

Works & Facilities Committee
11 June, 2002

Plan of Management

Apex Park, Moruya



Corner of Campbell Street & Vulcan Street
Moruya

ADOPTED

Apex Park Plan of Management

Plan of Management No. 22

This Plan of Management was prepared by Eurobodalla Shire Council and adopted by Council's Works & Facilities Committee on 11 June, 2002.

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Amendments:

1. August 2003: This plan includes an Annexure outlining the amendments made to the Apex Park Site Masterplan during the DA process for the development of bus shelters and public toilets on the reserve. Refer to page 25 and 27 for further information.

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1.0 Introduction – What is a Plan of Management?

Council is required under the Local Government Act 1993 to prepare Plans of Management for its Community Land (reserves).

Community Land must be managed in accordance with a Plan of Management. The Plan of Management is a planning document that outlines how Council intends to use, develop and manage the land; how leases and licences or other interests are granted on community land; and determines the scale and intensity of current and future use and development on the land.

As a planning tool it provides objectives for the management of the land in the short and long term. This gives both Council and the community goals to work towards in achieving desirable outcomes for the benefit of the community. A Plan of Management can be used to identify projects that could be achieved through community working groups as well as providing supporting documentation when applying for grants.

2.0 Executive Summary

This Plan of Management covers three parcels of land that together create 'Apex Park', Moruya. Apex Park is currently used for passive recreational use, as a pedestrian thoroughfare, a resting place and a place for lunch. It has been a venue for Carols by Candlelight. There is a sculptor in residence working periodically at the north eastern end of the park which has proved to be a popular attraction. The park is used for the display of temporary signs advertising upcoming community events.

The Plan has been developed primarily to accommodate a \$138,600 (including GST) grant from the Department of Transport's Country Public Transport Grants Scheme and a \$20,000 grant from the Premier's Department Regional and Rural Miscellaneous Grants Program

The grant from the Department of Transport is to fund a bus shelter, toilets and freight storage building on Apex Park. Over the past few years Council has been discussing Apex Park as the central bus stop for both local and regional bus services in Moruya, Council's Public Toilet Policy that was adopted in 1997 also identified Apex Park as the location for another toilet block in Moruya. This Plan of Management authorises the use of the park for this purpose.

Moruya 2000 was successful in obtaining the Premier's Department funding and that will be used to construct a granite memorial to those who worked on the granite quarry at Garlandtown. Another memorial will be a commemoration on how Moruya contributed granite for the construction of the Sydney Harbour Bridge and other significant State and National icons.

The Community has been invited to comment on the plan throughout the preliminary stages. On 23 October Council held a Public Meeting to discuss the Concept Plan for Apex Park. Many of the views of the community have been incorporated into this Plan of Management. Other user groups including Eurobodalla Shire Council staff, Moruya & District Chamber of Commerce and Industry, Lions Moruya and the Rotary Club of Moruya have also been consulted. The comments from these consultations have been included in the plan and have assisted in formulating the basis for the management of the park.

The Draft Plan of Management was exhibited for 4 weeks and submissions received for 6 weeks from 20 March, 2002. Five letters were received with comments regarding the draft proposals. In response to the concerns addressed in these letters the plan was amended. The freight storage facility of the building was removed, the provision of three car spaces on Mirrabooka Avenue were removed and the parking on the Princes Highway boundary of Apex Park was changed from long vehicle parking to standard car parking. Other minor changes were also addressed as a direct response to the submissions received from the general public.

At the Public Hearing into the re-categorisation of Lot 8 DP 758710 from "General Community Use" to "Park", no members of the public attended. This land is now categorised as "Park" which is a much more appropriate categorisation.

Where possible the principles of Ecologically Sustainable Development (ESD) (see page 24) have been implemented in the Plan of Management. Replaced furniture will be relocated to other Council reserves. The design of the new public toilets/bus shelter building requires consideration and implementation of ESD principles. All removed native species will be replaced with endemic native species and the community has been encouraged to participate in the design process.

3.0 Key Outcomes

The key outcomes of this plan are:

- To establish what uses are permissible on Apex Park
- To establish the best management practices for Apex Park.
- To ensure that the use and management of Apex Park is in keeping with The Guiding Principles Of Ecological Sustainable Development (see Appendix 4).

4.0 Explanatory Notes

4.1 Council has assigned each reserve with a unique identification number. This number is generated from Council's central database of land and is called a Property Identification Number (PIN).

4.2 The Local Government Act 1993 as at 27 July, 2001 is here after referred to as the Local Government Act.

4.3 The Local Government Act (General) Regulation 1999 as at 23 July, 2001 is here after referred to as the Local Government Act Regulation.

5.0 Land Description and Analysis

5.1 Land Ownership

All land included in this Plan of Management is owned by Eurobodalla Shire Council and is listed in Table A (below). All land included in this plan is illustrated on Plan 1: Existing Conditions and Categorisation (page 7).

Table A: Listing of Land Included in this Plan of Management

PIN No	Reserve Name	Area (Ha)	Lot No. & DP No:	Categorisation prior to Adoption of this Plan	Categorisation as at date of Adoption of this Plan of Management	Address	Zoning	Restrictions
23903	Apex Park, Moruya (Part)	0.079	Lot/ Por: 8 DP: 758710	General Community Use	Park	Campbell St, Moruya	6a1 Public Open Space	1. Flooding or Tidal inundation 2. DCP Moruya Town Centre Development Guidelines 3. DCP 123: Development on Flood Prone Land
27197	Apex Park, Moruya (Part)	0.072	Lot/ Por: 9 DP: 758710	Park - Parkland	Park	Vulcan St, Moruya	6a1 Public Open Space	1. Flooding or Tidal inundation 2. DCP Moruya Town Centre Development Guidelines 3. DCP 123: Development on Flood Prone Land
8802	Apex Park, Moruya (Part)	0.164	Lot/ Por: RES DP: 758710	Park - Parkland	Park	Vulcan St, Moruya	6a1 Public Open Space	1. Flooding or Tidal inundation 2. DCP Moruya Town Centre Development Guidelines 3. DCP 123: Development on Flood Prone Land

5.2 Land Classification

All land included in this Plan of Management is classified as "Community Land" under the Local Government Act.

5.3 Site Description

See also Plan 1: Existing Conditions and Proposed Categorisation Map for an illustration of Apex Park as at the date of adoption of this Plan of Management.

5.3.1 The condition of the land, and of any buildings or other improvements on the land, as at the date of adoption of the Plan of Management

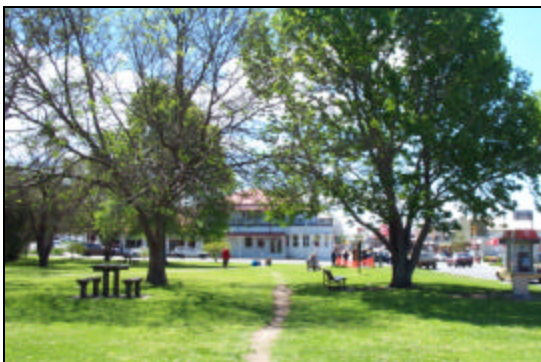
The condition of the park is satisfactory, with some significant work required to bring it up to a standard that befits its location and importance as one of Moruya's few civic parks. The grass cover is good, except where pedestrian movement has created a well worn track which links the north eastern corner of the park with the south eastern corner. This track indicates people regularly walking between Council's main administration building (and other professional services on Campbell Street), the Moruya Library and the retail district of Moruya.

The existing trees are in mixed condition. Some require removal while others are in need of some tree surgery to improve their form and ensure their structural integrity.

The existing furniture was installed approximately 10 years ago. It is very well made and has been regularly maintained. In recent years it has been painted in heritage red. However, the style of this furniture does not relate with the heritage theme of the new street furniture which has been installed in the streetscaping upgrade of Vulcan Street over the past few years. In order to achieve a consistent design theme throughout the main street this furniture should be replaced and relocated to be used where required.

There are no buildings on the land at the time of writing this plan. There is a Telstra Pay Phone and a 'Civic Guide' information and map sign (see Plan 1: Existing Conditions and Categorisation).

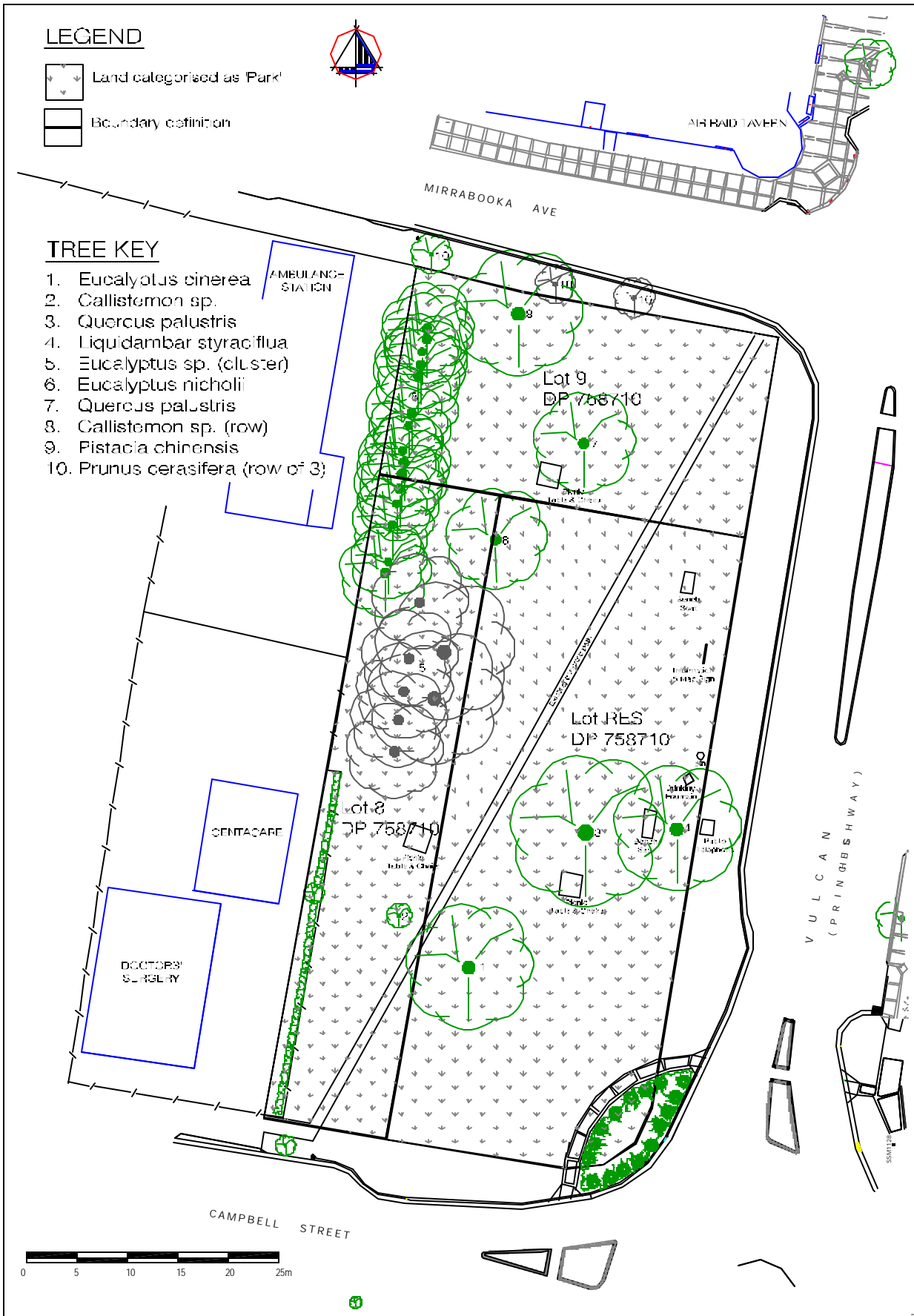
The concrete path that traverses the park from the north eastern corner to the south western corner is in good condition. This path links the retail district of Moruya with medical practitioners, solicitors, a Bed & Breakfast, Second Hand shop, Moruya Natural Therapies, Eurobodalla Family Support Service Building and residential area.



Well worn track between the Liquidambar and the Pin Oak trees connecting Council's Main Administration building with the retail centre of Moruya



Eucalyptus trees at the date of adoption of this Plan. These are to be replaced with a more appropriate local native species.



Plan 1: Existing Conditions and Categorisation

Note: This plan illustrates the existing conditions of Apex Park as at May 2002.
See Plan 2: Masterplan for the proposed development and landscape upgrade of this park.

5.3 Site Description (continued)

5.3.2 The use of the land and any such buildings or improvements as at the date of adoption of the Plan of Management

The park is one of Moruya's few civic parks. It is located in a prominent position on the Princes Highway and is familiar to most who live in the area, and those who visit and travel through Moruya.

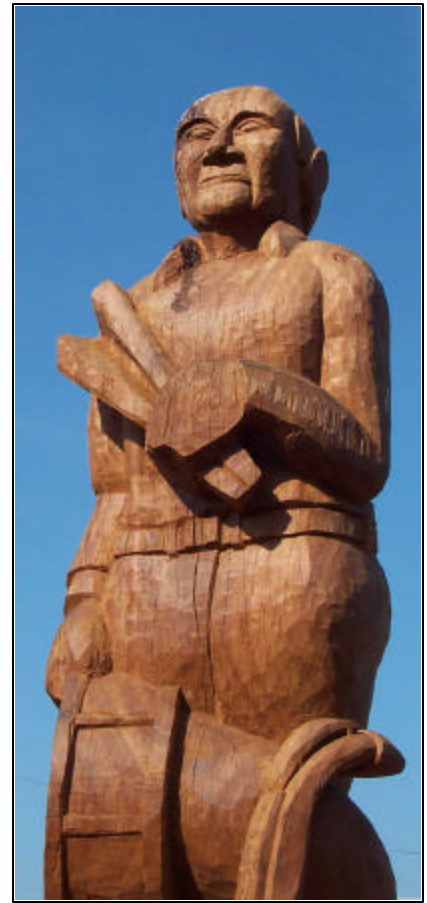
The park is used as a pedestrian thoroughfare, connecting the main retail district of Moruya to Eurobodalla Shire Council's Main Administration Building, other professional services (solicitors, medical practitioners) the Moruya Museum, Bed & Breakfast, Second Hand Shop and residential area.

Since early 2000 a sculptor has been operating from the north east corner of the park. Supported by the Moruya and District Chamber of Commerce & Industry and Eurobodalla Shire Council, he has been creating works of art to enliven the streetscape. His presence has been a popular feature of the park, with passers-by stopping frequently to appreciate the work.

It is used as a meeting place, for picnics, a place to rest and walk, for passive recreation, as a pedestrian thoroughfare, a travellers' rest area and a place to stop for lunch or a snack.

It is frequently maintained by Council, up to once every three weeks during the growing season. Council maintenance includes mowing, removal of litter, edging the lawns, maintaining garden beds, maintaining park furniture and footpaths, tree maintenance and periodically assisting the on-site sculptor relocating and setting-up works.

There were no buildings on the land at the time of writing this plan.



Musician Sculpture by Brian Carrick



Existing Park furniture at the date of adoption of this Plan of Management

5.4 History of Apex Park

Moruya Apex was founded by the Bega Apex Club in 1959. In 1961 Moruya Apex acquired care of the park from Eurobodalla Shire Council and hence the park was named 'Apex Park'.

In 1962/63 Apex Park was swampy land and sand was required to fill the area. The Green brothers', Tom Sugworth's and Council's vehicles were used to bring sand from Charlie Walker's property at Yarragee down to Apex Park.

In the early to mid 1960's, local Stone Mason, Norman McIntosh donated a block of Meringo granite which he then cut and polished to create a feature piece for the new park. This block will be re-installed in the upgrade of the park.



Meringo granite block – donated, cut and polished by Norman McIntosh

In 1964 a series of community working bees started. Kikuyu was taken from Gundry Oval and laid in strips on the park to create the grassy park we now enjoy. 180 trees and shrubs were planted to a design by Eurobodalla Shire Council staff. The trees were donated by Manns Batemans Bay Nursery.

The concrete path was laid and park lights installed along the path. However, the lights were eventually removed because of damage caused by vandals. In 1965 a brick fence and sign displaying a map of Eurobodalla Shire and Moruya town was installed on the park. It also displayed a written history of Moruya's involvement in the construction of the Sydney Harbour Bridge.

Under the sign was some black Meringo granite that Mr Norman McIntosh had polished and inscribed some historical facts about Moruya's quarry and the granite used for the Sydney Harbour Bridge. For example 245,000 tonnes of granite was taken from Moruya's quarry for the construction of the Sydney Harbour Bridge!

The Park was finished in 1970 and a celebration/official opening was held.

Although the Moruya Apex Club is not currently in operation, in recognition of the considerable work the Club has done in the past, the park will remain named "Apex Park".



The trees in Apex Park were planted by the Apex Club of Moruya in 1962/63. The deciduous trees provide great natural shade in summer and filtered sun in winter.

5.5 Categorisation

All land included in this Plan of Management is categorised as Park as per the guidelines in the Local Government Act Regulation. These guidelines are as follows (from S 12 of the Local Government Act Regulation):

S.12 Guidelines for categorisation of land as a park

Land should be categorised as a park under section 36 (4) of the Act if the land is, or is proposed to be, improved by landscaping, gardens or the provision of non-sporting equipment and facilities, for use mainly for passive or active recreational, social, educational and cultural pursuits that do not unduly intrude on the peaceful enjoyment of the land by others.

The land described by PIN 23903 was categorised as General Community Use. A Public Hearing will be held to re-categorise this land as Park.

(See also Plan 1: Existing Conditions and Proposed Categorisation Map for an illustration of the categorisation of Apex Park).

5.6 Core Objectives for the Management of Community Land

The Local Government Act specifies the Core Objectives for the management of each category of Community Land. Council must use and manage the land in accordance with these Core Objectives. Any lease, licence or other estate granted over the land must be consistent with the Core Objectives for the categorisation applicable to that land.

These Core Objectives are addressed in "Management Issue" as shown in the Objectives and Performance Targets as defined in Table B: Operational Plan (page 11-12).

The following Core Objectives for the management of Community Land categorised as Park are as specified in S 36G of the Local Government Act.

36G Core objectives for management of community land categorised as a park

The core objectives for management of community land categorised as a park are:

- (a) to encourage, promote and facilitate recreational, cultural, social and educational pastimes and activities, and to provide for passive recreational activities or pastimes and for the casual playing of games, and
- (b) to improve the land in such a way as to promote and facilitate its use to achieve the other core objectives for its management.



Sculptor at work discussing his project with passers by. Enhancing the cultural, social and educational experience for the community.

6.0 Land Management

6.1 Operational Plan

The Operational Plan identifies management issues for the reserves and is presented as Table B: Operational Plan (page 12-13). The information is presented as required by the Local Government Act whereby:

<u>Management Issue:</u>	Land Management issues as identified by Council and the community
<u>Objective and Performance Targets:</u>	'Objective' is an end towards which efforts are directed 'Performance Target' is an objective or goal to be performed
<u>Means of Achievement:</u>	How Council or the community can achieve the objective and performance targets
<u>Manner of Assessment:</u>	How Council can assess the performance of the means of achievement



Visitors reading the Civic Guide. This has a map of Moruya and the contact details for local goods and services.



Apex Park provides a sense of arrival to the Moruya township when travelling from the south.



The area designated for the sculptor to work in.



The public phone in the park is well used by travellers and locals.

Table B: Operational Plan

	MANAGEMENT ISSUE	OBJECTIVE AND PERFORMANCE TARGETS	MEANS OF ACHIEVEMENT	MANNER OF ASSESSMENT
6.1.1	Access: Equal Access	To provide equal access to facilities on the park in accordance with the Disability Discrimination Act 1992 and Council policies.	That all developments on the park are designed in accordance with the requirements of the Disability Discrimination Act 1992 and Council's <i>Disability Access Action Plan</i> and referred to Council's Action Plan Access Committee where appropriate.	All buildings and facilities accessible in accordance with Australian Standards.
6.1.2	Access: Pedestrian Access	Provide a coherent, structured and safe pedestrian network through the park, connecting with adjacent streets and other destinations.	Provide pedestrian access footpaths where there is a recognised need to direct pedestrian movement through the park.	No new desire lines created away from constructed pathways.
6.1.3	Advertising – Service Organisations and upcoming community events	To ensure that advertising on the park has minimal impact. To accommodate temporary signs advertising upcoming events etc.	Signage must be minimal in size and unobtrusive – maximum height 1.8m wide x 2.5 high, maximise height of sign to be transparent to ensure safe lines of sight through the sign. Signage must comply with Council's Development Control Plan No. 132 "Guidelines for Outdoor Advertising Signs". Signage located as indicated on the Site Masterplan.	Only complying signs erected on the reserve. No complaints regarding signage on the reserve.
6.1.4	Advertising – permanent	To ensure that permanent advertising in the park has minimal impact.	Permanent advertising is to be located on the facade of the public toilets and bus shelter building. Signage must comply with Council's Development Control Plan No. 132 "Guidelines for Outdoor Advertising Signs". Permanent advertising for service groups to be minimal and unobtrusive – maximum height 1m x 1.25m wide. Permanent advertising signage to be located as per the Site Masterplan. Permanent advertising for the Heritage walk authorised in the location as per the Site Masterplan.	Only complying signs erected on the reserve. No complaints regarding signage on the reserve.
6.1.4	Development	To ensure all developments are in accordance with the Core Objectives for land categorised as 'park'. Only proposed new development(s) authorised by this Plan of Management are approved developments. Any proposed development must be in harmony with existing landscape character and architectural character of the area.	Appropriate approvals must be obtained for development. All Council and other regulatory bodies' guidelines and policies must be adhered to. Architect engaged to design the proposed development as referred to in section 7.1. Brief must include consideration of ESD, heritage context and use of contemporary materials.	All new developments on Community Land complying with all Council's development control and are in harmony with existing uses and landscape character. Architectural and Landscape Architectural quality of high contemporary standard.
6.1.5	Facilities: Park Furniture	Park furniture provided to service the park and meet the needs of the community.	Installation of park furniture in appropriate locations. Park furniture to match with existing streetscape furniture.	Park furniture provided and maintained on the park. Increased use of the park and park furniture used.
6.1.6	Facilities: Play Equipment	To provide safe and accessible play equipment for users of the park.	Identify need for play equipment in reserve. Seek funding to provide these facilities. Consult with Masterplan for appropriate siting of the play equipment and the incorporation of any other embellishments as necessary. Selection of play equipment that provides equal access and conforms with Australian Standards. Installation of fencing around the play equipment.	Funding available. Play equipment and associated infrastructure installed and used.
6.1.7	Funding	To access sufficient funds to ensure regular maintenance of reserves and ancillary facilities. To access sufficient funds for capital improvements as needed to meet community needs and expectations.	Where additional funding is required for maintenance and/or capital works, seek endorsement for funding from Council and/or apply for grants.	Successful applications for funding. Park maintained to appropriate standards and ancillary facilities provided for the community.
6.1.8	Landscape Character	Preserve and enhance the landscape character to promote a healthy and aesthetically pleasing park environment.	Proposed plantings as indicated in Site Masterplan to be in keeping with existing trees – deciduous exotics to ensure character of park is reinforced. Where existing native trees are to be removed they are to be replaced with more appropriate native trees. Landscape to be regularly maintained.	Increased use of the park as stopping/resting place for the local community and visitors to the area.

Table B: Operational Plan

	MANAGEMENT ISSUE	OBJECTIVE AND PERFORMANCE TARGETS	MEANS OF ACHIEVEMENT	MANNER OF ASSESSMENT
6.1.9	Leases & Licences	Leases/licences issued according to the Local Government Act. Only leases/licences approved by this Plan of Management are authorised.	Assess the potential impact upon the park of any proposed lease or licence prior to granting.	Production of clear, legally binding leases and licences.
6.1.10	Lighting (see also Safety)	Provide lighting to facilitate use of the park as appropriate and within budgetary constraints. Lighting the area to increase safety for people using the bus shelter/toilets at night.	Identify where lighting is required and install lighting to Australian Standards. Assess safety implications of lighting or not lighting in all areas of the park.	Facilities lit where appropriate, reduced risk of undesirable activity.
6.1.11	Maintenance	To ensure the park is maintained as an attractive and desirable park for the community and visitors.	Regular maintenance on all capital assets and landscape.	Park maintained to desirable standards with reduction in complaints to Council.
6.1.12	Neighbour Amenity	Ensure activities on the park do not compromise the amenity of neighbouring properties.	Where activities on the park are impacting on adjoining properties Council to engage in community consultation to best evaluate all concerns and come to a solution agreeable to all stakeholders.	Continued use of the park. Minimal complaints from adjoining users.
6.1.13	Open space	To provide for the casual playing of games.	Maintain open, unobstructed areas to facilitate casual playing of games and other passive activities. No formalised games or sports are approved uses of the open space. Maintenance of vegetation to ensure area is unobstructed. The south western corner of the park to be maintained as an unobstructed area to facilitate the casual playing of games.	Open areas maintained and accessible.
6.1.14	Pollution	To maintain the park as a clean and tidy place for the enjoyment of the community.	Regular maintenance. Involve community in Clean Up Australia days and other similar organised community programs as appropriate. Provision of bins in the park. Bins sited appropriately to ensure their regular collection. Consult with Council's Waste Minimisation Officer to ensure bins meet with the requirements of Council's collection service.	No litter on the park. Minimal complaints
6.1.15	Prohibited Activities	Safe use of the park with minimal impact on neighbouring properties and environmental qualities.	Any proposed activity must be in accordance with the Core Objectives for the use and management of the reserve in respect to the relevant categorisation. Issue of infringement notices for prohibited activities.	Minimal complaints. Reserves used for approved activities and purposes only.
6.1.16	Public Bus Services	To ensure that the public bus services operate in accordance with Council's Strategy for Improving Public Transport.	Implementation of the recommendations of Council's Strategy for Improving Public Transport (adopted April 2001).	Bus routes defined and clearly marked, public information documents available in relation to public transport services, accommodation of low rider buses at bus stops.
6.1.17	Waste/Rubbish Siting & Removal	To ensure bins and correctly sited for efficient waste collection.	Consult with Council's Waste Operations Officer to ensure bins are sited to ensure safe collection of rubbish.	Bins located where easily collected. No overflowing of rubbish from bins.
6.1.18	Safety	To provide a safe environment for the community. To address the issues raised in Council's Public Toilet Policy 1997.	Ensure consideration of Section 79C of the Environmental Planning and Assessment Act. This requires that consideration be given to the design of facilities and infrastructure to minimise the risk of crime. Opening hours must be considered.	Risk of crime reduced. Undesirable behaviour in the park minimised.
6.1.19	Vegetation Management	Provide and maintain high quality landscapes for aesthetic and environmental quality. Vegetation to be selected and maintained to promote a safe environment.	Appropriate species selection and planting location. Plants well maintained to ensure establishment. Ongoing maintenance of vegetation as required. Replacement of failed vegetation.	Safe and aesthetically pleasing environments for the community.
6.1.20	Vehicular – parking	To facilitate parking for pickup and drop off of persons travelling by bus and other uses.	Installation of signage to ensure time restrictions on parking.	Turnover of vehicles. Parking available for quick visits.

6.2 Capital and Maintenance Responsibilities of Existing Facilities

The capital and maintenance responsibilities for existing infrastructure and assets are outlined in Attachment 2: Capital & Maintenance Responsibility of Existing Facilities.

Any new infrastructure and assets will be maintained as per existing similar assets.

6.3 Management Committee Agreements

There are no existing Management Committee Agreements on any of the land included in this Plan of Management at the time of writing this plan.

6.4 Leases and Licences

6.4.1 Existing Leases & Licences

There are no existing leases, licences or other estates granted on any of the land included in this Plan of Management at the time of writing this plan.

6.4.2 Authorised Leases, Licences or other Estates

This Plan of Management authorises the granting of a lease, licence or other estate on Community Land included in this plan, only where the purpose for which it is granted is consistent with the core objectives for the categorisation of the land on which the lease, licence or other estate is to be granted.

The lease, licence or other estate agreement must meet the provisions of the Local Government Act and the Local Government Act Regulation.

Estate includes interest, charge, right, title, claim, demand, lien and encumbrance, whether at law or in equity (as per Interpretation Act 1987 S 21(1)).

6.4.3 Licence for Artist/s to work in the Public Art Zone

This Plan of Management authorises the formulation of a licence agreement for artists or similar to operate from the nominated area as shown on the Masterplan.

7.1 Permitted Purpose

Any use of the land and any buildings or improvements made to the land must be consistent with the core objectives for Community Land categorised as 'Park':

36G Core objectives for management of community land categorised as a park

The core objectives for management of community land categorised as a park are:

- (c) to encourage, promote and facilitate recreational, cultural, social and educational pastimes and activities, and to provide for passive recreational activities or pastimes and for the casual playing of games, and
- (d) to improve the land in such a way as to promote and facilitate its use to achieve the other core objectives for its management.

7.2 Permitted Proposed New Developments

This Plan of Management authorises the developments as listed in Table C: Plans for Proposed Facilities on page 17.

2 Table C: Plans for Proposed Facilities

	Permitted Development	Scale and Intensity of Use & Development	Purpose for which the land, and any such buildings or improvements will be permitted to be used	Funding	Comment on Funding
1.1	Public Toilets and Bus Shelter Building	Refer to Site Masterplan. Refer to the Operational Plan for more details.	To provide a central bus stop and associated facilities for the community.	\$138,600	Department of Transport's Country Public Transport Grants Scheme
1.2	Play Equipment	Fenced area as per Site Masterplan	To provide a safe place for children to play.	To be determined.	
1.3	Granite Memorial Wall	As per Site Masterplan	To provide a memorial to those who worked on the Moruya granite quarry.	\$20,000	Premier's Department Regional and Rural Miscellaneous Grants Program
1.4	Granite Memorial Icon	As per Site Masterplan	To commemorate the contribution Moruya has made to the construction of the Sydney Harbour bridge and other landmarks.		
1.4	Park Furniture	As per Site Masterplan	To provide amenity for users of the park. Furniture to match existing streetscape furniture.	As part of Council's Streetscape Program of Works	
1.6	Car Park	Parallel parking from Mirrabooka Avenue as per Site Masterplan	To provide short term parking to facilitate pick-up and drop-off at the bus shelter. To provide a taxi bay.	As part of Council's Streetscape Program of Works	
1.7	Footpaths	As per Site Masterplan	To facilitate pedestrian movement through the park.	As part of Council's Streetscape Program of Works	

8.0 Government Acts and other documents relevant to this Plan

Environmental Planning and Assessment Act 1979 (as at 26 April, 2001)

Eurobodalla Shire Council "Disability Access Action Plan"

Eurobodalla Shire Council Development Control Plan No. 123 "Development of Flood Prone Lands"

Eurobodalla Shire Council Development Control Plan "Moruya Town Centre Development Guidelines"

Eurobodalla Shire Council Public Toilets Policy 1997

Eurobodalla Shire Council's Strategy for Improving Public Transport 2001

Eurobodalla Shire Council Urban Local Environmental Plan (Incorporating amendments as of 31 January 2001)

Local Government (General) Regulation 1999 (as at 2 April, 2001)

Local Government Act 1993 (as at 4 April, 2001)

1. Moruya Chamber of Commerce - 20 September 2001

Issues raised regarding the upgrade of Apex Park, Moruya

- Location of a Tourist information centre
- Some attendees felt that the design was 'overcrowded' however majority felt it was ok
- Trees require maintenance
- Suggest putting the history of the reserve on the Toilet Block on information boards.
- The Artist in Residence is a great idea
- Suggested the Moruya Historical Museum for historical information on the park.

2. Rotary Club of Moruya Inc - 26 September, 2001

Issues raised regarding the upgrade of Apex Park, Moruya

- Public toilet in the main street is a good idea, much needed
- Bus service is a plus
- What about an information centre?
- Park should have an information board/directory for local goods/services
- People will always walk the shortest route to their destination (in regard to removing the diagonal pathway through the park)
- What about a taxi stand to serve the people using the bus services
- Need to consult with local business to ensure that bus travellers and drivers are able to purchase a meal during their break
- The park should include a Service Directory ie. Advertising Rotary, Lions etc.
- The park should include a 'changeable' sign to advertise upcoming community events eg. Jazz Festival and Rodeo
- Council should consider the safety implications of the buses being on both sides of the road – necessitates people crossing the road to get to the public toilets
- Council should consider the safety implications of having play equipment located next to the Highway and a busy street
- Road isn't wide enough to accommodate a parked bus and a passing truck (at the front of Apex Park)

3. Public Meeting - Wednesday 24 October, 2001

Approximately 21 people attended including Councillor Keith Dance (Chairperson) and Councillor Allan Brown.

Issues raised at the meeting:

Discussion Points

- Access to and from buses requires a pram ramp to the footpath
- The building must consider equal access in its design
- Should have visitor information boards, Civic Guide on the external walls of the building
- Changeable sign – should be a uniform design – lettering etc
- Building should have a baby change room

- Check the location of bus and long vehicle parking – may need to be swapped around to best allow bus drivers manoeuvrability into and out of the parking area

Written Points (everyone was given the opportunity to write down their comments) – 6 responses

- Value its proxy to town, is an attraction for visitors, use if relaxation, toilets and more picnic area would make it better. I like the resident artist – the idea of a remembrance of the granite workers of the past – toilets for tourists who stop and enjoy our 'Special Place' and the buses moved to Apex Park for Safety Sake. Update furniture and more the artist area - very important. Wheelchair access?
- Value that it is central to town, like the open space, use it for relaxation, toilets/seating/bbq area would make it better. Council's proposed plan for Apex Park – Very good!! But could do with bbq, lots of seating.
- Values:
 1. The simplicity, tis quiet leafy atmosphere, its contribution to what makes Moruya special.
 2. The way it sets the country town ambience at the beginning of the main street.
 3. Walking through, looking at it every day, seeing people use it to have lunch, children playing ball.
 4. Council leaving it alone and preserving the tranquil atmosphere.
 5. Ill advised in the extreme. The ruination of beautiful and significant part of Moruya.
- Apex Park is appreciated for the green area and the trees – it is a landmark and a meeting place for groups who set out on a planned trip. The phone is handy. I like the plans – I suggest commercial plastic letter signage for activities, so that it is easy to use, Council has control over it and it stops all 'home made' ugly signs.
- Value the green welcome to the entrance of the town. The old trees. It is nice to sit under the trees in between appointments in town. It's a good place for children to run and play safely. I use it for lunch and drinks and meeting friends. It's an oasis in the town and the ONLY green space in the centre. I can't believe Council would propose a toilet block and noisy, smelly buses to greet us as we enter the town from the south.
- Only park that has frontage to the main street of Moruya. It provides Vulcan Street with some relief from the commercial frontage monopoly. I use it for relaxation, eating lunch. Leave it alone. It appears to be an over kill in removing our only park for the benefit of the few coaches that would use the facility each day. The current kerbside arrangements (especially if the service station stop is discontinued) provide passengers with all facilities and are quite adequate.

9.0 Attachment 2 – Capital and Maintenance Responsibility of Existing and Proposed Facilities

DESCRIPTION OF ITEM	MAINTENANCE RESPONSIBILITY	COMMENT
Footpaths	Eurobodalla Shire Council	As per Council's Code of Practice Footpath/Cycleway Asset and Risk Management Policy
Memorial structures	Eurobodalla Shire Council	
Off Street Parallel Parking	Eurobodalla Shire Council	
Park Furniture	Eurobodalla Shire Council	Inspected monthly.
Playgrounds	Eurobodalla Shire Council	Inspected monthly under Council's Playground Risk Management system.
Public Toilets/Bus Shelter Building	Eurobodalla Shire Council	
Trees	Eurobodalla Shire Council	Consistent with Council's Tree Preservation Order
Turf	Eurobodalla Shire Council	As per Council's Policy "Mowing of Reserves"
Bins	Eurobodalla Shire Council	

10.0 Appendix 1: Community Stakeholders and Interest Groups

Apex Batemans Bay

Eurobodalla Shire Council Staff

Lions Club of Moruya

Moruya & District Chamber of Commerce and Industry

Moruya 2000

Moruya and District Historical Society

Moruya Police

Rotary Club of Moruya

Eurobodalla Shire Council has adopted a Sustainable Living Policy that addresses the seven principles of ecologically sustainable development. As part of its code of practice these guiding principles are considered in preparing all plans and strategies, and assessing the merit of public and private investment in built and social infrastructure. The seven principles and the extent to which they have been considered, have been met and applied in preparing this plan are detailed below.

THE PRECAUTIONARY PRINCIPLE

The precautionary principle. - where there are threats of serious or irreversible damage to the community's ecological, social or economic systems, a lack of complete scientific evidence should not be used as a reason for postponing measures to prevent environmental degradation. In some circumstances this will mean actions will need to be taken to prevent damage even when it is not certain that damage will occur.

THE PRINCIPLE OF INTERGENERATIONAL EQUITY

The principle of intergenerational equity. - the present generation should ensure that the health, integrity, ecological diversity, and productivity of the environment is at least maintained or preferably enhanced for the benefit of future generations.

THE PRINCIPLE OF CONSERVING BIOLOGICAL DIVERSITY AND ECOLOGICAL INTEGRITY

The principle of conserving biological diversity and ecological integrity. - aims to protect, restore and conserve the native biological diversity and enhance or repair ecological processes and systems.

THE PRINCIPLE OF IMPROVING THE VALUATION AND PRICING OF SOCIAL AND ECOLOGICAL RESOURCES

The principle of improving the valuation and pricing of social and ecological resources. - the users of goods and services should pay prices based on the full life cycle costs (including the use of natural resources at their replacement value, the ultimate disposal of any wastes and the repair of any consequent damage).

THE PRINCIPLE OF ELIMINATING OR REDUCING TO HARMLESS LEVELS

The principle of eliminating or reducing to harmless levels - any discharge into the air, water or land of substances or other effects arising from human activities that are likely to cause harm to the environment.

THE PRINCIPLE OF ENCOURAGING A STRONG, GROWING AND DIVERSIFIED ECONOMY

The principle of encouraging a strong, growing and diversified economy - promotes local self reliance, and recognises and strengthens the local community and its social capital in ways that safeguard the quality of life of future generations.

THE PRINCIPLE OF PROVIDING CREDIBLE INFORMATION IN OPEN AND ACCOUNTABLE PROCESSES

The principle of providing credible information in open and accountable processes - encourages and assists the effective participation of local communities in decision making.

11.0 ANNEXURE A: Amendments to the Site Masterplan – August 2003

Following the adoption of the Plan of Management on 11 June, 2002 Council engaged an architect to design the new bus shelters and public toilets.

During the assessment process the site masterplan was amended to better accommodate the existing services and to minimise the scale of the development in the Park. The site masterplan was also placed on public exhibition for community comment.

As the changes were not substantial and did not constitute a change in the nature and use of the Community Land from the adopted Plan of Management, the Plan did not have to be re-exhibited. However the amended site masterplan was publicly exhibited for community comment during the development assessment period.

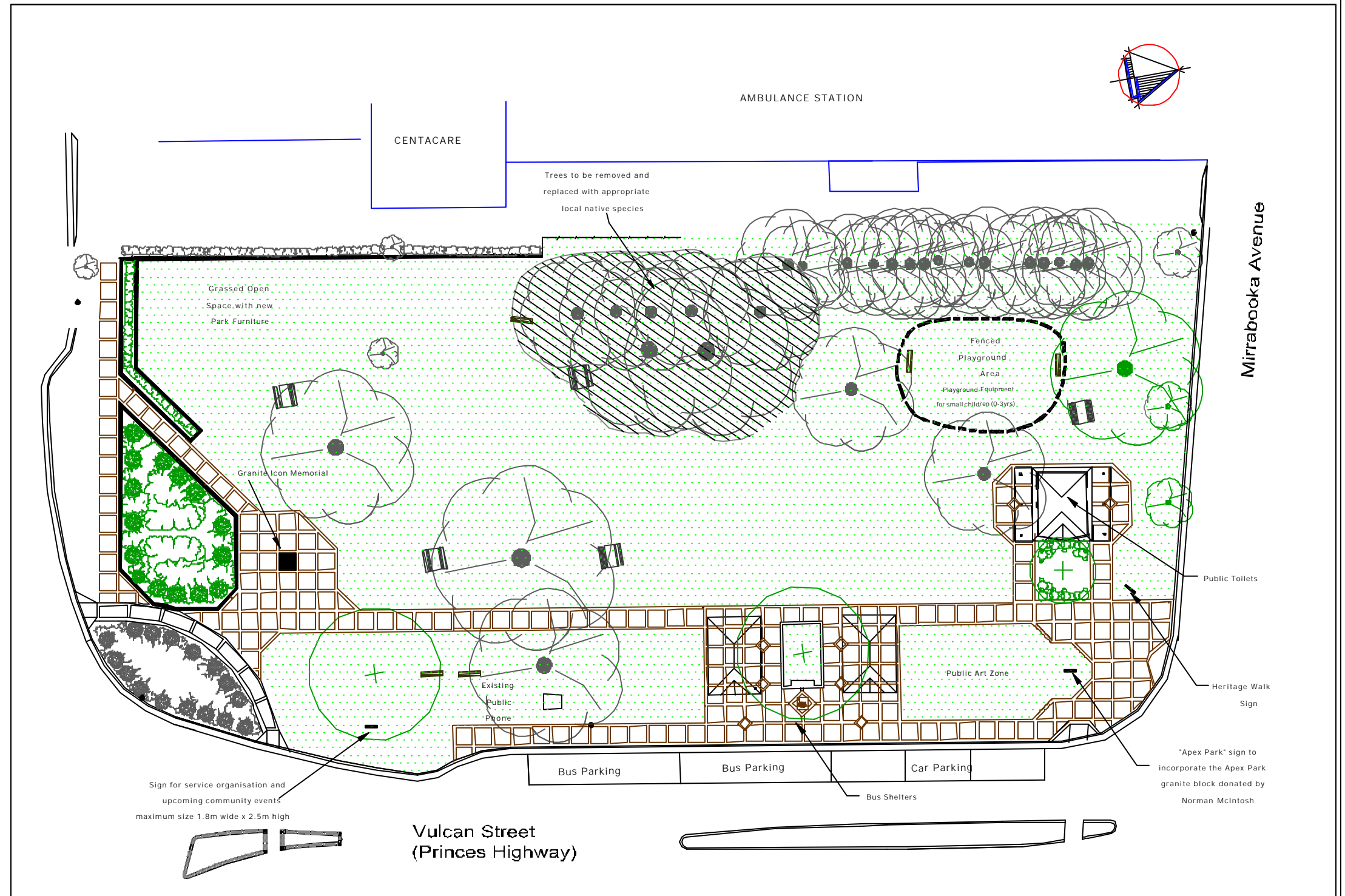
Refer to Plan 3: Site Masterplan – As per DA consent – August 2003 on page 27.

LEGEND

- Existing Fence Line
- Existing Building
- Existing Kerb & Gutter
- Proposed Tree
- Existing Tree
- Lawn Area
- Proposed Garden Bed Area
- Proposed Raised Garden Edging
- Proposed Paving Area
- Proposed 1.8m bench seat
- Proposed picnic table & bench seats

NOTES:

This plan reflects the amended masterplan after the development assessment process.



File Number	01_5412	Datum	A.H.D	Designed For	URBAN
Cad Reference	88.3482	Surveyed	FS/BR	Design Speed	
Job Number		Drawn	NCH/DLP	Road Width	
		Designed		Lane Width	
		Checked		Pavement Depth	



Approved On Behalf Of
EUROBODALLA SHIRE COUNCIL

Technical Services Manager
Date

No	Amendment Details	A	B	C	D	By	Appd	Date



EUROBODALLA SHIRE COUNCIL

APEX PARK - MURRAY CBD
Vulcan Street/Princes Highway
Plan of Management
Site Masterplan - As per DA consent - August 2003

Project No	4377
Sheet of	1 of 1
Set	B
Archived	

Plan 3: AMENDED - Apex Park Site Masterplan – As per DA consent – August 2003