

AGENDA

Notice is hereby given that an Ordinary Meeting of Council will be held at Mona Vale Memorial Hall on

Wednesday 26 April 2017

Beginning at 6.30pm for the purpose of considering and determining matters included in this agenda.



Mark Ferguson
General Manager

Issued: 19/04/2017

OUR VALUES

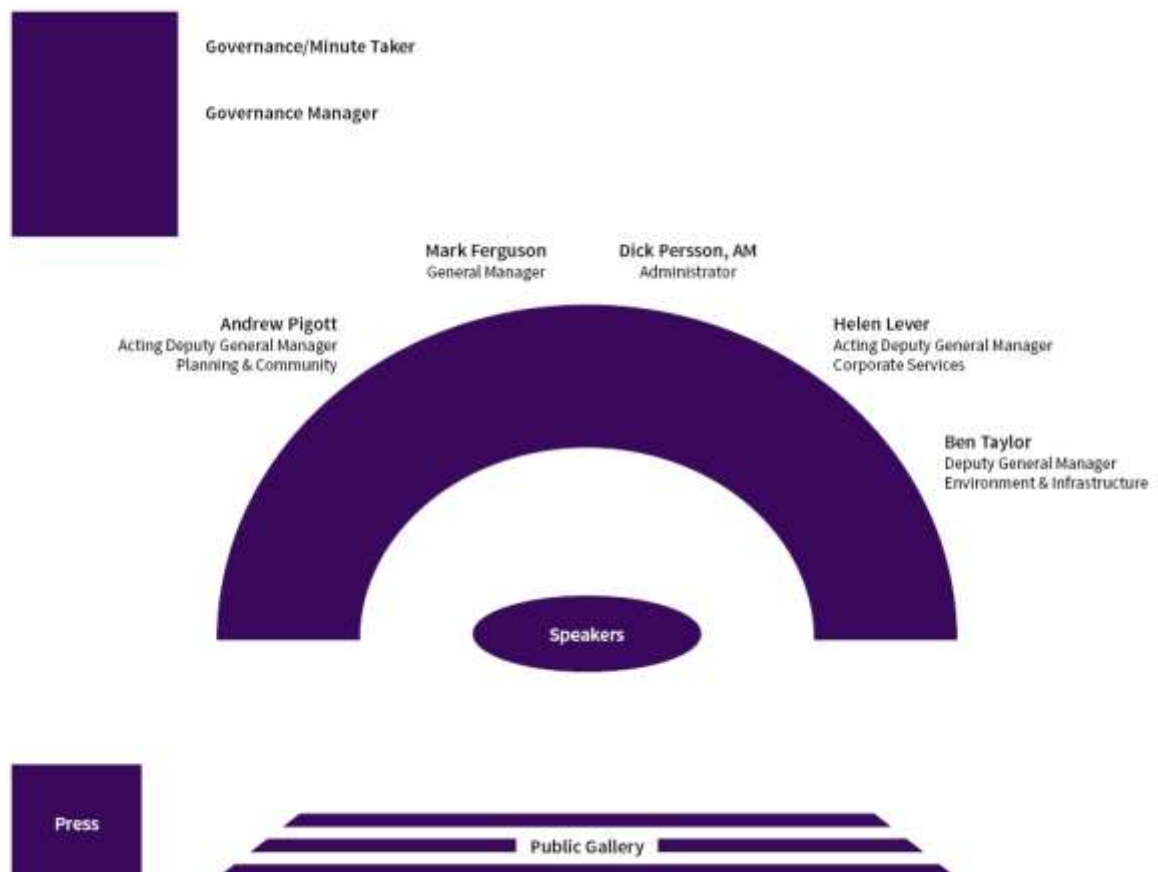
Respect

Empowerment

Service

Wellbeing

Equity



**Agenda for an Ordinary Meeting of Council
to be held on Wednesday 26 April 2017
at Mona Vale Memorial Hall
Commencing at 6.30pm**

ACKNOWLEDGEMENT OF COUNTRY

1.0 APOLOGIES

2.0 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

2.1 Minutes of Ordinary Council Meeting held 28 March 2017

3.0 DECLARATION OF PECUNIARY AND CONFLICTS OF INTEREST

4.0 PUBLIC FORUM

5.0 ADMINISTRATOR'S MINUTES

Nil

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2.0 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

2.1 MINUTES OF ORDINARY COUNCIL MEETING HELD 28 MARCH 2017

RECOMMENDATION

That the Minutes of the Ordinary Council Meeting held 28 March 2017, copies of which were previously circulated, be confirmed as a true and correct record of the proceedings of that meeting.

7.0 CORPORATE SERVICES DIVISION REPORTS

ITEM 7.1	MINUTES OF THE AUDIT, RISK & IMPROVEMENT COMMITTEE MEETING HELD ON 21 FEBRUARY 2017
REPORTING MANAGER	EXECUTIVE MANAGER GOVERNANCE & ENTERPRISE RISK
TRIM FILE REF	2017/078250
ATTACHMENTS	1 Minutes - Audit and Risk Committee - 21 February 2017 (Included In Attachments Booklet)

REPORT

PURPOSE

To report the Minutes of the Audit, Risk and Improvement Committee (ARIC) Meeting held on 21 February 2017.

REPORT

The ARIC plays a pivotal role in the governance framework to provide Council with independent assurance and assistance in the areas of risk management, control, governance and external accountability responsibilities.

According to the draft ARIC Charter the minutes of ARIC Meetings are to be reported quarterly to Council. However, as ARIC minutes may contain confidential or sensitive information, it is stipulated that broader public access may be subject to privacy and confidentiality considerations.

The minutes of the meetings held on 21 February 2017 are reported in full at Attachment 1 to this report.

FINANCIAL IMPACT

Nil

ENVIRONMENTAL IMPACT

Nil

SOCIAL IMPACT

Nil

RECOMMENDATION OF DEPUTY GENERAL MANAGER CORPORATE SERVICES

That the Minutes of the Audit, Risk and Improvement Committee Meetings held on 21 February 2017 be noted.

ITEM 7.2	ONE LIBRARY SYSTEM AND CONTRACTUAL ARRANGEMENT WITH SHORELINK
REPORTING MANAGER	EXECUTIVE MANAGER LIBRARIES
TRIM FILE REF	2017/064207
ATTACHMENTS	NIL

REPORT

PURPOSE

The establishment of a single library management system as part of the Northern Beaches library service strategic plan allowing for the cessation of the Manly library branch from the Shorelink Library Network contract as per the Shorelink Deed of Agreement.

REPORT

The former Manly Council's and now Northern Beaches Council library located at Manly has been a member of the Shorelink Library Network since 5 October 1983. Subsequent to amalgamation, the Northern Beaches library service has the opportunity to create a network of its own. The Northern Beaches library service currently operates three different library management systems and is working towards introducing a single library management system. This alleviates the need for the Manly library to continue as a member of the Shorelink Library Network.

Under the Shorelink Library Network Deed of Agreement, Manly library is required to provide 12 months' notice of termination. The intent is to cease as a member of the Shorelink Library Network on the 30 June 2018; providing in excess of 12 months' notice. During the intervening period, the library management team will work with the Northern Beaches legal team and the Shorelink Executive office to ensure all entitlements under the Deed are accommodated.

FINANCIAL IMPACT

The Shorelink contribution of \$76,000 per annum is to be redirected towards the procurement of a single library management system for the whole of the Northern Beaches Library Service in 2018.

ENVIRONMENTAL IMPACT

Nil

SOCIAL IMPACT

Customers will be advised in due course of the pending changes to their borrowing processes. This will be achieved through web promotions, email notifications to library members, in-house signage and updates to both the Manly library and Shorelink catalogues.

RECOMMENDATION OF DEPUTY GENERAL MANAGER CORPORATE SERVICES

That as a result of the planned introduction of a single library system, Council provides appropriate notice to terminate the contractual consortia agreement with the Shorelink Library Network as of 30 June 2018.

ITEM 7.3	NOTES OF THE IMPLEMENTATION ADVISORY GROUP AND LOCAL REPRESENTATION COMMITTEE MEETINGS
REPORTING MANAGER	DEPUTY GENERAL MANAGER CORPORATE SERVICES
TRIM FILE REF	2017/009158
ATTACHMENTS	<ol style="list-style-type: none"> 1 IAG Notes of the Extraordinary Meeting held 8 February 2017 (Included In Attachments Booklet) 2 IAG Notes of the Meeting held 15 February 2017 (Included In Attachments Booklet) 3 IAG Notes of the Meeting held 1 March 2017 (Included In Attachments Booklet) 4 LRC Notes of the Meeting held 15 February 2017 (Included In Attachments Booklet) 5 LRC Notes of the Meeting held 15 March 2017 (Included In Attachments Booklet)

REPORT

PURPOSE

To report the meeting notes from the Implementation Advisory Group (IAG) and Local Representation Committees (Social, Economic & Environment LRC) meetings held on 8 February, 15 February, 1 March and 15 March respectively.

REPORT

The following meetings and associated documents are being reported to Council:

Committee	Meeting Date
Implementation Advisory Group	8 February (Extraordinary), 15 February (Extraordinary); and 1 March – Meeting Notes
Local Representation Committees (Social, Economic & Environment)	15 February and 15 March – Meeting Notes

FINANCIAL IMPACT

Nil

SOCIAL IMPACT

Nil

ENVIRONMENTAL IMPACT

Nil

RECOMMENDATION OF DEPUTY GENERAL MANAGER CORPORATE SERVICES

That Council note the Meeting Notes from the:

- A. Implementation Advisory Group (IAG) meetings held on 8 February 2017 (extraordinary), 15 February 2017 (extraordinary), and 1 March 2017.
 - B. Local Representation Committee (LRC) meetings held on 15 February 2017 and 15 March 2017.
-

ITEM 7.4	MONTHLY INVESTMENT REPORT - MARCH 2017
REPORTING MANAGER	CHIEF FINANCIAL OFFICER
TRIM FILE REF	2017/094119
ATTACHMENTS	NIL

EXECUTIVE SUMMARY

PURPOSE

To provide a report setting out details of all money that Council has invested under section 625 of the Local Government Act 1993.

SUMMARY

In accordance with clause 212 of the Local Government (General) Regulation 2005, a report setting out the details of money invested must be presented to Council on a monthly basis.

The report must also include certification as to whether or not the investments have been made in accordance with the Act, the Regulations and Council's Investment Policy.

The Investment Report shows that Council has total cash and investments of \$193,666,747 comprising:

- Trading Accounts \$10,606,880
- Investments \$183,059,867

Performance over the period from 13 May 2016 to date was strong having exceeded the benchmark: 2.84%pa vs. 2.13%pa.

CERTIFICATION – RESPONSIBLE ACCOUNTING OFFICER

I hereby certify that the investments listed in the attached reports have been made in accordance with Section 625 of the Local Government Act 1993, clause 212 of the Local Government (General) Regulation 2005 and existing Investment Policies.

FINANCIAL IMPACT

Actual investment income for the period from 13 May 2016 to date was \$4,979,643 compared to budgeted income of \$3,823,370, a positive variance of \$1,156,273.

SOCIAL IMPACT

Nil

ENVIRONMENTAL IMPACT

Nil

RECOMMENDATION OF DEPUTY GENERAL MANAGER CORPORATE SERVICES

That Council receive and note the Investment Report as at 31 March 2017, including the certification by the Responsible Accounting Officer.

REPORT

INVESTMENT BALANCES

INVESTMENT BALANCES - CONSOLIDATED				
As at 31-Mar-2017				
INSTITUTION	RATING	AMOUNT \$	MATURITY DATE	INTEREST RATE
Trading Accounts				
Commonwealth Bank of Australia Ltd	A1+	2,023,294		1.35%
National Australia Bank Ltd	A1+	1,227,349		1.50%
Commonwealth Bank of Australia Ltd	A1+	56,535		0.40%
Commonwealth Bank of Australia Ltd	A1+	111,912		1.35%
		3,419,090		
At Call Accounts				
Commonwealth Bank of Australia Ltd	A1+	1,531,847	At Call	1.85%
AMP	A1	1,138,243	At Call	2.05%
National Australia Bank Ltd	A1+	5,200,000	At Call	2.00%
Commonwealth Bank of Australia Ltd	A1+	4,979,741	At Call	1.85%
		12,849,831		
Mortgage Backed Securities				
Weighted Avg Life *				
Emerald Series 2006-1 Class A	AAA	976,736	22-Aug-22	2.23%
		976,736		
Term Deposits				
Newcastle Permanent	A2	1,000,000	03-Apr-17	2.70%
Suncorp-Metway Ltd	A1	2,000,000	04-Apr-17	2.91%
Members Equity Bank Ltd	A2	3,000,000	07-Apr-17	2.80%
Suncorp-Metway Ltd	A1	1,000,000	10-Apr-17	2.60%
National Australia Bank Ltd	A1+	2,000,000	10-Apr-17	2.70%
Members Equity Bank Ltd	A2	1,000,000	12-Apr-17	3.12%
National Australia Bank Ltd	A1+	1,000,000	18-Apr-17	2.70%
National Australia Bank Ltd	A1+	2,000,000	18-Apr-17	2.80%
Suncorp-Metway Ltd	A1	1,000,000	24-Apr-17	2.70%
Bank of Queensland Ltd	A2	1,000,000	24-Apr-17	2.80%
Members Equity Bank Ltd	A2	2,000,000	26-Apr-17	2.80%
Suncorp-Metway Ltd	A1	1,000,000	28-Apr-17	2.90%
Members Equity Bank Ltd	A2	2,000,000	02-May-17	3.20%
Suncorp-Metway Ltd	A1	1,000,000	02-May-17	2.90%
Auswide Bank Limited	A2	1,000,000	04-May-17	3.12%
Members Equity Bank Ltd	A2	1,000,000	05-May-17	3.00%
Members Equity Bank Ltd	A2	1,000,000	05-May-17	3.00%
People's Choice Credit Union	A2	1,000,000	05-May-17	3.10%
People's Choice Credit Union	A2	1,000,000	05-May-17	3.10%
Members Equity Bank Ltd	A2	1,000,000	08-May-17	2.70%
Members Equity Bank Ltd	A2	1,000,000	12-May-17	2.70%
Suncorp-Metway Ltd	A1	1,000,000	15-May-17	2.75%
Bendigo & Adelaide Bank Ltd	A2	2,000,000	16-May-17	3.00%
Members Equity Bank Ltd	A2	1,000,000	19-May-17	2.80%
Suncorp-Metway Ltd	A1	1,000,000	22-May-17	2.76%
Bank of Queensland Ltd	A2	1,000,000	22-May-17	2.75%
Suncorp-Metway Ltd	A1	2,000,000	24-May-17	2.81%
Bendigo & Adelaide Bank Ltd	A2	2,000,000	30-May-17	3.00%

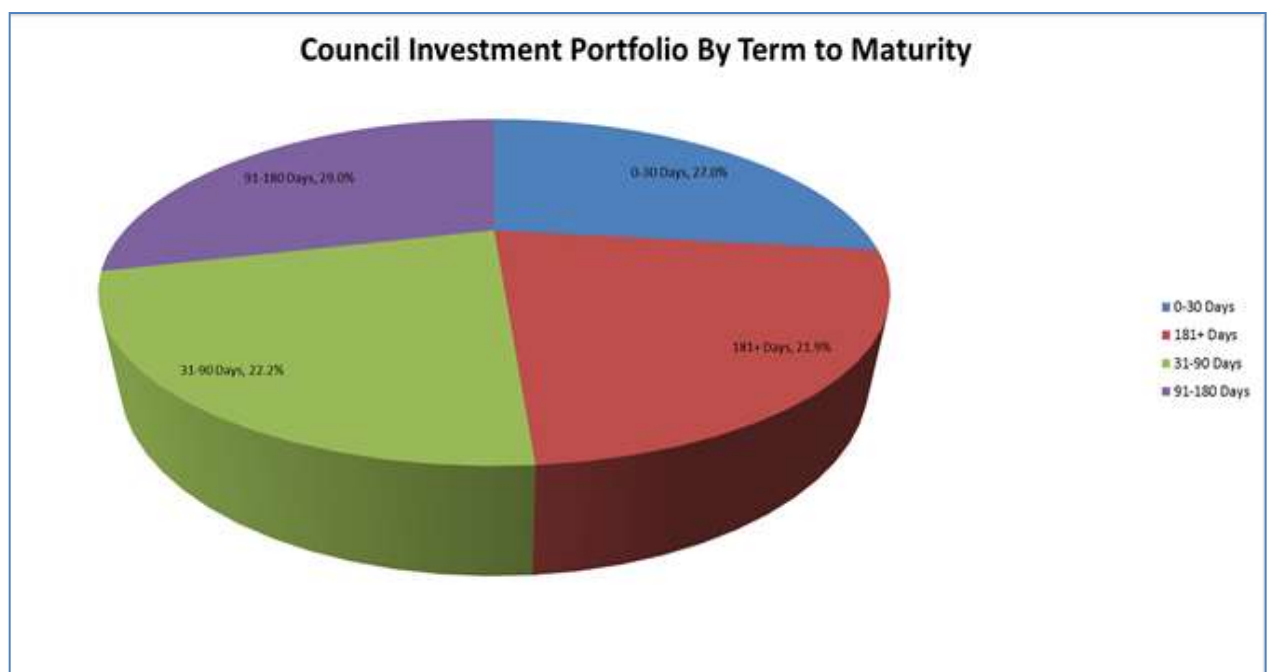
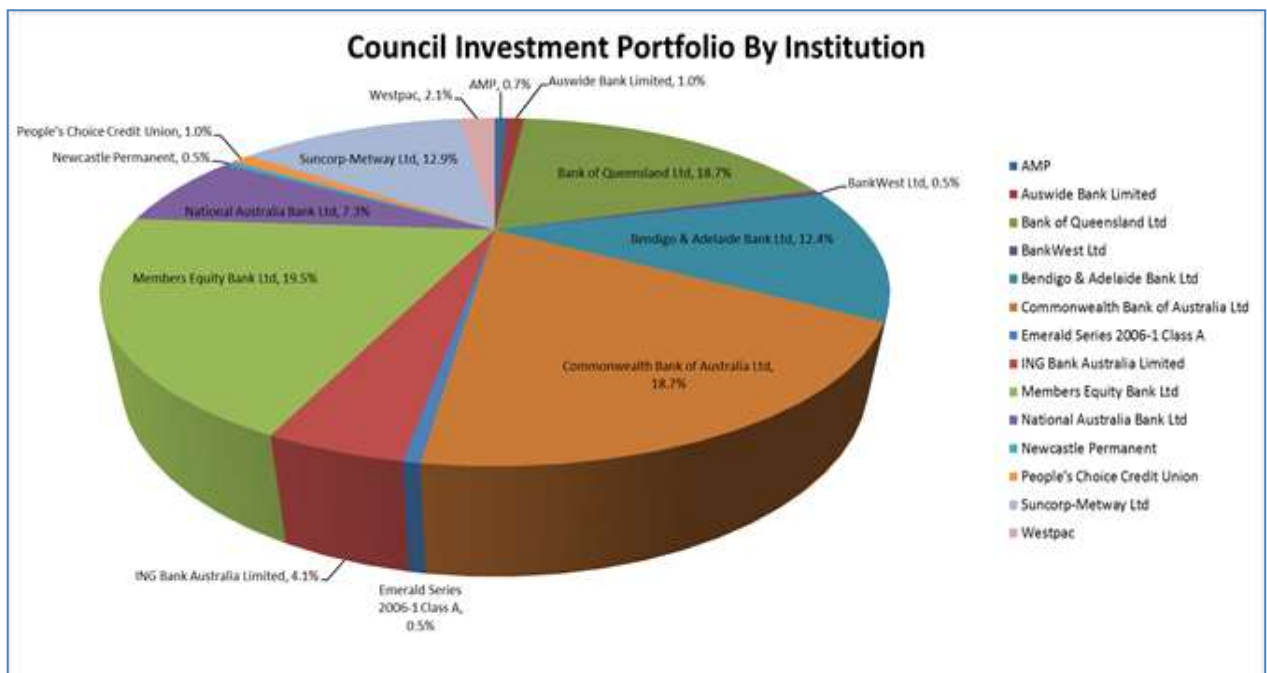
INVESTMENT BALANCES - CONSOLIDATED				
As at 31-Mar-2017				
INSTITUTION	RATING	AMOUNT \$	MATURITY DATE	INTEREST RATE
Term Deposits (continued)				
Bendigo & Adelaide Bank Ltd	A2	1,000,000	05-Jun-17	3.00%
AMP	A1	229,122	07-Jun-17	2.50%
Suncorp-Metway Ltd	A1	3,000,000	07-Jun-17	2.81%
Bank of Queensland Ltd	A2	2,000,000	09-Jun-17	2.80%
Members Equity Bank Ltd	A2	1,000,000	13-Jun-17	2.70%
Bank of Queensland Ltd	A2	1,000,000	15-Jun-17	2.80%
Members Equity Bank Ltd	A2	2,000,000	19-Jun-17	2.80%
Suncorp-Metway Ltd	A1	2,000,000	21-Jun-17	2.76%
Bank of Queensland Ltd	A2	2,000,000	22-Jun-17	2.80%
Members Equity Bank Ltd	A2	1,000,000	26-Jun-17	2.75%
Bank of Queensland Ltd	A2	1,000,000	27-Jun-17	2.80%
Members Equity Bank Ltd	A2	2,000,000	29-Jun-17	2.65%
Suncorp-Metway Ltd	A1	2,000,000	04-Jul-17	2.80%
Bank of Queensland Ltd	A2	1,000,000	06-Jul-17	2.80%
National Australia Bank Ltd	A1+	719,877	10-Jul-17	2.70%
Members Equity Bank Ltd	A2	2,000,000	10-Jul-17	2.80%
Members Equity Bank Ltd	A2	1,000,000	11-Jul-17	2.70%
Members Equity Bank Ltd	A2	2,000,000	17-Jul-17	2.70%
Bank of Queensland Ltd	A2	1,000,000	19-Jul-17	2.80%
Members Equity Bank Ltd	A2	2,000,000	21-Jul-17	2.70%
Members Equity Bank Ltd	A2	2,000,000	24-Jul-17	2.70%
Bank of Queensland Ltd	A2	2,000,000	25-Jul-17	2.80%
Bank of Queensland Ltd	A2	1,000,000	27-Jul-17	2.80%
Bank of Queensland Ltd	A2	2,000,000	31-Jul-17	2.75%
Bank of Queensland Ltd	A2	2,000,000	01-Aug-17	2.75%
Bank of Queensland Ltd	A2	2,000,000	04-Aug-17	2.80%
National Australia Bank Ltd	A1+	2,000,000	08-Aug-17	2.80%
ING Bank Australia Limited	A2	2,000,000	10-Aug-17	2.80%
Bank of Queensland Ltd	A2	1,000,000	14-Aug-17	2.80%
ING Bank Australia Limited	A2	2,000,000	15-Aug-17	2.79%
Westpac	A1+	1,000,000	18-Aug-17	3.00%
Westpac	A1+	1,000,000	18-Aug-17	3.00%
Westpac	A1+	1,000,000	18-Aug-17	3.00%
Bendigo & Adelaide Bank Ltd	A2	2,000,000	22-Aug-17	2.85%
ING Bank Australia Limited	A2	2,000,000	22-Aug-17	2.80%
Suncorp-Metway Ltd	A1	2,000,000	28-Aug-17	2.65%
Auswide Bank Limited	A2	1,000,000	05-Sep-17	2.70%
Westpac	A1+	1,000,000	08-Sep-17	3.00%
Bank of Queensland Ltd	A2	2,000,000	11-Sep-17	2.65%
Bendigo & Adelaide Bank Ltd	A2	2,000,000	13-Sep-17	2.75%
Bendigo & Adelaide Bank Ltd	A2	2,000,000	19-Sep-17	2.70%
Bank of Queensland Ltd	A2	1,000,000	21-Sep-17	2.80%
Suncorp-Metway Ltd	A1	2,000,000	25-Sep-17	2.65%
Bank of Queensland Ltd	A2	2,000,000	26-Sep-17	2.65%
Bank of Queensland Ltd	A2	2,000,000	29-Sep-17	2.80%
Bank of Queensland Ltd	A2	2,000,000	29-Sep-17	2.75%

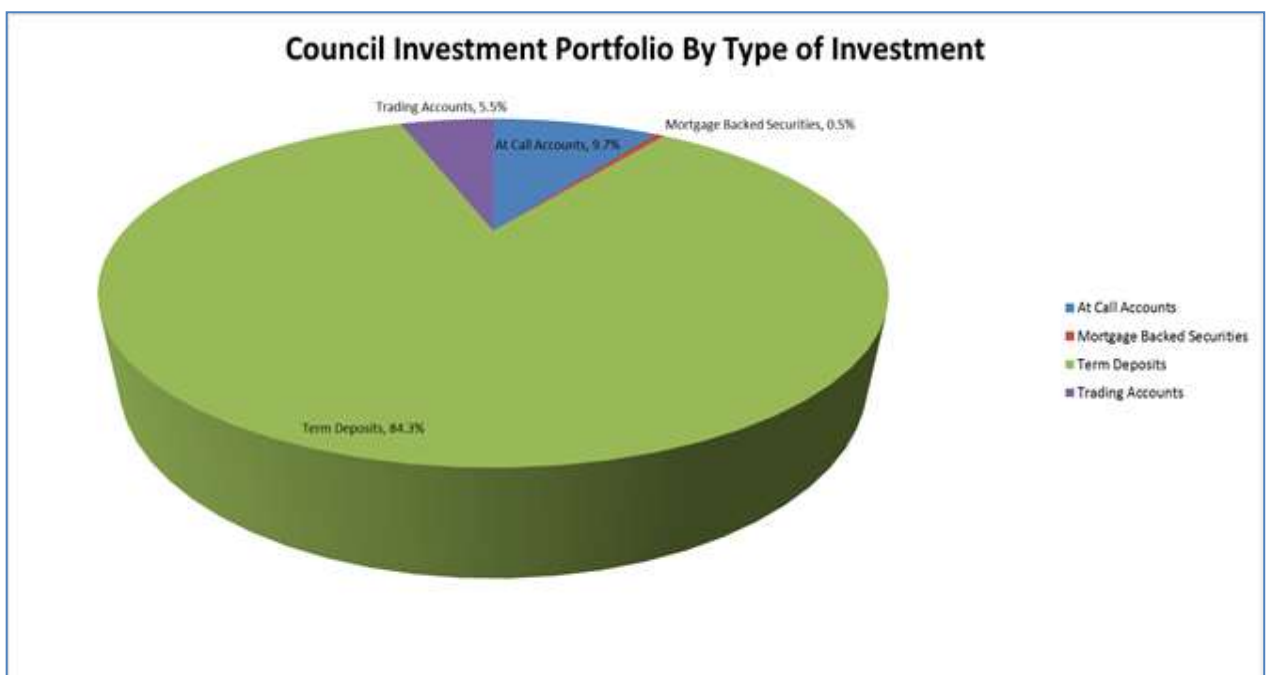
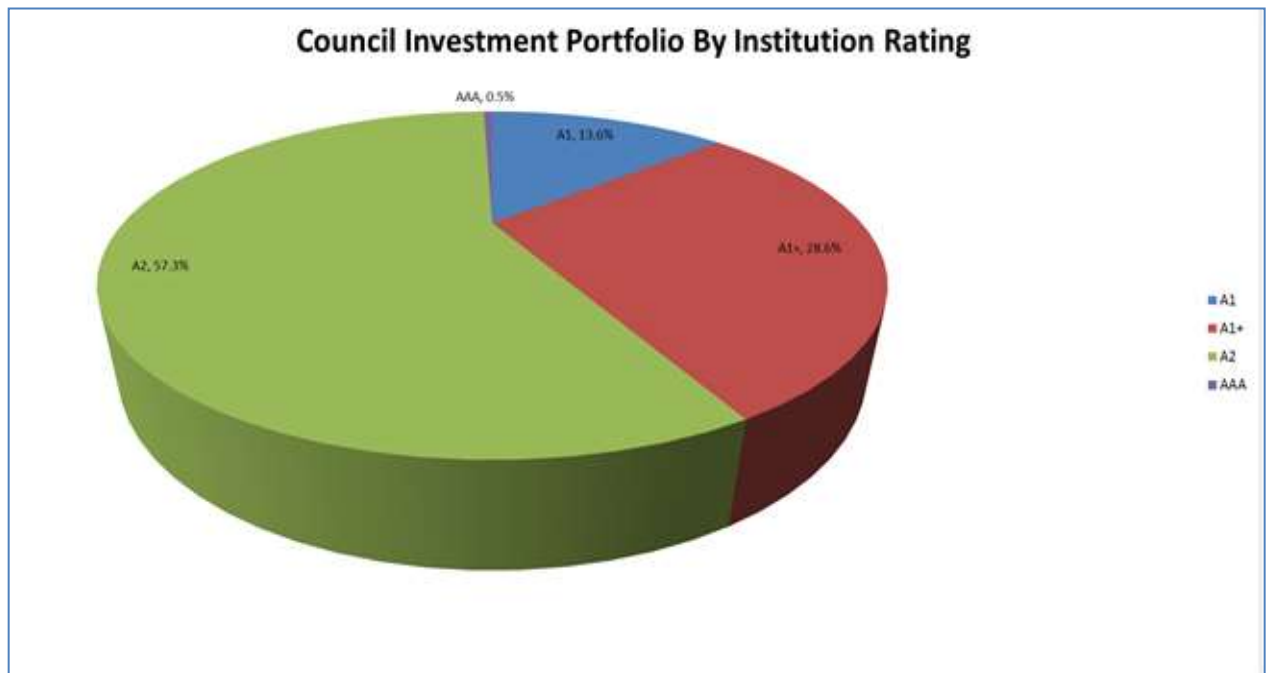
INVESTMENT BALANCES - CONSOLIDATED				
As at 31-Mar-2017				
INSTITUTION	RATING	AMOUNT \$	MATURITY DATE	INTEREST RATE
Term Deposits (continued)				
Members Equity Bank Ltd	A2	1,000,000	03-Oct-17	2.80%
Bank of Queensland Ltd	A2	2,000,000	03-Oct-17	2.65%
Members Equity Bank Ltd	A2	1,000,000	24-Oct-17	2.70%
Members Equity Bank Ltd	A2	2,000,000	26-Oct-17	2.67%
Bank of Queensland Ltd	A2	1,000,000	31-Oct-17	2.65%
Bank of Queensland Ltd	A2	1,000,000	01-Nov-17	2.75%
Commonwealth Bank of Australia Ltd	A1+	1,000,000	07-Nov-17	2.65%
Commonwealth Bank of Australia Ltd	A1+	1,000,000	14-Nov-17	2.64%
Members Equity Bank Ltd	A2	2,000,000	05-Dec-17	2.65%
Commonwealth Bank of Australia Ltd	A1+	500,000	08-Dec-17	2.68%
Members Equity Bank Ltd	A2	2,000,000	12-Dec-17	2.70%
Commonwealth Bank of Australia Ltd	A1+	1,000,000	15-Dec-17	2.67%
Bendigo & Adelaide Bank Ltd	A2	1,000,000	20-Dec-17	2.80%
Bendigo & Adelaide Bank Ltd	A2	1,000,000	25-Jan-18	2.80%
Bendigo & Adelaide Bank Ltd	A2	1,000,000	31-Jan-18	2.80%
Bendigo & Adelaide Bank Ltd	A2	2,000,000	06-Feb-18	2.80%
Bendigo & Adelaide Bank Ltd	A2	1,000,000	13-Feb-18	2.80%
Commonwealth Bank of Australia Ltd	A1+	1,000,000	20-Feb-18	2.72%
Commonwealth Bank of Australia Ltd	A1+	1,000,000	27-Feb-18	2.68%
Commonwealth Bank of Australia Ltd	A1+	1,000,000	02-Mar-18	2.65%
Commonwealth Bank of Australia Ltd	A1+	1,000,000	06-Mar-18	2.73%
Commonwealth Bank of Australia Ltd	A1+	2,000,000	13-Mar-18	2.72%
Commonwealth Bank of Australia Ltd	A1+	1,000,000	16-Mar-18	2.71%
Commonwealth Bank of Australia Ltd	A1+	1,000,000	27-Mar-18	2.68%
		141,448,999		
Kimbriki Environmental Enterprises Pty Ltd				
Trading Accounts				
Commonwealth Bank of Australia Ltd	A1+	7,187,790		0.90%
		7,187,790		
At Call Accounts				
Commonwealth Bank of Australia Ltd	A1+	5,068,393	At Call	1.45%
Commonwealth Bank of Australia Ltd	A1+	815,908	At Call	1.45%
		5,884,301		
Term Deposits				
Commonwealth Bank of Australia Ltd	A1+	1,000,000	17-Jul-17	2.66%
		1,000,000		

INVESTMENT BALANCES - CONSOLIDATED				
As at 31-Mar-2017				
INSTITUTION	RATING	AMOUNT \$	MATURITY DATE	INTEREST RATE
New Council Implementation Fund				
Term Deposits				
Bank of Queensland Ltd	A2	1,900,000	20-Apr-17	2.75%
Suncorp-Metway Ltd	A1	1,000,000	15-May-17	2.93%
Bank of Queensland Ltd	A2	900,000	15-May-17	2.80%
Members Equity Bank Ltd	A2	800,000	16-Jun-17	2.65%
Bank of Queensland Ltd	A2	400,000	13-Jul-17	2.80%
BankWest Ltd	A1+	1,000,000	15-Aug-17	2.60%
		6,000,000		
Stronger Communities Fund				
Term Deposits				
Suncorp-Metway Ltd	A1	3,000,000	13-Apr-17	2.95%
Bendigo & Adelaide Bank Ltd	A2	2,000,000	16-Jun-17	2.95%
ING Bank Australia Limited	A2	2,000,000	15-Aug-17	2.79%
Members Equity Bank Ltd	A2	900,000	24-Oct-17	2.70%
Bendigo & Adelaide Bank Ltd	A2	2,000,000	18-Dec-17	3.00%
Commonwealth Bank of Australia Ltd	A1+	2,000,000	19-Dec-17	2.66%
Bendigo & Adelaide Bank Ltd	A2	2,000,000	17-Jan-18	3.00%
Bendigo & Adelaide Bank Ltd	A2	1,000,000	16-Feb-18	3.00%
		14,900,000		
Total Cash and Investments		193,666,747		

* Weighted Average Life is the anticipated date of repayment of Council's full principal in mortgage backed securities based upon the expected repayment of a critical balance of underlying mortgages. It is calculated by professional actuaries and its use is market convention for securities such as these. Council's investment policy recognises Weighted Average Life dates as appropriate maturity dates for these securities.

PORTFOLIO ANALYSIS





INVESTMENT PERFORMANCE VS. BENCHMARK

	Investment Portfolio Return (%pa)*	Benchmark: Bloomberg AusBond Bank Bill Index	Benchmark: 11am Cash Rate **
1 Month	2.77%	1.94%	1.50%
3 Months	2.79%	1.99%	1.50%
6 Months	2.81%	2.05%	1.50%
FYTD	2.84%	2.13%	1.55%
12 Months	N/A	N/A	N/A

* Excludes trading account balances

** This benchmark relates to Cash Fund holdings

MONTHLY INVESTMENT INCOME* VS. BUDGET

	31 Mar 17 \$	Year to Date \$
Investment Income	426,002	5,018,513
Adjustment for Fair Value	(5)	(38,870)
Total Investment Income	425,996	4,979,643
Budgeted Income	312,957	3,823,369

*Includes all cash and investment holdings

ECONOMIC NOTES

(Source: Primarily extracted from information supplied by Laminar Capital Pty Ltd)

Global economic growth continued to broaden through March with most key regions of the world showing signs of stronger economic growth. While doubts are starting to arise about whether the US Trump Administration will be able to generate its planned fiscal spending in whole or to schedule signs continue to proliferate that US growth is gathering pace without policy assistance and to the point where the Federal Reserve was able to deliver another small step towards normalising US interest rates. China confirmed that it is aiming to sustain GDP growth of at least 6.5% over coming years. Australia's GDP growth rate jumped up sharply in Quarter 4 2016, although partly due to unwinding of statistical anomalies causing Quarter 3 GDP to be unusually weak. Central banks have changed footing from pursuing very accommodating monetary policy stances to starting to tighten in the cases of the US Fed and China's Peoples' Bank or have stopped easy almost everywhere else amid signs that inflation is lifting or may soon lift.

In the US economy, indicators of economic activity continue to improve, especially leading indicators of economic activity which are either at cycle highpoints or close. New home building activity seems to be entering another very strong phase. The National Association of Homebuilders' index rose very strongly in March to 71 from 65 in February. Retail spending seems to be strengthening too showing a rise in core spending (excluding automobile sales) of 0.2% month-on-month in February consolidating an upwardly revised strong increase of 1.2% in January. US household spending in general remains well supported by rising household wealth, increasing income and very good growth in Jobs.

In China, the People's Congress meeting indicated that China will aim to achieve 6.5% economic growth or stronger if possible over the next few years. In the near-term the authorities continue to deal with a number of issues that may limit economic growth later in 2017 – winding out inefficient and polluting State-owned enterprises; taking the steam out of excessive residential construction and house price inflation; and reforming the banking and financial system. Recent economic readings have still been strong mostly and consistent with GDP growth around 6.8% year-on-year when the Quarter 1 2017 data are released in mid-April. Sharply rising prices of goods manufactured in China are likely to lift consumer prices around the world. The Peoples' Bank of China has moved from a very accommodative monetary policy stance lifting twice (albeit by only 10bps each time) a selection of its lending interest rates to banks.

In Europe, both GDP growth and inflation are showing signs of starting to lift. Leading indicators of European economic activity point to a further improvement in European economic growth. While the European Central Bank's official interest rates still have a negative sign on the front the ECB is starting to reduce its monthly asset purchases or QE. The results of the Dutch elections favouring the existing, pro-EU government point to some rejection of the populist forces that promoted Brexit in the UK and the election of President Trump in the US. Political risk in Europe seems a touch lower as a result although key challenges still lie ahead with Britain about to enter two-years of divorce negotiations with the EU, elections ahead in France and Germany, and potential difficulties looming again over Greek government debt negotiations.

Australian economic growth rebounded sharply in Quarter 4 2016 up by 1.1% quarter-on-quarter and 2.4% year-on-year. Nominal economic growth was even stronger up 3.0% quarter-on-quarter and 6.1% year-on-year aided by a major boost to national income from much higher export commodity prices in the quarter. Several of the big contributors to Quarter 4 growth such as big increases in household consumption spending and housing activity look set to figure less prominently in Quarter 1 2017 GDP due in early June. While consumer and business sentiment readings have been comparatively firm in January and February monthly economic readings have been mixed-strength.

The investment portfolio return over the period 13 May 2016 to 31 March 2017 was 2.84% versus the Ausbond Bank Bill Index return of 2.13%.

8.0 ENVIRONMENT & INFRASTRUCTURE DIVISION REPORTS

ITEM 8.1	PROPOSED COMPULSORY ACQUISITION OF COUNCIL COMMUNITY LAND AT WARRINGAH ROAD FRENCHS FOREST BY ROADS & MARITIME SERVICES
REPORTING MANAGER	EXECUTIVE MANAGER PROPERTY MANAGEMENT & COMMERCIAL
TRIM FILE REF	2017/028230
ATTACHMENTS	1 ↓ Plan of Lots 1-3 DP 1213390 Warringah Road Frenchs Forest

EXECUTIVE SUMMARY

PURPOSE

To consider a proposal by Roads & Maritime Services (RMS) to compulsorily acquire by agreement additional Council Community Land at Warringah Road Frenchs Forest for its Northern Beaches Hospital Road Connectivity and Network Enhancement Project.

SUMMARY

RMS is currently undertaking its Northern Beaches Hospital Road Connectivity and Network Enhancement Project at Warringah Road Frenchs Forest following acquisition of a number of properties in 2015 including some Council Community Land. RMS has requested the compulsory acquisition by agreement of three additional Council owned Community Land parcels along Warringah Road in Frenchs Forest.

RECOMMENDATION OF DEPUTY GENERAL MANAGER ENVIRONMENT & INFRASTRUCTURE

That Council authorise:

- A. Compulsory Acquisition by agreement by Roads & Maritime Services of the Council Community Land at Warringah Road Frenchs Forest being Lots 1, 2 & 3 DP 1213390 subject to Roads & Maritime Services paying to Council compensation of \$850,000 (excludes GST) within 30 days of the publication of an Acquisition Notice in accordance with the Land Acquisition (Just Terms Compensation) Act 1991.
 - B. The General Manager to execute all documentation necessary in order to give effect to this resolution.
-

REPORT

BACKGROUND

The Roads and Maritime Services (RMS) Northern Beaches Hospital Road Connectivity and Network Enhancement Project – Stage 1 Environmental Impact Statement states:

Roads & Maritime Services (RMS) is planning to invest \$400 million on road upgrades around the new Northern Beaches Hospital.

Currently about 80,000 vehicles (per day) use Warringah Road between Forest Way and Wakehurst Parkway. This will rise with the growing population in the region and as a result of increased traffic related to the new Northern Beaches Hospital and other developments in the area.

Roads and Maritime Services is planning to deliver vital road upgrades around the new Northern Beaches Hospital in two stages with work scheduled to be completed in time for the hospital opening:

- *Stage 1 would provide essential access to the Northern Beaches Hospital.*
- *Stage 2 would help increase capacity of the road network and reduce congestion.*

These upgrades would ensure the road network is able to keep up with demand and service the community's needs well into the future.

Both stages of the project will be assessed in accordance with Part 5.1 of the Environmental Planning and Assessment Act 1979.

As part of RMSs Northern Beaches Hospital Road Connectivity and Network Enhancement Project, RMS compulsorily acquired part of a number of Council owned Community Land parcels, zoned RE1 Public Recreation (totalling approximately 22,682m²) along Warringah Road Frenchs Forest in late 2015 to allow for such new works.

Following commencement of the works, RMS recently requested the acquisition of the residue of the Council Community Land on the southern boundary of Warringah Road between Fitzpatrick Avenue and Hilmer Street for the construction of its sound protection walls and landscaping.

The subject land is described as Lots 1-3 DP 1213390. A plan of the subject land is provided in Attachment 1 to this report. The total land area is 2,597m².

In accordance with the Land Acquisition (Just Terms Compensation) Act 1991 (LA (JTC) Act), RMS may acquire the subject Community Land with the consent from the Minister for Roads, Maritime and Freight by either:

- Compulsory acquisition by agreement whereby RMS and Council as land owner, mutually consent to the acquisition under the LA (JTC) Act.
- Compulsory acquisition without landowners consent. This process is a more costly and protracted process for both parties.

RMS has confirmed that it wishes to negotiate a purchase price before the compulsory acquisition by agreement.

RMS has also requested a short term lease of the subject land to allow construction works during the compulsory acquisition process.

RMSs offer for compensation for the subject land is based on the value per metre squared determined by the Valuer General (VG) on the adjoining land compulsorily acquired by RMS from Council in late 2015. That is, \$325 per square metre. The total area of the subject land is 2,597m². Therefore, RMS has offered \$850,000 (excluding GST) compensation to Council for the subject additional land.

As RMSs offer is based on qualified valuation advice from the previous VG determination for compensation on the adjoining land, it is recommended that Council consent to compulsory acquisition by agreement on this basis as the works have already commenced on site.

FINANCIAL IMPACT

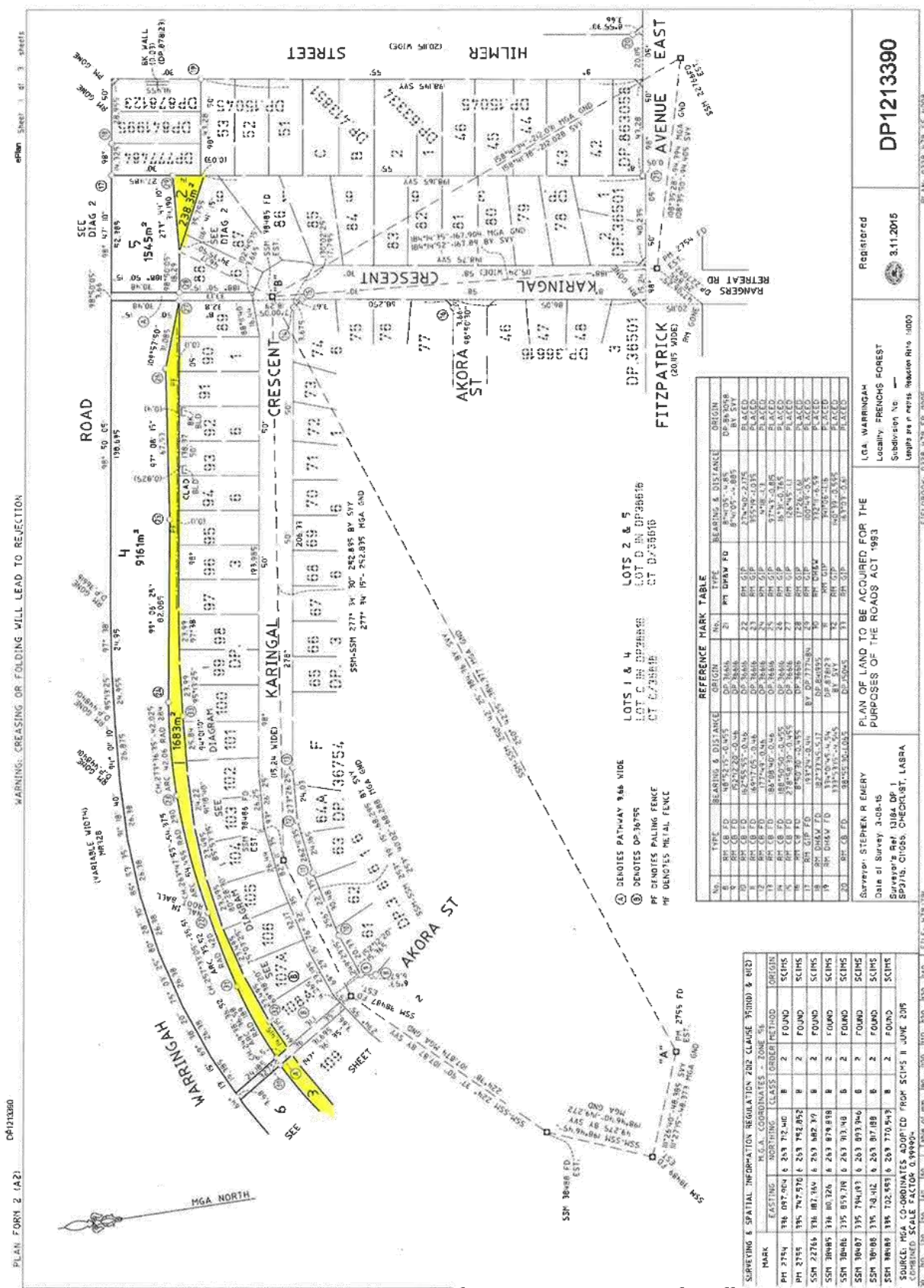
RMS offered Council compensation for the subject land at a rate of \$325 per square metre (excluding GST). The total area of the subject land is 2,597m². Therefore, RMS has offered \$850,000 (excluding GST) compensation to Council for the subject additional land.

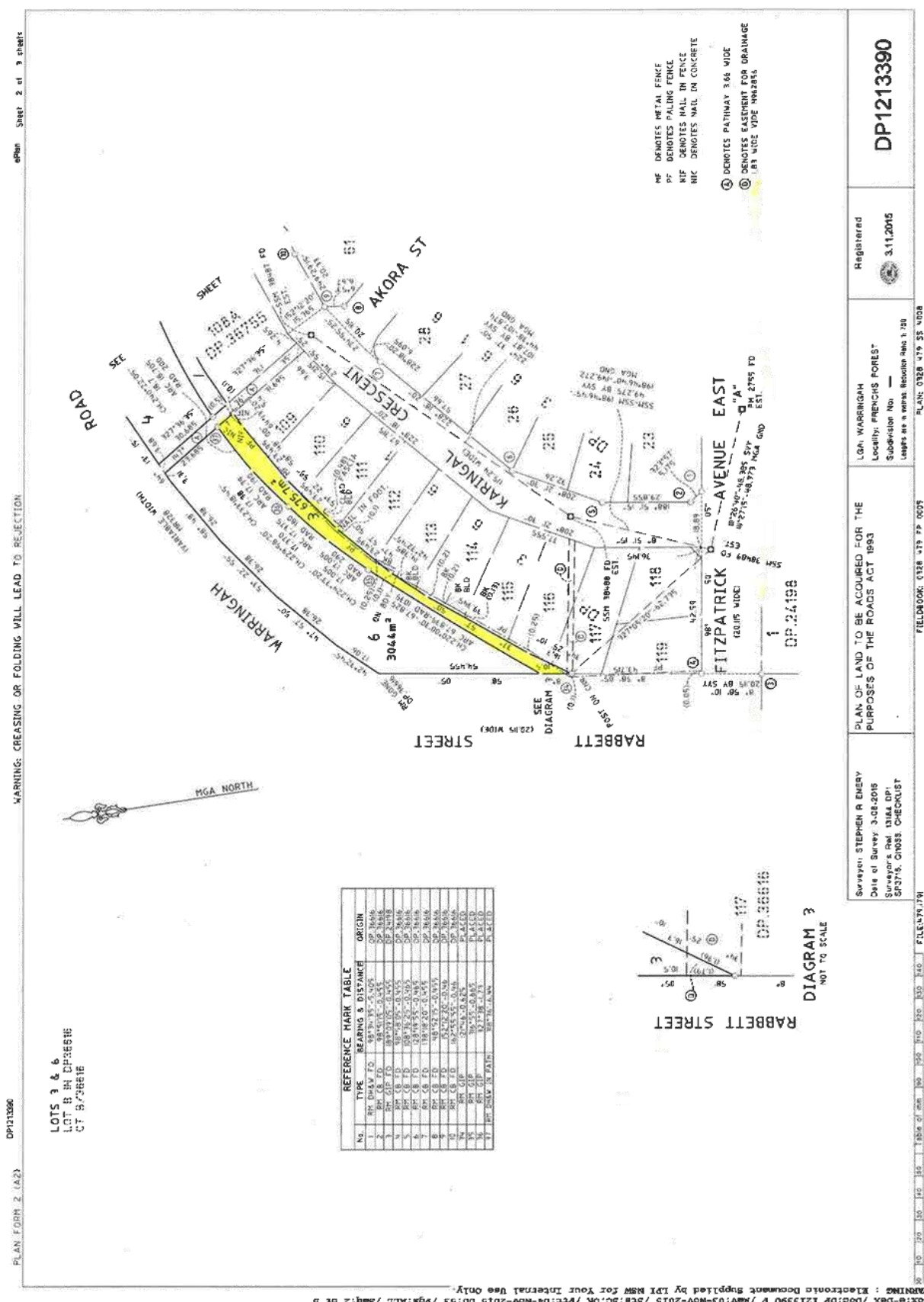
SOCIAL IMPACT

Nil

ENVIRONMENTAL IMPACT

Nil





ITEM 8.2	MANLY RESIDENT CARD AND CARPARK OPERATIONS REVIEW
REPORTING MANAGER	EXECUTIVE MANAGER TRANSPORT & URBAN
TRIM FILE REF	2017/034274
ATTACHMENTS	NIL

REPORT

PURPOSE

To seek Council approval to defer future sales of the Manly Resident Card pending a full review of all Northern Beaches Council car parking permits/schemes and associated policies, taking into account community benefits, equity and the associated financial impacts of such schemes.

REPORT

The Manly Resident Card (the card/s) was introduced at the former Manly Council's Extraordinary Meeting of Council on 15 October 2012 (Mayoral Minute Report No. 10). The scheme gives each Manly residential household and ratepayer the right to purchase a card which provides them with up to three (3) continuous hours per day of free parking at the any of the former Manly Council's CBD carparks. The cards were a one-off cost for residents. It should be noted that the administration around the card is difficult with no expiry date/renewal process in place to ensure the owners of the cards continue to have a genuine claim to the benefit or proof of ownership required when utilised.

While the scheme in its current form does provide community benefits to the 1,600 former Manly LGA resident card holders by encouraging them to spend time in Manly, it's felt that restricting purchase of cards to former Manly LGA residents only is not equitable to other Northern Beaches residents.

FINANCIAL IMPACT

Total income from implementation in 2013 to end of 2016 (from card purchases) = \$50,080

Expense to Council (lost revenue) for six (6) months July to December 2016 = \$57,791

Extrapolating this out for a 12 month period, the current lost revenue can be seen to be in excess of \$100,000 per annum.

If this scheme was extended to all residents of the Northern Beaches the financial impact of this scheme would likely be considerable.

ENVIRONMENTAL IMPACT

Nil

SOCIAL IMPACT

Nil

RECOMMENDATION OF DEPUTY GENERAL MANAGER ENVIRONMENT & INFRASTRUCTURE

That Council:

- A. Immediately defer all future sales of the Manly Resident Card pending the review of all Northern Beaches Council parking permits/schemes and policies.
 - B. Contact all current owners of a Manly Resident Card to advise that their cards will continue to be valid for a period of six months pending the outcome of the subject review/ project and that Council will contact them during this period to advise further the status of the scheme and any outcomes/recommendation of the review.
-

ITEM 8.3	WALK AVALON – PEDESTRIAN ACCESS AND MOBILITY PLAN
REPORTING MANAGER	EXECUTIVE MANAGER TRANSPORT & URBAN
TRIM FILE REF	2017/065309
ATTACHMENTS	<p>1 Walk Avalon Pedestrian Access and Mobility Plan - Draft Report (Included In Attachments Booklet)</p> <p>2 Draft Priority Schedule Infrastructure Provision Goals for Avalon (Included In Attachments Booklet)</p>

EXECUTIVE SUMMARY

PURPOSE

To seek Council endorsement of the Walk Avalon Pedestrian Access and Mobility Plan (PAMP) Draft Report prior to Council commencing a 28 day community engagement process.

SUMMARY

The Walk Avalon PAMP (Attachment 1) is a comprehensive strategic and action plan developed to identify existing pedestrian access needs, manage future demand and enhance pedestrian access for all ages and mobility. The PAMP is based on the following priority principles:

1. Increase use of the pedestrian network for short trips (1.5 - 2 km).
2. Reduce the number of missing links within the pedestrian network.
3. Reduce the number of pedestrian accidents.
4. Improve pedestrian connectivity with other transport modes, primarily bus, bicycle and car.
5. Provide pedestrian facilities which cater for the needs of all pedestrians, including people with disabilities, commuters, children, seniors and recreational walkers.

The study area for the PAMP includes a detailed study of all pedestrian facilities within a 400m catchment from Avalon Town Centre, including Avalon Public School, Mater Regina Catholic Primary School, retirement villages and beach access. The PAMP also gives considerations of key pedestrian links within 2km of the town centre which provide access and linkage to the area.

The PAMP reviews the current pedestrian needs within the study area with the aim of providing a consistent standard of facilities for all pedestrians. The PAMP identifies a list of Draft Priority Schedule Infrastructure Provision Goals (refer Attachment 2) which outline prioritised pedestrian infrastructure improvements that will result in safer and more attractive transport choices for residents and visitors. These priority improvements aim to increase pedestrian activity and improve amenity for all local residents and visitors to the study area.

The PAMP is a strategic document that identifies the pedestrian network hierarchy and associated action plan for management. The strategic objectives of Walk Avalon PAMP are based on:

- Integrating walking into the transport system and increasing opportunities for walking as a legitimate form of transport
- Providing appropriate pedestrian facilities where required and enhancing accessibility and mobility
- Identify clusters and patterns of pedestrian accidents and address safety issues

- Developing and integrating pedestrian concentration routes that complement the 'Safer Routes to Schools' projects and Local Area Traffic Management schemes.

In developing the PAMP, Community engagement was undertaken in October and November 2016 to determine the community's views, concerns and ideas relating to pedestrian facilities. This engagement included an online survey with 133 responses and a targeted school survey with 23 responses from Avalon Public School, Maria Regina Catholic Primary School and Barrenjoey High School. A number of Pop-up community information sessions were also held. Details of the outcomes of the community engagement are contained with the Walk Avalon – Survey and Pop-up Session Summary (Attachment 1).

FINANCIAL IMPACT

Proposed measures can be implemented using existing operational budgets. No financial impacts are expected during the community engagement phase of this project.

SOCIAL IMPACT

The strategies outlined in the PAMP will benefit the local community by creating an active and walkable neighborhood and village. Through improved walking opportunities we can encourage and support modal shifts from private motor vehicle to an active or sustainable mode of travel.

ENVIRONMENTAL IMPACT

Reduced motor vehicle use provides benefits to the environment through reduced car emissions, which will result in cleaner air and less traffic on our roads.

RECOMMENDATION OF DEPUTY GENERAL MANAGER ENVIRONMENT & INFRASTRUCTURE

That Council support the commencement of a 28 day community engagement process to seek community feedback relating to the strategies outlined in the Walk Avalon – Pedestrian Access and Mobility Plan.

ITEM 8.4	RFT 2016/032 - MINOR WORKS FOR ALLAMBIE HALL - RENEWAL WORKS
REPORTING MANAGER	EXECUTIVE MANAGER PROPERTY MANAGEMENT & COMMERCIAL
TRIM FILE REF	2017/088990
ATTACHMENTS	1 RFT 2017 032 Allambie Hall Building Works Confidential Evaluation Report (Included In Attachments Booklet) (Confidential)

EXECUTIVE SUMMARY

PURPOSE

To consider, in accordance with Clause 178 of the *Local Government (General) Regulation 2005*, the Tender Evaluation Committee's recommendations following its assessment of the tenders received for RFT2017/032 – Minor Works for Allambie Hall – Renewal Works.

SUMMARY

Council requested submissions through a public tender process for the renewal of Allambie Public Hall.

The proposed works within the tender scope include the refreshing of the existing toilet facilities, re-painting of both the internal and external surfaces of the building, the installation of new energy efficient light fittings, fans and heaters and other minor works.

The Tender Evaluation Panel have evaluated the submissions received through the tender process and recommend a preferred supplier to Council for its consideration.

RECOMMENDATION OF DEPUTY GENERAL MANAGER ENVIRONMENT & INFRASTRUCTURE

That Council adopt the recommendation contained in the Confidential attachment to this report.

REPORT

BACKGROUND

The Allambie Public Hall is utilised by various community groups across a range of activities that include young children's play groups, internal dance and recreation.

Council invited tenders for the construction of minor works for Allambie Public Hall. These works include the renewal of the existing toilet facilities, painting of both the internal and external surfaces of the building, new energy efficient light fittings, new doors, multi-purpose flooring to hall, replacement of fans and heaters, renewal of polycarbonate sheet to awning, painting to posts and awning frame structure.

Request for Tender (RFT) 2017/032 was issued on 21/02/17 and closed at 2:00 pm on 14/03/17.

Two tender site briefings were organised for 23 February 2017 and again on the 3 March 2017 at 2:00 p.m. and six (6) companies attended each meeting. The briefing included a summary of the tender requirements, WH&S items and a site inspection. The tenderers were also required to upload all queries on the Tenderlink forum to obtain a formal response.

Six (6) formal tender submissions were received from:

- Whiteson & Company
- Sudiro Constructions Pty Ltd
- Sherocon Pty Ltd
- ProjectCost Pty Ltd
- Forefront Commercial Interiors Pty Ltd
- CBC Innovation Pty Ltd

A tender evaluation committee (TEC) was formed to assess the tenders received against the following criteria:

Criteria	Schedules to be evaluated	Weighting or Pass/Fail	'M' if Mandatory (MAS -50) Weighting Applied
Submission of all documentation required for initial cull.	All schedules	Pass/Fail	M
Tender Form	Schedule F1	Pass/Fail	M
Departures and Qualifications	Schedule F2	Pass/Fail	M
Business Information & Performance Information	Schedule F3 & F5	Weighted	20%
Financial Information	Schedule F4	Pass/Fail	M
Industrial Relations	Schedule F6	Pass/Fail	M
Quality Assurance & Proposed	Schedule F7	Weighted	20%

Methodology	& F14		
Work Health and Safety	Schedule F8	Pass/Fail	M
Personnel & Subcontractors	Schedule F10 & F11	Weighted	20%
Conflict of Interest and Fair Dealing Declaration	Schedule F12	Information Only	M
Insurances	Schedule F13	Pass/Fail	M
Schedule of Fees	Schedule F21	Weighted	40%

The evaluation shall be conducted in three (3) stages as follows:

Stage 1 - Initial Cull

Stage 2 - Detailed Evaluation of Remaining Tenders

Stage 3 – Comparative analysis

Detail of the tender assessment is contained in the confidential attachment.

CONSULTATION

The user groups of the centre were consulted during the drafting of the Scope of Works.

TIMING

The works are proposed to commence in May 2017 for completion in July 2017.

FINANCIAL IMPACT

The recommended tender submission is within the budget allocated in Council's Capital Works Program for 2016/17.

SOCIAL IMPACT

The project will provide better functionality, lighting and more efficient use of the existing building; it will provide the community a facility that has been rejuvenated and improved for its current use.

ENVIRONMENTAL IMPACT

Nil

ITEM 8.5	RFT 2017/006 - WARRINGAH RECREATIONAL CENTRE – LIGHTING UPGRADE
REPORTING MANAGER	EXECUTIVE MANAGER PROPERTY MANAGEMENT & COMMERCIAL
TRIM FILE REF	2017/094679
ATTACHMENTS	1 RFT 2017 006 Warringah Recreational Centre Lighting Upgrade Confidential Evaluation Report (Included In Attachments Booklet) (Confidential)

EXECUTIVE SUMMARY

PURPOSE

To consider, in accordance with Clause 178 of the *Local Government (General) Regulation 2005*, the Tender Evaluation Committee's recommendations following its assessment of the tenders received for RFT2017/006 – Warringah Recreational Centre – Lighting Upgrade.

SUMMARY

Council requested submissions through a public tender process to upgrade the existing flood lights at the Warringah Recreation Centre (WRC) and to bring them to Australia Standards. The proposed lighting was to be replaced with L.E.D. type lighting which would not only provide greater usability of the courts at night, but also would provide financial savings when utilising newer technology.

The Tender Evaluation Panel reviewed the submissions and have made a recommendation as to the best value for money supplier. However, the tender submissions received and the one recommended for approval by the Tender Evaluation Panel have a significantly higher cost than anticipated. Given the size of these costs and the timeline of the likely redevelopment of the WRC site, the business case to progress this project is no longer viable.

As such it is recommended to decline to accept any of the tender submissions and cancel the proposal for the contract.

RECOMMENDATION OF DEPUTY GENERAL MANAGER ENVIRONMENT & INFRASTRUCTURE

That Council decline to accept any of the tender submissions and cancel the proposal for the contract.

REPORT

BACKGROUND

Northern Beaches Council (Council) manages and is the caretaker for Warringah Recreational Centre. The tennis courts offer the community the opportunity to learn and play tennis all year round and late into the evening.

Council invited tenders for the carrying out of upgrading of the existing flood lights and to bring them up to date to Australia Standards and suitable for use. The proposed lighting is to be replaced with L.E.D. type lighting which should provide financial savings due to the higher efficiencies of the newer technology.

The project includes the new L.E.D. lighting, distribution board upgrade, circuit separation, underground cabling and additional lighting poles.

The Request for Tender (RFT) 2017/006 was issued on 25/02/2017 and closed at 2:00 pm on 21/03/2017.

A tender site briefing was organised for 2 March 2017 at 2:00 pm and three (3) companies attended. The briefing included a summary of the tender requirements, WH&S items and a site inspection. The tenderers were also advised to upload all queries on the Tenderlink forum to obtain a formal response.

Four (4) submissions were received from:

1. REE Electrical Pty Ltd
2. Katopa Holdings Pty Ltd T/as CBD Mech Elect
3. Havencord Pty Ltd T/as Connor Electrical Services
4. Alectrics Electrical Services Pty Ltd

A tender evaluation committee (TEC) was formed to assess the tenders received against the following criteria:

Criteria	Schedules to be evaluated	Weighting or Pass/Fail	'M' if Mandatory Weighting Applied
Submission of all documentation required for initial cull.	All schedules	Pass/Fail	M
Tender Form	Schedule F1	Pass/Fail	M
Departures and Qualifications	Schedule F2	Pass/Fail	M
Business Information & Performance Information	Schedule F3 & F5	Weighted	20%
Financial Information	Schedule F4	Pass/Fail	M
Industrial Relations	Schedule F6	Pass/Fail	M
Quality Assurance & Proposed	Schedule F7	Weighted	20%

Methodology	& F14		
Work Health and Safety	Schedule F8	Pass/Fail	M
Personnel & Subcontractors	Schedule F10 & F11	Weighted	20%
Conflict of Interest and Fair Dealing Declaration	Schedule F12	Information Only	M
Insurances	Schedule F13	Pass/Fail	M
Schedule of Fees	Schedule F21	Weighted	40%

The evaluation shall be conducted in three (3) stages as follows:

Stage 1 - Initial Cull

Stage 2 - Detailed Evaluation of Remaining Tenders

Stage 3 – Comparative analysis

Detail of the tender assessment is contained in the confidential attachment.

However, the tender submissions received and the one recommended for approval by the Tender Evaluation Panel have a significantly higher cost than anticipated. Given the size of these costs and the timeline of the likely redevelopment of the WRC site, the business case to progress this project is no longer viable.

As an alternative to delivering the proposed upgrade and additional lighting, Council officers will progress a gradual change of lighting fixtures as part of regular maintenance activities as the lights fail. This will not deliver the same result in the short term, but will ensure that the energy efficiency approach and the lighting improvements are still advanced. If the planned redevelopment of the WRC is further delayed or does not progress, this will have had the effect of providing a launch pad from which the full upgrade and renewal of the lighting for the centre can be revisited.

CONSULTATION

The user group was consulted during the drafting of the Scope of Works.

TIMING

The works were proposed to commence in May 2017 for completion in June 2017.

FINANCIAL IMPACT

The recommended tender submission is significantly higher than estimated and as such the recommendation is not to proceed with the works.

SOCIAL IMPACT

Nil

ENVIRONMENTAL IMPACT

Nil

ITEM 8.6	STRONGER COMMUNITIES FUND - MAJOR PROJECTS QUARTERLY UPDATE
REPORTING MANAGER	DEPUTY GENERAL MANAGER ENVIRONMENT & INFRASTRUCTURE
TRIM FILE REF	2017/100835
ATTACHMENTS	NIL

EXECUTIVE SUMMARY

PURPOSE

To provide an update on expenditure and progress of the *Connecting the Northern Beaches* and *Connecting All Through Play* programs being funded in part from the Stronger Communities Fund.

SUMMARY

Council approved on 16 December 2016 two new programs to connect our villages, towns and centres uniting the northern beaches community through the delivery of world class local infrastructure that showcase the natural environment.

This \$32.6 million infrastructure program is being delivered in partnership with the NSW Government and includes:

1. The \$22.3M *Connecting the Northern Beaches* program, providing a continuous all-weather walkway from Palm Beach to Manly and an extensive council-wide cycle way and shared path network focused on the B-Line
2. The \$10.3M *Connecting All Through Play* program features a regional network of inclusive accessible playgrounds including two major new all abilities playgrounds at Manly Dam and Lionel Watts, upgrades to play areas across the northern beaches to make them more inclusive, and \$4M for sporting facilities and surf lifesaving clubs.

As a result, Sydney's iconic Northern Beaches will be connected by a spectacular world class coastal walkway and cycleway stretching from Manly to Palm Beach. Council will also take a huge step on the path to establishing the Northern Beaches as the world's most innovative destination for inclusive play.

The Connecting Communities Program has been initiated and work to date is largely in planning and design. Some physical works have commenced however the majority of the projects will not commence for a number of months. As such while to date significant staff time has been allocated to progress the projects, no expenditure has been applied to the Stronger Communities Fund – Major Projects. It is expected that costs of \$845,000 will be expended in 2016/17.

It is planned an interactive webpage mapping and detailing the programs will be developed in the coming months to provide more detailed information to the community on the program and up to date information on its implementation.

RECOMMENDATION OF DEPUTY GENERAL MANAGER ENVIRONMENT & INFRASTRUCTURE

That Council note the Stronger Communities Fund – Major Projects Quarterly Update.

REPORT

BACKGROUND

The *Connecting the Northern Beaches and Connecting All Through Play* programs, collectively called 'Connecting the Northern Beaches' are being funded in part by the Stronger Communities Fund, the Merger Savings Fund and Transport for NSW (TfNSW) with an additional \$4.21 million in grant funding to be sourced over the next 2 years. The Stronger Communities Fund requires quarterly progress reports on expenditure and outcomes until these funds are spent.

The Connecting the Northern Beaches program has been identified within Council's budget as four major projects and reporting will follow the same principle, that being:

- **Cycleways** – 36km of new cycleways and shared paths including 14km of new off road shared paths, 22km designated as on-road routes connecting to the existing network and new shared paths such as Collaroy to Narrabeen and critical connections to transport nodes at Manly Vale, Brookvale, Dee Why, Warriewood and Newport.
- **Pathways** – The 36km of new walkways and shared paths connecting north-south across the Local Government Area including 8km of new footpaths, boardwalks and stairs and new footpaths & tracks including the Palm Beach Walkway from Palm Beach Ferry to Beach Rd.
- **Inclusive Play** – Two new major all-abilities playgrounds at Manly Dam and Lionel Watts Reserve and another 50 district playgrounds across the northern beaches will receive upgrades to improve inclusiveness and accessibility upgrades. An innovative, inclusive play pilot program on 5 neighbourhood playgrounds will also be undertaken.
- **Active Play** - \$2 million invested in sporting facilities to improve and increase capacity of our existing facilities and another \$2 million for priority upgrades to Surf Life Saving Clubs to improve accessibility and inclusiveness.

The Connecting Communities Program has been initiated and work to date is largely in planning and design. Significant staff time has been allocated to progress the works and updates on these 4 major projects are provided below.

It is planned an interactive webpage mapping and detailing the programs will be developed in the coming months to provide more detailed information to the community on the program and up to date information on its implementation.

CYCLEWAYS

- TfNSW and RMS in conjunction with Council are developing and investigating design options for the bridge extension over Narrabeen Lagoon on Pittwater Rd and additional bridges at Nareen Creek and Mullet Creek Narrabeen. An options report on bridge design for all three locations is expected at the end of June 2017.
- Minor changes to the cycleway alignment have been proposed around Manly Vale and Newport that will provide an improved outcome in those areas for both residents and commuters.
- The Brookvale cycleway/shared path has commenced with completion expected by mid May 2017.
- Construction is expected to commence in Manly Vale at the end of April 2017.
- Works along Fisher Rd North at Dee Why are anticipated to start at the end of April 2017.
- The Narrabeen to Collaroy 3m wide path is expected to commence by June 2017.

- An assessment on potential funding from RMS on The Serpentine is expected in May 2017.

PATHWAYS

- Tender documentation is well progressed for the design and construction of Palm Beach Wharf to Governor Phillip Park Walkway, with tenders expected to be called in April 2017 and preferred contractor selected by June 2017.
- Council is currently investigating walkway alignment options near Warriewood Headland, Palm Beach, Whale Beach and The Serpentine and several environmental assessments are being undertaken in these areas.
- TfNSW are investigating 3 design alternatives for works between Long Reef and Dee Why Lagoon with a report outlining the preferred option expected in June 2017.
- Construction of the pathway at North Curl Curl and Freshwater to commence by June 2017.

INCLUSIVE PLAY

- Concept plans for Manly Dam and Lionel Watts Playgrounds have been developed with consultants to be appointed to develop detailed designs. A separate report on this project is scheduled for the May 2017 Council meeting. Community consultation will commence in August 2017 with works expected to commence in April 2018. A grant application has been submitted to the Metropolitan Greenspace Program for the Manly Dam All Abilities Playground and Boardwalk with an announcement on this funding expected in June 2017.
- The Pilot Program to upgrade 5 neighbourhood playgrounds within the Belrose area to be more inclusive is underway with 3 expected to be completed by July and the remaining 2 playgrounds completed in August 2017. Note that the pilot program and the upgrade of the 50 district playgrounds to be more inclusive are both being funded entirely out of the Merger Savings Fund.

ACTIVE PLAY

- Project proposals that meet the assessment criteria will be sought from Surf Life Saving Clubs (SLSC) and Sporting clubs and Associations by May 2017.
- Council will apply an open and transparent process to the selection of projects to be delivered under both the SLSC and Sporting Facilities streams of this program. It is planned projects selected through this process will be adopted at the July 2017 Council meeting and incorporated into Council's works program. This program is being jointly funded by the Stronger Communities Fund and the Merger Savings Fund both of which are contributing \$2million.

CONSULTATION

The Connecting Communities Program has been promoted widely in the Manly Daily, Pittwater Life, Peninsular Living as well as through direct mail to all northern beaches residents, Council's website and social media.

Project specific consultation will occur within appropriate timeframes as the timeline for delivery progresses. Project specific notification to affected residents via letterbox drop has occurred in locations directly affected by the cycleway. Further information on the programs general information will be placed on Councils "your say" page.

It is planned an interactive webpage mapping and detailing the programs will be developed in the coming months to provide more detailed information to the community on the program and up to date information on its implementation.

Branding for these projects including signage, promotional and engagement material is being developed in conjunction with the development of a new branding identity for the Northern Beaches Council.

TIMING

The timing for delivery of individual projects within this entire program is still being developed and will be continually reviewed however the Stronger Communities Fund will be expended entirely by 30 June 2019 and acquitted by 31 December 2019 in accordance with the funding agreement.

FINANCIAL IMPACT

The two programs have funds allocated over 3 years with \$14 million from the Stronger Communities Fund and \$4 million from the Merger Savings Fund. Council is currently finalising the terms of the funding agreement from TfNSW which should be executed by the end of April 2017. A grant application has recently been submitted for \$500,000 for the Manly Dam All Abilities Nature Playground and Boardwalk. The outcome of this grant request is expected in June 2017. Additional grant funding will continue to be sought to support delivery of these programs however should this prove unsuccessful, the project scope will be revised accordingly.

To date, costs incurred are staff time. No direct expenditure has been incurred against the Stronger Communities Fund however Council anticipates \$845,000 to be spent within 2016/17 and this has been allocated in the Budget. It is expected the remainder of the budget will be expended in 2017/18 and 2018/19.

SOCIAL IMPACT

These programs are focused on creating an Active and Inclusive Northern Beaches Community and, as such, upon successful implementation the entire northern beaches community will reap significant social, health and well-being benefits through the use of this community infrastructure that physically and socially connects them to their community and the natural environment through improved active and public transport links and upgraded community infrastructure.

The Connecting the Northern Beaches Program will:

- Provide connections between Northern Beaches towns and villages via walkways and cycleways creating greater connection between our communities.
- Deliver on a community priority for a major active transport network.
- Improve pedestrian and cyclist safety particularly at major pinch points such as Palm Beach and Bilgola Bends.
- Integrate with the B-Line, providing greater pedestrian and cycleway access to faster public transport.
- Support economic development through tourism by linking pathways and cycleways to town centres.
- Create infrastructure for the development of ecotourism in the area such as cycling and walking tourism business, for which the natural assets of the area are well suited.
- Result in wider community health benefits and increased use and convenience of facilities through the provision of active transport options.

The Connecting all Through Play program will:

- Build community capacity by creating spaces where the community, regardless of age and ability, can come together and play.

- Collaborate with children and others to design play spaces and experiences connecting the users to the spaces.
- Provide spaces that develop better physical, social and mental skills.
- Provide equal geographic access to all ability playgrounds across the Northern Beaches.
- Provide access to existing major playgrounds within the Northern Beaches.
- Improve decision making and adaptability through risk based play.
- Provide a diversity of different play experiences.
- Support and encourage physical activity and wellbeing across the entire community.
- Increase capacity of our existing sporting facilities so more people can play, more often.
- Upgrade facilities to make surf lifesaving clubs more accessible and support lifesaving.

ENVIRONMENTAL IMPACT

Appropriate environmental impact assessments will form part of the detailed design and where possible environmental protection works will be undertaken so as to result in a positive to nil environmental impact from these projects. The anticipated number of commuters and day-trippers utilising the new cycleways and footpaths connecting them to public transport and/or our town and village centres will have a positive impact on air quality and is another step towards reducing our community's greenhouse gas emissions.

ITEM 8.7	PROPOSED EXTENSION TO THE FORMER PITTWATER COUNCIL'S WASTE COLLECTION SERVICES CONTRACT
REPORTING MANAGER	EXECUTIVE MANAGER RESOURCE RECOVERY
TRIM FILE REF	2017/090322
ATTACHMENTS	NIL

EXECUTIVE SUMMARY

PURPOSE

To consider an extension to the former Pittwater Council's Waste Collection Services Contract.

SUMMARY

The proposed extension would allow sufficient time for Council to consider the outcome of the Kimbriki Alternative Waste Technology (AWT) tender, and run a comprehensive and competitive tender process for the new integrated domestic waste collection service timed to align with the commencement of the alternative waste processing facility.

RECOMMENDATION OF DEPUTY GENERAL MANAGER ENVIRONMENT & INFRASTRUCTURE

- A. That Council resolve pursuant to section 55(3)(i) of the *Local Government Act* 1993 that a satisfactory result would not be achieved by inviting tenders for the provision of waste collection services because of extenuating circumstances by reason of the following:
 - a. Council is obliged under the current Waste Service Agreement to supply waste to the proposed Alternative Waste Technology (AWT) facility, when it is operational;
 - b. Compatibility of the new integrated waste collection service with the selected processing technology is mandatory for the proposed facility to operate effectively. Specifications for the new integrated waste collection service must be compatible with the selected alternative waste technology. These Specifications cannot be prepared until the outcome of the Kimbriki AWT tender is known;
 - c. United Resource Management Pty Ltd, as Council's incumbent waste collection contractor, has the experience, expertise and equipment to satisfy Council's waste collection service requirements during this short term interim period; and
 - d. Council has an immediate and critical need to take the necessary steps to secure waste collection services for the interim period.
 - B. That Council enter into a contract with United Resource Management Pty Ltd which extends the current Waste Collection Services Contract to 31 August 2018, with two further options of up to one year each (this aligns with former Warringah Council) to allow for any unforeseen delays in the commencement of the new integrated waste collection service and alternative waste facility operation.
 - C. That Council authorise the General Manager to negotiate and execute the contract.
-

REPORT

BACKGROUND

Former Pittwater Council's existing Waste Collection Services Contract expired 31 January 2017.

The extension of this collection contract will facilitate the following:

1. Alignment with the contract term of the former Warringah Council Domestic Waste Collection contract
2. Time for Council to call and consider tenders for a single integrated domestic waste collection service and collection system that is compatible with the selected alternative waste technology, and
3. Sufficient time for the successful tenderer to procure the fleet required for the delivery of a regional waste collection service.

Specifications for the new integrated waste collection service cannot be prepared until the outcome of the Kimbriki Regional Alternative Waste Technology (AWT) tender is determined.

Given the status of the AWT Tender and the requirement to call for tenders for the proposed new integrated waste collection service, it is considered that there is inadequate time to call for tenders for a short term interim Waste Collection Service contract.

A satisfactory result however will be achieved by extending the current Waste Collection Service Contract to allow for the Kimbriki AWT tender to be determined and for Council to conduct a single comprehensive and competitive tender process for the new, integrated waste collection service. The extension would provide the lead time necessary for the successful tenderer to procure fleet and commence collection services to coincide with the alternative waste processing facility.

General

Council's current Waste Collection Services Contract with United Resources Management Pty Ltd (URM) has expired.

At the time of tendering for the Waste Collection Services Contract, it was expected that a new Alternative Waste Technology (AWT) facility would be operational at the Kimbriki Resource Recovery Centre (Kimbriki) in 2014 to accept and process putrescible waste (ie, garbage) once the Belrose landfill reached capacity. Council has an agreement with Kimbriki Environmental Enterprises Pty Ltd (KEE) which requires Council to deliver all waste collected by Council to Kimbriki which KEE is licenced to receive.

A number of factors have impacted on the development of the Kimbriki AWT facility, which have delayed the expected operational date of the facility, including the requirement for the shareholder councils to enter into a Public Private Partnership (PPP) with the successful tenderer, the subsequent approvals required from the Office of Local Government's Project Review Committee and the preparation of appropriate commercial and legal documents.

It is mandatory that the new integrated waste collection system is designed to be compatible with selected alternative waste technology. As such the final configuration of the collection system and the associated collection contract specifications cannot be developed until the Kimbriki AWT tender process is completed.

Procurement options

Once the AWT tender is determined, Council will commence drafting the new integrated Domestic Waste Collection Contract and Service Specifications. It is anticipated that the Request for Tender for the waste collection service would be released following the finalisation of the AWT tender.

There are no foreseeable benefits or sufficient time for Council to run a tender process for a regional waste collection service.

Procurement options include the following:

1. Tender for a short term contract, followed by a second tender once Kimbriki outcome is known

Council could call for tenders for a short two year contract to provide waste collection services for former Pittwater. This would mean that a second tender process for new integrated waste collection services would need to be undertaken within a few months of the finalisation of Kimbriki AWT tender.

This option of an interim contract does not afford potential tenderers a reasonable time to recover the capital expenditure necessary to offer a competitive price for the short term contract. With this option, Council would be required to run two tender processes within a short period of time, effectively doubling the cost of tendering for waste collection services.

2. Extend the current Waste Collection Services Contract due to extenuating circumstances

Council could rely on the extenuating circumstances provisions of the *Local Government Act 1993 (Act)* to extend the existing Waste Collection Services Contract with URM by approximately eighteen months without going to tender. This would enable Council to conduct a single tender process after the completion of the Kimbriki AWT tender process with certainty of the new waste collection service specifications.

It is believed that this would result in a much better outcome for Council.

Section 55 of the Act sets out various tendering requirements and relevantly provides:

"55 What are the requirements for tendering?

(1) A Council must invite Tenders before entering into any of the following contracts;

(c) a contract to perform a service or to provide facilities that, by or under any Act, is directed or authorised to be performed or provided by the council.

(3) This section does not apply to the following contracts;

(i) a contract where, because of extenuating circumstances, remoteness of locality or the unavailability of competitive or reliable tenderers, a council decides by resolution (which states the reasons for the decision) that a satisfactory result would not be achieved by inviting tenders."

In this instance, it is considered that extenuating circumstances exist due to:

- The delays in the Kimbriki AWT tender process and its current status,
- The mandatory obligation for the new integrated domestic waste collection system to be compatible with selected alternative waste technology. This will only be known following the determination of the tender.
- The short interim contract period would not facilitate a competitive tender process as it fails to provide any new tenderer sufficient time to amortise the costs of tendering, procuring fleet and contract start up.

Consequently Option 2 is the recommended procurement approach.

CONSULTATION

Consultation is ongoing with KEE in regard to the outcome of the Kimbriki AWT tender process and need to provide collection services which are compatible with the proposed AWT facility.

A community education program will be conducted in the lead up to the implementation of a new integrated domestic waste collection service.

TIMING

Development of new waste collection service contract and specifications will occur once the Kimbriki AWT tender is completed. The proposed extension would allow sufficient time for a comprehensive tender process for the new integrated waste collection services, procurement of fleet by the new contractor and commencement of services.

The recommendation includes two extensions of up to one year each for contingency.

FINANCIAL IMPACT

Provision of domestic waste collection services for former Pittwater and integration with the AWT facility have been considered in Council's financial planning.

The domestic waste collection service will be funded by the Domestic Waste Management Charge.

SOCIAL IMPACT

Nil

ENVIRONMENTAL IMPACT

Improvement of Council's waste collection and resource recovery services is consistent with Council's Environmental Sustainability Policy.

ITEM 8.8	RFT 2017/034- WHISTLER STREET AND CENTRAL AVENUE UPGRADE WORKS
REPORTING MANAGER	EXECUTIVE MANAGER MAJOR PROJECTS
TRIM FILE REF	2017/104684
ATTACHMENTS	<ol style="list-style-type: none"> 1 Construction Plan 1 - Whistler St (Included In Attachments Booklet) 2 Construction Plan 2 - Whistler St (Included In Attachments Booklet) 3 Construction Plan Central Avenue (Included In Attachments Booklet) 4 Tender Evaluation Report (Included In Attachments Booklet) (Confidential)

EXECUTIVE SUMMARY

PURPOSE

To consider, in accordance with Clause 178 of the *Local Government (General) Regulation 2005*, the Tender Evaluation Committee's recommendations following its assessment of the tenders received for RFT 2017/034 - Manly CBD Works Whistler Street and Central Avenue Upgrade.

SUMMARY

Council is seeking to appoint an experienced contractor to undertake the paving works on Whistler Street and Central Avenue.

This is the next stage in the Manly 2015 Project. The Manly CBD works are designed to create an improved, safe, friendly public space for the local community within the Manly CBD.

The Manly streetscape works will deliver a town centre with a diversity of spaces and places for both tourists and the local community. As part of this plan, the new Whistler Street and Central Avenue upgrade is designed to become a 'local' oriented pedestrian zone to counterbalance the Corso tourist strip. It will become the point of entry to the town centre for locals and Sydneysiders arriving by car, bicycle or on foot from Sydney Road/Raglan Street or Pittwater Road.

The recommended tenderer has demonstrated that they offer Council the best value for money and will deliver the works competently and to a high standard.

The area of the upgrade works proposed is shown in location and construction plans in Attachment 1.

RECOMMENDATION OF DEPUTY GENERAL MANAGER ENVIRONMENT & INFRASTRUCTURE

That Council adopt the recommendation contained in the Confidential Tender Evaluation Report attached to this report.

REPORT

BACKGROUND

Whistler Street and Central Avenue are the next stage to the Manly CBD upgrade works, with works already completed in The Corso, Raglan Street, Sydney Road, Henrietta Lane and Manly Plaza.

The works on Whistler Street and Central Avenue consist of streetscape upgrades, paving treatments, new street furniture and paving to alleviate pedestrian pinch points on pathways.

The former Manly Council developed and exhibited the Manly 2015 Masterplan and it was included in the Community Strategic Plan (CSP). The intention of the Masterplan is to build on the existing village character and opportunities that Manly presently enjoys as a vibrant bustling beachside town and tourist destination. The vision for the Manly Masterplan is to ensure that Manly moves into the 21st century as a compact urban village in beautiful natural surroundings and a prosperous, sustainable, vibrant place with improved liveability and community amenity.

RFT 2017/034 was issued on 25/02/17 and closed at 2pm on 23/03/17.

4 submissions were received from:

- Sam the Paving Man
- Quality Management Construction
- Mansour Paving
- E and R Tiling

A tender evaluation committee (TEC) was formed to assess the tenders received against the following criteria:

(MAS) in table form. Schedule	Description	Assessment
Schedule F1	Tender Form	Information only
Schedule F2	Non Compliance and Qualifications	Pass/Fail
Schedule F3	Business Information	Weighted
Schedule F4	Financial Information	Pass/Fail
Schedule F5	Performance Information	Weighted
Schedule F6	Industrial Relations	Not used
Schedule F7	Quality Assurance	Weighted
Schedule F8	Work Health and Safety	Pass/Fail
Schedule F9	Environmental Sustainability and Social Equity	Not used
Schedule F10	Personnel	Weighted
Schedule F11	Subcontractors and Consultants	Weighted
Schedule F12	Conflict of Interest and Fair Dealing Declaration	Information Only
Schedule F13	Insurances	Pass/Fail
Schedule F14	Proposed Methodology	Weighted
Schedule F15	Additional Information	Not used
Schedule F16	Design	Not used
Schedule F17	Maintenance	Not used
Schedule F18	Schedule of Works	Not used
Schedule F19	Schedule of Spare Parts	Not used

Schedule F20	Schedule of Interfaces	Not used
Schedule F21	Schedule of Fees	Weighted

Weighted Criteria

Criteria	Schedule	Weighting	MAS
Demonstrated past experience of the Tenderer	Schedules F3 and F5	15%	60
Demonstrated past experience Personnel and Subcontractors	Schedules F10 and F11	15%	60
Proposed Methodology (including QA)	Schedules F7 and F14	20%	60
The Fee including Schedule of Lump Sum Fee, Schedule of Rates and Materials, and Other Fees	Schedule of Fees	50%	N/A

Evaluation Method

The evaluation shall be conducted in three (3) stages as follows:

Stage 1 - Initial Cull

Stage 2 - Detailed Evaluation of Remaining Tenders

Stage 3 – Comparative analysis.

Detail of the tender assessment is contained in the confidential attachment.

PREVIOUS CONSULTATION

- The Manly Masterplan represents building on the foundation of earlier work by former Manly Council including publically exhibited and council adopted studies and work in September 1995.
- 2007 Architects responded to a brief put out by Council and Choi Rophia (now known as CHROFI) were the preferred architects recommended to Council.
- February 2009 a Strategic Workshop was held and the overall concept for a Masterplan for the Manly CBD was produced.
- February 2011 a formal report (a public document) to Council in February outlined the key aspects of the “Manly 2015” Masterplan and resolved to publically exhibit the Masterplan. Public Exhibition of Manly 2015 launched on Friday 29 April 2011.
- February & March 2013 Council engaged Elton Consulting to undertake a community engagement process to inform the development of the new *Manly Community Strategic Plan*.
- July & August 2013 Council conducted 5 community workshops providing an overview of “Manly 2015”, traffic management studies, explanation of the financial feasibility report of KPMG as well as the projects governance milestones required for the project to progress.

- Short Street Plaza was the first upgraded streetscape in October 2014
- Streetscape works continued in April 2015 with Raglan Street and Sydney Road in September 2015.
- Consultation for the stages has been managed by Council, Chamber of Commerce and CBD management through liaising with the public and businesses.

CONSULTATION AND COMMUNITY ENGAGEMENT FOR THIS PROJECT

- Consultation has been undertaken with Manly Chamber of Commerce and Hello Manly.
- Affected residents, retailers and property owners will receive further notification of the works prior to commencement.
- Community engagement for the Whistler Street and Central Avenue works will be undertaken by Council in cooperation with CBD management and the Manly Chamber of Commerce. Engagement will include;
 - email information sheets to businesses and residents,
 - be a point of contact between principal contractor and businesses and residents,
 - appoint liaison officers who check in with work crews for any variations or changes in works which could affect businesses and residents,
 - daily walk ins and updates to businesses,
 - distribute newsletters and other communications,
 - review and action any impact to businesses, and assist where possible to alleviate stress on principal contractor, Council staff and businesses.

TIMING

It is anticipated construction works will commence in May/June 2017 and conclude before Christmas holiday period 2017 (weather permitting).

FINANCIAL IMPACT

The Whistler Street and Central Avenue works have suitable budget allocation in the 2016/17 budget to commence works and a budget allocation in 2017/18 budget has been made to complete the works included in this tender.

SOCIAL IMPACT

The intention of the project is to build on the existing village Character and opportunities that Manly presently enjoys as a vibrant bustling beachside town and tourist destination. The Manly CBD works is to ensure that Manly moves into the 21st century as a compact urban village in beautiful natural surroundings and a prosperous, sustainable, vibrant place with improved liveability and community amenity for both tourist visiting Manly and for the locals to enjoy.

ENVIRONMENTAL IMPACT

Environmental sustainability is a key consideration applied to the design of the Manly CBD upgrade and the following components are included in the Masterplan: green spaces; wide pedestrian pavements to enhance walkability; and bike racks to promote active transport.

Whistler Street will be renewed through paving upgrade from Sydney Road to the Corso. The works will alleviate two pinch points for pedestrian traffic and garden and tree upgrade will also take place around the Whistler Street carpark. Central Avenue will be renewed through paving upgrade from Sydney Road through to Raglan Street.

9.0 PLANNING & COMMUNITY DIVISION REPORTS

ITEM 9.1	SUSPENSION OF ALCOHOL FREE ZONE FOR TASTE OF MANLY
REPORTING MANAGER	EXECUTIVE MANAGER PLACE MANAGEMENT
TRIM FILE REF	2017/061821
ATTACHMENTS	NIL

EXECUTIVE SUMMARY

PURPOSE

To suspend the Alcohol Free Zone and Alcohol Prohibited Area in Manly CBD in specific locations within the event site for the 2017 Taste of Manly (food and wine festival) to be held on Saturday 27 and Sunday 28 May.

SUMMARY

Taste of Manly, now in its 31st year, will be held on Saturday 27 and Sunday 28 May from 11.30am – 5pm daily. The festival will be presented along Manly Beachfront promenade and within a road closure along North and South Steyne between Raglan Street and Wentworth Street, as well as The Corso pedestrian mall from the beachfront to Darley Road and along Sydney Road from The Corso to Central Avenue.

As with the nature of this event, alcohol will be sold from designated festival stalls and consumed within a contained licensed area. This festival area is situated within the current Alcohol Free Zone and Alcohol Prohibited Area in the Manly CBD and as such persons who consume alcohol in these area would be committing an offence if Council was not to suspend these restrictions for the period of the event.

Under the provisions of section 645(1) of the Local Government Act 1993, Council “may, at the request of any person or body or of its own motion, suspend the operation of an alcohol-free zone by publishing notice of the suspension in a newspaper circulating in the area as a whole or in a part of the area that includes the zone concerned”.

RECOMMENDATION OF DEPUTY GENERAL MANAGER PLANNING & COMMUNITY

That Council:

- A. Suspend the Alcohol Free Zone and Alcohol Prohibited Area for the Taste of Manly 2017 event within the designated event location in Manly CBD on Saturday 27 and Sunday 28 May between the hours of 11.30am and 5.00pm daily.
 - B. In accordance with s645(i) of the Local Government Act, 1993, provide appropriate notice through a local newspaper of the suspension of the Alcohol Free Zone and Alcohol Prohibited Area.
 - C. Events Staff continue to liaise with Northern Beaches Police in relation to safe management of the area during the suspensions.
-

REPORT

BACKGROUND

There have been no incidents noted by Police or Council from the suspension of the Alcohol Free Zone or Alcohol Prohibited Area for Taste of Manly in recent history. The event has been running successfully for 30 years.

CONSULTATION

Council has worked and continues to work closely and successfully with Northern Beaches Police to ensure the safe operation of the area during the event.

As event organiser, Council will hold the liquor licence. RSA certified staff from Council's Events Department and RSA certified contract security guards will be onsite throughout the event to liaise with stallholders and authorities to ensure the responsible service of alcohol and licensing conditions are adhered to.

TIMING

The Alcohol Free Zone and Alcohol Prohibited Area will be suspended between the hours of 11.30am and 5.00pm on Saturday 27 and Sunday 28 May 2017 only.

FINANCIAL IMPACT

All costs associated with the responsible management of alcohol service have been included in the 2017 event budget.

SOCIAL IMPACT

The consumption of alcohol will only be allowed within the approved event site. Council will provide sufficient security personnel to monitor anti-social behaviour and the responsible service of alcohol. Council will also engage User Pays police to further monitor the event site.

ENVIRONMENTAL IMPACT

Event participants can only consume drinks in the reusable glasses purchased at the event. Council will provide increased waste services for the festival to manage the disposal of food, alcohol and other products.

ITEM 9.2	DISABILITY INCLUSION ACTION PLAN DRAFT
REPORTING MANAGER	EXECUTIVE MANAGER COMMUNITY SERVICES
TRIM FILE REF	2017/085977
ATTACHMENTS	1 Disability Inclusion Action Plan (Draft) (Included In Attachments Booklet)

EXECUTIVE SUMMARY

PURPOSE

To request public exhibition of the draft Disability Inclusion Action Plan (DIAP).

SUMMARY

Northern Beaches Council is committed to providing inclusive and accessible services and facilities for all of the community to access and enjoy.

In line with the requirements of the NSW Disability Inclusion Act 2014, Council is required to prepare a Disability Inclusion Action Plan (DIAP) by 1 July 2017. The key focus areas that the DIAP is required to address are: Attitudes and Behaviours; Liveable Communities; Employment; and Systems and Processes.

The actions in the draft DIAP have been designed following input from external and internal stakeholders. The 78 proposed actions across the four focus areas commit Council to a range of access and inclusion improvements across the Northern Beaches. The improvements relate to Council's programs, services, systems, processes, project management, facilities, infrastructure, open spaces, recreation areas, waterways, beaches, aquatic centres, employment opportunities and encouraging positive attitudes and behaviours.

Some of the key actions include: accessibility audits of Council assets and the implementation of priority improvement works; the development of best practice inclusion and access practices for Council workplaces; research the user experience of Council's systems and processes; continued support for disability education and awareness initiatives; and the development of access maps for major town and village centres. Council is also investing significant funds into making our playgrounds more inclusive.

Public exhibition of the attached draft DIAP will allow community members an opportunity to comment on the draft actions.

RECOMMENDATION OF DEPUTY GENERAL MANAGER PLANNING & COMMUNITY

That Council place the draft Disability Inclusion Action Plan on public exhibition for 28 days.

REPORT

BACKGROUND

In December 2014 NSW Parliament passed the NSW Disability Inclusion Act 2014 (Act) and NSW Disability Inclusion Regulation 2014 (Regulation). The Act commits the State government to making communities more inclusive. In order to achieve that across all communities in NSW the legislation includes mandatory Disability Inclusion Planning for all State Government agencies and public authorities, including Local Government.

The NSW Disability Inclusion Action Planning Guidelines outline the four key outcome areas that all DIAPs have to address. The four key focus areas are:

Focus Area 1: Developing positive community attitudes and behaviours

Focus Area 2: Creating liveable communities

Focus Area 3: Supporting access to meaningful employment

Focus Area 4: Improving access to mainstream services through better systems and processes

Northern Beaches Council embarked on a series of consultation activities to articulate a vision for inclusion and access and determine the community's priorities across the four focus areas. Consultation included identifying the barriers to access and inclusion and the opportunities for improvement.

A series of strategies have been developed to guide Council's approach to overcoming the identified barriers and to take advantage of the opportunities to improve access and inclusion on the Northern Beaches. Detailed actions have been developed to address each of the strategies across the four year life of the plan.

It is a requirement that DIAPs be strongly linked to a Council's Community Strategic Plan (CSP). However, amalgamated Councils are only required to adopt a one year Operational Plan by 30 June 2017. The CSP and remaining three year Delivery Plan are to be developed by 30 June 2018, following the election of the new Council in September 2017. As a result, many of the actions in this DIAP are focused on year one, in particular the capital expenditure (CAPEX) projects. Following the adoption of the CSP and Delivery Plan in 2018, a further appendix will be produced for the DIAP to reflect additional actions and CAPEX projects for years 2-4 of the DIAP.

Following adoption of the DIAP, all Councils are required to submit a copy to the NSW Disability Council and report annually on actions to the NSW Minister for Disability Services.

CONSULTATION

Stage 1 consultation

In preparing the DIAP, consultations were held with external and internal stakeholders between November 2016 and February 2017.

Consultation activities included:

External

- Community survey
- Community forums x 2
- Workshops with service providers x 2

Internal

- Internal staff workshops x 3
- One on one meetings with Executive Managers

Stage 2 consultation

The public exhibition of the draft DIAP constitutes stage 2 of consultation. Public exhibition will include the following opportunities to find out more and make a submission:

- Drop-in information session
- Easy Read version of the draft DIAP
- Online project page
- Online feedback form
- Written submissions (email and mail)
- Other methods upon request

Promotion

Promotion of opportunities to comment on the draft DIAP will include:

- Manly Daily advertisements
- Email to stakeholder engagement list, including those who contributed to stage 1 of consultation
- Phone calls to relevant service providers
- Your Say Northern Beaches email distribution
- Media release
- Posters for community centres and other suitable locations
- Flier
- Hard copies of draft DIAP as well as Easy Read versions will be available at Customer Service centres and libraries

ACTION PLAN

The draft DIAP identifies 19 strategies and 78 actions aimed at improving access and inclusion according to the four focus areas. A full list of strategies and actions can be found in the draft DIAP at Appendix 1. Below is a list of some of the key actions:

Focus Area 1 - Developing positive community attitudes and behaviours		
Code	Action	Year
FA1-01	Council will develop and support disability awareness education initiatives	Ongoing
FA1-05	Establish accessibility guidelines and toolkit for inclusive activities and events	Yr 1
FA1-09	Use positive and diverse images of people with disability in media and publications to represent our inclusive and diverse community	Ongoing
Focus Area 2 – Creating liveable communities		

FA2-02	Conduct accessibility audits of Council's public facilities and assets	Yrs 1-2
FA2-12	Develop accessibility maps for all major town and village centres	Yrs 2-4
FA2-14	Develop and implement an Affordable Housing Policy and action plan	Yr 1 (Develop) Yrs 2-4 Implement)
FA2-17	Improve access to Council's aquatic centres, rock pools and beaches	Yr 1 and Ongoing
FA2-48	Review the accessibility and inclusiveness of Council meetings	Yr 1
FA2-50	Ongoing community engagement throughout the implementation of the DIAP	Ongoing
Focus Area 3 – Supporting Access to meaningful employment		
FA3-03	Establish best practice inclusion and access practices in Council workplaces	Ongoing
FA3-02	Continue to offer equitable employment and volunteering opportunities across Council	Ongoing
Focus Area 4 – Improving access to Council services through better systems and processes		
FA4-01	Research the user experience of systems and processes	Yr 1
FA4-02	Conduct a document and media accessibility audit	Yr 1
FA4-06	Council website complies with Web Content Accessibility Guidelines (WCAG)	Ongoing

CONNECTING ALL THROUGH PLAY

As part of the NSW Government's Stronger Communities Fund and savings made as a result of the Northern Beaches Council amalgamation, Council is investing \$10.3M into inclusive and active play under the Connecting All Through Play program.

The Northern Beaches has 219 playgrounds, including three all-abilities playgrounds located at Manly, Collaroy and Newport. The Connecting All Through Play program will provide \$6.3M to deliver a regional network of inclusive accessible playgrounds by:

- Creating two major new inclusive playgrounds at Manly Dam and Lionel Watts Reserve at Frenchs Forest
- Upgrading 50 playgrounds to create fun, safe and accessible playgrounds for everyone
- Piloting an innovative local neighbourhood inclusive playground program to bring communities together

These planned works are reflected in the draft DIAP and will be designed to create exciting and vibrant play spaces and to connect children of all abilities to natural areas.

The program will also invest \$4M to improve and increase the capacity of our sporting facilities and for accessibility and inclusion upgrades to Surf Life Saving Clubs.

By funding this program Northern Beaches Council is embracing this once in a lifetime opportunity to improve the accessibility and inclusion of Council's sport and recreation facilities for all community members to enjoy.

TIMING

The draft DIAP will be placed on public exhibition for four weeks. The final DIAP, along with any changes as a result of submissions on the draft, will be reported to the 27 June 2017 Council meeting for adoption.

It is a legislative requirement that the DIAP be adopted by 1 July 2017. Following adoption a copy of the DIAP will be forwarded to the Disability Council of NSW.

The DIAP will be reviewed annually with progress on the DIAP to be outlined in Council's Annual Report. Details are to be forwarded to the Disability Council of NSW.

The DIAP has a four year life span, with a full review and development of a new DIAP to occur by 2021-22.

FINANCIAL IMPACT

Each of the three former Councils - Manly, Warringah and Pittwater – have been making improvements toward DDA compliance across Council's current facilities for many years. DDA compliance programs exist across several Council business units and the programs receive ongoing capital expenditure (CAPEX) funding. These include, for example, ongoing improvements to the accessibility of bus stops, footpaths, kerb ramps and amenities.

All new Council projects have access considered from the early planning stage and throughout all stages of the project.

The Connecting All Through Play program is an example where Council is allocating significant resources (CAPEX and operational) toward making existing playgrounds more inclusive as well as designing and constructing brand new regional inclusive play spaces to meet the needs of all residents and visitors.

The actions identified in the draft DIAP will be funded through Council's operational and CAPEX budgets.

SOCIAL IMPACT

The proposed actions in the draft DIAP, once implemented, will significantly improve the lives of people with disability living on the Northern Beaches.

The four focus areas align with those in the NSW Disability Inclusion Plan (2015), and were identified as the areas that needed the most consistent effort to create long term change for people with disability.

ENVIRONMENTAL IMPACT

All Council projects aim to protect and enhance the natural values of the environment. Environmental assessments are undertaken for Council projects as required.

ITEM 9.3	SERVICE PARTNERSHIP WITH SERVICE NSW
REPORTING MANAGER	EXECUTIVE MANAGER ENVIRONMENTAL COMPLIANCE
TRIM FILE REF	2017/089980
ATTACHMENTS	NIL

EXECUTIVE SUMMARY

PURPOSE

To enter into a Partnership Agreement with Service NSW to implement the *Easy to do Business* proof of concept model for Northern Beaches Council.

SUMMARY

It is proposed that Council enter into a partnership with Service NSW to deliver the Easy to do Business initiative to the Northern Beaches, which aims to streamline the processes of opening new cafe, restaurant or bar businesses. A Council resolution is required to initiate this partnership and to delegate associated customer service functions to Service NSW.

RECOMMENDATION OF DEPUTY GENERAL MANAGER PLANNING & COMMUNITY

That Council delegates:

- A. The relevant customer service functions related to the administration of the *Easy to do Business* initiative to the Chief Executive Officer, Service NSW in accordance with the Service Partnership Agreement as required under the Service NSW (One-stop Access to Government Services) Act 2013.
 - B. The General Manager to execute any partnership documents and to do all things necessary to give effect to this resolution.
-

REPORT

BACKGROUND

It is proposed that Northern Beaches Council participates in the *Easy to do Business* proof of concept through a Service Partnership Agreement with Service NSW.

Easy to do Business was started by the Department of Premier and Cabinet, Service NSW and the Office of the NSW Small Business Commissioner to encourage investment in small business.

The initiative focuses on coordinating and navigating through the various government approvals required by a new business owner. The business sector focus of the proof of concept with Northern Beaches Council is the cafe, restaurant and bar sector. The aim being to streamline the processes of opening a new business, which typically require an owner to deal with 13 agencies, including Council, and to complete 48 forms.

Service NSW provides a digital platform and upfront information regarding what is required by a potential new business owner from all of the approval authorities, including Council and includes a single digital form which replaces the 48 existing forms. A business concierge service, via a single phone number, is also provided to support customers through the process.

Benefits of the partnership include, improved support and a single source of information for target businesses, reduced duplication, particularly avoiding repeated entry of the same data such as name and address information by use of the single digital form, and streamlining of the processes associated with opening and growing a business, and improved quality of information provided to Council, helping to reduce processing and assessment times.

In accordance with the Service NSW (One-stop Access to Government Services) Act 2013, a Council resolution is required to empower the Service Partnership Agreement and to delegate the relevant customer service functions related to the administration of the Easy to do Business program to the Chief Executive Officer, Service NSW.

CONSULTATION

The Council Business Units which interact with the cafe, restaurant and bar sector, including Planning Assessment, Environmental Compliance, Place Management, Customer Service and Property Management and Commercial have been consulted and have participated in developing the Easy to do Business proof of concept for the Northern Beaches.

TIMING

Once formalised the agreement with Service NSW is proposed to run until 30 June 2018.

FINANCIAL IMPACT

Nil

SOCIAL IMPACT

Nil

ENVIRONMENTAL IMPACT

Nil

ITEM 9.4	REVIEW OF PITTWATER ROAD CONSERVATION AREA
REPORTING MANAGER	EXECUTIVE MANAGER STRATEGIC LAND-USE PLANNING
TRIM FILE REF	2017/091510
ATTACHMENTS	NIL

EXECUTIVE SUMMARY

PURPOSE

To endorse the Pittwater Road Conservation Area Review commenced by the former Manly Council and currently in progress.

SUMMARY

Issues raised by the community regarding developments within the Pittwater Road Conservation Area (PRCA) and its vicinity with the former Manly Council staff has led to a need to review the PRCA, review and amend the existing DCP heritage controls to bring them in line with current best practice. To this effect, Council engaged a heritage consultant to undertake the project. There has not previously been a formal adoption by Council of this project.

Council's Heritage Officers have prepared a Community Engagement Plan to ensure wide community engagement and participation. The likely outcome of the project will be a more robust consideration of Heritage in the Pittwater Road Conservation Area and potentially the identification of additional heritage items worthy of individual listings.

RECOMMENDATION OF DEPUTY GENERAL MANAGER PLANNING & COMMUNITY

That Council:

- A Endorse the update on the *Pittwater Road Conservation Area Review* project.
 - B Commence community engagement with landowners and other interested stakeholders in the vicinity.
-

REPORT

BACKGROUND

In late 2015, Council staff prepared a brief for consultants to undertake a review of the PRCA, as the first stage of the *Manly Council Heritage Review 2016*. The issue was raised by community members at Precinct Community Forum meetings in relation to the unsympathetic developments that have come up in and around the conservation area.

The purpose of the Pittwater Road Conservation Area Review project was to produce the following:

1. A clear understanding of the heritage significance of the PRCA, and an adjustment of the listing boundary if necessary.
2. A review and amendment of the existing DCP heritage controls, to bring them in line with current best practice, and to enable clarity for those using the DCP.
3. An implementation strategy, for both internal and external stakeholders, including a development assessment template designed to assist with the assessment of Development Applications for sites within the PRCA, capturing the new heritage controls, as well as a guide for the general public on development within the PRCA.

The project has been divided into three stages:

Stage 1 - Update of existing PRCA Inventory Sheet and review of the boundary

Stage 2 - Formulation of development controls to assist with the management of the PRCA

Stage 3 - Development Guides and Procedures

In May 2016, following a tender process including seeking three quotes, Council engaged Tropman and Tropman Architects to undertake the work.

The consultants are currently undertaking Stage 1, and have submitted the *Historical Overview*, proposed preliminary boundary adjustments, proposed precinct areas, initial grading of significance for contributory elements. It is anticipated that Stage 1, including the updated assessment of heritage significance will be completed by mid - 2017.

A Community Engagement Plan (CEP) for the project has been prepared. The key elements of the CEP include the use of the "Your Say" web page for information dissemination and gathering, correspondence with property owners in the project area, and the formation of a project Advisory Working Group comprising selected community members.

CONSULTATION

A CEP has been prepared in consultation with Council's Community Engagement team to ensure community attitudes and concerns regarding development within PRCA are understood and addressed, within the parameters of Council's statutory responsibility for heritage conservation.

TIMING

It is estimated that the project will be complete in the next the six (6) months in accordance with the project plan. The results of the community consultation will be reported back to Council for its consideration of submissions and decision.

FINANCIAL IMPACT

The project is part funded from the existing 2016/17 operational budget. Further funding of stage 2 of the project is proposed in the 2017/18 operational budget for the Strategic Land Use Planning team.

SOCIAL IMPACT

To support continued involvement and engagement with the broad range of external and internal stakeholders, community groups, associations and the broader community. A positive and beneficial social outcome is anticipated from the review of the Pittwater Road Conservation Area.

The intent of the review is to ensure that all heritage places and places of heritage significance are protected, sustained, conserved and rejuvenated as part of the larger conservation area that enhances the area for the enjoyment and appreciation of the community. It is anticipated that the review will result in a positive social outcome for the community.

ENVIRONMENTAL IMPACT

The community consultation of the review will not have any environmental impact. It is considered that the review of the conservation area leads to a better environmental outcome as it will bring clarity in developments in the area.

ITEM 9.5	PLANNING PROPOSAL LOT 21 DP 819277 (PART) WAKEHURST PARKWAY, OXFORD FALLS
REPORTING MANAGER	EXECUTIVE MANAGER STRATEGIC LAND-USE PLANNING
TRIM FILE REF	2017/066576
ATTACHMENTS	<p>1 Planning Proposal - Lot 21 DP 819277 Wakehurst Parkway, Oxford Falls (Included In Attachments Booklet)</p> <p>2 Planning Proposal Submission (Part) Lot 21 DP 819277, Wakehurst Parkway, Oxford Falls (Included In Attachments Booklet)</p>

EXECUTIVE SUMMARY

PURPOSE

To seek Council approval to submit a Planning Proposal to reclassify land known as Lot 21 DP 819277 (Part), Wakehurst Parkway, Oxford Falls (the land) from “Community Land” to “Operational Land” to the NSW Department of Planning and Environment (the Department) for a Gateway determination.

SUMMARY

Council received a Planning Proposal on 14 February 2017 on behalf of Oxford Falls Grammar School (the School) to reclassify Lot 21 DP 819277 (Part) from Community to Operational land under the *Local Government Act 1993*. The land adjoins the western boundary of Oxford Falls Grammar School, at Oxford Falls and is currently zoned RE1 Public Recreation under Warringah Local Environmental Plan 2011 (WLEP2011).

The Planning Proposal seeks to create a pathway for the school to use the land in the future for purposes associated with the school.

The School has indicated its intention to seek to purchase the land from Council if the Planning Proposal is adopted. Council cannot sell or otherwise dispose of the land under its current classification under the Local Government Act. Once the outcome of this Planning Proposal is determined the matter of the sale of land is for future consideration by Council.

The Planning Proposal was publicly exhibited for 14 days. Ten submissions were received; 8 objecting to the proposal. The main issues raised included environmental and traffic concerns, selling of Council land, and provision for the future widening of Wakehurst Parkway.

No objections were raised to the Planning Proposal by Council's Natural Environment and Climate Change Unit, Parks and Reserves Unit or Property Management Unit.

If supported, the Planning Proposal would be subject to a public hearing in accordance with the requirements of the Local Government Act 1993, in addition to any requirements of a Gateway determination issued by the Department.

It is considered appropriate to support the submission of the Planning Proposal to the Department for a Gateway determination.

RECOMMENDATION OF DEPUTY GENERAL MANAGER PLANNING & COMMUNITY

That:

- A. Council approves the submission of the Planning Proposal for Lot 21 DP 819277 (Part) Wakehurst Parkway, Oxford Falls to the Department of Planning and Environment for a Gateway determination.
 - B. Subject to the grant of a Gateway determination, Council publicly exhibits the Planning Proposal and undertakes a public hearing in accordance with the requirements of section 29 of the *Local Government Act 1993* and any requirements of the Gateway determination.
 - C. A report be provided to Council on the outcome of any public hearing and public exhibition of the Planning Proposal.
-

REPORT

BACKGROUND

Council received a planning proposal application on behalf of the Oxford Falls Grammar School on 14 February 2017 to reclassify the northern part of Lot 21 DP 819277 from Community to Operational land. The land, known as Lot 21 DP 819277 (Part) is located between the Wakehurst Parkway and the western side of Oxford Falls Grammar School, Oxford Falls. The application is detailed in Attachment 1.

Oxford Falls is a predominantly semi-rural area characterised by important bushland corridors and significant biodiversity. Interspersed in the area are a number of institutional uses such as schools and churches. The land measures approximately 15 metres by 133 metres and is currently vacant with the exception of an on-site detention system which serves the school. The land is predominantly a mown grassed area with some limited tree cover and is currently used by the school as an extension of its outdoor recreation area. Middle Creek traverses the subject site.

Section 45 of the *Local Government Act 1993* prohibits Council from disposing of land classified as Community Land. The School has submitted the Planning Proposal with the expressed intention to offer to purchase the land from Council should the Planning Proposal be adopted and the land reclassified to Operational.

Historical Context of Land Classification

The 15m wide strip was dedicated to Council in 1992 for the purpose of a Public Reserve as a condition of development consent (DA1990/35) for the development of a new primary and infant's school. The land dedication was for the purpose of a buffer strip to Wakehurst Parkway, preventing access directly onto the road by the adjoining landowner.

The subject land was subsequently classified as "Community Land" under the *Local Government Act 1993* and zoned "Public Open Space" under Warringah Local Environmental Plan 2000 (WLEP2000). The land was to be managed in accordance with Council's General Community Use Plan of Management (GCU). The land was eventually rezoned RE1 Public Recreation, under WLEP2011.

In 2005 Council approved the reclassification of the southern part of Lot 21 DP 819277 (area encroached upon by the School oval) from Community to Operational land and lease to the School. The reclassification of that land was gazetted in 2008. The northern section of the lot remained classified as Community land.

Council at its meeting on 22 March 2016 approved the submission of an application by the School to subdivide Lot 21 DP 819277 into two lots and the sale of the southern portion (classified Operational) to Oxford Falls Grammar School. A condition of the proposed sale was to be that the new lot is consolidated with the adjoining land parcel (School) and an appropriate Restriction on Use being registered on the land prohibiting vehicular access to Wakehurst Parkway.

The subdivision of Lot 21 DP 819277 into two (2) lots was approved by Northern Beaches Council on 21 October 2016. The subdivision is presently subject to the registration process and a Contract of Sale has been prepared to allow Proposed Lot 1 (southern part of Lot 21 DP 819277) to be purchased by the School.

Current Planning Proposal

The current Planning Proposal seeks to mirror the outcome previously agreed by Council for the Southern part of Lot 21. The detailed assessment of the Planning Proposal is contained in Attachment 2. Figures 1 and 2 provide context of the land that is subject to this Planning Proposal.

It is recommended that Council proceed to seek a Gateway determination to allow exhibition and public hearing to be conducted regarding the proposal. Once these actions are completed the matter will be referred back to Council for a decision. With regard to the zoning of the land, the parcel is adjoining a larger area of “deferred lands” under Warringah Local Environmental Plan 2011, however it is zoned Public Recreation under WLEP 2011.

It is not considered that the zoning of Public Recreation needs to be altered at this time as the operations of the school (should this reclassification proceed) can be permitted by State Environmental Planning Policy – Infrastructure 2007. Once the deferred lands Planning Proposal (currently awaiting a Gateway Determination) is progressed the zoning of the land will be reviewed in light of the outcome of this Planning Proposal.

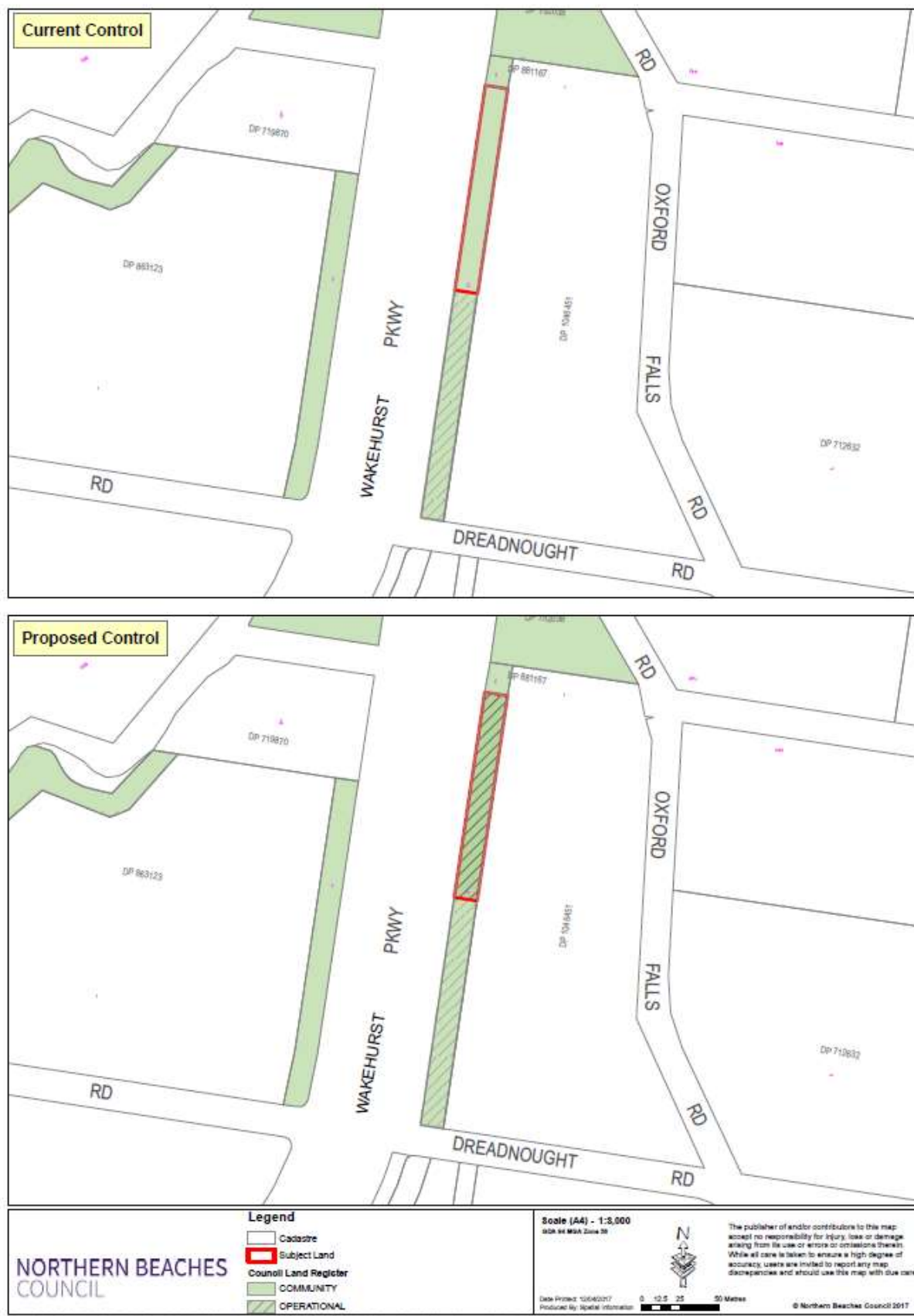


Figure 1 and 2 – Current and Proposed zoning and classification

CONSULTATION

The Planning Proposal was placed on public exhibition from Saturday 4 March 2017 to Saturday 18 March 2017. The exhibition included:

- Electronic copies of the exhibition material on Council's website.
- Email to registered community members who have listed their interest on Council's Community Engagement Register for the former Warringah local government area.
- Hard copy of the Planning Proposal being placed at Civic Centre, Northern Beaches Council Dee Why Office.

Council received 10 submissions, consisting of two (2) emails in support of the planning proposal and eight (8) that opposed the proposal. The key issues raised related to environmental and traffic concerns, selling of Council land, and the future widening of Wakehurst Parkway. A submission evaluation is provided below.

Submission evaluation

Note that x1 indicates that the theme has been raised 1 time.

Issue	Comments	Response
Rezoning	Council should rezone whole land, put apartments there, like restaurant or night club. (x1)	The proposal involves the reclassification of the land from Community to Operational. The zoning of the land will remain unchanged as RE1 Public Recreation. The land does not lend itself to use as restaurants, apartments or night clubs due to its size, shape, location and environmental constraints.
Environment	No to re-classification as the following points require further assessment: <ul style="list-style-type: none"> • Loss of fauna, vegetation and buffer from Wakehurst Parkway. • Protection of the watercourse and riparian land needs to be considered. Especially with the increase hard surfaces in the upper catchment due to the Warringah Road upgrades and the Frenchs Forest Hospital site. • Wakehurst Parkway flooding. • A generous width of public land is required for a vegetation and wildlife corridor. A waterway traverses the land and warrants protection as part of public open space. The environmental objectives of the standard zone W1 Natural Waterways are relevant and the W1 zone could be applied to better protect the waterway and riparian buffer. (x4) 	<p>Lot 21 DP819277 is identified as being located in a wildlife corridor and contains native vegetation, waterways and riparian land. Any future development will require further environmental investigations.</p> <p>The reclassification of the land is not expected to have a significant impact on biodiversity or the waterway and riparian land as the majority of the reserve is already cleared, turfed and landscaped. The land will also remain zoned RE1 Public Recreation, restricting the range of potential future uses.</p> <p>There is a buffer of 35 metres between the subject land and Wakehurst Parkway roadway.</p> <p>Any future development of this property is subject to flood-related development controls.</p>
Future widening of Wakehurst Parkway, cycle ways and	<p>The subject land should not be sold to allow for future widening of Wakehurst Parkway. (x5)</p> <p>The land should be used for a</p>	Widening of Wakehurst Parkway is a Roads and Maritime Services (RMS) decision. Sufficient area is available within the Wakehurst Parkway road reserve to allow for any proposed road widening and

pedestrian access	pedestrian/cycle way along Wakehurst Parkway. (x1)	<p>cycleway.</p> <p>As Middle Creek traverses the road reserve and the subject site, further environmental investigation, agency consultation and approvals would be required for any future pedestrian/cycle ways to be placed on along Wakehurst Parkway.</p>
Loss of community space/Public access and Use	<p>Community land should not be sold to private interest.</p> <p>The land should be used for public use and access adjacent to the road reserve.</p> <p>If the land is sold to the school, a condition of sale should be that the schools oval is put on the list of grounds to be allocated to support local weekend sport.</p> <p>The proposal to reclassify community land to operational is no guarantee that the undeveloped land will remain as open space.</p> <p>The northern part of Lot 21 DP 819277 seems like a small parcel of land may be insignificant in size but sale of small parcels of Crown Land is significantly diminishing public ownership and access to green space.</p>	<p>Reclassification of the subject land does not automatically guarantee the land will be sold to the School.</p> <p>The subject land is not readily accessible for general community use.</p> <p>The use of school grounds on weekends for local sports is being negotiated by Council as part of the agreement for the sale of the southern part of Lot 21 to the School (see comments from Parks and Reserves below).</p> <p>The planning proposal does not include rezoning the subject site. The land is currently zoned RE1 Public Recreation. The only change will be to Schedule 4 of WLEP2011 - Classification and reclassification of public land.</p>
Aesthetics	The vegetation provides a buffer between the school and the Wakehurst Parkway.	The road reserve currently provides a buffer to the Wakehurst Parkway. Any future development proposals for the land would be subject to consideration of biodiversity and landscape impacts (see comments Biodiversity and Catchments below), including whether a landscaped setback should be provided.
Support for the reclassification of land	Support the reclassification of (Part) Lot 21 DP 819277 from Community to Operational land.	Noted.
The process	<p>There appears to be a pattern in the process on the school gaining approval in the various stages of the proposals. Lack of transparency on the sale price of the southern portion of Lot 21 DP 819277 operational land and no mention of the sale price for this (Part) Lot 21 DP 819277. Council should wait until the school has made a complete DA and rezoning proposal incorporating a request to reclassify the land. Only then will council know the consequences of its decision to sell this land.</p> <p>The planning proposal is not relevant to the Draft North District Plan objective of driving</p>	<p>The community land in question has been the subject of encroachments for a long period of time.</p> <p>The School approached Council to acquire the Operational land comprising the southern part of Lot 21 as a long-term solution to the current encroachment on the subject site.</p> <p>Reclassification of the subject land does not guarantee the land will be sold to the school. Any future sale would be subject to individual valuation and report to Council.</p> <p>The School is located close to the growth centre of the new Northern Beaches</p>

	economic and population growth as the school will not be increasing the number of students due to acquiring (Part) Lot 21.	Hospital.
--	--	-----------

Assessment of Planning Proposal

Natural Environment and Climate Change

Biodiversity and Catchments

The Biodiversity and Catchment team of Natural Environment and Climate Change have no objections to the reclassification of the land from Community to Operational land.

The Council Land (Lot 21 DP819277) is identified as being located in a wildlife corridor and contains native vegetation and waterways and riparian land. The reclassification is not expected to have a significant impact as the majority of the reserve is already cleared, turfed and landscaped, but due to its location future development should be subject to the following considerations:

- Development near parks, bushland and other public open spaces
- Retaining distinctive environmental features on site
- Protection of existing flora
- Protection of Waterways and Riparian Land Policy (2010).

Flooding

The Flood Team has no objections to the proposed reclassification.

The subject property is identified as being predicted to be flood affected in the 100 year (1% AEP) flood event. This is currently the best available information on flooding for the area and is taken from the Narrabeen Lagoon Flood Study, 2013.

Due to its location, future development of this property is subject to flood related development controls, as detailed in Part 6.3 Flood planning of the Warringah Local Environmental Plan (LEP) 2011.

Development Engineering

Development Engineering has no objections to the proposed reclassification.

The Council Land (Lot 21 DP819277) contains an onsite detention tank which was required to be installed as a condition of development consent, and is located fully or partly within the land. There is no record of any plans/survey on the location of this tank.

It is recommended that the School confirms the existence and location of the tank prior to the submission of any future development application for the land.

Property Management

The subject land was dedicated to Council as a condition of development consent when the School was significantly expanded. Background information is contained in Council report dated 22 March 2016.

The School currently uses the land as school yard. In its resolution dated 22 March 2016, Council authorised a lease of the land to the School subject to Council amending the relevant Plan of Management for the land.

Property Management has no specific issues regarding the request to reclassify the subject land to Community Land. The land has limited general community benefit as it can only be easily accessed through the school grounds.

The applicant should be made aware that any proposed reclassification of the subject land does not automatically guarantee the land will be sold to the School.

If the proposed reclassification is successful, the School will need to make a separate application to purchase the land (similar to its previous request to purchase the Operational Land component of Lot 21) which will be subject to the usual considerations (including the value of the land based on qualified independent valuation advice) before the matter is formally reported to Council (or Administrator) for consideration. Any sale will be subject to appropriate conditions in a Contract for Sale of Land.

If Council resolves to sell the subject land in the future, it will obtain proceeds from the sale of this land. Council's Allocation of Funds Obtained from the Sale of Council Real Property Policy requires funds raised to be used for the acquisition and management of other community land i.e. creation/improvement/embellishment of new or existing assets (land and buildings) in the same category as the original community land, or other community land acquisitions, embellishment or provision of community facilities and projects.

Parks and Reserves

Parks and Reserves has no concerns/issues with the proposed reclassification of land Lot 21 DP 819277 (Part) from Community to Operational.

This action is a result of the Council resolution 7.2 made on the 22 March 2016 in regards to Lot 21 DP819277 – Parcel of land adjacent to Oxford Falls Grammar school.

The land is currently inaccessible and provides no benefit to the community; the reclassification will not have any negative impacts on the community.

It should be noted that one of the other actions of the Council resolution on 22 March 2016 was that an agreement between Council and the School be formed to accommodate community use on the school sportsground when not being used by the school after school hours. This agreement is currently being developed, with formalisation to occur prior to the end of FY16/17.

CONCLUSION

An assessment of the strategic justification has been carried out. The proposal is considered to have merit and satisfies the pre-gateway requirements of the Department.

It is recommended that Council approves the submission of the Planning Proposal to the Department for a Gateway determination.

FINANCIAL IMPACT

The preparation of the Lot 21 DP 819277 (Part) Wakehurst Parkway, Oxford Falls Planning Proposal has been funded by the fees established in *Warringah Fees and Charges 2016-2017*.

SOCIAL IMPACT

Reclassification of (Part) Lot 21 DP 819277 from Community to Operational land will have no social impact as the land is not currently accessible to the general community.

POLICY IMPACT

The Lot 21 DP 819277 Wakehurst Parkway, Oxford Falls Planning Proposal seeks to reclassify Community land to Operational land. The land will remain zoned as RE1 Public Recreation so its use will be limited to the uses that are permitted in the zone under the Warringah LEP 2011 and other relevant Environmental Planning Instruments, including State Environmental Planning Policy (Infrastructure) 2007.

ENVIRONMENTAL IMPACT

The reclassification of the subject site will have no environmental impact as the majority of the reserve is already cleared, turfed and landscaped. Any future development will require further environmental and flooding investigations.

ITEM 9.6	BUILDING FIRE SAFETY REPORT BY FIRE & RESCUE NSW - 53-55 LAGOON STREET NARRABEEN AND 30 HEATHER STREET COLLAROY PLATEAU
REPORTING MANAGER	EXECUTIVE MANAGER ENVIRONMENTAL COMPLIANCE
TRIM FILE REF	2017/099407
ATTACHMENTS	<p>1 ↓ Inspection report - 53-55 Lagoon Street Narrabeen - 21 March 2017</p> <p>2 ↓ Inspection Report - 30 Heather Street Collaroy Plateau - 21 March 2017</p>

EXECUTIVE SUMMARY

PURPOSE

Council has received two (2) inspection reports, as shown in attachment 1, from Fire and Rescue NSW (F&RNSW), in relation to the following properties:

1. 53-55 Lagoon Street, Narrabeen, and
2. 30 Heather Street, Collaroy Plateau

Section 121ZD of the *Environmental Planning and Assessment Act 1979* (EP&A Act 1979) requires Council to table such report and any recommendations at the next meeting of Council, including whether or not to issue an Order number 6. Order number 6 is used to require the implementation of measures to prevent fire, suppress fire or prevent the spread of fire.

F&R NSW is to be notified of Council's determination.

SUMMARY

Two fire safety inspection reports have been received by Council from F&R NSW in relation to buildings in Narrabeen and Collaroy Plateau. Council staff have conducted a review of the matters raised and have provided recommendations in relation to these buildings.

RECOMMENDATION OF DEPUTY GENERAL MANAGER PLANNING & COMMUNITY

That Council:

- A. Issue an Order 6 in the table to Section 121B of the *Environmental Planning and Assessment Act 1979* for 53-55 Lagoon Street, Narrabeen to address the fire safety deficiencies identified by Council's Fire Safety Officer.
 - B. Issue an Order 6 in the table to Section 121B of the *Environmental Planning and Assessment Act 1979* for 30 Heather Street, Collaroy to address the fire safety deficiencies identified by Council's Fire Safety Officer.
 - C. Provide notice to Fire and Rescue NSW of the above determination.
-

REPORT

BACKGROUND

F&R referred two (2) inspection reports to Council for a number of fire safety concerns relating to two (2) properties within the Council Local Government area.

Section 121ZD of the *Environmental Planning and Assessment Act 1979 (EP&A Act 1979)* requires Council to table such reports and any recommendations made at the next meeting of Council.

Council is also to determine whether or not to issue an Order number 6 in the table to Section 121B of the EP&A Act 1979. Order number 6 is used to require the implementation of measures to prevent fire, suppress fire, prevent spread of fire and to provide fire safety to building occupants.

The details of action and recommendations for each are as follows:

53-55 Lagoon Street, Narrabeen

F&R NSW responded to a call of fire at the premises on 8 March 2017, crews found one person deceased and have identified concerns in the inspection report.

Council staff conducted an inspection on 13 March 2017, to investigate the matter and is also of the opinion that the premises is deficient in fire safety and egress provisions as listed in the F&R NSW report.

30 Heather Street, Collaroy Plateau

F&R NSW conducted an inspection of the building on 8 March 2017 and identified concerns in the inspection report.

Council staff conducted an inspection on 6 April 2017 to investigate the matter and is also of the opinion that the premises is deficient in fire safety and egress provisions as listed in the F&R NSW report.

CONSULTATION

Nil

TIMING

Nil

FINANCIAL IMPACT

The recommended actions can be carried out within existing budgets.

SOCIAL IMPACT

Ensuring adequate fire safety measures are provided within buildings helps to minimise serious injury and loss of life within the Council area and as such has significant social benefit.

ENVIRONMENTAL IMPACT

Installation of any additional fire safety measures as a result of recommendations contained within this report will have minimal Environmental Impacts.



Fire & Rescue NSW

Unclassified

File Ref. No: BFS17/545 (13058)
TRIM Ref. No: D17/15952
Contact: Station Officer Paul Scott

21 March 2017

The General Manager
Northern Beaches Council
Civic Centre
725 Pittwater Road
DEE WHY NSW 2099

E-mail: council@northernbeaches.nsw.gov.au

Attention: Manager Compliance/Fire Safety

Dear Sir Madam,

**Re: INSPECTION REPORT
53-55 Lagoon Street Narrabeen ("the premises")**

Fire & Rescue NSW (FRNSW) responded to a call of fire at the premises at 0324 hours on 8 March 2017.

- On arrival it was found that Unit # 15 was involved in fire.
- Upon investigation and extinguishment of the fire, crews found one person deceased in unit #15.

Fire crews submitted a concern relating to hose lay coverage. It was found that crews were unable to enter the fire affected unit utilising two lengths (60 metres) of firefighting hose. Crews added a third length of hose to conduct firefighting operations.

Pursuant to the provisions of Section 119T (1) of the *Environmental Planning and Assessment Act 1979* (EP&A Act), an inspection of 'the premises' on 8 March 2017 was conducted by Authorised Fire Officers from the Fire Safety Compliance Unit of FRNSW.

The inspection was limited to the following:

- A conceptual overview of the building, where an inspection had been conducted without copies of the development consent or copies of the approved floor plans.

On behalf of the Commissioner of FRNSW, the following comments are provided for your information in accordance with Section 119T (4) and Section 121ZD (1) of the EP&A Act. Please be advised that Section 121ZD (2) requires any report or recommendation from the Commissioner of FRNSW to be tabled at a Council meeting.

Unclassified

Fire & Rescue NSW

ABN 12 593 473 110

www.fire.nsw.gov.au

Community Safety Directorate
Fire Safety Compliance Unit

Locked Bag 12
Greenacre NSW 2190

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COMMENTS

The premises comprises of eighteen Sole Occupancy Units (SOU) situated over a car parking garage. Three doors, each situated on the southern side of the building, provide access to six units and the associated common areas. Stairs from each common area provide access to the basement level carpark.

The fire affected unit is located on the ground floor immediately inside the third common area entry door. Severe heat and smoke damage was evident inside Unit #15. Smoke and water damage extended to the common area of this portion of the building.

Occupants from the adjoining units stated that two of the three smoke alarms in the common areas operated.

The following items were identified as concerns during the inspection:

1. Multiple hard wired, Australian Standard (AS) 3786 smoke alarms in the premises were dated 2004.
2. The smoke alarm on Level One (outside unit #18) was not interconnected with the two ground floor smoke alarms. Therefore, FRNSW are of the opinion that the Building Occupant Warning System (BOWS) does not comply with the requirements of Specification E2.2a-6 of the National Construction Code 2016 Volume One, Building Code of Australia (NCC).
3. Attending fire officers viewed an Annual Fire Safety Statement (AFSS) which stated that the fire hydrant installation complied with AS2419.1-1992. AS2419 does not have a published standard in 1992. The Authorised Fire Officer did not see the said statement at the time of inspection.
4. The building incorporates a twin outlet feed hydrant located on the right hand side of the driveway.

FRNSW estimate that the front door of the fire affected unit was 55 metres from the fire appliance.

FRNSW therefore determined that hose lay coverage cannot be achieved to the six units at the rear of the premises from a fire appliance parked on the roadway in accordance with the requirements of Clause 3.2.2.1 of AS 2419.1-2005.

5. Smoke staining was evident in the adjacent Unit #14. Smoke entered the unit around the skirting boards in the master bedroom and potentially through one of two vents in the en-suite.

An exhaust vent for the powered fan in the en-suite of Unit #14 could not be located. FRNSW were unable to determine the route for ducting from the en-suite to confirm that there are no shared vents or penetrations contrary to the requirements of Clause C3.11 of the NCC.

Unclassified

Fire & Rescue NSW

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FRNSW is therefore of the opinion that there are inadequate provisions for fire safety within the building.

RECOMMENDATIONS

FRNSW recommends that Council:

- a. Inspect and address any other deficiencies identified on 'the premises', and require item no. 1 through to item no. 5 of this report be addressed appropriately.
- b. Cause smoke alarms more than 10 years old at the premises to be replaced to comply with Clause 4.22.1 (g) of AS 3786-2014.
- c. Survey the premises with regard to hose lay coverage to determine compliance with AS 2419.

This matter is referred to Council as the appropriate regulatory authority. FRNSW therefore awaits Council's advice regarding its determination in accordance with Section 121ZD (4) of the EP&A Act.

Should you have any enquiries regarding any of the above matters, please do not hesitate to contact Station Officer Paul Scott of FRNSW's Fire Safety Compliance Unit on (02) 9742 7434. Please ensure that you refer to file reference BFS17/545 (13058) for any future correspondence in relation to this matter.

Yours faithfully



John Bruscano
Building Surveyor
Fire Safety Compliance Unit

Unclassified

Fire & Rescue NSW

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Community Safety Directorate
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**Fire &
Rescue NSW**

Unclassified

File Ref. No: BFS17/175 (12781)
TRIM Ref. No: D17/16154
Contact: Station Officer Paul Scott

21 March 2017

The General Manager
Northern Beaches Council
PO Box 1336
DEE WHY NSW 2099

E-mail: council@northernbeaches.nsw.gov.au

Attention: Manager Compliance/Fire Safety

Dear Sir / Madam,

**Re: INSPECTION REPORT
'HEATHER STREET RESPITE UNIT'
30 HEATHER STREET COLLAROY PLATEAU ("the premises")**

Fire & Rescue NSW (FRNSW) received correspondence on 10 February 2017, in relation to the adequacy of the provision for fire safety in connection with 'the premises'.

The correspondence stated that:

- *As a parent of child (27) with an Intellectual disability and epilepsy my concerns are with the premises that she attends respite at are:*
- *Long Driveway at top huge colourbond gate is locked by staff*
- *Another high gate pool fencing at entrance is also locked by staff*
- *The front door is locked by staff*
- *Do all these doors release if there is a fire?*
- *The kitchen area has pool fencing to the ceiling and locked*
- *The bedrooms that the disabled clients some in wheel chairs are locked in by staff.*
- *If a fire breaks out how can the staff unlock all these doors and clear the clients to safety.*

Unclassified

Fire & Rescue NSW

ABN 12 593 473 110

www.fire.nsw.gov.au

Community Safety Directorate
Fire Safety Compliance Unit

Locked Bag 12
Greenacre NSW 2190

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- *From 11pm at night there's only one staff member , if they succumb to the smoke the clients are helpless.*
- *This unit has recently been turned into a jail situation ! which can be a death trap for the vulnerable that can't walk or talk. Parents need to know our disabled children are safe not in danger.*
- *I feel this is a matter of urgency and the premises should have a thorough inspection from the fire dept to access if it is safe !*
- *I look forward to your earliest reply on this most urgent matter.*

Pursuant to the provisions of Section 119T (1) of the *Environmental Planning and Assessment Act 1979* (EP&A Act), an inspection of 'the premises' on 8 March 2017 was conducted by Authorised Fire Officers from the Fire Safety Compliance Unit of FRNSW.

The inspection was limited to the following:

- A visual inspection of the essential Fire Safety Measures as identified in this report only.
- A conceptual overview of the building, where an inspection had been conducted without copies of the development consent or copies of the approved floor plans.

On behalf of the Commissioner of FRNSW, the following comments are provided for your information in accordance with Section 119T (4) and Section 121ZD (1) of the EP&A Act. Please be advised that Section 121ZD (2) requires any report or recommendation from the Commissioner of FRNSW to be tabled at a Council meeting.

COMMENTS

At the time of the inspection, observations of the essential fire safety measures installed within the building appear to contradict Clause A3.2 of the National Construction Code Volume 1, 2016 Building Code of Australia (NCC) with regard to building classification in accordance with listed on the Annual Fire Safety Statement (AFSS).

The following items were identified as concerns during the inspection:

1. The AFSS displayed at the premises:
 - a. States the building use as Class 1b as defined in Clause A3.2 of the NCC. This appears to contradict the classification of the building as it appeared to be respite accommodation for disabled persons. On the face of the observations at the time, council may need to review its records and confirm whether the building is classified as a Class 1b or Class 3 as per the NCC;

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- b. Is dated 1 October 2015. It is unclear whether a current AFSS has yet to be displayed. Despite this uncertainty, failing to display a current AFSS contrary to the requirements of Clause 177 of the Environmental Planning and Assessment Regulation 2000 (EP&A Reg);
 - c. It is unclear whether all essential fire safety measures installed in the building are listed on the AFSS;
2. It appears that the batteries contained in the Fire Indicator Panel (FIP) provide back-up power for both the FIP and the emergency luminaires. Immediately upon testing the emergency luminaires, a 'POWER FAULT' light operated on the FIP. On the face of the observations at the time, either the FIP or the emergency lighting battery back-up power may be installed contrary to the requirements of Clause 3.16 of Australian Standards (AS) 1670.1-2004 and 3.2 of AS2293-2005 respectively;
 3. The emergency plan directs occupants to paths of travel at the rear of the property which are not 1000mm wide contrary to the requirements of Clause D1.6 of the National Construction Code 2016 Volume One, Building Code of Australia (NCC);

FRNSW is therefore of the opinion that there are inadequate provisions for fire safety within the building.

RECOMMENDATIONS

FRNSW recommends that Council:

- a. Inspect and address any other deficiencies identified on 'the premises', and require item no. 1 through to item no. 3 of this report be addressed appropriately.

This matter is referred to Council as the appropriate regulatory authority. FRNSW therefore awaits Council's advice regarding its determination in accordance with Section 121ZD (4) of the EP&A Act.

Should you have any enquiries regarding any of the above matters, please do not hesitate to contact Station Officer Paul Scott of FRNSW's Fire Safety Compliance Unit on (02) 9742 7434. Please ensure that you refer to file reference BFS17/175 (12781) for any future correspondence in relation to this matter.

Yours faithfully



Edren Ravino
Building Surveyor
Fire Safety Compliance Unit

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NORTHERN BEACHES COUNCIL

