

Community & Environment Committee Minutes

Monday 1 November 2004

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Community & Environment Committee Minutes

**Minutes of the Meeting held on
Monday 1 November 2004 at 6.00pm**

Present: Councillors Marcus Ehrlich (Chair)
 Anthony Boxkovitz
 Tanya Excell
 Wilhelmina Gardner
 Andrew Petrie (At Urban Planning meeting)

Staff: G Clarke (Director – Corporate Services)
 W Hatton (Director – Technical Services)
 G James (General Manager)
 D Sheils (Manager – Public Open Space)
 K Walshe (Director – Community Services)
 T Tuxford (Manager – Building & Compliance)

Also in Attendance: Nil

Leave of Absence

Leave of Absence previously granted by Council: Nil

Apologies: Apologies were received and accepted from Councillors Cullen, Walker and Rundle and Leave of Absence granted.

Late Correspondence

Late correspondence was submitted to the committee in relation to Items: Nil

Declarations of Interest

Nil

Items Decided by this Committee using its Delegated Authority (Items D1 to D6)

Item No: D1 Delegated to Committee
Subject: **Confirmation of Minutes of Meeting held on 11 October 2004**
Author: Les Windle – Manager Governance
File No: See Council Minutes
Reason for Report: The Minutes of the Meeting of 11 October 2004 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.

(Excell/Gardner)

Resolved:

That the Minutes of the Community and Environment Committee Meeting of 11 October 2004 be taken as read and confirmed.

Item No: D2 Delegated to Committee
Subject: **Parks & Public Space - Quarterly Report**
Author: Warwick Hatton - Director Technical Services
File No:
Reason for Report: To review the status of works, services, and projects for the Management Plan principal activity of Parks and Public Space for the three months ending 30 September 2004

(Excell/Boskovitz)

Resolved:

That the status of projects for the Parks and Public Space principal activity be noted.

That the variations to projects be agreed subject to adoption of the relevant budget variations included in the separately reported quarterly financial review.

Item No: D3 Delegated to Committee
Subject: **Community Services - Quarterly Report**
Author: Kylie Walshe - Director Community Services
File No:
Reason for Report: To review the status of works, services, and Notices of Motion for the Management Plan principal activity of Community Services the three months ending 30 September 2004

(Excell/Boskovitz)

Resolved:

That the status of projects for the Community Services be noted.

That variations to projects be agreed subject to adoption of the relevant budget variations included in the separately reported quarterly financial review.

Item No: D4 Delegated to Committee
Subject: **Environmental Works Program - Quarterly report**
Author: Warwick Hatton - Director Technical Services
File No:
Reason for Report: To review the status of works, services, and projects for the Management Plan principal activity of Environmental Works for the three months ending 30 September 2004

(Boskovitz/Excell)

Resolved:

That the status of projects for the Environmental Works Program principal activity be noted.

That the variations to projects be agreed subject to adoption of the relevant budget variations included in the separately reported quarterly financial review.

Item No: D5 Delegated to Committee
Subject: **Natural Environment Principal Activity - Quarterly Management Plan Review**
Author: Warwick Hatton - Director Technical Services
Allan Coker - Director Planning and Development
File No:
Reason for Report: To review the status of works, services and projects for the Management Plan principal activity of Natural Environment for the three months ending 30 September 2004

(Boskovitz/Excell)

Resolved:

That the status of projects for the Natural Environment principal activity be noted.

That the variations to projects be agreed subject to adoption of the relevant budget variations included in the separately reported quarterly financial review.

Item No: D6 Delegated to Committee
Subject: **Review of Outstanding Notices of Motion**
Author: Les Windle - Manager Governance
File No: 900.G
Reason for Report: For the Committee to review the status of the outstanding Notices of Motion concerning matters that fall within the responsibility of the Community and Environment Committee

(Boskovitz/Gardner)

Resolved:

That the status of the outstanding Notices of Motion concerning matters that fall within the responsibility of the Community and Environment Committee be noted.

**Items with Recommendations from this Committee
Submitted to the Council for Decision (Items R1 to R3)**

Item No: R1 Recommendation to Council
Subject: Delegations under the Food Act 2003 and Food Regulation 2004
Author: Tim Tuxford Manager - Compliance
File No: 10.G
Reason for Report: To delegate specific functions provided under the Food Act and Food Regulation to the General Manager and to approve those delegations conferred on the General Manager by the Director-General of the Food Authority.

(Excell/Boskovitz)

Recommendation:

- A. That Council, pursuant to Section 377(1) of the Local Government Act 1993, resolve to delegate to the General Manager those functions and powers contained in the Food Act 2003 and Food Regulation 2004 relating to enforcement agencies including, but not limited to, the following;
1. The serving of prohibition orders pursuant to Section 60 of the Food Act 2003; and
 2. The appointment of authorised officers pursuant to Section 114 of the Food Act 2003.
- B. That Council, pursuant to Section 381(3) of the Local Government Act 1993, approve the delegation by the Director-General of the NSW Food Authority under Section 109E(1)(d) of the Food Act 2003 to the General Manager the functions of the “*appropriate enforcement agency*” as it relates to Clauses 15 and 17 of Standard 3.2.2 and Clauses 10 and 14 of Standard 3.2.3 of the Food Standards Code and as detailed in the Director-General’s letter dated 30 September 2004.
- C. That Council, pursuant to Section 109E(4) of the Food Act 2003, provide its written consent for the functions listed in Part B above, to be delegated to the General Manager.
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Item No: R2 Recommendation to Council
Subject: **Declaration of Lower Cooper Park as a Type C - Dogs on leash permitted at all times and unleashed between 4.30pm - 8.30am area**
Author: Tim Tuxford, Manager - Compliance
File No: 271.G
Reason for Report: Petition submitted to Council requesting that dogs be permitted to exercise without leashes between normally designated hours in the area known as Lower Cooper Park.

(Excell/Gardner)

Recommendation:

- A. THAT Council, pursuant to Section 13(6) of the *Companion Animals Act 1998*, resolve to declare the area known as Lower Cooper Park a Type C - *Dogs on leash permitted at all times and unleashed between 4.30pm – 8.30am* area. Lower Cooper Park is the area bounded by;
- Suttie Road to the west and north;
 - Cooper Park entry road and carpark to the north and east; and
 - the rock face, trees and creek to the south.
- B. THAT in addition to the erection of signage to reflect the above resolution, signage be erected in Lower Cooper Park that indicates organised sportsground hirers have the priority use over the park.
-

Item No: R3 Recommendation to Council
Subject: **Royal Hospital for Women Park Categorisation and draft Plan of Management**
Author: David Sheils - Manager Public Open Space
File No: 1023.G
Reason for Report: To recommend the Royal Hospital for Women be categorised as a Park and that the draft Plan of Management be placed on public exhibition.

Note: Catherine Knapman, Patrica Johnson, Helen Northam, Rodney Northam addressed the Committee.

Note: A petition was tabled at the meeting by Catherine Knapman.

Note: This matter was referred to the Council meeting of 1 November 2004 as a Matter of Urgency and was adopted.

(Boskovitz/Excell)

Recommendation:

- A. That the Royal Hospital for Women Park be categorised as a *Park* in accordance with the requirements of Section 36(4) of the Local Government Act.
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- B. That Council place the draft Plan of Management for Royal Hospital for Women Park on public exhibition for not less than 28 days and that submissions be received for a period of not less than 42 days from the date the plan is placed on exhibition, in accordance Section 38 of the *Local Government Act 1993*.
- C. That the recommendations of A, B & D be submitted to the Council meeting of 1 November 2004 as a matter of urgency to allow sufficient time for the public exhibition to occur prior to the start of the holiday period.
- D. That the draft plan be amended to include:
- i. installation of plastic bag dispensers for dog owners; and
 - ii. signage to prohibit the use of the park by skateboarders.
-

There being no further business the meeting concluded at 7.10 pm.

We certify that the pages numbered 1987 to 1995 inclusive are the Minutes of the Community & Environment Committee Meeting held on 1 November 2004 and confirmed by the Community & Environment Committee on 15 November 2004 as correct.

Chairperson

Secretary of Committee