



ORDINARY COUNCIL MEETING

AGENDA

9 JULY 2024

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, 9 July 2024** commencing at **6:30PM**.

David Waddell

CHIEF EXECUTIVE OFFICER

For apologies please contact Executive Support on 6393 8391.

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.

1	INTRODUCTION.....	4
1.1	Apologies and Leave of Absence	4
1.2	Livestreaming and Recording	4
1.3	Acknowledgement of Country	4
1.4	Declaration of pecuniary interests, significant non-pecuniary interests and less than significant non-pecuniary interests.....	4
	COUNCIL MEETING ADJOURNS FOR THE CONDUCT OF THE OPEN FORUM	4
	COUNCIL MEETING RESUMES	4
2	MAYORAL MINUTES	5
	Nil	
3	CONFIRMATION OF MINUTES OF PREVIOUS MEETING	5
3.1	Minutes of the Ordinary Meeting of Orange City Council held on 18 June 2024	6
	COUNCIL MEETING ADJOURNS FOR THE CONDUCT OF THE POLICY COMMITTEES.....	22
	Planning and Development - Chaired by Cr Jeff Whitton.....	22
	Employment and Economic Development – Chaired By Cr Tony Mileto – No items	22
	Infrastructure - Chaired by Cr Jack Evans	22
	Sport and Recreation - Chaired by Cr Tammy Greenhalgh	22
	Environmental Sustainability - Chaired by Cr David Mallard	22
	Finance - Chaired by Cr Kevin Duffy	22
	Services - Chaired by Cr Melanie McDonell.....	22
	COUNCIL MEETING RESUMES	22
4	NOTICES OF MOTION/NOTICES OF RESCISSION.....	23
4.1	Notice of Rescission - Super Sopper Budget 2024/2025.....	23
4.2	Allocation of Funds Generated from the Sale of Biodiversity Credits	25
4.3	Notice of Motion - Summer Street Christmas Shopping Event.....	27

5	GENERAL REPORTS	29
5.1	Caretaker Period & Delegations to the Chief Executive Officer 7 August 2024 - 4 November 2024	29
5.2	Strategic Policy Review - Redmond Place Precinct (Diverse and Affordable Housing) - Post Exhibition	33
5.3	New Years Eve 2024 - Event Options	63
6	CLOSED MEETING - SEE CLOSED AGENDA.....	69
6.1	Proposed Sale Vacant Land 94 Woodward Street for Development for Social and Affordable Housing	71
6.2	Lease Shop 3 Leaheys Arcade.....	73
6.3	Submission Redaction Report - 9 July 2024	75
7	RESOLUTIONS FROM CLOSED MEETING	76

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.

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 18 June 2024 (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 18 June 2024.

ATTACHMENTS

- 1 Minutes of the Ordinary Meeting of Orange City Council held on 18 June 2024

ORANGE CITY COUNCIL

MINUTES OF THE

ORDINARY COUNCIL MEETING

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

ON 18 JUNE 2024

COMMENCING AT 6:30PM

1 INTRODUCTION

ATTENDANCE

Cr J Hamling (Mayor), Cr K Duffy (6.35pm), Cr J Evans, Cr G Floyd, Cr T Greenhalgh (*Audio Visual Link*), Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power (Deputy Mayor)

Chief Executive Officer, Acting Director Corporate and Commercial Services (Sharp), Director Development Services, Director Community, Recreation and Cultural Services, Director Technical Services, Manager Corporate Governance, Chief Financial Officer, Management Accountant

1.1 APOLOGIES

RESOLVED - 24/228

Cr D Mallard/Cr S Peterson

That the apologies be accepted from Cr J Whitton and Cr K Duffy (Lateness) for the Council Meeting of Orange City Council on 18 June 2024.

For: Cr J Hamling, Cr J Evans, 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 Whitton, Cr K Duffy

RESOLVED - 24/229

Cr D Mallard/Cr S Peterson

That Cr T Greenhalgh be permitted to attend the Council Meeting of Orange City Council on 18 June 2024 via Audio Visual Link.

For: Cr J Hamling, Cr J Evans, 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 Whitton, Cr K Duffy

1.2 LIVESTREAMING AND RECORDING

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

1.3 ACKNOWLEDGEMENT OF COUNTRY

Cr S Peterson 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 Pecuniary Interest in item 5.5 - Development Application DA306/2021(3) – Lots 87 and 88 Lysterfield Road as her husband's consultancy company has undertaken work on these sites.

Cr Hamling declared a Significant Non-Pecuniary Interest in item 5.3 - Lords Place Furniture Re-Use, Recommendations from the Expressions of Interest as he is a board member of OCTEC who operates Huntley Berry Farm mentioned in this report.

Cr Kinghorne declared a Significant Non-Pecuniary interest in item 5.4(1)(v) – Funding for Springbank Lane as residents are customers of her business, left the meeting and did not vote in discussion or voting on this item.

Cr Greenhalgh declared a Non-Significant Non-Pecuniary interest in item 5.4(1)(t) – Funding for a Super Sopper as she is the Secretary of Bloomfield Junior Rugby League Football Club.

Cr Mileto declared a Non-Significant Non-Pecuniary interest in item 5.4(1)(t) – Funding for a Super Sopper as he is the president of Orange District Football Association.

1.5 OPENING PRAYER

Khalid Tufail of the Orange Islamic Centre led the Council in Prayer.

The Mayor welcomed the 2nd and 3rd Orange Scouts to the chamber to view tonight's meeting.

THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL ADJOURNED FOR THE CONDUCT OF THE OPEN FORUM AT 6.34PM

Cr Duffy arrived at the meeting with the time being 6.35pm

Item 5.4 - Adoption - Integrated Planning & Reporting – Operational Plan and Resourcing Strategy 2024-2025 including Budget, Fees & Charges, Workforce Management Strategy, Long Term Financial Plan and Asset Management Strategy

- Leonard Elliot – Springbank Lane
- Rod Somerville – Planetarium Equipment
- Marea Ruddy – Rainbow Festival
- Cassandra Trengrove – The Colour City Rainbow Hub – Rainbow Festival

THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL RESUMED AT 6.55PM

2 MAYORAL MINUTES

Nil.

3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

RESOLVED - 24/230**Cr G Floyd/Cr S Peterson**

That the Minutes of the Ordinary Meeting of Orange City Council held on 4 June 2024 (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 4 June 2024.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

QUESTION TAKEN ON NOTICE

Cr M McDonell

Cr McDonell asked for an update to be provided to Councillors on the Gender Based Violence Working Group.

4 NOTICES OF MOTION/NOTICES OF RESCISSION

4.1 NOTICE OF MOTION - REVIEW OF LAND ASSETS FOR EMERGENCY OR SHORT TERM HOUSING

TRIM REFERENCE: 2024/980

RESOLVED - 24/231**Cr F Kinghorne/Cr D Mallard**

That Orange City Council review its land assets to determine whether any of these holdings would be suitable or appropriate for placement of structures that could provide emergency or short-term housing, and if so, work with the community to raise money to provide such structures and connections to services such as water, sewer & electricity.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

5 GENERAL REPORTS

5.1 RECOMMENDATIONS AND RESOLUTIONS FROM POLICY COMMITTEES

TRIM REFERENCE: 2023/2293

RESOLVED - 24/232**Cr K Duffy/Cr T Mileto**

That Council resolves:

- 1 That the Minutes of the Planning & Development Policy Committee at its meeting held on 4 June 2024 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 4 June 2024 be and are hereby confirmed as a true and accurate record of the proceedings.
- 3 That the Minutes of the Sport and Recreation Policy Committee at its meeting held on 4 June 2024 be and are hereby confirmed as a true and accurate record of the proceedings.
- 4 That the Minutes of the Environmental Sustainability Policy Committee at its meeting held on 4 June 2024 be and are hereby confirmed as a true and accurate record of the proceedings.
- 5 That the Minutes of the Services Policy Committee at its meeting held on 4 June 2024 be and are hereby confirmed as a true and accurate record of the proceedings.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

QUESTION TAKEN ON NOTICE**Cr K Duffy**

Cr Duffy requested an update on provision of a report with plans and costings for the Southern Feeder/Distributor Road.

5.2 RAINBOW FESTIVAL POST EVENT REPORT

TRIM REFERENCE: 2024/839

RESOLVED - 24/233**Cr M McDonell/Cr G Power**

That the Rainbow Festival Post Event Report be noted.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

Cr McDonell asked what the plan is now with the list of recommendations from the Rainbow Festival.

The Acting Director Corporate & Commercial Services advised that all feedback is taken on board to assist in any future event.

Cr Duffy asked for the costings for staff time and any payment to the police for the Rainbow Festival.

The Acting Director Corporate & Commercial Services advised that \$27,097 was the staff contribution noting that this included payment to staff who would have been paid in the normal operation of their role and that no payment was made to the police for their attendance.

QUESTION TAKEN ON NOTICE**Cr F Kinghorne**

Cr Kinghorne noted that the Rainbow Festival Drag Brunch cost \$6,500, which would equate to 80 tickets at a price of \$81.25 and asked if that included payment to the Queens and how much.

Cr Kinghorne noted that part of the feedback was provision of drinking water and asked what we would do next time.

The Chief Executive Officer advised that next time we would do better.

Cr Hamling left the meeting with the time being 7.15pm and Cr Power (Deputy Mayor) assumed the role of chairperson

5.3 LORDS PLACE FURNITURE RE-USE, RECOMMENDATIONS FROM THE EXPRESSIONS OF INTEREST

TRIM REFERENCE: 2024/837

Cr Hamling declared a Significant Non-Pecuniary Interest in this item as he is a board member of OCTEC who operates Huntley Berry Farm mentioned in this report, left the meeting and did not participate in discussion or voting on this item.

RESOLVED - 24/234**Cr M McDonell/Cr D Mallard**

That Council resolves:

- 1 That Birdie Noshery & Drinking Est receives:
 - 4 Chairs
- 2 That Orange Uniting Church receives:
 - 4 Concrete Chairs
 - 6 Pot Plants
 - 4 Shade Structures
 - 3 Round Chairs
 - 2 Chairs
- 3 That Blowes Real Estate receives:
 - 1 Concrete Chair
 - 2 Pot Plants
 - 1 Chair
- 4 That Orange Botanic Gardens receives:
 - 2 Concrete Chairs
 - 3 Concrete Blocks
- 5 That Huntley Berry Farm receives:
 - 3 Concrete Chairs
 - 10 Concrete Blocks
 - 4 Pot Plants
 - 2 Shade Structures
 - 1 Round Chair
 - 1 Chair
 - 1 Dining Deck.

For: Cr K Duffy, Cr J Evans, 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 Whitton, Cr J Hamling

Cr McDonell noted that Printhe Wines was not successful in receiving a Dining Deck and asked why given there were no other requests for the Dining Decks.

The Acting Director Corporate & Commercial Services advised that this fell outside the scope of the EOI and that there was no instruction from Council at this stage on what would occur with the remaining furniture.

QUESTION TAKEN ON NOTICE

Cr M McDonell

Cr McDonell stated that with the remaining 4 Concrete Blocks and 5 Dining Decks, and information from the previous Director Corporate & Commercial Services (Robb) that this could amount to \$150,000 and asked if this was correct.

Cr Hamling returned to the meeting with the time being 7.20pm and resumed the role of chairperson

RESOLVED - 24/235

Cr M McDonell/Cr G Power

That item 5.4 - Adoption - Integrated Planning & Reporting - Operational Plan and Resourcing Strategy 2024-2025 including Budget, Fees & Charges, Workforce Management Strategy, Long Term Financial Plan and Asset Management Strategy be heard and determined in seriatim.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

5.4 ADOPTION - INTEGRATED PLANNING & REPORTING - OPERATIONAL PLAN AND RESOURCING STRATEGY 2024-2025 INCLUDING BUDGET, FEES & CHARGES, WORKFORCE MANAGEMENT STRATEGY AND ASSET MANAGEMENT STRATEGY

TRIM REFERENCE: 2024/672

RESOLVED - 24/236

Cr S Peterson/Cr T Mileto

That 5.4(1) be heard and determined 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

Against: Cr J Evans

Absent: Cr J Whitton

RESOLVED - 24/237

Cr J Hamling/Cr S Peterson

a) That include Operational grants received for autumn & winter school holidays, open streets event and diggers of WWI at \$56,809 in the 2024/2025 budget.

RESOLVED - 24/238

Cr G Power/Cr M McDonell

b) That Council include Adjustment to staff recruitment at (\$236,000) in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

RESOLVED - 24/239**Cr M McDonell/Cr J Hamling**

c) That Council include Biobank credit from sales at \$300,000 in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

RESOLVED - 24/240**Cr J Hamling/Cr M McDonell**

d) That Council include Capital grant for adventure playground at \$400,000 in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

RESOLVED - 24/241**Cr M McDonell/Cr D Mallard**

e) That Council include Adventure playground - budget adjusted to resolution 24/076 at \$342,026 in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

RESOLVED - 24/242**Cr J Hamling/Cr G Power**

f) That Council include Central Western Daily digitisation of negatives at \$25,000 in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

RESOLVED - 24/243**Cr M McDonell/Cr G Power**

g) That the Councillor allowance be set at \$27,050 and the Mayoral Allowance be set at \$66,800 for 2024/2025, being the maximum allowance for Regional Centre Councils as determined by the Local Government Remuneration Tribunal on 29 April 2024.

For: Cr J Hamling, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr G Power

Against: Cr K Duffy, Cr F Kinghorne, Cr S Peterson

Absent: Cr J Whitton

RESOLVED - 24/244**Cr T Greenhalgh/Cr J Evans**

h) That Council include Function centre repairs to stage, roof & rising damp at \$248,891 in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

RESOLVED - 24/245**Cr G Floyd/Cr T Greenhalgh**

i) That Council include Smith Hockey Fields – surface revitalisation works at \$200,000 in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

RESOLVED - 24/246

Cr M McDonell/Cr G Power

j) That Council include Playground shades for Matthews Park and William Maker Drive at \$50,000 in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

RESOLVED - 24/247

Cr M McDonell/Cr D Mallard

k) That Council include the Rainbow festival with \$50,000 quarantined in the 2024/2025 budget, until a project plan with additional event information is provided to the Council.

For: Cr J Hamling, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr G Power

Against: Cr K Duffy, Cr F Kinghorne, Cr S Peterson

Absent: Cr J Whitton

RESOLVED - 24/248

Cr M McDonell/Cr G Power

l) That Council include Resource Recovery Centre – wages adjustment due to cessation of contractor at \$305,341 in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

RESOLVED - 24/249

Cr G Power/Cr M McDonell

m) That Council include Riding for the Disabled entry repairs at \$21,000 in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

RESOLVED - 24/250

Cr G Power/Cr M McDonell

n) That Council include Safety & Wellbeing Incentive to match insurer contribution at (\$20,000) in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

RESOLVED - 24/251

Cr T Mileto/Cr J Hamling

o) That Council include Scout Camp upgrades – budget re-entry from 2022 at \$987,274 in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

RESOLVED - 24/252**Cr G Power/Cr S Peterson**

p) That Council include Sewer capital works brought forward from future years to match updated capital program at \$2,991,000 in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

RESOLVED - 24/253**Cr T Greenhalgh/Cr G Floyd**

q) That Council include Sport4All contract for inclusive children's sports coaching at \$5,000 in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

RESOLVED - 24/254**Cr T Mileto/Cr J Hamling**

r) That Council include Water capital works brought forward from future years to match updated capital program at \$1,536,000 in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

RESOLVED - 24/255**Cr D Mallard/Cr S Peterson**

s) That Council include Wine Trails – seed funding at \$25,000 in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

Cr Greenhalgh declared a Non-Significant Non-Pecuniary interest in this item as she is the secretary of Bloomfield Junior Rugby League Football Club.

Cr Mileto declared a Non-Significant Non-Pecuniary interest in this item as he is the president of Orange District Football Association.

RESOLVED - 24/256**Cr T Mileto/Cr J Hamling**

t) That Council include the purchase of a Super Sopper at \$35,000 in the 2024/2025 budget.

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

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

Absent: Cr J Whitton

RESOLVED - 24/257**Cr F Kinghorne/Cr T Mileto**

u) That Council include the waiving of Mud Hut Fees for Clifton Grove residents at \$355 in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

Cr Kinghorne declared a Significant Non-Pecuniary interest in this item as residents are customers of her business, left the meeting and did not vote in discussion or voting on this item.

MOTION

- v) That Council include the sealing of Springbank Lane at \$150,000 in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr S Peterson

Against: Nil Cr J Evans, Cr T Greenhalgh, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr G Power

Absent: Cr J Whitton, Cr F Kinghorne

THE MOTION ON BEING PUT WAS LOST

RESOLVED - 24/258

Cr K Duffy/Cr J Hamling

- w) That the issue of fitting out of the Planetarium be noted.

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

Against: Cr J Evans, Cr D Mallard, Cr M McDonell, Cr G Power

Absent: Cr J Whitton

RESOLVED - 24/259

Cr M McDonell/Cr S Peterson

- 2 That the following expenditure, as amended, for the period 1 July 2024 to 30 June 2025 be adopted in accordance with the requirements of Clause 211 (2) of the Local Government (General) Regulation 2021:

2024/25	General Fund	Water Fund	Sewer Fund	All Funds
Operational Expenditure	95,927,869	17,614,966	12,405,319	125,948,155
Capital Expenditure	48,592,564	22,967,263	13,122,385	84,682,212
Loan Repayments	4,636,752	332,837	388,624	5,358,214
TOTAL	149,157,186	40,915,067	25,916,329	215,988,581

RESOLVED - 24/260

Cr J Evans/Cr D Mallard

- 3 To adopt the Schedule of Fees and Charges as listed in the exhibited draft Delivery/Operational Plan, as amended, for the period 1 July 2024 to 30 June 2025, provided that such changes may be varied by any alteration to the Local Government Act 1993 or Local Government (General) Regulation 2021 as directed by the NSW Government and subject to Council having the right to vary fees charged during the year subject to the required exhibition processes being observed. The fees and charges for the Companion Animals Act are yet to be published and circulated by the NSW Government. These fees and charges will be amended and adopted as soon as they are received from the NSW Government.

RESOLVED - 24/261

Cr G Power/Cr G Floyd

- 4 In accordance with Sections 534, 535, 537 and 538 of the Local Government Act 1993, to adopt the following structure for rating purposes for the period 1 July 2024 to 30 June 2025, and make the ad valorem rate in the dollar and base amount as detailed in the table below, noting that land value to be used is based on the valuation date of 1 July 2022 and supplementary information provided since that date, for the rateable

land in the Orange Local Government Area, as follows:

Ordinary Rates	No. of assessments	Value of assessments \$M	Ad Valorem Amount	Base Amount	Base Amount % of Total	Estimated Yield \$
Residential	17,038	5,213	0.002832	810.71	48.33%	28,577,510
Residential – Rural Residential	497	470	0.001442	810.71	37.26%	1,081,280
Residential – Clifton Grove	231	139	0.002356	810.71	36.31%	515,761
Residential – Ammerdown	43	44	0.001855	810.71	29.65%	117,579
Residential – Village	195	45	0.002068	481.18	49.79%	188,456
Farmland	382	617	0.000827	810.71	37.76%	820,127
Business	1,390	906	0.009196	810.71	11.91%	9,460,665
Business – Village	19	3	0.002244	442.71	49.51%	16,990
Special Rates						
Orange Central Business Area	324	226	0.003547	N/A	N/A	804,842
					TOTAL	\$41,583,210

RESOLVED - 24/262**Cr G Power/Cr T Mileto**

5 To adopt the:

- a Operational Plan 2024-2025
- b Resourcing Strategy incorporating the Long-Term Financial Plan, Workforce Management Plan and Asset Management and Strategy 2024-2025
- c Strategic Policy ST27 – Statement of Revenue
- d Strategic Policy ST28 – Asset Management

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

QUESTION TAKEN ON NOTICE**Cr S Peterson**

Cr Peterson noted that the \$25,000 budget allocation (5.4)(1)(f) for the Central Western Daily digitisation of negatives should be referred to the Historical Society for a review of efficiency and information about the scanning, whether the purchase of scanner would be appropriate and whether there was an end date or number of photos for this project.

Cr Kinghorne asked how many playground shade sail areas are still to be covered.

The Chief Executive Officer advised approximately 20 remain.

QUESTION TAKEN ON NOTICE**Cr K Duffy**

Cr Duffy asked for a report to be provided to Council on the process for covering playgrounds with shade sails. It was noted by Cr McDonell that the Play Strategy is currently on exhibition.

Cr Hamling asked whether a Super Sopper would be an investment for the Sporting Precinct and whether it could be used for other fields.

The Director Community, Recreation & Cultural Services advised that the 8 new fields part of the Sports Precinct are designed taking into account primary factors such as wet weather and accounted for with specific drainage, which once constructed would not have the need for a Super Sopper or similar equipment. It could be moved to other fields if required.

Cr Hamling asked how much \$150,000 would provide in sealing Springbank Lane and whether there was a list of priority roads.

The Director Technical Services advised that \$150,000 would cover approximately 130m of the 300m road. There is no priority for sealing of gravel roads. Similar projects in the past have been funded 50/50 by the residents of the particular road.

Cr McDonell asked if there was any regular re-grading of Springbank Lane.

The Director Technical Services advised that gravel roads are graded on a yearly schedule.

Cr McDonell asked for clarification on whether Council was paying for the fit-out of the Conservatorium and whether the Planetarium would be the same.

The Director Community, Recreation & Cultural Services advised that Council was not fitting out the Conservatorium and this would be the same for the Planetarium. The building would be provided with air conditioning, lights and chairs included, however IT equipment was not. It is noted that the IT equipment required has a 4 yearly replacement schedule.

Cr McDonell asked if there was any update on the establishment of an Indoor Playground.

The Director Community, Recreation & Cultural Services advised that discussions had been held with the Tennis Centre and other interested parties and no final arrangements have been made at this stage.

MATTER ARISING

Cr M McDonell

Cr McDonell noted that the Sports Precinct is not listed clearly in the Asset Management Strategy and there is no specific category that covers Recreation.

QUESTION TAKEN ON NOTICE

Cr F Kinghorne

Cr Kinghorne noted that there were previous discussions at the Ageing and Access Community Committee around people abandoning shopping trolleys because they had no alternative to get their shopping home and asked if there was a different approach Council could take to assist with this.

Cr Kinghorne left the meeting with the time being 9.01pm

5.5 DEVELOPMENT APPLICATION DA 306/2021(3) - LOTS 87 AND 88 LYSTERFIELD ROAD

TRIM REFERENCE: 2024/932

Cr Kinghorne declared a Significant Pecuniary Interest in this item as her husband's consultancy company has undertaken work on these sites, left the meeting and did not participate in discussion or voting on this item.

RESOLVED - 24/263**Cr G Power/Cr S Peterson**

That Council consents to development application DA 306/2021(3) for Subdivision (Stage 1: 3 residential lots and 2 development lots; Stages 2(a), 2b) and 2(c): 84 residential lots, 1 public reserve lot and 5 roads; Stage 3: 9 residential lots) and Demolition (outbuildings and dwellings) at Lots 87 and 88 DP 1293987 - Lysterfield Road, Orange (formerly known as Lot 184 DP 750401 – 142 Lysterfield Road, Lot 1 DP 130391 - 142 Lysterfield Road and Lot 188 DP 750401 - 158 Lysterfield Road) pursuant to the conditions of consent in the attached Notice of Approval.

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

Against: Nil

Absent: Cr J Whitton, Cr F Kinghorne

Cr Kinghorne returned the meeting with the time being 9.02pm

5.6 STATEMENT OF INVESTMENTS - MAY 2024

TRIM REFERENCE: 2024/914

RESOLVED - 24/264**Cr M McDonell/Cr G Floyd**

That Council resolves to:

- 1 Note the Statement of Investments for the period May 2024
- 2 Adopt the certification of the Responsible Accounting Officer.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

5.7 ALCOHOL FREE ZONE RE-ESTABLISHMENT PROPOSAL - 1 AUGUST 2024 TO 31 JULY 2028

TRIM REFERENCE: 2024/912

RESOLVED - 24/265**Cr T Mileto/Cr M McDonell**

That Council resolves pursuant to Sections 644, 644A, 644B, 644C and 646 of the Local Government Act 1993 (as amended) to re-establish an Alcohol Free Zone in the public roads and car parks within the area bounded by Hill Street to the West, William Street and Endsleigh Avenue to the East, Prince Street to the North and Moulder Street to the South, for a period of four years from 1 August 2024 till 31 July 2028, with an exemption for events in Robertson Park whereby formal approval has been requested in writing to the CEO and approval has been provided.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

5.8 STRATEGIC POLICY REVIEW

TRIM REFERENCE: 2024/926

RESOLVED - 24/266**Cr M McDonell/Cr J Evans**

That Council resolves to place Strategic Policy ST36 – Banners and its associated Fees and Charges on public exhibition for a minimum period of 28 days.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

MATTER ARISING**Cr J Hamling**

Cr Hamling asked if the lights in Summer Street between Anson St & Lords Pl could be inspected as there were a number of bulbs not working.

6 CLOSED MEETING

In accordance with the Local Government Act 1993, and the Local Government (General) Regulation 2021, in the opinion of the Chief Executive Officer, 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 - 24/267**Cr D Mallard/Cr G Power**

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 Tender - F1062-237 - Spatial System

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 - F4207 - NetWaste - Collection and Recycling of Used Tyres

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.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

The Mayor declared the Ordinary Meeting of Council adjourned for the conduct of the Closed Meeting at 9.07pm

The Mayor declared the Ordinary Meeting of Council resumed at 9.10pm.

7 RESOLUTIONS FROM CLOSED MEETING

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

6.1 TENDER - F1062-237 - SPATIAL SYSTEM

TRIM REFERENCE: 2024/911

RESOLVED - 24/268**Cr G Floyd/Cr M McDonell**

That Council resolves to:

- 1 Not accept any of the tenders for a New Spatial System; and
- 2 Grant permission to the Chief Executive Officer, or his nominee to negotiate with a software supplier with a view to entering into a contract in relation to a New Spatial System.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

6.2 TENDER - F4207 - NETWASTE - COLLECTION AND RECYCLING OF USED TYRES

TRIM REFERENCE: 2024/951

RESOLVED - 24/269**Cr K Duffy/Cr G Floyd**

That Council endorse:

- 1 Tender F4207 for the Collection and Recycling of Used Tyres and award the contract to JLW Services Pty Ltd for their tendered prices as set out in this report for the initial two (2) year term with the option of two (2) x 12-month available extensions.
- 2 Delegation of authority to execute the contracts for the Collection and Recycling of Used Tyres to the Chief Executive Officer with the respective participating Councils.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

THE MEETING CLOSED AT 9.11PM

This is Page Number 1621 and the Final Page of the Minutes of the Ordinary Meeting of Orange City Council held on 18 June 2024.

COUNCIL MEETING ADJOURNS FOR THE CONDUCT OF THE POLICY COMMITTEES

Planning and Development - Chaired by Cr Jeff Whitton

Employment and Economic Development – Chaired By Cr Tony Mileto – No items

Infrastructure - Chaired by Cr Jack Evans

Sport and Recreation - Chaired by Cr Tammy Greenhalgh

Environmental Sustainability - Chaired by Cr David Mallard

Finance - Chaired by Cr Kevin Duffy

Services - Chaired by Cr Melanie McDonell

COUNCIL MEETING RESUMES

4 NOTICES OF MOTION/NOTICES OF RESCISSION

4.1 NOTICE OF RESCISSION - SUPER SOPPER BUDGET 2024/2025

RECORD NUMBER: 2024/1031

We, **CR FRANCES KINGHORNE, CR GLENN FLOYD and CR STEVEN PETERSON** wish to move the following Notice of Rescission at the Council Meeting of 9 July 2024:

MOTION

That Council rescind the following resolution of Council from its meeting on 18 June 2024:

Cr Greenhalgh declared a Non-Significant Non-Pecuniary interest in this item as she is the secretary of Bloomfield Junior Rugby League Football Club.

Cr Mileto declared a Non-Significant Non-Pecuniary interest in this item as he is the president of Orange District Football Association.

RESOLVED - 24/256

Cr T Mileto/Cr J Hamling

t) That Council include the purchase of a Super Sopper at \$35,000 in the 2024/2025 budget.

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

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

Absent: Cr J Whitton

BACKGROUND

Councillor Mileto proposed this purchase in order to try and improve the playing conditions at Jack Brabham Park & Sturgeon Oval. This attempt to overcome the challenges of waterlogged playing fields is commendable, but it has come to my attention that this equipment may not be the best way to manage the problem. A local soil scientist has explained that a Super Sopper device is unlikely to be effective due to the combination of soil type and the nature of the water table at these locations. He has indicated that there is likely to be a more effective solution, which would probably be to install appropriate subsoil drainage.

In rescinding the Council resolution, I would propose a motion to conduct some research into possible solutions to this problem, in order to ascertain the most appropriate management of these sites, and avoid the inappropriate expenditure of a significant amount of funds.

Signed Cr Frances Kinghorne Cr Glenn Floyd Cr Steven Peterson

STAFF COMMENT

Council staff have conducted some research into Super Soppers and advise as follows:

Benefits

- Super sopper is good at removing surface water on well-draining fields after heavy rainfall when fields need to be ready for play ASAP e.g. SCG during summer test matches

4.1 Notice of Rescission - Super Sopper Budget 2024/2025

- They come in a range of sizes and models from a 600mm hand push unit with a 20 litre holding tank to an 1800mm self-propelled unit with 2 absorbent rollers and a 200 litre holding tank
- Can reduce postponements and cancellations under the right conditions.
- Can act as a roller to smooth out rough areas before drying

Limitations

- Not ideal for sportsgrounds with heavy clay soils with minimal/no sub surface drainage like Brabham and Sturgeon. Surface water generally occurs on these fields when the soil profile is saturated so even if some water is removed from the surface, the fields will remain very soft and wet underfoot. Any rain experienced during or after the super sopper will only result in more surface water especially during the Orange winters when evaporation is minimal.
- Time - According to the Super Sopper representative, it takes the 1800mm self-propelled super sopper approx. 2.5 hours to cover a standard cricket field. That means it would take over 6 hours to run over the 5 football fields on Huntley Road at Brabham.
- Weight - the 1800mm self-propelled unit weighs 850Kg dry – add an operator plus the weight of the water being removed from the surface (200 litre tank) and the total weight would be over 1,100Kg +. This type of weight will only add to compaction of the playing surface – reducing natural drainage, increase surface hardness and decrease performance of the turf.
- Ground conditions – where grass cover is poor (e.g. soccer goal mouths), soil/mud sticks to the sponges on the rollers which can create larger depressions for water to lay.
- It was suggested by the Super Soper representative that Council not to consider a unit smaller than 1800mm as the time it takes to get over a field is far too long. An 1800mm tow behind unit is available but needs to be pulled with a tractor, gator or ride on mower however, if there is surface water present on the fields we would typically avoid driving any machinery on them to avoid damage.
- Cost – 1800mm self-propelled unit is \$57,850 + GST with 12 month lead time or the 1800mm tow behind is \$19,800 + GST with approx. 2 month lead time (not recommended).
- Operation – Only Council staff would be permitted to operate the units so sportsground staff would need to factor time into their current work schedule if conditions were suitable through the week. Alternatively, staff would need to work on weekends prior to games starting – provided there was sufficient time and weather allowed.

Recommendation

Our Sports Ground Staff feel that there are too many limitations to the super sopper for use during the winter sporting season so wouldn't recommend purchasing. Rather the view is to address the root cause of the issue which is poor sub surface drainage. Perhaps consider a prioritised works program over the next 5-10 years to install sub-surface drainage on our more heavily used competition sportsgrounds e.g. Bernie Stedman Field, Brendon Sturgeon Oval and Brabham 1 to 4.

POLICY AND GOVERNANCE IMPLICATIONS

Nil

4.2 ALLOCATION OF FUNDS GENERATED FROM THE SALE OF BIODIVERSITY CREDITS

RECORD NUMBER: 2024/1128

I, **CR JASON HAMLING** wish to move the following Notice of Motion at the Council Meeting of 9 July 2024:

MOTION

- 1 That Council allocates 75% of the funds generated from the sale of Biodiversity Credits to support Council sustainability projects.**
- 2 That Council determine available options for the allocation of the remaining 25% of the funds.**

BACKGROUND

On 18 April 2023, Council resolved to sell Biodiversity Offset Credits from the Council Biobanking property known as Girralang. The April resolution also included an action to hold a Councillor workshop at which consideration could be given to options where the funds from the credit sales would be allocated.

Subsequently, a total of \$336,000 worth of credits were sold in a reverse tender process and placed into a restricted account. The Councillor workshop was held at the conclusion of the recent budget briefing on 21 June 2024.

It was determined during the workshop that 75% of the funds would be allocated towards sustainability projects, with the allocation of the remaining 25% to be determined at the next Council meeting.

This report is provided for Council to endorse the outcomes of the workshop and to determine what other Council projects the 25% (\$84,000) would be allocated to.

Signed Cr Jason Hamling

STAFF COMMENT

On 18 April 2023, it was the resolution of Council to workshop available options for funds generated from the sale of Biodiversity Credits. Subsequently, a total of \$336,000 worth of credits were sold in a reverse tender process and placed into a restricted account.

Councillors that attended the 21 June 2024 Councillor Briefing were provided the opportunity to workshop options for these funds in accordance with the April 2023 Council resolution.

Councillors at the briefing agreed that 75% of the funds would be allocated towards sustainability projects, with the remaining 25% to be determined at the next Council meeting.

There is a total of \$84,000 to be allocated by Council. Previously identified options included supporting local organisations that are providing aid to vulnerable community members, such as FoodCare Orange, or investing in initiatives that provide emergency or short-term housing on Council land assets.

4.2 Allocation of Funds Generated from the Sale of Biodiversity Credits

Staff have reached out to FoodCare staff, requesting information for Council's consideration on specifically what any additional funding from Council would be used for. At the time of writing this report, FoodCare was yet to provide this detail.

There are a number of sustainability projects that would benefit from the allocation of the funding. It is requested that resolves Recommendation 1 at least. If Council is not comfortable finalising Recommendation 2 without specifics from FoodCare, then Council may wish to defer consideration of that part of the recommendation.

FINANCIAL/RESOURCING IMPLICATIONS

The funds are currently in a restricted account and will have no budget implications.

POLICY AND GOVERNANCE IMPLICATIONS

Nil

4.3 NOTICE OF MOTION - SUMMER STREET CHRISTMAS SHOPPING EVENT

RECORD NUMBER: 2024/1084

I, **CR JACK EVANS** wish to move the following Notice of Motion at the Council Meeting of 9 July 2024:

MOTION

That Council resolves to Formulate a Working Party, with local businesses and support from Business Orange to host an evening/afternoon 'Christmas Shopping Event' in Early December.

BACKGROUND

Councillors will recall 20 years ago (maybe) there used to be a Summer Street Christmas Party that is remembered fondly amongst the community. There is a desire to bring a similar Christmas Shopping event back to open the Christmas retail trade. Attempts have been made by individual businesses and Business Orange to stage similar events e.g. Shop and Sip, to varying degrees of success, however road closures, alcohol licensing and other issues have been flagged as inhibiting growth and success.

At this point it is time to bring Council formally to the table to assist with coordinating different marketing resources, road closures and Licensing etc.

The working party may choose to coordinate the Shopping event with existing Christmas events being held.

Signed Cr Jack Evans

STAFF COMMENT

A working party meeting could be coordinated over the coming months to facilitate the request.

FINANCIAL/RESOURCING IMPLICATIONS

The assumption is that the proposed Christmas Shopping Event would have no cost to Council as there is no available budget for an additional event.

Resources (Staff) are particularly limited around the Christmas period with three major events, Carols, New Years Eve and Australia Day all occurring within a two-month period.

POLICY AND GOVERNANCE IMPLICATIONS

There are no Governance implications resulting from the request for a working party.

ATTACHMENTS

- 1 Business Orange Letter of Support, D24/68874 [↓](#)

**BUSINESS
ORANGE**

27th June 2024

Orange City Council
Wiradjuri Country
PO Box 35
ORANGE NSW 2800

Dear Councillors,

We write in full support of a working group to be formed to investigate the feasibility and logistics to host a Christmas Shopping Event in Early December in the CBD.

We are receiving regular and concerning feedback from our retail business members that trading is declining significantly. We are consistently hearing that sales are down by 20% or more compared to prior periods for retailers, with even higher declines experienced by those selling personal discretionary items.

With this week's inflation data from May, resulting in two consecutive monthly increases in CPI, it's looking certain that interest rates will not reduce this calendar year, and consumer spending will not be encouraged from monetary policy.

Members are providing feedback that they have been able to maintain gross profit margins, but overheads such as insurances, and utilities are bleeding the net profit of the businesses, and their ability to not only grow, but simply sustain.

Providing an opportunity for local retailers to have an 'event' or 'festival' style lead up to Christmas, will allow them to launch their Christmas campaigns with an emphasis on shopping local, and driving consumers to the CBD for their Christmas shopping needs. A single event operated in the right way can be the difference between breaking even or closing the doors for small businesses.

We not only support the proposal to form a working group to investigate this event, but we are also willing to be part of the working group to provide support and input as needed.

Yours Sincerely,

Daniel Sutton
President

**BUSINESS
ORANGE**

Business Orange

5 GENERAL REPORTS

5.1 CARETAKER PERIOD & DELEGATIONS TO THE CHIEF EXECUTIVE OFFICER 7 AUGUST 2024 - 4 NOVEMBER 2024

RECORD NUMBER: 2024/913

AUTHOR: Janessa Constantine, Manager Corporate Governance

EXECUTIVE SUMMARY

The Local Government Elections are scheduled to be held on 14 September 2024. In accordance with the Local Government (General) Regulation, the caretaker period is the 4 weeks preceding an Ordinary Election, in this case commencing 16 August 2024.

Under the Local Government Act 1993, all current Councillors (except the Mayor) cease to hold their civic office on election day 14 September 2024. This means that Council will be without a governing body from 14 September 2024 until the declaration of the election and swearing in of the new Council. This report seeks Council's delegation to the Chief Executive Officer to exercise the functions of Council as required in the last meeting of the Council on 6 August 2024 and the first meeting of Council which is currently scheduled for 5 November 2024.

LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan strategy "18.1. Provide representative, responsible and accountable community governance".

FINANCIAL IMPLICATIONS

1% of Council's 2023/2024 revenue from rates is \$378,633.01

POLICY AND GOVERNANCE IMPLICATIONS

Under Section 377 of the Local Government Act 1993 Council may, by resolution, delegate to the CEO any delegable function under this Act.

RECOMMENDATION

That Council resolves:

- 1 To Note the information contained in this report.**
- 2 That Council resolves to delegate any permissible delegable function under the Local Government Act 1993 to the Chief Executive Officer (those delegations currently in place) for the period 7 August 2024 through to the first meeting of the new Council currently scheduled for 5 November 2024.**

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

With the Caretaker Period commencing 16 August 2024, the last Council meeting of the Term will be 4 August 2024.

During the Caretaker period, Council or the Chief Executive Officer must not exercise any of the following:

- a) *entering a contract or undertaking involving the expenditure or receipt by the council of an amount equal to or greater than \$150,000 or 1% of the council's revenue from rates in the preceding financial year (whichever is the larger),*
 - b) *determining a controversial development application, except where—*
 - I. *a failure to make such a determination would give rise to a deemed refusal under the Environmental Planning and Assessment Act 1979, section 8.11(1), or*
 - II. *such a deemed refusal arose before the commencement of the caretaker period,*
 - (c) *the appointment or reappointment of a person as the council's general manager (or the removal of a person from that position), other than—*
 - I. *an appointment of a person to act as general manager under section 336(1) of the Act, or*
 - II. *a temporary appointment of a person as general manager under section 351(1) of the Act.*
- (2) *Despite subsection (1), such a function may be exercised in a particular case with the consent of the Minister.*

All Councillor positions become vacant on the date of the next election, 14 September 2024. The Mayor remains Mayor until the successor is declared to be elected to Office.

The NSW Electoral Commission have provided information noting that a declaration of the election may not be made until mid-October 2024. The first meeting of the new Council is currently scheduled for 5 November 2024.

It has been recommended by the Office of Local Government that Councils ensure appropriate delegations are in place for Chief Executive Officers/General Managers to be able to exercise the functions of the Council as required in this period between election day and the first meeting of the Council following the election.

For the information of Councillors, Section 377 (1) of the Local Government Act states that the following functions are NOT able to be delegated to the Chief Executive Officer:

377 General power of the council to delegate

- (1) *A council may, by resolution, delegate to the general manager or any other person or body (not including another employee of the council) any of the functions of the council under this or any other Act, other than the following—*
- (a) *the appointment of a general manager,*
 - (b) *the making of a rate,*
 - (c) *a determination under section 549 as to the levying of a rate,*
 - (d) *the making of a charge,*
 - (e) *the fixing of a fee,*
 - (f) *the borrowing of money,*
 - (g) *the voting of money for expenditure on its works, services or operations,*

5.1 Caretaker Period & Delegations to the Chief Executive Officer 7 August 2024 - 4 November 2024

- (h) the compulsory acquisition, purchase, sale, exchange or surrender of any land or other property (but not including the sale of items of plant or equipment),*
 - (i) the acceptance of tenders to provide services currently provided by members of staff of the council,*
 - (j) the adoption of an operational plan under section 405,*
 - (k) the adoption of a financial statement included in an annual financial report,*
 - (l) a decision to classify or reclassify public land under Division 1 of Part 2 of Chapter 6,*
 - (m) the fixing of an amount or rate for the carrying out by the council of work on private land,*
 - (n) the decision to carry out work on private land for an amount that is less than the amount or rate fixed by the council for the carrying out of any such work,*
 - (o) the review of a determination made by the council, and not by a delegate of the council, of an application for approval or an application that may be reviewed under section 82A of the [Environmental Planning and Assessment Act 1979](#),*
 - (p) the power of the council to authorise the use of reasonable force for the purpose of gaining entry to premises under section 194,*
 - (q) a decision under section 356 to contribute money or otherwise grant financial assistance to persons,*
 - (r) a decision under section 234 to grant leave of absence to the holder of a civic office,*
 - (s) the making of an application, or the giving of a notice, to the Governor or Minister,*
 - (t) this power of delegation,*
 - (u) any function under this or any other Act that is expressly required to be exercised by resolution of the council.*
- (1A) Despite subsection (1), a council may delegate its functions relating to the granting of financial assistance if—*
- (a) the financial assistance is part of a specified program, and*
 - (b) the program is included in the council's draft operational plan for the year in which the financial assistance is proposed to be given, and*
 - (c) the program's proposed budget for that year does not exceed 5 per cent of the council's proposed income from the ordinary rates levied for that year, and*
 - (d) the program applies uniformly to all persons within the council's area or to a significant proportion of all the persons within the council's area.*
- (2) A council may, by resolution, sub-delegate to the general manager or any other person or body (not including another employee of the council) any function delegated to the council by the Departmental Chief Executive except as provided by the instrument of delegation to the council.*
- (3) A council may delegate functions to a joint organisation only with the approval, by resolution, of the board of the joint organisation.*

5.2 STRATEGIC POLICY REVIEW - REDMOND PLACE PRECINCT (DIVERSE AND AFFORDABLE HOUSING) - POST EXHIBITION

RECORD NUMBER: 2024/924

AUTHOR: Mark Hodges, Director Development Services

EXECUTIVE SUMMARY

This report seeks to adopt the *Strategic Policy – Redmond Place Precinct (Diverse and Affordable Housing)* (Draft Strategic Policy).

The policy has been on public exhibition from 13 May 2024 to 14 June 2024. One submission was received during the exhibition period.

LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan strategy “5.3. Improve housing supply, diversity and affordability”.

FINANCIAL IMPLICATIONS

Nil

POLICY AND GOVERNANCE IMPLICATIONS

This policy is required to support the future planning proposal for the Redmond Place development.

RECOMMENDATION

That Council adopt Strategic Policy ST24 - Redmond Place Precinct (Diverse and Affordable Housing).

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 Draft Strategic Policy has been on public exhibition from 13 May 2024 to 14 June 2024.

One submission was received during public exhibition from Shelter New South Wales (NSW). The submission has been summarised and addressed in the following table.

5.2 Strategic Policy Review - Redmond Place Precinct (Diverse and Affordable Housing) - Post Exhibition

Submission/s	
Issue	Response
<p><u>Action 1.1</u> <i>Whilst ... on-the-ground projects can serve a secondary purpose of providing iterative feedback on existing policies, or provide learnings and inspiration for new policy development, we do not agree that pinning future policy development so closely to one-off projects is a sound way to create coherent land use policies.</i></p>	<p>The Strategic Policy applies specifically to the Redmond Place project and not to the City as a whole. It does not “pin” future policy development to a “one-off project”.</p> <p>No change required.</p>
<p><u>Definition of “affordable housing”</u> <i>... the “Affordable Housing” definition ... is too wedded to Landcom’s definition of “affordable housing”, which does not directly cite the NSW planning legislation definition of Affordable Housing. If this norm is duplicated in future policy creation – say for the yet-to-be-created Key Worker Housing Policy – Council’s own policies could suffer dislocation from the source definition (in the Environmental Planning & Assessment Act 1979 and State Environmental Planning Policy (Housing) 2021).</i></p>	<p>The definition of “affordable housing” adopted by the policy is specific to the Redmond Place project and is prescribed by Landcom’s <i>Housing Policy</i> in accordance with the Project Delivery Agreement between Council and Landcom.</p> <p>No change required.</p>
<p><u>Public and social housing</u> <i>The specific exclusion of “Public Housing” and silence on Social Housing provision more generally in the Draft Strategic Policy is unacceptable.</i></p>	<p>The Strategic Policy does not “exclude” public or social housing from being provided within the Redmond Place precinct. The core focus of the project, however, is the market-based provision of affordable housing in line with Landcom’s <i>Housing Policy</i> and the Project Delivery Agreement.</p> <p>No change required.</p>
<p><u>Social housing waitlist</u> <i>Using Affordable Rental Housing provision as the primary way to tackle the Social Housing waitlist is indirect, clumsy, and unreliable.</i></p>	<p>The Strategic Policy does not propose using “Affordable Rental Housing provision as the primary way to tackle the Social Housing waitlist”.</p> <p>No change required.</p>

5.2 Strategic Policy Review - Redmond Place Precinct (Diverse and Affordable Housing) - Post Exhibition

Submission/s	
Issue	Response
<p><u>Application of mandatory affordable housing schemes</u></p> <p><i>Mandatory rather than voluntary Affordable Housing Schemes are overall fairer, easier to interrogate and implement, and deliver more predictable outcomes in Affordable Housing delivery.</i></p>	<p>Comment is not relevant to the Redmond Place project.</p> <p>No change required.</p>
<p><u>Income-based distribution of affordable housing</u></p> <p><i>Specify minimum proportions within the three income bands (very low, low, and moderate) who should be housed in Affordable Rental Housing to prevent developer or housing provider bias in accepting mostly moderate income tenants.</i></p>	<p>Future allocation of affordable housing dwellings to individual tenants and households within the Redmond Place Precinct will be determined by the participating community housing provider(s) in accordance with their provider priorities.</p> <p>No change required.</p>
<p><u>Housing design</u></p> <p><i>Careful attention to be paid to design outcomes for Affordable Housing within broader private housing complexes so these dwellings are not materially subpar or perceived to be subpar by way of location, floor-level, number of bedrooms, strata by-laws, open space, solar access, ventilation, passive heating/cooling opportunities and the like.</i></p>	<p>The design of affordable housing will be determined by community housing providers in accordance with the precinct design guidelines. It should be noted that community housing providers currently operating in the City of Orange (e.g. Housing Plus) consistently construct housing of a high design quality as this enables the housing to 'fit' unobtrusively within established neighbourhoods, optimise social and lifestyle benefits for tenants and minimise ongoing maintenance and operational costs.</p> <p>No change required.</p>
<p><u>Lifespan of affordable housing</u></p> <p><i>Landcom's Housing Policy December 2023 does not commit to Affordable Housing needing to be in perpetuity. In perpetuity or 50+ year requirements in international cases (the US) have not been shown to significantly affect unit development activity.</i></p>	<p>Landcom is not a direct provider of affordable housing. The lifespan of individual affordable housing developments within the Redmond Place Precinct will be determined by the relevant community housing provider(s) in line with its corporate priorities and obligations under State and Commonwealth legislation and policies, including—</p> <ul style="list-style-type: none"> • NSW Community Housing Eligibility Policy

5.2 Strategic Policy Review - Redmond Place Precinct (Diverse and Affordable Housing) - Post Exhibition

Submission/s	
Issue	Response
	<ul style="list-style-type: none"> • NSW Affordable Housing Ministerial Guidelines • National Rental Affordability Scheme • Applicable planning instruments <p>It should be noted that affordable housing projects within the Redmond Place Precinct will require development consent under the EP&A Act. In this regard, Chapter 2, Division 1 of <i>State Environmental Planning Policy (Housing) 2021</i> requires relevant projects to be maintained as affordable housing for at least 15 years.</p> <p>No change required.</p>
<p><u>Ownership and operation of affordable rental housing</u></p> <p><i>Affordable Rental Housing ownership, operations, and tenancy management should be retained by government agencies, local Councils, or not-for-profit community housing providers.</i></p>	<p>Affordable rental housing within the Redmond Place precinct is to be delivered and operated by community housing providers.</p> <p>No change required.</p>
<p><u>Conditions of consent for affordable housing</u></p> <p><i>Affordable Housing compliance needs to be instilled in DA conditions of consent as well as on land titles (examples include requiring Affordable Housing tenancies to be filled prior to Occupation Certificates being issued for private market dwellings)</i></p>	<p>Appropriate conditions of consent will be applied at the time of development consent being issued for individual affordable housing projects.</p> <p>No change required.</p>
<p><u>Regulation of affordable housing</u></p> <p><i>A centralised monitoring framework on dwellings approved, constructed, and operational as Affordable Housing with clear demarcation of government agencies responsible for compliance and</i></p>	<p>Comment is not relevant to the Redmond Place project. Council does not regulate or monitor the operation of affordable housing.</p> <p>No change required.</p>

5.2 Strategic Policy Review - Redmond Place Precinct (Diverse and Affordable Housing) - Post Exhibition

Submission/s	
Issue	Response
<i>enforcement at each stage in the Affordable Housing lifecycle.</i>	
<u>Relationship to Draft Place Vision</u> <i>Does the Strategic Policy adequately capture the essence of inclusive neighbourhoods with housing for people at all stages of life, if the Strategic Policy specifically excludes Public Housing (and Social Housing) from the planned-for mix?</i>	<p>Yes. As noted above, the Strategic Policy does not “exclude” the provision of public and social housing within the Redmond Place Precinct.</p> <p>No change required.</p>
<u>Housing diversity and universal design</u> <i>... what commitments does Council have from Landcom as to minimum proportions of dwellings that will overlap on targets of Diverse AND Affordable AND Universal in design?</i>	<p>The concept plan for the Redmond Place project provides for the development of a diverse range of housing sizes and types. Liveable housing standards are to be determined as part of the development control framework (i.e., DCP and design guidelines) adopted for the precinct.</p> <p>No change required.</p>

ATTACHMENTS

- 1 FOR ADOPTION - Strategic Policy - ST24 - Redmond Place Precinct (Diverse and Affordable Housing), D24/43886 [↓](#)



Strategic Policy ST24

Redmond Place Precinct

(Diverse & Affordable Housing)

FOR ADOPTION

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1 PURPOSE

1.1 The purpose of this policy is to advance Council's strategic priorities for diverse and affordable housing through its participation in the Redmond Place Precinct ('Gateway Site') development. The policy describes the actions and protocols that Council will follow to ensure development of the Redmond Place Precinct:

- is consistent with the objectives and terms of the Project Delivery Agreement (PDA) between Council and Landcom
- advances the housing diversity and affordability priorities of the Orange Local Housing Strategy (July 2022)
- supports the achievement of a minimum 5-Star ("Australian Excellence") with the aim of achieving 6-Star ("World Leadership") certification under the Green Building Council Australia's Green Star Communities scheme
- is consistent with Council's strategic priorities and statutory obligations, including those prescribed under the Orange City Council Integrated Planning and Reporting (IP&R) framework, the City of Orange Planning and Development Community Participation Plan (December 2023) and relevant regional and local planning instruments
- supports opportunities for neighbourhood activation and renewal, public realm enhancement, development investment and cultural and social inclusion within surrounding areas
- establishes a model for the strategic re-use of Council-owned land to support the provision of diverse and affordable housing.

2 TERMS

2.1 Unless otherwise stated, terms used in this policy have the meanings ascribed to them in the Dictionary at the end of the policy.

Affordable Housing

2.2 Affordable housing generally refers to housing (other than public housing) that is accessible to people on very low, low or moderate household incomes. Housing is considered to be affordable when it is priced so that these households are able to pay for housing while meeting other basic living costs, such as food, clothing, transport, medical care and education. As a rule of thumb, housing is considered to be affordable if it costs no more than 30% of the household's gross household income. Where very low, low or moderate income households are required to pay more than 30% of their gross household income on housing, they are considered to be in housing stress and at risk of 'after-housing poverty'.

2.3 Within NSW, affordable housing is considered to be a form of essential social infrastructure. It can come in a range of physical forms, tenures and governance models. Affordable housing is, however, most often provided in the form of affordable rental housing. The lower-than-market rent paid by tenants of affordable rental housing means that it is often constructed and maintained on a not-for-profit basis as community housing by a registered community housing provider (CHP).

2.4 Affordable housing is an inherently hybrid and adaptable category. Due to its variety of applications, it often overlaps with other types of specialist housing. Depending on the circumstances, affordable rental housing can comprise subsidised rental housing, special needs housing (including group



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- homes and crisis and transitional accommodation), social housing (other than public housing), community housing or key worker housing. Affordable purchase housing can include assisted or subsidised purchase housing (including rent-to-buy housing and shared equity housing) .
- 2.5 Affordable housing is essential to, but distinct from housing affordability. The latter refers to the accessibility of housing within a given geographic area or housing market based on people's capacity to pay for it. Affordable housing, on the other hand, is a particular category of housing products that are defined by their affordability for very low, low and moderate income households. In this respect, the provision of affordable housing should be understood as an essential, but by no means the only, means of ensuring a sustainable level of housing affordability within a given place.
- 2.6 For the purposes of this policy, affordable housing has the same meaning as in Landcom's Housing Policy (20 December 2023). This defines affordable housing as comprising "affordable rental housing", "affordable ownership housing" and "other affordable housing" (see Definitions at the end of this policy) .Affordable housing generally refers to housing (other than **public housing**) that is accessible to people on very low, low or moderate household incomes. Housing is considered to be affordable when it is priced so that these households are able to pay for housing while meeting other basic living costs, such as food, clothing, transport, medical care and education. As a rule of thumb, housing is considered to be affordable if it costs no more than 30% of the household's **gross household income**ⁱ. Where very low, low or moderate income households are required to pay more than 30% of their gross household income on housing, they are considered to be in **housing stress** and at risk of 'after-housing poverty'ⁱⁱ.
- 2.7 Within NSW, affordable housing is considered to be a form of essential social infrastructureⁱⁱⁱ. It can come in a range of physical forms, tenures and governance models. Affordable housing is, however, most often provided in the form of **affordable rental housing**. The lower-than-market rent paid by tenants of affordable rental housing means that it is often constructed and maintained on a not-for-profit basis as **community housing** by a registered **community housing provider** (CHP)^{iv}.
- 2.8 Affordable housing is an inherently hybrid and adaptable category. Due to its variety of applications, it often overlaps with other types of specialist housing. Depending on the circumstances, affordable rental housing can comprise subsidised rental housing, special needs housing (including group homes and crisis and transitional accommodation), **social housing** (other than public housing), **community housing** or **key worker housing**. Affordable purchase housing can include assisted or subsidised purchase housing (including **rent-to-buy housing** and **shared equity housing**)^v.
- 2.9 Affordable housing is essential to, but distinct from **housing affordability**. The latter refers to the accessibility of housing within a given geographic area or housing market based on people's capacity to pay for it. Affordable housing, on the other hand, is a particular category of housing products that are defined by their affordability for very low, low and moderate income households. In this respect, the provision of affordable housing should be understood as an essential, but by no means the only, means of ensuring a



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sustainable level of housing affordability within a given place.

- 2.10 For the purposes of this policy, affordable housing has the same meaning as in Landcom's Housing Policy (20 December 2023). This defines affordable housing as comprising "affordable rental housing", "affordable ownership housing" and "other affordable housing" (see Definitions at the end of this policy)^{vi}.

Diverse Housing

- 2.11 Diverse housing generally refers to housing that contributes to a place's **housing diversity** and social mix. It normally refers to housing that, by way of its type, tenure, investment model and ownership, provides an alternative to traditional rental and ownership tenures. Diverse housing comprises, but is not limited to, a range of overlapping housing types and provider models including:

- (a) build-to-rent housing
- (b) co-living housing
- (c) community housing
- (d) group homes
- (e) key worker housing
- (f) rent-to-buy housing
- (g) secondary dwellings
- (h) seniors housing (including specialist disability accommodation)
- (i) shared equity housing
- (j) social housing
- (k) student housing; and
- (l) supportive accommodation.

- 2.12 Diverse housing is closely related to, and often overlaps with, affordable housing. Both are essential preconditions for sustainable place-making and social inclusion (including provision for 'ageing in place', the fostering of social capital and social mobility, the creation of diverse and robust markets for local shops and services, and ensuring a diverse social mix that optimises the

collective consumption of public spaces, assets, facilities and infrastructure). In short, affordable housing aims to make itself accessible to people of very low, low or moderate incomes based on their capacity to pay; diverse housing aims to respond to people's different life circumstances and associated housing needs, particularly where these exist outside the 'norm' of mainstream housing and tenure types.

- 2.13 For the purposes of this policy, diverse housing has the same meaning as in Landcom's Housing Policy (20 December 2023). This establishes a flexible definition of diverse housing that is intended to promote innovation and diversity in terms of housing types, household needs, construction methods, tenures, investment pathways and other characteristics (see Definitions at the end of this policy). Landcom's Housing Policy requires at least 15% of new homes provided across Landcom's portfolio of projects to be diverse housing^{vii}.

3 OBJECTIVES

- 3.1 Development of the Redmond Place Precinct is a key step in establishing a long-term diverse and affordable housing delivery framework for the City of Orange. In particular, the project aims to support the housing priorities of the Orange Local Housing Strategy by facilitating the innovative and proactive delivery of diverse and affordable housing outside of the City of Orange's traditional reliance on market-based residential land and housing supply.
- 3.2 To this end, this policy aims to ensure development of the Redmond Place Precinct:
- (a) demonstrates an exemplary model for good urban design and sustainable place-making, including water sensitive urban design, Connecting with Country design



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principles and Green Star Community certification

- (b) establishes a viable benchmark for the market-based provision of diverse and affordable housing within new urban precincts
- (c) proactively works to unlock, leverage and optimise opportunities for partnership building at the local level, including with local residents, community housing providers, NSW Land and Housing Corporation and the Orange Local Aboriginal Land Council,
- (d) builds capacity and resilience within the City's housing sector, including diversification of housing investment and governance, innovation in housing typology, and development and diversification of local construction knowledge, skills and capabilities,
- (e) is coordinated and strategically aligned with the provisions of regional planning instruments and policies, including those of the *Central West and Orana Regional Plan 2041* and NSW Regional Housing Taskforce,
- (f) is consistent with Council's statutory obligations under the various Acts, instruments and other State policies that apply to the provision of affordable housing, and
- (g) is appropriately recognised and prioritised within Council's Integrated Planning and Reporting (IP&R) framework.

3.3 These objectives inform the principles and actions described in section 6 of this policy.

4 APPLICABILITY

4.1 The general location and extent of the Redmond Place Precinct is shown in Figure 1 below. For the purposes of this policy, the Redmond Place Precinct refers to Council-owned land (comprising **public land**) identified as:

- Lot 1 DP 153167 (154 Lone Pine Avenue, Orange),
- Lot 200 DP 1288388 (5255 Mitchell Highway, Orange), and
- Lot 6 DP 72811 (3 Redmond Place, Orange).



Figure Redmond Place Precinct

4.2 All land within the Redmond Place Precinct is currently classified as "operational" under Chapter 6, Part 2, Division 1 of the *Local Government Act 1993*. Land within the precinct is zoned as either E3 Productivity Support or C3 Environmental Management under the Orange Local Environmental Plan 2011. Land zoned as E3 Productivity Support was previously set aside for a potential expansion of the Orange Homemakers Centre but is no longer required for that purpose.

4.3 The former CareFlight hangar and its immediate curtilage (located within Lot 6 DP 72811) are to be retained as part of the site's development.

4.4 Land zoned as C3 Environmental Management forms part of the City's



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Drinking Water Catchment. Any development of this land will require a comprehensive approach to water cycle management strategy, including a detailed water sensitive urban design strategy, in order to protect the Drinking Water Catchment.

- 4.5 Adjoining privately owned landholdings comprising Lot 1 DP 72811 (148 Lone Pine Avenue), Lot 7 DP 793145 (130 Lone Pine Avenue), and Lot 3 DP 1262729 and Lot 1 DP 539043 (84 Dairy Creek Road) are not included in the precinct.

5 GENERAL

The Redmond Place Precinct

- 5.1 The Redmond Place project is a collaborative initiative being jointly undertaken by Council and Landcom. It entails the rezoning of 23.8 hectares of Council-owned land and its development as a model urban precinct demonstrating leadership in sustainable urban design and the delivery of diverse and affordable housing. The project is a key outcome of the NSW Government's response to the Regional Housing Taskforce's recommendations (Recommendation 2, Action 2.2) and forms part of Landcom's commitment to working with local councils to deliver innovative, diverse and affordable housing in regional LGAs^{viii}.
- 5.2 The objectives and terms of the project are defined in the Project Delivery Agreement (PDA) formed between Council and Landcom (see '4.4 Project Delivery Agreement' below). Under the terms of the PDA, the project is subject to Landcom's **regional affordable housing target**. This requires that a minimum of 20% of dwellings delivered within the Redmond Place Precinct will comprise affordable housing, with the opportunity to increase this share to 30% should market conditions allow.

- 5.3 The Orange Local Housing Strategy (July 2022) demonstrates a critical mismatch between the City's housing stock and its dominant modes of housing investment and capitalisation on the one hand, and the community's actual housing needs and capacity to pay on the other. This is evidenced by a substantial and growing "housing affordability gap" and an over-reliance on detached 3-4 bedroom dwellings in new market-based housing provision.

- 5.4 The lack of affordable and diverse housing has an impact on the City's employment growth and economic development. Lower income households forced out of the market may move away which has been demonstrated to lead to skilled labour shortages, increases in social disadvantage, and can reduce social cohesion in communities. The ongoing loss and non-replacement of affordable housing through gentrification and re-development, in conjunction with the current unmet housing need across NSW provides a strong rationale for intervention.

- 5.5 To date, Council's efforts to encourage private developers to provide diverse and affordable housing within their projects have achieved only moderate success. This is due to a variety of reasons, including:

- land banking and lack of cooperation between private landholders,
- physical constraints on the servicing and housing potential of new greenfield urban release areas,
- poor apprehension within the City's development sector of the benefits and value of urban design, housing diversity and place-making at the precinct or neighbourhood scale,
- local industry inexperience in the delivery of diverse and affordable housing, particularly in relation to the construction and delivery of



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- innovative and medium density housing typologies,
- development business models geared towards the supply of 'traditional' detached housing, focusing on the sale and disposal of individual residential lots from moment to moment rather than the accumulation of composite 'place values' over time and across multiple development stages and sites,
 - general misapprehension of the role and character of affordable housing, with stakeholders often mistakenly equating this to "public housing",
 - the limited, albeit rapidly growing, capacity of the community housing sector within the City, with this sector yet to achieve a significant share of the housing market.
- 5.6 Development of the Redmond Place Precinct represents a unique opportunity to address these constraints.
- Site Selection Process
- 5.7 Council resolved to adopt the Orange Local Housing Strategy on 7 June 2022. This was accompanied by a series of resolutions intended, in combination, to support a long-term diverse and affordable housing delivery framework for the City in which Council-owned land would play a key catalytic role. In its adoption of the Orange Local Housing Strategy, Council resolved (among other matters) to undertake the following supporting policy measures:
- Key Worker Housing Policy (Resolution 22/173) - Commence a review of the current skill shortages in the city and prepare an essential worker housing policy or strategy that may guide direct or indirect provision of housing for locally essential workers and address skill gaps.
 - Affordable Housing Policy (Resolution 22/178) - Prepare a Local Affordable Housing Policy giving consideration to the variety of affordable housing options available, depending on Government funding. The Policy shall also examine creating an Affordable Housing Contribution Scheme (AHCS) and Community Land Trust (CLT) to support the intent of the strategy.
 - Public Land Audit (Resolution 22/180) - Audit public Council land that could be used by Council, in partnership with community housing providers and/or Government agencies, to develop new social and affordable housing dwellings, and prepare a report for Council on the results of the audit.
- 5.8 The NSW Government's endorsement of the recommendations of the Regional Housing Taskforce in August 2022 provided an important basis for advancing these resolutions.^{ix} In particular, Recommendation 2, Action 2.2 of the government's response establishes a wide range of State-level commitments that directly correspond to the Orange Local Housing Strategy's priorities for diverse and affordable housing at the local level. These include, among other things, confirmation of Landcom's commitment to partnering with local councils to expand the delivery of diverse and affordable housing within regional LGAs (Sub-action 2.2.3). The relevant recommendation and supporting actions of the *Government Response to the Regional Housing Taskforce* (NSW Department of Planning and Environment 2022a, pp. 25-26) are summarised in Table 1 below.



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Action		Sub-action	
Recommendation 2 - Increase the availability of affordable and diverse housing across regional NSW			
2.2	Establish an ongoing program to deliver new and renewed social and affordable rental housing in the regions through partnership between government housing providers such as the Land and Housing Corporation and Landcom, local government, and the community housing sector.	2.2.1	Continue to grow and change regional social housing stock to house more vulnerable people and families in better quality, modern homes in line with the Land and Housing Corporation's and Aboriginal Housing Office portfolio strategy.
		2.2.2	Explore new funding and funding models for social and affordable housing in partnership with the community housing and private sectors.
		2.2.3	Increase Landcom's delivery of housing in the regions.
		2.2.4	Deliver new and upgraded supply of housing for Aboriginal communities to contribute to the achievement of the Closing the Gap housing target through the AHO's Closing the Gap Housing Solutions program.

Action		Sub-action	
		2.2.5	Deliver programs and funding to improve housing outcomes for Aboriginal people and support the growth of the Aboriginal community housing providers sector through phase 2 of the Strong Families, Strong Communities program.

Table 1 Relevant recommendations and actions from the *Government Response to the Regional Housing Taskforce* (August 2022)

5.9 On 28 February 2023 Council and Landcom formed a Memorandum of Understanding (MoU) to deliver affordable and sustainable housing outcomes for the City of Orange. The MoU provides for Council and Landcom to collaborate on the identification of underutilised public land within the City of Orange that may be suitable for residential development, with a focus on providing affordable housing options for low to moderate income households (including but not limited to housing for key workers and Aboriginal community members).

5.10 The MoU is a key measure supporting both the *Government Response to the NSW Regional Housing Taskforce* and implementation of the Orange Local Housing Strategy's priorities and actions for diverse and affordable housing (see '5.3 Orange Local Housing Strategy' below)

5.11 The review of public land holdings subsequently identified the Redmond Place Precinct as a suitable site for diverse and affordable housing, subject to the incorporation of an appropriate urban design and water management



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approach to protect the City's drinking water catchment.

Project Delivery Agreement

5.12 The key terms of the Redmond Place Precinct development are detailed within the Project Delivery Agreement (PDA) formed between Council and Landcom.^x The PDA sets out the following project objectives:

- (a) **Supply:** *increase the supply of land to facilitate housing through the creation of land lots to support a sustainable, innovative and affordable community;*
- (b) **Diversity:** *promote housing diversity through masterplanning and Rezoning to support delivery a diverse mix of product, including houses and townhouses;*
- (c) **Affordable Housing:** *increase the supply of land for affordable housing by delivering at least 20% of all residential dwelling sites in the Project for Affordable Housing with a view to increase that to a maximum of 30% subject to market conditions;*
- (d) **Commercial:** *pursue a commercially viable outcome for both Parties; and*
- (e) **Sustainability:** *develop a climate resilient, healthy and inclusive place, at the forefront of environmental and social sustainability.*

5.13 Under the terms of the PDA, Council agrees to contribute its land to the project. In return, Landcom will fund and undertake the services required to rezone, master plan, design, construct and subdivide the development, and will oversee the marketing and sale of the completed residential lots. The development is to be overseen by a Project Control Group (PCG) composed of representatives of Council and Landcom.

Design Quality & Review

5.14 Master planning for the Redmond Place Precinct, including concept development and detailed design, is subject to regular review by Landcom's Design Review Panel (DRP). The panel is composed of independent experts who provide impartial advice on the design quality of the project, including its urban design and place making qualities. In this regard, master planning for the Redmond Place Precinct is to be undertaken in accordance with the design quality objectives and design principles prescribed in its Housing Policy (20 December 2023). These include the following design principles:

1. *Good design begins with a connection to Country*
2. *Good design delivers sustainable places*
3. *Good design is enabled by likeminded partners*
4. *Good design is enabled by skilled design professionals*
5. *Good design evolves and benefits from review*
6. *Good design lives on*

5.15 As part of its commitment to design excellence, Landcom is seeking to gain minimum 5-Star ("Australian Excellence") with the aim of achieving 6-Star ("World Leadership") certification under the Green Building Council Australia's (GBCA's) Green Star - Communities rating scheme. The scheme awards credits according to a holistic range of performance indicators under the following themes:

1. Governance
2. Liveability
3. Economic Prosperity
4. Environment
5. Innovation



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5.16 Certification under the Green Star – Communities scheme is an important means of ensuring the Redmond Place Precinct is planned and delivered in a way that demonstrates best practice urban design and place making. It also establishes a significant step-change for urban development within the City of Orange. In particular, the intended Green Star certification will establish a benchmark for other major residential development projects within the City of Orange. An important outcome of the Redmond Place project in this regard is that it will inform both Council and local housing industry approaches to design excellence and sustainability in the planning and design of new urban precincts.

5.17 The importance of providing Council's support for Landcom's design quality and design review processes is reflected in the principles and actions of this policy as described in Part 6 below.

6 POLICY REQUIREMENTS

Principles

- 6.1 Council's actions in relation to the Redmond Place Precinct development are to be guided by the following principles:
- Principle 1 – Support the housing diversity and affordability priorities of the Orange Local Housing Strategy and accompanying Council resolutions.
 - Principle 2 – Build capacity and resilience within the City's housing construction and management sectors.
 - Principle 3 – Support better housing outcomes, neighbourhood revitalisation and social inclusion in surrounding communities.
 - Principle 4 – Demonstrate market leadership and best practice in

sustainable urban design and place-making.

- Principle 5 – Provide a viable model for the re-use of underutilised public land to meet housing needs.

Actions

6.2 The actions required by this policy are described below.

Principle 1 – Support the housing diversity and affordability priorities of the Orange Local Housing Strategy and accompanying Council resolutions

Action		Lead Responsibility
1.1	Use project outcomes to inform policies intended to support the Orange Local Housing Strategy, including: <ul style="list-style-type: none"> • Key Worker Housing Policy/Affordable Housing Policy • Public Land Audit • Amendments to Council's Planning Agreement Policy (ST 124) 	Director Development Services
1.2	Ensure the preferred housing typology matrix: <ul style="list-style-type: none"> • Is informed by a comprehensive Social and Housing Needs Assessment, • Includes consideration of opportunities for diverse housing, including build-to-rent housing and other alternative medium density housing opportunities 	Director Development Services
1.3	Support the application of the <i>Landcom Affordable Housing Design Guideline</i> and <i>Built Form Design Guidelines</i> .	Director Development Services
1.4	Determine minimum universal design requirements for the Redmond Place Precinct that: <ul style="list-style-type: none"> • Demonstrate best practice in public realm design • Encourage 'ageing in place' • Support Landcom's Universal Design ('Livable Housing') objectives and targets as described in its Housing Policy (20 December 2023) 	Director Development Services



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	<ul style="list-style-type: none"> Ensure dwellings achieve at least a Silver Level performance in accordance with the <i>Livable Housing Guidelines</i> 	
1.5	Determine the desirability and cost-benefit of requiring lots as Council owned lots to be used for key worker housing (including Council employee housing) or the provision of community housing (in partnership with a community housing provider).	Director Development Services

Principle 2 – Build capacity and resilience within the City’s housing construction and management sectors

Action		Lead Responsibility
2.1	Engage with community housing providers (CHPs) to: <ul style="list-style-type: none"> Understand provider capacities, business development strategies and portfolio growth targets Identify partnership opportunities for the provision of diverse and affordable housing 	Director Development Services
2.2	Engage with local development and housing industry stakeholders to identify avenues for the provision of diverse and affordable housing within and beyond the Redmond Place Precinct.	Director Development Services
2.3	Engage with local training and employment service providers to identify opportunities for involvement in the project.	Director Development Services
2.4	Determine information sharing and education opportunities to inform Council and local housing industry stakeholders on the potential applications and benefits of participation in Green Building Council Australia’s Green Star – Communities rating scheme.	Director Development Services

Principle 3 – Support better housing outcomes, neighbourhood revitalisation and social inclusion in surrounding communities

Action		Lead Responsibility
3.1	Engage with NSW Land and Housing Corporation (Housing NSW) to: <ul style="list-style-type: none"> Identify opportunities for neighbourhood revitalisation and housing diversification on LAHC landholdings in accordance with the <i>NSW Land and Housing Corporation Portfolio Strategy</i> (December 2020) and <i>Local Area Analysis</i> for Orange (May 2022), Determine the feasibility of establishing a place partnership for East Glenroi. 	Director Development Services
3.2	Engage with Orange Local Aboriginal Land Council and other Aboriginal stakeholders to: <ul style="list-style-type: none"> Identify opportunities to support the Orange Aboriginal Social Development Plan 2014-2024 Inform the preparation and ongoing implementation of a Connecting with Country Framework for the Redmond Place Precinct 	Director Development Services
3.3	Ensure community engagement with local residents and other stakeholders in accordance with an agreed Stakeholder Engagement Strategy.	Director Development Services
3.4	Ensure Council investment in community facilities, public open space and other social infrastructure is consistent with a Social and Community Needs Assessment prepared in accordance with the supporting technical information requirements of the <i>Local Environmental Plan Making Guideline</i> (Attachment C, August 2023)	Director Development Services
3.5	Ensure continuing investment in existing facilities and infrastructure supports and leverages capital investment in the Redmond Place Precinct, including: <ul style="list-style-type: none"> Provision and uplift of key pedestrian links to 	Director Development Services



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	surrounding public parks, schools and facilities, • Augmentation and upgrade of existing community facilities, • Street network and public realm upgrades.	
3.6	Ensure the designation of any future commercial land uses within the Redmond Place Precinct: • Is informed by an appropriate Economic Impact Assessment • Protects the planned activation of the former Kurim Shops site as a location for a mixed use neighbourhood centre.	Director Development Services
	• participation as an observer on Landcom's Design Review Panel (DRP) meetings, • ongoing support for Landcom's Design Quality objectives and principles as outlined in its Housing Policy, • provision of feedback and advice on the design quality aspects of draft concept proposals.	
4.5	Ensure precinct planning and subdivision layout demonstrates innovation and best practice in street block layout, street typology and public realm design in accordance with Landcom's <i>Street Design Guidelines</i> and <i>Open Space Design Guidelines</i> .	Director Development Services
4.6	Ensure precinct master planning and subdivision layout demonstrates the integrated consideration of: • Place visioning and desired future character objectives • Connecting with Country • Green Grid design • Water sensitive urban design (WSUD) • Energy efficiency • Urban tree canopy and urban heat management • Active transport and walkable neighbourhood principles • Universal design • Crime prevention through environmental design (CPTED)	Director Development Services
4.7	Ensure appropriate drinking water catchment protections, including the application of water sensitive urban design (WSUD) principles and infrastructure.	Director Development Services

Principle 4 – Demonstrate market leadership and best practice in sustainable urban design and place-making

Action		Lead Responsibility
4.1	Support the Redmond Place Precinct's certification as a minimum 5-Star ("Australian Excellence") with the aim of achieving 6-Star ("World Leadership") community in accordance with Green Building Council Australia's Green Star – Communities rating scheme.	Director Development Services
4.2	Ensure precinct planning is informed by engagement with Aboriginal stakeholders and a comprehensive Connecting with Country framework prepared in accordance with the NSW Government's <i>Connecting with Country Framework</i> (GANSW 2023).	Director Development Services
4.3	Provide up-front guidance on an appropriate urban design and master planning methodology and process that reflects the supporting technical information requirements of the <i>Local Environmental Plan Making Guideline</i> (Attachment C, August 2023) ('Urban design study and concept plan').	Director Development Services
4.4	Support Landcom's design quality and design review processes, including:	Director Development Services

Principle 5 – Provide a viable model for the re-use of underutilised public land to meet housing needs

Action		Lead Responsibility
5.1	Ensure planning proposals are supported by a comprehensive range of supporting technical studies prepared in accordance with the supporting technical information requirements of the	Director Development Services



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	<i>Local Environmental Plan Making Guideline</i> (Attachment C, August 2023).	
5.2	Determine an appropriate infrastructure contributions framework for the precinct to be incorporated into a Draft Planning Agreement.	Director Development Services
5.3	Update Council's Planning Agreement Policy (ST 124) to: <ul style="list-style-type: none"> Define "public purpose" consistent with Section 7.4(2) of the <i>Environmental Planning and Assessment Act 1979</i> Incorporate other amendments as may be required to facilitate the provision of affordable housing and other local infrastructure in the Redmond Place Precinct 	Director Development Services
5.4	Investigate the viability of adopting minimum requirements for the provision of diverse and affordable housing within urban release areas and major infill developments that require planning proposals.	Director Development Services
5.5	Determine the potential to apply Green Star – Communities rating requirements for new planning proposals (threshold similar to what was required by Place and Design SEPP for master planning).	Director Development Services
5.6	Pursue alternative funding opportunities (including grant funding) to support the project as these arise.	Director, Development Services
5.7	Ensure Council's interests, rights and return on investment are protected in the fulfilment of its role and responsibilities under the Project Delivery Agreement.	Director Development Services
5.8	Determine development controls required to support the adopted master plan, including any amendments to the Orange LEP 2011 and Orange DCP 2004.	Director Development Services
5.9	Ensure documents are advertised and placed on public exhibition in accordance with the City of Orange Planning and Development Community Participation Plan 2023.	Director Development Services

7 RELATED POLICIES/DOCUMENTS

7.1 The provision of diverse and affordable housing within the City of Orange is subject to a wide range of Acts, statutory instruments, planning instruments, ministerial directions and State guidelines. This policy does not prevent Council from fulfilling its statutory obligations and rights under those documents.

7.2 Unless otherwise stated, a reference to another document in this policy includes a reference to any superseding and equivalent edition or version of that document.

Integrated Planning & Reporting (IP&R)

7.3 Council's Integrated Planning and Reporting (IP&R) documents include several objectives and actions relevant to undertaking the Redmond Place Precinct development (see Table 2 below).

Document	Provision	Implications for the Redmond Place Precinct
<i>Orange Community Strategic Plan 2022-2032</i>	Objective 5: Responsive programs and services that support our community's lifestyle and social needs. <i>5.3 Improve housing supply, diversity and affordability.</i>	Project is consistent with and supports the CSP.
Delivery Plan 2023-2025	Principal Activity 5.3.1 <i>Support the provision of Social and Affordable Housing through the</i>	Project is consistent with and supports the Delivery Plan and the adopted Orange Local Housing Strategy (see 5.3 Orange



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	<i>adoption of the Local Housing Strategy.</i>	Local Housing Strategy below).
Operational Plan 2023-2024	Action on Principal Activity 5.3.1.1 <i>Develop and implement an Affordable Housing Policy.</i>	Project is consistent with and supports the Operational Plan. Information gained from the implementation of alternative affordable housing approaches within the Redmond Place Precinct will inform the preparation of a future Affordable Housing Policy.
	Action on Principal Activity 5.3.1.6 <i>Audit public Council land that could be used by Council, in partnership with community housing providers and/or Government agencies, to develop new social and affordable housing dwellings, and prepare a report for Council on the results of the audit.</i>	Project is consistent with and supports the Operational Plan. The Redmond Place Precinct was selected as an outcome of the Memorandum of Understanding between Council and Landcom (28 February 2023), which provides for the review and auditing of key public land holdings within the City of Orange to identify their potential to support the targeted provision of affordable housing.

Table 2 Relevant IP&R provisions (*Local Government Act 1993, Chapter 13, Part 2*)

Regional and Local Planning Instruments

7.4 Section 1.3(d) of the EP&A Act provides that it is an object of the Act “to promote

the delivery and maintenance of affordable housing”. Regional and local planning instruments made under Part 3 of the Act describe the overall strategic planning context for the provision of diverse and affordable housing in the City of Orange. Key provisions of the applicable planning instruments are summarised in Table 3 below.

Document	Provision	Implications for the Redmond Place Precinct
<i>Central West and Orana Regional Plan 2041</i>	Objective 14 <i>Plan for diverse, affordable, resilient and inclusive housing.</i> Strategy 14.1 <i>To improve housing diversity, strategic and local planning should ... allow a diversity of housing, including affordable housing, student housing, shop top housing, more dense housing types and housing choices for seniors close to existing services, and on land free from hazards.</i>	Project is consistent with and supports the Regional Plan.
<i>Orange Local Strategic Planning Statement 2020</i>	Planning Priority 4 <i>Provide diverse housing choices and opportunities to meet changing demographics and population needs, with housing growth in the right locations.</i>	Project is consistent with and supports the LSPS.

Table 3 Relevant regional and local planning instrument provisions (*Environmental Planning and Assessment Act 1979, Part 3*)



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Orange Local Housing Strategy

7.5 Council's Planning and Development Committee resolved to adopt the Orange Local Housing Strategy on 7 June 2022 (Resolution 22/165). The strategy describes Council's long-term priorities for housing growth and diversification within the City of Orange and was prepared in accordance with the NSW Government's Housing Strategy ('Housing 2041') and Local Housing Strategy Guideline.

7.6 Development of the Redmond Place Precinct is intended to support the achievement of the Orange Local Housing Strategy, and in particular:

- *Housing Priority 2 – Increase housing supply and diversity to meet the population's needs*
- *Housing Priority 4 – Support the supply of affordable housing*
- *Housing Priority 5 – Facilitate and guide housing design, creativity and innovation*

7.7 Table 4 shows the relevant priorities and actions included in the Orange Local Housing Strategy's Delivery Plan (pp. 117-118).

Action	Timing	Implications for the Redmond Place Precinct
Housing Priority 2 – Increase housing supply and diversity to meet the population's needs <i>Ensure a wide range of housing can be provided to meet the social and economic needs of the changing demographics of the City.</i>		
2.2 Provide a diverse mix of housing types, sizes and price to provide choice and contribute toward affordability.	Short term	Project is consistent with and supports the LHS.

Action	Timing	Implications for the Redmond Place Precinct
2.3 Provide land and housing development opportunities to meet demand for a range of housing options.	Medium term	Project is consistent with and supports the LHS.
2.5 Facilitate innovative design and delivery mechanisms that support a diversity of housing types.	Ongoing	Project is consistent with and supports the LHS.
Housing Priority 4 - Support the supply of affordable housing <i>Encourage the development of affordable housing including affordable rental housing to meet the needs of medium and low income earners and those affected by housing stress.</i>		
4.1 Prepare and endorse affordable housing policy for development contributions via voluntary planning agreements by applying SEPP 70 to greenfield areas prior to any new rezonings.	Short term	Project is consistent with and supports the LHS (see comments on Operational Plan 2023-2024, Principal Activity 5.3.1.1 above).
4.2 Encourage small and low cost homes by reducing contribution fees for secondary dwellings.	Short term	Not applicable.
4.3 Collaborate with CHPs to initiate and facilitate the supply of affordable and social housing	Short-medium term	Project is consistent with and supports the LHS.



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Action	Timing	Implications for the Redmond Place Precinct
<i>and investigating underutilised areas suitable for housing development.</i>		
4.4 Collaborate with key stakeholders on options to respond to the cost of housing.	Short term	Project is consistent with and supports the LHS.
4.5 Support the retention of existing social housing to ensure social mix and diversity.	Ongoing	Project is consistent with and supports the LHS.
Housing Priority 5 – Facilitate and guide housing design, creativity and innovation <i>Encourage development to facilitate and guide housing design and innovation to enhance residential character and amenity.</i>		
5.2 Promote building projects that showcase innovative, inclusive and diverse housing design and options through different mechanisms.	Short term	Project is consistent with and supports the LHS.
5.3 Consider different occupancy and ownership models including community title models for cooperative housing developments.	Short-medium term	Project is consistent with and supports the LHS.
5.6 Respond and advocate for new and emerging housing types	Short-medium term	Project is consistent with and supports the LHS.

Action	Timing	Implications for the Redmond Place Precinct
<i>that meet changing household needs.</i>		

Table 4 Relevant provisions of the Orange Local Housing Strategy Delivery Plan

8 DICTIONARY

8.1 The City of Orange Affordable Housing Policy includes terms that may also be defined in applicable Acts, statutory instruments and environmental planning instruments. Where there is an inconsistency between the policy's definitions and those of an applicable Act, statutory instrument or environmental planning instrument, the provisions of the Act, statutory instrument or environmental planning instrument will prevail. In all other cases, terms used by this policy have the meanings prescribed below.

Term(s)	Definition
affordable housing contributions scheme	a scheme referred to in section 7.32(3)(b) of the EP&A Act for dedications or contributions for affordable housing and set out in or adopted by a local environmental plan.
Affordable Housing Design Guideline	the document entitled <i>Landcom Affordable Housing Design Guideline</i> , published by Landcom and dated November 2023 (or any superseding and equivalent edition or publication).
affordable ownership housing	has the same meaning as in Landcom's Housing Policy (20 December 2023). Under Landcom's Housing Policy - <i>Affordable Ownership Housing is private market housing which is affordable for purchase by moderate or below moderate-income households.</i>



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Term(s)	Definition	Term(s)	Definition
affordable rental housing	has the same meaning as in Landcom's Housing Policy (20 December 2023). Under Landcom's Housing Policy— <i>Affordable Rental Housing is sub-market rental housing for a mix of very low, low or moderate-income households. Rent is discounted so that residents are able to meet other basic living costs, such as food, clothing, transport, medical care and education. To meet Landcom's target, Affordable Rental Housing must be managed:</i> <ul style="list-style-type: none"> • By a Community Housing Provider registered under the National Regulatory System for Community Housing; and • In accordance with the rent setting provisions of the NSW Affordable Housing Ministerial Guidelines. 		specifically for people on very low or low incomes who meet the eligibility criteria described in the NSW Government's <i>Eligibility for Social Housing Policy</i> , it is considered to be a form of social housing.
		Connecting with Country Framework	means the document entitled <i>Connecting with Country: Good Practice Guidance on how to Respond to Country in the Planning, Design and Delivery of Built Environment Projects in NSW</i> , published by Government Architect New South Wales (NSW Department of Planning and Environment) and dated November 2023 (or any superseding and equivalent edition or publication).
build-to-rent housing	means build-to-rent housing as referred to in Chapter 3, Part 4 of <i>State Environmental Planning Policy (Housing) 2021</i> . Build-to-rent housing generally refers to large-scale, purpose-built rental housing that is held in single ownership and professionally managed. Within NSW, the subdivision of build-to-rent housing is restricted for a minimum time period (generally 15 years). In some circumstances, build-to-rent housing may also comprise rent-to-buy housing.	contributions plan (or development contributions plan)	means a contributions plan approved under section 7.18 of the EP&A Act. A contributions plan specifies the circumstances in which Council may impose a condition of development consent requiring the provision of a development contribution. Contributions plans may apply to the whole or part of an LGA.
		Council	means Orange City Council.
		Council Retained Lot	means a lot (being a "Sale Lot" as defined under the Project Delivery Agreement) over which Council exercises its right to retain in accordance with Part 13 of the Project Delivery Agreement.
community housing	means affordable rental housing that is managed by a registered community housing provider in accordance with the <i>NSW Affordable Housing Ministerial Guidelines</i> and <i>NSW Community Housing Eligibility Policy</i> . Community housing operates on a not-for-profit basis, with access and rent determined in part by a tenant's income. Where community housing is provided	crisis housing	means short-term accommodation (generally three months or less) for people that are experiencing homelessness or who are at risk of homelessness (see also <i>transitional housing</i>).
		development contribution (or contribution)	means the dedication of land, the payment of a monetary contribution or the provision of a material public benefit, as



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Term(s)	Definition	Term(s)	Definition
	referred to in section 7.11 of the EP&A Act. Development contributions are a means of the ensuring applicants contribute towards the cost of providing or augmenting the local infrastructure (including any public amenities or services) required to serve their development. When approving a development application, a consent authority may apply a condition of consent requiring the applicant to provide a development contribution where this is consistent with a relevant contributions plan.	green and blue infrastructure	means a place's collection of green spaces and waterways. Waterways in this context include both natural waterways and constructed public drainage and stormwater management infrastructure that has been engineered to deliver multidimensional environmental outcomes (such as combined biodiversity and flood risk management outcomes) while emulating natural water dispersal and quality management processes (including works designed according to water sensitive urban design principles).
diverse housing	has the same meaning as in Landcom's Housing Policy (20 December 2023). Under Landcom's Housing Policy— <i>diverse housing is housing that increases the mix of housing stock in the area in which it is being delivered, in terms of its:</i> <ul style="list-style-type: none"> • <i>Size and built form – it offers an alternative to the predominant type in the area and can incorporate innovative design;</i> • <i>Specific resident needs – such as student or seniors housing; and/or</i> • <i>Tenure or occupancy arrangements – it offers an alternative to traditional ownership and rental tenures.</i> 	Green Grid	means the interconnected network of green and blue infrastructure in a particular precinct or locality.
		gross household income	means the sum of income earned by all members of a household from all sources before income tax and the Medicare levy have been deducted.
		household	means one or more persons usually resident in the same dwelling.
		housing affordability stress	(see housing stress).
environmental planning instrument (or EPI) means	an environmental planning instrument (including a State environmental planning policy or local environmental plan but not including a development control plan) made, or taken to have been made, under Part 3 of the EP&A Act and in force.	housing diversity	means the range of different housing types within a given precinct or neighbourhood. Housing diversity is an important determinant of a place's capacity to be sustainable and inclusive over time. It helps cater to the housing needs of people at different stages of their lives (including ageing in place), as well as ensuring the place is able to meet the needs of a variety of household types and income levels. Housing diversity refers to both the physical characteristics of a place's housing mix (such as the variety of building types, dwelling sizes and lot sizes) and its
EP&A Act	means the <i>Environmental Planning and Assessment Act 1979</i> .		
essential worker	(see key worker).		



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Term(s)	Definition	Term(s)	Definition
	non-physical characteristics (such as the variety of tenure types and ownerships, and the different specialised housing needs and household incomes catered to).	Livable Housing Design Guidelines (or LHDG)	means the document entitled <i>Livable Housing Design Guidelines</i> , 4 th edition as published by Livable Housing Australia and dated 2017 (or any superseding and equivalent edition or publication).
Housing Policy	means the document entitled <i>Housing Policy</i> , version 3.1, prepared by Landcom and issued on 20 December 2023 (or any superseding and equivalent edition or publication).	local environmental plan (or LEP)	means an environmental planning instrument made in accordance with Division 3.4 of the EP&A Act. Note: Within the City of Orange the applicable local environmental plan is the <i>Orange Local Environmental Plan 2011</i> .
Housing SEPP	means <i>State Environmental Planning Policy (Housing) 2021</i> .	low income household	means a household whose gross household income is 50% or more but less than 80% of the median household income for the Rest of NSW - Greater Capital City Statistical Area.
housing stress (or housing affordability stress)	means the condition where the cost of housing for a very low, low or moderate income household is high compared to the household's gross household income.	moderate income household	means a household whose gross household income is between 80% and 120% of the median household income for the Rest of NSW—Greater Capital City Statistical Area.
key worker (or essential worker)	means a person belonging to a very low to moderate income household and employed in an occupation considered to be essential to the functioning of the Central West and Orana's regional economy. Key workers include, but are not necessarily limited to, public sector workers such as teachers, police, health care professionals, emergency services officers and other government employees whose roles are essential to supporting broader collective consumption and social reproduction within the labour force and regional economy.	National Rental Affordability Scheme (or NRAS)	means the National Rental Affordability Scheme as prescribed for the purposes of section 5 of the <i>National Rental Affordability Scheme Act 2008</i> (Cwth). The scheme is operated by the Australian Government in cooperation with State and Territory governments. It provides financial incentives to private housing providers who rent dwellings to eligible people on low to moderate incomes at a rate at least 20 per cent below market rent.
key worker housing	means affordable rental accommodation that is provided and managed specifically for key workers.	other affordable housing	has the same meaning as in Landcom's Housing Policy (20 December 2023). Under Landcom's Housing Policy - <i>Other Affordable Housing is housing product which improves housing affordability more generally and may include alternative tenures or a pathway to home ownership such as</i>
LAHC Portfolio Strategy	means the <i>NSW Land and Housing Corporation Portfolio Strategy</i> as published by the NSW Department of Planning, Industry and Environment (December 2020) (or any superseding and equivalent edition or publication).		
Landcom	means the corporation Landcom as constituted by the <i>Landcom Corporation Act 2001</i> .		



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Term(s)	Definition	Term(s)	Definition
	<i>shared equity schemes and rent-to-buy models.</i>		(f) <i>the conservation or enhancement of the natural environment.</i>
planning agreement (or voluntary planning agreement)	means a voluntary agreement or other arrangement made under Division 7.1 of the EP&A Act between a planning authority (or two or more planning authorities) and a person ('the developer')— (a) who has sought a change to an environmental planning instrument, or (b) who has made, or proposes to make, a development application or application for a complying development certificate, or (c) who has entered into an agreement with, or is otherwise associated with, a person to whom paragraph (a) or (b) applies, under which the developer is required to dedicate land free of cost, pay a monetary contribution, or provide any other material public benefit, or any combination of them, to be used for or applied towards a public purpose. Note Section 7.4(2) of the Act provides that a public purpose includes (without limitation) any of the following— (a) <i>the provision of (or the recoupment of the cost of providing) public amenities or public services,</i> (b) <i>the provision of (or the recoupment of the cost of providing) affordable housing,</i> (c) <i>the provision of (or the recoupment of the cost of providing) transport or other infrastructure relating to land,</i> (d) <i>the funding of recurrent expenditure relating to the provision of public amenities or public services, affordable housing or transport or other infrastructure,</i> (e) <i>the monitoring of the planning impacts of development,</i>	planning instrument	means— (a) a strategic plan (being a regional strategic plan or district strategic plan), (b) a local strategic planning statement, (c) an environmental planning instrument, or (d) a development control plan.
		planning proposal	means a planning proposal as referred to in section 3.33 of the EP&A Act. Note Section 3.33(1) of the Act requires that, before a local environmental plan (including an amendment to a local environmental plan) can be made, the relevant planning proposal authority is required to prepare a planning proposal that explains the intended effect of the proposed local environmental plan and sets out the justification for making it.
		Project Delivery Agreement (or " PDA ")	means the document entitled 'Project Delivery Agreement, 'Gateway Site', Redmond Place, Orange', being a deed of agreement made between Council and Landcom, and as may be amended from time to time.
		public housing	has the same meaning as in the <i>Housing Act 2001</i> . Note The Act defines public housing as— <i>housing owned or leased by the [NSW Land and Housing Corporation], and managed by the Department [of Communities and Justice], that is leased to members of the public that meet the Department's or the Corporation's eligibility criteria, but does not include housing leased to a person in accordance with the HomeFund Restructuring Act 1993 or that is substituted for housing leased in accordance with that Act or housing subject to a concurrent lease to a registered community housing provider.</i>



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Term(s)	Definition	Term(s)	Definition
public land	has the same meaning as in the <i>Local Government Act 1993</i> . Chapter 6, Part 2, Division 1 of the Act requires that all public land must be classified as either “community” or “operational”. Note The Act defines public land as— <i>any land (including a public reserve) vested in or under the control of the council, but does not include—</i> (a) a public road, or (b) land to which the <i>Crown Land Management Act 2016</i> applies, or (c) a common, or a regional park under the <i>National Parks and Wildlife Act 1974</i> .		shared equity schemes include the NSW Government’s Shared Equity Home Buyer Helper and the Australian Government’s proposed Help to Buy scheme.
regional affordable housing target	means Landcom’s affordable housing target for regional areas as described in its Housing Policy (20 December 2023).	social housing	means subsidised rental housing provided by or on behalf of a public authority or social housing provider for people on very low or low incomes who meet the eligibility criteria described in the NSW Government’s <i>Eligibility for Social Housing Policy</i> . Within NSW, social housing includes— (a) public housing, (b) Aboriginal housing, and (c) community housing.
registered community housing provider (or registered CHP)	means a community housing provider registered under the National Regulatory System for Community Housing.	social housing provider	has the same meaning as in <i>State Environmental Planning Policy (Housing) 2021</i> . Note The SEPP defines social housing provider as the following— (a) the <i>Secretary of the Department of Communities and Justice</i> , (b) the <i>Land and Housing Corporation</i> , (c) a <i>registered community housing provider</i> , (d) the <i>Aboriginal Housing Office</i> , (e) a <i>registered Aboriginal housing organisation within the meaning of the Aboriginal Housing Act 1998</i> , (f) a <i>local government authority that provides affordable housing</i> , (g) a <i>not-for-profit organisation that is a direct provider of rental housing to tenants</i> .
rent-to-buy housing	means housing where, under the terms of an appropriate agreement with the housing provider, the household leases the dwelling while saving to eventually buy it (usually in accordance with an option to purchase stipulated in the agreement).		
Rest of NSW—Greater Capital City Statistical Area	means the Rest of NSW—Greater Capital City Statistical Area as determined by the Australian Bureau of Statistics.	specialist disability accommodation (or SDA)	means accommodation provided for people with a disability by a registered specialist disability provider under the Commonwealth <i>National Disability Insurance Scheme Act 2013</i> and in accordance with the <i>National Disability Insurance Scheme (Specialist Disability Accommodation) Rules 2021</i> .
shared equity housing	means housing where, under a shared equity scheme, the purchasing household is eligible for government assistance in the form of a financial contribution in return for an equity share in the property. Depending on the requirements of the scheme, the purchasing household may make voluntary repayments to the government to increase their share in the property. Examples of	specialist homelessness services	means services provided by or on behalf of a public authority to help people facing or experiencing



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Term(s)	Definition	Term(s)	Definition
	homelessness. Within NSW, specialist homelessness services are generally provided by non-government service providers on behalf of the NSW Department of Communities and Justice. Specialist homelessness services include, but are not limited to, crisis housing and transitional housing.		for the Rest of NSW—Greater Capital City Statistical Area.
		voluntary planning agreement	(see planning agreement).
		water sensitive urban design (or WSUD)	means urban design that prioritises the sustainable use and reuse of water resources. WSUD incorporates techniques such as raingardens, constructed wetlands, bioretention infrastructure and swales, aiming to improve the ability of urban environments to capture, treat and re-use rainwater and stormwater before it has the chance to enter creeks and rivers.
State environmental planning policy (or SEPP)	means an environmental planning instrument made in accordance with Division 3.3 of the EP&A Act for the purpose of environmental planning by the State.		
Street Design Guidelines	means the document entitled <i>Street Design Guidelines</i> , published by Landcom and dated May 2008 (or any superseding and equivalent edition or publication).		
student housing	means accommodation that is developed and managed specifically or exclusively for students of universities or other tertiary education facilities.		
transitional housing	means short-term accommodation (generally from three to eighteen months) for people that are experiencing homelessness or who are at risk of homelessness. Transitional housing is a key means of enabling people to transition from homelessness or crisis housing into permanent housing (including, where required, supportive accommodation).		
universal design (or adaptable design)	means design that enables people to carry on their everyday lives by ensuring buildings, dwellings, outdoor spaces and places are able to adapt to accommodate people with varying needs, including young children, elderly people and people with a disability.		
very low income household	means a household whose gross household income is less than 50% of the median household income		

9 References

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NSW Department of Communities and Justice 2019, *The Local Government Housing Kit: Resource Kit for Achieving Better Housing for Local Communities*

(<https://www.facs.nsw.gov.au/resources/nsw-local-government-housing-kit>)

NSW Department of Planning and Environment 2019, *Guideline for Developing an Affordable Housing Contribution Scheme*, February

NSW Department of Planning and Environment 2022a, *Government Response to the Regional Housing Taskforce*, August

NSW Department of Planning and Environment 2022b, *Central West and Orana Regional Plan 2041*, December, ISBN 978-1-76058-639-3

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NSW Department of Planning, Industry and Environment 2020, *Land and Housing Corporation Portfolio Strategy*, December

NSW Department of Planning, Industry and Environment 2021a, *Planning Agreements: Practice Note – February 2021*, February

NSW Department of Planning, Industry and Environment 2021b, *Housing 2041: NSW Housing Strategy*, March

NSW Department of Planning, Industry and Environment 2021c, *Regional Housing Taskforce Findings Report: Summary of Stakeholder Engagement*, September

NSW Department of Planning, Industry and Environment 2021d, *Regional Housing Taskforce Recommendations Report*, October

NSW Department of Planning, Industry and Environment 2022, *NSW Land and Housing Corporation Local Area Analysis: Orange*, May

ST36 – Strategic Policy – Banners

Review Due: November 2024	Version 1_24	Last Revision: 6 February 2018
Approved By:	Minute Number:	Approval Date:

ⁱ NSW Affordable Housing Ministerial Guidelines 2023/24 ('Definition of key terms').

ⁱⁱ NSW Local Government Housing Kit data indicates that in 2021 48.7% of very low income households, 39.8% of low income households and 19.4% of moderate income households who rented their housing within the City of Orange were experiencing housing stress. The same data indicates that 39.9% of very low income households, 27.7% of low income households and 14.1% of moderate income households who owned or were purchasing their housing within the City of Orange in 2021 were experiencing housing stress (Source: <https://www.facs.nsw.gov.au/resources/nsw-local-government-housing-kit/chapters/local-government-housing-kit-database>).

ⁱⁱⁱ NSW Department of Planning, Industry and Environment 2021, *Housing 2041: NSW Housing Strategy*, p. 32.

^{iv} The Community Housing Industry Association NSW estimates that there are currently 383 community housing dwellings provided within the City of Orange (out of 47,221 provided across NSW). Of these, 369 (or 96.3%) are provided by a single registered CHP, Housing Plus (Source: <https://communityhousing.org.au/our-impact/data-dashboard/>).

^v Examples of shared equity schemes include the NSW Government's Shared Equity Home Buyer Helper and the Australian Government's proposed Help to Buy scheme.

^{vi} Landcom's method for determining the price thresholds for affordable ownership housing is set out in its 'Housing Procedure'.

^{vii} Landcom 2023 (p. 7).

^{viii} The Minister's Statement of Priorities for Landcom includes the following requirements (Landcom 2023c, p. 6):

- (a) Continue Landcom's work to increase the supply of diverse and affordable housing, as well as continue to meet its existing target of 10 per cent of affordable housing in metropolitan NSW;
- (b) Expand the focus of Landcom's business to regional NSW and build a portfolio of projects in regional NSW by mid 2024;
- (c) Raise the target of affordable housing, including rental and freehold sale, to at least 20 per cent across Landcom's portfolio of regional projects by 2025, with a goal of 30 per cent in regional NSW beyond that date subject to market conditions;



All policies can be reviewed or revoked by a resolution of Council, at any time.

(d) *Provide reasonable assistance, wherever commercially practicable, to the NSW Land and Housing Corporation with respect to the delivery of regional housing projects; and*

(e) *Partner with NSW Government development corporations and agencies, on a commercial basis, to deliver additional housing supply and improve housing affordability.*

^{ix} The NSW Government established the Regional Housing Taskforce in July 2021 in response to a systemic decline in housing supply and affordability in regional LGAs (NSW Department of Planning, Industry and Environment 2021c and 2021d). The taskforce's recommendations and proposed actions were endorsed by the government in August 2022 (NSW Department of Planning and Environment 2022a). These include several measures intended to increase the capacity of local councils and housing providers to improve housing diversity and affordability within regional LGAs.

^x At its meeting on 17 October 2023 Council resolved to confirm its participation in the Redmond Place Precinct development and to approve the key terms of the Project Delivery Agreement for the Redmond Place Precinct (Resolution 23/486). The PDA was subsequently executed on 20 November 2023. It forms a deed of agreement between Orange City Council and Landcom and outlines the key terms of the development project, including minimum targets for affordable housing.

FOR ADOPTION

5.3 NEW YEARS EVE 2024 - EVENT OPTIONS

RECORD NUMBER: 2024/1123

AUTHOR: Jen Sharp, Acting Director Corporate & Commercial Services

EXECUTIVE SUMMARY

At the Council Meeting on 6 February 2024, Council resolved:

4.1 NOTICE OF MOTION - FIREWORKS - NEW YEAR'S EVE - WARATAH OVAL

TRIM REFERENCE: 2024/55

RESOLVED - 24/027

Cr G Floyd/Cr K Duffy

That Council:

- 1 Look into the possibilities of re-instating a fireworks show or other alternatives for New Years Eve at Waratahs Oval or a suitable location.
- 2 Investigate funding opportunities from sources such as business donations, grants or council funding.
- 3 Report back to the Chamber with costings and funding options and opportunities.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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 Whitton

Further, at its 4 June 2024 Meeting Council resolved:

5.2 NEW YEARS EVE - EVENT OPTIONS

TRIM REFERENCE: 2024/16

MOTION

Cr G Power/Cr S Peterson

- 1 That Council's New Years Eve Event is to be held at Lake Canobolas and include Fire Works.
- 2 That sponsorship is sort from local businesses to support the increased budget required.

AMENDMENT

Cr D Mallard/Cr M McDonell

- 1 That Council's New Years Eve Event is to be held at Lake Canobolas and include a Laser Show.
- 2 That sponsorship is sort from local businesses to support the increased budget required.

For: Cr D Mallard, Cr T Mileto

Against: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr M McDonell, Cr S Peterson, Cr G Power, Cr J Whitton

Absent: Nil

THE AMENDMENT ON BEING PUT WAS LOST

FORESHADOWED AMENDMENT

Cr M McDonell/Cr J Whitton

That Council defer consideration of the New Years Eve Event Options for the purpose of a Councillors Workshop.

THE FORESHADOWED AMENDMENT ON BEING PUT WAS CARRIED AND BECAME THE MOTION

THE MOTION ON BEING PUT WAS CARRIED

RESOLVED - 24/221

Cr M McDonell/Cr J Whitton

That Council defer consideration of the New Years Eve Event Options for the purpose of a Councillors Workshop.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, 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: Nil

5.3 New Years Eve 2024 - Event Options

Orange has the opportunity to present a flagship event on New Year's Eve by expanding the traditional style event. Lake Canobolas is a key feature of our region and provides an excellent venue for a premium event.

The viable alternative to hold a traditional New Year's Eve event with fireworks would be Waratah's due to its satisfactory exclusion range for the fireworks (no Aged Care or Hospitals in the vicinity), amount of parking available and suitable grounds which do not have other events planned immediately before or after.

Council members have participated in a workshop on the event, including a briefing on the background to the recommendation of these two locations.

The option of making New Year's Eve a flagship event at Lake Canobolas is in line with our Community Strategic Plan and Operational Plan goals to capitalise on the character and lifestyle of Orange to remain a destination of choice.

The expansion to becoming a flagship event involves re-instating fireworks, including market stalls, increasing the entertainment offering for a variety of age groups and the inclusion of alcohol and alcohol-free areas. Making this the flagship event for Orange and the Central West at New Years Eve, with the potential to provide an attraction for locals and visitors.

The initial investigation with local businesses has shown willingness to participate with sponsorship of the event, however commitments would not be given by the business until the details of the event were confirmed.

LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan strategy "12.2. Develop and attract a variety of events, festivals, venues and activities for locals and visitors, ensuring accessibility for all".

POLICY AND GOVERNANCE IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

FY25 budget for New Years Eve is \$62,830. This year's proposed event would incur an increase in budget to approximately \$100,000, driven by key items:

- Fireworks \$26,000
- Staging \$6,000
- Buses and Traffic Management \$10,000
- Additional entertainment \$8,000

Sponsorship of up to \$42,000 would need to be raised to meet the shortfall in the current budget.

If sponsorship to that level is not obtained, compromises can be made to reduce the costs such as reducing the number of children's entertainment options, furniture hire and merchandise or a reallocation of funds from other areas of Council's budget could be made to complete the event program.

RECOMMENDATION

That Council resolves:

- 1 That Council note the report on New Year's Eve 2024 Options**
- 2 That Lake Canobolas is selected as the location of the New Year's Eve Event for 31 December 2024**
- 3 That sponsorship is sought from local businesses to support the increased budget for the event.**

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.

Service/Project Delivery	Council has an event team that have the appropriate skills and experience to produce a complex event.
Financial	There is a risk that adequate sponsorship is not secured to cover all costs. In this case, funding can be re-allocated from other Economic Development budget allocations to cover any shortfall.
Environment	Fire and Rural Fire Service crews will be engaged in the development of event plans to ensure fire control and management plans are in place
People & WHS	There is a risk of holding a public event around water. Provision has been included in the budget for security and lifeguards, as well as fencing to adequately zone the event space and lighting to provide visibility after sunset. The event will close at 10pm and buses are being provided to transport patrons to and from town.

SUPPORTING INFORMATION**Event Strategy:**

Orange Region Destination Management Plan (2022) recommended that regional events should be a priority initiative, including flagship events that reinforce the regional brand. Locating the New Years Eve event at the unique location of Lake Canobolas, following the impressive upgrades in 2024 aligns with building the event from the traditional to something that will attract more visitors as well as provide a celebration for locals.

We know that 28% of visitors to Orange have family or friends in the Local Government Area, and hope that providing an attractive event will prompt a decision to celebrate New Years Eve in Orange at a time of year locals are tempted to leave the region.

Our Operational Plan includes both the goal of developing events for locals and visitors and the goal to capitalise on the character and lifestyle of Orange to remain a destination of choice. Having a premium event at Lake Canobolas supports us achieving these goals.

OPTION 1 (Recommended): Lake Canobolas.

Lake Canobolas is a key feature of our region and provides a unique offering which separates us from neighbouring districts (Bathurst/Dubbo/Parkes/Forbes). Utilising Lake Canobolas would also broaden the event to offer family-centred entertainment and providing attraction for the 25-40 aged group of our community. The Lake is a dynamic space that can be utilised to create different activation areas:

1. Family and alcohol free, and
2. Alcohol friendly area where children are also allowed to enter, under the supervision of their parents.

The venue allows an area for market stalls, entertainment areas as well as benefits of distance to the area where the fireworks can be discharged.

The body of water also significantly reduces the risk of bush fires as the plan assumes that there would be a high fire danger on the day, discharging over a Lake means that embers fall into the water and are extinguished.

Risks around traffic management and additional water safety provisions have been factored into the costing of this recommendation.

The distance to the location can be overcome by the running of buses to the event which also provides safe return to town for those choosing to consume alcohol.

The location of Lake Canobolas has a lower number of near neighbours who could be disturbed by the event.

OPTION 2: Waratah Sports Precinct.

The grounds at Waratahs Sports Precinct have been used for New Year's Eve in previous years. It is familiar and close to town and is more in line with traditional New Year's Eve events staged in neighbouring Local Government Areas.

The location is more central than Lake Canobolas.

Waratah's sport club would allow us to use the area without a venue charge.

The Waratah's location has more near neighbours, who may benefit from seeing the fireworks without leaving home however, it is noted that we have received feedback in past years from neighbours who are pet owners and have concerns about their pets during firework displays and from neighbours who were had traffic and noise complaints.

Fireworks and Safety

Issues with fireworks have occurred in previous years with total fire bans cancelling the event in 2019. If this were to occur again, it would impact the event at either location. If the event were scheduled for Lake Canobolas, the remainder of the entertainment and event program could be run and still have a successful event.

The ability to stage fireworks at Lake Canobolas has been canvassed with in-principle support from Canobolas Rural Fire Service and Cabonne Council. Utilising the large body of water means that the display could be triggered from the far bank on the water's edge or from a platoon or the bridge over the water. This can give a reduction of bush fire risks with the water being the directly below. The recommended plan includes closing the far bank

5.3 New Years Eve 2024 - Event Options

providing distance of patrons from firing site. This would also provide the potential for use of bigger fireworks.

A Development Application will be required with Cabonne Council, along with a review of plans by their traffic committee.

The use of buses and parking tickets were discussed, with staff noting Councillor's suggestions for the smooth implementation of this part of the event.

Councillors' raised concerns about the safety of the water at Lake Canobolas with a large crowd. During the workshop with Councillors staff presented their plans, including life guards during the times swimming is permitted, patrols of the banks during the period when swimming is not permitted (after dusk), SES presence and boat availability for monitoring the area.

It was noted that other Council's do have New Years' Eve events next to, or near large bodies of water and that they are successfully run without serious incident.

CURRENT WORKING BUDGET OPTIONS

ELEMENT	LAKE CANOBOLAS (RECOMMENDED)	WARATAH SPORTS PRECINCT	ORIGINAL NEW YEARS EVE PLAN
Fireworks	26,500	20,250	-
Alternative in lieu of Fireworks	-	-	5,000
AV Operation	11,800	11,800	11,800
Staging	6,600	6,600	6,600
Bands/Entertainment	9,000	9,000	9,000
Kids Entertainment	9,000	9,000	9,000
Furniture Hire	4,000	-	-
Toilets	3,000	3,000	3,000
Lighting, Bins, Consumables	2,200	800	800
Generator Hire	1,700	1,700	1,700
Printing and Media	3,000	3,000	3,000
Summer St signs	3,000	3,000	3,000
Merchandise	2,000	-	-
Staffing (including Lifeguards at Lake)	6,200	4,200	4,200
Traffic Management	1,500	1,500	1,500
Busses	10,000	-	-
Contingency	5,000	5,000	4,230
TOTAL	104,500	78,850	62,830

5.3 New Years Eve 2024 - Event Options

Noting that some sponsorship will be required for both the Lake Canobolas and Waratah's options due to the inclusion of Fireworks. The spend will be limited to the amount of sponsorship is obtained.

It is predicted that an event held at Lake Canobolas would attract a higher level of sponsorship contributions.

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 2021, in the opinion of the Chief Executive Officer, 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 Proposed Sale Vacant Land 94 Woodward Street for Development for Social and Affordable Housing

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 Lease Shop 3 Leaheys Arcade

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 Redaction Report - 9 July 2024

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 PROPOSED SALE VACANT LAND 94 WOODWARD STREET FOR
DEVELOPMENT FOR SOCIAL AND AFFORDABLE HOUSING**

RECORD NUMBER: 2024/1001

AUTHOR: Nick Redmond, Manager Communications & Engagement

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 LEASE SHOP 3 LEAHEYS ARCADE

RECORD NUMBER: 2024/1098

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.

6.3 SUBMISSION REDACTION REPORT - 9 JULY 2024

RECORD NUMBER: 2023/2300

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