



Camden Council

Business Paper

Ordinary Council Meeting
10 March 2020

Camden Council
Administration Centre
70 Central Avenue
Oran Park



COMMON ABBREVIATIONS

| | |
|-------------------|--|
| AEP | Annual Exceedence Probability |
| AHD | Australian Height Datum |
| BCA | Building Code of Australia |
| CLEP | Camden Local Environmental Plan |
| CP | Contributions Plan |
| CRET | Camden Region Economic Taskforce |
| DA | Development Application |
| DCP | Development Control Plan |
| DPIE | Department of Planning, Industry & Environment |
| TfNSW | Transport for NSW |
| EIS | Environmental Impact Statement |
| EP&A Act | Environmental Planning & Assessment Act |
| EPA | Environmental Protection Authority |
| EPI | Environmental Planning Instrument |
| FPL | Flood Planning Level |
| GSC | Greater Sydney Commission |
| LAP | Local Approvals Policy |
| LEP | Local Environmental Plan |
| LGA | Local Government Area |
| LSPS | Local Strategic Planning Statement |
| REP | Regional Environmental Plan |
| PoM | Plan of Management |
| RL | Reduced Levels |
| S10.7 CERTIFICATE | Certificate as to zoning and planning restrictions on properties |
| S603 CERTIFICATE | Certificate as to Rates and Charges outstanding on a property |
| S73 CERTIFICATE | Certificate from Sydney Water regarding Subdivision |
| SEPP | State Environmental Planning Policy |
| SREP | Sydney Regional Environmental Plan |
| STP | Sewerage Treatment Plant |
| VMP | Vegetation Management Plan |
| VPA | Voluntary Planning Agreement |

General Manager
Ron Moore

Mayor
Theresa Fedeli

Director Customer and
Corporate Strategy
Tim Butler

Director Sport
Community and Activation
Tina Chappell

Chief Financial Officer
Paul Rofe

Director Planning and Environment
Nicole Magurren

Acting Director Community Assets
Patrick Mulqueoney

SEATING DIAGRAM

Camden Ordinary Council Meeting

Deputy Mayor
Rob Mills

Councillor
Peter Sidgreaves

Councillor
Lara Symkowiak

Councillor
Michael Morrison

Councillor
Eva Campbell

Councillor
Ashleigh Cagney

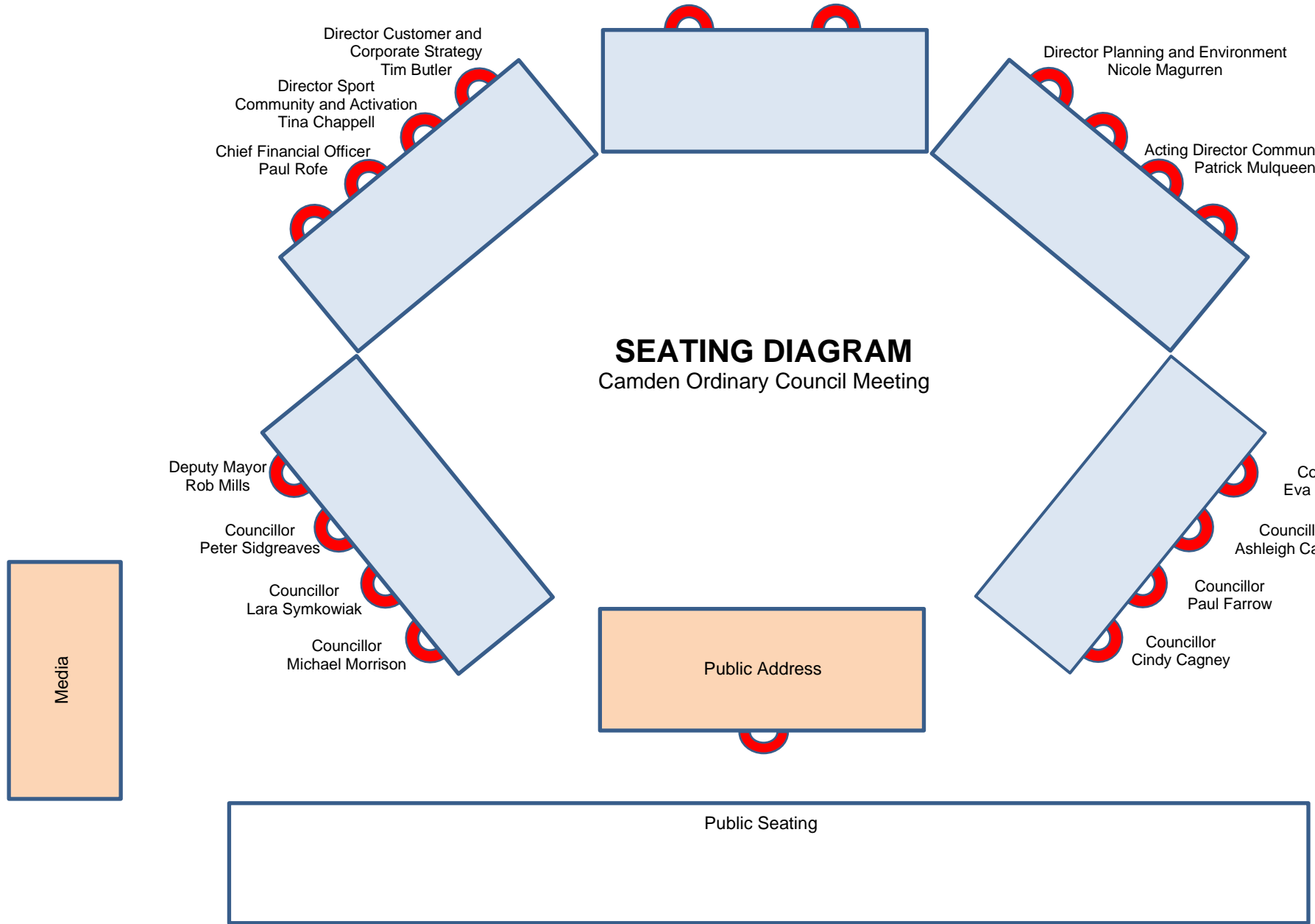
Councillor
Paul Farrow

Councillor
Cindy Cagney

Media

Public Address

Public Seating



ORDINARY COUNCIL

ORDER OF BUSINESS - ORDINARY COUNCIL

| | |
|--|----|
| Prayer..... | 6 |
| Acknowledgement of Country | 7 |
| Webcasting of Council Meetings..... | 8 |
| Leaves of Absence | 9 |
| Declaration of Interest..... | 10 |
| Public Addresses | 11 |
| Confirmation of Minutes | 12 |
| Mayoral Minute | 13 |
| | |
| ORD01 On-Site Sewage Management Policy - Revised..... | 14 |
| ORD02 Temporary Food Stall & Mobile Food Vehicle Policy - Revised..... | 16 |
| ORD03 Companion Animals Policy - New | 18 |
| ORD04 Power of Attorney | 20 |
| ORD05 Delivery Program Progress Report | 23 |
| ORD06 Constrained Lands Policy - New - Post Exhibition | 27 |



ORDINARY COUNCIL

SUBJECT: PRAYER

PRAYER

Almighty God, bless all who are engaged in the work of Local Government. Make us of one heart and mind, in thy service, and in the true welfare of the people we serve: We ask this through Christ our Lord.

Amen

Almighty God, give thy blessing to all our undertakings. Enlighten us to know what is right, and help us to do what is good: We ask this through Christ our Lord.

Amen

Almighty God, we pause to seek your help. Guide and direct our thinking. May your will be done in us, and through us, in the Local Government area we seek to serve: We ask this through Christ our Lord.

Amen

AFFIRMATION

We affirm our hope and dedication to the good Government of Camden and the well being of all Camden's residents, no matter their race, gender or creed.

We affirm our hope for the sound decision making by Council which can improve the quality of life in Camden.

Either – “So help me God” or “I so affirm” (at the option of councillors)

We pledge ourselves, as elected members of Camden Council, to work for the provision of the best possible services and facilities for the enjoyment and welfare of the people of Camden.

Either – “So help me God” or “I so affirm” (at the option of councillors)

ORDINARY COUNCIL

SUBJECT: ACKNOWLEDGEMENT OF COUNTRY

I would like to acknowledge the traditional custodians of this land on which we meet and pay our respect to elders both past and present.

ORDINARY COUNCIL

SUBJECT: WEBCASTING OF COUNCIL MEETINGS

In accordance with Camden Council's Code of Meeting Practice and as permitted under the Local Government Act 1993, this meeting is being live streamed and recorded by Council staff for minute taking and webcasting purposes.

No other webcasting or recording by a video camera, still camera or any other electronic device capable of webcasting or recording speech, moving images or still images is permitted without the prior approval of Council. Council has not authorised any other webcasting or recording of this meeting. A person may, as provided under section 10(2)(a) or (b) of the Local Government Act 1993, be expelled from a meeting of a Council for using or having used any device in contravention of this clause.

I remind those that are in the chamber that your image and what you say will be broadcast live to the public and will also be recorded so please be mindful of your actions and comments. You should avoid making statements that might defame or offend and note that Council will not be responsible for your actions and comments.

ORDINARY COUNCIL

SUBJECT: LEAVES OF ABSENCE

Leaves of absence tendered on behalf of Councillors from this meeting.

RECOMMENDED

That leaves of absence be granted.

ORDINARY COUNCIL

SUBJECT: DECLARATION OF INTEREST

NSW legislation provides strict guidelines for the disclosure of pecuniary and non-pecuniary Conflicts of Interest and Political Donations.

Council's Code of Conduct also deals with pecuniary and non-pecuniary conflict of interest and Political Donations and how to manage these issues (Clauses 4.28-5.19).

Councillors should be familiar with the disclosure provisions contained in the Council's Code of Conduct.

This report provides an opportunity for Councillors to disclose any interest that they may have or Political Donation they may have received relating to a Report contained in the Council Business Paper and to declare the nature of that interest.

RECOMMENDED

That the declarations be noted.

ORDINARY COUNCIL

SUBJECT: PUBLIC ADDRESSES

The Public Address session in the Council Meeting provides an opportunity for people to speak publicly on any item on Council's Business Paper.

The Public Address session will be conducted in accordance with the Public Address Guidelines. Speakers must submit an application form to Council's Governance team no later than 5.00pm on the working day prior to the day of the meeting.

Speakers are limited to one topic per Public Address session. Only seven speakers can be heard at any meeting. A limitation of one speaker for and one speaker against on each item is in place. Additional speakers, either for or against, will be identified as 'tentative speakers' or should only be considered where the total number of speakers does not exceed seven at any given meeting.

Where a member of the public raises a question during the Public Address session, a response will be provided where Councillors or staff have the necessary information at hand; if not, a reply will be provided at a later time. There is a limit of one question per speaker per meeting.

Speakers should ensure that their statements, comments and questions comply with the Guidelines.

All speakers are limited to four minutes, with a one minute warning given to speakers prior to the four minute time period elapsing. The commencement and conclusion of time shall be advised by the Mayor/Chairperson.

Public Addresses are recorded for administrative purposes. It should be noted that speakers at Council meetings do not enjoy any protection from parliamentary-style privilege. Therefore they are subject to the risk of defamation action if they make comments about individuals. In the event that a speaker makes potentially offensive or defamatory remarks about any person, the Mayor/Chairperson will ask them to refrain from such comments.

The Mayor/Chairperson has the discretion to withdraw the privilege to speak where a speaker continues to make inappropriate or offensive comments about another person, or make a point of order ruling if a speaker breaches the Guidelines.

Only the audio recording of the public address speakers will be heard on Council's webcast. Visual images of the speaker will not be captured as part of that webcast.

RECOMMENDED

That the public addresses be noted.

ORDINARY COUNCIL

SUBJECT: CONFIRMATION OF MINUTES

Confirm and adopt Minutes of the Local Traffic Committee Meeting held on 4 February 2020 and Minutes of the Ordinary Council Meeting held 25 February 2020.

RECOMMENDED

That the Minutes of the Local Traffic Committee Meeting held on 4 February 2020 and the Minutes of the Ordinary Council Meeting held 25 February 2020, copies of which have been circulated, be confirmed and adopted.



ORDINARY COUNCIL

SUBJECT: MAYORAL MINUTE

Consideration of Mayoral Minute (if any).



ORDINARY COUNCIL

ORD01

SUBJECT: ON-SITE SEWAGE MANAGEMENT POLICY - REVISED
FROM: Director Planning and Environment
TRIM #: 20/44682

PURPOSE OF REPORT

The purpose of this report is for Council to consider the revised On-Site Sewage Management Policy. It is recommended that Council endorse the On-Site Sewage Management Policy to be placed on public exhibition.

BACKGROUND

There are approximately 3,000 properties in the Camden Local Government Area (LGA) located in unsewered areas that use an on-site sewage management (OSSM) system to manage their sewage.

Existing OSSM systems vary in age, type and method of operation and must be managed to appropriate standards to ensure they are operating effectively and meet public health and environmental standards and legislation.

In 2006, Council adopted the Sewage Management Strategy. This Strategy has been reviewed and a draft OSSM Policy (Policy) has been prepared.

The draft Policy seeks to:

- Adopt a partnership approach with property owners, installers and service agents to support continual improvement and sustainable on-site sewage management;
- Define Council's role in the effective regulation of OSSM systems to protect public health and the environment;
- Set out the criteria and objectives for the assessment of OSSM systems;
- Set out the processes for the approval and installation of new OSSM systems and the on-going operation of OSSM systems; and
- Assist Council to prioritise resources for the efficient regulation and monitoring of OSSM systems within the LGA.

A Councillor briefing was provided on the draft Policy on 25 February 2020.

MAIN REPORT

The unsewered areas of Camden LGA include Cobbitty, Catherine Field, Bringelly, Cawdor, Rossmore, Leppington, Bickley Vale, Ellis Lane, Grasmere, Kirkham, sections of Elderslie and Spring Farm as well as other isolated properties where Sydney Water reticulated sewerage is unavailable.

This draft Policy specifies the requirements for the installation and ongoing operation of OSSM systems in the LGA. The draft Policy details the approach for the approval to install and operate an OSSM system, as required under the *Local Government Act 1993*. A copy of the draft Policy is provided as an **attachment** to this report.

Changes from the existing Sewage Management Strategy include the following:

- Update to the sustainable effluent application areas to reflect changes to Australian Standards (note: resulting in a reduction in the size of the effluent application areas required);
- Option to connect a one bedroom secondary dwelling or granny flat to the OSSM system servicing the main residence (subject to certain criteria being met);
- Flexibility for repair or replacement of existing systems; and
- Newly sewered areas – including defining Council’s expectations for unsewered properties located in newly sewered areas (in line with the legislative requirements governing OSSM systems).

FINANCIAL IMPLICATIONS

There are no financial implications arising from this report.

CONCLUSION

The On-Site Sewage Management Strategy endorsed by Council in 2006 has been reviewed and updated. It is recommended that Council endorse the draft Policy to be placed on public exhibition for a period of 28 days.

RECOMMENDED

That:

- i. Council endorse the revised On-Site Sewage Management Policy for public exhibition for a period of 28 days;**
- ii. if no unresolved submissions are received during the public exhibition period, Council adopt the On-Site Sewage Management Policy effective from the day after the close of the exhibition period; and**
- iii. if any unresolved submissions are received during the public exhibition period, Council consider a further report on the matter.**

ATTACHMENTS

1. Draft On-Site Sewage Management Policy



ORDINARY COUNCIL

ORD02

SUBJECT: TEMPORARY FOOD STALL & MOBILE FOOD VEHICLE POLICY - REVISED

FROM: Director Planning and Environment

TRIM #: 20/44852

PURPOSE OF REPORT

The purpose of this report is for Council to consider the revised Temporary Food Stall and Mobile Food Vehicle Policy. It is recommended that Council endorse the Temporary Food Stall and Mobile Food Vehicle Policy to be placed on public exhibition.

BACKGROUND

The Temporary Food Stall and Mobile Food Vehicle Policy (the Policy) has been revised in response to changes in the mobile and temporary food industry and to streamline the application and approvals process. The Policy will replace Council's existing Mobile Food Vending Vehicles and Temporary Food Stalls in Public Place Policy which was adopted by Council on 24 October 2005. A copy of the revised Policy is provided as an **attachment** to this report.

The objectives of the revised Policy are to provide a clear and concise guide for the management of all mobile and temporary food sales within the Camden Local Government Area. The notification and application process has also been streamlined.

If endorsed, it is proposed that the revised Policy and application process will commence in alignment with Council's 2020/2021 Fees and Charges on 1 July 2020.

The main changes from the existing adopted policy include:

- The option of an annual or single event approval;
- A combined notification and approval process; and
- Updated fees and charges to reflect the new approval pathways.

A Councillor briefing was provided on the revised Policy on 25 February 2020.

MAIN REPORT

A Temporary Food Stall includes any structure, van or tent that is used for the selling of food items. Temporary Food Stalls can be located on private or public land at sporting events, school fetes, festivals and markets.

In 2018/2019, Council's Environmental Health Officers issued over 500 Temporary Food Stall approvals. Some of the larger events include Camden Show and Taste Food & Wine.

A Mobile Food Vehicle includes any vehicle used for the retail sale of food, direct to the consumer on a public road way. It does not include a food transport vehicle used to deliver food from a fixed food business to the consumer.

In 2018/2019, Council's Environmental Health Officers issued 20 Mobile Food Vehicle approvals.

Under the *Food Act 2003*, food businesses must notify Council of their activity. In addition, under the *Local Government Act*, an approval is required for the selling of any article in a public place. The revised Policy combines the notification and approval process, resulting in a simplified process for businesses.

Under the current Policy, a local food business that attends multiple events throughout the year are required to notify Council and obtain an approval for each separate event.

The revised Policy includes the option of an annual approval (rather than single event). Due to the number of events in Camden, it is expected that the majority of operators will apply for an annual approval. This will result in reduced fees for the customer and a more efficient administration process for Council.

A new fee structure is proposed from 1 July 2020 as follows:

- Temporary Food Stall Single Event Application and administration: \$90.00;
- Temporary Food Stall Annual Application and administration: \$160.00; and
- Mobile Food Vehicle Road Trading Application and administration: \$300.00 (includes Temporary Food Stall fee if required).

FINANCIAL IMPLICATIONS

The revised fees associated with Temporary Food Stalls and Mobile Food Vehicles will be included in Council's 2020/2021 Fees and Charges.

As per the existing Policy, community organisations that can demonstrate not-for-profit status (eg school groups, charities etc) are exempt from all fees.

CONCLUSION

The Temporary Food Stall and Mobile Food Vehicle Policy endorsed by Council in 2005 has been reviewed and updated. It is recommended that Council endorse the revised Policy to be placed on public exhibition for a period of 28 days.

RECOMMENDED

That:

- i. Council endorse the revised Temporary Food Stall and Mobile Food Vehicle Policy for public exhibition for a period of 28 days;**
- ii. if no unresolved submissions are received during the public exhibition period, Council adopt the Temporary Food Stall and Mobile Food Vehicle Policy effective from 1 July 2020; and**
- iii. if any unresolved submissions are received during the public exhibition period, Council consider a further report on the matter.**

ATTACHMENTS

1. Draft Temporary Food Stall and Mobile Food Vehicle Policy



ORDINARY COUNCIL

ORD03

SUBJECT: COMPANION ANIMALS POLICY - NEW
FROM: Director Planning and Environment
TRIM #: 20/46221

PURPOSE OF REPORT

The purpose of this report is for Council to consider the draft Companion Animal Policy. It is recommended that Council endorse the draft Policy to be placed on public exhibition.

BACKGROUND

On 22 November 2016, Council resolved to operate a 'no kill' Animal Care Facility whereby all attempts are made to re-home or rescue animals considered suitable for rehoming. Council immediately commenced operating as a 'no kill' facility. Council also resolved to prepare a policy to include guidelines on the adoption of impounded animals.

Council's Companion Animal Program is overseen by the Companion Animal Advisory Committee and managed by Council's Ranger Services Team.

Following the embedding of Council's operations as a 'no kill' facility and the development and implementation of Council's Companion Animal Program a Companion Animal Policy (Policy) has been developed. A copy of the draft Policy is provided as an **attachment** to this report.

The draft Policy formalises Council's approach to this successful program and provides relevant information and guidance for our community.

The draft Policy includes guidelines and encourages and reinforces the responsible management of pets for the benefit of the community. The draft Policy is consistent with Council's responsibilities under the *Companion Animals Act 1998*.

The draft Policy seeks to promote compliance through education and mutual understanding of the roles and responsibilities of all members of the community in relation to companion animals.

A Councillor briefing was provided on the draft Policy on 25 February 2020.

MAIN REPORT

It is recognised that the effective management of companion animals requires a balanced approach. The draft Policy intends to achieve this by:

- Implementing, whenever possible, a 'no kill' policy;
- Promoting the importance of companion animals to the wellbeing of people living in our area and encouraging responsible pet management;
- Promoting responsible pet ownership through education, information and encouraging pet owners to register, microchip and desex their cats and dogs;

- Reducing the number of lost and wandering cats and dogs by educating pet owners about the importance of identifying, registering and maintaining control of their animals;
- Meeting the requirements of the *Companion Animals Act 1998* in relation to dogs which may be a nuisance, menacing or dangerous, as well as restricted dogs;
- Identifying, promoting, and assessing the suitability of off-leash parks and open space areas for dog exercise relative to the continued growth of Camden LGA; and
- Monitoring compliance with the *Companion Animals Act 1998* and *Companion Animals Regulation 2018*, and using enforcement action where appropriate.

The draft Policy has been circulated to the Companion Animals Committee for comment. Feedback was received regarding the definition of 'no kill'. The following definition was agreed upon by the Committee:

No Kill Facility means an animal shelter that will rehome all animals assessed by a veterinarian as medically and behaviourally suitable. Animals will not be euthanised due to space restrictions at the facility. Euthanasia is reserved for animals considered dangerous to the public or those suffering from medical conditions which cannot be reasonably managed and result in a poor quality of life. No Kill supports the philosophy of 'Getting to Zero' whereby only a small percentage of animals are not suitable for rehoming due to illness, behavioural problems or a poor prognosis of medical or behavioural rehabilitation.

FINANCIAL IMPLICATIONS

There are no financial implications associated with the implementation of the Policy.

CONCLUSION

It is recommended that Council endorse the draft Policy to be placed on public exhibition for a period of 28 days.

RECOMMENDED

That:

- i. Council endorse the Companion Animal Policy for public exhibition for a period of 28 days;**
- ii. if no unresolved submission are received during the public exhibition period, Council adopt the Companion Animal Policy effective from the day after the close of the exhibition period; and**
- iii. if any unresolved submissions are received during the public exhibition period, Council consider a further report on the matter.**

ATTACHMENTS

1. Draft Companion Animal Policy



ORDINARY COUNCIL

ORD04

SUBJECT: POWER OF ATTORNEY
FROM: Director Customer & Corporate Strategy
TRIM #: 20/34840

PURPOSE OF REPORT

The purpose of this report is to recommend that Council endorse proposed changes in attorney appointments, revoke the existing power of attorney and authorise a new power of attorney.

BACKGROUND

Due to changes in Council's organisational structure, including the appointment of new Directors and changes due to the Mayoral election, it is proposed to update Council's power of attorney to reflect the current structure and to make an adequate number of attorneys available.

MAIN REPORT

Legal considerations

The *Powers of Attorney Act 2003* allows a person to give powers to act on their behalf to their attorney.

Council is able to do so as it is a 'person' under section 21(1) of the *Interpretation Act 1987*, which includes 'an individual, a corporation and a body corporate or politic'. Under section 220(1) of the *Local Government Act 1993* (LG Act), a Council is a body politic of the State.

Section 377(1) of the LG Act states that a Council may, by resolution, delegate to the General Manager, or any other person or body, any functions of the Council other than the functions listed in that section.

Where a matter relates to a function that cannot be delegated under section 377(1), such as the sale and purchase of land or the borrowing of money, Council is able to enter into a contract or agreement by affixing its seal, which requires a specific process to be followed. As an alternative, Council can appoint attorneys to sign such documents on behalf of Council.

Council may also decide that documents concerning delegated functions can be signed by its attorneys.

A power of attorney is considered a more convenient and efficient means of executing documents than the affixing of the seal. The power of attorney itself will require execution under seal. A power of attorney must be registered at Land Registry Services to enable execution of property related documents for registration.

This power of attorney can be terminated, revoked or suspended by Council at any time.

Amendments to attorney appointments

From time to time amendments are recommended to be made to Council's attorney appointments so they remain current with Council's structure. For example, events that would result in a change of circumstances that may require Council's attorneys to be reviewed are:

- Election resulting in a change of Mayor;
- Appointment of new Directors;
- A review of Council's Adaptive Organisational Framework.

To implement changes, it is proposed that Council revoke the existing Power of Attorney and enter into a new Power of Attorney.

Appointment of attorneys

To reflect Council's structure, it is proposed the following individuals are appointed as Council's attorneys:

- Therese Antonia Fedeli (Mayor);
- Ronald James Moore (General Manager);
- Nicole Maree Magurren (Director Planning & Environment);
- Sandra Anne Kubecka (Director Community Assets);
- Timothy James Butler (Director Customer & Corporate Strategy);
- Tina Leeanne Chappell (Director Sport, Community & Activation);
- Paul Andrew Rofe (Chief Financial Officer); and
- Charles William John Weber (Manager Legal & Governance).

The appointments are to be formalised in the proposed Power of Attorney instrument, which is provided as an **attachment** to this report.

The proposed instrument is subject to the same restrictions and conditions as the current instrument, including that its powers may only be exercised to give effect to a resolution of Council or in the course of performing delegated functions.

FINANCIAL IMPLICATIONS

This report has no financial implications for Council apart from registration fees at Land Registry Services.

CONCLUSION

Due to changes in Council's organisational structure, including the appointment of new Directors and changes due to the Mayoral election, it is proposed to update attorney appointments as outlined in the report and register the power of attorneys with the Land Registry Services.

RECOMMENDED

That Council:

- i. revoke the existing Power of Attorney;**



-
- ii. **appoint Therese Antonia Fedeli, Ronald James Moore, Nicole Maree Magurren, Sandra Anne Kubecka, Timothy James Butler, Tina Leeanne Chappell, Paul Andrew Rofe and Charles William John Weber as attorneys of Council in accordance with the proposed Power of Attorney attached to the report;**
 - iii. **authorise the execution of the proposed Power of Attorney under the Seal of Council; and**
 - iv. **register the new power of attorney with the Land Registry Services.**

ATTACHMENTS

1. General Power of Attorney Instrument - 2020

ORDINARY COUNCIL

ORD05

SUBJECT: DELIVERY PROGRAM PROGRESS REPORT
FROM: Director Customer & Corporate Strategy
TRIM #: 20/23434

PURPOSE OF REPORT

The purpose of this report is to provide Council a progress report on the four-year Delivery Program 2017/2018 to 2020/21.

BACKGROUND

In accordance with the *Local Government Amendment (Planning and Reporting) Act 2009*, all councils are required to undertake their planning and reporting activities using the Integrated Planning and Reporting (IP&R) framework. The framework requires councils to develop a suite of plans that reflect the vision and aspirations of their community. The IP&R framework also requires councils to report on the progress of the Delivery Program.

The documents that form our IP&R framework include:

- **Community Strategic Plan (10 year+)**

This Community Strategic Plan is the highest level of plan, which stretches beyond the next 10 years, identifying the community aspirations, desired outcomes and necessary strategies.

- **Four Year Delivery Program and Operational Plan (Budget)**

The Delivery Program is Council's commitment to progress the Community Strategic Plan in its Council term, which is aligned with the six Key Directions. The Delivery Program shows how the community's aspirations are developed into objectives (community outcomes).

- **Resourcing Strategy: Executive Summary**

The Strategy ensures the community's long-term objectives are met. It integrates the below strategy and plans in accordance with the IP&R framework:

- Asset Management Strategy and Plans;
- Workforce Plan;
- Long Term Financial Plan.

The 2017/2018 to 2020/21 four-year Delivery Program and Operational Plan (Budget) were adopted in June 2017. The IP&R framework requires Council to report the progress on the four-year Delivery Program. This report provides a progress update on the Delivery Program for the period July to December 2019.

A Councillor briefing was provided on the Delivery Program Progress Reports for the period July to December 2019 on 25 February 2020.

MAIN REPORT

A progress report is provided as Attachment 1 to this report and provides a status update on the adopted 39 performance indicators within the Delivery Program for the period July to December 2019.

The progress report captures the status of the performance indicators under each of the six Key Directions and provides overall highlights.

Council monitors its progress in achieving the objectives stated in the Community Strategic Plan through the implementation of the Delivery Program under the six Key Directions:

1. Actively Managing Camden LGA's Growth;
2. Healthy Urban and Natural Environment;
3. A Prosperous Economy;
4. Effective and Sustainable Transport;
5. An Enriched and Connected Community;
6. Strong Local Leadership.

Council utilises a rating scale to assess the status of the performance indicators. **Table 1** below provides a description for each rating scale.

Table 1





| Rating Scale | Symbol | Description |
|--------------|---|--|
| "On Track" |  | When the 'actual' is either equal, less or greater than the set target. |
| "Monitoring" |  | Corporate variance of $\pm 10\%$ applies to the set target and is considered achievable, feasible and realistic for performance improvement, with the exception of Legislative requirements. |
| "Needs Work" |  | When the 'actual' is either below or above the corporate variance. |
| "Trend" |  | Shows a pattern of change data over time where setting a target is not possible. |

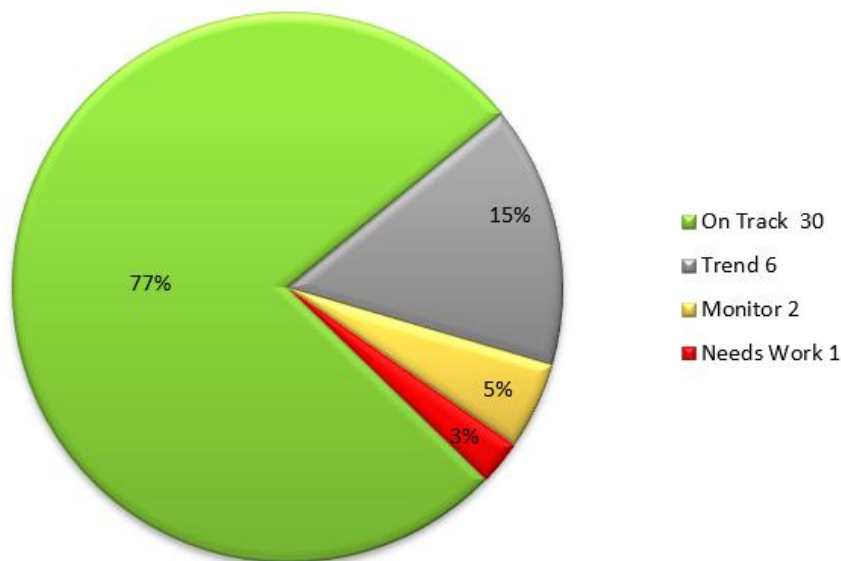
Table 2 below provides a summary of the status of the 39 performance indicators under the six Key Directions.

Table 2

| Key Direction | No. of Performance Indicators | Status | | | |
|---------------------------------------|-------------------------------|---------------|------------------|-----------------|------------|
| | | On Track ✔ | Monitoring 👁️ | Needs Work 🔧 | Trend 📈 |
| Actively Managing Camden LGA's Growth | 4 | 4 | 0 | 0 | 0 |
| Healthy Urban and Natural Environment | 12 | 8 | 0 | 1 | 3 |
| A Prosperous Economy | 3 | 1 | 0 | 0 | 2 |
| Effective and Sustainable Transport | 5 | 4 | 1 | 0 | 0 |
| An Enriched and Connected Community | 8 | 7 | 1 | 0 | 0 |
| Strong Local Leadership | 7 | 6 | 0 | 0 | 1 |
| TOTALS | 39 | 30 | 2 | 1 | 6 |

In brief, of the 39 Performance Indicators, 30 Indicators (77%) were assessed as 'On Track'; 2 Indicators (5%) as 'Monitoring'; 1 Indicator (3%) as 'Needs Work' and there were 6 Indicators (15%) as 'Trend'. In other words, 30 of the 39 performance indicators (77%) were assessed as 'On Track'.

The below diagram provides a visual presentation on the overall progress status:





It is noted that one item is flagged as 'Needs Work' - Incidents of illegal dumping (observed by Council officer). Comments on this item are provided below:

During the six-month reporting period a total of 455 incidents (75 per month) of illegal dumping were identified and investigated as a result of proactive patrol services by Council Officers. The target for this indicator is set at 35 incidents per month.

This increase in illegal dumping can be attributed to the growth and development within the LGA. Council proactively and reactively addresses instances of illegal dumping and takes compliance action against identified offenders.

To help reduce the incidents of illegal dumping Council continues to undertake a number of educational initiatives including Builders BBQ's, promotion of kerbside clean-ups and a presence at Council events.

It should be noted that the results for this target now include incidents of illegal dumping on both private and public land (which is a change). The target will be reviewed in conjunction with the Delivery Program review.

FINANCIAL IMPLICATIONS

There are no direct financial implications for Council as a result of this report.

CONCLUSION

The progress report highlights that at the end of the reporting period (30 December 2019), 77% of the performance indicators are 'on track'. As outlined above, the item that was flagged as "Needs Work" has been addressed and appropriate actions taken to ensure it is brought back on track.

RECOMMENDED

That Council note and endorse the attached Delivery Program Progress Report.

ATTACHMENTS

1. Delivery Program Progress Report July to December 2019

ORDINARY COUNCIL

ORD06

SUBJECT: CONSTRAINED LANDS POLICY - NEW - POST EXHIBITION

FROM: Director Sport, Community & Activation

TRIM #: 20/29499

PURPOSE OF REPORT

The purpose of this report is for Council to consider the outcomes of the public exhibition of the draft Constrained Lands Policy. It is recommended that Council adopt the draft Policy as exhibited.

BACKGROUND

The new Constrained Lands Policy consolidates the requirements of the existing Dedication of Riparian Corridors Policy 1.18 and Dedication of Land Burdened by Transmission Easements Policy 1.19.

At the meeting of the 26 November 2019, Council considered a report seeking approval to exhibit the draft Constrained Lands Policy. The policy outlines requirements for landowners who want to dedicate land to Council constrained by riparian or transmission easements.

Council resolved the following:

- i. Council endorse the draft Constrained Lands Policy for public exhibition;*
- ii. If no unresolved submissions are received during the public exhibition, Council adopt the Constrained Lands Policy as attached to this report and rescind the Dedication of Riparian Corridors Policy 1.18 and Dedication of Land Burdened by Transmission Easements Policy 1.19; and*
- iii. if any unresolved submissions are received during the exhibition period, consider a further report on the matter.*

A copy of the draft Constrained Lands Policy is provided as an **attachment** to this report.

MAIN REPORT

Public Exhibition

The draft Constrained Lands Policy was exhibited from 10 December 2019 to 21 January 2020. The exhibition was advertised in the local paper and on Council's website. Council also sent letters to each of the major developers who may have an interest in the policy. Two submissions were received, one of which is considered unresolved. These submissions are provided as an **attachment** to this report.

The first submission was from Macarthur Developments, which raised no objection.



The second submission was from the Urban Development Institute of Australia (UDIA). The UDIA requested that the maintenance period required for dedicated land in the draft policy be reduced from five years to two years. The Institute believes that subdivision work would likely be complete within the two-year period, which would make rate income available for Council and that this would be the appropriate funding source for maintenance.

Officer Comment

Council's current practice for maintenance, associated with constrained land dedicated to Council, is five years. Maintaining the five year period is considered appropriate for the following reasons:

- It ensures that the naturally occurring eco-system has enough time to re-establish and reduces the risk of vegetation loss.
- Mature plantings and long-term maintenance reduce the risk of weed infestation.
- Given the large quantum of land that often makes up each dedication, the five year period allows Council to plan for the long-term maintenance obligations.

It is therefore recommended that no changes are made to the policy as a result of the exhibition.

FINANCIAL IMPLICATIONS

There are no direct financial implications as a result of this report.

CONCLUSION

Following the exhibition of the draft Constrained Lands Policy, two submissions were received, one of which is considered unresolved.

Officers have considered the request as outlined in the submission, to reduce the five year maintenance period to two years. It is recommended that the five year period be maintained, as it mitigates the risk to Council of accepting constrained lands. It is therefore recommended that the policy be adopted as exhibited.

Should the Constrained Lands Policy be adopted by Council in accordance with the previous resolution, it is recommended that the *Dedication of Riparian Corridors Policy 1.18* and *Dedication of Land Burdened by Transmission Easements Policy 1.19* be rescinded.

RECOMMENDED

That Council:

- adopt the Constrained Lands Policy as exhibited;**
- rescind the Dedication of Riparian Corridors Policy 1.18 and Dedication of Land Burdened by Transmission Easements Policy 1.19; and**
- notify the submitters of Council's decision.**

ATTACHMENTS

1. Draft Dedication of Constrained Lands Policy
2. Submission - Macarthur Developments - Dedication of Constrained Lands Policy
3. Submission - UDIA - Dedication of Constrained Lands Policy