30pm-5.30pm	(Bus tour, ferry and some easy walking) Narrabeen Lagoon, Palm Beach and Currawong on Pittwater Showcasing Nature, Indigenous heritage and coastal experiences
Site Visit 4	Inclusive Tourism
1.30pm-5.30pm	(Bus tour and some easy walking) Collaroy Beach and Sargood on Collaroy Showcasing Accessible facilities on the Northern Beaches
Site Visit 5	Wellness Immersion
1.30pm-5.30pm	Manly Wharf to Quarantine Beach and North Head Option 1: Wellness Immersion with kayaks (Moderate level of fitness required) Option 2: North Head Wellness Introduction (Bus transfers and some easy walking)

5.30pm	Site visits return to accommodation and Manly Pacific Hotel
7.00pm-10.00pm	Conference Dinner and Entertainment - Manly Pacific Ballroom

Wednesday 31 May 2023

8.00am	ARRIVAL TEA AND COFFEE Info desk and Trade Exhibition open
9.00am	Day 3 Plenary Session - Manly Pacific Ballroom
	MC: Matt Baseley
	Tourism Australia Dominic Mehling , Industry Relations Manager – ACT, NSW, NT, QLD - Tourism Australia
	Creating and operating unique Cultural Experiences Clarence Slockee , Jiwah Pty Ltd
	MORNING TEA in Trade Exhibition
	Keynote address Steve Cox , Chief Executive Destination NSW
	The visitor economy on the other side – Adele Labine-Romain , Deloitte Access Economics
	Reshaping the Visitor Experience in your LGA The future of visitor servicing panel session
	LUNCH in Trade Exhibition
	Keynote Speaker (to be announced)
3.00pm	Closing Remarks
3.15pm	CLOSE OF CONFERENCE

**5.7 AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION (ALGWA) 2023
NATIONAL CONFERENCE - NOMINATIONS FOR COUNCILLOR ATTENDANCE**

RECORD NUMBER: 2023/46

AUTHOR: Catherine Davis, Executive Support Manager

EXECUTIVE SUMMARY

The Australian Local Government Women's Association (ALGWA) National Conference brings councillors and officers together from across Australia, to advance female participation in Local Government and put a spotlight on issues facing women in the sector. Delegates draw inspiration from thought-provoking presenters, network with other attendees and benefit from the peer support offered by ALGWA.

The 2023 National Conference hosted by ALGWA and the Mornington Peninsula Shire Council, will be hosted in Victoria from 17 - 20 May 2023 at RACV Cape Schanck Resort.

LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan strategy "14.3. Provide opportunities for widespread and quality engagement, and where appropriate, shared decision-making".

FINANCIAL IMPLICATIONS

The budget as set down in the *Councillors – Payment of Expenses and Provision of Facilities Policy* is \$60,000 per annum in total for all Councillors to attend Conferences with funds currently available for attendance at this conference.

The cost per delegate to attend this conference is:

- All-inclusive delegate package \$1,400

It should be noted that the amount above indicates registration costs only per delegate. Travel and accommodation costs will need to be added.

POLICY AND GOVERNANCE IMPLICATIONS

Nil

RECOMMENDATION

That Council resolve which Councillor(s) will attend the 2023 Australian Local Government Women's Association (ALGWA) National conference in the Mornington Peninsula, Victoria from 17-20 May 2023.

FURTHER CONSIDERATIONS

Consideration has been given to the recommendation's impact on Council's service delivery; image and reputation; political; environmental; health and safety; employees; stakeholders and project management; and no further implications or risks have been identified.

SUPPORTING INFORMATION

The RACV Cape Schanck Resort will be the venue and accommodation (pending availability) centre for the conference taking place between 17–20 May 2023.

A list of inspirational and thought-provoking keynote speakers to leave delegates feeling connected, inspired and equipped to thrive into the future currently include:

- The Hon Julie Bishop – Former Politician, ANU Chancellor
- Tasneem Chopra – Consultant, Speaker, Broadcaster
- Simon Kuestenmacher – Demographer
- Gill Hicks – Motivational speaker for peace, Author, Curator
- Maree McPherson OAM – Leadership Coach, Facilitator and Mentor
- Kristy McBain – Member for Eden-Monaro, Minister for Regional Development, Local Government and Territories
- Melanie Jones – TV and Radio Commentator and former Australian Cricketer

More information and details can be found at the ALGWA Conference website:

[ALGWA 2023 National Conference – Cape Schanck, Mornington Peninsula, Victoria \(mornpen.vic.gov.au\)](https://mornpen.vic.gov.au)

**5.8 2023 FLOODPLAIN MANAGEMENT AUSTRALIA NATIONAL CONFERENCE -
NOMINATION FOR COUNCILLOR ATTENDANCE**

RECORD NUMBER: 2023/237

AUTHOR: Catherine Davis, Executive Support Manager

EXECUTIVE SUMMARY

The Floodplain Management Australia National Conference will be held at Luna Park, Sydney 23 – 26 May 2023. This report serves for Council to nominate a Councillor to attend the Conference.

LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan strategy “16.1. Work in partnership with other Councils, regional organisations and State and Federal Governments”.

FINANCIAL IMPLICATIONS

The budget as set down in the *Councillors – Payment of Expenses and Provision of Facilities Policy* is \$60,000 per annum in total for all Councillors to attend Conferences with funds currently available for attendance at this conference.

The cost per delegate to attend this conference is:

- All-inclusive delegate package for 3 days (all conference sessions & social functions) \$1050; or
- One-Day registration which includes sessions for a nominated day only (excludes all social functions) \$500

It should be noted that the amount above indicates registration costs per delegate. Travel and accommodation will need to be added onto each registration cost.

POLICY AND GOVERNANCE IMPLICATIONS

Nil

RECOMMENDATION

That Council nominate a Councillor to attend The Floodplain Management Australia National Conference will be held at Luna Park, Sydney 23 – 26 May 2023.

FURTHER CONSIDERATIONS

Consideration has been given to the recommendation’s impact on Council’s service delivery; image and reputation; political; environmental; health and safety; employees; stakeholders and project management; and no further implications or risks have been identified.

SUPPORTING INFORMATION

The Floodplain Management Australia National Conference will be held at Luna Park, Sydney from 23 – 26 May 2023. Council’s Manager of Engineering Services will be presenting to the Congress on how Council undertook community consultation when implementing the Review of the Blackmans Swamp and Ploughman’s Creek Floodplain Risk Management Plans. This report serves for Council to nominate a Councillor to attend the Conference.

ATTACHMENTS

- 1 Floodplain Management Australia National Conference - Program, D23/12169 [↓](#)



CONFERENCE PROGRAM

(Program as of 28th February, subject to change)

Tuesday 23rd May 2023

8.15am – 5.00pm **From Windsor to Warragamba Dam: Hawkesbury-Nepean Valley Workshop Field Trip Tour.**

Please meet at 8.15am at Luna Park Venues for 8.30am bus departure

8.00am – 9.00am **Pre-Conference Flood Workshop Registration**
Luna Park Venues

Session 1 Concurrent Workshops 9.00am – 10.30am

	Half Day Morning Workshop: Implementing flood research – the challenges, the opportunities	Full Day Workshop: Flood modelling with HEC-RAS
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10.30am – 11.00am **Morning Tea**

Session 2 Concurrent Workshops 11.00am – 12.30pm

	Half Day Morning Workshop: Implementing flood research – the challenges, the opportunities	Full Day Workshop: Flood modelling with HEC-RAS
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12.30pm – 1.30pm **Lunch**

Session 3 Concurrent Workshops 1.30pm – 3.00pm

	Half Day Afternoon Workshop: Unprecedented floods – the history now and into the future	Full Day Workshop: Flood modelling with HEC-RAS
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3.00pm – 3.30pm **Afternoon Tea**

Session 4 Concurrent Workshops – continued 3.30pm – 5.00pm

	Half Day Afternoon Workshop: Unprecedented floods – the history now and into the future	Full Day Workshop: Flood modelling with HEC-RAS
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5.00pm – 7.00pm **Conference Welcome Reception**, Trade Exhibition Area
Sponsored by "Stantec"

From 7.00pm **YFM Network Event**, offsite venue TBC
Sponsored by "KBR"

Day One – Wednesday 24 May 2023

7.30am Conference Registration

Session 1 Plenary 8.30am – 10.15am

Welcome to Country

Welcome from Floodplain Management Australia

Ian Dinham, President, Floodplain Management Australia

Conference Opening and Keynote Address

10.15am – 10.45am Morning Tea + Poster Presentations

Session 2 Concurrent 10.45am – 12.35pm

	2A: Flood policy, guidance and best practice	2B: Infrastructure projects and asset management	2C: Land use planning	2D: New technology and research
10.45am – 11.10am	NSW Flood Risk Management Guidance – for an uncertain future Duncan McLuckie , <i>Department of Planning & Environment</i>	How digital delivery is changing how we work - appraisal to design Richard Crowder , <i>Jacobs</i> <i>International Presenter</i>	Build Back Better – Land Use Planning for Natural Hazards Louise Collier , <i>Rhelm</i>	A Simple and Fast Urban Micro-Hydrology (UMH) Model Behzad Jamali , <i>WMAwater / UNSW</i>
5 minute	Changeover	Changeover	Changeover	Changeover
11.15 am – 11.40am	Improving Flood Warning in NSW Angela Toniato , <i>Department of Planning & Environment</i>	Managing & Operating a Successful Regional City Levee System The Launceston Experience Ed Henty , <i>Dryside Engineering</i>	Do flood emergency management plans have a role in new development? Carrie Dearnley , <i>BMT</i>	The Representative Storm: A Dose of Reality for Stormwater Management Michael McMahon , <i>HDR</i> <i>International Presenter</i>
5 minute	Changeover	Changeover	Changeover	Changeover
11.45am – 12.10pm	2022 Floods in Northern Rivers, NSW. What happened? Martin Rose , <i>Department of Planning & Environment</i>	An Approach to Flood Risk Assessment for Activating Melbourne's Retarding Basins Michael Di Matteo , <i>KBR</i>	Shelter-in-place as a flood risk management strategy for vulnerable populations David Newton , <i>WRM Water & Environment</i>	Empowering The Community – Access to Usable Flooding Information Cameron Druery , <i>waterRIDE</i>
5 minute	Changeover	Changeover	Changeover	Changeover
12.15pm – 12.35pm	Back to the Future – Valley Studies in NSW Mikayla Ward , <i>Department of Planning & Environment</i> <i>YFM Presenter</i>	Australian Flood Barrier Guideline Parissa Ghanem , <i>Central Coast Council</i>	The importance of cumulative impact assessment in floodplain management Chris Thomas , <i>Advisian</i>	Re-estimating extreme flooding in northern NSW using non-stationarity analysis Dan Rodger , <i>JBPacific</i>

12.35pm – 1.15pm Lunch + Poster Presentations

Session 3 Concurrent 1.15pm – 2.40pm				
	3A: Emergency management	3B: Modelling and flood data	3C: Environmental aspects, climate change, coastal hazards and adaptation	3D: 10 Minute Presentations
1.15pm – 1.40pm	2022: Like a broken record – NSW SES reflects on the largest ever flood response in NSW Andrew McCullough , NSW State Emergency Service	Unprecedented: Providing Post-Flood Information for the February 2022 Flood Event across Brisbane Rob McGlinn , Brisbane City Council	Planned Relocation – More than just Property Purchase Rhys Thomson , Rhelm	1.15pm – 1.25pm Rapid Exposure Assessment for Climate Adaptation Greater Wellington Regional Council Hamish Smith , Greater Wellington Regional Council <i>International Presenter</i> 1.30pm – 1.40pm How Accurate do Flood Maps Need to be to be Useful? Monique Retallick , WMAwater
5 minute	Changeover	Changeover	Changeover	Changeover
1.45pm – 2.10pm	Cross border communications during significant floods Kirra Waine , NSW State Emergency Service & Melanie Gill , Victoria State Emergency Service	Evaluating machine learning techniques in modelling flood mitigation behaviour Afshin Fouladi Semnan , RMIT <i>YFM Presenter</i>	Community Relocation & Managed Retreat: Lessons from Grantham and Across the Globe Jamie Simmonds , Water Technology	1.45pm – 1.55pm Mitigating flood risk when flood insurance is no longer a viable option Belinda Barker , AWMA Water Control Solutions 2.00pm – 2.10pm Brisbane's Flood Resilient Homes Program: Prepared For, Lived Through and Recovered Brany Iezzi , Brisbane City Council
5 minute	Changeover	Changeover	Changeover	Changeover
2.15pm – 2.40pm	The role of levees in the NSW 2022 record floods Benjamin Pickup & Kirra Waine , NSW State Emergency Service	Preliminary Modelling and Analysis of the Extreme 2022 Eugowra Flood Event Rohan Hudson , Royal HaskoningDHV	Restoring hydrologic balance in the Logan-Albert River catchment Mary-Louise Karkkainen , Logan City Council	2.15pm – 2.25pm Flexible adaptive decision making to manage future climate hazards Richard Sharp , Water Technology 2.30pm – 2.40pm January 2022 Tongan volcano and tsunami wave hazards on the NSW coast Sam Maddox , Manly Hydraulics Lab

Session 4	Short Field Trips	2.50pm – 5.30pm
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Afternoon Tea on Field Trip

5.30pm/5.45pm

Close of Day One

7.00pm

Casual Dinner, Coney Island, Luna Park
Sponsored by "WMAwater"

Day Two – Thursday 25 May 2023

7.30am

Councillors Choice Breakfast Session

Opportunity for Councillors to raise and discuss issues of importance to Local Government

8.30am

Registration (for 1 Day delegates)

Session 5

Concurrent

9.00am – 10.25am

	5A: Flood case studies and stories	5B: Flood prediction and warning	5C: Social sciences, human behaviour and communication	5D: 10 Minute Presentations
9.00am – 9.25am	Reviewing the South East Queensland rainfall and flooding event, February-March 2022 Allison Rifai <i>Inspector-General of Emergency Management (IGEM)</i>	Beyond the rating curve – opportunities presented from the 'unprecedented' flood Alex Clifton , <i>Bureau of Meteorology</i> <i>YFM Presenter</i>	Community experiences of the 2022 floods: A coordinated multi-state social research project Mel Taylor , <i>Macquarie University</i>	9.00am – 9.10am Real-time flood inundation predictions using a fast and accurate hydrodynamic modelling approach Niels Fraehr , <i>Melbourne University</i>
				9.15am – 9.25am A better performing hydrology model for flood forecasting and design event modelling Blair Filer , <i>BMT</i>
5 minute	Changeover	Changeover	Changeover	Changeover
9.30am – 9.55am	Brisbane's flood journey from 2011 to 2022 and beyond Aoife Soden-Taylor , <i>Brisbane City Council</i>	How did QLD Councils, SEQ Water, BoM operate in 2022 flood event Adam Berry , <i>Synergy Solutions</i>	Tackling the challenge of flood literacy to educate and prepare our communities Sarah Kirsch , <i>Stantec</i> <i>YFM Presenter</i>	9.30am – 9.40am Will the Beer get Wet? Making sense of flood warnings Angela Halcrow , <i>Department of Planning and Environment</i>
				9.45am – 9.55am Benchmarking warning timelines with the use of evacuation models Hench Weng , <i>HARC</i> <i>YFM Presenter</i>
5 minute	Changeover	Changeover	Changeover	Changeover
10.00am – 10.25am	New Zealand Covid Recovery Climate Resilience Projects – Insights and Experiences Sharyn Westlake , <i>Greater Wellington Regional Council</i> <i>International Presenter</i>	A real-time and fit-for-purpose cloud-based flood emergency modelling, communication and decision tool. Elton Chong , <i>City of Gold Coast</i>	Catastrophes, Conversations and Classrooms: Empowering Children to Lead Community Flood Resilience Alexandra Nero , <i>Aecom</i> <i>YFM Presenterdanny</i>	10.00am – 10.10am FloodZoom assisting in the October 2022 Victorian floods Kedar Kumthekar , <i>Department of Energy Environment & Climate Action</i>
				10.15am – 10.25am When the levee fails – experiences from the Victorian Spring 2022 Floods Joel Leister , <i>Goulburn Broken CMA</i> & Camille White , <i>North Central CMA</i>

10.25am – 11.00am Morning Tea + Poster Presentations

Session 6 Plenary 11.00am – 12.45pm

11.00am

Welcome to Day 2**Keynote Presentation****State and Territory Panel Discussion**

12.50pm – 1.45pm Lunch + Poster Presentations

Session 7 Concurrent 1.45pm – 3.10pm

	7A: Flood policy, guidance and best practice	7B: Flood case studies – Northern Rivers 2022	7C: Flood case studies – Tasmanian projects	7D: New technology and research
1.45pm – 2.10pm	Preparing Queensland for the Unpredictable Ella Harrison , <i>Queensland Reconstruction Authority</i>	The People's Catchment: A Community-led Flood Intelligence System in the Northern Rivers Jeremy Smith , <i>ANU</i>	Joining the dots – community protection planning supporting flood response and preparedness Lynley Hocking , <i>Tasmania State Emergency Service</i>	How flood behaviour in NSW is influenced by different storm types, Mark Babister , <i>WMAwater</i>
5 minute	Changeover	Changeover	Changeover	Changeover
2.15pm – 2.40pm	Flood Isolation – Do We Know What We are Doing? Steven Molino , <i>Molino Stewart</i>	Lismore - A Fork in the River Mark Page , <i>Engeny</i>	Development of a spatially integrated statewide flood risk assessment for Tasmania Claire Kain , <i>Tasmania State Emergency Service</i>	Hybrid ARR87 and ARR2019 Design Rainfall Flood Estimation Approach for Prospect Creek Martin Griffin , <i>Stantec & Erensa</i> Shrestha , <i>Fairfield Council</i>
5 minute	Changeover	Changeover	Changeover	Changeover
2.45pm – 3.10pm	Is science enough? Challenges implementing evidence-based decision making in the Hawkesbury-Nepean Valley Maree Abood , <i>Infrastructure NSW</i>	5 years between major floods - what's changed? Danny Rose , <i>Tweed Shire Council</i> <i>YFM Presenter</i>	Regional hydrodynamic modelling and calibration over Tasmania Daniel Wood , <i>WMAwater</i> <i>YFM Presenter</i>	Fundamental Changes in US Floodplain Management as a Result of 2D Models Mark Forest , <i>HDR</i> <i>International Presenter</i>

3.10pm – 3.45pm Afternoon Tea + Poster Presentations

Session 8 FMA Annual General Meeting 3.45pm – 5.30pm

"All FMA Members please attend"

8A: FMA Annual General Meeting <i>"All FMA Members please attend"</i>	8B: Workshop
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5.30pm

Close of Day Two

7.00pm

Conference Dinner & The Floodplain Management Australia Excellence Awards, Luna Park Venues
Sponsored by "Royal HaskoningDHV"

Day Three – Friday 26 May 2023

8.30am Registration (for 1 Day delegates)

Session 9 Plenary

9.00am – 10.30am

9.00am

Welcome to Day 3

Presentation by Winner of FMA - IAG Flood Risk Management Project of the Year Award

Keynote Presentation or Panel Discussion

2024 FMA National Conference Presentation

10.30am – 11.00am Morning Tea + Poster Presentations

Session 10

Concurrent

11.00am – 1.00pm

	10A: Flood case studies and stories	10B: Flood prediction and warning	10C: Flood case studies – communities	10D: Emergency preparedness, response and recovery
11.00am – 11.25am	The Hawkesbury-living with the Warragamba Dam: cause and effect of downstream flooding Sunehla Bala , <i>Hawkesbury City Council</i>	Improving Flood Forecasting in the Gawler River Catchment, South Australia Katharine Ward , <i>Department for Environment and Water</i>	Mexico Beach: A Story of Recovery for a Small Beach Community Del Schwalls , <i>Schwalls Consulting Llc</i> <i>International Presenter</i>	Community flood intelligence portals and automated flood forecasting for disaster management. Danielle Danielsson , <i>Toowoomba Regional Council</i>
5 minute	<i>Changeover</i>	<i>Changeover</i>	<i>Changeover</i>	<i>Changeover</i>
11.30am – 11.55am	You can't move Narrabri out of the floodplain – revisited Greg Roads , <i>WRM Water & Environment Pty Ltd</i>	Unprecedented or just unplanned Nicole Bichel , <i>Floodmapp</i> <i>YFM Presenter</i>	Is data just numbers without context? Contemporary techniques to communicate flood risk. Martin Boshoff , <i>Aecom</i>	Observations from flood analysts in the response to the Victoria 2022 floods Ben Tate , <i>Water Technology</i>
5 minute	<i>Changeover</i>	<i>Changeover</i>	<i>Changeover</i>	<i>Changeover</i>
12.00pm – 12.25pm	Hunter Valley Flood Mitigation Scheme - The Emergency Response Story of the Hunter Valley July 2022 Flood Event, and recent Flood Mitigation Works to improve resilience to major flooding Gerd Deiter , <i>Royal HaskoningDHV</i>	Flood Forecasting and Data Management Lessons Learnt Angus Cannon , <i>Sunwater</i>	A Thousand Gauges: Using Personal Weather Stations to Hindcast Extreme Flood Events Jonah Chorley , <i>SMEC</i>	Fit for purpose flood mapping for emergency management David Stephens , <i>HARC</i>
5 minute	<i>Changeover</i>	<i>Changeover</i>	<i>Changeover</i>	<i>Changeover</i>
12.30pm – 12.55pm	Wollondilly Shire-Wide Flood Study: Technical Challenges and Practical Uses Ian Berthon , <i>Wollondilly Shire Council</i>	The Future of Flood Prediction and Warning: Machine Learning and Digital Twin Sean Ho , <i>Mott Macdonald</i>	The Goulburn Broken Community Flood Intelligence Portal: A 2022 flood case study Joel Leister , <i>Goulburn Broken CMA</i> & Brian Jackson , <i>Water Technology</i>	Levees and floods—lessons learnt following the 2022 floods Mike Edwards , <i>Department Energy, Environment & Climate Action</i>

12.55pm – 1.45pm Lunch + Poster Presentations

Session 11 Concurrent**1.45pm – 3.10pm**

	11A: Flood damages and insurance	11B: Environmental aspects, climate change, coastal hazards and adaptation	11C: Flood prediction and warning	11D: 10 Minute Presentations
1.45pm – 2.10pm	2022 Floods in Murwillumbah: impacts on businesses Ken Dale , <i>Geoscience Australia</i>	Unprecedented or expected? - Recent flood events and climate change impact on Australia's extreme flood risk Monique Retallick , <i>WMAwater</i>	Improving continuous flood forecasting for large catchments Cara Van Megchelen <i>Sunwater</i> <i>YFM Presenter</i>	1.45pm – 1.55pm Mind your language! Considering Appropriate Communication of Flood Risk Laura Baxter , <i>BG&E</i> 2.00pm – 2.10pm How Orange told 3000 people their property floods Jason Theakstone , <i>Orange City Council</i>
5 minute	Changeover	Changeover	Changeover	Changeover
2.15pm – 2.40pm	Future changes in flood losses in Australia within the context of uncertainty Tom Mortlock , <i>Aon</i>	COP27 Global Climate Conference What it Means for Flood Resilience in Australia Ben Patterson , <i>Royal HaskoningDHV</i>	The use of multi-objective optimisation to calibrate a large 2D hydraulic model Phil Pedruco <i>Jacobs</i>	2.15pm – 2.25pm Real-time multi-catchment flood forecasting along a remote rail network Zhifang Hu , <i>Worley</i> <i>YFM Presenter</i> 2.30pm – 2.40pm Flood warning classifications review Alireza Pouya , <i>Stantec</i>
5 minute	Changeover	Changeover	Changeover	Changeover
2.45pm – 3.10pm	2.45pm – 2.55pm The good, the bad and the unexpected of insurance hydrology assessments Eoghain O'Hanlon , <i>JBPacific</i> 3.00pm – 3.10pm Which Came First: Stormwater or Flood? Rethinking the Insurance Industries' Flood Definition Madeline Mead , <i>WMS</i>	Partnering with communities to develop Guidelines to nature-based solutions for flood resilience Roslyn Prinsley , <i>Australian National University</i>	<i>Presentation TBC</i>	<i>Presentation TBC</i> <i>Presentation TBC</i>

3.10pm – 3.40pm**Conference Wrap Up with Afternoon Tea**

5.9 NATIONAL GENERAL ASSEMBLY - PROPOSED MOTION - SOFT PLASTICS

RECORD NUMBER: 2023/316

AUTHOR: Catherine Davis, Executive Support Manager

EXECUTIVE SUMMARY

It is proposed by Cr David Mallard to put forward to the National General Assembly (NGA) a motion on the provision of soft plastics recycling services to residents and businesses, and to support manufacturers to reduce or eliminate soft plastics from their product packaging.

The proposed motion is the only motion received by the Executive Support Office from Councillors for the NGA in June.

LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan strategy “16.1. Work in partnership with other Councils, regional organisations and State and Federal Governments”.

FINANCIAL IMPLICATIONS

Nil

POLICY AND GOVERNANCE IMPLICATIONS

Nil

RECOMMENDATION

That Council resolves to put the suggested Soft Plastics motion forward to the NGA as printed.

FURTHER CONSIDERATIONS

Consideration has been given to the recommendation’s impact on Council’s service delivery; image and reputation; political; environmental; health and safety; employees; stakeholders and project management; and no further implications or risks have been identified.

SUPPORTING INFORMATION

Motion: This National General Assembly calls on the Australian Government to urgently implement programs and policies that support local councils across Australia to provide soft plastics recycling services to residents and businesses, and that support manufacturers to reduce or eliminate soft plastics from their product packaging.

National Objective: This motion relates to important issues affecting community wellbeing and environmental health across Australia. The significant developments in the failure of private soft plastics recycling services during the past year has created an urgent situation that will see an increase in soft plastic waste entering landfill or being stockpiled until a solution to this waste issue is delivered.

Summary of Key Arguments: The failure of the REDcycle soft plastic recycling service, which suspended operations in 2022 and had accumulated stockpiles of unrecycled soft plastics through its operations via major supermarkets, has highlighted the urgent need for community-wide public services to recycle soft plastics along with efforts to eliminate or minimise the use of soft plastics.

In the absence of a universally-accessible soft plastics recycling scheme across all local government areas, more soft plastics will continue to go into landfill and pollute the natural environment. Soft plastics recycling needs to be made available not only to residents but to businesses who deal with soft plastic packaging. And while these services are required to address the urgent challenges resulting from recent events, the ultimate solution is to continue to reduce and seek to eliminate soft plastic packaging with more responsible and sustainable alternatives.

5.10 STATEMENT OF INVESTMENTS - FEBRUARY 2023

TRIM REFERENCE: 2023/314

AUTHOR: Julie Murray, Financial Accountant

EXECUTIVE SUMMARY

The purpose of this report is to provide a statement of Council's investments held for the period February 2023.

LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan strategy "17.2. Ensure financial stability and support efficient ongoing operation".

FINANCIAL IMPLICATIONS

Nil

POLICY AND GOVERNANCE IMPLICATIONS

Nil

RECOMMENDATION

That Council resolves:

- 1 To note the Statement of Investments for the period February 2023.**
- 2 To adopt the certification of the Responsible Accounting Officer.**

FURTHER CONSIDERATIONS

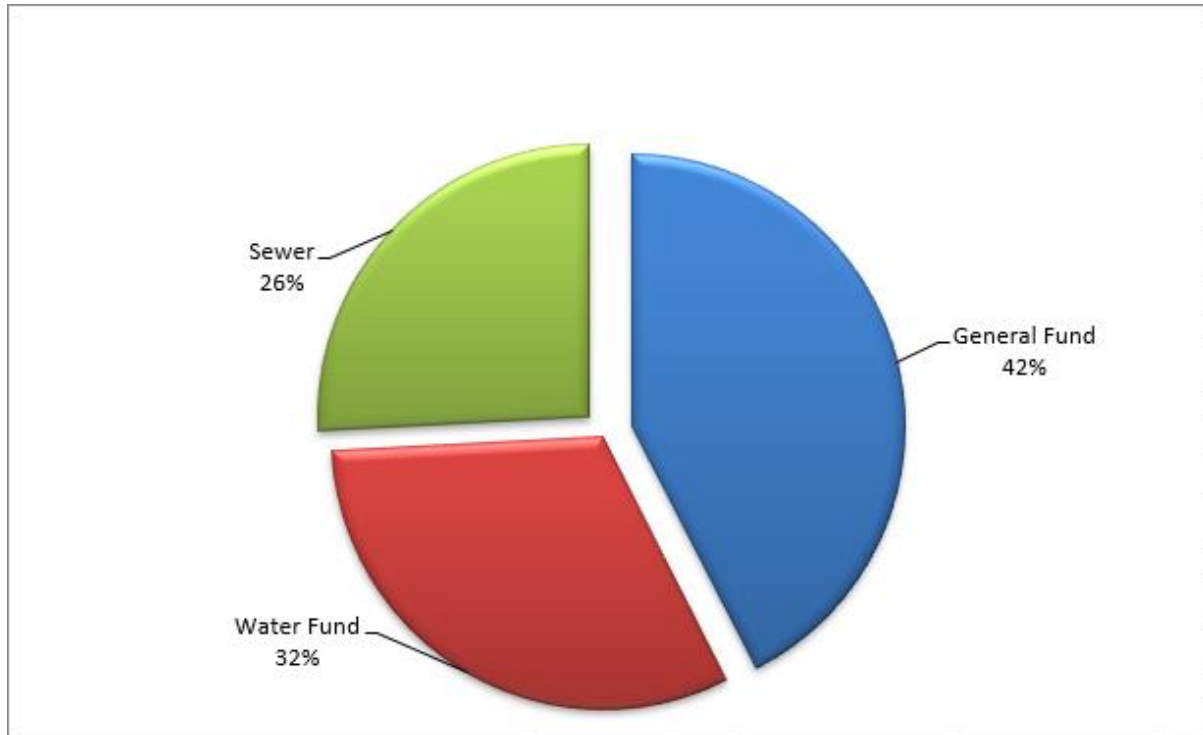
Consideration has been given to the recommendation's impact on Council's service delivery; image and reputation; political; environmental; health and safety; employees; stakeholders and project management; and no further implications or risks have been identified.

SUPPORTING INFORMATION

Section 212(1) of the Local Government (General) Regulation 2005 requires that a written report be presented each month at an Ordinary Meeting of the Council detailing all money that Council has invested under Section 625 of the Local Government Act 1993.

For the period February 2023, the investments held by Council in each fund is shown below:

	28/02/2023	31/01/2023
General Fund	103,575,021.77	90,117,277.94
Water Fund	77,270,345.33	77,536,871.99
Sewer Fund	62,954,668.49	62,933,885.90
Total Funds	243,800,035.59	230,588,035.83

**Portfolio Advice**

Council utilises the services of an independent investment advisor in maintaining its portfolio of investments. Council's current investment advisor is Imperium Markets, an independent asset consultant that works with wholesale investors to develop, implement and manage their investment portfolio. Imperium Markets is a leading provider of independent investment consulting services to a broad range of institutional investors including government agencies, superannuation funds and not-for-profit organisations.

Imperium Markets major services provided to Council include:

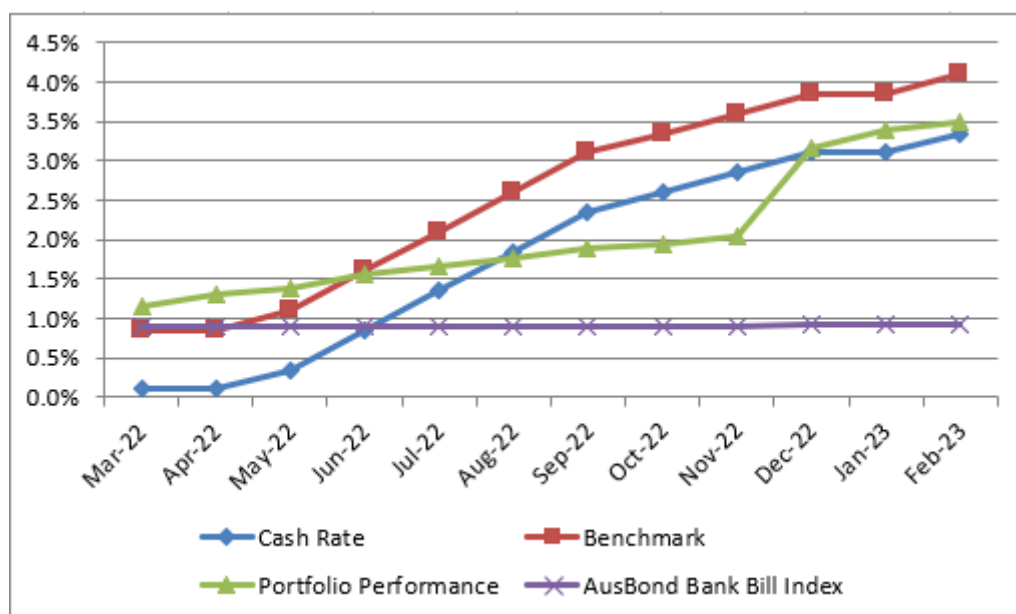
- Quarterly portfolio summary reports
- Advice on investment opportunities, in particular Floating Rate Note products
- Advice on policy construction
- Year-end market values for Floating Rate Note products held by Council.

Portfolio Performance

Council's current Long Term Financial Plan establishes the benchmark for Council's interest on investments at "75 basis points above the current cash rate". The cash rate for the period February 2023 was 3.35 percent. The weighted average interest rate of Council's investment portfolio at the same reporting date was 3.50 per cent which is below Council's benchmark i.e., the cash rate of 3.35 per cent plus 0.75 per cent (or 410 basis points). This is being monitored closely with retiring investments being reinvested to optimise their returns.

Council has also utilised the AusBond Bank Bill Index to provide a further benchmark focused on long term investments. For the period February 2023, the AusBond rate was 0.9181 per cent. The weighted average interest rate of Council's investment portfolio at the same reporting date was 3.50 per cent.

5.10 Statement of Investments - February 2023



Council's Investment Policy establishes limits in relation to the maturity terms of Council's investments as well as the credit ratings of the institutions with whom Council can invest.

The following tables provide a dissection of Council's investment portfolio as required by the Policy. The Policy identifies the maximum amount that can be held in a variety of investment products or with institutions based on their respective credit ratings.

Table 1 shows the percentage held by Council (holdings) and the additional amount that Council could hold (capacity) for each term to maturity allocation in accordance with limits established by Council's Policy.

Table 1: Maturity – Term Limits

Term to Maturity Allocation	Maximum	Holdings	Capacity
0 - 3 Months	100.00%	23.09%	76.91%
3 - 12 Months	100.00%	39.43%	60.57%
1 - 2 Years	70.00%	19.93%	50.07%
2 - 5 Years	50.00%	17.56%	32.44%
5+ Years	25.00%	0.00%	25.00%

Table 2 shows the total amount held, and the weighted average interest rate (or return on investment), by credit rating. The credit rating is an independent opinion of the capability and willingness of a financial institution to repay its debts, or in other words, the providers' financial strength or creditworthiness. The rating is typically calculated as the likelihood of a failure occurring over a given period, with the higher rating (AAA) being superior due to having a lower chance of default. However, it is generally accepted that this lower risk will be accompanied by a lower return on investment.

The level of money held in the bank accounts has been added to the table to illustrate the ability of Council to cover the operational liabilities that typically occur (for example payroll, materials and contracts, utilities).

Table 2: Credit Rating Limits

Credit Rating	Maximum	Holding	Remaining Capacity	Value	Return on investment
Bank Accounts	100.00%	9.13%	90.87%	22,267,979.14	3.40%
AAA	100.00%	0.41%	99.59%	998,230.00	4.50%
AA	100.00%	50.02%	49.98%	121,937,732.00	3.50%
A	60.00%	25.39%	34.61%	61,896,094.45	3.63%
BBB & NR	40.00%	15.05%	24.95%	36,700,000.00	3.25%
Below BBB	0.00%	0.00%	0.00%	N/A	N/A

Council still holds a number of lower interest rate investments at this point of time, many of these have a maturity of less than 3 months and the costs to redeem early were significant and would have been detrimental to the interest revenue received. These investments shall be redeemed at their maturity and reinvested into a higher performing product.

The attached monthly portfolio report from Imperium provides information regarding Council's investment portfolio. This report takes account of current market valuations of the Floating Rate Notes that are held by Council, unless sold prior to maturity all Floating Rate Notes are returned at their face value.

Certification by Responsible Accounting Officer

I, Veronica Webb, hereby certify that all investments have been made in accordance with Section 625 of the Local Government Act 1993, Clause 212 of the Local Government (General) Regulation 2005 and Council's Investment Policy.

ATTACHMENTS

- 1 Investment Monthly Report - February 2023, D23/14873 [↓](#)



Investment Report

01/02/2023 to 28/02/2023



Portfolio Valuation as at 28/02/2023

Issuer	Rating	Type	Alloc	Interest	Purchase	Maturity	Rate	Capital Value	Accrued	Accrued MTD
Defence Bank	BBB	TD	GENERAL	At Maturity	03/03/2022	02/03/2023	0.9500	1,000,000.00	9,447.95	728.77
Macquarie Bank	A+	TD	GENERAL	Annual	06/03/2020	02/03/2023	1.4000	5,141,174.45	70,793.27	5,521.48
Westpac	AA-	TD	SEWER	Quarterly	05/03/2020	06/03/2023	1.2400	1,000,000.00	2,921.64	951.23
Westpac	AA-	TD	WATER	Quarterly	05/03/2020	06/03/2023	1.2400	1,000,000.00	2,921.64	951.23
Westpac	AA-	TD	GENERAL	Quarterly	05/03/2020	06/03/2023	1.2400	1,000,000.00	2,921.64	951.23
Westpac	AA-	TD	GENERAL	Quarterly	10/03/2022	10/03/2023	1.0500	2,500,000.00	5,681.51	2,013.70
NAB	AA-	TD	GENERAL	Quarterly	10/03/2022	10/03/2023	1.0000	2,000,000.00	4,328.77	1,534.25
NAB	AA-	TD	SEWER	Quarterly	10/03/2022	10/03/2023	1.0000	1,500,000.00	3,246.58	1,150.68
ING Direct	A	TD	WATER	At Maturity	17/03/2022	16/03/2023	1.2000	500,000.00	5,736.99	460.27
ING Direct	A	TD	SEWER	At Maturity	17/03/2022	16/03/2023	1.2000	500,000.00	5,736.99	460.27
MyState Bank	BBB	TD	WATER	At Maturity	17/03/2022	16/03/2023	1.1800	3,000,000.00	33,848.22	2,715.62
Defence Bank	BBB	TD	SEWER	At Maturity	17/03/2022	16/03/2023	1.1500	3,500,000.00	38,485.62	3,087.67
ING Direct	A	TD	GENERAL	At Maturity	23/06/2022	23/03/2023	3.6500	3,500,000.00	87,850.00	9,800.00
Members Equity Bank	BBB+	TD	WATER	At Maturity	08/04/2022	13/04/2023	1.8500	2,500,000.00	41,434.93	3,547.95
ING Direct	A	TD	GENERAL	Annual	19/04/2022	20/04/2023	2.2100	4,500,000.00	86,099.18	7,629.04
ING Direct	A	TD	WATER	Annual	26/04/2022	27/04/2023	2.4000	3,000,000.00	60,953.42	5,523.29
NAB	AA-	TD	GENERAL	At Maturity	16/12/2022	18/05/2023	4.1500	5,000,000.00	42,636.99	15,917.81
Suncorp	A+	TD	WATER	At Maturity	16/12/2022	18/05/2023	4.1600	5,000,000.00	42,739.73	15,956.16



Issuer	Rating	Type	Alloc	Interest	Purchase	Maturity	Rate	Capital Value	Accrued	Accrued MTD
Suncorp	A+	TD	SEWER	At Maturity	16/12/2022	18/05/2023	4.1600	5,000,000.00	42,739.73	15,956.16
Westpac	AA-	TD	SEWER	Quarterly	09/06/2022	15/06/2023	3.4500	1,000,000.00	7,750.68	2,646.58
Westpac	AA-	TD	WATER	Quarterly	09/06/2022	15/06/2023	3.4500	500,000.00	3,875.34	1,323.29
Westpac	AA-	TD	GENERAL	Quarterly	09/06/2022	15/06/2023	3.4500	500,000.00	3,875.34	1,323.29
Suncorp	A+	TD	WATER	At Maturity	12/01/2023	20/07/2023	4.4500	5,000,000.00	29,260.27	17,068.49
Commonwealth Bank	AA-	TD	SEWER	At Maturity	16/12/2022	20/07/2023	4.4000	5,000,000.00	45,205.48	16,876.71
Westpac	AA-	TD	GENERAL	Quarterly	28/07/2022	27/07/2023	3.7700	3,000,000.00	9,295.89	8,676.16
Commonwealth Bank	AA-	TD	GENERAL	At Maturity	02/02/2023	03/08/2023	4.4300	5,000,001.00	16,384.93	16,384.93
NAB	AA-	TD	GENERAL	At Maturity	08/12/2022	24/08/2023	4.2000	5,000,000.00	47,753.42	16,109.59
NAB	AA-	TD	WATER	At Maturity	22/12/2022	31/08/2023	4.3500	2,000,000.00	16,446.58	6,673.97
NAB	AA-	TD	GENERAL	At Maturity	22/12/2022	31/08/2023	4.3500	2,000,000.00	16,446.58	6,673.97
BOQ	BBB+	TD	SEWER	At Maturity	01/12/2022	31/08/2023	4.3000	2,000,000.00	21,205.48	6,597.26
BOQ	BBB+	TD	GENERAL	At Maturity	01/12/2022	31/08/2023	4.3000	1,000,000.00	10,602.74	3,298.63
Australian Unity Bank	BBB+	TD	SEWER	At Maturity	20/01/2023	19/10/2023	4.6000	2,000,000.00	10,082.19	7,057.53
Commonwealth Bank	AA-	TD	WATER	At Maturity	10/11/2022	09/11/2023	4.4400	1,000,000.00	13,502.47	3,406.03
Commonwealth Bank	AA-	TD	SEWER	At Maturity	16/12/2022	16/11/2023	4.6000	5,000,000.00	47,260.27	17,643.84
Commonwealth Bank	AA-	TD	GENERAL	At Maturity	17/11/2022	16/11/2023	4.2900	1,500,000.00	18,335.34	4,936.44
Commonwealth Bank	AA-	TD	SEWER	At Maturity	17/11/2022	16/11/2023	4.2900	1,000,000.00	12,223.56	3,290.96
Commonwealth Bank	AA-	TD	WATER	At Maturity	17/11/2022	16/11/2023	4.2900	1,500,000.00	18,335.34	4,936.44
NAB	AA-	TD	GENERAL	At Maturity	24/11/2022	23/11/2023	4.4000	5,000,000.00	58,465.75	16,876.71



Issuer	Rating	Type	Alloc	Interest	Purchase	Maturity	Rate	Capital Value	Accrued	Accrued MTD
Defence Bank	BBB	TD	GENERAL	At Maturity	01/12/2022	30/11/2023	4.6000	3,000,000.00	34,027.40	10,586.30
Commonwealth Bank	AA-	TD	GENERAL	At Maturity	22/12/2022	30/11/2023	4.5800	5,000,000.00	43,290.41	17,567.12
Suncorp	A+	TD	GENERAL	At Maturity	22/12/2022	30/11/2023	4.4000	3,000,000.00	24,953.42	10,126.03
Defence Bank	BBB	TD	GENERAL	Annual	01/12/2022	30/11/2023	4.6000	2,000,000.00	22,684.93	7,057.53
Auswide Bank	BBB	TD	SEWER	Annual	10/12/2020	14/12/2023	0.6300	2,000,000.00	2,727.12	966.58
Westpac	AA-	TD	GENERAL	Quarterly	16/12/2022	21/12/2023	4.4500	5,000,000.00	45,719.18	17,068.49
Suncorp	A+	TD	WATER	Quarterly	16/12/2022	21/12/2023	4.4700	5,000,000.00	45,924.66	17,145.21
BOQ	BBB+	TD	GENERAL	At Maturity	12/12/2022	21/12/2023	4.3000	3,000,000.00	27,920.55	9,895.89
ING Direct	A	TD	SEWER	At Maturity	05/01/2023	11/01/2024	4.3200	3,000,000.00	19,528.77	9,941.92
Westpac	AA-	TD	WATER	Quarterly	20/01/2022	25/01/2024	1.4300	1,000,000.00	1,567.12	1,096.99
NAB	AA-	TD	WATER	At Maturity	16/02/2023	15/02/2024	4.9300	5,000,000.00	8,779.45	8,779.45
Westpac	AA-	TD	SEWER	Quarterly	16/02/2023	15/02/2024	4.9000	1,340,000.00	2,338.58	2,338.58
Rabobank Australia Branch	A+	FRN	SEWER	Quarterly	19/04/2021	19/04/2024	3.6550	498,613.96	2,052.81	1,401.92
Rabobank Australia Branch	A+	FRN	WATER	Quarterly	19/04/2021	19/04/2024	3.6550	498,613.96	2,052.81	1,401.92
BOQ	BBB+	TD	GENERAL	At Maturity	16/12/2022	20/06/2024	4.4900	5,000,000.00	46,130.14	17,221.92
ING Direct	A	TD	WATER	Quarterly	30/06/2022	27/06/2024	4.5000	1,000,000.00	7,520.55	3,452.05
ING Direct	A	TD	SEWER	Quarterly	30/06/2022	27/06/2024	4.5000	500,000.00	3,760.27	1,726.03
ING Direct	A	TD	GENERAL	Quarterly	30/06/2022	27/06/2024	4.5000	3,000,000.00	22,561.64	10,356.16
Commonwealth Bank	AA-	TD	GENERAL	Semi-Annual	05/01/2023	04/07/2024	4.8300	5,000,000.00	36,390.41	18,526.03
Commonwealth Bank	AA-	TD	SEWER	Semi-Annual	05/01/2023	04/07/2024	4.8300	5,000,000.00	36,390.41	18,526.03



Issuer	Rating	Type	Alloc	Interest	Purchase	Maturity	Rate	Capital Value	Accrued	Accrued MTD
Commonwealth Bank	AA-	TD	WATER	Semi-Annual	05/01/2023	04/07/2024	4.8300	5,000,000.00	36,390.41	18,526.03
Westpac	AA-	TD	GENERAL	Quarterly	08/07/2021	11/07/2024	0.7800	2,000,000.00	2,179.73	1,196.71
Suncorp	A+	FRN	WATER	Quarterly	25/07/2019	30/07/2024	4.1612	1,000,713.38	3,420.16	3,192.15
BOQ	BBB+	TD	WATER	Annual	02/08/2019	01/08/2024	2.2000	2,000,000.00	25,435.62	3,375.34
BOQ	BBB+	TD	SEWER	Annual	18/08/2022	22/08/2024	4.0400	2,000,000.00	42,281.64	6,198.36
Bendigo and Adelaide	BBB+	FRN	SEWER	Quarterly	05/09/2019	06/09/2024	4.0386	1,002,460.41	9,404.96	3,098.10
Police Bank	BBB	TD	WATER	Annual	14/10/2022	17/10/2024	4.7500	1,000,000.00	17,958.90	3,643.84
Citibank, N.A.	A+	FRN	SEWER	Quarterly	14/11/2019	14/11/2024	4.3690	1,000,535.20	1,795.48	1,795.48
Westpac	AA-	TD	GENERAL	Quarterly	02/12/2021	05/12/2024	1.6000	3,000,000.00	11,704.11	3,682.19
Newcastle Greater Mutual Group Ltd	BBB	FRN	WATER	Quarterly	05/02/2020	04/02/2025	4.4849	349,818.37	989.14	989.14
Newcastle Greater Mutual Group Ltd	BBB	FRN	SEWER	Quarterly	05/02/2020	04/02/2025	4.4849	349,818.37	989.14	989.14
Macquarie Bank	A+	FRN	SEWER	Quarterly	12/02/2020	12/02/2025	4.3402	2,000,885.16	3,805.11	3,805.11
Commonwealth Bank	AA-	TD	SEWER	Semi-Annual	11/02/2022	13/02/2025	2.1200	350,000.00	1,158.74	569.21
Commonwealth Bank	AA-	TD	WATER	Semi-Annual	11/02/2022	13/02/2025	2.1200	350,000.00	1,158.74	569.21
ING Direct	A	TD	GENERAL	Quarterly	17/02/2022	20/02/2025	2.5800	2,250,000.00	1,908.49	1,908.49
ING Direct	A	TD	WATER	Annual	19/03/2020	20/03/2025	1.7800	2,000,000.00	33,649.32	2,730.96
NAB	AA-	TD	SEWER	Quarterly	31/03/2022	03/04/2025	2.9500	3,500,000.00	17,255.48	7,920.55
NAB	AA-	TD	WATER	Quarterly	31/03/2022	03/04/2025	2.9500	1,500,000.00	7,395.21	3,394.52
Westpac	AA-	TD	WATER	Quarterly	25/11/2021	27/11/2025	1.9400	2,000,000.00	212.60	212.60
ING Direct	A	TD	GENERAL	Quarterly	16/12/2022	18/12/2025	4.7000	5,000,000.00	48,287.67	18,027.40



Issuer	Rating	Type	Alloc	Interest	Purchase	Maturity	Rate	Capital Value	Accrued	Accrued MTD
Commonwealth Bank	AA-	FRN	WATER	Quarterly	13/01/2023	13/01/2026	4.2140	3,013,295.28	16,278.74	9,697.97
Westpac	AA-	TD	SEWER	Quarterly	10/02/2022	12/02/2026	2.1500	1,000,000.00	1,119.18	1,119.18
Westpac	AA-	TD	WATER	Quarterly	10/02/2022	12/02/2026	2.1500	1,000,000.00	1,119.18	1,119.18
Westpac	AA-	TD	GENERAL	Quarterly	10/02/2022	12/02/2026	2.1500	1,000,000.00	1,119.18	1,119.18
Westpac	AA-	TD	WATER	Quarterly	04/03/2021	05/03/2026	1.2000	1,500,000.00	4,241.10	1,380.82
Westpac	AA-	TD	SEWER	Quarterly	04/03/2021	05/03/2026	1.2000	1,000,000.00	2,827.40	920.55
Westpac	AA-	TD	GENERAL	Quarterly	28/10/2021	29/10/2026	1.7800	1,000,000.00	1,463.01	1,365.48
Westpac	AA-	TD	SEWER	Quarterly	28/10/2021	29/10/2026	1.7800	1,000,000.00	1,463.01	1,365.48
Westpac	AA-	TD	WATER	Quarterly	28/10/2021	29/10/2026	1.7800	2,000,000.00	2,926.03	2,730.96
Westpac	AA-	TD	WATER	Quarterly	28/10/2021	29/10/2026	1.7800	4,500,000.00	6,583.56	6,144.66
Westpac	AA-	TD	WATER	Quarterly	02/12/2021	03/12/2026	2.0000	1,000,000.00	4,876.71	1,534.25
Westpac	AA-	TD	SEWER	Quarterly	02/12/2021	03/12/2026	2.0000	2,000,000.00	9,753.42	3,068.49
Westpac	AA-	TD	GENERAL	Quarterly	02/12/2021	03/12/2026	2.0000	2,000,000.00	9,753.42	3,068.49
NAB	AA-	TD	SEWER	Quarterly	10/02/2022	09/02/2027	2.3500	1,000,000.00	1,223.29	1,223.29
NAB	AA-	BOND	WATER	Semi-Annual	25/02/2022	25/02/2027	2.9000	419,039.32	71.51	71.51
NAB	AA-	BOND	SEWER	Semi-Annual	25/02/2022	25/02/2027	2.9000	419,039.32	71.51	71.51
Royal Bank of Canada	AAA	BOND	WATER	Semi-Annual	13/07/2022	13/07/2027	4.5000	984,402.43	5,794.52	3,452.05
Commonwealth Bank	AA-	CASH	WATER	Monthly	28/02/2023	28/02/2023	3.4000	10,118,329.33	942.53	942.53
Commonwealth Bank	AA-	CASH	SEWER	Monthly	28/02/2023	28/02/2023	3.4000	6,465,802.49	602.29	602.29
Commonwealth Bank	AA-	CASH	GENERAL	Monthly	28/02/2023	28/02/2023	3.4000	5,683,847.32	529.45	529.45



Issuer	Rating	Type	Alloc	Interest	Purchase	Maturity	Rate	Capital Value	Accrued	Accrued MTD
TOTALS								243,736,389.76	1,773,292.76	569,191.62



Counterparty Compliance as at 28/02/2023

Long Term Investments

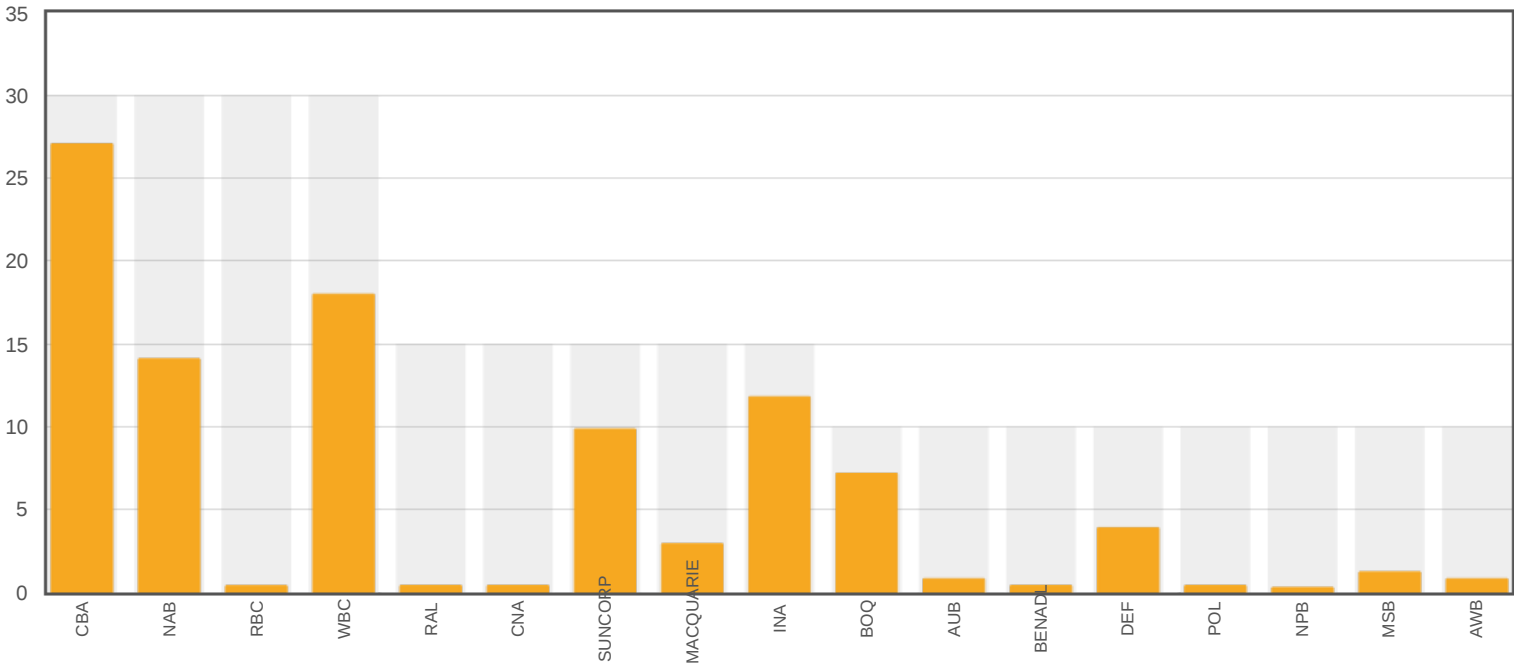
Compliant	Bank Group	Term	Rating	Invested	Invested (%)	Limit (%)	Limit (\$)	Available
✓	Commonwealth Bank	Long	AA-	65,981,275.42	27.07	30.00	-	7,139,641.51
✓	NAB	Long	AA-	34,338,078.65	14.09	30.00	-	38,782,838.28
✓	Royal Bank of Canada	Long	AA-	984,402.43	0.40	30.00	-	72,136,514.49
✓	Westpac	Long	AA-	43,840,000.00	17.99	30.00	-	29,280,916.93
✓	Rabobank Australia Branch	Long	A+	997,227.92	0.41	15.00	-	35,563,230.54
✓	Citibank, N.A.	Long	A+	1,000,535.20	0.41	15.00	-	35,559,923.26
✓	Suncorp	Long	A+	24,000,713.38	9.85	15.00	-	12,559,745.09
✓	Macquarie Bank	Long	A+	7,142,059.61	2.93	15.00	-	29,418,398.85
✓	ING Direct	Long	A	28,750,000.00	11.80	15.00	-	7,810,458.46
✓	BOQ	Long	BBB+	17,500,000.00	7.18	10.00	-	6,873,638.98
✓	Australian Unity Bank	Long	BBB+	2,000,000.00	0.82	10.00	-	22,373,638.98
✓	Bendigo and Adelaide	Long	BBB+	1,002,460.41	0.41	10.00	-	23,371,178.57
✓	Defence Bank	Long	BBB	9,500,000.00	3.90	10.00	-	14,873,638.98



Compliant	Bank Group	Term	Rating	Invested	Invested (%)	Limit (%)	Limit (\$)	Available
✓	Police Bank	Long	BBB	1,000,000.00	0.41	10.00	-	23,373,638.98
✓	Newcastle Permanent	Long	BBB	699,636.74	0.29	10.00	-	23,674,002.24
✓	MyState Bank	Long	BBB	3,000,000.00	1.23	10.00	-	21,373,638.98
✓	Auswide Bank	Long	BBB	2,000,000.00	0.82	10.00	-	22,373,638.98
TOTALS				243,736,389.76	100.00			



Counterparty Compliance - Long Term Investments



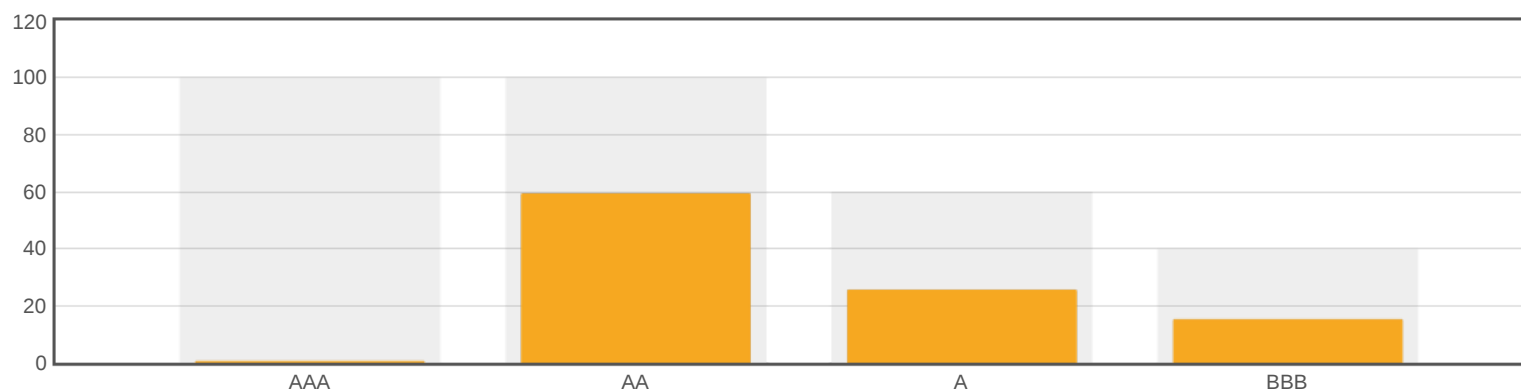


Credit Quality Compliance as at 28/02/2023

Long Term Investments

Compliant	Rating	Invested (\$)	Invested (%)	Limit (%)	Available
✓	AAA	984,402.43	0.40	100.00	242,751,987.33
✓	AA	144,159,354.07	59.15	100.00	99,577,035.69
✓	A	61,890,536.11	25.39	60.00	84,351,297.74
✓	BBB	36,702,097.14	15.06	40.00	60,792,458.76
TOTALS		243,736,389.76	100.00		

Credit Quality Compliance - Long Term Investments

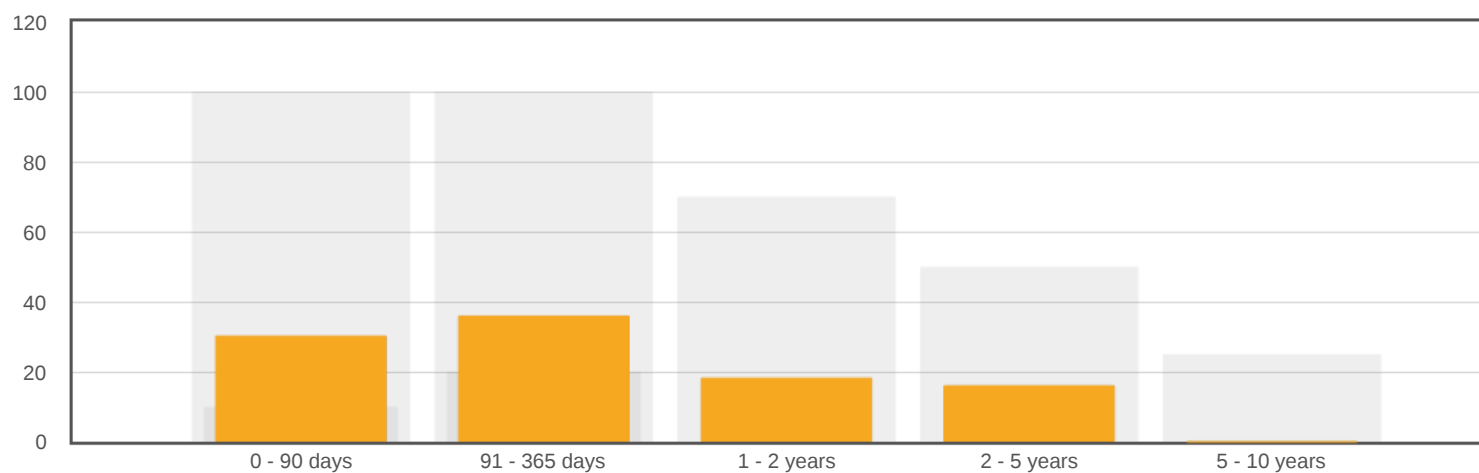




Maturity Compliance as at 28/02/2023

Compliant	Term	Invested	Invested (%)	Min Limit (%)	Max Limit (%)	Available
✓	0 - 90 days	73,409,153.59	30.12	10.00	100.00	170,327,236.17
✓	91 - 365 days	87,340,001.00	35.83	20.00	100.00	156,396,388.76
✓	1 - 2 years	44,151,458.81	18.11	0.00	70.00	126,464,014.03
✓	2 - 5 years	38,835,776.36	15.93	0.00	50.00	83,032,418.52
✓	5 - 10 years	-	0.00	0.00	25.00	60,934,097.44
TOTALS		243,736,389.76	100.00			

Maturity Compliance



**5.11 REPORT FROM THE CEO - CENTRAL NSW JOINT ORGANISATION BOARD MEETING -
23 FEBRUARY 2023**

RECORD NUMBER: 2023/327

AUTHOR: David Waddell, Chief Executive Officer

EXECUTIVE SUMMARY

The Chief Executive Officer and Director Development Services (the Mayor being on leave) attended the Central NSW Joint Organisation Board meeting on Thursday 23 February in Forbes. This report provides a summary of this meeting and attaches minutes for your information.

LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan strategy “16.1. Work in partnership with other Councils, regional organisations and State and Federal Governments”.

FINANCIAL IMPLICATIONS

Nil

POLICY AND GOVERNANCE IMPLICATIONS

Nil

RECOMMENDATION

That Council note the report from the CEO on the Central NSW Joint Organisation Board meeting 23 February and note the changes to the NSW Charter with the following additions and changes highlighted in yellow;

3.2 Associate Members

The following organisations are Associate Members of the Organisation as at February 2023: Central Tablelands County Council; Upper Macquarie County Council; and Lithgow City Council.

4.2 Non-Voting Representatives

iv. the Mayor of Lithgow City Council

v. the Chair of Upper Macquarie County Council

the General Managers of Member Councils [and of Central Tablelands County Council, Upper Macquarie Country Council and Lithgow City Council ...

4.7 Chairperson and Deputy Chairperson

Remuneration for the Chair of the Central NSW Joint Organisation is \$10,000 per annum and will increase in line with CPI and be paid quarterly in advance subsequent to Board meetings.

FURTHER CONSIDERATIONS

Consideration has been given to the recommendation's impact on Council's service delivery; image and reputation; political; environmental; health and safety; employees; stakeholders and project management; and no further implications or risks have been identified.

SUPPORTING INFORMATION

Board members were welcomed to Forbes by Mayor Phyllis Miller. She expressed her thanks for the friendship and support offered by Mayors in person and their communities during and following the recent severe flood event. The Chair, Cr Kevin Beatty, Mayor of Cabonne followed up with thanks on behalf of himself and his communities during the natural disaster.

Mr Richard Colbran, CEO NSW Rural Doctors' Network and Chair of the Ministers' Health Advisory Committee provided frank and in-depth advice on the current state of play for health services and infrastructure. Of note in his advice was the significant reduction in Visiting Medical Officers providing in-hospital services across regional NSW. He also shocked the Board with advice that metropolitan students doing their blocks of study in regional universities get travel and rental support but students studying in rural and regional centres get no support when going to Sydney to do their metropolitan hospital blocks. How outrageous and unfair! The Board will progress advocacy in this regard immediately and Council will receive support materials including draft media and correspondence.

The Board will follow-up with Mr Colbran regarding data and other advocacy support where the region can collaborate.

A presentation was also provided by Mr Sean Haylan, the recently appointed General Manager of Destination Network Central West. Members were given copies of the [Central West NSW Destination Management Plan](#).

Changes to the Central NSW Charter and adoption of the draft Statement of Budget and Revenue

Any changes to the Charter of the CNSWJO must be provided to members for feedback. In summary, changes to the Charter are inclusion of two new Associate Members, Lithgow City Council and Upper Macquarie County Council and remuneration of the Chair.

At its November meeting the Board resolved to remunerate the Chair at \$10K pa.

Regarding membership, Lithgow City Council and Upper Macquarie County Council are included as Associate Members. Lithgow City Council has applied to the Minister for full membership and the Charter will be amended again once this has been proclaimed.

The following changes to the Charter are as follow where the full draft can be found at <https://www.centraljo.nsw.gov.au/charter-statement-of-strategic-regional-priorities/>

3.2 Associate Members

The following organisations are Associate Members of the Organisation as at February 2023:

Central Tablelands County Council;

Upper Macquarie County Council; and

Lithgow City Council.***4.2 Non-Voting Representatives***

.....

iv. the Mayor of Lithgow City Council

v. the Chair of Upper Macquarie County Council

the General Managers of Member Councils [and of Central Tablelands County Council, Upper Macquarie Country Council and Lithgow City Council ...

4.7 Chairperson and Deputy Chairperson

...

Remuneration for the Chair of the Central NSW Joint Organisation is \$10,000 per annum and will increase in line with CPI and be paid quarterly in advance subsequent to Board meetings.

Central NSW Joint Organisation and Regional Development Australia Central West sign MOU

The MoU between RDA Central West and Central NSW JO is only one of its kind in Australia and was reviewed and signed once again at this meeting.

Draft Statement of Budget and Revenue

CNSWJO must adopt its Statement of Budget and Revenue at its May meeting and it has been out on the website for feedback. Please review the document in its entirety [here](#).

To remove the need for special meetings, a draft for public feedback was adopted at this Board meeting.

The budget has been developed giving consideration to:

1. The recently adopted Statement of Strategic Regional Priority [SSRP SUMMARY FINAL-2-PAGER FINAL-2.pdf \(nsw.gov.au\)](#) (SSRP)
2. Grants;
3. Councils across the region providing feedback that they are very resource constrained as they manage the poor roads condition and other challenges;
4. Remuneration of the Chair of \$10K;
5. The IPART rate rise of 3.7%;
6. Feedback through the review of the SSRP that the region would like more opportunities for Councils and other key stakeholders to meet, direction set and collaborate; and
7. The addition of Lithgow City Council membership.

The budget calls for an increase of fees of 3.7% in line with the rate cap and servicing the Statement of Strategic Regional Priority is cut to cloth from there. This will deliver a small surplus for the year of \$2072 with carry over unrestricted reserves of \$282,000.

Review of the CNSWJO Advocacy Plans and Governance

To support advocacy, Joint Organisation Advocacy plans are drafted, Portfolio Mayors and Sponsoring General Managers determined.

The Statement of Strategic Regional Priority adopted in November 2022 identified 7 priorities of which three are new. Advocacy plans for each of these are either well underway or were adopted at the February Board meeting. These plans pull together the key messages for advocacy for the region in the following areas:

- Leveraging the region's successful collaboration
 - Portfolio Mayors:- Cr John Medcalf and Cr Kevin Beatty
 - Sponsoring General Managers:- Greg Tory, Noreen Vu, Brad Byrnes, Craig Butler
- Regional Prosperity through better infrastructure and services
 - Portfolio Mayors:- Cr Bill West
 - Sponsoring General Managers:- Noreen Vu, Steve Loane, Paul Devery, Craig Butler, Mark Dicker
- Advocate for better infrastructure and services in health and ageing
 - Portfolio Mayors:- Cr Phyllis Miller as Chair, Cr John Medcalf, Cr Ken Keith and Cr Maree Statham
 - Sponsoring General Managers:- Gary Wallace, Brad Byrnes and Craig Butler.
- Telecommunications
 - Portfolio Mayors:- Cr John Medcalf as Chair and Cr Phyllis Miller
 - Sponsoring General Managers:- Gary Wallace, Brad Byrnes and Craig Butler.
- Regional Transport and Infrastructure Planning and Prioritisation
 - Portfolio Mayors:- Cr Ken Keith
 - Sponsoring General Managers:- Kent Boyd, Steve Loane, Gary Wallace and Paul Devery.
- Water Security and Productive Water
 - Portfolio Mayors:- Cr David Somervaille, Cr Jason Hamling, Cr Craig Bembrick and Cr Robert Taylor
 - Sponsoring General Managers:- Gavin Rhodes, Kent Boyd and Dave Waddell
- Transition to a sustainable, secure and affordable energy future
 - Portfolio Mayors:- Cr Mark Kellam
 - Sponsoring General Managers:- Dave Waddell, Brad Byrnes, Greg Tory and Paul Devery.

Transitioning water strategy into Integrated Planning and Reporting (IP&R) project

Council has been provided with advice from the CNSWJO on the Auditor General's Report on what was DPIE Water and may recall that the Departmental response to the scathing report was setting up the Town Water Risk Reduction Program. The irony of it not being named the "DPE Water Service Level Improvement Program" or some equivalent was noted by water utilities and to some extent the program was well named as there is not much in it that drives change for the Department – rather, a lot of advice on changing local government.

This change process is captured in the Regulatory and Assurance Framework (the Framework) for local water utilities and came into effect from 1 July 2022.

5.11 Report from the CEO - Central NSW Joint Organisation Board Meeting - 23 February 2023

Included in the Framework are no less than 12 guidance notes for Councils and Counties on how they ought to do strategy for their water utilities.

Where the Framework recognised IP&R, concern has been expressed that there is a significant likelihood the historic approach adopted by DPE Water will resurface with its associated problems and challenges, if we do not push to have IP&R recognised.

Regional Submissions

Members have forwarded requests for the JO to lodge submissions, where all advice provided is within existing policy. All are available on the CNSWJO website at <https://www.centraljo.nsw.gov.au/submissions/>

The Board has endorsed submissions for:

1. A joint response to the Environmental Impact Statement for the upgrade to the Great Western Highway between Blackheath to Little Hartley in line with current policy; and
2. The support of the Institute of Public Works Engineering Australasia submission to the Australian Energy Market Commission on Minor Energy Flow Metering.

Value to members

A snapshot of the value to members of the various activities undertaken by the JO for their members in the context of the CNSWJO Strategic Plan follows.

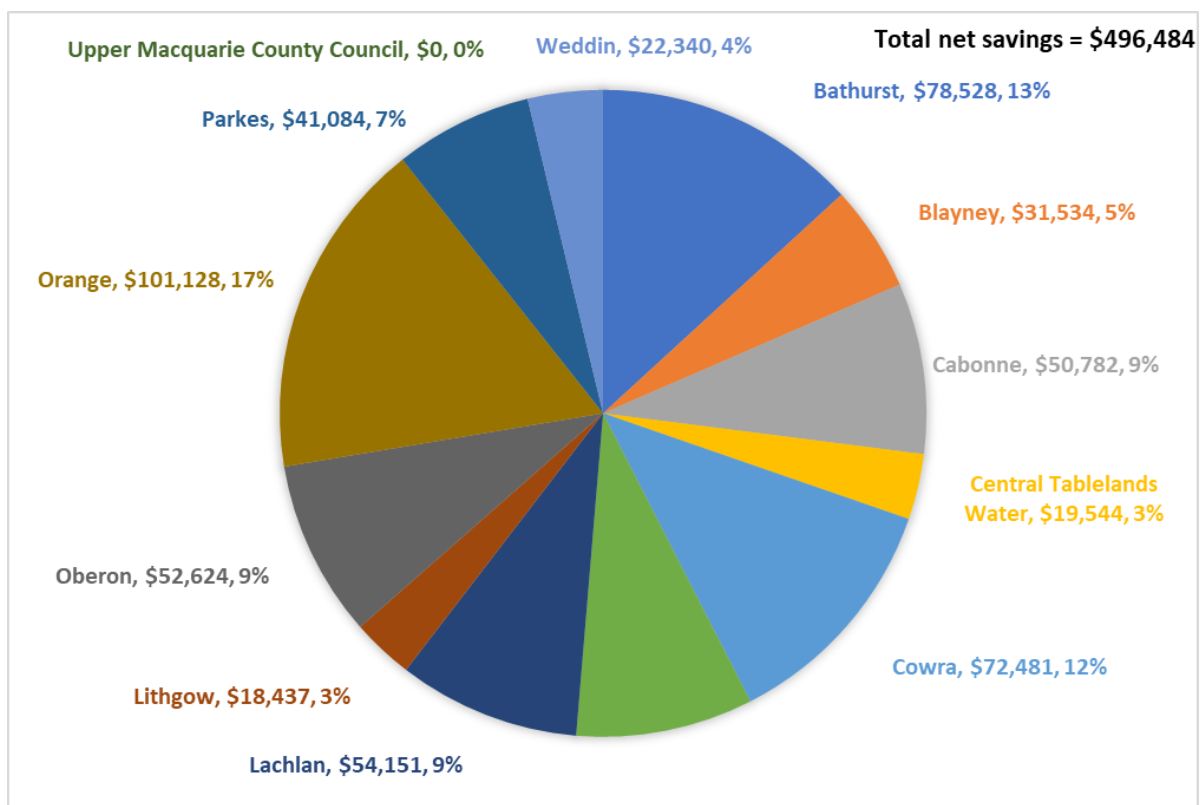
VALUE FOR MEMBERS	FY 2019/2020	FY 2020/2021	FY 2021/2022	FY 2022/2023
SUBMISSIONS	20	23	16	8
PLANS, STRATEGIES AND COLLATERAL	26	12	3	8
GRANTS SEEKING	3	3	1	\$560k
GRANT FUNDING RECEIVED	\$430k	\$713k	\$1.14m	\$2.45m
COMPLIANCE	13	9	11	13
DATA	6	3	1	14
COST SAVINGS	\$1.92m	\$2.22m	\$2.18m	\$496k
REPRESENTATION AND OPPORTUNITIES COUNCILS HAVE BEEN AFFORDED	147	159	210	68
MEDIA INCLUDING SOCIAL MEDIA	13	18	25	15
PR VALUE OF TOURISM	\$1.5m	\$2.4m	\$1.9m	tbc
MEDIA PR VALUE	35	102	101	37

Savings

The following chart shows the savings achieved by member Councils through aggregated procurement. The chart reflects savings in the 22/23 financial year to date.

Savings net off costs of CNSWJO staff.

Regarding the cost savings methodology, it was developed in the Best Practice in Aggregated Procurement Program and is substantially more conservative than the methodologies of other aggregators.



Please contact Ms Jennifer Bennett, Executive Officer, 0428690935, with any queries regarding this advice

ATTACHMENTS

- 1 Minutes - CNSWJO Board Meeting - 23 February 2023, D23/12505 [↓](#)

Minutes of the CNSWJO Board Meeting 23 February 2023 held in Forbes**In Attendance***

Cr D Somervaille	Blayney Shire Council	Cr J Medcalf OAM	Lachlan Shire Council
Cr K Beatty	Cabonne Council	Cr M Kellam	Oberon Council
Cr B West	Cowra Shire Council	Cr K Keith OAM	Parkes Shire Council
Cr P Miller OAM	Forbes Shire Council	Cr C Bembrick	Weddin Shire Council

Mr D Sherley	Bathurst Regional Council	Mr A McKibbin	UMCC
Mr M Dicker	Blayney Shire Council	Cr M Statham	Lithgow City Council
Mr B Byrnes	Cabonne Council	Mr C Butler	Lithgow City Council
Mr P Devery	Cowra Shire Council	Ms T Robinson	RDACW
Mr S Loane OAM	Forbes Shire Council	Ms J Bennett	CNSWJO
Mr G Tory	Lachlan Shire Council	Ms M Macpherson	CNSWJO
Mr G Wallace	Oberon Council	Ms A Thomas	CNSWJO
Mr D Waddell	Orange City Council	Ms K Barker	CNSWJO
Ms N Vu	Weddin Shire Council	Ms J Webber	CNSWJO
Mr G Rhodes	CTW	Ms V Page	CNSWJO
Cr C Roylance	Forbes Shire Council		

*Voting members in bold

Meeting opened at 10.07am by Chair Cr Kevin Beatty

1. Acknowledgement of Country

"I acknowledge the traditional owners of the land on which we meet today, the Wiradjuri people, and pay my respects to their elders past, present and emerging."

2. Welcome

Welcome to Forbes by Cr P Miller

The Chair welcomed Lithgow representatives to the meeting

3. Apologies applications for a leave of absence by Joint Voting representatives

Cr Ferguson, Cr J Hamling, Mr K Boyd, Cr R Fagan, Mr W Sunderland, Cr R Taylor, Mr T Johnston and Ms O West

Resolved	Cr P Miller/Cr K Keith
That the apologies for the Central NSW Joint Organisation Board meeting 23 February 2023 listed above be accepted.	

4. Conflicts of Interest -

Resolved	Cr M Kellam/Cr J Medcalf
Nil declared	

5. Speakers

Mr Richard Colbran, CEO NSW Rural Doctors' Network and Chair of the Ministers' Health Advisory Committee

Actions

- a. Follow up will be undertaken by the Executive Officer regarding advocacy and data

- b. Focus of immediate advocacy around the disparity of support for rural first year medical student blocks in Sydney

Kate Barker and Jenny Webber arrived at 10.15am

Richard Colbran left at 11.00am

6. Minutes

Confirmation of the Minutes of the CNSWJO Board Meeting 24 November 2022 held online

Resolved	Cr K Keith/Cr M Kellam
That the Central NSW Joint Organisation Board confirm the Minutes of the CNSWJO Board Meeting 24 November 2022 held online	

7. Business Arising from the Minutes – Matters in Progress

Resolved	Cr P Miller/Cr C Bembrick
That the Central NSW Joint Organisation Board note the Matters in Progress, making deletions as suggested.	

8. Reports on Statement of Regional Strategic Priority

Priority One: Inter-Council Co-operation

a. Compliance Report

Resolved	Cr M Kellam/Cr J Medcalf
That the Board note the Compliance Report.	

b. Budget considerations 2023/2024 and revision of the CNSWJO Charter

Resolved	Cr M Kellam/Cr P Miller
That the Board:	
1. Adopt the draft Statement of Budget and Revenue and place it on exhibition for 30 days;	
2. Note that the budget for the next financial year includes a fee rise of 3.7% and a small profit for the year of \$2,072;	
3. Adopt the revised CNSWJO Charter with the following changes highlighted in yellow for member feedback:	
3.2 Associate Members	
<i>The following organisations are Associate Members of the Organisation as at February 2023:</i>	
<i>Central Tablelands County Council;</i>	
<i>Upper Macquarie County Council; and</i>	
<i>Lithgow City Council.</i>	
....	
4.2 Non-Voting Representatives	
....	
iv. the Mayor of Lithgow City Council	
v. the Chair of Upper Macquarie County Council	
the General Managers of Member Councils [and of Central Tablelands County Council, Upper Macquarie Country Council and Lithgow City Council ...	
4.7 Chairperson and Deputy Chairperson	

...
<i>Remuneration for the Chair of the Central NSW Joint Organisation is \$10,000 per annum and will increase in line with CPI and be paid quarterly in advance subsequent to Board meetings.</i>
4. Provide advice in the Mayoral Board report regarding the Statement of Budget and Revenue and Draft Charter seeking feedback; and
5. Pursue funding for:
a. Reducing emissions from Council waste facilities and
b. Transitioning water utility strategy into Integrated Planning and reporting

c. The CNSWJO Governance Structure Report

Resolved	Cr P Miller/Cr J
Medcalf	
That the Board note the CNSWJO Governance Structure Report and	
1. Nominate Portfolio Mayors to the various portfolios of:	
a. Leveraging our successful collaboration - Cr Kevin Beatty as Chair and Cr John Medcalf	
b. Regional Prosperity through better infrastructure and services - Cr Bill West	
c. Advocate for better infrastructure and services in health and ageing - Cr Phyllis Miller as Chair, Cr John Medcalf, Cr Ken Keith and Cr Maree Statham	
d. Telecommunications - Cr John Medcalf as Chair and Cr Phyllis Miller	
e. Regional Transport Planning and Infrastructure Prioritisation - Cr Ken Keith	
f. Regional Water Security and Productive Water - Cr David Somervaille, Cr Jason Hamling, Cr Craig Bembrick and Cr Robert Taylor	
g. Transition to a sustainable, secure and affordable energy future -Cr Mark Kellam	
2. Form a subcommittee to meet monthly to progress advocacy strategy; and	
3. Provide a report to next meeting on Board meeting frequency.	

d. SSRP Evaluation

Resolved	Cr B West/Cr C
Bembrick	
That the Board note the Evaluation Report for the Statement of Strategic Regional Priority (SSRP) found the process and outputs compliant, good value for money and well received. Where possible in future iterations;	
1. The strategy itself should be developed in-house;	
2. A subcommittee of Mayors similar to that used for this iteration should provide oversight of the process;	
3. Any expenditure on consultants should be for “new eyes” on the region for a background document to inform strategy like the https://www.centraljo.nsw.gov.au/content/uploads/CNSWJO-Enviromental-Scan.pdf of strategic and plans at the regional, state, national and international levels that are relevant to this region;	
4. Give greater thought to engagement with State agencies; and	
5. The highest priority for any funding for renewal of strategy is for a conference for new Councillors.	

e. Regional Procurement and Contracts

Resolved	Cr P Miller/Cr B
West	
That the Board notes the report on the Regional Procurement and Contract Management Report and approves;	
1. The approval of a 12-month extension the regional traffic control contract;	
2. The approval of a 12-month extension of the Supply of bitumen emulsion regional contract;	

- | |
|--|
| 3. The approval of an Asset Management Audit RFQ process inclusive of a 5% contract management fee; and
4. Approve a regional process for a Modern Slavery Risk Assessment of suppliers for regional councils, provided more than 5 councils express interest in participating. |
|--|

Priority two: Regional Prosperity through better infrastructure and services**f. Advocacy Plan for Regional Prosperity through better Infrastructure and Services Report**

Resolved	Cr M Kellam/Cr C Bembrick
That the Board adopt the Advocacy Plan for Regional Prosperity through better Infrastructure and Services, and review content regarding housing giving consideration to opportunities with the Federal Government.	

g. Skills Shortages Report

Resolved	Cr J Medcalf/Cr M Kellam
That the Board note Skills Shortages report and	
1. Give consideration to progressing a relationship with another council; 2. Note the draft key messages of the advocacy plan and delegate the finalisation of the plan to the Portfolio Mayor and Sponsoring General Managers; and 3. Include in Advocacy the capacity to Councils to pay given rate pegging.	

Priority three: Advocate for better infrastructure and services in health and ageing**h. Health Advocacy**

Resolved	Cr P Miller/ Cr K Keith
That the Board notes the report on the Health Advocacy and	
1. Adopt the key messages on health and ageing; 2. Note the balance of the advocacy advice will be provided to the next Board meeting; 3. Seek to have the Health and Social Profiles developed by the Western Area Local Health District's Health Intelligence Unit updated; 4. Seek feedback from Mr Richard Colbran on advocacy.	

Priority five: Transport and Infrastructure**i. Transport Advocacy**

Resolved	C K Keith/Cr J Medcalf
That the Board notes the report on the Transport Advocacy and adopts the Transport and Infrastructure Advocacy Plan.	

Priority six: Regional Water Security and Productive Water**j. Regional Water Report**

Resolved	Cr B West/Cr C Bembrick
That the Board note the Regional Water Security report and adopt the updated Advocacy Plan for Regional Water.	

k. Transitioning Local Water Utility Strategic Planning into the IP & R Framework

Resolved	Cr P Miller/Cr B West
That the Board note the report on transitioning what was Integrated Water Cycle Management Planning for Local Water Utilities into the Integrated Planning and Reporting Framework report and	
1. Approve the Terms of Reference and Project Scope;	
2. Note that the Subcommittee of General Managers is Mr B Byrnes, Mr K Boyd, Mr G Rhodes and Mr G Tory; and	
3. Note that the region is seeking funding to progress this project while expending \$25K of the Office of Local Government Capacity Building Funds to commence work.	

l. Regional Water Security and Productive Water

Resolved	Cr B West/Cr J Medcalf
That the Board note the report on Productive Water and approve that:	
1. A bid be put up to the newly formed Charles Sturt University Policy Lab to bring together CNSWJO member Council representatives, academics, subject matter specialists and key regional stakeholders to participate in a forum to co-design a Roadmap for the region to progress work on Productive Water; and	
2. In the interim, the Board continue advocacy in line with the updated Advocacy Plan for Regional Water on:	
a. the finalisation of the Regional Water Strategies and the co-design of the Governance and Implementation Plans for these.	
b. Wyangala Dam wall raising and Belubula Water Security Project inclusive of the recognition of the value of urban water and the opportunities to manage water differently (the 'Dutch Model').	

Priority seven: Transition to a sustainable, secure, and affordable energy future**m. Energy Report**

Resolved	Cr C Bembrick/Cr J Medcalf
That the Board note the Energy Report and note there are no changes to the previously adopted Energy Advocacy Plan.	

n. Update from Essential Energy in Relation to Matters Raised by Members Report

Resolved	Cr B West/Cr M Kellam
That the Board note the Update from Essential Energy in Relation to Matters Raised by Members Report and continue to direct matters as they arise through Essential Energy's Head of Strategic Council Partnerships.	

9. Quarterly review of the Central NSW JO Strategic Plan and Statement of Regional Strategic Priority 2022 -2025

Resolved	Cr P Miller/Cr J Medcalf
That the CNSWJO note the Quarterly review of the Central NSW JO Strategic Plan and Statement of Regional Strategic Priority 2022 -2025 and	
1. Sign the MoU with Regional Development Australia Central West;	
2. Seek a variation for the OLG Capacity Building Funds of:	
a. \$25,000 for the Water Training funding to be transferred to capacity building in water strategy aligned with Integrated Planning and Reporting; and	
b. \$23,132.86 remaining from the energy capacity building monies to augment the Regional NSW Business Case funding for the Nexus Between Net Zero and Energy Security;	

- | |
|---|
| 3. Note that CNSWJO is seeking to have an event sponsored by the Regional Australia Institute to build better alignment with the Regionalisation Ambition 2032- Rebalance the Nation;
4. Continue membership of the Regional Australia Institute of \$5K pa;
5. Develop a response to the Environmental Impact Statement for the upgrade to the Great Western Highway between Blackheath to Little Hartley in line with current policy; and
6. Endorse the support of the Institute of Public Works Engineering Australasia submission to the Australian Energy Market Commission on Minor Energy Flow Metering. |
|---|

The Board resolved to move Confidential Reports Items 10b and 10c into General Business given recent announcements by the State government.

Resolved	Cr B West/ Cr J
Medcalf	
The Board resolved to move Confidential Reports Items 10b and 10c into General Business.	

10b. Procurement Report - Disaster Risk Reduction Fund Program

Resolved	Cr M Kellam/Cr B
West	
That the Board note the Procurement Report - Disaster Risk Reduction Fund Program, and	
1. Approve CNSWJO to conduct an RFT process if required on behalf of participating JOs for a Local and Regional Needs Analysis; and 2. Approve CNSWJO to conduct the following RFQ procurement processes, if required, on behalf of participating JOs, noting that acceptance will be via the Chair and Sponsoring General Managers as per the CNSWJO Procurement Policy: <ul style="list-style-type: none"> a. Community Workshops & Training; b. Transport Vulnerability/Freight Routes; c. Disaster Risk Reduction/Integrated Planning and Reporting Integration; and 3. Simtables or equivalent.	

12.00pm Mr Dave Waddell and Mark Hodges left the meeting

12.02pm The Chairs suspended the meeting to hear from the General Manager of Destination Central West, Mr Sean Haylan.

The Chair reopened the meeting at 12:30.

10c. Disaster Risk Reduction Fund (DRRF) Program report

Resolved	Cr J Medcalf/Cr B
West	
That the Board note the Disaster Risk Reduction Fund (DRRF) Program report and	
1. Note the funding received from the NSW Reconstruction Authority of \$647,989; 2. Note the engagement of Ms Jenny Webber as the DRRF Program Manager; 3. Endorse the draft DRRF Implementation Plan; 4. Endorse the draft DRRF Risk Management Plan; and 5. Endorse the draft Terms of Reference for the CNSWJO DRRF Project Steering Committee.	

Closure of the meeting to the public

Resolved	Cr B West/ Cr J
Medcalf	
The Board resolved to move into closed.	

11. Confidential Reports

Financial Report

Resolved West	Cr J Medcalf/Cr B
That the Board note the Financial Report.	

Reopening the meeting

Resolved Medcalf	Cr B West/ Cr J
The Board resolved to reopen the meeting to the public.	

12. Late reports – Nil

13. Speakers to the next meeting.

14. Next meetings:

GMAC: 27 April - Cowra

Board: 24/25 May – Canberra (TBC Federal Parliament)

Meeting closed 12.36pm

Page 7 is the last page of the Central NSW Joint Organisation meeting 23 February 2023 at Forbes

6 CLOSED MEETING - SEE CLOSED AGENDA

The Chief Executive Officer will advise the Council if any written submissions have been received relating to any item advertised for consideration by a closed meeting of Orange City Council.

The Mayor will extend an invitation to any member of the public present at the meeting to make a representation to Council as to whether the meeting should be closed for a particular item. In accordance with the Local Government Act 1993, and the Local Government (General) Regulation 2005, in the opinion of the General Manager, the following business is of a kind as referred to in Section 10A(2) of the Act, and should be dealt with in a Confidential Session of the Council meeting closed to the press and public.

RECOMMENDATION

That Council adjourn into a Closed Meeting and members of the press and public be excluded from the Closed Meeting, and access to the correspondence and reports relating to the items considered during the course of the Closed Meeting be withheld unless declassified by separate resolution. This action is taken in accordance with Section 10A(2) of the Local Government Act, 1993 as the items listed come within the following provisions:

6.1 Lease to Optus - Telecommunication facility Warrigal Place

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

6.2 Tender for the Construction of the Jack Brabham Female Changeroom

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

6.3 Submission Redactions 21 March 2023

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (e) information that would, if disclosed, prejudice the maintenance of law.

6.1 LEASE TO OPTUS - TELECOMMUNICATION FACILITY WARRIGAL PLACE

RECORD NUMBER: 2023/342

AUTHOR: Shirley Hyde, Legal and Property Officer

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

6.2 TENDER FOR THE CONSTRUCTION OF THE JACK BRABHAM FEMALE CHANGEROOM

RECORD NUMBER: 2023/267

AUTHOR: Lucy Gorton, Project Officer

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

6.3 SUBMISSION REDACTIONS 21 MARCH 2023

RECORD NUMBER: 2023/356

AUTHOR: Janessa Constantine, Manager Corporate Governance

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (e) information that would, if disclosed, prejudice the maintenance of law.

7 RESOLUTIONS FROM CLOSED MEETING