

24 February 2016

His Worship the Mayor & Councillors

**Notice of Policy Committee Meeting of Bathurst Regional Council -
Wednesday, 2 March 2016**

I have to advise that a **Policy Committee Meeting** will be held in the Council Chambers on Wednesday, 2 March 2016 commencing at 6.00 pm.



D J Sherley
GENERAL MANAGER

BUSINESS AGENDA

POLICY COMMITTEE

TO BE HELD ON WEDNESDAY, 2 MARCH 2016

1. 6:00 PM - MEETING COMMENCES

2. APOLOGIES

3. REPORT OF PREVIOUS MEETING

MINUTES - POLICY COMMITTEE MEETING - 2 DECEMBER 2015

4. DECLARATION OF INTEREST

To assist the Councillors and committee members in their correct consideration of business before them at the meeting, please give consideration to Section 451 of the Local Government Act, in relation to Declaration of Interest at meetings.

5. RECEIVE AND DEAL WITH DIRECTORS' REPORTS

DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT

6. GENERAL BUSINESS

7. DISCUSSION FORUM - DEVELOPMENT APPLICATION SUBMISSIONS - Nil

8. DISCUSSION FORUM OTHER

DRAFT BATHURST REGIONAL DEVELOPMENT CONTROL PLAN 2014 – RAGLAN CREEK
RIPARIAN CORRIDOR

9. GENERAL BUSINESS

10. MEETING CLOSE

MINUTE

1 MEETING COMMENCES

Present: Councillors Rush (Chair), Aubin, Bourke, Coote, Hanger, Jennings, North.

MINUTE

2 APOLOGIES

MOVED: Cr I North SECONDED: Cr B Bourke

RESOLVED: That the apologies from Crs Morse and Westman be accepted and leave of absence granted.

REPORT OF PREVIOUS MEETING AND MINUTES

POLICY COMMITTEE

1 MINUTES - POLICY COMMITTEE MEETING - 2 DECEMBER 2015 (07.00064)

Recommendation: That the Minutes of the Policy Committee Meeting held on 2 December 2015 be adopted.

Report: The Minutes of the Policy Committee Meeting held 2 December 2015, are attached.

Financial Implications: N/A

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 32: To ensure Council is supported by an adequate workforce and appropriate governance procedures. Strategy 32.2

MINUTE

3 Item 1 MINUTES - POLICY COMMITTEE MEETING - 2 DECEMBER 2015
(07.00064)

MOVED: Cr I North SECONDED: Cr W Aubin

RESOLVED: That the Minutes of the Policy Committee Meeting held on 2 December 2015 be adopted.

MINUTES OF THE POLICY COMMITTEE
HELD ON 2 DECEMBER 2015

MEETING COMMENCES

1 MEETING COMMENCES 6:00 PM

Present: Councillors North (Chair), Aubin, Bourke, Coote, Hanger, Jennings, Morse, Westman.

APOLOGIES

2 APOLOGIES
MOVED Cr B Bourke and **SECONDED** Cr W Aubin

RESOLVED: That the apology from Cr Rush be accepted and leave of absence granted.

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - POLICY COMMITTEE MEETING - 4 NOVEMBER 2015 (07.00064)
MOVED Cr M Coote and **SECONDED** Cr M Morse

RESOLVED: That the Minutes of the Policy Committee Meeting held on 4 November 2015 be adopted.

DECLARATION OF INTEREST

4 DECLARATION OF INTEREST 11.00002
MOVED Cr W Aubin and **SECONDED** Cr M Coote

RESOLVED: That the Declaration of Interest be noted.

RECEIVE AND DEAL WITH DIRECTORS' REPORTS

Director Corporate Services & Finance's Report

5 Item 1 DELEGATIONS REGISTER - CERTIFICATES RELATING TO THE CLASSIFICATION OF PUBLIC LAND (41.00088, 15.00008)
MOVED Cr M Coote and **SECONDED** Cr W Aubin

This is page 1 of Minutes of the Policy Committee held on 2 December 2015

RESOLVED: That Council delegate to the General Manager the following function and update the Delegations Register:

226 To sign certificates under Section 54 of the Local Government Act 1993 in relation to the classification of public land.

GENERAL BUSINESS

6 Item 1 COASTAL MANAGEMENT CONFERENCE (29.00010)

Cr Hanger - attended the Coastal Management Conference recently, went well.

7 Item 2 67 COMMONWEALTH STREET - ASBESTOS CONCERN (22.08391)

Cr Jennings - asked what is the status of this matter? This is location where fire recently occurred.

The Acting Director Environmental, Planning & Building Services advised the site has been fenced off. Council is awaiting further advice.

8 Item 3 USE OF DRONES IN PUBLIC SPACES (11.00003)

Cr Jennings - asked does Council have a policy on the use of drones in public spaces?

The General Manager advised that at this time Council does not have a policy.

9 Item 4 CIRENCESTER TOWNSHIP, UK (23.00150)

Cr Jennings - met with the Mayor of Cirencester when recently over in UK. Cr Jennings provided information from the visit to Council. Noted the Cirencester Council is keen to develop a relationship with Bathurst.

10 Item 5 COMMUNITY GARDEN (22.02574)

Cr Morse - congratulated Cr Bourke on this facility.

11 **Item 6 CENTENNIAL PARK (04.00047)**

Cr Morse - noted letters from friends have been received about possible funding, signage etc. Could we include funds in the 2016/2017 budget for consideration?

12 **Item 7 ORDINARY MEETING - 2 DECEMBER 2015 - DCSF #7: ANNUAL STATEMENTS (16.00137)**

Cr Morse - raised concern at letter that is attached to the report on the annual statements.

13 **Item 8 LIBRARY - CHARLES BEAN (21.00054)**

Cr Morse - asked where has this suggestion progressed to?

The Director Cultural & Community Services advised where the matter is currently at, and expects it to be resolved next year.

14 **Item 9 HILL END RESIDENTS - PROPOSED NUCLEAR WASTE DISPOSAL FACILITY - SALLY'S FLAT (13.00024)**

Cr Morse - tabled a document on behalf of Hill End residents for Council's consideration.

15 **Item 10 DRONES (11.00003)**

Cr Coote - referred to CASA requirements for operating drones that apply in Australia.

16 **Item 11 SECOND RACE CIRCUIT (20.00278)**

Cr Coote - asked where is this up to?

The Director Corporate Services & Finance noted advice will be provided to Councillors next week. At the moment focus is on the property acquisition process.

17 **Item 12 LINEMARKING IN STREETS (28.00006)**

Cr Bourke - advised he is against any further linemarking of parking spaces in the streets of Bathurst.

18 **Item 13 GREEN BINS 14.00053**

Cr Bourke - asked if 50% of people take it up, will the other 50% have to pay?

19 **Item 14 NUCLEAR WASTE - SALLY'S FLAT (13.00024)**

Cr Bourke - asked for an update on the nuclear waste at Sally's Flat matter.

The General Manager spoke to community meetings held, discussions between Council and the relevant government departments and authorities. Noted Council was not given any forewarning on this matter prior to its release.

MEETING CLOSE

20 **MEETING CLOSE**

The Meeting closed at 6.20 pm.

CHAIRMAN: _____

Date: _____ **(3 February 2016)**

MINUTE

- 4 DECLARATION OF INTEREST 11.00002
MOVED: Cr M Coote SECONDED: Cr I North

RESOLVED: That the Declaration of Interest be noted.

**DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT AND
MINUTES**

POLICY COMMITTEE

2 MARCH 2016

1 REPORT OF AUDIT AND RISK MANAGEMENT COMMITTEE - 25 NOVEMBER 2015 (07.00096)

Recommendation: That the recommendations of the Audit & Risk Management Committee Meeting held on 25 November 2015 be adopted.

Report: The minutes of the Bathurst Regional Council Audit and Risk Management Committee Meeting held on 25 November 2015 are shown at **attachment 1**,

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.8
- Objective 32: To ensure Council is supported by an adequate workforce and appropriate governance procedures. Strategy 32.2

MINUTE

5 Item 1 REPORT OF AUDIT AND RISK MANAGEMENT COMMITTEE - 25 NOVEMBER 2015 (07.00096)

MOVED: Cr B Bourke SECONDED: Cr I North

RESOLVED: That the recommendations of the Audit & Risk Management Committee Meeting held on 25 November 2015 be adopted.

2 LIVING LEGENDS (20.00282)

Recommendation: That Council:

- (a) Establish a Living Legends Working Party consisting of the:
 - (i) Mayor
 - (ii) Deputy Mayor; and
 - (iii) Bathurst Region Citizen of the Year.
- (b) The new Living Legends are to be announced as part of the Proclamation Day ceremonies.
- (c) Continue with the avenue of trees along Bradwardine Road for each new Living Legend.

Report: Background

In 2015, 200 individuals were named through community nomination as Bathurst's Living Legends as part of the bicentenary celebrations.

The Legends have been permanently acknowledged through the planting of an avenue of 200 trees on Bradwardine Road with individual name plaques.

The Legends were hosted at the inaugural Living Legends function for 600 guests at the Bathurst Memorial Entertainment Centre on National Tree Planting Day, Sunday 26 July 2015.

The following report provides the outline as to how the project can proceed in the future and become a new tradition for Bathurst's proclamation day ceremonies.

Report

Living Legends Working Party

To manage the Living Legends process, a Working Party is recommended. To consist of;

1. Mayor
2. Deputy Mayor
3. Bathurst Region Citizen of the year.

Two meetings annually would be required and meeting times are suggested as;

1. February - Create list of nominees
2. April - Review nominees.

Number of Legends

To preserve the prestige of the title, 'Bathurst Living Legend', it is recommended that a number of names be added to the avenue of trees annually, this would generally be around six names. An even number is suggested to provide symmetry to planting at Bradwardine Road.

Nomination & Judging Process

The working party participants would determine the Living Legends.

Announcement of Legends

Bathurst's Living Legends will be announced as part of Proclamation Day activities annually in May and are integrated as VIP's for Council's civic activities on this day.

Schedule

Announce Living Legends open for public nomination (if applicable)	Beginning of March
Close nomination process	End of March
Review applications	April
Working Party confirmation of Living Legends	April
Announcement of Living Legends (Proclamation Day Ceremonies)	circa May

Avenue of Trees

The Bradwardine Road location has been used due to its suitability for trees to this area. Bradwardine Road from the highway through to the Eglinton Road is 2.6km. The Living Legends avenue can be increased in width in the initial section of the plantings and thereafter in appropriate locations.

Financial Implications: Council would include an amount in the Annual Management Plan.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 20: To provide a range of cultural facilities, programs, activities and events and to support and enhance cultural and social activities across the community. Strategy 20.2
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3

MINUTE

6 Item 2 LIVING LEGENDS (20.00282)
MOVED: Cr W Aubin SECONDED: Cr B Bourke

RESOLVED: That Council:

- (a) Establish a Living Legends Working Party consisting of the:
 - (i) Mayor
 - (ii) Deputy Mayor; and
 - (iii) Bathurst Region Citizen of the Year.
- (b) The new Living Legends are to be announced as part of the Proclamation Day ceremonies.
- (c) Continue with the avenue of trees along Bradwardine Road for each new Living Legend.

Yours faithfully



R Roach
DIRECTOR
CORPORATE SERVICES & FINANCE

GENERAL BUSINESS

POLICY COMMITTEE

MINUTE

7 Item 1 BMX CHAMPIONSHIPS (23.00148)

Cr Hanger - complemented staff and Cr Westman on the BMX National Championships. It is spectacular.

MINUTE

8 Item 2 AUTUMN COLOURS PROGRAM (23.00060)

Cr Hanger - congratulated all involved in the Autumn Colours Program for 2016.

MINUTE

9 Item 3 RAGLAN HALL PLAY EQUIPMENT - SHADE STRUCTURE
(22.01340)

Cr Jennings - asked can this structure be replaced? If shade sail not suitable, could we look at a hard cover surface?

The Director Engineering Services will enquire as to vandalism incidents and respond to Cr Jennings. Hardtops can also be damaged so may be an issue.

MINUTE

10 Item 4 KANGAROOS - MOUNT PANORAMA (14.00665)

Cr Jennings - spoke to control techniques and asked if automatic electric gates have been considered.

The Director Engineering Services spoke to controls with respect to residences already in place and residents requirements. Currently concentrating on getting fencing in place.

MINUTE

11 Item 5 BATHURST AQUATIC CENTRE (04.00119)

Cr Jennings - asked can some shade be set up over the grassed areas?

The Director Engineering Services advised this has been considered previously, no final decision was made. The matter can be revisited.

MINUTE

12 Item 6 KINGS PARADE - EVANS STATUE (04.00039)

Cr Jennings - queried why is this monument not in a museum? Does not convey necessarily what this City wants to say. Could consultation occur with various stakeholders as to whether it should be changed.

MINUTE

13 Item 7 ABORIGINAL IDENTITY (07.00097)

Cr Jennings - spoke to signs across the Wiradyuri area which refer to Welcome to Wiradyuri Country - are there any in Bathurst?

The General Manager noted that City entrance signs have Welcome to Wiradyuri Country on them.

MINUTE

14 Item 8 NEWTONS NATION (04.00122)

Cr Jennings - asked has there been any contact from this group?

The Director Corporate Services advised there has been no contact for several years.

MINUTE

**15 Item 9 LAND AND PROPERTY INFORMATION - PROPOSED CHANGES
(18.00135)**

Cr Jennings - asked have we received any advice on issues such as privatisation?

The General Manager will investigate and provide information to Councillors.

MINUTE

16 Item 10 12 HOUR VICTORS WALK (04.00097)

Cr Jennings - asked can we look at establishing a green field site for the 12 Hour Victors walk?

MINUTE

17 Item 11 SOFALA SHOW (22.02574)

Cr Bourke - this was held on the weekend and the community garden entered produce into the show. A number of prizes were won by the community garden group.

MINUTE

18 Item 11.1 SUSPENSION OF STANDING ORDERS
MOVED: Cr I North SECONDED: Cr M Coote

RESOLVED: That Standing Orders be suspended to allow Council to deal with the Discussion Forum Item.

DISCUSSION FORUM OTHER AND MINUTES

POLICY COMMITTEE

1 DRAFT BATHURST REGIONAL DEVELOPMENT CONTROL PLAN 2014 – RAGLAN CREEK RIPARIAN CORRIDOR (20.00294)

Recommendation: That the information be noted.

Report: Background:

Council received a request from a landowner to reduce the riparian corridor along Raglan Creek identified on the Bathurst Regional Development Control Plan 2014 Map No 8 Gateway Enterprise Park, Sydney Road, Kelso. Council, at its Ordinary meeting held 19 August 2015 resolved to support an amendment to the Bathurst Regional DCP 2014 to reduce the riparian corridor width of Raglan Creek.

The Gateway Enterprise Park is the new bulky goods precinct to be located on the southern side of the Great Western Highway, Kelso, opposite the Gold Panner. A location map is provided at **attachment 1**.

The request seeks a reduction in width of the inner and outer riparian corridor from 30 metres, measured from the top of bank on either side of Raglan Creek, to 20 metres on the basis that Raglan Creek is classified as a 2nd order stream.

The 30m inner and outer riparian corridor width adopted for Map No 8 was originally determined by Council, not only on the classification of Raglan Creek, but also Council's experiences in protecting and enhancing urban waterways, the City's gateways & vistas and providing for an appropriate cycling or footpath accessway.

The applicant's position is that the inner and outer riparian corridor of 30 metres is considered excessive. The applicant seeks a reduction of the inner and outer riparian corridor to 20 metres.

Public exhibition:

Council exhibited the draft Development Control Plan Amendment from 9 November 2015 until 7 December 2015.

Council received a total of four (4) submissions.

Copies of the submissions are provided at **attachment 2**.

The table below summarises the submissions received and the key issues raised in those submissions.

Name	Comments or issues raised
Ms B Mactaggart Mactaggart Natural Resources Management	<ul style="list-style-type: none">● The Bathurst Urban Waterways Management Plan and the Biodiversity Management Plan made recommendations in relation to riparian corridors.● The wider, 30 metre, riparian corridor will provide better opportunities for management of the corridor, adequate environmental processes (such as ecological and hydrological) to occur.● Adding to the visual amenity of Raglan Creek and enhancing the gateway to Bathurst and the Central West.● Does not consider that the order of the stream should be justification enough to reduce the riparian corridor.

	<ul style="list-style-type: none"> ● Comments that the Bathurst Community have supported the larger riparian corridor and Council should not take a backward step.
Mr W Feebrey Greening Bathurst	<ul style="list-style-type: none"> ● Notes that the Bathurst Community is dissatisfied with the condition of the city's entrance gateways. ● Council's strategic documents recognise the importance of Raglan Creek in terms of ecological value and potential for rehabilitation and enhancement. ● Acknowledges that the Raglan Creek riparian corridor contributes to enhancing the entrance gateways to Bathurst. ● States that the proponent is arguing from the strict Government criteria (ie the Riparian Corridor Guidelines) and fails to recognise the wider agenda of the Bathurst Community. ● Acknowledges that the DCP allows for offsetting in the final development design. ● Considers that Council should not alter the DCP to reduce the riparian corridor width.
Mr W & Ms D Hetherington	<ul style="list-style-type: none"> ● Riparian corridors perform a range of important ecological functions, with wider riparian corridors having a higher ecological benefit. ● The reduction of the riparian corridor will give greater benefit to the developer at the expense of the wider Bathurst Community. ● The wider riparian corridor will provide a greater opportunity for the proposed cycleway route. ● Council's Vegetation Management Plan (VMP) has as Objective 6: 'to improve the function of drainage reserves to include visual amenity, improvement to water quality and recreational and ecological use, with due consideration of the basin's prime drainage function'. The proposed DCP amendment is inconsistent with the objective. ● The wider riparian corridor contributes to the eastern gateway to Bathurst.
Mr A Bland	<ul style="list-style-type: none"> ● Considers that the riparian corridor plays an important function to the wider Bathurst community and supports the retention of the wider corridor width. ● Is concerned that the reduction in the riparian corridor width is being compromised in favour of developer's profits. ● Has reviewed the supporting documents provided by the landowners and does not see sufficient justification to modify the riparian corridor width.

The draft Plan will be referred to a future Council meeting for consideration.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 9: To protect and enhance the region's landscapes, views, vistas, open spaces and the Macquarie River. Strategy 9.4, 9.6
- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.8
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.3, 30.7

MINUTE

19 Item 1 DRAFT BATHURST REGIONAL DEVELOPMENT CONTROL PLAN 2014 – RAGLAN CREEK RIPARIAN CORRIDOR (20.00294)

Discussion included:

B Triming – ratepayer - is against any reduction in the corridor. The wider the area, the better off it will be for vegetation. Also, space is needed for a footpath out to Raglan for residents which will carry pedestrians and cyclists. Asks Council to seriously consider this matter.

B McTaggart - ratepayer - have put in a submission to Council on this matter. Has authored three plans for Council which are relevant to this request. These are balanced and realistic documents which include riparian corridor issues. They were established on a community vision. There are environmental benefits for the 30m buffer, details were provided on these. The projects undertaken in this area have already allocated substantial funds to preserve the waterway. The corridor also will provide a better gateway presentation. The matter has to do with erosion, stream preservation, etc. The decision in the studies was not to do with stream order, it is the condition of the stream that counts. The soils in this area are highly prone to erosion.

H Gould – Greening Bathurst - spoke to proposal to reduce the corridor size. The current corridor was set after extensive consultation processes. Matters such as gateways, cycleways, stream preservation were all considered and are dealt with in Council's strategic documents. The current DCP allows for high quality development. There is a long term vision for enhancement of the creek area. The proponents submission is based on a narrow view. The DCP contains reasonable flexibility, Council should not move away from the existing position.

B Hetherington – ratepayer - City has a lot going for it. Referred to Bathurst CSP 2036 and spoke to objectives therein and the creation of a beautiful site. The City has many bulky goods premises and these do not look good and will be worse in 20 years. If build as close as possibly can to the Highway, then there is a concern as to how it will look, do not need to do this.

M Callan – ratepayer - here in a personal capacity. Requests Council stick with current plan, this is the plan's first test. There are environmental, social and aesthetic reasons to maintain the DCP. It will help create linkages into the future. From a habitat point of view and environmental management, particularly urban waterways we have a long way to go.

B Walsh – Gateway Land Corporation - seeking a reduction in DCP corridor width. Spoke to prior state government approval which had a 20m width approval. The figures came from extensive research by Department of Water. Advice received from consultants confirms this is a second order stream and 20m is adequate. The stream is a no-name stream, it is eroded and hardly ever has water in it, it is a drainage channel. In regards to a community benefit, there is no vegetation there and there is no community access at this time. Current plans allow for a cycle path through the Gateway site. The total open space zone proposed is close to 60m and the creek will be rehabilitated. Requests that Council put this matter into perspective, if DCP is kept will lose 1 ha of land.

MINUTE

20 **Item 1 RESUMPTION OF STANDING ORDERS (20.00294)**
MOVED: Cr B Bourke SECONDED: Cr I North

RESOLVED: That Council resume Standing Orders

GENERAL BUSINESS

POLICY COMMITTEE

MINUTE

21 Item 12 NEW ROUNDABOUT - MOUNT PANORAMA (25.00105)

Cr Aubin - asked can we get a racing theme on this roundabout? For example, drivers silhouettes.

MINUTE

22 Item 13 BATHURST BIKE PARK (04.00140)

Cr Aubin - spoke to need to ensure community are made aware of this excellent facility and what is being achieved. The BMX titles have brought a lot of money to town.

The Mayor spoke to expected \$10 million that will be injected into the economy and the increase in overnight stays, amongst other things.

MINUTE

23 Item 14 SPORT AND CULTURAL EVENTS (23.00026)

Cr North - these events are growing in Bathurst. The BMX titles are excellent.

MINUTE

24 Item 15 BATHURST TAXI CABS (28.00009)

Cr North - the Taxi Group are concerned at the de-regulation through the State that is occurring. Value of plates have significantly reduced. The Group have provided a letter that they have asked for Council to pass on. Tabled letter from the Group.

MINUTE

25 Item 16 PERTHVILLE PUBLIC SCHOOL (20.00117)

Cr North - Perthville School have asked Council to consider establishing a toilet on the site that Council is looking to buy. The land is near the school and community hall. Tabled a letter from the school.

MINUTE

26 Item 17 RURAL SEALING - TRAFFIC CONTROL (36.00549)

Cr North - congratulated the work being undertaken by the Traffic Control Group - they have been very courteous.

MINUTE

27 Item 18 GREAT WESTERN HIGHWAY (25.00018)

Cr North - excellent how progressing. Need to have the Highway expansion to be continued out past the aerodrome. Can we talk to the government? Further, we need to look at how we can keep Lee Street open.

MINUTE

28 Item 19 CCTV FUNDING (FEDERAL) (16.00145)

Cr North - disappointed we did not take up federal funding. Requests Council be provided with a report on CCTV and that Council put funds away into the future for CCTV.

The General Manager provided advice on Council's current position with respect to CCTV.

MINUTE

29 MEETING CLOSE

The Meeting closed at 6.51 pm.

CHAIRMAN: _____

Date: _____ **(16 March 2015)**