

30 March 2016

His Worship the Mayor & Councillors

**Notice of Policy Committee Meeting of Bathurst Regional Council -
Wednesday, 6 April 2016**

I have to advise that a **Policy Committee Meeting** will be held in the Council Chambers on Wednesday, 6 April 2016 commencing at 6.00 pm.



D J Sherley
GENERAL MANAGER

BUSINESS AGENDA

POLICY COMMITTEE

TO BE HELD ON WEDNESDAY, 6 APRIL 2016

1. 6:00 PM - MEETING COMMENCES

2. APOLOGIES

3. REPORT OF PREVIOUS MEETING

* MINUTES - POLICY COMMITTEE MEETING - 2 MARCH 2016

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 CULTURAL & COMMUNITY SERVICES' REPORT

6. GENERAL BUSINESS

7. DISCUSSION FORUM - DEVELOPMENT APPLICATION SUBMISSIONS - Nil

8. DISCUSSION FORUM OTHER

* DRAFT BATHURST REGIONAL LOCAL ENVIRONMENTAL PLAN 2014 – WINDRADYNE & LLANARTH OPEN SPACE ADJUSTMENT

9. MEETING CLOSE

MINUTE

1 MEETING COMMENCES

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

MINUTE

2 APOLOGIES

MOVED: Cr M Coote SECONDED: Cr B Bourke

RESOLVED: That the apology from Crs Jennings and Hanger be accepted and leave of absence granted.

REPORT OF PREVIOUS MEETING AND MINUTES

POLICY COMMITTEE

1 MINUTES - POLICY COMMITTEE MEETING - 2 MARCH 2016 (07.00064)

Recommendation: That the Minutes of the Policy Committee Meeting held on 2 March 2016 be adopted.

Report: The Minutes of the Policy Committee Meeting held on 2 March 2016, 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

Bathurst Community Engagement - Levels, Goals and Tools

MINUTE

3 Item 1 MINUTES - POLICY COMMITTEE MEETING - 2 MARCH 2016
(07.00064)

MOVED: Cr G Westman SECONDED: Cr I North

RESOLVED: That the Minutes of the Policy Committee Meeting held on 2 March 2016 be adopted.

MINUTES OF THE POLICY COMMITTEE
HELD ON 2 MARCH 2016

MEETING COMMENCES

1 MEETING COMMENCES 6:00 PM

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

APOLOGIES

2 APOLOGIES
MOVED Cr I North and **SECONDED** Cr B Bourke

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

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - POLICY COMMITTEE MEETING - 2 DECEMBER 2015 (07.00064)
MOVED Cr I North and **SECONDED** Cr W Aubin

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

DECLARATION OF INTEREST

4 DECLARATION OF INTEREST 11.00002
MOVED Cr M Coote and **SECONDED** Cr I North

RESOLVED: That the Declaration of Interest be noted.

RECEIVE AND DEAL WITH DIRECTORS' REPORTS

Director Corporate Services & Finance's Report

5 Item 1 REPORT OF AUDIT AND RISK MANAGEMENT COMMITTEE - 25 NOVEMBER 2015 (07.00096)
MOVED Cr B Bourke and **SECONDED** Cr I North

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

- 6** **Item 2 LIVING LEGENDS (20.00282)** **MOVED** Cr W Aubin and **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.

GENERAL BUSINESS

7 **BMX CHAMPIONSHIPS (23.00148)**

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

8 **Item 2 AUTUMN COLOURS PROGRAM (23.00060)**

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

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.

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.

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.

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.

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.

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.

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.

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?

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.

18 **Item 11.1 SUSPENSION OF STANDING ORDERS**

MOVED Cr I North

and **SECONDED** Cr M Coote

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

DISCUSSION FORUM OTHER

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

Discussion included:

B Trimming – 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.

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

RESOLVED: That Council resume Standing Orders

GENERAL BUSINESS

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.

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.

23 **Item 14 SPORT AND CULTURAL EVENTS (23.00026)**

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

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.

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.

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.

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.

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.

MEETING CLOSE

29 MEETING CLOSE

The Meeting closed at 6.51 pm.

CHAIRMAN: _____

Date: _____ **(16 March 2016)**

MINUTE

4 **DECLARATION OF INTEREST 11.00002** **MOVED: Cr I North SECONDED: Cr B Bourke**

RESOLVED: That the following Declaration of Interest be noted.

Cr Morse

Item #1 of the Discussion Forum Other - Draft Bathurst Regional Local Environmental Plan 2014 - Windradyne & Llanarth Open Space Adjustment

**DIRECTOR CULTURAL & COMMUNITY SERVICES' REPORT AND
MINUTES**

POLICY COMMITTEE

6 APRIL 2016

1 POLICY - BATHURST MEMORIAL ENTERTAINMENT CENTRE PROGRAMMING (41.00089, 21.00060)

Recommendation: That Council adopt the Policy Bathurst Memorial Entertainment Centre Programming.

Report: A programming policy for the Bathurst Memorial Entertainment Centre (BMEC) operations will assist in decision making which affects activity within the Centre. It will provide objective guidelines for balancing and prioritising activity to ensure a diverse range of community interests are served. A programming policy will:

- provide guidelines which inform programming choices made in relation to programs where BMEC has entrepreneurial and curatorial control.
- provide a mechanism for reviewing and prioritising the balance of the various programs and activities managed by the Centre.
- allow for the management of commercial hires in a manner which provides the best community outcomes in line with broad commercial and cultural objectives and priorities.
- allow for the management of non-performing arts activity within the Centre in a way which supports financial viability whilst acknowledging core purposes and functions.

The policy will be reviewed every two years. A copy of the proposed Policy Bathurst Memorial Entertainment Centre Programming is at **attachment 1**.

It is therefore recommended that Council adopts the Policy Bathurst Memorial Entertainment Centre Programming.

Financial Implications: There are no financial implications resulting from this report.

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 20.1, 20.6
- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.5
- Objective 33: To be and develop good leaders. Strategy 33.5

Bathurst Community Engagement - Levels, Goals and Tools

MINUTE

5 Item 1 POLICY - BATHURST MEMORIAL ENTERTAINMENT CENTRE PROGRAMMING (41.00089, 21.00060)

MOVED: Cr I North SECONDED: Cr M Morse

RESOLVED: That Council adopt the Policy Bathurst Memorial Entertainment Centre Programming.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Alan Cattermole', with a stylized flourish at the end.

Alan Cattermole
DIRECTOR
CULTURAL & COMMUNITY SERVICES

GENERAL BUSINESS

POLICY COMMITTEE

MINUTE

6 Item 1 APPLETON ORCHARD LAND (22.04165)

Cr North - spoke of the land with sheds on left hand side as you travel out to Waste Management Centre, what are we doing with the old sheds? Suggests prioritise removal of sheds before trees.

The Director Corporate Services & Finance advised the old sheds are scheduled for removal in the near future.

MINUTE

7 Item 2 PERTHVILLE CHURCH LAND (22.13487)

Cr North - asked can we look at cleaning this land if we now own the property?

The Director Corporate Service & Finance advised of current negotiations on the land. Council does not at this stage own the land.

MINUTE

8 Item 3 PETER BROCK 10 YEAR ANNIVERSARY (23.00122)

Cr North - asked could Council organise an event in September to commemorate the 10 year anniversary of Peter Brock's death. Also it is 40 years since Peter Brock and his brother stood on the podium at Bathurst. Could Council also investigate an acknowledgement/event each year for those who have important links to the racetrack.

MINUTE

**9 Item 4 PROPOSED SALE OF TREATED EFFLUENT TO REGIS
RESOURCES (21.00137)**

Cr North - spoke to submissions made by the public and advice received from the "Don't Mine the Macquarie Group". Could we record details of those opposing the sale as follows; 395 proforma letters and 2,488 signed petitions; 689 signatures on the hard copy petition plus 1,799 signatures with 509 written comment on the electronic petition.

MINUTE

10 Item 5 WASTE BIN NUMBERS (14.00053)

Cr North - understands in previous years Council provided ratepayers with numbers for their bins. Could we look into this.

Director Engineering Services noted all bins have serial numbers which allow for them to be traced. Spoke to prior processes in place.

MINUTE

11 Item 6 BATHURST TENNIS CENTRE (04.00013)

Cr North - has had representations about condition of courts and lighting. What is currently occurring?

Director Engineering Services some works are occurring on court surfaces and an electrical contractor is being engaged to try and locate an electrical problem.

MINUTE

12 Item 7 DOG MATTER (22.05133)

Cr North - has had representations about a dog matter from a member of the public. Could information be provided to Councillors on this please.

MINUTE

13 Item 8 KANGAROOS IN ORCHARD (14.00665 & 22.04165)

Cr Aubin - asked are there any plans regarding fauna management when Council removes the trees from the orchard? Council needs to put in place a management plan.

MINUTE

14 Item 9 EMAILS ABOUT KANGAROOS (14.00665 & 04.00125)

Cr Aubin - asked could these be collated and a summary be provided to Council?
There were incidences with kangaroos at Easter races, contrary to the emails received.

MINUTE

15 Item 10 LAMPS IN CBD: VANDALISM (28.00014)

Cr Aubin - notes many covers have been replaced but a number of the lights are not working. Could we get these replaced?

MINUTE

16 Item 11 GREEN BINS (14.00053)

Cr Aubin - a block of units in Rocket Street have 14 bins sitting out the front, plus recycling bins. Can something be done about where they have been left?

MINUTE

17 **Item 11.01** **SUSPENSION OF STANDING ORDERS**
MOVED: Cr B Bourke SECONDED: Cr I North

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 LOCAL ENVIRONMENTAL PLAN 2014 – WINDRADYNE & LLANARTH OPEN SPACE ADJUSTMENT (20.00292)

Recommendation: That the information be noted.

Report: Background:

Council, at its Ordinary meeting held 16 September 2015, resolved to commence a planning proposal to alter the R1 General Residential and RE1 Local Recreation zone interface in Windradyne and Llanarth in response to two separate landowner requests. A location plan is included at **attachment 1**. The proposed amendment results in an overall increase of approximately 4 hectares of RE1 Local Recreation zoned land. It was considered that in this circumstance that the request to amend the LEP should be supported.

Public exhibition:

Council exhibited the draft Local Environmental Plan Amendment from 20 January 2016 to 18 February 2016.

Council received a total of two (2) 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
Mr M & Mrs D Mills	<ul style="list-style-type: none">• Questions whether Council has consulted with the Roads and Maritime Service in relation to the identified roundabout on the Mitchell Highway.• Considers that the requirement for the roundabout should be the subject of the Planning Proposal.• Concerned with the 'Local Open Space (RE1)' map label being over the road opening and boundary of Lot 1 DP 746589.
Mr P Stewart	<ul style="list-style-type: none">• Identifies that as part of the Bathurst Regional LEP 2014, Council has rezoned part of the property (Lot 10 DP 842947) from residential to rural. Requests that the residential zoning be reinstated as part of this LEP amendment.

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 9.6
- Objective 10: To protect and enhance the region's biodiversity. Strategy 10.1
- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.1

Bathurst Community Engagement - Levels, Goals and Tools

MINUTE

18 Item 1 DRAFT BATHURST REGIONAL LOCAL ENVIRONMENTAL PLAN 2014 – WINDRADYNE & LLANARTH OPEN SPACE ADJUSTMENT (20.00292)

Cr Morse declared a non-pecuniary interest in this item, left the Chamber and took no part in discussion.

Reason: Personal friend of Applicant.

Discussion included:

P Stewart – resident - has land adjoining Sawpit Creek mostly to the west and small area on the east. Part of Part Lot 10 DP842947 requests it be rezoned to residential. This will reinstate the prior residential zoning that was in place.

MINUTE

19 **Item 1.01 RESUMPTION OF STANDING ORDERS (20.00292)**
MOVED: Cr W Aubin SECONDED: Cr B Bourke

RESOLVED: That Council resume Standing Orders.

GENERAL BUSINESS

POLICY COMMITTEE

MINUTE

20 Item 12 CONTINUATION OF GREEN BINS ITEM (CR AUBIN) (14.00053)

The Director Engineering Services spoke to delivery process in place for the green bins. Green bins were not delivered to strata units. Where non-strata blocks received bins, owners have the right to request in writing changes in service levels provided.

MINUTE

21 Item 13 BEGONIA HOUSE (04.00012)

Cr Coote - congratulated Council workers on this facility.

MINUTE

22 Item 14 AH&P ANNUAL SHOW (18.00108)

Cr Coote - encouraged people to attend the show this weekend.

MINUTE

23 Item 15 BMX NATIONAL CHAMPIONSHIPS (23.00148)

Cr Westman - thanked people who went above and beyond what was required; the Mayor, Director Corporate Services & Finance, Events and Engineering Teams. The event was fantastic and so was the efforts of people at the council to ensure the event went ahead. There are some little things to be worked on into the future, but it was fantastic what was put in place given the time-frames etc.

MINUTE

24 MEETING CLOSE

The Meeting closed at 6.30 pm.

CHAIRMAN: _____