



# **AGENDA**

**Ordinary Meeting of Council**

**27 February 2018**



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

**ON TUESDAY 27 FEBRUARY 2018**

**COMMENCING AT 10.00AM**

**AGENDA**

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

- 1. WELCOME, ACKNOWLEDGEMENT OF COUNTRY & EVACUATION MESSAGE**
- 2. APOLOGIES**  
Nil
- 3. PUBLIC FORUM (AGENDA ITEMS ONLY)**
- 4. CONFIRMATION OF MINUTES OF PREVIOUS MEETING**  
4.1 Ordinary Meeting held on 13 February 2018
- 5. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA**  
(Declarations also to be made prior to discussions on each item)
- 6. MAYORAL REPORTS**  
Nil
- 7. NOTICES OF MOTION**  
Nil
- 8. QUESTIONS ON NOTICE FROM COUNCILLORS**  
Nil
- 9. PETITIONS**  
Nil

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**18. CONFIDENTIAL MATTERS**

**DR CATHERINE DALE  
GENERAL MANAGER**

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**GMR18/004 DELIVERY PROGRAM 2017-21 SIX MONTHLY PERFORMANCE UPDATE JULY - DECEMBER 2017 E16.0029**

Responsible Officer: Dr Catherine Dale - General Manager

Attachments: 1. Under Separate Cover - Six Monthly Performance Update July - December 2017

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: 9.1.1 Undertake sound, best practice long term community and corporate planning

Operational Plan Link: 9.1.1.2 Report on the progress of implementing community vision

### **EXECUTIVE SUMMARY**

The purpose of this report is to provide an update on Council's progress in implementing the community's vision as articulated in the Integrated Planning and Reporting suite of documents, the Community Strategic Plan 2017 – One Community, the Delivery Program 2017-21 and Operational Plan 2017-18.

Local councils in NSW are required to undertake its planning and reporting activities in accordance with the local government Integrated Planning and Reporting (IPR) framework.

In accordance with Section 404 of the *Local Government Act 1993* and the Integrated Planning and Reporting guidelines for Local Government, Council is required to provide progress reports with respect to the activities detailed in the Delivery Program every six months.

The Delivery Plan 2017-21 and Operational Plan 2017-18 consists of 79 activities and 240 operational actions. As of 31 December 2017 97.6% of the actions are on track, 2% on hold and 0.4% requiring attention.

### **RECOMMENDATION**

THAT the Six Monthly Performance Update Report July – December 2017 be received and noted.

### **BACKGROUND**

Local councils in NSW are required to undertake its planning and reporting activities in accordance with the local government Integrated Planning and Reporting (IPR) framework.

The Community Strategic Plan is the highest level plan that Council prepares as part of the IPR framework. This plan identifies and articulates the community's long term aspirations, priorities and vision of *friendly, responsible, thriving and proud*. Council endorsed the Community Strategic Plan 2017 – One Community in June 2017.

The Delivery Program and Operational Plan outlines the four year activities and annual actions Council will undertake to contribute to achieving our community's vision. Council adopted the Delivery Program 2017-21 and Operational Plan 2017-18 in June 2017. This document focus' on

**GMR18/004 DELIVERY PROGRAM 2017-21 SIX MONTHLY PERFORMANCE  
UPDATE JULY - DECEMBER 2017**

**E16.0029**

building a sustainable future for Eurobodalla and delivering key services, key projects, capital works and infrastructure maintenance to support the community in its daily activities, economic development and employment growth.

**CONSIDERATIONS**

Our community vision is to be friendly, responsible, thriving and proud. To achieve this the Community Strategic Plan 2017 – One Community, identifies nine outcome areas with 34 supporting strategies, all linked to the community vision.

The Delivery Plan 2017-21 and Operational Plan 2017-18 consists of 79 activities and 240 operational actions. As of 31 December 2017 97.6% of the actions are on track, 2% on hold and 0.4% requiring attention. The table below summaries the number of actions on track, on hold and needs attention per outcome.

Outcome	On Track	On Hold	Needs Attention
<b>Strong Communities, Desirable Lifestyle</b>	34		
<b>Celebrated Creativity, Culture and Learning</b>	27	1	
<b>Protected and Valued Natural Environment</b>	27		
<b>Sustainable Living</b>	23		
<b>Vibrant and Diverse Economy</b>	29	3	
<b>Responsible and Balanced Development</b>	16	1	
<b>Connected and Accessible Places</b>	15		1
<b>Collaborative and Engaged Community</b>	14		
<b>Innovative and Proactive Leadership</b>	49		
<b>Total</b>	<b>234</b>	<b>5</b>	<b>1</b>

The actions and explanations for items currently on hold include:

- 2.2.1.4 Review Children’s Service business model - Funding applications for Children's Services Family Day Care and Out Of School Hours programs have been submitted and planning around budgets and engagement have been completed. The review of the Children's Services business model is on hold whilst awaiting the outcome of the funding applications.
- 5.2.1.1 Facilitate the Business Advisory Committee and associated projects - Business Advisory committee’s Terms of Reference are currently under review.
- 5.3.1.1 Facilitate the Tourism Advisory Committee and associated projects - The review of the Eurobodalla Destination Management identified the need for a robust review of the Tourism Advisory committee. This review has commenced.
- 5.3.1.7 Review the Tourism Advisory Committee Terms of Reference - The Tourism Advisory committee’s Terms of Reference are currently under review.

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**GMR18/004 DELIVERY PROGRAM 2017-21 SIX MONTHLY PERFORMANCE  
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- 6.1.2.4 Revise Infrastructure Contributions Plans - On hold pending the completion of the review of the Recreation and Open Space Strategy.

The action requiring attention is 7.4.1.2 Commence implementation of stage 1 and 3 of the Moruya Airport Master Plan. Delays in obtaining Aboriginal Heritage approvals have caused a resultant delay in delivery of this project.

Further details can be found in the attachment – Delivery Program 2017-21, Operational Plan 2017-18, Six Monthly Performance Update July – December 2017.

**Legal**

In accordance with Section 404 of the *Local Government Act 1993* and the Integrated Planning and Reporting guidelines for Local Government, Council is required to provide progress reports with respect to the activities detailed in the Delivery Program every six months.

**Policy**

The Delivery Program and Operational Plan draws on and implements actions contained in related Council policy documents.

**Asset**

The 2017-18 Capital Program included in the Operational Plan 2017-18 focused on sustaining community infrastructure through the renewal of assets and a provision for new infrastructure to meet demand from growth and progressively address network deficiencies. Council is currently on track in delivering the adopted capital program. In addition, Council continues to work with peak bodies to advocate to the NSW and Australian governments for enhanced asset funding models to better support regional communities across NSW.

**Financial**

Council is required to report financial performance on a quarterly basis. The December Quarterly Review Statements are prepared in accordance to the *Local Government Act 1993* and the Quarterly Budget Review Statement Guidelines. They will be presented to Council in a separate report.

**Community and Stakeholder Engagement**

The Six Monthly Performance Update Report is an informing document for the community and will be published on Council's website.

**CONCLUSION**

This Delivery Program 2017-21 Six Monthly Performance Update July - December 2017 report provides an update of Council's progress to achieving our community's vision as articulated in the Community Strategic Plan 2017 – One Community.

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**PSR18/003 COMPANION ANIMALS MANAGEMENT PLAN - EXERCISING OF DOGS ON LONG BEACH E17.1258**

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

Attachments: 1. Confidential - submissions  
2. Summary of submissions to proposed amendments to Long Beach dog exercise areas

Focus Area: Liveable Communities

Delivery Program Link: L1.3 Implement recreation and community development initiatives

Operational Plan Link: L1.3.8 Support capacity building of community and recreation groups

### **EXECUTIVE SUMMARY**

This report details community submissions received to proposed amendments to Council's Companion Animal Management Plan 2015-2019 (the Plan). The amendment to the Plan relates to trial a change in dog exercise areas in Long Beach.

On 14 November 2017 Council resolved to publicly exhibit the proposed amendments to the Plan. The amendments were publicly exhibited from 29 November 2017 to 29 December 2017. A total of 31 formal submissions were received.

There were a wide range of views and a large number of submissions addressed a variety of issues such as: alternative signage; expansion of the trial to other areas; the need for more prohibited areas throughout Eurobodalla Shire; provision of additional dog bag dispensers; education about responsible dog ownership, and increased compliance and enforcement.

There were a diverse range of issues raised and views expressed, both for and against the proposed changes to the current arrangements, ie, beach access points and extension of the prohibited area. These issues, in addition to the other issues raised, indicates that further community and stakeholder engagement and consideration is required. This will be undertaken as part of the comprehensive review of Council's Companion Animal Management Plan. The review will consider dog exercise areas across Eurobodalla Shire and consistency with approach, improved signage, dog bag dispensers, compliance and education.

Broad community consultation will be undertaken with the aim of balancing competing usage of finite public areas related to dog exercise areas, and improving responsible pet ownership.

### **RECOMMENDATION**

THAT Council:

1. Not proceed with the proposed trial for off-leash area to the west of the toilet block for the purpose of exercising dogs, except between 1 December 2017 to 30 January 2018, when dogs must be on-leash between 9am and 5pm.
2. Not proceed with the proposed trial extension of the prohibited area to the east of the toilet block.



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**PSR18/003 COMPANION ANIMALS MANAGEMENT PLAN - EXERCISING OF  
DOGS ON LONG BEACH**

**E17.1258**

3. Consider the submissions in the review of the Companion Animal Management Plan.
4. Undertake broader community consultation on options for exercising of dogs on Long Beach as part of the review of the Companion Animal Management Plan.
5. Thank and advise people who made a submission of Council's decision.

**BACKGROUND**

On 14 November 2017, Council resolved that:

1. *Long Beach beach area to the west of the toilet block be off-leash for the purpose of exercising dogs, except for 1 December 2017 to 30 January 2018 when dogs must be on-leash between 9am and 5pm.*
2. *Long Beach beach area to the east of the toilet block be prohibited to dogs.*
3. *This proposal, of a trial period, be exhibited for 28 days in line with current protocols and a further report be considered by Council.*
4. *Write to the Long Beach Community Association to advise of this proposal and request that they inform their members, as well as a Council media release, advising the broader community of the changes.*

Concerns had been raised from residents in the Long Beach area in regard to the exercising of their dogs on public reserves and beaches.

**CONSIDERATIONS**

The aim of companion animal management is to balance community amenity, animal welfare and environmental management, while promoting the benefits of responsible pet ownership, consistent with the requirements of the *Companion Animal Act 1998*.

Council has commenced the review of Council's Companion Animal Management Plan (hereafter referred to as the Plan) in 2017-2018. The review of the Plan has been brought forward in response to community interest, particularly in regard to regulating and providing recreational areas for dogs in public places across Eurobodalla Shire.

The varied and opposing views, both for and against dogs in public spaces in Long Beach, highlights the need for a balanced and considered approach to managing competing usage and the limited number of suitable areas in Eurobodalla Shire. It is also important to provide areas for pet owners to readily exercise their pets, considering legislative requirements, public safety and environmental constraints, along with consistency of approach across Eurobodalla Shire.

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**PSR18/003 COMPANION ANIMALS MANAGEMENT PLAN - EXERCISING OF  
DOGS ON LONG BEACH**

**E17.1258**

The submissions received raised a wide range of matters, which merit being considered in the review of the Companion Animal Management Plan and dog exercise areas to ensure there is consistency across Eurobodalla Shire.

**Legal**

The *Companion Animals Act 1998* provides the legal framework for the effective and responsible care and management of companion animals.

**Policy**

The Plan, which was prepared in consultation with the community and stakeholders, includes details on animal, community and environmental issues, monitoring and review, exercise areas and prohibitions. A major focus of the Plan is the regulation of dog exercise areas, which includes the time-share, off-leash, leashed and prohibited areas.

The Plan was developed with the view to allow for competing uses at a range of popular locations within Eurobodalla Shire, and is currently under review.

**Environmental**

Consideration of impacts on the natural environment is required in accordance with legislative requirements.

**Social Impact**

Amendments to the Plan aim to balance competing demands for the use of public reserves by the community, taking into account the environment, and in accordance with relevant legislation.

The opportunity to review the Plan and consider the appropriateness of the Long Beach proposal will provide valuable feedback for the formalisation and management of dogs in public places.

**Financial**

The financial costs associated with the review of the Plan will be supported through existing Council budgets. Financial costs to implement the Plan will be considered as part of the review and determined by Council.

**Community and Stakeholder Engagement**

The proposed amendments were publicly exhibited for 28 days and were placed on Council's website. Information was also available at the Batemans Bay, Moruya and Narooma libraries and Moruya customer service centre. The proposal was also promoted via media release, social media and public notice advertisement. Correspondence was also forwarded to the Long Beach Community Association and residents that abut the reserve area.

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**PSR18/003 COMPANION ANIMALS MANAGEMENT PLAN - EXERCISING OF  
DOGS ON LONG BEACH**

**E17.1258**

A total of 31 formal submissions were received and a summary of the submissions follows. Thirty submissions were from individuals and one was from an organisation:

- Four supported the recommendations as proposed.
- Nine supported the recommendation for an off-leash area for exercising dogs, except between 1 December 2017 to 30 January 2018 when dogs must be on-leash between 9am and 5pm, however, raised concerns regarding the proposed access point being to the west of the toilet block (instead of the existing access at the Bay Road carpark), and/or with the proposed extension of the area to the east of the toilet block being prohibited to dogs.
- Five supported the proposed extension of the prohibited area to the east of the toilet block.
- Nine did not support the recommendations as proposed, raising concerns relating to the access point for the off-leash area being to the west of the toilet block, potentially creating a conflict of use with the newly established playground and BBQ area, problems with parking, safety concerns regarding pedestrian access and wanting additional prohibited and/or timeshare arrangements.
- Four submissions were also received on other matters related to companion animals, particularly relating to dog bag dispensers and exercise areas unrelated to the items specifically publicly exhibited.

In addition to the formal submissions, the Facebook post reached 4,850 people and attracted 206 reactions, comments and shares. This included:

- 94 likes and three 'loves'
- 86 comments
- 23 shares
- 54 clicks on the link to our website.

Of the 86 comments on Facebook:

- 22 were directly related to the Long Beach proposal.
- 10 were related to the broader Companion Animal Management Plan review.
- The remaining comments were questions largely related to people describing their negative experiences about dogs on beaches.

Of the 22 comments relevant to the Long Beach trial proposal:

- 16 supported the trial.
- 2 supported the trial with conditions.
- 4 made suggestions giving no indication whether they supported it or not.

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**PSR18/003 COMPANION ANIMALS MANAGEMENT PLAN - EXERCISING OF  
DOGS ON LONG BEACH**

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Whilst the Facebook posts are not formal submissions, they provide insight into the community's views on the proposal, and more broadly, on dog related issues. Many of these issues are to be considered as part of the review of the Plan.

In addition, there have been over 30 public submissions to the draft Recreational and Open Space Strategy which relate to companion animal matters. This highlights, broadly, the interest in the community on dog exercise areas and the overall management of dogs in Eurobodalla Shire.

A community engagement plan is being prepared for the Companion Animal Management Plan. This will aim to seek community and stakeholder feedback and consider matters such as: dog exercise areas; signage; compliance; dog bag dispensers; education on responsible pet ownership; and dog registration.

Preliminary actions taken to date include:

- review of previous Council Companion Animal Management Plans
- review of similar plans and exercise area examples from other councils, including the traffic light system (green = off-leash, orange = on-leash – timeshare, red = prohibited)
- audit of dog signage across Eurobodalla Shire and signage usage in other local government areas
- options for improving signage
- options related to dog bags dispensers and the requirement for single-use plastic
- review of informal areas that are commonly used for off-leash exercise
- review of statistics regarding complaints and issues associated with companion animals
- investigate additional educational material on responsible pet ownership
- review Council website and brochures related to dog matters
- requirements for exercise area for dog training in Batemans Bay
- roundtable meetings and interviews conducted with stakeholders on the Plan and dog exercise areas in Eurobodalla Shire.

## **CONCLUSION**

The varied views from Long Beach highlights the differing views on managing dog recreational and exercise areas across Eurobodalla Shire. Council has commenced the review of the Companion Animal Management Plan, and this has a focus on balancing the competing needs of the broader community.

A comprehensive review of the Plan, inclusive of broad community consultation, is underway and should be supported to enable a robust discussion and final decision making by Council on the Plan, particularly in regard to dog exercise areas across Eurobodalla Shire. It is important to ensure there is a consistent approach to enable community understanding and acceptance of the Plan, particularly related to dog exercise areas.

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**PSR18/003 COMPANION ANIMALS MANAGEMENT PLAN - EXERCISING OF  
DOGS ON LONG BEACH**

**E17.1258**

The Plan will aim to seek a balance between competing interests and views within the community in regard to exercise areas and responsible pet ownership.

The submissions received for the proposed trial for the exercising of dogs on Long Beach will be noted and considered in the review of the Companion Animal Management Plan.

**SUMMARY OF SUBMISSIONS – PROPOSED AMENDMENTS TO THE COMPANION ANIMAL MANAGEMENT PLAN FOR THE TRIAL OF EXERCISING DOGS ON LONG BEACH**

<b>PROPOSED AMENDMENTS TO THE COMPANION ANIMAL MANAGEMENT PLAN FOR THE TRIAL OF EXERCISING DOGS ON LONG BEACH</b>			
<b>Correspondent</b>	<b>For or against</b>	<b>Comment</b>	<b>Staff comment</b>
Individual	Against	Disappointed that survey results from LBCA were not taken into account by councillors.	
Individual	n/a	Supports original LBCA proposal.	
Individual	n/a	Should expand 24h off-leash to Mosquito Bay, Wimbie Beach, and Sunshine Bay.	Unrelated to proposed amendment.
Individual	For	Exercise area should start at end of Sandy Place and should include Feb as on-leash.	The amendment was for the west of the new toilet block and includes Dec/Jan only.
Individual	For	Agree with extension of prohibited area.	
Individual	For	Agree with extension of prohibited area – excellent improvement. Increased enforcement required.	
Individual	n/a	Should expand to Moruya Heads.	Unrelated to proposed amendment.
Individual	For	Great idea to extend off-leash hours – additional dog dispensers needed.	Dog dispensers not considered as part of proposed amendment.
Individual	n/a	More compliance required in Mystery Bay.	Unrelated to proposed amendment.
Individual	For	Reservations re: change of boundary – longer distance for people to walk their dogs - Council should consider red, orange and green zones as used in Shoalhaven.	Discussion of traffic light zones being considered as part of the <i>Companion Animals Management Plan 2015-19</i> review. Includes red for prohibited, green for off-leash and orange on-leash under time share arrangements.

ORDINARY COUNCIL OF EUROBODALLA SHIRE COUNCIL ON TUESDAY 27 FEBRUARY 2018  
 PSR18/003 COMPANION ANIMALS MANAGEMENT PLAN - EXERCISING OF DOGS ON LONG BEACH  
 ATTACHMENT 2 SUMMARY OF SUBMISSIONS TO PROPOSED AMENDMENTS TO LONG BEACH  
 DOG EXERCISE AREAS

SUMMARY OF SUBMISSIONS – PROPOSED AMENDMENTS TO THE COMPANION ANIMAL MANAGEMENT PLAN FOR THE TRIAL OF EXERCISING DOGS ON LONG BEACH

PROPOSED AMENDMENTS TO THE COMPANION ANIMAL MANAGEMENT PLAN FOR THE TRIAL OF EXERCISING DOGS ON LONG BEACH			
Correspondent	For or against	Comment	Staff comment
Individual	For	No change preferred – recommend trial of red, orange, green zones – request consider widening and improving access tracks – snakes.	Discussion of traffic light zones being considered as part of the <i>Companion Animals Management Plan 2015-19</i> review.
Individual	n/a	Please consider the installation of bags and signs at Duesbury Beach.	Unrelated to proposed amendment. Discussions regarding signage and bag dispensers are being considered as part of the <i>Companion Animals Management Plan 2015-19</i> review.
Individual	Against	Wants entire Long Beach area prohibited – if not, please extend the area from all residential areas in Sandy Place.	The amendment was for the west of the new toilet block and 24h off-leash except in Dec/Jan when on-leash between 9am to 5pm.
Individual	For	Sensible and well balanced decision – support the extension of the prohibition zone.	
Individual	For	Extending the dog-free zone is a greatly valued improvement.	
Individual	For	Eastern extension of the prohibited area should be left as it currently is (eg, end of Bay Rd).	
Individual	For	Fully support the trial changes – constantly faced with irresponsible dog owners – would like to see Rangers continue to enforce the proposed rules.	Dog owners are required to have animals under control.
Individual	For	Wise and considerate solution to dog control at Long Beach.	
Individual	Against	Proposed amendments heavily in favour of pet owners – Council must visit regularly to enforce regulations.	
Individual	For	Fair to residents and dog owners.	

ORDINARY COUNCIL OF EUROBODALLA SHIRE COUNCIL ON TUESDAY 27 FEBRUARY 2018  
 PSR18/003 COMPANION ANIMALS MANAGEMENT PLAN - EXERCISING OF DOGS ON LONG BEACH  
 ATTACHMENT 2 SUMMARY OF SUBMISSIONS TO PROPOSED AMENDMENTS TO LONG BEACH  
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SUMMARY OF SUBMISSIONS – PROPOSED AMENDMENTS TO THE COMPANION ANIMAL MANAGEMENT PLAN FOR THE TRIAL OF EXERCISING DOGS ON LONG BEACH

PROPOSED AMENDMENTS TO THE COMPANION ANIMAL MANAGEMENT PLAN FOR THE TRIAL OF EXERCISING DOGS ON LONG BEACH			
Correspondent	For or against	Comment	Staff comment
Individual	For	Agree with time restrictions being relaxed – do not agree with the new entry/exit point to Sandy Place. Should wait until actual CAMP review is finalised to get best outcomes.	
Individual	Against	Numerous concerns with change of entry/exit point at Sandy Place, eg, significant increase in cars parking on lawn. Uncontrolled dogs, unleashed, harassing people and not collecting faeces with no litter bins for disposal.	Multiple concerns raised. Major concern is negative impact on amenity, uncontrolled dogs and increased parking congestion.
Organisation – Long Beach Community Association (LBCA)	Against	Disappointed LBCA submissions not considered. Introduces new prohibited area which the community did not want. Would support red, orange, green to signage/zoning.	Discussion of traffic light zones being considered as part of the <i>Companion Animals Management Plan 2015-19</i> review.
Individual	Against	Disappointed LBCA submissions not considered. Introduces new prohibited area which the community did not want. Would support red, orange, green to signage.	Discussion of traffic light zones being considered as part of the <i>Companion Animals Management Plan 2015-19</i> review.
Individual	For	Current rules are fair and working well.	
Individual	For	Supports the 24h off-leash proposal. Strongly oppose – additional prohibited zoning, reduces the area available to dogs significantly and adds another kilometre to the walk for east Long Beach. Would support red, orange, green compromise.	Discussion of traffic light zones being considered as part of the <i>Companion Animals Management Plan 2015-19</i> review.



**SUMMARY OF SUBMISSIONS – PROPOSED AMENDMENTS TO THE COMPANION ANIMAL MANAGEMENT PLAN FOR THE TRIAL OF EXERCISING DOGS ON LONG BEACH**

<b>PROPOSED AMENDMENTS TO THE COMPANION ANIMAL MANAGEMENT PLAN FOR THE TRIAL OF EXERCISING DOGS ON LONG BEACH</b>			
<b>Correspondent</b>	<b>For or against</b>	<b>Comment</b>	<b>Staff comment</b>
Individual	Against	Concerns re: access point and additional parking problems and changes will see conflict in land use eg, playground, BBQs, dogs off-leash etc.	Multiple concerns raised. Major concern is conflict of uses between BBQ/playground area and off-leash access point.
Individual	Against	Believes the changes are unnecessary. Not in best interests of the community - will see reduced outcomes for dog owners.	Proposed amendments provide increased access to the beach for dog owners.
Individual	For	Strongly supports.	
Individual	Against	Totally opposed – dog owners irresponsible.	
Individual	For	From Broulee – supports extension of prohibited area at Long Beach. Would also support additional prohibited zones at Broulee North from Mossy Point.	Discussion of zonings of other areas being considered as part of the <i>Companion Animals Management Plan 2015-19</i> review.

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**CCS18/007 EXTENSION OF RIGHT OF CARRIAGEWAY - CRANBROOK ROAD,  
BATEMANS BAY 88.1180.D**

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

Attachments: 1. Confidential - Registered Proprietor

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**

Lot 102 DP 1170964 is Council owned operational land in the industrial area being 25 Cranbrook Road, Batemans Bay.

A Right of Carriageway (ROC) was registered over this property on 8 November 1995 to provide access to part of the rear of Lot 1 DP 713567 Sharon Road, Batemans Bay.

The owner of Lot 1 DP 713567 has requested the ROC be extended along the full length of their rear boundary to ensure continued access for their business operations. It is proposed to extend the existing ROC an additional approximately 55 metres to facilitate this access.

Infrastructure Services has confirmed there are no infrastructure concerns regarding the extension of the ROC.

All survey and legal costs associated with the ROC, together with payment of compensation to Council, will be borne by the applicant.

It is considered reasonable and appropriate that the ROC be granted in accordance with Council's *Land Acquisition and Disposal Policy*.

### **RECOMMENDATION**

THAT

1. All actions necessary be taken to extend the Right of Carriageway within Lot 102 DP 1170964 in accordance with Council's *Land Acquisition and Disposal Policy*.
2. All costs associated with the acquisition of the Right of Carriageway, Council's reasonable legal and valuation costs, be borne by the applicant.
3. Compensation for the Right of Carriageway be determined in accordance with a valuation by a registered valuer.
4. Authority be given to affix the Common Seal of Council to the necessary documentation associated with the Right of Carriageway.

**CCS18/007 EXTENSION OF RIGHT OF CARRIAGEWAY - CRANBROOK ROAD,  
BATEMANS BAY**

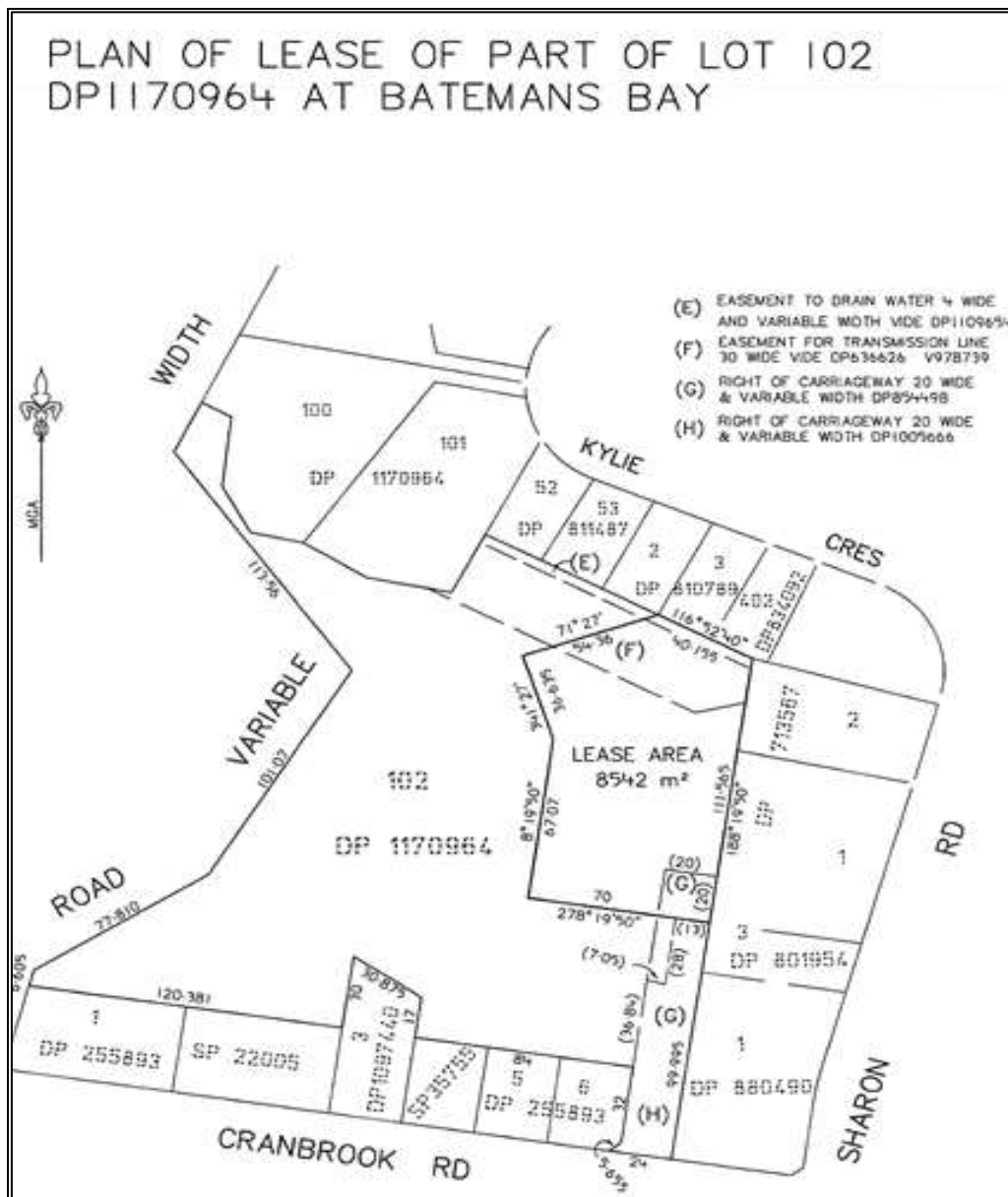
88.1180.D

**BACKGROUND**

Lot 102 DP 1170964 is Council owned operational land in the industrial area being 25 Cranbrook Road, Batemans Bay. On 8 November 1995 a ROC was registered over the property to provide access to the rear of part of Lot 1 DP 713567 Sharon Road, Batemans Bay.

Council reviewed the long term strategy for this site and, at its meeting held on 13 December 2016, resolved to enter into a five-year lease with the owners of Lot 1 DP 713567 (the Applicant) for Part Lot 102 DP 1170964, 25 Cranbrook Road, Batemans Bay. The existing ROC and requested extension of the ROC, will ensure the continuation of access for themselves or any tenants through the rear of their property following conclusion of the Lease.

The existing ROC and lease area are shown in the diagram.

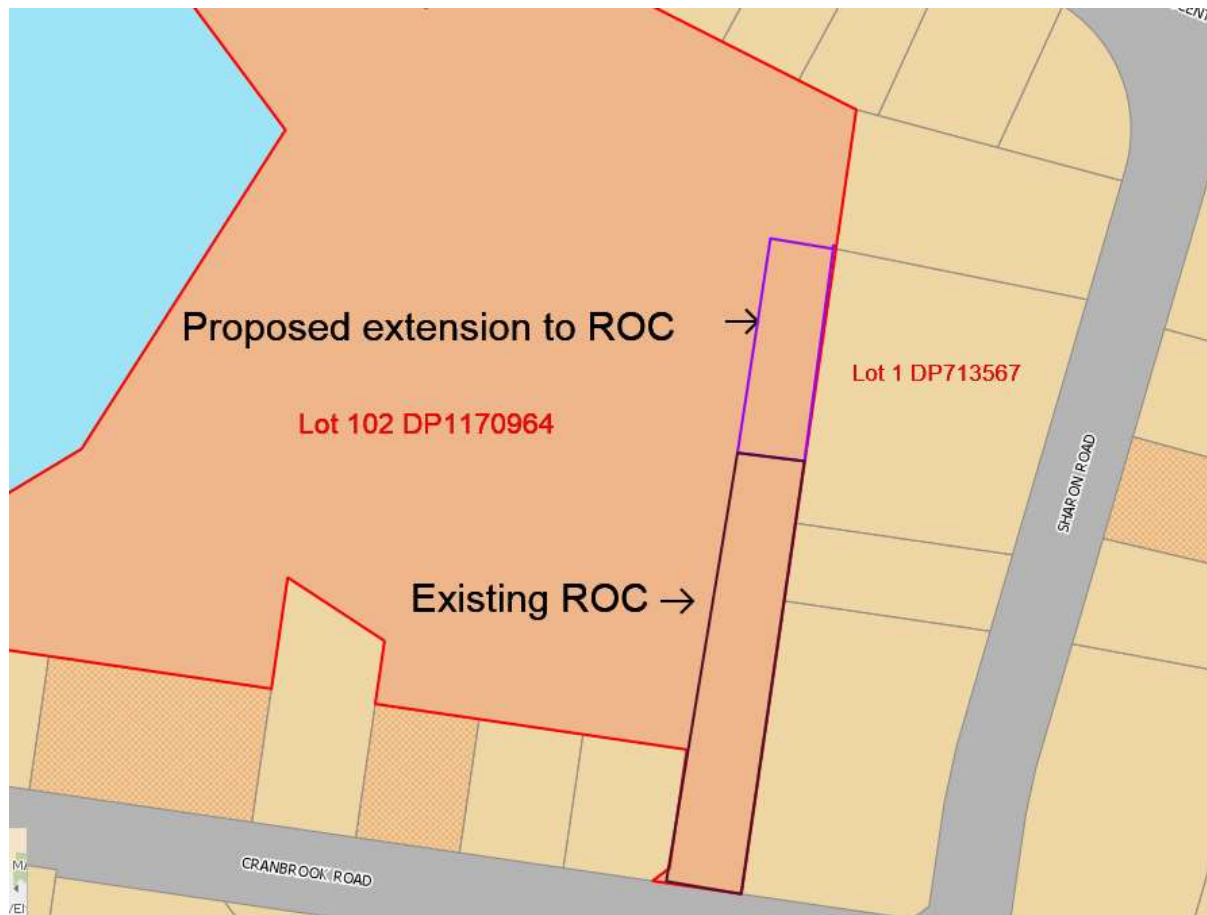


Plan of lease of part of Lot 102 DP 1170964 – 25 Cranbrook Road, Batemans Bay

**CCS18/007 EXTENSION OF RIGHT OF CARRIAGEWAY - CRANBROOK ROAD,  
BATEMANS BAY**

**88.1180.D**

The proposed Right of Carriageway is shown in the sketch below.



*Proposed extension of Right of Carriageway over Lot 102 DP 1170964,  
25 Cranbrook Road, Batemans Bay*

**CONSIDERATIONS**

**Legal**

As operational land there is no impediment to granting a ROC in favour of Lot 1 DP 713567.

**Policy**

The extension of the ROC 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)

**Financial**

All survey and legal costs associated with the ROC will be borne by the applicant. Compensation to Council for the extended ROC will be determined by a registered valuer.

The applicant will be responsible for maintaining the ROC in good repair and condition as required by Council.

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**CCS18/007 EXTENSION OF RIGHT OF CARRIAGEWAY - CRANBROOK ROAD,  
BATEMANS BAY**

**88.1180.D**

**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 land dealings within operational land and engagement is not proposed.

**CONCLUSION**

The owner of Lot 1 DP 713567 which benefits from the existing ROC within Council operational land at Cranbrook Road, Batemans Bay, has requested the ROC be extended along the full length of their rear boundary to ensure continued access for their business operations.

Infrastructure Services has confirmed there are no infrastructure concerns regarding the extension of the ROC.

Subject to the applicant paying all costs together with compensation to Council, it is appropriate an extension to the ROC benefitting Lot 1 DP 713567 be granted.

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**CCS18/008 DECEMBER QUARTERLY BUDGET REVIEW**

**E05.9535**

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

Attachments:

1. Under Separate Cover - Attachment 1(a) - Fund Flow Statement
2. Under Separate Cover - Attachment 1(b) - Consolidated Income Statement
3. Under Separate Cover - Attachment 1(c) - Capital Program Statement
4. Under Separate Cover - Attachment 1(d) - Projected Fund Balances Statement
5. Under Separate Cover - Attachment 1(e) - Budget Amendments Report
6. Under Separate Cover - Attachment 1(f) - Special Rate Variation Projects
7. Under Separate Cover - Attachment 2 - Consultancy, Legal and Contractors Report
8. Under Separate Cover - Attachment 3 - Key Performance Indicators
9. Under Separate Cover - Attachment 4 - Mayoral and Councilor Expenditure

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**

This Budget Review reports on Council's performance against the current Operational Plan budget for the quarter ending 31 December 2017. Major variations are highlighted.

The original Operational Plan budget, on a consolidated basis (which includes all of Council's funds), for 2017-18 forecast:

- Income Statement surplus, before capital revenue, of \$3.99 million
- Income Statement surplus, after capital revenue, of \$16.78 million
- Deficit cash/fund flows of \$(0.62) million.

The original budgeted Income Statement surplus *after capital revenue* was significantly more favourable than the *before capital revenue* result due to the anticipated receipt of capital grants and contributions that fund shirewide works activities.

The budget forecasts were updated at the September Review to include the revotes (projects continuing from 2016-17) and other adjustments made during that quarter. The revised budgets after the quarter ended 30 September 2017 indicated an:

- Income Statement deficit, before capital revenue of \$(1.07) million, and
- An Income Statement surplus, after capital revenue of \$16.32 million.

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**CCS18/008 DECEMBER QUARTERLY BUDGET REVIEW**

**E05.9535**

The revised budgets after the quarter ending 31 December 2017 are:

- Income Statement deficit, before capital revenue, of \$(1.38) million
- Income Statement surplus, after capital revenue, of \$15.91 million
- Surplus cash/fund flows of \$(0.26) million.

The current December Review adjustments result in unfavourable variations for the income statement, before and after capital revenues, of \$(0.31) million and (\$0.41) million respectively, and a \$0.28 million reduction in the amount of unrestricted funds to be used, as per the Consolidated Fund Flow Statement.

There are no material concerns at the quarterly review about Council meeting budget targets for 2017-18.

**RECOMMENDATION**

THAT

1. The budget review report for the quarter ended 31 December 2017 be received and noted.
2. The unfavourable variations for the Income Statement after capital revenue of \$(0.41) million and favourable fund flow variations of \$0.28 million as per the Consolidated Fund Flow Statement be adopted.

**BACKGROUND**

Council reviews its performance and financial results against the adopted Operational Plan quarterly, authorises adjustments to budget items, and highlights variations from its original budget strategy.

It should be noted that the results referred to in this report are unaudited.

**The attachments to this report are as follows:**

**Financial reports (Attachment 1)**

These reports provide information on Council's performance against its financial objectives contained in the Operational Plan, presented for the consolidated entity.

Financial reports include:

- a) Consolidated Fund Flow Statement – This report shows the impact of operating, financing and investing activities on Councils unrestricted working capital.
- b) Consolidated Income Statement – Provides sources of income and expenditure, including depreciation, in the program areas and associated services.
- c) Consolidated Capital Program Statement – Provides capital expenditure information for each program area and associated services.
- d) Projected Funds Balance Statement – Provides information on the balances and movements in both unrestricted and restricted fund accounts.
- e) Budget Amendment Report – Provides details of proposed material adjustments to budgets.

**CCS18/008 DECEMBER QUARTERLY BUDGET REVIEW**

**E05.9535**

- f) SRV capital program – Provides capital expenditure information for each of the projects in the SRV program of works for 2017-18.

**Consultancy, Legal and Contractors Report (Attachment 2)**

This attachment provides information on major contracts entered into, legal fees incurred and consultancy costs for the quarter ended 31 December 2017.

**Key Financial Indicators (Attachment 3)**

This attachment provides information about key financial indicators designed to assist in monitoring Council's financial sustainability. The indicators are for the consolidated entity.

**Mayoral and Councillor Expenses (Attachment 4)**

Provides information about Mayoral and Councillor expenditure for the quarter ended 31 December 2017.

**CONSIDERATIONS**

**Consolidated Fund Flow Statement (Attachment 1(a)):**

Council requires sufficient funds to pay for its debts as and when they fall due. The Consolidated Fund Flow Statement shows the change in Council's freely available funds or working capital.

It includes all transactions having an impact on Council's funds i.e. income and expenses from its operating activities, capital programs and borrowing activities. It also includes the transfer into, or use of restricted funds for capital or non-recurrent projects. Depreciation is not included as it does not represent a cash flow.

The net fund flow shows the amount of unrestricted funds that will be used to deliver the agreed Operational Plan outcomes for 2017-18. The consolidated original budget forecast a \$0.62 million use of unrestricted funds. This was revised after the September adjustments to reflect an anticipated \$0.02 million use of unrestricted funds. The impact of carry forward items and the December Review amendments further reduces the amount of unrestricted funds to be utilised by \$0.27 million, to a net favourable fund flow of \$0.25 million by the end of the financial year (per Table 1.1 and Graph 1.1 below).

*Table 1.1 Net fund flow (unrestricted) per fund*

<b>Fund</b>	<b>2017/18 Original Budget '\$000</b>	<b>Previous Reviews '\$000 *</b>	<b>December Review '\$000</b>	<b>Revised Budget '\$000</b>
General	(3,025)	1,073	169	(1,783)
Environment*	(24)	(32)	(29)	(85)
Waste*	(1,804)	(45)	94	(1,755)
Sewer	850	(152)	72	771
Water	3,387	(251)	(29)	3,108
<b>Consolidated Total</b>	<b>(616)</b>	<b>594</b>	<b>277</b>	<b>255</b>

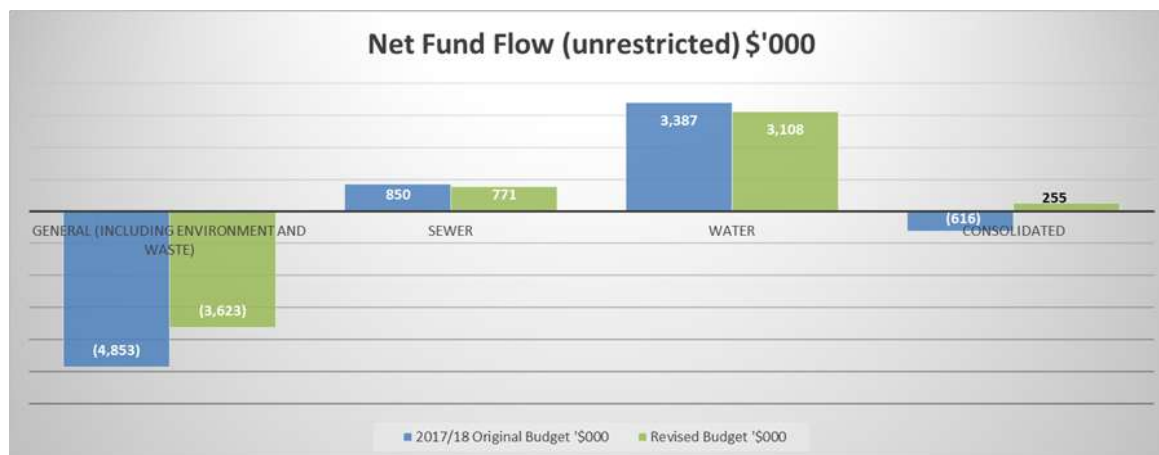
*\*Waste and Environment form part of the General fund but have been listed separately in this table to show the amount of unrestricted cash is being utilised in each area. The Previous Review figures include revotes from 2016-17.*



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Graph 1.1 Net fund flow (unrestricted) per fund



**Consolidated Income Statement (Attachment 1(b)):**

The original full year budgeted operating result, for the consolidated entity, was a surplus of \$3.99 million, before capital revenue. The revised budget, incorporating the net unfavourable revotes (\$2.88 million) and other adjustments (\$2.18 million) processed in the September Review and the net unfavourable December Review adjustments (\$0.31 million) is a projected deficit of \$(1.38) million, before the recognition of capital revenue (per Table 1.2 and Graph 1.2 below).

Table 1.2 Net surplus/(deficit) before capital revenue

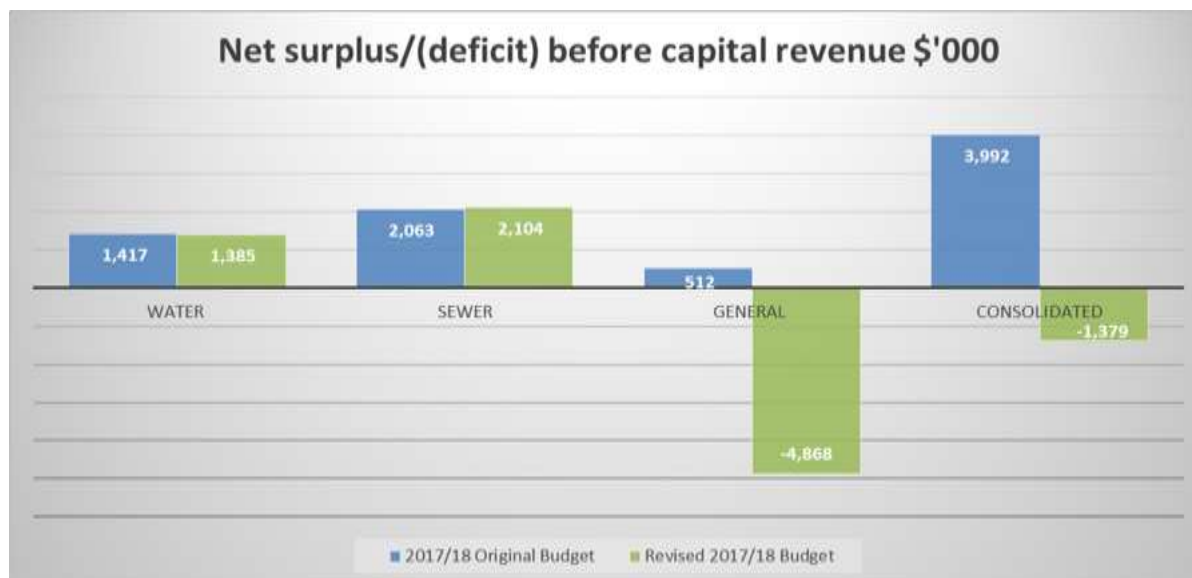
Fund	2017/18 Original Budget '\$000	Previous Reviews '\$000 *	December Review '\$000	Revised Budget '\$000
Water	1,417	(3)	(29)	1,385
Sewer	2,063	52	(12)	2,104
General (including Environment & Waste)	512	(5,107)	(273)	(4,868)
<b>Consolidated</b>	<b>3,992</b>	<b>(5,058)</b>	<b>(313)</b>	<b>(1,379)</b>

\*includes revotes from 2016-17.

CCS18/008 DECEMBER QUARTERLY BUDGET REVIEW

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Graph 1.2 Net surplus/(deficit) before capital revenue



**December Review adjustments (operational)**

The following items are a summary of the requested December Review amendments to the originally adopted Operational Plan budget for 2017-18. The impact of these adjustments is unfavourable to the operating statement before capital revenue of \$0.31 million.

Significant adjustments (individually over \$0.05 million) to operational items include:

- estimated contractor costs for valuations in line with the NSW Audit Office requirements (\$0.08 million)
- the reclassification of flood recovery works from capital to operational (\$0.13 million)
- revision of the estimated Child Care Benefit payments required to Family Day Care providers in line with current enrolments (\$0.1 million)
- recognition of various grants and contributions, with the majority of these being offset by corresponding increases in operational expenditure.

When reviewing the entity per fund, the majority of adjustments impact the General Fund (General, Environment and Waste operations). There are only minor variations proposed at this review for the Water and Sewer funds.

The original budgeted Income Statement surplus *after capital revenue* was significantly more favourable than the *before capital revenue* result due to the receipt of capital grants and contributions that fund shirewide works activities in areas such as:

- Transport (\$6.2 million)
- Water Services (\$1.0 million)
- Sewerage Services (\$1.8 million)
- Recreation Services (\$0.9 million)
- Other Economic Services (\$2.9 million)

The original budget for 2017-18 predicted an income statement surplus of \$16.78 million, after allowing for capital grants and contributions. The revised budget, incorporating the net

**CCS18/008 DECEMBER QUARTERLY BUDGET REVIEW**

**E05.9535**

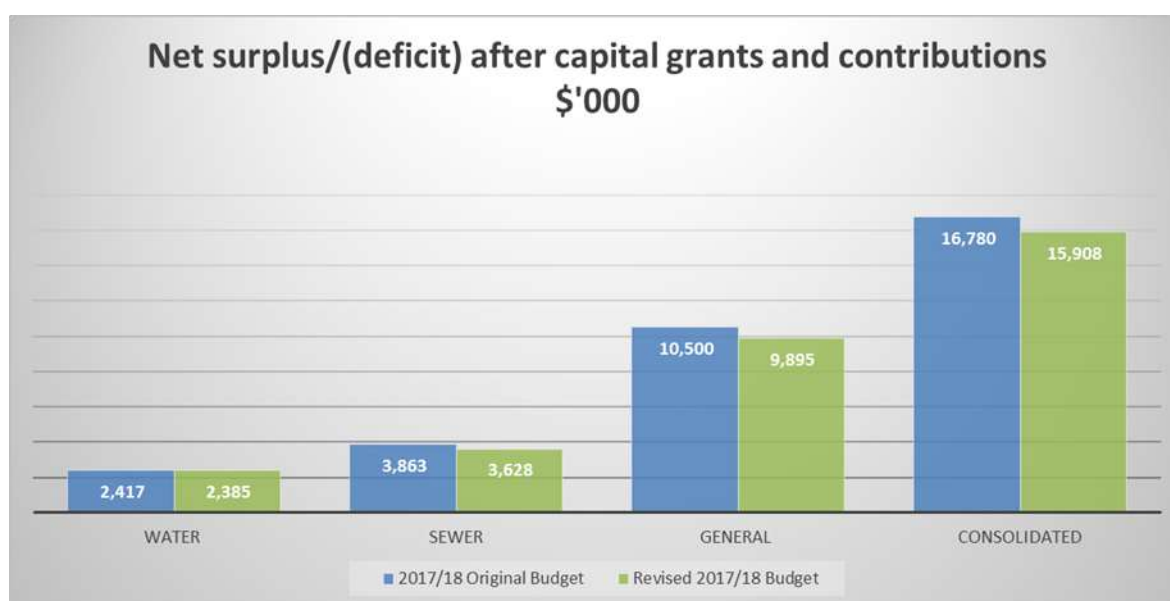
unfavourable adjustments processed in the September Review (\$0.46 million) and the December Review (\$0.41 million) is a projected surplus of \$15.91 million, after capital revenues (per Table 1.3 and Graph 1.3 below).

*Table 1.3 Net surplus/(deficit) after capital revenue*

<b>Fund</b>	<b>2017/18 Original Budget '\$000</b>	<b>Previous Reviews '\$000 *</b>	<b>December Review '\$000</b>	<b>Revised Budget '\$000</b>
Water	2,417	(3)	(29)	2,385
Sewer	3,863	(224)	(12)	3,628
General (including Environment & Waste)	10,500	(232)	(373)	9,895
<b>Consolidated</b>	<b>16,780</b>	<b>(459)</b>	<b>(413)</b>	<b>15,908</b>

\*includes revotes from 2016-17

*Graph 1.3 Net surplus/(deficit) after capital revenue*



**Consolidated Capital Program Statement (Attachment 1(c)):**

**Capital Program**

The original capital budget for 2017-18 was \$54.94 million. The revised, consolidated capital budget for 2017-18 was adjusted during the September Review to reflect works continuing on from the previous year (\$3.59 million) and other significant current year adjustments (\$2.36 million) mainly due to additional funding received for road infrastructure works. The capital budget for 2017-18 has been further revised during the December quarter to \$60.15 million (per Tables 1.4, 1.5 and Graph 1.4 below) as a result of changes to current works, including:

- a \$0.08 million reduction in the scope of the Energy Performance Contract works at Narooma Pool and the main Administration building
- the reclassification of \$0.13 million of flood recovery works from capital to operational in line with the nature of the repairs and clean up works required.

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and the revote of one project to 2018-19 as detailed below:

- \$0.50 million of works on the Batemans Bay Link Road deferred to allow for design input from the Roads and Maritime Services.

*Table 1.4 Consolidated Capital Program*

2017/18 Original Budget '\$000	Previous Reviews '\$000 *	December Review '\$000	Revised Budget '\$000
54,939	5,942	(732)	60,148

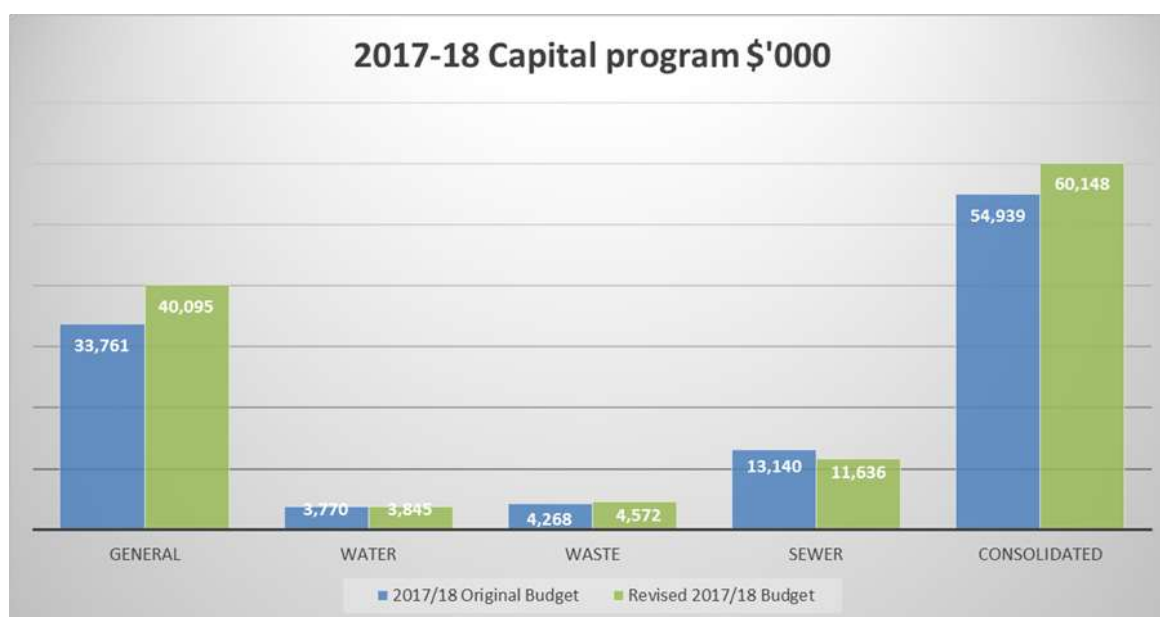
\*includes revotes from 2016-17

*Table 1.5 Capital Program per fund*

Fund	2017/18 Original Budget '\$000	Previous Reviews '\$000 *	December Review '\$000	Revised Budget '\$000
General	33,761	7,067	(732)	40,095
Waste	3,770	76	0	3,845
Water	4,268	304	0	4,572
Sewer	13,140	(1,505)	0	11,636
<b>Total</b>	<b>54,939</b>	<b>5,942</b>	<b>-732</b>	<b>60,148</b>

\*includes revotes from 2016-17

*Graph 1.4 Capital Program per fund*



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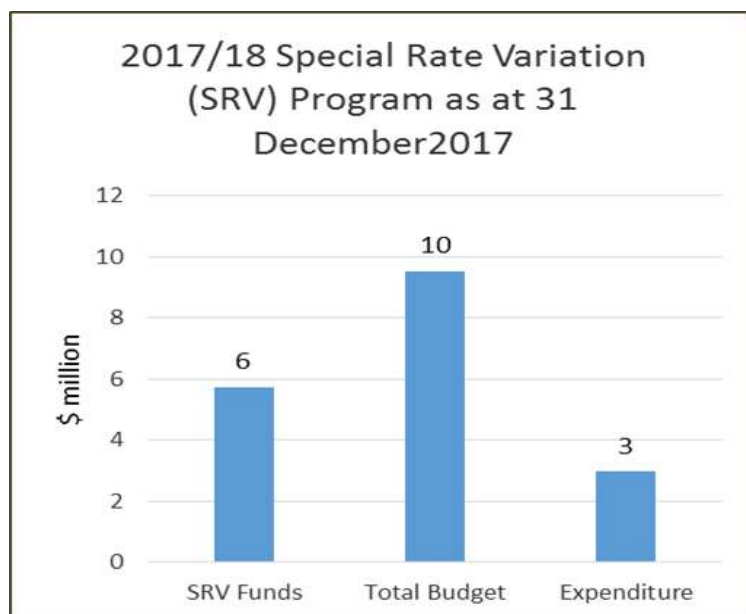
**Special Rate Variation (SRV) – progress update (Attachment 1 (f)):**

2017-18 is the third year of the SRV program and approximately \$9.52 million of infrastructure works for the year are underway. \$5.74 million of SRV designated funds are being utilised on these works. The majority of the projects have commenced with a due date for completion by the end of the fourth quarter. Attachment 1 (f) reports on the detailed progress of the SRV capital program showing individual project budgets and expenses as at the end of the December quarter. Total expenditure on the SRV designated projects as at 31 December 2017 is \$2.97 million (per Table 1.6 and Graph 1.5 below).

Table 1.6 2017-18 Special Rate Variation Capital Program

2017/18 Special Rate Variation (SRV) Capital Program	\$
SRV Funds	5,736,408
Total Budget	9,524,498
Expenditure to 31 December 2017	2,970,610
Percentage SRV funding spent	52%

Graph 1.5 2017-18 Special Rate Variation Capital Program



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**CCS18/008 DECEMBER QUARTERLY BUDGET REVIEW**

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**Legal**

This review is based on the Quarterly Budget Review Statement (QBR) Guidelines issued December 2010, pursuant to the provisions of the *Local Government Act 1993* relating to integrated planning.

**Policy**

The accounting policies being used are based on those detailed in the financial statements for the year ended 30 June 2017.

“Variations” in the Fund Flow Statement are changes in the funding requirements where “funds” are net current assets (working capital) excluding both internal and externally restricted funds.

**Financial**

Interest rates continue to remain at low levels. The Reserve Bank statements suggest that the rate will continue to be on hold.

**CONCLUSION**

There are no material concerns at this quarterly review about meeting budget targets for 2017-18.

The following statement is made in accordance with Clause 203(2) of the Local Government (General) Regulation 2005:

*As the Responsible Accounting Officer, it is my opinion that the December Quarterly Budget Review for Eurobodalla Shire Council indicates that Council's projected financial position as at 30 June 2018 will be satisfactory, having regard to the projected estimates of income and expenditure for the 2017-18 financial year.*

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**CAR18/010 EUROBODALLA RECREATION AND OPEN SPACE STRATEGY 2018**

**E15.9342**

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

Attachments: 1. Maps (below report)  
2. Under Separate Cover - Summary of submissions received  
3. Under Separate Cover – Draft Recreation and Open Space Strategy 2018

Outcome: Strong Communities, Desirable Lifestyle

Focus Area: 1.3 Encourage and enable healthy lifestyle choices

Delivery Program Link: 1.3.2 Plan for and provide a safe and accessible network of recreation and community facilities

Operational Plan Link: 1.3.2.2 Review the Recreation and Open Space Strategy

### **EXECUTIVE SUMMARY**

The draft Recreation and Open Space Strategy 2018 (the Strategy) is presented for Council's consideration and adoption.

The Strategy was prepared jointly by ROSS Planning P/L (the consultants) and Council staff to ensure a coordinated and open approach to recreation planning and delivery, in consultation with the community. The Strategy provides an evidenced based platform to allocate resources and secure revenue and external funding for recreation, leisure and sporting infrastructure and activity priorities.

The Strategy includes an overarching strategic purpose, review of approach and definition of recreation and open space. Key strategic directions, industry and sporting trends and a classification of open space also inform the document.

The Strategy groups the planning process into Eurobodalla-wide considerations and three regions; northern, central and southern. The three planning precincts have been divided further into 12 local planning areas, taking into account local community needs and characteristics.

A wide ranging community engagement process occurred in 2016 to inform the Strategy, including community workshops; general sporting and recreational group surveys; school visits; school principal surveys; and discussions with relevant Council committees and divisions. Over 400 individuals and 20 sporting and community groups provided information and feedback in this way. Council was initially briefed on the Strategy by the consultants on 19 September 2017.

A further round of targeted consultation with relevant external and internal stakeholders was undertaken by Council staff in 2017 to explore the consultant's initial findings, including onsite meetings with several community groups.

The Strategy was placed on public exhibition from 27 September to 24 October 2017. At the Council Meeting on 24 October 2017 Council extended the exhibition period for a further 21 days to maximise the opportunity for community input. This exhibition period closed on 14 November 2017 with 173 public and 16 internal submissions being received.

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**CAR18/010 EUROBODALLA RECREATION AND OPEN SPACE STRATEGY 2018**

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To further understand and report accurately on the submissions and enquiries received, staff conducted a further eleven community meetings with sporting organisations, Chambers of Commerce, community groups and local school staff between November 2017 and January 2018.

A summary of the submissions received and changes made to the draft action plan as a result of community and Council staff feedback was presented in briefing format to Council in February 2018. The following data provides a breakdown of the 89 Actions exhibited in the draft Strategy.

- 24 unchanged actions
- 41 actions modified to provide extra detail or clarity
- 24 new actions

Since the Council briefing in February 2018, several similar Actions have been amalgamated and the final document contains 85 Actions. Actions are presented as Eurobodalla-wide or as Actions that are specific to a planning area (north, central or south). Actions are priority ranked as being high (recommended action within two years), medium (recommended action within five years) or low (recommended action beyond five years).

Council received further items of correspondence relating to the Strategy outside of the exhibition period. All submissions and related correspondence, including those received after 14 November 2017, have been acknowledged and the writers informed of the Council meeting date and processes. All submission writers will receive written notice of Council's Action(s) in relation to their submission once the Strategy is adopted.

Once adopted, the Strategy will replace Council's first Recreation and Open Space Strategy adopted on 24 August 2010 (Minute No. 10/184).

**RECOMMENDATION**

THAT:

1. Council adopt the Recreation and Open Space Strategy 2018 and endorse the Action Plan contained in the Strategy.
2. Council:
  - (a) commence a planning proposal process to reclassify Lot 84 DP 259212 (49 Banyandah Street, South Durras) from community to operational to enable sale of the land
  - (b) commence a planning proposal process to rezone Lot 1110 DP 236653 located at (35-37 Illabunda Drive, Malua Bay) from E2 Environmental Conservation to R2 Low Density residential and reclassify the subject land from community to operational to enable the sale of the land
  - (c) commence a planning proposal process to reclassify part of Lot 74 DP 776541 (9 Moir Place, Broulee) from community to operational for the purpose of



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**CAR18/010 EUROBODALLA RECREATION AND OPEN SPACE STRATEGY 2018**

**E15.9342**

- subdivision and offering for sale those lots to the adjoining landowners with the retention of the public pathway
- (d) take all actions necessary to enable sale of the above properties, including lodgement of development applications for subdivision of land, where appropriate.
3. Each person or group who made a submission during the exhibition period, and those who wrote to Council outside of the exhibition period, be notified of the outcomes of the final adopted Strategy and thanked for their contribution.

**BACKGROUND**

The draft Eurobodalla Recreation and Open Space Strategy 2018 (the Strategy) identifies future priorities and details actions that will deliver strategic sporting and recreation outcomes for the shire as well as relevant and achievable community projects in specified locations throughout Eurobodalla.

The Strategy recommends 85 actions in total. These actions will assist Council to achieve the five guiding objectives of the Strategy which are:

- Deliver a coordinated approach to recreation planning across Eurobodalla
- Incorporate best practice and continuous improvement in delivering the Strategy
- Inform Council's strategic documents, primarily the Delivery Program and Operational Plan
- Involve all Divisions of Council in delivering recreation planning and outcomes
- Provide an evidence based platform to secure revenue and external funding for the prioritised actions outlined in the Strategy.

Council developed a project management plan and community engagement strategy in 2016 prior to engaging ROSS Planning Pty Ltd (the consultants) in June 2016, to conduct research, demographic analysis, community engagement and action planning. This community engagement was supplemented by additional community consultation undertaken by Council staff in 2017-18. Subsequently the overall project has benefitted from extensive engagement and input from the community and Council staff.

The Strategy is important because recreation spaces and activities have been identified as being highly valued services by our community. In the Micromex Community Wellbeing survey Council conducted in early 2016, 80% of respondents indicated they visit the open space network at least twice per week, 72% participate in physical activity 30 minutes or more at least three times per week and 70% indicated they are satisfied with what is available.

The scope of the Strategy includes Council owned and/or managed public open space that includes Community Land and Crown Land under Council's control. It includes community halls and centres, sporting fields, parks, reserves, playgrounds and nature recreation areas.

While not providing a detailed analysis and direction for each and every parcel of land, the Strategy provides strategic guidance to address key issues, emerging trends and expected future demand for recreation and open space facilities.

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**CAR18/010 EUROBODALLA RECREATION AND OPEN SPACE STRATEGY 2018**

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**CONSIDERATIONS**

The Recreation and Open Space Strategy 2018 includes an overarching strategic purpose, review of methodology and definition of recreation and open space. Key strategic directions, industry and sporting trends and a classification of open space also inform the document.

The shire wide recreation analysis is focused on identifying the desired standards of service in relation to open space, sport, outdoor recreation and recreation, leisure and physical activity. The Strategy groups the planning process into Eurobodalla-wide considerations and three planning precincts; northern, central and southern. These three planning precincts have been further divided into 12 local planning areas. These planning areas then take into account the local pressures and unique community needs and characteristics of those catchments.

For each of the 12 planning areas the Strategy provides a map and snapshot of key information for each town within the area, as well as current recreation supply, existing asset and facility locations and access to experiences, usage rates, community feedback and available land.

Each of the 12 planning areas includes a list of recommended forward Actions.

The Strategy also includes details of associated Council plans and policies and coordination and management arrangements, maintenance responsibilities, indicative costs, as well as the community engagement outcomes and demographic data (Appendices 3 and 4) that inform and support the Strategy.

**Legal**

For the purposes of this strategy review, the legislative context relates to land to which the Crown Lands Act 1989 applies (includes land that Council controls but which is owned by the Crown). The *New Crown Lands Management Act 2016* (CLM Act) is currently being introduced by the NSW Government.

The CLM Act 2016 will commence in 2018. In future the CLM Act will require Council to manage Crown reserves as public land under the *Local Government Act 1993* with the Minister for Lands and Forestry retaining certain oversight functions.

The majority of Council managed Crown reserves will be classified as community land, meaning Council will be required to prepare Plans of Management (PoMs) under the Local Government Act for most of the Crown reserves that Council manages noting that there will be no changes for existing reserve trusts, lessees, licence holders or others with an interest in Crown land.

**Policy**

The Strategy's 85 actions are designed to inform and integrate with Council policy and practices and the Delivery Program and Operational Plan (DP/OP) including:

- Council's Asset Management Strategy
- Asset condition and renewal regime informing the Fit for the Future Program. Using Quadrant Analysis, the level of importance and satisfaction to the community is assessed and graphed to determine an asset's priority for renewal
- Capital Works Program - the construction of new assets are prioritised via an assessment of strategic infrastructure plans (SIP) of which the Strategy contributes.

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**CAR18/010 EUROBODALLA RECREATION AND OPEN SPACE STRATEGY 2018**

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Other SIPs include: Pathways Strategy, Traffic and Parking Studies, Landscape Master Plans and Plans of Management

- Council's Land Use Planning - Strategic Land Use Plans, Local Environment Plan 2012, Structure Plans, Development Control Plans and Developer Contribution Plans
- Other Council plans - Destination Action Plan, Disability Inclusion Action Plan, Environment Plans and Economic Development Plans.

The following rationale underpinning the consultant's and staff recommendations is also valid in informing Council's decisions and the apportioning of recreation and open space resources:

- Desired Standards of Service for open space which is a ratio of available land (hectares) for sport and recreation versus the current and predicted resident population
- Embellishment standards including the size and scale of embellishments such as playgrounds, lighting, seating and amenities that each venue should have based on its classification (local, district or regional)
- Satisfaction levels gauged from data drawn from Council's four yearly Community Survey plus the results of community engagement that is specific to a locality, venue and or stakeholder group.

**Environmental**

The Strategy recognises that the provision of quality open space, recreation assets and activities can contribute positively to the Shire's environment by:

- Managing land that reduces degradation and flooding
- Managing flora to help offset carbon emissions and filter pollutants
- Lowering emissions, air pollution, noise pollution and traffic congestion by strategically planning and constructing alternatives to vehicular transport
- Lowering daytime air temperatures in parks and surrounding streets by the selective retention and planting of trees
- Providing habitats that support ecosystems and linkages between areas of environmental value.

**Asset**

Council's 2017 Asset Management Strategy estimates the value of Eurobodalla's community and operational facilities and sporting and recreation portfolios at \$164.65 million. The portfolios include the following assets noting that the Strategy is not responsible for all assets.

- Community facilities such as libraries, amenities buildings, community centres, public toilets and halls
- Sporting fields, parks and reserves, swimming pools, tennis courts, indoor stadia, skate parks, playgrounds and netball facilities
- Embellishments at the above venues including picnic tables, BBQs, bench seating, lighting and goal posts.

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**Social Impact**

The Strategy recognises that the provision of quality open space, recreation assets and activities can contribute positively to the Shire's community health and wellbeing by:

- Improving the physical and mental health of individuals as a result of increased participation in sport and recreation
- Improving the confidence, motivation and decision making capabilities of individuals as a result of increased participation in sport and recreation
- Strengthening communities and reducing isolation by providing accessible spaces for social gatherings and events for all
- Providing open areas with high visual amenity and attractiveness
- Retaining and safeguarding spaces, places and objects of cultural, artistic and historic significance.

**Economic Development Employment Potential**

The Strategy recognises that the provision of quality open space, recreation assets and activities can contribute positively to the Shire's economy by:

- Increasing property attractiveness and values
- Lowering health care costs by increasing physical activity levels and building stronger communities
- Attracting commercial opportunities and new residents that support economic development, jobs and tourism
- Attracting and sustaining a diversity of new events and external funding.

**Financial**

On 24 February 2015, Council resolved that:

*'Net proceeds from the sale of the properties identified in the Recreation and Open Space Strategy be restricted for expenditure on recreation facilities and the net proceeds from the sale of the other properties listed be placed in Council's Land register'.*

The Strategy recommends Council:

- (a) commence a planning proposal process to reclassify Lot 84 DP 259212 (49 Banyandah Street, South Durras) from community to operational to enable sale of the land
- (b) commence a planning proposal process to rezone Lot 1110 DP 236653 located at (35-37 Illabunda Drive, Malua Bay) from E2 Environmental Conservation to R2 Low Density residential and reclassify the subject land from community to operational to enable the sale of the land
- (c) commence a planning proposal process to reclassify part of Lot 74 DP 776541 (9 Moir Place, Broulee) from community to operational for the purpose of subdivision and

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**CAR18/010 EUROBODALLA RECREATION AND OPEN SPACE STRATEGY 2018**

**E15.9342**

offering for sale those lots to the adjoining landowners with the retention of the public pathway.

The timing and delivery of the Strategy will be guided by:

- Budget allocations including allocations from previously approved land sales (yet to be realised) and funds derived from the land sales outlined above
- Allocated annual budgets
- Successful grant submissions and allocations.

### **Community and Stakeholder Engagement**

The consultants and Council staff conducted extensive community engagement between July and September 2016 with individuals, schools, sporting and community groups which included:

- A survey of 15 community and sporting groups
- A community survey that generated 421 responses from individuals in the community
- Focus group sessions with key stakeholder groups including students, youth committee and community groups.

At this time, the consultants also examined the shire's current and predicted demography plus relevant input from the 2016 Micromex Community Survey. The consultants supplied Council staff with the first draft of the Strategy in September 2016.

Following the adoption of the Community Strategic Plan, Council staff resumed the project in June 2017 and conducted a further round of targeted consultation to identify if there had been any significant changes in the delivery of sport and recreation within Eurobodalla since the initial community engagement undertaken by the consultant in 2016.

The Draft Strategy was considered by Council at its meeting of 26 September 2017 and Council resolved to place the Strategy on public exhibition for 28 days.

Council informed the community by providing information on Council's website; online News (4,000 subscribers); Council's noticeboard page in two local newspapers; distributing a media release; hardcopies posted to the Eurobodalla's Chambers of Commerce and an email to several hundred community groups, associations, management committees and sporting groups.

The draft Strategy was available on Council's website, at the Batemans Bay, Moruya and Narooma libraries and swimming centres, and at the Moruya customer service centre. To maximise the community engagement opportunities, Council extended the exhibition period for a further 21 days, resulting in a 49 day exhibition period.

Council staff have also met with resident and community interest groups and management committees on eleven occasions during and after the public exhibition period.

Council Divisions have also been consulted extensively on a wide range of subjects relating to the Strategy development and/or implementation with 16 staff submissions received.

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**CAR18/010 EUROBODALLA RECREATION AND OPEN SPACE STRATEGY 2018**

**E15.9342**

A total of 173 public submissions were received and acknowledged during the exhibition period of 27 September to 14 November 2017. 49 items of correspondence in relation to the Strategy were also received after the exhibition period. 43 of these concerned an initial draft action regarding Burrewarra Point in Guerilla Bay and the others related to various issues. The list below provides a summary of the issues raised in the submissions received during the public exhibition period.

**OUTCOMES OF PUBLIC EXHIBITION**

A summary of the submissions received during the exhibition period is shown as Attachment 2.

Aspects of the Strategy that received more than one submission during the exhibition period include:

- Captain Oldrey Park, Broulee (33)
- Dogs (32)
- The retention and/or upgrade of Albert Ryan Park, Batemans Bay (23)
- Pathways, Cycleways and Reserves, Broulee (7)
- Walker Park, Narooma – Retention and use of Council land (6)
- Request for extension of exhibition period, demographic and consultation needs (5)
- Burrewarra Point Reserve, Guerilla Bay (4)
- NATA – Narooma, shade and bench seating (4)
- Recreation space requirements – various (4)
- ROSS Strategy (4)
- Tuross Head – Kyla Park, playgrounds, sporting opportunities, community gardens (4)
- Bill Smyth Reserve, Narooma (3)
- Community Garden, Moruya (3)
- Long Beach, Sandy Place Reserve and Higgins Reserve (3)
- Mogo, parkland, toilets, playgrounds (3)
- Pathways, Eurobodalla (2)
- Urban Baths, Narooma (2).

Other single and multiple themed submissions that addressed more than one subject, location or issue included:

- Reporting on the increase in 'Australian Rules Football' in recent years within the Shire
- The development of a multi-court multi-sports indoor complex in Batemans Bay
- Correction in statistics about cricket participation in Batemans Bay
- More focus on developing facilities, mobility options and activities for the growing proportion of older residents
- Increases in the paths and cycleway network to support local transport options for community and tourists
- More promotion for the Botanic Gardens as a recreation, education and event venue
- Opposition to the lessening on restrictions on dog movements in community open spaces
- Installation of adult exercise stations
- Integration and expansion of the walking and cycling networks
- Add colour and texture to public amenities

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**CAR18/010 EUROBODALLA RECREATION AND OPEN SPACE STRATEGY 2018**

**E15.9342**

- Opposition to specific recommendations proposed at Captain Oldrey Park
- Request for public beach access at Rosedale South and Rosedale North
- Planning for sports reserves in the new Bevia Road, Malua Bay catchment
- Request to install a skatepark at Malua Bay/Lilli Pilli
- Agreement statements concerning aspects of the draft strategy
- Concerns about project methodology
- Emphasis on sport over passive recreational activities
- Comments on lack of vision in regard to open space provision
- Retention of trees in Broulee
- Completion of cycleways linking Tomakin and Mossy Point
- Concerns about general environmental rationale driving decisions in the draft Strategy
- Support for shared use of facilities with Broulee Public School
- Further development at Heath Street Reserve not warranted
- Need for consideration of recreation needs of older residents
- That all Council-owned campgrounds be identified
- Questions about recreation infrastructure being provided for tourist-related demand
- Increased referencing of data in the Strategy
- Comment about perceived insufficient community consultation in the Southern region
- Concern about Shire community halls recommendations
- Opposition to specific youth infrastructure developments in Narooma.

The following data provides a breakdown of changes made to the actions exhibited in the draft Strategy.

- 24 unchanged actions
- 41 actions modified to provide extra detail or clarity
- 24 new actions.

Since the Council briefing of 5 February 2018, several similar Actions have now been amalgamated and the final Strategy contains 85 actions.

Actions are presented as Eurobodalla-wide or as Actions that are specific to a planning area (north, central or south). Actions are priority ranked as being high (recommended action within two years), medium (recommended action within five years) or low (recommended action beyond five years).

## **CONCLUSION**

Council has consulted widely to develop the Eurobodalla Recreation and Open Space Strategy 2018 (the Strategy). The Strategy provides an evidence based action plan that is built on research, demographic analysis and community input, to guide the development of open space and recreation infrastructure and activities that will meet the needs of the Eurobodalla over the next decade.

The findings and outcomes of the Strategy as presented to Council, highlight Actions throughout Eurobodalla as well as specific Actions at a district and planning area level that provide a way forward to meet the sporting and recreation needs of the community. The

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**CAR18/010 EUROBODALLA RECREATION AND OPEN SPACE STRATEGY 2018**

**E15.9342**

Strategy also considers Council's social, environmental and economic responsibilities and priorities, as adopted in the Delivery Program and Operational Plan.

The Strategy represents a significant investment by Council that aims to continue to guide and facilitate the safe, accessible and appropriate provision of recreation and sporting facilities, supporting healthy lifestyles, wellbeing and our local sporting and recreational organisations across Eurobodalla.



**CAR18/010 EUROBODALLA RECREATION AND OPEN SPACE STRATEGY 2018**

**E15.9342**

**Attachment 1 – Land recommended in the ROSS 2018 for investigation with a view to potential sale**

Lot 84 DP 259212 (49 Banyandah Street, South Durras):



Lot 1110 DP 236653 (35-37 Illabunda Drive, Malua Bay):



Lot 74 DP 776541 (9 Moir Place, Broulee):



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**DR18/001 NSW LOCAL GOVERNMENT CONFERENCE**

**E97.1325**

Responsible Officer: Councillors Maureen Nathan, James Thomson, Rob Pollock and Lindsay Brown

Attachments: Nil

Focus Area: Innovative and Proactive Leadership

Delivery Program Link: 9.1 Provide strong leadership and work in partnership to strategically plan for the future and progress towards the community vision

Operational Plan Link: 9.1.2 Implement effective governance

**EXECUTIVE SUMMARY**

Councillors Maureen Nathan, James Thomson, Rob Pollock and Lindsay Brown represented Eurobodalla Shire Council at the NSW Local Government Conference held on 4 – 6 December 2017 in Sydney and presents the following delegate’s report on the Conference.

**RECOMMENDATION**

THAT the Delegates Report from Councillors Maureen Nathan, James Thomson, Rob Pollock and Lindsay Brown on the 2017 NSW Local Government Conference be received and noted.

**BACKGROUND**

The conference was opened by Robyn Hobbs OAM, NSW Small Business Commissioner who spoke about removing obstacles and red tape for new businesses. The issue of making it easier to do business is something that Eurobodalla is already progressing. Councillors took the opportunity to meet with Ms Hobbs OAM at the conference, which resulted in a mayoral minute on the range of understandings from fellow Councillors.

The primary take home message from this conference was the networking opportunities and the range of understanding from fellow Councillors.

Key note speakers who provided insight were Dr Jonathan Carr-West and Annabel Crabb. Dr Carr-West Chief Executive, Local Government Information Unit UK who presented on Transforming Local Government. Ms Crabb, Walkley Award winning journalist, provided an entertaining elucidation on transforming the methods of communication.

The Hon John Barilarlo MP, Acting Premier, followed with a comprehensive State of NSW address.

Shadow Minister for Local Government, Pete Primrose provided an enthusiastic address.

Bill Shorten, Opposition Leader, (videotaped) addressed Government constitutional recognition and indicated that a referendum vote would occur if his party is elected to the Australian party.

With Councillor Keith Rhoades’ term as President for Local Government NSW ended, the position of President was hotly contested as were the positions of Vice President, Treasurer and Directors.

Councillor Lindsay Scott was elected President of the Local Government NSW Board and it was great news that Councillor Lindsay Brown was elected Vice President, Regional/Rural. It is a

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**DR18/001 NSW LOCAL GOVERNMENT CONFERENCE**

**E97.1325**

significant advantage for this Council to be represented at this level and great to see Councillor Brown's hard work acknowledged.

When Council has to advocate to the NSW Government, it gives Council confidence that we are not alone. The conference reiterates that Council's around NSW and the LGNSW are here to support the sector.

The motions that had the most relevance to Eurobodalla were:

**Motion 5** by the Board demanding a more efficient, fairer and transparent planning system.

**Motion 9** On Transport 'to permit' school buses to be available to provide public transport options for general public.

**Motion 31** re a booking tax or tariff for online accommodation brokers.

**Motion 36** on unrateable forestry plantation land and forestry road infrastructure contribution.

**Motion 40** Coastal public safety best practice standards and minimum qualification guidelines. This provides an argument for a 10 lane 25m pool to teach how to swim.

**Motion 72** Flying fox camps re appointing a single state agency to be responsible for the overall management of Flying-fox camps that impact on urban areas.

**Motion 79** which was lost on attempting to include property developers and real estate agents in the list of disqualified persons.

A full list of the motions can be found at: [https://www.lgnsw.org.au/files/imce-  
uploads/90/LGNSW-2017-Conference-Business-Paper-web\\_0.pdf](https://www.lgnsw.org.au/files/imce/uploads/90/LGNSW-2017-Conference-Business-Paper-web_0.pdf)

**CONCLUSION**

The NSW Local Government Conference provided an opportunity to network with fellow Councillors, vote on motions of interest and hear about changes in Local Government in New South Wales.

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## 17. 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.