

## ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

14 July 2021

His Worship the Mayor & Councillors

### **Notice of Ordinary Meeting of Bathurst Regional Council – Wednesday 21 July 2021**

I have to advise that an Ordinary Meeting of Bathurst Regional Council will be held in the Council Chambers on Wednesday 21 July 2021 commencing at 6:00 PM or immediately following the conclusion of the Public Forum session.

Public Forum will be held from 6.00 pm where there will be an opportunity for members of the public to raise matters with Council.



D J Sherley

**GENERAL MANAGER**

**MINUTES OF THE ORDINARY MEETING OF  
BATHURST REGIONAL COUNCIL  
HELD ON Wednesday 21 July 2021**

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# 1 PUBLIC FORUM

## MINUTE

**J Muir**- Eglinton Resident - Spoke to allegations against Councillor Bourke. Noted innocent until proven guilty. Had concerns about this being raised at election time. Then spoke to "gang of 5" approach which has damaged the Council. Referred to Councillor Jennings and requested he stand down.

**J Page** - Friends of McPhillamy Park - Spoke to concerns about the park and need for maintenance works and Plan of Management. The area is viewed by Council as a campsite, many of the population see it as a place of civic pride and an area to be enjoyed. The Park has much heritage, public space, race-track area and indigenous heritage. Spoke to the history of the Park and the donations by Mr & Mrs McPhillamy to Council. The intention of Mrs McPhillamy's donation has been lost. Spoke to the Notice of Motion put forward by Councillor Jennings and seeks it being supported.

**B Trimming** - Interim Chair Bathurst Regional Access Committee - Thanked Councillors and the Mayor for contacting him after he resumed the position as Chair and assistance received. Asked the Acting Director Engineering Services to thank staff for their responses to his requests and also thanks to Director Cultural Community Services for his Departments assistance to the committee.

## **2 RECORDING OF MEETINGS**

## **3 MEETING COMMENCES**

Meeting commenced at

### **MINUTE**

Meeting commenced at 6.13pm.

**Present:** Cr I North (Chair), Cr B Bourke, Cr A Christian, Cr J Fry, Cr G Hanger, Cr J Jennings (via video), Cr M Morse , Cr W Aubin, Cr J Rudge (via video)

## **4 PRAYER AND ACKNOWLEDGEMENT OF COUNTRY**

## **5 APOLOGIES**

Nil

### **MINUTE**

**MOVED: Cr B Bourke    SECONDED: Cr A Christian**

**RESOLVED:**

Nil

## 6 MINUTES

### 6.1 CONFIRMATION OF MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL HELD 16 JUNE 2021

**File No:** 11.00005

#### **RECOMMENDATION:**

That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 16 June 2021 be adopted.

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#### **REPORT:**

The Minutes of the Ordinary Meeting of Bathurst Regional Council held on 16 June 2021 are attached.

#### **FINANCIAL IMPLICATIONS:**

Nil

#### **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 6:** Community leadership and collaboration.

Strategy 6.4 Meet legislative and compliance requirements.

#### **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

#### **ATTACHMENTS:**

1. 160621 Ordinary Meeting\_ Minutes [6.1.1 - 29 pages]

#### **MINUTE**

**RESOLUTION NUMBER: ORD2021-233**

**MOVED: Cr W Aubin SECONDED: Cr A Christian**

#### **RESOLVED:**

That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 16 June

2021 be adopted.

**6.2 CONFIRMATION OF MINUTES - EXTRAORDINARY  
MEETING OF BATHURST REGIONAL COUNCIL HELD  
23 JUNE 2021**

**File No: 11.00005**

**RECOMMENDATION:**

That the Minutes of the Extraordinary Meeting of Bathurst Regional Council held on 23 June 2021 be adopted.

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**REPORT:**

The Minutes of the Extraordinary Meeting of Bathurst Regional Council held on 23 June 2021 are attached.

**FINANCIAL IMPLICATIONS:**

Nil

**BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND  
STRATEGIES:**

**Objective 6: Community leadership and collaboration.**

Strategy 6.4 Meet legislative and compliance requirements.

**COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

**ATTACHMENTS:**

1. 230621 Minutes only [6.2.1 - 14 pages]

**MINUTE**

**RESOLUTION NUMBER: ORD2021-234**

**MOVED: Cr W Aubin SECONDED: Cr J Fry**

**RESOLVED:**



That the Minutes of the Extraordinary Meeting of Bathurst Regional Council held on 23 June 2021 be adopted.

## **7 DECLARATION OF INTEREST**

### **Declaration of Interest**

#### **MINUTE**

**RESOLUTION NUMBER: ORD2021-235**

**MOVED: Cr G Hanger SECONDED: Cr J Fry**

#### **RESOLVED:**

That the Declaration of Interest be noted.

Councillor Jennings declared a pecuniary interest in item 9.5.5 of the Director Cultural Community Services Report.

Councillor Fry declared a pecuniary interest in item 11.2 of the Notice of Motion Report.

## 8 MAYORAL MINUTE

### 8.1 COVID-19 BUSINESS AND COMMUNITY – STIMULUS MEASURES

**File No:** 14.00764, 16.00179

#### **RECOMMENDATION:**

That Council reallocate the \$10,000 for the scoping study to the Business Attraction Program, currently being undertaken by Council, and targeted towards attracting creative industries to Bathurst.

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#### **INTRODUCTION:**

Council has received six Mayoral Minutes; 15 April 2020, 20 May 2020, 17 June 2020, 16 September 2020, 9 December 2020 and March 2021 which have provided a review of the impacts of COVID-19 on Council's operations. The reports also provided proposed actions by Council to ease the burden on local businesses and the community to help sustain the local economy and community organisations.

This report progresses Council's response and provides updated advice on Council's services to the community. The measures have been developed having regard to;

- **Not putting the Council into an unsustainable situation,**
- **Maintaining service levels, where practicable, to the community,**
- **Maintaining permanent staff employment, and**
- **Providing assistance to businesses in the region.**

The pressures on the Council, Businesses and the Community due to the impact of COVID-19 are certainly significant.

The format of this Mayoral minute is as follows;

- 1.0 Australia's Recovery from COVID-19 and Local Stimulus Actions
  - 1.1 National and State Recovery from COVID-19
  - 1.2 Stimulus Actions Approved to Date.
- 2.0 Council Services.
- 3.0 Federal/State Stimulus Packages.
- 4.0 Community Groups/ Sporting Groups Support
  - 4.1 Community Organisations – Long Term Loans
  - 4.2 Village Event Development Fund (VEDF)

- 4.3 Community Group Licences
- 4.4 Parks & Gardens Active Spaces Community Groups – User Fees
- 4.5 BMEC Membership
- 4.6 Bathurst District Sport and Recreation Council – Annual Capital Program & Operational Support
- 4.7 Creative Economy
- 5.0 Business Support and Economic Stimulus
  - 5.1 Fees and Charges – Businesses
  - 5.2 Procurement Policy – Local Business Weighting/Preference
  - 5.3 Economic Recovery – Business Groups Focus Meeting
    - 5.3.1 Land Availability
    - 5.3.2 Shop Vacancy Rates
    - 5.3.3 Support for Shopping Locally
    - 5.3.4 Business Support Training/ Education Sessions and Workshops
    - 5.3.5 Events – Economic and Social Stimulus
    - 5.3.6 Economic Stimulus Measures
    - 5.3.7 Promotion of City and Enhancement of CBD
  - 5.4 Local Media Support
  - 5.5 Payment of Council Rates – Cases of Hardship & Interest Waiver
- 6.0 Rent/Lease Income – Council Owned Facilities
- 7.0 Impacts on Council's Budget due to the COVID-19 pandemic.

### **Why does Council get involved in economic development and assisting local jobs and businesses?**

Council's Community Plan – Bathurst 2040 includes a number of objectives and strategies, which were developed through community consultation. These include;

- Objective 2 : A Smart and Vibrant Economy
  - Strategy 2.1 : Support local business and industry
- Objective 6 : Community Leadership and Collaboration
  - Strategy 6.1 : Communicate and engage with the community, government and business groups on important matters affecting the Bathurst region.

Council's Community research survey 2018 listed a number of service areas and their importance for Council including;

#### *Service Area 4: A Prosperous and Vibrant Region*

*When residents were asked to rate the importance of the relevant criteria, the following results were obtained,*

#### ***Importance – overall***

<i>Extremely High</i>	<i>Supporting local jobs and businesses</i>
<i>Very High</i>	<i>Economic development</i>
<i>High</i>	<i>Industrial development</i>

### Importance Mean Scores by Key Demographics

	Overall	Male	Female	18 - 34	35 - 49	59 - 64	65+
Industrial development	4.09	4.17	4.02	3.78 ↓	4.14	4.30 ↑	4.26
Economic development	4.36	4.43	4.29	4.27	4.39	4.44	4.36
Supporting local jobs and businesses	4.77	4.70 ↓	4.85 ↑	4.74	4.80	4.82	4.74

	Ratepayer	Non-ratepayer	Rural	Urban	< 20 years	>20 years
Industrial development	4.11	3.99	4.17	4.07	4.01	4.13
Economic development	4.37	4.33	4.38	4.35	4.36	4.36
Supporting local jobs and businesses	4.80	4.66	4.75	4.78	4.70	4.81

Scale: 1 = not at all important, 5 = very important

↑↓ = A significantly higher/ lower level of importance (by group)

### Detailed Overall Response for Importance

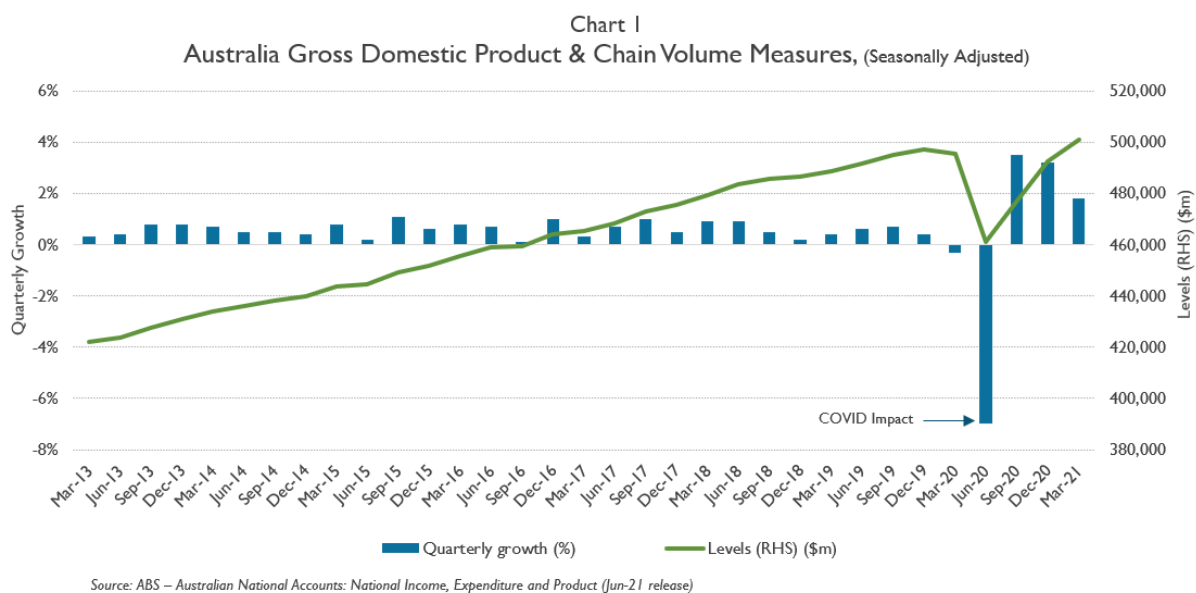
	Not at all important	Not very important	Somewhat important	Important	Very important	Base
Industrial development	3%	7%	17%	23%	50%	402
Economic development	1%	2%	14%	28%	56%	402
Supporting local jobs and businesses	0%	1%	3%	15%	82%	402

## 1.0 Australia's Recovery from COVID-19 and Local Stimulus Actions

### 1.1 National and State Recovery from COVID-19

*Please note this report was generally prepared prior to the recent Greater Sydney COVID shutdown over the July school holidays. The impact of the most recent shutdown on the Bathurst, NSW and Australian economies will be detailed when more data is available.*

The Australian economy experienced its first recession in nearly 30 years thanks to the COVID-19 pandemic. The **Australian Gross Domestic Product (GDP)** fell 0.3% in the March 2020 quarter and a further 7.0% in the June 2020 quarter (refer Chart 1). By the September 2020 quarter, however, the Australian economy started to move into positive territory, with quarterly growth of 3.5%. The latest data to be released, March 2021, indicates the level of economic activity has returned to pre-pandemic levels. March 2021 quarterly activity was 0.8% greater than activity for the December 2020 quarter.

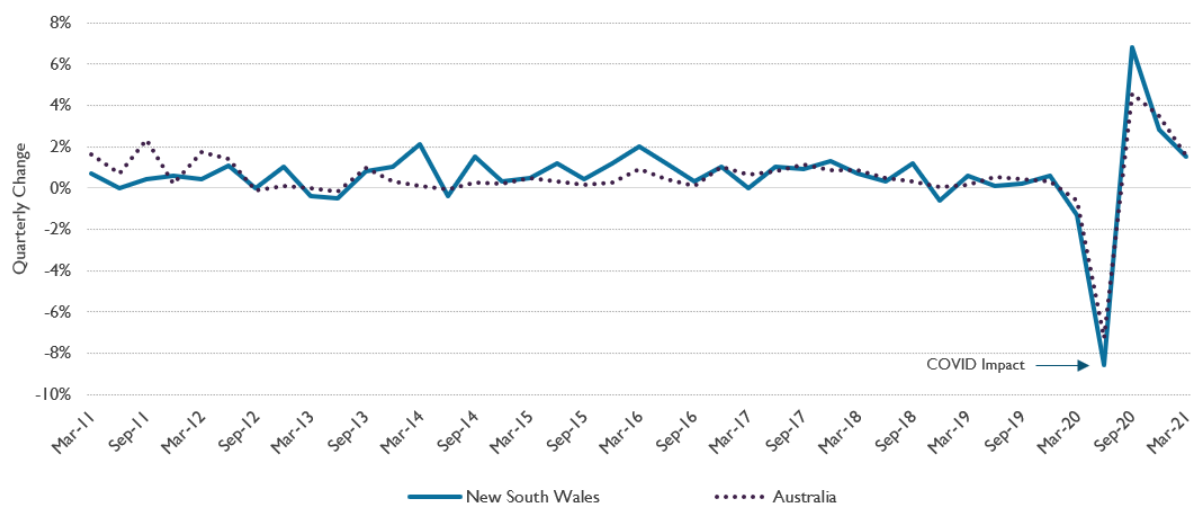


**The recovery has been driven by strong employment growth and the continued easing of COVID-19 restrictions.**

The recovery is evident across a number of key economic metrics:

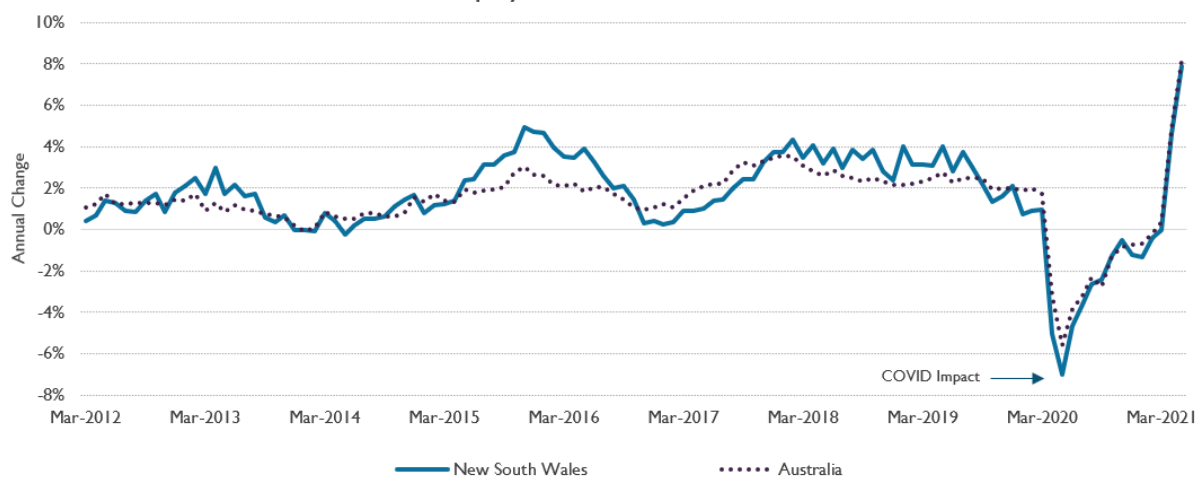
- The **NSW State final demand** (Chart 2) spiked back into positive territory, as of September 2020 and has remained strong through to March 2021 (latest data). State final demand is a measure of economic demand for goods and services in the economy.
- **Employment growth** (Chart 3) has been recovering since experiencing a significant drop in April 2020 and May 2020. Positive year on year territory for NSW was reached by April 2021 (+4.6%), with a significant spike up in May 2021 (+7.9%).
- **Retail trade** (Chart 4) experienced the greatest annual fall on record, dropping 11.1% for NSW in April 2020. Retail has since been recovering, with the latest data showing the greatest annual spike on record for the April 2021 period of 27.3%.
- There was a slight drop off in the rolling annual level of **new dwelling approvals** of New South Wales (Chart 5) from March 2020 to September 2020. The level of new dwelling approvals has since been improving.

Chart 2  
NSW State Final Demand, (Seasonally Adjusted)



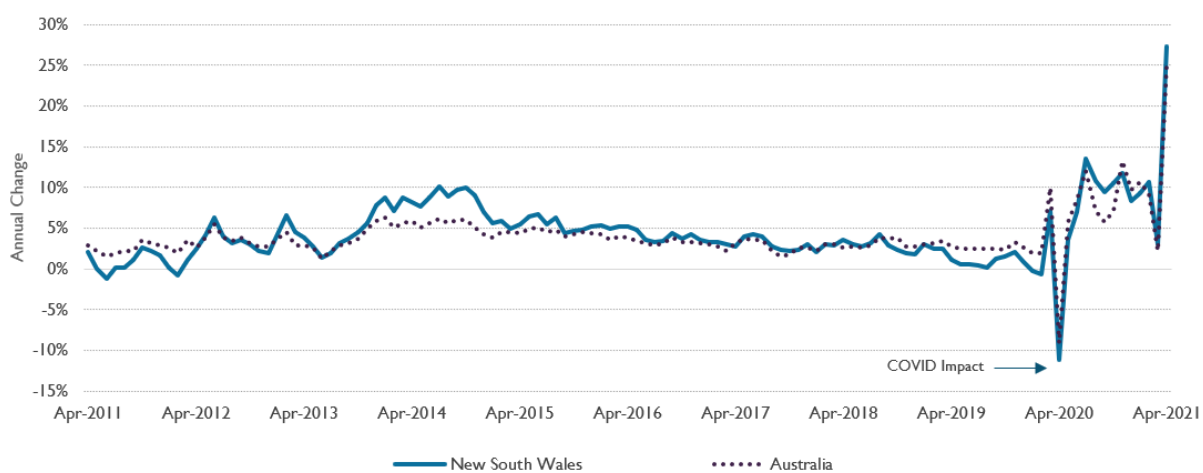
Source: ABS – Australian National Accounts: National Income, Expenditure and Product (Jun-21 release)

Chart 3  
NSW Employment Growth, (Seasonally Adjusted)

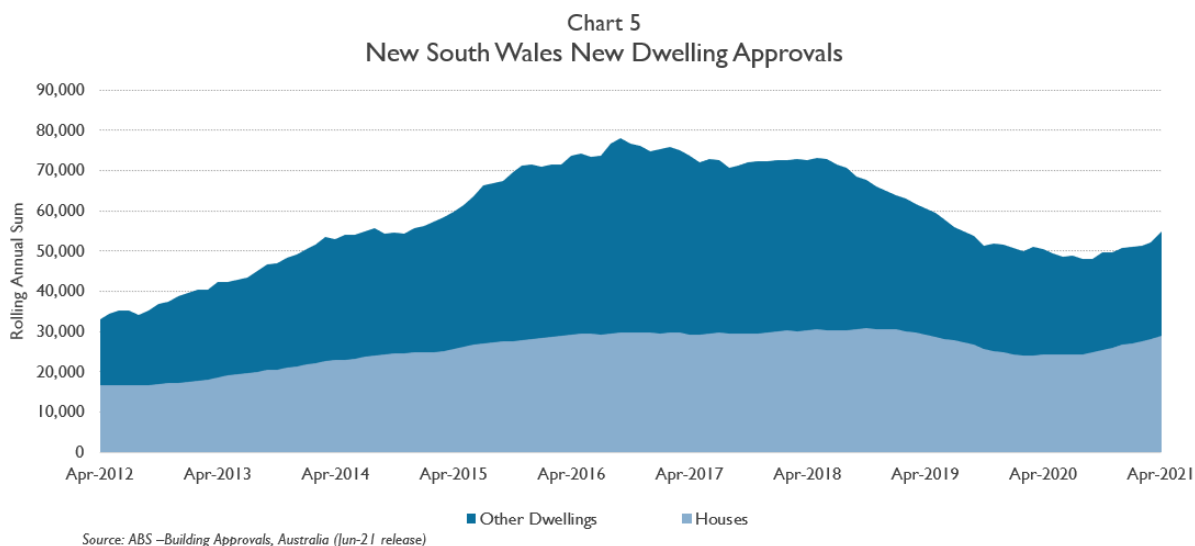


Source: ABS – Labour Force Australia (Jun-21 release)

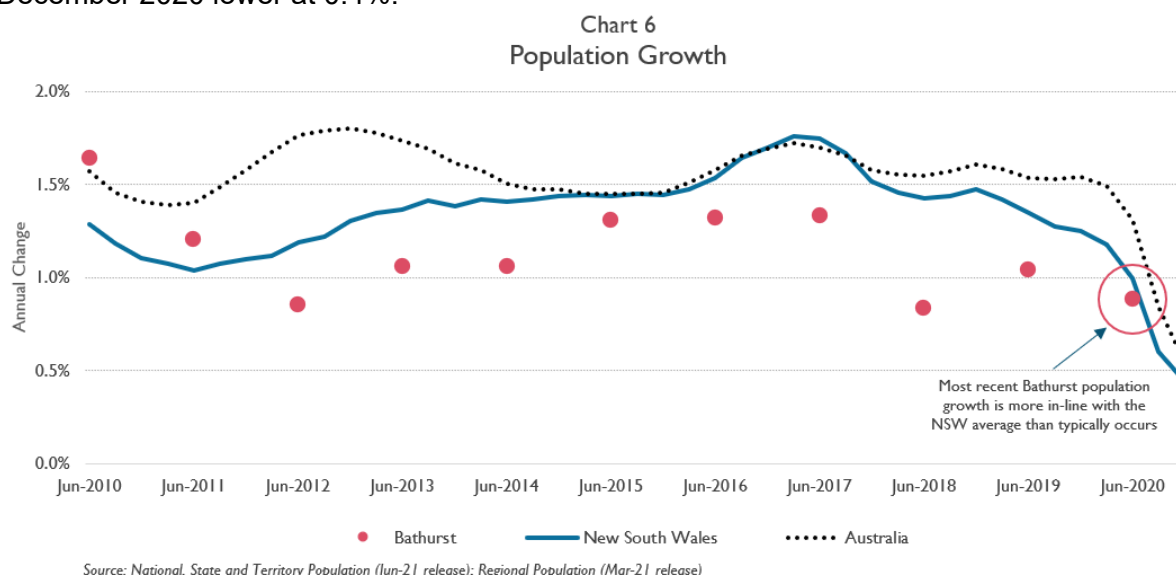
Chart 4  
NSW Retail Trade, (Seasonally Adjusted)



Source: ABS – Retail Trade, Australia (Jun-21 release)



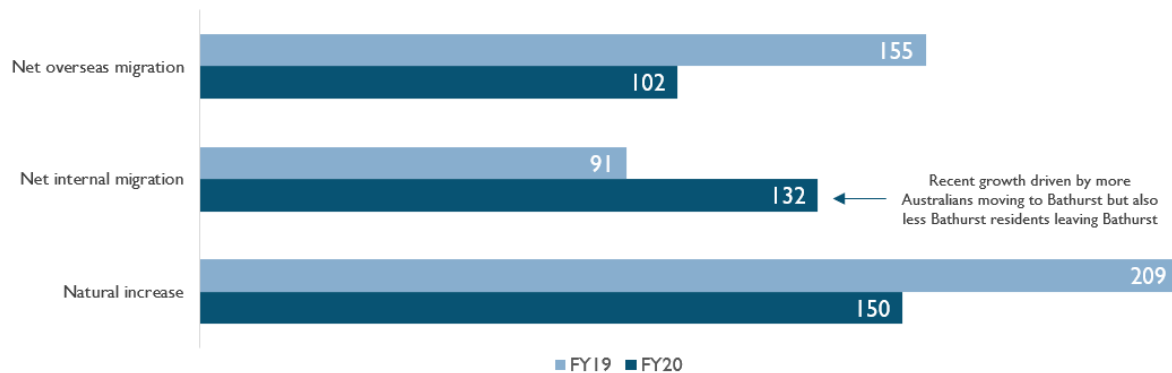
The only metric that continues to remain subdued is **population growth** (Chart 6). The New South Wales population growth rate has averaged 1.5% over the past 5 years. The latest data shows a significant drop off in the population growth rate as border restrictions continue. Population growth for the year to September 2020 was just 0.6%, with December 2020 lower at 0.4%.



On a move positive note, whilst the differential between the Bathurst Region growth rate and the NSW growth rate has been between 0.3%-0.6% in recent years, the differential in June 2020 was just 0.1%. This indicates the impact of border closures has not been as strong on the Bathurst growth rate. This is primarily due to the higher level of net internal migration that occurred for Bathurst over the year to June 2020 (Chart 7).



Chart 7  
Bathurst Region Components of Population Growth, FY19 vs FY20



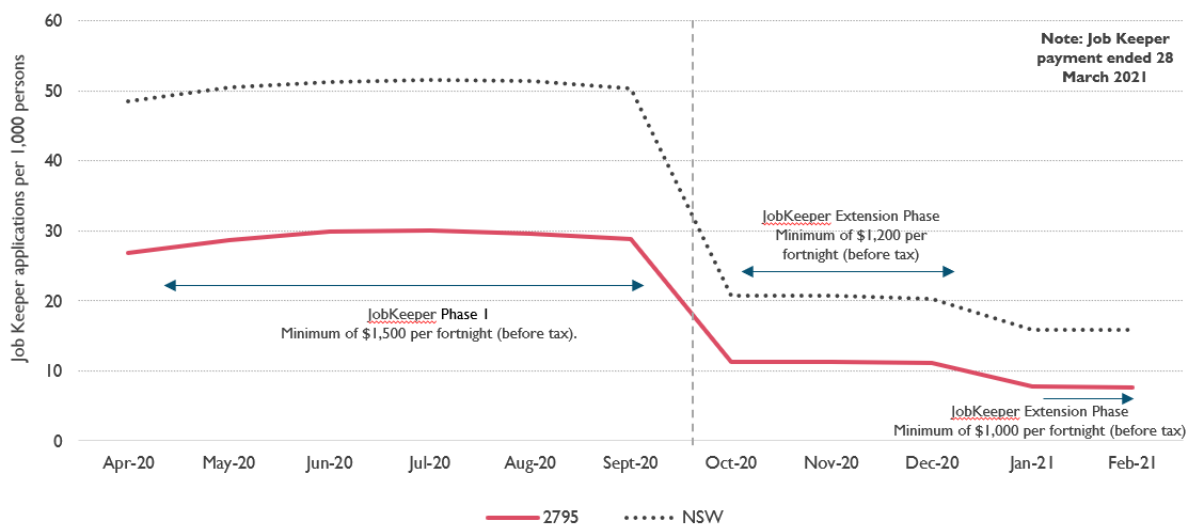
Source: ABS - Regional Population (Mar-21 release)

### How is Bathurst Recovering?

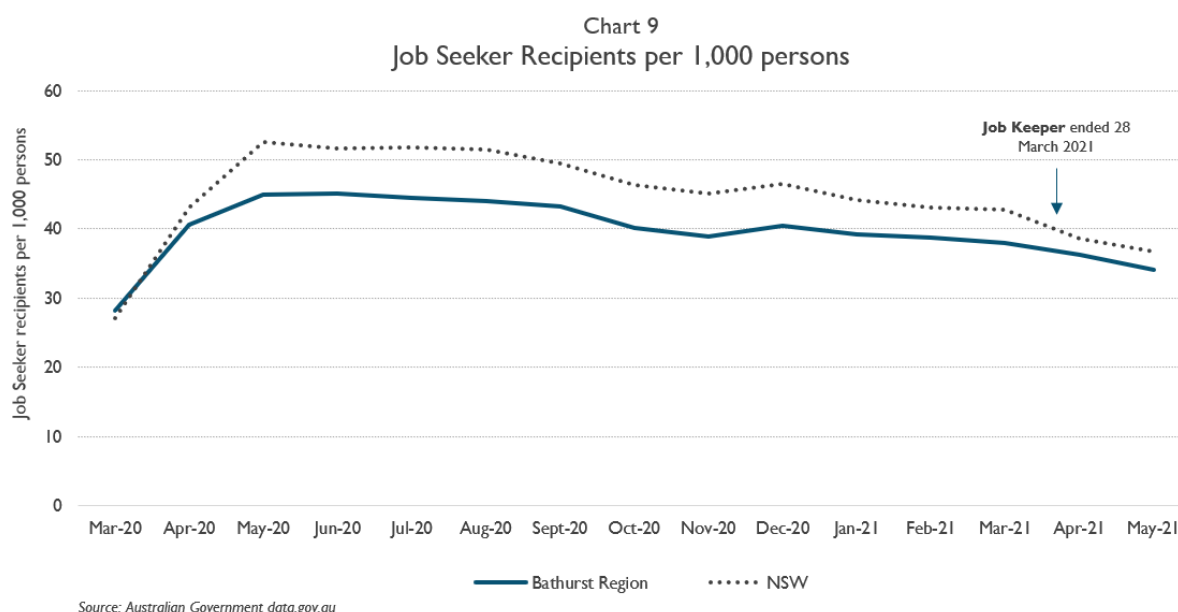
The diverse economy within Bathurst, coupled with the low number of COVID cases, has resulted in a lower COVID impact than other areas of Australia. The range of stimulus measures at a Federal, State and Local Government level, has enabled a quick bounce back to pre-COVID levels across a number of economic metrics.

**Job Keeper applications per 1,000 persons has remained significantly lower than the NSW average** throughout the pandemic (note the Job Keeper stimulus has now ended) (Chart 8). Whilst Job Seekers in Bathurst per 1,000 persons was initially in-line with the New South Wales average, by May 2020 the number of **Job Seekers in Bathurst per 1,000 persons fell well below the New South Wales average** where it remains as of May 2021 (latest available data) (Chart 9).

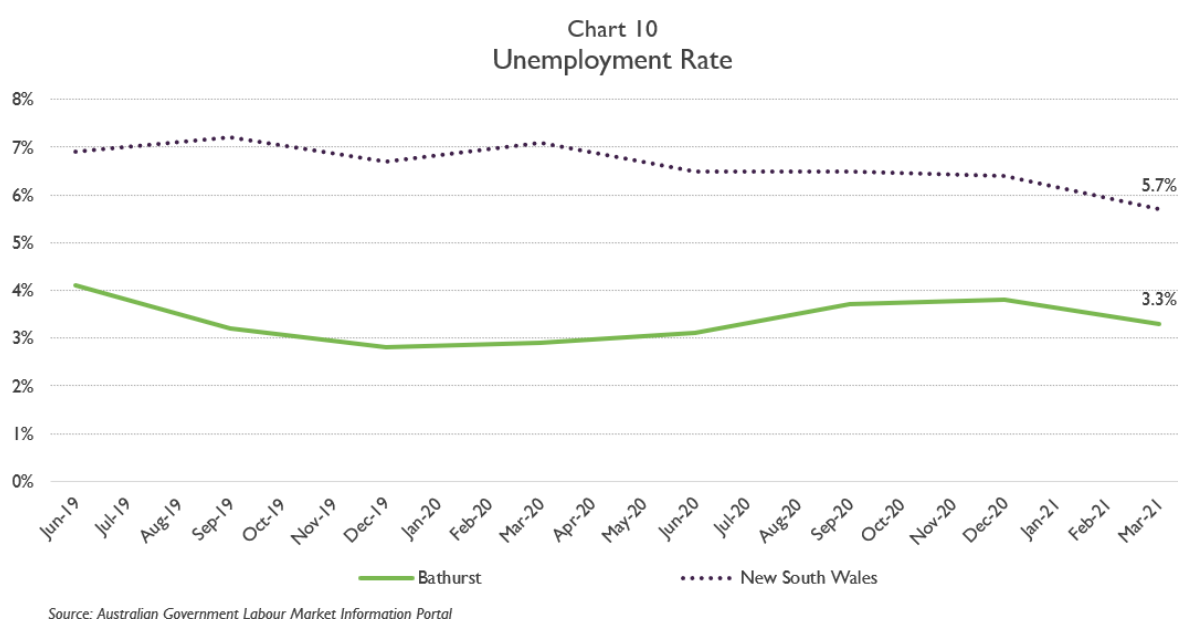
Chart 8  
Job Keeper Applications per 1,000 persons



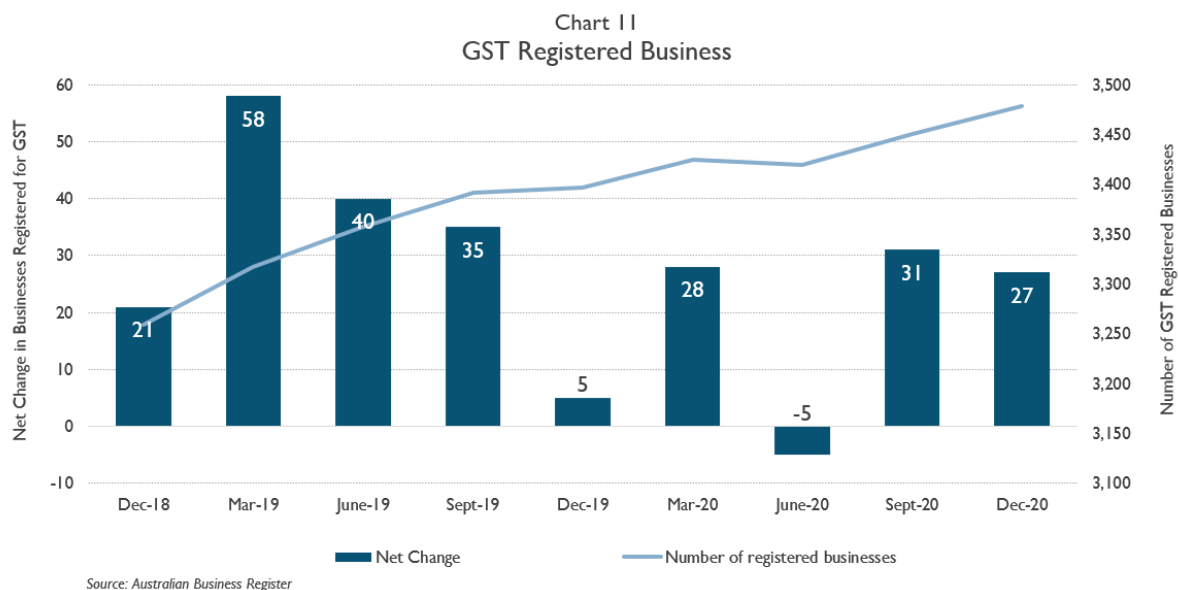
Source: Australian Government The Treasury



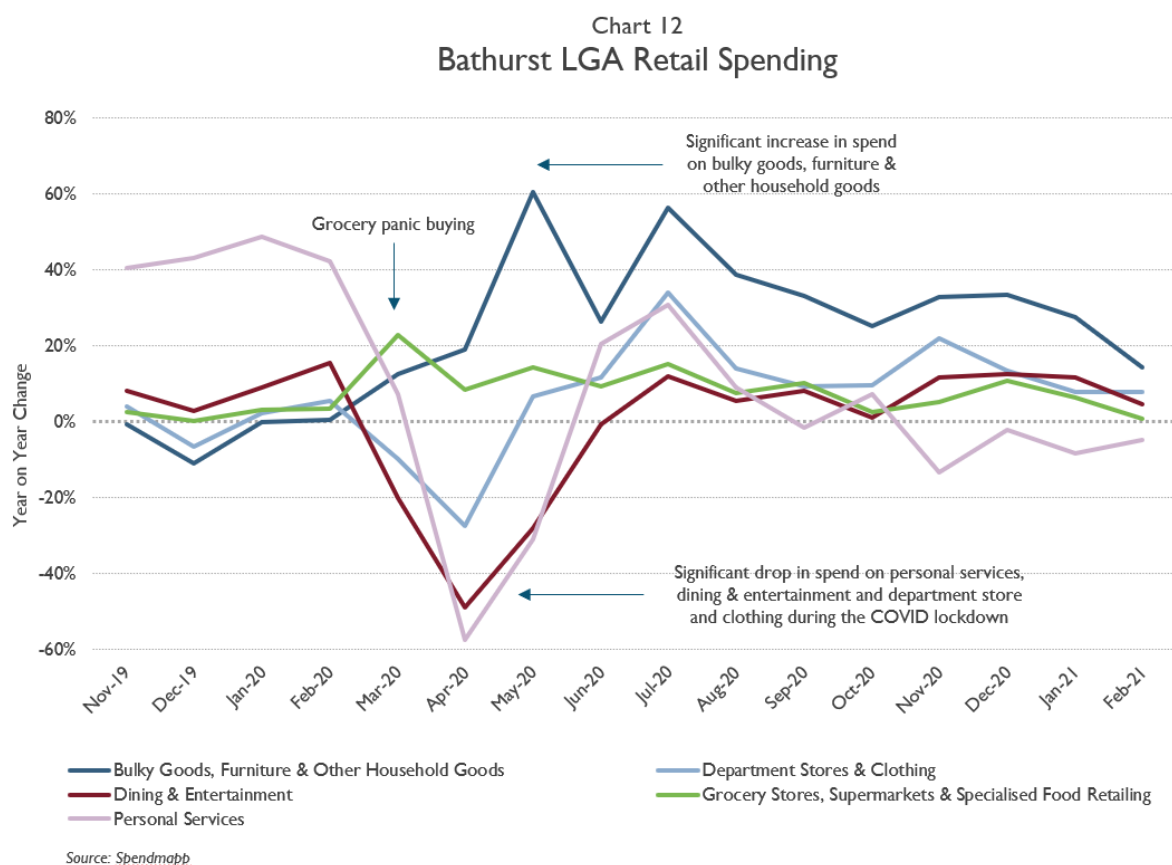
The unemployment rate in Bathurst also remained well below the NSW average over the COVID impacted period, recently falling to 3.3% in March 2021 moving closer to the pre-pandemic level of 2.8% in December 2019 (Chart 10).



Given the widespread impact of the COVID lockdown, the number of GST registered businesses across the Bathurst LGA fell in the June 2020 quarter (Chart 11). The **bounce back**, however, **was relatively quick, with GST registered businesses in Bathurst increasing by 31 in the September 2020 quarter**. This growth in registrations has remained relatively stable, increasing by 27 businesses in the December 2020 quarter.

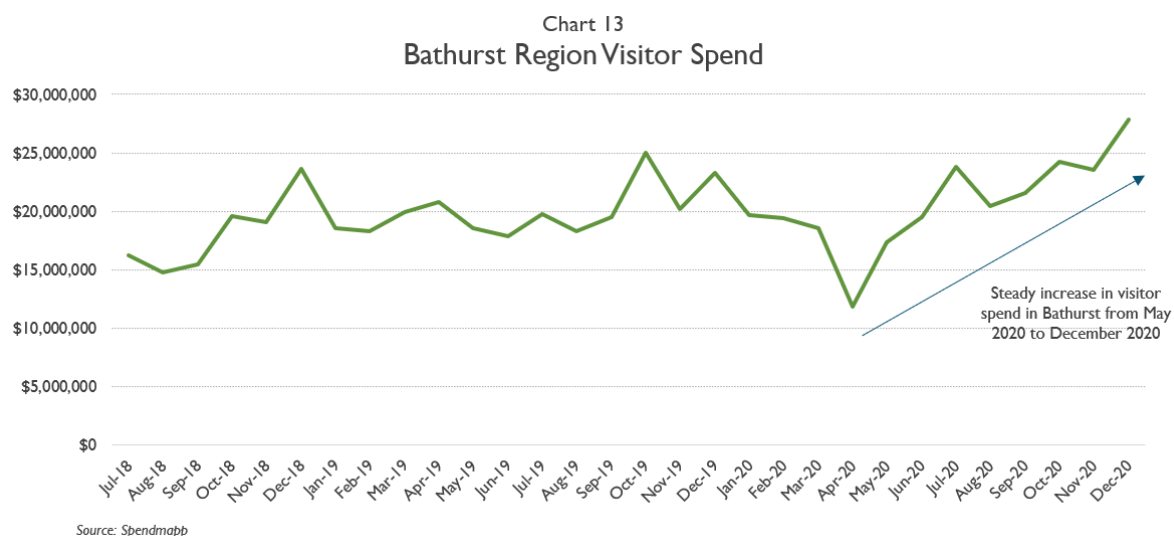


Card transaction data reveals a two-speed retail economy emerged during COVID (Chart 12). Bulky goods, (including garden), household goods and fresh food performed well. Clothing, dining, entertainment and personal services (i.e. beautician etc) were challenged. A similar trend was experienced Australia wide.

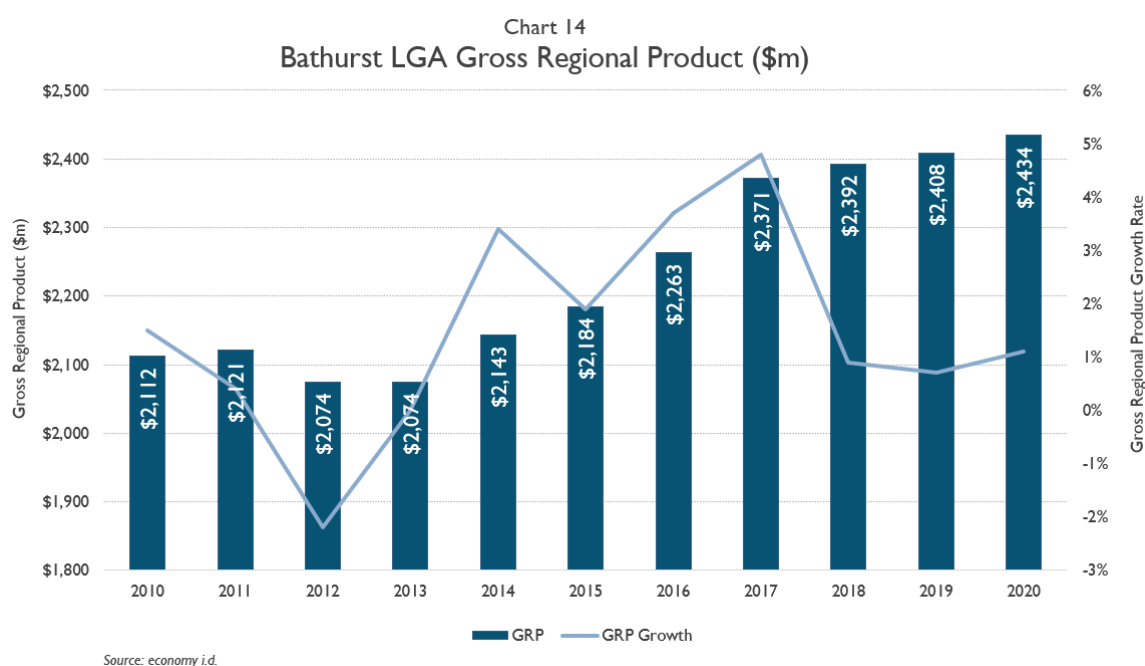


It is important to note that **retail spending in Bathurst stabilised quickly post the COVID lockdown, with most categories remaining in positive year on year territory since July 2020.** Part of this retail recovery has been driven by a recent rise in

**visitation to the Bathurst Region.** Whilst year on year visitor spend fell dramatically in April 2020, visitor spend in Bathurst has been rising since May 2020, reaching peak levels by December 2020 (Chart 13).

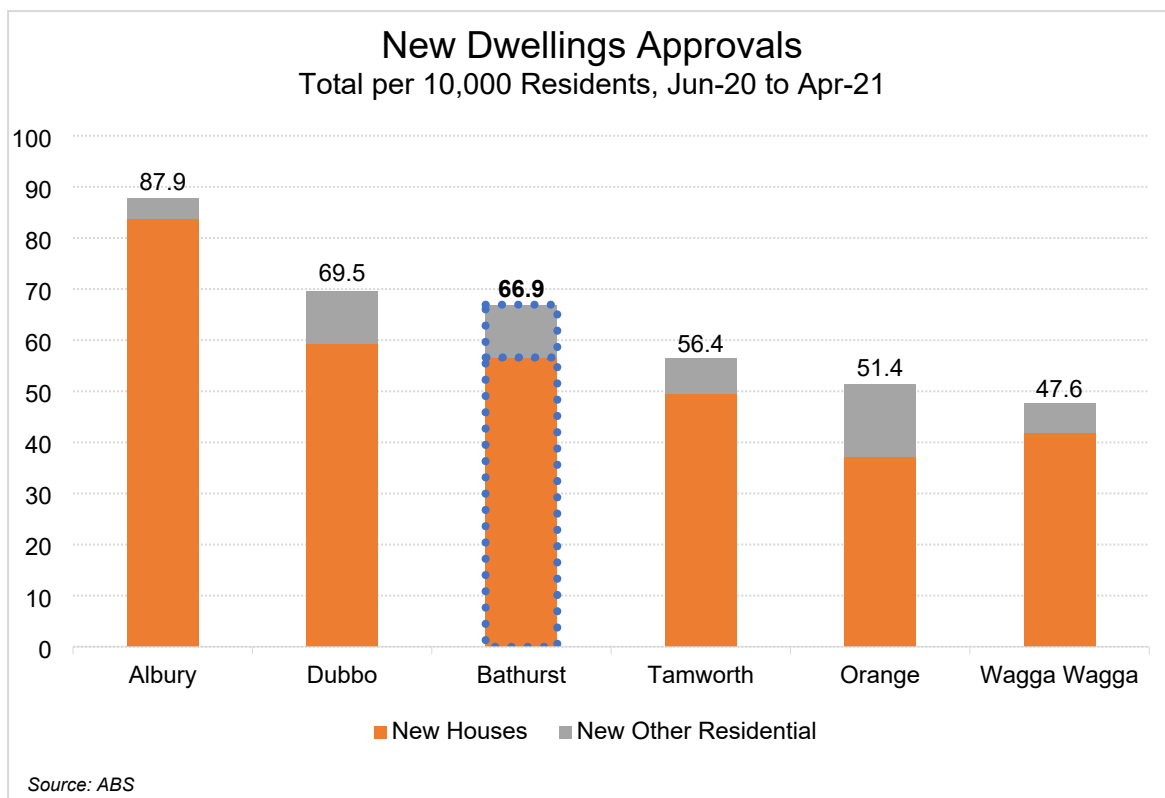


Overall, whilst many local economies experienced a decline or minimal growth in the Gross Regional Product (GRP), **the Bathurst Local Government Area GRP increased 1.1% in the year to June 2020** (Chart 14). This was slightly below the 10-year trend of 1.4% but still strong given the COVID forced shutdown that occurred in early 2020.



## New Dwelling Approvals

A review of New Dwelling Approvals (houses and other residential dwellings) per 10,000 residents over the June 2020 to April 2021 period indicates Bathurst has had the third highest number of new dwelling approvals across the Evocities, at 66.9 new dwellings per 10,000 residents.



Whilst many businesses have been negatively impacted by the COVID-19 pandemic, it is interesting to note DA Statistics for the last two financial years. There has been an increase in applications despite COVID-19.

First six months of this year: 1 January 2020 – 30 June 2020

- 331 applications lodged (232 DA, 99 CDC)
- Value of new applications = \$98,101,542.
- No. applications determined = 278
- Average approval time 35 days

For the same period last year: 1 January to 30 June 2019

- 305 applications lodged (215 DA, 90 CDC)
- Value of new applications - \$65,910,866
- No. applications determined = 288
- Average approval time 31 days

For the full financial year completed: 1 July 2019 – 30 June 2020

- 699 applications lodged (471 DA, 228 CDC)
- Value of new applications = \$202,266,288
- No. applications determined = 587
- Average approval time 31 days

For the first half of this financial year: 1 July to 31 December 2020

- 535 applications lodged (346 DA, 189 CDC)
- Value of new applications - \$134,372,353
- No. applications determined = 454
- Average approval time 29.6 days

For the second half of this financial year: 1 Jan 2021 to 30 June 2021

- 459 applications lodged (301 DA, 158 CDC)
- Value of new applications - \$119,526,345
- No. applications determined = 414
- Average approval time 33.7 days

For the full financial year completed: 1 July 2020 – 30 June 2021

- 994 applications lodged (647 DA, 347 CDC)
- Value of new applications = \$253,898,698
- No. applications determined = 868
- Average approval time 31.6 days

The data applies to DA's and CDC's only, construction may be delayed from approval date, which is valid for 5 years.

Further, Council recently released Sunnybright 1B – Land release, at a ballot in August 2020. Twenty-one (21) of the thirty-nine lots were sold on the day (53% of lots), as at the end of January 2021, all 39 lots were sold or under contract.

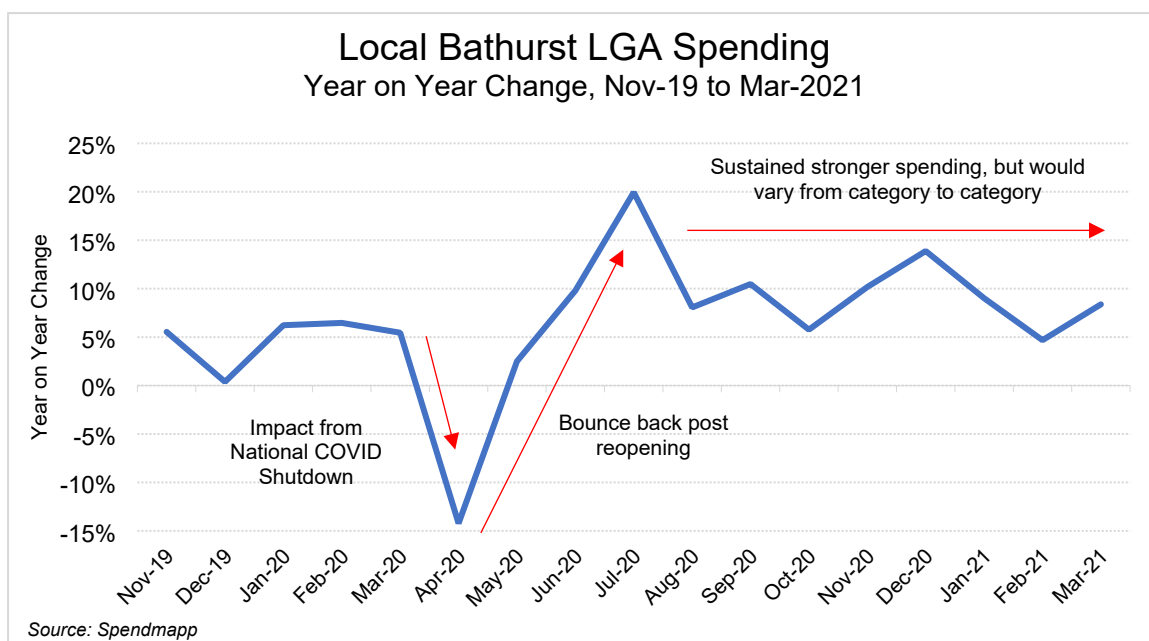
## **Spendmapp**

Spendmapp data uses card transaction data to understand the level of spending within the Bathurst LGA. The chart below shows overall year on year spending within the Bathurst area. The amount of money spent in Bathurst fell significantly in April 2020 as many shops were forced to close their doors.

Since April 2020, year on year spending in Bathurst has been significantly improving, moving into positive year on year territory by May 2020. A spike in spending occurred in July 2020 (consistent with other areas and commonly referred to as "Revenge Spending"), with a heightened level of stabilised spending since August 2020. This would however vary from category to category.

This heightened level of spending is likely due to:

- A reduction in the use of cash during COVID, with Spendmapp data detailing card transaction data only (i.e. excludes cash).
- An increase in the number of visitors to the Bathurst Region, as closed borders prevented interstate and international travel.



Council was also provided with a report to the Council meeting of 19 May 2021 (DEPBS No. 8.1.8), concerning: The Bathurst Economy – Our COVID Recovery. The report provided a detailed assessment of the Recovery and is repeated below to ensure completeness of the Mayoral Minute.

## 1.2 Stimulus Actions Approved to Date

Prior Mayoral Minutes have resulted in the following measures/actions. Financial impacts are dealt with further in Section 7.0.

### (a) Fee and Charges Review

Detail	Action	Mayoral Minute	20/21 Value \$	19/20 Value \$
User fees and Charges Outdoor Dining Fees	Waiver 1/3/2020 – 31/12/2020.	15.04.20	14,224	9,233
User Fees and Charges Outdoor Dining Fees	Waiver 1/1/2021 – 30/6/2021	09.12.20	9,244	-
Health Inspection Fees – Food/ General	✓	15.04.20	28,243	18,333
Health Inspection Fees – Skin/ Hairdressing	✓	15.04.20	1,500	1,500
Health Inspection Fees – Bed and Breakfast	✓	15.04.20	1,000	833
Health Inspection Fees – Temporary/ Mobile Food Outlets	✓	15.04.20	750	333
Health Inspection Food Act – Admin Fee	Waiver 1/7/2020 – 31/12/2020.	15.04.20	21,567	-
Trade Waste Inspection Charges – Sewer	Waiver 1/3/2020 – 31/12/2020.	15.04.20	19,859	12,668
Tourism Partnership Program Fees	Waiver 1/7/2020 – 30/6/2021.	15.04.20	60,000	-

Section 7:11 (Formerly S:94 Contributions)	Deferral of payment 1/7/2020 – 30/6/21. Waiving of Admin Fee of \$400 for deferred payments.	15.04.20	34,900	–
Development Application Fee (BRC Charges only)	Reduction of 50% in fee for 2020/21.	15.04.20	98,075	–
Other Miscellaneous Fees – DA, S:68 & Subdivision	Reduction of 50% in fee for 2020/21.	15.04.20	89,700	–
User Fee for id economic modelling	Waiver 1/7/2020 – 30/6/2021.	17.06.20	1,500	–
User Fees and Charges Footpath Obstructions Licence Fees	Waiver 1/7/2020 – 30/6/2021.	17.06.20	10,270	–
<b>TOTAL</b>			390,832	42,900



**(b) Community and Sporting Groups Support**

<b>Detail</b>	<b>Action</b>	<b>Mayoral Minute</b>	<b>20/21 Value \$\$</b>	<b>19/20 Value \$\$</b>
Parks & Gardens Active Spaces User Fees (select groups)	Waive 2020 fees.	15.04.20	–	53,819
Community Organisations Long Term Loans	Repayments 2020/21 deferred. Interest charges 2020/21 waived.	20.05.20	19,379	–
Village Events development Fund	Funding of \$40,000 included in 2020/21 budget.	20.05.20	–	–
Hospitality Business (Outdoor Dining)	Encouraging use, where suitable, by businesses of Council footpaths.	20.05.20	–	–
Community & Sporting Group Licenses (Leases)	Waiver of 2020/21 License Fees.	20.05.20	14,463	–
Childcare Service Provision	Implementation of Government imposed protocols.	Cost Recovery	213,335 <213,335>	–
Library fines	Waiver 1/7/2020 – 31/12/2020.	20.05.20	5,232	–
Library Fines	Waiver 1/1/2021 – 30/6/2021	09.12.20	5,233	–
BMEC Membership Fees for existing 2020 Members	Waiver of 2021 fees.	17.06.20	5,920	–
BDS&RC Sporting Grants 2020/21 for Capital Works	Approval to use \$20K grant for operational expenditure.	17.06.20	–	–
Parks & Gardens Active Spaces User Fees (select groups)	Waive 2020/21 Fees	16.09.20	34,500	–
BDS&RC Sporting grant to assist COVID-19 costs	Allocation to assist with COVID costs	16.09.20	10,000	–
BMEC Hire Fees Carillon Theatrical Society	Waive of hire fees CTS advised no longer require subsidy	09.12.20 17.03.21	17,000 <17,000>	–
Evans Arts Council	Rental Support	17.03.21	5000	-
Bathurst AH&P Association	Support Bathurst Show	17.03.21	2000	-
<b>TOTAL</b>			101,727	53,819

**(c) Other Items**

<b>Detail</b>	<b>Action</b>	<b>Mayoral Minute</b>	<b>20/21 Value \$\$</b>	<b>19/20 Value \$\$</b>
Procurement Policy – Local Business Weighting to 10%	Amendment to 30/6/2021.	15.04.20	–	–
Payment of Council Rates	Cases of hardship will be dealt with on a case by case basis. Interest charge on	20.05.20	109,333	–

	overdue rates and charges set to 0% for 1/6/2020 – 31/12/2020.			
Assistance Bathurst Business Chamber	One-off payment of \$18,000.	20.05.20	–	18,000
Local Media Support	Annual media usage profile maintained 2020/21. Value around \$140,000p.a.	20.05.20	–	–
Water from Standpipes reduced pricing levels	Reduction of 50% to \$2.50/kL to 31/12/2020.	20.05.20	11,004	–
Rent/ Lease Tenancies – Relief (Commercial and Residential – 50% provision)	Dealt with on a case by case basis, general position of deferral adopted.	–	301,136	–
Rent/Lease Tenancies Commercial	Freeze on rent increases under Federal Code of Conduct (Commercial) mandatory.	–	32,550	–
“Doors Open” Marketing Campaign	Campaign implemented 2020/21.	17.06.20	20,000	–
Jobs Expo Program	Enhanced program for 2020/21 to assist recovery employment market.	17.06.20	10,000	–
Biz Month	Enhanced program to include business education component.	17.06.20	10,000	–
Formal Business Attraction Program	Implement enhanced business attraction program to increase local investment/jobs.	17.06.20	50,000	–
Upstairs Start Up Hub	Funding assistance to maintain viability of program.	17.06.20	–	10,000
Buy Local Gift Card Program	Increased funding to stimulate local economy.	17.06.20	–	10,000
VFR Marketing Campaign (Tourism)	Enhanced campaign to attract visitation to the area.	17.06.20	10,000	–
Arts OutWest	Assisting to help in achieving Mission.	16.09.20	10,000	–
Re-New Australia	CBD Study Vacant Floor Space	17.03.21	10,000	--
<b>TOTAL</b>			574,023	38,000

## **2.0 Council Services**

Council is working to maintain as many services as practicable, with a number of these being provided in altered formats. The BVIC is an example of this, where

campaigns such as “Take a Moment” and expansion of e-commerce are occurring. Council facilities are all generally open to the community at this time, even with the current spike in COVID-19 cases and corresponding Government Policy and Public Health Order.

The work locations of staff continue to be reviewed and as a risk management approach, offices have been established at the following sites to allow for separation of staff and to best ensure continuity of service provision. At this time, there are nil staff members Working From Home only (WFH), the maximum number during the COVID-19 pandemic has been 35. Some staff, where needed, transition between workplace and WFH, as part of the process of permanently returning to Council.

Location	Services
Civic Centre/Administration Building	All services
Mount Panorama (Pits)	Closed
Mount Panorama (Harris Park)	Closed
Lee Street (Old Evans Shire)	Planning/Health and Building/Regulatory Services
Various Cultural sites	Library/Art Gallery/Museums/BMEC/BVIC/Cultural & Community Services
Post Office Building	Human Resources, Communications, Finance, IT, Engineering, Environmental and Events.

The current status of Bathurst Regional Council facilities is as follows;

Location/ Facility	Status
Art Gallery	Closed from 23 March – Reopened 9 June 2020. Weekday opening hours: Tuesday to Friday from 10am to 5pm. Weekend opening hours (Saturday, Sunday, and public holidays): 10am to 2pm.
Library	Closed from 23 March. Call and Collect service put in place 4 May 2020 – Reopened 9 June 2020. Opening hours back to normal: Monday to Friday from 10am to 6pm, Saturdays and Sunday from 10am to 3pm. Closed on Public Holidays.
Bathurst Memorial Entertainment Centre	Closed from 23 March – Reopened limited services 5 August 2020.
Bathurst Visitor Information Centre	Closed from 24 March – Reopened 3 June 2020. Now open from 9.30am to 4.30pm seven days a week.
Manning Aquatic Centre Bathurst	Closed from 23 March – Reopened 20 June 2020.
Chifley Home	Closed from 23 March.
Dog Pound	Remains open by appointment only.
Parks	Remain open, with appropriate social distancing.
Crematorium/Cemetery	Remains open, with appropriate social distancing and with restricted numbers of attendees.

Community Halls	Those managed by Council closed from 23 March 2020, opening dates occurred from 13/6/2020 where practicable.
Scallywags Child Care Centre	Remains open, with appropriate social distancing.
Kelso Community Hub	Reopened from 16 June 2020. Services continuing to resume programs.
Family Day Care	Remains open, with appropriate social distancing. Administration is operating out of Bathurst Regional Council's Children's Services Building.
Bathurst Rail Museum	Closed from 23 March – Reopened 5 June 2020.
National Motor Racing Museum	Closed from 23 March – Reopened 3 June 2020.
Fossil and Mineral Museum	Closed from 23 March – Reopened 4 June 2020.
Aerodrome	Remains open, with appropriate social distancing. Regional Express airlines (REX) has operated in a reduced/ limited capacity since April 2020.
Depot	Remains open, with appropriate social distancing. Public access restricted.
Civic Centre	Remains open, with appropriate social distancing. Some staff relocated to other Council facilities for risk mitigation.
Mount Panorama	Remains open, with appropriate social distancing. A proportion of BRC staff from other work areas have relocated to the Pit Complex for risk mitigation, no public access. Staff then relocated to other locations September 2020 due to Car Races setup.
Wastewater Treatment Works	Remains open, with appropriate social distancing. No public access.
Water Filtration Plant	Remains open, with appropriate social distancing. No public access.
Workshop	Remains open, with appropriate social distancing. Public access restricted.
Waste Management Centre	Remains open, with appropriate social distancing. Kerbside waste, recycling, and food and waste services continue as per normal operations.
Begonia House and Fernery	Closed for 2020 season. Was open for flower display on 7 April 2021 and closed 3 May 2021 at conclusion of normal display season.

### **3.0 Federal/State Stimulus Packages**

The Federal and State Governments have announced extensive stimulus packages to assist the nation during the COVID-19 pandemic. The main ones relevant to Local Government services include;

- Relief for Commercial Tenants – Code of Conduct (Federal)  
Program is a Federal initiative which puts in place a rent reduction regime on Council with no financial funding for Councils who have commercial tenants in Council buildings.

- Childcare Funding (Federal) – This program put in place a no charge regime on Council for those utilising childcare services, whilst providing no funding for Council, as Councils were ruled ineligible for the Federal Government JobKeeper program
- Childcare Support (State) – This program was introduced by the State Government to offset the Federal Childcare funding program. BRC obtained \$213,335, which offset the costs incurred by Council.
- Family Day Care received Federal Government Transition Payment to assist the service transition back to providing Child Care Benefit to families. Funding was 25 per cent of the services revenue that was provided during the Relief Package period. BDFC obtained \$71,433 to subsidise Educators unable to implement fee increases and service operating costs.
- Cleaning of Public Buildings (State - \$250 million)  
Council was not able to access any reduction in costs through this program.
- Showground maintenance and improvement (State - \$25 million)  
Council does not operate the Showground in Bathurst. Applications were made for Sofala and Trunkey Creek showgrounds. Both applications were unsuccessful in the first round of funding. Sofala was allocated \$48,000 in Round 2.
- 2020/21 Crown Lands Improvement Fund - \$185,569 was allocated to the demolition and construction of new toilet facilities at the Trunkey Creek Recreation Ground. Also secured \$9,900 for the control of invasive weeds at Mt Panorama.
- Job Retention Allowance (State \$112.5 million)  
State equivalent for local government of the JobKeeper program. Council at this time is not eligible for funding.
- Emergency Services Levy Relief (State \$32.76 million)  
This is a rebate on a State imposed charge that has increased 49.8% in the last two years. The subsidy is a one-off, Council is eligible for this. An offset of \$26,228 will be received against the 2020/21 budget allowance.
- Access to T-Corp Loans (State \$250 million)  
Council is eligible for this program. Council has not utilised this facility at this time, having regard to ensuring council does not go into an unsustainable financial position and also that commercial borrowings e.g., banks have been at cheaper interest rates.
- Residential Tenancies Support (State)  
This is a State program initiative which puts in place a rent reduction regime on Council with no financial funding (land tax relief) for Councils who have residential tenants in Council buildings.
- Pound Grants (State - \$500,000)  
Council is eligible for this program and has received \$4,000
- Local Roads and Community Infrastructure Program (Federal \$500 million)  
Council eligible for this program and received \$1,248,599 in Phase 1.
- Local Roads and Community Infrastructure Program Phase 2. Council is eligible for this program and has received \$1,978,952.
- Local Roads and Community Infrastructure Program Phase 3. Council is eligible for this program and has been allocated \$2,497,118.
- FAG – Assistance Grants early payment (Federal \$1.3 billion)  
Council has received early payment of FAGs payment into the 2019/20 financial year. The Federal Government announced early payment of the FAGs payment into the 2020/21 year.
- NSW Small Business Month Grant Council is eligible for this program and has received \$2,000.

- Fixing Local Roads Round 2– State Government road package to assist in reducing road maintenance backlog, worth \$500 million. Council received \$387,930 for asphaltic resurfacing of Piper Street between William to George Streets and \$182,000 for asphaltic resurfacing of Lambert Street from Havannah Street to Bant Street.
- Fixing Local Roads Round 3 – This funding round closes late July 2021.
- Streets as Shared Spaces (State) Program to test and pilot new and innovative ideas for streets as safe, shared spaces, in response to the COVID-19 pandemic. Council received \$767,884.

#### **4.0 Community Groups/Sporting Groups Support**

An extensive array of assistance has been developed for Community and Sporting groups these are;

##### **4.1 Community Organisation's – Long Term Loans**

As part of working with community groups in developing facilities for the Bathurst Region, Council's Donations Policy: Section 356, contains provisions for Council to be able to make: Loans to Service Clubs, Sporting Clubs and Non-Profit Organisation. The guidelines include inter alia;

- 1. The council may lend money to any Service Club, Sporting Club or Non-Profit Organisation, which is not conducted for private profit, which has its purpose, the provision of one or more of the following:*

- *community services and facilities*
- *public health services and facilities*
- *cultural, educational and information services and facilities*
- *sporting, recreational and entertainment services and facilities*
- *environment conservation, protection and improvement services and facilities*
- *waste removal, treatment and disposal services and facilities*
- *pest eradication and control services and facilities*
- *public transport services and facilities*
- *storm water drainage and flood prevention, protection and mitigation services and facilities*
- *fire prevention, protection and mitigation services and facilities*
- *land and property development*
- *housing*
- *industry development and assistance*
- *tourism development and assistance*

Currently the following Long-Term Debtors are in place.

<b>Organisation</b>	<b>Balance Loan Schedule @ 30.6.20 (anticipated)</b>
75's Soccer Club	\$40,397.03
Carillon Theatrical Society	\$66,805.50
AFL Bushrangers	\$83,644.27
Pistol Club	\$955.69
Eglinton District Tennis	\$12,108.92
Bathurst Clay Target Club	\$6,566.68
Bathurst Harness Racing Club	\$16,416.66
Bathurst Bike Park Inc	\$91,761.89

Bathurst Hockey	\$62,651.84
<b>TOTAL</b>	<b>\$381,308.48</b>

Council has approved that repayments on these loans, be deferred for the year 2020/21 and any interest charges for the year 2020/21 be waived. The effect is to add basically a year onto the loan schedules without penalty to assist in cash flows. The Organisations if they so wish, can make the 2020/21 instalments but no interest will be charged for 2020/21. Interest charges will recommence 1 July 2021, the estimated value of the interest charges to be waived (with no repayments made) is \$19,379 – 2020/21. Council recently approved a loan of \$25,000 for Early Start Kelso Preschool (DCSF No 8.3.11, 16 September 2020). The Preschool has advised that they will not be taking down the loan.

#### **4.2 Village Event Development Fund (VEDF)**

The Village Event Development Fund (VEDF) was introduced by Council in 2019/2020 and provided financial support to events in Rockley, Sofala and Wattle Flat while successful applications for funding from Hill End and Peel were unfortunately unable to proceed due to imposition of COVID-19 restrictions. This program has been maintained for 2020/21.

Given the uncertainty surrounding the hosting of large gatherings and events, the \$40,000 Fund was reviewed where needed, in 2020/21 to provide additional economic stimulus to the villages of the Bathurst region in the form of activities and expenditures that will benefit small businesses and local communities. Activities included advertising, online capacity building and training, public relations activity and marketing, the VEDF will be reviewed later in the year.

The new Villages Guidebook produced by the Bathurst Visitor Information Centre has been updated and reprinted to provide a visually compelling incentive to visit and travel widely in the region.

Council supported the 'Marmalade Festival, Peel Jam' event which took place at Peel on 8 November 2020. In addition to financial support through the VEDF for necessary logistical items and COVID signage Council, through the Bathurst Visitor Information Centre, provided assistance with marketing and promotion of the event which was highly successful.

Council supported the Rockley Gardens and Art Festival in November. The event this year took place virtually, with Council providing financial support through the VEDF and advice/promotion through the Bathurst Visitor Information Centre.

PR Activity through the Bathurst Visitor Information Centre has included a Villages focus, with the Villages featuring in a double page article in the November edition of 'Mindfood' and 'Australian Traveller'.

'Rebellion on the Turon' at Sofala was cancelled for 2021 due to expected logistical issues due to COVID 19 and therefore funding will not proceed. In order to continue to provide economic stimulus to the villages of the Bathurst region, \$10,000 of the VEDF is being reallocated for promotional activity over the autumn period with a BVIC coordinated digital marketing campaign and

public relations focus on the Villages as hubs for outdoors and active experiences.

### 4.3 Community Group Licences

DCSF Confidential report #3, 20 May 2020, included a detailed listing of Council's current rent portfolio. An assessment of the maximum possible impacts on Council's rental portfolio, having regard to Federal and State initiatives is listed in the following table;

LEASE TYPE	NUMBER	CURRENT ANNUAL RENTAL CHARGE (\$)	POTENTIAL RENTAL IMPACT TO 2020/21 (\$)
Residential	7	440	25,860
Commercial Leases	43	1,160,820	580,412
Aerodrome	30	122,604	61,307
Community Group Licences	13	4,462	2,182
Rural Licences	24	75,278	38,488
Sporting Group/ Club Licences	21	10,001	5,158
<b>TOTAL</b>	<b>142</b>	<b>1,476,605</b>	<b>713,407</b>

Council has generally deferred (not waived) rent where the conditions specified by the Federal and State Governments apply, noting that each request for relief will be dealt with on a case-by-case basis.

Lease/ rent/ licence fees for the following sporting/community groups have been waived for 2020/21.

#### Community Group Licences

Estimated licence fee waived \$4,462 for 2020/21.

	Comments	Property
W189	Bathurst Stamp, Coin, Collectables & Lapidary	Park Street, Eglinton
W199	Bathurst Miniature Railway	261 Durham Street, Bathurst
W204	Evans Art Council	7 Lee Street, Kelso
W220	Bathurst District Historical Society (The Annex)	47 Mitre Street, West Bathurst
W224	Bathurst District Historical Society	16 Stanley Street, Bathurst
W238	Licence – Machattie Park Cottage	William Street, Bathurst
W284	St Johns Ambulance Volunteers	58 Christie Street, Raglan
W6877	Macquarie Lions Club of Bathurst	8 Stanley Street, Bathurst
W212	Meals on Wheels	4 Watt Drive, Robin Hill
W2921	The Junction	357 College Road, Orton Park
W1709	Lions Club of Bathurst	6 Short Street, West Bathurst
GL1233	Central Tablelands Woodcraft Inc.	Lot 5 Sydney Road, Kelso
GL1233	Bathurst City & RSL Band Association.	Lot 2 Bradwardine Road, Windradyne

#### Sporting Group/ Club Licences

Estimated Licence fee waived \$10,001 for 2020/21.



	Comments	Property
W196	Eglinton Tennis Club	Park Street, Eglinton
W231	Bathurst Light Car Club (Quarry Site)	Lot 2 College Road, Mt Panorama
W1708	Bathurst Greyhounds	Lot 23 Upfold Street, Gorman's Hill
W2775	Bathurst Triathlon Club	8 Stanley Street, Bathurst
W2776	Bathurst Amateur Swimming Club	8 Stanley Street, Bathurst
W3767	Bathurst Bushrangers ARFC	189A Browning Street, Bathurst
W4458	Bathurst Touch Football Association	Lot 5 Sydney Road, Kelso
W4459	Bathurst Rugby Club Inc	67 Hereford Street, Kelso
W4574	Bathurst Netball Association	261 Durham Street, Bathurst
W5046	Bathurst Harness Racing Club	169 College Road, South Bathurst
W5071	Bathurst Hockey Association	Lot 5 Sydney Road, Kelso
W5099	Rugby Union Cricket Club	Lot 7013 Vittoria Street, West Bathurst
W5572	Bathurst City Croquet Club	32 William Street, Bathurst
W5573	Macquarie View Tennis Club	Lot 108 Esrom Street, West Bathurst
W5574	Bathurst & District Bridge Club	47 Mitre Street, West Bathurst
W6055	Bathurst Archers Inc	Lot 283 Boundary Road, Mitchell
W6389	Bathurst Pigeon Club	Lot 7310 Mid Western highway, Robin Hill
W6391	Bathurst Clay Target Club	Lot 40 Boundary Road, Mt Panorama
W6392	Bathurst Rifle Club	Lot 40 Boundary Road, Mt Panorama
W7544	St Patricks Rugby League Club	19 Hereford Street, Kelso
GL1233	Bathurst Panthers RLFC	48 Durham Street, Bathurst

#### 4.4 Parks & Gardens Active Spaces Community Groups – User Fees

Council has many parks and gardens (active spaces) for which various community groups contribute to operating costs. These volunteer groups are extremely important to the fabric of the community, and the conduct of sport and associated tournaments is a fundamental facet in the Bathurst tourism economy.

Council in Mayoral Minute 15 April 2020 waived the fees generally for winter sports such as; AFL, Soccer, League and Netball. Below is a table of Councils schedule of charges for 2020/21, noting those that have been waived already in calendar year 2020, totalling \$53,819 (Marked in green). Fees generally for summer sports were dealt with in Mayoral Minute 16 September 2020.

Rec		Job	GST	2019/2020	2020/2021	Pricing
Code		Number		\$	\$	Category
010	<b>Playing Fields &amp; Parks – Leases</b>	1233.110.120				
<i>Charge fees for the use of playing fields by sporting bodies to recoup 20% of maintenance costs.</i>						
	Bathurst Archers		Y	268.00	282.00	2
	Bathurst Australian Rules Football Club (Bushrangers)		Y	1,057.00	1,110.00	2
	Bathurst Giants AFL		Y	1,057.00	1,110.00	2
	Bathurst BMX Club		Y	2,000.00	2,000.00	2
	Bathurst Cycle Club		Y	2,000.00	2,000.00	2
	Bathurst Mountain Bikes		Y	1,006.00	1,006.00	2
	Bathurst Cricket Association		Y	18,694.00	19,629.00	2
	Bathurst Croquet Club		Y	268.00	282.00	2

	Bathurst District Soccer		Y	14,198.00	14,908.00	2
	Bathurst Hockey Association		Y	5,495.00	5,770.00	2
	Bathurst Miniature Railway		Y	268.00	282.00	2
	Bathurst Netball Association		Y	3,837.00	4,029.00	2
	Bathurst Pistol Club		Y	268.00	282.00	2
	Bathurst Pony Club		Y	1,227.00	1,289.00	2
	Bathurst Rugby Union Club		Y	7,507.00	7,883.00	2
	Bathurst Swimming Club		Y	268.00	282.00	2
	Bathurst Touch Football		Y	5,750.00	6,038.00	2
	Bathurst Triathlon Club		Y	268.00	282.00	2
	Denison Dog Club		Y	268.00	282.00	2
	Eglinton Tennis Club		Y	268.00	282.00	2
	Macquarie View Tennis Club		Y	268.00	282.00	2
	Panthers Rugby League Club		Y	10,334.00	10,851.00	2
	St Patrick's Rugby League Club		Y	10,334.00	10,851.00	2
Fees waived for 2019/2020 per Mayoral Minute 15/04/2020: \$53,819 (Green)						
Fees waived for 2020/2021 per Mayoral Minute 16/09/2020: \$34,500 (Yellow)						

#### 4.5

The COVID-19 pandemic continues to have a significant impact on the Bathurst Memorial Entertainment Centre. In 2019/20 there were 148 BMEC members who paid \$40 to receive membership benefits in the 2020 calendar year. Due to COVID-19 there was virtually no opportunity to make use of these entitlements during the year.

Memberships for 2020 were rolled over to 2021, effectively waiving the membership fees for existing members in 2021. The Budget impact of this position was a loss of income of \$5,902 in 2020/21.

Due to COVID-19 pandemic restrictions BMEC is operating with reduced audience capacity. This is currently at 50% capacity in theatre. Only two of the 16 Season shows went ahead as planned in 2020. Some have postponed into the 2021 year. BMEC contacted members to provide an update on these and new works in the 2021 Season. BMEC launched the season via social media in January 2021.

Membership to BMEC was extended due to closures and continues from 2021 through all of 2022. As the pandemic continues, season shows and private hires continue to be postponed. This will impact 2021/22 hire income and use as new dates need to be found for postponed shows, limiting the ability to take new shows.

#### 4.6 Bathurst District Sport and Recreation Council – Annual Capital Program and Operational Support

Council has provided a number of initiatives to support sporting groups as part of the response to the COVID-19 pandemic, these include;

- Waiving of Parks and Gardens Active Spaces - User Fees for certain groups (generally winter sports), refer Mayoral Minute 15/04/2020, estimated cost \$53,819, (2019/20)
- Deferral of principal repayments on L.T Loans and waiver of interest charges 2020/21, refer Mayoral Minute 20 May 2020, estimated cost of interest waiver \$15,397 for sporting groups.
- Sporting Group licence (Lease) Fees, waiver of 2020/21 License Fees, refer Mayoral Minute 20 May 2020, estimated cost \$10,001.
- Waiver of Health Inspection Fees – Food/ General & Temporary/ Mobile Food Outlets, refer Mayoral Minute 15 April 2020, estimated cost \$577.
- Waiving of Parks and Gardens Active Spaces – User Fees for certain groups (generally summer sports), refer Mayoral Minute 16/09/2020 estimated cost \$34,500, (2020/21).
- Operational funding to BDS&RC to assist their members to meet COVID-19 costs incurred. An amount of \$10,000 was allocated, Mayoral Minute 16/09/2020. Any proposed allocations were approved by Council's delegates to the BDS&RC.

Council also advised the BDS&RC that they were able to allocate the existing Council capital grant funds for 2020/21 to member organisations to assist in payment of operational expenditures if they so chose. To ensure probity in this process, any proposed methodology/ allocation was to be approved in writing by Council's delegates to the BDS&RC (Mayoral Minute 17.06.2020)

The Bathurst District Sport and Recreation Council is a body set up to encourage, promote and develop sport and recreation within the Bathurst District, it also co-ordinates, encourages, assists and supports sporting and recreation activities of various affiliated clubs, organisations and individuals.

The assistance provided in various Mayoral Minutes to support sporting groups during the COVID-19 pandemic is estimated at around \$125,000.

#### **4.7 Creative Economy**

One of the areas hardest hit by the COVID-19 Pandemic has been the creative economy. A recent study in the USA – *Lost Art: Measuring COVID-19's devastating impact on America's creative economy* (August 2020) noted the following;

- Estimated job losses of 2.3 million (creative occupations),
- Represents loss of 20% of all creative occupations,
- Loss of \$74 billion in average monthly earnings.

Similar major impacts are occurring in Australia. Support is being provided through programs such as;

- BRAG has been focused on delivering exhibitions that engage local artists and/or have regional relevance. To support this commitment, BRAG cancelled the presentation of two incoming touring exhibitions in order to make space in the program for regional projects in development.
- Engagement of local musicians for the Winter Festival and BizMonth programs.

- BMEC is introduced “two shows in one booking option” for hirers. BMEC offered theatre venue hirers the opportunity to have two show times – this allows for more people to see the shows and offer the hirer an opportunity to recoup costs via ticket sales across two shows, (extra labour will be charged to the hirer).
- Council received a Create NSW grant of \$13,000 (Arts Re-Start) to deliver public art project at Kelso Community Hub which was digitized and screened during the 2021 Winter Festival.
- Council continued to provide events and cultural offerings to visitors and locals in an adapted safe way, for example Inland Sea of Sound (ISOS) Music Festival and the Winter Festival.
- BRAG altered the way a proportion of the 2020/21 acquisitions budget (\$31K) was used to commission four regional artists to create new work for inclusion in an innovative project titled CEL: The Artist as an Animator.
- BRAG offered a Hill End Artist in Residency position, to a local artist at no charge in the first half of 2021.
- To support local performing arts in 2021 BMEC again ran the Local Emerging Artists Program (LEAP) in February 2021. Linking young musicians, aged 13-25 years, to venues around town, providing performance opportunities as well as mentoring from professional musicians.

To assist in the recovery of this industry Council provided \$10,000 in funding to Arts OutWest to assist it in achieving its mission (Mayoral Minute 16.09.2020) which is to; *“Promote, facilitate, educate and advocate for arts and cultural development for communities of the NSW Central West.”*

Arts OutWest have advised that the funds provided were utilised for three projects:

- T.Arts Assistance Grants,
- Invincible 2020 – Art Exhibition,
- Development of a music industry support program.

Council received representations from the Carillon Theatrical Society seeking fee reductions to the BMEC hire rates. Due to COVID-19, they were unable to hold the show in 2020, but proposed a 2021 performance. Council policies already apply a 20% discount to the schedule of fees. The Society is seeking the following:

- “NIL payment for dark days,
- 75% local users discount (as opposed to 20%),
- 25% discount for all staffing costs,
- Ticket surcharge to be reduced by 50%,
- Discount on bulk hire of equipment to be applied as always.”

Council determined Mayoral Minute 9 December 2020, that a discount of \$17,000 be applied on the amount remaining after the standard 20% discount (local users) is allocated.

Council has subsequently received advice from the Carillon Theatrical Society that the event for 2020/21 will not go ahead as proposed. Accordingly, the

allocation will not be utilised.

A review of the other services/ groups that could be supported by these funds was, approved in Mayoral Minute 17 March 2021. The reviewed allocation was as follows;

**Evans Arts Council** – Assistance in rental costs for their meetings and activities. Due to COVID-19 and Council's need to maintain the integrity of Council's response in regards to staff and facilitating appropriate segregation (refer section 2), the Evans Arts Council has not been able to access the former Evans Shire Council building. To help them in delivering their important community service Council provided \$5,000 to the Evans Art Council (as a one-off) to support the Art's Council's operations. The funds will be utilised to pay for hire charges incurred meeting spaces.

**Bathurst Agricultural Horticultural & Pastoral Association** – Council regularly meets with the Bathurst Agricultural Horticultural & Pastoral Association to discuss their operations and the impact of COVID-19 on the Association. Council already provides significant support to the group. However, the impact of COVID- 19 is a major issue. Council provided an extra \$2,000 to the Bathurst Agricultural Horticultural & Pastoral Association (as a one-off) to support the Association's operations.

### **Renew Australia**

In the March 2021 Mayoral Minute \$10,000 was allocated *to engage Renew Australia to undertake a scoping study for the Bathurst CBD as to the opportunity to utilise vacant floor space to catalyse community renewal, economic development and creative industries.*

Since that time, Council has undertaken discussions with various property owners and real estate agents who control floorspace in the Bathurst CBD to determine the appetite to proceed with the Renew Australia concept. Around 6-10 tenants were identified as possible options.

Based on the above, a discussion with Renew Australia on total cost and time commitments was had, which determined –

- Around \$30,000 would be needed to run the Affiliate Membership program, including membership fees, training, legal, signage, marketing, and a contingency fund.
- A dedicated staff member three days a week would be required.

Without a guarantee of the above, Renew Australia will not support an application by Council for the Affiliate Membership program. Under current budget and staffing constraints, the above funding and staffing cannot be supported.

Separately, discussions were had with other Councils who have recently run the Renew Australia program, which indicated the program had limited impact on the vacancy rate of their CBDs.

It is therefore **recommended** the \$10,000 allocated to the scoping study be

re-directed into the Business Attraction Program, currently being undertaken by Council, and targeted towards attracting creative industries to Bathurst. Creative industries, such as architects, place makers, advertising agencies, all typically occupy floorspace in CBDs. As such, it is hoped attracting a greater share of these industries will have a stronger long-term impact on the vacancy rate in the Bathurst CBD than the Renew Australia program.

## **Library Operations**

COVID-19 has impacted community fellowship, as well as business operations. The library is a hub for community meetings and an important social outlet for many. Council in the May 2020 Mayoral Minute waived library fine charges up to 31 December 2020. The Mayoral Minute 9 December 2020, extended the waiver to 30 June 2021, at an estimated cost of \$5,233, since that time, Council has now permanently removed library fine charges.

All regular Library programs are provided again within the library at their regular time. Bookings are required. The theme for the library in 2021 has been to build community connection in the library through learning. This will be achieved through a series of programs running weekly or monthly. These programs include a new six-week Science for Pre-schoolers program, Little Bang Discovery Club, launched in February to be held each term; Code Club, an eight-week program makes its return each term;

A series of five monthly Memoir Writing workshops ran from February to June; 2021 is also seeing the launch of monthly Digital Literacy workshops, February to November.

The Library Author Talk program is being delivered in the library as well as online.

## **5.0 Business Support and Economic Stimulus**

An array of Council fees/charges have been waived as part of Council's response to the COVID-19 pandemic. These are detailed in Section 1 of this Mayoral Minute, for the year 2020/21 the fees waived are estimated to be around \$390K (2020/21).

### **5.1 Fees and Charges – Businesses**

The type of fees/charges waived or reduced include;

- Outdoor Dining Fees,
- Health & Food Inspection Fees,
- Health Inspection Fees Skin/Hairdressing,
- Health Inspection Food Administration Fee,
- Development Application Fees.

The State Government is promoting Outdoor Dining facilities as a way to facilitate the energising of local economics. To assist in this initiative, the Mayoral minute 9 December 2020, extended free waivers as follows; User Fees and Charges – Outdoor Dining Fees, waived for the period 1 January 2021 to 30 June 2021, estimated cost \$9,244.

### **5.2 Procurement Policy – Local Business Weighting/Preference**

Council currently has in place a local procurement policy weighting of 5% as follows, refer [https://www.bathurst.nsw.gov.au/images/stories/council/public\\_docs/BRC\\_Purchasing\\_Manual\\_Sept2017.pdf](https://www.bathurst.nsw.gov.au/images/stories/council/public_docs/BRC_Purchasing_Manual_Sept2017.pdf);

*4.4. Preference to Local Suppliers Subject to Trade Practices and National Competition Policy requirements, where appropriate, a preference of 5% on product cost may be given to Bathurst Region based suppliers for satisfactory goods of identical properties to those offered by suppliers based outside the Bathurst Region. Where it is intended to use this clause, it must be clearly notified to all prospective suppliers prior to the closing date for receiving quotations or tenders.*

The local procurement policy was amended to 10% preference, until 30 June 2021 having regard to the existing constraints in the purchasing policy and fit for purpose of the product/service being provided.

### 5.3 Economic Recovery – Business Groups Focus Meeting

Focus group meetings with industry representatives were held so as to obtain feedback/ suggestions on possible responses to the COVID-19 pandemic.

The main matters raised included;

- (i) Land Availability
- (ii) Shop Vacancy Rates
- (iii) Support for Shopping Locally
- (iv) Business Support Training/ Education Sessions/ Workshops
- (v) Events – Economic and Social Stimulus
- (vi) Economic Stimulus Measures
- (vii) Promotion of the City and enhancement of CBD

#### 5.3.1 Land Availability

The importance of having land available as the economy turns around has been raised. There are a number of developers in town, of which Council is one. Council is working to ensure an adequate supply exists, particularly for industries either growing within Bathurst or relocating here. Processes such as the Local Strategic Planning statement (LSPS) assist in this. The following table gives indicative timelines and lots currently in Council's land development plans.

DESCRIPTION	LAND TYPE	INDICATIVE TIME
Sunnybright 1A: 34 Lots available	Residential	Now available
Sunnybright 1B: 39 Lots	Residential	Ballot August 2020. 38 Lots sold as at December 2020.
Sunnybright 1C: 19 Lots	Residential	Ballot September 2021
Windy 1100: 200 Lots	Residential	2021/22
Sunnybright 2: 125 Lots	Residential	2024/25
Eglinton (Radio Towers): 100 Lots	Residential	2025/26
Kelso Industrial Hampden Park: 9 Lots	Industrial	Now available
Kelso Industrial Hampden Park: 33	Industrial	2021/22

Lots		
Toronto Street Industrial Estate: 8 Lots	Industrial	2022/23
Bathurst Trade Centre: 11 Lots	Commercial	2024/25

\*Timelines are subject to change having regard to supply and demand.

### 5.3.2 Shop Vacancy Rates

In November 2019 the Economic Development section of Council undertook an initial count of CBD businesses in order to determine the makeup of the CBD. Each business has been classified according to the ANZIC Code for Industrial Classification.

The CBD Business Count Model was developed by Council to analyse the diversity, location and changing nature of businesses within the Bathurst CBD. The occupancy rate date is reviewed bi-annually to detect trends over time.

Over time this count will provide an analysis of how the mix of Businesses has changed in order to better plan for the future.

For this count the CBD is defined as:

William Street between Stewart and Keppel Streets  
George Street between Stewart and Keppel Streets  
Howick Street between Rankin and Bentinck Streets  
Russell Street between Rankin and Bentinck Streets  
Keppel Street between George and Havannah Streets

#### November 2020 – CBD Business Count

A subsequent CBD count was undertaken over 17-19 November 2020. In the twelve months to 19 Nov 20, a net increase of 21 shops have become empty made up of:

- 10 Retail businesses closed
- 7 Café/takeaway businesses closed
- 2 businesses moved to another shop outside the CBD
- 2 other type of businesses closed

3 businesses moved to another shop in the CBD resulting in no change to occupancy rates.

The majority of closures occurred in the shopping centres. There are 525 shops in the defined CBD with 494 located on street level or located in a shopping centre. There were 63 vacant stores giving an occupancy rate of 88% which is a decrease on last years occupancy rate of 90.1%.

The breakup of vacant stores at the time of the count was as follows:

- 18 located in George Street
- 17 located in shopping centres
- 10 located in William Street
- 8 located in Howick Street
- 8 located in Keppel Street



- 2 located in Russell Street

### **CBD Business Count Model – April 2021**

The latest April 2021 review identified 57 vacant shops giving an occupancy rate of 88.6%, or a vacancy rate of 11.4%. This represented a decrease on the October 2019 occupancy rate of 90.1% (pre COVID) but remained in line with the occupancy rate for October 2020 (post COVID lockdown).

Further details on the latest CBD business count are contained in a separate report to this meeting, July 2021.

### **5.3.3 Support for Shopping Locally**

The Bathurst Buy Local Gift Card program was established in 2015. The initiative encourages residents to shop locally and demonstrates Council's strong support for small businesses with the cards only able to be spent at participating stores in Bathurst. Currently there are 136 stores participating in the gift card program with \$823,928 loaded onto cards as at 30 May 2021.

'Why Leave Town Promotion' the company administering the overall program, announced the results for 2020, which showed BVIC both loaded the highest values of gift cards, as well as the most gift cards loaded by a single business across Australia.

A buy local competition was conducted to assist with the DoorsOpen campaign. The competition was conducted over ten weeks with a \$200 Buy Local gift card given away each week. 4,902 entries were received during the competition with 77 program stores having at least one entry lodged by one of their customers.

In July 2020 the focus of the DoorsOpen Campaign moved from promoting the reopening of businesses to one of consolidation. A business competition was conducted with prizes of TV Airtime, professional web design and artwork design for winning businesses. The competition was constructed in such a way as to require the business customer to be engaged and nominate their favourite businesses. This gained excellent reach results on Facebook for nil costs and promoted the Bathurst Business Hub Facebook site and website.

A four-week staycation competition was conducted in August 2020 with weekend holiday stays in local Bathurst accommodation offered as prizes.

As a result of both campaigns Facebook for the Bathurst Business Hub page likes increased by 311. Whilst the media campaign has concluded, flags remained flying from the CBD light standards to remind residents in the lead up to Christmas. The DoorsOpen Campaign was highly successful and has now concluded. Spending levels in Bathurst have bounced back to pre-shutdown levels, as mentioned elsewhere in this report.



### **5.3.4 Business Support Training/ Education Sessions and workshops**

A Business Focus group raised the need to assist businesses with relevant training/ workshops to meet the new “norms” such as increased e-commerce, networking skills etc. Council through the Tourism and Economic Development sections can act as a facilitator in this regard, further actions include;

- Biz Month – Conduct of workshops e.g. core marketing and social media skills, staff and financial management, developing new business relationships.
- Business Leaders lunch.

The provision of \$18,000 in funding to the Bathurst Business Chamber (May 2020 Mayoral Minute) also allowed the Chamber to conduct education/ training programs if they so wished. Further, Council received \$2,000 under the NSW Small Business Month funding program. This funded a seminar on the importance of content for local businesses. Business owners learnt how to identify their market and tailor content on social media platforms.

BizMonth took place during September 2020 to celebrate and support the Bathurst Region’s local businesses. The program focused on assisting businesses to recover and adapt to the new business landscape, with a particular focus on resilience and transformation. During BizMonth there were approximately 15 different business events including; business education workshops, the successful BizMonth Lunch, Crazy Day and Virtual Business Awards.

The Bizmonth lunch was conducted with COVID protocols in place with the guest speaker, Gus Balbontin speaking remotely from Melbourne on the big screen at BMEC. Whilst not the usual lunch it did prove that events can be conducted differently with the correct planning and procedures put in place and was appropriate given the lunches topic of change.

BizMonth is led by Bathurst Regional Council with the support of the Bathurst Business Chamber, Rotary Club, Western Advocate, Upstairs Start-Up hub, Bathurst City Life and 2BS.

BizMonth provides events that showcase the latest ideas, technology and best practice to the business community and to reinforce the importance of small businesses in the Bathurst economy.

Council also (Mayoral Minute 17 June 2020) resolved to provide funding to the Upstairs Start Up hub to encourage the emergence of new businesses and creation of new jobs. An amount of \$10,000 was provided.

Planning is under way for the 2021 BizMonth events.

### **5.3.5 Events – Economic and Social Stimulus**

Events were discussed as they are a very successful tool for generating visitation leading to economic and community (social) development.

During 2020, the Events team continued to work on presenting a range of modified events to facilitate community wellbeing and economic activity. The modified Winter Festival was well received in 2020, in particular the Drive-In

Cinema at Mount Panorama, the light show and the performance of local musicians in various commercial enterprises throughout the CBD. Other Events that have been facilitated include Off-track Events, Garage Sale Trail, Bathurst 1000 and Mount Panorama 500 (one-off modification of the 12 Hour event), Challenge Bathurst, New Years Eve and Australia Day. The COVID-19 period continues to be extremely difficult with constant changes in public health orders etc, staff across the Council have responded professionally and rapidly to these changes in their efforts to meet community needs.

In 2021, Council has delivered;

- 2021 Winter Festival (June/July 2021)
- Proclamation Day (May 2021)
- NRL Panthers v Manly game (May 2021)
- Bathurst Cycling Classic (March 2021)

The Events team are closely working with the BVIC to generate awareness and stimulus activities. Campaigns such as; staycation (holiday at home), development of an online store to tie into the 'Support Local' campaign and media promotions will assist.

Council has continued to attract programs such as; Sydney Weekender, 18/19 August 2020, to promote the region and generate economic stimulus.

The Bathurst Visitor Information Centre continues to work collaboratively with regional partners to generate media interest and create media placements promoting the Bathurst region. Since September 2020 over 15 media placements have been achieved across print, TV, digital and radio with a combined reach in excess of 5.5 million.

Earned media over this period has included Bathurst region features in *The Weekend Australian* and *Outback Magazine*, radio coverage by Canberra's 2CCC and television features on *Classic Restos*.

The Bathurst Visitor Information Centre has also entered into paid partnerships with *Sydney Weekender*, *Australian Traveler* and *Mindfood* to increase regional awareness, drive traffic to the destination website and to promote members of the Bathurst region tourism partnership program. There was a 26% increase in total partner members, 175 in total.

Since the above promotional/ marketing items identified in prior Mayoral Minutes (up to December 2020), Council, through the Bathurst Visitor Information Centre, has continued to work with regional partners to attract programs such as *Better Homes and Gardens*, 19 February 2021, and to generate earned media including in *Australian Country Magazine* to promote the region and generate economic stimulus through increased visitation. 6 journalists have visited the region over the summer period to date with itineraries that took in a minimum of ten individual Bathurst businesses. A marketing initiative focussed on the region's food and wine commenced in summer to be followed by an autumn themed regional campaign, incorporating print and digital media, that focusses on the heritage and the outdoor experiences of the Bathurst region in line with the prevailing consumer motivations for travel. All activity will drive website traffic and

conversions to tourism partner businesses. There has been a YTD increase of 33% in the tourism partnership program to 183 businesses total.

The rising interest in the Bathurst region has been recently highlighted by market analysis undertaken by major industry groups drawing information directly from online booking data.

1. AMEX Travel released their analysis of their booking data from November 2019 to November 2020 to measure which Australian destinations had seen the biggest year on year growth in popularity. Bathurst topped the list of upcoming favourite destinations with a 179% year on year growth, above Lord Howe Island (150%), Mackay (125%) and Hayman Island (117%).
2. WOTIF.COM booking data at 21 June 2021 showed that Bathurst was the top trending NSW destination with accommodation interest up 970% based on interest from Family Travellers between 1 January 2021 and 6 June 2021. Bathurst was also ranked the 12<sup>th</sup> most popular NSW Winter school holiday destination outside of a capital city, and the most popular in the Central West region. Collectively, interest in the broader Central West Region was up 270% demonstrating the strength of regional tourism, but also that Bathurst as a destination is significantly outperforming other regional centres.

The figures show that the year-on-year rise is in excess of Council's target of 5% increase in total visitor nights specified in the 2020/21 Operating Plan. The "Total Visitors" figure for 2019 of 1,028,000 was made up of 601,000 domestic day visitors, 418,000 domestic overnight visitors and 9,000 international visitors. Domestic overnight visitors showed the greatest proportional increase within this total figure from 2018 at a 9.7% rise. These figures predate the effect of the COVID-19 outbreak.

### **5.3.6 Economic Stimulus Measures**

Council has implemented a suite of stimulus measures to assist in the response to the COVID-19 pandemic, including for the recovery phase. For greater detail on these measures, reference should be made to;

- Mayoral Minute – Ordinary Meeting 15 April 2020
- Mayoral Minute – Ordinary Meeting 20 May 2020
- Mayoral Minute – Ordinary Meeting 17 June 2020
- Mayoral Minute – Ordinary Meeting 16 September 2020
- Mayoral Minute – Ordinary Meeting 9 December 2020
- Mayoral Minute – Ordinary Meeting 17 March 2021

### **5.3.7 Promotion of City and Enhancement of CBD**

The promotion of the City is generally covered in other sections of this report. In terms of enhancement, these discussions revolved around facets such as; signage, car parking, CBD presentation, public art etc.

In regard to these items, the issue of signage is generally covered by Council's

DCP's. Council regularly reassesses the content of these instruments and this is an ongoing process.

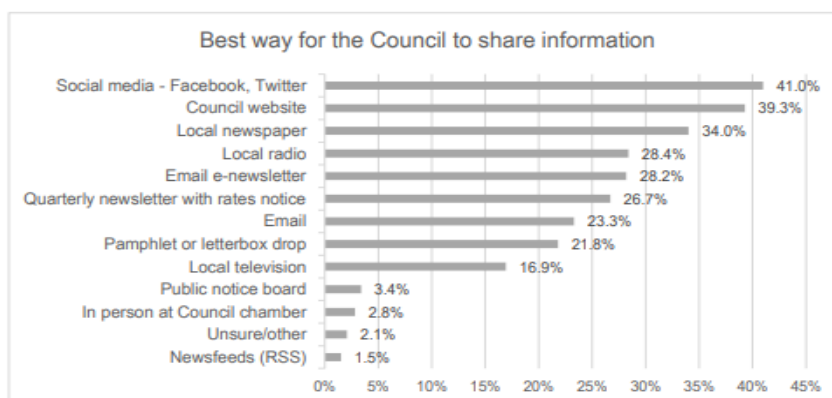
Currently Council is undertaking a CBD Masterplan process, which will facilitate discussions on how the area operates, including car parking, and how the precinct is presented. This is a great opportunity to develop strategies for the future of the CBD, including public art opportunities. The Council has not made any decision on the CBD masterplan. At this time feedback is still being sought before a draft plan can be prepared. When the draft plan is available, further community consultation will occur before any final document is adopted by Council.

To facilitate public art, Council recently put in place a public art policy and an expert panel to provide advice to Council on its implementation. Funding for implementation is now being sought. This is a great opportunity to further develop the character of the CBD. This has been enabled/ leveraged by the Street's as Shared Spaced funding grant from the State Government, that has as its' aim to reactivate CBD's at a value of \$767,884. Other grant opportunities are being pursued to assist in this reactivation.

#### 5.4 Local Media Support

The Mayoral Minute 20.05.2020 drew Councillors' attention to recent cutbacks in the Media industry. This included the advice by Australia Community Media (ACM) on 14 April 2020, where they were closing down four press facilities, and the suspension of production of the printed version of a number of non-daily newspapers. ACM have maintained the printing of their daily papers such as the Western Advocate at this time.

Local media is an important 'glue' for the fabric of any community. For many, the local press is their primary source of information. Council's 2016 Community survey results show the importance of local newspapers and radio.



The OLG provided circular "20 – 12 – Modification of statutory requirements in response to the COVID-19 pandemic." The circular provides details of Regulations made under section 747B of the Local Government Act 1993 to temporarily modify the application of the Act in response to the COVID-19 pandemic. The advice includes;

- *"In addition to these temporary measures, in response to the closure of some local newspapers and to assist Council's to*

*reduce their costs, the Local Government (General) Regulation 2005 (the Regulation) has been amended to remove requirements for newspaper advertising. This amendment is not temporary and will continue to apply after the COVID-19 pandemic passes.”*

The advice from the OLG goes on further to state;

*Removal of newspaper advertising requirements under the Regulation*

- *To alleviate the red tape burden on Councils to reduce their costs, amendments have also been made to the Regulation to remove remaining requirements for notices to be published in newspapers.*
- *Council's are now instead required to publish notices on their websites and in such other manner that they consider necessary to bring it to the notice of the local community or other interested persons.*

With local print media, Council's current annual spend is around;

	<b>2019/2020</b>	<b>2020/2021</b>
Western Advocate	\$118,064	\$94,429
Bathurst City Life	\$57,990	\$51,317

The amended legislation provides Council with the opportunity to secure budget savings, noting that some print media such as promotions will continue to occur. This opportunity has been considered having regard to;

- Desire to ensure the community has a 'local media' presence.
- Maintaining local businesses and jobs.
- Role local press plays in the fabric of our community.
- Role local press plays in promoting Council's events program and other initiatives.
- Council's offering on its website and the enhancement of this facility if funds became available.

With the COVID-19 situation, the Council resolved to maintain Council's current media practices for 2020/21. This is seen as an economic stimulus package of around \$140,000 for 2020/21. A review of Council's media usage has occurred. The COVID-19 pandemic has highlighted the need to have up to date electronic platforms, in particular websites utilised by businesses including Council. The main Council website, whilst containing much information, is dated and requires enhancements, to meet business and community needs. The cost of a review and resetting of the Council website offering, will initially be in the order of \$100k and funding will be via a reallocation of the media budget.

## **5.5 Payment of Council Rates – Cases of Hardship & Interest Waiver**

Council rates and charges have continued to be levied by the Council; these are required to be levied under the Local Government Act (1993). Council is currently dealing with cases of hardship due to the COVID-19 pandemic on an

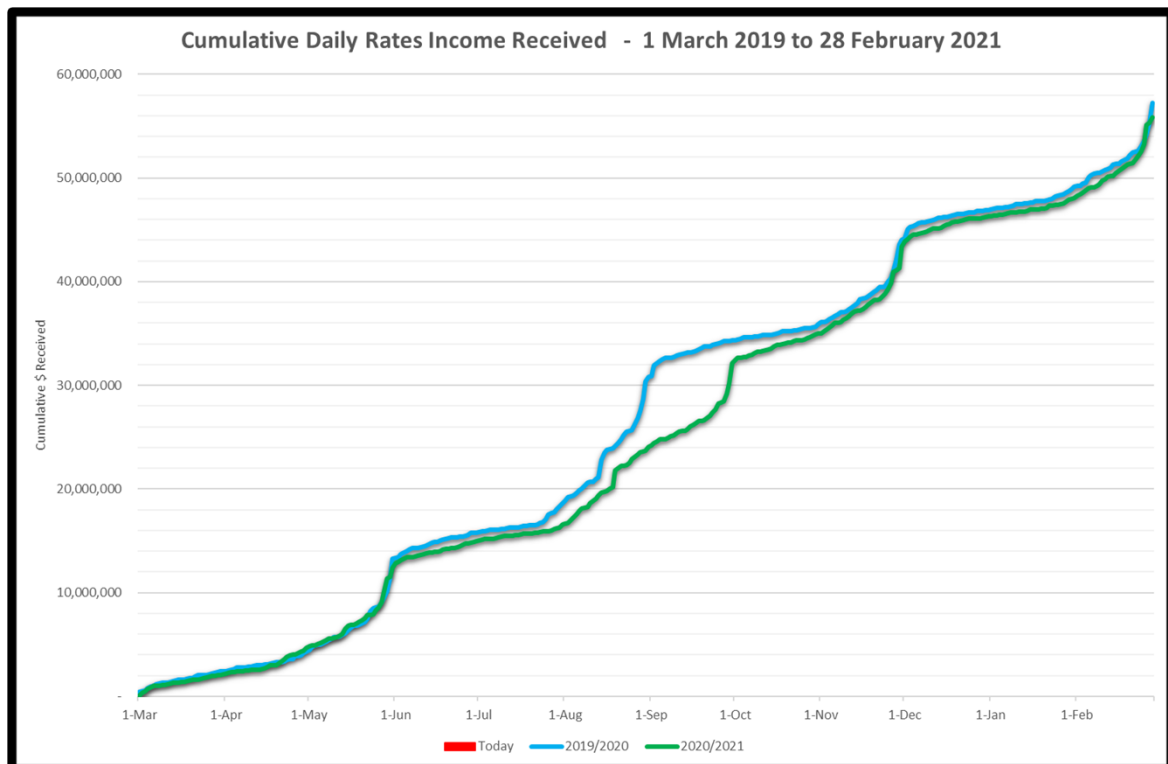
individual case by case basis, with Council working with ratepayers and businesses to establish repayment plans, where required.

Overdue rates and charges potentially attracted an interest rate charge of 7.5% p.a. from 1 July 2020. With the greater provision of information on the pandemic and the expected timelines before a re-opening of the economy occurred, Council resolved in the Mayoral Minute 20 May 2020 to set the rate of interest that accrued on rates and charges that remain unpaid after they become due and payable at 0% for the period 1 June 2020 to 31 December 2020. The State Government subsequently set the interest rate for the period 1 July 2020 to 31 December 2020, to 0% for all Councils.

Thereafter, the rate of interest set accrues at the rate specified by the Minister on any rates and charges that remain unpaid after they become due and payable, refer to Section 566 of the Local Government Act (1993).

Where rates and charges were already overdue as at 28 February 2020, prior to the COVID-19 pandemic, and debt recovery action/ proceedings had commenced, these have continued.

The setting of the interest charge at 0% impacted Council's cash flows and this continues to be closely monitored. As at 28 February 2021 rate income received since the beginning of March 2020 was around \$1.4 million (2.54%) behind last year's receipting levels. Council's outstanding rates, annual charges, interest and extra charges outstanding ratio, as a percentage of total collectables was 6.3% as at 30 June 2019, 6.49% as at 30 June 2020. It is anticipated that a similar result will be returned as at 30 June 2021.



It is anticipated based on prior years interest charges that foregone revenue for the period 1/7/2020 – 31/12/2020 was around \$117,892. This adopted position,



provides support to businesses and the community in cashflows and expenditures during this pandemic. The delay in cashflows, ordinarily received by Council, also impacts Council's interest return on investments and coupled with record low interest rates has had a significant impact. This is addressed in Section 7 of the report – Impacts on Council's Budget.

## **6.0 Rent/ Lease Income – Council Owned Facilities**

The State and Federal governments have both implemented policy positions with respect to the charging of rents and leases. The following is an overview of the current situation,

### **Commercial Tenancies**

On 7 April 2020, the Australian Government released the "National Cabinet Mandatory Code of Conduct – SME Commercial leasing Principles During COVID-19", (the Code), with a commencement date of 3 April 2020.

The purpose of this Code *"... is to impose a set of good faith leasing principles for application to commercial tenancies (including retail, office and industrial) between landlords and tenants."* The Code applies to all tenancies that are suffering financial stress or hardship as a result of the COVID-19 pandemic as defined by their eligibility for the Commonwealth Government's JobKeeper program, with an annual turnover of up to \$50 million.

Hence, SME tenants who are eligible for, and in receipt of, the Federal Government's JobKeeper payment are automatically considered to be in financial distress under this Code.

One of the overarching principles of the Code *"... is to share, in a proportionate, measured manner, the financial risk and cashflow ... whilst seeking to appropriately balance the interests of tenants and landlords."*

For commercial tenants who are eligible for relief under this Code, landlords must:

- (i) Not terminate leases due to non-payment of rent during the COVID-19 pandemic period or a reasonable subsequent recovery period;
- (ii) Offer tenants reductions in rent payable in the form of deferrals or waivers of up to 100% of the amount ordinarily payable, on a case-by-case basis. Note that rental waivers must be no less than 50%.
- (iii) Amortise rental deferrals over the balance of the lease term and for a period of no less than 24 months, whichever is the greater, unless otherwise agreed by the parties. No repayment should commence until the earlier of the COVID-19 pandemic ending (as defined by the Australian Government) or the existing lease expiring and taking into account a reasonable subsequent recovery period.
- (iv) Not apply any fees, charges or interest with respect to any rent deferred or waived as per above.
- (v) Agree to apply a freeze on rent increases for the duration of the COVID-19 pandemic and a subsequent recovery period.

In addition to the above, landlords were also encouraged to provide tenants with an opportunity to extend their lease for an equivalent period of the rent waiver and/or deferral as applied.

In relation to providing an off-setting relief to landlords, the NSW Government announced that Commercial landlords would offer a land tax concession of up to 25% if they pass on the savings to tenants through a rent reduction. However, as local government is exempt from land tax, Council is unable to access this off-setting relief. Further, Council has not been made aware of any other avenues where an off-setting relief could be accessed.

It is estimated that the freeze on rent increases (generally CPI) will cost this Council \$32,550 for the 2020/21 year based on a CPI figure of 2.5%.

### **Residential Tenancies**

On 15 April 2020, the NSW Government introduced new measures applicable to residential tenancies, through the "Residential Tenancies Amendment (COVID-19) Regulation 2020.

The measures included an interim 60 day stop on landlords issuing termination notices or applying for NSW Civil and Administrative Tribunal eviction orders due to rental arrears, where tenants were financially disadvantaged by COVID-19. Landlords were also required to negotiate a rent reduction with tenants in good faith in the first instance.

Under this Regulation, a household is impacted by the COVID-19 pandemic if:

- (i) One or more rent-paying members of a household have lost employment or income (or has a reduction in work hours or income) due to the impact of the COVID-19 pandemic; or
- (ii) One or more of the rent-paying members of a household have had to stop working or reduce work hours due to illness with COVID-19, or other member of the household's illness with COVID-19 career responsibilities for household or family members; and
- (iii) The above factors result in a household income (inclusive of any government assistance) reduced by 25% or more.

In relation to providing an off-setting relief to landlords, the NSW Government announced that residential landlords would be eligible for a land tax waiver or rebate of up to 25% if they pass on the savings to tenants in financial distress. However, as local government is exempt from land tax, Council is unable to access this off-setting relief. Further, Council has not been made aware of any other avenues where an off-setting relief could be accessed.

DCSF Confidential report No 3, 20 May 2020, provided a detailed listing of Council's current rent portfolio. An assessment of the maximum possible impacts on Council's rental portfolio, having regard to Federal and State initiatives is detailed in the following table;

LEASE TYPE	NUMBER	CURRENT ANNUAL RENTAL CHARGE (\$)	POTENTIAL RENTAL IMPACT TO 2020/21
Residential	7	440	25,860
Commercial Leases	43	1,160,820	580,412
Aerodrome	30	122,604	61,307
Community Group Licences	13	4,462	2,182
Rural Licences	24	75,278	38,488

Sporting Group/ Club Licences	21	10,001	5,158
<b>TOTAL</b>	<b>142</b>	<b>1,476,605</b>	<b>713,407</b>

Council has generally deferred (not waived) rent where the conditions specified by the Federal & State Governments apply, noting that each request for relief will be dealt with on a case by case basis.

## **7.0 Impacts on Council Budgets due to COVID-19 Pandemic**

A review of direct impacts on Council's budget for 2020/21 has been undertaken and is detailed in the table below, this includes the variations listed in DCSF Report No. 8.2.9, 19 May 2021.

<b>Financial Impacts of Covid-19 Pandemic</b>			
<b>Description</b>	<b>2020/2021 Saving / (Cost)</b>	<b>2019/2020 Saving / (Cost)</b>	<b>Comments</b>
<b>Engineering Services</b>			
Bathurst 6hr - Net Loss of Income		(135,000)	Event cancelled.
Bathurst 1000 - Net loss	(1,449,241)		Adjusted due to preparation costs of the event.
Bathurst 12hr - Net loss	(239,969)		
Challenge Bathurst - Net loss	0		Due to COVID restriction changes, working for breakeven, previously showed \$66,261 loss. Review December 2020.
Aerodrome - REX - Loss of Head Tax	(232,000)	(66,000)	Adjusted due to cancellation of route from end of March.
Rent Increase Freeze (Aerodrome)	Nil		Nil effect due to lease renewals.
Community & Sporting Group - Leases / Licences	(2,365)		
Interest on Overdue Water Charges Foregone	(29,673)		Recalculated based on actual non-payments.
Reduction in Standpipe Water Sales Price	(32,604)		Recalculated based on actual sales.
Interest on Overdue Sewer Charges Foregone	(20,214)		Recalculated based on actual non-payments.
Trade Waste Annual Fees	(250)	(12,688)	Adjusted due to timing of annual fee.
Interest on Overdue Waste Charges Foregone	(11,803)		
Parks & Gardens Active Spaces - Community Groups		(53,819)	
<b>Direct Covid Costs</b>			
- Additional Plant / Vehicle		(105,000)	Due to need to comply with

Rentals			social distancing requirements for outdoor staff
- Additional Cleaning Materials		(4,000)	
- Special Paid Leave	(18,000)	(29,100)	Whilst social distancing controls / actions implemented. Recalculated based on actual occurrences.
- Covid Operational Costs	(640,000)		Improvements due to relaxation of workplace restrictions.
<b>Sub-Total Engineering Services</b>	<b>(2,676,119)</b>	<b>(405,607)</b>	
<b><u>Corporate Services &amp; Financial Services</u></b>			
Event - Proclamation Day		7,161	Event cancelled
Events - Cancellation Savings - Establishment / Set-Up Costs etc		248,420	
Sister City		8,000	
Living Legends		5,000	
Community Group Loans - Interest Forgone	(19,379)		
Community & Sporting Group - Leases / Licences	(12,098)		
Rent Increase Freeze (Property)	(39,102)		
Provision for Rent Waivers due to Fed/State Code	(25,000)		Impact reviewed December 2020 from original allowance of 301,136. Recalculated based on actual occurrences.
Interest on Overdue Rates Foregone	(56,202)	(16,150)	
Local Print Media		(23,333)	
Evans Arts Council support	(5,000)		
Bathurst AH&P Association	(2,000)		
<b>Direct Covid Costs</b>			
- IT Set-Up - Post Office Building		(35,000)	
- IT & Other Set-Up - Mt Panorama Site Activation		(12,000)	
- IT & Other Set-Up - Lee Street Site Activation		(10,000)	
- Increase Cleaning Costs (Civic/Mt Pan/Lee St/P.Off)		(126,000)	
- IT Terminal Services - Extra Licences		(500)	
- Legal advice		(2,700)	

- Post Office Rental Foregone (Third Floor)	(206,182)		
Investment Revenue Loss	(2,000,000)		Impact reviewed December 2020 on reduced interest income. Recalculated due to reduced cashflow and lower than anticipated market rates.
<b>Sub-Total Corporate Services &amp; Finance</b>	<b>(2,364,963)</b>	<b>42,898</b>	
<b><u>Community &amp; Cultural Services</u></b>			
BMEC - Hire / Profit		(85,000)	Facility closed
BMEC - Season Shows		81,000	Facility closed
BMEC - Staff (Casuals)		17,000	Facility closed
BMEC - Electricity & Gas		15,000	Facility closed
BMEC - Stock Written Off		(420)	Perishable stock w/off
Museums - Loss of Ticket Sales & Retail		(120,000)	Facility closed
BMEC – Carillon Theatrical Society	Nil		Rent Waiver proposed - December Mayoral Minute. Event cancelled.
Library - Book Sales to Community of Secondhand Books	(523)	(10,000)	Program cancelled
Library - Fines Foregone	(10,465)		Library fines to be waived till 30 June 2021, previously 31 December 2020 cost \$5232 - proposed December 2020 Mayoral Minute.
Gallery - Retail		(10,000)	Facility closed
BVIC - Retail		(20,000)	Facility closed
BVIC - Japanese Students	(25,500)	(20,000)	Facility closed
BVIC - Online Booking	(2,551)	(15,000)	Facility closed
BVIC - Ticket Sales		(20,000)	Facility closed
BVIC - Heritage Trades Trail / Autumn Colours	(22,000)	20,000	Event cancelled
BVIC - Staff (W/End Casuals)		20,000	Facility closed
BVIC - Tourism Partnership Program	(60,000)		
BVIC - Local Promotion	(10,000)		
Kelso Community Hub Rent	(10,000)	(6,000)	Groups have ceased use
FDC - Parent Levy		(47,000)	Net cost due to "Free Childcare" mandate
NMRM - Loss of Income	Nil		Recalculated based on actual visitation.

<b>Sub-Total Community &amp; Cultural Services</b>	<b>(141,039)</b>	<b>(200,420)</b>	
<b><u>Environmental, Planning &amp; Building Services</u></b>			
Sustainable Living Expo		10,000	Event cancelled
Public swimming pools and spa pools monitoring		1,500	
Pillars of Bathurst		5,000	Event cancelled
Parking Fines		(45,000)	
Food / General Inspection Fees	(28,243)	(18,333)	
Food Act Administration Fee	(21,567)		
Skin / Hairdressing Inspection Fees	(1,500)	(1,500)	
Bed & Breakfast Inspections	(1,000)	(833)	
Temporary / Mobile Food Outlet Inspections	(750)	(333)	
Footpath Rental Fees	(23,557)	(9,233)	Proposed increase to full year. Cost goes from \$14,224 Mayoral Minute December 2020. Adjusted based on actual income.
Footpath Obstruction Licence Fees	(10,270)		
DA Fees	(238,500)		Adjusted based on actual income.
Sec 68 Approvals & Fees	(6,000)		Adjusted based on actual income.
Sec 7.11 Deferral - Admin Fee	(34,900)		
Doors Open Promotion	(20,000)		
Business Attraction Program	(50,000)		
Jobs Expo	Nil		
BizMonth	(10,000)		
Bathurst Business Chamber		(18,000)	
Various Economic Activities		(62,498)	
Buy Local Gift Card Program		(10,000)	
Upstairs Start Up Hub		(10,000)	
Bathurst CBD – Re-New Program	(10,000)		
<b>Sub-Total Environmental, Planning &amp; Building Services</b>	<b>(456,287)</b>	<b>(159,230)</b>	
<b>Total Bathurst Regional Council</b>	<b>(5,638,408)</b>	<b>(722,359)</b>	

## FINANCIAL IMPLICATIONS:

The report indicated costs; direct and stimulus measures for 2020/21 as at March 2021;

Gross Cost for 2020/21           \$4,910,068  
 Stimulus Measures 2020/21   \$728,340

**TOTAL                               \$5,638,408**

To assist in funding the COVID-19 costs as indicated in this report, budget reductions/savings totaling \$2,106,489 were identified and were implemented through the Mayoral Minute 16 September 2020. The major variations adopted are identified in the following table:

<b>Variation</b>	<b>Reduction/Savings</b>
Wambool Road – Rural Unsealed	\$300,000
Building Maintenance – Former TAFE Building	\$180,000
Tarana Road – Rural Sealed	\$150,000
John Matthews Tennis Centre – Replace Court	\$74,037
Entry to Bathurst Signage	\$50,000
Jobs Expo	\$44,900
Rural Road Sealed – Bridge Maintenance	\$30,000
Diesel Fuel Tax Credits	\$30,000
Post Office Building Electricity Charges	\$30,000
Rural Road Unsealed – Bridge Maintenance	\$29,000
Scallywags COVID-19 Grant	\$26,000
Rural Road Unsealed Traffic Facilities	\$25,900
Street Lighting – General Maintenance	\$25,000
Heritage Studies & Interpretation	\$25,000
Transfer to Heritage Asset Reserve	\$20,000
BMEC – Airconditioning Upgrade	\$20,000
BMEC – Theatre Fly Lines	\$20,000
Workshop Minor Plant Purchases	\$20,000
Internal Audit – Professional Services	\$20,000
Evocities	\$20,000
Deferred Recruitment of Long-Term Vacant Positions	\$573,920
Other budget reductions/savings <\$20,000	\$392,732
<b>TOTAL</b>	<b>\$2,106,489</b>

Mayoral Minute (December 2020) identified further budget reductions/savings totaling \$1,098,716 to offset the costs of COVID-19. The major variations proposed are identified in the following table.

<b>Variation</b>	<b>Reduction/Savings</b>
<b>Engineering</b>	
Road Construction - AC Reconstruction	\$100,000
Road Construction - Footway Renewals	\$100,000
Road Construction - Rural Sealed Bridle Track	\$250,000
Major Pavement Rehab (Various Locations)	\$50,000
RR Sealed - Rural Sector Minor Improvements	\$50,000
Rural Roads - Gravel Resheeting	\$50,000
Engineering Office Expenses	\$20,000
Asset Management Plan Development	\$10,270
Mt Pan - Aboriginal Heritage Study	\$150,000
<b>Cultural and Community Services</b>	
Harmony Day Expenses	\$1,500
International Women's Day Expenses	\$1,000

Reconciliation Action Plan	\$2,000
Kelso Breakfast Program	\$1,000
AFMM - Office Expenses	\$5,000
Somerville Expenses	\$6,000
NMRM - Office Expenses	\$18,000
Rail Museum - Expenses	\$57,000
Chifley Home - Expenses	\$1,446
Collections Facility Professional Services	\$2,000
Museums Unit - Expenses	\$4,000
Art Gallery - Hill End Cottage	\$2,500
Art Gallery - Advertising	\$2,500
BVIC - Employee Savings	\$45,000
Self Guide App Based Tour	\$12,000
BVIC - Research & Visitor Modelling	\$10,000
Library - Office Expenses	\$15,500
BMEC - Employee Savings	\$11,000
<b>Corporate Services and Finance</b>	
Postage	\$25,000
Reference Materials	\$10,000
Telephone Charges	\$15,000
Event Food & Catering	\$20,000
Bathurst Street & Custom Bike Show (Cancelled)	\$-5,000
Software Purchases / Upgrades	\$15,000
<b>Environmental Planning and Building Services</b>	
Environmentors	\$2,000
State of Environment Report	\$1,000
Sustainable Living Expo	\$5,000
Equipment Maintenance	\$1,000
UWMP Implementation Projects	\$5,000
Community Education Builders	\$2,000
Roadside Vegetation Assessment & Management	\$5,000
Ranger Services - Levies paid to Govt	\$20,000
<b>TOTAL</b>	<b>\$1,098,716</b>

The Mayoral Minute (March 2021) identified further budget reductions/savings of \$547,200 to offset the costs of COVID-19.

<b>Variation</b>	<b>Reduction/Savings</b>
Employee costs savings – Recruitment lead time	\$547,200

The DCSF Report 8.2.9, 19 May 2021 identified further budget reductions/savings totaling \$1,886,003 to offset the costs of COVID-19. The variations adopted are shown in the table below.

As we progress further through the COVID-19 pandemic, more details will be provided to Council, much of this is dependent on government directions and the easing of social distancing rules.

Transfer to Plant Replacement Reserve	\$834,902
Provision for New Event	\$200,000
Traffic Route Lighting Subsidy Scheme (income)	\$108,000
Computer - Telephone Charges	\$75,000



Drainage Maintenance - General	\$50,000
Computer - Internet Charges	\$50,000
Flood - VAS (net)	\$50,000
Tourism - Travel & Accommodation	\$50,000
N.M.R.M - Admission Fees	\$50,000
Australian Fossil & Mineral Museum (net operations)	\$43,000
Mt Panorama - VIP Suite	\$40,800
New Year's Eve Party	\$40,000
Civic Functions & Ceremonies	\$35,000
Tourism - Village Events	\$30,000
Heritage Trades Trail	\$26,000
Footpath Rental Fees	\$23,756
Flood Mitigation - Macquarie River	\$20,000
Christmas Lights & Events	\$20,000
Military Museum Business Case (net)	\$15,000
Roadside Vegetation Assessment & Management	\$15,000
Bathurst Macquarie Medal Project / Scholarship	\$15,000
DA Assessment Legal Expenses	\$15,000
Social Implementation Plan	\$10,270
Destination Management Plan	\$10,270
Corporate Governance - Sundry	\$10,000
Corporate Governance - Catering	\$10,000
New Event / Conference	\$10,000
Advertising	\$10,000
Footpath Obstruction Licence Fees	\$9,005
Community Garage Sale	\$5,000
Corporate Branding & Merchandise	\$5,000
	\$1,886,003

Actions taken to date to find reductions/savings to offset the costs identified above are as follows;

Cost of COVID-19      **\$5,638,408**

Savings/Reductions;

September Report	<b>\$2,106,489</b>
December Report	<b>\$1,098,716</b>
March Report	<b>\$547,200</b>
July Report	<b>\$1,886,003</b>
<b>TOTAL</b>	<b><u>\$5,638,408</u></b>

The estimated cost of the 2019/20 COVID-19 costs and stimulus measures was \$722,359.

The above variations have been able to be realised due to the relaxation of COVID

restrictions, the reassessment of the COVID effects, additional income, or projects that have been able to be ceased or not started.

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 2: A smart and vibrant economy.**

Strategy 2.1 Support local business and industry.

**Objective 5: Community health, safety and well being.**

Strategy 5.3 Help build resilient, inclusive communities.

**Objective 6: Community leadership and collaboration.**

**Objective 2: A smart and vibrant economy.**

Strategy 2.1 Support local business and industry.

**Objective 5: Community health, safety and well being.**

Strategy 5.3 Help build resilient, inclusive communities.

**Objective 6: Community leadership and collaboration.**

Strategy 6.1 Communicate and engage with the community, government and business groups on important matters affecting the Bathurst region.

Strategy 6.4 Meet legislative and compliance requirements.

Strategy 6.6 Manage our money and our assets to be sustainable now and into the future.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

Nil

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-236**

**MOVED: Cr I North**

## **RESOLVED:**

That Council reallocate the \$10,000 allocated to the scoping study be re-directed into the

Business Attraction Program, currently being undertaken by Council, and targeted towards attracting creative industries to Bathurst.

## **9 RECEIVE AND DEAL WITH GENERAL MANAGER'S AND DIRECTORS' REPORTS**

### **9.1 GENERAL MANAGER'S REPORT**

#### **9.1.1 NOTICE OF MOTION - EXCLUSION**

**File No:** 11.00004

#### **RECOMMENDATION:**

That Council note the report.

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#### **REPORT:**

Council received a Notice of Motion for the June 2021 Ordinary Council Meeting. In accordance with my role under Clause 3.21 of the Code of Meeting Practice, I was of the opinion that the business should be excluded from the business paper.

Further Clause 3.21 requires that I report this exclusion to the next meeting of Council.

#### **FINANCIAL IMPLICATIONS:**

There are no financial implications from this report.

#### **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 6:** Community leadership and collaboration.

Strategy 6.4 Meet legislative and compliance requirements.

#### **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

#### **ATTACHMENTS:**

Nil

#### **MINUTE**

**RESOLUTION NUMBER: ORD2021-237**

**MOVED: Cr B Bourke SECONDED: Cr W Aubin**

**RESOLVED:**

That Council note the report.

## 9.1.2

## ABORIGINAL CULTURAL HERITAGE

**File No:** 20.00311, 23.0010, 09.00031

### RECOMMENDATION:

That the information be noted.

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### REPORT:

Council, at its meetings held May, September and December 2019, and July and December 2020, considered reports addressing the broad range of issues Council is facing with respect to Aboriginal Cultural Heritage. Council and the community's priority, under the Bathurst 2040 Community Strategic Plan, Strategy 1.1, is to "respect, protect and promote the region's Aboriginal heritage assets".

This report provides a further update since December 2020 relating to Council's key activities, programs and issues it is facing and addressing with respect to:

1. protection,
2. recognition, and
3. reconciliation.

#### 1. PROTECTION

##### **Go Kart Track Development – Top of Mountain**

Prior to the Minister's declaration under section 10 of the ATSIHP Act, Council completed a Construction Heritage Management Plan for the proposed Go Kart Track.

##### **Due Diligence and Aboriginal Cultural Heritage Assessment – Stormwater Harvesting Pipeline Route and Ponds**

The Aboriginal Cultural Heritage Assessment for this project has been completed. Additional advice was sought in relation to the installation of stormwater sampling equipment.

##### **Due Diligence Assessment – Playground upgrade and electrical/data infrastructure, McPhillamy Park**

The due diligence assessment has been completed.

##### **Alleged stone artefact at Mount Panorama.**

It was noted that an article in the Western Advocate (13 May 2021) claimed that an individual had found an Aboriginal Object on Mount Panorama. It was also noted that the Wiradyuri Elders have registered a site card for that object (#44-3-0277). It appeared from the picture in the article that the object has been removed from the site.

Council has sought a compliance investigation from the NSW Department of Planning, Industry and Environment in relation to this matter to:

1. Determine if the object is in fact an Aboriginal Object (under the National Parks and Wildlife Act 1974); and
2. If it is an Aboriginal object, has an Aboriginal Heritage Impact Approval and a Care and Control permit been obtained prior to the object's removal from the site.

Council is not yet aware of the outcomes of the investigation.

## **Go Kart Track Development**

A range of matters and complaints have been dealt with by Council in relation to the proposed Go Kart Track Development at the top of Mount Panorama Wahluu. These matters were reported to Council in item 8.1.1 of the General Managers Report to the Council meeting held on 16 June 2021.

## **2. RECOGNITION**

### **Heritage Protection Application under Aboriginal and Torres Strait Islander Heritage Protection (ATSIHP) Act 1984, Mount Panorama, Bathurst (Federal)**

Council received advice from the Federal Department of Environment and Energy (now Department of Agriculture, Water and the Environment) on 9 January 2019 that it had received an application to protect the area known as Wahluu (south – west corner) under section 9 (emergency declaration) of the Aboriginal and Torres Strait Islander Heritage Protection (ATSIHP) Act 1984.

The Minister, The Hon Sussan Ley, made the declaration on 5 March 2021. That declaration was extended on 30 March until the section 10 Declaration was made on 30 April 2021.

The Section 10 Declaration made on 30 April 2021 was in response to an application made under section 10 of the ATSIHP Act on 8 February 2019. The final section 10 Declared area was smaller in size than that proposed in the application and that declared under the emergency declaration. The Section 10 Declared Area encompasses the construction site of the proposed Go Kart Track.

In making the section 10 Declaration the Minister advised:

*“At a high level, in reaching my decision, I gave consideration to the following points:*

- *I am satisfied that the specified area is a ‘significant Aboriginal area’ to the extent that it contributes to the form of the fallen warrior Wahluu, which is generally accepted as an important creation story for the Wiradyuri people.*
- *Further, I am satisfied that part of the specified area that is a significant Aboriginal area is under ‘threat of injury or desecration’ from the proposed construction of a go-kart track. In the declaration I made under section 10, I refer to this area as the ‘declared area’.*
- *In relation to the declared area, I do not consider that there are any pecuniary or proprietary interests, or other relevant matters, that outweigh the benefits of protecting that area by a declaration under section 10 of the ATSIHP Act.”*

Council has since sought advice from the Minister as to what areas of the Mount contribute to the form of the fallen warrior Wahluu.

The Heritage Branch of the Department of Agriculture, Water and Environment responded on 17 June that:

*You ask if the Minister for the Environment, the Hon Sussan Ley MP, can advise you of the 'complete' area of the Mount that contributes to the form of the fallen warrior Wahluu. Under the Aboriginal and Torres Strait Islander Heritage Protection Act 1984 (ATSIHP Act), the Minister was required to consider the significance of the specified area to which the application was made, and therefore the Minister's decision was only in relation to that area. The applicant in this case, the Wiradyuri Traditional Owners Central West Aboriginal Corporation, would be best placed to help with your enquiry in relation to the areas beyond the specified area.*

Council is also aware that a second section 10 application has been lodged with the Department. The Department has advised, in correspondence to the Mount Panorama Motor Cycle Club (PMCC), on 17 June 2021:

*the Department has been notified of an applicant's intention to submit an application under section 10 of the ATSIHP Act which also relates to Wahluu / Mount Panorama. The department has requested further information, including on the specified area, and the application is not considered to be active until further information is received. If the application does proceed, it will go through the section 10 process in accordance with the minister's statutory obligations under the ATSIHP Act.*

The PMCC sought specific advice on this matter to provide greater certainty to a development application they intend to lodge for a new 'nipper' track as part of their existing club. The PMCC is concerned that they (like the Go Kart Club) may face considerable expense to seek approval for the new track only to have to abandon the project because of a later section 10 declaration. The advice from the Department provides no certainty for the PMCC's application process.

### **3. RECONCILIATION**

#### **Planning for commemorations for the bicentenary in 2024**

An internal staff working group has been created to guide Council's role in the commemoration of the declaration of martial law in 1824 and the Bathurst Wars.

Council has engaged Dr Stephen Gapps (author of the soon to be published Bathurst Wars book) to research sites of the Bathurst Wars within and close to the Bathurst Regional Local Government Area. This research will enable Council to develop a digital map of significant sites related to the Bathurst Wars.

#### **Dual naming of the Macquarie River – Wambuul and Fish River - Wambuul**

The Geographical Names Board has advised that the proposal to dual name the Macquarie River – Wambuul and the Fish River – Wambuul is currently on exhibition for public feedback until 18 July 2021.

The dual naming for the Fish River commences near Black Springs and runs in a north-west direction through Oberon and Lithgow before joining the Macquarie River about 8km south of Bathurst.



The dual naming for the Macquarie River flows generally north-west through Bathurst, Cabonne, Mid-Western Regional, Dubbo, Narromine, Warren, Coonamble and Walgett where it joins the Barwon River in Brewarrina.

Assigning a place name under the Geographical Names Act 1966 does not impact other legislation or change rights or responsibilities of the feature. A dual name will sit alongside the non- Aboriginal name, each part having equal status.

### **Mount Panorama Wahluu Boardwalk**

Council has developed an interpretation plan for the Mount Panorama Wahluu boardwalk. This plan includes new interpretative signage along the Boardwalk, inclusive of the Wahluu story. A Plan has been referred to a range of partners for comment and feedback including the Elders groups and the Bathurst Local Aboriginal Lands Council.

Council has engaged a contractor to deliver stage 1 signage at the top of the Mountain along the boardwalk and across the lookout. Content for stage 1 signage is being finalised.

### **Involvement and Engagement – Cultural and Community Events**

The table below outlines recent involvement and engagement with local Aboriginal Groups since the report to Council in December 2020. COVID-19 has impacted on some of usual events in which involvement and engagement with local Aboriginal groups would normally be held.

<b>Section</b>	<b>Date/s</b>	<b>Event</b>	<b>Detail of Involvement / Engagement / Welcome to Country</b>
BRAG	June 2021	Belong Banah Digital Public Artwork – Bathurst Winter Festival	12 students from Denison College, Kelso, participated in a week-long mural project resulting in a mural & digital artwork.
BRAG	May 2021	Kelso Community Hub Mural Project	Wiradjuri artist Sven facilitated, Aunty Gloria Rogers introduction, partner project with LALC. Funded by M&GNSW Let's Get Digital Grant
BRAG	Feb 2021	HOME Teacher's Day	Aunty Gloria Rogers introduction
BMEC	18 May 2021	The Mission Songs Project	Liaised with the Aboriginal Liaison Officer to invite Aboriginal community members to the performance of The Mission Songs Project
COMMUNITY SERVICES	February 2021	Aboriginal Liaison Officer	Successful recruitment with staff member commencing at Council.
COMMUNITY SERVICES	June 2021	Aboriginal Liaison Officer	Report to be provided to Council, in near future, to outline progress of position.
COMMUNITY SERVICES	July 2021	NAIDOC Week Celebration	Met with multiple Aboriginal community groups to provide entertainment and catering for the event held at BMEC, with one of the largest experienced for a Council run NAIDOC event.

## **Aboriginal Liaison Officer**

The Aboriginal Liaison Officer position was successfully recruited and commenced in February. Employment and operational budget have been included in the 2021/2022 budget. A future Council report will follow in the coming months to outline the progress of the position.

## **CONCLUSION:**

Council and the community's priority, under the Bathurst 2040 Community Strategic Plan, Strategy 1.1 is to "respect, protect and promote the regions Aboriginal heritage assets". As outlined in this report Council is continuing to invest in activities that seek to recognise and protect the cultural heritage of the Bathurst Region generally and Mount Panorama Wahluu specifically and to also undertake ongoing reconciliatory actions.

## **FINANCIAL IMPLICATIONS:**

1. The total cost to date on cultural interpretation studies and the anthropological investigations has been: \$182,138 (excluding RAP fees).
2. The total cost spent to date on Aboriginal Cultural Heritage Assessments (Campground, Go Kart Track and Second Circuit), investigations has been \$614,217.67 (excluding RAP fees).
3. The Registered Aboriginal Party fees paid to date for the ACHARs (above) and the Anthropological Investigations has been \$162,448.
4. The costs associated with the reconciliatory actions under this report have been met within existing Council budgets.
5. The costs associated with providing advice to Department of Premier and Cabinet and submitting new site cards at Mount Panorama are \$3,113.00.
6. The costs for expert advice in relation to the section 10 application were \$8,800.
7. The costs associated with the Wambuul Ceremonial sign were \$2,876.50.
8. It is estimated that the due diligence report and associated ACHA for the Stormwater Harvesting pipeline and ponds will be in the order of \$350,000. Final costs will be reported once the investigations are completed.
9. The costs associated with the preparation of the ACHA for the Kelso Industrial Park extension are estimated to be \$50,000. Final costs will be reported once the investigations are completed.
10. The costs associated with the preparation of the due diligence assessment for the Bridle Track realignment was \$3,500.
11. The costs associated with initial investigations into the bone fragment at the Perthville levee was \$6,985, with additional costs expected but yet unknown.
12. \$120,000 received from NSW Regional Arts Fund to engage a First Nations curator to develop a program of arts and cultural activities to commemorate the bicentennial of the Bathurst Wars.
13. The cost to Council to employ the Aboriginal Liaison Officer will be in the order of \$120,000 per annum.
14. The cost of the Construction Heritage Management Plan for the Go Kart track was \$4,400.
15. The costs associated with the preparation of the due diligence assessment for the McPhillamy Park playground upgrade and additional services was \$7,194.
16. The cost of the additional assessment for the installation of sampling equipment on the Macquarie River was \$1,250.
17. Appointment of Dr Stephen Gapps to undertake research for Bathurst Wars digital

mapping project was \$20,000.

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

### **Objective 1: Our sense of place and identity.**

Strategy 1.1 Respect, protect and promote the region's Aboriginal heritage assets.

Strategy 1.3 Enhance the cultural vitality of the region.

### **Objective 4: Enabling sustainable growth.**

Strategy 4.6 Plan for, assess and regulate development activity.

### **Objective 6: Community leadership and collaboration.**

Strategy 6.1 Communicate and engage with the community, government and business groups on important matters affecting the Bathurst region.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

Nil

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-238**

**MOVED: Cr B Bourke SECONDED: Cr J Fry**

## **RESOLVED:**

That the information be noted.

## 9.2 DIRECTOR ENVIRONMENTAL PLANNING AND BUILDING SERVICES REPORT

### 9.2.1 SECTION 4.15 OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

**File No:** 03.00053

#### RECOMMENDATION:

That the information be noted.

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#### REPORT:

Section 4.15 of the Environmental Planning and Assessment Act 1979 is provided below to assist Council in the assessment of Development Applications.

#### 4.15 Evaluation (cf previous s 79C)

- (1) **Matters for consideration—general** In determining a development application, a consent authority is to take into consideration such of the following matters as are of relevance to the development the subject of the development application—
  - (a) the provisions of—
    - (i) any environmental planning instrument, and
    - (ii) any proposed instrument that is or has been the subject of public consultation under this Act and that has been notified to the consent authority (unless the Planning Secretary has notified the consent authority that the making of the proposed instrument has been deferred indefinitely or has not been approved), and
    - (iii) any development control plan, and
    - (iiia) any planning agreement that has been entered into under section 7.4, or any draft planning agreement that a developer has offered to enter into under section 7.4, and
    - (iv) the regulations (to the extent that they prescribe matters for the purposes of this paragraph),
    - (v) (Repealed)that apply to the land to which the development application relates,
  - (b) the likely impacts of that development, including environmental impacts on both the natural and built environments, and social and economic impacts in the locality,
  - (c) the suitability of the site for the development,
  - (d) any submissions made in accordance with this Act or the regulations,
  - (e) the public interest.
- (2) **Compliance with non-discretionary development standards—development other than complying development** If an environmental

planning instrument or a regulation contains non-discretionary development standards and development, not being complying development, the subject of a development application complies with those standards, the consent authority—

- (a) is not entitled to take those standards into further consideration in determining the development application, and
- (b) must not refuse the application on the ground that the development does not comply with those standards, and
- (c) must not impose a condition of consent that has the same, or substantially the same, effect as those standards but is more onerous than those standards,

and the discretion of the consent authority under this section and section 4.16 is limited accordingly.

- (3) If an environmental planning instrument or a regulation contains non-discretionary development standards and development the subject of a development application does not comply with those standards—
  - (a) subsection (2) does not apply and the discretion of the consent authority under this section and section 4.16 is not limited as referred to in that subsection, and
  - (b) a provision of an environmental planning instrument that allows flexibility in the application of a development standard may be applied to the non-discretionary development standard.

**Note—**

The application of non-discretionary development standards to complying development is dealt with in section 4.28(3) and (4).

- (3A) **Development control plans** If a development control plan contains provisions that relate to the development that is the subject of a development application, the consent authority—
  - (a) if those provisions set standards with respect to an aspect of the development and the development application complies with those standards—is not to require more onerous standards with respect to that aspect of the development, and
  - (b) if those provisions set standards with respect to an aspect of the development and the development application does not comply with those standards—is to be flexible in applying those provisions and allow reasonable alternative solutions that achieve the objects of those standards for dealing with that aspect of the development, and
  - (c) may consider those provisions only in connection with the assessment of that development application.

In this subsection, **standards** include performance criteria.

- (4) **Consent where an accreditation is in force** A consent authority must not refuse to grant consent to development on the ground that any building product or system relating to the development does not comply with a requirement of the *Building Code of Australia* if the building product or system is accredited in respect of that requirement in accordance with the regulations.

- (5) A consent authority and an employee of a consent authority do not incur any liability as a consequence of acting in accordance with subsection (4).
- (6) **Definitions** In this section—
  - (a) reference to development extends to include a reference to the building, work, use or land proposed to be erected, carried out, undertaken or subdivided, respectively, pursuant to the grant of consent to a development application, and
  - (b) ***non-discretionary development standards*** means development standards that are identified in an environmental planning instrument or a regulation as non-discretionary development standards.

## **FINANCIAL IMPLICATIONS:**

Nil

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 6: Community leadership and collaboration.**

Strategy 6.4 Meet legislative and compliance requirements.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

Nil

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-239**

**MOVED: Cr B Bourke SECONDED: Cr M Morse**

## **RESOLVED:**

That the information be noted.

## 9.2.2 GENERAL REPORT

**File No: 03.00053**

### **RECOMMENDATION:**

That the information be noted.

---

### **REPORT:**

The following reports are provided for Council's information.

- (a) Applications approved using authority delegated to the Director Environmental Planning & Building Services during June 2021 (**attachment 1**).
- (b) Applications refused during June 2021 (**attachment 2**).
- (c) Applications under assessment as at the date of compilation of this report (**attachment 3**).
- (d) Applications pending determination for greater than 40 days as at the date of compilation of this report (**attachment 4**).
- (e) Applications with variations to development standards under Clause 4.6 of Bathurst Regional LEP 2014 approved in June 2021 (**attachment 5**).
- (f) No political disclosure statements have been received in relation to any "planning applications" being considered at this meeting.

### **FINANCIAL IMPLICATIONS:**

Nil

### **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 4: Enabling sustainable growth.**

Strategy 4.6 Plan for, assess and regulate development activity.

**Objective 6: Community leadership and collaboration.**

Strategy 6.4 Meet legislative and compliance requirements.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

1. DAs approved [9.2.2.1 - 2 pages]
2. DAs refused [9.2.2.2 - 1 page]
3. DAs pending [9.2.2.3 - 3 pages]
4. Over 40 days [9.2.2.4 - 2 pages]
5. Variations [9.2.2.5 - 1 page]

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-240**

**MOVED: Cr A Christian SECONDED: Cr J Fry**

## **RESOLVED:**

That the information be noted.



**9.2.3 DEVELOPMENT APPLICATION NO. 2020/313 -  
PROPOSED SINGLE-STOREY CARETAKER'S  
DWELLING AND SHED WITH ATTACHED CARPORT  
(GOLDFIELDS) - LOT 66 DP 1177441, 428 CONROD  
STRAIGHT MOUNT PANORAMA. APPLICANT BOTHAM  
HOMES**

**File No: 2020/313**

**RECOMMENDATION:**

That Council:

- (a) Reaffirm points (a) and (b) of Resolution No. ORD2021-138, made at the Ordinary Meeting of Council held on 19 May 2021, being:

***Ordinary Meeting of Council held on 19 May 2021  
Resolution Number: ORD2021-138***

*That Council:*

- (a) *support the variation to Clause 8.4 "Noise Reference Contour" of Bathurst Regional Development Control Plan 2014.*
- (b) *as the consent authority, grant consent pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2020/313, subject to conditions able to be imposed pursuant to Section 4.17 of the Environmental Planning and Assessment Act 1979, as amended, including but not limited to:*

***Conditions that must be Satisfied Prior to the Consent Becoming Operative (Deferred Commencement)***

- 1) *Prior to the operation of this consent, separate retrospective Development Consent must be sought from Council for the change of use from the existing dwelling to tourist and visitor accommodation (coach drivers' accommodation).*

***During Construction***

- 2) *Unless otherwise approved by Council, the exterior colours and materials of the building are to be of muted natural tones.*
- 3) *Building work involving the use of electric or pneumatic tools or other noisy operations shall be carried out only between 7.00 am and 8.00 pm on weekdays and 8.00 am and 8.00 pm on weekends and public holidays.*

***Prior to the Issue of Occupation Certificate***

- 4) *Prior to the issue of any Occupation Certificate, the capacity of the*

*existing sewer pumping station must be tested by a qualified plumber to determine whether it can also service the additional effluent loading of the proposed dwelling and shed.*

*If it is determined that the capacity of the existing sewer pumping station is insufficient, then the necessary upgrades must be carried out and inspected by Council, prior to the issue of any Occupation Certificate.*

- 5) *Prior to the issue of any Occupation Certificate, the proposed dwelling and shed are to be connected to the existing effluent management system.*

#### **Use of Site**

- 6) *Any fencing to be established around the approved caretaker's dwelling must enclose an area of no more than 1,200m<sup>2</sup>.*
- 7) *The approved dwelling must only be occupied by caretaker(s) of the site and their family. The dwelling is not permitted to be used for the purposes of tourist and visitor accommodation, education, functions and/or any other commercial purpose, without prior Development Consent from Council.*
- 8) *All onsite operations involving the use of machinery, electric or pneumatic tools or other noisy operations shall be carried out only between 7.00 am and 8.00 pm on weekdays and 8.00 am and 8.00 pm on weekends and public holidays.*
- 9) *The development is to be conducted in a manner that will not interfere with the amenity of the locality by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit, oil, by causing interference to television or radio reception or otherwise.*
- 10) *Clearing of native vegetation is prohibited unless it is in accordance with the provisions of the Biodiversity Conservation Act 2016, as amended and the Local Land Services Act 2013, State Environmental Planning Policy (Vegetation in Non-Rural Areas) 2017, Chapter 9 of Bathurst Regional Development Control Plan 2014 as amended. All vegetation must be checked for hollows or active nests prior to felling. If any fauna species are known to inhabit a hollow or nest then an ecologist is to be consulted on the appropriate form of removal and felling that does not result in the death of the animal, and evidence kept of such consultation.*

- (b) that a division be called.

---

## **SUMMARY:**

This report involves the reconsideration of a Development Application approved by Council at its meeting held 19 May 2021. The application was subject to public consultation during its assessment with submissions received. In this case the objector was not made aware that the matter was to be considered by Council at its May meeting due to an administrative error by Council. Accordingly the matter is to be reconsidered by Council.

## REPORT:

### Site and Proposed Development

Council has received a Development Application (No. 2020/313) for the construction of a single-storey caretaker's dwelling and shed with an attached carport on land known as Lot 66 DP 1177441, 428 Conrod Straight Mount Panorama NSW 2795. An aerial location plan is provided at **attachment 1**.

Lot 66 DP 1177441 (approximately 11.48 hectares) currently contains numerous buildings used for multiple purposes including: tourist and visitor accommodation, a function centre and an information and education facility operating as "Bathurst Goldfields".

The proposed caretaker's dwelling and shed is ancillary to the dominant uses of the land for tourist and visitor accommodation, a function centre and information and education facility.

Additional supporting documents are listed below:

**Attachment 2** – original plans of proposed development.

**Attachment 3** – BASIX Certificate (No. 1120551S\_02).

**Attachment 4** – NSW Planning Circular No. PS 13-001: How to characterise development (issued on 21 February 2013).

**Attachment 5** – Request for Variation to Development Control Plan Standard.

### Summary of Attachments

Attachment No.	Description
1	Aerial location plan
2	Plans of proposed development
3	BASIX Certificate (No. 1120551S_02)
4	NSW Planning Circular No. PS 13-001: How to characterise development (issued on 21 February 2013)
5	Request for Variation to Development Control Plan Standard
6	Public submission received in relation to proposed development
7	Applicant's written response to public submission
8	Agenda and Minutes of Ordinary Meeting of Council held on 19 May 2021
9	Notification to objectors of upcoming Council Meeting
10	Written advice to objectors of outcome of Council Meeting
11	Written complaint from objectors that notification of Council Meeting was not provided

### Public Submission

The Development Application was notified to surrounding landowners for a period of 10 days between 25 September 2020 and 6 October 2020 in accordance with Clause 3.14.4.4 of *Bathurst Regional Community Participation Plan 2019*, as it was considered that the proposed development may impact the privacy of surrounding land.

A total of one (1) public submission was received during the notification period from the adjoining landowner(s) of Lot 1 DP 595003, 428 Conrod Straight Mount Panorama NSW 2795 (see **attachment 6**). The following key concerns were raised:

- Privacy conflicts between the dwelling house located on the neighbouring land and the subject development.
- Impeded views from the neighbouring dwelling house as a result of the proposed development.
- Declining property value of the neighbouring land as a result of a loss of views.
- The location of the proposed development.
- The permissibility of the proposed development.
- Alternatives to the proposed development which have not been considered.
- Noise and dust emissions from the use of the proposed development.
- Request for further consultation.

Due to circumstances surrounding COVID-19, a Council discussion meeting was not able to be held between Council staff, the applicant and those that made submissions. However, Council requested that the applicant make written comment on each of the issues raised in the submission (see **attachment 7**).

### **Previous Council Meeting**

A written response to the objectors' concerns was submitted by the applicant, however, the issues raised were not able to be fully resolved.

Accordingly, the application was referred to the Ordinary Meeting of Council held on 19 May 2021 for determination and the following resolution was made:

#### **Ordinary Meeting of Council held on 19 May 2021 Resolution Number: ORD2021-138**

*That Council:*

- (a) *support the variation to Clause 8.4 "Noise Reference Contour" of Bathurst Regional Development Control Plan 2014.*
- (b) *as the consent authority, grant consent pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2020/313, subject to conditions able to be imposed pursuant to Section 4.17 of the Environmental Planning and Assessment Act 1979, as amended, including but not limited to:*

#### **Conditions that must be Satisfied Prior to the Consent Becoming Operative (Deferred Commencement)**

- 1) *Prior to the operation of this consent, separate retrospective Development Consent must be sought from Council for the change of use from the existing dwelling to tourist and visitor accommodation (coach drivers' accommodation).*

#### **During Construction**

- 2) *Unless otherwise approved by Council, the exterior colours and materials of the building are to be of muted natural tones.*

- 3) *Building work involving the use of electric or pneumatic tools or other noisy operations shall be carried out only between 7.00 am and 8.00 pm on weekdays and 8.00 am and 8.00 pm on weekends and public holidays.*

#### **Prior to the Issue of Occupation Certificate**

- 4) *Prior to the issue of any Occupation Certificate, the capacity of the existing sewer pumping station must be tested by a qualified plumber to determine whether it can also service the additional effluent loading of the proposed dwelling and shed.*

*If it is determined that the capacity of the existing sewer pumping station is insufficient, then the necessary upgrades must be carried out and inspected by Council, prior to the issue of any Occupation Certificate.*

- 5) *Prior to the issue of any Occupation Certificate, the proposed dwelling and shed are to be connected to the existing effluent management system.*

#### **Use of Site**

- 6) *Any fencing to be established around the approved caretaker's dwelling must enclose an area of no more than 1,200m<sup>2</sup>.*
- 7) *The approved dwelling must only be occupied by caretaker(s) of the site and their family. The dwelling is not permitted to be used for the purposes of tourist and visitor accommodation, education, functions and/or any other commercial purpose, without prior Development Consent from Council.*
- 8) *All onsite operations involving the use of machinery, electric or pneumatic tools or other noisy operations shall be carried out only between 7.00 am and 8.00 pm on weekdays and 8.00 am and 8.00 pm on weekends and public holidays.*
- 9) *The development is to be conducted in a manner that will not interfere with the amenity of the locality by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit, oil, by causing interference to television or radio reception or otherwise.*
- 10) *Clearing of native vegetation is prohibited unless it is in accordance with the provisions of the Biodiversity Conservation Act 2016, as amended and the Local Land Services Act 2013, State Environmental Planning Policy (Vegetation in Non-Rural Areas) 2017, Chapter 9 of Bathurst Regional Development Control Plan 2014 as amended. All vegetation must be checked for hollows or active nests prior to felling. If any fauna species are known to inhabit a hollow or nest then an ecologist is to be consulted on the appropriate form of removal and felling that does not result in the death of the animal, and evidence kept of such consultation.*

(c) *that a division be called.*

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

A copy of the original Council Report (Agenda) and Minutes is provided in **attachment 8**.

Whist Council has resolved to approve the Development Application the formal Notice of Determination has not yet been issued. For present purposes, the Application remains undetermined.

### **Notification of Council Meeting and Resolution**

At the time that any Development Application is referred to a Council Meeting for consideration, it is common practice that Council would undertake the following administrative procedures:

#### **1. Prior to the date of the Council Meeting**

Written notification would be provided to any relevant applicant and person(s) who made a public submission that the application is to be considered at an upcoming Council Meeting. This notification is provided so that the relevant person(s) can attend the Council Meeting and/or make other representation to Councillors, should they wish.

#### **2. Following the Council Meeting**

Written advice of the outcome (Resolution) of the Council Meeting would be provided to any relevant applicant and person(s) who made a public submission.

Written notifications of the Council Meeting to be held on 19 May 2021 were prepared for the applicant and objectors however, due to an administrative error by Council (the incorrect spelling of an email address) the objectors did not receive their notification letter (see **attachment 9**).

Upon receipt of Council's letter dated 20 May 2021 advising of the outcome of the Council Meeting (**attachment 10**), a written complaint (dated 3 June 2021) was received from the objectors stating that they were not provided fair notification that the application was to be considered at the Ordinary Meeting of Council held on 19 May 2021 (see **attachment 11**).

Whilst it is noted that Council did in good faith attempt to notify the adjoining landowner(s) of the Council Meeting and that Council has met its statutory obligations in relation to person(s) making a submission in relation to a Development Application, the application has again been referred to Council to offset any remaining concerns of the objectors.

The additional submissions do not raise issues that have not been dealt with in the previous assessment of the application.

It is recommended that Council re-affirm its resolution made at the Ordinary Meeting of Council held on 19 May 2021 (ORD2021-138).

### **CONCLUSION:**

The proposed caretaker's dwelling and shed is characterised as development that is ancillary to the dominant uses of the land as tourist and visitor accommodation, a function centre and information and education facility, all of which are permissible uses of land

zoned SP3 Tourism under LEP 2014. The proposal is consistent with the objectives of the zone.

The proposed dwelling will be located on land identified as “50 dBA” on the Mount Panorama Environs Map under LEP 2014. However, the dwelling has been suitably located and designed to reduce exposure to the noise impacts of motor racing and associated events. Additionally, the primary occupant of the dwelling would be a caretaker working on behalf of the tourist and visitor facility. Therefore, there is a reasonable expectation that any future residents of the dwelling would anticipate some level of impacts on amenity.

The proposed development has been appropriately located on the land to prevent any significant impacts on flora and fauna. Given that the roof height of the proposed dwelling will be set approximately 738.75mm – 938.75mm below the estimated Finished Floor Level (FFL) of the neighbouring dwelling located at 404 Conrod Straight and that partial views are likely to be currently experienced from indoor and outdoor living areas of the neighbouring residence largely from a standing position, it is considered that the proposal will have a minor to moderate impact on the loss of views.

The proposal is not inconsistent with the any relevant published Commonwealth, State or Local government policy, guideline or strategy.

It is recommended that Council grant consent to the proposed development, subject to conditions.

## **FINANCIAL IMPLICATIONS:**

Nil

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

### **Objective 1: Our sense of place and identity.**

- Strategy 1.3 Enhance the cultural vitality of the region.
- Strategy 1.4 Protect and improve the region's landscapes, views, vistas and open space.
- Strategy 1.5 Promote good design in the built environment.

### **Objective 2: A smart and vibrant economy.**

- Strategy 2.5 Support Mount Panorama as a premier motor sport and event precinct.
- Strategy 2.6 Promote our City and Villages as a tourist destination.

### **Objective 3: Environmental stewardship.**

- Strategy 3.4 Protect and improve the region's biodiversity.

### **Objective 4: Enabling sustainable growth.**

- Strategy 4.6 Plan for, assess and regulate development activity.

## **Objective 6: Community leadership and collaboration.**

Strategy 6.4 Meet legislative and compliance requirements.

Strategy 6.5 Be open and fair in our decisions and our dealings with people.

## **COMMUNITY ENGAGEMENT:**

02 **Consult** - to obtain public feedback on alternatives and/or decisions

## **ATTACHMENTS:**

1. Aerial location plan [9.2.3.1 - 3 pages]
2. Plans of proposed development [9.2.3.2 - 9 pages]
3. BASIX Certificate (No. 1120551S\_02) [9.2.3.3 - 9 pages]
4. NSW Planning Circular No. PS 13-001: How to characterise development [9.2.3.4 - 4 pages]
5. Request for Variation to Development Control Plan Standard [9.2.3.5 - 2 pages]
6. Public submission received in relation to proposed development [9.2.3.6 - 4 pages]
7. Applicant's written response to public submission [9.2.3.7 - 3 pages]
8. Agenda and Minutes of Ordinary Meeting of Council held on 19 May 2021 [9.2.3.8 - 26 pages]
9. Notification to objectors of upcoming Council Meeting [9.2.3.9 - 2 pages]
10. Written advice to objectors of outcome of Council Meeting [9.2.3.10 - 4 pages]
11. Written complaint from objectors that notification of Council Meeting was not provided [9.2.3.11 - 2 pages]

## **MINUTE**

## **RESOLUTION NUMBER: ORD2021-241**

**MOVED: Cr W Aubin SECONDED: Cr J Jennings**

## **RESOLVED:**

That Council:

- (a) Reaffirm points (a) and (b) of Resolution No. ORD2021-138, made at the Ordinary Meeting of Council held on 19 May 2021, being:

***Ordinary Meeting of Council held on 19 May 2021  
Resolution Number: ORD2021-138***

*That Council:*

- (a) *support the variation to Clause 8.4 "Noise Reference Contour" of Bathurst Regional Development Control Plan 2014.*
- (b) *as the consent authority, grant consent pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2020/313, subject to conditions able to be imposed pursuant to Section 4.17 of the Environmental Planning and Assessment Act 1979, as amended, including but not limited to:*



### **Conditions that must be Satisfied Prior to the Consent Becoming Operative (Deferred Commencement)**

- 1) *Prior to the operation of this consent, separate retrospective Development Consent must be sought from Council for the change of use from the existing dwelling to tourist and visitor accommodation (coach drivers' accommodation).*

### **During Construction**

- 2) *Unless otherwise approved by Council, the exterior colours and materials of the building are to be of muted natural tones.*
- 3) *Building work involving the use of electric or pneumatic tools or other noisy operations shall be carried out only between 7.00 am and 8.00 pm on weekdays and 8.00 am and 8.00 pm on weekends and public holidays.*

### **Prior to the Issue of Occupation Certificate**

- 4) *Prior to the issue of any Occupation Certificate, the capacity of the existing sewer pumping station must be tested by a qualified plumber to determine whether it can also service the additional effluent loading of the proposed dwelling and shed.*

*If it is determined that the capacity of the existing sewer pumping station is insufficient, then the necessary upgrades must be carried out and inspected by Council, prior to the issue of any Occupation Certificate.*

- 5) *Prior to the issue of any Occupation Certificate, the proposed dwelling and shed are to be connected to the existing effluent management system.*

### **Use of Site**

- 6) *Any fencing to be established around the approved caretaker's dwelling must enclose an area of no more than 1,200m<sup>2</sup>.*
- 7) *The approved dwelling must only be occupied by caretaker(s) of the site and their family. The dwelling is not permitted to be used for the purposes of tourist and visitor accommodation, education, functions and/or any other commercial purpose, without prior Development Consent from Council.*
- 8) *All onsite operations involving the use of machinery, electric or pneumatic tools or other noisy operations shall be carried out only between 7.00 am and 8.00 pm on weekdays and 8.00 am and 8.00 pm on weekends and public holidays.*
- 9) *The development is to be conducted in a manner that will not interfere with the amenity of the locality by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit, oil, by causing interference*

*to television or radio reception or otherwise.*

- 10) *Clearing of native vegetation is prohibited unless it is in accordance with the provisions of the Biodiversity Conservation Act 2016, as amended and the Local Land Services Act 2013, State Environmental Planning Policy (Vegetation in Non-Rural Areas) 2017, Chapter 9 of Bathurst Regional Development Control Plan 2014 as amended. All vegetation must be checked for hollows or active nests prior to felling. If any fauna species are known to inhabit a hollow or nest then an ecologist is to be consulted on the appropriate form of removal and felling that does not result in the death of the animal, and evidence kept of such consultation.*

(b) that a division be called.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr A Christian, Cr J Fry, Cr G Hanger, Cr J Jennings, Cr I North and Cr J Rudge

Against the Motion - Cr M Morse

Absent - nil

Abstain - Nil

## 9.2.4

# DRAFT BATHURST REGIONAL COMMUNITY PARTICIPATION PLAN (AMENDMENT NO. 1)

File No: 20.00331

## RECOMMENDATION:

That Council adopt the Bathurst Regional Council Community Participation Plan (Amendment No. 1) as outlined in this report.

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## REPORT:

### Background

In March 2018, changes to the Environmental Planning and Assessment (EPA) Act 1979 set out new requirements for Councils to prepare a Community Participation Plan (CPP). The CPP provides the framework for community engagement in the planning process. Council adopted the Community Participation Plan at its meeting held 17 July 2019 and it came into effect on 9 September 2019. The current Community Participation Plan can be found at [https://www.bathurst.nsw.gov.au/images/stories/development/Policies-Plans/Community\\_Participation\\_Plan\\_FINAL.pdf](https://www.bathurst.nsw.gov.au/images/stories/development/Policies-Plans/Community_Participation_Plan_FINAL.pdf)

Council staff undertook a review of the CPP considering concerns received from the community relating to the notification process of development applications. As a result of the review, amendments to the CPP were proposed, addressing the following matters:

- Section 1.09 - Updating the description of Planning Agreements as a result of the new Planning Agreements Policy (recently considered by Council).
- Section 3.7 - Clarifying when minimum levels of notification apply.
- Section 3.10 - Clarifying how Council determines who is notified.
- Section 3.14.2.2 - Clarifying that the section only applies if an application is required to be notified.
- Section 3.14.4.4 - New sub-section outlining new notification requirements for development in specific rural zones and adjacent to a heritage item (see below).
- Section 5.8 - Clarification of exhibition of draft Planning Agreements and amendments to Planning Agreements.

Council staff also proposed the inclusion in the amendment specific notification requirement for development that occurs on rural land adjoining a Heritage Item (excluding moveable Heritage Items): that notification of the development is to be given to the landowners of both the Heritage Item and any other adjoining land. The proposed wording of the new section is below:

### **A) Notification in relation to development adjoining Heritage Items**

*Where development is proposed on land zoned **RU1** Primary Production, **RU2** Rural Landscape or **RU4** Primary Production Small Lots and adjoins a Heritage Item (excluding a moveable heritage item), as listed in Schedule 5 of the Bathurst Regional Local Environmental Plan 2014, Council will give notice to:*

- i. owners of adjoining land (including both the owners of the Heritage Item and any other adjoining landowner) of any development, excluding development types listed in section 1.10 of this plan.

- ii.

*Note 1: Where a Heritage Item only occupies part of a property, it is to be taken that the development adjoins the allotment upon which the heritage item is located.*

*Note 2: Section 3.10 of this Plan defines adjoining land.*

Additional commentary has been added to Section 3.10 to provide guidance on defining adjoining land, particularly for rural holdings with multiple parcels.

All proposed changes are in red text within the draft Bathurst Regional Community Participation Plan (Amendment No. 1) provided at **attachment 1**.

The draft amendment was reported to Council at the Ordinary meeting of 19 May 2021 at which Council resolved to place the draft amendment on public exhibition.

### **Public Exhibition**

In accordance with the CPP, Council placed the draft Amendment to the CPP on exhibition for a period of 28 days. The draft amendment was exhibited from 31 May 2021 until 28 June 2021. A total of 2 submissions were received, both supporting the proposed changes. A summary of the submissions are provided as **attachment 2**. **Attachment 3** summarises the traffic through the Yoursay webpage for the project.

### **CONCLUSION:**

In response to community feedback, Council staff have drafted an amendment to Council's Community Participation Plan including a new notification requirement for development that occurs on rural land adjoining a Heritage Item (excluding a moveable Heritage Item).

The draft Amendment was placed on public exhibition for 28 days from 31 May 2021 until 28 June 2021. A total of 2 submissions were received, both in support of the proposed changes.

### **FINANCIAL IMPLICATIONS:**

Nil

### **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 6: Community leadership and collaboration.**

Strategy 6.5 Be open and fair in our decisions and our dealings with people.

### **COMMUNITY ENGAGEMENT:**

02 **Consult** - to obtain public feedback on alternatives and/or decisions

## **ATTACHMENTS:**

1. Draft Bathurst Regional Community Participation Plan [**9.2.4.1** - 48 pages]
2. Submissions and summary [**9.2.4.2** - 5 pages]
3. Project summary [**9.2.4.3** - 5 pages]

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-242**

**MOVED: Cr B Bourke   SECONDED: Cr A Christian**

## **RESOLVED:**

That Council adopt the Bathurst Regional Council Community Participation Plan (Amendment No. 1) as outlined in this report.

## **9.2.5 PLANNING PROPOSAL – SCHEDULE 5 ENVIRONMENTAL HERITAGE**

**File No: 20.00344**

### **RECOMMENDATION:**

That Council:

- (a) prepare a Planning Proposal in accordance with the NSW Department of Planning, Industry and Environment Guidelines to update Schedule 5 Environmental Heritage of Bathurst Regional Local Environmental Plan 2014;
  - (b) forward the Planning Proposal to the NSW Department of Planning, Industry and Environment requesting a Gateway Determination;
  - (c) accept any delegations from the NSW Department of Planning, Industry and Environment in relation to this Planning Proposal; and
  - (d) call a division.
- 

### **REPORT:**

The Bathurst Region Heritage Plan (2017 – 2020) includes actions in relation to the region's heritage:

- Action 2.2.1 - Undertake regular reviews of the local environmental plan in relation to listed heritage items and heritage conservation areas and heritage provisions.
- Action 2.2.3 - Implement the recommendations of Council's Studies into Council's planning controls, where appropriate.
- Action 2.6.1 - Continue to maintain and update the Council's Heritage Inventory Database as new items of significance are discovered.

To support these actions Council staff have been developing a database of additional sites within the Bathurst Region of heritage significance through site visits with Council's Heritage Advisor, Bathurst Conservation Area Management (BCAMS) mapping and information from members of the public. For each item, Council staff have undertaken research to assess their heritage significance.

It is recommended that a Planning Proposal be prepared to update Schedule 5 - Environmental Heritage of Bathurst Regional Local Environmental Plan (LEP) 2014 to include an additional 53 sites that warrant individual heritage listing. A summary of significance of each of the proposed items is provided at **attachment 1**.

The Planning Proposal aims to consider heritage listing the following sites:

<b>Address</b>	<b>Suburb</b>	<b>Item Name</b>
28-34 Bant Street	Bathurst	Milltown Public School (Former)
14 Brilliant Street	Bathurst	St Barnabas' Rectory
183 Brilliant Street	Bathurst	Mount View
93 Durham Street	Bathurst	Georgian Workers Terrace
95 Durham Street	Bathurst	Georgian Workers Terrace
97 Durham Street	Bathurst	Georgian Workers Terrace
99 Durham Street	Bathurst	Georgian Residence
135 George Street	Bathurst	Commercial Hotel
137 George Street	Bathurst	Messener House
142 George Street	Bathurst	Attached Residence
144 George Street	Bathurst	Attached Residence
153A Havannah Street	Bathurst	Healy's General Store (Former)
169 Havannah Street	Bathurst	Victorian Residence
16 -18 Henry Street	Bathurst	Victorian Terrace
170 Howick Street	Bathurst	Matron's Cottage (Former)
296 Howick Street	Bathurst	Residence
15 Keppel Street	Bathurst	Clonlara
35 Keppel Street	Bathurst	Tattersalls Hotel
17 Morrisset Street	Bathurst	Attached Residence
19 Morrisset Street	Bathurst	Attached Residence
79 Piper Street	Bathurst	Early Victorian Residence
22 Rankin Street	Bathurst	Cottage
24 Rankin Street	Bathurst	Terrace Residences
26 Rankin Street	Bathurst	Terrace Residences
28 Rankin Street	Bathurst	Terrace Residences
140 Rankin Street	Bathurst	Corner Shop and Residence
62 Rocket Street	Bathurst	Werona
102 Russell Street	Bathurst	Attached Residence
104 Russell Street	Bathurst	Attached Residence
163 Russell Street	Bathurst	Fintona
58 Seymour Street	Bathurst	Victorian Cottage
144 Seymour Street	Bathurst	Attached Residence
146 Seymour Street	Bathurst	Attached Residence
168 Seymour Street	Bathurst	Victorian Cottage
124 William Street	Bathurst	Commercial Building
Howards Bridge Marker Tree	Duramana	Amend i101
7 Cambewarra Court	Kelso	Cambewarra
5-7 Lee Street	Kelso	King William Inn (Former)
72 Sydney Road	Kelso	Kelso Police Station and Lockup (Former)
126 Sydney Road	Kelso	Victorian Cottage
257 Freemantle Road	Mount Rankin	Osborne
1080 Trunkey Road	Perthville	Wardell

44 Christie Street	Raglan	St James Anglican Church
58 Christie Street	Raglan	Raglan Hall (and Former School)
14 Melrose Avenue	Raglan	Residence
7 Barkley Street	Sofala	Sofala Police Station (Former)
12 Busby Street	South Bathurst	Attached Residence
238 Havannah Street	South Bathurst	Federation House
8 Spencer Street	South Bathurst	Federation House
Tambaroora Pig Oven	Tambaroora	Chinese Pig Oven
267 Grove Creek Road	Trunk Creek	Mulgunnia Station
Bust of Chifley	West Bathurst	Amend i283
18 Alamein Walk	West Bathurst	Former Scout Hall and Dept of Works office

The listing of a site as a heritage item on the Local Environmental Plan will assist property owners in applying for Council's Heritage Assistance Funds as well as State Government grants.

The abovementioned list is not an exhaustive list of heritage in the region but has identified new sites worthy of listing at this time. It is envisaged that future planning proposals would expand on this listing. The Planning Proposal will not involve a review of the existing 344 heritage items currently under Schedule 5 of the LEP, with gazettal imminent of 9 moveable heritage items previously approved by Council.

The Planning Proposal will be publicly exhibited and owners notified. A further report will then be presented to Council to enable Council to consider submissions and make a final decision about each item.

## **FINANCIAL IMPLICATIONS:**

The Planning Proposal will be prepared within existing budgets.

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

### **Objective 1: Our sense of place and identity.**

Strategy 1.2 Protect, enhance and promote the region's European heritage assets and character.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

1. Summary of significance [9.2.5.1 - 8 pages]

## **MINUTE**



**RESOLUTION NUMBER: ORD2021-243**

**MOVED: Cr W Aubin   SECONDED: Cr J Rudge**

**RESOLVED:**

That Council:

- (a) prepare a Planning Proposal in accordance with the NSW Department of Planning, Industry and Environment Guidelines to update Schedule 5 Environmental Heritage of Bathurst Regional Local Environmental Plan 2014;
- (b) forward the Planning Proposal to the NSW Department of Planning, Industry and Environment requesting a Gateway Determination;
- (c) accept any delegations from the NSW Department of Planning, Industry and Environment in relation to this Planning Proposal; and
- (d) call a division.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr A Christian, Cr J Fry, Cr G Hanger, Cr J Jennings, Cr M Morse , Cr I North and Cr J Rudge

Against the Motion - nil

Absent - nil

Abstain - Nil

**9.2.6**                      **2020/2021 BATHURST REGION HERITAGE  
ASSISTANCE FUNDS AND HERITAGE  
ADVISORY SERVICE**

**File No:**                      **16.00176, 16.00177, 13.00093**

**RECOMMENDATION:**

That the information be noted.

---

**REPORT:**

The core programs under the Bathurst Region Heritage Plan 2017-2020 to protect, promote and manage the region's heritage are:

- Bathurst Heritage Advisory Service; and
- Three heritage assistance funds.

**Bathurst Heritage Advisory Service**

Council has had a heritage advisory service since 1996, with 2020/21 the third year with Council's new heritage advisor Kylie Christian of Hyperion Design.

The heritage advisory service operates on a fortnightly basis. Council's Heritage Advisor and Senior Heritage Planner meet on site with private property owners, developers and designers, free of charge, to discuss maintenance and conservation advice and development options. During the 2020/21 year, 125 site visits were undertaken by the Heritage Advisor.

**Heritage Assistance Funds**

**1. Bathurst Region Heritage Conservation and Interpretation Fund**

The Bathurst Region Heritage Conservation and Interpretation Fund is in its 10th year of operation. The fund was established to assist private property owners and community groups undertake special heritage projects including:

- preparation of conservation management plans;
- publishing local history books and publications;
- implementing heritage interpretation projects; and
- presenting exhibitions promoting the heritage and history of the Bathurst Region.

The table below provides a summary of the Interpretation Funds' success since its inception in 2011/12. The fund has generated projects valued at almost \$700,000 across the Bathurst region.

Conservation and Interpretation Fund	Overview of the Conservation and Interpretation fund to date:			
	Year	Projects Completed	Funding Offered	Total Value of Works
	2011/12	6	\$14,505	\$27,510
	2012/13	4	\$11,755	\$41,533
	2013/14	8	\$16,773	\$61,789
	2014/15	11	\$20,475	\$62,303
	2015/16	10	\$20,063	\$11,8583
	2016/17	10	\$16,255	\$36,472
	2017/18	9	\$16,215	\$80,626
	2018/19	10	\$18,000	\$68,140
	2019/20	11	\$20,450	\$105,938
	2020/21	10	\$20,000	\$95,420
	<b>Total</b>	<b>89</b>	<b>\$174,491</b>	<b>\$698,314</b>

The 2020/21 fund received 15 applications and grants were offered to 11 applications. Ten (10) of these projects were completed, with a total value for the projects completed of approximately \$95,420 and \$20,000 worth of funding offered. **Attachment 1** provides the summary of projects completed. Key projects completed this year included:

- Raglan Railway Station Pamphlet.
- Replacement of the interpretation panel at the Former Migrant Centre.
- Publication of "Sofala A Look Behind the Rush."
- Publication of a commemorative book to celebrate 150-year anniversary of the Hill End Public School.
- Digital conversion of several Hill End history books.
- Continuation of digitalisation of the database inventory for the Bathurst Agricultural Research Station's moveable heritage items.

## 2. Bathurst Region CBD Main Street Improvement Fund

Council launched the Bathurst Region CBD Main Street Improvement Fund in 2016 and it is in its 5th year of operation. The Main Street fund aims to assist property owners and tenants to improve, repair and maintain buildings within the Bathurst CBD.

The table below summarises the success of the fund since its inception. The fund has, generated just over \$780,000 worth of works on buildings within the Bathurst CBD.

Main Street Fund	Overview of the Main Street Fund to date:			
	Year	Projects Completed	Funding Offered	Total Value of Works
	2016/17	12	\$33,015	\$162,031
	2017/18	10	\$27,000	\$290,077
	2018/19	5	\$15,300	\$53,610
	2019/20	9	\$21,300	\$110,440
	2020/21	8	\$17,000	\$172,000
	<b>Total</b>	<b>43</b>	<b>\$113,600</b>	<b>\$789,109</b>

The 2020/21 fund received 23 applications for works, and funding was offered to 12 projects. Eight (8) of these projects were completed, with a total value for the projects

completed of approximately \$172,000 and \$17,000 of funding offered. **Attachment 2** provides a summary of the projects completed. Key projects completed this year included:

- Repainting works and removal of above awning signage at 93 George Street.
- Reinstatement of the verandah at 213 George Street.
- Completion of the external re-painting of 104 Bentinck Street.
- Façade repairs and repainting at 93 William Street.
- Repainting and restoration of cast iron verandah posts at 166A William Street.

Council had reduced the funding contribution provided under this fund in 2020/21 to \$25,000. The fund was well received, several large-scale projects were completed and accessed funding despite a difficult year with the effects of COVID-19.

### 3. Bathurst Region Local Heritage Fund

The Bathurst Region Local Heritage Fund program is in its 23rd year of operation. The fund is one of the largest such funds in the State. The table below summarises the success of the fund since its inception. The fund has generated in excess of \$7.9 million worth of maintenance and conservation works on buildings within the Bathurst Region.

Local Heritage Fund	Overview of the Local Heritage Fund to date:			
	Year	Projects Completed	Funding Offered	Total Value of Works
	1998/99	8	\$ 9,000	\$38,278
	1999/00	11	\$ 7,900	\$56,203
	2000/01	14	\$ 8,000	\$92,681
	2001/02	24	\$ 14,012	\$122,014
	2002/03	24	\$ 15,521	\$109,599
	2003/04	25	\$ 20,300	\$139,399
	2004/05	40	\$ 67,030	\$389,195
	2005/06	33	\$ 29,510	\$190,930
	2006/07	33	\$ 34,284	\$293,740
	2007/08	44	\$ 30,175	\$376,965
	2008/09	44	\$ 42,377	\$360,849
	2009/10	39	\$ 39,300	\$273,535
	2010/11	47	\$ 42,750	\$812,598
	2011/12	39	\$ 37,800	\$288,786
	2012/13	62	\$ 62,840	\$752,786
	2013/14	50	\$ 52,700	\$630,375
	2014/15	47	\$ 55,016	\$434,526
	2015/16	54	\$ 48,250	\$410,800
	2016/17	51	\$ 40,000	\$355,015
	2017/18	49	\$ 45,800	\$398,442
	2018/19	44	\$ 55,300	\$410,935
	2019/20	46	\$56,875	\$502,583
	2020/21	47	\$50,200	\$532,055
	<b>Total</b>	<b>875</b>	<b>\$864,940</b>	<b>\$7,972,288</b>

The 2020/21 fund received 88 applications for work, significantly higher than previous years, and funding was offered to 72 projects. Forty-Seven (47) of these applications were completed, with a total value of works for the completed projects of approximately \$532,055 and \$50,200 of funding offered. **Attachment 3** provides a summary of the completed projects.

There continues to be an extremely positive response from property owners and community groups throughout the region to the Bathurst Region Local Heritage Fund. Council continues to see property owners annually undertake small projects that have improved their property and over time helped to improve the streetscapes of the heritage conservation areas.

This year the fund, amongst other things, has helped cemetery restorations in the village cemeteries of Sofala, Peel and Trunkey Creek. Other projects included reroofing, repainting and timberwork repairs, replacement of gutters and downpipes, repairs to verandahs, repairs to chimneys, underpinning of buildings and window repairs to a wide range of dwellings throughout the region. COVID-19 did impact on the completion of some projects during the year.

As a result of the large number of applications received under the 2020/21 funding round, the criteria for applications under the 2021/22 has been amended to ensure only one application is received per property and a minimum project cost of \$3,000 has also been introduced.

## **FINANCIAL IMPLICATIONS:**

The Bathurst Region Heritage Conservation and Interpretation Fund and the Bathurst Region Main Street Improvement Fund are funded annually in Council's budget. The Bathurst Region Local Heritage Fund and the Bathurst Heritage Advisory Service are funded by Council and the NSW Department of Premier and Cabinet (Heritage).

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

### **Objective 1: Our sense of place and identity.**

- Strategy 1.1 Respect, protect and promote the region's Aboriginal heritage assets.
- Strategy 1.2 Protect, enhance and promote the region's European heritage assets and character.
- Strategy 1.3 Enhance the cultural vitality of the region.
- Strategy 1.4 Protect and improve the region's landscapes, views, vistas and open space.
- Strategy 1.5 Promote good design in the built environment.

### **Objective 4: Enabling sustainable growth.**

- Strategy 4.6 Plan for, assess and regulate development activity.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

1. Interpretation Fund Final Report [**9.2.6.1** - 1 page]
2. Main Street Improvement Fund Final Report [**9.2.6.2** - 1 page]
3. Local Heritage Fund Final Report [**9.2.6.3** - 2 pages]

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-244**

**MOVED: Cr M Morse   SECONDED: Cr J Rudge**

## **RESOLVED:**

That the information be noted.

## 9.2.7

## CBD BUSINESS COUNT MODEL

**File No:** 20.00071

### RECOMMENDATION:

That the report be noted.

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### SUMMARY:

A CBD Business Count Model has been developed by Bathurst Regional Council to analyse the diversity, location and changing nature of businesses within the Bathurst CBD. The Model also allows Council to calculate the vacancy rate of shopfronts in the CBD. This information enables analysis of any change in the mix of shops in the future and assists in analysing the impact of such influences as the drought, COVID and online shopping.

The occupancy rate data is reviewed bi-annually to detect trends over time. The first business count was undertaken in October 2019, with subsequent counts in April 2020, October 2020 and most recently in April 2021.

### REPORT:

In April 2021 an updated analysis of shops in the CBD was undertaken to determine the changing mix of businesses in the CBD as well as the level of vacancies that exists. The defined CBD area is shown in **attachment 1** and includes shopping centres.

There are 532 shops in the defined CBD with 63 vacant stores giving an occupancy rate of 88.1% which is a decrease on the October 2019 occupancy rate of 90.1% (pre COVID), however the same occupancy rate as the October 2020 count (post COVID lockdown).

Although the CBD Business Count Model incorporates space within multi-level buildings in the CBD, this report will focus on ground floor shops only.

The count identified 502 ground floor shop spaces in the CBD of which 445 were occupied by a business. There were 57 vacant shops giving an occupancy rate of 88.6%, or 11.4% vacancy.

Benchmark data for retail vacancy rates is only available for enclosed shopping centres and major CBD locations (i.e. Sydney CBD), with industry benchmarks excluding strip retail. As such, no comparable benchmark is available.

The breakup of ground floor vacant stores is as follows:

- 11 located in George Street
- 8 located in the Bathurst Chase
- 7 located in the Bathurst City Centre
- 7 located in William Street
- 7 located in Howick Street

- 7 located in Keppel Street
- 5 located in Centre Point Arcade
- 2 located in Russell Street
- 2 located in the Brooke Moore Centre
- 1 located in the Armada Bathurst Shopping Centre (since leased)

Businesses are classified by ANZSIC Codes (Australian and New Zealand Standard Industrial Classification) in order to determine the diversity of businesses in the CBD. The ANZSIC Code is a universal classification system of businesses which is used by the ATO, ABS, ABR and other government agencies and therefore allows Council's model to be consistent with other business databases.

The mix of businesses within the CBD is as follows (ground floor only). The figures in brackets represent the count from October 2019.

- Retail, 156 businesses or 35.1% (163, 36.1%)
- Other Services including automotive, hairdressing and accounting, 78 businesses or 17.5% (74, 16.4%)
- Accommodation and Food Services, 69 businesses or 15.5% (73, 16.2%)
- Health Care and Social Activity, 40 businesses or 8.9% (38, 8.4%)
- Professional, Scientific and Technical Services, 33 businesses or 7.4% (30, 6.7%)
- Financial and Insurance Services, 23 businesses or 5.2% (27, 6.0%)
- Rental Hiring and Real Estate, 9 businesses or 2.0% (10, 2.2%)
- Administrative and Support Services, 7 businesses or 1.6% (9, 2.0%)
- Arts and Recreation Services, 11 businesses or 2.5% (8, 1.8%)
- Education and Training, 7 businesses or 1.6% (7, 1.6%)
- Construction, 4 businesses or 0.9% (5, 1.1%)
- Public Administration and Safety, 5 businesses or 1.1% (4, 0.8%)
- Information Media and Telecommunications, 3 businesses or 0.7% (3, 0.7%)

Retail, Other Services and Accommodation and Food Services make up 68.1% of all businesses in the CBD, down from 68.7% in October 2019. Retail and Accommodation and Food Services have seen a decline whilst Other Services saw an increase.

The CBD Business Count Model is a powerful tool which can be used by Council to support Economic Development and Strategic Planning. Key projects such as Futureproofing our CBD (Council's response to the Town Centre Master Plan) and future Retail Strategies will leverage from the Business Count. Futureproofing our CBD will provide an important vehicle to retain activity in the CBD.

Work is being undertaken with GIS to produce an interactive and searchable web portal which can be used by Councillors and Council staff to see how the mix of businesses in the CBD changes over time.

## **CONCLUSION:**

Council continues to add information to the CBD Business Count Model which maintains an accurate historical database of businesses within the CBD, the type of business and where they are located. The Model is used to demonstrate:

- How the mix of businesses in the CBD changes over time
- Where businesses are located within the CBD
- Key data such as shopfront vacancy rates



The Model shows a shopfront vacancy rate of 11.1% in the Bathurst CBD with a heavy retail presence. Yearly analysis of CBD occupancy will allow trends in the business mix to continue to be identified and to assist in monitoring of the impact of online shopping and other influences (i.e. drought, COVID) on bricks and mortar businesses.

### **FINANCIAL IMPLICATIONS:**

There are no financial implications resulting from this report.

### **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 2: A smart and vibrant economy.**

Strategy 2.1 Support local business and industry.

### **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

### **ATTACHMENTS:**

1. CBD map [9.2.7.1 - 1 page]

### **MINUTE**

**RESOLUTION NUMBER: ORD2021-245**

**MOVED: Cr G Hanger SECONDED: Cr J Fry**

### **RESOLVED:**

That the report be noted.

## 9.2.8 URBAN PEST BIRD MANAGEMENT: AN UPDATE ON ACTIVITIES

**File No:** 14.00627

### RECOMMENDATION:

That the information be noted.

---

### SUMMARY:

Council has been coordinating pest bird management activities in the CBD and suburban areas of Bathurst since 2013.

Since that time, 4538 pigeons have been removed, 663 nest boxes have been provided to the community, over 1400 *Backyards for Wildlife* booklets have been provided and 30 hectares of Council land has been included in habitat restoration projects.

Pest bird species continue to form a significant proportion of the local bird population which gives weight to Council's ongoing direct control actions and habitat enhancement projects.

### REPORT:

In response to concerns about increasing pigeon and other pest bird populations in Bathurst, Council engaged NGH Environmental to develop a Pest Bird Management Strategy in 2012.

Recommended activities included:

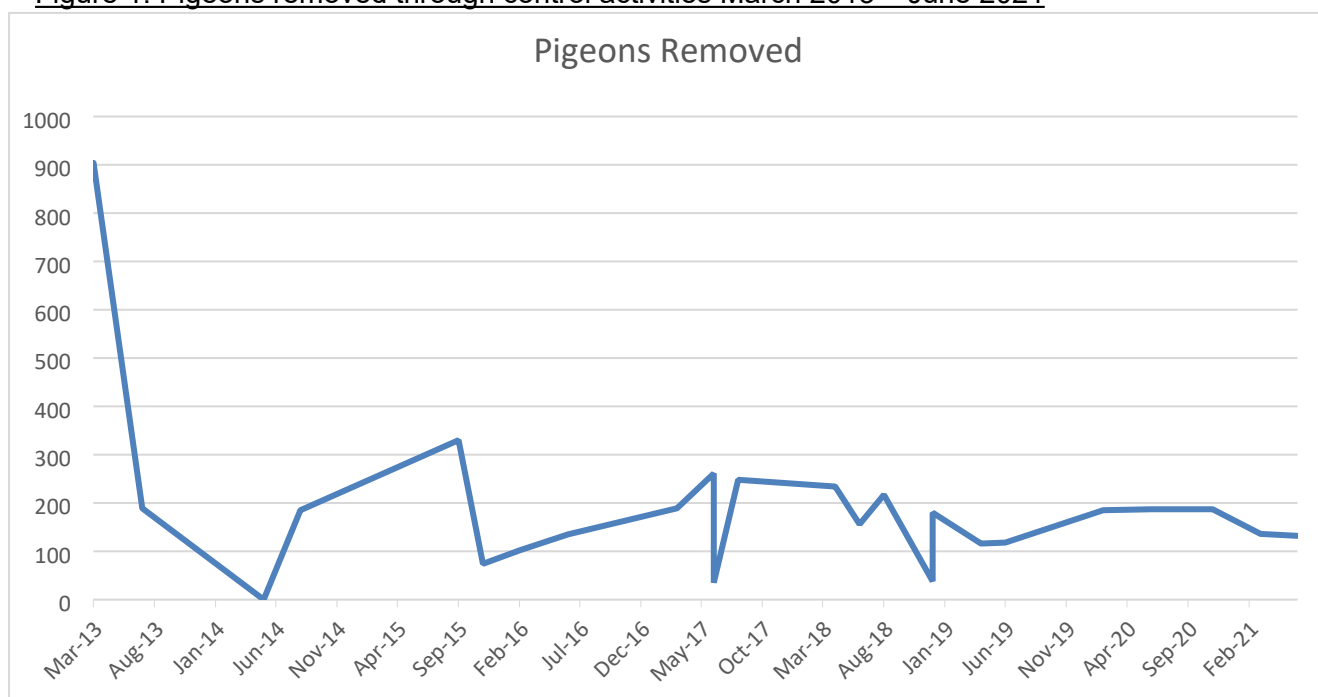
- Conduct ongoing monitoring of pest bird populations;
- Encourage the use of exclusion devices (nets, spikes etc) on private buildings;
- Remove problem birds from high population areas that impact upon public spaces; and
- Increase the use of native plantings and habitat in the urban and suburban environment which encourages native rather than pest bird species.

The following table and graph provides an update on the program activities that have occurred since the adoption of the Pest Bird Management Strategy in 2013.

Date	Activity	Involvement	Results (Pigeons Removed)
March 2013	CBD pigeon trapping	Ten businesses and five Council facilities	904
May 2013	Machattie Park "Don't Feed Pigeon" signs installed	Machattie Park	NA
July 2013	Contract shooting	Three businesses and three Council facilities	189

May 2014	Machattie Park Pigeon Trapping	Machattie Park	0
Jun–Aug 2014	CBD Pigeon trapping	One private business and two Council facilities	185
2015	Contract shooting	10 businesses, five Council facilities	404
October 2015	Exclusion mesh and spikes (partial coverage)	Fossil and Mineral Museum	NA
2016	Contract shooting	10 businesses, four Council facilities	237
2017	Contract shooting	14 businesses, four Council facilities	733
2018	Contract shooting	14 businesses, three Council facilities	825
August 2018	Machattie Park “Don’t feed the ducks” signs installed	Machattie Park	NA
April 2019	Contract shooting	19 businesses, three Council facilities	234
2014 – 2017	Nest box sales	Sales to members of the public – approx 400 boxes	NA
2012 – 2019	Backyards for Wildlife booklet sales	Sales to members of the public – approx. 700 booklets	NA
2020	Contract shooting	20 businesses, three Council facilities	559
Jun/Jul 2020	Myna Trapping Project	Uni of Newcastle Research project	NA
Mar–Dec 2020	Nestbox project	263 Nestboxes and insect hotels supplied to the public	NA
2019 - 2020	Backyards for Wildlife Booklet	Provided free to the public – approximately 700 booklets	NA
2021 (to June)	Contract shooting	21 businesses, four Council facilities	268
<b>Total pigeons removed</b>			<b>4538</b>

Figure 1. Pigeons removed through control activities March 2013 – June 2021



### Pigeon Control Methods

There have been a range of pigeon control options explored since the development of the Pest Bird Management Strategy. It has been Council's experience that the initial extensive trapping followed by regular nighttime shooting is achieving the best ongoing result. Where animals are found to be causing problems at specific sites, exclusion devices such as netting or spikes are implemented.

Council conducts surveys of pigeon numbers periodically and to monitor the location of birds in the CBD. These surveys which give an indication of density, not a total number, match the decline seen in the number of birds removed in the CBD over time. As numbers increase in new locations, Council is able to modify the target areas for inclusion in control projects.

### Habitat enhancement

The Pest Bird Management Strategy highlighted the need to improve habitat options to ensure our native bird species populations are maintained. Council has funded, and received grant funding, to coordinate several projects since 2013 including native animals nest boxes for the community and provision of the Council developed *Backyards for Wildlife* Booklet. In conjunction with other habitat restoration projects, Council has also planted native vegetation and removed exotic weeds across 30 hectares since 2013.

### Private landholder involvement

When Council conducts programs, private businesses are invited to participate especially if their property adjoins Council facilities and the façade fronts the street. If business wish for control activities to be undertaken within the property, then they are put in direct contact with the contractors as pest control within private properties is the responsibility of the property owner.

Council staff also provide ongoing advice to property owners as to how to deter, reduce or remove birds from their property. The Pest Bird Management Strategy is publicly available on Council's website and people are referred to this document regularly.

Since the last report to Council, Council has included an additional two businesses in the shooting program to bring the total number of properties (including Council sites) regularly patrolled in the CBD to 25.

### Food sources

The removal of food sources from the CBD by the discouraging of feeding birds in Machattie Park has had a marked impact on the number of birds frequenting the area. Council acknowledges that some businesses are handling products that may become a source of food for pigeons, and Council encourages improvements in operational activities and pest control where appropriate.

### Other Pest Birds

The yearly Aussie Backyard Bird Count citizen science project continues to record high numbers of other exotic species of bird such as Starlings, Sparrows, Blackbirds and Indian Mynahs. Council continues to explore specific management actions for these species as required.

## **CONCLUSION:**

Council has focused on a range of exclusion devices and removal options which are shown to be the most effective and cost-effective method of removing birds from the Bathurst city CBD. Some control options are very effective from removing or deterring birds from a single location. However, no one method has been shown to be suitable for bird control across the more than 18 hectares of CBD infrastructure.

Therefore, Council will continue to employ methods known to effectively manage populations whilst monitoring and testing other cost-effective methods as they become available.

## **FINANCIAL IMPLICATIONS:**

Funding for this item is contained within existing budgets

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

### **Objective 3: Environmental stewardship.**

Strategy 3.4 Protect and improve the region's biodiversity.

### **Objective 5: Community health, safety and well being.**

Strategy 5.2 Help make the Bathurst CBD, neighbourhoods and the region's villages attractive and full of life.

### **Objective 6: Community leadership and collaboration.**

Strategy 6.1 Communicate and engage with the community, government and business groups on important matters affecting the Bathurst region.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

Nil

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-246**

**MOVED: Cr B Bourke SECONDED: Cr W Aubin**

**RESOLVED:**

That the information be noted.

## **9.2.9 BATHURST BACKYARD RANGERS PROJECT: A SUCCESSFUL CITIZEN SCIENCE PROJECT**

**File No: 13.00053**

### **RECOMMENDATION:**

That the information be noted.

---

### **SUMMARY:**

The Bathurst Backyard Ranger Project resulted in over 220 nest boxes and insect hotels being made available to the local community. To build engagement, local residents were asked to become 'Backyard Rangers' and take photos of the biodiversity in their local area. The project has been a great success with over 2,600 photos of 912 species submitted as part of the citizen science project.

### **REPORT:**

The Bathurst Pest Bird Management Strategy 2012 identified the improvement of habitat for native bird species as an important part of reducing the impact of exotic bird species. In 2019 Council was successful in receiving a small \$5,000 grant fund through the Federal Government's Communities Environment Program to supply over 220 native animal nest boxes for local residents as part of the Bathurst Backyard Ranger Project. A range of community interaction events were planned but were subsequently cancelled due to COVID-19 restrictions. Council then moved largely to an online event, based upon the iNaturalist citizen science app and social media.

Participants signed up to the iNaturalist program and made a pledge to become Bathurst Backyard Rangers: <https://www.inaturalist.org/projects/bathurst-backyard-rangers>. Once participants had pledged and started observing and uploading photographs they were able to receive their selection of an insect hotel for native bees, wasps and spiders, or a nest box for native birds and mammals, as well as a *Backyards for Wildlife* booklet. This was also supported by information in YouTube Videos and social media posts.

During the six-month project over 1650 observations of 630 local species were uploaded to iNaturalist across an area of approximately 200,000 hectares within the local government area. An estimated 500 Bathurst Region residents, school students and landcare members participated directly in the project and over 10,000 people were reached through online and social media.

There was positive feedback from the project with over 95% of participants stating that they had learned something about local plants, animals and fungi through the program and 90% of participant nest boxes were installed at the project's December 2020 completion.

As the iNaturalist platform is a free program managed locally by the Atlas of Living

Australia and hosted by the CSIRO, the Bathurst Backyard Ranger Project continues to be a great success. At 30 June 2021, 2,646 observations of plants, birds, fungi, mammals and insects, with 912 species identified. 251 different people have directly been involved in posting photos which are then verified by interested people, naturalists and experts from across the country. This peer review of citizen science means that records are confirmed before they become part of the permanent Australian record. As it is based on an app or website, people who submit a photo can get it verified in just minutes meaning that they are immediately learning more about the biodiversity of their backyard.

The Bathurst Backyard Ranger Project was an overwhelming success, not just in the number of people involved in installing habitat boxes in their own backyard, but also those involved in taking photos of the biodiversity they see in their local area. This citizen science project continues to be popular and demonstrates that access to online platforms and community knowledge is a great way to improve local knowledge and build engagement.

## **FINANCIAL IMPLICATIONS:**

Funding for this item is contained within existing budgets

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

### **Objective 1: Our sense of place and identity.**

Strategy 1.4 Protect and improve the region's landscapes, views, vistas and open space.

### **Objective 3: Environmental stewardship.**

Strategy 3.1 Protect and improve our natural areas and ecosystems, including the Macquarie River and other waterways.

Strategy 3.4 Protect and improve the region's biodiversity.

### **Objective 6: Community leadership and collaboration.**

Strategy 6.1 Communicate and engage with the community, government and business groups on important matters affecting the Bathurst region.

## **COMMUNITY ENGAGEMENT:**

03 **Involve** - to work directly with the public throughout the process to ensure that public concerns and aspirations are consistently understood and considered

## **ATTACHMENTS:**

Nil

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-247**



**MOVED: Cr G Hanger   SECONDED: Cr M Morse**

**RESOLVED:**

That the information be noted.

## 9.3 DIRECTOR CORPORATE SERVICES AND FINANCE'S REPORT

### 9.3.1 STATEMENT OF INVESTMENTS

File No: 16.00001

#### RECOMMENDATION:

That the information be noted.

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#### REPORT:

\$87,080,000 was invested at 30/06/2021 in accordance with Council's investment policies, the Minister's Investment Order dated 12 January 2011, the Local Government Act 1993 and associated regulations. All investments have been reconciled with Council's general ledger and are listed below:

	<u>Rating</u>	<u>Balance</u>	<u>Average Return</u>
<b><u>Short Term 1 – 365 Days</u></b> (comprising Commercial Bills, Term Deposits, Debentures and Certificates of Deposits):			
National Australia Bank Limited	A1+	\$22,500,000.00	0.71%
CBA	A1+	\$4,500,000.00	0.48%
CBA Green Deposit	A1+	\$1,500,000.00	0.43%
Westpac	A1+	\$1,500,000.00	1.25%
AMP	A2	\$4,500,000.00	1.01%
Bank of Queensland Limited	A2	\$13,500,000.00	0.76%
Auswide Bank	A2	\$3,000,000.00	1.02%
Members Equity Bank	A2	\$9,000,000.00	0.80%
Maritime, Mining & Power Credit Union Ltd	ADI	<u>\$7,500,000.00</u>	<u>0.79%</u>
		<b>\$67,500,000.00</b>	<b>0.77%</b>
<b><u>Long Term &gt; 365 Days</u></b> (comprising Commercial Bills, Term Deposits,			

**Debentures and Bonds):**

**Floating Rate  
Term Deposits**

Westpac Coupon Select 1	AA-	\$3,000,000.00	1.28%
Westpac Coupon Select 2	AA-	\$1,500,000.00	1.03%
Westpac Green Tailored Deposit	AA-	\$1,500,000.00	0.29%
Maritime Mining & Power Credit Union Ltd	ADI	<u>\$1,230,000.00</u>	<u>0.25%</u>
-	-	<b>\$7,230,000.00</b>	<b>0.85%</b>

**Floating Rate  
Notes**

CBA Climate Bond	AA-	\$1,000,000.00	0.95%
Commonwealth Bank of Australia 2	AA-	\$500,000.00	0.97%
National Australia Bank	AA-	\$700,000.00	0.95%
HSBC Sydney	AA-	\$1,500,000.00	0.86%
Macquarie Bank	A+	\$1,000,000.00	0.78%
Macquarie Bank	A+	\$1,500,000.00	0.51%
UBS AG Australian	A+	\$650,000.00	0.91%
Suncorp Metway Ltd	A+	\$500,000.00	0.49%
Sumitomo Mitsui Banking Corp	A	\$1,000,000.00	1.18%
Bendigo & Adelaide Ltd 4	BBB+	\$900,000.00	0.55%
AMP	BBB	\$1,000,000.00	1.08%
AMP	BBB	\$1,100,000.00	1.10%
Newcastle Permanent 3	BBB	<u>\$1,000,000.00</u>	<u>1.69%</u>
		<b>\$12,350,000.00</b>	<b>0.92%</b>

**Total Investments** **\$87,080,000.00** **0.79%**

***These funds were held as follows:***

Reserves Total (includes unexpended loan funds)	\$41,424,417.00
Grants held for specific purposes	\$1,611,000.00
Section 7.11 Funds held for specific purposes	\$44,044,583.00
Unrestricted Investments	\$0.00

<b>Total Investments</b>	<b><u>\$87,080,000.00</u></b>	
<b><u>Total Interest</u></b>	<b><u>\$685,985.71</u></b>	<b><u>0.79%</u></b>
<b><u>Revenue to 30</u></b>		
<b><u>June 2021</u></b>		

**A Jones**  
Responsible Accounting Officer

## **FINANCIAL IMPLICATIONS:**

N/A

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 4: Enabling sustainable growth.**

Strategy 4.6 Plan for, assess and regulate development activity.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

1. Investments 30 June 2021 pre-accrual [9.3.1.1 - 2 pages]

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-247**

**MOVED: Cr J Fry SECONDED: Cr B Bourke**

## **RESOLVED:**

That the information be noted.

### 9.3.2

## MONTHLY REVIEW - 2020/2024 DELIVERY PLAN AND OPERATIONAL PLAN 2020/2021

**File No:** 16.00167

### RECOMMENDATION:

That the information be noted.

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### REPORT:

Bathurst Regional Council has in place the Bathurst 2040 Community Strategic Plan which aims to inform the community about the major directions and programs Council is undertaking in shaping the future of the Bathurst Region. These directions are summarised as objectives and strategies in the Community Strategic Plan which was adopted by Council on 16 May 2018. The Plan is available for viewing at the council offices at 158 Russell Street or can be downloaded from the Public Documents section of Council's website, [www.bathurst.nsw.gov.au/council/general-information/public-documents](http://www.bathurst.nsw.gov.au/council/general-information/public-documents). A listing of the Objectives and Strategies from the Bathurst 2040 Community Strategic Plan can be found within the Plan commencing from page 22.

At **attachment 1** is an update of Council's progress towards achieving the Strategies and Objectives for the 2020-2024 Delivery Plan and the Annual Operational Plan 2020-2021.

The Local Government (General) Regulation 2005 has been amended by inserting clause 413A to make it the duty of the General Manager to give timely information to Councillors about any fines or penalty notices from agencies such as the Australian Taxation Office, the Roads and Maritime Services or the Environment Protection Authority, or where a court or tribunal makes a costs order against a council.  
Fines or penalty notices this month - Refer to **attachment 1**.

### FINANCIAL IMPLICATIONS:

N/A

### BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:

**Objective 6: Community leadership and collaboration.**

Strategy 6.4 Meet legislative and compliance requirements.

### COMMUNITY ENGAGEMENT:

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

**ATTACHMENTS:**

1. OP June 2021 Final [9.3.2.1 - 55 pages]

**MINUTE**

**RESOLUTION NUMBER: ORD2021-249**

**MOVED: Cr A Christian SECONDED: Cr G Hanger**

**RESOLVED:**

That the information be noted.

### **9.3.3            SUNDRY SECTION 356 DONATIONS, BATHURST MEMORIAL ENTERTAINMENT CENTRE COMMUNITY USE SUBSIDY AND MOUNT PANORAMA FEE SUBSIDY**

**File No:        18.00004**

#### **RECOMMENDATION:**

That the information be noted and any additional expenditure be voted.

---

#### **REPORT:**

At **attachment 1** is a list of Sundry Section 356 Donations, Bathurst Memorial Entertainment Centre Community Use Subsidies and Mount Panorama Fee Subsidies granted by Council for the period ending 30 June 2021 including a report on annual Rental Subsidies granted by Council.

#### **FINANCIAL IMPLICATIONS:**

Council's Sundry Section 356 Donations and Bathurst Memorial Entertainment Centre Community Use Subsidies and Mount Panorama Fee Subsidies are included in the current budget, which currently have a balance as follows:

Section 356:	\$ 15,108.02 **
BMEC Community use:	\$        0.00
Mount Panorama:	\$ 13,930.09

\*\* The above amount includes donations already committed but not yet paid. After allowing for the committed donations the remaining balance is nil.

#### **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 5:    Community health, safety and well being.**

Strategy 5.3        Help build resilient, inclusive communities.

**Objective 6:    Community leadership and collaboration.**

Strategy 6.5        Be open and fair in our decisions and our dealings with people.

#### **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

**ATTACHMENTS:**

1. 356 Donations, Council Report June 2021 [9.3.3.1 - 3 pages]

**MINUTE****RESOLUTION NUMBER: ORD2021-250****MOVED: Cr W Aubin SECONDED: Cr J Fry****RESOLVED:**

That the information be noted and any additional expenditure be voted.



### **9.3.4 POWER OF ATTORNEY**

**File No: 11.00007**

#### **RECOMMENDATION:**

That the information be noted.

---

#### **REPORT:**

That the General Manager's action in affixing the Power of Attorney to the following be noted.

- Bathurst Information & Neighbourhood Centre Inc – 2/55 Seymour Street - Part Lot 180 DP862410 – Community Licence
- B Arnot – Colville Street – Part Lot 1126 DP1250643 – Rural Licence
- D Dindukurthi – 9 McKell Street – Lot 25 DP214037 – Sales Contract (not exchanged)
- Bathurst Seymour Centre – 57 Seymour Street – Lot 19 DP849271 – Lease
- GC Redford & JA Learson – 9 McKell Street – Lot 25 DP214037 – Sales Contract
- B Hope – 200 College Road – Lot 1 DP749758, Lot 117 DP750357, Part Lot 2 DP749758 – Rural Licence
- S Owens & D Owens – Chifley Dam Rural Lots – Part Lot 2 DP224864, Part Lot 10, 6 & 11 DP224864 - Rural Licence

#### General Items

- Nil

#### Linen Plan Release

- Bathurst Regional Council – Final stage of 153 Lot subdivision release of 15 lots and one residual – Lot 156 DP1263887 & Lot 1 DP1269005 – Marsden Lane, Kelso NSW 2795
- Mr D J Favero – Two lot rural subdivision – Lot 2 DP600816 – 534 Curragh Road, Abercrombie River NSW 2795

#### **FINANCIAL IMPLICATIONS:**

Nil

#### **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 4: Enabling sustainable growth.**

**Strategy 4.6** Plan for, assess and regulate development activity.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

Nil

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-251**

**MOVED: Cr W Aubin   SECONDED: Cr A Christian**

## **RESOLVED:**

That the information be noted.

### **9.3.5 COUNCIL POLICY REVIEW - RATES - ACCUMULATION OF RATES BY AGED PENSIONERS & REBATES**

**File No: 16.00037**

#### **RECOMMENDATION:**

That Council

- i. Place the draft Rates – Accumulation of Rates by Aged Pensioners & Rebates Policy on public exhibition for a period of not less than 28 days and invite the public to make submissions: and
- ii. If no submissions are received, adopt the amendments to the Rates – Accumulation of Rates by Aged Pensioners & Rebates Policy and update the Policy Manual
- iii. If submissions are received, be provided with a further report.

---

#### **REPORT:**

As part of Council's governance procedures, a program to review all Council policies every two years has been implemented.

The following changes have been made to the Rates – Accumulation of Rates by Aged Pensioners & Rebates Policy:

- Minor legislative changes, for example:
  - replacing the term "full pension" for "maximum rate pension"
  - an update to the types of pensions for eligibility using current Centrelink terms
- Explicit explanation that interest will still accrue on rates being accumulated by pensioners, as required under the legislation.

#### **FINANCIAL IMPLICATIONS:**

Nil

#### **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 6: Community leadership and collaboration.**

Strategy 6.4 Meet legislative and compliance requirements.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

1. Policy - Rates Accumulation of rates by aged pensioners Rebates 002 [9.3.5.1 - 2 pages]

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-252**

**MOVED: Cr M Morse SECONDED: Cr J Fry**

## **RESOLVED:**

That Council

- i. Place the draft Rates – Accumulation of Rates by Aged Pensioners & Rebates Policy on public exhibition for a period of not less than 28 days and invite the public to make submissions: and
- ii. If no submissions are received, adopt the amendments to the Rates – Accumulation of Rates by Aged Pensioners & Rebates Policy and update the Policy Manual
- iii. If submissions are received, be provided with a further report.

### 9.3.6

## NOMINATION FOR COUNTRY WOMEN'S ASSOCIATION OF NSW STATE MEETING 2023

**File No:** 29.00009-02

### RECOMMENDATION:

That Council supports the nomination of Bathurst to host the 101st Year State Annual General Meeting and Conference of the Country Women's Association of NSW in 2023 and waive the fees associated with the placement of the banner across William Street.

---

### REPORT:

Council has been approached by the Group Secretary, Central West Group of the Central Women's Association of NSW (CWA) seeking Council's support for their nomination for Bathurst to host the 101st Year State Annual General Meeting and Conference in 2023. A copy of their request is provided at **attachment 1**.

The Central West Group are seeking support from Council in the following areas:

(a) **Mayoral Reception for up to 50 guests**

Response: this can be accommodated at one of Council's existing facilities with funding being provided by Council's Civic Reception allocation.

(b) **Community Base reduction for the hire of BMEC**

Response: Council's adopted Revenue Policy provides a 20% discount to the venue hire fee of BMEC for local community organisations, which can be applied to this event.

(c) **Use of Machattie Park for food stalls**

Response: As the event is not seeking the exclusive use of Machattie Park, there are no hire fees applicable to this element of the request. However, there are compliance requirements that food vendors will be required to adhere to, together with appropriate public liability insurance being obtained.

(d) **The placement of a banner across William Street**

Response: The current (2021/2022) hire fee associated with the installation of a banner over William Street is \$715.00. Should Council resolve to waive this charge, funding could be provided from Council's 2022/2023 Section 356 Donations allocation.

(e) **A special Museums admission deal**

Response: Council's adopted Revenue Policy provides a \$2.00 discount off entry fees for group bookings which can be applied to this event.

In their discussions with BMEC, the organisers have indicated that 500 to 600 delegates (plus 300 observers) are likely to attend this 6-day event, with representatives arriving from across NSW.

## **FINANCIAL IMPLICATIONS:**

As indicated in this report, the majority of the requests are able to be accommodated within Council's existing budget allocations. Should Council resolve to waive the fee for the banner across William Street, funding would be provided from Council's 2022/2023 Section 356 Donations allocation.

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 5: Community health, safety and well being.**

Strategy 5.1 Provide opportunities for our community to be healthy and active.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

1. Country Womens Association of NSW State meeting request [9.3.6.1 - 2 pages]

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-253**

**MOVED: Cr M Morse SECONDED: Cr J Rudge**

## **RESOLVED:**

That Council supports the nomination of Bathurst to host the 101st Year State Annual General Meeting and Conference of the Country Women's Association of NSW in 2023 and waive the fees associated with the placement of the banner across William Street.

## 9.4 DIRECTOR ENGINEERING SERVICE'S REPORT

### 9.4.1 WATER SECURITY UPDATE

**File No:** 32.00017

#### **RECOMMENDATION:**

That the information be noted.

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#### **REPORT:**

The previous report to Council regarding water security was at Council's ordinary meeting of 16 June 2021. A compilation of the various water security related Council reports is available from: <https://www.bathurst.nsw.gov.au/water-restrictions-council.html> under Resources and Forms.

##### Short Term Water Supply Improvements

Council has accepted Expressions of Interest for the detailed design and construction of the stormwater harvesting system, with three companies providing a detailed and complying submission. The three companies are, in alphabetical order:-

- Hynash Constructions Pty Ltd
- Leed Constructions Pty Ltd
- Optimal Stormwater Pty Ltd

Tenders close for this project in late July 2021 and a report for Council's consideration will be presented as soon as practicable thereafter, for engagement of a Contractor to carry out this work.

Documentation required for application for approval to construct the stormwater harvesting project was submitted after several iterations in March 2021 and it is anticipated that approval to construct the project will be provided in the coming weeks.

Discussions between Council and the Natural Resource Access Regulator continue with regard to resolving differences in interpretation of the Winburndale Dam licence conditions. Despite having an original agreement with NRAR as to the scope of documentation required to support Council's application, NRAR has required significant additional information which is currently being collated. This additional work is likely to cost over \$100,000 to provide.

##### Irrigation impacts

The management of the above stretch of river has the potential to impact on the Town Supply yield and reliability and the operational efficacy of the Water Filtration Plant.

Council recently became aware via an advertisement in the Western Advocate of consideration by Water NSW (WNSW) of an application to extract water through an additional pump proposed to be located immediately above the river weir at the Bathurst Water Filtration Plant, to irrigate land downstream of the weir upon a separate land holding.

Depending on how this application is handled along with other applications possible under the water management legislation and rules this application may impact on the Town Water Supply yield and reliability and the effective operation of the Water Filtration Plant. Due to the allocated time to respond to the advertisement, staff have put forward a response to the advertisement to protect the interests of the Town Water Supply (TWS).

Having followed up on the advertisement with Water NSW there are positive signs of increasing awareness of the specific circumstances of Chifley Dam, the Bathurst Weir and the river between, with an impacts analysis to be undertaken for the proposal. This does not provide sufficient assurance however in relation to impacts on the TWS and operation of the Water Filtration Plant, particularly given subsequent applications possible under the licencing framework.

Additionally, there are also some positive signs in relation to consultation and better understanding of urban water needs through emerging draft strategies being undertaken by the NSW Government.

These are however still in translation as evidenced in this matter. It was the diligence of a staff member which alerted Council to the current licencing matter, not consultation and input as previously requested by Council. Further the policy framework could still result in negative impacts on the TWS and operation of the WFP under the business as usual (BAU) approach which existed prior to the last drought and, part of which continues currently. Additionally, the analysis of impacts is yet to be complete, so it is not clear as to the impacts on the TWS.

This leaves Council to put in a contingent submission pending the outcome of the analysis for this application and to inform Council's position to WNSW in relation to further subsequent applications which may extend the reach of this proposal.

Council's contingent position is that it objects to any licencing outcome that impacts negatively on the current TWS yield and reliability or contributes to either wastage or shortage of water at the weir.

The matter more broadly raises concern that Council's position and experience during the recent drought needs to be reinforced to help drive change and outcomes monitored, particularly during the abovementioned translation.

Council has a range of actions under its response to the recent drought and extreme water shortage relating to irrigation and has put this forward to the relevant parts of the NSW Government through both direct advocacy and participation in reviews of the water sector arising from the drought and subsequent draft strategies arising from the reviews.



These are summarised as following:

Issue	Comment
Year to year allocation practice of relevant water management agency	At the peak of the drought a 100% allocation was made with potentially catastrophic impacts on the Bathurst Town Water Supply (TWS) with ongoing drought. Council had to lobby the NSW Government for an emergency restriction instrument to avoid the problem with the instrument granted by the State Government. Council has called for consultation and ongoing input and an improved management framework to deal with the unique circumstances of Chifley Dam and the reach of river between Chifley Dam and the Water Filtration Plant (WFP)
Inefficiency and low level of River Management due to a lack of meters and ordering system for irrigation	Council had called for this matter to be addressed in concert with the above. The metering was mooted by the State Government but has not progressed. Unresolved the risk of excess take of water and inconsistent/variable take of water for irrigation arises. This has the potential to impact on TWS yield/security and additionally can cause operational problems at the WFP. It also makes the management of irrigation restrictions much more uncertain.
Increases to licensed extraction levels or intensity of extraction.	These elements may reduce yield and security of the TWS or impact on operations at the WFP. Council has identified these matters to be addressed in concert with the above.
Between Chifley Dam and the WFP, irrigators have a very high level of water security due to the Town Water Supply security level needed at the weir pool at the WFP, with Council receiving at the weir what is remaining of releases from Chifley Dam after irrigation when Chifley Dam is being used for releases.	The majority of irrigators in NSW for regulated streams have general security controlled by allocation level. The referenced section of river is unregulated, however most unregulated rivers do not have a TWS Dam providing very high security water. Council has taken the view that it does not support any increase in impact from this situation on the TWS yield or reliability and as evidenced above there may be times when irrigation restriction is needed. This element has been identified to be considered in the above suite of actions.

As water agencies have been restructured over recent years into three divisions and there is potentially further change to come it would be appropriate that Council reinforce its position to all agencies as well as the review group to ensure full information is available. It may be that the differing agencies are not fully aware of important information that has been put to the NSW Government or perhaps the process of refinement of new policy and strategic direction may not have reached the point of dissemination to all. Given the above it is appropriate that Bathurst Regional Council reiterate its position as abovementioned to the relevant parts of the State Government and seek feedback on this matter and the broader issues it raises.

#### Work Completed to Date

Council has engaged a contractor to carry out strengthening works to Winburndale Dam. The cost of this project is approximately \$14.3M, with \$2.225M provided by the NSW Government's Safe and Secure Water Program. Work on this project is well advanced, with approximately \$9.71M expended to date. Works has commenced on the installation of the 25 post-tensioned ground anchors that will run vertically through the dam wall and be secured into solid rock below the dam. Work is currently expected to be completed in April 2022.

More detailed progress of work is shown as below:-

<b>WATER INFRASTRUCTURE PROJECTS – PROGRESS</b>	
<b>Project</b>	<b>Status</b>
<b><u>Project Legal Framework</u></b>	
Legal assessment of suitability of Water Supply (Critical Needs) Act 2019.	Completed
Listing of Water Harvesting project on Water Supply (Critical Needs) Act 2019	Completed
Listing of Winburndale Dam pipeline augmentation project on Water Supply (Critical Needs) Act 2019	Underway. Finalisation of Environmental assessment required as part of submission
Legal Assessment of procurement process, subsequently resolved Ordinary Council Meeting, 11 December 2019.	Completed
<b><u>Water Harvesting</u></b>	
Preliminary Yield Analysis	Complete
Detailed Yield Analysis	Complete
Project management framework including legal advice for preparation of GC21 Design and Construct Contract	Complete
<b><u>Option 1 Route Analysis – Through Levee</u></b>	
Survey	Complete
Design	Complete
Costing	Complete
Geotechnical Investigation	Complete
<b><u>Environmental Assessment</u></b>	Complete

<b><u>Option 2 Route Analysis - Through public road network</u></b>	
Survey / Design	Complete
Geotechnical Investigation	Complete
Aboriginal Cultural Heritage Assessment	Complete
European Cultural Assessment	Complete
Crown Road Licence Agreement for formalization of Easements	Complete
Permission from TfNSW for Great Western Highway underbore	Commenced
Permission from John Holland Rail for Great Western Railway underbore	Commenced
Environmental Assessment	Completed
Electrical Assessment	Commenced
<b><u>Option 3 Route Analysis – Underbore Macquarie River</u></b>	
Survey / Design	100% complete
Geotechnical Investigation	100% complete
Aboriginal Cultural Heritage Assessment	Completed
European Cultural Assessment	Completed
Permission from TfNSW for Great Western Highway, for trenching under bridge.	Commenced
Permission from John Holland Rail for Great Western Railway underbore	Commenced
Technical Assessment of route by Public Works Advisory	Completed
Environmental Assessment	Completed
Costing	Preliminary costing completed  Detailed costing completed
Formal application for approval through Water Security (Critical Needs) Act 2019	Submitted.
Expression of Interest for construction work released, assessed and contractors invited	Complete
<b><u>Stormwater Ponds – Next to Proctor Park - Stage 1b</u></b>	
Design	Complete
Geotechnical Investigation	Complete
Aboriginal Cultural Heritage Assessment	Complete
Flood Impact Assessment	Substantially completed
Costing	On hold
<b><u>Winburndale Dam Pipeline Augmentation</u></b>	
Feasibility Assessment	Completed
Route Assessment	Completed
Pipeline Sizing	Completed
Electrical Needs Assessment	Completed
Legal opinion regarding existing easement access	Completed
Survey and Design	Commenced
Environmental Assessment	90% complete
Discussions with affected landowner along route	Commenced
Costing	To commence following design completion

<b><u>Winburndale Dam Water into Water Filtration Plan using existing pipeline</u></b>	
Water Chemistry Analysis	Completed
Compliance / Risk assessment with Australian Drinking Water Guidelines	Completed
Design for inlet works	Completed
Construction of inlet works	Completed
Commissioning / testing / monitoring of water quality	Completed
<b><u>Water Filtration Plant Mixing Lagoon</u></b> – To provide balance tank prior to inlet into Water Filtration Plant	
Water Quality / Risk Assessment	Completed
Survey and Design	Completed
Costing	Completed
<b><u>Irrigation Allocations</u></b>	
Discussions with Local Irrigators regarding Council's request to NSW State Government for Section 324 instrument to restrict allocations for 2019/2020 water year	Completed
Provision of detailed assessment to NSW State Government requesting irrigation restriction for 2019/2020 water year, to 20% allocation	Completed
Request to NSW Government requesting consideration of 0% allocation for irrigation allocation for 2020/2021 water year	Completed
State Government announcement that water allocation for local irrigators to be set at 20% for 2020/21 water year.	Completed
Liaison with irrigators	Ongoing
Requests (3) for irrigation demand details from irrigators to enable optimal release planning from Chifley Dam	Ongoing
<b><u>Chifley Dam Environmental Release</u></b>	
Environmental Assessment for reduction in Environmental release submitted to NSW Government	Completed
Booroolong Frog Survey to Campbells River	Completed
Investigation for additional River Gauging (Level) Stations to Campbells and Fish River, to assist environmental monitoring	Commenced
Preparation of additional detail regarding environmental release conditions	Commenced
<b><u>Winburndale Dam Environmental Release</u></b>	
Application for reduction in Environmental release submitted to NSW Government	Completed
<b><u>Groundwater Assessment</u></b>	
Desktop investigation of groundwater sources	Completed
Seismic testing of most beneficial areas identified n desktop investigation	Completed
Collation of licenced bores within Bathurst LGA	Completed
Water quality testing of water sourced from sample of existing bores	Completed

Drilling of investigative boreholes	Completed
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## **FINANCIAL IMPLICATIONS:**

N/A

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 3: Environmental stewardship.**

Strategy 3.2 Protect the City's water supply.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

Nil

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-254**

**MOVED: Cr B Bourke SECONDED: Cr A Christian**

## **RESOLVED:**

That the information be noted.

## 9.4.2

## BROOKE MOORE WOODLAND RESERVE PLAN OF MANAGEMENT

**File No:** 04.00050-02

### RECOMMENDATION:

That:

- a) Council place the Brooke Moore Woodland Reserve Plan of Management on public exhibition for a period of 28 days;
- b) subject to any significant amendments deemed necessary from submissions received by the public, Council adopt the Brooke Moore Woodland Reserve Plan of Management; and
- c) should it be deemed necessary to significantly alter the draft plan, following any comments received during the public submission period, a further report will be presented to Council for consideration.

---

### REPORT:

Located adjacent to Alexander and Suttor Streets West Bathurst, Brooke Moore Woodland Reserve is a 5.8-hectare area of Crown Land managed by Bathurst Regional Council. The area includes the northern section of 'Brooke Moore Oval' referred to as Brooke Moore Reserve, Alexander Street Reserve, and a small section of Hector Park comprising of remnant vegetation north of the Bathurst Indoor Sports Stadium.

The area is recognised as an important passive recreation space for the Bathurst community and is identified as high conservation value, containing one of only a few remaining examples of the Critically Endangered Ecological Community (CEEC) White Box, Yellow Box, Blakely's Red Gum Grassy Woodland (Box-Gum Grassy Woodland) in the Bathurst urban area.

Council staff have developed a Plan of Management (PoM) for Brooke Moore Woodland Reserve as a requirement under the *Crown Land Management Act 2016* (the CLM Act). This is consistent with the principles of Crown land management as defined within the CLM Act:

- a) that environmental protection principles be observed in relation to the management and administration of Crown land
- b) that the natural resources of Crown land (including water, soil, flora, fauna and scenic quality) be conserved wherever possible
- c) that public use and enjoyment of appropriate Crown land be encouraged
- d) that, where appropriate, multiple use of Crown land be encouraged
- e) that, where appropriate, Crown land should be used and managed in such a way that both the land and its resources are sustained in perpetuity, and
- f) that Crown land be occupied, used, sold, leased, licensed, or otherwise dealt with in the best interests of the State consistent with the above principles.

Since 2004, several Ecologists have carried out field inspections of the Box-Gum Grassy Woodland in Brooke Moore Reserve, Hector Park and Alexander Street Reserve. The conservation value and threats to this critically endangered ecological community were assessed to inform management measures.

The Brooke Moore Woodland Reserve Plan of Management provides strategies and recommendations for improving environmental condition and protecting and enhancing this woodland reserve.

The Brooke Moore Woodland Reserve Plan of Management meets several objectives and strategies of the Bathurst Region Vegetation Management Plan (2019) including:

- |  |                                     |
|--|-------------------------------------|
| • Objective 1: Maintain the existing areas of native remnant vegetation to improve their environmental, recreational, and visual qualities and attributes through protection and enhancement.                    | Strategy RV1, RV2, RV3, RV5 and RV7 |
| • Objective 8: Increase the extent of fragmented remnants by linking and creating vegetation corridors to provide for their ecological sustainability and function as wildlife corridors and recreational areas. | Strategy RV17                       |
| • Objective 11: Educate and increase awareness in the community on the function and value of remnant native vegetation and the threats to its sustainability.  | Strategy RV22                       |
| • Objective 12: Manage bushfire risk on Council controlled properties while ensuring ecological values are protected and enhanced.   | Strategy RV23                       |

It is recommended that Council place the draft Brooke Moore Woodland Reserve Plan of Management on public exhibition for a period of 28 days.

## **FINANCIAL IMPLICATIONS:**

The management actions set out within the Brooke Moore Woodland Reserve Plan of Management will be funded from the existing and future Vegetation Management Plan allocation and funding opportunities afforded through the Crown Reserves Improvement Fund Program (CRIFP).

Council generally provides \$200K annually within the annual operating plan to implement the recommended actions and processes within the Bathurst Region VMP.

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

### **Objective 1: Our sense of place and identity.**

Strategy 1.3 Enhance the cultural vitality of the region.

Strategy 1.4 Protect and improve the region's landscapes, views, vistas and open space.

**Objective 3: Environmental stewardship.**

- Strategy 3.1 Protect and improve our natural areas and ecosystems, including the Macquarie River and other waterways.
- Strategy 3.3 Minimise the City's environmental footprint, live more sustainably and use resources more wisely.
- Strategy 3.4 Protect and improve the region's biodiversity.
- Strategy 3.5 Increase resilience to natural hazards and climate change.

**Objective 5: Community health, safety and well being.**

- Strategy 5.1 Provide opportunities for our community to be healthy and active.

**COMMUNITY ENGAGEMENT:**

02 **Consult** - to obtain public feedback on alternatives and/or decisions

**ATTACHMENTS:**

1. Attachment 1 (s) [9.4.2.1 - 37 pages]

**MINUTE**

**RESOLUTION NUMBER: ORD2021-255**

**MOVED: Cr J Fry SECONDED: Cr G Hanger**

**RESOLVED:**

That:

- a) Council place the Brooke Moore Woodland Reserve Plan of Management on public exhibition for a period of 28 days;
- b) subject to any significant amendments deemed necessary from submissions received by the public, Council adopt the Brooke Moore Woodland Reserve Plan of Management; and
- c) should it be deemed necessary to significantly alter the draft plan, following any comments received during the public submission period, a further report will be presented to Council for consideration.



### 9.4.3

## STREET TREE ASSESSMENT OF HERITAGE CONSERVATION AREAS WITHIN BATHURST REGIONAL COUNCIL

**File No:** 37.00747

### RECOMMENDATION:

That Council note the completed street tree assessment report of Heritage Conservation Areas within the Bathurst Region.

---

### REPORT:

In 2006, Council commissioned a street tree audit of all trees within the Bathurst Heritage Conservation Area, heritage-listed urban parks, the main city entrance roads as well as the villages of Hill End and Rockley. The aim of the commission was to assess all trees and produce a database and accompanying report that provided short, medium, and long-term strategies for tree maintenance and management along Council road reserves in the specified Heritage Conservation Area (HCA) and major transport gateways. Prepared by Australian Tree Consultants Pty Ltd and adopted by Council in 2007, a total of 4421 individual trees and approximately 120 different tree species were identified during the original assessment.

In March 2021, Council again engaged the services of Australian Tree Consultants Pty Ltd, through a competitive quotation process, to prepare and present an updated Street Tree Assessment of trees located within all eleven HCA's and within five heritage-listed urban parks identified in the Bathurst Regional Local Environmental Plan 2014, as well as four major gateways to Bathurst.

This requirement was brought about by recommendations contained under Section 9 of the Bathurst Region Vegetation Management Plan (2019), whereby Council is required to maintain and enhance the heritage significance of Bathurst and other HCA's through updating the 2007 Heritage Tree Assessment Report.

The street tree assessment update was confined to Council's roadside corridors and median strips within the HCA's of Bathurst and the villages of Hill End, Perthville, Evans Plains, Peel, Sofala, Wattle Flat, Rockley and Trunkey Creek, as well as major gateways into the City of Bathurst including the Mitchell Highway, Mid-Western Highway, Gilmore Street-Sofala Road and Vale Road, and five heritage-listed urban parks including Centennial Park, George Park, Kings Parade, Machattie Park, and Victoria Park. These areas are estimated to incorporate 54 kilometres of urban roads, 31 kilometres of rural village roads and 18 hectares of urban parklands.

It is anticipated that the updated street tree assessment will be used by Council to:

- Maintain the character, function, and aesthetic appeal of the Bathurst regions HCA's, it's heritage-listed urban parks and City entrances.
- Contribute to the determination of tree maintenance schedules.

- Contribute to the determination and scheduling of tree replacement programs, as finances become available.
- Minimise its risk in relation to public liability, including injury and damage to persons or property.
- Reduce costs associated with maintaining sub-optimal trees.

The completed report will make recommendations regarding tree maintenance and management within the framework of Council's existing Vegetation Management Plan, Landscaping Code and Tree Preservation Order. A copy of the arborist report is **attached** for information.

## **Summary of Findings and Discussion**

### **Bathurst Region HCA's and Major Gateways**

In total, 6,837 trees were assessed across all the specified sites of Bathurst and ten (10) Regional HCA's. An increase of 55% (2416) on trees surveyed as part of the 2007 Heritage Street Tree Audit. Of these trees, 5,142 trees were located within the Bathurst HCA and 1,695 trees were located within the ten (10) Regional HCA's listed below:

- |                 |           |
|-----------------|-----------|
| • Evans Plains  | 109 trees |
| • Hill End      | 560 trees |
| • Kelso         | 131 trees |
| • Peel          | 128 trees |
| • Perthville    | 378 trees |
| • Rockley       | 229 trees |
| • Sofala        | 21 trees  |
| • Trunkey Creek | 41 trees  |
| • Wattle Flat   | 75 trees  |
| • West Bathurst | 23 trees  |

The Bathurst HCA street tree assessment indicated a significant improvement in the condition of street trees on 2007 figures (53%, 1816 in good condition) with 75% (3532) of the street tree population in good health. These figures show an ongoing commitment by Council to improve the tree population with half of the assessed trees being of juvenile (12%, 552) to semi-mature (38%, 1786) in age.

The remedial Arboricultural maintenance works undertaken by Council since 2007 has resulted in fewer trees assessed in the Higher Risk categories of Critical (1), Urgent (2) and High Risk (40), for the size of the population assessed in Bathurst. Two (2) trees in Havannah St, Bathurst were assessed as Critical Risk requiring immediate action by Council, by way of removal in April 2021, due to imminent failure.

Hill End HCA and Rockley HCA reported similar significant improvements in the condition of street trees on 2007 figures (Hill End HCA 0% good condition and Rockley 46%, 53 in good condition) with 53% (234) of the street tree population in Hill End HCA, and 74% (114) of the street tree population in Rockley HCA in good condition. This significant variation in results from 2007 to 2021 could possibly be attributed to the the 'millennium

drought' between 1996 to 2010 which impacted heavily on street tree condition particularly in the rural areas of the region.

Across the ten (10) regional HCA's, close to 63% (1,066) of the tree population assessed in these areas were found to be in good health, with 58% (980) having a useful life expectancy of 50 years or more. It was noted however that trees growing under powerlines were in worse health than trees that have not been pruned for powerlines.

As was evident in the Bathurst HCA, arboricultural works undertaken by Council since 2007 have resulted in no street trees assessed in the higher risk categories of Critical Risk or Urgent Risk. However, four (4) trees were assessed as High Risk with three (3) trees requiring removal in Hill End and one (1) tree in Peel. One other High Risk tree was identified in Hill End requiring an aerial inspection before the final decision on the management of this tree can be made.

#### Bathurst Heritage-listed Urban Parks

A total of 632 trees were assessed within five (5) heritage-listed urban parks including:

- Centennial Park                      81 trees
- George Park                            110 trees
- Kings Parade                           43 trees
- Machattie Park                        186 trees
- Victoria Park                           212 trees

Results from the tree assessment indicated that there was a significant improvement in the condition of street trees on 2007 figures (23%, 27 in good condition) with the majority (79%, 500) of the tree population assessed found to be in good health and have a useful life expectancy of 50 years or more. These figures reflect the prolonged sustainability of the trees assessed within the five heritage listed parks.

From the report, it is apparent that arboricultural works undertaken by Council since 2007 has resulted in no trees assessed as Critical Risk and only one (1) tree in Victoria Park (Tree No.35) assessed as Urgent Risk. Fewer than five (5) trees in Centennial Park (Tree No.1 and No.73), George Park (Tree No.67) and Machattie Park (Tree No.23 and Tree No.156) were assessed in the Higher Risk categories.

#### Planting Opportunities

During the course of the arboricultural street tree assessment of trees located on selected main road entrances and within HCA's, Australian Tree Consultants Pty Ltd also conducted a survey on areas where possible new trees could be planted.

In Bathurst 356 tree planting opportunities were recorded where it may be possible for Council to install new trees. It is Council's intention to continue planting in areas identified as opportunity sites, upon further investigations into other possible restrictions along existing road networks and as finances become available.

### **FINANCIAL IMPLICATIONS:**

The management actions set out within the Street Tree Assessment of Heritage Conservation Areas within Bathurst Regional Council was funded from the existing

Recreation Section budget within the 2020/2021 financial year.

Council generally provides \$200K annually within the annual operating plan to implement the recommended actions and processes within the Bathurst Region VMP.

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

### **Objective 1: Our sense of place and identity.**

Strategy 1.3 Enhance the cultural vitality of the region.

Strategy 1.4 Protect and improve the region's landscapes, views, vistas and open space.

### **Objective 3: Environmental stewardship.**

Strategy 3.1 Protect and improve our natural areas and ecosystems, including the Macquarie River and other waterways.

Strategy 3.3 Minimise the City's environmental footprint, live more sustainably and use resources more wisely.

Strategy 3.4 Protect and improve the region's biodiversity.

Strategy 3.5 Increase resilience to natural hazards and climate change.

### **Objective 5: Community health, safety and well being.**

Strategy 5.1 Provide opportunities for our community to be healthy and active.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

1. Attachment 1 (s) [9.4.3.1 - 30 pages]
2. Attachment 2 (s) [9.4.3.2 - 35 pages]

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-256**

**MOVED: Cr J Fry SECONDED: Cr A Christian**

## **RESOLVED:**

That Council note the completed street tree assessment report of Heritage Conservation Areas within the Bathurst Region.

#### **9.4.4**

#### **NSW DAM SAFETY ACT - PROPOSED LEVY**

**File No:** 32.00019

#### **RECOMMENDATION:**

That the information be noted.

---

#### **REPORT:**

Council received a report from the Director Engineering Services at the ordinary 18 November 2020 Council meeting, regarding a proposal from the NSW Government to introduce a new dam safety levy to fund their operations. The levy would apply to both Chifley Dam and Winburndale Dam, and the expected cost to Council was anticipated to be about \$28,000 per annum.

Council resolved to make representations to the Minister and the Local Member objecting to the proposed levy, and these were sent in November 2020.

On Thursday, 24 June 2021, Council received advice from the CEO of Dams Safety NSW that the proposed dam safety levy will not be introduced as planned in July 2021. This is positive news for Council.

#### **FINANCIAL IMPLICATIONS:**

Since the Dam Safety Levy was not incorporated in the development of the 2021/22 Annual Operating Plan, no change to planned expenditure will occur due to this change.

#### **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 3:** Environmental stewardship.

Strategy 3.2 Protect the City's water supply.

#### **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

#### **ATTACHMENTS:**

Nil

#### **MINUTE**

**RESOLUTION NUMBER: ORD2021-257**

**MOVED: Cr G Hanger SECONDED: Cr W Aubin**

**RESOLVED:**

That the information be noted.

**9.4.5                      PROPOSED EASEMENT FOR UNDERGROUND  
POWERLINES - LOT 2 IN DP1272602 - 69  
HEREFORD STREET, KELSO.**

**File No:                      2020/125**

**RECOMMENDATION:**

That Council:

- a) approve the creation of an easement for underground powerlines to be installed on Lot 2 in DP1272602 at 69 Hereford Street, Kelso; and
- b) authorise the General Manager to sign the necessary documentation as Council's representative,

as detailed in the Director Engineering Services' report.

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**REPORT:**

Council would be aware of the future football fields proposed for the Hereford Street sporting complex, approved previously under DA2015/261. Proposed works include the construction of an earth mound and amenities building, approved under DA2020/125 as shown in the overall layout plan (**attachment 1**).

It will be necessary to establish an electricity supply to the site, requiring a new pole mounted substation erected on pole 30441 023 in Hereford Street and the installation of underground low voltage cables from the substation pole, across Lot 2 in DP1272602 to a new pillar on Lot 1 in DP194761. An easement in favour of Essential Energy will be required across Lot 2 in DP1272602 for the protection of the underground powerlines. A diagram of the proposal is shown in **attachment 2**.

All land impacted by the proposed works is Council owned and classified as operational land.

For the easement to be registered on the title of Lot 2 certain documentation will need to be signed by an authorised Council representative including a plan of easement and documentation required by Essential Energy.

It is therefore recommended that Council:

- a) approve the creation of an easement for underground powerlines to be installed on Lot 2 in DP1272602 at 69 Hereford Street, Kelso; and
- b) authorise the General Manager to sign the necessary documentation as Council's representative.

## **FINANCIAL IMPLICATIONS:**

Surveying and legal expenses associated with the easement's creation is estimated at \$7,000.00. Funding for this item is contained within existing budgets.

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

### **Objective 4: Enabling sustainable growth.**

- Strategy 4.1 Facilitate development in the region that considers the current and future needs of our community.
- Strategy 4.3 Ensure services, facilities and infrastructure meet the changing needs of our region.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

1. Approved DA Plan [9.4.5.1 - 1 page]
2. Proposed Electrical Scope [9.4.5.2 - 1 page]

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-258**

**MOVED: Cr B Bourke    SECONDED: Cr A Christian**

## **RESOLVED:**

That Council:

- a) approve the creation of an easement for underground powerlines to be installed on Lot 2 in DP1272602 at 69 Hereford Street, Kelso; and
- b) authorise the General Manager to sign the necessary documentation as Council's representative,  
as detailed in the Director Engineering Services' report.



## 9.5 DIRECTOR CULTURAL AND COMMUNITY SERVICE'S REPORT

### 9.5.1 POLICY REVIEW - CHILDREN'S SERVICES

**File No:** 09.00046

#### **RECOMMENDATION:**

That Council adopt the updated Children's Services Policy as outlined in the report.

---

**REPORT:** As part of Council's governance procedures, a program to review all Council policies every two years has been implemented.

As part of Council's process to review each of its policies, the "Children's Services" policy has been reviewed. With proposed amendments now being referred to Councillors for consideration.

This policy was last reviewed by Council in September 2019. As part of this review, the following amendments are proposed:

- (a) The policies required by the Education and Care National Regulation 2011, and that govern compliance and operating practices of Scallywags Long Day Care and Preschool and Bathurst Family Day Care, are listed.
- (b) Inclusion of file reference 09.00046 - Children's Services Operations

As the proposed amendments to the Policy are immaterial in nature, and reflect current practice, the proposed amendments are not required to be placed on public exhibition prior to adoption.

A copy of the amended Policy is provided at **attachment 1**.

It is recommended that Council adopt the updated Children's Services policies as detailed within this report.

#### **FINANCIAL IMPLICATIONS:**

Funding for this item is contained in existing budgets.

### **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

#### **Objective 2: A smart and vibrant community**

Strategy 2.4 Support agriculture, local manufacturing, food production and education as significant contributors to the region's economy.

**Objective 6: Community leadership and collaboration.**

**Objective 2: A smart and vibrant economy.**

Strategy 2.4 Support agriculture, local manufacturing, food production and education as significant contributors to the region's economy

**Objective 6: Community leadership and collaboration.**

Strategy 6.2 Work with our partners and neighbouring councils to share skills, knowledge and resources and find ways to deliver services more efficiently.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

1. 21 Jul 21 Children's Services Policy - Review [9.5.1.1 - 2 pages]

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-259**

**MOVED: Cr G Hanger SECONDED: Cr M Morse**

## **RESOLVED:**

That Council adopt the updated Children's Services Policy as outlined in the report.

## 9.5.2 BATHURST REGION: A CULTURAL VISION 2036 - FOURTH ANNUAL PROGRESS REPORT

**File No: 20.00056**

### **RECOMMENDATION:**

That Council note and endorse the actions as outlined in the fourth annual progress report for the Bathurst Region: A Cultural Vision 2036.

---

Council, at its meeting held 21 June 2017 adopted the Bathurst Region: A Cultural Vision 2036. The aim of the plan was to provide a 20 Year Cultural Vision for the Bathurst Region, which was developed through considerable community consultation and is premised on the notion that:

*The Bathurst Region will be recognised as Australia's premier inland centre of culture and creativity.*

The implementation of the Cultural Vision will be achieved through the delivery of strategies grouped in three Outcome Areas:

1. Creative Places
2. Creative Programs
3. Creative People

These three Outcome Areas are considered the essential ingredients required to generate the conditions that will support and foster the human and physical conditions in which a centre of culture and creativity will thrive.

Each of the goals contained in the Cultural Vision has a number of related and achievable strategies that fall into the 1-4 year, the 5-10 year and the 11-20 year horizon.

In delivering the Cultural Vision, progress reporting is prepared and submitted to Council for endorsement annually. The fourth annual progress summary report, on the progress of actions is provided at **attachment 1**.

The Cultural Vision is beneficial in giving direction to Council facilities and programs and is utilised as a reference for grant applications and linking of stakeholders in the community.

Some key delivery actions during the 2020/2021 financial year, include:

- Central Tablelands Collections Facility design and construction tender awarded.
- Public Art Policy endorsed, successful grant awarded and delivery of projects completed and underway.
- Events Unit Strategic Plan Adopted 2020-2025.
- Briefing to Council of Next Practice Art Gallery concepts.
- Briefing to Council of new Australian Fossil & Mineral Museum

entrance/shop/lecture room concepts.

## **FINANCIAL IMPLICATIONS:**

Funding for this item is contained within existing budgets

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

### **Objective 1: Our sense of place and identity.**

- Strategy 1.1 Respect, protect and promote the region's Aboriginal heritage assets.
- Strategy 1.2 Protect, enhance and promote the region's European heritage assets and character.
- Strategy 1.3 Enhance the cultural vitality of the region.

### **Objective 2: A smart and vibrant economy.**

- Strategy 2.2 Grow local employment, investment and attract new businesses by nurturing and supporting entrepreneurs, partnerships and local skill development.
- Strategy 2.6 Promote our City and Villages as a tourist destination.

### **Objective 6: Community leadership and collaboration.**

- Strategy 6.1 Communicate and engage with the community, government and business groups on important matters affecting the Bathurst region.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

1. 21 Jul 21 Cultural Vision Review June 2021 [9.5.2.1 - 11 pages]

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-260**

**MOVED: Cr M Morse SECONDED: Cr W Aubin**

## **RESOLVED:**

That Council note and endorse the actions as outlined in the fourth annual progress report for the Bathurst Region: A Cultural Vision 2036.



### 9.5.3

## BATHURST REGION TOURISM MARKETING PLAN - QUARTERLY UPDATE, JUNE 2021

**File No:** 20.00020

### RECOMMENDATION:

That the information be noted.

---

### BACKGROUND:

The COVID-19 pandemic has created an unprecedented opportunity to grow the visitor economy in the Bathurst region. Bathurst is historically reliant on domestic travellers, with international visitors making up less than 1% of the total (Tourism Research Australia, 2020). The NSW Government's *NSW Visitor Economy Strategy 2020* assumes that outbound tourism will not return to pre-COVID levels before 2024, and the Federal Finance Minister has recently confirmed that any significant return to outbound tourism is not expected before the end of 2022. The size of this new potential internal market is considerable, with Australians having taken 11.6 million outbound trips and spent \$57 billion overseas in 2019.

Capturing market share during this 'COVID Window' will immediately boost visitation and tourism revenue, benefitting local businesses either directly or indirectly involved in the visitor economy. There will also be the long-term benefits of increased regional awareness, increase in earned media and word of mouth and the potential to create return visitors from many who may not previously have considered regional domestic destinations. This is the objective of the 2021-2023 Tourism Marketing Plan adopted by Council in February 2021.

### REPORT:

The three-year Marketing Plan identifies 39 priority areas and actions. As of 1 June 2021, 17 of these actions have commenced and are completed or ongoing:

PRIORITY ACTION	#	ACTIONS TO DATE
Develop and promote themed itineraries	1.1	Themed collateral created for family market and to promote outdoors activities brand pillar.
Public Relations Activity	1.2	Specialist services of <i>Res Publica</i> agency and CNSWJO PR resources engaged to promote autumn heritage events and Bathurst region wineries with 72 earned (unpaid) media articles in past three months.
Brand Building	1.3	- 'Wine on the Edge' campaign targeted at Sydney and Blue Mountains markets - 'Discover your Bathurst adventure', autumn 2021 building awareness of Bathurst as premier family destination
Content marketing	1.6	Coordinated approach to content and to public relations activity commenced with other Council

PRIORITY ACTION	#	ACTIONS TO DATE
		Cultural Facilities.
Optimise Destination website	1.7	Website optimisation is delivering increased value with all metrics positive YTD. Increased e-commerce options are delivering benefits to partner businesses with first packaged product, the Bathurst Wine Explorer, live and bookable from May 2021
Photography & videography	1.8	New photoshoot captured Festival of Bells, May 2021, adding 20 high resolution promotional images to library. New Destination promotional video edited in April 2021.
Member training and networking	2.1	First partner networking and capacity building event held at BVIC on 11 May attended by 25 partners.
Staff training	2.3	BRC tourism staff attended the LGNSW Tourism Conference 27-28 May 2021.
Create and support new events	2.6	BVIC currently working with development and support of village events including Rebellion on the Turon and Rockley Garden and Art Festival. BVIC also worked to support the promotion of the inaugural Festival of Bells in May 2021, with 5,085 visitors to destination website event microsite and 1485 session tickets sold online through website.
Build Digital Capacity	2.9	Audit of Australian Tourism Data Warehouse (ATDW) listings undertaken March/April 2021 and missing outdoors experiences added.
'Step Beyond' Tours & Trails App	3.1	New Hill End tour written and to be added to App. Discussion underway with St Joseph's Perthville to add heritage tour of the convent and heritage centre.
Enhance Food & Wine tourism	3.2	New 'Bathurst Wine Explorer' developed in collaboration with BRVA, Bathurst Tours and Abercrombie House to commence in June 2021.
Produce high quality print and digital promotional content	4.3	Flagship annual Destination Guide published in February 2021, 20,000 copies printed and 12,500 distributed YTD Fourth edition of in-house designed Villages Guide published June 2021.
Undertake research to better understand visitors and their expectations & requirements	4.4	Specialist data analytics agency 'Localis' appointed in May 2021 to provide ongoing data into visitor movements, accommodation statistics and visitation patterns
Undertake market research into changing market conditions	5.1	BVIC maintains subscriptions to peak industry bodies and access to regional, state and national reporting and studies.
Owned Media	5.3	Messaging across all channels is consistent, targeted to identified markets and on-brand.
Earned Media	5.5	Media to support aspirational markets has been targeted through public relations activities which has delivered 72 media placements with a combined total reach of over 10 million since February 2021.

Visitation to the Bathurst region has been sustained in 2021, with record numbers reported at Council cultural facilities in the April holiday period and record average daily rates (ADR) and reservation periods for accommodation providers within the LGA since February 2021.

All priorities and actions within the Tourism Marketing Plan align with the objectives of the Destination Management Plan and are delivering a coordinated and focussed approach to Destination marketing.

In order to continue to capitalise on the opportunities for improving the Bathurst region visitor economy that the current situation presents and to ensure timely implementation of the Tourism Marketing Plan, requirements for adequately funding all activities has been requested within Council's 2021/22 Operating Plan.

## **FINANCIAL IMPLICATIONS:**

Funding for this item is contained within existing budgets

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

### **Objective 1: Our sense of place and identity.**

Strategy 1.2 Protect, enhance and promote the region's European heritage assets and character.

Strategy 1.3 Enhance the cultural vitality of the region.

### **Objective 2: A smart and vibrant economy.**

Strategy 2.1 Support local business and industry.

Strategy 2.6 Promote our City and Villages as a tourist destination.

### **Objective 5: Community health, safety and well being.**

Strategy 5.2 Help make the Bathurst CBD, neighbourhoods and the region's villages attractive and full of life.

### **Objective 6: Community leadership and collaboration.**

Strategy 6.1 Communicate and engage with the community, government and business groups on important matters affecting the Bathurst region.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**



Nil

**MINUTE**

**RESOLUTION NUMBER: ORD2021-261**

**MOVED: Cr W Aubin   SECONDED: Cr J Rudge**

**RESOLVED:**

That the information be noted.

## 9.5.4 BATHURST REGION TOURISM TRENDS UPDATE - JULY 2021

**File No: 21.00041**

### RECOMMENDATION:

That the information be noted.

---

The Bathurst Visitor Information Centre (BVIC) is responsible for the coordination of marketing and public relations activities as Destination Marketing Organisation for the Bathurst region. Setting priorities and evaluating success relies on an understanding of the current and the potential target market for the Bathurst region as well as the emerging trends in visitation and in demand analysis.

The rising interest in the Bathurst region has been recently highlighted by market analysis undertaken by major industry groups drawing information directly from online booking data.

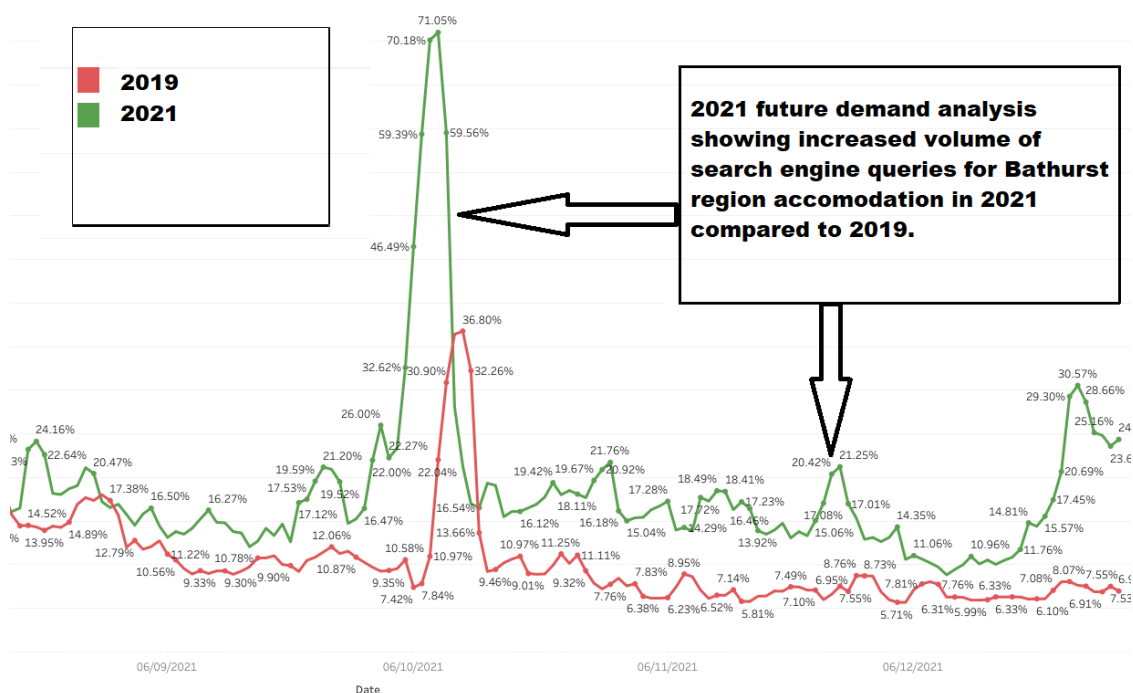
1. AMEX Travel released their analysis of their booking data from November 2019 to November 2020 to measure which Australian destinations had seen the biggest year on year growth in popularity. Bathurst topped the list of upcoming favourite destinations with a 179% year on year growth, above Lord Howe Island (150%), Mackay (125%) and Hayman Island (117%).
2. WOTIF.COM booking data at 21 June 2021 showed that Bathurst was the top trending NSW destination with accommodation interest up 970% based on interest from Family Travellers between 1 January 2021 and 6 June 2021. Bathurst was also ranked the 12<sup>th</sup> most popular NSW Winter school holiday destination outside of a capital city, and the most popular in the Central West region. Collectively, interest in the broader Central West Region was up 270% demonstrating the strength of regional tourism, but also that Bathurst as a destination is significantly outperforming other regional centres.

The figures show that the year-on-year rise is in excess of Council's target of 5% increase in total visitor nights specified in the 2020/21 Operating Plan. The "Total Visitors" figure for 2019 of 1,028,000 was made up of 601,000 domestic day visitors, 418,000 domestic overnight visitors and 9,000 international visitors. Domestic overnight visitors showed the greatest proportional increase within this total figure from 2018 at a 9.7% rise. These figures predate the effect of the COVID-19 outbreak.

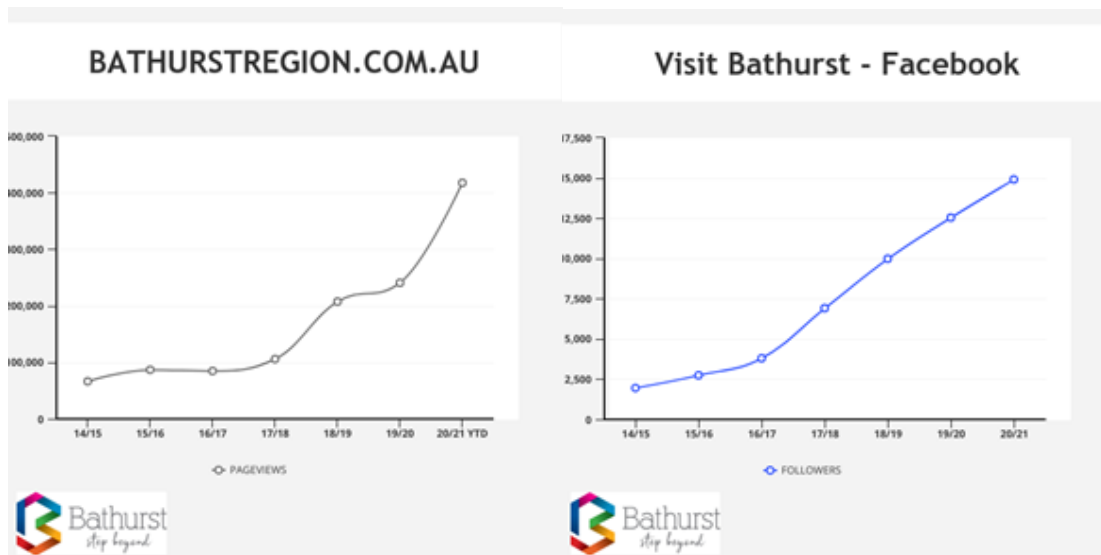
Analysis of all TRA data since 2013 also shows positive trends in the three major metrics of visitor numbers, visitor nights and visitor spend for the Bathurst Regional Council area as shown in the graphs below:

The strong growth figures recently published by AMEX and WOTIF.com are also reflected in the accommodation future demand analysis projected on the *Localis* data analytics platform recently commissioned by Council's Tourism and Economic Development Sections to provide ongoing data driven insights, with the sustained increase against

2019, levels shown below (2020 levels not included, minimal activity due to COVID-19):



Level of activity across the Destination's digital platforms also support this trend of increased interest and engagement with the region, with recent sustained growth in use of the destination website and Facebook page shown below:



Tourism has been established as an important and growing industry sector in the Bathurst region, with this recent sector growth reflective of the work in recent years across the tourism and events portfolios and of the increasingly high standard of operators and experiences on offer. Recent marketing work undertaken by the staff of the Bathurst Visitor Information Centre has had a clear focus on increasing the Bathurst region's share of the family market, being one of the region's most important target markets as defined in the 2019 Destination Management Plan. The extraordinary interest shown in travel over the July school holiday period also clearly reflects the popularity of the Bathurst Winter

Festival and the targeted marketing work undertaken in the lead up to the 2021 event.

The recent outbreak of COVID 19 in Sydney and the subsequent imposition of restrictions on travel from 6.00pm on the first day of the school holiday period has resulted in an immediate loss of bookings and downturn in the visitor economy. However, it is hoped that the levels of increased interest and engagement in the destination measured prior to these unfortunate restrictions will translate into a strong recovery once again once restrictions are lifted. Bathurst tourism staff continue to work with industry partners and are utilising both internal and external marketing channels to ensure conversion of interest in the region to increased direct bookings and to expand the destination's experience base.

## **FINANCIAL IMPLICATIONS:**

There are no financial implications resulting from this report.

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 1: Our sense of place and identity.**

Strategy 1.2 Protect, enhance and promote the region's European heritage assets and character.

**Objective 2: A smart and vibrant economy.**

Strategy 2.1 Support local business and industry.

**Objective 5: Community health, safety and well being.**

Strategy 5.2 Help make the Bathurst CBD, neighbourhoods and the region's villages attractive and full of life.

**Objective 6: Community leadership and collaboration.**

Strategy 6.1 Communicate and engage with the community, government and business groups on important matters affecting the Bathurst region.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

Nil

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-262**

**MOVED: Cr A Christian   SECONDED: Cr J Rudge**

**RESOLVED:**

That the information be noted.

## 9.5.5 ARTS OUTWEST 2020 ANNUAL REPORT

**File No: 18.00036**

### RECOMMENDATION:

That Council:

- (a) Note the Arts OutWest Annual Report for 2020.
  - (b) Sign the Memorandum of Understanding with Arts OutWest 1 July 2021-31 December 2024.
  - (c) Continue to support Arts OutWest in providing the financial contribution as outlined in the report.
- 

### REPORT:

Council has received a request from Arts OutWest to renew the Memorandum of Understanding (MOU) initially signed in 2002 with 17 Councils.

This new MOU, as shown at **attachment 1**, follows on from the previous MOU and will be in line with Create NSW funding, for the next four years, of Arts OutWest. The MOU requires approval by Council.

Council, in its Annual Operating Plan, provides funds to assist in the operations of Arts OutWest. Arts OutWest promotes, educates, facilities and advocates for arts and cultural development for the communities of Central West NSW.

The formula used to calculate the rate is consistent for every LGA who contributes to Arts OutWest.

Arts OutWest has provided support to the Bathurst community during 2020 with a variety of initiatives, the highlights of Bathurst activities are included in **attachment 2**. The Annual Report estimated the value of services provided to the Bathurst community at \$81,663.

Arts OutWest will continue to provide Council with updates on their program and benefits to the Bathurst community. It is recommended Council continue to be a financial member of Arts OutWest with the other ten Local Government Areas.

A copy of Arts OutWest Annual Report for 2020 can be viewed on Arts OutWest website, link: <https://artsoutwest.org.au/2020-annual-report/>.

### FINANCIAL IMPLICATIONS:

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Council has provided \$27,488 in the 2021/2022 Annual Operating Plan for Community Arts and this contribution is made directly to Arts OutWest as per the Memorandum of Understanding rate of 68cents per head of population, which is levied at the same rate for each of the eleven (11) Council areas.

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 1: Our sense of place and identity.**

Strategy 1.3 Enhance the cultural vitality of the region.

**Objective 2: A smart and vibrant economy.**

Strategy 2.1 Support local business and industry.

Strategy 2.6 Promote our City and Villages as a tourist destination.

**Objective 5: Community health, safety and well being.**

Strategy 5.2 Help make the Bathurst CBD, neighbourhoods and the region's villages attractive and full of life.

**Objective 6: Community leadership and collaboration.**

Strategy 6.1 Communicate and engage with the community, government and business groups on important matters affecting the Bathurst region.

Strategy 6.2 Work with our partners and neighbouring councils to share skills, knowledge and resources and find ways to deliver services more efficiently.

Strategy 6.7 Invest in our people.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

1. 21 Jul 21 Arts Out West 21-24 MOU [9.5.5.1 - 3 pages]
2. 21 Jul 21 Arts Out West Bathurst [9.5.5.2 - 2 pages]

**Councillor Jennings declared a pecuniary interest and left the Chamber**

**Reason: Partner works part-time for Arts Out West.**

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-263**

**MOVED: Cr B Bourke   SECONDED: Cr J Rudge**

**RESOLVED:**

That Council:

- (a) Note the Arts OutWest Annual Report for 2020.
- (b) Sign the Memorandum of Understanding with Arts OutWest 1 July 2021-31 December 2024.
- (c) Continue to support Arts OutWest in providing the financial contribution as outlined in the report.



## **10 REPORTS OF OTHER COMMITTEES**

### **10.1 TRAFFIC COMMITTEE REPORT - 6 JULY 2021**

**File No: 07.00006**

#### **MINUTE**

**RESOLUTION NUMBER: ORD2021-264**

**MOVED: Cr W Aubin SECONDED: Cr A Christian**

#### **RESOLVED:**

That the recommendations of the Traffic Committee Meeting of Bathurst Regional Council held on 6 July 2021 be adopted.

## **11 NOTICES OF MOTION**

### **11.1 COUNCILLOR JENNINGS - MCPHILLAMY PARK**

**File No: 11.00004, 04.00024**

#### **RECOMMENDATION:**

That:

- (a) the 10 acres Lot 1 in DP634401 gifted by Mrs McPhillamy in 1938 be formally recognised as public parkland as per the intention of the gift;
  - (b) the 10 acres in Lot 1 in DP634401 be reclassified as Community Land under the Local Government Act and be confirmed as forming part of McPhillamy Park;
  - (c) an appropriate Masterplan Vision and Conservation Management Plan be developed for McPhillamy Park; and
  - (d) the section of Lot 1 in DP634401 impacted by the proposed go-kart facility be reopened to the public.
-

## REPORT:

Councillor Jennings has submitted the following Notice of Motion in relation to McPhillamy Park.

- (a) the 10 acres Lot 1 in DP634401 gifted by Mrs McPhillamy in 1938 be formally recognised as public parkland as per the intention of the gift;*
- (b) the 10 acres in Lot 1 in DP634401 be reclassified as Community Land under the Local Government Act and be confirmed as forming part of McPhillamy Park;*
- (c) an appropriate Masterplan Vision and Conservation Management Plan be developed for McPhillamy Park; and*
- (d) the section of Lot 1 in DP634401 impacted by the proposed go-kart facility be reopened to the public.*

## MINUTE

**RESOLUTION NUMBER: ORD2021-265**

**MOVED: Cr J Jennings   SECONDED: Cr J Rudge**

## RESOLVED:

That:

Council prepare a report on the processes to achieve items (a) - (d) below and further that Council seek funding for the development of a Masterplan and Conservation Management Plan.

- (a) the 10 acres Lot 1 in DP634401 gifted by Mrs McPhillamy in 1938 be formally recognised as public parkland as per the intention of the gift;
- (b) the 10 acres in Lot 1 in DP634401 be reclassified as Community Land under the Local Government Act and be confirmed as forming part of McPhillamy Park;
- (c) an appropriate Masterplan Vision and Conservation Management Plan be developed for McPhillamy Park; and
- (d) the section of Lot 1 in DP634401 impacted by the proposed go-kart facility be reopened to the public.

**The MOTION was PUT and LOST**

## 11.2

## COUNCILLOR FRY - OUR WATER FUTURE

**File No:** 11.00004, 07.00020

### RECOMMENDATION:

That Bathurst Regional Council provide annual financial support equivalent to the existing groups for The Australian Landscape Science Institute (TALS) to expand the restoration work of the Ben Chifley Catchment Steering Committee, Vale Creek Landcare and the Winburndale users groups.

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### REPORT:

Councillor Fry has submitted the following Notice of Motion in relation Ben Chifley Catchment Steering Committee, Vale Creek Landcare and the Winburndale users groups.

#### Motion:

“That Bathurst Regional Council provide annual financial support equivalent to the existing groups for The Australian Landscape Science Institute (TALS) to expand the restoration work of the Ben Chifley Catchment Steering Committee, Vale Creek Landcare and the Winburndale users groups.”

The Australian landscape Science Institute limited was formed in 2018 to promote a new vision to restore Australian landscapes and climate. See: [www.tals.org.au](http://www.tals.org.au)

Support for the Bathurst Region Watershed Restoration works “Restoring the Central West” has been approved by Bathurst Regional Council – the “Our Water Future” work will build on the successes of existing groups to provide increased economic and water security for the residents, farmers, graziers and businesses of the Bathurst region. Downstream water users will also benefit from a more reliable water supply and water-based sport and recreation activities will be improved.

In December 2019 Bathurst residents, along with many other inland communities in NSW, had 20 weeks water storage remaining. Emergency measures were in place including NSW Government grants to Bathurst of \$25 million for water security infrastructure. The proposed restoration work will link the current water security engineering work managed by Bathurst Regional Council to the wider catchment.

The restoration work will use proven and scientifically validated civil and environmental engineering techniques to better manage our water - cool landscapes, rehydrate soil, reduce nutrient and chemical runoff, recharge underground gravel beds and aquifers, manage salinity, repair eroded streams and wetlands, increase grass production on farms, suppress weed growth, and support biodiversity and threatened species habitat in protected areas.

Some methodologies we have available include Landcare, Natural Sequence Farming, Natural Landscape Functions, Indigenous cultural flows and Holistic Management, biological farming, organic farming, regenerative farming and ecological restoration. Cooler landscapes will lead to increased rainfall in the catchment. Engineered storm buffering will reduce property damage and provide more resilience to floods, droughts and fires.

We have an integrated approach to extend our water supplies during future droughts, which are becoming more intense due to erratic rainfall, increasing landscape drying/vegetation loss and continuing average temperature increases. Regional growth is increasing at unprecedented rates and this work is essential to service our growing population which will benefit from improved physical and mental health.

The TALS network and associates will coordinate the work in partnerships with the Bathurst and Oberon councils, government and non-government groups, Landcare groups, universities and the member land managers of the Ben Chifley Catchment Steering Committee that manages their 1,000 km sq catchment. We will also work with the Vale Creek Landcare and the Winburndale users groups to improve water flows during droughts.

Connect – design – build – maintain: TALS will establish a “group of peers” to represent all interests and lead and guide the process.

In 2021, we will build financial, technical, planning, scientific and construction partnerships. Political, institutional and community engagement will be essential and ongoing.

In 2022 we will begin a series of pilot demonstration projects subject to available resources. Increasing numbers of property owners have approached TALS with requests to assist with the ecological restoration of their properties.

The annual funding requested is between \$50,000 and \$100,000 to be used for administration and coordination costs for grant applications, compliance, media, on ground earth works pilot demonstration projects, project management research and training.

#### References:

“Restoring The central West” tals.org. 2019.

“Bathurst Region State of the Environment Snapshot”. Bathurst Regional Council. 2019.

“Green Restoration Program Kosice region Landscape and Watershed Recovery” Kravik, 2021.

Compendium of Scientific Evidence. The Mulloon Institute for Environment, Farming and Society, science panel, 2020.

“Climate Change in a Land of Extremes” Earth Systems Climate Change Hub. CSIRO, BOM, ANU. 2021.

“Investing In Our catchments” Environment NSW 2004.

“Integrated Water Quality Modelling: The Ben Chifley Dam Case Study” Mysiak, Jakeman, Heathwaite, Newman, Smith and Letcher. Australian National University. 2002.

## **ATTACHMENTS:**

1. Bath Water shed restor final 08 07 21 [11.2.1 - 3 pages]

**Councillor Fry declared a pecuniary interest in the item and left the Chamber.**

**Reason: Director of TALS**

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-266**

**MOVED: Cr A Christian   SECONDED: Cr B Bourke**

**RESOLVED:**

That the proposal to provide annual financial support equivalent to the existing groups for The Australian Landscape Science Institute (TALS) to expand the restoration work of the Ben Chifley Catchment Steering Committee, Vale Creek Landcare and the Winburndale users groups be referred to a future Working Party of Council.

## 12 RESCISSION MOTIONS

## 13 COUNCILLORS / DELEGATES REPORTS

### 13.1 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 9 JUNE 2021

**File No:** 11.00019

#### RECOMMENDATION:

That the information be noted.

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#### REPORT:

**Present:** Cr B Bourke, Cr W Aubin, Cr A Christian, Cr J Fry, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr I North, Cr J Rudge

**Apologies:** Nil

#### 1. Transport for NSW – Crossly Bridge, Sofala Replacement

Peter Hamilton, Kelly Baldwin and Carmen Tom from Transport for NSW attended the meeting and the following discussions were held:

- Existing bridge is a heritage listed item.
- Existing bridge was built in 1930, length 61m, width 6.1m and does not meet current standards.
- It is nearing the end of its useful life, hence due for replacement.
- Looking to construct a new bridge to standard, adjacent to the existing bridge (town side) with no adverse effects on hydraulics.
- At the proposed location, the new bridge will be 72m long.
- TfNSW have held a community drop-in session and an impromptu community walk through.
- There is general community support for the need to replace/upgrade the bridge, and the proposed walkway.
- Existing bridge will be removed, however it is intended to retain the existing bridge abutments.
- TfNSW is exploring the potential for connections into and with Joyce Pearce Memorial Park.
- A review of speed zoning will be incorporated into the project.
- Potential construction early 2025-2026.
- TfNSW is seeking a letter of support from Bathurst Regional Council.

#### FINANCIAL IMPLICATIONS:

Nil

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

**Objective 6: Community leadership and collaboration.**

Strategy 6.1 Communicate and engage with the community, government and business groups on important matters affecting the Bathurst region.

## **COMMUNITY ENGAGEMENT:**

01 **Inform** - to provide the public with balanced and objective information to help them understand the problem, alternatives, opportunities and/or solutions.

## **ATTACHMENTS:**

Nil

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-267**

**MOVED: Cr W Aubin SECONDED: Cr A Christian**

## **RESOLVED:**

That the information be noted.

**13.2 CENTRAL NSW JOINT ORGANISATION (CNSWJO)  
BOARD MEETING 3 JUNE 2021 (ORANGE)**

**File No: 07.00017-17**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-268**

**MOVED: Cr W Aubin SECONDED: Cr G Hanger**

**RESOLVED:**

That the report on the Central NSW Joint Organisation Board Meeting held on 3 June 2021 be noted.

**14 RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE TO  
DEAL WITH CONFIDENTIAL REPORTS**

**14.0 RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE**

**14.0.1 Resolve into Confidential Committee of the Whole**

**MINUTE**

**RESOLUTION NUMBER:**

**MOVED: Cr B Bourke SECONDED: Cr J Fry**

The Mayor invited members of the public to make submissions on whether the matter/s should or should not be dealt with in Confidential Committee.

**There were no representation from the public.**

**RESOLVED:**

That:



Council resolve into closed Council to consider business identified, together with any late reports tabled at the meeting.

- (b) Pursuant to section 10A(1)-(3) of the Local Government Act 1993, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A(2) as outlined above.
- (c) Correspondence and reports relevant to the subject business be withheld from access.

In accordance with the Local Government Act 1993 and the Local Government (General) Regulation 2005:

1. In accordance with Section 9(2A) of the Local Government Act 1993, it is the opinion of the General Manager that the following business is of a kind as referred to in section 10A(2) of the Act and should be dealt with in a part of the meeting closed to the media and public.
2. In accordance with Section 10B(1) it is considered that discussion of the matter in open meeting, would on balance, be contrary to the public interest.
3. In accordance with Section 10A(4) members of the public are invited to make representations to the Council as to whether the matters should or should not be dealt with in Confidential Committee.

## **14.1 DIRECTOR CORPORATE SERVICES AND FINANCE'S REPORT**

### **14.1.1 LAND OFFER - BATHURST TRADE CENTRE**

**Reason:** 10A (2) (c) Contains commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business, and Commercial information of a confidential nature that would, if disclosed, (i) prejudice the commercial position of the person who supplied it, (ii) confer a commercial advantage on a competitor of the Council.

This item relates to the proposal to consider an offer received for a section of the Bathurst Trade Centre.

## **MINUTE**

**RESOLUTION NUMBER: CONF2021-60**

**MOVED: Cr B Bourke SECONDED: Cr W Aubin**

**RESOLVED:**

That Council act in accordance with with Option (a) as detailed in the report.

## 14.2 DIRECTOR ENGINEERING SERVICE'S REPORT

### 14.2.1 DESIGN AND CONSTRUCTION OF NEW SHED AT BATHURST SPORTSGROUND

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal to construct a new maintenance shed for Recreation Section staff at the Bathurst Sportsground.

#### MINUTE

**RESOLUTION NUMBER: CONF2021-61**

**MOVED: Cr W Aubin    SECONDED: Cr G Hanger**

#### **RESOLVED:**

That Council:

- a) not accept any tender for this project due to insufficient funding in Council's budget to carry out these works, based on the tender pricing received, and;
- b) call new tenders when circumstances permit.

### 14.2.2 DESIGN AND CONSTRUCTION OF OPHIR ROAD BRIDGE DUNKELD

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal to construct a new bridge on Ophir Road over Evans Plains Creek.

#### MINUTE

**RESOLUTION NUMBER: CONF2021-62**

**MOVED: Cr W Aubin SECONDED: Cr J Fry**

**RESOLVED:**

That Council accepts the tender from Bridge & Marine Engineering Pty Ltd in the amount of \$1,242,461.00 (incl. GST) subject to provisional items and variations.

#### **14.2.3 TENDER FOR THE ACCEPTANCE, REPROCESSING AND REUSE OF BIOSOLIDS**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the consideration of a tender for Wastewater Biosolids reuse.

**MINUTE**

**RESOLUTION NUMBER: CONF2021-63**

**MOVED: Cr B Bourke SECONDED: Cr W Aubin**

**RESOLVED:**

That Council considers the options detailed in the Director Engineering Service's Report.

#### **14.2.3.01 FURTHER REPORT - TENDER FOR THE ACCEPTANCE, REPROCESSING AND REUSE OF BIOSOLIDS**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal to consider an offer received for the Acceptance, Reprocessing and Reuse of Biosolids.

**MINUTE**

**RESOLUTION NUMBER: CONF2021-64**

**MOVED: Cr B Bourke SECONDED: Cr W Aubin**

**RESOLVED:**

That Council –

- a) accept the tender from L.E. Suttor and Sons t/a The Rocks Pty Ltd for the Acceptance, Reprocessing and Reuse of Biosolids for the 4-year period October 2021 – September 2024 in the amount of \$777,770.00 (GST inclusive), subject to adjustments and provisional items, and
- b) authorise the General Manager to extend the tender by 12 months in 2024, if both parties are agreeable for the sum of \$218,940.00 including GST subject to adjustments and provisional items.

#### **14.2.4 HIRE OF PLANT FOR THE REALIGNMENT OF THE BRIDLE TRACK**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal for the hire of plant for the realignment of The Bridle Track.

#### **MINUTE**

**RESOLUTION NUMBER: CONF2021-65**

**MOVED: Cr A Christian SECONDED: Cr M Morse**

**RESOLVED:**

That Council considers the options detailed in the Director Engineering Services' Report.

#### **14.2.5 FURTHER REPORT - TENDER FOR HIRE OF PLANT FOR THE REALIGNMENT OF THE BRIDLE TRACK**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal to consider an offer for the realignment of the Bridle Track.

## **MINUTE**

**RESOLUTION NUMBER: CONF2021-66**

**MOVED: Cr A Christian SECONDED: Cr M Morse**

### **RESOLVED:**

That Council accept the tender from Gracey's Earthmoving and Excavations Pty Ltd for the hire of plant for the realignment of the Bridle Track for Contract No. 36.00769.

## **15 RESOLVE INTO OPEN COUNCIL**

### **RECOMMENDATION:**

That Council resume open Council.

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-267**

**MOVED: Cr B Bourke SECONDED: Cr A Christian**

### **RESOLVED:**

That Council resume open Council.

## **16 ADOPT REPORT OF THE COMMITTEE OF THE WHOLE**

## **MINUTE**

**RESOLUTION NUMBER: ORD2021-270**

**MOVED: Cr A Christian SECONDED: Cr B Bourke**

### **RESOLVED:**

That the Report of the Committee of the Whole, resolution numbers Conf2021-60 to Conf2021-66 be adopted.

## **17 MEETING CLOSE**

### **MINUTE**

The Meeting closed at 7.30pm.

### **CHAIR:**

---

## Ordinary Meeting of Council - 21 July 2021 Attachments

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**MINUTES OF THE ORDINARY MEETING OF  
BATHURST REGIONAL COUNCIL  
HELD ON Wednesday 16 June 2021**

**1 PUBLIC FORUM**

**MINUTE**

**Janet Ryan** - Item 8.2.6 DA 2021/30- Objecting to DA due to 2nd storey blocking solar panels. Understands this matter is not in the remit of Council's consideration. Did note A.Hanger offered to move some of the solar panels, however advice received was not to move the panel. The overshadowing is a concern and the new storey will impact contrary to what is contained in the report, not just the solar panel.  
Recommends Council look at ways of taking into account solar panel issues.

**Andrew Hanger** - Item 8.2.6 DA 2021/30 - Spoke to concessions made in consideration of the neighbours concerns already. Note impact of trees and privet bush that have been removed. Have complied with Council Policies.

## 2 RECORDING OF MEETINGS

### 3 MEETING COMMENCES

#### MINUTE

Meeting commenced at 6.10pm.

**Present:** Cr W Aubin, Cr B Bourke, Cr A Christian, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr I North, Cr J Rudge

Mayor noted June 2021 is 70th anniversary of Ben Chifley's death and paused for a minute silence.

### 4 PRAYER AND ACKNOWLEDGEMENT OF COUNTRY

### 5 APOLOGIES

Nil

#### MINUTE

**MOVED: Cr J Rudge    SECONDED: Cr I North**

**RESOLVED:** That the apology of Cr J Fry be accepted and leave of absence granted.

Nil

## 6 MINUTES

### 6.1 CONFIRMATION OF MINUTES - EXTRAORDINARY MEETING OF BATHURST REGIONAL COUNCIL HELD 12 MAY 2021

**File No:** 11.00005

#### MINUTE

**RESOLUTION NUMBER: ORD2021-168**

**MOVED: Cr G Hanger SECONDED: Cr W Aubin**

#### **RESOLVED:**

That the Minutes of the Extraordinary meeting of Bathurst Regional Council held on 12 May 2021 be adopted.

### 6.2 CONFIRMATION OF MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL HELD 19 MAY 2021

**File No:** 11.00005

#### MINUTE

**RESOLUTION NUMBER: ORD2021-169**

**MOVED: Cr I North SECONDED: Cr J Rudge**

#### **RESOLVED:**

That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 19 May 2021 be adopted.

## 7 DECLARATION OF INTEREST

### Declaration of Interest

#### MINUTE

**RESOLUTION NUMBER: ORD2021-170**

**MOVED: Cr J Rudge SECONDED: Cr A Christian**

**RESOLVED:** That the Declaration of Interest be noted.

Cr Hanger declared a non-pecuniary interest in item 8.2.3 of the DEPBS Report.

Cr Hanger declared a pecuniary interest in item 8.2.6 of the DEPBS Report.

Cr Hanger declared a pecuniary interest in item 13.2.1 of the DES Confidential Report.

## 8 RECEIVE AND DEAL WITH GENERAL MANAGER'S AND DIRECTORS' REPORTS

### 8.1 GENERAL MANAGER'S REPORT

#### 8.1.1 GO KART TRACK PROPOSAL MOUNT PANORAMA/WAHLUU

**File No: 2015/196-08**

#### MINUTE

**RESOLUTION NUMBER: ORD2021-171**

**MOVED: Cr W Aubin SECONDED: Cr I North**

**RESOLVED:**

That

- 1) Council Fastrack the development of an international length Kart Track on Council owned land adjacent to Conrod Straight, Mt. Panorama, in the vicinity of the old Drive-in/Rayner's Orchard site.
- 2) Council use monies from the existing Kart Track loan to fund any studies and acoustic tests required to prepare the site for a D.A.
- 3) The existing Track design be used if possible.
- 4) Council vigorously request the Federal Environmental Minister, Sussan Ley and the Local Federal Member, Andrew Gee, to recoup the monies spent by this Council, on the Fully Approved Legal D.A. for the Kart Track the precinct of McPhillamy Park, Mt. Panorama.

**8.2 DIRECTOR ENVIRONMENTAL PLANNING AND BUILDING SERVICES REPORT**

**8.2.1 SECTION 4.15 OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979**

**File No: 03.00053**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-172**

**MOVED: Cr I North SECONDED: Cr J Rudge**

**RESOLVED:**

That the information be noted.

**8.2.2 GENERAL REPORT**

**File No: 03.00053**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-173**

**MOVED: Cr M Morse SECONDED: Cr I North**

**RESOLVED:**

That the information be noted.

**SUSPENSION OF STANDING ORDERS**

**MINUTE**

**MOVED: Cr I North SECONDED: Cr J Rudge**

That Standing Orders be suspended to allow Council to deal with item 8.2.6 of the Director of DEPBS Report - immediately after item 8.2.3 DEVELOPMENT APPLICATION 2021/60 - ALTERATIONS AND ADDITIONS TO DWELLING - LOT 18 DP 758065, 256 PIPER STREET, BATHURST. OWNER & APPLICANT: MR A HANGER

**8.2.3 DEVELOPMENT APPLICATION 2019/352 - SEVEN (7) GROUP HOMES WITHIN FIVE (5) SEPARATE BUILDINGS, CARPORTS, RETAINING WALLS, CARPARK, DEMOLITION OF SHED AND TREE REMOVAL - LOT 45 DP 262572, 100 COLLINS CLOSE KELSO - APPLICANT: GLENRAY INDUSTRIES**

**File No: 2019/352**

**Cr Hanger declared a non-pecuniary interest and left the Chamber.**

**Reason: Stepson employed at Glenray Industries.**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-174**

**MOVED: Cr M Morse SECONDED: Cr I North**

**RESOLVED:**

That Council:

- 1) Not support the waiving or reduction of applicable Section 7.11 Development Contributions as payable under Condition No. 9 of Development Consent No. 2019/352 and the following plans:
  - *Section 7.11 (formerly S94) Development Contributions Plan – Bathurst Regional Community Facilities, 2014.*
  - *Section 7.11 (formerly S94) Development Contributions Plan – Raglan Creek Stormwater Drainage Management, 1992.*
- 2) Not support the waiving or reduction of applicable Section 64 Water and Sewer Headworks Charges, as payable under Condition No. 10 of Development Consent No. 2019/352 and Section 64 of the *Local Government Act 1993*.
- 3) Provide the following deferred and periodic payment options to Glenray Industries:
  - (a) Prior to the issue of any Construction Certificate for each Stage, the equivalent installment of the applicable Section 64 Water and Sewer Headworks charges are to be paid to Council.
  - (b) Prior to the issue of any Occupation Certificate for each Stage, the equivalent installment of the applicable Section 7.11 Development Contributions are to be paid to Council under the following plans:
    - *Section 7.11 (formerly S94) Development Contributions Plan – Bathurst Regional Community Facilities, 2014.*
    - *Section 7.11 (formerly S94) Development Contributions Plan – Raglan Creek Stormwater Drainage Management, 1992.*



All monetary contributions/charges are reviewed annually and may change as of 1 July each year.

- 4) Call a division.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr A Christian, Cr J Jennings, Cr M Morse, Cr I North, Cr J Rudge

Against the Motion - Nil

Absent - Cr J Fry, Cr G Hanger,

Abstain - Nil

**8.2.4 DEVELOPMENT APPLICATION 2021/219 – TWO LOT RESIDENTIAL SUBDIVISION AT 290A PIPER STREET, BATHURST. APPLICANT: MR R KRAJCER. OWNER: MR R & MRS L KRAJCER**

**File No: 2021/219**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-176**

**MOVED: Cr I North SECONDED: Cr J Rudge**

**RESOLVED:**

That Council

- 1) support the variation to the 550m<sup>2</sup> minimum lot size development standard pursuant to Clause 4.1 of the Bathurst Regional Local Environmental Plan 2014 and the associated Lot Size Map for the subject land for the creation of proposed Lot 211;
- 2) as consent authority, grant consent pursuant to Section 4.15 of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. 2021/219, subject to conditions able to be imposed pursuant to Section 4.17 of the Environmental Planning and Assessment Act 1979; and
- 3) call a division

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr A Christian, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr I North, Cr J Rudge

Against the Motion - nil

Absent - Cr J Fry

Abstain - Nil

**8.2.5 DEVELOPMENT APPLICATION 2021/114 – TWO LOT  
RESIDENTIAL SUBDIVISION AT 293 STEWART  
STREET, BATHURST. APPLICANT: MR T CLARK.  
OWNER: MR T & MRS C CLARK**

**File No: 2021/114**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-177**

**MOVED: Cr W Aubin SECONDED: Cr J Jennings**

**RESOLVED:**

**RECOMMENDATION:**

That Council

- (a) support the variation to the 550m<sup>2</sup> minimum lot size development standard pursuant to Clause 4.1 of the Bathurst Regional Local Environmental Plan 2014 and the associated Lot Size Map for the subject land for the creation of proposed Lot 102;
- (b) as consent authority, grant consent pursuant to Section 4.15 of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. 2021/114, subject to conditions able to be imposed pursuant to Section 4.17 of the Environmental Planning and Assessment Act 1979; and
- (c) call a division.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr A Christian, Cr G Hanger, Cr J Jennings, Cr M Morse , Cr I North, Cr J Rudge

Against the Motion - nil

Absent - Cr J Fry

Abstain - Nil

**8.2.6 DEVELOPMENT APPLICATION 2021/60 - ALTERATIONS AND ADDITIONS TO DWELLING - LOT 18 DP 758065, 256 PIPER STREET, BATHURST. OWNER & APPLICANT: MR A HANGER**

**File No: 2021/60**

Cr Hanger declared pecuniary interest in item 8.2.6 and left the Chamber.

Reason: Son is the applicant.

**MINUTE**

**RESOLUTION NUMBER: ORD2021-178**

**MOVED: Cr J Rudge SECONDED: Cr M Morse**

**RESOLVED:**

That Council

- 1) as the consent authority, grant consent pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2021/60, subject to conditions able to be imposed pursuant to Section 4.17 of the Environmental Planning and Assessment Act 1979, as amended and including conditions to the effect that:
  - (a) Certain trees proposed to be removed are able to be cleared, with the exception of a single eucalypt, deemed to be in good health, and of value.
- 2) notify those that made submissions of its decision; and
- 3) call a division.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr A Christian, Cr J Jennings, Cr M Morse , Cr I North, Cr J Rudge

Against the Motion - nil

Absent - Cr J Fry and Cr G Hanger

Abstain - Nil

**8.2.7 BATHURST INTEGRATED MEDICAL CENTRE -  
PUBLIC PRIVATE PARTNERSHIP**

**File No: 20.00345**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-179**

**MOVED: Cr W Aubin SECONDED: Cr J Rudge**

**RESOLVED:**

That Council:

- 1) Authorise the General Manager to notify the Office of Local Government of Council's intentions to consider a Public-Private Partnership with respect to the proposed Integrated Medical Centre and associated multi-level carpark;
- 2) Seek professional legal advice on the agreement between the parties;
- 3) Authorise the General Manager to provide the concurrence of the land owner to the lodging of a Development Application for the multi level car park component of the development, subject to satisfactory internal review of the plans for the proposed multi level car park; and
- 4) call a division.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr A Christian, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr I North, Cr J Rudge

Against the Motion - nil

Absent - Cr J Fry

Abstain – Nil

**8.2.8 VISIONBATHURST - LOCAL STRATEGIC  
PLANNING STATEMENT REPORT CARD**

**File No: 20.00335**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-180**

**MOVED: Cr J Jennings SECONDED: Cr G Hanger**

**RESOLVED:**

That the information be noted.

**8.2.9 WAIVING OF DEVELOPMENT APPLICATION  
FEES POLICY**

**File No: 11.00006 & 20.00123**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-181**

**MOVED: Cr J Rudge SECONDED: Cr A Christian**

**RESOLVED:**

That Council:

- 1) Repeal the following Environmental, Planning & Building Services Policies:
  - (a) Development – Verandah Reinstatement Program
  - (b) Development application fees – painting of commercial buildings in zones B3 commercial core and R5 village
  - (c) Development application fees – signage in B3 commercial core zone
  - (d) Development application fees – off street car parking CBD; and
- 2) Adopt the new consolidated policy “Waiving of Development Application Fees”.

**8.2.10 RESIDENTIAL INFILL, COMMERCIAL INFILL  
AND DEMOLITION OF BUILT ENVIRONMENT  
POLICIES**

**File No: 11.00006 & 20.00123**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-182**

**MOVED: Cr J Rudge SECONDED: Cr J Jennings**

**RESOLVED:**

That Council repeal the following Environmental, Planning & Building Services Policies:

- 1) Residential Infill
- 2) Commercial Infill
- 3) Demolition of Built Environment

**8.2.11 RAINWATER TANKS - RETICULATED WATER  
SUPPLY AREAS POLICY**

**File No: 11.00006 & 14.00017**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-183**

**MOVED: Cr J Jennings SECONDED: Cr A Christian**

**RESOLVED:**

That Council adopt the updated Rainwater Tanks – Reticulated Water Supply Areas Policy.

**8.2.12 BATHURST BACKYARD BIRD COUNT -  
RESULTS OF THE 2020 PROGRAM**

**File No: 13.00081**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-184**

**MOVED: Cr J Jennings SECONDED: Cr A Christian**

**RESOLVED:**

That the information be noted.

**8.3 DIRECTOR CORPORATE SERVICES AND FINANCE'S REPORT**

**8.3.1 STATEMENT OF INVESTMENTS**

**File No: 16.00001**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-185**

**MOVED: Cr A Christian SECONDED: Cr I North**

**RESOLVED:**

That the information be noted.

**8.3.2 MONTHLY REVIEW - 2020/2024 DELIVERY  
PLAN AND OPERATIONAL PLAN 2020/2021**

**File No: 16.00167**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-186**

**MOVED: Cr W Aubin SECONDED: Cr I North**

**RESOLVED:**

That the information be noted.

**8.3.3 SUNDRY SECTION 356 DONATIONS, BATHURST  
MEMORIAL ENTERTAINMENT CENTRE COMMUNITY  
USE SUBSIDY AND MOUNT PANORAMA FEE SUBSIDY**

**File No: 18.00004**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-187**

**MOVED: Cr W Aubin SECONDED: Cr I North**

**RESOLVED:**

That the information be noted and any additional expenditure be voted.

**8.3.4 POWER OF ATTORNEY**

**File No: 11.00007**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-188**

**MOVED: Cr G Hanger SECONDED: Cr I North**

**RESOLVED:**

That the information be noted.

**8.3.5 COUNCIL POLICY REVIEW - POLICIES  
REVIEWED WITH NO OR MINIMAL CHANGES  
IDENTIFIED**

**File No: 11.00006, 04.00008**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-189**

**MOVED: Cr J Rudge SECONDED: Cr J Jennings**

**RESOLVED:**

- a. That the information be noted
- b. That the reports as listed below be considered as operational policy and removed from the Council Policy Manual.

**8.3.6 NEW SPORTING LICENCE AGREEMENTS AT  
PART LOT 20 DP 1119593, COLLEGE ROAD  
ORTON PARK KNOWN AS THE BATHURST  
BIKE PARK**

**File No: 04.00140**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-190**

**MOVED: Cr I North SECONDED: Cr J Rudge**

**RESOLVED:**

That Council:

- (a) Approves entering into a Sporting Licence Agreement for Part Lot 20 DP 1119593, College Road Orton Park, with the Bathurst Cycling Club Incorporated for a period of five (5) years as detailed within this report;
- (b) Approves entering into a Sporting Licence Agreement for Part Lot 20 DP 1119593, College Road Orton Park, with the Bathurst and District BMX Club Incorporated for a period of five (5) years as detailed within this report; and
- (c) Approves entering into a Sporting Licence Agreement for Part Lot 20 DP 1119593, College Road Orton Park, with the Bathurst Mountain Bike Club Incorporated for a period of five (5) years as detailed within this report;



**8.3.7 REQUEST FOR FINANCIAL ASSISTANCE -  
BATHURST DISTRICT HISTORICAL SOCIETY**

**File No: 21.00120**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-191**

**MOVED: Cr G Hanger SECONDED: Cr J Jennings**

**RESOLVED:**

That Council waive the venue hire fee (\$600) and the staff time (\$130) for the use of the Railway Museum for the Bathurst District Historical Society's Muster scheduled for 15 July 2021, to be costed to the Railway Museum budget.

**8.3.8 REQUEST TO WRITE-OFF EXCESS WATER  
CHARGES**

**File No: 22.09133**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-192**

**MOVED: Cr A Christian SECONDED: Cr I North**

**RESOLVED:**

That Council write-off \$9,044.30 in excess water charges, for the property located at 8 PJ Moodie Drive, Raglan.

**8.3.9 POLICY UPDATE – LAND SALES**

**File No: 20.00009-09**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-193**

**MOVED: Cr I North SECONDED: Cr J Rudge**

**RESOLVED:**

That Council:

- (a) Place the draft Land-Sales Policy on public exhibition for a period of not less than 28 days and invite the public to make submissions;
- (b) If no submissions are received adopt the amendments to the Land-Sales Policy and update the Policy Manual; and
- (c) If submissions are received the Council be provided with a further report.

**8.4.1 WATER SECURITY UPDATE**

**File No: 32.00017**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-194**

**MOVED: Cr I North SECONDED: Cr A Christian**

**RESOLVED:**

That the information be noted.

## 8.5 DIRECTOR CULTURAL AND COMMUNITY SERVICE'S REPORT

### 8.5.1 BATHURST COMMUNITY SAFETY PLAN 2019-2023 STATUS REPORT

**File No:** 20.00179

#### MINUTE

**RESOLUTION NUMBER:** ORD2021-195

**MOVED: Cr J Rudge SECONDED: Cr M Morse**

#### RESOLVED:

That the information be noted.

### 8.5.2 CHILDREN'S SERVICES – 2021 UPDATE

**File No:** 09.00046

#### MINUTE

**RESOLUTION NUMBER:** ORD2021-196

**MOVED: Cr J Rudge SECONDED: Cr J Jennings**

#### RESOLVED:

That the information be noted.

### 8.5.3 KELSO COMMUNITY HUB – 2021 UPDATE

**File No:** 09.00026

#### MINUTE

**RESOLUTION NUMBER:** ORD2021-197

**MOVED: Cr I North SECONDED: Cr A Christian**

#### RESOLVED:

That the information be noted.

**8.5.4 BATHURST TOURISM INDUSTRY  
ENGAGEMENT FRAMEWORK UPDATE - JUNE  
2021**

**File No: 20.00299**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-198**

**MOVED: Cr G Hanger SECONDED: Cr I North**

**RESOLVED:**

That Council note the implementation and future actions concerning tourism industry engagement.

**8.5.5 DRAFT POSITIVE AGEING STRATEGY 2021 -  
2026**

**File No: 11.00005**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-199**

**MOVED: Cr M Morse SECONDED: Cr G Hanger**

**RESOLVED:**

That Council:

- (a) Endorse the placement of the draft Positive Ageing Strategy 2021 – 2026 on public exhibition for the statutory 28-day period and receive submissions until 15 July 2021.
- (b) Prepare a further report following the conclusion of the public exhibition period, in preparation to adopt the Positive Ageing Strategy 2021 – 2026.

**8.5.6 AUTUMN COLOURS 2021 PROGRAM**

**File No: 23.00060**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-200**

**MOVED: Cr J Jennings SECONDED: Cr I North**

**RESOLVED:** That the information be noted.

**8.5.7 DESTINATION BRAND IMPLEMENTATION AND  
DESTINATION MANAGEMENT PLAN -  
QUARTERLY REPORT - JUNE 2021**

**File No: 20.00299**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-201**

**MOVED: Cr W Aubin SECONDED: Cr J Rudge**

**RESOLVED:**

That the information be noted.

**9 REPORTS OF OTHER COMMITTEES**

**9.1 TRAFFIC COMMITTEE REPORT - 1 JUNE 2021**

**File No: 07.00006**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-202**

**MOVED: Cr I North SECONDED: Cr W Aubin**

**RESOLVED:**

That the recommendations of the Traffic Committee Meeting of Bathurst Regional Council held on 1 June 2021 be adopted.

## 10 NOTICES OF MOTION

### 10.1 COUNCILLOR AUBIN - GO KART TRACK

File No: 04.00153

Item withdrawn by Cr Aubin.

### 10.2 COUNCILLOR RUDGE - ZERO TOLERANCE OF HARASSMENT, INTIMIDATION AND BULLYING

File No: 11.00004

MINUTE

RESOLUTION NUMBER: ORD2021-204

MOVED: Cr J Rudge SECONDED: Cr J Jennings

RESOLVED:

That Council agree we have zero tolerance for any candidates for the next election who engage in harassment, intimidation, or bullying.

## 11 RESCISSION MOTIONS

## 12 COUNCILLORS / DELEGATES REPORTS

### 12.1 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 12 MAY 2021

File No: 11.00019

MINUTE

RESOLUTION NUMBER: ORD2021-205

MOVED: Cr I North SECONDED: Cr J Rudge

RESOLVED:

That the information be noted and Cr Aubin be recorded as an apology

**12.2 MINUTES - BATHURST REGIONAL YOUTH COUNCIL -  
11 MAY 2021**

**File No: 11.00020**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-206**

**MOVED: Cr J Rudge SECONDED: Cr G Hanger**

**RESOLVED:**

That the information be noted.

**12.3 MINUTES - BATHURST COMMUNITY SAFETY  
COMMITTEE - 20 MAY 2021**

**File No: 07.00107**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-207**

**MOVED: Cr J Rudge SECONDED: Cr W Aubin**

**RESOLVED:**

That the information be noted.

**12.4 CR WARREN AUBIN - PARLIAMENTARY INQUIRY  
INTO HEALTH OUTCOMES AND ACCESS TO  
HEALTH AND HOSPITAL SERVICES IN RURAL,  
REGIONAL AND REMOTE NSW**

**File No: 18.00035**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-208**

**MOVED: Cr W Aubin SECONDED: Cr I North**

**RESOLVED:**

That Council:

- 1) endorse the Supplementary Submission to the Parliamentary Inquiry into health outcomes and access to health and hospital services in rural, regional and remote NSW as attached to this report.

- 2) continue to press its case with the Western NSW Local Health District and Bathurst Health Service.

### **13 RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE TO DEAL WITH CONFIDENTIAL REPORTS**

#### **13.0 RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE MINUTE**

**MOVED: Cr J Rudge SECONDED: Cr J Jennings**

The Mayor invited members of the public to make submissions on whether the matter/s should or should not be dealt with in Confidential Committee.

**There were no representation from the public.**

#### **RESOLVED:**

That:

Council resolve into closed Council to consider business identified, together with any late reports tabled at the meeting.

- (b) Pursuant to section 10A(1)-(3) of the Local Government Act 1993, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A(2) as outlined above.
- (c) Correspondence and reports relevant to the subject business be withheld from access.

In accordance with the Local Government Act 1993 and the Local Government (General) Regulation 2005:

1. In accordance with Section 9(2A) of the Local Government Act 1993, it is the opinion of the General Manager that the following business is of a kind as referred to in section 10A(2) of the Act and should be dealt with in a part of the meeting closed to the media and public.
2. In accordance with Section 10B(1) it is considered that discussion of the matter in open meeting, would on balance, be contrary to the public interest.
3. In accordance with Section 10A(4) members of the public are invited to make representations to the Council as to whether the matters should or should not be dealt with in Confidential Committee.



### 13.1 DIRECTOR CORPORATE SERVICES AND FINANCE'S REPORT

#### 13.1.1 RURAL LICENCE AGREEMENT - PART LOT 2 DP749758, LOT 117 DP750357, LOT 1 DP749758, KNOWN AS 200 COLLEGE ROAD, MOUNT PANORAMA

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal to entering into a rural licence agreement for Part Lot 2 DP749758, Lot 117 DP750357, Lot 1 DP749758, known as 200 College Road, Mount Panorama for a period of three (3) years as detailed in the report and subject to Council's Land Management Guidelines and insurance requirements.

#### MINUTE

**RESOLUTION NUMBER: CONF2021-46**

**MOVED: Cr G Hanger SECONDED: Cr W Aubin**

#### RESOLVED:

That Council approves entering into a rural licence agreement for Part Lot 2 DP749758, Lot 117 DP750357, Lot 1 DP749758, known as 200 College Road, Mount Panorama for a period of three (3) years as detailed in the report and subject to Council's Land Management Guidelines and insurance requirements.

#### 13.1.2 RURAL LICENCE AGREEMENT - PART LOT 2 DP224864 PADDOCKS 3,4 AND 5, LOTS 10 AND 11 DP224864 PADDOCKS 6, 7 AND 8, KNOWN AS CHIFLEY DAM RURAL LOTS

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal to enter into a rural licence agreement for part Lot 2 DP224864 paddocks 3, 4 and 5, Lots 10 and 11 DP224864 paddocks 6, 7 and 8, known as Chifley Dam rural lots, for a period of three (3) years, as detailed in the report and subject to Council's Land Management Guidelines and insurance requirements.

#### MINUTE

**RESOLUTION NUMBER: CONF2021-47**

**MOVED: Cr M Morse SECONDED: Cr I North**

**RESOLVED:**

That Council approves entering into a rural licence agreement for part Lot 2 DP224864 paddocks 3, 4 and 5, Lots 10 and 11 DP224864 paddocks 6, 7 and 8, known as Chifley Dam rural lots, for a period of three (3) years, as detailed in the report and subject to Council's Land Management Guidelines and insurance requirements.

**13.1.3 EVENT PROPOSAL - BATHURST REGION**

**Reason:** 10A (2) (c) Contains commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business, and Commercial information of a confidential nature that would, if disclosed, (i) prejudice the commercial position of the person who supplied it, (ii) confer a commercial advantage on a competitor of the Council.

This item relates to the proposal to provide in principal support for a proposed event in and around Mt Panorama, but not using the road based track or racing event.

**MINUTE**

**RESOLUTION NUMBER: CONF2021-48**

**MOVED: Cr J Rudge    SECONDED: Cr W Aubin**

**RESOLVED:**

That Council act in accordance with the recommendations of this report.

**13.1.4 REQUEST FOR WAIVER OF WASTE MANAGEMENT CENTRE CHARGES**

**Reason:** 10A (2) (d) (i) - Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal to waive the remaining Waste Management Centre charges arising from the clean-up of destroyed hay in a vehicle fire in November 2019.

**MINUTE**

**RESOLUTION NUMBER: CONF2021-49**

**MOVED: Cr I North    SECONDED: Cr A Christian**

**RESOLVED:**

That Council waive the remaining Waste Management Centre charges of \$7,924.00 due from Farra Civil arising from the clean-up of destroyed hay in a vehicle fire in November 2019.

**13.1.5 RENEWAL OF RESIDENTIAL LEASE AGREEMENT - LOT 2  
DP1179272, KNOWN AS 447 CONROD STRAIGHT, MOUNT  
PANORAMA**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposed renewal of the residential lease at 447 Conrod Straight, Mount Panorama.

**MINUTE**

**RESOLUTION NUMBER: CONF2021-50**

**MOVED: Cr J Rudge SECONDED: Cr I North**

**RESOLVED:**

That Council approve the renewal of the residential lease for Lot 2 in DP1179272, 447 Conrod Straight, Mount Panorama for a period of twelve (12) months, with a twelve (12) month option as detailed in the report.

**13.2 DIRECTOR ENGINEERING SERVICE'S REPORT**

**13.2.1 TENDER FOR PREFERRED CONTRACTORS LIST FOR MINOR  
WORKS**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal to accept the Preferred Contractor List for the engagement of contractors for minor works up to the value of \$20,000 (incl. GST) as listed in the Director Engineering Services' report, subject to submission of complete information being supplied for casual hire and in accordance with the General Conditions of Tender.

**Cr Hanger declared pecuniary interest and left the chamber.**

**Reason:** Councillors son's company (Enacon Group P/L) is an applicant for the preferred contracts list.

**MINUTE**

**RESOLUTION NUMBER: CONF2021-51**

**MOVED: Cr W Aubin    SECONDED: Cr A Christian**

**RESOLVED:**

That Council accepts the Preferred Contractor List for the engagement of contractors for minor works up to the value of \$20,000 (incl. GST) as listed in the Director Engineering Services' report, subject to submission of complete information being supplied for casual hire and in accordance with the General Conditions of Tender.

**13.2.2 TENDER FOR MOWING OF CHIFLEY DAM WALL**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal to accept the tender for the maintenance of the grass cover to Chifley Dam Wall for 3 years, subject to adjustments and provisional items.

**MINUTE**

**RESOLUTION NUMBER: CONF2021-52**

**MOVED: Cr J Rudge    SECONDED: Cr W Aubin**

**RESOLVED:**

That Council accepts the tender from YME Constructions Pty Ltd, for the maintenance of the grass cover to Chifley Dam Wall in the amount of \$106,008.00 inclusive of GST for 3 years, subject to adjustments and provisional items.

**13.2.3 TENDER FOR CONSTRUCTION OF IMPROVEMENT WORKS AT BATHURST AERODROME**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to a tender for civil construction works at Bathurst Aerodrome.

**MINUTE**

**RESOLUTION NUMBER: CONF2021-53**

**MOVED: Cr W Aubin    SECONDED: Cr A Christian**

**RESOLVED:**

That Council accept the tender from J K Williams Contracting Pty Ltd, in the amount of \$981,702.90 (incl. GST), subject to provisional items and variations.

### **13.2.4 TENDER FOR BATHURST ANIMAL REHOMING CENTRE**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal to construct a new animal rehoming facility at Hampden Park Road, Kelso.

#### **MINUTE**

**RESOLUTION NUMBER: CONF2021-54**

**MOVED: Cr M Morse    SECONDED: Cr J Rudge**

#### **RESOLVED:**

That Council accepts the tender from Regional West Constructions Pty Ltd in the amount of \$3,633,719.31 (incl. GST), subject to provisional items and variations.

### **13.2.5 TENDER FOR CONSTRUCTION OF PERTHVILLE PARK AMENITIES BUILDING AND ASSOCIATED WORKS AT ROCKLEY STREET PERTHVILLE**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal for the construction of the Perthville Park Amenities Building and Associated Works at Rockley Street Perthville.

#### **MINUTE**

**RESOLUTION NUMBER: CONF2021-55**

**MOVED: Cr I North    SECONDED: Cr J Jennings**

#### **RESOLVED:**

That Council accept the tender from Tablelands Builders Pty Ltd for the construction of the Perthville Amenities Building in the amount of \$212,750.00 (incl. GST), subject to provisional items and variations.

**13.2.6 TENDER FOR GROUNDS MAINTENANCE OF BULK WATER SUPPLY AND WASTEWATER SITES**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal to accept the tender for the maintenance of the bulk water and wastewater remote sites for 3 years, subject to adjustments and provisional items.

**MINUTE**

**RESOLUTION NUMBER: CONF2021-56**

**MOVED: Cr I North SECONDED: Cr M Morse**

**RESOLVED:**

That Council accepts the tender from Ricemen Property Services for the maintenance of the bulk water and wastewater remote sites in the amount of \$432,880.00 inclusive of GST for 3 years, subject to adjustments and provisional items.

**13.2.7 CNSWJO TENDER FOR SUPPLY & DELIVERY OF BITUMEN EMULSION TO CENTRAL NSW COUNCILS**

**Reason:** 10A (2) (d) (i) Contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

This item relates to the proposal to accept and sign a contract with Bitupave Ltd for the supply and delivery of bitumen emulsion to 31 May 2023, with an optional 12-month extension.

**MINUTE**

**RESOLUTION NUMBER: CONF2021-58**

**MOVED: Cr A Christian SECONDED: Cr I North**

**RESOLVED:** That Council resume open Council.

## 14 RESOLVE INTO OPEN COUNCIL

MINUTE

RESOLUTION NUMBER: ORD2021-209

MOVED: Cr A Christian SECONDED: Cr I North

RESOLVED: That Council resume open Council.

## 15 ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

MINUTE

RESOLUTION NUMBER: ORD2021-210

MOVED: Cr I North SECONDED: Cr J Jennings

RESOLVED:

That the Report of the Committee of the Whole, resolution numbers Conf2021-46 to Conf2021-57 be adopted.

## 16 MEETING CLOSE

MINUTE

The Meeting closed at 8:15pm.

CHAIR:

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**MINUTES OF THE EXTRAORDINARY MEETING OF  
BATHURST REGIONAL COUNCIL  
HELD ON Wednesday 23 June 2021**

**1 PUBLIC FORUM**

**MINUTE**

**S. Pearson** - Second racing circuit - Raised issues about the 2nd racing circuit , noted monies were provided in previous years. Has \$60 million been spent on this project? Then referred to EIS which has been prepared, what is the estimated cost of the proposed 2nd circuit?

**Director Engineering Services** - provided responses to the questions, noting expenditure levels would need to be researched. Further, final costs of circuit will likely be available when EIS/DA completed.

**J. Gray**- Sporting facilities- Spoke to sporting facility expenditures and the issue of the Indoor Sports Stadium. Requests Council provide funds to repair the roof of this facility.

**General Manager** - Spoke to expenditures occurring at the stadium and noted that these are based on Basketball NSW priorities.

**B. Trimming** - Interim Chair BRAC - Requests Councillors pay attention to Access Committee requests. Need to keep existing facilities up to date with current requirements. Spoke particularly to disability toilets and the need to upgrade eg Library facilities.

**D. McNab** - Accessible toilets - Supports Bob Trimming in request for more money to increase the number of truly accessible toilets. Requests Council provide for these improvements within the 2021-22 budget.



## **2 RECORDING OF MEETINGS**

## **3 MEETING COMMENCES**

Meeting commenced at 6.15pm.

**Present:** Cr W Aubin, Cr B Bourke, Cr A Christian, Cr J Fry, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr I North, Cr J Rudge (via Microsoft teams)

## **4 PRAYER AND ACKNOWLEDGEMENT OF COUNTRY**

## **5 APOLOGIES**

### **MINUTE**

**MOVED: Cr J Jennings SECONDED: Cr I North**

**RESOLVED:**

Nil

## **6 DECLARATION OF INTEREST**

**RESOLUTION NUMBER: ORD2021-211**

**MOVED: Cr I North SECONDED: Cr G Hanger**

**RESOLVED:** That the Declaration of Interest be noted.

B. Dwyer declared a non-pecuniary non significant interest in item 7.1.1 of the DCSF Report.

## **7 RECEIVE AND DEAL WITH GENERAL MANAGER'S AND DIRECTORS' REPORTS**

### **7.1 DIRECTOR CORPORATE SERVICES AND FINANCE'S REPORT**

#### **7.1.1 SUBMISSIONS - DRAFT DELIVERY PLAN 2021 - 2025 AND OPERATIONAL PLAN 2021/2022**

##### **MINUTE**

**RESOLUTION NUMBER: ORD2021-212**

**MOVED: Cr A Christian SECONDED: Cr I North**

##### **RESOLVED:**

That Council consider the submissions individually.

##### **Submission 1 - Ralph Cameron Park Raglan upgrade**

##### **MINUTE**

**RESOLUTION NUMBER: ORD2021-213**

**MOVED: Cr A Christian SECONDED: Cr G Hanger**

##### **RESOLVED:**

That the information be noted and no amendments be made to the Delivery Plan 2021-2025 and Operational Plan 2021/2022.

##### **Submission 2 - Provision of Accessible Toilets for People with a Disability**

##### **MINUTE**

**RESOLUTION NUMBER: ORD2021-214**

**MOVED: Cr M Morse SECONDED: Cr J Rudge**

##### **RESOLVED:**

1. That the information be noted and no amendment be made to the Delivery Plan 2021/2025 and the Operational Plan 2021/2022

2. That Council conduct a survey of all toilets in the CBD including; location, hours of operation and compliance levels with accessibility

**Submission 3 - Sandy Bathgate**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-215**

**MOVED: Cr J Jennings SECONDED: Cr J Fry**

**RESOLVED:**

That the information be noted and no amendment be made to the Delivery Plan 2021-2025 and Operational Plan 2021/2022.

**Submission 4 - Water Security**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-216**

**MOVED: Cr G Hanger SECONDED: Cr W Aubin**

**RESOLVED:**

That the information be noted and no amendment be made to the Delivery Plan 2021-2025 and Operational Plan 2021/2022

**Submission 5 - Bathurst Heritage Matters Inc**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-217**

**MOVED: Cr J Jennings SECONDED: Cr A Christian**

**RESOLVED:**

That the information be noted and no amendment be made to the Delivery Plan 2021-2025 and Operational Plan 2021/2022.

**Submission 6 - Eglinton District tennis Club**

**B. Dwyer declared non pecuniary, non significant interest in this item and left the room**

**Reason: Life member of the Eglinton District Tennis Club.**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-218**

**MOVED: Cr W Aubin SECONDED: Cr J Jennings**

**RESOLVED:**

That the information be noted and no amendment be made to the Delivery Plan 2021-2025 and Operational Plan 2021/2022

**Submission 7 - Roz Townsend**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-219**

**MOVED: Cr W Aubin SECONDED: Cr I North**

**RESOLVED:**

That the information be noted and no amendment be made to the Delivery Plan 2021-2025 and Operational Plan 2021/2022.

**Submission 8 - Change to Revenue Policy - Museums Hire Fee Reduction**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-220**

**MOVED: Cr I North SECONDED: Cr J Rudge**

**RESOLVED:**

That the revenue Policy 2021/2022 be amended to incorporate a discount of 20% in line with reduction in hire fees of other Council facilities for not-for-profit community groups.

**Submission 9 - Centennial Park**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-221**

**MOVED: Cr A Christian SECONDED: Cr M Morse**

**RESOLVED:**

That the information be noted and no amendment be made to the Delivery Plan 2021-2025 and Operational Plan 2021/2022.

**Submission 10 - Bathurst District Historical Society**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-222**

**MOVED: Cr M Morse SECONDED: Cr J Jennings**

**RESOLVED:**

That a cash donation of \$3,000 be made to the Bathurst District Historical Society and an amendment to the Delivery Plan 2021-2025 and Operational Plan 2021/2022, to be funded from the Sister City (Ohkuma) vote.

**Submission 11 - Ray Carter**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-223**

**MOVED: Cr I North SECONDED: Cr W Aubin**

**RESOLVED:**

That the information be noted and no amendment be made to the Delivery Plan 2021-2025 and Operational Plan 2021/2022.

**Submission 12 - Mr G. A. Crisp**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-224**

**MOVED: Cr W Aubin SECONDED: Cr I North**

**RESOLVED:**

That the information be noted and no amendment be made to the Delivery Plan 2021-2025 and Operational Plan 2021/2022.

**Submission 13 - Public Art Committee**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-225**

**MOVED: Cr J Jennings SECONDED: Cr J Rudge**

**RESOLVED:**

1. That the information be noted and no amendment be made to the Delivery Plan 2021-2025 and Operational Plan 2021/2022.
2. A report comeback to Council on funding of a Public Art allocation for \$30k in the 2021/22 budget.

**7.1.2 DELIVERY PLAN 2021 - 2025 AND  
OPERATIONAL PLAN 2021/2022**

**File No: 16.00182**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-226**

**MOVED: Cr A Christian SECONDED: Cr W Aubin**

**RESOLVED:**

That Council

- (a) Following consideration of the submissions received by Council, the Draft Delivery Plan 2021-2025 and Operational Plan 2021/2022 be adopted as the Bathurst Regional Council Delivery Plan and Operational Plan, subject to the inclusion of any amendment adopted as a result of the submissions received, and all expenditure and income items incorporated in the Operational Plan 2021/2022 be voted.
- (b) Councillors remuneration be set at the maximum level for the category applicable to Council as published by the Local Government Remuneration Tribunal.
- (c) Councillors be paid superannuation from 1 July 2022 at the prevailing rate.
- (d) It be noted that Council has reviewed its organisation structure in accordance with section 333 of the Local Government Act 1993 as amended.
- (e) Proposed borrowing of funds as detailed in the Plan be approved.
- (f) allocate \$70,000 for repairs to the Bathurst Indoor Stadium Roof in the 2021/2022 financial year, with funding being provided by the Bathurst Indoor Stadium infrastructure Restricted Asset.
- (g) Receive a report on opportunities to fund a study for an Aboriginal Cultural Centre.

**7.1.3 2021/2022 REVENUE POLICY**

**File No: 16.00182**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-227**

**MOVED: Cr I North SECONDED: Cr M Morse**

**RESOLVED:**

That, following consideration of the submissions received by Council, the Revenue Policy for 2021/2022, as presented to Council, be adopted as the Bathurst Regional Council 2021/2022 Revenue Policy with the inclusion of any amendments adopted as a result of the submissions received.

**7.1.4 2021/2022 RATE LEVY - MAKING THE RATES**

**File No: 16.00182**

**MINUTE**

**RESOLUTION NUMBER: ORD2021-228**

**MOVED: Cr I North SECONDED: Cr J Fry**

**RESOLVED:**

That Council formally resolve to make the following rates and charges in relation to the 2021/2022 Rating Year.

- (a) ORDINARY RATES FOR 2021/2022 - That in accordance with Sections 534 and 535 of the Local Government Act, 1993, WHEREAS the Bathurst Delivery Program 2021-2025 and Operational Plan 2021/2022 for the twelve months to 30 June 2022 was adopted by the Council on 23 June 2021 it is hereby recommended that:
1. a **Residential Rate** of zero point two four seven five zero eight (0.247508) cents in the dollar on the land value of all rateable land categorised as Residential in accordance with Section 516 of the Local Government Act, 1993 excepting those parcels of land sub-categorised as "Residential Town/Villages", AND THAT
  2. a **Residential Town/Villages Rate** of zero point eight six three nine seven one (0.863971) cents in the dollar on the land value of all rateable land sub-categorised as Residential – Town/Villages, in accordance with Section 529(2) (b) of the Local Government Act, 1993, AND THAT
  3. a **Farmland Rate** of zero point one five one eight four five (0.151845) cents in the dollar on the land value of all rateable land categorised as Farmland in accordance with Section 515 of the Local Government Act, 1993, AND THAT
  4. a **Business Rate** of zero point three nine six five six two (0.396562) cents in the dollar on the land value of all rateable land categorised as Business in accordance with Section 518 of the Local Government Act, 1993, excepting those parcels of land sub-categorised as "Business Bathurst City", "Business Forest Grove", "Business Ceramic Avenue", "Business Eglinton Non-Urban", "Business Orton Park", "Business Stewarts Mount", "Business Evans Plains" AND THAT
  5. a **Business Bathurst City Rate** of one point five three three nine five one (1.533951) cents in the dollar on the land value of all rateable land sub-categorised as Business Bathurst City in accordance with Section 529(2)(d) of the Local Government Act, 1993, AND THAT
  6. a **Business Forest Grove Rate** of one point four zero four six five six (1.404656) cents in the dollar on the land value of all rateable land sub-categorised as Business Forest Grove in accordance with Section 529(2)(d) of the Local Government Act, 1993, AND THAT

7. a **Business Ceramic Avenue Rate** of one point four zero four six five six (1.404656) cents in the dollar on the land value of all rateable land sub-categorised as Business Ceramic Avenue in accordance with Section 529(2)(d) of the Local Government Act, 1993, AND THAT
8. a **Business Eglinton Non-Urban Rate** of one point four zero four six five six (1.404656) cents in the dollar on the land value of all rateable land sub-categorised as Business Eglinton Non-Urban in accordance with Section 529(2)(d) of the Local Government Act, 1993, AND THAT
9. a **Business Orton Park Rate** of one point four zero four six five six (1.404656) cents in the dollar on the land value of all rateable land sub-categorised as Business Orton Park in accordance with Section 529(2)(d) of the Local Government Act, 1993, AND THAT
10. a **Business Stewarts Mount Rate** of one point four zero four six five six (1.404656) cents in the dollar on the land value of all rateable land sub-categorised as Business Stewarts Mount in accordance with Section 529(2)(d) of the Local Government Act, 1993, AND THAT
11. a **Business Evans Plains Rate** of one point four zero four six five six (1.404656) cents in the dollar on the land value of all rateable land sub-categorised as Business Evans Plains in accordance with Section 529(2)(d) of the Local Government Act, 1993, AND THAT
12. a **Mining Rate** of zero point three four two nine two four (0.342924) cents in the dollar on the land value of all rateable land categorised as Mining in accordance with Section 517 of the Local Government Act, 1993,

BE NOW MADE for the 2021/2022 Rating Year subject to the following Minimum and Base Amounts in accordance with Section 548 and Section 499 of the Local Government Act, 1993, AND THAT aggregation of values of certain parcels of land subject to a minimum or base amount in accordance with Section 548A of the Local Government Act, 1993, be permitted.

	Category	Minimum Amount	Base Amount	%Yield Base Amount
1	<b>Residential</b>		\$281.00	32
2	<b>Residential/Town Village</b>	\$400.00		
3	<b>Farmland</b>		\$380.00	24
4	<b>Business</b>	\$279.00		
5	<b>Business Bathurst City</b>	\$428.00		
6	<b>Business Forest Grove</b>	\$428.00		
7	<b>Business Ceramic Avenue</b>	\$428.00		
8	<b>Business Eglinton Non-Urban</b>	\$428.00		
9	<b>Business Orton Park</b>	\$428.00		
10	<b>Business Stewarts Mount</b>	\$428.00		
11	<b>Business Evans Plains</b>	\$428.00		
12	<b>Mining</b>		\$245.00	48

(b) DOMESTIC WASTE MANAGEMENT CHARGES FOR 2021/2022 - That the



annual residential charge – Standalone Dwellings where the service is available under Section 496 of the Local Government Act, 1993, for the removal of weekly general waste, weekly food and green waste and the fortnightly collection of material for recycling for the twelve months commencing 1 July 2021 being four hundred and forty seven dollars and zero cents (\$447.00) for the provision of one waste mobile bin, one food and green waste mobile bin and one recycle mobile bin be made by the Council, and the annual residential charge for other than standalone dwellings for the removal of weekly general waste, and the fortnightly collection of material for recycling for the twelve months commencing 1 July 2021 being three hundred and thirty one dollars and zero cents (\$331.00), and that the annual charge to be made for each parcel of rateable vacant land where the service is available under Section 496 of the Local Government Act, 1993, for the twelve months commencing 1 July 2021 being six dollars and zero cents (\$6.00) be made by the Council and further that a charge where the service is provided under Section 496 of the Local Government Act, 1993, for each additional domestic waste collection service, two hundred and thirty one dollars and zero cents (\$231.00) per mobile bin and for each additional food and green waste collection service, one hundred and sixteen dollars and zero cents (\$116.00) and for each additional fortnightly recycling collection service, one hundred dollars and zero cents (\$100.00) per mobile bin be made by the Council.

- (c) **WASTE MANAGEMENT SERVICE CHARGES FOR 2021/2022 (NON DOMESTIC)**  
– That the annual charge where the service is provided under Section 501/502 of the Local Government Act, 1993, for the weekly removal of garbage being two hundred and thirty one dollars and zero cents (\$231.00) per mobile bin and the weekly removal of food and green waste being one hundred and sixteen dollars and zero cents (\$116.00) and the fortnightly collection of material for recycling being one hundred dollars and zero cents (\$100.00) per mobile bin for the twelve months commencing 1 July 2021 be made by the Council.
- (d) **WASTE MANAGEMENT SERVICE CHARGES – RURAL AREAS FOR 2021/2022**  
That the annual waste charge be levied for each rural rateable property that is outside of the waste collection area, Council provides access to rural transfer stations, under Section 501 of the Local Government Act, 1993, for the twelve months commencing 1 July 2021 being ninety-six dollars and zero cents (\$96.00) be made by the Council.
- (e) **WASTE MANAGEMENT VOUCHERS – FOR 2021/2022** That the Council provide to all rateable properties eight waste management vouchers, consisting of 4 Mixed Refuse Vouchers consisting of two by 200kg and two by 100kg each and 4 Green Waste Vouchers consisting of two by 200 kg and two by 100kg each, at no charge.
- (f) **SEWERAGE CHARGES FOR 2021/2022** – That in accordance with Sections 501,502, 503, 539, 541 and 552 of the Local Government Act, 1993, the following charges are made for the twelve months commencing 1 July 2021.
  - 1. That the annual charge for single residential (including residential strata) and un-metered properties, be six hundred and seventy-one dollars and zero cents (\$671.00).
  - 2. That the annual charge for vacant land be four hundred and twenty-seven dollars and zero cents (\$427.00).
  - 3. That the annual access charges for non-residential and multiple residential

properties are to be the total of the metered charges applicable to the property as shown in the table below multiplied by a sewerage discharge factor.

Size of Water Connection (mm)	Charge for 2021/2022
20	\$606.00
25	\$940.00
32	\$1541.00
40	\$2409.00
50	\$3762.00
65	\$6049.00
80	\$9620.00
100	\$15032.00
150	\$33813.00
Strata Properties (Each non-residential lot)	\$606.00
Assumption School	\$1886.00

4. That the Sewer Usage Charge (Section 502) for non-residential and multiple residential properties be two dollars and five cents (\$2.05) per kilolitre of filtered water supplied multiplied by a sewerage discharge factor.
- (g) SEWERAGE CHARGES -TRADE WASTE 2021/2022 - That in accordance with Sections 501,503, 539, and 541 of the Local Government Act, 1993, the following charges are made for the twelve months commencing 1 July 2021.
1. That the Annual Trade Waste Fee for individual businesses be one hundred and thirty-six dollars and sixty cents (\$136.60).
  2. That the Annual Trade Waste Fee (Large Discharger) for individual business be nine hundred and eleven dollars and zero cents (\$911.00).
  3. That the Trade Usage Charge for non-residential properties be three dollars and fifty cents (\$3.50) per kilolitre of filtered water supplied multiplied by a trade discharge factor.
- (h) STORMWATER MANAGEMENT CHARGES 2021/2022 – That in accordance with Sections 496A of the Local Government Act, 1993, the following charges are made for the twelve months commencing 1 July 2021.
1. That the Annual Stormwater Management Charge for urban area residential category (not vacant and not strata) be twenty-five dollars and zero cents (\$25.00).
  2. That the Annual Stormwater Management Charge for urban area residential category strata (not vacant) be twelve dollars and fifty cents (\$12.50).
  3. That the Annual Stormwater Management Charge for urban area business category (not strata) up to 350 square metres be twenty-five dollars and zero cents (\$25.00).
  4. That the Annual Stormwater Management Charge for urban area business category (not strata) between 351 and 700 square metres be fifty dollars and

zero cents (\$50.00).

5. That the Annual Stormwater Management Charge for urban area business category (not strata) between 701 and 1050 square metres be seventy-five dollars and zero cents (\$75.00).
  6. That the Annual Stormwater Management Charge for urban area business category (not strata) more than 1050 square metres be one hundred dollars and zero cents (\$100.00).
  7. That the Annual Stormwater Management Charge for urban area business category strata be five dollars and zero cents (\$5.00).
- (i) WATER CHARGES 2021/2022 – That in accordance with Sections 501, 502, 503, 539, 541 and 552 of the Local Government Act, 1993, the following charges are made for the twelve months commencing 1 July 2021.

1. That the annual water availability charges are to be the total of the metered charges applicable to the property as shown in the table below for:

Size of Water Connection (mm)	Charge for 2021/2022 \$
20	\$175.00
25	\$274.00
32	\$448.00
40	\$701.00
50	\$1094.00
65	\$1848.00
80	\$2797.00
100	\$4369.00
150	\$9831.00
Hillview Water Supply	\$159.00

2. That the minimum annual water availability charge for each unit within a Strata development be one hundred and seventy-five dollars and zero cents (\$175.00).
  3. That the annual water availability charge for vacant unconnected land be one hundred and seventy-five dollars and zero cents (\$175.00).
  4. That the annual water availability charge for unmetered or unconnected properties be eight hundred and forty-four dollars and zero cents (\$844.00).
  5. That if water pressure at a property is less than 120 kpa, then a larger service may attract a charge of one hundred and seventy-five dollars and zero cents (\$175.00).
- (j) That Water Usage Charges (Section 502) be as follows in the below table.

Type	Consumption	Tariff per kilolitre for 2021/2022
Hillview Estate Water Supply	First 250 kl	\$2.55
	> 250 kl	\$5.04
Residential Filtered	First 250 kl	\$2.44
	> 250 kl	\$3.66
Residential Raw	First 250 kl	\$1.06
	> 250 kl	\$1.60
Other Filtered	First 250 kl	\$2.44
	> 250 kl	\$3.66
Other Raw	First 250 kl	\$1.06
	> 250 kl	\$1.60
Large Industrial Filtered	>0 kl	\$1.93
Large Industrial Raw	>0 kl	\$1.21
Community Clubs: Golf, Majellan & Bathurst Community Club	First 18,000 kl	{resolution}.93
	>18,000kl to 45,000kl	\$1.22
	Balance	\$1.94
Strata Unit property	First 250 kl (for each unit)	\$2.44
	>250 kl (for each unit)	\$3.66
Home Dialysis – subject to doctors' certificate	First 200 kl	Free
	> 200 kl to 250 kl	\$2.44
	>250 kl	\$3.66
Hospital	1 <sup>st</sup> x patient average	Free
	Balance per KL	\$3.66

- (k) Included in this year's Bathurst Delivery Program 2021/2025 and Annual Operating Plan 2021/2022 in the Water Fund are amounts for Operational expenditure at the Manning Aquatic Centre Bathurst. This is to be financed from revenue raised from the Water Fund as detailed in the Plan.
- (l) INTEREST ON OVERDUE RATES AND CHARGES FOR 2021/2022 – That in accordance with Section 566(3) of the Local Government Act, 1993 Council charge interest on overdue rates at a rate of 6% per annum as advised by the Minister.
- (m) The rates and charges have been based upon the advertised estimates of income and expenditure, which provided for increases in Ordinary Rates of 2.0%, a 4.0% increase in Sewer Charges, Waste Charges have been calculated on the basis of the reasonable cost of providing the service and Water Charges have been calculated on achieving a 25/75 basis (25% access charge and 75% usage charge) based on the Best Practice Guidelines introduced by the NSW Office of Water, August 2007.

**8 MEETING CLOSE**

**MINUTE**

The Meeting closed at 7.15pm.

**CHAIR:**

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Type	Year	No.	Value	Description	Address	Date Determine
10	2020	50	\$0	MOD - Three lot residential subdivision	34 Busby Street SOUTH BATHURST	15/06/2021
10	2021	36	\$1,733,141	Two storey dwelling with attached garage & pool	235 Bentinck Street BATHURST	4/06/2021
10	2021	43	\$4,000	Earthworks for Residential Subdivision	67 Emerald Drive KELSO	7/06/2021
10	2021	59	\$250,000	Single storey second rural dwelling	350 Molybdonite Road LOCKSLEY	28/06/2021
10	2021	60	\$0	Alterations and additions to dwelling	256 Piper Street BATHURST	21/06/2021
10	2021	90	\$170,000	Proposed detached habitable rooms	503 White Rock Road WHITE ROCK	4/06/2021
10	2021	114	\$0	Two lot residential subdivision	293 Stewart Street BATHURST	28/06/2021
10	2021	135	\$583,400	Dual occupancy and two lot residential subdivision	108 Graham Drive KELSO	7/06/2021
10	2021	141	\$149,000	Electricity Generating Works (Installation of Ground Mounted Solar Ene	307 Quarry Road COW FLAT	15/06/2021
10	2021	149	\$451,600	Demolition, additions and alterations to existing dwelling	100 College Road SOUTH BATHURST	4/06/2021
18	2021	96	\$373,000	Construction of a single storey dwelling with attached garage	76 George Thomas Close THE LAGOON	1/06/2021
10	2021	152	\$55,000	Replacement signage at an existing service station to reflect the	19 Sydney Road KELSO	10/06/2021
10	2021	155	\$3,600	Construction of a carport	89 Howick Street BATHURST	21/06/2021
10	2021	161	\$0	Two lot rural subdivision	36 Phantom Street ROCKLEY	15/06/2021
10	2021	163	\$414,697	Alterations & additions to dwelling & construction of workers dwelling	1557 Rockley Road FOSTERS VALLEY	21/06/2021
10	2021	164	\$16,201	Shed	3 Sapphire Crescent KELSO	1/06/2021
10	2021	165	\$2,264,170	Light Industrial development comprising 12 industrial units	41 Hampden Park Road KELSO	28/06/2021
10	2021	169	\$600,000	Single storey dwelling with attached garage and separate shed	57 George Thomas Close THE LAGOON	7/06/2021
10	2019	312	\$900,000	Mod - Residential units & subdivision	16 Russell Street GORMANS HILL	7/06/2021
10	2021	175	\$77,203	Construction of Two (2) Sheds	27 Arcadia Place MEADOW FLAT	15/06/2021
10	2021	177	\$87,762	Construction of a shed	297 Howards Drive MOUNT RANKIN	1/06/2021
10	2021	181	\$0	Two lot residential subdivision	392 Howick Street BATHURST	21/06/2021
10	2021	182	\$13,540	Carport	8 Elphinstone Place WINDRADYNE	3/06/2021
10	2021	186	\$16,000	Retaining wall	17 Darvall Drive KELSO	3/06/2021
10	2021	188	\$12,000	Shed	14 Loren Street EGLINTON	3/06/2021
10	2021	198	\$30,000	Demolition of Existing Garden Shed and Construction of New Shed with A	144 Lambert Street BATHURST	7/06/2021
10	2018	340	\$2,054,000	Boundary Adjustment and New KFC Restaurant	14 Ingersole Drive KELSO	22/06/2021
10	2021	201	\$530,000	Dual occupancy, retaining walls and two lot residential subdivision	70 Mendel Drive KELSO	4/06/2021
10	2021	203	\$30,000	Conversion - garage to habitable area, additions to existing dwelling	Mitchell Highway VITTORIA	16/06/2021
10	2021	204	\$48,500	Demolish part building, addition / alterations to existing dwelling	220 Rankin Street BATHURST	21/06/2021
10	2021	205	\$8,000	Retaining wall inside the building under the house	21 Dunrossil Crescent WEST BATHURST	11/06/2021
10	2021	208	\$35,000	Attached three bay carport	13 Bathurst Street PERTHVILLE	10/06/2021
10	2021	214	\$41,568	Construction of a shed	38 Ironstone Avenue WHITE ROCK	7/06/2021
10	2021	215	\$12,500	Extension of existing shed	33 Colonial Circuit KELSO	7/06/2021
10	2020	155	\$0	MOD Five lot subdivision	117 Samuel Way THE LAGOON	15/06/2021
10	2021	218	\$7,000	Five Lot Residential Subdivision	14 Cooper Crescent GORMANS HILL	28/06/2021
10	2021	221	\$1,955,314	Construction of 11 industrial units and 11 lot strata subdivision	12 Corporation Avenue ROBIN HILL	28/06/2021
10	2021	222	\$30,000	Construction of a farm shed	2160 Limekilns Road LIMEKILNS	2/06/2021
10	2021	225	\$0	Business Identification Signage	10 Corporation Avenue ROBIN HILL	22/06/2021
10	2021	226	\$14,256	Construction of a shed	23 Dovey Drive KELSO	8/06/2021
10	2021	227	\$350,000	Single storey dwelling and secondary dwelling	141 Hughes Street KELSO	7/06/2021
10	2020	221	\$130,000	Modification - Alterations to the roof of the dwelling	3832 Sofala Road WATTLE FLAT	7/06/2021
10	2021	232	\$95,000	Alterations and additions to dwelling	65 Rose Street SOUTH BATHURST	3/06/2021
10	2021	64	\$450,000	Two storey dwelling with attached garage and detached shed	7 Twynam Avenue WINDRADYNE	15/06/2021
10	2021	238	\$520,000	two storey dwelling with attached garage	54 Saltram Circuit EGLINTON	22/06/2021

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Type	Year	No.	Value	Description	Address	Date Determine
10	2021	239	\$48,000	Additions and alterations to dwelling	90 Samuel Way THE LAGOON	15/06/2021
18	2021	150	\$125,000	Construction of additions and alterations to dwelling	71 Blue Ridge Drive WHITE ROCK	7/06/2021
10	2021	240	\$10,980	Carport	171 Hartwood Avenue ROBIN HILL	11/06/2021
10	2021	241	\$8,500	Retaining wall and earthworks	26 Sunbright Road KELSO	22/06/2021
10	2021	243	\$19,530	Alterations and additions to existing dwelling - convert existing alfr	8 Keystone Rise KELSO	23/06/2021
10	2021	244	\$750	Front fence	77 Colville Street WINDRADYNE	23/06/2021
10	2021	245	\$12,000	Garage	19 Vine Street SOUTH BATHURST	11/06/2021
10	2021	246	\$29,290	Alterations and additions to existing dwelling	2 Griffin Street MITCHELL	2/06/2021
18	2021	153	\$390,000	Single storey dwelling with attached garage	62 Mendel Drive KELSO	4/06/2021
10	2021	250	\$660,000	Two storey dwelling with attached garage	6 Dovey Drive KELSO	23/06/2021
18	2021	154	\$19,500	Alterations and additions to dwelling	73 Osborne Avenue WEST BATHURST	15/06/2021
18	2021	155	\$664,000	Two storey dwelling with attached garage	15 Gell Place ABERCROMBIE	3/06/2021
10	2021	257	\$60,000	Shed and separate carport	47 Wellington Street EGLINTON	23/06/2021
18	2021	157	\$340,000	Construction of a single storey dwelling with attached garage	137 Hughes Street KELSO	2/06/2021
10	2021	259	\$9,000	Use of existing deck and balcony	25 Moresby Way WEST BATHURST	10/06/2021
18	2021	158	\$30,000	Inground swimming pool with safety barrier and related landscaping	16 Ignatius Place KELSO	9/06/2021
10	2021	261	\$79,850	Additions and alterations to existing dwelling	9 White Street WEST BATHURST	18/06/2021
18	2021	160	\$439,313	Construction of a single storey dwelling with attached garage	18 Sunbright Road KELSO	8/06/2021
10	2021	270	\$47,550	Installation of in-ground pool and safety fencing	1 Wild Close LLANARTH	11/06/2021
10	2021	274	\$435,000	Single storey dwelling with attached garage	25 Fairleigh Place KELSO	23/06/2021
10	2021	277	\$22,000	Installation of an inground swimming pool and safety barrier	39 Clairvaux Lane KELSO	24/06/2021
18	2021	161	\$346,851	Construction of a single storey dwelling with attached garage	66 Mendel Drive KELSO	10/06/2021
10	2021	281	\$9,800	Shed	58 Landseer Street RAGLAN	15/06/2021
18	2021	165	\$359,192	Single storey dwelling with attached garage	128 Hughes Street KELSO	22/06/2021
18	2021	166	\$328,303	Single storey dwelling with attached garage	13 Brennan Drive KELSO	22/06/2021
18	2021	167	\$422,950	Construction of a single storey dwelling with attached garage	36 Meagher Street LLANARTH	16/06/2021
10	2021	286	\$17,698	Shed	16 McGillan Drive KELSO	18/06/2021
18	2021	169	\$437,837	Single storey dwelling with attached garage	247 Lawrence Drive KELSO	24/06/2021
18	2021	171	\$440,000	Single storey dwelling with attached garage	24 Meagher Street LLANARTH	25/06/2021
18	2021	175	\$386,400	Single storey dwelling with attached garage	73 Mendel Drive KELSO	30/06/2021
18	2021	177	\$375,000	Construction of a single storey dwelling with attached garage	85 Mendel Drive KELSO	30/06/2021

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Type	Year	No.	Value Description	Address	Date Determine
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NIL



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Type	Year	No.	Value	Description	Address
10	2017	214	\$75,000	Internal office addition to existing hangar	PJ Moodie Drive RAGLAN
10	2017	142	\$0	MOD -Internal and external alterations to existing commercial building	205 Howick Street BATHURST
10	2019	146	\$0	10 Lot industrial subdivision	Havannah Street BATHURST
10	2020	31	\$420,000	Bakery and cafe and two lot subdivision	369 Stewart Street MITCHELL
10	2020	32	\$1,700,000	Motel and two lot commercial subdivision	369 Stewart Street MITCHELL
10	2020	110	\$0	38 lot industrial subdivision with new roads	4040 O'Connell Road KELSO
10	2020	111	\$450,000	Multiple dwellings - three and four lot residential subdivision	121 William Street BATHURST
10	2020	126	\$2,880	Alterations to dwelling - replace window	31 Havannah Street BATHURST
10	2020	133	\$0	8 lot consolidation and two lot subdivision	1 High Street HILL END
10	2020	146	\$49,900	Reclamation project - sunny corner mine	83 Dark Corner Road SUNNY CORNER
10	2020	180	\$0	188 lot residential subdivision and new roads	Limekilns Road KELSO
10	2020	199	\$8,500	Use of existing alterations to unit development	4 Keppel Street BATHURST
10	2020	200	\$7,000	Use of existing alterations - internal timber staircase	4 Keppel Street BATHURST
10	2020	201	\$9,500	use of existing alterations to unit development	4 Keppel Street BATHURST
10	2020	202	\$6,500	Use of existing masonry fence	2A Keppel Street BATHURST
10	2020	289	\$113,200	Alterations and additions to industrial building	17 Upfold Street GORMANS HILL
10	2020	313	\$550,000	Single-storey Caretaker's Dwelling and Shed with Attached Carport	428 Conrod Straight MOUNT PANORAMA
10	2020	314	\$15,000	Change of use from garage to habitable rooms	1336 Limekilns Road CLEAR CREEK
10	2020	318	\$1,960,000	Six multi-dwellings houses	1 Rankin Street BATHURST
10	2020	325	\$34,000	Conversion of shed to habitable rooms	32 Beath Street WATTLE FLAT
10	2020	354	\$10,000	Fences - front and side	327 Rankin Street BATHURST
10	2020	360	\$4,000	Use of existing retaining wall	37 Westbourne Drive LLANARTH
18	2020	189	\$170,000	Single storey dwelling with attached garage	9 Fairleigh Place KELSO
10	2019	349	\$500,000	MOD - Alterations and additions to existing dwelling	143 Brilliant Street BATHURST
18	2020	212	\$288,000	Single storey dwelling with attached garage	12 Fairleigh Place KELSO
10	2020	436	\$0	148 Lot Residential subdivision and bulk earthworks	Marsden Lane KELSO
10	2020	464	\$1,380,000	Retail premises	226 Sydney Road KELSO
10	2020	471	\$180,000	Single storey dwelling with attached garage	3421 Freemantle Road GOWAN
10	2020	476	\$500	Earthworks	22 Burlington Rise KELSO
10	2020	489	\$880,000	Additional 5 x 2 storey dwelling units	183 Rocket Street BATHURST
10	2020	502	\$20,000	Construction of a retaining wall	5 Irving Place ROBIN HILL
10	2020	508	\$7,500,000	139 lot subdivision including 4 open spaces	Marsden Lane KELSO
10	2021	11	\$148,000	Construction of farm shed	46 Lagoon Road ORTON PARK
10	2021	18	\$0	181 lot Residential Subdivision	240A Limekilns Road KELSO
10	2021	32	\$8,400	Construction of shed and carport	30 Bowen Street SOFALA
10	2021	72	\$303,537	Single storey dwelling	7 Bolton Street KELSO
10	2021	75	\$10,000	Intensification of mining facility	Trunkay Road CALOOLA
10	2021	104	\$67,000	farm shed	32 Arcadia Place MEADOW FLAT
10	2021	109	\$253,359	Storage shed	146 Ceramic Avenue RAGLAN
10	2021	112	\$120,000	Additions and alterations to existing dwelling	379 Billywillinga Road BILLYWILLINGA
10	2020	403	\$10,990	MOD - construct a gable carport to the existing dwelling	28 Barr Street WINDRADYNE
10	2021	133	\$170,000	Tourist accommodation units	715 Eusdale Road MEADOW FLAT
10	2021	142	\$550,000	Demolish existing dwelling and construction of a new dwelling	449 Conrod Straight MOUNT PANORAMA
10	2021	143	\$1,000	Advertising signage	107 William Street BATHURST
10	2014	321	\$0	MOD - Five lot rural subdivision	281 Clear Creek Road CLEAR CREEK
10	2021	170	\$621,547	Dual occupancy (second dwelling) and two lot residential subdivision	43 Logan Street EGLINTON
10	2021	183	\$750,000	Tourist and Visitor Accommodation - 6 portable cabins	350 Molybdonite Road LOCKSLEY
10	2021	185	\$474,253	single storey dwelling with attached garage	1396 Ophir Road ROCK FOREST
10	2021	190	\$50,000	Proposed change of use and additions and alterations	7 Keppel Street BATHURST
10	2021	192	\$388,000	Dual occupancy (second dwelling) with attached garage and two lot subd	73 Nile Street RAGLAN
10	2021	195	\$450,000	single storey replacement dwelling and separate shed	316 Eusdale Road YETHOLME
10	2021	197	\$197,400	Construction of a second dwelling	17 Sutor Street WEST BATHURST
10	2021	209	\$60,000	Alterations and additions to a dwelling attached to take away food	77 Sydney Road KELSO
10	2021	211	\$2,200,000	Two-storey Industrial units	105 Sydney Road KELSO
10	2021	220	\$17,000	Demolish and replace existing front and side fence and retaining wall	116 Stewart Street BATHURST

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Type	Year	No.	Value	Description	Address
10	2021	224	\$165,000	Rural secondary dwelling	933 Freemantle Road BILLYWILLINGA
10	2021	21	\$320,000	Second storey extension to existing residential dwelling	208 Boundary Road ROBIN HILL
10	2021	230	\$75,000	Single storey dwelling and separate shed	Sofala Road SOFALA
10	2021	231	\$475,000	Single storey with attached garage and demolition of existing dwelling	4580 Great Western Highway GLANMIRE
10	2021	233	\$12,500	Demolition of existing roof, external wall and construct deck	207 Piper Street BATHURST
10	2021	234	\$25,674	Additions and alterations to an existing garage	27 Havannah Street BATHURST
10	2021	235	\$100,000	secondary dwelling and detached carport	94 Rocket Street BATHURST
10	2021	236	\$144,000	alterations and additions to existing shop top residence	63 William Street BATHURST
10	2021	237	\$150,000	Addition of lift to existing golf club house	136 Vittoria Street MITCHELL
10	2021	242	\$10,000	Retaining wall	24 Emerald Drive KELSO
10	2021	247	\$677,300	dual occupancy and two lot residential subdivision	1C Cambewarra Court KELSO
10	2021	248	\$120,000	Additions and alterations to existing dwelling	199 Piper Street BATHURST
10	2021	249	\$0	Two lot industrial subdivision	16 Kirkcaldy Street SOUTH BATHURST
10	2021	251	\$630,000	Dual occupancy and two lot subdivision	6 Darling Street EGLINTON
10	2021	253	\$616,363	Demolition, dual occupancy and two lot subdivision	21 Ranken Street EGLINTON
10	2021	254	\$658,000	Dual Occupancy (Detached) and Two Lot Subdivision	253 Lawrence Drive KELSO
10	2021	255	\$71,155	Addition of Outbuilding to Site	4031 O'Connell Road KELSO
10	2021	256	\$0	41 Lot subdivision including 39 residential & 2 residual & public road	240A Limekilns Road KELSO
10	2021	258	\$0	Boundary adjustment	11B Bayliss Street ABERCROMBIE
10	2021	260	\$5,000	Additions to dwelling - conservatory	11 Hamilton Street EGLINTON
10	2021	262	\$4,500,000	Demolition, construction of mixed use development and subdivision	98 Corporation Avenue ROBIN HILL
10	2021	263	\$453,100	Second Rural Dwelling and inground swimming pool with safety barrier	71 Dunkeld Road DUNKELD
10	2021	264	\$325,000	Earthworks, retaining walls and use of site as storage yard	16 Irving Place ROBIN HILL
10	2021	265	\$80,000	secondary dwelling	1161 Limekilns Road CLEAR CREEK
10	2021	266	\$2,000	Animal shelter	214 Gestingthorpe Road PERTHVILLE
10	2021	267	\$17,235	Construction of a shed	14 Ignatius Place KELSO
10	2021	268	\$586,604	Single storey dwelling & amenities addition in existing detached shed	247 The Bridle Track DURAMANA
10	2021	269	\$12,800	Demolish existing garage, construct carport and 2 lot subdivision	5 Gladstone Street BATHURST
10	2021	272	\$0	Subdivision (Boundary Adjustment)	238 White Rock Road WHITE ROCK
10	2021	273	\$65,000	Alterations and additions to existing detached habitable rooms	275 Russell Street BATHURST
10	2021	275	\$150,310	Transportable dwelling	3513 Great Western Highway YETHOLME
10	2021	276	\$525,762	Single storey replacement dwelling	607 Turondale Road DURAMANA
10	2021	278	\$538,000	Construction of a second rural dwelling	210 Rivulet Road PEEL
10	2021	279	\$48,000	Minor internal alterations to an existing dwelling	28 McKell Street WEST BATHURST
10	2021	280	\$19,100	Shed	10 Bolton Street KELSO
10	2021	282	\$11,260	Use of existing earthworks for dwelling site	76 George Thomas Close THE LAGOON
10	2021	283	\$4,750	Conversion of a deck to an enclosed sunroom	16 Furness Street BATHURST
10	2021	284	\$0	Skin penetration business and signage	104 Piper Street BATHURST
10	2021	285	\$0	Warehouse & distribution centre, shop and takeaway food	7 Bradwardine Road ROBIN HILL
10	2021	287	\$325,000	Single storey dwelling, attached second dwelling and retaining wall	11 Bolton Street KELSO
10	2021	288	\$30,000	Telecommunication facility	Brocks Skyline MOUNT PANORAMA
18	2021	168	\$45,000	Installation of a swimming pool and associated landscaping	19 Clifton Court KELSO
10	2021	289	\$215,000	Dual occupancy (second dwelling) and two lot subdivision	81 Taylor Street EGLINTON
10	2021	290	\$12,000	Shed	8 Stanley Street BATHURST
10	2021	292	\$8,000	Shed	5 Fairleigh Place KELSO
10	2021	293	\$500,000	Demolition of existing dwelling and construction of 3 commercial units	124 Bentinck Street BATHURST
10	2009	632	\$4,000	MOD Additions to dwelling	163 Piper Street BATHURST
10	2021	294	\$14,000	carport	13 Davidson Street ABERCROMBIE
10	2021	295	\$35,000	construction of a COLA	4173 O'Connell Road WHITE ROCK
10	2021	296	\$10,000	Signage	3249 O'Connell Road BREWONGLE
10	2021	298	\$18,000	Proposed conversion of shed to detached habitable space	567 Ophir Road DUNKELD
10	2021	299	\$8,000	Remove existing aluminium window and replace with aluminium door.	9 Corporation Avenue ROBIN HILL

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Type	Year	No.	Value	Description	Address
10	2021	300	\$455,000	Single Storey Dwelling	75 Market Street ROCKLEY
10	2021	301	\$2,000	alterations and additions to commercial premises	72 William Street BATHURST
10	2021	302	\$276,000	commercial development - Retail	278 Lambert Street WEST BATHURST
18	2021	173	\$570,000	Single storey dwelling with attached garage	56 George Thomas Close THE LAGOON
18	2021	174	\$310,000	Single storey dwelling with attached garage	23 Bolton Street KELSO
10	2021	303	\$0	Installation of an ATM	56A Boyd Street KELSO
10	2021	305	\$585,000	Dual occupancy, two lot subdivision and retaining wall	87 Mendel Drive KELSO
10	2021	306	\$31,600	Alterations to existing building, painting, front fence and deck	186 Russell Street BATHURST
10	2021	307	\$60,000	secondary dwelling	10 Pine Ridge Road ROCK FOREST
18	2021	176	\$580,000	Construction of a single storey dwelling with attached garage	567 Eleven Mile Drive EGLINTON
10	2021	308	\$48,000	Two steel framed hay sheds	White Rock Road WHITE ROCK
10	2021	309	\$297,301	Construction of a single storey dwelling with attached garage	24A Wallace Way KELSO
10	2021	311	\$798,000	Two storey dwelling, earthworks and shed	72 George Thomas Close THE LAGOON
10	2021	312	\$100,000	Proposed accessible amenities, shed refurbishment, primitive campground	1932 The Bridle Track BRUINBUN
10	2021	313	\$10,000	Close public road and transfer ownership to adjacent lots	16 Bonnor Street KELSO
10	2021	314	\$40,900	glass enclosure	1818 Turondale Road TURONDALE
10	2020	490	\$0	MOD Alterations and additions to existing building	252 Eglinton Road ABERCROMBIE
10	2021	315	\$20,000	Transportable Dwelling	85 Lagoon Road ORTON PARK
10	2021	316	\$375,000	Secondary dwelling, septic and rainwater tanks	3409 Freemantle Road GOWAN
10	2021	317	\$6,200	Construction of a 6x5 shed	125 Hughes Street KELSO
10	2019	13	\$0	MOD Partial demolition and extension of existing building.	250 Peel Street BATHURST
10	2021	318	\$285,000	Dual occupancy (Second dwelling), demolition, carport and subdivision	571 Eleven Mile Drive EGLINTON
10	2021	319	\$150,000	Single storey timber cabin	24 Hill Street ROCKLEY
10	2021	320	\$60,000	Construction of a steel shed	5 Borrowpit Road MEADOW FLAT
10	2021	321	\$450,000	Shop fitout and new signage	2 Ashworth Drive KELSO
10	2021	120	\$100,000	MOD - Alterations to existing dwelling and construction of studio	168 Rankin Street BATHURST
10	2021	322	\$552,590	Construct single storey dwelling with attached garage	19 River Road KELSO
10	2021	323	\$340,000	single storey dwelling	14 West Street WEST BATHURST
10	2021	324	\$500,000	Single storey dwelling with attached garage	26 Sunbright Road KELSO
10	2021	325	\$20,000	Erection of an American style steel barn	299 Mount Haven Way MEADOW FLAT
10	2020	327	\$0	MOD Alterations and additions to existing dwelling	16 Ophir Street BATHURST
10	2020	293	\$230,000	MOD Demolish shed, single storey dwelling with garage & retaining wall	7 Lewins Street SOUTH BATHURST
10	2021	326	\$30,000	Proposed satellite ground network earth station in support of future	455 Wambool Road WAMBOOL
10	2021	327	\$60,000	Use of existing earthworks	56 George Thomas Close THE LAGOON
10	2021	328	\$465,390	Single story dwelling with attached garage	235 Lawrence Drive KELSO
18	2021	180	\$19,500	Installation of swimming pool and landscaping	9 Bluegum Close KELSO
18	2021	181	\$25,000	Installation of swimming pool and safety fence	18 Icely Street EGLINTON
10	2021	329	\$30,000	Fitout of existing shop for take-away food	1 Wark Parade WINDRADYNE
10	2021	330	\$0	Two lot rural subdivision	4744 Trunkey Road ARKELL
10	2021	332	\$5,000	Two lot subdivision	366 Panorama Avenue MITCHELL
10	2021	333	\$880	Earthworks	23 Bolton Street KELSO
10	2021	334	\$301,600	Construction of 3-bed single-storey residence and detached carport	Wellington Street PEEL
10	2021	335	\$19,500	Shed to park and store touring caravan	1657 Trunkey Road GEORGES PLAINS
10	2021	336	\$22,000	Installation of inground swimming pool	Russell Street BATHURST

App Type	Year	No	Description	Address	Application Date	Days Open	Stop Days	Reason
10	2014	321	MOD - Five lot rural subdivision	281 Clear Creek Road CLEAR CREEK	7/04/2021	90	75	Revised biodiversity assessment requested
10	2017	142	MOD -Internal and external alterations to existing	205 Howick Street BATHURST	28/02/2019	859	839	Amended plans and documentation requested
10	2017	214	Internal office addition to existing hangar	PJ Moodie Drive RAGLAN	16/06/2017	1,481	1,435	Additional information requested
10	2019	146	10 Lot industrial subdivision	Havannah Street BATHURST	14/05/2019	784	36	Amended plans with NSW Heritage Office for review
10	2020	31	Bakery and cafe and two lot subdivision	369 Stewart Street MITCHELL	4/02/2020	518	514	Additional information requested
10	2020	32	Motel and two lot commercial subdivision	369 Stewart Street MITCHELL	4/02/2020	518	514	Additional information requested
10	2020	110	38 lot industrial subdivision with new roads	58 Hampden Park Road KELSO	2/04/2020	460	81	Application under assessment
10	2020	111	Multiple dwellings - three and four lot residential subdivision	121 William Street BATHURST	7/04/2020	455	452	Additional information requested
10	2020	126	Alterations to dwelling - replace window	31 Havannah Street BATHURST	24/04/2020	438	426	Waiting on additional information
10	2020	133	8 lot consolidation and two lot subdivision	1 High Street HILL END	4/05/2020	428	388	With RFS, waiting on reponse
10	2020	146	Reclamation project - sunny corner mine	Austral Street SUNNY CORNER	13/05/2020	419	413	Owners consent (Crown land) required
10	2020	180	188 lot residential subdivision and new roads	Limekilns Road KELSO	5/06/2020	396	153	Additional information requested
10	2020	199	Use of existing alterations to unit development	4 Keppel Street BATHURST	24/06/2020	377	336	Additional information requested
10	2020	200	Use of existing alterations - internal timber staircase	4 Keppel Street BATHURST	24/06/2020	377	336	Additional information requested
10	2020	201	Use of existing alterations to unit development	4 Keppel Street BATHURST	24/06/2020	377	336	Additional information requested
10	2020	202	Use of existing masonry fence	4 Keppel Street BATHURST	24/06/2020	377	336	Additional information requested
10	2020	289	Alterations and additions to industrial building	17 Upfold Street GORMANS HILL	20/08/2020	320		Awaiting further information
10	2020	313	Single-storey caretaker's dwelling and shed etc	428 Conrod Straight MOUNT PANORAMA	7/09/2020	302		Under assessment
10	2020	314	Change of use from garage to habitable rooms	1336 Limekilns Road CLEAR CREEK	8/09/2020	301	294	Waiting on additional information
10	2020	318	Six multi-dwellings houses	1 Rankin Street BATHURST	9/09/2020	300	255	Waiting on comments from NRAR
10	2020	325	Conversion of shed to habitable rooms	32 Beath Street WATTLE FLAT	14/09/2020	295		Awaiting further information
10	2020	354	Fences - front and side	327 Rankin Street BATHURST	1/10/2020	278		To be withdrawn
10	2020	360	Use of existing retaining wall	37 Westbourne Drive LLANARTH	2/10/2020	277	259	Under assessment
10	2020	403	MOD - construct a gable carport to the existing dwelling	28 Barr Street WINDRADYNE	19/03/2021	109		To be withdrawn
10	2020	436	148 lot residential subdivision and bulk earthworks	Marsden Lane KELSO	11/11/2020	237	140	Under Assessment
10	2020	464	Retail premises	226 Sydney Road KELSO	26/11/2020	222		Awaiting further information
10	2020	471	Single storey dwelling with attached garage	3421 Freemantle Road GOWAN	1/12/2020	217		Awaiting further information
10	2020	476	Earthworks	22 Burlington Rise KELSO	8/12/2020	210	200	Under Assessment
10	2020	489	Additional 5 x 2 storey dwelling units	183 Rocket Street BATHURST	10/12/2020	208		Additional Information requested
10	2020	502	Construction of a retaining wall	5 Irving Place ROBIN HILL	17/12/2020	201	199	Additional information requested
10	2020	508	139 lot subdivision including 4 open spaces	Marsden Lane KELSO	21/12/2020	197		Awaiting further information
10	2021	11	Construction of farm shed	46 Lagoon Road ORTON PARK	21/01/2021	166	137	Additional information requested
10	2021	18	181 lot residential subdivision	240A Limekilns Road KELSO	29/01/2021	158		Additional information requested
10	2021	32	Construction of shed and carport	30 Bowen Street SOFALA	4/02/2021	152		Additional information requested
10	2021	75	Intensification of mining facility	Trunkey Road CALOOLA	24/02/2021	132	105	TfNSW request for additional information
10	2021	104	Farm shed	32 Arcadia Place MEADOW FLAT	15/03/2021	113		Under Assessment
10	2021	109	Storage shed	146 Ceramic Avenue RAGLAN	30/03/2021	98	83	Additional information requested
10	2021	112	Additions and alterations to existing dwelling	379 Billywillinga Road BILLYWILLINGA	6/04/2021	91		Under Assessment
10	2021	133	Tourist accommodation units	715 Eusdale Road MEADOW FLAT	23/03/2021	105		Additional Information requested

10	2021	142	Demolish existing dwelling and construct new dwelling	449 Conrod Straight MOUNT PANORAMA	30/03/2021	98	Under assessment
10	2021	143	Advertising signage	107 William Street BATHURST	8/04/2021	89	77 Awaiting further information
10	2021	157	Construction of studio / storage shed	Tambaroora Street HILL END	23/04/2021	74	Awaiting further information
10	2021	170	Dual occupancy (second dwelling) and two lot subdivision	43 Logan Street EGLINTON	16/04/2021	81	38 Under assessment
10	2021	183	Tourist and Visitor Accommodation	350 Molybdonite Road LOCKSLEY	3/05/2021	64	Waiting on comments from RFS
10	2021	185	Single storey dwelling with attached garage	1396 Ophir Road ROCK FOREST	28/04/2021	69	46 Awaiting further information
10	2021	190	Proposed change of use and additions and alterations	7 Keppel Street BATHURST	10/05/2021	57	24 Awaiting further information
10	2021	192	Dual occupancy (second dwelling) with attached garage	73 Nile Street RAGLAN	30/04/2021	67	61 Additional information requested
10	2021	195	Single storey replacement dwelling and separate shed	316 Eusdale Road YETHOLME	7/05/2021	60	Under Assessment
10	2021	197	Construction of a second dwelling	17 Suttor Street WEST BATHURST	5/05/2021	62	Waiting for registration of Subdivision
10	2021	209	Alterations and additions to a dwelling attached to take away	77 Sydney Road KELSO	24/05/2021	43	Under assessment
10	2021	211	Two-storey Industrial units	105 Sydney Road KELSO	19/05/2021	48	Additional information requested
10	2021	224	Rural secondary dwelling	933 Freemantle Road BILLYWILLINGA	19/05/2021	48	Awaiting further information
10	2021	233	Demolition of existing roof, external wall and construct deck	207 Piper Street BATHURST	24/05/2021	43	Under assessment
10	2021	235	Secondary dwelling and detached carport	94 Rocket Street BATHURST	24/05/2021	43	Under assessment

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Council	DA	Lot	DP	Stre	Street Name	Suburb	Postcode	Category	Environmental Planning Instrument	Zoning Of Land	Development Standard To Be Varied	Justification Of Variation	Extent Of Variation	Concurring Authority	Date Determined
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NIL





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**Important Notice!**

**This map is not a precise survey document. Accurate locations can only be determined by a survey on the ground.**

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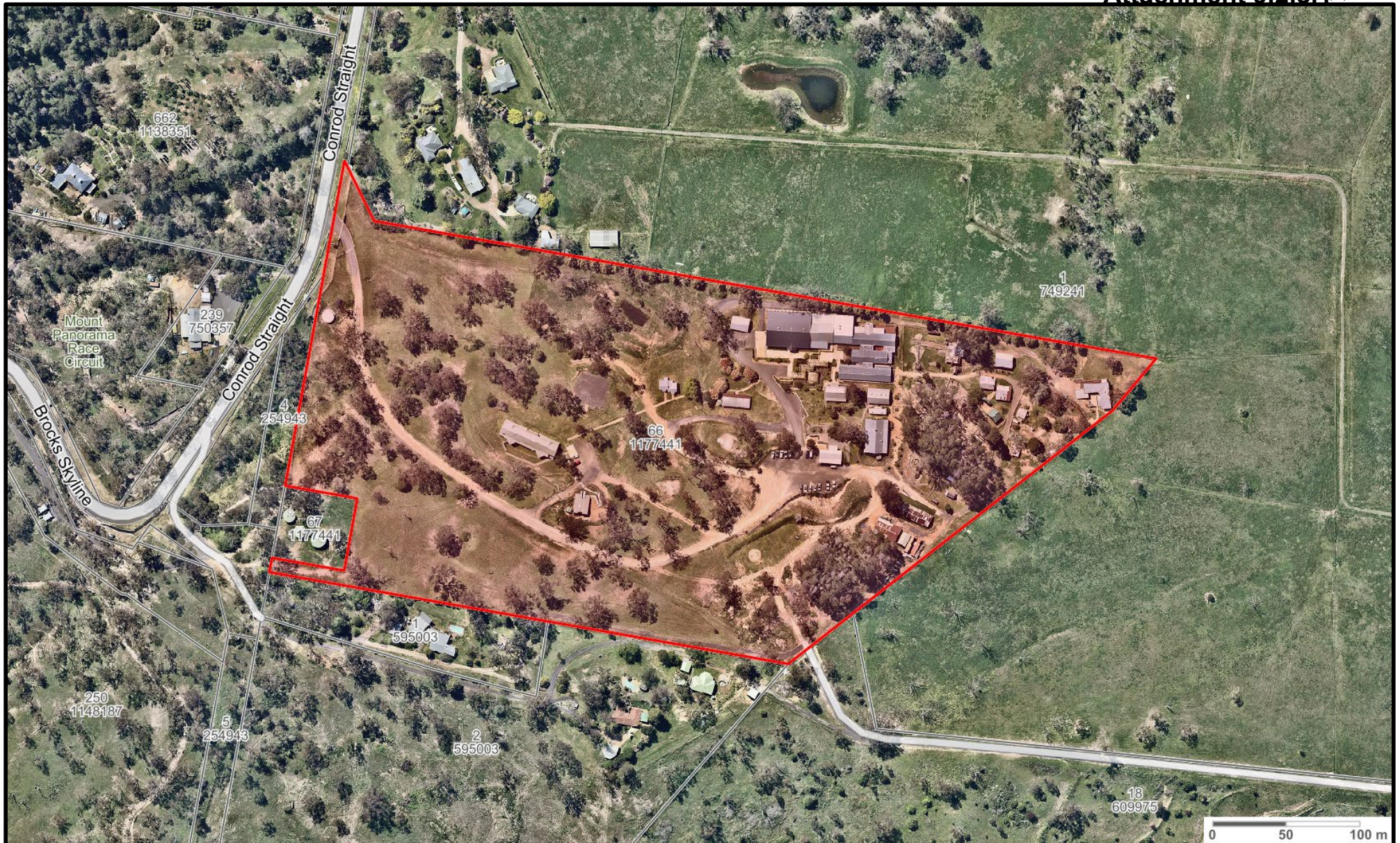
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Projection: GDA94 / MGA zone 55

Map Scale: 1:3410 @ A4

## Maps of Subject Land and Surrounding Area





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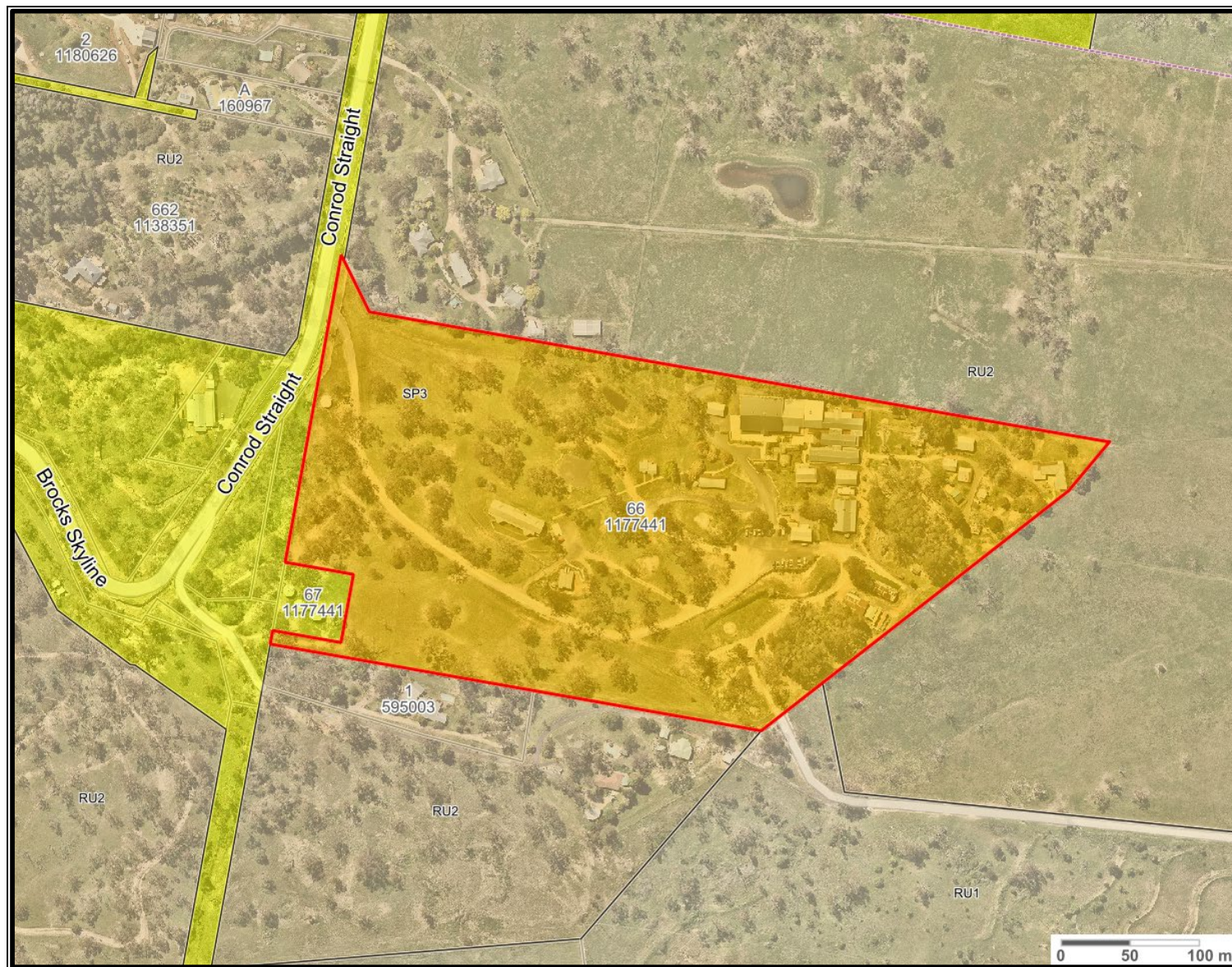
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Projection: GDA94 / MGA zone 55

Map Scale: 1:3410 @ A4

## Maps of Subject Land and Surrounding Area



**Legend:**

- Az Lot Text
- Boundaries
- BRC Local Gov. Area
- Suburb
- LEP 2014
- LZN Land Zoning
  - B1 - Neighbourhood Centre
  - B3 - Commercial Core
  - B5 - Business Development
  - E1 - National Parks and Nature I
  - E2 - Environmental Conservation
  - E4 - Environmental Living
  - IN1 - General Industrial
  - R1 - General Residential
  - R2 - Low Density Residential
  - R5 - Large Lot Residential
  - RE1 - Public Recreation
  - RE2 - Private Recreation
  - RU1 - Primary Production
  - RU2 - Rural Landscape
  - RU3 - Forestry
  - RU4 - Primary Production Small
  - RU5 - Village
  - SP1 - Special Activities
  - SP2 - Infrastructure
  - SP3 - Tourist
  - W2 - Recreational Waterways
- Roads
  - Primary Road
  - Arterial Road
  - Sub-Arterial Road
  - Local Road
  - Urban Service Lane
  - Internal Road
  - Path
- Property
  - Lots
- Imagery (Latest)
  - Bathurst 5 Oct 2020 NearMap
  - Bathurst Design Geo 2010 15m



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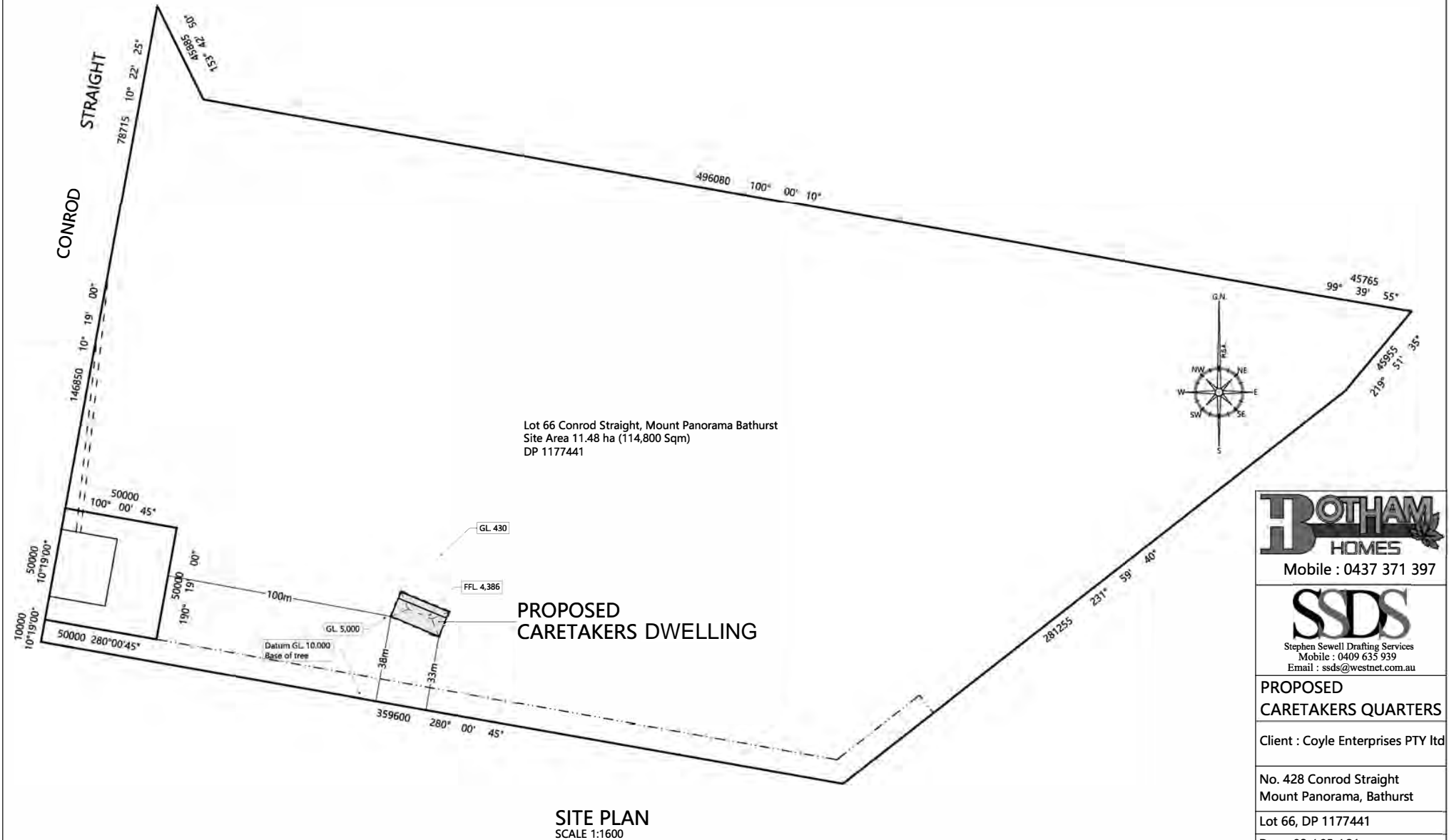
## Map of Subject Land and Surrounding Area – Land Use Zoning Map under LEP 2014





~~AGENDA - Ordinary Meeting of Council - 21 July 2021 Attachments~~

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### PROPOSED CARETAKERS QUARTERS

Client : Coyle Enterprises PTY Ltd

No. 428 Conrod Straight  
Mount Panorama, Bathurst

Lot 66, DP 1177441

Date 03 / 05 / 21

Scale 1:1600

Living Area : 199.20 Sqm

Verandah Area : 66.30 Sqm

Total Area : 268.50 sqm

File No. : 2020 022

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### REVISED PLANS

Date 23 / 02 / 20

Date 11 / 03 / 20

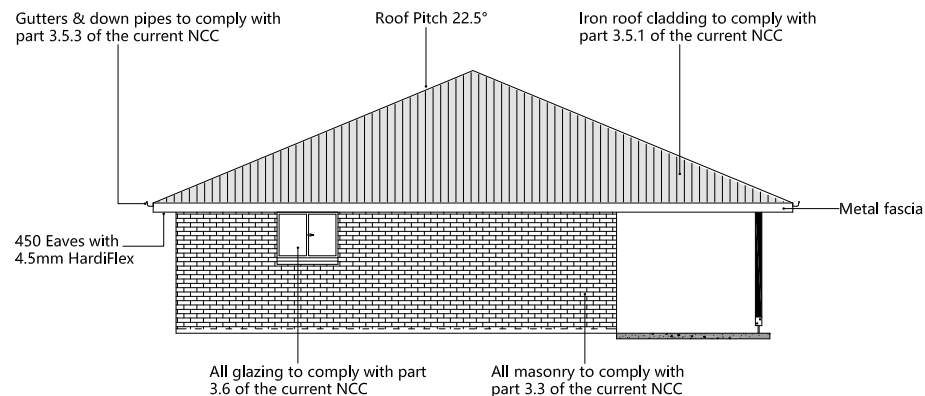
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Date 27 / 07 / 20

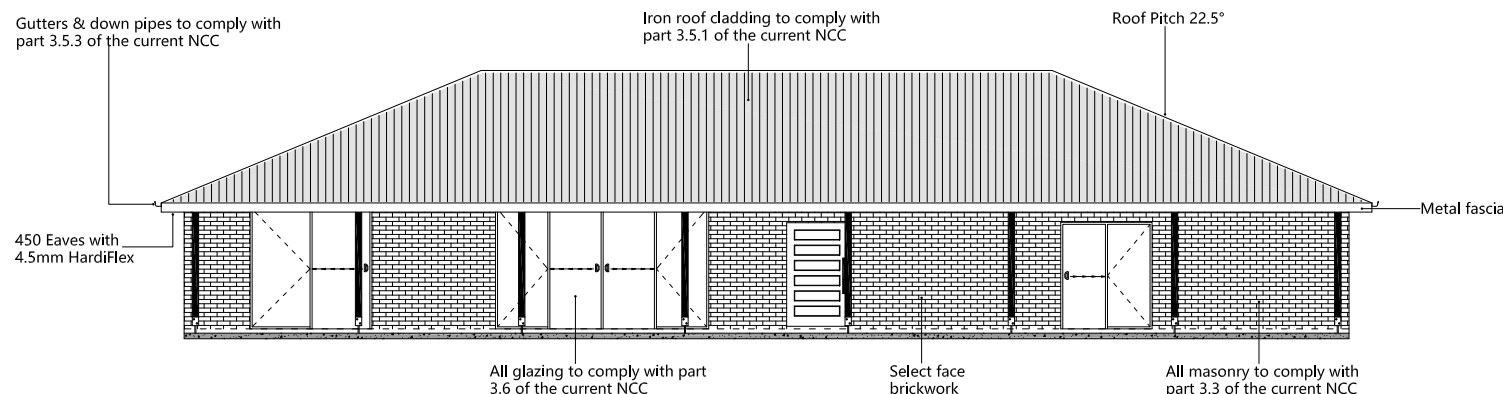
Date 03 / 05 / 21

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- \* All Measurements Drawn In Millimeters Unless Otherwise Shown
- \* All Measurements Take Preference Over Scale At All Times
- \* This Plan Is To Be Read In Conjunction With A Specification Booklet Supplied By Builder
- \* All Work Is To Comply In Accordance With The Relevant Australian Standards & Current NCC
- \* All Measurements Must Be Checked On Site Before Any Construction Is To Be Started
- \* All Construction Is To Be Approved & Built In Accordance With Engineers & Local Council / Shire Approval & Specifications
- \* It Is The Responsibility Of The Builder To Verify All Document Of This Plan As To The Accuracy & Suitability
- \* Ground Levels To Be Taken On Site By Builder
- \* All Wet Areas To Comply With Part 3.8.1 Of The Current NCC
- \* All Amenity Rooms To Comply With Part 3.8 Of The Current NCC
- \* Construction Must Comply With Part 3.12 (Energy Efficiency) of The Current NCC
- \* Construction of Roof, Wall & Floors To Comply With Part 3.12.3 Of The Current NCC
- \* All External Doors & Windows To Contain Seals To Comply With Part 3.12.3 Of The Current NCC
- \* All Building Fabric / Materials Must Comply With Part 3.12.1 Of The Current NCC
- \* All Building Services To Comply With Part 3.12.5 Of The Current NCC
- \* Termite Protection Must Comply With Part 3.1.4 Of The Current NCC
- \* All Timber Framing To Comply With Part 3.4.4 Of The Current NCC
- \* Stormwater / Drainage To Comply With Part 3.1.3 Of The Current NCC
- \* Condensation management to comply with Part 3.8.7 of The Current NCC
- \* All Heating Appliances To Comply With Part 3.10.7 Of The Current NCC
- \* Building Materials To Comply With Part 3.7.1 (Fire Properties For Materials) Of The Current NCC
- ☑ = Hard Wired Smoke Alarm To Comply With Part 3.7.5 Of The Current NCC
- ☑ = Mechanical Ventilation To Comply With Part 3.8.5 Of The Current NCC



**LEFT ELEVATION**  
SCALE 1:100



**FRONT ELEVATION**  
SCALE 1:100



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### PROPOSED CARETAKERS QUARTERS

Client : Coyle Enterprises PTY Ltd

No. 428 Conrod Straight  
Mount Panorama, Bathurst

Lot 66, DP 1177441

Date 03 / 05 / 21

Scale 1:100

Living Area : 199.20 Sqm

Verandah Area : 66.30 Sqm

Total Area : 268.50 sqm

File No. : 2020 022

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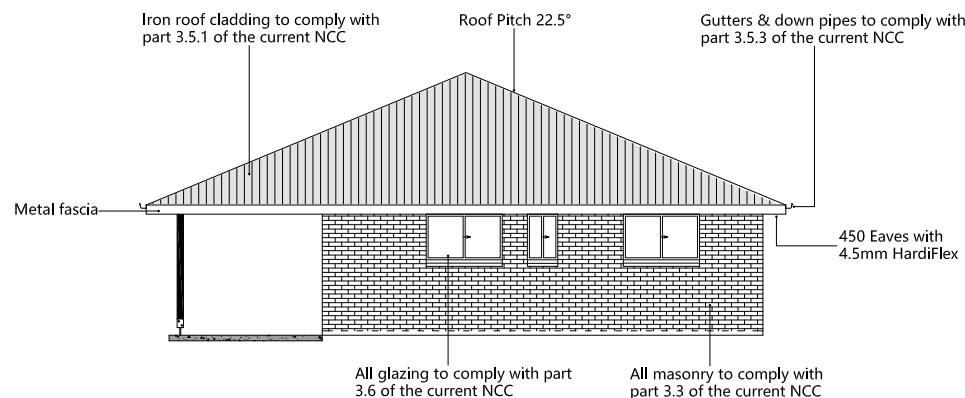
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### REVISED PLANS

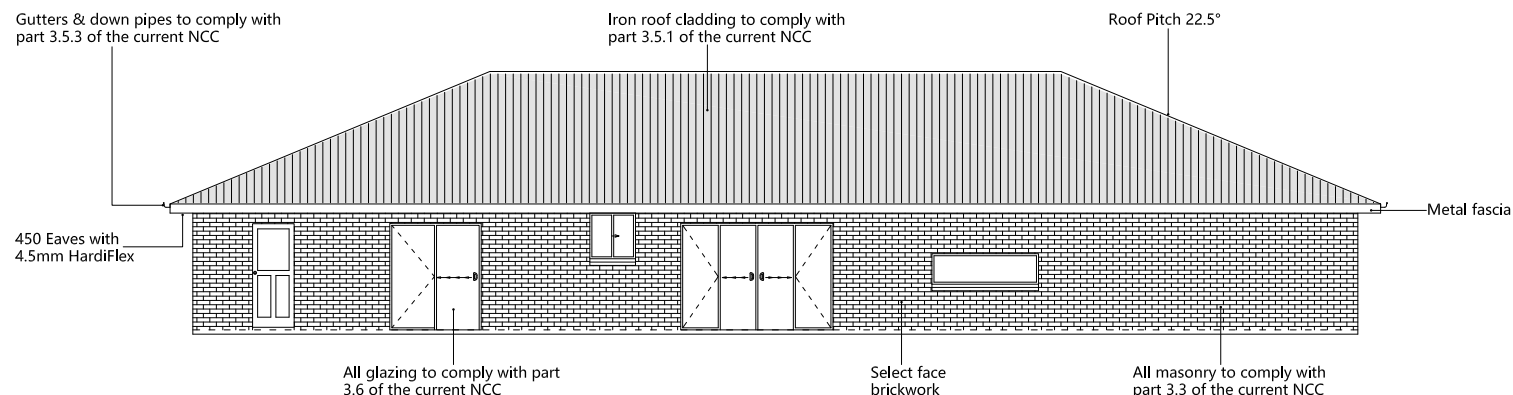
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Date 03 / 05 / 21

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- ☺ = Hard Wired Smoke Alarm To Comply With Part 3.7.5 Of The Current NCC
- ☞ = Mechanical Ventilation To Comply With Part 3.8.5 Of The Current NCC



**RIGHT ELEVATION**  
SCALE 1:100



**REAR ELEVATION**  
SCALE 1:100



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Email : ssds@westnet.com.au

### PROPOSED CARETAKERS QUARTERS

Client : Coyle Enterprises PTY Ltd

No. 428 Conrod Straight  
Mount Panorama, Bathurst

Lot 66, DP 1177441

Date 03 / 05 / 21

Scale 1:100

Living Area : 199.20 Sqm

Verandah Area : 66.30 Sqm

Total Area : 268.50 sqm

File No. : 2020 022

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Page 3 of 6

### REVISED PLANS

Date 23 / 02 / 20

Date 11 / 03 / 20

Date 21 / 07 / 20

Date 27 / 07 / 20

Date 03 / 05 / 21

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Lot 66, DP 1177441

Date 03 / 05 / 21

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Verandah Area : 66.30 Sqm

Total Area : 268.50 sqm

File No. : 2020 022

64 of 388

Gutters & down pipes to comply with part 3.5.3 of the current NCC

Roof trusses to be constructed by manufacturer

Roof Pitch 22.5°

Iron roof cladding to comply with part 3.5.1 of the current NCC

RL 9.490  
Top of ridge

Metal fascia

All masonry to comply with part 3.3 of the current NCC

450 Eaves with 4.5mm HardiFlex

Select face brickwork

FFL 4.386

Concrete slab & footings to comply with part 3.2 of the current NCC

All earthworks to comply with part 3.1.1 of the current NCC

Concrete slab & footings to be specified by engineer

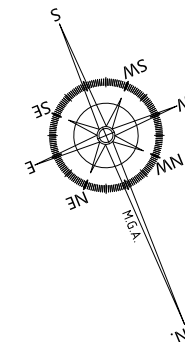
### SECTION THROUGH SCALE 1:50

### REVISED PLANS

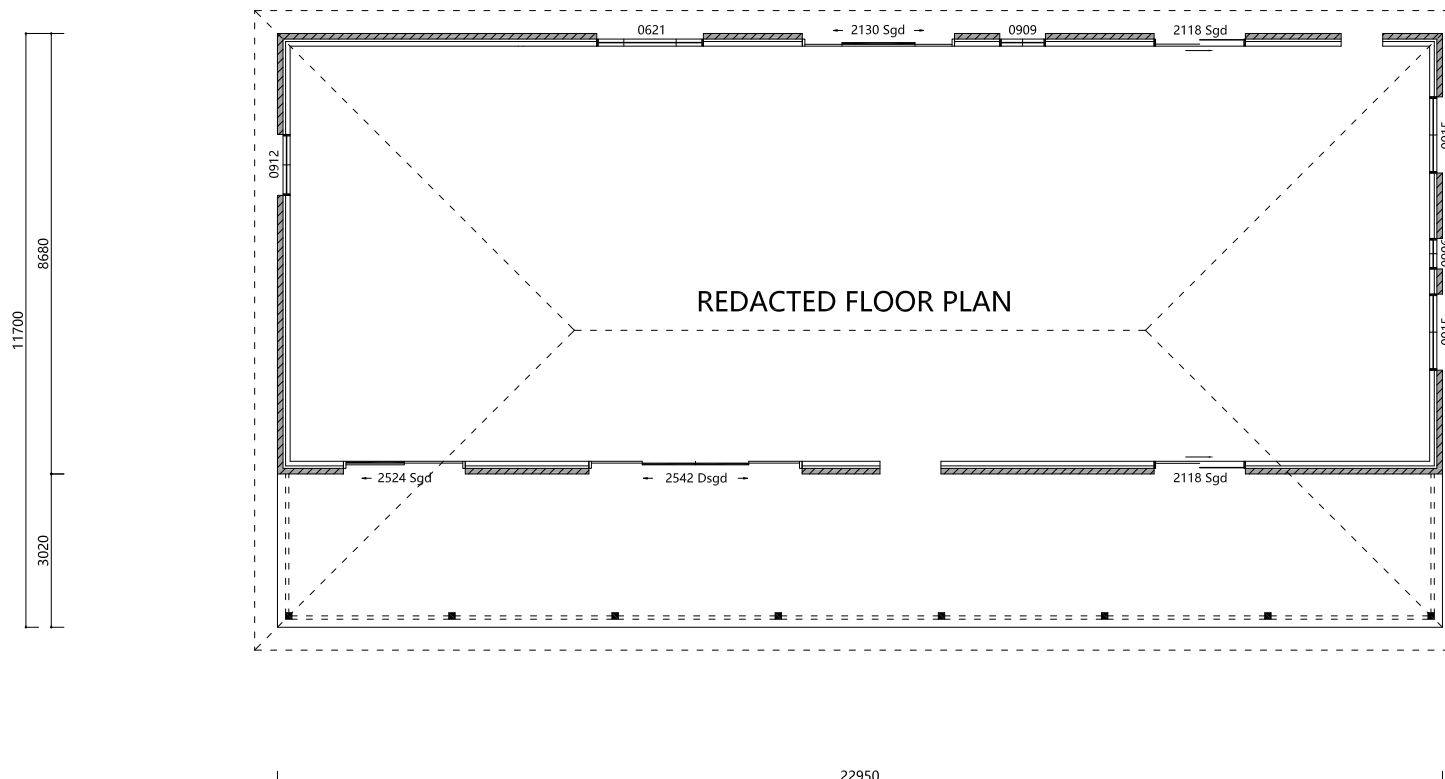
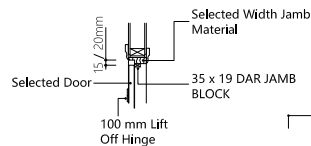
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### LIFT OFF HINGE DETAIL FOR W.C. AREAS



**FLOOR PLAN**  
SCALE 1:100

### REVISED PLANS

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### PROPOSED CARETAKERS QUARTERS

Client : Coyle Enterprises PTY Ltd

No. 428 Conrod Straight  
Mount Panorama, Bathurst

Lot 66, DP 1177441

Date 03 / 05 / 21

Scale 1:100

Living Area : 199.20 Sqm

Verandah Area : 66.30 Sqm

Total Area : 268.50 sqm

File No. : 2020 022

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Page 1 of 6

**BASIX COMMITMENTS**

Certificate Number : 1120551S\_02

Project Address

Project Name - 2020\_022 BH Coyle\_02  
 Street Address - 428 Conrod Straight, Bathurst 2795  
 Local Government - Bathurst Regional Council  
 Plan Type / Plan Number - Deposited Plan 1177441  
 Lot Number - 66

SITE DETAILS

Site Area - 114,800 Sqm  
 Roof Area - 300 Sqm  
 Conditioned Floor Area - 149 Sqm  
 UnConditioned Floor Area - 20 Sqm  
 Garage Area - N/A  
 Total Area of Garden & Lawn - 350 Sqm

WATER COMMITMENTS~ Fixtures

- Showerhead(s) = Min 3 \* Rating (>7.5 but <= 9 L/min)
- Toilets Flushing System(s) = Min 4 \* Rating
- Kitchen Tap(s) = Min 4 \* Rating
- Basin Tap(s) = Min 4 \* Rating

ALTERNATIVE WATER

- Minimum 3000 ltr Rainwater Tank To Be Installed On Site.
- Minimum 300 Sqm. of Roof Catchment Area To Be Diverted To Rainwater Tank

~ Rainwater Tank To Be Connected To :

- All Toilets In Development
- Cold Water Tap That Supplies Each Clothes Washer
- Atleast One Outdoor Tap In The Development

THERMAL COMFORT COMMITMENTS~ Floors, Walls & Ceiling / Roof

- Please Refer To Page 4 of The "Basix Certificate"

~ Windows, Glazed Doors & Skylights

- Please Refer To Page 5 & 6 Of The "Basix Certificate"

ENERGY COMMITMENTS~ Hot Water System(s)

- Gas Instantaneous 6\* Rating

~ Cooling System

- Living Area(s) : 1-Phase Air conditioning EER 2.5-3.0
- Bedroom(s) : 1-Phase Air conditioning EER 2.5-3.0

~ Cooling System Day / Night Zoning (No)~ Heating System

- Living Area(s) : 1-Phase Air conditioning EER 2.5-3.0
- Bedroom(s) : 1-Phase Air conditioning EER 2.5-3.0

~ Ventilation

- Bathroom(s) : Individual Fan, Not Ducted, Manual Switch On / Off
- Kitchen : Individual Fan, Ducted, Manual Switch On / Off
- Laundry : Natural Ventilation

~ Artificial Lighting

- At Least 3 Bedrooms (Non Dedicated)
- At Least 2 living / Dining Rooms (Non Dedicated)
- The Kitchen (Non Dedicated)
- All Hallways (Non Dedicated)

~ Natural Lighting

- Must Install Window & / Or Skylight In 4 Bathroom(s) Toilets
- Must Install Window In Kitchen

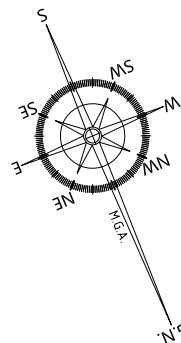
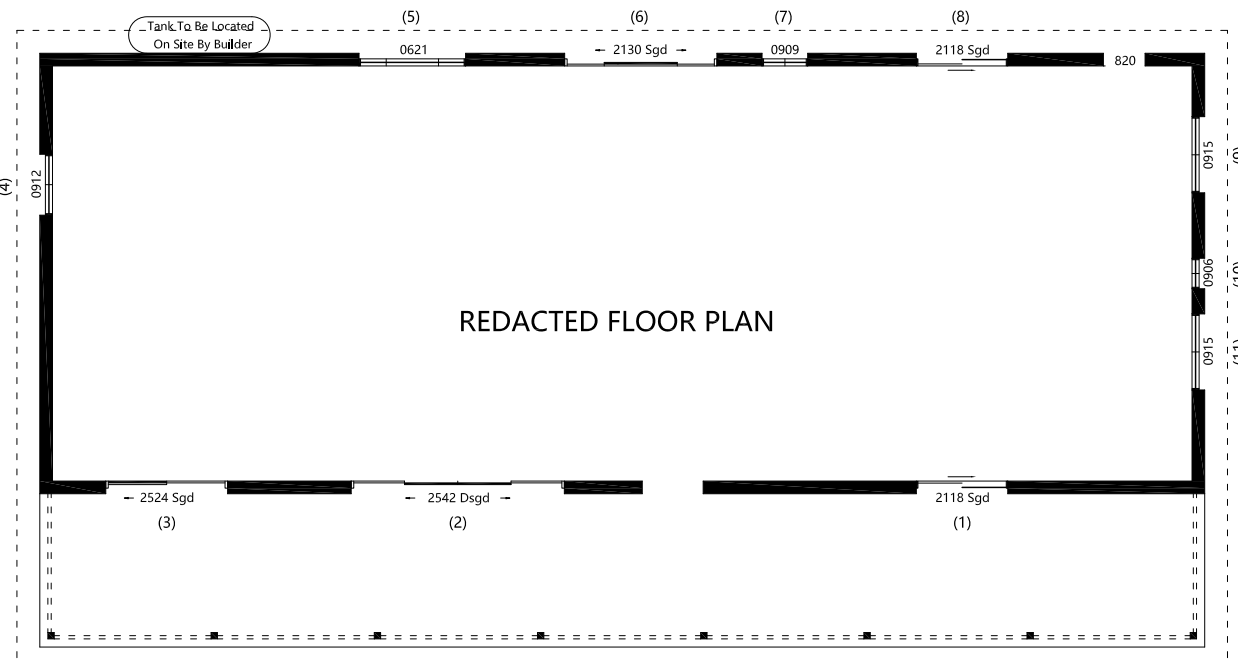
~ Other

- Gas Cooktop & Electric Oven
- Fixed Outdoor Clothes Line
- Must Construct A Well Ventilated Space For Each Refrigerator Unit

~ Alternative Energy

- The applicant must install a photovoltaic system with the capacity to generate at least 5 peak kilowatts of electricity as part of the development.
- The applicant must connect this system to the development's electrical system.

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**BASIX COMMITMENTS**

SCALE 1:100

**REVISED PLANS**

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**PROPOSED  
CARETAKERS QUARTERS**

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 Mount Panorama, Bathurst

Lot 66, DP 1177441

Date 03 / 05 / 21

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Living Area : 199.20 Sqm

Verandah Area : 66.30 Sqm

Total Area : 268.50 sqm

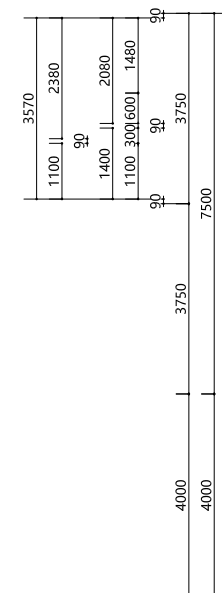
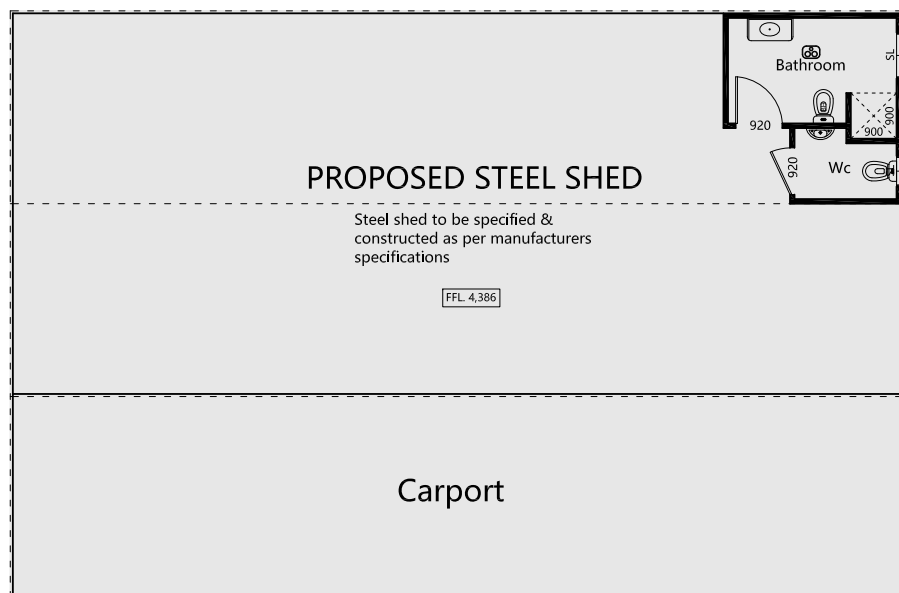
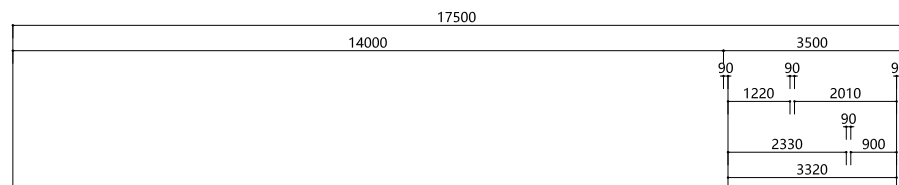
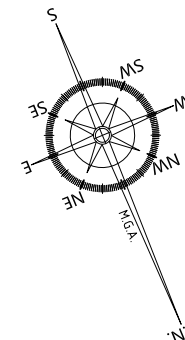
File No. : 2020 022

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- NOTES**
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**FLOOR PLAN**  
SCALE 1:100



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## PROPOSED STEEL SHED

Client : Coyle Enterprises PTY Ltd

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Lot 66, DP 1177441

Date 03 / 05 / 21

Scale 1:100

Shed Area : 131.25 Sqm

Carport Area : 70.00 Sqm

Total Area : 201.25 sqm

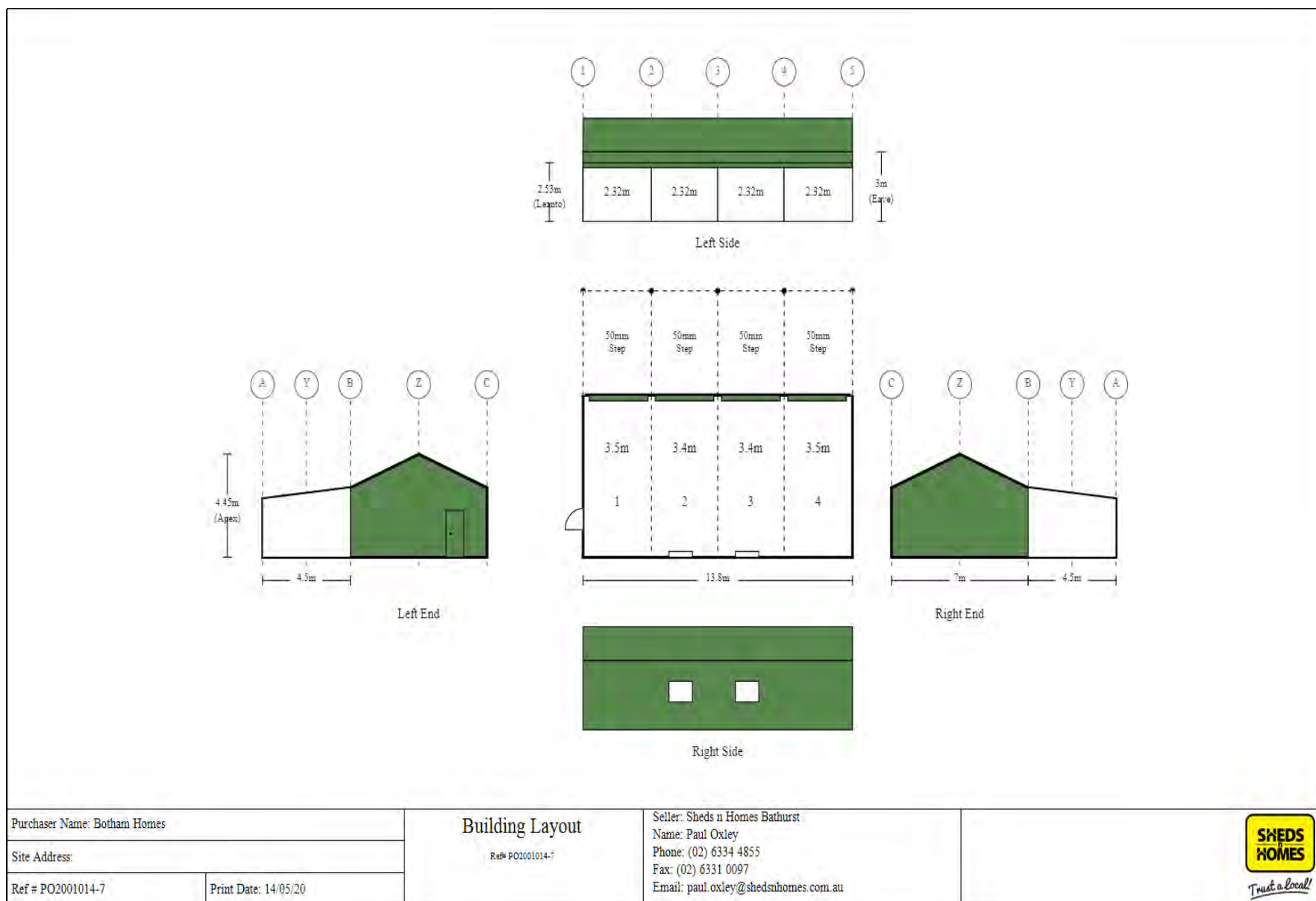
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www.shedshomes.com.au



# BASIX<sup>®</sup>Certificate

Building Sustainability Index [www.basix.nsw.gov.au](http://www.basix.nsw.gov.au)

## Single Dwelling

Certificate number: 1120551S\_02

This certificate confirms that the proposed development will meet the NSW government's requirements for sustainability, if it is built in accordance with the commitments set out below. Terms used in this certificate, or in the commitments, have the meaning given by the document entitled "BASIX Definitions" dated 06/10/2017 published by the Department. This document is available at [www.basix.nsw.gov.au](http://www.basix.nsw.gov.au)




Secretary

Date of issue: Monday, 27 July 2020

To be valid, this certificate must be lodged within 3 months of the date of issue.



Planning,  
Industry &  
Environment

Project summary		
Project name	2020_022 BH Coyle_02	
Street address	428 Conrod Straight Bathurst 2795	
Local Government Area	Bathurst Regional Council	
Plan type and plan number	deposited 1177441	
Lot no.	66	
Section no.	-	
Project type	separate dwelling house	
No. of bedrooms	3	
Project score		
Water	 40	Target 40
Thermal Comfort	 Pass	Target Pass
Energy	 90	Target 35




### Certificate Prepared by

Name / Company Name: stephen sewell drafting services

ABN (if applicable): 59714042678

## Description of project

Project address	
Project name	2020_022 BH Coyle_02
Street address	428 Conrod Straight Bathurst 2795
Local Government Area	Bathurst Regional Council
Plan type and plan number	Deposited Plan 1177441
Lot no.	66
Section no.	-
Project type	
Project type	separate dwelling house
No. of bedrooms	3
Site details	
Site area (m <sup>2</sup> )	114800
Roof area (m <sup>2</sup> )	300
Conditioned floor area (m2)	149.0
Unconditioned floor area (m2)	20.0
Total area of garden and lawn (m2)	350

Assessor details and thermal loads			
Assessor number		n/a	
Certificate number		n/a	
Climate zone		n/a	
Area adjusted cooling load (MJ/m².year)		n/a	
Area adjusted heating load (MJ/m².year)		n/a	
Project score			
Water		 40	Target 40
Thermal Comfort		 Pass	Target Pass
Energy		 90	Target 35

## Schedule of BASIX commitments

The commitments set out below regulate how the proposed development is to be carried out. It is a condition of any development consent granted, or complying development certificate issued, for the proposed development, that BASIX commitments be complied with.

Water Commitments	Show on DA plans	Show on CC/CDC plans & specs	Certifier check
<b>Fixtures</b>			
The applicant must install showerheads with a minimum rating of 3 star (> 7.5 but <= 9 L/min) in all showers in the development.		✓	✓
The applicant must install a toilet flushing system with a minimum rating of 4 star in each toilet in the development.		✓	✓
The applicant must install taps with a minimum rating of 4 star in the kitchen in the development.		✓	
The applicant must install basin taps with a minimum rating of 4 star in each bathroom in the development.		✓	
<b>Alternative water</b>			
<b>Rainwater tank</b>			
The applicant must install a rainwater tank of at least 3000 litres on the site. This rainwater tank must meet, and be installed in accordance with, the requirements of all applicable regulatory authorities.	✓	✓	✓
The applicant must configure the rainwater tank to collect rain runoff from at least 300 square metres of the roof area of the development (excluding the area of the roof which drains to any stormwater tank or private dam).		✓	✓
The applicant must connect the rainwater tank to: <ul style="list-style-type: none"> <li>all toilets in the development</li> <li>the cold water tap that supplies each clothes washer in the development</li> <li>at least one outdoor tap in the development (Note: NSW Health does not recommend that rainwater be used for human consumption in areas with potable water supply.)</li> </ul>		✓ ✓ ✓	✓ ✓ ✓

Thermal Comfort Commitments	Show on DA plans	Show on CC/CDC plans & specs	Certifier check
<b>General features</b>			
The dwelling must not have more than 2 storeys.	✓	✓	✓
The conditioned floor area of the dwelling must not exceed 300 square metres.	✓	✓	✓
The dwelling must not contain open mezzanine area exceeding 25 square metres.	✓	✓	✓
The dwelling must not contain third level habitable attic room.	✓	✓	✓
<b>Floor, walls and ceiling/roof</b>			
The applicant must construct the floor(s), walls, and ceiling/roof of the dwelling in accordance with the specifications listed in the table below.	✓	✓	✓

Construction	Additional insulation required (R-Value)	Other specifications
floor - concrete slab on ground	nil	
external wall - brick veneer	2.26 (or 2.80 including construction)	
ceiling and roof - flat ceiling / pitched roof	ceiling: 2.95 (up), roof: foil backed blanket (55 mm)	unventilated; dark (solar absorptance > 0.70)

Note	• Insulation specified in this Certificate must be installed in accordance with Part 3.12.1.1 of the Building Code of Australia.
Note	• In some climate zones, insulation should be installed with due consideration of condensation and associated interaction with adjoining building materials.

Thermal Comfort Commitments	Show on DA plans	Show on CC/CDC plans & specs	Certifier check
<b>Windows, glazed doors and skylights</b>			
The applicant must install the windows, glazed doors and shading devices described in the table below, in accordance with the specifications listed in the table. Relevant overshadowing specifications must be satisfied for each window and glazed door.	✓	✓	✓
The dwelling may have 1 skylight (<0.7 square metres) which is not listed in the table.	✓	✓	✓
<p>The following requirements must also be satisfied in relation to each window and glazed door:</p> <ul style="list-style-type: none"> <li>For the following glass and frame types, the certifier check can be performed by visual inspection. <ul style="list-style-type: none"> <li>- Aluminium single clear</li> <li>- Aluminium double (air) clear</li> <li>- Timber/uPVC/fibreglass single clear</li> <li>- Timber/uPVC/fibreglass double (air) clear</li> </ul> </li> </ul>	✓	✓	✓ ✓

Window/glazed door no.	Maximum height (mm)	Maximum width (mm)	Type	Shading Device (Dimension within 10%)	Overshadowing
<b>North-East facing</b>					
W01	2100	1800	aluminium, double (air), clear	eave 3620 mm, 200 mm above head of window or glazed door	not overshadowed
W03	2500	2400	aluminium, double (air), clear	eave 3620 mm, 0 mm above head of window or glazed door	not overshadowed
W02	2500	4200	aluminium, double (air), clear	eave 3620 mm, 0 mm above head of window or glazed door	not overshadowed
<b>South-East facing</b>					
W04	900	1200	aluminium, double (air), clear	eave 600 mm, 0 mm above head of window or glazed door	not overshadowed
<b>South-West facing</b>					
W06	2100	3000	aluminium, double (air), clear	eave 600 mm, 200 mm above head of window or glazed door	not overshadowed

Window/glazed door no.	Maximum height (mm)	Maximum width (mm)	Type	Shading Device (Dimension within 10%)	Overshadowing
W07	900	900	aluminium, double (air), clear	eave 600 mm, 0 mm above head of window or glazed door	not overshadowed
W05	600	2100	aluminium, double (air), clear	eave 600 mm, 800 mm above head of window or glazed door	not overshadowed
W08	2100	1800	aluminium, double (air), clear	eave 600 mm, 200 mm above head of window or glazed door	not overshadowed
<b>North-West facing</b>					
W10	900	600	aluminium, double (air), clear	eave 600 mm, 0 mm above head of window or glazed door	not overshadowed
W11	900	1500	aluminium, double (air), clear	eave 600 mm, 0 mm above head of window or glazed door	not overshadowed
W09	900	1500	aluminium, double (air), clear	eave 600 mm, 0 mm above head of window or glazed door	not overshadowed





Energy Commitments	Show on DA plans	Show on CC/CDC plans & specs	Certifier check
<b>Hot water</b>			
The applicant must install the following hot water system in the development, or a system with a higher energy rating: gas instantaneous with a performance of 6 stars.	✓	✓	✓
<b>Cooling system</b>			
The applicant must install the following cooling system, or a system with a higher energy rating, in at least 1 living area: 1-phase airconditioning; Energy rating: EER 2.5 - 3.0		✓	✓
The applicant must install the following cooling system, or a system with a higher energy rating, in at least 1 bedroom: 1-phase airconditioning; Energy rating: EER 2.5 - 3.0		✓	✓
The cooling system must provide for day/night zoning between living areas and bedrooms.		✓	✓
<b>Heating system</b>			
The applicant must install the following heating system, or a system with a higher energy rating, in at least 1 living area: 1-phase airconditioning; Energy rating: EER 2.5 - 3.0		✓	✓
The applicant must install the following heating system, or a system with a higher energy rating, in at least 1 bedroom: 1-phase airconditioning; Energy rating: EER 2.5 - 3.0		✓	✓
The heating system must provide for day/night zoning between living areas and bedrooms.		✓	✓
<b>Ventilation</b>			
The applicant must install the following exhaust systems in the development:			
At least 1 Bathroom: individual fan, not ducted; Operation control: manual switch on/off		✓	✓
Kitchen: individual fan, ducted to façade or roof; Operation control: manual switch on/off		✓	✓
Laundry: natural ventilation only, or no laundry; Operation control: n/a		✓	✓
<b>Natural lighting</b>			
The applicant must install a window and/or skylight in the kitchen of the dwelling for natural lighting.	✓	✓	✓
The applicant must install a window and/or skylight in 4 bathroom(s)/toilet(s) in the development for natural lighting.	✓	✓	✓


Energy Commitments	Show on DA plans	Show on CC/CDC plans & specs	Certifier check
<b>Alternative energy</b>			
The applicant must install a photovoltaic system with the capacity to generate at least 5 peak kilowatts of electricity as part of the development. The applicant must connect this system to the development's electrical system.	✓	✓	✓
<b>Other</b>			
The applicant must install a gas cooktop & electric oven in the kitchen of the dwelling.		✓	
The applicant must construct each refrigerator space in the development so that it is "well ventilated", as defined in the BASIX definitions.		✓	
The applicant must install a fixed outdoor clothes drying line as part of the development.		✓	

### Legend

In these commitments, "applicant" means the person carrying out the development.

Commitments identified with a  in the "Show on DA plans" column must be shown on the plans accompanying the development application for the proposed development (if a development application is to be lodged for the proposed development).

Commitments identified with a  in the "Show on CC/CDC plans and specs" column must be shown in the plans and specifications accompanying the application for a construction certificate / complying development certificate for the proposed development.

Commitments identified with a  in the "Certifier check" column must be certified by a certifying authority as having been fulfilled, before a final occupation certificate (either interim or final) for the development may be issued.

# PLANNING circular

## PLANNING SYSTEM

### Local planning

<b>Circular</b>	PS 13-001
<b>Issued</b>	21 February 2013
<b>Related</b>	PN 11-003

## How to characterise development

The purpose of this circular is to provide assistance in determining whether a particular development is permitted on land in a specific zone under a Standard Instrument Local Environmental Plan (SILEP). It may also assist in relation to development under non-Standard Instrument LEPs. This circular may be relevant when considering whether a rezoning is required for a particular development to be carried out and, if so, the nature of that rezoning. The explanatory material set out in this circular is for information purposes only and does not constitute legal advice.

### Introduction

The Standard Instrument for Principal Local Environmental Plans (LEPs) includes a Dictionary of standard definitions.

Definitions in the Standard Instrument Dictionary can be divided into:

- terms that describe land uses which can be included in the Land Use Table of a Standard Instrument LEP ('land use terms'), and
- other explanatory terms that are important for interpretation purposes.

Direction 5 of the Land Use Table exclusively lists all the land use terms that may be included in the Land Use Table, e.g. 'dwelling house', 'retail premises', and 'industry'.

The Land Use Table of a Standard Instrument LEP specifies for each zone:

- development that may be carried out without development consent, and
- development that may be carried out only with development consent, and
- development that is prohibited.

### Permitted and prohibited land uses in zones

All proposed development will fall into one of the three categories – permitted without consent, permitted with consent, or prohibited. Whether a development is permitted (with or without consent) or prohibited will depend on the purpose for which the development is being carried out.

A reference to a type of building or other thing in the Land Use Table is to be interpreted as a reference to

development *for the purposes of* that type of building or other thing. For example, the listing of 'dwelling houses' under the heading "Permitted with consent" in Zone RU1 Primary Production means that development for the purposes of a dwelling house is permitted with consent in that zone.

The following terms are discussed in this circular:

- development for a purpose
- ancillary uses
- "principal purpose"

### Development for a purpose

Development is considered to be *for a particular purpose* if that purpose is the dominant purpose of the development. This purpose is the reason for which the development is to be undertaken or the end to which the development serves.

To determine whether a development is (or will be) for a particular purpose, an enquiry into how that purpose will be achieved by the development is necessary. The assessment will vary depending on the facts of each case.

### Example 1: Supermarket

In the Standard Instrument Dictionary:

**shop** means premises that sell merchandise such as groceries, personal care products, clothing, music, homewares, stationery, electrical goods or the like or that hire any such merchandise, and includes a neighbourhood shop, but does not include food and drink premises or restricted premises.

**Note.** Shops are a type of **retail premises**—see the definition of that term in this Dictionary.

In the case of development for the purpose of a shop such as a supermarket, the development could involve the construction of:

- the building in which the supermarket and its associated stock room and loading dock is located
- a basement or adjoining car park for customers who wish to shop at the supermarket
- driveways providing vehicular access from the public road to the car park and passageways, travelators or pedestrian ramps providing pedestrian access between the public road, the car park and the supermarket, and
- a landscaped, supermarket forecourt area that provides passive recreation and access for customers.

All of the above development can be regarded as being for the one dominant purpose of a shop. The integral relationship between the various components means it is not appropriate to characterise each as being for the purpose of a 'car park', or 'roads', or 'recreational area'.

The fact there are different components or parts of varying nature comprising the development is not necessarily of importance. Obviously, the only part of the proposed development specifically intended for use as a supermarket is that part of the building which incorporates the supermarket. The other parts of the development such as the car park, driveways, access ways, and landscaped forecourt serve the purpose of enabling the supermarket to function on the land.

### Ancillary use

An ancillary use is a use that is subordinate or subservient to the dominant purpose. The concept is important when a development involves multiple components on the same land.

To put it simply:

- if a component serves the dominant purpose, it is ancillary to that dominant purpose;
- if a component serves its own purpose, it is not a component of the dominant purpose but an independent use on the same land. It is a dominant use in its own right. In such circumstances, the development could be described as a mixed use development.

In the Standard Instrument Dictionary:

**mixed use development** means a building or place comprising 2 or more different land uses.

### Example 2: Industrial premises

In the Standard Instrument Dictionary:

**general industry** means a building or place (other than a heavy industry or light industry) that is used to carry out an industrial activity.

In the case of development for the purpose of general industry, such as a factory, the development could involve the construction of:

- the building in which the factory and its associated storehouse and loading dock is located
- an adjoining car park for employees
- driveways providing vehicular access from the public road to the car park and passageways
- fencing around the premises for security and safety, and
- a caretaker's residence for a full-time caretaker to manage and maintain the premises.

The integral relationship between the various components means it is appropriate to characterise the entire development as being for the dominant purpose of general industry, including the caretaker's residence, the built form of which could be considered to be a different, residential use of land. However, since the residence exists to serve the dominant purpose, it is properly characterised as an ancillary use and is therefore development for purposes of general industry.

However, if the proposed residence is not for a full-time caretaker at all -- but is instead a house that could be rented out to anyone, fenced off away from the industrial premises with separate access and driveway from a road -- it should be characterised as development for the purposes of a dwelling house or residential accommodation. The proper characterisation of the residence will depend on the facts.

The characterisation of the residence has the following implications:

- If the entire development is for the purpose of general industry, 'general industry' must be permitted with consent on the land for consent to be granted
- If the development is mixed use, for the purpose of general industry and as well as a dwelling house, both 'general industry' and 'dwelling house' must be permitted with consent on the land for consent to be granted.

### Considerations for characterisation

A component of a development may have features that are both ancillary and independent. If this is the case, consider the following:

- Is the component going to serve the dominant purpose of the development or is it independent?
- What is the amount of land to be used for a certain component, relative to the amount of land proposed to be used for other purposes? If the amount of land is relatively small, it is more likely to be ancillary.
- Evidence of a purpose that is inconsistent with the dominant purpose is likely to undermine a claim that a component is ancillary.

- If the component is temporary, it is more likely to be ancillary; if it is regular (that is, will constitute an ongoing use for a long period of time), it is likely to be an independent use.
- If the component goes beyond what is reasonably required in the circumstances for the development to implement the dominant purpose, it is likely to be an independent use (regardless of whether it has ancillary qualities).
- Related components of a development are likely to have an ancillary relationship, although this is not necessarily determinative of such a relationship.
- Physical proximity of the component to the rest of the development is likely to be evidence of an ancillary relationship, although again not necessarily determinative.

### Example 3: Warehouse and distribution centre

A development application is made for the development of land for the purpose of a warehouse and distribution centre. A retail component is proposed as part of the development. Development for the purposes of 'warehouse and distribution centre' is permitted with consent under the Land Use Table for the relevant zone, but 'retail premises' is prohibited.

In the Standard Instrument Dictionary:

**warehouse and distribution centre** means a building or place used mainly or exclusively for storing or handling items (whether goods or materials) pending their sale, but from which no retail sales are made.

Development consent can only be granted to the development if the land is rezoned to permit 'retail premises'. The retail premises component cannot be characterised as being ancillary to the other purpose of the development ('warehouse and distribution centre'), however minor it may be in comparison, because the definition of 'warehouse and distribution centre' excludes any retail sales being made from the premises.

A non-Standard Instrument LEP may have a different definition of 'warehouse and distribution centre' that does not specifically exclude an on-site retail premises component. If that is the case, development consent may be granted to the development if the retail premises can be characterised as being ancillary to the dominant purpose of the development, being 'warehouse and distribution centre'. However, if both uses are substantial components of the development and neither serves the other, the retail premises cannot be considered to be ancillary – rather, both uses should be characterised as independent, dominant purposes. This is the case even if the operations are related.

### Changes to an ancillary use

If an ancillary use expands to the extent it is no longer subordinate or subservient to the dominant purpose,

development consent may be required for the change of use.

### Definitions that use the term "principal purpose"

There are eight land use terms in the Standard Instrument Dictionary that use the term "principal purpose" as part of their definition.

For example, in the Standard Instrument Dictionary:

**hardware and building supplies** means a building or place the principal purpose of which is the sale or hire of goods or materials such as household fixtures, timber, tools, paint, wallpaper, plumbing supplies and the like, that are used in the construction and maintenance of buildings and adjacent outdoor areas.

The use of the term "principal purpose" in such a context adds flexibility to what may be considered to be for the purpose of 'hardware and building supplies'.

A building or place that sells goods or materials relating to the construction and maintenance of buildings and related outdoor areas **and** also sells other goods or materials or provides related or unrelated services may still fall within the definition of 'hardware and building supplies', but only if those other goods, materials or services do not constitute a major component of the development.

The definition makes it clear that even if these other goods or materials are sold or services provided, the principal purpose of the building or place must remain "the sale or hire of goods or materials such as household fixtures, timber, tools, paint, wallpaper, plumbing supplies and the like, that are used in the construction and maintenance of buildings and adjacent outdoor areas".

### Example 4: Hardware and building supplies

A development application is made for the development of land for the purpose of hardware and building supplies. The sale of goods or materials used in the construction and maintenance of buildings and related outdoor areas is the main purpose of the development, but the sale of goods not necessarily for this purpose is also proposed on-site. Some of the goods that will be available for sale (whether or not of a kind used in the construction and maintenance of buildings and related outdoor areas) could be considered to be bulky goods.

Development for the purposes of 'hardware and building supplies' is permitted with consent under the Land Use Table for the relevant zone but 'bulky goods premises' is prohibited.

In such circumstances, development consent may be granted to the development so long the principal purpose of the development is still the sale of goods or material used in the construction and maintenance of buildings and adjacent outdoor areas. The land does not need to be rezoned to permit 'bulky goods premises' for development consent to be granted

because the development when considered as a whole is not for the purpose of a 'bulky goods premises'.

### Consultation with council

If you have any concerns or questions as to whether a proposed development is permitted, or whether a rezoning is required, please contact your local council for assistance. Pre-DA meetings (a meeting held prior to the lodgement of any development application) with Council planning staff are available in all local government areas.

### Further Information

A copy of this planning circular, and other specific practice notes and planning circulars on the Standard Instrument LEP, can be accessed on the department's website at <http://www.planning.nsw.gov.au/lep-practice-notes-and-planning-circulars>

For further information please contact the Department of Planning & Infrastructure's information centre on 1300 305 695.

### Authorised by:

**Sam Haddad**  
**Director-General**

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**Important note:** This circular does not constitute legal advice. Users are advised to seek professional advice and refer to the relevant legislation, as necessary, before taking action in relation to any matters covered by this circular.

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[www.planning.nsw.gov.au](http://www.planning.nsw.gov.au)

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## REQUEST FOR VARIATION OF DEVELOPMENT CONTROL PLAN STANDARD

### Section 1 Development Details

DA Number: 2020/313/016.....

Applicant: MITCHELL BOTHAM .....

Development details: PROPOSED SINGLE STOREY DWELLING, SHED WITH ATTACHED CARPORT .....

### Section 2 Bathurst Regional Development Control Plan 2014

Clause No/s: 8.4 .....

.....

### Section 3 Reason/s for variation

THE NOISE REFERENCE CONTOUR COVERS THE WHOLE SITE.THE PLACEMENT WE HAVE CHOSEN IS THE BEST LOCATION FOR MINIMAL VEGETATION DISTURBANT

THE REASON WE HAVE CHOSEN THIS AREA FOR THE BUILD IS TO PREVENT ANY TREES TO BE REMOVED. IT IS THE BEST PLACEMENT FOR THE SEWER TO WORK WHICH MEAN THERE WILL BE NO NEED TO DO A NEW SEPTIC.

THE PROPOSED DWELLING WILL BE NO HIGHER THAN THE BASE OF THE FENCE/ DATUM HEIGHT SHOWN ON PLANS.

THE NEIGHBOURS HOUSE TO THE VERANDAH FINISHED FLOOR LEVEL IS APPROX. 12.500. I DIDN'T GO ON THEIR PREMISES THIS IS AN ESTIMATE.....

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### Section 4 Applicant signature panel

Name (print names)	Signature	Date
MITCHELL BOTHAM.....		22/04/2021
.....	.....	.....

***The information on this form is being collected to allow council to process your application and/or carry out its statutory obligations. All information collected will be held by Council and will only be used for the purpose for which it was collected. An individual may view their personal information and may correct any errors.***



Planners comments
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**From:** marnie obrien <marniemichael@bigpond.com>  
**Sent:** Tuesday, 6 October 2020 2:37 PM  
**To:** Council  
**Subject:** Objection to DA No: 2020/313 - 428 Conrod Straight, Mount Panorama  
**Attachments:** Objection to Development Application 061020.docx

To Whom it May Concern

Please find attached my letter of objection to the Development Application 2020/31. My husband is hand delivering to the council a hard copy of the letter signed by me in addition to this email. A you will note in the letter I am strongly objecting to the development application.

Please confirm you have received the objection letter by 4pm today as I understand that is the close off for submissions.

I can be contacted on 0402 352 949 or my husband can be contact on 0410 789 003. I have Instructed a solicitor to represent us as appropriate, His Name is Paul Hargrave at Foxcheshire and his contact details are 0434 369 600.

Please contact me to advise on the next steps in this process so I can provide appropriate instruction to our legal representative.

Yours sincerely,

Marnie O'Brien & Michael Kicovic  
404 Conrod Straight  
Mount Panorama 2795

[Report this message as spam](#)

6 October 2020

To R Denyer  
Manager Development Assessment  
Bathurst Regional Council  
158 Russell Street  
Bathurst NSW 2795  
[council@bathurst.nsw.gov.au](mailto:council@bathurst.nsw.gov.au)

Re: DA for 428 Conrod Straight Mount Panorama

To whom it may concern

I am the owner of the 404 Conrod Straight Mount Panorama. I am writing to strongly object the Development Application submitted proposing to build a 3 bedroom residential dwelling with a four bay shed and carport at 428 Conrod Straight Mount Panorama Development Application No 2020/313. I have instructed our family solicitor to represent us in this matter as required to protect the value of our property, our privacy and retain our current standard of living. I formally request the opportunity to have our legal representative engage with council and request a meeting prior to a decision being made to ensure we have been provided with the opportunity to exercise our legal rights.

I object to the proposal on the following grounds:

### **Privacy**

The plans indicate the location of the dwelling as it is proposed is directly in front of my home with windows looking onto my living area and swimming pool. I have young children and find it inappropriate to have to restrict their playtime and other activities due to having strangers looking directly into our living area especially young girls who should have the freedom to use the swimming pool without fear of inappropriate viewing of them from neighbours. We returned to Bathurst and purchased our property as it provided us with the space to raise our children with privacy and to enjoy the views our property offered. It is not reasonable to allow a multimillion dollar business to restrict our privacy and impact our views when the owner has a huge land area where he could develop without impacting those around him.

### **Impact on the view and value of my property**

In accordance with the Bathurst Regional Local Environmental Plan 2014, one of the objectives is that development is sympathetic to the environmental characteristics of the land, particularly the scenic value of the locality. The location of the proposed residential dwelling is directly in front of our home. The proposed plans clearly show that the roof of the property would impede the views from our home replacing the current view with looking directly onto and into the proposed residential property, water tanks and four bay shed. Blocking our views and replacing them with looking onto a house and sheds is unacceptable.

We have had confirmed from local real estate agents this would decrease the value of our property significantly. It is unacceptable to enable a multimillion dollar business with 11ha of land to select the location for the dwelling to be directly in front of our home when there are so many other locations the residential dwelling could be built on the huge land area which would not impact the value of our property, our views and our living standards. I strongly request the council take into consideration the impact on the value of our property and other concerns detailed in this letter and reject the application in its current proposed location.

### Location chosen

I object to the location chosen, despite the options available for this personal residential dwelling positioned as a 'Caretakers Cabin'. The site was chosen despite the owner knowing it will directly impact our living standards and reduce the value of our property. Part of being a responsible business owner and neighbour is to consider the impact your decision will have on those around you. I refer you to the guidelines provided on the NSW Government Planning website which clearly states that when preparing plans consideration should be given to the impact the development will have on neighbours and states *"once you have a clear idea of your proposal, you should discuss it with your neighbours. Ideally you should contact them early in the process. Consider issues such as privacy, solar-access, views and visual impacts"*.

It is disappointing and frustrating that there has been no contact with us prior to the DA application being submitted. This is despite attempts from us to discuss the proposal with the owners. We contacted him directly earlier this year when we noticed markers being placed on the site chosen and requested he come to our home for a coffee and have a look at the impact the site he appeared to be interested in would have on our views, privacy and living arrangements. The offer was rejected and he refused to contact us to have any discussions on his proposal. This is a clear message he has no interest in being considerate of the impact his decision will have on others and his lack of interest in a compromised position. We have been visiting the council regularly to ensure we knew when the DA was submitted to ensure we had the opportunity to object to the proposal given the impact it would have on the value of our property and way of life as we have had no other way of discussing our issues and with him and therefore now have no choice but to take all reasonable action including the engagement of our legal representative to protect our interests.

In accordance with the Bathurst Regional Local Environmental Plan 2014, I call into question the zoning requirements for a residential premises. It would appear to me this is a business not a residential zoning which would prohibit development for residential accommodation. Calling this three bedroom home, with an ensuite, separate bathroom and with plans which include a four (4) bay shed and carport a 'Caretakers Cottage at the value of \$550,000 when there is already a caretakers cottage on the property would seem highly suspicious, especially when we have been advised by multiple people close to him that he has been very clear on his intentions since the beginning of the year, stating to mutual friends that he did not want to continue to pay rent locally and intended to build his wife and himself a personal residence on the property to save money and use it as a tax write off.

While it is his choice to risk finding loop holes in the tax system it is clear he has many options to achieve this goal without reducing the value of our property or impacting our privacy and way of living. His options would include:

- Goldfields already has a care takers property. It would surely be an option to renovate or replace the current residence at that location and move into the residence in that location which would achieve his goal of saving money and taking advantage of tax offerings without impacting my property.
- With 11ha of land and views in all directions there are other sites on the large size of land that he could build on, achieving his goals without impacting our property and way of life. The council should review the large land holding and see the many other site options that could be chosen providing a compromised position for all involved.

I am unaware if 428 is permitted multiple residences and somehow multiple "caretaker cottage[s]" but assuming this additional structure is not permitted, Council must then require the other caretaker cottage to be demolished and this version located at the same site.

### **Noise and dust**

Given this has been positioned as a 'Caretakers Property' with that requirement I can only assume there will be machinery and vehicles being used at all times of the day and night as required to 'care take' the property. Having this located metres from our home is unacceptable. This would be a major disruption with the noise and dust especially during the warmer months of the year which is unreasonable. If the dwelling is to be used as the location for caretaking requirements it should be located at an alternative site on the property so it minimises the noise and impact on the neighbours.

### **Proper decision of Council and proper compromise of interests**

Once again there are plenty of other options the dwelling could be built including the current location of the existing caretaker's residence which would not negatively impact us. This would be a fair and reasonable compromise.

Over 11ha, the owner of 428 has wilfully chosen to destroy the value and lifestyle amenity of our property. Council cannot be a party to that destruction.

Council can and must require the construction to be in another location over the 11ha available to the owner of 428, and should specifically be required to build this so called cottage in the location of the current structure.

The owner was aware of our concerns and despite this has made no attempt to discuss the development with his neighbours. Given the lack of engagement from the owner I am requesting prior to any decision being finalised that he discloses and discusses with us the full details so we are aware of the full impact of any decision including but not limited to, the location of the windows looking onto our property, the location of any water tanks, septic tanks and sheds and any attempts to hide them from sight to minimise us looking onto an ugly site, any reflective materials planned to be used which may create reflection into our property, the hours that we can expect machinery including ride on machinery such as lawn mowers and other equipment to be used creating a noise disturbance once they 'caretaker' has moved in, the methods to be used to minimise the noise during the building phase, the length of time we will have to put up with building noise, dust and disruption during the building phase especially over the Christmas period and compensation for loss of value to our property if the development was to be granted.

In summary, I strongly object to the development in the proposed location on the grounds detailed in this letter and request that the council reject the application. I would be open to discussing this matter further either in person or through our legal representative to see if a compromised position, such as relocating it to another area on the 11ha grounds so it does not impact our way of life and value of our property, prior to a decision being made.

My details are held with the council as the owner of the property and I will contact you directly so as not to include my personal information in this letter which I understand may be made public.

Yours sincerely,

Owner of 404 Conrod Straight, Mount Panorama.



26/02/2021

To whom it may concern,

**Development Application No. 2020/313**

**Proposed Single Storey Dwelling and Shed with Attached Carport**

**Premises: Lot 66 DP 1177441, 428 Conrod Straight, Mount Panorama**

Thank you for your reply regarding the above-mentioned address.

Please find all our replies below.

**Permissibility**

The building we are seeking approval for is to be built purposely as a Care Takers Headquarters. Care Takers Headquarters is to be used for safety measures to always have someone on site for OH&S reasons while tourists are visiting. The previous building that was used for the Caretaker, has now been used as a coach drivers' residence that is needed when having travelling schools attend. Coach drivers are prohibited to be housed near students. There-for, we find this new dwelling, a high importance needs to the tourism business at The Goldfields.

- 1. A complete Site Plan (to scale) detailing:**
- 2. A written submission which addresses the following questions:**

All information is in the attached drawings completed & provided by Stephen Sewell Drafting Services.

**2b)** The dwelling will be used as a Care Takers Headquarters for Safety as mentioned above, the dwelling will be occupied 365 days per year.

**2c)** The shed will be used for Housing of owner's vehicles. But also, can be used for possible indoor/covered area for students visiting if needed.

**2d)** The jobs/tasks are for there to be a responsible person present on the land at all times for in case of emergencies & to provide knowledge when needed for safety reasons. The knowledge of the land is of important information for the caretaker to have in the case of life & death situations that could potentially arise while having children touring the area.

**2e)** Approximately 1200m<sup>2</sup> will be used.

**2f)** Yes it will be fenced off.

**2g)** As answered in the first paragraph. The previous building that was used for the Caretaker, has now been used as a coach drivers' residence that is needed when having travelling schools attend. Coach drivers are prohibited to be housed near students.

### **Vegetation Removal**

No Vegetation will be removed or damaged during this build of the new dwelling.

Please find attached letter from Owner for Vegetation that was removed prior to our knowledge of this build.

### **Mount Panorama and Noise**

**5.** Site plans are all attached. Double Glazed windows & Brick Veneer blocks will be used to help noise control due to the Racing Circuit.

### **Disposal and Management of Sewage**

Please find attached letter completed and provided by Calare Civil Bathurst.

### **Privacy and Views**

The proposed dwelling is at least 10 metres plus, lower from floor height of Lot 1 Neighbour to our roof height. We find this would not be obstructive to the views of the neighbour in Lot 1 whatsoever.

### **Public Submissions**

Replies for each heading will be listed below:

#### **Privacy**

The owners of 404 Conrod Straight Mount Panorama will have no issues with their privacy. They are on the higher side of 428 Conrod Straight. There are no plans to construct a 2-storey dwelling being the only possible way they will have their privacy taken from them. We deem this as unjustifiable to complain about their privacy with the situation of land fall.

#### **Impact on the view & value of my property**

Again, as stated in the previous paragraph. The view will not be obstructed unless we were to build a 2-storey dwelling.

#### **Location Chosen**

The location was chosen on behalf of the owner as it was the best position for this to be constructed to his knowledge. He also took into consideration the vegetation that would have to be removed & damaged around his property to be able to construct the dwelling. The position chosen deemed no vegetation needed to be removed or damaged. We believe that the vegetation survival was of a high importance to the land.

As listed previously in this letter, our reasons for constructing a new Care takers cottage have been mentioned as the previous care takers cottage is to be used for a coach drivers' accommodation to the health & safety of the touring students.

#### **Noise & Dust**

Shall I remind the owner of 404 that they live on a racing circuit?

The only noise & dust that will be arising due to the construction will be during the permitted times as allowed. Once building is completed, the noise and dust would be expected to be the same as everyday routines previously carried out at the Goldfields.

**Proper decision of council and proper compromise of interests**

I believe the personal side of events need not to be considered. The fact mentioned he refused her offer for a cup of tea is not a reason to complain about the importance of this construction. An additional dwelling to be used as a care takers cottage & a shed, we find hard to believe it would decrease a neighbouring property's value when they have bought next door to an already existing tourism feature of Bathurst.

As mentioned in a previous paragraph the owners' reasons for choosing that desired location. Again, our client (the owner) has used the importance of land vegetation to choose his location, he is following health & safety reasons to ensure all students are safe while visiting our Bathurst community. He is improving the historic icon of The Goldfields to enable all tourists can have the best experiences.

Kind Regards,



Mitchell Botham

Botham Homes

0437 371 397

info@bothamhomes.com



**8.1.4 DEVELOPMENT APPLICATION NO. 2020/313 -  
PROPOSED SINGLE-STOREY CARETAKER'S  
DWELLING AND SHED WITH ATTACHED CARPORT  
(GOLDFIELDS) - LOT 66 DP 1177441, 428 CONROD  
STRAIGHT MOUNT PANORAMA. APPLICANT BOTHAM  
HOMES**

**File No: 2020/313**

**RECOMMENDATION:**

That Council

- (a) support the variation to Clause 8.4 "Noise Reference Contour" of *Bathurst Regional Development Control Plan 2014*.
- (b) as the consent authority, grant consent pursuant to Section 4.16 of the *Environmental Planning and Assessment Act 1979* to Development Application No. 2020/313, subject to conditions able to be imposed pursuant to Section 4.17 of the *Environmental Planning and Assessment Act 1979*, as amended, including but not limited to:

**Conditions that must be Satisfied Prior to the Consent Becoming Operative  
(Deferred Commencement)**

- 1) Prior to the operation of this consent, separate retrospective Development Consent must be sought from Council for the change of use from the existing dwelling to tourist and visitor accommodation (coach drivers' accommodation).

**During Construction**

- 2) Unless otherwise approved by Council, the exterior colours and materials of the building are to be of muted natural tones.
- 3) Building work involving the use of electric or pneumatic tools or other noisy operations shall be carried out only between 7.00 am and 8.00 pm on weekdays and 8.00 am and 8.00 pm on weekends and public holidays.

**Prior to the Issue of Occupation Certificate**

- 4) Prior to the issue of any Occupation Certificate, the capacity of the existing sewer pumping station must be tested by a qualified plumber to determine whether it can also service the additional effluent loading of the proposed dwelling and shed.

If it is determined that the capacity of the existing sewer pumping station is insufficient, then the necessary upgrades must be carried out and inspected by Council, prior to the issue of any Occupation Certificate.

- 5) Prior to the issue of any Occupation Certificate, the proposed dwelling and shed are to be connected to the existing effluent management system.

### Use of Site

- 6) Any fencing to be established around the approved caretaker's dwelling must enclose an area of no more than 1,200m<sup>2</sup>.
- 7) The approved dwelling must only be occupied by caretaker(s) of the site and their family. The dwelling is not permitted to be used for the purposes of tourist and visitor accommodation, education, functions and/or any other commercial purpose, without prior Development Consent from Council.
- 8) All onsite operations involving the use of machinery, electric or pneumatic tools or other noisy operations shall be carried out only between 7.00 am and 8.00 pm on weekdays and 8.00 am and 8.00 pm on weekends and public holidays.
- 9) The development is to be conducted in a manner that will not interfere with the amenity of the locality by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit, oil, by causing interference to television or radio reception or otherwise.
- 10) Clearing of native vegetation is prohibited unless it is in accordance with the provisions of the *Biodiversity Conservation Act 2016*, as amended and the *Local Land Services Act 2013*, *State Environmental Planning Policy (Vegetation in Non-Rural Areas) 2017*, Chapter 9 of *Bathurst Regional Development Control Plan 2014* as amended. All vegetation must be checked for hollows or active nests prior to felling. If any fauna species are known to inhabit a hollow or nest then an ecologist is to be consulted on the appropriate form of removal and felling that does not result in the death of the animal, and evidence kept of such consultation.

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## REPORT:

### Site

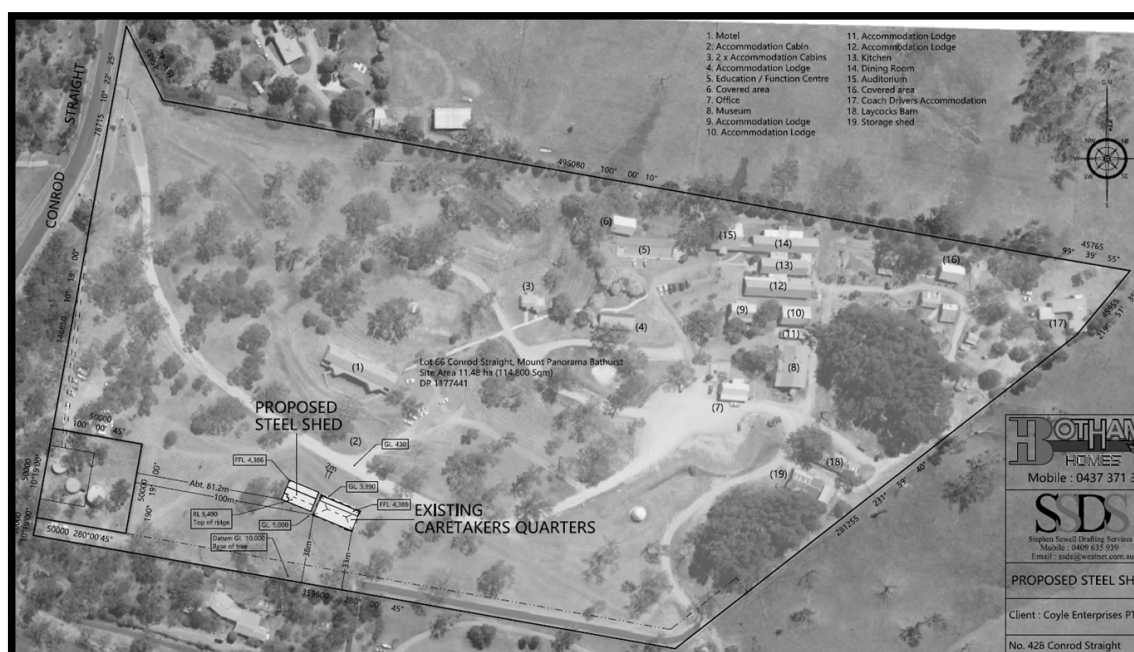
Lot 66 DP 1177441 (approximately 11.48 hectares) currently contains numerous buildings used for multiple purposes including: tourist and visitor accommodation, a function centre and an information and education facility operating as Bathurst Goldfields. The land is located in the Mount Panorama precinct, contains scattered vegetation and retains a downslope of approximately 9.1% towards the North-East.

Primary vehicular access is existing over the Western boundary from Conrod Straight. Secondary access is also available over Council owned land (Lot 18 DP 609975) located to the South-East from College Road, which is able to be used when the Circuit is closed for events.

The previous dwelling house which had been located on the land is now being used for the purposes of tourist and visitor accommodation for coach/bus drivers when travelling school groups are in attendance. Council's records indicate that a Development

Application has not been submitted in relation to the change of use of this building.

Based on the current uses of all buildings located on site (whether authorised uses or not), there are currently no other dwellings located on the land (residential, caretaker or otherwise).



**Figure 1 – Site Plan – Bathurst Goldfields – Existing and Proposed Buildings and Land Uses – Lot 66 DP 1177441 – 428 Conrod Straight Mount Panorama NSW 2795**

Maps of the subject land and surrounding area are provided in **attachment 1**.

### Previous and Existing Land Uses

The more recent Applications submitted to Council in relation to the subject land are outlined below:

Application No.	Description	Lot & DP	Determination	Date of Determination
BAB1978/0312	Film Set / Workshop for Mining Museum	Lot 1 Por 38 DP 206720	Approved	22 September 1978
1987/0037	Recreational Facility – Extensions and Alterations to Karingal Conference Centre	Lot 1 Por 38 DP 206720	Approved	5 April 1987
BAB1987/0144	Reconstruction and New Buildings	Lot 1 Por 38 DP 206720	Approved	21 April 1987
1995/0302	Erection of Double-sided Pylon Sign.	Lots 1 & 2 DP 779471	Approved	12 July 1996
BAB1996/0073	Sign	Lots 1 & 2 DP 779471	Approved	26 August 1996
BAB1996/0288	Three Miners Cottages	Lots 1 & 2 DP 779471	Approved	5 March 1997
1996/0136	Construction of Three Miners Huts for Display Purposes	Lots 1 & 2 DP 779471	Approved	12 February 1997
1998/0328	Miners Cottage	Lot 1 DP 779471	Approved	24 December 1997
2001/0364	Transportable Building for	Lot 1 DP	Approved	27 March 2001

	Teacher Accommodation	779471		
2005/0658	Karingal Village Site Master Plan	Lots 1 & 2 DP 779471	Approved	1 April 2005
2006/0283	Tourist Accommodation	Lot 1 DP 779471	Approved	6 December 2005
2008/0497	Visitors Centre	Lot 1 DP 779471	Approved	4 April 2008
2006/0598	Addition to Existing Storage Shed	Lot 1 DP 779471	Approved	3 May 2006
2006/0808	Observatory	Lot 1 DP 779471	Approved	23 June 2006
2012/0066	Front Gates	Lot 1 DP 779471	Approved	15 March 2012
2012/0251	1. Two (2) Covered Outdoor Learning Areas. 2. Two (2) Shade Sails.	Lot 1 DP 779471	Approved	6 July 2012
2012/0383	Chapel	Lot 1 DP 779471	Approved	20 September 2012
2016/265	Additions and Alterations to Existing Education Centre/Tourist Facility	Lot 66 DP 1177441	Approved	3 November 2016
2017/41	Transportable Building for Use as Four Additional Motel Rooms	Lot 66 DP 1177441	Approved	27 March 2017

### Proposed Development

The proposed development includes the construction of a single-storey dwelling and shed with an attached carport.

The dwelling is intended to be used as a caretaker's residence which will allow for a caretaker to be located onsite full-time, as a safety measure for visiting tourists. The proposed dwelling (approximately 268.52m<sup>2</sup>) includes: 3 bedrooms (2 including an ensuite and walk-in-wardrobe and 1 including a walk-in-wardrobe only), kitchen, pantry, dining room, lounge room, bathroom, laundry, entrance and verandah.

The proposed shed and attached carport (approximately 201.25m<sup>2</sup>) will be located directly adjacent to the proposed dwelling house and is intended to be used primarily in association with the proposed dwelling house for the ancillary storage of personal vehicles and goods. The applicant has also indicated that the shed could be used as an indoor covered area for students visiting if needed. The shed will also contain a small bathroom.

The proposed dwelling and shed will be located in proximity to the Southern boundary of the property. At its closest, the development will be 33 metres from the common boundary with Lot 1 DP 595003 (404 Conrod Straight).

Vehicular access to the land is currently available from Conrod Straight. When the Circuit is closed, access is available from College Road.

A copy of all plans of the proposed development is provided in **attachment 2**.

### Summary of Attachments

Attachment No.	Description
1.	Maps of Subject Land and Surrounding Area.

2.	Plans of Proposed Development.
3.	BASIX Certificate (No. 1120551S_02).
4.	NSW Planning Circular No. PS 13-001: How to Characterise Development (issued on 21 February 2013).
5.	Request for Variation of Development Control Plan Standard.
6.	Public Submission Received in Relation to Proposed Development.
7.	Applicant's Written Response to Public Submission.

### State Environmental Planning Policies

#### State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004

A BASIX Certificate (No. 1120551S\_02) (**attachment 3**) has been submitted with the Development Application which demonstrates that the proposed caretaker's dwelling will comply with minimum sustainability targets in relation to water and energy efficiency and thermal comfort.

#### State Environmental Planning Policy (Koala Habitat Protection) 2021

Compliance Table – SEPP (Koala Habitat Protection) 2021		
Clause		Compliance
<b>Part 1 Preliminary</b>		
<b>6</b>	Land to which Policy applies	Yes.
<b>Part 2 Development control of koala habitats</b>		
<b>10</b>	Development assessment process – approved koala plan of management for land	N/A. No approved koala plan of management applicable.
<b>11</b>	Development assessment process – no approved koala plan of management for land	Yes.
<b>12</b>	Development assessment process – other land	Noted.
<b>Schedule 1 Local government areas</b>		Yes.
<b>Schedule 2 Koala use tree species</b>		Potential.
<b>Schedule 3 Amendment of State Environmental Planning Policy (Koala Habitat Protection) 2020</b>		Noted.

**Comment:** The land has an area of more than 1 hectare, is zoned SP3 Tourist and does not have an approved koala plan of management applicable. Accordingly, Clause 11 of *State Environmental Planning Policy (Koala Habitat Protection) 2021* (SEPP 2021) is applicable to the proposal.

The proposed development does not involve the clearing of any trees and the development site is surrounded by areas of mature and well-connected native trees. Accordingly, it is considered that the proposal is likely to have low or no impact on koalas or koala habitat (including their patterns of movement across the land) in accordance with Clause 11(3) of SEPP 2021.

A koala plan of management is not required in relation to the proposal.

### Bathurst Local Environmental Plan 2014

#### Zone

The land is zoned SP3 Tourist under *Bathurst Regional Local Environmental Plan 2014*

(LEP 2014)

### Permissibility

The development of residential accommodation (including a dwelling) as defined below, is **prohibited** on land zoned SP3 Tourist under LEP 2014.

**residential accommodation** means a building or place used predominantly as a place of residence, and includes any of the following—

- (a) attached dwellings,
- (b) boarding houses,
- (c) dual occupancies,
- (d) dwelling houses,
- (e) group homes,
- (f) hostels,
- (g) multi dwelling housing,
- (h) residential flat buildings,
- (i) rural workers' dwellings,
- (j) secondary dwellings,
- (k) semi-detached dwellings,
- (l) seniors housing,
- (m) shop top housing,

but does not include tourist and visitor accommodation or caravan parks.

**dwelling** means a room or suite of rooms occupied or used or so constructed or adapted as to be capable of being occupied or used as a separate domicile.

In order for the dwelling to be considered permissible, it must be demonstrated that the use of the dwelling is ancillary and subordinate to the permissible and dominant uses of the land, being for: tourist and visitor accommodation, a function centre and information and education facility (defined below).

**tourist and visitor accommodation** means a building or place that provides temporary or short-term accommodation on a commercial basis, and includes any of the following—

- (a) backpackers' accommodation,
- (b) bed and breakfast accommodation,
- (c) farm stay accommodation,
- (d) hotel or motel accommodation,
- (e) serviced apartments,

but does not include—

- (f) camping grounds, or
- (g) caravan parks, or
- (h) eco-tourist facilities.

**function centre** means a building or place used for the holding of events, functions, conferences and the like, and includes convention centres, exhibition centres and reception centres, but does not include an entertainment facility.

**information and education facility** means a building or place used for providing information or education to visitors, and the exhibition or display of items, and includes an art gallery, museum, library, visitor information centre and the like.

*What is an Ancillary Use?*

In relation to the characterization of development, NSW Planning Circular (No. PS 13-001) issued on 21 February 2013, provides the following description of an ancillary use (see **Attachment 4**).

**NSW Planning Circular No. PS 13-001, issued on 21 February 2013**

Ancillary use

An ancillary use is a use that is subordinate or subservient to the dominant purpose. The concept is important when a development involves multiple components on the same land.

To put it simply:

- if a component serves the dominant purpose, it is ancillary to that dominant purpose;
- if a component serves its own purpose, it is not a component of the dominant purpose but an independent use on the same land. It is a dominant use in its own right. In such circumstances, the development could be described as a mixed use development.

In the Standard Instrument Dictionary:

***mixed use development*** means a building or place comprising 2 or more different land uses.

Considerations for characterisation

A component of a development may have features that are both ancillary and independent. If this is the case, consider the following:

- Is the component going to serve the dominant purpose of the development or is it independent?
- What is the amount of land to be used for a certain component, relative to the amount of land proposed to be used for other purposes? If the amount of land is relatively small, it is more likely to be ancillary.
- Evidence of a purpose that is inconsistent with the dominant purpose is likely to undermine a claim that a component is ancillary.
- If the component is temporary, it is more likely to be ancillary; if it is regular (that is, will constitute an ongoing use for a long period of time), it is likely to be an independent use.
- If the component goes beyond what is reasonably required in the circumstances for the development to implement the dominant purpose, it is likely to be an independent use (regardless of whether it has ancillary qualities).
- Related components of a development are likely to have an ancillary relationship, although this is not necessarily determinative of such a relationship.
- Physical proximity of the component to the rest of the development is likely to be evidence of an ancillary relationship, although again not necessarily determinative.

***Characterising the Development***

To determine whether the proposed caretaker's dwelling is ancillary to the dominant uses of the land as tourist and visitor accommodation, a function centre and information and education facility, the applicant was asked provide details in relation to the proposed and existing uses of the site and the following responses were received:

Council's Question	Applicant's Response
<p>If the land already contains any other existing dwelling houses:</p> <p>a) For what purposes are each of the existing dwellings used?</p> <p>b) How often are each of the existing dwellings occupied?</p> <p>c) Who are the primary occupants of each dwelling and what is their relationship to the</p>	<p><i>"The previous building that was used for the Caretaker, has now been used as a coach drivers' residence that is needed when having travelling schools attend. Coach drivers are prohibited to be housed near students. There-fore, we find this new dwelling, a high importance needs to the tourism business at The Goldfields."</i></p>

land and/or landowners (i.e. are the dwellings used for residential accommodation by family or workers, for short-term tourist and visitor accommodation or rented-out separately to any other tenant etc.).	
What is the intended use of the proposed dwelling and how often is the dwelling expected to be occupied (i.e. per week, per month, per year)?	<i>"The building we are seeking approval for is to be built purposely as a Care Takers Headquarters. Care Takers Headquarters is to be used for safety measures to always have someone on site for OH&amp;S reasons while tourists are visiting... the dwelling will be occupied 365 days per year."</i>
What is the intended use of the proposed shed, who will be the primary occupants/users of the shed and how often is the shed expected to be occupied (i.e. per day, per week, per month, per year)?	<i>"The shed will be used for Housing of owner's vehicles. But also, can be used for possible indoor/covered area for students visiting if needed."</i>
If the proposed dwelling is intended to be used as a caretakers dwelling, please provide a description of the jobs/tasks regularly undertaken by those person/s.	<i>"The jobs/tasks are for there to be a responsible person present on the land at all times for in case of emergencies &amp; to provide knowledge when needed for safety reasons. The knowledge of the land is of important information for the caretaker to have in the case of life &amp; death situations that could potentially arise while having children touring the area."</i>
What is the amount of land intended to be used for the proposed dwelling (including private open space, garden, carparking, clothes drying etc.)?	<i>"Approximately 1200m2 will be used."</i>
Is the dwelling proposed to be fenced off separately from the remainder of the property?	<i>"Yes it will be fenced off."</i>
If there are other dwellings located on the land which are already used for residential accommodation by other caretakers or workers, please provide reasoning for the addition of a new caretakers dwelling (or other dwelling) to the property.	<i>"As answered in the first paragraph. The previous building that was used for the Caretaker, has now been used as a coach drivers' residence that is needed when having travelling schools attend. Coach drivers are prohibited to be housed near students."</i>

The following table provides further "considerations for characterisation" for ancillary and independent uses as outlined under NSW Planning Circular No. PS 13-001, in relation to the proposed development.

<b>"Considerations of Characterisation" – NSW Planning Circular No. PS 13-001</b>	<b>Council Comment</b>		
What is the amount of land to be used for a certain component, relative to the amount of land proposed to be used for other purposes? If the amount of land is relatively small, it is more likely to be ancillary.	Lot 66 DP 1177441 currently contains an area of approximately 11.48 hectares, of which approximately 4.36 hectares is unoccupied. The existing tourist and visitor accommodation, function centre and information and education facility currently occupy a combined area of approximately 7 hectares of the land.		
	The applicant has identified that an area of approximately 1,200m <sup>2</sup> will be used for the proposed caretaker's dwelling and shed, which would constitute only 1.7% of the developed area of the land.		
	<b>Development Component</b>	<b>Area</b>	<b>% Coverage of Developed Land</b>



	Existing tourist and visitor accommodation, function centre and information and education facility.	Approx. 7.0ha	98.3%
	Proposed Caretaker's Dwelling and Shed	Approx. 0.12ha	1.7%
	<b>Total Developed Area</b>	<b>7.12 ha</b>	<b>100%</b>
	<p>The applicant has also proposed to fence-off the dwelling house and shed from the remainder of the land. This fencing is considered appropriate to reduce/restrict the area of the development that is to be occupied as a caretaker's residence and to provide privacy to the household from the remaining commercial nature of the site. The proposed fencing has not been identified on the submitted Site Plan and it is recommended that conditions of consent be implemented to ensure that the fencing to be established around the caretaker's dwelling encloses an area of no more than 1,200m<sup>2</sup>.</p>		
Evidence of a purpose that is inconsistent with the dominant purpose is likely to undermine a claim that a component is ancillary.	<p>The proposed caretaker's dwelling is intended to be used for the residential accommodation of a full-time onsite caretaker, who's main responsibility includes being the identified onsite emergency contact person who can provide land related information during an emergency. The applicant considers this to be an important role, particularly given that visiting school students are regularly accommodated onsite.</p> <p>The proposed dwelling includes three (3) bedrooms: two (2) of which will each have a walk-in-wardrobe and ensuite; and one (1) of which will have a walk-in-wardrobe and direct access to the main bathroom. The floor plan suggests that the dwelling could be capable of accommodating a number of residents, notably adults who may require their own bathroom space. However, given that the caretaker will occupy the dwelling for 365 days per year (full-time), it is not considered unreasonable that a larger dwelling could be necessary to accommodate that person's family.</p> <p>To ensure that the scope of accommodation within the proposed dwelling is limited, it is recommended that a condition of consent be implemented to ensure that the dwelling is only occupied by caretaker(s) of the site and their family and that the dwelling is not permitted to be used for the purposes of tourist and visitor accommodation, education, functions and/or any other commercial purpose, without prior Development Consent from Council.</p>		
If the component is temporary, it is more likely to be ancillary; if it is regular (that is, will constitute an ongoing use for a long period of time), it is likely to be an independent use.	<p>The proposed dwelling is intended to be used for the residential accommodation of a full-time onsite caretaker, who will be the onsite emergency contact person that can provide land related information during an emergency. It is not considered unreasonable that a person in this role would need to occupy the site on a full-time basis.</p>		
If the component goes beyond what is reasonably required in the circumstances for the development to implement the dominant purpose, it is likely to be an independent use (regardless of whether it has ancillary qualities).	<p>As discussed above, the proposed dwelling is relatively large, with each bedroom to have direct access to a bathroom. However, is not considered unreasonable that a larger dwelling could be necessary to accommodate the full-time caretaker, as well as their family.</p> <p>Given that there are currently no other dwellings on the land, it is considered that the single proposed caretakers residence does not go beyond what is reasonably required to serve the dominant purposes of the land (being tourist and visitor accommodation, a function centre and information and education facility).</p>		

	The previous dwelling house which had been located on the land, is now being used (without consent) for the purposes of tourist and visitor accommodation for coach/bus drivers when travelling school groups are in attendance. To regularise this use and ensure that no more than one residential dwelling would be operating on the land, it is recommended that Council implement a deferred commencement condition to ensure that Development Consent is sought from Council for the change of use from an existing dwelling to tourist and visitor accommodation, prior to the subject consent becoming operative. This may have implications for the use of that building in terms of providing appropriate facilities/access etc. The effect of a “deferred commencement” consent is that this consent does not become operative until the outstanding matters are resolved. In this case that means regularizing the use of the existing on site dwelling for accommodation and satisfying any matters surrounding that use.
Related components of a development are likely to have an ancillary relationship, although this is not necessarily determinative of such a relationship.	The dwelling will have an ancillary relationship with the existing uses and buildings located on the land, through providing full-time accommodation for an onsite caretaker.  Additionally, the shed will have a shared and more-direct relationship with other components of the development, in that it will be used for both the storage of personal vehicles and goods and as an indoor covered area for students if/when needed.
Physical proximity of the component to the rest of the development is likely to be evidence of an ancillary relationship, although again not necessarily determinative.	The proposed dwelling will be located on the outskirts of the developed area of the land, approximately 60 metres from the motel located onsite (being the nearest existing structure) and separated by internal access driveways. However, it is not considered unreasonable that the dwelling house (to be occupied by a full-time caretaker) would be located some physical distance from other components of the development, as it provides an opportunity for privacy and amenity to be achieved at the residence/household.  The physical distance between the proposed dwelling and the remaining components of the development is appropriate and in this case is not considered to be evidence of independent uses.
<b>Is the component going to serve the dominant purpose of the development or is it independent?</b>	It is considered that the proposed caretakers dwelling will serve the dominant purpose of the development, being to provide a full-time onsite emergency contact for the primary use of the land as tourist and visitor accommodation, a function centre and information and education facility. The role of the caretaker is considered to be particularly important given that student groups are often accommodated on the site.

The proposed caretaker's dwelling and shed is characterised as development that is ancillary to the dominant uses of the land as tourist and visitor accommodation, a function centre and information and education facility; all of which are permissible uses of land zoned SP3 Tourism under LEP 2014. Therefore, it is considered that the proposed development is **permissible** with consent.

### Objectives

The proposed caretaker's dwelling generally complies with the objectives of the SP3 Tourist zone under LEP 2014, as outlined below:

Objectives of Zone	Council Comment
To provide for a variety of tourist-oriented development and related uses.	The proposed caretaker's dwelling will support and encourage the ongoing provision of safe tourist-oriented development and related uses (i.e. the function centre and information and
To encourage and promote the development of Mount Panorama as a regional recreation and	

tourist facility and as an international motor racing circuit.	education facility) within the Mount Panorama area.
To provide regional open space, tourism and recreation opportunities within the city of Bathurst.	
To enable development that is complementary to or for the purpose of motor racing and associated activities, sports or recreation.	The proposed caretaker's dwelling will be subservient to the existing dominant uses of the land, notably including the provision of tourist and visitor accommodation throughout motor racing events.
To encourage development that is sympathetic to the environmental characteristics of the land, particularly the scenic value of the locality.	The design, scale and location of the proposed caretaker's dwelling and shed will be compatible with existing environment and buildings located on the land and will not place any adverse impact on the scenic value of the locality.

### Special Provisions

#### *Clause 7.5 "Essential services"*

Conditions of consent will be implemented to ensure that the proposed development will retain connections to reticulated electricity, Council's reticulated water supply and an onsite stormwater management system.

An *Onsite Effluent Disposal Capacity Assessment* prepared by Calare Civil (qualified Geotechnical consultants) dated 15 December 2020, has been submitted to Council for consideration. The assessment identifies that the existing onsite effluent disposal system which currently services the tourist and visitor accommodation and function centres, has the capacity to support the connection of an additional 4-bedroom dwelling to the system. The assessment also *"recommend[s] that the capacity of the pump be determined by a qualified plumber to ensure it will also service the additional loading."* Conditions of consent will be implemented to ensure that the capacity of the pump is tested and upgraded (if necessary) and that the proposed dwelling is connected to the existing effluent management system, prior to the issue of any Occupation Certificate.

The existing vehicular access from Conrod Straight is suitable for the proposal. Alternate access is available from College Road when the Circuit is closed.

#### *Clause 7.6 "Mount Panorama environs"*

The land is identified as "50 dBA" on the Mount Panorama Environs Map under LEP 2014. The proposed development will result in an increase in the number of dwellings (being a sensitive noise receiver) exposed to noise and other land use conflicts from motor racing and associated events. However, the dwelling has been setback approximately 210 metres from the racetrack and will be constructed with double glazed windows and brick veneer blocks to assist with noise mitigation and reduce the impacts of motor racing and associated events on the amenity of the development.

Additionally, the primary occupant of the dwelling would be a caretaker (and potentially their family) employed by or working on behalf of the tourist and visitor facility. Therefore, there is a reasonable expectation that any future residents of the dwelling would anticipate some level of impacts on amenity, both as a result of motor racing and associated events and other activities carried out within the commercial property itself.

### **Bathurst Development Control Plan 2014**

The proposed development will generally comply with the requirements of *Bathurst Regional Development Control Plan 2014* (DCP 2014), with the exception of Clause 8.4 “Noise Reference Contour” as discussed further below.

#### Chapter 6 – Rural and Rural Lifestyle Development

Whilst Chapter 6 does not directly apply to land zoned SP3 Tourist under LEP 2014, the following assessment table demonstrates that the proposed dwelling has been suitably designed and sited within the broader rural residential context of the area (i.e. had the land been zoned rural, compliance with Chapter 6 of DCP 2014 would have been achieved).

Compliance Table – Chapter 6 “Rural and Rural Lifestyle Development” – Bathurst Regional Development Control Plan 2014				
6.2 Siting				
Development Standard			Proposed	Complies
6.2.3 Setbacks – Zones RU1 – Primary Production, RU2 – Rural Landscape and RU4 – Primary Production Small Lots	Development Type	Front, Side and Rear Setback	Area of land = 11.48 ha  North – 198.6m East – 189.5m South – 33.0m West – 99.9m	Yes.
	Dwellings	20m for lots less than 20ha		
6.6 Building Form and Design				
Development Standard			Proposed	Complies
The materials used must be naturally textured and coloured, sympathetic to the natural environment and must be non-reflective.			Roof – Iron clad. Walls – Masonry.  Conditions of consent will be implemented to ensure that the external colours and materials of the building are of muted natural tones.	Yes, subject to conditions
The bulk and scale of the building must not adversely impact on the visual amenity from neighbouring properties or the visual amenity from other significant locations in the City or the Region.			The bulk and scale of the proposed single-storey dwelling is appropriate and in keeping with other larger buildings located on the land.	Yes.
The height of the building must relate to the topography of the land so that on steeper sites at least part of the roof plane is parallel to the slope and the overall building height sits below any ridgeline/s.			The proposed dwelling is single-storey and will not adversely protrude above any ridgelines.	Yes.
The design of the building must be in keeping with the rural character of the area.			The design of the proposed dwelling is appropriate and in keeping with the character of the surrounding rural residential area.	Yes.
Rural structures such as outbuildings must be adequately screened with vegetation and setback from any road (refer to section 6.2.4).			The proposed shed will be setback approximately 188 metres from Conrod Straight.	Yes.

#### Chapter 8 – Mount Panorama Environs

The proposed development generally complies with the requirements of Chapter 8 “Mount Panorama Environs” of DCP 2014 (see below assessment table), with the exception of Clause 8.4 “Noise Reference Contour” which states:

### 8.4 NOISE REFERENCE CONTOUR

#### 8.4.1 Objectives

- a) To prohibit permanent residential development in areas of high noise frequency.

#### 8.4.2 Development standards

- a) Council must not grant consent to the erection of a dwelling within the Noise Reference Contour shown on DCP Map No. 28 – Mount Panorama.

The proposed development includes the construction of a dwelling within the Noise Reference Contour shown on “DCP Map No. 28 – Mount Panorama”, which is prohibited by Clause 8.4 of DCP 2014.

The applicant has provided the following reasons for the proposed variation to Clause 8.4 of DCP 2014 (see **Attachment 5**):

*“The noise reference contour covers the whole site. The placement we have chosen is the best location for minimal vegetation disturbance.*

*The reason we have chosen this area for the build is to prevent any trees to be removed. It is the best placement for the sewer to work which mean there will be no need to do a new septic.*

*The proposed dwelling will be no higher than the base of the fence/ datum height shown on plans.*

*The neighbours house to the verandah finished floor level is approx. 12.500. I didn't go on their premises this is an estimate.”*

There is a general underlying principle that a Development Control Plan cannot prohibit development which is otherwise permissible. As the whole of the site is located within the Noise Reference Contour it could not by itself be used as a prohibition across the whole site.

The proposed variation to Clause 8.4 of DCP 2014 is supported for the following reasons:

- The proposed dwelling is ancillary to the dominant use of the land for tourist and visitor accommodation, a function centre and information and education facility. The primary occupant of the dwelling would be a caretaker (and potentially their family) employed by or working on behalf of the tourist and visitor facility. As such, there is a reasonable expectation that any future residents of the dwelling would anticipate some level of impacts on amenity, both as a result of motor racing and associated events and other activities carried out within the commercial property itself.
- The dwelling has been setback approximately 210 metres from the racing circuit in order to reduce noise and amenity disturbances from motor racing and associated activities and to prevent the development from impeding on the safe and efficient operation of the circuit.
- The proposed dwelling will be constructed of double-glazed windows and brick veneer blocks to assist with noise mitigation.

- The proposed development is consistent with objectives of the SP3 Tourist zone under LEP 2014.

Compliance Table – Chapter 8 “Mount Panorama Environs” – Bathurst Regional Development Control Plan 2014			
8.2 Use of Land			
Development Standard		Proposed	Complies
Land Use Areas	Development to which Council may Grant Consent	As below.	As below.
Recreation Special Purpose	Developments implied by or associated with the use specified on DCP Map No. 28 - Mount Panorama.	The land is identified as “Recreation Special Purpose – Tourism”. The proposed caretaker’s dwelling and shed are ancillary to the use of the land for tourism purposed.	Yes.
8.5 Special Provisions			
Development Standard		Proposed	Complies
The effect the development may have on the use of Mount Panorama as a regional recreational facility.		The proposed development has been setback approximately 180 metres from the racetrack and is not likely to physically impede the use of Mount Panorama as a regional recreational facility or place at risk the safety of any person/s when the circuit is operating.  Further, as previously discussed, the primary occupant of the dwelling would be a caretaker (and potentially their family) employed by or working on behalf of the tourist and visitor facility. Therefore, there is a reasonable expectation that any future residents of the dwelling would anticipate some level of impacts on amenity as a result of motor racing and associated events.	Yes.
Whether the development will place at risk the safety of any person/s when the circuit is being used for motor speed contests.			Yes.

## Public Consultation

### Exhibition Period

The Development Application was notified to surrounding landowners for a period of 10 days between 25 September 2020 and 6 October 2020 in accordance with Clause 3.14.4.4 of *Bathurst Regional Community Participation Plan 2019*, as it was considered that the proposed development may impact the privacy of surrounding land.

### Number of Submissions

A total of one (1) public submission was received during the notification period from the adjoining property landowner(s) of 404 Conrod Straight (Lot 1 DP 595003) being the property immediately to the South (see [attachment 6](#)).

### Discussion Meeting

Due to circumstance surrounding COVID-19, a Council discussion meeting was not able to be held between Council staff, the applicant and those that made submissions.

However, Council requested that the applicant make written comment on each of the issues raised in the submissions (see [attachment 7](#)).

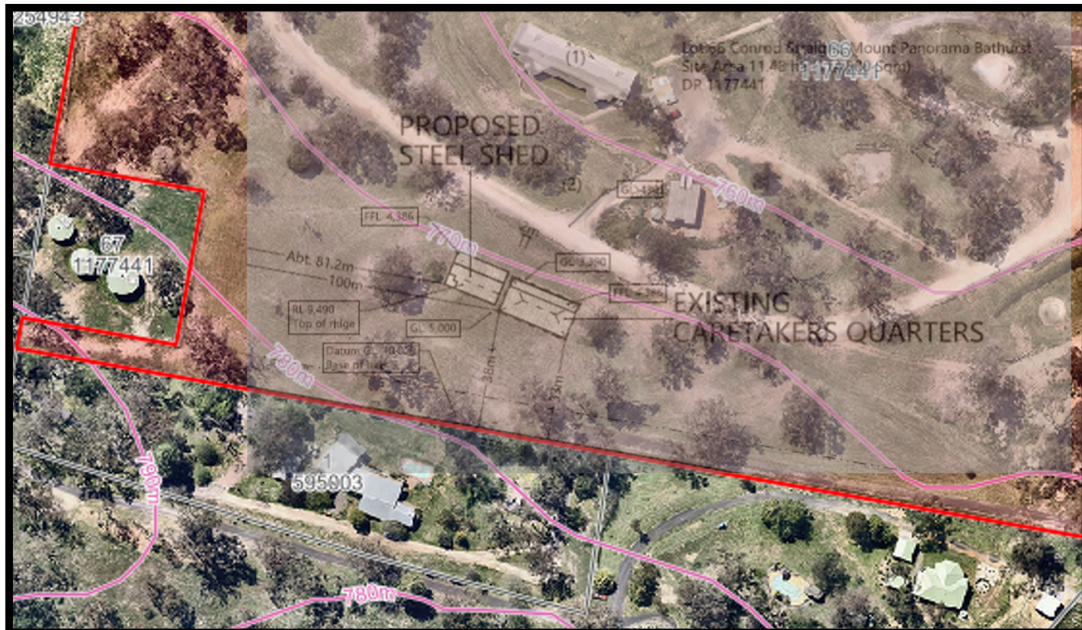
### Issues

The following tables provide a summary of the issues raised in the public submission and the applicant's and Council's response/comment on each issue.

ISSUE: PRIVACY	
Public Submission	Applicant's Response
<ul style="list-style-type: none"> <li>The dwelling is proposed to be located directly in front of the neighbouring dwelling house located to the South-West on Lot 1 DP 595003 (404 Conrod Straight Mount Panorama).</li> <li>The windows of the proposed dwelling will look directly into the living areas and swimming pool area of the neighbouring dwelling house. It is inappropriate that young children should have their playtime and other activities restricted due to strangers looking into these areas from the proposed dwelling.</li> <li>The neighbouring property was purchased by the current landowners due to the privacy and space available to raise children and the views available from the land. It is not reasonable to allow a multimillion-dollar business to restrict privacy and impact views when there is a huge area of land available for the proposed development to be constructed elsewhere.</li> </ul>	<p>The neighbouring dwelling house located to the South-West on Lot 1 DP 595003 (404 Conrod Straight Mount Panorama) will not be impacted by privacy issues. The neighbouring dwelling is located on the high side of the land and given that the proposed dwelling is only single-storey there is no conceivable way that the privacy of the neighbouring property would be taken away.</p>
<p><b>Council staff comment:</b></p> <ul style="list-style-type: none"> <li>The proposed development will be located approximately 60.5 metres North-East of the external walls of the neighbouring dwelling house located on Lot 1 DP 595003 (404 Conrod Straight) and approximately 53.5 metres North-East of the associated outdoor swimming pool (see <b>Figure 2</b>).</li> </ul>	
<p><b>Figure 2 – Site Plan – Bathurst Goldfields – Location of Proposed Development in Relation to Neighbouring Dwelling House Located to the South-West on Lot 1 DP 595003, 428 Conrod Straight Mount Panorama NSW 2795</b></p>	



- The proposed shed will be sited directly in front of the neighbouring dwelling house, whilst the proposed caretakers dwelling will be slightly offset. There is some existing vegetation located between the proposed development and neighbouring dwelling house, which may provide some minor natural screening (see **Figure 2**).
- Whilst the land slopes downwards towards the North-East, the built relationship between the proposed caretakers dwelling and the existing neighbouring dwelling is likely to be quite close/compact. This is particularly given that the longer facades of both dwellings will be almost parallel to each other, meaning that many windows and living areas would be directly facing. In terms of overlooking and privacy conflicts, the proposed dwelling is more likely to be impacted by overlooking from the existing neighbouring dwelling, given that the neighbouring single-storey dwelling has a suspended floor and is sited at a higher elevation (see **Figure 3**).



**Figure 3 – Site Plan – Bathurst Goldfields – Location of Proposed Development and Neighbouring Dwelling House Located to the South-West on Lot 1 DP 595003, 428 Conrod Straight Mount Panorama NSW 2795, in Relation to Natural Ground Levels**

- The proposed caretakers dwelling does include some minor design elements to reduce potential privacy conflicts, notably that:
  1. The verandah and outdoor living space have been located on the Northern side of the proposed dwelling, concealed from the neighbouring residence.
  2. The dwelling has been slightly offset from the neighbouring dwelling (i.e. it is not located directly in front of the residence).
- A further measure to reduce overlooking and potential privacy conflicts between the two dwellings, would be to establish dense landscape screening on the South-Western side of the proposed caretakers dwelling. However, given the objections raised in relation to a potential reduction in views of the surrounding area from the neighbouring property, it is considered that this solution is unlikely to be favored by neighbours.

ISSUE: VIEWS	
Public Submission	Applicant's Response
<ul style="list-style-type: none"> <li>• One of the objectives of LEP 2014 is that development is sympathetic to the environmental characteristics of the land, particularly the scenic value of the locality.</li> </ul>	<p>The proposed development is single-storey. Due to the fall of the land in relation to the</p>



- The proposed dwelling, its roof, water tanks and four bay shed will directly impede significant views from the neighbouring dwelling house.

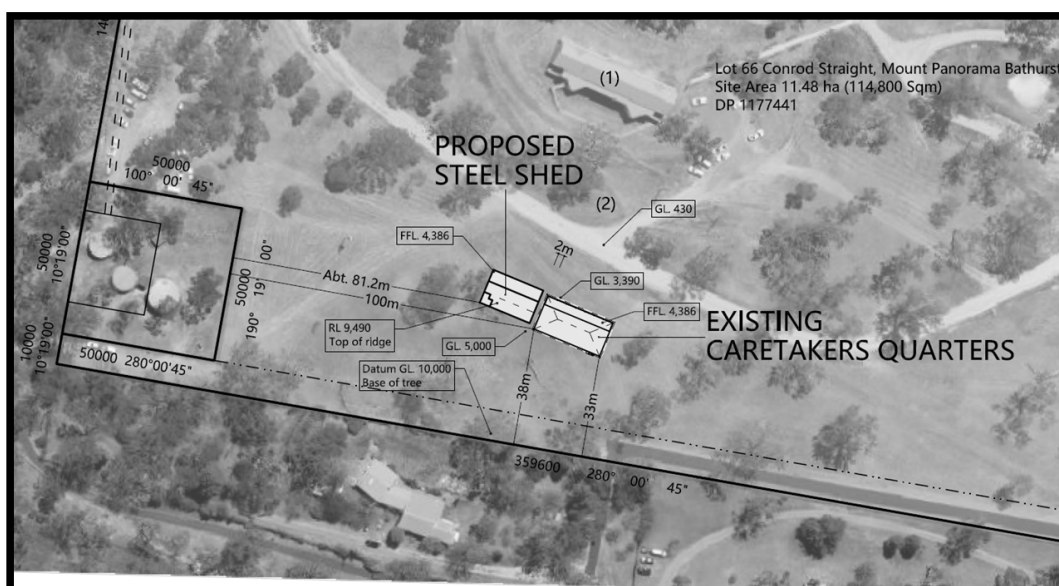
neighbouring property, the development will not impede views from the neighbouring dwelling house.

**Council staff comment:**

- The proposed dwelling is single-storey and the land slopes downwards towards the North-East. This will result in the roof level of the proposed dwelling (the taller of the two buildings) being set at approximately 438.75mm below the natural ground level at the fenceline located between the proposed development and the neighbouring residence.

Natural Ground Level at Fenceline	Finished Floor Levels (FFLs)		Roof Ridge Heights		Height Difference Between Ground Level at Fenceline and Roof Ridge of Development	
	Shed	Proposed Dwelling	Shed	Proposed Dwelling	Shed	Proposed Dwelling
RL 10,000	RL 4,386	RL 4,386	RL 8,836	RL 9561.25	1,164mm	438.75mm

The neighbouring residence is single-storey and has a suspended floor which is estimated to be approximately 300mm – 500mm above the natural ground level at the fenceline. Accordingly, it is considered that Finished Floor Level (FFL) of the neighbouring residence will be approximately 738.75mm – 938.75mm above the roof level of the proposed dwelling. Therefore, it is considered that the neighbouring residents will continue to appreciate some views of the surrounding area, particularly from a standing position.



**Figure 3 – Site Plan – Bathurst Goldfields – Location and Relative Levels of Proposed Development in Relation to Neighbouring Dwelling House Located to the South-West on Lot 1 DP 595003, 428 Conrod Straight Mount Panorama NSW 2795**

- The shed, being the shorter of the two proposed buildings, has been located in front of the neighbouring dwelling, whilst the taller dwelling has been slightly offset. It is considered that measures have been taken in the location of the two buildings to further reduce impact on views.
- In the case of *Tenacity Consulting v Waringah [2004] NSWLEC 140* the following Planning Principle was adopted in relation to view sharing:

**Tenacity Consulting v Waringah [2004] NSWLEC 140**

**Principles of view sharing: the impact on neighbours**

25 The notion of view sharing is invoked when a property enjoys existing views and a proposed development would share that view by taking some of it away for its own enjoyment. (Taking it all away cannot be called view sharing, although it may, in some circumstances, be quite reasonable.) To decide whether or not view sharing is reasonable, I have adopted a four-step assessment.

26 The first step is the assessment of views to be affected. Water views are valued more highly than land views. Iconic views (e.g. of the Opera House, the Harbour Bridge or North Head) are valued more highly than views without icons. Whole views are valued more highly than partial views, e.g. a water view in which the interface between land and water is visible is more valuable than one in which it is obscured.

27 The second step is to consider from what part of the property the views are obtained. For example the protection of views across side boundaries is more difficult than the protection of views from front and rear boundaries. In addition, whether the view is enjoyed from a standing or sitting position may also be relevant. Sitting views are more difficult to protect than standing views. The expectation to retain side views and sitting views is often unrealistic.

28 The third step is to assess the extent of the impact. This should be done for the whole of the property, not just for the view that is affected. The impact on views from living areas is more significant than from bedrooms or service areas (though views from kitchens are highly valued because people spend so much time in them). The impact may be assessed quantitatively, but in many cases this can be meaningless. For example, it is unhelpful to say that the view loss is 20% if it includes one of the sails of the Opera House. It is usually more useful to assess the view loss qualitatively as negligible, minor, moderate, severe or devastating.

29 The fourth step is to assess the reasonableness of the proposal that is causing the impact. A development that complies with all planning controls would be considered more reasonable than one that breaches them. Where an impact on views arises as a result of non-compliance with one or more planning controls, even a moderate impact may be considered unreasonable. With a complying proposal, the question should be asked whether a more skillful design could provide the applicant with the same development potential and amenity and reduce the impact on the views of neighbours. If the answer to that question is no, then the view impact of a complying development would probably be considered acceptable and the view sharing reasonable.

- The four-step assessment has been applied to the proposed development, as below:

<b>Assessment Step</b>	<b>Council Comment</b>
Step 1 – The assessment of views to be affected.	<p>The proposed development will partially affect views of the surrounding land. There are no dominant water views or significant views of iconic buildings/places, which will be impacted by the proposal.</p> <p>It is noted that views of the surrounding land may already be partially obscured from the neighbouring residence by the existing trees and two-storey motel building located on the land (identified as (1) on the Site Plan).</p>
Step 2 – Consider from what part of the property the views are maintained.	<p>The views of the surrounding land are currently maintained from the North facing windows, (likely) living areas and outdoor deck (private open space) of the neighbouring residence. Given potential existing obstructions to these views, it is likely that the views are currently more fully enjoyed from a standing position, rather than a seated position.</p> <p>The neighbouring property has a maximum width of only 51.945 metres. This means that the setbacks of the existing dwelling to shared boundaries and the subsequent proximity of the residence to neighbouring developments, is restrictively less than would typically be found on other larger rural allotments.</p> <p>The expectation to retain side views and sitting views is often unrealistic.</p>

Step 3 – Assess the extent of the impact.	Given that the roof height of the proposed development will be set approximately 738.75mm – 938.75mm below the estimated Finished Floor Level (FFL) of the neighbouring dwelling and that partial views of the surrounding land are likely to be currently experienced from indoor and outdoor living areas of the neighbouring residence largely from a standing position, it is considered that the proposal will have a <b>minor to moderate</b> impact on the loss of views.
Step 4 – Assess the reasonableness of the proposal that is causing impact.	<p>The proposed development generally complies with all relevant planning controls where possible.</p> <p>It is acknowledged that there is a sufficient area of undeveloped land available on Lot 66 DP 1177441 for the proposed development to be located elsewhere, which would provide the applicant with the same development potential and amenity and reduce the impact on views of the neighbours. However, the location of the proposed development has been chosen as the area is currently clear of any trees and significant native vegetation. If the development were to be located elsewhere on the subject land, it is possible that tree removal could be required and that the potential impacts of the proposal on native flora and fauna would be greater. Additionally, the proposal has been located to achieve connection to the existing onsite effluent disposal system.</p> <p><b>Therefore, the proposed minor to moderate impact of the development on view sharing is considered reasonable in this case.</b></p>

ISSUE: PROPERTY VALUE	
Public Submission	Applicant's Response
<ul style="list-style-type: none"> <li>As confirmed with local real estate agents, the loss of views would significantly decrease the value of the neighbouring property.</li> </ul>	<ul style="list-style-type: none"> <li>The proposed single-storey dwelling will not impact on the views and property value of the neighbouring property due to the fall of the land.</li> <li>It is difficult to believe that the value of the neighbouring property would be decreased as a result of the proposed dwelling and shed, given that the land is located next to an already established tourism feature of Bathurst.</li> </ul>
<p><b>Council staff comment:</b></p> <p>The impact of the development on the value of surrounding properties is not a planning consideration. Further, no evidence has been provided from surrounding neighbours to demonstrate that the proposed development will result in any substantial decrease in property value. Issues relating to amenity are discussed elsewhere in this report.</p>	

ISSUE: LOCATION	
Public Submission	Applicant's Response
<ul style="list-style-type: none"> <li>The owners of the subject land selected the location of the proposed development, despite knowing that it would impact living standards for the neighbouring property.</li> <li>Guidelines on the NSW Government Planning website clearly state that when preparing plans consideration should be given to the impact the development will have on neighbours and that <i>"once you have a clear idea of your proposal, you should discuss it with your neighbours. Ideally you should contact them early in the process. Consider issues such as privacy, solar-access, views and visual impacts"</i>. The owners</li> </ul>	<ul style="list-style-type: none"> <li>The proposed development has been ideally located.</li> <li>The proposed building site was chosen based on the vegetation characteristics of the land. In its currently proposed location, the development would not require the removal or damage of any vegetation, as it might otherwise if it</li> </ul>

of the subject land made no contact with neighbours prior to the submitting the Development Application, including on occasions when they were approached by neighbours to discuss the proposal when site markings had been undertaken.	were to be located elsewhere on the land. Impacts on vegetation are of high importance.
<p><b>Council staff comment:</b></p> <ul style="list-style-type: none"> <li>DCP 2014 does not prescribe any requirements in relation to minimum setbacks for development on land zoned SP3 Tourist under LEP 2014. It is, however, noted that the development does comply with the minimum setbacks prescribed under Chapter 6 “Rural and Rural Lifestyle Development” of DCP 2014 in relation to development within rural zones (RU1 Primary Production, RU2 Rural Landscape and RU4 Primary Production Small Lots). Whilst the subject property is zoned SP3, the adjoining land including Lot 1 DP 595003 (404 Conrod Straight) is zoned RU2 Rural Landscape. Given that the land is located within a rural context and setting, the location of the proposal is deemed appropriate and is consistent with current “rural development expectations” generally for the Bathurst area.</li> <li>The proposed development has been strategically located to reduce the need for any tree removal and associated impacts on native flora and fauna.</li> <li>There is currently no legislated requirement in NSW for developers to consult with their neighbours, prior to lodging a Development Application with Council (in relation to local development). The NSW Department of Planning’s document <i>Your Guide to the Development Application Process: Small Housing Development, May 2018</i> (the Guideline) makes recommendations in relation to early consultation with neighbours in order to appease the assessment process, however, there is currently no legislative requirement to do so. It should be understood that the Guideline more specifically states:</li> </ul> <p><b>Get talking to your neighbours</b> When you are preparing your plans think about how it will look from and impact on ‘next door’ and across the street. Once you have a clear idea of your proposal, you should discuss it with your neighbours. Ideally, you should contact them early in the process. Consider issues such as privacy, solar-access, views and visual impacts – especially if you are proposing to vary the LEP standards.</p> <p>Most councils have a notification policy and will notify your direct neighbours once the DA is lodged.</p> <p>No variations to the Development Standards of LEP 2014 have been proposed as part of this application. Variations to DCP 2014 are addressed in this report.</p>	

ISSUE: PERMISSIBILITY	
Public Submission	Applicant’s Response
<ul style="list-style-type: none"> <li>The land is zoned for business not residential under LEP 2014, which would indicate that the development of residential accommodation is prohibited.</li> <li>It is suspicious that a 3-bedroom home with an ensuite and separate bathroom and a 4-bay shed at a value of \$550,000 should be proposed on land that already contains a caretaker’s cottage.</li> <li>The proposed dwelling will be occupied by the owners and is a tax write off.</li> </ul>	<p>The previous caretaker’s cottage which had been located on the land is now being used for the purposes of tourist and visitor accommodation for coach/bus drivers when travelling school groups are in attendance.</p>
<p><b>Council staff comment:</b></p>	

- As previously discussed, the proposed caretakers dwelling and shed is characterised as development that is ancillary to the dominant uses of the land as tourist and visitor accommodation, a function centre and information and education facility; all of which are permissible uses of land zoned SP3 Tourism under LEP 2014. Therefore, it is considered that the proposed development is permissible with consent.
- The previous dwelling house which had been located on the land is now being used (without consent) for the purposes of tourist and visitor accommodation for coach/bus drivers when travelling school groups are in attendance. To regularise this use and ensure that no more than one residential dwelling would be operating on the land, it is recommended that this consent be conditional upon that change of use occurring.
- Matters relating to tax are not a planning consideration.

#### ISSUE: UNCONSIDERED ALTERNATIVES

Public Submission	Applicant's Response
<ul style="list-style-type: none"> <li>• Instead of constructing the new dwelling, the existing caretaker's dwelling located on the land should be renovated or replaced.</li> <li>• Instead of constructing the dwelling in its currently proposed location, the development should be relocated elsewhere within the 11ha property.</li> <li>• Rather than permitting multiple caretakers cottages to be located on the land, Council should require that the existing caretaker's cottage be demolished and that the new dwelling be constructed in its replacement within that existing location.</li> </ul>	--
<p><b>Council staff comment:</b></p> <p>As previously discussed the location of the proposed development is considered appropriate. It is recommended that Council require that a Development Application be submitted to Council to regularise the change of use from a dwelling house to tourist and visitor accommodation (for bus drivers).</p>	

#### ISSUE: NOISE AND DUST

Public Submission	Applicant's Response
<ul style="list-style-type: none"> <li>• There will be vehicles and machinery operating at all times of the day and night for the occupant(s) to "take care" of the property. This will result in unreasonable noise and dust impacts for the neighbours and the proposed development should be relocated.</li> </ul>	<ul style="list-style-type: none"> <li>• All surrounding landowners live directly adjacent to a motor racing circuit.</li> <li>• Noise and dust during construction will only occur during authorised hours.</li> <li>• Upon completion of the development, the noise and dust levels of the facility would be the same as those currently experienced during the everyday routine work carried out on the land.</li> </ul>
<p><b>Council staff comment:</b></p> <p>It is recommended that the following conditions of consent be implemented to control potential noise and dust related impacts:</p> <p><b>DURING CONSTRUCTION</b></p> <ol style="list-style-type: none"> <li>1. Building work involving the use of electric or pneumatic tools or other noisy operations shall be carried out only between 7.00 am and 8.00 pm on weekdays and 8.00 am and 8.00 pm on weekends and public holidays.</li> </ol>	

**USE OF THE SITE**

2. All onsite operations involving the use of machinery, electric or pneumatic tools or other noisy operations shall be carried out only between 7.00 am and 8.00 pm on weekdays and 8.00 am and 8.00 pm on weekends and public holidays.
3. The development is to be conducted in a manner that will not interfere with the amenity of the locality by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit, oil, by causing interference to television or radio reception or otherwise.

**ISSUE: FURTHER CONSULTATION**

<b>Public Submission</b>	<b>Applicant's Response</b>
<ul style="list-style-type: none"> <li>Council should provide an opportunity for objectors to discuss their concerns and the details of the proposal with the landowners, including: privacy, unsightliness, views, reflective materials, hours of machinery operation, noise mitigation measures during the construction phase, the length of time required to complete construction and compensation for decreased property value.</li> </ul>	--
<p><b>Council staff comment:</b></p> <p>Due to circumstance surrounding COVID-19, a Council discussion meeting was not able to be held between Council staff, the applicant and those that made submissions.</p> <p>However, Council requested that the applicant make written comment on each of the issues raised in the submissions (see <b>attachment 7</b>).</p> <p>The applicant and objectors will also be contacted prior to the matter being referred to the Council Meeting, at which point they may wish to make their own representations to Councillors.</p> <p>The assessment of this application has been carried out in accordance with Council's current COVID policies and where possible, the requirements of Bathurst Regional Community Participation Plan 2019.</p>	

**Other Issues**Integrated development

The proposal is not identified as integrated development under Section 4.46 of the *Environmental Planning and Assessment Act 1979* (EP&A Act).

Aboriginal Cultural Heritage

The land is identified as having a high Aboriginal heritage sensitivity. An AHIMS search was undertaken on 22 October 2020 which identified that there are no recorded or declared Aboriginal sites or places located within Lot 1 DP 595003 (404 Conrod Straight). Given that the development site has been subject to previous disturbance and that the land retains a long-established use as a tourist facility, it is considered unlikely that the proposal will place any additional adverse impacts on Aboriginal cultural heritage.

It would however be appropriate that a condition be imposed in relation unexpected finds.

Biodiversity

The land is mapped as containing an Endangered Ecological Community (*Blakely's Red Gum - Yellow Box open-woodland of the tablelands*). However, the proposed development has been located within an area of pre-disturbed and managed land that does not contain native vegetation. No clearing has been proposed as part of this application and the proposal is not expected to result in any significant impacts on biodiversity, subject to the following condition:

1. Clearing of native vegetation is prohibited unless it is in accordance with the provisions of the *Biodiversity Conservation Act 2016*, as amended and the *Local Land Services Act 2013*, *State Environmental Planning Policy (Vegetation in Non-Rural Areas) 2017*, Chapter 9 of *Bathurst Regional Development Control Plan 2014* as amended. All vegetation must be checked for hollows or active nests prior to felling. If any fauna species are known to inhabit a hollow or nest then an ecologist is to be consulted on the appropriate form of removal and felling that does not result in the death of the animal, and evidence kept of such consultation.

### Hazards

There are no known natural or technological hazards which may impact the proposed development. The land is not identified as bushfire prone.

### **CONCLUSION:**

The proposed caretaker's dwelling and shed is characterised as development that is ancillary to the dominant uses of the land as tourist and visitor accommodation, a function centre and information and education facility, all of which are permissible uses of land zoned SP3 Tourism under LEP 2014. The proposal is consistent with the objectives of the zone.

The proposed dwelling will be located on land identified as "50 dBA" on the Mount Panorama Environs Map under LEP 2014. However, the dwelling has been suitably located and designed to reduce exposure to the noise impacts of motor racing and associated events. Additionally, the primary occupant of the dwelling would be a caretaker working on behalf of the tourist and visitor facility. Therefore, there is a reasonable expectation that any future residents of the dwelling would anticipate some level of impacts on amenity.

The proposed development has been appropriately located on the land to prevent any significant impacts on native flora and fauna. Given that the roof height of the proposed development will be set approximately 738.75mm – 938.75mm below the estimated Finished Floor Level (FFL) of the neighbouring dwelling located on 404 Conrod Straight (Lot 1 DP 595003) and that partial views are likely to be currently experienced from indoor and outdoor living areas of the neighbouring residence largely from a standing position, it is considered that the proposal will have a minor to moderate impact on the loss of views.

The proposal is not inconsistent with any relevant published Commonwealth, State or Local government policy, plan, guideline or strategy.

It is recommended that Council grant consent to the proposed development, subject to conditions recommended throughout this report.

### **FINANCIAL IMPLICATIONS:**

Nil

## **BATHURST COMMUNITY STRATEGIC PLAN – OBJECTIVES AND STRATEGIES:**

### **Objective 1: Our sense of place and identity.**

- Strategy 1.3 Enhance the cultural vitality of the region.
- Strategy 1.4 Protect and improve the region's landscapes, views, vistas and open space.
- Strategy 1.5 Promote good design in the built environment.

### **Objective 2: A smart and vibrant economy.**

- Strategy 2.5 Support Mount Panorama as a premier motor sport and event precinct.
- Strategy 2.6 Promote our City and Villages as a tourist destination.

### **Objective 3: Environmental stewardship.**

- Strategy 3.4 Protect and improve the region's biodiversity.

### **Objective 4: Enabling sustainable growth.**

- Strategy 4.6 Plan for, assess and regulate development activity.

### **Objective 6: Community leadership and collaboration.**

- Strategy 6.4 Meet legislative and compliance requirements.
- Strategy 6.5 Be open and fair in our decisions and our dealings with people.

## **COMMUNITY ENGAGEMENT:**

02 **Consult** - to obtain public feedback on alternatives and/or decisions

## **ATTACHMENTS:**

1. Map of Subject Land and Surrounding Area [8.1.4.1 - 3 pages]
2. Plans of Proposed Development [8.1.4.2 - 9 pages]
3. BASIX Certificate ( No. 1120551 S 02) [8.1.4.3 - 9 pages]
4. NSW Planning Circular No. PS 13-001 [8.1.4.4 - 4 pages]
5. Request for Variation to DCP [8.1.4.5 - 2 pages]
6. Public Submission Received [8.1.4.6 - 4 pages]
7. Applicant's Written Response to Public Submission [8.1.4.7 - 3 pages]

## **MINUTE**

## **RESOLUTION NUMBER: ORD2021-138**



**MOVED: Cr M Morse    SECONDED: Cr J Rudge**

**RESOLVED:**

That Council

- (a) support the variation to Clause 8.4 “Noise Reference Contour” of *Bathurst Regional Development Control Plan 2014*.
- (b) as the consent authority, grant consent pursuant to Section 4.16 of the *Environmental Planning and Assessment Act 1979* to Development Application No. 2020/313, subject to conditions able to be imposed pursuant to Section 4.17 of the *Environmental Planning and Assessment Act 1979*, as amended, including but not limited to:

**Conditions that must be Satisfied Prior to the Consent Becoming Operative (Deferred Commencement)**

- 1) Prior to the operation of this consent, separate retrospective Development Consent must be sought from Council for the change of use from the existing dwelling to tourist and visitor accommodation (coach drivers’ accommodation).

**During Construction**

- 2) Unless otherwise approved by Council, the exterior colours and materials of the building are to be of muted natural tones.
- 3) Building work involving the use of electric or pneumatic tools or other noisy operations shall be carried out only between 7.00 am and 8.00 pm on weekdays and 8.00 am and 8.00 pm on weekends and public holidays.

**Prior to the Issue of Occupation Certificate**

- 4) Prior to the issue of any Occupation Certificate, the capacity of the existing sewer pumping station must be tested by a qualified plumber to determine whether it can also service the additional effluent loading of the proposed dwelling and shed.

If it is determined that the capacity of the existing sewer pumping station is insufficient, then the necessary upgrades must be carried out and inspected by Council, prior to the issue of any Occupation Certificate.

- 5) Prior to the issue of any Occupation Certificate, the proposed dwelling and shed are to be connected to the existing effluent management system.

**Use of Site**

- 6) Any fencing to be established around the approved caretaker’s dwelling must enclose an area of no more than 1,200m<sup>2</sup>.
- 7) The approved dwelling must only be occupied by caretaker(s) of the site and their family. The dwelling is not permitted to be used for the purposes of tourist and visitor accommodation, education, functions and/or any other commercial

purpose, without prior Development Consent from Council.

- 8) All onsite operations involving the use of machinery, electric or pneumatic tools or other noisy operations shall be carried out only between 7.00 am and 8.00 pm on weekdays and 8.00 am and 8.00 pm on weekends and public holidays.
- 9) The development is to be conducted in a manner that will not interfere with the amenity of the locality by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit, oil, by causing interference to television or radio reception or otherwise.
- 10) Clearing of native vegetation is prohibited unless it is in accordance with the provisions of the *Biodiversity Conservation Act 2016*, as amended and the *Local Land Services Act 2013*, *State Environmental Planning Policy (Vegetation in Non-Rural Areas) 2017*, Chapter 9 of *Bathurst Regional Development Control Plan 2014* as amended. All vegetation must be checked for hollows or active nests prior to felling. If any fauna species are known to inhabit a hollow or nest then an ecologist is to be consulted on the appropriate form of removal and felling that does not result in the death of the animal, and evidence kept of such consultation.

(c) that a division be called.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr J Fry, Cr G Hanger, Cr J Jennings, Cr M Morse , Cr J Rudge

Against the Motion - nil

Absent - Cr A Christian and Cr I North

Abstain - Nil

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**From:** Kylie Denyer  
**Sent:** Wednesday, 12 May 2021 8:55 AM  
**To:** marniemichael@bigppond.com  
**Subject:** Development Application 2020/313 - 428 Conrod Straight Mount Panorama [SEC=OFFICIAL]  
**Attachments:** OBrien & Kicovic.pdf

Please find attached correspondence regarding the above application.

Regards



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11 May 2021

Ms M O'Brien & Mr M Kicovic  
marniemichael@bigpond.com

Dear Ms O'Brien & Mr Kicovic

**Development Application No. 2020/313 – Proposed single-storey caretaker's dwelling and shed with attached carport (Goldfields) at 428 Conrod Straight, Mount Panorama**

I refer to the abovementioned Development Application.

Please be advised that the matter will be considered by Council at its meeting to be held on 19 May 2021. The meeting will commence at 6:00pm.

Council's Business Paper for this meeting will be available on Council's website or can be collected from Council's Corporate Services & Finance Department, after 1pm on the Friday prior to the meeting.

Community members can return to Ordinary Council meetings subject to Public Health Orders. Public forum will also return, with COVID-19 processes in place for both activities.

According to public health order requirements, based on available space, the number of people able to attend the meeting is limited to a maximum of 12. The number of tickets available to the public will be impacted by the number of Council staff required to attend the meeting in the public gallery.

A ticketing system is in place to manage the process. For further information on how this ticketing system works, please visit <https://www.bathurst.nsw.gov.au/public-attendance-at-council-meetings.html>.

Members of the public can still make representations to Councillors by email or phone using the contact details provided on Council's website. Representations can also be made to Council by email to [council@bathurst.nsw.gov.au](mailto:council@bathurst.nsw.gov.au) however due to the time needed to perform Council's formal administrative procedures associated with correspondence, representations made this way may not reach Councillors prior to the commencement of the Council meeting if received after close of business Monday 17 May 2021.

If you have any queries please contact Mrs Fern-Alice Coles of Council's Environmental, Planning & Building Services Department on 02 6333 6215.

Yours faithfully

Neil Southorn  
**DIRECTOR  
ENVIRONMENTAL, PLANNING & BUILDING SERVICES**

Reference: FC:KJD:DA/2020/313  
Enquiries: Mrs F Coles 02 6333 6215  
lfc - obrien - ccl notice.docx

---

**From:** Annette Press  
**Sent:** Friday, 21 May 2021 10:20 AM  
**To:** marniemichael@bigpond.com  
**Subject:** Development Application No. 2020/313 – 428 Conrod Straight, Mount Panorama  
[SEC=OFFICIAL]  
**Attachments:** 4039\_001.pdf

Please find attached correspondence in respect of the above matter.



Civic Centre  
158 Russell Street  
Private Mail Bag 17  
Bathurst NSW 2795

Telephone 02 6333 6111  
Facsimile 02 6331 7211  
council@bathurst.nsw.gov.au  
www.bathurst.nsw.gov.au

20 May 2021

Ms M O'Brien & Mr M Kicovic  
marniemichael@bigpond.com

Dear Ms O'Brien & Mr Kicovic

**Development Application No. 2020/313 – Proposed single-storey caretaker's dwelling and shed with attached carport (Goldfields) at 428 Conrod Straight, Mount Panorama**

I refer to the above development application.

Council, at its meeting held 19 May 2021, resolved to:

- (a) support the variation to Clause 8.4 "Noise Reference Contour" of *Bathurst Regional Development Control Plan 2014*.
- (b) as the consent authority, grant consent pursuant to Section 4.16 of the *Environmental Planning and Assessment Act 1979* to Development Application No. 2020/313, subject to conditions able to be imposed pursuant to Section 4.17 of the *Environmental Planning and Assessment Act 1979*, as amended, including but not limited to:

**Conditions that must be Satisfied Prior to the Consent Becoming Operative (Deferred Commencement)**

- 1) Prior to the operation of this consent, separate retrospective Development Consent must be sought from Council for the change of use from the existing dwelling to tourist and visitor accommodation (coach drivers' accommodation).

**During Construction**

- 2) Unless otherwise approved by Council, the exterior colours and materials of the building are to be of muted natural tones.
- 3) Building work involving the use of electric or pneumatic tools or other noisy operations shall be carried out only between 7.00 am and 8.00 pm on weekdays and 8.00 am and 8.00 pm on weekends and public holidays.

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**Reference:** FC:AP:DA/2020/313  
**Enquiries:** Mrs F Coles 02 6333 6215  
lfc - obrien - ccl res.docx

Ms M O'Brien & Mr M Kicovic  
20 May 2021

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### Prior to the Issue of Occupation Certificate

- 4) Prior to the issue of any Occupation Certificate, the capacity of the existing sewer pumping station must be tested by a qualified plumber to determine whether it can also service the additional effluent loading of the proposed dwelling and shed.

If it is determined that the capacity of the existing sewer pumping station is insufficient, then the necessary upgrades must be carried out and inspected by Council, prior to the issue of any Occupation Certificate.

- 5) Prior to the issue of any Occupation Certificate, the proposed dwelling and shed are to be connected to the existing effluent management system.

### Use of Site

- 6) Any fencing to be established around the approved caretaker's dwelling must enclose an area of no more than 1,200m<sup>2</sup>.
- 7) The approved dwelling must only be occupied by caretaker(s) of the site and their family. The dwelling is not permitted to be used for the purposes of tourist and visitor accommodation, education, functions and/or any other commercial purpose, without prior Development Consent from Council.
- 8) All onsite operations involving the use of machinery, electric or pneumatic tools or other noisy operations shall be carried out only between 7.00 am and 8.00 pm on weekdays and 8.00 am and 8.00 pm on weekends and public holidays.
- 9) The development is to be conducted in a manner that will not interfere with the amenity of the locality by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit, oil, by causing interference to television or radio reception or otherwise.
- 10) Clearing of native vegetation is prohibited unless it is in accordance with the provisions of the *Biodiversity Conservation Act 2016*, as amended and the *Local Land Services Act 2013*, *State Environmental Planning Policy (Vegetation in Non-Rural Areas) 2017*, Chapter 9 of *Bathurst Regional Development Control Plan 2014* as amended. All vegetation must be checked for hollows or active nests prior to felling. If any fauna species are known to inhabit a hollow or nest then an ecologist is to be consulted on the appropriate form of removal and felling that does not result in the death of the animal, and evidence kept of such consultation.

Council thanks you for your interest in this matter.

3

Ms M O'Brien & Mr M Kicovic  
20 May 2021

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If you have any queries please contact Mrs Fern-Alice Coles of Council's  
Environmental, Planning & Building Services Department on 02 6333 6215.

Yours faithfully



Neil Southorn  
**DIRECTOR**  
**ENVIRONMENTAL, PLANNING & BUILDING SERVICES**



---

**From:** marnie obrien <marniemichael@bigpond.com>  
**Sent:** Thursday, 3 June 2021 2:30 PM  
**To:** Fern-Alice Coles  
**Subject:** Re: RE: Development Application No. 2020/313 - Caretaker's Dwelling - 428 Conrod Straight Mount Panorama [SEC=OFFICIAL]

Dear Furn-Alice

I am writing to advise I have submitted a letter with all the information provided by the Council to Paul Toole Member for Bathurst seeking his intervention to the DA Approval for 2020/313 at the Goldfields. As discussed with you we have provided you with the evidence that we were not notified of the council meeting where the application was being considered and therefore had no chance to present our position, instead we are of the view the council manipulated the process to the advantage of the owner of the Goldfields despite many discussions with the council to ensure we were given a fair opportunity to seek mediation and minor amendment to the proposal so there was a reasonable resolution for all involved.

Further, we wish to advise you the maps submitted which were considered during the decision process at the meeting show an existing building on the site to be developed which was incorrect and would have misled the committee into thinking that the new development was merely replacing a building already located at the site. This is false, there is currently no building located there and the proposed building will remove our view.

There is no evidence and our research indicates that moving the building either left or right of the proposed location would NOT prevent the sewer system from functioning in any way and this is false and was accepted without our opportunity to challenge this information.

It is unacceptable that you quote that this development would result in the 'sharing of the view' when by your own admission it would in fact remove our view unless we were to stand on our outside balcony in a certain position merely to see the view and the Goldfield would benefit from an completely unobstructed view. The Goldfields removed trees without council approval (which was reported to the council yet no action was taken) to further enhance the owners view of his new personal home which he is calling a 'care takers cottage' despite him already having a cottage on the premises.

The excuse that he needs to use that for child protection regulation reasons for bus drivers is false. I work in the industry and have confirmed the requirements and he is NOT required to have them relocated to the opposite side of the property for child protection reasons. Again this is false information provided to the council which was accepted without our opportunity to challenge this information. Further your own records confirm he has been using the current care takers cottage as accommodation without council approval with no action taken yet rewarded with his new home in a location which is to our detriment.

We have been pleasant and proactive for the last 12 months in seeking mediation and a resolution so the owner of Goldfields can have his new 'caretakers cottage' in a way that is reasonable for us all, we merely requested that it be relocated slightly to the left or right of the proposed location so we can all enjoy the view so it is fair for all involved. It would seem this would have been a sensible and reasonable position for the council to take and in fact with many meetings at the council this was what we were advised would be the most likely outcome if we are reasonable and participated in the process. The opportunity was denied to us and we are now left in an untenable situation.

We have requested a discussion with Paul Southborne who committed to contacting us this week as he was too busy last week. We have waited until late today and have had no contact so we are now proceeding.

We are also in the process of obtaining legal advice and considering contact with ICAC as we have concerns that there may have been inappropriate dealings associated with this process. We are aware council members have had lunches with the builder responsible for this development and may have influenced what was to be submitted to

## Attachment 9.2.3.11

ensure it get through council and perhaps the lack of notification to us so we are unable to challenge the proposal formally was also an easy way of railroading it through. Given the lack of willingness to mediate and communicate with us it seem these concerns need to be investigated.

We again formally request that the council withdraw or place on hold the approval for development until the process is investigated and we have an opportunity to attend a mediation meeting to discuss the proposal.

We are disappointed that it has come to this and hope that the council acts with integrity and at least contacts us to discuss the situation.

We will advise on developments in this matter as they proceed.

regards

Marnie O'Brien & Michael Kicovic  
404 Conrod Straight  
Mount Panorama

# DRAFT AMENDMENT NO. 1



## COMMUNITY PARTICIPATION PLAN (Am 1)





**Bathurst Regional Council acknowledges the Wiradjuri people who are the traditional custodians  
of the land and pays respect to Elders both past and present**



## Glossary of terms

CSP	Community Strategic Plan
CPP	Community Participation Plan
DCP	Development Control Plan
EIS	Environmental Impact Statement
EP&A	Environmental Planning and Assessment Act
GIPA	Government Information (Public Access) Act
LEP	Local Environmental Plan
LGA	Local Government Area
NSW	New South Wales
SEPP	State Environmental Planning Policy
SSD	State Significant Development
SSI	State Significant Infrastructure

## Commencement of the Community Participation Plan

This Community Participation Plan came into effect on 9 September 2019 by resolution of Council dated 17 July 2019.

## Amendments to the Community Participation Plan

The table below outlines any changes to the Bathurst Regional Community Participation Plan.

Amend No.	Date of Resolution of Council	Effective Date	Part to which the Amendment Relates	Effect of Amendment
	17 July 2019	9 September 2019	New document	Nil
1	Dd mmm yyy	Dd mmm yyy		

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## Summary of mandatory minimum exhibition timeframes

The following tables summarise the minimum exhibition timeframes for the different planning functions of Council. Detailed exhibition and notification processes are detailed within this CPP.

### Development applications

Application Type		Minimum exhibition period
Application for development consent (other than for complying development certificate, designated development or State significant development)	Public exhibition (Exhibited development)	<b>14 days</b>
	Public notification (Notified development)	<b>10 days</b>
Application for development consent for designated development		<b>28 days</b>
Application for modification of development consent that is required to be publicly exhibited by the regulations	<i>Modifications involving minor error, mis-description or miscalculation</i>	<b>Applications will not be notified</b>
	<i>Modifications involving minimal environmental impact.</i>	<b>Applications will generally not be notified. However, if in the opinion of Council, the proposed modification has the potential to increase the impact of the</b>

		development on adjoining or nearby land or development, the application will be notified for a period of 10 days in accordance with this CPP.
	<i>Other modifications, including applications which cause increased environmental impact</i>	<b>14 days.</b> <b>All persons who made a submission to the previous Development Application will be notified in accordance with this Plan.</b>
	<i>Modification by consent authorities of consents granted by the Court</i>	<b>Applications will generally not be notified.</b> <b>However, if in the opinion of Council, the proposed modification has the potential to increase the impact of the development on adjoining or nearby land or development, the application will be</b>



		notified for a period of 10 days in accordance with this CPP.
Review of determinations and decisions		<b>10 days</b> Only those applications where it is considered that there will be additional or significantly altered likely environmental impact will be re-exhibited or re-notified.
Re-exhibition of any amended application or matter referred to above required by or under this Schedule		Only those applications where it is considered that there will be additional or significantly altered likely environmental impact will be re-exhibited or re-notified.

### Strategic Planning

Project Type	Minimum exhibition period
draft Community Participation Plan	<b>28 days</b>
draft Local Strategic Planning Statement	<b>28 days</b>
draft Strategic Land Use Plans, Strategies and Studies	<b>28 days</b>
draft Local Environmental Plan	<b>28 days</b>
draft Development Control Plan	<b>28 days</b>
draft Developer and Infrastructure Contribution Plans	<b>28 days</b>

### Other Planning Documents

Application Type	Minimum exhibition period
draft Planning Agreements	<b>28 days</b>
Amendments to planning agreements	<b>28 days</b>

## 1 Introduction

### 1.1 What is community engagement?

Community engagement is a planned process with the specific purpose of working with identified groups of people, whether connected by geographic location, a particular interest, or affiliation or identify to address issues affecting their well-being. The linking of the term 'community' to 'engagement' serves to broaden the scope, shifting the focus from the individual to the collective, with the associated implications for inclusiveness to ensure due consideration is given to the diversity that exists within any community.

Community engagement can take many forms, and the International Association for Public Participation (IAP2) has developed the 'IAP2 public participation spectrum' to help groups define the public's role in any public participation process.

#### Good community engagement will lead to:

- better project and service delivery outcomes
- improve the quality of policy that is developed
- build a more resilient relationship with the community
- enhance reputation and check that council is meeting local needs
- increase understanding of community issues
- better shared partnerships and networks
- deal with complex issues and emerging issues
- opportunities for a diversity of voices to be heard
- communities being able to identify priorities for themselves and own the solutions

## IAP2 Spectrum of Public Participation



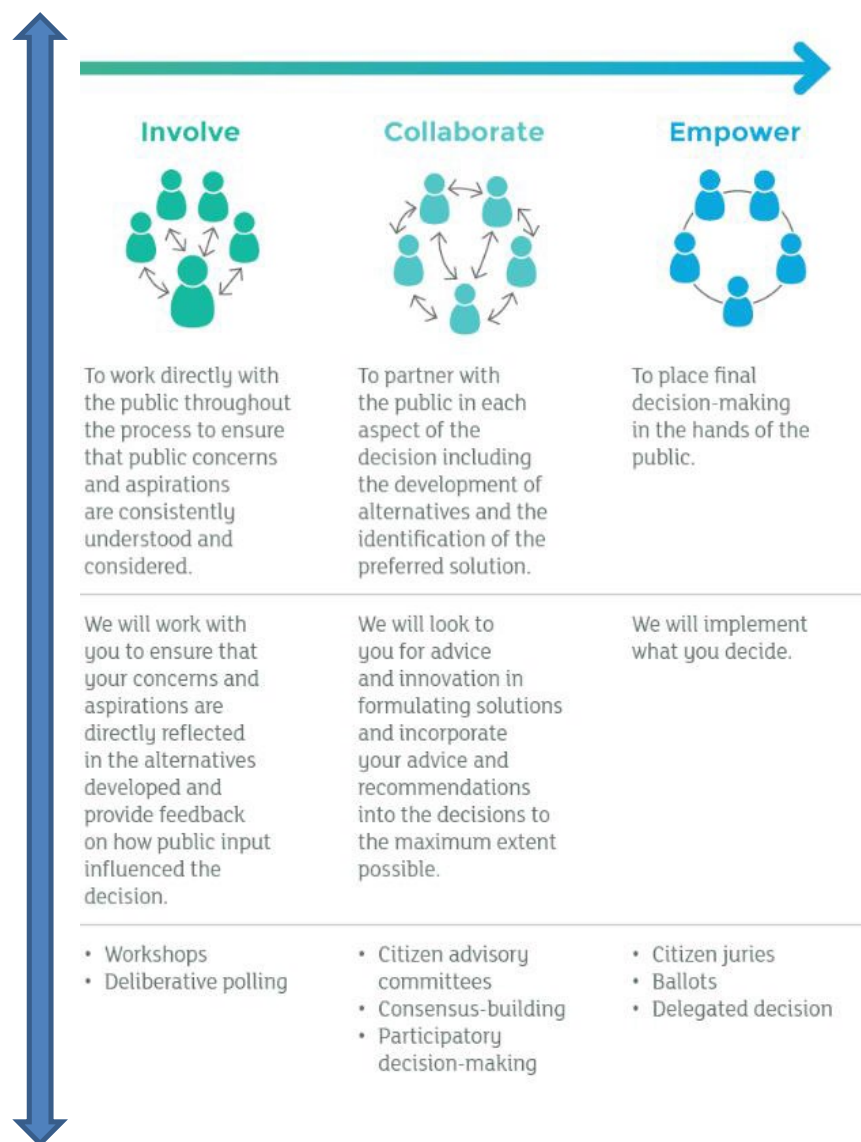
	Inform	Consult
		
<b>Public Participation Goal</b>	To provide the public with balanced and objective information to assist them in understanding the problem, alternatives, opportunities and/or solutions	To obtain public feedback on analysis, alternatives and/or decisions.
<b>Promise To The Public</b>	We will keep you informed.	We will keep you informed, listen to and acknowledge concerns and aspirations, and provide feedback on how public input influenced the decision.
<b>Example Techniques</b>	<ul style="list-style-type: none"> <li>• Fact sheets</li> <li>• Web sites</li> <li>• Open houses</li> </ul>	<ul style="list-style-type: none"> <li>• Public comment</li> <li>• Focus groups</li> <li>• Surveys</li> <li>• Public meetings</li> </ul>

Figure 1© IAP2. All rights reserved.



## 1.2 What is the spectrum of community engagement?

The spectrum of community engagement has been designed to assist in determining the most appropriate level of participation of the public. The spectrum shows that differing levels of participation are legitimate depending on the goals, time frames, resources and levels of concern in the decision to be made. However, and most importantly, the spectrum sets out the promise that is being made to the public at each participation level.

The public participation goal will be guided by other considerations such as:

- What is the broader context of the project or issue?
- Is there any history with the project or issue?
- Are there specific requirements of legislation that need to be considered?
- Is there community interest in the project or issue?

While the IAP2 Spectrum for Public Participation has been adopted for this framework, within the context of Local Government, the highest level of 'Empower' will rarely be achievable or appropriate. The spectrum notes that the level of 'Empower' places the "final decision-making in the hands of the public". As elected representatives for the community, final decisions will ultimately rest with the elected Councillors.

Community engagement plans need to be tailored for each project, identifying the appropriate level of community engagement for that project. It should be noted, however, that while a project may have an overarching engagement level, a stakeholder analysis may result in some sections of the community having a greater or lesser degree of participation depending on the level of impact the decision may have.

During the lifetime of the project, it may also be necessary to adjust the level of engagement, depending on the stage of the project.

### 1.3 What is a Community Participation Plan?

The Bathurst Regional Community Participation Plan (CPP) sets out when and how Council will engage with its communities across all the planning functions<sup>1</sup> it performs. The CPP must meet the minimum requirements for community participation set out in the Environmental Planning and Assessment Act and relates to the planning functions of Council as set out in Schedule 1 of the Act.

The CPP reflects the whole of organisation approach to community engagement, established in Council's Community Engagement Strategy, and identifies how and when Council will engage with the Bathurst community whilst undertaking its planning functions<sup>2</sup>.

### 1.4 Limitations of the Community Participation Plan

This Community Participation Plan does not outline Council's engagement strategies for the delivery of other Council services, functions or infrastructure. Community engagement for these activities are developed considering the requirements of Council's Community Engagement Strategy.

### 1.5 Objectives of the Community Participation Plan

Council's community engagement objectives are to:

- a) enhance opportunities for all members of the community to participate in planning decisions to achieve better planning outcomes, in an open and transparent process;
- b) ensure the community understands how they can participate in planning decisions;
- c) ensure that the needs and concerns of the community are identified and addressed wherever possible;
- d) ensure our strategic planning reflects the aspirations of our community and partners; and
- e) ensure Council meets its legislative requirements in regards to community engagement.

### 1.6 Principles of the Community Participation Plan

The Environmental Planning and Assessment Act guides Council to ensure that it will be clearer and easier for the community to understand how it can participate in planning decisions. The Act<sup>3</sup> outlines the principles that underpin Council's Community Participation Plan. These principles are outlined below:

- a) The community has a right to be informed about planning matters that affect it.
- b) Council will encourage effective and on-going partnerships with the community to provide meaningful opportunities for community participation in planning.
- c) Planning information will be in plain language, easily accessible and in a form that facilitates community participation in planning.

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<sup>1</sup> Refer to Section 1.9 of this CPP

<sup>2</sup> *ibid*

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<sup>3</sup> Section 2.23 of the Environmental Planning and Assessment Act 1979

- d) The community will be given opportunities to participate in strategic planning as early as possible to enable community views to be genuinely considered.
- e) Community participation will be inclusive and Council will actively seek views that are representative of the community.
- f) Members of the community who are affected by proposed major development will be consulted by the proponent before an application for planning approval is made.
- g) Planning decisions will be made in an open and transparent way and the community will be provided with reasons for those decisions (including how community views have been taken into account).
- h) Community participation methods (and the reasons given for planning decisions) will be appropriate having regard to the significance and likely impact of the proposed development.

In relation to Council's planning functions<sup>4</sup>, and in response to the principles of the community participation plan, Bathurst Regional Council will:

- ensure that engagement is always timely, accessible, planned and meaningful,
- undertake engagement activities that overcome barriers to public participation and build the capacity of our communities to participate in decision making,
- provide feedback to participants on the results of their contribution, and

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<sup>4</sup> See section 1.9

- review and evaluate with our communities on the effectiveness of our engagement activities.

### 1.7 Land to which this Community Participation Plan applies

The Bathurst Regional Community Participation Plan applies to all land within the Bathurst Regional Local Government Area (LGA). Our CPP does not apply to other NSW planning authorities, such as other local councils, or the Independent Planning Commission. All other NSW planning authorities will prepare a CPP in accordance with the requirements of the EP&A Act.

### 1.8 The NSW Planning System on a page

The 'Planning on a Page' graphic on the next two pages illustrates the NSW Planning system in the context of the Bathurst Region. It shows how the community can be involved in the process of developing new planning rules or determining development applications within the region.

The economic, social and environmental needs of the community are constantly changing...

Bathurst Regional Council looks at these needs to understand how to respond...

We work with the community to get broad agreement on the way to respond

Understanding the community's needs

Broad strategies need to be developed to plan for these changes...

Council and the community work together to develop the planning strategies...

The broader community is then asked what they think...

Strategic plans and policies setting out the way forward are agreed and adopted by Council.



Planning for the community's needs

The planning rules ensure that broad strategies and policies can be implemented...

Council proposes changes to the planning rules to deliver the policies...

The community, Council and industry are asked about the proposed changes...

Some changes may need expert advice from other Specialists

The changes are approved and the planning controls are updated.

#### Attachment 9.2.4.1

The planning rules ensure that broad strategies and policies can be implemented...

Before submitting an application, the applicant talks to Council about the proposal\*...

\*Some proposals are assessed by NSW Planning

Council may then refer the application for specialist advice to help make a decision...

The proposal may be advertised or notified so that those that may be affected can have a say. Council's Community Participation Plan lets the community know how Council will advertise or notify proposals.

If those affected are not satisfied with Council's decision the Land and Environment Court can be asked to review it

Making fair, transparent planning decisions



# PLANNING ON A PAGE

Planning Bathurst's liveable communities together  
Bathurst Regional Council | Community Participation Plan Page | 7



## Understanding the community's needs

### ECONOMIC

- Population growth
- Transport and landuse coordination
- Airport and freight logistics
- Infrastructure (e.g. water, waste, telecommunications)
- Economic Development (e.g. business, industry, forestry)
- Access to employment
- Agriculture
- Tourism
- Global economic cycles
- Support local businesses

### SOCIAL

- Affordable housing
- Social housing
- Planning for health
- Heritage and culture
- Population change (eg. household type, cultural diversity, ageing)
- Sense of 'place'
- Community infrastructure (eg. open active space, libraries)

### ENVIRONMENTAL

- Biodiversity
- Environmental protection
- Climate change
- Renewable energy
- Sustainable design
- Natural hazards (eg. bushfire, flooding)
- Vegetation protection
- Resource management and protection
- Sustainable transport

### OUTPUT

- Application is adopted (Strategic)
- Application is modified based on community input, then adopted (Strategic)
- Strategic studies/LEP etc adopted

Council responds to the changing needs of a growing population



## Planning for the community's needs

### IMPLEMENTATION THROUGH LOCAL PLANNING CONTROLS

- Council develops the vision for the region with input from the community (the Bathurst 2040 Community Strategic Plan)
- The *Environmental Planning & Assessment Act* sets the legal framework for the planning system
- The *Bathurst Regional Local Environmental Plan 2014* (LEP) regulates the use, development and protection of land within the Bathurst Region
- The *Bathurst Regional Development Control Plan 2014* (DCP) sets out the planning rules that apply to the Bathurst region
- These ideas are included in the LEP and DCP as local policies and the Local Strategic Planning Statement (LSPS) being developed.
- The planning rules can only be changed by a formal amendment process
- Planning functions of Council are exhibited or notified consistent with the Community Participation Plan (CPP).
- Variations to Planning standards are allowed in some circumstances and are assessed on a case-by-case basis.

### STATE POLICIES

eg: Central West and Orana Regional Plan  
NSW State Infrastructure Strategy  
Future Transport 2056

The planning system relies on participation across all sectors of the community to guide the future development of the region and deliver the right planning controls

### Other Government Agencies

- Can comment on proposals that affect their areas of interest (eg. Heritage Office, Roads and Maritime Services, Rural Fire Service, Water in NSW)

### Department of Planning & Environment

- Makes recommendations to the Minister
- Administers changes to the planning controls as required
- May refer to additional expert input
- Can seek community input about proposals

Expert Advice

## Making fair, transparent planning decisions

### Local Government

- Acts as responsible authority for local planning matters
- Assesses applications against the planning rules
- Refers application for specialist input
- May require public exhibition or notification of applications
- May amend the Planning rules with community input
- May delegate a decision to a council officer
- May vary a development standard on a case by case basis

### Minister for Planning

- Is responsible for state significant projects in some areas
- Can refer an application for specialist input
- May take responsibility for important decisions by calling in or through development facilitation

### Other decision makers

- Joint Regional Planning Panel
- Joint local/state government decision making body for regions

Decisions are made at the state and local level depending on the nature of the proposal

### OUTCOME

- Application is approved (Development Assessment)
- Application is refused (Development Assessment)

### 1.9 What are Council's Planning Functions?

Council's planning functions under the Environmental Planning and Assessment Act 1979 are divided into two streams: development assessment, and strategic planning. The CPP identifies how and when Council will engage with the Bathurst community whilst undertaking its planning functions. Section 2.21(2) of the Environmental Planning and Assessment Act 1979 outlines the planning functions of Council.

#### Development Assessment

Where Council is the consent authority for the following application types:

##### *Local development (other than for complying development certificate, for designated development or for State significant development)*

Local development is the most common type of development in NSW, with projects ranging from home extensions to commercial, retail and industrial developments. The Bathurst Regional Local Environmental Plan 2014 outlines those developments and land uses which require development consent before the development can take place.

##### *Designated development*

Designated Development refers to developments that are high-impact developments (e.g. likely to generate pollution) or that are located in or near an environmentally sensitive area (e.g. a wetland). There are two ways development can be categorised as designated development:

- the class of development can be listed in Schedule 3 of the Environmental Planning and Assessment Regulation 2000 as being designated development, or

- a Local Environmental Plan (LEP) or State Environmental Planning Policy (SEPP) can declare certain types of development to be designated.

##### *Modification of development consents*

After a development consent has been issued, the applicant or anyone entitled to act on the applicant's behalf can apply to Council for approval to modify that development consent.

An application to modify a development consent is made under Section 4.55 of the Environmental Planning and Assessment Act 1979 (the Act) provided the development is substantially the same.

If Council does not agree that the proposed modifications would result in substantially the same development as was originally approved, a new development application will need to be submitted for assessment.

#### Strategic Planning

Council's strategic planning functions incorporate the preparation of plans including:

##### *Community Participation Plan*

The Community Participation Plan (CPP) sets out when and how Council will engage with their communities across all the planning functions they perform and establish the minimum requirements for community participation for each type of document.

##### *Local strategic planning statements*

The Local Strategic Planning Statement will set out the 20-year vision for land-use in the Bathurst Region, the special character and values that are to be preserved and how change will be managed into the future. The



Local Strategic Planning Statement will support Council's Local Land Use Strategies.

The Local Strategic Planning Statement will implement actions from the Central West and Orana Regional Plan, as well as Council's own priorities identified in its Community Strategic Plan, its landuse strategies and other studies that support the growth of the City.

The Local Strategic Planning Statement must:

- identify the planning priorities for an area,
- explain how these priorities are to be delivered,
- demonstrate how Council will monitor and report on how the priorities will be implemented.

The statement will shape how the development controls in the local environmental plan (LEP) evolve over time to meet the community's needs, with the LEP the main planning tool to deliver Council's and the community's plan.

### *Strategic Land Use Plans, Strategies and Studies*

Council develops a range of long-term plans and strategies for specific areas or development issues. Many of these plans and strategies will become Council policy after community consultation and will be implemented through Council's planning controls. Some Strategies and Plans also require endorsement from Government Agencies and support the Central West and Orana Regional Plan.

Examples include Council's key land use strategies (Urban and Rural) and studies relatint to matters such as open space, heritage, traffic, transport, access and the like.

### *Planning proposals for local environmental plans subject to a gateway determination*

The Local Environmental Plan (LEP) guides planning decisions for the Bathurst Region. It does this through zoning and development controls, which provide a framework for the way land can be used. The LEP is the main planning tool to shape the future of communities and ensure local development is achieved appropriately.

A planning proposal is required to prepare or amend the Local Environmental Plan. A planning proposal must demonstrate the strategic merit of the proposed LEP or LEP amendment. A planning proposal is submitted to the NSW Department of Planning and Environment for a Gateway Determination. A Gateway Determination will identify whether there is merit in the proposed amendment proceeding further in the plan making process.

A Gateway Determination is issued by the NSW Department of Planning and Environment and will determine:

- whether or not to proceed with the planning proposal
- whether or not to impose conditions to the proposal
- the minimum public exhibition period

### *Development control plans*

A Development Control Plan (DCP) is prepared by Council and applies to specific types of development or areas of land and provides detailed development guidelines and controls. The DCP outlines specific controls and parameters that apply to development proposals in the Bathurst Region.

Council will periodically amend the DCP to introduce new controls relating to specific development types, to reflect legislative changes, or to clarify the intent of an existing control.

#### ***Developer and Infrastructure contribution plans***

Contributions plans allow Council to levy contributions on development consents issued for land within the Bathurst Region. These contributions assist the provision of community facilities or infrastructure to meet demand created by development.

Council will periodically amend these Plans, reflecting revised population growth, rezoning of additional land, completion of works, or to amend the schedule of works to reflect Council's priorities.

#### **Other Planning Documents**

##### ***Planning Agreements<sup>5</sup>***

A planning agreement is a voluntary agreement between a developer and Council, made in conjunction with a planning proposal or development application, where the developer is required to dedicate land free of cost, make monetary contributions, or provide any other material public benefit, to be used for or applied toward a public purpose.

Council, at its discretion, may negotiate a planning agreement with a developer in connection with any application by the developer for an amendment to an environmental planning instrument (EPI) or for development consent relating to any land in the Bathurst Regional Local Government Area.

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<sup>5</sup> Division 1A of the Environmental Planning and Assessment Regulation 2000

#### **1.10 Development excluded from notification under this Community Participation Plan**

Some types of development do not need development consent from Council, and therefore there is no pathway for formal community participation. This Plan does not relate to development or applications that fall within the following categories:

- a) Development which is exempt development under the provisions of Clause 3.1 Exempt Development of the LEP and or any applicable State Environmental Planning Policy.
- b) Development which is complying development under the provisions of Clause 3.2 Complying Development of the LEP and or any applicable State Environmental Planning Policy.
- c) Development under Part 5 of the Environmental Planning and Assessment Act.

#### **1.11 Relationship to other Plans or Strategies**

##### **Environmental Planning and Assessment Act**

The Act is the overarching document which establishes Council's legislative requirements. Division 2.6 of the Act outlines the requirements for community participation. This Community Participation Plan is developed in response to Section 2.23 of the Act.

##### **Bathurst Regional Community Engagement Strategy**

The Bathurst Regional Community Engagement Strategy identifies the whole of Council approach to engagement with the community. It has been developed to guide the ongoing dialogue between Council and the community as we plan for our future on a range of projects.

The Community Engagement Strategy ensures a consistent approach is taken by Council about projects requiring community consultation and ensures the community is well informed about Council issues, strategies, projects or plans and has the opportunity for involvement in decision making and policy development. Community engagement will apply to all facets of Council's operations where appropriate, and the standard of consultation will be designed in line with the nature, complexity and impact of the issue identified. An informed and involved community is one of the key objectives outlined in Council's Community Strategic Plan. Council is committed to having open, honest, respectful and truthful communication with the community and encourages the community to do the same. The community has told Council that the community should be involved in the development of the region and decision making. The Community Engagement Strategy aims to increase levels of engagement in a way that the community expects. The aim of the Bathurst Regional Community Engagement Strategy is "to provide a framework for Council's commitment to delivering a high level of community engagement to its community."

The Bathurst Regional Community Participation Plan recognises the established consultation practices of Council, however focuses on Council's planning functions as outlined in the Environmental Planning and Assessment Act.

### **Bathurst 2040 Community Strategic Plan**

The Bathurst 2040 Community Strategic Plan aims to inform the community about the major directions and programs Council is undertaking in shaping the future of the Bathurst Region.

More specifically, this Community Participation Plan addresses the following key strategies of the CSP:

- |              |  |
|--------------|--|
| Strategy 4.1 | Facilitate development in the region that considers the current and future needs of our community                            |
| Strategy 4.6 | Plan for, assess and regulate development activity   |
| Strategy 6.1 | Communicate and engage with the community, government and business groups on important matters affecting the Bathurst region |
| Strategy 6.4 | Meet legislative and compliance requirements   |
| Strategy 6.5 | Be open and fair in our decisions and our dealings with people   |
| Strategy 6.8 | Implement opportunities for organisational improvement   |

## 2 The Bathurst Regional Community

The Community Participation Plan seeks to enhance the opportunities for all members of the community to participate in planning decisions to achieve better planning outcomes, at an appropriate level, relative to the project.

The Bathurst Regional community is made up of a range of stakeholders, including individuals and interest groups that may, at some stage, be interested in participating in planning decisions.

A **stakeholder** is defined as “an individual or group who has a direct interest in, or can directly affect or be affected by the actions of Council with respect to a specific issue. Council needs to engage with a different mix of stakeholders on different issues.”

Key individuals include, but are not limited to:

- Applicant
- Landowner
- Neighbour
- Property developer
- Business owner
- Real estate agent
- Planning specialist or consultant
- Member of Parliament

Key interest groups include (but are not limited to):

- Community and Village Progress associations
- Industry and community organisations including, for example:
  - Bathurst Business Chamber

- Sports Council
- National Trust
- Greening Bathurst
- Bathurst Region Access Committee
- Council reference groups including:
  - Natural Resource Advisory Group
  - Bathurst Region Heritage Reference Group
  - Tourism Reference Group
  - Bathurst Aboriginal Advisory Group (yet to be formed)
- Government agencies

The graphic on the following page illustrates some of the key statistics for the Bathurst Region.

25.8%  
lone person

**household**

2.48  
persons

**84%**  
of workforce  
are local residents

**5.4%**

of our population  
identify as Aboriginal  
or Torres Strait  
Islander

**residents**

**\$1,310**

median weekly  
household  
income

**5%**

require assistance  
due to disability

**65%**

work with  
qualifications

**27%**

aged under  
20

**COUPLES**

28%  
with children

25%

without children

**5**

top languages spoken

1. English
2. Filipino
3. Mandarin
4. Arabic
5. Cantonese



17,471  
dwellings

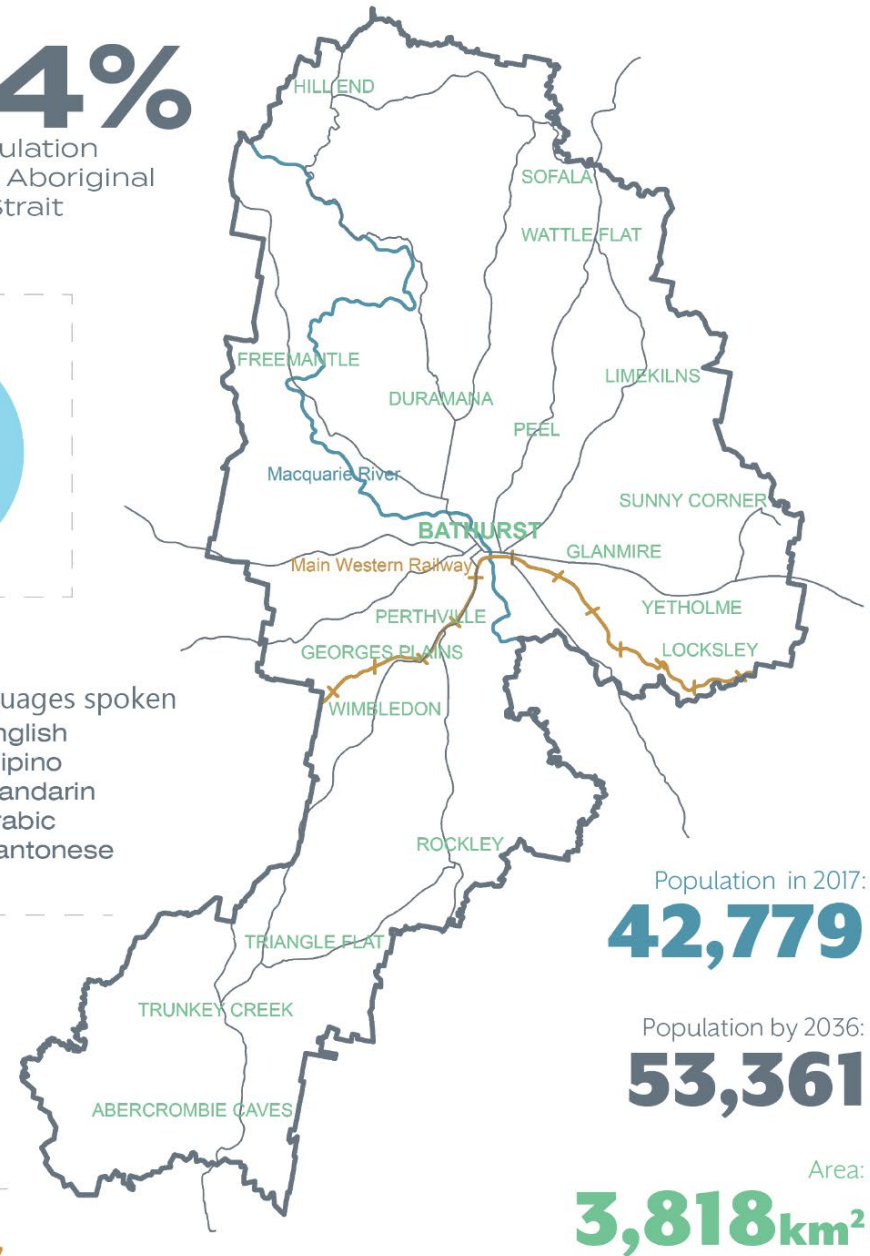
**21%**

of residents  
undertake  
volunteer work



75% of  
households have  
**internet**  
connection

**MEDIAN** resident age is 37









### 3 Development Applications

A Development Application is a formal application for development that requires consent under the NSW Environmental Planning and Assessment Act 1979 (EP&A Act). It is usually made to Council and consists of standard application forms, plans and supporting technical reports.

#### 3.1 Objectives of consultation for Development Applications

- a) Provide a framework for the notification and advertisement of development applications, applications to modify development consents and the review of development determinations.
- b) Provide an opportunity for public participation in the development application process consistent with the level of impact.
- c) Establish a clear process and expectations of how public views are considered in the development application process.
- d) Specify circumstances where notification and advertising of applications is not required.
- e) Identify development applications that will be notified and/or advertised and those persons who will be notified.
- f) Facilitate the efficient processing of applications without unreasonably compromising the opportunity for public participation.
- g) To ensure notification and advertisement is carried out in accordance with the Environmental Planning & Assessment Act and Regulation.
- h) To outline other relevant procedures for development applications.
- i) ensure that there is consistency in the notification of similar applications.

- j) Ensure that statutory time limits for making decisions are adhered to.

#### 3.2 Consultation goal

An effective consultation program does not necessarily mean that all interested parties will be satisfied with the outcome. Rather, it is about ensuring that a proposal has been fully explored, concerns identified and, where possible, alternatives considered. Council's engagement goal in relation to the assessment of development applications is to:

**CONSULT** with the community to obtain public feedback on the development proposal.

#### 3.3 Consultation channels

Council will communicate opportunities for participation in the development assessment process using methods including:

- Newspaper notices
- Notices on the land (if required by the Regulations<sup>6</sup>)
- Letters to stakeholders
- Council's website
- Council's DA Tracker website
- Social media

The consultation channel utilised is dependant on legislated requirements and the likely public interest.

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<sup>6</sup> Environmental Planning and Assessment Regulations 2000

### 3.4 Consultation tools

Council will use a range of consultation tools to enable participation and opportunities to provide input to the project. Methods that could be used by Council include:

- Online participation through Council's yoursay website
- Request for written submissions through a public exhibition process
- A Council discussion meeting or Councillor submission hearing (refer to section 5.6.6)

### 3.5 Consultation feedback

In all instances, Council will encourage the community to lodge written submissions in addition to feedback received through one of the other methods above.

### 3.6 Consultation period

In relation to the public exhibition or notification of a development application, Council will exhibit it for no less than the time indicated for the type of development listed in this section. The time period indicated for the type of development is the minimum mandatory public exhibition or notification period.

### 3.7 Public Exhibition and Notification of Development Applications

The key method used to encourage participation in the development assessment process is by way of public exhibition or notification of the application. This section establishes the **minimum level** for neighbour and stakeholder notification for local development (3.14.1) and designated development (3.14.6), where Council is the consent authority **and either exhibition or notification is required by this plan, or a merit decision has been made to notify the application**. There may be

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occasions when these minimum provisions are increased at the discretion of the Council, considering the possible impacts of a development application. Council staff have delegated authority to administer the provisions of this Community Participation Plan.

### 3.8 How is the commencement and conclusion of the public exhibition or notification period calculated?

The public exhibition or notification period dates are calculated using the following methodology.

#### 3.8.1 Matters requiring a notice in a newspaper – Public Exhibition

The commencement of the exhibition period is taken to be the first business day following the publication of the notice in the newspaper.

The conclusion of the exhibition period is based on the required number of consecutive days (as outlined in this CPP), inclusive of weekends, following the commencement of the exhibition period.

For the purposes of this Community Participation Plan, Public Holidays or Bank Holidays that apply to the State of NSW are excluded from the exhibition period<sup>7</sup>.

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<sup>7</sup> s36(2) of the Interpretation Act 1987



### 3.8.2 Matters not requiring a notice in a newspaper – Public Notification

The commencement of the notification period is taken to be the fourth day following the date of the letter of notification.

The conclusion of the notification period is based on the required number of consecutive days (as outlined in this CPP), inclusive of weekends, following the commencement of the notification period.

For the purposes of this Community Participation Plan, Public Holidays or Bank Holidays that apply to the State of NSW are excluded from the notification period<sup>8</sup>.

### 3.9 Exhibition or notification during the Christmas period

Public exhibition and/or notification periods over the traditional Christmas period will be extended so as not to include the period between 20 December and 10 January (inclusive).

### 3.10 How does Council determine who will be notified?

Where either exhibition or notification is required by this plan, or a merit decision has been made to notify the application, written notice of a notified Development Application will be given to the owners of land adjoining the land on which the development is intended to occur, except as noted below.

For the purposes of determining what is adjoining land, Council will generally disregard pathways, accessways, driveways and roadways and notify those properties separated by these features. Council will generally NOT notify those landowners who are separated from the development site by drainage reserves or open space areas. Figure 1 illustrates these notification principles. Council may consider wider notification depending on the criteria established in Section 3.14.4.4.

For the purposes of determining what is adjoining land with respect to Section 3.14.4.4 (A), where the development site or Heritage Item is located on a holding with multiple parcels, the whole of the property (ie same land ownership) will be considered adjoining.

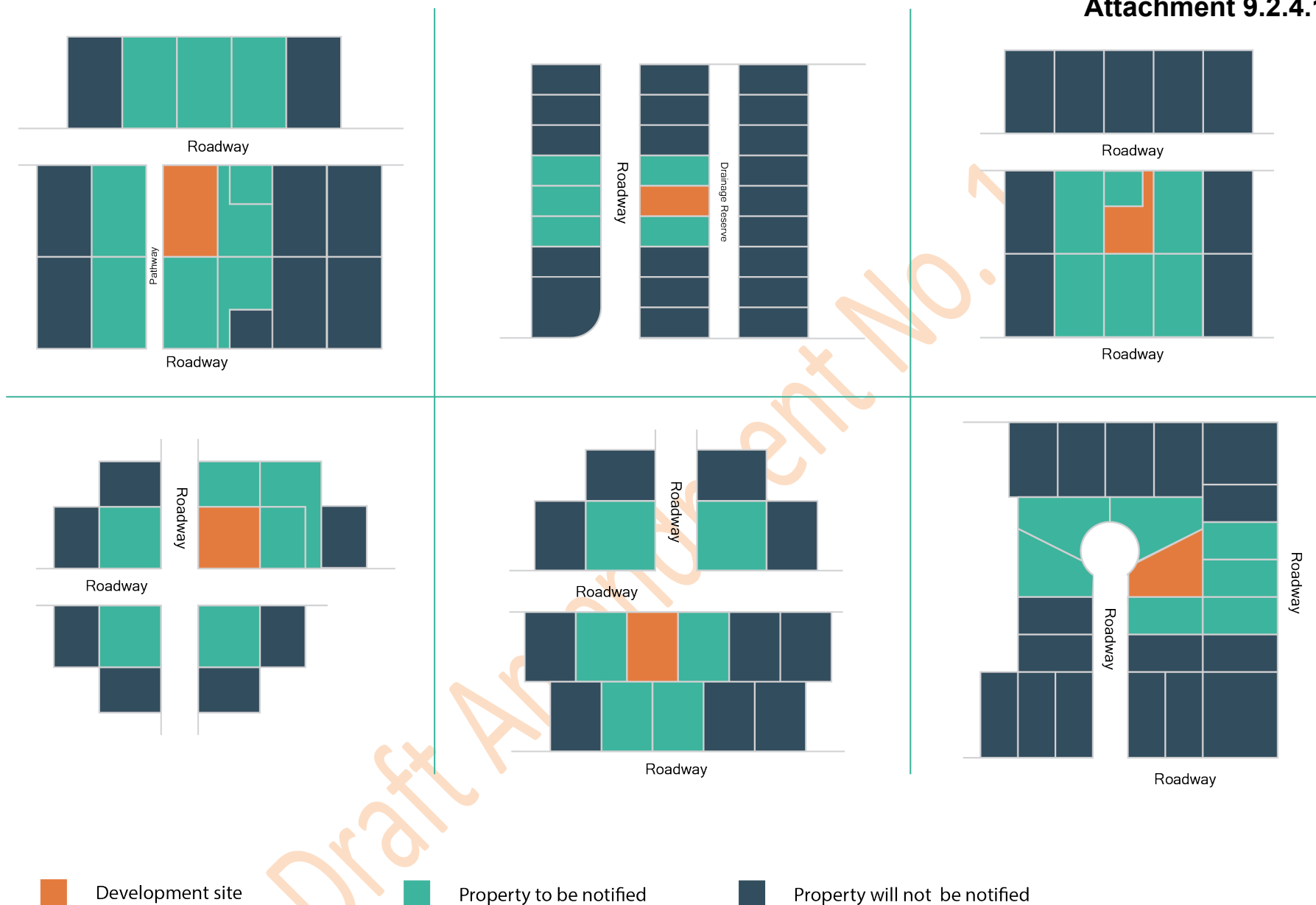
Notice to the owners of adjoining land means written advice of the making of a development application, including the time and location at which the documents may be inspected, forwarded by ordinary post to the owner of the adjoining property as identified in Council's property records at the time of lodgement of the development application.

With respect to amended applications, Council will give notice under Section 3.14.11 where it is considered that there will be additional or significantly altered likely environmental impact by the amended development application, and to those who made a submission on the application.

Note: In the case of the adjoining land being part of a strata plan, notification will be given to the Body Corporate and each strata unit owner.

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<sup>8</sup> s36(2) of the Interpretation Act 1987



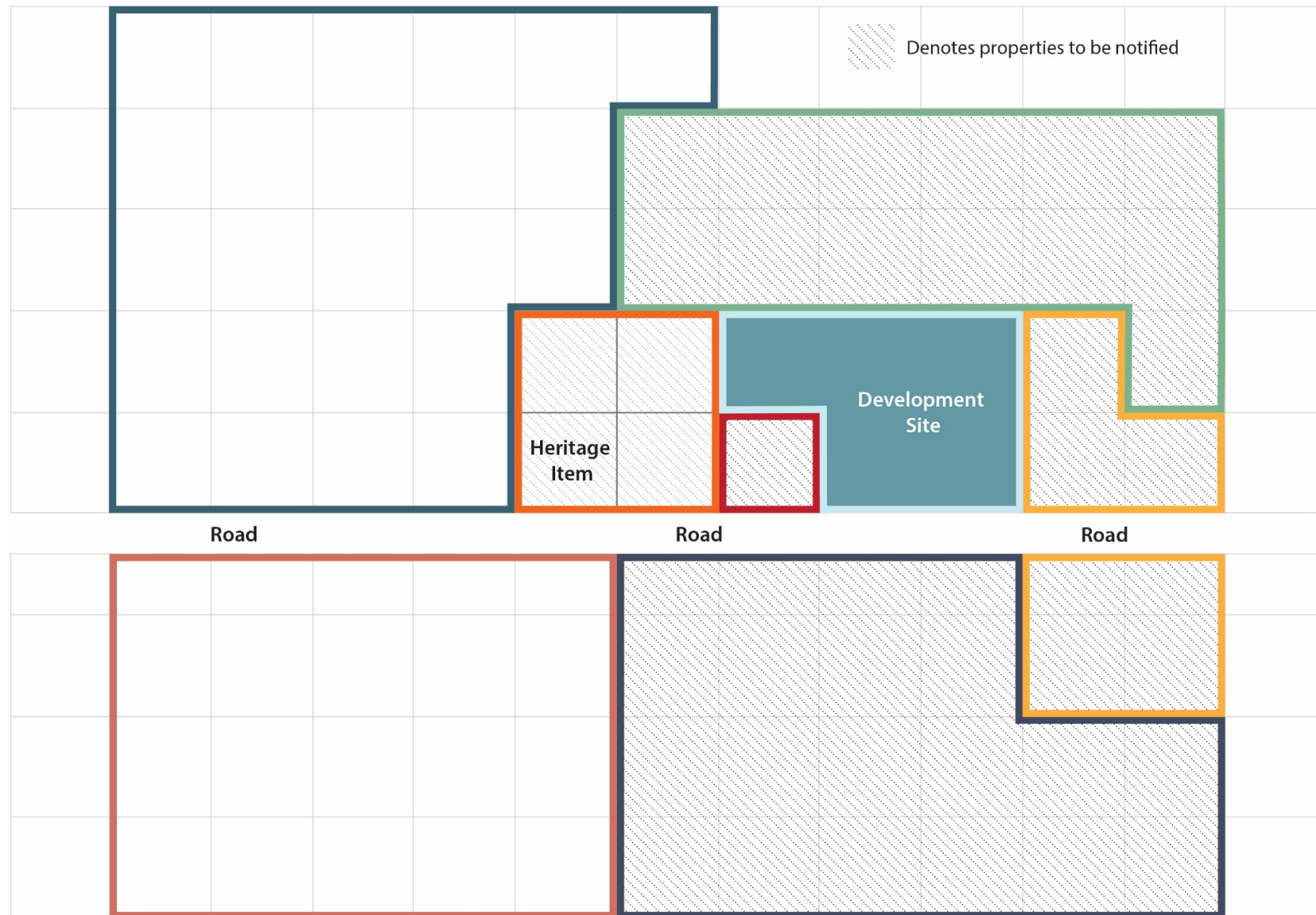


Figure 3 - Notification of Development Application principles adjacent to a Heritage Item.

### 3.11 Notification to properties in adjoining local government areas

Where adjoining properties in an adjoining LGA are considered by Council to be affected by development in the Bathurst Region, Council will notify the adjoining Council as if they were the property owner in accordance with this Community Participation Plan.

### 3.12 Deficient Development Applications

Council reserves the right not to publicly exhibit and/or notify development applications that in its opinion are deficient. A deficient development application is one that is indecipherable, does not contain important information and/or does not adequately consider the region's planning controls.

### 3.13 External referrals to stakeholder groups

Development Applications received by Council will be referred to the following stakeholder groups as outlined in the section below. The minimum exhibition period, based on the development type, will also apply to these stakeholders.

#### 3.13.1 Development within the Village of Hill End

Development Applications received for land within the Heritage Conservation Area of the Village of Hill End will be notified to the Hill End and Tambaroora Progress Association and the Hill End National Parks and Wildlife Office in accordance with the relevant section of this Community Participation Plan.

#### 3.13.2 National Trust

Development Applications involving individual buildings listed in the National Trust Register will be referred to the Bathurst Branch of the National Trust for its immediate consideration. In determining these

applications, Council will give consideration to the comments made by the National Trust.

#### 3.13.3 Bathurst Local Aboriginal Lands Council and Local Aboriginal Knowledge Holders

Development Applications will be referred to the Bathurst Local Aboriginal Lands Council and local Aboriginal Knowledge Holders for their immediate consideration for:

- a) development on lands mapped in the Bathurst Regional LEP as an Aboriginal Place of significance<sup>9</sup>;
- b) development that require an Aboriginal Cultural Heritage Assessment (ACHA)<sup>10</sup>;
- c) development that require an Aboriginal Heritage Impact Permit (AHIP).

In determining these applications, Council will give consideration to the comments made by the Bathurst Local Aboriginal Lands Council and the local Aboriginal Knowledge Holders and OEH, where appropriate.

<sup>9</sup> Refer to Section 5.10(8) of the Bathurst Regional Local Environmental Plan 2014

<sup>10</sup> As defined by NSW Office of Environment and Heritage in their Codes

### 3.14 Development Application types

#### 3.14.1 Application for development consent (other than for complying development certificate, designated development or State significant development)

##### What is an application for development consent?

Local development is the most common type of development in NSW, with projects ranging from home extensions to medium sized commercial, retail and industrial developments. The Bathurst Regional Local Environmental Plan 2014 outlines those developments and land uses which require development consent before the development can take place.

#### 3.14.2 What is Public Exhibition or Public Notification?

##### 3.14.2.1 Public exhibition (Exhibited development)

Council will notify adjoining owners, by way of a notification letter, of a development proposal that is listed within Section 3.14.3 of this Community Participation Plan. Council may also send out notification letters to persons or organisations that are likely to have an interest in the proposed development. Council will also advertise the Development Application in the 'Council Notices' section of a local newspaper on Saturdays.

Public exhibition of an application will incur an additional advertising fee.

The minimum period for public exhibition (exhibited development) is 14 days.

##### 3.14.2.2 Public notification (Notified development)

If an application is required to be notified under this Plan, Council will notify adjoining owners, by way of a notification letter, of a development

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proposal that is listed within Section 3.14.4 of this Community Participation Plan. Council may also send out notification letters to persons or organisations that are likely to have an interest in the proposed development.

The minimum period for public notification (notified development) is 10 days.

#### 3.14.3 Exhibited Development

##### 3.14.3.1 What is Exhibited Development?

Development which is required by this clause to be placed on public exhibition upon receipt of an application is referred to as **Exhibited Development**.

- a) In respect of land within Zone **R1** - General Residential, Zone **R2** – Low Density Residential, Zone **R3** – Medium Density Residential or Zone **RU5** - Village, development for the purpose of:
  - i. Tourist and visitor accommodation (other than bed and breakfast or farm stay accommodation); or
  - ii. Correctional centres, or
  - iii. Home industries, or
  - iv. Making alterations or additions to a building the use of which is lawful only because it is an existing use, or
  - v. Registered clubs.
- b) In respect of land identified on **Map No. 34 – Central Business District** of the Bathurst Regional Development Control Plan 2014 and identified as a **landmark site** as defined by Clause 10.5.4 of the Bathurst Regional Development Control Plan 2014, development that, in the opinion of the Director, Environmental Planning and Building Services, constitutes a development that

may have a significant visual impact on the streetscape or public domain.

c) In respect of **all land**, development for the purpose of a new or change of use to:

- i. Amusement centres, or
- ii. Attached dwellings, or
- iii. Boarding houses, or
- iv. Cellar door premises, or
- v. Home occupation (sex services), or
- vi. Hostels, or
- vii. Multi-dwelling housing, or
- viii. Pubs, or
- ix. Bottle shops, or
- x. Residential flat buildings, or
- xi. Restricted premises; or
- xii. Seniors housing, or
- xiii. Sex services premises, or
- xiv. Small bars
- xv. The demolition of a heritage item, or
- xvi. The demolition of a work, relic or place within a Heritage Conservation Area; or
- xvii. The use of a building or land referred to in **Clause 5.10 (10) – Heritage Conservation** or **Clause 7.5 - Conservation Incentives – Heritage Conservation Areas** of the LEP for a purpose that, but for those clauses, would have been prohibited under the LEP.

Development listed in xv) and xvi) above is not exhibited development if it involves the partial demolition of a heritage item or the demolition of a building or work within a Heritage Conservation Area if the partial

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demolition or demolition will be of a minor nature and will not adversely affect the environmental heritage of the Bathurst Region.

Note 1: Where a development application includes elements which are both exhibited and non-exhibited, the whole of the application shall be exhibited development.

Note 2: Council will assess applications for minor demolition and determine the need to exhibit on a case-by-case basis. Examples of minor demolition that are unlikely to require public exhibition include:

- Non-original fabric to a building,
- Detached outbuildings.

### 3.14.4 Notified Development

#### 3.14.4.1 What is Notified Development?

Development which is required to be notified upon receipt of an application is referred to as **Notified Development**.

Development, other than Exhibited Development, which is required to be notified to one or more adjoining land owners is referred to as Notified Development.

#### 3.14.4.2 Development Applications that will be notified in the R1 General Residential, R2 Low Density Residential and R3 Medium Density Residential zones

In the **R1** General Residential, **R2** Low Density Residential and **R3** Medium Density Residential zones, Council will give notice to owners of adjoining land of a Development Application for the following types of development:

- a) A dwelling house, dual occupancy, secondary dwelling or group home which contains a two storey component,
- b) Alterations and additions to an existing single storey dwelling, secondary dwelling or group home to create a second storey,
- c) Alterations and additions to the second storey of a dwelling, secondary dwelling or group home within 2 metres of the side or rear boundary,
- d) Shop top housing,
- e) Retaining walls greater than 1.2 metres in height and located within 1.2 metres of the side or rear boundary.
- f) Sheds and garages with a floor area greater than either:
  - i) 45 sqm in a Heritage Conservation Area, or
  - ii) 60 sqm in all other R1 or R2 zoned land, or
  - iii) 25 sqm in Zone R3.
- g) Transportable dwellings in the Bathurst or West Bathurst heritage conservation areas.
- h) Garages, sheds and carports forward of the established front or side building alignment for the development site.
- i) New infill dwellings which address a street frontage within the Bathurst and West Bathurst Heritage Conservation Areas.
- j) Places of public worship.
- k) Educational establishments
- l) Child care centres

**Note 1:** Heights are to be measured from ground level (existing) being the existing level of a site at any point prior to any work being undertaken.

**Note 2:** A **storey** means a space within a building that is situated between one floor level and the floor level next above, or if there is no floor above, the ceiling or roof above, but does not include:

- a) a space that contains only a lift shaft, stairway or meter room, or
- b) a mezzanine, or
- c) an attic.

#### **3.14.4.3 Development Applications that will NOT be notified in the R1 General Residential, R2 Low Density Residential and R3 Medium Density Residential zones**

In the **R1** General Residential, **R2** Low Density Residential and **R3** Medium Density Residential zones, a development application for the following types of development will **NOT** be notified.

- Subdivision of land
- Single storey dwelling house, dual occupancy, secondary dwellings or group home
- Single storey additions to a dwelling house, dual occupancy, secondary dwelling or group home
- Swimming pools
- Ancillary structures including carports, garages/sheds (other than those noted in Section 3.14.4.2), outbuildings, rainwater tanks, fences and freestanding patios, pergolas, studios and the like.
- Retaining walls less than 1.2 metres in height.

**Note 1:** Heights are to be measured from ground level (existing) being the existing level of a site at any point prior to any work being undertaken.

**Note 2:** Where a development application includes elements which are both notified and non-notified, the whole of the application shall be notified development.



#### 3.14.4.4 Other Notified Development in all zones

##### A) Notification in relation to development adjoining Heritage Items

Where development is proposed on land zoned **RU1** Primary Production, **RU2** Rural Landscape or **RU4** Primary Production Small Lots and adjoins a Heritage Item (excluding a moveable heritage item), as listed in Schedule 5 of the Bathurst Regional Local Environmental Plan 2014, Council will give notice to:

- i. owners of adjoining land (including both the owners of the Heritage Item and any other adjoining landowner) of any development, excluding development types listed in section 1.10 of this plan.

Note 1: Where a Heritage Item only occupies part of a property, it is to be taken that the development adjoins the allotment upon which the heritage item is located.

Note 2: Section 3.10 of this Plan defines adjoining land.

##### B) Notification based on Merit Assessment

A decision on whether a Development Application (other than for development of the kind referred to in Section 3.14.4.2 and 3.14.4.3) will be notified will be dependent on a number of factors which will require inspection of the plans relating to the development application.

Council will give notice to owners of adjoining land of such a Development Application where it considers that the development may have a material adverse impact upon:

- i. the views to and the views from surrounding land,
- ii. overshadowing of adjoining land, or
- iii. the privacy of surrounding land, or

- iv. noise, light, odour, dust (or similar) transmission to the surrounding land, or
- v. the visual impact of the proposed development in relation to the streetscape, or
- vi. the heritage significance of an adjoining heritage item, as listed in Schedule 5 of the Bathurst Regional Local Environmental Plan 2014.

Adjoining properties unlikely to be materially adversely affected by the proposed development will not be notified.

#### 3.14.5 Application for development consent for nominated integrated development (not being threatened species or Class 1 aquaculture development)

##### What is nominated integrated development?

Nominated integrated development means integrated development (not being threatened species development or Class 1 aquaculture development) that requires an approval (within the meaning of section 4.45 of the Act) under:

- a) a provision of the *Heritage Act 1977* specified in section 4.46 (1) of the Environmental Planning and Assessment Act 1979, or
- b) a provision of the *Water Management Act 2000* specified in section 4.46 (1) of the Environmental Planning and Assessment Act 1979, or
- c) a provision of the *Protection of the Environment Operations Act 1997* specified in section 4.46 (1) of the Environmental Planning and Assessment Act 1979.

##### What is the minimum exhibition period?



28 days

### Specific public notification requirements for nominated integrated development or threatened species development?

Clause 87 of the Environmental Planning and Assessment Regulations 2000 outlines how an application is to be publicly notified.

Clause 88 of the Environmental Planning and Assessment Regulations 2000 outlines who written notice is to be given.

Clause 89 of the Environmental Planning and Assessment Regulations 2000 outlines what information must be contained in the written notice and published notice.

### **3.14.6 Application for development consent for designated development**

#### What is development consent for Designated development?

Designated Development refers to developments that are high-impact developments (e.g. likely to generate pollution) or that are located in or near an environmentally sensitive area (e.g. a wetland). There are two ways a development can be categorised as designated development:

- the class of development can be listed in Schedule 3 of the Environmental Planning and Assessment Regulation 2000 as being designated development, or
- a LEP or SEPP can declare certain types of development to be designated.

#### What is the minimum exhibition period?

28 days

### Specific public notification requirements for designated development

Clause 77 of the Environmental Planning and Assessment Regulations 2000 outlines that notice is to be given to public authorities (other than relevant concurrence authorities or approval bodies) as, in the opinion of the consent authority, may have an interest in the determination of that development application.

Clause 78 of the Environmental Planning and Assessment Regulations 2000 outlines what information must be contained in the notice for designated development.

Clause 79 of the Environmental Planning and Assessment Regulations 2000 outlines what information must be contained in the exhibition notice on land for designated development.

Clause 80 of the Environmental Planning and Assessment Regulations 2000 outlines what information must be contained in the published notice for designated development.

Clause 81 of the Environmental Planning and Assessment Regulations 2000 outlines that all submissions must be forwarded to the Planning Secretary in response to the public exhibition period. The Planning Secretary may waive this requirement in certain circumstances<sup>11</sup>.

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<sup>11</sup> section 4.16 (10) (b) of the Act.

### 3.14.8 Application for modification of development consent that is required to be publicly exhibited by the regulations

#### What is a modification to a development consent?

After a development consent has been issued, the applicant, or anyone entitled to act on the applicant's behalf, can apply to Council for approval to modify that development consent.

An application to modify a development consent is made under Section 4.55 of the Environmental Planning and Assessment Act 1979 (the Act) provided the development is substantially the same.

If Council does not agree that the proposed modifications would result in substantially the same development as was originally approved, a new development application will need to be submitted for assessment.

#### What is the minimum exhibition period?

- i. *Modifications involving minor error, mis-description or miscalculation*

Applications will not be notified.

- ii. *Modifications involving minimal environmental impact.*

Applications will generally not be notified.

However if, in the opinion of Council, the proposed modification has the potential to increase the impact of the development on adjoining or nearby land or development, the application will be notified for a period of 10 days in accordance with this CPP.

- iii. *Other modifications, including applications which cause increased environmental impact*

14 days

All persons who made a submission to the previous Development Application will be notified in accordance with this Plan.

- iv. *Modification by consent authorities of consents granted by the Court.*

Applications will generally not be notified.

However if, in the opinion of Council, the proposed modification has the potential to increase the impact of the development on adjoining or nearby land or development, the application will be notified for a period of 10 days in accordance with this CPP.

### 3.14.11 Re-exhibition of any amended application or matter referred to above required by or under this Schedule

#### What is an amended application?

An amended application is an application where the applicant provides amended plans to Council prior to the determination of the Development Application.

#### Will all applications be notified?

Applications will generally not be notified.

However if, in the opinion of Council, the proposed modification has the potential to increase the impact of the development on adjoining or nearby land or development, the application will be notified for a period of 10 days in accordance with this CPP.

What is the minimum reexhibition or renotification period?

10 days

### **3.14.12 Review of determinations and decisions**

What is a review of determination or decision?

Where Council has refused a development application or imposed conditions that you are not satisfied with, you may be able to apply for a review. Section 8.2 of the Environmental Planning and Assessment Act allows the applicant to apply for a review of the determination made by the Council. The Act requires the review to be completed within 6 months from the date of determination of the development application.

Will all applications be notified?

Applications under Section 8.2 of the EP&A Act are to be re-notified to persons who previously made a submission where the Development Application is amended in a material way and Council considers that the development is likely to have the potential to increase the adverse impact than the development as it was previously considered.

What is the minimum renotification period?

10 days



## 4 Strategic Planning

Council prepares a range of strategic planning documents including:

- Land use strategies and studies relating to specific development issues, for example:
  - Open Space
  - Traffic
  - Heritage
- Local Environmental Plans
- Development Control Plans
- Developer Contribution Plans
- Community Participation Plans
- Master Plans

Council also reviews and amends these plans on an ongoing basis, either as a result of internal review of the document or by a request from private property owners.

### 4.1 Consultation goal

Depending of the project being completed, Council's engagement goal will be to either:

1. **INVOLVE:** Engage with the community and stakeholders to understand their priorities, and integrate their aspirations into projects early.

This would typically involve a two-stage consultation process:

- a. Visioning or Priority setting:
  - i. What do you like / not like?
  - ii. What would you change?
  - iii. How should change occur?

- b. Public exhibition of a draft Plan or Strategy, seeking feedback on draft strategies and alternatives.

2. **CONSULT** with the community to obtain public feedback on alternatives or the preferred strategy or action. This would generally involve the public exhibition of a draft Plan or Strategy.

### 4.2 Consultation channels

Council will communicate opportunities for participation in the strategic planning process through the most appropriate methods that are relevant to the project. Methods that could be used by Council include:

- Social media posts
- Newspaper notices
- Letters to key stakeholders
- Ratepayers newsletter articles
- Letterbox flyer
- Council email banner
- Public displays in the civic centre, library, shopping centres or other community venue or event
- Council's website

### 4.3 Consultation tools

Council will use a range of consultation tools to enable participation and opportunities to provide input to the project. Methods that could be used by Council include:

- Workshops and focus groups
- Public meetings and information sessions
- Discussion papers
- Online participation through Council's yoursay website
- Councillor briefing session

- Request for written submissions through a public exhibition process

#### 4.4 Consultation feedback

In all instances, Council will encourage the community to lodge written submissions in addition to feedback received through one of the other methods above.

#### 4.5 Exhibition or notification during the Christmas period

Public exhibition and/or notification periods over the traditional Christmas period will be extended so as not to include the period between 20 December and 10 January (inclusive).

#### 4.6 How does Council determine who will be engaged?

Council officers will choose the most appropriate audience and stakeholders for each strategic planning project.

#### 4.7 Consultation period

In relation to the public exhibition of a draft plan or strategy, Council will exhibit it for no less than the time indicated for the type of plan or strategy listed in section 4.8. The time period indicated for the type of plan or strategy is the minimum mandatory public exhibition period.

### 4.8 External Referrals to stakeholder groups

#### 4.8.1 Bathurst Local Aboriginal Lands Council and Local Aboriginal Knowledge Holders

Council will engage with the Bathurst Local Aboriginal Lands Council and local Aboriginal Knowledge Holders for strategic planning projects that involve:

- Rezoning of land for urban purposes;
- land identified or proposed to be identified in the Bathurst Regional LEP as an Aboriginal Place of significance<sup>12</sup>;
- detailed assessment of Aboriginal Cultural Heritage Assessment values;
- Aboriginal Heritage Impact Permit (AHIP).

In determining these applications, Council will give consideration to the comments made by the Bathurst Local Aboriginal Lands Council and the local Aboriginal Knowledge Holders.

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<sup>12</sup> Refer to Section 5.10(8)



## 4.9 Strategic Plans and Strategies

### 4.9.1 draft Community Participation Plan

#### What is a Community Participation Plan?

The Community Participation Plan (CPP) sets out when and how Council will engage with their communities across all the planning functions they perform and establish the minimum requirements for community participation for each type of document.

#### What is the Community Engagement Goal?

**Consult:** To obtain public feedback on the the preferred strategy or action.

#### What is the minimum exhibition period?

28 days

Draft Amendment



### 4.9.3 draft Local Strategic Planning Statement

#### What is a Local Strategic Planning Statement?

The Local Strategic Planning Statement will set out the 20-year vision for land-use in the Bathurst Region, the special character and values that are to be preserved and how change will be managed into the future. The Local Strategic Planning Statement will support Council's Local Land Use Strategies.

The Local Strategic Planning Statement will implement actions from the Central West and Orana Regional Plan, as well as Council's own priorities identified in its Community Strategic Plan, its landuse strategies and other studies that support the growth of the City.

The Local Strategic Planning Statement must:

- identify the planning priorities for an area,
- explain how these priorities are to be delivered,
- demonstrate how Council will monitor and report on how the priorities will be implemented.

The statement will shape how the development controls in the local environmental plan (LEP) evolve over time to meet the community's needs, with the LEP the main planning tool to deliver the Council and community's plan.

#### What is the Community Engagement Goal?

**Involve:** To engage with the community and stakeholders to understand their priorities and integrate their aspirations into the project early.

**Consult:** To obtain public feedback on the alternatives or the preferred action or strategy.

Bathurst Regional Council | Community Participation Plan Page | 32

#### What is the minimum exhibition period?

28 days

### 4.9.4 draft Strategic Land Use Plans, Strategies and Studies

#### What are Strategic Land Use Plans, Strategies and Studies?

Council develops a range of long-term plans and strategies for specific areas or development issues. Many of these plans and strategies will become Council policy after community consultation and will be implemented through Council's planning controls. Some Strategies and Plans also require endorsement from Government Agencies and support the Central West and Orana Regional Plan.

Examples include Council's key land use strategies and studies such as open space, heritage, traffic, transport, access and the like.

#### What is the Community Engagement Goal?

**Involve:** To work directly with the public throughout the process to ensure that public concerns and aspirations are consistently understood and considered.

**Consult:** To obtain public feedback on the alternatives or the preferred action or strategy.

### What is the minimum exhibition period?

28 days

### 4.9.5 draft Local Environmental Plan

#### What is a Local Environmental Plan?

The Local Environmental Plan (LEP) guides planning decisions for the Bathurst Region. It does this through zoning and development controls, which provide a framework for the way land can be used. The LEP is the main planning tool to shape the future of communities and ensure local development is achieved appropriately.

A planning proposal is required to prepare a new and/or to amend the Local Environmental Plan. A planning proposal must demonstrate the strategic merit of the proposed LEP or LEP amendment. A planning proposal is submitted to the NSW Department of Planning and Environment for a Gateway Determination. A Gateway Determination will identify whether there is merit in the proposed amendment proceeding further in the plan making process.

A Gateway Determination is issued by the NSW Department of Planning and Environment and will determine:

- whether or not to proceed with the planning proposal
- whether or not to impose conditions to the proposal
- the minimum public exhibition period

#### What is the Community Engagement Goal?

*New Local Environmental Plan*

**Involve:** To engage with the community and stakeholders to understand their priorities and integrate their aspirations into the project early.

**Consult:** To obtain public feedback on the preferred action or strategy.

*Amendment to the existing Local Environmental Plan*

**Consult:** To obtain public feedback on the preferred strategy or action.

### What is the minimum exhibition period?

28 days, or the time period specified in the Gateway Determination.

### 4.9.6 draft Development Control Plan

#### What is a Development Control Plan?

A Development Control Plan (DCP) is prepared by Council and applies to specific types of development or areas of land and provides detailed development guidelines and controls. The DCP outlines specific controls and parameters that apply to development proposals in the Bathurst Region.

Council will periodically amend the DCP to introduce new controls relating to specific development types, to reflect legislative changes, or to clarify the intent of an existing control.

#### What is the Community Engagement Goal?

*New Development Control Plan or controls*

**Involve:** To engage with the community and stakeholders to understand their priorities and integrate their aspirations into the project early.



**Consult:** To obtain public feedback on the alternatives or the preferred action or strategy.

*Amendment to existing Development Control Plan or controls*

**Consult:** To obtain public feedback on the preferred strategy or action.

What is the minimum exhibition period?

28 days

#### 4.8.7 draft Developer and Infrastructure Contribution Plans

What is a Developer and Infrastructure Contributions Plan?

Contributions plans allow Council to levy contributions on development consents issued for land within the Bathurst Region. These contributions assist the provision of community facilities or infrastructure to meet demand created by development.

Council will periodically amend these Plans, reflecting revised population growth, rezoning of additional land, completion of works, or to amend the schedule of works to reflect Council's priorities.

What is the Community Engagement Goal?

**Consult:** To obtain public feedback on the preferred strategy or action.

What is the minimum exhibition period?

28 days









## 5 Other Planning Documents

Council is also responsible for a number of other planning documents that are distinct from the Strategic Planning and Development Application processes. This section will outline the processes relating to other planning documents.

### 5.1 Consultation goal

Council's engagement goal is to:

**CONSULT** with the community to obtain public feedback on the strategy or action.

### 5.2 Consultation channels

Council will communicate opportunities for participation through the most appropriate methods that are relevant to the project. Methods that could be used by Council include:

- Newspaper notices
- Letters to key stakeholders
- Council's website

### 5.3 Consultation tools

Council will use a range of consultation tools to enable participation and opportunities to provide input to the project. Methods that could be used by Council include:

- Online participation through Council's yoursay website
- Councillor discussion hearing
- Request for written submissions through a public exhibition process

### 5.4 Consultation feedback

In all instances, Council will encourage the community to lodge written submissions in addition to feedback received through one of the other methods above.

### 5.5 Consultation period

In relation to the public exhibition or notification of a planning document listed in section 5.8, Council will exhibit it for no less than the time indicated for the type of development listed in section 5.8. The time period indicated for the type of document is the minimum mandatory public exhibition period.

### 5.6 Exhibition or notification during the Christmas period

Public exhibition and/or notification periods over the traditional Christmas period will be extended so as not to include the period between 20 December and 10 January (inclusive).

### 5.7 How does Council determine who will be notified?

Council officers will choose the most appropriate audience and stakeholders for other planning projects.

## 5.8 Other Planning Document types

### 5.8.1 draft Planning Agreements<sup>13</sup>

#### What is a Planning Agreement?

A planning agreement is a voluntary agreement between a developer and Council, made in conjunction with a planning proposal or development application, where the developer is required to dedicate land free of cost, make monetary contributions, or provide any other material public benefit, to be used for or applied toward a public purpose.

Council, at its discretion, may negotiate a planning agreement with a developer in connection with any application by the developer for an amendment to an environmental planning instrument (EPI) or for development consent relating to any land in the Bathurst Regional Local Government Area.

#### What is the Community Engagement Goal?

**Consult:** To obtain public feedback on the preferred strategy or action.

#### What is the minimum exhibition period?

28 days

The EP&A Regulation requires that the notification of a draft planning agreement occurs at the same time as the planning proposal or development application, or if this is not practicable, as soon as possible thereafter.

<sup>13</sup> Division 1A of the Environmental Planning and Assessment Regulation 2000

### 5.8.2 Amendment to Planning Agreements after public exhibition

Any material changes that are proposed to be made to a planning agreement after a public notice has been given should be subject to renotification if the changes would materially affect:

- How any of the matters specified in section 7.4 of the EP&A Act are dealt with by the planning agreement.
- Other key terms and conditions of the planning agreement.
- The planning authority's interests or the public interest under the planning agreement.
- Whether a non-involved member of the community would have made a submission objecting to the change if it had been publicly notified.

#### What is the Community Engagement Goal?

**Consult:** To obtain public feedback on the preferred strategy or action.

#### What is the minimum exhibition period?

28 days







## 6 Submissions

### 6.1 Submission Period

The submission period is the stated exhibition or notification period, calculated in accordance with Section 3.14, 4.9 or 5.8 of this Community Participation Plan.

### 6.2 Making a submission

Any person is entitled to make a submission which may object to or support a planning matter within the public exhibition or notification period, whether or not a notification letter has been forwarded to the person. Submissions must be made in writing and delivered to the Council by either hand, electronic mail, a yoursay submission or by post.

All submissions received within the public exhibition or notification period will be considered by Council. The key matters within submissions will be summarised in the assessment report. The report will involve consideration of the merits of all relevant matters.

Submissions should include the following characteristics:

- The reasons for objection or support.
- Submissions must be in writing, be addressed to the General Manager, clearly indicating the names, addresses of the person(s) making the submission, quote the development application number (if relevant), the subject matter, and clearly state the address of the property.
- Submissions must include the e-mail or postal address of person(s) making submissions so they can be notified in advance if the matter is to be considered by Council at a Council meeting.

This information will remain public and may be included in reports to Council.

- If persons who lodge submissions do not wish their personal information to be made public, the submission is to clearly make a statement to that effect, however their name and suburb (if available) will remain public.
- Council will consider making a submission confidential, however, the submission must make a statement to that effect and clearly outline the reasons the submission should be confidential.

### 6.3 Petitions

Where a petition is received in respect of a development application or strategic planning project, the head petitioner or, where not nominated, the first petitioner will be acknowledged for the purpose of future contact as to the progress of the application or matter. Only the head petitioner, or first petitioner, will be advised of any related meeting times or receive written confirmation of the determination of an application or outcome of the matter.

### 6.4 Disclosure of submissions

Submissions may be accessed by the public by way of a GIPA request (fee payable) to Council. Also, if the proposal is reported to a Council meeting the issues raised in that submission will be summarised in the Council report and the submission, in full, will be attached to the report.

### 6.5 Referral of submissions to the applicant

Copies of submissions will be forwarded to the applicant who will be encouraged to address the issues raised in the submissions, by way of comments or amended plans.

### 6.6 How Council deals with Submissions

#### Acknowledgement of submissions

All submissions received during the public exhibition or notification period will be acknowledged as soon as practicable by Council following the conclusion of the exhibition or notification period.

Following determination of a development application, or the adoption of a strategic plan or strategy, all persons who made a submission shall be notified in writing of the decision regarding the application, strategy or plan.

#### Anonymous submissions

Council will not consider anonymous submissions.

#### Comments on Social Media Platforms

Council will not consider comments made on social media as a submission.

#### Consideration of submissions

##### *Development Applications*

#### 2. Discussion meetings

Where Council's Director, Environmental Planning and Building Services is of the opinion that the matters raised in a submission are of a type that may achieve better explanation or negotiation of an intended outcome, a discussion meeting involving the relevant parties and Council officers will be held to discuss the submissions.

The discussion meeting will generally be held within seven (7) days following the closing of the public exhibition or notification period.

Where an objection to an application remains unresolved, the application will be referred to the next available Council meeting for determination. Council officers will consider the issues raised in the submission as part of their assessment of the Development Application.

#### 3. Submission hearing

Where Council's Director, Environmental Planning and Building Services is of the opinion that the matters raised in a submission is unlikely to be resolved during a discussion meeting, the development application will be referred to a submission hearing with the Councillors.

The submissions hearing is held on the first Wednesday of each month (except January) as part of Council's Policy meeting. The submission hearing will provide an opportunity for all parties to be heard by the Councillors.

Following the submission hearing, the Development Application will be referred to the first available Council meeting for determination. Council officers, in their report to Council, will consider the issues raised in the submissions and at the submission hearing, in their assessment of the Development Application.

##### *Strategic Planning*

#### 1. Visioning consultation

Council officers will consider the issues raised in the submissions as part of the development of the Plan or Strategy. Those who made a submission will be notified of subsequent consultation relevant to the project.

### **2. Draft Plan or Strategy consultation**

Council will hold a submission hearing in response to submissions received as part of the public exhibition or notification of the draft Plan or Strategy. Those who made submissions and the applicant (if relevant) will be invited to the hearing. The submission hearing will be held on the first Wednesday of each month (except January). Those who made a submission and the applicant (if relevant) will be notified of the proposed submission hearing date.

The issues raised in the submissions will be summarised and a summary of the draft Plan or Strategy will be contained in a report to the submission hearing.

Following the submission hearing, Council officers will determine how each issue is to be addressed and identify whether the draft Plan or Strategy should be amended. The issues raised in the submissions will be summarised and Council Officers, in their assessment report, will identify how that issue is being addressed, and how the draft Plan was amended. A report will be prepared for the next appropriate Council meeting.

Those who made a submission and the applicant (if relevant) will be notified of the proposed Council meeting date.

### **Submissions received after the public notification or exhibition period**

#### **1. Development Applications**

Submissions received after the exhibition or notification period may be considered in determining the application, however the writer may not have the benefit of attending the submission hearing or discussion meeting.

For development applications which are to be considered at a Council meeting for determination, submissions received after the writing of the report to be considered by Council (generally 14 days prior to the Council meeting date), will be placed on the development application file and forwarded to the Councillors for their information on the day of the Council meeting.

#### **2. Visioning Consultation or Draft Plan or Strategy consultation**

Submissions received after the exhibition or notification period may be considered as part of the development of the draft Plan or Strategy.

For draft plans or strategies submissions received after the writing of the report to be considered by Council (generally 14 days prior to the Council meeting date), will be placed on the file and forwarded to the Councillors for their information on the day of the Council meeting.



### *Public Hearings*

Council will hold a Public Hearing<sup>14</sup> (as defined in the Local Government Act) for Local Environmental Plans, and amendments to those Plans, that involve the reclassification of the land from Community to Operational.

Council will also hold a Public Hearing in relation to other LEP matters if the relevant Gateway Determination advises that one is required.

### *Councillor's Site Inspection*

Where the Director, Environmental Planning and Building Services determines a Councillor's site inspection is reasonable, an inspection will be organised at a mutually agreeable time close to the Council Meeting at which the matter is to be considered. An invitation will be extended to Councillors, the Director, Environmental Planning and Building Services and Council's assessing officer(s) to attend the inspection. The attendance of the Councillors is subject to their availability.

The landowner, or applicant, may be present at the site inspection, however only to observe the inspection. Persons who made submissions will not be invited to the site inspection.

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<sup>14</sup> s29(2) of the Local Government Act 1993







## Attachment 9.2.4.2

Submission	Comments	BRC Response
Mr W Freeby	Supports the proposed changes to the CPP with respect to rural heritage items.	Noted.
Mr S Bathgate	Thanks council for listening to his concerns about the important matter of DA notification in rural areas when adjacent to a listed heritage site.	Noted.

## Survey Responses

31 May 2021 - 28 June 2021

### Community Participation Plan (Am No. 1)

## Your Say Bathurst Region

Project: Community Participation Plan



VISITORS					
3					
CONTRIBUTORS			RESPONSES		
2			2		
2	0	0	2	0	0
Registered	Unverified	Anonymous	Registered	Unverified	Anonymous

## Attachment 9.2.4.2



**Respondent No:** 1  
**Login:** Wayne A Feebrey  
**Email:** feebs4@bigpond.net.au

**Responded At:** Jun 03, 2021 14:09:41 pm  
**Last Seen:** Jun 15, 2021 02:33:43 am  
**IP Address:** 27.111.71.226

Q1. <b>Name</b>	wayne feebrey
Q2. <b>What is your preferred contact method?</b>	Email
Q3. <b>Postal Address</b>	not answered
Q4. <b>Your email address</b>	feebs4@bigpond.net.au
Q5. <b>Please outline your submission</b>	<p>Agree with the proposed changes re Rural Heritage Items</p>
Q6. <b>Would you like to upload a document?</b>	not answered
Q7. <b>Have you made a reportable political donation within the meaning of the Environmental Planning and Assessment Act 1979 within the last two years to any local Councillor of the Council or any gifts to any local Councillor or employee of that Council.</b>	I have not made a reportable political donation

## Attachment 9.2.4.2



**Respondent No:** 2  
**Login:** locksley  
**Email:** bathgates@gmail.com

**Responded At:** Jun 05, 2021 08:54:33 am  
**Last Seen:** Jun 04, 2021 22:52:50 pm  
**IP Address:** 116.250.201.165

Q1. <b>Name</b>	Sandy Bathgate
Q2. <b>What is your preferred contact method?</b>	Email
Q3. <b>Postal Address</b>	not answered
Q4. <b>Your email address</b>	bathgates@gmail.com
Q5. <b>Please outline your submission</b>	<p>thank you council for listening to my concerns about the important matter of DA notification in rural areas when adjacent to a listed heritage site</p>
Q6. <b>Would you like to upload a document?</b>	not answered
Q7. <b>Have you made a reportable political donation within the meaning of the Environmental Planning and Assessment Act 1979 within the last two years to any local Councillor of the Council or any gifts to any local Councillor or employee of that Council.</b>	I have not made a reportable political donation



# Project Report

31 May 2021 - 28 June 2021

## Your Say Bathurst Region Community Participation Plan



### Visitors Summary



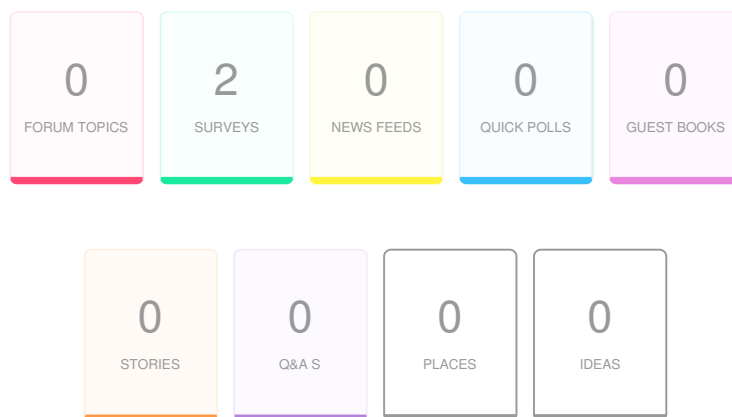
### Highlights

TOTAL VISITS	MAX VISITORS PER DAY	
14	3	
NEW REGISTRATIONS		
0		
ENGAGED VISITORS	INFORMED VISITORS	AWARE VISITORS
2	4	12

Aware Participants	12	Engaged Participants	2
Aware Actions Performed	Participants	Engaged Actions Performed	Registered Unverified Anonymous
Visited a Project or Tool Page	12		
Informed Participants	4	Contributed on Forums	0 0 0
Informed Actions Performed	Participants	Participated in Surveys	2 0 0
Viewed a video	0	Contributed to Newsfeeds	0 0 0
Viewed a photo	0	Participated in Quick Polls	0 0 0
Downloaded a document	1	Posted on Guestbooks	0 0 0
Visited the Key Dates page	0	Contributed to Stories	0 0 0
Visited an FAQ list Page	0	Asked Questions	0 0 0
Visited Instagram Page	0	Placed Pins on Places	0 0 0
Visited Multiple Project Pages	2	Contributed to Ideas	0 0 0
Contributed to a tool (engaged)	2		

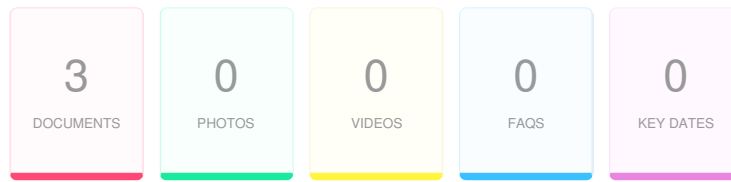


## ENGAGEMENT TOOLS SUMMARY



Tool Type	Engagement Tool Name	Tool Status	Visitors	Contributors		
				Registered	Unverified	Anonymous
Survey Tool	Community Participation Plan (Am No. 1)	Archived	3	2	0	0
Survey Tool	Submission - draft Community Participation Plan	Archived	0	0	0	0

## INFORMATION WIDGET SUMMARY



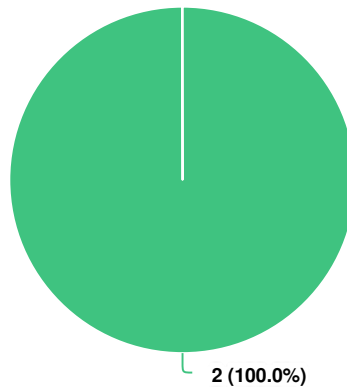
Widget Type	Engagement Tool Name	Visitors	Views/Downloads
Document	Draft Community Participation Plan v2 Apr 2021	1	1
Document	Adopted Community Participation Plan	0	0
Document	Explanation Document - Amendment No. 1	0	0
Key Dates	Key Date	0	0

## ENGAGEMENT TOOL: SURVEY TOOL

### Community Participation Plan (Am No. 1)

Visitors <b>3</b>	Contributors <b>2</b>	CONTRIBUTIONS <b>2</b>
-------------------	-----------------------	------------------------

What is your preferred contact method?



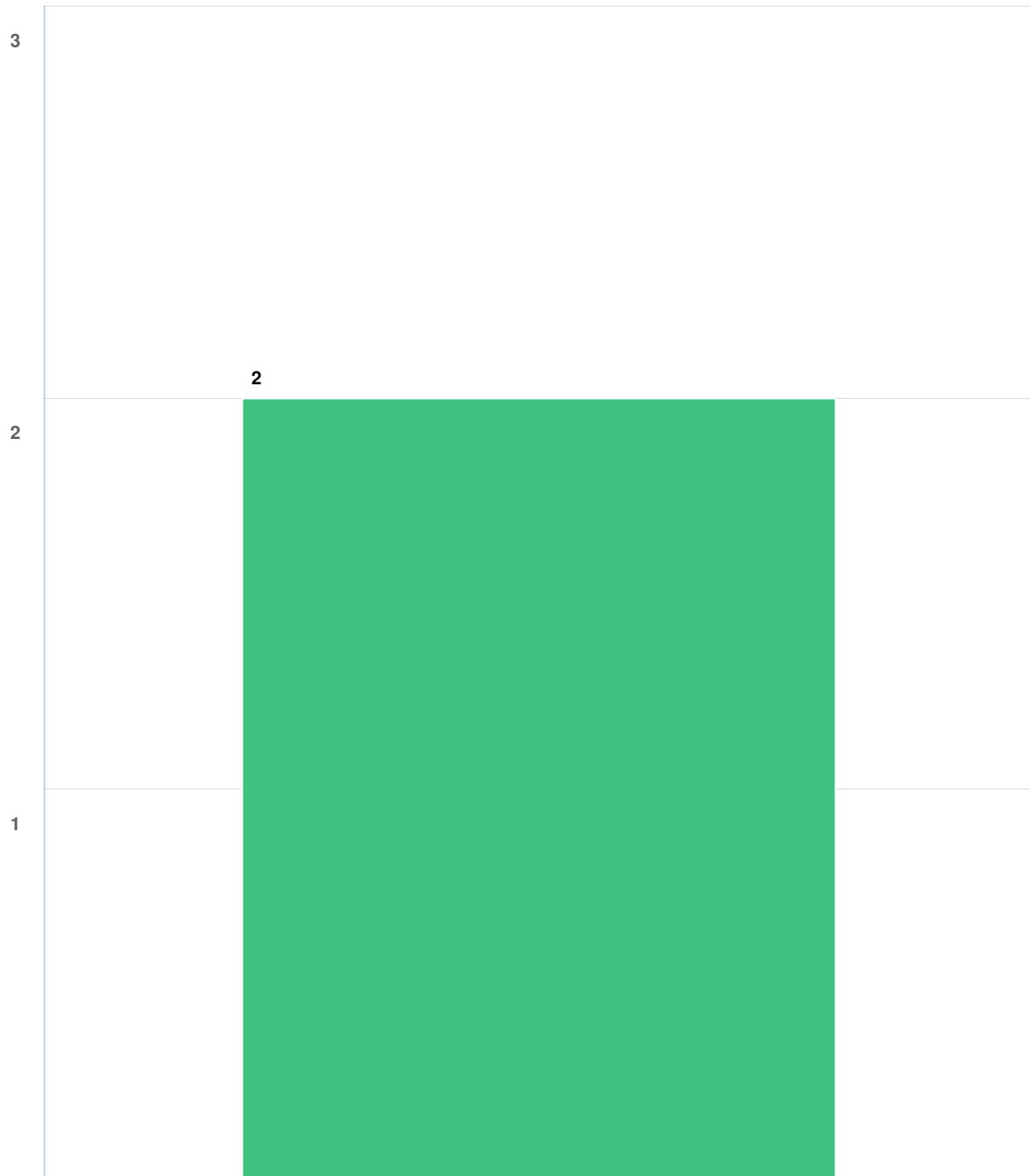
#### Question options

- Email

Optional question (2 response(s), 0 skipped)

Question type: Dropdown Question

**Have you made a reportable political donation within the meaning of the Environmental Planning and Assessment Act 1979 within the last two years to any local Councillor of the Council or any gifts to any local Councillor or employee of that Council.**

**Question options**

- ☒ I have not made a reportable political donation

*Mandatory Question (2 response(s))*

*Question type: Checkbox Question*

The 53 proposed heritage items are outlined below.

**28 - 34 Bant Street, Bathurst, Milltown Public School (proposed new heritage item)**

Reason for proposed listing:

Milltown Public School highlights the growth of the area known as Milltown as the railway arrived in Bathurst in 1876 and the area expanded. The Milltown Public School was built in Bant Street in 1879 and had notable pupils such as Elizabeth Chifley (wife of Ben Chifley).

**14 Brilliant Street, Bathurst St Barnabas' Rectory (proposed new heritage item)**

Reason for proposed listing:

A well defined and maintained late Victorian residence, which contributes to the streetscape. Also has additional cultural significance as St Barnabas' Rectory.

**183 Brilliant Street, Bathurst Mount View (proposed new heritage item)**

Reason for proposed listing:

A substantial late Victorian residence in Bathurst Polychrome brick. Associated with Mr Peter Hancock. Harry 'Breaker' Morant and his colleague Peter Handcock made history by being the first and only Australian service personnel to be executed by an Allied power.

**93 - 97 Durham Street, Bathurst Georgian Workers Terrace (proposed new heritage item)**

Reason for proposed listing:

A generally intact vernacular Georgian workers terrace. Part of a group of Georgian houses, survivors of early Bathurst, the significance of which is enhanced by their own prominent location.

**99 Durham St, Bathurst Georgian Residence (proposed new heritage item)**

Reason for proposed listing:

A classic, vernacular Georgian residence, one of a group of early Bathurst residences along Durham Street, the significance of which is enhanced by its prominent location. Original front rooms only.

**135 George Street, Bathurst Commercial Hotel (proposed new heritage item)**

Reason for proposed listing:

An historic building formerly the Daniel O'Connell Inn, dating from 1846 pleasantly refurbished with reconstructed verandah. A building dating from the colonial period and at one time owned by Dr. Machattie, as was the adjoining building. Simple styled well-proportioned colonial façade with reconstructed verandah similar to the original. It is one of the city's earliest inns still currently trading.

**137 George Street, Bathurst Messener House (proposed new heritage item)**

Reason for proposed listing:

A building dating from the Colonial period and built c. 1846 for Dr. Machattie, as was the adjoining building. Simple styled, well proportioned colonial facade with detail still intact from original.

**142-144 George Street, Bathurst Attached Residence (proposed new heritage item)**

Reason for proposed listing:

A rare example of an early Victorian two storey attached terrace with single storey concave verandah. Simple, symmetrical façade with decorate brick corbelling and parapet.

**153A Havannah Street, Bathurst Healy's General Store (Former) (proposed new heritage item)**

Reason for proposed listing:

A good example of an Edwardian corner shop of larger than usual scale. Well maintained and with original detail intact. An important streetscape element which adds diversity to the streetscape and defines the street corner. Has cultural value also in its former role as 'The corner shop.'

**169 Havannah Street, Bathurst Victorian Residence (proposed new heritage item)**

Reason for proposed listing:

A substantial late Victorian residence in Bathurst Polychrome brick. Contributes variety of scale to a predominantly single storey streetscape. Associated with Francis Crago, his family home within proximity of his mill, a practice favoured by many early British industrialists.

**16-18 Henry Street, Bathurst Victorian Terrace (proposed new heritage item)**

Reason for proposed listing:

Simple but intact early Victorian terraces, located in one of the earliest parts of Bathurst.

**170 Howick Street, Bathurst Matron's Cottage (Former) (proposed new heritage item)**

Reason for proposed listing:

Simple but unusually intact late Georgian cottage with unusual (for a small cottage) detached rear wing. The scalloped valance is also a rare surviving feature in Bathurst. One of a group of three early cottages reputedly having a historical connection with the former convict hospital.

**296 Howick Street, Bathurst Residence (proposed new heritage item)**

Reason for proposed listing:

A relatively large two storey residence in the colonial Georgian style, dating to circa 1840. The bald faced style (without single or two storeyed verandah or porch) is rare in Bathurst. The fact that this building is sited either on or close to the front boundary appears to indicate it never had a verandah.

**15 Keppel Street, Bathurst Clonlara (proposed new heritage item)**

Reason for proposed listing:

Built in 1920 for a Ms Matilda Taylor, 'Clonlara' is a well designed single storied cottage in good original condition. Extravagant detailing includes deep curved brackets to the front verandah, rendered and banded walls, with matching chimney; a tiled hipped roof, with a decorative gambrel roof to the streetscape. Below this a window with bracketed awning.

**35 Keppel Street, Bathurst Tattersalls Hotel (proposed new heritage item)**

Reason for proposed listing:

One of the oldest hotels in Bathurst this was built 1849 as Dominique Popolarie's 'Elephant & Castle'. A substantial, fairly unusual mid/late Victorian hotel in a prominent corner location. Important for its social significance in relation to the drinking habits of the 19th Century mill workers and also for its contribution to the historic streetscape of lower Keppel Street. An excellent example of the late Georgian style the building retains original face brickwork on the upper floor and original multi-pane double hung windows with rendered surrounds.

**17-19 Morrisset Street, Bathurst Attached Residences (proposed new heritage)**

Reason for proposed listing:

A well detailed building of simple Georgian proportions. A good example of the Bathurst Polychrome' style which makes a significant contribution to the streetscape.

**79 Piper Street, Bathurst Early Victorian Residence (proposed new heritage item)**

Reason for proposed listing:

A Victorian brick dwelling with symmetrical façade and bullnose verandah. Attached is a brick structure with hipped roof and single window to the street. Early Victorian structures likely built prior to 1862. Site has a long history of being used as a bakehouse.

**22 Rankin Street, Bathurst Corner Shop and Residence (proposed new heritage item)**

Reason for proposed listing:

A Victorian cottage and shop, located in one of the earliest parts of Bathurst.

**24-28 Rankin Street, Bathurst Terrace Residences (proposed new heritage item)**

Reason for proposed listing:

Simple but intact early Victorian terraces, located in one of the earliest parts of Bathurst.

**140 Rankin Street, Bathurst Corner Shop and Residence (proposed new heritage item)**

Reason for proposed listing:

An interesting and slightly unusual example of a Victorian corner shop & residence. Provides interest and definition to the street corner. Generally intact except for removal of verandah over footpath which could easily be reinstated. An important streetscape element.

**62 Rocket Street, Bathurst Werona (proposed new heritage item)**

Reason for proposed listing:

A late Victorian brick cottage with front gable and a well proportioned decorative window and elaborate timber gable infill. Built by reputable Bathurst builder Frederick Jones.

**102-104 Russell Street, Bathurst Attached Residences (proposed new heritage item)**

Reason for proposed listing:

A pair of simple vernacular, Georgian residences. A type which is becoming increasingly rare in central Bathurst. Part of a group of varied 19th Century buildings in this part of Russell Street.

**163 Russell Street, Bathurst Fintona (proposed new heritage item)**

Reason for proposed listing:

An elaborately detailed single storey Victorian residence which makes a significant contribution to the streetscape. Owned and occupied by prominent Bathurst resident Alfred Gordon Thompson

**58 Seymour Street, Bathurst Victorian Cottage (proposed new heritage item)**

Reason for proposed listing:

An intact Victorian cottage.

**144-146 Seymour Street, Bathurst Attached Residences (proposed new heritage item)**

Reason for proposed listing:

A pair of simple vernacular, Georgian residences. A type which is becoming increasingly rare in Bathurst. Part of a group of varied 19th Century buildings in close proximity to the former Lachlan Inn on the corner of Seymour and Lambert Streets.

**168 Seymour Street, Bathurst Victorian Cottage (proposed new heritage item)**

Reason for proposed listing:

A late Victorian brick cottage with decorative front gable and unusual circular timber work on the timber posted verandah.

**124 William Street, Bathurst Commercial Building (proposed new heritage item)**

Reason for proposed listing:

A small, very early infill two storied shop of circa 1850s, contributing to the streetscape and effectively bridging the visual gap between two larger neighbours.

**7 Cambewarra Court, Kelso Cambewarra (proposed new heritage item)**

Reason for proposed listing:



Cambewarra designed by John Job Copeman, is in excellent condition within a wonderful garden setting watered by an early well. The site has a long standing agricultural and social history.

**5-7 Lee Street, Kelso King William Inn (Former) (proposed new heritage item)**

Reason for proposed listing:

An important early inn dating from the 1830's, the third on the Bathurst plains, situated on what was originally the main approach road to Bathurst. Built by Richard Mills, who was granted one of the first 10 land grants at Kelso.

**72 Sydney Street, Kelso Kelso Police Station and Lockup (Former) (proposed new heritage item)**

Reason for proposed listing:

Important intact example of a Late Victorian Police Station and Lock Up.

**126 Sydney Street, Kelso Victorian Cottage (proposed new heritage item)**

Reason for proposed listing:

A Late Victorian dwelling that appears to have been purpose built given its unusual floor plan. The dwelling retains its garden setting and is an important element in the streetscape and entrance into Bathurst.

**257 Freemantle Road, Mount Rankin Osborne (proposed new heritage item)**

Reason for proposed listing:

Relatively intact homestead, likely designed by J.J. Copeman. Located on a large 500ac parcel overlooking Bathurst retaining its agricultural setting.

**1080 Trunkey Road, Perthville Wardell (proposed new heritage item)**

Reason for proposed listing:

An early rammed earth homestead (c1877) built on the original Western Road at the time of the railway. The building has a long standing association with the original owners, the Hamer Family. It is a very good intact example of a rammed earth building in great condition with early 20th century additions that are representative of their period. The homestead is located in a commanding position, with vistas to and from and is unencumbered by development.

**44 Christie Street, Raglan St James Anglican Church (proposed new heritage item)**

Reason for proposed listing:

The original church on the site was consecrated on 14 October 1873 by the first Bishop of Bathurst – Bishop Samuel Marsden. During the mid 1950s the building was declared beyond repair as it was so badly cracked. The current church on the site was rebuilt in 1959 from the original building, the bricks cleaned and stacked and the church rebuilt exactly as it was before, except for the addition of a vestry. A good example of a full brick country church with gable ended rood, extended porch and vestry.

### **58 Christie Street, Raglan Raglan Hall (And Former School) (proposed new heritage item)**

Reason for proposed listing:

Raglan Public School commenced in 1870 as a half time school with Glanmire, that is of two schools that were paired under a teacher who spend half his week at each. It became fulltime in December 1870. When the railway reached Raglan, enrolments reached a peak in 1874 with 86 pupils. By 1911 enrolments had declined and the school was closed for a period of 2 years.

Needing an additional airfield to house the overflow of military planes from the Richmond Air Base, the government opened a military airfield at Raglan in 1942. At the end of the Second World War, in 1945, the need for a civil aerodrome was recognised and the Bathurst Air Field opened at Raglan in 1946. Since then Raglan has continued to develop into what is now a thriving village community and Bathurst satellite suburb.

The former school is a typical Government school building from the Victorian period. It is important for its long history as a school and now as a place of community meetings and events.

### **14 Melrose Drive, Raglan Residence (proposed new heritage item)**

Reason for proposed listing:

Dwelling is a fine example of modest turn of the Century architecture displaying quality craftsmanship and a move towards internal bathroom and kitchen facilities.

### **7 Barkley Street, Sofala Sofala Police Station (Former) (proposed new heritage item)**

Reason for proposed listing:

Good example of late Victorian government with symmetrical façade, elaborate chimneys, a gambrel roof and brick walls on painted plinth with painted tuck pointed arches over windows. Typical of many similar Government Architect police stations of the period, demonstrating a continued police presence.

### **12 Busby Street, South Bathurst Attached Residence (proposed new heritage item)**

Reason for proposed listing:

12 Busby Street, a mirror image of Chifley Home, although now used as an education centre in association with the Chifley Home Museum, it is within the curtilage of the State Heritage Listed, Chifley Home. The front façade and front three rooms of this terrace have been extensively restored as original and it helps in contributing positively to the streetscape of Busby Street along with other terraces of a similar period. The front of the site has high heritage significance for not only its original and restored condition but also its contribution it makes to the protection and visual amenity it provides to Chifley cottage at 10 Busby Street.

### **238 Havannah Street, South Bathurst Federation House (proposed new heritage item)**

Reason for proposed listing:

A substantially intact Federation brick cottage.

### **8 Spencer Street, South Bathurst Federation House (proposed new heritage item)**

Reason for proposed listing:

A substantially intact Federation brick cottage with dutch gable roof and unusual decorative timber frieze.

### **Tambaroora Pig Oven, Tambaroora (proposed new heritage item)**

Reason for proposed listing:

This stone structure on the Tambaroora Common is an early example of a Chinese pig oven built on the Tambaroora goldfield likely around the late 1850s to mid-1860s when there were large numbers of Chinese working on the Tambaroora gold fields. The structure is located on old diggings off Andersons Road at Washing Gully west of Hill End. There are only 91 documented pig ovens identified in Australia.

The oven at Tambaroora is constructed of stones arranged in an oval shape with an opening at the top and an aperture at the bottom. Evidence of clay lining can be seen on the inside of the oven. It stands at about one metre and is in relatively good condition. The ovens were constructed by Chinese migrants for the purpose of roasting pork, usually on Chinese feast days.

### **267 Grove Creek Road, Trunkey Creek Mulgunnia Station (proposed new heritage item)**

Reason for proposed listing:

An impressive early vernacular collection of buildings, well cared for, displaying styles from primitive slab construction to present.

### **18 Alamein Walk, West Bathurst Former Scout Hall and Department of Works Office (proposed new heritage item)**

Reason for proposed listing:

The Department of Works office overseeing construction of the Duration Cottages in Bathurst was located in front of the wooden Scout Hall at No. 18 Alamein Walk and is still present on this site.

### **Howards Bridge Survey Marker Tree (Amend existing heritage item no. 101)**

Reason for proposed amendment:

A survey marker tree is present on the western side of the southern approach to Howards Bridge dating to when the road alignment for the Bridle Track was being surveyed in the 1870's. It has the inscription R D below the NSW Government Survey mark of the three arrows.

### **Chifley Bust (Amend existing heritage item no. 283)**

Reason for proposed amendment:

The bronze bust within the Chifley Memorial Park commemorates former Prime Minister Ben Chifley's wish to be remembered through the provision of public housing. After his death a housing estate was built and a bust of Chifley installed. The words beneath the bust say:

'The right hon. J.B.Chifley PC Prime Minister of Australia, 13/7/45 to 10/12/49'. The bronze portrait bust is mounted on a sandstone pillar and is important to the nearby community, and to the community as a whole in its remembrance of the work of Ben Chifley.

**BATHURST REGIONAL COUNCIL CONSERVATION & INTERPRETATION FUND  
2020-21 FINANCIAL YEAR  
SUMMARY REPORT ON ALL COMPLETED PROJECTS**

Organisation	Contact Name	Project Address	Project	Project Cost	Funding Recommended	Applicant's Contribution
	Ken Webb	4085 Sofala Road, Wattle Flat	Sofala A Look Behind The Rush. A short history of Australia's oldest existing gold town.	\$1,370	\$650	\$720
Bathurst Heritage Matters Inc.	Jillian Long	Raglan Railway Station	Pamphlet to highlight the history and uniqueness of Raglan Railway Station.	\$1,958	\$1,500	\$458
Bathurst Migrant Centre 50th Anniversary Committee	Eva Matiszik	Limekilns Road, Forest Grove	Replace interpretation panel on the display stand at the entrance (right hand side) to Former Migrant Centre (now heritage park)	\$5,000	\$1,000	\$4,000
	Lyn Haley	321 Russell Street, Bathurst	Open Days at Miss Traill's House to celebrate the house and the 75th anniversary of the National Trust NSW	\$4,085	\$2,000	\$2,085
Malcom Drinkwater	Malcom Drinkwater	3458 Hill End Road, Hill End	Copying of 900 DVD's of history documentary entitled "Gold & B. O. Holtermann"	\$6,000	\$500	\$5,500
Malcom Drinkwater	Malcom Drinkwater	3458 Hill End Road, Hill End	Digital conversion of 3 history books allowing the uploading to the internet for worldwide exposure	\$2,000	\$1,000	\$1,000
Conmurra	Joel Little	49 Timber Ridge Road, Walang	A take home colour interpretative brochure will be developed for tourists and guests to reinforce the information provided on the guided tours	\$1,300	\$350	\$950
Friends of Bathurst Agricultural Research Station Inc	Pauline Barker	Research Station Drive, Mitchell	Continue digitalisation of the database inventory for the Bathurst Agricultural Research Station's moveable heritage items	\$3,312	\$3,000	\$312
Greening Bathurst	David Goldney	N/A	Natural history & scenic interpretation half day tours within Bathurst LGA.	\$60,000	\$5,000	\$55,000
Hill End Public School, Hill End and Tambaroora Gathering Group	Christopher Grossett & Gaye Shanahan	19 Tambaroora Street, Hill End	Production and publishing of a commemorative book to celebrate Hill End Public School's 150th anniversary.	\$10,395	\$5,000	\$5,395
<b>Total</b>				<b>\$95,420</b>	<b>\$20,000</b>	<b>\$75,420</b>

**BATHURST REGIONAL COUNCIL CBD MAIN STREET IMPROVEMENT FUND  
2020-21 FINANCIAL YEAR  
SUMMARY REPORT ON ALL COMPLETED PROJECTS**

Contact Name	Postal Name	Project Address	Project	Funding		Applicant's Contribution
				Project Cost	Recommended	
Cheryl Schembri	C Schembri	93 George Street, Bathurst	Repainting and removal of above awning signage	\$5,500	\$1,000	\$4,500
Vanessa Pringle	V Pringle	166A William Street, Bathurst	Restoration of veranda	\$8,803	\$1,000	\$7,803
Vanessa Pringle	V Pringle	166A William Street, Bathurst	Restoration of cast iron veranda posts	\$7,607	\$1,000	\$6,607
Martha Gelin	B Gelin	93 William Street, Bathurst	Repair moulding on façade and repainting	\$25,821	\$3,000	\$22,821
Jennifer Hannan	J Hannan	104 Bentinck Street, Bathurst	Painting of corner façade	\$14,938	\$2,000	\$12,938
Jennifer Hannan	J Hannan	104 Bentinck Street, Bathurst	Painting of Bentinck Street wall on first floor	\$7,282	\$1,000	\$6,282
Ben Gelin	B Gelin	52 Keppel Street, Bathurst	Replace roof	\$58,000	\$3,000	\$55,000
Belinda Robrahn	B Robrahn	213 George Street, Bathurst	Reinstate veranda	\$45,000	\$5,000	\$40,000
<b>Total</b>				<b>\$172,951</b>	<b>\$17,000</b>	<b>\$155,951</b>

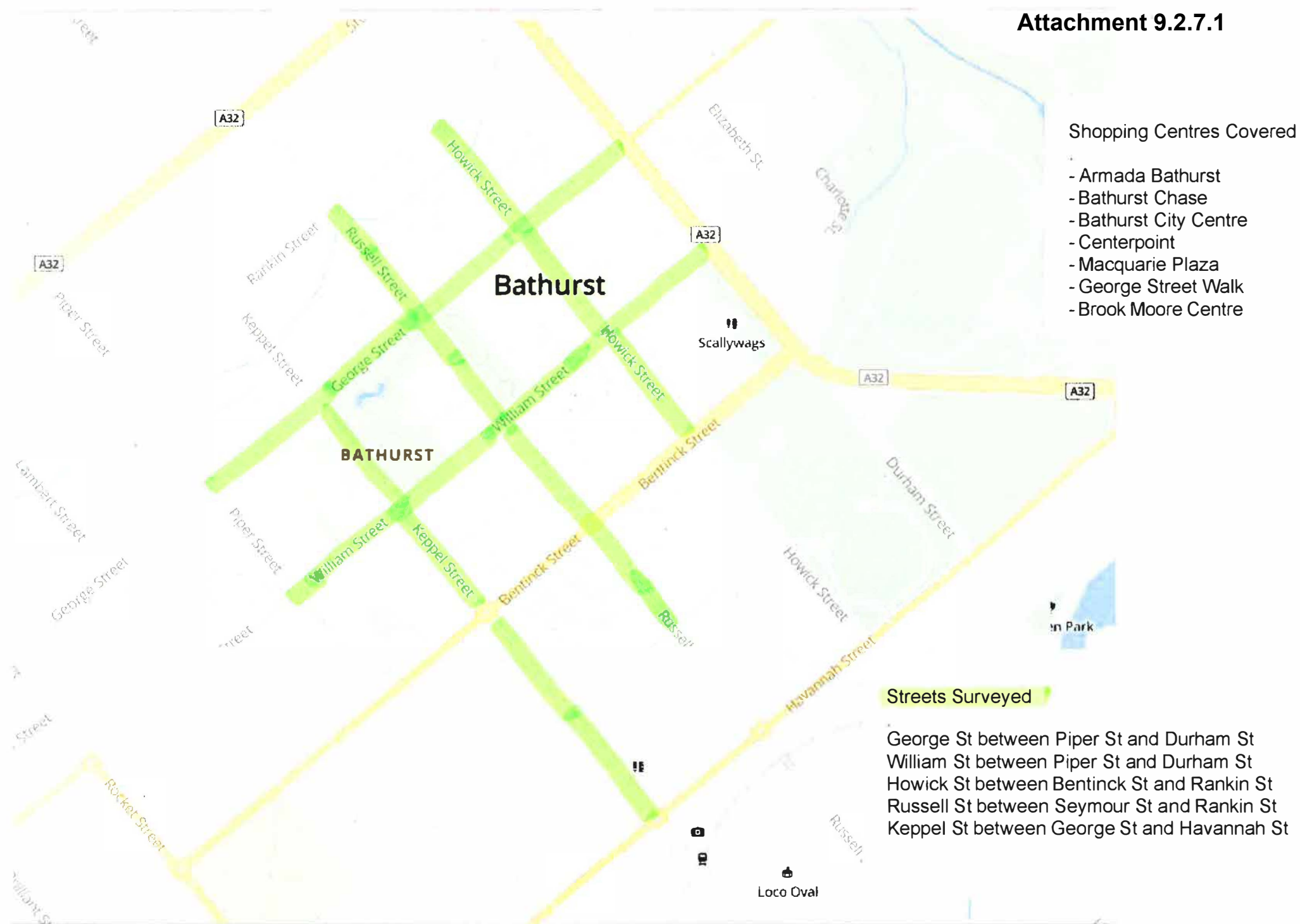
**BATHURST REGIONAL COUNCIL LOCAL HERITAGE FUND  
2020-21 FINANCIAL YEAR  
SUMMARY REPORT ON ALL COMPLETED PROJECTS**

Contact Name	Project Address	Project Description	Total Project Cost	Funding recommended	Applicants Contribution
Geoff Fry	157 Stewart Street, Bathurst	Repoint 4 chimneys	\$9,867	\$2,000	\$7,867
Deborah Taylor & William Hetherington	184 Rocket Street, Bathurst	Underpinning of house	\$24,124	\$2,000	\$22,124
Jack Barnett	209 Peel Street, Bathurst	Painting of external façade (no brick work)	\$5,126	\$500	\$4,626
Ian & Margaret Borland	17 Morrisset Street, Bathurst	Repointing of brickwork, repaint fretwork and veranda posts	\$1,614	\$300	\$1,314
Greg Otto	3771 Sofala Road, Wattle Flat	Reroof 1873 miners cottage	\$4,027	\$700	\$3,327
Michael Murray	305 Stewart Street Bathurst	Replace roof	\$24,600	\$1,500	\$23,100
Jack Barnett	209 Peel Street, Bathurst	Reinstating timber windows	\$6,584	\$500	\$6,084
Marie Nightingale	355 Triangle Flat Road, Rockley	Restore four Headstones	\$2,000	\$2,000	\$0
Linda Appleford	128 Cow Flat Road, Georges Plains	Replace deteriorated eaves	\$1,183	\$300	\$883
Jennifer Garman	209 William Street, Bathurst	Rebuild side veranda	\$32,000	\$1,000	\$31,000
Stephen Birrell	7 Keppel Street, Bathurst	Repainting of footpath sign	\$2,500	\$500	\$2,000
Andrew Crowley	216 Rocket Street, Bathurst	Repair subfloor and subfloor vents	\$5,698	\$1,000	\$4,698
Patrick & Julie Condon	80 Wambool Road, O'Connell	Painting windows, posts, fascias & chimneys	\$3,754	\$500	\$3,254
Sarah Denmead	18 George Street, Bathurst	Decorative awning on front window	\$1,200	\$300	\$900
Kathleen Bellamy	226 Rankin Street, Bathurst	Replace roof	\$33,970	\$2,000	\$31,970
Stephen Ralph	250 Rocket Street, Bathurst	External painting, roof replacement & wall repairs	\$92,000	\$2,000	\$90,000
Richard & Leone Steele	123 Rankin Street, Bathurst	Repair and repaint roof	\$6,050	\$1,000	\$5,050
Leone Steele	123 Rankin Street, Bathurst	Rebuild Chimney	\$2,558	\$800	\$1,758
Stephen Ives & Judy Stocks	269 Russell Street, Bathurst	Replace & repair roof	\$6,490	\$1,000	\$5,490
Robert Baker	35 Denison Street, Sofala	Renovation of old Telegraph Office	\$31,000	\$2,000	\$29,000
Kathleen Bellamy	226 Rankin Street, Bathurst	Restoration to veranda posts	\$1,400	\$300	\$1,100
Pam Roydhouse	1846 Ophir Road, Rock Forest	Replace gutter, and install downpipes	\$20,617	\$2,000	\$18,617
Jenner Plomley	17 Brilliant Street, Bathurst	Repair front veranda and windows	\$1,809	\$300	\$1,509
John Telfer	Sofala Road, Peel	Restore historic grave sites	\$3,200	\$1,200	\$2,000
Greg & Sarah Watterson	16 Morrisset Street, Bathurst	Replace roof	\$13,200	\$2,000	\$11,200
Sir/Madam	11 Church Street, Bathurst	Remove wire netting and install laminated glass	\$2,592	\$500	\$2,092

## Attachment 9.2.6.3

Contact Name	Project Address	Project Description	Total Project Cost	Funding recommended	Applicants Contribution
Lyn Hayley	281 Fitzgeralds Valley Road, Fitzgeralds Valley	Repair foot pillars and fence	\$2,000	\$2,000	\$0
Michael Gray	95 Havannah Street, Bathurst	Repair & replace roof with zincalume	\$6,900	\$1,000	\$5,900
Natalie Daymond	242 Lambert Street, Bathurst	Paint exterior of house	\$2,016	\$300	\$1,716
Lorraine Marie Murphy	164 Rocket Street, Bathurst	Renewal veranda balustrade	\$2,907	\$300	\$2,607
Brian Horspool	269 Browning Street, West Bathurst	Repair concrete capping, replace roof, gutter, downpipes and replace bullnose veranda and veranda lace.	\$8,000	\$2,000	\$6,000
Jock & Ann Roxborough	261 Rankin Street, Bathurst	Repairs to tiles roof and guttering	\$504	\$100	\$404
Leigh-ann Hook	17 Oakes Street, Bathurst	Underpinning	\$28,000	\$2,000	\$26,000
Deb North	36 Keppel Street, Bathurst	Repair front façade and repointing of brickwork	\$9,000	\$1,000	\$8,000
Graham Russell	257 Freemantle Road, Mount Rankin	Restoration and painting of external timber and decorative iron work	\$12,676	\$1,000	\$11,676
Joan Browne	314 Howick Street, Bathurst	Repair and repaint roof	\$2,120	\$800	\$1,320
Brian Hope	130 Hope Street, Bathurst	Replace box gutter and down pipe	\$2,178	\$300	\$1,878
Josu Abrego	248 Peel Street, Bathurst	Rebuild brick columns and side wall of veranda.	\$2,051	\$300	\$1,751
Greg Schreiber & Su Gi Heng	190 Durham Street, Bathurst	Repoint and repair brickwork to gable, chimneys and walls	\$4,000	\$800	\$3,200
Henry Edward Miller	10 Hargraves Street, Sofala	Small plaques made for headstones and fence repairs	\$800	\$300	\$500
Lesley Bull	202-204 William Street, Bathurst	Restore Chimneys	\$10,797	\$2,000	\$8,797
Jane Watson	136 Mitre Street, Bathurst	Painting of windows, eaves and fascia	\$5,280	\$500	\$4,780
Warren Lloyd	6 Park Street, Bathurst	Replace roof and guttering	\$25,009	\$2,000	\$23,009
Susan Flude	115 Hope Street, Bathurst	Repainting exterior of house	\$7,693	\$800	\$6,893
Alison Begg	259 Russell Street, Bathurst	Replace fascia, trim and roof tiles	\$8,513	\$2,000	\$6,513
Mary Patton	30 Havannah Street, Bathurst	Install new wall cladding	\$7,700	\$500	\$7,200
Greg Schreiber & Su Gi Heng	190 Durham Street, Bathurst	Replace roof	\$44,750	\$2,000	\$42,750
			<b>\$532,055</b>	<b>\$50,200</b>	<b>\$481,855</b>





**BATHURST REGIONAL COUNCIL**  
**INVESTMENT PERFORMANCE**

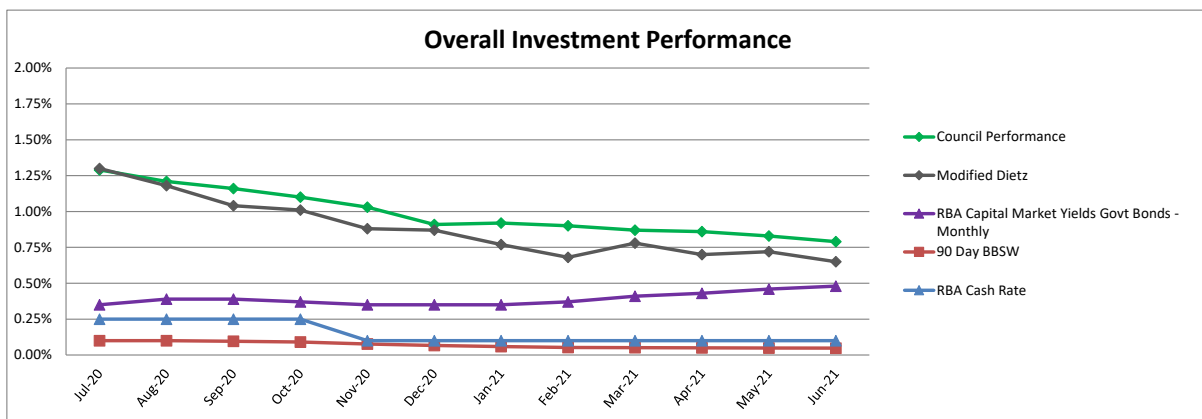
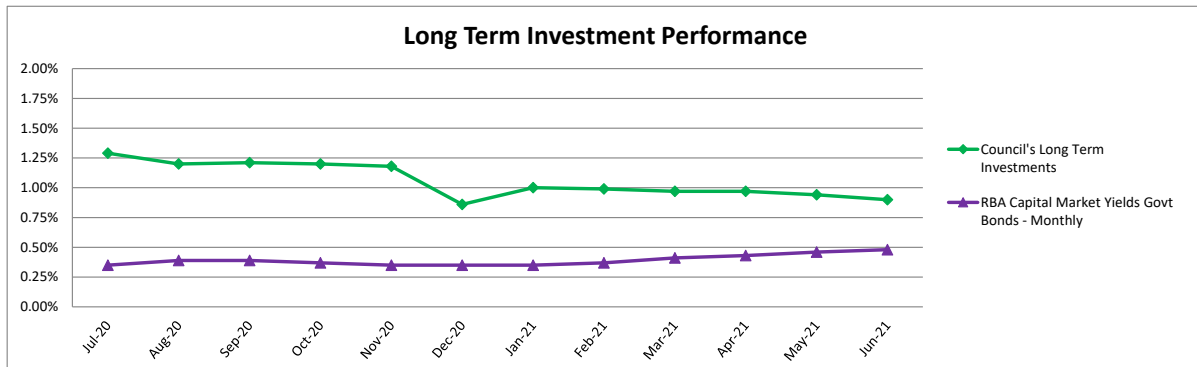
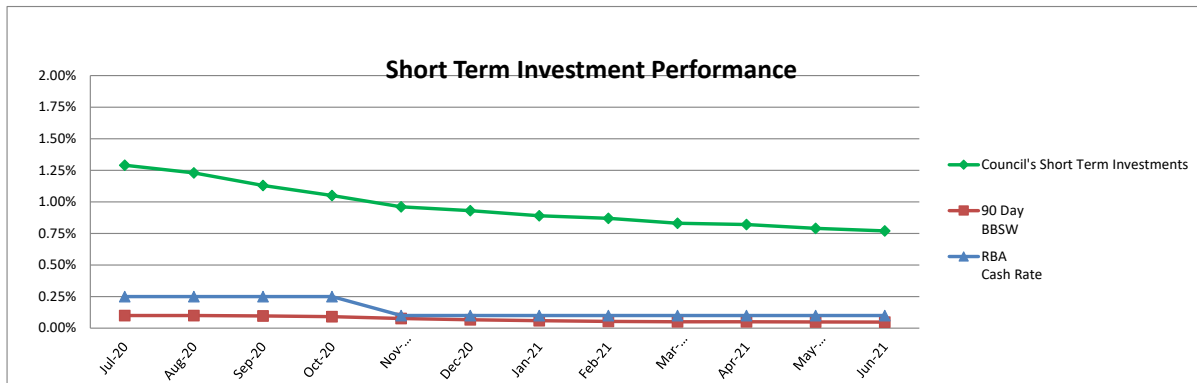
**Investment Policy Benchmarks**

**Benchmark 1 - The performance of the portfolio shall be against the industry standard 90 Day Bank Bill Index or the official RBA Cash Rate**

Council's current year to date performance compared to the two benchmarks is shown below. Council has outperformed both benchmarks.

Reserve Bank of Australia - Cash Rate	0.10%
AFMA - 90 Day Bank Bill Swap Rate (BBSW) Avg Mid	0.048%
RBA Capital Market Yields Govt Bonds - Monthly	0.48%
Modified Dietz Calculation	0.65%

	Short Term			Long Term		Overall Performance	
	RBA Cash Rate	90 Day BBSW	Council's Short Term Investments	RBA Capital Market Yields Govt Bonds - Monthly	Council's Long Term Investments	Modified Dietz Calculation	Council Performance
Jul-20	0.25%	0.10%	1.29%	0.35%	1.29%	1.30%	1.29%
Aug-20	0.25%	0.10%	1.23%	0.39%	1.20%	1.18%	1.21%
Sep-20	0.25%	0.096%	1.13%	0.39%	1.21%	1.04%	1.16%
Oct-20	0.25%	0.091%	1.05%	0.37%	1.20%	1.01%	1.10%
Nov-20	0.10%	0.077%	0.96%	0.35%	1.18%	0.88%	1.03%
Dec-20	0.10%	0.067%	0.93%	0.35%	0.86%	0.87%	0.91%
Jan-21	0.10%	0.059%	0.89%	0.35%	1.00%	0.77%	0.92%
Feb-21	0.10%	0.053%	0.87%	0.37%	0.99%	0.68%	0.90%
Mar-21	0.10%	0.051%	0.83%	0.41%	0.97%	0.78%	0.87%
Apr-21	0.10%	0.050%	0.82%	0.43%	0.97%	0.70%	0.86%
May-21	0.10%	0.049%	0.79%	0.46%	0.94%	0.72%	0.83%
Jun-21	0.10%	0.048%	0.77%	0.48%	0.90%	0.65%	0.79%



# BATHURST REGIONAL COUNCIL INVESTMENT PERFORMANCE

## 2a - Overall Portfolio Credit Framework

To control the credit quality on the entire portfolio, the following credit framework limits the percentage of the portfolio exposed to any particular credit rating. AMP was recently downgraded from A- to BBB+ on the 27 Aug 2019. Council will reinvest into a complying rated institution at the maturity of these investments.

Short Term	Ratings	Maximum Holding %	Actual Holding %	
	A-1+	100	45%	Complies
	A-1	100	0%	Complies
	A-2	40	44%	Does not comply
	A-3 or unrated	Note*	11%	Complies
			<b>100%</b>	
Long Term				
	AAA	100	0%	Complies
	AA+ AA AA- A+ A	100	74%	Complies
	A-	40	0%	Complies
	BBB+ BBB	20	20%	Does not comply
	BBB- & unrated	Note *	6%	Complies
			<b>100%</b>	

\*Note: For reasons of practicality the number of these investments should be kept to a minimum.

## 2b - Institutional Credit Framework

To limit single entity exposure each individual institution will be limited by their credit rating. AMP was recently downgraded from A- to BBB+ on the 27 Aug 2019. Council will reinvest into a complying rated institution at the maturity of these investments.

	Ratings	Maximum Holding %	Actual Holding %	
CBA	AA-	40	9%	Complies
National Australia Bank Limited	AA-	40	27%	Complies
Westpac	AA-	40	9%	Complies
HSBC	AA-	30	2%	Complies
Macquarie Bank Limited	A+	30	3%	Complies
UBS AG Australia	A+	30	1%	Complies
Suncorp Metway Ltd	A+	30	1%	Complies
Sumitomo Mitsui Banking Corp	A	30	1%	Complies
AMP	BBB+	5	7%	Does not comply
Bank of Queensland Limited	BBB+	5	15%	Does not comply
Bendigo & Adelaide Bank Ltd	BBB+	5	1%	Complies
Newcastle Permanent	BBB	5	1%	Complies
Members Equity Bank	BBB	5	10%	Does not comply
Auswide Bank	BBB	5	3%	Complies
Maritime Mining & Power Credit Union Ltd	ADI	Note*	10%	Complies
			<b>100%</b>	

\*Note: For reasons of practicality the number of these investments should be kept to a minimum.

\*Credit rating to Auswide Bank issued by Fitch Ratings, equivalent Rating by S & P shown

## 2c - Maturity Profile

The Investment Portfolio is to be invested within the following maturity constraints, Council has successfully met this criteria.

	Term Deposit	FRTD	TCD	FRN	Min %	Max %	Actual %	
Within one year	52,500,000	4,500,000	0	5,100,000	40	100	71%	Complies
One to three years	10,500,000	2,730,000	0	1,200,000	0	60	17%	Complies
Three to Five Years	4,500,000	0	0	6,050,000	0	30	12%	Complies
Over Five Years	0	0	0	0	0	15	0%	Complies
	<b>67,500,000</b>	<b>7,230,000</b>	<b>0</b>	<b>12,350,000</b>			<b>100%</b>	

Recommendation: That the report be noted.

## Responsible Accounting Officer

.....  
Aaron Jones  
Director Corporate Services & Finance

.....  
Prepared By Lesley Guy

1-Jul-21

.....  
Reviewed By Tony Burgoyne

# 2020/21 Annual Operational Plan

## Bathurst 2040 Community Strategic Plan

As at 30<sup>th</sup> June 2021

### **Council's Vision:**

**Bathurst: A vibrant and innovative region that values our heritage, culture, diversity and strong economy.**

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As a community it is important to have a plan that outlines what we want and need as a community now and as the region grows. The NSW Government also requires all councils to have such a plan. The Bathurst 2040 Community Strategic Plan (CSP) is the highest level forward planning document of Bathurst Regional Council. It identifies the community's priorities and guides the direction for the Bathurst region over the next 20 years.

Six key objectives have been established in the CSP:

1. Our Sense of place and identity
2. A smart and vibrant economy
3. Environmental stewardship
4. Enabling sustainable growth
5. Community health, safety and well-being
6. Community leadership and collaboration

These objectives are supported by strategies, shown below, aimed at identifying the importance of each objective.

As a 20 year plan, the CSP is not able to be wholly implemented in one term of Council. The Delivery Program represents actions that the Council expects to achieve during the current term of election for the Council, typically four years. This Annual Operational Plan identifies the individual activities and projects that will be completed within the current financial year of the Delivery Program.

### **OBJECTIVE 1: Our sense of place and identity**

- 1.1 Respect, protect and promote the region's Aboriginal heritage assets
- 1.2 Protect, enhance and promote the region's European heritage assets and character
- 1.3 Enhance the cultural vitality of the region
- 1.4 Protect and improve the region's landscapes, views, vistas and open space
- 1.5 Promote good design in the built environment

### **OBJECTIVE 3: Environmental stewardship**

- 3.1 Protect and improve our natural areas and ecosystems, including the Macquarie River and other waterways
- 3.2 Protect the City's water supply
- 3.3 Minimise the City's environmental footprint, live more sustainably and use resources more wisely
- 3.4 Protect and improve the region's biodiversity
- 3.5 Increase resilience to natural hazards and climate change

### **OBJECTIVE 5: Community health, safety and well being**

- 5.1 Provide opportunities for our community to be healthy and active
- 5.2 Help make the Bathurst CBD, neighbourhoods and the region's villages attractive and full of life
- 5.3 Help build resilient, inclusive communities
- 5.4 Make our public places safe and welcoming
- 5.5 Plan and respond to demographic changes in the community

## Bathurst 2040 Community Strategic Plan

### **OBJECTIVE 2: A smart and vibrant economy**

- 2.1 Support local business and industry
- 2.2 Grow local employment, investment and attract new businesses by nurturing and supporting entrepreneurs, partnerships and local skill development
- 2.3 Develop Bathurst as a Smart City
- 2.4 Support agriculture, local manufacturing, food production and education as significant contributors to the region's economy
- 2.5 Support Mount Panorama as a premier motor sport and event precinct
- 2.6 Promote our City and Villages as a tourist destination

### **OBJECTIVE 4: Enabling sustainable growth**

- 4.1 Facilitate development in the region that considers the current and future needs of our community
- 4.2 Provide safe and efficient road, cycleway and pathway networks to improve accessibility
- 4.3 Ensure services, facilities and infrastructure meet the changing needs of our region
- 4.4 Provide parking to meet the needs of the City
- 4.5 Work with partners to improve public transport, and passenger and freight transport connections to and from the region
- 4.6 Plan for, assess and regulate development activity

### **OBJECTIVE 6: Community leadership and collaboration**

- 6.1 Communicate and engage with the community, government and business groups on important matters affecting the Bathurst Region
- 6.2 Work with our partners and neighbouring councils to share skills, knowledge and resources and find ways to deliver services more efficiently
- 6.3 Advocate for our community
- 6.4 Meet legislative and compliance requirements
- 6.5 Be open and fair in our decisions and our dealings with people
- 6.6 Manage our money and our assets to be sustainable now and into the future
- 6.7 Invest in our people
- 6.8 Implement opportunities for organisational improvement

## Attachment 9.3.2.1

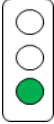

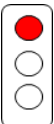
On the following pages, each of Council's principal activities is shown along with their four year Delivery Program actions and the Annual Operational Plan tasks that will be undertaken. These actions and tasks are linked back to the Bathurst 2040 CSP to show the community how its needs and wants are being delivered.

The table below is a guide to reading the Delivery Program and Annual Operational Plan.

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer
From the Objectives shown on Page 2	What actions will be delivered to achieve the objective	What specific projects will be undertaken this year to address the 4 year actions	<b>Measurable KPI</b> How we will know when we have achieved our plans	Position Title – Director, Manager, Team Leader

The Performance Measures in this Plan have been rated by the responsible Directors as to their status of completion.

Below is a summary of the Status of all Performance Measures:

<p>In progress – tracking as expected</p>  <p>140 / 167 84 %</p>	<p>Needs Attention</p>  <p>19 / 167 11 %</p>	<p>Urgent Attention</p>  <p>8 / 167 5 %</p>
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# Engineering Services

The key to developing a sound foundation for growth and prosperity of the Bathurst Region is by ensuring infrastructure needs are keeping pace with demand. The Engineering Services Department has the responsibility to ensure the current needs of the community are met and the capacity exists to cater for future growth. A clean and safe water supply, a quality local road network, and environmentally responsible waste management systems are all high priorities for engineering the future of the Bathurst Region.



## Asset Management

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
4.1 4.2 5.1	Improve pedestrian access within the urban area.	Completion of additional concrete footpaths/cycleways in accordance with the Bathurst Regional Community Access and Cycling Plan 2011.	500 lineal metres of footpath and/or cycleway completed.	Manager Works	Bant Street Lewins to Busby 166m Stanley St George to Rankin 200m Rankin St Stanley to Morriset 200m Browning St William to George Park 50m Charlaffe St 40m Graham Dve to Mendel Dve 300m complete	
		Monitor condition of footpaths.	100% of urban footpath inspected	Manager Works	Level 1 (CBD) – 100% as at 26/10/20 Level 2 – 100% as at 23/7/20	
4.1 4.5	Maintain and improve the existing road infrastructure consistently throughout the network.	Improvement of road infrastructure to upgrade sub-standard sections of the sealed network.	Reconstruction and reseding works as per Council's 2020/2021 capital works and routine maintenance programs.  Completion of 2020/2021 Roads to Recovery Program.	Manager Works	The Bridle Track Widen and seal 500m approach to Howards Bridge – Complete Limekilns Rd Reconstruct, widen and seal 2km – Complete Limekilns Rd Stage II Reconstruct, widen and seal 2km – Complete 2km rehabilitate widen and seal on Freemantle Rd – Complete 1km rehabilitate widen and seal Rockley Rd – Complete 1.5km Freemantle Rd Stage II complete 2.2km Bridle Track rehabilitate, widen and seal – Complete 4km Turondale Rd widen and seal 3km complete	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year’s Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status																		
		Renewal of gravel road surface throughout the network.	Completion of 2020/2021 Unsealed Roads Gravel Resheeting program.	Manager Works	Complete <ul style="list-style-type: none"><li>Brewongle Ln – 600m of granite re sheeting. Feb 2021</li><li>West Wimbledon - 300m of granite re sheeting. Dec 2020</li><li>Caloola Rd – 1500m of gravel re sheeting from Kellys Pit. Feb 2021</li><li>Roothog Rd– 700m of gravel re sheeting from Freemantle Pit. May 2021</li><li>Freemantle Rd - 2350m of gravel re sheeting from Freemantle pit. May 2021</li><li>Cashens Ln - 450m of gravel resheeting with profiled material. June 2021</li></ul>	<div><div></div><div></div><div></div></div>																		
		Undertake maintenance program in accordance with allocated budget.	Greater than 90% of the urban road network remains at condition index 3 or above.	Manager Works	Complete (last assessment 2019, next assessment due 2023) <table><thead><tr><th></th><th>Percentage</th><th>Condition Rating</th></tr></thead><tbody><tr><td>Excellent</td><td>35.0</td><td>1</td></tr><tr><td>Good</td><td>38.9</td><td>2</td></tr><tr><td>Fair</td><td>22.1</td><td>3</td></tr><tr><td>Poor</td><td>3.9</td><td>4</td></tr><tr><td>Bad</td><td>0.1</td><td>5</td></tr></tbody></table>		Percentage	Condition Rating	Excellent	35.0	1	Good	38.9	2	Fair	22.1	3	Poor	3.9	4	Bad	0.1	5	<div><div></div><div></div><div></div></div>
	Percentage	Condition Rating																						
Excellent	35.0	1																						
Good	38.9	2																						
Fair	22.1	3																						
Poor	3.9	4																						
Bad	0.1	5																						
4.1 4.3	Protection of urban areas on the Bathurst Floodplain	Completion of flood mitigation works as outlined in the Georges Plains Flood Management Plan.	Substantial Completion of Design and Environmental Assessment	Manager Technical Services	Funding Grant application through NSW Government Floodplain Management Program in 2020/21 unsuccessful. Further application has been made in 2021/22 program, decision pending.	<div><div></div><div></div><div></div></div>																		









## Mount Panorama



Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
6.4 6.5 6.8 2.5	Increase profile of Mount Panorama as the premier motor racing venue in Australia.	Construction of optic fibre communications loop	Installation of Optic fibre network to Mount Panorama Circuit as per 2020/2021 Capital Works Plan	Director Engineering Services	Current budget allocation will complete 1,700m of conduit. This will complete 5,640m of installation, leaving approx. 1,000m of conduit to be installed from future budgets.	
		Development of the second circuit	Development Consent obtained.	Director Engineering Services	Masterplan Complete. Preliminary Design Complete Aboriginal Cultural Heritage Assessment completed. Draft Environmental Impact Assessment completed, has been submitted to NSW Planning for adequacy review prior to lodgement. Community Consultation completed for EIS drafting. Detailed design to be completed Sep 21. Ready for lodgement with EIS to NSW Planning.	


## Water, Sewer and Waste






Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
3.2 3.3 3.5 4.3 6.2 6.6	Maintain and upgrade existing water and sewer infrastructure to meet the needs of all stakeholders into the future.	Operate, maintain, repair and upgrade Water Filtration Plant.	Achieve the Australian Drinking Water Standards 90% of the time.	Manager Water and Waste	Water Filtration Plant daily operations are ongoing, with maintenance and repairs conducted as required. The treatment processes are constantly monitored through a SCADA system and reviewed daily by staff.  To the 23 June 2021, 2850 (includes monitoring for Fluoride) tests were undertaken and there was 97.7% compliance with Australian Drinking Water Guidelines.	
		Operate, maintain, repair and upgrade water distribution system.	Customer complaints regarding flow and pressure are kept below 52 p.a.	Manager Water and Waste	Water distribution system operations are ongoing, with monitoring, maintenance and repairs conducted as required.  Water main in Mountain Straight, Mount Panorama is currently being re-laid.  Significant reservoir improvements have been completed, with further work planned, to continue to improve the integrity of the drinking water system around Bathurst.  Complaints regarding flow and pressure were 28 for the 2020/21 year.	
		Respond effectively to discoloured water complaints	Respond to 90% of complaints within 4 hours.	Manager Water and Waste	Complaints regarding discoloured water are responded to as soon as possible, usually within 4 hours.  Complaints regarding discoloured water for period 1 January 2021 to 30 June 2021 were 61. The system used to track calls prior to Dec 2020 has been	



Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
					improved and has enabled accurate tracking since Jan 2021.	
		Review, update and adhere to Drinking Water Management System (DWMS).	Monthly Review Undertaken	Manager Water and Waste	<p>A Drinking Water Management System (DWMS) document has been completed and is in effect. Details on addressing the actions to ensure continuous improvement are being documented.</p> <p>A weekly and monthly internal review takes place, along with an external check of our water quality results through the NSW Health laboratory, and continuous external monitoring of Critical Control Points by D2K Information Pty Ltd.</p> <p>Financial year 97.7% compliance.</p>	
		Winburndale Dam Flood Security Upgrade	Project is constructed and commissioned	Manager Water and Waste	<p>Work on Tender item is in progress and is currently over 67% complete at 18 June 2021.</p> <p>A second project scope change request has been lodged and a response remains outstanding.</p>	
		Stormwater Harvesting Project Stage 1	Project is constructed and commissioned	Manager Water and Waste	<p>Survey, design reports and approvals are being progressed for this project, tenders have been advertised and are currently open to selected contractors who are pricing the proposed works.</p> <p>Tenders close 27 July 2021.</p>	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
		Review and update existing Best Practice Guidelines plans as required.	Best Practice Guidelines compliance reported quarterly.	Manager Water and Waste	There are no new Best Practice Guidelines introduced since the 2007 Best Practice Guidelines. Compliance remains at 100%.	
		Continue implementation of Trade Waste Policy.	Maintain approvals at over 90% of active businesses	Manager Water and Waste	Trade Waste Policy is current, has been approved by NSW Office of Water, and adopted by Council.  As at the 25 June 2021 there were 332 approvals in place, with 354 active businesses (93%).  The recently released 2021 Liquid Trade Waste Management Guidelines from DPIE are being reviewed for changes.	
		Monitor and action developments from State Government regarding changes in the Best Practice Guidelines	Review Guidelines monthly, then action as required.	Manager Water and Waste	The existing level of compliance with the Best Practice Guidelines is 100% for both Water and Sewer.  The review of further initiatives will be commenced, once DPIE advises the outcomes of their proposed review of the guidelines.  As at the end of June 2021 DPIE is yet to release their issues paper and monitoring of this continues.	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
		Prepare reports and studies for Winburndale Dam and Chifley Dam to achieve compliance with NSW Dams Safety Committee regulatory requirements.	Compliance with NSW Dam Safety Committee requirements, reported quarterly.	Manager Water and Waste	<p>For both Chifley and Winburndale, a Dam Safety Emergency Plan is in place, and has been updated.</p> <p>Chifley Dam is safe to withstand a 1 in 1,000,000 year flood event.</p> <p>A surveillance inspection of Chifley Dam was undertaken in September 2020. Winburndale Dam surveillance inspections are on hold for the next 12 months during the construction period.</p> <p>Winburndale Dam is not safe to withstand a 1 in 100,000 year flood event, however detailed design is complete, the tender has been awarded and construction has commenced to improve the dam safety.</p> <p>Grant funding was sought through the NSW Safe and Secure Water Program. Council has been successful in procuring \$2.225 million towards this project under the Program.</p> <p>A tender was awarded at the 3 July 2019 Council Meeting to EODO for Winburndale Dam Safety Upgrade. Work is currently over 67% complete for contract works.</p>	
		Work with CNSWJO on Water Utilities Alliance goals	Meeting attended. Relevant projects supported. Goals delivered.	Manager Water and Waste	<p>Work is continuing, through meetings and projects. Alliance Business Plan has been developed and adopted. Bi-monthly meetings attended, with other projects and correspondence dealt with as required.</p>	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
		Operate, maintain, repair and upgrade Waste Water Treatment Works to comply with licence conditions.	Achieve over 90 % compliance with EPA licence conditions.	Manager Water and Waste	<p>Wastewater Treatment Works operations are ongoing, with maintenance and repairs conducted as required.</p> <p>Investigations have commenced into the condition assessment of discharge sewer mains at the Wastewater Treatment Plant.</p> <p>Plans for minor upgrades are underway. Daily and weekly sampling and monitoring of the plant's performance are continuing, with internal and external testing performed.</p> <p>Ongoing testing of wastewater discharged to the Macquarie River as per EPA Licence 1647 for the test period commencing 1 April for the licence period to date 88 tests to 23 June 2021 have been completed and 99.9% compliance achieved</p>	



Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
		Continue program of sewer main CCTV inspection, and lining if warranted	Mains where blockages or overflows occur are inspected	Manager Water and Waste	Identification of appropriate locations for CCTV is ongoing through customer issues, staff advice and development proposals.  Any issues found are scheduled for repair or replacement as required.  Financial year to 23 June 2021 569m sewer main inspected, relined and ongoing relining of sewer junctions is progressing.	
		Identify, plan and undertake water and sewer construction works.	Complete capital works program	Manager Water and Waste	Liaison with Technical Services staff to obtain advice on road projects and / or developments is continuing.  The aim is to ensure water and sewer services are relocated prior to RMS or BRC projects commencing.	
1.4 3.3 4.3 6.2 6.6	Maintain and upgrade existing waste infrastructure to meet stakeholder requirements.	Replace waste collection vehicles on a 4-yearly cycle.	One waste collection vehicle replaced	Manager Water and Waste	The waste collection vehicle fleet is up to date.	
		Review Waste Management Centre filling plans to ensure the optimum long-term strategy is delivered, and to enable future planning timelines to be developed.	Survey and monitor the remaining air space of the landfill annually.  Air space reduction minimised.	Manager Water and Waste	A stormwater management audit of the WMC has been conducted by EPA staff. A review has been conducted by an independent consultant. The final report has been received and recommendations are being put into effect. Aerial survey was completed on 19 April 2021 which is done annually to monitor actual fill and the final fill plan.	
2.2 3.3 6.1 6.2 6.6	Reduce waste to landfill.	Work with NetWaste on waste projects and opportunities, for greater diversion from landfill and increased efficiencies.	Meeting attended. Relevant projects supported and delivered.	Manager Water and Waste	Several ongoing projects are supported, with bi-monthly meetings attended.  New projects or opportunities are assessed as they arise.	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
					All options available to Bathurst Regional Council through NetWaste are supported. Examples include recycling of waste tyres, mattresses, Household Chemical Cleanout, Waste 2 Art and collection and recycling of scrap metal. Recycling and organics collection service started in April 2016. The contract is proceeding well. A textile recycling trial is underway and the Garage Sale Trail 2020 was a success with over 55 households participating.	
		Council to continue education and promotion of appropriate WasteWise behaviours regarding green waste and recycling. Promote recycling to maximise diversion from landfill.	10 recycling promotion and education programs run.  Combined diversion target is 5,000 tonnes.	Manager Water and Waste	For 2020/21 to the end of May 2021, food and garden tonnage is 4,638 and recycling is 1,864 giving a total of 6,503 tonnes.  20,109 tonnes of food and garden waste have been sent for composting in the first 62 months (April 2016 to May 2021).  Combined with recycling, totals show a diversion from landfill of over 32,151 tonnes, or 32.1 million kilograms over this time.  WasteWise education works are continuing, and the recycling contract education strategies are also underway.	
		Identify, assess and implement appropriate diversion opportunities.	Opportunities reviewed to determine cost/benefit and reported quarterly.	Manager Water and Waste	Council participates in all 9 NetWaste Regional collection contracts being used - motor oil, scrap metal, E-waste, wood/timber processing, landfill environmental monitoring, regional waste services, tyres, household chemical cleanout, and mattress recycling.	





## Recreation



Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
1.4 5.1 5.5	Plan for increasing population and aging population in the provision of suitable recreational projects	Construct additional facilities as determined in budget.	New amenity building, including flood zone mounding for additional sports fields 5 & 6 Hereford Street	Manager Technical Services	DA approved, Tender advertised and closed early April and contract awarded. Contractor to complete detailed design by mid-June and commence on site works by July 2021. Mound works for amenities building has commenced.  Field construction contract awarded. Anticipate on site field construction works to commence end July 2021.	
		Update sporting venues, including associated infrastructure.	Upgrade Walmer Park including lighting and external amenities	Manager Recreation	Quotations called in February 2021, closed 23 February 2021 and contract awarded in March 2021. Detailed design being prepared by contractor. On site works commenced in June with lighting tower footings completed. Light tower installation works to commence in July 2021.  Toilet block pre fabrication being undertaken off site by manufacturer. Anticipate delivery and installation on site by end July 2021.	
			Replacement of synthetic turf surface to International Courts – John Matthews Tennis Centre	Manager Recreation	Works postponed for 2021, due to Covid-19 budget deficit.	
1.4 5.1 5.5	Maintain existing and future recreational areas.	Maintain existing levels of service to all parks, reserves, open space areas and other recreational facilities	Maintenance activities undertaken to all recreation Assets in accordance with adopted maintenance service levels in the Asset Management Plan.	Manager Recreation	Ongoing as part of adopted maintenance service levels and funding provisions of the current Council Operational Plan.	

<p><b>1.4</b> <b>5.1</b> <b>5.5</b></p>	<p>Continue environmental programs identified within the Bathurst Vegetation Management Plan</p>	<p>To ensure that appropriate Environmental Management Plans for the Bathurst Region are current, relevant and provide long term strategies for the Region</p>	<p>Arrange for 11 Tree Planting and volunteer engagement activities.</p>	<p>Manager Recreation</p>	<p>Seven community and five school group planting days have been held in Bathurst to date. Project sites where community planting activities have occurred include:-</p> <ul style="list-style-type: none"> <li>- Links Place Drainage Reserve</li> <li>- Kefford Street Open Space</li> <li>- Hawthornden Creek drainage Reserve</li> <li>- Jaques Park</li> <li>- Queen Charlotte Vale Creek</li> <li>- Hereford Street open space</li> <li>- O'Keefe Park</li> <li>- Rankens Bridge Park</li> </ul> <p>Over the year a total of 1,384 plants have been installed within the Bathurst Region by 669 community and school volunteers.</p>	
			<p>Complete the revegetation component of the Queen Charlotte's Vale Creek Grant Project</p>	<p>Manager Recreation</p>	<p>Revegetation site protection fencing complete. Stage 1 of woody weed control commenced in December 2020. Plant supply contract awarded. Anticipate planting to commence in March 2022 – has been delayed due to drought conditions and hold up of site access due to Stormwater harvesting project. Expect completion of all on-site works under this grant by April 2022, as per funding agreement. Works also to include a 12 month maintenance program which will expire March 2023.</p>	




Looking after its staff and ensuring open and transparent government is the main priority at Bathurst Regional Council. Council employs approximately 378 full time equivalent staff in 20 locations and attracting and keeping good people is our priority. For the fourth time in succession, in the bi-annual Employee Opinion Survey, Council rated above the Australian Local Government Industry Standard for employee satisfaction.

## Human Resources

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
4.5 6.1 6.2	Establish and build on effective networks with other councils to identify areas for operational improvements and efficiencies.	Regularly participate in cross-functional teams with CNSWJO and identify opportunities for efficiencies.	BRC HR Team members participate in CNSWJO HR meetings work with relevant committees to ensure developing & implementing HR best practice. Focus for next 12 months is in the areas of Training & Performance Management systems.	Manager Human Resources	Council HR continues to regularly meet with other Councils within the NSW JO area as part of quarterly HR Group meetings, to discuss current HR issues and exchange ideas for improved service delivery. In addition we also regularly meet now with the WHS and Training Development groups. HR meetings with "Evo-city" council HR are also ongoing as all Councils of similar size to BRC. Quarterly meetings facilitated by LGNSW are also attended by HR staff.	
1.1 5.3 6.4 6.7	Ensure all staff complete induction training, ongoing compliance updates and professional development.	Review & improve staff induction program and identify opportunities to streamline into HRIS onboarding and performance areas.	Improve the use of on-line generic style training required for compliance. Review and improve staff induction process to better meet new starter need and allow a targeted approach depending on main area employed. Implement new Recruitment & Onboarding system to streamline this process.	Manager Human Resources	The new staff induction program has now been implemented with a focus on providing all new staff with a positive and informative (and compliant) start to their time with Council. In addition, an improved recruitment and onboarding process has also recently been developed & implemented. Computer terminals have been set up at the Depot training area to further improve training opportunities for our outdoor staff and maximise use of our e-learning platform. This should support all staff to complete their required compliance training during their probation period with an aim to have	


Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
					most staff completed within their first month of employment Changes to the post recruitment through to end of probation have also now been further streamlined. Work to develop the Employee Engagement Program and Workforce strategy has commenced.	
<b>6.2</b> <b>6.7</b> <b>6.8</b>	Provide a range of education and training opportunities for Council's workforce.	Identify areas across Council to target education and training to support the achievement of the KPI's and develop a Workforce Plan.	Implement targeted position to support education & training of BRC staff. Ensure Education and training programs align to KPI's Develop Council's Workforce strategy and Plan.	Manager Human Resources	HR have commenced working to further improve and streamline the Performance Appraisal process for 2021 based on feedback from 2020 process. Improvements in relation to education & training have been implemented as part of this process, including dedicated resource to support co-ordination of staff training & development. The BRC Training Plan has also now been developed and adopted. The BRC Workforce strategy and supporting plan has been drafted.	
<b>6.7</b> <b>6.8</b>	Develop and implement programs and initiatives to foster a strong leadership culture.	Review current framework that underpins leadership capability and identify areas for improvement. Focus on improvement of Employee Engagement Programs and supporting training.	Review of current systems that underpin the employee life cycle at BRC completed. Plans to implement required improvements being developed with aim to implement next 12 months.	Manager Human Resources	A full review of this area has now commenced with plans to develop an Employee Engagement Program covering all aspects of the employee lifecycle and focus on career development and succession planning. The Employee Engagement policy has now been approved through Dept. Heads. Further improvements will continue to be implemented as part of the revised Performance strategy across all staff levels. Targeted Senior & Middle Management training has commenced.	

**Governance**

<b>Bathurst 2040 Objective reference</b>	<b>Deliverable Actions over the next 4 years</b>	<b>Operational Plan – this year's Projects / Tasks</b>	<b>Tracking our Progress</b>	<b>Responsible Officer</b>	<b>Action Year to Date</b>	<b>Status</b>
<b>6.4</b> <b>6.5</b> <b>6.8</b>	Ensure Council policies reflect community needs and organisational requirements.	Regular review of Council's policies (Policy Manual).	Individual Policies reviewed for relevance and compliance with statutory requirements Register updated monthly.	Manager Corporate Governance	All Council policies are undergoing review. Policies are then forwarded to Council meetings for adoption. Program continuing.	
<b>6.4</b> <b>6.5</b>	Implementation of the Government Information Public Access Act (GIPA Act)	Provision of Contract Register on Council's website.  Action requests for information under GIPA Act.	Information requests (formal and informal) actioned in accordance with statutory guidelines.  Plan reviews completed	Manager Corporate Governance	Online Contract Register is available. We continue to review opportunities for improvement.  22 applications received in 2020/21 year to date.  22 completed year to date	
<b>4.3</b> <b>6.4</b>	Ensure Council's continuity of operations.	Review of Disaster Recovery Plan and Business Continuity Plan.		Manager Corporate Governance	Information Services Disaster Recovery Plan is to be tested early July following updates to procedures done throughout 2020/2021.	

## Information Services



Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
2.3 2.5 6.8	Improve long-term viability and availability of electronic data for both the current and long term.	Review Backup Strategy with a view to allowing auto fail over to DR site.	Process implemented and tested.	Manager Information Services	Project has been Completed.  A DR test to test the new architecture has been postponed from June to August 2021 due to COVID restrictions.	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
		Install Software to monitor the movement of Tax File numbers within and without the organisation	Software installed and tested.	Manager Information Services	Software has been installed and configured. Monitoring has begun. Reports are being sent to the Manager Corporate Governance. Project is complete.	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
		Refresh Server & SAN infrastructure at the Civic Centre and at Council's DR site (Library)	Server and SAN hardware installed, tested, and implemented.	Manager Information Services	Server & SAN infrastructure has been purchased and installed. Configuration is complete. Data and servers have been migrated to new hardware. Project is complete.	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
		Implement cloud based VOIP telephone system.	Phone system installed and functioning	Manager Information Services	The new VOIP phone system has been pushed to fiscal year 21-22 due to resource limitations and COVID-19.	<input checked="" type="radio"/> <input type="radio"/> <input type="radio"/>
		Migrate file server data to SharePoint.	All data migrated and removed from SAN storage.	Manager Information Services	SharePoint migrations have begun. All department data has now been migrated to SharePoint data is being used daily. Project is complete.	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>
2.2 2.3 2.6 5.2	Support the Smart Cities project.	Complete Stage2 of CBD CCTV	System installed and functioning.	Manager Information Services	All works have been completed including delivery and installation of screens and new PC to the police station. System is being used by the police. Project is complete.	<input type="radio"/> <input type="radio"/> <input checked="" type="radio"/>

<b>Events</b>					
<b>Bathurst 2040 Objective reference</b>	<b>Deliverable Actions over the next 4 years</b>	<b>Operational Plan – this year's Projects / Tasks</b>	<b>Tracking our Progress</b>	<b>Responsible Officer</b>	<b>Action Year to Date</b>
1.3 2.1 2.2 2.6 5.2 5.3 6.3	Coordinate and deliver events to enhance the cultural life of residents and promote the Bathurst Region	Deliver events including New Years Eve, Australia Day, Bathurst Cycling Classic, NRL game, Bathurst 1000 off track events.	90% or more of residents attend an event.	Events Manager	<p>July</p> <ul style="list-style-type: none"> <li>Successfully organised and executed the Bathurst Winter Festival in a Covid Safe environment. Reimagined parts of the event to ensure safety of event and attendees, including the illuminations, Brighten Up Bathurst and the drive-in cinema held at Mount Panorama which alone brought in approx.\$50,000 economic benefit to the region.</li> <li>A focus on business benefit during the pandemic resulted in multiple business initiatives including: food nights, music nights, live streaming of venues, treasure hunts, window display competitions and online markets.</li> </ul> <p>August</p> <ul style="list-style-type: none"> <li>Manager Events presented to City of Sydney Council on what worked for BWF and how it went ahead during Covid</li> <li>Celebrated Local Government week</li> </ul> <p>September</p> <ul style="list-style-type: none"> <li>Launched the Bathurst 1000 Off track events which included; Verto scavenger Hunt, colouring in comp, legends dinner and business engagement around the event</li> </ul> <p>October</p> <ul style="list-style-type: none"> <li>Successfully managed the off-track events for Bathurst 1000 week.</li> <li>Hosted the Legends Dinner as part of the Bathurst 1000 at Rydges</li> </ul> <p>November &amp; December</p> <ul style="list-style-type: none"> <li>NYE Party in the Park was reformed into NYE Party at your Local due to Covid reasons. The new event supported 24 venues and musicians to bring in the new year at venues across Bathurst.</li> </ul>
					



					<ul style="list-style-type: none"> <li>Garage sale Trail was a huge success across Bathurst with 2,770 residents participating in the event.</li> <li>The successful running of Challenge Bathurst Christmas tree, flags and decorations installed around town in December</li> </ul> <p>January</p> <ul style="list-style-type: none"> <li>Working with the Australia Day Working Party to run Australia Day which included; citizenship ceremony, Australia Day Awards, Australia Day by the Pool and the Fun Fair.</li> </ul> <p>February</p> <ul style="list-style-type: none"> <li>Supported Supercars Bathurst 500 with a picnic in the Parade event in Kings Parade on Friday 26 Feb, up to 250 people attended this outdoor gathering</li> </ul> <p>March</p> <ul style="list-style-type: none"> <li>Delivered the Bathurst Cycling Classic to almost 1,000 riders from around the state. The Tour event was well received and will continue to grow in future years.</li> <li>Delivered the Sustainable Living Expo event with a successful Friday night dinner and Saturday event. Approx. 4,000 people attended the event</li> </ul> <p>April &amp; May</p> <ul style="list-style-type: none"> <li>Delivered key events including; Bathurst 6 Hour with new partner ARG, The Bathurst NRL Panthers v Sharks to max crowd of 6,000 under covid regulations, proclamation day and the commissioning of the Carillon Bells.</li> </ul> <p>June</p> <ul style="list-style-type: none"> <li>Successful launch of Bathurst Winter Festival in a COVID safe environment, including Ice Skating, Illuminations, carousel and ferris wheel, plus several other sites around Bathurst CBD.</li> </ul>
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**Finance**

<b>Bathurst 2040 Objective reference</b>	<b>Deliverable Actions over the next 4 years</b>	<b>Operational Plan – this year's Projects / Tasks</b>	<b>Tracking our Progress</b>	<b>Responsible Officer</b>	<b>Action Year to Date</b>	<b>Status</b>
<b>6.1</b>	Ensure Council's long term financial sustainability.	Review need for special variation in rate income.	Long Term Financial Plan complete and adopted by Council.	Manager Financial Services	Long Term Financial Plan completed for 2021/22.	
<b>6.6</b>		Improve Council's cash flows.	Special Rate Variation considered by Council.		Council did not apply for a special rate variation for 2021/22 Operating/Delivery Plan.	
		Ensure Council's level of debt is manageable.	Rates and Charges Outstanding Ratio less than 10%.	Manager Financial Services	As per 2019/20 Financial Statements achieved 6.49%  (2018/19 6.30%). (2017/18 6.17%). (2016/17 5.68%). (2015/16 5.85%). (2014/15 6.63%).	
		Maximise invested funds within prudential guidelines.	Debt service ratio less than 10%.	Manager Financial Services	As per 2019/20 Financial Statements achieved 1.05%  (2018/19 2.17%). (2017/18 3.66%). (2016/17 4.12%). (2015/16 3.95%). (2014/15 4.10%).	
			Outperform monthly 90 day bank bill swap rate.	Manager Financial Services	At 30 <sup>th</sup> June 2021 current year average: • Investment earnings – 0.79% (2019/20 average 1.58%) • 90 day Bank Bill Swap Rate – 0.048%	

## Property

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
1.5 6.4 6.5 6.8	Manage development of new residential land releases to ensure appropriate level of supply.	Complete development of residential land in accordance with Council plans.	Sales of Sunnybright Estate Stages A & B.	Property Manager	Sunnybright Stage 'A' has all lots sold. Sunnybright Stage 'B' has all lots sold. Sunnybright Stage 'C' is due for registration in July 2021.	
2.1 4.1 6.4	Manage development of new commercial and industrial land releases as required to meet the needs of new businesses.	Development in Bathurst Trade Centre and Kelso Industrial Park as required.	Provision of land to meet demands.	Property Manager	Kelso Industrial Park has 7 lots available at end of June 2021. Stage 11 of Bathurst Trade Centre is in planning stage. Kelso Industrial Park grant funding (Drought Relief) – DA lodged, plans on hold due to COVID-19.	

## Corporate Communications




Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
6.1	Communicate and engage with the community	Bathurst Regional Council Community Survey.	Overall satisfaction rating > 70%	Manager Corporate Communications	Contractor commissioned to undertake 2021 Community Survey to update community sentiment/satisfaction ratings for BRC, due August 2021.	
		Ensure community consultation occurs	All consultation projects included on the "Your Say" platform  Followers on social media > 11,000 BRC Website visits > 40,000	Manager Corporate Communications	As at 30 June 2021:  100% consultation projects on Your Say Bathurst (Irrigation portal, Lodging planning applications online, heritage assistance funds, draft delivery program & operational plan, Bathurst town centre master plan, Streets as Shared spaces, Sofala Village Plan, Rockley Village Plan, Peel Village Plan, Financial Assistance COVID-19 Stimulus measures, go-kart track development, Pillars of Bathurst, Community Participation Plan, off-leash hours, land sales policy, library survey, 2021 community survey.  Social media followers: July: 11,583  August: 11,761  September: 11,931 October: 12,115 November: 12,222 December: 12,326 January: 12,437 February: 12,510 March: 13,086 April: 13,169 May: 13,390 BRC Facebook Page: 13076 BRC Twitter Page: 1709 <b>May Total: 14,785 (sum of FB &amp; Twitter)</b> Website visits August: 54,706 September: 60,123	

					<p>October: 102,642</p> <p>November: 50, 338</p> <p>December: 45,807</p> <p>January: 54, 263</p> <p>February: 74,332</p> <p>March: 80,014</p> <p>April: 64,792</p> <p>May: 60,136</p> <p>Winter Festival: 42,587</p> <p>Bathurst Regional Council: 21,382</p> <p>Mount Panorama: 10,159</p> <p>BMEC : 6451</p> <p>Museums: 6300</p> <p>Art Gallery: 2107</p> <p>Hill End Art: 747</p> <p>Cobb &amp; Co: 721</p> <p>Bathurst Child Care: 281</p> <p>Bathurst Cycling Festival: 259</p> <p><b>June total: 90 994</b></p>
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# Cultural & Community Services






Bathurst Regional Council supports a vibrant culture and community. Lifestyle in the Bathurst Region is enriched by providing a diverse range of cultural facilities and programs and by promoting cultural diversity. Community well-being is promoted through social planning, community development and ensuring access to community services.

## Community Services

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
5.1 5.2 5.3 5.5 6.3	Work in partnership with key stakeholders to develop administer and deliver community planning that reflects the strengths and needs of specific sectors and the community as a whole.	Undertake the actions identified in the Bathurst Community Safety Plan in partnership with the Bathurst Regional Community Safety Committee	Provide administrative support to 4 meetings of the Bathurst Regional Community Safety Committee.  Relevant campaigns /projects developed and implemented as per actions identified in the Bathurst Community Safety Plan.	Manager Community Services	YTD six (6) Community Safety Committee meetings held. YTD three (3) campaigns undertaken in accordance with the Bathurst Community Safety Plan: <ul style="list-style-type: none"> <li>Break and Enter Dwelling Campaign launched 27 November 2020 as part of NSW Crime Prevention Grant.</li> <li>Steal from Motor Vehicle Campaign</li> <li>Neighbour Day Campaign</li> </ul>	
		Implementation of the strategies and actions identified in the Disability Inclusion Action Plan (DIAP) that address each of the four focus areas of the plan 2017-2021.	Undertake monthly review to determine number of actions in progress or complete.  Research and draft second DIAP 2022-2027	Manager Community Services	Review of actions and strategies listed in the Disability Inclusion Action Plan undertaken. YTD 22 of 50 actions in progress (44%) YTD 11 actions complete (22%) While COVID-19 has had an impact on the DIAP with 21 out of the 50 actions affected (42%), many actions are "ongoing" and remain a priority for Council. Research and drafting of second DIAP commenced in May 2021.	
		Research and Draft Positive Ageing Strategy	First draft completed by 30 June 2021	Manager Community Services	The Draft Positive Ageing Strategy 2021 – 2026 was presented to Council in June 2021.  Public exhibition of the Draft Positive Ageing Strategy 2021 – 2026 commenced in June 2021.	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
5.1 4.3 1.3 5.4 6.2 6.3	The provision of the Kelso Community Hub as a safe community hub and venue for outreach service provision that meet the needs of the community.	Continue to provide ongoing review of service delivery for future direction of Kelso Community Hub.	Facilitate 2 meetings with Kelso Community Hub stakeholders.  Provide 2 Kelso Community Hub update reports to Council.	Manager Community Services	YTD Two (2) stakeholder meetings held, November 2020 and April 2021.  YTD Two (2) Kelso Community Hub update reports provided to Council, 21 October 2020 and 16 June 2021.	
		Encourage and facilitate the use of the Kelso Community Hub by outside services, organisations and businesses to meet the needs of the community.	Gaps in service provision identified and proactive contact made with appropriate services to meet these identified gaps at the Hub.	Manager Community Services	YTD sixteen (16) services have been proactively contacted to meet identified needs.	
		Develop and provide programs and activities that meet the identified needs of the community	Deliver the breakfast program 3 days per week during school terms	Manager Community Services	Breakfast Program did not operate during June 2021 due to COVID-19. YTD zero (0) days Breakfast Program has operated due to COVID-19.	
			Source three external services to deliver school holiday activities each school holiday period	Manager Community Services	YTD two (2) school holiday activities undertaken. The numbers are reduced due to COVID-19.	
5.1 5.3 1.3 6.2 6.3 6.7	Value and support opportunities for young people to understand the processes of Local Government and be involved in relevant projects.	Value and support opportunities for young people to understand the processes of Local Government and be involved in relevant projects.	Facilitation of 6 Bathurst Regional Youth Council meetings including attendance numbers	Manager Community Services	YTD seven (7) Youth Council meetings have been held, with a total of 65 participants in attendance.	
			Undertake at least 6 youth initiatives, activities, programs and events including attendance numbers.	Manager Community Services	YTD seven (7) face to face initiatives have been undertaken with a total of 70 participants. Online initiatives have been held with 1,082 people engaged.	
5.1 5.2 5.3 5.4	Provision of high quality child care facilities to cater for children aged 0-12 years in the Bathurst Community	Update policies and procedures to ensure alignment with: 1. Education and Care Services National Quality Standards. 2. Education and Care Services National Regulations and Law	25% of policies reviewed.	Manager Community Services	Annual policy review completed for all Children's Services policies and procedures. Policies provided to Council for adoption in July 2021.  YTD 100% Policies reviewed.	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
<b>6.3</b> <b>6.4</b> <b>6.7</b>	The provision of Council's Children Services, setting a benchmark for education and care in the Bathurst LGA		Develop Quality Improvement Plans (QIP) aligning with Self-Assessment Tools	Manager Community Services	Family Day Care Assessment Tool commenced during June 2021.  YTD Family Day Care QIP complete.  YTD Scallywags QIP/Self-Assessment completed.	
			Facilitate 1 survey for Family Day Care (FDC) for review of service delivery.	Manager Community Services	YTD no survey completed for Family Day. Extensive communications with families and FDC educators during COVID-19 resulting in altered business practices, no survey deemed necessary.	
			Facilitate 1 survey for Long Day Care (LDC) for review of service delivery.	Manager Community Services	YTD two (2) family surveys sent to Scallywags families.	
		Maintain occupancy rates within Children's Services	Provide 1 Children's Services update report to Council	Manager Community Services	YTD one (1) report submitted to Council.	
			75% occupancy rate for long day care	Manager Community Services	YTD current occupancy rate at 92%	
			10% increase on 2019/2020 occupancy rate in Family Day Care	Manager Community Services	YTD fifty-eight (58) new families registered with the service. YTD a decrease of 8%, from 2019/2020 occupancy level due to COVID-19. Reduction of occupancy levels from previous year due to the loss of approx. ten educators due to retirement. COVID-19, medically retired, maternity leave and leaving the industry. This impact on the number of children in care. Campaign to recruit Educators will be rolled out in 2021/2022.	
		Build profile of Family Day Care (FDC) Scheme in the Bathurst Community				

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
	Promotion of Children's Services.	Build community awareness of services offered by Children Services section				
			Undertake one annual promotional initiative for the section.	Manager Community Services	YTD five (5) annual promotional initiatives have taken place.  Facebook was used to promote long day care and activities the services had been engaging in, including Healthy Harold, and National Reconciliation Week	
			Facilitate 3 marketing mechanisms	Manager Community Services	YTD nine (9) marketing mechanisms have been undertaken using the Children's Services Facebook page.	
	Connect and collaborate with Children's Services networks locally and regionally to ensure services provision reflects strengths and needs of the sector.	Provide community awareness activities relevant to Council's Children's Services.	Facilitate 1 marketing mechanism relating to transition to school programs	Manager Community Services	YTD two (2) marketing mechanisms relating to transition to school programs have been facilitated.	
			Facilitate 1 industry, local community forum	Manager Community Services	YTD no local community forums have been facilitated, due to COVID-19 restrictions.	
			Attendance/participation of 1 regional relevant forum	Manager Community Services	YTD five (5) attendances at regional events has occurred.	






## Bathurst Library






Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
4.3	Develop a strategic approach to planning the next-practice library	Review Library against available benchmarks	Report to Council by June 2021	Manager Library Services	Available benchmarks were developed pre-COVID-19, and as a result, no relevant benchmarks are currently available to review the library performance against.	
5.3	Maintain and improve community participation in the Library Services	Maintain and improve membership base	Membership is 30% or more of total population	Manager Library Services	To date, the total active membership of Bathurst Library is 11,565 = 27% of Bathurst population. Excluding non-2795 members, membership is 10,784 = 25% of Bathurst population. Reciprocal/Temporary (non-2795 postcode) membership is 781.	
		Maintain and improve visitations	Yearly visitations are 140,000 or more (monthly average: 11,666)	Manager Library Services	YTD: 84,168 people visited the library, impacted by COVID-19.	
		Maintain and improve program and event delivery	Deliver 240 or more programs / events per year (monthly average: 20)	Manager Library Services	YTD 201 Programs delivered, impacted by COVID-19.	
		Maintain and improve attendance at programs and events	7,800 attendees or more to programs / events per year (monthly average: 650)	Manager Library Services	Adult programs are delivered both online and in-house. Children's programs have recommenced in-house with bookings only from Term 4 2020 onwards, numbers impacted by COVID-19. YTD: 2,432	
5.3	Maintain and improve access to information and life-long learning	Maintain and increase circulation of all library material	Loans exceed 240,000 per year (monthly average: 20,000)	Manager Library Services	YTD: 223,873 items borrowed	
		Improve online information	500 digitised Local Studies images are available on Trove by June 2021.	Manager Library Services	2005 images uploaded to Trove.	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
		Improve adult digital literacy skills	Provide at least 200 tech sessions for adults yearly	Manager Library Services	One on One Tech Assist sessions currently suspended due to COVID-19 as these cannot be delivered within the physical distancing guidelines.	
		Improve community access to technology	15,600 Public PC bookings or more per year (monthly average: 1,300) and 78,000 Wi-Fi logons or more per year (monthly average: 6,500).	Manager Library Services	YTD 8,337 Public PC bookings. YTD 12,251 Wi-Fi logons.  Note: From 9 June 2020, to ensure appropriate physical distancing, only six (6) public PCs are available, impacted by COVID-19.	
		Launch Readers Online portal	Launch + demonstration workshop is held by June 2021	Manager Library Services Online	Wiradjuri resources webpage is live, it will be reviewed and updated periodically. <a href="https://www.bathurst.nsw.gov.au/research/local-history/97-community/library/3832-wiradjuri-resources.html">https://www.bathurst.nsw.gov.au/research/local-history/97-community/library/3832-wiradjuri-resources.html</a>	
		Honour Wiradjuri History	Create and publish a list of relevant research resources by June 2021	Manager Library Services	New page live and launched during Library and Information Week. <a href="https://www.bathurst.nsw.gov.au/home/97-community/library/3770-discover-more-what-to-read-next.html">https://www.bathurst.nsw.gov.au/home/97-community/library/3770-discover-more-what-to-read-next.html</a>	
		Growth in followers on the library social media platforms	More than 2,250 Facebook likes and more than 900 Twitter followers	Manager Library Services	Facebook: 2933 Twitter: 927	
<b>6.1</b>	Communicate and engage with the community	Monitor community satisfaction with Library Services, Programs and Collections	Launch Library Community Survey in June 2021	Manager Library Services	2021 survey underway, results available in August 2021.	
		Further the partnership with the Kelso Community Hub	Deliver at least two (2) activities	Manager Library Services	Monthly visit of Library Van to KCH started on Tue 23 Feb 21. Visit #5 to Kelso Community Hub on Tue 29 June.	
<b>6.2</b>	Maintain and create partnerships with local organisations and neighbouring councils					

## Bathurst Regional Art Gallery





Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
1.3	Provide a focus on the visual arts for the community by providing education and public programs that challenge thinking and stimulate creativity and promote cultural vitality in the region through the development and care of the permanent collection, temporary exhibitions and research facilities.	Increase community participation and engagement through public programs and events	At least six public programs / events / education programs delivered per exhibition slot with participation over 350	Art Gallery Director	YTD TARGET ACHIEVED: 94 Programs; 12,627 participants	
		Increase student and teacher engagement through education programs and outreach	5% increase in school engagement on 2019/20 Develop Teacher Professional Development Program.	Art Gallery Director	YTD TARGET ACHIEVED: # programs: 45= 78% increase; # participating schools 50 = 68% increase; # participating students: 1,415 = 125% increase	
		Provide opportunities for the professional development of regionally based artists through exhibition.	Staging of 4 regional artist projects with at least 3,250 attendees Launch AR+ Central program	Art Gallery Director	YTD TARGET ACHIEVED: Ten (10) regional artist projects; Attendance: 40,336 1. JULY – AUGUST: Stephen Hogan: Imagine (Foyer Space). Total Attendance: 3,269 2. AUGUST – SEPT: Pictures of You community exhibition _August – October). Attendance to 30 September: 4,680 3. SEPTEMBER: Joel Tonks: Forged by fire, shaped by time (Foyer Space, Sept). Total Attendance: 3,107 4. OCTOBER – NOVEMBER: Tom Buckland: Flight Paths (Foyer) to 20 November: 11,526 5. OCTOBER – NOVEMBER: Amala Groom: RE: Union. Attendance: 2,290 6. DECEMBER - JANUARY: Adrienne Doig: It's All About Me! Attendance 3,337 7. FEBRUARY - APRIL - Rebecca Wilson: Mythmaking. Heroes and Villains: Attendance: 2,161 8. 5 JUNE – 25 JULY: Chester Neallie: Etched In Fire June visitation: 10,060 9. 5 JUNE – 25 JULY: Angela Malone: June Visitation: 2063 10. JUNE – 25 JULY: Andrew Merry & Euan Macleod: Stirring the Ash: June Visitation: 2063 ART CENTRAL replaced with CEL: Artist As Animator	



Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
6.1 2.6	Communicate and engage with the community	Develop community access to and understanding of contemporary indigenous art through exhibition and tour development.  Develop community access to the permanent collection through exhibition, research, loans and touring exhibitions on an as needs basis.	Production of 3 online resources / catalogues.	Art Gallery Director	YTD TARGET ACHIEVED Nine (9) catalogues/resources produced	
			Staging of 2 exhibitions.	Art Gallery Director	YTD TARGET ACHIEVED: Three (3) exhibitions staged	
			Staging of 2 permanent collection exhibitions.	Art Gallery Director	YTD TARGET ACHIEVED: Three (3) collection exhibitions staged; Attendance: 3,599	
			Improve database access through transition to KEmU 100% completion by July 2021.	Art Gallery Director	YTD TARGET ACHIEVED: 100% complete	
			Develop timeline and budget for Gallery Store conversion	Art Gallery Director	COMPLETED. Gallery Store conversion to be delivered in 2021/2022	
			Increase BRAG Instagram followers to 2,500	Art Gallery Director	YTD: TARGET ACHIEVED Instagram followers: 2,947	
6.1 2.6		Increase community engagement on social media platforms.	Increase Hill End AIR Instagram followers to 500		YTD: TARGET ACHIEVED Instagram followers: 1,128	
			Increase BRAG Facebook likes by 5%		YTD: TARGET ACHIEVED Facebook likes increase: 9.6%	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
5.2	Promote cultural activity in the Bathurst CBD, neighbourhoods and the region's villages through the development of inclusive and accessible satellite programs and events, and the promotion of Hill End as a significant site of contemporary and historic Australian art and culture.	Develop community understanding of the achievements of the Hill End Artists in Residency Program through exhibition and partnerships.	Staging of 3 Hill End Artists in Residency exhibitions with at least 3,250 attendees.	Art Gallery Director	YTD TARGET ACHIEVED: Three (3) Hill End AIR exhibitions; Attendance: 6,354	
			Develop residency partnership: National Art School	Art Gallery Director	YTD: project postponed due to COVID-19 residency carry-overs from 2020	
			Source funding for cottage refurbishment projects	Art Gallery Director	YTD: TARGET ACHIEVED \$87,500 raised Drought Fund Cottage maintenance project complete	
		Broaden access and inclusion to the Gallery's exhibition program through off-site and public art projects	Develop and deliver one community participatory public art project	Art Gallery Director	YTD: TARGET ACHIEVED: four (4) community participatory projects: <ul style="list-style-type: none"> <li>BRAG commissioned Turn by local artists Sonny Day &amp; Biddy Maroney for the 2020 Winter Festival illuminations program (July 2020).</li> <li>May: Kelso Hub Mural Project delivered. \$13,000 MGNWS Let's Get Digital Grant</li> <li>Banhav Belong projection (Winter Festival 2021)</li> <li>Adaptation: Winter Festival 2021</li> </ul>	
			Delivery of 2 off-site programs / events with at least 1,000 participants	Art Gallery Director	YTD TARGET ACHIEVED: four (4) off-site program; Attendance 10,560 <ul style="list-style-type: none"> <li>BRAG commissioned Turn by local artists Sonny Day &amp; Biddy Maroney for the 2020 Winter Festival illuminations program (July 2020).</li> <li>May: Kelso Hub Mural Project delivered. \$13,000 MGNWS Let's Get Digital Grant</li> </ul>	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
					<ul style="list-style-type: none"> <li>Banha Belong projection (Winter Festival 2021)</li> <li>Adaptation: Winter Festival 2021</li> </ul>	
		Implement relevant activities within the Public Art Policy as resources permit	Develop Public Art Policy Asset Register	Art Gallery Director	Delivered within available resources.	
			Develop Public Art Policy Artists Register	Art Gallery Director	YTD TARGET ACHIEVED: Completed.	
	1.3 6.6	Increase in revenue generated from gallery retail outlet and programs	5% increase in revenue	Art Gallery Director	YTD TARGET ACHIEVED: total (July-June): 2019-2020: \$40,974.55; 2020-2021: \$67,830; 65.5% increase.	




## Bathurst Memorial Entertainment Centre



Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
4.1 1.1 1.2 5.3 6.2	Implement a strategic approach to planning the next-practice Performing Arts Centre	Consultant to develop framework, provide timeline, and produce interim solution	Timeline and interim solution provided by July. Framework provided by August	Manager BMEC	COMPLETED. The Next Practice Performing Arts Facility Framework is completed, including quality survey, engineered design options for the necessary interim works to BMEC.	
5.2 5.3	Maintain and improve community participation in BMEC services and activities	Maintain and improve average number of tickets purchased per Member	Average of at least 5 tickets per Member	Manager BMEC	In the 2020/2021 Financial year there was 9.7 average Tickets Purchased per Member. However, actual purchases for the financial year will decrease as refunds have been required due to COVID-19 cancellations or postponements. In the 2020/2021 Financial year 151 current members were rolled over from 2020 into 2021 year and 83 members have had their 2021 show bookings reserved.	
		Maintain and improve venue attendance	Attendances exceed 55,000	Manager BMEC	In the 2020/2021 Financial year there were 25,022 – Visitors, total number of people through the venue. As the financial year comes to a close BMEC continues to be affected by cancellations due to COVID-19. Over the year this has had a dramatic impact on attendances	
		Maintain and improve program and event delivery	Deliver approximately 14 Season and other events; 7 associated workshops and a Local Stages Program including LEAP program, local writers and other performing arts development	Manager BMEC	17 Events are programmed in the 2021 Annual Season which is a calendar year program. To date seven (7) of these have been delivered. 18 events were programmed in the 2020 Annual Season. Two (2) were delivered and 16 cancelled due to COVID-19 impact. In the financial year 10 events out of 17 were cancelled or postponed.  The 2020/2021 Financial year has seen four works either delivered or in development; Cabaret Kite, Kangaroo, Highway of Lost Hearts and Fast Cars and dirty beats. There have been regular drama classes delivered for young people each week during the school terms.	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
		Maintain and improve attendance at programs and events	5,200 attendees or more to Season shows and 4,000 at associated and Local Stages projects per year	Manager BMEC	<p>In the 2020/2021 Financial year there were:</p> <ul style="list-style-type: none"> <li>2,148 attendees at Season shows. As 10 of 17 events were cancelled or postponed this attendance percentage suggest the target of 5,200 could have been reached if all shows had gone ahead.</li> <li>Seven (7) projects were supported and managed by Local Stages</li> <li>Associated and Local Stages Attendance was 2,480 at live events and 190 artists have been involved in the Fast Cars and Dirty Beats development.</li> </ul>	
1.1 1.2 5.3	Communicate and engage with the community	Growth in community engagement	<p>At least one intrinsic impact study per year.</p> <p>2% growth in social media followers over 2019/2020</p>	Manager BMEC	<p>An intrinsic impact study took the form of BMEC inclusion in the national Audience Outlook Monitor. This study surveyed discrete segments of Australian venue audiences at different stages of the pandemic to gauge their readiness or hesitancy about returning to live performances. The study was commissioned by the Australia Council for the Arts and involved selected regional and metropolitan venues across the nation. To date three surveys have occurred with the final survey scheduled for November 2021.</p> <p>In the 2020/2021 Financial year 11.02 % growth in facebook followers from 5 June.</p> <p>BMEC currently has:</p> <ul style="list-style-type: none"> <li>4,100 facebook followers</li> <li>505 Twitter Followers</li> <li>1,071 instagram followers</li> </ul>	
















## Museums

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
<b>2.6</b> <b>1.1</b> <b>1.2</b> <b>1.3</b> <b>6.6</b>	An increase in total visitor numbers to the Bathurst Regional Council managed museums of 8% over 4 years	An increase of 6% total visitors from 2017/18 numbers to: <ul style="list-style-type: none"> <li>• Australian Fossil and Mineral Museum</li> <li>• National Motor Racing Museum</li> <li>• Chifley Home and Education Centre</li> <li>• Bathurst Rail Museum</li> </ul>	Total increase of 6% in visitor numbers	Manager Museums	In the 2020/2021 Financial year total visitors to Council's Museums was 113,671 which is a 97% increase from 57,496 in the 2017/2018 Financial year.	
<b>2.6</b> <b>1.1</b> <b>1.2</b> <b>1.3</b> <b>6.6</b>	An increase in the total educational/schools engagement with the Bathurst Regional Council managed museums of 8% over 4 years	An increase of 6% in total education/schools engagement from 2017/18 numbers to: <ul style="list-style-type: none"> <li>• Australian Fossil and Mineral Museum</li> <li>• National Motor Racing Museum</li> <li>• Chifley Home and Education Centre</li> <li>• Bathurst Rail Museum</li> </ul>	Total increase of 6% in education/school engagement	Manager Museums	In the 2020/2021 Financial year total education/school visitors to Council's Museums was 2,134 which is a 50% decrease from 4,280 in the 2017/2018 Financial year.  *Note, education visits restarted in Nov 2020 after COVID19 guidelines changed. Capacity numbers within the museums have reduced the number of education/school visits.	
<b>2.6</b> <b>1.1</b> <b>1.2</b> <b>1.3</b> <b>6.6</b>	The provision of a range of public programs, exhibitions and community events at the Bathurst Regional Council managed museums	Undertake exhibitions, public programs and community events across the Bathurst Regional Council managed museums	Minimum six exhibitions, five public programs and two community events	Manager Museums	In the 2020/2021 Financial year there has been a total of:  <u>Six exhibitions (target 6)</u> <ol style="list-style-type: none"> <li>1. Chapman Collection – Australian Fossil and Mineral Museum</li> <li>2. Online exhibition, Interpretations: A reproduced history – Chifley Home and Education Centre</li> <li>3. Local Stories Cabinet, Cole Family story – Bathurst Rail Museum</li> <li>4. Local Stories Cabinet, The O'Connell Family story – Bathurst Rail Museum</li> <li>5. Local Stories Cabinet, Michael Burrell story – Bathurst Rail Museum</li> <li>6. Dick Johnson Exhibition – National Motor Racing Museum</li> </ol> <u>Six Public Programs (target 5)</u>	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
					<ol style="list-style-type: none"> <li>1. Jurassic Park After Dark - spooky tour after hours for Youth Week – Australian Fossil and Mineral Museum</li> <li>2. Seniors Week Tour and morning tea – Bathurst Rail Museum</li> <li>3. Winter festival after hours behind the scene tour – National Motor Racing Museum</li> <li>4. Bikes at Work talk during Bathurst Cycling Classic – Bathurst Rail Museum</li> <li>5. Behind the scenes layout talk to sponsors and visiting model railway club – Bathurst Rail Museum</li> <li>6. 3801 Locomotive train journeys – Bathurst Rail Museum</li> </ol> <p><u>Two Community Events (target 2)</u></p> <ol style="list-style-type: none"> <li>1. First birthday celebration weekend 20<sup>th</sup>/21<sup>st</sup> February – Bathurst Rail Museum</li> <li>2. Journey West – Vintage Rail Journeys 3-4 April – Bathurst Rail Museum</li> </ol> <p>COVID-19 restrictions have limited public gatherings that have resulted in the cancellation of some planned events/programs.</p>	
<b>2.6</b> <b>1.1</b> <b>1.2</b> <b>1.3</b> <b>6.6</b>	An overall increase in revenue generated from museum retail outlets and venue hire across the Bathurst Regional Council managed museums	An increase of 6% total revenue from 2017/18 numbers to: <ul style="list-style-type: none"> <li>• Australian Fossil and Mineral Museum</li> <li>• National Motor Racing Museum</li> <li>• Chifley Home and Education Centre</li> <li>• Bathurst Rail Museum</li> </ul>	Total increase of 6% in revenue	Manager Museums	In the 2020/2021 Financial year total gross revenue for Council's Museums was \$615,536 which is a 74% increase from \$352,962 in 2017/2018 Financial Year.	
	Central Tablelands Collection Facility	Commence construction of Central Tablelands Facility including preparation of BRC objects for move into the facility	Commence construction and object preparation for move	Manager Museums	In the 2020/2021 Financial year the construction of the Central Tablelands Facility and object preparation commenced.	

## Tourism

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
2.1 6.1	Grow the number and engagement of businesses associated with the Visitor Economy	Work with local operators in the provision of visitor services	10 new packages, products or experiences developed	Manager Tourism & Visitor Services	YTD eleven (11) experiences developed. Five (5) New experience packages developed for 'Greatest Staycation' campaign New Bathurst Wine Explorer Plan complete for Mount Panorama Boardwalk experiences (4) and interpretation, awaiting Council approval New 'Bathurst Heritage Explorer' trialled Heritage Week 2021	
		Grow Regional Tourism Partnership program	Number of tourism partners increased by 10%	Manager Tourism & Visitor Services	YTD 33% increase in tourism partners 186 tourism partners as of 30 June 2021. Partnership fees waived for 2020/2021 due to COVID-19. Campaign targeting new businesses ongoing.	
		Increase stakeholder advertising in Destination Planner	Advertising revenue increased 10%	Manager Tourism & Visitor Services	YTD 19.3% increase in revenue from 2019/2020. 53 ads booked. COMPLETED	
2.6	Provide visitors and prospective visitors to the area with quality information and services.	Develop new engaging content for Bathurst Step Beyond App	2 new tour products added	Manager Tourism & Visitor Services	YTD three new products being developed. Funding for this area was reduced due to budget restrictions imposed by COVID 1. Wiradjuri Tour, preliminary meeting held in July. Project on hold. 2. Hill End Tour, Script completed, and narrator selected 3. St Joseph's Perthville. Initial meeting held 21 May 2021 - awaiting funding	
		Increase volume of online bookings	Increase of 20% bookings through online portal	Manager Tourism & Visitor Services	YTD 194.8% increase against 2019/2020 figures to total \$85,820 with total BVIC commission of \$9090.63. New e-commerce ticketing through Shopify booking engine trial for Heritage Trades Trail and Festival of Bells - \$11,170 total online sales revenue for 2021	
		Develop annual Destination Planner	2021 Destination Planner published	Manager Tourism & Visitor Services	Printing of 20,000 copies complete. Delivered February 2021 and distribution underway. COMPLETED	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
2.6	Effectively promote and market the Bathurst Region as a key destination	Develop new Bathurst region villages touring itineraries	6 new itineraries created and published on website/available at BVIC	Manager Tourism & Visitor Services	YTD ten (10) new itineraries for families/couples/younger travellers published on website. COMPLETED	
		Create focused local range of retail products and souvenirs at BVIC	Retail sales at BVIC increase by 10% over previous year	Manager Tourism & Visitor Services	YTD 28.2% Increase to \$89,073	
		Develop new 2020-2022 marketing plan	Plan completed & adopted by Council	Manager Tourism & Visitor Services	New plan adopted by Council at February meeting. 17 of 39 action items completed or underway as of 30 June COMPLETED	
		Implement online content strategy	Destination website page views increase 15% Industry website page visits increase 20% Total social media following increase 20%	Manager Tourism & Visitor Services	Pageviews: YTD 73.5% increase on 2019/2020 To 30 June 2021, 417,553 YTD No metrics available for industry website page visits. Social Media: YTD of 25.2% total social media increase to total 19,120 followers	
2.6	Increase total number of visitors and overnight stays in the Bathurst region	Develop and produce new resident information for Mayoral Welcome Wagon	Material produced and distributed at Welcome Wagon events	Manager Tourism & Visitor Services	Welcome Wagon event held 17 May 2021 Material created and distributed to event attendees. 30 packs made up.	
		Promote Bathurst region to niche and specialist markets as identified in Destination Management Plan and Brand strategy	Overnight visitors increase by 5% Average length of stay increases by 7.5%	Manager Tourism & Visitor Services	Annual Tourism Research Australia figures released October 2020. Overnight visitor nights increased by 6.1% Average length of stay steady at average three nights	
		Promote BVIC as essential step off point for Bathurst region.	Annual visitation to BVIC increases 3%	Manager Tourism & Visitor Services	YTD visitation increase of 18.1% on 2019/2020 being 46,050 total.	



## Destination Management





Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
<b>2.6</b>	Utilise the Destination Management Plan as a basis for marketing, promotion and tourism development	Implement the Strategic priorities of the 2019 DMP	25% of actions completed or underway	Manager Tourism & Visitor Services	YTD 28% or 29 of the 104 priority actions completed or underway as of 30 June 2021.	
<b>2.6</b>	Support the Tourism Reference Group, which consists of a cross section of the industry	Improved collaboration between industry groups and Council.	Hold at least 4 meetings with industry	Manager Tourism & Visitor Services	YTD Four (4) industry meetings held February - meeting with Bathurst vignerons association held. March – Meeting with accommodation providers and STR Travel held April – Meeting with Bathurst Cycling Group, 'Cycle Safe Bathurst' re tourism potential May 11 – Tourism Partner networking and capacity building training held at BVIC	
<b>2.6</b>	Connect with industry	Continue monthly industry eDM Host minimum of 4 industry gatherings Increase engagement with industry website	Minimum of 12 eDMs issued Minimum of 4 events held Pageviews increase 25%	Manager Tourism & Visitor Services	eDMs Issued: YTD 44 Industry Events: YTD one formal industry event held 11 May. Multiple industry partner familiarisations and individual/small group meetings held. Pageviews: No metrics yet available for this site.	
<b>2.6</b>	Set and measure benchmarks	Publish annual market intelligence report to strengthen knowledge and guide investment.	Report produced	Manager Tourism & Visitor Services	Strategy for producing report accepted at July 2020 meeting of Council. New location analytics company 'Localis' appointed May 2021 to provide data sets. Initial discussions held with key stakeholders. Report due September 2021 as per DMP	

# Environmental, Planning & Building Services




Council will manage growth and development in alignment with Council's and the NSW Government's planning instruments and controls, and continue forward planning through reviews of the Housing Strategy, Open Space Strategy and Transport and Parking Strategy. Adoption of a new Economic Development Strategy will identify opportunities for continued growth, mindful of Council's obligations to environmental stewardship, heritage conservation and good urban design.

## Environmental



Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
<b>6.4</b> <b>5.2</b> <b>5.4</b>	Meet Council's responsibilities under the Companion Animals Act 1998 by continuing to provide community programs relating to responsible pet ownership	Complete Responsible Pet Ownership community programs  Maintain and enhance areas for off-leash recreation for dogs	Two Community desexing programs conducted  Pet Education event held  Educational radio interviews conducted weekly  Educational social media posts conducted monthly  Maintain Kefford Street Off Leash areas fortnightly	Team Leader Regulatory Services	The first community desexing program was completed in November 2020, with a total of 90 animals desexed. The second program was completed in June 2021 with a total of 105 animals desexed.  Pet education activities were delayed due to the restrictions for events under the Public Health Order. Event now planned for 9 July 2021 in conjunction with Bathurst Winter Festival activities.  Regular radio interviews undertaken throughout the reporting period.  16 educational Facebook posts made between 1 July 2020 and 30 June 2021.  Off leash areas maintained by contractors throughout the reporting period.	
<b>6.4</b> <b>5.4</b>	Meet Council's responsibilities under the Companion Animals Act 1998 and Impounding Act 1993 by promptly responding to customer requests and implementing enforcement action for breaches	Investigate animal related complaints, including matters reported after hours  Undertake regulatory action consistent with Council's Enforcement Policy for identified breaches	95% of customer requests responded to within adopted corporate standards  100% response to customer requests reported out of hours	Team Leader Regulatory Services	98.13% of customer requests responded to within adopted corporate standards for the period 1 July 2020 to 30 June 2021.  1100 customer requests were investigated during the period 1 July 2020 to 30 June 2021.  100% of customer requests responded to out of hours	



Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
6.4	Meet Council's responsibilities under the Prevention of Cruelty to Animals Act 1979 and the Impounding Act 1993 in the operation of the Small and Large Animal Impounding Facilities	Operate Small Animal Pound at Vale Road site	Implement social media program to promote rehoming of impounded dogs and cats  Increase the % of impounded dogs returned to owner or sold or released to welfare organisation  Increase the % of impounded cats returned to owner or sold or released to welfare organisation	Team Leader Regulatory Services   Manager Environment	44 adoption posts were made between 1 July 2020 and 30 June 2021. 36 "feel good furday" posts were made between 1 July 2020 and 30 June 2021.  81.70% of dogs were returned to owner, sold or released to welfare organisations in the period 1 July 2020 to 30 June 2021. This is an increase from 76.1% in the previous reporting period.  69.83% of cats were returned to owner, sold or released to welfare organisations in the period 1 July 2020 to 30 June 2021. This is an increase from 47.24% in the previous reporting period.	
		New Small Animal Impounding Facility construction commenced	Construction 50% completed by 1 April 2021		Development application and construction certificate have been approved.  Council awarded the contract at the ordinary Council meeting in June 2021. The project inception meeting was held on 25 June 2021, with site works to commence in mid-July 2021. Delayed due to longer than anticipated design process.	
6.4 4.4 5.2 5.4	Meet Council's responsibilities under the Road Rules 2014 and Fines Act 1996	Monitor and enforce parking regulations on public roads  Implement a community education program regarding the Australian Road Rules	Daily monitoring undertaken  Educational social media posts conducted monthly	Team Leader Regulatory Services	Frequent monitoring undertaken, with enforcement focusing on high priority areas such as no stopping zones and disabled parking spaces. Transition to pre-covid enforcement commenced in April 2021, with advice to the community made through a media release and social media posts.  Seven educational posts made between 1 July 2020 and 30 June 2021.	
6.4 5.2	Meet Council's contractual obligations under the Local Government Act 1993 in monitoring and enforcing parking regulations in off street car parks	Monitor and enforce parking regulations in off street car parks in accordance with contractual obligations	100% compliance with contractual obligations	Team Leader Regulatory Services	Monitoring of car parks undertaken during the period 1 July 2020 to 30 June 2021, with enforcement focusing on high priority areas such as no stopping and disabled parking areas. Transition to pre-covid enforcement commenced in April 2021.	







Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
3.1 3.2 3.3 3.4 6.4 1.4	Meet Council's responsibilities under the Protection of the Environment Operations Act	Investigate customer requests and pollution incidents  Undertake regulatory action consistent with Council's Enforcement Policy for identified breaches	95% of customer requests responded to within adopted corporate standards	Manager Environment	98.99% of customer requests responded to within adopted corporate standards for the period 1 July 2020 to 30 June 2021.  299 customer requests were registered with Council in the period 1 July 2020 to 30 June 2021.	
		Undertake educational programs to enhance community knowledge	Monthly posts on the @sustainablebathurst Facebook page	Manager Environment	Monthly posts focused on themes such as water restrictions, litter prevention projects and illegal dumping incidents. 11.15% of people reached engaged with the post (i.e. commented, clicked, liked or shared)	
3.3 3.5 6.1	Continue to improve the community's awareness and capacity regarding environmental sustainability	Communicate sustainability messages via a range of on-line and traditional media sources  Conduct sustainability education programs	Weekly posts on the @sustainablebathurst Facebook page  Conduct Sustainable Living Expo in March 2021  Conduct a sustainability education program targeting primary school aged students by December 2020	Manager Environment	An average of two posts per week between 1 July 2020 and 30 June 2021. Likes for page have increased from 1384 to 1620 during the period. Average reach is 3762 and average clicks is 385.  Implementation of the "Get Grubby" schools education program ongoing, with 23 schools signed up for the program. The "Get Grubby" for family's program was also launched in October 2020 with 107 families signing up to the program. Active engagement with the program for both schools and families is above average for the nationally available program.  The SLE 2021 took place on 27 March 2021 with an estimated 3000 people in attendance. The Friday night event was popular and provided an excellent forum for education regarding minimising food waste and considering the source of food products.  Local primary schools hosted the Environmentals program in March and May 2021 across 10 days with 35 sessions presented. The program was delayed until 2021 to meet the needs of the schools due to Covid-19.	




Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
3.1 3.2 6.4	Implement Council's Onsite Sewage Management Strategy and meet Council's obligations under the Local Government Act 1993	Conduct inspections and issue approvals for existing onsite sewage management systems without approvals or requiring renewal	Increase the number of onsite sewage management systems with a current approval to operate	Manager Environment	Inspection program is ongoing with a focus on high risk systems and systems where the ownership is changing due to sale of the property.  285 approvals to operate have been issued for the period 1 July 2020 to 30 June 2021.	
3.1 3.4 3.5 1.4	Meet Council's obligations under the Local Government Act 1993 and community expectations to manage, restore, enhance and conserve the natural environment	Implement the Urban Waterways Management Plan  Implement the Biodiversity Management Plan  Implement the Pest Bird Management Plan  Implement the Roadside Vegetation Management Plan	Implement a priority project identified in the Urban Waterways Management Plan.  Implement a priority project identified in the Biodiversity Management Plan.  Implement a priority project identified in the Pest Bird Management Plan  Implement a priority project in the Roadside Vegetation Management Plan	Manager Environment	UWMP projects have focused on works in Hawthornden Creek and Raglan Creek catchments. Weed control, slashing and other maintenance activities undertaken during December 2020. Further revegetation maintenance activities undertaken in May 2021.  The Backyard Bird Count in association with Birdlife Australia was successfully promoted and completed in October 2020. 8325 birds were counted in one week by 184 participants. The count contributes to Council's understanding of bird populations and is relevant to both biodiversity and pest bird management.  Nest box program commenced in late 2020 increase available habitat for Native birds within the urban areas. 246 Nestboxes and insect hotels had been provided to the Bathurst community during the program.  A myna bird trapping research program was conducted in early Spring 2020.  Pigeon removal works were conducted in November 2020 removing 187 pigeons, in March 2021 removing 136 pigeons and in June 2021 removing 132 pigeons from the CBD.  Signage received for high conservation value sections of roadway identified in the RVMP. Installation to commence in July 2021.	




Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
3.5 3.3 6.6	Implement energy efficiency and renewable energy projects at Council facilities	Implement the Renewable Energy Action Plan	Implement a priority project identified in the Renewable Energy Action Plan	Manager Environment	<p>The installation of a 90kWh solar array at the Bathurst Memorial Entertainment Centre was completed in July 2020.</p> <p>The installation of an additional 10.3kW of solar panels, and a 13kW battery was completed at Scallywags in July 2020.</p> <p>Contract was awarded in October 2020 for the installation of a 40kW solar array and 25kW battery storage system at the Bathurst Rail Museum. The NSW Heritage Office refused Council's s60 permit application on aesthetic grounds, and an appeal is currently underway. Installation of 24kW of the array and battery storage was completed in June 2021.</p> <p>A contract was awarded in May 2021 for the installation of a 44kW solar array at the Waste Management Centre. Installation to commence in July 2021.</p>	
3.1 3.4 6.4 1.4 4.6	<p>Meet Council's obligations under the Biodiversity Conservation Act 2016, Fisheries Management Act 1994 and Water Management Act 2000</p> <p>Meet Council's obligations under SEPP55 and related planning policies</p>	<p>Ensure the assessment of development applications meets all of the requirements of the Biodiversity Conservation Act 2016, Fisheries Management Act 1994, Vegetation SEPP and Koala SEPP</p> <p>Ensure that Council activities are compliant with the requirements of the Biodiversity Conservation Act 2016</p> <p>Ensure the assessment of development applications meets all of the requirements of SEPP55 and Council's Contaminated Land Policy</p>	<p>Number of development applications assessed and professional advice provided.</p> <p>Council policies and plans are reviewed and updated where required to ensure consistency with current legislation</p> <p>Assess vegetation removal applications in urban zones in accordance with the vegetation SEPP in Council's DCP.</p> <p>Professional advice provided including pre-DA advice on contaminated land matters</p>	Manager Environment	<p>250 development applications were assigned for environmental assessment between 1 July 2020 and 30 June 2021.</p> <p>Advice was provided throughout the reporting period for various Council activities and their implications under the Biodiversity Conservation Act.</p> <p>Council also investigated 19 customer requests relating to alleged breaches of the Biodiversity Conservation Act 2016 between 1 July 2020 and 30 June 2021.</p> <p>A new web-based enquiry process was developed in August 2020 which has streamlined the enquiry and application process for vegetation removal. 29 enquiries were processed by 30 June 2021.</p> <p>Advice provided on a regular basis. Staff have participated in technical training in contaminated land management during April and May 2021.</p>	




Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
<b>2.3</b> <b>3.3</b> <b>5.2</b>	Contribute to the development of Bathurst as a Smart City	Establish the Bathurst Region as an EV charging destination	Implement a priority project to meet NSW plan targets	Manager Environment	The Electric Vehicle transition plan has been reviewed by GM and Department Heads and implementation has commenced.  The Bathurst Region now has 6 Tesla superchargers and one Tesla destination charger; Eight Universal chargers (BVIC, Courthouse Lane, Bathurst Rail Museum, Armada Shopping Centre and Bathurst Showground).	
<b>3.3</b> <b>3.5</b> <b>6.4</b> <b>3.1</b>	Meet Council's statutory reporting obligations under the Local Government Act 1993	Monitor the operational footprint of Council's operations and report on trends identified.  Measure and collate the trends in environmental condition across the Local Government Area	Collate data and prepare reports on Environmental data on an annual basis	Manager Environment	Trends in Council's operational footprint included in the monthly report prepared for internal review, with annual data included in the State of Environment (SOE) reporting. The Regional SOE and Bathurst SOE were presented to Council at its ordinary meeting in November 2020 and are available to view on Council's website.	
<b>6.4</b> <b>5.4</b>	Meet Council's obligations in the Food Regulation Partnership and the Food Act 2003	Conduct a program of inspections of food premises including home-based food premises to ensure compliance with regulations	Conduct an inspection of all high and medium risk food premises by June 2021 Implement a risk based inspection program for home-based food premises  Prepare and distribute educational material on food safety three times annually  95% of customer requests responded to within adopted corporate standards	Manager Environment	Food inspection program ongoing throughout the reporting period 2021. 287 routine inspections and 215 inspections of temporary food premises were undertaken between 1 July 2020 and 30 June 2021.  In November 2020 educational food safety calendars were distributed to all food businesses. December 2020 business registration forms were update and received from participating businesses. Newsletters were sent in February and May 2021.  19 customer requests were registered with Council during the period 1 July 2020 to 30 June 2021 with 94.73% of customer requests were responded to within adopted corporate standards.	
<b>6.4</b> <b>5.4</b>	Meet Council's obligations under the Public Health Act 2010 and associated regulations	Conduct a program of inspections of skin penetration premises, public swimming and spa pools and cooling towers	Conduct an inspection of all skin penetration premises  Conduct an inspection of all public swimming pools and spa pools  Implement the activities identified as Council's role	Manager Environment	Skin penetration premises were not inspected between 1 July 2020 and 30 June 2021 unless a complaint was received, as staff were focused on other priority areas given COVID 19. NSW Health conducted inspections of skin penetration premises during September 2020 to ensure compliance with the Public Health Order.	

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
			<p>in Legionella management and the inspection of cooling towers</p> <p>95% of customer requests responded to within adopted corporate standards</p>		<p>Public swimming pool inspections will recommence in Spring 2021. Many facilities were closed for all or part of the reporting period due to COVID 19.</p> <p>Liaison with operators of cooling towers was ongoing during the reporting period. Council has an up to date register of premises and has completed tasks related to the risk management plans.</p> <p>88 customer requests were registered with Council during the period 1 July 2020 to 30 June 2021, with 97.73% responded to within adopted corporate standards.</p>	





## Planning

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
1.5 2.1 3.3 4.6 5.5 6.4	Prepare relevant planning proposals to ensure Council's planning controls remain relevant and up to date.	Prepare draft LEP and DCP amendments	Planning proposals referred to NSW Department of Planning & Environment for gazettal	Manager Strategic Planning	<p>1. LEP Amendment: Moveable and Monumental Heritage. Gateway determination received. Adopted by Council. Forwarded to DPIE for gazettal. Advice received from DPIE that Council will not be able to proceed with listing of 'collections'. An amended LEP amendment is being finalised.</p> <p>2. LEP Amendment: Open Space. Gateway determination received. Adopted by Council. Gazetted.</p> <p>3. LEP and DCP Amendment: Laffing Waters Master Plan. Planning Proposal being prepared.</p> <p>4. LEP and DCP Amendment: Heritage Conservation Area Review. Awaiting Gateway Determination from DPIE.</p> <p>5. DCP Amendment Housekeeping – adopted by Council 3 February 2021.</p> <p>6. DCP amendment – mapping review – project underway.</p> <p>7. s.3.22 Application – Minor amendment to Schedule 2 - Minor clarification required to Schedule 2 – Exempt Development – Gazetted.</p> <p>8. s.3.22 Application – Eusdale Nature Reserve - E2 to E1 rezoning - gazetted.</p> <p>9. Natural Disasters Standard LEP clause – Council adopted to have standard clause inserted into the LEP - 3 February 2021. New Clause came into effect on 23 June 2021.</p> <p>10. s.3.22 Application – update lot size map legend – gazetted.</p> <p>11. Community Participation Plan Amendment –to update notification procedures for new development adjacent to rural heritage items –public exhibition completed.</p> <p>12. Housekeeping DCP Amendment – make administrative updates – draft DCP amendment being prepared.</p>	

<b>1.5</b> <b>2.1</b> <b>3.3</b> <b>4.6</b> <b>5.5</b> <b>6.4</b>	Investigate relevant land use and planning issues of the Bathurst Region.	Prepare studies and plans.	Draft studies/plans are well underway by 30 June 2021	Manager Strategic Planning	<ol style="list-style-type: none"> <li>1. Bathurst Town Centre Master Plan. Council response to the Master Plan prepared "Futureproofing our CBD" and placed on public exhibition until 24 May 2021. Submissions being collated.</li> <li>2. Health and Knowledge Precinct Discussion Paper. Discussion paper received and finalised.</li> <li>3. Village Plans. Investigations and research underway. Consultation for Rockley, Sofala and Peel completed. Heritage review for Rockley, Sofala and Peel completed. Draft Plans being prepared for Rockley, Sofala and Peel.</li> <li>4. Bathurst Streets as Shared Spaces Pilot Project – Construction contractors engaged, with works to be undertaken in June/July/August 2021. Communication of the commencement of works ongoing.</li> <li>5. Hereford St Corridor investigations – Investigations underway. Additional traffic surveys undertaken. Report received and additional advice being sought. To be presented to Council working party July 2021.</li> <li>6. Lawrence Drive Extension to GWH investigations – Completed.</li> <li>7. CBD Car Parking Survey – survey to determine utilisation rates of the off street car parks within the CBD – December survey completed. June survey completed.</li> </ol>	
<b>4.1</b> <b>4.6</b> <b>6.4</b>	Review and update Council's section 7.11 plans.	Review existing or prepare new s7.11 Plans	Draft plans considered and adopted by Council	Manager Strategic Planning	<ol style="list-style-type: none"> <li>1. Final report and section 7.11 plan received.</li> </ol>	
<b>1.1</b> <b>1.2</b> <b>1.5</b> <b>4.6</b> <b>5.5</b>	Implement the Bathurst Regional Heritage Plan.	Provide a Heritage Advisory Service.	Number of site visits undertaken by the heritage advisory service.	Manager Strategic Planning	<ol style="list-style-type: none"> <li>1. 2020/21 site visits: 125 (Due to COVID -19 some site visits are occurring on-line/virtually).</li> <li>2. Review of guidelines and production of a video/webinar for preparation of Statement of Heritage Impact underway.</li> <li>3. Preparation of guidelines and production of a video/webinar for the</li> </ol>	




					preparation of heritage interpretation strategies underway.	
	Provide heritage incentive funding programs to protect, maintain, enhance and promote the regions heritage assets.	Value of works generated from Council's incentive funds.	Manager Strategic Planning	1. Bathurst Region Local heritage fund 2020/21 – 47 projects completed with a total project value of \$535,055. Applications for the 2021/22 fund closed and being assessed. 2. Bathurst Region Conservation and Interpretation Fund 2020/21 – 10 projects completed with a total project value of \$95,420. Applications for the 2021/22 fund closed and being assessed. 3. Bathurst CBD Main Street Improvement Fund 2020/21 – 8 projects completed at a value of \$172,951. Applications for the 2021/22 fund closed and being assessed.	1. Bathurst Region Local heritage fund 2020/21 – 47 projects completed with a total project value of \$535,055. Applications for the 2021/22 fund closed and being assessed. 2. Bathurst Region Conservation and Interpretation Fund 2020/21 – 10 projects completed with a total project value of \$95,420. Applications for the 2021/22 fund closed and being assessed. 3. Bathurst CBD Main Street Improvement Fund 2020/21 – 8 projects completed at a value of \$172,951. Applications for the 2021/22 fund closed and being assessed.	
	Prepare and implement projects for the interpretation and display of cultural heritage and history information.	New interpretative/promotional information made available.	Manager Strategic Planning	1. Mount Panorama (Wahluu Boardwalk) – Interpretation Plan inclusive of text for signage at lookout and along the walk drafted – comments from Plan Partners received. Contractor engaged to design and manufacture stage 1 signage. Content for stage 1 being finalised. 2. Pillars of Bathurst project paused for 2021. 2020 Pillars announced at 2021 Proclamation Day. Nominations for new Pillars in 2022 open until end of August 2021.	1. Mount Panorama (Wahluu Boardwalk) – Interpretation Plan inclusive of text for signage at lookout and along the walk drafted – comments from Plan Partners received. Contractor engaged to design and manufacture stage 1 signage. Content for stage 1 being finalised. 2. Pillars of Bathurst project paused for 2021. 2020 Pillars announced at 2021 Proclamation Day. Nominations for new Pillars in 2022 open until end of August 2021.	
	Prepare research/studies into the region's heritage values	Studies/plans considered and adopted by Council. Number of local heritage items included in the Local Environmental Plan.	Manager Strategic Planning	1. Bathurst Region Heritage Plan review – Draft plan prepared. Workshop with Heritage Reference Group held on 28 April 2021.	1. Bathurst Region Heritage Plan review – Draft plan prepared. Workshop with Heritage Reference Group held on 28 April 2021.	

## Development Assessment

Bathurst 2040 Objective reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
1.5 4.1 4.6 6.4	Ensure the assessment of development and other applications, in accordance with planning instruments, development control plans and policies, occurs within appropriate timeframes.	Process all development applications within statutory time frames set out in the Environmental Planning and Assessment Act 1979	To be at or below the state average for determination times of development applications	Manager Development Assessment	NSW State Average 2017-18	
					Bathurst Regional Council year to date average	
					Bathurst Regional Council June 2021	
					Bathurst Regional Council year to date average	
					Average gross days taken to determine a DA	
					84	
					Average net days taken to determine a DA	
					47	
					NSW State Average 2017-18	
					Bathurst Regional Council year to date average	
					Bathurst Regional Council June 2021	
					Bathurst Regional Council year to date average	
					Average days taken to determine a CDC	
					15	
					5.71	
					4.37	



## Economic Development

CSP 2040 Objective Reference	Deliverable Actions over the next 4 years	Operational Plan – this year's Projects / Tasks	Tracking our Progress	Responsible Officer	Action Year to Date	Status
2.1 2.2 2.3 2.4 2.6 4.1 4.5 5.5 6.3	Implementation of the Economic Development Strategy 2018-2022 and associated actions.	Nurture economic infrastructure development by supporting the development of the aerodrome, industrial precincts and telecommunications.	Seek funding for economic infrastructure projects.	Manager Economic Development	<ul style="list-style-type: none"> <li>- Federal Regional Connectivity Program reviewed. Not suitable at present.</li> <li>- Aerodrome promotional prospectus completed</li> <li>- DA under assessment for Kelso Industrial Estate expansion (\$4.8M Drought Stimulus Fund)</li> <li>- Aerodrome Expansion list of funded projects under discussion with grant authority (Growing Local Economies Fund \$2.9M)</li> </ul>	
		Market-leading promotional campaigns to increase residential relocations and a sense of place.	Continued support for joint regional relocation campaigns.  All 4 entrance billboards and welcome signs updated/maintained as required.	Manager Economic Development	<ul style="list-style-type: none"> <li>- 4 entrance billboards updated with Doors Open branding</li> <li>- Collaboration with NSW Regional Cities on new relocation campaign. Meeting held with Bathurst indicating conditional support.</li> <li>- Lifestyle promotional content will be added to the Bathurst Business Hub website.</li> <li>- A resident attraction brochure will be available by the end of 2021.</li> </ul>	
		Support local businesses and start-ups through engagement, support and economic programs.	12 eNewsletters issued.  Cluster Strategy developed and cluster groups activated.  Run BizMonth, Buy Local Gift Cards and Business Leaders Lunch programs.  Bathurst Business Hub website updated/maintained. Attendance at 75% of Business Chamber After-Hours events.  Representation at all "Upstairs Start-up Hub" board meetings.	Manager Economic Development	<ul style="list-style-type: none"> <li>- 12 eNewsletters sent in the period 1 July 2020 to 30 June 2021.</li> <li>- Cluster Strategy completed. Ready for implementation</li> <li>- BizMonth held in September, with more than a dozen events and the BizMonth Lunch attracting 80 attendees</li> <li>- Representation at all virtual Business Chamber events to date</li> <li>- All Upstairs Start-up hub board meetings attended to date</li> <li>- Planning underway Biz Month Sep 2021</li> </ul>	

		Promote resources to businesses including the ID websites and Spendmapp	Manager Economic Development	- 1,276 jobs posted on Evojobs for period 1 July 2020 to 30 June 2021 - Bathurst Jobs Expo cancelled due to COVID restrictions. Planning underway for Careers Expo (former Jobs Expo) for Aug 2021 - Ongoing support for the relocation of numerous businesses in manufacturing and IT industries	
Grow local employment, investment and attract new businesses		Organise the Bathurst Jobs Expo with minimum 40 stalls and 1,500 attendees.  Minimum of 60 new local jobs promoted each month  Develop relocation proposals, relocation materials and support the relocation of new businesses.	Manager Economic Development	- Monthly meetings held to date - Discussions ongoing with various IT software development firms to be based in Bathurst - Selection of locations for placement of Smart Benches (Community Building Partnerships Grant). Finalisation of quotes. - Quote sought for the placement of parking sensors on William Street and associated network infrastructure - Investigations ongoing for the use of CCTV cameras for people and vehicle counting	
Develop Bathurst into a Smart Community of national significance.  Support innovative practices from industry.		Monthly Project Group meetings held.  Seek funding and roll out Smart Community priority projects.  Promote Bathurst as a Smart Community through marketing campaigns and speaking at events.	Manager Economic Development		

# Attachment 9.3.3.1

## 2020-2021 Section 356 Donations Report as at 30 June 2021

Details	Reference	Date	Standard Annual Donations	Specific Donations	Mt Pan Fee Waived	BMEC Donations	Sundry Donations	TOTAL
			\$	\$	\$	\$	\$	\$
<b>Annual Budget</b>			<b>75,325.00</b>	<b>42,270.00</b>	<b>30,000.00</b>	<b>51,000.00</b>	<b>27,000.00</b>	<b>225,595.00</b>
<b>Spent to date:</b>								
WRAS Annual Subscription/donation	Operation Plan	29/07/2020	-2,518.00					-2,518.00
Sofala Progress Association	Operation Plan	14/08/2020	-2,500.00					-2,500.00
Bathurst Refugee Support Group Inc (BRSG)	Operation Plan	14/08/2020		-2,000.00				-2,000.00
Bathurst Seymour Centre Inc	Operation Plan	14/08/2020		-2,500.00				-2,500.00
Bathurst Mens Shed Incorporated	Operation Plan	14/08/2020		-1,000.00				-1,000.00
Lifeline Central West	Operation Plan	26/08/2020		-5,000.00				-5,000.00
Bathurst Remembers / AVAMS / Communications and Resources Project	Operation Plan	26/08/2020		-4,000.00				-4,000.00
Monkey Hill UHF Repeater	Operation Plan	26/08/2020	-1,000.00					-1,000.00
Central West Women's Health Centre Inc	Operation Plan	7/09/2020		-2,000.00				-2,000.00
Lions Club of Bathurst Inc	Operation Plan	8/09/2020		-2,000.00				-2,000.00
Western Sydney University Medical Scholarship	GM 18/09/19 Item 4	10/09/2020	-5,000.00					-5,000.00
Bathurst Gardener's Club Inc	Operation Plan	23/09/2020		-500.00				-500.00
Bathurst City Colts Water Account	Operation Plan	21/10/2020	-2,744.27					-2,744.27
Sofala & District AH&P Association	Operation Plan	30/10/2020	-350.00					-350.00
Macquarie Philharmonia - Platinum Donation	Operation Plan	26/11/2020	-2,000.00					-2,000.00
BMEC - Bathurst Eisteddfod Sep 2020	Operation Plan	30/11/2020				-30,000.00		-30,000.00
Bathurst Stamp, Coin, Collectables and Lapidary Club Inc	Operation Plan	30/11/2020		-1,500.00				-1,500.00
BMEC - Bathurst Eisteddfod Sep 2020	Operation Plan	30/11/2020				-5,245.09		-5,245.09
Meadow Flat Public School - presentation day	S356 Policy	18/11/2020					-60.00	-60.00
West Bathurst Public School - presentation day	S356 Policy	9/12/2020					-60.00	-60.00
Rockley Public School - presentation day	S356 Policy	9/12/2020					-60.00	-60.00
Bathurst City & RSL Band Association Inc	Operation Plan	31/12/2020	-5,000.00					-5,000.00
Evans Art Council	Operation Plan	27/01/2021	-3,000.00					-3,000.00
The Neighbourhood Centre (formerly BINC)	Operation Plan	29/01/2021	-900.00					-900.00
Mount Panorama Punish	19/08/20 Item 7.3.9	28/02/2021			-1,619.00			-1,619.00
CSU Foundation Trust	Operation Plan	26/03/2021	-5,000.00					-5,000.00
BDRSC grant - Bathurst Giants ARFC	Operation Plan	21/04/2021	-2,000.00					-2,000.00
BDRSC grant - Bathurst Hockey Association	Operation Plan	21/04/2021	-4,300.00					-4,300.00
BDRSC grant - Eglinton Tennis Club Inc	Operation Plan	21/04/2021	-2,000.00					-2,000.00
BDRSC grant - Bathurst Bushrangers ARFC Inc	Operation Plan	21/04/2021	-3,000.00					-3,000.00
BDRSC grant - Bathurst Little Athletics	Operation Plan	21/04/2021	-6,100.00					-6,100.00
Evans Art Council	Mayoral Minute 09/12/202	30/04/2021					-5,000.00	-5,000.00
Bathurst City Colts Water Account	Operation Plan	5/05/2021	-1,040.61					-1,040.61
This is My Brave Australia Inc	19/08/20 Item 7.3.5	21/05/2021				-1,886.16		-1,886.16
Rotary Club of Bathurst - RYDA	21/4/21 Item 8.3.9	31/05/2021			-4,000.00			-4,000.00
BMEC - CPSA Oct Meeting	Operation Plan	18/06/2021				-1,074.91		-1,074.91
BMEC - CPSA Nov Meeting	Operation Plan	18/06/2021				-1,099.45		-1,099.45
BMEC - CPSA Dec Meeting	Operation Plan	18/06/2021				-1,165.82		-1,165.82
BMEC - CPSA Feb Meeting	Operation Plan	18/06/2021				-913.64		-913.64
BMEC - CPSA Mar Meeting	Operation Plan	18/06/2021				-913.64		-913.64
BMEC - CPSA Apr Meeting	Operation Plan	18/06/2021				-913.64		-913.64
BMEC - CPSA May Meeting	Operation Plan	18/06/2021				-987.82		-987.82
BMEC - CPSA June Meeting	Operation Plan	18/06/2021				-872.27		-872.27
Western NSW Dance Festival	S356 Policy	30/06/2021				-1,594.91		-1,594.91
Sustainable Communities Australia - Solar Panel Fo	S356 Policy	30/06/2021				-85.82		-85.82
NSW Police - Volunteers Amenities Mt Pan	17/02/21 Item 7.2.7	30/06/2021			-10,450.91			-10,450.91
<b>Amount Spent</b>			<b>-48,452.88</b>	<b>-20,500.00</b>	<b>-16,069.91</b>	<b>-46,753.17</b>	<b>-5,180.00</b>	<b>-136,955.96</b>
<b>Available Balance before commitments</b>			<b>26,872.12</b>	<b>21,770.00</b>	<b>13,930.09</b>	<b>4,246.83</b>	<b>21,820.00</b>	<b>88,639.04</b>

# Attachment 9.3.3.1

2020-2021 Section 356 Donations  
Report as at 30 June 2021

Details	Reference	Date	Standard Annual Donations \$	Specific Donations \$	Mt Pan Fee Waived \$	BMEC Donations \$	Sundry Donations \$	TOTAL \$
<b>Committed:</b>								
Bathurst Junior Sports Awards (2BS)	Operation Plan		-5,000.00					-5,000.00
Bathurst City Colts Water Account	Operation Plan		-3,071.12					-3,071.12
Mitchell Conservatorium - BMEC Concerts	Operation Plan					-4,000.00		-4,000.00
BMEC - Bathurst Youth Council	Operation Plan					-2,000.00		-2,000.00
BMEC - CPSA Monthly Meetings	Operation Plan					-3,058.81		-3,058.81
Russell St Road Closures	Operation Plan		-10,000.00					-10,000.00
Bathurst Street & Custom Motorcycle Show	Operation Plan			-13,970.00				-13,970.00
Bathurst Edgell Jog	Operation Plan			-5,000.00				-5,000.00
Community Opportunity Shop Inc	Operation Plan			-800.00				-800.00
Eglinton Public School P & C Country Fair Committee	Operation Plan			-500.00				-500.00
Australian Warbird Association Limited	17/02/21 Item 7.2.6						-1,400.00	-1,400.00
Bathurst AH&P Association	Mayoral Minute 09/12/2020 (COVID Stimulus)						-2,000.00	-2,000.00
Bathurst AH&P Association	2020 paid, but Show cancelled							0.00
CSU Foundation Trust (Gordon Bullock Scholarship)	Not awarded for 2021							0.00
Bathurst Remembers WW2 Exhibition 2020	Postponed to late 2021 (COVID)							0.00
Australasian Mining History Association	Event cancelled (COVID)							0.00
HK HT HG Holden Nationals Event	Postponed to late 2021 (COVID)							0.00
Bathurst City Mens Bowling Club - Carillon Fours	Event cancelled (COVID)							0.00
Central Tablelands Woodcraft Inc	Event cancelled (COVID)							0.00
Packard Automobile Club of Australia Inc	Postponed to 2022 (COVID)							0.00
<b>Amount Committed</b>			<b>-18,071.12</b>	<b>-20,270.00</b>	<b>0.00</b>	<b>-9,058.81</b>	<b>-3,400.00</b>	<b>-50,799.93</b>
Adjustment between Funds				-1,500.00		4,811.98	-3,311.98	
<b>Available Balance</b>			<b>8,801.00</b>	<b>0.00</b>	<b>13,930.09</b>	<b>0.00</b>	<b>15,108.02</b>	<b>37,839.11</b>

Summary Remaining Budget		\$
Standard Annual Donations		8,801.00
Specified Donations		0.00
Mt Pan Fee Waived		13,930.09
BMEC Donations		0.00
Sundry Donations		15,108.02
<b>Total Remaining</b>		<b>37,839.11</b>

Summary		\$
Total Budget		225,595.00
Less: Amount Spent		-136,955.96
Less: Amount Committed		-50,799.93
<b>Total Remaining</b>		<b>37,839.11</b>

## Market Rental Subsidies for 2020/21

NAME OF TENANT	LOCATION	Current Rent PA	Estimated Market Rent	BRC Rental Subsidy
Mitchell Conservatorium	Machattie Park Cott	550.00	16,804.00	16,254.00
Central Tablelands Woodcraft Inc	Learmonth Park	576.07	15,637.00	15,060.93
Community Opportunity Shop Inc	8 Lions Club Drive	1,100.00	20,849.00	19,749.00
Community Opportunity Shop Inc	Veggie Patch Churc	1.00	15,637.00	15,636.00
Air Services Australia	Aerodrome - Comm	1.00	18,764.00	18,763.00
Taxi Cabs of Bathurst Co-operative Society Ltd	Communication tow	1,282.78	18,764.00	17,481.22
Master Communications & Electronics Pty Ltd	Communication tow	4,458.10	18,764.00	14,305.90
Bathurst City & RSL Band Association	Walmer Park	228.20	20,849.00	20,620.80
Bathurst Lions Club Inc	Short St	1.10	15,637.00	15,635.90
Evans Arts Council Inc	Lee Street	500.00	5,213.00	4,713.00
Bathurst District Historical Society Inc	Mitre Street	1.00	10,425.00	10,424.00
Bathurst District Historical Society Inc	16 Stanley Street	1.00	10,425.00	10,424.00
Bathurst Meals on Wheels Inc	4 Watt Drive	1.00	52,121.00	52,120.00
Department of Defence (Air Cadets)	Aerodrome - Lot 25	90.91	13,380.00	13,289.09
Department of Defence (Air Cadets)	Aerodrome - Lot 36	90.91	38,652.00	38,561.09
				<b><u>283,037.93</u></b>

<b>POLICY:</b>	RATES – ACCUMULATION OF RATES BY AGED PENSIONERS & REBATES
<b>DATE ADOPTED:</b>	Director Corporate Services & Finance's Report #14 Council 15 June 2016 Minute Book No. 12286  Director Corporate Services & Finance's Report #1 Policy 5 December 2012 Council 6 February 2013 Minute Book No. 11477
<b>ORIGINAL ADOPTION:</b>	Director Corporate Services Report #1 Policy 1 December 2004, Council 8 December 2004 Minute Book No. 9416
<b>FILE REFERENCE:</b>	16.00037
<b>OBJECTIVE:</b>	To assist aged pensioners in the city through allowing rates to accumulate on properties and the provision of rebates.

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### **ACCUMULATION OF RATES BY AGED PENSIONERS**

Upon application from an aged pensioner, Council shall allow unpaid rates to accumulate and be paid from the estate of the aged pensioner or from the sale of the house. Note that interest will still accrue on the amount of unpaid rates.

### **RATES – PENSIONER CONCESSION REBATES**

Council allow an additional reduction in the rates payable by eligible pensioners who are responsible for payment of rates on a dwelling or home unit. In order to be eligible, persons must be in receipt of a "maximum rate pension" as defined by the NSW Government.

Eligibility is dependent on:

1. Holding a PCC (Pensioner Concession Card)
2. Holding a gold card embossed with TPI (Totally Permanently Incapacitated)
3. Holding a gold card embossed with EDA (Extreme Disability Adjustment)
4. Being a War widow/widower or wholly dependent partner entitled to a PCC

Pensioner rate reductions be allowed in respect of current year's rates only, where there is conclusive proof that the person did in fact permanently reside in the subject premises at the relevant time.

Applicants are required to occupy the dwelling or home unit concerned as their sole or principal place of residence.

The additional concessions which will be allowed are subject to certain conditions but may be up to:

## Attachment 9.3.5.1

(a)	General Rate	No Council concession granted	
(b)	Water Charges	Council concession to a maximum of	\$40.00
(c)	Sewerage Charges	Council concession to a maximum of	\$40.00
(d)	Domestic Waste with a Food and Garden Waste Service provided		\$49.00

Pensioners who are not eligible for a maximum rate pension will not be entitled to the additional Council concessions.



## Country Women's Association of NSW

ABN 82 318 909 926

Incorporated in 1931 by an Act of NSW Parliament

All correspondence to be addressed to the Correspondence Secretary:

Central Western Group  
Mrs. Helana Donaldson  
64 Kirkconnell School Rd  
KIRKCONNELL 2795

Mr. Aaron Jones  
Director, Corporate Services & Finance  
Bathurst Regional Council  
aaron.jones@bathurst.nsw.gov.au

### Re: Country Women's Association of New South Wales State Meeting 2023

The Central Western Group of the Country Women's Association of New South Wales is preparing a submission to hold the 2023, 101st Year State Annual General Meeting and Conference in Bathurst.

The possible dates would be: 1) 30<sup>th</sup> April – 5<sup>th</sup> May 2023 or 2) 7<sup>th</sup> May – 12<sup>th</sup> May 2023.

The final dates will be decided by the State Executive Committee later this year.

The Conference Committee for Central Western Group of the Country Women's Association of New South Wales met with Mayor, Cr. Bobby Burke on 24<sup>th</sup> March 2021 to discuss arrangements we would like to make with Council.

1. Mayoral reception on the Monday night of the week for approximately 50 persons.
2. Welcome for the State Governor on the morning of the Monday followed by the Opening Ceremony at the Bathurst Memorial Entertainment.
3. Booking of the BMEC for one of the periods above using the City Hall and side rooms for exhibitions. The usual attendance is between 600-700 person. We have met with the BMEC Venue member Kale Herreng and the Production Manager on 23<sup>rd</sup> February 2021 and await their plan for us. We will be applying for a Community Base reduction for this booking.
4. Use of Macchattie Park for Food Stalls using local food groups during the lunch time period.
5. Addition of CWA of NSW to the Banner list for this period and waiver of the Fee.
6. A Special Museum Admission deal for our visitors and use of the tourist bus.
7. Provision of additional Coach drop off/ pick up zones in William Street close to the BMEC and
8. Provision of Coach long time parking area at the Showground.

There are significant Benefits for Bathurst in holding this event. In Cowra a few years ago the increase in monies spent was estimated to be 2.6m\$. The transport and accommodation options for members from across the State are very attractive.

If you would like to meet and further discuss these items, I have provided my contact details below.



Our Submission is due at the State Office of CWA of NSW at the end of July 2021. We would appreciate if these requests noted above could be addressed by 30<sup>th</sup> April 2021.

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Yours sincerely

Mrs. Helana Donaldson  
Group Secretary  
[helanadonaldson@yahoo.com.au](mailto:helanadonaldson@yahoo.com.au)  
0438 696 789  
5/04/2021

Cc Jan Kerr, Group President and State Executive Committee Member  
Judith Houghton, Organising Committee Chair

**- Pride in our Past - Faith in our Future -**



**Bathurst Regional Council**

Plan of Management  
Brooke Moore Woodland Reserve  
West Bathurst



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### DOCUMENT TRACKING

Version No.	Document Author	Reviewed by	Approved by	Last saved on
V1.0	Kristie Kearney	Mark Kimbel		29 June 2021

### ACKNOWLEDGMENT

This Plan of Management (PoM) was prepared in 2021 by Bathurst Regional Council in consultation with key stakeholders. The plan was placed on public exhibition in [XX 2021](#) and was adopted by Council in [XX 2021](#).

It is recommended that the PoM be reviewed and updated every five years.

Draft

### Contacts

Council: Bathurst Regional Council  
Relevant Department: Engineering Services – Recreation Section  
Responsible Officer: Environmental Programs Coordinator

Front Cover Image – Woodland wildflowers on display at Brooke Moore Reserve

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## ABBREVIATIONS

Abbreviation	Description
B Act (NSW)	<i>Biosecurity Act 2015</i>
BC Act	<i>Biodiversity Conservation Act 2016</i>
BBMP	Bathurst Biodiversity Management Plan
BGGW	Box-Gum Grassy Woodland
BRC	Bathurst Regional Council
BRVMP	Bathurst Region Vegetation Management Plan 2019
CEEC	Critically Endangered Ecological Community
CEEPO	Community Environmental Engagement Program Officer (Eco Logical Australia, 2018)
CLM Act	<i>Crown Land Management Act 2016</i>
DPiE	NSW Department of Planning, Industry and Environment
EEC	Endangered Ecological Community
EPBC Act (Cth)	Environment Protection and Biodiversity Conservation Act 1999 (Commonwealth).
LEP	Bathurst Regional Local Environmental Plan 2014
LG Act	<i>Local Government Act 1993</i>
LGA	Local Government Area
LLS	Local Land Services
NSW	New South Wales
PCT	Plant Community Type
PoM	Plan of Management
REF	Review of Environmental Factors
RFS	NSW Rural Fire Service
UMCC	Upper Macquarie County Council

# 1 INTRODUCTION

The *Crown Land Management Act 2016* (the CLM Act) authorises local councils (Council managers) appointed to manage dedicated or reserved Crown land to manage that land as if it were public land under the *Local Government Act 1993* (the LG Act). Therefore, all Crown land reserves managed by Council are also required to have a PoM under the LG Act.

The principles of Crown land management as defined within the CLM Act are:

- (a) that environmental protection principles be observed in relation to the management and administration of Crown land, and
- (b) that the natural resources of Crown land (including water, soil, flora, fauna and scenic quality) be conserved wherever possible, and
- (c) that public use and enjoyment of appropriate Crown land be encouraged, and
- (d) that, where appropriate, multiple use of Crown land be encouraged, and
- (e) that, where appropriate, Crown land should be used and managed in such a way that both the land and its resources are sustained in perpetuity, and
- (f) that Crown land be occupied, used, sold, leased, licensed, or otherwise dealt with in the best interests of the State consistent with the above principles.

Development of specific management plans for key reserves with remnant vegetation is also a strategy (RV7) of Bathurst Regional Council's *Bathurst Region Vegetation Management Plan* (BRVMP) (2019). It is this strategy that underpins the development of this Plan of Management (PoM) for Brooke Moore Woodland Reserve, West Bathurst.

It is important to note that this PoM relates to environmental condition and biodiversity protection and enhancement of the woodland reserve and does not deal in detail with infrastructure associated with the Brooke Moore Oval, Bathurst Indoor Sports Stadium, roads, pathways, and subsurface infrastructure such as sewer, water, or drainage networks. For information pertaining to general park maintenance and asset management within this woodland reserve, refer to Council's relevant asset management plan.

## 1.1 Reserve Description

Located adjacent to Alexander and Suttor Streets West Bathurst, Brooke Moore Woodland Reserve is a 5.8-hectare area of Crown Land managed by Bathurst Regional Council. The area includes the northern section of 'Brooke Moore Oval' referred to as Brooke Moore Reserve, Alexander Street Reserve, and a small section of Hector Park north of the Bathurst Indoor Sports Stadium referred to as Hector Park Box-Gum Grassy Woodland.

The area is of high conservation value as identified in the *Bathurst Biodiversity Management Plan* (BBMP) (Mactaggart & Goldney, 2012), containing one of only a few remaining examples of the Critically Endangered Ecological Community (CEEC) White Box, Yellow Box, Blakely's Red Gum Grassy Woodland (Box-Gum Grassy Woodland) in the Bathurst urban area.

The Brooke Moore Reserve site features a widely spaced, mature upper canopy of three species, *Eucalyptus blakelyi* (Blakely's Red Gum), *E.melliodora* (Yellow Box) and *E. bridgesiana* (Apple Box). The shrub layer is sparse to absent which is characteristic of Box-Gum Grassy Woodland. The groundcover is dominated by native tussock grasses primarily *Themeda triandra* (Kangaroo Grass) and *Austranthionia sp.* (Wallaby Grass), and a moderate diversity of native forbs and rushes that is characteristic of Box-Gum Grassy Woodland. Extensive environmental rehabilitation works undertaken at the site in recent years including revegetation, the installation of nest boxes, weed control, and the



installation of fencing to control unrestricted vehicle access has contributed significantly to improving the ecological health rating of the site, that being of a good-high condition as per the BBMP (Mactaggart & Goldney, 2012), with some areas of good grassy understory displaying a wide diversity of forb species.

The condition of the ecological community in Alexander Street Reserve and Hector Park Box-Gum Grassy Woodland are identified as being in moderate condition with a highly modified understorey due to regular mowing, passive recreational use, and unrestricted vehicle access. However, both sites feature a widely spaced, mature upper canopy of *Eucalyptus* trees that are characteristic of Box-Gum Grassy Woodlands.

The Brooke Moore Woodland Reserve is identified as an important part of the Mount Panorama Woodland Precinct that also includes Boundary Road Reserve, Blayney Road Common, Vietnam Veterans Park, Bathurst Archery Range and Albens Reserve.

## 1.2 Reserve Location

Brooke Moore Woodland Reserve is in the suburb of West Bathurst within the Bathurst Regional Council Local Government Area (LGA). The area is bounded by Sutor Street to the north, and Brooke Moore Oval and the Bathurst Indoor Sports Stadium in the south, with Alexander and Rocket Streets dividing the three areas (refer to Figure 1).



**Figure 1:** Location of Brooke Moore Reserve, Alexander Street Reserve and Hector Park Box-Gum Grassy Woodland, West Bathurst (© NSW Land and Property Information 2021).

## 1.3 Land Classification and Zoning in LEP 2014

Brooke Moore Woodland Reserve consists of three separate parcels of land which are zoned as follows under the Bathurst Regional Local Environment Plan (LEP) 2014. The parcels of land are Crown Reserves, with Bathurst Regional Council the Crown Reserve Manager:



**Table 1:** Property description and zoning.

Site Name	Lot & Plan	LEP Zoning	Land Classification	Crown Reserve No.	Area
Brooke Moore Reserve	Lot 7013 DP1114435	E2 - Environmental Conservation	Crown	79362	3.81 ha
Alexander Street Reserve	Lot 7014 DP1114435	RE1 – Public Recreation	Crown	79362	0.69 ha
Hector Park BGGW	Lot 7015 DP1114395	RE1 – Public Recreation	Crown	79362	1.33 ha

The objectives of E2 Environmental Conservation zone are:

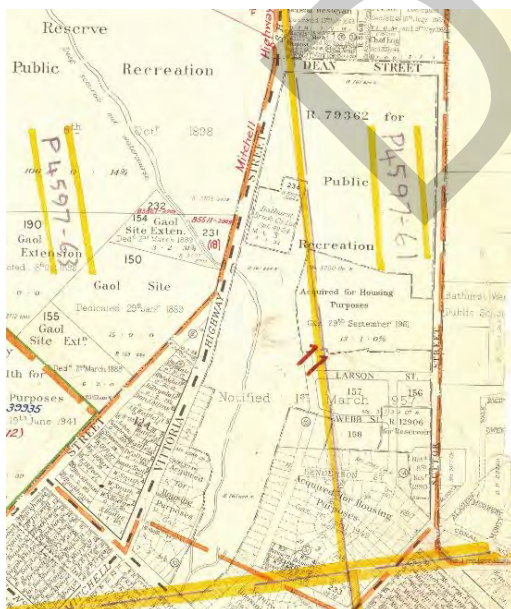
- To protect, manage and restore areas of high ecological, scientific, cultural or aesthetic values.
- To prevent development that could destroy, damage or otherwise have an adverse effect on those values.

The objectives of RE1 Public Recreation zone are:

- To enable land to be used for public open space or recreational purposes.
- To provide a range of recreation settings and activities and compatible land uses.
- To protect and enhance the natural environment for recreational purposes.
- To protect and conserve the historical and scenic quality of Bathurst's open space areas.
- To provide a network of open space that encourages walking and cycling.

## 1.4 Land Development

Gazetted on the 24 January 1986, Brooke Moore Reserve (Oval) was named in honour of local physician Dr John Brooke Moore (1860-1937) and his son Dr Brooke Moore (1900-1968). Both men were highly respected for their active participation in the public life of the Bathurst community most notably on sporting committees such as cricket and golf, as well as their services to the NSW Ambulance Service and the then NSW Fire Brigade.



**Figure 2:** Deposited Plan 758065 from 24 April 1962 indicating that prior to the construction of Alexander Street and designation of Brooke Moore Reserve, Alexander Street Reserve and Hector Park, the three reserves were one parcel of land. (NSW Land Registry Services, 2021)

Prior to the gazettal of the reserve in 1986, Lot 7013 DP1114435, Lot 7014 DP1114435 and Lot 7015 DP1114395 were one allotment identified as Reserve R.79362 for Public Recreation Notified 1<sup>st</sup> March 1957 (Figure 2). During the 1960's, the development of a residential subdivision west of Larson Street (Cummings, Cutler, Hill and McGrath Streets) and the subsequent construction of Alexander Road and Rocket Street extension resulted in the subdivision of the three parcels of land to eventually form what we now know as Brooke Moore Reserve (Oval), Alexander Street Reserve and Hector Park.

At the time of the development of the residential subdivision, a drainage detention basin was constructed within the southwestern corner of Brooke Moore Reserve (Oval) with the primary purpose of redirecting stormwater away from properties within the vicinity of Suttor, Cutler and Rocket Streets.

A baseball oval comprising of a baseball diamond and outfield, dugouts, batting cage and amenities block was constructed on the drainage detention basin at Brooke Moore Reserve (Oval) between 1979 and 1981 for use by local and regional baseball until 2005. The oval has since been upgraded by local cricket clubs as a cricket ground for use during the summer cricket season.

In 2003, a 2000m<sup>2</sup> parcel of land (Lot 1 DP1091859) in the north eastern corner of Brooke Moore Reserve was acquired by the NSW State Government for the construction of the new Fire and Rescue NSW, Bathurst Station. Located at the corner of Suttor and Alexander Streets, the fire station was constructed in 2006 and opened on the 14 March 2007 by the NSW Minister for Emergency Services Hon Tony Kelly MLC.



**Figure 3 & 4: (L-R)** Aerial view of Brooke Moore Reserve, Alexander Street Reserve and Hector Park in 1943 when the three reserves were one parcel of land, and in 1975 after the construction Alexander Road and the Rocket Street extension (© NSW Land and Property Information 2021).

**Note:** Current road network as of 2021, is displayed and coloured grey on both images for reference.



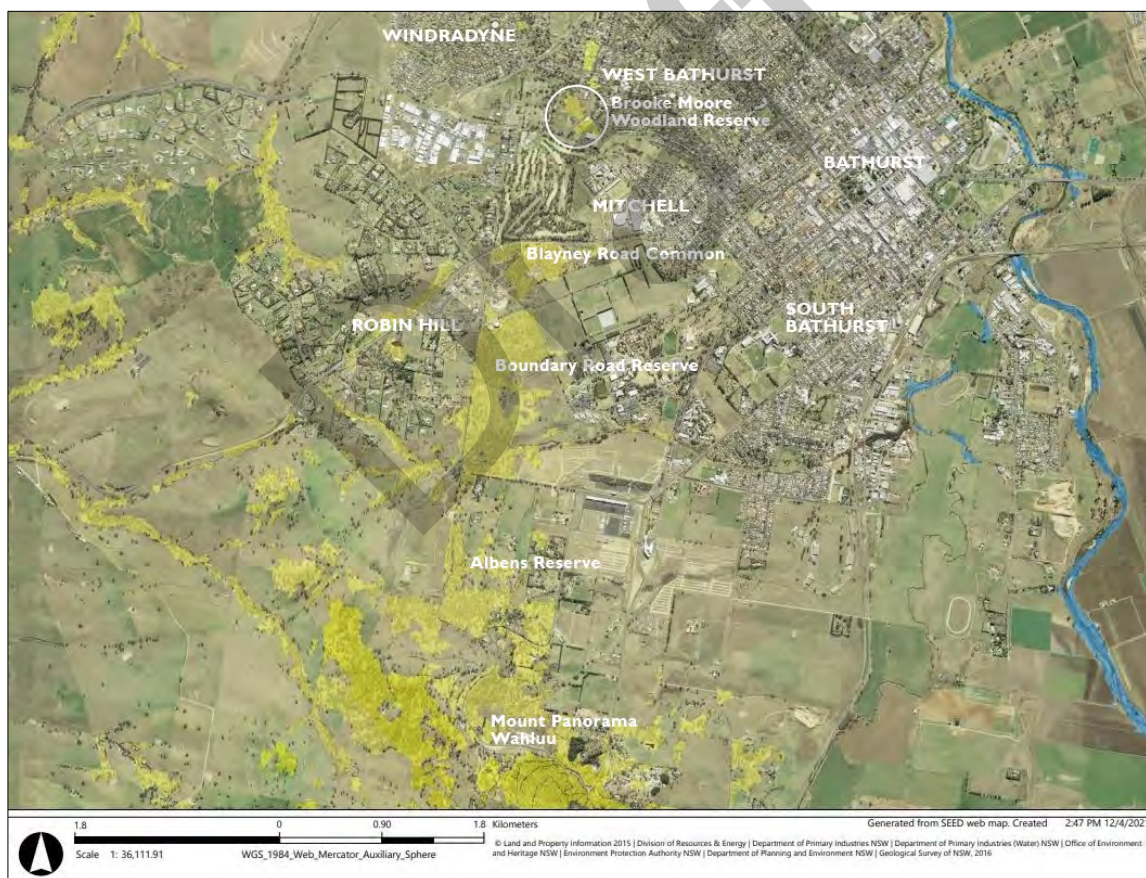
## 2 CONSERVATION SIGNIFICANCE

Brooke Moore Woodland Reserve is recognised as an important passive recreation space for the Bathurst community and has high conservation value, of both local and regional significance.

### 2.1 Local Significance

Brooke Moore Woodland Reserve is of local conservation significance as it:

- Form's part of a native vegetation corridor, providing strong linkages to the nearby Blayney Road Common via the Bathurst Golf Course, and is an integral part of the remnant native vegetation that comprises the wider Mount Panorama Woodland Precinct and beyond (Figure 5). Connectivity between the remnants allows native wildlife to move more easily around the Bathurst area in search of food, shelter, and breeding partners.
- Brooke Moore Woodland Reserve is in close proximity to residential areas with easy access from Alexander Street directly off the Mitchell Highway, one of the main entrances into Bathurst CBD. It forms a natural pedestrian route for walkers travelling to and from the nearby business park at Robin Hill and Bathurst Cemetery, as well as the residential areas north of Suttor and Rocket Streets. It also forms part of several potential circular walking routes linking West Bathurst and Mount Panorama.

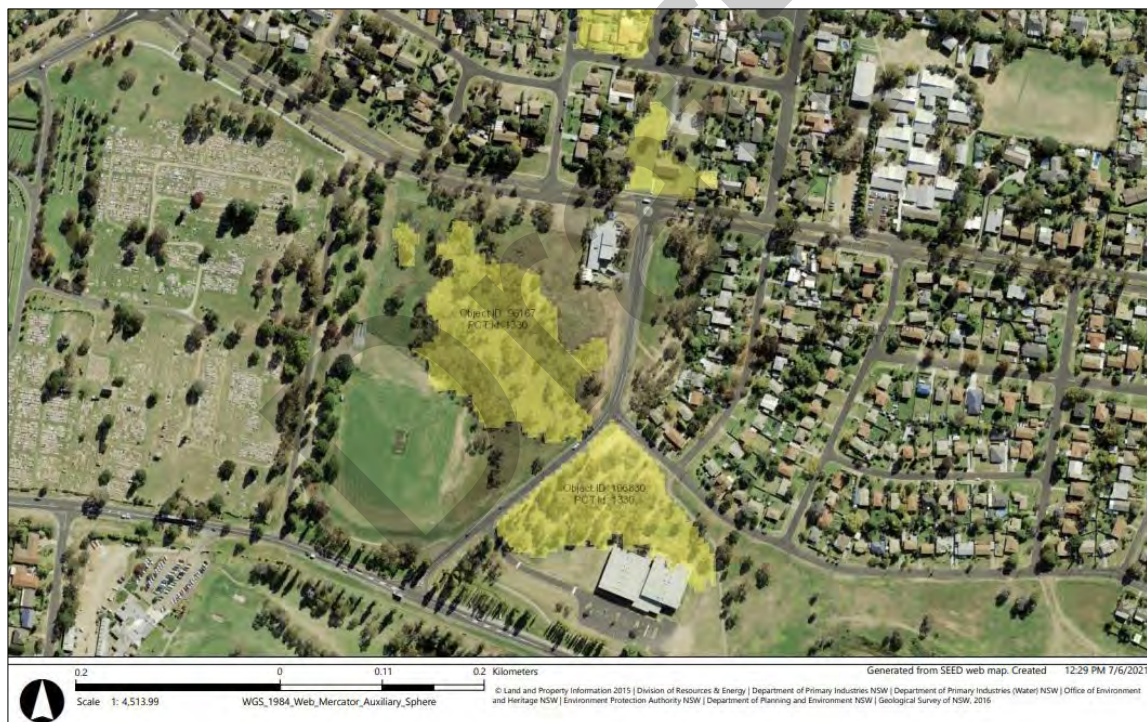


**Figure 5:** Reserves comprising the Mount Panorama Woodland Precinct including Brooke Moore Woodland Reserve (circled) and extent of remnant Box-Gum Grassy Woodland (indicated in yellow) (SEED Map Accessed 12 April 2021).

## 2.2 Regional Significance

Brooke Moore Woodland Reserve of regional conservation significance as:

- The vegetation community within the area has been identified as plant community type Box-Gum Grassy Woodland (PCT1330) (Figure 6) which is classified as a Critically Endangered Ecological Community (CEEC) under the *Biodiversity Conservation Act 2016 (NSW)* and the *Environmental Protection and Biodiversity Conservation Act 1999 (Cth)*. Brooke Moore Reserve is of a good/high condition containing a good canopy cover of healthy mature eucalypts with some areas of good grassy understorey displaying a wide diversity of forb species. Alexander Street Reserve and the small section of Hector Park are in moderate condition, however, feature a widely spaced, mature upper canopy of eucalypts representative of Box-Gum Grassy Woodlands.
- The area provides potential habitat for threatened flora and fauna species including several known threatened species observed within and in adjoining areas of the Mount Panorama Woodland Precinct namely Hoary Sunray (*Leucochrysum albicans* var. *tricolor*), Little Eagle (*Hieraaetus morphinoides*), Gang Gang Cockatoo (*Callocephalon fimbriatum*), Speckled Warbler (*Pyrrholaemus sagittatus*), Regent Honeyeater (*Xanthomyza phrygia*), Scarlet Robin (*Petroica boodang*), and Diamond Firetail (*Stagonopleura guttata*).



**Figure 6:** Extent of remnant Box-Gum Grassy Woodland CEEC (indicated in yellow PCT Id:1330) (SEED Map Accessed 7 June 2021).



## 3 MANAGEMENT ISSUES

### 3.1 Past Threats

Prior to the introduction of fencing around Brooke Moore Reserve in 2006, vandalism and the clearing of native vegetation was detracting from the overall condition of the remnant vegetation, affecting connectivity with nearby reserves that comprise the Mount Panorama Woodland Precinct. Removal of standing and/or fallen timber for firewood has also impacted on habitat values for hollow dependent species including native birds and arboreal marsupials as well as woody debris dependent species such as reptiles and insects.

The illegal disposal of domestic, construction and building waste, as well as unauthorised vehicle access across the area has caused soil compaction, degradation of vegetation, weed invasion, and significant soil erosion.

Urbanisation and the construction of critical infrastructure including roads, stormwater mitigation, and power have reduced the extent and quality of Box-Gum Grassy Woodland within the area and affected connectivity with nearby remnant vegetation.

### 3.2 Present Threats

#### 3.2.1 Invasive Weeds

The proliferation of invasive weed species is identified as the primary impact within the woodland reserve, with priority weed species including, St John's Wort (*Hypericum perforatum*), , Scotch Thistle (*Onopordum acanthium*), and Blue Periwinkle (*Vinca major*) and weeds of national significance including Serrated Tussock (*Nassella trichotoma*), Blackberry (*Rubus fruticosus*), African Lovegrass (*Eragrostis curvula*) and Bridle Creeper (*Asparagus asparagoides*) (Figure 6) having the greatest potential to out-compete most of the native grasses, forbs, and herbs that comprise Box-Gum Grassy Woodland. The reduction in flora species diversity at the ground to lower mid stratum (>2m) is expected to have caused a significant reduction in native fauna diversity, including the number of perching bird species and small ground dwelling marsupials utilising this area.

Although not identified as priority weeds under the *Biosecurity Act 2015 (NSW)*, exotic weed species such as Monterey Pine (*Pinus radiata*), Paspalam Grass (*Paspalum dilatatum*) and Couch Grass (*Elymus repens*) continue to present a threat to the condition and quality of Box-Gum Grassy Woodland in the area.



**Figure 6:** Invasive weeds such as Bridal Creeper (*Asparagus asparagoides*) continue to present a threat to the condition and quality of Box-Gum Grassy Woodland in the area..

#### 3.2.2 Rubbish Dumping

Dumping of garden waste and litter within the woodland reserve can introduce weeds and attract unwanted pests and vermin, increase nutrient pollution entering nearby Jordan Creek in addition to the immediate negative impact on visual amenity of the site. Construction and building waste such as waste concrete, timber and bricks may also have properties that make them hazardous or potentially harmful

to human health and the environment. Whilst the extent of this issue has been reduced since Brooke Moore Reserve was fenced to exclude vehicle access, the dumping of garden waste, littering and the disposal of construction and building waste continue to be an issue in Alexander Street Reserve and within Hector Park's Box-Gum Grassy Woodland.

### 3.2.3 Pest Species

Predation of small native marsupials, reptiles, and bird species by domestic and feral cats (*Felis catus*) is evident in the area subsequently leading to degradation of fauna species diversity and impacting on the occurrence of small ground dwelling marsupials, and native bird and reptile species in the area.

Cats can also be carriers of diseases such as feline panleukopaenia, sarcosporidiosis and toxoplasmosis. The diseases toxoplasmosis and sarcosporidiosis, can be transmitted by cats to humans, domestic stock, and some native animals. Feral cats may also spread a variety of exotic diseases including rabies that could seriously threaten domestic pets, wildlife, and human health in the event of an outbreak.

### 3.2.4 Damage to Vegetation

The installation of fencing has successfully reduced the occurrence of vandalism and removal of native vegetation at Brooke Moore Reserve. However, this continues to present significant issues for the areas comprising Alexander Street Reserve and Hector Park's Box-Gum Grassy Woodland. The recruitment of *Eucalyptus* species either naturally or through revegetation works undertaken by BRC and the community have been impacted by vandalism and the illegal removal of juvenile and mature trees.

### 3.2.4 Unauthorised Vehicle Access and Vandalism

The installation of wildlife-friendly rural fencing and locked service gates at Brooke Moore Reserve in 2006 has significantly reduced the impacts of unauthorised vehicles, such as motorbikes and 4WDs on the reserve. However, there is the potential threat of vandalism such as plant removal, and ongoing damage to fencing, paths and gates.

Unauthorised vehicle access is evident in Alexander Street Reserve (Figure 7) and the Hector Park Box-Gum Grassy Woodland causing soil compaction, degradation of vegetation, weed invasion, and soil erosion.



**Figure 7:** Damage from unauthorised vehicle access in Alexander Street Reserve.

### 3.2.5 Unauthorised Plantings and Environmental Rehabilitation Works

Unauthorised plantings and environmental rehabilitation works in recent years by adjacent property holders and members of the public are evident across the reserve with the planting of Sheoak (*Casuarina cunninghamiana*) in Alexander Street Reserve, and the removal of weeds and subsequent planting of native tree's, grasses, and rushes in Brooke Moore Reserve. Although these works may contribute to improving the general ecological health of the area, they could potentially impact on the high conservation value of the Box-Gum Grassy Woodland CEEC within the reserve. In addition, any environmental rehabilitation works conducted within a Box-Gum Grassy Woodland CEEC including pruning and/or removal of vegetation require a thorough environmental assessment to be conducted prior to rehabilitation works commencing.

## 4 CURRENT CONDITION OF RESERVE

The current condition of the areas that comprise the Brooke Moore Woodland Reserve are outlined in **Table 2** and based upon site assessments completed as part of Bathurst Regional Councils Biodiversity Management Plan (Mactaggart & Goldney, 2012).

The ecosystem condition and biodiversity conservation value of Brooke Moore Reserve (WB8) was rated as good and high respectively as it is an area exhibiting a significant patch of Box-Gum Grassy Woodland then identified as an endangered ecological community (EEC). Within the fenced conservation area there is a dominance of native species in groundcover, however areas such as the oval and road reserves not excluded are slashed.

The ecosystem condition and biodiversity conservation value of Alexander Street Reserve (WB9), an open space opposite Brooke Moore Reserve on Alexander Street was rated moderate as it is an area exhibiting Box-Gum Grassy Woodland (EEC). The condition of the vegetation community has been reduced due to slashing of native grass groundcover the presence of weeds and resultant surface erosion. The area is regularly mowed and maintained by Council for passive recreational use. PThe Hector Park Box-Gum Grassy Woodland (WB11), on the corner of Alexander and Rocket Streets including the area located to the north of the Bathurst Indoor Sports Stadium , was rated moderate for biodiversity condition and high for biodiversity conservation value as it is an area featuring isolated remnant vegetation and scattered *Eucalyptus* trees identified as species associated with Box-Gum Grassy Woodland. The condition of the vegetation community has been reduced due to slashing of native groundcover grasses and a high proportion of introduced grasses and forbs. Like Alexander Street Reserve, the area is regularly mowed and maintained by Council for passive recreational use

**Table 2:** Current Condition of Management Areas as rated in Bathurst Regional Councils Biodiversity Management Plan (Mactaggart & Goldney, 2012)

Area	Description	Approx. Area	Biodiversity Condition	Biodiversity Conservation value
WB8	Brooke Moore Reserve	3.81 ha	Good	High
WB9	Alexander Street Reserve	0.69 ha	Moderate	Moderate
WB11	Hector Park BGGW	1.33 ha	Moderate	High



## 5 MANAGEMENT AREAS

The woodland reserve has been mapped into four management areas based upon the vegetation type and condition, land use, access and previous environmental rehabilitation works undertaken.

These management areas are described as:

- Management Area 1 - Remnant woodland vegetation (Brooke Moore Reserve) (Green)
- Management Area 2 - Remnant woodland, open space, and passive recreation (Alexander Street Reserve) (Blue)
- Management Area 3 - Remnant woodland, open space, and passive recreation (Hector Park Box-Gum Grassy Woodland) (Yellow)
- Brooke Moore Oval – public recreation space and stormwater drainage detention basin (Red)

Refer to Figure 8 below for locations of each of these management areas.



**Figure 8:** Brooke Moore Woodland Reserve Management Areas (© NSW Land and Property Information 2021).



## 5.1 Management Area 1

Management Area 1 is identified as Brooke Moore Reserve, an area approximately 2 hectares in size, comprising of remnant native vegetation (Figure 9). The reserve is managed as an environmental conservation zone as per the Bathurst Region Local Environmental Plan (2014).

Extensive environmental rehabilitation works have been undertaken at the site in recent years including revegetation, adoption of 'No Mow Zone' practices, the installation of nest boxes, weed control, and the installation of fencing and minor earth works to control unrestricted vehicle access.



**Figure 9:** Brooke Moore Woodland Reserve Management Area 1 – Brooke Moore Reserve (Oval).

The use of ecological burns as an environmental management tool have also been undertaken within the reserve. A low intensity, cool burn was carried out in 2018 to increase biodiversity through encouraging the regrowth of native herbs, forbs and grasses, whilst reducing fine fuel loads within the reserve and the risk of an uncontrolled bushfire occurring during the fire season.

The area is bordered in the north by Sutter Street, east by Alexander Street and to the south by Brooke Moore Oval (Figure 10).



**Figure 10:** Brooke Moore Woodland Reserve Management Area 1 – Brooke Moore Reserve (Oval).



## 5.2 Management Area 2

Management Area 2 is identified as Alexander Street Reserve, an area of approximately 0.69 hectares in size. It is bounded by Suttor Street in the north, the rear of Cutler Street residences to the east, Rocket Street to the South and Alexander Street to the west (Figure 12).

The area features a highly modified understorey due to regular mowing, passive recreational use, and unrestricted vehicle access, however, contains a widely spaced, mature upper canopy of *Eucalyptus* trees including Yellow Box (*Eucalyptus meliodora*), and Blakely's Red Gum (*Eucalyptus blakelyi*) that are characteristic of Box-Gum Grassy Woodlands (Figure 11).



**Figure 11:** Management Area 2 - Alexander Street Reserve from Suttor Street looking south.

The area is subject to significant sheet and rill erosion within the vicinity of the unauthorised vehicle access off Alexander Street and off Rocket Street at the rear of Cutler Street residences. During storm or heavy rainfall events, unauthorised earthworks including the excavation of swales and table drains have seen runoff redirected to the lowest point in the reserve impacting on several properties in Cutler Street.



**Figure 12:** Brooke Moore Woodland Reserve Management Area 2 – Alexander Street Reserve.



### 5.3 Management Area 3

Management Area 3 is the Hector Park Box-Gum Grassy Woodland, an area of 1.33 hectares opposite Brooke Moore Reserve on the corner of Alexander and Rocket Streets (Figure 15).

The quality of the vegetation community has been reduced due to slashing of native grass groundcover the presence of weed species most notably mature Monterey Pines (*Pinus radiata*), and minor earthworks and resultant surface erosion (Figures 13 & 14).

The area is subject to significant sheet and rill erosion due to unauthorised vehicle access off Alexander and Rocket Streets, and via the rear of the Bathurst Indoor Sports Stadium.

The area is regularly mowed and maintained by Council for passive recreational use.



**Figure 13 & 14:** Management Area 3 – Small section of Hector Park from Alexander Street looking east, and from Rocket Street looking south.



**Figure 15:** Brooke Moore Woodland Reserve Management Area 3 – Small section of Hector Park.

#### **5.4 Brooke Moore Oval**

This southern section of Brooke Moore Reserve (Oval) is being managed under Councils relevant asset management plans and therefore not addressed here.

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## 6 MANAGEMENT FRAMEWORKS

### 6.1 Current Management

The current level of environmental management across the four management areas is low, with mowing undertaken in the open space areas of Alexander Street Reserve and within the Hector Park Box-Gum Grassy Woodland.

As an environmental conservation area, Brooke Moore Reserve is managed as a 'No Mow Zone' with annual invasive weed control works undertaken, maintenance of gates and fences as required, and ecological burns carried out on a 5 to 10 year cyclic basis.

### 6.2 Bathurst Region Vegetation Management Plan

The Bathurst Region Vegetation Management Plan (BRVMP) (Molino Stewart, 2019) was prepared to provide a working tool to manage vegetation resources and to plan for the future. Relevant information from this document for Brooke Moore Woodland Reserve falls predominantly under Native Remnant Vegetation (Section 7), with Brooke Moore Reserve and Hector Park identified as key areas of remnant vegetation. Alexander Street Reserve is not identified specifically within the BRVMP however strategies set out in Section 7 Native Remnant Vegetation and Section 10 Parks and Public Reserves still apply.

*Objective 1* is to manage the existing areas of remnant native vegetation to improve their environmental, recreational, and visual qualities and attributes through protection and enhancement including:

- *RV1 Maintain or enhance the diversity, structure, and ecological integrity of remnants through the adoption and implementation of best management practices and recommendations.*
- *RV2 Enhance the extent, viability and diversity of native grasses and groundcover plants where they occur.*
- *RV3 Future development not to significantly threaten or negatively impact on remnant vegetation.*
- *RV5 Continually monitor the condition of the remnant vegetation, ensuring its on-going sustainability through targeted management actions.*
- *RV7 Develop specific management plans for key reserves with remnant vegetation.*

*Objective 8* is to increase the extent of fragmented remnants by linking and creating vegetation corridors to provide for their ecological sustainability and function as wildlife corridors and recreational areas.

- *RV17 Link remnant vegetation area through the urban landscape.*

*Objective 11* is to educate and increase awareness within the community on the function and value of remnant native vegetation and the threats to its sustainability.

- *RV22 Educational programs and material developed and disseminated to targeted community groups.*

*Objective 12* is to manage bushfire risk on Council controlled properties while ensuring ecological values are protected and enhanced.

- *RV23 Implement appropriate fire strategies in areas of remnant vegetation.*

### **6.3 Bathurst Biodiversity Management Plan**

The aim of the Bathurst Biodiversity Management Plan (BBMP)(Mactaggart & Goldney, 2012) is to identify strategies and prioritised actions by which Bathurst Regional Council can better monitor, protect and manage biodiversity assets within the Bathurst region.

The Plan makes several recommendations in relation to Brooke Moore Reserve (WB8), Alexander Street Reserve (WB9) and a small section of Hector Park (WB11) including:

- *Action AM24 Develop a planting program within the urban/peri-urban environment that enhances biodiversity to include road reserves, buffer zones in industrial areas and housing estates, parks, open space reserves, drainage reserves, and operational land.*
- *Action AM25 Identify areas where a change in groundcover management can be undertaken to improve biodiversity and ecosystem function.*
- *Action AM26 Undertake training days for Council on-ground staff and machinery operators to ensure the protection of biodiversity.*

### **6.4 Brooke Moore Reserve Ecological Burn Plan**

In 2018 Eco Logical Australia (ELA) was engaged by Bathurst Regional Council to develop the Brooke Moore Reserve Ecological Burn Plan (Eco Logical Australia, 2018). Prescribed ecological burns have been identified as a valuable management tool that can maintain and enhance biodiversity and assist in reducing the intensity and adverse impact of bushfires in extreme weather conditions.

An initial ecological assessment was undertaken by ELA outlining the ecological values and constraints present within the reserve. This in turn set the basis for the development of the Brooke Moore Reserve Ecological Burn Plan whereby advice and guidance are provided on fire prescriptions, techniques, safeguards, and requirements of the NSW Rural Fire Service (RFS) and relevant NSW environmental legislation and regulations.

### **6.5 Identification of Stakeholders**

Brooke Moore Woodland Reserve does not have a community group directly involved in the management and use of the area. From 2005 to 2007, community volunteers contributed to the environmental rehabilitation of the reserve through revegetation works as part of the NSW Governments Environmental Trust funded 'Saving Brooke Moore Woodland' Project.

Stakeholders of the project area include recreational users of the reserves, including neighbours and residents of adjacent urban areas, NSW Crown Lands, Greening Bathurst, Central Tablelands Landcare, Bathurst Wiradyuri & Community Elders, Bathurst Local Aboriginal Land Council, Boundary Road Reserve Landcare Group, Upper Macquarie County Council (UMCC), Central West Councils Environment & Waterways Alliance, Central Tablelands Local Land Services (LLS) and NSW Department of Planning, Industry & Environment (DPIE).

### **6.6 Responsibilities**

Bathurst Regional Council as Crown Land Manager has responsibility for the management of Brooke Moore Woodland Reserve. It is recommended that management of the site be carried out in accordance with the objectives and strategies contained within this PoM, in addition to general park maintenance activities as detailed within Council's Asset Management Plan for the sites.

### **6.7 Management Strategies and Recommendations**

The strategies and recommendations within **Table 3, 4 and 5** have been developed in response to the management issues identified within this PoM.

Table 3: Management Area 1 – Brooke Moore Reserve Management Strategies

Management Issue	Actions	Occurrence	Responsibility	Status
1. Biosecurity	1A: Utilise Best Practice Management Guidelines where they exist to plan and monitor invasive weed control.	During weed control operations.	BRC	Choose an item.
	1B: Conduct seasonal weed survey, and map priority weed species for density and distribution.	Annually during September; as resources permit.	BRC	Choose an item.
	1C: Undertake, at a minimum, an annual invasive weed control program	Annual during Spring-Summer; as resources permit	BRC	Choose an item.
	1D: Use integrated weed management techniques to control weeds including appropriate combinations of herbicide application, physical removal, mulching, revegetation, and ecological burns.	During weed control operations.	BRC	Choose an item.
	1E: Where equipment (including mowing) is brought onto the site ensure that it is clean of weed seeds.	As required	BRC	Choose an item.
	1F: Where invasive weeds are known to exist on neighbouring properties, notify residents of their obligations under the <i>Biosecurity Act 2015 (NSW)</i> to control weeds.	As required	BRC / UMCC	Choose an item.
	1G: Undertake monitoring of feral cats using camera traps to determine baseline population data and participate in research into new management options.	Annually	BRC / LLS	Choose an item.
	2A: Develop a revegetation plan for the management area in accordance with planting densities and species for Box Gum Woodland	Once	BRC	Choose an item.
	2B: If practical, source local provenance native Eucalypt long-stem tube-stock.	Once. Then as required for plant replacements.	BRC / Nurseries	Choose an item.
	2C: Native grass seed to be harvested from Brooke Moore Reserve, or if practical local provenance native seed, tube-stock or vortubes.	Once. Then as required for plant replacements.	BRC / Contractor / Nurseries	Choose an item.
2. Revegetation	2D: Site preparation for revegetation utilising native tube-stock including planting locations to be surveyed and locations marked for <i>Eucalyptus</i> species and groundcover species.	Once	BRC / Contractor	Choose an item.
	2E: Site preparation for revegetation utilising native grass seed including minor earthworks to prepare and lightly scarify unauthorised tracks for revegetation.	Once	BRC / Contractor	Choose an item.
	2F: Maintenance will be contracted out for 18 months following planting i.e., weed control and tree guard replacement. Replacement or infill planting may also be required	Monthly for 18 months then as resources are available.	BRC / Contractor	Choose an item.
	2G: Ensure 'No Mow Zones' are implemented or maintained in areas of high conservation value.	Ongoing	BRC	Choose an item.

Management Issue	Actions	Occurrence	Responsibility	Status
3. Ecological Burns	2H: Protect naturally regenerating native species from mowing and trampling via tree guards, fencing etc.	Ongoing	BRC / Contractor	Choose an item.
	3A: Update the Brooke Moore Reserve Ecological Burn Plan to incorporate two burn units.	Once	BRC / Consultant	Choose an item.
	3B: A Review of Environmental Factors (REF) and Operational Burn Plan developed and completed prior to the undertaking of the ecological burn.	At least one month prior.	BRC / NSW RFS	Choose an item.
	3C: Notify residents of neighbouring residential areas, schools in the neighbouring area and the general community prior to any ecological burns.	Two weeks prior to ecological burn.	BRC / NSW RFS	Choose an item.
	3D: Site preparation for the ecological burn including slashing and clearing of fuels from around large old trees to avoid root/trunk damage and compaction, and to create control lines.	Two weeks prior to ecological burn.	BRC / Contractor	Choose an item.
4. Vandalism & Rubbish	3E: Ecological burn to be conducted in accordance with the Brooke Moore Reserve Ecological Burn Plan, REF and NSW RFS Operational Burn Plan.	In accordance with the Brooke Moore Reserve Ecological Burn Plan, REF and NSW RFS Operational Burn Plan.		
	3F: Undertake photo point monitoring and flora field surveys prior to and following the ecological burn to determine if there is an increase in native flora diversity and a decrease in the occurrence of invasive weed species.	Autumn (April / May)	BRC / NSW RFS	Choose an item.
	4A: Check and maintain park infrastructure including fences, gates and signs. Utilise monitoring technology as per Action 4B if necessary, to combat illegal and anti-social activities.	Six months prior to ecological burn. Annually in Spring post ecological burn.	BRC	Choose an item.
	4B: Investigate illegal dumping incidents and prosecute offenders if possible. Remove piles of rubbish and correctly dispose.	In accordance with Council's Asset Management Plan inspection frequency.	BRC	Choose an item.
	4C: Repair damage to signage, fencing, gates, or other future assets.	As required	BRC	Choose an item.
5. Community Engagement	4D: Replacement or repair of vegetation with local provenance tube-stock.	As required	BRC	Choose an item.
	5A: Develop a Communication Strategy and Community Engagement Strategy.	Once	BRC	Choose an item.
	5B: Hold pre-works site meeting for residents to provide information about upcoming works.	As required	BRC	Choose an item.
	5C: Host community and school's planting / maintenance / field-days including provision of information regarding Box-Gum Grassy Woodland CEEC.	In accordance with Councils Community & Schools Environmental Conservation Volunteer Program schedule.	BRC / NSW DPIE / LLS	Choose an item.



Management Issue	Actions	Occurrence	Responsibility	Status
6. Monitoring	5D: Produce media releases and write articles for Council's online/print media distribution network to inform ratepayers and the Bathurst Community about the project and overall state of the areas.	As required	BRC	Choose an item.
	5E: Work with local veterinarians and Council Rangers to increase awareness of cat impacts and promote responsible pet ownership through letterbox drops to surrounding residents, field days, social media, e-newsletters and Council website.	As required	BRC / LLS	Choose an item.
	5F: Update one sign in the project area informing of environmental rehabilitation works and how they can contribute. Signs to include a QR code to link to online information and facilitate further community input.	Once	BRC	Choose an item.
	6A: Conduct baseline assessment to establish the current condition of the overall site and establish photo point monitoring sites.	Prior to on ground works and then bi-annually.	BRC	Choose an item.
	6B: Complete photo point monitoring and flora and fauna field surveys (step point monitoring) to determine if native flora and fauna species are increasing.	Bi-annually	BRC	Choose an item.
	6C: Monitor feral cat activity and report activity and management actions via Feral Scan.	Ongoing	BRC / LLS	Choose an item.
	6D: Utilise monitoring data to assess success of completed management actions and to guide future management actions.	Bi-annually	BRC	Choose an item.
	6E: Record volunteer numbers at various events, number of media releases, radio advertising and enquiries or complaints to BRC regarding the project.	As required	BRC	Choose an item.

Table 4: Management Area 2 – Alexander Street Reserve Management Strategies

Management Issue	Actions	Occurrence	Responsibility	Status
1. Biosecurity	1A: Utilise Best Practice Management Guidelines where they exist to plan and monitor invasive weed control.	During weed control operations.	BRC	Choose an item.
	1B: Conduct seasonal weed survey, and map priority weed species for density and distribution.	Annually during September; as resources permit.	BRC	Choose an item.
	1C: Undertake, at a minimum, an annual invasive weed control program	Annual during Spring-Summer; as resources permit.	BRC	Choose an item.
	1D: Use integrated weed management techniques to control weeds including appropriate combinations of herbicide application, physical removal, mulching, revegetation, and ecological burns.	During weed control operations.	BRC	Choose an item.
	1E: Where equipment (including mowing) is brought onto the site ensure that it is clean of weed seeds.	As required	BRC	Choose an item.
	1F: Where invasive weeds are known to exist on neighbouring properties, notify residents of their obligations under the <i>Biosecurity Act 2015 (NSW)</i> to control weeds.	As required	BRC / UMCC	Choose an item.
	1G: Undertake monitoring of feral cats using camera traps to determine baseline population data and participate in research into new management options.	Annually	BRC / LLS	Choose an item.
2. Revegetation tracks (unauthorised only)	2A: Develop a revegetation plan.	Once	BRC	Choose an item.
	2B: Native grass seed to be harvested from Brooke Moore Reserve, or if practical local provenanced native seed.	Once. Then as required for plant replacements.	BRC / Contractor / Nurseries	Choose an item.
	2C: Site preparation for revegetation utilising native grass seed including minor earthworks to prepare and lightly scarify unauthorised tracks for revegetation.	Once	BRC / Contractor	Choose an item.
	2D: Maintenance will be contracted out for 18 months following planting i.e., weed control and reseeding.	Monthly for 18 months then as resources are available.	BRC / Contractor	Choose an item.
3. Unauthorised Vehicle Access	3A: In consultation with neighbouring property holders, install and monitor vehicle control devices along the perimeter of Alexander Street Reserve.	Once	BRC / Crown Lands	Choose an item.
	3B: In consultation with neighbouring property holders, rationalise and formalise an access road at the rear of Cutler Street properties.	Once. Maintenance as required: as resources permit.	BRC / Crown Lands	Choose an item.
	3C: Install surveillance device to detect, record and subsequently reduce illegal activities and unauthorised vehicle access.	As required: as resources permit.	BRC	Choose an item.
4. Tree Pruning & Removal	4A: Council officers will assess identified trees to determine condition and health, and where it is perceived that they present a risk to the public and adjacent properties.	As required	BRC	Choose an item.

Management Issue	Actions	Occurrence	Responsibility	Status
	4B: Council is the only authority to prune and/or remove trees.	Always	BRC	Choose an item.
	4C: Any required tree removals are to be replaced at a ratio of 1:1 with Box-Gum Grassy Woodland tree species only within the PoM site.	As required	BRC	Choose an item.
5. Mowing	5A: Slasher/flail mower blades are to be set high (no less than 10cm/4in.) as per mowing protocols (Dorough, 1995) (Prober, et al., 2002) to reduce scalping to native grasses, forbs, and herbs.	As required	BRC	Choose an item.
	5C: Brush cutting/line trimming is kept well clear of the base of the tree and/or shrub to reduce collar damage.	As required	BRC	Choose an item.
	5D: Install 'No Firewood Collection' ordinance signage.	Once	BRC	Choose an item.
6. Vandalism & Rubbish	6A: Check and maintain park infrastructure including fences, gates and signs. Utilise monitoring technology as per Action 6B if necessary, to combat illegal and anti-social activities.	In accordance with Council's Asset Management Plan inspection frequency.	BRC	Choose an item.
	6B: Investigate illegal dumping incidents and prosecute offenders if possible. Remove piles of rubbish and correctly dispose.	As required	BRC	Choose an item.
	6C: Repair damage to signage, fencing, gates, or other future assets within the park.	As required	BRC	Choose an item.
	6D: Replacement or repair of vegetation with local provenance tube-stock.	As required	BRC	Choose an item.
7. Monitoring	7A: Conduct baseline assessment to establish the current condition of the overall site and establish photo point monitoring sites.	Prior to on ground works and then bi-annually.	BRC	Choose an item.
	7B: Complete photo point monitoring and flora and fauna field surveys (step point monitoring) to determine if native flora and fauna species are increasing.	Bi-annually	BRC	Choose an item.
	7C: Monitor feral cat activity and report activity and management actions via Feral Scan.	Ongoing	BRC / LLS	Choose an item.
	7D: Utilise monitoring data to assess success of completed management actions and to guide future management actions.	Bi-annually	BRC	Choose an item.
	7E: Record volunteer numbers at various events, number of media releases, radio advertising and enquiries or complaints to BRC regarding the project.	As required	BRC	Choose an item.

Table 5: Management Area 3 – Hector Park Box-Gum Grassy Woodland Management Strategies

Management Issue	Actions	Occurrence	Responsibility	Status
1. Biosecurity	1A: Utilise Best Practice Management Guidelines where they exist to plan and monitor invasive weed control.	During weed control operations.	BRC	Choose an item.
	1B: Conduct seasonal weed survey, and map priority weed species for density and distribution.	Annually during September; as resources permit.	BRC	Choose an item.
	1C: Undertake, at a minimum, an annual invasive weed control program	Annual during Summer; as resources permit.	BRC	Choose an item.
	1D: Use integrated weed management techniques to control weeds including appropriate combinations of herbicide application, physical removal, mulching, revegetation, and ecological burns.	During weed control operations.	BRC	Choose an item.
	1E: Where equipment (including mowing) is brought onto the site ensure that it is clean of weed seeds.	As required	BRC	Choose an item.
	1F: Where invasive weeds are known to exist on neighbouring properties, notify residents of their obligations under the <i>Biosecurity Act 2015 (NSW)</i> to control weeds.	As required	BRC / UMCC	Choose an item.
	1G: Undertake monitoring of feral cats using camera traps to determine baseline population data and participate in research into new management options.	Annually	BRC / LLS	Choose an item.
	2A: Develop a revegetation plan for each management area.	Once	BRC	Choose an item.
	2B: If practical, source local provenance native Eucalypt long-stem tube-stock.	Once. Then as required for plant replacements.	BRC / Nurseries	Choose an item.
	2C: Native grass seed to be harvested from Brooke Moore Reserve, or if practical local provenanced native seed, tube-stock or vortubes.	Once. Then as required for plant replacements.	BRC / Contractor / Nurseries	Choose an item.
2. Revegetation	2D: Site preparation for revegetation utilising native tube-stock including planting locations to be surveyed and locations marked for <i>Eucalyptus</i> species and groundcover species.	Once	BRC / Contractor	Choose an item.
	2E: Site preparation for revegetation utilising native grass seed including minor earthworks to prepare and lightly scarify unauthorised tracks for revegetation.	Once	BRC / Contractor	Choose an item.
	2F: Maintenance will be contracted out for 18 months following planting i.e., weed control and tree guard replacement. Replacement or infill planting may also be required	Monthly for 18 months then as resources are available.	BRC / Contractor	Choose an item.
	2G: Protect naturally regenerating native species from mowing and trampling via tree guards, fencing etc.	Ongoing	BRC / Contractor	Choose an item.

Management Issue	Actions	Occurrence	Responsibility	Status
3. Unauthorised Vehicle Access	3A: Install and monitor vehicle control devices along the perimeter including along the northern boundary of Hector Park to 332 Rocket Street.	Once	BRC / Crown Lands	Choose an item.
	3B: Install surveillance device to detect, record and subsequently reduce illegal activities and vehicle access	As required: as resources permit.	BRC	Choose an item.
4. Vandalism & Rubbish	4A: Check and maintain park infrastructure including fences, gates and signs. Utilise monitoring technology as per Action 4B if necessary, to combat illegal and anti-social activities.	In accordance with Council's Asset Management Plan inspection frequency.	BRC	Choose an item.
	4B: Investigate illegal dumping incidents and prosecute offenders if possible. Remove piles of rubbish and correctly dispose.	As required	BRC	Choose an item.
	4C: Repair damage to signage, fencing, gates, or other future assets within the park.	As required	BRC	Choose an item.
	4D: Replacement or repair of vegetation with local provenance tube-stock.	As required	BRC	Choose an item.
5. Mowing	5A: Slasher/flail mower blades are to be set high (no less than 10cm/4in.) as per mowing protocols (Dorrough, 1995) (Prober, et al., 2002) to reduce scalping to native grasses, forbs, and herbs.	As required	BRC	Choose an item.
	5B: Brush cutting/line trimming is kept well clear of the base of the tree and/or shrub to reduce collar damage.	As required	BRC	Choose an item.
	5C: Install 'No Firewood Collection' ordinance signage.	Once	BRC	Choose an item.
	5D: Ensure 'No Mow Zones' are implemented or maintained in areas of high conservation value.	Ongoing	BRC	Choose an item.
6. Monitoring	6A: Conduct baseline assessment to establish the current condition of the overall site and establish photo point monitoring sites.	Prior to on ground works and then bi-annually.	BRC	Choose an item.
	6B: Complete photo point monitoring and flora and fauna field surveys (step point monitoring) to determine if native flora and fauna species are increasing.	Bi-annually	BRC	Choose an item.
	6C: Monitor feral cat activity and report activity and management actions via Feral Scan.	Ongoing	BRC / LLS	Choose an item.
	6D: Utilise monitoring data to assess success of completed management actions and to guide future management actions.	Bi-annually	BRC	Choose an item.
	6E: Record volunteer numbers at various events, number of media releases, radio advertising and enquiries or complaints to BRC regarding the project.	As required	BRC	Choose an item.

## 7 RISK MANAGEMENT

The methodology used for conducting a risk assessment as part of this PoM was in accordance with BRC's risk management policies and procedures. This includes:

- Risk identification
- Risk rating using the risk matrix prior to the implementation of risk controls or elimination measures.
- Risk controls or elimination measures.
- Risk rating using the risk matrix after the implementation of risk controls or elimination measures.

**Table 7** outlines the key identified risks and risk ratings that have been identified in relation to this PoM using the consequence and probability ratings and risk matrix presented in **Table 6**. With these risk controls or elimination measures in place all identified risks have been ranked as having a low-risk rating. This is accompanied by a Trigger Action Response Plan (TARP) comprising of various contingency measures to be implemented if defined triggers arise.

**Table 6: Risk Matrix and Overall Risk Score**

Consequence Rating	Consequences					Likelihood Rating				
	(a) Generation / Financial	(b) Assets	(c) Environment	(d) Reputation	(e) People	A Common or occurs frequently	B It is known to occur or it has happened	C Could occur or has been known to happen	D Not likely to occur	E Practically impossible
1	Multiple sites services disrupted more than 7 days	Multiple site capability damage (>\$50m)	Massive impact	National / International impact	Multiple fatalities	Extreme	Extreme	Extreme	High	Medium
2	Site/ Service disrupted more than 7 days	Site level damage (\$5m-\$50m)	Major effect	State wide impact	Lost time injury more than 7 days or fatality	Extreme	Extreme	High	High	Medium
3	Site/ Service disrupted	Equipment level replacement/ repair (\$100k-\$5m)	Localised effect	Local area impact	Lost time injury less than 7 days	Extreme	High	Medium	Medium	Low
4	Partial service or output reduction	Component level replacement repair (\$10k-\$100k)	Minor effect	Limited impact	Medical treatment injury	High	Medium	Medium	Low	Low
5	Slight impact on revenue/ finances	Slight Damage (<\$10k)	Slight effect	Slight impact	First aid injury	High	Medium	Low	Low	Low

Overall Risk Score	
Extreme	Intolerable stop work and immediately introduce further control measures
High	Review and introduce additional controls using the hierarchy of hazard controls
Medium	Monitor and maintain strict control measures in line with the hierarchy of hazard controls
Low	Tolerable monitor and Review in line with Council policy

Table 7: Brooke Moore Woodland Reserve Risks, Controls, Triggers and Contingency Measures

Area of Risk	Risk	Risk Rating	Risk Controls	Risk Rating	Triggers	Contingency Measures
Revegetation	Plants do not survive initial planting.	2C	<ul style="list-style-type: none"> <li>Plants to be planted as per best practice for planting native seed, long-stem tube-stock, tube-stock or virotubes.</li> <li>Supplementary watering during drought and periods of high temperatures.</li> <li>Ensure contractor plantings are carried out by an experienced environmental contractor.</li> <li>Ensure community and school volunteer plantings are coordinated and overseen by Councils Community Environmental Engagement Project Officer (CEEPO).</li> <li>Ensure on-going weed removal is adhered to over the life of this PoM and beyond.</li> </ul>	5C	20% loss of native plantings through scheduled monitoring.	<ul style="list-style-type: none"> <li>Increase monitoring frequency.</li> <li>Implement appropriate actions to decrease loss.</li> <li>Replace loss of plantings with locally grown Box-Gum Grassy Woodland species.</li> <li>Extend first year's intensive revegetation works program.</li> <li>Review PoM.</li> </ul>
					Weed species comprise no more than: <ul style="list-style-type: none"> <li>- 20% groundcover in years 0-5</li> <li>- 15% groundcover in years 5-10</li> <li>- 10% groundcover in years 10-15.</li> </ul>	
Revegetation	Survival rate of 80% not being achieved.	2C	<ul style="list-style-type: none"> <li>Plants to be planted as per best practice for planting native seed, long stem tube-stock, tube-stock or virotubes.</li> <li>Supplementary watering during drought and periods of high temperatures.</li> <li>Ensure on-going weed removal is adhered to over the life of this PoM and beyond.</li> </ul>	5C	20% loss of native plantings through scheduled monitoring.	<ul style="list-style-type: none"> <li>Increase monitoring frequency.</li> <li>Implement appropriate actions to decrease loss.</li> <li>Replace loss of contingency plantings with locally grown Box-Gum Grassy Woodland species.</li> <li>Extend first year's intensive revegetation works program.</li> <li>Review PoM.</li> </ul>
					Weed species comprise no more than: <ul style="list-style-type: none"> <li>- 20% groundcover in years 0-5</li> <li>- 15% groundcover in years 5-10</li> <li>- 10% groundcover in years 10-15.</li> </ul>	
Ecological Burn	Ecological burn decreases biodiversity.	2C	<ul style="list-style-type: none"> <li>Ecological burn to follow the Brooke Moore Reserve Ecological Burn Plan.</li> <li>A Review of Environmental Factors (REF) developed and completed prior to the undertaking of the ecological burn.</li> <li>Flora survey conducted pre and post ecological burn.</li> </ul>	5D	Decrease in biodiversity.	<ul style="list-style-type: none"> <li>Cease ecological burns until a review is undertaken of the Brooke Moore Reserve Ecological Burn Plan.</li> </ul>
Ecological Burn	Ecological burn breaks containment lines damaging	2C	<ul style="list-style-type: none"> <li>A Review of Environmental Factors (REF) and Operational Burn Plan developed and completed prior to the undertaking of the ecological burn.</li> </ul>	5D	Burn breaks containment lines.	<ul style="list-style-type: none"> <li>Refer to NSW RFS Operation Burn Plan.</li> </ul>

	neighbouring properties.		<ul style="list-style-type: none"> <li>Site preparation for the ecological burn including slashing and clearing of fuels from around large old trees to avoid root/trunk damage and compaction, and to create control lines.</li> <li>Notify residents of neighbouring residential areas, schools in the neighbouring area and the general community prior to any ecological burns.</li> </ul>			<ul style="list-style-type: none"> <li>Increase site preparation to reduce risk of containment lines being broken.</li> </ul>
<b>Biosecurity</b>	Predation of native fauna by feral cats.	2C	<ul style="list-style-type: none"> <li>Undertake regular inspections in the first five years, and ongoing inspections as required for the following years.</li> <li>In the event that feral cat density is medium to high (increased signs of dead native fauna), confinement traps are to be utilised following strict guidelines for their use.</li> <li>Increase awareness of cat impacts and promote responsible pet ownership by disseminating information via field days, social media, e-newsletters and Council website.</li> </ul>	5D	Increase signs of dead native fauna.	<ul style="list-style-type: none"> <li>Increase monitoring frequency.</li> <li>Implement appropriate actions to decrease faunal loss.</li> <li>Implement additional vertebrate pest control measures including habitat manipulation and/or fencing in consultation with LLS.</li> <li>Review PoM.</li> </ul>
<b>Illegal Dumping</b>	Domestic and construction waste is dumped in area.	2C	<ul style="list-style-type: none"> <li>Check and maintain park infrastructure including fences, gates, and signs.</li> <li>Ensure that all service gates are secured (e.g., locks).</li> <li>Investigate illegal dumping incidents and prosecute offenders if possible. Remove piles of rubbish and correctly dispose.</li> <li>Signage will be installed along boundary fencing and on service gates prohibiting disposal of domestic and construction waste in the area.</li> <li>Create greater awareness amongst neighbouring residents and the West Bathurst community on the biodiversity values of Box-Gum Grassy Woodlands through building appreciation and stewardship of the ecological community and the Brooke Moore Woodland Reserve.</li> </ul>	5C	Increased occurrence of illegal waste dumping incidents.	<ul style="list-style-type: none"> <li>Utilise monitoring technology to combat illegal activities.</li> <li>Increase community education on the correct way to dispose of domestic and construction waste.</li> <li>Review PoM.</li> </ul>
<b>Extreme Heat</b>	Extreme heat event leads to a loss of native plantings.	3B	<ul style="list-style-type: none"> <li>Carry out monitoring of the site following extreme heat events.</li> <li>Increase supplementary watering during predicted heat events.</li> <li>Ensure matting is in place around native plantings and maintained until establishment to ensure soil moisture retention.</li> <li>Avoid planting during predicted extreme heat events.</li> </ul>	5C	Widespread loss or damage to native plantings.	<ul style="list-style-type: none"> <li>Increase additional monitoring measures during Summer season.</li> <li>Replace loss of native plantings with locally grown Box-Gum Grassy Woodland species.</li> </ul>



				<ul style="list-style-type: none"><li>Plants are locally grown and acclimatised to local climatic conditions.</li><li>Carry out monitoring of the site following heavy frost events.</li><li>Avoid planting during predicted heavy frost events.</li><li>Plants are locally grown and acclimatised to local climatic conditions.</li></ul>	5C	Widespread loss or damage to native plantings.	<ul style="list-style-type: none"><li>Increase additional monitoring measures during the frost season.</li><li>Replace loss of native plantings with locally grown Box-Gum Grassy Woodland species.</li><li>Review PoM.</li></ul>
<b>Frost</b>	Heavy frost event leads to a loss of native plantings.	3B					
<b>Biosecurity</b>	Weeds become prolific throughout site impacting on the survival rate of native plantings.	3C	<ul style="list-style-type: none"><li>Ensure on-going weed removal is adhered to over the life of the PoM and beyond.</li><li>Conduct regular photo point monitoring to gauge weed control effectiveness.</li><li>Ensure matting is in place around all plantings and maintained until establishment of plantings to reduce weeds around plantings.</li></ul>	5D	Weed species comprise no more than: <ul style="list-style-type: none"><li>- 20% groundcover in years 0-5</li><li>- 15% groundcover in years 5-10</li><li>- 10% groundcover in years 10-15.</li></ul> A new infestation of weeds is detected at the site.	<ul style="list-style-type: none"><li>Increase monitoring frequency.</li><li>Implement appropriate actions to minimise the occurrence of weeds at the site.</li><li>Review PoM.</li></ul>	
<b>Drought</b>	Severe or prolonged drought leads to a loss of native plantings.	3C	<ul style="list-style-type: none"><li>Increase supplementary watering during predicted periods of drought.</li><li>Utilise alternative water sources during drought i.e., recycled water from WWTP.</li></ul>	5D	20% loss of native plantings through scheduled monitoring.	<ul style="list-style-type: none"><li>Increase monitoring frequency.</li><li>Implement appropriate actions to decrease loss.</li><li>Replace loss of native plantings with locally grown Box-Gum Grassy Woodland species.</li><li>Review PoM.</li></ul>	

<b>Vandalism</b>	Plantings are vandalised.	3C	<ul style="list-style-type: none"> <li>Boundary fences, bollards and service gates are regularly maintained to restrict access by vehicles. Ensure that all service gates are secured (e.g., locks).</li> <li>Signage will be installed along boundary fencing and on service gates prohibiting vehicle access, trail bikes, and unauthorised access.</li> <li>Create greater awareness amongst neighbouring residents and the West Bathurst community on the biodiversity values of Box-Gum Grassy Woodlands through building appreciation and stewardship of the ecological community and the Brooke Moore Woodland Reserve.</li> </ul>	5D	20% loss of native plantings through scheduled monitoring.	<ul style="list-style-type: none"> <li>Increase monitoring frequency.</li> <li>Implement appropriate actions to decrease loss.</li> <li>Review and strengthen existing fencing measures.</li> <li>Implement Communication Strategy for the site.</li> <li>Replace loss of native plantings with locally grown Box-Gum Grassy Woodland species.</li> <li>Review PoM.</li> </ul>
<b>Unauthorised Vehicle Access</b>	Unauthorised vehicle access causing soil compaction, degradation of vegetation, and soil erosion.	3C	<ul style="list-style-type: none"> <li>Boundary fences, bollards and service gates are regularly maintained to restrict access by vehicles.</li> <li>Minor earthworks including the formation of mounds at the top and bottom of the slope to restrict vehicular access.</li> <li>Ensure that all service gates are secured (e.g., locks).</li> <li>Signage will be installed along boundary fencing and on service gates prohibiting vehicle access, trail bikes, and unauthorised access.</li> <li>Create greater awareness amongst neighbouring residents and the West Bathurst community on the biodiversity values of Box-Gum Grassy Woodlands through building appreciation and stewardship of the ecological community and the Brooke Moore Woodland Reserve.</li> </ul>	5D	Visible signs of unauthorised vehicle access.	<ul style="list-style-type: none"> <li>Increase monitoring frequency.</li> <li>Implement appropriate actions to decrease loss.</li> <li>Review and strengthen existing fencing measures.</li> <li>Implement Communication Strategy for the site.</li> <li>Replace loss of native plantings with locally grown Box-Gum Grassy Woodland species.</li> <li>Review PoM.</li> </ul>

<b>Biosecurity</b>	Herbicide spray drift onto native plantings and non-target species.	<b>3C</b>	<ul style="list-style-type: none"> <li>• Spraying is carried out on a calm day and all native plantings including existing native non-target plants are protected from spray drift damage.</li> <li>• The pressure of application will be kept to a level that prevents herbicide spray drift.</li> <li>• Any herbicides applied within or immediately adjacent to riparian vegetation zones must be registered for use in aquatic environments.</li> <li>• Biodegradable marker dye is to be added to the chemical to allow treated areas to be easily identified.</li> <li>• Ensure the presence/absence of susceptible, non-target species is known prior to commencing work.</li> <li>• Ensure the location of target species is understood to reduce the time spent searching and the amount of chemical used pointlessly blanket spraying.</li> </ul>	<b>5D</b>	<p>Weed species comprise no more than:</p> <ul style="list-style-type: none"> <li>- 20% groundcover in years 0-5</li> <li>- 15% groundcover in years 5-10</li> <li>- 10% groundcover in years 10-15.</li> </ul> <p>Visible signs of herbicide drift on non-target species.</p>	<ul style="list-style-type: none"> <li>• Increase monitoring frequency.</li> <li>• Implement appropriate actions to minimise the occurrence of herbicide spray drift.</li> <li>• Replace loss of native plantings with locally grown Box-Gum Grassy Woodland species.</li> <li>• Review PoM.</li> </ul>
<b>Community Engagement</b>	Failure to engage the community in project activities.	<b>4C</b>	<ul style="list-style-type: none"> <li>• Ensure that the community planting and maintenance days are adequately promoted.</li> <li>• Include free BBQ lunch and/or prizes for volunteers as incentives to participate.</li> <li>• Ensure community planting and maintenance days are coordinated and overseen by Councils Community Environmental Engagement Project Officer (CEEPO).</li> </ul>	<b>5D</b>	Low volunteer numbers at community events.	<ul style="list-style-type: none"> <li>• Increase marketing of events.</li> <li>• Utilise paid media to increase reach.</li> </ul>

<b>Community Engagement</b>	Failure to engage the school community in project activities.	4C	<ul style="list-style-type: none"> <li>Ensure that the objectives of the school environmental conservation volunteer program align with the Australian Curriculum.</li> <li>Ensure schools planting and maintenance days are coordinated and overseen by Councils Community Environmental Engagement Project Officer (CEEPO).</li> </ul>	5D	<p>Schools are unwilling to participate in planting and maintenance events.</p>	<ul style="list-style-type: none"> <li>Promote the benefits of the project as part of the Australian Curriculum.</li> <li>Send invitations to relevant teachers directly rather than general school inboxes.</li> </ul>
<b>Biosecurity</b>	Weeds not responding to herbicide application.	4C	<ul style="list-style-type: none"> <li>Select the least toxic chemical to perform the work and the most suitable chemical for the weed species to be controlled.</li> <li>Use measuring containers for all liquid herbicides and scales for accurately measuring granulated herbicides.</li> <li>Ensure the correct timing and method of control is applied for each priority weed species.</li> <li>Conduct regular photo point monitoring to gauge weed control effectiveness.</li> <li>Ensure weed control personnel adhere to strict biosecurity measures for reducing weed spread e.g. equipment and machinery is clean and free of weed seeds before entering the site.</li> </ul>	5D	<p>Weed species comprise no more than:</p> <ul style="list-style-type: none"> <li>- 20% groundcover in years 0-5</li> <li>- 15% groundcover in years 5-10</li> <li>- 10% groundcover in years 10-15.</li> </ul> <p>Target weed species showing little to no sign of herbicide application</p>	<ul style="list-style-type: none"> <li>Increase monitoring frequency.</li> <li>Implement appropriate actions to minimise the occurrence of herbicide resistance.</li> <li>Review PoM.</li> </ul>
<b>Biosecurity</b>	Accidental herbicide spill.	4D	<ul style="list-style-type: none"> <li>All chemical containers are to be regularly inspected for leaks to avoid the possibility of environmental or cross contamination.</li> <li>Leaking containers should have their contents transferred to an intact empty container of the</li> </ul>	5E	Soil contamination of site.	<ul style="list-style-type: none"> <li>Implement appropriate actions to minimise the occurrence of herbicide spill/s.</li> </ul>

				<p>same type, or if none is available, a thoroughly rinsed container which is then clearly labelled and used as soon as possible.</p> <ul style="list-style-type: none"> <li>• Attapulgate, a shovel and a recovery drum will be present on all vehicles to clean up any spills.</li> <li>• A chemical spill must be reported to BRC if it involves more than one Litre (L) of concentrate chemical or 10 L of mix.</li> </ul>		<ul style="list-style-type: none"> <li>• Implement additional measures to minimise the risk of herbicide spill/s.</li> <li>• Review PoM.</li> </ul>
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Draft

## 8 References

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# Arboricultural Report

## Street Tree Assessment of Heritage Conservation Areas

### Bathurst & Regional Areas



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Electronic Files (not contained within written report)

Excel File – All Tree Data, Trees by Risk, Recommended Tree Removals,  
Aerial Inspections, Picus Testing, Removed Trees

Excel File – Planting Opportunities

KMZ files – to be loaded into Google Earth

Note: PART B: REGIONAL AREAS is presented in a separate report

### INTRODUCTION:

Bathurst Regional Council has commissioned Australian Tree Consultants Pty Ltd to undertake an Arboricultural Street Tree Assessment of trees located on selected main road entrances and within the Heritage Conservation Areas of Bathurst and Regional Areas. The Regional Areas included Evans Plains, Hill End, Kelso, Peel, Perthville, Rockley, Sofala, Trunkey Creek, Wattle Flat and West Bathurst.

The assessment was conducted by Hugh Taylor AQF Level 5 Consulting Arborist and Thomas Taylor Environmental Scientist / AQF Level 5 Consulting Arborist during March and April 2021. Inspections were undertaken on all trees within the specified areas.

The aim of this commission is to produce a database and accompanying report that will provide short, medium and long-term strategies for tree maintenance and management.

### Scope of Works:

The scope of work, as requested in the project brief, is for the Arborist to undertake a comprehensive assessment of the study area which is to include: necessary field work, recording of information and the development of a database and maps of all street trees in the specified areas which have achieved or have the potential to achieve a height in excess of four (4) metres and a branch spread in excess of three (3) metres.

### METHODOLOGY:

On-site inspection of the trees was undertaken by two (2) Consulting Arborists AQF Level 5 from Australian Tree Consultants (ATC).

A Visual Tree Assessment (VTA) inspection was undertaken from ground level with no aerial or sub ground assessments undertaken. Tree height, canopy spread and trunk diameter at breast height (DBH) were estimated. Data collected included species, height, canopy spread, DBH, health, structure, age, useful life expectancy, % of deadwood, tree defects and tree significance.

Tree locations were obtained by the use of our TDC600 GNSS system. Co-ordinates are in GDA94 zone 55.

Trees were not tagged. ID numbers were allocated to both individual trees and groups of trees that were given one number as they had similar defects requiring the same arboricultural work actions. In particular, along the highways groves of trees have been surveyed together and only hazardous trees have been surveyed individually.

### Hazard Rating

As a result of the Visual Tree Assessment a Hazard Rating has been assigned to each tree assessed. The risk of the tree is determined by three factors, Probability of Risk, Risk Consequence and Occupancy Rate. This incorporates an assessment of the size of the part that may fail, the target for the part that may fail and the site usage within the zone of impact.

The Hazard Rating system undertaken incorporates the Arboricultural Risk System of QTRA and TRAQ and is based on accepted WHS/OH&S principals. It is detailed in Appendix (A) Tree Hazard Classification. Risk is classified into seven categories from lowest to highest risk. These categories are: - Negligible Risk, Very Low Risk, Low Risk, Medium Risk, High Risk, Urgent Risk and Critical Risk.

### Recommended Arborist Actions

Recommended remedial Arborist work actions are also listed for each tree in the electronic excel data sheets. Recommended actions include removal of deadwood, tree removal, pruning and regular monitoring.

Aerial inspections and further reporting and testing (Picus Sonic Tomograph testing) may also be recommended for select trees before a decision can be made on the final outcome of the management of these trees.

Recommended Arborist work actions have been made to reduce and eliminate current risk ratings and to help prioritize continuing remediation and maintenance works to promote a healthy sustainable tree population.

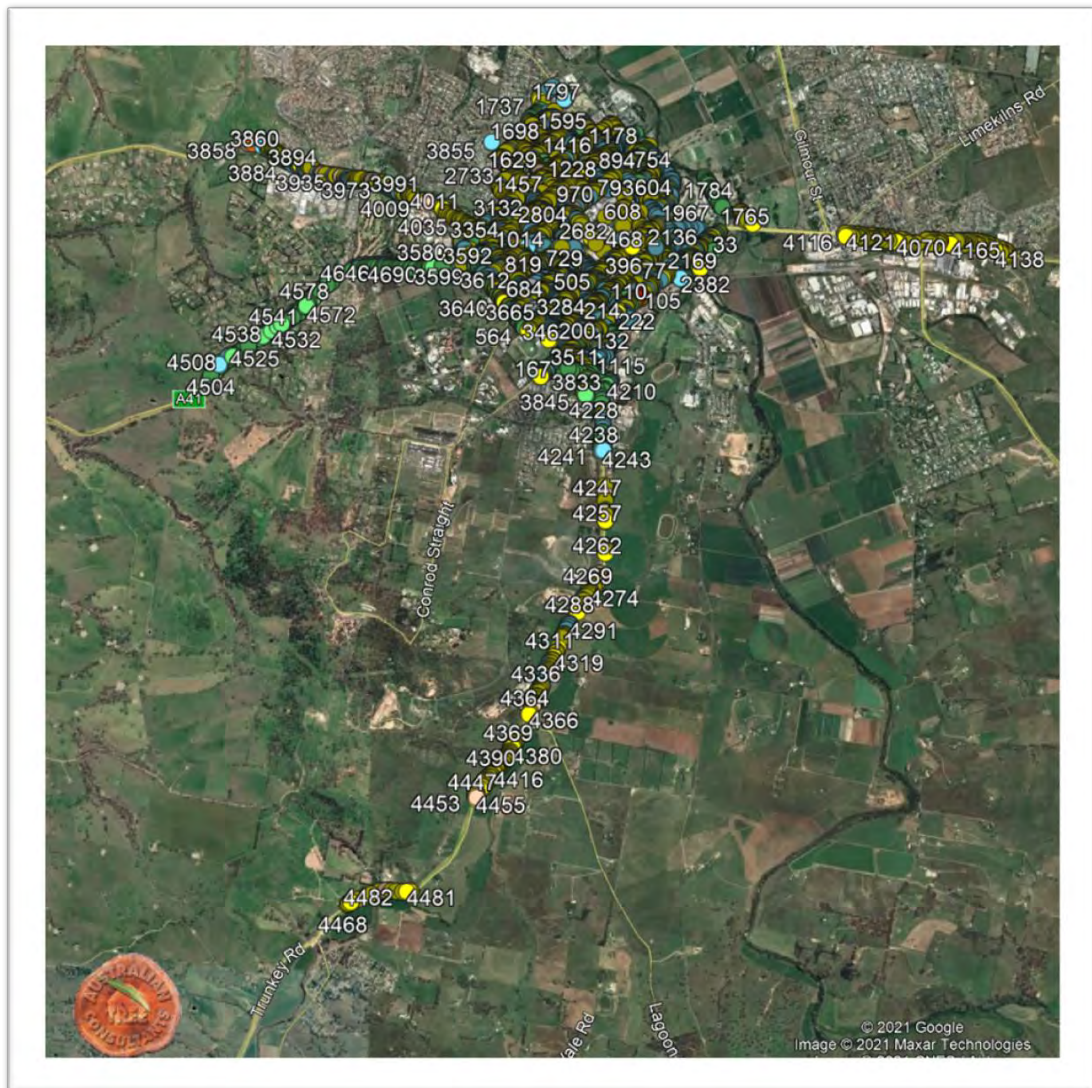
### Electronic Files

All tree data collected is referenced to the given tree number in the electronic excel data sheets. Tree data can also be uploaded into Google Earth via the KMZ file, and when the tree icon is clicked the tree data will appear which includes any defects detected.

# Arboricultural Report

## Street Tree Assessment of Heritage Conservation Areas

### PART A - Bathurst



3<sup>rd</sup> May 2021

Australian Tree Consultants Pty Ltd.

## SUMMARY OF FINDINGS &amp; DISCUSSION - Part A Bathurst

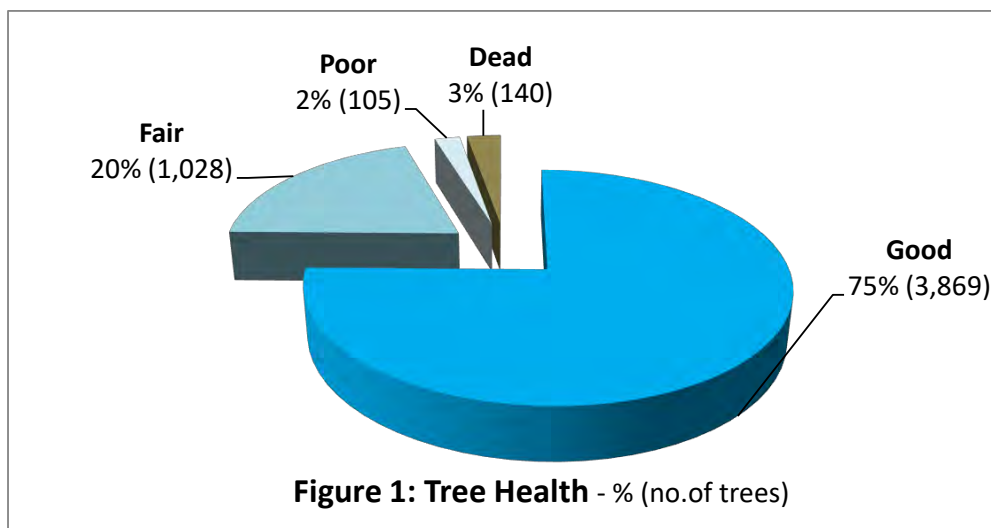
## General Comments

In total, 6,837 trees were assessed across all of the specified sites of Bathurst and ten (10) Regional Areas.

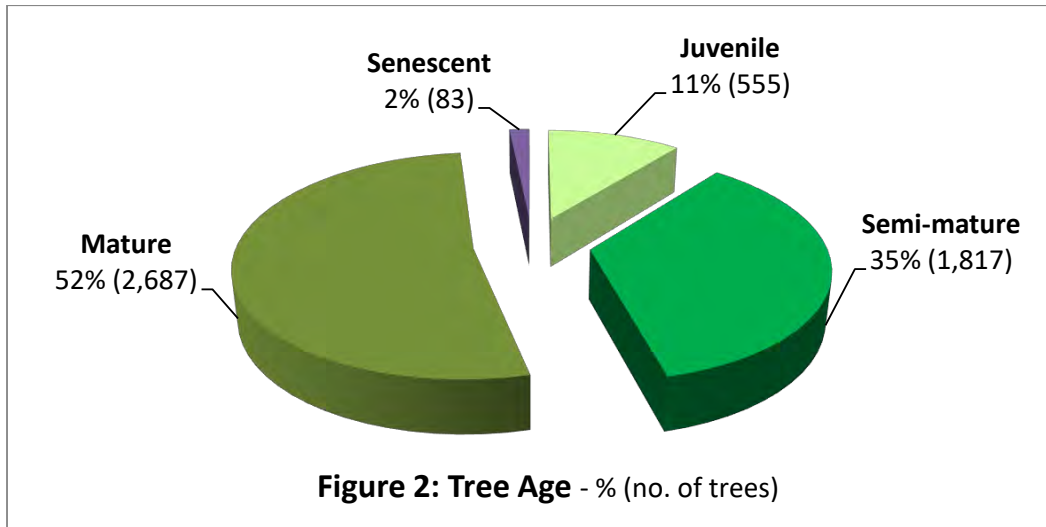
Of these trees, 5,142 trees were located within Bathurst. A site plan of the location of all trees assessed is included as an Appendix – Map 1. This includes both individual trees and groups of trees that were given one ID number.

Overall, the majority of the tree population assessed were found to be in good health and have a useful life expectancy of 50 years or more.

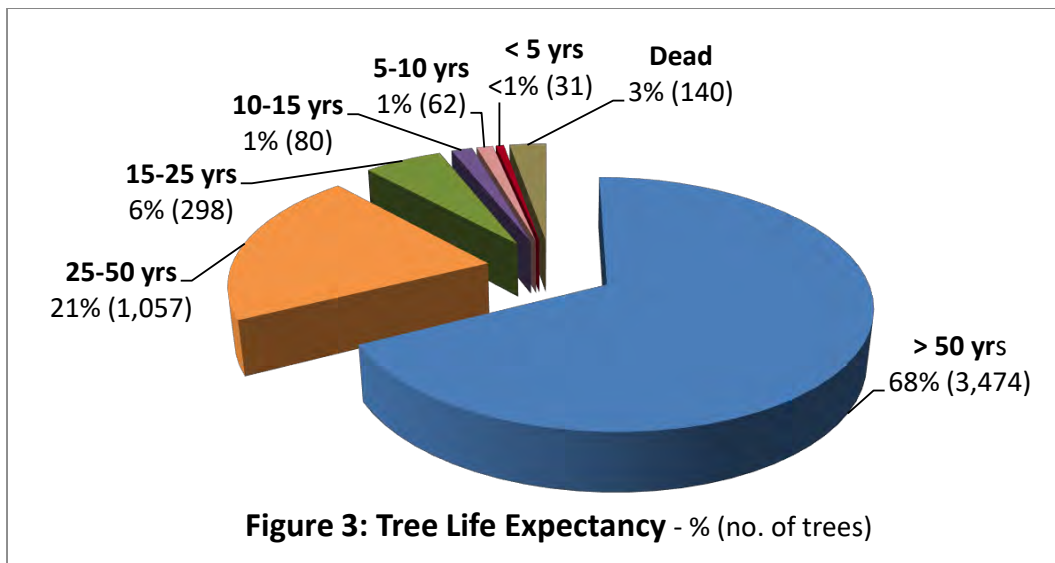
Trees growing under powerlines were in worse health than trees that have not been pruned for powerlines.



- Three quarters (75%) of the trees assessed were found to be in good health (3,869 trees).
- 20% are in fair health (1,028 trees).
- 2% are in poor health (105 trees).
- 3% are dead (120 trees & 20 stumps).



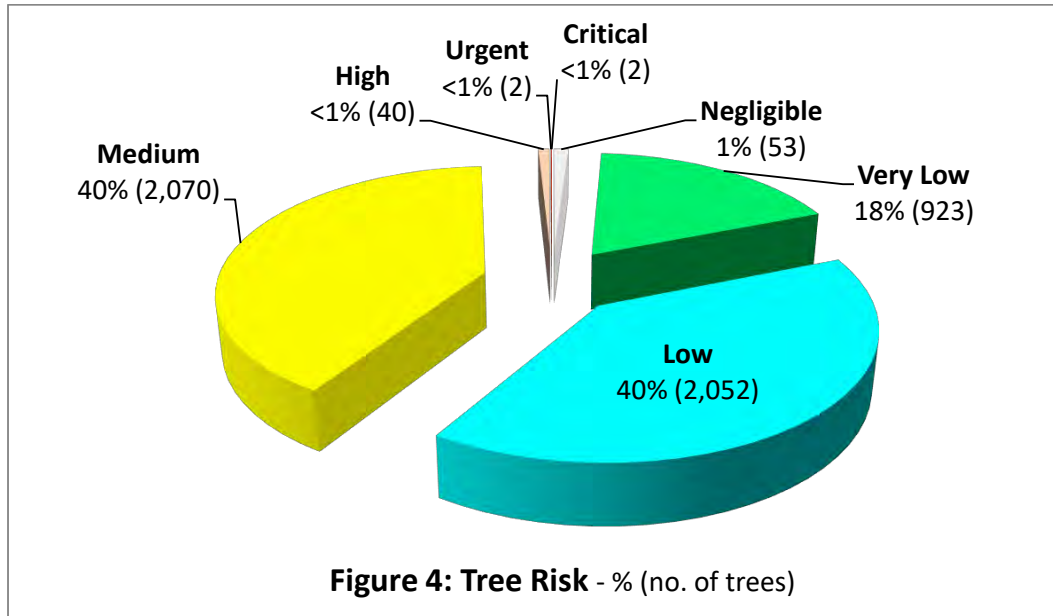
- 11% are juvenile in age (555 trees). This shows an ongoing commitment from Council to improve the tree population.
- Semi-mature trees comprise over a third (35%) and mature trees over half (52%) of the trees assessed.
- Only 2% are senescent in age (83 trees).



- Approximately two thirds (68%) of the trees assessed have a useful life expectancy of greater than 50 years.
- A further (21%) have a ULE of 25 – 50 years.
- These figures reflect the prolonged sustainability of the trees assessed at Bathurst.

## Tree Risk

It is apparent that arboricultural works have been undertaken over the past years and this has resulted in fewer trees assessed in the Higher Risk categories of Critical, Urgent and High Risk for the size of the population assessed in Bathurst.



- Two (2) trees in Havannah St, Bathurst were assessed as Critical Risk. Immediate action was undertaken by Bathurst Regional Council to mitigate the risk. Tree No. 108 was removed and No. 110 had the stem with the cavity removed that was over the road.
- Two (2) trees were assessed as Urgent Risk. Tree No. 506 in Bentinck St, Bathurst requires removal. Whilst tree No. 3858 along the Mitchell HWY requires further inspection (aerial) and scientific testing (Picus) before a final decision can be made on the management of this tree.
- Forty (40) trees were assessed as High Risk.
- These Urgent Risk and High Risk trees require arboricultural works as soon as possible to eliminate or reduce the risk. Detailed work actions are contained in the electronic excel files.
- 40% were assessed as Medium Risk (2,070 trees).
- 40% were assessed as Low Risk (2,052 trees).
- 18% were assessed as Very Low Risk (923 trees).
- Fifty-three (53) trees were assessed as Negligible Risk.

- Maps of the locations of the trees by the Higher Risk categories (Critical, Urgent & High) are contained in the Appendices Maps 2 – 4.

### Arboricultural Work Actions:

No visual defects were sighted in over half (55%) of the trees assessed in Bathurst (2,804 trees).

Table 1: Main Work Actions

	No. of Trees Assessed March & April 2021 N=5,142
• Deadwood	
small (<5cm diam)	809
medium (5-10cm diam)	255
large (10cm plus diam)	14
• Recommended tree & stump removals	204
• Aerial inspection	5
• Further reporting & testing (Picus Sonic Tomograph)	21

### Deadwood

- The main work action is the removal of deadwood. Note: the figures above do not include the deadwood in trees that have been recommended for removal.

### Recommended Tree & Stump Removals

- 184 trees and 20 stumps have been recommended for removal based on hazard, health and structural defects.
- Almost two thirds (65%) of the trees recommended for removal are dead.
- A Map of the locations of the trees and stumps recommended for removal is contained in the Appendices – Map 5.



Table 2: Tree Removals by Risk

Hazard Risk Rating	Total number of trees surveyed March & April 2021	Number of trees/stumps recommended for removal
Critical Risk	2	***
Urgent Risk	2	1 tree
High Risk	40	7 trees
Medium Risk	2070	82 trees & 8 stumps
Low Risk	2052	72 trees & 8 stumps
Very Low Risk	923	22 trees & 3 stumps
Negligible Risk	53	1 stump
Total	5,142	204

\*\*\* Note: The one (1) Critical Risk tree (No. 108) identified for removal has already been removed.

#### Aerial Inspections & Picus Sonic Tomograph Testing

- Five (5) trees have been recommended for an aerial inspection and twenty-one (21) trees for further scientific testing with the Picus Sonic Tomograph before the final decision can be made on the management of these trees.
- Aerial inspections and Picus testing need to be undertaken as soon as possible for trees assessed as Urgent Risk and High Risk.
- The locations of the trees requiring aerial inspection (Map 6) and Picus Sonic Tomograph testing (Map 7) are contained in the Appendices.

#### Other Arboricultural Work Actions

Other recommended works include selective branch removal, pruning, crown raising, removal of epicormic growth and suckers, pest and disease control, plant health care treatment, weed / vine removal, mulching and on-going monitoring.

Detailed work actions are contained in the electronic excel files.

### Additional Findings:

- It was observed that a high number of recent tree plantings along the Highways have died. Eighty-six (86) trees have died from a multitude of reasons. It does appear that the trees may have been planted and no significant post planting tree care has taken place. Damage from animals to the lower trunks and insect activity has also contributed to the demise of these new tree plantings.
- Vandalism of trees is occurring across Bathurst with tips of trees being broken off and in two (2) trees recent drilling into the base of the trees and poison added has resulted in the death of these trees.



Drill holes with sawdust is a good indication that the tree has recently been poisoned

Photo 1. Drilling and poisoning of trees.

- Mechanical damage to the base of trees is occurring by mowers and whipper snippers impacting the trunks. The new tree plantings have been installed with guards to prevent this which is a good preventative measure to eliminate this damage.
- Ongoing damage is occurring to trees across Bathurst for infrastructure repairs. Excavation works are occurring within the Structural Root Zones (SRZ) of trees which will have a detrimental effect on the long-term life expectancy of the trees. Any works within the trees SRZ area should be supervised by a consulting arborist to limit impacts to the trees.

### Planting Opportunities:

During the course of the Arboricultural Street Tree Assessment of trees located on selected main road entrances and within Heritage Conservation Areas, Australian Tree Consultants Pty Ltd also conducted a survey on areas where possible new trees could be planted.

In Bathurst 356 tree planting opportunities were recorded where it may be possible for Council to install new trees. This does NOT include replanting for trees that have died.

Planting opportunities are listed in the excel files and a map is contained in the Appendices – Map 9.

### Selected Main Road Entrances:

Separate maps for the selected main road entrances by risk are contained in the Appendices Maps 10 – 14.

### RECOMMENDATIONS: PART A: Bathurst

- Note: Immediate action was undertaken by Bathurst Regional Council to mitigate risk on the two (2) trees that were assessed as Critical Risk during the Street Tree Assessment of trees located on selected main road entrances and within Heritage Conservation Areas that was conducted during March and April 2021. Tree No. 108 was removed and No. 110 had the stem with the cavity removed that was over the road.
- Undertake tree work actions on the two (2) trees assessed as Urgent Risk (No. 506 & 3858) and forty (40) trees assessed as High Risk as soon as possible to eliminate or reduce the risk.

Details of recommended Arborist work actions are contained in the excel data sheet (Trees by Risk).

- Work through the identified work list in the attached spreadsheets from highest risk to lowest risk ratings.
- Tree work actions for trees assessed as Medium, Low, Very Low & Negligible Risk can be taken over a period of time as determined by Bathurst Regional Council. *The risk assigned to each tree will help to prioritize medium and longer-term strategies.*
- Trees need to be regularly monitored to ensure that their risk rating does not increase from a lower to higher risk category.
- Continue mulching practices where possible to improve tree health, soil structure and reduce soil compaction. Mulching around the base of large individual trees is recommended to prevent soil moisture losses, alleviate soil compaction and root damage. Mulch area under the tree out to the drip line to a depth no greater than 75mm. Mulch should not be placed against trunk of tree.
- All tree work should be performed to specifications detailed within the report and all works should be to Australian Standard 4373 – 2007 Pruning of **Amenity Trees and SafeWork NSW Code of Practice 'Amenity Tree Industry', 1998**. Reference should also be undertaken for any tree works to the Safe Work Australia Guide to Managing Risks of Tree Trimming and Removal Work – 2016. All tree work should be performed by a minimum AQF Level 3 qualified arborist.



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QTRA No 6741

### LIMITATION OF LIABILITY

Australian Tree Consultants Pty Ltd and their employees are tree specialists who use their qualifications, education, knowledge, training, diagnostic tools and experience to examine trees, recommend measures to enhance the beauty and health of trees, and attempt to reduce the risk of living near trees. Clients may choose to accept or disregard the recommendations of this assessment and report.

Australian Tree Consultants Pty Ltd and its employees cannot detect every condition that could possibly lead to the structural failure of a tree. Trees are living organisms that sometimes fail in ways the arboriculture industry does not fully understand. Conditions are often hidden within trees and below ground. Unless otherwise stated, observations have been visually assessed from ground level. Australian Tree Consultants Pty Ltd cannot guarantee that a tree will be healthy or safe under all circumstances, or for a specified period of time. Likewise, remedial treatments cannot be guaranteed.

Treatment, pruning and removal of trees may involve considerations beyond the scope of Australian Tree Consultants Pty Ltd services, such as property boundaries and ownership, disputes between neighbours, sight lines, landlord-tenant matters, and related incidents. Australian Tree Consultants Pty Ltd cannot take such issues into account unless complete and accurate information is given prior or at the time of the site inspection. Likewise Australian Tree Consultants Pty Ltd cannot accept responsibility for the authorisation or non-authorisation of any recommended treatment or remedial measures undertaken.

In the event that Australian Tree Consultants Pty Ltd recommends retesting or inspection of trees at stated intervals or installs any cable/s, bracing systems and support systems, Australian Tree Consultants Pty Ltd must inspect the system installed at intervals not greater than 12 months unless otherwise specified in written reports. It is the client's responsibility to make arrangements with Australian Tree Consultants Pty Ltd to conduct the re- inspection.

Trees can be managed, but they cannot be controlled. To live or work near a tree involves a degree of risk. The only way to eliminate all risks associated with a tree is to eliminate the tree.

All written reports must be read in their entirety, at no time shall part of the written assessment be referred to unless taken in full context of the whole written report.

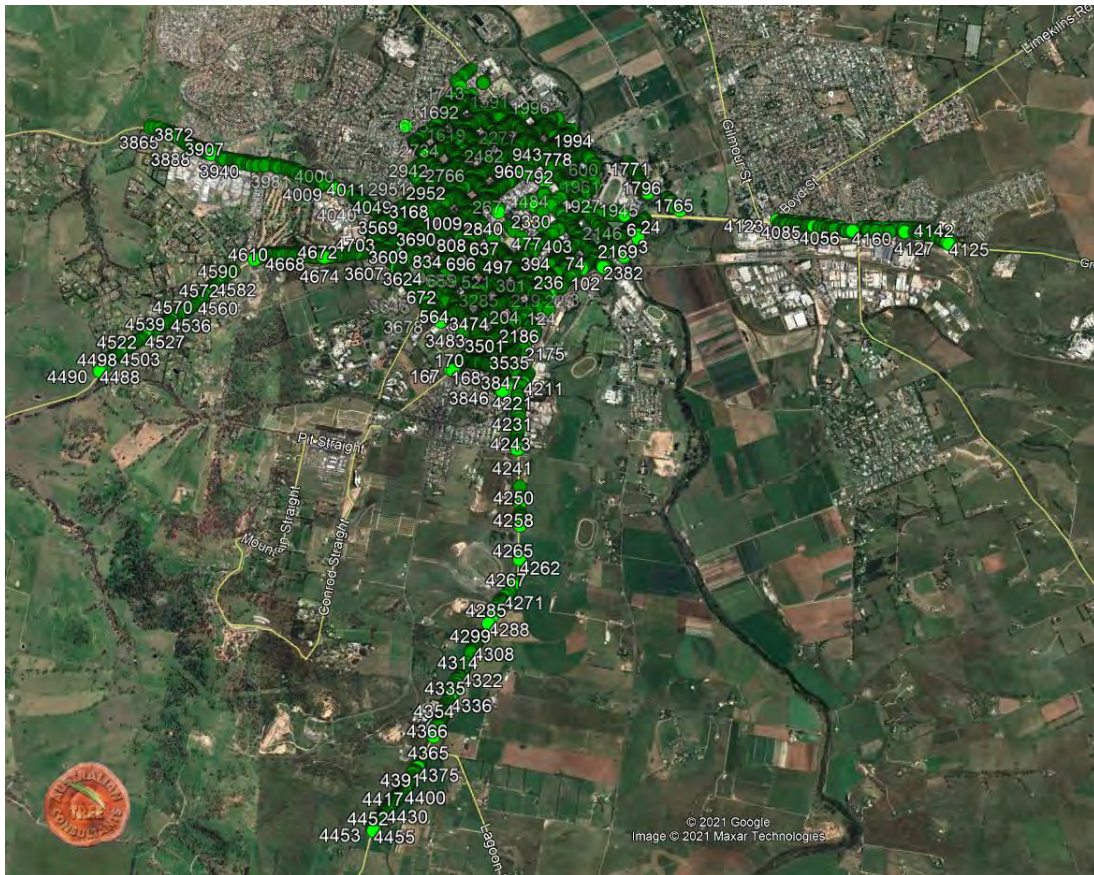
If this written report is to be used in a court of law or any legal situation Australian Tree Consultants Pty Ltd must be advised in writing prior to the written assessment being presented in any form to any other party.

# APPENDIX: TREE HAZARD CLASSIFICATION®

Notes: The hazard categories listed below are applicable under normal weather conditions, which include strong winds and torrential rains, but exclude extreme localized events such as tornado-like squalls and storms which have the capacity to destroy many trees regardless of their age and condition.

The term 'remedial work' refers to all remedial activities relative to a tree eg. soil remediation, watering and pruning.

HAZARD CATEGORY (Colour code)	HAZARD RATING	DESCRIPTION	TIME FRAME
H0	Negligible	The tree appears healthy, no apparent sign of disease or damage, or is not of a size, species or condition likely to pose a threat.	Remedial tree works required at a time frame to be scheduled by client.
H1	Very Low	The tree appears healthy but is of a type or condition to potentially develop minor branch drop of live or dead wood	Remedial tree works required at a time frame to be scheduled by client.
H2	Low	The tree appears healthy, minor defects that can be rectified by minor tree surgery.	Remedial tree works required at a time frame to be scheduled by client.
H3	Medium	Mature to aged tree in declining condition, and/or structure, and/or disease apparent, showing potential for branch drop.	Remedial tree works required at a time frame to be scheduled by client.
H4	High	The tree shows signs of over weighted limbs, significant disease, root damage, removal of adjacent supporting tree, other significant defects present.	Remedial tree works required as soon as possible.
H5	Urgent	Defects are very severe, dangerous trees because of structural defects including cavities, decay, included bark, wounds or poor form.	Remedial tree works required as soon as possible.
H6	Critical	Failure of either whole or part of tree is predictably imminent.	Remedial tree works required as soon as possible. Site management needs to be notified for corrective action and immediate action (e.g. barricading off the tree) needs to be undertaken to reduce the risk.



Map 1: Overall Site Trees Assessed in Bathurst and main road entrances to Bathurst.





Map 2: Critical Risk Trees

Note: Tree No. 108 has been removed and the risk for tree No. 110 has been reduced with the removal of the stem over the road.





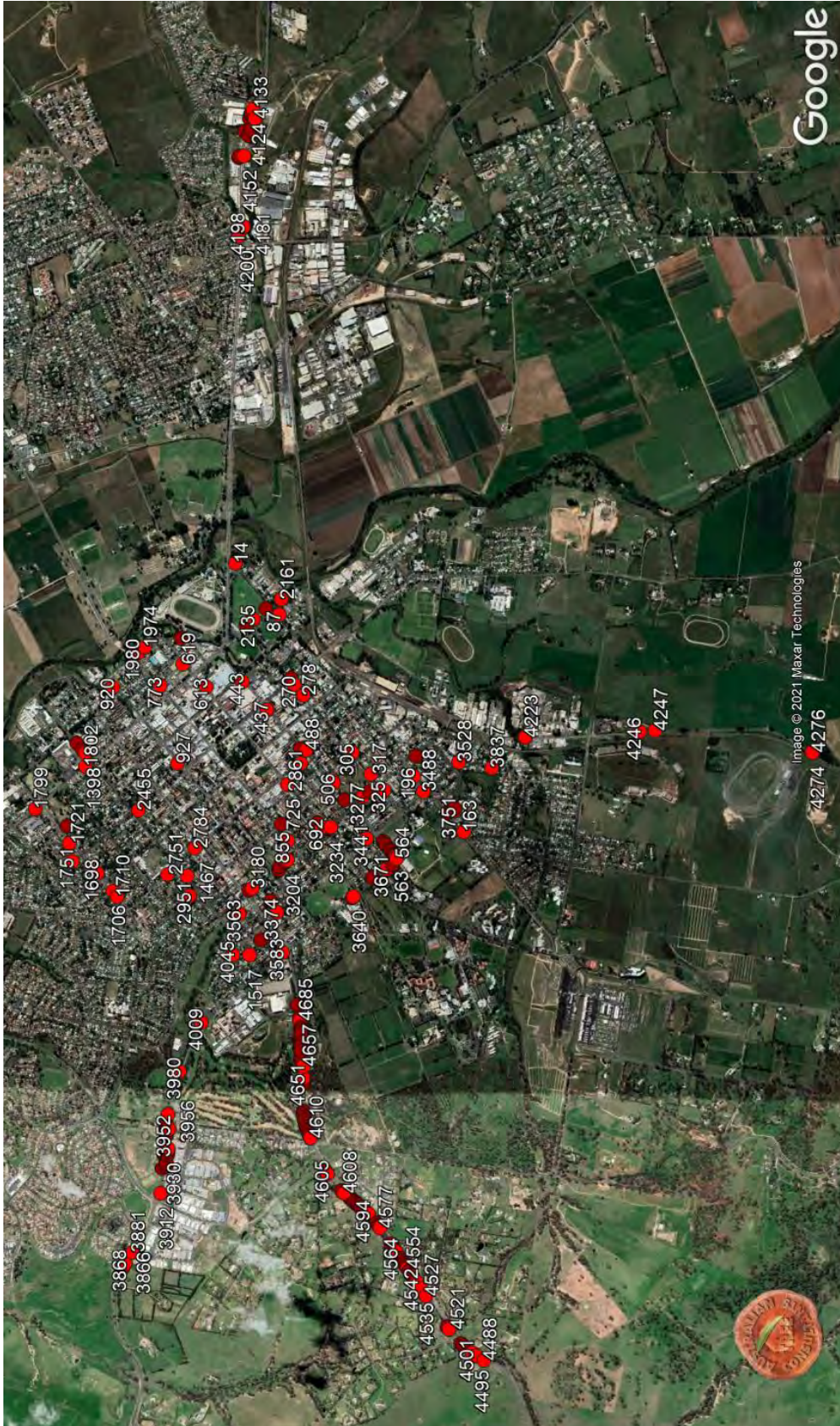
Map 3: Urgent Risk Trees





Map 4: High Risk Trees





Map 5: Recommended Tree & Stump Removals





Map 6: Trees Requiring Aerial Inspection





Map 7: Trees Requiring Picus Testing





Map 8: Tree that has been removed - No 108.





Map 9: Tree Planting Opportunities



Site Maps – Selected Main Road Entrances by Risk



Map 10. Vale Rd





Map 11. Mid-Western Highway.





Map 12. Mitchell Highway.





Map 13. Great Western Highway (Sydney Rd).





Map 14. Gilmour Rd - Kelso. (Note: this tree data has been included in Part B: Regional Areas)

# Arboricultural Report

## Street Tree Assessment of Heritage Conservation Areas

### PART B – Bathurst Regional Areas



3<sup>rd</sup> May 2021

Australian Tree Consultants Pty Ltd.



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### APPENDICES:

Appendix (A): Tree Hazard Classification

Maps 1 – 10: Site Maps by Risk

Map 11: Recommended Tree & Stump Removals

Map 12: Tree Requiring Aerial Inspection

Maps 13 – 22: Site Maps by Planting Opportunities

Electronic Files (not contained within written report)

Excel File – All Tree Data, Trees by Risk, Recommended Tree Removals,  
Aerial Inspection, Tree Data for each Regional Area

Excel File – Tree Planting Opportunities

KMZ files – to be loaded into Google Earth

## SUMMARY OF FINDINGS & DISCUSSION – Regional Areas

### General Comments

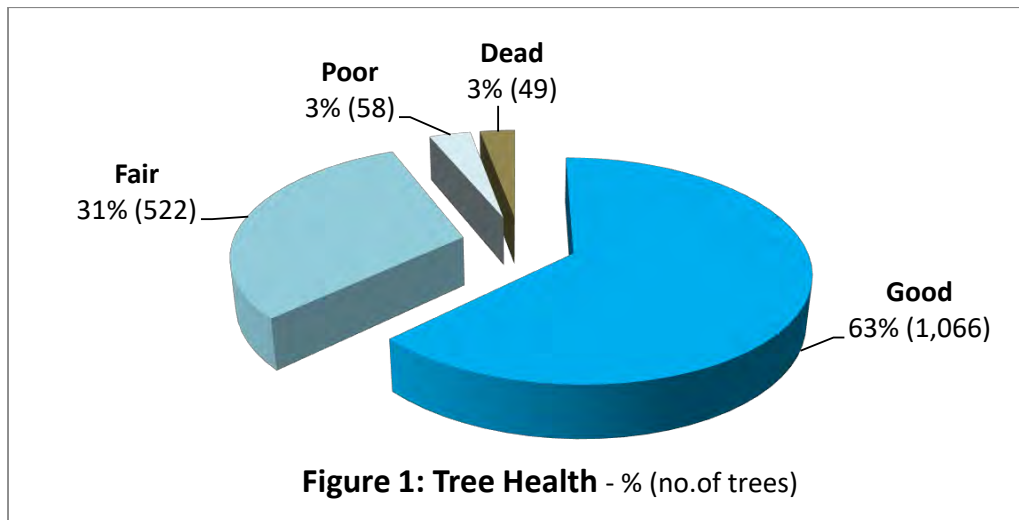
In total, 6,837 trees were assessed across all of the specified sites located within Bathurst and Regional Areas.

Of these trees, 1,695 trees were located within the ten (10) Regional Areas listed below:

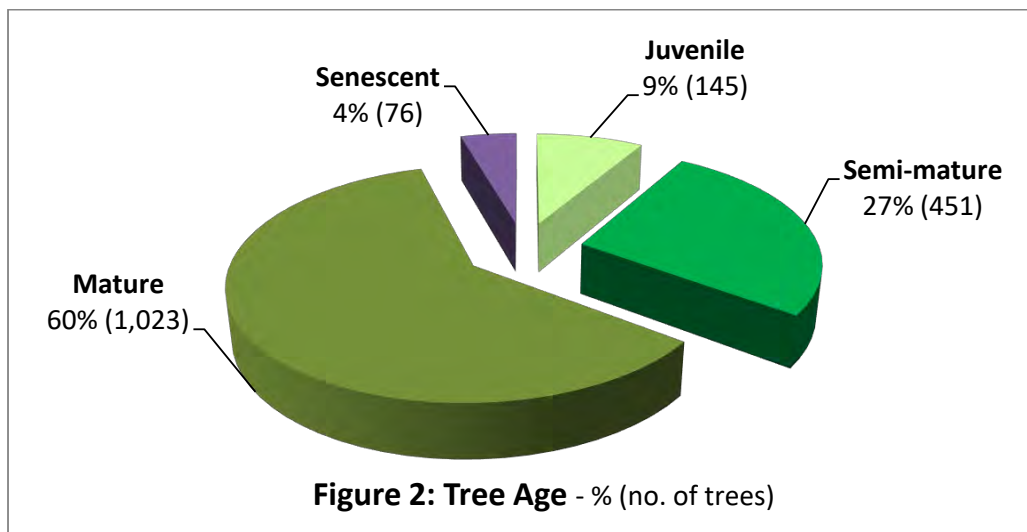
- Evans Plains            109 trees
- Hill End                560 trees
- Kelso                    131 trees
- Peel                     128 trees
- Perthville             378 trees
- Rockley                229 trees
- Sofala                  21 trees
- Trunkey Creek        41 trees
- Wattle Flat            75 trees
- West Bathurst        23 trees

Overall, the majority of the tree population assessed were found to be in good health and have a useful life expectancy of 50 years or more.

Trees growing under powerlines were in worse health than trees that have not been pruned for powerlines.

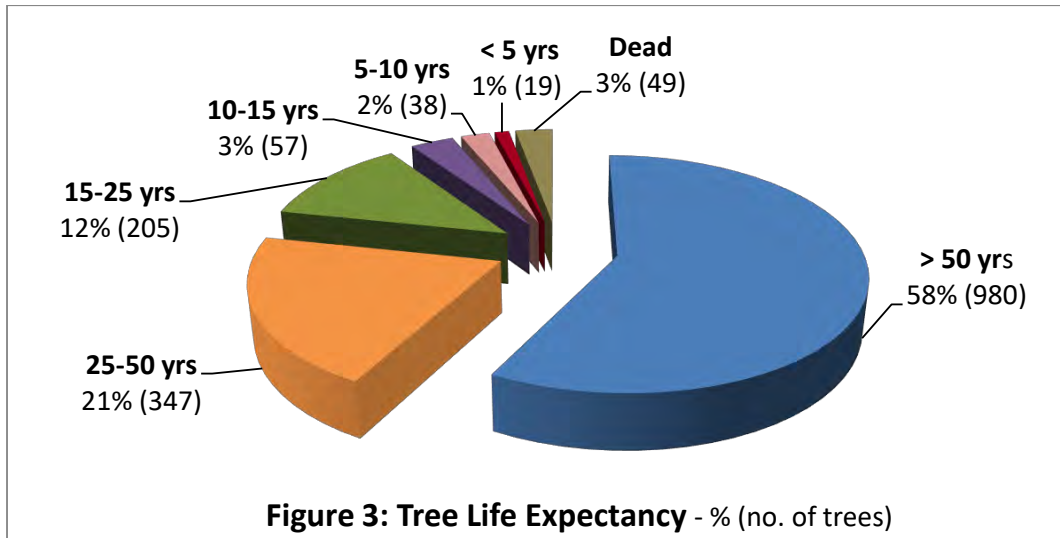


- Almost two thirds (63%) of the trees assessed were found to be in good health (1,066).
- 31% are in fair health (522 trees).
- 3% are in poor health (58 trees).
- 3% are dead (40 trees & 9 stumps).



- 9% of the trees assessed are juvenile in age (145 trees).
- Semi-mature trees comprise over a quarter (27%) and mature trees comprise 60% of the trees assessed.
- 4% are senescent in age (76 trees).

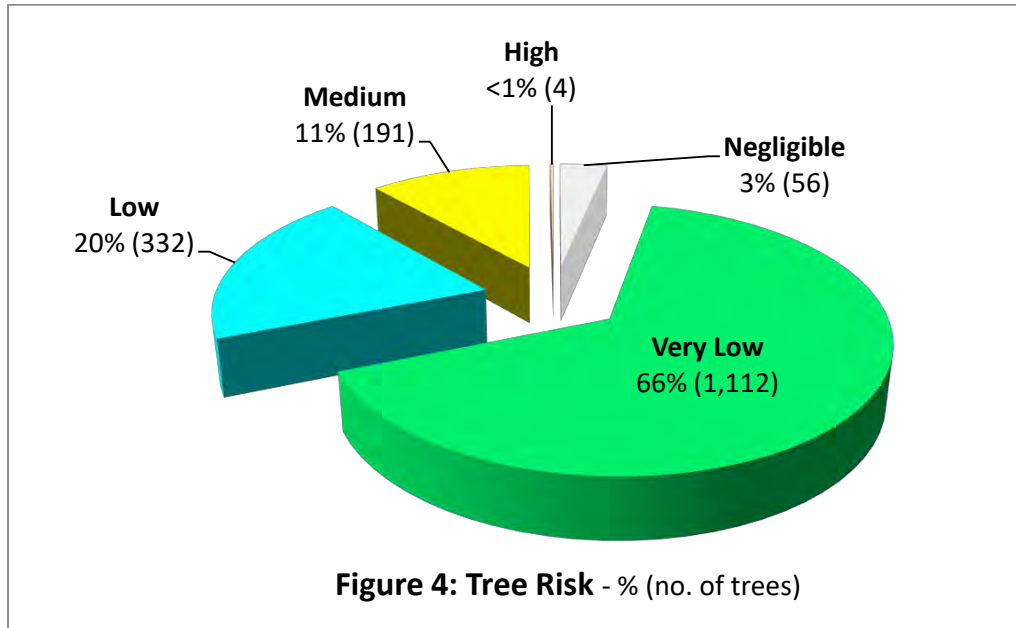




- 58% of the trees assessed have a useful life expectancy of greater than 50 years.
- 21% have a ULE of 25 – 50 years.
- 12% have a ULE of 15 – 25 years.
- These figures reflect the prolonged sustainability of the trees assessed in the Regional Areas of Bathurst.

## Tree Risk

It is apparent that arboricultural works have been undertaken over the past years and this has resulted in no (0) or fewer trees assessed in the Higher Risk categories.



- No (0) trees were assessed as Critical Risk or Urgent Risk.
- Four (4) trees were assessed as High Risk. Of these, three (3) trees require removal (No. 324 & 421 in Hill End) and No. 19 in Peel. The other High Risk tree (No. 347 in Hill End) requires an aerial inspection before the final decision on the management of this tree can be made.

These High Risk trees require arboricultural works as soon as possible to eliminate or reduce the risk. Detailed work actions are contained in the electronic excel files.

- 11% were assessed as Medium Risk (191 trees).
- 20% were assessed as Low Risk (332 trees).
- The majority (66%) were assessed as Very Low Risk (1,112 trees).
- Fifty-six (56) trees were assessed as Negligible Risk.
- Site maps of the locations of the trees by risk in each Regional Area is contained in the Appendices Maps 1 – 10.

## Arboricultural Work Actions:

No visual defects were sighted in 37% of the trees assessed in the Regional areas (632 trees).

Table 1: Main Work Actions

	No. of Trees Assessed March & April 2021 N=1,695
• Deadwood	
small (<5cm diam)	298
medium (5-10cm diam)	143
large (10cm plus diam)	29
• Recommended tree & stump removals	117
• Aerial inspection	1
• Further reporting & testing (Picus Sonic Tomograph)	Nil

### Deadwood

- The main work action is the removal of deadwood. Note: the figures above do not include the deadwood in trees that have been recommended for removal.

### Recommended Tree & Stump Removals

- 108 trees and 9 stumps have been recommended for removal based on hazard, health, structural defects, inappropriate species and location (refer to Table 2 over page).
- Over a third (37%) of the trees recommended for removal are dead.

Table 2: Tree Removals by Risk

Hazard Risk Rating	Total number of trees surveyed March & April 2021	Number of trees/stumps recommended for removal
High Risk	4	3 trees
Medium Risk	191	45 trees
Low Risk	332	33 trees & 7 stumps
Very Low Risk	1,112	27 trees & 2 stumps
Negligible Risk	56	Nil
Total	1,695	117

- The three (3) High Risk trees recommended for removal, No. 324 (*Callitris endlicheri*) & 421 (*Eucalyptus sp.*) in Hill End and No. 19 (*Eucalyptus melliodora*) in Peel, should be removed as soon as possible.
- A Map of the locations of the trees and stumps recommended for removal is contained in the Appendices – Map 11.

#### Aerial inspection

- One (1) tree No. 347 (*Ulmus procera*) at Hill End has been recommended for an aerial inspection before a further decision can be made on the management of this tree. As the tree has been assessed as High Risk, an aerial inspection should be undertaken as soon as possible.
- The location of the tree requiring aerial inspection is contained in the Appendices – Map 12.

#### Other Arboricultural Work Actions

Other recommended works include selective branch removal, pruning, removal of epicormic growth and suckers, plant health care treatment, removal of weeds / vines and on-going monitoring.

Detailed work actions are contained in the electronic excel files.

### Planting Opportunities:

During the course of the Arboricultural Street Tree Assessment of trees located on selected main road entrances and within Heritage Conservation Areas, Australian Tree Consultants Pty Ltd also conducted a survey on areas where possible new trees could be planted.

In the Regional Areas a total of 699 tree planting opportunities were recorded where it may be possible for Council to install new trees. This does NOT include replanting for trees that have died.

Some planting opportunities in the Regional Areas have large amounts of available soil and present good opportunities to plant avenues of trees.

Planting opportunities for each of the ten (10) Regional Areas is listed in the electronic excel files and maps are contained in the Appendices Maps 13 - 22.

## RECOMMENDATIONS: PART B: Bathurst Regional Areas

- Note: No (0) trees were assessed as Critical Risk or Urgent Risk during the Street Tree Assessment of trees located on selected main road entrances and within Heritage Conservation Areas that was conducted during March and April 2021 in the ten (10) Regional Areas.
- Undertake tree work actions for the four (4) trees assessed as High Risk as soon as possible to eliminate or reduce the risk. Three (3) of the trees require removal (No. 324 & 421 in Hill End) and No. 19 in Peel. Tree No. 347 in Hill End requires an aerial inspection of a stem inclusion before the final decision can be made on the management of this tree.

Details of recommended Arborist work actions are contained in the excel data sheet (Trees by Risk).

- Work through the identified work list in the attached spreadsheets from highest risk to lowest risk ratings.
- Tree work actions for trees assessed as Medium, Low, Very Low & Negligible Risk can be taken over a period of time as determined by Bathurst Regional Council. *The risk assigned to each tree will help to prioritize medium and longer-term strategies.*
- Trees need to be regularly monitored to ensure that their risk rating does not increase from a lower to higher risk category.
- Continue mulching practices where possible to improve tree health, soil structure and reduce soil compaction. Mulching around the base of large individual trees is recommended to prevent soil moisture losses, alleviate soil compaction and root damage. Mulch area under the tree out to the drip line to a depth no greater than 75mm. Mulch should not be placed against trunk of tree.
- All tree work should be performed to specifications detailed within the report and all works should be to Australian Standard 4373 – 2007 Pruning of Amenity Trees and SafeWork NSW Code of Practice 'Amenity Tree Industry', 1998. Reference should also be undertaken for any tree works to the Safe Work Australia Guide to Managing Risks of Tree Trimming and Removal Work – 2016. All tree work should be performed by a minimum AQF Level 3 qualified arborist.



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Diploma of Arboriculture (Level 5)  
Diploma of Environmental Monitoring and Technology  
QTRA No 6741

### LIMITATION OF LIABILITY

Australian Tree Consultants Pty Ltd and their employees are tree specialists who use their qualifications, education, knowledge, training, diagnostic tools and experience to examine trees, recommend measures to enhance the beauty and health of trees, and attempt to reduce the risk of living near trees. Clients may choose to accept or disregard the recommendations of this assessment and report.

Australian Tree Consultants Pty Ltd and its employees cannot detect every condition that could possibly lead to the structural failure of a tree. Trees are living organisms that sometimes fail in ways the arboriculture industry does not fully understand. Conditions are often hidden within trees and below ground. Unless otherwise stated, observations have been visually assessed from ground level. Australian Tree Consultants Pty Ltd cannot guarantee that a tree will be healthy or safe under all circumstances, or for a specified period of time. Likewise, remedial treatments cannot be guaranteed.

Treatment, pruning and removal of trees may involve considerations beyond the scope of Australian Tree Consultants Pty Ltd services, such as property boundaries and ownership, disputes between neighbours, sight lines, landlord-tenant matters, and related incidents. Australian Tree Consultants Pty Ltd cannot take such issues into account unless complete and accurate information is given prior or at the time of the site inspection. Likewise Australian Tree Consultants Pty Ltd cannot accept responsibility for the authorisation or non-authorisation of any recommended treatment or remedial measures undertaken.

In the event that Australian Tree Consultants Pty Ltd recommends retesting or inspection of trees at stated intervals or installs any cable/s, bracing systems and support systems, Australian Tree Consultants Pty Ltd must inspect the system installed at intervals not greater than 12 months unless otherwise specified in written reports. It is the client's responsibility to make arrangements with Australian Tree Consultants Pty Ltd to conduct the re- inspection.

Trees can be managed, but they cannot be controlled. To live or work near a tree involves a degree of risk. The only way to eliminate all risks associated with a tree is to eliminate the tree.

All written reports must be read in their entirety, at no time shall part of the written assessment be referred to unless taken in full context of the whole written report.

If this written report is to be used in a court of law or any legal situation Australian Tree Consultants Pty Ltd must be advised in writing prior to the written assessment being presented in any form to any other party.

# APPENDIX: TREE HAZARD CLASSIFICATION®

Notes: The hazard categories listed below are applicable under normal weather conditions, which include strong winds and torrential rains, but exclude extreme localized events such as tornado-like squalls and storms which have the capacity to destroy many trees regardless of their age and condition.

The term 'remedial work' refers to all remedial activities relative to a tree eg. soil remediation, watering and pruning.

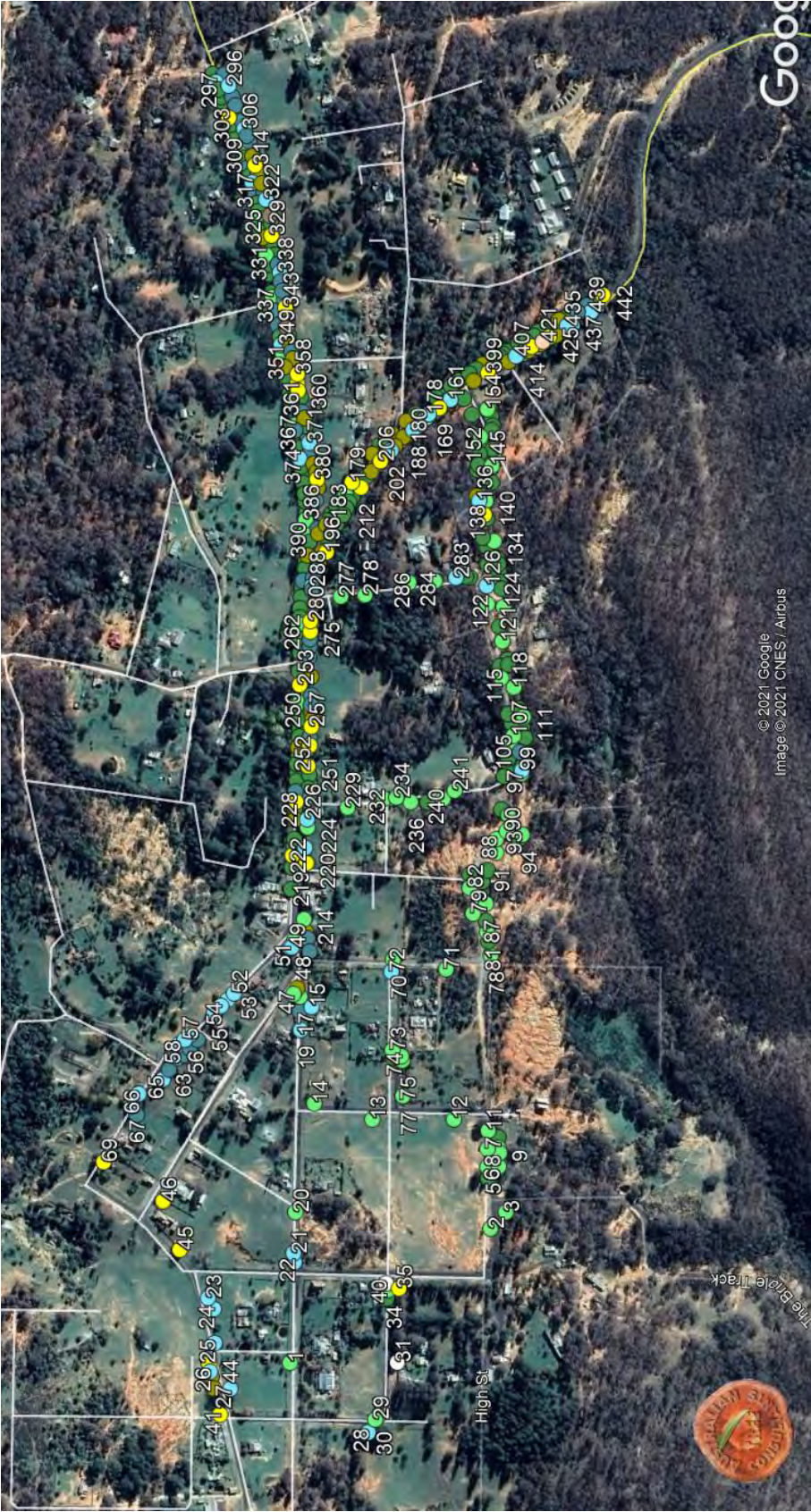
HAZARD CATEGORY (Colour code)	HAZARD RATING	DESCRIPTION	TIME FRAME
H0	Negligible	The tree appears healthy, no apparent sign of disease or damage, or is not of a size, species or condition likely to pose a threat.	Remedial tree works required at a time frame to be scheduled by client.
H1	Very Low	The tree appears healthy but is of a type or condition to potentially develop minor branch drop of live or dead wood	Remedial tree works required at a time frame to be scheduled by client.
H2	Low	The tree appears healthy, minor defects that can be rectified by minor tree surgery.	Remedial tree works required at a time frame to be scheduled by client.
H3	Medium	Mature to aged tree in declining condition, and/or structure, and/or disease apparent, showing potential for branch drop.	Remedial tree works required at a time frame to be scheduled by client.
H4	High	The tree shows signs of over weighted limbs, significant disease, root damage, removal of adjacent supporting tree, other significant defects present.	Remedial tree works required as soon as possible.
H5	Urgent	Defects are very severe, dangerous trees because of structural defects including cavities, decay, included bark, wounds or poor form.	Remedial tree works required as soon as possible.
H6	Critical	Failure of either whole or part of tree is predictably imminent.	Remedial tree works required as soon as possible. Site management needs to be notified for corrective action and immediate action (e.g. barricading off the tree) needs to be undertaken to reduce the risk.





Map 1: Evans Plains by Risk





Map 2: Hill End by Risk



Map 3a: Kelso by Risk - Heritage Conservation Area





Map 3b: Kelso Road Entrance (Gilmour Rd)





Map 4: Peel by Risk



Map 5: Perthville by Risk





Map 6: Rockley by Risk



Map 7: Sofala by Risk





Map 8: Trunk Creek by Risk





Map 9: Wattle Flat by Risk





Map 10: West Bathurst by Risk





Map 11: Recommended Tree & Stump Removals (Note: not all of the 117 removals are located on above map)





Map 12: Tree Requiring Aerial Inspection (Tree No. 347 is in Hill End)





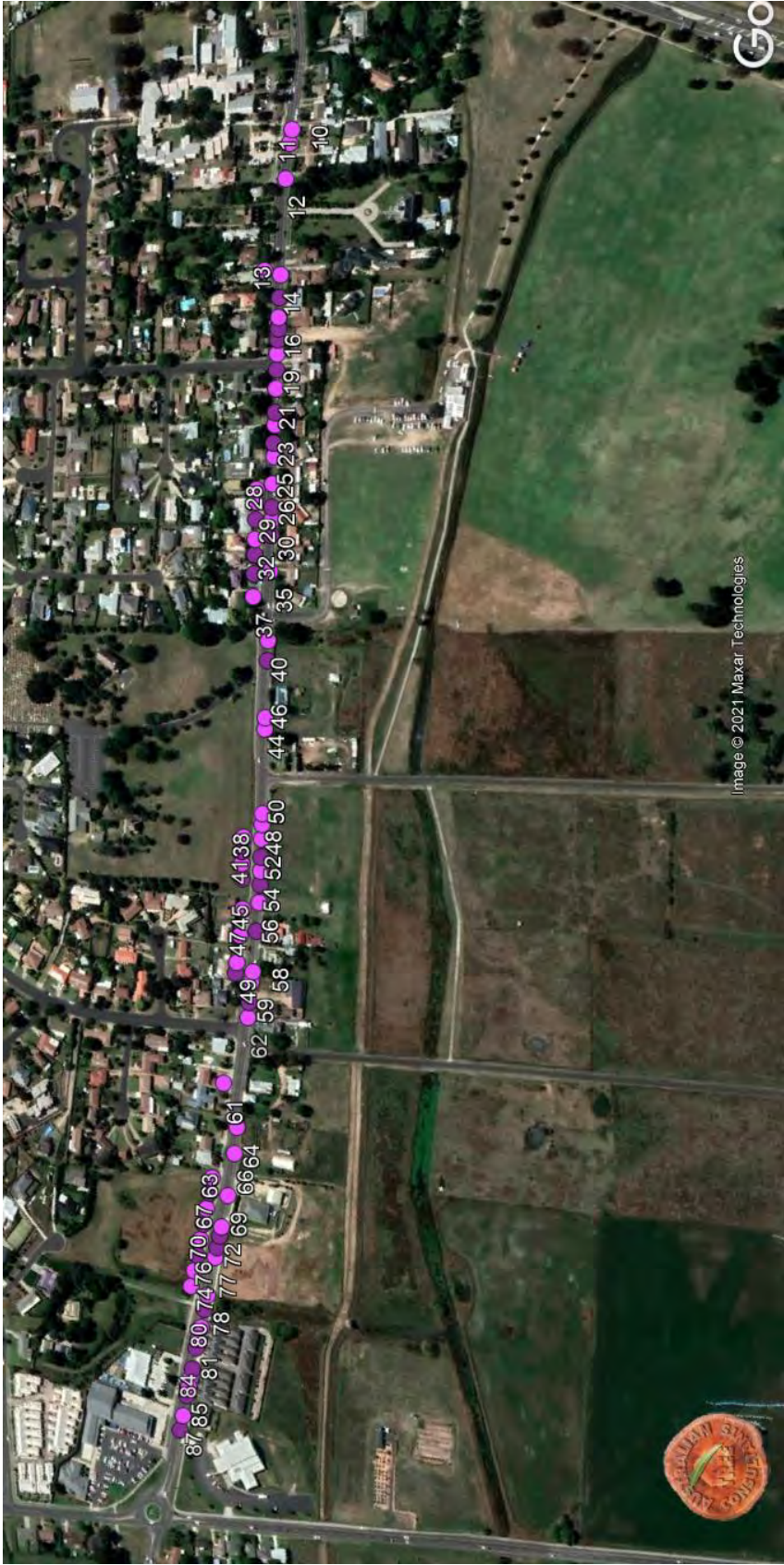
Map 13: Evans Plains – Planting Opportunities





Map 14: Hill End – Planting Opportunities





Map 15: Kelso - Planting Opportunities





Map 16: Peel - Planting Opportunities





Map 17: Perthville - Planting Opportunities



Map 18: Rockley - Planting Opportunities





Map 19: Sofala - Planting Opportunities





Map 20: Trunkey Creek - Planting Opportunities





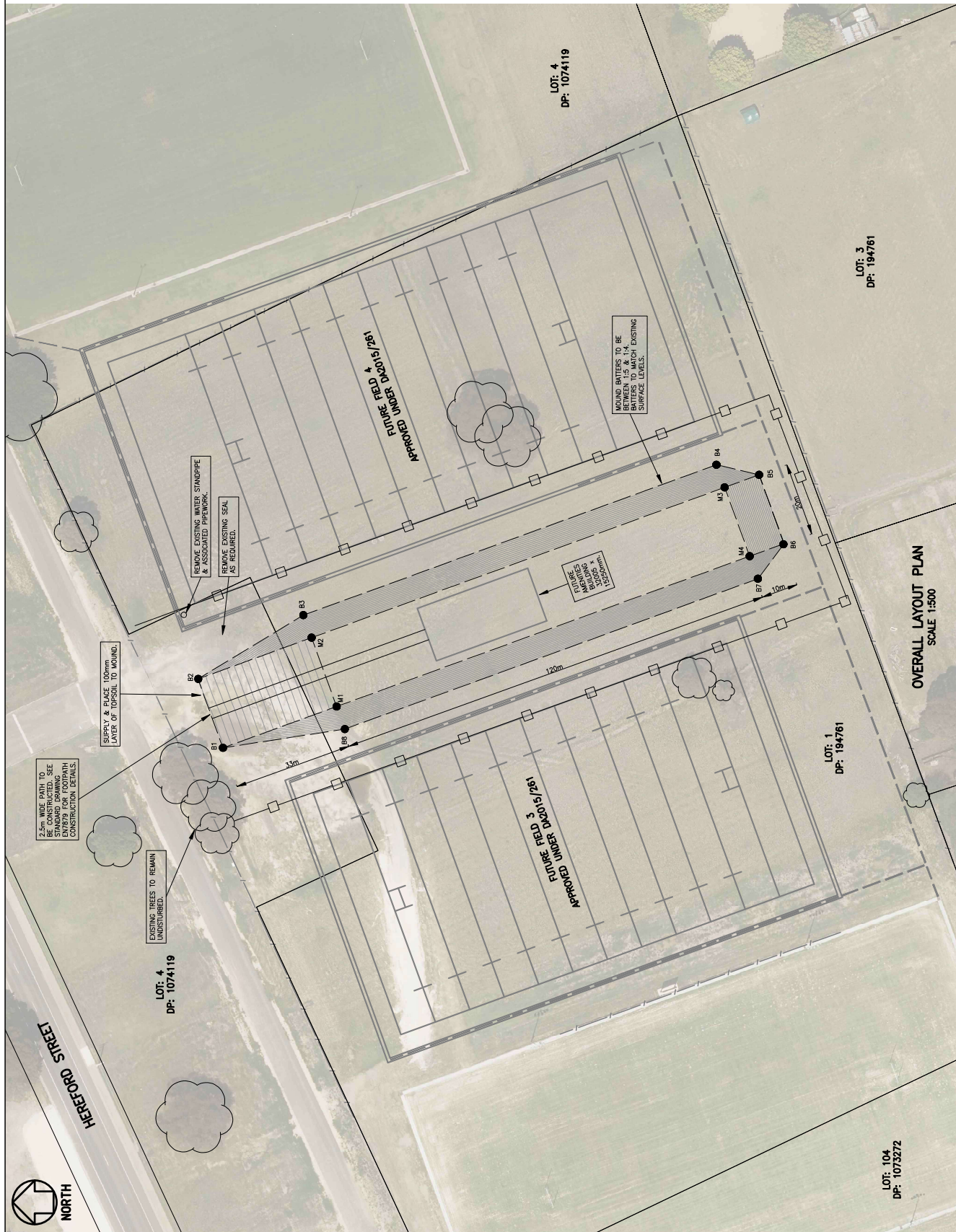
Map 21: Wattle Flat - Planting Opportunities





Map 22: West Bathurst - Planting Opportunities





**MOUND VOLUME:**  
 GENERAL FILL = 5140m<sup>3</sup> (COMPACTED)  
 100mm TOPSOIL LAYER = 520m<sup>3</sup> (COMPACTED)  
 TOTAL = 5660m<sup>3</sup> FILL (COMPACTED)

MOUND SETOUT DETAILS			
POINT	EASTING	NORTHING	RL
M1	740892.183	6300238.554	653.000
M2	740817.977	6300245.394	653.000
M3	740959.019	6300132.631	653.000
M4	740949.225	6300125.745	653.000
B1	740906.990	6300276.404	EXISTING NS
B2	740924.133	6300247.635	EXISTING NS
B3	740965.176	6300134.872	EXISTING NS
B4	740992.439	6300123.244	EXISTING NS
B5	740992.439	6300123.244	EXISTING NS
B6	740934.068	6300123.550	EXISTING NS
B7	740934.068	6300123.550	EXISTING NS
B8	740893.026	6300236.313	EXISTING NS

**BATHURST REGIONAL COUNCIL**  
 Development Application  
 2020/125

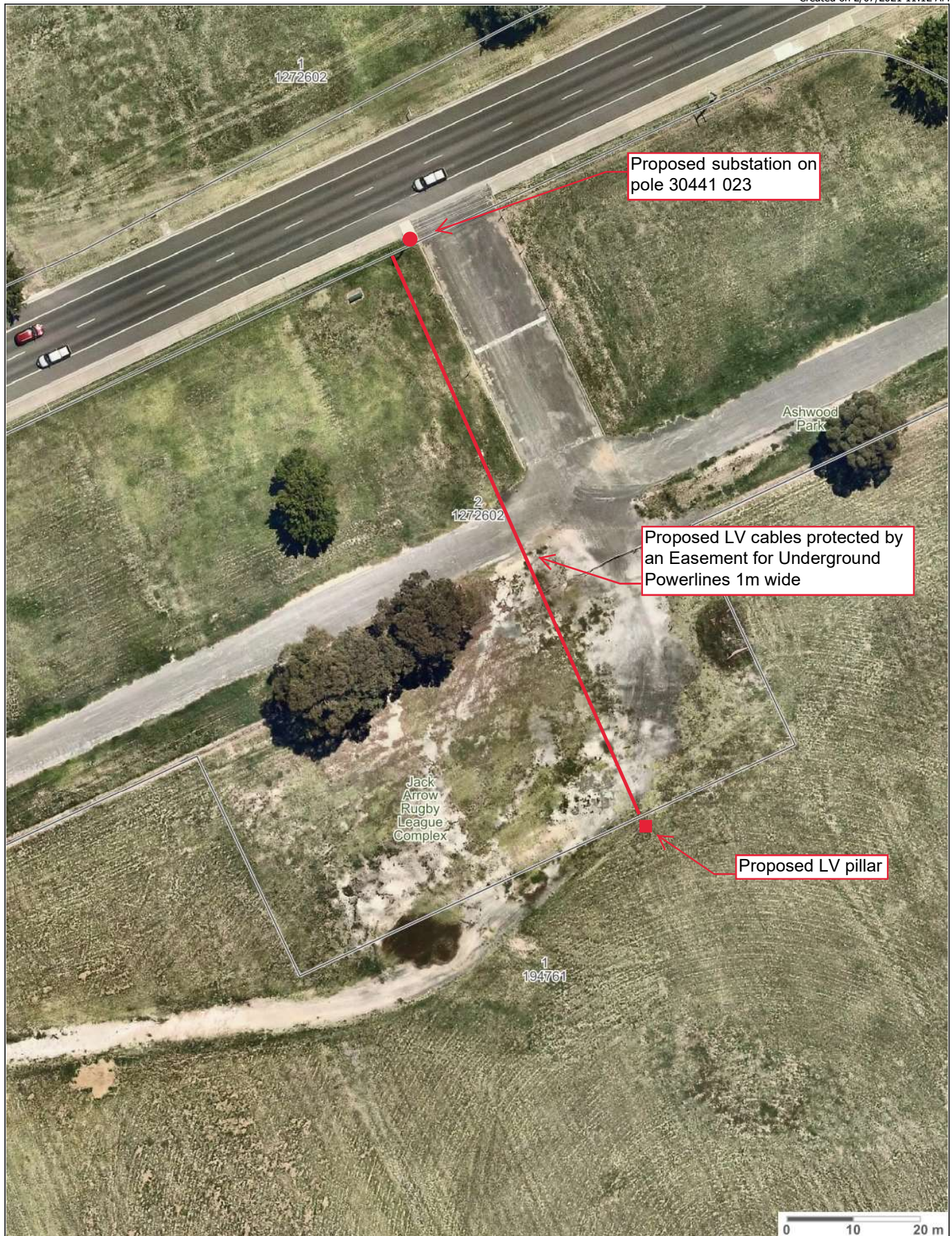
Development Approval  
 has been granted  
 subject to conditions  
 imposed by Council's  
 Notices of  
 Determination.

NOTE:  
 Read conditions of  
 Approval before  
 commencing work.

20 May 2020  
 Per: CB

CONSULTANT	REV	DESCRIPTION	INITIALS	DATE	SCALES (A1)	SURVEYED										CHECKED	PROJECT																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																			
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**BATHURST REGIONAL COUNCIL**

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#### Important Notice!

This map is not a precise survey document. Accurate locations can only be determined by a survey on the ground. This information has been prepared for Council's internal purposes and for no other purpose. No statement is made about the accuracy or suitability of the information for use for any purpose (whether the purpose has been notified to Council or not). While every care is taken to ensure the accuracy of this data, neither the Bathurst Regional Council nor the LPI makes any representations or warranties about its accuracy, reliability, completeness or suitability for any particular purpose and disclaims all responsibility and all liability (including without limitation, liability in negligence) for all expenses, losses, damages (including indirect or consequential damage) and costs which you might incur as a result of the data being inaccurate or incomplete in any way and for any reason.  
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Drawn By: David Luck

Date: 2/07/2021

Projection: GDA94 / MGA zone 55

Map Scale: 1:750 @ A4



<b>POLICY:</b>	CHILDREN'S SERVICES
<b>DATE ADOPTED:</b>	<p>Director Cultural &amp; Community Services Report # Council 16 June 2021 Minute Book No. TBC</p> <p>Director Cultural &amp; Community Services Report #1 Policy 4 September 2019 Council 18 September 2019 Minute Book No. 13040</p> <p>Director Corporate Services &amp; Finance Report #1 Policy 5 December 2012 Council 6 February 2013 Minute Book No. 11477</p>
<b>ORIGINAL ADOPTION:</b>	<p>Director Corporate Services Report #1 Policy 1 December 2004 Council 8 December 2004 Minute Book No. 9416 (former BCC Policy)</p>
<b>FILE REFERENCE:</b>	09.00007, 09.00008, 09.00046
<b>OBJECTIVE:</b>	To provide guidelines for the delivery of high-quality Children's Services

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Bathurst Regional Council has adopted the following Children's Services Policy Manuals:

Children's Service	Policy & Procedures	Located at
Sallywags Long Day Care and Preschool	Bathurst Regional Council Children's Services Policy Manual	Bathurst Regional Council Children's Services 34 William Street Bathurst NSW 2795
Bathurst Family Day Care	Bathurst Regional Council Children's Services Policy Manual	Bathurst Regional Council Children's Services 34 William Street Bathurst NSW 2795

The following policies, required by the Education and Care National Regulation 2011, and that govern compliance and operating practices of Sallywags Long Day Care and Preschool and Bathurst Family Day Care, are contained in the Children's Services Policy Manual:

Doc Ref No: 11.00039/009	Reviewed Date: 21 Jul 21	Next Review Date: July 2023	Page 1 of 2.
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<b>Policy</b>
Acceptance and Refusal of Authorisations Policy
Child Enrolment and Orientation Policy
Code of Conduct Policy
Governance and Management of the Service Policy
Payment of fees Policy
Professional Development Policy
Responsible Person Policy
Administration of Prescribed Medication Policy
Emergency Policy (including Lockdown)
Excursion /Regular Outing Policy
Incident, Injury, Trauma Policy
Infectious Disease Policy
Management of Children's Illness Policy
Medical Conditions Policy
Nutrition, Food and Beverages, Dietary Requirements Policy
Safe Transportation of Children Policy
Sun Protection Policy
Water Safety Policy (Family Day Care)
Water Policy (Long Day Care)
Child Protection (Children) Policy
Child Protection (Educators/Staff) Policy
Grievance Handling Policy
Family Day Care Educator Compliance Policy
Educator Assistant Policy
Educator Support Visits Policy
Recruitment and Registration of Educators Policy
Role of Educators, Families and Household Members Policy
Visitors to a Family Day Care Residence Policy
Re-registration of Educators Policy

## Attachment 9.5.2.1

### BATHURST REGION: A CULTURAL VISION 2036 ANNUAL PROGRESS REPORT - JUNE 2021

1 Creative Places: A Place of Culture and Creativity				
1.1 Resource infrastructure to maximise the potential of existing cultural institutions.				
	Goal	Actions	Timeline & Targets	Actions to date
1.1.1	Bathurst Memorial Entertainment Centre upgrade	Prepare a report to Council seeking approval and funding for improving the theatre's sightlines as well as the stairs, aisles and seating configuration of the dress circle.	1 year - short term	Recommendations form part of the BMEC Interim Upgrade Report currently being finalised by the NPPAF consultants.
1.1.2	Library Refurbishment upgrade	<ul style="list-style-type: none"> <li>• Prepare a design brief seeking expressions of interest and costings for the Library Refurbishment Upgrade.</li> <li>• Seek additional funding from other sources to augment funding already confirmed.</li> <li>• Carry out upgrade to Library.</li> </ul>	1 year – short term	Complete - upgrade carried out December 2017/January 2018.
1.1.3	Visitor Information Centre upgrade	<ul style="list-style-type: none"> <li>• Engage an appropriate tourism consultant to investigate and report on the redesign of the Bathurst Visitor Information Centre to bring a more dynamic feeling to the material on offer, to take advantage of new digital technologies and mobile applications and to highlight Council's cultural facilities.</li> <li>• Prepare a report to Council seeking approval and funding to implement recommendations of the consultant's report.</li> </ul>	2 years - short term	<ul style="list-style-type: none"> <li>• Stage One of upgrade was completed following appointment of a consultant and work undertaken in 2018/2019. BVIC staff provided input and ideas throughout the redesign process.</li> <li>• Stage Two was commenced in 2019/2020 with appointment of an architect to draft plans for the internal counter redesign and interpretation area. Plans are now complete with additional funding provided for undertaking works in 2021/22</li> <li>• Additional funding has been provided for Stage Two works in 2019/2020.</li> </ul>
1.1.4	Australian Fossil and Mineral Museum upgrade	<ul style="list-style-type: none"> <li>• Engage an appropriate museum consultant to engage with key stakeholders to develop a 'next stage' strategic plan for the museum.</li> <li>• Prepare a report to Council seeking approval and funding to implement recommendations from the strategic plan.</li> </ul>	2 years - short term	Draft Australian Fossil and Mineral Museum Strategic Plan completed. Adoption of the plan pending the finalisation of the Town Centre Master Plan currently on public display. Once master plan is finalised a review of the AFMM Strategic Plan will take place prior to adoption. Architects Integrated Design Group (IDG) have developed a concept design for a new entrance which has been presented to the Somerville Board and Councillors.
1.2 Develop new cultural infrastructure to meet the changing needs of the community and cultural sector.				
	Goal	Actions	Timeline & Targets	Actions to date
1.2.1	Collection Management and Storage Facility	<ul style="list-style-type: none"> <li>• Develop a business plan and operating model for a centralised Collections Management and Storage Facility.</li> <li>• Develop detailed physical and operational plans.</li> <li>• Engage with other Councils and organisations who may wish to use the facility.</li> <li>• Seek funding sources.</li> <li>• Prepare a report to Council seeking approval and funding to implement the recommendations.</li> <li>• Undertake building construction and commence storage operations.</li> </ul>	2 years - short term	Central Tablelands Collections Facility design and construction tender awarded to Tablelands Builders. Construction commenced with expected completion of building April 2022. Work currently underway on operational planning and plan for BRC collection move. Continuing to work with partners and potential users of the facility.

## Attachment 9.5.2.1

### BATHURST REGION: A CULTURAL VISION 2036 ANNUAL PROGRESS REPORT - JUNE 2021

1.2 Develop new cultural infrastructure to meet the changing needs of the community and cultural sector.				
Cont'd	Goal	Actions	Timeline & Targets	Actions to date
1.2.2	Chifley Dam Residency Space Strategy	<ul style="list-style-type: none"> <li>Engage a consultant to prepare a business plan and operational model for the development of the Chifley Dam Performing Arts Residency Space Strategy.</li> <li>Seeking funding and program partners.</li> <li>Prepare a report to Council seeking approval and funding to implement the recommendations.</li> <li>Undertake construction of facility and commence residency program.</li> </ul>	3 years – short term	Estimated costings form part of the NPPAF report. Cost Benefit Analysis and Business Case now required.
1.2.3	Bathurst Rail Museum	<ul style="list-style-type: none"> <li>Prepare a business plan and operational model for the development of the Rail Museum.</li> <li>Seek capital and operational funding.</li> <li>Undertake capital works.</li> <li>Open museum with curated exhibitions and education and public programs.</li> </ul>	2 years - short term	Bathurst Rail Museum opened 22nd Feb 2020. Exhibitions, education visits and public programs have commenced.
1.2.4	Wiradjuri Cultural Centre and Keeping Place strategy	<ul style="list-style-type: none"> <li>Engage an appropriate Indigenous museum consultant to work with the Bathurst Aboriginal community and Council to investigate, scope and report on the requirements of a purpose-built Wiradjuri Cultural Centre and Keeping Place.</li> <li>Investigate funding sources for the project.</li> <li>Prepare a report and implementation strategy to Council for approval.</li> </ul>	3 years – short term	Report being prepared responding to resolution of Council 23 June 2021:  "Receive a report on opportunities to fund a study for an Aboriginal Cultural Centre."
1.3 Develop a strategic approach to planning for the next generation of cultural infrastructure.				
	Goal	Actions	Timeline & Targets	Actions to date
1.3.1	The next-practice Performing Arts Facility/Facilities	<ul style="list-style-type: none"> <li>Engage an appropriate consultant to investigate, scope the requirements including potential sites and report back to Council on the next-practice performing arts facility/facilities.</li> <li>Prepare and submit to Council for approval a business plan and operational model for the development of the next-practice performing arts facility/facilities.</li> <li>Seek capital funding.</li> <li>Undertake capital works.</li> </ul>	5 years – medium term & 15-20 years - long term	NPPAF report and Interim Upgrade report in final stages of delivery.

**BATHURST REGION: A CULTURAL VISION 2036  
ANNUAL PROGRESS REPORT - JUNE 2021**

<b>1.3 Develop a strategic approach to planning for the next generation of cultural infrastructure.</b>				
<b>Cont'd</b>	<b>Goal</b>	<b>Actions</b>	<b>Timeline &amp; Targets</b>	<b>Actions to date</b>
1.3.2	The next-practice Library	<ul style="list-style-type: none"> <li>• Establish key performance indicators and monitor the performance of the newly refurbished library (see 1.1.2). This will measure the strengths, weaknesses, opportunities and threats of the current building service delivery approach.</li> <li>• Engage an appropriate consultant to investigate, scope the requirements including potential sites and report back to Council on the next-practice library facility/facilities.</li> <li>• Prepare and submit to Council for approval a business plan and operational model for the development of the next-practice library facilities.</li> <li>• Seek capital funding.</li> <li>• Undertake capital works.</li> </ul>	5 years – medium term & 15-20 years - long term	<ul style="list-style-type: none"> <li>• State Library of NSW Compliance and Assessment review undertaken in August 2018.</li> <li>• Report received October 2018.</li> <li>• Findings incorporated in the Library Strategic Plan 2019-2024.</li> <li>* Library Strategic Plan 2019-2024 adopted by Council October 2019.</li> </ul>
1.3.3	The next-practice Art Gallery	<ul style="list-style-type: none"> <li>• With the recent upgrade of the gallery's air conditioning and climate control system and the installation of a new low-energy LED lighting system, the gallery is well placed to meet best industry standards and be more energy efficient.</li> <li>• The installation in 2017/2018 of insulated interior and exterior walls in the gallery spaces will also remedy previously identified inadequacies in the original construction of the building and will make the building more energy efficient.</li> <li>• As well the installation of solar power to the art Gallery/Library complex will further make the complex more energy efficient, making the building 'greener'.</li> <li>• Despite these improvements, the gallery will eventually outgrow its site; as its role in the community grows, it will be necessary to look to the gallery's future development.</li> <li>• As a result, it will be necessary to engage an appropriate consultant to investigate, scope and report on the next-practice gallery facility/facilities.</li> <li>• Prepare and submit to Council for approval a business plan and operational model for the development of the next-practice Bathurst Regional Art Gallery facility/facilities.</li> <li>• Seek capital funding.</li> <li>• Undertake capital works.</li> </ul>	5 years – medium term & 15-20 years - long term	<ul style="list-style-type: none"> <li>• August 2017 - Interior walls of gallery insulated, lined, and painted.</li> <li>• June 2018 - Lloyd Rees Reading Room walls lined.</li> <li>• March 2020: BRAG 2021-2024 Strategic Plan developed.</li> <li>• 2021: Plans developed for 'A New BRAG' to: refurbish Collections Store into a state-of-the-art 'black cube' space: improve wayfinding on Keppel Street frontage; replace public toilets with new off-site amenities; increase Gallery/Library foyer space; install kitchen facilities and improve meeting room to increase revenue potential through facility hire; improve gallery shop and display capacity. Councillor Briefing held 10 March 2021.</li> </ul>



## Attachment 9.5.2.1

### BATHURST REGION: A CULTURAL VISION 2036 ANNUAL PROGRESS REPORT - JUNE 2021

1.4 Develop a whole of city approach to alternative spaces/places to support culture and creativity.				
	Goal	Actions	Timeline & Targets	Actions to date
1.4.1	CBD cultural overlay	<ul style="list-style-type: none"> <li>• Conduct a review of the CBD and identify and map existing and potential facilities and outdoor spaces (public and private).</li> <li>• Identify any constraints on the use of those facilities and spaces and develop an improvement plan where required.</li> <li>• Identify opportunities to facilitate place management of business precincts that make greater use of cultural facilities and spaces, both public and private.</li> <li>• Develop a policy framework for use of Council owned facilities/spaces.</li> </ul>	3 years - short term	Bathurst Town Centre Master Plan completed and Council has prepared a response to the Master Plan "Futureproofing our CBD" which has been placed on public exhibition. Collation of public submissions underway.
1.4.2	Town Square Precinct Redevelopment	<ul style="list-style-type: none"> <li>• Ensure that Cultural input is central to the ongoing development of the master plan of the Bathurst town Square Precinct in identifying improving and activating public spaces and buildings within the square.</li> <li>• Ensure that Cultural input is central to the continued detailed planning for the adaptive reuse of the former Bathurst TAFE site (see 1.4.3).</li> <li>• Identify opportunities to facilitate place management of the Town Square Precinct.</li> <li>• Develop and implement a Public Art Policy (see 2.2.1).</li> </ul>	10 years - medium term	<p>Concept plan for new entrance for the Australian Fossil and Mineral Museum developed by architects Integrated Design Group (IDG) presented to the Somerville Board and Councillors. This design shared with consultants for the Town Centre Masterplan who have included the concept into the draft plan.</p> <p>Public Art Policy endorsed, Public Art Committee and Technical Review Panels, and Public Art Community Peers established. Council successful in obtaining a grant of \$767,884 under the NSW Streets as Shared Spaces program to activate the Town Square precinct with temporary interventions. Works to be undertaken in June/July with completion</p>
1.4.3	The former TAFE site	<ul style="list-style-type: none"> <li>• See 1.4.2 Town Square Precinct Redevelopment.</li> <li>• Pursue the appropriate adaptive reuse of the former Bathurst TAFE site.</li> </ul>	10 years - medium term	<ul style="list-style-type: none"> <li>• Public Works engaged to prepare a building conservation strategy for the former Headmasters residence to guide the buildings repair, restoration and conservation.</li> <li>• Funding partnership with Charles Sturt University developed to co-fund CBD masterplan. Town Centre Master Plan has been completed and Council's response to that Master Plan "Futureproofing our CBD" is currently on public exhibition. A report is being presented for the May 2021 Council meeting in relation to the future adaptive</li> </ul>

## Attachment 9.5.2.1

### BATHURST REGION: A CULTURAL VISION 2036 ANNUAL PROGRESS REPORT - JUNE 2021

1.4 Develop a whole of city approach to alternative spaces/places to support culture and creativity.				
Cont	Goal	Actions	Timeline & Targets	Actions to date
1.4.4	Alternative performing arts/music/visual arts venues	<ul style="list-style-type: none"> <li>• See 1.4.1 CBD cultural overlay.</li> <li>• See 1.4.2 Town Square Precinct Redevelopment.</li> </ul>	5 years - medium term	<p>Inland Sea of Sound performances in AFMM car park</p> <p>Funding partnership with Charles Sturt University developed to co-fund CBD masterplan. Alternative spaces being considered as part of the NPPAF consultancy.</p>
<b>2 Creative Programs: Telling Bathurst Region Stories</b>				
<b>2.1 Expand opportunities for diverse, high-quality cultural programming and educational outcomes through</b>				
	Goal	Actions	Timeline & Targets	Actions to date
2.1.1	Regional Centre for Excellence in Cultural Education Strategy	<p>Engage a consultant to prepare a report that includes:</p> <ul style="list-style-type: none"> <li>• A review of the current educational programs provided by Council cultural facilities.</li> <li>• A consultation with key external education providers investigating potential partnerships/programs.</li> <li>• A desktop review of current best practice in cultural education.</li> <li>• Recommendations as to strategies and resources required to establish Bathurst as the Centre for Excellence in Cultural Education.</li> <li>• Prepare a report to Council seeking approval and funding to implement the recommendations of the report.</li> </ul>	3 years – short term	<ul style="list-style-type: none"> <li>• A preliminary audit of current Bathurst Regional Council educational programs and services was conducted in 2017.</li> <li>• Education provision included into the AFMM strategic plan development.</li> <li>• Education programs with links to curriculum have been implemented at the Bathurst Rail Museum.</li> <li>• BRAG 2021-2024 Strategic Plan includes strategic development of BRAG education projects</li> <li>• The Museums Bathurst website includes programs and resources encouraging schools to visit all three museums - Australian Fossil and Mineral Museum, National Motor Racing Museum, Bathurst Rail Museum (Chifley Home is currently closed due to COVID).</li> </ul>
2.1.2	Chifley Heritage strategy	<ul style="list-style-type: none"> <li>• Engage a consultant to undertake a review of Chifley tourist information material, directional signage and interpretive signage to ensure consistent design and message to reinforce the integrated story line.</li> <li>• Investigate the opportunities available through the use of mobile technology to provide tourist information via the use of apps and/or other technologies.</li> </ul>	Ongoing	<p>Chifley Home and Education Centre closed in March 2020 due to COVID restrictions. Due to the size of the museum it has remained closed to date. During this time a Conservation Management Plan (CMP), Works Plan and Heritage Architect Report has been completed to identify work required for conservation of the home. Heritage Grant applications submitted to fund this work currently awaiting notification. A Thematic Plan completed for updated interpretation including an audio guide for the education centre. This is planned to be completed prior to re-opening.</p>

## Attachment 9.5.2.1

### BATHURST REGION: A CULTURAL VISION 2036 ANNUAL PROGRESS REPORT - JUNE 2021

2.1 Expand opportunities for diverse, high-quality cultural programming and educational outcomes through				
Cont'd	Goal	Actions	Timeline & Targets	Actions to date
2.1.3	Curated National Motor Racing Museum, Program	<ul style="list-style-type: none"> <li>Engage a museum consultant to investigate the potential and identify the necessary resources required to undertake a changing program/exhibitions at the NMRM.</li> <li>Prepare a report to Council seeking approval and funding to implement the curated exhibition program</li> </ul>	3 years - short term	A program of exhibitions has been developed using internal resources. Annually one exhibition is developed for the 12 hour race and another for the October race. These exhibitions reflect topical subjects or themes and include loaned cars and objects. Funding for these exhibitions has been found within existing budgets.
2.1.4	Curated Australian Fossil & Mineral Museum collection program	<ul style="list-style-type: none"> <li>Engage a museum consultant/curator to explore the possibilities for expanding the interpretive and storytelling potential of the AFMM's collection by developing a unique program of changing exhibitions.</li> <li>Prepare a report to Council seeking approval and funding to implement recommendations from the review.</li> </ul>	3 years - short term	In partnership with the Australian Museum the Chapman Exhibition has been on display in the temporary exhibition space for over 12 months. This model of extended rotating exhibitions in partnership with the Australian Museum will be developed into the future. Exhibitions will be curated internally with objects and information provided by the Australian Museum. Funding for these exhibitions will be found in existing budgets.

## Attachment 9.5.2.1

### BATHURST REGION: A CULTURAL VISION 2036 ANNUAL PROGRESS REPORT - JUNE 2021

2.1 Expand opportunities for diverse, high-quality cultural programming and educational outcomes through				
Cont'd	Goal	Actions	Timeline & Targets	Actions to date
2.1.5	Collections Management Policy	<ul style="list-style-type: none"> <li>Bathurst Regional Council's Collections Management Policy adopted by Council in 2016.</li> <li>Museum Collections Management Policy and Procedures implemented across all Council's collections.</li> <li>Initial consultation and feasibility study for a Regional Collections Management and Storage Facility developed in 2010.</li> <li>Consultant engaged to scope and develop a financially sustainable business model for a Regional Collections Management and Storage Facility.</li> <li>Develop a staff resourcing plan to support regional cultural facilities and collection activities (as per strategic objective 3.1.1 Operational Requirements).</li> <li>Prepare a report to Council seeking approval and funding for the construction and operation of a Regional Collections Management and Storage Facility.</li> </ul>	Various	<p>Bathurst Regional Council's Collections Management Policy adopted by Council in 2016.</p> <p>Museum Collections Management Policy and Procedures implemented across all Council Collections.</p> <p>Work has commenced on the construction of the Central Tablelands Collections Facility due to be completed in April 2022</p> <p>Planning underway for operational model</p>
2.1.6	Increased Public Programs	Seek resourcing and integration across all Council's cultural facilities and event programs to ensure there is cultural content embedded in all Council's Festivals, events and public programs.	2 years – short term	<ul style="list-style-type: none"> <li>The Catapult Festival was successfully delivered in 2018.</li> <li>A consultant was employed in 2018 to conduct a review of the Inland Sea of Sound which led to delivery recommendations which have been acted upon.</li> <li>Library: STEM programs added to Library programming: Coding, Robotics and Augmented Reality.</li> <li>Library: Virtual programming.</li> <li>Ways of Seeing public art installation developed by BRC Events and BRAG for 2019 Winter Festival.</li> <li>Museums Bathurst have created a program of events for Winter Festival 2021. AFMM car park was used for the ISOS 2021 - BRAG has worked through PAP to advise and recommend artists for commissioning new works for 2021 Winter Festival. - Out There Bathurst public art platform infrastructure purchased for installation in Bathurst CBD for 2021 Winter Festival, NAIDOC Etc.</li> </ul>

## Attachment 9.5.2.1

### BATHURST REGION: A CULTURAL VISION 2036 ANNUAL PROGRESS REPORT - JUNE 2021

2.2 Develop a strategic approach to the creative activation of Bathurst's public spaces and places				
	Goal	Actions	Timeline & Targets	Actions to date
2.2.1	Public Art Policy	<ul style="list-style-type: none"> <li>Engage an appropriate consultant to investigate, scope and report on an appropriate Public Art Policy.</li> <li>Prepare a report to Council for approval and implementation of the Public Art Policy.</li> </ul>	2 years – short term	<ul style="list-style-type: none"> <li>April 2018: Richard Brecknock Consultancy engaged to develop the Bathurst Region Public Art Policy;</li> <li>May 2018: Community Consultation undertaken with interest groups including Indigenous, heritage, arts, business / developers, BRC Councillors and staff;</li> <li>June 2018: Public Art Policy drafting in progress.</li> <li>April 2019: Bathurst Public Art Policy endorsed by Council.</li> <li>May 2020: Public Art Committees &amp; terms of reference established.</li> <li>Community Peers Register created. - Nov 2020: PAP Committee convened. - 2021: PAP web resources completed and PAP projects underway conditional to funding.</li> </ul>
2.2.2	Cultural Festivals and Events Policy	<ul style="list-style-type: none"> <li>Develop and implement a Cultural Festivals and Events Policy that will provide an overview for the development of Council events and celebrations and integrate opportunities for the integration of Council's cultural facilities and to contribute to the aims and objectives of Council's Destination Management Plan and Economic Development Strategy.</li> <li>The policy will provide a framework for events that provide a return on investment and generate economic prosperity and community engagement.</li> </ul>	2 years – short term	<ul style="list-style-type: none"> <li>Events Framework adopted in 2018.</li> <li>Event Guide developed during 2019 and available on Council's website.</li> <li>Conference and Business Event Planner developed and launched in February 2020.</li> <li>Sponsorship Strategic Plan adopted in 2020.</li> <li>Events Unit Strategic Plan 2020-2025.</li> </ul>
2.2.3	Wiradjuri cultural map	Engage an appropriate consultant to work with the Bathurst Aboriginal community and Council to develop an interpretive strategy and, in particular, develop and have ready for interpretation stories on a number of key cultural themes.	2 years – short term	Draft Aboriginal Heritage Interpretation Strategy prepared for Council by Extent Heritage. Awaiting final review by local Aboriginal groups. Aboriginal Heritage Study completed which includes mapping of aboriginal cultural sensitivity across the whole of the LGA. Dr Stephen Gapps engaged to undertake research for the development of a digital map of Bathurst War sites/locations.

## Attachment 9.5.2.1

### BATHURST REGION: A CULTURAL VISION 2036 ANNUAL PROGRESS REPORT - JUNE 2021

<b>3</b>	<b>Creative People: Developing a Creative Environment</b>			
<b>3.1</b>	<b>Attract and retain highly skilled and committed cultural and creative industry professionals</b>			
	<b>Goal</b>	<b>Actions</b>	<b>Timeline &amp; Targets</b>	<b>Actions to date</b>
3.1.1	Operational requirements strategy	<ul style="list-style-type: none"> <li>Engage a consultant to investigate and develop an appropriate organisational structure to implement the recommendations of the Cultural Vision.</li> <li>Prepare a report to Council seeking approval and funding for an organisational structure that resources an appropriate level of staffing for the proper management, curation and programming of Bathurst's cultural institutions as recommended in the Cultural Vision.</li> </ul>	2 years - short term and ongoing	Council's organisational structure is included with the new three year Delivery Program.
3.1.2	New technologies strategy	<ul style="list-style-type: none"> <li>Engage a consultant to investigate the staff and technology resources required to establish a next-practice approach to the application of new technologies in Bathurst's cultural institutions that will benefit the delivery of the Cultural Vision.</li> <li>Prepare a report to Council seeking approval and funding to implement the new technology strategy for Bathurst's cultural institutions.</li> </ul>	2 years - short term and ongoing	<ul style="list-style-type: none"> <li>State Library of NSW Compliance and Assessment review undertaken in August 2018. Report received October 2018. Findings incorporated in the Library Strategic Plan 2019-2024.</li> <li>National Motor Racing Museum immersive room completed and operating providing an extra attraction to the museum.</li> <li>2020: BRAG capacity to develop and deliver 'next practice' capability increased by targeted recruitment to key positions (Curatorial Assistant and E&amp;PPO) resulting in interactive projects such as Bakyard Bila and Our City: BRAG Town.</li> <li>2021: plans and costing underway for refurbishment of BRAG Art Store to 'Black Cube' exhibition space (2022/23 timeframe)</li> </ul>
<b>3.2</b>	<b>Develop and support staff, build volunteer capacity and contribute to educational richness</b>			
	<b>Goal</b>	<b>Actions</b>	<b>Timeline &amp; Targets</b>	<b>Actions to date</b>
3.2.1	Capacity building strategy	Using Council's Annual Performance Review Process ensure there is relevant and ongoing professional development and resources provided and included in the annual staff appraisal process.	Ongoing	Performance Appraisal Review utilised annually to provide relevant professional development for staff.



## Attachment 9.5.2.1

### BATHURST REGION: A CULTURAL VISION 2036 ANNUAL PROGRESS REPORT - JUNE 2021

3.2 Develop and support staff, build volunteer capacity and contribute to educational richness				
Cont'd	Goal	Actions	Timeline & Targets	Actions to date
3.2.2	Educational potential strategy	<ul style="list-style-type: none"> <li>Engage a consultant to review all education and public programming across Council's cultural facilities looking at the strengths, weakness, threats and opportunities, staffing levels, funding and levels of demand. The review will make recommendations as to how to proceed and prepare an appropriate implementation strategy.</li> <li>Prepare a report to Council seeking approval and funding to implement the review's findings and implement the strategy across all Council's cultural facilities.</li> </ul>	2 years – short term	<ul style="list-style-type: none"> <li>A preliminary audit of current Bathurst Regional Council educational programs and services was conducted in 2017.</li> <li>Education provision included into the Australian Fossil and Mineral Museum Strategic Plan development.</li> <li>Education programs with links to curriculum are being developed for the Bathurst Rail Museum.</li> <li>BRAG Strategic Plan 2021 - 2024 includes recommendations and actions for professional development opportunities @ BRAG.</li> <li>The Museums Bathurst website developed, including updated education programs and resources.</li> </ul>
3.2.3	Maximise volunteer contribution strategy	<ul style="list-style-type: none"> <li>Engage a consultant to undertake a review of all volunteer programs across Council's cultural facilities looking at the strengths, weakness, threats and opportunities, staffing levels, funding and levels of demand. The review will make recommendations as to how to proceed and prepare an appropriate implementation strategy.</li> <li>Prepare a report to Council seeking approval and funding to implement the review's findings and implement the strategy across all Council's cultural facilities.</li> </ul>	3 years - short term	<p>Museums Bathurst Volunteer program reviewed in 2019. Volunteers engaged to assist in the move and ongoing operations of the Rail Museum layout. Other volunteer roles suspended due to COVID - 19 restrictions.</p> <p>BRAG Volunteer Program suspended from March 23 2020 (COVID-19 closure) pending review.</p>
3.3 Encourage the evolution of a creative environment that supports a vibrant cultural and creative community				
	Goal	Actions	Timeline & Targets	Actions to date
3.3.1	Artists in Residency Strategy	<ul style="list-style-type: none"> <li>Conduct a review of all aspects of the Hill End Artists in Residence Program looking at its strengths, weaknesses, threats and opportunities that makes recommendations and identifies opportunities for the future development of artists in residence programs.</li> <li>Prepare and submit a report to Council on the artists in residence program seeking endorsement and implementation.</li> </ul>	1 year - short term	<p>Review being finalised.</p> <p>Draft report prepared 2020.- June 2021: NPWS EOI for leases to be undertaken</p>

**BATHURST REGION: A CULTURAL VISION 2036  
ANNUAL PROGRESS REPORT - JUNE 2021**

<b>3.3 Encourage the evolution of a creative environment that supports a vibrant cultural and creative community</b>				
<b>Cont'd</b>	<b>Goal</b>	<b>Actions</b>	<b>Timeline &amp; Targets</b>	<b>Actions to date</b>
3.3.2	Creative industry cluster strategy	<ul style="list-style-type: none"> <li>• Conduct a review of the existing creative industry sector and other commercial businesses in Bathurst to ascertain whether they would be supportive of participating in a creative industry cluster.</li> <li>• This review would determine how Council and affiliated groups can assist the growth of new and existing businesses through existing programs such as Council's Business Management Workshops, the Business Enterprise Centre and the Small Biz Bus as well as identify other business development programs and opportunities.</li> <li>• Encourage entrepreneurs and start-up creative commercial businesses through participation in business incubators/start-up hubs.</li> </ul>	2 years - short term	No activity at this time.
3.3.3	Development of a Performing Arts Residency Program	Prepare a report and submit to Council for approval and funding a business plan, operational model and implementation strategy for a residency program for the performing arts.	1 year - short term	Residency forms part of "Outcome 1" of the NPPAF consultancy and is currently being negotiated for action in the second half of 2021.



**Memorandum of Understanding**

**between**

**Arts OutWest**

**and**

**Bathurst Regional Council**

**1 July 2021 – 31 December 2024**

This Memorandum of Understanding (MOU) includes the following:

1. Key understandings for member Councils
2. Undertakings
3. Financial contribution
4. Review process

**1. Key understandings for member Councils**

- a) All member Councils understand effective arts and cultural development to be the strategic planning and management of cultural services, facilities and programs that contribute to local identity, sense of place and quality of life and empower local groups to contribute socially and economically through the arts.
- b) The Councils jointly agree to support Arts OutWest Inc. as key stakeholders in the Regional Arts Development Organisation (RADO) for the region.
- c) The Councils understand that funding by each member Council, matched by State funding is essential for the core operations of Arts OutWest Inc. and its sustainability in the future.
- d) The Councils understand and fully support the core business of Arts OutWest as outlined in its Strategic Plan 2021-24 plan.
- e) Arts OutWest inc. is a not-for-profit incorporated association managed by a Committee of Management (Board) appointed through a transparent application process.



### 2. Undertakings

#### **What Arts OutWest will agree to do:**

1. Arts OutWest Inc. will deliver core services to the region as defined by the Arts OutWest Strategic Plan and any reviews thereof in consultation with all its stakeholders.
2. Arts OutWest will work in active partnership with the local Councils of the region to deliver regional cultural development outcomes.
3. Arts OutWest Inc. will provide all member Councils with an Annual Report showing expenditure of all consolidated revenue and providing details on services rendered to each Council area.
4. Arts OutWest will acknowledge the partnership arrangement with the Councils on all public material in an appropriate manner

#### **What The Council will agree to do:**

5. The Council will acknowledge Arts OutWest in programs involving Arts OutWest
6. The Council will appoint a person to the Arts OutWest Advisory Council. This person will attend two meetings a year and will provide a conduit for Arts OutWest to the LGA and its issues. The Advisory Council member will represent the interests of the LGA and will contribute to ensuring that the Arts OutWest Strategic Plan and the Annual Activity Plan for Arts OutWest meet the needs of the LGA.
7. The Council and their communities will provide Arts OutWest with relevant information on cultural issues, activities and events for information and promotion by Arts OutWest Media and Promotion services.
8. The Council and Arts OutWest will share information on cultural matters including the linking of community directories, databases and websites.
9. Arts OutWest will work with individual Councils and their communities to develop specific projects and programs and assist with funding and delivery of projects so far as additional project funding allows with equity across the region.
10. Arts OutWest will provide formal presentations to Councils within the region as required.
11. The Council may make representations to the Board and Executive Officer of Arts OutWest Inc. in respect of any proposed programs and projects arising in the community which need the support of Arts OutWest Inc.
12. The Council will encourage individuals, groups and organizations in their local areas to actively access the services of Arts OutWest for their development.

**3. Financial contribution**

Bathurst Regional Council will pay a fee for service to Arts OutWest in each of the financial years of the Memorandum of Understanding. This will be at the starting rate of 68 cents per head of population. CPI will be added each year period. Each year the population will be calculated using ABS figures for the previous year.

The starting point for this MOU is a payment of \$29,917.28 for the 2021-22 year, based on the ABS Estimated Regional Population (ERP) for 2020 of 43996.

**4. Review**

Bathurst Regional Council and the Board of Arts OutWest Inc. agree to review the terms of this Memorandum of Understanding in preparation for each following financial year.

**Signatures to this Memorandum of Understanding**

FOR COUNCIL:

.....

.....

Date

Name:

FOR ARTS OUTWEST

.....

.....

Tracey Callinan, Executive Director, Arts OutWest

Date

AOW Bathurst Memorandum of Understanding 2021-24



**BOARD MEMBERS**

Deb Bardon  
(from June 2018)  
Adam Deusien  
(from June 2019)

**Positions on the  
AOW ADVISORY COUNCIL**

Cr Monica Morse  
Bathurst Regional Council representative  
Kay Nankervis  
CSU representative

**AOW had 6 staff members  
employed in 2020 who live in the area of  
BATHURST REGIONAL COUNCIL**

Tracey Callinan  
Steven Cavanagh  
Maryanne Jaques  
Kate Smith  
Kathy Weekes  
Max Wilson

Due to COVID19 restrictions,  
the Arts OutWest AGM and  
Regional Gathering was held online.

Our members and interested community  
were able to meet via zoom.

# BATHURST REGIONAL COUNCIL

Working with communities in 2020 (calendar year)

This council page accompanies the Arts OutWest 2020 Annual Report  
[https://artsoutwest.org.au/wp-content/uploads/2021/06/AOW-2020-annual-report\\_small.pdf](https://artsoutwest.org.au/wp-content/uploads/2021/06/AOW-2020-annual-report_small.pdf)

**LGA POPULATION: 43,618** (source: ABS 2019 ERP estimate)

Bathurst Regional Council contribution to the regional arts program:  
**On a per capita basis @ 66c per person \$28,788 + GST**

**Estimated value of Arts OutWest services to communities in Bathurst  
Regional Council area 2020:**

**ARTS MEDIA PROGRAM** \$35,400  
472 events promoted @ \$75 per event.

**CASP PROJECTS** \$3,000  
1 CASP project funded.

**SPECIFIC PROJECTS** \$24,424  
Micro Grants. Culture Maps. Invincible Exhibition. Kate Smith  
Fellowship support. AOW Media Associates and training.  
Seymour Centre Choir. T.Arts Assistance Grants. Funding to BRAG  
for animation to workshop. BMEC project support. Online networks.

**WORKSHOPS** \$1,150  
Grant writing workshop. Videography workshop.  
Aboriginal online workshops with Aleshia Lonsdale.

**CORE SERVICES** \$26,836  
Includes time spent giving advice and support in Bathurst and time  
spent on regional advocacy.

**TOTAL ESTIMATED VALUE: \$81,663**

This conservative estimate of services represents a **284% return** on the  
council's contribution to Arts OutWest.

## SPECIFIC PROJECTS

### ARTS AND HEALTH

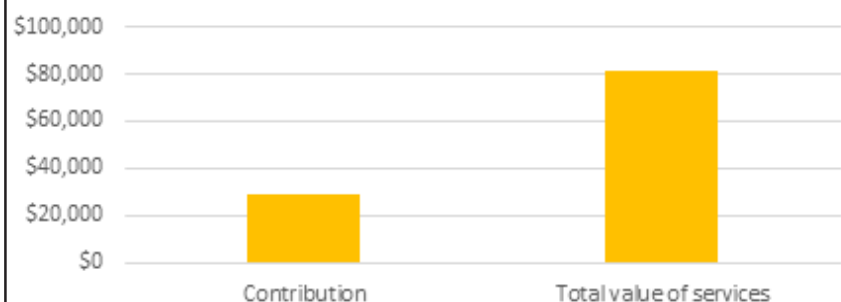
- Bathurst Seymour Centre Choir operated until Covid prevented it continuing
- Ongoing support at Bathurst Health Service.

### ABORIGINAL ARTS

- Exhibiting and selling of work by Aboriginal artists through National Parks and Wildlife Service's Kew-Y-Ahn Gallery at Hartley, including 3 Bathurst-based artists.



Return on investment for  
Bathurst's contribution to AOW in  
2020: 284%



### CULTURAL TOURISM

- Culture Maps. Arts OutWest's interactive map showing all the cultural tourism assets of the region was developed and launched. [www.centralnsw.com](http://www.centralnsw.com)

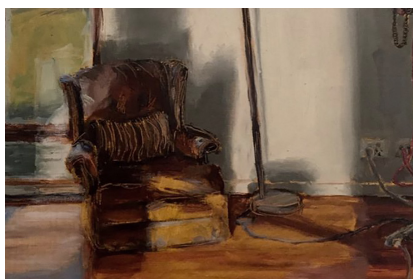
### MUSIC INDUSTRY SUPPORT

- Audit of all live music venues in the region. Completed so AOW can start developing a network of venues in the region to present live original music from our region.



**SUPPORT**

- Meetings and events
  - Attended events such as gallery openings, performances, consultations sessions, judged art competitions, met with individuals and organisations, provided advice by phone and email
- Provided advocacy through representing the needs of our area at meetings in Sydney and Canberra to government and other key organisations, met directly with politicians and government workers (particularly Create NSW) locally and in Sydney and Canberra, submitted to surveys and reviews, contributed to research making the case for regional arts, liaised with Regional Arts NSW and the RADO network in NSW
- Provided increased commentary in the media about the impacts of Covid
- Promoted events and assisted people to promote their events and also tracked and reported on the cancellation of events due to Covid
- Provided numerous examples of support to people in the arts who were affected by the pandemic and needed to talk to someone, find possible financial support or work out ways of doing things differently.

**KEY RELATIONSHIPS**

**Organisations that we worked with or assisted in 2020:**

- Bathurst Regional Art Gallery
  - Bathurst Memorial Entertainment Centre
  - Bathurst Seymour Centre
  - Mitchell Conservatorium
  - Lingua Franca
  - Central West Women's Health Centre
  - Arts Councils (Bathurst, Evans, Hill End)
  - Bathurst Library
  - Tremain's Mill
  - T.Arts Gallery
- as well as numerous individuals.

IMAGES: Front page - AOW Culture Maps website launch. This page - OW Micro Grant recipient Nic Mason (painting); AOW Assistance Grants supported 2 new members to join T.Arts Gallery.

**LETTERS OF SUPPORT: Arts OutWest wrote 25 letters of support for people resident in Bathurst Regional Council area.**

**GENERAL SUPPORT**

- Arts OutWest Micro Grants Program was established to assist artists, organisations, businesses and other groups to adapt to the challenges of the Covid-19 restrictions. Recipients within Bathurst Regional Council LGA were:
  - T.Arts Gallery
  - Bathurst Theatre Company
  - Nic Mason
  - Paul Stafford
  - Karen Golland
  - Bathurst Seymour Centre
  - Amala Groom
- Arts OutWest provided Assistance Grants to T.Arts Gallery to help them gain new members
- Auspicing of Kate Smith's Create NSW Fellowship funds
- Invincible Art Exhibition funded by Arts OutWest
- AOW Media Associates Program. This program has established photographers across the AOW region who are available to document the work of Arts OutWest and other arts activity in the region. Arts OutWest also provides this group with training and in 2020 we were worked with them to prepare for an exhibition of their work (presented in January 2021)
- Bathurst Regional Art Gallery received funds from Arts OutWest to assist with an animation workshop in 2021
- Bathurst Memorial Entertainment (BMEC) received funds for Arts OutWest to assist with the 2021 production of the original work Kangaroo by Bathurst playwright Miranda Gott.

**CASP PROJECTS**

- Funded Country Arts Support Program (CASP) project in Bathurst, with funds developed to Regional Arts by Create NSW:
- Central West Women's Health Centre: *Express Yourself Youth Arts Program*. \$3,000.

**9 artists from the Bathurst region were paid for professional practice as part of Arts OutWest projects.**

**REGIONAL REPRESENTATION & ADVOCACY**

**AOW worked regionally or advocated for the region in 2020 including:**

- Attended Regional Arts meetings in Sydney and online with other RADOs, Regional Arts NSW and Create NSW
- Attended Artstate Wagga Wagga where AOW's Executive Director mediated one of the main stage panels
- Attended meetings with the MPS Groups set up by Western NSW Local Health District
- Member of the Arts and Health Network leadership team for NSW/ACT
- Attended meetings with the Central West JO's Tourism Managers group
- Attended consultation sessions with CSU; Executive Director a member of CSU's Macquarie Consultative Committee
- Member of the Travelling Film Festival steering committee for Sydney Film Festival
- Established a cross-region project working in aged care within the NSW Health System to investigate best practice around online and face-to-face delivery with research attached and gained three-year funding
- Supported research applications by Charles Sturt University as a partner organisation.

**ARTS MEDIA PROGRAM STATS**

- AOW social media followers: 11,263 (increase of 11%)
- Subscribers to AOW newsletter/website: 1,350
- 472 Bathurst events promoted by Arts OutWest on radio, social media, AOW e-news and website
- Bathurst stories told on Facebook, Instagram website and e-news: 113
- Bathurst opportunities in the arts presented on Facebook, Instagram website and e-news: 31

More information and links about our projects, people and organisation are available on our website:

[www.artsoutwest.org.au](http://www.artsoutwest.org.au) | [artsoutwest@csu.edu.au](mailto:artsoutwest@csu.edu.au) | 02 6338 4657 | @artsoutwest on Facebook, Instagram and Twitter  
PO Box 8272 CSU LPO BATHURST NSW 2795

Arts OutWest acknowledges the Wiradjuri people, whose land we work on, and pays respect to the traditional owners past and present.

**bathurst • blayney • cabonne • cowra • forbes  
lachlan • lithgow • oberon • orange • parkes • weddin**



**MINUTES OF THE TRAFFIC COMMITTEE MEETING  
HELD ON Tuesday 6 July 2021**

**1. MEETING COMMENCES**

**MINUTE**

Meeting commenced at 2.20 pm.

**Members:** Ms Jackie Barry (Transport for NSW) via Microsoft Teams, SGT Ryan Baird (Bathurst Police), Mr David Veness (MP Representative),

**Present:** Mr Bernard Drum (Manager Technical Services BRC - Acting Chair), Mr Myles Lawrence (Civil Investigation Team Leader), Mr Paul Kendrick (Traffic & Design Engineer)

**2. APOLOGIES**

**MINUTE**

**RESOLVED:** That the apology of Cllr Warren Aubin be accepted and leave of absence granted.

**3. REPORT OF PREVIOUS MEETING**

**3.1. REPORT OF PREVIOUS MEETING - 1 JUNE 2021**

**File No: 07.00006**

**MINUTE**

**RESOLVED:**

That the Minutes of the Traffic Committee held on 1 June 2021 be adopted.

**4. DECLARATION OF INTEREST**

**Declaration of Interest**

**MINUTE**

**RESOLVED:** Nil

**5. RECEIVE AND DEAL WITH DIRECTOR'S REPORTS**

**5.1.1. MINUTES OF THE TRAFFIC COMMITTEE MEETING  
HELD 1 JUNE 2021**

**File No: 07.00006**

**MINUTE**

**RESOLVED:**

That the information be noted and necessary actions be taken.

**5.1.2. MONTHLY REPORT FOR LOCAL GOVERNMENT ROAD SAFETY PROGRAM**

**File No: 28.00002**

**MINUTE**

**RESOLVED:**

That the information be noted.

**5.1.3. POLLIE PEDAL 2021**

**File No: 23.00026-21/369**

**MINUTE**

**RESOLVED:**

That Council classify the staging of the 2021 Pollie Pedal passing through the Bathurst Region on Monday 6 September 2021 as a Class 2, and approve the Traffic Management Plan subject to the conditions as detailed in the Director Engineering Services' report.

**5.1.4. PARALLEL PARKING SIGNS - GREAT WESTERN HIGHWAY FRONTAGE OF LEARMONTH PARK**

**File No: 28.00006**

**MINUTE**

**RESOLVED:**

That "Parallel Parking" signs be installed on the Great Western Highway frontage of Learmonth Park, subject to conditions as detailed in the Director Engineering Services' report.

**5.1.5. 2021 MOUNT PANORAMA PUNISH**

**File No: 04.00009-19/281**

**MINUTE**

**RESOLVED:**

That the Mount Panorama Punish to be held at Mount Panorama Motor Racing Circuit on Sunday 24 October 2021 be classified as a Class 2 event, and the Traffic Management Plan for this event be approved, subject to conditions as detailed in the Director Engineering Services' report.

**5.1.6. NEW YEARS EVE 2021 - VICTORIA PARK**

**File No: 23.00131-02**

**MINUTE**

**RESOLVED:**

That the New Year's Eve celebrations to be held in Victoria Park on Friday 31 December 2021 be classified as a class 2 event and the traffic management be endorsed, subject to conditions as detailed in the Director Engineering Services' report.

**5.1.7. 2022 BATHURST CYCLING CLUB EVENTS**

**File No: 18.00022-05**

**MINUTE**

**RESOLVED:**

That the Bathurst Cycling Club Road Racing and Training Events for 2022 be classified as Class 2 events, and the traffic management for the events be endorsed, subject to conditions as detailed in the Director Engineering Services' report.

**5.1.8. NAPOLEON REEF ROAD CURVE CENTRELINE MARKING**

**File No: 25.00273-045**

**MINUTE**

**RESOLVED:**

That Council install centreline dividing double barrier lines on the curves between Walang Drive and Napoleon Reef Road Quarry, located adjacent to 163 Napoleon Reef Road, as detailed in the Director Engineering Services' report.

**5.1.9. TRAFFIC CALMING AROUND RAGLAN PUBLIC SCHOOL**

**File No: 28.00007-06**

**MINUTE**

**RESOLVED:**

That Council approve the installation of traffic calming in the streets surrounding Raglan Public School, subject to public consultation outcomes.

**5.1.10. GIVE WAY SIGN - INTERSECTION OF VICTORIA STREET & DARLING STREET EGLINTON**

**File No: 28.00007-06**

**MINUTE**

**RESOLVED:**

That Council approve the installation of "Give Way" signage at the four-way intersection of Victoria Street and Darling Street, Eglinton.

**8. MEETING CLOSE**

**MINUTE**

The Meeting closed at 2.30 pm.

Cr John Fry July 21 motion to Council:

**Motion:**

“That Bathurst Regional Council provide annual financial support equivalent to the existing groups for The Australian Landscape Science Institute (TALS) to expand the restoration work of the Ben Chifley Catchment Steering Committee, Vale Creek Landcare and the Winburndale users groups.”

**Our Water Future**

The “Our Water Future” works aims to provide increased water security, improve water quality, increased farm production and biodiversity by repairing erosion, constructing ponds, wetlands and contours in the Bathurst watershed.

The Australian landscape Science Institute limited was formed in 2018 to promote a new vision to restore Australian landscapes and climate. See: [www.tals.org.au](http://www.tals.org.au)

Support for the Bathurst Region Watershed Restoration works “Restoring the Central West” has been approved by Bathurst Regional Council – the “Our Water Future” work will build on the successes of existing groups to provide increased economic and water security for the residents, farmers, graziers and businesses of the Bathurst region. Downstream water users will also benefit from a more reliable water supply and water based sport and recreation activities will be improved.

In December 2019 Bathurst residents, along with many other inland communities in NSW, had 20 weeks water storage remaining. Emergency measures were in place including NSW Government grants to Bathurst of \$25 million for water security infrastructure. The proposed restoration work will link the current water security engineering work managed by Bathurst Regional Council to the wider catchment.

The restoration work will use proven and scientifically validated civil and environmental engineering techniques to better manage our water - cool landscapes, rehydrate soil, reduce nutrient and chemical runoff, recharge underground gravel beds and aquifers, manage salinity, repair eroded streams and wetlands, increase grass production on farms, suppress weed growth, and support biodiversity and threatened species habitat in protected areas.



Some methodologies we have available include Landcare, Natural Sequence Farming, Natural Landscape Functions, Indigenous cultural flows and Holistic Management, biological farming, organic farming, regenerative farming and ecological restoration.

Cooler landscapes will lead to increased rainfall in the catchment. Engineered storm buffering will reduce property damage and provide more resilience to floods, droughts and fires.

We have an integrated approach to extend our water supplies during future droughts, which are becoming more intense due to erratic rainfall, increasing landscape drying/vegetation loss and continuing average temperature increases. Regional growth is increasing at unprecedented rates and this work is essential to service our growing population which will benefit from improved physical and mental health.

The TALS network and associates will coordinate the work in partnerships with the Bathurst and Oberon councils, government and non-government groups, Landcare groups, universities and the member land managers of the Ben Chifley Catchment Steering Committee that manages their 1,000 km sq catchment. We will also work with the Vale Creek Landcare and the Winburndale users groups to improve water flows during droughts.

Connect – design – build – maintain: TALS will establish a “group of peers” to represent all interests and lead and guide the process.

In 2021, we will build financial, technical, planning, scientific and construction partnerships. Political, institutional and community engagement will be essential and ongoing.

In 2022 we will begin a series of pilot demonstration projects subject to available resources. Increasing numbers of property owners have approached TALS with requests to assist with the ecological restoration of their properties.

The annual funding requested is between \$50,000 and \$100,000 to be used for administration and coordination costs for grant applications, compliance, media, on ground earth works pilot demonstration projects, project management research and training.

### References:

“Restoring The central West” tals.org. 2019.

“Bathurst Region State of the Environment Snapshot”. Bathurst Regional Council. 2019.

“Green Restoration Program Kosice region Landscape and Watershed Recovery” Kravik, 2021.

Compendium of Scientific Evidence. The Mulloon Institute for Environment, Farming and Society, science panel, 2020.

“Climate Change in a Land of Extremes” Earth Systems Climate Change Hub. CSIRO, BOM, ANU. 2021.

"Investing In Our catchments" Environment NSW 2004.

"Integrated Water Quality Modelling: The Ben Chifley Dam Case Study" Mysiak, Jakeman, Heathwaite, Newman, Smith and Letcher. Australian National University. 2002.