



# **AGENDA**

**Ordinary Meeting of Council**

**10 November 2020**



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

**ON TUESDAY 10 NOVEMBER 2020**

**COMMENCING AT 11.00AM**

**AGENDA**

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

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| <p><b>1. WELCOME</b></p> <p><b>2. ACKNOWLEDGEMENT OF COUNTRY</b></p> <p><b>3. APOLOGIES</b><br/>Nil</p> <p><b>2. CONFIRMATION OF MINUTES OF PREVIOUS MEETING</b><br/>2.1 Ordinary Meeting held on 27 October 2020</p> <p><b>3. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA</b><br/>(Declarations also to be made prior to discussions on each item)</p> <p><b>4. MAYORAL REPORTS</b></p> <p><b>5. NOTICES OF MOTION</b><br/>Nil</p> <p><b>6. QUESTIONS ON NOTICE FROM COUNCILLORS</b><br/>Nil</p> <p><b>7. PETITIONS</b><br/>Nil</p> <p><b>8. GENERAL MANAGER'S REPORTS</b><br/>GMR20/031 Joint Regional Planning Panel .....3<br/>GMR20/032 2020 Education and School Grants .....5</p> | <p><b>Page No.</b></p> |
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**DR CATHERINE DALE  
GENERAL MANAGER**

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**GMR20/031 JOINT REGIONAL PLANNING PANEL**

**S017-T00002**

Responsible Officer: Dr Catherine Dale - General Manager

Attachments: Nil

Outcome: 9 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: 9.1.2.2 Assist the Council in meeting its statutory obligations and roles

### **EXECUTIVE SUMMARY**

The Planning Panels were introduced in NSW on 1 July 2009 to strengthen decision making for regionally significant development and certain other planning functions under the *Environment Planning and Assessment Act 1979 (EP&A Act)*.

Eurobodalla is part of the Southern Regional Planning Panel.

Each Panel consists of five members, with three of the members, including the chair, appointed by the Minister (State members) and two members nominated by the relevant council (council members).

Two council members are appointed by each council. At least one council member must have expertise in one or more in the following areas: planning, architecture, heritage, the environment, urban design, land economics, traffic and transport, law, engineering or tourism.

Councillor Rob Pollock OAM and Council's Director Planning and Sustainability, Mr Lindsay Usher are Council's representatives on the Southern Regional Planning Panel. Their membership concluded on 10 October 2020. Council received notification from the Planning Panels Secretariat of the expiry date on 16 October 2020. This meeting is the first opportunity to place this matter for determination. This report recommends reappointment to the Panel for a further three years.

### **RECOMMENDATION**

THAT Council:

1. Re-appoint Councillor Rob Pollock OAM and Council's Director Planning and Sustainability, Mr Lindsay Usher as Council's members on the Southern Regional Planning Panel.
2. Forward the nominations and any supporting information to the NSW Government Planning Panels Secretariat.

### **BACKGROUND**

The Planning Panels are independent bodies representing the Crown and are not subject to the direction of the Minister, except on matters relating to Planning Panel procedures or where the Minister issues a formal direction under the EP&A Act.

Joint Regional Planning Panels:

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**GMR20/031 JOINT REGIONAL PLANNING PANEL**

**S017-T00002**

- determine regionally significant development applications (DAs), certain other DAs and s4.55(2) and s4.56 modification applications
- act as the Planning Proposal Authority (PPA) when directed
- undertake rezoning reviews
- provide advice on other planning and development matters when requested
- determine site compatibility certificates under the *State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004*.

**CONSIDERATIONS**

The Planning Panels Operational Procedures set out that the Panels have two council members appointed by each council. At least one council member must have expertise in one or more in the following areas: planning, architecture, heritage, the environment, urban design, land economics, traffic and transport, law, engineering or tourism.

Council's Planning and Sustainability Director, Mr Lindsay Usher as Council's expert member and it is considered that reappointment to this Panel is appropriate.

Councillor Rob Pollock OAM is the Chair of Regional Development Australia, Far South Coast and coupled with his considerable experience in tourism and long-standing position on this Panel it is also considered that reappointment to this Panel is appropriate.

**Policy**

The Sydney District and Regional Planning Panels operational procedures are the Planning Panels charter and have been developed to explain the objectives, powers and authorities of the Planning Panels. They also detail the means of operating the Planning Panels and clarify the roles of various parties in the work of the Planning Panels.

The procedures should be read in conjunction with the Planning Panels Code of Conduct which explains the standard of conduct expected of Planning Panel members.

These procedures will be kept under review and may be amended periodically.

The procedures can be found at: [https://shared-drupal-s3fs.s3-ap-southeast-2.amazonaws.com/master-test/fapub\\_pdf/000/00/Sydney%2BDistrict%2Band%2BRegional%2BPlanning%2BPanels%2BOperational%2BProcedures%2BAugust%2B2020.pdf](https://shared-drupal-s3fs.s3-ap-southeast-2.amazonaws.com/master-test/fapub_pdf/000/00/Sydney%2BDistrict%2Band%2BRegional%2BPlanning%2BPanels%2BOperational%2BProcedures%2BAugust%2B2020.pdf)

It should be noted that a Council representative does not participate on the Panel when there is a conflict of interest or application concerning Eurobodalla.

**CONCLUSION**

Councillor Rob Pollock OAM and Council's Director Planning and Sustainability, Mr Lindsay Usher are Council's representatives on the Southern Regional Planning Panel. Their membership concluded on 10 October 2020. Given their individual experiences and expertise, reappointment to the Panel for a further three years is considered appropriate.

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**GMR20/032 2020 EDUCATION AND SCHOOL GRANTS**

**S014-T00011**

Responsible Officer: Dr Catherine Dale - General Manager  
Attachments: 1. Confidential - 2020 Education and School Grants Summary  
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: 9.1.2.2 Facilitate community grants and donations

**EXECUTIVE SUMMARY**

The Education and School Grant is a funding stream within the Annual Grants category and provides funding to local schools and education establishments for annual award presentations for academic and other achievement or annual scholarships offered by other educational institutions.

The grant was first opened to the public on Friday 28 August 2020 and closed on Friday 25 September 2020. 11 applications were received during this time.

Due to the changing Covid-19 restrictions regarding formals and graduations being permitted in term 4, Council's 2020 Education and School Grant was reopened on Tuesday 13 October 2020 to primary and secondary schools who did not previously apply. The grant closed on Friday 23 October 2020.

It should be noted that some organisations did not apply this year due to the COVID-19 pandemic.

**RECOMMENDATION**

THAT Council approve the allocation of funds to the Education and School Grant recipients as noted in the confidential attachment.

**BACKGROUND**

The Education and Schools Grant stream is part of Council's Annual Grants category within its Community Grants policy. This grant is for local schools and education establishments for annual awards presentations for academic and other achievements or annual scholarships offered by other educational institutions.

The grant is structured as follows:

- Council may approve a budget allocation in the Operational Plan for each financial year.
- If a budget is approved, applications are invited once per year and will not be accepted outside the advertised application window.
- Successful grantees will be granted an annual amount to contribute to school presentation awards or annual scholarships.

The grant was first opened to the public on Friday 28 August 2020 and closed on Friday 25 September 2020. 11 applications were received during this time. Due to the changing

**GMR20/032 2020 EDUCATION AND SCHOOL GRANTS**

**S014-T00011**

Covid-19 restrictions regarding formals and graduations being permitted in term 4, Council's 2020 Education and School Grant was reopened on Tuesday 13 October 2020 to primary and secondary schools who did not previously apply. The grant closed on Friday 23 October 2020.

Council received the following 14 applications as listed below:

	<b>Organisation</b>	<b>Application Type</b>
1	Batemans Bay High School	Secondary
2	Broulee Public School	Primary
3	Central Tilba Public School	Primary
4	Batemans Bay Public School	Primary
5	Batemans Bay High School	Secondary
6	Moruya Public School P&C	Discretionary
7	Carroll College	Secondary
8	Moruya Public School	Primary
9	Moruya High School	Secondary
10	St Bernard's Primary School	Primary
11	Moruya High School	Discretionary
12	Bodalla Public School	Primary
13	Narooma Public School	Primary
14	St Peters Anglican College	Secondary

All applications received for 2020-21 were assessed within the total budget of \$8,404.

**CONSIDERATIONS**

There were 14 applications received from 12 institutions. A confidential summary sheet is attached for Councillor's information.

**Policy**

The Education and Schools Grant stream is part of Council's Annual Grants category within its Community Grants policy.



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**GMR20/032 2020 EDUCATION AND SCHOOL GRANTS**

**S014-T00011**

**Financial**

In 2020-21 Council has a budget of \$8,404 for Education and School Grants.

**Community and Stakeholder Engagement**

We have informed the community through providing information on Council's website, advertising on Council's noticeboard page in two local newspapers and distributing a media release. All schools were also notified in writing of grant application process.

**CONCLUSION**

The Education and Schools Grants provide the opportunity to support local schools and education establishments for academic or other achievement.

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**IR20/017 LOCAL TRAFFIC COMMITTEE NO 3 FOR 2020-21**

**S030-T00018**

Responsible Officer: Warren Sharpe OAM - Director Infrastructure Services  
Attachments: Nil  
Outcome: 7 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: 7.1.2.4 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 review. The main issues covered at the Eurobodalla Local Traffic Committee meeting, held 10 September 2020, are as follows:

- Signage – ‘No Parking’ at Sewer Pump Station adjoining Trafalgar Road, Tuross Head
- Signage and Line marking – Moruya CBD east, Pedestrian (Zebra) Crossings at three locations:
  1. Shore Street, 70 metres east of Vulcan Street
  2. Shore Street, 70 metres west of Ford Street
  3. Ford Street, 50 metres north of Shore Street.

### **RECOMMENDATION**

THAT:

1. The minutes of the Eurobodalla Local Traffic Committee Meeting No 2 for 2020-21 be received and noted.
2. Council Plan dated 1/10/2020 detailing the ‘No Parking’ signage at the Council Sewer Pump Station adjoining Trafalgar Road, Tuross Head, be approved.
3. Council Plan 5156 Set BQ Sheet 06 detailing the three marked Pedestrian (Zebra) Crossings on Ford Street and Shore Street, be approved.

### **BACKGROUND**

The Eurobodalla Local Traffic Committee Meeting No 3 for 2020-21 was held on 8 October 2020. The meeting was attended by Councillor Anthony Mayne (Chair), Kate McDougall (Road Safety Officer), Michael Travers (Transport for NSW), Danielle Brice (representative for the Hon Andrew Constance MP), Dave Hunter (Traffic Coordinator), Tom Franzen (Transport and Stormwater Engineer) and Matt Cormick (minute taker).

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**IR20/017 LOCAL TRAFFIC COMMITTEE NO 3 FOR 2020-21**

**S030-T00018**

### **APOLOGIES**

Sergeant Angus Duncombe (NSW Police).

### **DEPUTATIONS**

Nil.

### **MINUTES OF PREVIOUS MEETING**

The minutes of the Eurobodalla Local Traffic Committee Meeting No 2 for 2020-21 held on 10 September 2020 were confirmed and accepted.

### **OUTSTANDING ITEMS FROM PREVIOUS MEETING**

Nil.

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

#### **2021.RT.004 Signage - 'No Parking' at Sewer Pump Station adjoining Trafalgar Road, Tuross Head**

Council staff require clear access to the sewer pump station located on the lake edge adjoining Trafalgar Road, Tuross Head.

This location is near several residences and marine and hospitality businesses and unauthorised vehicles often park limiting access to the sewage pump station.

The 'No Parking' signage will allow workers to carry out tasks safely and practically reducing the incidence of access being blocked by unauthorised vehicles.

The Plan dated 1/10/2020, detailing the 'No Parking' signage at the Council Sewer Pump Station adjoining Trafalgar Road, Tuross Head, was reviewed by the Committee.

#### Recommendation:

That the Plan dated 1/10/2020 detailing the 'No Parking' signage at the Council Sewer Pump Station adjoining Trafalgar Road, Tuross Head, be approved.

#### **2021.RT.004 Signage and Line marking – Moruya CBD east, Pedestrian (Zebra) Crossings at three locations:**

- 1. Shore Street, 70 metres east of Vulcan Street**
- 2. Shore Street, 70 metres west of Ford Street**
- 3. Ford Street, 50 metres north of Shore Street**

Moruya CBD east is the main business centre for the town, positioned between Vulcan Street (highway) to the west and Ford Street to the east. Apart from drivers using the streets to access shops and other services, vehicles are known to pass through as an alternate south bound route to avoid the traffic signals on Vulcan Street.

Council is developing a traffic speed management and pedestrian activation plan for Moruya CBD east that identifies key sites for infrastructure installation. This area is within a 50Km/h speed zone. This plan was presented to the Committee on 10 September 2020. Moruya Business Chamber are supportive and have offered to assist at the consultation phase.

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**IR20/017 LOCAL TRAFFIC COMMITTEE NO 3 FOR 2020-21**

**S030-T00018**

The Eurobodalla Road Safety plan 2019-2022 has been developed to assist in reducing road related trauma in our community.

The document includes 6.2 Safer Speeds Council plan to '6.2.4 Advocate to Transport for NSW to implement 30km/hr speed zones in Moruya CBD and Batemans Bay CBD including where necessary grant funding to implement speed control measures' and '6.2.5 Progressively implement additional speed management controls within Moruya CBD east to reduce the actual speed of travel and improve pedestrian movement'.

Council Plan 5156-BQ-06 identifies the three extra sites for pedestrian crossing installations (1 to 3).

There are three raised platform road humps (RPRH) with complying (piano key) line marking where the pedestrian (zebra) crossings are proposed. Additionally, site 1 on Shore Street will be modified to a raised platform, to improve accessibility and remove the kerb ramps, making access to the public toilets easier and safer.

These marked crossings can be added without significantly impacting the flow of traffic or creating additional congestion. In fact the crossings should discourage short-cutting off the Princes Highway and reduce travel speeds when drivers take the Shore Street/Ford Street route. The facilities will also be an effective measure following the construction of the Moruya by-pass now in planning.

Technical references for the pedestrian crossing are Australian Standard 1742.10-2009 and RMS supplement to this standard – Version 2.4: called the warrant.

The RMS supplement amongst other things recommends that their practice for numerical warrants includes that in a typical day pedestrian flow per hour (P/h) should be at least 50 and vehicular flow through site (V/h) at least 500. This can be reduced where children, aged or impaired pedestrian to P/h30 and V/h200.

For the purpose of this assessment, Saturday morning was used for the model. Moruya Markets are held every Saturday morning, 52 weeks a year. The statistics below sampled around autumn / winter would be a conservative estimate of a typical Saturday morning throughout the year.

**Vehicle Count**

In May/June 2019, traffic counters were placed near site 3 on Shore Street for four weeks. The resulting Average Annual Daily Traffic (AADT) is 1550 (vehicles per day), noting that AADT east bound = 1360 and AADT west bound = 190. This indicates that 88% of traffic flowed in the southern direction.

The 85<sup>th</sup>ile speed was 48km/h east bound and 40km/h west bound.

Peak vehicles per hour (V/h) were also ascertained from the traffic counters on Saturdays. Saturday hourly peaks over the four-week period were all between 10am and 11am. The average for the four-hour morning peak was 85% of the 10am to 11am V/h in both directions.

Result in both directions:

Saturday peak 10am to 11am = 235V/h

Saturday morning average 8am to 12 noon = 202V/h

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**IR20/017 LOCAL TRAFFIC COMMITTEE NO 3 FOR 2020-21**

**S030-T00018**

To determine a truer indicator of pedestrians crossing Shore Street and comparing this to vehicles travelling along the street, for the warrant purpose the greater (south bound) V/h volume will be used and multiplied by 2. The average V/h x 2 for the May/June 8am to 12 noon Saturday = 330V/h.

**Pedestrian Count**

A manual count of pedestrians was undertaken along two road lengths on Saturday 25 September 2020. The sites were Shore Street and Ford Street.

Duration of observation was 11.00am to 11.15am. Applying a 4 x factor for a one hour extrapolation:

- a) Shore Street – from about 50m east of Vulcan Street to 20m west of Ford Street = 500P/h
- b) Ford Street - from Shore Street intersection, north to the road hump (site 3) = 660P/h

The above P/h will be reduced by 15% to estimate a typical hourly rate:

- a) Shore Street = 424P/h \* split over two zebras = 212P/h each
- b) Ford Street = 560P/h

**Warrant comparison**

Pedestrians were observed crossing at random locations along Shore Street on Saturday 25 September 2020, from about 50m east of Vulcan Street through to about 20m west of Ford Street.

Shore Street is proposed to have two pedestrian (zebra) crossings over the length observed for pedestrian counts (sites 1 and 2), however the zebra crossings will be positioned to encourage pedestrian use.

Observed pedestrian and vehicle counts, best reflecting typical hours are:

165 V/h and \*212 P/h for each zebra crossing.  $V \times P = 35,000$

This does not quite meet the RMS (TfNSW) numerical warrants that in a typical day pedestrian flow per hour (P/h) should be at least 30 and vehicular flow through site (V/h) at least 500 and the product of V and P  $\geq 45,000$  (special circumstances).

The location for the zebra crossings (site 3) has significantly less vehicles as it leads to a boat ramp carpark, however the number of pedestrians is much greater than the minimum to meet the TfNSW warrant (30P/h) with Ford Street = 560 P/h on busy days.

Installing pedestrian (zebra) crossing at these three locations reduces the risk of crashes involving pedestrians.

Council Plan 5156 Set BQ Sheet 06 detailing the marked pedestrian (zebra) crossings was reviewed by the Committee. Installing pedestrian (zebra) crossings at these three locations (1 to 3) reduces the risk of crashes involving pedestrians.

Council is developing a pedestrian activation plan for the Moruya CBD east that identifies 13 key locations to assist with speed management. It is proposed to consult further with the community about the remaining installations proposed under this plan.

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**IR20/017 LOCAL TRAFFIC COMMITTEE NO 3 FOR 2020-21**

**S030-T00018**

The Committee agreed that apart from a recent media release and local consultation with adjoining business and residential owners that has already been undertaken, a consultation process with the wider community would be beneficial, particularly presenting the road safety benefits of the whole strategic proposal. The Committee, along with the Moruya Business Chamber have offered to assist in this process.

Recommendation:

That Council Plan 5156 Set BQ Sheet 06 detailing the three marked Pedestrian (Zebra) Crossings on Ford Street and Shore Street be approved.

**INFORMAL ITEMS FOR DISCUSSION**

Nil

**GENERAL BUSINESS**

The Chair asked if Council has any plans to review the traffic arrangements around the school precinct in Broulee. The Traffic Coordinator advised that generally the signage, line marking and path system is fit for purpose and Council often reviews school precincts at the request of customers.

Council is currently liaising with the Broulee/Mossy Point Community Association, looking at the on-street parking arrangements on Train Street, just east of Saint Peters School. This will be presented to the Committee if it is determined changes to signage and line marking are necessary.

**NEXT MEETING**

The next meeting of the Eurobodalla Local Traffic Committee will be held on Thursday 12 November 2020 in Council's Committee Room commencing at 9am (dependent on COVID-19 protocol at that time).

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**CCS20/040 LAND ACQUISITION - EASEMENTS FOR WATER  
SUPPLY AND TO PUMP SEWERAGE**

**S023-T00027, S023-T00001,  
LAND ID: 23032, 19431, 19438,  
19430**

Responsible Officer: Amanda Jones - Acting Director Corporate and Commercial Services

Attachments: 1. Confidential - Land Acquisition - Easement for water supply and to pump sewerage

Outcome: 9 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**

Construction of a sewer rising main, a sewer pump station and water main within properties along part of Potato Point Road, Bodalla is planned to be undertaken in the 2020 - 2021 financial year as part of the Potato Point Sewerage Scheme.

Acquisition of part of each of the following properties is required for easements for water and sewer purposes:

Eurobodalla National Park Lot 7 DP1028935 - Lot 2 DP 125457 - Lot 21 DP837516 – Lot 20 DP837516 – Lot 5 DP1028935 - Lot 75 DP752131 - Lot 121 DP752131. Acquisition of the interest in the land for the easement within Eurobodalla National Park is in accordance with section 153 *National Parks and Wildlife Act 1974*.

Bodalla State Forest - Lot 131 DP 752131 and Lot 15 837516. Acquisition of an interest in part Bodalla State Forest is to be by compulsory process. The compulsory acquisition process requires application to be made to the Minister for Local Government to acquire the interest in the land for the easement from Forestry Corporation of NSW under section 186 (1) *Local Government Act 1993*.

Private land - Lot 13 DP 772053, Lot 18 DP 837516, and Lot 17 DP 837516. Council will seek to acquire the private land by agreement. If acquisition by agreement is not achievable it will need to proceed by compulsory process. Should the acquisition proceed by way of compulsory process Council must obtain consent from the Minister for Local Government.

The private landowners' details are set out in the confidential attachment.

### **RECOMMENDATION**

THAT

1. All actions necessary be taken for the acquisition of an interest Eurobodalla National Park land, being part Lot 7 DP1028935, part Lot 2 DP 125457, part Lot 21 DP837516, part Lot 20 DP837516, part Lot 5 DP1028935, part Lot 75 DP752131 and part Lot 121 DP752131, for easement purposes in accordance with the *National Parks and Wildlife Act 1974*.

**CCS20/040 LAND ACQUISITION - EASEMENTS FOR WATER  
SUPPLY AND TO PUMP SEWERAGE**

**S023-T00027, S023-T00001,  
LAND ID: 23032, 19431, 19438,  
19430**

2. Application be made to the Minister for Local Government to acquire an interest in part of Bodalla State Forest, being part Lot 131 DP 752131 and part Lot 15 837516, for easement purposes, by compulsory process in accordance with Council's power under Section 187(2) of the Local Government Act 1993 and in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991.
3. All actions necessary be taken for the acquisition of an interest in private land, being part Lot 13 DP 772053, part Lot 18 DP 837516 and part Lot 17 DP 837516, for easement purposes in accordance with Council's Land Acquisition and Disposal Policy.
4. If the acquisition of an interest in part Lot 13 DP 772053, part Lot 18 DP 837516 and part Lot 17 DP 837516, cannot be negotiated by agreement, Council make application to the Minister for Local Government to acquire part Lot 13 DP 772053, part Lot 18 DP 837516 and part Lot 17 DP 837516 for easement purposes, by compulsory process in accordance with Council's power under Section 187(2) of the Local Government Act 1993 and in accordance with Council's *Land Acquisition and Disposal Policy*.
5. If consent is granted all necessary action be taken to finalise the acquisition in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act.
6. All survey and legal costs associated with the easements be borne by Council.
7. Authority be given to affix the Common Seal of Council, if required, to the necessary documentation associated with the easements.

**BACKGROUND**

The Potato Point sewerage scheme is a priority project to improve the service to residents in the village and better protect the environment. A new sewage pump station and sewer rising main, to transfer the sewage from Potato Point to the Bodalla sewage treatment plant, needs to be constructed as the first part of the project.

The new sewer rising main will generally follow the alignment of an existing 55 year old water trunk main. This water main is to be renewed and will therefore be upgraded at the same time for efficiencies of scale and to minimise site disturbance and restoration.

Construction of the sewer rising main and water main within properties along part of Potato Point Road, Bodalla together with the sewer pump station within the National Park is planned to be undertaken in the 2020 - 2021 financial year.

A final survey will be undertaken once construction is complete to ensure the correct location of the easement prior to lodgement and registration of plans of easement.

**CONSIDERATIONS**

The proposed location of the easements is shown in the sketches below.



**CCS20/040 LAND ACQUISITION - EASEMENTS FOR WATER  
SUPPLY AND TO PUMP SEWERAGE**

**S023-T00027, S023-T00001,  
LAND ID: 23032, 19431, 19438,  
19430**



*Potato Point Road – easement for water and sewer infrastructure marked in pink broken line*



*Potato Point – easement for sewer pump station*

## Legal

Acquisition of an interest in part Bodalla State Forest is to be by compulsory process.

The compulsory acquisition process requires application to be made to the Minister for Local Government to acquire the interest in the land for the easement from Forestry Corporation of NSW under section 186 (1) *Local Government Act 1993*. Once consent is granted, the acquisition of the interest in the land will be finalised in accordance with the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991*. Council will comply with any relevant legislation and procedures in relation to Native Title and Aboriginal land rights and interests to ensure a valid acquisition.

<https://legislation.nsw.gov.au/#/view/act/1993/30/historical2016-09-23/chap8/part1/sec186>

Acquisition of the interest in the land for the easement within Eurobodalla National Park is in accordance with Section 153 National Parks and Wildlife Act 1974 and will be finalised in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991.

<https://www.legislation.nsw.gov.au/#/view/act/1974/80/part12/div3/sec153>

Acquisition of the interests in the land for easements over private property of part Lot 13 DP 772053, part Lot 18 DP 837516, part Lot 17 DP 837516, will be in accordance with the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991*.

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**CCS20/040 LAND ACQUISITION - EASEMENTS FOR WATER  
SUPPLY AND TO PUMP SEWERAGE**

**S023-T00027, S023-T00001,  
LAND ID: 23032, 19431, 19438,  
19430**

If the acquisition of the easement within the private land cannot be negotiated by agreement, Council has power under section 187 *Local Government Act 1993* to acquire the interest in the land by compulsory process. Should the acquisition proceed by way of compulsory process Council must obtain consent from the Minister for Local Government.

A Plan of Proposed Easement will be prepared and lodged at NSW Land Registry Services and that part of the private properties and Eurobodalla National Park required for the easement will be transferred by registration of a Transfer Granting Easement and for part Bodalla State Forest by notice in the government gazette.

**Policy**

The acquisition of the interests in the land for easement purposes will proceed in accordance with the 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**

The Potato Point Sewerage Scheme involves the installation of a reticulated pressure sewerage system throughout the village and construction of a sewage pumping station and rising main. The new system will replace the existing on-site sewage management systems, significantly reducing the risk of harm to the environment and public health.

**Asset**

The easement will permit access by Council to construct and maintain the water and sewer infrastructure.

**Social Impact**

The Potato Point sewerage scheme is a priority project to improve the service to residents in the village and better protect the environment.

**Financial**

Compensation for the easements will be determined following valuations by registered valuer/s.

Together with compensation, Council will be responsible for costs associated with the acquisition including survey and legal fees, and the landowners' reasonable legal costs.

Costs associated with acquisition can be accommodated within the existing sewer and water fund reserves. A grant of \$3.22 million through the NSW State Government Restart program has previously been accepted by Council for the Potato Point Sewerage Scheme.

**Community and Stakeholder Engagement**

Council is discussing the works and acquisition with the landowners' of the private properties, National Parks and Wildlife Service and Forestry.

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**CCS20/040 LAND ACQUISITION - EASEMENTS FOR WATER  
SUPPLY AND TO PUMP SEWERAGE**

**S023-T00027, S023-T00001,  
LAND ID: 23032, 19431, 19438,  
19430**

**CONCLUSION**

This report recommends the acquisition of interests in land of part Bodalla State Forest, part Eurobodalla National Park and part private properties, along Potato Point Road, for water and sewer easements.

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**CCS20/041 LICENCE FOR PONY CLUB - SURF BEACH RESERVE**

**S023-T00017  
LAND ID 34213**

Responsible Officer: Amanda Jones - Acting Director Corporate and Commercial Services

Attachments: Nil

Outcome: 9 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**

Batemans Bay Pony Club Inc (the 'Pony Club') has been conducting pony club activities within Council's community land Lot 1 DP 126070 being Surf Beach Reserve, Surf Beach for many years. The existing licence has expired. The Pony Club has now expressed its interest in renewing the licence.

Public notice has been given. No submissions were received.

It is considered reasonable and appropriate that the Pony Club be granted a licence for twelve months for Pony Club activities in conjunction with a building maintenance agreement for the amenities building/club house, and renewals be considered on an annual basis.

### **RECOMMENDATION**

THAT

1. Council grant a twelve-month licence to Batemans Bay Pony Club for pony club activities within Lot 1 DP 126070 being Surf Beach Reserve, Surf Beach including the following conditions:
  - a. Payment of annual rental in line with the statutory Crown minimum (currently \$507 per annum plus GST) and subject to annual CPI increases
  - b. Provision of evidence of public liability insurance cover in the amount of at least \$20 million
  - c. Licensee enter into a Building Maintenance Agreement for the club house
  - d. Conditions generally in line with the previous licence.
2. The General Manager be given delegated authority to negotiate further licences.

### **BACKGROUND**

The Pony Club has been conducting its activities within the Surf Beach Reserve for approximately 35 years and constructed the club house and its amenities with a grant from the NSW Department of Sport and Recreation approximately 30 years ago.



**CCS20/041 LICENCE FOR PONY CLUB - SURF BEACH RESERVE**

**S023-T00017  
LAND ID 34213**

Licences have previously been granted to the Pony Club together with a building maintenance agreement for the amenities building/club house. The previous licence has expired and the Pony Club requested a further licence be granted to enable them continued use of the reserve.

*The Surf Beach Reserve Landscape Master Plan, incorporating pony club activities, was adopted by Council on 23 July 2013 as an amendment to the Generic Sportsgrounds Plan of Management.*

A twelve month licence is recommended at this stage whilst other possible uses for this reserve including the Pony Club is being considered during Plan of Management preparation.

**CONSIDERATIONS**

The licence area is shown in the plan below.



***Part Lot 1 DP 126070 Surf Beach Reserve, Surf Beach***

**Legal**

Lot 1 DP 126070 Surf Beach Reserve, Surf Beach is a Council public reserve classified as community land. Council can only issue a licence for a period up to 5 years after giving public notice and considering any submissions in accordance with Section 47A of the *Local Government Act 1993*.

<http://www.legislation.nsw.gov.au/#/view/act/1993/30/chap6/part2/div2/sec47a>

**Policy**

In line with the provisions of Council's Code of Practice - *Licensing of Council controlled Public Reserves and Associated Buildings*, an EOI was advertised in February 2020 for parties

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**CCS20/041 LICENCE FOR PONY CLUB - SURF BEACH RESERVE**

**S023-T00017  
LAND ID 34213**

interested in seeking a licence for periods up to 5 years to use any Council owned or controlled public reserves. No other party expressed an interest in using the same part of the reserve.

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

**Asset**

It will be a condition of the licence that the reserve be kept clean and tidy.

**Social Impact**

Batemans Bay Pony Club provides pony club activities to be enjoyed by locals and visitors.

**Financial**

It is considered appropriate the licence fee be in line with the statutory Crown minimum (currently \$507 per annum plus GST) and subject to annual CPI increases.

**Community and Stakeholder Engagement**

An EOI was called from interested parties wishing to conduct activities on Council controlled public reserves for a period of up to 5 years. No other party expressed an interest in using the same part of the reserve.

In accordance with Section 47A of the *Local Government Act 1993* and Council's *Community Engagement Framework* the intention to grant a licence to Batemans Bay Pony Club Inc within Council public reserve Lot 1 DP 126070 Surf Beach Reserve, Surf Beach was publicly notified for 28 days.

**CONCLUSION**

Batemans Bay Pony Club Inc has been conducting pony club activities within Surf Beach Reserve for many years offering recreational activities that promote a healthy lifestyle. They are keen to renew their licence.

It is considered reasonable for Council to support Batemans Bay Pony Club by granting a further twelve month licence in conjunction with a building maintenance agreement for the amenities building/club house.

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**CCS20/042 LICENCE FOR WATER SPORTS -VARIOUS RESERVES MALUA BAY, S023-T00017  
SURFSIDE AND CASEYS BEACH**

Responsible Officer: Amanda Jones - Acting Director Corporate and Commercial Services

Attachments: 1. Confidential - Attachment  
2. Confidential - Submissions

Outcome: 9 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**

Two local residents have submitted an application to obtain a twelve-month licence to hire eco-friendly non-motorised water sports equipment from a number of Council controlled Crown and community reserves. The applicants are named in the confidential attachment.

Public notice has been given and two submissions were received in relation to the proposed licence area at Surfside. Both submissions expressed concern that this small beach is not suitable due to it being the only Council designated off-leash area for dogs across three suburbs.

Following feedback the applicant has indicated that they are agreeable to an initial licence being issued at two of three suggested sites.

It is considered reasonable and appropriate, that a twelve-month licence be granted to the applicants for two of the three requested locations, with renewals considered on successful completion of the initial term.

**RECOMMENDATION**

THAT:

1. Council grant an initial one-year licence to operate within Crown Reserve R89171 Lot 7047 DP 1035133 Malua Bay and Lot D DP 327917 Caseys Beach subject to the following conditions:
  - a. The licence fee be in line with similar licences
  - b. The licence area is to be left clean and tidy after use, and any damage caused is to be rectified by the licence holder
  - c. The provision of \$20 million public liability insurance
  - d. Conditions generally in line with similar licences.
2. The General Manager be given delegated authority to negotiate further licences.

**BACKGROUND**

The applicants have expressed an interest in conducting the activities from the following locations, with only one location being used at any one time depending on conditions:

**CCS20/042 LICENCE FOR WATER SPORTS -VARIOUS RESERVES MALUA  
BAY, SURFSIDE AND CASEYS BEACH**

**S023-T00017**

1. Crown Reserve R89171 Lot 7047 DP 1035133 Malua Bay
2. Crown Reserve R58089 Lot 7311 DP 1140785 Clyde River, Surfside
3. Council owned (Community Land) Lot D DP 327917 Caseys Beach.

We have however received two submissions opposing the licence in the Surfside location.

An initial twelve-month licence to operate within licence areas at Malua Bay and Caseys Beach is proposed, with further renewals considered upon successful completion of the initial licence period.

**CONSIDERATIONS**

The applicants' equipment to be hired is non-motorised and will be either be sail, paddle or peddle.

The licence areas are shown in the sketches below.

1. Proposed Licence Area – Malua Bay





**CCS20/042 LICENCE FOR WATER SPORTS -VARIOUS RESERVES MALUA  
BAY, SURFSIDE AND CASEYS BEACH**

**S023-T00017**

**2. Proposed Licence Area – Surfside**



**3. Proposed Licence Area – Caseys Beach**



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**CCS20/042 LICENCE FOR WATER SPORTS -VARIOUS RESERVES MALUA  
BAY, SURFSIDE AND CASEYS BEACH**

**S023-T00017**

**Legal**

The following lots are under the management of Council as Crown Land Manager:

1. Lot 7047 DP 1035133 Malua Bay being part Crown Reserve 89171 for Public Recreation
2. Lot 7311 DP 1140785 Surfside being part Crown Reserve 58089 for Access/Public Recreation.

The following lot is Council owned Community Land:

3. Lot D DP 327917 Caseys Beach

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)

The water sports activities require a Marine Park permit to conduct commercial water sport activities issued in accordance with the *Marine Estate Management (Management Rules) Regulation 1999*.

<https://www.legislation.nsw.gov.au/#/view/regulation/1999/102/part1/div3/sec1.32>

The granting of a licence would be subject to the licensee obtaining this approval.

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 advertised in February 2020 for parties interested in seeking a licence for periods up to 5 years to use any Council owned or managed public reserves. [www.esc.nsw.gov.au/inside-council/council/council-policies/codes/Licencing-of-councilcontrolled-public-reserves-and-associated-buildings-code-of-practice.pdf](http://www.esc.nsw.gov.au/inside-council/council/council-policies/codes/Licencing-of-councilcontrolled-public-reserves-and-associated-buildings-code-of-practice.pdf)

No other party expressed an interest in using the same part of these reserves.

**Environmental**

In issuing this licence Council continues to support environmentally sustainable businesses.

**Asset**

The licence includes a standard requirement that the licensee must keep the premises clean, tidy and in a good state of repair.

**Social Impact**

The applicants promote water safety and provide the opportunity for locals and visitors alike to enjoy non-motorised watersports activities.

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**CCS20/042 LICENCE FOR WATER SPORTS -VARIOUS RESERVES MALUA  
BAY, SURFSIDE AND CASEYS BEACH**

**S023-T00017**

**Economic Development Employment Potential**

The proposal would increase the range of activities available for visitors, which may lead to increased visitation, length of stay and expenditure.

**Financial**

It is considered appropriate the licence fee be in line with similar licences being \$1242.00 plus GST per annum increased annually by CPI.

**Community and Stakeholder Engagement**

An EOI was called in February 2020 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.

In accordance with Section 47A of the *Local Government Act 1993* and Council's Community Engagement Framework the intention to grant licences to the business over a number of Council managed reserves will be publicly notified for 28 days.

The submissions received are attached to this report for consideration.

**CONCLUSION**

An application for a licence to operate a non-motorised watersports hire business from various reserves following public notification has been received.

An initial twelve-month licence is proposed and, following comments received during the notification period, it is considered reasonable and appropriate for Council to issue a licence within areas at Malua Bay and Caseys Beach with renewals considered on successful completion of the initial term.

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**CAR20/017 PUBLIC ART ADVISORY COMMITTEE RECOMMENDATION**

**S003-T00034**

Responsible Officer: Kathy Arthur - Director Community, Arts and Recreation Services  
Attachments: Nil  
Outcome: 2 Celebrated Creativity, Culture and Learning  
Focus Area: 2.1 Support and encourage the expression of our vibrant creative arts sector  
Delivery Program Link: 2.1.1 Develop and promote creative arts activities and industries  
Operational Plan Link: 2.1.1.1 Co-ordinate the Public Art Advisory Committee and associated projects

**EXECUTIVE SUMMARY**

This report is to provide background information and recommendations from Council's Public Art Advisory Committee (PAAC) regarding:

- the installation of the Ack Weyman memorial sculpture
- the relocation of the Mick Weyman bronze sculpture, and
- the acceptance of the works as gifts upon completion.

The Memorial Sculpture Committee, a subcommittee of the Moruya Rugby League Football Club, has commissioned a bronze statue of Ack Weyman as a companion piece to the existing bronze of local footballer Mick Weyman, currently situated in Russ Martin Park, Moruya. The newly commissioned piece is by the same local artist, Terry Fuller, who created the existing Mick Weyman bronze.

The committee has been fundraising all year and would like to see both bronzes located at the Moruya showground, at the entrance to the Ack Weyman oval, and include some landscaping to enhance the area.

**RECOMMENDATION**

THAT Council:

1. Endorse the installation of the commissioned sculpture of Ack Weyman at the Moruya Showground.
2. Endorse the relocation of the Mick Weyman sculpture to the same site; and
3. Accept the works as part of Council's permanent collection.

**BACKGROUND**

Ack Weyman was a community member of standing and an advocate for rugby league in Moruya, who passed away late in 2019. Ack was a driving force behind establishing the rugby league oval at the Moruya Showground which was named in his honour.

The committee would like to place the two sculptures either side of the Ack Weyman Oval sign in the entry to the facility, with the Mick Weyman statue on the left and Ack Weyman on the

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**CAR20/017 PUBLIC ART ADVISORY COMMITTEE RECOMMENDATION**

**S003  
T00034**

right. The proposal includes an upgrade of the existing sign with stone pillars to be placed at the project site acting as a landscape feature.

The existing Mick Weyman sculpture was submitted to the PAAC in 2011. At this time, the PAAC recommended installation at the Moruya Showground. The Moruya Chamber of Commerce preferred a more prominent site and Russ Martin Park was chosen as an interim location, with a view that the sculpture be relocated to the showground at a later date.

With the death of Ack Weyman in 2019 and the new commission underway, the Memorial Sculpture Committee believe it to be an ideal time to relocate the original piece.

**CONSIDERATIONS**

The PAAC has considered the importance and standing of Ack Weyman to the local community as well as the suitability of the site for the sculptures.

The Memorial Sculpture Committee has raised funds throughout 2020, and the relocation, installations and landscaping will be fully funded and at no cost to Council.

Ongoing maintenance is minimal as bronze and the supporting Moruya granite are considered enduring materials.

Having also reviewed the minutes from the submission in 2011 recommending the Mick Weyman sculpture be placed at the showground site, the PAAC support the submission for installation, relocation and acceptance of the gift of the work.

**Community and Stakeholder Engagement**

We have collaborated with the community by seeking advice, ideas, and recommendations from Council's Public Art Advisory Committee.

**CONCLUSION**

The PAAC recommends the installation of the commissioned sculpture of Ack Weyman at the Moruya Showground as well as the relocation of the Mick Weyman sculpture to the same site and the acceptance of the works as part of Council's permanent collection.

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## 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.

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## 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.



<b>Acronym</b>	<b>Meaning</b>	<b>Description</b>
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.

<b>Acronym</b>	<b>Meaning</b>	<b>Description</b>
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.

<b>Acronym</b>	<b>Meaning</b>	<b>Description</b>
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.

<b>Acronym</b>	<b>Meaning</b>	<b>Description</b>
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.

<b>Acronym</b>	<b>Meaning</b>	<b>Description</b>
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.

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<b>Acronym</b>	<b>Meaning</b>	<b>Description</b>
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.