



Central Coast Council
Business Paper
Ordinary Council Meeting
11 October 2022





COMMUNITY STRATEGIC PLAN 2018-2028

ONE – CENTRAL COAST IS THE COMMUNITY STRATEGIC PLAN (CSP) FOR THE CENTRAL COAST LOCAL GOVERNMENT AREA

ONE – CENTRAL COAST DEFINES THE COMMUNITY'S VISION AND IS OUR ROADMAP FOR THE FUTURE

ONE – CENTRAL COAST BRINGS TOGETHER EXTENSIVE COMMUNITY FEEDBACK TO SET KEY DIRECTIONS AND PRIORITIES

One - Central Coast will shape and inform Council's business activities, future plans, services and expenditure. Where actions are the responsibility of other organisations, sectors and groups to deliver, Council will work with key partners to advocate on behalf of our community.

Ultimately, every one of us who live on the Central Coast has an opportunity and responsibility to create a sustainable future from which we can all benefit. Working together we can make a difference.

RESPONSIBLE

WE'RE A RESPONSIBLE COUNCIL AND COMMUNITY, COMMITTED TO BUILDING STRONG RELATIONSHIPS AND DELIVERING A GREAT CUSTOMER EXPERIENCE IN ALL OUR INTERACTIONS.

We value transparent and meaningful communication and use community feedback to drive strategic decision making and expenditure, particularly around the delivery of essential infrastructure projects that increase the safety, liveability and sustainability of our region. We're taking a strategic approach to ensure our planning and development processes are sustainable and accessible and are designed to preserve the unique character of the coast.



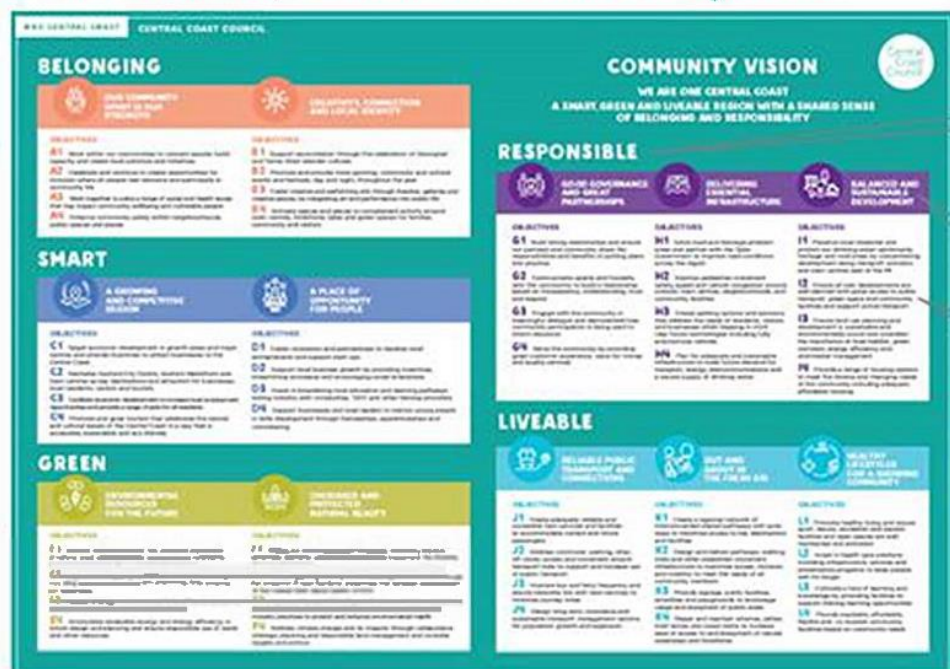
Good governance and great partnerships

G2 Engage and communicate openly and honestly with the community to build a relationship based on trust, transparency, respect and use community participation and feedback to inform decision making

There are 5 themes, 12 focus areas and 48 objectives

COMMUNITY STRATEGIC PLAN 2018-2028 FRAMEWORK

All council reports contained within the Business Paper are now aligned to the Community Strategic Plan. Each report will contain a cross reference to a Theme, Focus Area and Objective within the framework of the Plan.



Theme

Focus Area

Objective

Meeting Notice

**The Ordinary Council Meeting
of Central Coast Council
will be held in the Council Chamber,
2 Hely Street, Wyong
on Tuesday 11 October 2022 at 6.30pm,
for the transaction of the business listed below:**

**The Public Forum will commence at 5.45pm, subject to any
registered speaker/s to items listed on this agenda.**

Further information and details on registration process:

www.centralcoast.nsw.gov.au/council/meetings-and-minutes/council-meetings

**Refreshments will be served following the conclusion of the
Council Meeting**

1 Procedural Items

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David Farmer
Chief Executive Officer

Item No: 1.1
Title: Disclosure of Interest
Department: Corporate Services

11 October 2022 Ordinary Council Meeting

Reference: F2022/00021 - D15358816



Recommendation

That Council and staff now disclose any conflicts of interest in matters under consideration by Council at this meeting.

Chapter 14 of the *Local Government Act 1993* ("LG Act") regulates the way in which the councillors and relevant staff of Council conduct themselves to ensure that there is no conflict between their private interests and their public functions.

Section 451 of the LG Act states:

- "(1) A councillor or a member of a council committee who has a pecuniary interest in any matter with which the council is concerned and who is present at a meeting of the council or committee at which the matter is being considered must disclose the nature of the interest to the meeting as soon as practicable.*
- (2) The councillor or member must not be present at, or in sight of, the meeting of the council or committee:*
 - (a) at any time during which the matter is being considered or discussed by the council or committee, or*
 - (b) at any time during which the council or committee is voting on any question in relation to the matter.*
- (3) For the removal of doubt, a councillor or a member of a council committee is not prevented by this section from being present at and taking part in a meeting at which a matter is being considered, or from voting on the matter, merely because the councillor or member has an interest in the matter of a kind referred to in section 448.*
- (4) Subsections (1) and (2) do not apply to a councillor who has a pecuniary interest in a matter that is being considered at a meeting, if:*
 - (a) the matter is a proposal relating to:*
 - (i) the making of a principal environmental planning instrument applying to the whole or a significant part of the council's area, or*

- (ii) *the amendment, alteration or repeal of an environmental planning instrument where the amendment, alteration or repeal applies to the whole or a significant part of the council's area, and*
- (a1) *the pecuniary interest arises only because of an interest of the councillor in the councillor's principal place of residence or an interest of another person (whose interests are relevant under section 443) in that person's principal place of residence, and*
 - (b) *the councillor made a special disclosure under this section in relation to the interest before the commencement of the meeting.*
- (5) *The special disclosure of the pecuniary interest must, as soon as practicable after the disclosure is made, be laid on the table at a meeting of the council and must:*
 - (a) *be in the form prescribed by the regulations, and*
 - (b) *contain the information required by the regulations."*

Further, the Code of Conduct adopted by Council applies to all councillors and staff. The Code relevantly provides that if a councillor or staff have a non-pecuniary conflict of interest, the nature of the conflict must be disclosed as well as providing for a number of ways in which a non-pecuniary conflicts of interests might be managed.

Item No: 1.2
Title: Confirmation of Minutes of Previous Meeting
Department: Corporate Services

11 October 2022 Ordinary Council Meeting

Reference: F2022/00021 - D15358820




Recommendation

That Council confirm the minutes of the Ordinary Meeting of Council held on 27 September 2022.

Summary

Confirmation of minutes of the Ordinary Meeting of Council held on 27 September 2022.

Attachments

- 1  MINUTES - Council Meeting - Provided Under Separate Cover D15355900
27 September 2022

Item No: 1.3
Title: Notice of Intention to Deal with Matters in Confidential Session
Department: Corporate Services

11 October 2022 Ordinary Council Meeting

Trim Reference: F2022/00021 - D15358821



Recommendation

That Council note that no matters have been tabled to deal with in a closed session.

Summary

It is necessary for the Council to adopt a resolution to formalise its intention to deal with certain matters in a closed and confidential Session. The report is incorporated in the "Confidential" business paper which has been circulated.

The *Local Government Act 1993* requires the Chief Executive Officer to identify those matters listed on the business paper which may be categorised as confidential in terms of section 10A of the *Local Government Act 1993*. It is then a matter for Council to determine whether those matters will indeed be categorised as confidential.

Context

Section 10A of the *Local Government Act 1993* (the Act) states that a Council may close to the public so much of its meeting as comprises:

- 2(a) personnel matters concerning particular individuals (other than Councillors),*
- 2(b) the personal hardship of any resident or ratepayer,*
- 2(c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business,*
- 2(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,*
- 2(e) information that would, if disclosed, prejudice the maintenance of law,*

1.3 Notice of Intention to Deal with Matters in Confidential Session (contd)

- 2(f) matters affecting the security of the Council, Councillors, Council staff or Council property,*
- 2(g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege,*
- 2(h) information concerning the nature and location of a place or an item of Aboriginal significance on community land.*
- 2(i) alleged contraventions of any code of conduct requirements applicable under section 440*

It is noted that with regard to those matters relating to all but 2(a), 2(b) and 2(d)(iii) it is necessary to also give consideration to whether closing the meeting to the public is, on balance, in the public interest.

Further, the Act provides that Council may also close to the public so much of its meeting as comprises a motion to close another part of the meeting to the public (section 10A(3)).

As provided in the Office of Local Government Meetings Practice Note August 2009, it is a matter for the Council to decide whether a matter is to be discussed during the closed part of a meeting. The Council would be guided by whether the item is in a confidential business paper, however the Council can disagree with this assessment and discuss the matter in an open part of the meeting.

Attachments

Nil

Item No: 2.1
Title: Consideration of Submissions and Adoption Draft
Street Banners and Flying of Flag Policy
Department: Community and Recreation Services



11 October 2022 Ordinary Council Meeting

Reference: F2004/07011 - D15144947
Author: Glenn Cannard, Unit Manager Community and Culture
Executive: Melanie Smith, Director Community and Recreation Services

Recommendation

- 1** *That Council note the Draft Street Banner Policy and Flying of Flags Policy was publicly exhibited from July 27 through August 23 2022.*
- 2** *That Council consider the submissions received during the exhibition period.*
- 3** *That Council note and endorse the amendments recommended by Council staff in this report.*
- 4** *That Council adopt the Street Banner Policy and Flying of Flags Policy and make available on Council's website.*
- 5** *That Council commit to the installation of flag poles in the Umina Beach Recreation Precinct.*
- 6** *That Council establish an annual calendar of events and activities proposed for the vertical street banners within town centres and provide this information on Council's website.*

Report purpose

To enable Council to consider submissions related to the draft Street Banner Policy, Street Banner Guidelines and Flying of Flags Policy and consider the formal adoption of both Policies.

Executive Summary

The Street Banner Policy, Flying of Flags Policy and Street Banner Guidelines are designed to provide clarity to local community organisations, residents, and businesses regarding Council's approach to the management of these important and visible assets.

During the public exhibition period 21 submissions were received through the Your Voice Our Coast platform and via direct correspondence.

2.1 Consideration of Submissions and Adoption Draft Street Banners and Flying of Flag Policy (contd)

These submissions are summarised within this report and changes, where deemed necessary, have been made to the Policy documents.

Background

Central Coast Council (Council) are responsible for the care and control of a range of flagpoles and banner infrastructure across the Local Government Area (LGA).

Council manages a range of official flag poles, located within and adjacent to the Council Chambers and Administration building, and select Council managed community facilities and open space sites. These flag poles are for official and national flags to be flown and their administration is guided by State and Federal Government protocols.

Additionally, Council manages a variety of street banner infrastructure, both vertical street banners within key town centres, and horizontal banner stands in prominent locations across the LGA. Many of these street banners are located in highly visible areas and as such are desirable locations for promotional purposes.

Within eight of the region's major town centres, Ausgrid are the asset owner of the street lighting that support the banner hanging infrastructure, while the banner hanging infrastructure is managed by Council in adherence to Ausgrid's policies and procedures.

Current Status

Council officers have investigated options for the installation of flag poles within the Umina CBD to provide opportunities for national flags to be flown in accordance with Council's policy.

These investigations included a possible site for the installation of a flagpole on the corner of West Street and Oscar Street, however significant underground services render that location problematic.

Further investigations have identified multiple flagpoles and a dedicated space suitable for ceremonies and small events which could be included within the redevelopment of the Umina Recreation Precinct. Initial consultation undertaken with the Central Coast District Council of R.S.L Sub Branches indicates this option would be widely supported, providing an opportunity for residents to be included in ceremonies held by Ettalong, Woy Woy and Hardy's Bay RSL Sub Branches, as well as be of great value for other local organisations on the Peninsular to utilise throughout the year.

In response to feedback regarding the events and activities promoted on the vertical town centre street banners, Council will establish an annual calendar identifying what has been

2.1 Consideration of Submissions and Adoption Draft Street Banners and Flying of Flag Policy (contd)

approved to be displayed in each location and this information will be constantly updated and available on the Council website.

Consultation

Through the development of the draft documents, Council officers engaged with targeted key stakeholders including current banner infrastructure users, targeted town centre businesses and business chambers. Consultation was also undertaken with all relevant internal Council Business Units to ensure the proposed approaches were achievable.

Ausgrid, as asset owner of the street lighting that support the banner hanging infrastructure, have confirmed they do not support the flying of national flags on their assets. Ausgrid fully support the policy position proposed by Council as this stance is consistent with their own guidelines and organisational policy.

Through the public exhibition period 21 submissions were received through the relevant engagement mechanisms, 15 via Your Voice Our Coast and Six through direct correspondence.

- Three responses were invalid (no information was submitted or responses were duplicates).
- Six responses were supportive of one or both policies.
- One response was impartial to one or both policies.
- 11 responses were unsupportive of elements within one or both policies.

Within the valid submissions various amendments were suggested, and some common themes were identified. The following table provides a synopsis of the themes identified within the submissions, the number of times the theme occurred, and the proposed response with relevant commentary.

All respondents who submitted valid submissions will also directly receive a written response to their specific submission.

It is noted a photograph of the Wyong Administration Building used within various media platforms appeared to contradict the protocols proposed, however all flags flown in this location were, and will remain aligned to the adopted policy protocols. The illusion of two flags flown on the same flagpole was a result of the angle from which the photograph was taken, and Council apologises for any confusion or concern this may have caused. This will be rectified in future images.

2.1 Consideration of Submissions and Adoption Draft Street Banners and Flying of Flag Policy (contd)

Table 1: Summary of Submission/Changes to Policy

Theme	Occurrence of theme	Response	Comments
General support for the adoption of the policies and/or commend the Council for taking the initiative on this matter.	6	Recommendation is for no change to the policies.	Respondents were supportive of the approach proposed.
National flags should be permitted to be flown on banner infrastructure.	3	Recommendation is for no change to the policies.	Council's policy is aligned to the policy position of Ausgrid, asset owner of the street lighting that support the banner hanging infrastructure in eight locations. The remaining locations do not meet the illumination requirements to meet Federal protocols.
Change reference to "external organisations" to "peak business organisations"	1	Recommendation is for no change to the policies.	Council should retain the wording of "external organisations" within the policy as this service (flags and banners) is accessible to multiple organisations such as not for profit groups and community organisations and not limited to "peak business organisations".
Street banners should not promote civic or community programs.	1	Recommendation is for no change to the policies.	Council's banner program supports a range of important educational campaigns that contribute to improving social, economic, and cultural outcomes for our community.

Theme	Occurrence of theme	Response	Comments
Street banners should not have a purpose of fostering inclusivity and community connection.	1	Recommendation is for no change to the policies.	The Central Coast is a diverse community, and Council is committed to fostering a sense of equity, inclusion and strengthening community connections. The Street Banner program contributes to achieving these outcomes for our community.
Street banners should not create a sense of place for visitors.	1	Recommendation is for no change to the policies	The promotion of events, campaigns and programs plays an important role in contributing to the vibrancy of our town centre streetscapes and consideration of the overall visitor experience is a valid consideration in approving themes and designs.
Use of official campaign designs only in street banner designs.	1	Recommendation is an amendment of the policy.	Council, where practical, do currently use official community campaign designs. In some cases, these official designs are only released upon campaign launch and therefore not possible to include in designs due to fabrication timeframes. ACTION: Amend policy to clearly indicate where possible, Council will utilise official campaign designs.
Australia Day to be noted within the Policy as an annual event of community interest.	2	Recommendation is an amendment of the policy.	Council acknowledges that Australia Day is an annual event of significant interest. ACTION: Amend policy to list Australia Day with other significant events.

Theme	Occurrence of theme	Response	Comments
Banner applications should be assessed and approved by relevant external organisations in each location.	1	Recommendation is for no change to the policies	Banner infrastructure exists in 14 different geographical locations. It isn't practical to establish multiple independent approval mechanisms, nor feasible for such a model to be broadly representative of communities in each location. Furthermore, any additional levels of external approval will significantly extend the timeframes required for an approved design to be produced and displayed.
Council refuse to fly the Australian national flag.	9	Recommendation is for no change to the policies	This is a misconception of the purpose and premise of the Street Banner Policy and the Flying of Flags policy. Council currently does and will continue to fly official and national flags on all appropriate infrastructure, including outside the Wyong Administration Building and within Chambers. Council will continue to support appropriate requests to fly national or official flags on open space and community facility assets provided specific flagpole infrastructure is available.
Flying of the national flag should be in accordance with the National Flags Protocol.	4	Recommendation is for no change to the policies	The Flying of Flags policy is in accordance with the protocols outlined within the Australian National Flags booklet.

Theme	Occurrence of theme	Response	Comments
The policy and guidelines add more layers of approval to utilise community banner stand infrastructure.	1	Recommendation is no change to the policy.	It is important that Council manage these community assets in a transparent, safe, and accessible way. The Street Banner Policy and Guidelines provides a clear overview of what is required to apply to utilise this infrastructure. Design approval is required to ensure compliance with the policies and associated guidelines. Council has not previously had a policy or process in place in relation to this area and all install, and de-install processes have been developed with the safety of the community in mind. Council will be working with users of the current community banner infrastructure and changes will be made in a consultative and structured manner as appropriate to ensure no additional burden is placed on users of this infrastructure.

Financial Considerations

At its meeting held 19 October 2020, Council resolved the following:

1108/20 That any motions put before Council for the remainder of this term of Council that have financial implications require the Chief Executive Officer to provide a report on how those additional costs will be met.

The following statement is provided in response to this resolution of Council.

The adoption of the policy will have no direct financial implications. All actions within have been funded through existing and approved operational plan budgets. Any minor

2.1 Consideration of Submissions and Adoption Draft Street Banners and Flying of Flag Policy (contd)

amendments to install flag poles within the current plans to redevelop the Umina Recreation Precinct could be absorbed within the existing budget for that project.

Link to Community Strategic Plan

Theme 1: Belonging

Choose Focus Area

B-B4: Activate spaces and places to complement activity around town centres, foreshores, lakes and green spaces for families, community and visitors.

Risk Management




There are no risks to Council in adopting the documents associated with this report, nor providing information on Council's website regarding the annual calendar of events and activities proposed for the vertical town centre street banners.

Similarly, no risks have been identified should an area be allocated within the Umina Recreation Precinct redevelopment for community gathering to be staged.

Options

- 1 To adopt the Street Banner Policy, Flying of Flags Policy, and Street Banner Guidelines, and provide information on the annual town centre street banner calendar on Council's website. **This is the recommended option.**
- 2 To not adopt the Street Banner Policy, Flying of Flags Policy, and Street Banner Guidelines, and not divulge information on the annual town centre street banner calendar. **Not Recommended**

Attachments

1	Draft Central Coast Street Banners Policy	Provided Under Separate Cover	D15245593
			
2	Draft Central Coast Council Flying of Flags Policy	Provided Under Separate Cover	D15245597
			
3	Draft Central Coast Council Street Banner Guidelines	Provided Under Separate Cover	D15245598
			

Item No: 2.2
Title: Community Support Grants Program - August 2022
Department: Community and Recreation Services



11 October 2022 Ordinary Council Meeting

Reference: F2017/02117 - D15144730
Author: Glenn Cannard, Unit Manager Community and Culture
Executive: Melanie Smith, Director Community and Recreation Services

Recommendation

1 That Council allocate \$17,410.00 (inclusive of GST where applicable) from the 2022/23 grants budget to the Community Support Grant program, as outlined below and in Attachment 1.

- a. Kincumber and District Neighbourhood Centre Incorporated - \$2,690.00**
- b. Vegan NSW Incorporated - \$4,820.00**
- c. Tuggerah Lakes Christian Education Board Incorporated - \$995.00**
- d. Gudjagang Ngara li-dhi Aboriginal Corporation - \$4,950.00**
- e. Deepwater Dragon Boat Club - \$3,955.00**

2 That Council decline applications as outlined below, for the reasons indicated in Attachment 1, and the applicants be advised and where relevant, directed to alternate funding sources.

- a. Tangerine Events – application is ineligible**

Report purpose

To seek endorsement of the recommendations for the Community Support Grant Program.

Executive Summary

This report considers the applications and recommendations for the Community Support Grant Program.

The Community Support Grant Program remains open throughout the year to provide assistance for community activities that require in-kind support through the provision of subsidised access to Council services and financial assistance for community activities that require a smaller amount of support.

This program enables applicants to apply for funding support in a quicker response time.

Background

Council's grant programs are provided to support the community to deliver quality programs, projects or events that build connections, celebrate our local community, that align with the One-Central Coast Community Strategic Plan and build capacity across the entire Central Coast community.

The Community Support Grant Program is provided to support the community to deliver activities which require a small amount of funding and/or in-kind support. The Community Support Grant Program remains open throughout the year to provide assistance for community activities that require:

- 1 In-kind support through the provision of subsidised access to Council services.
- 2 Financial assistance for community activities that require a smaller amount of support. The Community Support Grant Program provides a combined original budget of \$300,000 annually as detailed in table one below.

Table 1: Community Support Grant Program

Program	Original Budget	Opening Period	2022/2023 allocation to date (inclusive of GST where applicable)	Recommendation allocation within this report (inclusive of GST where applicable)	Allocation to date + Recommendation within report (inclusive of GST where applicable)
Community Support Grant Program	\$300,000	Ongoing	\$79,285.98	\$17,410.00	\$96,695.98
TOTAL			\$79,285.98	\$17,410.00	\$96,695.98

Current Status

The Community Support Grant Program remains open for applications throughout the year and the closing date for each assessment period is the last day of each month.

The Community Support Grant Program provides up to \$5,000 per project per financial year in combined funding and in-kind Council services to applicants who are a legally constituted not-for profit organisations, or auspiced by one.

Assessment

Six applications were received and assessed by September 9 2022 with five applications recommended for funding in this Council report.

One application was not recommended for funding as it was assessed as ineligible. Applicants are advised to discuss their proposals further with Council's Grants Officers prior to resubmission in a future round.

The Community Support Grant applications were assessed by Council's Unit Manager Community and Culture and the Community Grants Team, against the Community Support Grant Program guidelines.

Consultation

Information on Council's Community Grants program is provided on Council's website and promoted through Council's social media platforms.

Regular emails with relevant information were provided to the community grants database.

Council staff conducted two grant writing workshops with 33 attendees and four grant information sessions with 76 attendees.

Additionally, Council staff also undertook three drop -in support sessions with 8 attendees to assist applicants with their submissions where required.

Financial Considerations

At its meeting held 19 October 2020, Council resolved the following:

1108/20 That any motions put before Council for the remainder of this term of Council that have financial implications require the Chief Executive Officer to provide a report on how those additional costs will be met.

The following statement is provided in response to this resolution of Council.

Council's 2022/2023 Council Operational Expenditure original budget allocates \$300,000 to the Community Support Grant Program.

Expenditure is approved until the end of the 2022-2023 financial year. Unspent funds will lapse on 30 June 2023.

No additional budget is required nor sought through this report. All actions within have been funded through existing and approved operational plan budgets.

Link to Community Strategic Plan

Theme 1: Belonging

Goal A: Our community spirit is our strength

B-A1: Work within our communities to connect people, build capacity and create local solutions and initiatives.

Risk Management

All successful applications will receive a letter of offer outlining Council's requirements of funding, service delivery and accountability for both Council and the funded organisation.

Applications recommended for funding are conditional on all relevant event/activity approvals (including COVID-19 related) being provided prior to the release of funds, and successful applicants are required to return any unspent funds for projects not able to be delivered as planned through COVID-19 related impacts.

All successful applicants are required to submit a final project acquittal report no later than twelve weeks after the agreed completion date of the activity/project with copies of any photos, promotional materials and evidence of payment/purchase for each funded item.


Options

- 1 Approval of all recommended applications as submitted will provide a community benefit to residents of the Central Coast Local Government Area.
This is the recommended option
- 2 Non approval of some or all applications, as recommended, may result in projects not being undertaken if the respective proponents are unable to secure alternate funding. Not recommended.

Critical Dates or Timeframes

Many of these grant applications are dependent upon support via Council's grant program. Should decisions be delayed or not supported projects may not be undertaken.

Attachments

1	Community Support Grants Program -	Provided Under	D15342663
	Recommended and Not Recommended - August 2022	Separate Cover	



Item No: 2.3
Title: The Six Cities Region Discussion Paper
Department: Environment and Planning

11 October 2022 Ordinary Council Meeting

Reference: F2018/00500 - D15337997
Author: Melati Lye, Senior Strategic Planner, Centres Planning and Urban Design
Jared Phillips, Section Manager Centres Planning and Urban Design
Manager: Shannon Turkington, Unit Manager, Strategic Planning
Executive: Alice Howe, Director Environment and Planning

Recommendation

That Council:

- 1 Acknowledge the Six Cities Region Vision recently released by the Greater Cities Commission for consultation.***
- 2 Note that the broad vision for the Six Cities Region is generally consistent with Council's adopted strategic plans including the Community Strategic Plan, Interim Local Strategic Planning Statement, Economic Development Strategy and Affordable and Alternative Housing Strategy.***
- 3 Note that the Six Cities Vision and the forthcoming Central Coast Region Plan 2041 (CCRP) will set the high-level strategic direction for planning of the Central Coast City Region.***
- 4 Request the Chief Executive Officer write to the Greater Cities Commission outlining Council's support of the Six Cities Region Vision and Six Region Shapers.***

Report purpose

To consider the *Six Cities Region Discussion Paper* released by the Greater Cities Commission and the relationship to Council's strategic plans.

Executive Summary

The Greater Cities Commission recently released a discussion paper on the Six Cities Region, comprising Lower Hunter and Greater Newcastle City, Central Coast City, Illawarra-Shoalhaven City, Western Parkland City, Central River City and the Eastern Harbour City. The Six Cities Region is the largest and most productive urban region in Australia, with a population of over six million residents and providing around three million jobs.

The discussion paper outlines the Commission's approach to achieving the 20-year vision of delivering global competitiveness and local liveability in the first global city region in Australia and is detailed in six Region Shapers –

- 1 An embedded First Nations voice
- 2 A connected Six Cities Region
- 3 Housing supply, diversity and affordability
- 4 Inclusive places connected to infrastructure
- 5 Powering local jobs and economies
- 6 Climate resilient green cities.

Council supports the broad vision for the Six Cities Region as being generally consistent with Council's strategic plans. Additionally, Council will work collaboratively with the Greater Cities Commission and key stakeholders in the preparation of the draft Six Cities Region Plan in 2023 and the Central Coast City Plan in 2024.

Alongside the development of the Region and City Plans, the Commission will establish a framework for monitoring and evaluation that can assist in measuring the performance of the six cities against other global cities.

In the interim, the *Six Cities Vision* and forthcoming *Central Coast Region Plan 2041* (CCRP) will set the high-level strategic direction for planning of the Central Coast region. The CCRP will inform a review of Council's *Local Strategic Planning Statement 2020* (LSPS) and be implemented through amendments to Council's planning instruments and through the development of District Place Plans, commencing with the Wyong and Peninsula District Place Plans in 2022-2023. This will ensure that our strategic priorities and actions align with regional planning directions as well as the aspirations of the Central Coast region.

Background

In December 2021, the Premier outlined a vision for New South Wales to build on the success of the Greater Sydney Region Plan-*Metropolis of Three Cities* by establishing a new global city region that enables education opportunities and industry growth, reflects and supports new ways of living and working, and accelerates change and revitalization. This new region included the Lower Hunter, Central Coast and Illawarra-Shoalhaven.

This was followed by the *Greater Cities Commission Act*, passed in April 2022, which introduced a new era of strategic city planning. The legislation changed the Greater Sydney Commission to the Greater Cities Commission, set out the Commission's function across the new boundaries of the Six Cities Region and enabled the appointment of new City Commissioners for each of the Cities.

The discussion paper outlines the Commission's approach to achieving the 20-year vision of delivering global competitiveness and local liveability in the first global city region in Australia and is detailed in six Region Shapers:

- 1 An embedded First Nations voice
- 2 A connected Six Cities Region
- 3 Housing supply, diversity and affordability
- 4 Inclusive places connected to infrastructure
- 5 Powering local jobs and economies
- 6 Climate resilient green cities.

Report

Council supports the broad vision for the Six Cities Region as being generally consistent with Council's strategies including the LSPS, *Economic Development Strategy*, *Affordable and Alternative Housing Strategy*, proposed *Housing Strategy* and *District Place Plans*.

There is a high degree of consistency between these directions and those in the draft CCRP and Council's *Community Strategic Plan* and *Local Strategic Planning Statement*. Therefore, the intent and directions of the Six Cities Region Discussion Paper are broadly supported.

Specific comment against each of the Six Region Shapers that form part of the vision is included in the table below.

Six Cities Vision	Council Comment
1 – An embedded First Nations Voice	
The Region Plan and City Plan will identify and incorporate the aspirations of the First Nations' people by establishing a First Nations' Advisory Panel to advise on regional strategic planning	<p>Supported.</p> <p>The Central Coast local government area has one of the largest and fastest growing Aboriginal communities in Australia. This population grew by 38% in the last Census reporting period, with significant growth expected into the future.</p> <p>The draft <i>Central Coast First Nations Accord</i> is an important step on the journey of reconciliation and developing a shared vision for our future with our local First Nations people.</p> <p>There are 19 commitments in the Accord which align with and deliver against the priority reform areas within the <i>National Agreement on Closing the Gap</i>.</p>

	<p>The draft <i>Central Coast First Nations Accord</i> also includes a First Nations Advisory Group. It would be useful to consolidate these two proposed forums.</p> <p>The draft <i>Central Coast First Nations Accord</i> is expected to be finalised and endorsed by Council later in 2022.</p>
2 - A connected Six Cities Region	
<p>Deliver universal digital access for all residents in the short term.</p> <p>Operate a system of three sea ports and three international airports in the medium term.</p> <p>Fast rail will connect our coastal cities to the north and south, intersecting in the Central River City, based on a prioritised and staged series of network enhancements and smart technology, supporting job and housing distribution, in the long term.</p>	<p>Supported.</p> <p>The LSPS identified the need for improved efficiency and integration of the transport network to, from and within the Central Coast Region and Gosford City Centre as an important priority. Development of an integrated transport model will require a collaborative and cross governmental approach to realise a connected transport system. Release of the draft <i>Central Coast Regional Transport Plan</i> by Transport for NSW is a critical component of this integration.</p> <p>Council would welcome investment by NSW and Federal governments into improving regional connectivity by developing a faster (on the current alignment) and a fast (on a new alignment) rail system.</p> <p>Council is also keen to understand how the Warnervale Airport could be activated to contribute to connection across the region.</p> <p>As an action of the LSPS, Council is preparing an <i>Integrated Transport Strategy</i> this financial year to improve local connectivity.</p>
3 - Housing supply, diversity and affordability	
<p>Access to a quality home that is connected, resilient, affordable and which meets the diverse needs of the population.</p> <p>Integrated planning that ensures homes are connected to existing and planned transport infrastructure.</p>	<p>Supported.</p> <p>Council has adopted an <i>Affordable and Alternative Housing Strategy</i>, which includes a range of actions to increase the supply of affordable housing across the Central Coast. This strategy is a comprehensive plan that addresses initiatives across the housing continuum, from homelessness through to home ownership, providing pathways for a range of households, from very low through to moderate incomes. A key focus of the strategy is on actions that are most likely to have a</p>

	<p>practical impact on the supply of affordable housing, including developing affordable housing on under-utilised Council land.</p> <p>The draft CCRP includes strategies and actions to ensure a greater diversity of housing typologies on the Central Coast, including a focus on providing increased amounts of different types of medium and higher density housing. Council is committed to implementing relevant local actions in the CCRP, once it is adopted, and proposes to reflect increased medium and higher density housing needs through the draft <i>Housing Strategy</i> and implemented through District Place Plans. This direction is also consistent with the recommendations of the recently released NSW Government response to the Regional Housing Taskforce.</p> <p>Council's proposed <i>Housing Strategy</i> will support and enhance the adopted <i>Affordable and Alternative Housing Strategy</i>.</p> <p>Council would welcome further investment by NSW and Federal governments in housing creation, particularly for social housing.</p>
4 - Inclusive places connected to infrastructure	
<p>Inclusive and vibrant communities that provide access to quality housing, services, jobs and amenities within a 15-minute walk or cycle and within 30 minutes by public transport to strategic centres, jobs, health and education facilities.</p>	<p>Supported.</p> <p>The LSPS identified the need to develop a region wide network of shared pathways and cycleways to maximise access to key locations and facilities.</p> <p>As an action of the LSPS, Council is implementing the Central Coast <i>Pedestrian Access and Mobility Plan</i> and <i>Bike Plan</i>.</p> <p>Council is also developing an Integrated Transport Strategy, inclusive of cycle, walking, rapid bus and local ferry networks, to improve local connectivity.</p> <p>Council will develop place-based District Plans for prioritised key planning precincts across the Central Coast, commencing with the Wyong and Peninsula District Place Plans. This will ensure local centre and neighbourhood needs are planned to capitalise on the qualities of each place, including heritage, open space and community facilities to create liveable places.</p>

5 - Powering local jobs and economies

Innovation districts are established as engine rooms of ideas, invention and collaboration, and connected to local industries, higher education institutions and Vocational Education and Training (VET).

Easy access to local education and development opportunities and smart, secure jobs, many in the growing knowledge economy and international trade.

The Central Coast City innovation district is likely to focus on health, technology and food manufacturing linked to freight systems and initiatives such as the Central Coast Food Manufacturing and Innovation Hub.

Supported.

The proximity of the Central Coast to Sydney and Newcastle has strongly influenced the region's economic evolution, with 25% of our working residents employed outside of the Central Coast to access jobs in their field of expertise.

The LSPS prioritised three key areas of intervention where we can best direct economic development policies to support innovation and entrepreneurship in value-adding sectors:

1. Facilitate emerging Logistics, Warehousing, Manufacturing and Innovative Enterprises.
2. Build the Knowledge Economy and support the Health and Wellness Industries.
3. Grow Regionally Competitive Tourism Destinations across the entire Central Coast.

This also aligns with the following strategic themes of the Central Coast *Economic Development Strategy*:

1. Economic Infrastructure - Physical and digital infrastructure are foundations of economic development, providing vital networks to support investment, trade, innovation and wellbeing. Council is committed to building high value local infrastructure, working with other governments and the private sector to expand the Central Coast's economic capacity.
2. Economic Innovation and Enterprise - Local business and enterprise are the drivers of economic development, powering employment, innovation, and investment. Council is committed to supporting a thriving business and innovation eco-system, creating new jobs, commercial profit and community value for the Central Coast.
3. Economic Futures - The digital revolution is driving transformational changes to economies and

	<p>communities the world over, presenting a host of new opportunities and challenges. Council is committed to future economic leadership, leveraging digital technology and new economic opportunities for a stronger Central Coast.</p> <p>4. Economic Transformation - In a fast-paced global economy, retaining competitiveness and meeting changing community expectations depends on continuing economic transformation. Council is committed to progressing such reform – of economic systems, regulations, and frameworks – to ensure the ongoing strength and sustainability of the Central Coast's economy.</p>
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6 - Climate resilient green cities

<p>Sustainable and climate-proofed cities, where transport, homes and businesses run on clean, renewable energy.</p> <p>A circular economy has transformed our urban systems and how we use resources.</p> <p>Emissions have more than halved, and we play a leadership role in the global region in the transition to a net zero economy.</p> <p>Actively and effectively managing climate vulnerability, proactive climate proofing, urban heat and planning, and designing our built environments to withstand flooding, bushfires and coastal erosion.</p>	<p>Supported, with the inclusion of additional focus on coastal hazards, water quality and biodiversity.</p> <p>The impetus for the Central Coast region to grow sustainably, with regard to projected climate variations has never been stronger. The proposed actions for sustainability are consistent with Council's vision to create a vibrant and sustainable Central Coast.</p> <p>The LSPS identified the need to review the <i>Central Coast Development Control Plan 2022</i> and <i>Waste Control Guidelines</i> to ensure circular economy principles and best practice approaches are integrated into Council's assessment processes.</p> <p>The <i>Sustainability and Climate Action Plan 2022-25</i> for the Central Coast provides a unified direction to guide planning and development; and build the region's resilience to climate change and natural hazards.</p> <p>Heat island mapping and urban greening initiatives, including the <i>Greener Places Strategy 2021</i> and <i>Central Coast Green Grid 2020</i> will provide a holistic approach to tree and green infrastructure management and enhancement across the region.</p> <p>The Central Coast has around 25% of NSW's erosion hotspots and a large number of estuaries, including the</p>
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	<p>Tuggerah Lakes system. Council is in the process of developing Coastal Management Programs for the open coast and estuaries, which will seek to address coastal vulnerability, enhance estuarine water quality and improve estuarine ecosystem function.</p> <p>The natural amenity of the Central Coast is highly valued by local residents. Finding a balance between the protection of natural values and provision of the urban development needed to accommodate expected population growth is critical to the future prosperity and wellbeing of Central Coast residents. Council's land use planning instruments, <i>Economic Development Strategy</i> and <i>Biodiversity Strategy</i> provide key guidance to Council in achieving this objective.</p>
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Consultation

The Commission is engaging broadly throughout the Six Cities Region to ensure that government and community priorities inform the Region's strategic planning. This includes direct engagement with citizens and government and industry bodies online and in person.

Council will work collaboratively with the Greater Cities Commission and key stakeholders in the preparation of the draft *Six Cities Region Plan* in 2023 and the *Central Coast City Plan* in 2024.

Financial Considerations

At its meeting held 19 October 2020, Council resolved the following:

1108/20 That any motions put before Council for the remainder of this term of Council that have financial implications require the Chief Executive Officer to provide a report on how those additional costs will be met.

The following statement is provided in response to this resolution of Council.

There are no direct financial implications associated with this report. Development of Council's *Housing Strategy* is funded in this year's adopted budget. Development of District Place Plans and review of LSPS will be progressed through a combination of Council funds and NSW Government grant applications.

Link to Community Strategic Plan

Theme 5: Liveable

Goal C: A growing and competitive region

S-C3: Facilitate economic development to increase local employment opportunities and provide a range of jobs for all residents.

Risk Management

There are no material risks to Council in making a submission on the *Six Cities Discussion Paper*, as providing feedback on proposed Government policy is part of the regular business of Council.

There is potential for material opportunity for Council in partnering with the Greater Cities Commission to deliver on the six city shaping priorities identified in the Discussion Paper, given the identified strong alignment with Council's adopted policy position.

Options

Options available to Council are to:

- 1 Make a submission on the *Six Cities Discussion Paper*, based on the analysis provided in this report. **This is the recommended option.**
- 2 Not make a submission.
- 3 Make a submission with a different tenor to that articulated in this report.

Critical Dates or Timeframes

Feedback on the *Six Cities Discussion Paper* is due by 30 October 2022.

Attachments

Nil.

Item No: 2.4
Title: Wamberal Beach Terminal Protection Structure
Engineering Design Requirements
Department: Environment and Planning



11 October 2022 Ordinary Council Meeting

Reference: F2021/01774 - D15331032
Author: Ben Fullagar, Section Manager, Catchments to Coast
Manager: Luke Sulkowski, Unit Manager, Environmental Management
Executive: Alice Howe, Director Environment and Planning

Recommendation

That Council:

- 1 Receive the consultation report (Attachment 1) summarising the submissions from the public exhibition of the Draft Engineering Design Requirements for a Wamberal Beach Terminal Protection Structure.***
- 2 Note the recommended changes to the Draft Design Requirements following Council's consideration of the submissions.***
- 3 Adopt the updated Engineering Design Requirements (Attachment 2) for***
 - a. use by landowners in the preparation of development applications for coastal protection works within the Wamberal embayment,***
 - b. consideration in the assessment of development applications for coastal protection works within the Wamberal embayment.***
- 4 Reaffirm its resolution of 28 June 2022 that responsibility for the design, construction and maintenance of any seawall fronting private property rests with the landowners that benefit from the proposed coastal protection works and are to be fully funded by each respective private property owner.***
- 5 Confirm that coastal protection works fronting Council-owned land at the beach access ways and Wamberal Surf Lifesaving Club also be governed by the Engineering Design Requirements, and make provision for the cost of these works in Council's Long Term Financial Plan.***
- 6 Write to the NSW Government, as the owner of five beachfront allotments at 'The Ruins' and '69 Ocean View Drive', seeking commitment for coastal protection works fronting those lands and the use of the Engineering Design Requirements.***
- 7 Note that sand nourishment is not expected to be required in the short term due to the location of the structure on private land landward of the current beach.***

- 8 ***Confirm that, when the need for sand nourishment arises, as established by periodic monitoring of sand volume on Wamberal Beach, private property owners will be required to contribute to the cost of that beach nourishment to maintain public beach amenity at a capped rate of \$100/lineal metre/year, plus annual increases determined pursuant to the All Groups Consumer Price Index (Sydney).***
- 9 ***Write to the Minister for Local Government, Minister for Planning and Homes, Minister for the Environment and Minister for Regional NSW seeking:***
- a. ***amendments to the Local Government Act 1993 to allow for the costs of construction works on private land, identified in a certified Coastal Zone Management Plan or Coastal Management Program, to be recouped through a coastal protection services charge or similar mechanism.***
 - b. ***development of a NSW-wide approach to mass sand nourishment to support coastal councils to manage the impacts of coastal erosion on coastal communities and the coastal environment; and***
 - c. ***additional support for coastal councils to address the increasing risk of coastal erosion to which their communities are exposed.***

Report purpose

This report provides the outcomes of consultation summarising the submissions received during the public exhibition of the *Draft Engineering Design Requirements* (Draft EDR) for a Wamberal Beach Terminal Protection Structure and outlines the recommended changes to the Draft EDR following consideration of the submissions. The report provides further clarity around the participation of public landowners in the whole-of-embayment solution and how beach amenity will be protected. The report also recommends that Council advocate to the NSW Government for additional support and regulatory reform to support coastal councils to address the increasing risks of coastal erosion.

Executive Summary

The *Gosford Beaches Coastal Zone Management Plan 2017* (GBCZMP) outlined several management actions to address coastal erosion at Wamberal Beach. Council has delivered on these key management actions relating to Wamberal Beach through completion of the Wamberal Beach Terminal Protection and Sand Nourishment Investigation project.

Review of expert technical studies, extensive community consultation and consideration of Council's role and legislative responsibility in relation to coastal erosion have highlighted specific criteria for a seawall design. The development of the EDR captures these criteria to guide coastal protection development applications at Wamberal Beach. The EDR has been updated considering the submissions received during the public exhibition and are now recommended for Council adoption.

2.4 Wamberal Beach Terminal Protection Structure Engineering Design Requirements (contd)

Background

At the meeting of 28 June 2022 Council resolved:

That Council:

- 1 Confirms its position, as described in the certified Gosford Beaches Coastal Zone Management Plan (CZMP), for a coastal protection seawall with sand nourishment as the adopted solution to coastal erosion at Wamberal Beach.*
- 2 Supports a solution, based on the feedback from the community consultation, to maximise both the amenity of the public beach and the net present value (NPV) of the solution for a coastal protection seawall at Wamberal Beach.*
- 3 Publicly exhibits for not less than 28 days Draft Design Requirements (Attachment 1) for the lodgement and assessment of development applications for parts of a coastal protection seawall at Wamberal Beach, which address key criteria such as engineering, landscaping, environmental and maintenance requirements.*
- 4 Notes that responsibility for the design, construction and maintenance of the three sections of seawall identified in Attachment 1 rests with the landowners that benefit from the seawall.*
- 5 Notes that any development application for a section of seawall at Wamberal Beach will be subject to public exhibition, providing the public with opportunity to comment on the detailed design drawings, environmental impact assessments, construction programs and maintenance plans.*
- 6 Continues to work closely with the NSW Government, through the Wamberal Seawall Advisory Taskforce, to implement a sustainable long-term solution to the coastal erosion issues on Wamberal Beach.*

Consultation

Between 29 June and 27 July 2022 Central Coast Council publicly exhibited the draft Wamberal Beach Terminal Protection Structure EDR.

The draft EDR outline specific criteria for assessment of Wamberal Beach coastal protection development applications such as the engineering criteria, seawall alignment, construction and waste management, material selection, landscaping and maintenance.

This was the fourth phase of consultation for this project. Previous opportunities sought community input on their values and uses for Wamberal Beach (phase one), comments on the five concept design renders (phase two) and a review of the six technical reports (phase

2.4 Wamberal Beach Terminal Protection Structure Engineering Design Requirements (contd)

three). These engineering requirements reflect that what the community said was of value and importance throughout the community consultation process aligned with coastal and planning legislation.

Council invited the community to find out more by attending virtual drop-in information sessions and to provide feedback via an online submission form via Councils dedicated project page www.yourvoiceourcoast.com/wamberalerosion . During this time the community connected through the following channels:

Channel	Description
YVOC	2066 visits to the Your Voice Our Coast website
Downloads	The Design Requirements were downloaded 483 times
Social Media	More than 20708 social media users reached generating 114 likes, comments and shares.
E-news (coast connect)	11851 stakeholders were kept up to date through e-news.
Email notifications	363 email notifications sent to previously engaged participants
Submission forms	247 submissions received
Virtual information sessions	28 people registered to participate in virtual information sessions. 19 people attended sessions.

The online submissions form results revealed the following:

- A significant number of community members stated their opposition to a seawall at Wamberal Beach,
- A significant number of community members also stated they thought a protection solution was required and were supportive of the draft engineering design requirements in principle,
- Key elements and triggers for sand nourishment are not detailed within the design requirements, these elements include:
 - What the triggers for sand nourishment are?
 - Who will pay for the sand nourishment campaign?
 - Has a suitable sand source been identified and is it available long term?
- Wamberal Beach should remain accessible to the public with the same level of amenity if a seawall is constructed. Details on what level of accountability (and where the accountability lies) if the same level of amenity cannot be maintained are not included as part of the considerations.
- The community is concerned about the transparency afforded to this process and question if a decision on this project is appropriate whilst Council is under Administration.
- Information is required on who the applicants for terminal protection development applications are and what role Council plays within the development application process (will Council provide support?)

2.4 Wamberal Beach Terminal Protection Structure Engineering Design Requirements (contd)

A consistent theme raised throughout all engagement phases is that Council has not investigated alternative solutions for coastal protection. It is important to note that the *Coastal Zone Management Study 2015* (the Study) was developed to inform management actions in the GBCZMP. The Study considered all feasible management options to address current and future coastal risks to the environmental planning and management of the area. Options considered what was legally permissible, financially viable and realistic for Wamberal Beach. This included mass sand nourishment, artificial reefs and planned retreat.

Recommended changes to the draft Engineering Design Requirements

The following changes are recommended based on the submissions received:

- Include clarification on the sand nourishment requirements and responsibility within the EDR. It is outlined that Council will be responsible for investigation and implementation of sand nourishment into the future however funding contributions will be required from beachfront landowners. The funding model is to be further developed as part of the new Coastal Management Program. The sand nourishment triggers and replenishment volumes to maintain beach amenity are to be reviewed periodically.
- Include clearer statements that private property owners are responsible for preparing and lodging development applications and that this shall generally comprise no more than one application for each of the three sections outlined in the design requirements.
- Include further clarity that Council's role is to assess the development applications on merit.
- Council will also have a separate role as the proponent for coastal protection works fronting the beach access ways and Wamberal Surf Club lands.

To also reaffirm the need for seawall designs to integrate aesthetically with the coastal environment, a fifth criteria is proposed for inclusion in the final EDR that was not included in the draft document as exhibited:

- 5- *The seawall is to include landscaping and materials that blend into the coastal environment and be designed to have a reduced vertical relief following the natural cross section of the foreshore.*

Risk Management

Under the requirements of the *Coastal Management Act 2016*, Council is required to implement the actions in the certified GBCZMP.

2.4 Wamberal Beach Terminal Protection Structure Engineering Design Requirements (contd)

Without terminal protection and the implementation of the long-term strategy, coastal erosion will continue to threaten private homes, public infrastructure, community amenity and enjoyment, and expose ad-hoc structures placing the safety of the public at risk. Beach erosion will incrementally get worse and require a continuation of expensive emergency works that are not designed for a long-term solution and can potentially impact beach safety and amenity for the community.

The EDR states that Council will be responsible for funding of protection works fronting the beach access-ways and the Surf Life Saving Club in accordance with EDR. The NSW Government owns five beachfront allotments consisting of "The Ruins" and 69 Ocean View Drive. It is recommended that Council write to the NSW Government to request its commitment to funding the cost of terminal protection works for these properties.

There is a risk that owners may not be financially capable or willing to undertake coastal protection works, which impacts on seawall design, terminal end treatments and adjoining property development applications. Therefore, it is recommended Council write to the NSW Government seeking amendments to legislation to allow councils to recoup the costs of construction works on private land, where management actions are identified in a certified Coastal Zone Management Plan or Coastal Management Program.

The proposed seawall alignment is located far landward of the tidal zone and therefore should not interact with coastal processes outside of storm events. There is a risk, however, that the seawall will attribute to coastal erosion during these interactions and private owners should commit to funding sand nourishment programs when these become necessary. Analysis by MHL indicates that this is not likely to be required until the latter half of the life of the protection works.

As an interim figure, it is recommended that beachfront owners are subject to an annual coastal protection charge of \$100/per year/per lineal metre of beach frontage (indexed by CPI) to contribute to periodic maintenance, where and when required and where a viable source of sand is available. This figure is based on the average maintenance volumes per ten-year period suggested in the MHL Stage 4 Sand Nourishment Investigation report. Council would hold these contributions in a dedicated reserve for the purpose of sand nourishment. Further refinement of the contribution of landowners to maintaining public amenity through beach nourishment will be undertaken as part of future detailed investigations and in consultation with those landowners.

Through the development of the EDR, Council is helping to outline the key considerations for coastal protection structures at Wamberal Beach and the requirements for the preparation of development applications and supporting documentation for assessment on merit. This aims to reduce the risk of poor-quality development applications and unintended consequences for adjacent landowners.

With significant uncertainty under climate change and the dynamic nature of the coastline, the consideration of 'time limited consents,' whereby development is approved for a fixed

2.4 Wamberal Beach Terminal Protection Structure Engineering Design Requirements (contd)

period requiring review at the end of this period, may potentially be required as a risk mitigation measure.

Council with MHL has developed the EDR based on extensive expert technical studies and data with high consideration to community feedback and Council's environmental and financial responsibilities, and legislative obligations.

The identified criteria for seawall design outlined in the EDR are:

- 1 *The seawall is to be located as far landward as possible, to reduce interaction with coastal processes and maximise available beach width,*
- 2 *The seawall is to be located wholly on private property where possible,*
- 3 *The seawall is to be constructed, owned and maintained by property owners*
- 4 *The seawall is to have the least sand nourishment requirements practicable to maintain beach amenity, both upfront and over the serviceable life of the structure.*

To also reaffirm the need for seawall designs to integrate aesthetically with the coastal environment, a fifth criteria is proposed for inclusion in the final EDR that was not included in the draft document as exhibited:

- 5 *The seawall is to include landscaping and materials that blend into the coastal environment and be designed to have a reduced vertical relief following the natural cross section of the foreshore.*

The EDR incorporates these criteria along with engineering and material specifications and construction, landscaping and maintenance requirements. Through landscaping and vertical relief, the EDR place a high value on a design that aims to produce a structure that is aesthetically pleasing and fits into the coastal environment.

The EDR will be used in conjunction with the *Central Coast Local Environmental Plan 2022* and *Central Coast Development Control Plan 2022* and has been developed in accordance with the GBCZMP, *Coastal Management Act 2016* and *State Environmental Planning Policy (Resilience and Hazards) 2021*. These requirements reflect community values identified during the community consultation period.

It is recommended that Council adopt the EDR for use in the assessment of Wamberal Beach coastal protection development applications.

Financial Considerations

At its meeting held 19 October 2020, Council resolved the following:

- 1108/20 *That any motions put before Council for the remainder of this term of Council that have financial implications require the Chief Executive Officer to provide a report on how those additional costs will be met.*

2.4 Wamberal Beach Terminal Protection Structure Engineering Design Requirements (contd)

The following statement is provided in response to this resolution of Council.

The report is provided as an update of information for Council in response to previous resolutions relating to Wamberal beach coastal protection. The EDG commit Council to contributing to its share of coastal protection works, which are estimated at \$1.5 million plus ongoing maintenance and a share of beach nourishment that benefits Council land landward of the protection works. The recommendation provides for public contribution towards potential future beach nourishment seaward of the protection works This is estimated at \$50/metre/per year (\$70,000 per year), likely due around once per decade in the latter half of the life of the wall.

It is recommended that Council make provision for these potential future costs in its Long Term Financial Plan and seek NSW Government funding to support capital works for the protection structure, as well as periodic mass sand nourishment.

Link to Community Strategic Plan

Theme 3: Green

Goal F: Cherished and protected natural beauty

G-F1: Protect our rich environmental heritage by conserving beaches, waterways, bushland, wildlife corridors and inland areas, and the diversity of local native species.

Risk Management

There is considerable risk associated with progressing to implement a whole of embayment terminal protection solution for Wamberal Beach, which requires the coordinated action of multiple landowners to construct and maintain the works. This risk, however, is outweighed by the risk of doing nothing and continuing to allow coastal hazards to affect land at Wamberal Beach.

There is also financial risk related to the uncertainty of future beach nourishment requirements. This report seeks to reduce that risk for landowners, by capping their contribution at \$100/metre of seawall/year. Further analysis is required to understand both the requirements for sand nourishment and a reliable and affordable supply of sand.

The recommendations regarding advocacy to the NSW Government on both coastal protection charges and sand nourishment seek to reduce these risks to Central Coast Council, and other coastal councils facing similar coastal erosion hazards.

2.4 Wamberal Beach Terminal Protection Structure Engineering Design Requirements (contd)



Options

- 1 Support the recommendation as the EDG have been subject to public exhibition and amended to address matters raised during exhibition. **This is the recommended option.**
- 2 Not adopt the EDG. This is not recommended, as it does not provide certainty for landowners and the broader community about the design standard required to optimise public amenity and property protection.

Critical Dates or Timeframes

Adoption of the EDG is required to provide guidance to landowners seeking development consent to construct terminal protection works at Wamberal Beach.

Attachments

1	Final Consultation Report for the Wamberal Beach	Provided Under	D15366448
	Draft Engineering Design Requirements	Separate Cover	
2	MHL Wamberal Beach Terminal Protection	Provided Under	D15366202
	Structure Engineering Design Requirements Final	Separate Cover	



Item No: 2.5
Title: Planning Proposal RZ/107/2020 for 18 Macleay Avenue, Woy Woy
Department: Environment and Planning

11 October 2022 Ordinary Council Meeting

Reference: F2020/00039 - D15294218
Author: Bruce Ronan, Strategic Planner Local Planning and Policy
Scott Duncan, Section Manager Local Planning and Policy
Manager: David Milliken, Unit Manager Strategic Planning
Executive: Alice Howe, Director Environment and Planning

Recommendation

- 1** *That Council request the Chief Executive Officer to exercise delegation issued by the Department of Planning and Environment for RZ/107/2020 or, if required, request the Minister for Planning to proceed with the steps for drafting and making of the amendment to Central Coast Local Environmental Plan 2022.*
- 2** *That Council authorise the Chief Executive Officer (or delegate) to execute the Planning Agreement for Lot 16 DP 255220 as exhibited.*
- 3** *That all those who made submissions during the public exhibition be notified of Council's decision.*

Report purpose

To consider the Planning Proposal and draft Planning Agreement for Lot 16 DP 255220, 18 Macleay Avenue, Woy Woy, following public exhibition, and to seek approval for:

- The Planning Proposal to proceed, resulting in an amendment to the *Central Coast Local Environmental Plan 2022* (CCLEP 2022); and
- The associated Planning Agreement.

Executive Summary

The Planning Proposal seeks to zone the western part of Lot 16 DP 255220 from RE1 Public Recreation to R1 General Residential for the purpose of development for affordable housing.

The proposed Planning Agreement sets out that the owner (Pacific Link Housing Ltd) agrees to dedicate the eastern part of the site (remaining zoned RE1) to Council for drainage purposes and to close two adjoining unused pathways and incorporate them into the developable land.

Background

The subject site is an "L" shaped lot with frontages to Macleay Avenue and Nambucca Drive, Woy Woy. It has an area of 5,273m² and is currently vacant (Figure 1).

The eastern part of the subject site is vegetated and accommodates a watercourse, which drains northwards to Correa Bay. This watercourse is an extension to Council's drainage reserve system to the south. The western part of the site is generally flat with scattered vegetation and adjoins existing lots developed for housing.



Figure 1 – Aerial Photograph

The land was zoned RE1 Public Recreation under *Gosford Local Environmental Plan 2014* (GLEP 2014), even though the land is in private ownership. The RE1 zone has been carried over into the CCLEP 2022 when it came into effect on 1 August 2022 (Figure 2). The Planning Proposal seeks to zone the western part of the land to R1 General Residential, consistent with that of adjoining land under the CCLEP 2022 (Figure 3). The owner proposes to develop the site for housing with the purpose of providing affordable housing.

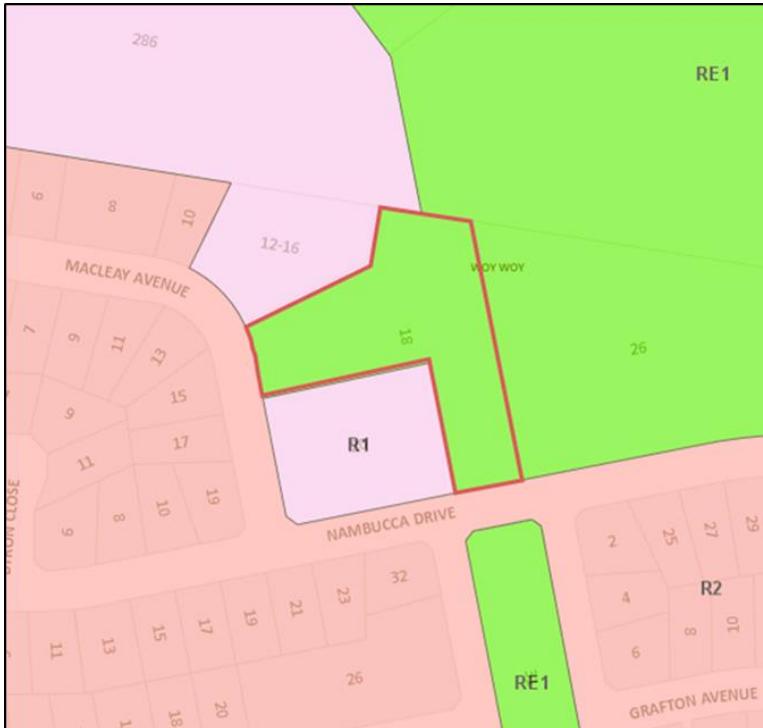


Figure 2 – Existing Zoning under CCLEP

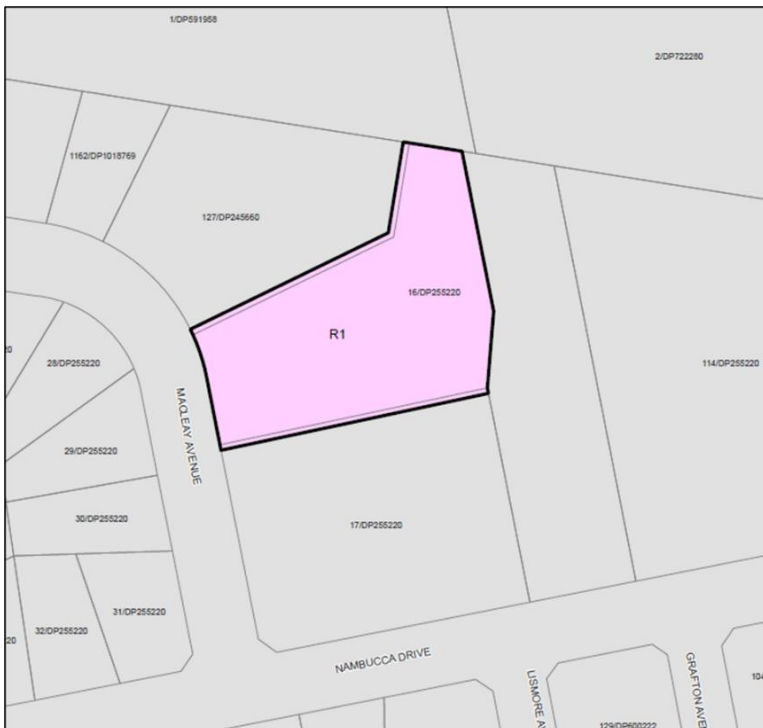


Figure 3 – Proposed Zoning

The eastern part of the site, accommodating the vegetated watercourse, will remain zoned RE1 Public Recreation and be dedicated to Council. The landowner has agreed to dedicate this land to Council via the Planning Agreement. This will enable the efficient management of

2.5 Planning Proposal RZ/107/2020 for 18 Macleay Avenue, Woy Woy (contd)

the land as the watercourse is a continuation of the existing Council-owned drainage system to the south.

Furthermore, the owner agrees to accept ownership of the two pedestrian pathways (1.37m wide) located adjacent to the northern and southern boundaries of the site in accordance with Council's procedures. Acquisition of the pathways is addressed under the Planning Agreement.

On 15 June 2021 Council considered the preparation of the Planning Proposal and draft Planning Agreement and resolved the following:

- 1 *That Council prepare a Planning Proposal to rezone the western part of Lot 16 DP 255220 and the adjoining pathways to R1 General Residential under Gosford Local Environmental Plan 2014 or Central Coast Local Environmental Plan (whichever is in effect at the time).*
- 2 *That Council, as part of the Planning Proposal, apply the following mapping layers to the land proposed to be zoned R1 General Residential:*
 - a) *Minimum Lot Size of 550m²;*
 - b) *Maximum Building Height of 8.5m; and*
 - c) *Floor Space Ratio of 0.7:1 with blue line (under Gosford Local Environmental Plan 2014, or 0.5:1 in Area 1 (under Central Coast Local Environmental Plan)).*
- 3 *That Council submit the Planning Proposal to the Minister for Planning in accordance with Section 3.35(2) of the Environmental Planning and Assessment Act 1979, requesting a Gateway Determination, pursuant to Section 3.34 of the Environmental Planning and Assessment Act 1979.*
- 4 *That Council request delegation for Council to finalise and make the draft Local Environmental Plan, pursuant to Section 3.36 of the Environmental Planning and Assessment Act 1979.*
- 5 *That Council authorise the Chief Executive Officer (or delegate) to enter into a Planning Agreement with the owner of Lot 16 DP 255220 to require:*
 - a) *Dedication of the eastern part of the land to Council for a drainage reserve;*
 - b) *Inclusion of the two adjoining pathways into the subject land in accordance with Council's procedures.*
- 6 *That Council undertakes community and public authority consultation in accordance with the Gateway Determination requirements, including the concurrent exhibition of the draft Planning Agreement.*

2.5 Planning Proposal RZ/107/2020 for 18 Macleay Avenue, Woy Woy (contd)

The Gateway Determination was issued on 20 October 2021 with a timeframe for completion being 20 October 2022.

This report responds to the above Council resolution and provides details of the outcome of the Planning Proposal following public exhibition. The Planning Proposal is currently at the stage in the Local Environmental Plan Amendment Process shown in Figure 4.

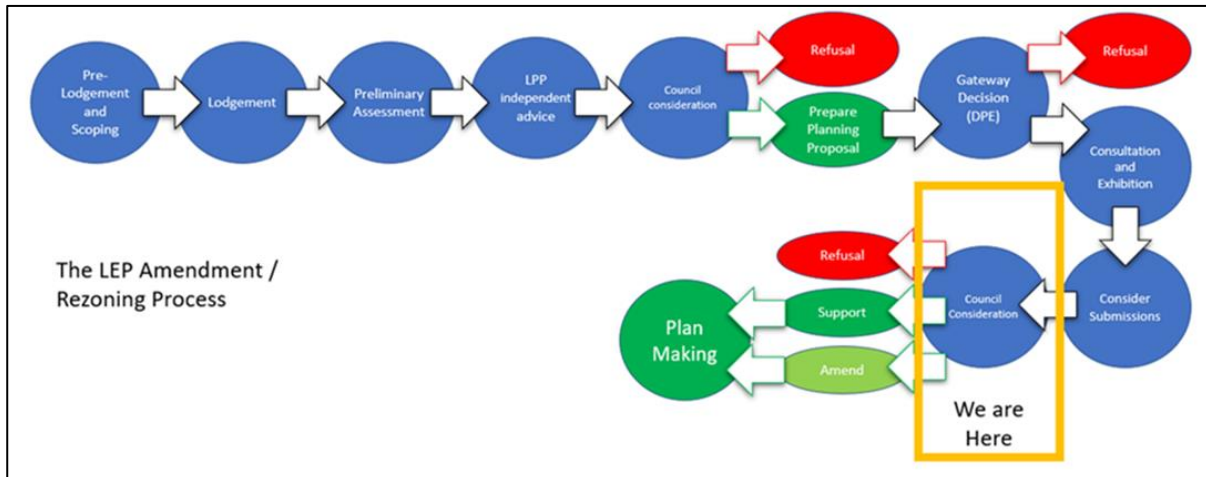


Figure 4 – Local Environmental Plan Amendment/Rezoning Process

Report

The Planning Proposal seeks to:

- Rezone the western part of the subject land to R1 General Residential;
- Apply the minimum lot size of 550m² to the R1 zoned area;
- Apply the maximum building height of 8.5m to the R1 zoned area; and
- Apply the floor space ratio of 0.5:1 (Area 1) to the R1 zoned area.

The accompanying Planning Agreement covers the following matters:

- Dedication of the eastern part of the lot (remaining zoned RE1) to Council for a drainage reserve;
- Regeneration of the land in accordance with an approved Vegetation Management Plan prior to dedication to Council; and
- Closure of the two adjoining pathways and incorporation into the developable part of the lot.

The rezoning of the land to R1 General Residential has strategic merit on the basis that:

- The site is within an established residential area. That part of the land proposed to be zoned R1 General Residential adjoins other R1 zoned land which has been developed for medium density housing.

2.5 Planning Proposal RZ/107/2020 for 18 Macleay Avenue, Woy Woy (contd)

- The Proposal will enable the potential provision of affordable rental housing to meet the needs of people on very low to moderate incomes.
- The eastern part of the site is vegetated and accommodates a watercourse which forms a continuation of the local drainage system. There will be a public benefit in this land coming into public ownership

Public exhibition was scheduled to commence prior to 1 April 2022, however additional time was required to negotiate the Planning Agreement, which delayed the commencement of the public exhibition. Despite timeframes being specified in the Gateway determination, it is important to ensure a good planning outcome and negotiating an appropriate planning agreement is a mechanism to achieve this. Exhibiting the Planning Agreement together with the Planning Proposal offers timeliness and efficiency benefits.

Consultation

The Planning Proposal and draft Planning Agreement were publicly exhibited from 4 August 2022 to 1 September 2022 in accordance with the Department of Planning and Environment's *Guide to Preparing Local Environmental Plans* and the Gateway Determination. Owners of land adjoining and nearby to the subject land were notified of the exhibition.

Community Consultation

Eleven submissions were received during the exhibition period, with two of these being in support of the Planning Proposal. The matters raised in the submissions are listed in detail and responded to in Attachment 1.

The main concerns raised relate to:

- Land zoned RE1 Public Recreation should not be rezoned;
- There is a scarcity of open space in the area;
- The rezoning to R1 General Residential will result in the removal of vegetation and habitat;
- The rezoning to residential will cause the destruction of very limited remaining area of the Endangered Ecological Community (EEC) - Umina Coastal Sandplain Woodland; and
- The site is too far from the services and train station in Woy Woy.

Agency Consultation

The Gateway Determination specified that the NSW Government agencies to be consulted were the Rural Fire Service (RFS) and the Department of Planning and Environment's Biodiversity and Conservation Division (BCD). The issues raised and Council's responses are summarised in Attachment 2.

Internal Consultation

Centres Planning and Urban Design

Significant impacts on Umina Coastal Sandplain Woodland (UCSW) EEC will be avoided by the proposal as it proposes to dedicate the vegetated eastern part of the lot to Council under a Planning Agreement. The Planning Agreement will ensure the drainage reserve is dedicated to Council with a fully funded Vegetation Management Plan.

The proposal is unlikely to have any significant impacts on the local occurrence of the EEC given that the area (0.19Ha) proposed for removal/modification is located on the outer edge of the patch and is currently substantially modified. Impacts on UCSW would also be further reduced by ensuring the required asset protection zones (APZs) do not extend onto the portion of land (drainage reserve) proposed for dedication to Council.

Floodplain Management

The land to be rezoned is within the Flood Fringe area. Based on the available data, the site is only developable within the area defined by Flood Fringe. Flooding up to the 1% AEP is not an issue of concern for the proposed parking area fronting the land to be dedicated to Council. On that basis it can be supported. The area shown as Floodway generally correlates with the area proposed to be dedicated to Council.

Environment and Public Health

The site is suitable for the proposed residential use from a contamination perspective. An Acid Sulfate Soil Management Plan will be required at the DA stage to ensure no degradation of the watercourse that traverses the site and flows into Brisbane Water.

Natural Assets and Biodiversity

The land is not identified for acquisition by Council under the Coastal Open Space System (COSS) or other program to add to the Bushland Reserve at Hillview Street, Woy Woy.

The two pathways to the north and south of Lot 16 DP255220 do not currently appear to have a purpose that benefits Council or the community. No objection to the pathways being disposed of by Council under the standard process.

Open Space and Recreation

There is sufficient open space within a 400m walking distance of the subject land to accommodate the proposed theoretical reduction in RE1 land to meet future population needs. There are local-scale RE1 zoned parcels to the east, north and south within 400m walk of the subject land and there are district and regional RE1 zoned parcels on the Woy Woy Peninsula within a five-minute drive by car.

Social Planning

The Planning Proposal is supported for the following reasons:

- it is for infill residential development within an established residential area comprising both low and medium density housing;
- it will provide affordable rental housing, approximately 21 units comprising 1 and 2 bedrooms, which provides for a diversity of housing options to meet the needs of people on very low to moderate incomes;
- it is well located in relation to services, facilities and social support in Woy Woy Town Centre and public transport (165m to a bus stop and 2.6 km to Woy Woy Train Station), which provides access to a wider range of employment opportunities, facilities and services;
- it is to be developed and managed by a recognised community housing provider with wrap around support services and programs for tenants; and
- it is aligned with the objectives in Council's *Affordable and Alternative Housing Strategy*.

Development Engineering

The site is within an established residential area. The existing residential area is well connected to the public transport network in this location, as well as integrated with nearby cycleways and pedestrian pathways. The site is well located for amenity and transport links that are suitable for affordable housing residents. A traffic analysis indicates that the development will have no material impact on the performance of the local road network.

Water Assessment

There are no significant constraints with respect to water and sewerage. The following items will be assessed as part of any subsequent *Water Management Act 2000* Section 305 Application(s):

- Developer charges will apply in accordance with the *Southern Region Water Supply and Sewerage Development Servicing Plan* (2019);
- The hydraulic designer will be required to make a flow and pressure enquiry from Council's Water Services and Design Section. The Applicant may benefit from upsizing the existing Council 100mm water main to a 150mm water main dependant on the outcomes of their fire design;
- Build over sewer provisions will apply in line with Council's *Building in Proximity to Pipelines Policy*. This may trigger the Applicant to contribute to the relining of the existing gravity sewer main traversing the site; and
- The site is outside the Woy Woy Sewage Treatment Plant buffer zone.

Roads and Drainage Infrastructure

Council is willing to enter into an agreement to provide the two pathway corridors (1.37m wide) adjacent to 18 Macleay Ave, Woy Woy provided it is at nil cost to Council.

Council is willing to accept ownership of the land at the rear of the property as a drainage reserve provided it is at nil cost to Council.

An alignment change for the drainage system through the subject site so it is located under the future internal driveway could be considered at the Development Application stage, subject to the proposal complying with Council's *Civil Works Specification*.

Financial Considerations

At its meeting held 19 October 2020, Council resolved the following:

1108/20 That any motions put before Council for the remainder of this term of Council that have financial implications require the Chief Executive Officer to provide a report on how those additional costs will be met.

The following statement is provided in response to this resolution of Council.

Adoption of the staff recommendation has no material direct bottom-line budget implications for Council. The direct cost to Council is the preparation of the Planning Proposal, which will be charged as per Council's fees and charges on a cost recovery basis. Relevant local drainage requirements are dealt with via the Planning Agreement.

Link to Community Strategic Plan

Theme 1: Belonging

Goal A: Our community spirit is our strength

B-A4: Enhance community safety within neighbourhoods, public spaces and places.

Theme 3: Green

Goal F: Cherished and protected natural beauty

G-F1: Protect our rich environmental heritage by conserving beaches, waterways, bushland, wildlife corridors and inland areas, and the diversity of local native species.

Theme 4: Responsible

Goal I: Balanced and sustainable development

R-I2: Ensure all new developments are well planned with good access to public transport, green space and community facilities and support active transport.

R-I3: Ensure land use planning and development is sustainable and environmentally sound and considers the importance of local habitat, green corridors, energy efficiency and stormwater management.

R-I4: Provide a range of housing options to meet the diverse and changing needs of the community and there is adequate affordable housing.



Risk Management

Any risks identified to the natural and built environment associated with this proposed amendment to CCLEP 2022 have been assessed as part of the Planning Proposal and are considered appropriate in light of the rezoning outcomes that would be achieved. Further assessment of these risks will be undertaken at the Development Application stage.

Options

- 1 Adopt the proposed amendments to CCLEP and planning agreement as the Planning Proposal has strategic merit. This is the **recommended option**. The basis for this recommendation is:
 - land zoned RE1 is unsuitable for privately owned land;
 - the Planning Proposal represents a rationalisation of the urban footprint in an established residential area which is already developed for medium density housing;
 - the Planning Proposal will enable the provision of affordable rental housing to meet the needs of people on very low to moderate incomes; and
 - there will be a public benefit in the existing watercourse coming into public ownership.
- 2 Refuse to support the Request for a Planning Proposal. This option is not recommended. Should the Planning Proposal not be supported, an opportunity will be missed for rezoning suitable land for affordable housing.

Attachments

- | | | | | |
|---|---|---------------------------------|-------------------------------|-----------|
| 1 |  | Community Consultation Comments | Provided Under Separate Cover | D15336105 |
| 2 |  | Agency Comments | Provided Under Separate Cover | D15336108 |



Item No: 2.6
Title: Adoption of Davistown and Empire Bay Floodplain Risk Management Study and Plan
Department: Environment and Planning

11 October 2022 Ordinary Council Meeting

Reference: F2020/00505 - D15117499
Author: Parissa Ghanem, Team Leader Floodplain Management and Senior Planner
Manager: Luke Sulkowski, Unit Manager, Environmental Management
Executive: Alice Howe, Director Environment and Planning

Recommendation

That Council:

- 1 *Adopt the Davistown and Empire Bay Floodplain Risk Management Study and Plan acknowledging the following changes after the public exhibition and community consultation:***
 - ***Removing action FM DT1 from the Draft Plan and adding action FM DT2***
 - ***Removing the shading of properties in action EB05, noting that the final alignment of the easement is to be undertaken as part of the Climate Change Adaptation Masterplan and associated feasibility assessment.***
- 2 *Advise those who made submissions of Council's decision.***

Report purpose

To consider adoption of the *Davistown and Empire Bay Floodplain Risk Management Study and Plan*.

Executive Summary

Central Coast Council commissioned Rhelm Pty Ltd to prepare a Floodplain Risk Management Study and Plan (FRMSP) for the Davistown and Empire Bay catchments. The draft FRMSP quantify the nature and extent of the existing flooding issues and recommend actions to better manage the existing, future, and continuing flood risk.

The draft FRMSP also aim to build community resilience to flooding and include flood mitigation works, emergency management plans, flood warning processes, land use planning, and suitable design of infrastructure and buildings.

The draft FRMSP were placed on public exhibition for a period of six weeks from 15 February 2021 until 26 March 2021. Submissions were evaluated and proposed

2.6 Adoption of Davistown and Empire Bay Floodplain Risk Management Study and Plan (contd)

amendments for flood management are made to the final FRMSP. The consultation summary including key issues raised during the exhibition are presented in Attachment 6.

NSW Floodplain Risk Management Process

The NSW Government has established the *Floodplain Development Manual* (2005) as a framework for councils to carry out floodplain management responsibilities. The Floodplain Risk Management process involves the following four sequential stages:

- 1 Preparation of a Flood Study- To determine the nature and extent of the flood problem: flood levels, velocities, and associated flood mapping.
- 2 Preparation of a Floodplain and Risk Management Study- To identify, assess and compare various risk management options.
- 3 Development of a Floodplain Risk Management Plan- To recommend specific flood risk management measures to guide priorities for Council and the State Emergency Service (SES).
- 4 Implementation of the Plan- To provide advice and carry out actions in accordance with the plan.

The Davistown and Empire Bay FRMSP represents steps 2 and 3 in the above process. Two-thirds of the funding for the projects has been provided by the NSW Government, with the remaining third funded by Council.

Adoption of Floodplain Risk Management Plans is a prerequisite for being eligible to seek further grant funding assistance for costs associated with the implementation of the recommended flood mitigation works and other management plan actions.

Study Area

The study area includes much low-lying land in Davistown and Empire Bay, that is both flood prone and subject to tidal inundation.

The Davistown catchment consists primarily of the suburb of Davistown, situated to the south of Saratoga. Davistown area is surrounded by foreshore areas and surrounding waterbodies to the east, south and west; namely The Broadwater, Cockle Bay, Cockle Channel and Lintern Channel.

The Empire Bay catchment consists of the suburb of Empire Bay and the south-western section of Bensville. Cockle Channel and Cockle Bay are the waterbodies situated on the

2.6 Adoption of Davistown and Empire Bay Floodplain Risk Management Study and Plan (contd)

northern side of the catchment. Land-use in the catchment is primarily residential with significant areas of bushland and other vegetated areas.

Preparation of the Floodplain Risk Management Study and Plan

A FRMSP has been prepared, which contains various recommended actions to manage existing and future flood risk and is considered for adoption by Council via the recommendations in this report.

The project was undertaken by Rhelm Pty Ltd and overseen by Council's Catchments to Coast Advisory Committee (CCAC). The CCAC comprises community representatives, Council staff and a representative from the NSW Department of Planning and Environment (DPE). The NSW State Emergency Service (SES) has also been engaged throughout the preparation of the draft FRMSP as a key stakeholder.

The draft Plan draws on the analysis undertaken in the draft Study and the *Davistown Empire Bay Climate Change Adaptation Study* (CCAS) and presents the recommended measures for managing flood risk at Davistown and Empire Bay, as well as the strategy to implement these measures.

Recommended Management Actions from the Plan

The draft FRMSP assessed many options to best manage flood risk in the study area. This included a multi-criteria analysis, which considered cost, cost-benefit ratio, flood impact, emergency response, environmental impacts, and community feedback. The recommendations for implementation are listed below and have been prioritised as high, medium, and low actions.

The two indicative timeframes are determined as below:

- Immediate – this indicates actions that could be implemented in the short term (less than five years) if funding and resourcing permits. Feasibility of the action is generally high and additional investigations or further development of the management strategy would be minimal; and
- Staged – this indicates actions that could be undertaken in the short to medium term (up to 10 years). However, additional investigations, feasibility studies or further development of the management strategy are likely to be required. Where appropriate, interim policy and planning measures could be employed in the intervening time.

Primary Type of flood Risk Addressed	Recommendation ID	Recommendation Name	Indicative Time Frame / Priority
Catchment Flood Risk	FM EB01 & FM EB06	Pomona Road easement and drainage upgrades	Staged / Low Priority
	EB05	Myrtle to Kendall road easement	Staged / Low Priority (to be completed as part of the CCAS)
	PM01	Flood planning recommendations	Immediate / High Priority
	EM03	Provide data to inform future road drainage improvements – Empire Bay Drive and other flood affected roads	Immediate / Medium Priority
	EM05	Flood warning signs (at Empire Bay Drive)	Immediate / Medium Priority
Brisbane Water Flood Risk	FM DT2	Davistown foreshore barrier	Staged / High Priority
	FM EB04	Empire Bay foreshore barrier	Staged / Medium Priority
	EM01	Review of evacuation centres	Immediate / High Priority
	FM EB02	Seawall construction guidelines	Immediate / High Priority
Tidal Flood Risk	CCA-01	Advance to the next stages of the Davistown and Empire Bay climate change adaptation planning process.	Staged / High Priority
	CCA-02	Provide information to assist in next stages of the Davistown and Empire Bay climate change adaptation planning process.	Immediate / High Priority
Measures Applicable to all mechanisms of Flooding	EM06 & PM04	Flood education programs	Immediate / Medium Priority
	EM04	Flood warning systems	Immediate / Medium Priority

These recommended actions are shown in Figures 1 and 2 below.

Consultation

Details on the project consultation including public exhibition are summarised in Attachment 6.

Outcomes of Public Exhibition

Generally, there was positive community support for the majority of the recommended actions during the public exhibition period, however there were two main points raised.

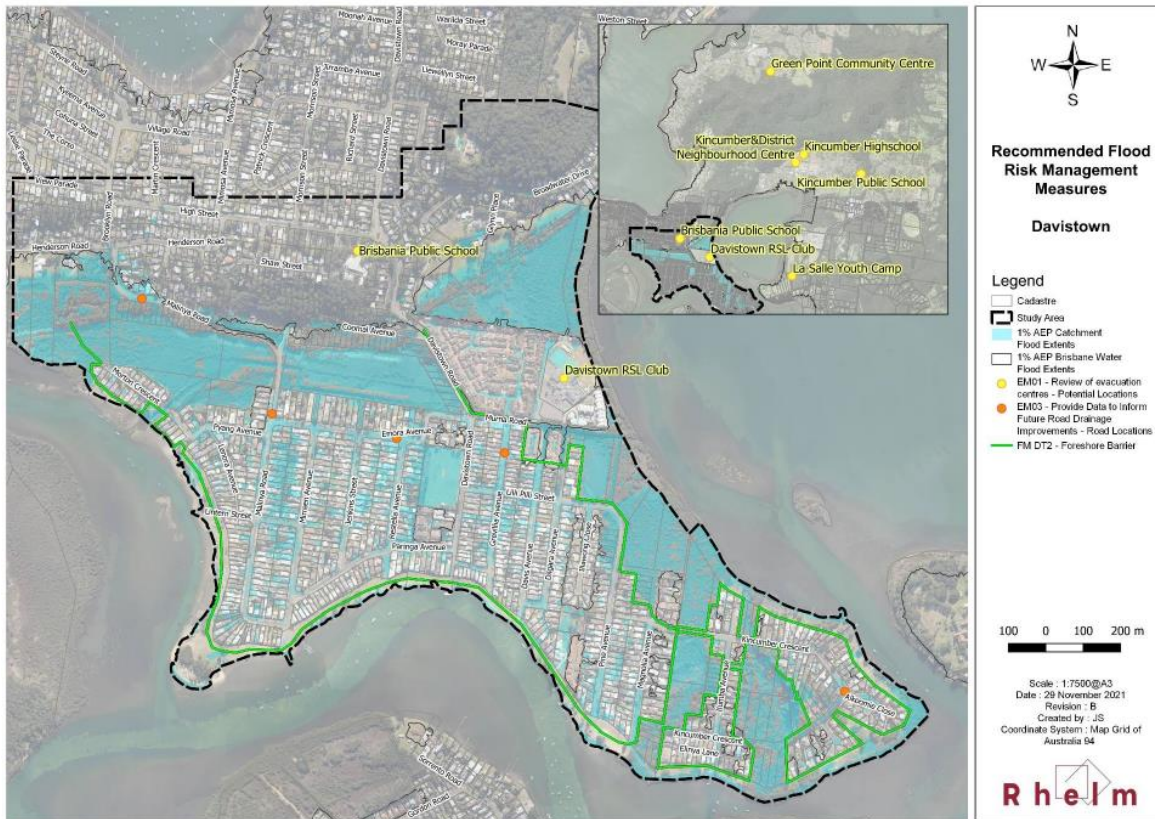


Figure 1 – Recommended flood risk management measures - Davistown

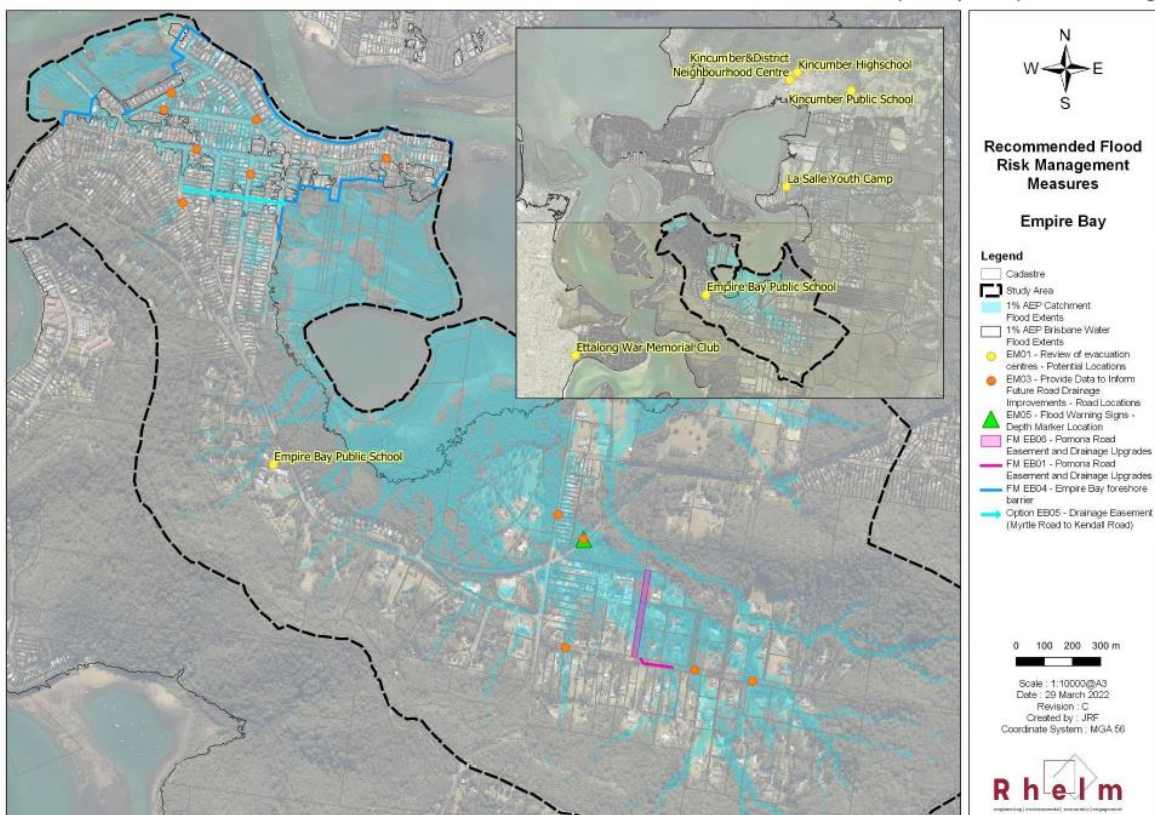


Figure 2 – Recommended flood risk management measures – Empire Bay

- 1 The alignment of the proposed Davistown foreshore barrier (FM DT1) was raised as a major concern during the public exhibition, particularly for residents along Morton Crescent and east of Magnolia Avenue, which were left outside the proposed foreshore barrier. These residents were concerned that their property value would decrease in the future as a result. Thus, an alternative solution (FM DT2) has been proposed whereby the barrier will be extended to include the properties along Magnolia Avenue and Morton Crescent. This alternative solution addresses the resident concerns and has no impact on the overall outcome of the Plan.
- 2 The proposed drainage easement from Myrtle Road to Kendall Road (FM EB05) also resulted in community raising their concerns with regards to property acquisition and future uncertainty, even for property owners who live in the vicinity of the proposed easement. Ultimately, it was recommended that this action be amended to not show properties affected by the easement location, and instead conduct further feasibility assessments for this action as part of the Climate Change Adaptation Masterplan.

All submissions were considered by Council staff and consultants and the above changes were made to the draft FRMSP in preparation for the adoption of its final version.

Climate Change

Prior to the preparation of this FRMSP, a climate change adaptation study for Davistown and Empire Bay was undertaken (Rhelm, 2020) to inform the development of a regional adaptation masterplan and these associated processes. This climate change adaptation study focused on the technical analysis of potential landforms and associated measures to provide flood protection against existing and future flood risk associated with both catchment and ocean flooding (both tidal and storm induced).

Following on from the adaptation study, this FRMSP recommends the following action:

- CCA-01 Advance to the next stages of the Davistown and Empire Bay climate change adaptation planning process

The FRMSP recommends that Council progresses with next planning stage, which is the development of a *Climate Change Adaptation Landform and Drainage Master Plan* for Davistown and Empire Bay.

Financial Considerations

Although adoption of the FRMSP itself does not have any financial impact upon Council, the implementation of the recommended management actions in the plans do require a commitment of financial investment for Council and other authorities. The FRMSP gives

2.6 Adoption of Davistown and Empire Bay Floodplain Risk Management Study and Plan (contd)

guidance on implementation timeframe as a best-case scenario for mitigating flood risks to the community.

Once the FRMSP has been adopted by Council, the recommended actions identified within the plan become eligible for NSW Government grant funding. These projects would be listed and ranked on Council's future capital works program; funding options for each would be considered at the time of listing on the 4-year Delivery Program.

It should be noted that the FRMSP commits Council to implementing the Master Plan (including the foreshore barriers and land raising) in principle; however, the final decision on how to proceed will be informed by detailed feasibility analysis.

The concept level economic analysis undertaken in this FRMSP does not include the following unquantified benefits such mitigating the loss of public infrastructure (beyond parks and roads), loss of environmental values (e.g. wetland preservation through tidal management), and loss of recreational values (foreshore reserves etc.).

Detailed economic feasibility analysis would be undertaken as part of action CCA-01, this would involve the inclusion of the unquantified benefits and would also typically involve a more detailed understanding of design, costs and community input.

Sensitivity analysis undertaken as part of the FRMSP shows that for the structural options such as Empire Bay Foreshore Barrier (FM EB4), the Benefit Cost Ratio (BCR) improves significantly (>1) with a 20% increase in the rate of sea level rise. Similarly, BCR increases (>1) if the actual discounted rate used in Net Present Value (NPV) calculations are less than the conservatively assumed 7%.

Link to Community Strategic Plan

Theme 4: Responsible

Goal I: Balanced and sustainable development

R-I3: Ensure land use planning and development is sustainable and environmentally sound and considers the importance of local habitat, green corridors, energy efficiency and stormwater management.

Risk Management

The FRMSP draws upon latest flood modelling techniques to reassess potential flood problems and to re-evaluate the suite of available floodplain management measures to better manage the risk to life and property posed by flooding.

2.6 Adoption of Davistown and Empire Bay Floodplain Risk Management Study and Plan (contd)

Choosing to not adopt the draft FRMSP would mean that Council was not utilising the best available information to inform its flood management decisions and would deem Council ineligible for future grant funding.

Once an FRMSP is adopted by Council, its recommended actions need to be implemented to gain the benefits to the community outlined in the plan. These are to be incorporated into Council's operational and capital works programs.

The structural modification work actions will be prioritised in their works program, noting the possible opportunity for grant funding assistance. All other actions will be incorporated into Council's future plans as and when resources allow.

Options






Once the FRMSP has been adopted by Council, the recommended actions identified within the plan become eligible for grant funding from various external departments including DPE. Mitigation works can be ranked against other mitigation works across the Central Coast Local Government Area to justify the works to be included in the Delivery Program and Operational Plan depending on the nature of the works.

Choosing to not adopt the draft Study and Plan would deem Council ineligible for future grant funding through various government departments in order to implement the recommended management actions. This will result in increased flood risk to the community. However, implementation of the plan is not only dependent upon external grant funding and a positive feasibility outcome but also availability of internal funding to match the grant funding.

Critical Dates or Timeframes

As per the workplan approved by the funding body, NSW Government Department of Planning and Environment, to release the grant contribution to the project, finalisation is nominated to be 1 November 2022.

Attachments

	1 J1154_R04_Davistown_Empire Bay_FRMS_FINAL_01	Provided Under	D15195264
		Separate Cover	
	2 J1154_R04_Davistown_Empire Bay_FRMS_FINAL_01	Provided Under	D15195266
	- Map Compendium	Separate Cover	
	3 J1154_R05_Davistown_Empire Bay_FRMP_FINAL_01	Provided Under	D15195268
		Separate Cover	
	4 J1154_R05_Davistown_Empire Bay_FRMP_FINAL_01	Provided Under	D15195271
	- Map Compendium	Separate Cover	
	5 Submissions_Compilation_V01	Provided Under	D15266355
		Separate Cover	

2.6 Adoption of Davistown and Empire Bay Floodplain Risk Management Study and Plan (contd)

6	Davistown Empire Bay Supplementary Report	Provided Under Separate Cover	D15354404
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Item No: 2.7
Title: Adoption of Northern Lakes Floodplain Risk Management Study and Plan
Department: Environment and Planning



11 October 2022 Ordinary Council Meeting

Reference: F2004/00144 - D15197749
Author: Parissa Ghanem, Team Leader Floodplain Management and Senior Planner
Manager: Luke Sulkowski, Unit Manager Environmental Management
Executive: Alice Howe, Director Environment and Planning

Recommendation

That Council:

- 1 *Adopt the Northern Lakes Floodplain Risk Management Study and Plan (Attachment 1).***
- 2 *Advise those who made submissions of Council's decision.***

Report purpose

To consider adoption of the *Northern Lakes Floodplain Risk Management Study and Plan* (FRMSP).

Executive Summary

Central Coast Council commissioned NSW Government's Manly Hydraulics Laboratory (MHL), with financial assistance from the NSW Government, to prepare a FRMSP for the Northern Lakes catchments. The draft Northern Lakes FRMSP quantify the nature and extent of the existing flooding issues and recommend options to better manage the existing, future and continuing flood risk.

The draft FRMSP also aim to build community resilience to flooding and include flood mitigation works, emergency management plans, flood warning processes, land use planning, and suitable design of infrastructure and buildings.

The draft FRMSP were placed on public exhibition for a period of four weeks from 15 February 2021. The submissions received were evaluated and proposed amendments for flood management are made to the final FRMSP, which are summarised in the sections below along with the key issues raised during the exhibition.

NSW Floodplain Risk Management Process

The NSW Government has established the *Floodplain Development Manual* (2005) as a framework for councils to carry out floodplain management responsibilities. The Floodplain Risk Management process involves the following four sequential stages.

- 1 Preparation of a Flood Study- To determine the nature and extent of the flood problem: flood levels, velocities, and associated flood mapping.
- 2 Preparation of a Floodplain and Risk Management Study- To identify, assess and compare various risk management options.
- 3 Development of a Floodplain Risk Management Plan- To recommend specific flood risk management measures to guide priorities for Council and the State Emergency Service (SES).
- 4 Implementation of the Plan- To provide advice and carry out actions in accordance with the plan.

The Northern Lakes FRMSP represents step 2 and 3 in the above process. Two-thirds of the funding for the projects has been provided by the NSW Government, with the remaining third funded by Council.

Adoption of a FRMSP is a prerequisite in being eligible to seek further grant funding assistance for costs associated with the implementation of the recommended flood mitigation works and other management plan actions.

Study Area

The Northern Lakes includes the local catchments surrounding Lake Munmorah, Budgewoi Lake and the northern half of Tuggerah Lake. The objective of this project is to undertake a Floodplain Risk Management Study and to develop a Floodplain Risk Management Plan for the Northern Lakes catchment focusing on overland flooding. Mainstream flooding generated by elevated levels in the Northern Lakes was not part of this study.

The Northern Lakes catchments occupy a combined area of 33.5km². The study area comprises a number of suburbs that surround the inter-connected Lake Munmorah, Budgewoi Lake and Tuggerah Lake system; namely Wyongah, Gorokan, Lake Haven, Charmhaven, San Remo, Buff Point, Budgewoi, Halekulani, Lake Munmorah, Noraville, Toukley and Norah Head. The study area is comprised largely of residential land, with areas of commercial, light industrial, open space and bushland occurring in smaller amounts throughout the area. The downstream areas of the catchment are impacted by flooding from Tuggerah Lakes.

Preparation of the Floodplain Risk Management Study and Plan

A FRMSP has been prepared, which contains various options for potential future implementation to manage existing and future flood risk, and is considered for adoption by Council via the recommendations in this report.

The project was carried out by MHL and overseen by the Catchments to Coast Advisory Committee (CCAC). The CCAC comprises community representatives, Council staff and a representative from the NSW Department of Planning and Environment (DPE). The NSW State Emergency Service (SES) has also been engaged throughout the preparation of the draft Northern Lakes FRMSP as a key stakeholder.

The draft Northern Lakes FRMSP draws from the conclusions of the analysis undertaken in the *Northern Lakes Flood Study* (2015), the first stage of the current project, and the *Tuggerah Lakes Floodplain Risk Management Study and Plan* (2015). The Northern Lakes FRMSP is complementary to the current Tuggerah Lakes Flood FRMSP as it focuses on the overland flooding, while the Tuggerah Lakes FRMSP focused on the lake (mainstream) flooding generated by Budgewoi Lake, Lake Munmorah and Tuggerah Lake.

Recommended Management Actions from the Plan

The draft Northern Lakes FRMSP assessed many options to best manage flood risk in the study area. This included a multi-criteria analysis, which considered cost, cost-benefit ratio, flood impact, emergency response, environmental impacts, and community feedback. The recommendations for implementation are listed below and have been prioritised as high, medium and low measures. The locations of specific risk mitigation measures are shown in Figure 1.

FLOOD MODIFICATION MEASURES	Priority	Indicative Timeframe
Greenacre Ave, Lake Munmorah culvert upgrade	Medium	1-2 yr
Crossingham St, Canton Beach culvert upgrade	Medium	1-2 yr
Pathway and culvert upgrade between Lett St, Gorokan and Tuggerah Lake	High	0-1 yr
Woodland Parkway Reserve entrance excavation	High	0-1 yr
PROPERTY MODIFICATION MEASURES		
Prepare a scoping study including detailed floor level survey, consultation and site inspections to further assess feasibility of establishing a small voluntary house raising scheme	Low	> 2 yr
Prepare Council's flood-proofing Guidelines, prepare a one-page, graphic summary of the Guidelines	Medium	1-2 yr
Review and adopt the revised flood risk management provisions of Central Coast DCP including freeboards for the study area	High	0-1 yr

RESPONSE MODIFICATION MEASURES	Priority	Indicative Timeframe
Improve emergency response planning: <ul style="list-style-type: none"> • Update Local Flood Sub-Plan in view of the flood risk information in the Northern Lakes FRMSP; • Encourage and assist key floodplain community members who are likely to be impacted by flooding to prepare and update their own flood emergency plans 	High	0-1 yr
Improve flood warning system: <ul style="list-style-type: none"> • Alarm the Toukley rain gauge so that it issues email/SMS when rain triggers are reached; • Install a new real-time rain gauge in the vicinity of Lake Munmorah/Freemans • Transition towards a system where people living or working in the floodplain can stay informed via a web portal that allows access to data • Devise appropriate messages to accompany the rainfall alerts • Tuggerah Lake Warning System 	Medium	1-2 yr
Prepare dam break analyses for both existing Gorokan Park basin and sport fields directly east of Lake Haven Shopping Centre	Medium	1-2 yr
Flood Education: <ul style="list-style-type: none"> • Develop a library or mobile display using historical flood photos, modelled flood extents and appropriate messaging; • Develop an accessible flood emergency plan template suitable for use by Northern Lakes businesses, in conjunction with Wyong Regional Chamber of Commerce; • Hold a Business FloodSafe Breakfast in conjunction with Wyong Regional Chamber of Commerce; • Conduct 'meet-the-street' type events for residents at four key locations in catchment; • Engage with students at Local Schools to help them understand flood behaviour near the school and to promote safe responses; • Install signage in flood prone carparks; • Install flood depth indicators at ~5 low-points on roads; • Install signage in any detention basins where flooding could pond 	High	1-2 yr

Consultation

The draft Northern Lakes FRMSP was placed on public exhibition for a period of four weeks from 15 February 2021, following review by Council's CCAC on 25 August 2020, to provide the community to submit any comment on the recommended floodplain management measures. Fifteen community submissions were received. Further details on the project

2.7 Adoption of Northern Lakes Floodplain Risk Management Study and Plan (contd)

consultation and outcomes of the exhibition are presented in Attachment 5. No major amendment to the draft document was required to be undertaken after the public exhibition.

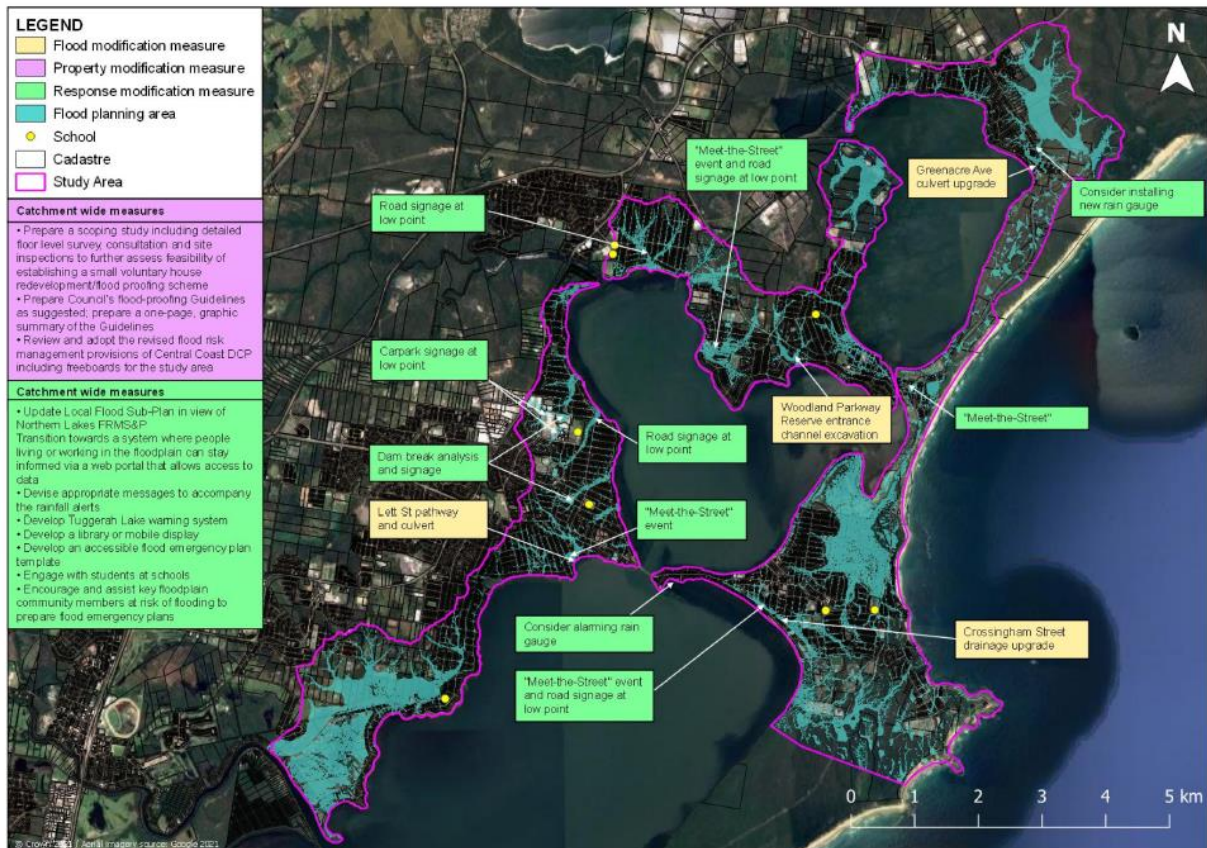


Figure 1 – Proposed flood risk mitigation measures

Climate Change

Council is obliged to undertake a climate change sensitivity analysis as part of the floodplain management process. A sensitivity analysis was undertaken, and further details have been provided in Attachment 5.

Financial Considerations

Although adoption of the Northern Lakes FRMS&P itself does not have any financial impact upon Council, the implementation of the recommended management options in the plans do require a commitment of financial investment for Council and other authorities. There is no definitive timeframe for implementation of these works and other options, which can be either performed as business-as-usual or ranked and listed for consideration of funding through relevant grant programs and Council's long-term financial plan.

Many of the options can be progressed at business as usual, without a significant amount of additional funding. The capital cost of implementing the flood modification options within the Northern Lakes FRMS&P is \$4.1M, which includes upgrade of the pathway and culvert

under Lett St in Gorokan would have a Benefit Cost Ratio (BCR) of 1.48; while the Woodland Parkway Reserve channel excavation would have a BCR of 1.6. The Greenacre Road culvert upgrade in Lake Munmorah; and the Crossingham Street culvert upgrade in Canton Beach would have a BCR of 0.76 and 0.89 respectively.

Should the Northern Lakes FRMSP be adopted by Council, the recommended actions identified within it become eligible for NSW Government grant funding. Mitigation works can be ranked against other mitigation works across Council's Long Term Financial Plan to justify the works to be included in the Delivery Program and Operational Plan depending on the nature of the works.

Link to Community Strategic Plan

Theme 4: Responsible

Goal I: Balanced and sustainable development

R-13: Ensure land use planning and development is sustainable and environmentally sound and considers the importance of local habitat, green corridors, energy efficiency and stormwater management.

Risk Management

The FRMSP draws upon latest flood modelling techniques to reassess potential flood problems and to re-evaluate the suite of available floodplain management measures to better manage the risk to life and property posed by flooding.

Choosing to not adopt the draft study and plan would deem Council ineligible for future grant funding through various government departments in order to implement the recommended management options to alleviate flooding in these catchments.

Once a FRMSP is adopted by Council its recommended actions need to be implemented to gain the benefits to the community. These are to be incorporated into Council's Operational and capital works programs, as budgets allow. The infrastructure modification works options will be prioritised in future works program, noting the possible opportunity for grant funding assistance

Options






The option available to Council are to:

- 1 Adopt the Northern Lakes FRMSP. This is the recommended option as it identifies priority actions to improve flood management within the Northern Lakes area and makes Council eligible for grant funding to deliver the identified actions.

2.7 Adoption of Northern Lakes Floodplain Risk Management Study and Plan (contd)

- 2 Not adopt the Northern Lakes FRMSP. This is not recommended as it would mean Council was not acting on the best available information, with respect to flood management.
- 3 Make further amendments to the Northern Lakes FRMSP. This is not recommended as the Floodplain Development Manual process has been followed to get to this point.

Attachments

1	MHL2571 Northern Lakes FRMSP FINAL	Provided in	D15198087
	20210910	Supplementary Agenda	
2	Northern Lakes FRMSP Appendices Volume 1	Provided in	D15366211
	of 3_2021_09_10_Reduced	Supplementary Agenda	
3	Northern Lakes FRMSP Appendices Volume 2	Provided in	D15366221
	of 3_2021_09_10_Reduced	Supplementary Agenda	
4	Northern Lakes FRMSP Appendices Volume 3	Provided in	D15366239
	of 3_2021_09_10_Reduced	Supplementary Agenda	
5	NL_Supplementary_Report	Provided in	D15322007
		Supplementary Agenda	



Item No: 2.8
Title: Proposed Realignment of Glenning Valley, Berkeley Vale and Fountaindale Suburb Boundaries
Department: Corporate Services

11 October 2022 Ordinary Council Meeting

Reference: F2004/00500-005 - D15359076
Author: Roslyn Young, Section Manager Information Services
Manager: Jamie Beal, Unit Manager Information and Technology
Executive: Krystie Bryant, Director Corporate Services (Acting)

Recommendation

- 1 That Council resolve to adopt the proposal to realign the Glenning Valley and Berkeley Vale suburb boundaries.**
- 2 That Council resolve not to adopt the proposal to realign the Fountaindale suburb boundary.**
- 3 That Council resolve to renumber Torrellia Way in accordance with the Australian/New Zealand Standards AS/NZS 4819:2011 – Rural and Urban addressing.**
- 4 That Council submit the proposal to the Geographical Names Board for approval.**
- 5 That Council notify all affected residents and government departments of updated addresses.**

Report purpose

To provide a further report, as required by Council resolution 307/21, detailing submissions received through public consultation for the proposed boundary realignment of the suburbs of Berkeley Vale, Glenning Valley and Fountaindale including the street renumbering of all properties in Torrellia Way.

Executive Summary

At its Ordinary meeting on 14 December 2021, Council endorsed the recommendation to realign the suburb boundaries of Glenning Valley, Berkeley Vale and Fountaindale including the street re-numbering of properties in Torrellia Way in accordance with the Australian/New Zealand Standards AS/NZS 4819:2011 Rural and Urban addressing.

Approximately 150 properties were proposed to be affected by the proposed suburb boundary realignment and 28 properties were proposed to be affected by the proposal to renumber Torrellia Way.

Based on the 28 day public consultation with affected property owners, Council received a total of 35 submissions relating to the proposed suburb boundary realignment. Of these, 31 submissions supported the proposed boundary realignment, 3 submissions raised objections or concerns and 1 raised questions in relation to how the proposed realignment would affect their property.

Council received a total of 11 submissions relating to the renumbering of Torrellia Way. Of these, 2 submissions supported the renumbering, 8 were opposed to the renumbering and 1 was undecided.

Although the majority of residents in Torrellia Way are opposed to the street renumbering, Council is required to allocate street numbers in accordance with the Australian/New Zealand Standard 4819:2011 – Rural and Urban Addressing; NSW Address Policy and NSW Retrospective Address Policy.

In order to ensure clear, consistent and compliant numbering and boundary delineation, Council seeks to finalise the suburb boundary rationalisation and associated street re-numbering changes, inclusive of minor changes to the original proposal.

Background

At its Ordinary meeting on 14 December 2021, Council resolved:

307/21 *Resolved*

- 1 *That Council resolve to realign the Glenning Valley, Berkeley Vale and Fountaindale suburb boundaries including the renumbering of properties in Torrellia Way according to Australian/New Zealand Standards AS/NZS 4819:2011 Rural and Urban addressing.*
- 2 *That Council commence 28 day consultation period and seek comment from affected property owners and other government departments.*
- 3 *That following the consultation period, a further report be provided to Council for the purpose of considering submissions received.*

Consultation

Public consultation has been held with all affected property owners for the proposed suburb boundary realignment and the proposed renumbering of Torrellia Way.

Consultation for the suburb boundary realignment commenced on 21 April 2022 with the distribution of letters to all affected property owners, advising of the proposal to realign the suburb boundaries of Glenning Valley, Berkeley Vale and Fountaindale. A total 35 submissions were received during the 28 day consultation period; 31 submissions supported the proposed boundary realignment; 3 submissions raised objections or concerns and 1 question was raised in relation to how the proposed realignment would affect their property.

Consultation for the renumbering of Torrellia Way commenced on 4 May 2022 with the distribution of letters to all affected property owners, advising of the proposed renumbering. A total of 11 submissions were received during the 28 day consultation period; 2 submissions supported the proposal; 8 submissions raised objections and 1 submission was undecided.

Submission Analysis

Objections and concerns in relation to the proposed suburb boundary realignment are summarised below. It should be noted all raised are in relation to the proposed Fountaindale suburb boundary realignment.

- 1 Property does not form part of the Glades subdivision and was marketed as being in Fountaindale.
- 2 Fountaindale is a boutique suburb made up of almost exclusively acreage properties and Glenning Valley is a mix of housing lots and is increasingly being urbanised.
- 3 The proposed realignment of Fountaindale boundary would cause confusion with emergency services as it does not align with GNB recognised suburb boundaries i.e. roads, rivers, railway and major road centrelines.
- 4 Will cause changes to school boundaries.
- 5 The reasoning behind the boundary realignment was due to marketing of the Glades Estate as Glenning Valley – this does not impact on existing properties in Fountaindale.
- 6 The financial cost of the suburb change to residents.
- 7 Will require Postcode change for Fountaindale residents.
- 8 Properties in Fountaindale within the proposed area for boundary realignment are zoned E4 Environmental Living and are not scheduled for residential urban development.
- 9 Residents in Fountaindale have a strong sense of belonging to the Fountaindale community.
- 10 Confusion about property which will be located within both the suburbs of Glenning Valley and Fountaindale.

Objections in relation to the proposed renumbering of Torrellia Way are summarised below.

- 11 The costs that would be incurred with the renumbering.
- 12 No issues currently with emergency services finding properties.
- 13 Proposed renumbering will inconvenience families and residents.
- 14 Will cause confusion with utilities, insurance etc
- 15 What compensation will be paid to residents to have mail re-directed.
- 16 Proposal expensive and ridiculous – houses are already using Lot numbers as addresses.

Submission Response

Objections and concerns 1-10

Council officers have reviewed the submissions and consider the objections raised carry the necessary merit to remove Fountaindale from the suburb boundary realignment proposal. The distinction between Fountaindale as a boutique suburb comprised of small acreages and the urban allotment area proposed for realignment is a significant contributing factor for leaving the existing suburb and community intact.

Objections and concerns 10-16

As the designated local addressing authority Council is responsible for assigning property addresses in line with the Australian/New Zealand Standard 4819:2011 – Rural and Urban Addressing; NSW Address Policy and NSW Retrospective Address Policy.

As part of the Glades Estate subdivision, the creation of new allotments in Torrellia Way resulted in non-compliant and inconsistent street addressing. The Council proposal to renumber the street in its entirety is to ensure the addressing is sequential and compliant with the above standards and policies and enable the timely location of these properties for service providers and emergency services.

Whilst Council recognises that some delays may occur with Government departments and private bodies updating their records, the following will be actioned by Council to assist with a smooth transition from the existing residential addresses to the new addresses in Torrellia Way:

- A mail redirection with Australia Post for a period of 12 months;
- Notification of new addresses to public agencies such as but not limited to NSW Department of Customer Services, NSW Valuer Generals, Telstra, Ausgrid, Jemena, Australia Electoral Commission as well as local emergency services;
- Each property owner will receive a letter outlining their new address which can be further used as proof of location for update of private company records.

2.8 Proposed Realignment of Glenning Valley, Berkeley Vale and Fountaindale Suburb Boundaries (contd)

Financial Considerations

At its meeting held 19 October 2020, Council resolved the following:

1108/20 That any motions put before Council for the remainder of this term of Council that have financial implications require the Chief Executive Officer to provide a report on how those additional costs will be met.

The following statement is provided in response to this resolution of Council.

The recommendation does not impact on Council's financial position.

Link to Community Strategic Plan

Theme 1: Belonging




Goal G: Good governance and great partnerships

B-A1: Work within our communities to connect people, build capacity and create local solutions and initiatives.

Options

- 1 Adopt the proposal to realign the Glenning Valley and Berkeley Vale suburb boundaries and renumber Torrellia Way in accordance with Australian/New Zealand Standard 4819:2011 – Rural and Urban Addressing and NSW Address Policy.
- 2 Do nothing. Addressing anomalies and difficulties will remain.

Attachments

1	Council Report 14 December 2021 - Proposed	Provided Under	D14955549
	Realignment of Glenning Valley, Berkeley Vale and	Separate Cover	
	Fountaindale Suburb Boundaries		
2	Proposed Suburb Boundary	Provided Under	D15359073
		Separate Cover	
3	Proposed Street Numbering Torrellia Way	Provided Under	D15359074
		Separate Cover	

Item No: 2.9
Title: Pecuniary Interest Disclosure Returns 2021-2022
Department: Corporate Services



11 October 2022 Ordinary Council Meeting

Reference: F2021/01180 - D15295408
Author: Alysha Croussos, Senior Governance Officer, Governance
Manager: Edward Hock, Unit Manager Governance, Risk and Legal
Executive: Krystie Bryant, Director Corporate Services (Acting)

Recommendation

- 1 That Council note the report on Pecuniary Interest Disclosure Returns 2021-2022 and that the Chief Executive Officer has tabled Pecuniary Interest Disclosure Returns, pursuant to Clause 4.25 of Council's Code of Conduct.**
- 2 That Council receive the report on Pecuniary Interest Disclosure Returns – Recently Appointed Designated Persons.**

Report purpose

To meet the requirements of clause 4.25 of Council's Code of Conduct in relation to Pecuniary Interest Disclosure Returns for both annual returns and those Council Officers who have commenced with Council and who are deemed to be a Designated Person.

Executive Summary

Council's Code of Conduct, at clauses 4.8 through to 4.27, require each Designated Person to lodge a Pecuniary Interest Disclosure form (as specified in Schedule 2 of Council's Code of Conduct) with the Chief Executive Officer:

- 1 Annually; or
- 2 Within three months of joining Council; or
- 3 When becoming aware of a change in circumstances of "a designated person's interest as specified in Schedule 1 of Council's Code of Conduct."

Clause 4.25 of Council's Code of Conduct further requires that Returns lodged with the Chief Executive Officer need to be tabled at the "first meeting of Council after the last day that the Return is required to be lodged", that day being 30 September 2022.

One new person has joined Council in a Designated Role and their Return is also tabled at this meeting.

Report

All required returns by the Chief Executive Officer, members of the Independent Audit Risk and Improvement Committee, other senior staff and those Council staff identified as a Designated Person have lodged before the statutory date.

Further, one new Council Official has commenced with Council who is deemed to be a Designated Person. This position is:

- 1 Unit Manager Environmental Compliance Services.

Council's Code of Conduct

In addition to the annual disclosure requirements, Council's Code of Conduct states that Councillors and designated persons are required within three months of becoming aware of a new interest, to complete a new Pecuniary Interest Disclosure Return and lodge this with the Chief Executive Officer. These Returns must be tabled at a Council meeting as soon as practicable after the Return is lodged.

The Code of Conduct also states that Councillors and other Designated Persons must disclose whether they were a property developer, or a close associate of a corporation that is a property developer, on the Return date.

Pecuniary Interest Returns and the *Government Information (Public Access) Act*

The [*Government Information \(Public Access\) Act 2009*](#) (**GIPA Act**) defines Pecuniary Interest Disclosure Returns are open access information. Section 6 of the GIPA Act provides for the mandatory proactive release of open access information. The GIPA Act further provides that open access information must be made publicly available free of charge on Council's website.

The Information and Privacy Commission NSW's [*Guideline 1: For local councils on the disclosure of information contained in the returns disclosing the interests of Councillors and designated persons*](#) states at 3.10:

3.10 Section 6(4) of the GIPA Act requires agencies 'must facilitate public access to open access information contained in a record by deleting matter from a copy of the record if disclosure of the matter would otherwise be prevented due to an overriding public interest against disclosure and it is practicable to delete the matter'.

As such, the residential address and signature (information which is classified as personal information) has been redacted from each published Return on Council's website. Any

requests for further redactions to a Return have been assessed under the [Local Government Act 1993](#) and the GIPA Act.

The Returns are tabled at this Council meeting. The unredacted Returns will subsequently be available for view only inspection by application as per Council's current practice. The redacted published Returns will be available to view at this [link](#) on Council's website.

Financial Considerations

At its meeting held 19 October 2020, Council resolved the following:

1108/20 That any motions put before Council for the remainder of this term of Council that have financial implications require the Chief Executive Officer to provide a report on how those additional costs will be met.

The following statement is provided in response to this resolution of Council.

There are no financial implications associated with this report.

Link to Community Strategic Plan

Theme 4: Responsible

Goal G: Good governance and great partnerships

R-G2: Engage and communicate openly and honestly with the community to build a relationship based on trust, transparency, respect and use community participation and feedback to inform decision making.

Attachments

Nil.



Item No: 2.10
Title: Minutes of the Catchments to Coast Advisory Committee meeting held 7 September 2022
Department: Environment and Planning

11 October 2022 Ordinary Council Meeting

Reference: F2022/00021 - D15361911
Manager: Luke Sulkowski, Unit Manager, Environmental Management
Executive: Alice Howe, Director Environment and Planning

Recommendation

- 1 That Council note the Meeting Record of the Catchments to Coast Advisory Committee meeting held 7 September 2022.**
- 2 That Council note recommendation of the Catchments to Coast Advisory Committee with regard to July 2022 flood disaster and recovery works.**

Report purpose

To note the minutes of the Catchments to Coast Advisory Committee meeting held on 7 September 2022 and consider the recommendations made by the Advisory Group and staff comments on these recommendations.

Executive Summary

The [Catchments to Coast Advisory Committee met on 7 September 2022](#). The minutes from that meeting are on Council's website and are hyperlinked above for the information of Council. It is noted the minutes will be confirmed by the group at their next meeting.

Background

At the meeting the group discussed the July 2022 flood disaster and recovery works.

The following recommendation was consequently made to Council:

That Council note the Catchment to Coast Committee's appreciation for the contribution and efforts of Council field staff to the community during the July 2022 flood disaster and recovery works.

The following statement is provided in response to the recommendation.

Council staff acknowledged and appreciated the support and recognition from the Committee.

Financial Considerations

At its meeting held 19 October 2020, Council resolved the following:

1108/20 That any motions put before Council for the remainder of this term of Council that have financial implications require the Chief Executive Officer to provide a report on how those additional costs will be met.

The following statement is provided in response to this resolution of Council.

There are no financial implications associated with any recommendation within this report.

Link to Community Strategic Plan

Theme 4: Responsible

Goal G: Good governance and great partnerships

R-G2: Engage and communicate openly and honestly with the community to build a relationship based on trust, transparency, respect and use community participation and feedback to inform decision making.

Attachments

Nil



Item No: 2.11
Title: Minutes of Advisory Group and Committee meetings held in June and September 2022
Department: Corporate Services

11 October 2022 Ordinary Council Meeting

Reference: F2022/00021 - D15360289
Author: Chantelle Ahio, Civic Support Officer
Rachel Callachor, Meeting Support Officer
Carolyn Patelis, Civic Support Officer
Manager: Rachel Gibson, Team Leader, Civic Support
Edward Hock, Unit Manager, Governance, Risk and Legal
Executive: Krystie Bryant, Director Corporate Services (Acting)

Recommendation

That Council note the minutes of Advisory Group and Committee meetings held in June and September 2022.

Report purpose

To note the unconfirmed minutes of the Advisory Group and Committee meetings held in June and September 2022, which include no recommendations for Council and are reported for information only.

Executive Summary

Six Advisory Group and Committee meetings were held between June and September 2022, as listed below. The associated minutes were approved by the respective Coordinators and Chairs and were circulated to members via email. It is noted that minutes from previous meetings are confirmed by Advisory Groups and Committees at their next meeting, so are uploaded to Council's website as 'unconfirmed minutes' until that time.

Minutes from Advisory Group meetings that contain no recommendations to Council are reported to Council as a combined report for information only.

Links to the unconfirmed minutes on Council's website are included below for the information of Council.

- [Water Management Advisory Committee meeting held 22 June 2022](#)
- [Status of Women Advisory Group \(SOWAG\) meeting held 12 September 2022](#)
- [Coastal Open Space System \(COSS\) Committee meeting held 13 September 2022](#)
- [Audit Risk and Improvement Committee meeting held 14 September 2022](#)

2.11 Minutes of Advisory Group and Committee meetings held in June and September 2022 (contd)

It is noted that the following meetings were scheduled but did not occur:

- Heritage and Culture Advisory Group meeting scheduled for 31 August 2022
- Pedestrian Access and Mobility Committee scheduled for 2 September 2022
- Social Inclusion Advisory Committee meeting scheduled for 28 September 2022

In relation to the Pedestrian Access and Mobility Committee meeting, staff unavailability prevented the meeting from being held, and the other Groups were unable to achieve quorum due to insufficient voting members available to attend.

Recruitment to fill vacancies in Groups will occur via an Expression of Interest process during October 2022.

Water Management Advisory Committee meeting was held 28 September 2022, these Minutes will be included in the next Advisory Group and Committee report presented to Council.

If there are any changes made to these minutes that result in a recommendation to Council following confirmation at the next meeting, the minutes will come back to Council.

There was one Advisory Group and Committee meeting held in September 2022, which resulted in a recommendation to Council. The minutes of this meeting were reported to Council separately as follows:

- Minutes of the Catchments to Coast Advisory Committee meeting held 16 September 2022

Financial Considerations

At its meeting held 19 October 2020, Council resolved the following:

1108/20 That any motions put before Council for the remainder of this term of Council that have financial implications require the Chief Executive Officer to provide a report on how those additional costs will be met.

The following statement is provided in response to this resolution of Council.

There are no financial implications of this report.

Link to Community Strategic Plan

Theme 4: Responsible

Goal G: Good governance and great partnerships

R-G2: Engage and communicate openly and honestly with the community to build a relationship based on trust, transparency, respect and use community participation and feedback to inform decision making.

Attachments

Nil