

ORDINARY COUNCIL MEETING

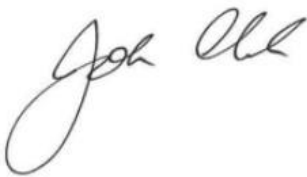
AGENDA

Notice is hereby given that an Ordinary Council Meeting will be held at the:

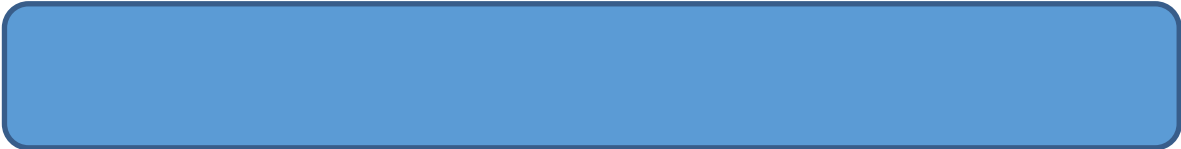
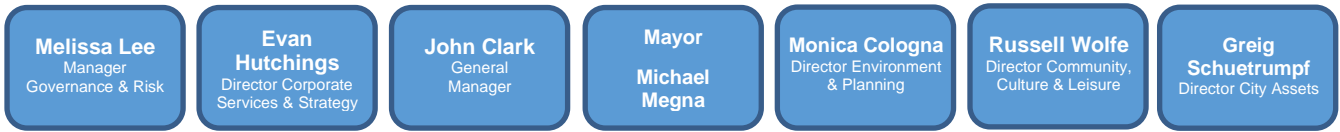
Council Chambers, City of Canada Bay Civic Centre, Drummoyne

Tuesday, 16 July 2024

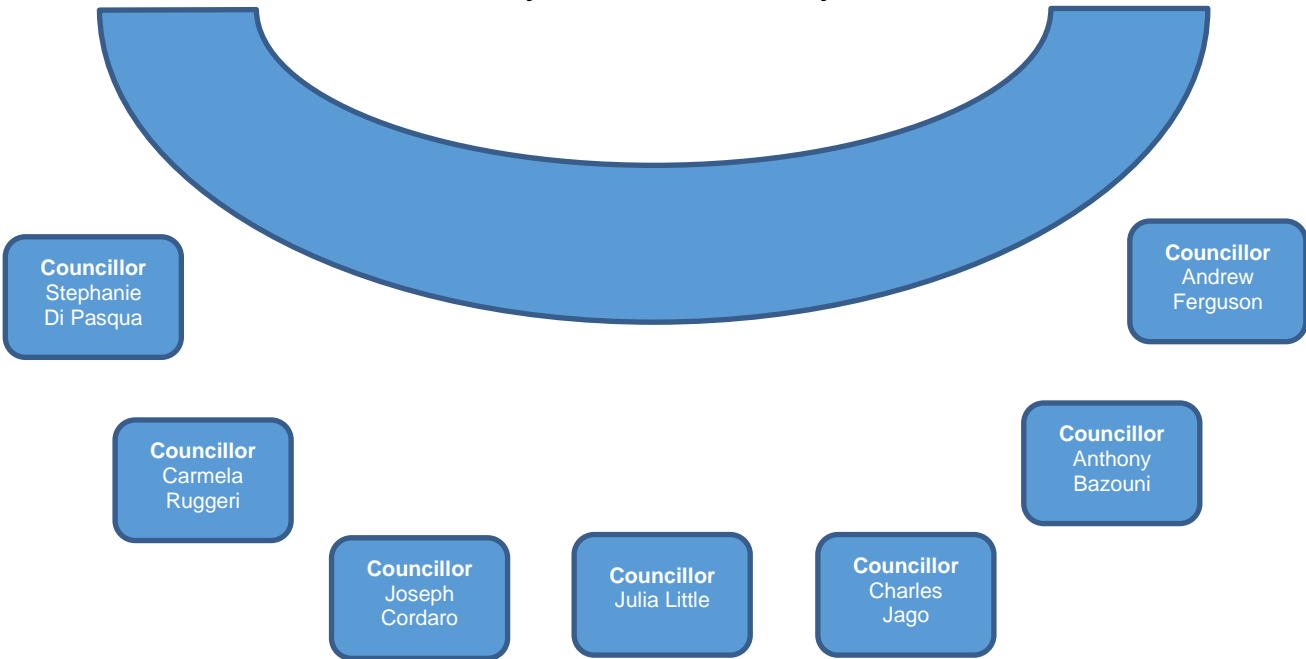
Beginning at 6:00 PM for the purpose of considering and determining matters included in this agenda.



John Clark
General Manager



**Councillors
 City of Canada Bay**



Statement of Ethical Obligations

The Mayor and Councillors are bound by the Oath/Affirmation of Office made at the start of the Council term to undertake their civic duties in the best interests of the people of the City of Canada Bay and to faithfully and impartially carry out the functions, powers, authorities and discretions vested in them under the Local Government Act or any other Act, to the best of their skill and judgement.

It is also a requirement that the Mayor and Councillors disclose conflicts of interest in relation to items listed for consideration on the Agenda or which are considered at this meeting in accordance with Council's Code of Conduct and Code of Meeting Practice.

Agenda for an Ordinary Council Meeting

to be held on Tuesday 16 July 2024

at the Council Chambers, City of Canada Bay Civic Centre, Drummoyne

Commencing at 6:00 PM

Table of Contents

1	ACKNOWLEDGEMENT OF COUNTRY.....	5
2	APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS.....	5
3	CONFIRMATION OF MINUTES	5
4	DISCLOSURES OF INTERESTS	5
5	MAYORAL MINUTE(S)	6
	Item 5.1 Mayoral Minute - Planning for Five Dock's Future.....	6
6	PUBLIC FORUM	8
7	ITEMS RESOLVED BY EXCEPTION.....	8
8	EXECUTIVE SERVICES DIRECTORATE REPORTS.....	8
9	ENVIRONMENT AND PLANNING DIRECTORATE REPORTS.....	9
	Item 9.1 DA Determinations by the Local Planning Panel and Staff Under Delegation	9
	Item 9.2 Rhodes East Public Domain Plan - Post-Exhibition Report.....	18
	Item 9.3 Changes to Local Planning Panels	29
	Item 9.4 Draft Climate Resilience Framework and Cities Race to Zero Climate disclosure reporting	32
	Item 9.5 All Electric Homes - Post-exhibition Report.....	39
	Item 9.6 Community Recycling Centre - Yearly update and proposed extension to shared services agreement.....	46
	Item 9.7 City of Canada Bay - Environment Advisory Committee Minutes - 27 June 2024	48
10	CITY ASSETS DIRECTORATE REPORTS.....	51
	Item 10.1 City of Canada Bay Local Traffic Committee Minutes - 27 June 2024.....	51
11	COMMUNITY CULTURE AND LEISURE DIRECTORATE REPORTS	52
	Item 11.1 Community Circles – 12 Month Report	52
	Item 11.2 City of Canada Bay Access and Inclusion Committee Meeting Minutes - 20 June 2024.....	54
	Item 11.3 Review of Library Policies.....	62
12	CORPORATE SERVICES AND STRATEGY DIRECTORATE REPORTS.....	66
	Item 12.1 Cash and Investments Report - June 2024.....	66
13	NOTICES OF MOTION.....	69
	Item 13.1 Notice of Motion - Cr Di Pasqua - Business Use of Public Footpath Policy	69
	Item 13.2 Notice of Motion - Cr Ferguson - Recognition of Concord Op Shop.....	70

Item 13.3	Notice of Motion - Cr Bazouni - City of Canada Bay Local Infrastructure Contribution Plan	71
Item 13.4	Notice of Motion - Cr Bazouni - National Tree Day	72
Item 13.5	Notice of Motion - Cr Bazouni - Active and Creative Kids Voucher	73
Item 13.6	Notice of Motion - Cr Bazouni - Domestic Violence.....	74
14	NOTICES OF MOTION OF RESCISSION	75
15	MATTERS OF URGENCY.....	75
16	QUESTIONS WITH NOTICE	75
17	CONFIDENTIAL MATTERS	76
Item 17.1	Waste Collections Tender.....	76
Item 17.2	Tender for Affordable Housing Management Services (2024/CSS1)	76
Item 17.3	Road Reserve Lease - 13 Hezlet Street, Chiswick.....	76
Item 17.4	Electric Vehicle Charging Locations and Installation Agreement.....	76
Item 17.5	Return and Earn - Five Dock Leisure Centre	76
18	CONFIDENTIAL RESOLUTIONS.....	78

1 ACKNOWLEDGEMENT OF COUNTRY

The City of Canada Bay acknowledges the Wangal clan, one of the 29 tribes of the Eora nation and the traditional custodians of this land.

The City's Council pays respect to Elders past and present and extends this respect to all Aboriginal people living in or visiting the City of Canada Bay.

2 APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS

In accordance with clauses 6.3, 6.4 and 6.5 of Council's Code of Meeting Practice, apologies must be received and accepted from absent Councillors and a leave of absence from the Council Meeting may be granted.

3 CONFIRMATION OF MINUTES

3.1 MINUTES OF ORDINARY COUNCIL MEETING HELD 18 JUNE 2024

RECOMMENDATION

That the minutes of the Ordinary Council Meeting of 18 June 2024 copies of which were previously circulated, are hereby confirmed as a true and correct record of the proceedings of that meeting.

4 DISCLOSURES OF INTERESTS

In accordance with Part 16 of Council's Code of Meeting Practice, all Councillors must disclose and manage any conflicts of interest they may have in matters being considered at the meeting.

5 MAYORAL MINUTE(S)

ITEM 5.1 MAYORAL MINUTE - PLANNING FOR FIVE DOCK'S FUTURE

Submitted by: Councillor Michael Megna (Mayor)

MOTION

1. That the Mayor write to the NSW Minister for Planning and Public Spaces, the Hon. Paul Scully MP, urging him to work with Council and our community to prioritise community-approved strategic planning over ad-hoc development in Five Dock.
 2. That the Federal Government's grant funding of \$635,000 to assist in progressing the planning work for Five Dock as outlined in my Minute be acknowledged.
-

BACKGROUND

With a Metro Station on the way, currently slated for an opening in 2032, the City of Canada Bay is excited for the future of Five Dock – we have aspirations for a bustling and vibrant local hub that remains true to its roots and unique heritage.

Recently, Council has received planning proposals for sites in Five Dock that are proposing significant development that would completely transform the face of our suburb, long before the metro is delivered and before proper planning mechanisms are in place to shape the suburb's future.

The City of Canada Bay is not standing in the way of housing – we know it's a hugely important issue and we are proud to be one of Sydney's councils that is on track to meet our housing targets.

However, Five Dock's future should be shaped by the voices of those who live and work here, and those who are passionate about what is one of Sydney's best local villages.

Council is currently preparing a plan to guide future development in Five Dock. Our plan will provide a coordinated vision for Five Dock to ensure development is strategic – not speculative or ad-hoc, an approach that will deliver a plan for the area that provides certainty regarding infrastructure, public spaces and the scale of development.

We have undertaken two rounds of engagement with the Five Dock community, in 2020 and in 2022, to seek input from residents, business and landowners about potential changes to land use and housing arising from the new Metro Station. This engagement informed a Local Planning Study that was endorsed by Council in 2023.

The Local Planning Study puts Council in a perfect position to prepare an informed and detailed master plan to guide changes to local planning controls.

In an announcement on 4 July 2024, the Prime Minister, the Hon Anthony Albanese MP, confirmed that the City of Canada Bay was successful in obtaining funding under the Australian Government's Housing Support Program to complete planning for the Five Dock Precinct.

Funding of \$635,000 will be made available to Council to finalise a master plan and relevant technical studies. The studies relate to a range of matters, including traffic and transport, social infrastructure, heritage, public domain, affordable housing, sustainability, flooding and the preparation of a Development Control Plan.

It is fantastic for Council to be endorsed by the Federal Government in this way. Should significant ad-hoc development of any kind be approved before Council and our community are able to finalise this planning work, it would be an enormous waste of over half a million dollars of taxpayer funds.

I ask for Council's support in writing to the NSW Planning and Public Spaces Minister calling on him to work with Council and our community to prioritise community-approved strategic planning over

ad-hoc development. This includes that he support our planning work and ensure that our community continues to be the architect for the vision for Five Dock.

It's vital now, before Five Dock's character is irreparably altered by development, that we build a plan that we can all get behind – one that respects Five Dock's unique local village atmosphere and heritage while acknowledging its potential for growth.

6 PUBLIC FORUM

In accordance with Part 5 of the Code of Meeting Practice, residents, ratepayers, applicants or other persons may request to address Council in relation to any one matter related to the general business of Council but not the subject of a report on the agenda (Public Forum) and no more than two matters listed for consideration on the agenda (Public Address).

7 ITEMS RESOLVED BY EXCEPTION

In accordance with Part 13 of the Code of Meeting Practice, items that are dealt with by exception are items where the recommendations contained in the staff reports in the agenda are adopted without discussion.

8 EXECUTIVE SERVICES DIRECTORATE REPORTS

Nil

9 ENVIRONMENT AND PLANNING DIRECTORATE REPORTS

ITEM 9.1 DA DETERMINATIONS BY THE LOCAL PLANNING PANEL AND STAFF UNDER DELEGATION

Reporting Manager Manager Statutory Planning

Attachments: Nil

RECOMMENDATION OF DIRECTOR ENVIRONMENT AND PLANNING

That Council receive and note the information contained in the report on development application determinations by the Local Planning Panel, and Staff, under delegation for the period 1 June 2024 and 30 June 2024.

PURPOSE

This report outlines development application (DA) determinations by the Canada Bay Local Planning Panel (CBLPP) and Staff under delegation.

EXECUTIVE SUMMARY

This report provides Development Application statistical data in accordance with Council's resolution of 6 February 2018 on applications received, determined, and applications considered by the Canada Bay Local Planning Panel (CBLPP).

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 3: Vibrant Urban Living

Goal VUL 4: Ensure the built environment respect the unique neighbourhood character and responds deftly to evolving community needs

BACKGROUND/DISCUSSION

This report provides DA statistical data in accordance with Council's resolution of 6 February 2018 on applications received, determined and applications considered by the Canada Bay Local Planning Panel (CBLPP).

CBLPP Meetings on 26 June 2024 and 31 July 2024

There were no applications listed for consideration for the CBLPP meeting scheduled on 26 June 2024 and this meeting was cancelled.

Due to the reappointment of CBLPP members from July 2024, the CBLPP meeting scheduled on 31 July 2024 has also been cancelled.

Development Applications - Determined

The following Development Applications have been determined by staff under delegation between 1 June 2024 and 30 June 2024:

DA NO	DATE LODGED	PROPERTY	DESCRIPTION OF DEVELOPMENT	DATE DETERMINED & DECISION
DA2024/0041	12.03.2024	65 Thompson Street, Drummoyne	Alterations and additions to an existing dwelling house within a heritage conservation area	Approved 04.06.2024
DA2023/0245	14.11.2023	47 Dening Street, Drummoyne	Demolition of existing dwelling and detached garage, construction of a new two storey dwelling with basement level car-parking, an inground swimming pool, front fence and associated landscaping	Approved 07.06.2024
DA2023/0291	02.01.2024	41 St Georges Crescent, Drummoyne	Construction of a new two storey pavilion style addition, as well as new carport and landscaping	Approved 07.06.2024
DA2023/0267	05.12.2023	9 Harrison Avenue, Concord West	Construction of an attached two storey dual occupancy with strata subdivision and associated landscaping	Approved 07.06.2024
DA2023/0288	02.01.2024	26 Empire Avenue, Concord	Alterations and additions to an existing dwelling, including a first floor addition, a swimming pool and replacement carport	Approved 07.06.2024
DA2024/0086	09.05.2024	4 Sisters Crescent, Drummoyne	Alterations and additions to basement only including 2 new basement storage rooms and 1 new plant room. No changes to ground and first floor design approved under CDC/2024/39	Approved 07.06.2024
DA2024/0019	02.02.2024	58 Burns Crescent, Chiswick	Demolition and construction of new dwelling house, swimming pool and landscaping	Approved Deferred Commencement 07.06.2024
DA2023/0162	31.07.2023	60 Ingham Avenue, Five Dock	Demolition of existing structures with the construction of a double storey dwelling	Approved 11.06.2024

DA NO	DATE LODGED	PROPERTY	DESCRIPTION OF DEVELOPMENT	DATE DETERMINED & DECISION
			with basement parking, inground swimming pool, cabana with associated site works and landscaping	
DA2024/0016	29.01.2024	1-11 George Street, North Strathfield	Internal fitout works, signage and change of use to convert a former office premises within the Bakehouse Quarters to a cue sports centre to be known as Club9	Approved 13.06.2024
DA2024/0004	16.01.2024	361P Victoria Place, Drummoyne	Proposed removal of existing outdoor light bollards and the installation of PT Series LED lights in their place	Approved 14.06.2024
DA2023/0223	13.10.2023	20 Mons Street, Russell Lea	Ground floor and first floor alterations and additions to a dwelling	Approved 14.06.2024
DA2023/0199	19.09.2023	193 Majors Bay Road, Concord	Demolition of existing buildings, construction of a dual occupancy and strata subdivision of land	Approved 14.06.2024
DA2024/0074	02.05.2024	12 Preston Avenue, Five Dock	Alterations and additions to a dwelling for a screened first floor balcony	Refused 14.06.2024
DA2023/0237	10.11.2023	85 Llewellyn Street, Rhodes	Integrated development of proposed demolition of existing dwelling, and construction of new 2 storey dwelling with basement parking and in-ground swimming pool	Approved 21.06.2024
DA2024/0018	02.02.2024	95 Lyons Road, Drummoyne	Internal modifications, addition of rear verandah, construction of an inground swimming pool	Approved 21.06.2024
DA2024/0043	13.03.2024	6 Rodd Road, Five Dock	Secondary dwelling and carport	Refused 21.06.2024

DA NO	DATE LODGED	PROPERTY	DESCRIPTION OF DEVELOPMENT	DATE DETERMINED & DECISION
DA2024/0108	14.06.2024	34 Sibbick Street, Russell Lea	Strata subdivision of two existing residential buildings comprising a dwelling house and four units	Approved 21.06.2024
DA2024/0091	17.05.2024	45 Moala Street, Concord West	Ground floor alterations and first floor addition to an existing dwelling	Approved 21.06.2024
DA2023/0158	07.08.2023	444 Concord Road, Rhodes	The proposed integrated development is for the construction of a mixed-use development comprising a podium, and two towers of 12 to 28 storeys orientated to Concord Road and Blaxland Road, respectively. Encompassing 277 residential apartments, a medical centre, a childcare centre, and commercial and retail tenancies, with associated landscaping and 5 levels of basement car parking	Approved (Sydney Eastern City Planning Panel) 25.06.2024
DA2023/0289	20.12.2023	8A Drummoyne Avenue, Drummoyne	Alterations and additions to 2 storey dwelling and garage	Approved 28.06.2024
DA2024/0112	26.06.2024	19-19a Roseby Street, Drummoyne	Retail fitout of existing shop tenancy 182-183 and signage	Approved 28.06.2024
DA2023/0167	04.08.2024	21 Tavistock Street, Drummoyne	Alterations and Additions to dwelling including extension and second storey addition to the rear	Approved 28.06.2024
DA2024/0094	24.05.2024	363 Great North Road, Wareemba	Alterations and additions to the attic floor into a first-floor level	Approved 28.06.2024
DA2023/0231	01.11.2023	7 Tennyson Road, Concord	Demolition of existing buildings, construction of a two-storey dwelling house, and basement garage, swimming pool	Refused 28.06.2024

DA NO	DATE LODGED	PROPERTY	DESCRIPTION OF DEVELOPMENT	DATE DETERMINED & DECISION
			and related landscape works	

Total Number of DAs Determined = 24

Development Applications - Lodged

The following Development Applications were lodged with Council during the same period, 1 June 2024 and 30 June 2024:

DA NO	DATE LODGED	PROPERTY	DESCRIPTION OF DEVELOPMENT
DA2024/0097	04.06.2024	103 Links Avenue, Concord	Demolition of rear portion of existing dwelling, construction of a two storey extension, internal modifications to existing dwelling, in-ground swimming pool and associated landscaping
DA2024/0102	05.06.2024	34 Walker Street, Rhodes	Provision of signage relating to the Rhodes Recreation Centre, future retail tenancies and wayfinding signage. The subject DA seeks development consent for advertising, building identification signage and business identification signage
DA2024/0096	05.06.2024	4 Rothwell Avenue, Concord West	3 lot stratum subdivision of the existing consolidated lot
DA2024/0085	06.06.2024	131 Lower St Georges Crescent, Drummoyne	New swimming pool, fencing and landscape works to each dwelling within the dual occupancy
DA2024/0099	06.06.2024	37 Melbourne Street, Concord	Demolition of existing structures and construction of a new two-storey dwelling
DA2024/0100	11.06.2024	37 Blackwall Point Road, Chiswick	Demolish the existing dwelling house and removal of four (4) trees on the subject site, consolidation and torrens title subdivision of the site into two lots
DA2024/0104	11.06.2024	33 Preston Avenue, Five Dock	Integrated development under the <i>Water Management Act 2000</i> , including demolition of the existing dwelling and construction of a new multi-level dwelling, swimming pool and site landscaping
DA2024/0103	11.06.2024	25 Myall Street, Concord West	Part demolition of existing dwelling, demolition of detached structures and construction of alterations and ground and first floor additions to the existing residence, modification to the existing front fence and landscaping

DA NO	DATE LODGED	PROPERTY	DESCRIPTION OF DEVELOPMENT
DA2024/0101	12.06.2024	70 Tennyson Road, Mortlake	Use of the premises as a recreational facility (indoor) for a pilates and yoga studio
DA2024/0108	14.06.2024	34 Sibbick Street, Russell Lea	Strata subdivision of two existing residential buildings comprising a dwelling house and four units
DA2024/0105	18.06.2024	38 St Albans Street, Abbotsford	Proposed Amalgamation of Two Lots into One Lot and Demolition of Existing Dwelling and Associated Works
DA2024/0107	19.06.2024	18 Bennett Avenue, Five Dock	Demolition of rear portion of dwelling/landscaping and construction of new single storey extension
DA2024/0106	21.06.2024	9 Brussels Street, North Strathfield	Supply and install skillion carport
DA2024/0110	24.06.2024	31 Turner Avenue, Concord	Proposed new tandem garage
DA2024/0109	25.06.2024	14 Therry Street, Drummoyne	Pruning of tree in rear yard of a property within a Heritage Conservation Area
DA2024/0111	25.06.2024	192 George Street, Concord West	Construction of a double storey dwelling and related landscaping
DA2024/0112	26.06.2024	19-19A Roseby Street, Drummoyne	Retail fitout of existing shop tenancy 182-183 and signage
DA2024/0113	28.06.2024	19-19A Roseby Street, Drummoyne	Proposed Optical Retail within vacant retail premise
DA2024/0115	28.06.2024	3 Mackenzie Street, Concord West	Construction of a new dining room window

Total Number of DAs Lodged = 19

Variations to development standards

There were seven variations made to development standards (e.g. Building Height, Floor Space Ratio) under the provision of Clause 4.6 of the *Canada Bay Local Environmental Plan, 2013* for the period 1 June 2024 and 30 June 2024.

DA NO	PROPERTY	LEP DEVELOPMENT STANDARD	JUSTIFICATION	EXTENT	DATE APPROVED
DA2023/0267	9 Harrison Avenue, Concord West	Minimum lot size, Clause 4.1A	The shortfall in frontage width is not visually perceptible from the public domain with the architectural design promoting	589mm (4.2%)	07.06.2024

			the visual impression that the attached dual occupancy is a typical single occupancy dwelling as envisaged by the development controls.		
DA2024/0091	45 Moala Street, Concord West	Height of Buildings, Clause 4.3	The very minor non-compliance is considered negligible in its potential to contribute any noticeable overshadowing impact above that of a fully compliant development.	126mm (1.5%)	21.06.2024
DA2023/0158	444-446 Concord Road, Rhodes	Height of Buildings, Clause 4.3	The placement of floor space from the centre of the development to the lower tower has decreased massing and bulk from the centre of the development, improving residential amenity and public space, enhanced the architectural and urban design response and is compatible with the surrounding locality.	8.5m (26.6%) 0.9m (1%)	25.06.2024 (Sydney Eastern City Planning Panel)
DA2023/0158	444-446 Concord Road, Rhodes	Non-residential floor space in Rhodes, Clause 7.4	The development achieves better outcomes through the provision of active street frontages, sensitive design integration and a variety of land uses and avoids any significant adverse impacts with surrounding developments.	211.6m ² (4.8%)	25.06.2024 (Sydney Eastern City Planning Panel)

DA2023/0158	444-446 Concord Road, Rhodes	Building Separation, Clause 7.5(1)	The design balances reduced separation on the upper northern levels with increased setbacks on the lower northern levels and the entirety of the southern façade. The variation to only a portion of the development will not result in unreasonable environmental impacts.	3m (7.5%)	25.06.2024 (Sydney Eastern City Planning Panel)
DA2023/0158	444-446 Concord Road, Rhodes	Floor plate size above podiums, Clause 7.5(2)	The proposed design incorporates a two-tower configuration, breaking down the floor levels above the podium into distinct sections. Additionally, the taller tower features an extension to the south which although technically breaching the floor plate size over four levels has a recessed façade to visually separate and break the mass of the building.	1173m ² (156.4%)	25.06.2024 (Sydney Eastern City Planning Panel)
DA2023/0158	444-446 Concord Road, Rhodes	Height of Podiums, Clause 7.6	Breach relates to non-habitable parapet edges and will not result impacts upon privacy, solar access, view sharing or other environmental impacts.	0.85m (5.3%)	25.06.2024 (Sydney Eastern City Planning Panel)

Land and Environment Court Appeals

The following provides an update on Land and Environment Court appeals as at 30 June 2024:

DA/APPEAL NO	PROPERTY	DESCRIPTION OF DEVELOPMENT	CURRENT STATUS
DA2023/0064	30-34 Leicester Avenue, Strathfield	Class 1 appeal against the deemed refusal of development application for alterations and additions to existing DA2021/0089, comprising amendments to the unit mix, and addition of 3 levels to result in an 8-storey building comprising 58 residential apartments.	Hearing took place on 16-17 April 2024. Further submission from both parties to the Court to be finalised by 8 July 2024.
DA2023/0168	53 Burnell Street, Russell Lea	Demolition of existing dwelling and vegetation, and construction of a new dwelling house with associated landscaping.	The s34AA conciliation conference took place on 22 and 23 April 2024. Matter is awaiting judgement by the Commissioner.
DA2023/0241	5 The Esplanade, Drummoyne	Integrated development (Water NSW) for the construction of an attached dual-occupancy and strata subdivision	Matter listed for a s34AA conciliation conference on 2 and 3 September 2024.
DA2023/0219	131 Henley Marine Drive, Drummoyne	Demolition of the existing dwelling and associated structures, construction of a new part 2- part 3-storey dwelling with basement parking for 2 car spaces, a swimming pool, spa and associated landscaping	Matter listed for a s34AA conciliation conference on 1 and 2 October 2024.
DA2023/0189	9 Seabrook Avenue, Russell Lea	Swimming pool and alterations to existing garage and front fence	Matter listed for a s34AA conciliation conference on 4 and 5 November 2024.

There are five active appeals before the Land and Environment Court.

FINANCIAL CONSIDERATIONS

There are no financial considerations associated with this report.

LEGISLATIVE AND POLICY CONSIDERATIONS

This report is provided for Council's information in response to the Council resolution of 6 February 2018.

ITEM 9.2 RHODES EAST PUBLIC DOMAIN PLAN - POST-EXHIBITION REPORT**Reporting Manager** Manager Strategic Planning**Attachments:**

1. **Draft Rhodes East Public Domain Plan_15 May 2024** (*Provided in Attachment Booklet*) [⇒](#)
2. **DPHI Rhodes Place Strategy 2021** (*Provided in Attachment Booklet*) [⇒](#)

RECOMMENDATION OF DIRECTOR ENVIRONMENT AND PLANNING

That:

1. Council endorse the draft *Rhodes East Public Domain Plan*, provided at Attachment 1, subject to the following amendments:
 - a. include a short-term vision for Uhrs Point Reserve illustrating retention of the Sea Scouts Group hall and DSA Dragon Boat structure in their current location and a longer term scenario illustrating a promenade along the foreshore, with the Sea Scouts Group hall and DSA Dragon Boat structure retaining a presence within the Reserve;
 - b. replace deep-soil planting within the pedestrian laneways between Leeds and the Foreshore Park to planter boxes that can support mature shade trees;
 - c. relocate the shared path on the northern side of the 'New Street with Shared Path' to the southern side, and adjust the road and crossing connections at Blaxland Road and Cavell Avenue accordingly; and.
 - d. remove certain specified rushes and grasses.
 2. The *Canada Bay Development Control Plan Part K16 Rhodes East* be amended to align with the endorsed *Rhodes East Public Domain Plan*, and be placed on public exhibition for referral back to Council following the exhibition period..
-

PURPOSE

To report on the outcome of the public exhibition of the draft *Rhodes East Public Domain Plan*.

EXECUTIVE SUMMARY

A draft Public Domain Plan for Rhodes East has been prepared to provide guidance for the design of public spaces within Rhodes East. On 21 May 2024, Council resolved to place the draft *Rhodes East Public Domain Plan* (draft Plan) on public exhibition, with exhibition occurring from 27 May to 24 June 2024.

Following the public exhibition period, a total of 24 submissions were received. A majority of submissions received were supportive of the draft Plan, with issues raised in submissions largely relating to matters of detailed design. Key issues raised relate to managing traffic volumes, design of road reserves and cycleways, pedestrian safety, desire for more trees, and the ongoing presence of the Sea Scout hall at Uhrs Point Reserve.

Submissions have been reviewed and it is recommended that the draft Plan (Refer to Attachment 1) be endorsed, subject to the minor amendments.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 3: Vibrant Urban Living

Goal VUL 1: Creative vibrant local village centres and community hubs

BACKGROUND/DISCUSSION

The *Rhodes Precinct Place Strategy* (Rhodes Strategy) at Attachment 2 was prepared by the NSW Department of Planning, Housing and Infrastructure as a 20-year plan for the development of the Rhodes Precinct. The Rhodes Strategy will facilitate up to 4,200 new dwellings and 1,100 jobs, supported by a new primary school, new ferry wharf, new open space, new streets and new pedestrian and cycle links.

Following finalisation of the Rhodes Strategy, the Rhodes East (and Station West) Precinct was rezoned by the NSW Department of Planning, Housing and Infrastructure on 30 October 2021.

The draft Rhodes East Public Domain Plan

To support the Rhodes Strategy and provide the necessary guidance for the design of public spaces, a draft Rhodes East Public Domain Plan (draft Plan), at Attachment 1, was prepared for the Rhodes East Precinct. The draft Plan was supported by a traffic review, which recommended appropriate interventions within the precinct.

Preparation of the draft Plan also considered the Resolution of Council of 1 November 2021:

THAT the DCPs for East and West Rhodes as adopted be referred to Council staff and the traffic committee in conjunction with BayBUG to consider BayBUG proposals in their submission with a report to be brought back to Council.

Key elements of the draft Plan include:

- prioritising people by careful consideration being given to pedestrian movement, landscaping, public activity and active transport within the public domain and streetscapes;
- facilitating 25% tree canopy by incorporating street tree planting and existing trees, plus other landscaping, into the streetscape design;
- creating “community corner” public spaces that are inviting and safe urban spaces to foster community connection and activity;
- delivering various streetscape treatments along Blaxland Road, comprising a “kiss and ride” zone and on-street car parking towards the railway station end, and reduced on-street car parking and retention of existing power lines and street trees towards the northern end;
- identifying design requirements for a waterfront park at Leeds Street Foreshore (identified in the Rhodes Strategy), which will have a ‘softer’ water interface that allows tidal movement of water, similar to the design of the McIlwaine Park foreshore;
- facilitating a “community spine” along Cavell Avenue (south of Averill Street) by providing a dedicated cycle paths and generous pedestrian paths on both sides; and
- creating key cycle links to provide safe and effective active transport routes through the precinct and linking to regional cycle routes.

The draft Plan has a strong focus on prioritising active transport, including elements such as raised pedestrian and cyclist crossings, blisters, shared paths and designated cycle paths, as well as a shared zone at Leeds Street east.

Public Exhibition

At its meeting of 21 May 2024, Council endorsed the draft Plan for public exhibition.

Public exhibition of the draft Plan took place from 27 May to 24 June 2024 (28 days), in accordance with the *Canada Bay Community Participation Plan*. Public exhibition was undertaken via the following methods:

- notification letters were sent to affected property owners;
- city of Canada Bay Collaborate website;
- email newsletter *City of Canada Bay News*; and
- hard copy for viewing at Canada Bay Civic Centre.

Submissions Received

Following the exhibition period, 24 submissions were received. Two submissions were received from developer landowners, one was received from BayBUG, one was received from an Aged Care Provider landowner, one was received from a church group, and 19 were received from individuals.

A summary of the submissions and responses are provided in the table below.

	Submitter	Comments	Response
1	Individual	<p>Sustainable transport options (e.g. bike paths and walking tracks) are not feasible for certain demographics (elderly, parents with young children, or disabled members of the community).</p> <p>Objection to the continued development / over-development of the Rhodes Peninsula for the following reasons:</p> <ol style="list-style-type: none"> 1. Volume of traffic 2. Lack of 4+ hour street parking for visitors and disabled 3. Obstruction of natural sunlight by high rises (especially in the Winter months) 4. Becoming over-populated 5. Lack of traffic management for Rhodes, including park and ride Options. <p>Question how pick-ups and drop-offs and staff parking will be managed for the proposed school, with safety paramount.</p>	<p>The PDP has given consideration to walkability and cycling by children and to the disabled (battery-powered scooters).</p> <p>Development of the Rhodes Peninsula is an initiative of the NSW Government, who revised the <i>Canada Bay Local Environmental Plan</i> to facilitate development in accordance with the Rhodes Place Strategy.</p> <p>A mixture of time restrictions will apply to on-street parking. The details of these restrictions will be progressively developed and revised to best manage the competing parking demands in the area.</p> <p>The draft PDP does not change the permitted density facilitated by the Rhodes Place Strategy and no increase in traffic above this density is envisaged. However, the draft PDP seeks to ensure that development is complemented by high quality improvements to public spaces.</p> <p>PDP recommends a new shared zone on the southern edge of the school site, connecting Blaxland Road and Cavell Avenue, to provide pick-ups and drop-offs.</p>
2.	CCBC Bushcare Team	<p>Do not specify the following:</p> <p>Rushes and grasses (pg 55):</p> <ul style="list-style-type: none"> • <i>Sporobolus africanus</i> Parramatta Grass • <i>Juncus acutus</i> Spiny rush <p>Grass WSUD transition planting (pg. 56):</p> <ul style="list-style-type: none"> • <i>Imperata cylindrica</i> Blady grass 	<p>It is recommended that the PDP be revised prior to finalisation to remove the specified rushes and grasses.</p> <p>Plants and trees with fruits/flowers are generally a food source for fauna. In order to promote biodiversity habitat and corridors, a comprehensive range of (indigenous, people-friendly) trees suitable for fauna, birds and pollinators it is required, including trees that may drop (small) fruit, leaves or flowers. The list of recommended</p>

		<p>Maintenance of WSUDs requires specialised skills.</p> <p>Trees that drop fleshy fruit ie; Acmena/Syzygium etc are a hazard if the fruit drops onto footpaths/cycleways etc.</p>	<p>plants can be reassessed at the next phase of the project (the Street Design Guide) to replace these trees with hybrid species that fruit less.</p>
3.	Individual	<p>Support the plan.</p> <p>Recommend Denham St as 'No Through Road', to avoid need for a dedicated cycleway and have more tree planting.</p> <p>Put back earlier plans for pedestrian Bridge over the rail corridor between Nina Gray Ave to Blaxland Road.</p>	<p>Noted.</p> <p>Accommodating through traffic along Denham Street and the other new east-west streets is important in minimising traffic circulation in the area.</p> <p>The draft PDP seeks to complement the adopted Place Strategy for Rhodes and does not seek to introduce significant new infrastructure items. In this regard, the construction of a new pedestrian bridge over the railway line is not contemplated by the <i>Rhodes Place Strategy</i> and would require separate investigation and consideration.</p>
4.	Individual	<p>Request for information about removal of 1st Yaralla Scout Group from the draft plans for Rhodes East.</p>	<p>Whilst the <i>Rhodes Peninsula Open Space Master Plan (2015)</i> shows upgrading of Uhrs Point Reserve with the Sea Scouts Group hall, DSA Dragon Boat Club building and car park in place, it also does not show the foreshore promenade. This is because the Master plan predates the <i>Rhodes Place Strategy (2021)</i>.</p> <p>The Strategy and the draft PDP do not show these buildings or the carpark. However, this was an oversight and the continued use of Uhrs Point Reserve for these uses will continue.</p> <p>The <i>Rhodes Place Strategy</i> includes as a Priority to “<i>Link John Whitton Reserve and Uhrs Point Reserve to create a public foreshore promenade as a continuation of the Green Grid from Rhodes West that meets the following minimum requirements:</i></p> <ul style="list-style-type: none"> • a 15m wide shared pathway • a continuous row of mature trees while enabling eye-level water views.” <p>The above outcomes seek to ensure a continuous land-based foreshore walkway from Bicentennial Park, through Rhodes West to Ryde Bridge.</p> <p>It is recommended that the PDP be amended prior to finalisation to include both a short and long-term vision for Uhrs Points Reserve. The short-term vision will illustrate retention of the Sea Scouts Group hall and DSA Dragon Boat Club structure in their current location and the long term vision illustrating the promenade along the foreshore, with the Sea Scouts Group hall and DSA Dragon Boat Club retaining a presence within the Reserve.</p>

			Consultation with relevant stakeholders, including the Sea Scout and the Dragon Boat Association will occur prior to any changes being made to the Reserve.
5.	Individual	<p>Strong support for the separated cycle and pedestrian paths along the Leeds Street Foreshore Park promenade and the pathways under the Ryde Bridge and Railway Bridge.</p> <p>Strong support for the tree planting in the Foreshore Park and along the promenade.</p> <p>However, as the promenade faces due north, consideration needs to be given to more trees that increase shade of the pedestrian path, especially in summer.</p>	<p>Noted.</p> <p>The draft PDP includes concept plans for a new foreshore park and shared path adjacent to the foreshore. The concept plan illustrates the opportunity for planting and new trees within the foreshore area.</p>
6.	Individual	<p>Strong concern regarding removal of the 1st Yaralla Sea Scouts at Uhrs Point Reserve.</p> <p>The Hall should be retained and the adjacent carpark, which is required to serve the Hall, including for disabled access for the Scouts and the general public. It provides a low risk means for Youth members to access the meetings.</p> <p>Support for the Boardwalk and Viewing platform. But tides and wave action create potential for waves to break and create an extensive spray of up to first floor level. There is also a risk that they will become slippery.</p>	<p>Uses/Hall are retained. Refer to response to #4 above.</p> <p>Risk of strong spray affecting the boardwalk and risk of slippery surface is noted. This will be addressed in the next phase of the project (Street Design Guide) and during any future detailed design phase.</p>
7.	Individual	<p>Suggest outdoor sport facilities, such as tennis courts, to alleviate density-related issues.</p>	<p>The scope of the draft PDP is limited to the public spaces envisaged by the Rhodes Strategy.</p> <p>In this regard, the size and location of public parks and spaces within Rhodes East do not lend themselves to active sports.</p> <p>Similarly, the use of private property is beyond the scope of the draft PDP.</p>
8.	Individual	<p>Strong concern regarding removal of the 1st Yaralla Sea Scouts at Uhrs Point Reserve.</p>	<p>Uses/Hall are retained. Refer to response to #4 above.</p>
9.	Individual	<p>Concerned about existing and future traffic.</p>	<p>The draft PDP relates to the use and upgrade of public spaces and aims to facilitate and promote walking and cycling whilst balancing the needs of vehicular traffic.</p> <p>The draft Plan does not change the permitted density facilitated or traffic generated by the Rhodes Strategy.</p>
10.	BayBUG	<p>Supports intent of the PDP.</p> <p>Raises the following concerns:</p>	<p>PDP has designed 'streets for people' and has "<i>prioritised pedestrian experience above all other modes of transport.</i>"</p>

		<ul style="list-style-type: none"> • Desire-lines of walkers/cyclists/battery-assisted scooters are not addressed. • Desire-lines for cyclists are too long and too complicated. • Insufficient clarity regarding access to Ryde Bridge from Leeds Street and Foreshore Park. • Lack of analysis of the proportion of the active street area given to pedestrians/cyclists versus vehicles. • Regulatory constraints to reducing speed limits and prevention of cycling on footpaths. <p>Makes the following recommendations:</p> <ul style="list-style-type: none"> • Commuter streets should be included in the 30km/hr speed limit. • All intersections other than those on the Commuter Streets, should prioritise active users over vehicles. • One-way paired separated cycle lanes should be prioritised over bidirectional separated cycle lanes, especially in all high volume cycling areas. • One more railway subway connection is needed to achieve connectivity for Rhodes as a single community, north of the "Station Gateway" and south of Leeds Street, that is either ramped or is an underpass. • Cycle lamp at intersection of Mary Street East and Concord Road, or an alternative way for cyclists to cross Concord Road. • Station Gateway should have rideable ramps to Gauthorpe St and/or Walker St and to Blaxland Rd and Mcllwaine Park. • Separated, preferably one-way pair, bike lanes on Llewellyn Street, through Mcllwaine Park and through Rhodes Park. • Retrofit various streets in Rhodes West with one-way pair bike lanes. • Change the Transit Way on Bennelong Bridge to a conventional Bus Lane. 	<p>PDP has made recommendations for "safe crossing points such as signalised crossings or raised pedestrian crossings at all intersections to ensure a continuous network is provided."</p> <p>PDP shows a two-way cycle connection under Ryde Bridge, connecting to the Ryde Bridge cycleway.</p> <p>PDP includes detailed cross-sections for every street in the precinct, showing the various arrangements for accommodating footpaths, cycleways, street trees and vehicles.</p> <p>Speed limits are under the care and control of TfNSW, and they have various requirements for lower speed limits which are continuing to evolve. The PDP incorporates traffic calming initiatives to assist in facilitating a lower speed limit and this will be further developed in alignment with TfNSW requirements that apply at the time.</p> <p>The PDP recommends new crossing facilities at a number of locations to enhance pedestrian and cyclist connectivity. Other minor street intersections have been designed with kerb extensions to reducing the crossing distance and encourage lower vehicle speeds.</p> <p>One-way cycleways were considered and investigated through the draft plan development process however, due to space limitations, two-way separated cycleways are recommended.</p> <p>The cost of an additional railway subway is likely to be prohibitive in the short-medium term. The draft PDP seeks to complement the adopted Place Strategy for Rhodes and does not seek to introduce significant new infrastructure items. In this regard, a new pedestrian crossing under the railway line is not contemplated by the Rhodes Place Strategy and would require separate investigation and consideration.</p> <p>Council can separately liaise with TfNSW to replace the traffic signal lantern at the intersection to permit cycling across Concord Road.</p> <p>The Rhodes Place Strategy has not proposed ramps to the Station Gateway. Notwithstanding the feasibility and site constraints, the cost of ramps is likely to be prohibitive in the short-medium term. Council will continue to monitor the situation and liaise with TfNSW.</p> <p>PDP seeks to identify active transport, whilst balancing the needs of pedestrians,</p>
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		<ul style="list-style-type: none"> • Ensure that the Leeds Street Foreshore includes cyclable paving that at least mirrors and connects with Rhodes (west) foreshore. • Measure modal shift and planned actions and update what does not work. • Ensure cycle parking works for Rhodes cyclists. 	<p>cyclists, vehicular traffic, and the provision of street-tree canopy coverage.</p> <p>Separated one-way pair cycleways on Llewellyn Street require additional width which cannot be accommodated within the road reserve without reducing/removing other elements.</p> <p>Rhodes West is outside of the Scope of the Rhodes East PDP.</p> <p>Bennelong Bridge is outside of the Scope of the Rhodes East PDP.</p> <p>Foreshore walkway treatment and detail will be considered in the next phase of the project (Street Design Guide).</p> <p>Council will monitor cycleway and shared path usage and address issues as they arise.</p> <p>Council will monitor bicycle parking to ensure useability.</p>
11.	Individual	Concern regarding removal of the 1 st Yaralla Sea Scouts at Uhrs Point Reserve, which is an integral part of the community.	Uses/Hall are retained. Refer to response to #4 above.
12.	Individual	Concern regarding removal of the 1 st Yaralla Sea Scouts at Uhrs Point Reserve.	Uses/Hall are retained. Refer to response to #4 above.
13.	Billbergia Group	<p>Comments regarding Leeds Street Character Area:</p> <ul style="list-style-type: none"> • Leeds St changed from a Destination Street to a Commuter Street is supported, despite the loss in street parking. • Who has responsibility for the 'Ecological Planting Zone' and the viewing platform (works, cost, approval), noting it falls outside of nearest property boundary. And has WaterNSW approved? • Proposed shared paths from Leeds Street to Foreshore Park are too steep to be cyclable. • 'Legacy Trees' along Foreshore are detrimental to activated retail frontage. <p>Comments regarding street typologies:</p> <ul style="list-style-type: none"> • Blaxland Road south – Clarification sought regarding 'elevated' future station bridge. • Leeds Street west – Clarification sought regarding the 3m share footpath on the Northern Verge, which requires a 1-2m setback from the property boundary. Information about who will own 	<p>Noted.</p> <p>The PDP has been prepared to a concept level and to articulate a vision for public spaces in Rhodes East. It is expected that implementation will occur generally in accordance with the PDP, noting that changes may be necessary as part of detailed design resolution or where third-party approval is required.</p> <p>Responsibility for 'Ecological Planting Zone' and the viewing platform will be considered and resolved as part the preparation of detailed designs and any future DA for the Foreshore promenade and park. Approval from relevant government agencies will be required. This will involve negotiation between Council, State Agencies, and the adjoining landowners.</p> <p>The difference in level between Leeds Street and the Foreshore, along the new pedestrian links, is suitable for both walking and cycling. The steepest section is the approach to the existing sea wall, which is subject to detail design. It is recommended that walkability and cyclability remain a requirement for these shared paths.</p> <p>Legacy and other trees are required to shade the promenade, which is a Priority under the Rhodes Place Strategy, to "<i>Link John Whitton Reserve and Uhrs Point</i></p>

		<p>the setback and how acquisition and floorspace will be managed is required.</p> <ul style="list-style-type: none"> • Denham Street extension - 20m wide new Denham Street extension is inconsistent with for human-scale built form in the DCP Cavell Character Area. Seeks a narrower 12.5m wide road, which would encourage slower (30km) driving speeds, negates need for dedicated cycleway, negates need for parking on both sides, avoids danger of a 'dog-leg' connection to Denham Street. • Llewellyn Street – Proposed cross-section will require removal of existing trees. Suggest inverting the layout. • 'New street with shared path' – ditto for comments for Denham Street extension. Narrower road better delineates the Character Areas and encourages more cautious approach at Community Corner. • Through-site Pedestrian Link – Deep-soil planting for WSUD are contrary to DCP and Urban Design Report, which require a continuous Shared Basement from Blaxland Rd to the most eastern site of the Leeds Street Character Area. This basement structure will negate the ability to provide deep soil planting in these areas. <p>Alternative Vision provided for 'Rhodes Gateway West Town Centre.'</p> <p>Alternative Vision provided for Leeds Street Character Area, which reconfigures the buildings to expand the open space, provide a larger foreshore park, additional playing field and swim centre with connections to proposed primary school.</p>	<p><i>Reserve to create a public foreshore promenade as a continuation of the Green Grid from Rhodes West that meets the following minimum requirements:</i></p> <ul style="list-style-type: none"> • <i>a 15m wide shared pathway</i> • <i>a continuous row of mature trees while enabling eye-level water views."</i> <p>The bridge over Concord Road remains a key infrastructure item to be realised by Government and relevant landowners in the long term. The timing of the delivery of the bridge is subject to future design, funding and INSW gateway processes.</p> <p>Where it is unlikely that the bridge will be delivered in the short to medium term, an at-grade plaza may be provided. This matter will need to be addressed by proponents in the preparation of development applications.</p> <p>The Canada Bay DCP requires buildings to be set back 1-2m from the Leeds Street boundary. The draft PDP is consistent with this requirement. It is expected that this land will be privately owned and maintained.</p> <p>The Canada Bay DCP requires the new Denham Street extension to be 20m wide and the draft PDP is consistent with this requirement. The Denham Street extension has been designed to prioritise walkability, safe cycling, vehicular movement, parking, and tree coverage. The intersection with Cavell Avenue and Denham Street, and the Community Corner, has been carefully considered and designed to prioritise pedestrian and cycling safety and social activation. Reducing the width of the new street is not considered to result in a better planning outcome.</p> <p>It is acknowledged that changes to street configurations may result in the removal of select trees. However, the draft PDP seeks to maximise opportunities for planting whilst ensuring movement is not compromised. Note also that Llewellyn Street has existing trees on both sides of the road and inverting the layout does not circumvent removal of some trees and is not recommended.</p> <p>Reducing the width of the 'New street with shared path' is not recommended, for the same reasons as above for the Denham Street extension and Community Corner.</p> <p>It is acknowledged that a basement under the proposed pedestrian link between Leeds Street and the new Foreshore park will limit opportunity for deep soil planting. It is recommended that the PDP be amended prior to finalisation to replace the</p>
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			<p>requirement for deep-soil planting within the laneways with a requirement for planter boxes capable of supporting mature shade trees.</p> <p>Noted. Rhodes West is outside of the Scope of the Rhodes East PDP.</p> <p>Noted. The Alternative Vision is contrary to the <i>Rhodes Place Strategy</i> and would need to be progressed via a different pathway to the PDP, including a planning proposal.</p>
14.	Individual	Concern regarding removal of the 1 st Yaralla Sea Scouts at Uhrs Point Reserve.	Uses/Hall are retained. Refer to response to #4 above.
15.	Individual	Concern regarding removal of the 1 st Yaralla Sea Scouts at Uhrs Point Reserve.	Uses/Hall are retained. Refer to response to #4 above.
16.	Individual	<p>Concern regarding removal of the 1st Yaralla Sea Scouts at Uhrs Point Reserve.</p> <p>Request for advice regarding reinstatement of Uhrs Point Reserve picnic table.</p>	<p>Uses/Hall are retained. Refer to response to #4 above.</p> <p>The PDP has been prepared to a concept level. Works in parks and other public spaces will be subject to the preparation of detailed designs. Notwithstanding, questions in relation to the reinstatement of a picnic table have been referred to Council's Park and Recreation team for a separate response.</p>
17.	Individual	<p>Concern regarding removal of the 1st Yaralla Sea Scouts at Uhrs Point Reserve.</p> <p>Request for advice regarding reinstatement of Uhrs Point Reserve picnic table.</p>	Uses/Hall are retained. Refer to response to #4 above.
18.	Royal Freemasons Benevolent Institution (RFBI)	<p>RFBI is an Aged Care provider at 4-4a Cavell Avenue. Currently exploring potential DA to expand/renew parts of the current Residential Aged Care Facility for seniors housing.</p> <p>Objects to the proposed Llewellyn Street extension, as it bisects the current Facility and would significantly disrupt operation and environment of the Facility. Expresses view that the new road is not required to improve vehicle movement/connections between major roads in the precinct.</p> <p>Objects to the community corner and Active Frontages that affect the current Facility.</p> <p>Concerned that PDP is silent on how the PDP objectives and plans will be achieved (compulsory acquisition, DAs for impacted land).</p> <p>Requests confirmation that the Llewellyn Street extension "<i>will not be required unless the Site is</i></p>	<p>The PDP outlines the long-term vision for renewal and redevelopment of the precinct, to prioritise walkability, safe cycling, vehicular movement, parking, and tree coverage and by increasing connectivity through and permeability of the precinct.</p> <p>The <i>Rhodes Place Strategy</i> and associated updates to the <i>Canada Bay Development Control Plan</i> include new roads. These roads will deliver a number of benefits including creating Visual interest and fine grain experience, which are key to encouraging people to walk further; thereby choosing this mode of transport over the private vehicle and activating their community.</p> <p>The location of proposed new connections and "community corners" achieve the network permeability and walkability objectives as well as creating special, intimate spaces within the Cavell Avenue Character Area.</p>

		<i>redeveloped for other residential purposes.”</i>	The road/”community corner” only need to be delivered if the site is redeveloped for residential purposes. These infrastructure items will not be required if the site remains as an aged care facility and there is no significant intensification of land uses on the site.
19.	Individual	Concern regarding removal of the 1 st Yaralla Sea Scouts at Uhrs Point Reserve.	Uses/Hall are retained. Refer to response to #4 above.
20.	Individual	Concern regarding removal of the 1 st Yaralla Sea Scouts at Uhrs Point Reserve.	Uses/Hall are retained. Refer to response to #4 above.
21.	Individual	Concern regarding removal of the 1 st Yaralla Sea Scouts at Uhrs Point Reserve.	Uses/Hall are retained. Refer to response to #4 above.
22.	Coptic Orthodox Church	Support for the PDP, particularly the 20m wide ‘New street with shared path’ adjacent to the Church and associated benefits (shading, visuals, landscaping, consistency with the local precinct). Request that the shared path be relocated to the opposite side of the street, to increase safety for church goers.	Noted. The ‘New street with shared path’ has been designed to prioritise walkability and safe cycling. It is therefore preferable to locate the shared path on the least pedestrianised side of the street. As a large number of people attend the Church on occasion, it is recommended that, prior to finalisation, the shared path be relocated to the southern side of the road. The crossing connections at Blaxland Road and Cavell Avenue are also to be adjusted to align with the relocated shared path.
23.	Ecove Group	Owner of 15-17, 25-27 Blaxland Road and 440-442 Concord Road. Currently finalising a Design excellence process for a Mixed-Use development, which will include residential, residential aged care, retail, commercial and a Fire Station. Request a portion of the adjacent parking lane be allocated for ambulance access, at a location to be confirmed. Request entranceways to be approved, at locations yet to be confirmed.	Provision of ambulance access/parking is a requirement under the <i>Housing SEPP</i> and <i>Seniors Housing Design Guide</i> . Requirements include provision of a covered entranceway that is integrated into the building design. This outcome should be accommodated on private land and should not be delivered on-street or on public land. Vehicular entrances to the development can be considered at the next phase of the project (the Street Design Guide) or during assessment of any future DA.
24.	Individual	Concern regarding removal of the 1 st Yaralla Sea Scouts at Uhrs Point Reserve. Adjacent carpark is necessary for use of the Hall. Access to the boat shed via the carpark and launch ramp are necessary for use by the Scouts. Boardwalk and Viewing platform will be subject to tides and wave, and will become slippery.	Uses/Hall are retained. Refer to response to #4 above.

TIMING CONSIDERATIONS

Council is in receipt of several major development applications within the Rhodes East Precinct, that are currently under assessment. Similarly, the NSW Government is currently assessing State Significant Development Applications in Rhodes East. Endorsement of the draft Plan will provide important guidance for development applications within the precinct.

It is proposed that, following endorsement of the *Rhodes East Public Domain Plan*, a detailed *Rhodes East Street Design Guideline* will be prepared to further inform the implementation of the draft Plan. The Guideline will provide detailed standards, materials and finishes for street furniture, landscaping and street tree planting, driveway treatments, kerb and gutters, street lighting, location of utility services, footpaths, planter spaces, and water sensitive design.

FINANCIAL CONSIDERATIONS

The draft Plan is the key document which will guide the delivery of the public domain in Rhodes East. Public domain infrastructure will generally be funded through local infrastructure contributions as well as being delivered by developers via conditions of consent to Development Applications.

Following endorsement of the *Rhodes East Public Domain Plan*, a *Rhodes East Street Design Guide* will be produced that is consistent with, and further informs, detail of the Plan.

LEGISLATIVE AND POLICY CONSIDERATIONS

The draft Plan has been prepared consistent with the *Rhodes Place Strategy* as required by the *Environmental Planning and Assessment Regulations 2021* Clause 35(4)(g). Minor variations between the public domain concepts in the *Rhodes Place Strategy* and recommendations in the draft Plan are justified as the objectives for the precinct are being met, whilst improving the movement of people and increasing the use of active transport both within the precinct and linking to regional routes.

ITEM 9.3 CHANGES TO LOCAL PLANNING PANELS**Reporting Manager** Manager Statutory Planning**Attachments:** Nil

RECOMMENDATION OF DIRECTOR ENVIRONMENT AND PLANNING

That Council appoint Ruth Frettingham, Dean Hart, Anita Kazi, Anne Potter and Alison Webb as community members to the Canada Bay Local Planning Panel from 16 July 2024 to 30 June 2027.

PURPOSE

This report seeks Council's endorsement of community members to the Canada Bay Local Planning Panel for a period from 16 July to 2024 to 30 June 2027, as required by the Department of Planning, Housing and Infrastructure (DPHI).

EXECUTIVE SUMMARY

From 1 July 2024, all councils in metropolitan Sydney are required by the State government to renew the membership of their Local Planning Panels and this report seeks Council's approval for the following:

- The appointment of five (5) community members to sit on the Canada Bay Local Planning Panel from 1 July 2024.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 3: Vibrant Urban Living

Goal VUL 4: Ensure the built environment respect the unique neighbourhood character and responds deftly to evolving community needs

BACKGROUND/DISCUSSION

The City of Canada Bay Council, along with other metropolitan Sydney councils, has operated a mandatory Local Planning Panel (LPP) since 1 March 2018.

On 3 June 2024, Council received notice from DPHI that Council is required to appoint community members to the local planning panels from 1 July 2024, for the 2024-2027 term.

Council sought Expressions of Interest for community members for a period from 21 May 2024 to 21 June 2024.

Council recently endorsed the appointment of chairs and expert members to the Canada Bay Local Planning Panel at the Council meeting on 18 June 2024.

LOCAL PLANNING PANEL**Functions of the Local Planning Panel**

There are no changes to the functions of the Local Planning Panel.

The role of the LPP is to determine development applications on behalf of Council; and provide other advice to Council on strategic planning matters such as Planning Proposals. The Panels were introduced by the State Government in March 2018 to "reduce the risk of conflict of interest and corruption, achieve better planning outcomes and elevate the role of the elected Council to focus on strategic planning and policy matters rather than the determination of development applications".

The consent authority functions of Council with respect to the following matters remain unaltered, and can only be exercised by the Panel:

- Development Applications (DAs) valued at more than \$5 million but less than \$30 million. Any DA valued at greater than \$30 million will be determined by the Sydney Eastern City Planning Panel (regional panel).
- DAs and s4.55(2) applications relating to development previously determined by the Panel.
- DAs where the owner or applicant is the Council or a Councillor, a member of a Councillor's family, a member of Council staff who is involved in exercising Council's functions under the Act, or a State or Federal Member of Parliament, a relative within the meaning of the Local Government Act, 1993 of any such person/s.
- DAs that receive 10 or more objections from 10 or more different households.
- DAs seeking to depart by more than 10% from the development standards contained within the relevant Local Environmental Plan, but not where the Secretary of the Department of Planning, Housing and Infrastructure has given concurrence to the contravention of the development standards or where the concurrence has been assumed.
- DAs associated with sensitive developments such as designated developments, residential flat buildings assessed under State Environmental Planning Policy (Housing), demolition of heritage items, licensed places of public entertainment (e.g., clubs, hotels etc.), sex services premises or restricted premises, and DAs accompanied by a Voluntary Planning Agreement under Section 7.4 (formerly 93F) of the Act.
- Modifications of existing development consents under Section 4.55(2) of the Act that meet the abovementioned criteria.
- All Planning Proposals are required to be referred to the Panel for advice.
- Council can elect to refer any other planning or development matter that is required to be determined by the Council to the Panel for advice.

Under Section 4.8 of the Act, any Development Application which has a value of \$5 million or less and which falls outside the remainder of the above criteria will be determined by staff under delegation.

Membership of community members to the Canada Bay LPP

Council sought Expressions of Interest for community members for a period from 21 May 2024 to 21 June 2024. It should be noted that the following persons are excluded from membership of the Panel as follows:

- Councillors, Property Developers and Real Estate Agents.

If any of the Panel members become a Councillor, property developer or real estate agent, they must cease being a Panel member.

At each LPP meeting, there are 4 panel members: a Panel Chair, two technical experts and one community representative. A pool of community representatives is required to ensure that there is one community representative at each meeting.

This report recommends that Council reappoint community members Ruth Frettingham, Anita Kazi and Alison Webb who have all served one term previously and appoint new community members Dean Hart and Anne Potter to the Canada Bay Local Planning Panel from 1 July 2024 to 30 June 2027.

A qualitative assessment of the candidates for the community member positions was undertaken with five candidates shortlisted, not only for their appreciation of the role but due to their close connections with local community groups and non-profit organisations.

It is considered that the nominated residents and the skills and experience that they hold will complement the other expert members (who are architects, town planners and urban designers) on the panel. A summary of the candidates is as follows:

1. Ruth Frettingham – a retired town planner with 16 years of experience in the public and private sector. Has experience on a variety of panels and boards, including a technical advisor on the Sydney Foreshore Design and Development Advisory Group, and the Sydney Harbour Foreshores Waterway Planning and Development Advisory Committee.
2. Dean Hart – nearly 30 years' experience in the not for profit, housing and homelessness, and criminal justice sectors, including 7 years' experience in senior management. Has held engagement and leadership positions with Homelessness NSW and Habitat for Humanity.
3. Anita Kazi – is a qualified social worker with over 24 years' experience, and a resident of the area for over 17 years' and is an active member of the local community and sporting groups.
4. Anne Potter – is a qualified interior designer, has represented the community on place making for public spaces, active member of the Drummoyne and Sydney Rowing Clubs.
5. Alison Webb – holds a Bachelor of Degree of commerce and is currently head of customer strategy for Lendlease with experience across State government advising on policy and cultural projects and the private practice.

FINANCIAL CONSIDERATIONS

There are no statutory fees included in the *Environmental Planning and Assessment Regulation 2021* enabling Council to recover any of the financial costs associated with the operation of the Panel. This is consistent with the financial costs of running the current LPP.

All costs associated with the members of the LPPs and the administration costs for the Panel will continue to be covered by individual councils from development application fees.

The Department has maintained remuneration rates for LPP members, which are as follows:

- Chair = \$2000 plus GST per meeting
- Independent experts = \$1500 plus GST per meeting
- Community members = \$1500 plus GST per meeting

The above rates assume a full day per meeting (i.e. 7 hours) and includes time for meeting preparation, site inspections and participation at the LPP meetings.

The LPP meetings will continue to be convened once per month with standing meetings set for the last Wednesday of the month.

LEGISLATIVE AND POLICY CONSIDERATIONS

This report is prepared in response to the Ministerial Direction made under s9.1 of the *Environmental Planning and Assessment Act 1979* and the *Environmental Planning and Assessment Regulation (2021)*.

BACKGROUND/DISCUSSION

1. Cities Race to Zero program and annual CDP reporting

Council resolved to join the *Cities Race to Zero* program on 28 September 2021. The *Cities Race to Zero* program has two key components: climate mitigation; and climate adaptation.

A requirement of the *Cities Race to Zero* program is that Council publicly report annually via the Carbon Disclosure Project (CDP). Many cities and corporates across the world report via CDP. CDP’s scoring system rates A as the highest, followed by scores of B, B-, C, C-, D, with D- as the lowest score. CDP also provides a regional and global average comparison against other participants.

In 2023, Council scored B for climate mitigation, matching the regional benchmark (B), and scoring higher the global average (C). Council scored D for climate adaptation, which is below both the regional and global benchmark scores of B. Council’s scores remained the same since 2022, whereas the regional and global benchmark performances have increased.

	Climate Mitigation	Climate Adaptation	Council Overall
2022	B (Regional C, Global D)	D (Regional C, Global D)	D
2023	B (Regional B, Global C)	D (Regional B, Global B)	D

Figure 1: Council’s Race to Zero (CDP) Scores compared benchmark scores

Council has historically been a climate mitigation leader, responding to community expectations for climate action identified in customer surveys and engagement for the *Community Strategic Plan* and *Emissions Reduction Action Plan*. The CDP Scores demonstrate the need for continuous improvement for Council to improve or maintain current scoring.

Progress on climate mitigation

Council has made significant achievements in climate mitigation through initiatives to avoid and reduce emissions (Figure 2). Council adopted the *Emissions Reduction Action Plan* in 2021, with a commitment to review the plan in 2024. The Action Plan targets net zero emissions from Council operations by 2030 and for the community by 2050. A technical review is underway to stocktake progress against actions and explore potential next steps Council could take to further reduce emissions from Council operations and the wider community.

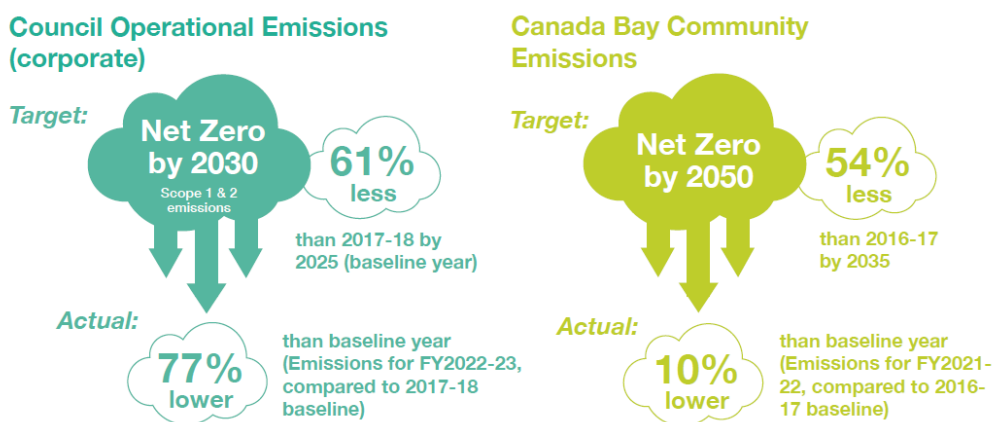


Figure 2: Progress against net zero emissions targets for Council operations and Community

Emissions from Council operations

Operational (corporate) carbon emissions have reduced by more than 77% since the baseline year in 2017-18, putting Council on track to reach its goal of net zero operational emissions by 2030 (for scope 1 – gas and fuel; and 2 emissions – electricity use).

The *Emissions Reduction Action Plan* includes 71 emissions reduction actions for Council operations. Council has already implemented many of the most significant emissions reductions.

Actions already implemented for Council operations represent 82% of the identified emissions savings identified in the current plan (7,649 tonnes of CO₂e of the identified potential reduction of 9,363 tCO₂e).

Action Status	Emissions Reduction (tCO₂e)	% of Emissions in Plan	Number of Actions in plan
Complete	7,649	82%	23
In progress	1,529	16%	19
On hold	185	2%	29
Grand Total	9,363	100%	71

Figure 3: Snapshot of emissions reduction actions for Council operations

Council implemented these key projects, contributing to the operational emissions reduction:

- replacement of all streetlights with efficient LED lighting as part of an SSROC program;
- purchasing 100% renewable electricity from 1 July 2022 as part of an SSROC contract;
- replacing the gas pool heating at Cabarita Pool with an efficient electric heat pump;
- installing rooftop solar at nine Council sites, bringing the total number solar sites to 10;
- transitioning a number of Council lease-back vehicles to hybrid vehicles and purchasing 7 electric vehicles for pool car use; and
- establishing an Environmental Sensitive Design Guide (ESD) Guide for Council facilities to be used within the Project Management Office (PMO) methodology.

Community emission reduction

Community emissions have reduced by 10% since the 2016-17 baseline year. Community-facing programs such as Solar for Apartments, the trial of Food and Garden Organics (FOGO) collection, planned electric vehicle are supporting the local community to reduce emissions.

Actions underway to improve Council's Climate adaptation score

Council's climate adaptation action is at a less mature stage than mitigation. Council began to address climate risk formally in 2012, when it first assessed its climate risk and prepared an internal climate adaptation plan. Council has delivered climate adaptation programs such as stormwater harvesting for Council irrigation, urban forest tree planting, seawall naturalisation, and river health programs through Our Living River and the Parramatta River Catchment Group.

Adopting a cohesive, publicly available climate resilience framework is the next necessary step for Council to improve its CDP score. An adaptation plan is an effective way to anticipate, plan for and adapt to climate change. The framework developed has been informed by a climate risk and vulnerability assessment and addresses relevant hazards.

2. Climate Risk Framework

City of Canada Bay Council began working on climate risk assessment and adaptation planning in 2011. In 2021, Council's Operational Plan committed to develop a new climate risk framework. Work

began on reviewing and updating Council's climate risk assessment, initially with Council's insurer and later finalised internally.

The resulting draft *Climate Resilience Framework* addresses Council's operational accountabilities for climate risk management and identifies key business processes where climate risk and resilience need to be considered, for example, asset management, financial management, land use planning and waste collection service design and delivery. The Framework itself does not identify specific asset or service adaptation projects. The goal of the Framework is to incorporate climate risk and resilience considerations as an essential dimension of all key Council decision-making processes that prepare plans, allocate resources, design and deliver services.

Timeline

Year	Action
2011	<ul style="list-style-type: none"> • Council starts to address climate risk • Climate risk assessment and climate change adaptation plan prepared
2014	<ul style="list-style-type: none"> • Council prepares the award-winning Climate adaptation manual for local government: embedding resilience to climate change
2016	<ul style="list-style-type: none"> • NSW Government adopts Climate Policy Framework
2019	<ul style="list-style-type: none"> • City of Canada Bay Council declares Climate Emergency
2021	<ul style="list-style-type: none"> • City of Canada Bay Council adopts Emissions Reduction Action Plan • Council adopts Operational Plan commitment to develop new climate risk framework • Council begins review and updates climate risk assessment with Council insurer – Statewide Mutual
2022	<ul style="list-style-type: none"> • City of Canada Bay Council resolves to join Cities Race to Zero and starts annual public climate disclosure and reporting scores
2023	<ul style="list-style-type: none"> • Climate risk assessment completed internally • Council resolution 007/23 on 21 February 2023, requires the climate risk framework document be reported to Council when finalised
2024	<ul style="list-style-type: none"> • Climate Resilience Framework drafted • Climate risk being integrated into Council's new Enterprise Risk Management Framework

Council is also a member of Resilient Sydney, part of the 100 Resilient Cities initiative, pioneered by the Rockefeller Foundation. 100 Resilient Cities helps cities around the world become more resilient to physical, social and economic challenges. Resilient Sydney is collaborating with councils across the Sydney metropolitan area to update the Resilient Sydney Strategy.

Process to develop the Climate Resilience Framework

The climate risk assessment identified the key challenges and opportunities for Council operations and community service delivery. This includes managing financial impacts, managing increased urban heat and density, growing and maintaining trees and parklands during droughts and floods, supporting staff and community during extreme weather events, and improving asset management practices to increase climate resilience.

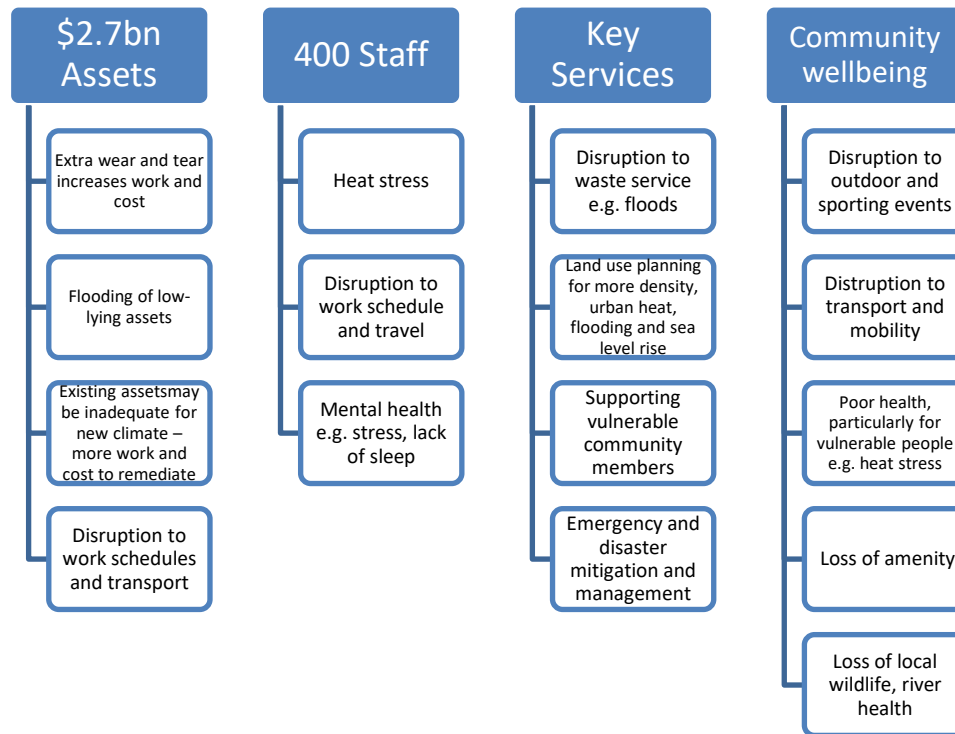


Figure 4: How climate change impacts Council

Actions and accountabilities for improving Council's ability to anticipate, prepare for, respond and adapt to climatic shocks and stresses were developed by considering the following:

- Council's degree of influence when responding to climate risks;
- Council's organisational structure and accountabilities of each directorate and manager;
- existing programs to enhance climate resilience including urban forestry, Parramatta River Catchment Group, biodiversity conservation, Emissions Reduction Action Plan, Reconciliation Action Plan, Local Emergency Management Plan, improving the resilience of residential waste services;
- existing projects that are strengthening Council's approach to governance and risk management, for example, the new Enterprise Risk Management Framework and improvements to asset management practices and organisational accountabilities;
- social programs in development to support vulnerable groups in the community including the new Community Development Team and draft Social Sustainability Strategy; and
- external frameworks for benchmarking progress and evaluating Council's maturity in climate resilience.

NSW Government position on Climate Change

The 2016 NSW [Climate Change Policy Framework](#) established the NSW Government's objectives to achieve net-zero emissions by 2050 and help NSW become climate resilient by embedding climate change emissions savings and adaptation in decision-making and economic appraisal.

Emissions reduction targets are now legislated through the [NSW Climate Change \(Net Zero Future\) Act 2023 \(the Act\)](#) which legislates State emissions reduction targets for 2030, 2035 and enshrines whole-of-government climate action to deliver net zero by 2050. The Act establishes an independent, Net Zero Commission to monitor, review, report on and advise on progress towards these targets.

NSW Government commitments are supported by a suite of strategic action plans and funding, tackling both emissions reduction (climate mitigation) and climate adaptation:

- [NSW Climate Change Fund](#) encourages energy and water saving activities and increase public awareness and acceptance of climate change.
- [NSW Climate Adaptation Strategy](#) sets out key decision-making principles for adaptation, key priorities, and actions, including metrics on climate change risk, climate change risk and opportunity assessments, delivering adaptation actions plans, and embedding climate change adaptation in NSW Government decision-making.
- [Reconstruction Authority Act 2022](#) promotes community resilience to the impact of disasters in New South Wales through (a) disaster prevention, preparedness and adaptation, and (b) recovery and reconstruction following disasters. NSW Reconstruction Authority is seeking feedback on draft [Disaster Adaptation Plan \(DAP\) Guidelines](#) that explain how regions and councils will prepare DAPs across NSW that align with the State Disaster Mitigation to plan for and reduce the impacts of disasters in NSW.
- [State Disaster Mitigation Plan](#) and Disaster Adaptation Plans (DAPs) aim to ensure NSW is well-prepared and successfully manages natural hazard risks to reduce the community costs and impacts of disasters such as floods, bush fires, storms and cyclones and coastal erosion and inundation.
- [Net Zero Plan Stage 1 2020-2030](#) supports a range of initiatives targeting energy, electric vehicles, primary industries, technology, built environment, carbon financing, organic waste.
- [Common Planning Assumptions](#) provide a consistent evidence base for NSW Government agencies to use in planning for key services and infrastructure in the state, from schools and hospitals to roads and transport.

[NSW Legislative Council Inquiry](#)

This inquiry was established on 24 August 2023 to inquire into and report on the planning system and the impacts of climate change on the environment and communities.

RISK CONSIDERATIONS

There are minimal risks associated with the draft Framework which consolidates and communicates Council's strategic direction for adapting to climate change as an organisation and community service provider.

The Framework includes an action to incorporate climate risk management into Council's updated Enterprise Risk Management Framework where appropriate.

FINANCIAL CONSIDERATIONS

The Framework primarily identifies processes for improvement rather than asset adaptation projects. Any asset adaptation will be prioritised and funded with the development of each asset management plan and/or asset renewal project and budgets approved each year.

Early action enables Council to continue providing quality public services by planning and preparing for the cost of managing climate impacts. Proactive adaptation saves money by avoiding large risks, rather than reactively bearing the cost of remediating impacts and retrofitting adaptation responses. Adaptation has significant financial and social benefits.

LEGISLATIVE AND POLICY CONSIDERATIONS

- a) City of Canada Bay Environmental Strategy 2019
- b) NSW Government position on Climate Change:
 - NSW Climate Change Policy Framework
 - *NSW Climate Change (Net Zero Future) Act 2023*
 - NSW Climate Change Fund

- NSW Climate Adaptation Strategy
- State Disaster Mitigation Plan
- Net Zero Plan Stage 1 2020-2030
- NSW Electric Vehicle Strategy
- Common Planning Assumptions

c) Reconstruction Authority Act 2022

DAPs are intended to improve how councils plan for and reduce the impacts of disasters in NSW.

Under section 38(3) of the Reconstruction Authority Act, councils must have regard to any relevant Disaster Adaptation Plans (DAPs) when exercising council functions under the Environmental Planning and Assessment Act 1979 (EP&A Act) or the Local Government Act 1993.

ITEM 9.5 ALL ELECTRIC HOMES - POST-EXHIBITION REPORT**Reporting Manager** Manager Strategic Planning**Attachments:**

1. [Draft DCP_B12_Post council meeting 21 May 2024](#) ↓
2. [Council Minutes_21 May 2024](#) ↓

RECOMMENDATION OF DIRECTOR ENVIRONMENT AND PLANNING

That:

1. The amendment to *Canada Bay Development Control Plan* provided at Attachment 1, be adopted.
 2. The Development Control Plan come into effect when it is published on the City of Canada Bay website.
-

PURPOSE

To report on the outcome of the public exhibition of a draft amendment to the *Canada Bay Development Control Plan* regarding the proposed restriction of gas use in new residential development.

EXECUTIVE SUMMARY

A draft amendment to the *Canada Bay Development Control Plan* (DCP) to restrict the use of gas in new dwellings was placed on public exhibition from 30 May to 26 June 2024.

Following the public exhibition period, 12 submissions were received. A number of submissions supported the proposed amendment to the DCP on health and environmental grounds. Issues raised in submissions relate to whether the proposed control will limit choice and whether appropriate alternatives are available to gas and electricity in the event of a black-out.

Arising from consideration of submissions, it is recommended that the draft DCP be adopted as proposed.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 3: Vibrant Urban Living

Goal VUL 4: Ensure the built environment respect the unique neighbourhood character and responds deftly to evolving community needs

BACKGROUND/DISCUSSION**Background**

At its meeting of 20 February 2024, Council resolved that:

1. Council write to the Minister for Energy to enquire what the intended strategy is for use of gas in new residential and commercial development
2. The matter be deferred for further consideration of a draft amendment to the *Canada Bay Development Control Plan* as referred to in the report, following receipt of the Minister's response.

At its meeting of 21 May 2024 Council resolved that:

1. *The letter from the Minister for Energy dated 24 April 2024 attached to the report be noted.*
2. *The attachment to the report that was previously presented to the Council Meeting of 20 February 2024 be adopted with the following change:*
 - *The draft amendment to the Canada Bay Development Control Plan which requires new or replacement residential dwellings to use only electricity for all energy requirements, as outlined in Attachment 1 attached to the report of 20 February 2024 [Item 9.5], be amended to refer only to new or replacement dwellings, and then placed on public exhibition.*
3. *A further report be provided to Council following the conclusion of the exhibition period.*

In line with this resolution, the draft DCP was amended to refer only to new or replacement dwellings, and to not refer to commercial buildings.

Draft Development Control Plan

The draft control proposed to be included in the *Canada Bay Development Control Plan* is provided below and at Attachment 1.

Objectives

- O1 *Reduce indoor air pollutants associated with the combustion of gas to improve the air quality for occupants.*
- O2 *Reduce the cost to future occupants by minimising the need to upgrade gas infrastructure and for ongoing gas connection charges.*

Controls

- C1 *All development involving a new or replacement dwellings are to use only electricity for all energy requirements.*
- C2 *Where it is demonstrated that the intended use of the of the building requires a process or equipment that is not able to be served by electricity, fossil fuels may be provided to serve that service only. Evidence shall be provided with the application of market testing and equipment supplier advice to confirm that an electrically powered alternative is not technically possible.*
- C3 *Where a development comprises residential dwellings and non-residential uses, the residential dwellings are to use only electricity for all energy requirements, and development applications are to demonstrate how this is achieved.*

Note. The above control does not apply to external appliances that use bottled gas.

Public Exhibition

Public exhibition of the planning proposal took place from 30 May to 26 June 2024 (28 days), in accordance with Part 4 of the EP&A Regulations and the *Canada Bay Community Participation Plan*. Public exhibition was undertaken via the following platforms:

- City of Canada Bay Collaborate website
- Email newsletter
- A post on social media

Following the public exhibition period, 12 submissions were received with 4 submissions in support of the proposed amendment and 8 submissions objecting. A summary of the submissions and responses are provided in the table below.

	Submitter	Comments	Response
1	Individual	Objection. Council does not have the right to restrict what people want and can access.	<p>Council plays an important role in safeguarding and improving the health and safety of the community. As well as having statutory responsibilities for public health protection under both the Public Health Act 2010 and the Food Act 2003, local government provides many additional services that contribute to community health and harm prevention. Councils also have a key role in relation to the preparation and application of development controls.</p> <p>In this regard, a number of Councils have introduced limits on the use of gas or are in the process of updating their DCPs to limit the use of gas for reasons related to health.</p>
2	Individual	Objection. Electricity is prone to blackouts (storm damage, accidents) and there needs to be an alternative, instantaneous is expensive, hot water storage is wasteful, people need choice. Delay decision until alternatives are available.	<p>Whilst blackouts are inconvenient, there are options for cooking without electricity that do not involve gas cooktops or electricity. Emergency options include outdoor gas BBQs, portable camping stoves, no-cook recipes, take-aways or dining out.</p> <p>Transitioning new homes in the City of Canada Bay to all-electric appliances will be incremental and is not expected to place a significant burden on the electricity network.</p>
3	Individual	Objection. Council should also ban all fires (wood, coal) in commercial and residential, is not retrospective, no evidence has been provided to demonstrate that pollutants from electricity generation is cleaner than gas (manufacture, operation and disposal of wind and solar infrastructure).	<p>Concerns in relation to the impacts of wood and coal fires are acknowledged, however the objectives of the draft DCP relate to the use of gas and electricity where it is used for energy requirements.</p> <p>The objectives of the draft DCP control relate to the health and financial benefits of banning gas. Pollutants associated with energy-generating infrastructure is beyond the scope of this proposal.</p>
4	Individual	Objection. People should have choices, electrical cooking doesn't work for some cultural groups, retrofitted gas cooktops that use cylinder gas are dangerous.	Refer to response to #1 above.
5	Individual	Support. Thankful for taking the lead in reducing carbon emissions.	Noted.

	Submitter	Comments	Response
6	Individual	Support. Will have environmental, economic and health benefits. Recent research has shown that potentially harmful gases are present throughout houses that use gas appliances.	Noted.
7	Individual	Support. Need to be replacing gas with electricity.	Noted.
8	Individual	Support. As much as possible should be done to reduce reliance on fossil fuels as soon as possible.	Noted.
9	Individual	Objection. Net zero will result in frequent blackouts, during which gas will be needed.	Refer to response to #2 above.
10	Individual	Objection. This is not future proofing. Gas might be alternative or cheaper in the future, gas is not a constant variable between households, electricity is prone to blackouts (power outages, storms, peak load), batteries have greater downstream environmental issues.	Refer to response to #2 and #3 above.
11	Individual	Objection. Concern that this requirement for new homes to be all-electric will transition to a requirement for all homes to be all-electric. Homeowners should have the right to choose.	The draft control relates to new or replacement dwellings only. Refer to response to #1 above.
12	Individual	Objection. Gas appliances, except gas cooktops, are required to be flued to outdoors. The only necessary change would be to require rangehoods to discharge to outdoors. Gas instantaneous hot water is efficient, visually pleasing/small, can be built into an external wall. Gas space heating that imitate burning wood cannot be created with electric heaters. Gas cooktops are preferred by chefs, including home cooks. AEMO states there is a shortage of electricity and homes can't function during a blackout. Gas is cheaper than electricity.	The Medical Journal of Australia has reported that high efficiency rangehoods reduce, but do not eliminate asthma-causing pollutants. It also cannot be assumed that all homes will have high efficiency range hoods. Refer also to #2 above. Converting apartment buildings and rental properties from gas to electric would be particularly challenging and expensive, therefore ensuring that new buildings are all electric will reduce built-in redundancy of infrastructure over time.

Arising from consideration of submissions, it is recommended that the draft DCP be endorsed.

FINANCIAL CONSIDERATIONS

There are no direct financial considerations for Council associated with this report.

LEGISLATIVE AND POLICY CONSIDERATIONS

The draft amendments to the *Canada Bay Development Control Plan* are consistent with the requirements of *State Environmental Planning Policy (Sustainable Buildings) 2022*.

CITY OF CANADA BAY

Development Control Plan

Part B

General Controls

B12 All electric homes in Canada Bay LGA**Objectives**

- a. *Reduce indoor air pollutants associated with the combustion of gas to improve the air quality for occupants.*
- b. *Reduce the cost to future occupants by minimising the need to upgrade gas infrastructure and for ongoing gas connection charges.*

Controls

- a. *All development involving a new or replacement residential dwelling(s) are to use only electricity for all energy requirements.*
- b. *Where it is demonstrated that the intended use of the of the building requires a process or equipment that is not able to be served by electricity, fossil fuels may be provided to serve that service only. Evidence shall be provided with the application of market testing and equipment supplier advice to confirm that an electrically powered alternative is not technically possible.*
- c. *Where a development comprises residential dwellings and non-residential uses, the residential dwellings are to use only electricity for all energy requirements, and development applications are to demonstrate how this is achieved.*

Note. The above control does not apply to external appliances that use bottled gas.

ITEM 9.4 ALL ELECTRIC HOMES AND BUSINESSES IN CANADA BAY LGA

RESOLVED 079/24

Moved: Cr Jago

Seconded: Cr Ferguson

That:

1. The letter from the Minister for Energy dated 24 April 2024 attached to the report be noted.
 2. The attachment to the report that was previously presented to the Council Meeting of 20 February 2024 be adopted with the following change:
 - *The draft amendment to the Canada Bay Development Control Plan which requires new or replacement residential dwellings to use only electricity for all energy requirements,*
-

as outlined in Attachment 1 attached to the report of 20 February 2024 [Item 9.5], be amended to refer only to new or replacement dwellings, and then placed on public exhibition.

3. A further report be provided to Council following the conclusion of the exhibition period.

In Favour: Crs Cordaro, Ferguson, Jago and Ruggeri

Against: Crs Megna and Bazouni

CARRIED 4/2

CARRIED

Note: Item 9.1 – DA Determinations by the Local Planning Panel and Staff Under Delegation was considered next.

ITEM 9.6 COMMUNITY RECYCLING CENTRE - YEARLY UPDATE AND PROPOSED EXTENSION TO SHARED SERVICES AGREEMENT**Reporting Manager Manager Sustainability and Waste****Attachments: Nil**

RECOMMENDATION OF DIRECTOR ENVIRONMENT AND PLANNING

That:

1. The General Manager writes to Burwood Council offering to exercise the option to extend the shared services agreement for the Community Recycling Centre, for a 12-month term commencing 1 September 2024.
 2. The General Manager be authorised to execute the formal agreement on behalf of Council.
-

PURPOSE

The purpose of this report is to provide an update on the Community Recycling Centre in Five Dock and seek Council endorsement to propose an extension to the shared services agreement with Burwood Council for a period of twelve (12) months.

EXECUTIVE SUMMARY

The Community Recycling Centre (CRC) located at 15–17 Regatta Road, Five Dock, has been operating since 2016. Since the centre opened, Council has collected over 1,259 tonnes of problem waste, with an average of 602 visitors per month.

Since September 2022, a shared services agreement with Burwood Council has been in place as a two-year agreement, with an option to extend for a further 12 months beyond the initial two-year agreement. This report outlines the financial considerations of the service agreement extension and the average monthly visitors from both Canada Bay and Burwood Council residents.

This report recommends that Council continue the shared services agreement with Burwood Council for the twelve-month term.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 2: Sustainable and Thriving Environment

Goal STE 3: Reduce waste to landfill through avoidance and increased recycling and reuse

BACKGROUND/DISCUSSION

Canada Bay Council's Community Recycling Centre opened on 7 November 2016. This facility accepts common household problem wastes for free from residents within the Canada Bay Local Government Area.

At the ordinary Council meeting on 21 July 2020, Council resolved to enter into an agreement with Burwood Council, which shared operational costs of the facility, provided Burwood Council with the ability to promote and co-brand the facility, and use of the facility by Burwood Council residents.

Since its opening, the facility has collected over 1,259 tonnes of problem waste, with an average of 602 visitors per month from the Sydney Metro area. An average of 284 visitors per month are Canada Bay Council residents and 77 visitors per month are Burwood Council residents. In addition, Burwood

Council Cleansing Team utilises the CRC an average twice a month to drop off problem waste items collected from within the Burwood Council area.

In 2021, Council introduced a value-added service at the site with a recycling trailer for oversize cardboard and e-waste. Since introduction of the service, a total of 31,482kg of cardboard and 15,440kg of e-waste have been collected at the facility and recycled. This service benefits both City of Canada Bay and Burwood Council residents. The demand for the service has outgrown the capacity of the recycling trailer resulting in this service being modified to be a stand-alone e-waste collection service and a bulky cardboard recycling service.

Whilst COVID has had an impact on this facility in the past, with mandatory closures for periods of time and reduced access for residents, there have been no issues arising from the shared services agreement with Burwood Council. In fact, the popularity of the CRC has only increased since reopening from COVID closures. It is therefore recommended that Council offer Burwood Council a twelve-month contract extension on the shared services contract for Council's Community Recycling Centre, subject to agreement by both parties.

TIMING CONSIDERATIONS

The recommended extension of the agreement with Burwood Council is for 12 months starting from 1 September 2024 concluding on 31 August 2025. Preliminary correspondence has been sent to Burwood Council regarding the extension of the service agreement and they have expressed interest in continuing this service agreement with Council.

FINANCIAL CONSIDERATIONS

As part of the proposed agreement, Canada Bay Council will request an updated rateable premises data from Burwood Council each year and apply Council's CPI increase to the cost of service for the next financial year. The cost of the service for the 2024/25 period would be \$65,211.78 (inc. GST), which is an increase of 3.7% for Burwood Council on the annual contributions for the 2023/24 financial year.

Continuing the shared services agreement with Burwood Council partially offsets the operational costs of the facility, reducing the cost of providing this facility for Council.

It is recommended that Council continue the shared services agreement with Burwood Council for a twelve-months term, and that Burwood Council's financial contribution is based on the calculation outlined above.

This service is currently funded through the Domestic Waste Management Charge.

LEGISLATIVE AND POLICY CONSIDERATIONS

Operation of the Community Recycling facility provides a convenient and environmentally responsible option for residents, diverts problem waste from mainstream landfill, and is consistent with Council's *Resource Recovery and Waste Strategy (2021)*. The proposed shared services agreement with Burwood Council is consistent with the objectives of this strategy.

ITEM 9.7 CITY OF CANADA BAY - ENVIRONMENT ADVISORY COMMITTEE MINUTES - 27 JUNE 2024**Reporting Manager** Manager Sustainability and Waste**Attachments:** 1. [Environment Advisory Committee Minutes - 27th June 2024](#) 

RECOMMENDATION OF DIRECTOR ENVIRONMENT AND PLANNING

That the Minutes of the Environment Advisory Committee held on 27 June 2024, attached to the report, be received, and noted.

PURPOSE

The purpose of the report is to present the minutes of the City of Canada Bay Environment Advisory Committee meeting held on 27 June 2024.

REPORT

This report provides Council with the minutes of the City of Canada Bay Environment Advisory Committee from the meeting held on 27 June 2024 (refer to Attachment 1).

The Committee's role is to advise and make recommendations on sustainability and waste issues as they relate to Council's operations, with a focus on the implementation of and achievement of targets in Council's Community Strategic Plan, Our Future 2036.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 2: Sustainable and Thriving Environment

Goal STE 1: Reduce greenhouse gas emissions

Goal STE 2: Increase urban tree canopy

Goal STE 3: Reduce waste to landfill through avoidance and increased recycling and reuse

Direction 5: Civic Leadership

Goal CL 3: Council works with partners to actively shape the City's future

Goal CL 4: The City of Canada Bay community is well informed and eager to engage in issues and decisions that impact them

TIMING / CONSULTATION AND / OR RISK CONSIDERATIONS

There are no timing/consultation and/or risk considerations associated with this report.

FINANCIAL CONSIDERATIONS

There are no financial considerations associated with this report.

LEGISLATIVE AND POLICY CONSIDERATIONS

Council has adopted an *Environmental Strategy* and *Resource Recovery and Waste Strategy*.



Environment Advisory Committee Agenda

Thursday 27 June 2024 6.30pm – 8.15pm

Drummoyne Civic Centre - Halliday Room

Dinner Provided at (from 6.30pm)

DISTRIBUTION LIST: David Mansford (DM), Sally Ash (SA), Rolf Muller (RM), Robyn Ann Lindner (RL), Tailoi Ling (TL), Kate Egan (KE), Mavis Clements (MC), Danny Ruspandini (DR), Christina Rojas (CR)

APOLOGIES: Danny Ruspandini (DR), Kate Egan (KE)

COUNCIL COMMITTEE STAFF: Councillor Joseph Cordaro (JC), Monica Cologna (MKC), Belinda Koytz (BK), Aidan Salvatore (AS)

GUEST SPEAKER: Nerida Taylor

CHAIR: Councillor Charles Jago (CJ)

ITEMS:

6.30pm	Acknowledgement of Country	Clr Jago
6.32pm	Announcements and Introductions	Clr Jago
6:45pm	Sydney Water Presentation	Nerida Taylor

NT delivered presentation outlining waterway management and outlined Sydney Water's approach to planning reform, stormwater management and wastewater management.

SA enquired about potential for swim site at Rodd Point due to water quality improvements illustrated by water quality modelling. NT outlined that PRCG assess multiple sites in Parramatta River to determine the locations to prioritise.

SA asked about the reasons for lower water quality in areas such as Hawthorne Parade and Barnwell Park Golf Course. NT stated that pollution is not able to be released through tidal fluctuations in the areas containing canals, contributing to lower water quality.

RM asked about alternatives to WSUD design such as inclusion of permeable concrete, NT highlighted the drawbacks of this measure as permeable concrete is prone to blockage which increases maintenance of the asset.

CJ inquired about inclusion of WSUD in City of Canada Bay. BK replied stating that the City of Canada Bay is reviewing Council's water efficiency and resilience plans which can consider this.

DM asked about the number of days required to swim in Parramatta River sites after rainfall events. NT stated that Bayview Park is swimmable 2-3 days after rain.

7.45pm	EAC review and highlights of 2023/2024	All
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Key environmental issues to flag for future committee consideration.

- JC stated the importance of State Government advocacy surrounding packaging reforms.
- RL highlighted the importance of education and engagement on environmental issues such as food organics. CJ enquired about updating Council's messaging on waste trucks for FOGO.



BK emphasised that Council could address this when FOGO has been out rolled out across the City.

- RM added the reduction of speed limits would address pollution from idle vehicles and improve safety. MC added her concerns surrounding the management of waste.
- CR added the importance of bin signage and reaching out to group homes in local areas.
- MC highlighted the importance of addressing energy efficiency for local businesses.
- RM expressed concerns regarding Council's tree canopy with increasing development in the area.

ACTION: BK to discuss recycling program and services available for group homes with Community Service team.

Challenges for the City – short, medium and long term

- MC - addressing housing and planning, considering the environment with integration of natural and built environment. With increasing density, it is integral to implement programs to address sustainability and energy efficiency, noting considerable challenges for multi-unit dwellings.
- CJ – resource use which includes more people, leading to more waste. JC added the importance of legislative and regulatory changes to waste to consider packaging and circularity.
- RL stated the issue with litter along the foreshore due to weather.
- TL raised concerns regarding traffic congestion as proximity to main road is correlated with health issues (Respiratory and cardiovascular disease) due to nanoparticles.

Feedback on committee process

- RL highlights her preference of utilising the committee to address questions Council may have for the wider community.
- CR added inclusion of documentation to demonstrate that the committee has been used in implementation and informed Council activity.
- JC stated that actions from the Committee can be discussed through Notice of Motion.
- CR suggested using existing networks to inform the committee such as Council's Love Your Place program.

8.15pm Council Update Belinda K

8.30pm General Business Clr Jago

9.00pm Meeting Closed

Standing Items

10 CITY ASSETS DIRECTORATE REPORTS**ITEM 10.1 CITY OF CANADA BAY LOCAL TRAFFIC COMMITTEE MINUTES - 27 JUNE 2024****Reporting Manager** Manager Roads and Traffic**Attachments:** 1. **Local Traffic Committee Meeting Minutes - 27 June 2024** (*Provided in Attachment Booklet*) [↗](#)

RECOMMENDATION OF DIRECTOR CITY ASSETS

That the minutes and recommendations of the City of Canada Bay Traffic Committee Meeting held 27 June 2024, attached to the report, be adopted.

PURPOSE

To report the City of Canada Bay Local Traffic Committee minutes of 27 June 2024 to Council.

REPORT

This report contains the minutes for the City of Canada Bay Local Traffic Committee held on 27 June 2024 for Council's adoption.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 4: Infrastructure and Transport

Goal IT 2: Manage traffic and parking to minimise congestion and increase road safety

FINANCIAL CONSIDERATIONS

There are no financial considerations associated with this report.

LEGISLATIVE AND POLICY CONSIDERATIONS

The City of Canada Bay Local Traffic Committee meetings are held in line with Transport for NSW guidelines.

11 COMMUNITY CULTURE AND LEISURE DIRECTORATE REPORTS

ITEM 11.1 COMMUNITY CIRCLES – 12 MONTH REPORT

Reporting Manager Manager Library and Community Services

Attachments: 1. **Community Circles - Program Evaluation - City of Canada Bay (Provided in Attachment Booklet)** [⇒](#)

RECOMMENDATION OF DIRECTOR COMMUNITY CULTURE AND LEISURE

That the report on the completion of the Community Circles pilot project be noted.

PURPOSE

This report provides details of a social inclusion project pilot, *Community Circles*, implemented for the community by the Touched by Olivia Foundation with partial funding from the City of Canada Bay.

EXECUTIVE SUMMARY

Council resolved at the 21 February 2023 Council meeting to provide grant funding of \$20,000 and in-kind support to the value of \$20,000 for the Touched by Olivia Foundation to pilot a social inclusion program called *Community Circles*. This pilot project was aimed at improving the social connection of vulnerable community members through volunteer support. The project resulted in 116 community members and 14 volunteers connecting to the program.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 1: Connected Community

Goal CC 3: Provide the community with equitable access to a range of programs, services, and facilities

BACKGROUND/DISCUSSION

In response to a request from the Touched by Olivia Foundation for funding to address social isolation that had increased following COVID lockdowns, Council resolved at its 21 February 2023 meeting:

That:

1. *Council allocate grant funding of \$20,000 from the Library & Community Services budget, for a 12-month pilot of Touched by Olivia Foundation's Community Circles program, as detailed in the report*
2. *Council staff be included in a Community Circle project steering group, which be established to oversee funding, develop key performance indicators, milestones and progress reporting.*
3. *Council receives acknowledgement as a founding partner in the promotion of the program.*
4. *A report be prepared and submitted to Council at the completion of the pilot.*
5. *Council provides up to \$20,000 of in-kind support in terms of marketing, promotion and program support.*

This report outlines details of how the *Community Circles* project pilot was implemented using Council's \$20,000 grant funding, Staff involvement and in-kind contributions. An attached report from the Touched by Olivia Foundation provides program evaluation survey results, social groups created, key performance indicators achieved and examples of software developed, communications undertaken and details of the local community issues being addressed by the project.

Project Outcomes

In summary, the report identifies the following outcomes:

Council's \$20,000 grant provided 2 staff for 2 days per week from April 2023 to June 2024

In-kind support for the project included Community Development Staff to support the set-up and assist with making community connections. Library Staff supported a weekly board games group at Concord Library. The Community Circles App was also demonstrated at a Community Networking event organised by Council's Community Development Staff.

As a result of the pilot project:

- 116 community members were connected to Community Circles
- 14 volunteers were recruited
- 26 visits to residents in age care facilities
- 45% of participants felt Community Circles supported their independence*
- 82% of participants felt more connected to people in their community*
- 74% of participants felt Community Circles improved their mental wellbeing*
- 72% of participants felt Community Circles helped them feel more confident living in their community*

* *Note that the Community Circles project was simultaneously rolled out in Wingecarribee Shire Council and survey results reflect the views of participants from both Council areas due to the anonymity of survey responses.*

In addition, volunteer management software has been developed and a Community Circles app deployed in the community.

The Touched by Olivia Foundation has received additional funding from a *Connecting Seniors Grant* from the NSW Department of Communities and Justice which will enable the program to continue until December 2024. This funding was highlighted in press coverage of the Community Circles project, linked to Touched by Olivia Foundation's report.

FINANCIAL CONSIDERATIONS

Council provided \$20,000 in financial support and additional in-kind support for the activities listed above. No further financial support is required.

LEGISLATIVE AND POLICY CONSIDERATIONS

Nil

ITEM 11.2 CITY OF CANADA BAY ACCESS AND INCLUSION COMMITTEE MEETING MINUTES - 20 JUNE 2024**Reporting Manager** Manager Library and Community Services**Attachments:** 1. **City of Canada Bay Access and Inclusion Committee Meeting Minutes - 20 June 2024** [↓](#)

RECOMMENDATION OF DIRECTOR COMMUNITY CULTURE AND LEISURE

That the minutes of the ordinary meeting of the City of Canada Bay Access and Inclusion Committee held on 20 June 2024, attached to the report, be received and noted.

PURPOSE

To present the minutes of the City of Canada Bay Access and Inclusion Committee, so that they may be noted.

REPORT

This report provides Council with the minutes of the City of Canada Bay Access and Inclusion Committee meeting held on 20 June 2024.

The Committee's role is to advise and make recommendations on access and inclusion issues as they relate to Council's operations, with a focus on the implementation and achievement of targets in Council's Disability Inclusion Action Plan.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 1: Connected Community

Goal CC 1: Foster an inclusive community where diversity is welcomed and celebrated

FINANCIAL CONSIDERATIONS

There are no financial considerations associated with this report.

LEGISLATIVE AND POLICY CONSIDERATIONS

The City of Canada Bay Access and Inclusion Committee Charter was endorsed by Council at the ordinary meeting held on 19 April 2022.

CITY OF CANADA BAY ACCESS AND INCLUSION COMMITTEE MEETING

MINUTES

Held at Concord Library, Concord.

Thursday, 20 June 2024



Minutes of the City of Canada Bay Access and Inclusion Committee Meeting

Held on Thursday, 20 June 2024

At the Concord Library, Concord.

Commencing at 10:00 AM

Present:

Mayor Michael Megna	Chairperson
Jack Nolan	Life Member
Coral Arnold	Community member
Nicole Bradshaw	Community Member
Adam Clarke	Community Member
Jill Hodder	Community Member
Nehmat Houssami	Community Member (Teams)
Robyn Ryan	Community Member (Teams)
John You	Community Member (in lieu of Min Jung Cha)

Officers in attendance:

Mary Ciantar	Community Development Officer
Philip Edney	Manager Library and Community Services
Tania Gamble	Community Development Manager
Anita Gordon	Senior Fire and Building Surveyor
Peter Montague	Coordinator Planning and Grants
Tony Pavlovic	Manager Health, Building and Compliance

NOTES

The meeting commenced at 10:00am and concluded at 11.36am.



Table of Contents

1	ACKNOWLEDGEMENT OF COUNTRY	4
2	APOLOGIES	4
3	DISCLOSURES OF PECUNIARY AND NON-PECUNIARY INTEREST	4
4	CONFIRMATION OF MINUTES	4
5	MATTERS ARISING FROM PREVIOUS MINUTES	5
6	REPORTS	5
	Item 6.1 Building Accessibility and Compliance	5
	Item 6.2 Disability Inclusion Action Plan (DIAP) Update	5
	Item 6.3 Employment Working Group Update	5
	Item 6.4 International Day of People with a Disability	6
	Item 6.5 Drummoyne Oval Precinct Plan of Management and Masterplan	6
7	GENERAL BUSINESS	6
	Item 7.1 Electric Vehicle Charging Stations and Their Accessibility	6
	Item 7.2 Burwood Police Area Command Quarterly Community Safety Precinct Meeting.....	7
	Item 7.3 End of Term Morning Tea	7

1 ACKNOWLEDGEMENT OF COUNTRY

The City of Canada Bay acknowledges the Wangal clan, one of the 29 clans of the Eora Nation and the traditional custodians of this land.

The City's Council pays respect to Elders past and present and extends this respect to all Aboriginal people living in or visiting the City of Canada Bay.

2 APOLOGIES

APOLOGIES

Jeanette O'Hara	Life Member
Kim Becherand	Community Member
Min Jung Cha	Community Member
Russell Wolfe	Director Community, Culture and Leisure

LEAVE OF ABSENCE

Nil

3 DISCLOSURES OF PECUNIARY AND NON-PECUNIARY INTEREST

Nil

4 CONFIRMATION OF MINUTES

4.1 Minutes of the City of Canada Bay Access and Inclusion Committee Meeting held 18 April 2024

RESOLVED

1. That the minutes of the City of Canada Bay Access and Inclusion Committee Meeting of 18 April 2024, copies of which were previously circulated, are hereby confirmed as a true and accurate record of proceedings of that meeting.

Note: The minutes were acknowledged and adopted.

5 MATTERS ARISING FROM PREVIOUS MINUTES

Mary Ciantar, Community Development Officer (Ageing and Disability) noted that items identified from the site walk with Committee members at the last meeting have been logged as maintenance requests or included in the Pedestrian Access Management Plan.

6 REPORTS

ITEM 6.1 BUILDING ACCESSIBILITY AND COMPLIANCE

RESOLVED

1. That the City of Canada Bay Access and Inclusion Committee members note the presentation on building accessibility and compliance
-

Note: Tony Pavlovic, Manager Health, Building and Compliance and Anita Gordon, Senior Fire and Building Surveyor, presented on the role of the Building and Compliance Team. They noted that older buildings do not need to comply with current standards, especially where there are unjustifiable hardships for the cost of accessibility improvements, but the aim is for buildings to provide a dignified entrance and access for all. If individuals have concerns regarding compliance with access requirements, raise the issue with the business/ strata organisation in first instance. If there is no suitable response the issue can be raised with Council.

ITEM 6.2 DISABILITY INCLUSION ACTION PLAN (DIAP) UPDATE

RESOLVED

1. That the City of Canada Bay Access and Inclusion Committee members note the presentation on actions completed from the City of Canada Bay Disability Inclusion Action Plan.
-

Note: Mary Ciantar, Community Development Officer (Ageing and Disability), presented an overview of the implementation plan of the DIAP, highlighting some of the key achievements in each of the four priority areas.

ITEM 6.3 EMPLOYMENT WORKING GROUP UPDATE

RESOLVED

1. That the City of Canada Bay Access and Inclusion Committee members note the update from the Employment Working Group.
-

Note: Mary Ciantar, Community Development Officer (Ageing and Disability), presented an update from the Employment Working Group. The Majors Bay Chamber of Commerce would like to invite the Employment Working Group to a Chamber meeting.

*There may also be an opportunity for the Group to attend and present at a combined chambers meeting later in the year.
The Working Group is looking at best practice research and is starting to liaise with organisations specialising in this area to promote employment opportunities.*

ITEM 6.4 INTERNATIONAL DAY OF PEOPLE WITH A DISABILITY

RESOLVED

1. That the City of Canada Bay Access and Inclusion Committee note that International Day of People with a Disability will be held on 3 December 2024 and that Council will be supporting initiatives to mark the day.
-

*Note: Mary Ciantar, Community Development Officer (Ageing and Disability), noted that International Day of People with a Disability will be held on 3 December. Council has provided grant funding to local organisations to host events to mark the day. Council staff will also be involved in activities to mark the day.
The Committee was invited to make further suggestions regarding opportunities to celebrate and acknowledge the day.*

ITEM 6.5 DRUMMOYNE OVAL PRECINCT PLAN OF MANAGEMENT AND MASTERPLAN

RESOLVED

1. That the City of Canada Bay Access and Inclusion Committee note the presentation on the Drummoyne Oval Precinct Plan of Management and Masterplan consultation.
-

Note: Peter Montague, Coordinator Planning and Grants, presented on the draft Drummoyne Oval Precinct Plan of Management and Masterplan. The draft plans have been developed to guide management of the parks over the next 10 years. The areas include Taplin Park, Drummoyne Oval and Drummoyne Park. The draft plans are now on public exhibition and the Committee is encouraged to view these and provide feedback via Council's Collaborate website before 22 July 2024.

7 GENERAL BUSINESS

ITEM 7.1 ELECTRIC VEHICLE CHARGING STATIONS AND THEIR ACCESSIBILITY

Note: Nicole Bradshaw requested further information regarding Council's plans for installing electric vehicle charging stations and the accessibility of these stations.

Electric vehicle charging stations are proposed at three locations across the City of Canada Bay. These will be standard charging stations and will likely to be mounted on the kerb. The Committee was invited to provide examples of accessible charging stations so that they could be considered.

Minutes of the City of Canada Bay Access and Inclusion Committee
Meeting

20 June 2024

**ITEM 7.2 BURWOOD POLICE AREA COMMAND QUARTERLY COMMUNITY
SAFETY PRECINCT MEETING**

Note: A member from the Community Development Team will attend the quarterly Community Safety Precinct Meeting, convened by the Burwood Police Area Command.

Resources are available from the Community Development Team/ Police including a new protocol to assist Council staff to link homeless people to services in the area.

ITEM 7.3 END OF TERM MORNING TEA

Note: This is the last City of Canada Bay Access and Inclusion Committee meeting for this Council term, as Council elections are scheduled for September 2024. All Committee members are thanked for their contribution over this term.

CHAIRPERSON

ITEM 11.3 REVIEW OF LIBRARY POLICIES**Reporting Manager** Manager Library and Community Services

- Attachments:**
1. **Children, Young People and Library Services Policy** (*Provided in Attachment Booklet*) [⇒](#)
 2. **Library Art Exhibitions and Displays Policy** (*Provided in Attachment Booklet*) [⇒](#)
 3. **Library Collections Policy** (*Provided in Attachment Booklet*) [⇒](#)
 4. **Library Membership and Use Policy** (*Provided in Attachment Booklet*) [⇒](#)
 5. **Library Public Internet, Wifi and Computer Use Policy** (*Provided in Attachment Booklet*) [⇒](#)
-

RECOMMENDATION OF DIRECTOR COMMUNITY CULTURE AND LEISURE

That:

1. The revised draft Library Policies, attached to the report, be endorsed for public exhibition.
 2. A report be prepared and submitted to Council following the public exhibition period.
-

PURPOSE

To seek Council endorsement to place the revised draft Library Policies on public exhibition for community feedback.

EXECUTIVE SUMMARY

Council has 12 policies relating to City of Canada Bay Library Services that required review and updating. These policies have been reduced to five by combining several policies into one. All Library Policies must comply with the New South Wales Library Act 1939 and any related Library Council of NSW Guidelines. The Library Services' policies provide guidance to staff and members of the community on how a range of library services, programs and collections are managed, and how the community can access them.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 1: Connected Community

Goal CC 1: Foster an inclusive community where diversity is welcomed and celebrated

Goal CC 3: Provide the community with equitable access to a range of programs, services, and facilities

BACKGROUND/DISCUSSION

Council's Library Policies were adopted on 19 July 2011 and required review and revision. These policies included:

- Borrowing and Membership Policy
- Children, Young People and Library Services Policy
- Conditions of Use Policy
- Display of Community Information Materials Policy
- Emergency Closing Policy

- Home Library Service Policy
- Interlibrary Loans Policy
- Library Art Exhibition and Display Policy
- Library Collections Policy
- Library Public Fax and Photocopy Use Policy
- Public Internet and Computer Use Policy
- Reference Service Policy.

To simplify access, several policies, including the *Borrowing and Membership, Conditions of Use, Display of Community Information Materials, Emergency Closing, Home Library Service, Interlibrary Loans, Public Fax and Photocopy Use, and Reference Service Policies* were combined into one Policy, the *Library Membership and Use Policy*.

The revised draft policies now include:

- Children, Young People and Library Services Policy
 - This policy is to ensure access to library services for children and young people is provided in the safest, most responsible way. The aim is to ensure children and their parents/guardians are aware of their rights and responsibilities when using library services and staff are aware of their responsibilities for children.
 - Changes include a significant update to ensure the Child Safe Standards and elements of the Children's Guardian Act are incorporated, the age for children who may be unattended in the library is listed rather than using the school year, and additional policy elements on how children attending library programs should be supervised.
- Library Art Exhibitions and Displays Policy
 - This policy is to establish a framework for hosting art exhibitions and displays within library spaces. It aims to encourage and promote arts and culture in the local community through a diverse exhibition program, guide the effective use of the City of Canada Bay Library Service's exhibition areas, and establish guidelines for staff to assess the suitability of an exhibition or a display.
 - Changes include more detail of spaces available, range of mediums accepted, and the introduction of an expression of interest process for exhibitions.
- Library Collections Policy
 - This policy guides staff in the planning and development of collections to meet current and future community interests and needs. This policy underpins the Library Services' Collection Selection Profiles, which will be revised over time, in line with changing community interests, budget constraints, space limitations, and the large volume of publishing. This policy provides guidelines for the content, management, preservation, development and promotion of the general library and Local Studies collections as a community resource. It aims to:
 - Establish principles for the management and development of collections which meets the needs of the community.
 - Ensure that library collections are relevant to community needs and interests in both scale and quality.
 - Ensure that library collections match the community's requirements and reflect the diversity of the City of Canada Bay community.

- Provide a library collection developed to meet the Australian Library and Information Association (ALIA), Library Council of NSW and various international standards as well as the community's expectations.
- Define responsibilities and accountabilities for the maintenance of the collection to ensure the provision of quality materials and to effectively mitigate risk.
- Changes include removal of references to the collection as an asset and Council's Asset Management Policy, removal of reference to specific collections which may change over time due to changes in demand, removal of reference to issues with more emphasis on collection development standards and guidelines.
- Library Membership and Use Policy
 - This policy establishes a framework for operating library facilities and services to ensure free and equitable access for all members of the public. It aims to establish terms and conditions of use for members of the public to abide by, and to ensure the community's shared library facilities, resources and services may be enjoyed by all.
 - Changes include removing loan periods as part of the policy to enable staff to review and amend when required, removal of fax use as the service is no longer provided, removal of procedural elements, and a reduction in age requiring parental permission to join the library from 18 to 16 years of age in line with community expectations and common practices in NSW public libraries.
- Library Public Internet, Wifi and Computer Use Policy
 - This Policy establishes a framework for the provision of public internet, WiFi and computers in library facilities. The aim is to establish the principles under which the Library Service provides access to the internet, ensures efficient and effective management of public computers, and informs library members and visitors of the conditions of use for accessing public Internet and computers.
 - Changes include reference to the Wifi service, additional detail referencing legislation and guidelines including child safety, the Library Council of NSW guideline *Access to Information in NSW Public Libraries*, and the Australian Library and Information Associations' guideline *ALIA on Online Content Regulation*.

These policies have been reviewed to take into account changes in the way library services are accessed by the community. Changes in legislation and guidelines, particularly the guidelines issued by the Library Council of NSW, the governing body of the State Library of NSW, have also been considered.

The Library Services' policies aim to inform the community of how library services, programs and collections are administered and provided, as well as ensuring all members of the community are aware of their rights and responsibilities when accessing Council's Libraries and their services.

TIMING / CONSULTATION

If endorsed, the draft Library Services' policies will be placed on public exhibition for a period of 28 days, after which a report will be prepared and submitted back to Council.

FINANCIAL CONSIDERATIONS

There are no financial considerations associated with this report.

LEGISLATIVE AND POLICY CONSIDERATIONS

The legislation relevant to the draft Library Policies includes:

- Library Act 1939 No 40
- Childrens Guardian Act 2019 No 25

The draft Library Policies have been amended in accordance with these Acts and the Library Council of NSW Guidelines issued under the Library Act 1939.

12 CORPORATE SERVICES AND STRATEGY DIRECTORATE REPORTS

ITEM 12.1 CASH AND INVESTMENTS REPORT - JUNE 2024

Reporting Manager Chief Financial Officer

Attachments: 1. **Investment Report June 2024 (Provided in Attachment Booklet)** [↗](#)

RECOMMENDATION OF DIRECTOR CORPORATE SERVICES AND STRATEGY

That the Cash and Investments Report for June 2024, attached to the report, be received and noted.

PURPOSE

To present Council's Investment portfolio performance for June 2024.

EXECUTIVE SUMMARY

Council's investments are reported monthly to Council in accordance with the Local Government Act 1993, the Local Government (General) Regulation 2021 and Council's Investment Policy.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 5: Civic Leadership

Goal CL 1: Council is accountable, efficient, and ready to meet future challenges

BACKGROUND/DISCUSSION

This report incorporates the June 2024 Cash and Investments Reports, for Council's consideration.

Certification - Responsible Accounting Officer

Evan Hutchings as the Responsible Accounting Officer have certified that the investments listed in the attached report have been made in accordance with Section 625 of the Local Government Act 1993, clause 212 of the Local Government General Regulation 2021 and Council's Investment Policy.

TIMING / CONSULTATION AND / OR RISK CONSIDERATIONS

Summary position as of 30 June 2024

The Cash at Bank and Cash Investments are summarised below:

Month	Cash At Bank	Cash Investments	Total Cash
30 June 2024	\$5,540,653.63	\$173,228,915.90	\$178,769,569.53

The detailed Schedule of Investments held, for June are also provided over the next page.

STATEMENT OF CASH INVESTMENTS								
Maturity Date	Bank/Issuer	Long Term Rating	Fair Value	Term	Interest	Issue Date	Investment Type	% of Portfolio
04/07/24	Commonwealth Bank of Australia	AA-	\$1,000,000.00	279	5.28%	29/09/23	Term Deposits	0.58%
04/07/24	Commonwealth Bank of Australia	AA-	\$2,500,000.00	259	5.19%	19/10/23	Term Deposits	1.44%
04/07/24	Commonwealth Bank of Australia	AA-	\$2,000,000.00	174	4.88%	12/01/24	Term Deposits	1.15%
11/07/24	Commonwealth Bank of Australia	AA-	\$2,500,000.00	252	5.31%	02/11/23	Term Deposits	1.44%
11/07/24	National Australia Bank	AA-	\$1,000,000.00	118	5.07%	15/03/24	Term Deposits	0.58%
18/07/24	Commonwealth Bank of Australia	AA-	\$3,000,000.00	252	5.30%	09/11/23	Term Deposits	1.73%
25/07/24	National Australia Bank	AA-	\$2,000,000.00	196	5.10%	11/01/24	Term Deposits	1.15%
01/08/24	Commonwealth Bank of Australia	AA-	\$2,000,000.00	195	4.91%	19/01/24	Term Deposits	1.15%
08/08/24	National Australia Bank	AA-	\$2,000,000.00	196	5.15%	25/01/24	Term Deposits	1.15%
15/08/24	National Australia Bank	AA-	\$2,000,000.00	196	5.08%	01/02/24	Term Deposits	1.15%
22/08/24	ING Direct	A	\$3,000,000.00	365	5.37%	23/08/23	Term Deposits	1.73%
29/08/24	Commonwealth Bank of Australia	AA-	\$3,000,000.00	241	4.99%	29/05/23	Term Deposits	1.73%
05/09/24	Bank of Queensland	A-	\$2,000,000.00	274	5.39%	06/12/23	Term Deposits	1.15%
12/09/24	Bank of Queensland	A-	\$3,000,000.00	287	5.40%	30/11/23	Term Deposits	1.73%
19/09/24	National Australia Bank	AA-	\$2,000,000.00	223	5.20%	09/02/24	Term Deposits	1.15%
26/09/24	National Australia Bank	AA-	\$2,000,000.00	217	5.13%	22/02/24	Term Deposits	1.15%
03/10/24	National Australia Bank	AA-	\$3,000,000.00	217	5.11%	29/02/24	Term Deposits	1.73%
10/10/24	Suncorp	A+	\$2,000,000.00	219	5.16%	05/03/24	Term Deposits	1.15%
17/10/24	Suncorp	A+	\$2,000,000.00	224	5.14%	07/03/24	Term Deposits	1.15%
23/10/24	National Australia Bank	AA-	\$5,000,000.00	183	5.10%	23/04/24	Term Deposits	2.89%
07/11/24	National Australia Bank	AA-	\$2,000,000.00	230	5.08%	22/03/24	Term Deposits	1.15%
14/11/24	Suncorp	A+	\$3,000,000.00	181	5.18%	17/05/24	Term Deposits	1.73%
21/11/24	Commonwealth Bank of Australia	AA-	\$1,500,000.00	363	5.39%	24/11/23	Term Deposits	0.87%
29/11/24	Auswide Bank	BBB	\$2,000,000.00	366	5.67%	29/11/23	Term Deposits	1.15%
12/12/24	National Australia Bank	AA-	\$3,000,000.00	168	5.35%	27/06/24	Term Deposits	1.73%
16/01/25	Suncorp	A+	\$3,000,000.00	244	5.19%	17/05/24	Term Deposits	1.73%
23/01/25	National Australia Bank	AA-	\$5,000,000.00	275	5.10%	23/04/24	Term Deposits	2.89%
30/01/25	National Australia Bank	AA-	\$3,000,000.00	217	5.39%	27/06/24	Term Deposits	1.73%
13/03/25	National Australia Bank	AA-	\$3,000,000.00	300	5.20%	17/05/24	Term Deposits	1.73%
24/03/25	ING Direct	A	\$4,000,000.00	335	5.20%	23/04/24	Term Deposits	2.31%
23/04/25	ING Direct	A	\$4,000,000.00	365	5.21%	23/04/24	Term Deposits	2.31%
19/05/25	ING Direct	A	\$3,000,000.00	367	5.23%	17/05/24	Term Deposits	1.73%
19/06/25	Suncorp	A+	\$3,000,000.00	366	5.24%	18/06/24	Term Deposits	1.73%
16/02/26	National Australia Bank	AA-	\$2,000,000.00	731	1.04%	16/02/21	Term Deposits	1.15%
21/10/24	Westpac Bank	AA-	\$1,500,000.00	182	5.25%	20/10/23	ESG TD	0.87%
30/10/24	Westpac Bank	AA-	\$1,000,000.00	183	5.41%	30/10/23	ESG TD	0.58%
14/11/24	Westpac Bank	AA-	\$1,500,000.00	185	1.62%	12/11/21	ESG TD	0.87%
02/12/24	Westpac Bank	AA-	\$1,500,000.00	182	1.62%	03/12/21	ESG TD	0.87%
17/02/25	Westpac Bank	AA-	\$2,000,000.00	273	2.02%	18/02/22	ESG TD	1.15%
24/02/25	Westpac Bank	AA-	\$2,500,000.00	273	2.10%	25/02/22	ESG TD	1.44%
20/11/25	Westpac Bank	AA-	\$1,500,000.00	549	1.87%	19/11/21	ESG TD	0.87%
17/02/26	Westpac Bank	AA-	\$2,500,000.00	638	2.24%	18/02/22	ESG TD	1.44%
24/02/26	Westpac Bank	AA-	\$2,000,000.00	638	2.31%	25/02/22	ESG TD	1.15%
03/03/26	Westpac Bank	AA-	\$2,000,000.00	638	2.22%	04/03/22	ESG TD	1.15%
29/08/24	ANZ Bank	AA-	\$1,500,000.00	92	5.11%	29/08/19	Floating Rate Notes	0.87%
14/11/24	Citibank	A+	\$1,000,000.00	184	5.25%	14/11/19	Floating Rate Notes	0.58%
12/02/25	Macquarie Bank	A+	\$2,000,000.00	275	5.21%	12/02/20	Floating Rate Notes	1.15%
06/05/25	Royal Bank of Canada	AA-	\$1,000,000.00	364	5.12%	06/05/22	Floating Rate Notes	0.58%
17/10/25	Suncorp Covered	AAA	\$1,000,000.00	548	5.24%	17/10/22	Floating Rate Notes	0.58%
09/12/25	Macquarie Bank	A+	\$2,000,000.00	546	4.84%	02/06/21	Floating Rate Notes	1.15%
13/01/26	Commonwealth Bank of Australia	AA-	\$1,500,000.00	638	5.25%	13/01/23	Floating Rate Notes	0.87%
24/02/26	RACQ Bank	BBB+	\$2,300,000.00	641	5.84%	24/02/23	Floating Rate Notes	1.33%
15/05/26	Bendigo and Adelaide Bank	A-	\$1,000,000.00	730	5.62%	15/05/23	Floating Rate Notes	0.58%
15/06/26	Teachers Mutual Bank	BBB+	\$850,000.00	728	5.05%	16/06/21	Floating Rate Notes	0.49%
19/08/26	ING Bank Covered	AAA	\$500,000.00	821	4.74%	19/08/21	Floating Rate Notes	0.29%
14/09/26	Macquarie Bank	A+	\$1,600,000.00	822	5.22%	14/09/23	Floating Rate Notes	0.92%
23/12/26	Commonwealth Bank of Australia	AA-	\$2,000,000.00	912	4.80%	23/09/21	ESG FRN	1.15%
22/03/27	ING Direct	A	\$1,000,000.00	1001	5.34%	22/03/24	Floating Rate Notes	0.58%
14/05/27	Bendigo and Adelaide Bank	A-	\$800,000.00	1095	5.37%	14/05/24	Floating Rate Notes	0.46%
18/08/27	Commonwealth Bank of Australia	AA-	\$1,100,000.00	1185	5.36%	18/08/22	Floating Rate Notes	0.63%
13/01/28	Commonwealth Bank of Australia	AA-	\$1,500,000.00	1368	5.50%	13/01/23	Floating Rate Notes	0.87%
19/01/28	Rabobank	A+	\$1,000,000.00	1370	5.54%	19/01/23	Floating Rate Notes	0.58%
16/02/28	Westpac Bank	AA-	\$1,000,000.00	1371	5.33%	16/02/23	Floating Rate Notes	0.58%
09/05/28	Bank of Queensland Covered	AAA	\$1,250,000.00	1461	5.58%	09/05/23	Floating Rate Notes	0.72%
17/08/28	Commonwealth Bank of Australia	AA-	\$1,250,000.00	1553	5.30%	17/08/23	Floating Rate Notes	0.72%
15/12/24	NTTC	AA-	\$2,000,000.00	1206	1.00%	27/08/21	Fixed Rate Bond	1.15%
15/06/25	NTTC	AA-	\$2,000,000.00	1496	1.10%	11/05/21	Fixed Rate Bond	1.15%
18/08/25	Commonwealth Bank of Australia	AA-	\$1,500,000.00	1096	4.20%	18/08/22	Fixed Rate Bond	0.87%
24/08/26	Suncorp Covered	AAA	\$2,000,000.00	1587	3.25%	20/04/22	Fixed Rate Bond	1.15%
	AMP Bank	BBB+	\$14,000,000.00		5.20%		AMP	8.08%
	AMP Bank	BBB+	\$1,000.00		3.30%		AMP	0.00%
	Macquarie Bank	A+	\$7,624.91		4.65%		Macquarie CMA	0.00%
	Macquarie Bank	A+	\$14.35		4.15%		Macquarie CMA	0.00%
	Commonwealth Bank of Australia	AA-	\$18,070,276.64		4.35%		CBA BOS	10.43%
	30/06/24		\$173,228,915.90					100.00%
	TOTAL INVESTMENTS at 31/05/2024		\$170,538,262.01					
	Net Increase/(Decrease) in Investments		\$2,690,653.89					

FINANCIAL CONSIDERATIONS

Council's revised Budget for 2023-24, as reported in the Third Quarter Budget Review forecast investment earnings of \$7.0M. The final result was \$7.186M, \$186,000 better than forecast.

The Reserve Bank Board last met on the 18 June 2024 and determined that the cash rate remain unchanged at 4.35 per cent. While recent data indicates that inflation has moderated, it remains high. At its last meeting, the Board indicated that it will be some time yet before inflation is sustainably in the target range.

The path of interest rates that will best ensure that inflation returns to target in a reasonable timeframe will depend upon the data and the evolving assessment of risks, and a further increase in interest rates cannot be ruled out. The RBA board will meet again on 20 August 2024.

LEGISLATIVE AND POLICY CONSIDERATIONS

Council's investments are made in accordance with the Local Government Act (1993), the Local Government (General) Regulation 2021 and Council's Investment Policy. Section 212 of the Local Government (General) Regulation 2021 states:

- (1) The responsible accounting officer of a council:
 - (a) must provide the council with a written report (setting out details of all money that the council has invested under section 625 of the Act) to be presented;
 - (i) if only one ordinary meeting of the council is held in a month, at that meeting, or
 - (ii) if more than one such meeting is held in a month, at whichever of those meetings the council by resolution determines, and
 - (b) must include in the report a certificate as to whether or not the investment has been made in accordance with the Act, the regulations and the council's investment policies.
- (2) The report must be made up to the last day of the month immediately preceding the meeting.

13 NOTICES OF MOTION**ITEM 13.1 NOTICE OF MOTION - CR DI PASQUA - BUSINESS USE OF PUBLIC FOOTPATH POLICY**Submitted by: Councillor Stephanie Di Pasqua

MOTION

That:

1. A review of the Business Use of Footpath Policy be undertaken with a view to establishing an equitable application of the criteria contained in the Policy throughout the City of Canada Bay.
 2. The feasibility of removing garden beds and hedge gardens along Great North Road, Five Dock, to increase potential available space for Footpath Dining, be investigated.
 3. The feasibility of installing permanent outdoor structures in nominated precincts within the City of Canada Bay for businesses to occupy as enclosed spaces for outdoor dining and other trade be investigated.
 4. Reports be prepared and submitted to Council on the findings and to provide updates in response to the outcomes of (1), (2) and (3) above.
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BACKGROUND FROM COUNCILLOR STEPHANIE DI PASQUA

Representations have been received by Councillors and Council Officers from local business owners within the City of Canada Bay, particularly Great North Road, Five Dock regarding Council's adopted Business Use of Public Footpath Policy. In relation to Great North Road in particular, concerns have been raised regarding restrictions imposed in some areas of Great North Road due to the requirement for a two (2) metre clearance from the building line that in most cases cannot be achieved due to the installation of garden beds and hedge planting.

To date Council Officers have been assessing individual business applications which are impacted along Great North Road and have provided interim solutions outside of the Policy requirements to assist business owners, however a long-term solution which would require a review an update of the Policy is considered desirable.

I believe that feasibility assessments of installing permanent outdoor structures in identified retail precincts within the LGA should also be undertaken.

**ITEM 13.2 NOTICE OF MOTION - CR FERGUSON - RECOGNITION OF CONCORD
OP SHOP**Submitted by: Councillor Andrew Ferguson

MOTION

That Council places on record its recognition of the outstanding work, service and achievements of the Concord Op Shop.

BACKGROUND FROM COUNCILLOR ANDREW FERGUSON

The Concord Op Shop has been operating now for over 50 years with all proceeds helping local charities. This is a remarkable achievement for a community group run exclusively by volunteers. The Op Shop helps not just local charities and people in need but allows local residents to recycle clothing, toys, books, crockery, and a lot more rather than it ending up in landfill. I believe that the work, services and achievements of this amazing and much treasured community group should be formally recognised by Council.

ITEM 13.3 NOTICE OF MOTION - CR BAZOUNI - CITY OF CANADA BAY LOCAL INFRASTRUCTURE CONTRIBUTION PLANSubmitted by: Councillor Anthony Bazouni

MOTION

That Council officers provide a presentation to a Councillor Workshop in August 2024 on the feasibility and financial impact of varying the contributions rates for secondary dwellings (also known as granny flats) levied under s7.11 of the Environmental Planning and Assessment Act 1979.

BACKGROUND FROM COUNCILLOR ANTHONY BAZOUNI

The cost and availability of housing are significant issues at this time. Although not isolated to the Canada Bay Local Government Area, they impact on our constituents. I am aware of situations where parents are seeking ways to help children, married or otherwise, who cannot locate a place to rent nor afford to buy a property. I also know of children who are looking to create a home for elderly parents. The accumulated housing supply shortfall appears to be due to a number of factors which include, among others, the following:

- a) restrictions on the supply of available land for housing;
- b) state and territory as well as local planning and approvals processes;
- c) lack of coordination between infrastructure planning and housing supply; and
- d) skills shortages in the housing construction industry.

Section 7.11 of the Environmental Planning & Assessment Act, 1979 enables consent authorities to levy developer contributions, as a condition of development consent, towards the cost of providing local public infrastructure and facilities required as a consequence of development. At the City of Canada Bay, contributions, including those that apply to secondary dwelling (i.e. granny flats), are levied and calculated in accordance with the Local Infrastructure Contributions Plan ("LICP"), which was adopted in February 2022. In view of current circumstances, I believe that it is timely for a review of the contribution rates for secondary dwellings (granny flats) be undertaken and the outcomes of that review, including the financial impact, be presented to a Councillor Workshop in August this year.

ITEM 13.4 NOTICE OF MOTION - CR BAZOUNI - NATIONAL TREE DAYSubmitted by: Councillor Anthony Bazouni

MOTION

That Council promote and otherwise raise awareness of “National Tree Day” to occur on Sunday, 28 July 2024, through Council’s regular communication channels including social media and website.

BACKGROUND FROM COUNCILLOR ANTHONY BAZOUNI

“Established in 1996, Planet Ark’s National Tree Day has grown into Australia’s largest community tree planting and nature care event. The program is a call to action for all Australians to get their hands dirty and give back to their community.

Each year, around 300,000 people volunteer their time to engage in environmental activities that educate Australians about the world around them...”.

One of the goals, among others, of the City of Canada Bay Community Strategic Plan “Our Future 2036”, is to “*Increase urban tree canopy*”. Our community can assist in achieving this goal by planting and preserving more trees and building biodiversity in gardens and balconies and this ought to be promoted alongside “National Tree Day”. This Notice of Motion is consistent with our Community Strategic Plan.

ITEM 13.5 NOTICE OF MOTION - CR BAZOUNI - ACTIVE AND CREATIVE KIDS VOUCHERSubmitted by: Councillor Anthony Bazouni

MOTION

That Council writes to Minister for Customer Service and Digital Government, seeking to have reinstated the original value and eligibility criteria of the Active and Creative Kids Voucher.

BACKGROUND FROM COUNCILLOR ANTHONY BAZOUNI

From 1 February 2024, the Active and Creative Kids voucher programs have been replaced by a single, combined Active and Creative Kids program. Whilst one of the aims of the updated Active and Creative Kids program is to support children's activity, I believe that these changes may have had unintended consequences. In particular, participation rates have declined, particularly for families who have not been able to cope with the increased cost of living pressures. This is a concern in an environment where many young people also have reduced physical activity. Further, I believe that the program should also encourage and enhance community connection through regular social interactions, helping to facilitate enrolments in activities conducted by local small businesses (e.g., dance, art, sport) which additionally ought to create local job opportunities. I am also of the view that this aspect has been impacted by the change and should be addressed.

ITEM 13.6 NOTICE OF MOTION - CR BAZOUNI - DOMESTIC VIOLENCESubmitted by: Councillor Anthony Bazouni

MOTION

That a briefing be provided to a future Councillor workshop on Council's initiatives designed to address the incidence of domestic violence.

BACKGROUND FROM COUNCILLOR ANTHONY BAZOUNI

All too often, we hear of tragedies relating to those persons who have been affected by domestic violence. According to data from the NSW Council of Social Service, one in three women in Australia have experienced physical violence and one in six adult women have experienced physical or sexual violence by a current or former partner.

Domestic and family violence can include, but is not limited to the following:

- a) controlling behaviour
- b) physical violence
- c) sexual assault
- d) emotional abuse
- e) stalking
- f) technology facilitated abuse
- g) financial abuse.

From 1 July 2024, coercive control is a criminal offence in NSW when a person uses abusive behaviours towards a current or former intimate partner with the intention to coerce or control them. The criminal offence captures repeated patterns of physical or non-physical abuse used to hurt, scare, intimidate, threaten or control someone. The law only applies to abusive behaviour that happens after 1 July 2024.

This Council has recently invested \$500,000 to expand the Community Development team to help address prioritised social issues in the community, such as domestic violence. The team has been working with the community sector to identify its strengths, gaps and opportunities and are preparing a series of initiatives in response to what they have learnt. I would like to request a briefing from the team so that Councillors can be kept informed on how this important social issue is currently being managed.

14 NOTICES OF MOTION OF RESCISSION

15 MATTERS OF URGENCY

16 QUESTIONS WITH NOTICE

17 CONFIDENTIAL MATTERS

RECOMMENDATION

That

1. Council moves into closed session to deal with the matters listed below, which are classified as confidential under section 10A(2) of the *Local Government Act, 1993* for the reasons specified:

ITEM 17.1 WASTE COLLECTIONS TENDER

This matter is considered to be confidential under Section 10A(2) - (c) of the Local Government Act, as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

Further it is considered that discussions of this matter in open Council would, on balance, be contrary to the public interest as it would prejudice Council's ability to secure the optimum outcome for the community.

ITEM 17.2 TENDER FOR AFFORDABLE HOUSING MANAGEMENT SERVICES (2024/CSS1)

This matter is considered to be confidential under Section 10A(2) - (d) (i) of the Local Government Act, as it deals with commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

Further it is considered that discussions of this matter in open Council would, on balance, be contrary to the public interest as it would prejudice Council's ability to secure the optimum outcome for the community.

ITEM 17.3 ROAD RESERVE LEASE - 13 HEZLET STREET, CHISWICK

This matter is considered to be confidential under Section 10A(2) - (c) of the Local Government Act, as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

Further it is considered that discussions of this matter in open Council would, on balance, be contrary to the public interest as it would prejudice Council's ability to secure the optimum outcome for the community.

ITEM 17.4 ELECTRIC VEHICLE CHARGING LOCATIONS AND INSTALLATION AGREEMENT

This matter is considered to be confidential under Section 10A(2) - (d) (i) of the Local Government Act, as it deals with commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

Further it is considered that discussions of this matter in open Council would, on balance, be contrary to the public interest as it would prejudice Council's ability to secure the optimum outcome for the community.

ITEM 17.5 RETURN AND EARN - FIVE DOCK LEISURE CENTRE

This matter is considered to be confidential under Section 10A(2) - (c) of the Local Government Act, as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

Further it is considered that discussions of this matter in open Council would, on balance, be contrary to the public interest as it would prejudice Council's ability to secure the optimum outcome for the community.

2. Pursuant to section 10A(1), 10(2) and 10A(3) of the Local Government Act, the media and public be excluded from the meeting on the basis that the business to be considered is classified as confidential under section 10A(2) of the Local Government Act.
3. The correspondence and reports relevant to the subject business be withheld from the media and public as provided by section 11(2) of the Local Government Act.
4. The resolutions made by the Council in Closed Session be made public after the conclusion of the closed session and such resolutions be recorded in the minutes of the Council meeting.

BACKGROUND/DISCUSSION

In accordance with section 10A(2) of the Act, Council may close part of its meeting to deal with business of the following kind:

- (a) Personnel matters concerning particular individuals (other than councillors).
- (b) Personal hardship of any resident or ratepayer.
- (c) Information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.
- (d) Commercial information of a confidential nature that would, if disclosed:
 - (i) Prejudice the commercial position of a person who supplied it: or
 - (ii) Confer a commercial advantage on a competitor of Council;
 - (iii) Reveal a trade secret.
- (e) Information that would, if disclosed, prejudice the maintenance of law.
- (f) Matters affecting the security of Council, Councillors, Council staff and Council property.
- (g) Advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege.
- (h) Information concerning the nature and location of a place or an item of Aboriginal significance on community land.
 - (i) Alleged contraventions of any Code of Conduct requirements applicable under section 440.

It is considered that the business listed in the recommendation is of a kind referred to in section 10A(2) of the Local Government Act 1993 and, under the provisions of the Act and the Local Government (General) Regulation 2021, should be dealt with in a part of the meeting that is closed to members of the public and the media.

Pursuant to section 10A(4) of the Act and clauses 14.9–14.10 of the City of Canada Bay Code of Meeting Practice, members of the public may make representations to the meeting immediately after the motion to close part of the meeting is moved and seconded, as to whether that part of the meeting should be closed.

18 CONFIDENTIAL RESOLUTIONS

In accordance with Part 14 of the Code of Meeting Practice, resolutions passed during a meeting, or a part of a meeting that is closed to the public must be made public by the chairperson as soon as practicable. The resolution must be recorded in the publicly available minutes of the meeting.
