

ORDINARY COUNCIL MEETING

AGENDA

Notice is hereby given that an Ordinary Council Meeting will be held at the:

Council Chambers, City of Canada Bay Civic Centre, Drummoyne

Tuesday, 28 March 2023

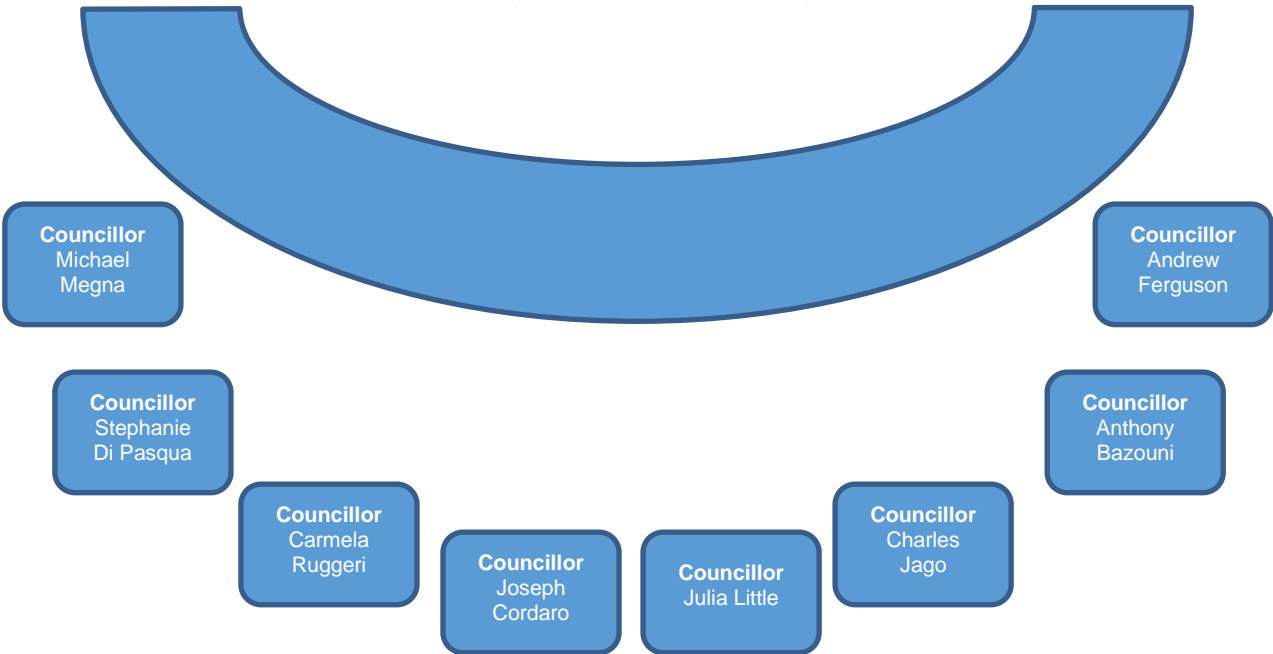
Beginning at 6.00pm for the purpose of considering and determining matters included in this agenda.



John Clark
General Manager



Councillors
City of Canada Bay



Statement of Ethical Obligations

The Mayor and Councillors are bound by the Oath/ Affirmation of Office made at the start of the Council term to undertake their civic duties in the best interests of the people of the City of Canada Bay and to faithfully and impartially carry out the functions, powers, authorities and discretions vested in them under the Local Government Act or any other Act, to the best of their skill and judgement.

It is also a requirement that the Mayor and Councillors disclose conflicts of interest in relation to items listed for consideration on the Agenda or which are considered at this meeting in accordance with Council's Code of Conduct and Code of Meeting Practice.

**Agenda for an Ordinary Council Meeting
to be held on Tuesday 28 March 2023
at the Council Chambers, City of Canada Bay Civic Centre, Drummoyne
Commencing at 6.00pm**

Table of Contents

1	ACKNOWLEDGEMENT OF COUNTRY.....	5
2	APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS.....	5
3	CONFIRMATION OF MINUTES	5
4	DISCLOSURES OF INTERESTS	5
5	MAYORAL MINUTE(S)	6
	Item 5.1 Mayoral Minute - Fundraiser for the Big Issue.....	6
	Item 5.2 Mayoral Minute - 2023 Australia Day Honours.....	7
	Item 5.3 Mayoral Minute - Civic Hub at Five Dock.....	8
6	PUBLIC FORUM	9
7	ITEMS RESOLVED BY EXCEPTION.....	9
8	EXECUTIVE SERVICES DIRECTORATE REPORTS.....	9
9	ENVIRONMENT AND PLANNING DIRECTORATE REPORTS.....	10
	Item 9.1 DA Determinations by the Local Planning Panel and Staff Under Delegation	10
	Item 9.2 Development Control Plan - Parramatta Road Corridor Urban Transformation Strategy (Stage 1) - Post Exhibition	18
	Item 9.3 Planning Proposal - 160 Burwood Road, Concord (Bushells Site)	22
	Item 9.4 Planning Agreement - 160 Burwood Road, Concord (the Bushells site).....	31
	Item 9.5 Electric Vehicle Charging Strategy and Action Plan - Public Exhibition.....	38
10	CITY ASSETS DIRECTORATE REPORTS.....	42
	Item 10.1 City of Canada Bay Local Traffic Committee Meeting Minutes 23 February 2023 and 16 March 2023.....	42
11	COMMUNITY CULTURE AND LEISURE DIRECTORATE REPORTS	43
	Item 11.1 Major Events Evaluation Report - Ferragosto 2022.....	43
	Item 11.2 Rhodes Community Committee Meeting Minutes - 23 February 2023	49
	Item 11.3 Honouring Ross Maniaci - Creating Ross Maniaci Place in Five Dock Town Centre.....	52
	Item 11.4 Providing ANTaR Information for New Citizens.....	54
12	CORPORATE SERVICES AND STRATEGY DIRECTORATE REPORTS.....	64
	Item 12.1 Amendment to June 2023 Council Meeting Date	64
	Item 12.2 Cash and Investments Report for February 2023	65
13	NOTICES OF MOTION.....	68

	Item 13.1 Notice of Motion - Cr Ferguson - Support for Crohn's and Colitis Awareness	68
14	NOTICES OF MOTION OF RESCISSION	69
15	MATTERS OF URGENCY.....	69
16	QUESTIONS WITH NOTICE	69
17	CONFIDENTIAL MATTERS	70
	Item 17.1 Lease - D'Albora Marina (Cabarita Marina) - Off 138 Cabarita Road, Cabarita NSW 2137	70
18	CONFIDENTIAL RESOLUTIONS.....	72

1 ACKNOWLEDGEMENT OF COUNTRY

The City of Canada Bay acknowledges the Wangal clan, one of the 29 tribes of the Eora nation and the traditional custodians of this land.

The City's Council pays respect to Elders past and present and extends this respect to all Aboriginal people living in or visiting the City of Canada Bay.

2 APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS

In accordance with clauses 6.3, 6.4 and 6.5 of Council's Code of Meeting Practice, apologies must be received and accepted from absent Councillors and a leave of absence from the Council Meeting may be granted.

3 CONFIRMATION OF MINUTES

3.1 MINUTES OF ORDINARY COUNCIL MEETING HELD 21 FEBRUARY 2023

RECOMMENDATION

That the minutes of the Ordinary Council Meeting of 21 February 2023 copies of which were previously circulated, are hereby confirmed as a true and correct record of the proceedings of that meeting.

4 DISCLOSURES OF INTERESTS

In accordance with Part 16 of Council's Code of Meeting Practice, all Councillors must disclose and manage any conflicts of interest they may have in matters being considered at the meeting.

5 MAYORAL MINUTE(S)**ITEM 5.1 MAYORAL MINUTE - FUNDRAISER FOR THE BIG ISSUE**Submitted by: Councillor Angelo Tsirekas (Mayor)

MOTION

That Council host a fundraising event to celebrate the contribution of Marcus Prentice to our local community and to raise awareness and funds for The Big Issue.

BACKGROUND

At Council's February Meeting of this year, I noted the sad passing of local Big Issue vendor Marcus Prentice and informed Council that I had been in contact with the CEO of The Big Issue, Steven Persson, to discuss the possibility of Council supporting his important organisation in honour of Marcus' contribution to our local area.

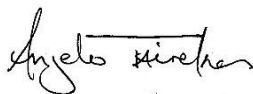
I would like to provide Council with an update on these discussions. Steven acknowledged and thanked the local Concord community for their heartfelt show of support after Marcus' passing and for their contribution to his funeral service through the Go Fund Me campaign.

Steven outlined to me the important work his organisation does in supporting and creating work opportunities for people experiencing homelessness, marginalisation and disadvantage.

The Big Issue runs social enterprises to create work opportunities for people who are unable to access mainstream work. These include The Big Issue magazine, the Women's Workforce and The Big Issue Classroom, as well as the Community Street Soccer Program.

In addition to celebrating Marcus' contribution to our local community with the unveiling of a plaque on Majors Bay Road later this year, I believe Council can make a contribution to this important organisation by hosting a fundraising event in the coming months. Funds required for such an event are available in the Civic Events budget.

Steven welcomed the opportunity for Council to honour Marcus and support The Big Issue through a local fundraising event and thanked our community for the support.

**Angelo Tsirekas**

MAYOR

ITEM 5.2 **MAYORAL MINUTE - 2023 AUSTRALIA DAY HONOURS**

Submitted by: Councillor Angelo Tsirekas (Mayor)

MOTION

That Council congratulates Justine Perkins and Jennifer Collins on their Australia Day honours.

BACKGROUND

I would like to draw Council's attention to the recent Australia Day awards, at which two women who have had enormous impact on our local community were celebrated.

At this year's Australia Day Honours, Justine Perkins was recognised with a Medal of the Order of Australia (OAM) for 'service to the community through charitable organisations'.

Since forming the Touched By Olivia Foundation in early 2007 with her husband John, Justine has transformed life for children both in our community and across Australia. In memory of their baby daughter Olivia, their work focuses on creating a more inclusive society through the development of inclusive play spaces. Their dream was, and is still, to give children and their families the chance to play side by side regardless of ability, difference, or background.

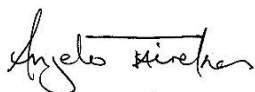
Justine's inspirational work in our community led to her being named our 2007 City of Canada Bay Citizen of the Year and it is our Council's honour to still collaborate with Justine and her Foundation to this day.

Jennifer Collins has been appointed a Member of the Order of Australia for 'significant service to veterans and their families and to nursing'.

Former Chair of Australian War Widows NSW, Jennifer Collins was previously Deputy Commissioner at the Military Rehabilitation and Compensation Commission and the Department of Veterans Affairs for NSW/ACT but locally she is known to our community and to Council as the Chair of the Kokoda Track Memorial Walkway.

Under her leadership, the Kokoda Track Memorial Walkway has gone from strength to strength, transforming from one of Australia's finest war memorials to a wonderful educational precinct linking generations and keeping the stories and memory of the Kokoda veterans alive for the future. Jennifer also recently secured Federal and State Government funding to ensure the future of the Track.

I ask Council to join me in celebrating the enormous local contribution and achievements of these two women and I commend them on their Australia Day Honours.

**Angelo Tsirekas**

MAYOR

ITEM 5.3 MAYORAL MINUTE - CIVIC HUB AT FIVE DOCK

Submitted by: Councillor Angelo Tsirekas (Mayor)

MOTION

That Council investigates the opportunity for a Civic Hub in Five Dock and present the outcome of this investigation to Council at a future meeting.

BACKGROUND

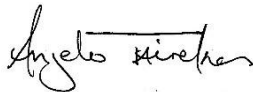
Currently under construction, the three new Sydney Metro West stations in the City of Canada Bay LGA will transform our area and bring new connections and economic opportunity.

These new stations at Five Dock, North Strathfield and Concord Oval represent a once in a generation opportunity for Council.

I believe it is in Council's interest to investigate the prospect of a Civic Hub in Five Dock alongside the new Five Dock Metro station.

This is the perfect moment to conduct a strategic review of Council's property interests in Five Dock, and elsewhere, to ensure that we are best placed as an organisation to take advantage of this new public infrastructure and to continue to plan for our City's future.

I ask Council to support the undertaking of a strategic property review, specifically investigating the opportunity for a new Civic Hub in Five Dock, and for a report on the outcomes to be submitted to a future Council Meeting.



Angelo Tsirekas

MAYOR

6 PUBLIC FORUM

In accordance with Part 5 of the Code of Meeting Practice, residents, ratepayers, applicants or other persons may request to address Council in relation to any one matter related to the general business of Council but not the subject of a report on the agenda (Public Forum) and no more than two matters listed for consideration on the agenda (Public Address).

7 ITEMS RESOLVED BY EXCEPTION

Nil

In accordance with Part 13 of the Code of Meeting Practice, items that are dealt with by exception are items where the recommendations contained in the staff reports in the agenda are adopted without discussion.

8 EXECUTIVE SERVICES DIRECTORATE REPORTS

Nil

9 ENVIRONMENT AND PLANNING DIRECTORATE REPORTS

ITEM 9.1 DA DETERMINATIONS BY THE LOCAL PLANNING PANEL AND STAFF UNDER DELEGATION

Reporting Manager Manager Statutory Planning

Attachments: Nil

RECOMMENDATION OF DIRECTOR ENVIRONMENT AND PLANNING

That Council receive and note the information contained in the report on development application determinations by the Local Planning Panel, and Staff, under delegation for the period 1 February 2023 and 28 February 2023.

PURPOSE

This report outlines development application (DA) determinations by the Canada Bay Local Planning Panel (CBLPP) and Staff under delegation.

EXECUTIVE SUMMARY

This report provides Development Application statistical data in accordance with Council's resolution of 6 February 2018 on applications received, determined, and applications considered by the Canada Bay Local Planning Panel (CBLPP).

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 3: Vibrant Urban Living

Goal VUL 4: Ensure the built environment respect the unique neighbourhood character and responds deftly to evolving community needs

BACKGROUND/DISCUSSION

This report provides DA statistical data in accordance with Council's resolution of 6 February 2018 on applications received, determined and applications considered by the Canada Bay Local Planning Panel (CBLPP).

Items for CBLPP Meeting on 22 February 2023

The following applications were listed for consideration at the CBLPP meeting to be held on 22 February 2023:

- DA2022/0096 – 6 Walker Street, Rhodes – Extension of operating hours of the Rhodes McDonalds from 7am - 10pm to 6am – midnight for internal dining and 2am for takeaway – *Approved subject to conditions.*
- DA2022/0152 – 38 Bayswater Street, Drummoyne – Demolition of existing dwelling house and construction of a three-storey residential flat building containing three units and basement parking for six vehicles – *Applicant to provide further information. Deferred for a future electronic meeting of the Panel.*

Items for CBLPP Meeting on 29 March 2023

The CBLPP meeting scheduled for 29 March 2023 has been cancelled as there were no applications identified for referral to the Panel.

Development Applications – Determined

The following Development Applications have been determined by staff under delegation between 1 February 2023 and 28 February 2023:

DA NO	DATE LODGED	PROPERTY	DESCRIPTION OF DEVELOPMENT	DATE DETERMINED & DECISION
DA2022/0308	11.11.2022	38A Boronia Street, Concord West	First floor addition to existing dwelling house including internal and external alterations	Approved 01.02.2023
DA2021/0107	19.05.2021	78 Victoria Road, Drummoyne	Demolition of existing structures and construction of a 4-storey building with 11 x fully furnished room new age Boarding House, plus one Manager's room, over ground floor cafe and below ground basement storage	Approved 03.02.2023
DA2022/0153	27.05.2022	132 Burwood Road, Concord	Demolition of existing structures and construction of a two-storey dwelling with outbuilding	Approved 03.02.2023
DA2022/0252	16.09.2022	1 Connecticut Avenue, Five Dock	Part demolition of an existing dwelling, new carport, driveway and crossover to the front of an existing dwelling	Refused 03.02.2023
DA2023/0002	20.01.2023	19-19A Roseby Street, Drummoyne	Internal fit outworks and installation of business identification signage	Approved 03.02.2023
DA2022/0195	12.07.2022	10 Raynor Avenue, Abbotsford	Demolition of existing garage and construction of a colorbond shed	Approved 03.02.2023
DA2021/0196	06.08.2021	86 Correys Avenue, Concord	Demolition of existing structures and construction of a two-storey dwelling with basement garage, front fence and in-ground swimming pool	Approved 03.02.2023
DA2022/0219	04.08.2022	10 Coralie Street, Wareemba	Construction of a carport in the driveway forward of the building line	Approved 07.02.2023
DA2022/0016	20.01.2022	13 Collingwood Street, Drummoyne	Alterations and first floor additions to existing dwelling	Approved – Court 10.02.2023
DA2022/0087	17.03.2022	8 King Street, Concord West	Demolition of existing structures and construction of a single storey dwelling	Approved 10.02.2023

DA NO	DATE LODGED	PROPERTY	DESCRIPTION OF DEVELOPMENT	DATE DETERMINED & DECISION
			with an attached secondary dwelling	
DA2022/0175	01.07.2022	16 Argonne Street, North Strathfield	Demolition of existing dwelling and construction of a new two storey brick and weatherboard-clad dual occupancy	Refused 10.02.2023
DA2022/0215	28.07.2022	27 Undine Street, Russell Lea	Demolition of existing structures and a proposed two storey dwelling house with basement and swimming pool	Approved 10.02.2023
DA2022/0278	04.10.2022	5 Marceau Drive, Concord	Alterations and additions to existing dwelling including pool	Approved 10.02.2023
DA2022/0257	13.09.2022	14 Lenore Street, Russell Lea	Alterations and first floor addition to existing dwelling	Approved 14.02.2023
DA2022/0349	03.01.2023	86 Hampden Road, Russell Lea	Replacement of masonry balustrades with new frosted glass balustrades and repair of balconies of an existing residential flat building	Approved 17.02.2023
DA2022/0231	16.08.2022	25 Potter Street, Russell Lea	Construction of a two storey dwelling with attached double garage	Approved 17.02.2023
DA2022/0053	22.02.2022	12 Tennyson Road, Concord	Alterations and additions to existing two storey semi-detached dwelling	Approved 17.02.2023
DA2022/0096	30.03.2022	6 Walker Street, Rhodes	Change of hours for Rhodes McDonalds to operate 6am – midnight internal dining and 2am for takeaway 7 Days a week	Approved – LPP 22.02.2023
DA2022/0211	12.08.2022	7 Thompson Street, Drummoyne	Demolition of existing dwelling and construction of new two storey dwelling with basement and swimming pool	Approved 24.02.2023
DA2022/0225	10.08.2022	44 Plunkett Street, Drummoyne	Alterations and additions to rear of existing dwelling with pool	Approved 24.02.2023
DA2022/0270	30.09.2022	14 Alexandra Street, Drummoyne	Alterations and additions to existing semi-detached dwelling including extending the rear of the lower ground floor, in ground swimming pool, extending the rear ground	Approved 24.02.2023

DA NO	DATE LODGED	PROPERTY	DESCRIPTION OF DEVELOPMENT	DATE DETERMINED & DECISION
			floor deck and a dormer window to the attic	
DA2022/0330	30.11.2022	15 William Street, Concord	Alterations and additions to a single storey dwelling, addition of a first floor, addition of a covered alfresco area, and rear garage	Approved 24.02.2023
DA2022/0158	30.05.2022	62 Millar Street, Drummoyne	Alterations and first floor addition to existing dwelling and new pool	Approved 24.02.2023
DA2022/0253	07.09.2022	19 Warsaw Street, North Strathfield	Demolition of the existing structures, and construction of a dual occupancy	Approved 27.02.2023
DA2022/0326	29.11.2022	28 Thornley Street, Drummoyne	Alterations and first floor additions to existing semi-detached dwelling	Approved 28.02.2023

Total Number of DAs Determined = 25

Development Applications - Lodged

The following Development Applications were lodged with Council during the same period, 1 February 2023 and 28 February 2023:

DA NO	DATE LODGED	PROPERTY	DESCRIPTION OF DEVELOPMENT
DA2023/0003	01.02.2023	131 Lower St Georges Crescent, Drummoyne	Alterations and additions to existing building to convert into a dual occupancy
DA2023/0005	03.02.2023	10 Thornleigh Avenue, Concord	Demolition of laundry and two storey red brick building, retention of heritage listed building, removal of 9 trees, retention of 27 trees, and the Torrens title subdivision into two lots
DA2022/0350	03.02.2023	42 Thompson Street, Drummoyne	Alterations and additions to existing dwelling
DA2023/0010	03.02.2023	58 Burns Crescent, Chiswick	Demolition of existing dwelling and construction of a new multi storey dwelling, with basement parking, swimming pool and associated landscape works
DA2023/0014	06.02.2023	297 Concord Road, Concord West	Torrens title subdivision into two allotments and removal of select trees
DA2023/0015	07.02.2023	21 Victoria Avenue, Concord West	Demolition of the existing two commercial buildings and the construction of three storey mixed use strata building above two basement parking at 21 - 23 Victoria Avenue, Concord West (Lot 49 DP1675 & Lot 50 DP 105531)
DA2023/0021	09.02.2023	41 Melbourne Street, Concord	Construction of a new two storey dwelling

DA NO	DATE LODGED	PROPERTY	DESCRIPTION OF DEVELOPMENT
DA2023/0022	09.02.2023	23 La Mascotte Avenue, Concord	Construction of single carport
DA2023/0017	10.02.2023	18 Stanley Street, Concord	Alterations and additions to the existing detached garage at the rear of the site
DA2023/0018	10.02.2023	3 King Street, Concord West	Demolition of existing structure and construction of a five-storey mixed-use development with basement car parking 18 car spaces, including 3 disabled spaces and 2 visitor spaces and 17 x 1 bedroom units and 5 x 3 bedroom units
DA2023/0019	14.02.2023	75 Renwick Street, Drummoyne	Alterations and additions to existing two storey residence
DA2023/0025	14.02.2023	12 Dorking Road, Cabarita	Demolition of existing structure and construction of a new two storey dwelling with a basement garage and associated landscaping
DA2023/0026	14.02.2023	24 Cumming Avenue, Concord West	Proposing boundary adjustments
DA2023/0027	15.02.2023	11A George Street, North Strathfield	Creation of a new office space on the rooftop car park of Building L
DA2023/0028	15.02.2023	13 Margaret Street, Abbotsford	Demolition of existing structures and construction of a single dwelling with basement and swimming pool
DA2023/0030	15.02.2023	1-11 George Street, North Strathfield	Demolition of existing internal elements and the refurbishment of the existing Kingpin Bowling Centre to upgrade the internal appearance and provide a new internal features and furniture
DA2023/0016	16.02.2023	6 Curtin Avenue, Abbotsford	Demolition of existing structures and construction of a two-storey dual occupancy with basement parking and swimming pool and Strata title subdivision
DA2023/0024	16.02.2023	129 Lower St Georges Crescent, Drummoyne	Removal of a Port Wine Magnolia and the pruning of a Mulberry tree and two Jacaranda trees, and the planting of a replacement tree.
DA2023/0032	17.02.2023	19-19A Roseby Street, Drummoyne	Fit out of tenancy 114 for Elite Supplements in Birkenhead Point Outlet Centre
DA2023/0031	17.02.2023	56 Bowman Street, Drummoyne	Alterations and additions to an existing dwelling resulting in a change of use to an attached two storey dual occupancy with strata subdivision
DA2023/0029	21.02.2023	52 Gipps Street, Drummoyne	Alteration and addition to existing house
DA2023/0036	21.02.2023	3 Rider Boulevard, Rhodes	Use as a gym to be used 24 hours 7 days a week
DA2023/0033	22.02.2023	Timbrell Park, 18P Henley Marine Drive, Five Dock	Demolition of an existing kiosk and construction of a new café with outdoor seating

DA NO	DATE LODGED	PROPERTY	DESCRIPTION OF DEVELOPMENT
DA2023/0038	23.02.2023	131 Thompson Street, Drummoyne	Demolition of the rear shed and ancillary structures; Internal reconfigurations to the floor plan; Construction of a new carport in front of the building line; Construction of a new swimming pool and associated stormwater and landscape work
DA2023/0037	24.02.2023	13 Correys Avenue, Concord	Demolition of existing garage, removal of concrete areas and construction of a secondary dwelling
DA2023/0035	24.02.2023	19 McDonald Street, Mortlake	Construction of a roof over an exiting balcony
DA2023/0034	27.02.2023	34 Marlborough Street, Drummoyne	Use as home business as a podiatrist with signage
DA2023/0012	27.02.2023	6 Tranmere Street, Drummoyne	Alterations and additions to existing dwelling

Total Number of DAs Lodged = 28

Variations to development standards

There were 3 variations made to a development standard (e.g. Building Height, Floor Space Ratio) for the one development application under the provision of Clause 4.6 of the *Canada Bay Local Environmental Plan, 2013* for the period 1 February 2023 and 28 February 2023:

DA NO	PROPERTY	LEP DEVELOPMENT STANDARD	JUSTIFICATION	EXTENT	DATE APPROVED
DA2022/0211	7 Thompson Street, Drummoyne	Floor Space Ratio, Clause 4.4	The proposal is of an appropriate form and scale and is compatible with surrounding development and the desired future character of the locality.	25sqm (9.8%)	24.02.2023
DA2022/0257	14 Lenore Street, Drummoyne	Building Height, Clause 4.3	The roof pitch and form of the addition has been designed to be proportionate to the adjoining semi-detached dwelling, with the encroaching roof element not being visible from the public domain.	388mm (4.4%)	14.02.2023
DA2022/0270	14 Alexandra Street, Drummoyne	Floor Space Ratio, Clause 4.4	The height and bulk of the proposed works is of an appropriate form and scale and is compatible with the existing dwelling on the site	16.75sqm (8.7%)	24.02.2023

			and surrounding development and the desired future character for the locality.		
--	--	--	--	--	--

Land and Environment Court Appeals

The following provides an update on Land and Environment Court appeals as at 28 February 2023:

DA/APPEAL NO	PROPERTY	DESCRIPTION OF DEVELOPMENT	CURRENT STATUS
DA2021/0179	2 Swan Avenue Strathfield	Class 1 Appeal against the deemed refusal of the development application for: Demolition of the existing dwelling house and associated structures and construction of a three (3) storey x eighteen (18) room boarding house (incl. Manager's room) with parking for one (1) car, four (4) motorcycles and four (4) bicycles under <i>State Environmental Planning Policy (Affordable Rental Housing) 2009</i>	Amended proposal approved by the Court 1.03.2023
DA2022/0129	19/203-211 Great North Road, Five Dock	Class 1 Appeal to the deemed refusal of development application for the alterations and additions including demolition, for the purpose of a childcare centre, for ninety-six (96) children with sixteen (16) staff, to operate 7:00am and 6:00pm Monday to Friday, and thirty-four (34) car spaces	No agreement reached at the conciliation conference. Matter is listed for a hearing on 5 and 6 June 2023.
DA2022/0016	13 Collingwood Street, Drummoyne	Class 1 appeal against the deemed refusal of development application for alterations and additions to a contributory dwelling in a heritage conservation area	Amended proposal approved by the Court 10.02.2023
DA2021/0260	15-17 Cooper Street, Strathfield	Class 1 appeal against the refusal of development application for demolition of existing dwelling houses, Consolidation of two lots and proposed new boarding house with 29 rooms and a manager's room	No agreement reached at the conciliation conference. Applicant is considering preparing amended plans in response to the matters raised during the proceedings.
DA2021/0266	29 Lenore Street, Russell Lea	Class 1 appeal against the refusal of development application for demolition of structures and construction of a two storey dwelling with	No agreement reached at conciliation conference. Matter proceeded to hearing. Awaiting judgement.

DA/APPEAL NO	PROPERTY	DESCRIPTION OF DEVELOPMENT	CURRENT STATUS
		basement parking and swimming pool	
DA2022/0116	134-140 Tennyson Road, Mortlake	Class 1 appeal against the deemed refusal of development application for demolition of the existing site structures including tree removal, construction of a 4-storey residential flat building of 20 x 3-bedroom apartments, basement carparking for 44 vehicles (40 residential and 4 visitor spaces) access via a ramp to Palace Lane. concurrently with the application is a voluntary planning agreement for the creation of 8metre wide public foreshore access.	Final submissions made by the parties to the Court. Awaiting judgement by the Commissioner.
DA2022/0253	19 Warsaw Street, North Strathfield	Class 1 appeal against the deemed refusal of development application for the construction of a dual occupancy	Application approved under delegation and proceedings withdrawn from the Court.
DA2022/0125	40-44 Tennyson Road and 5-15 Bertram Street, Mortlake	Class 1 appeal against the deemed refusal of development application for the demolition of existing structures and improvements and construction of four 4-storey residential flat buildings containing 50 apartments including basement car parking and associated landscaping	Hearing date set for 3 May 2023.
DA2021/0132	8 Drummoyne Avenue, Drummoyne	Class 1 appeal against the actual refusal of development application for alterations to an existing dwelling in a heritage conservation area including: upper storey addition, lower storey alterations, internal remodelling, alterations to garaging and associated works	Matter listed for its first mention on 17.03.2023, hearing dates to be set on that date

Of the above 9 listed matters before the Land and Environment Court, there are currently 6 active appeals.

FINANCIAL CONSIDERATIONS

There are no financial considerations associated with this report.

LEGISLATIVE AND POLICY CONSIDERATIONS

This report is provided for Council's information in response to the Council resolution of 6 February 2018.

**ITEM 9.2 DEVELOPMENT CONTROL PLAN - PARRAMATTA ROAD CORRIDOR
URBAN TRANSFORMATION STRATEGY (STAGE 1) - POST EXHIBITION****Reporting Manager** Manager Strategic Planning

- Attachments:**
1. DCP-Part K-Kings Bay Precinct (*Provided in Attachment Booklet*)
 2. DCP-Part K-Burwood Precinct (*Provided in Attachment Booklet*)
 3. DCP-Part K-Homebush North Precinct (*Provided in Attachment Booklet*)
 4. DCP-Part-B-General-Controls (*Provided in Attachment Booklet*)
 5. Report on submissions (*Provided in Attachment Booklet*)
 6. Landowner Submissions Review (*Provided in Attachment Booklet*)
 7. Letter to City of Canada Bay Council_4 November 2022 (*Provided in Attachment Booklet*)
 8. Canada Bay Local Environmental Plan 2013_Amendment No 21 (e2022-184-d04) (*Provided in Attachment Booklet*)
 9. PRCUTS - Combined submissions - Redacted (*Provided in Attachment Booklet*)
 10. Metro Submission-Built Form Review (*Provided in Attachment Booklet*)
-

RECOMMENDATION OF DIRECTOR ENVIRONMENT AND PLANNING

That the draft Development Control Plan at Attachments 1-4 (Kings Bay, Burwood and Homebush North Precincts; and amended General Controls), attached to the report, be adopted.

PURPOSE

To seek adoption of the draft Development Control Plan (DCP) to support the recently finalised Local Environmental Plan (LEP) for the Parramatta Road corridor.

EXECUTIVE SUMMARY

The *Parramatta Road Corridor Urban Transformation Strategy* (PRCUTS) is the NSW Government's 30-year plan to inform land use planning and development decisions along the Parramatta Road Corridor.

A Planning Proposal to amend the *Canada Bay Local Environmental Plan 2013* (LEP), and a supporting draft DCP were prepared for Stage 1 of PRCUTS (also known as the 2016-2023 release areas) and publicly exhibited between February-March 2022. Issues raised in submissions were assessed and independently reviewed, which then informed revisions to the draft DCP.

The LEP was gazetted on 16 December 2022, largely consistent with the post-exhibition version of the Planning Proposal. This report recommends that the draft DCP be adopted to ensure appropriate guidance is in place to inform the assessment of development applications within the corridor.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 3: Vibrant Urban Living

Goal VUL 1: Creative vibrant local village centres and community hubs

BACKGROUND/DISCUSSION***Parramatta Road Corridor Urban Transformation Strategy (PRCUTS)***

In November 2016, Urban Growth NSW released the *Parramatta Road Corridor Urban Transformation Strategy* (PRCUTS). This Strategy aims to renew the Parramatta Road corridor and

surrounds through investment in housing, jobs, transport, open spaces, and public amenity. It presents significant urban renewal opportunities for land within defined development precincts.

The PRCUTS is given statutory weight under Section 9.1(2) of the *Environmental Planning and Assessment Act 1979*, which allows the Minister for Planning to issue Directions. *Direction 7.3 - Parramatta Road Corridor Urban Transformation Strategy* requires that planning proposals for land within the Parramatta Road Corridor are consistent with the PRCUTS.

Draft Development Control Plan

The provisions in the draft PRCUTS DCP include detailed controls for each of the three precincts (Kings Bay, Burwood-Concord, and Homebush North) in relation to:

- Desired future character;
- Block configuration;
- Access network;
- Public domain experience;
- Active frontages;
- Street wall heights and setbacks;
- Transitions and interfaces;
- Massing and articulation;
- Heritage;
- Safety and accessibility;
- Amenity and Appearance;
- Landscape design;
- Sustainability and resilience;
- Access and parking; and
- Housing diversity.

Public exhibition of PRCUTS Planning Proposal and draft Development Control Plan

The Planning Proposal, draft DCP and supporting studies were publicly exhibited on the NSW Planning Portal, Council's website and community engagement platform *Collaborate* from 15 February 2022 to 15 March 2022 (28 days), in accordance with the requirements of the *Environmental Planning and Assessment Act 1979* (EP&A Act), the Canada Bay Community Participation Plan and the Gateway Determination dated 24 November 2021.

Public notifications were also placed on Facebook (2 posts), Instagram (2 posts), in email newsletters, and in City of Canada Bay News Online February and March (Online newsletter). A notification letter was also sent to over 2,380 landowners and residents.

A total of 49 submissions were received during the exhibition period, including 7 from government agencies. All issues raised in submissions were comprehensively assessed (Attachment 5 and Attachment 6).

The issues raised in submissions that related to the draft DCP were:

- Building envelopes;
- Cycling infrastructure;
- Local character; and
- Flooding

Revised Planning Proposal and DCP

Following consideration of the submissions, the Planning Proposal, draft DCP and supporting studies were amended to respond to issues raised in submissions and the recommendations of the review.

The key changes to the DCP were:

- Amended building envelopes, setbacks, and site boundaries consistent with the LEP;
- Increased setback to Parramatta Road consistent with request from TfNSW;
- Relocation of parks in Burwood Precinct consistent with the LEP;
- Strengthening of landscaping and tree canopy controls;
- Controls to inform the design of below-ground and above-ground parking; and
- Introduction of maximum awning width.

LEP finalisation

On 4 November 2022, DPE wrote to Council to advise that, as the Gateway timeframe would not be met, DPE would proceed to finalise the plan as a matter of priority (Attachment 7). On 16 December 2022, the LEP was gazetted (Attachment 8).

It is now important to finalise the draft DCP for the PRCUTS Stage 1 areas as a matter of urgency. The draft DCP provides detailed planning and design guidelines to support the LEP, and, once adopted, requires applicants to address those controls in their development applications.

Supplementary Sydney Metro submission

On 1 February 2023, Sydney Metro made a further submission in relation to their land within the Burwood-Concord precinct. The submission sought to amend development controls in the draft DCP in relation to building height and ground and upper-level setbacks for four different buildings in the street block bounded by Parramatta Road, Burwood Road, Loftus Street and Burton Street, Concord. Some of the changes sought to align the draft DCP with the gazetted LEP, other changes related to matters that were not previously raised.

Due to the extent and nature of the amendments requested, an assessment of the submission was undertaken by the Urban Design Consultant who prepared the PRCUTS Stage 1 Master Plan on behalf of Council (Attachment 10). This assessment has informed the following changes to the DCP:

- Introduction of a new control that permits buildings fronting Parramatta Road between Burwood Road and Loftus Street to exceed the number of storeys in the DCP, but only where it can be demonstrated that the solar access requirements of the Apartment Design Guide will be achieved.
- Increase to the ground floor building setback along Burwood Road from 5m to 6m.

Metro also requested the following changes, which are not supported:

- Removal of the 6 storey street wall along the Parramatta Road frontage.
- Removal of the publicly accessible plaza at the corner of Burwood Road and Burton Street.
- Removal of the 1m landscaped building setback along the new accessway.
- Reduction of the landscaped setback along Loftus Street from 4.5m to 3m.

Where an application is submitted for above ground works and the application seeks to depart from the controls in the DCP, Sydney Metro will need to justify the proposed variations on planning grounds.

Conclusion

The draft DCP was publicly exhibited together with the Planning Proposal and supporting studies for Stage 1 (2016-2023 release areas) of the *Parramatta Road Corridor Urban Transformation Strategy* (PRCUTS). Submissions received were assessed and amendments have been made to the draft DCP in response to feedback received and to ensure alignment with the LEP.

It is recommended that the draft DCP be adopted.

TIMING AND RISK CONSIDERATIONS

DPE has finalised the PRCUTS Stage 1 Planning Proposal and the LEP is in force. It is important that the draft DCP is endorsed as a matter of priority to ensure that development applications submitted for land within the Parramatta Road Corridor precincts are also assessed against the detailed controls in the DCP to achieve desired development outcomes.

Should the adoption of the DCP be delayed, development applications lodged in the interim would be assessed only against the LEP controls, with no fine-grain or nuanced development controls able to be considered. In this scenario, assessment of development applications would not be able to be delayed, which would likely lead to substandard built form outcomes and potential adverse impacts on the public domain, jeopardising many of the design principles embedded in the draft DCP. Not adopting the draft DCP therefore presents a risk for Council and the community.

FINANCIAL CONSIDERATIONS

There are no financial implications arising from the endorsement of the draft DCP.

LEGISLATIVE AND POLICY CONSIDERATIONS

The purpose of the DCP is to provide detailed guidance for new development to complement the *Canada Bay Local Environmental Plan 2013* (LEP).

Once adopted, the DCP will come into effect.

Should adoption of the DCP be delayed, any development applications received for land within the corridor will be assessed only under the LEP controls, representing only part of the planning framework for this corridor.

ITEM 9.3 PLANNING PROPOSAL - 160 BURWOOD ROAD, CONCORD (BUSHELLS SITE)**Reporting Manager** Manager Strategic Planning

- Attachments:**
1. **Planning Proposal - 160 Burwood Rd Concord (as exhibited)** *(Provided in Attachment Booklet)*
 2. **LEP maps (revised post-exhibition)** *(Provided in Attachment Booklet)*
 3. **Report on submissions (final)** *(Provided in Attachment Booklet)*
 4. **Urban Design Review by Council** *(Provided in Attachment Booklet)*
 5. **DCP-03_Part-B-General-Controls** *(Provided in Attachment Booklet)*
 6. **DCP-12_Part-K-Special-Precincts_Former-Bushells-Factory** *(Provided in Attachment Booklet)*
 7. **Survey** *(Provided in Attachment Booklet)*
 8. **Urban Design Report** *(Provided in Attachment Booklet)*
 9. **Concept Plan, Analysis and SEPP 65 Certification** *(Provided in Attachment Booklet)*
 10. **Landscape Master Plan** *(Provided in Attachment Booklet)*
 11. **Public Domain Plan** *(Provided in Attachment Booklet)*
 12. **Traffic Impact Assessment** *(Provided in Attachment Booklet)*
 13. **Aboriginal Development Assessment Report (revised post-exhibition)** *(Provided in Attachment Booklet)*
 14. **Heritage Listing Nomination Report** *(Provided in Attachment Booklet)*
 15. **Heritage Significance Assessment** *(Provided in Attachment Booklet)*
 16. **Heritage Response to Local Planning Panel** *(Provided in Attachment Booklet)*
 17. **Statement of Heritage Impact** *(Provided in Attachment Booklet)*
 18. **Facade Report** *(Provided in Attachment Booklet)*
 19. **Draft Letter of Offer** *(Provided in Attachment Booklet)*
 20. **Affordable Housing Contribution Scheme** *(Provided in Attachment Booklet)*
 21. **Economic Impact Assessment** *(Provided in Attachment Booklet)*
 22. **Retail Demand Assessment** *(Provided in Attachment Booklet)*
 23. **Aboriginal Due Diligence Assessment** *(Provided in Attachment Booklet)*
 24. **Preliminary Soil Contamination Assessment** *(Provided in Attachment Booklet)*
 25. **Additional Contamination Assessment** *(Provided in Attachment Booklet)*
 26. **Preliminary Geotechnical Investigation** *(Provided in Attachment Booklet)*
 27. **Additional Geotechnical Investigation** *(Provided in Attachment Booklet)*
 28. **Sustainability Strategy** *(Provided in Attachment Booklet)*
 29. **Social Infrastructure and Community Uses Demand Assessment** *(Provided in Attachment Booklet)*
 30. **Flood Report (revised post-exhibition)** *(Provided in Attachment Booklet)*
 31. **Detailed Site Investigation (Round 1)** *(Provided in Attachment Booklet)*
 32. **Alteration of Gateway determination (PP-2021-6099) - Letter to Council** *(Provided in Attachment Booklet)*

RECOMMENDATION OF DIRECTOR ENVIRONMENT AND PLANNING

That:

1. Council notes the Report on Submissions at Attachment 3 and the Urban Design Review at Attachment 4 and the Alteration of Gateway Determination at Attachment 32.
 2. That the Planning Proposal – 160 Burwood Road, Concord at Attachment 1 be submitted to the Department of Planning and Environment for making as a Local Environmental Plan, subject to the following amendments:
 - (a) The Land Use Zones being consistent with the proposed Land Zoning Map at Attachment 2.
 - (b) The maximum building heights being consistent with the proposed Height of Building Map at Attachment 2.
 - (c) The maximum Floor Space Ratio being consistent with the proposed Floor Space Ratio Map at Attachment 2 with the LEP including a bonus 0.15 Floor Space Ratio where the Central Roasting Hall is retained and adaptively reused.
 - (d) The Local Heritage Listing being consistent with the proposed Heritage Map at Attachment 2.
 - (e) The Foreshore Building Line being consistent with the proposed Foreshore Building Line Map at Attachment 2.
 - (f) Reduction of the minimum amount of non-residential floor space from 10,000sqm to 7,500sqm.
 - (g) Additional permitted uses to be limited to office premises, shops, restaurants, and cafes within the proposed R3 Medium Density Residential zone.
 - (h) Reduce the Affordable Housing Contribution from 10% to 7%.
 3. The draft Development Control Plan at Attachments 5 and 6 be adopted and come into effect upon the gazettal of the Local Environmental Plan.
 4. The draft Affordable Housing Contribution Scheme at Attachment 20 be adopted and come into effect upon the gazettal of the Local Environmental Plan.
 5. Authority be delegated to the General Manager to make any minor modifications to the Planning Proposal and draft Development Control Plan prior to finalisation.
-

PURPOSE

To report on the outcome of the public exhibition of the Planning Proposal for 160 Burwood Road, Concord and to seek endorsement to submit the Planning Proposal to the Department of Planning and Environment (DPE) for finalisation.

This report was considered by Council at its ordinary meeting on 6 December 2022 [Item 9.3] where Council resolved as follows [MIN No. 291/22]:

1. *The matter be deferred for a Councillor workshop to consider the issues raised by residents at the Council meeting of 6 December 2022, and to discuss the amendments recommended in the Council report.*
2. *The matter be reported to a future Council meeting in 2023.*

A Councillor workshop was held in accordance with this resolution and this matter is again submitted for Council's consideration.

EXECUTIVE SUMMARY

A Planning Proposal has been prepared to amend the planning controls at 160 Burwood Road, Concord by amending the *Canada Bay Local Environmental Plan 2013* (LEP). The Planning Proposal is seeking to facilitate urban renewal of industrial land into a mixed-use development comprising residential, retail/commercial (including light industrial uses) and recreational uses.

The Planning Proposal was publicly exhibited from 10 June 2022 to 08 July 2022 (28 days), in accordance with the requirements of the *Environmental Planning and Assessment Act 1979* (EP&A Act) and the Gateway Determination dated 31 October 2021. 187 submissions were received during the public exhibition.

Issues raised in submissions have been comprehensively assessed and an independent Urban Design Review undertaken to investigate these issues. The Urban Design Review assessed the key urban design issues, giving specific consideration to whether the proposed layout, massing and built form of the proposed development provide an appropriate response for the location and surrounding context of the site. The Urban Design Review recommends various amendments to the proposal.

Following a request to the Department of Planning and Environment (DPE) for an extension of time to further consider issues raised by the community at the Council meeting of 6 December 2022, the Planning Proposal needs to be submitted to DPE for finalisation before 26 May 2023 (refer to the Alteration of Gateway Letter to Council at Attachment 32).

It is recommended that the Planning Proposal be amended as per the recommendations of the Urban Design Review and the Submissions Outcome Report and submitted to DPE for finalisation. It is also recommended that the amended draft Development Control Plan and the amended draft Affordable Housing Contribution Scheme be adopted.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 3: Vibrant Urban Living

Goal VUL 1: Creative vibrant local village centres and community hubs

BACKGROUND/DISCUSSION

A Planning Proposal was originally lodged with Council on 30 July 2018. The applicant was advised of various issues that should be addressed prior to the progression of the Planning Proposal.

Amended plans were submitted on 7 February 2019, which were the subject of a report to the Local Planning Panel on 6 June 2019. The Local Planning Panel provided advice about the proposal.

On 18 June 2019, Council considered a report on the Planning Proposal and resolved that it be deferred until after a meeting with representatives of the community to workshop key issues, and a subsequent Councillor workshop. The community representatives' workshop was held on 24 July 2019 and the outcome of the workshop was presented at a Councillor Briefing.

On 15 October 2019, Council resolved to forward the Planning Proposal, as amended to address the recommendations of the Canada Bay Local Planning Panel and the Residents Workshop – Outcomes Report, to DPE for a Gateway determination.

However, prior to submission of the Planning Proposal to DPE, the proponent lodged an application for a Gateway Review on the basis that Council had not made a decision within 90 days of its submission to Council.

The Planning Proposal was then amended to address certain matters raised by the Local Planning Panel and was assessed by the Eastern City Planning Panel (the Panel) on 31 March 2020. The Panel recommended that the Planning Proposal should proceed to a Gateway determination.

A Gateway determination was issued in October 2021 and an amended Gateway determination granting an extension of time was issued in January 2023. This is discussed later in this report.

The Planning Proposal

The Planning Proposal is seeking to:

- Rezone the subject site from the existing IN1 General Industrial land zone to part B1 Neighbourhood Centre, part R3 Medium Density Residential, and part RE1 Public Recreation;
- Amend Part 6 Additional Local Planning Provisions of the Canada Bay LEP to:
 - Apply a Foreshore Building Line to the portion of the site proposed to be zoned RE1 Public Recreation; and
 - Introduce a development standard for the site which sets out a minimum provision of 10,000m² GFA for non-residential uses, of which a minimum 3,000m² GFA shall be light industrial uses.
- Amend Schedule 1 Additional Permitted Uses to permit "Commercial premises" within that part of the site proposed to be zoned R3 Medium Density Residential;
- List the Former Bushells Factory Building as an item of Local Heritage in the Canada Bay LEP;
- Increase the maximum height of buildings from 12m to various heights across the site ranging from 12m (3 storeys) to 21m (6 storeys), plus a height for the Central Roasting Hall that is the same as the existing height (RL 46.6).
- Increase the maximum FSR from 1:1 to 1.25:1, comprising a range of FSRs for different blocks across the site of 1.15:1, 1.85:1, 2.1:1, 2.2:1 and 3.05:1.
- The key changes from the original planning proposal are shown in the table below.

	Date of planning proposal version					
	June 2017 Refused	July 2018	Feb 2019	Sept 2019	June 2020 Gateway Review	May 2022 The subject Planning Proposal
Zoning	B4 Mixed Use		B1 Neighbourhood Centre; R3 Medium Density Residential; RE1 Public Recreation			
Height	121.5m	12m, 22m, 25m, 46m	12m, 16m, 21m, 24m and 30m. RL 46.6 to reflect existing roof height of Central Roasting Hall		12m, 15m, 17m, 18m, and 21m. RL 46.6 to reflect existing roof height of Central Roasting Hall	
FSR	1.95:1	1.6:1	1.5:1	1.25:1	1.25:1, comprising 1.13:1, 1.81:1, 2.1:1, 2.4:1 and 2.74:1	1.25:1, comprising 1.15:1, 1.85:1, 2.1:1, 2.2:1 and 3.05:1
Additional local provisions	No change				Foreshore Building Line in RE1 zone. Minimum 10,000m ² GFA for non-residential uses, of which a minimum 3,000m ² GFA for light industrial uses	
Additional permitted uses	Boat sheds, jetties, moorings, water recreation structures	Multi-unit dwellings	Light Industries in the R3 zone	No change	Commercial Premises in the R3 zone	

Schedule 5 Environmental Heritage	No change	Former Bushells Factory Building
--	-----------	----------------------------------

Assessment by the Eastern City Planning Panel

The Panel recommended certain conditions be attached to the Gateway determination:

1. Light industrial (IN2) uses be permissible on the site.
2. A minimum provision of non-residential uses of 10,000 sqm be provided, with a minimum of 3,000 sqm to be provided for 'urban services' (aka light industrial uses)
3. Satisfactory arrangements made to allow for the maintenance on the site of:
 - Minimum of 8,900 sqm of Public Open Space
 - Minimum of 10% affordable housing to be provided in perpetuity.
4. A DCP be prepared/exhibited and include certain urban design, landscaping, sustainability, and heritage criteria.

Gateway determination

The current Planning Proposal responds to the Gateway conditions issued by DPE on 31 October 2021. The major changes required by the Gateway were that, prior to public exhibition, the planning proposal was to be revised to:

- a. Include provisions to ensure spatial needs of light industry uses are addressed, including requirements for light industry to be located on the lower and upper ground floor levels of the Central Roasting Hall, and appropriate floor-to-ceiling heights.
- b. Update the draft DCP to address the spatial needs of light industrial uses as well as detailed design considerations such as floor to ceiling height spans, loading docks and vehicle access/parking, vehicle circulation, waste disposal, storage, and service areas/ corridors, etc.

In response to Council's request for additional time to further consider issues raised by the community at the Council meeting of 6 December 2022, an Alteration of Gateway determination was issued by DPE on 19 January 2023 granting an extension of time to 26 May 2023 to finalise the planning proposal.

Draft Development Control Plan

A draft Development Control Plan (DCP) has been prepared to complement the planning proposal. The draft DCP includes guidance that will need to be considered by proponents, Assessment Officers and Consent Authorities when considering future development applications.

Draft Affordable Housing Contribution Scheme

A draft Affordable Housing Contribution Scheme (AHCS) has been prepared that amends Council's current AHCS, incorporating the affordable housing rate recommended by feasibility testing commissioned by Council. The independent feasibility test assessed different affordable housing rates and recommended an affordable housing contribution rate of 7%. Factors that have influenced the recommended rate include:

- Industrial property prices having increased as a result of uplift in value of industrial uses, narrowing the development site value.
- Revenue potential having improved. The downsizer market is particularly strong, with recent evidence that buyers are willing to pay premium prices for a premium product, including waterfront properties in Concord.
- Construction costs having increased, but not as much as revenue potential for waterfront housing.

- The residential GFA having decreased slightly since 2019, when the current AHCS was tested, and which included additional non-residential GFA requirements. All things being equal, residential is currently generally more valuable than non-residential uses.

Public Exhibition

The planning proposal and supporting information was publicly exhibited from 10 June to 08 July 2022 (28 days), in accordance with the requirements of the *Environmental Planning and Assessment Act 1979* (the EP&A Act) and the Gateway Determination dated 31 October 2021.

A notification letter was sent to 2,317 landowners and residents and 11 State Government agencies.

A total of 187 submissions were received during the exhibition period, including 5 from government agencies.

A Councillor workshop was held on 7 March 2023 to enable Councillors to further consider issues raised by the community at the meeting of 6 December 2022.

Review of submissions

The primary issues raised in submissions related to:

- Density, scale, and height
- Traffic
- Transport and cycleways
- Parking
- Heritage
- Environmental impacts
- Natural environment
- Open space
- Services and facilities
- Ownership and maintenance of foreshore
- Development Control Plan (DCP)

All issues raised in submissions have been comprehensively assessed. Refer to [Attachment 3 - Report on Submissions](#) for a summary of issues raised and response.

The post-exhibition review also included an independent Urban Design Review commissioned by Council, to provide objective feedback about various aspects that had urban design implications (refer [Attachment 4 – Urban Design Review](#)). The recommendations of the Urban Design Review informed responses to issues raised in submissions and changes to the planning proposal.

It is recommended that Council endorse the planning proposal for finalisation subject to recommended changes being made prior to submission to DPE, including the following key changes:

- Relocate the proposed B1 Neighbourhood Centre zone and the light industrial uses internally within the site, to activate the waterfront and respect the low-density residential character of Burwood Road.
- Reduce the minimum amount of non-residential floor space to be provided on site from 10,000sqm to 7,500sqm.
- Limit additional permitted uses to office premises, shops, restaurants, and cafes within the R3 Medium Density Residential zone.
- Amend the maximum building heights to ensure the proposed number of storeys is not exceeded.

- Revise the maximum Floor Space Ratio (FSR) map to include block by block maximum FSRs and with an additional bonus 0.15:1 Floor Space Ratio permissible for Block 4, the Central Roasting Hall, if it is retained and adaptively re-used. This will provide further incentive to retain and protect the building. The recommended Floor Space Ratios arise from an amended site layout that reduces the overall building depths, accommodates balconies within the building envelopes, increases building setbacks and introduces upper storey setbacks.
- Introduce a new LEP clause that limits the maximum FSR for the whole site to 0.96:1, plus the additional bonus FSR of 0.15:1 for retention and adaptive re-use of the Central Roasting Hall. This gives a total of 1.11:1 FSR, down from the proposed 1.25:1.
- Amend the LEP Heritage Map to strengthen the 'landscape garden setting' for the Central Roasting Hall.
- Adjust the Foreshore Building Line so that it follows the outer edge of the building footprint facing Exile Bay.
- Reduce the Affordable Housing Contribution from 10% to 7%, as recommended by feasibility testing undertaken by Council.

The table below provides a summary of these changes in the context of the earlier iterations of the proposal.

	Date of planning proposal version						
	June 2017 Refused	July 2018	Feb 2019	Sept 2019	June 2020 Gateway Review	May 2022 subject Planning Proposal	Dec 2022 Recommendation
Zoning	B4 Mixed Use		B1 Neighbourhood Centre; R3 Medium Density Residential; RE1 Public Recreation				
Height	121.5m	12m, 22m, 25m, 46m	12m, 16m, 21m, 24m and 30m. RL 46.6 to reflect existing roof height of Central Roasting Hall		12m, 15m, 17m, 18m, and 21m. RL 46.6 to reflect existing roof height of Central Roasting Hall		11, 15m, 18m and 20m.
FSR	1.95:1	1.6:1	1.5:1	1.25:1	1.25:1, comprising 1.13:1, 1.81:1, 2.1:1, 2.4:1 and 2.74:1	1.25:1, comprising 1.15:1, 1.85:1, 2.1:1, 2.2:1 and 3.05:1	0.96:1 with the ability to achieve 1.11:1 where the roasting hall is retained and adaptively re- used, comprising 1.0:1 (3.0:1), 1.1:1, 1.3:1, 1.8:1 and 2.1:1
Additional local provisions	No change				Foreshore Building Line in RE1 zone. Minimum 10,000m ² GFA for non- residential uses, of which a minimum 3,000m ² GFA for light industrial uses		Foreshore Building Line to follow outer edge of building fronting the foreshore. Minimum 7,500m ² GFA for non-residential uses, of which a minimum 3,000m ² GFA for light industrial uses
Additional permitted uses	Boat sheds, jetties, moorings, water recreation structures	Multi- unit dwellings	Light Industries in the R3 zone	No change	Commercial Premises in the R3 zone		Office premises, shops, restaurants and cafes in the R3 zone
Schedule 5 Heritage	No change			Former Bushells Factory Building (roasting hall)			

It is also recommended that Council endorse the revised draft Development Control Plan, which includes the following key changes:

- Reduction of the depth of the 5 and 6 storey buildings along the eastern boundary and setback the uppermost floor to minimise the overshadowing impact and visual bulk.
- Increased setback of buildings fronting Massey Park Golf Course from 3.0m to 4.5m.
- Reduction of overall building depths to accommodate balconies within building envelopes and avoid encroachments into side setbacks.

- Strengthen controls in relation to overlooking and privacy and include controls that permit common open space on roof tops only if the area does not adversely impact adjoining residents.
- Increased building separation distances where they do not achieve the minimum criteria set out in the *Apartment Design Guide*.
- Modified footprint of building W1 (north-western corner of the site) to minimise the encroachment over the proposed road over Massey Park Golf course.
- Inclusion of a definition for 'landscaped setting' and reduce the building footprints of buildings to the south of the Central Roasting Hall to ensure that the 'Factory in a Garden' setting is retained. Also, strengthen the detailed objectives, controls and provisions for the conservation, adaptive reuse, and interpretation of the heritage item.
- Reconfiguration of the proposed basement ramps of the three-storey terraces along Burwood Road to ensure each terrace is provided with the required private open space.
- Inclusion of additional controls to minimise the impact of light industrial uses on site, including acoustic mitigation measures.

Conclusion

The planning proposal for 160 Burwood Road, Concord (the Bushells site) was publicly exhibited, and submissions received have been assessed. An independent Urban Design Review of the planning proposal has assessed the urban design implications including those arising from feedback received in submissions; and has recommended changes that would improve the proposed layout, massing and built form of the development given the location and context of the site.

The accompanying draft DCP has been revised to respond to recommendations in the Urban Design Review and matters raised in submissions. The draft Affordable Housing Contribution Scheme has been revised to respond to feasibility testing that recommends an affordable housing contribution rate of 7%.

It is recommended that the Planning Proposal be submitted to the Department of Planning and Environment for finalisation, subject to the changes outlined in the Report on Submissions and the Urban Design Review; and the draft DCP and draft Affordable Housing Contribution Scheme be adopted.

TIMING AND RISK CONSIDERATIONS

Gateway determination

The Alteration of Gateway determination requires that the Planning Proposal be finalised before 26 May 2023. Council is not the local plan-making authority to make the LEP, and the Department of Planning and Environment will be responsible for making the final LEP. Council should therefore be cognisant of the deadline to finalise the LEP specified by DPE. To meet this deadline, Council would need to submit the Planning Proposal to DPE, allowing sufficient time for the plan to be made prior to 26 May. It is noted that the plan making stage usually requires approximately 6 weeks.

Should Council wish to proceed with the Planning Proposal as per the report recommendation, it is also recommended that Council make a decision about the draft Planning Agreement. Council typically requires registration of a Planning Agreement on the title of the land to which it applies, to ensure delivery of the public benefits outlined in the Planning Agreement. There is a significant risk for Council if it were to proceed with the Planning Proposal without proceeding with an associated Planning Agreement, as once a Planning Proposal is finalised (gazetted), then Council's ability to seek public benefits associated with land value uplift is lost.

The Alteration of Gateway determination letter to Council advises that "The extensive community consultation that has occurred ensures Council can make a final recommendation to the Department as the local plan making authority. This includes any changes to the planning proposal Council considers necessary to adequately respond to submissions." DPE is therefore unlikely to approve a

further extension of time and, should Council fail to submit the planning proposal to DPE within this timeframe, DPE may choose to finalise the plan without further involvement from Council.

Foreshore Park

The proposed RE1 Public Recreation zoning and dedication to Council of the foreshore park is the only reliable means to ensure Council is able to maintain control of future uses of this public space in perpetuity, including for landscaping, bush care, litter and rubbish removal, graffiti removal etc.

An alternative ownership scenario via a public easement over the land will not provide Council or the community with the same level of certainty over how the land is managed into the future, as all future activities and management of the land will be limited to those listed on the Land Title, and/or that are decided by the relevant Strata Committee/Community Association. That is, unless Council is the owner of this land, it will have no ability to influence uses that are not envisaged at the time of registration of the easement/restriction or that emerge as necessary or desirable in the future.

FINANCIAL CONSIDERATIONS

A future development will be subject to the *Canada Bay Local Infrastructure Contribution Plan* and the *Canada Bay Affordable Housing Contribution Scheme*.

The Planning Proposal and associated Contribution Plans will ensure that appropriate measures are in place to provide local infrastructure that complements the planned increase in population.

A draft Planning Agreement has also been prepared and exhibited; and is the subject of separate report to Council.

LEGISLATIVE AND POLICY CONSIDERATIONS

The Planning Proposal has been reviewed in accordance with the *Canada Bay Local Strategic Planning Statement* (LSPS) and the *Canada Bay Local Housing Strategy* (LHS).

Once finalised, the Planning Proposal will amend the *Canada Bay Local Environmental Plan 2013* and the adopted Development Control Plan and Affordable Housing Contribution Scheme will come into effect upon gazettal of the LEP.

ITEM 9.4 PLANNING AGREEMENT - 160 BURWOOD ROAD, CONCORD (THE BUSHHELLS SITE)**Reporting Manager** Director Environment and Planning**Attachments:**

1. **Draft Planning Agreement 160 Burwood Road, Concord** (*Provided in Attachment Booklet*)
2. **Key Issues Table** (*Provided in Attachment Booklet*)
3. **Risk Assessment** (*Provided in Attachment Booklet*)

RECOMMENDATION OF DIRECTOR ENVIRONMENT AND PLANNING

That:

1. Council endorses and approves the Draft Planning Agreement for 160 Burwood Road Concord between the City of Canada Bay and New Concord Development Pty Ltd, attached to the report at Attachment 1.
 2. Authority be delegated to the General Manager to execute the Draft Planning Agreement for 160 Burwood Road Concord between the City of Canada Bay and New Concord Development Pty Ltd and sign all documents necessary to register the Draft Planning Agreement on the title to the land to which it relates.
-

PURPOSE

The purpose of this report is to seek Council's endorsement and approval to enter into the draft Planning Agreement for 160 Burwood Road, Concord (the Bushells site) as exhibited.

This report was considered by Council at its ordinary meeting on 6 December 2022 [Item 10.1] where Council resolved as follows [MIN No.292/22]:

1. *The matter be deferred for a Councillor workshop to consider the issues raised by residents at the Council meeting of 6 December 2022, and to discuss the amendments recommended in the Council report.*
2. *The matter be reported to a future Council meeting in 2023.*

A Councillor workshop was held in accordance with this resolution and this matter is again submitted for Council's consideration.

EXECUTIVE SUMMARY

On 15 October 2019, Council resolved to forward a Planning Proposal for 160 Burwood Road Concord, to the Department of Planning and Environment for Gateway determination. The Planning Proposal was issued a Gateway determination on 31 October 2021, and progressed to public exhibition from 10 June to 8 July 2022.

On 19 May 2020, Council resolved that delegation be granted to the General Manager to negotiate the terms of a Planning Agreement. A draft Planning Agreement between the City of Canada Bay (Council) and New Concord Development Pty Ltd (Developer) has subsequently been negotiated and achieves a public benefit associated with delivery and dedication of the new Foreshore Park, and the provision of publicly accessible open space within the development, with further developer works to be affected through conditions of consent relating to any Development Application.

On 16 August 2022, Council resolved to place the draft Planning Agreement for 160 Burwood Road, Concord on public exhibition. The draft Planning Agreement was exhibited between 20 September 2022 and 28 October 2022 and received 47 submissions.

This report seeks Council’s endorsement and approval to enter into the draft Planning Agreement for 160 Burwood Road, Concord (the Bushells site) as exhibited, if Council resolves to proceed with the Planning Proposal.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 1: Connected Community

Goal CC 5: Provide open space, facilities, and programs that promote active lifestyles

BACKGROUND/DISCUSSION

On 15 October 2019, Council resolved to forward a Planning Proposal for 160 Burwood Road, Concord, known as the ‘Bushell’s site’ and comprising Lot 5 in DP129325, Lot 2 in DP230294, Lot 398 in DP 752023 and Lot 399 in DP 752023 (Subject Land) to the Department of Planning and Environment for Gateway determination.

The Subject Land has a land area of 39,440 square metres and is currently zoned Industrial (IN1) as shown located at Diagram 1 below.



Diagram 1- Location Plan

The Planning Proposal

On 19 May 2020, Council resolved to accept the role as Planning Proposal Authority and a Gateway determination was issued on 31 October 2021. The key changes to the current planning controls proposed within the Planning Proposal (relevant to the Planning Agreement) are referenced at Table 1 below.

The Planning Proposal was placed on public exhibition from 10 June to 8 July 2022 and is subject to a separate Council report, recommending further amendments to the planning controls as shown in Table 1.

	Existing	Proposed	Recommended by Council
FSR	1:1	1.25:1	1.11:1
Non-residential sqm	NA	10,000 (3,000 for Light Industrial)	7,500 (3,000 for Light Industrial)
Zoning	IN1 General Industrial	B1- Neighbourhood Centre, R3 -Medium Density Residential, RE1- Public Recreation;	B1- Neighbourhood Centre, R3 -Medium Density Residential, RE1- Public Recreation;
Affordable Housing Contribution	NA	10% of Gross Floor Area (GFA)	7% of GFA

Table 1- Key planning control amendments relevant to the draft Planning Agreement

A draft Planning Agreement has now been negotiated in consideration of the proposed amendments to the planning controls listed at Table 1 and seeks value for money through the delivery of the following public benefits:

1. Dedication of the New Foreshore Park (subject to the renewal of the seawall and remediation of the park to the satisfaction of Council), as shown at Diagram 2; and
2. Embellishment of the New Foreshore Park; and
3. Registration of an easement over the Public Domain Land to enable public access to the open space, as shown at Diagram 2.

Whilst an Affordable Housing contribution is not a direct public benefit within the draft Planning Agreement it is considered a public benefit that affects this site, and the value of this contribution needs to be considered when determining value for money as outlined in this report.

This draft Planning Agreement has now been exhibited and the Developer has executed a copy of the draft Planning Agreement. If Council resolves to enter into the draft Planning Agreement, it can proceed directly to executing it, at which time it will come into effect.

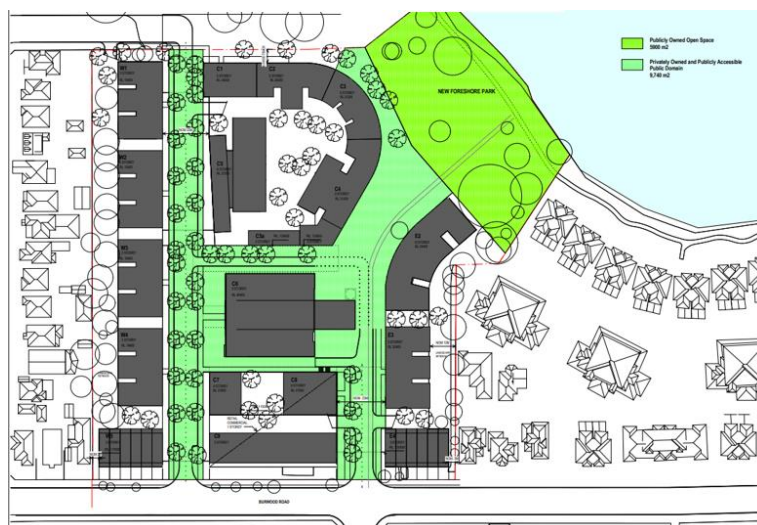


Diagram 2- Proposed public and private open space

Affordable Housing Contributions Scheme (AHCS)

Affordable housing contributions seek to capture a share of the value uplift that is created when development consent is granted for residential development. The draft Planning Agreement also seeks to capture a share of the value uplift created by a change in planning controls which permits additional development. For these reasons, it is considered reasonable to acknowledge the contribution that will be made towards affordable housing when negotiating the draft Planning Agreement.

The Affordable Housing Contributions permissible under the AHCS are applicable regardless of the draft Planning Agreement and are being amended as part of the Planning Proposal.

Public Consultation

The draft Planning Agreement was placed on public exhibition from 20 September 2022 to 28 October 2022. The public consultation included:

- Exhibition on Council's Collaborate page – 273 visits
- Notification letter - 2165 letters sent.

Submissions

Council received a total of 47 submissions. The items raised within these submissions are summarised in the issues paper, shown at Attachment 2. The issues raised can be grouped under four key themes, as outlined in Table 2 below.

Theme	Issue raised	Council response
Theme 1. Dedication of the park to Council	<ul style="list-style-type: none"> - The park is not a public benefit. - Council should not own the park, or the sea wall. The public should have access and the land be maintained by the complex in line with adjoining complexes. 	<ul style="list-style-type: none"> • The provision of new open space is supported by both local and district planning strategies and the proposed park on this site has been found to have merit by the Local Planning Panel, the Regional Planning Panel, and Council's urban design consultant. • The proposed new park will have an area of approximately 5,900 sqm, is north facing and fronts to Exile Bay. The location and orientation of the park will have a high level of amenity for local residents by providing opportunities for passive recreation, ie. green space, picnics, dog walking, play. • This park will complement the green link along the foreshore, leading to the Massey Park Golf Course, and aligning with the principles within the Canada Bay Foreshore Access Strategy. • The City of Canada Bay has many areas of open space located on the foreshore of the Parramatta River. The majority of this open space is in the ownership of Council or the Crown. It is not uncommon for Council to be the owner of local parks. • By owning the park Council: <ul style="list-style-type: none"> ○ Is able to control to manage and deal with noise and anti-social behaviour. ○ Can implement park improvements to improve the quality and functionality of the park and to plan for changes to meet the needs of the growing population.

Theme	Issue raised	Council response
Theme 2. Maintenance and improvements	<ul style="list-style-type: none"> • Council and rate payers will pay to maintain the park and the sea wall. • There are limited amenities proposed for the park. 	<ul style="list-style-type: none"> • Council is responsible for the maintenance of all local parks zoned RE1 Public Recreation. • The park represents a significant waterfront asset. • The draft Planning Agreement sees Council owning and maintaining this park. This ensures Council has control of the park and can modify the park and its use over the years to meet the changing needs of the community. • The seawall will be renewed and brought up to a Condition 1 rating (at a cost of approx \$2M by the Developer). Council's management of the seawall aligns with the proposed ownership of the park. The renewed sea wall will have a useful life of 80 years. • There are no plans for an amenity block within this park as part of this development, however under the draft planning agreement, embellishments will include landscaping, lighting, park benches, pathways and associated improvements, similar to other passive recreation areas. There are plans for an upgrade of the amenities at Bayview Park in 23/24.
Theme 3. Contamination	<ul style="list-style-type: none"> • contamination is a concern and needs to be managed in the Planning Agreement • Council needs to manage the delivery of the public benefits. 	<ul style="list-style-type: none"> • The conditions dealing with contamination within the draft Planning Agreement are very thorough. There is a requirement for a suitably qualified contaminated land expert to certify the land is suitable for recreational use with no ongoing environmental management requirements for Council. This will ensure that appropriate remediation and environmental monitoring occurs on the land. • Council Officers are required to approve design, delivery, handover of the park, remediation, seawall repair and park embellishments. Should the works not be undertaken to Council's requirements we will not agree to the handover of the park. Should they not remedy we may use their security deposit to rectify the works.
Theme 4. Value for Money	<ul style="list-style-type: none"> • There are not as many public benefits compared to the previous planning agreement, ie. Re-activating the Ferry Wharf, parking, bus service for 3 years. • There are better public benefits, such as community rooms, and the community should be asked to suggest 	<ul style="list-style-type: none"> • Previous public benefits put forward by the applicant related to different iterations of the planning proposal. As the previous planning proposal had a greater amount of Gross Floor Area (GFA), there was greater capacity for the increased amount of the value uplift generated by development to be provided towards public benefits. • The draft AHCS requires an affordable housing contribution of 7% of the proposed Gross Floor Area. This equates to up to \$28.8M worth of Affordable Housing which should be taken into consideration when determining the value of public benefits contemplated by the draft Planning Agreement. • The draft Planning Agreement is a mechanism to enable the delivery of the foreshore park identified in the Planning Proposal. The park was always contemplated as part of the development, and public ownership of open space on the foreshore is consistent with both Council and State government strategies. • Valuation of public benefits is informed by Council's Planning Agreement Policy and advice from Council's

	alternate public benefits. <ul style="list-style-type: none"> • The dedication of the park does not represent value for money. • How did Council determine the value and costs associated with the public benefits? 	Economic Consultant and Valuer. When calculating the value of public benefits, Council must consider the value generated by both the affordable housing contribution and the value of the proposed park and works to the park in this location. <ul style="list-style-type: none"> • Council obtained both a valuation to determine the value uplift, the value of the parkland and determined the equivalent amount of Affordable Housing Contributions for this site.
--	---	--

Table 2- Table of Issues

RISK CONSIDERATIONS

A key risk consideration relates to options around ownership of the foreshore park. The risks of retaining the proposed foreshore park in private ownership versus the risks of dedicating the foreshore park to Council have been summarised in the risk assessment provided at Attachment 3.

Given this risk assessment, it is recommended that Council accept the dedication of the park and its associated maintenance responsibilities, including the seawall. The draft Planning Agreement includes requirements for the land to be remediated, for the park to be designed in consultation with Council, and for the seawall to be renewed. These requirements will ensure that the condition and quality of the assets are fit for purpose upon dedication of the park. This will minimise maintenance costs and maximise the life cycle of these assets, effectively mitigating this risk.

Another key risk relates to implications arising if Council resolves not to proceed with the Planning Proposal. Should Council resolve not to support the Planning Proposal, then a Planning Agreement is not required. However, as the Minister for Planning is the local plan making authority, it is possible that the Minister could still proceed to make the local environmental plan (ie rezoning the land and enabling development to occur on the site). Should Council resolve not to proceed with the Planning Proposal, it is recommended that the draft Planning Agreement be deferred until such time as the position of the Minister for Planning (or their delegate) regarding the future of the site has been confirmed. This would provide Council with the ability to determine whether the draft Planning Agreement to deliver some public benefit should proceed in a situation where the land was rezoned.

Should Council resolve not to proceed with the Planning Proposal and make no provision for any future consideration of the draft Planning Agreement, there is a significant risk that the land could be rezoned without any of the public benefits currently in the draft Planning Agreement being delivered.

FINANCIAL CONSIDERATIONS

The draft Planning Agreement proposes public benefit to an amount equivalent to an appropriate share of the uplift in value of the land, given the change in zoning and increase in GFA of the proposed development. In addition to the public benefits outlined in the draft Planning Agreement (ie dedication of public open space and the creation of an easement for public access), future development will also be required to make a contribution towards Affordable Housing.

Council is satisfied that the value of both the public benefit and the Affordable Housing contributions is reasonable and appropriate given the development proposed.

LEGISLATIVE AND POLICY CONSIDERATIONS

The draft Planning Agreement has been prepared in accordance with the provisions of the *Environmental Planning and Assessment Act (1979)*, and the *Canada Bay Planning Agreement Policy*.

The proposed dedication of the foreshore park aligns with Council's adopted *Foreshore Access Strategy*.

**ITEM 9.5 ELECTRIC VEHICLE CHARGING STRATEGY AND ACTION PLAN -
PUBLIC EXHIBITION****Reporting Manager Manager Sustainability and Waste****Attachments: 1. Electric Vehicle Charging Strategy and Action Plan (*Provided in
Attachment Booklet*)**

RECOMMENDATION OF DIRECTOR ENVIRONMENT AND PLANNING

That:

1. Council endorse the draft *Electric Vehicle Charging Strategy and Action Plan* attached to the report for public exhibition for a period of at least 28 days.
 2. Following the public exhibition period, a report be prepared and submitted to Council on any submissions received, and any subsequently proposed amendments to the draft *Electric Vehicle Charging Strategy and Action Plan*.
 3. Authority be delegated to the General Manager to make minor editorial amendments for clarity or correction of drafting errors prior to the exhibition of the draft *Electric Vehicle Charging Strategy and Action Plan*.
-

PURPOSE

To establish a strategic framework for electric vehicles (EVs) and electric vehicle infrastructure to guide, regulate and advocate for the delivery of this infrastructure on both public and private land.

EXECUTIVE SUMMARY

The draft *Electric Vehicle (EV) Charging Strategy and Action Plan* (Strategy) outlines the City of Canada Bay Council's (Council) priorities and actions to support a transition to EVs. The transition to EVs over time helps realise Council's greenhouse gas (GHG) emissions reduction targets of net zero for Council operations by 2030 and for the community by 2050. It is important that the provision of EV infrastructure is carefully guided and regulated to ensure all relevant environmental, aesthetic, functional, and other land use requirements are properly considered.

This report seeks Council's approval to exhibit the draft Strategy, for public comment for a minimum period of 28 days. Following exhibition, community input received will be reviewed, and reported to Council, including any recommended changes to the draft Strategy.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 4: Infrastructure and Transport

Goal IT 1: Manage local assets to ensure they continue to meet community needs and address climate adaptation

Direction 2: Sustainable and Thriving Environment

Goal STE 1: Reduce greenhouse gas emissions

Direction 5: Civic Leadership

Goal CL 1: Council is accountable, efficient, and ready to meet future challenges

BACKGROUND/DISCUSSION

Many countries and global vehicle manufacturers have committed to switch to zero emission vehicles. In 2021, nearly 10% of global car sales were electric¹. This annual figure is increasing exponentially.

In the City of Canada Bay, 65% of trips from the City of Canada Bay and 72% of trips to the City of Canada Bay involve a private vehicle or rideshare vehicle. Almost 800,000 tonnes of greenhouse gasses (CO₂-e) are emitted each year overall, of which one quarter are from transport.

The Australian and NSW governments are responsible for leading the transition to a zero-emissions transport future in NSW, along with the private sector. The NSW Government has committed to making NSW the easiest place in the country to purchase and use an EV, investing in programs to encourage the private sector to install convenient, fast charging infrastructure and increase the range of affordable EV models in the market.

Council has a limited role in motor vehicle technologies, standards, and solutions to their refuelling. Council's role in the transport system is through the management of roads, public domain, and the regulation private development. Council also has a role in advocacy and facilitation, particularly with issues which support Council's declaration of a Climate Emergency and adoption of net zero emissions targets for Council operations by 2030 and for the community by 2050.

Draft Electric Vehicle Strategy and Action Plan

Council's draft *Electric Vehicle (EV) Charging Strategy and Action Plan* to support the community's transition to EVs has been informed by:

- Identification of Council's role across the specific spheres of influence.
- Collaboration with neighbouring councils and Southern Sydney Regional Organisation of Councils (SSROC) to share experience and identify common priorities and actions.
- Technical expertise from a specialist consultant to provide:
 - Extensive research into the EV market, global attitudes, behaviours and best practice approaches in managing the transition to EVs.
 - Integrated analysis of the City of Canada Bay's current context, including travel patterns, transport and emissions profiles, power infrastructure and climate resilience and potential EV charging landscape.
 - Modelling transport needs by neighbourhood types and analysis of key issues.
 - Developing key actions and mapping to inform an expanded EV charging network.

The key design principles for this draft Strategy are:

- Increase transport resilience, by reducing emissions to reach net zero by 2050, promoting active and public transport, and by reducing reliance on imported liquid fuels.
- Collaboration, particularly with other councils to deliver a regionally integrated transition.
- Support NSW and Australian Government to implement policies and initiatives in ways that work for the City of Canada Bay local context and community.
- Protect and enhance local neighbourhoods and public spaces through a place-based approach to EV network design. Ensure public space is used fairly and equitably, and the impact of charging infrastructure is minimised. Facilitate and regulate installation of EV charging in the public and private realm.

¹ *Global EV Outlook 2022*, International Energy Agency, Paris

- Support the local community to navigate the transition. Deliver a customer-focused education and awareness campaign.

The key elements to the draft *Electric Vehicle Strategy and Action Plan* are broken into three themes: act, advocate and research, as summarised in the table below.

Act	Advocate	Research
Policies and controls to effectively regulate the provision of EV charging infrastructure on private and public land.	Advocacy to State and Federal government and the private sector around funding, incentives, standards, tax and EV adoption.	Research and investigation to support the transition for key issues such as strata buildings, car share and residential properties without driveways.
Managing and regulating the installation, operation, and maintenance of EV charging infrastructure on public land.	Advocacy to State and Federal government around standards to govern the appropriate delivery of EV infrastructure, particularly by private sector entities	Research focused on regional grid capacity, regional EV network, and EV cybersecurity in collaboration with neighbouring councils and others
Identification of priority locations for EV charging infrastructure.		Continued research focused on climate resilience
Consideration of and planning for Council's fleet transition, with a Net Zero Fleet Transition Plan currently being developed.		Continued research to guide the transition of Council's fleet over time

Reducing the amount of motor vehicle travel is the most effective method of reducing transport emissions. As the world and more locally, Australia, transitions to EVs, it is important to ensure that the right mode for each trip purpose is promoted, rather than just a vehicle for vehicle substitute. There should be an emphasis on people, active transport and public transport.

In summary, the draft *Electric Vehicle Charging Strategy and Action Plan* aims to balance competing needs within the community, focusing on equitable solutions for the community, residents and businesses based on substantial modelling and using a place-based approach.

A draft *Electric Vehicle Charging Infrastructure Policy* is currently being prepared, which will complement this draft Strategy. The draft policy will set out Council's role in regulating and evaluating the installation of EV infrastructure. The recent State government amendment to *State Environmental Planning Policy (Transport and Infrastructure) 2021* (the SEPP) on 24 February 2023 allows public authorities, electricity supply companies and residents to install Electric Vehicle charging equipment under various conditions (with consent, without consent and exempt). Council's forthcoming draft policy will seek to address risks associated with the installation of this infrastructure; and is being reviewed in response to the recent amendments to the SEPP. It is anticipated that this draft policy will be reported to Council in April.

CONSULTATION

The draft *Electric Vehicle Strategy and Action Plan* will be placed on public exhibition for a period of 28 days. A report will be provided to Council following the exhibition period and will include a summary of feedback received and any proposed changes.

RISK CONSIDERATIONS

There are minimal risks associated with the draft Strategy as it will set the strategic direction for Council in regulating EV infrastructure; and will provide us with principles and modelling to inform

decisions on how EV charging infrastructure is delivered, as well as identifying areas for further investigation to inform decisions around Council's fleet, sites and other assets.

The new SEPP provisions may prompt a surge in requests for the installation of EV charging infrastructure. The preparation of a draft policy to complement this draft Strategy will help to mitigate risks and implications for Council as a landowner and as a planning authority, particularly in terms of regulating locations, aesthetics and provision of EV charging equipment installed on public land. It is anticipated that this policy will be reported to Council in April.

FINANCIAL CONSIDERATIONS

Whilst the draft Strategy has a strong regulatory and advocacy focus, it does identify a number of areas requiring further research. The infrastructure options for Council-owned sites discussed within the draft Strategy are not fully funded and require further investigation. There are substantial grant funding opportunities through the NSW and Federal Governments which could be explored if this draft Strategy is adopted.

As discussed in the draft Strategy, there is also the opportunity for Council to consider and facilitate third-party charging infrastructure on public land using different business funding models. Under section 611 of the *Local Government Act 1993*, Council can charge within the leasing agreement for the use of public land.

LEGISLATIVE AND POLICY CONSIDERATIONS

State Environmental Planning Policy (Transport and Infrastructure) 2021, Division 17 Roads and Traffic - subdivision 3 - Electric Vehicle Charging Units (SEPP).

City of Canada Bay Environmental Strategy and Emissions Reduction Action Plan

City of Canada Bay Local Movement Strategy

10 CITY ASSETS DIRECTORATE REPORTS

ITEM 10.1 CITY OF CANADA BAY LOCAL TRAFFIC COMMITTEE MEETING MINUTES 23 FEBRUARY 2023 AND 16 MARCH 2023

Reporting Manager Manager Roads and Traffic

Attachments:

1. **Traffic Committee Meeting Minutes - 23 February 2023** (*Provided in Attachment Booklet*)
2. **Traffic Committee Meeting Minutes - 16 March 2023** (*Provided in Attachment Booklet*)

RECOMMENDATION OF DIRECTOR CITY ASSETS

That the minutes and recommendations of the City of Canada Bay Traffic Committee Meetings held 23 February 2023 and 16 March 2023, attached to the report, be adopted.

PURPOSE

To report the City of Canada Bay Local Traffic Committee minutes of 23 February 2023 and 16 March 2023.

REPORT

This report contains the minutes for the City of Canada Bay Local Traffic Committee held on 23 February 2023 and 16 March 2023 for Council's adoption.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 4: Infrastructure and Transport

Goal IT 2: Manage traffic and parking to minimise congestion and increase road safety

FINANCIAL CONSIDERATIONS

There are no financial considerations associated with the report.

LEGISLATIVE AND POLICY CONSIDERATIONS

The City of Canada Bay Local Traffic Committee meetings are held in line with Transport for NSW guidelines.

11 COMMUNITY CULTURE AND LEISURE DIRECTORATE REPORTS

ITEM 11.1 MAJOR EVENTS EVALUATION REPORT - FERRAGOSTO 2022

Reporting Manager Manager Place Management

Attachments: Nil

RECOMMENDATION OF DIRECTOR COMMUNITY CULTURE AND LEISURE

That the evaluation report on Ferragosto 2022 be received and noted.

PURPOSE

This report evaluates the delivery of Ferragosto 2022. This report responds to the Audit and Risk Committee recommendation following an audit of this event undertaken in 2021.

EXECUTIVE SUMMARY

Ferragosto is Sydney's most loved Italian street festival and has been hosted in Five Dock for 26 years. Ferragosto is the City of Canada Bay's largest annual event, attracting a crowd of close to 120,000 visitors to Five Dock. It celebrates the best of Italian culture, entertainment, and cooking with more than 100 retailers, food and merchandise stalls offering delicious food and handcrafted goods. The cultural content includes cooking demonstrations, dance and music performances across five stages. The event draws a mixed crowd with close to 60 per cent of attendees coming from the City of Canada Bay and the remainder from the broader Sydney area. The crowd demographics are mixed, with all age groups represented and a broad cross section of cultures.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 1: Connected Community

Goal CC 1: Foster an inclusive community where diversity is welcomed and celebrated

BACKGROUND/DISCUSSION

Background

Ferragosto was launched in 1998 as an initiative of Five Dock's Main Street Committee, based upon Italy's traditional holiday celebrating the Feast of the Assumption of the Virgin Mary. Its origins date back to Roman times when the 15th of August marked the middle of the summer and the end of the hard labour in the fields. Later, the Catholic Church adopted this date to commemorate the Assumption of the Virgin Mary. The local celebration of this important Italian holiday has become a beloved part of the annual calendar for the Italian diaspora from across Sydney. The festival preserves its roots in the local community, with considerable support and interest from local businesses, entertainers, community organisations and residents.

Ferragosto 2022 evaluation

In 2022, over 120,000 people attended the event, which demonstrates its growing popularity throughout Sydney. The event draws a mixed crowd with nearly 60 per cent of attendees coming from the City of Canada Bay. The crowd demographics are mixed with all age groups represented and a broad cross-section of cultures. The festival preserves its roots in the strongly Italian local community, with considerable support and interest from local businesses, entertainers, community organisations and residents.

Council's ambition for Ferragosto is to coordinate and support a high-quality community event to celebrate diversity, showcase creativity and recognise the vital contribution of the Italian Community. The festival has three simple aims:

- Acknowledge the contribution of the Italian diaspora to the development of our City and our nation.
- Attract people to Five Dock Main Street to experience its unique culture and shopping.
- Provide an exceptional community event for our residents and visitors.

Program

The event spans over 800 meters of Great North Road Five Dock and features market stalls, providores, wandering performers, festive flags, stages and activity areas.

In 2022, there were 150 stalls:

- 31 were Italian-owned
- 55 were food stalls
- 42 offered merchandise
- 12 not-for-profit stalls
- 10 sponsors stalls
- Italian services were also offered including travel to Italy, language schools and tutoring, Italian tours and a historic Italian fencing school.

Council presented six stages to segment the entertainment offers and help visitors get more out of the event.

- *FerraVarieta* (main stage): recognised Italian talent, showcased Coro Di Abruzzo (Italian choir), George Vambuca (Singer), James Liotta, Daniel Tambusco & Band, Carlotta Cantanni & 5-piece band, Gemma Navarrete, Marcello Maio & band and Johnny Ruffo.
- *FerraCommunita* (homegrown stage) for local and regional performers including Rosebank College, Danni Da Ros, Amelia Granturco, Italian Tombola (Bingo), Italian Soprano Yasmin Arkinstall and Fratelli Della Tarantella.
- *FerraGiovani* (children's stage) balanced between local children's focused performers and high-profile children's acts including ADVC dance school, Italian Bilingual School Choir, Il soldatino di piombo e la ballerina performance by Pistachio entertainment and Sandra Malone dancers.
- A *Piaggio Stage* was created and will become a regular feature of the event with an artist designed Piaggio installation placed on great North Road and used by Acridian and acoustic guitar players.
- *FerraCucina* (kitchen stage) featuring Italian Cooking demonstrations and tastings in Fred Kelly Place including MC by Mimo, Robert Dessanti, Tiramisu making demo, Luigi De Luca and Brad Bennet, Luca Ciano Cooking demo, Blind Tastings Gelato and La Pavoni Co Demo.
- *FerraBar & FerraClub* - Special presentations of Italian Cocktails Aperol Bar and Bierra Moretti was alongside Rustic Pizza Food Truck and featuring Italian DJs. This space focused on youth and pop culture from the Italian community and overseas. The main take up of the space was by dinners and to reduce the cost of this item it is proposed to combine the offer with FerraTrattoria
- *FerraTrattoria* – A new celebrity Italian chef designed long lunch across two sittings, Italian themed presentation with Live Music and local business promotions. Although number at this event were low due to cost and limited crowd comprehension of the offer, the location and set

up of the area was well received by traders and festival goers. The proposal for 2023 is to combine elements of the bar and FerraTrattoria to provide a food and drink offer at the event but with smaller set up costs and a lower entry fee for visitors.

- *FerraCinema* - A large entertainment screen to present leading Italian films. Bilingual Tombola was offered between movies and proved a popular addition.
- *FerraPiazza* - 7 wineries and a local brewery offered an adult's corner to relax, taste and connect.

There were also several community competitions on stage including pasta and cannoli eating competitions, blind tastings and gelato decorating competitions. A photographic exhibition and curator tours offered by Five Dock Library with on-street resources from *Volcanoes We Sailed* was presented. Italian street theatre was commissioned creating an Italian police force to patrol and perform around the festival and help provide comical crowd management at any hotspots with queues. A new range of Ferragosto merchandise was developed and sold to capitalise on the brand and popularity of the festival, alongside testing if this can make the event more financially sustainable. An expanded procession program was offered, and the *Our Lady of Assumption statue* was placed in the street with monitors providing the community with prayer cards, medals, and meditation space. The event times were extended, commencing at 9.30am with the Italian Procession and closing an hour later at 5pm, which provided additional trading opportunities.

Safety and Risk

Event Safety was a key focus area and a range of new initiatives were included:

- Hostile vehicle management - which provided safer buffer areas between vehicles and festival areas.
- Increased staffed road closures - to improve safety for pedestrians and residents where narrow residential street congestion was identified as a hazard (Second Avenue and Wangal Place).
- CCTV monitoring by Security - installation of cameras at key points in the street to monitor the crowd and to prevent crowd crush and crime.
- A WhatsApp security group communications was established as backup for any possible failed mobile phone and radio channels.
- Additional event radios were provided to improve communications with a specialist security channel established.
- Improved event manual and risk plan (digital and physical) were produced so documentation was accessible for all staff on-site.
- Additional community policing was secured to manage risk across the site.
- Improved site office facilities were created by working in partnership with St Albans Church so that event control was located on the street.
- Digital signage was introduced to provide real-time crowd management signage.
- New child safety procedures and collateral were provided. These new child protection procedures and lost children resources (wristbands and staff training) were effective and there were no lost children at this year's event as a result of this innovation.
- Event specialist traffic control managed event bump-in and bump-out.
- Event specialist WHS personnel approved the site before starting the event.
- Street Theatre – Italian police who targeted congested areas, blowing whistles and advising people go to other areas.
- The additional hour of trading helped disperse the crowds more effectively and reduced persistent queues.

Sustainability

The key elements at the event were the:

- Education sessions about sustainability and new rules for caterers
- Education about food hygiene in advance of the program
- No single use plastic bottles or bags by event staff
- Banned helium balloons.
- Council also challenged the need for single use plastic bottles providing bubblers and eskies with water and paper cups. The community education stands captured feedback from over 500 residents promoting Council messages across the day.

New programs

Street theatre as entertainment adds a new art form to the program in the manner of drama/acting and supports a different approach to crowd control by using characters to capture attention for safety messaging. This proved a popular addition.

New programs were trialled with a grant to increase the event's sustainability as the costs of hosting the event have increased significantly since the COVID pandemic. Logistic costs were over 30% higher than anticipated and higher than the national inflation figure. This is due to the impacts of COVID19 on event suppliers (industry consolidation as firms failed during the lockdowns, equipment sold off during pandemic and labour shortages).

Council trialled elements to reduce event costs: FerraBar a new young adult licenced area, FerraTrattoria Long-Lunch and Ferra merchandise sales stream. All three elements were popular but did not break-even financially. The plan is to combine the Trattoria and Bar areas to reduce costs but maintain similar offers in the single licenced area.

Smart signage to promote the program was introduced and by using smart signs, they can aid marketing and safety.

Access

The event has always been a 'free' street fair. In 2022, Council made improvements to offer people with mobility challenges more seating and clearer pathways by removing footpath obstructions and increasing the width of travel paths. Subtitled movies and videos and more accessible toilets also contributed to making the 2022 festival more inclusive.

Performers with disabilities were booked to show a range of inclusion and a special seating area was created for people with higher access needs. Staff worked with a local aged care centre (Scalabrino) to provide reserved seating for a large group of elderly Italians to be transported into the site for two hours and have refreshments served while they enjoyed cultural performers.

Media and Marketing

Council had the highest ever results for the event on social media with total reach of 435,000, including:

- 46,000 event guides distributed to all households in the City
- 32,000 page views for ferragosto.com.au
- Social Media Reach 279,000
- Over 3,000 social media reposts
- 41,000 opened emails and newsletters about the event
- 7 pieces of coverage across Channel 9 News, Sunrise, SBS, Broadsheet, Secret Sydney, II Globo and Catholic Weekly.

- 4 pieces of partnered media in La Fiamma, Studio 10, the Korean Herald, and the China Daily
- SBS live broadcasts from the festival
- Ferragosto Instagram established and 3d-Instagram installations included on street
- Ferragosto SnapChat established for youth engagement
- Great North Road Street banner flags - extended to all 11 precincts – 63 Flags installed
- 16 bus shelter promotions across the City
- *Pawsitano* promotion activation in Birkenhead Point Shopping Centre
- Venice at Ferragosto activation in Club Five Dock
- Additional advertising banners across the City; and
- Italian Radio engaged and onsite broadcasting.

Evaluation

A pre-event survey and focus groups were hosted to consult the community on content. These results and deep dive focus groups were assessed, and ideas were included in the program. The Events Team used Culture Counts to survey people attending Ferragosto in 2018, 2019 and 2022 across 9 'dimensions':

- 387 attendees responded
- Local Impact recorded the highest average score of 81%
- 85% agreed it provided an important addition to the cultural life of the area
- 68% identified the festival as a sign of respect for local culture
- 63% said it was an effective celebration
- Net Promoter Score of 52 is excellent - indicating that people would recommend and return to the event.

Council also worked with Spend Map to show the impact of the festival on the local economy. It monitored local business credit machines registered in 2046, the results showed that the total spends in the area doubled the day of Ferragosto. This result did not include any cash transactions, those with business registered outside the postcode or itinerant businesses which is also assumed to be high.

FINANCIAL CONSIDERATIONS

The costs for Ferragosto 2022 were:

Revenue	
Sponsorships	-\$49,811
Fees - Events stall hire	-\$60,644
Grant Multicultural NSW	-\$150,000
Total:	-\$260,455
Expenditure	
Salaries, allowances, wages, and overtime	\$34,445
Materials, equipment and fleet	\$49,569
Contractors and professional services	\$268,882
Security services and charges	\$32,830
Printing	\$14,419

Advertising		\$6,070
	Total:	\$406,218
	Net:	\$145,763

The costs of hosting Ferragosto have increased significantly. Some event equipment hire has increased by 100 percent due to industry consolidations, reduced availability post-pandemic and rising fuel and labour costs. The cost of entertainers has also increased by around 25 percent. Historically, Council has not fully costed staff time to the event budget, and similarly this year, some staff costs were absorbed by a range of teams within the organisation.

In 2022, Council received \$150,000 from the Multicultural NSW grant program. This was the final year of the four-year grant. It remains uncertain as to whether Multicultural NSW will continue to offer event support to this program moving forward. If this grant funding is not available in the future, this would result in a loss of \$75,000 towards the cost of the event.

Potential revenue programs for the 2023 festival may include:

- Merchandise program (maintained with remaining stock).
- Fast pass services for children's rides, trialled last year and expected to generate \$2,000.
- Sponsored bar area with any profits to Council (new initiative)

Sponsorship is being targeted to larger national brands rather than local businesses and a significant increase in fees has been implemented to acknowledge both the increased cost and value offered.

LEGISLATIVE AND POLICY CONSIDERATIONS

The following legislation is relevant to the delivery of this event:

- Local Government Act 1993
- Environmental Planning and Assessment Act 1979
- Food Act 2003
- Roads Act 1993
- Roads Transport (Safety and Traffic Management) Act 1999

Risk considerations have been addressed through the management plans for this event.

**ITEM 11.2 RHODES COMMUNITY COMMITTEE MEETING MINUTES - 23
FEBRUARY 2023****Reporting Manager Manager Place Management****Attachments: 1. Rhodes Community Committee Meeting Minutes - 23 February
2023 [↓](#)**

RECOMMENDATION OF DIRECTOR COMMUNITY CULTURE AND LEISURE

That the minutes of the Rhodes Community Committee meeting held 23 February 2023 be received and noted.

PURPOSE

This report contains the minutes of the Rhodes Community Committee meeting (attached), that was held on Thursday, 23 February 2023.

REPORT

This report provides Council with the Rhodes Community Committee minutes from the meeting held on 23 February 2023. The Committee's role is to facilitate community representation, provide an avenue for two-way communication between Council and community representatives, and to inform strategic matters affecting the Rhodes peninsula.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

- Direction 1: Connected Community
- Goal CC 1: Foster an inclusive community where diversity is welcomed and celebrated
- Goal CC 4: Promote a community where residents feel safe and enjoy good health
- Direction 3: Vibrant Urban Living
- Goal VUL 4: Ensure the built environment respect the unique neighbourhood character and responds deftly to evolving community needs

FINANCIAL CONSIDERATIONS

NIL

LEGISLATIVE AND POLICY CONSIDERATIONS

There are no legislative or policy considerations associated with this report.

RISK CONSIDERATIONS

There are no risk considerations associated with this report.

Rhodes Community Committee 2022-2024

When:	6-8pm, Thursday, 23 February 2023
Where:	Event Space 1, The Connection, Rhodes
Chair:	Russell Wolfe, Director Community, Culture & Leisure
Attendees:	Harvey Baden, Christopher Castley, Sean (Hsuan-Hua) Chang, Clr. Andrew Ferguson, Rameses Florentino, Jing Hong, Ruiqi Hu, John Kipritidis, Trevor Oates, Nathan Connor, Monita Patel, Uma Srinivasan, Chiral Yadava, Nazia Zabin (online).
Guest Presenters:	<u>City of Canada Bay Council:</u> Daniel Wood, Project Manager Katelyn Dunn, Project Officer Stephanie Kelly, Manager Place Management Monica Cologna, Director Environment & Planning
Minute Taker:	Saskia Vromans, Place Manager Rhodes

Meeting Minutes:

No.	Item	Details		
1.	Welcome & Acknowledgement	Acknowledgement of Country completed by Chair		
2.	Declaration of Conflicts of Interests	JH – Declaration, works for Sally Sitou, Member for Reid. No conflicts of interest in meeting agenda RF – Declaration, works for Billbergia in developing a community market. No conflicts of interest in meeting agenda NC – Declaration, works for Woolworths. No conflicts of interest in meeting agenda. Clr. Ferguson – non pecuniary, non significant related to agenda item on Cultural Development Plan and Public Art Strategy. Son works in public art space.		
3.	Apologies	Mayor Angelo Tsirekas, Clr. Stephanie Di Pasqua, Elizabeth Golez, Geoff Coffill		
4.	Previous Minutes	Item	Action	Status
		Previous Minutes	Accepted	Completed
		RCC received copy of Bulk Household Waste/Fogo Trial presentation from last meeting	RCC confirmed	Completed
		RCC received copy of Place Management Update presentation (including Rhodes Recreation Centre webpage link) from last meeting	RCC not clear if received. Place Manager to resend presentation to RCC	For follow-up action
		TAHE contact	CC confirmed TAHE contact information received from Place Manager	Completed
5.	Presentation: Our Open River – Mcllwaine Park Foreshore Upgrade Project	Daniel Wood presented on the Mcllwaine Park Foreshore Park upgrade project including: <ul style="list-style-type: none"> • project background • scope of works • site history • site management • project progress update. Copy of presentation to be provided to RCC members for reference.		

6.	Presentation: Canada Bay Cultural Development Plan & Public Art Strategy	<p>Katelyn Dunn presented on the draft Cultural Development Plan & Public Art Strategy including:</p> <ul style="list-style-type: none"> • policy context • Council's role • thematics of: First Nations First, Creative Economy, Displaying Creativity, Diverse Cultures, Vibrant Events and a Proud Heritage • Cultural Plan Documents • Next steps. <p>Copy of presentation to be provided to RCC members for reference.</p>
7.	Presentation: Graffiti Management, Place Activation Project	<p>Stephanie Kelly presented on the grant funded initiative to address graffiti management including:</p> <ul style="list-style-type: none"> • three Rhodes bridge locations of Bennelong Bridge, Ryde Bridge – Uhrs Point and John Witton Reserve. • public art works • lighting improvements • community partnerships • Project completion January 2024. <p>Copy of presentation to be provided to RCC members for reference.</p>
8.	Place Management Update	<p>Quarterly progress update provided by Saskia Vromans.</p> <ul style="list-style-type: none"> • Events & Activations: Christmas program, Reimagined Lunar New Year, Taste of Rhodes cultural food tour • Works in Progress: Foreshore Lighting Upgrade nearing completion; Kokoda Track Memorial Walkway Gateway Upgrade • New Projects coming soon: Uhrs Point Shared Pathway Upgrade, safe by-pass to other side of Concord Road, Concord West Train Underpass Mural • Community Engagement Update: Rhodes Peninsula Place Plan Review, Concord Night Youth Survey, Bayview Park Swim Site, Building Manager & Strata Committee Network • Environment and Planning update provided by Monica Cologna: Trolley Management – new powers under Public Spaces Unattended Property Act DA Approvals – 34 Walker Street, McDonalds DA applications Under Assessment – Pub/Tavern proposal • JH – update on Rabbit by the River Lunar New Year event • TO – update on the Burwood Police Community Safety Precinct Committee meeting attended on 6 December 2022. <p>Copy of presentation to be provided to RCC members for reference</p>
	Next Meeting	Thursday 25 May, 6-7:30pm
	Close	

ITEM 11.3 HONOURING ROSS MANIACI - CREATING ROSS MANIACI PLACE IN FIVE DOCK TOWN CENTRE**Reporting Manager Manager Place Management****Attachments: Nil**

RECOMMENDATION OF DIRECTOR COMMUNITY CULTURE AND LEISURE

That:

1. The shared space adjacent to the Five Dock Post Office in Great North Road be renamed Ross Maniaci Place, in honour of the former Mayor and his many achievements in the City of Canada Bay.
 2. Funding of \$6,000 to implement the naming of Ross Maniaci Place be allocated from the Roads and Traffic and Place Management 2022-23 operating budgets.
 3. An official naming ceremony of Ross Maniaci Place be held with Councillors and friends and family of the late Ross Maniaci.
-

PURPOSE

This report provides details of a proposal to honour the former Drummoyne Mayor, Mr Ross Maniaci.

REPORT

Council resolved on 20 September 2022, that:

1. *Council work with Mr Maniaci's family to consider an appropriate way to honour former Drummoyne Mayor, Mr Ross Maniaci.*
2. *Options be presented to a Councillor workshop as soon as practicable.*

This report proposes that the shared space adjacent to the Five Dock Post Office in Great North Road be renamed Ross Maniaci Place, in honour of the former Mayor and his many achievements in the City of Canada Bay.

The late Ross Maniaci was a prominent Aeolian figure and was co-founder of Association Isole Eolie AIE (Association of the Aeolian Islands) and a former councillor and Mayor of Drummoyne. He became the Mayor of Drummoyne in 1977, making him the first of Italian origin from the Aeolian Islands. He has a long association with the Five Dock Community, where many of Aeolian Diaspora settled.

The opportunity to mark the importance of the Aeolian community by naming a public place after him has been identified in the development and activation of the grassed area adjacent to the Five Dock Post Office. The use of this space will intensify and develop over the coming years. As the Metro works program evolves next to Fred Kelly Place, the need for alternative gathering spaces within the town centre is emerging. Council's Place Management team are working with partners to improve the area with public art and programming. The space needs a name so that programming can be clearly marketed. Longer term, the space is identified in the Five Dock Town Centre Urban Design Study as an area for the development of a new public space.

The square naming will include a blade sign, a memorial plaque and an official naming ceremony.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 3: Vibrant Urban Living

Goal VUL 1: Creative vibrant local village centres and community hubs

FINANCIAL CONSIDERATIONS

The costs of implementing this naming proposal are as follows:

Item	Cost	Funding source
Blade Signage	\$1,000	Roads and Traffic 2022/23 operating budget
Bronze Plaque	\$3,000	Roads and Traffic 2022/23 operating budget
Launch Event	\$2,000	Place Management 2022/23 operating budget
TOTAL	\$6,000	

LEGISLATIVE AND POLICY CONSIDERATIONS

There are no legislative or policy considerations associated with this report.

RISK CONSIDERATIONS

This concept has been discussed with the family of Ross Maniaci and has their support. The implementation of this program can occur within 2 months of approval.

ITEM 11.4 PROVIDING ANTAR INFORMATION FOR NEW CITIZENS**Reporting Manager** Manager Place Management**Attachments:**

1. [Canada Bay New Citizen English Leaflet](#) ↓
2. [Canada Bay New Generic Welcome Leaflet](#) ↓

RECOMMENDATION OF DIRECTOR COMMUNITY CULTURE AND LEISURE

That:

1. The information in the report to celebrate Indigenous culture be noted.
 2. Funding be allocated for the printing and distribution of the ANTaR brochures, as detailed in the report.
-

PURPOSE

This report is in response to a Council resolution on 17 May 2022, to determine options and costs for the printing and distribution of Indigenous information leaflets to new citizens. The report provides details of the distribution of video stories to residents and the \$2,000 cost of production for the ANTaR leaflets.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 1: Connected Community

Goal CC 2: Celebrate, recognise, and honour Aboriginal and Torres Strait Islander Cultures

BACKGROUND

On 17 May 2022, Council resolved that:

1. *Council commits to continuing and strengthening its commitment to promoting Indigenous recognition and reconciliation.*
2. *Council officers liaise with appropriate Indigenous groups such as ANTaR with a view to determining options and costs for the production and printing of leaflet(s) for New Citizens of Australia living in the City of Canada Bay and a Welcome to Canada Bay, similar to those that were made available to citizens in 2013 and 2014.*
3. *A report be prepared and submitted to Council following the actions in (2) above.*

This report provides the cost and copy for this program.

Building an understanding of Aboriginal and Torres Strait Islander cultures within the broader population is crucial to Indigenous people's health, social, economic and emotional wellbeing, and the overall unity and pride of our nation. Council's Delivery Program and Operational Plan include several actions and programs to strengthen the commitment to promoting Indigenous Recognition, including but not limited to:

- Preparing a Reconciliation Action Plan.
- Reviewing the Aboriginal Heritage Study.
- Delivering public art with Aboriginal artists at Concord Oval, Rhodes Recreation Centre, Drummoyne Shared Space, Queen Elizabeth Park and Bayview Park.
- Involvement of First Nations artists in community events.

- Delivering a program of Aboriginal meet ups to strengthen and connect the local Indigenous community relationships across the City.
- Installing Aboriginal signage and wayfinding program around the City.

ANTaR Inner West is a small organisation representing a grassroots movement of Australians in support of justice, rights and respect for Australia's First Peoples. They are independent and non-partisan and operate in the local government areas of Burwood, Canada Bay, Inner West, and Strathfield. They have provided two leaflets for Council to print as shown in the attachments. These brochures are aimed at educating new residents about the Indigenous history in the area. It is proposed to print 1,000 copies of these brochures and provide them to all our new citizens through the citizenship ceremony.

In addition to the proposed brochure, Council has provided a bookmark to new residents, which has a QR code to a series of video stories Council created in collaboration with the Metropolitan Local Aboriginal Land Council, to offer stories in Aboriginal voices to residents. These same videos are embedded into our wayfinding Wangle signage being installed in parks and walks around the City. The bookmarks will also be made available through citizenship ceremonies and Council events.

FINANCIAL CONSIDERATIONS

The cost of this program is \$2,000 and it can be funded from within the existing operational (Citizenship) budget.

LEGISLATIVE AND POLICY CONSIDERATIONS

There are no legislative or policy considerations associated with this report.

RISK CONSIDERATIONS

The brochures can be delivered within one month of Council approving the finance.

There is a low risk for Council in providing this information. ANTaR is not an Aboriginal organisation, meaning local Indigenous people could challenge the recounted stories. However, the information provided is well considered and sourced and the organisation works closely with Aboriginal people who are members.



WELCOME TO NEW CITIZENS

You are now a Citizen of Australia living in the **City of Canada Bay**. The members of ANTaR Inner West would like to welcome you to this council area of our great country. This leaflet gives you some helpful information about the First Peoples of this land.

IN THE BEGINNING

Archaeological evidence indicates that Aboriginal people occupied the area around Sydney at least 11,000 years ago and they may well have been here for 40,000 to 60,000 years. Sydney Aboriginal people belonged to several different tribes including the Gadigal on the coast and the Dharug further inland. Within those tribes were specific clans or extended family groups.

Aboriginal people living in what is now the City of Canada Bay belonged to the clan known as Wangal or Wongol. Aboriginal languages were not written down, so British settlers had trouble interpreting Aboriginal words. Although the Wangal travelled about to trade and search for food, their territory was generally between the Parramatta and Cooks rivers and west from Iron Cove to Homebush Bay. The local area of Hen and Chicken Bay was traditionally a major meeting place for Aboriginal people from Port Jackson and the wider Sydney region.

BRITISH INVASION

In January 1788 the first fleet from Britain landed at Sydney Cove. The British Government had sent convicts and soldiers to settle the new colony and by April they had spread inland to Burramatta (the place of the eels, now Parramatta) in search of good farming land.

Freed convicts and later settlers received grants of land from the Governor. They competed for land and food sources with the Aboriginal people and ignored British Government instructions not to interfere with their way of life nor claim land where Aboriginal people lived.

In 1789, a form of smallpox killed two thirds of the Aboriginal people around Sydney, even though it was a curable disease. Some settlers used to distribute poisoned flour to them or to poison their water holes. The Wangal were forced to retreat into alien territory, deprived of food sources and spiritual connection with their country.

RESISTANCE TO DISPOSSESSION

British settlement saw the beginning of two centuries of resistance by Aboriginal warriors in the struggle for survival of Aboriginal people. Aboriginal dispossession was justified under the fictional “Terra Nullius” doctrine which claimed that Australia was a country with no settled people and no laws. This claim was held to be legal until 1992, when the Australian High Court declared that Aboriginal people had a Natural Law Right to their land and that Native Title still does exist – the Mabo Judgement.

Alongside these actions, many Aboriginal children were removed from their parents and moved onto Settlements and Missions where they lost all connection with their parents and extended families. Although this practice ceased in the 1970s, the ‘Stolen Generations’ Enquiry, in 1997, revealed how this widespread practice has had devastating consequences on later generations of Aboriginal people.

THIRD WORLD PEOPLE IN A FIRST WORLD COUNTRY

Aboriginal people's connection with their land goes to the very essence of their being. Policies over 200 years forcing them off land and breaking up families have been devastating. Loss of culture, identity, spiritual meaning and widespread trauma continue to affect them in many ways. Their ongoing situation has been described as that of Third World people in a First World country.

They have lower life expectancy figures and higher rates of most common diseases than non Aboriginal people and are imprisoned, commit suicide and drop out of school more frequently. All levels of government, and non government institutions, struggle to find appropriate ways to close the gap in most measures of social well being.

Despite the difficulties, there have always been inspiring Aboriginal leaders and increasing numbers are making their mark in all areas of the wider Australian society.

REMEDYING THE WRONGS

Up until 1949, under the Australian Constitution, Aboriginal people were not recognised as citizens, nor could they vote. They were not counted in the Census until 1967, after a Referendum supported by the majority of Australians. In 2008, a National Apology to the Stolen Generations was presented in Parliament by the Prime Minister and Opposition Leader.

In 1991 the **National Council for Aboriginal Reconciliation** was formed. Ten years of awareness-raising about Reconciliation with Aboriginal people culminated in Walks for Reconciliation, which included 250,000 people walking across Sydney Harbour Bridge to show their support. The Federal Government then established **Reconciliation Australia** to continue this work.

Australians for Native Title and Reconciliation (ANTaR) was formed in 1997 as an independent, community-based organisation, to work along side Aboriginal and Torres Strait Islander peoples to support their struggles for land rights and justice. **ANTaR Inner West** is part of the National and NSW ANTaR network.

The National Congress of Australia's First Peoples was established in 2011. Its board is elected by Aboriginal and Torres Strait Islander people around Australia as a national representative body, a national voice, a leader, an advocate and a source of advice and expertise for the First Peoples and the wider community.

All the above groups are working towards the removal of racist elements from the Australian Constitution and for formal recognition of Aboriginal and Torres Strait Islander Peoples as the First Peoples of this land.



For More Information:

ANTaR Inner West,
PO Box 304
Drummoyne NSW 1470

antarinnerwest@outlook.com

Follow us on FaceBook
City of Canada Bay Library resources.

ANTaR Inner West has worked with the City of Canada Bay and the NSW Aboriginal Land Council to produce this document, assisted by a Community Grant from the City of Canada Bay.

This leaflet can only be reproduced with permission of ANTaR Inner West

Flag

The Aboriginal flag was designed in 1972 by Harold Thomas, a Luritja man from Central Australia, as a symbol of unity and national identity for Aboriginal people.

In 1995 it was recognised by the Federal Government as an official Australian flag. It is coloured black, red and gold. Black represents the Aboriginal people of Australia. Red represents the red earth, red ochre and a spiritual relation to the land. Gold represents the sun, the giver of life and protector.





WELCOME TO CANADA BAY

Do you know the history of the City of Canada Bay before 1788? The members of ANTaR (Australians for Native Title and Reconciliation) Inner West have compiled this leaflet to give you some information about the First Peoples who lived here.

IN THE BEGINNING

Archaeological evidence indicates that Aboriginal people occupied the area around Sydney at least 11,000 years ago and they may well have been here for 40,000 to 60,000 years. Sydney Aboriginal people belonged to several different tribes including the Gadigal on the coast and the Dharug further inland. Within those tribes were specific clans or extended family groups.

Aboriginal people living in what is now the City of Canada Bay belonged to the clan known as Wangal or Wongol. Aboriginal languages were not written down, so British settlers had trouble interpreting Aboriginal words. Although the Wangal travelled about to trade and search for food, their territory was generally between the Parramatta and Cooks rivers and west from Iron Cove to Homebush Bay. The local area of Hen and Chicken Bay was traditionally a major meeting place for Aboriginal people from Port Jackson and the wider Sydney region.

BRITISH INVASION

In January 1788 the first fleet from Britain landed at Sydney Cove. The British Government had sent convicts and soldiers to settle the new colony and by April they had spread inland to Burramatta (the place of the eels, now Parramatta) in search of good farming land.

Freed convicts and later settlers received grants of land from the Governor. They competed for land and food sources with the Aboriginal people and ignored British Government instructions not to interfere with their way of life nor claim land where Aboriginal people lived.

In 1789, a form of smallpox killed two thirds of the Aboriginal people around Sydney, even though it was a curable disease. Some settlers used to distribute poisoned flour to them or to poison their water holes. The Wangal were forced to retreat into alien territory, deprived of food sources and spiritual connection with their country.

RESISTANCE TO DISPOSSESSION

British settlement saw the beginning of two centuries of resistance by Aboriginal warriors in the struggle for survival of Aboriginal people. Aboriginal dispossession was justified under the fictional “Terra Nullius” doctrine which claimed that Australia was a country with no settled people and no laws. This claim was held to be legal until 1992, when the Australian High Court declared that Aboriginal people had a Natural Law Right to their land and that Native Title still does exist – the Mabo Judgement.

Alongside these actions, many Aboriginal children were removed from their parents and moved onto Settlements and Missions where they lost all connection with their parents and extended families. Although this practice ceased in the 1970s, the ‘Stolen Generations’ Enquiry, in 1997, revealed how this widespread practice has had devastating consequences on later generations of Aboriginal people.

THIRD WORLD PEOPLE IN A FIRST WORLD COUNTRY

Aboriginal people's connection with their land goes to the very essence of their being. Policies over 200 years forcing them off land and breaking up families have been devastating. Loss of culture, identity, spiritual meaning and widespread trauma continue to affect them in many ways. Their ongoing situation has been described as that of Third World people in a First World country.

They have lower life expectancy figures and higher rates of most common diseases than non Aboriginal people and are imprisoned, commit suicide and drop out of school more frequently. All levels of government, and non government institutions, struggle to find appropriate ways to close the gap in most measures of social well being.

Despite the difficulties, there have always been inspiring Aboriginal leaders and increasing numbers are making their mark in all areas of the wider Australian society.

REMEDYING THE WRONGS

Up until 1949, under the Australian Constitution, Aboriginal people were not recognised as citizens, nor could they vote. They were not counted in the Census until 1967, after a Referendum supported by the majority of Australians. In 2008, a National Apology to the Stolen Generations was presented in Parliament by the Prime Minister and Opposition Leader.

In 1991 the **National Council for Aboriginal Reconciliation** was formed. Ten years of awareness-raising about Reconciliation with Aboriginal people culminated in Walks for Reconciliation, which included 250,000 people walking across Sydney Harbour Bridge to show their support. The Federal Government then established **Reconciliation Australia** to continue this work.

Australians for Native Title and Reconciliation (ANTaR) was formed in 1997 as an independent, community-based organisation, to work along side Aboriginal and Torres Strait Islander peoples to support their struggles for land rights and justice. **ANTaR Inner West** is part of the National and NSW ANTaR network.

The National Congress of Australia's First Peoples was established in 2011. Its board is elected by Aboriginal and Torres Strait Islander people around Australia as a national representative body, a national voice, a leader, an advocate and a source of advice and expertise for the First Peoples and the wider community.

All the above groups are working towards the removal of racist elements from the Australian Constitution and for formal recognition of Aboriginal and Torres Strait Islander Peoples as the First Peoples of this land.



For More Information:

ANTaR Inner West,
PO Box 304
Drummoyne NSW 1470

antarinnerwest@outlook.com

Follow us on FaceBook
[City of Canada Bay Library resources.](#)

ANTaR Inner West has worked with the City of Canada Bay and the NSW Aboriginal Land Council to produce this document, assisted by a Community Grant from the City of Canada Bay.

This leaflet can only be reproduced with permission of ANTaR Inner West

Flag

The Aboriginal flag was designed in 1971 by Harold Thomas, a Luritja man from Central Australia, as a symbol of unity and national identity for Aboriginal people.

In 1995 it was recognised by the Federal Government as an official Australian flag. It is coloured black, red and gold. Black represents the Aboriginal people of Australia. Red represents the red earth, red ochre and a spiritual relation to the land. Gold represents the sun, the giver of life and protector.



12 CORPORATE SERVICES AND STRATEGY DIRECTORATE REPORTS

ITEM 12.1 AMENDMENT TO JUNE 2023 COUNCIL MEETING DATE

Reporting Manager Manager Governance and Customer Services

Attachments: Nil

RECOMMENDATION OF DIRECTOR CORPORATE SERVICES AND STRATEGY

That the June Council Meeting be rescheduled to Tuesday, 20 June 2023.

PURPOSE

To amend the June 2023 Council Meeting date.

REPORT

At its meeting on 15 November 2022, Council resolved its Council Meeting dates for the 2023 calendar year. The City of Canada Bay Council generally holds its meetings on the third Tuesday of the month.

The adoption of all dates for the 2023 calendar year took into account public holidays, and relevant conferences and events where the Mayor, Councillors and General Manager may typically attend. At the time the report was published and subsequently adopted, the National General Assembly of Local Government Conference was slated to be held some time between 18-23 June 2023, conflicting with the general Council schedule.

The June 2023 Council Meeting was therefore scheduled to be held on the second Tuesday of June, being Tuesday 13 June 2023.

Since that time, it has been confirmed that the National General Assembly of Local Government Conference is being held between 13-16 June 2023, resulting in no requirement for the June 2023 meeting to be held out of Council's regular schedule.

It is therefore recommended that the June meeting be rescheduled to fall on the third Tuesday of June as per the regular cycle for Council, being 20 June 2023.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 5: Civic Leadership

Goal CL 1: Council is accountable, efficient, and ready to meet future challenges

Goal CL 4: The City of Canada Bay community is well informed and eager to engage in issues and decisions that impact them

FINANCIAL CONSIDERATIONS

There are no financial considerations associated with this report.

LEGISLATIVE AND POLICY CONSIDERATIONS

In accordance with Section 4.1 of Council's Code of Meeting Practice, Council Meeting dates and any amendments to these dates must be made by resolution of Council.

ITEM 12.2 CASH AND INVESTMENTS REPORT FOR FEBRUARY 2023
Reporting Manager Manager Finance

Attachments: 1. Investment Report February 2023 (*Provided in Attachment Booklet*)

RECOMMENDATION OF DIRECTOR CORPORATE SERVICES AND STRATEGY

That the Cash and Investments Reports for February 2023 attached to the report be received and noted.

PURPOSE

To present Council's Investment portfolio performance for February 2023.

EXECUTIVE SUMMARY

Council's investments are reported monthly to Council in accordance with the Local Government Act 1993, the Local Government (General) Regulation 2021 and Council's Investment Policy.

STRATEGIC DIRECTION

This report supports Our Future 2036 outcome area:

Direction 5: Civic Leadership

Goal CL 1: Council is accountable, efficient, and ready to meet future challenges

BACKGROUND/DISCUSSION

This report incorporates the February 2023 Cash and Investments Reports, for Council's consideration.

Certification - Responsible Accounting Officer

Evan Hutchings as the Responsible Accounting Officer have certified that the investments listed in the attached report have been made in accordance with Section 625 of the Local Government Act 1993, clause 212 of the Local Government General Regulation 2021 and Council's Investment Policy.

TIMING / CONSULTATION AND / OR RISK CONSIDERATIONS
Summary position as at 28 February 2023

The Cash at Bank and Cash Investments as at 28 February 2023 are summarised below:

Month	Cash At Bank	Cash Investments	Total Cash
February 2023	\$7,761,556.55	\$140,987,543.93	\$148,749,100.48

The detailed Schedules of Investments held for February 2023 are also provided over the page.

Statement of Investments 28th February 2023

STATEMENT OF CASH INVESTMENTS							
Maturity Date	Bank/Issuer	Long Term Rating	Fair Value	Term	Interest	Issue Date	Investment Type
02/03/23	Bank of Queensland	BBB+	\$2,000,000.00	216	3.50%	29/07/22	Term Deposits
09/03/23	Commonwealth Bank of Australia	AA-	\$3,000,000.00	223	3.45%	29/07/22	Term Deposits
10/03/23	National Australia Bank	AA-	\$2,000,000.00	120	3.80%	10/11/22	Term Deposits
16/03/23	Macquarie Bank	A+	\$2,000,000.00	365	1.20%	16/03/22	Term Deposits
21/03/23	AMP Bank	BBB	\$1,000,000.00	210	3.70%	23/08/22	Term Deposits
23/03/23	Commonwealth Bank of Australia	AA-	\$2,000,000.00	139	3.83%	04/11/22	Term Deposits
30/03/23	MyState Ltd	Baa2	\$2,000,000.00	181	4.10%	30/09/22	Term Deposits
06/04/23	Commonwealth Bank of Australia	AA-	\$3,000,000.00	169	3.83%	19/10/22	Term Deposits
20/04/23	Commonwealth Bank of Australia	AA-	\$2,000,000.00	182	3.94%	20/10/22	Term Deposits
21/04/23	Commonwealth Bank of Australia	AA-	\$1,000,000.00	133	3.95%	09/12/22	Term Deposits
26/04/23	Westpac Bank	AA-	\$2,000,000.00	180	4.00%	28/10/22	Term Deposits
27/04/23	National Australia Bank	AA-	\$1,000,000.00	181	4.00%	28/10/22	Term Deposits
02/05/23	AMP Bank	BBB	\$2,000,000.00	180	1.00%	03/11/22	Term Deposits
04/05/23	MyState Ltd	Baa2	\$2,000,000.00	365	2.93%	04/05/22	Term Deposits
04/05/23	Commonwealth Bank of Australia	AA-	\$2,000,000.00	363	3.18%	06/05/22	Term Deposits
11/05/23	MyState Ltd	Baa2	\$2,000,000.00	188	4.30%	04/11/22	Term Deposits
18/05/23	Commonwealth Bank of Australia	AA-	\$3,000,000.00	146	4.18%	23/12/22	Term Deposits
25/05/23	Commonwealth Bank of Australia	AA-	\$2,000,000.00	125	4.12%	20/01/23	Term Deposits
31/05/23	Commonwealth Bank of Australia	AA-	\$1,000,000.00	159	4.22%	23/12/22	Term Deposits
31/05/23	AMP Bank	BBB	\$1,000,000.00	180	4.35%	02/12/22	Term Deposits
08/06/23	Commonwealth Bank of Australia	AA-	\$2,500,000.00	307	3.69%	05/08/22	Term Deposits
15/06/23	Auswide Bank Ltd	Baa2	\$2,000,000.00	190	4.45%	07/12/22	Term Deposits
23/06/23	National Australia Bank	AA-	\$3,000,000.00	365	0.60%	23/06/22	Term Deposits
29/06/23	Commonwealth Bank of Australia	AA-	\$3,000,000.00	188	4.31%	23/12/22	Term Deposits
29/06/23	Commonwealth Bank of Australia	AA-	\$2,000,000.00	133	4.37%	16/02/23	Term Deposits
06/07/23	Commonwealth Bank of Australia	AA-	\$2,500,000.00	335	3.74%	05/08/22	Term Deposits
06/07/23	Commonwealth Bank of Australia	AA-	\$2,000,000.00	160	4.36%	27/01/23	Term Deposits
13/07/23	Commonwealth Bank of Australia	AA-	\$2,000,000.00	188	4.41%	06/01/23	Term Deposits
17/07/23	Commonwealth Bank of Australia	AA-	\$3,000,000.00	197	0.60%	01/01/23	Term Deposits
28/07/23	National Australia Bank	AA-	\$3,000,000.00	364	0.65%	29/07/22	Term Deposits
03/08/23	National Australia Bank	AA-	\$2,000,000.00	367	0.65%	01/08/22	Term Deposits
10/08/23	Commonwealth Bank of Australia	AA-	\$2,000,000.00	202	4.25%	20/01/23	Term Deposits
07/09/23	Commonwealth Bank of Australia	AA-	\$2,500,000.00	216	4.39%	03/02/23	Term Deposits
07/12/23	Commonwealth Bank of Australia	AA-	\$3,000,000.00	349	4.62%	23/12/22	Term Deposits
16/02/26	National Australia Bank	AA-	\$2,000,000.00	1096	1.04%	16/02/23	Term Deposits
13/04/23	Westpac Bank	AA-	\$3,000,000.00	364	1.89%	14/04/22	Tailored Deposits
20/10/23	Westpac Bank	AA-	\$1,500,000.00	273	4.53%	20/01/23	Tailored Deposits
30/10/23	Westpac Bank	AA-	\$1,000,000.00	367	1.11%	28/10/22	ESG TD
01/12/23	Westpac Bank	AA-	\$2,000,000.00	364	4.20%	02/12/22	ESG TD
19/02/24	Westpac Bank	AA-	\$1,000,000.00	364	4.47%	20/02/23	ESG TD
04/03/24	Westpac Bank	AA-	\$2,000,000.00	455	1.68%	05/12/22	ESG TD
14/11/24	Westpac Bank	AA-	\$1,500,000.00	640	1.62%	13/02/23	ESG TD
02/12/24	Westpac Bank	AA-	\$1,500,000.00	728	1.62%	05/12/22	ESG TD
17/02/25	Westpac Bank	AA-	\$2,000,000.00	728	2.02%	20/02/23	ESG TD
24/02/25	Westpac Bank	AA-	\$2,500,000.00	728	2.10%	27/02/23	ESG TD
20/11/25	Westpac Bank	AA-	\$1,500,000.00	1004	1.87%	20/02/23	ESG TD
17/02/26	Westpac Bank	AA-	\$2,500,000.00	1093	2.24%	20/02/23	ESG TD
24/02/26	Westpac Bank	AA-	\$2,000,000.00	1093	2.31%	27/02/23	ESG TD
03/03/26	Westpac Bank	AA-	\$2,000,000.00	1184	2.22%	05/12/22	ESG TD
16/08/23	Commonwealth Bank of Australia	AA-	\$1,500,000.00	1826	4.40%	16/08/18	Floating Rate Notes
08/02/24	ANZ Bank	AA-	\$1,500,000.00	1826	4.55%	08/02/19	Floating Rate Notes
29/08/24	ANZ Bank	AA-	\$1,500,000.00	1827	4.33%	29/08/19	Floating Rate Notes
14/11/24	Citibank	A+	\$1,000,000.00	1827	4.37%	14/11/19	Floating Rate Notes
12/02/25	Macquarie Bank	A+	\$2,000,000.00	1827	4.34%	12/02/20	Floating Rate Notes
06/05/25	Royal Bank of Canada	AAA	\$1,000,000.00	1096	4.06%	06/05/22	Floating Rate Notes
17/10/25	Suncorp Metway	AAA	\$1,000,000.00	1096	4.20%	17/10/22	Floating Rate Notes
09/12/25	Macquarie Bank	A+	\$2,000,000.00	1651	3.61%	02/06/21	Floating Rate Notes
13/01/26	Commonwealth Bank of Australia	AA-	\$1,500,000.00	1096	4.21%	13/01/23	Floating Rate Notes
24/02/26	Members Banking (RACQ Bank)	BBB+	\$2,300,000.00	1096	5.05%	24/02/23	Floating Rate Notes
15/06/26	Teachers Mutual Bank	BBB	\$850,000.00	1825	3.87%	16/06/21	Floating Rate Notes
19/08/26	ING Bank	AAA	\$500,000.00	1826	3.87%	19/08/21	Floating Rate Notes
23/12/26	Commonwealth Bank of Australia	AA-	\$2,000,000.00	1917	3.63%	23/09/21	ESG FRN
18/08/27	Commonwealth Bank of Australia	AA-	\$1,100,000.00	1826	4.49%	18/08/22	Floating Rate Notes
13/01/28	Commonwealth Bank of Australia	AA-	\$1,500,000.00	1826	4.46%	13/01/23	Floating Rate Notes
19/01/28	Cooperative RABOBANK	A+	\$1,000,000.00	1826	4.49%	19/01/23	Floating Rate Notes
16/02/28	Westpac Bank	AA-	\$1,000,000.00	1826	4.47%	16/02/23	Floating Rate Notes
15/12/23	NTTC	Aa3	\$2,000,000.00	1186	1.00%	15/09/20	Fixed Rate Bond
15/12/24	NTTC	Aa3	\$2,000,000.00	1206	1.00%	27/08/21	Fixed Rate Bond
15/06/25	NTTC	Aa3	\$2,000,000.00	1496	1.10%	11/05/21	Fixed Rate Bond
18/08/25	Commonwealth Bank of Australia	AA-	\$1,500,000.00	1096	4.20%	18/08/22	Fixed Rate Bond
24/08/26	Suncorp Metway	AAA	\$2,000,000.00	1587	3.25%	20/04/22	Fixed Rate Bond
	AMP Bank	BBB	\$15,183.80		3.80%		At call
	AMP Bank	BBB	\$3,872.21		1.50%		At call
	Commonwealth Bank of Australia	AA-	\$0.20		0.20%		At call
	Macquarie Bank	A+	\$2,005,101.38		3.40%		At call
	Macquarie Bank	A+	\$5,713,386.34		3.20%		At call
	28/02/23		\$140,987,543.93				
	TOTAL INVESTMENTS at 31/01/2023		\$140,168,396.10				
	Net Increase/(Decrease) in Investments		\$819,147.83				

FINANCIAL CONSIDERATIONS

Interest rates have increased by 3.50% since May 2022, to 3.60%. The RBA's most recent increase on 07 March 2023 added a further 0.25% to the cash rate. The return on Council's investment Portfolio for the current Financial Year has been revised up from \$1.883m to \$3.906m reflecting the current interest rate settings.

LEGISLATIVE AND POLICY CONSIDERATIONS

Council's investments are made in accordance with the Local Government Act (1993), the Local Government (General) Regulation 2021 and Council's Investment Policy. Section 212 of the Local Government (General) Regulation 2021 states:

- (1) The responsible accounting officer of a council:
 - (a) must provide the council with a written report (setting out details of all money that the council has invested under section 625 of the Act) to be presented;
 - (i) if only one ordinary meeting of the council is held in a month, at that meeting, or
 - (ii) if more than one such meeting is held in a month, at whichever of those meetings the council by resolution determines, and
 - (b) must include in the report a certificate as to whether or not the investment has been made in accordance with the Act, the regulations and the council's investment policies.
- (2) The report must be made up to the last day of the month immediately preceding the meeting.

13 NOTICES OF MOTION**ITEM 13.1 NOTICE OF MOTION - CR FERGUSON - SUPPORT FOR CROHN'S AND COLITIS AWARENESS**Submitted by: Councillor Andrew Ferguson

MOTION

That Council officers prepare a report on ways in which the City of Canada Bay Council could support, on an annual basis, World IBD Day for sufferers of Crohn's and Colitis commemorated on 19 May each year, including the lighting up of one or more buildings and or town centre(s) or appropriate local site/street in purple, the international colour of IBD awareness, and submit to the report to the next Council meeting.

BACKGROUND FROM COUNCILLOR ANDREW FERGUSON

Crohn's and Colitis are the two most common types of inflammatory bowel disease (IBD) and there are no cures for these diseases; they are serious lifelong chronic illnesses. 643 of every 100,000 NSW residents are currently living with these diseases and Australia has one of the highest rates of prevalence and incidence in the world, with each year more and more young people are being diagnosed. IBD costs Australia more than \$3.1 billion each year in hospital costs, productivity losses and economic costs.

World IBD Day is the Global Day of Recognition of people living with Crohn's and Colitis. Crohn's and Colitis Australia aim to raise awareness of these incurable diseases and help remove the stigma many people living with IBD experience every day. This is through having landmarks and buildings light up purple in recognition of the IBD community, which in turn encourages conversations and improves awareness and understanding of these diseases in the broader community. I believe that this cause is worthy of Council's support on an ongoing basis which could be achieved through the provision of purple lighting on the day on an annual basis, in addition social media posts.

14 NOTICES OF MOTION OF RESCISSION

Nil

15 MATTERS OF URGENCY

Nil

16 QUESTIONS WITH NOTICE

Nil

17 CONFIDENTIAL MATTERS

RECOMMENDATION

That

1. Council moves into closed session to deal with the matters listed below, which are classified as confidential under section 10A(2) of the *Local Government Act, 1993* for the reasons specified:

ITEM 17.1 LEASE - D'ALBORA MARINA (CABARITA MARINA) - OFF 138 CABARITA ROAD, CABARITA NSW 2137

This matter is considered to be confidential under Section 10A(2) - (c) of the Local Government Act, as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

Further it is considered that discussions of this matter in open Council would, on balance, be contrary to the public interest as it would prejudice Council's ability to secure the optimum outcome for the community.

2. Pursuant to section 10A(1), 10(2) and 10A(3) of the Local Government Act, the media and public be excluded from the meeting on the basis that the business to be considered is classified as confidential under section 10A(2) of the Local Government Act.
3. The correspondence and reports relevant to the subject business be withheld from the media and public as provided by section 11(2) of the Local Government Act.
4. The resolutions made by the Council in Closed Session be made public after the conclusion of the closed session and such resolutions be recorded in the minutes of the Council meeting.

BACKGROUND/DISCUSSION

In accordance with section 10A(2) of the Act, Council may close part of its meeting to deal with business of the following kind:

- (a) Personnel matters concerning particular individuals (other than councillors).
 - (b) Personal hardship of any resident or ratepayer.
 - (c) Information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.
 - (d) Commercial information of a confidential nature that would, if disclosed:
 - (i) Prejudice the commercial position of a person who supplied it: or
 - (ii) Confer a commercial advantage on a competitor of Council;
 - (iii) Reveal a trade secret.
 - (e) Information that would, if disclosed, prejudice the maintenance of law.
 - (f) Matters affecting the security of Council, Councillors, Council staff and Council property.
 - (g) Advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege.
 - (h) Information concerning the nature and location of a place or an item of Aboriginal significance on community land.
-

- (i) Alleged contraventions of any Code of Conduct requirements applicable under section 440.

It is considered that the business listed in the recommendation is of a kind referred to in section 10A(2) of the Local Government Act 1993 and, under the provisions of the Act and the Local Government (General) Regulation 2021, should be dealt with in a part of the meeting that is closed to members of the public and the media.

Pursuant to section 10A(4) of the Act and clauses 14.9–14.10 of the City of Canada Bay Code of Meeting Practice, members of the public may make representations to the meeting immediately after the motion to close part of the meeting is moved and seconded, as to whether that part of the meeting should be closed.

18 CONFIDENTIAL RESOLUTIONS

In accordance with Part 14 of the Code of Meeting Practice, resolutions passed during a meeting, or a part of a meeting that is closed to the public must be made public by the chairperson as soon as practicable. The resolution must be recorded in the publicly available minutes of the meeting.
