



Central Coast Council

Ordinary Council Meeting

Held
2 Hely Street, Wyong

11 October 2022

MINUTES

Present

Rik Hart

In Attendance

David Farmer	Chief Executive Officer
Boris Bolgoff	Director Infrastructure Services
Krystie Bryant	Director Corporate Services (Acting)
Dr Alice Howe	Director Environment and Planning
Jamie Loader	Director Water and Sewer
Melanie Smith	Director Community and Recreation Services

Notes

The Administrator, Rik Hart, declared the meeting open at 6:32pm and advised in accordance with the Code of Meeting Practice that the meeting was being recorded.

The Administrator acknowledged the traditional custodians of the land on which the meeting was being held, and paid respect to Elders past, present and emerging.

The Administrator updated the meeting on recent activities of Council.

1.1 Disclosure of Interest

Time commenced: 6:38pm

Moved: Rik Hart

173/22 Resolved

That Council notes the report on Disclosures of Interest and the fact that no disclosures were made.

1.2 Confirmation of Minutes of Previous Meeting

Time commenced: 6:38pm

Moved: Rik Hart

174/22 Resolved

That Council confirm the minutes of the Ordinary Meeting of Council held on 27 September 2022.

1.3 Notice of Intention to Deal with Matters in Confidential Session

Time commenced: 6:38pm

Moved: Rik Hart

175/22 Resolved

That Council note that no matters have been tabled to deal with in a closed session.

Procedural Motion

Time commenced: 6:38pm

Moved: Rik Hart

176/22 Resolved

That Council consider item 2.1 - Consideration of Submissions and Adoption Draft Street Banners and Flying of Flag Policy, and 2.4 - Wamberal Beach Terminal Protection Structure Engineering Design Requirements – first, with the remaining items considered in order. For the sake of clarity, the minutes are to record the items in their original order.

2.1 Consideration of Submissions and Adoption Draft Street Banners and Flying of Flag Policy

Time commenced: 6:39pm

Moved: Rik Hart

177/22 Resolved

- 1 That Council note the Draft Street Banner Policy and Flying of Flags Policy was publicly exhibited from July 27 through August 23 2022.**
- 2 That Council consider the submissions received during the exhibition period.**
- 3 That Council note and endorse the amendments recommended by Council staff in this report.**
- 4 That Council adopt the Street Banner Policy and Flying of Flags Policy and make available on Council's website.**
- 5 That Council commit to the installation of flag poles in the Umina Beach Recreation Precinct.**
- 6 That Council establish an annual calendar of events and activities proposed for the vertical street banners within town centres and provide this information on Council's website.**
- 7 That Council endorse the opportunity for the Australian, Aboriginal and Torres Strait Islander flags to be displayed in equal proportions on existing banner infrastructure to acknowledge Australia Day upon application by local Community Groups, in accordance with the National Flag protocol.**
- 8 That Council authorise the Chief Executive Officer to make the necessary amendments to the Street Banner Policy and the Flying of Flags Policy to give effect to these resolutions of Council.**

2.2 Community Support Grants Program - August 2022

Time commenced: 7:03pm

Moved: Rik Hart

178/22 Resolved

- 1 That Council allocate \$17,410.00 (inclusive of GST where applicable) from the 2022/23 grants budget to the Community Support Grant program, as outlined below and in Attachment 1.**

a. Kincumber and District Neighbourhood Centre Incorporated - \$2,690.00

- b. Vegan NSW Incorporated - \$4,820.00*
- c. Tuggerah Lakes Christian Education Board Incorporated - \$995.00*
- d. Gudjagang Ngara li-dhi Aboriginal Corporation - \$4,950.00*
- e. Deepwater Dragon Boat Club - \$3,955.00*

- 2** *That Council decline applications as outlined below, for the reasons indicated in Attachment 1, and the applicants be advised and where relevant, directed to alternate funding sources.*

- a. Tangerine Events – application is ineligible*

2.3 The Six Cities Region Discussion Paper

Time commenced: 7:04pm

Moved: Rik Hart

179/22 Resolved

That Council:

- 1** *Acknowledge the Six Cities Region Vision recently released by the Greater Cities Commission for consultation.*
- 2** *Note that the broad vision for the Six Cities Region is generally consistent with Council's adopted strategic plans including the Community Strategic Plan, Interim Local Strategic Planning Statement, Economic Development Strategy and Affordable and Alternative Housing Strategy.*
- 3** *Note that the Six Cities Vision and the forthcoming Central Coast Region Plan 2041 (CCRP) will set the high-level strategic direction for planning of the Central Coast City Region.*
- 4** *Request the Chief Executive Officer write to the Greater Cities Commission outlining Council's support of the Six Cities Region Vision and Six Region Shapers.*

2.4 Wamberal Beach Terminal Protection Structure Engineering Design Requirements

Time commenced: 6:51pm

Moved: Rik Hart

180/22 Resolved

That Council:

- 1 Receive the consultation report (Attachment 1) summarising the submissions from the public exhibition of the Draft Engineering Design Requirements for a Wamberal Beach Terminal Protection Structure.***
- 2 Note the recommended changes to the Draft Design Requirements following Council's consideration of the submissions.***
- 3 Adopt the updated Engineering Design Requirements (Attachment 2) for***
 - a. use by landowners in the preparation of development applications for coastal protection works within the Wamberal embayment,***
 - b. consideration in the assessment of development applications for coastal protection works within the Wamberal embayment.***
- 4 Reaffirm its resolution of 28 June 2022 that responsibility for the design, construction and maintenance of any seawall fronting private property rests with the landowners that benefit from the proposed coastal protection works and are to be fully funded by each respective private property owner.***
- 5 Confirm that coastal protection works fronting Council-owned land at the beach access ways and Wamberal Surf Lifesaving Club also be governed by the Engineering Design Requirements, and make provision for the cost of these works in Council's Long Term Financial Plan.***
- 6 Write to the NSW Government, as the owner of five beachfront allotments at 'The Ruins' and '69 Ocean View Drive', seeking commitment for coastal protection works fronting those lands and the use of the Engineering Design Requirements.***
- 7 Note that sand nourishment is not expected to be required in the short term due to the location of the structure on private land landward of the current beach.***
- 8 Confirm that, when the need for sand nourishment arises, as established by periodic monitoring of sand volume on Wamberal Beach, private property owners will be required to contribute to the cost of that beach nourishment to maintain public beach amenity at a capped rate of \$100/lineal metre/year, plus annual increases determined pursuant to the All Groups Consumer Price Index (Sydney).***
- 9 Write to the Minister for Local Government, Minister for Planning and Homes, Minister for the Environment and Minister for Regional NSW seeking:***
 - a. amendments to the Local Government Act 1993 to allow for the costs of construction works on private land, identified in a certified Coastal Zone Management Plan or Coastal Management Program, to be recouped through a coastal protection services charge or similar mechanism.***
 - b. development of a NSW-wide approach to mass sand nourishment to***

- support coastal councils to manage the impacts of coastal erosion on coastal communities and the coastal environment; and*
- c. additional support for coastal councils to address the increasing risk of coastal erosion to which their communities are exposed.*

2.5 Planning Proposal RZ/107/2020 for 18 Macleay Avenue, Woy Woy

Time commenced: 7:09pm

Moved: Rik Hart

181/22 Resolved

- 1** *That Council request the Chief Executive Officer to exercise delegation issued by the Department of Planning and Environment for RZ/107/2020 or, if required, request the Minister for Planning to proceed with the steps for drafting and making of the amendment to Central Coast Local Environmental Plan 2022.*
- 2** *That Council authorise the Chief Executive Officer (or delegate) to execute the Planning Agreement for Lot 16 DP 255220 as exhibited.*
- 3** *That all those who made submissions during the public exhibition be notified of Council's decision.*

Procedural Motion

Time commenced: 7:15pm

Moved: Rik Hart

182/22 Resolved

Pursuant to clause 14.13 of the Code of Meeting Practice, the meeting was adjourned by the Administrator for 15 minutes.

The meeting was resumed by the Administrator at 7:32pm.

Procedural Motion

Time commenced: 7:32pm

Moved: Rik Hart

183/22 Resolved

Pursuant to clause 12.1 of the Code of Meeting Practice items 2.6 to 2.11 (inclusive) were dealt with by exception.

2.6 Adoption of Davistown and Empire Bay Floodplain Risk Management Study and Plan

Resolved

That Council:

- 1 Adopt the Davistown and Empire Bay Floodplain Risk Management Study and Plan acknowledging the following changes after the public exhibition and community consultation:***
 - Removing action FM DT1 from the Draft Plan and adding action FM DT2***
 - Removing the shading of properties in action EB05, noting that the final alignment of the easement is to be undertaken as part of the Climate Change Adaptation Masterplan and associated feasibility assessment.***
- 2 Advise those who made submissions of Council's decision.***

2.7 Adoption of Northern Lakes Floodplain Risk Management Study and Plan

Resolved

That Council:

- 1 Adopt the Northern Lakes Floodplain Risk Management Study and Plan (Attachment 1).***
- 2 Advise those who made submissions of Council's decision.***

2.8 Proposed Realignment of Glenning Valley, Berkeley Vale and Fountaindale Suburb Boundaries

Resolved

- 1 That Council resolve to adopt the proposal to realign the Glenning Valley and Berkeley Vale suburb boundaries.***
- 2 That Council resolve not to adopt the proposal to realign the Fountaindale suburb boundary.***
- 3 That Council resolve to renumber Torrellia Way in accordance with the Australian/New Zealand Standards AS/NZS 4819:2011 – Rural and Urban addressing.***
- 4 That Council submit the proposal to the Geographical Names Board for approval.***

5 That Council notify all affected residents and government departments of updated addresses.

2.9 Pecuniary Interest Disclosure Returns 2021-2022

Resolved

- 1 That Council note the report on Pecuniary Interest Disclosure Returns 2021-2022 and that the Chief Executive Officer has tabled Pecuniary Interest Disclosure Returns, pursuant to Clause 4.25 of Council's Code of Conduct.**
- 2 That Council receive the report on Pecuniary Interest Disclosure Returns – Recently Appointed Designated Persons.**

2.10 Minutes of the Catchments to Coast Advisory Committee meeting held 7 September 2022

Resolved

- 1 That Council note the Meeting Record of the Catchments to Coast Advisory Committee meeting held 7 September 2022.**
- 2 That Council note recommendation of the Catchments to Coast Advisory Committee with regard to July 2022 flood disaster and recovery works.**

2.11 Minutes of Advisory Group and Committee meetings held in June and September 2022

Resolved

That Council note the minutes of Advisory Group and Committee meetings held in June and September 2022.

The Meeting closed at 7:33pm.