



## Agenda

### Planning and Strategy Committee

Notice is hereby given that a Planning and Strategy Committee of Council will be held at Council Chambers, 1 Belgrave Street, Manly, on:

**Monday 10 September 2007**

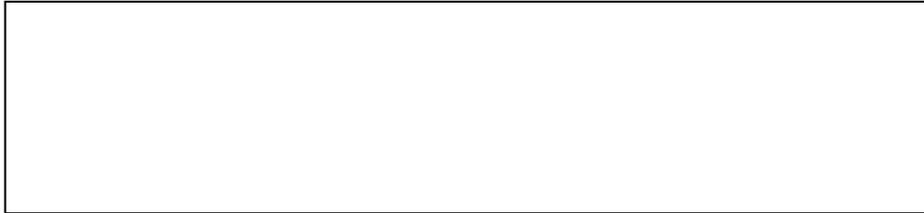
Commencing at 7:30pm for the purpose of considering items included on the Agenda.

Persons in the gallery are advised that the proceedings of the meeting are being taped for the purpose of ensuring the accuracy of the Minutes. However, under the Local Government Act 1993, no other tape recording is permitted without the authority of the Council or Committee. Tape recording includes a video camera and any electronic device capable of recording speech.

*Copies of business papers are available at the Customer Services Counter at Manly Council, Manly Library and Seaforth Library and are available on Council's website:  
[www.manly.nsw.gov.au](http://www.manly.nsw.gov.au)*

# Seating Arrangements for Meetings

Staff      Staff      General  
                                 Manager      Chairperson      Staff      Minute  
   Taker



**Mayor** Dr Peter  
Macdonald

Clr Mark Norek

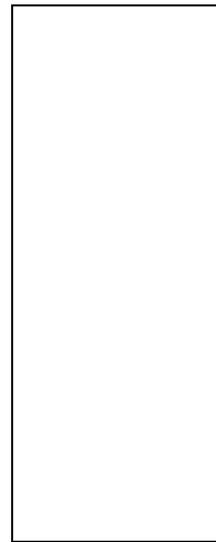
Clr Joanna Evans

Clr Barbara Aird

**Deputy Mayor**

Clr Brad  
Pedersen

Clr Richard  
Morrison



Clr Jean Hay AM

Clr Adele Heasman

Clr Dr Judy Lambert  
AM

Clr Simon Cant

Clr David Murphy

Clr Pat Daley



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Public  
Addresses

**Public Gallery**

**Chairperson:** Councillor Barbara Aird  
**Deputy Chairperson:** Deputy Councillor Adele Heasman

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*recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (c) of the Local Government Act, 1993, on the grounds that the report contains information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.*

#### **Planning And Strategy Division Report No. 40**

Property Matter Lots 1 to 4 Addiscombe Road, Manly Vale- update *It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (g) of the Local Government Act, 1993, on the grounds that the report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.*

#### **General Managers Division Report No. 28**

Stuart Street, Manly - Progress Report *It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (a) (d) of the Local Government Act, 1993, on the grounds that:*

- *discussion of the matter in open meeting would be, on balance, contrary to public interest by reason of the foregoing and report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the council; or (iii) reveal a trade secret.*

**\*\*\*\*\* END OF AGENDA \*\*\*\*\***

**TO:** Planning and Strategy Committee - 10 September 2007  
**REPORT:** Mayoral Minute Report No. 20  
**SUBJECT:** Solar Surf Clubs  
**FILE NO:**

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We are fortunate here in Manly to have three well established and successful Surf Life Saving clubs providing a wonderful service to our local community.

This year, 2007, is of course the National Year of the Surf Lifesaver and the tradition of volunteering to keep our beaches safe is a long and proud one. The North Steyne Surf Life Saving Club is celebrating its Centenary this year and Queenscliff and Manly will soon follow. There is no denying that the clubs and their members have become true icons in our community.

It has come to my attention recently that there is an opportunity for the clubs to act as a “flagship” for another community initiative, showcasing environmental best practice. I am seeking the support of my fellow Councillors to fund the introduction of solar hot water to each of the clubhouses and to install photovoltaic cells on the rooftops to generate all their electricity requirements.

The clubhouses are situated in ideal positions both in terms of exposure to the sun’s rays but also in terms of visibility to the public – locals and visitors alike. The installation of solar panels would be a great example of an effective partnership between Council and the three Clubs working together to have a positive impact on the environment. As my fellow Councillors are aware, the clubs are attended by hundreds of members each season and admired by thousands of beach users and passers by the whole year round.

A similar project has been piloted at Tathra on the south coast where the Club has become “energy independent” with great recurrent savings. Interestingly, the project has also led to a surge of uptake of solar energy amongst local residents.

The costs to Council would be minimal as there are generous Government subsidies for both the provision of solar hot water and the installation of photovoltaic cells. There would of course be longer term savings to Council in regards to the payment of utility bills.

I believe the implementation of this project would be entirely in keeping with Council’s vision for Manly which is in part to *“create a sustainable lifestyle and environment for all to enjoy”*. This project would be a “win/win” situation whereby the Council meets its responsibilities to mitigate against climate change and the Clubs receive a genuine benefit as well as the well deserved accolades for now being an “environmental icon”!

## **RECOMMENDATION**

### **I therefore move:**

1. That Council support the funding for the installation of solar hot water systems at each of the three surf life saving clubs in the Local Government Area.
2. That Council support the funding for the installation of photovoltaic cells on the rooftops of the three surf life saving clubs in the Local Government area to supply the clubs with their necessary electricity requirements.
3. That Council apply for any relevant Government grants to partially fund the work.
4. That this resolution be listed as an agenda item at the first meeting of the Surf Life Saving Clubs Liaison Working Group scheduled to take place later this month.
5. That the General Manager bring a report back to Council investigating the viability of

**Mayoral Minute Report No. 20 (Cont'd)**

installing rainwater tanks at each of the three surf life saving clubs.

**ATTACHMENTS**

There are no attachments for this report.

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\*\*\*\*\* End of Mayoral Minute Report No. 20 \*\*\*\*\*

**TO:** Planning and Strategy Committee - 10 September 2007  
**REPORT:** Item For Brief Mention Report No. 9  
**SUBJECT:** Items for Brief Mention - Minutes for Adoption by Council - Special Purpose and Joint Committees  
**FILE NO:**

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**1. Reports:**

**Objection to the Kurnell Desalination Plant and Support for Alternative Options such as Rainwater Tanks**

A Notice of Motion was put to the Ordinary Council Meeting held on 23 April 2007, where it was resolved (41/07) that Council, *inter alia*, write to both the State and Federal governments to support and fund the roll out of rainwater tanks.

Letters were sent to the federal Minister for the Environment and Water Resources, The Hon Malcolm Turnbull, MP; the state Ministers for Planning (The Hon Frank Sartor, MP); for Climate Change Environment and Water (The Hon Philip Koperberg, MP) and for Water Utilities (The Hon Nathan Rees, MP).

A response has been received from the Office of the Minister for the Environment and Water Resources, and is **attached** for the information of The Council.

It is recommended that the report be received and noted.

**2. Minutes of Meetings without recommendations of a substantial nature:**

- i) Scientific Advisory Panel – 31 July 2007
- ii) Clontarf/Bantry Bay Estuary Management Working Group – 13 August 2007
- iii) Manly Sustainability Strategy Management Group – 14 August 2007
- iv) Manly Scenic Walkway Committee – 14 August 2007
- v) Manly Traffic Committee - 27 August 2007

**3. The following Minutes contain recommendations of a substantial nature requiring formal Council adoption as follows:**

**i) Landscape Management & Urban Design Committee – 15 August 2007**

**a) Item 4.1 Council Resolution 18 June (No 85/07) Regarding Bicycle Racks**

Recommendation

The LMUD Committee recommends:

- That The Corso be kept as clutter free as possible and that no bicycle racks be installed on The Corso.
- That the provision of increased bicycle rack capacity on the periphery of The Corso is supported, and
- That Council's Landscape Architect meet with a representative of the Bicycle Committee to further investigate such opportunities, (above), particularly the

**Item For Brief Mention Report No. 9 (Cont'd)**

provision of racks on Darley Road near St Mathew's Church and either side of the Wharf Forecourt.

**b) Item 4.2 Fairlight Shops Upgrade**Recommendation

The LMUD Committee supports the Fairlight Shops Improvement Proposal Plan (April 2007) and recommends Council endorse the plan, including the undergrounding of overhead powerlines.

Further, the committee recommends Council funds the Fairlight Shops Improvement Proposal plan from the current financial year (2007/08) estimated to be in the order of 1 million dollars.

Note: Following the meeting Council's Traffic Engineer advised that the current "No standing" zone located where the post box used to be, will be converted to ½ hour parking.

**c) Item 5.1 The Corso Wayfinding Signs/New Style Guide for Manly**Recommendation

The LMUD recommends 'in principle' support for the new Wayfinding signage layout including "Manly, immerse yourself" logo as proposed by the Manly Mainstreet Centre, in keeping with the new Style Guide.

Further, the committee recommends further refinements/adjustments to the layout eg. Incorporation of photographic imagery from the style guide, positioning of Ordinance symbols etc on the bottom panel, toning down of the Shop background colour, and that these further refined options be presented to the committee for consideration and endorsement.

**d) Item 5.2 South Steyne Public Toilets Refurbishment and DA Presentation by Michael Biddulph**Recommendation

The LMUD Committee strongly recommends against any additional building (including toilets) being positioned on the beach front (North and South Steyne). Rather, the committee supports the refurbishment of the existing below ground toilets, including provision of change room space, and provision of café toilets (upstairs). The retention of at least 1 and preferably both, public disabled toilets is also recommended.

**e) Item 5.3 Rolfe Street, Manly. Options to Increase Car Parking between Collingwood Street and Pittwater Road**Recommendation

The LMUD Committee does not support any proposals to increase parking in Rolf Street (between Collingwood Street and Pittwater Road) that impinges upon the existing, wide, grassed, centre median.

**Item For Brief Mention Report No. 9 (Cont'd)****f) Item 5.4 Planter Boxes Within or on the Periphery of The Corso**Recommendation

The LMUD Committee recommended that the existing 1.0m x 0.5m planter boxes currently positioned at the eastern end, and Darley Road end of The Corso be removed, and that no other planter boxes be placed on The Corso, or in the periphery.

**ii) Playground Management Committee – 16 August 2007****a) Item 5.1 Seaforth Oval**Recommendation

i) That planning continues for Stage 1 for a playground to be developed as a priority.

ii) That the plans identify (for public comment) a site for a future ½ basketball court with the grassed overflow area, and consider possible locations for a future skateboarding facility in the vicinity.

iii) That a survey be sent to all residents and user groups detailing more refined playground combinations.

**b) Item 5.3 Nanbaree Reserve**Recommendation

That community consultation including discussion with the local Precinct take place to ascertain the needs of the local residents for Nanbaree Reserve Playground, and consider a range of options for improving the existing playground.

**iii) Manly Community Environment Committee – 16 August 2007****a) Item 5(i) Environmental Levy**Recommendation

Council allocate \$150,000 from next year's Environmental Levy for an icon climate change project.

**b) Item 5(ii) Environmental Levy**Recommendation

Reshaping the levy so that within a few years one third of the levy be allocated to climate change projects.

**c) Item 5(iii) Environmental Levy**Recommendation

Ensuring that staff collaborate with this committee to urgently review priorities for the levy to ensure that this can occur. Projects which have been running for over ten years and maintenance projects need to be reviewed.

**Item For Brief Mention Report No. 9 (Cont'd)****iv) Social Plan Implementation Committee – 21 August 2007**

- a) **Item 5.4(ii) Recognition of North Sydney Aboriginal Social Plan as separate and distinct program from the Aboriginal Heritage Activities**

Recommendation

That the North Sydney Aboriginal Social Plan be recognised as an important issue in its own right and distinct from the Aboriginal Heritage plan. While co-locating in the Aboriginal Heritage Office it should have line management responsibility by Willoughby Council and will also be overseen by a the NSASP funding group and the related social planning structures in the participating Northern Sydney Councils.

Moved: Maria Chidzey      Seconded: Judy Lambert

**v) Climate Change Working Group – 22 August 2007**

- a) **Item 7.1 Solar Heating for Surf Clubs**

Recommendation

The Climate Change Working Group recommends that Council proceed with installing solar panels and solar hot water and or alternative energy hot water units for the three surf clubs on Manly Ocean Beach.

Moved: Clr Judy Lambert      Seconded: Josh Dowse

**vi) Manly Visitor and Community Board – 30 August 2007**

- a) **Item 6 Manly Mainstreet Centre Management Report**

Recommendation

That the Board supports:

1. That promotional material for this marketing initiative can be promoted through the Council Rate Notice distribution.
2. That the specified marketing initiative, "Manly Immerse Yourself", be supported by Council and the Manly businesses, on a dollar for dollar basis. Both Council and the Manly businesses would contribute an amount of up to \$25,000 for the year 2007/2008. This amount will require a report for a budget variation in the September quarterly review.  
*(This funding for the Manly CBD area be provided whilst recognising that familiar funding may be required to be considered by Council for both the Seaforth and Balgowlah business areas to ensure a fair distribution of Council funding).*
3. That the Manager, Mainstreet Centre makes a presentation to the Council detailing this initiative.
4. That the current Manly Destination Tourism Logo be maintained for all promotional/marketing initiatives directed to the domestic and international market segments.

**Divisional Manager's Human Services & Facilities  
Note to Minutes of 30<sup>th</sup> August 2007.**

**Item For Brief Mention Report No. 9 (Cont'd)**

Infrastructure to complement the branding of Manly CBD "Manly Immerse Yourself" is planned for the next stage of The Corso upgrade and is to be funded from that source, and will include the installation of:

- Wayfinder Touch Screen Information Panel signage
- Pedestrian Traffic counters along The Corso
- Car Park Digital Directional signage identifying the number of vacant spaces available in each parking station

**RECOMMENDATION**

1. It is recommended that the report be received and noted.
2. That the recommendations of **Minutes of Meetings**, as listed in **item 2**, being **2(i) to 2(v)**, be **adopted**.
- 3 i) That the minutes of the **Landscape Management & Urban Design Committee – 15 August 2007** be **adopted**, including the following recommendations of a substantial nature:

a) **Item 4.1 Council Resolution 18 June (No 85/07) Regarding Bicycle Racks**

Recommendation

The LMUD Committee recommends:

- That The Corso be kept as clutter free as possible and that no bicycle racks be installed on The Corso.
- That the provision of increased bicycle rack capacity on the periphery of The Corso is supported, and
- That Council's Landscape Architect meet with a representative of the Bicycle Committee to further investigate such opportunities, (above), particularly the provision of racks on Darley Road near St Mathew's Church and either side of the Wharf Forecourt.

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Recommendation

The LMUD Committee supports the Fairlight Shops Improvement Proposal Plan (April 2007) and recommends Council endorse the plan, including the undergrounding of overhead powerlines.

Further, the committee recommends Council funds the Fairlight Shops Improvement Proposal plan from the current financial year (2007/08) estimated to be in the order of 1 million dollars.

Note: Following the meeting Council's Traffic Engineer advised that the current "No standing" zone located where the post box used to be, will be converted to ½ hour parking.

c) **Item 5.1 The Corso Wayfinding Signs/New Style Guide for Manly**

Recommendation

**Item For Brief Mention Report No. 9 (Cont'd)**

The LMUD recommends 'in principle' support for the new Wayfinding signage layout including "Manly, immerse yourself" logo as proposed by the Manly Mainstreet Centre, in keeping with the new Style Guide.

Further, the committee recommends further refinements/adjustments to the layout eg. Incorporation of photographic imagery from the style guide, positioning of Ordinance symbols etc on the bottom panel, toning down of the Shop background colour, and that these further refined options be presented to the committee for consideration and endorsement.

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e) **Item 5.3 Rolfe Street, Manly. Options to Increase Car Parking between Collingwood Street and Pittwater Road**

Recommendation

The LMUD Committee does not support any proposals to increase parking in Rolf Street (between Collingwood Street and Pittwater Road) that impinges upon the existing, wide, grassed, centre median.

f) **Item 5.4 Planter Boxes Within or on the Periphery of The Corso**

Recommendation

The LMUD Committee recommended that the existing 1.0m x 0.5m planter boxes currently positioned at the eastern end, and Darley Road end of The Corso be removed, and that no other planter boxes be placed on The Corso, or in the periphery.

ii) That the minutes of the **Playground Management Committee – 16 August 2007** be **adopted**, including the following recommendations of a substantial nature:

a) **Item 5.1 Seaforth Oval**

Recommendation

- i) That planning continues for Stage 1 for a playground to be developed as a priority.
- ii) That the plans identify (for public comment) a site for a future ½ basketball court with the grassed overflow area, and consider possible locations for a future skateboarding facility in the vicinity.
- iii) That a survey be sent to all residents and user groups detailing more refined playground combinations.

**Item For Brief Mention Report No. 9 (Cont'd)**b) **Item 5.3 Nanbaree Reserve**Recommendation

That community consultation including discussion with the local Precinct take place to ascertain the needs of the local residents for Nanbaree Reserve Playground, and consider a range of options for improving the existing playground.

iii) That the minutes of the **Manly Community Environment Committee – 16 August 2007** be **adopted**, including the following recommendations of a substantial nature:a) **Item 5(i) Environmental Levy**Recommendation

Council allocate \$150,000 from next year's Environmental Levy for an icon climate change project.

b) **Item 5(ii) Environmental Levy**Recommendation

Reshaping the levy so that within a few years one third of the levy be allocated to climate change projects.

c) **Item 5(iii) Environmental Levy**Recommendation

Ensuring that staff collaborate with this committee to urgently review priorities for the levy to ensure that this can occur. Projects which have been running for over ten years and maintenance projects need to be reviewed.

iv) That the minutes of the **Social Plan Implementation Committee – 21 August 2007** be **adopted**, including the following recommendations of a substantial nature:a) **Item 5.4(ii) Recognition of North Sydney Aboriginal Social Plan as separate and distinct program from the Aboriginal Heritage Activities**Recommendation

That the North Sydney Aboriginal Social Plan be recognised as an important issue in its own right and distinct from the Aboriginal Heritage plan. While co-locating in the Aboriginal Heritage Office it should have line management responsibility by Willoughby Council and will also be overseen by a the NSASP funding group and the related social planning structures in the participating Northern Sydney Councils.

Moved: Maria Chidzey      Seconded: Judy Lambert

v) That the minutes of the **Climate Change Working Group – 22 August 2007** be **adopted**, including the following recommendations of a substantial nature:a) **Item 7.1 Solar Heating for Surf Clubs**

**Item For Brief Mention Report No. 9 (Cont'd)**Recommendation

The Climate Change Working Group recommends that Council proceed with installing solar panels and solar hot water and or alternative energy hot water units for the three surf clubs on Manly Ocean Beach.

Moved: Clr Judy Lambert      Seconded: Josh Dowse

- vi) That the minutes of the **Manly Visitor and Community Board – 30 August 2007** be **adopted**, including the following recommendations of a substantial nature:

a) **Item 6 Manly Mainstreet Centre Management Report**

Recommendation

That the Board supports:

1. That promotional material for this marketing initiative can be promoted through the Council Rate Notice distribution.
2. That the specified marketing initiative, "Manly Immerse Yourself", be supported by Council and the Manly businesses, on a dollar for dollar basis. Both Council and the Manly businesses would contribute an amount of up to \$25,000 for the year 2007/2008.  
This amount will require a report for a budget variation in the September quarterly review.  
*(This funding for the Manly CBD area be provided whilst recognising that familiar funding may be required to be considered by Council for both the Seaforth and Balgowlah business areas to ensure a fair distribution of Council funding).*
3. That the Manager, Mainstreet Centre makes a presentation to the Council detailing this initiative.
4. That the current Manly Destination Tourism Logo be maintained for all promotional/marketing initiatives directed to the domestic and international market segments.

**ATTACHMENTS**

<b>AT-1</b>	Response letter from the Office of the Minister for the Environment and Water Resources	2 Pages
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\*\*\*\*\* End of Item For Brief Mention Report No. 9 \*\*\*\*\*

ATTACHMENT 1

Item For Brief Mention Report No. 9 - Items for Brief Mention - Minutes for Adoption by Council - Special Purpose and Joint Committees  
Response letter from the Office of the Minister for the Environment and Water Resources



Office of the Minister for the Environment and Water Resources

Mr H T Wong  
General Manager  
Manly Council  
PO Box 82  
MANLY NSW 1655

Manly Council  
DATE 3 Sep 2007  
Distribution   
1) Scanned  
.....  
2) Document No  
..... 30 AUG 2007

Dear Mr Wong

Thank you for your letter of 23 May 2007, to the Minister for the Environment and Water Resources, concerning options for securing Sydney's water supply and your objection to the Kurnell desalination plant. The Minister has passed your letter to me for reply. I regret the delay in responding.

Improving the management of Australia's precious water resources is a high priority for the Australian Government. The National Water Initiative (NWI), agreed in 2004 by the Council of Australian Governments (COAG), is the national blueprint for water reform. Its implementation is being assisted by the \$2.2 billion Australian Government Water Fund (AGWF) and progress is being monitored by the National Water Commission (NWC). Further information on the NWI is available from: [www.nwc.gov.au](http://www.nwc.gov.au).

Under the Australian constitution, responsibility for urban water management rests primarily with the state and territory governments. The Australian Government does, however, provide funding for a number of urban water reform projects under the NWI. Among other things, these projects are designed to improve water use efficiency in our cities and to encourage innovative supply options, for example, through better approaches to urban water planning and pricing.

As you have noted, the key to addressing the current urban water issues is to implement urban water planning practices that consider all water supply and demand options on their merits. Diversifying supply options and investing in new water sources will increase water supply security and reduce the need for prolonged water restrictions in our cities. Among the range of options that warrant consideration are water recycling, stormwater reuse, desalination and as you have mentioned groundwater use and rainwater tanks. All water supply options must be thoroughly examined before new investments are undertaken and any new supply sources must comply with environmental, health and water quality standards to ensure a safe, reliable and acceptable supply to consumers.

You may be interested in the report the University of New South Wales prepared for the NWC, *Pre-Feasibility Assessment of Managed Aquifer Recharge in the Botany Aquifer*. This report provides a summary of the potential for managed recharge in the Botany aquifer. The full report is available at: <http://www.malcolmturnbull.com.au/downloads.aspx#>.

Parliament House, Canberra ACT 2600 Tel 02 6277 7640 Fax 02 6273 6101

## ATTACHMENT 1

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### Item For Brief Mention Report No. 9 - Items for Brief Mention - Minutes for Adoption by Council - Special Purpose and Joint Committees

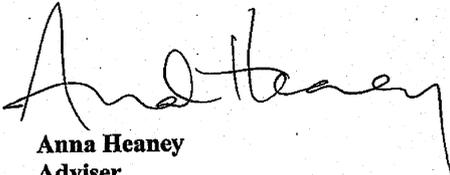
### Response letter from the Office of the Minister for the Environment and Water Resources

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In relation to your suggestion that there is opportunity for increased rainwater tank uptake in the Sydney region, the Prime Minister, the Hon John Howard MP announced on 17 July 2007 a further \$625 million investment in climate change measures. An important part of this is the \$336 million Green Voucher for Schools programme. Under this programme every Australian primary and secondary school will receive funding of up to \$50,000 to help install a rainwater tank and/or a solar hot water system. Further, on 4 May 2007, the Prime Minister announced a grant of \$17.7 million to Scouts Australia for the installation of rainwater tanks at scout facilities. The grant commemorates 100 years of scouting world wide.

The Australian Government has not provided grants for households to buy rainwater tanks largely because most states and territories already have such rebates in place, reflecting their primary responsibility for urban planning and water management. The offer of subsidies by the Australian Government may result in programme duplication with the states and territories.

Yours sincerely



**Anna Heaney**  
Adviser

**TO: Planning and Strategy Committee - 10 September 2007**  
**REPORT: Corporate Services Division Report No. 29**  
**SUBJECT: Annual Report to the Community 2006/2007**  
**FILE NO:**

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## SUMMARY

Council at the Ordinary Meeting held on 20 August 2007, resolved on a Notice of Motion:

That:

1. Council staff prepare a matrix of Councillor attendance at committee meetings for the financial year 2006-07. That this be distributed to all Councillors prior to the next Planning and Strategy meeting (10 September 2007);
2. That a further report regarding Councillor attendance at committee meetings be brought back to the next Planning and Strategy meeting for consideration.

## REPORT

A listing of the Councillors' membership and attendance of Council Principal Committees and Special Purpose Committees was circulated to Councillors on 27 August 2007, with a request that Councillors advise the General Manager of any amendments to the list.

The 2005-2006 Community Report listed the membership of special purpose and other external Committees for each Councillor. The Report did not make any reference to their attendance.

An attendance record of all committee members, including Councillors, both for Principal and Special Committees, is maintained after each committee meeting. The purpose of maintaining this is to ensure compliance with clause 4B of the Terms of Reference for committees:

"A Committee member absent from three (3) consecutive Committee meetings without approval of the Committee shall forfeit his/her place on the committee."

Over the past 12 months Council has written to both Committee members and Chairpersons where breaches of the clause has occurred.

An updated listing of Councillors' membership of Committees including meetings and attendance for 2006/2007 is circulated under separate cover for Council's information.

Options for publication would include:

1. No information in respect to Council Committees membership and attendance by Councillors;
2. Membership of Council's Principal and Special Committees by Councillors;
3. Membership, number of meetings and attendance of Council's Principal and Special Committees by Councillors (as per separately circulated attachment).

**Corporate Services Division Report No. 29 (Cont'd)**

**RECOMMENDATION**

Submitted for decision.

**ATTACHMENTS**

**AT- 1** Councillor Attendance at Committees 5 Pages Circulated Separately

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\*\*\*\*\* End of Corporate Services Division Report No. 29 \*\*\*\*\*

**TO:** Planning and Strategy Committee - 10 September 2007  
**REPORT:** Planning And Strategy Division Report No. 37  
**SUBJECT:** Annual Ocean Care Day Festival Status Report  
**FILE NO:**

---

## SUMMARY

The 14<sup>th</sup> Annual Ocean Care Day will be held on Sunday the 2<sup>nd</sup> December 2007, and will celebrate the International Year of the Polar Ice Caps with the theme of “Melting Ice – a Hot Topic”.

A highlight of the day will be a national launch with the *Clean Energy for Eternity* volunteer group with a human sign on Manly Beach promoting the theme of renewable energy. It is proposed that opportunities to involve at least one of the local Surf Clubs in demonstrating sustainable technologies will be part of the launch.

Exhibitions will have an emphasis on renewable technologies at all levels, including demonstrations, with the major features of the day being cruises on the Solar Sailor, as well as solar car and boat displays.

## REPORT

### Background

The annual Ocean Care Day event is coordinated by the Manly Environment Centre and has been held on Manly Ocean Beach front for the past 14 years. It celebrates the importance of the ocean and marine environment and seeks to educate the local community and visitors to Manly about the importance of human impacts on the natural environment. There is an important relationship in Manly between land and water whereby 85 percent of the Manly local government boundary is bordered by water. Human activities on the land directly influence the health of our marine and ocean environments. Changing our daily lives to reduce our impact on the environment is the role of Ocean Care Day.

### Theme for Manly Ocean Care Day 2007: “Melting Ice – a Hot Topic”

As the year 2007 is the International Year of the Polar Ice Caps, this year’s festival theme is “Melting ice - A hot topic”.

The Climate Change Working Group has recommended that Ocean Care Day highlight Solar Energy and other clean energy technologies. Accordingly, this will be a major feature of the day, with the opportunity to feature demonstrations in the public areas including the Solar Sailor, and solar car and boat displays, etc.

### Sub Theme for Manly Ocean Care Day 2007: “Clean Energy for Eternity”

To promote community involvement with this theme, discussions have been taking place with the *Clean Energy for Eternity* volunteer group from Bega on the South Coast. The *Clean Energy for Eternity* volunteer group were runners up in the recent Eureka Awards for climate change initiatives.

To celebrate the centenary of Surf Lifesaving this Group is promoting the concept of Lifesaving Energy through human signs on the beach involving thousands of people spelling out a message about solar and other technologies.

Their program has been extremely successful resulting in thirty-eight different signs involving surf clubs, schools and ethnic groups, An information newsletter from *Clean Energy for Eternity* is circulated under separate cover for the information of The Council.

By raising community awareness in this way, South Coast communities and councils have funded photovoltaics and wind turbines for their surf clubs. Together with eye catching signage, these

**Planning And Strategy Division Report No. 37 (Cont'd)**

high profile beachfront buildings provide a unique educational function about clean energy and significantly reduce energy costs.

**Ocean Care Day: Proposed program highlights**

The festival is an interactive and all inclusive community event with a program including:

**Workshops & Demonstrations**

- Eco living workshops will be held in 2007 again focussing on water wise gardening and eco house design
- Talk on the anti-whaling campaign
- Solar power applications in the home
- The Solar Sailor
- Australian Conservation Foundation Green Home program
- Solar Car Demonstration
- Climate Change display – what can you do?
- Organic gardening and food
- Waste free shopping and waste free home
- Detox your home
- Sustainable transport
- Caring for biodiversity
- Sustainable design and architecture
- Peak Oil
- Using Grey Water

**Kids Pavilion- games, activities and talks**

- WIRES Biodiversity program, Storytelling, Seahorses and other marine education, Craft activities, Science show for kids, Science in the suburbs – Australian Museum, Touch Pool – Oceanworld.
- All kids' activities will be passive in a contained, demarcated area and parents must remain with children at all times.

**Activities for all**

- Opening ceremony, Beach volleyball lessons (run by the Beach Volleyball Assoc), Coastal Landscapes lessons, Harbour Heritage Walks , Aboriginal Heritage Walk, Native plant giveaway, Australian Museum display, Knot tying, Yacht Club Event, Manly Surf School — workshop on Surf Awareness, Surf Club Displays.
- Acoustic musical performances – 4 or 5 bands/performers throughout the day. These will be all volunteers and local entertainers.
- The artist's tent will display a wide range of environmental artworks including photography, Aboriginal dot painting, sculpture, painting and more created by local artists depicting the many faces of our local environment.
- Members of the surf clubs and the local community will be invited to participate in the making of a Clean Energy for Eternity Slogan on Manly Beach (2,000 to 3,000 people required).

**Stallholders**

There will be between 15 to 20 stallholders and community group displays consistent with the Ocean Care Day theme and showcasing environmental products, services and information.

The Ocean Care Day Festival is in direct alignment with current issues facing the whole community. It aims to provide information, empowering the community to take action and make lifestyle choices creating positive outcomes for themselves, the wider community (locally and globally) and the environment. The event has always been a great success and receives positive feedback and continued support from Manly Council staff, local residents, visitors, clubs, schools, businesses, green groups and volunteers.

**Planning And Strategy Division Report No. 37 (Cont'd)**

**RECOMMENDATION**

It is recommended that the report be received and noted.

**ATTACHMENTS**

**AT- 1** Clean Energy for Australia Newsletter 5 Pages Circulated Separately

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\*\*\*\*\* End of Planning And Strategy Division Report No. 37 \*\*\*\*\*

**TO:** Planning and Strategy Committee - 10 September 2007  
**REPORT:** Planning And Strategy Division Report No. 38  
**SUBJECT:** Progress Report on Environmental Planning Legislation Amendment Act 2006 and EP&AA (Miscellaneous) Regulations 2007  
**FILE NO:**

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## SUMMARY

The Department of Planning recently proclaimed remaining amendments to the *Environmental Planning Legislation Amendment Act 2006* and EP&AA (Miscellaneous) Regulations 2007. This report provides an update on the amendments.

## REPORT

This Amending Act came into force on 12 January 2007 in respect of the State's ongoing reforms of its Planning System. Further provisions of this Act were commenced by proclamation on 20 July 2007 along with associated changes to the Regulations.

The purpose of this report is to advise the Council on remaining amendments to the *Environmental Planning Legislation Amendment Act 2006* and EP&AA (Miscellaneous) Regulations 2007.

These provisions relate to the assessment of major projects (under Part 3A of the Act); building certifications; development contributions; enforcement; lapsing of deferred commencement consents; Crown development applications and some other minor amendment matters.

### Major Projects Assessment:

Recent amendments to Part 3A arise from reviews of how it has operated from its initial commencement in August 2005. This Part in the Act provides for a streamlined State Government assessment and approvals regime for major infrastructure; projects of Regional or State significance and other plans and programs of works declared by the Minister.

.The extent of the amendments:

- simplify procedures for declaring a major project or critical infrastructure under Part 3A i.e. by an order.
- clarify that declarations may be made in respect of 'classes' of development.
- deal with circumstances in which the Minister can determine Part 3A applications.
- secures undertakings made by proponents in Statements of Commitments for the provision of public benefits.
- streamlining processes for concept plans and project applications.
- deal with certification of Part 3A projects.
- allow for existing approvals and consents under part 3A to be consolidated.
- amend prohibitions and restrictions in environmental planning instruments in respect of how they apply to projects assessed under Part 3A of the Act.
- identify certain classes of development (excluding critical infrastructure projects) which the Minister for Planning is precluded from granting approval along with provisions for environmentally sensitive areas and transitional provisions.

Part 3A of the Act is significant to local Councils and other local authorities and group concerned about the centralization of power across the State. The assessment and determination of Part 3A applications by the State contains different public consultation processes than that which would occur for development under Part 4 of the Act. A recent development in Manly declared by the Minister under Part 3A of the Act is the Australian Federal Police Site at Collins Flat, Manly.

**Planning And Strategy Division Report No. 38 (Cont'd)****Building Certifications:**

Building Certifications by Certifying Authorities are now subject to an objective standard for the issuing of construction, occupation and subdivision certificates under the EP&A Act and in respect of Strata certificates under the relevant Strata Schemes Acts (1973 & 1986). These amendments have been introduced following a decision of the Land and Environmental Court in which it was held that the test for certifiers in issuing certificates is whether the certifying authority is 'satisfied' of certain criteria and not whether the judgment is objectively reasonable. The amendments ensure that certifiers are subject to an objective standard in issuing certificates.

The Amending Act also requires that a Council cannot decline an appointment as principal certifying authority in the same way as an accredited certifier.

**Development contributions:**

Voluntary planning agreements (VPA) were introduced in 2005 and may exclude the provision of section 94 or 94A of the Act where Council is a party to the VPA. Other amendments clarify notification processes for development agreements and how development contributions can relate to interstate amenities and services in certain circumstances.

**Enforcement:**

The endorsement powers of the Department of Planning are strengthened in the Amending Act allowing authorised entry, investigations and extended timeframes for commencing prosecutions.

**Lapsing of deferred commencement consents:**

Deferred commencement consent now lapse if the applicant fails to satisfy the consent authority as to the matters specified in the deferred commencement condition within period specified (typically 2 years in Manly but up to 5 years in the Act)

**Crown development applications:**

The Amending Act reduces the period in which Councils can refer a Crown DA (from 60 to 40 days) or conditions in respect of a Crown DA (40 to 21 days) to the Minister.

**Other:**

Other minor amendment include updating section 149 of the Act in respect of part 3A approvals and providing for standardised environmental assessment requirements under part 5 of the Act including routine activities, modifications that reduce environmental impact and activities already assessed by a determining authority.

**RECOMMENDATION**

It is recommended that Council receive and note the report.

**ATTACHMENTS**

There are no attachments for this report.

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\*\*\*\*\* End of Planning And Strategy Division Report No. 38 \*\*\*\*\*

**TO:** Planning and Strategy Committee - 10 September 2007  
**REPORT:** Planning And Strategy Division Report No. 39  
**SUBJECT:** Sangrado Swimming Enclosure Update Report - Future Actions Proposed  
**FILE NO:**

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## SUMMARY

Sangrado Pool is a 25 metre by 20 metre bar / mesh swimming enclosure located in Powder Hulk Bay at Seaforth and backed by a bush reserve. This is one of three public swimming enclosures within the Bantry Bay Estuary, these being known as Clontarf Reserve, Sangrado and Pickering Point swimming enclosures.

Early in August this year it was noted that the timber piers holding the metal meshing / bars in place around the pool had collapsed. For safety reasons Council had to immediately close the pool, and sought advice on the condition of the piles from two contractors who specialise in such work.

The damaged piers cannot be reinstated. This report therefore proposes:

- the immediate removal of the collapsed structure for safety reasons (ensuring the necessary approvals are obtained),
- consulting with the community on their desire to replace the damaged structure,
- following the above the preparation of a further report to Council giving a recommendation to renew the facility or not given the likely replacement cost of \$150,000 and in consideration of community opinion and other relevant factors outlined below.

The short sandstone rock structures which form the first part of the pool closest to the shore are of heritage significance and it is proposed that these be protected, retained and repaired.

## REPORT

Local History records held at Manly Library indicate the Sangrado swimming enclosure was built (or at least formalised as a Council facility) in 1931. It was later enlarged and a walkway formalised to the pool in the 1940s. The facility has remained in use by the general public until current times.

Following recent storm events and given the age/condition of the structure, sections of Sangrado Pool collapsed, in early August 2007, due to the failure of a number of timber piles. The pool is currently closed to all users. Photos taken of the pool in its current condition and in previous times when it was in good repair are attached - please refer to Attachment 1.

The timber piles, which are still standing, are unstable and unrepairable. Following expert advice all of the timber piles and pool surrounds need to be removed as a matter of priority to ensure public and marine users' safety. NSW Maritime has been notified of the collapsed structure and presence of submerged hazards for marine users.

Following an inspection and a report produced by Council's Heritage Planner, only the stone wall structure section of the pool is considered to be of any heritage significance and important to retain. The heritage sandstone walls will be retained and not likely to be damaged upon removal of timber piles and pool structure.

The estimated cost for the removal of the timber piles and pool structure is approximately \$20,000. The removal of the collapsed pool structure will be done in accordance with NSW Maritime's approval as the landowner.

**Planning And Strategy Division Report No. 39 (Cont'd)****Factors to Be Considered in terms of Replacement of the Current Facility**

The estimated cost of replacement is \$150,000 (exact costings would require a formal EOI, Tender process to be conducted). These funds are currently unbudgeted.

Risk Management – Council's Risk Manager has been consulted in relation to this issue and advises as follows:-

*The timber pile section of the pool should be removed as a matter of urgency since the damaged piers and fencing pose a safety risk to boats navigating the area. Due to their condition removal will be necessary whether or not the pool is rebuilt. The risk posed by bacterial contamination will have increased considerably since the original construction of the pool, particularly given the proximity to the site of a designed sewer overflow point. It is recommended therefore that prior to any decision regarding reconstruction of the pool, regular readings should be taken to establish levels of faecal coliform and enterococci contamination of the water in this area.*

- Siltation and damage to seagrass can be an issue with such pools but is considered not to be the case in relation to this facility.
- Ongoing maintenance costs – Pools of this type require fairly major maintenance on a ten to fifteen year cycle and maintenance of cleaning oysters from the mesh, piles and stone structure, and ongoing minor repairs following storm events is required for their pool to remain usable.
- Heritage of the site.
- Consideration of ongoing maintenance costs to ensure the pool is regularly maintained, monitored for water quality and kept clean of rubbish, oysters and other shell fish.

Added to the above the community's usage of this facility and their view on its importance to retain or otherwise is an important consideration for Council to gauge. It is therefore proposed to consult with the local precinct, community organisations close to the facility and seek submissions from the general public on their view about the need to replace the facility over the coming month.

This report proposes staff assess the abovementioned factor, as well as community feedback, and following consultation with Council's Manly Harbour Foreshore Management Committee, report back to Council.

**RECOMMENDATION**

It is recommended that Council:

1. Seek advice from the Precincts and the local community on the desire to replace the pool given the costs and other factors affecting people's desire to use such a facility.
2. Proceed with the removal of the damaged sections of the wooden pier and bar / mesh structure sections of the pool for safety reasons and after obtaining the necessary permits and approvals to undertake such work.
3. Note the advice of Council's Heritage Planner on the heritage significance of the stone structures at the pool and the area generally and that signage explaining the history of the structure be provided following consultation with the Heritage Committee.
4. That Council receive a further report from staff giving a cost benefit analysis for replacement of the pool which also takes into account the views expressed by the local community on

**Planning And Strategy Division Report No. 39 (Cont'd)**

the need to replace the facility or otherwise, as well as relevant environmental, heritage and risk management factors.

**ATTACHMENTS**

**AT- 1** Sangrado Swimming Enclosure photos 1 Page

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\*\*\*\*\* End of Planning And Strategy Division Report No. 39 \*\*\*\*\*

**ATTACHMENT 1**

**Planning And Strategy Division Report No. 39 - Sangrado Swimming Enclosure  
Update Report - Future Actions Proposed  
Sangrado Swimming Enclosure photos**



Sangrado Swimming Enclosure – damaged piers – taken 10 August 2007

<b>Sangrado Swimming Enclosure (2007 – before storm event)</b>	<b>Sangrado Swimming Enclosure (1988)</b>
	

**TO:** Planning and Strategy Committee - 10 September 2007  
**REPORT:** Human Services And Facilities Division Report No. 4  
**SUBJECT:** Public Library Funding from NSW State Government  
**FILE NO:**

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## SUMMARY

The NSW public library network is a cohesive, state-wide network based on cooperation between Council public libraries and the State Library of NSW.

In 2007, the Local Government and Shires Association submitted a State Election Public Library Policy Platform to the State Government which outlined the increasing pressures on public libraries. The Local Government and Shires Association submission sought an increase to the \$25.5m public libraries grants and subsidies. This submission was unsuccessful, and in the 2007-2008 NSW State Budget, the funding was reduced to NSW public libraries by \$1.2m.

The Minister for the Arts, Frank Sartor has engaged Dr Tom Parry former Independent Pricing and Regulatory Tribunal Chair to review the way funds are allocated to public libraries.

## REPORT

Changing demographics, community demand for a wider variety of library services and programming, an increased variety of collection formats, new technologies and e-government have all created challenges and increased expenditure on resources for the delivery of public library services in the 21<sup>st</sup> century.

Manly Library reflects the community's expectations and meets its needs through its service delivery and innovation. Manly Library is recognised for its diversity of programs and collections, these programs and services support Council's vision.

In 2006-2007 the State funding to Manly of \$101,203 represented 5.37% of the library budget. According to the information currently available to Council, any decrease in the subsidy to Local Government for public libraries, is likely to have an impact on the funding Manly receives and may affect the ability to continue the current service levels and diversity of programs for our community.

## RECOMMENDATION

That Council resolves to seek a meeting with the Minister for the Arts, Frank Sartor to express Council's concern at the reduction of \$1.2m in the 2007-2008 State funding to public libraries.

That Council and the Local Member Mike Baird MP represent the needs of Manly's community to the Minister for the Arts, Frank Sartor and seek assurances that there will be no adverse impact on future funding to Manly Library and its services.

## ATTACHMENTS

There are no attachments for this report.

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\*\*\*\*\* End of Human Services And Facilities Division Report No. 4 \*\*\*\*\*