

## ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

10 March 2021

His Worship the Mayor & Councillors

### **Notice of Ordinary Meeting of Bathurst Regional Council – Wednesday 17 March 2021**

I have to advise that an Ordinary Meeting of Bathurst Regional Council will be held in the Council Chambers on Wednesday 17 March 2021 commencing at 6:00 PM or immediately following the conclusion of the Public Forum session.

Public Forum will be held from 6.00 pm where there will be an opportunity for members of the public to raise matters with Council.



D J Sherley  
**GENERAL MANAGER**

**MINUTES OF THE  
ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
TO BE HELD ON Wednesday 17 March 2021**

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## 1 PUBLIC FORUM

### MINUTE

#### **G Crisp** - Water Supply Service -

Has been a customer for over 40 years and is seeking advice from Council about \$6.5 million taken from water supply. Mr Crisp spoke to the Department Energy, Utilities and Sustainability letter which states funding could not occur.

General Manager advised of approvals given for the funding of the Aquatic Centre.

#### **A Lyons** - DEPBS #9.1.3 Oxford Hotel -

Spoke to the Development Application before Council, this has become complicated and yet it is very clear. Spoke to decision from last December meeting and car space requirements which were reduced by 6 spaces. Also spoke to timelines agreed to and deferral of payment and contributions to be paid. Considers 59 spaces were agreed to and requests Construction Certificate be issued.

#### **J Gray** - Go Kart Track -

Spoke to issue of Go Kart Track, to continue is reckless and irrational. Put aside everything and think of what is best for the community and consider what is possible. Noted future of Go Karts, this will allow a rethink of Rayner's Orchard land or Drive-In site. The community would be happier to see a track in these locations and would attract State and Federal funding. Also noted current financial commitments of COVID-19 on Council's finances. Need to revisit before Minister Ley puts down a ruling.

#### **B Trimming** - Disability Access Advocate -

Asked can the Council validate the names and postcodes on the petition concerning the Go Kart Track? Thanked Council for redesigned corner at Keppel/Commonwealth Streets. Noted report referring to the Disability Inclusion Action Plan in the annual report. There is a concern that annual reporting does not reflect the current status of how the responses and actions are going. This was a finding at a recent Government conference. Suggests regular reports are placed on the Disability Access page. Spoke to web page and how good it is, but would like to see reference to other services beside NDIS e.g. Veterans Affairs etc. Thanked Bathurst Visitors Centre for supply of temporary disability access toilets whilst renovations were occurring.

## 2 RECORDING OF MEETINGS

## 3 MEETING COMMENCES

### MINUTE

Meeting commenced at 6.24pm.

**Present:** Cr W Aubin, Cr B Bourke, Cr A Christian, Cr J Fry, Cr G Hanger, Cr J Jennings, Cr M Morse , Cr I North, Cr J Rudge

## 4 PRAYER AND ACKNOWLEDGEMENT OF COUNTRY

## 5 APOLOGIES

### MINUTE

**MOVED: Cr I North SECONDED: Cr J Fry**

### RESOLVED:

Nil

## 6 MINUTES

### 6.1 CONFIRMATION OF MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL HELD 17 FEBRUARY 2021

**File No: 11.00005**

### RECOMMENDATION:

That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 17 February 2021 be adopted.

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### REPORT:

The Minutes of the Ordinary Meeting of Bathurst Regional Council held on 17 February 2021 are **attached**.

### FINANCIAL IMPLICATIONS:

Nil

### BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:

**Objective 6: Community leadership and collaboration.**

Strategy 6.4 Meet legislative and compliance requirements.

### COMMUNITY ENGAGEMENT:

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

1. 170221 Ordinary Minutes [6.1.1 - 15 pages]

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-57**

**MOVED: Cr I North SECONDED: Cr J Jennings**

## **RESOLVED:**

That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 17 February 2021 be adopted.

## **6.2 CONFIRMATION OF MINUTES - EXTRAORDINARY MEETING OF BATHURST REGIONAL COUNCIL HELD 24 FEBRUARY 2021**

**File No: 11.00005**

## **RECOMMENDATION:**

That the Minutes of the Extraordinary Meeting of Bathurst Regional Council held on 24 February 2020 be adopted.

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## **REPORT:**

The Minutes of the Extraordinary Meeting of Bathurst Regional Council held on 24 February 2020 are **attached**.

## **FINANCIAL IMPLICATIONS:**

Nil

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 4: Enabling sustainable growth.**

Strategy 4.6 Plan for, assess and regulate development activity.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.



## **ATTACHMENTS:**

1. 250221 Extraordinary Minutes [6.2.1 - 3 pages]

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-58**

**MOVED: Cr W Aubin SECONDED: Cr A Christian**

### **RESOLVED:**

That the Minutes of the Extraordinary Meeting of Bathurst Regional Council held on 24 February 2021 be adopted.

## **7 DECLARATION OF INTEREST**

### **Declaration of Interest**

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-59**

**MOVED: Cr G Hanger SECONDED: Cr J Rudge**

### **RESOLVED:**

That the Declaration of Interest be noted.

Brian Dwyer, Manager Corporate Governance declared a non-pecuniary interest in item 9.2.8 of the Director Corporate Services and Finance Report.

## **8 MAYORAL MINUTE**

### **8.1 COVID-19 BUSINESS AND COMMUNITY – STIMULUS MEASURES**

**File No: 14.00764 & 16.00179**

## **RECOMMENDATION:**

That Council:

1. Notes the actions taken to date.
  2. Notes that the Carillon Theatrical Society has advised they will not need the BMEC fee waiver of \$17,000, as approved in the Mayoral Minute 6 December 2020.
  3. Provide \$5,000 to the Evans Arts Council (as a one-off) to support the Art Council's operations.
  4. Provide \$2,000 to the Bathurst Agricultural Horticultural & Pastoral Association (as a one-off) to support the Associations operations.
  5. Allocate \$10,000 to engage Re-New Australia to undertake a scoping study for the Bathurst CBD as to the opportunity to utilise vacant floor space to catalyse community renewal, economic development and creative industries.
  6. Adopt the budget variations as detailed within the report.
- 

## SUMMARY:

Council has received five Mayoral Minutes; 15 April 2020, 20 May 2020, 17 June 2020, 16 September 2020 and 9 December 2020 which have provided a review of the impacts of COVID-19 on Council's operations. The reports also provided proposed actions by Council to ease the burden on local businesses and the community to help sustain the local economy and community organisations.

This report progresses Council's response and provides updated advice on Council's services to the community. The measures have been developed having regard to;

- **Not putting the Council into an unsustainable situation,**
- **Maintaining service levels, where practicable, to the community,**
- **Maintaining permanent staff employment, and**
- **Providing assistance to businesses in the region.**

The pressures on the Council, Businesses and the Community due to the impact of COVID-19 are certainly significant.

The format of this Mayoral minute is as follows;

- 1.0 Stimulus Actions Approved to Date.
- 2.0 Council Services.
- 3.0 Federal/State Stimulus Packages.
- 4.0 Community Groups/ Sporting Groups Support
  - 4.1 Community Organisations – Long Term Loans
  - 4.2 Village Event Development Fund (VEDF)
  - 4.3 Community Group Licences
  - 4.4 Parks & Gardens Active Spaces Community Groups – User Fees
  - 4.5 BMEC Membership
  - 4.6 Bathurst District Sport and Recreation Council – Annual Capital Program & Operational Support
  - 4.7 Creative Economy

- 5.0 Business Support and Economic Stimulus
- 5.1 Fees and Charges – Businesses
- 5.2 Procurement Policy – Local Business Weighting/Preference
- 5.3 Economic Recovery – Business Groups Focus Meeting
- 5.3.1 Land Availability
- 5.3.2 Shop Vacancy Rates
- 5.3.3 Support for Shopping Locally
- 5.3.4 Business Support Training/ Education Sessions and Workshops
- 5.3.5 Events – Economic and Social Stimulus
- 5.3.6 Economic Stimulus Measures
- 5.3.7 Promotion of City and Enhancement of CBD
- 5.4 Local Media Support
- 5.5 Payment of Council Rates – Cases of Hardship & Interest Waiver
  
- 6.0 Rent/Lease Income – Council Owned Facilities
  
- 7.0 Impacts on Council’s Budget due to the COVID-19 pandemic.

**Why does Council get involved in economic development and assisting local jobs and businesses?**

Council’s Community Plan – Bathurst 2040 includes a number of objectives and strategies, which were developed through community consultation. These include;

- Objective 2 : A Smart and Vibrant Economy
- Strategy 2.1 : Support local business and industry
  
- Objective 6 : Community Leadership and Collaboration
- Strategy 6.1 : Communicate and engage with the community, government and business groups on important matters affecting the Bathurst region.

Council’s Community research survey 2018 listed a number of service areas and their importance for Council including;

*Service Area 4: A Prosperous and Vibrant Region*

*When residents were asked to rate the importance of the relevant criteria, the following results were obtained,*

***Importance – overall***

- Extremely High*                      *Supporting local jobs and businesses*
- Very High*                              *Economic development*
- High*                                        *Industrial development*

**Importance Mean Scores by Key Demographics**

	Overall	Male	Female	18 - 34	35 - 49	59 - 64	65+
Industrial development	4.09	4.17	4.02	3.78 ↓	4.14	4.30 ↑	4.26
Economic	4.36	4.43	4.29	4.27	4.39	4.44	4.36

development							
Supporting local jobs and businesses	4.77	4.70 ↓	4.85 ↑	4.74	4.80	4.82	4.74

	Ratepayer	Non-ratepayer	Rural	Urban	< 20 years	>20 years
Industrial development	4.11	3.99	4.17	4.07	4.01	4.13
Economic development	4.37	4.33	4.38	4.35	4.36	4.36
Supporting local jobs and businesses	4.80	4.66	4.75	4.78	4.70	4.81

Scale: 1 = not at all important, 5 = very important

↑↓ = A significantly higher/ lower level of importance (by group)

### Detailed Overall Response for Importance

	Not at all important	Not very important	Somewhat important	Important	Very important	Base
Industrial development	3%	7%	17%	23%	50%	402
Economic development	1%	2%	14%	28%	56%	402
Supporting local jobs and businesses	0%	1%	3%	15%	82%	402

### Economic Impacts COVID-19 Pandemic (Mayoral Minute No. 5)

Limited information is available to review LGA level impact. This minute provides some datasets which have become available to provide greater context to impacts on the Bathurst economy. The Mayoral Minute 20 May 2020 noted that the most impacted sectors of the Australian economy were;

1. Food and Beverage Services,
2. Professional, Scientific and Technical Services,
3. Retail,
4. Education, and
5. Air Transport.

Data from the NSW Budget provides a baseline to assess impacts:

- In line with the sharp contraction in the national economy, the NSW economy has recorded its first recession in nearly 30 years.
- Following a contraction of 1 per cent in 2019-20, economic activity is expected to fall by a further ¾ per cent in 2020-21. Growth is then expected to rebound to 2½ per cent in 2021-22, and continue to grow at an above-trend rate throughout the forward estimates, reflecting the positive effects of unprecedented stimulus and successful management of the pandemic. However, the level of economic activity is not expected to recover to pre-COVID-19 levels until 2021-22.

- Almost 270,000 people lost their jobs in New South Wales between March and May. Many thousands more saw their hours of work reduced.
- The NSW unemployment rate is expected to peak close to 7½ per cent towards the end of 2020, before gradually declining. It will take more than four years to recover to pre-COVID-19 levels.
- Record levels of stimulus from the NSW Government are expected to support a decline in the unemployment rate to 5¼ per cent by June quarter 2024.
- The closure of international borders has lowered the state's population growth to the slowest rate in more than 100 years. The population effect alone means the economy is forecast to be more than 5 per cent smaller by the end of the projection period than was forecast at the 2019-20 Half-Yearly Review.

Table 2.1: NSW - economic performance and outlook<sup>(a)</sup>

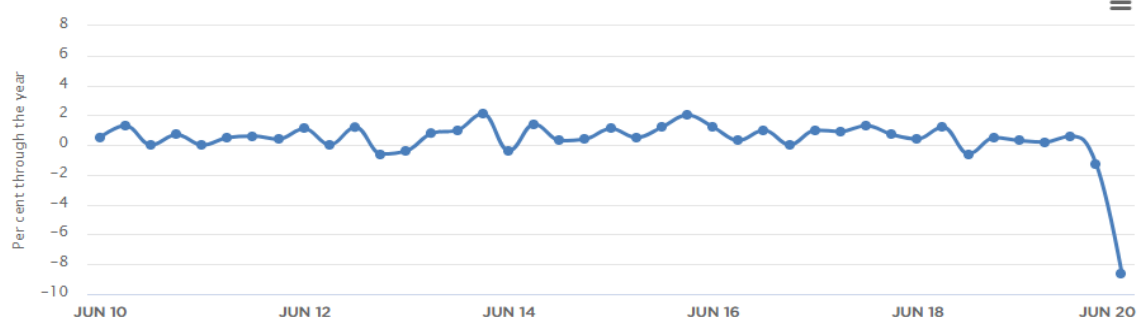
	2018-19 Outcome	2019-20 Outcome (d)	2020-21 Forecasts	2021-22 Forecasts	2022-23 Projection	2023-24 Projection
Real state final demand	2.1	-1¾ (2)	-1½ (2¼)	2½	2¼	3¼
Real gross state product	1.9	-1 (1¾)	-¾ (2¼)	2½	2¼ (2½)	2¾
Employment	3.3	0 (1½)	-1 (1¼)	1¼	1 (1¼)	1
Unemployment rate <sup>(b)</sup>	4.6	6½ (4¾)	6½ (4½)	6 (4½)	5¾ (4½)	5¼
Sydney consumer price index	1.7	1 (1¾)	1 (1¾)	1¼ (2)	1½ (2)	1½
Wage price index	2.4	2 (2¼)	1¼ (2½)	1¼ (2¾)	1½ (2¾)	1¾
Nominal gross state product	3.7	-½ (3½)	1¼ (4)	4 (4½)	3¾ (4½)	4¼
Population <sup>(c)</sup>	1.3	0.9 (1.5)	0.0 (1.5)	0.2 (1.4)	0.7 (1.4)	1.1

Sources: ABS 5206.0, 5220.0, 6202.0, 6401.0, 6345.0, 3101.0 and NSW Treasury

## The NSW economic dashboard

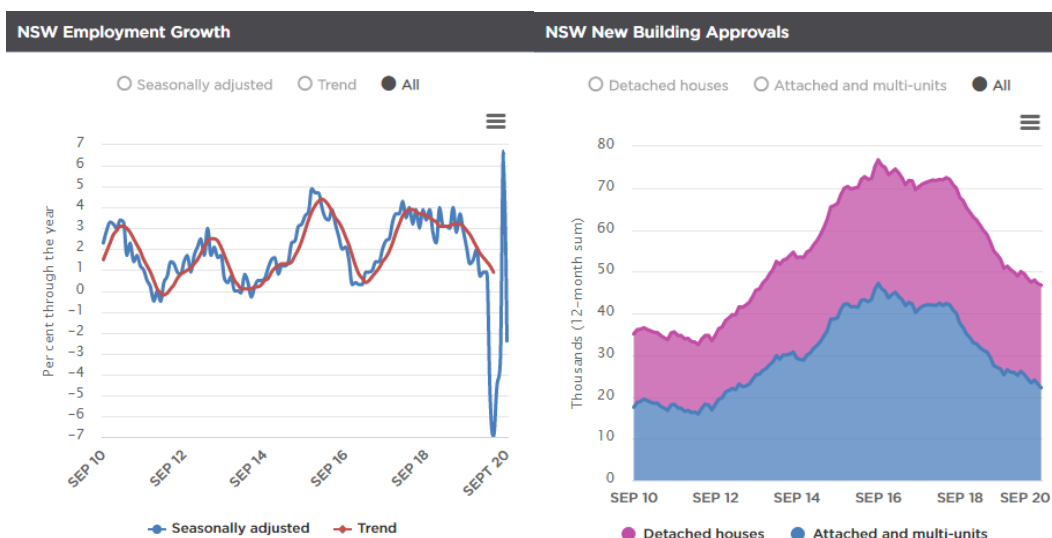
This dashboard provides a snapshot of the key economic indicators for the NSW economy. These measures are used to assess the economic performance of NSW and are regularly updated to reflect the most recent data.

### NSW State Final Demand Growth



State final demand is a measure of economic demand for goods and services in the economy. This measure excludes international and interstate trade as well as changes in inventories.

Source: ABS 5206.0 (seasonally adjusted, quarterly)



### Bathurst Recovery from COVID-19 Update

Since the previous Mayoral Minute, a range of datasets have become available that provide an indication of how the Bathurst economy is recovering from COVID-19, including:

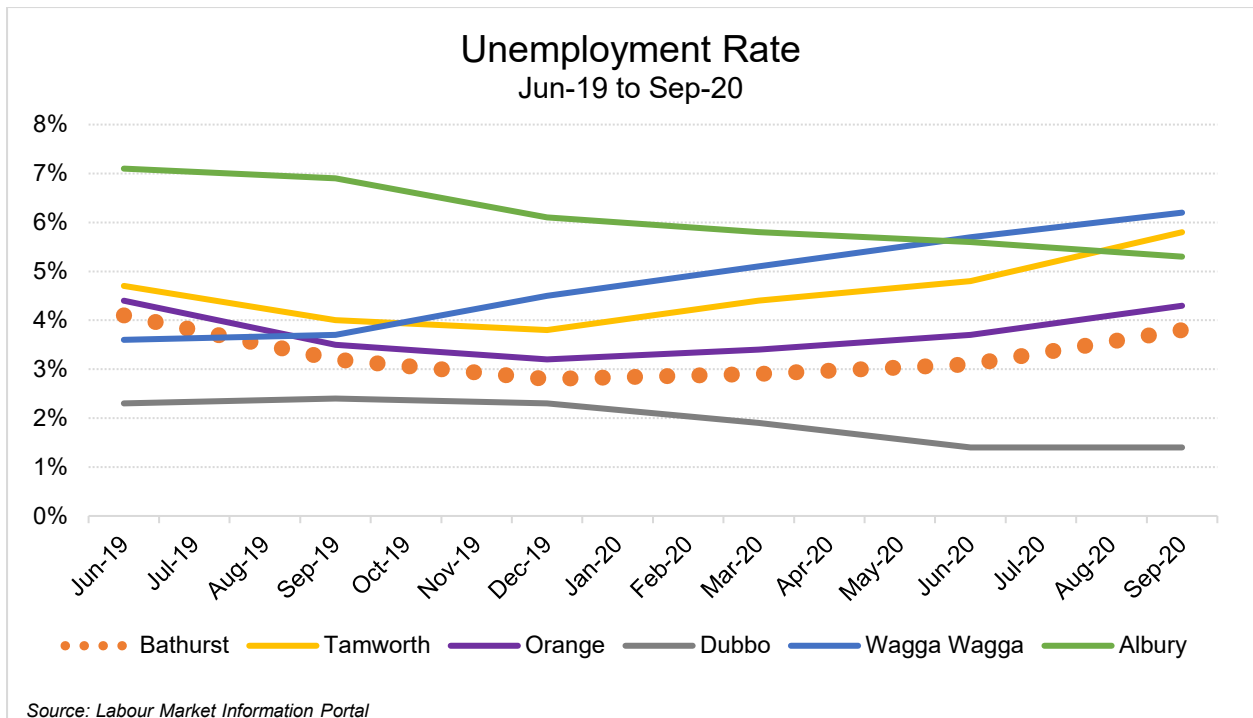
- Unemployment rate data at a Local Government Area level (Labour Market Information Portal)
- JobKeeper applications by postcode (The Treasury)
- New Dwelling Approvals (ABS)
- Local Spending (Spendmapp)

Overall, Bathurst enjoys one of the lowest unemployment rates across the Evocities, with this trend continuing during the COVID impacted period. The Bathurst postcode also has had the lowest number of businesses apply for Job Keeper across the comparable Evocities LGAs. Recent New Dwellings Approvals have been strong and local spending bounced back quickly following the forced lockdown and has remained at elevated levels relative to the previous year (this would however vary from category to category).

### Unemployment Rate

The Bathurst LGA enjoys one of the lowest unemployment rates across the Evocities and continued to do so during the COVID impacted period.

The unemployment rate has however been increasing, rising from 2.8% in December 2019 to 3.8% by September 2020. Data post September 2020 is yet to be released but it is important to note that the New South Wales unemployment rate has been falling since September 2020 (after a rise during the worst of the COVID-19 outbreak). This fall coincided with Job Seeker and Job Keeper moving into the next phase.



## JobKeeper

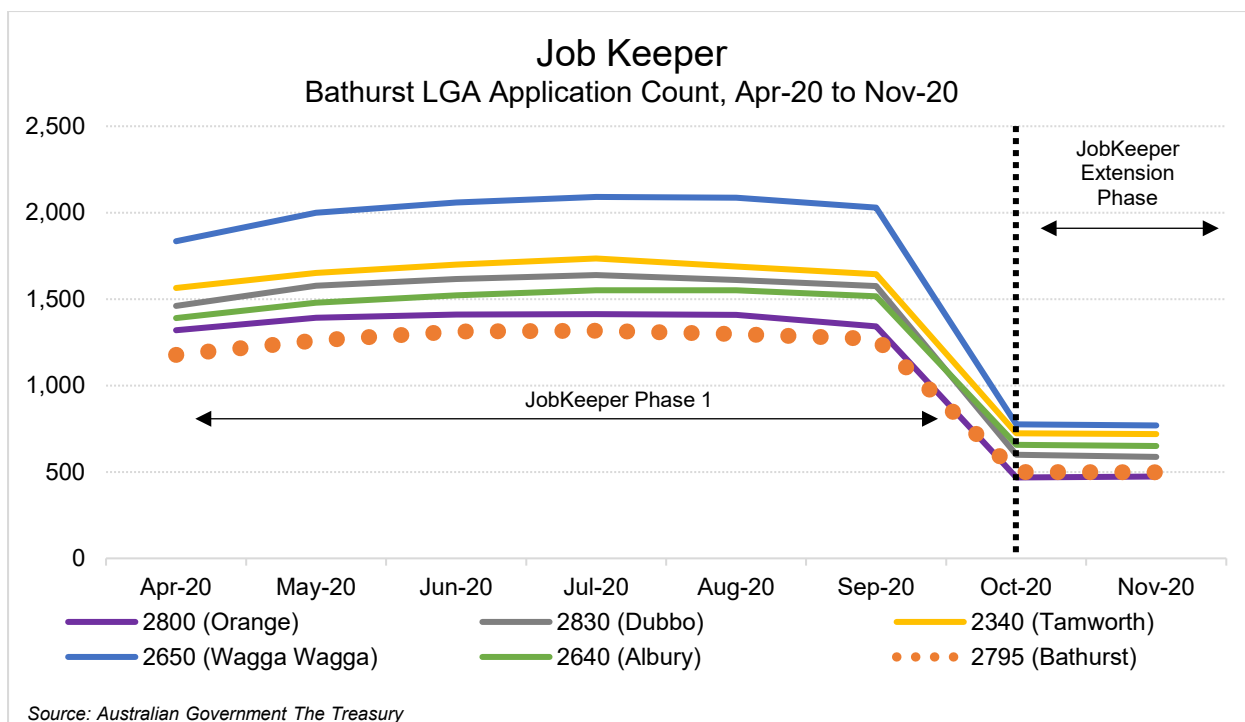
JobKeeper is a wage subsidy paid by the Federal Government to businesses significantly impacted by COVID-19.

Under Phase 1 of the program, which ran from 28<sup>th</sup> March 2020 to 28<sup>th</sup> September 2020, businesses earning turnover less than \$1 billion were eligible if there was a turnover reduction of 30% or more, with a turnover reduction of 50% or more for businesses earning \$1 billion or over.

No reassessment on a monthly basis was required (i.e. once a business was deemed eligible, the stimulus could continue to be received, even if turnover had improved). Eligible employees would receive a minimum of \$1,500 per fortnight (before tax).

The Extension Phase, which came into effect from 28<sup>th</sup> September 2020 and will end on 28<sup>th</sup> March 2021, had the same selection criteria but reassessment was required to prove an ongoing decline in turnover. Under the Extension Phase, the payment rate for eligible employees fell to \$1,200 from 28<sup>th</sup> September 2020 to 3<sup>rd</sup> January 2021, falling again after 3<sup>rd</sup> January to \$1,000 per eligible employee. A reduced rate of \$750, falling to \$650 was provided from employees who worked less than 20 hours (no part-time reduction was provided under Phase 1).

When compared to other Evocities postcodes, the Bathurst postcode had the lowest number of JobKeeper applications. There was a significant drop in applications for Bathurst businesses when the JobSeeker Extension Phase came into effect. A similar trend was experienced across all Evocity postcodes.



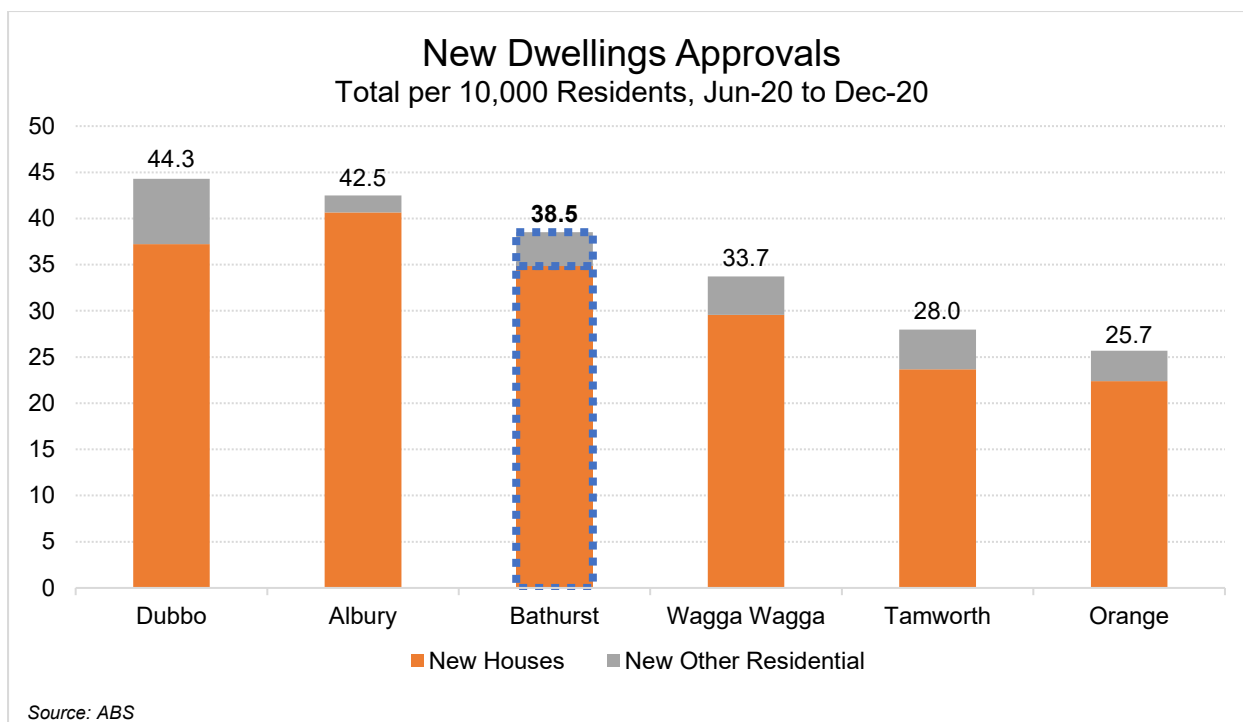
The impact of the Extension Phase on unemployment in Bathurst remains unknown, as December 2020 data at a LGA level has not yet been released. The New South Wales unemployment rate, however, has been declining since the start of the Extension Phase (7.1% in September 2020 to 6.0% in January 2021).

The Extension Phase of JobKeeper is set to end on 28<sup>th</sup> March 2021, with a targeted JobKeeper extension likely.

### New Dwelling Approvals

A review of New Dwelling Approvals (houses and other residential dwellings) per 10,000 residents over the June 2020 to December 2020 period indicates Bathurst has had the third highest number of new dwelling approvals across the Evocities, at 38.5 new dwellings per 10,000 residents.





Whilst many businesses have been negatively impacted by the COVID-19 pandemic, it is interesting to note DA Statistics for the last year. There has been no discernible reduction in approvals as of yet due to COVID-19.

First six months of this year: 1 January 2020 – 30 June 2020

- 331 applications lodged (232 DA, 99 CDC)
- Value of new applications = \$98,101,542.
- No. applications determined = 278
- Average approval time 35 days

For the same period last year: 1 January to 30 June 2019

- 305 applications lodged (215 DA, 90 CDC)
- Value of new applications - \$65,910,866
- No. applications determined = 288
- Average approval time 31 days

For the full financial year completed: 1 July 2019 – 30 June 2020

- 699 applications lodged (471 DA, 228 CDC)
- Value of new applications = \$202,266,288
- No. applications determined = 587
- Average approval time 31 days

For the first half of this financial year: 1 July to 31 December 2020

- 241 applications lodged (166 DA, 75 CDC)
- Value of new applications - \$57,833,969
- No. applications determined = 212
- Average approval time 33.78 days

The data applies to DA's and CDC's only, construction may be delayed from approval date, which is valid for 5 years.

Further, Council recently released Sunnybright 1B – Land release, at a ballot in

August 2020. Twenty-one (21) of the thirty-nine lots were sold on the day (53% of lots), as at the end of January 2021, 39 lots were sold or under contract.

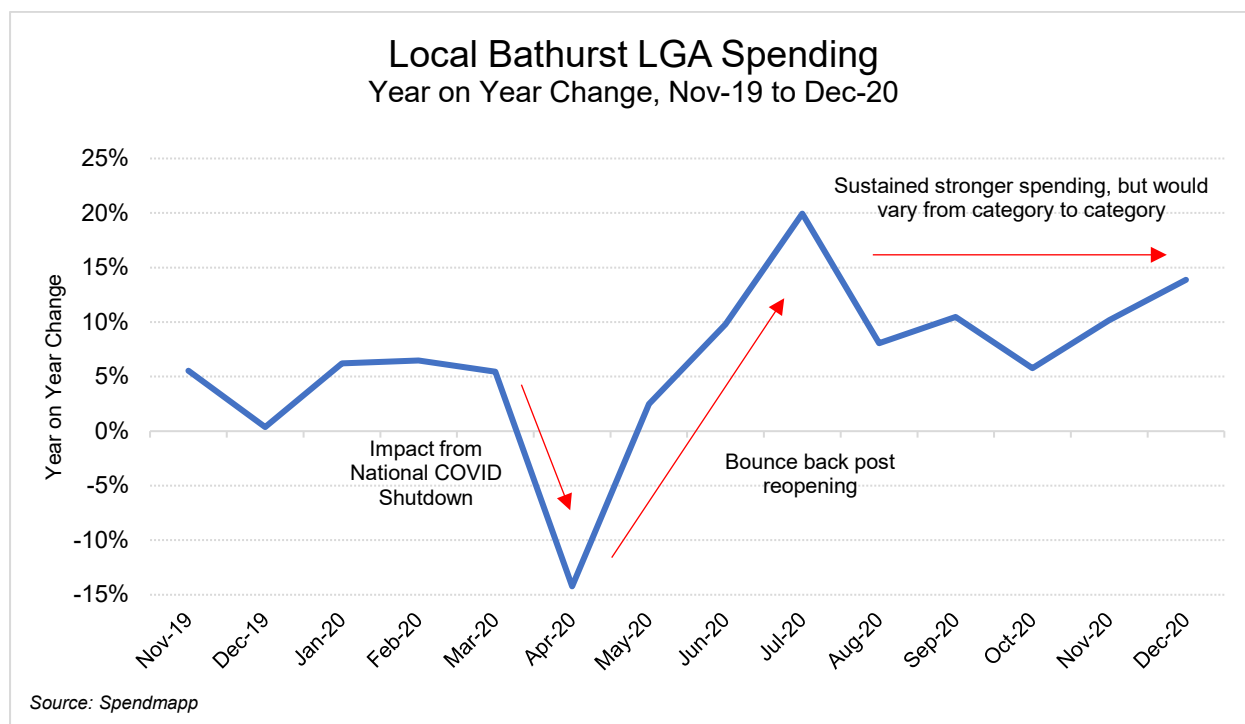
## Spendmapp

Spendmapp data uses card transaction data to understand the level of spending within the Bathurst LGA. The chart below shows overall year on year spending within the Bathurst area. The amount of money spent in Bathurst fell significantly in April 2020 as many shops were forced to close their doors.

Since April 2020, year on year spending in Bathurst has been significantly improving, moving into positive year on year territory by May 2020. A spike in spending occurred in July 2020 (consistent with other areas and commonly referred to as “Revenge Spending”), with a heightened level of stabilised spending since August 2020. This would however vary from category to category.

This heightened level of spending is likely due to:

- A reduction in the use of cash during COVID, with Spendmapp data detailing card transaction data only (i.e. excludes cash).
- An increase in the number of visitors to the Bathurst Region, as closed borders prevented interstate and international travel.



## REPORT:

### 1. Stimulus Actions Approved to Date

Prior Mayoral Minutes have resulted in the following measures/actions. Financial

impacts are dealt with further in Section 7.0.

**(a) Fee and Charges Review**

Detail	Action	Mayoral Minute	20/21 Value \$\$	19/20 Value \$\$
User fees and Charges Outdoor Dining Fees	Waiver 1/3/2020 – 31/12/2020.	15.04.20	14,224	9,233
User Fees and Charges Outdoor Dining Fees	Waiver 1/1/2021 – 30/6/2021	09.12.20	9,244	-
Health Inspection Fees – Food/ General	✓	15.04.20	28,243	18,333
Health Inspection Fees – Skin/ Hairdressing	✓	15.04.20	1,500	1,500
Health Inspection Fees – Bed and Breakfast	✓	15.04.20	1,000	833
Health Inspection Fees – Temporary/ Mobile Food Outlets	✓	15.04.20	750	333
Health Inspection Food Act – Admin Fee	Waiver 1/7/2020 – 31/12/2020.	15.04.20	21,567	-
Trade Waste Inspection Charges – Sewer	Waiver 1/3/2020 – 31/12/2020.	15.04.20	19,859	12,668
Tourism Partnership Program Fees	Waiver 1/7/2020 – 30/6/2021.	15.04.20	60,000	-
Section 7:11 (Formerly S:94 Contributions)	Deferral of payment 1/7/2020 – 30/6/21. Waiving of Admin Fee of \$400 for deferred payments.	15.04.20	34,900	-
Development Application Fee (BRC Charges only)	Reduction of 50% in fee for 2020/21.	15.04.20	98,075	-
Other Miscellaneous Fees – DA, S:68 & Subdivision	Reduction of 50% in fee for 2020/21.	15.04.20	89,700	-
User Fee for id economic modelling	Waiver 1/7/2020 – 30/6/2021.	17.06.20	1,500	-
User Fees and Charges Footpath Obstructions Licence Fees	Waiver 1/7/2020 – 30/6/2021.	17.06.20	10,270	-
<b>TOTAL</b>			<b>390,832</b>	<b>42,900</b>

**(b) Community and Sporting Groups Support**

Detail	Action	Mayoral Minute	20/21 Value \$\$	19/20 Value \$\$
Parks & Gardens Active Spaces User Fees (select groups)	Waive 2020 fees.	15.04.20	-	53,819

Community Organisations Long Term Loans	Repayments 2020/21 deferred. Interest charges 2020/21 waived.	20.05.20	19,379	–
Village Events development Fund	Funding of \$40,000 included in 2020/21 budget.	20.05.20	–	–
Hospitality Business (Outdoor Dining)	Encouraging use, where suitable, by businesses of Council footpaths.	20.05.20	–	–
Community & Sporting Group Licenses (Leases)	Waiver of 2020/21 License Fees.	20.05.20	14,463	–
Childcare Service Provision	Implementation of Government imposed protocols.	Cost Recovery	213,335 <213,335>	–
Library fines	Waiver 1/7/2020 – 31/12/2020.	20.05.20	5,232	–
Library Fines	Waiver 1/1/2021 – 30/6/2021	09.12.20	5,233	–
BMEC Membership Fees for existing 2020 Members	Waiver of 2021 fees.	17.06.20	5,920	–
BDS&RC Sporting Grants 2020/21 for Capital Works	Approval to use \$20K grant for operational expenditure.	17.06.20	–	–
Parks & Gardens Active Spaces User Fees (select groups)	Waive 2020/21 Fees	16.09.20	34,500	–
BDS&RC Sporting grant to assist COVID-19 costs	Allocation to assist with COVID costs	16.09.20	10,000	–
BMEC Hire Fees Carillon Theatrical Society	Waive of hire fees	09.12.20	17,000	–
<b>TOTAL</b>			111,727	53,819

**(c) Other Items**

Detail	Action	Mayoral Minute	20/21 Value \$\$	19/20 Value \$\$
Procurement Policy – Local Business Weighting to 10%	Amendment to 30/6/2021.	15.04.20	–	–
Payment of Council Rates	Cases of hardship will be dealt with on a case by case basis. Interest charge on overdue rates and charges set to 0% for 1/6/2020 – 31/12/2020.	20.05.20	109,333	–
Assistance Bathurst Business Chamber	One-off payment of \$18,000.	20.05.20	–	18,000
Local Media Support	Annual media usage profile maintained 2020/21. Value around \$140,000p.a.	20.05.20	–	–
Water from Standpipes reduced	Reduction of 50% to	20.05.20	11,004	–

pricing levels	\$2.50/kL to 31/12/2020.			
Rent/ Lease Tenancies – Relief (Commercial and Residential – 50% provision)	Dealt with on a case by case basis, general position of deferral adopted.	–	301,136	–
Rent/Lease Tenancies Commercial	Freeze on rent increases under Federal Code of Conduct (Commercial) mandatory.	–	32,550	–
“Doors Open” Marketing Campaign	Campaign implemented 2020/21.	17.06.20	20,000	–
Jobs Expo Program	Enhanced program for 2020/21 to assist recovery employment market.	17.06.20	10,000	–
Biz Month	Enhanced program to include business education component.	17.06.20	10,000	–
Formal Business Attraction Program	Implement enhanced business attraction program to increase local investment/jobs.	17.06.20	50,000	–
Upstairs Start Up Hub	Funding assistance to maintain viability of program.	17.06.20	–	10,000
Buy Local Gift Card Program	Increased funding to stimulate local economy.	17.06.20	–	10,000
VFR Marketing Campaign (Tourism)	Enhanced campaign to attract visitation to the area.	17.06.20	10,000	–
Arts OutWest	Assisting to help in achieving Mission.	16.09.20	10,000	–
<b>TOTAL</b>			<b>564,023</b>	<b>38,000</b>

## 2. Council Services

Council is working to maintain as many services as practicable, with a number of these being provided in altered formats. The BVIC is an example of this, where campaigns such as “Take a Moment” and expansion of e-commerce are occurring. Facilities are generally all open to the community.

The work locations of staff continue to be reviewed and as a risk management approach, offices have been established at the following sites to allow for separation of staff and to best ensure continuity of service provision. At this time, there are nil staff members Working From Home only (WFH), the maximum number during the COVID-19 pandemic was 35. Some staff are currently transitioning between workplace and WFH, as part of the process of permanently returning to Council.

Location	Services
Civic Centre/Administration Building	All services
Mount Panorama (Pits)	Closed

Mount Panorama (Harris Park)	Closed
Lee Street (Old Evans Shire)	Planning/Health and Building/Regulatory Services
Various Cultural sites	Library/Art Gallery/Museums/BMEC/BVIC/Cultural & Community Services
Post Office Building	Human Resources, Communications, Finance, IT, Engineering, Environmental and Events.

The current status of Bathurst Regional Council facilities is as follows;

Location/ Facility	Status
Art Gallery	Closed from 23 March – Reopened 9 June 2020. Weekday opening hours: Tuesday to Friday from 10am to 5pm. Weekend opening hours (Saturday, Sunday, and public holidays): 10am to 2pm.
Library	Closed from 23 March. Call and Collect service put in place 4 May 2020 – Reopened 9 June 2020. Opening hours back to normal: Monday to Friday from 10am to 6pm, Saturdays and Sunday from 10am to 3pm. Closed on Public Holidays.
Bathurst Memorial Entertainment Centre	Closed from 23 March – Reopened limited services 5 August 2020.
Bathurst Visitor Information Centre	Closed from 24 March – Reopened 3 June 2020. Now open from 9.30am to 4.30pm seven days a week.
Manning Aquatic Centre Bathurst	Closed from 23 March – Reopened 20 June 2020.
Chifley Home	Closed from 23 March.
Dog Pound	Remains open by appointment only.
Parks	Remain open, with appropriate social distancing.
Crematorium/Cemetery	Remains open, with appropriate social distancing and with restricted numbers of attendees.
Community Halls	Those managed by Council closed from 23 March 2020, opening dates occurred from 13/6/2020 where practicable.
Scallywags Child Care Centre	Remains open, with appropriate social distancing.
Kelso Community Hub	Reopened from 16 June 2020. Services continuing to resume programs.
Family Day Care	Remains open, with appropriate social distancing. Administration is operating out of Bathurst Regional Council's Children's Services Building.
Bathurst Rail Museum	Closed from 23 March – Reopened 5 June 2020.
National Motor Racing Museum	Closed from 23 March – Reopened 3 June 2020.
Fossil and Mineral Museum	Closed from 23 March – Reopened 4 June

	2020.
Aerodrome	Remains open, with appropriate social distancing. Regional Express airlines (REX) has operated in a reduced/ limited capacity since April 2020.
Depot	Remains open, with appropriate social distancing. Public access restricted.
Civic Centre	Remains open, with appropriate social distancing. Some staff relocated to other Council facilities for risk mitigation.
Mount Panorama	Remains open, with appropriate social distancing. A proportion of BRC staff from other work areas have relocated to the Pit Complex for risk mitigation, no public access. Staff then relocated to other locations September 2020 due to Car Races setup.
Wastewater Treatment Works	Remains open, with appropriate social distancing. No public access.
Water Filtration Plant	Remains open, with appropriate social distancing. No public access.
Workshop	Remains open, with appropriate social distancing. Public access restricted.
Waste Management Centre	Remains open, with appropriate social distancing. Kerbside waste, recycling, and food and waste services continue as per normal operations.
Begonia House and Fernery	Closed from 31 March.

### **3. Federal/State Stimulus Packages**

The Federal and State Governments have announced extensive stimulus packages to assist the nation during the COVID-19 pandemic. The main ones relevant to Local Government services include;

- Relief for Commercial Tenants – Code of Conduct (Federal)  
Program is a Federal initiative which puts in place a rent reduction regime on Council with no financial funding for Councils who have commercial tenants in Council buildings.
- Childcare Funding (Federal) – This program put in place a no charge regime on Council for those utilising childcare services, whilst providing no funding for Council, as Councils were ruled ineligible for the Federal Government JobKeeper program
- Childcare Support (State) – This program was introduced by the State Government to offset the Federal Childcare funding program. BRC obtained \$213,335, which offset the costs incurred by Council.
- Family Day Care received Federal Government Transition Payment to assist the service transition back to providing Child Care Benefit to families. Funding was 25 per cent of the services revenue that was provided during the Relief Package period. BDFC obtained \$71,433 to subsidise Educators unable to implement fee increases and service operating costs.
- Cleaning of Public Buildings (State - \$250 million)  
Council was not able to access any reduction in costs through this program.
- Showground maintenance and improvement (State - \$25 million)  
Council does not operate the Showground in Bathurst. Applications were

made for Sofala and Trunkey Creek showgrounds. Both applications were unsuccessful in the first round of funding. Sofala was allocated \$48,000 in Round 2.

- Job Retention Allowance (State \$112.5 million)  
State equivalent for local government of the JobKeeper program. Council at this time is not eligible for funding.
- Emergency Services Levy Relief (State \$32.76 million)  
This is a rebate on a State imposed charge that has increased 49.8% in the last two years. The subsidy is a one-off, Council is eligible for this. An offset of \$26,228 will be received against the 2020/21 budget allowance.
- Access to T-Corp Loans (State \$250 million)  
Council is eligible for this program. Council has not utilised this facility at this time, having regard to ensuring council does not go into an unsustainable financial position and also that commercial borrowings e.g., banks have been at cheaper interest rates.
- Residential Tenancies Support (State)  
This is a State program initiative which puts in place a rent reduction regime on Council with no financial funding (land tax relief) for Councils who have residential tenants in Council buildings.
- Pound Grants (State - \$500,000)  
Council is eligible for this program and has received \$4,000
- Local Roads and Community Infrastructure Program (Federal \$500 million)  
Council eligible for this program and received \$1,248,599 in Phase 1.
- Local Roads and Community Infrastructure Program Phase 2. Council is eligible for this program and has received \$1,978,952.
- FAG – Assistance Grants early payment (Federal \$1.3 billion)  
Council has received early payment of FAGs payment into the 2019/20 financial year.
- NSW Small Business Month Grant Council is eligible for this program and has received \$2,000.
- Fixing Local Roads – State Government road package to assist in reducing road maintenance backlog, worth \$500 million. Applications close 11 December 2020.
- Streets as Shared Spaces (State) Program to test and pilot new and innovative ideas for streets as safe, shared spaces, in response to the COVID-19 pandemic. Council received \$767,884.

#### **4. Community Groups/Sporting Groups Support**

An extensive array of assistance has been developed for Community and Sporting groups these are;

##### **4.1 Community Organisation's – Long Term Loans**

As part of working with community groups in developing facilities for the Bathurst Region, Council's Donations Policy: Section 356, contains provisions for Council to be able to make: Loans to Service Clubs, Sporting Clubs and Non-Profit Organisation. The guidelines include inter alia;

1. *The council may lend money to any Service Club, Sporting Club or Non-Profit Organisation, which is not conducted for private profit, which has its purpose, the provision of one or more of the following:*

- *community services and facilities*



- *public health services and facilities*
- *cultural, educational and information services and facilities*
- *sporting, recreational and entertainment services and facilities*
- *environment conservation, protection and improvement services and facilities*
- *waste removal, treatment and disposal services and facilities*
- *pest eradication and control services and facilities*
- *public transport services and facilities*
- *storm water drainage and flood prevention, protection and mitigation services and facilities*
- *fire prevention, protection and mitigation services and facilities*
- *land and property development*
- *housing*
- *industry development and assistance*
- *tourism development and assistance*

Currently the following Long-Term Debtors are in place.

<b>Organisation</b>	<b>Balance Loan Schedule @ 30.6.20 (anticipated)</b>
75's Soccer Club	\$40,397.03
Carillon Theatrical Society	\$66,805.50
AFL Bushrangers	\$83,644.27
Pistol Club	\$955.69
Eglinton District Tennis	\$12,108.92
Bathurst Clay Target Club	\$6,566.68
Bathurst Harness Racing Club	\$16,416.66
Bathurst Bike Park Inc	\$91,761.89
Bathurst Hockey	\$62,651.84
<b>TOTAL</b>	<b>\$381,308.48</b>

Council has approved that repayments on these loans, be deferred for the year 2020/21 and any interest charges for the year 2020/21 be waived. The effect is to add basically a year onto the loan schedules without penalty to assist in cash flows. The Organisations if they so wish, can make the 2020/21 instalments but no interest will be charged for 2020/21. Interest charges will recommence 1 July 2021, the estimated value of the interest charges to be waived (with no repayments made) is \$19,379 – 2020/21. Council recently approved a loan of \$25,000 for Early Start Kelso Preschool (DCSF No 8.3.11, 16 September 2020). The Preschool has advised that they will not be taking down the loan.

#### **4.2 Village Event Development Fund (VEDF)**

The Village Event Development Fund (VEDF) was introduced by Council in 2019/2020 and provided financial support to events in Rockley, Sofala and Wattle Flat while successful applications for funding from Hill End and Peel were unfortunately unable to proceed due to imposition of COVID-19 restrictions. This program has been maintained for 2020/21.

Given the uncertainty surrounding the hosting of large gatherings and events, the \$40,000 Fund can be reallocated, if needed, in 2020/21 to provide additional economic stimulus to the villages of the Bathurst region in the form of activities and expenditures that will benefit small businesses and local communities. Activities may include advertising, online capacity building and training, public

relations activity and marketing, the VEDF will be reviewed later in the year.

The new Villages Guidebook produced by the Bathurst Visitor Information Centre has been updated and reprinted to provide a visually compelling incentive to visit and travel widely in the region.

Council supported the 'Marmalade Festival, Peel Jam' event which took place at Peel on 8 November 2020. In addition to financial support through the VEDF for necessary logistical items and COVID signage Council, through the Bathurst Visitor Information Centre, provided assistance with marketing and promotion of the event which was highly successful.

Council supported the Rockley Gardens and Art Festival in November. The event this year took place virtually, with Council providing financial support through the VEDF and advice/promotion through the Bathurst Visitor Information Centre.

PR Activity through the Bathurst Visitor Information Centre has included a Villages focus, with the Villages featuring in a double page article in the November edition of 'Mindfood' and 'Australian Traveller'.

'Rebellion on the Turon' at Sofala was cancelled for 2021 due to expected logistical issues due to COVID 19 and therefore funding will not proceed. In order to continue to provide economic stimulus to the villages of the Bathurst region, \$10,000 of the VEDF is being reallocated for promotional activity over the autumn period with a BVIC coordinated digital marketing campaign and public relations focus on the Villages as hubs for outdoors and active experiences.

### 4.3 Community Group Licences

DCSF Confidential report #3, 20 May 2020, included a detailed listing of Council's current rent portfolio. An assessment of the maximum possible impacts on Council's rental portfolio, having regard to Federal and State initiatives is listed in the following table;

LEASE TYPE	NUMBER	CURRENT ANNUAL RENTAL CHARGE (\$)	POTENTIAL RENTAL IMPACT TO 2020/21 (\$)
Residential	7	440	25,860
Commercial Leases	43	1,160,820	580,412
Aerodrome	30	122,604	61,307
Community Group Licences	13	4,462	2,182
Rural Licences	24	75,278	38,488
Sporting Group/ Club Licences	21	10,001	5,158
<b>TOTAL</b>	<b>142</b>	<b>1,476,605</b>	<b>713,407</b>

Council has generally deferred (not waived) rent where the conditions specified by the Federal and State Governments apply, noting that each request for relief will be dealt with on a case by case basis.

Lease/ rent/ licence fees for the following sporting/community groups have been waived for 2020/21.

### **Community Group Licences**

Estimated licence fee waived \$4,462 for 2020/21.

	<b>Comments</b>	<b>Property</b>
W189	Bathurst Stamp, Coin, Collectables & Lapidary	Park Street, Eglinton
W199	Bathurst Miniature Railway	261 Durham Street, Bathurst
W204	Evans Art Council	7 Lee Street, Kelso
W220	Bathurst District Historical Society (The Annex)	47 Mitre Street, West Bathurst
W224	Bathurst District Historical Society	16 Stanley Street, Bathurst
W238	Licence – Machattie Park Cottage	William Street, Bathurst
W284	St Johns Ambulance Volunteers	58 Christie Street, Raglan
W6877	Macquarie Lions Club of Bathurst	8 Stanley Street, Bathurst
W212	Meals on Wheels	4 Watt Drive, Robin Hill
W2921	The Junction	357 College Road, Orton Park
W1709	Lions Club of Bathurst	6 Short Street, West Bathurst
GL1233	Central Tablelands Woodcraft Inc.	Lot 5 Sydney Road, Kelso
GL1233	Bathurst City & RSL Band Association.	Lot 2 Bradwardine Road, Windradyne

### **Sporting Group/ Club Licences**

Estimated Licence fee waived \$10,001 for 2020/21.

	<b>Comments</b>	<b>Property</b>
W196	Eglinton Tennis Club	Park Street, Eglinton
W231	Bathurst Light Car Club (Quarry Site)	Lot 2 College Road, Mt Panorama
W1708	Bathurst Greyhounds	Lot 23 Upfold Street, Gorman's Hill
W2775	Bathurst Triathlon Club	8 Stanley Street, Bathurst
W2776	Bathurst Amateur Swimming Club	8 Stanley Street, Bathurst
W3767	Bathurst Bushrangers ARFC	189A Browning Street, Bathurst
W4458	Bathurst Touch Football Association	Lot 5 Sydney Road, Kelso
W4459	Bathurst Rugby Club Inc	67 Hereford Street, Kelso
W4574	Bathurst Netball Association	261 Durham Street, Bathurst
W5046	Bathurst Harness Racing Club	169 College Road, South Bathurst
W5071	Bathurst Hockey Association	Lot 5 Sydney Road, Kelso
W5099	Rugby Union Cricket Club	Lot 7013 Vittoria Street, West Bathurst
W5572	Bathurst City Croquet Club	32 William Street, Bathurst
W5573	Macquarie View Tennis Club	Lot 108 Esrom Street, West Bathurst
W5574	Bathurst & District Bridge Club	47 Mitre Street, West Bathurst
W6055	Bathurst Archers Inc	Lot 283 Boundary Road, Mitchell
W6389	Bathurst Pigeon Club	Lot 7310 Mid Western highway, Robin Hill
W6391	Bathurst Clay Target Club	Lot 40 Boundary Road, Mt Panorama
W6392	Bathurst Rifle Club	Lot 40 Boundary Road, Mt Panorama
W7544	St Patricks Rugby League Club	19 Hereford Street, Kelso
GL1233	Bathurst Panthers RLFC	48 Durham Street, Bathurst

## **4.4 Parks & Gardens Active Spaces Community Groups – User Fees**

Council has many parks and gardens (active spaces) for which various community groups contribute to operating costs. These volunteer groups are extremely important to the fabric of the community, and the conduct of sport and associated tournaments is a fundamental facet in the Bathurst tourism economy.

Council in Mayoral Minute 15 April 2020 waived the fees generally for winter sports such as; AFL, Soccer, League and Netball. Below is a table of Councils schedule of charges for 2020/21, noting those that have been waived already in calendar year 2020, totalling \$53,819 (Marked in green). Fees generally for summer sports were dealt with in Mayoral Minute 16 September 2020.

Rec	Job	GST	2019/2020	2020/2021	Pricing
Code	Number		\$	\$	Category
<b>010</b>	<b>Playing Fields &amp; Parks – Leases</b>				
<i>Charge fees for the use of playing fields by sporting bodies to recoup 20% of maintenance costs.</i>					
	Bathurst Archers	Y	268.00	282.00	2
	Bathurst Australian Rules Football Club (Bushrangers)	Y	1,057.00	1,110.00	2
	Bathurst Giants AFL	Y	1,057.00	1,110.00	2
	Bathurst BMX Club	Y	2,000.00	2,000.00	2
	Bathurst Cycle Club	Y	2,000.00	2,000.00	2
	Bathurst Mountain Bikes	Y	1,006.00	1,006.00	2
	Bathurst Cricket Association	Y	18,694.00	19,629.00	2
	Bathurst Croquet Club	Y	268.00	282.00	2
	Bathurst District Soccer	Y	14,198.00	14,908.00	2
	Bathurst Hockey Association	Y	5,495.00	5,770.00	2
	Bathurst Miniature Railway	Y	268.00	282.00	2
	Bathurst Netball Association	Y	3,837.00	4,029.00	2
	Bathurst Pistol Club	Y	268.00	282.00	2
	Bathurst Pony Club	Y	1,227.00	1,289.00	2
	Bathurst Rugby Union Club	Y	7,507.00	7,883.00	2
	Bathurst Swimming Club	Y	268.00	282.00	2
	Bathurst Touch Football	Y	5,750.00	6,038.00	2
	Bathurst Triathlon Club	Y	268.00	282.00	2
	Denison Dog Club	Y	268.00	282.00	2
	Eglinton Tennis Club	Y	268.00	282.00	2
	Macquarie View Tennis Club	Y	268.00	282.00	2
	Panthers Rugby League Club	Y	10,334.00	10,851.00	2
	St Patrick's Rugby League Club	Y	10,334.00	10,851.00	2
Fees waived for 2019/2020 per Mayoral Minute 15/04/2020: \$53,819 (Green)					
Fees waived for 2020/2021 per Mayoral Minute 16/09/2020: \$34,500 (Yellow)					

#### 4.5 BMEC Membership

The COVID-19 pandemic continues to have a significant impact on the Bathurst

Memorial Entertainment Centre. In 2019/20 there were 148 BMEC members who paid \$40 to receive membership benefits in the 2020 calendar year. Due to COVID-19 there was virtually no opportunity to make use of these entitlements during the year.

Memberships for 2020 were rolled over to 2021, effectively waiving the membership fees for existing members in 2021. The Budget impact of this position will be a loss of income of \$5,902 in 2020/21.

Due to COVID-19 pandemic restrictions BMEC is operating with reduced audience capacity. This is currently at 50% capacity in theatre. Only two of the 16 Season shows went ahead as planned in 2020. Some have postponed into the 2021 year. BMEC is currently contacting members to provide an update on these and new works in the 2021 Season. BMEC launched the season via social media in January 2021.

#### **4.6 Bathurst District Sport and Recreation Council – Annual Capital Program and Operational Support**

Council has provided a number of initiatives to support sporting groups as part of the response to the COVID-19 pandemic, these include;

- Waiving of Parks and Gardens Active Spaces - User Fees for certain groups (generally winter sports), refer Mayoral Minute 15/04/2020, estimated cost \$53,819, (2019/20)
- Deferral of principal repayments on L.T Loans and waiver of interest charges 2020/21, refer Mayoral Minute 20 May 2020, estimated cost of interest waiver \$15,397 for sporting groups.
- Sporting Group licence (Lease) Fees, waiver of 2020/21 License Fees, refer Mayoral Minute 20 May 2020, estimated cost \$10,001.
- Waiver of Health Inspection Fees – Food/ General & Temporary/ Mobile Food Outlets, refer Mayoral Minute 15 April 2020, estimated cost \$577.
- Waiving of Parks and Gardens Active Spaces – User Fees for certain groups (generally summer sports), refer Mayoral Minute 16/09/2020 estimated cost \$34,5000, (2020/21).
- Operational funding to BDS&RC to assist their members to meet COVID-19 costs incurred. An amount of \$10,000 was allocated, Mayoral Minute 16/09/2020. Any proposed allocations were approved by Council's delegates to the BDS&RC.

Council also advised the BDS&RC that they were able to allocate the existing Council capital grant funds for 2020/21 to member organisations to assist in payment of operational expenditures if they so chose. To ensure probity in this process, any proposed methodology/ allocation was to be approved in writing by Council's delegates to the BDS&RC (Mayoral Minute 17.06.2020)

The Bathurst District Sport and Recreation Council is a body set up to encourage, promote and develop sport and recreation within the Bathurst District, it also co-ordinates, encourages, assists and supports sporting and recreation activities of various affiliated clubs, organisations and individuals.

The assistance provided in various Mayoral Minutes to support sporting groups

during the COVID-19 pandemic is estimated at around \$125,000.

#### 4.7 Creative Economy

One of the areas hardest hit by the COVID-19 Pandemic has been the creative economy. A recent study in the USA – *Lost Art: Measuring COVID-19's devastating impact on America's creative economy* (August 2020) noted the following;

- Estimated job losses of 2.3 million (creative occupations),
- Represents loss of 20% of all creative occupations,
- Loss of \$74 billion in average monthly earnings.

Similar major impacts are occurring in Australia. Support is being provided through programs such as;

- BRAG has been focused on delivering exhibitions that engage local artists and/or have regional relevance. To support this commitment, BRAG has cancelled the presentation of two incoming touring exhibitions in order to make space in the program for regional projects in development.
- Engagement of local musicians for the Winter Festival and BizMonth programs.
- BMEC is introducing “two shows in one booking option” for hirers. BMEC will offer theatre venue hirers the opportunity to have two show times – this will allow for more people to see the shows and offer the hirer an opportunity to recoup costs via ticket sales across two shows, (extra labour will be charged to the hirer).
- BRAG will change the way a proportion of the 2020/21 acquisitions budget (\$31K) is used, to commission four regional artists to create new work for inclusion in an innovative project titled CEL: The Artist as an Animator.
- BRAG will offer a Hill End Artist in Residency position, to a local artist at no charge in the first half of 2021.
- To support local performing arts in 2021 BMEC will again run the Local Emerging Artists Program (LEAP) in February 2021. Linking young musicians, aged 13-25 years, to venues around town, providing performance opportunities as well as mentoring from professional musicians.

To assist in the recovery of this industry Council provided \$10,000 in funding to Arts OutWest to assist it in achieving its mission (Mayoral Minute 16.09.2020) which is to; *“Promote, facilitate, educate and advocate for arts and cultural development for communities of the NSW Central West.”*

Arts OutWest have advised that the funds provided were utilised for three projects:

- T.Arts Assistance Grants,
- Invincible 2020 – Art Exhibition,
- Development of a music industry support program.

Council received representations from the Carillon Theatrical Society seeking fee reductions to the BMEC hire rates. Due to COVID-19, they were unable to

hold the show in 2020, but proposed a 2021 performance. Council policies already apply a 20% discount to the schedule of fees. The Society is seeking the following:

- “NIL payment for dark days,
- 75% local users discount (as opposed to 20%),
- 25% discount for all staffing costs,
- Ticket surcharge to be reduced by 50%,
- Discount on bulk hire of equipment to be applied as always.”

Council determined Mayoral Minute 9 December 2020, that a discount of \$17,000 be applied on the amount remaining after the standard 20% discount (local users) is allocated. Council should note that any future fee reviews/adopted standard charges will be a matter for the 2021/22 budget process.

Council has subsequently received advice from the Carillon Theatrical Society that the event for 2020/21 will not go ahead as proposed. Accordingly, the allocation will not be utilised.

A review of the other services/ groups that could be supported by the fund, approved in Mayoral Minute 9 December 2020 has been undertaken. It is recommended that the funds be reallocated to the range of measures as follows;

**Evans Arts Council** – Assistance in rental costs for their meetings and activities. Due to COVID-19 and Council’s need to maintain the integrity of Council’s response in regarding to staff and facilitating appropriate segregation (refer section 2), the Evans Arts Council has not been able to access the former Evans Shire Council building. To help them in delivering their important community service it is **recommended** that Council provide \$5,000 to the Evans Art Council (as a one-off) to support the Arts Council’s operations. The funds will be utilised to pay for hire charges incurred meeting spaces.

**Bathurst Agricultural Horticultural & Pastoral Association** – Council has recently met with the Bathurst Agricultural Horticultural & Pastoral Association to discuss their operations and the impact of COVID-19 on the Association. Council already provides significant support to the group. However, the impact of COVID- 19 is a major issue. It is **recommended** that Council provide \$2,000 to the Bathurst Agricultural Horticultural & Pastoral Association (as a one-off) to support the Association’s operations.

**Creative Industries** – Council staff have been reviewing options to assist in the possibility of utilising empty shops with creative industries eg as exhibition spaces, makers spaces, retail / co-op. Discussion have been held with Re- New Australian a social enterprise that works with communities and property owners to take otherwise empty shops, offices, commercial and public building and make them available for short term use by artists and creatives to catalyse community renewal, economic development, and creative industries.

### **Re- New Australia Scoping Studies**

Re-New Australia Scoping Study for the Bathurst CBD would assess project feasibility and community support, and, if considered viable, tailor a program to the local context, that:

- Reduces the number of vacant tenancies
- Identifies opportunity sites and locations within the nominated area
- Stimulates business and community activity/ entrepreneurship within the LGA and attracts tenancies to create a more desirable precinct and improve sense of place
- Draw key stakeholders together to establish a vibrant business destination and meeting place, where the locals and visitors feel safe and welcomed
- Provide insight and training to potential champions within the area
- Support, attract and develop creative industries

This initiative supports key BRC Policy and Planning frameworks including Bathurst 2040 Community Strategic Plan, Bathurst Destination Management Plan, and the 2036 Cultural Vision. A Renew Australia Scoping Study supports Council's commitment to exploring sustainable models for economic development in the region. It is **recommended** that Council allocate \$10,000 to engage Re-New Australia to undertake a scoping study for the Bathurst CBD as to the opportunity to utilize vacant floor space to catalyse community renewal, economic development and creative industries.

### **Library Operations**

COVID-19 has impacted community fellowship, as well as business operations. The library is a hub for community meetings and an important social outlet for many. Council in the May 2020 Mayoral Minute waived library fine charges up to 31 December 2020. The Mayoral minute 9 December 2020, extended the waiver to 30 June 2021, at an estimated cost of \$5,233

All regular Library programs are provided again within the library at their regular time. Bookings are required. The theme for the library in 2021 has been to build community connection in the library through learning. This will be achieved through a series of programs running weekly or monthly. These programs include a new six-week Science for Pre-schoolers program, Little Bang Discovery Club, launched in February to be held each term; Code Club, an eight-week program makes its return each term;

A series of five monthly Memoir Writing workshops will run from February to June; 2021 also will see the launch of monthly Digital Literacy workshops, February to November.

The Library Author Talk program is now being delivered in the library as well as online.

## **5. Business Support and Economic Stimulus**

An array of Council fees/charges have been waived as part of Council's response to the COVID-19 pandemic. These are detailed in Section 1 of this Mayoral Minute, for the year 2020/21 the fees waived are estimated to be around \$390K (2020/21).



## 5.1 Fees and Charges – Businesses

The type of fees/charges waived or reduced include;

- Outdoor Dining Fees,
- Health & Food Inspection Fees,
- Health Inspection Fees Skin/Hairdressing,
- Health Inspection Food Administration Fee,
- Development Application Fees.

Currently the State Government is promoting Outdoor Dining facilities as a way to facilitate the energizing of local economics. To assist in this initiative, the Mayor minute 9 December 2020, extended free waivers as follows; User Fees and Charges – Outdoor Dining Fees, waived for the period 1 January 2021 to 30 June 2021, estimated cost \$9,244.

## 5.2 Procurement Policy – Local Business Weighting/Preference

Council currently has in place a local procurement policy weighting of 5% as follows, refer

[https://www.bathurst.nsw.gov.au/images/stories/council/public\\_docs/BRC Purchasing Manual Sept2017.pdf](https://www.bathurst.nsw.gov.au/images/stories/council/public_docs/BRC_Purchasing_Manual_Sept2017.pdf);

*4.4. Preference to Local Suppliers Subject to Trade Practices and National Competition Policy requirements, where appropriate, a preference of 5% on product cost may be given to Bathurst Region based suppliers for satisfactory goods of identical properties to those offered by suppliers based outside the Bathurst Region. Where it is intended to use this clause, it must be clearly notified to all prospective suppliers prior to the closing date for receiving quotations or tenders.*

The local procurement policy has been amended to 10% preference, until 30 June 2021 having regard to the existing constraints in the purchasing policy and fit for purpose of the product/service being provided.

## 5.3 Economic Recovery – Business Groups Focus Meeting

Focus group meetings with industry representatives have been held so as to obtain feedback/ suggestions on possible responses to the COVID-19 pandemic.

The main matters raised included;

- (i) Land Availability
- (ii) Shop Vacancy Rates
- (iii) Support for Shopping Locally
- (iv) Business Support Training/ Education Sessions/ Workshops
- (v) Events – Economic and Social Stimulus
- (vi) Economic Stimulus Measures
- (vii) Promotion of the City and enhancement of CBD

### 5.3.1 Land Availability

The importance of having land available as the economy turns around has

been raised. There are a number of developers in town, of which Council is one. Council is working to ensure an adequate supply exists, particularly for industries either growing within Bathurst or relocating here. Processes such as the Local Strategic Planning statement (LSPS) assist in this. The following table gives indicative timelines and lots currently in Council's land development plans.

DESCRIPTION	LAND TYPE	INDICATIVE TIME
Sunnybright 1A: 34 Lots available	Residential	Now available
Sunnybright 1B: 39 Lots	Residential	Ballot August 2020. 38 Lots sold as at December 2020.
Sunnybright 1C: 19 Lots	Residential	Ballot April 2021
Windy 1100: 200 Lots	Residential	2020/21
Sunnybright 2: 125 Lots	Residential	2022/23
Eglinton (Radio Towers): 100 Lots	Residential	2023/24
Kelso Industrial Hampden Park: 9 Lots	Industrial	Now available
Kelso Industrial Hampden Park: 33 Lots	Industrial	2020/21
Toronto Street Industrial Estate: 8 Lots	Industrial	2022/23
Bathurst Trade Centre: 11 Lots	Commercial	2021/22

\*Timelines are subject to change having regard to supply and demand.

### 5.3.2 Shop Vacancy Rates

In November 2019 the Economic Development section of Council undertook an initial count of CBD businesses in order to determine the makeup of the CBD. Each business has been classified according to the ANZIC Code for Industrial Classification.

Over time this count will provide an analysis of how the mix of Businesses has changed in order to better plan for the future.

For this count the CBD is defined as:

William Street between Stewart and Keppel Streets  
 George Street between Stewart and Keppel Streets  
 Howick Street between Rankin and Bentinck Streets  
 Russell Street between Rankin and Bentinck Streets  
 Keppel Street between George and Havannah Streets

A subsequent CBD count was undertaken over 17-19 November 2020. In the twelve months to 19 Nov 20, a net increase of 21 shops have become empty made up of:

- 10 Retail businesses closed
- 7 Café/takeaway businesses closed
- 2 businesses moved to another shop outside the CBD
- 2 other type of businesses closed

3 businesses moved to another shop in the CBD resulting in no change to occupancy rates.

The majority of closures occurred in the shopping centres. There are 525 shops in the defined CBD with 494 located on street level or located in a shopping centre. There were 63 vacant stores giving an occupancy rate of 88% which is a decrease on last years occupancy rate of 90.1%.

The breakup of vacant stores at the time of the count was as follows:

- 18 located in George Street
- 17 located in shopping centres
- 10 located in William Street
- 8 located in Howick Street
- 8 located in Keppel Street
- 2 located in Russell Street

Reference should also be made to Section 4.7 of this Mayoral Minute – Creative Economy. This includes a proposal to allocate \$10,000 to engage Re-New Australia.

Re-New Australia is a social enterprise that works with communities and property owners to take otherwise empty shops, offices, commercial and public buildings and make them available for short term use by artists and creatives to catalyse community renewal, economic development and creative industries. This is a proactive step to help address the issue of shop vacancy rates in the CBD.

### **5.3.3 Support for Shopping Locally**

The Bathurst Buy Local Gift Card program was established in 2015. The initiative encourages residents to shop locally and demonstrates Councils strong support for small businesses with the cards only able to be spent at participating stores in Bathurst. Currently there are 135 stores participating in the gift card program with \$627,832 loaded onto cards as at 31 October 2020.

Recently, 'why Leave Town Promotion' the company administering the overall program, announced the results for 2020, which showed BVIC both loaded the highest values of gift cards, as well as the most gift cards loaded by a single business across Australia.

A buy local competition was conducted to assist with the DoorsOpen campaign. The competition was conducted over ten weeks with a \$200 Buy Local gift card given away each week. 4,902 entries were received during the competition with 77 program stores having at least one entry lodged by one of their customers.

In July the focus of the DoorsOpen Campaign moved from promoting the reopening of businesses to one of consolidation. A business competition was conducted with prizes of TV Airtime, professional web design and artwork design for winning businesses. The competition was constructed in such a way as to require the business customer to be engaged and nominate their favourite businesses. This gained excellent reach results on Facebook for nil costs and promoted the Bathurst Business Hub Facebook site and website.

A four-week staycation competition was conducted in August 2020 with weekend holiday stays in local Bathurst accommodation offered as prizes.

As a result of both campaigns Facebook for the Bathurst Business Hub page likes increased by 311. Whilst the media campaign has concluded, flags remained flying from the CBD light standards to remind residents in the lead up to Christmas.



### 5.3.4 Business Support Training/ Education Sessions and workshops

A Business Focus group raised the need to assist businesses with relevant training/ workshops to meet the new “norms” such as increased e-commerce, networking skills etc. Council through the Tourism and Economic Development sections can act as a facilitator in this regard, further actions include;

- Biz Month – Conduct of workshops e.g. core marketing and social media skills, staff and financial management, developing new business relationships.
- Business Leaders lunch.

The provision of \$18,000 in funding to the Bathurst Business Chamber (May 2020 Mayoral Minute) also allowed the Chamber to conduct education/ training programs if they so wished. Further, Council received \$2,000 under the NSW Small Business Month funding program. This funded a seminar on the importance of content for local businesses. Business owners learnt how to identify their market and tailor content on social media platforms.

BizMonth took place during September 2020 to celebrate and support the

Bathurst Region's local businesses. This year the program focused on assisting businesses to recover and adapt to the new business landscape, with a particular focus on resilience and transformation. During BizMonth there were approximately 15 different business events including; business education workshops, the successful BizMonth Lunch, Crazy Day and Virtual Business Awards.

The Bizmonth lunch was conducted with COVID protocols in place with the guest speaker, Gus Balbontin speaking remotely from Melbourne on the big screen at BMEC. Whilst not the usual lunch it did prove that events can be conducted differently with the correct planning and procedures put in place and was appropriate given the lunches topic of change.

BizMonth is led by Bathurst Regional Council with the support of the Bathurst Business Chamber, Rotary Club, Western Advocate, Upstairs Start-Up hub, Bathurst City Life and 2BS.

BizMonth provides events that showcase the latest ideas, technology and best practice to the business community and to reinforce the importance of small businesses in the Bathurst economy.

Council also (Mayoral Minute 17 June 2020) resolved to provide funding to the Upstairs Start Up hub to encourage the emergence of new businesses and creation of new jobs. An amount of \$10,000 was provided.

### **5.3.5 Events – Economic and Social Stimulus**

Events were discussed as they are a very successful tool for generating visitation leading to economic and community (social) development.

The Events team continue to work on presenting a range of modified events to facilitate community wellbeing and economic activity. The modified Winter Festival was well received, in particular the Drive-In Cinema at Mount Panorama, the light show and the performance of local musicians in various commercial enterprises throughout the CBD. Other Events that have been facilitated include Off-track Events, Garage Sale Trail, Bathurst 1000 and Mount Panorama 500 (one-off modification of the 12 Hour event), Challenge Bathurst, New Years Eve and Australia Day. Work is currently occurring on events such as the Bathurst Cycling Classic, Winter Festival (2021) and the Easter Car events. The COVID-19 period has been extremely difficult with constant changes in public health orders etc, staff across the Council have responded professionally and rapidly to these changes in their efforts to meet community needs.

The Events team are closely working with the BVIC to generate awareness and stimulus activities. Campaigns such as; staycation (holiday at home), development of an online store to tie into the 'Support Local' campaign and media promotions will assist.

Council has continued to attract programs such as; Sydney Weekender, 18/19 August 2020, to promote the region and generate economic stimulus.

The Bathurst Visitor Information Centre has continued to work collaboratively with regional partners to generate media interest and create media placements promoting the Bathurst region. Since September 2020 over 15

media placements have been achieved across print, TV, digital and radio with a combined reach in excess of 5.5 million.

Earned media over this period has included Bathurst region features in *The Weekend Australian* and *Outback Magazine*, radio coverage by Canberra's 2CCC and television features on *Classic Restos*.

The Bathurst Visitor Information Centre has also entered into paid partnerships with *Sydney Weekender*, *Australian Traveler* and *Mindfood* to increase regional awareness, drive traffic to the destination website and to promote members of the Bathurst region tourism partnership program. There was a 26% increase in total partner members, 175 in total.

Since the above promotional/ marketing items identified in prior Mayoral Minutes (up to December 2020), Council, through the Bathurst Visitor Information Centre, has continued to work with regional partners to attract programs such as *Better Homes and Gardens*, 19 February 2021, and to generate earned media including in *Australian Country Magazine* to promote the region and generate economic stimulus through increased visitation. 6 journalists have visited the region over the summer period to date with itineraries that took in a minimum of ten individual Bathurst businesses. A marketing initiative focussed on the region's food and wine commenced in summer to be followed by an autumn themed regional campaign, incorporating print and digital media, that focusses on the heritage and the outdoor experiences of the Bathurst region in line with the prevailing consumer motivations for travel. All activity will drive website traffic and conversions to tourism partner businesses. There has been a YTD increase of 33% in the tourism partnership program to 183 businesses total.

### **5.3.6 Economic Stimulus Measures**

Council has implemented a suite of stimulus measures to assist in the response to the COVID-19 pandemic, including for the recovery phase. For greater detail on these measures, reference should be made to;

- Mayoral Minute – Ordinary Meeting 15 April 2020
- Mayoral Minute – Ordinary Meeting 20 May 2020
- Mayoral Minute – Ordinary Meeting 17 June 2020
- Mayoral Minute – Ordinary Meeting 16 September 2020
- Mayoral Minute – Ordinary Meeting 9 December 2020

### **5.3.7 Promotion of City and Enhancement of CBD**

The promotion of the City is generally covered in other sections of this report. In terms of enhancement, these discussions revolved around facets such as; signage, car parking, CBD presentation, public art etc.

In regard to these items, the issue of signage is generally covered by Council's DCP's. Council regularly reassesses the content of these instruments and this is an ongoing process.

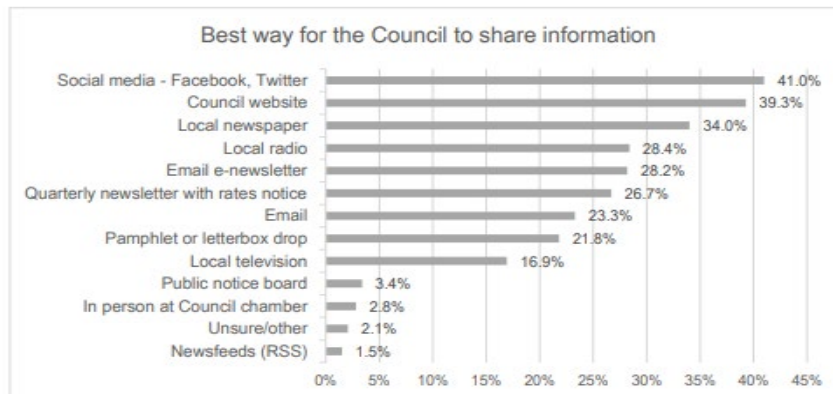
Currently Council is undertaking a CBD Masterplan process, which will facilitate discussions on how the area operates, including car parking, and how the precinct is presented. This is a great opportunity to develop strategies for the future of the CBD, including public art opportunities. The Council has not made any decision on the CBD masterplan. At this time feedback is still being sought before a draft plan can be prepared. When the draft plan is available, further community consultation will occur before any final document is adopted by Council.

To facilitate public art, Council recently put in place a public art policy and an expert panel to provide advice to Council on its implementation. Funding for implementation is now being sought. This is a great opportunity to further develop the character of the CBD. This has been enabled/ leveraged by the Street's as Shared Spaced funding grant from the State Government, that has as its' aim to reactivate CBD's at a value of \$767,884. Other grant opportunities are being pursued to assist in this reactivation.

#### 5.4 Local Media Support

The Mayoral Minute 20.05.2020 drew Councillors' attention to recent cutbacks in the Media industry. This includes the advice by Australia Community Media (ACM) on 14 April 2020, where they were closing down four press facilities, and the suspension of production of the printed version of a number of non-daily newspapers. ACM have maintained the printing of their daily papers such as the Western Advocate at this time.

Local media is an important 'glue' for the fabric of any community. For many, the local press is their primary source of information. Council's 2016 Community survey results show the importance of local newspapers and radio.



The OLG provided circular “20 – 12 – Modification of statutory requirements in response to the COVID-19 pandemic.” The circular provides details of Regulations made under section 747B of the Local Government Act 1993 to temporarily modify the application of the Act in response to the COVID-19 pandemic. The advice includes;

- *“ In addition to these temporary measures, in response to the closure of some local newspapers and to assist Council's to reduce their costs, the Local Government (General) Regulation 2005 (the Regulation) has been amended to remove requirements for newspaper advertising. This amendment is not temporary and*

*will continue to apply after the COVID-19 pandemic passes.”*

The advice from the OLG goes on further to state;

*Removal of newspaper advertising requirements under the Regulation*

- *To alleviate the red tape burden on Councils to reduce their costs, amendments have also been made to the Regulation to remove remaining requirements for notices to be published in newspapers.*
- *Council’s are now instead required to publish notices on their websites and in such other manner that they consider necessary to bring it to the notice of the local community or other interested persons.*

With local print media, Council’s current annual spend is around;

	<b>2019/2020</b>	<b>2020/2021 (YTD)</b>
Western Advocate	\$118,064	\$54,129
Bathurst City Life	\$57,990	\$31,521

The amended legislation provides Council with the opportunity to secure budget savings of around \$140,000 p.a., noting that some print media such as promotions will continue to occur. This opportunity needs to be considered having regard to;

- Desire to ensure the community has a ‘local media’ presence.
- Maintaining local businesses and jobs.
- Role local press plays in the fabric of our community.
- Role local press plays in promoting Council’s events program and other initiatives.
- Council’s offering on its website and the enhancement of this facility if funds became available.

With the current COVID-19 situation, the Council has resolved to maintain Council’s current media practices. This is seen as an economic stimulus package of around \$140,000 for 2020/21. A review of Council’s media usage will be presented to Council in 2021 for further consideration. The COVID-19 pandemic has highlighted the need to have up to date electronic platforms, in particular websites utilised by businesses including Council. The main Council website, whilst containing much information, is dated and required enhancements, to meet business and community needs. The cost of a review and resetting of the Council website offering, will initially be in the order of \$100k and funding would come from a reallocation of the media budget.

## **5.5 Payment of Council Rates – Cases of Hardship & Interest Waiver**

Council rates and charges have continued to be levied by the Council; these are required to be levied under the Local Government Act (1993). Council is currently dealing with cases of hardship due to the COVID-19 pandemic on an individual case by case basis, with Council working with ratepayers and



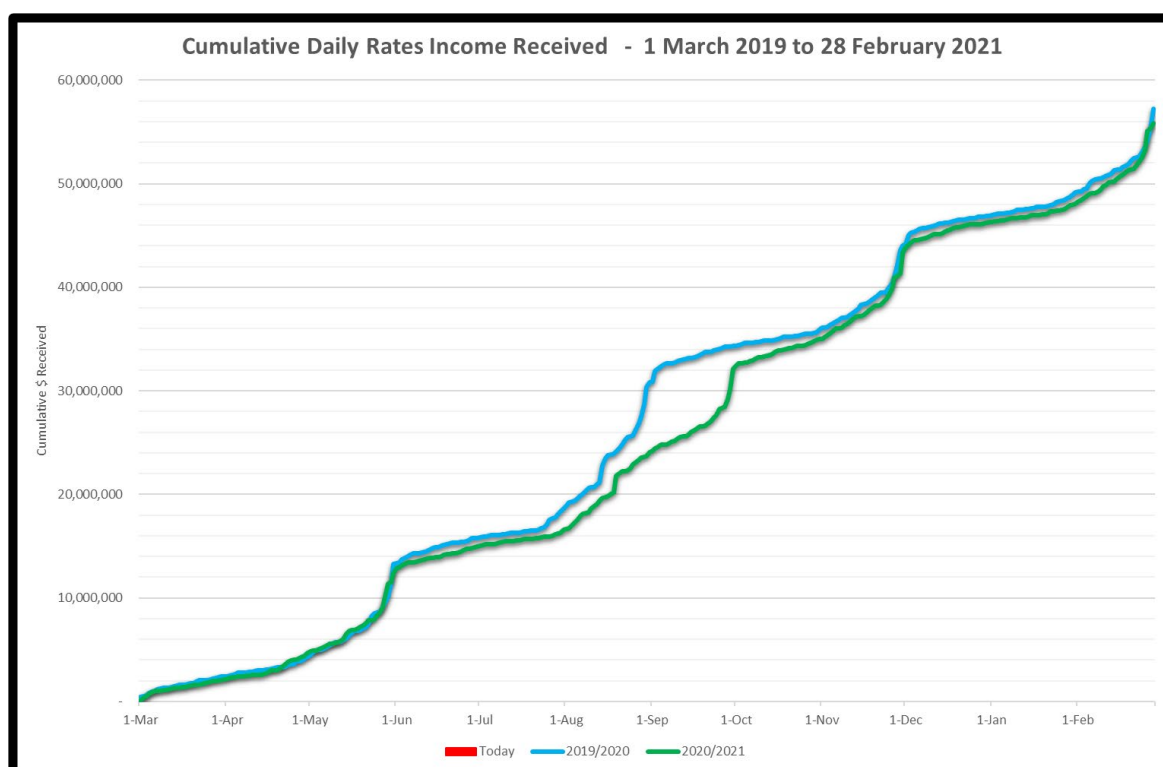
businesses to establish repayment plans, where required.

Overdue rates and charges potentially attracted an interest rate charge of 7.5% p.a. from 1 July 2020. With the greater provision of information on the pandemic and the expected timelines before a re-opening of the economy occurred, Council resolved in the Mayoral Minute 20 May 2020 to set the rate of interest that accrues on rates and charges that remain unpaid after they become due and payable at 0% for the period 1 June 2020 to 31 December 2020. The State Government subsequently set the interest rate for the period 1 July 2020 to 31 December 2020, to 0% for all Councils.

Thereafter, the rate of interest set will accrue at the rate specified by the Minister on any rates and charges that remain unpaid after they become due and payable, refer to Section 566 of the Local Government Act (1993).

Where rates and charges were already overdue as at 28 February 2020, prior to the COVID-19 pandemic, and debt recovery action/ proceedings had commenced, these have continued.

The setting of the interest charge at 0% impacts Council cash flows and this is being closely monitored. As at 28 February 2021 rate income received since the beginning of March is around \$1.4 million (2.54%) behind last year's receipting levels. Council's outstanding rates, annual charges, interest and extra charges outstanding ratio, as a percentage of total collectables was 6.3% as at 30/6/2019 and 6.49% as at 30/6/2020.



It is anticipated based on prior years interest charges that foregone revenue for the period 1/7/2020 – 31/12/2020 would be \$117,892. This adopted position, provides support to businesses and the community in cashflows and expenditures during this pandemic. The delay in cashflows, ordinarily received by Council, also

impacts Council's interest return on investments and coupled with record low interest rates has had a significant impact. This is addressed in Section 7 of the report – Impacts on Council's Budget.

## **6 Rent/ Lease Income – Council Owned Facilities**

The State and Federal governments have both implemented policy positions with respect to the charging of rents and leases. The following is an overview of the current situation,

### **Commercial Tenancies**

On 7 April 2020, the Australian Government released the “National Cabinet Mandatory Code of Conduct – SME Commercial leasing Principles During COVID-19”, (the Code), with a commencement date of 3 April 2020.

The purpose of this Code “... *is to impose a set of good faith leasing principles for application to commercial tenancies (including retail, office and industrial) between landlords and tenants.*” The Code applies to all tenancies that are suffering financial stress or hardship as a result of the COVID-19 pandemic as defined by their eligibility for the Commonwealth Government's JobKeeper program, with an annual turnover of up to \$50 million.

Hence, SME tenants who are eligible for, and in receipt of, the Federal Government's JobKeeper payment are automatically considered to be in financial distress under this Code.

One of the overarching principles of the Code “... *is to share, in a proportionate, measured manner, the financial risk and cashflow ... whilst seeking to appropriately balance the interests of tenants and landlords.*”

For commercial tenants who are eligible for relief under this Code, landlords must:

- (i) Not terminate leases due to non-payment of rent during the COVID-19 pandemic period or a reasonable subsequent recovery period;
- (ii) Offer tenants reductions in rent payable in the form of deferrals or waivers of up to 100% of the amount ordinarily payable, on a case-by-case basis. Note that rental waivers must be no less than 50%.
- (iii) Amortise rental deferrals over the balance of the lease term and for a period of no less than 24 months, whichever is the greater, unless otherwise agreed by the parties. No repayment should commence until the earlier of the COVID-19 pandemic ending (as defined by the Australian Government) or the existing lease expiring and taking into account a reasonable subsequent recovery period.
- (iv) Not apply any fees, charges or interest with respect to any rent deferred or waived as per above.
- (v) Agree to apply a freeze on rent increases for the duration of the COVID-19 pandemic and a subsequent recovery period.

In addition to the above, landlords were also encouraged to provide tenants with an opportunity to extend their lease for an equivalent period of the rent waiver and/or deferral as applied.

In relation to providing an off-setting relief to landlords, the NSW Government

announced that Commercial landlords would offer a land tax concession of up to 25% if they pass on the savings to tenants through a rent reduction. However, as local government is exempt from land tax, Council is unable to access this off-setting relief. Further, Council has not been made aware of any other avenues where an off-setting relief could be accessed.

It is estimated that the freeze on rent increases (generally CPI) will cost this Council \$32,550 for the 2020/21 year based on a CPI figure of 2.5%.

### **Residential Tenancies**

On 15 April 2020, the NSW Government introduced new measures applicable to residential tenancies, through the "Residential Tenancies Amendment (COVID-19) Regulation 2020.

The measures included an interim 60 day stop on landlords issuing termination notices or applying for NSW Civil and Administrative Tribunal eviction orders due to rental arrears, where tenants were financially disadvantaged by COVID-19. Landlords were also required to negotiate a rent reduction with tenants in good faith in the first instance.

Under this Regulation, a household is impacted by the COVID-19 pandemic if:

- (i) One or more rent-paying members of a household have lost employment or income (or has a reduction in work hours or income) due to the impact of the COVID-19 pandemic; or
- (ii) One or more of the rent-paying members of a household have had to stop working or reduce work hours due to illness with COVID-19, or other member of the household's illness with COVID-19 career responsibilities for household or family members; and
- (iii) The above factors result in a household income (inclusive of any government assistance) reduced by 25% or more.

In relation to providing an off-setting relief to landlords, the NSW Government announced that residential landlords would be eligible for a land tax waiver or rebate of up to 25% if they pass on the savings to tenants in financial distress. However, as local government is exempt from land tax, Council is unable to access this off-setting relief. Further, Council has not been made aware of any other avenues where an off-setting relief could be accessed.

DCSF Confidential report No 3, 20 May 2020, provided a detailed listing of Council's current rent portfolio. An assessment of the maximum possible impacts on Council's rental portfolio, having regard to Federal and State initiatives is detailed in the following table;

<b>LEASE TYPE</b>	<b>NUMBER</b>	<b>CURRENT ANNUAL RENTAL CHARGE (\$)</b>	<b>POTENTIAL RENTAL IMPACT TO 2020/21</b>
Residential	7	440	25,860
Commercial Leases	43	1,160,820	580,412
Aerodrome	30	122,604	61,307
Community Group Licences	13	4,462	2,182
Rural Licences	24	75,278	38,488
Sporting Group/ Club Licences	21	10,001	5,158

<b>TOTAL</b>	<b>142</b>	<b>1,476,605</b>	<b>713,407</b>
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Council has generally deferred (not waived) rent where the conditions specified by the Federal & State Governments apply, noting that each request for relief will be dealt with on a case by case basis.

## 7 Impacts on Council Budgets due to COVID-19 Pandemic

An initial review of direct impacts on Council's budget for 2020/21 has been undertaken and is detailed in the table below.

<b>Financial Impacts of Covid-19 Pandemic</b>			
<b>Description</b>	<b>2020/2021 Saving / (Cost)</b>	<b>2019/2020 Saving / (Cost)</b>	<b>Comments</b>
<b>Engineering Services</b>			
Bathurst 6hr - Net Loss of Income		(135,000)	Event cancelled.
Bathurst 1000 - Net loss	(1,449,241)		Adjusted due to preparation costs of the event.
Bathurst 12hr - Net loss	(239,969)		
Challenge Bathurst - Net loss	0		Due to COVID restriction changes, working for breakeven, previously showed \$66,261 loss. Review December 2020.
Aerodrome - REX - Loss of Head Tax	(232,000)	(66,000)	Adjusted due to cancellation of route from end of March.
Rent Increase Freeze (Aerodrome)	Nil		Nil effect due to lease renewals.
Community & Sporting Group - Leases / Licences	(2,365)		
Interest on Overdue Water Charges Foregone	(29,673)		Recalculated based on actual non-payments.
Reduction in Standpipe Water Sales Price	(32,604)		Recalculated based on actual sales.
Interest on Overdue Sewer Charges Foregone	(20,214)		Recalculated based on actual non-payments.
Trade Waste Annual Fees	(250)	(12,688)	Adjusted due to timing of annual fee.
Interest on Overdue Waste Charges Foregone	(11,803)		
Parks & Gardens Active Spaces - Community Groups		(53,819)	
<b>Direct Covid Costs</b>			
- Additional Plant / Vehicle Rentals		(105,000)	Due to need to comply with social distancing requirements for outdoor

			staff
- Additional Cleaning Materials		(4,000)	
- Special Paid Leave	(18,000)	(29,100)	Whilst social distancing controls / actions implemented. Recalculated based on actual occurrences.
- Covid Operational Costs	(640,000)		Improvements due to relaxation of workplace restrictions.
<b>Sub-Total Engineering Services</b>	<b>(2,676,119)</b>	<b>(405,607)</b>	
<b>Corporate Services &amp; Financial Services</b>			
Event - Proclamation Day		7,161	Event cancelled
Events - Cancellation Savings - Establishment / Set-Up Costs etc		248,420	
Sister City		8,000	
Living Legends		5,000	
Community Group Loans - Interest Forgone	(19,379)		
Community & Sporting Group - Leases / Licences	(12,098)		
Rent Increase Freeze (Property)	(39,102)		
Provision for Rent Waivers due to Fed/State Code	(25,000)		Impact reviewed December 2020 from original allowance of 301,136. Recalculated based on actual occurrences.
Interest on Overdue Rates Foregone	(56,202)	(16,150)	
Local Print Media		(23,333)	
Evans Arts Council support	(5,000)		
Bathurst AH&P Association	(2,000)		
<b>Direct Covid Costs</b>			
- IT Set-Up - Post Office Building		(35,000)	
- IT & Other Set-Up - Mt Panorama Site Activation		(12,000)	
- IT & Other Set-Up - Lee Street Site Activation		(10,000)	
- Increase Cleaning Costs (Civic/Mt Pan/Lee St/P.Off)		(126,000)	
- IT Terminal Services - Extra Licences		(500)	
- Legal advice		(2,700)	
- Post Office Rental Foregone (Third Floor)	(206,182)		

Investment Revenue Loss	(2,000,000)		Impact reviewed December 2020 on reduced interest income. Recalculated due to reduced cashflow and lower than anticipated market rates.
<b>Sub-Total Corporate Services &amp; Finance</b>	<b>(2,364,963)</b>	<b>42,898</b>	
<b><u>Community &amp; Cultural Services</u></b>			
BMEC - Hire / Profit		(85,000)	Facility closed
BMEC - Season Shows		81,000	Facility closed
BMEC - Staff (Casuals)		17,000	Facility closed
BMEC - Electricity & Gas		15,000	Facility closed
BMEC - Stock Written Off		(420)	Perishable stock w/off
Museums - Loss of Ticket Sales & Retail		(120,000)	Facility closed
BMEC – Carillon Theatrical Society	Nil		Rent Waiver proposed - December Mayoral Minute. Event cancelled.
Library - Book Sales to Community of Secondhand Books	(523)	(10,000)	Program cancelled
Library - Fines Foregone	(10,465)		Library fines to be waived till 30 June 2021, previously 31 December 2020 cost \$5232 - proposed December 2020 Mayoral Minute.
Gallery - Retail		(10,000)	Facility closed
BVIC - Retail		(20,000)	Facility closed
BVIC - Japanese Students	(25,500)	(20,000)	Facility closed
BVIC - Online Booking	(2,551)	(15,000)	Facility closed
BVIC - Ticket Sales		(20,000)	Facility closed
BVIC - Heritage Trades Trail / Autumn Colours	(22,000)	20,000	Event cancelled
BVIC - Staff (W/End Casuals)		20,000	Facility closed
BVIC - Tourism Partnership Program	(60,000)		
BVIC - Local Promotion	(10,000)		
Kelso Community Hub Rent	(10,000)	(6,000)	Groups have ceased use
FDC - Parent Levy		(47,000)	Net cost due to "Free Childcare" mandate
NMRM - Loss of Income	Nil		Recalculated based on actual visitation.
<b>Sub-Total Community &amp; Cultural Services</b>	<b>(141,039)</b>	<b>(200,420)</b>	

<b>Environmental, Planning &amp; Building Services</b>			
Sustainable Living Expo		10,000	Event cancelled
Public swimming pools and spa pools monitoring		1,500	
Pillars of Bathurst		5,000	Event cancelled
Parking Fines		(45,000)	
Food / General Inspection Fees	(28,243)	(18,333)	
Food Act Administration Fee	(21,567)		
Skin / Hairdressing Inspection Fees	(1,500)	(1,500)	
Bed & Breakfast Inspections	(1,000)	(833)	
Temporary / Mobile Food Outlet Inspections	(750)	(333)	
Footpath Rental Fees	(23,557)	(9,233)	Proposed increase to full year. Cost goes from \$14,224 Mayoral Minute December 2020. Adjusted based on actual income.
Footpath Obstruction Licence Fees	(10,270)		
DA Fees	(238,500)		Adjusted based on actual income.
Sec 68 Approvals & Fees	(6,000)		Adjusted based on actual income.
Sec 7.11 Deferral - Admin Fee	(34,900)		
Doors Open Promotion	(20,000)		
Business Attraction Program	(50,000)		
Jobs Expo	Nil		
BizMonth	(10,000)		
Bathurst Business Chamber		(18,000)	
Various Economic Activities		(62,498)	
Buy Local Gift Card Program		(10,000)	
Upstairs Start Up Hub		(10,000)	
Bathurst CBD – Re-New Program	(10,000)		
<b>Sub-Total Environmental, Planning &amp; Building Services</b>	<b>(456,287)</b>	<b>(159,230)</b>	
<b>Total Bathurst Regional Council</b>	<b>(5,638,408)</b>	<b>(722,359)</b>	

## FINANCIAL IMPLICATIONS:

The report indicated costs; direct and stimulus measures for 2020/21 as at March 2021;

Gross Cost for 2020/21           \$4,910,068

Stimulus Measures 2020/21     \$728,340

**TOTAL** **\$5,638,408**

To assist in funding the COVID-19 costs as indicated in this report, budget reductions/savings totaling \$2,106,489 were identified and were implemented through the Mayoral Minute 16 September 2020. The major variations adopted are identified in the following table:

<b>Variation</b>	<b>Reduction/Savings</b>
Wambool Road – Rural Unsealed	\$300,000
Building Maintenance – Former TAFE Building	\$180,000
Tarana Road – Rural Sealed	\$150,000
John Matthews Tennis Centre – Replace Court	\$74,037
Entry to Bathurst Signage	\$50,000
Jobs Expo	\$44,900
Rural Road Sealed – Bridge Maintenance	\$30,000
Diesel Fuel Tax Credits	\$30,000
Post Office Building Electricity Charges	\$30,000
Rural Road Unsealed – Bridge Maintenance	\$29,000
Scallywags COVID-19 Grant	\$26,000
Rural Road Unsealed Traffic Facilities	\$25,900
Street Lighting – General Maintenance	\$25,000
Heritage Studies & Interpretation	\$25,000
Transfer to Heritage Asset Reserve	\$20,000
BMEC – Airconditioning Upgrade	\$20,000
BMEC – Theatre Fly Lines	\$20,000
Workshop Minor Plant Purchases	\$20,000
Internal Audit – Professional Services	\$20,000
Evocities	\$20,000
Deferred Recruitment of Long-Term Vacant Positions	\$573,920
Other budget reductions/savings <\$20,000	\$392,732
<b>TOTAL</b>	<b>\$2,106,489</b>

Mayoral Minute (December 2020) identified further budget reductions/savings totaling \$1,098,716 to offset the costs of COVID-19. The major variations proposed are identified in the following table.

<b>Variation</b>	<b>Reduction/Savings</b>
<b>Engineering</b>	
Road Construction - AC Reconstruction	\$100,000
Road Construction - Footway Renewals	\$100,000
Road Construction - Rural Sealed Bridle Track	\$250,000
Major Pavement Rehab (Various Locations)	\$50,000
RR Sealed - Rural Sector Minor Improvements	\$50,000
Rural Roads - Gravel Resheeting	\$50,000
Engineering Office Expenses	\$20,000
Asset Management Plan Development	\$10,270
Mt Pan - Aboriginal Heritage Study	\$150,000
<b>Cultural and Community Services</b>	
Harmony Day Expenses	\$1,500
International Women's Day Expenses	\$1,000
Reconciliation Action Plan	\$2,000
Kelso Breakfast Program	\$1,000



AFMM - Office Expenses	\$5,000
Somerville Expenses	\$6,000
NMRM - Office Expenses	\$18,000
Rail Museum - Expenses	\$57,000
Chifley Home - Expenses	\$1,446
Collections Facility Professional Services	\$2,000
Museums Unit - Expenses	\$4,000
Art Gallery - Hill End Cottage	\$2,500
Art Gallery - Advertising	\$2,500
BVIC - Employee Savings	\$45,000
Self Guide App Based Tour	\$12,000
BVIC - Research & Visitor Modelling	\$10,000
Library - Office Expenses	\$15,500
BMEC - Employee Savings	\$11,000
<b>Corporate Services and Finance</b>	
Postage	\$25,000
Reference Materials	\$10,000
Telephone Charges	\$15,000
Event Food & Catering	\$20,000
Bathurst Street & Custom Bike Show (Cancelled)	\$-5,000
Software Purchases / Upgrades	\$15,000
<b>Environmental Planning and Building Services</b>	
Environmentors	\$2,000
State of Environment Report	\$1,000
Sustainable Living Expo	\$5,000
Equipment Maintenance	\$1,000
UWMP Implementation Projects	\$5,000
Community Education Builders	\$2,000
Roadside Vegetation Assessment & Management	\$5,000
Ranger Services - Levies paid to Govt	\$20,000
<b>TOTAL</b>	<b>\$1,098,716</b>

This Mayoral Minute (March 2021) identifies a further budget reduction/saving of \$547,200 to offset the costs of COVID-19.

Variation	Reduction/Savings
Employee costs savings – Recruitment lead time	\$547,200

As we progress further through the COVID-19 pandemic, more details will be provided to Council, much of this is dependent on government directions and the easing of social distancing rules.

Actions taken to date to find reductions/savings to offset the costs identified above are as follows;

Cost of COVID-19      **\$5,638,408**

Savings/Reductions;

September            **\$2,106,489**  
December            **\$1,098,716**  
March                  **\$547,200**  
**TOTAL**                **\$3,752,405**

Funding of the current shortfall of approximately \$1.9 million will be the subject of a further report to Council.

The estimated cost of the 2019/20 COVID-19 costs and stimulus measures was \$722,359.

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 2: A smart and vibrant economy.**

Strategy 2.1 Support local business and industry.

**Objective 5: Community health, safety and well being.**

Strategy 5.3 Help build resilient, inclusive communities.

**Objective 6: Community leadership and collaboration.**

Strategy 6.1 Communicate and engage with the community, government and business groups on important matters affecting the Bathurst region.

Strategy 6.4 Meet legislative and compliance requirements.

Strategy 6.6 Manage our money and our assets to be sustainable now and into the future.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

Nil

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-60**

**MOVED: Cr B Bourke**

**RESOLVED:**

That Council:

1. Notes the actions taken to date.
2. Notes that the Carillon Theatrical Society has advised they will not need the BMEC fee waiver of \$17,000, as approved in the Mayoral Minute 6 December 2020.
3. Provide \$5,000 to the Evans Arts Council (as a one-off) to support the Art Council's operations.

4. Provide \$2,000 to the Bathurst Agricultural Horticultural & Pastoral Association (as a one-off) to support the Associations operations.
5. Allocate \$10,000 to engage Re-New Australia to undertake a scoping study for the Bathurst CBD as to the opportunity to utilise vacant floor space to catalyse community renewal, economic development and creative industries.
6. Adopt the budget variations as detailed within the report.

## **MINUTE**

### **8.2 PETITION – SAVE MOUNT PANORAMA**

**FILE NO: 04.00153-02**

#### **MOVED: Cr B Bourke**

Mayor Bourke tabled petition “Save Mount Panorama” presented to Council. The petition contains some 10,500 signatures.

## **9 RECEIVE AND DEAL WITH GENERAL MANAGER'S AND DIRECTORS' REPORTS**

# **DIRECTOR ENVIRONMENTAL PLANNING AND BUILDING SERVICE'S REPORT**

The following reports are presented for Council's consideration.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Neil Southorn', with a small red mark above the first letter 'N'.

Neil Southorn  
**DIRECTOR  
ENVIRONMENTAL, PLANNING AND BUILDING SERVICES**

## 9.1.1 SECTION 4.15 OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

**File No: 03.00053**

### **RECOMMENDATION:**

That the information be noted.

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### **REPORT:**

Section 4.15 of the Environmental Planning and Assessment Act 1979 is provided below to assist Council in the assessment of Development Applications.

#### **4.15 Evaluation** (cf previous s 79C)

- (1) **Matters for consideration—general** In determining a development application, a consent authority is to take into consideration such of the following matters as are of relevance to the development the subject of the development application—
  - (a) the provisions of—
    - (i) any environmental planning instrument, and
    - (ii) any proposed instrument that is or has been the subject of public consultation under this Act and that has been notified to the consent authority (unless the Planning Secretary has notified the consent authority that the making of the proposed instrument has been deferred indefinitely or has not been approved), and
    - (iii) any development control plan, and
    - (iiia) any planning agreement that has been entered into under section 7.4, or any draft planning agreement that a developer has offered to enter into under section 7.4, and
    - (iv) the regulations (to the extent that they prescribe matters for the purposes of this paragraph),
    - (v) (Repealed)that apply to the land to which the development application relates,
  - (b) the likely impacts of that development, including environmental impacts on both the natural and built environments, and social and economic impacts in the locality,
  - (c) the suitability of the site for the development,
  - (d) any submissions made in accordance with this Act or the regulations,
  - (e) the public interest.
- (2) **Compliance with non-discretionary development standards—development other than complying development** If an environmental planning instrument or a regulation contains non-discretionary development standards and development, not being complying development, the subject of a development application complies with those standards, the consent authority—
  - (a) is not entitled to take those standards into further consideration in determining the development application, and

- (b) must not refuse the application on the ground that the development does not comply with those standards, and
- (c) must not impose a condition of consent that has the same, or substantially the same, effect as those standards but is more onerous than those standards,

and the discretion of the consent authority under this section and section 4.16 is limited accordingly.

- (3) If an environmental planning instrument or a regulation contains non-discretionary development standards and development the subject of a development application does not comply with those standards—
  - (a) subsection (2) does not apply and the discretion of the consent authority under this section and section 4.16 is not limited as referred to in that subsection, and
  - (b) a provision of an environmental planning instrument that allows flexibility in the application of a development standard may be applied to the non-discretionary development standard.

**Note—**

The application of non-discretionary development standards to complying development is dealt with in section 4.28(3) and (4).

- (3A) **Development control plans** If a development control plan contains provisions that relate to the development that is the subject of a development application, the consent authority—
  - (a) if those provisions set standards with respect to an aspect of the development and the development application complies with those standards—is not to require more onerous standards with respect to that aspect of the development, and
  - (b) if those provisions set standards with respect to an aspect of the development and the development application does not comply with those standards—is to be flexible in applying those provisions and allow reasonable alternative solutions that achieve the objects of those standards for dealing with that aspect of the development, and
  - (c) may consider those provisions only in connection with the assessment of that development application.

In this subsection, **standards** include performance criteria.

- (4) **Consent where an accreditation is in force** A consent authority must not refuse to grant consent to development on the ground that any building product or system relating to the development does not comply with a requirement of the *Building Code of Australia* if the building product or system is accredited in respect of that requirement in accordance with the regulations.
- (5) A consent authority and an employee of a consent authority do not incur any liability as a consequence of acting in accordance with subsection (4).
- (6) **Definitions** In this section—
  - (a) reference to development extends to include a reference to the building, work, use or land proposed to be erected, carried out, undertaken or subdivided, respectively, pursuant to the grant of consent to a development application,

- and  
(b) ***non-discretionary development standards*** means development standards that are identified in an environmental planning instrument or a regulation as non-discretionary development standards.

## **FINANCIAL IMPLICATIONS:**

Nil

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 6: Community leadership and collaboration.**

Strategy 6.4 Meet legislative and compliance requirements.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

Nil

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-61**

**MOVED: Cr W Aubin SECONDED: Cr J Jennings**

## **RESOLVED:**

That the information be noted.

## 9.1.2 GENERAL REPORT

**File No:** 03.00053

### **RECOMMENDATION:**

That the information be noted.

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### **REPORT:**

The following reports are provided for Council's information.

- (a) Applications approved using authority delegated to the Director Environmental Planning & Building Services during February 2021 (**attachment 1**).
- (b) Applications refused during February 2021 (**attachment 2**).
- (c) Applications under assessment as at the date of compilation of this report (**attachment 3**).
- (d) Applications pending determination for greater than 40 days as at the date of compilation of this report (**attachment 4**).
- (e) Applications with variations to development standards under Clause 4.6 of Bathurst Regional LEP 2014 approved in February 2021 (**attachment 5**).
- (f) No political disclosure statements have been received in relation to any "planning applications" being considered at this meeting.

### **FINANCIAL IMPLICATIONS:**

Nil

### **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 4: Enabling sustainable growth.**

Strategy 4.6 Plan for, assess and regulate development activity.

**Objective 6: Community leadership and collaboration.**

Strategy 6.4 Meet legislative and compliance requirements.



## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

1. DAs approved [9.1.2.1 - 2 pages]
2. DAs refused [9.1.2.2 - 1 page]
3. DAs pending [9.1.2.3 - 3 pages]
4. Over 40 days [9.1.2.4 - 2 pages]
5. Variations [9.1.2.5 - 1 page]

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-62**

**MOVED: Cr J Rudge SECONDED: Cr J Fry**

## **RESOLVED:**

That the information be noted.

**9.1.3 MODIFICATION OF DEVELOPMENT CONSENT NO.  
2020/95 - ALTERATIONS AND ADDITIONS TO EXISTING  
COMMERCIAL LICENSED PREMISES (OXFORD HOTEL)  
- LOT 18 DP 1137694 - 170 WILLIAM STREET  
BATHURST NSW 2795**

**File No: 2020/95**

**RECOMMENDATION:**

That Council:

(a) as the consent authority, grant consent to Section 4.16 of the *Environmental Planning and Assessment Act 1979* to the Modification of Development Consent Application No. 2020/95, by:

1. Approving the amended plans.
2. **Altering** Condition No. 9 to read as follows:

The payment to Council of \$113,768.40 for the provision of six (6) car parking spaces within the Bathurst CBD in accordance with Council's Section 94 or 7.11 Contributions Plan "Bathurst CBD Car Parking".

All monetary conditions are to be paid prior to the issuing of any Construction Certificates.

NOTE 1: All monetary conditions are reviewed annually and may change as of 1 July each year.

NOTE 2: Copies of all Council's Section 94 or 7.11 Contribution Plans may be inspected at Council's offices.

NOTE 3: Payment of the Development Contributions may be deferred until the issue of any Occupation Certificate.

(b) call a division

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**SUMMARY:**

Council has received a request to consider a modification to a Development Application previously approved by it for alterations to the Oxford Hotel. The modification proposes some minor changes to the plans themselves together with further consideration of the issues surrounding carparking.

The application is lodged pursuant to Section 4.55 of the Act which provides the following:

**4.55 Modification of consents—generally**

(1A) **Modifications involving minimal environmental impact** A consent authority may,

on application being made by the applicant or any other person entitled to act on a consent granted by the consent authority and subject to and in accordance with the regulations, modify the consent if—

- (a) it is satisfied that the proposed modification is of minimal environmental impact, and
- (b) it is satisfied that the development to which the consent as modified relates is substantially the same development as the development for which the consent was originally granted and before that consent as originally granted was modified (if at all), and
- (c) it has notified the application in accordance with—
  - (i) the regulations, if the regulations so require, or
  - (ii) a development control plan, if the consent authority is a council that has made a development control plan that requires the notification or advertising of applications for modification of a development consent, and
- (d) it has considered any submissions made concerning the proposed modification within any period prescribed by the regulations or provided by the development control plan, as the case may be.

Subsections (1), (2) and (5) do not apply to such a modification.

- (3) In determining an application for modification of a consent under this section, the consent authority must take into consideration such of the matters referred to in section 4.15(1) as are of relevance to the development the subject of the application. The consent authority must also take into consideration the reasons given by the consent authority for the grant of the consent that is sought to be modified.

## **REPORT:**

### **Site**

Lot 18 DP 1137694 (approximately 3,633m<sup>2</sup>) currently contains a two-storey food and drink premises (pub and restaurant – Oxford Hotel), a detached single-storey shop (liquor store – Cobb and Co Cellars) and a large carpark.

The land is located on the corner of William Street and Piper Street. There are two separate access driveways located over the North-Western boundary of the land from William Street, including separate ingress and egress points.

The existing carpark is capable of accommodating up to 56 vehicles, although not all parking spaces are line marked nor are they physically available due to the area being occupied by shipping containers used for the storage of various goods. The Supplementary Parking Report previously submitted notes that the storage containers currently kept on site reduces the available carparking spaces to 38.

An aerial map of the land is provided in **attachment 1**.

### **Original Development Consent**

Development Consent (No. 2020/95) was originally granted by Council on 7 January 2020 for additions and alterations to the existing two-storey food and drink premises (pub and restaurant), as outlined below:

### Ground Floor:

- Enclosure of part of the existing beer garden to extend the dining area.
- Raising the level of the beer garden to the level of the original hotel.
- Upgrading of the existing nightclub for use as a sports lounge including a new kitchen/servery and adjusted floor levels.
- Installation of a new acoustic screen wall between the lounge bar and sports bar.
- New children's playground.
- New entry to the sports bar from Piper Street.
- New entry from William Street, including new metal palisade fence.
- General upgrade of finishes and fittings.

### First Floor:

- Enclosure of existing balcony located off the function room.
- New outdoor terrace and pitched roof over ground floor dining area.
- Upper level of children's playground.

The proposal resulted in an increase in the footprint of the building and a reduction in the number of available onsite carparking spaces by approximately 9 spaces.

A copy of the plans approved under the original Development Consent is provided in **attachment 2**.

### **Summary of Attachments**

<b>Attachment No.</b>	<b>Description</b>
1	Aerial Map
2	Plans approved under original Consent (DA2020/95)
3	Amended Site Plan for proposed Modification
4	Statement of Environmental Effects for proposed Modification
5	Addendum to Statement of Environmental Effects for proposed Modification

### **Previous Reports to Council**

Matters relating to Development Consent No. 2020/95 have previously been referred to Council on the following dates:

- Ordinary Meeting of Council held on 16 September 2020.
- Ordinary Meeting of Council held on 9 December 2020 (Note: Resolution rescinded).
- Extraordinary Meeting of Council held on 16 December 2020.

### **Current Conditions of Development Consent**

The current conditions imposed upon the consent relative to parking are as follows:

9. The payment to Council of:
  - a) \$113,768.40 for the provision of 6 car parking spaces within the Bathurst CBD in accordance with Council's Section 94 or 7.11 Contributions Plan "Bathurst CBD Car Parking".

All monetary conditions are to be paid prior to the issuing of any Construction

Certificates.

NOTE 1: All monetary conditions are reviewed annually and may change as of 1 July each year.

NOTE 2: Copies of all Council's Section 94 or 7.11 Contribution Plans may be inspected at Council's offices.

46. All parking spaces are to be available for the use of patrons whilst ever the premises are operating. In this regard all materials stored in the carparking area are to be removed from the site.
47. The provision of at least 53 car parking spaces on the subject land in a manner that is in accordance with Australian Standard AS 2890.1 – 2004 Car Parking and Council's Offstreet Car Parking Code.
48. The carpark is to be permanently line marked in accordance with Bathurst Regional Council's Guidelines for Engineering Works.

### **Proposed Modification of Development Consent**

The modification submitted to Council which seeks to:

- Amend the Site Plan (see **attachment 3**) to include the following changes:
  - Amended carparking layout to accommodate 56 onsite carparking spaces.
  - A reduction in the size of the covered area to be located over the new entry, in order to increase the area of the carpark.
  - Removal of the planter box and palisade fencing that is to be located between the hotel courtyard and carparking spaces No. 7 to 10, in order to increase the area of length of the front carpark.
- Amend Condition No. 9 of the Development Consent to state:
  - *The provision of a minimum of 53 car spaces and a maximum of 59 car spaces on the subject land in a manner that is in accordance with Australian Standard AS2890.1 Parking Facilities and Council's Development Control Plan.*
  - *The car park is to be permanently line marked in accordance with Bathurst Regional Council's Guidelines for Engineering Works.*
  - *All parking spaces are to be available for the use of patrons whilst ever the premises are operating. In this regard all materials stored in the car parking area are to be removed from the site.*
  - *Should the provision of 59 car spaces not be possible then a payment to Council of a contribution in accordance with Council's Section 94 Plan "Bathurst CBD Car Parking" for any shortfall.*
  - *The provision of the plan for 59 car spaces or the agreement on the payment of the contributions is to be agreed with council prior to the issue of the Occupation Certificate.*

- *Any payment of the developer contribution shall be deferred for up to 12 months.*

The reasons put forward by the applicant for the amendments are outlined in the table below:

Existing Condition	Applicant's Proposed Amendment to Condition	Applicant's Justification
<p>9. <b>The payment to Council of:</b></p> <p>a) <b>\$113,768.40 for the provision of 6 car parking spaces within the Bathurst CBD in accordance with Council's Section 94 or 7.11 Contributions Plan "Bathurst CBD Car Parking".</b></p> <p><b>All monetary conditions are to be paid prior to the issuing of any Construction Certificates.</b></p> <p><b>NOTE 1: All monetary conditions are reviewed annually and may change as of 1 July each year.</b></p> <p><b>NOTE 2: Copies of all Council's Section 94 or 7.11 Contribution Plans may be inspected at Council's offices.</b></p>	<p>9.</p> <p>a) The provision of a minimum of 53 car spaces and a maximum of 59 car spaces on the subject land in a manner that is in accordance with Australian Standard AS2890.1 Parking Facilities and Council's Development Control Plan.</p> <p>b) The car park is to be permanently line marked in accordance with Bathurst Regional Council's Guidelines for Engineering Works.</p> <p>c) All parking spaces are to be available for the use of patrons whilst ever the premises are operating. In this regard all materials stored in the car parking area are to be removed from the site.</p> <p>d) Should the provision of 59 car spaces not be possible then a payment to Council of a contribution in accordance with Council's Section 94 Plan "Bathurst CBD Car Parking" for any shortfall.</p> <p>e) The provision of the plan for 59 car spaces or the agreement on the payment of the contributions is to be agreed with council prior to the issue of the Occupation Certificate.</p> <p>f) Any payment of the developer contribution shall be deferred for up to 12 months.</p>	<p><i>"Council at its meeting of 16 December 2020 passed a resolution in relation to car parking provisions for the site.</i></p> <p><i>Resolution Number: ORD2020-389..."</i></p> <p><i>"It indicated that at least 53 car spaces are to be provided on the subject land.</i></p> <p><i>The number proposed to meet council's codes was agreed as 59 car spaces and therefore there would be a perceived shortfall subject to a contribution.</i></p> <p><i>We propose to provide as many car spaces on the subject site as we can subject to compliance with the relevant codes and standards.</i></p> <p><i>We also note that Part (c) of the resolution deferred payment of the developer contribution for up to 12 months.</i></p> <p><i>On this basis payment of the contribution prior to the issue of any Construction Certificate is not required."</i></p> <p><i>"If we are not able to satisfactorily provide 59 car spaces then we will agree to the contribution based on any shortfall.</i></p> <p><i>We don't believe the proposed condition requires a plan showing compliance before the CC can be prepared. We would be agreeable to add a condition requiring it to be resolved prior to the issue of the Occupation Certificate..."</i></p>

## **Previous consideration of parking provision**

The provision of onsite car parking has been identified as an issue under this and other Development Applications submitted to Council in relation to the subject land. A summary of those applications and the current assessment is provided below.

### *2004 Application*

In 2004 a Development Application (No. 2004/0626) was submitted to Council for additions and alterations to the Oxford Hotel.

A traffic/parking study provided by the applicant estimated that 72 spaces would be required for the Hotel proposal. In addition, 15 spaces were required for the bottle shop making a total of 87 spaces. The 87 spaces were reduced by 5 due to changes to onstreet parking making a total of 82 spaces.

The applicant proposed the provision of 62 spaces on site meaning an overall shortfall of 20 spaces.

The application was supported and approved by the Administrator on the following basis:

- 62 spaces being provided on site
- A contribution being paid under Council's Section 94 Plan of \$33,378 based on a deficit of 5 spaces.

### *2020 Application*

Applying the DCP provisions to the current application, the focus is on the parking provided on site and the "additional or altered floor spaces provided" in accordance with the DCP requirements

Based on the respective floor areas the parking requirements are as follows:

	Existing Gross Floor area (sqm)	Proposed Ground Floor area (sqm)
Ground Floor	823.2	980.8
First Floor	607.6	676.9
Bottle Shop	431.1	431.1
Total	1861.9	2088.8
Parking required based on 1 space per 30sqm		69.6 say 70 spaces

Note that the floor areas have not changed as part of the current modification request.

The original site plan submitted with the application indicated 53 on site spaces. The shortfall between the DCP requirement and the current proposal being 17 (ie 70 spaces less 53 spaces). This deficit is reduced by 5 given the historical Section 94 contribution to 12 spaces

Whilst this shortfall is significant it is noted that 9 of those spaces are the result of the site not complying with its obligation under the 2004 consent. In fact, the applicant is only currently providing 38 spaces where the development consent requirement is 62.

At the Extraordinary Meeting held on 16 December 2020 Council resolved to approve the Development subject the following:

1. The provision of at least 53 carparking spaces on the subject land in a manner that is in accordance with Australian Standard AS2890.1 Parking Facilities and Council's Development Control Plan.
2. The carpark is to be permanently line marked in accordance with Bathurst Regional Council's Guidelines for Engineering Works.
3. All parking spaces are to be available for the use of patrons whilst ever the premises are operating. In this regard all materials stored in the carparking area are to be removed from the site.
4. The payment to Council of a contribution (6 spaces) in accordance with Council's Section 94 Plan "Bathurst CBD Car Parking" for any shortfall. For the purposes of this condition, the shortfall is the number of spaces required for the additional floor space proposed for under DA2020/95 is 8 (adjusted for the actual number of car parking spaces on site in accordance with 1 above)
5. In accordance with Part 1.9 Exemptions of the Section 94 Development Contributions Plan, Council grants an exemption for the shortfall of 6 car parking spaces arising from previous determinations.

The shortened version of this being 53 spaces being provided on site and of the 12 spaces required to accommodate the additional floor space 6 are paid for via Section 94 contribution and 6 are effectively waived (ie no contribution is payable).

For ease of reference the following table provides a summary of the parking provisions.

<b>Carparking Considerations</b>	<b>Calculations</b>
<b>Number parking spaces required under 2004 DA</b>	62 spaces
<b>Number of parking spaces required under Chapter 14 "Parking" of DCP 2014.</b>	70 spaces.
<b>Number of functional parking spaces proposed (original).</b>	53 spaces.
<b>Overall Shortfall.</b>	70 – 53 = 17 spaces.
<b>Number of spaces" previously subjected to Development Contributions under the 2004 DA (No. 2004/0626).</b>	5
<b>No. remaining "unpaid" shortfall spaces.</b>	17 – 5 = <b>12 spaces.</b>
<b>No. of "unpaid" shortfall spaces for which a Development Contribution was requested to be Paid under Condition 9 of the Development Consent.</b>	6 spaces (being 50% of the total contributions for which Council was entitled to request).

### **Current modification request**

In terms of the parking issues the current request is twofold.

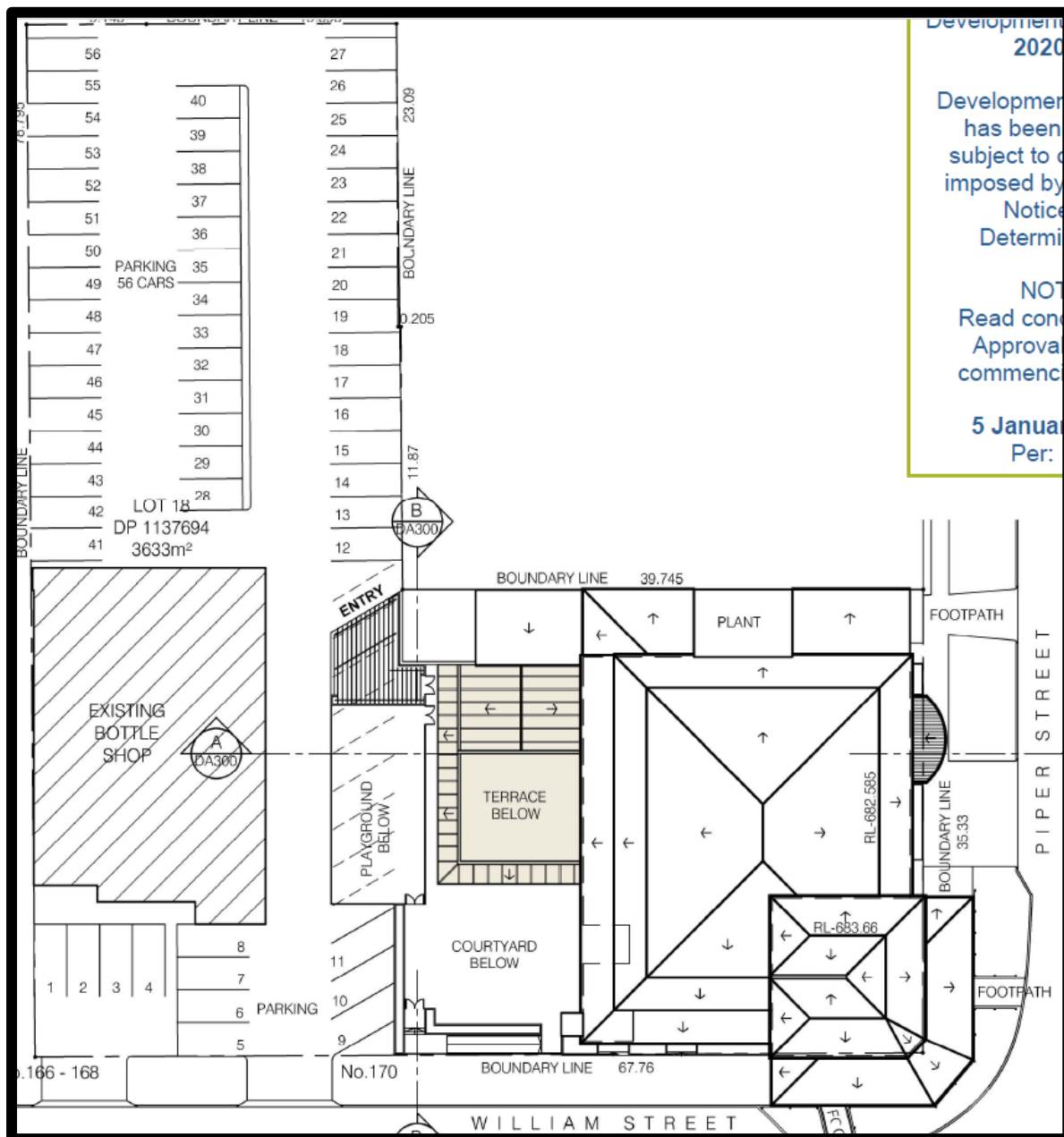
Firstly, the current plan proposes changes to the on site carparking configuration from 53 to 56 and secondly, it reduces the Section 94 contribution payable to that component less than 59 spaces.

### **Seek Approval of the Amended Plans – Provide 56 Onsite Carparking Spaces**

The Site Plan submitted with the original Development Application indicated that 56



carparking spaces were proposed to be provided onsite. However, Council’s assessment was that in practice only 53 of those spaces would be compliant and **functional**, as space Nos. 5, 6 and 7 were proposed to be inappropriately located within the manoeuvring area of the site (see **Figure 1**). This figure forms the basis for the current conditions.



**Figure 1 – Approved Site Plan – Original Development Consent (No. 2020/95)**

The plans submitted with the Modification of Development Consent Application seek to demonstrate that 56 functional carparking spaces could be provided onsite with an amended layout (see **Figure 2**).

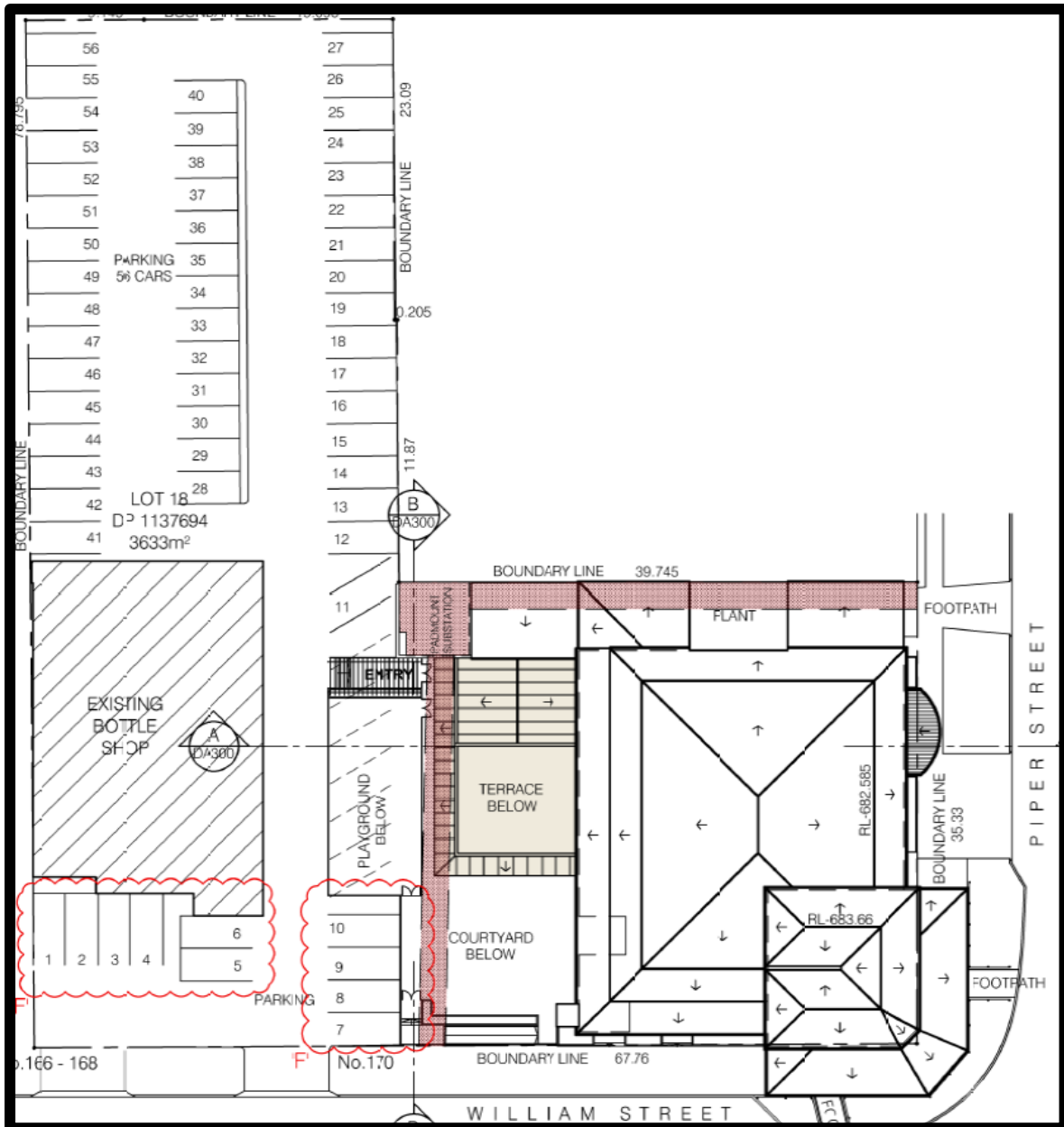


Figure 2 – Proposed Amended Site Plan – Modification of Development Consent (No. 2020/95) Application

Whether or not the proposed 56 spaces shown on the are achievable in practice requires further investigation noting the following:

- Carparking space No. 5 is proposed to be located within the turning space of the front carpark and subsequently, creates a congestion and conflict point between the Westernmost access, the narrow driveway between the front and rear carparks and spaces No. 5 to 10. Therefore, Carparking space No. 5 is considered impractical and should be discounted from the number of physical parking spaces to be provided onsite. Accordingly, the estimated number of functional carparking spaces to be provided onsite is 55.
- No provision has been made for accessible parking spaces on the site. As accessible parking spaces require additional space it may further reduce the number of spaces foreshadowed by the applicant.

**Component subject to the Section 94 contributions**

In terms of the modification the applicant's proposal is as follows

- *Should the provision of 59 car spaces not be possible then a payment to Council of a contribution in accordance with Council's Section 94 Plan "Bathurst CBD Car Parking" for any shortfall.*

In practice what the applicant proposes is the potential for additional spaces over and above the 53 required (which is supported) but where they can be provided it be taken off the already reduced Section 94 obligation. In practical terms this effectively provides for a further exemption over and above the 6 spaces already granted by Council. If additional spaces can be provided it would not be unreasonable to suggest that these be taken from the exemption as opposed to a further reduction in Section 94 obligation (which has already been halved by Council).

This approach is consistent with Clause 14.3(a) of DCP 2014 states that where "as many car parking spaces as possible" are be provided onsite, Council will then consider a cash contribution in relation to the remaining shortfall. Therefore, if it is considered that the additional two (2) spaces proposed can be provide they should be absorbed into the baseline amount of maximum possible spaces to be provided onsite, rather than subtracted from the number of spaces for which a contribution is required to be paid.

### ***Timing of payment***

The applicant also proposes amendments to the timing of payments

- *The provision of the plan for 59 car spaces or the agreement on the payment of the contributions is to be agreed with council prior to the issue of the Occupation Certificate.*

*Any payment of the developer contribution shall be deferred for up to 12 months.*

The adopted Section 94 Plan requires that contributions are payable "prior to the release of a Construction Certificate".

Council's current Covid 19 stimulus package arrangements for applications lodged between 1 July 2020 and 30 June 2021 includes:

*The deferral of Section 7.11 contributions until the completion of the development including the waiving of the Administration fee, but prior to the issue of an Occupation Certificate in the case of building work, or 12 months from the issue of the notice of determination whichever occurs first.*

The Development Application was lodged in March 2020 and therefore predates the current stimulus package but under the circumstances it would not be unreasonable to apply it to this proposal.

The proposal to defer payment until 12 months after the Occupation Certificate would not be supported by the current Policy provisions. Deferral beyond the point of Occupation Certificate would be a high risk approach and would not be supportable unless there was financial surety that Council would receive the payments (e.g. a bank guarantee for the agreed amount). Absent such surety, further deferral would be unacceptable.

### ***Recommendation:***

To ensure that safe and sufficient carparking and manoeuvring areas are provided onsite

and that the “unpaid” carparking shortfall of the site is reduced, it is **recommended** that the amended plans be approved subject to the following conditions:

**New Condition:**

1. Any alterations or additions marked by Council on the approved plans and/or the specifications shall be carried into effect.

Carparking space No. 5 is not deemed a functional space and must not be provided onsite.

**Amended Condition:**

Applicants proposal	Comment
<i>The provision of a minimum of 53 car spaces and a maximum of 59 car spaces on the subject land in a manner that is in accordance with Australian Standard AS2890.1 Parking Facilities and Council's Development Control Plan.</i>	53 spaces represents the minimum number of spaces on site outlined in condition 47 of the consent. There appears no justification for providing an upper limit to the number of spaces on site being 59. As 53 spaces represents the minimum number of spaces no change is necessary.
<i>The car park is to be permanently line marked in accordance with Bathurst Regional Council's Guidelines for Engineering Works</i>	This is consistent with condition 48 of the consent as currently imposed so no change is necessary.
<i>All parking spaces are to be available for the use of patrons whilst ever the premises are operating. In this regard all materials stored in the car parking area are to be removed from the site.</i>	This is consistent with condition 46 of the consent as currently imposed so no change is necessary.
<i>Should the provision of 59 car spaces not be possible then a payment to Council of a contribution in accordance with Council's Section 94 Plan "Bathurst CBD Car Parking" for any shortfall.</i>	Adoption of this approach would see a further reduction to the already discounted number of spaces being provided. If additional spaces can be provided they should be taken from the spaces already waived by Council as opposed to the applicants Section 94 obligation.
<i>The provision of the plan for 59 car spaces or the agreement on the payment of the contributions is to be agreed with council prior to the issue of the Occupation Certificate.</i>	Timing of payments may be deferred from Construction Certificate stage to Occupation Certificate consistent with Council's current Covid stimulus measures. Deferral beyond that point would be unacceptable.
<i>Any payment of the developer contribution shall be deferred for up to 12 months.</i>	Timing of payments may be deferred from Construction Certificate stage to Occupation Certificate consistent with Council's current Covid stimulus measures. Deferral beyond that point would be unacceptable.

Consistent with the above discussion the following recommendation is made:

That Council:

- Approve the amended plans:
- Not agree to the amendment to condition 9 as proposed by the applicant.
- Advise the applicant that it is prepared to defer payment of Section 94 contributions until the issue of any Occupation Certificate and amended condition 9 accordingly.

**Extent of Change to Development**

In accordance with Section 4.55(1A) of the EP&A Act 1979, Council is satisfied that the development to which the consent as modified relates is substantially the same development as the development for which the consent was originally granted.

### **Public Consultation**

The Modification of Development Consent Application is not required to be notified to surrounding landowners or placed on public display under Clause 3.14.8 of *Bathurst Regional Community Participation Plan 2019* (CPP 2019), as the proposed modifications do not have the potential to increase the impact of the development on adjoining or nearby land or development.

### **Matters Referred to in Section 4.15(1) “Evaluation” of the EP&A Act**

#### *Any Relevant Environmental Planning Instrument*

The proposed Modification of Development Consent Application is generally consistent with the requirements of *Bathurst Regional Local Environmental Plan 2014*.

#### *Any Development Control Plan*

Whilst the proposed Modifications will not result in any change to the previously approved non-compliances with *Bathurst Regional Development Control Plan 2014* (DCP 2014), the proposal will see a minor reduction in the degree of variation to Clause 14.3 “Car Parking” from a 24.3% variation to a 21.4% variation.

#### *The Regulations*

The proposed modification will not result in any significant change to the use or overall design, layout and location of the building itself and generally complies with the requirements of matters prescribed by the *Environmental Planning and Assessment Regulation 2000*.

#### *Likely Impacts and Suitability of the Site for the Development*

Subject to the recommendations of this report being adopted, the proposed modifications will not result in any additional adverse environmental, social and economic impacts in the locality and the site will remain suitable for the proposed development.

#### *The Public Interest*

As discussed throughout this report, it would not be in the public interest to further reduce the amount of Development Contributions required to be paid for the carparking shortfall, based on a minor reduction in an already reasonably significant variation to the carparking development standards of DCP 2014. Therefore, it is considered that the additional two (2) spaces proposed should be absorbed into the baseline amount of “maximum possible spaces” to be provided onsite, rather than subtracted from the number of spaces for which a Development Contribution is required to be paid.

### **CONCLUSION:**

Council has received an application to modify Development Consent No. 2020/95 granted on 7 January 2020, for additions and alterations to the existing two-storey food and drink premises (pub and restaurant).

The amended Site Plan additional compliant carparking spaces may be able to be provided onsite.

It is considered that the additional spaces proposed should be absorbed into the baseline amount of “maximum possible spaces” to be provided onsite, rather than subtracted from the number of spaces for which a Development Contribution is required to be paid.

Subject to the adoption of these recommendations, it is considered that the proposed development will be substantially the same as that originally approved and that the modifications will not result in any additional adverse environmental, social and economic impacts.

## **FINANCIAL IMPLICATIONS:**

Should Council support the recommendation then there are no financial implications to Council.

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

### **Objective 4: Enabling sustainable growth.**

- Strategy 4.1 Facilitate development in the region that considers the current and future needs of our community.
- Strategy 4.3 Ensure services, facilities and infrastructure meet the changing needs of our region.
- Strategy 4.4 Provide parking to meet the needs of the City.
- Strategy 4.6 Plan for, assess and regulate development activity.

### **Objective 6: Community leadership and collaboration.**

- Strategy 6.4 Meet legislative and compliance requirements.
- Strategy 6.5 Be open and fair in our decisions and our dealings with people.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

1. Aerial map [9.1.3.1 - 1 page]
2. Plans approved under original Consent ( DA2020/95) [9.1.3.2 - 6 pages]
3. Amended Site Plan for proposed Modification [9.1.3.3 - 1 page]
4. Statement of Environmental Effects for proposed Modification [9.1.3.4 - 7 pages]
5. Addendum to Statement of Environmental Effects for proposed Modification [9.1.3.5 - 3 pages]

## **MINUTE**

## **RESOLUTION NUMBER: ORD2021-63**

**MOVED: Cr J Fry SECONDED: Cr A Christian**

**MOVED:**

That Council:

(a) as the consent authority, grant consent to Section 4.16 of the *Environmental Planning and Assessment Act 1979* to the Modification of Development Consent Application No. 2020/95, by:

1. Approving the amended plans.
2. **Altering** Condition No. 9 to read as follows:

The payment to Council of \$113,768.40 for the provision of six (6) car parking spaces within the Bathurst CBD in accordance with Council's Section 94 or 7.11 Contributions Plan "Bathurst CBD Car Parking".

All monetary conditions are to be paid prior to the issuing of any Construction Certificates.

NOTE 1: All monetary conditions are reviewed annually and may change as of 1 July each year.

NOTE 2: Copies of all Council's Section 94 or 7.11 Contribution Plans may be inspected at Council's offices.

NOTE 3: Payment of the Development Contributions may be deferred until the issue of any Occupation Certificate.

(b) call a division

**MINUTE**

The following **AMENDMENT** was **MOVED**

**RESOLUTION NUMBER: ORD2021-86**

**RESOLVED: Cr A Christian SECONDED: Cr I North**

**RESOLVED:**

That Council:

a. As consent authority, grant consent to Section 4.16 of the Environmental Planning and Assessment Act 1979 to the Modification of Development Consent Application No 2020/95 by:

1. Approving the amended plans.

2. Defer consideration of car parking space contributions.

3. **Altering** contribution No 9 to read as follows:

Note 1: Payment of Development Contribution may be deferred until the issue of an Occupation Certificate.

b. Call a Division

On being **PUT** to the **VOTE** the **AMENDMENT** was **CARRIED**

**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr A Christian, Cr J Fry, Cr G Hanger, Cr J Jennings, Cr M Morse , Cr I North, Cr J Rudge

Against the Motion - nil

Absent - nil

Abstain - Nil

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-87**

**The AMENDMENT then became the MOTION.**

**On being PUT to the vote the MOTION was CARRIED.**

**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr A Christian, Cr J Fry, Cr G Hanger, Cr J Jennings, Cr M Morse , Cr I North, Cr J Rudge

Against the motion - nil

Absent - nil

Abstain - Nil



**9.1.4 DEVELOPMENT APPLICATION NO. 2020/515 -  
HOTEL BEER GARDEN AWNING AND  
AMENITIES BUILDING - LOT 1 DP 219252, 132  
WILLIAM STREET BATHURST - APPLICANT:  
ROSS CLARK CONSTRUCTIONS - OWNER:  
JNRT PTY LTD**

**File No: DA2020/515**

**RECOMMENDATION:**

That Council:

- (a) as the consent authority, grant consent pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2020/515, subject to conditions able to be imposed pursuant to Section 4.17 of the Environmental Planning and Assessment Act 1979, as amended, including but not limited to the following:
1. The external materials to be used in the proposed development are to match those used on the existing building.
  2. The cladding on the walls and roof of the proposed awning and amenities building is to be of traditional corrugated profile.
  3. The development is to be conducted in a manner that will not interfere with the amenity of the locality by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit, oil, by causing interference to television or radio reception or otherwise.
  4. All exterior lighting associated with the development shall be designed and installed so that no obtrusive light will be cast onto any adjoining property or in an upward manner.
  5. All works are to be designed and constructed, including stormwater drainage if necessary, so that at no time will any ponding of stormwater occur on adjoining land as a result of this development.
  6. The building is to be designed and constructed so that drainage falls at a permissible grade to Council's sewer main.
- (b) notify those that made submissions of its decision; and
- (c) call a division.

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**SUMMARY:**

Council has received a Development Application lodged by Ross Clark Constructions, seeking consent to undertake the alterations to the Edinboro' Hotel on Lot 1 DP 219252, being 132 William Street, Bathurst.

**REPORT:**

## Introduction

### **The Site**

132 William Street (Lot 1, DP 219252) is located opposite the Bathurst Memorial Entertainment Centre on William Street.

The site currently contains the two-storey pub, The Edinboro' Hotel, which is within Bathurst's Heritage Conservation Area. The Edinboro' is not a heritage item however is adjacent to heritage item Lamplighter's Restaurant.

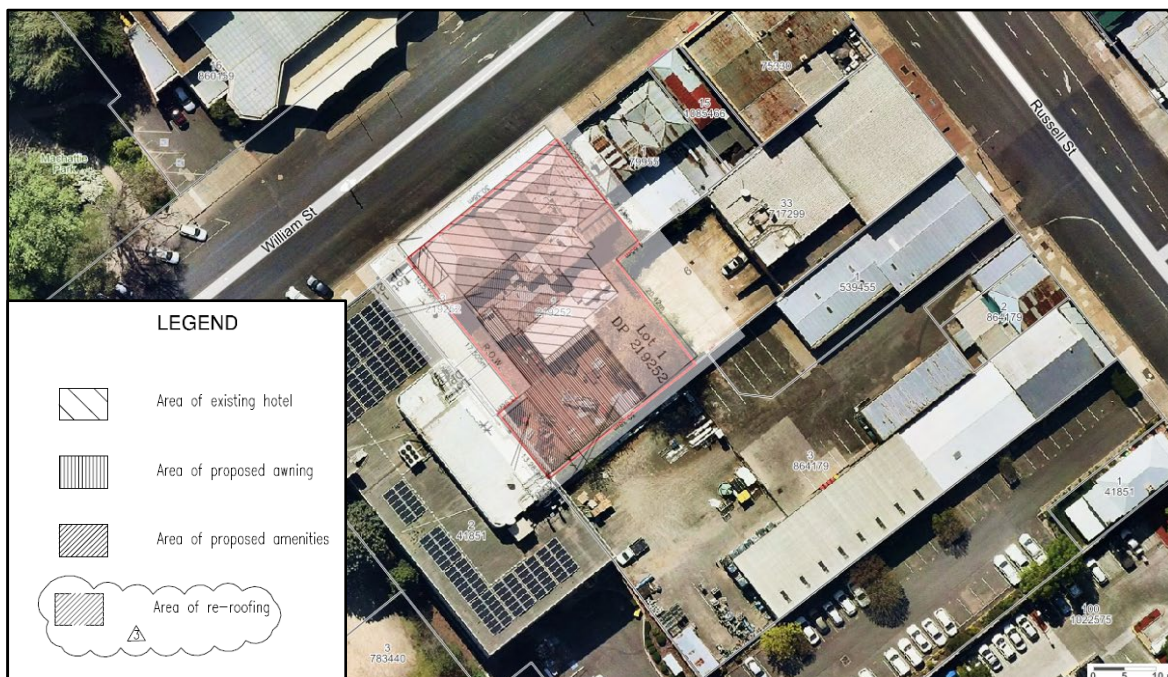
A narrow right of way passage gives vehicular access to the rear of the site, which is shared by adjacent site 138 William Street (Lot D DP 161831). The passage goes under the first floor of the building.

The rear section of the Hotel was historically used as a beer garden. A large tree London Plane located is currently located in the beer garden area.

The rear area of the Hotel is paved and there is no clear delineation between the beer garden and areas historically used for occasional parking, storage of bins etc.

The site is approximately 1233m<sup>2</sup>.

An aerial map of the land and surrounding area is available in **attachment 1**.



**Figure 1** – Site Plan overlaid on Aerial Map – Lot 1 DP 219252.

### **Proposed development**

The Development Application seeks to:

- erect an awning over part of the existing rear beer garden outdoor area
- erect an amenities building with bathroom facilities and storage room

- undertake internal alterations to the Hotel to enable the rear of the property to be accessible for persons with a disability
- provision of upgraded toilet facilities for persons with a disability
- provide a new wall at the edge of the existing right of carriageway to more clearly delineate this area.
- The existing mature growth London Plane tree will remain on site while the Robinia shrub at the rear of the site is to be removed.

No provision for off-street car parking is proposed.

Proposed plans for the development are provided at **attachment 2**.

Note that during assessment, amended plans were lodged to include:

1. Internal access through to the rear of the property in order for it to be accessible.
2. New internal accessible facilities.
3. A new wall to follow the boundary of the right of carriageway so as to reduce noise impacts and increase solar access for 138 William Street.
4. Reduction in the amount of area to be roofed to improve solar access to the adjoining property.

#### Summary of attachments

<b>Attachment No.</b>	<b>Description</b>
1	Aerial map of land and surrounding area
2	Plans of proposed development
3	Historic aerial imagery of the site
4	Public submissions received in relation to proposal
5	Applicant's written response to public submissions
6	Response to Applicant's response to submission
7	Hotel Liquor License for the Edinboro

The provision of off-street car parking to the site via the right of way passage shared with 138 William Street has historically been informal. Aerial imagery (**attachment 3**) suggests that parking at the rear of the site has not been used in a formal manner.

#### Planning context

##### **Bathurst Development Control Plan 2014**

##### **Zone**

The proposed development is permissible with consent in the B3 Commercial Core zone

The proposal is consistent with the objectives of the zone.

##### **Clause 5.10 – Heritage Conservation**

The land is in the Heritage Conservation Area but is not listed as an individual heritage item.

Clause 5.10(4) applies to the proposal and requires consideration of the effect on the heritage significance of the Heritage Conservation Area.

In this instance the works are located to the rear of the property and have little to nil impact on the streetscape. Whilst internal works are proposed to improve accessibility to and within the site they are minor and have little to no impact on the heritage significance of the building.

## **CLAUSE 5.20 STANDARDS THAT CANNOT BE USED TO REFUSE CONSENT – PLAYING AND PERFORMING MUSIC**

Clause 5.20 was recently added to the LEP by NSW Planning in response to Government’s push to increase the night time economy. The Clause introduces matters that cannot be used as grounds for refusal of a Development Application. This includes playing or performance of music at licensed premises such has pubs.

### **5.20 Standards that cannot be used to refuse consent—playing and performing music**

- (1) *The consent authority must not refuse consent to development in relation to licensed premises on the following grounds—*
  - (a) *the playing or performance of music, including the following—*
    - (i) *the genre of music played or performed, or*
    - (ii) *whether the music played or performed is live or amplified, or*
    - (iii) *whether the music played or performed is original music, or*
    - (iv) *the number of musicians or live entertainment acts playing or performing, or*
    - (v) *the type of instruments played,*
  - (b) *whether dancing occurs,*
  - (c) *the presence or use of a dance floor or another area ordinarily used for dancing,*
  - (d) *the direction in which a stage for players or performers faces,*
  - (e) *the decorations to be used, including, for example, mirror balls, or lighting used by players or performers.*
- (2) *The consent authority must not refuse consent to development in relation to licensed premises on the grounds of noise caused by the playing or performance of music, if the consent authority is satisfied the noise may be managed and minimised to an acceptable level.*
- (3) *In this clause—*  
**licensed premises** *has the same meaning as in the [Liquor Act 2007](#).*

### **Public Notification**

In accordance with the Community Participation Plan 2019 the Development Application was advertised and notified to adjoining property owners from 18 January 2021 to 2 February 2021. Following the advertising and notification period one submission was received from the adjoining owner (see submission at **attachment 4**).

The objections made against the proposed developments and the principle matters raised in the applicant’s response (**attachment 5**) to each point is as follows:

<b>#</b>	<b>Submission points</b>	<b>Applicant’s response</b>
1	The elevation or section plans submitted do not include any details of the proposed cantilevered awning. This is particularly concerning as it looks like it may abut our building. Its height against our building (which is unable to be determined from the plans) may contribute to the impacts upon the amenity of our building.	The awning over the ROW has been deleted and is no longer part of the proposal.

2	The proposal has the potential to impact on the amount of natural light to our property – with no details provided on the elevation/section plans it is not possible to determine the extent of the impact.	The awning over the ROW has been deleted and is no longer part of the proposal.
3	An assessment of fire separation needs to be undertaken to ensure that the proposed development meets the Building Code of Australia. With the proposed buildings essentially butting up on the boundaries of the site, we are very concerned about fire risk.	This is done at the Construction Certificate stage.
4	It is considered that the development application as submitted is deficient in detail to enable a proper assessment of the impact that the proposal may have on our property. As per the requirements of the Environmental Planning and Assessment Regulation 2000 (Schedule 1), the application must include a Statement of Environmental Effects (SOEE) that addresses the environmental impacts of the development and includes steps to be taken to protect the environment– such a document has not been submitted to our knowledge. The SOEE should have also clearly articulated how the proposed development is to be used and operated as part of the overall use of the hotel.	There is no change of use to the area so therefore a SOEE is not required.
5	No survey of the site appears to have been undertaken to assist in the preparation of the plans – there are estimated distances for the proposed buildings off the property boundaries as indicated on the submitted site plan. Accordingly, the plans are relying upon an old Deposited Plan and it appears that there has not been any investigation as to whether there are any building encroachments that may have an impact on the design of this new area.	A surveyor will be used to mark out the right of carriage way area during construction to ensure boundaries are not compromised.
6	We have a right of carriageway over the subject land that benefits our property – we are concerned regarding how the proposal will impact on this as there are no clear plans or statements relating to this area (especially the cantilevered awning).	The awning over the ROW has been deleted and is no longer part of the proposal. No works are being proposed on the right of carriageway area.
7	The proposal essentially adds a further 287m <sup>2</sup> of floor area to the Hotel, plus 59m <sup>2</sup> for the amenities building – this is a considerable expansion of licensed area. This new beer garden area takes the place on an area which has been used by licensees’ as onsite staff and patron carparking and loading/unloading area. With the loss of this parking and the associated new parking demand (1 space per 30m <sup>2</sup> of licensed floor area in the CBD), the potential impact on the surrounding area may be significant (there is already car parking pressure along William and Russell Streets).	The proposal adds NO floor area to the property. We the owners totally reject this claim and go so far as to label it as false. The area been used as a beer garden and for outdoor entertainment for approximately 20 years and is NOT NEW. Please see the attached photos of events hosted in the beer garden to confirm this. The Edinboro Hotel Facebook page is still active and details the history of the beer garden. The outdoor area was historically used to host large outdoor parties in the beer garden for the university student crowd. Historically there have been issues

		<p>such as people throwing beer bottles on the roof and block the downpipes. The area has NEVER been used a formal carpark it is not designed for it. There is minimal evidence to support this and overwhelming evidence that it is, and has been a beer garden for approximately 20 years.</p> <p>The proposal should be judged on its merits and any historical issues involving the previous owner or issues with parking associated with any current applications at the Oxford Hotel not influence or bias any decision of Council.</p> <p>This is a list of evidence supporting the area has been used as a beer garden for nearly 20 years.</p> <ul style="list-style-type: none"> <li>• It is common knowledge in recent years as the number of people who were at staged events in this beer garden area was upwards of 2000 people. This has been confirmed to me verbally by the NSW Police Force, Employees of the BRC and the author of the submission. It also confirms that the beer garden is not NEW area and therefore NOT increasing the license floor plan. It's been a part of the licensed premises.</li> <li>• Edinboro Hotel Facebook page documents the history of the beer garden and clearly shows its actual use that is clearly NOT carparking or new beer garden.</li> <li>• The lack of any evidence that there was any carparking in the beer garden.</li> <li>• Historical aerial photos showing picnic tables in the area dating back nearly 20 years.</li> <li>• There are many fire buckets in the beer garden area where outdoor entertainment with live music and video projection on to the wall of an adjoining building has occurred.</li> <li>• A Permanent DJ booth with signage saying it has been in place since 2004 showing that the area is used for live music NOT carparking photo attached.</li> <li>• Historical photos showing the DJ booth structure being in place in 2004.</li> <li>• The area is paved in light weight paving not suitable for carparking.</li> <li>• There is subsidence in the right of carriage way area showing the</li> </ul>
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		<p>surface is unsuitable for vehicle traffic.</p> <ul style="list-style-type: none"> <li>• The right of carriage way area is only 2.7 meters wide and therefore physically too narrow for delivery trucks. It is not physically possible to use for deliveries.</li> <li>• The entry gates to the right of way and the beer garden have been physically locked for at least 2 years and no carparking has occurred.</li> <li>• The bins for the property have always been collected on William street as the garbage trucks cannot access the beer garden due to how narrow the driveway is.</li> <li>• The area leading to the beer garden is called a right of Carriage way. One would think that the word Carriageway refers to horse, carts and carriages and predates motor vehicles. We as the owners would agree to horse and carts trafficking this area but it is not designed for cars to be parked.</li> <li>• We have recently confirmed the number of people allowed on the site with BRC. The new number of patrons is more than a 60% reduction from the 2000+ that have regularly been on the licensed premises in recent times. Therefore, the current levels of carparking needed will be lower than in the past.</li> <li>• With COVID restrictions still a very current issue the number of patrons currently allowed on the site is greatly reduced. Therefore, the current levels of carparking needed are much lower than in the past. There is no end date for COVID restrictions, so this may not change back to pre COVID numbers.</li> <li>• The property is very close in proximity to the Bathurst public transport system.</li> <li>• The property is also in close proximity to several taxi ranks.</li> </ul>
8	How will the proposal impact upon the large tree on the site and on the neighbouring property?	The tree is not in the proposed area of the awning and is not affected. There is no impact on the tree.
9	Noise impact is a big concern. Being such a large open area, there is a potential for a large gathering of people and associated music (including live bands) playing. How will noise be controlled in this instance to ensure that impacts	Refer to LEP Clause 5.20 applies in this case. The plans have been updated to reflect a wall between the two properties that will mitigate noise.

	are restricted to the subject land. Has Council requested an Acoustic Report for the proposed development? As stated previously, there is no SOEE provided to articulate the use of this area.	
10	What measures are proposed to ensure that drainage (roof and site water) and sewer disposal has been addressed for the proposed development (is there appropriate easements in place)?	This is done at the Construction Certificate stage and is not applicable at DA stage.
		<p><u>Additional comments:</u></p> <ol style="list-style-type: none"> <li>1. The supplying of overwhelming photographic evidence showing the use of the area as a beer garden for since 2004 and NOT Parking.</li> <li>2. The evidence also confirms there is no extension to licensed floor area as it has been used as a beer garden for years.</li> <li>3. The number of people at the premises was far greater than the totals agreed to with BRC recently therefore reducing the need for carparking and actually contributing to the reduction in the strain on carparking.</li> <li>4. The updating of the plans to reduce impact on the neighbours and the deletion of the counter levered awning over the right of carriageway.</li> </ol>

The author of the original submission has since written to Council (see **attachment 6**) providing advice that the issues have been satisfactorily addressed by the applicant and the amended plans.

#### Chapter 14 – Parking

Chapter 14.3 of the Bathurst Regional Development Control Plan 2014 provides the following development standards for car parking:

- a. *Consent will generally not be given to alter, enlarge, convert or increase the capacity of any existing buildings, to erect new buildings, or to use any land unless off-street car parking is provided in accordance with this section.*
- b. *With respect to extensions or alterations to existing buildings, the off-street car parking requirement will be calculated on the additional or altered floor space provided.*
- c. *All car parking spaces, ramps, aisles and driveways, shall be provided in accordance with the Guidelines issued by the Roads and Maritime Service.*
- d. *Council reserves the right to determine off-street car parking requirements for any development in the light of representations made to the Council by relevant traffic committees/authorities.*
- e. *Car parking required to be provided on-site in accordance with this Plan is to be freely available to the users of the building which it serves.*
- f. *Disability parking spaces, if required, are determined by the National Construction Code (see section D3.5) and are to be provided in accordance*



*with that Code.*

The table in Section 14.3 provides the minimum standard for the number of carparking spaces as follows:

Development type	Minimum standard outside CBD	Minimum standard within a neighbourhood centre (DCP Map No. 6)	Minimum standard inside CBD
Small bars Pubs Nightclubs Registered club Note: see also restaurant and cafes and hotel/motel accommodation where applicable	1 space per 10m <sup>2</sup> of licensed floor area.	1 space per 35m <sup>2</sup> of licensed floor area.	1 space per 30m <sup>2</sup> of licensed floor area.

For the purposes of assessment, the applicable standard for pubs in the CBD is 1 car parking space per 30m<sup>2</sup> of licensed floor area.

#### *The proposal*

Applying the DCP provisions to the current application, the focus is therefore on the existing licensed floor area and the “additional or altered floor space provided” (Chapter 14.3b).

In this particular case the proposal involves internal works, a new amenities block and a roof over an existing beer garden used by patrons. On this basis the proposal does not result in additional or altered floor space.

In terms of the historical usage of the rear part the hotel there is certainly some anecdotal evidence that part of this area was used for parking of vehicles although not necessarily in a formal sense (i.e. there is no clearly defined carpark constructed) and it appears to be intermittent. Equally there is clear evidence in the photos provided in the applicant’s response as to the usage of the rear beer garden by large gatherings inclusive of this area.

It is also noted that the existing licensed floor area of the Edinboro hotel will not be altered given that the whole site is currently licensed (see **attachment 7**).

Given the above, it is recommended that no provision need be made for off-street car parking spaces nor does the proposal result in the loss of existing parking spaces. On this basis the requirements for Section 94 contributions are not engaged.

#### **CONCLUSION:**

Council has received a Development Application for alterations to the Edinboro Hotel. The application was subject to public consultation with one submission received. The concerns raised have largely been addressed by provision of amended plans. In terms of the issue of parking the proposal does not result in additional floor space over and above what was historically used as part of the licensed premise. In this regard the requirement for additional parking or contributions towards lost parking are not engaged.

## **FINANCIAL IMPLICATIONS:**

Nil at this stage.

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

### **Objective 4: Enabling sustainable growth.**

- Strategy 4.1 Facilitate development in the region that considers the current and future needs of our community.
- Strategy 4.4 Provide parking to meet the needs of the City.
- Strategy 4.6 Plan for, assess and regulate development activity.

### **Objective 6: Community leadership and collaboration.**

- Strategy 6.4 Meet legislative and compliance requirements.

## **COMMUNITY ENGAGEMENT:**

02 **Consult** - to obtain public feedback on alternatives and/or decisions

## **ATTACHMENTS:**

1. Aerial map [9.1.4.1 - 1 page]
2. Plans of proposed development [9.1.4.2 - 9 pages]
3. Historic aerial imagery of the site [9.1.4.3 - 5 pages]
4. Public submissions received in relation to proposal [9.1.4.4 - 3 pages]
5. Applicant's written response to public submissions [9.1.4.5 - 11 pages]
6. Response to Applicant's response to submission [9.1.4.6 - 2 pages]
7. Hotel Liquor License for the Edinboro [9.1.4.7 - 1 page]

## **MINUTE**

### **RESOLUTION NUMBER: ORD2021-65**

**MOVED: Cr W Aubin SECONDED: Cr I North**

### **RESOLVED:**

That Council:

- (a) as the consent authority, grant consent pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2020/515, subject to conditions able to be imposed pursuant to Section 4.17 of the Environmental Planning and Assessment Act 1979, as amended, including but not limited to the following:
  1. The external materials to be used in the proposed development are to match those used on the existing building.

2. The cladding on the walls and roof of the proposed awning and amenities building is to be of traditional corrugated profile.
3. The development is to be conducted in a manner that will not interfere with the amenity of the locality by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit, oil, by causing interference to television or radio reception or otherwise.
4. All exterior lighting associated with the development shall be designed and installed so that no obtrusive light will be cast onto any adjoining property or in an upward manner.
5. All works are to be designed and constructed, including stormwater drainage if necessary, so that at no time will any ponding of stormwater occur on adjoining land as a result of this development.
6. The building is to be designed and constructed so that drainage falls at a permissible grade to Council's sewer main.

(b) notify those that made submissions of its decision; and

(c) call a division.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr A Christian, Cr J Fry, Cr G Hanger, Cr J Jennings, Cr M Morse , Cr I North, Cr J Rudge

Against the Motion - nil

Absent - nil

Abstain - Nil

## 9.1.5 DRAFT PLANNING AGREEMENTS POLICY

**File No: 11.00049**

### **RECOMMENDATION:**

That Council:

- (a) place the Planning Agreements Policy on public exhibition for 28 days, and
  - (b) adopt the Planning Agreements Policy and update the Environmental Planning and Building Services Policy Manual, if no submissions are received.
  - (c) receive a further report if any submissions are received during the exhibition period.
- 

### **REPORT:**

The NSW Department of Planning, Industry and Environment (DPIE) released a Planning Agreements Practice Note in February 2021 which provides guidance around when it is appropriate to use planning agreements as well as the procedures for negotiating, entering and administering planning agreements.

A planning agreement is a voluntary agreement between a developer and Council, made in conjunction with a planning proposal or development application, where the developer is required to dedicate land free of cost, make monetary contributions, or provide any other material public benefit, to be used for or applied toward a public purpose.

A public purpose includes the provision of facilities such as:

- a community facility
- affordable housing
- transport or other infrastructure relating to the development
- the funding of recurrent expenditure relating to the provision of community facilities, affordable housing or transport or other infrastructure
- the monitoring of the planning impacts of development, and
- the conservation or enhancement of the natural environment.

Planning agreements are entered into in relation to a development application or an amendment to the Local Environmental Plan (Planning Proposal).

The draft Policy (**attachment 1**) proposes to adopt the DPIE Practice Note (**attachment 2**) as the process for Council to negotiate, enter and administer planning agreements.

The draft Policy will be placed on public exhibition for a period of 28 days, and following the exhibition period it is recommended that Council either:

- a) adopt the Planning Agreements Policy and update the Environmental Planning and Building Services Policy Manual, if no submissions are received; or
- b) receive a further report if any submissions are received during the exhibition period.

## **CONCLUSION:**

The NSW Department of Planning, Industry and Environment released a Planning Agreements Practice Note in February 2021 which provides guidance around when it is appropriate to use planning agreements as well as the procedures for negotiating, entering and administering planning agreements.

The Draft Planning Agreements Policy will be placed on public exhibition for a period of 28 days.

## **FINANCIAL IMPLICATIONS:**

Nil

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

### **Objective 4: Enabling sustainable growth.**

Strategy 4.1 Facilitate development in the region that considers the current and future needs of our community.

Strategy 4.6 Plan for, assess and regulate development activity.

### **Objective 6: Community leadership and collaboration.**

Strategy 6.1 Communicate and engage with the community, government and business groups on important matters affecting the Bathurst region.

Strategy 6.4 Meet legislative and compliance requirements.

## **COMMUNITY ENGAGEMENT:**

02 **Consult** - to obtain public feedback on alternatives and/or decisions

## **ATTACHMENTS:**

1. Draft Planning Agreements Policy [9.1.5.1 - 2 pages]
2. DPIE Practice Note [9.1.5.2 - 21 pages]

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-66**

**MOVED: Cr I North SECONDED: Cr A Christian**

## **RESOLVED:**

That Council:

- (a) place the Planning Agreements Policy on public exhibition for 28 days, and
- (b) adopt the Planning Agreements Policy and update the Environmental Planning and Building Services Policy Manual, if no submissions are received.

- (c) receive a further report if any submissions are received during the exhibition period.

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-66**

**MOVED: Cr I North SECONDED: Cr A Christian**

### **RESOLVED:**

That Council:

- (a) place the Planning Agreements Policy on public exhibition for 28 days, and
- (b) adopt the Planning Agreements Policy and update the Environmental Planning and Building Services Policy Manual, if no submissions are received.
- (c) receive a further report if any submissions are received during the exhibition period.

# **DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT**

The following reports are presented for Council's consideration.

Yours faithfully

A handwritten signature in black ink, appearing to read 'A Jones', written over a large, light-colored oval shape.

A Jones  
**DIRECTOR  
CORPORATE SERVICES AND FINANCE**

## 9.2.1

## STATEMENT OF INVESTMENTS

**File No: 16.00001**

### RECOMMENDATION:

That the information be noted.

### REPORT:

\$82,580,00 was invested at 28 February 2021 in accordance with Council's investment policies, the Minister's Investment Order dated 12 January 2011, the Local Government Act 1993 and associated regulations. All investments have been reconciled with Council's general ledger and are listed below:

	<u>Rating</u>	<u>Balance</u>	<u>Average Return</u>
<b><u>Short Term 1 – 365 Days</u></b> (comprising Commercial Bills, Term Deposits, Debentures and Certificates of Deposits):			
National Australia Bank Limited	A-1+	\$21,500,000.00	0.80%
CBA	A-1+	\$3,000,000.00	0.57%
CBA Green Deposit	A-1+	\$1,500,000.00	0.45%
AMP	A2	\$3,000,000.00	1.04%
Bank of Queensland Limited	A2	\$14,000,000.00	0.83%
Auswide Bank	A2	\$6,000,000.00	1.12%
Members Equity Bank	A2	\$3,000,000.00	1.03%
Maritime, Mining & Power Credit Union Ltd	ADI	<u>\$7,500,000.00</u>	<u>0.98%</u>
		<b>\$59,500,000.00</b>	<b>0.87%</b>
<b><u>Long Term &gt; 365 Days</u></b> (comprising Commercial Bills, Term Deposits, Debentures and Bonds):			
<b><u>Floating Rate Term Deposits</u></b>			
CBA Deposit Plus 2	AA-	\$1,500,000.00	1.10%
Westpac Coupon	AA-	\$3,000,000.00	1.27%



Select 1			
Westpac Coupon	AA-	\$1,500,000.00	1.02%
Select 2			
Westpac Green	AA-	\$1,500,000.00	0.87%
Tailored Deposit			
Maritime Mining & Power Credit Union Ltd	ADI	<u>\$1,230,000.00</u>	<u>0.30%</u>
-	-	<b>\$8,730,000.00</b>	<b>0.99%</b>
<b><u>Floating Rate</u></b>			
<b><u>Notes</u></b>			
CBA Climate Bond	AA-	\$1,000,000.00	0.93%
Commonwealth	AA-	\$500,000.00	0.94%
Bank of Australia 2			
National Australia Bank	AA-	\$700,000.00	0.93%
HSBC Sydney	AA-	\$1,500,000.00	0.85%
Rabobank	A+	\$1,000,000.00	1.52%
Macquarie Bank	A+	\$1,000,000.00	0.76%
Macquarie Bank	A+	\$1,500,000.00	0.50%
USB AG Australian	A+	\$650,000.00	0.88%
Suncorp Metway Ltd	A+	\$500,000.00	0.46%
Sumitomo Mitsui Banking Corp	A	\$1,000,000.00	1.17%
Bendigo & Adelaide Ltd	BBB+	\$900,000.00	0.54%
AMP	BBB	\$1,000,000.00	1.06%
AMP	BBB	\$1,000,000.00	1.36%
AMP	BBB	\$1,100,000.00	1.10%
Newcastle Permanent 3	BBB	\$1,000,000.00	1.66%
		<b>\$14,350,000.00</b>	<b>0.98%</b>
<b>Total Investments</b>		<b><u>\$82,580,000.00</u></b>	<b><u>0.90%</u></b>
<b><i>These funds were held as follows:</i></b>			
Reserves Total (includes unexpended loan funds)		\$36,924,417.00	
Grants held for specific purposes		\$1,611,000.00	
Section 7.11 Funds held for specific purposes		\$44,044,583.00	
Unrestricted Investments		\$0	
<b>Total Investments</b>		<b><u>\$82,580,000.00</u></b>	
<b>Total Interest</b>		<b><u>\$485,243.51</u></b>	<b><u>0.90%</u></b>

**Revenue to 28**  
**February 2021**

**A Jones**  
**Responsible Accounting Officer**

**FINANCIAL IMPLICATIONS:**

N/A

**BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 6: Community leadership and collaboration.**

Strategy 6.4 Meet legislative and compliance requirements.

**COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

**ATTACHMENTS:**

1. Benchmarks [9.2.1.1 - 2 pages]

**MINUTE**

**RESOLUTION NUMBER: ORD2021-67**

**MOVED: Cr M Morse SECONDED: Cr G Hanger**

**RESOLVED:**

That the information be noted.

## 9.2.2

### MONTHLY REVIEW - 2020/2024 DELIVERY PLAN AND OPERATIONAL PLAN 2020/2021

**File No:** 16.00167

#### RECOMMENDATION:

That the information be noted.

---

#### REPORT:

Bathurst Regional Council has in place the Bathurst 2040 Community Strategic Plan which aims to inform the community about the major directions and programs Council is undertaking in shaping the future of the Bathurst Region. These directions are summarised as objectives and strategies in the Community Strategic Plan which was adopted by Council on 16 May 2018. The Plan is available for viewing at the council offices at 158 Russell Street or can be downloaded from the Public Documents section of Council's website, [www.bathurst.nsw.gov.au/council/general-information/public-documents](http://www.bathurst.nsw.gov.au/council/general-information/public-documents). A listing of the Objectives and Strategies from the Bathurst 2040 Community Strategic Plan can be found within the Plan commencing from page 22.

At **attachment 1** is an update of Council's progress towards achieving the Strategies and Objectives for the 2020-2024 Delivery Plan and the Annual Operational Plan 2020-2021. The Local Government (General) Regulation 2005 has been amended by inserting clause 413A to make it the duty of the General Manager to give timely information to Councillors about any fines or penalty notices from agencies such as the Australian Taxation Office, the Roads and Maritime Services or the Environment Protection Authority, or where a court or tribunal makes a costs order against a council.

Fines or penalty notices this month - Refer to **attachment 1**.

#### FINANCIAL IMPLICATIONS:

Nil

#### BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:

**Objective 6: Community leadership and collaboration.**

Strategy 6.4 Meet legislative and compliance requirements.

#### COMMUNITY ENGAGEMENT:

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

#### ATTACHMENTS:

1. OP Feb 2021 [9.2.2.1 - 55 pages]

#### MINUTE

**RESOLUTION NUMBER: ORD2021-68**

**MOVED: Cr W Aubin SECONDED: Cr A Christian**

**RESOLVED:**

That the information be noted.

## **9.2.3 SUNDRY SECTION 356 DONATIONS, BATHURST MEMORIAL ENTERTAINMENT CENTRE COMMUNITY USE SUBSIDY AND MOUNT PANORAMA FEE SUBSIDY**

**File No: 18.00004**

### **RECOMMENDATION:**

That the information be noted and any additional expenditure be voted.

---

### **REPORT:**

At **attachment 1** is a list of Sundry Section 356 Donations, Bathurst Memorial Entertainment Centre Community Use Subsidies and Mount Panorama Fee Subsidies granted by Council for the period ending 28 February 2021 including a report on annual Rental Subsidies granted by Council.

### **FINANCIAL IMPLICATIONS:**

Council's Sundry Section 356 Donations and Bathurst Memorial Entertainment Centre Community Use Subsidies and Mount Panorama Fee Subsidies are included in the current budget, which currently have a balance as follows:

Section 356:	\$ 12,016.69**
BMEC Community use:	\$ 1,433.72
Mount Panorama:	\$ 14,278.27

\*\* The above amount includes donations already committed but not yet paid. After allowing for the committed donations the remaining balance is nil.

### **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 5: Community health, safety and well being.**

Strategy 5.3 Help build resilient, inclusive communities.

**Objective 6: Community leadership and collaboration.**

Strategy 6.5 Be open and fair in our decisions and our dealings with people.

### **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

### **ATTACHMENTS:**

1. 356 Council Report February 2021 [**9.2.3.1** - 2 pages]

### **MINUTE**

**RESOLUTION NUMBER: ORD2021-69**

**MOVED: Cr J Rudge SECONDED: Cr J Fry**

**RESOLVED:**

That the information be noted and any additional expenditure be voted.

## 9.2.4 POWER OF ATTORNEY

**File No:** 11.00007

### **RECOMMENDATION:**

That the information be noted.

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### **REPORT:**

That the General Manager's action in affixing the Power of Attorney to the following be noted.

- E Reece – 5 Bolton Street – Lot 60 DP 1253021 – Sales Contract
- U & A Mahmood – 55 Sunbright Road – Lot 61 DP 1253021 – Sales Contract
- Nisha Body - Shop 1, 38 William Street – Lot 19 DP 1084053 - Lease
- JW Choi & S Park - 18 Sunbright Road – Lot 148 DP 1263887 – Sales Contract
- AG & FA Mitton – Durham Street – Part Lot 10 DP 1157553, Part Lot 100 DP 1255393, Part Lot 7006 DP 1057675 - Lease
- Culter Constructions P/L - 7 Driscoll Close – Lot 103 DP 1253021 – Sales Contract
- D Rankine and C Grimmett – 162 Mountain Straight - Lease

#### General Items

- National Australia Bank – Loan Agreement

#### Linen Plan Release

- Nil

### **FINANCIAL IMPLICATIONS:**

Nil

### **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 4: Enabling sustainable growth.**

Strategy 4.6 Plan for, assess and regulate development activity.

### **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

### **ATTACHMENTS:**

Nil

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**MINUTE**

**RESOLUTION NUMBER: ORD2021-70**

**MOVED: Cr I North SECONDED: Cr W Aubin**

**RESOLVED:**

That the information be noted.



## **9.2.5 GARAGE SALE 2020**

**File No: 23.00144**

### **RECOMMENDATION:**

That the report on the 2020 Garage Sale Trail be noted.

---

### **REPORT:**

The Garage Sale Trail replaced the existing Mount Panorama Garage Sale in November 2020. Due to its success in reducing waste, resources and increased event activity, this format will be utilised for the future of the Garage Sale.

Instead of one centralised sale location at Mount Panorama, the Garage sale event was held at individual homes across Bathurst which benefited sellers, buyers and allowed the event to proceed under tight COVID-19 restrictions. The event had 109 garage sales with 2,700 residents involved saving 15 tonnes of waste from landfill and generated \$16,000 in direct benefit.

Council partnered with the national program Garage Sale Trail which gave the event more media exposure and a simpler event format making it easier for residents to participate.

Key points:

- Garage Sale Trail is based on circular economy principles. It works to extend the life of goods, reducing the volume of items in hard waste collections and avoiding usable items ending up in landfill.
- The campaign included three online waste education workshops exclusively for residents.
- 81% of participants stated they were more likely to reduce waste at home following their involvement, with a further third of participants stating they are now more likely to buy secondhand over new.
- 91% of sellers and 100% of shoppers stated that they would like to get involved again and more than 85% supported Council's involvement in the program.
- "Good evening you wonderful people who have done a magnificent job in creating this event. From my point of view no faults can be awarded. I wish to expressly thank Bathurst Regional Council and especially to Hannah & Alison who visited us over the two days and provided good communication and they were a pleasure to interact with." - Bathurst participant 2020

Due to the overwhelming success of the 2020 Garage Sale Trail, this format will be applied for future events.

## **FINANCIAL IMPLICATIONS:**

Nil

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 3: Environmental stewardship.**

Strategy 3.3 Minimise the City's environmental footprint, live more sustainably and use resources more wisely.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

Nil

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-71**

**MOVED: Cr J Jennings SECONDED: Cr J Rudge**

## **RESOLVED:**

That the report on the 2020 Garage Sale Trail be noted.

## 9.2.8 REQUEST FOR LOAN - EGLINTON DISTRICT TENNIS CLUB INC.

**File No:** 18.00339

### RECOMMENDATION:

That Council approve the provision of a \$50,000 loan to the Eglinton District Tennis Club Inc. for their Clubhouse project, repaid over a 10-year period at an interest rate of 2.82% per annum.

---

### REPORT:

Council has received a request from the Eglinton District Tennis Club Inc. (the Club) for a \$50,000 loan from Council to assist with the construction of a new clubhouse. A copy of their request is provided at [attachment 1](#).

The Club have obtained development consent, however, through the construction certificate process, the need for accessible toilet facilities was established, which were not included in the State Government grant, hence the request for a loan.

In accordance with Council's Policy – "Donations-Section 356", Council may lend money to a sporting club, which is not conducted for private profit, which has its purpose as the provision of sporting and recreational services and facilities.

The Policy prescribes that the loan shall be used for the purpose of:

- "(a) Constructing or improving facilities for use in connection with activities of the organisation or club; or*
- (b) for the erection or improvement of buildings associated with or incidental to those facilities, on lands which are ... under the care, control and management of the Council ...."*

In accordance with this Policy, the Club have been requested to provide details of their financial position, together with a copy of their Articles of Association or Constitution. Copies of these will be made available to Councillors under separate confidential cover.

Council's Policy also establishes the interest rate as being equivalent to Council's current borrowing rate plus 1% which equates to 2.82% per annum.

It is further noted that the Club are seeking Council to contribute \$40,000 towards the repayment of the loan in two to three years' time. Council is unable to make a commitment to this at this time, however the Club will be encouraged to make a Section 356 Donations application as part of Council's annual application process at the appropriate time.

The Club have also requested that Council give consideration to construction of a footpath from Park Street to the pedestrian access path that comes from Halsted Street.

Council staff have noted this request and will include it for consideration when developing next year's budget.

Accordingly, it is recommended that Council approve the provision of a \$50,000 loan to the Eglinton District Tennis Club Inc. for their Clubhouse project, repaid over a 10-year period at an interest rate of 2.82% per annum.

## **FINANCIAL IMPLICATIONS:**

Council will receive \$7,730.20 in interest revenue over the duration of the loan.

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 2: A smart and vibrant economy.**

Strategy 2.1 Support local business and industry.

**Objective 4: Enabling sustainable growth.**

Strategy 4.1 Facilitate development in the region that considers the current and future needs of our community.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

1. Letter Eglinton District Tennis Club [9.2.8.1 - 2 pages]

## **MINUTE**

**Manager Corporate Governance, Brian Dwyer declared a non-pecuniary interest in this item and left the room.**

**Reason: A member of the Eglinton District Tennis Club Inc.**

**RESOLUTION NUMBER: ORD2021-72**

**MOVED: Cr I North SECONDED: Cr G Hanger**

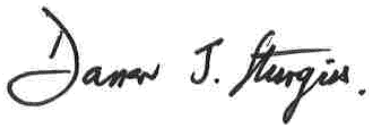
## **RESOLVED:**

That Council approve the provision of a \$50,000 loan to the Eglinton District Tennis Club Inc. for their Clubhouse project, repaid over a 10-year period at an interest rate of 2.82% per annum.

# **DIRECTOR ENGINEERING SERVICE'S REPORT**

The following reports are presented for Council's consideration.

Yours faithfully

A handwritten signature in black ink that reads "Darren J. Sturgiss". The signature is written in a cursive style with a large initial 'D' and a period at the end.

Darren Sturgiss  
**DIRECTOR  
ENGINEERING SERVICES**

**9.3.1 PROPOSED ROAD CLOSURE AND TRANSFER TO ADJOINING LANDOWNER - ARDSLEY LANE, LAFFING WATERS**

**File No: 25.00179**

**RECOMMENDATION:**

That Council :

- (a) approve the closure of Ardsley Lane located between Sofala Road and Limekilns Road, Laffing Waters.
  - (b) following closure, sell the land to the adjoining landowner for consolidation into their land holding.
- 

**REPORT:**

Council has received an application from the owners of 'Ardsley', 62 Ardsley Lane, Laffing Waters (the applicants) to purchase the Council public road known as Ardsley Lane that traverses their property.

Investigation by Council officers has revealed that Ardsley Lane has not been used by the general public for several years and is not of any strategic benefit to Council. A map of the locality with Ardsley Lane highlighted is provided in **attachment 1**.

Should Council resolve to approve the road closure and provided there are no objections from notifiable authorities or submissions from the general public that Council considers as reasonable grounds for not closing the road, steps will be taken to formally close the road.

It is proposed that Council enter into an agreement with the applicants whereby following closure, the land be purchased at market value before being consolidated into their land holding. It will be stipulated in the agreement that all associated costs, including valuation, survey and legal costs will be paid by the applicants.

It is therefore recommended that Council:

- (a) approve the closure of Ardsley Lane located between Sofala Road and Limekilns Road, Laffing Waters.
- (b) following closure, sell the land to the adjoining landowner for consolidation into their land holding.

**FINANCIAL IMPLICATIONS:**

Nil. All costs are to be met by the applicants. Proceeds from the sale of the land may be used for acquiring land for public roads or carrying out road work on public roads.

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 2: A smart and vibrant economy.**

Strategy 2.1 Support local business and industry.

**Objective 4: Enabling sustainable growth.**

Strategy 4.3 Ensure services, facilities and infrastructure meet the changing needs of our region.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

1. Council Report Attachment 1 [9.3.1.1 - 1 page]

**The following MOTION was MOVED**

### **MINUTE**

**RESOLUTION NUMBER: ORD2021-73**

**MOVED: Cr J Fry SECONDED: Cr J Jennings**

### **RESOLVED:**

That:

- (a) Council not approve the closure of Ardsley Lane located between Sofala Road and Limekilns Road.
- (b) Advise the applicant of Council's decision.

**On being PUT to the VOTE the MOTION was LOST**

**The following MOTION was then MOVED**

### **MINUTE**

**RESOLUTION NUMBER: ORD2021-88**

**MOVED: Cr I North SECONDED: Cr J Rudge**

**RESOLVED:**

That Council:

- a. Approve the closure of Ardsley Lane located between Sofala Road and Limekilns Road, Laffing Waters.
- b. Following closure, sell the land to the adjoining landowner for consolidation into their land holding.



### **9.3.2 RELEASE OF EASEMENT FOR WATER SUPPLY 3 WIDE - LOT 206 IN DP1249293**

**File No: 22.17442**

#### **RECOMMENDATION:**

That Council authorise the General Manager to sign documentation that releases the Easement for Water Supply 3 Wide burdening Lot 206 in DP1249293, 23 Newlands Crescent, Kelso.

---

#### **REPORT:**

Council has received a request from the owner of Lot 206 in DP1249293, 23 Newlands Crescent, Kelso to release the 'Easement for Water Supply 3 Wide (Vide DP1242806)' that burdens the eastern boundary of his property.

A copy of DP1249293 with the easement highlighted is provided in **attachment 1**.

The easement was originally created to protect a pipeline originating from Winburndale Dam. It has been confirmed that the pipeline has been removed from Lot 206 following recent development of a neighbouring site and there is no requirement to install another pipeline in the future.

It is therefore recommended that Council authorise the General Manager to sign documentation that releases the Easement for Water Supply 3 Wide burdening Lot 206 in DP1249293, 23 Newlands Crescent, Kelso.

All costs associated with the release are to be borne by the landowner.

#### **FINANCIAL IMPLICATIONS:**

Nil

#### **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 4: Enabling sustainable growth.**

Strategy 4.1 Facilitate development in the region that considers the current and future needs of our community.

#### **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

1. Council report Attachment 1 [9.3.2.1 - 1 page]

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-74**

**MOVED: Cr J Rudge SECONDED: Cr G Hanger**

## **RESOLVED:**

That Council authorise the General Manager to sign documentation that releases the Easement for Water Supply 3 Wide burdening Lot 206 in DP1249293, 23 Newlands Crescent, Kelso.

### **9.3.3 WATER SECURITY UPDATE**

**File No: 32.00017**

#### **RECOMMENDATION:**

That the information be noted.

---

#### **REPORT:**

The previous report to Council regarding water security was at Council's ordinary meeting of 3 February 2021. A compilation of the various water security related Council reports is available from: <https://www.bathurst.nsw.gov.au/water-restrictions-council.html#article-id-3338>

Current storage in Chifley Dam, Council's main water supply storage is 99.5% as at 23 February 2021. At this time last year storage was approximately 30.4%.

#### Short Term Water Supply Improvements

The total funding received from the NSW State Government for critical water projects is \$22M including \$2M for design and investigation, and \$20M for capital works.

Council has submitted an application for the stormwater harvesting project and has been invited by Department of Planning, Industry and Environment to brief relevant staff about the project. Whilst the application is under review by the department, tender documentation will be finalised and called for the construction of the project. The construction period is estimated at 32 weeks (8 months)

The Water Harvesting Project provides a reasonable boost in supply of approximately 1,500ML/a, which compares to a non-drought year usage of around 6,600ML/a, and a drought year usage of 5,300ML/a. That is, in drought times, the water harvesting project first stage could provide 28% of the city's yearly water demand and extend the life of the remaining supply in Chifley Dam.

Discussions between Council and the Natural Resource Access Regulator continue regarding the simplification of the current Winburndale Dam environmental release conditions. The consultation process with landowners downstream of Winburndale Dam has now concluded and is included in the submission which has also been completed and lodged with NRAR. Council's request is to vary the licence to have set flows for each season that in total are approximately the same as the licences in place for the first 70 years of the dam's life and provide for outcomes that include a satisfactory secure yield. The NRAR approach to interpreting the existing licence conditions results in a very low and unsatisfactory secure yield, and this has led to the ongoing discussions. The application is not publicly available; however, it is extensive and NRAR will require some time to consider Council's requests. The outcome and documentation will likely be publicly available following consideration by NRAR and discussion with Council.

#### Work Completed to Date

Council has engaged a contractor to carry out strengthening works to Winburndale Dam. The cost of this project is approximately \$13.3M, with \$2.225M provided by the NSW Government's Safe and Secure Water Program. Work on this project is well advanced, with approximately \$8.0M expended to date. Works have been focused on the downstream toe of the wall to ensure it cannot move or be eroded when the dam spills, and the pipeline connection building for the Bathurst raw water supply is currently being constructed. Next the contractor will move onto the top of the dam crest in preparation to drill, install and post-tension 25 ground anchors that will run vertically through the dam wall and be secured into solid rock below the dam. Work is currently expected to be completed in December 2021.

Council had had two time-lapse cameras installed to record work as the project progresses, and the latest update of just under 3 minutes long is available from:

[https://player.vimeo.com/external/498239075.hd.mp4?s=aa3dffc7c46037c068888223dfabb71c0d7c8316&profile\\_id=175](https://player.vimeo.com/external/498239075.hd.mp4?s=aa3dffc7c46037c068888223dfabb71c0d7c8316&profile_id=175)

Councillors would also be aware of the \$2M provided by the State Government to investigate short term water supply needs, including: -

- (a) Stormwater harvesting
- (b) Winburndale pipeline improvement works
- (c) Groundwater / bore investigation

More detailed progress of work is shown as below:-

<b>WATER INFRASTRUCTURE PROJECTS – PROGRESS</b>	
<b>Project</b>	<b>Status</b>
<b>Project Legal Framework</b>	
Legal assessment of suitability of Water Supply (Critical Needs) Act 2019.	Completed
Listing of Water Harvesting project on Water Supply (Critical Needs) Act 2019	Completed
Listing of Winburndale Dam pipeline augmentation project on Water Supply (Critical Needs) Act 2019	Underway. Finalisation of Environmental assessment required as part of submission
Legal Assessment of procurement process, subsequently resolved Ordinary Council Meeting, 11 December 2019.	Completed
<b>Water Harvesting</b>	
Preliminary Yield Analysis	Complete
Detailed Yield Analysis	Complete
Project management framework including legal advice for preparation of GC21 Design and Construct Contract	Complete
<b>Option 1 Route Analysis – Through Levee</b>	
Survey	Complete
Design	Complete
Costing	Complete

Geotechnical Investigation	Complete
<u>Environmental Assessment</u>	Complete
<b><u>Option 2 Route Analysis - Through public road network</u></b>	
Survey / Design	Complete
Geotechnical Investigation	Complete
Aboriginal Cultural Heritage Assessment	Complete
European Cultural Assessment	Complete
Crown Road Licence Agreement for formalization of Easements	Complete
Permission from TfNSW for Great Western Highway underbore	Commenced
Permission from John Holland Rail for Great Western Railway underbore	Commenced
Environmental Assessment	Completed
Electrical Assessment	Commenced
<b><u>Option 3 Route Analysis – Underbore Macquarie River</u></b>	
Survey / Design	100% complete
Geotechnical Investigation	100% complete
Aboriginal Cultural Heritage Assessment	Completed
European Cultural Assessment	Completed
Permission from TfNSW for Great Western Highway, for trenching under bridge.	Commenced
Permission from John Holland Rail for Great Western Railway underbore	Commenced
Technical Assessment of route by Public Woks Advisory	Completed
Environmental Assessment	Completed
Costing	Preliminary costing completed.  Detailed costing completed
<b><u>Stormwater Ponds – Next to Proctor Park - Stage 1b</u></b>	
Design	Complete
Geotechnical Investigation	Complete
Aboriginal Cultural Heritage Assessment	Complete
Flood Impact Assessment	Substantially completed
Costing	On hold
<b><u>Winburndale Dam Pipeline Augmentation</u></b>	
Feasibility Assessment	Completed
Route Assessment	Completed
Pipeline Sizing	Completed
Electrical Needs Assessment	Completed
Legal opinion regarding existing easement access	Completed
Survey and Design	Commenced
Environmental Assessment	90% complete
Discussions with affected landowner along route	Commenced
Costing	To commence following design completion

<b><u>Winburndale Dam Water into Water Filtration Plan using existing pipeline</u></b>	
Water Chemistry Analysis	Completed
Compliance / Risk assessment with Australian Drinking Water Guidelines	Completed
Design for inlet works	Completed
Construction of inlet works	Completed
Commissioning / testing / monitoring of water quality	Completed
<b><u>Water Filtration Plant Mixing Lagoon</u></b> – To provide balance tank prior to inlet into Water Filtration Plant	
Water Quality / Risk Assessment	Completed
Survey and Design	Completed
Costing	Completed
<b><u>Irrigation Allocations</u></b>	
Discussions with Local Irrigators regarding Council's request to NSW State Government for Section 324 instrument to restrict allocations for 2019/2020 water year	Completed
Provision of detailed assessment to NSW State Government requesting irrigation restriction for 2019/2020 water year, to 20% allocation	Completed
Request to NSW Government requesting consideration of 0% allocation for irrigation allocation for 2020/2021 water year	Completed
State Government announcement that water allocation for local irrigators to be set at 20% for 2020/21 water year.	Completed.
Liaison with irrigators	Ongoing
Requests (3) for irrigation demand details from irrigators to enable optimal release planning from Chifley Dam	Ongoing
<b><u>Chifley Dam Environmental Release</u></b>	
Environmental Assessment for reduction in Environmental release submitted to NSW Government	Completed
Booroolong Frog Survey to Campbells River	Completed
Investigation for additional River Gauging (Level) Stations to Campbells and Fish River, to assist environmental monitoring	Commenced
Preparation of additional detail regarding environmental release conditions	Commenced
<b><u>Winburndale Dam Environmental Release</u></b>	
Application for reduction in Environmental release submitted to NSW Government	Completed
<b><u>Groundwater Assessment</u></b>	
Desktop investigation of groundwater sources	Completed
Seismic testing of most beneficial areas identified n desktop investigation	Completed
Collation of licenced bores within Bathurst LGA	Completed
Water quality testing of water sourced from sample of existing bores	Completed
Drilling of investigative boreholes	Completed

**FINANCIAL IMPLICATIONS:**

N/A

**BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 3: Environmental stewardship.**

Strategy 3.2 Protect the City's water supply.

**COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

**ATTACHMENTS:**

Nil

**MINUTE**

**RESOLUTION NUMBER: ORD2021-75**

**MOVED: Cr A Christian SECONDED: Cr M Morse**

**RESOLVED:**

That the information be noted.

### 9.3.4

## 2021 AWA AWARDS - CCP WATCH

**File No:** 21.00125

### **RECOMMENDATION:**

That the information be noted.

---

### **REPORT:**

As a supplier of drinking water, Council is required to have in place a Drinking Water Management System (DWMS). The DWMS is a quality assurance program for the safe supply of drinking water. At the heart of the DWMS are Critical Control Points (CCPs), which are key treatment steps that are essential in controlling water quality hazards.

Council uses a remote monitoring system to control water treatment processes, monitor CCPs, and collect water quality data. However, the large volumes of data available through the remote monitoring system create significant challenges for staff when undertaking reviews of the CCPs. Manual reviews of the data are complex and time consuming due to the number of variables requiring assessment.

To improve the CCP review process, in 2019 Council partnered with D2K Information Pty Ltd (a water quality monitoring and information specialist company) to develop an innovative digital water quality tool. The aim of this pilot partnership project, known as 'CCP Watch', was to create a way of extracting data from the water treatment online monitoring system and from that data generate information that can be used in a meaningful way.

D2K Information developed the digital tool in collaboration and with user feedback from Council's Water Team. The tool was designed to support Council staff in undertaking system reviews, risk management activities, and reporting requirements. The project has been successful and is currently in use, providing valuable information on the performance of Critical Control Points (CCPs). Weekly and monthly CCP reports are now generated through the CCP Watch platform and systematically reviewed by the Water Team.

As a result of this initiative, the Water Team is better able to monitor key treatment steps and undertake targeted continuous improvement activities. This has improved efficiencies and resulted in improved operational decision-making and reporting.

On 26 February 2021, CCP Watch (under the title 'A Water Quality Digital Revolution Partnership for Bathurst') was announced as the winner of the Australian Water Association (NSW) Award in the Infrastructure Project Innovation Award (Regional) category. This award recognises significant and innovative projects within the water industry that involve new or upgraded infrastructure and have delivered improved outcomes for the organisation, community and/or industry.

As a NSW Water Award winner, the project will be entered as a finalist in the Australian Water Association National Awards. Results will be announced on 4 May at the



Ozwater'21 water conference in Adelaide.

**FINANCIAL IMPLICATIONS:**

Nil

**BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 3: Environmental stewardship.**

Strategy 3.2 Protect the City's water supply.

**Objective 4: Enabling sustainable growth.**

Strategy 4.3 Ensure services, facilities and infrastructure meet the changing needs of our region.

**Objective 6: Community leadership and collaboration.**

Strategy 6.4 Meet legislative and compliance requirements.

**COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

**ATTACHMENTS:**

Nil

**MINUTE**

**RESOLUTION NUMBER: ORD2021-76**

**MOVED: Cr J Jennings SECONDED: Cr J Rudge**

**RESOLVED:**

That the information be noted.

# **DIRECTOR CULTURAL AND COMMUNITY SERVICE'S REPORT**

The following reports are presented for Council's consideration.

Yours faithfully



A Cattermole  
**DIRECTOR  
CULTURAL AND COMMUNITY SERVICE'S**

## 9.4.1                    **DISABILITY INCLUSION ACTION PLAN 2022–2026**

**File No:**                **09.00051**

### **RECOMMENDATION:**

That the information be noted.

---

### **REPORT:**

The NSW Disability Inclusion Act 2014 mandates that all NSW Councils have a Disability Inclusion Action Plan (DIAP).

The purpose of a DIAP is to outline strategies and actions Council will put in place over a four-year period to remove barriers and enable people with disability to participate equally in their community.

Bathurst Regional Council's inaugural DIAP was adopted on 21 June 2017 (DCCS Report #2). The DIAP was developed with four key focus areas aligning with the principles of the Disability Inclusion Act 2014. These focus areas are:

- Developing positive community attitudes and behaviors
- Supporting access to meaningful employment
- Creating livable communities
- Improving access to mainstream services through better systems

#### Summary of Actions

It is noted that a report has been provided to Council, since the adoption of the 2017-2021 DIAP, through Council's Annual Report, this report is also provided to the Disability Council as part of the Disability Inclusion Act requirements.

Key initiatives undertaken in the 2017-2021 DIAP to date include:

- New accessible toilets at Civic Centre, National Motor Racing Museum and Bathurst Rail Museum.
- Bathurst Library All Ability Lego Club
- Winter Festival Live Better Accessibility Day
- Implementation of new recruitment software which allows people with disability to specify what additional requirements they need
- Paid work opportunities to people with disability through the Winter Festival
- Work experience opportunities for students with disability at Bathurst Library
- Grants provided to local businesses through the Bathurst Access Improvement for Small Business grant scheme
- Hearing loop installed in Council Chamber
- Two charge stations for motorised wheelchairs and mobility scooters installed
- Provided advocacy for improvements to accessible taxi and bus services

- Participation of disability service providers in the Jobs Expo
- Training provided to Council staff regarding the DIAP at induction and ongoing training to create awareness of employment opportunities for people with disability
- Access and inclusion audits undertaken at selected Council facilities

The NSW Department of Communities and Justice require Councils to adopt a new DIAP every four years. As a result of COVID-19 a twelve-month extension has been offered to Councils, extending current DIAPs to June 2022. During this extension, Councils are required to continue delivering initiatives and actions within their inaugural DIAP.

#### New 2022-2026 DIAP Draft

A project plan has been drafted, which will see Bathurst Regional Council's 2022–2026 DIAP developed from July 2021 through until June 2022.

It is anticipated that public consultation will occur in September 2021 with a draft plan available for public exhibition in May 2022.

### **FINANCIAL IMPLICATIONS:**

There are no financial implications resulting from this report.

### **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

#### **Objective 4: Enabling sustainable growth.**

- Strategy 4.1 Facilitate development in the region that considers the current and future needs of our community.
- Strategy 4.2 Provide safe and efficient road, cycleway and pathway networks to improve accessibility.
- Strategy 4.3 Ensure services, facilities and infrastructure meet the changing needs of our region.

#### **Objective 5: Community health, safety and well being.**

- Strategy 5.1 Provide opportunities for our community to be healthy and active.
- Strategy 5.3 Help build resilient, inclusive communities.
- Strategy 5.4 Make our public places safe and welcoming.
- Strategy 5.5 Plan and respond to demographic changes in the community.

#### **Objective 6: Community leadership and collaboration.**

- Strategy 6.3 Advocate for our community.
- Strategy 6.4 Meet legislative and compliance requirements.
- Strategy 6.7 Invest in our people.

### **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

**ATTACHMENTS:**

Nil

**MINUTE**

**RESOLUTION NUMBER: ORD2021-77**

**MOVED: Cr W Aubin SECONDED: Cr J Rudge**

**RESOLVED:**

That the information be noted.

## 9.4.2 BATHURST RAIL MUSEUM - FIRST YEAR OF OPERATION

**File No:** 21.00120

### **RECOMMENDATION:**

That the information be noted.

---

### **REPORT:**

The opening of the Rail Museum on 22 February 2020 was the culmination of five years of work planning, designing, consulting, securing funding, project managing and promoting.

Following the donation of the model railway layout by the Hennessy Family, through the Cultural Gift Program in 2020, funding was sought from State (8%) and Federal governments (18%), with Council meeting the balance (74%) of the \$5.4m project cost.

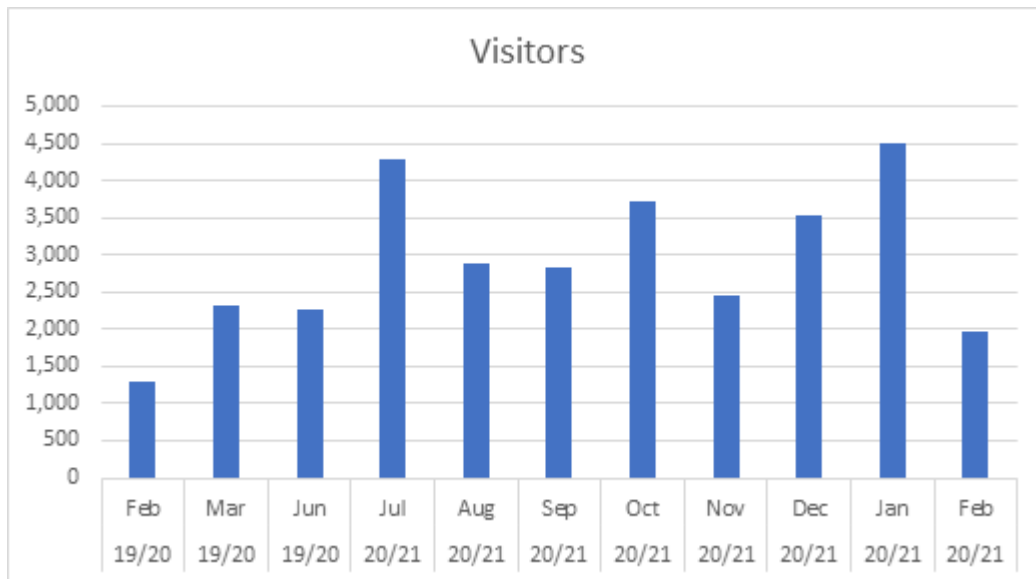
After several design reviews with local design group IDG, building work commenced in November 2018 by local firm, Tablelands Builders. Challenges wrought by restoration of an aged State Heritage listed building were overcome and the combination of old and new buildings on the site has resulted in a number of awards:

- Museums and Galleries NSW IMAGinE Award, Innovation & Resilience – Museums 2020 (Winner)
- Local Government NSW Leo Kelly Award 2020-Bathurst-Rail-Museum (Winner)
- NSW Country Division Architecture Awards, James Barnet Award 2020 (Winner)
- Urban Development Institute of Australia, NSW Award for Excellence, Social and Community Infrastructure 2020 (Winner)
- Australian Steel Institute Awards, NSW Award for Small Buildings 2020 (NSW Award winner, shortlisted for the National Award)
- The National Trust Heritage Award, Adaptive Re-use 2020 (Shortlisted)
- Australian Museums and Galleries Association, MAGNA Award, Permanent Exhibition of Gallery Fitout 2020 (Shortlisted)

Response to the Museum by the community has been positive. In the twelve months since opening 32,032 individuals have visited the Museum.

The highest single-day entry was Tuesday 29 December 2020 with 479 visitors; this was bracketed by two would-be record attendance days of 341 and 406.

Average daily visitation is currently 125, although there is a seasonal variation between term and school holidays, as indicated by the graph below:



Along with all other venues across NSW, the Museum was closed due to COVID-19 from 23 March to 4 June 2020. Therefore, the numbers outlined above represent trading for 42 of the 52 weeks of the first year.

Overall admission categories are split:

Adult:	25%
Concession:	21%(pensioner, student, disability)
Child:	5%
Family:	6%
Child Free:	24%(under 5 years old)
Members:	12%
Others:	7%

The Bathurst Community have also embraced the Annual Membership program that was introduced across all Council Museums with the opening of the Rail Museum shown by the 12% response figure above.

Not only has the Rail Museum been embraced by locals with 55% of visitors being from the Bathurst Region, 17% have come from wider NSW and 27% from NSW Metro (Sydney). Unsurprisingly, with limited travel opportunities both interstate and internationally, these markets only represent 5% and 3% respectively. During school holidays there is a clear increase in the proportion of Metro and wider NSW visitors.

Plans for the second year of operation include a number of events:

- Talks on the role of cycling in the Railways (in conjunction with Bathurst Cycling Classic).
- A weekend of Vintage Rail Motor train trips on 3/4 April to celebrate the 145<sup>th</sup> Anniversary of the railway opening to Bathurst.
- Visit to the Central West by the famous steam locomotive 3801 in June (to be confirmed).

Additionally, multiple 'Rail Cruise' and other tourist operators have made bookings for their groups to visit the Museum.

Partnerships are also being developed with some local businesses, with a view to broadening the events and other opportunities for increased visitation to the Museum.

In Term 4 of 2020, school excursions to the Museum were established following the lifting of related COVID-19 restrictions. A total of 241 school visitors attended the Museum before the end of the year.

A focus on building education visits has commenced for the 2021 school year.

## **FINANCIAL IMPLICATIONS:**

There are no financial implications resulting from this report.

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

### **Objective 1: Our sense of place and identity.**

Strategy 1.2 Protect, enhance and promote the region's European heritage assets and character.

Strategy 1.3 Enhance the cultural vitality of the region.

### **Objective 2: A smart and vibrant economy.**

Strategy 2.1 Support local business and industry.

Strategy 2.6 Promote our City and Villages as a tourist destination.

### **Objective 6: Community leadership and collaboration.**

Strategy 6.7 Invest in our people.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

Nil

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-78**

**MOVED: Cr W Aubin SECONDED: Cr J Rudge**

## **RESOLVED:**

That the information be noted.



### 9.4.3 DESTINATION BRAND IMPLEMENTATION AND DESTINATION MANAGEMENT PLAN - QUARTERLY REPORT - MARCH 2021

**File No: 20.00299**

#### **RECOMMENDATION:**

That the information be noted.

#### **REPORT:**

Council, at its meeting held 13 December 2017, resolved to receive quarterly destination brand strategy implementation progress reports, outlining the performance monitoring data as described in the report. Implementation of the strategy is the responsibility of the Bathurst Visitor Information Centre (BVIC) acting as the Destination Management Organisation for the Bathurst region.

The following information is provided as an update on the implementation of the Destination Brand Strategy as at March 2021.

Destination Brand Implementation	Action
Destination Website	<p>The Bathurst region destination website has now completed a major redesign to improve accessibility and increase end-user experience including the addition of dedicated event and campaign landing pages. The focus on content is reflected in the considerable increase in pageviews and decline in bounce rate (single page sessions without interaction) It is performing consistently with a comparison of site usage in the current financial year against the corresponding period in the previous year being:</p> <p>USERS = 66,043 (-5.6%)            PAGEVIEWS = 257,968 (+46%)            BOUNCE RATE = 51% (-23%) - a good result</p> <p>A new online retail component utilizing the 'Shopify' e-commerce platform was launched on the website in August 2020. This site has generated \$1,600 via 138 sales and is now being trialed in sales of event ticketing.</p>
Online Booking Platform	<p>The "Bookeasy" booking engine has been particularly effective in assisting smaller operators and events to increase sales, and to provide a direct booking option for Bathurst region accommodation.</p> <p>2020/21 financial year to date sales of \$45,018 have been achieved, a 78% increase over the previous year with \$5,101</p>

	BVIC commission.
Curated Online Content	BVIC is responsible for ongoing content creation with an overarching content strategy completed. A number of new promotional videos of the Bathurst region have been created during the last quarter including of six vineyards of the Bathurst region for autumn campaign use. High resolution still imagery has also been acquired to boost the 'Outdoors and Active' brand pillar including new images of the region's villages, Chifley Dam and outdoor activities such as fossicking, cycling, bushwalking and for self-drive road trips.
Marketing Plan	The three-year marketing adopted at September 2018 was successfully implemented with 93% of total identified actions completed as at September 2020. A new Plan was completed by BVIC to set the priorities for the next three years and was adopted by Council in February 2021. Progress against this new plan will be reported against in future implementation updates.
Signage	The re-skinning of four highway billboards (located on Mitchell Highway, Orange Road, Blayney Road and Marangaroo), currently advertising the 'Doors Open' business campaign, is being planned in collaboration with Economic Development.
Touring Trails App	There have been 9,772 uses of the Bathurst Step Beyond app to date. Additional content is being written for a new tour of Hill End that will allow for interpretation without need for network connection. Incorporation of this technology has also been proposed in the draft Mount Panorama Boardwalk interpretation plan.
Brand Awareness Campaign	Consumer eDMs (electronic direct mail) continue to provide a monthly newsletter and event information to 4000+ subscribers. Bathurst partnered with Destination NSW to showcase heritage attractions in the "Now's the time to Love NSW" in late 2020. BVIC has also partnered with the Bathurst Region Vignerons Association (BRVA) on a campaign entitled 'Wine on the Edge' to raise the profile of winemaking and of cool climate wines of the Bathurst region. A new digital campaign entitled 'Choose your Bathurst adventure' launched at the end of February 2021 and will run over the autumn period with a focus on the region's heritage as well as building upon the profile established by the 'Wine on the Edge' campaign. Both campaigns are predominantly targeting the Sydney couples and retirees markets.
BVIC	A new design and quotes for the rear counter and display area has been received, with current budget constraints necessitating a delay in any construction. Work on upgrading the BVIC amenities block, funded through a Drought Communities Grant, commenced in February 2021. YTD retail sales through BVIC of \$62,687 have been achieved, 1.6% below 2019/2020 result. Retail sales over December/January

	<p>were exceptionally strong with December 2020 recording the most sales ever in a single month, boosted by the new e-commerce facility and the initiative of the 'Bathurst in a Box' Christmas promotion.</p> <p>\$2,615 of sales have now been made from 'The Cotswolds Store'.</p>
Public Relations	<p>Over the past three months PR activity has been focused upon wineries, boutique accommodation, outdoors/active experiences and on inspiring future travel. The region has been featured by Better Homes and Gardens, the Weekend Australian, Outback Magazine, Sydney Weekender, ABC Radio Sydney, 2CC Canberra, Mindfood and Urban List. Bathurst region has hosted a number of journalists over the summer period for content to appear over Autumn 2021.</p>
Visitor Guide/Destination Planner	<p>The Bathurst region Destination Planner is distributed locally to businesses as well as nationally through the network of accredited visitor information centres (AVIC). 20,000 copies of the new 2021 edition were printed, with the publication also available online as a flipbook or a PDF download. All text was written by staff of the Bathurst Visitor Information Centre, and all imagery also sourced and selected by BVIC. Advertising by local businesses for the 2021 Planner saw 53 ads placed with a 19% increase in advertising revenue. A new publication showcasing the region's villages, also written and designed in house, and first printed in August 2020 has proved exceptionally popular and is currently in its third (revised) edition and reprinting.</p>
Destination Management Plan	<p>The Destination Management Plan 2019-2024 was adopted by Council at its December 2019 meeting and is being implemented according to the priorities identified in the strategic action plan. To date, 25 of the 104 priority actions identified have been completed or are in progress as at 1 March 2021.</p>

## FINANCIAL IMPLICATIONS:

Funding for this item is contained within existing budgets

## BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:

### Objective 1: Our sense of place and identity.

- Strategy 1.1 Respect, protect and promote the region's Aboriginal heritage assets.
- Strategy 1.2 Protect, enhance and promote the region's European heritage assets and character.
- Strategy 1.3 Enhance the cultural vitality of the region.

### Objective 2: A smart and vibrant economy.

- Strategy 2.1 Support local business and industry.
- Strategy 2.2 Grow local employment, investment and attract new businesses by nurturing and supporting entrepreneurs, partnerships and local skill development.
- Strategy 2.3 Develop Bathurst as a Smart City.
- Strategy 2.5 Support Mount Panorama as a premier motor sport and event precinct.
- Strategy 2.6 Promote our City and Villages as a tourist destination.

**Objective 4: Enabling sustainable growth.**

- Strategy 4.3 Ensure services, facilities and infrastructure meet the changing needs of our region.

**Objective 5: Community health, safety and well being.**

- Strategy 5.2 Help make the Bathurst CBD, neighbourhoods and the region's villages attractive and full of life.
- Strategy 5.4 Make our public places safe and welcoming.

**Objective 6: Community leadership and collaboration.**

- Strategy 6.1 Communicate and engage with the community, government and business groups on important matters affecting the Bathurst region.

**COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

**ATTACHMENTS:**

Nil

**MINUTE**

**RESOLUTION NUMBER: ORD2021-79**

**MOVED: Cr I North SECONDED: Cr J Rudge**

**RESOLVED:**

That the information be noted.

## 10 REPORTS OF OTHER COMMITTEES

### 10.1 TRAFFIC COMMITTEE REPORT - 2 MARCH 2021

File No: 07.00006

#### RECOMMENDATION:

That the recommendations of the Traffic Committee Meeting of Bathurst Regional Council held on 2 March 2021 be adopted.

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#### REPORT:

The Minutes of the Traffic Committee Meeting of Bathurst Regional Council held on 2 March 2021 are attached.

#### FINANCIAL IMPLICATIONS:

Nil

#### BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:

**Objective 6: Community leadership and collaboration.**

Strategy 6.4 Meet legislative and compliance requirements.

#### COMMUNITY ENGAGEMENT:

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

#### ATTACHMENTS:

1. Traffic Committee Meeting Minutes 2 March 2021 [**10.1.1** - 3 pages]

#### MINUTE

**RESOLUTION NUMBER: ORD2021-80**

**MOVED: Cr W Aubin SECONDED: Cr J Rudge**

#### RESOLVED:

That the recommendations of the Traffic Committee Meeting of Bathurst Regional Council held on 2 March 2021 be adopted.

## 11 NOTICES OF MOTION

### 11.1 COUNCILLOR FRY - GO KART TRACK

**File No: 04.00153**

#### **RECOMMENDATION:**

That due to the National outrage and ten thousand objections to date, Council ceases construction of the go kart complex in McPhillamy Park and Councils Director of Engineering investigate and report on suitable alternative sites including Council owned land West of McPhillamy Park.

---

#### **REPORT:**

Councillor Fry has submitted the following Notice of Motion in relation to the Go Kart Track.

*That due to the National outrage and ten thousand objections to date, Council ceases construction of the go kart complex in McPhillamy Park and Councils Director of Engineering investigate and report on suitable alternative sites including Council owned land West of McPhillamy Park.*

#### **MINUTE**

#### **MOVED: Cr J Fry SECONDED: Cr J Rudge**

That due to the National outrage and ten thousand objections to date, Council ceases construction of the go kart complex in McPhillamy Park and Councils Director of Engineering investigate and report on suitable alternative sites including Council owned land West of McPhillamy Park.

**The MOTION was PUT and LOST.**

## 11.2

## COUNCILLOR JENNINGS - GO KART TRACK

**File No: 04.00153-02**

### RECOMMENDATION:

That Council:

1. take urgent action to avoid impending risk of a \$59.5 million budgetary loss under the Second Circuit project, including high risk of losing \$22.5 million in already won but unspent grant funds;
2. not construct the current Go-Kart Track at the back of McPhillamy Park in isolation of the Second Circuit project;
3. instead construct a Go-Kart Track and access road as part of the Second Circuit precinct, and seek the necessary approvals to use already available grant funds (from item (i) above) at the site currently marked "4WD Experience Centre & Skidpan" on the existing APEX designed plans of the Second Circuit;
4. recognise this approach is the most prudent option to secure the future of the Second Circuit project which otherwise is highly uncertain, and in doing-so deliver an international Go-Kart Track with access road on land that is viable and already owned by Council.

---

### REPORT:

Councillor Jennings has submitted the following Notice of Motion in relation to the Go Kart Track.

*That Council:*

1. *take urgent action to avoid impending risk of a \$59.5 million budgetary loss under the Second Circuit project, including high risk of losing \$22.5 million in already won but unspent grant funds;*
2. *not construct the current Go-Kart Track at the back of McPhillamy Park in isolation of the Second Circuit project;*
3. *instead construct a Go-Kart Track and access road as part of the Second Circuit precinct, and seek the necessary approvals to use already available grant funds (from item (i) above) at the site currently marked "4WD Experience Centre & Skidpan" on the existing APEX designed plans of the Second Circuit;*
4. *recognise this approach is the most prudent option to secure the future of the Second Circuit project which otherwise is highly uncertain, and in doing-so deliver an international Go-Kart Track with access road on land that is viable and already owned by Council.*

### MINUTE

**MOVED: Cr J Jennings SECONDED: Cr J Fry**

That Council:

1. take urgent action to avoid impending risk of a \$59.5 million budgetary loss under the Second Circuit project, including high risk of losing \$22.5 million in already won but unspent grant funds;
2. not construct the current Go-Kart Track at the back of McPhillamy Park in isolation of the Second Circuit project;
3. instead construct a Go-Kart Track and access road as part of the Second Circuit precinct, and seek the necessary approvals to use already available grant funds (from item (i) above) at the site currently marked "4WD Experience Centre & Skidpan" on the existing APEX designed plans of the Second Circuit;
4. recognise this approach is the most prudent option to secure the future of the Second Circuit project which otherwise is highly uncertain, and in doing-so deliver an international Go-Kart Track with access road on land that is viable and already owned by Council.

**The MOTION was PUT and LOST.**



## 12 RESCISSION MOTIONS

## 13 COUNCILLORS / DELEGATES REPORTS

### 13.1 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 10 FEBRUARY 2021

**File No:** 11.000019

#### **RECOMMENDATION:**

That the information be noted.

---

#### **REPORT:**

**Present:** Cr B Bourke (Chair), Cr John Fry, Cr Graham Hanger, Cr Jennings, Cr Ian North, Cr Monica Morse, Cr Warren Aubin (6.00pm), Cr Rudge

**Apologies:** Cr A Christian

#### **1. Festival of Bells**

Representatives from Festival of Bells attended the meeting to discuss the Festival of Bells, discussion included.

- Bathurst Carillon only one in rural/ regional Australia.
- Gave overview of history of development of Carillon.
- Spoke of Cultural Festival around bells, suggested date Friday 7 May – Sunday 9 May.
- Will dovetail with Proclamation Day and Mother's Day.
- Proposed to close Russell Street in front of Court House.
- Propose to stream performances live on site and on YouTube.
- Thanked Bathurst Regional Council for showing faith. And in-kind support.
- Financial contributions would be welcomed. \$75K total needed, has about \$25k. Are fundraising now.
- Seek assistance from Council on grant applications.
- Rotary Clubs are funding/providing insurance.
- Aiming to get Local businesses involved.
- Max 500 people at any one time due to COVID-19 restrictions.

#### **2. TAFE BUILDING**

Members from the Performing Arts Centre Group attended the meeting to discuss the development of the old TAFE building.

- Need city centre to be lively.
- Are aware of CSU/ Bathurst Regional Council CBD study.
- Bathurst fortunate to have a town square.

- TAFE Building could be the catalyst for development of town square. Propose diverse and inter-related uses. Need a place that generates new artists. Could partner with other institutions like NIDA.
- Proposing cultural institution to foster development of local artistic talent. Music, drama, comedy, mime, magic, digital studio production.
- Flow on to services; advertising, instrument repair etc.
- Developing detailed plan including business plan.
- Should involve local educational institutions.
- Seeking Council assistance in developing business plan. Would like current planning for site to be aware of this.

## **FINANCIAL IMPLICATIONS:**

N/A

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

### **Objective 4: Enabling sustainable growth.**

Strategy 4.3 Ensure services, facilities and infrastructure meet the changing needs of our region.

### **Objective 6: Community leadership and collaboration.**

Strategy 6.1 Communicate and engage with the community, government and business groups on important matters affecting the Bathurst region.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

Nil

## **MINUTE**

**Mayor Bourke vacated the Chair.**

**Deputy Mayor North took over as the Chair.**

**RESOLUTION NUMBER: ORD2021-81**

**MOVED: Cr J Rudge SECONDED: Cr A Christian**

**RESOLVED:**

That the information be noted.

## 13.2 MINUTES - BATHURST REGIONAL YOUTH COUNCIL - 9 FEBRUARY 2021

**File No: 11.00020**

### **RECOMMENDATION:**

That the information be noted.

---

### **REPORT:**

The Youth Council considered a number of items at their meeting held on Tuesday 9 February 2021, including the following:

- Feedback from the December 2020 projects.
- 2021 Project planning.
- Planning for Youth Week 2021: 14 – 24 April 2021

The Minutes of the Youth Council Meeting held on Tuesday 9 February 2021 are attached.

### **FINANCIAL IMPLICATIONS:**

There are no financial implications resulting from this report.

### **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

#### **Objective 4: Enabling sustainable growth.**

Strategy 4.1 Facilitate development in the region that considers the current and future needs of our community.

#### **Objective 5: Community health, safety and well being.**

Strategy 5.1 Provide opportunities for our community to be healthy and active.

Strategy 5.4 Make our public places safe and welcoming.

#### **Objective 6: Community leadership and collaboration.**

Strategy 6.1 Communicate and engage with the community, government and business groups on important matters affecting the Bathurst region.

### **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

### **ATTACHMENTS:**

1. Minutes 9 February 2021 [13.2.1 - 3 pages]

**MINUTE**

**RESOLUTION NUMBER: ORD2021-82**

**MOVED: Cr A Christian SECONDED: Cr J Rudge**

**RESOLVED:**

That the information be noted.

### 13.3 MINUTES - BATHURST COMMUNITY SAFETY COMMITTEE - 11 FEBRUARY 2021

File No: 07.00107

#### RECOMMENDATION:

That the information be noted.

---

#### REPORT:

The Bathurst Regional Community Safety Committee considered the following items at their meeting held on Thursday 11 February 2021.

- Break and Enter Residential Campaign update.
- Scooters and Skateboards in the CBD update.

The Minutes of the Bathurst Regional Community Safety Committee held on Thursday 11 February 2021 are attached.

#### FINANCIAL IMPLICATIONS:

There are no financial implications resulting from this report.

#### BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:

**Objective 4: Enabling sustainable growth.**

Strategy 4.1 Facilitate development in the region that considers the current and future needs of our community.

**Objective 5: Community health, safety and well being.**

Strategy 5.1 Provide opportunities for our community to be healthy and active.

Strategy 5.4 Make our public places safe and welcoming.

**Objective 6: Community leadership and collaboration.**

Strategy 6.1 Communicate and engage with the community, government and business groups on important matters affecting the Bathurst region.

#### COMMUNITY ENGAGEMENT:

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

#### ATTACHMENTS:

1. Minutes 11 February 2021 [13.3.1 - 2 pages]

**MINUTE**

**RESOLUTION NUMBER: ORD2021-83**

**MOVED: Cr J Rudge SECONDED: Cr A Christian**

**RESOLVED:**

That the information be noted.

## 13.4 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 24 FEBRUARY 2021

File No: 11.00019

### RECOMMENDATION:

That the information be noted.

---

### REPORT:

**Present:** Cr Bourke (Chair), Cr Fry, Cr Hanger, Cr Jennings, Cr North, Cr Morse, Cr Aubin (5.29pm)

**Apologies:** Cr Rudge

#### 1. REX Airlines

Warwick Lodge (General Manager) & David Brooksby (National Airports Manager) from Rex Airlines attended the meeting

Discussion included:

- Briefed Councillors on the reasoning behind the cancelling of the Bathurst – Sydney route.
- REX and Bathurst Regional Council to lobby key government ministers to seek retention of service.

Cr Bourke left the meeting; Cr North took over as chair.

#### 2. Bathurst Agricultural Horticultural & Pastoral Association Inc

Colin McPhee & Brett Kenworthy from Bx AH&P Assoc attended the meeting.

Discussion included:

- Thankful for Council support over the years e.g. assistance with use of location, road signs, traffic etc. Also used aerator to improve arena. Would like to use that again if possible.



- Had to cancel show in 2020 5 weeks before Show date. Incurred \$140,000 in costs and only received \$70,000 from the federal government. his has affected financial viability for 11 years, until 2020.
- 2021 Show will be different, some events removed, some extended etc.
- COVID crowd restrictions will apply. Showmans Guild have been developing COVID safety plan for the sideshow attractions.
- Would appreciate any assistance available.
- Fireworks definitely going ahead.
- Have met with BRC Events. Park and ride for football may complement Show arrangements.
- Will send email to Council outlining areas of possible support.
- The main priority is promoting agriculture and the region, the Show is a means to an end.

## **FINANCIAL IMPLICATIONS:**

N/A

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

### **Objective 4: Enabling sustainable growth.**

Strategy 4.3 Ensure services, facilities and infrastructure meet the changing needs of our region.

### **Objective 6: Community leadership and collaboration.**

Strategy 6.1 Communicate and engage with the community, government and business groups on important matters affecting the Bathurst region.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

Nil

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-84**

**MOVED: Cr A Christian SECONDED: Cr W Aubin**

**RESOLVED:**

That the information be noted.

## **14 RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE TO DEAL WITH CONFIDENTIAL REPORTS**

### **14.0 RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE**

#### **MINUTE**

#### **MOVED: Cr J Fry SECONDED: Cr J Rudge**

The Mayor invited members of the public to make submissions on whether the matter/s should or should not be dealt with in Confidential Committee.

**There were no representation from the public.**

#### **RESOLVED:**

That:

Council resolve into closed Council to consider business identified, together with any late reports tabled at the meeting.

- (b) Pursuant to section 10A(1)-(3) of the Local Government Act 1993, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A(2) as outlined above.
- (c) Correspondence and reports relevant to the subject business be withheld from access.

In accordance with the Local Government Act 1993 and the Local Government (General) Regulation 2005:

1. In accordance with Section 9(2A) of the Local Government Act 1993, it is the opinion of the General Manager that the following business is of a kind as referred to in section 10A(2) of the Act and should be dealt with in a part of the meeting closed to the media and public.
2. In accordance with Section 10B(1) it is considered that discussion of the matter in open meeting, would on balance, be contrary to the public interest.
3. In accordance with Section 10A(4) members of the public are invited to make representations to the Council as to whether the matters should or should not be dealt with in Confidential Committee.

**Mayor Bourke returned and resumed as Chair.**

## 14.1 DIRECTOR CORPORATE SERVICES AND FINANCE'S REPORT

### 14.1.1 SPORTING LICENCE AGREEMENT RENEWAL – PART LOT 291 IN DP863083 KNOWN AS 8 STANLEY STREET BATHURST

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposed renewal of a sporting licence agreement for part lot 291 in DP863083 located at 8 Stanley Street Bathurst and known as the Stanley Street Sporting Complex.

#### MINUTE

**RESOLUTION NUMBER: CONF2021-15**

**MOVED: Cr J Rudge SECONDED: Cr W Aubin**

#### RESOLVED:

That Council approve the renewal of a Sporting Licence agreement with the Bathurst Wallabies Triathlon Club for part Lot 291 in DP863083 located at 8 Stanley Street Bathurst and known as the Stanley Street Sporting Complex, as detailed in the report.

### 14.1.2 SPORTING LICENCE AGREEMENT RENEWAL – PART LOT 291 IN DP863083 KNOWN AS 8 STANLEY STREET BATHURST

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposed renewal of a sporting licence agreement for part Lot 291 in DP863083 located at 8 Stanley Street Bathurst and known as the Stanley Street Sporting Complex.

#### MINUTE

**RESOLUTION NUMBER: CONF2021-16**

**MOVED: Cr W Aubin SECONDED: Cr J Rudge**

#### RESOLVED:

That Council approve the renewal of a Sporting Licence agreement with the Bathurst City Amateur Swimming Club for part Lot 291 in DP863083 located at 8 Stanley Street Bathurst and known as the Stanley Street Sporting Complex, as detailed in the report.

**14.1.3 RENEWAL OF COMMERCIAL LEASE AGREEMENT – LOT 5 DP847356 KNOWN AS 8 WINDSOCK WAY BATHURST AERODROME**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposed renewal of the commercial lease for Lot 5 DP847356, known as 8 Windsock Way.

**MINUTE**

**RESOLUTION NUMBER: CONF2021-17**

**MOVED: Cr W Aubin SECONDED: Cr I North**

**RESOLVED:**

That Council approves the renewal of the commercial Lease with DCS – Spatial Services for Lot 5 DP847356, known as 8 Windsock Way, Bathurst Aerodrome as per the report.

**14.1.4 RURAL LICENCE AGREEMENT - LOT 1 DP995205 AND LOT 1 DP1007963 KNOWN AS CORNER OF PATNA & COMMONWEALTH STREETS BATHURST**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal that Council approves entering into a rural licence agreement for Lot 1 in DP995205 and Lot 1 DP1007963, known as corner of Patna and Commonwealth Streets, Bathurst

**MINUTE**

**RESOLUTION NUMBER: CONF2021-18**

**MOVED: Cr I North SECONDED: Cr W Aubin**

**RESOLVED:**

That Council approve entering into a rural licence agreement for Lot 1 in DP995205 and Lot 1 DP1007963, known as corner of Patna and Commonwealth Streets, Bathurst for a period of 12 months and a 12-month option period at Council's discretion, as detailed in the report and subject to Council's Land Management Guidelines and insurance requirements.

**14.1.5 FINANCIAL STATEMENTS - 2020 CHALLENGE BATHURST**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the financial statements for the 2020 Challenge Bathurst event held in November 2020.

**MINUTE**

**RESOLUTION NUMBER: CONF2021-19**

**MOVED: Cr I North SECONDED: Cr G Hanger**

**RESOLVED:**

That the information be noted.

**14.1.6 REVIEW OF REQUEST FOR FINANCIAL ASSISTANCE - BATHURST TENNIS CENTRE**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal to note the outcomes of the review of the financial assistance and cease current rent waiver, commencing the first full rental period following March 2021.

**MINUTE**

**RESOLUTION NUMBER: CONF2021-20**

**MOVED: Cr I North SECONDED: Cr J Rudge**

**RESOLVED:**

That Council:

- (a) Note the outcomes of the review of the financial assistance being provided to Mr & Mrs Mitton as lessees of the Bathurst Tennis Centre;
- (b) Cease the current rent waiver for the Bathurst Tennis Centre, commencing the first full rental period following March 2021.

**14.1.7 AMENDMENT TO BATHURST 12 HOUR AGREEMENT FOR MOUNT PANORAMA 500**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal to confirm the actions of the General Manager in executing the amendments to the Bathurst 12 Hour Agreement to allow the hosting of the Mount Panorama 500 in February 2021.

**MINUTE**

**RESOLUTION NUMBER: CONF2021-21**

**MOVED: Cr I North SECONDED: Cr A Christian**

**RESOLVED:**

That Council endorse the approval, provided by Councillors out-of-session, to the General Manager to execute the amendments to the Bathurst 12 Hour Agreement to allow the hosting of the Mount Panorama 500 in February 2021.

**14.1.8 AMENDMENT TO BATHURST 6 HOUR AGREEMENT**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal to confirm the actions of the General Manager to execute an amendment to the current Agreement for the Bathurst 6 Hour to accommodate the running of the 2021 Event under the existing Agreement.

## MINUTE

**RESOLUTION NUMBER: CONF2021-22**

**MOVED: Cr J Rudge SECONDED: Cr W Aubin**

### RESOLVED:

That Council delegate authority to the General Manager to execute an amendment to the current Agreement for the Bathurst 6 Hour to accommodate the running of the 2021 event under the existing Agreement.

## 14.2 DIRECTOR ENGINEERING SERVICE'S REPORT

### 14.2.1 TENDER FOR CONSTRUCTION OF CCTV STAGE 3

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal for the Construction of Bathurst CCTV Stage 3 which will provide coverage along Havannah Street from Keppel Street to Leena Street.

## MINUTE

**RESOLUTION NUMBER: CONF2021-23**

**MOVED: Cr A Christian SECONDED: Cr I North**

### RESOLVED:

That Council accept Kelso Electrical's tendered project price of \$135,280.04 including GST subject to further provisional items and variations.

## 15 RESOLVE INTO OPEN COUNCIL

## MINUTE

**RESOLUTION NUMBER: CONF2021-24**

**MOVED: Cr I North SECONDED: Cr J Rudge**

### RESOLVED:



That Council resume open Council.

## **16 ADOPT REPORT OF THE COMMITTEE OF THE WHOLE**

### **MINUTE**

**RESOLUTION NUMBER: ORD2021-85**

**MOVED: Cr I North SECONDED: Cr W Aubin**

### **RESOLVED:**

That the Report of the Committee of the Whole, resolution numbers Conf2021-15 to Conf2021-23 be adopted.

## **17 MEETING CLOSE**

### **MINUTE**

The Meeting closed at 8.58pm.

**CHAIR:**

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## **Ordinary Meeting of Council - 17 March 2021 Attachments**

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**MINUTES OF THE ORDINARY MEETING OF  
BATHURST REGIONAL COUNCIL  
HELD ON Wednesday 17 February 2021**

**1 RECORDING OF MEETINGS**

**2 MEETING COMMENCES**

**MINUTE**

Meeting commenced at 6.00pm.

**Present:** Cr W Aubin, Cr B Bourke, Cr A Christian, Cr J Fry, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr I North

**3 PRAYER AND ACKNOWLEDGEMENT OF COUNTRY**

**4 APOLOGIES**

**MINUTE**

**MOVED: Cr I North SECONDED: Cr M Morse**

**RESOLVED:** That the apology of Cr J Rudge be accepted and leave of absence granted.

**5 MINUTES**

**5.1 CONFIRMATION OF MINUTES - ORDINARY MEETING OF  
BATHURST REGIONAL COUNCIL HELD 3 FEBRUARY  
2021**

**File No: 11.00005**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-31**

**MOVED: Cr W Aubin SECONDED: Cr G Hanger**

**RESOLVED:**

That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 3 February 2021 be adopted.

## 6 DECLARATION OF INTEREST

### Declaration of Interest

#### MINUTE

RESOLUTION NUMBER: ORD2021-32

MOVED: Cr W Aubin SECONDED: Cr I North

RESOLVED: That the Declaration of Interest be noted.

Cr A Christian declared a non-pecuniary interest in item 7.2.7 of the DCSF Report.

Cr M Morse declared a non-pecuniary interest in item 7.3.3 of the DES Report

## 7 RECEIVE AND DEAL WITH GENERAL MANAGER'S AND DIRECTORS' REPORTS

### 7.1.1 SECTION 4.15 OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

File No: 03.00053

#### MINUTE

RESOLUTION NUMBER: ORD2021-33

MOVED: Cr I North SECONDED: Cr W Aubin

RESOLVED:

That the information be noted.

### 7.1.2 GENERAL REPORT

File No: 03.00053

#### MINUTE

RESOLUTION NUMBER: ORD2021-34

MOVED: Cr M Morse SECONDED: Cr G Hanger

RESOLVED:

That the information be noted.

**7.1.3 DEVELOPMENT APPLICATION NO. 2020/299 – FOUR LOT RURAL SUBDIVISION AT 4985 GREAT WESTERN HIGHWAY, GLANMIRE. APPLICANT: VOERMAN & RATSEP. OWNER: NEWTON RURAL PTY LTD**

**File No: 2020/299**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-35**

**MOVED: Cr I North SECONDED: Cr M Morse**

**RESOLVED:**

That Council:

- (a) support the variation to the 100 hectare minimum lot size development standard pursuant to Clause 4.1 of the Bathurst Regional Local Environmental Plan 2014 and the associated Lot Size Map for the subject land for the creation of proposed Lot 3;
- (b) support the variation to the 100 hectare minimum lot size development standard pursuant to Clause 4.2B of the Bathurst Regional Local Environmental Plan 2014 for the erection of a future dwelling on proposed Lot 3;
- (c) as the consent authority, grant consent pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2020/299, subject to conditions able to be imposed pursuant to Section 4.17 of the Environmental Planning and Assessment Act 1979, as amended; and
- (d) call a division.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr A Christian, Cr J Fry, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr I North

Against the Motion - nil

Absent - Cr J Rudge

Abstain - Nil

**7.1.4 ONLINE LODGEMENT OF PLANNING APPLICATIONS**

**File No: 08.00028**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-36**

**MOVED: Cr I North SECONDED: Cr G Hanger**

**RESOLVED:**

That the information be noted.

**7.1.5 PROPOSED BATHURST PRIVATE HOSPITAL AND RANKIN STREET CARPARK**

**File No: 20.00345**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-37**

**MOVED: Cr W Aubin SECONDED: Cr I North**

**RESOLVED:**

That the information be noted.

**7.2.1 STATEMENT OF INVESTMENTS**

**File No: 16.00001**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-38**

**MOVED: Cr J Fry SECONDED: Cr A Christian**

**RESOLVED:**

That the information be noted.



**7.2.2 QUARTERLY REVIEW -  
2020/2024 DELIVERY PLAN AND  
OPERATIONAL PLAN 2020/2021**

**File No: 16.00167**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-39**

**MOVED: Cr A Christian SECONDED: Cr G Hanger**

**RESOLVED:**

That the information be noted and budget variations be approved.

**7.2.3 SUNDRY SECTION 356 DONATIONS, BATHURST  
MEMORIAL ENTERTAINMENT CENTRE COMMUNITY  
USE SUBSIDY AND MOUNT PANORAMA FEE SUBSIDY**

**File No: 18.00004**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-40**

**MOVED: Cr I North SECONDED: Cr W Aubin**

**RESOLVED:**

That the information be noted and any additional expenditure be voted.

**7.2.4 POWER OF ATTORNEY**

**File No: 11.00007**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-41**

**MOVED: Cr I North SECONDED: Cr W Aubin**

**RESOLVED:**

That the information be noted.

**7.2.5 SOCIAL MEDIA POLICY - COUNCILLORS**

**File No: 08.00021, 41.00089**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-52**

**MOVED: Cr A Christian SECONDED: Cr I North**

**RESOLVED:**

That Council:

- i. Adopt the Social Media Policy – Councillors with the following amendments:
  - a. All occurrences of the word “offensive” be deleted from the Policy.
  - b. Delete Clause 5 dot point 6
  - c. Amend Clause 2 dot point 6 to read "Be respectful, cordial, thorough and professional at all times including when referencing and dealing with Council staff."
- ii. Notify those that made submissions of Council's decision.

**7.2.6 AUSTRALIAN WARBIRD ASSOCIATION LIMITED - REQUEST FOR FEE WAIVER**

**File No: 21.00017**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-42**

**MOVED: Cr I North SECONDED: Cr G Hanger**

**RESOLVED:**

That Council waive the landing fees associated with the Australian Warbirds Association Limited's flying training clinic, scheduled for 6 and 7 March 2021, up to a maximum of \$1,540.00 (including GST), with funding being provided by Council's Section 356 – General Donations allocation.

**7.2.7 NSW POLICE - REQUEST FOR FEE WAIVER**

**File No: 04.00041**

Cr Christian declared a non-pecuniary interest in the item and left the chamber.

Reason: Member of the NSW Police Force

MINUTE

RESOLUTION NUMBER: ORD2021-43

MOVED: Cr I North SECONDED: Cr G Hanger

RESOLVED:

That Council waive the hire fees associated with the NSW Police's use of the Volunteers Amenities Facility at Mount Panorama for their training purposes for the period of 15 March 2021 to 30 June 2021, with funding being provided by Council's Section 356 – Mount Panorama fee waiver allocation.

**7.3.1 TEXTILE RECYCLING TRIAL**

**File No: 14.00007**

MINUTE

RESOLUTION NUMBER: ORD2021-44

MOVED: Cr I North SECONDED: Cr A Christian

RESOLVED:

That the information be noted.

**7.3.2 LANDSCAPE DESIGN SAWPIT CREEK OPEN SPACE RESERVE**

**File No: 37.00667**

MINUTE

RESOLUTION NUMBER: ORD2021-45

MOVED: Cr I North SECONDED: Cr A Christian

RESOLVED:

That Council adopt the landscape design for Sawpit Creek Open Space Reserve.

**7.3.3 CENTENNIAL PARK DEVELOPMENT**

**File No: 04.00047**

**Cr Morse declared non a non-pecuniary interest this item and remained in the chamber.**

**Reason: Member of the Friends of the Centennial Park Committee.**

**MOVED: Cr A Christian SECONDED: Cr I North**

**RECOMMENDATION:**

- a. Reallocate its current funding for irrigation at Centennial Park and commence upon a staged development of the adopted Master Plan design, in accordance with the Director Engineering Services' Report.
- b. Continue with the allocation of \$250,000 per annum within the 2021/22 and future Operational Plans to build an appropriate reserve to complete the landscape design of Centennial Park in its entirety.

Cr Fry moved the following amendment

**MOVED: Cr J Fry SECONDED: \_\_\_\_\_**

That Council -

- a. Reallocate its current funding for irrigation at Centennial Park and commence upon a staged development of the adopted Master Plan design, in accordance with the Director Engineering Services' Report.
- b. Continue with the allocation of \$250,000 per annum within the 2021/22 and future Operational Plans to build an appropriate reserve to complete the landscape design of Centennial Park in its entirety.
- c. allocate \$50k in the next annual budget for stage one water smart/ stormwater harvesting, contours and plantings in the north west quadrant of the park.

**The MOTION LAPSED for want of a seconder.**

The original motion of Cr Christian and North **THEN** became the **MOTION**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-46**

**MOVED: Cr A Christian SECONDED: Cr I North**

**RESOLVED:**

- a. Reallocate its current funding for irrigation at Centennial Park and commence upon a staged development of the adopted Master Plan design, in accordance with the Director Engineering Services' Report.
- b. Continue with the allocation of \$250,000 per annum within the 2021/22 and future Operational Plans to build an appropriate reserve to complete the landscape design of Centennial Park in its entirety.

**7.3.4 ASSET MANAGEMENT**

**File No: 03.00170**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-47**

**MOVED: Cr W Aubin SECONDED: Cr G Hanger**

**RESOLVED:**

That Council:-

- (a) adopt the Asset Management Policy and
- (b) adopt the Asset Management Plans

as detailed in the Director Engineering Services' Report.

**7.4.1 BATHURST PUBLIC ART PROGRAM - UPDATE**

**File No: 21.00039, 21.00152**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-48**

**MOVED: Cr G Hanger SECONDED: Cr I North**

**RESOLVED:**

That the information be noted.

**7.4.2                    SUMMER SCHOOL HOLIDAY ACTIVITIES -  
DECEMBER 2020-JANUARY 2021**

**File No:                    21.00039, 21.00054, 21.00060, 21.00106,  
21.00144**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-49**

**MOVED: Cr A Christian    SECONDED: Cr M Morse**

**RESOLVED:**

That the information be noted.

**7.4.3                    BATHURST REGION TOURISM MARKETING  
PLAN 2021-2023**

**File No:                    20.00020**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-50**

**MOVED: Cr J Jennings    SECONDED: Cr I North**

**RESOLVED:**

That Council note:

- (a)    The Bathurst Region Tourism Marketing Plan 2021-2023.
- (b)    A quarterly review of updates on the implementation of the Bathurst Region Marketing Plan plan will be provided to Council.

## 8 REPORTS OF OTHER COMMITTEES

### 8.1 TRAFFIC COMMITTEE REPORT - 2 FEBRUARY 2021

File No: 07.00006

#### MINUTE

RESOLUTION NUMBER: ORD2021-51

**MOVED: Cr I North SECONDED: Cr A Christian**

#### RESOLVED:

That the recommendations of the Traffic Committee Meeting of Bathurst Regional Council held on 2 February 2021 be adopted.

## 9 NOTICES OF MOTION

## 10 RESCISSION MOTIONS

## 11 RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE TO DEAL WITH CONFIDENTIAL REPORTS

### 11.0 RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE

#### MINUTE

RESOLUTION NUMBER:

**MOVED: Cr I North SECONDED: Cr A Christian**

The Mayor invited members of the public to make submissions on whether the matter/s should or should not be dealt with in Confidential Committee.

**There were no representation from the public.**

#### RESOLVED:

That:

Council resolve into closed Council to consider business identified, together with any late reports tabled at the meeting.

- (b) Pursuant to section 10A(1)-(3) of the Local Government Act 1993, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A(2) as outlined above.
- (c) Correspondence and reports relevant to the subject business be withheld from access.

In accordance with the Local Government Act 1993 and the Local Government (General) Regulation 2005:

1. In accordance with Section 9(2A) of the Local Government Act 1993, it is the opinion of the General Manager that the following business is of a kind as referred to in section 10A(2) of the Act and should be dealt with in a part of the meeting closed to the media and public.
2. In accordance with Section 10B(1) it is considered that discussion of the matter in open meeting, would on balance, be contrary to the public interest.
3. In accordance with Section 10A(4) members of the public are invited to make representations to the Council as to whether the matters should or should not be dealt with in Confidential Committee.

### **11.1 DIRECTOR ENVIRONMENTAL PLANNING AND BUILDING SERVICE'S REPORT**

#### **11.1.1 PROPOSED BATHURST PRIVATE HOSPITAL AND RANKIN STREET CARPARK**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to discussions between Council and the Bathurst Integrated Medical Centre and George Street carpark.

#### **MINUTE**

**RESOLUTION NUMBER: CONF2021-7**

**MOVED: Cr W Aubin SECONDED: Cr I North**

#### **RESOLVED:**

- (a) That Council continue discussions with the proponents of the Bathurst Integrated Medical Center and George Street Carpark and implement the actions arising from this report.
- (b) Council advise the developer that it supports this proposal in principle.
- (c) call a division

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**



**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr A Christian, Cr J Fry, Cr G Hanger, Cr J Jennings, Cr M Morse , Cr I North

Against the Motion - nil

Absent - Cr J Rudge

Abstain - Nil

## 11.2 DIRECTOR CORPORATE SERVICES AND FINANCE'S REPORT

### 11.2.1 CHALLENGE BATHURST - OPTION FOR RENEWAL

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the agreement with Yeehah Events for the delivery of the Challenge Bathurst Event.

#### MINUTE

**RESOLUTION NUMBER: CONF2021-10**

**MOVED: Cr A Christian SECONDED: Cr I North**

#### RESOLVED:

That Council exercise the option for renewal provisions of the Challenge Bathurst Agreement, extending the term for a further five years.

### 11.2.2 ASSIGNMENT OF AGREEMENT

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal from Yeehah Events to assign their right in the Challenge Bathurst Event to Hungry Tiger Pty Ltd.

#### MINUTE

**RESOLUTION NUMBER: CONF2021-11**

Refer to item 13.2.2.01

**11.2.2.01 ASSIGNMENT OF AGREEMENT – FURTHER INFORMATION**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal from Yeehah Events to assign their right in the Challenge Bathurst Event to Hungry Tiger Pty Ltd.

**MINUTE**

**RESOLUTION NUMBER: CONF2021-12**

**MOVED: Cr W Aubin SECONDED: Cr I North**

**RESOLVED:**

That Council act in accordance with the recommendations contained within this report.

**11.3 DIRECTOR ENGINEERING SERVICE'S REPORT**

**11.3.1 12 MONTH EXTENSION - MANAGEMENT OF MANNING AQUATIC CENTRE, BATHURST**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal of a 12 month extension for the management of the Manning Aquatic Centre.

**MINUTE**

**RESOLUTION NUMBER: CONF2021-13**

**MOVED: Cr I North SECONDED: Cr J Jennings**

**RESOLVED:**

That Council extend Belgravia Leisure's contract for the Management of the Manning Aquatic Centre Bathurst, in accordance with the Director Engineering Services' report.

**12 RESOLVE INTO OPEN COUNCIL**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-53**

**MOVED: Cr I North SECONDED: Cr J Jennings**

**RESOLVED:** That Council resume open Council.

**13 ADOPT REPORT OF THE COMMITTEE OF THE WHOLE**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-54**

**MOVED: Cr W Aubin SECONDED: Cr I North**

**RESOLVED:**

That the Report of the Committee of the Whole, resolution numbers Conf2021-7 to Conf2021-13 be adopted.

**14 MEETING CLOSE**

**MINUTE**

The Meeting closed at 8.00pm.

**CHAIR:**

---

**MINUTES OF THE EXTRAORDINARY MEETING OF  
BATHURST REGIONAL COUNCIL  
HELD ON Wednesday 24 February 2021**

**1 RECORDING OF MEETINGS**

**2 MEETING COMMENCES**

**MINUTE**

Meeting commenced at 3.30pm

**Present:** Cr W Aubin, Cr B Bourke, Cr A Christian, Cr J Fry, Cr G Hanger, Cr M Morse ,  
Cr I North, Cr J Rudge

**3 PRAYER AND ACKNOWLEDGEMENT OF COUNTRY**

**4 APOLOGIES**

**MINUTE**

**MOVED: Cr I North SECONDED: Cr A Christian**

**RESOLVED:** That the apology for the late arrival of Cr J Jennings be accepted.

**5 DECLARATION OF INTEREST**

**Declaration of Interest**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-55**

**MOVED: Cr I North SECONDED: Cr A Christian**

**RESOLVED:** That the Declaration of Interest be noted.

Nil

## 6 RESCISSION MOTIONS

### 6.1 RESCISSION MOTION - SOCIAL MEDIA POLICY - COUNCILLORS

**File No:** 08.00021, 41.00089

#### MINUTE

Cr J Jennings arrived at 3.35pm

**RESOLUTION NUMBER: ORD2021-56**

**MOVED: Cr M Morse SECONDED: Cr J Rudge**

#### **RESOLVED:**

That Council rescind the resolution “DCSF 7.2.5” from the Ordinary Meeting of Council held on Wednesday 17 February, which reads as follows:

#### SOCIAL MEDIA POLICY – COUNCILLORS

That Council:

- i. Adopt the Social Media Policy – Councillors with the following amendments:
  - a. All occurrences of the word “offensive” be deleted from the Policy.
  - b. Delete Clause 5 dot point 6
  - c. Amend Clause 2 dot point 6 to read “Be respectful, cordial, thorough and professional at all times including when referencing and dealing with Council staff”.
- ii. Notify those that made submissions of Council’s decision.

**Rescission MOTION was PUT and LOST.**

**7 MEETING CLOSE**

**MINUTE**

The Meeting closed at 3.52pm.

**CHAIR:**

---



Printed: 2/03/2021 10:58:40AM

Type	Year	No.	Value	Description	Address	Date Determine
10	2020	87	\$4,900,000	Highway service centre	214 Sydney Road KELSO	5/02/2021
10	2020	190	\$0	Three lot rural subdivision	1078 Lachlan Road CALOOLA	23/02/2021
10	2020	217	\$176,937	Installation of two light towers in existing recreation area	189A Browning Street BATHURST	11/02/2021
10	2020	336	\$65,000	Use of existing change-of-use to office	7 Keppel Street BATHURST	19/02/2021
10	2020	385	\$680,000	Demolish existing dwelling & new two storey dwelling & attached garage	165 Rocket Street BATHURST	11/02/2021
10	2020	411	\$299,000	Transportable dwelling	4 Porters Lane YETHOLME	22/02/2021
10	2020	418	\$506,000	Single storey dwelling with attached garage	336 Yetholme Drive YETHOLME	15/02/2021
10	2020	429	\$0	Use of existing building as a dwelling	194 Grove Creek Road TRUNKEY CREEK	5/02/2021
10	2020	434	\$190,000	Second storey additions to existing dwelling	19 Lord Street BATHURST	1/02/2021
10	2020	441	\$310,000	Single Storey dwelling	2531 Sofala Road WIAGDON	5/02/2021
10	2020	444	\$2,800	Alteration to dwelling	46 Havenhand Way MITCHELL	10/02/2021
10	2020	445	\$1,650,000	Construction of a light industrial warehouse	17 Ingersole Drive KELSO	23/02/2021
10	2020	448	\$481,907	Single storey dwelling with attached garage	27 Arcadia Place MEADOW FLAT	23/02/2021
10	2020	451	\$14,000	Construction of a shed	69 Stanley Street BATHURST	11/02/2021
10	2020	459	\$117,000	Additions to two storey rural dwelling and farm shed	4146 Trunkey Road ARKELL	10/02/2021
10	2020	461	\$2,000	Conversion of garage to habitable rooms	203 Rankin Street BATHURST	17/02/2021
10	2020	467	\$1,616,500	Second rural dwelling and in ground swimming pool	251 Saint Anthonys Creek Road GLANMIRE	18/02/2021
10	2020	469	\$620,000	Two storey dwelling with attached garage and pool	1974 Limekilns Road LIMEKILNS	12/02/2021
10	2020	474	\$320,000	Two storey additions and alterations to existing dwelling	30 Blacket Close WINDRADYNE	3/02/2021
10	2020	478	\$300,000	Alterations and additions to an existing dwelling & separate garage	163A Piper Street BATHURST	4/02/2021
10	2020	480	\$19,785	Garage	32 Richardson Street WINDRADYNE	4/02/2021
10	2019	404	\$750,000	MOD - Two storey dwelling with attached garage	135A Hope Street BATHURST	2/02/2021
18	2020	258	\$825,000	Additions and alterations to vehicle showroom and partial demolition	10 Corporation Avenue ROBIN HILL	18/02/2021
10	2020	484	\$1,250,000	5 Lot residential subdivision and construction of 5 dwellings	7 Darling Street EGLINTON	12/02/2021
10	2020	486	\$16,000	Concrete sleeper retaining wall	112 Graham Drive KELSO	11/02/2021
10	2020	487	\$47,872	Shed, carport and awning	32 Logan Street EGLINTON	5/02/2021
10	2020	493	\$0	Use of existing patio cover	14 Tweed Parade KELSO	3/02/2021
10	2020	496	\$17,710	Front fence	287 Keppel Street WEST BATHURST	12/02/2021
10	2020	498	\$200,000	Change of use from veterinary surgery to medical centre	355 Durham Street WEST BATHURST	23/02/2021
10	2020	499	\$596,576	Dual occupancy and two lot residential subdivision	68 Sunbright Road KELSO	3/02/2021
10	2020	500	\$0	commercial signage - Roof sign	12 Littlebourne Street KELSO	4/02/2021
10	2020	511	\$330,000	Single storey dwelling with attached garage, earthworks and retaining	92 Graham Drive KELSO	23/02/2021
10	2020	512	\$243,365	Dual occupancy (Second dwelling) and two lot subdivision	206 Rocket Street BATHURST	4/02/2021
10	2020	513	\$340,000	dual occupancy second dwelling and two lot subdivision	21 Darling Street EGLINTON	4/02/2021
10	2014	355	\$158,067	MOD - Dwelling additions and alterations	14 Blandford Street BATHURST	12/02/2021
10	2020	517	\$510,000	Single storey dwelling with attached garage and separate shed	9 Quigley Close KELSO	3/02/2021
10	2020	48	\$800,000	Storage units and associated earthworks	37 Esrom Street LLANARTH	12/02/2021
10	2021	1	\$100,000	Secondary dwelling and shed	314 Freemantle Road MOUNT RANKIN	19/02/2021
10	2021	4	\$26,000	Construction of a 4 bay shed and relocation of existing shed	97 Church Street PEEL	15/02/2021
10	2021	9	\$19,200	Construction of a garage	9 Boundary Road ROBIN HILL	23/02/2021
10	2021	10	\$305,000	Dual occupancy (second dwelling) and two lot residential subdivision	12 Victoria Street EGLINTON	10/02/2021
10	2018	77	\$20,000	Modification - demolition, alt and add to existing two storey dwelling	103 Havannah Street BATHURST	15/02/2021
10	2020	293	\$208,000	MOD -Demolish shed & construct single storey dwelling & retaining wall	7 Lewins Street SOUTH BATHURST	19/02/2021



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Type	Year	No.	Value	Description	Address	Date Determine
18	2021	15	\$530,000	Industrial building and office space	25 Bradwardine Road ROBIN HILL	17/02/2021
10	2021	12	\$365,000	Single storey dwelling	6 Percival Place KELSO	17/02/2021
10	2021	13	\$17,000	Shed	3772 Limekilns Road WATTLE FLAT	4/02/2021
18	2021	16	\$385,562	Single storey dwelling with attached garage	78 George Thomas Close THE LAGOON	9/02/2021
18	2021	17	\$236,975	Single storey dwelling with attached garage	7 Lockwood Rise KELSO	1/02/2021
10	2021	17	\$564,000	Single storey dwelling with attached garage and detached shed	27 Fairleigh Place KELSO	19/02/2021
18	2021	20	\$456,674	Construction of a single storey dwelling with attached garage	119 Hughes Street KELSO	3/02/2021
18	2021	21	\$237,000	Construction of a single storey dwelling with attached garage	2 Percival Place KELSO	2/02/2021
10	2021	22	\$12,000	Earthworks and retaining walls	35 Parer Road ABERCROMBIE	26/02/2021
10	2017	394	\$4,350	Mod - Animal breeding facility	1557 Rockley Road FOSTERS VALLEY	12/02/2021
10	2021	23	\$300,000	Additional storey to existing single-storey dwelling and new septic	208 Boundary Road ROBIN HILL	18/02/2021
18	2021	27	\$539,630	Single storey dwelling with attached garage	21 Wallace Way KELSO	2/02/2021
18	2021	28	\$496,000	Single storey dwelling with attached garage	94 Graham Drive KELSO	17/02/2021
18	2021	29	\$30,000	Swim spa and safety barrier	9 Willman Place SOUTH BATHURST	18/02/2021
18	2021	30	\$307,000	Construction of a single storey dwelling with attached garage	20 Sunbright Road KELSO	3/02/2021
10	2021	26	\$2,000	Use of existing retaining wall	41 Westbourne Drive LLANARTH	25/02/2021
18	2021	31	\$529,396	Construction of a single storey dwelling with attached garage	58 Sunbright Road KELSO	3/02/2021
18	2021	32	\$283,630	Single storey dwelling and attached garage	16 Keystone Rise KELSO	18/02/2021
18	2021	33	\$5,000	Internal alterations for fitout of food premises	44 Rocket Street SOUTH BATHURST	15/02/2021
18	2021	35	\$461,660	Construction of a single storey dwelling with attached garage	48 Sunbright Road KELSO	9/02/2021
10	2021	31	\$43,450	Construction of a patio and enclose part of the existing patio	270 Hartwood Avenue ROBIN HILL	19/02/2021
10	2021	33	\$25,000	Erection of temporary structures	Mountain Straight MOUNT PANORAMA	24/02/2021
10	2021	34	\$12,000	Earthworks & Retaining Walls	96 Graham Drive KELSO	25/02/2021
18	2021	37	\$420,000	Single storey dwelling with attached garage	17 Meagher Street LLANARTH	8/02/2021
18	2021	38	\$397,000	Single storey dwelling with attached garage	23 Meagher Street LLANARTH	12/02/2021
18	2021	39	\$334,085	Construction of a single storey dwelling with attached garage	14 Lockwood Rise KELSO	10/02/2021
18	2021	40	\$420,000	Single storey dwelling with attached garage and swimming pool	18 Connolly Drive KELSO	12/02/2021
18	2021	41	\$40,000	Internal alterations to commercial premises	40 William Street BATHURST	17/02/2021
10	2021	42	\$14,000	Shed and attached carport	67 Newlands Crescent KELSO	26/02/2021
18	2021	43	\$279,057	Construction of a single storey dwelling with attached garage	10 Burlington Rise KELSO	17/02/2021
18	2021	45	\$309,851	Construction of a single storey dwelling with attached garage	43 Newlands Crescent KELSO	17/02/2021
18	2021	47	\$292,851	Construction of a single storey dwelling with attached garage	3 Burlington Rise KELSO	17/02/2021
10	2020	459	\$117,000	MOD - Separate Dwelling - Additions and Farm Shed - Rural Outbuilding	4146 Trunkey Road ARKELL	22/02/2021
18	2021	54	\$365,000	Construction of a single storey dwelling with attached garage	8 Jarvis Street LLANARTH	26/02/2021
18	2021	56	\$260,000	construction of a single storey dwelling with attached garage	45 Sunbright Road KELSO	22/02/2021
18	2021	61	\$411,759	Single storey dwelling with attached garage	44 Sunbright Road KELSO	24/02/2021
18	2021	64	\$303,537	Single storey dwelling with attached garage	7 Bolton Street KELSO	24/02/2021
18	2021	67	\$620,379	Construction of a single storey dwelling with attached garage	9 Meagher Street LLANARTH	25/02/2021



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Type	Year	No.	Value	Description	Address	Date Determine
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Type	Year	No.	Value	Description	Address
10	2017	214	\$75,000	Internal office addition to existing hangar	PJ Moodie Drive RAGLAN
10	2018	395	\$0	205 lot residential subdivision	Colville Street WINDRADYNE
10	2017	142	\$0	MOD -Internal and external alterations to existing commercial building	205 Howick Street BATHURST
10	2019	146	\$0	10 Lot industrial subdivision	Havannah Street BATHURST
10	2019	328	\$50,000	Additions and alterations to church	36A Bant Street BATHURST
10	2020	9	\$0	Demolition of existing workshop and construction of new workshop	42 Durham Street BATHURST
10	2020	31	\$420,000	Bakery and cafe and two lot subdivision	369 Stewart Street MITCHELL
10	2020	32	\$1,700,000	Motel and two lot commercial subdivision	369 Stewart Street MITCHELL
10	2020	92	\$2,815,000	New service station, fast food outlet and 3 lot subdivision	5350 Great Western Highway RAGLAN
10	2020	110	\$0	38 lot industrial subdivision with new roads	4040 O'Connell Road KELSO
10	2020	111	\$450,000	Multiple dwellings - three and four lot residential subdivision	121 William Street BATHURST
10	2020	126	\$2,880	Alterations to dwelling - replace window	31 Havannah Street BATHURST
10	2020	133	\$0	8 lot consolidation and two lot subdivision	1 High Street HILL END
18	2020	66	\$402,500	Proposed principal and attached secondary dwelling	49 Sunbright Road KELSO
10	2020	146	\$49,900	Reclamation project - sunny corner mine	83 Dark Corner Road SUNNY CORNER
10	2020	156	\$30,000	Shop 1 - fitout of existing unit for use as cafe	1/11 Corporation Avenue ROBIN HILL
10	2020	180	\$0	198 lot residential subdivision and new roads	Limekilns Road KELSO
10	2020	199	\$8,500	Use of existing alterations to unit development	4 Keppel Street BATHURST
10	2020	200	\$7,000	Use of existing alterations - internal timber staircase	4 Keppel Street BATHURST
10	2020	201	\$9,500	use of existing alterations to unit development	4 Keppel Street BATHURST
10	2020	202	\$6,500	Use of existing masonry fence	6 Keppel Street BATHURST
10	2020	211	\$5,000	Retaining wall	6 Gell Place ABERCROMBIE
10	2020	289	\$113,200	Alterations and additions to industrial building	17 Upfold Street GORMANS HILL
10	2020	305	\$1,800,000	Demolition and part demolish of dwellings, construct 2 storey motel	99 Durham Street BATHURST
10	2020	313	\$550,000	Single storey dwelling with detached shed	428 Conrod Straight MOUNT PANORAMA
10	2020	314	\$15,000	Change of use from garage to habitable rooms	1336 Limekilns Road CLEAR CREEK
10	2020	318	\$1,960,000	Six multi-dwellings houses	1 Rankin Street BATHURST
10	2020	325	\$34,000	Conversion of shed to habitable rooms	32 Beath Street WATTLE FLAT
10	2020	354	\$10,000	Fences - front and side	327 Rankin Street BATHURST
10	2020	360	\$4,000	Use of existing retaining wall	37 Westbourne Drive LLANARTH
10	2020	366	\$18,000	Shed	37 Westbourne Drive LLANARTH
10	2020	369	\$8,000	Earthworks and Retaining Wall	17 Connolly Drive KELSO
18	2020	189	\$170,000	Single storey dwelling with attached garage	9 Fairleigh Place KELSO
10	2020	397	\$850,000	Construction of a single storey dwelling with attached garage	5 Delaware Crescent ROBIN HILL
10	2019	349	\$500,000	MOD - Alterations and additions to existing dwelling	143 Brilliant Street BATHURST
10	2020	404	\$0	Two lot rural subdivision (Boundary adjustment)	334 Wells Access Road WATTLE FLAT
18	2020	212	\$288,000	Single storey dwelling with attached garage	12 Fairleigh Place KELSO
10	2020	436	\$0	169 Lot Residential subdivision and bulk earthworks	Laffing Waters Lane LAFFING WATERS
10	2020	442	\$240,000	Partial demolition, alterations and additions to existing dwelling	248 Peel Street BATHURST
10	2020	464	\$1,380,000	Retail premises	226 Sydney Road KELSO
10	2020	470	\$200,000	Single storey dwelling with attached garage	Curragh Road COPPERHANNIA
10	2020	471	\$180,000	Single storey dwelling with attached garage	3421 Freemantle Road GOWAN
10	2020	50	\$0	MOD - Two lot residential subdivision	34 Busby Street SOUTH BATHURST
10	2020	476	\$500	Earthworks	34 Newlands Crescent KELSO
10	2020	479	\$19,800	Construction of a shed	23 Douglas Court KELSO
10	2020	481	\$7,000	Conversion of Garage to habitable room	7 Rivett Place KELSO
10	2020	489	\$880,000	Additional 5 x 2 storey dwelling units	183 Rocket Street BATHURST
10	2020	491	\$0	Subdivision - Boundary Adjustment	2663 The Bridle Track BRUINBUN
10	2020	494	\$600,000	12 industrial units and strata subdivision	40 Hampden Park Road KELSO
10	2020	495	\$53,000	Construction of a Deck	93 Graham Drive KELSO
10	2020	502	\$20,000	Construction of a retaining wall	5 Irving Place ROBIN HILL
10	2020	506	\$35,000	Concrete crushing facility	20 Toronto Street KELSO
10	2020	508	\$7,500,000	139 lot subdivision including 4 open spaces	Marsden Lane KELSO
10	2020	510	\$315,250	Two-storey addition to dwelling	351 Howick Street BATHURST
10	2020	514	\$0	Two lot residential subdivision	8 Samuel Way THE LAGOON
10	2020	515	\$30,000	Hotel beer garden awning and amenities building	132 William Street BATHURST
10	2020	518	\$1,855,536	Telecommunication facility and associated infrastructure	366 Panorama Avenue MITCHELL
18	2021	5	\$333,300	Single storey dwelling with attached garage	8 Burlington Rise KELSO



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Type	Year	No.	Value	Description	Address
10	2021	2	\$600,000	Dual occupancy and two lot residential subdivision	19 Nelson Street RAGLAN
10	2021	3	\$401,499	Construction of a single storey dwelling	398 Eusdale Road YETHOLME
10	2021	6	\$35,000	Construction of prefabricated cottage	34 Parkes Street ROCKLEY
10	2021	7	\$30,000	Telecommunications Tower	3567 Freemantle Road GOWAN
10	2021	8	\$22,000	Patio cover	6 Weeronga Way KELSO
10	2021	11	\$148,000	Construction of farm shed	46 Lagoon Road ORTON PARK
10	2021	15	\$524,715	Construction of a split level dwelling	8 Percival Place KELSO
10	2021	18	\$0	181 lot Residential Subdivision	240A Limekilns Road KELSO
10	2021	20	\$11,293	Construction of an awning attached to existing garage	30 Locke Street RAGLAN
10	2020	95	\$1,250,000	MOD - Alterations & additions to existing hotel	170 William Street BATHURST
10	2019	376	\$400,000	MOD - Single storey rural dwelling	1770 Freemantle Road MILKERS FLAT
10	2021	24	\$119,000	Construction of a storage shed	31 Vale Road SOUTH BATHURST
10	2021	25	\$152,000	additions and alterations to existing dwelling	99 Rocket Street BATHURST
10	2021	27	\$400,000	Construction of a new single dwelling and separate metal clad shed.	80 George Thomas Close THE LAGOON
10	2021	28	\$150,000	Additions and alterations to existing dwelling and partial demolition	24 Torch Street SOUTH BATHURST
10	2021	30	\$0	Two lot subdivision	297 Howards Drive MOUNT RANKIN
10	2020	266	\$0	MOD 46 lot residential subdivision including 1 open space lot	67 Emerald Drive KELSO
10	2021	32	\$8,400	Construction of shed and carport	30 Bowen Street SOFALA
10	2021	35	\$16,000	Earthworks and retaining wall	19 Bolton Street KELSO
10	2021	36	\$1,733,141	Two storey dwelling with attached garage	235 Bentinck Street BATHURST
10	2021	37	\$4,000	Additions and alterations to existing dwelling	228 Peel Street BATHURST
10	2017	480	\$1,000,000	MOD - four light industrial units and directory board sign	11 Watt Drive ROBIN HILL
10	2021	38	\$48,000	demolition and construction of animal nursery shed at Sofala Showgroun	Sofala Road SOFALA
10	2021	39	\$283,250	Partial demolition and addition to existing dwelling	137 Longridge Road BILLYWILLINGA
10	2021	40	\$20,000	Alterations to existing shopfront and signage	40 William Street BATHURST
10	2021	41	\$70,000	Demolition of existing building and sheds	159 Eglinton Road ABERCROMBIE
18	2021	42	\$2,500	additions and alterations to an existing dwelling	42 Freestone Way WINDRADYNE
10	2021	43	\$4,000	Earth works	67 Emerald Drive KELSO
10	2021	44	\$535,900	dual occupancy & two lot residential subdivision	11 Kirkland Road KELSO
10	2021	45	\$30,000	Shed	18 Connolly Drive KELSO
10	2021	46	\$0	39 lot Community Title subdivision	23 Durham Street BATHURST
10	2021	48	\$220,000	Dual occupancy (second Dwelling) and 2 lot boundary adjustment	2 Poate Street WINDRADYNE
10	2021	49	\$300	Change of use to beauty treatment room and signage	27 Alexander Street EGLINTON
10	2021	51	\$25,000	Swimming pool and awning	18 Icely Street EGLINTON
18	2021	44	\$316,419	Construction of a single storey dwelling with attached garage	46 Newlands Crescent KELSO
10	2021	52	\$15,000	Construction of a shed	34 Christie Street RAGLAN
10	2021	53	\$743,136	Farm sheds for cattle Intensive Livestock Agriculture and manure shed	Evans Plains Road EVANS PLAINS
10	2021	54	\$508,755	construct second rural dwelling	223 White Rock Road WHITE ROCK
10	2021	55	\$8,500	Retaining walls	1 Dillon Drive KELSO
10	2021	56	\$190,000	Alterations and additions to existing dwelling	214 Brilliant Street BATHURST
10	2021	57	\$149,000	Ground Mount Solar 97.2KW	307 Quarry Road COW FLAT
10	2021	58	\$35,000	Shed and carport	242 Billywillinga Road BILLYWILLINGA
10	2021	59	\$250,000	Dual occupancy - Construction of single story dwelling	350 Molybdonite Road LOCKSLEY
10	2021	60	\$337,220	Alterations and additions to dwelling	256 Piper Street BATHURST
18	2021	51	\$520,000	Dwelling	14 Connolly Drive KELSO
18	2021	52	\$50,000	In ground swimming pool and safety fence	48 Meagher Street LLANARTH
10	2021	62	\$33,200	Construction of a shed	4173 O'Connell Road WHITE ROCK
18	2021	55	\$180,000	fitout and upgrade of internal existing commercial space	203 Russell Street BATHURST
18	2021	57	\$18,400	Swimming pool, paving and fence	5 Vincent Crescent KELSO
10	2021	63	\$20,000	Shed	73 Alexander Street EGLINTON
10	2021	64	\$450,000	New double-storey dwelling with shed	7 Twynam Avenue WINDRADYNE
10	2020	16	\$670,000	Modification - two storey dwelling with attached garage.	45 James Barnet Drive KELSO
10	2021	65	\$13,600	Painting facade on heritage building	151 George Street BATHURST
18	2021	58	\$0	Alts and adds to existing commercial premises	39 William Street BATHURST
18	2021	60	\$308,831	Dwelling	39 Newlands Crescent KELSO

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Type	Year	No.	Value	Description	Address
10	2021	67	\$472,888	Single storey dwelling with attached garage carport & alfresco area	68 George Thomas Close THE LAGOON
10	2021	68	\$520,000	Construction of a single storey dwelling	14 Connolly Drive KELSO
10	2021	69	\$1,100,000	Six eco-cabins	350 Molybdonite Road LOCKSLEY
10	2021	70	\$30,000	Shed with attached awning	2 Cardinia Avenue ROBIN HILL
10	2021	71	\$33,000	Shed	16 Heylin Place SOUTH BATHURST
18	2021	63	\$0	primary dwelling and secondary dwelling	21 Bolton Street KELSO
10	2021	72	\$303,537	Single storey dwelling	7 Bolton Street KELSO
10	2021	73	\$0	two lot industrial subdivision	7 Adrienne Street RAGLAN
10	2021	74	\$0	Removal of two trees	166A William Street BATHURST
18	2021	65	\$260,000	construction of a single storey dwelling with attached garage	23 Wallace Way KELSO
10	2021	75	\$10,000	Intensification of mining facility	Trunkey Road CALOOLA
10	2021	66	\$5,000	Use of existing garage to habitable area	6 Whiteman Place WINDRADYNE
10	2021	76	\$10,990	Construction of a carport	28 Barr Street WINDRADYNE
10	2021	77	\$30,000	shed	247 The Bridle Track DURAMANA
10	2021	78	\$350,000	Additions and alterations to exiting commercial premise	104 Piper Street BATHURST
10	2021	79	\$15,000	Earthworks	100 Graham Drive KELSO
10	2021	80	\$12,000	Construction of shed	43 Mendel Drive KELSO
10	2021	81	\$0	two lot subdivision	108 Samuel Way THE LAGOON
10	2021	82	\$377,427	Construction of a second dwelling	447 Limekilns Road KELSO
10	2021	83	\$0	Colorbond Shed and Earthworks	69 George Thomas Close THE LAGOON
10	2021	84	\$160,000	Alterations and additions, demolition, change of use & signage	81-83 George Street BATHURST
10	2021	85	\$6,006	demolition of a single storey structure	42 Godfrey Street RAGLAN
18	2021	70	\$363,000	Single storey dwelling with attached garage	9 Kirkland Road KELSO
10	2019	405	\$750,000	MOD - Single Storey Dwelling, swimming pool, garage, retaining walls	17 Gell Place ABERCROMBIE
10	2021	86	\$24,285	Construction of a deck with a glassed in patio.	42 College Road SOUTH BATHURST
10	2021	87	\$26,000	Install of a 12 x 6m Colorbond shed with electrical works.	121 Evernden Road LLANARTH
10	2021	88	\$65,000	Fitout, use and 24-hour operation of laundromat	35 William Street BATHURST
10	2021	89	\$2,500	constructiun of pergola	42 Freestone Way WINDRADYNE
10	2021	90	\$170,000	Proposed detached habitable rooms	503 White Rock Road WHITE ROCK
18	2021	71	\$490,000	Dwelling	4 Percival Place KELSO
18	2021	72	\$475,000	single storey dwelling with attached garage	21 Connolly Drive KELSO
10	2021	91	\$41,864	Shed	10 Matthews Street WINDRADYNE
10	2021	92	\$11,000	construction of work shop and carport	125 Keppel Street BATHURST
10	2021	93	\$439,978	New single dwelling	67 George Thomas Close THE LAGOON
18	2019	177	\$412,628	MOD - construction of single storey dwelling	18 Gell Place ABERCROMBIE
10	2021	94	\$201,000	Single storey dwelling with onsite waste water system	323 Yetholme Drive YETHOLME

## Applications Over 40 Days

## Attachment 9.1.2.4



LIVE

App	Year	No.	Description	Address	Application Date	Days Open	Stop Days	Reason
10	2017	142	MOD Internal and external alterations to existing	205 Howick Street BATHURST	28/02/2019	728	708	Additional documents requested
10	2017	214	Internal office addition to existing hangar	PJ Moodie Drive RAGLAN	16/06/2017	1,350	1,304	Additional information requested
10	2018	395	204 lot residential subdivision	Colville Street WINDRADYNE	18/10/2018	861	833	Report to Planing Panel being prepared
10	2019	146	10 Lot industrial subdivision	Havannah Street BATHURST	14/05/2019	653	36	Waiting further information
10	2020	9	Demolition of existing workshop and construction of new	42 Durham Street BATHURST	15/01/2020	407		Amended plans submitted
10	2020	31	Bakery and cafe and two lot subdivision	369 Stewart Street MITCHELL	4/02/2020	387	383	Additional information requested
10	2020	32	Motel and two lot commercial subdivision	369 Stewart Street MITCHELL	4/02/2020	387	383	Additional information requested
10	2020	50	MOD - Two lot residential subdivision	34 Busby Street SOUTH BATHURST	2/12/2020	85		Additional information requested
10	2020	60	Motel, garden centre, storage/warehouse and 3 lot	61 Sydney Road RAGLAN	26/02/2020	365	318	Under Assessment
10	2020	92	New service station, fast food outlet and 3 lot subdivision	5350 Great Western Highway RAGLAN	18/03/2020	344	328	Under Assessment
10	2020	110	38 lot industrial subdivision with new roads	4040 O'Connell Road KELSO	2/04/2020	329	81	Waiting TfNSW comments
10	2020	111	Multiple dwellings - three and four lot residential subdivision	121 William Street BATHURST	7/04/2020	324	321	Additional information requested
10	2020	126	Alterations to dwelling - replace window	31 Havannah Street BATHURST	24/04/2020	307	295	Additional information requested
10	2020	133	8 lot consolidation and two lot subdivision	1 High Street HILL END	4/05/2020	297	257	RFS requested additional information
10	2020	146	Reclamation project - sunny corner mine	83 Dark Corner Road SUNNY CORNER	13/05/2020	288	282	Owners consent (Crown land) required
10	2020	156	Shop 1 - fitout of existing unit for use as cafe	1/11 Corporation Avenue ROBIN HILL	19/05/2020	282		Amended plans submitted
10	2020	180	198 lot residential subdivision and new roads	Limekilns Road KELSO	5/06/2020	265		Awaiting comments from NRAR
10	2020	199	Use of existing alterations to unit development	4 Keppel Street BATHURST	24/06/2020	246	205	Additional information requested
10	2020	200	Use of existing alterations - internal timber staircase	4 Keppel Street BATHURST	24/06/2020	246	205	Additional information requested
10	2020	201	use of existing alterations to unit development	4 Keppel Street BATHURST	24/06/2020	246	205	Additional information requested
10	2020	202	Use of existing masonry fence	2A Keppel Street BATHURST	24/06/2020	246	205	Additional information requested
10	2020	211	Retaining wall	6 Gell Place ABERCROMBIE	3/07/2020	237		Waiting for CCTV
10	2020	289	Alterations and additions to industrial building	17 Upfold Street GORMANS HILL	20/08/2020	189		Waiting further information
10	2020	305	Demolition and part demolish of dwellings, construct 2 storey	103 Durham Street BATHURST	1/09/2020	177	146	Under Assessment
10	2020	313	Single storey dwelling with detached shed	428 Conrod Straight MOUNT PANORAMA	7/09/2020	171		Additional information received
10	2020	314	Change of use from garage to habitable rooms	1336 Limekilns Road CLEAR CREEK	8/09/2020	170	163	Additional information requested
10	2020	318	Six multi-dwellings houses	1 Rankin Street BATHURST	9/09/2020	169	124	Awaiting comments from NRAR
10	2020	325	Conversion of shed to habitable rooms	32 Beath Street WATTLE FLAT	14/09/2020	164		Waiting further information
10	2020	336	Use of existing change-of-use to office	7 Keppel Street BATHURST	18/09/2020	160	88	Waiting on amended plans
10	2020	354	Fences - front and side	327 Rankin Street BATHURST	1/10/2020	147		Waiting on amended plans
10	2020	360	Use of existing retaining wall	37 Westbourne Drive LLANARTH	2/10/2020	146	128	Under Assessment
10	2020	369	Earthworks and Retaining Wall	17 Connolly Drive KELSO	7/10/2020	141	125	Applicant may amend plan
10	2020	397	Single storey dwelling with attached garage	5 Delaware Crescent ROBIN HILL	20/10/2020	128	121	Waiting on amended plans
10	2020	404	Two lot rural subdivision (Boundary adjustment)	334 Wells Access Road WATTLE FLAT	23/10/2020	125		Under Assessment

Year	Item No	Description	Address	Start Date	End Date	Status	Notes
10	2020	436	169 Lot Residential subdivision and bulk earthworks	Laffing Waters Lane LAFFING WATERS	11/11/2020	106	Approved
10	2020	442	Partial demolition, alterations and additions to existing	248 Peel Street BATHURST	13/11/2020	104	Awaiting feedback from submission
10	2020	464	Retail premises	226 Sydney Road KELSO	26/11/2020	91	Waiting comments from NRAR and TfNSW
10	2020	470	Single storey dwelling with attached garage	Curragh Road COPPERHANNIA	30/11/2020	87	Under Assessment
10	2020	471	Single storey dwelling with attached garage	3421 Freemantle Road GOWAN	1/12/2020	86	Waiting further information
10	2020	476	Earthworks	34 Newlands Crescent KELSO	8/12/2020	79	Additional information requested
10	2020	479	Construction of a shed	23 Douglas Court KELSO	9/12/2020	78	72 Neighbour submission process
10	2020	481	Conversion of Garage to habitable room	7 Rivett Place KELSO	9/12/2020	78	Additional information received
10	2020	489	Additional 5 x 2 storey dwelling units	183 Rocket Street BATHURST	10/12/2020	77	RFI / Redesign Required
10	2020	491	Subdivision - Boundary Adjustment	2663 The Bridle Track BRUINBUN	11/12/2020	76	Under Assessment
10	2020	494	12 industrial units and strata subdivision	40 Hampden Park Road KELSO	14/12/2020	73	Under Assessment
10	2020	495	Construction of a Deck	93 Graham Drive KELSO	14/12/2020	73	68 Waiting on submission of CC application
10	2020	502	Construction of a retaining wall	5 Irving Place ROBIN HILL	17/12/2020	70	68 Waiting on additional information
10	2020	506	Concrete crushing facility	20 Toronto Street KELSO	21/12/2020	66	Additional information received
10	2020	508	139 lot subdivision including 4 open spaces	Marsden Lane KELSO	21/12/2020	66	Waiting further information
10	2020	510	Two-storey addition to dwelling	351 Howick Street BATHURST	22/12/2020	65	Under Assessment
10	2020	514	Two lot residential subdivision	8 Samuel Way THE LAGOON	23/12/2020	64	Waiting further information
10	2020	515	Hotel beer garden awning and amenities building	132 William Street BATHURST	23/12/2020	64	Awaiting amended plans
10	2020	518	Telecommunication facility and associated infrastructure	366 Panorama Avenue MITCHELL	23/12/2020	64	Under Assessment
10	2021	2	Dual occupancy and two lot residential subdivision	19 Nelson Street RAGLAN	10/01/2021	46	Waiting on amended plans
10	2021	3	Construction of a single storey dwelling	398 Eusdale Road YETHOLME	11/01/2021	45	Under Assessment
10	2021	6	Construction of prefabricated cottage	34 Parkes Street ROCKLEY	12/01/2021	44	Under assessment
10	2021	7	Telecommunications Tower	3567 Freemantle Road GOWAN	14/01/2021	42	Under Assessment
10	2021	8	CONSTRUCTION OF A PATIO COVER	6 Weeronga Way KELSO	14/01/2021	42	Waiting further information
10	2021	11	Construction of farm shed	46 Lagoona Road ORTON PARK	15/01/2021	41	6 Waiting on redesign by applicant

## Attachment 9.1.2.4

1/2/2021 - 28/2/2021

Council DA	Lot	DP	Street No	Street Name	Suburb	Postcode	Category	Environmental Planning Instrument	Zoning Of Land	Development Standard To Be Varied	Justification Of Variation	Extent Of Variation	Concurring Authority	Date Determined
2020/0217	7324	1157012	189A	Browning St	BATHURST	2795	Residential	Bathurst Regional Local Environmental Plan	6(a) Local Recreation	4.3	See record file No. 2020/217/026 (Council report)	201%	Council	11/02/2021



Bathurst Regional Council  
 PMB 17  
 158 Russell Street  
 BATHURST NSW 2795  
 Telephone: 02 6333 6111  
 Fax: 02 6331 7211  
 Email: [council@bathurst.nsw.gov.au](mailto:council@bathurst.nsw.gov.au)

**Important Notice!**

**This map is not a precise survey document. Accurate locations can only be determined by a survey on the ground.**

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Drawn By: Fern-Alice Finn

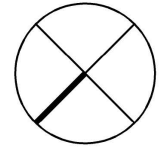
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Projection: GDA94 / MGA zone 55

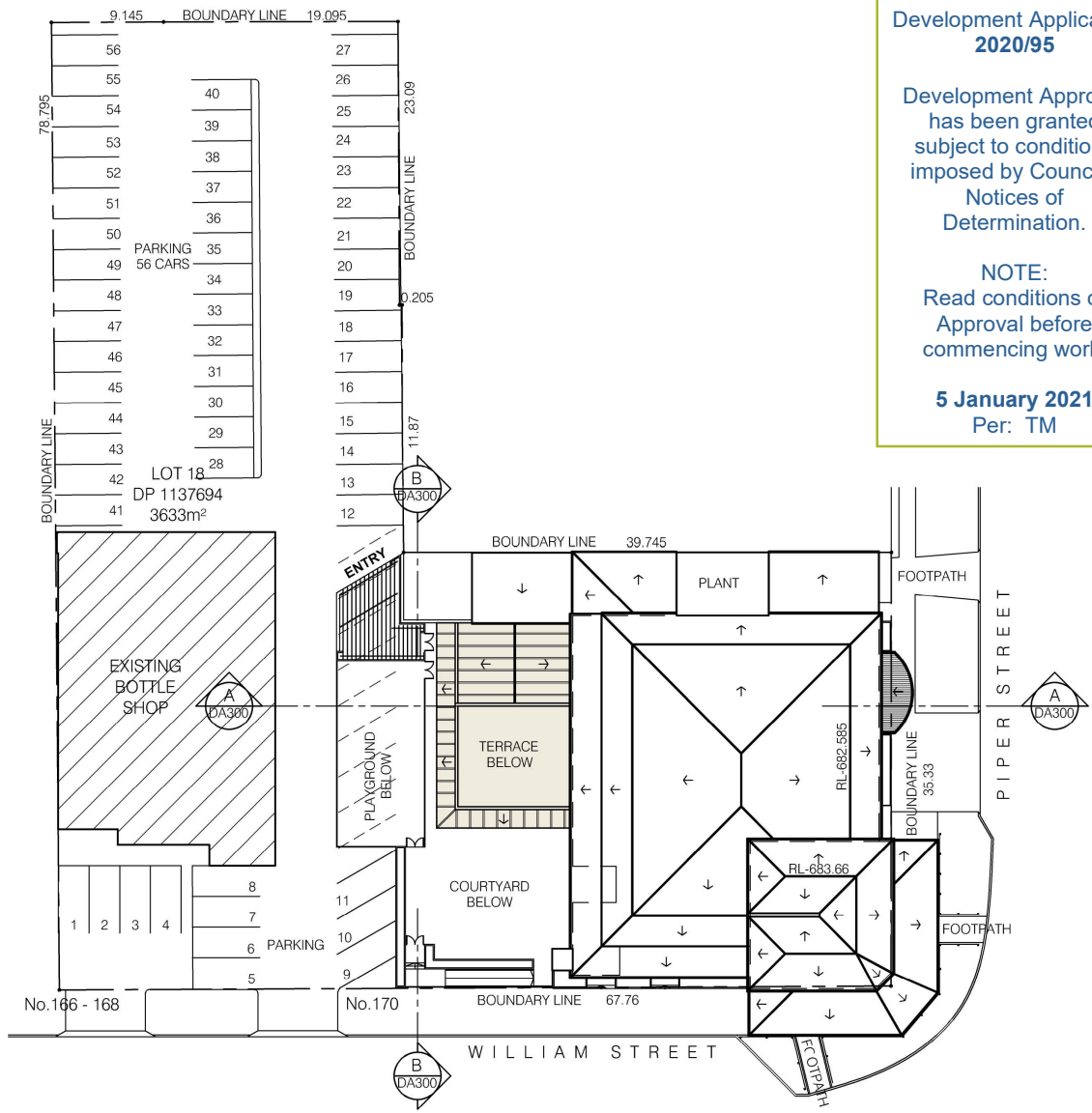
Map Scale: 1:1085 @ A4

**Aerial Map – Lot 18 DP 1137694,  
 170 William Street Bathurst NSW 2795**





**BATHURST REGIONAL COUNCIL**  
 Development Application  
**2020/95**  
 Development Approval  
 has been granted  
 subject to conditions  
 imposed by Council's  
 Notices of  
 Determination.  
**NOTE:**  
 Read conditions of  
 Approval before  
 commencing work.  
**5 January 2021**  
 Per: TM



**GFA CALCULATIONS**

SITE AREA	- 3633.0m <sup>2</sup>
<b>GFA</b>	
EXISTING BOTTLE SHOP	- 431.1m <sup>2</sup>
EXISTING GROUND FLOOR	- 823.2m <sup>2</sup>
EXISTING FIRST FLOOR	- 607.6m <sup>2</sup>
<b>EXISTING TOTAL</b>	<b>- 1861.9m<sup>2</sup></b>
PROPOSED GROUND FLOOR	- 980.8m <sup>2</sup>
PROPOSED FIRST FLOOR	- 676.9m <sup>2</sup>
<b>PROPOSED TOTAL</b>	<b>- 2088.8m<sup>2</sup></b>
<b>FSR</b>	
EXISTING	- 0.51 : 1 (51.2%)
PROPOSED	- 0.57 : 1 (57.4%)

**LICENSED AREA CALCULATIONS**

PROPOSED GROUND FLOOR	- 990.6m <sup>2</sup>
PROPOSED FIRST FLOOR	- 555.3m <sup>2</sup>
<b>PROPOSED TOTAL</b>	<b>- 1545.9m<sup>2</sup></b>

**LEGEND**

- NEW WORKS.
- EXISTING WALLS TO BE RETAINED.
- EXISTING WALLS TO BE DEMOLISHED.
- NEW WALLS.
- RL 674.60 - PROPOSED LEVELS.
- EXISTING LEVELS.


Issue/Amendment	Date
C	DA ISSUE 19.03.20
B	PRELIMINARY DA ISSUE 2 18.03.20
A	PRELIMINARY DA ISSUE 11.03.20

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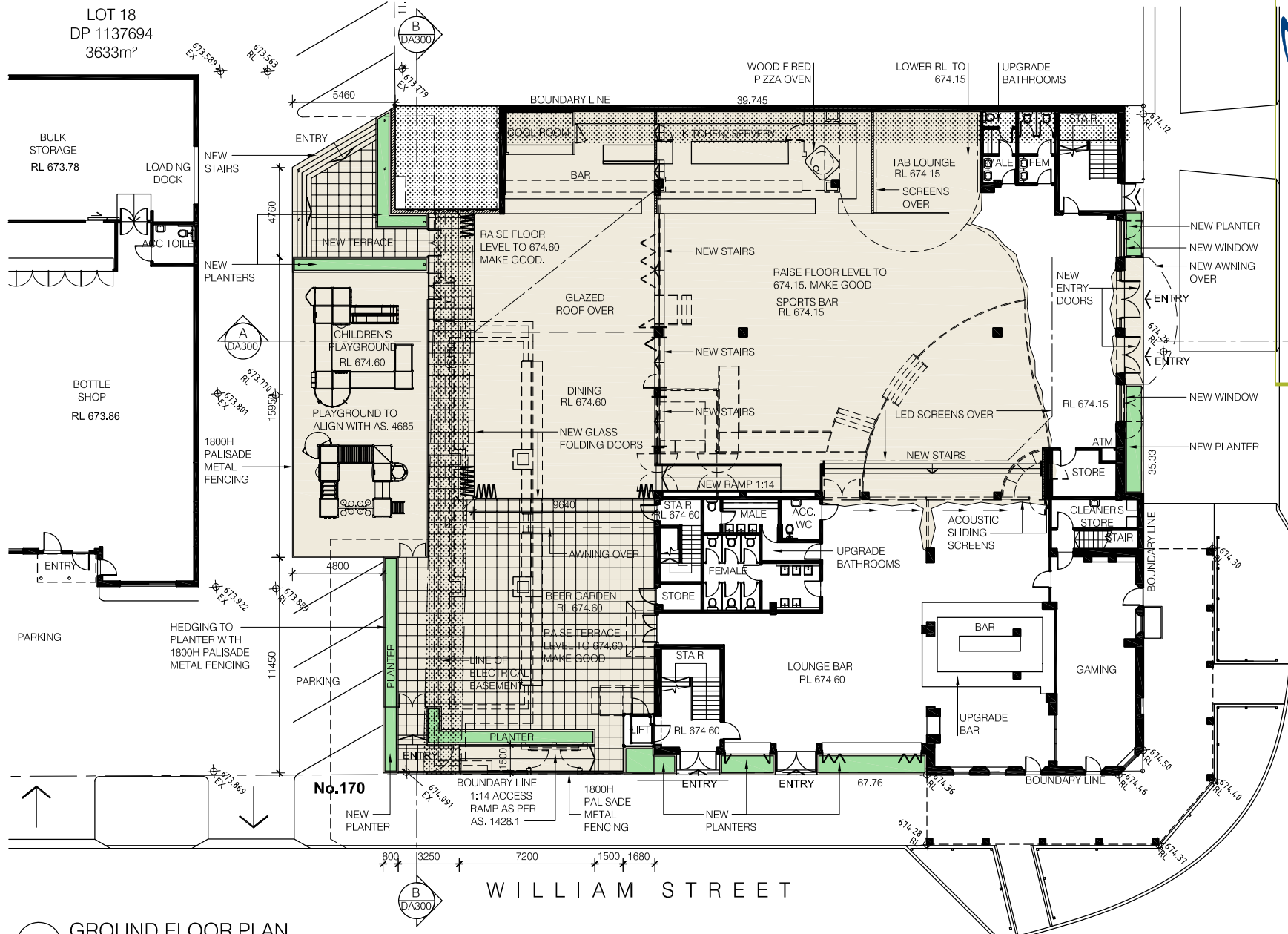


**GROUP ARCHITECTS**  
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 T: +61 2 9669 1035 E: info@grouparchitects.com.au

address  
 CNR WILLIAM ST + PIPER STREET BATHURST NSW  
 drawing  
 ROOF PLAN / SITE PLAN

SCALE: 1:400  
 ISSUE: 'C' DATE: MAR 2020  
 DWG No.: GA2020-013 DA100

**ROOF PLAN / SITE PLAN**  
 SCALE 1:400



**BATHURST REGIONAL COUNCIL**  
 Development Application  
 2020/95

Development Approval  
 is hereby granted  
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 5 January 2021  
 Per: TM

Issue/Amendment	Date
C DA ISSUE	19.03.20
B PRELIMINARY DA ISSUE 2	18.03.20
A PRELIMINARY DA ISSUE	11.03.20

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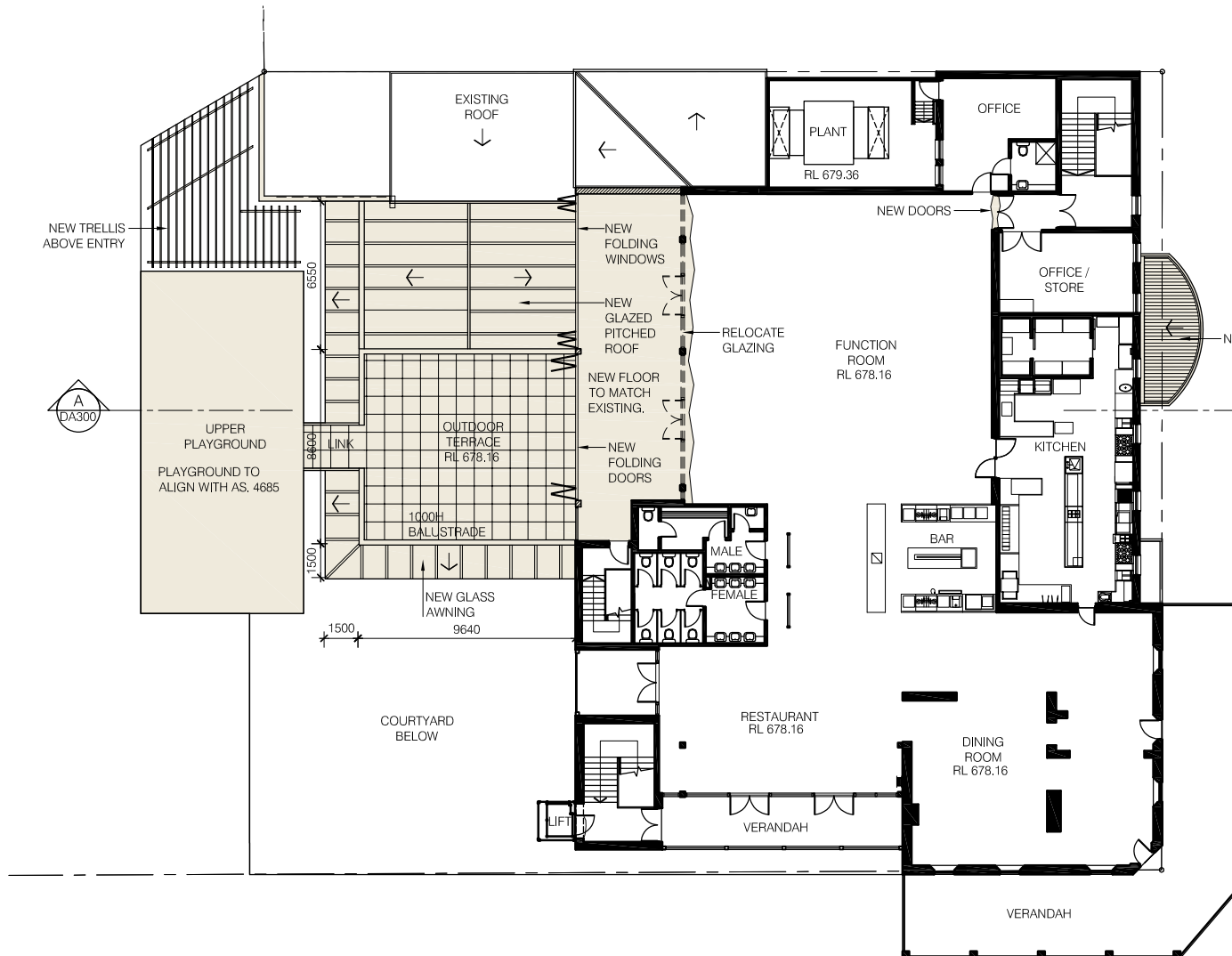
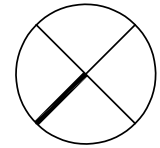
**GROUP ARCHITECTS**  
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address:  
 CNR WILLIAM ST + PIPER STREET BATHURST NSW

drawing:  
 GROUND FLOOR PLAN

SCALE: 1:200  
 ISSUE: 'C' DATE: MAR 2020  
 DWG No.: GA2020-013 DA101

**GROUND FLOOR PLAN**  
 SCALE 1:200



**BATHURST REGIONAL COUNCIL**  
 Development Application 2020/95

Development Approval has been granted subject to conditions imposed by Council's Notices of Determination.

**NOTE:**  
 Read conditions of Approval before commencing work.  
 5 January 2021  
 Per: TM


C	DA ISSUE	19.03.20
B	PRELIMINARY DA ISSUE 2	18.03.20
A	PRELIMINARY DA ISSUE	11.03.20
Issue /Amendment		Date

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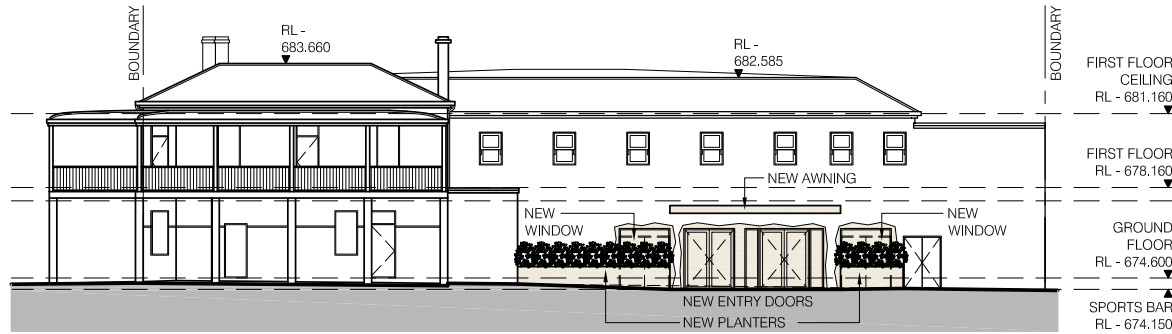
OXFORD HOTEL

address  
 CNR WILLIAM ST + PIPER STREET BATHURST NSW

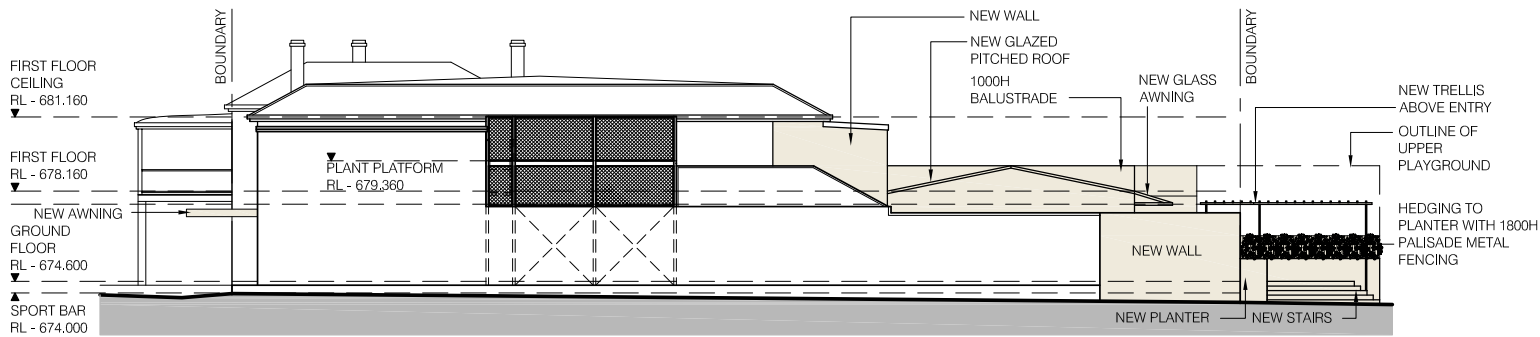
drawing  
 FIRST FLOOR PLAN

SCALE: 1:200  
 ISSUE: 'C' DATE: MAR 2020  
 DWG No.: GA2020-013 DA102

**FIRST FLOOR PLAN**  
 SCALE 1:200



 SOUTH-WEST ELEVATION  
SCALE 1:200



 SOUTH-EAST ELEVATION  
SCALE 1:200

**BATHURST REGIONAL COUNCIL**  
Development Application 2020/95

Development Approval has been granted subject to conditions imposed by Council's Determination.

**NOTE:**  
Read conditions of Approval before commencing work.  
5 January 2021  
Per: TM


C	DA ISSUE	19.03.20
B	PRELIMINARY DA ISSUE 2	18.03.20
A	PRELIMINARY DA ISSUE	11.03.20

Issue Amendment Date

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Suite 3.09/55 Miller Street Pyrmont NSW 2009  
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OXFORD HOTEL

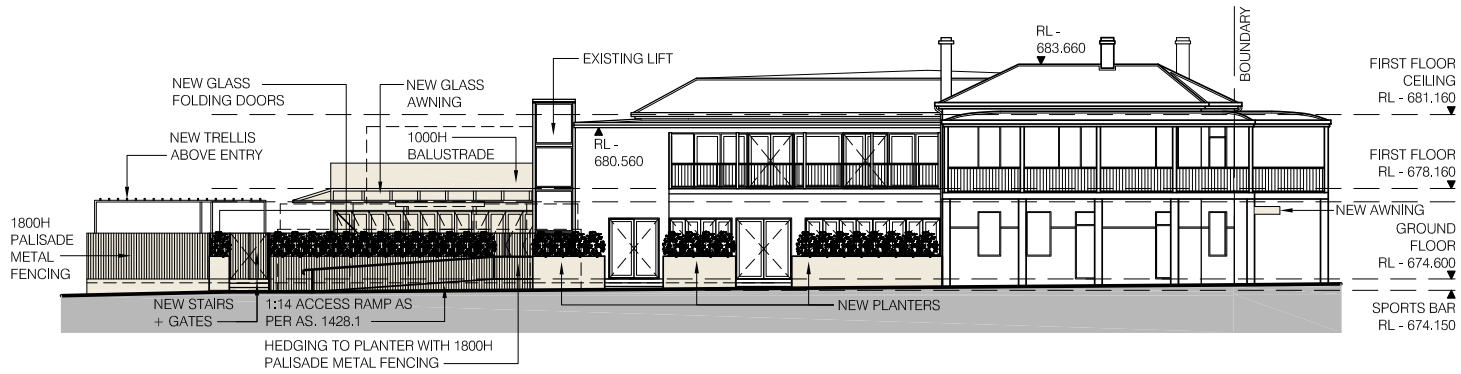
address  
CNR WILLIAM ST + PIPER STREET BATHURST NSW

drawing  
SOUTH-WEST + SOUTH-EAST ELEVATIONS

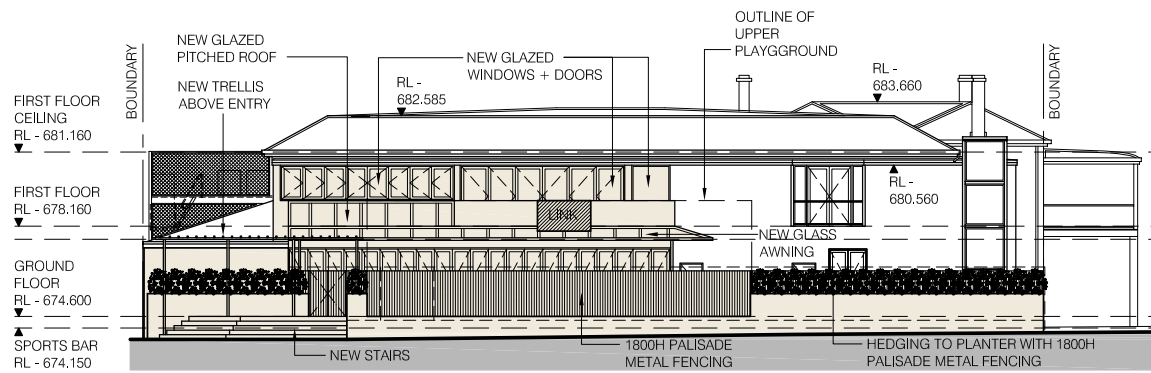
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ISSUE: 'C' DATE: MAR 2020

DWG No.: GA2020-013 DA201



 NORTH-WEST ELEVATION  
SCALE 1:200



 NORTH-EAST ELEVATION  
SCALE 1:200

**BATHURST COUNCIL**  
REGIONAL COUNCIL  
Development Application  
2020/95

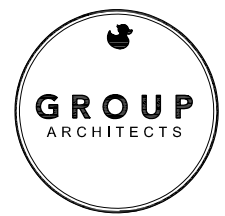
Development Approval  
has been granted  
subject to conditions  
imposed by Council's  
Notices of  
Determination.

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Read conditions of  
Approval before  
commencing work.

6 January 2021  
Per: TM

Issue	Amendment	Date
C	DA ISSUE	19.03.20
B	PRELIMINARY DA ISSUE 2	18.03.20
A	PRELIMINARY DA ISSUE	11.03.20

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T: +61 2 9559 1055 E: info@grouparchitects.com.au

OXFORD HOTEL

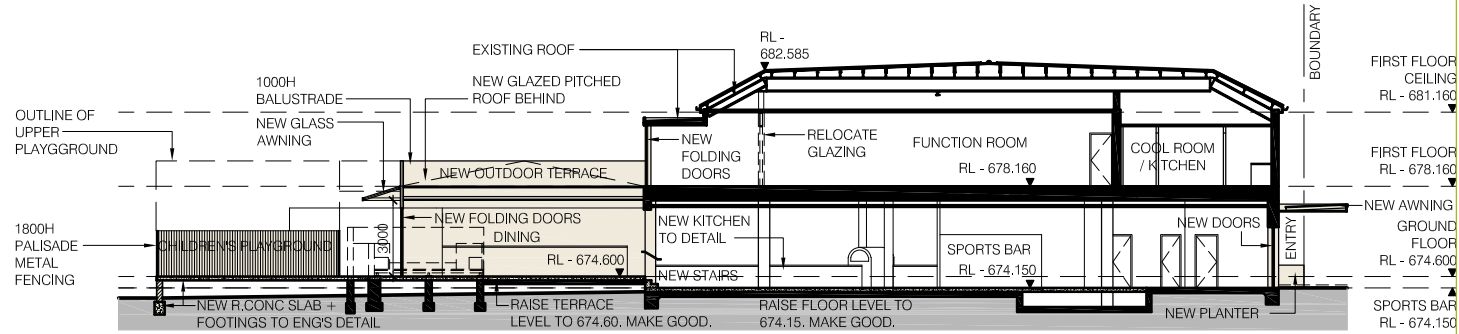
address  
CNR WILLIAM ST + PIPER  
STREET BATHURST NSW

drawing  
NORTH-WEST + NORTH-EAST  
ELEVATIONS

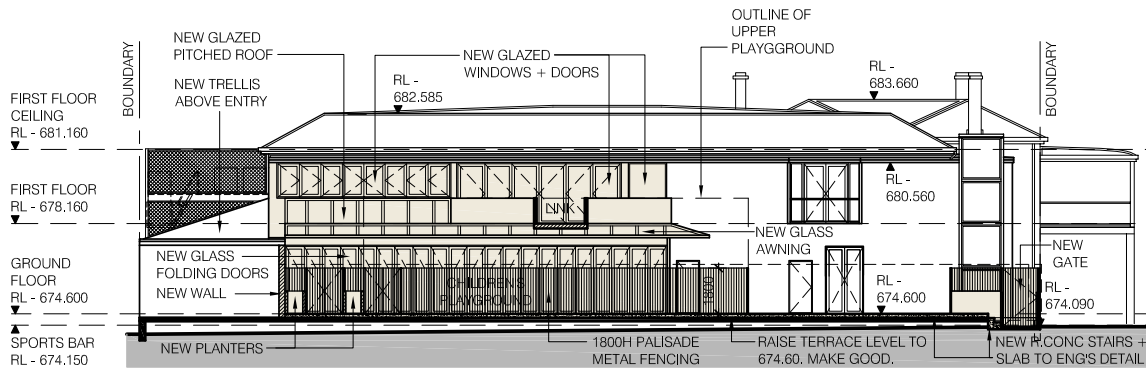
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ISSUE: 'C' DATE: MAR 2020

DWG No.: GA2020-013 DA200



SECTION A-A  
SCALE 1:200



SECTION B-B  
SCALE 1:200

**BATHURST REGIONAL COUNCIL**  
Development Application 2020/95

Development Approval has been granted in accordance with the provisions of the Local Government Act 1995, subject to conditions imposed by Council's Notices of Determination.

**NOTE:**  
Read conditions of Approval before commencing work.

6 January 2021  
Per: TM

Issue/Amendment	Date
C	DA ISSUE 19.03.20
B	PRELIMINARY DA ISSUE 2 18.03.20
A	PRELIMINARY DA ISSUE 11.03.20

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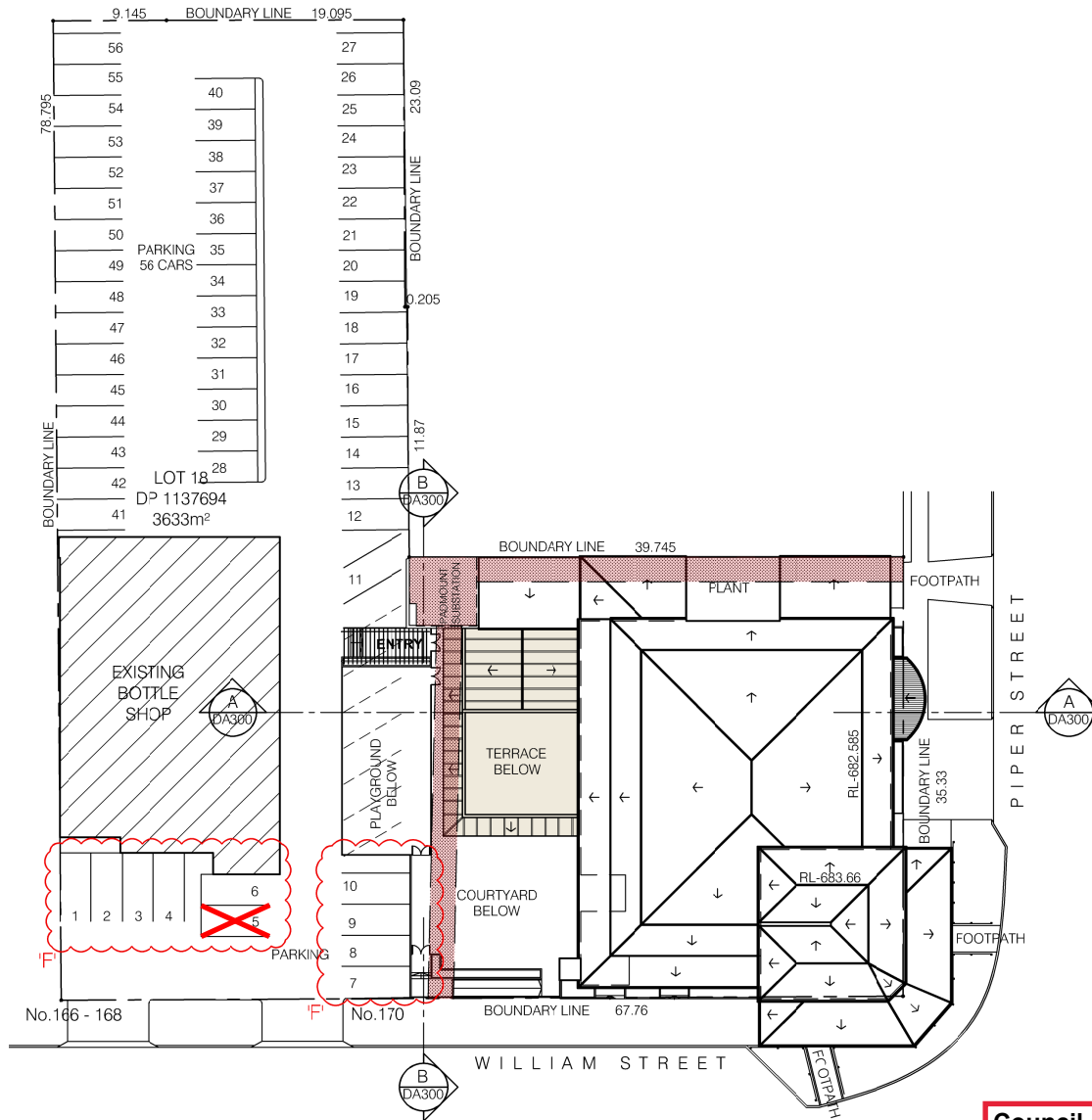
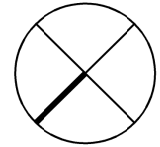
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OXFORD HOTEL

address  
CNR WILLIAM ST + PIPER STREET BATHURST NSW

drawing  
SECTIONS A-A + B-B

SCALE: 1:200  
ISSUE: 'C' DATE: MAR 2020  
DWG No.: GA2020-013 DA300



ROOF PLAN / SITE PLAN  
SCALE 1:400

## GFA CALCULATIONS

SITE AREA - 3633.0m<sup>2</sup>

### GFA

EXISTING BOTTLE SHOP - 431.1m<sup>2</sup>  
 EXISTING GROUND FLOOR - 823.2m<sup>2</sup>  
 EXISTING FIRST FLOOR - 607.6m<sup>2</sup>

EXISTING TOTAL - 1861.9m<sup>2</sup>

PROPOSED GROUND FLOOR - 980.6m<sup>2</sup>  
 PROPOSED FIRST FLOOR - 676.6m<sup>2</sup>

PROPOSED TOTAL - 2088.8m<sup>2</sup>

### FSR

EXISTING - 0.51 : 1 (51.2%)  
 PROPOSED - 0.57 : 1 (57.4%)

## LICENSED AREA CALCULATIONS

PROPOSED GROUND FLOOR - 990.6m<sup>2</sup>  
 PROPOSED FIRST FLOOR - 555.3m<sup>2</sup>

PROPOSED TOTAL - 1545.9m<sup>2</sup>

## LEGEND

- ELECTRICAL EASEMENT.
- NEW WORKS.
- EXISTING WALLS TO BE RETAINED.
- EXISTING WALLS TO BE DEMOLISHED.
- NEW WALLS.
- RL 674.60 - PROPOSED LEVELS.
- EXISTING LEVELS.

Issue/Amendment	Date	
F	DA ISSUE 4	28.01.21
E	DA ISSUE 3	13.10.20
C	DA ISSUE	19.03.20
B	PRELIMINARY DA ISSUE 2	18.03.20
A	PRELIMINARY DA ISSUE	11.03.20

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OXFORD HOTEL

address  
 CNR WILLIAM ST + PIPER STREET BATHURST NSW  
 drawing  
 ROOF PLAN / SITE PLAN

SCALE: 1:400  
 ISSUE: 'F' DATE: JAN 2021  
 DWG No.: GA2020-013 DA100

**Council comment:** Carparking Space No. 5 is not deemed a functional space and must not be provided on site.

# **MODIFIED STATEMENT OF ENVIRONMENTAL EFFECTS**

## **PROPOSED ALTERATIONS + ADDITIONS TO OXFORD HOTEL**

**170 WILLIAM STREET BATHURST NSW 2795**

Prepared for Lion Majestic Pty Ltd

---

Prepared by Group Architects Pty Ltd

Architects and Landscape Designers

3.09/55 Miller Street Pyrmont NSW 2009

T: 9660 1055 E: [info@grouparchitects.com.au](mailto:info@grouparchitects.com.au)

Job No. GA2020-013

January 2021



# **MODIFIED STATEMENT OF ENVIRONMENTAL EFFECTS**

## **PROPOSED ALTERATIONS + ADDITIONS TO OXFORD HOTEL**

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Prepared for Lion Majestic Pty Ltd

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January 2021

# **MODIFIED STATEMENT OF ENVIRONMENTAL EFFECTS**

## **PROPOSED ALTERATIONS + ADDITIONS TO OXFORD HOTEL**

**170 WILLIAM STREET BATHURST NSW 2795**

Prepared for Lion Majestic Pty Ltd

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Job No. GA2020-013

January 2021

# RESPONSE TO COUNCIL REQUEST FOR ADDITIONAL INFORMATION

PROPOSED ALTERATIONS + ADDITIONS TO OXFORD HOTEL

170 WILLIAM STREET BATHURST NSW 2795

Prepared for Lion Majestic Pty Ltd

---

Prepared by Group Architects Pty Ltd

Architects and Landscape Designers

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Job No. GA2020-013

29 January 2021

---

This statement is in response to Council's request dated 28/01/2021

*"Additional information required. Can you please provide plans that show the location of the 6 additional car parking spaces."*

Attached is a plan which shows an additional 3 spaces (56 cars). We are reviewing the plans for the possible further 3 car spaces.

The whole point of the S4.55 modification was not to necessarily provide details of parking for 59 cars.

As the contribution, if required, is to be deferred for 12 months, we don't require this to be resolved prior to the issue of the CC.

If we are not able to satisfactorily provide 59 car spaces then we will agree to the contribution based on any shortfall.

We don't believe the proposed condition requires a plan showing compliance before the CC can be prepared. We would be agreeable to add a condition requiring it to be resolved prior to the issue of the Occupation Certificate as below.

**Revised condition 9:**

- (a) The provision of a minimum of 53 car spaces and a maximum of 59 car spaces on the subject land in a manner that is in accordance with Australian Standard AS2890.1 Parking Facilities and Council's Development Control Plan.**
- (b) The car park is to be permanently line marked in accordance with Bathurst Regional Council's Guidelines for Engineering Works.**
- (c) All parking spaces are to be available for the use of patrons whilst ever the premises are operating. In this regard all materials stored in the car parking area are to be removed from the site.**
- (d) Should the provision of 59 car spaces not be possible then a payment to Council of a contribution in accordance with Council's Section 94 Plan "Bathurst CBD Car Parking" for any shortfall.**

---

1 ModifiedStatement of Environmental Effects Oxford Hotel 170 William Street Bathurst  
Prepared by Group Architects Pty Ltd Architects + Landscape Designers  
3.09/55 Miller Street Pyrmont 2009 T 9660 1055 E [info@grouparchitects.com.au](mailto:info@grouparchitects.com.au)  
January 2021



## Attachment 9.1.3.5

- (e) **The provision of the plan for 59 car spaces or the agreement on the payment of the contributions is to be agreed with council prior to the issue of the Occupation Certificate.**
- (f) **Any payment of the developer contribution shall be deferred for up to 12 months.**



**Bathurst Regional Council**  
 PMB 17  
 158 Russell Street  
 BATHURST NSW 2795  
 Telephone: 02 6333 6111  
 Fax: 02 6331 7211  
 Email: [council@bathurst.nsw.gov.au](mailto:council@bathurst.nsw.gov.au)

**Important Notice!**

This map is not a precise survey document. Accurate locations can only be determined by a survey on the ground. This information has been prepared for Council's internal purposes and for no other purpose. No statement is made about the accuracy or suitability of the information for use for any purpose (whether the purpose has been notified to Council or not). While every care is taken to ensure the accuracy of this data, neither the Bathurst Regional Council nor the LPI makes any representations or warranties about its accuracy, reliability, completeness or suitability for any particular purpose and disclaims all responsibility and all liability (including without limitation, liability in negligence) for all expenses, losses, damages (including indirect or consequential damage) and costs which you might incur as a result of the data being inaccurate or incomplete in any way and for any reason.  
 © The State of New South Wales (Land and Property Information), © Bathurst Regional Council.



Drawn By:

Date:

Projection: GDA94 / MGA zone 55

Map Scale: 1:568 @ A4

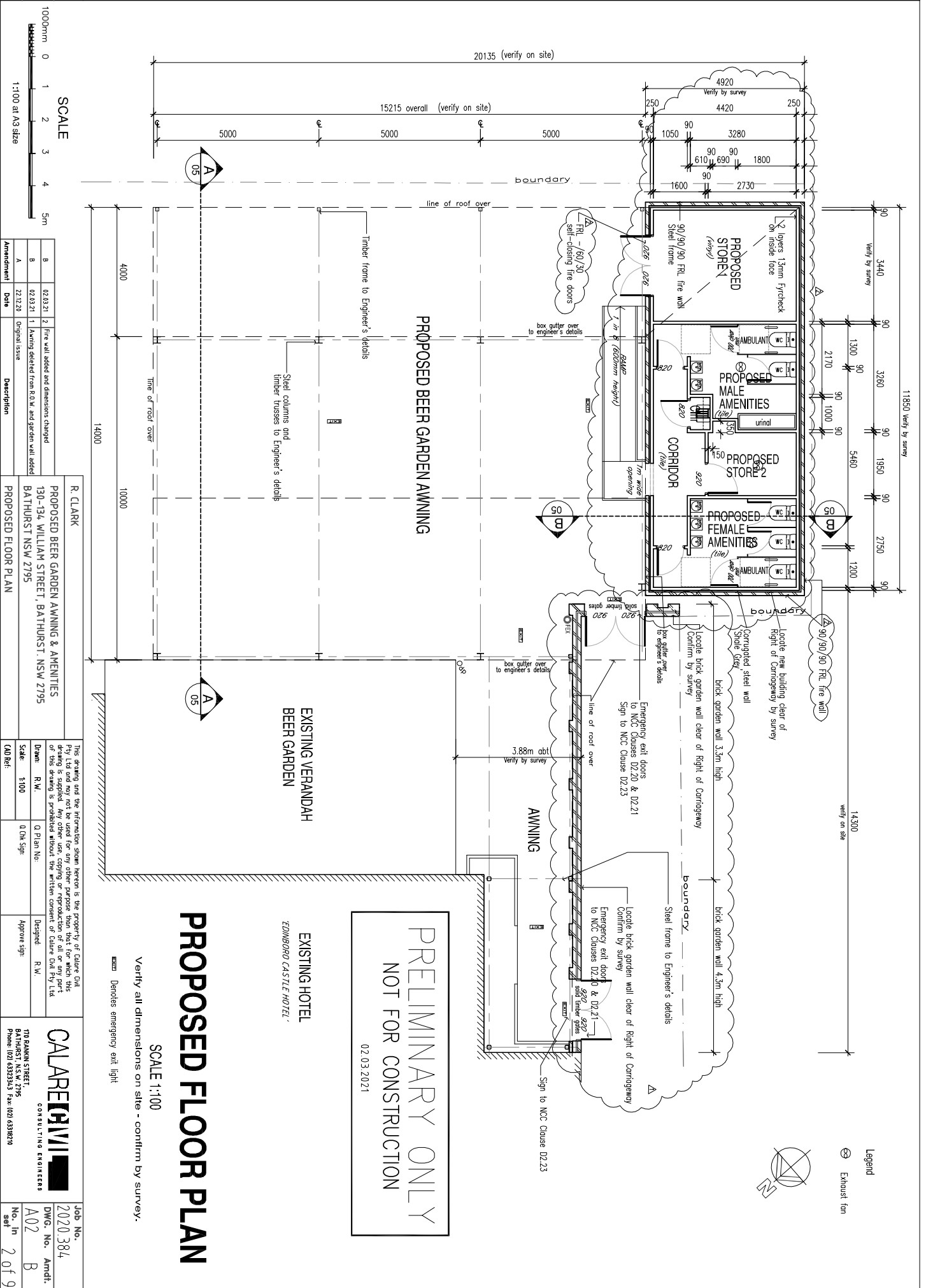
**PROPOSED BEER GARDEN AWNING AND AMENITIES BUILDING  
AT THE EDINBORO' CASTLE HOTEL  
AT No.130-134 WILLIAM STREET, BATHURST. NSW. 2795  
FOR R. CLARK**

**DRAWING SCHEDULE**

Drawing A01	.....	Site Plan
Drawing A02	.....	Proposed Floor Plan
Drawing A03	.....	Elevations Sheet 1 of 2
Drawing A04	.....	Elevations Sheet 2 of 2
Drawing A05	.....	Section
Drawing A06	.....	Notes
Drawing A07	.....	Re-roofing plan
Drawing A08	.....	Accessibility Floor Plan
Drawing A09	.....	Accessibility Notes



170 RANKIN STREET,  
BATHURST, N.S.W. 2795  
Tel: (02) 633234,3 Fax: (02) 63318210



**SCALE**

1000mm 0 1 2 3 4 5m

1:100 at A3 size

Amendment	Date	Description
B	02/03/21	Fire wall added and dimensions changed
B	02/03/21	1 Awning deleted from R.O.W. and garden wall added
A	22/12/20	Original issue

R. CLARK	PROPOSED BEER GARDEN AWNING & AMENITIES 130-134 WILLIAM STREET, BATHURST, NSW 2795
PROPOSED FLOOR PLAN	

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Drawn:	R.M.	Q Plan No:	0	Check Sign:	
Scale:	1:100	Designed:	R.M.	Approve sign:	
Scale:	1:100	Q Plan No:	0	Check Sign:	

<b>CALCARE CIVIL</b>	Job No. 2020 384
CONSULTING ENGINEERS	DWG. No. Amdt. A02 B
711 PARKIN STREET BATHURST NSW 2795 Phone (02) 6332343 Fax (02) 6338210	No. in set 2 of 9

**PROPOSED FLOOR PLAN**

SCALE 1:100

Verify all dimensions on site - confirm by survey.

☒ Denotes emergency exit light

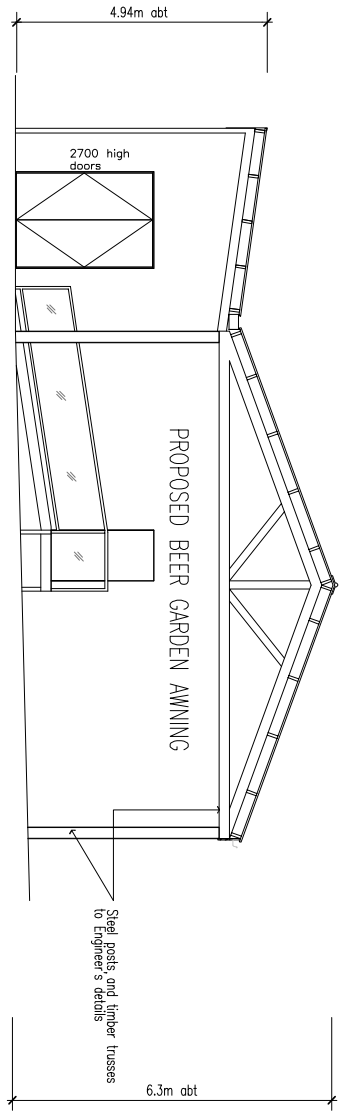
**PRELIMINARY ONLY  
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02.03.2021

EXISTING HOTEL  
EDMUNDO CASTLE HOTEL

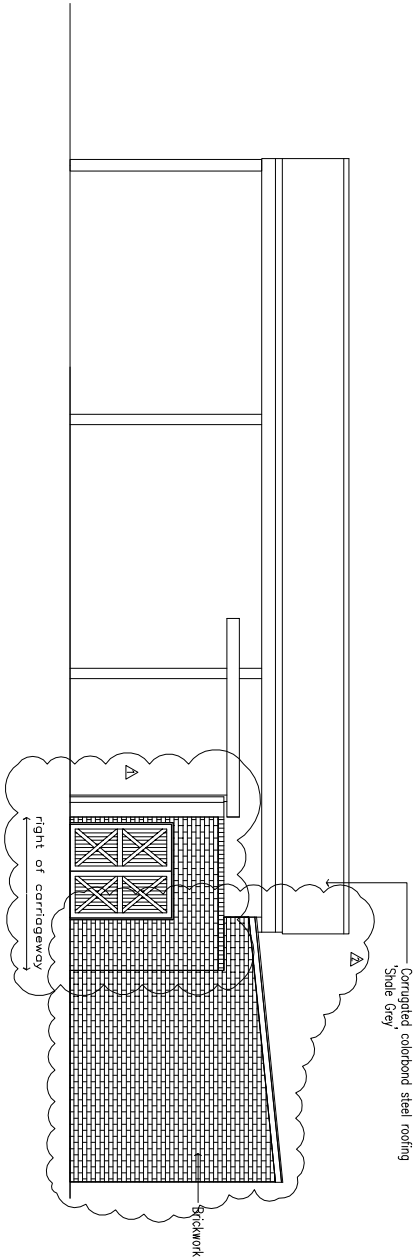
EXISTING VERANDAH  
BEER GARDEN

PROPOSED BEER GARDEN AWNING

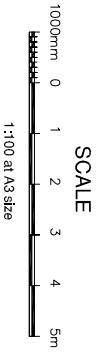


**NORTHEAST ELEVATION**  
SCALE 1:100

PRELIMINARY ONLY  
NOT FOR CONSTRUCTION  
02.03.2021



**NORTHWEST ELEVATION**  
SCALE 1:100



Amendment	Date	Description
B	02/03/21	2 Fire wall added to amenities
B	02/03/21	1 Awning added from R.O.W and garden wall added
A	22/12/20	Original issue

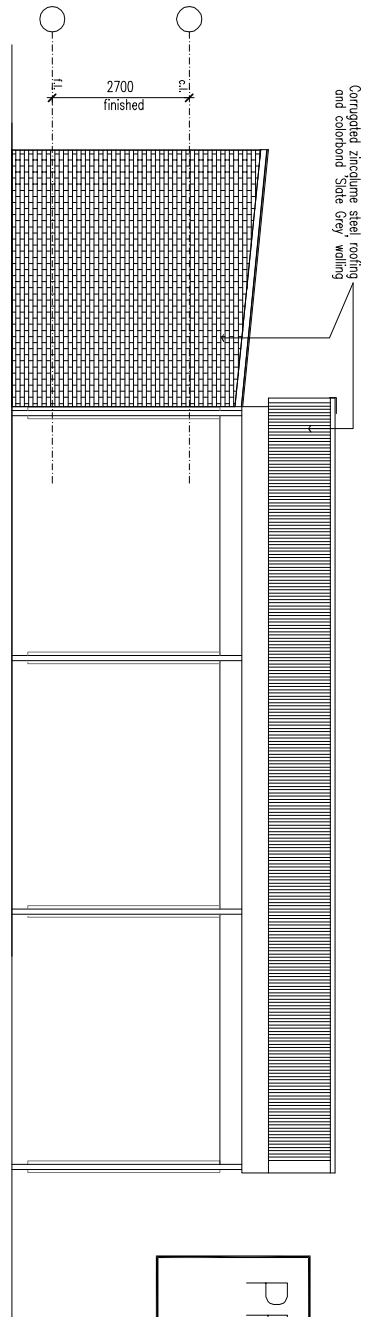
R. CLARK  
PROPOSED BEER GARDEN AWNING & AMENITIES  
130-134, WILLIAM STREET, BATHURST, NSW 2795  
BATHURST NSW 2795  
ELEVATIONS Sheet 1 of 2

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Scale: 1:100  
Q Plan No: 0  
CHK Sign: [Signature]  
Designed: R.M.  
Approve sign: [Signature]

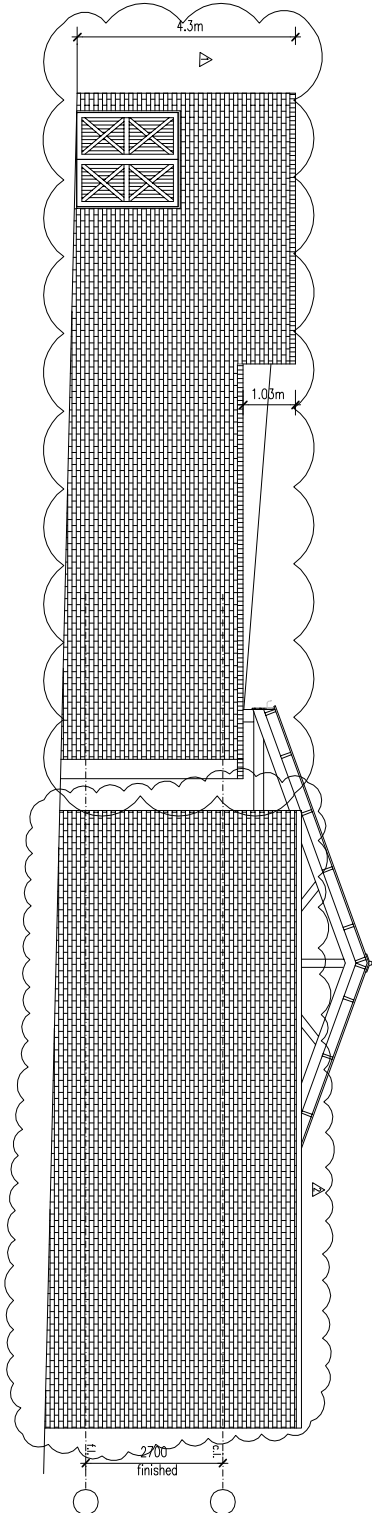
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BATHURST NSW 2795  
Phone (02) 6332343 Fax (02) 6338210

Job No. 2020/384  
DWG. No. Amdt. A03 B  
No. in set 3 of 9

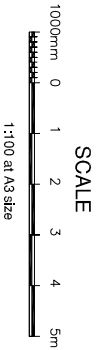


**SOUTHEAST ELEVATION**  
SCALE 1:100

PRELIMINARY ONLY  
NOT FOR CONSTRUCTION  
02.03.2021



**SOUTHWEST REAR ELEVATION**  
SCALE 1:100



Amendment	Date	Description
B	02.03.21	2 Fire wall added to amenities
B	02.03.21	1 Awning deleted from R.O.W and garden wall added
A	22.12.20	Original issue

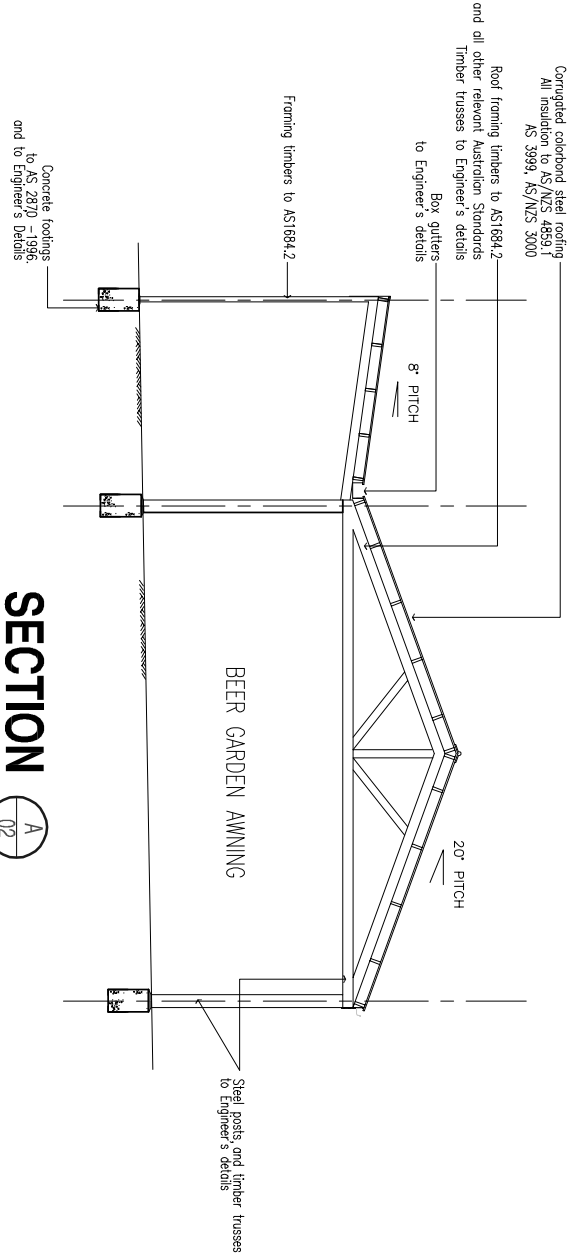
R. CLARK  
PROPOSED BEER GARDEN AWNING & AMENITIES  
130-134, WILLIAM STREET, BATHURST, NSW 2795  
BATHURST NSW 2795  
ELEVATIONS Sheet 2 of 2

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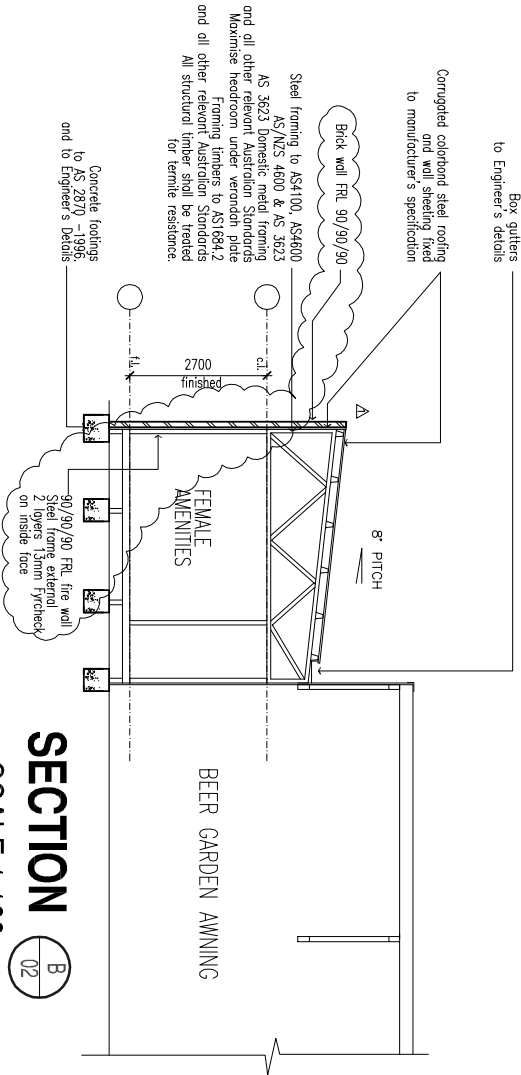
Drawn: R.M.  
Scale: 1:100  
Q Plan No: 0  
CHK Sign: [Signature]  
Designed: R.M.  
Approve sign: [Signature]

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Job No. 2020.384  
DWG. No. Amdt. A04 B  
No. in set 4 of 9

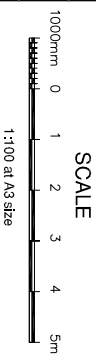


**SECTION A**  
SCALE 1:100



**SECTION B**  
SCALE 1:100

PRELIMINARY ONLY  
NOT FOR CONSTRUCTION  
02.03.2021



Amendment	Date	Description
A	22/12/20	Original issue
B	02/03/21	Fire wall added

R. CLARK	PROPOSED BEER GARDEN AWNING & AWNITIES 130-134 WILLIAM STREET, BATHURST, NSW 2795 BATHURST NSW 2795
Scale: 1:100	Drawn: R.M.
0 CR Sign	Q Plan No
Designed: R.M.	Approve sign:

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Phone (02) 6332343 Fax (02) 6338210

Job No.	2020384
DWG. No.	A05
Amndt.	B
No. in set	5 of 9

**GENERAL NOTES** **A**

ALL WORK MUST COMPLY WITH THE BUILDING CODE OF AUSTRALIA, THE NATIONAL CONSTRUCTION CODE AND ALL RELEVANT CURRENT STANDARDS.

ALL MATERIALS AND CONSTRUCTION PRACTICE SHALL MEET THE PERFORMANCE REQUIREMENTS OF THE BUILDING CODE OF AUSTRALIA. WHERE AN ALTERNATIVE SOLUTION IS PROPOSED IT MUST BE APPROVED PRIOR TO IMPLEMENTATION OR INSTALLATION BY THE RELEVANT AUTHORITY AND BUILDING SURVEYOR OR CERTIFIER.

THESE DRAWINGS MUST BE READ IN CONJUNCTION WITH THE ENGINEER'S DESIGN SPECIFICATIONS, GEOTECHNICAL REPORTS AND ALL OTHER CONSULTANTS' DRAWINGS, DETAILS AND COMPUTATIONS.

FIGURED DIMENSIONS TAKE PRECEDENCE OVER SCALED DIMENSIONS. DO NOT SCALE OFF DRAWINGS. ALL DIMENSIONS SHALL BE VERIFIED ON SITE. GROUND LEVELS SHOWN ARE PRELIMINARY ONLY AND BEHIND THE CONTRACTORS RESPONSIBILITY. REFER DISCREPANCIES FOR CLARIFICATION.

THE BUILDER AND SUBCONTRACTORS SHALL CHECK AND VERIFY ALL DIMENSIONS, SETBACKS AND SPECIFICATIONS AND ALL OTHER RELEVANT DOCUMENTATION PRIOR TO THE COMMENCEMENT OF ANY WORKS & REPORT ALL DISCREPANCIES FOR CLARIFICATION.

ALL STRUCTURAL MEMBERS OF THE BUILDING MUST BE PROTECTED FROM TERMITE ATTACK IN ACCORDANCE WITH THE BUILDING CODE OF AUSTRALIA. ALL STRUCTURAL TIMBER INCLUDING ROOF BATTENS MUST BE TREATED IF TREATED METHOD CHOSEN.

ALL STORMWATER MUST BE TAKEN TO THE LEGAL POINT OF DISCHARGE AS DIRECTED BY THE RELEVANT AUTHORITY. THE BUILDER AND SUBCONTRACTORS SHALL ENSURE THAT ALL STORMWATER DRAINS, SEWER PIPES AND OTHER SERVICES ARE LOCATED WITH SUFFICIENT DISTANCE FROM FOOTINGS AND SLAB EDGE SO AS TO PREVENT MOISTURE PENETRATION, DAMPENESS, WEAKENING OR UNDERMINING OF THE BUILDING OR FOOTINGS.

THE BUILDER SHALL ENSURE THE WATER TIGHTNESS AND GENERAL STABILITY OF THE STRUCTURE DURING WORKS.

ALL WATER CLOSET DOORS MUST BE REMOVABLE OR SLIDING FOR COMPLIANCE WITH NCC WHERE REQUIRED.

PROVIDE WAPOR BARRIER TO NCC 3.2.6 WITH COMPLIANCE MARKED TO AS2870 0.2mm HIGH IMPACT RESISTANT.

WATERPROOFING OF WET AREAS SHALL BE DESIGNED AND INSTALLED IN ACCORDANCE WITH THE REQUIREMENTS AND CONSTRUCTION METHODS OF THE NCC. FLASH AND SEAL USING WATERPROOF MEMBRANE COMPLYING WITH AS/NZS 4688. FIBRE CEMENT SHEET SHALL BE IN ACCORDANCE WITH AS/NZS 2908.2

ALL MATERIALS AND FINISHES SHALL BE APPROVED BY THE OWNERS. VARIATIONS FROM THE SPECIFICATIONS AND DRAWINGS MUST NOT BE MADE WITHOUT THE APPROVAL OF THE OWNER OR OWNERS.

INSTALL ALL CLADDING IN ACCORDANCE WITH THE MANUFACTURER'S RECOMMENDATIONS, SPECIFICATIONS AND GUIDELINES.

ALL OCCUPABLE OUTDOORS AREAS MUST COMPLY WITH PART C1.10 AS FOR AND INTERNAL ELEMENTS FOR FIRE HAZARD PROPERTIES FOR LININGS, MATERIALS & ASSEMBLY. REFER TO TABLE NSW C1.10.

THE OCCUPABLE OUTDOOR AREA MUST COMPLY WITH PART G6 OF THE NCC. IT IS THE OWNERS AND BUILDER'S RESPONSIBILITY TO VERIFY THE DRAWINGS AS TO ACCURACY AND SUITABILITY.

**STANDARDS**

CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE REQUIREMENTS OF THE NCC (REFER TO SPECIFICATION FOR FULL LIST)

- AS/NZS 1170 Structural design actions
- AS 1288 Glass in buildings
- AS 1289 Methods of testing soil for engineering purposes
- AS/NZS 1660 Interior lighting
- AS 1684 Residential timber-formed construction
- AS 1720 Timber structures
- AS 1562 Design and installation of sheet roof and wall cladding
- AS2047 Windows and external glazed doors in buildings
- AS/NZS 2179 Specification of rainwater goods, accessories and fasteners
- AS/NZS 2269 Plywood - structural
- AS/NZS 2699 Built in components for masonry construction
- AS 2870 Residential slabs and footings - construction
- AS/NZS 2904 Drain-proof courses and flashings
- AS/NZS 3500 Plumbing and drainage
- AS 3600 Concrete structures
- AS 3660 Termite management
- AS 3700 Masonry structures
- AS 3740 Waterproofing in wet areas in residential buildings
- AS 3786 Smoke alarms
- AS 3900 Thermal insulation of buildings
- AS 3959 Construction of buildings in bush-fire prone areas
- AS 4055 Wind loadings for housing
- AS 4100 Steel structures
- AS/NZS 4200 Pliable building membranes and underlays
- AS 4586 Slip resistance classification of new pedestrian surface materials
- AS/NZS 4600 Cold-formed steel structures
- AS/NZS 4658 Wet area membranes
- AS/NZS 4659 Materials for thermal insulation of buildings
- AS 8336 Fire cement flat sheets
- AS 2047 Windows and external glazed doors
- AS/NZS 4013 Domestic solid fuel burning appliances
- AS 860 Particleboard Flooring
- AS/NZS 1859 Flat pressed particleboard
- AS 3623 Domestic metal framing
- AS/NZS 5033 Installation and safety requirements for photovoltaic (PV) arrays
- AS 5146 Reinforced concrete enclosed concrete construction
- AS/NZS 3500 Plumbing and drainage
- AS 1688 Ventilation and conditioning in buildings
- AS/NZS 2172 Soot and heat pump water heaters
- AS/NZS 4659 Materials for the thermal insulation of buildings
- AS/NZS 3000 Electrical installations
- AS 3740 Waterproofing of domestic wet areas.
- AS 4654 Waterproofing membranes systems for exterior use
- AS/NZS 2589 Gypsum lining - Application and finishing.
- AS 4100 Steel structures
- AS 1288 Glass in buildings Section and installation
- AS/NZS 4455 Masonry walls, piers, flags and segmental retaining wall joints
- AS/NZS 4505 Domestic garage doors
- AS 1560 Design and installation of steel roof and wall cladding
- AS 3568 Ceramic tiles
- AS/NZS 2311 Painting of buildings

PRELIMINARY ONLY  
NOT FOR CONSTRUCTION

02.03.2021

Amendment	Date	Notes
B	02/03/21	1 Notes amended
A	02/03/21	1 Lighting Cdk sheet added
B	22/12/20	Original issue

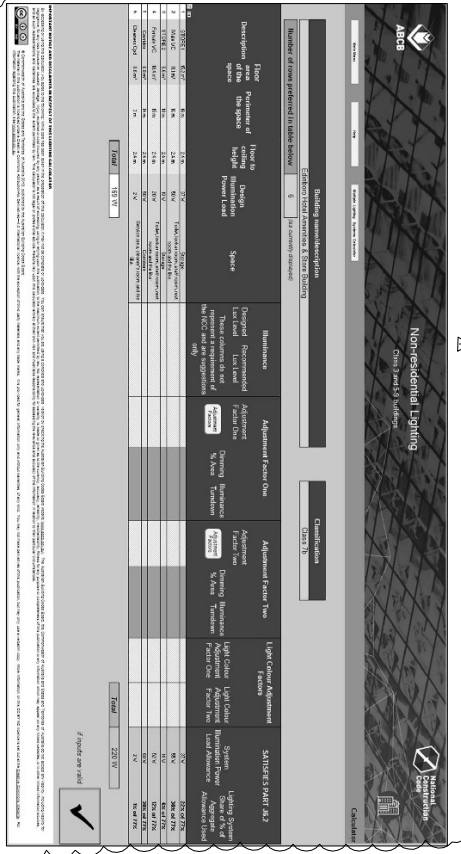
**R. CLARK**  
PROPOSED BEER GARDEN AWNING & APENITES  
130-134 WILLIAM STREET, BATHURST, NSW 2795  
BATHURST NSW 2795

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Drawn: R.M.    Q Plan No.    Approved: R.M.  
Scale: 1:100    0 Clk Sign

**CALAREC**  
CONSULTING ENGINEERS  
77A PARK STREET  
BATHURST NSW 2795  
Phone: (02) 6332343 Fax: (02) 6338210

Job No. 2020384  
DWG. No. Amdt. A06 B  
No. in set 6 of 9





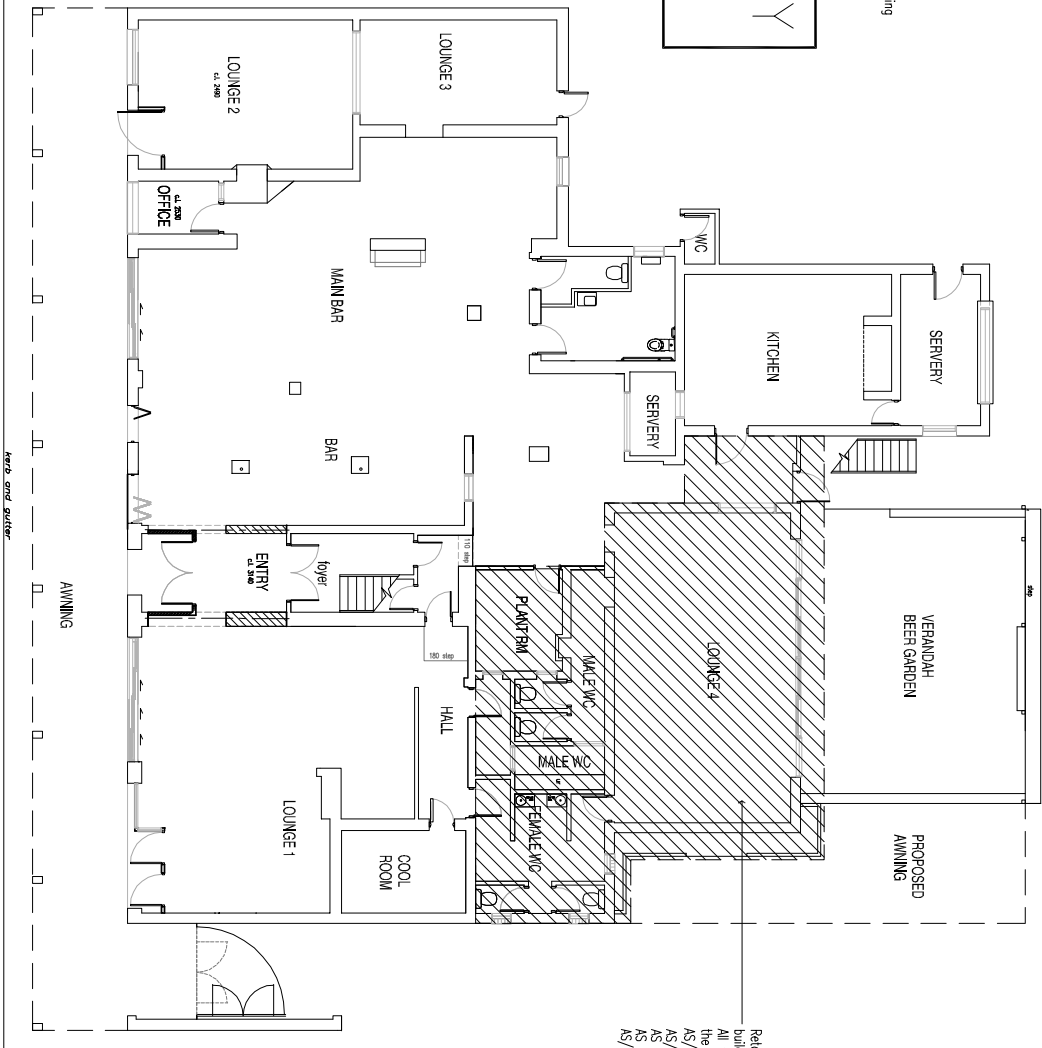
PRELIMINARY ONLY  
NOT FOR CONSTRUCTION

02.03.2021



Area of re-roofing

LEGEND



Retain existing roof and build new roof over.  
All work to be in accordance with the Engineers. All work must comply with AS/NZS 1562 Design and installation of sheet roof and wall cladding AS/NZS 1170 Structural design actions AS 1720 Timber structures AS 1562 Design and installation of sheet roof and wall cladding AS/NZS 2179 Specification of rainwater goods, accessories and fasteners

# RE-ROOFING PLAN

SCALE 1:150

Verify all dimensions on site - confirm by survey.



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PROPOSED BEER GARDEN AWNING & APENITTES 130-134 WILLIAM STREET, BATHURST, NSW 2795		Drawn: R.M.	Scale: 1:150	Q Plan No.	2020 384
RE-ROOFING PLAN		0 CR Sign.	0 CR Sign.	Approve sign:	DWG. No. Amdt.
Amendment	Date	Original Issue			A07
A	02/03/21				A
					No. in set
					7 of 9

**CALARE CIVIL**  
CONSULTING ENGINEERS

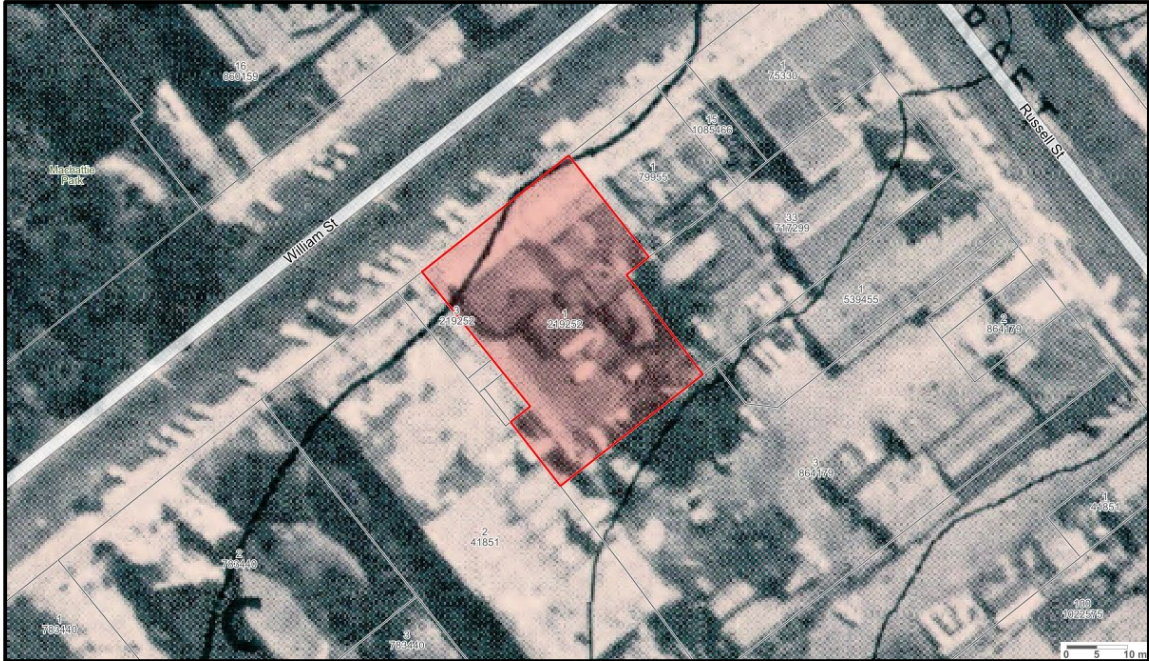
711 PARK STREET  
BATHURST NSW 2795  
Phone (02) 6333343 Fax (02) 6338870





Historic Aerial imagery of 132 William Street, Bathurst

1975



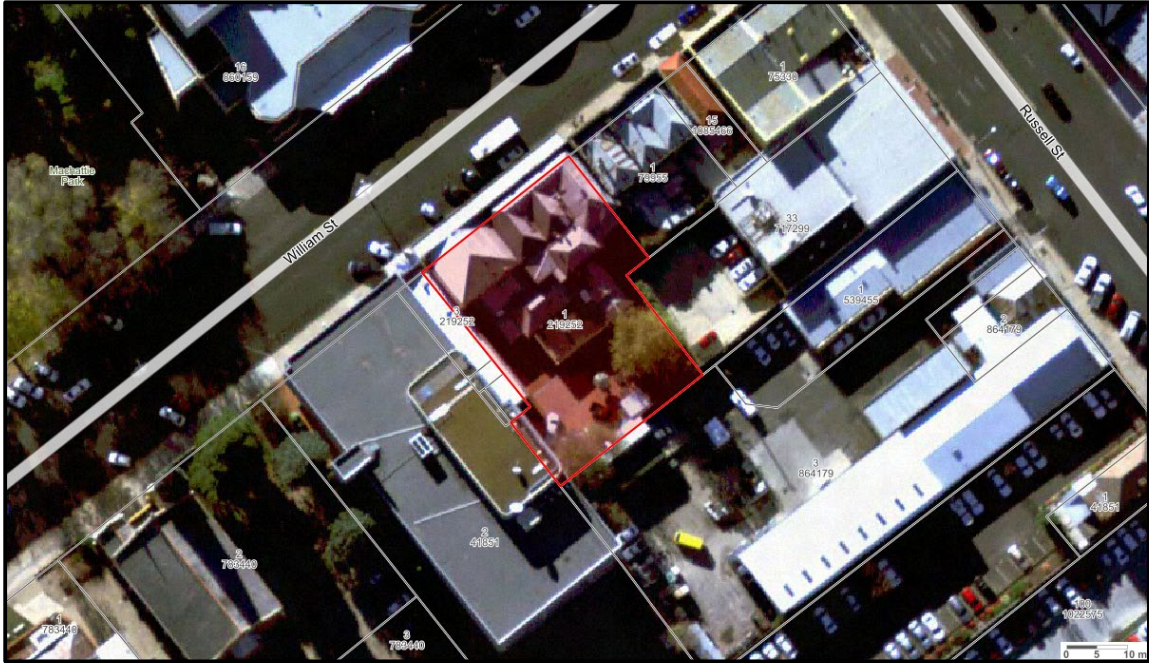
2004



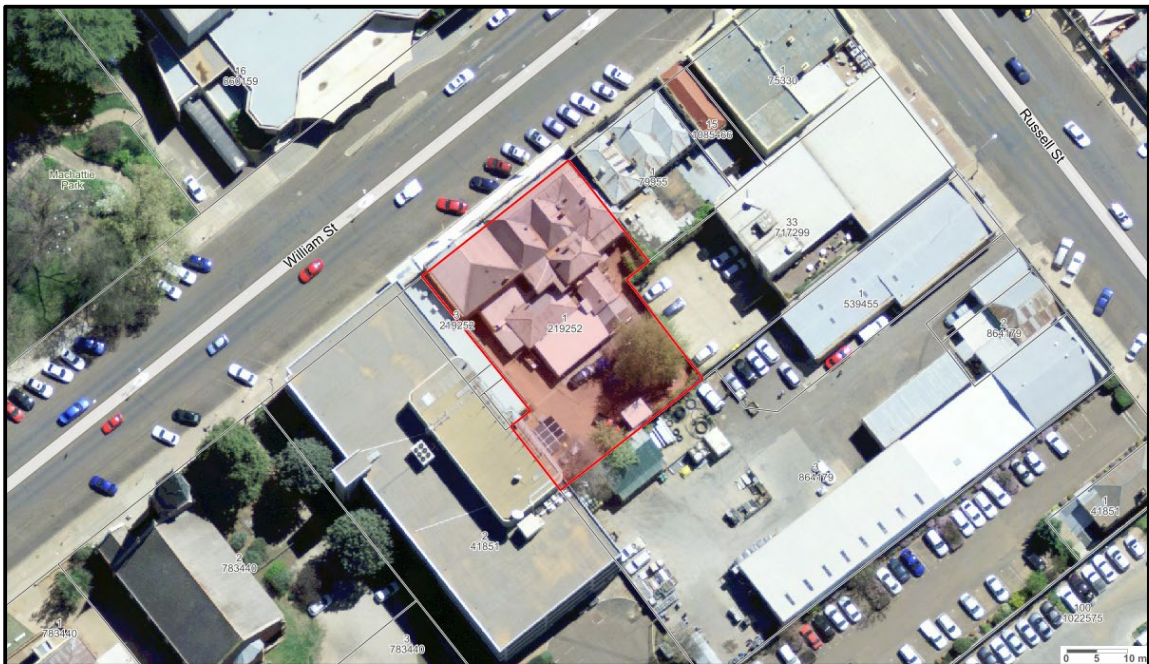
Source: Geographic Information System Mapping, Bathurst Regional Council

Historic Aerial imagery of 132 William Street, Bathurst

2007



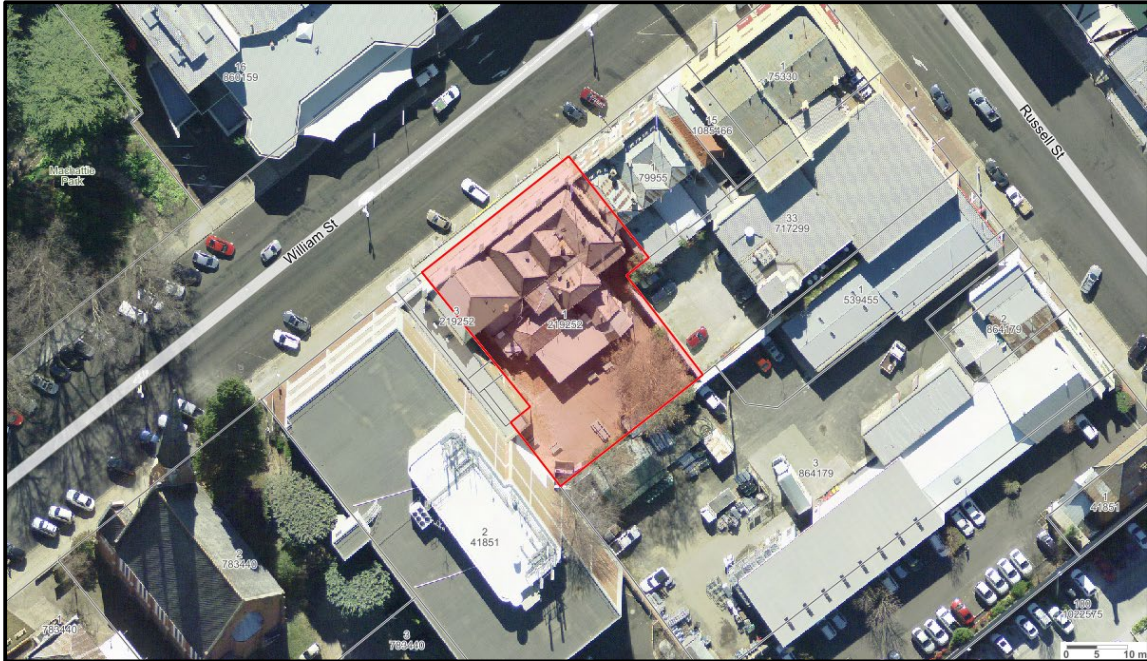
2009



Source: Geographic Information System Mapping, Bathurst Regional Council

Historic Aerial imagery of 132 William Street, Bathurst

2012



2013



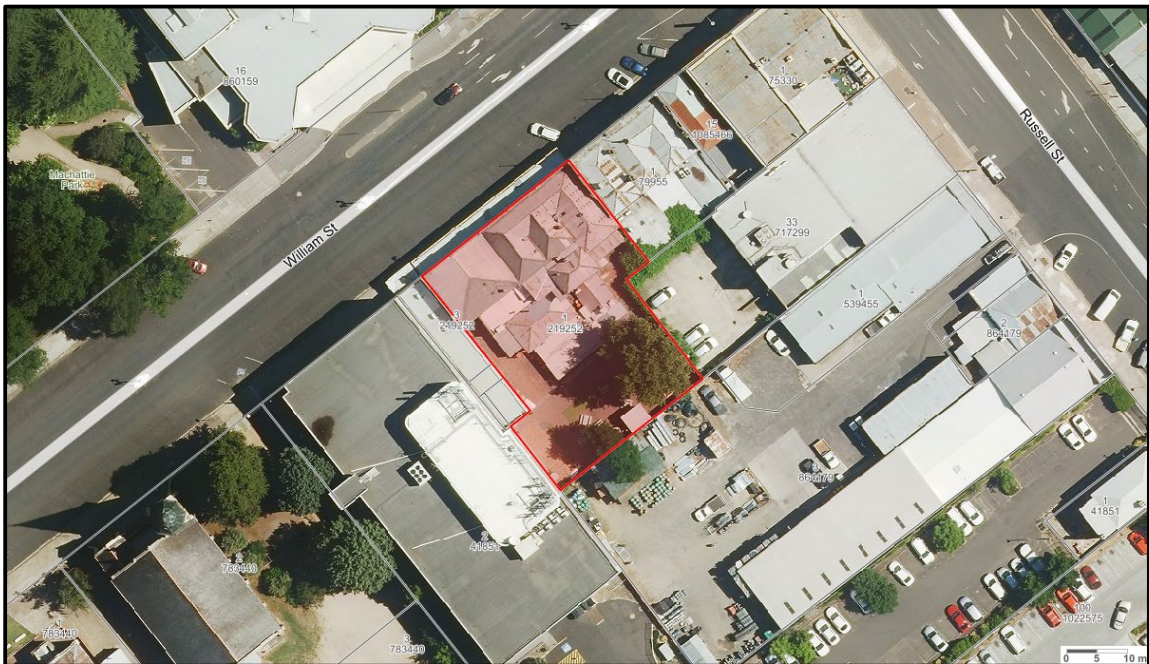
Source: Geographic Information System Mapping, Bathurst Regional Council

Historic Aerial imagery of 132 William Street, Bathurst

2014



2016



Source: Geographic Information System Mapping, Bathurst Regional Council

Historic Aerial imagery of 132 William Street, Bathurst

2018



2020



Source: Geographic Information System Mapping, Bathurst Regional Council



HENRY MELVILLE & CO  
CHARTERED ACCOUNTANTS

31 January 2021

The General Manager  
Bathurst Regional Council

[council@bathurst.nsw.gov.au](mailto:council@bathurst.nsw.gov.au)

Attention: Tamsin McIntosh

Dear Tamsin

**RE: DA 2020/515, 132 William Street, Bathurst  
Proposed Alterations and Additions to the Edinboro Castle Hotel  
(Hotel Beer garden awning and amenities building)**

Reference is made to the above development application seeking Council consent for a "Hotel beer garden awning and amenities building" at the rear of the Edinboro Castle Hotel. As the adjoining owner to the south west (138 William Street), we are concerned that the proposal will have a **negative impact** on the amenity of not only our property but that of the surrounding area and accordingly we **object** to the development as outlined below.

- The elevation or section plans submitted do not include any details of the **proposed cantilevered awning**. This is particularly concerning as it looks like it may abut our building. Its height against our building (which is unable to be determined from the plans) may contribute to the impacts upon the amenity of our building.
- The proposal has the potential to impact on the amount of **natural light** to our property – with no details provided on the elevation/section plans it is not possible to determine the extent of the impact.
- An assessment of **fire separation** needs to be undertaken to ensure that the proposed development meets the Building Code of Australia. With the proposed buildings essentially butting up on the boundaries of the site, we are very concerned about fire risk.

- It is considered that the development application as submitted is deficient in detail to enable a proper assessment of the impact that the proposal may have on our property. As per the requirements of the *Environmental Planning and Assessment Regulation 2000* (Schedule 1), the application must include a **Statement of Environmental Effects** (SOEE) that addresses the environmental impacts of the development and includes steps to be taken to protect the environment– such a document has not been submitted to our knowledge. The SOEE should have also clearly articulated how the proposed development is to be used and operated as part of the overall use of the hotel.
- No survey of the site appears to have been undertaken to assist in the preparation of the plans – there are **estimated distances** for the proposed buildings off the property boundaries as indicated on the submitted site plan. Accordingly, the plans are relying upon an old Deposited Plan and it appears that there has not been any investigation as to whether there are any building encroachments that may have an impact on the design of this new area.
- We have a right of carriageway over the subject land that benefits our property – we are concerned regarding how the proposal will impact on this as there are no clear plans or statements relating to this area (especially the cantilevered awning).
- The proposal essentially adds a further 287m<sup>2</sup> of floor area to the Hotel, plus 59m<sup>2</sup> for the amenities building – this is a considerable expansion of licensed area. This new beer garden area takes the place of an area which has been used by licensees’ as onsite staff and patron carparking and loading/unloading area. With the **loss of this parking** and the associated new **parking demand** (1 space per 30m<sup>2</sup> of licensed floor area in the CBD), the potential impact on the surrounding area may be significant (there is **already car parking pressure along William and Russell Streets**).
- How will the proposal impact upon the large tree on the site and on the neighbouring property?
- Noise impact is a big concern. Being such a large **open area**, there is a potential for a **large gathering of people** and associated **music** (including **live bands**) playing. How will noise be controlled in this instance to ensure that impacts are restricted to the subject land. Has Council requested an Acoustic Report for the proposed development? As stated previously, there is no SOEE provided to articulate the use of this area.
- What measures are proposed to ensure that **drainage** (roof and site water) and **sewer** disposal has been addressed for the proposed development (is there appropriate easements in place)?

The Development Application as submitted does not include sufficient detail to assess the impact on our property, potentially the most impacted property, and should be **rejected**

pending the receipt of additional information as indicated above. The proposal as submitted will negatively impact on our amenity as a neighbouring land owner.

We would appreciate the opportunity to review and consider any new information that may be received from the applicant in response to these concerns, so that we can further consider the potential impact on our property.

No reportable political donations or gifts have been made by Henry Melville & Co Pty Ltd or any of its associates in the last 2 years.

Should you have any questions with respect to our submission, please contact me on 02 6334 3399 or 0427 321740

Your faithfully

*Therese Melville CA CFP*

**Therese Melville**  
Sole director  
**Henry Melville & Co Pty Ltd**

28/02/2021

Richard Denyer  
Bathurst Regional Council  
[planning@bathurst.nsw.gov.au](mailto:planning@bathurst.nsw.gov.au)

Attention: Tamsin McIntosh

Re: DA2020/515,132 William Street Bathurst

Response to the submission by Therese Melville 31/01/2021

Please be advised that after discussions with Therese Melville 25/02/2021 we have come to an agreement regarding the development. Therese now supports the proposal after we amended the plans which are attached. The updated plans greatly reduce any impact to Therese's building. Essentially, we have deleted the awning over the right of carriage way and updated the dimensions and construction materials type of the garden wall along the right of carriage way. The wall will secure both properties and improve the mitigation of noise from the beer garden that Therese was concerned about.

Therese has indicated to me verbally she is in favour of the proposal now.

Response to the submission from Therese Melville

Point 1. The plans don not show enough detail on cantilevered awning

**Response: This awning has been deleted from the proposal and is no longer applicable**

Point 2. The proposed awning has the potential to affect the natural light to our building

**Response: This awning has been deleted from the proposal and is no longer applicable**

Point 3. An assessment for fire separation is needs to be undertaken

**Response: This is done at the Construction Certificate stage an is not applicable at DA stage**

Point 4. There needs to be Statement of environmental effects completed for the proposal

**Response: There is no change of use to the area so therefore a SOEE is not required**

Point 5. There has been no site survey done

**Response: We have attached the survey documents used for planning. We will use a surveyor to mark out the right of carriage way area during construction to ensure boundaries are not compromised**

Point 6. We have a right of carriageway over the area how is it affected

**Response: The plans have been updated and the awning has been deleted from the proposal. No works are being proposed on the right of carriageway area this is no longer applicable and Therese and I have discussed this and reached an understanding.**

Point 7. The proposal adds floor area to the hotel and there is a loss of carparking

Response: The proposal adds NO floor area to the property. We the Owners totally reject this claim and go so far as to label it as false. The area been used as a beer garden and for outdoor entertainment for approximately 20 years and is NOT NEW.

Please see the attached photos of events hosted in the beer garden to confirm this

The Edinboro Hotel facebook page is still active and details the history of the beer garden

From my first meeting with Theresa Melville when I introduced myself as the new neighbour, Therese said she wanted a better relationship than she had with the previous owner Ashwin Lyons.

Therese described to me how he used to host large outdoor parties in the beer garden for the university student crowd.

Therese told me how they used to throw beer bottles on the roof of her building and block the downpipes.

I was very surprised when the submission outlined carparking in this area.

This totally contradicts all conversations I have had with Therese about the beer garden and it's the first time anyone has raised it as a possible carpark. The area has NEVER been used a formal carpark it is not designed for it.

There is minimal evidence to support this and overwhelming evidence that it is, and has been a beer garden for approximately 20 years.

We ask that the proposal be judged on its merits and any historical issues involving the previous owner or issues with parking associated with any current applications at the Oxford Hotel not influence or bias any decision of Council.

This is a list of evidence supporting the area has been used as a beer garden for nearly 20 years

- It is common knowledge in recent years as the number of people who were at staged events in this beer garden area was upwards of 2000 people. This has been confirmed to me verbally by the NSW police force, Employees of the BRC and the author of the submission Therese Melville. This shows that Therese has herself confirmed the area has been used as a beer garden and not carparking as her submission claims. It also confirms that the beer garden is not NEW area and therefore NOT increasing the licence floor plan. It's been a part of the licenced premises.
- Edinboro Hotel facebook page documents the history of the beer garden and clearly shows its actual use that is clearly NOT carparking or new beer garden
- The lack of any evidence that there was any carparking in the beer garden
- Historical aerial photos showing picnic tables in the area dating back nearly 20 years
- There are many fire buckets in the beer garden area were outdoor entertainment with live music and video projection on to the wall of an adjoining building has occurred
- A Permanent DJ booth with signage saying it has been in place since 2004 showing that the area is used for live music NOT carparking photo attached.
- Historical photos showing the DJ booth structure being in place in 2004
- The area is paved in light weight paving not suitable for carparking
- The is subsidence in the right of carriage way area showing the surface is unsuitable for vehicle traffic

- The right of carriage way area is only 2.7meters wide and therefore physically too narrow for delivery trucks. It is not physically possible to use for deliveries so this has never occurred
- The entry gates to the right of way and the beer garden have been physically locked for at least 2 years and no carparking has occurred
- The bins for the property have always been collected on William street as the garbage trucks cannot access the beer garden due to how narrow the driveway is. This was confirmed by an employee of BRC on a recent site visit
- The area leading to the beer garden is called a right of Carriage way. One would think that the word Carriageway refers to horse, carts and carriages and predates motor vehicles. We as the owners would agree to horse and carts trafficking this area but it is not designed for cars to be parked
- We have recently confirmed the number of people allowed on the site with BRC. The new number of patrons is more than a 60% reduction from the 2000+ that have regularly been on the licenced premises in recent times. Therefore, the current levels of carparking needed will be lower than in the past
- With COVID restrictions still a very current issue the number of patrons currently allowed on the site is greatly reduced. Therefore, the current levels of carparking needed are much lower than in the past. There is no end date for COVID restrictions, so this may not change back to pre COVID numbers.
- The property is very close in proximity to the bathurst public transport system
- The property is also in close proximity to several taxi ranks

Point 8. How will the large tree be impacted in the rear of the property

Response: The tree is not in the proposed area of the awning and is not affected. There is no impact on the tree

Point 9. Noise impact is a big concern

Response: Refer to LEP Clause 5.20 applies in this case. We have also updated to plans and they now reflect a wall between the two properties that will mitigate noise. This has been agreed between Therese Melville and myself and she has told me she now supports the proposed development.

Point 10. What measures are in place to ensure sewer and stormwater drainage

Response: This is done at the Construction Certificate stage and is not applicable at DA stage

In conclusion we feel that the points raised in the submission from Therese Melville have been addressed in the following ways

1. The supplying of overwhelming photographic evidence showing the use of the area as a beer garden for since 2004 and NOT Parking
2. The evidence also confirms there is no extension to licenced floor area as it has been used as a beer garden for years
3. The number of people at the premises was far greater than the totals agreed to with BRC recently therefore reducing the need for carparking and actually contributing to the reduction in the strain on carparking that author of the submission was concerned about
4. The updating of the plans to reduce impact on the neighbours and the deletion of the counter levered awning over the right of carriageway.

5. The consultation process with Therese Melville where both parties came to an agreement and both now support the proposal

We look forward to receiving a copy of the email of support for the proposal after Therese has had the chance to discuss the updated drawings with her husband.

Yours Sincerely

Ross Clark

Videos of the eddy beer garden and link to facebook page

<https://www.facebook.com/theeddybathurst/>

<https://www.facebook.com/theeddybathurst/videos/1276931642354424/>

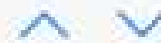
<https://www.facebook.com/theeddybathurst/videos/1027928083921449/>



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3:22

65%



Edinboro Castle Hotel



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Edinboro Castle Hotel



21 Mar 2017

Photos up from last weeks [DK Presents: St Paddys Courtyard Party](#) thanks for an amazing night xoxox



**DK Pool Club** added 161 new photos to the album: **DK presents St Patricks day Feat. Tall hearts and letters to lion – with Michael Froggatt and 6 others.**



20 Mar 2017





### The Oxford Hotel's post

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2 comments

👍 Like

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💬 Comment

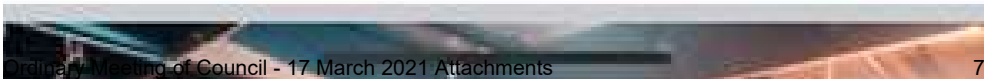
➦ Share



👍 Like

💬 Comment

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# The Oxford Hotel's post

Attachment 91.4.5



 Comment

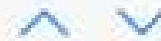


 Comment

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< All Inboxes



4:57

← Camera



Bathurst  
12 February 4:28 pm

Edit



**From:** [Therese Melville](#)  
**To:** [Council](#)  
**Cc:** [ross@rossclarkconstructions.com.au](mailto:ross@rossclarkconstructions.com.au)  
**Subject:** DA 2020/515 132 William Street Bathurst  
**Date:** Tuesday, 2 March 2021 12:15:31 PM  
**Attachments:** [image001.png](#)

---

**CAUTION: This email originated from outside BRC. Do not click links or open attachments unless you recognise the sender and know the content is safe.**

**Attention: Tamsin McIntosh**

Dear Tamsin

**DA 2020/515, 132 William Street, Bathurst  
Proposed Alterations and Additions to the Edinboro Castle Hotel  
(Hotel Beer garden awning and amenities building)**

The purpose of this email is to advise that following consultation with the applicant, Ross Clarke Constructions, we are prepared to support the revised DA 2020/515 Development Application proposal represented in the revised plans prepared by Calare Civil, Consulting Engineers, identified as Job No: 2020.384 Drawing No's A02 , A03 and A04 Issue B.

We understand from discussions with Council's Environmental, Planning & Building Services Department that a Statement of Environmental Effects and Acoustic Report are not required of the Applicant as there is no change of use. We also understand that drainage & sewer disposal will be addressed at the Construction Certificate stage.

No reportable political donations or gifts have been made by Henry Melville & Co Pty Ltd or any of its associates in the last 2 years.

Should you have any questions with respect to our submission, please contact me on 02 6334 3399 or 0427 321 740.

Yours faithfully

**Therese Melville CA CFP**



ABN 50 103 405 367

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BATHURST NSW 2795

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## Hotel Liquor Licence



CURRENT

**EDINBORO CASTLE HOTEL  
MCPICKELWAY PROPERTIES BATHURST PTY LIMITED****No. LIQH400108761**

START:	»	EXPIRY:
23/03/1959		N/A

**About****ADDRESS**

134 William St, BATHURST, NSW 2795

[View on map](#)**CONDITIONS**

Consumption on premises Good Friday 12:00 noon - 10:00 PM Christmas Day 12:00 noon - 10:00 PM (liquor can only be served with or ancillary to a meal in a dining area) December 31st Normal opening time until normal closing time or 2:00 AM on New Year's Day, whichever is the later Note: Trading is also allowed after midnight into the early morning of Good Friday and Christmas Day if authorised by an extended trading authorisation. Trading must cease at the time specified under the authorisation. The latest time that can be specified is 5:00 AM.

START:	»	END:
28/10/2009		N/A

Minors area authorisation Dining Areas, Beer Garden, BBQ Area and Amenities.

START:	»	END:
1/07/2008		N/A

Printed on : 02/03/2021

Feedback

**POLICY:** PLANNING AGREEMENTS

**DATE ADOPTED:**

**ORIGINAL ADOPTION:**

**FILE REFERENCE:** 11.00049

**OBJECTIVE:** To establish a framework to guide how Council enters into Planning Agreements under the Environmental Planning and Assessment Act 1979 and the Environmental Planning and Assessment Regulation 2000 in connection with the development of land in the Bathurst Region.

---

### **Scope**

This Policy applies to all requests made by Developers to enter into a Planning Agreement under the Environmental Planning and Assessment Act 1979 and the Environmental Planning and Assessment Regulation 2000 with Council in conjunction with a Planning Proposal or Development Application, and to all Planning Agreements entered into in the Bathurst Region.

### **What is a Planning Agreement?**

A planning agreement is a voluntary agreement between a developer and Council, made in conjunction with a planning proposal or development application, where the developer is required to dedicate land free of cost, make monetary contributions, or provide any other material public benefit, to be used for or applied toward a public purpose.

### **Circumstances in which Council will consider negotiating a planning agreement**

Council, at its discretion, may negotiate a planning agreement with a developer in connection with any application by the developer for an amendment to an environmental planning instrument (EPI) or for development consent relating to any land in the Bathurst Regional Local Government Area.

Council may consider entering into a Planning Agreement in the following circumstances:

- In major development sites or precincts that are owned by a single landowner or a consortium of landowners.
- Where the developer has a direct incentive, such as bringing forward potential development, to be involved in the delivery of community infrastructure.
- Where the developer wants to provide community infrastructure in addition to, or at a higher standard than, what has been specified under the contributions plan.
- Where Council and the developer negotiate a different and better or more innovative outcome than can be achieved through imposing direct or indirect contributions.
- Where a proposed development has not been anticipated by Council and thus works and facilities to cater for this development have not been identified. A planning agreement can be prepared to specifically target the needs of the development.

### **Principles governing Council's use of Planning Agreements**

Where a Planning Agreement under the Environmental Planning and Assessment Act 1979 and the Environmental Planning and Assessment Regulation 2000 is proposed by a developer, Council will follow the principles established in the NSW Department of Planning,

Industry and Environment's Planning Agreements Practice Note (February 2021), as amended from time to time, to negotiate, enter into and administer Planning Agreements.

DRAFT



## Planning agreements

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Practice note – February 2021



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## Preface

### Planning agreements

A planning agreement is a voluntary agreement or other arrangement between a planning authority and a developer, who has:

- sought a change to an environmental planning instrument; or
- made or proposes to make a development application or application for a complying development certificate,

under which the developer is required to:

- dedicate land free of cost;
- pay a monetary contribution;
- provide any other material benefit; or
- provide any combination of the above,

to be used for or applied towards a public purpose.

This practice note provides guidance on matters relating to planning agreements, often referred to as voluntary planning agreements or VPAs. It sets out the statutory framework for planning agreements and other matters such as the fundamental principles governing their use.

### Legislative and regulatory framework

Part 7 Division 7.1 Subdivision 2 of the *Environmental Planning and Assessment Act 1979* (EP&A Act) provides the legislative framework for planning agreements.

Part 4 Division 1A of the *Environmental Planning and Assessment Regulation 2000* (the EP&A Regulation) has further requirements relating to the form and subject matter of planning agreements, making, amending and revocation of planning agreements, giving public notice and other procedural arrangements relating to planning agreements.

### About this practice note

This practice note is made for the purposes of clause 25B of the EP&A Regulation to assist parties in the preparation of planning agreements.

Planning authorities are not required to apply this practice note, when finalising proposed planning agreements which have been publicly notified pursuant to section 7.5 (1) of the EP&A Act, but not finalised before the issue of this practice note. However, planning authorities may choose to consider parts of the practice note when finalising these planning agreements.

This practice note replaces the previous 'Practice Note – Planning Agreements' issued by the Director General of the then Department of Infrastructure, Planning, and Natural Resources in July 2005.

### How to use this practice note

The practice note is structured as follows:

**Part 1** provides the rationale for planning agreements.

**Part 2** identifies and provides fundamental principles and policy considerations.

**Part 3** sets out strategic considerations for when and how planning agreements can be used.

**Part 4** provides guidance on the procedures and decision-making for application, negotiation and administration of planning agreements.

**Part 5** provides examples of the use of planning agreements.

### Affordable Housing Contributions

*State Environmental Planning Policy No. 70 - Affordable Housing (Revised Schemes)* (SEPP 70) is the enabling mechanism for securing affordable housing contributions through imposing a condition of consent. To secure contributions through this pathway, councils must establish an affordable housing contribution scheme and arrange for the relevant local environmental plan to be amended to authorise the imposition of the condition. *Environmental Planning Assessment (Planning Agreements) Direction 2019* sets out the matters to be considered by council if negotiating a planning agreement which provides for affordable housing.

### Mining Projects

This practice note does not apply to planning agreements for mining projects. However, councils can refer to Parts 1, 4 and 5, for appropriate guidance on use, process and governance of those planning agreements.

## Terminology

The following terminology is used to convey key concepts in relation to planning agreements:

- **development application** has the same meaning as in the EP&A Act
- **development consent** has the same meaning as in the EP&A Act
- **development contribution** means a contribution made by a developer under a planning agreement, being a monetary contribution, the dedication of land free of cost or the provision of a material public benefit, to be used for or applied towards a public purpose
- **planning authority** has the same meaning as in Division 7.1 of Part 7 of the EP&A Act
- **planning obligation** means an obligation imposed by a planning agreement on a developer requiring the developer to make a development contribution
- **planning proposal** has the same meaning as in the EP&A Act
- **public benefit** is the benefit enjoyed by the public as a consequence of a development contribution
- **public facilities** means public infrastructure, amenities and services

## Updates to this practice note

This practice note will be periodically updated. More detailed information or guidance on specific matters in this practice note may also be the subject of future separate practice notes.

## Transitional arrangements

This practice note does not apply to a new or amended planning agreement if it:

- has been substantially negotiated when this practice note is published, and
- public notice of the agreement or amendment is given before 1 July 2021.



## Part 1 Introduction

### 1.1 Purpose of planning agreements

Planning agreements are used widely in the planning system as a tool for delivering innovative or complex infrastructure and public benefit outcomes in connection with planning proposals and development applications.

They provide a way for planning authorities and developers to negotiate flexible outcomes in respect of development contributions and enable the NSW planning system to deliver sustainable development while achieving key economic, social and environmental objectives.

Planning agreements enable the provision of development contributions for a variety of public purposes, some of which extend beyond the scope of section 7.11 and 7.12 (local infrastructure contributions), of the EP&A Act. For example, these additional purposes could include the recurrent funding of public facilities provided by councils, the capital and recurrent funding of transport, the protection and enhancement of the natural environment, and the monitoring of the planning impacts of development.

Planning agreements are negotiated between planning authorities and developers in the context of applications for changes to environmental planning instruments (planning proposals) or for consent to carry out development (development applications).

### 1.2 Rationale for planning agreements

Since the commencement of the *Environmental Planning and Assessment Amendment (Development Contributions) Act 2005*, the use of planning agreements has steadily grown across NSW. There is a range of reasons why the use of planning agreements has become widespread.

- Planning agreements provide a flexible means of achieving tailored development outcomes and focused public benefits, including agreement by communities to the redistribution of the costs and benefits of development.
- Planning agreements can provide enhanced and more flexible infrastructure funding opportunities and better planning implementation.
- Planning agreements allow for the flexible delivery of infrastructure for a development proposal which may have good planning merit but be out of sequence with broader strategic planning processes.

Planning agreements provide a flexible framework under which the planning authorities can share responsibility for the provision of infrastructure in new release areas or in major urban renewal projects. They permit tailored governance arrangements and the provision of infrastructure in an efficient, co-operative and coordinated way.

## Part 2 Principles and policy for planning agreements

### 2.1 Fundamental principles

Planning agreements must be governed by a set of policy principles that ensure transparency, fairness and flexibility of planning decisions. A planning agreement cannot and should not purport to fetter any authority's exercise of statutory functions, in particular the function of a relevant planning proposal authority in relation to a planning proposal, a local plan-making authority in relation to the local environmental plan that gives effect to a planning proposal or the consent authority for a development application.

A planning agreement related to a development application is one of several matters for consideration identified by the EP&A Act when a consent authority is determining a development application. Public benefits offered by developers do not make unacceptable development acceptable.

Planning authorities and developers that are parties to planning agreements should adhere to the following fundamental principles.

- Planning authorities should always consider a development proposal on its merits, not on the basis of a planning agreement.
- Planning agreements must be underpinned by proper strategic land use and infrastructure planning carried out on a regular basis and must address expected growth and the associated infrastructure demand.
- Strategic planning should ensure that development is supported by the infrastructure needed to meet the needs of the growing population.
- A consent authority cannot refuse to grant development consent on the grounds that a planning agreement has not been entered into in relation to the proposed development or that the developer has not offered to enter into such an agreement.
- Planning agreements should not be used as a means of general revenue raising or to overcome revenue shortfalls.
- Planning agreements must not include public benefits wholly unrelated to the particular development.
- Value capture should not be the primary purpose of a planning agreement.

### 2.2 Public interest and probity considerations

It is critical to consider whether a planning agreement is in the public interest. Generally speaking, the public interest is directed towards ensuring planning controls are imposed fairly for the benefit of the community. In some cases, the public interest may be directed towards the need to mitigate adverse impacts of development on the public domain or towards providing a benefit to the wider community.

Planning agreements are matters of public interest and this is a relevant consideration in negotiating outcomes. The negotiation of planning agreements involves the use of discretion on both sides, allowing planning authorities and developers to consider different values and varying concepts of the public and private interests.

The ability for a planning agreement to wholly or partly exclude the application of other infrastructure contributions gives a planning authority scope to prioritise the items of infrastructure

that is most needed under an agreement. This means that the financial, social and environmental costs and benefits of development can be redistributed through a planning agreement.

However, there is no guarantee that these costs and benefits will be equitably distributed within the community and what may be a specific benefit to one group in the community may be a loss to another group or the remainder of the community. As such, best practice principles, policies and procedures should be implemented as safeguards to protect the public interest and the integrity of the planning process. These are discussed in *Section 2.6 Policies and procedures for planning agreements*.

If probity and public interest are not considered, planning agreements may produce undesirable outcomes, including where:

- A planning authority seeks inappropriate benefits through a planning agreement because of opportunism or to overcome revenue-raising or spending limitations that exist elsewhere.
- A planning authority has not undertaken appropriate infrastructure planning as part of strategic land use planning, resulting in growth being poorly aligned with infrastructure planning and funding, infrastructure demand and costs relating to infrastructure operation.
- There is insufficient analysis of the likely planning impacts of a proposed development because a planning authority is determined to enter into, or to give effect, to a planning agreement.
- A planning authority allows the interests of individuals or small groups to demand benefits, which otherwise outweigh the public interest.
- A planning authority takes advantage of an imbalance of bargaining power between the planning authority and developer, for example by improperly relying on its statutory position in order to extract unreasonable public benefits under a planning agreement.
- A planning authority's ability to make independent decisions is compromised, or its decisions appear to be fettered by a planning agreement.

The potential for misuse also exists where a planning authority, acting as consent authority or in another regulatory capacity for development, is both party to a planning agreement and a development joint venture partner under the agreement, for example as a landowner. Special safeguards, such as the use of an independent third party in the development assessment process, would be appropriate in such circumstances.

### **Considerations for public participation**

Public participation in the planning agreement process is important to ensure the community has an opportunity to provide input in decisions being made relating to public benefit and development.

Planning agreements redistribute the costs and benefits of a development, and it is

critical the public can comment on whether they think the balance between development and public benefit is achieved successfully. Public participation processes are discussed in *Section 4.5 Public participation and notification*.

## **2.3 Value capture**

The term value capture is widely used and covers several different practices. This practice note does not attempt to define or discuss them all. In general, the use of planning agreements for the primary purpose of value capture is not supported as it leads to the perception that planning decisions can be bought and sold and that planning authorities may leverage their bargaining position based on their statutory powers.

Planning agreements should not be used explicitly for value capture in connection with the making of

planning decisions. For example, they should not be used to capture land value uplift resulting from rezoning or variations to planning controls. Such agreements often express value capture as a monetary contribution per square metre of increased floor area or as a percentage of the increased value of the land. Usually the planning agreement would only commence operation as a result of the rezoning proposal or increased development potential being applied.

## 2.4 Relationship with development applications and planning proposals

### Development applications

When determining a development application, the consent authority is required by the EP&A Act to take into consideration any relevant planning agreement or draft agreement that the developer has offered to enter into. The consent authority is also required to take into consideration any public submissions made in respect of the development application, which may include submissions relating to a planning agreement.

### Planning proposals

The EP&A Act requires a planning proposal authority to state the objectives and outcomes of a planning proposal, and to describe and justify the process by which they will be achieved. The role of a planning agreement in facilitating these objectives or outcomes should be clearly set out in the planning proposal documentation.

### Nexus

Development contributions provided for in a planning agreement are not required to bear the same nexus with development as required for section 7.11 local contributions. However, planning agreements should provide for public benefits that are not wholly unrelated to development.

### Varying development standards

Benefits provided under a planning agreement must not be exchanged for a variation from a development standard under any circumstances. Variations to development standards under Clause 4.6 of the Standard Instrument LEP must be justified on planning grounds, and the benefit under the agreement should contribute to achieving the planning objective of the development standard.

### Conditions of development consent

Planning authorities and developers must make a judgement in each case about whether negotiation of a planning agreement is beneficial and otherwise appropriate. However, planning agreements should not be used to require compliance with or restate obligations imposed by conditions of development consent.

## 2.5 Acceptability test

Planning agreements should be assessed against the acceptability test below which is a generally applicable test for determining the acceptability of a planning agreement.

The acceptability test requires that planning agreements:

- Are directed towards legitimate planning purposes, which can be identified in the statutory planning controls and other adopted planning strategies and policies applying to development.
- Provide for the delivery of infrastructure or public benefits not wholly unrelated to the development.

- Produce outcomes that meet the general values and expectations of the public and protect the overall public interest.
- Provide for a reasonable means of achieving the desired outcomes and securing the benefits.
- Protect the community against adverse planning decisions.

## 2.6 Policies and procedures for planning agreements

Councils are strongly encouraged to publish policies and procedures concerning their use of planning agreements. Best practice principles, policies and procedures should be implemented as safeguards to protect the public interest and the integrity of the planning process.

These safeguards are to protect against the misuse of planning discretions and processes, which may seriously undermine good planning outcomes and public confidence in the planning system. They should ensure that planning decisions are made openly, honestly and freely in any given case and fairly and consistently across the board.

Policies applying to the use of planning agreements should:

- Provide a generally applicable test for determining the acceptability of a planning agreement (see *Section 2.5 Acceptability Test*).
- Contain specific measures to protect the public interest and prevent misuse of planning agreements.
- Have published and accessible rules and procedures.
- Provide for effective formalised public participation.
- Extend fairness to all parties affected by a planning agreement.
- Guarantee regulatory independence of the planning authority.

Policies and procedures prepared by planning authorities should incorporate the contents of this practice note and the following considerations:

- How the use of planning agreements aligns with any relevant district and regional strategic plans and policies.
- How the use of planning agreements fits within the context of the planning authority's broader organisational strategic planning and land use planning policies, goals, and strategies.
- The circumstances in which the planning authority would consider entering into a planning agreement.
- The land use planning and development objectives that are sought to be promoted or addressed by the use of planning agreements.
- The role served by planning agreements in the development contributions and infrastructure funding systems of the planning authority.
- The types of development to which planning agreements will ordinarily apply, and how their use may be differentiated between different types of development.
- Whether any thresholds apply to the use of planning agreements in relation to particular types of development or in particular circumstances.
- The matters ordinarily covered by a planning agreement.
- The form of development contributions ordinarily sought under a planning agreement.
- The kinds of public benefits sought.
- The method for determining the value of public benefits.
- When, how and where public benefits will be provided.

- The procedures for negotiating and entering into planning agreements.
- The planning authority's policies on other matters relating to planning agreements, such as review and modification, discharging of the developer's obligations under agreements, dispute resolution and enforcement mechanisms, and payment of costs relating to the preparation, negotiation, execution, monitoring and other administration of agreements.

## Part 3 Strategic considerations when using planning agreements

### 3.1 When to use planning agreements

This section provides guidance and strategic considerations on when to use planning agreements. Planning agreements should meet the considerations set out in Section 2.1 Fundamental principles and Section 2.5 Acceptability test and should fully comply with the specific requirements in these sections. Whether a planning agreement is acceptable and reasonable can only be judged in the circumstances of the case and considering State, regional or local planning policies.

Planning agreements have the potential to be used in a wide variety of circumstances. For example, they may be an appropriate contribution mechanism:

- In major development sites or precincts that are owned by a single landowner or a consortium of landowners.
- Where the developer has a direct incentive, such as bringing forward potential development, to be involved in the delivery of community infrastructure.
- Where the developer wants to provide community infrastructure in addition to, or at a higher standard than, what has been specified under the contributions plan.
- Where a council and the developer negotiate a different and better or more innovative outcome than can be achieved through imposing direct or indirect contributions.
- Where a proposed development has not been anticipated by local council and thus works and facilities to cater for this development have not been identified. A planning agreement can be prepared to specifically target the needs of the development.

#### Objectives of planning agreements

The objectives of planning agreements will be dictated by the circumstances of each case and the policies of planning authorities in relation to their use. However, as a general indication, planning agreements may be directed towards achieving the following broad objectives:

- Meeting the demands created by the development for new or augmented public infrastructure, amenities and services.
- Securing off-site benefits for the community so that development delivers a net community benefit.
- Compensating for the loss of or damage to a public amenity, service, resource or asset by development through replacement, substitution, repair or regeneration.

#### Relationship to other contributions mechanisms

Planning agreements should complement other contribution mechanisms. They can be used to deliver infrastructure outcomes for which these contributions are required, or additional public benefit. Planning agreements should not be used as de facto substitutes for contributions plans.

There is a clear legislative, regulatory and policy framework supporting contributions plans which does not apply to planning agreements. Where there is need for public infrastructure across a development area with a range of landowners, a contributions plan is likely to be more appropriate because it simplifies transactions and is underpinned by clear strategic planning.

Planning agreements may be used to overcome past deficiencies in infrastructure provision that would otherwise prevent development from occurring. This may involve the conferring of a public benefit under the agreement.

## 3.2 Land use and strategic infrastructure planning

This section provides advice on how planning agreements can support broader strategic infrastructure planning, particularly in areas where there is significant growth, and where a planning agreement may be associated with a planning proposal.

Land use planning should occur concurrently with strategic infrastructure planning to ensure that built form provisions and infrastructure contributions deliver both appropriate urban forms and contributions related to the development.

Strategic infrastructure planning should be undertaken regularly and address expected growth, infrastructure demand resulting from this growth, and the apportioned cost of these infrastructure provisions. Planning agreements should be used towards public benefits that are in accordance with the council's infrastructure planning and funding policies and strategies. Planning agreements should not be used as a substitute to proper strategic infrastructure planning.

### Local Strategic Planning Statements

Local strategic planning statements set out the 20-year vision for land use in the local area, including how change will be managed into the future. These statements need to align with the regional and district plans, and council's own priorities in the community strategic plan it prepares under the *Local Government Act 1993*. The statements identify the planning priorities for an area and explain how these are to be delivered.

In this regard, local strategic planning statements will identify upfront the strategic planning priorities and infrastructure needs for an area, which should be reflected in planning agreements that demonstrate a comprehensive approach to infrastructure planning and funding.

### Impact of planning proposals

There may be circumstances where a developer lodges a planning proposal that was not anticipated at the time the local strategic planning statement was prepared. It is common site-specific planning proposals in locations where development had not been anticipated to be accompanied by offers to enter into planning agreements. While it is appropriate that applications for more intensive development also consider opportunities for public benefit associated with development, this must be in a way that is mutually agreeable between the planning authority and the developer.

Planning authorities must ensure that adequate infrastructure is available to support the development, that the community can be confident in the integrity of the planning decision and that the planning authority is not improperly relying on its statutory role to extract unreasonable contributions.

Site specific planning proposals must not be prioritised on the basis they provide an opportunity for public benefits. Public benefits to be delivered by development should not be wholly unrelated to the development and the costs should be clearly set out and justified in the planning agreement. It is important that planning agreements in relation to planning proposals complement a comprehensive approach to infrastructure planning and funding.



## Part 4 Procedures and decision making

### 4.1 Basic procedures for entering into a planning agreement

Planning agreements may be negotiated between planning authorities and developers in relation to development applications or changes sought by developers to local environmental plans. Where possible, planning agreements should be negotiated between planning authorities and developers before the related development application is determined or the local environmental plan giving effect to the planning proposal is made so that the development application or planning proposal may be exhibited or notified alongside the draft planning agreement. The steps below are provided for general guidance and are indicative only. The actual steps taken in negotiating each specific planning agreement may differ.

#### Indicative steps for planning agreements

**Step 1 Commencement** Before making a development application or submitting a planning proposal, the planning authority and developer decide whether to negotiate a planning agreement. In making this decision consideration should be given to this practice note, relevant legislation and any relevant policies. The parties consider whether other planning authorities and other persons associated with the development should be additional parties to the planning agreement, such as the landowner if the landowner is a different person to the developer.

**Step 2 Negotiation** If an agreement or arrangement is negotiated, it is documented as a draft planning agreement with an accompanying explanatory note. The draft planning agreement should be assessed against the acceptability test outlined in this practice note. The parties should consider how the draft planning agreement will be enforced and when the draft planning agreement will be executed, as this will inform the security provisions and conditions of the agreement. Legal advice should be sought in each case to ensure that the appropriate provisions are included in the planning agreement.

**Step 3 Application** When the developer makes the application or submits a planning proposal to the relevant authority, it should be accompanied by the draft planning agreement that has been signed by the developer and the explanatory note.

**Step 4 Notification** Relevant public authorities are consulted and the application or planning proposal, draft planning agreement and explanatory note are publicly notified in accordance with the EP&A Act and EP&A Regulation. Any amendments required to the application or planning proposal and draft agreement as a result of submissions received are made. If necessary, the amended application, draft planning agreement and explanatory note are re-notified.

**Step 5 Assessment** The draft planning agreement and public submissions are considered in the determination of the related application. The weight given to the draft planning agreement and public submissions is a matter for the relevant authority acting reasonably.

**Step 6 Execution** The draft planning agreement is either executed before the relevant application is determined or not long after the application is determined.

## 4.2 Offer and negotiation

### Offer to enter into a planning agreement

The EP&A Act does not define what constitutes an 'offer' for the purpose of section 7.7(3) of the EP&A Act. However, an offer should:

- Be in writing.
- Be addressed to the planning authority to whom it is made.
- Be signed by or on behalf of all parties to the proposed planning agreement other than the planning authority to whom the offer is made.
- Outline in sufficient detail the matters required to be included in a planning agreement as specified in s7.4 (3) of the EP&A Act to allow proper consideration of the offer by the planning authority.
- Address in sufficient detail any relevant matters required to be included in an offer as specified in any applicable planning agreements policy published by the planning authority to whom the offer is made to allow proper consideration by the planning authority.
- Outline in sufficient detail all other key terms and conditions proposed to be contained in the planning agreement to allow proper consideration by the planning authority.

A consent authority cannot refuse to grant development consent on the grounds that a planning agreement has not been entered into in relation to the proposed development or that the developer has not offered to enter into such an agreement.

However, if a developer has offered to enter into a planning agreement in connection with the development application or a change to an environmental planning instrument, then a consent authority is authorised to require a planning agreement to be entered into in the terms of the offer as a condition of development consent.

### Efficient negotiation systems

Planning authorities, particularly councils, should implement fast, predictable, transparent and accountable negotiation systems for planning agreements. Negotiation of planning agreements should not unnecessarily delay ordinary planning processes and should run in parallel with applications to change environmental planning instruments or development applications. This includes through pre-application negotiation in appropriate cases. Negotiation should be based on principles of co-operation, full disclosure, early warning, and agreed working practices and timetables.

### Involvement of independent third parties

Independent third parties can be used in a variety of situations involving planning agreements. Planning authorities and developers are encouraged to make appropriate use of them during negotiation, including where:

- An independent assessment of a proposed change to an environmental planning instrument or development application is necessary or desirable.
- Factual information requires validation.
- Sensitive financial or other confidential information must be verified or established in the course of negotiations.
- Facilitation of complex negotiations is required for large projects or where numerous parties or stakeholders are involved.
- Dispute resolution is required.

## **Dispute resolution**

Different kinds of dispute resolution mechanisms may suit different disputes, and this should be reflected in a planning agreement. For example, mediation may be suitable to deal with disputes arising from grievances, while expert determination may be suitable to resolve disputes of a technical nature and arbitration may be suitable for resolving commercial disputes.

## **4.3 Costs and charges**

### **Costs**

There is no comprehensive policy on the extent to which a planning authority may recover costs for negotiating, preparing, executing, registering, monitoring, enforcing and otherwise administering planning agreements. Wherever possible, planning authorities and developers should negotiate and agree costs at the earliest opportunity.

### **GST considerations**

Both parties to a planning agreement have a potential GST liability and they should obtain advice in every case on whether a potential GST liability attaches to the agreement.

### **Recurrent costs and maintenance payments**

Planning agreements may require developers to make contributions towards the recurrent costs of facilities that primarily serve the development to which the planning agreement applies or neighbouring development in perpetuity. However, where the facilities are intended to serve the wider community, planning agreements should only require the developer to make contributions towards the recurrent costs of the facility until a public revenue stream is established to support the on-going costs of the facility.

## **4.4 Registration and administration**

### **Standard form planning agreements**

Planning authorities are encouraged to publish and use standard form planning agreements or standard clauses for inclusion in planning agreements in the interests of process efficiency.

### **Documentation of planning agreements**

The parties to a planning agreement should agree on which party is to draft the agreement to avoid duplication of resources and costs.

Councils are required to keep and make available a register of planning agreements. The register should be made available online or incorporated into the online planning register of the planning authority's website.

### **Monitoring and review of planning agreements**

Planning authorities should use standardised systems to monitor the implementation of planning agreements in a systematic and transparent way. This may involve co-operation by different parts of planning authorities.

Monitoring systems should enable information about the implementation of planning agreements to be made readily available to public agencies, developers and the community. Planning agreements should contain a mechanism for their periodic review that should involve the participation of all parties.

## **Security for enforcement of developer's obligations**

Parties should consider the means by which a planning agreement may be enforced. The most suitable means of enforcement may depend on:

- The circumstances of the planning agreement.
- The nature and extent of the developer's obligations under the planning agreement.
- The planning authority's reasonable assessment of the risk and consequences of non-performance.

Tying the performance of the developer's obligations to the issuing of construction, subdivision or occupation certificates may provide a suitable means of enforcing planning agreement obligations in some cases. The EP&A Act and the EP&A Regulation restrict the issuing of a construction certificate, subdivision certificate or occupation certificate by a certifier until any preconditions to the issuing of the certificate specified in a planning agreement have been complied with. Where adopting this approach, consideration should be given to including provisions to allow a developer to provide a financial security, such as a bond or bank guarantee, if they subsequently seek release of a certificate before completing the required obligations. This will avoid the need to amend the planning agreement.

Financial security, such as a bond or bank guarantee, can be a suitable means of enforcement where a planning agreement requires the carrying out of works or the dedication of land by the developer. Financial security can be called on by the planning authority in the event of default, coupled with step-in rights by the planning authority. The value of the financial security should relate to the potential costs that may be incurred by the planning authority in carrying out the relevant works obligations of the developer in the event of default by the developer.

Financial security or additional financial security may also be appropriate where the developer seeks to postpone obligations under a planning agreement to a time later than the time originally specified for performance. An amendment to the planning agreement would ordinarily be required in such circumstances unless the planning agreement already makes provision for such an arrangement.

## **Registration on title**

Registration is important to inform people of the existence of a planning agreement affecting the land and for the enforcement of a planning agreement. Registration on title may bind future owners of the land to the agreement.

To ensure that the intention of the parties to register the planning agreement is not defeated, the developer should get written agreement to the registration from each person with an estate or interest in the land to which the planning agreement applies. This should be provided to the planning authority as a precondition to the execution of the planning agreement.

Provision should be made in a registered planning agreement about when the notation of the planning agreement on the title to land can be removed. For example, when:

- The developer has complied with the obligations under the planning agreement in respect of a part of the land and the notation of the planning agreement will be removed from that part of the land.
- Land the subject of the planning agreement is subdivided and titles for new lots are created and the developer has complied with all relevant planning agreement obligations relating to the subdivision.
- Additional valuable security for performance of the planning agreement acceptable to the planning authority is provided by the developer in exchange for removal of the registration of the planning agreement from the title to land.

## **Discharge of developer's obligations**

Planning agreements should not impose obligations on developers indefinitely. Planning agreements should set out the circumstances in which the parties agree to discharge the developer's obligations under the agreement.

## **4.5 Public participation and notification**

Planning agreements must be publicly notified and made available for public inspection before they can be entered into.

The EP&A Regulation requires that the notification of a proposed planning agreement occurs at the same time as the planning proposal or development application, or if this is not practicable, as soon as possible after.

The terms of the planning agreement and its proposed public benefits should be clearly shown as part of consultation material. This will help the community make a fully informed decision on the overall proposal.

Planning agreements must be accompanied by an explanatory note to assist the public in understanding the agreement. Other types of consultation material are encouraged in addition to the explanatory note. This might include additional written material, diagrams or plans.

### **Amendment to proposed planning agreement after public notification**

Any material changes that are proposed to be made to a planning agreement after a public notice has been given should be subject to renotification if the changes would materially affect:

- How any of the matters specified in section 7.4 of the EP&A Act are dealt with by the planning agreement.
- Other key terms and conditions of the planning agreement.
- The planning authority's interests or the public interest under the planning agreement.
- Whether a non-involved member of the community would have made a submission objecting to the change if it had been publicly notified.

## **4.6 Explanatory notes**

Planning agreements are legal documents and may not be easily understood by the public. An explanatory note can help the public understand a planning agreement and facilitate informed discussion. The EP&A Regulation requires that an explanatory note is provided with the public notice of a planning agreement.

In practice, the explanatory note can be prepared by one of the parties but should be reviewed and agreed on by any other party to the agreement.

The explanatory note must help the broader community to simply and clearly understand what a planning agreement is proposing, how it delivers public benefit, and why it is acceptable and in the public interest. It should be easy to understand, written in plain English and address all considerations outlined in this practice note.

The explanatory note must:

- Identify how the agreement promotes the public interest.
- Identify whether the agreement conforms with the planning authority's capital works program, if any.
- State whether the agreement specifies that certain requirements of the agreement must be

complied with before a construction certificate, occupation certificate or subdivision certificate is issued.

It should be possible for a person to be able to readily understand the nature of the development proposed and the public benefits to be provided. The explanatory note should indicate timing of delivery and should include maps, diagrams and other material to help explain what is proposed.

An explanatory note must summarise the objectives, nature and effect of the proposed agreement and contain an assessment of the merits of the proposed agreement, including the impact on the public or relevant section of the public.

## Part 5 Examples of the use of planning agreements

Planning agreements have the potential to be used in a wide variety of planning circumstances and to achieve many different planning outcomes. Their use will be dictated by the circumstances of individual cases and the policies of planning authorities. Accordingly, it is not possible to set out all the circumstances in which a planning agreement may be appropriately entered into.

Below are some examples of the potential scope and application of planning agreements.

### Compensation for loss or damage caused by development

Planning agreements can provide for development contributions that compensate for increased demand on the use of a public amenity, service, resource or asset that will or is likely to result from the carrying out the development.

For example, development may result in the loss of or increased impact on the provision of public open space, public car parking, public access, water and air quality, bushland, wildlife habitat or other natural areas.

The planning agreement could impose planning obligations directed towards replacing, substituting, or restoring the public amenity, service, resource or asset to an equivalent standard to that existing before the development is carried out.

In this way, planning agreements can offset development impacts that may otherwise be unacceptable.

### Meeting demand created by development

Planning agreements can also provide for development contributions that meet the demand for new public infrastructure, amenities and services created by development. For example, development may create a demand for public transport, drainage services, public roads, public open space, streetscape and other public domain improvements, community and recreational facilities.

The public benefit provided under the agreement could be the provision, extension or improvement of public infrastructure, amenities and services to meet the additional demand created by the development. An agreement may be used to meet the requirements set out in a contributions plan in relation to certain land, or, potentially in the case of a large development area being delivered by one or a small number of developers, provide public amenities and services in lieu of preparing a contributions plan.

### Prescribing inclusions in development

Planning agreements can be used to secure the implementation of particular planning policies by requiring development to incorporate particular elements that confer a public benefit.

Examples include agreements that require the provision of public facilities, open space or the retention of urban bushland. Agreements may also require development, in the public interest, to meet aesthetic standards, such as design excellence.

### Providing benefits to the wider community

Planning agreements can also be used to secure the provision of broader benefits for the wider community. Broader benefits provided through planning agreements involve an agreement between a developer and a planning authority to allow the wider community to share in benefits

resulting from the development. The benefit may be provided in conjunction with planning obligations or other measures that address the impacts of the development on surrounding land or the wider community.

Alternatively, the benefit could wholly or partly replace such measures if the developer and the planning authority agree to a redistribution of the costs and benefits of development in order to allow the wider community, the planning authority and the developer to realise their specific preferences for the provision of public benefits.

Broader benefits may take the form of additional or better-quality public facilities than is required for a particular development. Alternatively, benefits may involve the provision of public facilities that, although not strictly required to make the development acceptable in planning terms, are not wholly unrelated to the development.

### Recurrent funding

Planning agreements may provide for public benefits that take the form of development contributions towards the recurrent costs of infrastructure, facilities and services. Such benefits may relate to the recurrent costs of items that primarily serve the development to which the planning agreement applies or neighbouring development. In such cases, the planning agreement may establish an endowment fund managed by a trust, to pay for the recurrent costs of the relevant item.

For example, a planning agreement may fund the recurrent costs of water quality management in respect of development that will have a demonstrated impact on a natural watercourse that flows through or nearby to the development.

Broader benefits may also take the form of interim funding of the recurrent costs of infrastructure, facilities and services that will ultimately serve the wider community. The planning agreement would only require the developer to make such contributions until a public revenue stream is established to support the on-going costs of the facility.

### Biodiversity offsetting

A planning agreement may make provision with respect to the offset of the impact on biodiversity values of proposed development, including by the retirement of biodiversity credits in accordance with the *Biodiversity Conservation Act 2016* (see section 7.18 of that Act).



**BATHURST REGIONAL COUNCIL  
INVESTMENT PERFORMANCE**

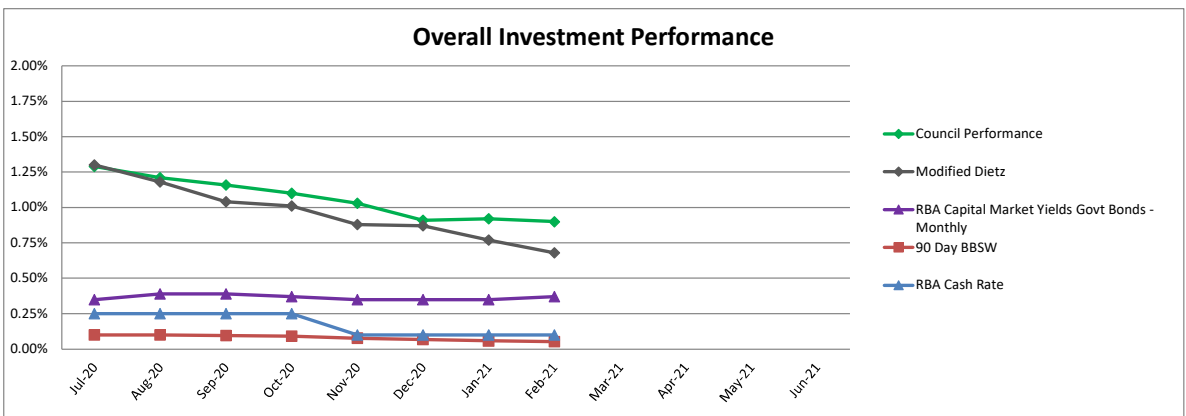
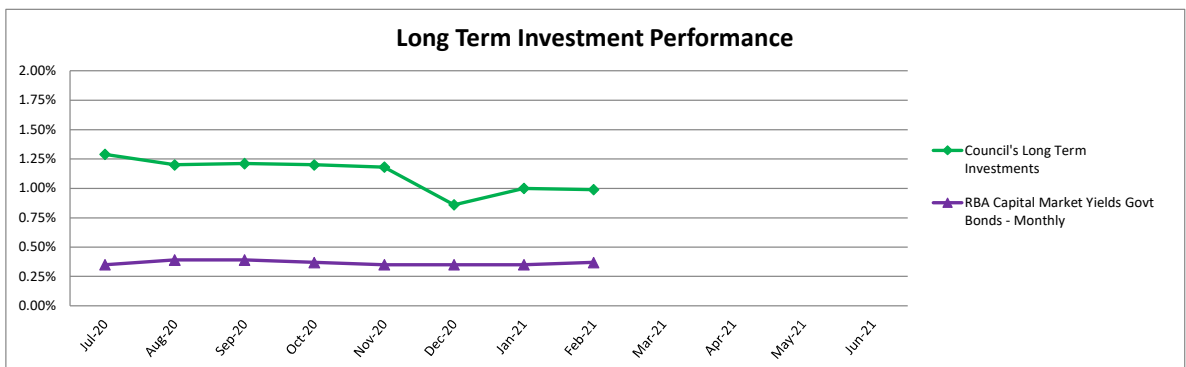
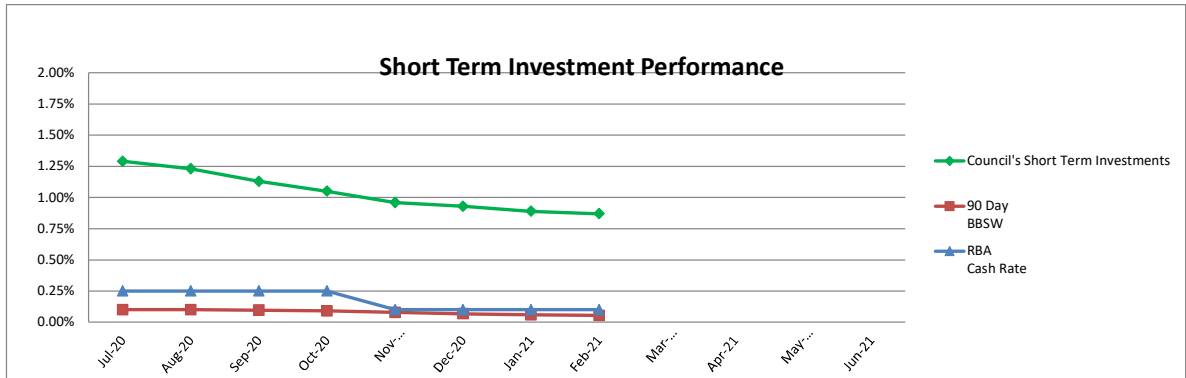
**Investment Policy Benchmarks**

**Benchmark 1 - The performance of the portfolio shall be against the industry standard 90 Day Bank Bill Index or the official RBA Cash Rate**

Council's current year to date performance compared to the two benchmarks is shown below. Council has outperformed both benchmarks.

Reserve Bank of Australia - Cash Rate	0.10%
AFMA - 90 Day Bank Bill Swap Rate (BBSW) Avg Mid	0.053%
RBA Capital Market Yields Govt Bonds - Monthly	0.37%
Modified Dietz Calculation	0.68%

	Short Term			Long Term		Overall Performance	
	RBA Cash Rate	90 Day BBSW	Council's Short Term Investments	RBA Capital Market Yields Govt Bonds - Monthly	Council's Long Term Investments	Modified Dietz Calculation	Council Performance
Jul-20	0.25%	0.10%	1.29%	0.35%	1.29%	1.30%	1.29%
Aug-20	0.25%	0.10%	1.23%	0.39%	1.20%	1.18%	1.21%
Sep-20	0.25%	0.096%	1.13%	0.39%	1.21%	1.04%	1.16%
Oct-20	0.25%	0.091%	1.05%	0.37%	1.20%	1.01%	1.10%
Nov-20	0.10%	0.077%	0.96%	0.35%	1.18%	0.88%	1.03%
Dec-20	0.10%	0.067%	0.93%	0.35%	0.86%	0.87%	0.91%
Jan-21	0.10%	0.059%	0.89%	0.35%	1.00%	0.77%	0.92%
Feb-21	0.10%	0.053%	0.87%	0.37%	0.99%	0.68%	0.90%
Mar-21							
Apr-21							
May-21							
Jun-21							



**BATHURST REGIONAL COUNCIL  
INVESTMENT PERFORMANCE**

**2a - Overall Portfolio Credit Framework**

To control the credit quality on the entire portfolio, the following credit framework limits the percentage of the portfolio exposed to any particular credit rating. AMP was recently downgraded from A- to BBB+ on the 27 Aug 2019. Council will reinvest into a complying rated institution at the maturity of these investments.

Short Term	Ratings	Maximum Holding %	Actual Holding %	
	A-1+	100	44%	Complies
	A-1	100	0%	Complies
	A-2	40	44%	Does not comply
	A-3 or unrated	Note*	12%	Complies
			<b>100%</b>	
Long Term				
	AAA	100	0%	Complies
	AA+ AA AA- A+ A	100	73%	Complies
	A-	40	0%	Complies
	BBB+ BBB	20	22%	Does not comply
	BBB- & unrated	Note *	5%	Complies
			<b>100%</b>	

\*Note: For reasons of practicality the number of these investments should be kept to a minimum.

**2b - Institutional Credit Framework**

To limit single entity exposure each individual institution will be limited by their credit rating. AMP was recently downgraded from A- to BBB+ on the 27 Aug 2019. Council will reinvest into a complying rated institution at the maturity of these investments.

	Ratings	Maximum Holding %	Actual Holding %	
CBA	AA-	40	9%	Complies
National Australia Bank Limited	AA-	40	27%	Complies
Westpac	AA-	40	7%	Complies
HSBC	AA-	30	2%	Complies
Macquarie Bank Limited	A+	30	3%	Complies
Rabobank	A+	30	1%	Complies
UBS AG Australia	A+	30	1%	Complies
Suncorp Metway Ltd	A+	30	1%	Complies
Sumitomo Mitsui Banking Corp	A	30	1%	Complies
AMP	BBB+	5	7%	Does not comply
Bank of Queensland Limited	BBB+	5	17%	Does not comply
Bendigo & Adelaide Bank Ltd	BBB+	5	1%	Complies
Newcastle Permanent	BBB	5	1%	Complies
Members Equity Bank	BBB	5	4%	Complies
Auswide Bank	BBB	5	7%	Does not comply
Maritime Mining & Power Credit Union	ADI	Note*	11%	Complies
			<b>100%</b>	

\*Note: For reasons of practicality the number of these investments should be kept to a minimum.

\*Credit rating to Auswide Bank issued by Fitch Ratings, equivalent Rating by S & P shown

**2c - Maturity Profile**

The Investment Portfolio is to be invested within the following maturity constraints, Council has successfully met this criteria.

	Term Deposit	FRTD	TCD	FRN	Min %	Max %	Actual %	
Within one year	56,500,000	3,000,000	0	4,100,000	40	100	77%	Complies
One to three years	3,000,000	4,500,000	0	3,500,000	0	60	13%	Complies
Three to Five Years	0	1,230,000	0	5,850,000	0	30	9%	Complies
Over Five Years	0	0	0	900,000	0	15	1%	Complies
	<b>59,500,000</b>	<b>8,730,000</b>	<b>0</b>	<b>14,350,000</b>			<b>100%</b>	

Recommendation: That the report be noted.

**Responsible Accounting Officer**

.....  
Aaron Jones  
Director Corporate Services & Finance

.....  
Prepared By Lesley Guy  
2-Mar-21

.....  
Reviewed By Tony Burgoyne

# 2020/21 Annual Operational Plan

## Bathurst 2040 Community Strategic Plan

As at 28<sup>th</sup> February 2021

### **Council's Vision:**

**Bathurst: A vibrant and innovative region that values our heritage, culture, diversity and strong economy.**

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As a community it is important to have a plan that outlines what we want and need as a community now and as the region grows. The NSW Government also requires all councils to have such a plan. The Bathurst 2040 Community Strategic Plan (CSP) is the highest level forward planning document of Bathurst Regional Council. It identifies the community's priorities and guides the direction for the Bathurst region over the next 20 years.

Six key objectives have been established in the CSP:

1. Our Sense of place and identity
2. A smart and vibrant economy
3. Environmental stewardship
4. Enabling sustainable growth
5. Community health, safety and well-being
6. Community leadership and collaboration

These objectives are supported by strategies, shown below, aimed at identifying the importance of each objective.

As a 20 year plan, the CSP is not able to be wholly implemented in one term of Council. The Delivery Program represents actions that the Council expects to achieve during the current term of election for the Council, typically four years. This [Annual Operational Plan](#) identifies the individual activities and projects that will be completed within the current financial year of the Delivery Program.

### **OBJECTIVE 1: Our sense of place and identity**

- 1.1 Respect, protect and promote the region's Aboriginal heritage assets
- 1.2 Protect, enhance and promote the region's European heritage assets and character
- 1.3 Enhance the cultural vitality of the region
- 1.4 Protect and improve the region's landscapes, views, vistas and open space
- 1.5 Promote good design in the built environment

### **OBJECTIVE 3: Environmental stewardship**

- 3.1 Protect and improve our natural areas and ecosystems, including the Macquarie River and other waterways
- 3.2 Protect the City's water supply
- 3.3 Minimise the City's environmental footprint, live more sustainably and use resources more wisely
- 3.4 Protect and improve the region's biodiversity
- 3.5 Increase resilience to natural hazards and climate change

### **OBJECTIVE 5: Community health, safety and well being**

- 5.1 Provide opportunities for our community to be healthy and active
- 5.2 Help make the Bathurst CBD, neighbourhoods and the region's villages attractive and full of life
- 5.3 Help build resilient, inclusive communities
- 5.4 Make our public places safe and welcoming
- 5.5 Plan and respond to demographic changes in the community

## Bathurst 2040 Community Strategic Plan

### **OBJECTIVE 2: A smart and vibrant economy**

- 2.1 Support local business and industry
- 2.2 Grow local employment, investment and attract new businesses by nurturing and supporting entrepreneurs, partnerships and local skill development
- 2.3 Develop Bathurst as a Smart City
- 2.4 Support agriculture, local manufacturing, food production and education as significant contributors to the region's economy
- 2.5 Support Mount Panorama as a premier motor sport and event precinct
- 2.6 Promote our City and Villages as a tourist destination

### **OBJECTIVE 4: Enabling sustainable growth**

- 4.1 Facilitate development in the region that considers the current and future needs of our community
- 4.2 Provide safe and efficient road, cycleway and pathway networks to improve accessibility
- 4.3 Ensure services, facilities and infrastructure meet the changing needs of our region
- 4.4 Provide parking to meet the needs of the City
- 4.5 Work with partners to improve public transport, and passenger and freight transport connections to and from the region
- 4.6 Plan for, assess and regulate development activity

### **OBJECTIVE 6: Community leadership and collaboration**

- 6.1 Communicate and engage with the community, government and business groups on important matters affecting the Bathurst Region
- 6.2 Work with our partners and neighbouring councils to share skills, knowledge and resources and find ways to deliver services more efficiently
- 6.3 Advocate for our community
- 6.4 Meet legislative and compliance requirements
- 6.5 Be open and fair in our decisions and our dealings with people
- 6.6 Manage our money and our assets to be sustainable now and into the future
- 6.7 Invest in our people
- 6.8 Implement opportunities for organisational improvement

## Attachment 9.2.2.1

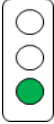

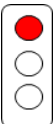
On the following pages, each of Council's principal activities is shown along with their four year Delivery Program actions and the Annual Operational Plan tasks that will be undertaken. These actions and tasks are linked back to the Bathurst 2040 CSP to show the community how its needs and wants are being delivered.

The table below is a guide to reading the Delivery Program and Annual Operational Plan.

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer
From the Objectives shown on Page 2	What actions will be delivered to achieve the objective	What specific projects will be undertaken this year to address the 4 year actions	<b>Measurable KPI</b> How we will know when we have achieved our plans	Position Title – Director, Manager, Team Leader

The Performance Measures in this Plan have been rated by the responsible Directors as to their status of completion.

Below is a summary of the Status of all Performance Measures:

In progress – tracking as expected	Needs Attention	Urgent Attention
		
156 / 167	11 / 167	0 / 167
93 %	7 %	0 %

# Engineering Services



The key to developing a sound foundation for growth and prosperity of the Bathurst Region is by ensuring infrastructure needs are keeping pace with demand. The Engineering Services Department has the responsibility to ensure the current needs of the community are met and the capacity exists to cater for future growth. A clean and safe water supply, a quality local road network, and environmentally responsible waste management systems are all high priorities for engineering the future of the Bathurst Region.

## Asset Management

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
4.1 4.2 5.1	Improve pedestrian access within the urban area.	Completion of additional concrete footpaths/cycleways in accordance with the Bathurst Regional Community Access and Cycling Plan 2011.	500 lined metres of footpath and/or cycleway completed.	Manager Works	Bart Street Lewins to Busby 166m Stanley St George to Rankin 200m Rankin St Stanley to Morriset 200m Browning St William to George Park 50m Charlotte St 40m Graham Dve to Mendel Dve 300m complete	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
		Monitor condition of footpaths.	100% of urban footpath inspected	Manager Works	Level 1 (CBD) – 100% as at 26/10/20 Level 2 – 100% as at 23/7/20	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
4.1 4.5	Maintain and improve the existing road infrastructure consistently throughout the network.	Improvement of road infrastructure to upgrade sub-standard sections of the sealed network.	Reconstruction and resealing works as per Council's 2020/2021 capital works and routine maintenance programs.  Completion of 2020/2021 Roads to Recovery Program.	Manager Works	The Bridle Track Widen and seal 500m approach to Howards Bridge – Complete Limelkilns Rd Reconstruct, widen and seal 2km – Complete Limelkilns Rd Stage II Reconstruct, widen and seal 2km – Complete 2km rehabilitate widen and seal on Freemantle Rd – Complete 1km rehabilitate widen and seal Rockley Rd - Complete	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
		Renewal of gravel road surface throughout the network.	Completion of 2020/2021 Unsealed Roads Gravel Resheeting program.	Manager Works	In progress/ongoing	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>



Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
		Undertake maintenance program in accordance with allocated budget.	Greater than 90% of the urban road network remains at condition index 3 or above.	Manager Works	In progress/ongoing	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
4.1 4.3	Protection of urban areas on the Bathurst Floodplain	Completion of flood mitigation works as outlined in the Georges Plains Flood Management Plan.	Substantial Completion of Design and Environmental Assessment	Manager Technical Services	In progress	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>




**Mount Panorama**




Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
6.4 6.5 6.8 2.5	Increase profile of Mount Panorama as the premier motor racing venue in Australia.	Construction of optic fibre communications loop  Development of the second circuit	Installation of Optic fibre network to Mount Panorama Circuit as per 2020/2021 Capital Works Plan  Development Consent obtained.	Director Engineering Services  Director Engineering Services	In progress.  Masterplan Complete. Preliminary Design Complete Aboriginal Cultural Heritages Assessment completed. Environmental Impact Assessment commenced. Community Consultation commenced.	  






## Water, Sewer and Waste

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
3.2 3.3 3.5 4.3 6.2 6.6	Maintain and upgrade existing water and sewer infrastructure to meet the needs of all stakeholders into the future.	Operate, maintain, repair and upgrade Water Filtration Plant.  Operate, maintain, repair and upgrade water distribution system.	Achieve the Australian Drinking Water Standards 90% of the time.  Customer complaints regarding flow and pressure are kept below 52 p.a.	Manager Water and Waste  Manager Water and Waste	Water Filtration Plant daily operations are ongoing, with maintenance and repairs conducted as required. The treatment processes are constantly monitored through a SCADA system and reviewed daily by staff.  To the 31 January 2021, 1625 (includes monitoring for Fluoride) tests were undertaken and there was 97.5% compliance with Australian Drinking Water Guidelines.  Water distribution system operations are ongoing, with monitoring, maintenance and repairs conducted as required.  New water mains continue to be laid in Piper Street between William Street and George Street to replace aged mains that have required increased maintenance in recent years.  Significant reservoir improvements have been completed, with further work planned, to continue to improve the integrity of the drinking water system around Bathurst.  Complaints regarding flow and pressure up to 31 January 2021 is 2 (financial year to date 13).	
	Respond effectively to discoloured water complaints		Respond to 90% of complaints within 4 hours.	Manager Water and Waste	Complaints regarding discoloured water are actioned within the required timeframe.  90% of customer calls are responded to within 4 hours.	



Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
		<p>Review, update and adhere to Drinking Water Management System (DWMS).</p>	<p>Australian Drinking Water Guidelines &amp; DWMS compliance, published on website weekly.</p>	<p>Manager Water and Waste</p>	<p>Complaints regarding discoloured water is 9. From 9 October 2020 to is 31 January 2021 (financial year to date is 38).</p> <p>A Drinking Water Management System (DWMS) document has been completed and is in effect. Details on addressing the actions to ensure continuous improvement are being documented.</p> <p>A weekly internal review takes place, along with an external check of our water quality results through the NSW Health laboratory.</p> <p>Financial year to date 97.5% compliance (up to 31 January 2021).</p>	
	<p>Winburndale Dam Flood Security Upgrade</p>	<p>Project is constructed and commissioned</p>	<p>Manager Water and Waste</p>	<p>Work on Tender Item is in progress and is currently 56.7% complete</p> <p>Work in progress on approved variations and is currently 99% complete.</p>		
	<p>Stormwater Harvesting Project Stage 1</p>	<p>Project is constructed and commissioned</p>	<p>Manager Water and Waste</p>	<p>As advised previously by Council Report survey, design and approvals are being progressed for this project.</p>		

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
		Review and update existing Best Practice Guidelines plans as required.	Best Practice Guidelines compliance reported quarterly.	Manager Water and Waste	There are no new Best Practice Guidelines introduced since the 2007 Best Practice Guidelines. Compliance remains at 100%.	
	Continue implementation of Trade Waste Policy.	Maintain approvals at over 90% of active businesses	Trade Waste Policy is current, has been approved by NSW Office of Water, and adopted by Council. As at the 1 February 2021 there are 329 approvals in place, with 353 active businesses (93%).	Manager Water and Waste		
	Monitor and action developments from State Government regarding changes in the Best Practice Guidelines	Review Guidelines monthly, then action as required.	The existing level of compliance with the Best Practice Guidelines is 100% for both Water and Sewer. The review of further initiatives will be commenced, once DPI Water advises the outcomes of their proposed review of the guidelines. As at the end December 2020 DPI Water is yet to release their issues paper and monitoring of this continues.	Manager Water and Waste		







Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
		<p>Prepare reports and studies for Winburndale Dam and Chifley Dam to achieve compliance with NSW Dams Safety Committee regulatory requirements.</p>	<p>Compliance with NSW Dam Safety Committee requirements, reported quarterly.</p>	<p>Manager Water and Waste</p>	<p>For both Chifley and Winburndale, a Dam Safety Emergency Plan is in place, and has been updated.  Chifley Dam is safe to withstand a 1 in 1,000,000 year flood event.  A surveillance inspection of Chifley Dam was undertaken in September 2020. Winburndale Dam surveillance inspections are on hold for the next 12 months during the construction period.  Winburndale Dam is not safe to withstand a 1 in 100,000 year flood event, however detailed design is complete, the tender has been awarded and construction has commenced to improve the dam safety.  Grant funding was sought through the NSW Safe and Secure Water Program. Council has been successful in procuring \$2.225 million towards this project under the Program.  A tender was awarded at the 3 July 2019 Council Meeting to EODO for Winburndale Dam Safety Upgrade. Work is currently 56.7% complete for contract works.</p>	
		<p>Work with CENTROC on Water Utilities Alliance goals</p>	<p>Meeting attended. Relevant projects supported. Goals delivered.</p>	<p>Manager Water and Waste</p>	<p>Work is continuing, through meetings and projects. Alliance Business Plan has been developed and adopted. Bi-monthly meetings attended, with other projects and correspondence dealt with as required.</p>	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
		Operate, maintain, repair and upgrade Waste Water Treatment Works to comply with licence conditions.	Achieve over 90 % compliance with EPA licence conditions.	Manager Water and Waste	<p>Wastewater Treatment Works operations are ongoing, with maintenance and repairs conducted as required.</p> <p>Plans for minor upgrades are underway. Daily and weekly sampling and monitoring of the plant's performance are continuing, with internal and external testing performed.</p> <p>Ongoing testing of wastewater discharged to the Macquarie River as per EPA Licence 1,647 for the test period commencing 1 April for the licence period to date 344 tests to 31 January 2021 have been completed and 99.5% compliance achieved</p>	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
		Continue program of sewer main CCTV inspection, and lining if warranted	Mains where blockages or overflows occur are inspected	Manager Water and Waste	Identification of appropriate locations for CCTV is ongoing through customer issues, staff advice and development proposals.  Any issues found are scheduled for repair or replacement as required.  Financial year to 31 January 2021 533m sewer main inspected and relined.	
		Identify, plan and undertake water and sewer construction works.	Complete capital works program	Manager Water and Waste	Liaison with Technical Services staff to obtain advice on road projects and / or developments is continuing.  The aim is to ensure water and sewer services are relocated prior to RMS or BRC projects commencing.	
1.4 3.3 4.3 6.2 6.6	Maintain and upgrade existing waste infrastructure to meet stakeholder requirements.	Replace waste collection vehicles on a 4-yearly cycle.	One waste collection vehicle replaced	Manager Water and Waste	The waste collection vehicle fleet is up to date.	
		Review Waste Management Centre filling plans to ensure the optimum long-term strategy is delivered, and to enable future planning timelines to be developed.	Survey and monitor the remaining air space of the landfill annually.  Air space reduction minimised.	Manager Water and Waste	A stormwater management audit of the WMC has been conducted by EPA staff. A review has been conducted by an independent consultant. The final report has been received and recommendations are being put into effect. Aerial survey was completed in April 2020 which is done annually to monitor actual fill and the final fill plan.	
2.2 3.3 6.1 6.2 6.6	Reduce waste to landfill.	Work with NetWaste on waste projects and opportunities, for greater diversion from landfill and increased efficiencies.	Meeting attended. Relevant projects supported and delivered.	Manager Water and Waste	Several ongoing projects are supported, with bi-monthly meetings attended.  New projects or opportunities are assessed as they arise.  All options available to Bathurst Regional Council through NetWaste are supported.	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
		Council to continue education and promotion of appropriate wasteWise behaviours regarding green waste and recycling. Promote recycling to maximise diversion from landfill.	10 recycling promotion and education programs run. Combined diversion target is 5,000 tonnes.	Manager Water and Waste	Examples include recycling of waste tyres, mattresses, Household Chemical Cleanout, Waste 2 Art and collection and recycling of scrap metal. Recycling and organics collection service started in April 2016. The contract is proceeding well. A textile recycling trial is underway. The roll out of promotional information and education will continue throughout 2020/22. For 2020/21 to the end of December 2020, food and garden tonnage is 2686 and recycling is 1000 giving a total of 3686 tonnes. 18157 tonnes of food and garden waste have been sent for composting in the first 57 months (April 2016 to December 2020). Combined with recycling totals show a diversion from landfill of over 29335 tonnes, or 29.3 million kilograms over this time. WasteWise education works are continuing, and the recycling contract education strategies are also underway.	
		Identify, assess and implement appropriate diversion opportunities.	Opportunities reviewed to determine cost/benefit and reported quarterly.	Manager Water and Waste	Council participates in all 9 NetWaste Regional collection contracts being used - motor oil, scrap metal, E-waste, wood/timber processing, landfill environmental monitoring, regional waste services, tyres, household chemical cleanout, and mattress recycling.	



## Recreation



Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
1.4 5.1 5.5	Plan for increasing population and aging population in the provision of suitable recreational projects	Construct additional facilities as determined in budget.  Update sporting venues, including associated infrastructure.	New amenity building, including flood zone mounding for additional sports fields 5 & 6 Hereford Street  Upgrade Walmer Park inc lighting and external amenities  Replacement of synthetic turf surface to International Courts – John Matthews Tennis Centre	Manager Technical Services  Manager Recreation  Manager Recreation	Design complete. DA approved, awaiting CC approval. Anticipate calling tenders in March 2021  Quotations called in February 2020, closing 23 February 2021. Quotations being assessed, expected contract to be awarded by end March 2021.  Works postponed for 2021, due to Covid -19 budget deficit.	    
1.4 5.1 5.5	Maintain existing and future recreational areas.	Maintain existing levels of service to all parks, reserves, open space areas and other recreational facilities	Maintenance activities undertaken to all recreation Assets in accordance with adapted maintenance service levels in the Asset Management Plan.	Manager Recreation	Ongoing as part of adopted maintenance service levels and funding provisions of the current Council Operational Plan.	
1.4 5.1 5.5	Continue environmental programs identified within the Bathurst Vegetation Management Plan	To ensure that appropriate Environmental Management Plans for the Bathurst Region are current, relevant and provide long term strategies for the Region	Arrange for 11 Tree Planting and volunteer engagement activities.  Complete the revegetation component of the Queen Charlotte's Vale Creek Grant Project	Manager Recreation  Manager Recreation	Four community and one school group planting days have been held in Bathurst to date.  Revegetation site protection fencing complete. Stage 1 of woody weed control commenced in December. Plant supply contract awarded. Anticipate planting to commence in March 2021.	  







Looking after its staff and ensuring open and transparent government is the main priority at Bathurst Regional Council. Council employs approximately 378 full time equivalent staff in 20 locations and attracting and keeping good people is our priority. For the fourth time in succession, in the bi-annual Employee Opinion Survey, Council rated above the Australian Local Government Industry Standard for employee satisfaction.

## Human Resources


Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
<p>4.5</p> <p>6.1</p> <p>6.2</p>	<p>Establish and build on effective networks with other councils to identify areas for operational improvements and efficiencies.</p>	<p>Regularly participate in cross-functional teams with CNSWJO and identify opportunities for efficiencies.</p>	<p>BRC HR Team members participate in CNSWJO HR meetings work with relevant committees and sub-committees to ensure developing &amp; implementing HR best practice. Focus for next 12 months is in the areas of Training &amp; Performance Management systems.</p>	<p>Manager Human Resources</p>	<p>Council HR continues to regularly meet with other Councils within the NSW JO area as part of quarterly HR Group meetings; to discuss current HR issues and exchange ideas for improved service delivery. In addition we also regularly meet now with the WHS and Training Development groups. HR meetings with "Evo-city" council HR are also ongoing as all Councils of similar size to BRC.</p>	
<p>1.1</p> <p>5.3</p> <p>6.4</p> <p>6.7</p>	<p>Ensure all staff complete induction training, ongoing compliance updates and professional development.</p>	<p>Review &amp; improve staff induction program and identify opportunities to streamline into HRIS onboarding and performance areas.</p>	<p>Improve the use of on-line generic style training required for compliance. Review and improve staff induction process to better meet new starter need and allow a targeted approach depending on main area employed. Implement new Recruitment &amp; Onboarding system to streamline this process.</p>	<p>Manager Human Resources</p>	<p>The new staff induction program has now been implemented with a focus on providing all new staff with a positive and informative (and compliant) start to their time with Council. In addition an improved recruitment and onboarding process has also recently been developed &amp; implemented. Computer terminals have been set up at the Depot training area to further improve training opportunities for our outdoor staff and maximise use of our e-learning platform. This should support all staff to complete their required compliance training during their probation period with an aim to have</p>	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
6.2 6.7 6.8	Provide a range of education and training opportunities for Council's workforce.	Identify areas across Council to target education and training to support the achievement of the KPI's in the Workforce Plan	Implement targeted position to support education & training of BRC staff. Ensure Education and training programs align to KPI's contained in Council's Workforce Plan.	Manager Human Resources	most staff completed within their first month of employment Changes to the post recruitment through to end of probation have also now been further streamlined. The COVID-19 Performance Appraisal Process for 2019/2020 has been rolled out and now completed in all areas. Letters finalising this process will be set mid-September 2020. HR will work with all areas of Council to further improve and streamline this process for 2021 improvements in relation to education & training are now being implemented as part of this process, including dedicated resource to support co-ordination of staff training & development.	
6.7 6.8	Develop and implement programs and initiatives to foster a strong leadership culture.	Review current framework that underpins leadership capability and identify areas for improvement. Focus on improvement of Employee Engagement Programs and supporting training.	Review of current systems that underpin the employee life cycle at BRC completed. Plans to implement required improvements being developed with aim to implement next 12 months.	Manager Human Resources	A full review of this area has now commenced with plans to development an Employee Engagement Program covering all aspects of the employee lifecycle and focus on career development and succession planning. Further improvements will continue to be implemented as part of the revised Performance strategy across all staff levels. Targeted Middle Management training is been arranged to commence in mid 2021	

<b>Governance</b>						
<b>Bathurst 2040 Objective reference</b>	<b>Deliverable Actions over the next 4 years</b>	<b>Operational Plan – this year's Projects / Tasks</b>	<b>Tracking our Progress</b>	<b>Responsible Officer</b>	<b>Action Year to Date</b>	<b>Status</b>
6.4 6.5 6.8	Ensure Council policies reflect community needs and organisational requirements.	Regular review of Council's policies (Policy Manual).	Individual Policies reviewed for relevance and compliance with statutory requirements	Manager Corporate Governance	All Council policies are undergoing review. Several policies have now been to Council meetings for adoption. Program continuing.	
		Provision of Contract Register on Council's website.	Register updated monthly.	Manager Corporate Governance	New register to be developed during 2020/2021	
6.4 6.5	Implementation of the Government Information Public Access Act (GIPA Act)	Action requests for information under GIPA Act.	Information requests (formal and informal) actioned in accordance with statutory guidelines.	Manager Corporate Governance	14 applications received in 2020/21 year to date. 13 completed year to date	
		Review of Disaster Recovery Plan and Business Continuity Plan.	Plan reviews completed	Manager Corporate Governance	Nothing due at the present time.	
4.3 6.4	Ensure Council's continuity of operations.					

## Information Services

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
2.3 2.5 6.8	Improve long-term viability and availability of electronic data for both the current and long term.	Review Backup Strategy with a view to allowing auto fail over to DR site.  Install Software to monitor the movement of Tax File numbers within and without the organisation  Refresh Server & SAN infrastructure at the Civic Centre and also at Council's DR site (Library)  Implement cloud based VOIP telephone system.	Process implemented and tested.  Software installed and tested.  Server and SAN hardware installed and tested and implemented.  Phone system installed and functioning	Manager Information Services  Manager Information Services  Manager Information Services  Manager Information Services	Project has been established with a view to having the solution implemented before June 30 2021.  Software has been installed and configured. Monitoring has begun. Reports are being sent to the manager Corporate governance. Project is complete.  Server & SAN infrastructure has been purchased and installed. Configuration is complete. Data and servers have been migrated to new hardware. Project is complete.  Currently in the planning stages of developing the tender document with a view to having the tender out by end of June 2021.	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
2.2 2.6 5.2	Support the Smart Cities project.	Migrate file server data to SharePoint.  Complete Stage2 of CBD CCTV	All data migrated and removed from SAN storage.  System installed and functioning.	Manager Information Services  Manager Information Services	SharePoint migrations have begun. All department data has now been migrated to SharePoint except for Engineering Services. This is proving complex due to the large amount of data and the 1.5 million files involved. We are aiming to have this data migrated by end of April 2021.  All works have been completed including delivery and installation of screens and new PC to the police station. System is being used by the police. Project is complete.	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>

Events Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
1.3 2.1 2.2 2.6 5.2 5.3 6.3	Coordinate and deliver events to enhance the cultural life of residents and promote the Bathurst Region	Deliver events including New Years Eve, Australia Day, Bathurst Cycling Classic, NRL game, Bathurst 1000 off track events.	90% or more of residents attend an event.	Events Manager	<ul style="list-style-type: none"> <li>Successfully organised and executed the Bathurst Winter Festival in a Covid Safe environment. Reimagined parts of the event to ensure safety of event and attendees. The illuminations ran with new locations and were pitched as an 'in car' experience. Brighten Up Bathurst saw homes across the region display lights and winter themed decorations. A drive-in cinema was held at Mount Panorama which was in place of the ice rink. More than 1,500 tickets were sold. 28% of tickets to the drive in were sold outside 2795 which alone brought in approx. \$50,000 economic benefit to the region.</li> <li>A focus was on business benefit during the pandemic which resulted in multiple business initiatives including: food nights, music nights, live streaming of venues, treasure hunts, window display competitions and online markets.</li> </ul>	
					<p>August</p> <ul style="list-style-type: none"> <li>Manager Events presented to City of Sydney Council on what worked for BWF and how it went ahead during Covid</li> <li>Celebrated Local Government week</li> <li>Planning underway for next season of events, all with major changes due to Covid19. Events include, Bathurst 1000, Bathurst International, Bathurst cycling Classic, NYE, Challenge Bathurst, Australia Day, Garage Sale.</li> </ul>	
					<p>September</p> <ul style="list-style-type: none"> <li>Launched the Bathurst 1000 Off track events which included: Verto scavenger Hunt, colouring in comp, legends dinner and business engagement around the event</li> <li>Planning continuing for Bathurst Cycling Classic under current covid-19 restrictions</li> <li>Planning underway for NYE Party in the Park</li> <li>Assisting local events with their planning of events and covid safe plans</li> <li>Organisation for Australia Day 2021, meeting with committee</li> </ul>	

October	<ul style="list-style-type: none"> <li>• Successfully managed the off-track events for Bathurst 1000 week. Verto, the major sponsor was extremely pleased with outcome of Scavenger hunt</li> <li>• Hosted the Legends Dinner as part of the Bathurst 1000 at Rydges</li> <li>• Ran multiple social media campaigns for the Bathurst 1000 and supported local business</li> <li>• Assisting event organisers in the community with Covidsafe plans</li> <li>• Planning still underway for; Bathurst Cycling Classic, NYE, Garage sale, Challenge Bathurst, Australia Day</li> <li>• Cancellation of the Bathurst International and refunded all campers</li> <li>• Completed recruitment process for Marketing and Events officer role</li> <li>• Planned and hosted corporate services team lunch</li> </ul>															
November & December	<ul style="list-style-type: none"> <li>• NYE Party in the Park was reformed into NYE Party at your Local due to Covid reasons. The new event supported 24 venues and musicians to bring in the new year at venues across Bathurst.</li> <li>• Increased money spent in the community</li> <li>• Bathurst Cycling Classic went on sale with reduced capacity to fall in line with NSW Health guidelines. The guidelines changed in December and the event was re-launched to encourage more cyclists</li> <li>• Planning for Australia Day underway</li> <li>• Garage sale Trail was a huge success across Bathurst with 2,770 residents participating in the event.</li> <li>• The successful running of Challenge Bathurst</li> <li>• Christmas tree, flags and decorations installed around town in December</li> <li>• Camping tickets on sale for Bathurst 6 Hour</li> </ul>															
January	<ul style="list-style-type: none"> <li>• Working with the Australia Day Working Party to run Australia Day which included; citizenship ceremony, Australia Day Awards, Australia Day by the Pool and the Fun Fair. A follow up with the committee will take place in February</li> </ul>															

	<ul style="list-style-type: none"> <li>• Finalised illumination contractor for 2021 Winter festival</li> <li>• Planning underway for Mount Panorama 500 community engagement</li> <li>• Planning underway for the Bathurst Cycling Classic with marketing and advertising taking place online and in traditional forms</li> <li>• The events section has taken over the full running of the Sustainable Living Expo. Planning underway for the event in March</li> <li>• Commencement on planning for the NRL match in May and working with the Show society as both events fall on the same weekend</li> <li>• Planning underway for the Bathurst Winter Festival</li> </ul>					
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<b>Finance</b>						
<b>Bathurst 2040 Objective reference</b>	<b>Deliverable Actions over the next 4 years</b>	<b>Operational Plan – this year's Projects / Tasks</b>	<b>Tracking our Progress</b>	<b>Responsible Officer</b>	<b>Action Year to Date</b>	<b>Status</b>
6.1 6.6	Ensure Council's long term financial sustainability.	Review need for special variation in rate income.	Long Term Financial Plan complete and adopted by Council.  Special Rate Variation considered by Council.	Manager Financial Services	Long Term Financial Plan completed for 2020/21.  Council did not apply for a special rate variation for 2021/22 Operating/Delivery Plan.	
		Improve Council's cash flows.	Rates and Charges Outstanding Ratio less than 10%.	Manager Financial Services	As per 2019/20 Financial Statements achieved 6.49%  (2018/19 6.30%). (2017/18 6.17%). (2016/17 5.68%). (2015/16 5.85%). (2014/15 6.63%).	
		Ensure Council's level of debt is manageable.	Debt service ratio less than 10%.	Manager Financial Services	As per 2019/20 Financial Statements achieved 1.05%  (2018/19 2.17%). (2017/18 3.66%). (2016/17 4.12%). (2015/16 3.95%). (2014/15 4.10%).	
		Maximise invested funds within prudential guidelines.	Outperform monthly 90 day bank bill swap rate.	Manager Financial Services	At 28 <sup>th</sup> February 2021 current year average: • Investment earnings – 0.90% (2019/20 average 1.58%) • 90 day Bank Bill Swap Rate – 0.053%	



**Property**

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
1.5 6.4 6.5 6.8	Manage development of new residential land releases to ensure appropriate level of supply.	Complete development of residential land in accordance with Council plans.	Sales of Sunnybright Estate Stages A & B.	Property Manager	Sunnybright Stage 'A' has all lots sold as of 28 February 2021. Sunnybright Stage 'B' has all lots sold as of 28 February 2021. Sunnybright Stage 'C' is due for registration in March 2021.	
2.1 4.1 6.4	Manage development of new commercial and industrial land releases as required to meet the needs of new businesses.	Development in Bathurst Trade Centre and Kelso Industrial Park as required.	Provision of land to meet demands.	Property Manager	Stage 11 of Bathurst Trade Centre is in planning stage. DA was to be lodged by end of 2020. Kelso Industrial Park grant funding (Drought Relief) – DA lodged, plans on hold due to CoVid19.	

Corporate Communications

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
6.1	Communicate and engage with the community	Bathurst Regional Council Community Survey.	Overall satisfaction rating > 70%	Manager Corporate Communications	Report completed and submitted to Council. 90% of residents are at least somewhat satisfied with the performance of Council. (96% are at least somewhat satisfied with the courteousness of staff; 91% are at least somewhat satisfied with the helpfulness of staff; 93% are at least somewhat satisfied with the knowledge of staff & 84% are at least somewhat satisfied with the responsiveness of staff).	
		Ensure community consultation occurs	All consultation projects included on the "Your Say" platform  Followers on social media > 11,000 BRC Website visits > 40,000	Manager Corporate Communications	As at 28 February 2021:  100% consultation projects on Your Say Bathurst (Irrigation portal, Town Centre Master Plan, Financial assistance COVID-19 stimulus measures, Draft social media policy - Cts, Sofala Village Plan, Rockley Village Plan, Lodging planning applications online, Go-Kart Track development, Streets as Share Spaces.)  Social media followers: July: 11,583 August: 11,761 September: 11,931 October: 12,115 November: 12,222 December: 12,326 January: 12, 437 BRC Facebook Page: 10,827 BRC Twitter Page: 1,685 <b>February Total: 12,510 (sum of FB &amp; Twitter)</b> Website visits August: 54,706 September: 60,123 October: 102,642 November: 50, 338 December: 45,807	

					<p>January: 54,263            Mount Panorama 25,775            Bathurst Regional Council: 22,859            Bathurst Cycling Festival 6,644            BMEC 5,555            Inland Sea of Sound 5,045            Museums: 4,087            Art Gallery 1,909            Bathurst NRL: 1,198            Cobb &amp; Co 635            Hill End Art 625  <b>February total : 74,332</b></p>	
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# Cultural & Community Services

Bathurst Regional Council supports a vibrant culture and community. Lifestyle in the Bathurst Region is enriched by providing a diverse range of cultural facilities and programs and by promoting cultural diversity. Community well-being is promoted through social planning, community development and ensuring access to community services.

## Community Services

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
5.1 5.2 5.3 5.5 6.3	Work in partnership with key stakeholders to develop administer and deliver community planning that reflects the strengths and needs of specific sectors and the community as a whole.	Undertake the actions identified in the Bathurst Community Safety Plan in partnership with the Bathurst Regional Community Safety Committee	Provide administrative support to 4 meetings of the Bathurst Regional Community Safety Committee.  Relevant campaigns /projects developed and implemented as per actions identified in the Bathurst Community Safety Plan.	Manager Community Services	One Community Safety Committee meeting was held in February 2021. YTD four (4) Community Safety Committee meetings held. YTD two (2) campaigns undertaken in accordance with the Bathurst Community Safety Plan: 1. Break and Enter Dwelling Campaign launched 27 November 2020 as part of NSW Crime Prevention Grant. 2. Steal from Motor Vehicle Campaign	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
		Implementation of the strategies and actions identified in the Disability Inclusion Action Plan (DIAP) that address each of the four focus areas of the plan 2017-2021.	Undertake monthly review to determine number of actions in progress or complete.  Research and draft second DIAP 2022-2025	Manager Community Services	Review of actions and strategies listed in the Disability Inclusion Action Plan undertaken. YTD 21 of 50 actions in progress (42%) YTD 11 actions complete (22%) While COVID-19 has had an impact on the DIAP with 21 out of the 50 actions affected (42%), many actions are "ongoing" and remain a priority for Council. Research and drafting of second DIAP did not commence in February 2021. Due to COVID-19, development of next DIAP will commence in July 2021.	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
		Research and Draft Positive Ageing Strategy	First draft completed by 30 June 2021	Manager Community Services	Research and drafting of the Positive Ageing Strategy continued in February 2021. Presentation at Councillor Working Party Meeting was undertaken 14 October 2020.	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
5.1 4.3 1.3 5.4 6.2 6.3	The provision of the Kelso Community Hub as a safe community hub and venue for outreach service provision that meet the needs of the community.	Continue to provide ongoing review of service delivery for future direction of Kelso Community Hub.	Facilitate 2 meetings with Kelso Community Hub stakeholders.  Provide 2 Kelso Community Hub update reports to Council.	Manager Community Services	Consultation was also carried out in September 2020 including the Positive Ageing Survey, Community Focus Group and Stakeholder Focus Group.  No Kelso Community Hub stakeholder meeting held in February 2021. YTD one (1) stakeholder meeting has been held, in November 2020. Zero (0) Kelso Community Hub update reports provided to Council during February 2021. YTD one (1) update report provided to Council, 21 October 2020.	
		Encourage and facilitate the use of the Kelso Community Hub by outside services, organisations and businesses to meet the needs of the community.  Develop and provide programs and activities that meet the identified needs of the community	Gaps in service provision identified and proactive contact made with appropriate services to meet these identified gaps at the Hub.  Deliver the breakfast program 3 days per week during school terms	Manager Community Services	Contact made with one (1) service during February 2021: Social Futures YTD Sixteen (16) services have been proactively contacted to meet identified needs.  Breakfast Program did not operate during February 2021 due to COVID-19. YTD zero (0) days Breakfast Program has operated due to COVID-19.	
5.1 5.3 1.3 6.2 6.3 6.7	Value and support opportunities for young people to understand the processes of Local Government and be involved in relevant projects.	Value and support opportunities for young people to understand the processes of Local Government and be involved in relevant projects.	Source three external services to deliver school holiday activities each school holiday period	Manager Community Services	No school holiday activities were held during February 2021. YTD one (1) school holiday activity undertaken. The numbers are reduced due to COVID-19.	
		Facilitation of 6 Bathurst Regional Youth Council meetings, including attendance numbers	Undertake at least 6 youth initiatives, activities, programs and events including attendance numbers.	Manager Community Services	One (1) Youth Council meeting was held in February 2021.  YTD five (5) Youth Council meetings have been held, with a total of 43 participants in attendance.  Zero (0) Youth Council initiatives were undertaken in February 2021. YTD five (5) initiatives have been undertaken with 12 participants. Initiatives held online. Engagement statistics 1,082 people engaged.	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
5.1 5.2 5.3 5.4	Provision of high quality child care facilities to cater for children aged 0-12 years in the Bathurst Community	Update policies and procedures to ensure alignment with: 1. Education and Care Services National Quality Standards. 2. Education and Care Services National Regulations and Law	25% of policies reviewed.	Manager Community Services	No Policy reviews were undertaken in February. YTD 60% Policies reviewed and in draft prior to stakeholder consultation.	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
			Develop Quality Improvement Plans (QIP) aligning with Self-Assessment Tools	Manager Community Services	No review of Family Day Care QIP in February 2021. YTD Family Day Care QIP not complete. Sallywags Self-Assessment Tool drafted in February and 50% complete. YTD Sallywags QIP completed.	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
6.3 6.4 6.7	The provision of Council's Children Services, setting a benchmark for education and care in the Bathurst LGA	Ongoing review of service delivery for future growth of occupancy rates of all services.	Facilitate 1 survey for Family Day Care (FDC) for review of service delivery.	Manager Community Services	No survey completed during February 2021. YTD no survey completed for Family Day Care.	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
			Facilitate 1 survey for Long Day Care (LDC) for review of service delivery.	Manager Community Services	No survey completed during February 2021. YTD two (2) family surveys sent to Sallywags families.	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
			Provide 1 Children's Services update report to Council	Manager Community Services	No update report completed during February 2021. YTD no report submitted to Council	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
		Maintain occupancy rates within Children's Services	75% occupancy rate for long day care	Manager Community Services	Occupancy rate for February 2021 is 92%. YTD current occupancy rate at 91%	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
		Build profile of Family Day Care (FDC) Scheme in the Bathurst Community	10% increase on 2019/2020 occupancy rate in Family Day Care	Manager Community Services	In February 2021 eleven (11) new families registered with the service. YTD thirty-seven (37) new families registered with the service, however, overall loss of children resulted in a YTD	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
					decrease of 11%, from 2019/2020 occupancy level.	
Promotion of Children's Services.	Build community awareness of services offered by Children Services section	Provide community awareness activities relevant to Council's Children's Services.	Undertake one annual promotional initiative for the section.	Manager Community Services	Article included the BRC Rate Payers newsletter in February, acknowledging two (2) FDC Educators years of service. Reaching 28 and 30 years of service.	
			Facilitate 3 marketing mechanisms	Manager Community Services	YTD two (2) annual promotional initiative has taken place. Marketing of FDC Educator vacancies in Lithgow took place in February 2021 through Facebook.	
			Facilitate 1 marketing mechanism relating to transition to school programs	Manager Community Services	YTD seven (7) marketing mechanisms have been undertaken using the Children's Services Facebook page.	
			Facilitate 1 industry, local community forum	Manager Community Services	Nil marketing mechanisms occurred for the month of February 2021. YTD two (2) marketing mechanisms relating to transition to school programs have been facilitated.	
			Attendance/participation of 1 regional relevant forum	Manager Community Services	No facilitation of local community forums occurred during February 2021. YTD no local community forums have been facilitated, due to COVID restrictions.	
					No attendance at regional forums occurred during February 2021. YTD three (3) attendances at regional events has occurred.	

## Bathurst Library

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
4.3	Develop a strategic approach to planning the next-practice library	Review Library against available benchmarks	Report to Council by June 2021	Manager Library Services	No action to date.	
		Maintain and improve membership base	Membership is 30% or more of total population	Manager Library Services	To date, the total active membership of Bathurst Library is 11,888 = 28% of Bathurst population. Excluding non-2795 members, membership is 11,126= 26% of Bathurst population. Reciprocal/Temporary (non-2795 postcode) membership is 762.	
5.3	Maintain and improve community participation in the Library Services	Maintain and improve visitations	Yearly visitations are 140,000 or more (monthly average: 11,666)	Manager Library Services	YTD: 53,486 people visited the library. February: 7,981 people visited the library.	
		Maintain and improve program and event delivery	Deliver 240 or more programs / events per year (monthly average: 20)	Manager Library Services	YTD 98 Programs delivered. February: 23 Programs delivered.	
		Maintain and improve attendance at programs and events	7,800 attendees or more to programs / events per year (monthly average: 650)	Manager Library Services	Adult programs are delivered both online and in-house. Children's programs have recommenced in-house with bookings only from Term 4 2020 onwards. YTD: 947 February: 391	
		Maintain and increase circulation of all library material	Loans exceed 240,000 per year (monthly average: 20,000)	Manager Library Services	YTD: 153,346 items borrowed February: 22,035 items borrowed	
5.3	Maintain and improve access to information and life-long learning	Improve online information	500 digitised Local Studies images are available on Trove by June 2021.	Manager Library Services	2005 images uploaded to Trove. Some finetuning work to occur prior to launch and promotion.	









Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
		Improve adult digital literacy skills	Provide at least 200 tech sessions for adults yearly	Manager Library Services	One on One Tech Assist sessions are currently suspended due to COVID-19 as these cannot be delivered within the physical distancing guidelines. February: launch of the first monthly Tech workshop.	
		Improve community access to technology	15,600 Public PC bookings or more per year (monthly average: 1,300) and 78,000 Wi-Fi logons or more per year (monthly average: 6,500).	Manager Library Services	YTD 5,468 Public PC bookings. YTD 8,531 Wi-Fi logons. February: 741 Public PC bookings. February: 773 Wi-Fi logons. Note: From 9 June 2020, to ensure appropriate physical distancing, only six public PCs are available.	
		Launch Readers Online portal	Launch + demonstration workshop is held by June 2021	Manager Library Services Online	Subject guide being developed. Categories organised.	
		Honour Wiradjuri History	Create and publish a list of relevant research resources by June 2021	Manager Library Services	Research in progress.	
<b>6.1</b>	Communicate and engage with the community	Growth in followers on the library social media platforms	More than 2,250 Facebook likes and more than 900 Twitter followers	Manager Library Services	Facebook: 2,823 Twitter: 930	
		Monitor community satisfaction with Library Services, Programs and Collections	Launch Library Community Survey in June 2021	Manager Library Services	Work to commence in April 2021.	
<b>6.2</b>	Maintain and create partnerships with local organisations and neighbouring councils	Further the partnership with the Kelso Community Hub	Deliver at least two (2) activities	Manager Library Services	Monthly visit of Library Van to KCH started on Tue 23 Feb. February: Joined up 8 new members. 15 visits.	

## Bathurst Regional Art Gallery




Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
1.3	Provide a focus on the visual arts for the community by providing education and public programs that challenge thinking and stimulate creativity and promote cultural vitality in the region through the development and care of the permanent collection, temporary exhibitions and research facilities.	Increase community participation and engagement through public programs and events	At least six public programs / events / education programs delivered per exhibition slot with participation over 350	Art Gallery Director	YTD: 44 Programs: 1,373 participants February: Public Programs: 13 Total participation: 320	
		Increase student and teacher engagement through education programs and outreach	5% increase in school engagement on 2019/20 Develop Teacher Professional Development Program.	Art Gallery Director	YTD: # programs: 36 = 57% increase; # participating schools 44 = 57% increase; # participating students: 981 = 76 % increase  February: HOME 2021 online teacher workshop February: Art in a Suitcase at Bathurst South Public School February : HOME 2021 (10 schools, 200 students)	
	Provide opportunities for the professional development of regionally based artists through exhibition.		Staging of 4 regional artist projects with at least 3,250 attendees Launch AR+ Central program	Art Gallery Director	YTD: Six (6) regional artist projects: Attendance: 28,982 1. JULY – AUGUST: Stephen Hogan: Imagine (Foyer Space). Total Attendance: 3,269 2. AUGUST – SEPT: Pictures of You community exhibition _August – October). Attendance to 30 September: 4,680 3. SEPTEMBER: Joel Tonks: Forged by fire, shaped by time (Foyer Space, Sept). Total Attendance: 3,107 4. OCTOBER – NOVEMBER: Tom Buckland: Flight Paths (Foyer) to 20 November: 11,526 5: OCTOBER – NOVEMBER: Amala Groom: RE: Union. Attendance: 2,290 6: DECEMBER - JANUARY: Adrienne Doig: It's All About Me!. Attendance 3,337 7. FEBRUARY - Rebecca Wilson: Mythmaking, Heroes and Villains: Attendance to date: 773 ART CENTRAL replaced with CEL: Artist As Animator YTD: Six (6) catalogues/ resources produced February: Doig catalogue, Doig Kids Trail, Miksevicius catalogue	
			Production of 3 online resources / catalogues.	Art Gallery Director		




Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
		Develop community access to and understanding of contemporary indigenous art through exhibition and tour development.	Staging of 2 exhibitions.	Art Gallery Director	YTD: Three (3) exhibitions staged February: HOME 2021 exhibition in development	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
		Develop community access to the permanent collection through exhibition, research, loans and touring exhibitions on an as needs basis.	Staging of 2 permanent collection exhibitions.	Art Gallery Director	YTD: Three (3) collection exhibitions staged; Attendance: 3,599 February: no activity	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
			Improve database access through transition to KEmU 100% completion by July 2021.	Art Gallery Director	YTD: 50% complete July: 980 works from BRAG collection digitised, condition reported and updated in database July: EMU training undertaken by Collections Manager November: EMU training undertaken by BRAG staff December 2020: no activity Jan 2021: Collection manager completed transfer of information from ACCESS to EMU Feb 2021: Collection manager to issue BRAG staff with EMU log ins.	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
			Develop timeline and budget for Gallery Store conversion	Art Gallery Director	February: preparing presentation of concept to Council working party 10 March 2021	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
6.1 2.6	Communicate and engage with the community	Increase community engagement on social media platforms.	Increase BRAG Instagram followers to 2,500	Art Gallery Director	YTD: TARGET ACHIEVED February: 2,700	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
			Increase Hill End AIR Instagram followers to 500		YTD: TARGET ACHIEVED February: 1,065	
			Increase BRAG Facebook likes by 5%		YTD: TARGET ACHIEVED December = 6.8% increase	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
5.2	Promote cultural activity in the Bathurst CBD, neighbourhoods and the region's villages through the development of inclusive and accessible satellite programs and events, and the promotion of Hill End as a significant site of contemporary and historic Australian art and culture.	Develop community understanding of the achievements of the Hill End Artists in Residency Program through exhibition and partnerships.	Staging of 3 Hill End Artists in Residency exhibitions with at least 3,250 attendees.	Art Gallery Director	YTD: 2 Hill End AIR exhibition; Attendance: 2,128 February: Rebecca Wilson: Mythmaking, Heroes & Villains: 773 attendees to date	
			Develop residency partnership: National Art School	Art Gallery Director	YTD: not complete February: in development	
			Source funding for cottage refurbishment projects	Art Gallery Director	YTD: \$87,500 raised February: no activity	
		Broaden access and inclusion to the Gallery's exhibition program through off-site and public art projects	Develop and deliver one community participatory public art project	Art Gallery Director	YTD: TARGET ACHIEVED BRAG commissioned Turn by local artists Sonny Day & Biddy Maroney for the 2020 Winter Festival illuminations program (July 2020). February: no activity	
			Delivery of 2 off-site programs / events with at least 1,000 participants	Art Gallery Director	YTD: 1 off-site program; Attendance: 3,500 BRAG commissioned local artists Sonny Day & Biddy Maroney to produce an original work, Turn, for the 2020 Winter Festival illuminations program (July 2020). Attendance: 3,500	
		Implement relevant activities within the Public Art Policy as resources permit	Develop Public Art Policy Asset Register	Art Gallery Director	February: OTB & SASS in development YTD: not complete February: no activity	



Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
1.3 6.6	Increase in revenue generated from gallery retail outlet and programs	An increase on 2019/20 total revenue generated from gallery retail and sales	Develop Public Art Policy Artists Register  5% increase in revenue	Art Gallery Director  Art Gallery Director	YTD: Completed. Public Art Policy Artists Register developed.  YTD total (July-February): 2019-2020: \$34,269.65; 2020-2021: \$46,620.05 - 52% increase  February: 2019-2020: \$3,470.70; 2020-2021: \$3,721.45; 7.2% increase	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>  <input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>

## Bathurst Memorial Entertainment Centre



Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
4.1 1.1 1.2 5.3 6.2	Implement a strategic approach to planning the next-practice Performing Arts Centre	Consultant to develop framework, provide timeline, and produce interim solution	Timeline and interim solution provided by July. Framework provided by August	Manager BMEC	Timelines and arrangements reviewed due to COVID-19, other influencing factors and budget considerations. Progress continues on the NPPAF and the BMEC interim report. The consultant's recommendations are currently with the Quantity Surveyor to prepare break down cost estimates of all elements. Technical Services consultant has been rescheduled for early March.	
5.2 5.3	Maintain and improve community participation in BMEC services and activities	Maintain and improve average number of tickets purchased per Member	Average of at least 5 tickets per Member	Manager BMEC	YTD 9.7 average Tickets Purchased by Member: however actual purchases for the financial year will decrease as refunds have been required due to COVID-19 cancellations or postponements. YTD 151 current members rolled over from 2020 into 2021 year. The BMEC Annual Season is a calendar year program. BMEC members were notified of changes to Season Launch in December and January. The first Season show, Cabaret Kite – Unsolicited Advice, is now on sale. The remainder of the Season will be on sale in early March.	
		Maintain and improve venue attendance	Attendances exceed 55,000	Manager BMEC	YTD 12,656 – Visitors, total number of people through the venue February – 3,249  YTD 177 - number of events at BMEC (including meetings) February - 25  Box office processed 1,794 tickets sales. Total value of transactions over the month \$76,026 There were 22 active events in VIVATICKET (ENTA) ticketing system, three of these were free of charge. There were 58 refunded tickets for a total of \$2,746.30 (Anh Do cancelled during February & Bluey exchanges and refunds also being processed)	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
		Maintain and improve program and event delivery	Deliver approximately 14 Season and other events, 7 associated workshops and a Local Stages Program including LEAP program, local writers and other performing arts development	Manager BMEC	Annual Season commences on 12 March 2021. February: 15 young people performed as part of the LEAP program. LEAP gigs held 5/2 Piccolos 20 px 6/2 Beekeepers Inn 33 px 7/2 The Hub 18px & The Vic 47 px 13/2 Beekeepers 58 px 14/2 The Vic 60 px 19/2 Piccolos 36 px 20/2 Rail Museum 56 px 21/2 The Hub 30px 21/2 The Vic 46 px Total 412 px  Launched Great Festival Read for Bathurst Writers' & Readers Festival.	
		Maintain and improve attendance at programs and events	5,200 attendees or more to Season shows and 4,000 at associated and Local Stages projects per year	Manager BMEC	YTD Seven (7) projects have been supported and managed by Local Stages  YTD Local Stages Attendance: 1,152 at live events (including LEAP above)	
1.1 1.2 5.3	Communicate and engage with the community	Growth in community engagement	At least one intrinsic impact study per year.  2% growth in social media followers over 2019/2020	Manager BMEC	YTD 20.1% growth in facebook followers from 8 February 2020  BMEC currently has: <ul style="list-style-type: none"> <li>• 3,832 Facebook followers</li> <li>• 517 Twitter Followers</li> <li>• 1,044 instagram followers</li> </ul>	

## Museums

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
<b>2.6</b> <b>1.1</b> <b>1.2</b> <b>1.3</b> <b>6.6</b>	<p>An increase in total visitor numbers to the Bathurst Regional Council managed museums of 8% over 4 years</p>	<p>An increase of 6% total visitors from 2017/18 numbers to:</p> <ul style="list-style-type: none"> <li>• Australian Fossil and Mineral Museum</li> <li>• National Motor Racing Museum</li> <li>• Chifley Home and Education Centre</li> <li>• Bathurst Rail Museum</li> </ul>	<p>Total increase of 6% in visitor numbers</p>	<p>Manager Museums</p>	<p>Total number of visitors to museums in February 2021 was 5,290 which is a 102% increase from February 2018 numbers of 2,615 (noting new museum open during this period).</p> <p>YTD 73,417 visitors to museums, which is an 81% increase on YTD 2018 visitor numbers of 40,473.</p> <p><b>Australian Fossil &amp; Mineral Museum</b> 1,093 which is a 53% increase from February 2018 visitor numbers of 713.</p> <p><b>National Motor Racing Museum</b> 1,724 which is a 6% decrease from February 2018 visitor numbers of 1,847.</p> <p><b>Bathurst Rail Museum</b> 2,473 visitors for February 2021 (note Rail Museum opened February 2020)</p> <p><b>Chifley Home &amp; Education Centre (remains closed due to COVID-19)</b> Zero (0) which is a decrease from February 2018 visitor numbers of 55.</p>	
<b>2.6</b> <b>1.1</b> <b>1.2</b> <b>1.3</b> <b>6.6</b>	<p>An increase in the total educational/schools engagement with the Bathurst Regional Council managed museums of 8% over 4 years</p>	<p>An increase of 6% in total education/schools engagement from 2017/18 numbers to:</p> <ul style="list-style-type: none"> <li>• Australian Fossil and Mineral Museum</li> <li>• National Motor Racing Museum</li> <li>• Chifley Home and Education Centre</li> <li>• Bathurst Rail Museum</li> </ul>	<p>Total increase of 6% in education/school engagement</p>	<p>Manager Museums</p>	<p>The number of education/school engagement across the Museums in February 2021 was zero (0) which is a decrease from February 2018 numbers of 26. YTD 437 education/school engagement across the Museums which is an 84% decrease on February 2018 YTD of 2,787.</p> <p>*Note, education visits restarted in Nov 2020 after COVID19 guidelines changed.</p> <p><b>Australian Fossil &amp; Mineral Museum</b> Zero (0) which is a 100% decrease of February 2018 visitor numbers of 26.</p> <p><b>National Motor Racing Museum</b> Zero (0) which is the same as February 2018 visitor numbers of 0.</p> <p><b>Bathurst Rail Museum</b> Zero (0) in February 2021.</p>	



Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
<p><b>2.6</b></p> <p><b>1.1</b></p> <p><b>1.2</b></p> <p><b>1.3</b></p> <p><b>6.6</b></p>	<p>The provision of a range of public programs, exhibitions and community events at the Bathurst Regional Council managed museums</p>	<p>Undertake exhibitions, public programs and community events across the Bathurst Regional Council managed museums</p>	<p>Minimum six exhibitions, five public programs and two community events</p>	<p>Manager Museums</p>	<p><b>Chifley Home &amp; Education Centre (remains closed due to COVID-19)</b> Zero (0) which is the same as February 2018 visitor numbers of 0.</p> <p>YTD six (6) exhibitions YTD one (1) Community Events YTD zero (0) Public Programs In February 2021 the following has occurred:</p> <p><b>Exhibitions</b> <b>Australian Fossil and Mineral Museum</b> Chapman Collection <b>National Motor Racing Museum</b> Dick Johnson 40th Anniversary Exhibition ongoing. 1974 Porsche 911 RSR arrived on loan. 2010 Ford Falcon V8 Supercar arrived on loan.</p> <p><b>Chifley Home and Education Centre</b> Online Exhibition, Interpretations: A Reproduced History</p> <p><b>Bathurst Rail Museum</b> The O'Connell Family Local Stories cabinet ongoing.</p> <p><b>Community Events</b> BRM First birthday celebration weekend 20<sup>th</sup>/21<sup>st</sup> February</p> <p><b>Public programs</b> Nil – suspended due to COVID-19</p>	
<p><b>2.6</b></p> <p><b>1.1</b></p> <p><b>1.2</b></p> <p><b>1.3</b></p> <p><b>6.6</b></p>	<p>An overall increase in revenue generated from museum retail outlets and venue hire across the Bathurst Regional Council managed museums</p>	<p>An increase of 6% total revenue from 2017/18 numbers to:</p> <ul style="list-style-type: none"> <li>• Australian Fossil and Mineral Museum</li> <li>• National Motor Racing Museum</li> <li>• Chifley Home and Education Centre</li> <li>• Bathurst Rail Museum</li> </ul>	<p>Total increase of 6% in revenue</p>	<p>Manager Museums</p>	<p>Total retail and venue hire gross income across the Museums in February 2021 was \$29,007 which is an 101% increase on February 2018. income of \$14,367. YTD \$412,282 total retail and venue hire gross income across the Museums, which is an 56% increase on YTD 2018 of \$263,273. In February 2021 the following retail and venue hire gross revenue was achieved: <b>Australian Fossil &amp; Mineral Museum</b> \$6,210 which is a 56% increase on February 2018 income of \$3,975. <b>National Motor Racing Museum</b> \$16,926 which is a 63% increase on February 2018 income of \$10,343.</p>	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
					<p><b>Chifley Home and Education Centre:</b> Remains closed due to COVID-19. \$0 which is a decrease on February 2018 income of \$48.</p> <p><b>Bathurst Rail Museum</b> \$5,869 (shop sales, venue hire, plaques) for February 2021.</p> <p>In February 2021 the following occurred;</p> <ul style="list-style-type: none"> <li>• DA application approved.</li> <li>• Pack and move planning underway</li> </ul>	
1.1 1.2 1.3 6.6	Central Tablelands Collection Facility	Commence construction of Central Tablelands Facility including preparation of BRC objects for move into the facility	Commence construction and object preparation for move	Manager Museums		<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>

## Tourism

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
2.1 6.1	Grow the number and engagement of businesses associated with the Visitor Economy	Work with local operators in the provision of visitor services	10 new packages, products or experiences developed	Manager Tourism & Visitor Services	YTD eight (8) experiences developed. Five (5) New experience packages developed for 'Greatest Staycation' campaign New Bathurst Wine Trail concept commenced New 'Choose your Autumn adventure' experience underway February 2021 Plan complete for Mount Panorama Boardwalk experience and interpretation, awaiting Council approval	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
		Grow Regional Tourism Partnership program	Number of tourism partners increased by 10%	Manager Tourism & Visitor Services	YTD 31% increase in tourism partners 183 tourism partners as at 28 February 2021. Partnership fees waived for 2020/2021. Campaign targeting new businesses ongoing.	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
2.6	Provide visitors and prospective visitors to the area with quality information and services.	Increase stakeholder advertising in Destination Planner	Advertising revenue increased 10%	Manager Tourism & Visitor Services	YTD 19.3% increase in revenue from 2019/2020. 53 ads booked. COMPLETED	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
		Develop new engaging content for Bathurst Step Beyond App	2 new tour products added	Manager Tourism & Visitor Services	YTD two new products being developed: 1. Wiradjuri Tour, preliminary meeting held in July. 2. Hill End Tour, on site meeting held 26 February 2021 with Manager Strategic Planning. Script under development	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
		Increase volume of online bookings	Increase of 20% bookings through online portal	Manager Tourism & Visitor Services	YTD 78% increase against 2019/2020 figures February 2021 - \$15,678 of bookings made. New e-commerce ticketing through Shopify booking engine trial commenced February 2021	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
		Develop annual Destination Planner	2021 Destination Planner published	Manager Tourism & Visitor Services	Printing of 20,000 copies complete. Delivered February 2021 and distribution underway.	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
		Develop new Bathurst region villages touring itineraries	6 new itineraries created and published on website/available at BVIC	Manager Tourism & Visitor Services	YTD ten (10) new itineraries for families/couples/younger travellers published on website	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
2.6	Effectively promote and market the Bathurst Region as a key destination	Create focused local range of retail products and souvenirs at BVIC	Retail sales at BVIC increase by 10% over previous year	Manager Tourism & Visitor Services	YTD 1.6% decrease. February - \$4,427 gross retail revenue being 11% decrease over January 2020	
		Develop new 2020-2022 marketing plan	Plan completed & adopted by Council	Manager Tourism & Visitor Services	New draft plan adopted by Council at February meeting.	
		Implement online content strategy	Destination website page views increase 15% Industry website page visits increase 20% Total social media following increase 20%	Manager Tourism & Visitor Services	Pageviews: YTD 46% increase on 2019/2020 To 28 February 2021, 257,968 Industry Website Page Visits: YTD No metrics available for industry website page visits. Social Media: YTD of 14.7% total social media increase to total 18,279 followers	
2.6	Increase total number of visitors and overnight stays in the Bathurst region	Develop and produce new resident information for Mayoral Welcome Wagon	Material produced and distributed at Welcome Wagon events	Manager Tourism & Visitor Services	YTD no Welcome Wagon event held.	
		Promote Bathurst region to niche and specialist markets as identified in Destination Management Plan and Brand strategy	Overnight visitors increase by 5% Average length of stay increases by 7.5%	Manager Tourism & Visitor Services	Annual Tourism Research Australia figures released October 2020. Overnight visitor nights increased by 6.1% Average length of stay steady at average three nights	
		Promote BVIC as essential step off point for Bathurst region.	Annual visitation to BVIC increases 3%	Manager Tourism & Visitor Services	YTD visitation decrease of 9.6% on 2019/2020, decrease attributable to loss of Bathurst 1000 event numbers and camping February - visitation decreased 19%	

## Destination Management

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
2.6	Utilise the Destination Management Plan as a basis for marketing, promotion and tourism development	Implement the Strategic priorities of the 2019 DMP	25% of actions completed or underway	Manager Tourism & Visitor Services	YTD 24% of 25 of the 104 priority actions completed or underway as at February 2021.	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
2.6	Support the Tourism Reference Group, which consists of a cross section of the industry	Improved collaboration between industry groups and Council.	Hold at least 4 meetings with industry	Manager Tourism & Visitor Services	One industry meeting held YTD February - meeting with Bathurst vignerons association held.	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
2.6	Connect with industry	Continue monthly industry eDM  Host minimum of 4 industry gatherings  Increase engagement with industry website	Minimum of 12 eDMs issued  Minimum of 4 events held  Pageviews increase 25%	Manager Tourism & Visitor Services	eDMs issued: YTD 37 February - two (21) Industry Events: YTD no Industry events held.  Pageviews: No metrics yet available for this site.	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
2.6	Set and measure benchmarks	Publish annual market intelligence report to strengthen knowledge and guide investment.	Report produced	Manager Tourism & Visitor Services	Strategy for producing report accepted at July meeting of Council.  Initial discussions held with key stakeholders	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>

# Environmental, Planning & Building Services

Council will manage growth and development in alignment with Council's and the NSW Government's planning instruments and controls, and continue forward planning through reviews of the Housing Strategy, Open Space Strategy and Transport and Parking Strategy. Adoption of a new Economic Development Strategy will identify opportunities for continued growth, mindful of Council's obligations to environmental stewardship, heritage conservation and good urban design.



## Environmental

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
6.4 5.2 5.4	Meet Council's responsibilities under the Companion Animals Act 1998 by continuing to provide community programs relating to responsible pet ownership	Complete Responsible Pet Ownership community programs  Maintain and enhance areas for off-leash recreation for dogs	Two Community desexing programs conducted Pet Education event held Educational radio interviews conducted weekly Educational social media posts conducted monthly Maintain Kefford Street Off Leash areas fortnightly	Team Leader Regulatory Services	The first community desexing program was completed from 16 to 27 November 2020, with a total of 90 animals desexed - 33 female dogs, 32 male dogs, 15 female cats and 10 male cats. The second program for the financial year should be completed before the end of June 2021.  Options for pet education activities will be reviewed in early 2021 depending on the restrictions for events under the Public Health Order.  Two radio interviews undertaken in January 2021.  One educational posts made in January 2021 and two posts relating to Operation Cat.  Off leash areas maintained by contractors fortnightly during January.	
6.4 5.4	Meet Council's responsibilities under the Companion Animals Act 1998 and Impounding Act 1993 by promptly responding to customer requests and implementing	Investigate animal related complaints, including matters reported after hours  Undertake regulatory action consistent with Council's Enforcement Policy for identified breaches	95% of customer requests responded to within adopted corporate standards 100% response to customer requests reported out of hours	Team Leader Regulatory Services	98.82% of customer requests responded to within adopted corporate standards for the period 1 July to 28 February 2021.  113 customer requests were investigated during the month of February 2021.  100% of customer requests responded to out of hours	


Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
6.4	enforcement action for breaches Meet Council's responsibilities under the Prevention of Cruelty to Animals Act 1979 and the Impounding Act 1993 in the operation of the Small and Large Animal Impounding Facilities	Operate Small Animal Pound at Vale Road site	Implement social media program to promote rehoming of impounded dogs and cats Increase the % of impounded dogs returned to owner or sold or released to welfare organisation Increase the % of impounded cats returned to owner or sold or released to welfare organisation	Team Leader Regulatory Services  Manager Environment	Three adoption posts were made during January 2021. Four "feel good furday" posts were made. 72.2% of dogs were returned to owner, sold or released to welfare organisations in the month of December. 86.2% of cats were returned to owner, sold or released to welfare organisations in the month of December.	
		New Small Animal Impounding Facility construction commenced	Construction 50% completed by 1 April 2021		Development application has been submitted and approved. Tender documentation and detailed construction plans updated in February 2021. MWRC CC assessment ongoing in February 2021.	
6.4 4.4 5.2 5.4	Meet Council's responsibilities under the Road Rules 2014 and Fines Act 1996	Monitor and enforce parking regulations on public roads Implement a community education program regarding the Australian Road Rules	Daily monitoring undertaken Educational social media posts conducted monthly	Team Leader Regulatory Services	Daily monitoring undertaken, with an educational approach in place due to COVID-19.	
		Monitor and enforce parking regulations in off street car parks in accordance with contractual obligations	100% compliance with contractual obligations	Team Leader Regulatory Services	Regular monitoring of car parks undertaken during February 2021.	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
3.1 3.2 3.3 3.4 6.4 1.4	Meet Council's responsibilities under the Protection of the Environment Operations Act	Investigate customer requests and pollution incidents  Undertake regulatory action consistent with Council's Enforcement Policy for identified breaches	95% of customer requests responded to within adopted corporate standards	Manager Environment	98.56% of customer requests responded to within adopted corporate standards for the period 1 July to 28 February 2021.  31 customer requests were investigated in the month of February 2021.	
3.3 3.5 6.1	Continue to improve the community's awareness and capacity regarding environmental sustainability	Undertake educational programs to enhance community knowledge  Communicate sustainability messages via a range of on-line and traditional media sources Conduct sustainability education programs	Monthly posts on the @sustainablebathurst Facebook page  Weekly posts on the @sustainablebathurst Facebook page Conduct Sustainable Living Expo in March 2021  Conduct a sustainability education program targeting primary school aged students by December 2020	Manager Environment	Posts in January and February focused on water conservation and recycling programs.  Posts in February focused on the launch of the 2021 Sustainable Living Expo, water conservation education for pre-schoolers, and the opening of entries for the 2021 Waste to Art program.  Implementation of the "Get Grubby" schools education program ongoing, with 23 schools signed up for the program. The "Get Grubby" for family's program was also launched in October 2020.  The SLE 2021 event plans are finalised and promotion is underway. Tickets are also on sale for the Friday night dinner and demonstration event.  Bookings made for Enviromentors program for primary schools. Delivery has been delayed until term 1 2021 to meet the needs of schools. Inspection program is ongoing with a focus on high risk systems.	
3.1 3.2 6.4	Implement Council's Onsite Sewage Management Strategy and meet Council's obligations under the Local Government Act 1993	Conduct inspections and issue approvals for existing onsite sewage management systems without approvals or requiring renewal	Increase the number of onsite sewage management systems with a current approval to operate	Manager Environment	211 approvals to operate have been issued for the period 1 July 2020 to 28 February 2021.	








Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
<p>3.1 3.4 3.5 1.4</p>	<p>Meet Council's obligations under the Local Government Act 1993 and community expectations to manage, restore, enhance and conserve the natural environment</p>	<p>Implement the Urban Waterways Management Plan</p> <p>Implement the Biodiversity Management Plan</p> <p>Implement the Pest Bird Management Plan</p> <p>Implement the Roadside Vegetation Management Plan</p>	<p>Implement a priority project identified in the Urban Waterways Management Plan.</p> <p>Implement a priority project identified in the Biodiversity Management Plan.</p> <p>Implement a priority project identified in the Pest Bird Management Plan</p> <p>Implement a priority project in the Roadside Vegetation Management Plan</p>	<p>Manager Environment</p>	<p>Planning underway for UWMP projects for this year, with a focus on works in Hawthornden Creek. Weed control, slashing and other maintenance activities undertaken during December 2020.</p> <p>The Backyard Bird Count in association with Birdlife Australia was successfully promoted and completed in October 2020. The count contributes to Council's understanding of bird populations and is relevant to both biodiversity and pest bird management. Nest box program currently underway to increase available habitat for Native birds within the urban areas.</p> <p>210 Nestboxes and insect hotels had been provided to the Bathurst community up until the end of December 2020.</p> <p>A myna bird trapping research program was conducted in early Spring 2020.</p> <p>Pigeon removal works concluded in November 2020 removing 187 pigeons from the CBD. Next program scheduled for March 2021.</p> <p>Planning underway for RVMP projects for this year, with a focus on signage for high conservation value sections.</p>	
<p>3.5 3.3 6.6</p>	<p>Implement energy efficiency and renewable energy projects at Council facilities</p>	<p>Implement the Renewable Energy Action Plan</p>	<p>Implement a priority project identified in the Renewable Energy Action Plan</p>	<p>Manager Environment</p>	<p>The installation of a 90kW solar array at the Bathurst Memorial Entertainment Centre was completed in July 2020.</p> <p>The installation of an additional 10.3kW of solar panels, and a 13kW battery was completed at Scallywags in July 2020.</p> <p>Contract was awarded in October 2020 for the installation of a 40kW solar array and 25kW battery storage system at the Bathurst Rail Museum. The NSW Heritage Office refused Council's s60 permit application on aesthetic grounds, and an appeal is currently underway.</p>	




Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
3.1 3.4 6.4 1.4 4.6	Meet Council's obligations under the Biodiversity Conservation Act 2016, Fisheries Management Act 1994 and Water Management Act 2000  Meet Council's obligations under SEPP55 and related planning policies	Ensure the assessment of development applications meets all of the requirements of the Biodiversity Conservation Act 2016, Fisheries Management Act 1994, and Vegetation SEPP and Koolha SEPP  Ensure that Council activities are compliant with the requirements of the Biodiversity Conservation Act 2016  Ensure the assessment of development applications meets all of the requirements of SEPP55 and Council's Contaminated Land Policy	Number of development applications assessed and professional advice provided.  Council policies and plans are reviewed and updated where required to ensure consistency with current legislation  Assess vegetation removal applications in urban zones in accordance with the vegetation SEPP in Council's DCP.  Professional advice provided including pre-DA advice on contaminated land matters	Manager Environment	12 development applications were assigned for environmental assessment in January 2021.  Advice provided during February 2021 for various Council activities and their implications under the Biodiversity Conservation Act.  A new web-based enquiry process was developed in August 2020 which will streamline the enquiry and application process for vegetation removal.  Advice provided on a regular basis.	
2.3 3.3 5.2	Contribute to the development of Bathurst as a Smart City	Establish the Bathurst Region as an EV charging destination	Implement a priority project to meet NSW plan targets	Manager Environment	The final draft of Council's Electric Vehicle transition plan which incorporated staff comments was received in September 2020 and is currently under internal review. EV transition plan has been reviewed by GM and Department Heads and is now being finalised.	
3.3 3.5 6.4 3.1	Meet Council's statutory reporting obligations under the Local Government Act 1993	Monitor the operational footprint of Council's operations and report on trends identified.  Measure and collate the trends in environmental condition across the Local Government Area	Collate data and prepare reports on Environmental data on an annual basis	Manager Environment	Trends in Council's operational footprint included in the monthly report prepared for internal review, with annual data included in the State of Environment (SOE) reporting The Regional SOE and Bathurst SOE were presented to Council at its ordinary meeting in November 2020 and are available to view on Council's website.	
6.4 5.4	Meet Council's obligations in the Food Regulation Partnership and the Food Act 2003	Conduct a program of inspections of food premises including home-based food premises to ensure compliance with regulations	Conduct an inspection of all high and medium risk food premises by June 2021 Implement a risk based inspection program for home-based food premises	Manager Environment	Food inspection program ongoing during February 2021.  Council is receiving a high volume of requests to operate home based businesses at present. Council's educational materials are focused on complying with Public Health Order no.4.	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
6.4 5.4	Meet Council's obligations under the Public Health Act 2010 and associated regulations	Conduct a program of inspections of skin penetration premises, public swimming and spa pools and cooling towers	<p>Prepare and distribute educational material on food safety three times annually</p> <p>95% of customer requests responded to within adopted corporate standards</p> <p>Conduct an inspection of all skin penetration premises</p> <p>Conduct an inspection of all public swimming pools and spa pools</p> <p>Implement the activities identified as Council's role in Legionella management and the inspection of cooling towers</p> <p>95% of customer requests responded to within adopted corporate standards</p>	Manager Environment	<p>In November 2020 educational food safety calendars were distributed to all food businesses. December 2020 business registration forms were update and received from participating businesses.</p> <p>Two customer requests were registered with Council during February 2021 with 100% of customer requests were responded to within adopted corporate standards between 1 July 2020 and 28 February 2021.</p> <p>Skin penetration premises and public swimming pools were not inspected during February 2020 due to limited staff resources.</p> <p>NSW Health conducted inspections of skin penetration premises during September 2020 to ensure compliance with Public Health Order no 4.</p> <p>Liaison with operators of cooling towers continued in February 2021.</p> <p>10 customer requests were registered with Council during February 2021 with 97.70% responded to within adopted corporate standards between 1 July 2020 and 28 February 2021.</p>	



## Planning

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
<p>1.5 2.1 3.3 4.6 5.5 6.4</p>	<p>Prepare relevant planning proposals to ensure Council's planning controls remain relevant and up to date.</p>	<p>Prepare draft LEP and DCP amendments</p>	<p>Planning proposals referred to NSW Department of Planning &amp; Environment for gazettal</p>	<p>Manager Strategic Planning</p>	<p>1. LEP Amendment: Moveable and Monumental Heritage. Gateway determination received. Adopted by Council. Forwarded to DPIE for gazettal. Concern raised by Parliamentary Counsel as to the listing of 'collections'. Further negotiation required. 2. LEP Amendment: Open Space. Gateway determination received. Adopted by Council. Forwarded to DPIE for gazettal. 3. LEP and DCP Amendment: Laffing Waters Master Plan. Planning Proposal being prepared. 4. LEP and DCP Amendment: Heritage Conservation Area Review. Planning Proposal being prepared. 5. DCP Amendment Housekeeping – adopted by Council 3 February 2021. 6. DCP amendment – mapping review – project underway. 7. s.3.22 Application – Minor amendment to Schedule 2 - Minor clarification required to Schedule 2 – Exempt Development – Parliamentary Counsel opinion received. 8. s.3.22 Application – Eusdale Nature Reserve - E2 to E1 rezoning - Advice received from DoPIE regarding the application. 9. Natural Disasters Standard LEP clause – Council adopted to have standard clause inserted into the LEP, 3 February 2021.</p>	
<p>1.5 2.1 3.3 4.6 5.5 6.4</p>	<p>Investigate relevant land use and planning issues of the Bathurst Region.</p>	<p>Prepare studies and plans.</p>	<p>Draft studies/plans are well underway by 30 June 2021</p>	<p>Manager Strategic Planning</p>	<p>1. Bathurst Town Centre Master Plan. Third draft final Master Plan report received and being reviewed. 2. Health and Knowledge Precinct Master Plan. Draft discussion paper received and discussions with stakeholders is ongoing.</p>	




					<p>3. Village Plans. Investigations and research underway. Consultation for Rockley and Sofala completed. Heritage review for Rockley and Sofala completed.</p> <p>4. Bathurst Streets as Shared Spaces Pilot Project – Funding agreement executed. Information sessions held with business/property owners in the project area on 12 Oct. Range of meetings held with businesses/landowners in project area. Presentation given to Town Square Group. Working Party held with Councillors on 28 October. Final scope of works determined and awaiting approval from DPIE.</p> <p>5. Hereford St Corridor investigations – Investigations underway.</p> <p>6. Lawrence Drive Extension to GWH investigations – Completed.</p> <p>7. CBD Car Parking Survey – survey to determine utilisation rates of the off street car parks within the CBD – completed.</p>	
<p>4.1 4.6 6.4</p>	<p>Review and update Council's section 7.11 plans.</p>	<p>Review existing or prepare new s7.11 Plans</p>	<p>Draft plans considered and adopted by Council</p>	<p>Manager Strategic Planning</p>	<p>1. Update Stormwater Drainage Contribution Plan – draft report and section 7.11 plan being finalised</p>	
<p>1.1 1.2 1.5 4.6 5.5</p>	<p>Implement the Bathurst Regional Heritage Plan.</p>	<p>Provide a Heritage Advisory Service.</p> <p>Provide heritage incentive funding programs to protect, maintain, enhance and promote the regions heritage assets.</p>	<p>Number of site visits undertaken by the heritage advisory service.</p> <p>Value of works generated from Council's incentive funds.</p>	<p>Manager Strategic Planning</p>	<p>1. 2020/21 site visits to date: 68 (Due to COVID -19 some site visits are occurring on-line/virtually). 2. Review of guidelines and production of a video/webinar for preparation of Statement of Heritage Impact underway. 3. Preparation of guidelines and production of a video/webinar for the preparation of heritage interpretation strategies underway.</p> <p>1. Bathurst Region Local heritage fund – Applications for funding under the 2020/21 program assessed. Funding offers distributed to 72 projects. Projects underway. 2. Bathurst Region Conservation and Interpretation Fund – Applications for funding under the 2020/21 program</p>	

	<p>3. assessed. Funding offers distributed to 11 projects. Projects underway. Bathurst CBD Main Street Improvement Fund – Applications for funding under the 2020/21 program assessed. Funding offers distributed to 12 projects. Projects underway.</p>			<p>Prepare and implement projects for the interpretation and display of cultural heritage and history information.</p>		
	<p>1. Mount Panorama (Wahluu Boardwalk) – Interpretation Plan inclusive of text for signage at lookout and along the walk drafted – to be referred to comment from Plan partners.</p> <p>2. Pillars of Bathurst project paused for 2021. Nominations for new Pillars in 2022 open until end of July 2021.</p>	<p>Manager Strategic Planning</p>	<p>New interpretative/promotional information made available.</p>	<p>Prepare research/studies into the region's heritage values</p>		
	<p>1. Bathurst Region Heritage Plan review – consultation with heritage reference group underway. Draft plan being prepared.</p>	<p>Manager Strategic Planning</p>	<p>Studies/plans considered and adopted by Council. Number of local heritage items included in the Local Environmental Plan.</p>			



**Development Assessment**

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date				Status
1.5 4.1 4.6 6.4	Ensure the assessment of development and other applications, in accordance with planning instruments, development control plans and policies, occurs within appropriate timeframes.	Process all development applications within statutory time frames set out in the Environmental Planning and Assessment Act 1979	To be at or below the state average for determination times of development applications	Manager Development Assessment	NSW State Average 2017-18	Bathurst Regional Council February 2021	Bathurst Regional Council year to date average		
			Average gross days taken to determine a DA Average nett days taken to determine a DA		84 47	72.63 60.18	55.11 46.18		
			To be at or below the state average of determination times for complying development	Manager Development Assessment	NSW State Average 2017-18	Bathurst Regional Council February 2021	Bathurst Regional Council year to date average		
					15	14.35	4.86		

## Economic Development

CSP 2040 Objective Reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
2.1 2.2 2.3 2.4 2.6 4.1 4.5 5.5 6.3	Implementation of the Economic Development Strategy 2018-2022 and associated actions.	Nurture economic infrastructure development by supporting the development of the aerodrome, industrial precincts and telecommunications.	Seek funding for economic infrastructure projects.	Manager Economic Development	<ul style="list-style-type: none"> <li>- Federal Regional Connectivity Program reviewed. Not suitable at present.</li> <li>- Aerodrome promotional prospectus completed</li> <li>- DA under assessment for Kelso Industrial Estate expansion (\$4.8M Drought Stimulus Fund)</li> <li>- Aerodrome Expansion list of funded projects under discussion with grant authority (Growing Local Economies Fund \$2.9M)</li> </ul>	
	Market-leading promotional campaigns to increase residential relocations and a sense of place.	Continued support for joint regional relocation campaigns. All 4 entrance billboards and welcome signs updated/maintained as required. Lifestyle promotional content created/updated, including the Bathurst Region website	Manager Economic Development	<ul style="list-style-type: none"> <li>- 4 entrance billboards updated with Doors Open branding</li> <li>- Collaboration with NSW Regional Cities on new relocation campaign. Meeting held with Bathurst indicating conditional support.</li> </ul>		
	Support local businesses and start-ups through engagement, support and economic programs.	12 eNewsletters issued. Cluster Strategy developed and cluster groups activated. Run BizMonth, Buy Local Gift Cards and Business Leaders Lunch programs. Bathurst Business Hub website updated/maintained. Attendance at 75% of Business Chamber After-Hours events. Representation at all "Upstairs Start-up Hub" board meetings.	Manager Economic Development	<ul style="list-style-type: none"> <li>- All eNewsletters sent to date</li> <li>- Cluster Strategy completed. Final payment made to consultants. Ready for implementation</li> <li>- BizMonth held in September, with more than a dozen events and the BizMonth Lunch attracting 80 attendees</li> <li>- Representation at all virtual Business Chamber events to date</li> <li>- All Upstairs Startup hub board meetings attended to date</li> <li>- Planning underway Biz Month Sep 2021</li> </ul>		



			<p>Promote resources to businesses including the ID websites and Spendmapp</p>	<p>Organise the Bathurst Jobs Expo with minimum 40 stalls and 1,500 attendees.</p> <p>Minimum of 60 new local jobs promoted each month</p> <p>Develop relocation proposals, relocation materials and support the relocation of new businesses.</p> <p>Monthly Project Group meetings held.</p> <p>Seek funding and roll out Smart Community priority projects.</p> <p>Promote Bathurst as a Smart Community through marketing campaigns and speaking at events.</p>	<p>Manager Economic Development</p>		<p>475 jobs posted on Evojobs to January</p> <p>Bathurst Jobs Expo cancelled due to COVID restrictions. Planning underway for Careers Expo (former Jobs Expo) for Aug 2021.</p> <p>Ongoing support for the relocation of numerous businesses in manufacturing and IT industries</p>	<p>Monthly meetings held to date</p> <p>Discussions ongoing with various IT software development firms to be based in Bathurst</p> <p>Selection of locations for placement of Smart Benches (Community Building Partnerships Grant). Finalisation of quotes.</p> <p>Quote sought for the placement of parking sensors on William Street and associated network infrastructure</p> <p>Investigations ongoing for the use of CCTV cameras for people and vehicle counting</p>		
<p>Grow local employment, investment and attract new businesses</p>	<p>Develop Bathurst into a Smart Community of national significance.</p> <p>Support innovative practices from industry.</p>	<p>Manager Economic Development</p>								

# Attachment 9.2.3.1

2020-2021 Section 356 Donations  
Report as at 28 February 2021

Details	Reference	Date	Standard Annual Donations	Specific Donations	Mt Pan Fee Waived	BMEC Donations	Sundry Donations	TOTAL
			\$	\$	\$	\$	\$	\$
<b>Annual Budget</b>			<b>75,325.00</b>	<b>42,270.00</b>	<b>30,000.00</b>	<b>51,000.00</b>	<b>20,000.00</b>	<b>218,595.00</b>
<b>Spent to date:</b>								
WRAS Annual Subscription/donation	Operation Plan	29/07/2020	-2,518.00					-2,518.00
Sofala Progress Association	Operation Plan	14/08/2020	-2,500.00					-2,500.00
Bathurst Refugee Support Group Inc (BRSG)	Operation Plan	14/08/2020		-2,000.00				-2,000.00
Bathurst Seymour Centre Inc	Operation Plan	14/08/2020		-2,500.00				-2,500.00
Bathurst Mens Shed Incorporated	Operation Plan	14/08/2020		-1,000.00				-1,000.00
Lifeline Central West	Operation Plan	26/08/2020		-5,000.00				-5,000.00
Bathurst Remembers / AVAMS / Communications and Resources Project	Operation Plan	26/08/2020		-4,000.00				-4,000.00
Monkey Hill UHF Repeater	Operation Plan	26/08/2020	-1,000.00					-1,000.00
Central West Women's Health Centre Inc	Operation Plan	7/09/2020		-2,000.00				-2,000.00
Lions Club of Bathurst Inc	Operation Plan	8/09/2020		-2,000.00				-2,000.00
Western Sydney University Medical Scholarship	GM 18/09/19 Item 4	10/09/2020	-5,000.00					-5,000.00
Bathurst Gardener's Club Inc	Operation Plan	23/09/2020		-500.00				-500.00
Bathurst City Colts Water Account	Operation Plan	21/10/2020	-2,744.27					-2,744.27
Sofala & District AH&P Association	Operation Plan	30/10/2020	-350.00					-350.00
Macquarie Philharmonia - Platinum Donation	Operation Plan	26/11/2020	-2,000.00					-2,000.00
BMEC - Bathurst Eisteddfod Sep 2020	Operation Plan	30/11/2020				-30,000.00		-30,000.00
Bathurst Stamp, Coin, Collectables and Lapidary Club Inc	Operation Plan	30/11/2020		-1,500.00				-1,500.00
BMEC - Bathurst Eisteddfod Sep 2020	Operation Plan	30/11/2020				-5,245.09		-5,245.09
Meadow Flat Public School - presentation day	S356 Policy	18/11/2020					-60.00	-60.00
West Bathurst Public School - presentation day	S356 Policy	9/12/2020					-60.00	-60.00
Rockley Public School - presentation day	S356 Policy	9/12/2020					-60.00	-60.00
Bathurst City & RSL Band Association Inc	Operation Plan	31/12/2020	-5,000.00					-5,000.00
Evans Art Council	Operation Plan	27/01/2021	-3,000.00					-3,000.00
The Neighbourhood Centre (formerly BINC)	Operation Plan	29/01/2021	-900.00					-900.00
Mount Panorama Punish	19/08/20 Item 7.3.9	28/02/2021			-1,619.00			-1,619.00
<b>Amount Spent</b>			<b>-25,012.27</b>	<b>-20,500.00</b>	<b>-1,619.00</b>	<b>-35,245.09</b>	<b>-180.00</b>	<b>-82,556.36</b>
<b>Available Balance before commitments</b>			<b>50,312.73</b>	<b>21,770.00</b>	<b>28,381.00</b>	<b>15,754.91</b>	<b>19,820.00</b>	<b>136,038.64</b>
<b>Committed:</b>								
Bathurst AH&P Association	Operation Plan		-8,244.00					-8,244.00
Bathurst Junior Sports Awards (2BS)	Operation Plan		-5,000.00					-5,000.00
Bathurst City Colts Water Account	Operation Plan		-4,111.73					-4,111.73
CSU Foundation Trust (Gordon Bullock Scholarship)	Operation Plan		-3,000.00					-3,000.00
CSU Foundation Trust	Operation Plan		-5,000.00					-5,000.00
Bathurst District Sport & Rec (BDRSC) grants	Operation Plan		-15,000.00					-15,000.00
Mitchell Conservatorium - BMEC Concerts	Operation Plan					-4,000.00		-4,000.00
BMEC - Bathurst Youth Council	Operation Plan					-2,000.00		-2,000.00
BMEC - CPSA Monthly Meetings	Operation Plan					-11,000.00		-11,000.00
Russell St Road Closures	Operation Plan		-7,500.00					-7,500.00
Bathurst Street & Custom Motorcycle Show	Operation Plan			-13,970.00				-13,970.00
Bathurst Remembers WW2 Exhibition 2020	Postponed to 2021 (COVID)							0.00
Australasian Mining History Association	DCS&F 21/08/19 Item 6					-2,000.00		-2,000.00
HK HT HG Holden Nationals Event	DCS&F 18/09/19 Item 9				-5,000.00			-5,000.00
Bathurst Edgell Jog	Operation Plan			-5,000.00				-5,000.00
Community Opportunity Shop Inc	Operation Plan			-800.00				-800.00
Bathurst City Mens Bowling Club - Carillon Fours	Event cancelled (COVID)							0.00
Central Tablelands Woodcraft Inc	Operation Plan							0.00
Eglington Public School P & C Country Fair Commitment	Operation Plan			-500.00				-500.00
This is My Brave Australia Inc	19/08/20 Item 7.3.5					-3,181.50		-3,181.50
Packard Automobile Club of Australia Inc	19/08/20 Item 7.3.7		-2,500.00					-2,500.00
Australian Warbird Association Limited	17/02/21 Item 7.2.6						-1,400.00	-1,400.00
NSW Police - Volunteers Amenities Mt Pan	17/02/21 Item 7.2.7				-9,102.73			-9,102.73
<b>Amount Committed</b>			<b>-50,355.73</b>	<b>-20,270.00</b>	<b>-14,102.73</b>	<b>-22,181.50</b>	<b>-1,400.00</b>	<b>-108,309.96</b>
Adjustment between Funds			43.00	-1,500.00		7,860.31	-6,403.31	
<b>Available Balance</b>			<b>0.00</b>	<b>0.00</b>	<b>14,278.27</b>	<b>1,433.72</b>	<b>12,016.69</b>	<b>27,728.68</b>

Summary Remaining Budget		\$
Standard Annual Donations		0.00
Specified Donations		0.00
Mt Pan Fee Waived		14,278.27
BMEC Donations		1,433.72
Sundry Donations		12,016.69
<b>Total Remaining</b>		<b>27,728.68</b>

Summary		\$
Total Budget		218,595.00
Less: Amount Spent		-82,556.36
Less: Amount Committed		-108,309.96
<b>Total Remaining</b>		<b>27,728.68</b>

## Market Rental Subsidies for 2020/21

NAME OF TENANT	LOCATION	Current Rent PA	Estimated Market Rent	BRC Rental Subsidy
Mitchell Conservatorium	Machattie Park Cott	550.00	16,804.00	16,254.00
Central Tablelands Woodcraft Inc	Learmonth Park	576.07	15,637.00	15,060.93
Community Opportunity Shop Inc	8 Lions Club Drive	1,100.00	20,849.00	19,749.00
Community Opportunity Shop Inc	Veggie Patch Churc	1.00	15,637.00	15,636.00
Air Services Australia	Aerodrome - Comm	1.00	18,764.00	18,763.00
Taxi Cabs of Bathurst Co-operative Society Ltd	Communication tow	1,282.78	18,764.00	17,481.22
Master Communications & Electronics Pty Ltd	Communication tow	4,458.10	18,764.00	14,305.90
Bathurst City & RSL Band Association	Walmer Park	228.20	20,849.00	20,620.80
Bathurst Lions Club Inc	Short St	1.10	15,637.00	15,635.90
Evans Arts Council Inc	Lee Street	500.00	5,213.00	4,713.00
Bathurst District Historical Society Inc	Mitre Street	1.00	10,425.00	10,424.00
Bathurst District Historical Society Inc	16 Stanley Street	1.00	10,425.00	10,424.00
Bathurst Meals on Wheels Inc	4 Watt Drive	1.00	52,121.00	52,120.00
Department of Defence (Air Cadets)	Aerodrome - Lot 25	90.91	13,380.00	13,289.09
Department of Defence (Air Cadets)	Aerodrome - Lot 36	90.91	38,652.00	38,561.09
				<b>283,037.93</b>



Eglinton District Tennis Club Inc.

BATHURST NSW 2795

Mobile

18 January 2021

BATHURST REGIONAL COUNCIL

19 JAN 2021

REF 04.00052 -02/063

Mr D Sherley  
 General Manager  
 Bathurst Regional Council  
 PMB 17  
 Bathurst NSW 2795

Dear Mr Sherley,

#### **Eglinton Tennis Club Clubhouse**

Eglinton District Tennis Club received a grant of \$150,000 from the Local Member, Paul Toole, to construct a clubhouse at the tennis complex. The DA was approved in September and the Construction Certificate received recently. Plans were submitted with no toilets as the club has sole access to the old public toilets at Cubis Park. The DA was approved with no toilets but during the CC process the club was told it would have to provide a disabled toilet and shower which was a complete surprise as the DA had already been approved without additional toilet facilities. The club also has to provide a disabled access path to the clubhouse from Park Street.

The disabled toilet has added an additional \$40,000 plus to the original cost. This does not include the cost of the disabled path. Obviously, the club does not have that sort of funds sitting around and would like to seek the assistance of Bathurst Regional Council. The Club realises that Council's budget will have been impacted by Covid-19. As such, the Club would like to propose the following:

#### **Toilets:**

Council provide the Club a loan of \$50,000 (additional \$10,000 to cover incidentals during construction) and in 2 to 3 years' time (when the Council's budget has recovered sufficiently) contribute the \$40,000 to the

DCSF-R

club (by paying out that amount on the loan) and the club will pay off the balance. This would align with support provided to many other sporting bodies over the years.

**Disabled Access Path**

The Bathurst Community Access & Cycling Plan 2011 on page 152 proposes the construction of an access path along the eastern boundary of Cubis Park from Park Street to Cottonwood Drive. The Club would ask Council to consider implementing a stage of this path from Park Street to the pedestrian access path that comes from Halsted Street. This would also join with the sealed road which would provide disabled access from Park Street to the new public toilets on the Alexander St side of Cubis Park.

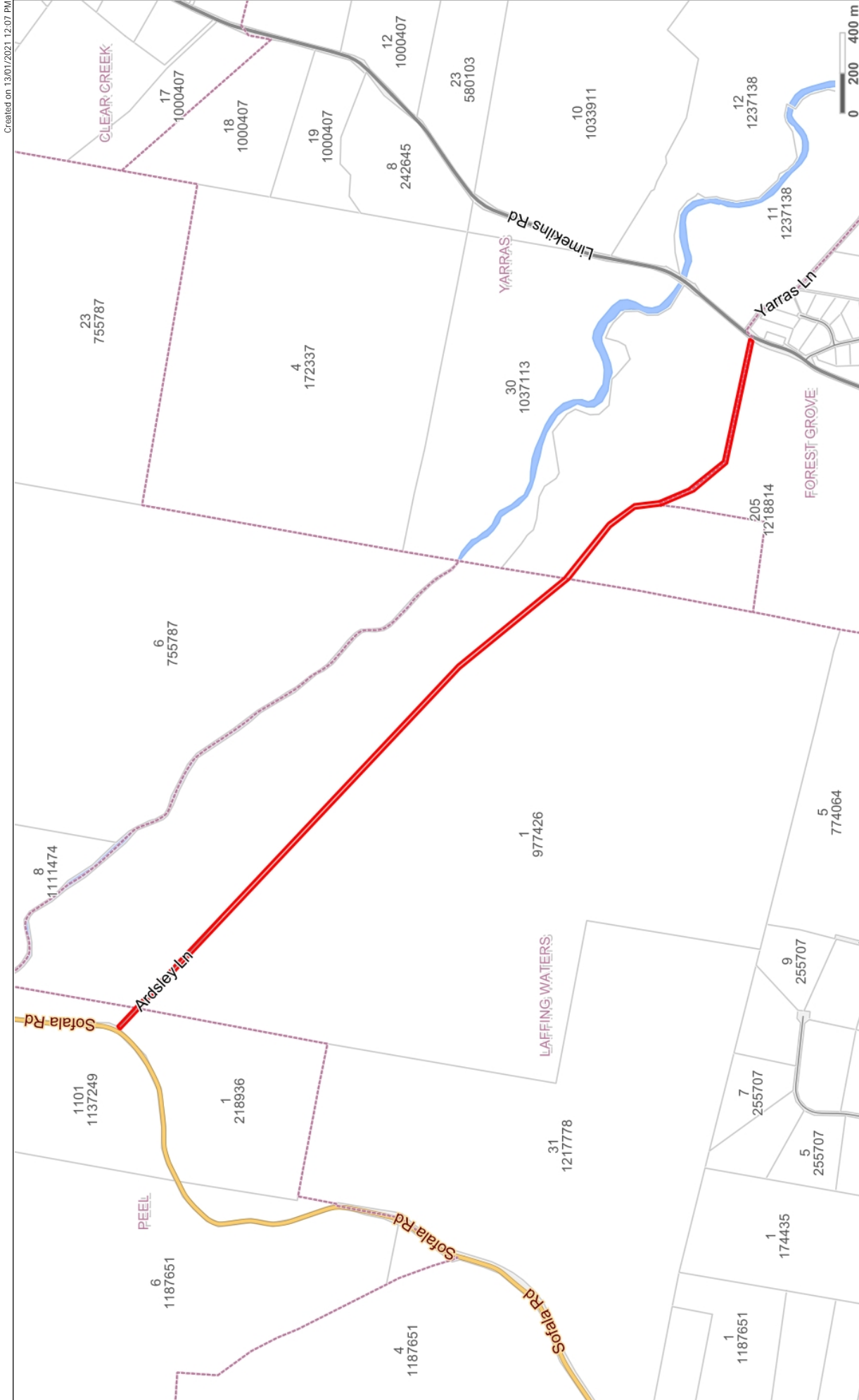
The Eglinton District Tennis Club appreciates the assistance that Bathurst Regional Council has provided the club over the years and seeks its assistance in providing the additional funds that will allow a \$200,000 facility to be constructed on Council land.

The Club would appreciate your early response as the timeframe for using the grant funds is rapidly approaching. If you require any further information, please contact the undersigned or Rod Schumacher on [REDACTED]

Yours faithfully,



Jason Honeyman  
President  
Eglinton District Tennis Club  
[REDACTED]



Created on 13/01/2021 12:07 PM

Drawn By: David Luck

Date: 13/01/2021

Projection: GDA94 / MGA zone 55

Map Scale: 1:25000 @ A4



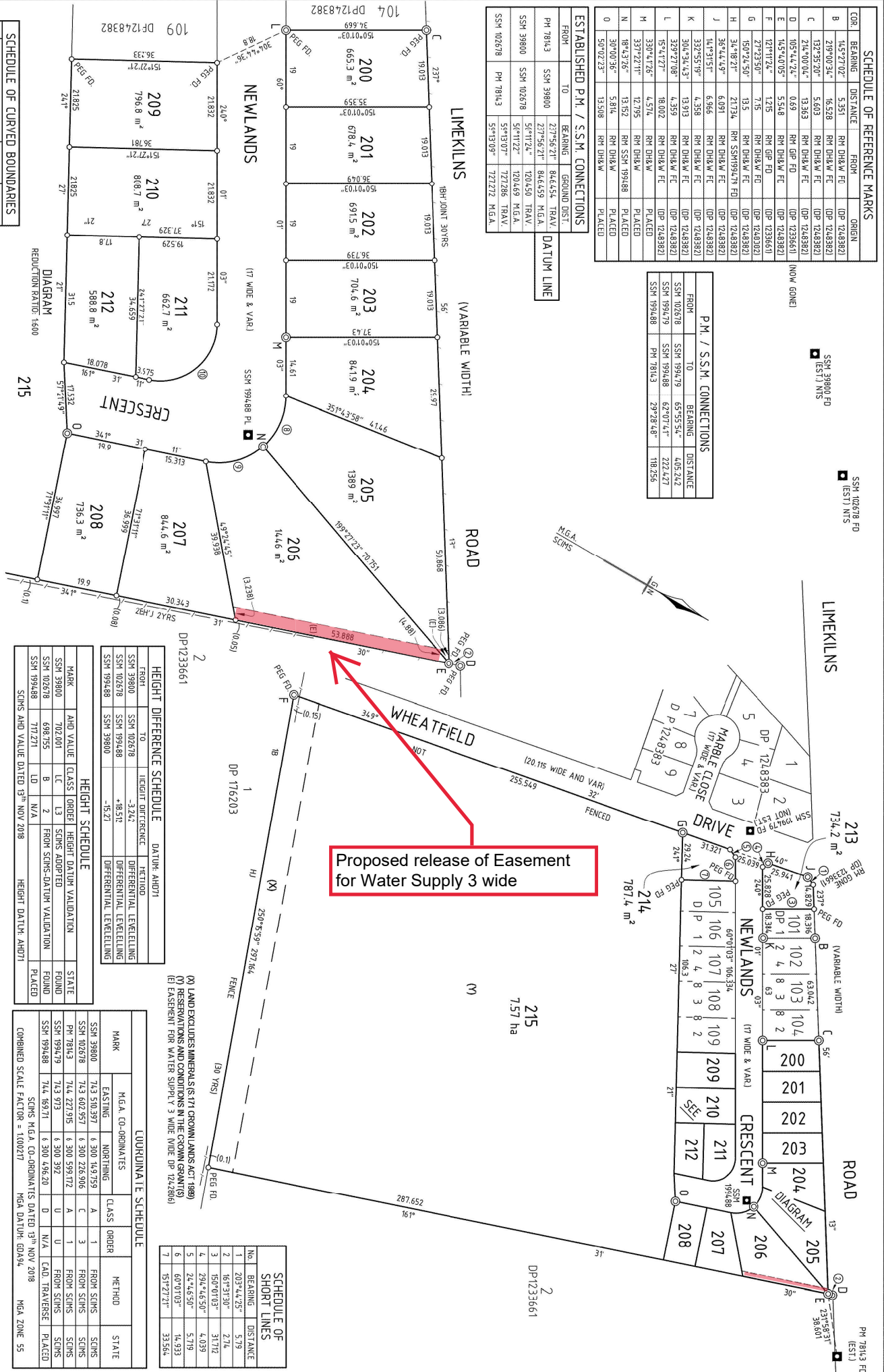
**Important Notice!**  
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**BATHURST REGIONAL COUNCIL**  
 Bathurst Regional Council  
 155 Russell Street  
 PMB 17  
 Bathurst NSW 2795  
 Telephone: 02 6333 8111  
 Fax: 02 6331 7211  
 Email: [council@bathurst.nsw.gov.au](mailto:council@bathurst.nsw.gov.au)

SCHEDULE OF REFERENCE MARKS			
CR.	BEARING	DISTANCE	FROM
B	145°27'02"	5.351	RM D.H.W. FC
C	219°00'34"	16.528	RM D.H.W. FC
D	132°35'20"	5.603	RM D.H.W. FC
E	214°00'04"	13.363	RM D.H.W. FC
F	105°44'24"	0.69	RM D.H.W. FC
G	145°40'05"	5.548	RM D.H.W. FC
H	121°11'24"	1.215	RM D.H.W. FC
I	272°35'50"	7.15	RM D.H.W. FC
J	150°24'50"	13.5	RM D.H.W. FC
K	34°08'27"	21.734	RM SSM1994/79
L	36°44'49"	6.091	RM D.H.W. FC
M	14°31'51"	6.966	RM D.H.W. FC
N	332°55'19"	4.356	RM D.H.W. FC
O	304°34'43"	13.913	RM D.H.W. FC
P	329°27'08"	4.359	RM D.H.W. FC
Q	15°41'27"	18.002	RM D.H.W. FC
R	330°42'76"	4.576	RM D.H.W. FC
S	331°22'11"	12.795	RM D.H.W. FC
T	8°43'26"	13.152	RM SSM 1994/88
U	30°00'36"	5.814	RM D.H.W. FC
V	50°02'23"	13.508	RM D.H.W. FC

ESTABLISHED P.M. / S.S.M. CONNECTIONS			
FROM	TO	BEARING	GRAND DIST.
PM 7814.3	SSM 39800	237°56'27"	84.654 TRAV.
SSM 39800	SSM 102678	237°56'27"	64.659 M.G.A.
SSM 102678	PM 7814.3	56°11'24"	120.450 TRAV.
SSM 102678	PM 7814.3	5°43'07"	727.286 TRAV.
SSM 102678	PM 7814.3	5°43'09"	727.272 M.G.A.

DATUM LINE



Proposed release of Easement for Water Supply 3 wide

SCHEDULE OF CURVED BOUNDARIES			
CHORD	DISTANCE	RADIUS	ARC
8	264.2630	13.645	14.067
9	315°11'34"	14.635	15.163
10	239°16'07"	21.633	24.802

REDUCTION RATIO: 1:600

DATE OF SURVEY: 14.11.2018  
 SURVEYORS REFERENCE: 150990PC

SUBDIVISION OF LOT 110 IN DP1248382

L.G.A. BATHURST REGIONAL  
 Locality: KEILSO  
 Subdivision No.: 2018/114

Registered  
 10.12.2018

DP1249293

HEIGHT DIFFERENCE SCHEDULE			
FROM	TO	HEIGHT DIFFERENCE	METHOD
SSM 39800	SSM 102678	-3.242	DIFFERENTIAL LEVELLING
SSM 102678	SSM 1994/88	+18.512	DIFFERENTIAL LEVELLING
SSM 1994/88	SSM 39800	-15.271	DIFFERENTIAL LEVELLING

HEIGHT SCHEDULE			
MARK	AND VALUE	CLASS	ORDER
SSM 39800	702.001	L3	3
SSM 102678	698.735	B	2
SSM 1994/88	717.271	N/A	N/A

LAND EXCLUSIONS			
MARK	EASTING	NORTHING	CLASS
SSM 39800	743.510397	6.300.1649759	A
SSM 102678	743.602357	6.300.226306	C
PM 7814.3	744.2271915	6.300.5991172	A
SSM 1994/79	744.973	6.300.392	U
SSM 1994/88	744.16971	6.300.49620	D

SCHEDULE OF SHORT LINES			
No.	BEARING	DISTANCE	STATE
1	203°44'25"	5.79	FROM SCMS
2	161°31'30"	2.74	FROM SCMS
3	150°01'03"	3.172	FROM SCMS
4	294°46'50"	4.039	FROM SCMS
5	24°46'50"	5.719	FROM SCMS
6	60°01'03"	16.933	PLACED
7	151°21'21"	33.584	PLACED

**MINUTES OF THE TRAFFIC COMMITTEE MEETING  
HELD ON Tuesday 2 March 2021**

**1. MEETING COMMENCES**

**MINUTE**

Meeting commenced at 2.06 pm.

**Members:** Clr Warren Aubin (Chair - BRC), Ms Jackie Barry (Transport for NSW), S/C Steve Chaplin (NSW Police), S/C Josh Marsh (NSW Police)

**Present:** Mr Bernard Drum (Manager Technical Services), Mr Myles Lawrence (Civil Investigation Team Leader), Mr Paul Kendrick (Traffic and Design Engineer), Mr Andrew Cutts (Road Safety Officer), Clr Jackie Rudge

**2. APOLOGIES**

**MINUTE**

**RESOLVED:** That the apology of Mr David Veness (MP Representative) be accepted and leave of absence granted.

**3. REPORT OF PREVIOUS MEETING**

**3.1. REPORT OF PREVIOUS MEETING 2 FEBRUARY 2021**

**File No: 07.00006**

**MINUTE**

**RESOLVED:**

That the Minutes of the Traffic Committee held on 2 February 2021 be adopted.

**4. DECLARATION OF INTEREST**

**Declaration of Interest**

**MINUTE**

**RESOLVED: NIL.**



**5. RECEIVE AND DEAL WITH DIRECTOR'S REPORTS**

**5.1.1. MINUTES OF THE TRAFFIC COMMITTEE MEETING  
HELD 2 FEBRUARY 2021**

**File No: 07.00006**

**MINUTE**

**RESOLVED:**

That the information be noted and necessary actions be taken.

**5.1.2. MONTHLY REPORT FOR LOCAL GOVERNMENT ROAD  
SAFETY PROGRAM**

**File No: 28.00002**

**MINUTE**

**RESOLVED:**

That the information be noted.

**5.1.3. NO THROUGH ROAD - CARLYLE AVENUE**

**File No: 25.00176**

**MINUTE**

**RESOLVED:**

That Council approve the installation of 'No Through Road' signage on Carlyle Avenue at the intersection of Oaklands Drive, as detailed in the Director Engineering Services' report.

**5.1.4. BATHURST FESTIVAL OF BELLS**

**File No: 23.00026**

**MINUTE**

**RESOLVED:**

That the 2021 Bathurst Festival of Bells to be held in Russell Street between William Street and George Street from Friday 7 May to Sunday 9 May 2021 be classified as a Class 2 event, and the traffic management endorsed subject to conditions as detailed in the Director Engineering Services' report.

**5.1.5. SOFALA SES SHED - NO STOPPING COUNCIL  
AUTHORISED VEHICLES EXCEPTED**

**File No: 22.10572**

**MINUTE**

**RESOLVED:**

That "No Stopping - Council Authorised Vehicles Excepted" signage be installed on the side of the shed at 4 Turon Place on the un-named road located between Turon Terrace and Upper Turon Road, subject to conditions as detailed in the Director Engineering Services' report.

**5.1.6. RANKIN STREET RESTRICTIONS**

**File No: 25.00009**

**MINUTE**

**RESOLVED:**

That Council make no changes to parking restrictions along Rankin Street between Durham Street and Morrisset Street at this point in time.

**5.1.7. BATHURST 500 BUS ZONE**

**File No: 04.00097**

**MINUTE**

**RESOLVED:**

That Council approve the proposed temporary bus zone for the 2021 Bathurst 500.

**6. TRAFFIC REGISTER**

**6.1. TRAFFIC REGISTER**

**File No: 07.00006**

**MINUTE**

**RESOLVED:**

That the information be noted.

**8. MEETING CLOSE**

**MINUTE**

The Meeting closed at 2.40 pm.

### MINUTES OF BATHURST REGIONAL YOUTH COUNCIL MEETING HELD ON TUESDAY 9 FEBRUARY 2021

---

**PRESENT:** Zoe Peters, Joshua Borland, Maddison Sufong, Loukia Robson, Jared Bignell, Ben Davis, Stella Hall, Rosie O’Leary, Ashley Maalouf, George Butler, Sabine Fitzpatrick-Trevillion, Harvey Lew, Travis Barrie.

**IN ATTENDANCE:** Dianne Jarman (Youth Development & Community Events Officer), Hailee Provest (Aboriginal Liaison Officer), Angela Sinclair (minute-taking).

**1. APOLOGIES:** Joseph O’Neill

**2. ACKNOWLEDGEMENT OF COUNTRY:** Joshua provided an Acknowledgement of Country.

**3. GUEST SPEAKER – STUART PEARSON: FESTIVAL OF BELLS**

Stuart provided an overview of the inaugural Festival of Bells event to be held 7 – 9 May 2021, including a history of the War Memorial Carillon. Stuart invited participation by the Youth Council, to promote the event in the leadup. Stuart proposed that Youth Council complete a project similar to “Find the Elf in the Shop” that could be “Bag a Bell”, circulated via local businesses. Promotional packs and stickers circulated to the Youth Councillors.

**4. GUEST SPEAKER – AIMEE COOK (COUNCIL’S COMMUNITY DEVELOPMENT OFFICER: COMMUNITY SAFETY)**

Council’s Community Development Officer not able to attend this meeting, update provided by Council’s Youth Development and Community Events Officer regarding the promotion of “Don’t be Next Campaign”. Collateral available for circulation.

Neighbour Day project: Suggestion for “Act of Kindness for Neighbours”, promoting a positive campaign to encourage the community to engage/help their neighbours, involving young children and Youth Council. A craft idea for children has been suggested, where artwork is created and circulated to their neighbours, including Don’t be Next collateral with handy tips for older people. A video between Youth Council and Scallywags children was also discussed as a possibility and this could be shared and promoted at schools.

Council’s Youth Development & Community Events Officer will discuss with Scallywags staff regarding the possibility of community engagement to complete a project.

Discussion regarding working collaboratively with Scallywags and high schools to promote the project.

**5. ADOPTION OF PREVIOUS MINUTES:**

**RESOLVED** that the minutes of the meeting held 1 December 2020 be accepted.

**Moved:** Ben Davis

**Seconded:** Zoe Peters

Carried.

### MINUTES OF BATHURST REGIONAL YOUTH COUNCIL MEETING HELD ON TUESDAY 9 FEBRUARY 2021

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#### **6. YOUTH COUNCIL PROJECTS**

##### **Feedback from December 2020 projects**

**Find the Elf in the Shop** campaign went well. Lots of positive feedback from participants and businesses.

**12 Days of Christmas campaign.** The social media campaign was very successful.

#### **7. 2021 PROJECT PLANNING**

##### **2021 Project discussion and suggestions:**

- Festival of Bells and “Bag a Bell” campaign suggested by Stuart Pearson at this meeting was discussed by the Youth Council following presentation. The Youth Council decided that at this time other prioritised projects were under consideration and they are not in a position to assist with a “Bag a Bell” promotion.
- Mother’s Day video and photos (similar to Father’s Day film previously undertaken). Suggestion for now and then photos. Council’s Youth Development & Community Events Officer would need to provide Council’s Image Release Forms for this project. Project to be developed and circulated on the Youth Council Facebook page.
- Neighbour Day campaign: Act of Kindness project, in conjunction with Scallywags, to be discussed with Scallywags staff and further explored, to develop a combined project. A film depicting young children, older youth and older residents with all assisting each other through time was suggested.
- Tree Planting, in conjunction with Council’s Recreation Section. Two dates currently being arranged by the Recreation Section: Sunday 14 March and Sunday 28 March 2021. Discussion regarding Youth Council involvement. Date of preference to be involved is 28 March 2021. Council’s Youth Development & Community Events Officer to contact the Recreation Section with regards to details and joining the currently planned tree planting on Sunday 28 March 2021. Promotion through social media of this engagement would occur.
- Promotion of WIRES services following 2019/2020 Black Summer fires, around the first anniversary of the end of the fires (31 March 2021). Discussion held that the fires did not directly occur in this region although some volunteers did provide assistance to injured wildlife.
- An Easter Project: egg hunt, colour-in competition, colour plaster eggs (possibly in take home kits), display of eggs and social media campaign, possible project.
- Visit to Bathurst Pound: promotion of pet adoption.
- Park Run: Youth Councillors could volunteer to assist at a local Park Run (held on Saturday mornings). The project could be called: “*Youth Council takes over Park Run*”. Council’s Youth Development & Community Events Officer will contact the Park Run organisers to discuss if this could occur.

### MINUTES OF BATHURST REGIONAL YOUTH COUNCIL MEETING HELD ON TUESDAY 9 FEBRUARY 2021

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Following discussion regarding the above suggested projects the following projects were prioritised:

- Neighbour Day Campaign/Project with Scallywags Child Care & Preschool
- Park Run Volunteering: *“Youth Council take over Park Run”*
- Tree Planting volunteering on Sunday 28 March 2021
- Mother’s Day video and photos

Working Party meetings to be held to organise the projects.

#### **Youth Week 14 – 24 April 2021**

- Suggested: Family Games Night: streamed on-line, posting family photos, hashtags to promote activities, different games/topics. Youth Councillors to provide further detail to Council’s Youth Development & Community Events Officer.

#### **Youth Instagram Page**

Youth Council promotion of campaigns discussed. Reminder for items to be liked and shared, to gain more exposure.

Youth Councillors have raised the issue of having an Instagram page (to further engage with local youth), as well as their Facebook Page, to further promote their activities to a wider audience. Council’s Youth Development & Community Events Officer to investigate further with Council’s Corporate Communications Section.

#### **8. GENERAL BUSINESS**

##### **Introduction of Council’s Aboriginal Liaison Officer, Hailee Provost**

Hailee provided a brief outline of her role with Council and how she can assist Youth Council.

#### **9. NEXT MEETING – TUESDAY 23 MARCH 2021**

#### **10. MEETING CLOSE**

There being no further business, the meeting closed at 2pm.



**MINUTES OF COMMUNITY SAFETY COMMITTEE  
MEETING HELD ON THURSDAY 11 FEBRUARY 2021  
AT 11:30AM**

**MEMBERS PRESENT:** Stephen Harper (Bathurst Business Chamber), Robert Taylor (Bathurst Liquor Accord), David Bull (community member), Terisa Ashworth (Bathurst Seymour Centre), Cr Jacqui Rudge, Tina Lunnon (FACS Housing), Rachael Eldridge (TAFE NSW), Senior Constable Sue Rose (Chifley Police District).

**IN ATTENDANCE:** Erin Bender (Community Development Team Leader, Bathurst Regional Council)

1. **APOLOGIES:** Martin Clements (Western NSW Local Health District, Drug & Alcohol Services), Aimee Cook (Bathurst Regional Council)
2. **MINUTES FROM THE PREVIOUS MEETING HELD ON 26 NOVEMBER 2020**

**RESOLVED** that the minutes of the meeting held 26 November 2020 be accepted.

**MOVED:** David Bull

**SECONDED:** Robert Taylor

**CARRIED**

3. **BREAK AND ENTER RESIDENTIAL CAMPAIGN UPDATE**

The Don't Be Next residential campaign was launched on 27 November 2020 by Member for Bathurst Paul Toole MP, Chifley Police District, Cr North, Cr Rudge and Stephen Harper.

A social media campaign has commenced, with a number of graphics and videos posted on Council's Facebook, Instagram and Twitter. The social media campaign will continue until June 2021.

Social media videos were played for committee to view.

A television ad has been recorded featuring two local actors and is currently undergoing approvals. It is hoped this ad will appear on TV within the next few weeks.

Television ad was played for the committee to view.

A tri fold brochure with a tear off neighbourhood connection card will be mailed to all households to mark Neighbourhood Day on March 28. A video with Cr North and Cr Rudge has been filmed to promote this project and will be on social media throughout March. Youth Council will also be involved in the promotion of this campaign throughout schools and on social media.

Committee was shown the tri-fold brochure and promotional video with Councillors. Feedback was given regarding the font size and colours of the tri fold brochure, with concern that the current design could be difficult for older people to read. To be determined whether further changes can be made to this document or whether printing has occurred.

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This is page 1 of the Minutes of the Community Safety Committee Meeting held on Thursday 11 February 2021

CHAIRPERSON

SECRETARY



**MINUTES OF COMMUNITY SAFETY COMMITTEE  
MEETING HELD ON THURSDAY 11 FEBRUARY 2021  
AT 11:30AM**

Free Home Security Workshops will be held on the following dates:

- 18 February 2021 – Bathurst Seymour Centre
- 18 March 2021 – Kelso Community Hub
- 15 April 2021 – Bathurst Library (as part of Senior's Festival).

Terisa reported that an additional workshop will be held at the Seymour Centre on Wednesday 14 April 2021 at 9:30am, as part of Senior's Festival.

A pop-up stall in Armada Shopping Centre has been booked for 13 April 2021.

Three local locksmiths are participating in this initiative by offering discount vouchers to participants of the home security workshops and pop-up stall to assist with upgrading locks at their home.

**4. SCOOTERS AND SKATEBOARDS IN THE CBD UPDATE**

- Raised at November Community Safety meeting
- Report presented to November Council meeting
- Research conducted and report presented to February Council meeting
  - o Success of previous intervention program
  - o Support from Armada Shopping Centre
- Council resolved to support the investigation of a diversionary program rather than implementing a ban. Council's Community Services Section will be facilitating a meeting with key stakeholders to discuss options.
- Following the investigation of a diversionary program, a further report will be presented to Council.

**5. GENERAL BUSINESS**

Representative from cycling committee wishing to address Community Safety Committee. Enquiry has been forwarded to Council's Community Services Section.

Chifley Police District

Break and enter statistics are currently good. Fraud continues to be an issue for police.

**6. NEXT MEETING**

The next meeting will be held Thursday 25 March 2021 at 11:30am at Committee Room, Civic Centre.

There being no further business, the meeting closed at 12:20pm.