



Community & Environment Committee

Agenda: *Community & Environment Committee*

Date: *Monday 13 November 2006*

Time: *6.00pm*

Outline of Meeting Protocol & Procedure:

- The Chairperson will call the Meeting to order and ask the Committee/Staff to present apologies or late correspondence.
- The Chairperson will commence the Order of Business as shown in the Index to the Agenda.
- At the beginning of each item the Chairperson will ask whether a member(s) of the public wish to address the Committee.
- If person(s) wish to address the Committee, they are allowed four (4) minutes in which to do so. Please direct comments to the issues at hand.
- If there are persons representing both sides of a matter (eg applicant/objector), the person(s) against the recommendation speak first.
- At the conclusion of the allotted four (4) minutes, the speaker resumes his/her seat and takes no further part in the debate unless specifically called to do so by the Chairperson.
- If there is more than one (1) person wishing to address the Committee from the same side of the debate, the Chairperson will request that where possible a spokesperson be nominated to represent the parties.
- The Chairperson has the discretion whether to continue to accept speakers from the floor.
- After considering any submissions the Committee will debate the matter (if necessary), and arrive at a recommendation (R items which proceed to Full Council) or a resolution (D items for which the Committee has delegated authority).

Delegated Authority (“D” Items):

- Community Services and Programmes.
- Health.
- Liquor Licences.
- Fire Protection Orders.
- Residential Parking Schemes (surveillance and administration).
- Traffic Management (Traffic Committee Recommendations).
- Waverley/Woollahra Process Plant.
- To require such investigations, reports or actions as considered necessary in respect of matters contained within the Business Agendas (and as may be limited by specific Council resolution).
- Confirmation of the Minutes of its Meeting.
- Any other matter falling within the responsibility of the Community and Environment Committee and not restricted by the Local Government Act or required to be a Recommendation to Full Council as listed below.
- Library Services
- Licensing.
- Regulatory.
- Waste Minimisation

Recommendation only to the Full Council (“R” Items):

- Such matters as are specified in Section 377 of the Local Government Act and within the ambit of the Committee considerations.
- Matters which involve broad strategic or policy initiatives within responsibilities of the Committee.
- Matters requiring the expenditure of moneys and in respect of which no Council vote has been made.
- Matters delegated to the Council by the Traffic Authority of NSW.
- Matters not within the specified functions of the Committee, or which are not the subject of a Business Agenda (current or past).
- Matters reserved by individual Councillors, in accordance with any Council policy on "safeguards".
- Parks and Reserve Plans of Management (Strategies, Policies and Objectives)
- Residential Parking Schemes - Provision and Policies

Committee Membership:

7 Councillors

Quorum:

The quorum for a Committee meeting is 4 Councillors.

WOOLLAHRA MUNICIPAL COUNCIL

Notice of Meeting

9 November 2006

To: The Mayor, Councillor Keri Huxley, ex-officio
Councillors Anthony Boskovitz (Chair)
 Tanya Excell (Deputy Chair)
 Claudia Cullen
 Marcus Ehrlich
 Julian Martin
 Andrew Petrie
 Fiona Sinclair King

Dear Councillors

Community & Environment Committee Meeting – 13 November 2006

In accordance with the provisions of the Local Government Act 1993, I request your attendance at a Meeting of the Council's **Community and Environment Committee** to be held in the **Council Chambers, 536 New South Head Road, Double Bay, on Monday 13 November 2006 at 6.00pm.**

Gary James
General Manager

Meeting Agenda

Item	Subject	Pages
1	Leave of Absence and Apologies	
2	Late Correspondence	
3	Declarations of Interest	

Items to be Decided by this Committee using its Delegated Authority

D1	Confirmation of Minutes of Meeting held on 23 October 2006	1
D2	Woollahra Traffic Committee Minutes 7 November 2006	2
D3	Woollahra Bike Plan – Bicycle Working Party Minutes 17 October 2006 – 256.G	14
D4	Library Report for the Quarter July to September 2006 – 48.G	18
D5	Minutes of the Floodplain Risk Management Committee Meeting held Thursday 2 November 2006 – 626.G Committee	28
D6	Review of Dog Controls at Royal Hospital for Women Park, Paddington – 1023.G	50
D7	Parks and Public Space Principal Activity – 1 st Quarter Management Plan Review – 827.G 04-07	59
D8	Environmental and Infrastructure Works Program Principal Activity – 1 st Quarter Management Plan Review – 827.G 04-04	67
D9	Draft Policy and Fees for Commercial Fitness Training Activities on Public Open Space – 172.G	85

Items to be Submitted to the Council for Decision with Recommendations from this Committee

R1	State of the Environment Report – 883.G	116
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Item No: D1 Delegated to Committee
Subject: **Confirmation of Minutes of Meeting held on 23 October 2006**
Author: Les Windle, Manager - Governance
File No: See Council Minutes
Reason for Report: The Minutes of the Meeting of Monday 23 October 2006 were previously circulated. In accordance with the guidelines for Committees' operations it is now necessary that those Minutes be formally taken as read and confirmed.

Recommendation:

That the Minutes of the Community and Environment Committee Meeting of 23 October 2006 be taken as read and confirmed.

Les Windle
Manager - Governance

Item No: D2 Delegated to Committee
Subject: **WOOLLAHRA TRAFFIC COMMITTEE MINUTES**
7 November 2006
Author: Alan Opera – Manager, Public Infrastructure
File No: See Traffic Committee Minutes
Reason for Report: For the Committee to consider the recommendations of the Woollahra Traffic Committee.

Recommendation:

THAT the Recommendations Y1-Y13 contained in the minutes of the Woollahra Traffic Committee on Tuesday 7 November 2006 be adopted.

Alan Opera
Manager – Public Infrastructure

Woollahra Local Traffic Committee Minutes

The meeting of the Woollahra Local Traffic Committee was held in the Council Committee Room, Double Bay, on Tuesday 7 November 2006 at 10.00am.

1. Attendances

Committee Members:

Present: Mr Alan Opera (Chairman) (Woollahra Municipal Council)
Mr Austin Morris (Roads and Traffic Authority)
Ms Robyn Attuell (Clover Moore MP Representative)
Snr Const David Peters (Rose Bay Police - Traffic)

Absent: Mr Scott Farlow (Peter Debnam MP Representative)
Mr Eric Graham (State Transit Authority)

Staff: Mr Frank Rotta (Woollahra Municipal Council)
Ms Armodee Reece (Woollahra Municipal Council)
Mr Nick Tomkins (Relieving Chairman) (Woollahra Municipal Council)

Observers: Nil

Apologies: Mr Warwick Hatton (Woollahra Municipal Council)
Mr Navin Prasad (Roads and Traffic Authority)

Also in Attendance:

Mr John McDonagh (Harbour View Park Residents' Group – Item Y2)
Ms Anna Trgo (Kiosk Owner - Item Y3)
Mr Michael Rolfe (Vaucluse Progress Association - Item Y3)

2. Minutes of Previous Meeting

The minutes of Meeting No.9/06 held in Council Chambers, Double Bay, on Tuesday 3 October 2006 were confirmed by Ms Robyn Attuell and Mr Austin Morris.

3. Matters Arising from Minutes of Previous Meetings

Nil

4. Local Traffic Committee recommendations not adopted or amended by Woollahra Council Community & Environment Committee

Nil

5. Extraordinary Meetings

Nil

6. Late Correspondence

Item Y3 – Letter from Vaucluse Progress Association in relation to Cliff Street, Watsons Bay

Item Y13 – No.101 Birriga Road, Bellevue Hill – Works Zone

7. Traffic Matters on Local Roads – Recommendation to C&E for Consideration

Item No: Y1 Traffic Matters on Local Roads – Recommendation to C&E for Consideration

SUBJECT: **PARKING RESTRICTIONS CHANGES**

Author: Frank Rotta – Traffic Engineer

File No: (Refer to Table 1)

Reason for Report: Various parking restriction changes throughout the Woollahra Council area.

Item Y1-1: Petrarch Avenue, Vaucluse – Parking Restrictions

Recommendation:

1. That the No Stopping zone in Petrarch Avenue west of New South Head Road be reduced by 1.7 metres to 11.7 metres in length.
2. That the 5 Minute Parking zone west of the above No Stopping be increased in length to 11 metres.

Item Y1-2: Goodhope Street, Paddington – Parking Restrictions

Recommendation:

1. That the “½P 7.30am-6.00pm Mon-Fri, 7.30am-12.30pm Sat (Arrow Right); 2HR Parking 8.00am-11.00pm Mon-Sat ARVE Area PGTN3 (Arrow Left)” currently located on ELP SY08940, 10m north of the common boundary in Goodhope Street between Nos.230 and 232 Glenmore Road be altered to “½P 7.30am-6.00pm Mon-Fri, 7.30am-12.30pm Sat (Arrow Right)” and relocated 1.7 metres in a northerly direction.
2. That the “2HR Parking 8.00am-11.00pm Mon-Sat ARVE Area PGTN3 (Arrow Left); ½ P 7.30am-6.00pm Mon-Fri, 7.30am-12.30pm Sat (Arrow Right)” currently located 19 metres north of the common boundary in Goodhope Street between Nos.230 & 232 Glenmore Road be altered to “2HR Parking 8.00am-11.00pm Mon-Sat ARVE Area PGTN3 (Arrow Left)” and relocated 2 metres in a southerly direction (towards Fiveways).

Item Y1-3: Yarranabbe Road, Darling Point –Parking Restrictions

Recommendation:

1. That the existing “No Parking” (Arrow Left) located on the southern side of Yarranabbe Road 35.5 metres west of the western kerb line in Darling Point Road be moved 4 metres in a westerly direction to cover the main pedestrian entrance of 2/76 Darling Point Road, Darling Point.

Item Y1-4: Boundary Street, Paddington – Additional Signposting

Recommendation:

1. That a “No Left Turn” sign (facing east) be installed on ELP No.SY13478 located on the southern side of Boundary Street, 14 metres east of the western boundary of Barcom Avenue, Paddington.

Item No: Y2 Traffic Matters on Local Roads – Recommendation to C&E for Consideration

Subject: **BATHURST STREET/ FLETCHER STREET INTERSECTION, WOOLLAHRA – TRAFFIC CALMING/LINE-MARKING**

Author: Frank Rotta – Traffic Engineer

File No: 474.

Reason for Report: Consideration of traffic calming using Painted Islands in Bathurst Street at its intersection with Fletcher Street , Woollahra.

Note: Mr John McDonagh of the Harbour View Residents Group addressed the committee in relation to this item.

Recommendation:

- A. That the amended Concept Sketch showing painted medians, painted kerb blister and raised pavement markers, altered to maintain vehicular access to No.16 Bathurst Street, be adopted.

Item No: Y3 Traffic Matters on Local Roads – Recommendation to C&E for Consideration.

Subject: **CLIFF STREET, WATSONS BAY – PARKING RESTRICTIONS**

Author: Frank Rotta – Traffic Engineer, Traffic & Transport

File No: T102

Reason for Report: Follow-up report from WTC September, 2006 – Item Y1-2

Note: Ms Anna Trgo and Mr Michael Rolfe addressed the Committee in relation to this item.

Recommendation:

- A. That No Stopping restrictions be introduced on both sides of Cliff Street from its closure at Camp Cove in a southern direction to Victoria Street, Watsons Bay.

- B. That the kiosk operator be given a key to the Council / Emergency access to Camp Cove for the use of delivery vehicles only.
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Item No: Y4 Traffic Matters on Local Roads – Recommendation to C&E for Consideration

Subject: **GLENMORE ROAD, PADDINGTON – TEMPORARY CLOSURE FOR 2007 MARDI GRAS**

Author: Frank Rotta – Traffic Engineer

File No: T191

Reason for Report: Request from the Parade Working Group - New Mardi Gras for temporary part closure of Glenmore Road Paddington.

Recommendation:

- A. That Council advise the Parade Working Group - New Mardi Gras that it raises no objection to Glenmore Road, Paddington being made one-way northbound from Oxford Street to Campbell Avenue between 5.00pm on Saturday 3rd March 2007 and 3.00am on Sunday 4th March 2007, subject to the organisers:
- i) Obtaining approval from the RTA and,
 - ii) Providing satisfactory traffic arrangements and signposting at no cost to Council, and,
 - iii) Notifying the changes by letter drop to all residents/owners of premises in Glenmore Road, between Oxford Street and Campbell Avenue, and,
 - iv) Placing a notice in the Wentworth Courier at least 7 days prior to the event.
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Item No: Y5 Traffic Matters on Local Roads – Recommendation to C&E for Consideration.

Subject: **BOXING DAY, NEW YEARS EVE AND AUSTRALIA DAY – TEMPORARY TRAFFIC RESTRICTIONS**

Author: Frank Rotta – Traffic Engineer

File No: 680.G 2005 Pt6

Reason for Report: Boxing Day, New Years Eve and Australia Day events

Recommendation:

- A. That the following measures be implemented for Boxing Day 26 December 2006, New Years Eve 31 December 2006 and Australia Day 26 January 2007:
- i. Converting Vacluse Road to one-way northbound. This will require traffic to exit the area around Nielsen Park either via Wentworth Road or Fitzwilliam Road onto Hopetoun Avenue and then New South Head Road.
 - ii. Converting Greycliffe Avenue and Coolong Road to a one-way system around Nielsen Park. This will involve vehicles travelling from Vacluse Road into Greycliffe Avenue and exiting Coolong Road back into Wentworth Road.
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- iii. Install a “No Stopping” zone along the eastern side of New South Head Road, opposite Hopetoun Avenue, for a length of 50 metres. A letter is to be written to the Traffic Management Centre (TMC) to install the signs.
- B. That the NSW Police Service and Council's Regulatory Services liaise regarding the placement of officers for monitoring illegal parking, including the patrol of illegal parking in Darling Point, Point Piper and the Watsons Bay bus turning circle.
- C. That the Police Department be requested to restrict vehicular access to the Watsons Bay peninsula from 10.00am on each of the days specified in A. above
- D. That Council's regulatory staff arrange for the installation of signs.
- E. That the Traffic Management Centre be informed of the above measures.
- F. That the Police continue to manage the road closures during special events, as in previous years.
- G. That Council liaise with the SES on Boxing Day in relation to parking issues.

Item No: Y6 Traffic Matters on Local Roads – Recommendation to C&E for Consideration.

Subject: **No.8 STAFFORD STREET, DOUBLE BAY - WORKS ZONE**

Author: Frank Rotta – Traffic Engineer

File No: 407.G Pt7

Reason for Report: Request for a Works Zone

Recommendation:

- A. That approval be granted for a Works Zone to be temporarily installed for No.8 Stafford Street, Double Bay. The length of the proposed Works Zone is 8 metres, and it is to be located on the northern side of Stafford Street from 21.1 metres east of the western kerb line of Beach Street for a distance of 8 metres in an easterly direction and is subject to the following conditions:
 - i. Any directive provided by the NSW Police Department is to be complied with.
 - ii. The Works Zone is to operate between the hours of 7.00am-4.00pm Mon-Fri and 7.00am-1.00pm Sat for a period of 8 weeks from 20 November, 2006 to 14 January, 2007.
 - iii. Suitable traffic control measures are to be put in place to manage truck movements to and from the construction site.
 - iv. Existing parking restrictions are to be maintained outside of the Works Zone hours of operation.
 - v. The applicant must ensure that the traffic lanes, footpaths and driveways, adjacent to the Works Zone, remain free of obstruction at all times during the construction.
 - vi. The applicant must inform Council's Traffic Engineer when the project is completed and the Works Zone can be removed.

- vii. This Works Zone is in an area zoned as Residential 2(b). The fee payable shall be in accordance with Council's adopted fees and charges applying to the period for which the approval is given, and must be paid prior to the Works Zone being installed. Should the Works Zone be required for a shorter period, application may be made for a pro-rata refund.
 - viii. Failure to comply with any of these conditions may result in the cancellation of the Works Zone at Council's discretion.
 - ix. Should the Works Zone be required for a period longer than the approved period, permission from the Director of Technical Services is required to extend the Works Zone.
 - x. Should the Works Zone be required for additional hours of operation on any particular day, any amendment will require the approval of the Woollahra Traffic Committee.
- B. That the applicant notifies all adjacent residents by a letterbox drop of the conditions of the Works Zone.

Item No: Y7 Traffic Matters on Local Roads – Recommendation to C&E for Consideration.

Subject: **No.4 WISTON GARDENS, DOUBLE BAY - WORKS ZONE.**

Author: Frank Rotta – Traffic Engineer

File No: 407.G Pt7

Reason for Report: Request for a Works Zone

Recommendation:

- A. That approval be granted for a Works Zone to be temporarily installed for No.4 Wiston Gardens, Double Bay. The length of the proposed Works Zone is 10 metres, and it is to be located on the north-western side of Wiston Gardens from 0.7 metres north-east of the of the prolongation of the common boundary between Nos.4 & 5 Wiston Gardens (including the driveway to No.4 Wiston Gardens) for a distance of 10 metres in a north-easterly direction and is subject to the following conditions:
- i. Any directive provided by the NSW Police Department is to be complied with.
 - ii. The Works Zone is to operate between the hours of 7.00am-4.00pm Mon-Fri and 7.00am-1.00pm Sat for a period of 52 weeks from 6 November, 2006 to 6 November, 2007.
 - iii. Suitable traffic control measures are to be put in place to manage truck movements to and from the construction site.
 - iv. Existing parking restrictions are to be maintained outside of the Works Zone hours of operation.
 - v. The applicant must ensure that the traffic lanes, footpaths and driveways, adjacent to the Works Zone, remain free of obstruction at all times during the construction.
 - vi. The applicant must inform Council's Traffic Engineer when the project is completed and the Works Zone can be removed.

- vii. This Works Zone is in an area zoned as Residential 2(b). The fee payable shall be in accordance with Council's adopted fees and charges applying to the period for which the approval is given, and must be paid prior to the Works Zone being installed. Should the Works Zone be required for a shorter period, application may be made for a pro-rata refund.
 - viii. Failure to comply with any of these conditions may result in the cancellation of the Works Zone at Council's discretion.
 - ix. Should the Works Zone be required for a period longer than the approved period, permission from the Director of Technical Services is required to extend the Works Zone.
 - x. Should the Works Zone be required for additional hours of operation on any particular day, any amendment will require the approval of the Woollahra Traffic Committee.
- B. That the applicant notifies all adjacent residents by a letterbox drop of the conditions of the Works Zone.
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Item No: Y8 Traffic Matters on Local Roads – Recommendation to C&E for Consideration.

Subject: **No. 42-45 VICTORIA ROAD, BELLEVUE HILL (ASTON GARDENS) - WORKS ZONE**

Author: Frank Rotta – Traffic Engineer

File No: 407.G Pt7

Reason for Report: Request for a Works Zone

Recommendation:

- A. That approval be granted for a Works Zone to be temporarily installed for Scots College at No.42-45 Victoria Road, Bellevue Hill. The length of the proposed Works Zone is 23.5 metres, and it is to be located on the southern side of Aston Gardens between the 2 driveways to the Scots College site on the Aston Gardens frontage and is subject to:
- i. Any directive provided by the NSW Police Department is to be complied with.
 - ii. The Works Zone is to operate between the hours of 7.00am-3.00pm Mon-Fri and 7.00am-12.30pm Sat for a period of 52 weeks from 4 December, 2006 to 4 December, 2007.
 - iii. Suitable traffic control measures are to be put in place to manage truck movements to and from the construction site.
 - iv. Existing parking restrictions are to be maintained outside of the Works Zone hours of operation.
 - v. The applicant must ensure that the traffic lanes, footpaths and driveways, adjacent to the Works Zone, remain free of obstruction at all times during the construction.
 - vi. The applicant must inform Council's Traffic Engineer when the project is completed and the Works Zone can be removed.

- vii. This Works Zone is in an area zoned as Special Uses, Existing (Schools, Churches). The fee payable shall be in accordance with Council's adopted fees and charges applying to the period for which the approval is given, and must be paid prior to the Works Zone being installed. Should the Works Zone be required for a shorter period, application may be made for a pro-rata refund.
 - viii. Failure to comply with any of these conditions may result in the cancellation of the Works Zone at Council's discretion.
 - ix. Should the Works Zone be required for a period longer than the approved period, permission from the Director of Technical Services is required to extend the Works Zone.
 - x. Should the Works Zone be required for additional hours of operation on any particular day, any amendment will require the approval of the Woollahra Traffic Committee.
- B. That the applicant notifies all adjacent residents by a letterbox drop of the conditions of the Works Zone.
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Item No: Y9 Traffic Matters on Local Roads – Recommendation to C&E for Consideration.

Subject: **No. 112 WOLSELEY ROAD, POINT PIPER - WORKS ZONE**

Author: Frank Rotta – Traffic Engineer

File No: 407.G Pt7

Reason for Report: Request for a Works Zone

Recommendation:

- A. That approval be granted for a Works Zone to be temporarily installed at No.112 Wolseley Road, Point Piper. The length of the proposed Works Zone is 21 metres, and it is to be located on the north-western side of Wolseley Road between the driveway servicing No.110-112 Wolseley Road, across the frontage of No.114 Wolseley Road to the driveway servicing this property and is subject to:
- i. Any directive provided by the NSW Police Department is to be complied with.
 - ii. The Works Zone is to operate between the hours of 7.00am-4.00pm Mon-Fri and 7.00am-1.00pm Sat for a period of 26 weeks from 4 December, 2006 to 4 June, 2007.
 - iii. Suitable traffic control measures are to be put in place to manage truck movements to and from the construction site.
 - iv. Existing parking restrictions are to be maintained outside of the Works Zone hours of operation.
 - v. The applicant must ensure that the traffic lanes, footpaths and driveways, adjacent to the Works Zone, remain free of obstruction at all times during the construction.
 - vi. The applicant must inform Council's Traffic Engineer when the project is completed and the Works Zone can be removed.
 - vii. This Works Zone is in an area zoned as Residential 2(a). The fee payable shall be in accordance with Council's adopted fees and charges applying to the period for which the
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approval is given, and must be paid prior to the Works Zone being installed. Should the Works Zone be required for a shorter period, application may be made for a pro-rata refund.

- viii. Failure to comply with any of these conditions may result in the cancellation of the Works Zone at Council's discretion.
 - ix. Should the Works Zone be required for a period longer than the approved period, permission from the Director of Technical Services is required to extend the Works Zone.
 - x. Should the Works Zone be required for additional hours of operation on any particular day, any amendment will require the approval of the Woollahra Traffic Committee.
- B. That applicant providing a Construction Management Plan indicating how it is proposed to provide vehicular access to Nos 108 and 110 Wolseley Road during concrete pours and detailing that there will be no parking across the driveway at other times, and that this plan must be submitted to Council officers for approval prior to the installation of this Works Zone.
- C. That the applicant notifies all adjacent residents by a letterbox drop of the conditions of the Works Zone and that the residents of Nos.108 & 110 be given an approved copy of the Construction Management Plan.
- D. That the length of the Works Zone will be reviewed after the initial 26 week approval with a view to reducing the length of the Works Zone. Should it be determined that the length of the Works Zone can be reduced, the matter will be referred to the Woollahra Traffic Committee for re-evaluation.

Item No: Y10 Traffic Matters on Local Roads – Recommendation to C&E for Consideration.

Subject: **ROSE BAY STREET FAIR**

Author: Frank Rotta – Traffic Engineer

File No: 556.G Pt2

Reason for Report: To seek approval to proceed with the Rose Bay Street Fair on 12 November, 2006.

Recommendation:

- A. That the Woollahra Traffic Committee be advised that an Activity Approval for the holding of the Rose Bay Street Fair on Sunday 12 November 2006, has been approved by Council Officers subject to the following traffic related conditions:
- i) The applicant shall comply with all directives of the NSW Police Department.
 - ii) The applicant shall comply with any directives issued by Council's Regulatory Services Section.
 - iii) The applicant shall be responsible for fully informing all affected businesses and neighbouring residents of the Fair and its implications.

- iv) The applicant shall ensure that all tables and furniture to be used on the footpaths are to be erected and subsequently removed in a manner which preserves the safety of the public and that a clear 2 metre walkway is available at all times for pedestrians.

Item No: Y11 Traffic Matters on Local Roads – Recommendation to C&E for Consideration.

Subject: **BROWN STREET NORTH OF GLENMORE ROAD, PADDINGTON – PEDESTRIAN CROSSING**

Author: Frank Rotta – Traffic Engineer, Traffic & Transport

File No: T102

Reason for Report: Follow-up report from Paddington Traffic Working Party September, 2006 – PAMPS Item

Recommendation:

- A. That the Stage 1 plan for the reconstruction of the north-western corner of Brown Street and Glenmore Road to accommodate the provision of a pedestrian crossing across Brown Street north of Glenmore Road be approved.
- B. That Council officers investigate the funding options to progress the construction of both of these crossings (across Brown Street north of Glenmore Road and across Glenmore Road west of Brown Street) in the current financial year.
- C. That Council investigate the possibility of moving the Brown Street pedestrian crossing closer to Glenmore Road.
- D. That Council officers investigate Stage 2 works at this location which include the removal of the existing bus roadway, the removal of the roundabout and the relocation of the bus zone into McDonald Street, Paddington.

Item No: Y12 Traffic Matters on Local Roads – Recommendation to C&E for Consideration.

Subject: **PADDINGTON FIVE WAYS - STREETScape PROJECT**

Author: Alan Opera - Manager Public Infrastructure

File No: 191.Project

Reason for Report: Approval of the streetscape design for the Paddington Five Ways. Report requested by Council following public exhibition.

Recommendation:

- A. That Concept O for the Five Ways be approved.

LATE ITEM

Item No: Y13 Traffic Matters on Local Roads – Recommendation to C&E for Consideration.
Subject: **No.101 BIRRIGA ROAD, BELLEVUE HILL - WORKS ZONE.**
Author: Frank Rotta – Traffic Engineer
File No: 407.G Pt7
Reason for Report: Request for a Works Zone

Recommendation:

- A. That approval be granted for a Works Zone to be temporarily installed for No.101 Birriga Road, Bellevue Hill. The length of the proposed Works Zone is 8 metres, and it is to be located on the southern side of Birriga Road from the prolongation of the common boundary between Nos.99 &101 Birriga Road (including the driveway to No.101 Birriga Road) for a distance of 8 metres in an easterly direction and is subject to the following conditions:
- i. Any directive provided by the NSW Police Department is to be complied with.
 - ii. The Works Zone is to operate between the hours of 7.00am-4.00pm Mon-Fri and 7.00am-1.00pm Sat for a period of 43 weeks from 1 December, 2006 to 30 September, 2007.
 - iii. Suitable traffic control measures are to be put in place to manage truck movements to and from the construction site.
 - iv. Existing parking restrictions are to be maintained outside of the Works Zone hours of operation.
 - v. The applicant must ensure that the traffic lanes, footpaths and driveways, adjacent to the Works Zone, remain free of obstruction at all times during the construction.
 - vi. The applicant must inform Council's Traffic Engineer when the project is completed and the Works Zone can be removed.
 - vii. This Works Zone is in an area zoned as Residential 2(b). The fee payable shall be in accordance with Council's adopted fees and charges applying to the period for which the approval is given, and must be paid prior to the Works Zone being installed. Should the Works Zone be required for a shorter period, application may be made for a pro-rata refund.
 - viii. Failure to comply with any of these conditions may result in the cancellation of the Works Zone at Council's discretion.
 - ix. Should the Works Zone be required for a period longer than the approved period, permission from the Director of Technical Services is required to extend the Works Zone.
 - x. Should the Works Zone be required for additional hours of operation on any particular day, any amendment will require the approval of the Woollahra Traffic Committee.

- B. That the applicant notifies all adjacent residents by a letterbox drop of the conditions of the Works Zone.
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There being no further business, the meeting concluded at 11.55am.

Alan Opera
Chair

Item No: D3 Delegated to Committee
Subject: **WOOLLAHRA BIKE PLAN - BICYCLE WORKING PARTY
MINUTES
17 OCTOBER 2006**
Author: Warwick Hatton – Director, Technical Services
File No: 256.G Working Party
Reason for Report: For the Committee to consider the recommendations of the Bicycle Working Party.

Recommendation:

THAT the Recommendations contained in the minutes of the Woollahra Bike Plan – Bicycle Working Party meeting held on Tuesday 17 October 2006, be adopted.

Warwick Hatton
Director – Technical Services

Woollahra Bike Plan – Bicycle Working Party Minutes

17 October 2006

The Woollahra Bike Plan – Working Party meeting was held in the Committee Room, Council Chambers, Double Bay on Tuesday 17 October 2006, at 10.00am.

1. Attendances

Committee Members:

Present:	Mr Warwick Hatton (Chairman)	(Woollahra Municipal Council)
	Ms Lorna Oliver	(Woollahra Municipal Council)
	Mrs Hylde Rolfe	(Vaucluse Progress Association)
	Mr Adrian Boss	(BIKEast)
	Mr John O’Neill	(Bicycle NSW)
	Mr Graeme McBarron	(Waverley Municipal Council)
	Mr Alan Opera	(Woollahra Municipal Council)
Apologies:	Cr D Shoebridge	(Woollahra Municipal Council)
	Cr C Dawson	(Woollahra Municipal Council)

2. Confirmation of Minutes of Meeting held on 18 July 2006

The Minutes of the Bicycle Working Party meeting held on 18 July 2006 were confirmed by Hylde Rolfe of the Vaucluse Progress Association and Adrian Boss of BIKEast.

3. Matters Arising from Minutes of Previous Meeting

Nil

4. Matters for consideration by the Working Party

ITEM NO: 4.1 Matters for Consideration by the Working Party –
Recommendation to C&E for Consideration.
SUBJECT: **BIRRIGA/O’SULLIVAN/
Old South Head/Blair (Southern Cross) intersection**
Author: Lorna Oliver – Traffic & Transport Planner
File No: 256.G
Reason for Report: Action in Implementation Program

Recommendation:

That, after amendments have been made to Drawing 14927/C01 on the Waverley side of the intersection, the following amendments be made to the Woollahra side:

- a. Delete storage boxes in Birriga Road and O’Sullivan Road
- b. O’Sullivan Road east bound bicycle route to be established on the footpath subject to survey work confirming the ability to provide safe pedestrian and bicycle facilities at this location

Note: Mrs Hylda Rolfe expressed a strong preference for separate bike and pedestrian paths at this location.

ITEM NO: 4.2 Matters for Consideration by the Working Party –
Recommendation to C&E for Consideration.
SUBJECT: **route 1 signage**
Author: Lorna Oliver - Traffic & Transport Planner
File No: 256.G
Reason for Report: To consider proposed signage for Route 1

Recommendation:

- A. That the standard signage be altered to include a square end, a 6mm border following the arrow and single line text
- B. That inbound signage for Route 1 indicate Paddington/City.
- C. That outbound signage for Route 1 indicate Bondi Jctn/Beach.
- D. That pavement markings be investigated as an alternative to signage for sign numbers 11, 12, 19 & 20.
- E. That the signage proposed for Route 1, as modified above, be approved for installation.

ITEM NO: 4.3 Matters for Consideration by the Working Party –
Recommendation to C&E for Consideration.

SUBJECT: **council procedures for rta grant applications**

Author: Lorna Oliver - Traffic & Transport Planner

File No: 256.G

Reason for Report: Unsuccessful grant applications for 2006/2007

Recommendation:

A. That the information be noted

4. Next Meeting

The scheduled meetings for 2007 were confirmed as follows:

- Tuesday 20th February 2007 at 3pm
- Tuesday 21st August 2007 at 3pm

Meeting concluded at 12:00pm

Warwick Hatton
Chair

Item No: D4 Delegated to Committee
Subject: **LIBRARY REPORT FOR THE QUARTER, JULY TO SEPTEMBER 2006**
Author: Vicki Munro Manager, Library and Information Services
File No: 48.G
Reason for Report: To review the library operation for the quarter, 1 July to 30 September 2006.

Recommendation:

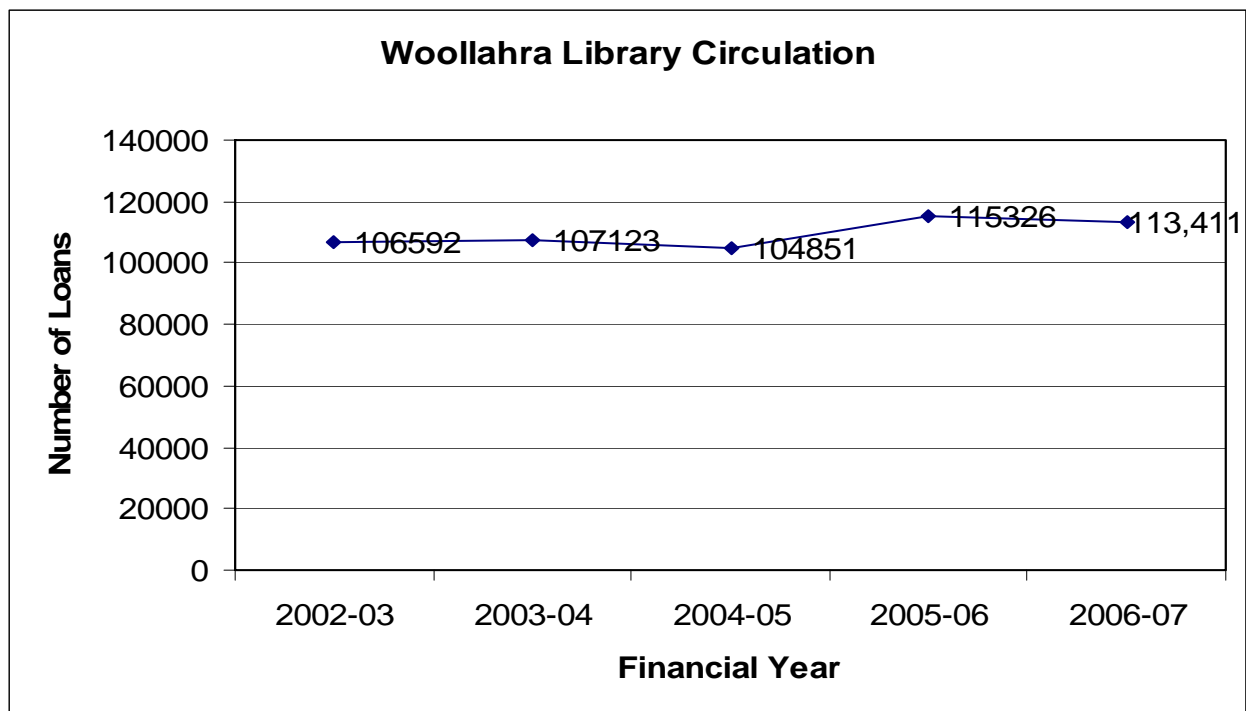
1. That the report of the library service for the quarter 1 July to 30 September 2006 be received and noted.

This report reviews activities and projects for the quarter July to September 2006 with attached statistics compared with the same quarter for the previous year, 2005.

1. Circulation Statistics from July to September 2006

1A. Overall Circulation:

A five year trend line of circulation for the whole service for this quarter is listed below.



A summary of the information from the graph is:

- The circulation for the first quarter, 1 July to 30 September 2006 has shown a small decrease of 1.7% on the same period in 2005.
- The general trend has been for a decrease in the circulation of adult books and periodicals, however this has been offset by an increase in the usage of the children's material and audiovisual stock.

- The decrease in adult book circulation is mostly in the adult non-fiction collection. This shift in usage is due to the increasing use of online databases and the internet as an information resource for the community.

1B. Circulation by Branch

In examining the circulation statistics at each Library Service point and comparing the same quarters in 2006 with 2005, it shows a small decrease in library circulation.

- Double Bay Central: 1.6% (83,440 for 2006 compared with 84,792 in 2005)
- Paddington Branch: 2 % (25,036 for 2006 compared with in 25,557 in 2005)
- Watsons Bay Branch: 0.84% (4,935 for 2006 compared with in 4,977 in 2005)

As stated earlier in the report, the small decrease at each Library service point, as for the whole Library and Information Service, is mostly in the adult books and periodical collections.

In the borrower profile for the quarter, there has been a decrease of 6.3% of active members (members who have borrowed over the last three year period). The exception to this trend, has been the Junior members of the Paddington Branch. The Paddington Library has actively promoted its Childrens collection and storytelling activities to the local preschools ad preschools / kindergartens.

The Library has a total of 20,849 active members. There were 869 new members who registered during the quarter.

2. Services Other Than Circulation

2A. Reference and Information Services

The Reference enquiries statistics cover three distinct areas, namely:

- General reference enquiries which represents requests for Library based information, face to face enquiries and telephone and email at both Double Bay Central and Paddington Libraries.
- Local History enquiries which have been received either in person, telephone and email at the Local History Centre and at the Double Bay Central and Paddington Libraries;
- Community Information enquiries consisting of requests for information on community facilities, services and activities received either in person, by telephone or email at Double Bay Central and Paddington Libraries and the Local History Centre.

The total number of Reference enquiries has increased by 6.3% this quarter (7344 in comparison to 6910 in 2005). Of particular note, has been the increase in the general reference enquiries and the Local History enquiries which show a 15.9 % increase and 12.9 % increase respectively.

The Reference enquiries statistics are in keeping with the Public Libraries Evaluation Group measures (PLEG), established by the State Library of NSW. The information request completion rate of 76.28%, as determined by PLEG is higher than the same time last year, which was 71.01%.

The decrease in Inter Library Loans evident in previous quarters has changed with a significant increase this quarter. The increase of 99.5% in the number of requests received from other libraries is due to the move, effective July 2006, from the now defunct Ilanet ILL system to Libraries Australia Document Delivery. The Woollahra Library and Information Service is now much more accessible to other libraries including University and Special Libraries.

Electronic Information Service:

The number of searches of on-line databases have decreased this quarter from that of 2005, however the number of logins has remained consistent. Logins in the library decreased slightly from 693 to 620, however logins at home increased from 165 to 229. The number of total searches from these logins dropped from 2548 to 1469. This is due to a number of factors including technical problems accessing Britannica encyclopaedia within the library for several months this year; problems accessing most databases within the library during the installation of the Netforce computers; and could also be due to the fact that people are more familiar with the databases and are finding information easily and therefore less searches are required to find what they want.

The most popular databases for remote access are:

- Britannica Encyclopaedia;
- Health and Wellness Resource Centre;
- APAFT (Australian Public Affairs Full Text); and
- Literature Resource Centre.

Local History Centre

The following table summarises enquiries at the Centre by broad category:

Enquiry type	Number
Council/consultants	43
Property	251
Local History	201
Family History	52
Assistance with equipment	54
Directional	32
Other	45
Commissioned property histories	7
Total at Centre	685
Double Bay enquiries	15
Paddington	9
Total Enquiry	709

Significant donations to the Centre this quarter included:

- The archives of the Rose Bay Bowling Club were donated by Lorraine McLauchlin, a past member and custodian of the archives. The archive includes photographs, documents, certificates, etc (MS75).
- Information and a published article in the magazine *Kino* on the Double Bay Theatre were donated by the author William Gray. The Local History Centre had provided information from the collection for this article including original plans, other building application information and general information on the site. The newly donated material will be indexed and added to the Local History Research files.
- Photographs and other material on Loch Maree School, Coolong Road Vacluse dating from the 1940s-50s, were donated by two Old Girls of the school. The items included a copy of an etching of the school, school pocket, certificate and photos of school children in 1948 (MS74).

- Two aerial photographs of Darling Point in the 1970s were donated from the Waverley Library Local Studies collection.
- Photographs of Katherine Donkin (*nee* Busby) who lived at *Redleaf* during the 1880s, as well as a transcript and copies of her diary were donated by a descendant, Paddy Donkin.

Staff of the Local History Centre are currently working on two major projects:

- Minutes Indexing Project:

The indexing of the Woollahra Council Minutes, funded by a State Library of NSW grant, commenced in August 2006 with staff devoting 14 hours a week to the project. To date, two years (1860–1862) of indexing has been completed.

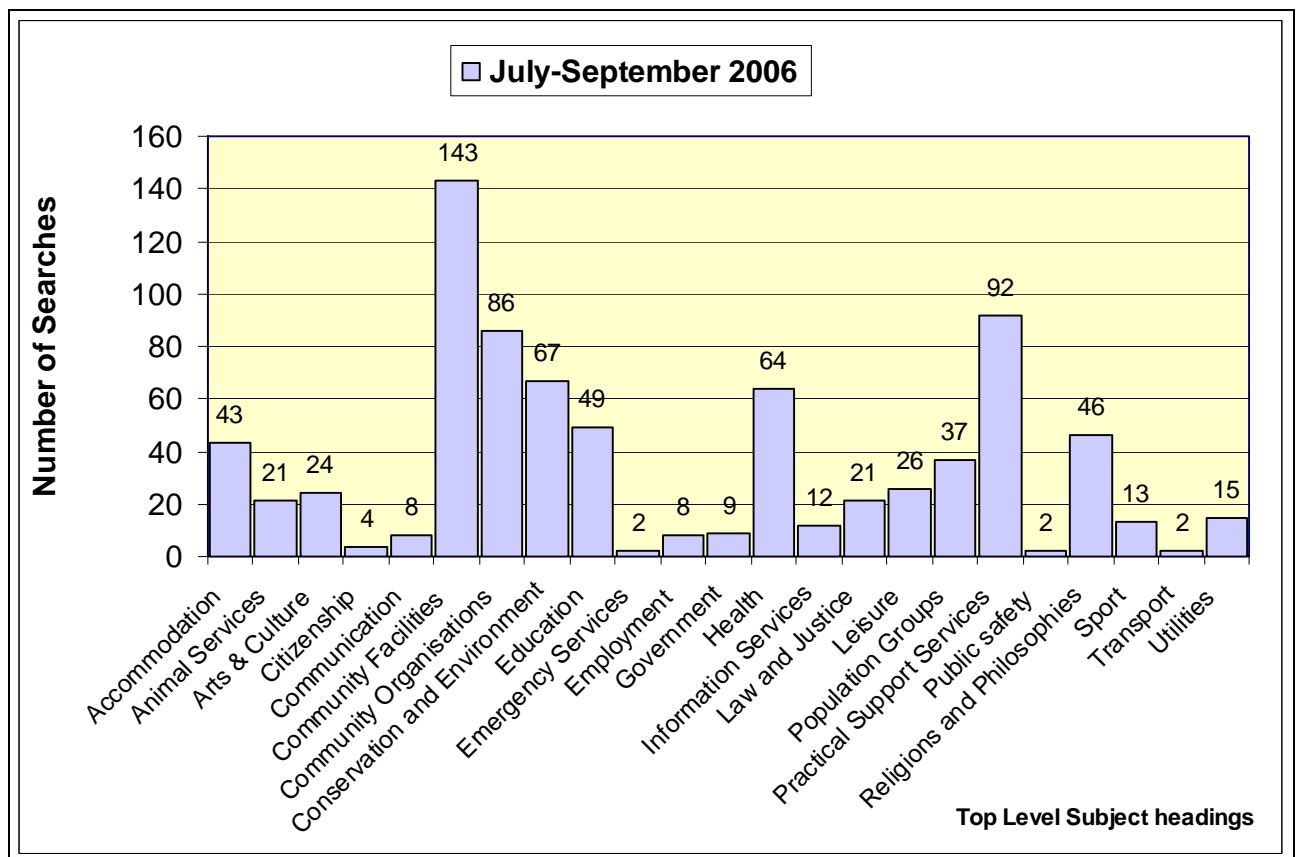
- Women in Woollahra Project:

As resolved by Council on 11 September 2006, staff have commenced researching the lives of Dutchie Backhouse and Belle Miller to provide a biographical history on Council's website and to undertake oral histories on both women. A request for a budget adjustment of \$2000 has been submitted at the quarterly budget review.

Community Information

A total of 794 searches were made on the LINCS community Information database. This represents an increase of 23.1% over the same period in 2005 (645 searches).

July	August	September	Total
132	363	299	794



The most popular searches were Community Facilities (143), Practical Support Services (92) and Community Organisations (86).

The *Whats On* calendar is produced each month by the Community Information Librarian. This is posted to a mailing list and is available on the website.

A significant activity in the quarter was attendance at the Community Services mini-expo at Bondi Junction Mall on 6 September 2006. It provided the opportunity for the Community Information Librarian to meet officers of the different services / agencies in the area.

2B. Cultural Events

Writers & Readers series

Thursday 6 July – Award winning biographer, Helen O'Neill discussed her book on *Florence Broadhurst : her Secret and Extraordinary Lives*. Attendance: 48.

Thursday 17 August – Journalist Christopher Kremmer spoke about his book *Inhaling the Mahatma* about his time as a foreign correspondent in India. Attendance: 97.

Thursday 7 September – Sydney Morning Herald Young Australian Novelist of the Year 2002, Tegan Bennett Daylight discussed her new novel "Safety". Attendance: 18.

Total audience of 163.

Dead Poets Day

Also held during the quarter as part of 2006 National Poetry Week was the inaugural Dead Poets Day held on 7 September 2006, from 12 noon to 2 pm. Unfortunately due to poor weather conditions, the event was held in the Council's Committee rooms rather than the Blackburn Gardens, with 11 readers and approximately 20 people in attendance.

2006 Woollahra Council Youth Photographic Award

The 13th Woollahra Council Youth Photographic Award, which is jointly sponsored by Woollahra Council, the Waverley Woollahra Arts Centre and more recently supported by Zonta Club Sydney East, attracted 111 entries in the photography categories and 27 entries in the new short film section.

The prize presentation evening and short film screening took place on Wednesday 13 September 2006 at the Council and was well attended by local high school students who had entered work, their parents and teachers. The photographs and DVDs of the short films remained on display in the Customer Services area of Council for a week and then moved to Paddington Library for display for a week.

2C. Children's Services

Children's Book Week 18 – 25 August 2006

A highlight in this quarter was Children's Book Week, with the theme *Book Now*. As in past years, the Library and Information Service held a Book to Movie competition for all primary school aged children. Over 887 entries were received, from over 13 local schools.

Double Bay Central Library held 18 school class groups with approximately 450 children attending. Activities included treasure hunts in Blackburn Gardens, reading Book Week books, discussions on topics related to the books, and meeting the library's native stick insects.

At Paddington Library, activities were held over two weeks as local schools had other commitments during Book Week itself. 26 classes comprising 22 primary classes and four preschool groups visited the Library with an attendance of 572 children.

Story time sessions

The story time programme is a core part of the Library and Information Service's activities.

Storytime Sessions	Number of Sessions	Number of Children
Double Bay Central		
Wednesday Story Time and Craft	11	149
Friday Play Group	5	98
Total	16	247
Paddington Branch		
Storytime (Thursday)	12	125
Toddler Story time (Friday)	13	252
Total	25	377
Holdsworth Street Community Centre		
Pre School Children (Tuesday)	9	80

During NAIDOC week, 5 - 9 July 2006, both Double Bay Central and Paddington libraries held special events to celebrate Aboriginal culture. They were very popular sessions with a total of 54 children attending.

Current projects:

A young adult DVD collection has been developed and the anime, manga, graphic novels and study guides have all been moved to the Young Adult area at Double Bay Central Library with the aim to develop a Young Adults area.

To support the above concept, the Children's and Young Adult area of the Double Bay Central library has extended its opening hours for a twelve month trial period, funded by a State Library of NSW grant. The Junior Library is now be open 6-8pm Monday to Friday, in keeping with the opening hours of the Adult service.

An extensive communication strategy has been actioned to promote the extended hours including posters and bookmarks distributed to local high schools and primary and preparatory schools; media releases to the Wentworth Courier. Detailed statistics are being kept to monitor usage.

3. Conclusion

This quarter has been a busy one for the library with a number of cultural events in both the adult and junior libraries including Writers & Readers events, Dead Poets Day, the Woollahra Council Youth Photographic Award and Children's Book Week as well as the commencement of a number of significant projects from the management plan across all areas of the library.

There has been a slight decrease in circulation, mostly in the adult non-fiction and periodical collections reflecting the increased use of online and internet resources to provide information in some subject areas. Increases in the circulation of children's materials and audiovisual materials, particularly DVDs have balanced this decrease.

An increase in general reference enquiries (15.9%) and local history enquiries (12.9%) this quarter is very positive and demonstrates the continuing community demand for high quality information service provision.



Vicki Munro
Manager – Library and Information Services

Kylie Walshe
Director Community Services

Annexures:

1. Woollahra Library Statistical Information – July to September 2006.

Item No: D5 Delegated to Committee

Subject: **MINUTES OF THE FLOODPLAIN RISK MANAGEMENT COMMITTEE MEETING HELD THURSDAY 2 NOVEMBER 2006**

Author: Myl Senthilvasan - Asset Management Engineer (Drainage)

File No: 626.G Committee

Reason for Report: To report on the outcomes of the Floodplain Risk Management Committee (FPRMC) meeting, held Thursday 2 November 2006, and to seek Council's approval to arrange a public exhibition of the Rushcutters Bay Catchment Flood Study.

Recommendation:

- A. That the minutes of the FPRMC held on 2 November 2006 be noted.
- B. That that Council with assistance from the Department of Natural Resources (DNR) finalise the Consultant brief for the Rose Bay Flood Study and proceed with the quotation process for recommending a consultant to the next FPRMC meeting.
- C. That Sydney Water be contacted for any additional information on past floods, additional flood data, and designs and investigation reports for the purpose of Double Bay and Rushcutters Bay flood studies.
- D. That the Draft Rushcutters Bay Catchment Flood Study be placed on public exhibition for not less than 28 days at Council Chambers at Double Bay as well as at a suitable place in Paddington.
- E. That a further report be prepared addressing any submissions received during the exhibition period.

Background:

The third meeting of the FPRMC was held in the Council Chambers on Thursday 2 November 2006. This report is to provide the Community and Environment Committee and Council with a copy of the minutes of that FPRMC meeting and to seek Council's approval to arrange a public exhibition of Rushcutters Bay Catchment Flood Study. These minutes provide an update on the various issues related to the Floodplain Management Program.

The minutes of the FPRMC have been previously reported to Corporate and Works Committee, however, the FPRMC has requested these minutes be reported to the Community and Environment Committee in order to obtain approval for the proposed public exhibition of the Rushcutters Bay Flood Study before the Christmas – New Year break.

Identification of Income & Expenditure:

Costs associated with the proposed public exhibition will be met by allocations from the 2006-2007 operational budget. Income may be received from the sale of the new documents.

Myl Senthilvasan
Asset Management Engineer - Drainage

Warwick Hatton
Director Technical Services

Annexures:

Minutes of the FPRMC meeting held Thursday 2 November 2006

Item No: D6 Delegated to Committee
Subject: review of dog controls at royal hospital for women park, paddington
Author: Scot Hedge, Parks and Recreation Coordinator
File No: 1023.G
Reason for Report: To recommend the adoption of current dog controls at the Royal Hospital for Women Park, Paddington

Recommendation:

- A. That the current dog controls at Royal Hospital for Women Park be adopted on a permanent basis, being;
- Type C area – dogs permitted on leash at all times, and unleashed between 4.30pm and 8.30am (Monday – Saturday); and
 - Type A area – dogs prohibited between the hours of 10am and 8pm (Sundays only)
- B. That an education program on responsible dog ownership be implemented in adopting the current controls at RHW Park

Background:

The Royal Hospital for Women (RHW) Park Plan of Management (PoM), adopted on 14 March 2005, recommended a six-month trial period whereby dogs would be permitted unleashed between 4.30pm and 8.30am and leashed at all other times in the park. This six month trial period commenced when the park opened and finished in October 2005.

During the trial period Council received over thirty submissions from various members of the community. Community opinion was strongly divided on the issue of dog access in the park with allegations made regarding the behaviour of, and conflict between, various people and animals.

In September 2005, a consultation strategy was implemented to ensure the community was aware of the completion of the trial period and provide the opportunity to comment. The strategy involved:

- an advertisement in the Wentworth Courier;
- direct mail to stakeholders;
- letter box drop of flyer to residents;
- media release to Wentworth Courier;
- message in Mayoral column;
- notification and information on Council's homepage; and
- signage in RHW Park.

The consultation strategy ran from 14 September to 14 October 2005 and 370 submissions were received. The consultation requested feedback on the community's preferred option for dog management, the options being:

- Total prohibition of dogs
- Dogs allowed on a leash at all times
- Dogs off a leash between 4.30pm and 8.30am
- Dogs allowed off a leash at all times
- No firm position on issue.

The vote tally received in submissions, in support of the various options, are summarised in the table below.

Option	Votes
Total Prohibition of dogs	101
Dogs allowed on leash at all times	16
Dogs off a leash between 4.30pm and 8.30am	148
Dogs allowed off a leash at all times	90
I have no firm position on this issue but would like to submit comments	5
Other (eg suggested totally different times)	10
Total	370

Two petitions were also received, one in favour of banning dogs, with 99 signatures, and a petition for maintaining the off-leash period of 4.30pm to 8.30am, with 213 signatures. The numbers indicate that there are significant groups both for and against dogs in the park.

On Monday 31 October 2005, a report on the trial, included in Annexure 1, was provided to the Community and Environment Committee (C&E) detailing the community feedback. It was recommended that the park be declared a Type C dog access area, being dogs on leash at all times except between 4.30pm and 8.30am.

The recommendation was then varied by the C&E Committee to include declaring the park a Type A area, dogs prohibited at all times on Sundays. On Monday 14 November 2005, Council subsequently resolved:

a) That Council, pursuant to Section 13(6) of the Companion Animals Act 1998, resolve to declare Royal Hospital for Women Park a Type C area - dogs permitted on leash at all times and unleashed between 4.30pm and 8.30am (Monday to Saturday) and Type A area- dogs prohibited between the hours of 10am and 8.00pm (Sundays only).

b) That the controls be reviewed in 6 months."

Signage, outlining the above controls, was installed at RHW Park in April 2006. Between Wednesday 5 April and Wednesday 1 November 2006, Rangers undertook 44 patrols of the Park. The patrols were undertaken at random times and on varying days.

Throughout this period, eight warnings were given for dogs being off leash at incorrect times and one fine was issued for a dog not being under effective control. The fine was issued to a person that had previously been warned for the same offence.

General data on warnings given to owners for having unleashed dogs in public places throughout the Woollahra LGA in 2006 are included in the table below.

Animal Control Report to Animal Advisory Committee	Feb-May	June-Aug
Warnings given to owners (unleashed dogs in public places)	32	42
Infringements issued	17	17

The data indicates that similar issues exist regarding dog regulation compliance throughout the Municipality as those occurring in RHW Park. To address this issue, we currently undertake education programs and ranger patrols with the aim of encouraging responsible dog ownership and compliance with dog regulations.

It is understood that there are strong opposing views by sections of the community on how dogs should be managed in the RHW Park, as illustrated last year when Council considered and introduced the current dog controls in the park. Since installation of the signage in the Park, we have not received any comments, complaints or feedback in relation to dog management.

No further community feedback has been sought as part of this review of the current dog controls. It is anticipated that the community views and issues would primarily remain the same as identified in the original report to the C&E Committee on 31 October 2005, attached in Annexure 1.

Conclusion:

We believe the current park dog controls strikes a balance between the competing community views and is reflected in the absence of any park user or adjoining resident complaint received during the trial period. It is, therefore, recommended that the existing controls remain in place.

The current signage installed for the purposes of the dog controls trial is of a temporary nature pending the outcome of the trial period. New signage, consistent with other parks in Woollahra, will need to be installed, which includes a responsible dog ownership component. An example of signage at Rushcutters Bay Park is provided in Annexure 2.

It is also recommended that a specific education program on responsible dog ownership be implemented in adopting the current controls at RHW Park, including the following:

- new signage including a responsible dog ownership component;
- an article in the Mayoral column;
- information specific to RHW Park on Animal Website Page; and
- the distribution of leaflets on responsible dog ownership at RHW Park and surrounding areas.

Scot Hedge
Parks and Recreation Coordinator

Warwick Hatton
Director Technical Services

ANNEXURES:

1. Report to Community and Environment Committee on Monday 31 October 2005
2. Dog Regulation Signage at Rushcutters Bay Park

Item No: D7 Delegated to Committee
Subject: **Parks & Public Space PRINCIPAL ACTIVITY -
1st Quarter MANAGEMENT PLAN REVIEW**
Author: Warwick Hatton - Director Technical Services
File No: 827.G 04-07
Reason for Report: To review the status of works, services and projects and Notices of Motion for the Management Plan principal activity of Parks and Public Space for the 3 months ending 30 September 2006. .

Recommendation:

- A. That the status of projects for the Parks and Public Space principal activity be noted.
- B. That the variations to projects be agreed subject to adoption of the relevant budget variations included in the separately reported end of year financial review.

Background:

Section 407(1) of the Local Government Act requires that Council review the progress of the adopted management plan on a quarterly basis. Included with this report is the first quarterly review of Principal Activity No 4 of the Management Plan, which is "Parks & Public Space". This principal activity has the following sub- activities:

- 4.1 Open Space Management
- 4.2 Open Space Asset Management
- 4.3 Open Space Maintenance & Construction
- 4.4 Park Facilities

Included as an Annexure to this report is:

- 1. The Parks & Public Space Principal activity of the Management Plan with detailed comments on the status of items in each sub activity.
- 2. Any uncompleted adopted "Notices of Motion" related to the Parks and Public Space principal activity.

The Annexure includes all the details, whereas, set out in the following part of this report is a commentary on variations, changes, exception, completed work, achievements, etc. The purpose being to provide Councillors with a snapshot on the key influences or issues arising from this quarterly review.

"Notices of Motion", which have a major impact on approved Management Plan core activities and projects, have been included in the management plan as variations so as to facilitate the changing of priorities in an orderly and transparent manner.

Comments on budget variations, where they are material or have an impact on the program of works or projects, may be included in this report. However, the budget review and confirmation of any changed forecast will be considered in a separate budget report, which reviews the overall financial position of the Council at the end of the quarter.

Following is the commentary on each sub activity:

4.1 Open Space Management

In this quarter we have processed 781 park hire approvals and 17 filming and photography approvals.

Investigations have commenced on a number of issues arising from Notice of Motions including commercial dog walking, review of security lighting in parks and carparks, café and changerooms at Lyne Park and options for introducing community gardens.

Detailed investigations and submissions were made to the Department of Lands and the Minister concerning the proposed sale of the Paddington Bowling Club and a portion of Trumper Park.

4.2 Open Space Asset Management

Updating of Plans of Management for Trumper Park, Cooper Park and Foreshore Parks is under way.

Investigations have commenced sourcing water using water saving technologies for Christison Park sportsgrounds. The outcomes of this investigation and grant funding opportunities will be reported next quarter.

Designs have been prepared for new car park lighting in Lyne Park (ferry wharf side).

Parks upgrading projects for this quarter included the reconstruction of the McKell Park pond and re-landscaping of the lower terrace, renovations to the seating areas for the Watson's Bay Tea Gardens kiosk, and the completion of the bore water irrigation project for Lough Playing Fields.

Data collection for the parks asset management project is underway with asset inventory and condition surveys completed for landscape and infrastructure assets in: Rushcutters Bay Park, Yarrannabee Park, Lyne Park, Robertson Park, and Sir David Martin Reserve.

4.3 Open Space Maintenance & Construction

See notes on capital works projects above.

All cyclic open space maintenance schedules were completed to standard this quarter. In addition, garden bed renovations and new plant-outs were carried out at the Watson's Bay Tea Gardens, Vaucluse Bowling Club, and the intersection of Cascade and Hargrave Streets Paddington. All sportsground surfaces were renovated and turfing in September following the popular winter sports season.

Turf repair of the sportsgrounds included the removal of broad leafed weeds and the installation of new generation Conquest Couch in several high profile areas. We also trialed a new technology in recycle topdressing where sand and soil removed in the aeration process can be reused as topdressing to level lawns

4.4 Park Facilities

New picnic tables, seats and bin enclosures have been ordered for installation at Parsley Bay Reserve in time for the end of year holiday period.

A new playground in Yarranabee Reserve was installed. Playground design options were also prepared and community consultation sessions completed at Dillon Street, Elms Street, Paddington and Thornton Reserve Playground, Bellevue Hill.

New park name and regulatory signs are being rolled out. Sportsground signage has been ordered for installation in the third quarter.

Warwick Hatton
Director Technical Services

ANNEXURES:

1. September 2006 Quarterly Review of Principal Activity: Parks and Public Space
2. September 2006 Quarterly Review of Outstanding Notices of Motion – Parks and Public Space

Item No: D8 Delegated to Committee

Subject: **Environmental AND INFRASTRUCTURE Works Program
PRINCIPAL ACTIVITY - 1st QUARTER Management Plan Review**

Author: Warwick Hatton - Director Technical Services

File No: 827.G 04-07

Reason for Report: To review the status of works, services and projects for the Management Plan principal activity 8.0 Environmental and Infrastructure Works Program for the 3 months ending 30 September 2006.

Recommendation:

- A. That the status of projects for the principal activity 8.0 Environmental and Infrastructure Works Program be noted.
- B. That the variations to projects be agreed, subject to adoption of the relevant budget variations included in the separately reported end of year financial review.

Background:

Section 407(1) of the Local Government Act requires that Council review the progress of the adopted Management Plan on a quarterly basis. Included with this report is the first quarterly review of Principal Activity No 8 of the Management Plan, which is the "Environmental and Infrastructure Works Program". This principal activity has the following sub-activities:

- 8.1 Administration and auditing
- 8.2 Water Quality "at source" treatment program
- 8.3 Water quality "end of line" treatment program
- 8.4 Watercourse and bushland vegetation treatment program
- 8.5 Stormwater Works
- 8.6 Road pavements
- 8.7 Footpaths
- 8.8 Kerb and guttering
- 8.9 Seawalls
- 8.10 Retaining walls

The Annexure includes all the details for this principal activity, whereas, set out in the following part of this report is a commentary on variations, changes, exception, completed works, achievements, etc. The purpose being to provide Councillors with a snapshot of the key influences or issues arising from this quarterly review.

Comments on budget variations, where they are material or have an impact on the program of works or projects, may be included in this report. However, the budget review and confirmation of any changed forecast will be considered in a separate budget report, which reviews the overall financial position of the Council at the end of the quarter. It should be noted that this program is funded from a special rate levy and needs to meet the special rate requirements when it comes to variations and changes

Following is the commentary on each sub activity:

8.1 Administration and Auditing

The delivery of the Environmental Works Program (EWP) requires project management support to deliver the program. The following is a brief outline over the quarter:

- **Ten projects were actively managed over the quarter with expenditure for the program approaching 25%.**
- **The Environmental Levy Community Reference Group last met in July 2006.**
- **Applied for 6 separate grants under DNR Estuary Management Program, totalling \$145,000,**
- **3 separate Community Water Grants, totalling \$136,000 and the urban sustainability grants program for \$2m to be shared with Waverly and Randwick Council over the next three years.**
- **Media release for Gutter Talk – Environmental Education Program.**
- **Draft Spill Response Procedure developed and further training of staff.**

8.2 Water Quality "at source" Treatment Program

The objectives of this program are to prevent pollutants, litter, vegetation matter and sediment entering the Harbour. Targeted education programs and installation of water quality devices, such as stormwater inlet pit baskets, are the types of projects that meet this objective.

Achievements over the quarter:

- Completed the targeted education program 'Gutter Talk' - a community participation initiative aimed at raising awareness and increasing resident ownership about the concept of 'catchments' and a Local Business Survey - to establish environmental awareness levels of high-risk business types through interviews to gauge their response to a future environmental business awards scheme.
- Five grants totalling \$5,000 were issued among two community groups and three schools as part of the Community Grants Program. Projects to be funded include: native bush gardens in the nominated schools, shirts with environmental logos for Council's Bushcare volunteers and interpretive signage in Harbourview Park.
- Obtained information from Butt Littering Trust on education programs and products addressing cigarette litter reduction.
- Water Sensitive Urban Design (WSUD) encompasses new technologies and methods for treating stormwater by filtering a large range of pollutants, including heavy metals, which, in some applications, could be extended to potential stormwater harvesting. Options were developed over the quarter to be considered as part of the Rose Bay Promenade upgrade project. The parking bays along New South Head Road were identified as potential areas for stormwater treatment with storage tanks below to re-use treated stormwater for irrigation of the fig trees along the promenade.

8.3 Water Quality "End of Line" Treatment Program

The objectives of this program are to prevent pollutants, litter, vegetation matter and sediment entering the Harbour. This may be achieved by projects such as installation of larger water quality devices, such as GPT's and Stormwater Booms, constructed low in the catchment, at the end of the stormwater network, prior to discharging into the Harbour.

Achievements over the quarter:

- Expression of Interest (EOI) was tendered seeking proposals for WSUD input into typical stormwater projects likely to be undertaken by Council. Twelve (12) proposals received, split equally between environmental consultants and technology proposals. These will be used early in future development of projects during concept stage.
- Draft report under way with recommendations to be implemented to improve foreshore cleaning services.
- Preparations made for autumn sampling by Biotrack Australia Pty Ltd in the main creek tributaries of Cooper Park and Parsley Bay Reserve.

8.4 Watercourse and Bushland Vegetation Treatment Program

The objective of this program is to prevent uncontrolled run-off, erosion, nutrient transport and weed intrusion into remnant bushland.

Achievements over the quarter:

- Draft tender document has been prepared for four new pollution control devices including; upstream of Queens Ave, Hermitage Reserve, Rakes Gully Vacluse, Harbour View Park and Hopetoun Ave, Vacluse.

8.5 Stormwater Drainage

The objective of this program is to prevent local flooding of flood-affected properties and to minimise the level of pollution reaching streams and watercourses by reducing uncontrolled overland flows.

Achievements over the quarter:

- Project proposal outlining the drainage works and water quality treatment for The Crescent, Vacluse was finalised.
- Staff attended WSUD workshop and field trip and E.O.I. proposals have been reviewed for future considerations
- Construction works 60% completed in Cliff Street, Watsons Bay, to upgrade the drainage infrastructure to current design standards and lowering the road in Cliff Street, between the end of the cul-de-sac and the start of Victoria Street, will improve overland flow to alleviate flooding impacts to the surrounding low spot.
- Rushcutters Bay Catchment Flood Study survey complete, 90% of the flood modelling complete and the overall study 75% complete.
- Double Bay Catchment Flood Study survey complete, 75% of flood modelling complete and the overall study 40% complete.

8.6-8.10 Infrastructure Renewal Projects (includes 8.6 Road Pavements, 8.7 Footpaths, 8.8 Kerb and Guttering, 8.9 Seawalls and 8.10 Retaining Walls

Fitzwilliam Road, (Wentworth St to End) Vacluse
Glenmore Road (Walker St to Hampden Rd) Paddington
Hoddle St, (Glenmore Rd to Goodhope St) Paddington
Kiaora Rd, (NSH Rd to Forrest Rd) Double Bay
Victoria Rd (Bellevue Hill Rd to Hs No. 186) Bellevue Hill
Cecil Lane (Hampden St to End) Paddington
Glenmore Rd (NSH Rd to Walker St) Paddington
Glenmore Rd (Ormond to Brown St) Paddington

Queen Street, (Oxford St to Moncur St) Woollahra

Benelong Crescent project which included removal and reconstruction of concrete kerb & gutter; segments of footpath, driveways and road pavement milling and correction, patching and re-sheeting was completed.

Dumaresq Reserve sea wall reconstruction project was commenced and is scheduled for completion in December 2006.

Tenders were invited for three projects, Ocean Street Stage 2, Fletcher Street Stage 2 and Courtenay Road Stage 2.

Documentation for Rose Bay promenade project is underway and detailed drawings and specifications are being prepared by consultants.

Warwick Hatton
Director Technical Services

Annexures:

1. September 2006 Quarterly Review of Principal Activity: Environmental and Infrastructure Works Program

Item No: D9 Delegated to Committee
Subject: **Draft Policy and Fees for Commercial Fitness Training Activities on Public Open Space**
Author: Scot Hedge, Parks and Recreation Coordinator
File No: 172.G
Reason for Report: To recommend public exhibition of draft Policy and Fees for Commercial Fitness Training Activities on Public Open Space

Recommendation:

- A. That the draft Policy and proposed fees for Commercial Fitness Training Activities on Public Open Space be placed on public exhibition for a period of 28 days.
- B. That following public exhibition a further report be provided on the submissions received.

Background:

On 13 March 2006, the Community and Environment Committee resolved:

“That a draft policy outlining the management of commercial use of open space by personal training and group fitness activity providers be prepared for consideration by Council.”

In response to this resolution, on 29 May 2006, a draft policy and proposed fee schedule was reported to the C&E Committee, recommending that the policy and fees be placed on public exhibition (report provided in Annexure 1). In consideration of this report some Councillors were of the view that there was not sufficient evidence demonstrating the need for Council to develop a policy. Some concerns were also raised that the adoption of a policy with fees would discourage community participation in commercial fitness training activities in public parks. As a result the Committee recommended to Council:

“That no further action be taken on the Draft Policy and that the status quo remain.”

The Council at its meeting of 13 June 2006, amended the Committee’s recommendation and resolved:

“That the matter be resubmitted to the Community and Environment Committee for a review of the group and fee structure of the draft policy with a view to imposing a fee for groups of 10-20 people only.”

In considering the use of public parks for commercial fitness training activities there are three fundamental issues:

1. Council should seek to encourage community participation in health activities without undue impact to park users and adjoining residents. To minimise impact an effective management policy needs to be in place.
2. Fitness trainers are undertaking a trade or business on community land. Under Section 68 of the Local Government Act 1993, a person engaging in trade or business on community land is required to obtain Council approval. Any person who engages in a trade or business without Council approval is guilty of an offence.

3. Council manages high quality parks and reserves and seeks financial contributions from users of community land, such as sporting groups and the general public, to cover administrative and maintenance costs.

These issues will be addressed together with those raised in Council's resolution.

Need for a commercial fitness training policy to manage impacts:

Complaints in relation to personal training activities have increased leading into spring. Obviously the warmer weather and earlier sunrises permit more comfortable and suitable outdoor training conditions.

Numerous complaints have been received from residents in September and October about personal trainers in Trumper Park, particularly a group that undertakes boxing activities from as early as 6.00am, and allegedly for extended periods of time throughout the morning and into the evening. The primary complaint involves noise issues, with the constant thumping of gloves and pads reportedly waking and disturbing residents in their homes. Comments specifically relating to Trumper Park include:

- Boxing begins at 6.00am most days
- Shouldn't be able to start at all before 7.00am (ie when Woollahra website says ovals can be hired)
- Boxing should be banned completely
- Sound vibrates through walls
- Trumper Oval is too small and wherever they go can still hear loud and clear
- Signs have been erected stating approval is required, but this does not seem to be monitored

Other written complaints received in relation to trainers in other locations include:

- Rushcutters Bay and Yarranabbe Parks inundated with personal training businesses (Feb 2006)
- Include tables, A-frame boards and banners
- Bad enough having these trainings in the park at all – but billboards!
- Hog exercise equipment
- Obstructed pathways as a result of conducted skipping classes
- Mark out territories and have various items of equipment strewn on benches
- Have licence fees been paid to use our parks?
- Have been rudely elbowed and 'spoken to' as huge groups go through routines as I go by
- Have to listen to training mantras and chants
- Alienated from areas of Lyne Park by boot camp style groups
- Displacing local residents

Examples of recent written complaints are attached in Annexure 2.

Inspections have identified that there are a number of variations of personal and group training activities occurring in parks. Larger groups are utilising more significant areas of open space, with the public excluded from sections of parks marked out with witches hats and equipment. The following are examples of training noted in several parks.

Table 1 Examples of Fitness Training Activities

Location	Date & Time	Activities
Lyne Park	6 Sept, 10am	<ul style="list-style-type: none"> Group with 16 participants – area approximately 1000 square metres, mats lined on ground, various other areas of the park and infrastructure utilised eg elastic bands wrapped around bollards Trainer with a single client was adjacent to the western carpark with a bag of equipment, a large ball and an exercise mat.
Rushcutters Bay Park	6 Sept, 10.15am	<ul style="list-style-type: none"> Group of 6 participants – witches hats marking out 1/4 of soccer field, equipment included hurdles and exercise mats Three one-on-one trainers operating in various locations using equipment such as barbells, dumbbells, exercise mats, swiss balls, bungee cords and step boards.
	11 Oct, 7.15am	<ul style="list-style-type: none"> One-on-one near CYCA undertaking boxing activities One-on-one utilising exercise station area undertaking boxing and other activities One-on-one at first tree south of exercise station undertaking boxing activities One-on-one at second tree south of exercise station undertaking boxing activities Two trainers with 19 participants using eastern end of Oval 1, area cordoned off with witches hats, split in two groups with mix of mat work on one side and weights etc on other Trainer with two clients adjacent to foreshore path undertaking weight training with a line of witches hats extending approx 40m towards cricket pitch
Trumper Park	11 Oct, 7.00am	<ul style="list-style-type: none"> Trainer with four participants doing activities including boxing pad work, shuttle runs along an area marked out by witches hats (approx 30m long) located in the northern quadrant of the oval (north of turf wicket) Trainer with single participant on long jump run up area, boxing pad work, shuttle running Trainer with two participants in front of grandstand and just inside oval, skipping and boxing pad work on hard surface, mat exercises on turf Trainer with two participants with boxing activity equipment at corner of Glenmore Road and Hampden Street

Many other fitness training activities have been noted to occur at other locations, as well as at other days and times in the above parks. The three parks in the table above are the locations that have been the subject of the majority of complaints made in relation to fitness training activities, regarding issues such as alienation of public space, noise in the early morning and commercial operations on community land.

Use of Council sport fields for organised competition or sports training is currently only permitted between 7.00am and 9.00pm. The later times are only possible on the fields with appropriate floodlighting. Advice from Fitness NSW, and the Personal Trainers Council sub-committee, states that trainers are generally operating between 6am and 8am and 5.30pm and 7.30pm, with minimal training during the day.

It is recommended in the draft policy that fitness training activities be permitted from 6.00am to sunset, in recognition that training activities generally occur prior to and following business hours. Generally, parks are being used prior to 7.00am by the public for physical activity, such as walking and running, and this has not resulted in any complaints.

However, activities that result in noise, such as boxing training and larger group, boot camp style activities are not recommended to be permitted before 7.00am, in line with the sport field hire policy, and conditions such as those imposed on construction activities. Alternative activities and training methods are available for fitness trainers to use that do not create noise and will allow them to operate in the hours identified by Fitness NSW, while minimising impacts on neighbouring residents.

A personal trainer's code of conduct is in place, through Fitness NSW, however this has not prevented impacts of their activities on local residents. The activities are also anticipated to increase in the peak summer period, which may result in increasing impacts and ongoing complaints. There is a need therefore, to implement a policy to provide for the effective management of commercial fitness training activities. A draft policy is included in Annexure 3.

Engaging in trade or business on community land and enforcement:

Under Section 68 of the *Local Government Act 1993* (LGA), a person may only engage in a trade or business on community land with the prior approval of Council. In legal advice provided from Deacons on 13 October 2006, activities that are considered trade or business could include "*the conducting of regular coaching clinics, charging per session, and advertising*". These are consistent with the activities being undertaken by commercial fitness trainers. A person is guilty of an offence under the LGA if they are operating without approval.

Also, regulatory signage has been erected in numerous parks including Trumper Oval and Rushcutters Bay Park, and is being installed in all parks throughout the Municipality. The signage includes the following prohibition:

"use of this park for an organised or commercial activity without prior approval of Council".

A person who acts contrary to a notice is guilty of an offence under the LGA. An authorised officer of Council may serve a penalty notice on a person who appears to have committed an offence under the LGA.

As fitness trainers are engaging in commercial activities on community land without approval, Council requirements such as starting times, noise levels, and not impeding public access are not being met. A policy outlining the approval process for such activities will ensure these requirements are met and will allow appropriate management of the activities. Issuing of approvals will be contingent on compliance with the conditions of the policy and satisfying any registration or payment requirements. The conditions will be designed to ensure minimisation of potential impacts.

Review of the Proposed Group and Fee Structure:

As per the Council's resolution at its meeting of 13 June 2006, the group size and fee structure of the draft policy has been reviewed. Imposing fees to groups of 10-20 people only was considered, however, groups with less than ten participants are having an impact on public open space, and fees are proposed to include these smaller groups for reasons outlined below.

In regards to the upper limit of group size, the Fitness NSW Personal Trainers Council recommends that group size should not exceed 18 people per trainer. It is understood that this upper limit relates to providing safe and effective fitness instruction to participants. In line with this recommendation we do not propose to permit more than 18 participants per trainer.

In terms of fees, it is proposed to impose a tiered fee structure, based on the number of participants. Groups with less than ten participants are causing impacts on park users and local residents. Annexure 4 shows a group of five participants with one trainer in Rushcutters Bay Park, with an area marked out using equipment such as witches hats and hurdles. This area is approximately a quarter of the sports oval and is effectively set up for exclusive use. Also shown is a group with about 16 participants at Lyne Park which is utilising a similar size area, despite being significantly larger in number. Similar set ups have been noted at Trumper Oval and Rushcutters Bay Park Oval 2, with groups of between two and four participants, as included in Table 1. Inspections indicate that the amount of area being used for training purposes is similar, regardless of group size.

Fitness trainers are therefore operating on public open space for commercial benefit, at the exclusion of local residents and other park users, regardless of the number of participants. The amenity of rate payers and others needs to be maintained, thereby all of these activities need to be managed, which is at a cost to Council.

The table below shows the proposed fee structure in the draft Commercial Fitness Training Policy considered with the C & E report of 29 May 2006.

Table 2 Proposed Fees at 29 May 2006

Participants	Quarterly Fee	Annual Fee
<3	\$75	\$275
3-5	\$150	\$550
6-18 ¹	\$300	\$1100
>18	Not permitted	Not permitted

This fee structure was selected for consistency with fees implemented by other local councils, such as Waverley and Manly. To review the group and fee structure, as resolved by Council, we have estimated the impact of the proposed fees.

The Personal Trainers Council Committee of Fitness NSW provided data in relation to personal training operations from research they had undertaken. A fitness trainer's typical hours of face-to-face contact with clients were estimated as:

- 12-17 hours per week full-time
- 7-9 hours per week part-time

Impacts of the proposed fees per week and per hour for different numbers of participants are identified in the table below.

Table 3 Potential impacts of proposed fees of 29 May 2006

Trainer: Participants	Quarterly Fee	Cost to trainer per Week (13 weeks)	Cost to trainer per Hour (full-time 12-17hrs)	Cost to trainer per Hour (part-time 7-9hrs)	Range of Cost per Participant per Session
1:1	\$75	\$5.80	\$0.45 - \$0.34	\$0.83 - \$0.64	\$0.83 - \$0.34
1:4	\$150	\$11.54	\$0.96 - \$0.68	\$1.65 - \$1.28	\$0.41 - \$0.32
1:10	\$300	\$23.00	\$1.92 - \$1.35	\$3.20 - \$2.55	\$0.32 - \$0.19

For a person paying for an hour of personal training, the impact is a maximum of 83 cents. This is the case if the trainer is operating part time and paying a quarterly fee, which represents the most expensive option, and is passing on the fee. These figures do not include any annual holidays.

An article in the Sydney Morning Herald of 6 September 2006 stated the average cost of a Fitness First personal trainer is \$70 per hour. Also, a local fitness training provider based in Vaucluse charges \$77 for a personal training session and \$100 for a group session for an hour (group number not specified). Another group fitness training firm operating in Woollahra advertises training from \$10.80 per person per session. The proposed fees, when compared to the costs of training activities, are not considered to represent a significant increase or impact to either the trainer or participant and, therefore, should not alter participation in physical activity.

Council currently charges fees to non-commercial groups, such as sporting clubs or members of the community, who use public open space for sports and physical training. Fees are charged to cover administration and management processes, and to recover costs associated with maintenance of public open space and infrastructure. As noted earlier, to effectively manage commercial fitness training activities, it is considered that a policy and approval process needs to be in place. Administration and monitoring of the activity will result in further costs to Council.

Also, larger fitness training groups would have similar impacts on reserves as sporting teams, which are charged casual sport field hire rates of \$47.50 per hour. However, for a fitness activity with more than five participants, the proposed fee works out to be a maximum of \$3.20 per hour for a part-time trainer, as per Table 3.

The fees proposed as part of the draft policy are therefore recommended to be those displayed in Table 2. These fees will contribute to the administration and maintenance costs of community land and do not significantly add to the costs of the activity to individual participants. They are the same fees adopted by Manly Council and of a similar scale to fees being charged by adjacent lands managers such as the Royal Botanic Gardens and Moore Park Trust and Waverley Council.

Feedback from Other Councils Implementing Similar Policies:

Waverley Council's Beach Use and Special Events Coordinator advised that they are currently in a trial period for implementing their policy on Use of Council Reserves by Commercial Fitness Groups and Personal Trainers. They are undertaking an education phase notifying trainers of the need to obtain a permit, primarily via rangers providing an information sheet. Three trainers had applied since 1 September 2006. The trial is to run until 30 August 2007.

Feedback from Manly Council since implementing their policy and Personal Trainer Agreements is that trainers primarily sign up from September through to February with summer being the peak period. In the first summer they had approximately 12 trainers register, with six trainers being registered to date this year. The officer stated that complaints had been reduced since adopting their policy, which primarily involved larger boot camp style training activities. Large groups have been banned, however after an initial six-month trial, Manly Council extended permissible group sizes to allow up to 18 participants, from an initial maximum of ten.

Consultation:

It is proposed to undertake the following community consultation strategy for public exhibition of the draft policy:

- Advertisements in the Wentworth Courier
- Notification on Council's Website
- Direct mail to community groups, NSW Fitness and various stakeholders that have registered complaints or interest over time with the Parks and Recreation Coordinator
- Displays in Council's Customer Service Area, libraries and community centres

The draft Policy and fees are proposed to be on exhibition for period of 28 days.

Conclusion:

There is a need for a policy to reduce the impact of commercial fitness training activities on park users and local residents. The proposed policy requires commercial fitness trainers to obtain approval from Council which will satisfy the requirements of the Local Government and provide for appropriate conditioning of the activities.

The policy and fees are designed to encourage orderly use of parks for fitness training, and minimise adverse impacts on the park users and neighbouring residents. They are not designed to discourage fitness trainers, or their clients, from using Council's parks. Adoption of the policy would help to eliminate conflict between commercial fitness training groups and other park users and nearby residents. Reduced conflict may improve acceptance by park users and residents of the industry and this type of use of public parks.

It is recommended that the draft policy and fees for Commercial Fitness Training Activities on Public Open Space be placed on public exhibition for a period of 28 days to allow the community to provide comment on the draft policy and fees.

Scot Hedge
Parks and Recreation Coordinator

Warwick Hatton
Director Technical Services

ANNEXURES:

1. Community and Environment Committee Report 29 May 2006
2. Examples of written complaints regarding commercial fitness training activities
3. Draft Policy for Commercial Fitness Training Activities on Public Open Space
4. Photographs of fitness training activities

Item No: R1 Recommendation to Council
Subject: State of the Environment Report
Author: Rebecca Peacock - Environmental Protection Coordinator
File No: 883.G
Reason for Report: Present the Draft Woollahra State of the Environment Report 2005/2006

Recommendation

- A. THAT the Draft Woollahra State of the Environment Report 2005/2006 be received and adopted.
- B. THAT the Draft Woollahra State of the Environment Report 2005/2006 be distributed to the following organisations and individuals: Council's libraries, schools within the Woollahra area, resident action groups within the Woollahra area, Chambers of Commerce within the area, adjoining councils and the Southern Sydney Regional Organisation of Councils.
- C. THAT Council formally thanks the organisations that contributed to the preparation of the Draft Woollahra State of the Environment Report 2005/2006.

Purpose

The purpose of this report is to present Council's Draft Woollahra State of the Environment Report 2005/2006 (Draft SoE 2005/2006 report). The preparation and adoption of a state of environment (SoE) report forms part of the Council's annual report that is to be submitted to the Minister for Local Government by 30 November 2006. The Draft SoE 2005/2006 report is a supplementary report prepared in accordance with the requirements of the *Local Government Act 1993* (LG Act 1993) and *Local Government (General) Regulation 2005* (Regulation). A supplementary SoE report provides a summary of environmental projects and actions carried out by Council, other authorities and groups located within the local government area during a financial year.

Background

Section 428 of the LG Act 1993 specifies that within five months after the end of each financial year, a council must prepare an annual report detailing its achievements with respect to the objectives and performance targets set out in its management plan for that year.

Section 428 (2) details the information that a council is to include in the annual report, with subsection (2) (c) specifically relating to the preparation of the SoE report.

- (c) *a report as to the state of the environment in the area, and in particular in relation to the following environmental sectors:*
 - (i) *land,*
 - (ii) *air,*
 - (iii) *water*
 - (iv) *biodiversity,*
 - (v) *waste,*
 - (vi) *noise,*
 - (vii) *Aboriginal heritage,*

- (viii) Non-Aboriginal heritage,
with particular reference, with regard to each such environmental sector, to:*
- (ix) management plans relating to the environment,*
- (x) special council projects relating to the environment,*
- (xi) the environmental impact of council activities.*

Section 428 has been included as **Annexure 1**.

Sections 219 – 226 of the Regulation provide further clarification on the preparation of SoE reports. The Regulation states that a council must prepare a comprehensive SoE report for the year ending after each council election. A council may choose to prepare either a comprehensive or supplementary report for the years between council elections. As most environmental conditions do not change significantly each year, the preparation of a supplementary report is considered satisfactory.

Section 223 of the Regulation specifies that a supplementary SoE report must:

- identify any new environmental impacts since a council's last SoE report, and
- update the trends in environmental indicators that are important to each environmental sector.

Council has produced SoE reports each reporting year since 1993.

Discussion

At the Community and Environment Committee meeting held on the 14 November 2005, where the Draft Woollahra State of the Environment Report 2004/2005 was reported, the following recommendations were endorsed:

- D. THAT the Draft Woollahra State of the Environment Report 2004/2005 be received and adopted.*
- E. THAT the Draft Woollahra State of the Environment Report 2004/2005 be distributed to the following organisations and individuals: Council's libraries, schools within the Woollahra area, resident action groups within the Woollahra area, Chambers of Commerce within the area, adjoining councils and the Southern Sydney Regional Organisation of Councils.*
- F. THAT Council formally thanks the organisations that contributed to the preparation of the Draft Woollahra State of the Environment Report 2004/2005.*
- D. That future State of the Environment reports include measures of effectiveness.*

The issue of measures of effectiveness was raised at that meeting, resulting in the addition of recommendation D.

As stated previously in this report, Section 428 of the LG Act 1993 details the requirements for preparing an annual report. The SoE report forms a part of Council's annual report and the requirements of the SoE report are clearly set out in the Act under section 428 (2) (c) as stated above.

Section 428 (2) (b) specifically deals with performance and reporting on the measures of effectiveness for the implementation of Council's Management Plan Principal Activities. This section states that the annual report must contain:

- (b) *a comparison of the council's actual performance of its principal activities during that year (measured in accordance with the criteria set out in the relevant management plan) with the council's projected performance of those activities (as contained in the relevant management plan), together with a statement of the reasons for any difference between them.*

The majority of projects and activities detailed in the Draft SoE 2005/2006 report are included in Council's Management Plan, and their implementation, status and measures of effectiveness are reported in the quarterly reports and Council's annual report. Council is not required under the LG Act 1993 to report on measures of effectiveness for the preparation of the SoE report, as they are reported elsewhere in Council's annual report.

However, to improve the reporting function of Council's SoE report, we have included intent statements in each environmental chapter. This has been included in response to recommendation D.

Draft Woollahra State of the Environment Report 2005/2006

The Draft SoE 2005/2006 report provides an update of environmental projects and initiatives undertaken by Council and other groups during the 2005/2006 reporting period, 1 July 2005 to 30 June 2006 inclusive. Many of the projects have now progressed further than the stage reported in this SoE report. The progress of these projects will be outlined within the next SoE report covering the 2006/2007 period. Most of the projects will also be addressed in the Management Plan quarterly report.

The information provided in this report is presented under the following environmental sectors, all of which are consistent with chapters presented in previous SoE reports:

- land
- biodiversity
- waste
- heritage.
- water
- air quality
- noise

Environmental indicators have been included for each environmental sector. The use of environmental indicators allows Council and the community to monitor environmental trends over time. Intent and outcome statements based on the environmental indicators have also been included to summarise the progress in improving the specific aspect of the environment.

The text for the Draft SoE 2005/2006 report is attached as **Annexure 2**. The report will be published in a simple, concise and reader-friendly format, similar to that used for the 2004/2005 SoE report. Photographs and graphics will be used as much as possible.

The Draft SoE 2005/2006 report has been collated and written by the Council's Environmental Protection Coordinator, with officers of Strategic Planning, Public Infrastructure, Depot and Waste Services, Civil Works, Compliance, Property and Projects, Parks and Street Trees, Public Open Space and Community Services providing valuable information and assistance.

The document is widely distributed and provided to interested parties upon request. It is recommended that the report be distributed to the following:

- Council's libraries,
- schools within the Woollahra area,
- resident action groups within the Woollahra area,
- Chambers of Commerce within the Woollahra area,
- adjoining councils and the Southern Sydney Region of Councils, and

- State Library.

As the Draft SoE 2005/2006 report is a supplementary report, it is recommended that it be considered in conjunction with the last comprehensive report produced in 2003/2004. Hard copies of the 2005/2006 SoE report will be available for distribution from the Council Chambers and libraries and will be included on Council's website.

Consultation

Community input was sought in preparing the Draft SoE 2005/2006 report, through correspondence targeted to active community groups and schools and through general advertisements placed in the Wentworth Courier inviting community participation. This year Council received one community response. Information was also provided by the National Parks and Wildlife Service, Department of Environment and Conservation and Sydney Water.

Conclusion

The SoE report forms a part of Council's annual report that is to be submitted to the Department of Local Government by 30 November each year. The requirements of the annual report are prescribed under the legislation, and include the provision of Council's audited financial reports, public works condition report and a comparison of Council's actual performance of the principal activities as stated in the Management Plan. Hence the reporting on core activities and projects and the measures of effectiveness have been incorporated into Council's Management Plan, quarterly report and annual report cycle.

Woollahra's Draft SoE 2005/2006 report is a supplementary report, prepared in accordance with the LG Act 1993 and Regulations annual reporting requirements. The Draft SoE 2005/2006 report provides Council and the community with a report to monitor the implementation of environmental projects and initiatives undertaken during the 2005/2006 reporting period. The use of environmental indicators for each environmental sector provides a mechanism to monitor trends in the environment over time. It is recommended that copies of the adopted SoE report be widely distributed to organisations and groups within the region. Hard copies will also be available at the Council Chambers and libraries and available to download from Council's website.

Rebecca Peacock
Environmental Protection Coordinator

Chris Bluett
Manager Strategic Planning

ANNEXURES

1. Local Government Act 1993 Section 428 Annual reports.
2. Draft Woollahra State of the Environment Report 2005/2006.