



# **AGENDA**

**Ordinary Meeting of Council**

**30 July 2019**



**ORDINARY MEETING OF COUNCIL  
TO BE HELD IN THE COUNCIL CHAMBERS, MORUYA**

**ON TUESDAY 30 JULY 2019**

**COMMENCING AT 11.00AM**

**AGENDA**

(Proceedings of this meeting will be recorded as per Eurobodalla Shire Council's Code of Meeting Practice)

- |   |                 |
|---|-----------------|
| <b>1. WELCOME</b>   |                 |
| <b>2. ACKNOWLEDGEMENT OF COUNTRY</b>  |                 |
| <b>3. APOLOGIES</b><br>Nil  |                 |
| <b>2. CONFIRMATION OF MINUTES OF PREVIOUS MEETING</b><br>2.1 Ordinary Meeting held on 25 June 2019                              |                 |
| <b>3. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA</b><br>(Declarations also to be made prior to discussions on each item) |                 |
|   | <b>Page No.</b> |
| <b>4. MAYORAL REPORTS</b><br>Nil  |                 |
| <b>5. NOTICES OF MOTION</b><br>Nil  |                 |
| <b>6. QUESTIONS ON NOTICE FROM COUNCILLORS</b><br>QON19/005 Promoting the benefits of cycling in Eurobodalla.....               | 3               |
| <b>7. PETITIONS</b><br>Nil  |                 |
| <b>8. GENERAL MANAGER'S REPORTS</b><br>GMR19/013 Funding Acceptance - Netball Courts Captain Oldrey Park Broulee .....          | 6               |

**9. PLANNING AND SUSTAINABILITY REPORTS**

PSR19/011	Draft Amendments to the Residential Zones Development Control Plan and Tree Preservation Code .....	8
-----------	---	---

**10. INFRASTRUCTURE REPORTS**

IR19/017	Maintenance and Renewal Schedules for Roads 2019-20.....	18
IR19/018	Local Traffic Committee No 1 for 2019-20.....	30

**11. CORPORATE AND COMMERCIAL SERVICES REPORTS**

CCS19/032	Investments made as at 30 June 2019.....	34
CCS19/031	Licence for Surfing Activities - Dalmeny-Narooma .....	37
CCS19/033	Licence for Marine Radio Facility - Moruya Heads .....	44
CCS19/034	Easement for Access - Guerilla Bay .....	47

**12. COMMUNITY, ARTS AND RECREATION REPORTS**

CAR19/018	Moruya Golf Course and Showground Reserve Draft Plan of Management .....	51
-----------	--	----

**13. DELEGATE REPORT**

**14. URGENT BUSINESS**

**15. DEALING WITH MATTERS IN CLOSED SESSION .....58**

**16. CONFIDENTIAL MATTERS**

**DR CATHERINE DALE  
GENERAL MANAGER**

---

**QON19/005      PROMOTING THE BENEFITS OF CYCLING IN EUROBODALLA**

E02.6243

Responsible Officer: Anthony Mayne - Councillor

Attachments:      Nil

The following question on notice was received from Councillor Anthony Mayne:

**Question**

How does our Council promote and contribute to safe cycling in our Shire and what other opportunities are possibly available to further enhance and grow our region as a cycling friendly Shire?

Push bike cycling has many benefits, including health, reducing vehicles on the road and can even boost tourism through by attracting cyclists to our region. Over the years, Eurobodalla Shire Council has undertaken numerous cycling initiatives, including the annual celebration of bike week and hosting various bike rides, plus it actively promotes cycling, installs cycling tourism signage and host a public bike ride.

A few years ago, Council created a Cycling Sunset Committee which enabled various interested groups, including Bugs and the Eurobodalla Cycling Club, to raise and explore various ideas to further cycling in our region.

Council is currently working with NSW Forestry as it explores the creation of a formal mountain bike trek, suitable for families and also for racing.

The NSW Government introduced a couple of years ago a change to road laws around cycling, in particular the need for cars travelling at 60km plus to provide allow a metre gap between the vehicle and the cyclists. This gap increases to 1.5m when travelling at 100km. Road safety remains an important issue.

**Response**

Council promotes safe cycling in various ways, including sponsored events, and through the provision of suitable shared paths and associated infrastructure. Council also promotes cycling routes on its tourism webpages.

**Bike Week**

Bike Week is a series of events to encourage non cyclists to try cycling, and will be held in NSW this year from 21 – 29 September 2019. Council will host two events. One will offer beginner and intermediate mountain bike skills training and basic bike maintenance. The second event will offer participation in a ride on the shared pathway from Narooma to Dalmeny. This ride is supported by EuroBug and local cycling businesses. Again basic bike maintenance will be offered, riding techniques will be offered for those new riders coming along.

**VMS messages by RMS**

The current road rules provide that drivers who pass a bicycle rider must be at a distance of at least:

- \* 1 metre when the speed limit is 60km/h or less
- \* 1.5m when the speed limit is more than 60km/h.

---

**QON19/005      PROMOTING THE BENEFITS OF CYCLING IN EUROBODALLA**

E02.6243

In November 2018, the RMS supported a Council program for *A Metre Matters* by showing appropriate messages on the large variable message signs in the NSW Southern Region. The messages were displayed from 4-6am and 2-4pm from 15 December to 5 January 2018.

RMS also provided funding for a VMS board to be used on George Bass Drive at the same time over the holiday period using similar wording. Council is waiting on confirmation from RMS that the VMS messages will also be displayed this year.

**Tourism**

Council promotes cycling routes and activities through our tourism marketing including our website. Refer <http://eurobodallacoast.com/exp-cycling.html>.

**Mogo Adventure Trail Hub Strategy**

Council is currently investigating opportunities for off-road cycling in the Shire. This includes the preparation of the draft Mogo Adventure Trail Hub Strategy, developed by TRC Tourism consultants from feedback received at the stakeholder workshop held 29 June 2019. The draft strategy is currently being prepared and is currently scheduled to be presented at the Council briefing on 20 August 2019. A report will then be submitted to the Council meeting to be held on 27 August 2019 recommending that Council endorse the strategy to be publicly exhibited for 28 days.

More information can be found at this link: <https://www.esc.nsw.gov.au/inside-council/project-and-exhibitions/major-projects-and-works/mogo-adventure-trail-hub-strategy>

**Pathways Strategy and Program**

Council continues to construct new pathways including footpaths and shared pathways to assist in providing safer off-road linkages along our busier roads in accord with our pathways strategies. This new infrastructure provides for pedestrians, scooters and cyclists. Footpaths (typically 1.5m wide) provide for cyclist up to the age of 16 years old under new road rules, whereas shared pathways (typically 2.5m) provide for cyclists of all ages.

In the term of the previous Council 2012-2016, Council constructed key pathway linkages in Nelligen, South Durras, Batemans Bay, Batehaven, Malua Bay, Tomakin, Mossy Point, Broulee, Moruya, Tuross Head, Bodalla, Central Tilba, Dalmeny, Kianga and Narooma. This includes pathways linkages to most shopping areas to encourage more active transport and local shopping. The length of pathways built by Council during this period was:

- 6,900 metres of shared pathways
- 5,670 metres of footpaths.

Council also reviewed and adopted a new pathways strategy titled Eurobodalla Pathways Strategy 2017. The advisory committee working with Council at that time included representatives from the cycling community. The adopted pathways strategy can be found at:

---

**QON19/005      PROMOTING THE BENEFITS OF CYCLING IN EUROBODALLA**

E02.6243

<https://www.esc.nsw.gov.au/inside-council/community-and-future-planning/strategies/shared-path-strategy>

From 2016-17 to 2018-19, Council has continued to advocate and apply for grants, as well as allocating funds to construct a further:

- 4810 metres of shared pathways
- 4990 metres of footpaths.

Where appropriate, we continue to incorporate new shared pathway connections within roadworks (eg Tomakin Road roundabout, Beach Road Batemans Bay to connect to Mackay Park both of which were granted funded by the Australian Government).

Council has again allocated a further \$338,000 in funding for new pathways in the adopted Operational Plan 2019-20 (refer page 69 at the following link):

<https://www.esc.nsw.gov.au/inside-council/community-and-future-planning/delivery-program-and-operational-plan/current-adopted-plan/19.DPOP-2019-DOCUMENT-WEB-1.pdf>

Page 50 of the Operational Plan 2019-20 also includes:

*7.2.1.1      Build, renew and maintain pathway network*

*7.2.1.2      Leverage existing funding to accelerate expansion of the network*

During late 2018, Council applied for additional grants for shared pathways under the NSW Government's Active Transport Program and we currently await advice on the outcome of those applications. We also continue to work with community groups on pathways important to them (eg South Durras pathway is part funded by the Durras Community Association).

We have also successfully advocated for an accessible shared pathway network across the new Batemans Bay bridge and for additional pathways to connect North Batemans Bay, Surfside and the Batemans Bay CBD. We continue to advocate for the NSW Government to fully fund and extend these works whilst the bridge work is underway, to include a shared pathway connection north of the Kings Highway roundabout to Surfside and from Clyde Street west to Mackay Park precinct.

Council also requires developers of new subdivisions and medium density developments to fund and construct appropriate pathways as part of their development.

Council is also progressively upgrading major rural road routes to improve road safety inclusive of wider sealed shoulders to better provide for cyclist. Recent examples include Tomakin Road upgrade (two sections), Broulee Road, Bermagui Road and Cullendulla Drive Long Beach.

**RECOMMENDATION**

THAT the response to the question regarding promoting the benefits of safe cycling in Eurobodalla Shire raised by Councillor Anthony Mayne be received and noted.

---

**GMR19/013 FUNDING ACCEPTANCE - NETBALL COURTS CAPTAIN OLDREY  
PARK BROULEE**

**E03.7729**

Responsible Officer: Dr Catherine Dale - General Manager

Attachments: Nil

Outcome: Innovative and Proactive Leadership

Focus Area: 9.1 Provide strong leadership and work in partnership to strategically plan for the future and progress towards the community vision

Delivery Program Link: 9.1.3 Advocate and collaborate to advance the region and address local issues

Operational Plan Link: 9.1.3.2 Seek sources of funding to implement community vision

**EXECUTIVE SUMMARY**

This report seeks to inform Council of the offer of \$475,000 in grant funding towards the Eurobodalla Regional Netball Facility Upgrade from the Commonwealth Government under their Community Sports Infrastructure Fund administered by Sport Australia, through the Commonwealth Department of Community Sport & Infrastructure.

This program offers funding for small to medium scale projects up to \$500,000 to improve local community sport infrastructure which will support greater community participation in sport and physical activity and/or offer safer and more inclusive community sporting hubs.

**RECOMMENDATION**

THAT Council endorse the actions taken to accept the grant of \$475,000 from the Commonwealth Department of Community Sport and Infrastructure.

**BACKGROUND**

Council sought grant funding from the Commonwealth Community Sports Infrastructure Fund in September 2018 for the upgrade to the netball courts, new female change-room, improved accessibility and spectator amenity.

The Eurobodalla Netball Association has approximately 600 members and Captain Oldrey is the regional netball for our shire. The grant will enable Council to replace the six bitumen courts with eight acrylic courts.

**CONSIDERATIONS**

This project has been identified as a priority under the Recreation and Open Space Strategy 2018, Action No. C2, is acknowledged in the Delivery Program 2017-21 and Operational Plan 2019-20 and aligns with Key Priority 4 in the Regional Economic Development Strategy 2019 – 2028 *Infrastructure and Place Enhancement*.

**Asset**

The grant will enable renewal and expansion of the existing asset.



---

**GMR19/013 FUNDING ACCEPTANCE - NETBALL COURTS CAPTAIN OLDREY  
PARK BROULEE**

**E03.7729**

**Social Impact**

The infrastructure development will be a valuable addition to our recreation product. It will make the region a more attractive place to live and visit, and accommodate the development of netball in our community.

Improving local amenity in response to community input will facilitate community connections and add to social inclusion.

**Financial**

The \$475,000 grant will be expended in the 2019-20 budget.

**CONCLUSION**

Council has been offered \$475,000 in funding under the Commonwealth Government's Community Sports Infrastructure Fund administered by Sport Australia, through the Commonwealth Department of Community Sport and Infrastructure.

This report seeks endorsement of the action taken to accept this funding.

---

<b>PSR19/011 DRAFT AMENDMENTS TO THE RESIDENTIAL ZONES DEVELOPMENT CONTROL PLAN AND TREE PRESERVATION CODE</b>	<b>E08.2564; E98.2526</b>
--	-------------------------------

---

Responsible Officer: Lindsay Usher - Director, Planning and Sustainability Services

Attachments: 1. Under Separate Cover - Residential Zones Development Control Plan  
2. Under Separate Cover - Tree Preservation Code of Practice

Outcome: Responsible and Balanced Development

Focus Area: 6.1 Plan for growth and encourage increased investment and development outcomes

Delivery Program Link: 6.1.2 Review and prepare planning strategies, policies and studies

Operational Plan Link: 6.1.2.1 Ongoing review and update of planning controls

### EXECUTIVE SUMMARY

The purpose of this report is to seek Council's resolution for the adoption of the Residential Zones Development Control Plan and the draft Tree Preservation Code.

Draft amendments to the Residential Zones Development Control Plan (DCP) and Tree Preservation Code were placed on public exhibition in accordance with Part 3 of the *Environmental Planning and Assessment Regulation 2000*. This report provides an overview of the submissions and proposed changes to the draft Tree Preservation Code to address them.

The draft amendments to the Residential Zones DCP and Tree Preservation Code were on public exhibition for a period of 28 days from 8 May to 5 June 2019. Notification was made in the local newspaper and copies were available for viewing on Council's website, at the Batemans Bay, Moruya and Narooma libraries and Moruya customer service centre. The public were also made aware of the exhibition period via a media release and Council's online news.

Three submissions were received from the public regarding the draft amendments to the Tree Preservation Code regarding clarification of how it would apply or stating that protection of trees in urban areas should be strengthened. Comments were also received from Council staff.

There were no comments relating to the draft amendments to the Residential Zones DCP.

The purpose of this report is to outline the issues raised in submissions and to identify the proposed changes to the draft Tree Preservation Code. A draft Residential Zones DCP is attached and a draft Tree Preservation Code that includes the changes is attached under a separate cover.

If adopted, the amendments to the Residential Zones DCP and Tree Preservation Code would result in a more consistent and equitable process for people to apply for a permit to remove vegetation.

### RECOMMENDATION

THAT Council adopt the attached draft Residential Zones Development Control Plan and draft Tree Preservation Code.

---

<b>PSR19/011</b>	<b>DRAFT AMENDMENTS TO THE RESIDENTIAL ZONES DEVELOPMENT CONTROL PLAN AND TREE PRESERVATION CODE</b>	<b>E08.2564; E98.2526</b>
------------------	--	-------------------------------

## BACKGROUND

The [State Environmental Planning Policy \(Vegetation in Non-Rural Areas\) 2017](#) (Vegetation SEPP) was one of a suite of land management and biodiversity conservation reforms that commenced in New South Wales on 25 August 2017. The Vegetation SEPP works together with the *Biodiversity Conservation Act 2016* and the *Local Land Services Act 2013* to create a framework for the regulation of clearing of native vegetation in NSW.

The Vegetation SEPP regulates vegetation removal in non-rural areas that is not associated with a development application. Councils can require a permit to clear vegetation declared in a Development Control Plan (DCP) that applies to the land. Vegetation impacts that do not exceed the [Biodiversity Offsets Scheme](#) entry requirements continue to be regulated by Council's Tree Preservation Code on land to which a DCP and the Code apply.

However, the Code does not apply to some non-rural land in Eurobodalla because a DCP does not apply, including land zoned:

- E2 (Environmental Conservation)
- E4 (Environmental Living) greater than 5000m<sup>2</sup>
- R5 (Large Lot Residential) zone greater than 5000m<sup>2</sup>
- RE1 (Public Recreation).

Before the commencement of the Vegetation SEPP, vegetation impacts on land with the zones listed above were regulated under the repealed *Native Vegetation Act 2003* and Local Land Services (LLS) was the regulating authority.

The unintended consequences of the Vegetation SEPP means there are now inconsistent assessment and approval requirements for removing vegetation on some non-rural land in Eurobodalla. The draft amendments to the Residential Zones DCP and Tree Preservation Code would result in a more consistent and equitable process for people to apply for a permit to remove vegetation. The permit application process would result in consideration of whether the proposed vegetation removal is justified or have potential impacts on threatened species, visual amenity or waterway and reduce the risk of prosecution for unintended illegal clearing.

The draft amendments to the Residential Zones Development Control Plan include making the tree preservation provisions apply to land zoned E2, E4 (with a minimum lot size of 5000m<sup>2</sup> or more), RE1 and R5 (with a minimum lot size of 5000m<sup>2</sup> or more). The Tree Preservation Code would continue to apply to land it currently applies to, including land zoned E4 and R5 with a minimum lot size up to 5000m<sup>2</sup>. The Tree Preservation Code already applies to almost all other non-rural land because it is referred to in the majority of Eurobodalla's Development Control Plans. It would not apply to land zoned W1 Natural Waterways, W2 Recreational Waterways, IN1 General Industrial, RE2 Private Recreation and SP3 Tourist.

---

<b>PSR19/011</b>	<b>DRAFT AMENDMENTS TO THE RESIDENTIAL ZONES DEVELOPMENT CONTROL PLAN AND TREE PRESERVATION CODE</b>	<b>E08.2564; E98.2526</b>
------------------	--	-------------------------------

---

The draft amendments to the Tree Preservation Code include:

- New structural format.
- All native vegetation declared on land zoned RE1, E4 and E2 and therefore a permit may be required to under-scrub native vegetation on these lands.
- A permit is required to remove trees that are on the significant tree register or mapped as habitat by Council's Yellow-bellied Glider Policy.
- Consideration of cumulative impacts of vegetation removal up to the biodiversity offsets scheme threshold within 5 years.
- Provisions for clearing to maintain existing rural infrastructure on R5, E2 and E4 zoned land.
- That Council may require applications to include a test of significance for impacts to threatened ecological communities or threatened species habitats.
- Greater emphasis that replacement trees should be considered as part of the assessment.
- Flow charts to help illustrate how vegetation removal is regulated.

#### **CONSIDERATIONS**

Draft amendments to the Residential Zones DCP and Tree Preservation Code were on public exhibition between 8 May and 5 June 2019. Notification was made in the local newspaper and copies were available for viewing on Council's website, at the Batemans Bay, Moruya and Narooma libraries and Moruya customer service centre. The public were also made aware of the exhibition period via a media release and Council's online news.

There were no comments relating to the draft amendments to the Residential Zones DCP and therefore no changes proposed to the draft amendments to the Residential Zones DCP that were exhibited.

Table 1 provides a summary of issues raised regarding the draft amendments to the Tree Preservation Code in three public submissions or comments from Council staff.

**Table 1: Summary of issues raised regarding the draft amendments to the Tree Preservation Code during the exhibition period**

Comment from	Issues raised	Response
Rosedale Association Inc.	Clarification sought regarding whether a permit is required to use the NSW Rural Fire Services 10/50 Code.	Section 5.1.3.4 of the draft Tree Preservation Code states that a permit is not required from Council if the vegetation removal is authorised under the <i>Rural Fires Act 1997</i> including removing trees in accordance with the NSW Rural Fire Services 10/50 Code.
Community member 1	The draft looks fairly standard and will work appropriately.	Noted.
Community member 1	Arborists with a Certificate IV in arboriculture are uncommon. Suggest this requirements for arborist reports is reviewed.	The requirement for arborist reports to be completed by professionals with a Certificate IV in arboriculture ensures an appropriate level of understanding of tree health to make tree assessments. There are at least 3 arborists in Eurobodalla with the appropriate qualifications.
Southcoast Health and Sustainability Alliance (SHASA)	Strengthen the protection of trees and native vegetation in Eurobodalla. Increased clearing and climate change is having adverse impacts on our native plants and animals. It seems contradictory that the Code facilitates removal of vegetation for maintenance of existing rural infrastructure when it is meant to support the aims of the Vegetation SEPP to protect the biodiversity values of trees and other vegetation in non-rural areas. The criteria to be applied for extending the distance or area specified as exempt for maintenance of rural infrastructure needs to be more specific.	The objectives of the Code are to balance protection of vegetation in non-rural areas while facilitating removal of undesirable and inappropriate vegetation e.g. weeds and dangerous trees or to maintain existing rural infrastructure. Exemptions to facilitate maintenance of existing rural infrastructure only applies if the vegetation is not habitat for threatened species. If the vegetation is a threatened ecological community or habitat for threatened species a permit must be applied for and evidence provided that it would not result in a significant impact. The Code includes maintenance of rural infrastructure as exempt from requiring a permit from Council if it is within specific distances (listed in the Code). If a landholder seeks to vary the distance, it is no longer exempt and an application for a permit must provide evidence why the additional area is needed.

Comment from	Issues raised	Response
Southcoast Health and Sustainability Alliance (SHASA)	The Code should apply more broadly to native vegetation across urban areas.	Most of Eurobodalla's DCPs already refer to the Tree Preservation Code. The draft amendments extend the area of land to which the Code applies because that land is no longer regulated under the repealed <i>Native Vegetation Act 2003</i> , eg. RE1 Public Recreation, E2 Environmental Conservation, E4 Environmental Living and R5 Large Lot Residential. All native vegetation (including trees, shrubs and groundcover) would require a permit for removal on land zoned RE1, E2 and E4. All trees (whether native or not) would require a permit on all other non-rural zones to which the Code applies. The Code applies to all non-rural land except land zoned IN1 industrial, SP3 Tourist, W1 Natural Waterways, W2 Recreational Waterways or RE2 Private Recreation. This represents a small amount of vegetation across Eurobodalla or the vegetation is protected under alternative legislation. e.g. if the vegetation is threatened ecological community a biodiversity conservation licence is required to remove vegetation.
Southcoast Health and Sustainability Alliance (SHASA)	Ensure that if trees are removed for new construction they are replaced with a greater number of trees. This also needs to be enforced with staff inspections of sites to ensure replanting has taken place. The removal of mature native trees should require a like-for-like replacement, particularly if the species is a known feed or habitat tree. This should be mandated rather than just be given consideration.	The application procedures in section 6.1.4.3 and 6.1.4.7 require the applicant to provide evidence that measures have been undertaken to avoid and minimise the impacts and that there are no other reasonable alternatives. Applications also need to propose mitigation measures, e.g. replacement plantings.
Southcoast Health and Sustainability Alliance (SHASA)	Regularly promote the benefits of urban vegetation to ensure landholders understand the critical importance of these trees to their health and the local economy.	This is beyond the scope of the Tree Preservation Code but is noted.
Southcoast Health and Sustainability Alliance (SHASA)	If existing permanent rural infrastructure is not permissible on E2 Environmental Conservation zoned land under the current Eurobodalla Local Environmental Plan 2012 it should not be listed.	The Code provides the exemption for existing rural infrastructure only and does not make any statement in regard to what is permissible or otherwise. Permissibility is controlled by the Eurobodalla Local Environmental Plan 2012.

Comment from	Issues raised	Response
Southcoast Health and Sustainability Alliance (SHASA)	In regard to the removal of vegetation that Council is satisfied is dying or dead, will Council undertake an inspection to ascertain that the vegetation is dying of natural causes and has not been poisoned. There should be an additional note in this clause that covers off on this, e.g. that Council is satisfied has died or is dying of natural causes.	An arborist report is required to be obtained by the landowner to confirm that a tree is dead or dying. Council will rely on the advice of the arborist.  If trees are confirmed to be poisoned without a permit for removal, Council can investigate the matter and take compliance action if appropriate.
Southcoast Health and Sustainability Alliance (SHASA)	Council should require a test of significance under the <i>Biodiversity Conservation Act 2016</i> to be satisfied a significant impact to threatened species is unlikely not occur as a result of vegetation removal.	This is consistent with the current Code however the amended draft Code has been updated to clarify that a test of significance under Part 7.3 of the <i>Biodiversity Conservation Act 2016</i> may be required and that is must be prepared by a suitably qualified and experienced person.
Southcoast Health and Sustainability Alliance (SHASA)	The performance indicator should include how many permits were issued for vegetation removal, where they were issued and what was removed.	The performance indicator in the draft Code is the "number of complaints regarding potential illegal tree removal decline". This demonstrates that the system is working, i.e. if you need to remove a tree that there is a process to follow and secondly, that less trees are being removed illegally. These are considered to be sufficient performance indicators.
Council's Planning and Sustainability Directorate	Local Land Services contact details recently changed and are no longer not correct	The contact details for Local lands Services has been updated in the amended draft Code.
Council's Infrastructure Directorate	Clarification/definition needed for road/track	This has not been defined in other legislation previously or caused any issues. Clarification on the definition road/track can be considered when the Code is next reviewed and defined if there is a need.
Planning and Sustainability Directorate	Clarification/definitions needed for sustainable grazing as this implies that agriculture is permissible development.	The wording has been updated in the amended draft Code to ensure it is not implied that agriculture as defined in the Local Environmental Plan is permissible on non-rural land.
Council's Planning and Sustainability Directorate	Section 2.1 needs to be edited to be easier to understand.	Updated wording to make section 2.1 (regarding the vegetation to which this Code applies) easier to understand.
Council's Infrastructure Directorate/Planning and Sustainability Directorate	Support for consideration of cumulative impacts	Noted.
Council's Infrastructure Directorate/Planning and Sustainability Directorate	The flow charts are a good addition	Noted.

Comment from	Issues raised	Response
Council's Infrastructure Directorate	The penalties section could include other measures taken to deter illegal tree clearing, e.g. screens where trees have been removed to create a view.	A list of alternative compliance actions that Council could use is not necessary. They are still available to Council even if they have not been listed in the Code.
Council's Infrastructure Directorate	Consider making the following species as exempt from requiring a permit: <ul style="list-style-type: none"> <li>• Golden Cypress</li> <li>• Jacaranda</li> </ul>	Making these species as exempt from requiring a permit for removal is not considered appropriate. Applying to remove vegetation in non-rural areas provides an opportunity to ensure visual amenity, privacy and shade are not compromised.
Planning and Sustainability Directorate	The first sentence of the objective of the Tree Preservation Code repeats the dot points.	Repeated information deleted.
Planning and Sustainability Directorate	Clarification of when an arborist report is needed	Minor change. Sections 5.1.10 and 5.2.4 updated to include that a report from a suitably qualified arborist may be required as evidence that a tree is dangerous or dying/dead
Council's Infrastructure Directorate	Include reference to Council's Tree Risk Management Policy on Council Controlled Land	The tree risk management policy is referred to in the Tree Preservation Code. Works undertaken by Council in accordance with the tree risk management policy is exempt from requiring a permit as stated in section 5.1.7 of the Tree Preservation Code. Applicants wanting to remove vegetation that is dead or dying must consider the risk assessment that forms part of Council's tree risk management policy. A copy of the tree risk assessment methodology has been included in the appendix of the Tree Preservation Code.
Planning and Sustainability Directorate	Clarify that only the minimum extent necessary should be removed if trees are considered a risk eg remove the overhanging limb rather than the whole tree if possible	Minor change for clarification. Section 5.1.10 updated to include that only the minimum extent necessary to achieve a moderate risk rating in accordance with the methodology in Council's Tree Risk Management Policy, can be removed as exempt.
Planning and Sustainability Directorate	An application to remove vegetation was able assessed as a development application under Part 4 of the EP&A Act prior to the introduction of the Vegetation SEPP. Under the new framework, only a permit can be issued (and not development consent) for vegetation removal so the evaluation section 4.15 of the <i>Environmental Planning and Assessment Act 1979</i> needs to be in the criteria for the Code for it to continue to be applied.	Minor change. Additional assessment criteria have been added to state that removal is not likely to have unacceptable environmental, social and economic impacts and consideration has been given to the public interest and any other relevant matters under Section 4.15 of the <i>Environmental Planning and Assessment Act</i> .



---

<b>PSR19/011 DRAFT AMENDMENTS TO THE RESIDENTIAL ZONES DEVELOPMENT CONTROL PLAN AND TREE PRESERVATION CODE</b>	<b>E08.2564; E98.2526</b>
--	-------------------------------

---

Where appropriate, proposed changes to the draft Code since exhibition are described in the response column of Table 1, and other than very minor edits to address spelling or grammatical errors, changes include:

- Clarification that a test of significance under Part 7.3 of the *Biodiversity Conservation Act 2016* may be required and that is must be prepared by a suitably qualified and experienced person.
- The contact details for Local lands Services has been updated in the Code.
- Updated wording to better describe the types of animal-keeping activities that can be undertaken on land zoned E4, R5 and E2 without a permit for vegetation removal.
- Updated wording to make section 2.1 regarding the vegetation to which this Code applies easier to understand.
- Repeated information in the objectives deleted.
- Clarification that a report from a suitably qualified arborist may be required as evidence that a tree is dangerous or dying or dead.
- Updated wording to include that only the minimum extent necessary to achieve a moderate risk rating in accordance with the methodology in Council's Tree Risk Management Policy, can be removed as exempt.
- Adding an assessment criteria that removal is not likely to have unacceptable environmental, social and economic impacts and consideration has been given to the public interest and any other relevant matters under Section 4.15 of the *Environmental Planning and Assessment Act*. This is proposed because an application to remove vegetation could be assessed as a development application under Part 4 of the EP&A Act prior to the introduction of the Vegetation SEPP. Under the new framework, only a permit can be issued (and not development consent) for vegetation removal so the evaluation section 4.15 of the *Environmental Planning and Assessment Act 1979* needs to be in the criteria for the Code for it to continue to be applied.

### Legal

The *State Environmental Planning Policy (Vegetation in Non-Rural Areas) 2017* (Vegetation SEPP) was one of a suite of land management and biodiversity conservation reforms that commenced in New South Wales on 25 August 2017. The Vegetation SEPP works together with the *Biodiversity Conservation Act 2016* and the *Local Land Services Act 2013* to create a framework for the regulation of clearing of native vegetation in NSW.

The draft amendments align Council's Residential Zones DCP and Tree Preservation Code with the new legislative framework.

### Policy

The Vegetation SEPP regulates vegetation in non-rural areas and councils can require a permit to clear vegetation declared in a Development Control Plan (DCP) that applies to the land. Vegetation impacts that do not exceed the Biodiversity Offsets Scheme thresholds continue to

---

<b>PSR19/011</b>	<b>DRAFT AMENDMENTS TO THE RESIDENTIAL ZONES DEVELOPMENT CONTROL PLAN AND TREE PRESERVATION CODE</b>	<b>E08.2564; E98.2526</b>
------------------	--	-------------------------------

---

be regulated by Council's Tree Preservation Code (the Code) on land to which a DCP and the Code apply. However, the Code does not apply to some non-rural land in Eurobodalla because a Development Control Plan (DCP) does not apply.

The draft amendments to the Residential Zones DCP and Tree Preservation Code would result in a more consistent and equitable process for people to apply for a permit to remove vegetation. The permit application process would result in consideration of whether the proposed vegetation removal is justified or have potential impacts on threatened species, visual amenity or waterway and reduce the risk of prosecution for unintended illegal clearing.

A policy that aims to maintain trees in non-rural areas would support achieving the indicator in the Community Strategic Plan for stable or increasing vegetation cover in Eurobodalla.

#### **Environmental**

The draft amendments to the Residential Zones DCP and Tree Preservation Code aim to provide an equitable and consistent approach to managing impacts on the environment through vegetation removal.

#### **Asset**

Council does not require a permit to remove or prune trees on Council managed land provided the assessment of the tree work is carried out in accordance with their policy. This provision has been maintained in the draft amendments.

#### **Social Impact**

The draft amendments to the Residential Zones DCP and Tree Preservation Code would facilitate a more consistent and equitable approach to vegetation removal on non-rural land. It includes exemptions for the maintenance of existing rural infrastructure that is appropriate for rural lifestyle blocks. It provides more certainty to landholders regarding the assessment and approval requirements for the removal of undesirable vegetation on non-rural land and reduces the risk of prosecution.

#### **Financial**

The fee structure related to vegetation clearing would not change as a result of the proposed amendments.

The draft amendments are not expected to impact on Council's operating budget.

#### **Community and Stakeholder Engagement**

Public exhibition was undertaken in accordance with Part 3 of the *Environmental Planning and Assessment Regulation 2000*. The draft amendments to the Residential Zones DCP and Tree Preservation Code were on public exhibition for a period of 28 days from 8 May to 5 June 2019. Notification was made in the local newspaper and copies were available for viewing on Council's website, at the Batemans Bay, Moruya and Narooma libraries and Moruya customer service centre. The public were also made aware of the exhibition period via a media release and Council's online news.

---

<b>PSR19/011</b>	<b>DRAFT AMENDMENTS TO THE RESIDENTIAL ZONES DEVELOPMENT CONTROL PLAN AND TREE PRESERVATION CODE</b>	<b>E08.2564; E98.2526</b>
------------------	--	-------------------------------

## **CONCLUSION**

Changes to the draft Tree Preservation Code are proposed to address the submissions and comments received. No changes to the draft Residential Zones DCP were necessary. The proposed changes are not significant and only serve to clarify the intent of the Code.

It is recommended that Council adopts the draft Residential Zones DCP and amended draft Tree Preservation Code which are attached under a separate cover.

---

**IR19/017 MAINTENANCE AND RENEWAL SCHEDULES FOR ROADS 2019-20**

**E99.3954;  
E99.3955**

Responsible Officer: Warren Sharpe OAM - Director Infrastructure Services

Attachments: 1. Grading Schedule 19-20  
2. Reseal Program 19-20

Outcome: Connected and Accessible Places

Focus Area: 7.1 Work in partnership to provide an integrated transport network

Delivery Program Link: 7.1.2 Provide a safe efficient and integrated transport network

Operational Plan Link: 7.1.2.1 Provide a safe efficient and integrated transport network

**EXECUTIVE SUMMARY**

Each year a schedule of works is prepared for the maintenance grading of unsealed roads and for the resealing of sealed roads.

The grading schedule is based on delivering a reasonable level of service taking into account the various factors impacting on the performance of the road network, in particular, traffic volumes, type of traffic, terrain, amount and quality of gravel and the available budget.

The reseal program is vital from a road safety perspective as it reinstates grip between the vehicle and the road surface and reduces the number of pavement defects such as potholes. Resealing also assists in keeping maintenance costs down, and by extending the life of the underlying structural road pavement by minimising the ingress of moisture. This helps minimise more expensive pavement rebuilding work.

Council has a legal responsibility under the Civil Liabilities Act 2002 to appropriately manage risk within available resources. It is prudent for Council to adopt schedules on behalf of the community to allocate resources appropriately.

All of the proposed works are an integral part of keeping the local road network to a reasonable condition.

The 2019-20 Operational Plan provides a budget of \$1,856,915 for reseals on local roads and car parks.

Once the schedules are adopted by Council, they will be placed on our website for the information of the community.

**RECOMMENDATION**

THAT the schedules for the maintenance grading of unsealed roads and the resealing of sealed roads for 2019-20 be adopted.

**BACKGROUND**

Each year a schedule of works is formulated for the maintenance grading of unsealed roads and for the resealing of sealed roads.

When adopted, both schedules are placed on Council's website for the information of the community. Minor adjustments to the programs are occasionally made with the approval of the Director Infrastructure Services, to account for variations in costs, to take advantage of any

---

**IR19/017 MAINTENANCE AND RENEWAL SCHEDULES FOR ROADS 2019-20**

**E99.3954;  
E99.3955**

opportunities for efficiencies of work and to treat any significant problems that might arise as the year progresses due to weather or other issues. These outcomes are reported to Council via the annual report.

The proposed schedules for each of the activities are provided as attachments to this report.

**CONSIDERATIONS**

Historically, funding levels for resealing road works have been well below desirable levels, resulting in a significant amount of deferred maintenance and renewal work.

The introduction of the Infrastructure Fund during the mid-2000's, combined with the Australian Government's Road to Recovery Program and additional funding provided under Council's Fit for Future plan, has allowed Council to improve its response to the infrastructure renewal funding gap, providing a more sustainable position.

The consequence of insufficient renewal funding is to increase routine maintenance costs (eg pothole repair, heavy patching), reduce the level of service to the public, increase the risk to the community and inevitably pass these *deferred* costs on to future generations. It also means that additional work is required when these elements are renewed (eg additional surface preparation, additional build-up of roadside debris to be removed from gravel roads).

Council's long-term financial plan now includes sufficient funds to sustain the annual renewal of resurfacing in future years, providing future budgets account for growth of the network and pricing increases remain in line with rate pegging. Council has adopted a sound management strategy whereby the ongoing cycle of annual renewal will address both asset renewal and infrastructure backlog over time. This strategy will contribute positively to improving Council's asset renewal and backlog ratios as reported to the Office of Local Government.

**1. Maintenance Grading Schedule for Unsealed Roads**

There are approximately 410km of unsealed roads maintained by Council.

The grading schedule is based on delivering a reasonable level of service taking the various factors impacting on the performance of the road network into account, in particular, traffic volumes, type of traffic, terrain, amount and quality of gravel and the available budget. The annual schedule is adjusted prior to presentation to Council, using feedback from the maintenance grading team and customers.

The schedule rolls on from the end of the 2018-19 work. The same grading frequency as set for 2018-19 is proposed to be adopted for 2019-20.

The gravel resheeting program for 2019-20 is already included in the draft 2019-20 Operational Plan. Once Council adopts the Operational Plan, this schedule will also be included on our website.

It should be noted that the grading team has the responsibility (and is accountable) to make judgements regarding the method of maintenance grading based on the condition of the road. These include:

- do nothing and record for future inspection
- do drains and culvert and vegetation only and record for future road surface inspection

---

**IR19/017 MAINTENANCE AND RENEWAL SCHEDULES FOR ROADS 2019-20**

**E99.3954;  
E99.3955**

- work to a depth of 80-100mm and re-compact
- deep rip and re-compact to remove deep corrugations or potholes.

The proposed maintenance grading schedule for 2019-20 is attached.

**2. Reseal Program for Sealed Roads**

Sealed roads should be resealed every 10-15 years depending on traffic volumes and the type of bitumen seal. Research for our part of New South Wales indicates that bitumen will oxidise and crack at about 10-11 years.

The reseal program is vital in keeping maintenance costs down, extending the life of the underlying road pavement and minimising more expensive pavement rehabilitation work. It is also vital from a road safety perspective.

The reseal program is determined through inspection of the road network and with consideration to cracking, ravelling (ie loss of stone) and other failure mechanisms given consideration to known problem areas and feedback from the maintenance teams. The reseal program has a strong focus on treating roads to manage the risk to the public, improve road safety outcomes and minimise the risk of pavement failure.

The proposed reseal program for 2019-20 is attached.

**Legal**

Council has a legal responsibility under the Roads Act 1993 and Civil Liabilities Act 2002 to appropriately manage risk within available resources. It is prudent for Council to adopt schedules on behalf of the community to allocate resources appropriately.

**Policy**

The proposed works are in line with Council's Asset Management Policy and Local and Regional Roads Risk Management Policy.

**Asset**

All of the proposed works are an integral part of keeping the local road network in a reasonable condition. The annual renewal of road resurfacing is fully funded in forward years and meets the Office of Local Government's requirement to have a renewal ratio of 100% for this asset component of the road transport infrastructure.

**Social Impact**

The provision of roads of reasonable standard is essential to the wellbeing of our community, particularly as we are so heavily dependent on road transport. Resealing significantly improves road safety outcomes, particularly on higher speed roads.

The proper maintenance and renewal of roads is required to minimise the risk to the public and the potential for claims against Council (and its community). This is particularly the case since the removal of the non-feasance protection previously afforded to road authorities by the High Court.

---

**IR19/017 MAINTENANCE AND RENEWAL SCHEDULES FOR ROADS 2019-20**

**E99.3954;  
E99.3955**

**Economic Development Employment Potential**

The provision and maintenance of a road network to a reasonable standard is integral to the economic wellbeing of the community.

The completion of these works by a mixture of day labour staff and local contractors provides an important role in maintaining and boosting local employment within Eurobodalla and the immediate surrounds.

**Financial**

The 2019-20 Operational Plan provides a budget of \$1,856,915 for reseals on local roads and car parks. The maintenance grading is covered within the roads maintenance budget.

**CONCLUSION**

The proposed 2019-20 Maintenance Grading Schedule for unsealed roads and the proposed 2019-20 Reseal Program for sealed roads are vital to sustain our local road network. Once adopted the schedules will be placed on Council's website.

**Eurobodalla Shire Council grading schedule for unsealed roads 2019-2020**

Council maintains approximately 420km of unsealed roads and endeavours to deliver a reasonable level of service.

The grading program takes into account factors impacting on the performance of the road network including traffic, terrain, budget and gravel quality and quantity.

The schedule indicates the extent of roads to be graded and the expected dates grading will begin. It is a guide only may be affected by rain or long dry periods.

Town/Locality	Road Name	Location Grading Starts	Location Grading Ends	Length of Grading (km)	1st Grade	2nd Grade	3rd Grade	4th Grade
Akolele	Youngs Road	Bermagui Road	gate	1.2	16/01/2020			
Batemans Bay	Lattas Point Road	Intersection of Princes Hwy	Lattas Point oyster sheds	4	4/10/2019	18/02/2020		
Batemans Bay	Rotary Drive	seal off Kings Highway	Holmes Lookout	1.1	16/08/2019	28/01/2020		
Batemans Bay	The Ridge Road	Dog Trap Road	Catalina Reservoir Road	3.8	9/10/2019			
Batemans Bay	The Ridge Road	Catalina Reservoir Road	Princes Highway	0.8	8/10/2019	20/02/2020		
Belowra	Wolla Creek Firetrail (past causeway)	Belowra Road	end	4.9	26/06/2020			
Benandarah	Donovan Creek Road	Old Princes Highway	forest boundary	1.3	12/09/2019			
Benandarah	Sproxtons Road	Old Nelligen Road	Timber Barge Lane	0.4	21/08/2019			
Benandarah	Timber Barge Lane	Sproxtons Road	end	0.3	21/08/2019			
Bergalia	Beashels Lane	Bergalia Link Road	Gate at 180 Beashels Lane	1.8	25/11/2019	24/04/2020		
Bergalia	Noggarula Drive	Princes Highway	end	1.8	26/11/2019	24/04/2020		
Bimbimble	Bimbimble Lane	Bimbimble Road	end	0.4	13/03/2020			
Bingie	Alcheringa Lane	seal	end of maintenance	0.7	17/12/2019			
Bingie	Bingie Road	seal at Kelly Road	park boundary	0.5	17/12/2019	14/03/2020		
Bingie	Mullimburra Point Road	seal at dog leg	Pinnacles Close	0.7	17/12/2019	14/03/2020		
Bingie	Munjeroo Lane	dust seal	end of maintenance	0.2	20/12/2019			
Bingie	Pinnacles Close	Mullimburra Point Road	end	0.2	17/12/2019			
Bingie	Priory Lane	seal	end of maintenance	0.6	16/12/2019			
Bodalla	Borang Lake Road	Horse Island Road	end of maintenance	1.5	6/05/2020			
Bodalla	Brou Lake Road	Brou Tip	park boundary	1.4	30/06/2020			
Bodalla	Bumbo Bridge Access Road	Bumbo Road	Redex Road	0.3	1/05/2020			
Bodalla	Bumbo Road	seal	Crapp's Bridge	2.4	1/05/2020			
Bodalla	Bumbo Road	seal	Redex Road	1.3	30/04/2020			
Bodalla	Bumbo Road	Redex Road	seal	0.6	1/05/2020			
Bodalla	Comerang Farm Road	End Seal Eurobodalla Rd intersection	Widgett Road	1.2	7/05/2020			
Bodalla	Comerang Forest Road	Eurobodalla Road	end of maintenance	2.9	8/05/2020			



ORDINARY MEETING OF EUROBODALLA SHIRE COUNCIL ON TUESDAY 30 JULY 2019  
 IR19/017 MAINTENANCE AND RENEWAL SCHEDULES FOR ROADS 2019-20  
 ATTACHMENT 1 GRADING SCHEDULE 19-20

Town/Locality	Road Name	Location Grading Starts	Location Grading Ends	Length of Grading (km)	1st Grade	2nd Grade	3rd Grade	4th Grade
Bodalla	Coopers Island Road	Princes Highway	end	0.9	30/04/2020			
Bodalla	Horse Island Road	Potato Point Road	2.3Km from Potato Point Road	2.3	27/11/2019	4/05/2020		
Bodalla	Horse Island Road	2.3Km from Potato Point Road	Horse Island Bridge	1.5	5/05/2020			
Bodalla	Redex Road	Bumbo Road	Bridge	0.1	1/05/2020			
Bodalla	Widgett Road	Comerang Farm Road	end of maintenance	1.3	7/05/2020			
Broulee	Bengello Beach Road	Grant Street	carpark	0.7	16/03/2020			
Buckenbowra	Hanns Road	Quartpot Road	Old Bolaro Road	5.5	5/03/2020			
Buckenbowra	Quartpot Road	seal	Hanns Road	8	2/03/2020			
Cadgee	Eurobodalla Road	Murphys 2 Bridge (359)	seal at 2472	1.7	6/12/2019	20/05/2020		
Cadgee	Wattlegrove Road	seal at Eurobodalla Road	end	3.6	15/05/2020			
Central Tilba	Haxstead Road	cattle grid	Little Lake Cemetery Road	0.2	5/07/2019			
Central Tilba	Little Lake Cemetery Rd	Haxstead Road	cemetery	1.1	5/07/2019			
Central Tilba	Punkalla Tilba Road	Ridge Road	last house Number 518	1	5/07/2019	14/01/2020		
Central Tilba	Ridge Road	Old Highway	Punkalla Tilba Road	3.7	10/07/2019	15/01/2020		
Central Tilba	Sunnyside Road	Victoria Ck Rd intersection	Seal at Mystery Bay Rd	2.6	12/07/2019	16/01/2020		
Coila	Coila Creek Road	seal at Princes Highway	end of maintenance	1.2	28/04/2020			
Congo	Congo Road	seal at park boundary	Collett Place	0.9	22/11/2019	22/04/2020		
Congo	Congo Road	seal at Congo Creek	seal at Congo	0.8	1/10/2019	20/12/2019	22/04/2020	30/06/2020
Corunna	Old Highway	seal south of Watertank Road	Brushgrove Lane (Princes Hwy)	1.2	16/07/2019	17/01/2020		
Corunna	Old Highway	seal at Number 613	seal at Corunna Bridge	1.9	17/07/2019	20/01/2020		
Corunna	Old Highway	seal north of Ridge Road	seal north of Watertank Road	0.7	16/07/2019	20/01/2020		
Currowan	Black Flat Road	Kings Highway	The River Road	10.2	22/08/2019	29/01/2020		
Currowan	The River Road	dust seal	seal at Currowan Causeway	11.8	30/08/2019	4/02/2020		
Currowan	The Western Distributor	Kings Highway	shire boundary	1.6	21/08/2019			
Deua River Valley	Araluen Road	seal at 1520	Larrys Mountain Road	2.1	12/11/2019	1/04/2020		
Deua River Valley	Araluen Road	seal at 2662	park boundary at 2857	2	29/10/2019	1/04/2020		
Deua River Valley	Araluen Road	park boundary at 2857	Pidgeon Gully	16.4	30/10/2019			
Deua River Valley	Araluen Road	Larrys Mountain Road	seal	0.4	23/10/2019	27/03/2020		
Deua River Valley	Araluen Road	l Ridge Road	seal at 1447	5.1	14/11/2019	2/04/2020		
Deua River Valley	Araluen Road	seal at 1885	seal at 2149	2.2	24/10/2019	27/03/2020		
Deua River Valley	Araluen Road	dust seal west of Knowles Road	seal south of McGregors Creek	3.9	25/10/2019	30/03/2020		
Dignams Creek	Reedy Creek Road	Wild Horse Creek Road	Morts Folly Road	2.3	26/07/2019			

Town/Locality	Road Name	Location Grading Starts	Location Grading Ends	Length of Grading (km)	1st Grade	2nd Grade	3rd Grade	4th Grade
Dignams Creek	Reedy Creek Road	Boundary Bridge	Wyoming	3.5	29/07/2019			
Eurobodalla	Cheese Factory Road	Eurobodalla Road	end of maintenance	0.3	28/05/2020			
Eurobodalla	Eurobodalla Road	Reedy Creek Road	Murphys 2 Bridge (359)	6	9/12/2019	20/05/2020		
Eurobodalla	Eurobodalla Road	seal west of Number 981	Reedy Creek Road	5.9	12/12/2019	25/05/2020		
Eurobodalla	Reedy Creek Road	Eurobodalla Road	Number 304	3.1	19/07/2019			
Eurobodalla	Waincourt Road	seal at 97	Bullockys Hut Road	1.2	28/05/2020			
Guerilla Bay	Barlings Beach Access Rd	George Bass Drive	Barlings Beach	0.4	3/10/2019			
Jeremadra	Goldfields Drive	Old Mossy Point Road	Jeremadra Grove	2.2	11/03/2020			
Jeremadra	Jeremadra Grove	Goldfields Drive	end of maintenance	0.7	12/03/2020			
Jeremadra	Jeremadra Grove	Old Mossy Point Road	Goldfields Drive	1.1	12/03/2020			
Jeremadra	Old Mossy Point Road	seal	end of maintenance	0.6	11/03/2020			
Jeremadra	Onslow Close	Old Mossy Point Road	end of maintenance	0.4	10/03/2020			
Kianga	Box Cutting Rd	Wagonga Scenic Drive	Kianga Forest Road	2.2	5/08/2019			
Kianga	Kianga Forest Road	Princes Highway	Box Cutting Road	4.2	31/07/2019			
Kianga	Kianga Forest Road	Princes Highway	Box Cutting Road	4.2	18/12/2019			
Kianga	Kianga Forest Road	Box Cutting Road	lookout	1.3	2/08/2019			
Kianga	Rifle Range Pit Road	Hillcrest Avenue intersection	gravel pit	0.9	14/01/2020			
Kianga	Wagonga Scenic Drive	Wagonga Picnic Area	Box Cutting Road	6.3	6/08/2019			
Kiora	Araluen Road	seal at Stewarts Road	I Ridge Road	1.9	18/11/2019	7/04/2020		
Kiora	I Ridge Road	Araluen Road	end of maintenance (just past Number 105)	1.4	7/04/2020			
Kiora	Stewarts Road	Araluen Road	end of maintenance (Number 116)	1.1	8/04/2020			
Meringo	Meringo Road	seal at Bingie Road	dust seal	1.6	22/11/2019	23/04/2020		
Mogendoura	Clouts Road	Larrys Mountain Road	end of maintenance	2.6	20/03/2020			
Mogendoura	Hawdons Road	cattle grid	forest boundary	2.8	14/10/2019	18/03/2020		
Mogendoura	Larrys Mountain Road	seal	Araluen Road	7	18/10/2019	24/03/2020		
Mogendoura	Maulbrooks Road	forest boundary	Larrys Mountain Road	2.7	16/10/2019	19/03/2020		
Mogendoura	Meadows Road	seal	end of maintenance	0.6	20/03/2020			
Mogo	Buckenbowra Road	Park Street	basalt quarry access	0.4	14/10/2019	20/02/2020		
Mogo	Buckenbowra Road	basalt quarry access	Quartpot Road	8.2	20/02/2020			
Mogo	Maulbrooks Road	seal at 153	Driveway at 282	1.3	10/03/2020			
Mogo	Runnyford Road	Egans Road	seal at Princes Highway	8	27/09/2019	13/02/2020		
Mogo	Short Street	Creek Street (unformed)	Forestry	0.5	14/10/2019			

Town/Locality	Road Name	Location Grading Starts	Location Grading Ends	Length of Grading (km)	1st Grade	2nd Grade	3rd Grade	4th Grade
Moruya	Bengello Beach Road	windsock	George Bass Drive	0.4	3/10/2019			
Moruya	Brierley Avenue	seal	end of maintenance	0.9	17/03/2020			
Moruya	Bushland Road	seal	end	0.4	17/03/2020			
Moruya	Dwyers Creek Road	seal	Spring Creek Road	0.3	5/10/2019			
Moruya	Guthrie Street	Princes Highway	Main Street	0.6	3/10/2019			
Moruya	Kiora Street	seal	end of maintenance	0.3	4/10/2019			
Moruya	Main Street	Guthrie Street	end of maintenance	0.1	3/10/2019			
Moruya	Malabar Drive	seal	end of maintenance	0.7	17/03/2020			
Moruya	Moruya Reservoir Road	dust seal	reservoir	0.8	21/04/2020			
Moruya	Noads Drive	Noads Place Intersection	Congo Road Intersection	1	21/11/2019	22/04/2020		
Moruya	Patons Road	Dwyers Creek Road	creek crossing	1.3	5/10/2019			
Moruya	Percy Davis Drive	seal	east boundary at 280	0.8	16/03/2020			
Moruya	Phyllis Price Drive	seal	end	2.8	13/03/2020			
Moruya	Ryans Creek Reserve Road	Riverside Carpark	end of maintenance	1	3/10/2019	13/03/2020		
Moruya	Spencer Street - West Of Vulcan St	Vulcan Street	Dwyers Creek Road	0.3	4/10/2019			
Moruya	Spring Creek Road	Dwyers Creek Road	Donkey Hill Road	0.2	5/10/2019			
Moruya	Summerhill Road	Dwyers Creek Road	end of maintenance	0.1	4/10/2019			
Moruya	Turnbulls Lane	seal	Hawdon Street	0.5	4/10/2019	13/03/2020		
Moruya	Valley View Lane	Mollee Road	end of public road	0.2	6/10/2019			
Moruya	Windus Road	Dwyers Creek Road	end of maintenance	0.2	5/10/2019			
Moruya	Yarragee Reserve Carpark	Start Carpark	End Carpark	0	4/10/2019			
Moruya	Yarragee Road	End of seal	End of road	0.2	1/07/2019			
Moruya Heads	Pedro Point Road	seal	Pedro Point Reserve Road	1.2	6/10/2019			
Mystery Bay	Mystery Bay Camping Ground Carpark	Mystery Bay Loop Road	end	0.1	15/01/2020			
Narooma	Handkerchief Beach Carpark	Start Carpark	End Carpark	0	15/01/2020			
Narooma	Mount Dromedary Trail (north)	Punkalla Tilba Road	National Park boundary	3.7	5/07/2019			
Narooma	Nangudga Beach Road	Princes Highway	end	0.9	15/01/2020			
Narooma	Old South Coast Road	seal at Number 136	end of maintenance	0.3	19/07/2019	22/01/2020		
Narooma	Punkalla Tilba Road	last house Number 518	1st house north of forest Number 1044	5.1	2/07/2019			
Narooma	Punkalla Tilba Road	1st house north of forest Number 1044	Wagonga Scenic Drive	1.6	1/07/2019	14/01/2020		
Narooma	Reedy Creek Road	Number 304	Morts Folly Road	5.7	23/07/2019			
Narooma	Ringlands Road	Flying Fox Road	Number 40	0.4	15/01/2020			

Town/Locality	Road Name	Location Grading Starts	Location Grading Ends	Length of Grading (km)	1st Grade	2nd Grade	3rd Grade	4th Grade
Narooma	Shingle Hut Road	Wild Horse Creek Road	end of maintenance (Number 80)	1	1/07/2019			
Narooma	Wagonga Scenic Drive	dust seal at 117	Wagonga Scenic drive Pontoon	6.9	12/08/2019	22/01/2020		
Narooma	Wagonga Scenic Drive	seal at Number 74	dust seal at 117	0.6	16/08/2019	28/01/2020		
Narooma	Wild Horse Creek Road	Punkalla Tilba Road	Shingle Hut Road	0.2	2/07/2019			
Narooma	Wonga Road	Old South Coast Road	Old Highway	1.3	18/07/2019	21/01/2020		
Nelligen	Bolaro Mtn Rd	Runnyford Road	forest boundary	2.6	17/09/2019			
Nelligen	Nelligen Creek Road	Old Bolaro Road	end of maintenance (Number 140)	1.4	12/09/2019			
Nelligen	Old Bolaro Road	seal at Kings Highway	220m west of Nelligen Creek Road	3.6	9/09/2019			
Nelligen	Old Nelligen Road	seal at Kings Highway	Sproxtons Road	3.9	19/08/2019			
Nelligen	Runnyford Road	seal at Nelligen	Bolaro Mountain Road (Gollarribee)	3.9	13/09/2019			
Nelligen	Runnyford Road	Bolaro Mountain Road (Gollarribee)	Runnyford Bridge	7.1	19/09/2019			
Nerrigundah	Belowra Road	Byrnes Street	Woila Creek Firetrail	43.1	28/05/2020			
Nerrigundah	Byrnes Street	Belowra Road	seal	0.1	28/05/2020			
Nerrigundah	Cadgee Mountain Road	Nerrigundah Mountain Road	Eurobodalla Road	2.4	5/12/2019	18/05/2020		
Nerrigundah	Eurobodalla Road	dust seal east of Sinclairs Bridge	Nerrigundah Mountain Road intersection	3	3/12/2019	13/05/2020		
Nerrigundah	Moruya Street	Gulph Street	William Street	0.1	13/05/2020			
Nerrigundah	Nerrigundah Mtn Road	seal east of Cadgee Mountain Road	Seal at Nerrigundah township	5	28/11/2019	11/05/2020		
Nerrigundah	William Street	end of Moruya Street	end	0.1	13/05/2020			
Nerrigundah	William Street	Eurobodalla Road	Moruya Street	0.2	13/05/2020			
North Narooma	Riverview Road	seal at 360	end of maintenance at Paradise Point	0.9	14/01/2020			
Rosedale	Bevian Road	seal at George Bass Drive	driveway at Number 73	0.7	14/10/2019			
Rosedale	Burri Road	seal	Bevian Road	1.2	11/10/2019			
Runnyford	Egans Road	Runnyford Road	272 Egans Road	2.7	26/09/2019			
Runnyford	Quartpot Road	Buckenbowra Road	Buckenbours Pump Stn Road	5.1	26/02/2020			
Runnyford	Quartpot Road	Buckenbowra Pump Stn Road	seal	0.9	28/02/2020			
Runnyford	Runnyford Road	Runnyford Bridge	Egans Road	2.1	25/09/2019	12/02/2020		
Tilba Tilba	Meads Lane	Meads Road	end	0.2	16/01/2020			
Tilba Tilba	Meads Road	Princes Highway	Meads Lane	1.1	16/01/2020			
Tilba Tilba	Mount Dromedary Trail	end of esc maintenance	The Avenue	0.9	15/01/2020			
Tomakin	Bevian Road Southern Access	driveway at 246	George Bass Drive	0.2	3/10/2019			
Turlinjah	Old Mill Road	dust seal at Princes Highway	forest boundary	1.3	29/04/2020			
Turlinjah	Western Boundary Rd	seal	forest boundary	1.1	29/04/2020			



Town/Locality	Road Name	Location Grading Starts	Location Grading Ends	Length of Grading (km)	1st Grade	2nd Grade	3rd Grade	4th Grade
Wamban	Donalds Creek Road	Wamban Road	Donalds Creek	8.6	15/04/2020			
Wamban	Mymossa Road	Donalds Creek Road	end of maintenance	1.1	21/04/2020			
Wamban	Wamban Road	seal W of Wamban Bridge Number 1	seal Number 302	1.3	20/11/2019	9/04/2020		
Wamban	Wamban Road	End of seal 336 Wamban Road	Wamban Bridge Number 2	1.4	20/11/2019	9/04/2020		
Woodlands	Woodlands Road	Dunns Creek Road	end of maintenance	0.6	11/10/2019			

**Eurobodalla Shire Council Reseal Program for sealed roads 2019-2020**

Our 2019-20 Operational Plan provides a budget of \$1,856,915 for resealing local urban roads. The road reseal program helps to keep maintenance costs down, extend the life of the underlying road pavement and minimise expensive pavement rehabilitation work.

The following table lists the roads and car parks to be resealed with bitumen or asphalt during 2019-20. Bitumen resurfacing involves an application of bitumen covered by a layer of aggregate. Asphaltting consists of aggregate, filler and binder which are mixed together then spread and compacted while hot, resulting in a smoother surface.

Suburb/Town	Street name	Distance
Akolele	Serendip Lane	Full length
Batehaven	Christopher Cres	Full length
Batehaven	Clare crescent	Full length
Batehaven	Corrigan Cres	Full length
Batehaven	Crosby Drive	Law lane to waterson drive
Batehaven	Dominic Drive	Joseph St to Paul Pl
Batehaven	Irene Avenue	Full length
Batehaven	Jedel drive	#25 to Curtis road
Batehaven	Sheila St	Full length
Batehaven	Waterson Drive	Full length
Batemans Bay	Bent St	North of Guy St for 400m
Batemans Bay	Bent St	Crown st to markings
Batemans Bay	Cranbrook Road	#31 - #41
Batemans Bay	Crown Street	West of reconstruction to end
Batemans Bay	Crown Street*	Old Princes Highway west to markings
Batemans Bay	Leigh St	Full length
Batemans Bay	Old Princes Highway	Vesper St to South St
Bingie	Bingie Road	#350 - #429
Bingie	Kelly Road	from Bingie Road 600m
Bingie	Priory Lane	Bingie Road to end of seal
Bodalla	Eurobodalla Road	150m at Cemetery
Bodalla	Eurobodalla Road	200m West of Tyrone Bridge
Bodalla	Glasshouse Rocks Road	68 to end incl Cemetery road
Bodalla	Nerrigundah Mountain Road*	Tyrone Bridge approach and intersection with Eurobodalla Road
Bodalla	Princes Highway Narooma Shoulders	Narooma flat
Broulee	Broulee Road	George Bass Drive to Massey St
Broulee	Broulee Road	from Princes Highway for 1.4km
Broulee	Broulee Road*	Rehab primerseal
Broulee	Bruce Cameron Drive*	New Construction
Broulee	Coronation Dr	Smith St to Candalagan Bridge
Broulee	Malabar Drive	Full length
Carparks	Lavender Bay	All
Carparks	Malua Bay Tennis Club	All
Carparks	Durras sportsground access	All
Catalina	Derribong Ave	West of Berrima Street
Catalina	Heron Road	Country Club Dr to new construction
Catalina	Sea St	Full length
Congo	Congo Road	#765-#779
Dalmeny	Amhurst Street (include Cresswick AC intersection)	Noble to Ocean (incl Cresswick AC intersection)
Denhams Beach	Burkes Way	Full length
Lilli Pilli	George Bass Drive	Beach Rd sth to AC
Lilli Pilli	George Bass Drive	Denise Drive to Baringa St
Long Beach	Gibraltar Way	Full length
Malua Bay	Bellbird Drive	Wattlebird to Ridge
Malua Bay	Binda St*	Full length
Malua Bay	Boondi St*	Full length
Malua Bay	Garagarang St	Tallawang to Tallawang
Malua Bay	Tallawang	Full length
Malua Bay	Wattlebird Way	Full length
Moruya	Donnelly Drive	Racecourse stables
Moruya	Ford Lane	Full length
Moruya	Heffernan Place	All exc bowl
Moruya	Moruya St	South Exc bowl
Moruya	Murray Street	Vulcan St to Lagoon St
Moruya	Percy Davis Drive	Full length
Moruya	Queen St	Vulcan St to Ford St
Moruya	River Street	Hawdon St to Thomas
Moruya	Shelley Road	Chainage 300 to end (not AC)
Moruya	Vulcan St	Albert to end
Moruya	Vulcan St	Bergalia to end
Moruya	Wamban Road *	Bridge west to markings
Moruya Heads	Dell Pde	Brown to #23
Moruya Heads	Lake St	Full length
Moruya Heads	South Head Road	Maunsell St to Halyard Drive
Moruya Heads	South Head Road*	East of Preddys wharf rd east to markings

Mossy Point	Annetts Parade	Pacific St to #219
Mossy Point	Pacific Street	#30 to Tomaga River
Mossy Point	Surfside Ave	Intersection with Pacific/Annetts Pde
Narooma	Bluewater Drive*	Rehab
Narooma	Wharf and Bowen St*	Primerseal areas
Nelligen	Old Bolaro Rd*	Highway to markings
Rosedale	George Bass Drive	Yowani Rd to Guerilla Bay Rd
South Durras	Durras Drive	Chainage 5260 east 1.2 km to markings
Sunshine Bay	Thomas Mitchell Crescent	Full length
Surf Beach	George Bass Drive	400m north of Tallgums to Beach Rd south
Surfside	Foam St	Full length
Tomakin	Tomakin Rd*	Roundabout primerseal areas
Tuross Head	Swordfish Street	Norfolk Blvd north to markings
Tuross Head	Allenby Rd	Hector McWilliam Drive to Morwong Street
Tuross Head	Anderson/Andrew*	Primerseal area
Tuross Head	Clifford Parade	Full length
Tuross Head	Coogee St	Lake St to Brighton St
Tuross Head	Grenville Ave	Hawkins to #19 inc bowl
Tuross Head	Swordfish Street *	Salmon st sth to markings
Tuross Head	Trafalgar Road	Jutland Ave to Hood St
Tuross Head	Tuna Street*	Full length
	<b>Asphalt</b>	
Batehaven	Caseys Beach Carpark North	All
Batehaven	Edward Rd	Beach Rd for 90m
Batemans Bay	Tourist information centre access and carpark	All
Batemans Bay	Russell Lane	Full length
Moruya	Ford Street car park	South Eastern Car park segment
Moruya	Ford Street/Church Street	Roundabout
Moruya	Church Street	West of Vulcan Street 66m
Narooma	Riverside Drive/Burrawang Street	Intersection
Tomakin	Tomakin Rd*	Safety improvements primerseal

---

**IR19/018 LOCAL TRAFFIC COMMITTEE NO 1 FOR 2019-20**

**E16.0002**

Responsible Officer: Warren Sharpe OAM - Director Infrastructure Services  
Attachments: Nil  
Outcome: Connected and Accessible Places  
Focus Area: 7.1 Work in partnership to provide an integrated transport network  
Delivery Program Link: 7.1.2 Provide a safe efficient and integrated transport network  
Operational Plan Link: 7.1.2.5 Coordinate the Local Traffic Committee

**EXECUTIVE SUMMARY**

The Local Traffic Committee is primarily a technical review committee. It advises Council on traffic control matters that relate to prescribed traffic control devices or traffic control facilities for which Council has delegated authority.

The minutes of the Eurobodalla Local Traffic Committee meeting are included in this report for Councillors' review. The main issues covered at the Eurobodalla Local Traffic Committee meeting, held 4 July 2019, are as follows:

- Line marking – Accessible Parking at Surfside Sports Fields Carpark on Mundarra Way, North Batemans Bay
- Signage – 'No Parking' Park Lane, Moruya
- Signage and Line marking – 'Give Way' at intersection of John Street and Queen Street, Moruya
- Special Event Application – Moruya Surf Life Saving Club Fun Run
- Special Event Application – Narooma Forest Rally.

**RECOMMENDATION**

THAT:

1. The minutes of the Eurobodalla Local Traffic Committee Meeting No 1 for 2019-20 be received and noted.
2. Council Plan No. 5156 Set BP Sheet 05 detailing the line marking associated with an accessible parking space within the Surfside Sports Fields Carpark on Mundarra Way, North Batemans Bay be approved.
3. Council Plan 4218 Set D Sheet 04 detailing the 'No Parking' signage at the north eastern section of Park Lane, Moruya be approved.
4. Council Plan 5156 Set BB Sheet 16 detailing the 'Give Way' signage and line marking at the intersection of John Street and Queen Street, Moruya be approved.

**BACKGROUND**

The Eurobodalla Local Traffic Committee Meeting No 1 for 2019-20 was held on 4 July 2019. The meeting was attended by Danielle Brice (representative for the Hon Andrew Constance



---

**IR19/018 LOCAL TRAFFIC COMMITTEE NO 1 FOR 2019-20**

**E16.0002**

MP), Jesse Fogg (Roads and Maritime Services), Kate McDougall (Road Safety Officer), Senior Constable Scott Britt (NSW Police), Dave Hunter (Traffic Coordinator), and Matt Cormick (Administrative Support).

**APOLOGIES**

Apologies were received from Councillor Anthony Mayne (Chair).

The meeting was chaired by Dave Hunter (Traffic Officer) in Councillor Mayne's absence.

**DEPUTATIONS**

Nil

**MINUTES OF PREVIOUS MEETING**

The minutes of the Eurobodalla Local Traffic Committee Meeting No 9 for 2018-19 held on 2 May 2019 were confirmed and accepted.

**OUTSTANDING ITEMS FROM PREVIOUS MEETING**

There were no outstanding items requiring additional attention.

**ROAD TRANSPORT (SAFETY AND TRAFFIC MANAGEMENT) ACT FOR DETERMINATION**

**2020.RT.001 Line marking – Accessible Parking at Surfside Sports Fields Carpark on Mundarra Way, North Batemans Bay**

A request has been received from the Batemans Bay Public School Principal to have an accessible parking space installed within the Surfside playing fields public carpark that adjoins the school.

Installation of an accessible parking space within the Surfside Playing Fields Carpark will assist people with disabilities to access both the school and public playing fields' facilities.

Plan No. 5156 Set BP Sheets 05, detailing the line marking associated with an accessible parking space within the Surfside Sports Fields Carpark, was reviewed by the Committee.

Recommendation:

That Council Plan No. 5156 Set BP Sheet 05 detailing the line marking associated with an accessible parking space within the Surfside Sports Fields Carpark on Mundarra Way, North Batemans Bay be approved.

**2020.RT.002 Signage – 'No Parking' Park Lane, Moruya**

Council recently installed kerb and gutter with associated parallel parking on the eastern side of Park Lane adjoining Council's administration building in Moruya.

The road narrows at the north eastern end and it is desirable to restrict parking in this area to drop-off and pick-up only.

Plan No. 4218 Set D Sheet 04, detailing the 'No Parking' signage at the north eastern section of Park Lane, Moruya, was reviewed by the Committee.

---

**IR19/018 LOCAL TRAFFIC COMMITTEE NO 1 FOR 2019-20**

**E16.0002**

Recommendation:

That Council Plan 4218 Set D Sheet 04 detailing the 'No Parking' signage at the north eastern section of Park Lane, Moruya be approved.

**2020.RT.003 Signage and Line marking – 'Give Way' at intersection of John Street and Queen Street, Moruya**

A customer has made an enquiry on the priority status at the intersection of John Street and Queen Street, Moruya.

This four leg intersection currently has no line marking or regulatory signage. The road width varies on all four legs from a maximum 12m on Queen Street west to 5.5m wide on Queen Street east. John Street is 9m wide to the north and 7m wide to the south.

The highest volume leg is Queen Street west with traffic predominantly continuing through to the east towards Councils sewage treatment works or turning right (south) along John Street to a landscape materials storage area.

Installing 'Give Way' signage and associated line marking on the John Street legs will clearly define traffic priority at this intersection increasing safety.

Plan No. 5156 Set BB Sheets 16 detailing the 'Give Way' signage and associated line marking was reviewed by the Committee.

Recommendation:

That Council Plan 5156 Set BB Sheet 16, detailing the 'Give Way' signage and line marking at the intersection of John Street and Queen Street, Moruya, be approved.

**INFORMAL ITEMS FOR DISCUSSION**

**2020.SE.001 Special Event – Moruya Surf Life Saving Club Fun Run**

A special event application has been received for the Moruya Fun Run to be conducted by Moruya Surf Club on Sunday 8 September 2019.

This proposed fun run is major annual fundraiser for Moruya Surf Life Saving Club. The event has been proven to be a great way for competitors and their families to enjoy the beautiful spring weather that is usually on offer at this time of year. While there are prizes for competitors, the organisers have not lost sight that the event is still a Fun Run.

The run will commence at Riverside Park, Moruya and proceed via John Street and then along South Head Road to a finishing point at the Surf Club at Moruya Heads.

The Event Management Plan, Traffic Management and Control Plans were reviewed by the Committee.

The representative for RMS recommended that the speed limit for vehicles driving near participants should be lowered from 60km/h to 40km/h. The Traffic Officer will liaise with the event organisers to have the Traffic Management Plan amended.

---

**IR19/018 LOCAL TRAFFIC COMMITTEE NO 1 FOR 2019-20**

**E16.0002**

Recommendation:

That the proposed Moruya Fun Run Event to be conducted by Moruya Surf Life Saving Club on Sunday 8 September 2019 be approved based upon the submitted Traffic Management Plan and associated Traffic Control Plans (TCP) with an amended TCP reducing the temporary speed zone to 40km/h to be provided to the Traffic Coordinator.

**2020.SE.001 Special Event – Narooma Forest Rally**

A special event application has been received for the Narooma Forest Rally car rally to be conducted within state forests to the west of Narooma on Saturday 3 August 2019.

This proposed car rally has been conducted successfully in previous years. The service area will be located at NATA Oval with the HQ and Finish at Bill Smyth Oval and no special traffic management arrangement are required in this area.

No Council public roads are proposed to be closed. The competition sections of the rally are to be solely on State Forest roads and as such do not require approval from the Committee.

The Event Management Plan was reviewed by the Committee.

Recommendation:

That the 2019 Narooma Forest Rally on Saturday 3 August 2019 to be conducted on State Forest roads, based upon the submitted Traffic Management Plan is noted.

**GENERAL BUSINESS**

Nil to report

**NEXT MEETING**

The next meeting of the Eurobodalla Local Traffic Committee will be held on Thursday 8 August 2019 in Council's Committee Room.

---

**CCS19/032 INVESTMENTS MADE AS AT 30 JUNE 2019**

**E99.3517**

Responsible Officer: Anthony O'Reilly - Director Corporate and Commercial Services

Attachments: Nil

Outcome: Innovative and Proactive Leadership

Focus Area: 9.2 Ensure financial sustainability and support the organisation in achieving efficient ongoing operations

Delivery Program Link: 9.2.4 Responsibly manage Council's finances and maintain Fit for the Future status

Operational Plan Link: 9.2.4.3 Provide financial management and reporting

**EXECUTIVE SUMMARY**

The purpose of this report is to:

- certify that Council's investments in financial instruments have been made in accordance with legal and policy requirements
- provide information and details of investments
- raise other matters relevant to investing.

**RECOMMENDATION**

THAT the certification that the investments as at 30 June 2019, made in accordance with the *Local Government Act 1993*, Council's Investment Policy and the provision of Clause 1 (Reg. 212) of the *Local Government (General) Regulation 2005*, be received.

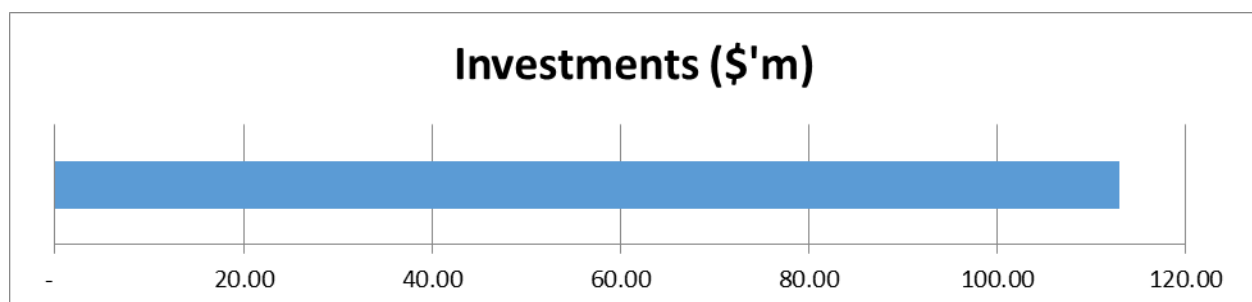
**CONSIDERATIONS**

**Policy**

The portfolio is compliant with Council's Investment Policy adopted by Council on 31 July 2018 (Minute 18/182).

**Financial**

Council investing overall



**CCS19/032 INVESTMENTS MADE AS AT 30 JUNE 2019**

**E99.3517**

Council has 100% (\$113.00m) invested in Bank Deposits. The Bank Deposits are held in banks rated A or greater, or covered by the AAA rated Government Guarantee, except for \$31.5m invested in banks rated below A, and in the 'some limited risk' category of the policy.

The 'some limited risk' category is now restricted to BBB+ rating institutions which allows up to 30% of all investments. Currently there is 27.88% invested in BBB+. Investment in Government Guaranteed Deposits is \$1.75m and represents 1.55% of the portfolio.

There are \$51m (45.13%) of funds invested in claimed fossil fuel free institutions.

The weighted average return for all investments for the month is 2.54%, which is above the Council policy benchmark of Bank Bill Swap rate (BBSW) + 0.25% (1.54%).

Collateralised Debt Obligation (CDO)

Funded legal action against one agency is continuing.

Summary investment information

The following table summarises investment categories and balances at month end.

<b>CATEGORY</b>	<b>(\$)</b>
At Call Deposit	5,000,000
Term Deposits	106,250,000
Term Deposits Government Guaranteed	1,750,000
	<b>113,000,000</b>
<i>Weighted average interest %:</i>	2.54%
<i>Average 90 day BBSW + 0.25%</i>	1.54%

Policy and liquidity risk

The Investment Policy is divided into two risk categories of credit risk (risk of ultimately not being able to redeem funds) and liquidity risk (risk of loss due to the need to redeem funds earlier than the investment term). Our investments comply with the risk policy as shown in the following table.

<b>Policy risk</b>	<b>Low liquidity risk %</b>	<b>Total % of investments</b>	<b>Policy risk % (max holdings)</b>
<b>Remote risk</b>	1.55	1.55	100.00
<b>Near risk free</b>	70.57	70.57	100.00
<b>Some limited risk (BBB+)</b>	27.88	27.88	30.00

---

**CCS19/032 INVESTMENTS MADE AS AT 30 JUNE 2019**

**E99.3517**

<b>Grand total</b>	<b>100.00</b>	<b>100.00</b>	
--------------------	---------------	---------------	--

The unrestricted current ratio is the amount of unrestricted current assets compared to each dollar of current liability. The Office of Local Government suggests a minimum 1.5:1, and the audited unrestricted current ratio as at 30 June 2018 is 2.51:1. Council therefore has approximately \$2.51 of current assets for each \$1 of current liabilities.

**CONCLUSION**

Pursuant to provision of Clause 1 (Reg. 212) of the *Local Government (General) Regulation 2005*, I hereby certify that these investments have been made in accordance with *the Local Government Act 1993* and related Regulations.

---

**CCS19/031 LICENCE FOR SURFING ACTIVITIES - DALMENY-NAROOMA**

**E07.1581**

Responsible Officer: Anthony O'Reilly - Director Corporate and Commercial Services

Attachments: Nil

Outcome: Innovative and Proactive Leadership

Focus Area: 9.2 Ensure financial sustainability and support the organisation in achieving efficient ongoing operations

Delivery Program Link: 9.2.2 Manage land under Council control to achieve a return for the community

Operational Plan Link: 9.2.2.1 Manage leases and licences

### **EXECUTIVE SUMMARY**

Dalmeny Boardriders Inc (the Club) has been conducting monthly surfing events within a number of Crown and Council managed reserves between Dalmeny and Narooma since 2017. The twelve-month licence expired on 29 June 2019 and the Club has requested a five-year licence be granted. The Club, an incorporated association and not-for-profit, community based club, has also requested that the annual licence fee be waived.

In line with the provisions of Council's Code of Practice - *Licensing of Council controlled Public Reserves and Associated Buildings* no other parties have expressed an interest in using the same locations.

Public notice was given for 28 days. No submissions were received.

It is considered reasonable and appropriate that the Club be granted a five-year licence and an annual grant be made to the Club to offset the annual licence fee in accordance with Council's *Community Grants Policy*.

### **RECOMMENDATION**

THAT:

1. Council grant a five-year licence to Dalmeny Boardriders Inc to conduct monthly surfing events from within the following reserves:
  - Crown Reserve R86046 Lot 7030 DP 1006874 Dalmeny Beach Reserve, McMillan Crescent, Dalmeny;
  - Council owned community classified Lot 1 DP 255138 Yabbara Beach Headland, Dalmeny Drive, Dalmeny;
  - Road reserve adjacent to Council owned community classified Lot 3 DP 255138, Dalmeny Drive, Dalmeny;
  - Crown Reserve R90979 Lot 7019 DP 1024286 Lions Park, Dalmeny Drive, Kianga;
  - Council owned community classified Lot 429 DP 31234 Foreshore Reserve, Dalmeny Drive, Kianga; and
  - Crown Reserve R79308 Lot 7034 DP 1073302 Apex Park, Centenary Drive, North

**CCS19/031 LICENCE FOR SURFING ACTIVITIES - DALMENY-NAROOMA**

**E07.1581**

Narooma.

2. The licence fee be the Crown statutory minimum, currently \$498 plus GST per annum, increased annually in line with the CPI.
3. An annual grant be made to Dalmeny Boardriders Inc to offset the licence fee.

**BACKGROUND**

The Club has been conducting monthly surfing events from within the following reserves since August 2017 and Council has received no complaints:

- Crown Reserve R86046 Lot 7030 DP 1006874 Dalmeny Beach Reserve, McMillan Crescent, Dalmeny;
- Council owned community classified Lot 1 DP 255138 Yabbara Beach Headland, Dalmeny Drive, Dalmeny;
- Road reserve adjacent to Council owned community classified Lot 3 DP 255138, Dalmeny Drive, Dalmeny;
- Crown Reserve R90979 Lot 7019 DP 1024286 Lions Park, Dalmeny Drive, Kianga;
- Council owned community classified Lot 429 DP 31234 Foreshore Reserve, Dalmeny Drive, Kianga; and
- Crown Reserve R79308 Lot 7034 DP 1073302 Apex Park, Centenary Drive, North Narooma.

The temporary twelve-month licence expired on 29 June 2019. The Club has requested a five-year licence be granted and the annual licence fee be waived.

The licence areas are shown in the sketches below.



*Lot 7030 DP 1006874 Crown Reserve R86046 Dalmeny Beach Reserve,  
McMillan Crescent, Dalmeny*



CCS19/031 LICENCE FOR SURFING ACTIVITIES - DALMENY-NAROOMA

E07.1581



*Lot 1 DP 255138 Yabbara Beach Headland, Dalmeny Drive, Dalmeny*



*Road reserve adjacent to Lot 3 DP 255138, Dalmeny Drive, Dalmeny*

CCS19/031 LICENCE FOR SURFING ACTIVITIES - DALMENY-NAROOMA

E07.1581



*Lot 7019 DP 1024286 Crown Reserve R90979 Lions Park,  
Dalmeny Drive, Kianga*



*Lot 429 DP 31234 Foreshore Reserve, Dalmeny Drive, Kianga*

**CCS19/031 LICENCE FOR SURFING ACTIVITIES - DALMENY-NAROOMA**

**E07.1581**



*Lot 7034 DP 1073302 Crown Reserve R79308 Apex Park,  
Centenary Drive, North Narooma*

**CONSIDERATIONS**

The Club is an incorporated association and is a not-for-profit, community based club that has been operating from Council managed reserves for a number of years.

The Club uses two x 6m x 3m gazebo tents in the reserve for competitors' registration and shade for spectators. All other activities are undertaken on the beach and in the water. Only one location is used at any one time depending on weather and surfing conditions.

The Club provides a well organised, structured and safe environment for the development of young surfers across all age and gender groups. The season runs from the first weekend in March until the first weekend in December each year with competitions and activities usually being held on the first Sunday of each month excepting school holidays. The day may vary between Friday afternoon, Saturday or Sunday depending on weather forecasts. Each event attracts approximately 55-65 participants.

No other party expressed an interest in using the reserves during this time and it is appropriate that consideration be given to the request for a five-year licence.

**Legal**

Lot 1 DP 255138 Dalmeny and Lot 429 DP 31234 Kianga are Council public reserves classified as community land and the area adjacent to Lot 3 DP 255138 is road reserve.

Lot 7030 DP 1006874 being part Crown Reserve R86046, Lot 7019 DP 1024286 being part Crown Reserve R90979 and Lot 7034 DP 1073302 being part Crown Reserve R79308 are under the management of Council as Crown Land Manager.

Council can only issue a licence for a period up to five years for public reserves classified as community land and Crown reserves for which Council is Crown Land Manager after giving public notice and considering any submissions in accordance with Section 47A of the *Local Government Act 1993*.

[www.legislation.nsw.gov.au/#/view/act/1993/30/chap6/part2/div2/sec47a](http://www.legislation.nsw.gov.au/#/view/act/1993/30/chap6/part2/div2/sec47a)



---

**CCS19/031 LICENCE FOR SURFING ACTIVITIES - DALMENY-NAROOMA**

**E07.1581**

Under the transitional provisions of the *Crown Lands Management Act* 2016 (the Act), the current licence over these Crown Reserves can be renewed as an existing use for a term not exceeding five years.

Council will comply with any relevant legislation and procedures in relation to Native Title and Aboriginal land rights and interests.

**Policy**

In line with the provisions of Council's Code of Practice - *Licencing of Council controlled Public Reserves and Associated Buildings*, an Expression of Interest (EOI) was called in February 2019 for parties interested in seeking a licence for periods up to five years to use any Council owned or managed public reserves. No other party expressed an interest in using the same part of these reserves.

[www.esc.nsw.gov.au/inside-council/council/council-policies/codes/Licencing-of-council-controlled-public-reserves-and-associated-buildings-code-of-practice.pdf](http://www.esc.nsw.gov.au/inside-council/council/council-policies/codes/Licencing-of-council-controlled-public-reserves-and-associated-buildings-code-of-practice.pdf) .

The Club is an incorporated not-for-profit group and meets the criteria of Council's *Community Grants Policy* – (7. Use of Council land by not-for-profit groups).

[www.esc.nsw.gov.au/inside-council/council/council-policies/policies/Community-Grants-policy.pdf](http://www.esc.nsw.gov.au/inside-council/council/council-policies/policies/Community-Grants-policy.pdf) .

**Environmental**

The impact on the reserves from the use by the Club is insignificant.

**Asset**

It will be a condition of the licence that the reserves are left clean and tidy at the end of the day.

**Social Impact**

The Club provides a well organised, structured and safe environment for the development of young surfers across all age and gender groups. Granting a licence to the Club to run competitions and instructional activities for local surfing enthusiasts will provide a socially inclusive, safe and well-coordinated experience in the sport.

**Economic Development Employment Potential**

The monthly events provide economic benefit to local cafes and other businesses in the area.

**Financial**

In line with the previous licence, it is considered reasonable for the licence fee to be the Crown statutory minimum, currently \$498 plus GST per annum, increased annually in line with the CPI. As the Club is an incorporated not-for-profit group that meets the criteria set out in Council's *Community Grants Policy*, it would be appropriate that an annual grant be made to the Club to offset the annual licence fee.

**Community and Stakeholder Engagement**

An EOI was called in February 2019 from interested parties wishing to conduct activities on Council managed public reserves for a period of up to five years. No other party expressed an interest in using the same part of these reserves.

---

**CCS19/031 LICENCE FOR SURFING ACTIVITIES - DALMENY-NAROOMA**

**E07.1581**

The intention to grant a five-year licence to Dalmeny Boardriders Inc over a number of Council managed reserves was publicly notified for 28 days from 29 May to 25 June 2019, in accordance with Section 47A of the *Local Government Act 1993* and Council's *Community Engagement Framework*. No submissions were received.

**CONCLUSION**

The twelve-month licence to Dalmeny Boardriders Inc to conduct surfing activities from within a number of Council managed public reserves between Dalmeny and Narooma expired on 29 June 2019. The Club is seeking a five-year licence and has requested that the annual licence fee be waived.

The Club is an incorporated not-for-profit group that provides a well organised, structured safe environment for the development of young surfers in the Narooma area. It is considered reasonable and appropriate for Council to support the Club by granting a five-year licence and making an annual grant to the Club to offset the annual licence fee.

---

**CCS19/033 LICENCE FOR MARINE RADIO FACILITY - MORUYA HEADS**

**90.1830.B**

Responsible Officer: Anthony O'Reilly - Director Corporate and Commercial Services  
Attachments: Nil  
Outcome: Innovative and Proactive Leadership  
Focus Area: 9.2 Ensure financial sustainability and support the organisation in achieving efficient ongoing operations  
Delivery Program Link: 9.2.2 Manage land under Council control to achieve a return for the community  
Operational Plan Link: 9.2.2.1 Manage leases and licences

**EXECUTIVE SUMMARY**

Marine Rescue New South Wales (MRNSW) is seeking to install VHF emergency radio equipment within Council's reservoir site on Lot 10 DP 250471 Hazel Road, Moruya Heads. The MRNSW seek four consecutive five-year licences.

The site is planned to be a major communications site for the 2019 Sydney Hobart Yacht Race and installation and testing is required before November for that to be achieved.

It is recommended to grant four consecutive five-year licences in line with other telecommunication sites.

**RECOMMENDATION**

THAT:

1. Council grant four consecutive five-year licences to Marine Rescue New South Wales for a marine radio base facility within Council's reservoir site on Lot 10 DP 250471 Hazel Road, Moruya Heads subject to conditions including:
  - a. Payment of a licence fee of \$498.00 plus GST pa, in line with the Crown statutory minimum, increased annually in line with the CPI.
  - b. Provision of evidence of public liability insurance cover in the amount of at least \$20 million.
  - c. The operation of the facility must not cause adverse interference with either Council's telemetry system or existing Telstra or Optus telecommunications facilities within Lot 10 DP 250471.
2. Council make an annual grant to Marine Rescue New South Wales to offset the licence fee.

**BACKGROUND**

The MRNSW previously had a licence with Council for a marine radio base facility within the Hazel Road site from 2008 to 2016 when it advised it was no longer using the site and the licence was cancelled at that time.

**CCS19/033 LICENCE FOR MARINE RADIO FACILITY - MORUYA HEADS**

**90.1830.B**

MRNSW is now seeking four consecutive five-year licences for the installation of VHF emergency radio equipment which is expected to provide vital emergency radio coverage between Bawley Point and Narooma.

The proposed installation will include:

- VHF radio installation
- AIS – vessel tracking receiver
- MRNSW discrete communications network radio installation
- 23m telegraph pole and outdoor cabinet
- Site electricals including separate metering.

The site is planned to be a major communications site for the 2019 Sydney Hobart Yacht Race and installation and testing is required before November for that to be achieved.

Optus Mobile Pty Limited and Telstra Corporation currently have leases at this location.

The location of Council's reservoir and the Optus and Telstra lease areas are shown in the diagram below. The MRNSW equipment is to be installed on the site in a location as directed by Council.



---

**CCS19/033 LICENCE FOR MARINE RADIO FACILITY - MORUYA HEADS**

**90.1830.B**

**CONSIDERATIONS**

It will be a condition of the licence that the operation of the MRNSW facility must not cause adverse interference with other telecommunications facilities.

**Legal**

Lot 10 DP 250471 is operational land and therefore there is no legal impediment to granting a licence for this facility.

The installation of the emergency VHF radio is permitted without consent if it satisfies the provisions of the State Environmental Planning Policy (Infrastructure) 2007 (Division 21 Telecommunications and other communication facilities, Clause 116 – Exempt Development) <https://www.legislation.nsw.gov.au/#/view/EPI/2007/641/sch3a> .

**Policy**

MRNSW is a not-for-profit organisation and meets the criteria of Council's Community Grants Policy – (7. Use of Council land by not-for-profit groups). <http://www.esc.nsw.gov.au/inside-council/council/council-policies/policies/Community-Grants-policy.pdf>

**Social Impact**

The radio base provides an excellent marine safety radio service for the large number of pleasure boat users that rely on VHF radio for routine and safety communications in the waterways around Moruya.

**Financial**

Given that MRNSW is a not-for-profit organisation providing a vital service to the community a licence fee in line with the Crown Lands statutory minimum currently \$498 plus GST, increased annually by CPI is considered appropriate.

As MRNSW is a not-for-profit organisation that meets the criteria set out in Council's *Community Grants Policy*, it would be appropriate that an annual grant be made to the Club to offset the annual licence fee.

**Community and Stakeholder Engagement**

Lot 10 DP 250471 is operational land. Council's Engagement Planning Tool and relevant legislation have been used to guide the best approach to engagement on this matter. There is no legal requirement to advise the community through public notice, or to seek feedback through public exhibition for land dealings within operational land. The engagement method will be to 'inform'.

**CONCLUSION**

The provision of safety communications for boat users in the waterways in the region is extremely important and it would be appropriate to grant four consecutive five-year licences to MRNSW to provide this service. The MRNSW facility must not cause adverse interference with other telecommunication facilities.

The site is planned to be a major communications site for the 2019 Sydney Hobart Yacht Race.



---

**CCS19/034 EASEMENT FOR ACCESS - GUERILLA BAY**

**01.5517.B**

Responsible Officer: Anthony O'Reilly - Director Corporate and Commercial Services  
Attachments: 1. Confidential - Easement for Access - Guerilla Bay - Land owners  
Outcome: Innovative and Proactive Leadership  
Focus Area: 9.2 Ensure financial sustainability and support the organisation in achieving efficient ongoing operations  
Delivery Program Link: 9.2.2 Manage land under Council control to achieve a return for the community  
Operational Plan Link: 9.2.2.2 Facilitate property sales and development

**EXECUTIVE SUMMARY**

An easement for Right of Access (RoA) is sought by the land owners of Lots 44 and 45 DP 221511 to enable construction of a driveway to gain access to their properties at the eastern end of Burri Point Road, Guerilla Bay.

The owners have submitted an application to Council to construct a driveway, 4 metres wide plus a passing bay, within the unformed Council road reserve which is 10 metres wide. Creation of a RoA is required to satisfy the bushfire constraints and prior to Council approving the driveway.

All survey, legal costs, construction and ongoing maintenance costs associated with the RoA will be borne by the land owners.

The land owners' details are set out in the confidential attachment to this report.

**RECOMMENDATION**

THAT

1. Consent be given for creation of an easement for Right of Access within Council's unformed road reserve at the eastern end of Burri Point Road Guerilla Bay in favour of Lots 44 and 45 DP 221511.
2. All costs including Council's reasonable legal costs associated with the creation of the Right of Access be borne by the applicant.
3. Authority be given to affix the Common Seal of Council, if required, to the necessary documentation associated with the Right of Access.

**BACKGROUND**

Part Crown Reserve R20853 was previously acquired some years ago from Crown Land to create a road reserve at the eastern end of Burri Point Road. This was undertaken by Council at the expense of the owners of Lots 44 and 45 DP 221511 in order to facilitate legal access to those lots.

Council is corresponding with the owner of the adjoining Lot 43 regarding the creation of the RoA. The vehicle movements anticipated are minimal.

**CCS19/034 EASEMENT FOR ACCESS - GUERILLA BAY**

**01.5517.B**

A RoA over the unconstructed road reserve, is sought by the owners of Lots 44 and 45 DP 221511 to gain physical access to their properties and allow construction and maintenance of a driveway and to satisfy bushfire constraints.

The RoA is the legal mechanism for allowing access and ensuring the land owners are responsible for construction and maintenance of the driveway.

All costs associated with the creation of the RoA together with construction and maintenance of the driveway will be the responsibility of the land owners.

The location of the proposed RoA is show on the sketch below.



*Proposed Right of Access for Lots 45 and 45 DP 221511 – Burri Point Road, Guerilla Bay*



CCS19/034 EASEMENT FOR ACCESS - GUERILLA BAY

01.5517.B



*Sketch showing Shaw Place*

## CONSIDERATIONS

### Legal

Terms of the proposed RoA will confirm the owners of the lots benefited will keep the driveway maintained and in a good state of repair.

The RoA will be registered at NSW Land Registry Services.

### Policy

The creation of the RoA will be in accordance with Council's Land Acquisition and Disposal Policy. [www.esc.nsw.gov.au/inside-council/council/council-policies/policies/Land-Acquisition-and-Disposal-Policy.pdf](http://www.esc.nsw.gov.au/inside-council/council/council-policies/policies/Land-Acquisition-and-Disposal-Policy.pdf).

### Environmental

Council and the wider community do not support construction of a road within the existing legal road reserve at the eastern end of Shaw Place for environmental reasons and therefore alternate legal access is required.

### Financial

All costs associated with the creation of the RoA including fencing, together with construction and maintenance of the driveway will be the responsibility of the land owners.

---

**CCS19/034 EASEMENT FOR ACCESS - GUERILLA BAY**

**01.5517.B**

**Community and Stakeholder Engagement**

Council's Engagement Planning Tool and relevant legislation have been used to guide the best approach to engagement on this matter. There is no legal requirement to advise the community through public notice, or to seek feedback through public exhibition for dealings with a road reserve.

Council is corresponding with the owner of the adjoining Lot 43 regarding the creation of the RoA as they are concerned about the impact on their privacy. However the land was acquired from Crown and the road reserve created some years ago to allow access to Lots 44 and 45 so there is no legal impediment to creating the RoA. The vehicle movements anticipated are minimal. Measures are being put in place to reassure the owner of Lot 43 about impacts of the RoA, including installation of a 'private access' sign and fencing of the RoA.

**CONCLUSION**

An easement for Right of Access (RoA) is sought by the land owners of Lots 44 and 45 DP 221511 over Council's unformed road reserve at the eastern end of Burri Point Road, Guerilla Bay. This will enable legal access to their properties and construction of a driveway for that access to satisfy bushfire constraints.

All costs associated with the creation of the RoA, construction of the driveway and ongoing maintenance costs will be the responsibility of the land owners.

---

**CAR19/018 MORUYA GOLF COURSE AND SHOWGROUND RESERVE DRAFT  
PLAN OF MANAGEMENT**

**E95.9434**

Responsible Officer: Kathy Arthur - Director Community, Arts and Recreation Services

Attachments: 1. Under Separate Cover - Draft Moruya Golf Course and Showground Plan of Management attachment

Outcome: Innovative and Proactive Leadership

Focus Area: 9.1 Provide strong leadership and work in partnership to strategically plan for the future and progress towards the community vision

Delivery Program Link: 9.1.2 Implement effective governance

Operational Plan Link: 9.1.2.3 Assist the Council in meeting its statutory obligations and roles

**EXECUTIVE SUMMARY**

The purpose of this report is to present Council with the draft Plan of Management for Moruya Golf Course and Showground Reserve (POM) and to seek consent to send the draft POM for assessment by the NSW Department of Industry – Crown Lands (DOI) as the land owner.

Moruya Golf Course and Showground Reserve (Reserve) is Crown Land under the control and management of Eurobodalla Shire Council. The *NSW Crown Land Management Act 2016* (CLM Act) came into force on 1 July 2018 and as the appointed land manager, Council is required to prepare a new POM for the Reserve as if it were community land under the *NSW Local Government Act 1993* (LG Act).

A POM is a planning document that outlines how the land can be used, developed and managed, 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.

In sending the draft POM to DOI, Council is meeting Section 39 of the LG Act in seeking the consent of the NSW Minister for Lands and Forestry as the land owner to exhibit the draft POM and to change the category of the land from 'park' to 'general community use'.

Subject to the Minister's decision, this report recommends that the draft POM be publicly exhibited for comment in accordance with Section 38 of the LG Act.

Community engagement is an important process in the development of POMs. Council has undertaken extensive engagement with the Moruya Showground Management Committee (MSMC), Moruya Golf Club (MGC), Cobowra Local Aboriginal Lands Council (CLALC) and Showground user groups in drafting this POM and the adopted Moruya Showground Landscape Masterplan (MSLMP). The results of the community engagement are provided in Section 5 of the draft POM and Section 4 of the MSLMP.

**RECOMMENDATION**

THAT:

1. In accordance with Section 39 of the NSW Local Government Act 1993, Council sends an electronic copy of the Moruya Golf Course and Showground Reserve draft Plan of Management to the NSW Minister for Lands and Forestry and seeks the Minister's consent to exhibit the draft POM

---

**CAR19/018 MORUYA GOLF COURSE AND SHOWGROUND RESERVE DRAFT  
PLAN OF MANAGEMENT**

**E95.9434**

2. In accordance with Section 3.23(9) of the NSW Crown Land Management Act 2016, Council seeks the consent of the NSW Minister for Lands and Forestry to alter the category of the Crown Reserves 580022 and 96313, that being the Moruya Golf Course and Showground Reserve, from 'park' to 'general community use'
3. Subject to the decision of the NSW Minister for Lands and Forestry with respect to recommendation 1 and in accordance with Section 38 of the NSW Local Government Act 1993, Council publicly exhibits the Moruya Golf Course and Showground Reserve draft Plan of Management for a period of not less than 28 days with a total specified period of not less than 42 days after the date on which the draft POM is placed on exhibition during which submissions may be made to Council
4. Subject to the decision of the NSW Minister for Lands and Forestry with respect to recommendation 2, Council facilitates an independently chaired public hearing with respect to the proposed change of category of Crown Reserves 580022 and 96313 from 'park' to 'general community use' in accordance with Section 40A of the NSW Local Government Act 1993.

**BACKGROUND**

The Moruya Golf Course and Showground Reserve (Reserve) is Crown Land under the control and management of Eurobodalla Shire Council. The existing POM was drafted by Council and adopted by the NSW Department of Lands on 6 February 2007.

The CLM Act came into force on 1 July 2018 and as the appointed land manager, Council is now required to prepare a new POM for the Reserve as if it were community land under the LG Act.

In 2018, Council adopted the Moruya Showground Landscape Masterplan (MSLMP). The MSLMP provides a vision and a framework for future investment in the Showground precinct. The content of the draft POM is heavily influenced by the MSLMP given the extensive community consultation that occurred in the period 2016 to 2019.

**CONSIDERATIONS**

Moruya Golf Course and Showground Reserve is a Crown Reserve for which Council has previously been appointed the Reserve Trust Manager. When the CLM Act came into force on 1 July 2018, Council was appointed the Crown Land Manager of the Reserve. In line with this legislation, the Reserve must be managed as community land under the LG Act, noting that ownership of the land will remain with the State.

A history of the land ownership is provided in Section 4.3 (page 23) of the draft POM.

The Reserve is zoned RE2 - Private Recreation in the Eurobodalla Local Environment Plan 2012 (LEP).

Crown Reserve 580020 (Lot 1 DP1141031) was gazetted for Public Recreation on 2 October 1866, while Crown Reserve 96313 (Lot 2 DP1086325) was gazetted for Public Recreation on 27 August 1982.

---

**CAR19/018 MORUYA GOLF COURSE AND SHOWGROUND RESERVE DRAFT  
PLAN OF MANAGEMENT**

**E95.9434**

The draft POM does not apply to the following lots

- five freehold lots owned by Moruya Golf Club (MGC) fronting the Princes Highway in the north east section of the golf course (Lots 1-4 Sec 30 DP758710, Lot 21 DP551001)
- Crown land located on the corner of Murray and Evans Street that MGC leases directly from the Crown as the site of its clubhouse (Lot 308 DP752151).

**Legal**

Under transitional arrangements of the CLM Act, the interim category of 'park' was applied to the land under Section 36G of the LG Act. As a result of community consultation, the draft POM proposes that the category of 'general community use' be applied to the Reserve (Crown Reserves 580020 and 96313).

In justifying the proposed change of category, Council will supply the DOI with copies of stakeholder meeting minutes along with the draft POM, once approved by Council.

The core objectives for land categorised as 'general community use' under Section 36I of the LG Act are:

*To promote, encourage and provide for the use of the land, and to provide facilities on the land, to meet the current and future needs of the local community and of the wider public in relation to:*

- Public recreation and the physical, cultural, social and intellectual welfare or development of individual members of the public, and*
- Purposes for which a lease, licence or other estate may be granted in respect of the land (other than the provision of public utilities and works associated with or ancillary to public utilities).*

The draft POM authorises Council to continue to enter into temporary or long-term leases and licences with Moruya Golf Club and operators of commercial and community events at the Reserve.

**Management of the Reserve**

In accordance with the LG Act, the POM has been drafted to support the efficient day to day management of the Reserve and to facilitate identified development initiatives. The Management Action Plan provided as Section 2 of the draft POM (pages 6 to 15) contains five key objectives, 36 actions with corresponding performance targets and measures.

The Moruya Showground Management Committee (MSMC) is a Section 355 Committee of Council, responsible for the day to day management of the Reserve. Its role includes minor maintenance, booking of certain activities and the collection of fees and charges as adopted by Council.

There is a management agreement in place and MSMC is authorised to control and manage the Showground area and related facilities that are not covered by the MGC lease areas.

---

**CAR19/018 MORUYA GOLF COURSE AND SHOWGROUND RESERVE DRAFT  
PLAN OF MANAGEMENT**

**E95.9434**

**Policy**

Outcomes for the Reserve are consistent with the community's objectives and Council's corporate objectives as outlined in the Eurobodalla Community Strategic Plan and the Council's Delivery Program 2017-21.

All event organisers are required to comply with Council's Events Policy and the Eurobodalla Event's Guide while dog owners will be required to adhere to the Companion Animal Management Plan.

**Environmental**

The Reserve is predominantly flat land with a low rise to the southeast and again in the northwest. The area was extensively cleared of native vegetation in the early 1900s. A number of mature eucalypts remain scattered throughout the Reserve. Most of the existing vegetation on the golf course consists of landscape planting for the extended golf course of approximately 25 years growth. These native plantings are now providing a large visually attractive area visible from the highway to the south of the town and an attractive backdrop to the town centre.

The Moruya Showground area is mostly grassed open space which is maintained for public recreation activities.

Racecourse Creek enters the Reserve on the southern boundary and separates the golf course from the Showground precinct. Racecourse Creek is a major drainage line for the southern parts of Moruya. It changes direction midway through the Reserve and turns east before passing under the Princes Highway via box culverts through to the Moruya River.

The golf course contains a number of artificial water bodies, the largest of which acts as a holding dam for treated effluent from the Moruya Sewerage Treatment Works. Water from this dam is used to irrigate the golf course and Ack Weyman Oval.

A majority of the Reserve is subject to flooding in a minor flood event. The severity of the flood is in part determined by the tide levels at the time of the flood event. Figure 4 in the draft POM (page 22) shows the extent of a 1 in 20 year flood event and the predicted 1 in 100 year maximum probable flood event.

**Asset**

Typical of many agricultural showgrounds, Moruya Showground has a range of buildings and facilities to support various activities associated with events which include the annual Agricultural Show and the Rodeo. The venue attracts additional events and activities throughout the year, including equestrian events, canine agility and obedience training and rugby league games.

Many of the site elements are in need of maintenance, renovation or removal as identified in the MSLMP which along with the Moruya Showground Design Guidelines, was developed to guide future development while upholding the recreation and heritage values of the site.

In addition to the traditional showground facilities, the site includes two formal sports facilities. A multipurpose community centre, commonly referred to as the Moruya Basketball Stadium, was built in 1977 while Ack Weyman Oval, a floodlit rectangular sporting field was constructed in 1987.



---

**CAR19/018 MORUYA GOLF COURSE AND SHOWGROUND RESERVE DRAFT  
PLAN OF MANAGEMENT**

**E95.9434**

**Social Impact**

As Crown land, the Reserve has been used by the Eurobodalla community for over a century for public recreation purposes. In more recent times, Council and various user groups, that form the MSMC, have worked to enhance the appeal of Moruya Showground as an agriculture events venue.

Despite the proposed change in category, no change is anticipated to the existing and future primary uses of the Reserve, being for a range of public recreation purposes and events.

The draft POM outlines the following social impact and development outcomes for the Reserve.

- The Reserve will continue to have a mix of agricultural, sporting, recreational, cultural and social activities
- The Reserve will continue to be used for large and small events with the amenities available for functions and other activities
- The Reserve will be open to the general public for passive recreation when not in use for scheduled sports and events
- Council will construct new facilities and restore existing heritage structures in line with the MSLMP, the Moruya Showground Conservation Management Plan and the Moruya Showground Design Guidelines
- Moruya Golf Club will maintain and develop Moruya Golf Course to tournament standard.

**Economic Development Employment Potential**

The vision for Moruya Showground is 'to create a contemporary event, exhibition and activity space that respects agricultural and heritage characteristics'.

With the full implementation of the MSLMP, Moruya Showground is seen as a venue that will support a wider range of community functions and high quality agricultural and equestrian events that will contribute to the Eurobodalla economy.

Further, through its 2019 strategic plan, MGC will be seeking to attract larger scale golf tournaments and more frequent community and commercial events.

**Financial**

If the NSW Minister for Lands and Forestry consents to the proposed change of category, Council is required under Section 40A of the LG Act to conduct an independently chaired public hearing.

Council staff have sought indicative quotations from suitably qualified consultants listed on the Professional Services Panel to conduct and report on public hearings. Given the straightforward nature of this proposal, the cost estimate for this public hearing is in the vicinity of \$2,000 inclusive of GST, to be paid from an existing budget.

All non-regulatory actions in the draft POM's Management Action Plan of a capital or renewal basis, are subject to demand and the availability of funds.

**CAR19/018 MORUYA GOLF COURSE AND SHOWGROUND RESERVE DRAFT  
PLAN OF MANAGEMENT**

**E95.9434**

**Community and Stakeholder Engagement**

Community input collected by Council in the period 2016-2019 has provided detailed local knowledge about the history and usage of the Reserve. Information received has identified issues and opportunities that have been incorporated into the draft POM and the adopted MSLMP.

The methods of engagement used specifically in the drafting of the POM and in discussing the land categorisation have included:

- Focus Group sessions with the MSMC, Showground user groups, CLALC and MGC Board of Management
- A survey of the above groups to identify issues and opportunities for the Reserve
- A presentation to Council's Aboriginal Advisory Committee on 21 June 2019
- Upcoming presentations scheduled with Council's Disability Inclusion Advisory and Public Art Committees on 7 August and 2 September 2019 respectively.

Subject to the decision of the NSW Minister for Lands and Forestry on recommendation 1, Council will place the draft POM on public exhibition for a period of not less than 28 days with a further 14 days allocated to receive submissions from the community. Copies of the draft POM will be available for viewing on Council's website, at the Batemans Bay, Moruya and Narooma libraries and Moruya customer service centre.

**Leases and licences**

With respect to section 46(1)(b) of the LG Act, Figure 22 (page 50 of the draft POM) as shown below, authorises the maintenance of the following leases and licences on the Reserve.

PIN and Crown Reserve number	Lot and Deposited Plan	Type of agreement	Expiry date	Activity	Lessee or Licensor
PIN: 34400 Crown Reserve: 580022	Lot 1 DP1141031	Lease	30 June 2025	Golf course	MGC
PIN: 26861 Crown Reserve: 96313	Lot 2 DP1086325	Lease	30 June 2025	Golf course	MGC
PIN: 34400 Crown Reserve: 580022	Lot 1 DP1141031	Licence	Monthly	Maintenance Compound	MGC
PIN: 34400 Crown Reserve: 580022	Lot 1 DP1141031	Licence	31 December 2022	District Agricultural Show	Eurobodalla District Show Society
PIN: 34400 Crown Reserve: 580022	Lot 1 DP1141031	Licence	30 November 2022	New Year's Day Rodeo	Rodeo Association of Moruya Inc.

The draft POM also authorises Council to enter into new leases or licences with community or commercial operators in accordance with Sections 46 and 47 of the LG Act.

---

**CAR19/018 MORUYA GOLF COURSE AND SHOWGROUND RESERVE DRAFT  
PLAN OF MANAGEMENT**

**E95.9434**

**Expressed authorisations**

In line with the LG Act, the draft POM expressly authorises activities and events to occur that are consistent with the Reserve's gazetted public purpose and proposed categorisation. In doing so, the POM streamlines approval processes for legitimate activities that may not be covered by a lease or licence. Note that all activities of the Reserve must still comply with the relevant Council policies and State and Federal legislation of the day, with the current policies and legislation summarised in Section 7 of the draft POM.

The draft POM expressly authorises the following activities to occur on the Reserve.

- Signage – compliance signage and temporary corporate signage
- Electric vehicle charging station
- Community and commercial events that comply with relevant policies and legislation
- Temporary camping for up to fifty (50) camping sites or up to 200 people
- Supervised off-leash training and exhibition of animals including dogs at designated areas of the Reserve.

**CONCLUSION**

A draft POM for Moruya Golf Course and Showground Reserve (Reserve) has been prepared following community consultation and a determination on the issues and opportunities for the Reserve.

This report recommends that Council sends the draft POM to the NSW Department of Industry – Crown Lands to seek the consent of the NSW Minister for Lands and Forestry to Council's proposal to change of category of the Reserve from 'park' to 'general community use' and to publicly exhibit the draft POM.

Subject to the decision of the Minister, this report also recommends the immediate public exhibition of the draft POM in accordance with Section 38 of the LG Act. Submissions will be received by Council in a variety of forms including the receipt of submissions via an independently chaired public hearing into the proposed change of category.

Following the public exhibition and submission period, a final POM, taking into consideration issues raised in submissions, including an independently chaired public hearing, will be presented to a subsequent Council meeting in 2019.

---

## **15. DEALING WITH MATTERS IN CLOSED SESSION**

In accordance with Section 10A(2) of the Local Government Act 1993, Council can exclude members of the public from the meeting and go into Closed Session to consider confidential matters, if those matters involve:

- (a) personnel matters concerning particular individuals; or
- (b) the personal hardship of any resident or ratepayer; or
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business; or
- (d) commercial information of a confidential nature that would, if disclosed;
  - (i) prejudice the commercial position of the person who supplied it, or
  - (ii) confer a commercial advantage on a competitor of the council, or
  - (iii) reveal a trade secret,
- (e) information that would, if disclosed, prejudice the maintenance of law; or
- (f) matters affecting the security of the council, councillors, council staff or council property; or
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege or information concerning the nature and location of a place; or
- (h) an item of Aboriginal significance on community land.

and Council considers that discussion of the material in open session would be contrary to the public interest.

In accordance with Section 10A(4) of the Local Government Act 1993 the Chairperson will invite members of the public to make verbal representations to the Council on whether the meeting should be closed to consider confidential matters.

---

## EUROBODALLA SHIRE COUNCIL

### ETHICAL DECISION MAKING AND CONFLICTS OF INTEREST

#### A GUIDING CHECKLIST FOR COUNCILLORS, OFFICERS AND COMMUNITY COMMITTEES

#### ETHICAL DECISION MAKING

- Is the decision or conduct legal?
- Is it consistent with Government policy, Council's objectives and Code of Conduct?
- What will the outcome be for you, your colleagues, the Council, anyone else?
- Does it raise a conflict of interest?
- Do you stand to gain personally at public expense?
- Can the decision be justified in terms of public interest?
- Would it withstand public scrutiny?

#### CONFLICT OF INTEREST

A conflict of interest is a clash between private interest and public duty. There are two types of conflict: Pecuniary – regulated by the *Local Government Act* and Department of Local Government; and Non-Pecuniary – regulated by Codes of Conduct and policy, ICAC, Ombudsman, Department of Local Government (advice only).

#### THE TEST FOR CONFLICT OF INTEREST

- Is it likely I could be influenced by personal interest in carrying out my public duty?
- Would a fair and reasonable person believe I could be so influenced?
- Conflict of interest is closely tied to the layperson's definition of "corruption" – using public office for private gain.
- Important to consider public perceptions of whether you have a conflict of interest.

#### IDENTIFYING PROBLEMS

- 1st** Do I have private interests affected by a matter I am officially involved in?
- 2nd** Is my official role one of influence or perceived influence over the matter?
- 3rd** Do my private interests conflict with my official role?

Whilst seeking advice is generally useful, the ultimate decision rests with the person concerned.

## AGENCY ADVICE

Officers of the following agencies are available during office hours to discuss the obligations placed on Councillors, Officers and Community Committee members by various pieces of legislation, regulation and Codes.

CONTACT	PHONE	EMAIL	WEBSITE
Eurobodalla Shire Council Public Officer	4474-1000	council@eurocoast.nsw.gov.au	www.esc.nsw.gov.au
ICAC	8281 5999	icac@icac.nsw.gov.au	www.icac.nsw.gov.au
Local Government Department	4428 4100	dlg@dlg.nsw.gov.au	www.dlg.nsw.gov.au
NSW Ombudsman	8286 1000 Toll Free 1800 451 524	nswombo@ombo.nsw.gov.au	www.ombo.nsw.gov.au

Reports to Committee are presented generally by 'exception' - that is, only those items that do not comply with legislation or policy, or are the subject of objection, are discussed in a report.

Reports address areas of business risk to assist decision making. Those areas include legal, policy, environment, asset, economic, strategic and financial.

### Reports may also include key planning or assessment phrases such as:

*Setback* Council's planning controls establish preferred standards of setback (eg 7.5m front; 1m side and rear);

*Envelope* taking into account the slope of a lot, defines the width and height of a building with preferred standard of 8.5m high;

*Footprint* the percentage of a lot taken up by a building on a site plan.

Acronym	Meaning	Description
ACR	Australian Capital Region	The political and strategic grouping of the ACT government and 17 adjacent councils.
AEP	Annual Exceedance Probability	For floods expressed as a % eg 1% = 1:100 year event. The NSW Flood Guidelines nominate types of development and controls.
AHD	Australian Height Datum	Floor levels for buildings set to remain at or above flood level (expressed as 'freeboard').
APZ	Asset Protection Zone	Area to be cleared and maintained around habitable buildings in bushfire prone areas.
AS	Australian Standard	Standards set by national body as minimum construction, service, system, planning or design requirements.

Acronym	Meaning	Description
BCA	Building Code of Australia	Prescribes minimum standards or performance base for building construction.
CAMP	Companion Animal Management Plan	Required by state law, plan nominating management of dogs and cats and areas for access for the exercise of dogs (eg beaches and reserves).
CC	Construction Certificate	Floor plans approved by council or private certifier in compliance with development conditions and BCA.
COPW	Condition of Public Works Report	Required by state law to define the condition of infrastructure assets, the cost to upgrade to defined standards, the current costs of maintenance and desired levels of maintenance.
CP	Cultural Plan	A cultural plan enables identification of cultural assets, identity and needs as well as providing a framework to develop cultural initiatives to increase opportunities for residents.
CSR	Complaint and Service Request	Requests received from public by phone, letter, email or Councillor to attend to certain works (eg pothole) or complain of certain service or offence (eg dogs barking).
DA	Development Application	Required by state law to assess suitability and impacts of a proposed development.
DAP	Disability Action Plan	Council plan outlining proposed works and services to upgrade facilities to progressively meet Disability Discrimination Act.
DCP	Development Control Plan	Local planning policy defining the characteristics sought in residential, commercial land.
DECCW	Department of Environment, Climate Change and Water (formerly EPA, NPWS, DEC)	State agencies (former Environment Protection and National Parks), DNR managing state lands and natural resources and regulating council activity or advising on development applications.
DWE	Department of Water and Energy	State agency managing funding and approvals for town and country water and sewer services and State energy requirements.
DoP	Department of Planning	State agency managing state lands and regulating council activity or advising on development applications or strategic planning.
DLG	Department of Local Government	State agency responsible for regulating local government.
DoL	Department of Lands	State agency managing state lands and advising on development applications or crown land management.
DoC	Department of Commerce	State agency (formerly Public Works) managing state public water, sewer and buildings infrastructure and advising/supervising on council infrastructure construction.

Acronym	Meaning	Description
DoH	Department of Health	State agency responsible for oversight of health care (community and hospital) programs. Also responsible for public warning of reportable health risks.
DOTAR	Department of Infrastructure, Transport and Regional Development and Local Government	Federal agency incorporating infrastructure, transport system, and assisting regions and local government.
EBP	Eurobodalla Bike Plan	Strategic Plan identifying priorities and localities for cycleways in the Shire.
EIS	Environmental Impact Statement	Required for designated and state developments researching and recommending solutions to social, economic and environmental impacts.
EMP	Estuary Management Plan	Community based plan, following scientific research of hydrology and hydraulics, recommending actions to preserve or enhance social, economic and environmental attributes of estuary
EMS	Environmental Management System	Plans prepared by council (such as waste management and strategic planning) around AS14000.
EOI	Expressions of Interest	Often called in advance of selecting tenders to ascertain capacity and cost of private sector performing tasks or projects on behalf of council.
EP&A	Environment Planning & Assessment Act	State law defining types of development on private and public lands, the assessment criteria and consent authorities.
ESC	Eurobodalla Shire Council	
ESD	Ecologically Sustainable Development	Global initiative recommending balance of social, economic and environmental values in accord with 7 ESD principles.
ESS	Eurobodalla Settlement Strategy	Council strategy prepared with assistance of government to identify best uses and re-uses of urban lands, the appropriate siting of private and public investment (eg institutions, employment areas or high density residential) based on current and planned infrastructure and land capacity.
ET	Equivalent Tenement	Basis of calculation of demand or impact of a single dwelling on water and sewer system.
FAG	Financial Assistance Grant	Federal general purpose grant direct to local government based on population and other 'disability' factors.



Acronym	Meaning	Description
FSR	Floor Space Ratio	A measure of bulk and scale, it is a calculation of the extent a building floor area takes up of an allotment.
GIS	Geographic Information System	Computer generated spatial mapping of land and attributes such as infrastructure, slope, zoning.
IPART	Independent Pricing & Regulatory Tribunal	State body that reviews statutory or government business regulatory frameworks and pricing levels.
IPWEA	Institute Public Works Engineers Australia	Professional association.
IWCMS	Integrated Water Cycle Management Strategy (or Plan)	Council plan identifying risk and social, economic and environmental benefit of proposed augmentation to water, sewer and stormwater systems.
IWMS	Integrated Waste Management (Minimisation) Strategy	Council plan identifying risk and social, economic and environmental benefit of proposed augmentation of waste (solids, effluent, contaminated, liquid trade waste).
LEP	Local Environment Plan	The statutory planning instrument defining the zones and objectives of urban and rural areas.
LGAct	Local Government Act	State law defining the role of Mayor, Councillors, staff, financing, approvals etc.
LGMA	Local Government Managers Australia	Professional association.
LGNSW	Local Government NSW	Representative advisory and advocacy group for councils in NSW.
MOU	Memorandum of Understanding	Agreement in principle between parties (eg council and agency) to achieve defined outcomes.
NPWS	National Parks & Wildlife Service	Now merged into DECCW.
NRM	Natural Resource Management	
NVC	Native Vegetation Act 2003	State law defining means of protection of threatened legislation and approval processes to clear land.
OC	Occupation Certificate	Issued by council or private certifier that building is safe to occupy and in compliance with development conditions and BCA.
OSMS	On site sewage management system	Includes septic tanks, aerated systems, biocycles etc.
PCA	Principal Certifying Authority	The person or organisation appointed by applicant to inspect and certify structures.

Acronym	Meaning	Description
PIA	Planning Institute of Australia	Professional association.
POEO	Protection of the Environment Operations Act	State law outlining standards for emissions and discharges and penalties for pollution.
PoM	Plan of Management (usually for community land)	Council plan nominating type of uses for community land and range of facilities progressively to be provided on land.
PPP	Public Private Partnerships	
PTS	Public Transport Strategy	Council strategy to initiate mechanisms to promote and facilitate public transport (bus, taxi, community transport, cycles) in design of subdivisions, developments and council works.
REF	Review of Environmental Factors	Council examination of risk and social, economic and environmental benefit of proposed works, assessed against state planning, environment and safety laws.
REP	Regional Environment Planning Policy	Outlines compulsory state planning objectives to be observed in development assessment and strategic planning.
RFS	Rural Fire Service	State agency responsible for providing equipment and training for volunteer firefighter brigades, and the assessment and approval of developments in bushfire prone lands.
RLF	Regional Leaders Forum	The group of mayors and general managers representing the councils in the ACR.
RMS	Roads & Maritime Service	State agency responsible for funding, construction and maintenance of state roads, the approval of council works on arterial roads and development applications.
S64	S64 Contributions Plan	Developer contributions plan to enable, with council and state funds, the augmentation of water, sewer and stormwater infrastructure.
S94 S94A	S94 Contributions Plan S94A Contributions Plan Levy Plan	Developer contributions to enable construction of public infrastructure and facilities such as roads, reserves, carparks, amenities etc.
SCG	Southern Councils Group	Political and strategic grouping of councils along the NSW south coast from Wollongong to the border, lobbying government for assistance (eg highways) and resourcing sharing initiatives.
SCRS	South Coast Regional Strategy	Regional Strategy prepared by DoP for ESC, BVSC and part SCC to guide new LEPs.

Acronym	Meaning	Description
SEA	Strategic Environment Assessment	Spatial assessment of environmental constraints of land considered in design and assessment of subdivision and infrastructure.  Scientific research behind assessment of capacity of land and waterways in rural residential and urban expansion lands to sustain human settlement.
SEPP	State Environmental Planning Policy	Outlines compulsory state planning objectives.
SNSWLHD	Southern NSW Local Health Districts	State board commissioned with oversight of health care in Highlands, Monaro and Far South Coast.
SoER	State of the Environment Report	Required by state law, the comprehensive assessment (every four years) of the condition and the pressures on the social, economic and environmental features of the Shire and appropriate responses to address or preserve those issues.
SP	Social Plan	Required by state law, the comprehensive assessment (every four years) of the condition and the pressures on the social framework of the community, their services and facilities and economic interactions.
.....SP	Structure Plan	Plan promoting landuses and siting of infrastructure and facilities in towns (eg, BBSP – Batemans Bay Structure Plan).
SRCMA	Southern Rivers Catchment Management Authority	State agency commissioned with assessment and monitoring of health and qualities of catchments from Wollongong to the border, and determine directions and priorities for public and private investment or assistance with grants.
STP	Sewer Treatment Plant	Primary, secondary and part tertiary treatment of sewage collected from sewers before discharge into EPA approved water ways or irrigation onto land.
TAMS	Total Asset Management System	Computer aided system recording condition and maintenance profiles of infrastructure and building assets.
TBL	Triple Bottom Line	Commercial term coined to encourage business to consider and disclose social and environmental risk, benefit and costs in the conduct of business to guide investors as to the long term sustainability and ethics of a business. Taken up by Council to record the basis of prioritisation, the review of condition, the monitor of progress and the financial disclosure of preventative or maintenance investment in council based social and environmental activities.
ToR	Terms of Reference	
TSC	Threatened Species Conservation Act 1995	State law governing the protection of nominated species and relevant assessment and development controls.

---

Acronym	Meaning	Description
WCF	Water Cycle Fund	Combination of water, sewer and stormwater activities and their financing arrangements.
WSUD	Water Sensitive Urban Design	Principle behind the IWCMS and council development codes requiring new developments to reduce demand and waste on water resources through contemporary subdivision and building design.