

Reports from the Planning and Environment Committee Meeting held at 7.30pm on Tuesday, 9 November 2010.

APOLOGIES

ACKNOWLEDGEMENT OF LAND

DECLARATIONS OF INTEREST

Pecuniary Interests

Non Pecuniary – Significant Interests

Non Pecuniary – Less than Significant Interests

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Minutes of the Planning and Environment Committee held on 9 November 2010

Present

Councillor R Kolkman (Chairperson)
Councillor J Bourke
Councillor G Greiss
Councillor P Hawker
Councillor R Thompson
General Manager - Mr P Tosi
Director Planning and Environment - Mr J Lawrence
Manager Environmental Planning - Mr P Jemison
Manager Waste and Recycling Services - Mr P Macdonald
Manager Community Resources and Development - Mr B McCausland
Acting Manager Corporate Support - Mr T Rouen
Executive Assistant - Mrs D Taylor

Apology (Bourke/Thompson)

That the apologies from Councillors Oates and Matheson be received and accepted.

CARRIED

Acknowledgement of Land

An Acknowledgement of Land was presented by the Chairperson Councillor Kolkman.

DECLARATIONS OF INTEREST

There were no Declarations of Interest at this meeting.

1. WASTE AND RECYCLING SERVICES

No reports this round

2. ENVIRONMENTAL PLANNING

2.1 Community River Health Monitoring Program Report Card

Reporting Officer

Manager Environmental Planning

Attachments

1. Community River Health Monitoring Program Report Card – Autumn 2010 (distributed under separate cover).
2. Community River Health Summary - Autumn 2010 Report Card.

Purpose

To provide Council with an update on the Georges River Combined Councils Committee (GRCCC), Georges River – Community River Health Monitoring Program.

History

In 2009, the GRCCC was granted \$210,000 from the Federal Government Caring for Our Country Community Coast Program for the GRCCC Georges River - River Health Monitoring Program. The Program involves the monitoring of macroinvertebrates, water quality and riparian vegetation at 42 selected sites along the Georges River Catchment. The data collected is being used to produce a series of program 'report cards' which provide a snapshot of the health of the Georges River.

The project aims to gain a greater understanding of the Georges River System. It will identify areas of high biodiversity that should be protected, areas where on-ground works have been effective, areas where remediation works could be carried out in the future and areas where future investigation may be required. The results will inform more rigorous studies and guide expenditure for environmental works within the catchment through the identification of problem areas.

The project also aims to create an on-going "culture shift" to allow and encourage residents to be active in "their" River's management. The program is to be conducted over two (2) years, with four (4) rounds (in Spring and Autumn) of testing, which will produce four (4) report cards.

Report

The first round of testing took place in Spring 2009 resulting in the first report card being released on 19 April 2010 and presented to Council in June 2010. The results of that report card were presented to Council in a report to the Planning and Environment Committee in April. The second round of testing took place in April and May and the results have been used to produce the Autumn 2010 Report Card (Attachment 1) which was publicly released on 14 October 2010.

Methodology

The testing was undertaken by over 200 community volunteers from Streamwatch and Bushcare groups led by Council staff and science professionals at 42 sites along the Georges River. The monitoring examined both fresh water and estuarine environments in the catchment from the River's headwaters in Appin, to Botany Bay.

The testing focused on three key river health indicators:

1. Water quality - water was tested for pH, electrical conductivity, turbidity, dissolved oxygen, total phosphorous and total nitrogen, against ANZECC guidelines for upland and lowland rivers, to determine what pollutants may be affecting the health of the river. Many organisms are sensitive to changes in water quality and changes to water quality can result in population decline or extinction.
2. Riparian vegetation – vegetation was tested under the *Rapid Appraisal of Riparian Condition* guideline (published by the Australian Government's Land and Water Australia), which assesses the ecological condition of riparian habitats using indicators that reflect functional aspects of the physical, community and landscape features of the riparian zone. Healthy riparian vegetation is an important factor in maintaining a functioning ecosystem. These vegetation communities play an important role in recycling nutrients, slowing stormwater flows into waterways and filtering sediment. They also provide critical habitat and food for a vast array of organisms. Through monitoring these communities it is hoped to better understand their condition and effectiveness in maintaining water quality within the catchment.
3. Macroinvertebrate populations – macroinvertebrates were tested for 'richness' against different orders (a statistical test for biodiversity), in accordance with industry standards. These populations provide valuable information on the health and quality of the aquatic ecosystem. Many macroinvertebrates are sensitive to environmental change and in particular, changes to water quality.

Under each of the tests a statistical score is generated, these scores are then extrapolated to a grading and combined to produce an overall grading for each site, sub-catchment (upper, middle and lower Georges River) and the overall catchment. The grading scores range from A+ (excellent) to F- (poor). The results provide a greater understanding of the integrity of the aquatic ecosystems.

Test Results

The results from Round Two (2) indicated that the overall health of the Georges River system was fair (graded as C as compared to C+ grading in Round One). Both report cards verify that the river system has been affected by a degree of urban and industrial development, particularly in the lower catchment. This has led to a loss of riparian and estuarine vegetation and deterioration in water quality and macroinvertebrate diversity.

Overall, whilst there was a slight change in grading in terms of overall catchment health, between the two (2) report rounds, it is considered premature to draw any definitive conclusions regarding this change which may be due to seasonal variation.

The report cards also split the catchment into three areas; the Upper, Mid and Lower. Whilst the report cards do not include or follow local government boundaries the Campbelltown Local Government Area (LGA) lies within the upper catchment section of the project. Six (6) sites within the Campbelltown LGA are being tested in each round under the program. A further seven (7) sites within the upper catchment are located within the Wollondilly LGA.

The location and results for the Campbelltown LGA are listed in the table below:

Site	Macroinvertebrate Grading	Water Quality Grading	Vegetation Grading	Spring 2009 Overall Grading	Autumn 2010 Overall Grading
Stokes Creek (Dharawal state recreation area)	A+	A+	A+	A	A+
O'Hares Creek, The Woolwash	A-	A+	B-	A	A-
Georges River, The Woolwash	B-	B	B+	B+	B+
Georges River, Ingleburn Weir	A	A+	A+	A+	A+
Georges River, Simmos Beach	C+	A+	C	B-	B
Georges River, Cambridge Avenue	B	B-	C	C+	B-
Upper Georges River (overall)	B+	B+	A-	B+	B+

The overall grading for the Upper Georges River catchment was determined to be good, with a grading of B+. The best rated sites were located within bushland catchments in Stokes Creek, O'Hares Creek and the upper reaches of the Georges River. The lowest rated site was located in Brennan's Creek, near Appin (within Wollondilly Shire Council LGA), which flows into the Upper Georges River. Sites in the Georges River downstream of Brennan's Creek show gradual health improvement until the river passes Ingleburn, where again its health begins to decline.

The Georges River at the Woolwash also showed poorer water quality readings compared to the nearby site in O'Hares Creek. Electrical conductivity readings in particular were above ANZECC guideline levels for upland streams, and were three times higher than any other sites within the Campbelltown LGA. The Campbelltown River Health Summary (Attachment 2) indicates that the discharge into Brennan's Creek from the West Cliff Colliery may offer some explanation for these elevated readings, although further investigation would need to be and/or taken in order to confirm the extent and nature of any such possible impact.

The results continue to indicate a slight decline in river health within the Campbelltown LGA as the location of the sites move downstream, with the worst performing site still located at Cambridge Avenue, Glenfield. The results are not unexpected and most likely due to impacts associated with urbanisation including potential sewage overflow and urban run off.

Round three (3) of the community monitoring is due to be conducted in Spring 2010. The results from this monitoring will be used to produce the third Georges River Health Report Card which is anticipated to be released in early 2011.

Conclusion

The second Georges River Health Report Card was publicly released on 14 October 2010. The card provides a snap shot of river system health based on results from sampling undertaken for the Community River Health Monitoring Program in Autumn 2010.

Overall, the health of the Georges River catchment has been graded as fair and the Upper Georges River (which includes the Campbelltown LGA) was graded as good. These results are generally consistent with those determined in Round One. The results of this program will assist Council in strategic allocation of further resources towards the management of the River.

Officer's Recommendation

That the information be noted.

Committee's Recommendation: (Bourke/Thompson)

That the Officer's Recommendation be adopted.

CARRIED

Council Meeting 16 November 2010 (Kolkman/Thompson)

That the Officer's Recommendation be adopted.

Council Minute Resolution Number 222

That the Officer's Recommendation be adopted.

ATTACHMENT 2

GRCCC River Health Monitoring Project

Report Card Autumn 2010 – Campbelltown Summary (6 Sites)

Rainfall

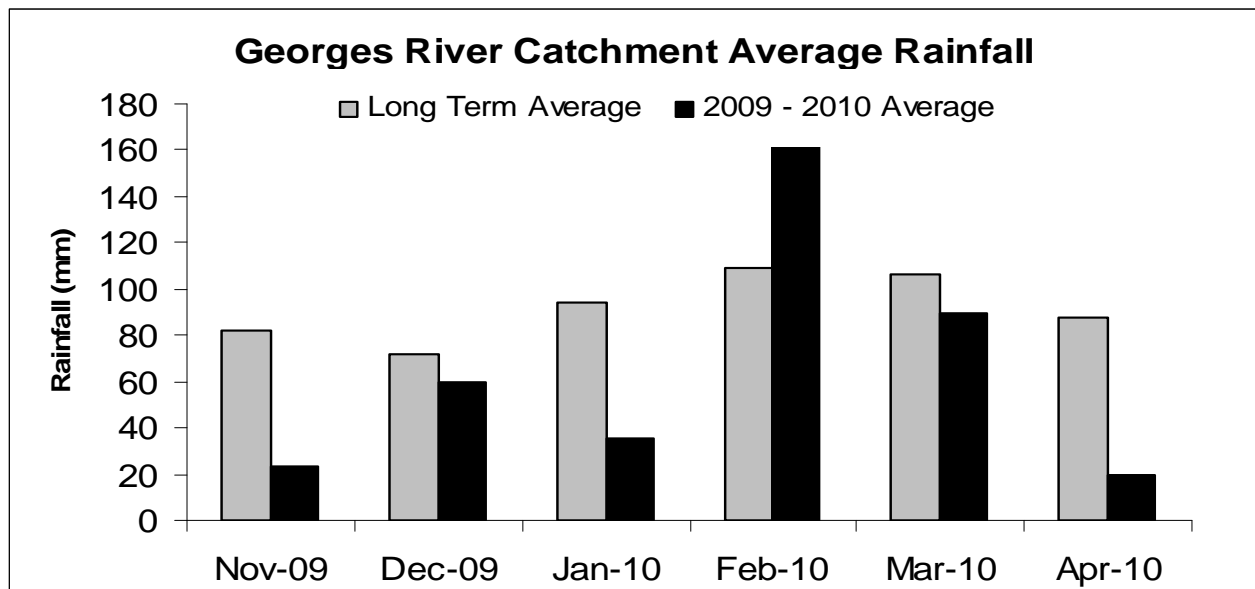


Figure 1: Average monthly rainfall across the Georges River catchment (14 B.O.M monitoring stations)

During the 6 months since the spring 2009 monitoring period (November 2009 to April 2010) rainfall across the Georges River Catchment was below long term averages for all months except February. As a result, autumn 2010 was particularly dry and therefore at the time of monitoring, waterways across the catchment had received little run-off, resulting in lower flow conditions compared to those during the spring 2009 period when localised flooding and high flow levels were observed across a number of sites.

Overall Summary

Table 1: Overall grades of Campbelltown River Health sites

Site	Autumn 2010 Grade	Spring 2009 Grade
Stokes Creek	A+	A
Woolwash O'Hare's Creek	A-	A
Woolwash Georges River	B	B+
Georges River Ingleburn Weir	A+	A+
Georges River Simmo's Beach	B	B-
Georges River Cambridge Ave	B-	C+

No significant changes to overall River Health grades were recorded across Campbelltown sites during autumn 2010 monitoring as seen in Table 1.

Macroinvertebrate summary

Table 2: Macroinvertebrate grades for Campbelltown monitoring sites

Site	Autumn 2010 Grade	Spring 2009 Grade
Stokes Creek	A+	B
Woolwash O'Hare's Creek	A-	A+
Woolwash Georges River	B-	A+
Georges River Ingleburn Weir	A	A
Georges River Simmo's Beach	C+	D+
Georges River Cambridge Ave	B	C+

The Shannon Weiner Biodiversity Index showed no significant change in the measure of the distribution of abundance of taxa throughout the macroinvertebrate assemblage at Campbelltown Monitoring sites. This result indicates that populations of macroinvertebrates have remained stable during the period since spring 2009 monitoring (Figure 2).

In addition, macroinvertebrate richness remained constant across most sites with only slight variations recorded at the Woolwash, Stokes Creek and Ingleburn Weir. Notable improvements to richness were recorded at Simmo's Beach and Cambridge Ave; however the extent of these improvements was not enough to influence the overall grade awarded to these sites.

There was no significant change to SIGNAL scores across most monitoring sites indicative that water quality conditions remained stable between spring and autumn monitoring periods. Slight declines in signal scores were observed at the Georges River at the Woolwash and Cambridge Ave however they were insignificant.

It is unclear at this point whether changes are driven by seasonal lifecycle stages within the macroinvertebrate communities and more will be understood as more data is collected as the study progresses. However it is becoming evident that the macroinvertebrate communities of the Georges River at the Woolwash and Cambridge Avenue are affected by poorer water quality when compared to those at Stokes and O'Hare's Creeks and the Georges River at Ingleburn Weir.

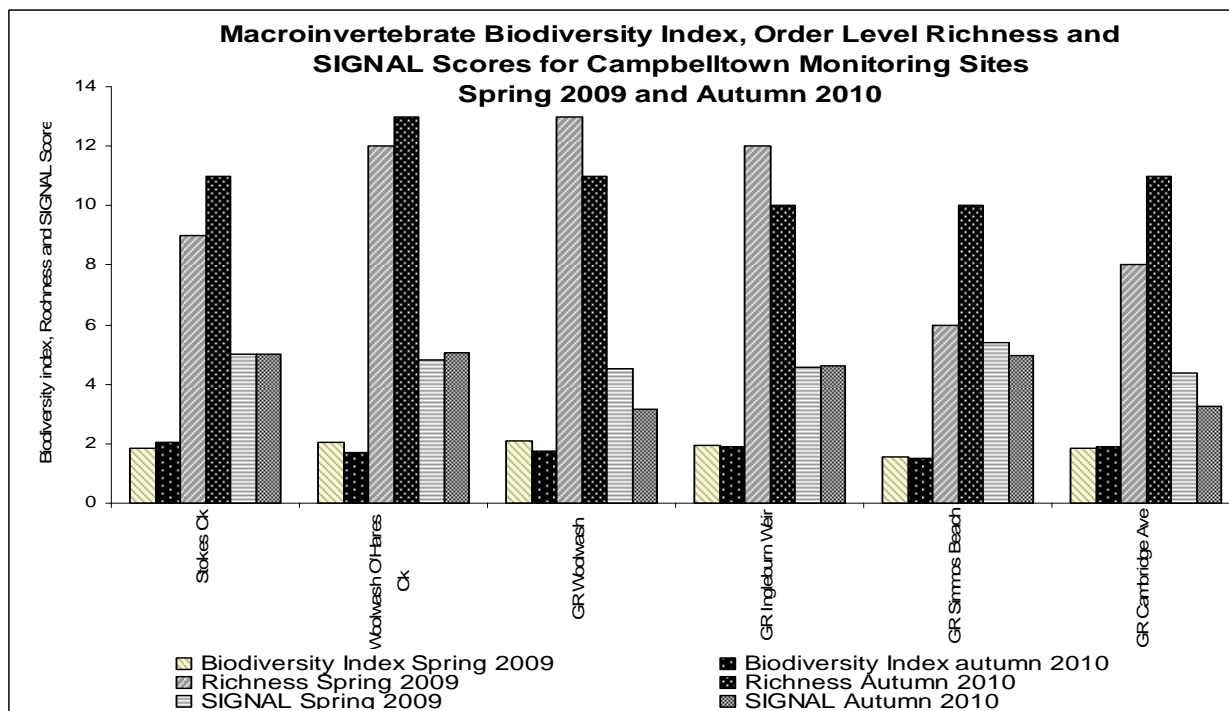


Figure 2: Macroinvertebrate data comparison for Campbelltown sites

Water Quality Summary

Table 3: Water Quality grades for Campbelltown monitoring sites

Site	Autumn 2010 Grade	Spring 2009 Grade
Stokes Creek	A+	B
Woolwash O'Hare's Creek	A+	A+
Woolwash Georges River	B	C+
Georges River Ingleburn Weir	A+	A+
Georges River Simmo's Beach	A+	A+
Georges River Cambridge Ave	B-	B

Water quality remained in excellent condition in O'Hare's Creek and in the Georges River at Ingleburn Weir and Simmo's Beach. Improvements were observed in Stokes Creek and in the Georges River at the Woolwash. Conversely, a marginal reduction in the water quality grade was observed in the George's River at Cambridge Ave as shown in Table 3.

The dry conditions experienced during autumn 2010 are likely to have led to reduced Turbidity levels at the Campbelltown (Figure 3) as all Turbidity levels recorded complied with ANZECC guideline limits of 25 and 50 NTU for upland streams and lowland rivers respectively.

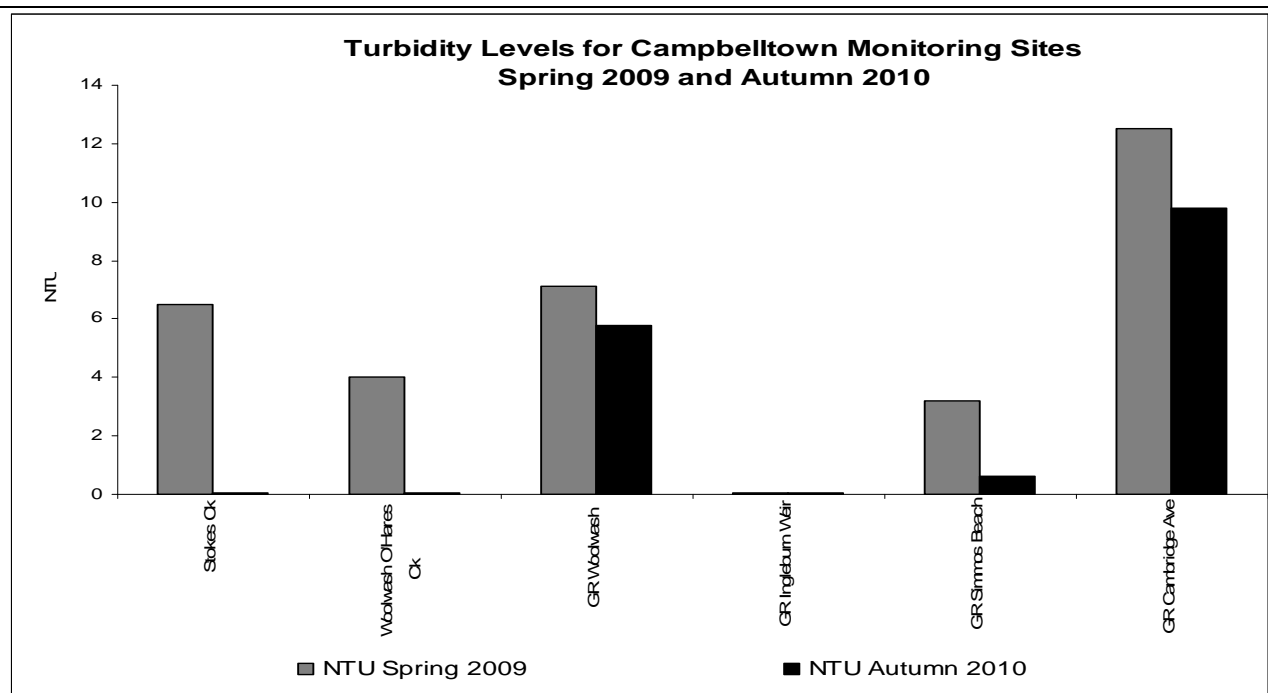


Figure 3: Comparison of Turbidity data for Campbelltown between spring 2009 to autumn 2010

With the exception of the Georges River at Cambridge Ave Dissolved Oxygen (DO) levels remained fairly constant across most sites (Figure 4) with no significant changes observed. During spring 2009 monitoring, DO at Cambridge Avenue was recorded at 132 % saturation, which was likely to be due a dense cover of algae and water plants present at the site and related photosynthetic activity taking place on the extremely hot and sunny sampling day. In contrast the DO reading taken at the site in autumn 2010 was 53.7 %. This level is below the ANZECC guideline value of 85 %. Low DO levels such as this are not uncommon at sites that experience high organic loads due to storm water and urban run-off.

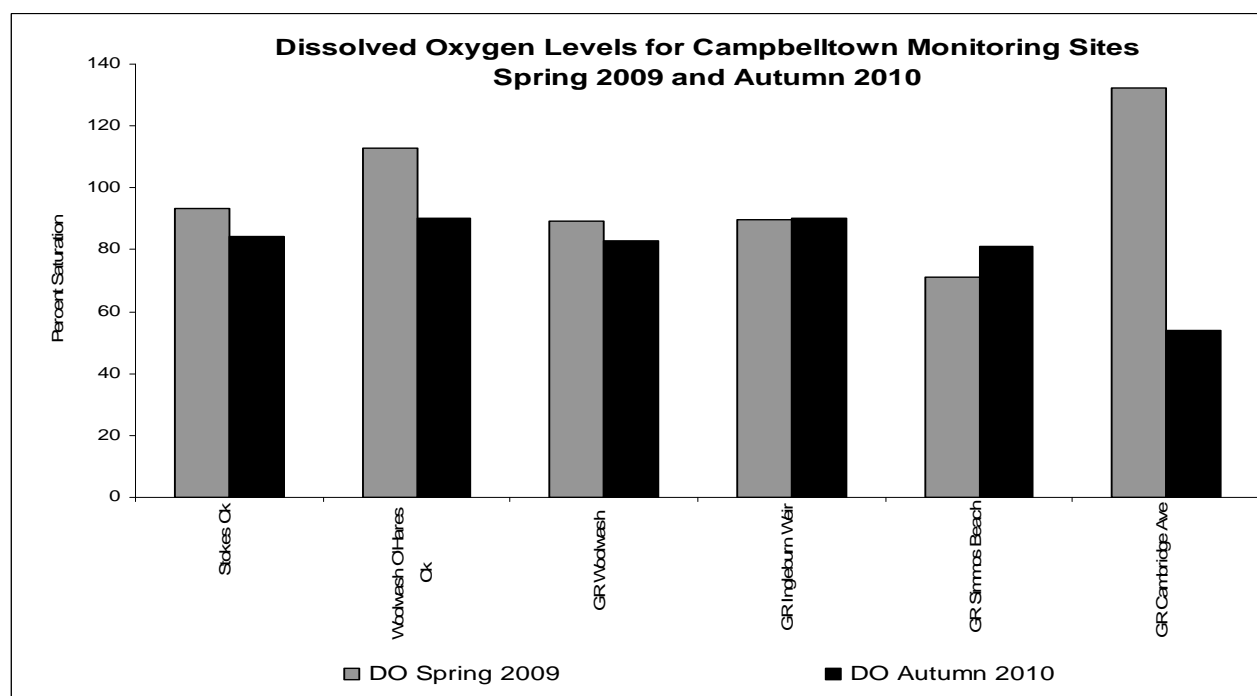


Figure 4: Comparison of Dissolved Oxygen data for Campbelltown between spring 2009 to autumn 2010

Conductivity levels in Stokes and O'Hare's Creeks remained within ANZECC guideline limits (30-350 $\mu\text{S}/\text{cm}$) as seen in Figure 5. However, conductivity in the Georges River at the Woolwash was recorded at 1107 $\mu\text{S}/\text{cm}$, well in excess of the ANZECC high EC guideline limit of 350 $\mu\text{S}/\text{cm}$ (upland stream guideline). The most likely cause of this high conductivity is the release of highly saline waste water from the West Cliff Colliery at Appin. It is likely that low saline flows from Punchbowl Creek reduce the high conductivity of water in the Georges River downstream of the Punchbowl Creek confluence. The aforementioned dilution of saline water is demonstrated in the Georges River at Ingleburn Weir where a significant reduction in Conductivity (370 $\mu\text{S}/\text{cm}$) was recorded, satisfying ANZECC guideline limits (125 - 2200 $\mu\text{S}/\text{cm}$ – lowland river guidelines) and also further downstream at Simmo's Beach and Cambridge Ave.

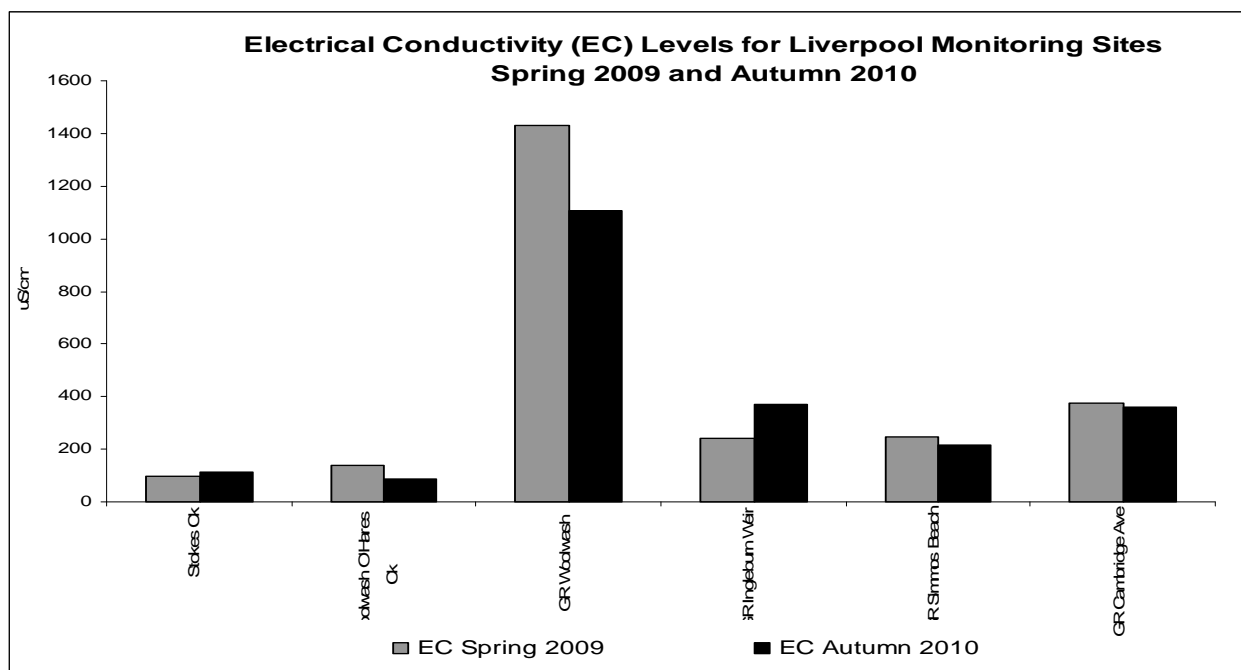


Figure 5: Comparison of Electrical Conductivity data for Campbelltown between spring 2009 to autumn 2010

The pH levels remained fairly constant across monitoring sites (Figure 6) with the only notable variation occurring in Stokes Creek. At this point, with limited data, it is difficult to fully understand what may driving this change, however it is suspected that flow originating from Wianamatta Shale pockets (both surface and sub-surface) which would be slightly alkaline within the Stokes Creek catchment may be influencing the pH level during periods of high rainfall and run-off. The pH in the Georges River at the Woolwash continued to remain high (8.37) and exceed the ANZECC guideline limit for upland streams of 7.50. This result is indicative of water that alkaline and therefore pH conditions have been highly modified from the slightly acidic conditions that are natural for this area. This reading is typical of water degraded by industrial discharge, the most likely source of which is the nearby West Cliff Colliery.

The pH readings improved to more natural levels at Simmo's beach and then declined again to alkaline conditions at Cambridge Ave due to inflows from Bunbury – Curran Creek where the pH level was recorded as 8.13, again in excess of the ANZECC guideline for lowland rivers of 8.0.

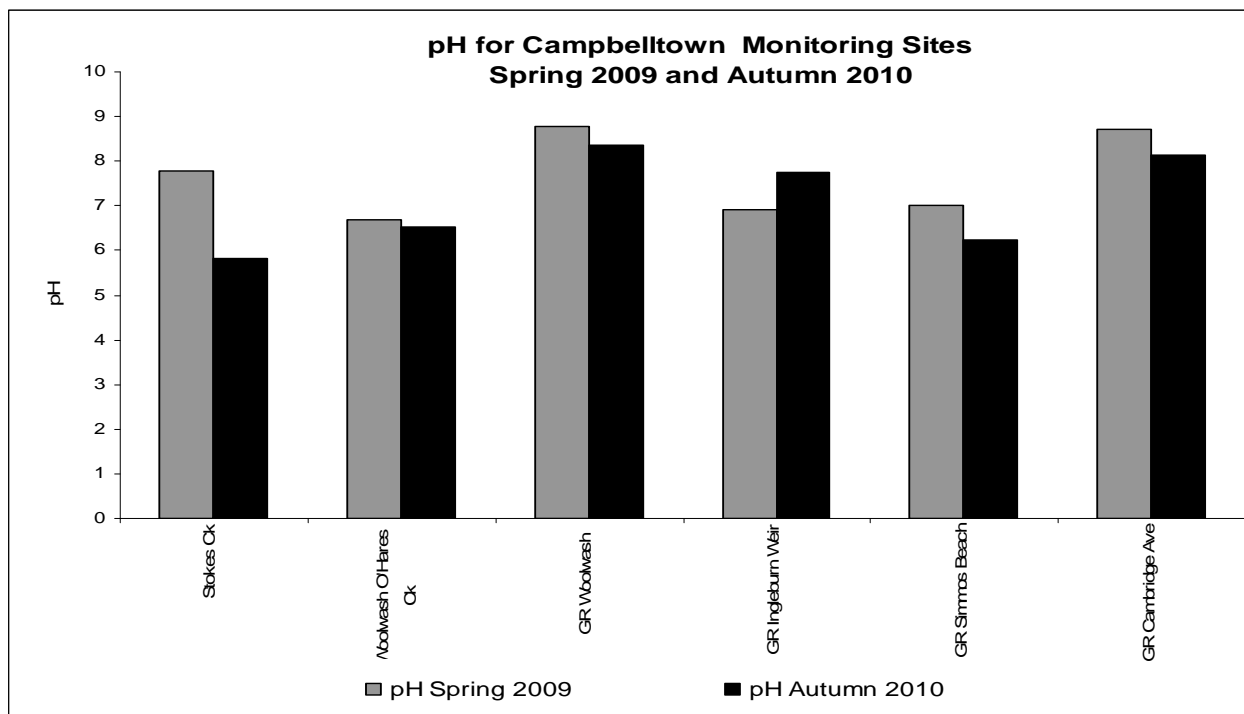


Figure 6: Comparison of pH data for Campbelltown between spring 2009 to autumn 2010

A Total Nitrogen (TN) concentration of 0.40 mg/L was recorded in Stokes Creek (Figure 8), which represents a large increase when compared to spring 2009 monitoring. This result is also above the ANZECC guideline limit of 0.25 mg/L. With limited data, it is difficult to fully understand what may have driven this increase, however it is suspected that flow originating from Wianamatta Shale pockets (both surface and sub-surface) containing higher nutrient contents than surrounding sandstone within the Stokes Creek catchment may have influenced the result. TN in O'Hare's Creek at the Woolwash remained unchanged (0.20 mg/L) and within guideline limits.

A high TN load of 0.50 mg/L, double that of the ANZECC guideline limit was recorded in the Georges River at the Woolwash. This high level of Nitrogen, typically associated with upstream industrial discharge, continues to highlight the probable effect that upstream mining operations are having on the water quality of the Georges River.

A reduction in TN was recorded at Ingleburn Weir, due to the inflow of clean waters from Punchbowl Creek. However as the river flows further downstream toward more highly urbanised areas of the catchment the TN levels increase, as seen at Simmo's Beach (0.30 mg/L) and at Cambridge Ave (0.50 mg/L). Although these concentrations are higher they still comply with the ANZECC guideline limit for lowland rivers of 0.50 mg/L.

Total Phosphorous, (TP) levels across most sites remained low with no significant changes observed except for an increase at Ingleburn Weir where the TP level was recorded at 0.06 mg/L, slightly in excess of the ANZECC guideline of 0.05 mg/L. In addition, the TP level at Cambridge Ave (0.07 mg/L) remained in excess of the guideline limit, however this result still represented a reduction of 0.05 mg/L from spring results and was likely to be due the dry autumn conditions resulting in less urban run-off entering the river.

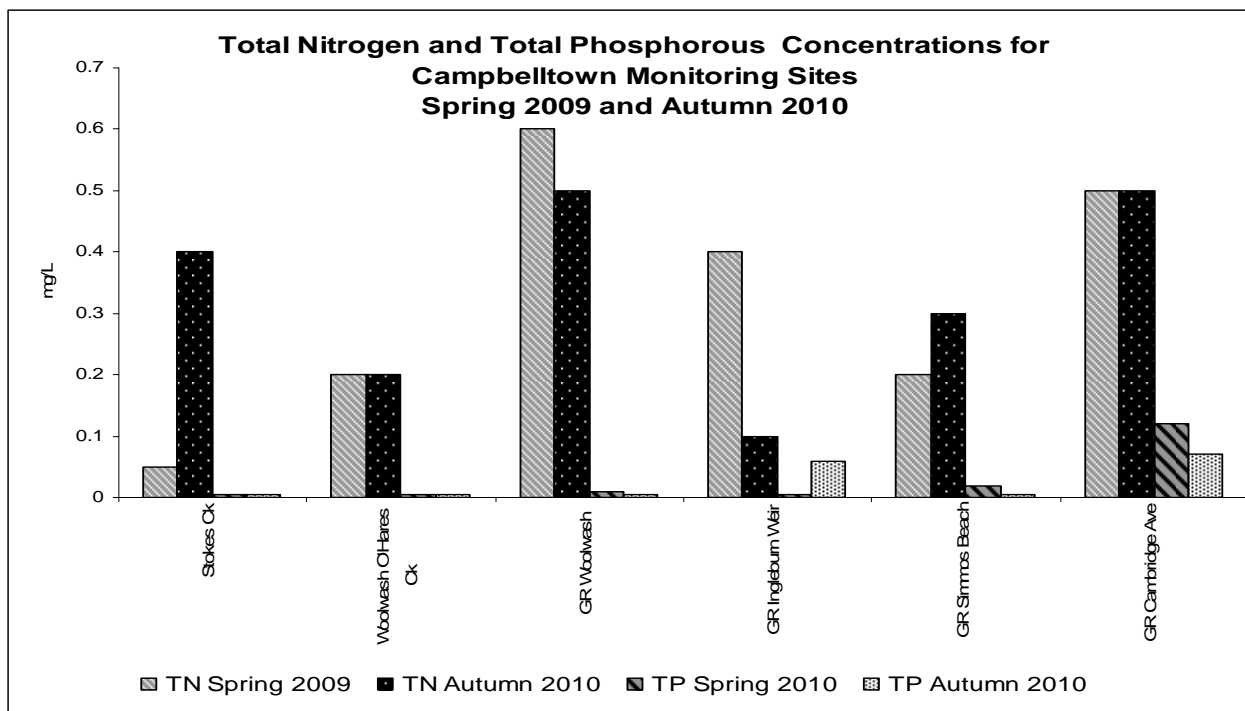


Figure 7: Comparison of Nutrient data for Hurstville between spring 2009 to autumn 2010

The results of water quality testing during the autumn 2010 sampling period continue to provide evidence of the effect of industrial discharge on the Georges River, with discharge from the nearby West Cliff Colliery being the most likely source. Evidence of these impacts was recorded as far downstream as the Woolwash with water quality only improving slightly due to clean flows from O'Hare's and Punchbowl Creek. Improved water quality then persists for some distance downstream until the Georges River enters the urbanised area of Campbelltown LGA where urban run-off begins to adversely affect water quality; these findings are further supported by the reduction in macroinvertebrate diversity and SIGNAL scores as discussed in the previous macroinvertebrate summary.

Vegetation Summary

Vegetation surveys were conducted during spring 2009 monitoring and will not be repeated during the life of this project unless a significant change is observed at a particular site, such as mass revegetation or clearing, in which case a new survey will be performed and reported.

As no changes were observed during autumn 2010 monitoring, the grades for vegetation will remain as they were reported in the spring 2009 summary and have therefore not been included in this report card.

2.2 State of the Environment 2009/2010

Reporting Officer

Manager Environmental Planning

Attachments

Campbelltown City Council 2009-2010 State of the Environment Report (distributed under separate cover).

Purpose

To present the Campbelltown City Council 2009/2010 Supplementary State of the Environment Report to Council for endorsement prior to its submission to the New South Wales Division of Local Government by 30 November 2010.

History

Council at its meeting on the 16 November 2004 resolved to:

Prepare a Comprehensive State of the Environment (SoE) Report every four years as required under the Local Government Act 1993, and Supplementary SoE Reports during the interim reporting periods".

The purpose of the Supplementary SoE Report is to provide a summary of the environmental attributes of respective Local Government Areas (LGAs), the human impacts on that environment, as well as present a public record of the activities of government, industry and the community in protecting and restoring the environment. Accordingly, the Report is utilised by Council to assess its progress towards sustainability and assist it in further following the principles of Ecological Sustainable Development (ESD).

A comprehensive report is required to be prepared every four (4) years and was last prepared for the 2008/2009 reporting period. Supplementary SoE reports are required to be submitted for each intervening year. This year's Report, the 2009/2010 SoE Report, is a supplementary report and provides an overview of Council's environmental achievements during the 2009/2010 reporting period as well as an account against annual environmental indicators.

The Local Government Act 1993 requires the SoE Report to address the environmental sectors of land, air, water, biodiversity, waste, noise, Aboriginal heritage and non-Aboriginal heritage. Council's SoE Report achieves this through the compilation of seven (7) detailed and discernable sections within the body of the Report:

- Our Land;
 - Our Biodiversity;
 - Our Waste;
 - Our Water;
-

-
- Our Community;
 - Our Heritage; and
 - Our Air.

It should be noted that based on advice from the NSW Division of Local Government, it is anticipated that this will be the last SoE report to be compiled in the current format. Under the recently adopted integrated planning and reporting reforms, councils will be encouraged to strengthen their annual reporting arrangements through the ability to prepare their SoE Reports in an integrated way and in line with the environmental objectives of its Community Strategic Plan (for example focussing on the environmental issues of concern to their local community and issues within Council's influence).

Report

In keeping with the Ecological Sustainable Development context of the SoE Report, Council has compiled and designed the document 'in-house'. Additionally, the SoE Report has been printed on recycled paper. This has delivered considerable cost savings to Council.

The 2009/2010 SoE Report summarises the major environmental achievements made by Council during the 2009/2010 reporting period. In addition, the Report provides an account of Council's progress against identified annual environmental indicators where the information is available. Key attributes from the 2009/2010 SoE Report are summarised below:

1. Our Land

a. Plan of Management for Marsden Park

Marsden Park forms the open space component of the Park Central precinct, which is located between Campbelltown Public Hospital and the Macarthur Square shopping complex. The Park was constructed in stages by Landcom and has become a regional and public facility with a high level of recreational usage. The Park is comprised of a series of created wetlands, park areas and remnant Cumberland Plain Woodland (a Critically Endangered Ecological Community protected under both State and Federal legislation).

In early 2009, Council was successful in obtaining a \$46,000 grant from the Sydney Metropolitan Catchment Management Authority (SMCMA) for the development of a Plan of Management for Marsden Park. The draft Plan of Management for Marsden Park was prepared in the second half of 2009 and publicly exhibited between November 2009 and February 2010. During the exhibition period, the draft Plan was available for viewing at local libraries, Council's website and the Civic Centre and a public meeting was held as a further part of the consultation process. The feedback received by Council welcomed the preparation of the draft Plan and was largely positive with most comments relating to traffic movement and parking availability within Park Central and recreation facilities. The Plan was subsequently adopted by Council as a policy document for the management of the Park in June 2010.

In accordance with the requirements of the funding program, a focus of the Plan relates to water quality and stormwater and flooding control issues associated with the substantial wetlands located within Marsden Park. However, the Plan also recognises the recreation value of the wetland, bushland and parkland components of the Park and their relationship to the Park Central precinct. In addition, it also addresses traffic movement and parking availability related issues within Park Central that are of relevance to the management of the Park. The Plan can be viewed on Council's website and will be implemented over the next 10 years based on identified priorities.

b. Simmos Beach Track Restoration

A project to upgrade a 500 metre (m) section of existing walking track at Simmos Beach Reserve, Macquarie Fields, one of the City's most scenic and popular recreation areas was completed during the reporting period. The works were undertaken as a part of the implementation of Council's adopted Plan of Management for the Reserve.

The works involved the upgrade of a 260m section of existing track, easily accessible from a car parking area, which enables wheelchair users and people with reduced mobility, to experience some of the bushland within the Reserve. In addition, a viewing area overlooking the Georges River was installed to provide the community, including wheelchair users, with a view of the River and surrounding bushland.

Detailed design plans to provide guidance for the track upgrading that incorporated previous components of the project were prepared. This planning included the preparation of an Aboriginal Cultural Heritage Management Plan, a disability access audit and targeted flora surveys for the presence of threatened species. In addition, an Assessment conducted under Part 5 of the Environmental Planning and Assessment Act 1979 concluded the works would not have a significant impact on the endangered ecological community it traverses or any threatened species identified in close proximity to the track.

The works were jointly funded by Council and the NSW Department of Planning under the Metropolitan Greenspace Program.

It is anticipated that by providing greater access to the site that this will assist in the promotion of the area and raise awareness of the need to conserve such areas. It is important that this area be conserved as it contains habitat for a range of different species, including the koala and the Shale/Sandstone Transition Forest, which is listed as an endangered ecological community at both a State and Federal level.

2. Our Biodiversity

a. Bushland Restoration Works

During the reporting period Council continued on-ground bush restoration works on several key project sites including at Botany Place, Kentlyn under the auspice of the *Upper Georges River* Koala Habitat Restoration Program and at Redfern Creek, Ingleburn under the auspice of the Rehabilitation and Community Education Program. Both programs are based on funding from the Sydney Metropolitan Catchment Management Authority, with Council now acting as an environmental steward. Both sites had 1,000 endemic tubestock planted, with seed sourced locally. These works aim to restore the endangered ecological community Cumberland Plain Woodland that grows on the site.

In 2010 Council, propagated and planted 3,900 endemic tube stock seedlings across three (3) strategic environmental restoration sites: Milton Park (Ingleburn); Botany Place (Kentlyn) and Redfern Creek (Macquarie Fields). The seedlings were the result of a council program in partnership with NSW Corrective Services whereby the seeds were sourced from the respective sites by a qualified seed collector and propagated by the Dawn de Laos Nursery at the Silverwater Detention Centre. The use of local provenance species assists in maintaining local genetic diversity as well as preserving local biodiversity.

This restoration program achieved the following key outcomes:

- An improvement of the habitat for indigenous aquatic and riparian flora and fauna;
- An increase to the visual amenity of sites; and
- The strengthening of currently degraded, resilience depleted areas against future weed colonisation and the establishment of related threats, by reconstructing a diverse range of native plant species.

Council officers have used 'industry best practice' bush restoration techniques as well as seeking licensing approvals from the NSW Department of Environment, Climate Change and Water (National Parks & Wildlife Service), given the sensitive nature of the endangered ecological communities growing on the site. The works will aid in the longer term recovery of the endangered communities as well as providing immediate relief from the impact of aggressive weed invasion. Natural regeneration of native areas is promoted, with new infill tube stock plantings to be installed in areas of lower ecological resilience.

b. Sustainable Planting Policy

In November 2009, Council endorsed its Sustainable Planting Policy. The Policy aims to assist Council with the management of biodiversity on its own land through providing guidance on appropriate planting arrangements.

The Policy is applied to public land that is owned, managed and maintained by Council.

The Policy utilises existing Council documents and guidelines to assist in the selection of appropriate species for planting in the public domain. These documents include the Native Gardening Guide for the Campbelltown Area, The Campbelltown Tree Planting Guide, The Removal of Fallen Trees and Branches Following Storm Events Fact Sheet, and The Neighbourhood Tree Disputes Fact Sheet.

Key aspects of the Policy include:

- a commitment to use local endemic species when planting on public land, where appropriate;
- a commitment to plant species, where possible, that are propagated from seedstock collected within the Campbelltown LGA;
- guidelines to guide plant selection in this process; and
- acknowledgement that Council may give consideration to using non-endemic species when situations warrant such an approach.

The Policy reflects Council's ongoing commitment to enhancing the conservation of local biodiversity.

3. Our Waste

a. Recyclables Drop Off Day

The second Free Recyclables Drop-Off Day was held by Council in January 2010 and provided an opportunity for residents to drop off any excess recyclable materials that can normally be disposed of in their yellow-lid recycling bin at home. For the first time, residents were also able to drop off polystyrene, which cannot be disposed of in domestic recycling bins, and is a material that is commonly accumulated around the festive season.

The event, which was sponsored by WSN Environmental Solutions, SITA Environmental Solutions and the Colossal Box Company attracted 215 vehicles. Participants disposed of over 4 tonnes of recyclable materials, which is equivalent to filling around 350 domestic recycling bins. This total was made up of around 3.3 tonnes of paper and cardboard and just over 1 tonne of mixed recyclable containers such as plastic bottles and containers, glass bottles and containers and aluminium cans. A total of 35 cubic metres of polystyrene was collected on the day meaning instead of going to landfill, it will now be recycled into new products such as timber-look blinds, decking and compact discs.

b. Recyc-Olympics

Following an invitation from Housing NSW, Council staff attended the Macquarie Fields Community Fun Day in May 2010 which was organised by the Macquarie Fields Community Activities Group.

Based on past experiences at other events of this nature, it was agreed that the most effective way to involve the community would be to provide a waste-related interactive and educational activity for the children present on the day. From this foundation, the 'Recyc-Olympics' activity was developed and undertaken for the first time at the Community Fun Day.

The 'Recyc-Olympics' is a relay race where each team is provided with a set of small mobile garbage bins (garbage, recycling and garden organics, each with the appropriately coloured lid), as well as a corresponding set of mock waste items. The race continues until all items have been 'disposed of' in the set of bins.

At the conclusion of each race, the teams take part in a 'bin inspection' where the contents of their bins are checked, and any items put in the wrong bin are identified. The correct disposal method of each of these items is then explained to the participants.

The activity proved to be very popular with participants of all ages, and was successful in teaching the children about the correct disposal of household items, the importance of recycling, and the environmental benefits of keeping contaminants out of organics and recycling bins.

Due to the popularity of the activity, 'Recyc-Olympics' has been run again at other events, and is now provided to local primary schools as a supplement to the sustainability subjects in the school curriculum.

3. Our Water

a. Water Quality Testing

Council is committed to the sustainable management of water resources and improved water quality within the LGA. Subsequently, over the past 35 years, Council has intermittently conducted a Water Quality Monitoring Program (WQMP), which has involved water quality testing at a number of strategically selected sites within the LGA. The program, which was first instigated in 1973, has undergone a number of significant changes, including amendments to the locations targeted, the methods used to capture, analyse and interpret the samples, as well as the frequency at which the sites are sampled.

Council's current WQMP was initiated in 2005 and includes the sampling and monitoring of fourteen (14) strategically selected sites within the Georges River and the Nepean River Catchments against National Guidelines for Fresh and Marine Water Quality developed by the Australian and New Zealand Environment and Conservation Council (ANZECC 2000). Sampling sites were selected due to their accessibility (ease of access and adequate stream flow) as well as their recreational, ecosystem and strategic values. It is also considered that the sites are representative of the land uses within both catchments. Results of the 2009/10 WQMP can be found in the indicators section of the Report.

In 2009/10 Council commenced a review of its water quality monitoring program. The review aims to analyse the program's effectiveness and ensure that it meets Council's and the community's needs. Recommendations are anticipated to be available in the 2010/11 financial year.

b. Golf Course Urban Sustainability Project

The Urban Sustainability Campbelltown Golf Course Project is a partnership between Council, Campbelltown Golf Club and the NSW Environmental Trust. The project aims to improve water quality within the headwaters of the Bow Bowling Creek, a tributary of the Georges River located within the Campbelltown Golf Course.

The 3 year project which began in January 2009 aims to implement a range of sustainability measures, including bush regeneration works, soil and water quality testing, weed control and improved irrigation water efficiency. The project will also involve the replanting of existing wetlands, seed collection and propagation. A site specific Sustainable Environmental Management Plan is being developed to coordinate sustainability initiatives across the golf course site, and through course operations.

The first phase of the project (Year 1 - 2009) focused on project planning, the Project Business Plan and the establishment of a Project Steering Committee.

Phase 2 of the project (Year 2 - 2010) involved the development of a Sustainable Environmental Management Plan (SEMP) and the implementation of the management actions identified in the SEMP.

As part of Phase 3 (Year 3 2011) of the project on ground initiatives and SEMP implementation will continue.

Key works that were undertaken during the reporting period include:

- Formal approval by the funding body for the project business plan;
- Project Launch;
- SEMP initiation workshop and draft SEMP and Environmental Management System developed;
- Media coverage;
- Wetland restoration works involving African Olive removal, Blackberry spraying and the commencement of wetland species propagation;
- The commencement of endemic seed collection, with 3,000 tubestock propagated; and
- The planting of 1,250 endemic tubestock in May 2010 by students from 5 local schools.

5. Our Air

a. Carbon Neutral 'Fishers Gig'

Recognised as being Macarthur's largest youth entertainment, arts and cultural event, Fisher's Gig is held annually in conjunction with the renowned Festival of Fisher's Ghost community celebration. Operated by local youth, Fisher's Gig provides a supportive environment for volunteers to develop skills in event management and performance.

Recent community consultation identified that young people across Campbelltown have generally demonstrated a high awareness of environmental issues, and shown a strong willingness to participate in local environmental initiatives. In partnership with the event organising committee, it was considered appropriate that Council pilot its first ever 'entirely' sustainable event at Fisher's Gig 2009 by:

- purchasing renewable energy to offset emissions associated with the energy consumption of the event;
- planting trees to sequester emissions associated with attendee and performer transport; and
- ensuring recycling bins were made available at the event.

The event was held on 7 November 2009 at Bradbury Oval and featured three (3) well-known Australian headlining acts and six (6) local bands. On the day, the significance of Council's carbon-neutral efforts were highlighted through event signage and promotional messages, and attendees were also encouraged to sign on for the tree planting day the following weekend.

With the help of 20 volunteer young people, 50 native trees were subsequently planted at a site within the Bradbury Oval complex adjacent to the location of the 'Gig' event.

b. Energy Savings Action Plan

In mid 2007 Council endorsed the Campbelltown City Council Energy Savings Action Plan, which identified Council's top thirteen (13) energy-using assets and activities and developed a list of cost effective and administrative energy saving measures.

The development of Council's ESAP was a proactive step towards the strategic implementation of energy efficient initiatives throughout the organisation. In this regard, Council's ESAP was written to accommodate a large variety of cost effective initiatives that were linked to Council's financial planning process.

Council continues to implement the initiatives in accordance with the action list contained within the Plan. Initiatives implemented to date have resulted in Council achieving an implementation status of 57%.

In maintaining the integrity of the Plan and ensuring that initiatives are still feasible and effective, a review of the initiatives contained in the action list was undertaken during the reporting period. Due to advances in technology three (3) modifications have been made, as well as two (2) deleted, due to a facility closure and insufficient information being available.

In addition to the actions contained within the ESAP, Council continues to promote the responsible use of energy to its employees through staff engagement programs. This has resulted in various sections within Council adopting informal localised energy saving processes, including turning off the photocopier and computer monitors at the end of the day, reducing printing where achievable, printing double sided and recycling unwanted paper.

Council is currently undertaking a detailed energy meter audit and review of its energy usage recording and reporting processes. The review will provide Council with information regarding the streamlining of its energy systems and the development of more formal reporting processes.

Council's ESAP has provided a framework for the implementation of energy efficient practices and technologies. The first Annual Review identified areas where Council could enhance its approach, and areas where Council could be seen as an industry leader. Over the next year, Council's Sustainability Committee will continue to drive the implementation of energy efficient technologies, as well as investigate additional initiatives for Council to pursue.

Council is currently in the process of undertaking a second Annual Review. The results will be reported to Council and submitted to the Department of Environment, Climate Change and Water in late 2010.

6. Our Heritage

a. Local Heritage Fund

Council promotes the conservation and maintenance of privately owned heritage items in the Campbelltown LGA through the provision of funding under its Local Heritage Fund program. The Fund is available to all owners of heritage listed places for repair and maintenance works. The funding is provided on a dollar for dollar basis, with a maximum amount of \$1,500 per applicant each financial year.

In the 2009/2010 financial year, Council considered and approved funding for four separate projects relating to the following heritage items:

- Denfield House, Appin House;
 - St Peters Anglican Church;
 - St Peter's Anglican Pioneer Cemetery; and
 - The Pines House, Menangle Park.
-

7. Our Community

a. Campbelltown Social Plan 2010-2012

During the reporting period Council undertook a review of the Campbelltown Social Plan 2004-2009 and prepared the Campbelltown Social Plan 2010-2012. The plan was endorsed by Council in February 2010 and updates the previous plan with recent demographic analysis, economic, crime and health statistics, changes to public policy, as well as providing a direction based on increased awareness and the importance of social issues affecting Campbelltown.

The 2010-2012 builds on successful actions undertaken during the previous five (5) years, including improved coordination between local service providers, improvements to amenity including tree planting and other beautification projects, delivery of an extended bike path network, and leadership on issues important to Campbelltown such as public transport and congestion on the M5.

Relevant findings, arising from community consultations undertaken as part of the review of the Social Plan, indicated that the community either value or have a strong desire to ensure the following:

The retention of a 'country' atmosphere of the Campbelltown area and surrounds;

- Council's public parks;
- More parking and disabled parking near railway stations which will help to encourage public transport patronage;
- Increased street plantings and other beautification projects;
- Heritage significant items are maintained and restored;
- Youth value the environment highly;
- Protection of items of aboriginal cultural heritage; and
- There is a concern regarding air pollution in the Campbelltown region.

b. Macarthur Nature Photography Competition

The competition is a Macarthur-wide initiative which seeks to actively engage people with the local environment through nature photography. A number of photography walks are held in bushland areas throughout the region, with the competition culminating in an awards night and travelling photography exhibition.

In 2009, the competition was expanded as new categories were introduced and more sponsors became involved. Council has been the major sponsor and administrator of the event since its commencement in 2007.

The 2009 competition was held in conjunction with the Festival of Fisher's Ghost, with 160 entries received. Prizes were issued to first, second and third place in four (4) categories including 'people's choice'. The guest speaker at the 2009 awards night was the head veterinarian at Taronga Zoo.

In addition to the travelling exhibition at various Council facilities, an online Flickr account was created which allowed the photos to be viewed via a link on Council's website, providing greater public access to the artwork.

c. Aboriginal Child, Youth and Family Strategy

Campbelltown City Council coordinated the development of a number of projects aimed at providing support to Aboriginal families under the auspice of the Aboriginal Child, Youth and Family Strategy. The Aboriginal Child, Youth and Family Strategy is the NSW Government's prevention and early intervention strategy which focuses on addressing the needs around safety, health and well-being of Aboriginal children, young people and their families.

The projects coordinated by Council included:

- the production of a parenting book titled 'Growing up Strong Kooris',
- a resource for Aboriginal and Family Workers in the South West Sydney region of NSW;
- an Aboriginal Service Directory, which aims to provide contact details for a wide range of community services, information and resources, that are both Aboriginal-specific and mainstream for Aboriginal peoples living in the South West Sydney Region; and
- 'Stickybeak Tours' for Young people of the Aboriginal community, were held in April 2010 during National Youth Week. Participants went on a bus tour and visited youth services in the area and undertook activities including a treasure hunt to find out as much information about the service as possible.

Conclusion

The 2009/10 supplementary SoE Report provides an overview of the major achievements of Council in respect to the environment as per the seven (7) identified areas of: Our Land, Our Biodiversity, Our Waste, Our Water, Our Air, Our Heritage and Our Community. In addition the report provides an assessment against identified annual environmental indicators, which will be utilised to produce and analyse long term trends. Within each of these areas, key threats have been identified, any new environmental impacts or trends identified and Council's response to them outlined. The local impacts that have been identified reflect concerns of the Council and the community.

It is anticipated that this will be the last SoE Report presented in the current format. Under the recently adopted Integrated Planning and Reporting Framework future reporting will be in line with the environmental objectives of its Corporate Community Strategic Plan and will provide for a greater community-driven direction.

Officer's Recommendation

1. That Council endorse the 2009/2010 State of the Environment Report in accordance with Section 428 of the Local Government Act 1993.
2. That Council submit the 2009/2010 State of the Environment Report to the NSW Division of Local Government prior to 30 November 2010.

Committee's Recommendation: (Bourke/Greiss)

That the Officer's Recommendation be adopted.

CARRIED

Council Meeting 16 November 2010 (Kolkman/Thompson)

That the Officer's Recommendation be adopted.

Council Minute Resolution Number 222

That the Officer's Recommendation be adopted.

2.3 Council's Energy Savings Action Plan - Second Annual Review

Reporting Officer

Manager Environmental Planning

Attachments

Energy Management Review (distributed under separate cover).

Purpose

The purpose of this report is to inform Council of the major findings of the second Energy Savings Action Plan (ESAP) annual review.

History

In May 2005, the NSW Government introduced a legal requirement for designated high-energy users and local councils with a population of greater than 50,000 within their respective Local Government Areas (LGA) to prepare an Energy Savings Action Plan (ESAP) in accordance with guidelines prepared by the Department of Energy, Utilities and Sustainability (DEUS - the then program administrators). This legal requirement was formalised by the *Energy Savings Order 2005* and is underpinned by the Energy Administration Amendment (Water and Energy Savings) Act 2005.

Council's ESAP was presented to the Planning and Environment Committee in March 2007. In May 2007, Council endorsed the Plan, which was later submitted to, and approved by the Minister for Environment, Climate Change and Water (DECCW) on 14 February 2008.

Since the adoption of Council's ESAP, Council has been presented with a number of reports detailing its progress toward the implementation of the energy savings measures outlined within the Plan. Of note, in August 2009 Council considered and endorsed a report which provided findings from the first ESAP annual review.

Report

Council's Energy Savings Action Plan

In December 2006, Council engaged a consultant to assist with the development of its ESAP. The consultant was required to not only satisfy the DEUS guidelines, but to also review, capture, and where appropriate integrate Council's existing greenhouse gas reduction initiatives within the Plan. It is for this reason that Council's ESAP extends beyond the requirements of the DUES guidelines by including a further three (3) energy intensive activities conducted within Council, being passenger fleet, heavy plant and street lighting.

The Plan is a four (4) year strategic document, and subsequently is effective until the 14 February 2012. Within the 4 year period of the Plan, Council is required to provide annual reviews to the Department of Environment, Climate Change and Water (DECCW – the programs current administrators) detailing its progress toward the implementation of the recommendations contained within the Plan.

Council's ESAP consists of seven (7) main components, including:

1. An analysis of Council's energy consumption at its top 13 energy-consuming sites/activities during a defined baseline year. Council's ESAP identified the 2006 calendar year as its baseline year.
2. A review of the energy management systems and approaches in place, including the identification of their strengths and weaknesses.
3. The development of an Energy Management Action Plan to assist with achieving managerial support.
4. A breakdown of the energy consumption at each of the sites, including the identification of an energy reduction target and the development of an 'Implementation Action Plan' to assist with the achievement of each energy reduction target.
5. A list of Key Performance Indicators (KPI) for each of the sites.
6. An overview of the Energy reduction targets for each of the sites, and their corresponding greenhouse gas reduction targets.
7. Detailed technical reviews for each of the sites, which include:
 - The identification of energy sources (gas, electricity or both);
 - Historical energy usage;
 - Typical load profiles and peak demands for winter, summer and public holidays;
 - Information on power factor correction and the need for power factor correction based upon analysis of how efficiently the site is functioning;
 - Tariff analysis;
 - An analysis of the 'energy end users'. Depending on the type of asset these may include: lighting, kitchen appliances, office appliances, heating ventilation and cooling, plant room equipment, space heating, pool heating and hot water services.
 - A summary of each of the appliances broken down into functional areas (e.g. for the civic centre - level 1 office; level 1 kitchen etc) at the site including number, rating, total demand, load factor, hours of operation during the day and annual consumption.

With regard to point 4, (above) the Implementation Action Plan has four (4) main components, including;

- Actions which can be integrated with programmed building works;
- Actions that can be integrated with reactive (maintenance) building works;
- Actions that can be implemented with external funding assistance; and
- Actions that can be implemented by augmenting existing governance and administrative functions within Council.

Actions that require investment in capital equipment or some other form of financial expenditure have been prioritised based on a relatively simple pay back period analysis, while non-pecuniary actions have been prioritised based on the expected time of implementation for the respective action. In general, those actions with financial implications have been identified through the 'Technical Review' component of the draft ESAP, whereas those of a more administrative nature have been identified through the completion of the ESAP Management Review.

Actions requiring financial expenditure have been further classified as being either 'cost effective' or 'potentially cost effective'. 'Cost effective' actions, in most instances, have relatively short payback periods (less than 4-5 years) and do not require substantial financial investment. Initiatives characterised as 'potentially cost effective' are considered to be those with a greater pay back period and may require grant funding.

The development of Council's ESAP was viewed as an opportunity to provide further guidance and direction toward the strategic implementation of energy efficient initiatives throughout the organisation. As a result, Council's ESAP was written to accommodate a large variety of cost effective initiatives within the four-year life of the Plan. In ensuring that the Plan was as comprehensive, realistic and achievable as possible, Council established an Energy Performance Group (now the Sustainability Committee), whose members include all levels and relevant sections within Council. The development and implementation of the ESAP, its recommendations and the preparation of Annual reviews are the responsibility of this Committee.

Council's Energy Savings Action Plan Annual Review

The purpose of the Annual Review was to assess and demonstrate Council's progress towards the implementation of administrative and 'cost effective' actions identified in its Plan.

The second ESAP Annual Review comprises three (3) main components:

1. Annual report on energy use

i. Methodology:

For each of the assets/activities identified in the ESAP, Council was required to examine its energy (gas and electricity) consumption and greenhouse gas emissions during the 2009 calendar year, and compare it against the energy consumption and greenhouse gas emissions recorded during the 2006 calendar year (baseline year).

In the context of the ESAP, Council's baseline energy calculations had to include energy that was imported to the site (primary energy), and energy that was consumed by stationary equipment [such as Natural and Liquid Petroleum Gas (LPG)]. The inclusion of other forms of energy, such as petrol and diesel consumed by passenger vehicles and heavy plant was optional. Although Council included these activities in its ESAP, Council is not statutorily required to review its achievements and include them in the Annual Report to the DECCW.

ii. Outcomes:

Table 1 provides an overview of Council's energy consumption comparing the 2006 calendar year (baseline year) against the 2009 calendar year (second annual review year). The following outcomes are noted:

- Overall Council's top nine (9) assets achieved a collective energy reduction of 599 GJ.
 - Despite the introduction of energy efficient 'Green Street' Lamps in 2006, Council's street lighting network experienced the largest energy consumption increase of 2,229 GJ. This increase is considered to be the result of additional lighting being installed in new stages of subdivisions including Macarthur Gardens, Park Central and Glenfield, as well as upgrades to pre-existing areas where it was found that the lighting did not meet relevant street lighting standards. There were also increases to lighting associated with Housing NSW development in a number of suburbs.
-

Table 1: Energy usage (including electricity and gas) identified in Council's 2006 ESAP baseline year, 2008 first annual review and 2009 second annual review. A comparison against the 2006 calendar year (baseline year) and the 2009 calendar year (2nd annual review) is provided and will be reported to the DECCW.

Asset	2006 Baseline year	2008 1 st annual review year	2009 2 nd annual review year	Comparison between the 2006 calendar year (baseline year) and the 2009 calendar year (2 nd annual review year).	
	Energy usage (GJ)	Energy usage (GJ)	Energy usage (GJ)	Energy difference (GJ)	Reduction in energy usage?
Civic Centre / Civic Hall	6,070	6,172	5,907	- 163	Yes
Eagle Vale Leisure Centre	9,120	7,488	8,741	- 379	Yes
C'town Swimmin g Centre	8,554	6,354	8,185	- 369	Yes
Macquari e Fields Swimmin g Centre	6,908	5,465	6,991	84	No
H.J Daley Library	2,467	2,346	2,910	443	No
C'town Arts Centre	2,968	3,243	2,951	- 17	Yes
Airds Indoor Centre	2,157	4,400	2,062	- 95	Yes
Depot – Sark Grove	629	597	538	- 91	Yes
Parklands Child Care Centre	101	534	89	- 12	Yes
TOTAL	38,974	33,600	38,375	- 599	Yes
Street lighting	26,258	28,616	28,487	2,229	No

A review of the energy consumption of the Parklands Child Care Centre revealed a metering anomaly which has been rectified.

With regard to Council's passenger fleet and heavy plant, the Annual Review identified that Council has achieved its ESAP recommendation of attaining a passenger fleet with a proportion of at least 85 per cent (%) of 4 cylinder vehicles by 2011. In fact, 92% of Council's passenger vehicle fleet currently comprises 4 cylinder vehicles. With regard to the heavy plant, Council continues to achieve its ESAP recommendation of using Biodiesel wherever possible, with 100% of the heavy plant using Biodiesel as the preferred fuel.

2. Energy Management Review:

i. Methodology:

Council's Energy Management Action Plan established a list of 12 Management Actions that were considered to be essential to the success of the ESAP. The Management Actions concentrated on gaining managerial support toward the development of energy efficient systems and approaches, rather than the direct implementation of energy efficient technologies.

For each of these actions Council was required to indicate whether the Management Action had been completed, and if so, when. In addition, an extra column has been provided to include further information about how each of the Management Actions have been, or are being completed.

ii. Outcomes

Council is currently in the process of achieving all of the Energy Management Actions. For information regarding the status of each action, reference should be made to Attachment 1 (Energy Management Review).

3. Energy Savings Measures:

i. Methodology

To complete this section of the Review, Council was required to identify the energy, greenhouse gas and cost savings achieved from the implementation of energy efficient technologies under the ESAP.

ii. Outcomes

To date, Council has successfully implemented all of the 'cost effective' measures that were scheduled to be completed in the 2006/2007 and 2007/2008 financial year period, as well as 80% of the 'cost effective' measures that were scheduled to be completed in the 2008/2009 financial year period. As a result of operational demands, initiatives that were scheduled to be completed in the 2009/2010 financial year were unable to be implemented. Their implementation has been rescheduled and is currently underway.

Conclusion

Council's ESAP has provided a framework for the implementation of energy efficient practices and technologies. The second annual review has identified areas where Council can enhance its approach, and areas where Council can be seen as an industry leader. Over the next year, Council's Sustainability Committee will continue to drive the implementation of energy efficient technologies, as well as investigate additional innovative initiatives.

Officer's Recommendation

That Council endorse the second Energy Savings Action Plan Annual Review for submission to the NSW Department of Environment, Climate Change and Water.

Committee's Recommendation: (Bourke/Greiss)

That the Officer's Recommendation be adopted.

CARRIED

Council Meeting 16 November 2010 (Kolkman/Thompson)

That the Officer's Recommendation be adopted.

Council Minute Resolution Number 222

That the Officer's Recommendation be adopted.

2.4 Minutes of the Heritage Protection Sub Committee Meeting held on 7 October 2010

Reporting Officer

Manager Environmental Planning

Attachments

Minutes of the Heritage Protection Sub Committee meeting held on 7 October 2010.

Purpose

To seek Council's endorsement of the Minutes of the Heritage Protection Sub Committee meeting held on 7 October 2010.

Report

Detailed below are the recommendations of the Heritage Protection Sub Committee. Council officers have reviewed the recommendations and they are now presented for Council's consideration. The recommendations requiring a resolution of Council are detailed in the officer's recommendation.

Recommendations of the Heritage Protection Sub Committee

Reports listed for consideration

7.1 Proposed Minto Historical Brochure by AAIM (Access Action in Minto)

1. That the Heritage Protection Sub Committee support the preparation of the Minto Historic Brochure which is currently being prepared by the local community group 'AAIM'.
2. That the Heritage Protection Sub Committee notes the assistance provided by Council to the local community group 'AAIM' to facilitate their work being undertaken on the Historic Brochure for Minto.
3. That the Heritage Protection Sub Committee congratulate 'AAIM' on their initiative.

7.2 Local Heritage Fund Guidelines

1. That the Heritage fund allocation be amended to a maximum of \$1,250 per application for the 2011/2012 period.
 2. That a copy of the Local Heritage Fund Guidelines and Notification Letter (draft) to be sent to owners for the 2011/2012 period be presented at the next Heritage Protection Sub Committee meeting.
-

8.1 Cemeteries in the Local Government Area

That the information be noted.

Officer's Recommendation

1. That the Minutes be noted.
2. That in regard to item 7.1 a letter be sent to local community group - 'Access Action in Minto' advising that the Heritage Protection Sub Committee support and congratulate them on their initiative in preparing the Minto Historical Brochure.
3. That in regard to item 7.2 - Local Heritage Fund Guidelines, the Heritage Fund allocation be amended to a maximum of \$1,250 per application for the 2011/2012 period.

Committee's Recommendation: (Thompson/Bourke)

That the Officer's Recommendation be adopted.

CARRIED

Council Meeting 16 November 2010 (Kolkman/Thompson)

That the Officer's Recommendation be adopted.

Council Minute Resolution Number 222

That the Officer's Recommendation be adopted.

ATTACHMENT 1

Minutes of the Heritage Protection Sub Committee Meeting

Held Thursday 7 October 2010 in Committee Room 3

Meeting commenced at 6.12pm

1. Acknowledgement of Land

An Acknowledgement of Land was presented by the Chairperson, Councillor Bourke.

2. Attendance and Apologies

Attendance: Councillor Julie Bourke (Chairperson) - Campbelltown City Council
Councillor Meg Oates - Campbelltown City Council
Jacqueline Green - Historical Society
James Gardner - Qualified person
Jenny Goodfellow - Historical Society
Robert Wheeler - National Parks
Mario Majorich - Qualified person
Melissa Plummer - Heritage owner

Also in Attendance: Phil Jemison - Manager Environmental Planning Campbelltown City Council
Jeff Burton - Strategic Environmental Planner Campbelltown City Council
Deborah Taylor- Executive Support Campbelltown City Council

Apologies: Learna Coupe - Historical Society (Alternate)

Sub Committee's Recommendation: (Plummer/Green)

That the above apologies be accepted.

CARRIED

3. Declarations of Interest

There were no Declarations of Interest made.

4. Minutes of the Previous Meeting

Reporting Officer

Manager Environmental Planning

Report

The Minutes of the Heritage Protection Sub Committee Meeting held on 12 August 2010, copies of which were circulated to each Sub Committee Member, were presented to Council for adoption at its meeting held on 14 September 2010.

Council resolved to endorse the Sub Committee's recommendations.

Officer's Recommendation:

That the information be noted.

Sub Committee's Recommendation: (Oates/Gardner)

That the information be noted.

CARRIED

5. Business Arising from Previous Minutes

Reporting Officer

Manager Environmental Planning

Attachments

Nil

Purpose

To report on business arising from the Minutes of the Heritage Protection Sub Committee Meeting held on 12 August 2010.

Report

A report on the Minutes of the Heritage Protection Sub Committee meeting (held on 12 August 2010) was presented to Council on 21 September 2010. Council resolved as follows:

1. That the Minutes be noted.
 2. That in regard to item 7.1 Congregational Cemetery - Pioneer Park, Campbelltown:
 - i. the displaced headstones be cemented to the graves horizontally to prevent any further opportunity for displacement and/or damage.
 - ii. that Council extend an invitation to a suitably qualified representative of the Heritage Protection Sub Committee with an expert background in restoration of this kind, to attend an onsite inspection to review and discuss the proposed headstone repairs.
-

3. That in regard to item 7.2 Application for Funding under Council's Local Heritage Fund 2010 – Taminer house:
 - i. That Council approve the Local Heritage Fund (2010-2011) application from Mr Mark Naughton (of No. 60 Warby Street, Campbelltown) for the removal and replacement of an existing subfloor brick support wall, footings and associated works to the front verandah at Taminer House, in accordance with the Heritage Guidelines and subject to clarification from the applicant on the following:
 - The heritage significance of the building materials that will be used and or removed to repair the existing dwelling,
 - Section B of the structural detail regarding the word 'rendered' and whether this is in keeping with the heritage significance of the existing structure, and
 - The proposed colour scheme to be used.
 - ii. That subject to clarification of the above recommendation (i), that Council be requested to advise the applicant in writing of Council's decision with respect to this matter and also advise the applicant that the proposed works would not require the lodgement of a Development Application given the intended minor nature of the works.
 4. That in regard to item 7. 3 Restructure Campbelltown Heritage Medallion:
 - i. That the Campbelltown Heritage Medallion be awarded on a bi-annual basis.
 - ii. That only one Medallion be awarded on each occasion.
 - iii. That the selection panel for the medallion be nominated by the Heritage Protection Sub Committee to assess the nominations against the newly established criteria (as outlined in the above report).
 - iv. That the Campbelltown Heritage Medallion be presented by the Mayor or his/her nominee at the Bi-Annual Campbelltown Heritage Address.
 - v. That during the ceremony which falls on the alternate year to the Medallion being presented, past recipients of the Medallion be showcased in some way.
 5. That in regard to item 8.1 Local Heritage Fund Guidelines:
 - i. That a report be presented to the Heritage Protection Sub Committee in relation to the recently amended Local Heritage Fund Guidelines which should provide clarification in relation to the following matters of concern:
 - Consideration of material use and re-use,
 - The maximum amount that can be provided to any applicant under the Local Heritage fund,
 - Time restrictions placed upon applications in relation to applying for the funds, and
 - A copy of Council correspondence forwarded to owners of heritage items in relation to the 2010 – 2011 Local Heritage Fund.
-

The following update is provided on business arising from those relevant items in the Heritage Protection Sub Committee Minutes from its meeting held on 12 August 2010.

7.1 Congregational Cemetery - Pioneer Park, Campbelltown

That in regard to item 7.1 Congregational Cemetery - Pioneer Park, Campbelltown:

- i. the displaced headstones be cemented to the graves horizontally to prevent any further opportunity for displacement and/or damage.
- ii. that Council extend an invitation to a suitably qualified representative of the Heritage Protection Sub Committee with an expert background in restoration of this kind, to attend an onsite inspection to review and discuss the proposed headstone repairs.

Officer's Comment: Council staff have contacted James Gardner (Stone Mason) of the Heritage Protection Sub Committee to seek his advice on the matter. A verbal update on proceedings will be given at the Heritage Protection Sub Committee meeting of 12 October 2010.

7.2 Local Heritage Funding - Taminer House (60 Warby Street Campbelltown)

That in regard to item 7.2 Application for Funding under Council's Local Heritage Fund 2010 – Taminer house:

- i. That Council approve the Local Heritage Fund (2010-2011) application from Mr Mark Naughton (of No. 60 Warby Street, Campbelltown) for the removal and replacement of an existing subfloor brick support wall, footings and associated works to the front verandah at Taminer House, in accordance with the Heritage Guidelines and subject to clarification from the applicant on the following:
 - The heritage significance of the building materials that will be used and or removed to repair the existing dwelling,
 - Section B of the structural detail regarding the word 'rendered' and whether this is in keeping with the heritage significance of the existing structure, and
 - The proposed colour scheme to be used.
- ii. That subject to clarification of the above recommendation (i), that Council be requested to advise the applicant in writing of Council's decision with respect to this matter and also advise the applicant that the proposed works would not require the lodgement of a Development Application given the intended minor nature of the works.

Officer's Comment: The applicant has been advised of Council's decision on the matter, and has provided sufficient details to demonstrate that the materials and colour scheme of the subject restoration works are in keeping with the heritage significance of the dwelling. A copy of the correspondence provided by the applicant in response to the queries of the Sub-Committee has been provided under separate cover.

8.1 Local Heritage Fund Guidelines

That in regard to item 8.1 Local Heritage Fund Guidelines:

- i. That a report be presented to the Heritage Protection Sub Committee in relation to the recently amended Local Heritage Fund Guidelines which should provide clarification in relation to the following matters of concern:
 - Consideration of material use and re-use,
 - The maximum amount that can be provided to any applicant under the Local Heritage fund,
 - Time restrictions placed upon applications in relation to applying for the funds, and
 - A copy of Council correspondence forwarded to owners of heritage items in relation to the 2010 – 2011 Local Heritage Fund.

Officer's Comment: A separate report on this matter is provided in the current agenda.

Officer's Recommendation:

That the information be noted.

Sub Committee Note: Council's Strategic Environmental Planner presented an update to the Heritage Protection Sub Committee on the headstone repairs required at Congregational Cemetery - Pioneer Park, Campbelltown and the works undertaken to the front verandah at Taminer House. Mario Majorich requested that the owner of Taminer House provide adequate ventilation beneath the verandah as part of the restoration works.

Sub Committee's Recommendation: (Goodfellow/Gardner)

That the information be noted.

CARRIED

6. Correspondence

Nil

7. Reports

7.1 Proposed Minto Historical Brochure by AAIM (Access Action in Minto)

Reporting Officer

Manager Environmental Planning

Purpose

To inform the Heritage Protection Sub Committee of a proposal to prepare a Minto Historical Brochure (Minto heritage walk) by the local community group 'AAIM' (Access Action in Minto).

Report

On 3 September 2010, Council Officers met with Bev Barfield and Laurie Porter, representatives of a local community group known as "Access Action in Minto" (AAIM) to discuss their plans for the preparation of a historic information brochure for the Minto area. Also in attendance was Pam Ransom of Housing NSW. Council's Manager Library Services and Manager Environmental Planning have confirmed Council's support for the project, including assistance with producing the brochure and displaying the final product on Council's website.

The proposed brochure is being prepared by AAIM with the intent of promoting a self guided historical tour of the built environment of Minto, providing details of the historical buildings and early pioneers of the Minto community. A draft brochure was tabled at the meeting, and is included as Attachment 1.

The draft brochure had been compiled from general information sources, including Council's reference libraries. As part of the discussions at the meeting, Council Officers committed their support to the project by undertaking to search internal information sources that could be used to embellish the historical information already compiled.

Council has an internal library that is used as a depository for planning studies and research projects conducted by Council's Environmental Planning Staff. A search of this internal library has been undertaken, and the following publications that may be of relevance are:

1. *Campbellfield, Guernsey Avenue, Minto-Heritage Study, Ministerial Development Corporation 1996*
2. *Minto District Centre, State Planning Authority Pre - 1975*

In addition to the two above studies, it is considered that the recent work undertaken by Heritage Consultants Paul Davies P/L on the Local Heritage Study would also be of some relevance. In this respect, it is noted that this study has not been fully completed and adopted by Council, and that only those items actually heritage listed were assessed under this study. Subsequently, the only item listed in the draft brochure that has been covered by Council's Local Heritage Study is *Redfern's Cottage*.

An extract of the draft Local Heritage Study relating to Redfern's Cottage is included as Attachment 2.

Conclusion

The local community group 'AAIM' is preparing a historical information brochure to help publicise the historical buildings and pioneers of the Minto area. A copy of the draft brochure has been provided for the information of the Heritage Protection Sub Committee. Council officers have met with representatives of the group to offer support on the project and assist with background information for the project.

Officer's Recommendation:

1. That the Heritage Protection Sub Committee support the preparation of the Minto Historic Brochure which is currently being prepared by the local community group 'AAIM'.
-

2. That the Heritage Protection Sub Committee notes the assistance provided by Council to the local community group 'AAIM' to facilitate their work being undertaken on the Historic Brochure for Minto.

Sub Committee's Recommendation: (Wheeler/Goodfellow)

1. That the Heritage Protection Sub Committee support the preparation of the Minto Historic Brochure which is currently being prepared by the local community group 'AAIM'.
2. That the Heritage Protection Sub Committee notes the assistance provided by Council to the local community group 'AAIM' to facilitate their work being undertaken on the Historic Brochure for Minto.
3. That the Heritage Protection Sub Committee congratulate 'AAIM' on their initiative.

CARRIED

7.2 Local Heritage Fund Guidelines

Reporting Officer

Manager Environmental Planning

Purpose

The purpose of this report is to respond to queries raised by the Heritage Protection Sub Committee relating to the Local Heritage Fund Guidelines raised at its meeting on 12 August 2010.

History

Council's Local Heritage Fund has been in operation since 2003, to encourage appropriate conservation works on privately owned heritage items in the Campbelltown Local Government Area. A total of \$5,000 has been made available in Council's budget, through the Fund each financial year, provided on a dollar for dollar basis up to a maximum of \$1,500 for each successful applicant.

Council's Heritage Protection Sub Committee has regularly reviewed the Local Heritage Fund Guidelines to ensure their effectiveness, with the current 2010 - 2011 Guidelines endorsed by the Sub Committee at its meeting on 22 April 2010. It is noted that this endorsement included the request for minor amendments to the Guidelines which were subsequently endorsed by Council and included in the 2010 mail out to private owners of listed heritage items.

Report

At its meeting on 12 August 2010, Council's Heritage Protection Sub Committee requested that in regard to item 8.1 Local Heritage Fund Guidelines:

That a report be presented to the Heritage Protection Sub Committee in relation to the recently amended Local Heritage Fund Guidelines which should provide clarification in relation to the following matters of concern:

- Consideration of material use and re-use,
- The maximum amount that can be provided to any applicant under the Local Heritage fund,
- Time restrictions placed upon applications in relation to applying for the funds, and
- A copy of Council correspondence forwarded to owners of heritage items in relation to the 2010 – 2011 Local Heritage Fund.

A copy of Council's correspondence dated (15 June 2010) that was sent to all private owners of heritage items, in relation to the local heritage fund is included as Attachment 1.

With respect to the other matters of concern, the following information is provided:

- Consideration of material use and re-use:

The Local Heritage Fund Guidelines state that projects are eligible if they involve the repair, maintenance or reinstatement of missing elements on heritage buildings. The use and re-use of materials is permitted, and is often promoted by the fact that it is the most economical option for the conservation of the particular item. However, it is noted that many applications involve the replacement of materials by necessity, caused by the deteriorated state of the original materials. Notwithstanding, the emphasis of the guidelines is to ensure all applications demonstrate an outcome that promotes the conservation of the particular heritage item. Whether this should involve new or recycled materials is decided upon on a case by case basis for each particular application.

- The maximum amount that can be provided to any applicant under the Local Heritage Fund:

The Local Heritage Fund Guidelines state that a maximum of \$1,500 is available for each project, matched on a dollar-for-dollar basis by the owner. Heritage items, for which funding has been granted in one financial year, are not eligible for additional funding in the same or following financial year. Items within a group are each eligible for separate funding if in different ownership.

Assistance will not be given where funding is reasonably available from another source, where substantial government assistance has been previously provided, or where the applicant has yet to complete other grant projects.

- Time restrictions placed upon applications in relation to applying for the funds:

The Local Heritage Fund Guidelines state that applications can be received at any time, however the final completion date for successful grant projects is the end of May in the corresponding financial year. Applications will be judged on merit on a 'first come first served' basis. Once all funds available in the financial year have been allocated, no further funding will be available until the following financial year.

Projects are assessed by Council officers and then submitted for approval to the Heritage Protection Sub Committee, which meets every two months. The recommendations of the Sub Committee are then referred to Council for determination.

Conclusion

Council has regularly reviewed the content and application of the Local Heritage Fund to ensure its effectiveness in promoting the conservation of heritage listed items within the Campbelltown Local Government Area. This report provides clarification to those queries raised by the Heritage Protection Sub Committee relating to the Local Heritage Fund Guidelines at its meeting on 12 August 2010.

Officer's Recommendation:

That the Heritage Protection Sub Committee note the information relating to the Local Heritage Fund Guidelines.

Sub Committee's Recommendation: (Green/Oates)

1. That the Heritage fund allocation be amended to a maximum of \$1,250 per application for the 2011/2012 period.
2. That a copy of the Local Heritage Fund guidelines and notification letter (draft) to be sent to owners for the 2011/2012 period be presented at the next Heritage Protection Sub Committee meeting.

CARRIED

8. General Business

8.1 Cemeteries in the Local Government Area

Mario Majarich expressed concerns over the resource burden to Council associated with the upkeep of cemeteries within the local government area and noted the potential for an increasing number of reports on this matter to be considered by the Heritage Protection Sub Committee. Mario Majarich suggested that maybe a volunteer program could be established in the future to assist in the maintenance of all cemeteries.

Sub Committee's Recommendation: (Majarich/Gardner)

That the information be noted.

CARRIED

Next meeting of the committee will be held on Thursday 2 December 2010 at 6.00pm in Committee Room 3.

Meeting concluded at 6.38pm

Cr Julie Bourke
Chairperson

2.5 Feasibility Study - Cogeneration Menangle Park

Reporting Officer

Manager Environmental Planning

Attachments

Precinx Report – Menangle Park Development Area (distributed under separate cover)

Purpose

To respond to a Council enquiry into the feasibility of using cogeneration/trigeneration as part of the development of the Menangle Park Urban Release Area.

History

At its meeting of 6 April 2010, a report was presented to Council regarding issues associated with powering the Menangle Park Development Area using co-generation.

At this meeting Council resolved, as follows:

1. That Council undertake an investigation into the use of a tri-generation system within the Menangle Park Urban Release Area in partnership with Landcom.
2. That Council approach Landcom with a view to securing their agreement to partner Council in the investigation.
3. That Council investigate the potential for incorporating tri-generation facilities into future planning and development of employment generating lands

Report

On the 25 June 2010, a meeting was convened between representatives from Landcom, Council and Kinesis to discuss the feasibility of a district wide cogeneration/trigeneration solution for the Menangle Park Development Area.

Kinesis are a consultancy firm who develop new strategies and mechanisms to increase their client's capacity to tackle climate change, understand and manage their emissions portfolios, and promote sustainability. In addition to developing the 'Precinx' tool they were fundamental in developing the BASIX tool for the NSW Government.

In conjunction with Landcom, Kinesis have developed 'Precinx', a mathematical diagnostic tool that models key environmental, economic and social indicators of large-scale projects. Precinx enables Landcom (and its project partners) to assess the sustainability of a project across six (6) key themes:

-
- On-site energy;
 - Embodied CO₂;
 - Potable water;
 - Stormwater;
 - Housing diversity; and
 - Transport.

In regard to the Menangle Park Development Area, while the entire project was assessed using the 'Precinx' tool (results can be seen in Attachment No. 1), the purpose of this exercise was to test the feasibility of a district wide cogeneration/trigeneration solution.

Feasibility of Cogeneration/Trigeneration.

To date, within Australia cogeneration/trigeneration projects have focussed on the inclusion of mini-generators within commercial/retail spaces. With the exception of the Gridx development in the Glenfield Urban Release Area, no district wide cogeneration/trigeneration solutions have been implemented for a residential precinct in Australia.

The results from the 'Precinx' analysis in part, highlight the impediments for the implementation of cogeneration/trigeneration in residential developments. The 'Precinx' analysis indicates that to develop a district wide cogeneration/trigeneration solution requires considerable investment in infrastructure. A cogeneration/trigeneration solution requires the installation of pipes to transport the power that is generated, heated air, chilled air as well as gas, making the 'cost' of the project significantly higher than if a standard power solution was sought.

With a district wide cogeneration/trigeneration solution the efficiency of the system for residential operation is also compromised. However, and in comparison, a cogeneration/trigeneration solution for a commercial/retail operation can usually achieve efficiencies of in excess of 90%. That is, 90% of the energy input is converted to usable electricity/heat/cool.

This efficiency is one of the major benefits of a cogeneration/trigeneration solution both in terms of environmental benefits and feasibility. The existing electricity grid typically has an efficacy of approximately 35% so the ability to operate a system at above 90% efficiency significantly reduces operating costs, which offset higher installation costs and produce significantly less greenhouse gases. It is estimated that for a solution to be cost effective it must operate at above 60% efficiency. The 'Precinx' analysis reveals that a cogeneration/trigeneration solution would only meet this efficiency requirement if the system was restricted to areas containing multi unit housing and non-residential uses.

Alternative Environmental Solutions

One of the primary drivers of cogeneration/trigeneration solutions is a desire to lower and/or minimise the amount of greenhouse gas produced as a result of day to day living. As such, 'Precinx' was used, as part of the analysis, to review energy renewal alternatives and/or the use of energy efficient appliances and fixtures.

This investigation concluded that, by installing solar hot water systems and high efficiency air conditioning across the residential precinct an energy reduction equivalent to that offered by the development of a district wide cogeneration/trigeneration solution could be provided.

Discussion

As with the majority of emerging technologies, the newest range of cogeneration/ trigeneration solutions offer an opportunity for developers to minimise their impact on the environment while producing a cost effective power/heat/cooling solution. However, the application of this technology needs to be executed in a manner that ensures good outcomes for the environment, the developer and the consumer.

The Precinx analysis undertaken by Kinesis has demonstrated that a cogeneration/trigeneration solution is a viable option for the retail and commercial precinct of the proposed Menangle Park Release Area. However, the analysis has also demonstrated that cogeneration/trigeneration can not effectively or efficiently provide all the power/ heating/cooling to the Development Area.

Following the completion of the Precinx analysis, discussions on the findings of the analysis have been undertaken with Landcom. Given the results relating to the residential component of the project, it was agreed that this option would not be pursued any further and Landcom would continue to look at the use of renewable energy and high efficiency appliances as a mechanism to improve the sustainability of the residential component of the project.

However, Landcom indicated that it was encouraged by the results relating to the town centre and the opportunities to improve the sustainability of the centre. Landcom's preference is for the use of cogeneration/trigeneration to be encouraged rather than mandated. The opportunity exists for Landcom to require the incorporation of cogeneration/trigeneration into the tender requirements for any new developments and would prefer the flexibility of this arrangement rather than mandating through an LEP and/or DCP. Landcom also noted that realistically, development within the town centre is at least 5 years away and that mandating the use of cogeneration/trigeneration may remove the opportunity to utilise new/emerging technology that may come onto the market in the intervening time period.

Conclusion

The opportunity to provide power via the use of cogeneration/trigeneration technology is an exciting prospect. The reality however, is that at present, cogeneration/trigeneration is only feasible in areas that incorporate multiunit housing and non-residential uses. The analysis demonstrates that there is an opportunity to develop a cogeneration/trigeneration solution within the town centre precinct within the Menangle Park Urban Release Area, but not within the wider residential neighbourhoods.

The town centre within the Menangle Park Urban Release Area is proposed to be developed on land owned by Landcom. As such the adoption of cogeneration/trigeneration solution for electricity/heating and cooling within the area currently rests with Landcom. The question then arises, does Council wish to mandate the use of cogeneration/trigeneration or encourage Landcom to use this or any other new/emerging technology that may be bought into the market over the next 5+ years. The other issue that could be considered is what controls, if any, might Council adopt that would impose requirements above and beyond what is currently required by BASIX.

It is recommended that Council authorise the examination of the potential inclusion of 'sustainability' based performance indicators for development within the future Menangle Park Town Centre, within the relevant Development Control Plan.

Officer's Recommendation

That Council authorise the examination of the potential inclusion of 'sustainability' based performance indicators for development within the future Menangle Park Town Centre, within the relevant Development Control Plan.

Committee's Recommendation: (Bourke/Hawker)

That the Officer's Recommendation be adopted.

CARRIED

Council Meeting 16 November 2010 (Kolkman/Thompson)

That the Officer's Recommendation be adopted.

Council Minute Resolution Number 222

That the Officer's Recommendation be adopted.

2.6 Section 94 Contributions Cap

Reporting Officer

Manager Environmental Planning

Attachments

Correspondence from the Department of Planning in response to Council's submission regarding the Section 94 Contributions Cap.

Purpose

On 2 September 2010, Council lodged a submission to the NSW Department of Planning (DoP) in which Council sought an exemption to the State Government's 'Development Contributions Cap'. The purpose of this report is to advise Councillors of correspondence that was recently received from the DoP in response to Council's submission.

History

Councillors were provided with a briefing by the General Manager on Tuesday 31 August 2010 regarding the recent review of Section 94 of the Environmental Planning and Assessment Act 1979 (EP&A Act 1979) and, in particular, the changes that were announced by the NSW Government regarding the \$20,000 cap on developer contributions.

On 31 August 2010, Council received correspondence from the DoP which outlined those areas that may be exempt from the \$20,000 cap which previously applied to all Section 94 Contributions Plans in NSW. Council was required to review the criteria for exemption and respond to the DoP by Monday 6 September 2010, nominating any areas within the Campbelltown Local Government Area (LGA) where Council believed that an exemption may apply.

Given the very short timeframe to respond to this request required by the DoP, Council Officers prepared a submission (dated 2 September 2010) and forwarded the same to the DoP prior to the 6 September 2010 deadline. The submission was later considered by Council at its meeting on 21 September 2010 where Council subsequently resolved:

1. That Council endorse the submission to the Department of Planning which seeks an exemption from the cap for the Glenfield Road Urban Release Area, on grounds that Council has received development applications for more than 25 percent of the total estimated lot yield of the release area; and
 2. That Council commence an urgent dialogue with the Department of Planning with a view to entering into an agreed strategy for the orderly provision and funding of infrastructure for the Menangle Park Urban Release Area.
-

Report

Council has recently received correspondence from the DoP (refer to Attachment 1) advising that Council's submission (dated 2 September 2010) has been considered and the DoP has made a determination.

The DoP has advised Council that, based on the 25% rule, an exemption to the application of a cap on contributions for the Glenfield Urban Release Area has been granted. The current contribution rate of \$42,982.31 per dwelling/lot will continue to apply for land within the Glenfield Urban Release Area.

With regard to the future urban release areas of Menangle Park and Edmondson Park, the DoP has advised that a variation or exemption to the \$20,000 cap will not be granted as draft contributions plans and/or future greenfields areas will not be considered for exemption at this time. However, the DoP have advised that Councils can apply for exemptions for these areas once the areas have been rezoned or once a contributions plan has been made for these areas.

Council staff are currently in the process of finalising the preparation of a draft contributions plan for the Menangle Park Urban Release Area. It is expected that this will be presented to Council in early 2011.

With respect to Edmondson Park (Bardia Precinct), it is unlikely that a Section 94 Contributions Plan will be required to be prepared as the provision of Infrastructure will now be delivered as part of the current Part 3A process being undertaken by Landcom. Representatives from Landcom and Council have commenced negotiations on infrastructure requirements for the release area. The agreed infrastructure list has been included in Landcom's Statement of Commitments (SoC) in the Part 3A Environmental Assessment that is currently on exhibition.

Landcom have informed Council that the embodiment of this infrastructure list in the SoC will form an integral part of any Concept Approval issued under Part 3A and will provide Council with a high level of certainty that the infrastructure will be delivered in a timely manner. In addition, Landcom has included in its' SoC, a commitment to work with Council to enter into a Voluntary Planning Agreement (VPA) if that is ultimately Council's preference, in order to provide added certainty to Council that the infrastructure will be delivered as part of the current Part 3A process. Council officers see value in pursuing a 'Voluntary Planning Agreement' to add further certainty for the provision of the required infrastructure. This matter will be further reported to Council in due course.

Officer's Recommendation

That the information be noted.

Committee's Recommendation: (Greiss/Hawker)

That the Officer's Recommendation be adopted.

CARRIED

Council Meeting 16 November 2010 (Kolkman/Thompson)

That the Officer's Recommendation be adopted.

Council Minute Resolution Number 222

That the Officer's Recommendation be adopted.

ATTACHMENT 1



General Manager
Campbelltown City Council
PO Box 57
CAMPBELLTOWN NSW 2560

10/18864

Attention: Mr P Jemison

Dear Mr Jemison

I would like to thank you for your recent assistance in the identification of those areas to which the \$30,000 per dwelling cap or savings of existing plans should apply under the new approach to development contributions.

Your submission has been considered and the determination is outlined below. This determination will be reflected in a Ministerial Direction issued under Section 94E of the *Environmental Planning and Assessment Act*.

Exemption from the application of a cap on contributions based on the 25% rule

The following areas within your LGA are exempt from the application of a cap on development contributions based on the 25% rule:

- Glenfield Road

A \$20,000 per dwelling / lot cap will apply to all residential development outside these areas.

Areas for which variation/exemption has not been granted

Variation/exemption from the \$20,000 cap has not been granted for the following areas for the reasons stated below.

- Menangle Park
- Edmondson Park

These areas are subject to a draft contributions plan and may be considered as precincts are released. These areas will therefore, at this stage, be subject to the \$20,000 cap as imposed by the Direction.

Draft contributions plans and/or future greenfields areas will not be included in the Ministerial Direction. It is intended, however, that councils can apply for these to be considered for inclusion in the schedules to the Direction when an area is rezoned or a contributions plan is made. It will be the responsibility of council to demonstrate that the area is a greenfield release area at that time.

Should you have any further enquiries about this matter, please contact Julia Kaul on telephone number (02) 4224 9472 or at email julia.kaul@planning.nsw.gov.au or Lucinda Rigby on telephone number (02) 9228 6380 or at email lucinda.rigby@planning.nsw.gov.au.

Yours sincerely



Ian Reynolds
Deputy Director General Strategies and Land Release

3. DEVELOPMENT SERVICES

3.1 Development Services Section Application Statistics - October 2010

Reporting Officer

Manager Development Services

Attachments

Development Services Application Statistics for October 2010 (distributed under separate cover).

Purpose

To advise Council of the status of development applications and other key matters within the Development Services Section.

Report

In accordance with Council's resolution that Councillors be provided with regular information regarding the status of development applications, the attachment to this report provides details of key statistics for October 2010 as they affect the Development Services Section.

Officer's Recommendation

That the information be noted.

Committee's Recommendation: (Thompson/Greiss)

That the Officer's Recommendation be adopted.

CARRIED

Council Meeting 16 November 2010 (Kolkman/Thompson)

That the Officer's Recommendation be adopted.

Council Minute Resolution Number 222

That the Officer's Recommendation be adopted.

3.2 2011 UDIA Congress - Adelaide (28 - 31 March 2011)

Reporting Officer

Manager Development Services

Attachments

Nil

Report

The UDIA Congress for 2011 will be held in Adelaide on the 28 - 31 March 2011. The theme for the four day program is 'Where ideas take flight' and the Congress will include a number of informative speakers, interactive workshops based on real-life experiences, an industry exhibition and a number of study tours of award winning urban developments.

The Congress will bring together State and local politicians, developers, academics, practitioners and professionals from around Australia to hear and discuss leading practice in the development industry. Recent discussions with development representatives would indicate that the sector is sensing an upturn in activity. Infrastructure planning and funding, housing supply, affordable housing, integrated land use and transport planning are certain to be major issues that will be raised at the congress

It is recommended that the General Manager or nominee, Director Planning and Environment, Manager Development Services and any interested Councillors attend the 2011 UDIA Congress.

Officer's Recommendation

1. That the General Manager or nominee, Director Planning and Environment, Manager Development Services and any interested Councillors attend the 2011 UDIA Congress in Adelaide.
2. That all fees and charges be paid in accordance with Council's Policy.

Committee's Recommendation: (Hawker/Thompson)

That the Officer's Recommendation be adopted.

CARRIED

Council Meeting 16 November 2010 (Kolkman/Thompson)

That the Officer's Recommendation be adopted.

Council Minute Resolution Number 222

That the Officer's Recommendation be adopted.

3.3 Commencement of Council Accredited Certifiers and Amendments to Building Professionals Regulation Provisions

Reporting Officer

Manager Development Services

Attachments

Nil.

Purpose

To advise Council of the commencement of a provision in the Building Professionals Act 2005 (BP Act) and amendments to the Building Professionals Regulation 2007 (BP Regs) relating to accredited certifiers who undertake building certification work on behalf of a council.

History

The provisions of the Building Professionals Amendment Act together with amendments made by the Building Professionals Amendment (Accreditation of Council Employees) Regulation 2010 commenced on 1 March 2010. These provisions, together with amendments to the Building Professionals Board's (BPB) Accreditation Scheme, established a framework for the accreditation of council/non-council employees as "Council Accredited Certifiers". The new legislation established qualification and experience standards for all certifiers whether they work for Council or in the private sector and was a major step forward in achieving one system of accreditation throughout NSW.

Report

On the 1st September 2010, section 74A of the Building Professionals Amendment Act commenced requiring Councils to ensure that all building certification work undertaken by or on behalf of Council is performed by an accredited certifier. Building certification work includes the issue of complying development certificates, construction certificates, occupation certificates, compliance certificates and the carrying out of mandatory "critical stage" inspections of building work. Councils can use accredited staff members (known as "council accredited certifiers") to carry out the certification work on its behalf or engage accredited certifiers from the private sector or other Councils. Prior to the commencement of this amendment, it was the case that Council certifiers could not carry out the assessment or certification of Council projects

As state above, amendments to the Building Professionals Amendment (Accreditation of Council Employees) Regulation 2010 commenced on the 1st September 2010. The amendments established through the commencement of the BP Act undertook to implement the following:

3.3 Commencement Of Council Accredited Certifiers And Amendments To Building Professionals Regulation Provisions

- a. Define a council accredited certifier as a certifier who may only undertake certification work on behalf of a council.
- b. Make provision for accredited certifier contractors to be engaged by a council provided they have been recommended to the BPB by the council.
- c. Provide exemptions for an accredited certifier employed by a council from certain penalties (fines) that may be imposed for unsatisfactory professional conduct or professional misconduct under the BP Act. Accredited certifiers employed by councils are still subject to the remaining disciplinary actions under the BP Act.
- d. Provide exemptions for council accredited certifiers in relation to the conflict of interest provisions of the BP Act with regards to the provision of design advice. This exemption essentially allows a council accredited certifier to assess a development application and issue consent for that application and then carry out the certification of that same development through the issue of a construction certificate.
- e. Provide an exemption to section 66(1)(c) of the Act to allow council accredited certifiers to issue complying development certificates, construction certificates, occupation certificates and compliance certificates where the applicant is an employee of the council or where council is the applicant for the work.
- f. Insert transitional arrangements to allow councils to continue to carry out certification work that would otherwise be prevented by the conflicts of interest provisions after 1 September 2010. Without these transitional arrangements Council would have no ability to carry out the assessment or certification of building works carried out by Council. These arrangements apply where council received a complying development certificate, construction certificate, occupation certificate or compliance certificate application or was appointed as the principal certifying authority before 1 September 2010 and essentially allows council to complete applications and inspections on projects that were lodged or commenced prior to the 1st September 2010.
- g. Clarify that the fee for a renewal of a certificate of accreditation will be \$250 if the application for renewal is made before 1 March 2013, and if the certificate of accreditation to be renewed is subject to the condition that work can only be carried out on behalf of a council.

Councillors were previously advised that in response to the relevant amendments to the BP Act and BP Regulations in March of this year, council made applications to the BPB in July 2010 and was successful in having six of its building surveyors accredited in August 2010. Council's building surveyors have been accredited at varying levels according to their educational achievements and experience. As a result of this accreditation, Council is able to continue to offer a full range of certification service to the public and to Council, in accordance with the relevant provisions of the BP Act and BP Regs and that of the Building Professionals Board's Accreditation Scheme.

Officer's Recommendation

That the information be noted.

Committee's Recommendation: (Greiss/Bourke)

That the Officer's Recommendation be adopted.

CARRIED

Council Meeting 16 November 2010 (Kolkman/Thompson)

That the Officer's Recommendation be adopted.

Council Minute Resolution Number 222

That the Officer's Recommendation be adopted.

4. COMPLIANCE SERVICES

4.1 Legal Status Report

Reporting Officer

Manager Compliance Services

Attachments

Nil

Purpose

To update Council on the current status of the Planning and Environment Division's legal matters.

Report

This report contains a summary of the current status of the Division's legal matters relating to:

- The Land and Environment Court;
- The District Court;
- The Local Court; and
- Matters referred to Council's Solicitor for advice.

A summary of year-to-date costs and the total number of actions are also included.

1. <i>Land and Environment Court Class 1 Matters – Appeals Against Council's Determination of Development Applications</i>

Total ongoing Class 1 DA Appeal Matters (as at 29/10/2010)	0
Total completed Class 1 DA Appeal Matters (as at 29/10/2010)	1
Costs from 1 July 2010 for Class 1 DA Appeal Matters:	\$52,703.61

1 (a) Angelo Skagias and Nick Skagias

Issue: Deemed refusal of a Section 96 application to modify Development Application 2334/2007/DA-C for the demolition of an existing dwelling and construction of a four storey commercial building.

Property: Lot 6 SEC 4 DP 2913 No. 34 Carlisle Street Ingleburn.
Property Owner: Mr Angelo Skagias and Mr Nick Skagias
File No: 2334/2007/DA-C (Court File 10156 of 2010)
Court Application Filed: 9 March 2010
Applicant: Mr. Angelo Skagias and Mr. Nick Skagias
Hearing date: 12 and 13 July 2010
Costs Estimate: \$20,000.00 (exclusive of Barristers, Court Appointed Experts or disbursement fees)
Final Costs: \$50,558.07

Status: Proceedings completed.

Action Since Last Meeting Appeal upheld and conditional consent given to DA2334/2007/DA-C.

2. Land and Environment Court Class 1 Matters – Appeals Against Council's Issued Orders/Notices

Total ongoing Class 1 Order/Notice Appeal Matters (as at 29/10/2010)	1
Total completed Class 1 Order/Notice Appeal Matters (as at 29/10/2010)	0
Costs from 1 July 2010 for Class 1 Order/Notices Appeal Matters:	\$307.12

2 (a) Lalita Devi Lal and Vivian Praveen Lal

Issue: Appeal against terms of an Order 2 given by Council on 7 April 2010 under the Environmental Planning and Assessment Act 1979 requiring an unauthorised metal awning and timber deck to be demolished.

Property: Lot 306 DP 870579 No. 30 Blair Athol Drive, Blair Athol.
Property Owner: Miss Lalita Devi Lal and Mr. Vivian Praveen Lal
File No: Court File 10634 of 2010
Court Application Filed: 11 August 2010
Applicant: Miss Lalita Devi Lal and Mr. Vivian Praveen Lal
Callover date: 7 October 2010
Costs Estimate: \$5,000.00 (exclusive of Barristers, Court Appointed Experts or disbursement fees)
Costs to date: \$307.12

Status: Proceedings Completed. Awaiting solicitors final costs.

Action Since Last Meeting

At the first callover on 7 October 2010 the Applicant filed a Notice of Discontinuance with the Court.

3. Land and Environment Court Class 4 Matters – Non-Compliance with Council Orders / Notices or Prosecutions

Total ongoing Class 4 matters before the Court (as at 29/10/2010)	0
Total completed Class 4 matters (as at 29/10/2010)	0
Total ongoing Class 4 matters in respect of costs recovery (as at 29/10/2010) these matters will be further reported on completion	4
Costs from 1 July 2010 for Class 4 matters	\$0.00

4. Land and Environment Court Class 5 - Criminal enforcement of alleged pollution offences and various breaches of environmental and planning laws.

Total ongoing Class 5 matters before the Court (as at 29/10/2010)	0
Total completed Class 5 matters (as at 29/10/2010)	0
Total ongoing Class 5 matters in respect of costs recovery (as at 29/10/2010) these matter will be further reported on completion	2
Costs from 1 July 2010 for Class 5 matters	\$8,165.05

5. Land and Environment Court Class 6 - Appeals from convictions relating to environmental matters

Total ongoing Class 6 Matters (as at 29/10/2010)	0
Total completed Class 6 Matters (as at 29/10/2010)	0
Costs from 1 July 2010 for Class 6 Matters	\$0.00

6. District Court – Matters on Appeal from lower Courts or Tribunals not being environmental offences.

Total ongoing Appeal matters before the Court (as at 29/10/2010)	0
Total completed Appeal matters (as at 29/10/2010)	0
Total ongoing Appeal matters in respect of costs recovery (as at 29/10/2010) these matters will be further reported on completion	1
Costs from 1 July 2010 for District Court Matters	\$0.00

7. Local Court Prosecution Matters

The following summary lists the current status of the Division's legal matters before the Campbelltown Local Court.

Total ongoing Local Court Matters (as at 29/10/2010)	6
Total completed Local Court Matters (as at 29/10/2010)	32
Costs from 1 July 2010 for Local Court Matters	\$7,532.88

File No:	LP 17/10 – Enforcement Order Court Election
Offence:	Stop on/near children's crossing – school zone
Act:	Road Rules 2008
Final Costs:	\$0.00
Status – Completed:	The matter was before the Court on 28 October 2010, where the defendant maintained their not guilty plea. After hearing the evidence and submissions the magistrate was satisfied beyond reasonable doubt that the defendant was the driver of the vehicle at the time of the offence and dismissed the charge.

File No:	LP 30/10 – Penalty Notice Court Election
Offence:	Pollute Waters - Corporation
Act:	Protection of the Environment Operations Act
Final Costs:	\$805.90
Status – Completed	The matter was before the Court on 17 September 2010 for hearing where the defendant, Admark Constructions Pty Ltd, entered a guilty plea with explanation. After hearing the evidence and submissions, the Magistrate found the offence proved and convicted the defendant imposing a \$5,000 fine and an order for Court costs of \$79.

File No:	LP 31/10 – Penalty Notice Court Election
Offence:	Pollute Waters - Corporation
Act:	Protection of the Environment Operations Act
Final Costs:	\$805.90
Status – Completed	The matter was before the Court on 17 September 2010 where on the advice of Council's solicitor the matter was withdrawn and dismissed.

File No: LP 32/10 – Penalty Notice Court Election
Offence: Pollute Waters - Corporation
Act: Protection of the Environment Operations Act
Final Costs: \$805.90
Status – Completed The matter was before the Court on 17 September 2010 for hearing where the defendant, Admark Constructions Pty Ltd, entered a guilty plea with explanation. After hearing the evidence and submissions, the Magistrate found the offence proved and convicted the defendant imposing a \$5,000 fine and an order for Court costs of \$79.

File No: LP 33/10 – Penalty Notice Court Election
Offence: Development not in accordance with development consent
Act: Environmental Planning and Assessment Act
Final Costs: \$805.90
Status – Completed The matter was before the Court on 17 September 2010 for hearing where the defendant, Admark Constructions Pty Ltd, entered a guilty plea with explanation. After hearing the evidence and submissions, the Magistrate found the offence proved and convicted the defendant imposing a \$10,000 fine and an order for Professional and Court costs of \$4,079.

File No: LP 34/10 – Penalty Notice Court Election
Offence: Development not in accordance with development consent
Act: Environmental Planning and Assessment Act
Final Costs: \$805.90
Status – Completed The matter was before the Court on 17 September 2010 where on the advice of Council's solicitor the matter was withdrawn and dismissed.

File No: LP 39/10 – Penalty Notice Court Election
Offence: Development not in accordance with development consent
Act: Environmental Planning and Assessment Act
Costs to date: \$0.00
Status – Proceedings completed, awaiting solicitors final costs: The matter was before the Court for hearing on 7 October 2010 where Council withdrew the matter as fresh evidence was obtained that indicated that the defendant was not directly responsible for the offence.

File No: LP 40/10 – Penalty Notice Court Election
Offence: Development not in accordance with development consent
Act: Environmental Planning and Assessment Act
Costs to date: \$0.00
Status – Proceedings completed, awaiting solicitors final costs: The matter was before the Court for hearing on 7 October 2010 where Council withdrew the matter as fresh evidence was obtained that indicated that the defendant was not directly responsible for the offence.

File No: LP 41/10 – Penalty Notice Court Election
Offence: Development not in accordance with development consent
Act: Environmental Planning and Assessment Act
Costs to date: \$0.00
Status – Proceedings completed, awaiting solicitors final costs: The matter was before the Court for hearing on 7 October 2010 where Council withdrew the matter as fresh evidence was obtained that indicated that the defendant was not directly responsible for the offence.

File No: LP 53/10 – Penalty Notice Court Election
Offence: Uncontrolled dog in a public place – not dangerous dog
Act: Companion Animals Act
Final Costs: \$0.00
Status – Completed: The matter was before the Court for hearing on 15 October 2010 where Council withdrew the matter as fresh evidence was obtained that indicated that the defendant was not responsible for the offence.

File No: LP 56/10 – Penalty Notice Court Election
Offence: Uncontrolled dog in a public place – not dangerous dog
Act: Companion Animals Act
Final Costs: \$514.90
Status – Completed: The matter was before the Court on 19 October 2010 for hearing where the defendant changed their plea to guilty with explanation. After considering the evidence and submissions the Magistrate found the offence proved and directed that under Section 10A(1) of the Crimes (Sentencing Procedure) Act no conviction be recorded. The Magistrate considered an application by Council for recovery of its legal costs but determined that having regard to the circumstances of the matter that only an Order for \$79 Court Costs be made.

File No: LP 60/10 & LP61/10 – Penalty Notice Court Elections
Offence: Uncontrolled dog in a public place – not dangerous dog x 2
Act: Companion Animals Act
Costs to date: \$0.00
Status – Ongoing: The matter was before the Court for further mention on 19 October 2010 where the defendant entered a not guilty plea to both matters. The Court adjourned the proceedings to 12 November for hearing.

File No: LP 62/10 – Penalty Notice Court Election
Offence: Stand vehicle in area longer than allowed
Act: Local Government Act
Final Costs: \$0.00
Status – Completed: The matter was before the Court on 12 October 2010 for mention where the defendant, Evangelia Sciberras, made no appearance. The Magistrate granted an application by Council for the matter to proceed in the defendant's absence and after considering the evidence and submissions, the Magistrate found the offence proved and convicted the defendant imposing an \$84 fine and an order for Court costs of \$79.

File No: LP 63/10 – Penalty Notice Court Election
Offence: Stop in parking area without current disabled parking authority displayed.
Act: Local Government Act
Final Costs: \$0.00
Status – Completed: The matter was before the Court for mention on 19 October 2010 where the defendant entered a guilty plea with explanation. After considering the evidence and submissions the Magistrate found the offence proved and directed that under Section 10A(1) of the Crimes (Sentencing Procedure) Act no conviction be recorded. No order for costs was made.

File No: LP 64/10 – Penalty Notice Court Election
Offence: Stop in parking area without current disabled parking authority displayed.
Act: Local Government Act
Final Costs: \$0.00
Status – Completed: The matter was before the Court for mention on 19 October 2010 where the defendant entered a guilty plea with explanation. After considering the evidence and submissions the Magistrate found the offence proved and directed that under Section 10A(1) of the Crimes (Sentencing Procedure) Act no conviction be recorded. An Order for \$79 Court Costs was made.

File No: LP 65/10 – Penalty Notice Court Election
Offence: Stop in loading zone.
Act: Road Rules 2008
Final Costs: \$0.00
Status – Completed: The matter was before the Court for mention on 26 October 2010 where the defendant entered a guilty plea with explanation. After considering the evidence and submissions the Magistrate found the offence proved and directed that under Section 10A(1) of the Crimes (Sentencing Procedure) Act no conviction be recorded. An Order for \$79 Court Costs was made.

File No: LP 66/10 – Penalty Notice Court Election
Offence: Stop in parking area without current disabled parking authority displayed.
Act: Road Rules 2008
Costs to date: \$0.00
Status – New Matter: Listed for first mention on 2 November 2010.

File No: LP 67/10 – Penalty Notice Court Elections
Offence: Uncontrolled dog in a public place – not dangerous dog
Act: Companion Animals Act
Costs to date: \$0.00
Status – New Matter: Listed for first mention on 2 November 2010.

8. Matters Referred to Council's Solicitor for Advice

The following summary lists the status of matters referred to Council's Solicitors for advice on questions of law, the likelihood of appeal or prosecution proceedings being initiated, and/or Council liability.

Total Advice Matters (as at 29/10/2010)
Costs from 1 July 2010 for Advice Matters

6
\$14,713.24

9. Legal Costs Summary		
The following summary lists the Planning and Environment Division's net Legal Costs for the 2010/2011 period.		
Relevant Attachments or Tables	Costs Debit	Costs Credit
Class 1 Land and Environment Court - appeals against Council's determination of Development Applications	\$52,703.61	\$15,000.00
Class 1 Land and Environment Court - appeals against Orders or Notices issued by Council	\$307.12	\$0.00
Class 4 Land and Environment Court matters - non-compliance with Council Orders, Notices or Prosecutions	\$0.00	\$0.00
Class 5 Land and Environment Court - Pollution and Planning prosecution matters	\$8,165.05	\$0.00
Class 6 Land and Environment Court - appeals from convictions relating to environmental matters	\$0.00	\$0.00
Land and Environment Court tree dispute between neighbours matters	\$0.00	\$0.00
District Court Appeal matters	\$0.00	\$0.00
Local Court Prosecution matters	\$7,532.88	\$0.00
Matters referred to Council's Solicitor for Legal Advice	\$14,713.24	\$0.00
Miscellaneous costs not shown elsewhere in this table	\$0.00	\$0.00
Costs Sub-Total	\$83,421.91	\$15,000.00
Overall Net Costs Total (GST exclusive)	\$68,421.91	

Officer's Recommendation

That the information be noted.

Committee's Recommendation: (Greiss/Thompson)

That the Officer's Recommendation be adopted.

CARRIED

Council Meeting 16 November 2010 (Kolkman/Thompson)

That the Officer's Recommendation be adopted.

Council Minute Resolution Number 222

That the Officer's Recommendation be adopted.

5. GENERAL BUSINESS

5.1 Dharawal State Conservation Area

Councillor Bourke noted that BHP had recently withdrawn its application to undermine the Dharawal Conservation Area. BHP have indicated that they will investigate how the mining of this area can be undertaken in the future with minimal damage to the environment. Councillor Bourke advised that the groups opposed to the mining of this area have suggested that an approach be made to the Minister for Planning and the Minister for Climate Change and the Environment seeking the upgrade of the Dharawal State Conservation Area to National Park status.

Committee's Recommendation: (Bourke/Thompson)

That Council write to the Minister for Planning and the Minister for Climate Change and the Environment requesting that they review the status of the Dharawal State Conservation Area with a view to upgrading the area to that of a National Park.

CARRIED

Council Meeting 16 November 2010 (Kolkman/Thompson)

That the Committee's Recommendation be adopted.

Council Minute Resolution Number 222

That the Committee's Recommendation be adopted.

5.2 Shared Traffic Zones

Councillor Thompson noted that when he recently attended the Local Government Conference in Albury he noted that in shared zones in the CBD pedestrians had to give way to vehicles where as in shared zones in Campbelltown CBD areas vehicles must give way to pedestrians. Councillor Thompson indicated that he had discussed this matter with a number of residents of Albury and they found that their system was very successful and he asked if the Director City Works could investigate the feasibility of implementing a similar system in the Campbelltown Local Government Area.

Committee's Recommendation: (Thompson/Greiss)

That the Director of City Works investigate the feasibility of amending the current shared zone system in the Local CBD areas with a view to having pedestrians give way to vehicular traffic.

CARRIED

Council Meeting 16 November 2010 (Kolkman/Thompson)

That the Committee's Recommendation be adopted.

An **Amendment** in regard to Item 5.2 - Shared Traffic Zones was **Moved** Councillor Rowell, **Seconded** Councillor Hawker that the Director City Works present a report through the Traffic Committee detailing the current shared zone system utilised in the Campbelltown Local Government Area and to determine if it is in accordance with the current Traffic Regulations and if there is an opportunity to vary how a shared zone can be implemented.

WON and became part of the Motion.

Council Minute Resolution Number 222

That the above amendment be adopted.

18. CONFIDENTIAL ITEMS

No reports this round

There being no further business the meeting closed at 7.50pm.

R Kolkman
CHAIRPERSON
