



Council Agenda

NOTICE OF MEETING

Notice is hereby given that an ordinary meeting of Council will be held in the

**Council Chamber – Glenelg Town Hall
Moseley Square, Glenelg**

Tuesday 26 March 2019 at 7.00pm

Justin Lynch
CHIEF EXECUTIVE OFFICER

Please note: This agenda contains Officers' reports and recommendations that will be considered by the Council. Any confidential items listed on the agenda will be circulated to Members separately.

AGENDA

Ordinary Council Meeting Agenda

1. OPENING

The Mayor will declare the meeting open at 7:00pm.

2. KAURNA ACKNOWLEDGEMENT

We acknowledge Kaurna people as the traditional owners and custodians of this land.

We respect their spiritual relationship with country that has developed over thousands of years, and the cultural heritage and beliefs that remain important to Kaurna People today.

3. PRAYER

Heavenly Father, we pray for your presence and guidance at our Council Meeting. Grant us your wisdom and protect our integrity as we carry out the powers and responsibilities entrusted to us on behalf of the community that we serve.

4. APOLOGIES

4.1 Apologies Received

4.2 Absent

5. ITEMS PRESENTED TO COUNCIL

6. DECLARATION OF INTEREST

If a Council Member has an interest (within the terms of the Local Government Act 1999) in a matter before the Council they are asked to disclose the interest to the Council and provide full and accurate details of the relevant interest. Members are reminded to declare their interest before each item.

7. CONFIRMATION OF MINUTES

Motion

That the minutes of the Ordinary Meeting of Council held on 12 March 2019 be taken as read and confirmed.

Moved Councillor _____, Seconded Councillor _____

Carried

8. PUBLIC PRESENTATIONS

8.1 **Petitions** - Nil

8.2 **Presentations** - Nil

8.3 **Deputations** - Nil

9. QUESTIONS BY MEMBERS9.1 **Without Notice**9.2 **On Notice - Nil****10. MEMBER'S ACTIVITY REPORTS - Nil****11. MOTIONS ON NOTICE**

11.1 Motion on Notice – Condolences and Support for Victims and Families of those Killed in Christchurch – Councillor Chabrel (Report No: 107/19)

11.2 Motion on Notice – Telstra Phone Booth – Mayor Wilson (Report No: 113/19)

12. ADJOURNED MATTERS - Nil**13. REPORTS OF MANAGEMENT COMMITTEES, SUBSIDIARIES AND THE DEVELOPMENT ASSESSMENT PANEL**

13.1 Minutes - Jetty Road Mainstreet Management Committee – 6 March 2019 (Report No: 104/19)

14. REPORTS BY OFFICERS

14.1 Items in Brief (Report No: 100/19)

14.2 Monthly Financial Report – 28 February 2019 (Report No: 101/19)

14.3 Election of Greater Adelaide Regional Organisation of Councils (GAROC) Representatives for 2 Casual Vacancies (Report No: 102/19)

14.4 Playspace Action Plan 2019 – 2029 (Report No: 103/19)

14.5 Bylaw Review (Report No: 110/19)

14.6 New Sub-Lease Agreement – Somerton Surf Lifesaving Club and Penelope McEwan Wallbridge (Report No: 106/19)

14.7 Moseley Square Smoke Free Areas (Report No: 108/19)

14.8 Public Toilet Signage – Jetty Road Glenelg (Report No: 109/19)

14.9 Appointment of Independent Member to Audit Committee (Report No: 111/19)

14.10 Brighton Oval – Updated Project Inclusions (Report No: 112/19)

15. RESOLUTIONS SUBJECT TO FORMAL MOTIONS

Presented for the information of Members is a listing of resolutions subject to formal resolutions, for Council and all Standing Committees, to adjourn or lay on the table items of Council business, for the current term of Council.

16. URGENT BUSINESS – Subject to the Leave of the Meeting**17. CLOSURE**

Item No: **11.1**

Subject: **MOTION ON NOTICE – CONDOLENCES AND SUPPORT FOR VICTIMS AND FAMILIES OF THOSE KILLED IN CHRISTCHURCH – COUNCILLOR CHABREL**

Date: 26 March 2019

PROPOSED MOTION

Councillor Chabrel proposed the following motion:

That in the wake of the terrorist attacks on the Al Noor Mosque and Linwood Islamic Centre in Christchurch New Zealand of 15 March 2019, which has killed 50 people and injured 50 more, the City of Holdfast Bay:

- 1. Offers its most sincere condolences to the victims, their loved ones and the people of Christchurch, New Zealand.**
 - 2. Recognises the attack was an assault on the values of religious freedom, tolerance, compassion and community.**
 - 3. Offers its solidarity and support for our local Islamic community at this most difficult time.**
-

Item No: **11.2**
Subject: **MOTION ON NOTICE – TELSTRA PHONE BOOTH – MAYOR WILSON**
Date: 26 March 2019

PROPOSED MOTION

Mayor Wilson proposed the following motion:

That the Council resolve to request to LGA to obtain a Senior Counsel’s legal opinion on behalf of all affected Councils which is limited in scope to the following:

- (a) What is the definition of a ‘Phone Booth’.**
 - (b) Can a declaration be sought in the Federal Court that the advertising display is not a ‘Phone Booth’ and, if so, what is the likelihood of success.**
-

BACKGROUND

Telstra have installed telephone booth advertising throughout the City of Holdfast Bay. Third party advertising is displayed.

By way of letter dated 9 May 2018 to Ekistics, lawyers state that “The effect of the Telecommunications Act and the LIF determination is that a phone booth may be installed and used to display advertising related to the supply of standard telephone services without the need for development approval.”

The question must therefore be asked “what is a phone booth’. It has been said that these devices are advertising billboards masquerading as phone booths.

Item No: **13.1**

Subject: **MINUTES – JETTY ROAD MAINSTREET MANAGEMENT COMMITTEE – 6 MARCH 2019**

Date: 26 March 2019

Written By: General Manager Community Services

General Manager: Community Services, Ms Marnie Lock

SUMMARY

The minutes of the meeting of the Jetty Road Mainstreet Committee meeting held on 6 March 2019 are attached and presented for Council’s information.

Jetty Road Mainstreet Committee Agendas, Reports, and Minutes are all available on Council’s website and the meetings are open to the public.

RECOMMENDATION

That Council notes the minutes of the meeting of the Jetty Road Mainstreet Committee of 6 March 2019.

COMMUNITY PLAN

Placemaking: Creating vibrant and safe places
Community: Providing welcoming and accessible facilities
Economy: Supporting and growing local business
Economy: Making it easier to do business
Economy: Boosting our visitor economy
Culture: Being financially accountable
Culture: Supporting excellent, efficient operations
Culture: Being financially accountable

COUNCIL POLICY

Not Applicable.

STATUTORY PROVISIONS

Not Applicable.

BACKGROUND

The Jetty Road Mainstreet Committee (JRMC) has been established to undertake work to benefit the traders on Jetty Road Glenelg, using the separate rate raised for this purpose. Council has endorsed the Committee's Terms of Reference and given the Committee delegated authority to manage the business of the Committee.

Jetty Road Mainstreet Committee Agendas, Reports, and Minutes are all available on Council's website and the meetings are open to the public.

REPORT

Minutes of the meeting of JRMC held on 6 March 2019 are attached for member's information.

BUDGET

Not applicable

LIFE CYCLE COSTS

Not Applicable

CITY OF HOLDFAST BAY

Minutes of the meeting of the Jetty Road Mainstreet Committee of the City of Holdfast Bay held in the Glenelg Library Meeting Room, Colley Terrace, Glenelg on Wednesday 6 March 2019 at 6:00pm.

PRESENT

Elected Members

Councillor W Miller

Community Representatives

Chairman, Fawkes & Co, Mr M Faulkner
Maio's Group, Mr C Maio's
Ikos Holdings Trust, Mr A Fotopoulos
Elite Choice Home Improvements, Ms E Leenearts
Cibo Espresso, Mr T Beatrice
Beach Burrito Company, Mr A Warren
Caruso Fruit and Veg, Mr R Caruso

Staff

Jetty Road Development Coordinator – Ms A Brown
Manager City Activation – Ms S Heading
General Manager Community Services – Ms M Lock

1. OPENING

The Chairman declared the meeting open at 6:15pm

2. APOLOGIES

2.1 Leave of Absence - Councillor R Abley, S Robinson and E Fassina

2.2 For Absence – Nil

3. DECLARATION OF INTEREST

Members were reminded to declare any interest before each item.

4. CONFIRMATION OF MINUTES**Motion**

That the minutes of the Jetty Road Mainstreet Committee held on 6 February 2019 and Special Meeting held on 20 February 2019 be taken as read and confirmed.

Moved C Maios, Seconded T Beatrice

Carried

5. QUESTIONS BY MEMBERS

5.1 Without Notice - Nil

5.2 With Notice - Nil

6. MOTIONS ON NOTICE Nil**7. REPORTS/ITEMS OF BUSINESS**

7.1 JRMC Monthly Finance Report (Report No: 81/19)

The Jetty Road Mainstreet Committee January 2019 variance report is prepared by the Jetty Road Development Coordinator and is presented for information to the members of the Jetty Road Mainstreet Committee.

Motion

That the Jetty Road Mainstreet Committee note this report.

Moved A Warren, Seconded T Beatrice

Carried

7.2 Boxing Day Trade (Report No: 82/19)

This report provides a summary of insights from the precinct in regards to trade on 26 December 2018 following a special exemption that was granted by Treasurer Rob Lucas in November 2018 that allowed shops in suburban areas to trade for the first time between 9:00am and 5:00pm on Boxing Day. In addition to Boxing Day trading hours, extra trading hours were approved by the State Government in the lead up to the 2018 Christmas period and for the post-Christmas sales period. The Jetty Road Development Coordinator will present some insights from Spendmapp on industry performance in the precinct.

R Caruso entered the meeting at 6.17pm

Motion

That the Jetty Road Mainstreet Committee note this report.

Moved W Miller, Seconded A Fotopoulos

Carried

7.3 Community Safety and Wellbeing (Report No: 83/19)

A representative of the JRMC has brought to the attention of the Jetty Road Development Coordinator a growing number of complaints of disruptive behaviour, theft from some shops and an attempted theft in the eastern end of the Jetty Road. These incidents are having an impact on community safety. The trader community are advised to contact the Glenelg Police Station to report any disruptive behaviour or theft. It has been noted by a couple of traders that responses from the Glenelg Police Station are that they are unavailable or late to respond. The Chair of the JRMC will write to relevant Government Ministers to seek support and a coordinated approach on the matter.

Motion

That the Jetty Road Mainstreet Committee note this report.

Moved T Beatrice, Seconded R Caruso

Carried

7.4 Marketing Update (Report No: 84/19)

The report provides an update on marketing initiatives being undertaken from the Jetty Road Mainstreet Committee 2018/19 Marketing Plan and initiatives aligned to the delivery of the Jetty Road Glenelg Retail Strategy 2018-2022.

Motion

That the Jetty Road Mainstreet Committee note this report.

Moved R Caruso, Seconded C Maios

Carried

8. URGENT BUSINESS –

8.1 Governance Model – Council Workshop

Ms A Brown reported that the following questions were raised at Council workshop regarding the Governance Model.

- Selection process for Committee members
- External Agency fees seemed low
- Clarification on the number of businesses surveyed
- Why was the incorporated association model favoured over other models

8.2 CEO Resignation

Ms A Brown advised that Justin Lynch's last day is 21 March 2019 and that the General Manager Business Services, Roberto Bria has been appointed as Acting CEO.

8.3 Beach Burrito Event

A Warren advised that their second street festival event featuring local bands will be held on 23 March 2019. Mr Warren is seeking \$2000 financial support from the Committee to assist with stage setup , bunting and road closure costs.

8.4 Message from the Chair

M Faulkner gave a farewell speech and thanked the Committee for their time and support. Further thanks was given to:

Con Maios for his support and Vice Chair role.

Rocco Caruso for his long service on the Committee.

Elise Fassina for her service on the Committee.

The Committee for their support for his role as Chair.

Justin Lynch for his support and advice.

Marni and Alex thanked.

Mark acknowledged some of the achievements and highlights from the Committee over the last four years and wished the new Committee well and asked that they keep driving decisions to support the traders.

9. DATE AND TIME OF NEXT MEETING

The next meeting of the Jetty Road Mainstreet Committee will be held on Wednesday 3 April 2019 in the Glenelg Library Meeting Room, Colley Terrace, Glenelg.

10. CLOSURE

The meeting closed at 7.15pm.

CONFIRMED Wednesday 3 April 2019

CHAIRMAN

Item No: **14.1**

Subject: **ITEMS IN BRIEF**

Date: 26 March 2019

Written By: Personal Assistant

General Manager: Business Services, Mr R Bria

SUMMARY

These items are presented for the information of Members.

After noting the report any items of interest can be discussed and, if required, further motions proposed.

RECOMMENDATION

That the following items be noted and items of interest discussed:

- 1. Call for Nominations to Metropolitan Local Government Strategic Roads Committee**
 - 2. Letter to the Hon Michelle Lensink, Minister for Human Services**
 - 3. Letter from Stephen Patterson MP, in response to Mayor Amanda Wilson's letter regarding police presence in Moseley Square**
 - 4. Letter to and from Mr Stuart Smith, CEO of NOPSEMA**
 - 5. Letter from the Hon Stephan Knoll MP**
 - 6. Letter to Corey Wingard MP and Response from Stephen Patterson MP re Glenelg Primary School Pedestrian Crossing**
-

COMMUNITY PLAN

Culture: Supporting excellent, efficient operations

COUNCIL POLICY

Not applicable

STATUTORY PROVISIONS

Not applicable

REPORT

1. **Call for Nominations to Metropolitan Local Government Strategic Roads Committee**

The LGA Secretariat is calling for nominations to fill three vacancies on the Metropolitan Strategic Roads Committee (MSRC) for the 2019 Special Local Roads Program (SLRP) application round.

The call is for the following Committee members:

- one elected member representative from metropolitan Councils north of the River Torrens
- one officer representative from metropolitan Councils north of the River Torrens
- one elected member representative from metropolitan Councils south of the River Torrens

The MSRC was established by the former Metropolitan Local Government Group (MLGG) to determine and recommend priorities for Special Local Roads Program funding on behalf of all metropolitan councils. Metropolitan councils submit funding proposals to the MSRC for assessment and the MSRC then makes recommendations to the Local Government Transport Advisory Panel (LGTAP).

The Terms of Reference attached for the Metropolitan Strategic Roads Committee outline membership is comprised of five persons, consisting of:

- one elected member representative from metropolitan Councils north of the River Torrens (vacant);
- one officer representative from metropolitan Councils north of the River Torrens (vacant);
- one elected member representative from metropolitan Councils south of the River Torrens (vacant);
- one officer representative from metropolitan Councils south of the River Torrens (Currently- Mr Russell King, City of Mitcham); and
- one officer representative from the Adelaide City Council (Currently Mr Klinton Devenish, City of Adelaide).

Refer Attachment 1

It is necessary that the three vacancies be filled in order for the MSRC to perform its role in the 2019 SLRP application round. Members of the MSRC will need to be available during the week commencing 29 April to attend its annual meeting to review 2019 Special Local Roads Program applications.

The time commitment for members of the MSRC is estimated to be generally one two-hour meeting per year plus time to read and review SLRP applications.

The City of Holdfast Bay is south of the River Torrens so an elected member can be nominated as the representative south of the River Torrens. A nominee will need to complete the nomination form including relevant skills, knowledge and/or experience and any other comments (up to one page).

Refer Attachment 2

Nominations must be received by the LGA by 22 March 2019. If one nomination is received for a position, that persons will be appointed to the MSRC. If more than one nomination is received for a position, GAROC will review the nominations received and appoint members to the MSRC.

2. **Letter to the Hon Michelle Lensink, Minister for Human Services**

A letter to the Hon Michelle Lensink, Minister for Human Services from Mayor Amanda Wilson has been sent in relation to the Glenelg Lodge situated at 26 Byron Street Glenelg in reference to their perceived anti-social behavior.

Refer Attachment 3

3. **Letter from Stephen Patterson MP**

Letter from Stephen Patterson MP, in response to Mayor Amanda Wilson's letter of 18 January 2019 which was placed in the Items in Brief Report, 29 January 2019, regarding police presence in Moseley Square, Glenelg required to end of April 2019.

Refer Attachment 4

4. **Letter to and from Mr Stuart Smith, CEO of NOPSEMA**

A letter to Mr Stuart Smith, CEO of NOPSEMA was sent by Mayor Amanda Wilson outlining the City of Holdfast Bay's opposition of any oil or gas exploration and drilling in the Great Australian Bight.

Refer Attachment 5

A response letter from Mr Stuart Smith, CEO of NOPSEMA has been received outlining the organisation's stance on this matter.

Refer Attachment 6

5. **Letter from the Hon Stephan Knoll MP**

A letter has been received from the Hon Stephan Knoll MP enclosing details regarding several areas in Local Government and activity from a roundtable discussion with Mayors held across South Australia on 20 February 2019.

Refer Attachment 7

If Members would like to put forward any ideas of interest pertaining to this information, please forward this to Nicole Roberts, Team Leader Governance, who will coordinate a response.

6. **Letter to Corey Wingard MP and Response from Stephen Patterson MP re Glenelg Primary School Pedestrian Crossing**

A letter was written by Mayor Wilson to Corey Wingard MP regarding safety concerns at the pedestrian crossing for the Glenelg Primary School on Diagonal Road. Also is attached a response from Stephen Patterson MP

Refer Attachment 8

Nominations for the Metropolitan Local Government Strategic Roads Committee

This form must be completed by Council submitted as a word document to lea.bacon@lga.sa.gov.au

Council Name:			
Full Name of Nominee:			
Position/Title:			
Address:			
Work Phone:		Mobile:	
Email:			
1. <u>Summary of relevant skills, knowledge and/or experience</u>			
2. <u>Other comments in relation to this role</u>			

Please do not exceed one page.

Attachment 3



METROPOLITAN STRATEGIC ROADS COMMITTEE

TERMS OF REFERENCE

Introduction

The Metropolitan Local Government Strategic Roads Committee (MSRC) is established to effect a formal regional assessment process for deliberation of strategic metropolitan road funding priorities. All metropolitan Council applications for funding submissions to Special Local Roads are to be submitted through the MSRC assessment format.

Metropolitan Council Membership

Reference to metropolitan Councils shall include those Councils which collectively constitute the Metropolitan Local Government Group as identified in the LGA Constitution and as amended from time to time.

Funding Process

Funding for strategic local roads in South Australia is made available under the South Australian Special Local Roads Program.

Funding for the Special Local Roads Program is provided from:

- 15% of Identified Local Road Grants; and
- 15% of Roads to Recovery 2.

Funding is also available under the Strategic Pool of Roads to Recovery 2.

The Local Government Transport Advisory Panel (LGTAP)

The Local Government Transport Advisory Panel (LGTAP) has previously been established to consider submissions for strategic road funding under the Special Local Roads Program (SLRP) and the strategic pool of Roads to Recovery 2 (R2R2).

The Local Government Transport Advisory Panel (LGTAP) annually calls for submissions from Regional Local Government Associations for projects to be funded under the Special Local Roads Program.

Regional strategic projects submitted are assessed under the "fit for purpose" categories of freight, tourism and social.

The Metropolitan Local Government Strategic Roads Committee (MSRC)

The Metropolitan Local Government Strategic Roads Committee (MSRC) is now established to provide advice to the Local Government Transport Advisory Panel (LGTAP) for the recommendation of strategic metropolitan road funding projects under SA Special Local Roads Program.

Process

Following written request from the LGTAP to the Metropolitan Local Government Group a call will be made to metropolitan Councils for strategic road funding applications.

The MSRC will consider applications from metropolitan Councils or consortiums of metropolitan Councils and propose a program of works across Adelaide for allocation of funding.

MSRC in making its recommendations will give due weight to

- The prioritisation scores awarded to individual applications through a computer based scoring system, originally developed by the SA Grants Commission. The scoring

system provides a numerical score based on inputs including traffic volume and equivalent standard axle figures.

- The Strategic Roads Hierarchy for metropolitan Adelaide, developed in 2009/2010
- State Government planning documents.

Membership

The MSRC members will be appointed by the Metropolitan Local Government Group and/or the Metropolitan Local Government Group Executive Committee. The MSRC will have membership of five persons, consisting of,

- one Elected Member representative from metropolitan Councils north of the River Torrens;
- one officer representative from metropolitan Councils north of the River Torrens;
- one Elected Member representative from metropolitan Councils south of the River Torrens;
- one officer representative from metropolitan Councils south of the River Torrens; and
- one officer representative from the Adelaide City Council.

The MSRC may appoint its own Chairperson and determine its own meeting procedures.

Executive Support

Executive support for the Committee will be provided by the LGA. Executive support shall be non voting.

Reporting

The outcomes of MSRC deliberations will be provided to the Metropolitan Local Government Group.

Review

The membership and terms of reference of the MSRC will be reviewed from time to time as determined by the MLGG.

Reviewed and endorsed: MLGG 27 January 2011



holdfast.sa.gov.au

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PO Box 19 Brighton SA 5048

P 08 8229 9999 F 08 8298 4561

Glenelg Customer Service Centre and Library
2 Colley Terrace, Glenelg SA 5045

OFFICE OF THE MAYOR

7 March 2019

Hon. Michelle Lensink
Minister for Human Services
Level 12, 1 King William Street
ADELAIDE SA 5000
EMAIL: michelle.lensink@parliament.sa.gov.au and dhsministerforhumanservices@sa.gov.au

Dear Minister Lensink,

Re: Glenelg Lodge – 26 Byron Street, Glenelg

I write with regard to a concerning issue that has recently been raised by both Council and residents, which pertains to the Glenelg Supportive Care, otherwise known as Glenelg Lodge, located at 26 Byron Street Glenelg.

While I acknowledge Glenelg Lodge both offers accommodation to and provides various important services for the aged, persons with a disability, those undergoing rehabilitation, as well as those needing emergency accommodation, it has been brought to my attention that in addition to the aforementioned, the facility now hosts guests who have been released from correctional services/facilities and/or suffering from a mental illness.

I have received recent anecdotal feedback of a negative change in the overall behavior of occupants residing at the facility, which has been validated by the knowledge that this facility and those residing there have become increasingly known to the South Australian Police; due to increased instances of public and domestic disturbance at the address.

I have a growing concern that should services continue to be provided to this 'new' clientele, the reasonable peace of our residents, the amenity of the area, and the community's safety will be jeopardised.

Can you please advise:

1. How many boarding houses/support accommodation facilities there are in the Glenelg area?
2. What steps can be taken to ensure that such individuals living in such facilities within the Glenelg area do not result in an increase in criminal activity?

In addition, I have a valid concern that the recent increase in anti-social behavior from this location has been compounded by the reduction in operational hours of the Glenelg Police Station, as well as the apparent reduction of police presence in Glenelg.

Yours sincerely,

Amanda Wilson
MAYOR

Cc: *Stephen Patterson - Member for Morphett*
morphett@parliament.sa.gov.au

Hon. Corey Wingard - Member for Gibson
gibson@parliament.sa.gov.au

Vicki Richards – Resident of Sussex Street, Glenelg





STEPHEN PATTERSON MP

MEMBER FOR MORPHETT



8th March 2019

Mayor Amanda Wilson
City of Holdfast Bay
Via Email: lgallacher@holdfast.sa.gov.au

Dear Mayor Wilson

I write to you in response to your enquiry in relation to Police presence in Moseley Square.

Recently I met with Superintendent Anthony Fioravanti and Chief Inspector Ian Browne from the Western District of SA Police to discuss various policing matters across the electorate of Morphett.

I took this opportunity to raise your concerns around Police Officers' presence on foot around Moseley Square in general, but also specifically on the night of 12th January 2019.

You can rest assured there was a Police presence in Glenelg and Moseley Square on the night of 12th January, whilst you were enjoying your night nearby Moseley Square.

Without going into operational reasons, whilst you may not have seen a Police presence, according to the Police there was a significant number of taskings in and around Glenelg and Moseley Square which required Police attendance on the night in question. Additionally, the Licensing Enforcement Branch was active at hotels in Moseley Square that night to ensure Licensing conditions were being complied with and ensuring patrons' safety.

You made comment around visible presence and whilst that is a legitimate policing strategy, Police deploy to priority areas dependant on crime and available intelligence.

At a more general level, I was encouraged by the Operation Safe Shores focusing on coastal suburbs, including Glenelg. I will continue to advocate for this program.



STEPHEN PATTERSON MP

MEMBER FOR MORPHETT



Our Police work extremely hard to protect both locals and tourists within Glenelg and surrounding areas. I can only provide you with a positive report and hope this satisfies your enquiry.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Stephen Patterson'.

STEPHEN PATTERSON MP
Member for Morphett

Copy: The Hon Corey Wingard MP, Minister for Police, Emergency Services & Correctional Services
Via Email: ministerwingard@sa.gov.au



holdfast.sa.gov.au

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2 Colley Terrace, Glenelg SA 5045

OFFICE OF THE MAYOR

22 February 2019

Mr Stuart Smith
Chief Executive Officer
NOPSEMA
GPO Pox 2568
PERTH WA 6001

VIA EMAIL: environment@nopsema.gov.au

Dear Mr Stuart Smith

Re: Equinor Stromlo-1 Exploration Drilling Program Draft Environment Plan

This letter is to inform to you that the City of Holdfast Bay opposes oil and gas exploration and drilling in the Great Australian Bight.

I understand the role of NOPSEMA in managing the offshore petroleum activities and have faith in its capability to manage the risks to the environment appropriately.

However, it is evident from Council discussions that our community is extremely concerned about the significant risks related to the proposed exploration activities in the marine environment of the Great Australian Bight. The risks and likelihood of catastrophic damage from an oil spill to both the unique biodiversity found in and near the Great Australian Bight, and to coastal environments much further away, far outweigh any economic benefits.

We are a coastal community that strongly values its clean coastal environment, with easy access to our beautiful beaches and marine environment, of the Gulf St Vincent. Our economy relies on activities and high profile events generated by the tourism industry that showcase our coastal assets. Any risk to these features will be a grave concern for our community.

We believe that no environmental plan could mitigate the extraordinary risks that come with having an offshore drilling platform in the deepest, roughest, furthest offshore location in the world.

Amanda Wilson
MAYOR



Our ref: A661127
Contact: Owen Wilson 08 6188 8794
Email: owen.wilson@nopsema.gov.au

Ms Amanda Wilson
Mayor
City of Holdfast Bay
24 Jetty Road
BRIGHTON SA 5048

By email: mail@holdfast.sa.gov.au

Dear Ms Wilson

Thank you for your correspondence of 22 February 2019 in relation to oil and gas exploration and drilling in the Great Australian Bight.

I note that the City of Holdfast Bay is opposed to oil and gas exploration in the Great Australian Bight and provide the following information for your consideration.

The National Offshore Petroleum Safety and Environmental Management Authority (NOPSEMA) is an independent statutory authority which regulates safety, well integrity and environmental management of offshore petroleum and greenhouse gas operations in Australian Commonwealth waters.

As the independent regulator of the offshore oil and gas industry, NOPSEMA is not involved in Government policy decisions pertaining to whether fossil fuels should be exploited, the selection or release of areas for petroleum exploration and development or in the granting of petroleum titles.

Titleholders in the Great Australian Bight have been granted rights to explore for petroleum within the boundaries of their titles by the Joint Authority (the responsible Commonwealth and South Australian Ministers).

Once an area is determined to be suitable for offshore petroleum activities and permits have been granted by relevant Ministers, it is NOPSEMA's role to assess whether these activities will be appropriately managed in accordance with the requirements of Commonwealth law.

Given NOPSEMA's role and functions, the authority is not in a position to consider general opposition to oil and gas exploration in the Great Australian Bight. This is a matter of government policy that should be raised through the appropriate channels.

I understand that similar proposals to stop oil and gas exploration and development in the Great Australian Bight have recently been considered by Government through two separate Commonwealth Senate Committees.

The Senate Environment and Communications Legislation Committee considered this matter in the context of the proposed *"Great Australian Bight Environment Protection Bill 2016"* and the Senate Environment and Communications References Committee similarly considered this matter through its inquiry into *"Oil or gas production in the Great Australian Bight"*. The final reports of those committees and the government responses to recommendations raised are available at;
http://www.aph.gov.au/Parliamentary_Business/Committees/Senate/Environment_and_Communications/Completed_inquiries

As a Commonwealth statutory authority, NOPSEMA's decision making is bound by the requirements of the legislation that it administers. Therefore I would like to offer you my assurance that NOPSEMA will not accept any proposal for exploration in the Great Australian Bight which fails to demonstrate compliance with the legal requirements that apply to the activity.

Should you have any further questions please contact Mr Owen Wilson, A/Manager Communications and Stakeholder Engagement on (08) 6188 8794.

Yours sincerely

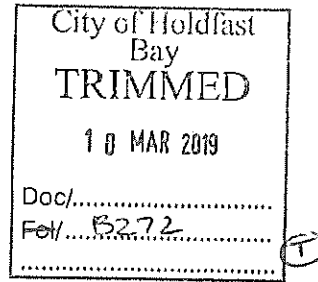


Stuart Smith
Chief Executive Officer

7 March 2019

2018/23560/T01

Mayor Amanda Wilson
City of Holdfast Bay
PO Box 19
BRIGHTON SA 5048



Government
of South Australia

The Hon Stephan Knoll MP
Member for Schubert

Dear Mayor ^{Amanda} Wilson

On 20 February 2019, the Premier and I held a roundtable discussion with 45 Mayors from across South Australia to discuss potential local government reform. I found the discussion at the Roundtable on local government reform most valuable as I consider legislative review over the course of 2019.

As I mentioned on the day, there are several areas of local government and activity that I think could benefit from a fresh look and sensible reform. These are:

Stronger council member capacity and better conduct

I am aware that the Code of Conduct for Council Members needs to be reviewed. This is an important tool that can assist all council members to act in the best interests of their communities, and to ensure that their decisions are always made with the highest standards of integrity. However, I would like the legislative review to extend beyond the role of a formal Code to consider what tools councils need to ensure that relationships amongst their members are constructive, and that all council members have the knowledge and skills to perform their roles.

Lower costs and enhanced financial accountability

I also aim to ensure that the legislative provisions that guide all councils' financial accountability deliver a system of local government that your constituents see as robust, sustainable and transparent. This will ensure that the people who provide the taxes you rely on are both fully informed of your council's performance, and feel confident in your operations and position.

Efficient and transparent local government representation

I will also incorporate a review of the 2018 local government elections within this broader reform program. This review may consider all aspects of local government elections, including voting methods, timing of elections, the role of candidate donations and information provided to voters.

Simpler regulation

Finally, I also see a broad based review of the *Local Government Act 1999* as an opportunity to identify statutory requirements whose costs outweigh their public benefits. I would appreciate hearing of any ideas you may have on possible legislative improvements that allow your council to better focus on the services that your community values most.

Minister for Transport, Infrastructure and Local Government
Minister for Planning

Roma Mitchell House Adelaide SA 5000 | GPO Box 1533 Adelaide SA 5001 DX 171
Tel 08 7109 8430 | Email ministerknoll@sa.gov.au



Prior to developing any proposals for legislative reform, I would like to hear all ideas for improvements from across the local government sector. I therefore invite you and your council to submit any feedback on the above four reform areas, or suggestions for other improvements that you think should be considered.

I would appreciate receiving any submissions by Friday 26 April 2019. Information on the reform program is available from the OLG website, www.dpti.sa.gov.au/local_govt.

To maximise the value of your contribution, I would appreciate your considered ideas for reform that include an appropriate level of detail and identifies possible solutions that focus on real benefits to your ratepayers and communities.

You may wish to note that I will also requested ideas for local government reform from the community more widely. I would encourage your community to contribute to the reform conversation at YourSAy.

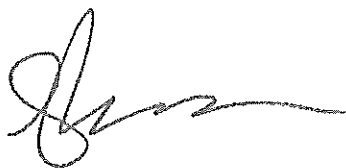
Following the consideration of all ideas, it is my intention to release a paper in mid-2019 that discusses ideas and opportunities within the four reform areas and other reforms that may arise through consultation with the sector and communities. This will enable further discussion on proposals for reform before a Local Government Reform Amendment Bill is developed in early 2020.

However, if matters are identified that can bring immediate benefit to councils and their communities, I will consider taking an initial reform Bill forward in mid-2019. You may wish to comment on such improvements in any submission you make.

You may also wish to note that I have written to all South Australian council members, as I am keen to highlight the opportunity this reform program brings to improve local government, and to maximise my engagement with all councils.

I look forward to working with you, your council and your communities as we identify and progress real improvements to the system of local government in our State.

Yours sincerely



**HON STEPHAN KNOLL MP
MINISTER FOR TRANSPORT, INFRASTRUCTURE AND LOCAL GOVERNMENT
MINISTER FOR PLANNING**

8 March 2019



holdfast.sa.gov.au

Brighton Civic Centre 24 Jetty Road, Brighton SA 5048

PO Box 19 Brighton SA 5048

P 08 8229 9999 F 08 8298 4561

Glenelg Customer Service Centre and Library
2 Colley Terrace, Glenelg SA 5045

OFFICE OF THE MAYOR

26 November 2018

Corey Wingard MP
Member for Gibson
Level 2, 1 Milham Street
Oaklands Park SA 5046

VIA EMAIL

Dear Minister Wingard,

Safety at the pedestrian crossing on Diagonal Road at Glenelg Primary School

Council has received concerns regarding the pedestrian actuated crossing (PAC) on Diagonal Road located at Glenelg Primary School.

Parents and the school have raised pedestrian safety due to driver noncompliance with the red signal at this crossing for many years.

Several years ago, a fixed safety camera was installed at this crossing; however, reports of noncompliance with the red signal continue to be reported.

Could the Minister advise how many times the red light camera is triggered due to noncompliance?

It would also be appreciated if the Minister could raise safety at this PAC with the Hon Stephan Knoll in his capacity as Minister for Transport, Infrastructure and Local Government.

As Diagonal Road is under the care and control of the Department of Planning, Transport and Infrastructure, Council would ask that the Department investigate any further measures available to improve safety at this crossing.

Yours sincerely,

Amanda Wilson
Mayor

cc. Hon Stephen Patterson



Hon Stephan Knoll MP

Minister for Transport, Infrastructure and Local Government

Stephen Patterson MP

Member for Morphett

Thursday 14 March 2019

Community calls answered to enhance pedestrian crossing safety

Pedestrian crossing warning signs located on Diagonal Road near Glenelg Primary School will be relocated to a more visible area to enhance the safety of students and local residents, after concerns were raised by parents in the area.

Signs warning motorists of the crossing will be relocated from the side of the road to the centre of the median strip, to ensure they are in full view of drivers.

Minister for Transport, Infrastructure and Local Government Stephan Knoll says the changes are crucial to ensure the safety of residents.

“The community has raised concerns over the safety of this pedestrian crossing and the Marshall Liberal Government is listening,” said Minister Knoll.

“Parents are concerned over the safety of their children and these changes will make the pedestrian crossing more visible to drivers.

“Stephen Patterson has been fighting for this upgrade on behalf of his community for some time now and thanks in part to his advocacy these important works are going ahead.

“Data from DPTI shows several cars a week are issued red light infringements near the crossing, which reinforces the need for this important change.”

Member for Morphett Stephen Patterson says the safety of the local residents is the top priority.

“Members of the community have been very vocal in calling for changes to this pedestrian crossing, and I’m proud to be part of the government delivering these important changes,” said Mr Patterson.

“The improved visibility of the warning signs will reduce the number of near misses we’ve seen in recent months.

“I’m also working with the local council to ensure the regular maintenance of nearby trees, to ensure the signs remain visible to motorists at all times.

“The Marshall Liberal Government also remains committed to the installation of a safety barrier along the footpath adjacent to the school to further enhance safety.”

Relocation of the signs will be completed within the next three months.



STEPHEN PATTERSON MP

MEMBER FOR MORPHETT



19th March 2019

Mayor Amanda Wilson
City of Holdfast Bay
Via Email: lgallacher@holdfast.sa.gov.au

Dear Mayor Wilson

Glenelg Primary School – Pedestrian Crossing

I write to you in relation to the pedestrian crossing at Glenelg Primary School.

In conjunction with the Hon Stephan Knoll MP, the Minister for Transport, Infrastructure and Local Government, I have been working to improve the safety of our community through tangible outcomes.

As such, I am pleased to announce that the pedestrian crossing warning signs located on Diagonal Road near Glenelg Primary School will be relocated to a more visible area to enhance the safety of students and local residents, after concerns were raised by parents in the area.

Signs warning motorists of the crossing will be relocated from the side of the road to the centre of the median strip, to ensure they are in full view of drivers.

The Marshall Liberal Government also remains committed to the installation of a safety barrier along the footpath adjacent to the school to further enhance safety.

These are just some of the ways I am working to improve the safety of our community.

Yours sincerely

STEPHEN PATTERSON MP
Member for Morphett

Copy: Media Release of 14th March 2019

Item No: **14.2**

Subject: **MONTHLY FINANCIAL REPORT – 28 FEBRUARY 2019**

Date: 26 March 2019

Written By: Management Accountant

General Manager: Business Services, Mr R Bria

SUMMARY

Attached are financial reports as at 28 February 2019. They comprise a Funds Statement and a Capital Expenditure Report for Council's municipal activities and Alwyndor Aged Care, and a month by month variance report for Council's municipal activities. The adjusted forecast budget includes the carried forward amount as approved by Council 14 August 2018 and the two quarterly budget updates approved by Council 23 October 2018 and 12 February 2019.

No changes to Alwyndor and Municipal budgets are recommended at this time, but the report highlights items that show a material variance from the YTD budget.

RECOMMENDATION

That Council receives the financial reports and budget update for the 8 months to 28 February 2019 and notes:

- **no change to the Municipal activities 2018/19 revised budget forecast;**
 - **no change to the Alwyndor Aged Care 2018/19 revised budget forecast.**
-

COMMUNITY PLAN

Culture: Being financially accountable

COUNCIL POLICY

Not applicable.

STATUTORY PROVISIONS

Not applicable.

BACKGROUND

Council receives financial reports each month comprising a Funds Statement and Capital Expenditure Report for each of Council's municipal activities and Alwyndor Aged Care.

The Funds Statements include an income statement and provide a link between the Operating Surplus/Deficit with the overall source and application of funds including the impact on cash and borrowings.

Refer Attachment 1

REPORT

The majority of the variances to date are due to budget and actuals timing differences over the first eight months of the financial year. A comprehensive budget review and update will be conducted for the period ending 31 March 2019 and will be reported to Council in April. The update will be reviewing forecast income and expenditure and will include any budget variances approved by council.

The majority of the variances to date are due to budget and actuals timing differences over the first eight months of the financial year. Details of the major variances, along with amounts and notes, for both Council Municipal and Alwyndor operations have been prepared and are attached to this report.

Refer Attachment 1

Alwyndor Aged Care

There are no changes to the Alwyndor revised budget forecast as approved by Council, however as with the Municipal budget, a comprehensive budget update will again be carried out for the period ending 31 March 2019.



City of Holdfast Bay Municipal Funds Statement as at February 2019

2018 - 2019 Original Budget \$'000	Year to Date				2018 - 2019 Adopted Forecast \$'000	Note
	Adopted Forecast \$'000	Actual \$'000	Variance \$'000			
(763)	(495)	(465)	(29)	Administrative Services	(747)	
1,637	880	876	4	FAG/R2R Grants	1,637	
(1,087)	(638)	(593)	(45)	Financial Services	(957)	
(9,033)	(4,517)	(4,519)	3	Financial Services-Depreciation	(9,033)	
(247)	-	-	-	Financial Services-Employee Leave Provisions	(247)	
(753)	(278)	(251)	(27)	Financial Services-Interest on Borrowings	(710)	
230	-	-	-	Financial Services-SRWRA	230	
34,292	34,813	34,804	8	General Rates	34,246	
(1,999)	(1,210)	(1,159)	(50)	Governance & Risk	(1,744)	1
(647)	(337)	(295)	(42)	Human Resources	(597)	
(2,732)	(2,107)	(2,054)	(53)	Strategy & Innovation	(3,028)	2
(675)	(328)	(302)	(26)	Business Development	(679)	
(968)	(583)	(550)	(33)	Community Development	(968)	
(347)	(201)	(237)	37	Community Engagement Admin	(347)	
(886)	(663)	(558)	(105)	Community Events	(886)	3
(289)	(175)	(205)	30	Community Services Administration	(289)	
(206)	(109)	(93)	(16)	Community Transport	(166)	
(8)	98	158	(60)	Community Wellbeing	(82)	4
(545)	(347)	(330)	(17)	Customer Service	(545)	
-	96	112	(16)	Jetty Road Mainstreet	(77)	
(1,435)	(843)	(811)	(32)	Library Services	(1,435)	
17	98	82	16	SA HACC	(25)	
(325)	(202)	(170)	(32)	Tourism & Marketing Admin	(325)	
(1,471)	(976)	(971)	(6)	Asset Management	(1,646)	
(1,494)	(930)	(908)	(23)	Assets and City Services	(1,449)	
36	50	84	(34)	Cemeteries	36	
590	593	710	(117)	City Regulation	727	5
935	733	698	35	Commercial - Brighton Caravan Park	935	
7	5	(12)	17	Commercial - Partridge House	7	
392	276	244	32	Commercial - Recreational Clubs Leases	392	
(903)	(501)	(468)	(34)	Development Services	(903)	
(569)	(267)	(227)	(40)	Environmental Services	(511)	
(407)	(299)	(292)	(7)	Infrastructure Maintenance	(457)	
(64)	(32)	(14)	(17)	Property Maintenance	(64)	
(7,310)	(4,638)	(4,613)	(25)	Public Spaces	(7,404)	6
(3,515)	(2,109)	(2,178)	69	Waste Management	(3,515)	7
-	-	(4)	4	Net Gain/Loss on Disposal of Assets - non cash item	-	
816	-	-	-	Less full cost attribution - % admin costs capitalised	816	
272	14,855	15,488	(633)	=Operating Surplus/(Deficit)	187	
-	-	4	(4)	Net Gain/loss on disposal of assets	-	
9,033	4,517	4,519	(3)	Depreciation	9,033	
17	-	-	-	Other Non Cash Items	17	
9,050	4,517	4,523	(7)	Plus Non Cash Items in Operating Surplus/(Deficit)	9,050	
9,322	19,372	20,011	(639)	=Funds Generated from Operating Activities	9,237	
9,585	6,361	6,330	31	Amounts Received for New/Upgraded Assets	8,657	
1,202	216	194	22	Proceeds from Disposal of Assets	1,363	
10,787	6,578	6,525	53	Plus Funds Sourced from Capital Activities	10,020	
(5,499)	(3,170)	(2,872)	(298)	Capital Expenditure on Renewal and Replacement	(6,235)	
(17,059)	(2,329)	(1,978)	(351)	Capital Expenditure on New and Upgraded Assets	(16,031)	
(22,558)	(5,499)	(4,850)	(649)	Less Total Capital Expenditure	(22,266)	8
208	202	195	6	Plus:Repayments of loan principal by sporting groups	208	
208	202	195	6	Plus/(less) funds provided (used) by Investing Activities	208	
(2,240)	20,652	21,881	(1,229)	= FUNDING SURPLUS/(REQUIREMENT)	(2,800)	
Funded by						
-	1,042	1,042	-	Increase/(Decrease) in Cash & Cash Equivalents	(300)	
-	19,031	20,236	(1,205)	Non Cash Changes in Net Current Assets	-	
(3,381)	-	-	-	Less: Proceeds from new borrowings	(3,641)	
1,141	579	602	(24)	Plus: Principal repayments of borrowings	1,141	
(2,240)	20,652	21,881	(1,229)	=Funding Application/(Source)	(2,800)	

Note 1 – Governance & Risk - \$50,000 favourable

Saving on local government election costs.

Note 2 – Strategy & Innovation - \$53,000 favourable

Salary savings due to temporary vacancies.

Note 3 – Community Events - \$105,000 favourable

Additional revenue raised from concerts on the beach, running of a ferris wheel and various summer markets and events (\$75,000), savings on various events including Australia Day (\$15,000) and Christmas Pageant (\$10,000).

Note 4 – Community Wellbeing - \$60,000 favourable

Current expenditure on the Commonwealth Home Support Program (CHSP) is below budget, however with an increase to community programs being offered it is anticipated that all funding will be utilised by 30 June 2019.

Note 5 – City Regulation - \$117,000 favourable

Revenue higher than forecast including food safety inspections (\$33,000), parking enforcement (\$24,000) and car park ticket machines (\$62,000). The increased ticket machine income is due in part to the introduction of a credit card payment option.

Note 6 – Public Spaces - \$25,000 favourable

Though currently showing a positive variance it is known that in due course we will be receiving a higher than normal water bill due to a very dry summer and the additional water usage this has required on Council's public spaces. A budget adjustment will be proposed as part of the March budget update to Council.

Note 7 – Waste Management - \$69,000 unfavourable

Higher waste disposal and collection costs due to an additional 190 tonnes of domestic rubbish at the end of February compared to the same time period last year (\$25,000) additionally collection rates in 2018/19 have increased at a higher indexation rate than budgeted for (\$45,000) – will be reviewed as part of the March budget update.

Note 8 – Capital Expenditure - \$649,000 favourable

The majority of variances are due to timing differences between budget and actual expenditure at the end of February. The capital program will continue to be reviewed to identify if all projects are to be completed in 2018/19, with Council to be informed of any that will need to be carried forward to 2019/20. Notable variances are:

- \$151,000 – Awaiting receipt of invoices as works progress with the Brighton Oval Clubrooms construction project.
- \$132,000 – Timing of detailed design works for the Jetty Road, Glenelg Masterplan currently behind expected budget expenditure.
- \$67,000 – Delayed delivery of a John Deere tractor.
- \$50,000 – Awaiting notification on whether a Federal Grant funding application has been successful before proceeding with the Glenelg Oval Masterplan design stage.
- \$42,000 – Kerb replacement project on Brighton Road now due to commence in April.



City of Holdfast Bay Capital Expenditure Summary by Budget Item to February 2019

2018-19 Original Budget \$'000	Year to Date			2018-19 Adopted Forecast \$'000
	Adopted Forecast \$'000	Actual \$'000	Variance \$'000	
(816)	-	-	- Full Cost Attribution	(816)
(280)	(175)	(144)	(31) Information Technology	(280)
(94)	(39)	-	(39) Commercial and Economic Enterprises	(94)
(86)	(67)	(64)	(3) Brighton Library	(86)
(8)	(8)	(8)	- Community Centres General Admin	(8)
-	(6)	(28)	22 Sport and Recreation	(90)
(12)	(1)	(1)	- Depot and Stores	(12)
(401)	(463)	(396)	(67) Machinery Operating	(840)
(642)	(689)	(729)	40 Road Construction and Re-seal Program	(725)
(60)	(78)	(78)	- Car Park Construction	(96)
(246)	(138)	(91)	(46) Footpath Program	(251)
(2,750)	(150)	(127)	(23) Stormwater Drainage Program	(1,853)
(70)	(70)	(80)	10 Traffic Control Construction Program	(70)
(661)	(618)	(552)	(66) Kerb and Water Table Construction Program	(699)
(110)	(110)	(97)	(13) Other Transport - Bus Shelters etc.	(110)
(5,439)	(1,086)	(788)	(298) Reserve Improvements Program	(3,771)
(1,711)	(561)	(516)	(45) Land, Buildings and Infrastructure Program	(1,888)
(3,726)	(262)	(177)	(85) Streetscape Program	(4,526)
(50)	(3)	-	(3) Street Lighting	(50)
(5,396)	(975)	(973)	(2) Foreshore Improvements Program	(5,898)
-	-	-	- Caravan Park - General	(102)
(22,558)	(5,499)	(4,850)	(649) Total	(22,266)



Alwyndor Aged Care Funds Statement as at 28 February 2019

2018-19 Original Budget \$'000	Year to Date				2018-19 Adopted Forecast \$'000
	Adopted Forecast \$'000	Actual YTD \$'000	Variance \$'000		
3,723	2,399	2,465	(66)	User Charges	3,582
10,224	6,731	6,665	66	Operating Grants and Subsidies	10,127
424	282	311	(29)	Investment Income	415
3,145	1,925	1,986	(61)	Reimbursements	2,996
1,934	1,324	1,363	(38)	Other Income	2,143
19,450	12,661	12,790	(129)	Operating Revenue	19,263
(14,039)	(9,262)	(9,195)	(67)	Employee Costs - Salaries & Wages	(14,121)
(4,248)	(2,823)	(2,902)	79	Materials, contracts and other expenses	(4,214)
(70)	(47)	(102)	56	Finance Charges	(93)
(907)	(716)	(791)	75	Depreciation	(1,169)
(19,264)	(12,848)	(12,991)	143	Less Operating Expenditure	(19,598)
186	(186)	(201)	14	=Operating Surplus/(Deficit)	(335)
907	716	791	(75)	Depreciation	1,169
127	78	78	(1)	Provisions	127
1,034	794	870	(76)	Plus Non Cash Items in Operating Surplus/(Deficit)	1,296
1,220	608	669	(61)	=Funds Generated from Operating Activities	961
(889)	(593)	(134)	(459)	Capital Expenditure on New and Upgraded Assets	(889)
(889)	(593)	(134)	(459)	Less Total Capital Expenditure	(889)
331	15	535	(520)	= Funding SURPLUS/(REQUIREMENT)	72
Funded by					
331	15	535	(520)	Increase/(Decrease) in Cash & Cash Equivalents	590
331	15	535	(520)	=Funding Application/(Source)	72

**Alwyndor Aged Care – Notes
February 2019**

- 1 Operating Grants and Subsidies – Government subsidies for Residential Home Care are improving and Aged Care Funding Instrument (ACFI) has increased in January. The occupancy rate is also steady.
- 2 Investment Income – One Investment matured in February and interest paid.
- 3 Reimbursements – To be read in conjunction with Other Income
- 4 Other Income – Reimbursement Income and Other Income is generated from Consumer Directed Care packages. Packages are steadily increasing, with higher package levels.
- 5 Employee Costs – Tracking close to budget in February. Slightly down due to two vacant senior roles.
- 6 Finance Charges - Delay with Grants of Probate for Accommodation Bond refunds, resulting in higher interest payments.
- 7 Depreciation – The increase is due to the external revaluation done on Alwyndor buildings resulting in an increase value of \$3.9 million and the residual value of \$6.4 million also being removed from the calculation base in line with Australian Accounting Standards. This has had an impact on the depreciation rate which was not accounted for in the budget. The adopted forecast for depreciation has been allocated.
Alwyndor has recently adopted an automatic system to account for assets and calculate depreciation monthly. The depreciation rate is increasing due to recently purchased capital.
- 8 Operating Deficit – Slightly more than budget in February, though additional Government funding of 9.5% from 20 March to 30 June 2019 will assist to reduce the loss for the rest of the financial year.



City of Holdfast Bay Municipal Funds Statement as at February 2019

	July		August		September		October		November		December		January		February		YTD Revised Budget \$,000	Actual YTD \$,000
	Budget \$,000	Actual \$,000	Budget \$,000	Actual \$,000	Budget \$,000	Actual \$,000	Budget \$,000	Actual \$,000	Budget \$,000	Actual \$,000	Budget \$,000	Actual \$,000	Budget \$,000	Actual \$,000	Budget \$,000	Actual \$,000		
Administrative Services	(113)	(79)	(130)	(134)	(35)	(58)	(35)	(37)	(35)	(31)	(56)	(53)	(47)	(34)	(45)	(40)	(495)	(465)
FAG/R2R Grants	-	-	184	314	-	-	-	-	300	431	261	-	4	-	131	131	880	876
Financial Services	(51)	(50)	(250)	(263)	(73)	(59)	(51)	(20)	(54)	(42)	(32)	(64)	(57)	(48)	(68)	(46)	(638)	(593)
Financial Services-Depreciation	-	-	-	-	(2,258)	(2,261)	-	-	-	-	(2,258)	(2,259)	-	-	-	-	(4,517)	(4,519)
Financial Services-Interest on Borrowings	(1)	73	65	(6)	1	4	(27)	(5)	(230)	(230)	(63)	(82)	(24)	-	1	(5)	(278)	(251)
General Rates	35,306	35,391	(323)	(311)	111	19	4	(8)	(305)	(301)	12	16	4	(1)	4	(1)	34,813	34,804
Governance & Risk	(197)	(254)	(82)	(137)	(87)	(78)	(138)	(159)	(173)	(48)	(170)	(167)	(192)	(193)	(172)	(123)	(1,210)	(1,159)
Human Resources	5	-	(89)	(73)	(24)	(8)	(81)	(24)	(60)	(60)	(68)	(59)	40	(21)	(61)	(50)	(337)	(295)
Net Gain/Loss on Disposal of Assets - non cash item	-	-	-	-	-	(4)	-	-	-	-	-	-	-	-	-	-	-	(4)
Strategy & Innovation	(382)	(132)	(361)	(639)	(203)	(248)	(155)	(246)	(178)	(265)	(368)	(160)	(181)	(180)	(277)	(184)	(2,107)	(2,054)
Business Development	(147)	69	46	(152)	(41)	(14)	(29)	(32)	(42)	(35)	(19)	(46)	(62)	(62)	(35)	(30)	(328)	(302)
Community Development	(44)	(48)	(83)	(100)	(72)	(84)	(74)	(48)	(73)	(56)	(93)	(100)	(54)	(68)	(71)	(46)	(583)	(550)
Community Engagement Admin	(15)	(30)	(31)	(37)	(25)	(18)	(28)	(43)	(27)	(32)	(22)	(28)	(29)	(29)	(24)	(20)	(201)	(237)
Community Events	(50)	(34)	(53)	(47)	(30)	(56)	(64)	(75)	(103)	(87)	(121)	(98)	(121)	(105)	(122)	(57)	(663)	(559)
Community Services Administration	(15)	(14)	(31)	(32)	(21)	(38)	(23)	(27)	(21)	(21)	(23)	(23)	(21)	(22)	(21)	(28)	(175)	(205)
Community Transport	(10)	(6)	(13)	(17)	(10)	(9)	(17)	(8)	(12)	(17)	(16)	(12)	(21)	(15)	(9)	(9)	(109)	(93)
Community Wellbeing	165	188	(79)	(93)	(73)	(71)	154	173	(71)	(89)	(76)	(71)	130	183	(53)	(61)	98	158
Customer Service	(31)	(31)	(62)	(55)	(43)	(43)	(41)	(40)	(43)	(40)	(43)	(39)	(43)	(42)	(41)	(40)	(347)	(330)
Jetty Road Mainstreet	228	609	114	(177)	23	(66)	(31)	(55)	(79)	(57)	(61)	(41)	(28)	(35)	(70)	(65)	96	112
Library Services	(95)	(72)	(172)	(165)	(119)	(111)	(123)	(120)	23	13	(118)	(129)	(121)	(109)	(117)	(119)	(843)	(811)
SA HACC	69	63	(20)	(32)	(17)	(19)	65	63	(17)	(20)	(18)	60	60	(18)	(24)	(16)	98	82
Tourism & Marketing Admin	(19)	(11)	(36)	(20)	(25)	(23)	(25)	(24)	(24)	(24)	(24)	(26)	(24)	(23)	(25)	(20)	(202)	(170)
Asset Management	(96)	(38)	(121)	(174)	(125)	(99)	(128)	(134)	(99)	(149)	(92)	(97)	(152)	(181)	(162)	(100)	(976)	(971)
Assets and City Services	(83)	(116)	(156)	(152)	(106)	(90)	(120)	(111)	(126)	(105)	(122)	(131)	(115)	(103)	(102)	(100)	(930)	(908)
Cemeteries	25	15	14	10	17	(3)	-	22	15	16	(2)	15	(17)	9	(2)	-	50	84
City Regulation	73	98	(36)	(48)	58	31	125	87	77	189	18	(72)	172	326	107	99	593	710
Commercial - Brighton Caravan Park	15	23	(1)	(13)	70	62	56	149	37	-	215	244	263	346	77	(114)	733	698
Commercial - Partridge House	(8)	7	(11)	(15)	(22)	(9)	(4)	11	16	(5)	16	(7)	9	(1)	10	6	5	(12)
Commercial - Recreational Clubs Leases	42	33	44	37	39	29	35	30	24	28	24	31	31	26	36	30	276	244
Development Services	(27)	(3)	(70)	(72)	(75)	(61)	(57)	(110)	(29)	(27)	(73)	(86)	(90)	(81)	(79)	(29)	(501)	(468)
Environmental Services	(32)	(26)	(38)	18	58	22	(39)	(24)	(49)	(96)	(103)	(52)	(13)	(16)	(51)	(54)	(267)	(227)
Infrastructure Maintenance	(19)	(12)	(23)	(20)	(40)	(34)	(12)	(5)	(48)	(22)	(44)	(30)	(92)	(149)	(21)	(20)	(299)	(292)
Property Maintenance	(1)	(1)	-	(1)	(1)	-	(1)	(2)	(1)	-	(1)	(1)	(5)	(3)	(21)	(7)	(32)	(14)
Public Spaces	(501)	(408)	(551)	(708)	(657)	(627)	(543)	(640)	(621)	(543)	(510)	(452)	(770)	(754)	(484)	(480)	(4,638)	(4,613)
Waste Management	(39)	(25)	(293)	(280)	(262)	(268)	(303)	(303)	(303)	(350)	(308)	(270)	(297)	(338)	(304)	(345)	(2,109)	(2,178)
Less full cost attribution - % admin costs capitalised	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
=Operating Surplus/(Deficit)	33,949	35,181	(2,649)	(3,592)	(4,066)	(4,289)	(1,730)	(1,764)	(2,332)	(2,074)	(4,358)	(4,288)	(1,862)	(1,742)	(2,098)	(1,945)	14,855	15,488
Net Gain/loss on disposal of assets	-	-	-	-	-	4	-	-	-	-	-	-	-	-	-	-	-	4
Depreciation	-	-	-	-	2,258	2,261	-	-	-	-	2,258	2,259	-	-	-	-	4,517	4,519
Plus Non Cash Items in Operating Surplus/(Deficit)	-	-	-	-	2,258	2,264	-	-	-	-	2,258	2,259	-	-	-	-	4,517	4,523
=Funds Generated from Operating Activities	33,949	35,181	(2,649)	(3,592)	(1,808)	(2,025)	(1,730)	(1,764)	(2,332)	(2,074)	(2,100)	(2,029)	(1,862)	(1,742)	(2,098)	(1,945)	19,372	20,011
Amounts Received for New/Upgraded Assets	-	50	6,242	6,242	-	-	-	-	50	-	70	-	-	33	-	39	6,361	6,364
Proceeds from Disposal of Assets	-	-	-	-	-	28	72	1	60	40	-	61	34	32	50	-	216	161
Plus Funds Sourced from Capital Activities	-	50	6,242	6,242	-	28	72	1	110	40	70	61	34	64	50	39	6,578	6,525
Capital Expenditure on Renewal and Replacement	(226)	(70)	(261)	(294)	(304)	(215)	(673)	(735)	(542)	(730)	(520)	(344)	(289)	(244)	(355)	(240)	(3,170)	(2,872)
Capital Expenditure on New and Upgraded Assets	(30)	(215)	(125)	(11)	(51)	(52)	(35)	(59)	(458)	(434)	(454)	(443)	(195)	(202)	(981)	(561)	(2,329)	(1,978)
Less Total Capital Expenditure	(256)	(285)	(387)	(305)	(355)	(267)	(708)	(793)	(1,000)	(1,165)	(975)	(787)	(483)	(447)	(1,336)	(801)	(5,499)	(4,850)
Plus: Repayments of loan principal by sporting groups	-	-	3	1	4	2	184	184	8	8	-	-	-	-	3	-	202	195
Plus/(less) funds provided (used) by Investing Activities	-	-	3	1	4	2	184	184	8	8	-	-	-	-	3	-	202	195
= FUNDING SURPLUS/(REQUIREMENT)	33,693	34,946	3,209	2,345	(2,159)	(2,262)	(2,182)	(2,372)	(3,214)	(3,192)	(3,004)	(2,755)	(2,311)	(2,124)	(3,381)	(2,707)	20,652	21,881
Funded by																		
Increase/(Decrease) in Cash & Cash Equivalents	(720)	(720)	1,488	1,488	2,210	2,210	(1,020)	(1,020)	(339)	(339)	42	42	(1,152)	(1,152)	534	534	1,042	1,042
Non Cash Changes in Net Current Assets	34,401	35,654	1,689	825	(4,372)	(4,475)	(1,177)	(1,366)	(3,147)	(3,125)	(3,245)	(3,021)	(1,171)	(984)	(3,948)	(3,274)	19,031	20,236
Plus: Principal repayments of borrowings	12	12	32	32	3	3	15	15	272	272	199	223	12	12	33	33	579	602
=Funding Application/(Source)	33,693	34,946	3,209	2,345	(2,159)	(2,262)	(2,182)	(2,372)	(3,214)	(3,192)	(3,004)	(2,755)	(2,311)	(2,124)	(3,381)	(2,707)	20,652	21,881

Item No: **14.3**

Subject: **ELECTION OF GREATER ADELAIDE REGIONAL ORGANISATION OF COUNCILS (GAROC) REPRESENTATIVES FOR 2 CASUAL VACANCIES**

Date: 26 March 2019

Written By: Team Leader Governance

General Manager: Business Services, Mr R Bria

SUMMARY

This report is an update to the previous report to Council on 29 January 2019 relating to the call for Nominations to Greater Adelaide Regional Organisation of Councils (GAROC). The previous report resolved for Mayor Amanda Wilson to be nominated by the Council to the Greater Adelaide Regional Organisation of Council (GAROC).

A total of ten (10) nominations were received by the LGASA from other Councils. The election for the two (2) positions on GAROC is the next step. As the LGASA has received more nominations than the required number of positions the Council is required to determine by resolution the two (2) candidates it wishes to elect.

RECOMMENDATION

Council resolves that it wishes to elect _____ and _____ to fill the two (2) casual vacancies on the Greater Adelaide Regional Organisation of Councils (GAROC) and the Mayor will mark on the Ballot Paper accordingly.

COMMUNITY PLAN

Culture: Supporting excellent, efficient operations.

COUNCIL POLICY

Not applicable.

STATUTORY PROVISIONS

Not applicable.

BACKGROUND

Council previously nominated Mayor Amanda Wilson on 29 January 2019 which was advised to Matt Pinnegar, Returning Officer/ Chief Executive Officer of LGASA.

On 26 February 2019, Matt Pinnegar, Returning Officer/ Chief Executive Officer of LGASA advised the next steps are the election of GAROC representatives as ten nominations for the two (2) positions were received.

Refer Attachment 1

REPORT

In the correspondence 26 February 2019, Council has been advised that ten (10) nominations have been received for the two (2) casual vacancies, which are:

Cr Jordan Dodd	City of Unley
Mayor Michael Coxon	City of West Torrens
Deputy Mayor Tim Pfeiffer	City of Marion
Mayor Angela Evans	City of Charles Sturt
Mayor Jill Whittaker	Campbelltown City Council
Cr Grant Piggott	City of Burnside
Mayor Heather Holmes-Ross	City of Mitcham
Cr Don Palmer	City of Unley
Mayor Erin Thompson	City of Onkaparinga
Mayor Amanda Wilson	City of Holdfast Bay

Each candidate has provided their profile for consideration by the elected members.

Refer Attachment 1

Once Council has determined the two (2) candidates it will vote for the ballot paper will be returned to the Matt Pinnegar, Returning Officer/ Chief Executive Officer of LGASA, which must be received by 5pm Thursday 11 April 2019.

The counting of votes will take place on Friday 12 April 2019 at the Adelaide Entertainment Centre, 98 Port Road, Hindmarsh. The time for the count will be confirmed and the candidates advised should they, or a nominated scrutineer, wish to be present.

The two (2) candidates with the most votes shall be deemed elected and will commence their term immediately and remain in office until the conclusion of the 2020 AGM. If any candidates receive the same number of votes the Chief Executive will draw lots at the counting of the votes and the lot drawn will be the candidate elected.

BUDGET

There are no budget implications.

LIFE CYCLE COSTS

There are no life cycle costs associated with this report.



In reply please quote our reference: ECM 671529 LT:JK

26 February 2019

Mr Justin Lynch
Chief Executive Officer
City of Holdfast Bay
PO Box 19
BRIGHTON SA 5048

Dear Mr Lynch

Election of GAROC Representatives (2 casual vacancies)

On 9 January 2019, I wrote to member councils calling for nominations for two (2) positions on the Greater Adelaide Regional Organisation of Councils (GAROC) which have occurred as a result of casual vacancies following the 2018 local government elections. I wish to advise that at the close of nominations (5.00pm on Friday 22 February 2019) I received ten (10) nominations for the two (2) positions on GAROC for the following candidates:

- Cr Jordan Dodd (City of Unley)
- Mayor Michael Coxon (City of West Torrens)
- Deputy Mayor Tim Pfeiffer (City of Marion)
- Mayor Angela Evans (City of Charles Sturt)
- Mayor Jill Whittaker (Campbelltown City Council)
- Cr Grant Piggott (City of Burnside)
- Mayor Heather Holmes-Ross (City of Mitcham)
- Cr Don Palmer (City of Unley)
- Mayor Erin Thompson (City of Onkaparinga)
- Mayor Amanda Wilson (City of Holdfast Bay)

As a result of receiving more than the required number of nominations, I hereby advise that an election for the two (2) positions on GAROC will take place.

I have attached a copy of each candidate's profile together with a ballot paper for your completion in accordance with the instructions below.

Voting Instructions

Pursuant to clause 4.4.5 of the GAROC Terms of Reference, the casting of the vote by your council must be conducted as follows:

- each Member [council] shall determine by resolution the two (2) candidates it wishes to elect (Clause 4.4.5(c));
- the chair of the meeting for that member [council] shall mark the ballot paper with an "X" next to the two (2) candidates that the member [council] wishes elected and seal the ballot paper in the envelope marked "Ballot Paper" inside the envelope marked "Returning Officer". Before sealing the second envelope the Delegate must indicate the member's [council] name

- on the inside flap of the envelope. The envelope may then be sealed and delivered to the Returning Officer (Clause 4.4.5(d));
- on receipt of the envelopes the Chief Executive must (Clause 4.4.5(e)):
 - open the outer envelope addressed to the "Returning Officer" and record the name of the member [council], which appears on the inside flap of the envelope, on the roll of member's [council] eligible to vote; and
 - place the envelope marked "Ballot Paper" unopened into the ballot box.
- the Chief Executive shall nominate the date, time and place for the counting of votes and shall invite each candidate and a person nominated as the candidate's scrutineer to be present (Clause 4.4.5(f));
- at the counting of the votes the Chief Executive shall produce unopened envelopes marked "Ballot Paper" and if satisfied that all votes are valid, count the number of votes received by each candidate (Clause 4.4.5(g));
- the two (2) candidates with the most votes shall be deemed elected and will commence their term immediately and remain in office until the conclusion of the 2020 AGM;
- in the case of candidates receiving the same number of votes, the Chief Executive shall draw lots at the counting of the votes and the lot drawn will be the candidate(s) elected (Clause 4.4.5(i)).

The counting of the votes will take place on Friday 12 April 2019 at the Adelaide Entertainment Centre, 98 Port Road Hindmarsh. The time of the count will be confirmed and candidates will be advised should they, or their nominated scrutineer, wish to be present.

I require the ballot paper to be returned to me by **5:00pm Thursday 11 April 2019**.

If you have any queries, please contact me or the Deputy Returning Officer, Lisa Teburea, on 8224 2068.

Yours sincerely



Matt Pinnegar
Returning Officer / Chief Executive Officer

Telephone: (08) 8224 2039

Email: matt.pinnegar@lga.sa.gov.au

Attach: Candidate profiles; ballot paper with envelope and reply envelope addressed to Returning Officer



This form is to be sent to the LGA Returning Officer

Close of nominations 5:00pm Friday 24 August 2018

Candidate Information Sheet GAROC

(word limit is strictly 1,000 words)

Name:	Councillor Jordan Dodd
Council:	City of Unley
Local Government Experience & Knowledge	<ul style="list-style-type: none"> • Although this is my first term as an Elected Member, I have extensive experience working within the local government sector as a governance officer, as well as a background in legal spheres and small business. • As I sit on both sides of the fence as both an Elected Member and staff member, I have a unique and valuable perspective as to the workings of Council, the needs of the community, and effective management. • I have an innate understanding of the legislative frameworks and requirements of local government, having a legal background and currently tasked with legislative interpretation and policy management as a governance officer. • Presiding Member - City Strategy and Development Policy Committee 2019-2021
Local Government Policy Views & Interests	<ul style="list-style-type: none"> • Both major parties within the State Government are determined to make extensive and broad sweeping local government reforms. It is important that members of GAROC not only understand how to interpret the implications of proposed legislation, but know how to navigate a political landscape to achieve the best outcomes for Councils and our constituents. • GAROC and the LGA need to take a strong role as part of this reform, to ensure that the sector is heard, and our experience is valued in the negotiation process. • This is an opportunity for the sector to work hand in hand with the other two tiers of government to achieve the best outcomes for our communities. • Community input is important, to ensure that constituents don't feel shut out or forgotten during the reform process. At the end of the day, the local government sector exists to provide services and programs for the local community. • Council's voices need to be heard in AGM's and OGM's without a "filtering" of items of business via the LGA.
Other information	<ul style="list-style-type: none"> • Bachelor of Laws (University of Queensland) 2014 • Masters of Applied Finance (University of Adelaide) Current • Student representative to Union College Board (University of Queensland)





This form is to be sent to the LGA Returning Officer
Close of nominations 5:00pm Friday 22 February 2019
Candidate Information Sheet GAROC

(word limit is strictly 1,000 words)

Name:	MAYOR Michael Coxon
Council:	City of West Torrens
Local Government Experience & Knowledge	<ul style="list-style-type: none"> • 2018 – Elected Mayor of the City of West Torrens • 8 years – Councillor of the City of West Torrens • 2 years – Chairperson Urban Services Committee • 2 years – Chairperson Corporate and Regulatory Committee
Local Government Policy Views & Interests	<ul style="list-style-type: none"> • Supports LGA as our peak representative body • Supports GAROC and their role in addressing PDI (Planning, Development and Infrastructure Act 2016) impacts - internal /external • Supports a joint local government approach to address cost-shifting from the other tiers of government • Supports recognition of Local Government in the Australian Constitution • Interested in developing initiatives to address future waste services and China Sword impact • Interested in a developing a joint Metropolitan Economic Development Strategy • Interested in Traffic Management - Planning and scheduling • Interested in North South Corridor (South Road) Impacts • Interested in Smart Cities • Interested in public LED lighting
Other information	<ul style="list-style-type: none"> • Bachelor of Arts Degree (Adelaide University) • Graduate Diploma of Business (University of South Australia) • 28 years – Executive Leadership Roles in Property and Finance Industry • 10 years - Board Member West Beach Trust (SA Government) • 7 years – Board Member Camden Community Centre (Community Group) • 7 years – School Council Member – Plympton International College (Education) • 7 years – Board Member Inner West Business Enterprise Centre (Small Business Service)

This form must accompany the Nomination Form

RESUME

Michael Coxon

165 Sir Donald Bradman Drive Hilton 5033 |
0402 212 002 | mayorcoxon@wtcc.sa.gov.au

KEY ACHIEVEMENTS

I am a senior executive with over 28 years' experience in the property and financial services sectors with strong property management, leasing, selling, negotiation, communication, and interpersonal skills.

My responsibilities have included 'hands on' property sales, management, and leasing across commercial and residential sectors, together with determination and management of annual operational budgets together with full P&L and cost centre accountability.

My skill set also includes experience in all facets of strategic planning and execution, elevated level sales management together with developing and implementing highly successful marketing and promotional campaigns with a strong customer service focus and an ability to foster productive cross-functional relationships.

In addition, in the community, I am the Mayor of the City of West Torrens and have also served as a Local Councillor (8 years) and have served as a Board Member for the Camden Community Centre (7 years), School Board Member for Plympton International College (7 years) and, the Inner West Business Enterprise Centre (7 years) plus a Government appointed Board Member to the West Beach Trust (10 years).

EXPERIENCE

CEO - Owner - Land Agent | Century 21 Urban | Dec 13 – Nov 18

- Management of 4 Salespeople, 2 Property Managers, 2 Admin Staff.
- Grew net profit in the Business to 20%.
- Provide 'state of the market' Marketing & Business Development Tools.
- Develop and implement a Sales and Marketing Strategy.
- Provide property management and sales training to the staff.
- Marketing, Selling, Leasing of Residential Properties.

SA State Manager | Century 21 Australia | Jun 09 – Dec 13

- Management of 22 Franchised Offices across South Australia.
- Provide leadership to the franchise group.
- Grew franchise network by 6 franchises in SA.
- Develop and implement a Business Development Strategy.
- Provide management and sales training to franchisees and their staff.

SA State Manager | PCCU | May 06 – May 09

- Management of 3 BDMs, 30 HLAs and 8 HL Sales Support Staff.
- Grew the balance of the home loan book by 27% (after run-off).
- Dramatically improved compliance rating of lending staff to above 95%.
- Significantly increased fee income to 'above benchmark' (over 85%).
- Member of Lending Policy and Procedure Committee.

Sales Manager | McGrath Real Estate | Apr 03 – Apr 06

- Management of 5 Managers, 28 Sales Consultants, 3 Lenders.
- Grew number of offices from 2 to 5.
- Improved sales by 42% in the 3 years.

Area Manager (Sydney) | Commonwealth Bank | Sep 00 – Apr 03

- Management of 3 Divisional Managers and 19 Branch Managers.
- All P&L were managed within acceptable limits.
- Improved 'Mystery Shopping Program survey results from 87 to 96.

Manager Retail (Sydney) | Commonwealth Bank | Aug 99 – Aug 00

- Management of 6 Mobile Lenders, 9 Lenders, 6 Admin Officers.
- Grew the balance of the home loan book to 132% from 98%.
- Grew home loan funding to 120.6% from 88%.
- Improved the internal "Gallop" survey results to 4.14 from 3.2 (out of 5).

Mobile Banker (Adelaide) | Commonwealth Bank | Nov 98 – Aug 99

CEO / Owner - Land Agent | Coxon Real Estate | Mar 95 – Oct 98

Sales Manager | Taylor Neumann Real Estate | Apr 92 – Mar 95

Real Estate Salesperson | Myles Pearce Real Estate | May 90 – Apr 92

EDUCATION

Small Business Management Training Course | Lock LSH | 1994

Business Planning, Insurance, Market Research and Marketing, Financial Planning, Pricing/Costing, Taxation, and Record Keeping

Graduate Diploma of Business in Property | UniSA | 1994

Accounting, Marketing, Property Law, Commercial Property Management, Real Estate Investment, Building and Land Development Systems, Business Management, Real Estate Case Studies, Statistics, Financial Analysis for Real Estate, Valuation, Conveyancing.

Certificate in Real Estate Practice | TAFE | 1990

Bachelor of Arts Degree | University of Adelaide | 1983 - 1989

COMMUNITY EXPERIENCE

Mayor | City of West Torrens | 2018 - current

Board Member | Adelaide Shores | 2007 - 2017

Local Council Member | City of West Torrens | 2006 – 2014

Board Member | Camden Community Centre | 2006 - 2013

Board Member | IWBECC | 2006 – 2013

School Board Member | Plympton International College | 2005 - 2012

Candidate Information Sheet

GAROC

Name:	Deputy Mayor Tim Pfeifer
Council:	City of Marion
Local Government Experience & Knowledge	<p>I believe that I have the skills, knowledge, experience and passion to make a difference to the lives of the people of Greater Adelaide as a member of GAROC.</p> <p>As a Councillor of the last eight years, with two periods as Deputy Mayor and representation on numerous committees (as outlined below), I have successfully collaborated with our Council to deliver many projects for our community. I am outcome-focussed and have been closely involved in the planning and delivery of the: Edwardstown Oval Redevelopment, City Services Depot, Hallett Cove Library & Community Centre, Oaklands Wetlands, Mike Turtur Bikeway (Marion sections), and many local playground upgrades. During this time, I have also worked closely with Council to significantly reduce rate rises, find business efficiencies and ensure ongoing financial strength (as evident in our balance sheet and long term financial plan).</p> <p>My approach to Council decision making is to always have an open mind and to only make decisions based on fact and what is in the best interest of our whole community. I have a deep respect for all of my fellow elected members and am proud of our collective achievements when we work together as a team. I am politically independent but have sound relationships across the whole political spectrum.</p> <p>Through my professional life I have worked in senior strategy roles across a range of industries, including: banking, utilities, local government (City of Adelaide), construction and the State public service (as outlined below). In addition to my specialist strategy skills, I also have strong and proven generalist corporate experience in planning, finance, governance, policy, communications, customer experience, stakeholder management, risk management, project delivery, change and performance management – skills which are vital to ensuring success on your behalf at the GAROC table.</p> <p>I am a passionate South Australian. If elected to GAROC, I will be a strong voice for the whole of Greater Adelaide, with a particular focus on Southern and Western Adelaide (regions that are not currently represented on GAROC).</p> <p>I was pleased to accept the unanimous nomination of the City of Marion, and would love the opportunity to collaboratively serve the interests of your community.</p> <p>If you have questions about my candidacy or would just like to get to know me a bit better, I strongly encourage you to contact me (tim.pfeiffer@marion.sa.gov.au / 0401 776 523).</p>

<p>Local Government Policy Views & Interests</p>	<p>My Local Government policy views & interests can be summarised through a triple bottom line approach:</p> <p>Environment:</p> <ul style="list-style-type: none"> ➤ Refining streetscapes and open spaces in all communities ➤ Improving stormwater re-use & energy efficiency ➤ Delivering plans and infrastructure for climate change adaptation and resilience <p>Community:</p> <ul style="list-style-type: none"> ➤ Planning reform and ensuring that communities maintain a strong voice ➤ Community development that is focused on fostering openness and inclusivity ➤ Developing high quality public facilities for the use of strong community groups <p>Economy:</p> <ul style="list-style-type: none"> ➤ Local government reform to improve the efficiency and effectiveness of service delivery ➤ Advocacy for large scale infrastructure upgrades to improve State competitiveness ➤ Collaboration across Council boundaries to improve regional economic outcomes 																					
<p>Other Information</p>	<p>During my time on Council, I have been elected to the following positions:</p> <ul style="list-style-type: none"> ➤ Deputy Mayor (2014 & Present) ➤ Chair, Strategic Directions Committee (2011 & 2012) ➤ Audit Committee (sole Councillor on the committee) (2011, 2012 & 2015) ➤ Infrastructure & Strategy Committee (2014 to 2018) ➤ Chief Executive Officer Review Committee (2014) ➤ Review & Selection Committee (Present) ➤ Council liaison to the following Boards: Suneden Special School (2010 - 2014), Edwardstown Soldiers Memorial Recreation Ground (2010 - Present), City of Marion Band (2015 - Present) <p>During my professional career, I have held the following positions:</p> <table border="0"> <tr> <td>➤ Stratosphere Consulting Group</td> <td>Managing Director & Principal Consultant</td> <td>2018-Present</td> </tr> <tr> <td>➤ People's Choice Credit Union</td> <td>Senior Manager Strategy & Planning</td> <td>2015 - 2018</td> </tr> <tr> <td>➤ SA Water</td> <td>Manager Strategy, Planning & Performance</td> <td>2010 - 2015</td> </tr> <tr> <td>➤ Clear Decisions</td> <td>Strategy Consultant</td> <td>2012 - 2015</td> </tr> <tr> <td>➤ City of Adelaide</td> <td>Senior Policy Officer</td> <td>2008 - 2010</td> </tr> <tr> <td>➤ Depart for Water, Land & Biodiv Cons</td> <td>Senior Ministerial Liaison Officer</td> <td>2007 - 2008</td> </tr> <tr> <td>➤ Depart for Water, Land & Biodiv Cons</td> <td>Salinity Policy Officer</td> <td>2005 - 2007</td> </tr> </table> <p>In terms of higher education, I hold a Bachelor in Environmental Management (Honours) from Flinders University.</p>	➤ Stratosphere Consulting Group	Managing Director & Principal Consultant	2018-Present	➤ People's Choice Credit Union	Senior Manager Strategy & Planning	2015 - 2018	➤ SA Water	Manager Strategy, Planning & Performance	2010 - 2015	➤ Clear Decisions	Strategy Consultant	2012 - 2015	➤ City of Adelaide	Senior Policy Officer	2008 - 2010	➤ Depart for Water, Land & Biodiv Cons	Senior Ministerial Liaison Officer	2007 - 2008	➤ Depart for Water, Land & Biodiv Cons	Salinity Policy Officer	2005 - 2007
➤ Stratosphere Consulting Group	Managing Director & Principal Consultant	2018-Present																				
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➤ Depart for Water, Land & Biodiv Cons	Salinity Policy Officer	2005 - 2007																				



Candidate Information Sheet

GAROC – Casual Vacancy

(word limit is strictly 1,000 words)

Name:	Mayor Angela Evans
Council:	City of Charles Sturt
Local Government Experience & Knowledge	<p>Mayor of the City of Charles Sturt (from 2014 Elections) Deputy Mayor of the City of Charles Sturt (2010/11, 2013/14) 8 years as Councillor for West Woodville Ward City of Charles Sturt (2006-2014) Committees:</p> <ul style="list-style-type: none"> • City Services Committee (2006-2014) - Chair (2011-2013) • Audit Committee • Strategic Development Committee (2006-2014) - Deputy Chair (2010-2014) • Policy & Delegation Committee - Deputy Chair (2010-2014)
Local Government Policy Views & Interests	<p>I believe the following represents my keys areas of interest commitment and achievement in local Government. In my term as Mayor I have:</p> <ul style="list-style-type: none"> • Built strong relationships between Councillor's • Developed an effective Governance framework for Council • Implemented long term Financial sustainability for Council • Actively contributed to policy discourse across our sector and advocated for both Charles Sturt and the Sectors view on key issues. • Facilitated Local Economic Development • Ensured that Council focused more directly on Infrastructure Planning and Asset Management • Contributed to Planning Reform so that Council still plays a primary role in developing planning policy and decision making. • Given greater recognition to Community Engagement as an effective tool for assist good decision making • Created partnerships with other levels of Government, the community and the private sector to better serve the local area. <p>In the current economic and political climate Councils need to work together and where possible provide a common voice on things that affect our sector. After 12 years on Council and 4 years as an LGA Board Member I believe I have the experience to contribute to broadly advance the Local Government agenda. The chance to represent my peers on the Greater Adelaide Regional Organisation of Councils will allow me to provide new ideas, policy rigour and a collaborative approach all designed to ultimately improve the quality of life of communities we represent as Councillors.</p>

Candidate Information Sheet

Other information	<ul style="list-style-type: none">• In addition to my Local Government interests I have experience as a small business operator and have extensive experience working within the Community Service sector.• I am well connected within the community including patron of various sporting clubs and community organisations.
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This form must accompany the Nomination Form

This information will be supplied to GAROC member councils in the event that an election is required

Candidate Information Sheet

GAROC

(word limit is strictly 1,000 words)

Name:	<i>Mayor Jill Whittaker</i>
Council:	<i>Campbelltown Council</i>
Local Government Experience & Knowledge	<ul style="list-style-type: none"> • Mayor of Campbelltown City Council from November 2018. • Councillor May 2003 - November 2018 for Campbelltown City Council Newton Ward. • Deputy Mayor 2006 - 2014. • Member of Campbelltown Youth Advisory Committee 2016 - • Member of Campbelltown Service Clubs Advisory Committee 2019 - • Member of Campbelltown Access and Inclusion Advisory Committee 2006 - • Member of Campbelltown Reconciliation Advisory Committee 2005- • Campbelltown Child Friendly City Representative 2015 - <p>Previously</p> <ul style="list-style-type: none"> • Chairperson Access and Inclusion Advisory Committee Campbelltown 2014-2018 • Campbelltown Active Ageing Advisory Committee Member 2016-2018 • Sesquicentennial Advisory Committee Member 2014-2018 • Development Assessment Panel Member 2006-2008, 2010-2012 • Chairperson Outlook Publication Committee 2006 – 2014 • Campbelltown Library Redevelopment Advisory Committee 2006 -2010 • Campbelltown Leisure Centre Redevelopment Advisory Committee 2006 – 2016 • SA Australian Local Government Women's Association Metro member 2006 - • LGA Board Member 2009 – 2016 • State Executive of the LGA Vice President 2013-2016 • Local Government Research and Development Scheme Committee Past Chairperson 2014-2016 Member 2009-2016 • Proxy LGA Audit Committee 2016
Local Government Policy Views & Interests	<ul style="list-style-type: none"> • There are many challenges facing local government as there is such a range of activities involved. • The biggest challenges are around the development of places with the need to balance the needs of the population for a quality lifestyle with limited resources. Whether that is in relation to land, water, ecology or infrastructure there are constant choices to be made in response to the other governmental sectors. Other sectors of government can see local government as a good diversion by trying to limit funds available via rate capping or that the structures are not able to provide the services people need due to size of the population or the size of the area.



	<ul style="list-style-type: none"> • Local government has just been through an election process which showed that citizens are wanting us to deal with those matters that are important to them – housing standards, traffic, mobility, modern facilities, events, creating a community and managing the environment and energy for the future. • I am interested in all aspects of local government whether it is service delivery, environment, waste collection, affordable and long lasting roads and footpaths, libraries, sports centres, public art and all of those things that make life in Adelaide attractive to future generations and a safe place for them to grow up. • It is important to ensure that local government remains free to develop in conjunction with local needs and for new ideas to be trialled in one area so that others may gain from the experience. I have the energy, ideas and enthusiasm for local government to ensure that change keeps happening but within a responsible framework. • My experience is broad and I have attended many forums, training sessions and conferences since joining local government in 2003 and I know that the need to continue to learn is constant because of changing landscape in every field. I have strength at the micro level but have strong capability in dealing with strategic challenges too.
Other information	<p>Employment history</p> <ul style="list-style-type: none"> • Teaching at primary, secondary and adult level including English as a Second Language • Operative, Policy Advisor, Contract Manager for Commonwealth Public Service in fields of employment, social security, childcare, and education. • SA Libraries Board Member 2016-2019 • SA Local Government Disability Champion 2011-2016 • Consumer Advisory Committee ESCOSA Past Member 2013-2016 • Migrant Resource Centre Past Committee Member 2010-2016 • President Lions Against Violence 2017 – • Social Media Officer Australian Local Government Women’s Association 2017 - current

This form must accompany the Nomination Form

Candidate Information Sheet

GAROC – Casual Vacancy

(word limit is strictly 1,000 words)

Name:	<i>(insert title, first name and surname)</i>
Council:	<i>(insert council name)</i>
Local Government Experience & Knowledge	<ul style="list-style-type: none"> <i>(insert)</i> <i>Refer attached</i>
Local Government Policy Views & Interests	<ul style="list-style-type: none"> <i>(insert)</i>
Other information	<ul style="list-style-type: none"> <i>(insert details of leadership, board, corporate governance experience etc)</i>

This form must accompany the Nomination Form

This information will be supplied to GAROC member councils in the event that an election is required

Council	City of Burnside
Name	Grant Edward Piggott
LG Experience	<p>Elected member, 2010- present</p> <p>Board member, Eastern Waste Authority, 2010- present</p> <p>Member, Development Assessment Panel, 2011-2015</p> <p>Deputy Chair, 2012-2015</p> <p>Member Audit Committee, 2013</p> <p>Extensive knowledge of workings of local Government</p>
LG policy Views	<p>Particular interest in financial stability of Council - the need to balance the needs of the community with the need for financial sustainability.</p> <p>Active interest in the Annual Business Plan process, achieving sound investment in infrastructure and management of debt</p> <p>Passionate around delivery of the day-to day expectations of Council – infrastructure, waste, parks, aged care</p> <p>Major interest in Planning, borne out of my DAP experience and addressing with the issues of residents</p> <p>I work toward stability within the Council Chamber - it should be a robust but collegiate environment.</p>
Other Information	<p>Qualified Chartered Accountant</p> <p>30 years in financial & commercial roles</p> <p>General Manager, Royal Agricultural & Horticultural Society of SA Inc. – responsible for the delivery of the commercial areas of the Society business.</p> <p>Performed a number of voluntary Committee roles for Not-For-profit organisations.</p> <p>Active observer of the Local government sector.</p>

12/12/2019 Adjourned meeting

1. That the Report be received.
2. That Council submits a nomination for Cr Piggott to the Local Government Association for the position of Member on the Greater Adelaide Regional Organisation of Councils.
3. That the Chief Executive Officer be authorised to advise the Local Government Association of this decision through the nomination form provided.
4. That Council note that an election process across LGA Members will follow if the number of nominations received is greater than the number of vacant positions and that there is no automatic entitlement or quota for Eastern Region Alliance Councils.

Moved Councillor Davis, Seconded Councillor Davey

CARRIED UNANIMOUSLY



Candidate Information Sheet

GAROC – Casual Vacancy

(word limit is strictly 1,000 words)

Name:	<i>Dr Heather Holmes-Ross</i>
Council:	<i>City of Mitcham</i>
Local Government Experience & Knowledge	<p>As a new Mayor, and having not previously served as a councillor, I bring fresh eyes to local government. I believe that it is important to have the view of a newcomer, particularly in this, the formative GAROC era.</p> <p>I come from a background of excellence in business and academia. I have a PhD in chemistry from Flinders University which means I am trained to investigate, problem solve and collaborate. These are particularly handy skills when applied to the machinations of local government.</p> <p>The hospitality business which my chef husband and I own and manage has been continually recognised for excellence by our industry body, Restaurant & Catering Association of Australia, culminating in being awarded Australian Restaurant of the Year 2017. I believe this shows that I have the ability to encourage a team to work towards excellence, along with a high degree of business acumen, the ability to assess business situations, risks and opportunities and act on them.</p> <p>Our Council believes that GAROC should be representative of the entire region and is currently missing representation from the southern area. The City of Mitcham is well placed to do this and the long term stability of our council means I have time to dedicate to the GAROC role.</p>
Local Government Policy Views & Interests	<p>I am interested in providing the core services of Council while maintaining reasonable rates and believe that collaboration via GAROC along with the bulk buying ability and economies of scales afforded through LGA membership can have a significant effect on provision.</p> <p>My passion lies in building sustainable communities, both environmentally and socially. I believe that small business has a pivotal role to play in both, and that stimulating our local economies brings better outcomes for all. I previously founded a shop local and social inclusion movement in our local area and found the benefits of building pride in community and place were astounding, in terms of economic and social reward.</p> <p>I have a strong interest in the circular economy and believe there is great potential across the region for growth in this space. The Centre for Innovation at Flinders Uni has a department dedicated to growing this sector, I believe, which should be embraced by the local government sector as it provides for immense business growth via sustainability.</p> <p>Since joining council I have become a member of the East Waste board, and our Council has become the Chair of Region 7 of the Murray Darling Association. Waste and water are two of the most significant challenges of our time and I believe councils are best placed of the tiers of government to force change in these sectors. As a body, local government can act to protect our communities by both mitigating and preparing for the effects of climate change.</p>
Other information	<p>Australian Institute of Company Directors Restaurant & Catering Association of Australia East Waste Board MDA Council representative of Chairing Council</p>

This form must accompany the Nomination Form

**This information will be supplied to GAROC member councils
in the event that an election is required**

GAROC Nomination

Cr Don Palmer

City of Unley

Local Government Experience & Knowledge

I have been a member of the City of Unley since the 2010 periodic elections.

During this time I have participated in and held the following positions.

Deputy Mayor 2017

As Deputy Mayor (acting for our Mayor) I participated in the Metropolitan Local Government Group and the Eastern Regional Alliance.

Presiding Member

Development, Planning & Strategy Committee 2015-16. This committee managed the biggest development plan changes in the history of Unley.

Strategic Property Committee 2018.

Member

Development, Planning & Strategy Committee 2013-14.

Development Assessment Panel 2011-2014.

City Strategy Committee 2017-18.

Unley Business and Economic Development Committee 2012-2018.

CEO Performance Review Committee 2017-18.

I note also my extensive leadership experience outside of Local Government.

I have managed and/or owned several building industry businesses. As a member of the MBA & HIA I have served on various committees. I have been an Area Co-Ordinator for Neighbourhood Watch, Secretary for a Caravan Club, President for a brief stint of the Association of Caravan Clubs SA.

I have also served on the Parish Councils of two Anglican Parishes and as a Warden for some eleven years at St Augustine's Anglican Church at Unley. Likewise I have served on the Diocesan Administration & Resources Executive at the Adelaide Anglican Diocese.

In all cases I was responsible for Presiding over meetings, for Strategic Planning, OHSW, Financial Budgeting, human resourcing, promotions and marketing.

Local Government Policy Views and Interests

Leadership

As I did in my business career I have always taken an interest in the industry in which I am participating, at this time the local government industry. I am a firm believer that the strength of an association is in the participation of its members.

I am also a firm believer in aiming to be part of the solution rather than the problem. To be someone who is seeking answers to issues rather than sitting back and criticising those taking the responsibility to seek the answers.

The LGA needs people willing to take on this responsibility. I stand ready to take on this role of leadership on your behalf.

As new blood I will also bring a fresh perspective to a fresh executive structure. This at a time when new blood will be positively received by our ratepayers.

Reform

As Unley's representative on the MLGG and ERA I have participated in the debate on the LGA's new structure. I back the new structure and look forward to advancing the reforms that the LGA executive have identified.

The local government industry needs to seek change and reform. We need to be the driver of change. This will require us to recognise where change is needed, and work with the Government to effect purposeful change. We need to be proactive to drive the reform and not be reactive to third parties.

Image

The local government industry needs also to work on changing the image of the industry to our ratepayers. It will not be enough to speak of the need for change. It is another to push the change and be the driver of change. We need mostly to be seen to be driving the change.

To achieve this we need to be seen as a sector responsive to our ratepayers needs. Once again this requires us being proactive, to undertake to understand what our ratepayers are seeking, and demonstrate that we do understand and that we are responsive.

Membership Participation

If the LGA is to be strong we need the LGA membership to be engaged.

GAROC will certainly need to provide the leadership to achieve the above aims. The general industry membership however needs to step up to the plate as well. As an association is only as strong as its membership we all need to participate in making.

We all need to work toward bridging the gap that exists between some of us and the LGA.

I look forward to having the opportunity to provide a positive contribution to the local government industry to the betterment of the South Australian local government community.

The South Australian local government industry is in need of continuing to re-invent itself and to present as relevant to today's communities. We need to leave a legacy for the future. I stand ready to contribute.


Candidate Information Sheet


GAROC – Casual Vacancy


(word limit is strictly 1,000 words)

Name:	MAYOR ERIN THOMPSON
Council:	CITY OF ONKAPARINGA
Local Government Experience & Knowledge	<ul style="list-style-type: none"> • 10 + years experience working as a communications professional in local government (City of Playford and City of Unley) • Current Mayor of the City of Onkaparinga. Elected 2018 • As a metropolitan Mayor (City of Onkaparinga) I represent the largest council in SA by population • My experience in local government, firstly within the administration of a small council and now the Mayor of a large council, has helped me to build an understanding of the special challenges faced by different sized councils with very different community demographics and needs.
Local Government Policy Views & Interests	<ul style="list-style-type: none"> • LGA must be proactive on matters that make a difference to Local Government • Local Government should continue to make its views heard at both State and Federal levels • There needs to be more transparency in councils to help rebuild the trust of rate payers • The LGA could help to change the communities negative perception of local government state-wide • We must build solid relationships with government to ensure political interference does not further infiltrate local government. We need to ensure they are very clear about our message. This must occur all year and not just at election time. • Federally it is important that SA has a strong voice at the ALGA table and is not left behind and ignored in favour of the more populist states. • Local government should be a leader in community engagement – we need to step up in this area • Local Government needs to become better communicators – the community are interested in what we are doing and we should involve them more in the conversation as well as celebrate our wins more often.
Other information	

Erin Thompson

 0420 507 599

 erinfeneley@gmail.com

 Erin Thompson

Experience

December 2018 - current

Mayor - City of Onkaparinga

- Preside at meetings of the council;
- If requested, to provide advice to the Chief Executive Officer between council meetings on the implementation of a decision of the council;
- Act as the principal spokesperson of the council;
- Exercise other functions of the council as the council determines;
- Carry out the civic and ceremonial duties of the office of principal member

May 2009 – December 2018

Senior Marketing and Communications Officer - City of Unley

- Manage the strategic delivery of Council's marketing, communications and public relations activity
- Deliver high-level public relations and media support for the organisation including the Mayor, Elected Members, and executive team
- Draft and implement communications policies and guidelines
- Manage the delivery of a new \$150k Website for Council
- Ensure the protection and enhancement of the City of Unley brand
- Developed and implemented a Corporate visual and writing style guide for Council
- Developed a Marketing Strategy for the annual Unley Gourmet Gala which in 2015 attracted 30,000 people, a 50% increase on the previous year
- Monitor the marketing and communications budget and resources allocation
- Utilise a number of digital marketing techniques to deliver campaigns for Council
- Negotiate cost-effective purchasing of services and products to support the communications function
- Manage an external team of providers in areas such as web design, graphic design, copy writing, print, public relations, media monitoring, photography
- Develop and nurture positive relationships with external sponsors, advertisers and other key stakeholders
- Oversee and edit the production of high quality published materials such as Unley Life magazine
- Introduced a new income stream for Council by introducing advertising in the Unley Life magazine
- Prepare speeches, presentations and written documentation for the CEO and Mayor

August 2013 – August 2015

Publisher / Editor - Kids Around Town (SA publication for families)

- Managed all business operations such as budgeting, administration, stakeholder relationships, marketing, website, social media, events, and sponsorship
- Led a small team of sales and administration staff
- Managed contracts for the design, print and distribution of the publication
- Marketed and sold the publication to a new owner in August 2015

November 2008 – May 2009

Event Manager - City of Playford

- Ensured events were coordinated in line with legislation and Council policy, requirements and regulations
- Coordinated administration and logistical management of events including written correspondence, event evaluations, project and events plans, running sheets, site plans, emergency response, contingency and risk plans, etc
- Sought and administered external funding and sponsorship support
- Prepared and monitored budgets
- Obtained quotations and prepared tender documentation
- Actively promoted events to increase community attendance
- Maintained up-to-date and informative website and social media information
- Prepared and presented reports and updates on the development, progress and evaluation of events
- Managed event staff and volunteers

Jun 2007 – Oct 2008

General Manager – Beachouse, North Wollongong

- Managed overall operations of the establishment
- Recruited, trained and led a team of 45
- Administered accounts payable and payroll
- Managed budgets and financial reporting

Marketing and Events Manager

- Generated new clientele in line with set marketing strategies
- Created and coordinated all marketing and promotional material
- Identified and executed proactive media opportunities
- Coordinated sponsorship opportunities
- Planned and executed all corporate events and weddings
- Coordinated event talent/entertainment, suppliers, designers, photographers, transportation companies, hotels and wedding suppliers
- Oversaw events in operation

Jul 2006 – Jun 2007

Manager - Arajilla Resort, Lord Howe Island

Education

- 2013** **Diploma of Management**
Management and Resource Centre, Adelaide
- 2003** **Diploma of Marketing & Tourism Management**
Australian Business Academy ACT
- Certificate III Travel Tourism**
Australian Business Academy ACT

Skills

- Leadership
- Strategic Marketing
- Brand management
- Resource Management
- Community engagement
- Communication
- Publishing, writing, editing
- Media management
- Web development
- Creative direction
- Project Management
- Event Management

Referees

Annabel Shinkfield
Manager Marketing Communications and Customer Service
City of Unley
Contact details available on request

Matt Grant
Director Business and Economic Development
City of Adelaide
0423 783 463

Inga Lidums
Director
identify. brand. package. publish.
0417 022 870

Mayor Amanda Wilson – GAROC

Local Government Experience and Knowledge

- Mayor of Holdfast Bay - November 2018
- Acting Mayor of Holdfast Bay 2018
- Deputy Mayor Holdfast Bay 2017
- Councillor 2014

I practiced as a Commercial Lawyer at partner level in a City law firm, was an inaugural member of the Education and Early Childhood Standards and Registrations Board, I chaired its audit committee. I have sat on the Jetty Road Mainstreet Board. I also have a degree in Business majoring in Tourism.

I am independent and not a member of any political party.

Policy Views and Interests

Being responsible with rates, caring for our environment, protecting our coastline from climate change. I want to focus on using recyclable products for council infrastructure including roads. I am interested in ways we can reduce waste and reduce our carbon footprint and improve water sensitive design.



Ballot Paper

Election for GAROC Casual Vacancies (2)

Ballot closes 5:00pm Thursday 11 April 2019

Important Note: In accordance with Clause 4.4.5(d) of the GAROC Terms of Reference, the chair of the meeting for that Member Council shall:

- mark the ballot paper with an "X" next to the two (2) candidates that the Member Council wishes elected;
- place the ballot paper in the envelope marked *Ballot Paper*, seal the envelope then enclose it in the envelope marked *Returning Officer*, seal it and deliver that envelope to the Returning Officer.

<input type="checkbox"/>	DODD, Jordan	Councillor	Unley
<input type="checkbox"/>	COXON, Michael	Mayor	West Torrens
<input type="checkbox"/>	PFEIFFER, Tim	Deputy Mayor	Marion
<input type="checkbox"/>	EVANS, Angela	Mayor	Charles Sturt
<input type="checkbox"/>	WHITTAKER, Jill	Mayor	Campbelltown
<input type="checkbox"/>	PIGGOTT, Grant	Councillor	Burnside
<input type="checkbox"/>	HOLMES-ROSS, Heather	Mayor	Mitcham
<input type="checkbox"/>	PALMER, Don	Councillor	Unley
<input type="checkbox"/>	THOMPSON, Erin	Mayor	Onkaparinga
<input type="checkbox"/>	WILSON, Amanda	Mayor	Holdfast Bay

Item No: **14.4**

Subject: **PLAYSPACE ACTION PLAN 2019-2029**

Date: 26 March 2019

Written By: Manager Active Communities

General Manager: Community Services, Ms M Lock

SUMMARY

The Playspace Action Plan 2019-2029 provides a prioritised implementation plan for the upgrade and redevelopment of playspaces across the City. This is based on a number of factors including; latest playspace industry trends, demographic data, current condition and usage of our playspaces and creating spaces that meet the needs of our community. The Playspace Action Plan is a key action item of the Open Space and Public Realm Strategy 2018-2030 and enables Council to proactively plan and budget for playspace replacements and redevelopments.

RECOMMENDATION

- 1. That Council endorses the Playspace Action Plan 2019-2029.**
 - 2. That specific playspace upgrades as identified in Sections 6 to 6.3 are to be considered as part of the Annual Budget process and Long Term Financial Plan.**
-

COMMUNITY PLAN

Placemaking: Creating lively and safe places
Placemaking: Developing walkable connected neighbourhoods
Community: Building a healthy, active and resilient community
Community: Fostering an engaged and contributing community
Economy: Boosting our visitor economy
Environment: Fostering an environmentally connected community

COUNCIL POLICY

Open Space and Public Realm Strategy 2018-2030.

STATUTORY PROVISIONS

Not Applicable.

BACKGROUND

The Playspace Research and Guidelines were noted by Council at the meeting on 27 February 2018 (Resolution number: C270218/1056). The Playspace Action Plan 2019-2029 is derived from the Playspace Research and Guidelines and consists of recommendations for the upgrade and development of the City's playspaces in the short, medium and long term. The Playspace Action Plan was originally incorporated into the Playspace Research and Guidelines forming part of the one (1) document, however finalisation of the Playspace Action Plan was deferred until the completion of the Open Space and Public Realm Strategy 2018-2030.

Refer Attachments 1 and 2

The Open Space and Public Realm Strategy 2018-2030 was endorsed by Council at the meeting on 28 August 2018 (Resolution number: C280818/1265). A key action of the Open Space and Public Realm Strategy (Key Action 1.3) is to review the adequacy, condition and provision of playspaces throughout the city. The delivery of this key action will be achieved via the adoption of the Playspace Action Plan and the implementation of the recommended actions contained within it. The Playspace Action Plan 2019-2029 builds on the recommendations of the Open Space and Public Realm Strategy 2018-2030 looking in more detail at individual playspace redevelopments, creations and/or removals.

In comparative terms, The City of Holdfast Bay has an appropriate amount of playspaces throughout the City for the numbers of resident children (approximately 1 playground for every 160 children as per 2016 ABS Census data). However, there is a lack of variety amongst most of the playspaces, many lack any sense of real play value (the extent to which a child's physical, mental, emotional and social developmental needs are met through the provision of a playspace), some have no connection to the surrounding environment and many are nearing end of asset life.

REPORT

With the investigation and research undertaken on existing playspaces in the City and industry trends, specific to best practice design of play spaces (all contained in the *Playspace Research and Guidelines*), this Action Plan has been developed prioritising investment for playspaces across the City. This plan proposes short, medium and long term actions over the next ten (10) years which are subject to the endorsement of annual budgets by Council. The Action Plan proposes site specific approach to redevelopment or replacement depending on the changing needs and carrying capacity of the site.

For instance, with high numbers of day visitors to the City each year (1,144,000 in 2017)¹, and with the proven popularity of the Glenelg Foreshore Playspace, this action plan proposes the creation of a Metropolitan sized playspace at Wigley Reserve. This will be designed to cater for the high volume of users who already visit Glenelg and provide multiple play activities for all ages.

Playspace replacement and redevelopment has historically involved replacing like for like equipment, at asset end of life in line with Council's Assessment Management Register. This has

¹ Australian Bureau of Statistics, National Visitor Survey and International Visitor Survey from Tourism Research Australia 2017

involved minimal community engagement with regards to design options or material selection and has resulted in a degree of similarity across our playspaces. In recent years the focus has moved to creating playspaces that meet latest playspace trends and offering engaging and inviting spaces for children and families to visit that provide for a variety of interests and abilities (Glenelg foreshore, Bindarra Reserve and Angus Neill Reserve being recent examples). Time has been invested in engaging with our residents and local school students to gain their ideas and feedback regarding the redevelopment of our playspaces which has created community buy in and a sense of connection with the new spaces.

The City has proportionally high numbers of older residents (grandparents and caregivers) who also visit the playspaces. Future planning and design of playspaces will address not only the needs of parents, but also grandparents and other care givers to encourage visitation and length of stay. This will include suitable public seating and shade where appropriate, drinking fountains and consideration given to surrounding surface treatments to enable ease of movement for prams and the mobility impaired. There is also a need to provide spaces that allow for intergenerational play as well as designated toddler and youth spaces where possible.

Dependent on the redevelopment or upgrade proposed in the Action Plan and project specific budget, a localised traffic survey may be undertaken, with traffic data collected on adjacent roads to help inform the planning phase of the project. Traffic control treatments, playspace fencing and parking issues would be addressed.

BUDGET

The Playspace Action Plan proposes renewal and redevelopment of playspaces in short, medium and long term timeframes based on a number of factors including the age and condition of the existing equipment, play value, utilisation rate and localised factors such as exposure to the coastal environment.

Any funding for the projects listed in the Action Plan require approval for funding from Council through the Annual Business Plan process. It is anticipated that Administration will identify prior to a new financial year, the priorities from these projects and will table those with Council for funding approval as part of the Annual Business Planning process that also goes through public consultation. This allows Council to raise any concerns it has with regard to any individual projects prior to any funding approval being endorsed.

As a point of reference, some recent playspace redevelopments around metropolitan Adelaide are contained in Attachment 3 and show the cost and features for each site. Importantly, each project incorporates not only new play equipment but also associated amenities and facilities upgrades, making each site more inviting, user friendly and accessible.

Refer Attachment 3

Where applicable, grant funding will be applied for (i.e. DPTI Open Space and ORSR Facilities Grant). Most grant funding programs will require a 50% contribution from Council and 50% contribution from the funding body, noting that these grants are very competitive and usually oversubscribed.

As part of the development of the Playspace Action Plan, the condition of playspace equipment and usage has been updated for playspaces across the City, in the Asset Management Register. The lifespan of playspace assets has also been adjusted to reflect accurate replacement timeframes for equipment located on our foreshore in high use zones. This will allow Council to budget for yearly playspace development costs within the Capital Program in the Reserves Improvement Program budget and to apply for New Initiative funding where required.

With additional repairs and maintenance, life span of playspaces may be extended beyond timeframes listed in the Action Plan where applicable. Playspaces proposed for development will be designed taking into consideration recurring maintenance costs and involve open space maintenance staff in design and selection of infrastructure and materials.

LIFE CYCLE COSTS

Appendix 2: Playspace Service Levels, featured in the Playspace Action Plan, sets annual maintenance and repairs costs and lifespans for individual playspaces based on their hierarchy and location. These service levels have been determined by a team of staff from Asset Systems, Strategy, Open Space and Trees and Active Communities.

PLAYSPACE RESEARCH AND GUIDELINES

STAY
AND PLAY



COMMUNITY



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1. Summary

Based on industry benchmarks, the City of Holdfast Bay has an appropriate number of playspaces per resident and child compared to similar sized Local Government areas in metropolitan Adelaide. However, our playspaces lack variety and play value (e.g. risk taking, adventure, problem solving) as many playspaces were installed at the same time and by similar manufacturers. Playspace design trends have changed significantly since the installation of many of our playspaces.

Council's current supply of playspaces, doesn't take into consideration the proportionally high numbers of older residents (grandparents and caregivers) who live in our City. With an increasing number of households with both parents in the workforce, grandparents are increasingly taking on the role of carers and require access to local parks and playgrounds to take their grandchildren. Therefore an aging population in the City of Holdfast Bay may place greater importance on the provision of playspaces than initially thought. In particular, consideration is needed for the design and supply of amenities and supporting facilities that make it easier for older carers to access spaces with grandchildren. Design consideration should also be given to the creation of spaces that encourage intergenerational activity.

In addition to the Holdfast Bay's residential population, the City also receives a high number of day visitors each year (1,144,000 day visitors in 2017). It is important that we have playspaces designed with the play value and capacity to support these visitors to our City. To determine the provision of playspace supply across the City, a playspace walkability map was created highlighting a 500m walking radius around all existing playspaces within the City and along the borders of the City of Marion and West Torrens.

The Playspace Research and Guidelines identifies industry best practice standards for playspace provision. From the investigation and research undertaken on existing playspaces within the City and industry trends, specific to best practice design of play spaces, an Action Plan will be developed prioritising investment for playspaces across the City and taking into consideration the findings of the Open Space and Public Realm Strategy. This Action Plan will propose short, medium and long term actions to occur over the next 10 years.

¹Australian Bureau of Statistics, National Visitor Survey and International Visitor Survey from Tourism Research Australia 2016

2. Background

The City of Holdfast Bay has an extensive network of 30 playspaces, of varying condition, size and play value, many of which are heavily used and approaching end of asset life. The playspaces within our City are popular with our community and visitors from across metropolitan Adelaide and are an important means by which our community socialise and enjoy a healthy, active lifestyle.

In a time when approximately one in four (24.9%) Australian children aged 5-17 years are overweight or obese (17% overweight and 8.1% obese), spending more time indoors with “screen time” and undertaking sedentary activities, it is important to encourage our City’s children and families to actively use our extensive network of open space. Council plays an important role in stimulating both the supply and demand side of outdoor play. This is achieved by investing in and providing the facilities that encourage children to be active, that have high play value, are unique and accessible, and also promote a healthy and active lifestyle through various community activities and events.

The Playspace Research and Guidelines provide direction and guidance for the future investment and redevelopment of our playspaces and will help inform the review of the Open Space and Public Realm Strategy. The Guidelines build on the Open Space and Public Realm Strategy by providing further detail on the current provision and quality of playspaces within the City. They identify best practice playspace design and industry trends. This is based on future population and density estimates from the City of Holdfast Bay Housing Strategy: Proposed Directions Paper. Achieving the above will help inform future decision making, and enable Council to create an Action Plan to plan financially for playspace developments and to apply for external funding.

The Playspace Research and Guidelines evaluate the hierarchy of existing playspaces within the City of Holdfast Bay. The Guidelines focus on playspaces: considering existing spaces, assets on site, and current and future playspace needs. The guidelines will inform the development of a 10 year planning and implementation Action Plan.

²Australian Bureau of Statistics, National Health Survey: December 2018

3. Guideline Objectives

The objective of the Playspace Research and Guidelines is to provide information on Council's current playspace supply and conditions and compare this against industry benchmarks and best practice, to guide the future development and management of playspaces across the City to the meet current and future needs of our community.

The Guidelines will achieve this by:

- Establishing an understanding of our current provision of playspaces
- Analysing industry trends and design considerations to ensure we follow best practice for playspace renewal and creation that will offer greatest benefits to our community
- Ensuring play is accessible to City residents and visitors
- Determining under and over supply of playspaces across our region by establishing a playspace hierarchy that can be overlaid against current provision, future population predictions and barriers to access
- Providing a wide variety of playspaces that service different ages, needs and interests and complement the characteristics of our surrounding environment, culture and heritage

The Guidelines do not incorporate any playspaces or open space located within schools or private facilities that are not managed and maintained by the City of Holdfast Bay. Also excluded from the Guidelines are public open spaces and reserves that don't have a connection to a playspace or play equipment.

The Guidelines will inform the development of a Playspace Action Plan including a short, medium and long term implementation plan for playspace provision, to allow Council to plan to service our projected population and density needs.



4. Strategic and Legislative Links

4.1 City of Holdfast Bay Our Place 2030 Strategic Plan

The Strategic Plan sets Council's medium-term priorities and charts Council's specific goals and targets through to 2030.

- **COMMUNITY: A Healthy, Creative, Connected Community:**
 1. Building a Healthy, Active and Resilient Community - Achieve a high level of community satisfaction with playgrounds and open space: target rating - 7 or more out of 10
- **ECONOMY: A Diverse and Resilient Economy:**
 4. Boosting our Visitor Economy-Increase the number of visitors to Holdfast Bay: target increase 15% by 2022
- **PLACEMAKING: An accessible, lively and safe coastal city that celebrates our past to build for our future:**
 2. Developing Walkable, Connected Neighbourhoods - Achieve a high level of community satisfaction with walkability and access to local shops, services, public transport and open space: target rating - 7 or more out of 10
 2. Developing Walkable, Connected Neighbourhoods- Increase the number of people travelling to local destinations via active travel options: target increase - 20%

4.2 City of Holdfast Bay Open Space and Public Realm Strategy 2018-2030

The Open Space and Public Realm Strategy was originally created in 2012 and recently reviewed and endorsed by Council in August 2018. The strategy is a 12 year plan for open space and public realm planning and development across the City of Holdfast Bay. The Strategy makes reference to a number projects relating to playspaces.

Key Actions:

- Key Action 1.1: Investigate shared use options for school open space for areas deemed to have lower open space provision (particularly East of Brighton Road in areas of Seacliff/South Brighton/Brighton and North Brighton/Somerton Park).
- **Key Action 1.3: Review the adequacy, condition and provision of playspaces throughout the city.**
- **Measure: Playspace Action Plan adopted and improvements implemented accordingly.**
- Key Action 3.4: Review Tree Management and Implementation Plans to establish trees and landscapes across all types and hierarchy of open space, including streets, with a focus on indigenous and climate appropriate vegetation that is sustainable and adaptive to the coastal setting and climate change while providing a high degree of amenity.
- Key Action 4.4: Widely promote linear connections and pathway networks through signage, maps, walking and cycling events and other promotional material.
- Key Action 4.5: Strengthen cycle/pedestrian connections that improve movement between activity precincts and enhance pathway networks, recreation nodes, landscapes and streetscapes.
- Key Action 5.2: Seek funding opportunities for open space partnerships from new sources (and maintain existing).
- Key Action 5.3: Recognise key open spaces outside of the Council area and work with adjacent councils to provide access and wider community benefit and utilisation.
- Key Action 5.4: Investigate provision of open space in areas of low open space provision, and areas of increasing population growth (through urban renewal, higher density development).
- Key Action 5.6: Improve the quality of small pocket park spaces and acknowledge them as significant contributors of open space for local residents with limited mobility especially in areas of low provision.
- Key Action 5.7: Conduct Strategic Property Review to consolidate existing facilities where there is an oversupply or a need to improve the existing service levels.

cont. 4.2 City of Holdfast Bay Open Space and Public Realm Strategy 2018-2030

Proposed Project List 2018–2030:

- Bowker Oval Reserve: Enhance the landscape around the play and picnic area. Increase passive and active recreation opportunities within existing playspace and courts area. Establish a new playspace that caters for younger and older children with links to barbecue and shelter. Use part of the remaining 2 courts to extend the recreation and play opportunities.
- Da Costa Reserve: Relocate and broaden the scope of the playspace (perhaps shifting closer to the shelter and picnic facilities and catering for a range of age groups through challenging and creative play elements). Enhance landscape and increase shade particularly around playspace. Upgrade half court and consider other youth components (bouldering structure).
- Dover Square Reserve: Upgrade/replace playground at end of life.
- Fordham Reserve: Upgrade/replace playground at end of life. Create other activity opportunities for ages 12+ years.
- Good Neighbour Gardens: Upgrade/replace playspace at end of life. Toilets may be needed due to the high usage of the reserve.
- John Miller Reserve: Establish shady trees (whilst managing impacts on views) to enhance the grassed area, picnic area and playspace. Upgrade/replace playground and fitness equipment at end of life.
- Margaret Messenger Reserve: Establish new playspace as part of Glenelg Oval Masterplan Stage 2, including outdoor gym equipment, new shelter and BBQ.
- Mawson Oval Reserve: Increase trees, shade and seating around the play area. Establish additional recreation activity opportunities such as bike area.
- Old Gum Tree Reserve: Review vision for the playspace closer to the end of life to take into considerations site usage, any changes to demographics and any changes to playspace trends.
- Paringa Park Reserve: Enhance playspace and potentially relocate and broaden age focus.
- Parkinson Reserve: Upgrade/replace playground at end of life of the modular equipment.
- Partridge House Gardens: Create an appealing park setting along Penzance Street including review fencing, enhance and relocate play space within reserve, increase shady trees and seating.
- Patawilya Reserve: Relocate and enhance the playspace, including the integration of creative and landscape play elements suitable for younger and older children. Maintain at current scale due to plans for higher level playspace at Wigley Reserve. Develop a Concept Plan and redesign the site to revitalize the character of the reserve and create a distinctive destination. Create other activity opportunities for different age groups (exercise, bikes, half court). Create gathering and rest area opportunities including picnic facilities and seating.

cont. 4.2 City of Holdfast Bay Open Space and Public Realm Strategy 2018-2030

- Seaforth Reserve: Upgrade play equipment at end of life of the modular equipment. Give priority to younger ages.
- Sutherland Reserve: Upgrade/replace playground at end of life. Raise profile of site.
- Tarniwarra Reserve: Add a swing set to establish this site as a recognisable playspace servicing residents on the western side of the Patawalonga.
- Wattle Reserve: Develop a Concept Plan to guide improvements. Consider expanding the play and activity potential around the existing equipment. Design playspace that interconnects to recreation opportunities as an activity hub. Increase shade and enhance landscape and consider lights for twilight use.
- Wigley Reserve: Redevelop fitness hub and playspace. Integrate creative elements within the playspace to provide opportunities for a wider range of ages, interests and abilities and increase the capacity of the playspace. Increase seating with connections to play and picnic facilities. Integrate other activity opportunities such as bike and scooter tracks. Improve the quality and appeal of infrastructure, including potential innovative and functional art works. Consider lighting around the reserve for twilight use, including along the pathway. Increase shade around the site.

4.3 City of Holdfast Bay 2014-2019 Public Health Plan

Council will strive to preserve, protect and promote public health and aim to 'provide a sustainable, safe and cohesive seaside community that enjoys an outstanding quality of life, welcomes visitors and values the City's distinctive history and open spaces'.

Stronger and Healthier Communities and Neighbourhoods for All Generations

- A Connected Community - Incorporate health and social issues in the development of the Open Space and Public Realm Strategy.
- A Connected Community - Continue to provide a planned approach to upgrade and renew assets in open spaces which encourage health and wellbeing.

Increasing Opportunities for Healthy Living, Healthy Eating and Being Active

- Healthy Lifestyle - Implement the key components of the Open Space and Public Realm Strategy.
- Be Active - in accordance with our Community Land Management Plan provided environments that encourage passive and active recreation such as reserves, linear trails, beaches and sporting clubs.

4.4 City of Holdfast Bay Housing Strategy - Proposed Directions Paper

Council has a target from the Our Place 2030 Strategic Plan to increase the 'missing middle' of housing types by 10% by 2030. The 'missing middle' is a range of multi-unit or clustered housing types compatible in scale with traditional family homes. Missing middle housing also supports the development of active communities, another target in our strategic plan.

To plan for the future housing needs of the City of Holdfast Bay, the directions paper highlighted the drivers of change and proposed policy objectives and strategies to be consulted with the community. The development of a strategy is in its early stages.

To accommodate potential increases in population, the paper considered existing patterns of housing and activity, and government policy directions. It proposed increasing the diversity of housing to provide a broader range of housing types for individual and family households at different life stages and needs, and suggested locations for a mix of supportive uses providing services and amenities for residents within walking distance.

Locations that support higher density living are generally those with access to good public transport and a mix of other services. In well-established areas like Holdfast Bay, any addition of people and housing will result in increases in housing density and more intensive use of services and amenities. A housing strategy will provide guidance in relation to any locations appropriate for population and housing increase and help planning and designing of future playspaces, and general open space.

4.5 City of Holdfast Bay Tourism Plan 2020

The Tourism Plan 2020 highlights the high rates of visitation to the City via day trips (1,093,000 in 2016) and overnight visits (202,000 in 2016). Visiting friends and relatives is a significant travel market within both domestic and international tourism accounting for 35% of visitors to Holdfast Bay. This information is important to take into consideration for the future creation and redevelopment of playspaces to ascertain they are designed to withstand the usage rates not only by local residents but also by visitors to the region. Consideration also needs to be given to designing unique playspaces in key tourism areas that attract and service visitors from the wider Adelaide region. Metropolitan Playspaces attract visitors from a 10km radius of the destination and visitors will often stay for the whole day enjoying the space, surrounding attractions and contributing to the visitor economy by visiting local businesses.

- Strategic Priority 1: Driving Demand
 - 1.2 Secure investment through Council, grants, government funding and private investment for major infrastructure projects that enhance visitor experience and drive demand
 - 1.4 Enable growth by leveraging Council tourism assets
- Strategic Priority 2: Visitor Experience
 - 2.2 Create a strong visitor appeal

4.6 Legislative Context and Australian Standards

The Playspace Research and Guidelines align with a number of legislative requirements, codes and practices that affect the provision of dedicated playspaces. These include the Disability Discrimination Act 1992, the Building Code of Australia (BCA), Crime Prevention Through Environmental Design (CPTED), Tobacco Products Regulation Act 1997 (SA) and Duty of Care and Due Diligence and Best Practice. Additionally, a number of Australian Standards relate directly or indirectly to the provision of playspaces. Whilst Australian Standards are not mandatory, they are legally recognised as being the minimum acceptable standard required in any particular subject.

The Australian Standards were last reviewed in 2014 and the changes to the standards promote fun and enjoyment over risk aversion, and supports the development of key skills in risk-taking and judgement.

5 Research and Industry Trends

5.1 Benefits of Play

Play allows children and young people to develop a wide variety of skills imperative for healthy development and wellbeing.

Cognitive Development

Cognitive skills are development during play through children; comprehending information, using their imaginations, organising ideas, analysing information, applying knowledge, problem solving, making choices and evaluation ideas or actions. Cognitive skill development through play is fundamental to developing curiosity and raising a generation of creative problem-solvers. Free play affects a child's confidence, intelligence and ability to articulate.

Physical Development

Fine and gross motor skills are developed through play via children engaging in a range of activities including; grasping, climbing, balancing, jumping, hanging, rocking and running. Children are increasingly becoming overweight due to increased sedentary behavior. Outdoor play offers unstructured recreation opportunities that assist children to develop reflexes and movement control, build stronger muscles and improve heart and lung function.

Social and Emotional Development

Play offer opportunities for children to develop a range of social and emotional skills through; cooperating with others, assessing and taking risks, compromising, being aware of the feelings and needs of others, communicating, helping others, and practicing self-control. Through playing at their local park or reserve, children can develop a sense of belonging to their community. Active play also offers opportunities for intergenerational interaction and inclusion of different ages and abilities, and designs that encourage grandparents to play with their grandchildren also supports physical mobility and mobility independence in older age groups.

Language Development

Play offers opportunities for children to develop language skills via; understanding and using language, learning from others (children and adults), identifying and giving names to objects and expressing their thoughts, feelings, ideas and frustrations.

5.2 Types of Play

Research around play theories identifies a range of different types of play. For the purpose of the Guidelines, Council has identified four types of play that have been linked to long term benefit for participants; individual or quiet play, social play, active play and cognitive or creative play.

Individual or Quiet Play

Provides the opportunity for self-reflection, reliance and personal development. It is essential for fostering personal identity, independence and the development of personal views and opinions. This type of play is important because it teaches children how to entertain themselves. Activities can include; observing, sitting, thinking, pondering, daydreaming and visualization.

Social Play

Involves the participation of others and allows for the development of relationships, cooperation, role-playing and communication. Like individual play, it is essential for personal development and establishing a sense of identity. Social play helps children to develop a sense of belonging in a group as they interact with others and learn how to negotiate rules for positive social interactions. Activities can include: ball games, role playing, problem solving, imitation and creation.

Active Play

Involves physical movement and is essential for physical development, coordination, fitness, endurance, spatial perception and awareness, strength and the development of gross and fine motor skills. Activities include: running, jumping, swimming, splashing, rolling, hopping, spinning, bounding, bending and crawling.

Cognitive and Creative Play

Creative play allows children to create and manipulate their own environment to cater to their imagination. Cognitive play involves thinking, concentrating and problem solving. Together creative and cognitive play provides opportunities for imagination and logical thought. Activities can include: digging, shaping, molding, constructing, demolishing, exploring, discovering, role playing and changing.

5.3 Industry Trends and Design Considerations

There are a number of industry trends and design considerations that Council needs to be aware of when planning for the renewal and creation of playspaces to make sure that we are creating playspaces that meet industry best practice and yield the highest benefits for our community members.

Play equipment vs. playspaces - the moving focus of creating playspaces with a variety of play opportunities for different ages and interests as opposed to singular use modular play equipment placed on a grassed reserves. Playspaces are places for everybody not just children and therefore need amenities for all ages, such as; seating, BBQ's, outdoor gym equipment, recreation opportunities, landscaping and natural areas.

Encouraging healthy active children and adults - In Australia almost 2 in 3 adults and 1 in 4 children aged 2 to 17, are overweight or obese¹. SA children have a significantly higher amount of screen time than the National average³. As obese children also tend to be obese in later life, it is important for parents to set the right example for their children from an early age⁴. We want to encourage our residents to get outdoors and enjoy our open spaces and walking and cycling trails together and we can do this by providing a variety of high quality playspaces and recreation facilities.

Nature Play - It is important to provide constructed natural play environments where there is a multitude of unstructured play opportunities for children that allow them to develop a wide variety of skills and use their imaginations.

Nature Playspaces include:

- Majority natural elements e.g. sand, rocks, wood, water, plants
- Lots of sensory stimulation e.g. smelling plants, different textures, living creatures, different colours
- Changing, adaptable as its make for living items, loose parts and is open to interpretation
- Promote sense of wonder and imagination
- Provide opportunities for open ended play, social interactions, risk taking and role playing⁵

Increasing participation in unstructured recreation - A recent study by Australian Sports Commission and Commonwealth Scientific Research Organisation identified trends likely to affect the sports and recreation sector over next 30 years. People are favoring more flexible and unstructured physical activity opportunities such as running and walking. Council needs to provide spaces that cater for unstructured recreation and physical activity such as open spaces suitable for ball sports, outdoor gym equipment, community accessible courts and connection of walking and cycling paths.

Connectivity with land and local environment - Research has shown that connection to nature during childhood can encourage the development of environmental responsibility and empowerment and lead to a sense of ownership and responsibility to protect local environment in adult years⁷. What we explored as children in the natural environment is carried within us throughout life.

Holdfast Bay is the home to a number of significant cultural sites, including Tjilbruke Springs. It is important that any developments in cultural significant areas incorporate consultation and design engagement from Kaurna representatives so that we can share the stories and history of these sites with the community through playspace design.

³SA Government, National Australian Children's Nutrition and Physical Activity Survey 2007: South Australian Findings

⁴Health Direct, Obesity in Children

⁵Nature Play SA, Natural Playspace Principles

⁶Australian Sports Commission and Commonwealth Scientific Research Organisation, The future of Australian sport Summary: Megatrends shaping the sports sector over coming decades

⁷Chawla, L, Significant life experiences revisited: A review of research on sources of environmental sensitivity

⁸Sebba, B, The landscapes of childhood. Environment and Behaviour

cont. 5.3 Industry Trends and Design Considerations

Unique/customised playspaces - Moving away from “off the shelf” playgrounds to playspaces customised for the location and surrounding residents and with unique features to create a point of difference that attracts people to the space. There is a growing importance around including the voice of the child in playspace design.

Universal Access - Playspaces need to be accessible by children and young people of all ages, backgrounds and abilities. This is not to say that all play elements in a playspace should be designed for disability access, but that consideration should be given for a number of playspaces with access and inclusion elements across the Council area.

Fencing - Fencing should be provided only where necessary and only for safety purposes. A fence may be included when a playspace is: next to a main road or carparks, near a water body or in close proximity to other physical hazard. Fencing should not be used to absolve caregivers of responsibility of monitoring children using a space. There are other avenues to encourage children to stay within a playspace, including; landscaping and plantings.

Playspace Catchments - Generally an accepted rate of provision of playgrounds within Australia Metropolitan Local Government areas is locating a playground within a distance of 500m radius of every household. This distance is seen as an acceptable distance to walk or ride to a playspace.

Shade - Australia has been identified as having one of the highest incidents of skin cancer in the world⁹. It is therefore increasingly important to provide natural and synthetic shade over playspaces. Natural shade also provides a greening cooling effect for the playspace. It is important to note that large shade trees are difficult to establish along the coastline.

Risk Cost Benefit - Children benefit from playspaces that provide risk and challenge, where they are free to make their own decisions without adult interference and learn from trial and error in a safe environment. These opportunities build a child’s resilience and confidence. When designing a new playspace Council needs to make sure that we don’t allow the fear of risk to outweigh the benefits of risk¹⁰.

Adult Play Trends - Adults should not be excluded from using playgrounds and equipment needs to be designed and developed for use by this age group, i.e. the provision of swing seats and rockers designed for use by adults is a way of encouraging adults to use park facilities with their children and by themselves. It is also important to include recreation opportunities into a playspace where possible, such as basketball rings, outdoor exercise equipment, sporting courts and open space for ball games.

⁹SunSmart, Skin Cancer Facts & Stats

¹⁰Play Australia, Design Advice for Supervised Early Childhood Services



Nature Play



Tidlangga Playspace, SA
*Picture sourced from Landscape Australia



Clem Thomas Oval, WA
*Picture sourced from parks and Leisure Australia

Universal Access



Slide at Bronte Beach, NSW
*Picture sourced from Have Wheelchair Will Travel



Bathurst Adventure Playground, Bathurst, NSW
*Picture sourced from Have Wheelchair Will Travel

Unstructured Recreation and Adult Play



Outdoor Gym Equipment, Turruwul Park, NSW
*Picture sourced from Moduplay Commercial Systems



Parkour Equipment, Salisbury, SA
*Picture sourced from Active Recreation Solutions



Ninja Circuit
*Picture sourced from Playscape Creations



Climbing Nets and Structures
*Picture sourced from the Playground Centre

Unique and Distinctive Playspaces



Learners Early Education, South Morang
*Picture sourced from ArtDinouveau



Morialta Conservation Park
*Picture sourced from The Advertiser

Creative and Imaginative Play



Musical Instruments
*Picture sourced from The Playground Centre



Water and Sand Play, Bonython Park, SA
*Picture sourced from 202020 Vision

6 Guiding Principles

The below principles have been identified to guide the City of Holdfast Bay's Playspace Research and Guidelines. These principles will provide direction for the design and supply of playspaces in the City:

- **Maximizing Participation** - Aim to maximize participation of our community members by providing a diversity of playspaces across our region that offer a variety of play and recreation opportunities that allow many people to participate at one time.
- **Activity Hubs** - Creation of places that incorporate multiple play and recreation opportunities that encourages multi-generational use. Provision of supporting infrastructure (toilets, shade, parking etc.) is important in creating hubs.
- **Compatibility** - Develop playspaces that complement our Cities natural environment and rich heritage, integrating learning and interpretation opportunities where possible.
- **Accessibility** - Create playspaces that are accessible to children of all ages, abilities and backgrounds incorporating universal design principles where possible. A variety of facilities and spaces will be supported to ensure the community has choices in relation to play.
- **Healthy Lifestyle** - Support all of our residents to live healthy and active lifestyles by providing quality playspaces that are connected to walking and dedicated cycling paths and public transport.
- **An Informed Community** - Communicate the benefits of play to our community members and educate on best practice play design and provision.
- **Engaged Community** - Value community input and seek community ideas and feedback on the development and activation of playspaces.
- **Maintenance Considerations** - Strive to create cost efficient playspaces that require minimal maintenance, that utilise local contractors and distributors and are designed to suit the site environment. Where possible, we will access grant funding to support the development of playspaces.
- **Best Practice** - Development of playspaces that meet best practice guidelines around playspace design and industry trends, including CPTED and Universal Access principles.



7 Current State of Play

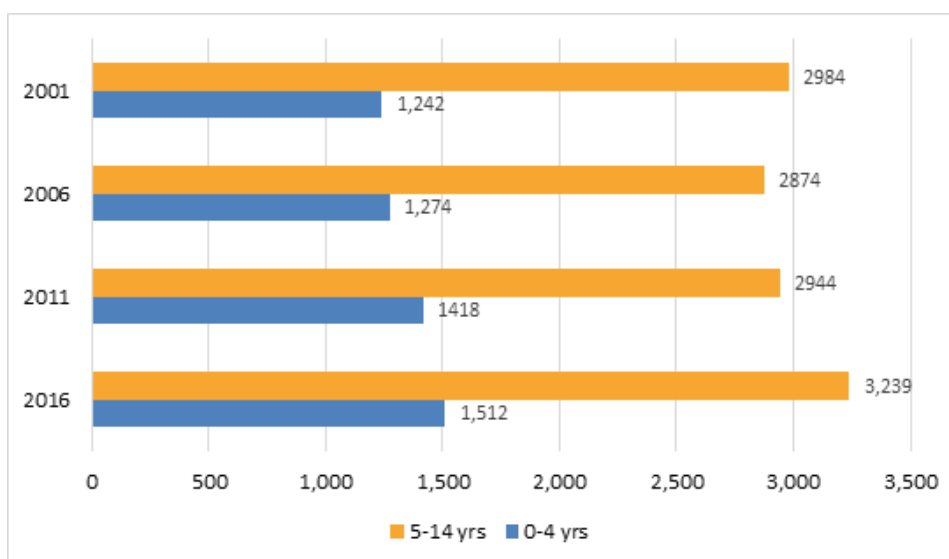
The City of Holdfast Bay currently has 30 Council owned and maintained playgrounds. In 2016 the residential population of the City of Holdfast Bay was 35,360, which incorporated 4,751 children between the ages of 0 to 14 years. This equals one playground for every 1,179 residents or one playground for every 158 children. The population is forecast to increase to 40,313 persons by 2031, which would be a 14% increase over 15 years from 2016 levels. At our current supply of playspaces, this would equal one playground per 1,344 residents.

The City of Holdfast Bay receives high visitation rates from day trippers (1,093,000 in 2016) and overnight visitors (202,000 in 2016). Tourists to the City greatly increase the number of people accessing community infrastructure and spaces including sporting facilities and playspaces. The Glenelg Foreshore Playspace was opened in 2016 and its success has been measured by the two hundred plus children and adults who visit the space per hour in peak season.

It needs to be highlighted that the Holdfast Bay Council area incorporates approximately 9 kilometres of coastline foreshore that is frequently accessed by families and community members to use for unstructured recreation and play. The City also has a range of natural and maintained open spaces that are accessed by families and residents for play and unstructured recreation opportunities.

The City of Holdfast Bay has a relatively small proportion of children and young people compared to the Adelaide Statistical Division (ASD) as shown below, but the number of young children aged 0 to 14 years, has increased slightly since 2001 Census.

Graph 1: Number of children in the City of Holdfast Bay from 2001 to 2016



* Source: Australian Bureau of Statistics, CData, 2001, 2006, 2011, 2016¹¹

The main reason for the smaller proportion of children and young people in the Council region is the higher ratio of older people (65 and over) living in the City of Holdfast Bay (24% compared to 18.2% for the ASD).

It should be noted that with increasing number of households with both parents in the workforce, grandparents are tending to take on the role of carers and require access to local parks and playgrounds to take their grandchildren. Therefore an aging population in the City of Holdfast Bay may place greater importance on the provision of playspaces than initially thought. In particular, consideration is needed for the design and supply of amenities and supporting facilities that make it easier for older carers to access spaces with grandchildren.

Some areas within the City of Holdfast Bay have larger proportions of children and as a result may have higher demand for playgrounds. There are higher proportions of children (0-14 years) concentrated in North Brighton (16%), Seacliff Park (15.8%) and South Brighton (15%) (Appendix 1, page 22).

¹¹Australian Bureau of Statistics, Census Data: 2001, 2006, 2011 and 2016

7.1 Supply Benchmarking

Industry benchmarks for the geographical spread of playspaces vary, but ideally, a playspace should be located within a 500 metre radius of every resident, taking into consideration access barriers such as main roads, train and tram lines and water ways.

Other industry benchmarks refer to walking time rather than walking distance. For instance, a '10 Minute Walk' campaign was recently launched in the USA in 2017 by The Trust for Public Land (TPL), the National Recreation and Park Association (NRPA), and the Urban Land Institute (ULI)¹². The campaign aims for every resident to be able to access a park within a 10 minute walk of where they live and has been supported by 134 Mayors from cities across America.

Due to the flat terrain of the City of Holdfast Bay, it is reasonable to aim for the provision of a playspace within a 500m walkability radius of every household where possible.

The "State of the Sector Report on Playgrounds"¹³ was created by Parks Base in 2014 to promote effective playground planning and management and includes input from 110 Local Government Authorities. The report found that the median playground distribution over the 110 LGA's was 10 playgrounds per 10,000 head of population or a ratio of 1:1,000. Parks and Leisure Australia WA created a "Benchmarks for Community Infrastructure"¹⁴ document in 2012 to address a gap within the leisure industry in Western Australia by providing a reference point and established benchmarks for the provision of new community infrastructure. The document recommends a bench mark of 1 playground per 2,000 residents. With the aim being to reduce the number of play spaces but increase the quality in areas where they are to be provided.

Due to the large variance in industry benchmarks, this Strategy has chosen to instead make a comparison against five SA Council's with similar population sizes.

Table 1: Playspace Provision Benchmarking

Council	Population	Playgrounds	Ratio Play PP	Child (0-14) Pop	Ratio Play Per Child
City of Holdfast Bay	35,360	30	1:1179	4,751	1:158
City of Burnside	44,500	38	1:1158	6,705	1:176
City of Unley	36,800	27	1:1363	5,929	1:219
City of Norwood Payneham & St Peters	36,600	27	1:1355	4,839	1:179
Adelaide Hills Council	40,031	35	1:1104	7,577	1:215
Mt Barker District Council	31,325	33	1:949	6,514	1:197
Mean	224,616	190	1:1182	36,315	1:191

¹²Huffington Post, U.S. Mayors Agree: Everyone Needs a Great Park Within a 10-Minute Walk

¹³Parks Base, State of Sector Report on Playgrounds: Exploring Park Playground Planning and Management

¹⁴Parks and Leisure Australia, Benchmarks for Community Infrastructure: A PLA WA Working Document

7.2 Playspace Provision Targets

Whilst Council's supply of playspaces per child is relatively high compared to other Council's of similar population sizes, our provision of playspaces per person is lower than half of the comparison Council's. Due to our higher percentage of aging population and the increasing number of households with both parents in the workforce, grandparents are increasingly taking on the role of carers and require access to local parks and playgrounds to take their grandchildren. This means that although the ratio of playspace per child living in the Holdfast Bay Council region is high, this might be quite low compared to the number of children regularly frequenting the region and accessing our playspaces.

When considering Council's supply of playspaces for the next 10 years, it is important to understanding that different playspaces have different purposes and not all spaces will service all ages, interests and abilities. It is important to provide a range of playspace opportunities across the Council area of different styles and that are relevant to the demographics of the surrounding residents.

7.3 Playspace Hierarchy

Community playspaces are generally classified into a hierarchy relating to size of the reserve, carrying capacity of the play equipment, play value, amenities and catchment zone. Three hierarchy categories are used in these Guidelines; Local, Neighbourhood and Metropolitan. The details on these three categories are in the table below.

Table 2: Playspace Hierarchy Characteristics

Determinants	Local	Neighbourhood	Metropolitan
Reserve Size	Small	Medium to large	Large
Play Features	Basic play equipment usually suitable for one age range.	Diverse play opportunities for multiple ages, larger open space. Considers disability needs/ access and often includes recreation opportunities such as basketball and tennis.	Unique playspace and features suitable for a variety of ages, interests and abilities. Large open space, diverse play and recreation opportunities.
Amenities	May have; seating, shelter, bins, picnic table, small open space.	Basic amenities plus toilets, BBQ, art, paved pathways.	Basic amenities plus toilets, water fountain, shade and shelter, bike racks, lighting.
Transport	Normally by foot or bike	Mostly by car, some bike and foot traffic	Mostly by car and well serviced by public transport
Catchment	500m radius, local residents	3-4km radius, local residents and surrounding Council areas	10km radius, visitors from across metropolitan Adelaide
Parking	On street, possibly some off street	Some off street parking	Off street parking
Length of Stay	30 minutes to an hour	1 to 3 hours. Return visits	2 hours to full day, several return visits
Comments	Usually located in a suburban backstreet.	Often connected to sporting reserve or recreation opportunities.	Destination site, well known features, unique, located in accessible area.

Examples of Local Playspaces



Austinmer, NSW
*Picture sourced from the Bulli Times



Kanahooka Park, Kanaooka, NSW
*Picture sources from Queensland Country Life

Examples of Neighbourhood Playspaces



Cobbler Creek Playspace, SA
*Picture sourced from LCS Landscapes



Bristow Smith Reserve, SA
*Picture sourced from Flickr

Unstructured Recreation and Adult Play



Morialta Conservation Park, SA
*Picture sourced from DENRM



Bonython Park, SA
*Picture sourced from 202020 Vision

7.4 City of Holdfast Bay Current Supply of Playspaces

Based on the above criteria, the City of Holdfast Bay has 30 playspaces that fall into the three categories below:

Table 3: Hierarchy of Holdfast Bay Playspaces

Hierarchy	Total
Local	21
Neighbourhood	9
Metropolitan	0

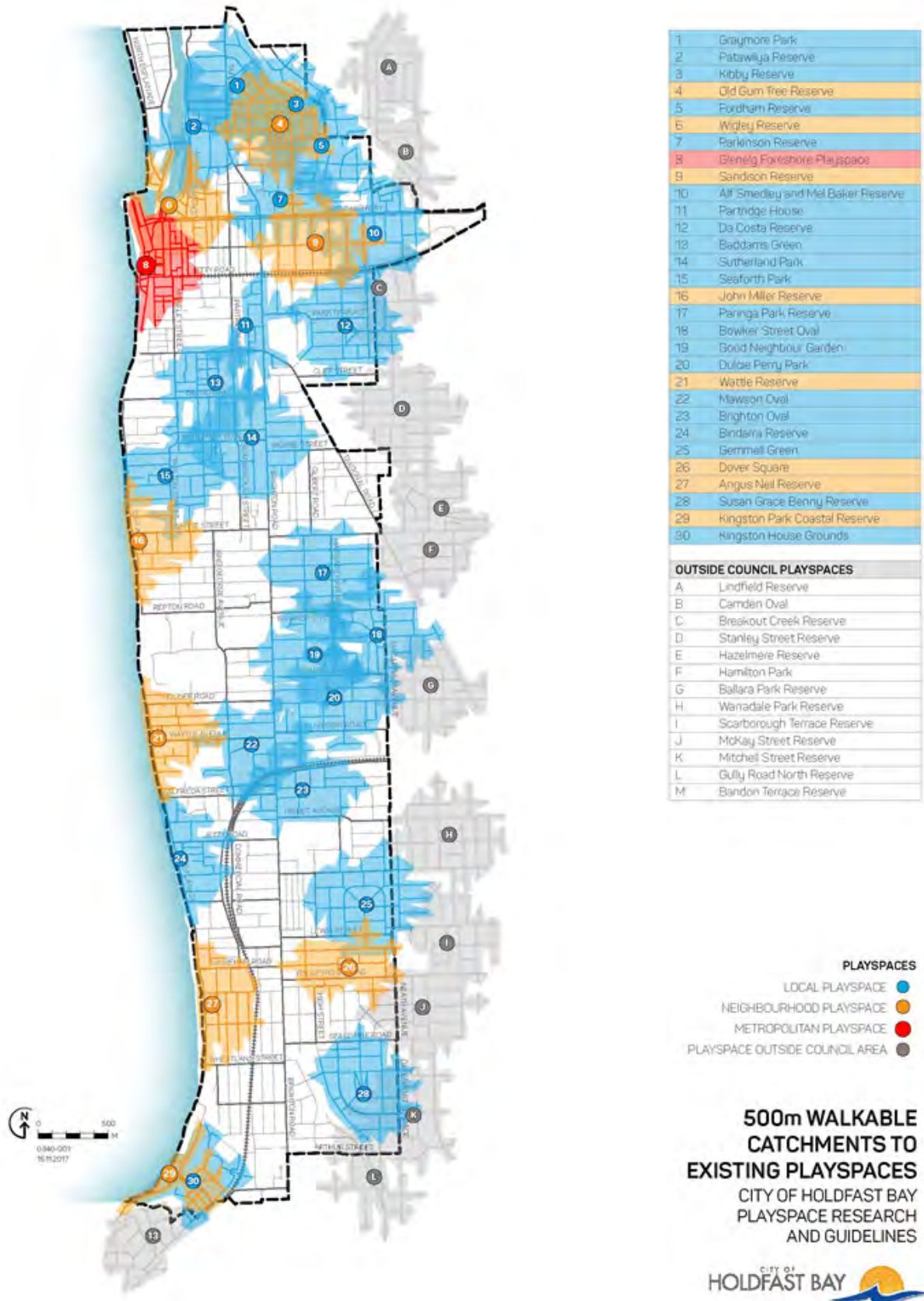
*Glenelg Foreshore Playspace is currently used as a Metropolitan Playspace but doesn't have the carrying capacity or supporting amenities to meet the Metropolitan Playspace criteria.

An audit was conducted in 2018 of all existing playspaces within the Council area (Appendix 3, page 24) and playspaces were placed into a hierarchy and rated based on; ages serviced, function and play value, condition and utilisation, using the criteria detailed on page 24. This audit was conducted by Council staff from; Asset Management, Open Space Management and Active Communities. Assessments of playspace conditions and utilisation were conducted by certified Playground Safety Inspectors employed by the City of Holdfast Bay.



7.5 Current Playspace Provision

Please note that the below map excludes open spaces and sporting facilities that do not include a playspace.



8 References

1. Australian Bureau of Statistics. 2016. National Visitor Survey and International Visitor Survey from Tourism Research Australia, Department of Resources Energy and Tourism (Aust), Assessed Event Attendee Statistics City of Holdfast Bay, Australian Bureau of Statistics (ABS) Tourism Accommodation Small Area Data, Hotels, motels and serviced apartments with 15 or more rooms.
2. Australian Bureau of Statistics. 2014. 4364.0.55.001 - National Health Survey: First Results, 2014-15 [ONLINE] <http://www.abs.gov.au/ausstats/abs@.nsf/mf/4364.0.55.001>.
3. SA Government. 2007. National Australian Children's Nutrition and Physical Activity Survey – South Australian Findings.
4. Health Direct. 2016. Obesity in Children. [Online] <https://www.healthdirect.gov.au/obesity-in-children>Chawla, L. 1990. Ecstatic places. Children's Environments Quarterly 7(4), 18-23 Deakin University and Parks Victoria. (2002).
5. Nature Play SA. 2017. Natural Playspaces Principles. [ONLINE] Available at <https://natureplaysa.org.au/wp-content/uploads/2017/08/Playspace-Design-Principles.pdf>. Accessed September 2017.
6. Australian Sports Commission and Commonwealth Scientific Research Organisation, The future of Australian sport Summary: Megatrends shaping the sports sector over coming decades.
7. Chawla, L. 1998. Significant life experiences revisited: A review of research on sources of environmental sensitivity. Environmental Education Research, 29(3), 11-21.
8. Sebba, B. 1991. The landscapes of childhood. Environment and Behaviour 23(4), 395-422.
9. SunSmart. Skin Cancer Facts & Stats. [ONLINE] <http://www.sunsmart.com.au/skin-cancer/skin-cancer-facts-stats>. Accessed in October 2017.
10. Play Australia. Design Advice for Supervised Early Childhood Services.
11. Australian Bureau of Statistics. Census Data, 2001, 2006, 2011 and 2016. [ONLINE] <http://www.abs.gov.au/census>.
12. Huffington Post. 2017. U.S. Mayors Agree: Everyone Needs a Great Park Within a 10-Minute Walk. [ONLINE] Available at: https://www.huffingtonpost.com/entry/us-mayors-agree-everyone-needs-a-great-park-within-us_59dbb212e4b0a1bb90b83001.
13. Parks Base. 2014. State of Sector Report on Playgrounds: Exploring Park Playground Planning and Management.
14. Parks and Leisure Australia. 2012. Benchmarks for Community Infrastructure: A PLA WA Working Document.
15. 40 COAG Reform Council. Healthcare 2011-2012: Comparing performance across Australia. Report to the Council of Australian Governments. COAG Reform Council, Sydney, 2013.
16. Heart Foundation. 2017. Cost-effective actions to tackle the biggest killer of men and women HEART DISEASE. [ONLINE] https://www.heartfoundation.org.au/images/uploads/publications/HF_Federal_Budget_Submission_2017-18_-_FINAL.pdf. Accessed September 2017.
17. Australian Parks and Leisure. 2017. Young at Heart- A Pilot Project in Switzerland Has Development a New Initiative that Encompasses the health Needs of a Wider Generational Spread, Page 48, Universal Magazines.
18. Adelaide City Council. 2015. Children's Play Action Plan 2015 – 2025.
19. Campbelltown City Council. 2016. Draft Playground and Exercise Equipment Plan.
20. City of Burnside. 2014. Playground Strategy 2014 – 2024.
21. One Eighty Sport and Leisure Solutions. 2017. Playspace Strategy- Planning for Play in the Rural City of Murray Bridge 2017 – 2027, prepared for the Rural City of Murray Bridge

9 Appendices

9.1 Appendix 1: Table 7 - Playspace Provision and Design for different ages

Playspace Characteristics	
0-3 Years	<p>Developing skills in balance, mobility, physical control and strength, agility, toilet training and learning to interact and communicate with adults and others</p> <p>Simple setting with low level equipment that offers low risk play opportunities. Space located away from road ways. Activities include rolling, crawling, walking, stepping, low-level climbing, swinging in low level baby swing, repetitive activities, sensory manipulation (i.e. sand play), solitary or parallel play. Interaction with adults essential to activities.</p>
3-6 Years	<p>Developing skills in fine motor control, gross-motor control and hand-eye co-ordination, self-help skills, as well as social skills such as sharing, turn-taking, following routine, listening and participating in a group.</p> <p>Spaces need to cater for walking, running, balancing, agility, swinging, sliding, spinning, climbing, hiding and seeking, digging, social play with friends, construction, imaginative and dramatic play. Interaction with adults is generally welcomed.</p>
6-12 Years	<p>Older children may use play equipment as incidental props in their group games. For example play structures may be used as part of obstacle courses, part of chasing and hiding games, as a lookout or a refuge, as a meeting and socialising place for after school activities or as a 'base' for group activities.</p> <p>Playgrounds are likely to be used for activities such as:</p> <ul style="list-style-type: none"> • Fine tuning gymnastic skills, such as on agility items, turnover bars and chin up bars • Swinging in pairs • Extending physical challenge, such as hanging from one hand only, jumping further and from higher levels and climbing.
12-18 Years	<p>Young people will use open space for a number of uses including skateboarding, bike riding, unstructured sport or just 'hanging out' with friends etc.</p> <p>Activities include some of the above with a much greater degree of challenge in physical activities (higher, longer and faster), more strategic games, more formal sports, membership of clubs, opportunities to socialise and hang-out with peers. Usually autonomous in play and often mobile in local neighbourhood.</p>
Adults	<p>Adults should not be excluded from using playgrounds, and equipment needs to be designed and developed for use by this group, i.e. the provision of swing seats and rockers designed for use by adults is a way of encouraging adults to use park facilities with their children.</p> <p>Activities include most of the above, with less of a focus on clubs and more of a focus on working part-time, being at events or volunteering time or skills. Usually completely mobile beyond local neighbourhood.</p> <ul style="list-style-type: none"> • Ball games, including a grass area and hard court area • Riding bicycles and skateboards • Outdoor gym equipment and exercise opportunities






9.2 Appendix 2: Audit of existing Playspaces

An audit was conducted of all existing playspaces within the Council area and playspaces were placed into a hierarchy and rated based on; age groups serviced, function and play value, condition and utilisation, using the criteria in the table below. This audit was conducted by Council staff from; Asset Management, Open Space Management and Active Communities. Assessments of playspace conditions and utilisation were conducted by certified Playground Safety Inspectors employed by the City of Holdfast Bay.






Rating	Function and Play Value	Condition	Capacity / Utilisation
Very Good	Provides a variety of creative/cognitive, social and physical play opportunities for a wide range of abilities. May have universal design integrated into equipment.	Only planned maintenance required. Excellent condition/almost new.	At a very high use location where space is used to or above capacity of equipment at peak times.
Good	Provides some creative/cognitive, social and physical play opportunities for some abilities.	Minor maintenance required plus planned practical maintenance. No major signs of wear and tear.	At high use location and space is used close to capacity of equipment at peak times.
Fair	Provides limited creative/cognitive, social and physical play opportunities for a limited type of ability.	Significant maintenance required. Fair condition with some signs of ageing/wear and tear.	At average to low use location and use not to capacity of equipment.
Poor	Minimal play opportunities for a limited age and ability range. Low play value.	Significant renewal/rehabilitation required. Poor condition with some equipment heavily damaged or worn.	Low level use location and/or use of equipment well below capacity.
Very Poor	Very little play opportunities (single use equipment) and low level of play value.	Physically unsound and/or beyond cost effective repair.	Very low use location.

* Utilisation may be impacted by facilities and amenities available at a playspace.






cont. 9.2 Appendix 2: Audit of existing Playspaces

No.	Reserve/ Park	Location	Picture	Overview	Age Group				Hierarchy	Age	Function & Play Value	Condition Rating	Utilisation Rating
					0-3	4-7	8-12	12+					
1	Alf Smedley & Mel Baker Reserve	Augusta Street, Glenelg East		Long narrow reserve. Recently upgraded, includes simple nature play elements, swing set & wooden tepees.					Local	Install- 2018 EOL-2038	Good	Very Good	Good
2	Angus Neill Reserve	Esplanade, Seacliff		Recent upgrade includes nature play elements, sand & water play, ship- wreck & challenge wall.					Neighbour- hood	Install - 2018 EOL-2038	Very Good	Very Good	Very Good
3	Baddams Green Park	Baker Street, Glenelg Sih		Attractive and engaging pocket park with modular play equipment and nature play elements.					Local	Install - 2004 & 2011 EOL-2026	Good	Fair	Good
4	Bindarra Reserve	Esplanade, Brighton		Upgrade includes universal access modular playground with multiple swing sets and shade sails.					Local	Install - 2018 EOL-2033	Very Good	Very Good	Very Good
5	Bowker Oval Reserve	Bowker St, Nth Brighton		Small playground of average quality attached to recreation facilities.					Local	Install- 2015 (originally at John Mathwin) EOL-2020	Fair	Fair	Fair to Poor






cont. 9.2 Appendix 2: Audit of existing Playspaces

No.	Reserve/ Park	Location	Picture	Overview	Age Group				Hierarchy	Age	Function & Play Value	Condition Rating	Utilisation Rating
					0-3	4-7	8-12	12+					
6	Brighton Oval	Stopford Rd, Brighton		Small playground connected to sporting grounds with a few play pieces in good condition.					Local	Install - 2008 EOL-2028	Good	Good	Fair
7	Da Costa Reserve	Wyatt St, Glenelg East		Diamond shaped reserve with simple fenced playground and basketball ring. Lack of shade over playspace.					Local	Install - 2004 & 2011 EOL-2018	Fair	Fair	Good
8	Dover Square Reserve	Broadway, Sth Brighton		Fully fenced reserve with smaller children's playspace. Attached to dirt BMX Track and tennis courts.					Local	Install- 2006 & 2011 EOL-2022	Good	Fair	Good
9	Dulcie Perry Park	Cecelia St, Nth Brighton		Playground is spread across the park in three 'blocks'. Appears disconnected and too structured.					Local	Install - 2004 EOL-2018	Fair	Fair	Poor
10	Fordham Reserve	David Ave, Glenelg Nth		Playground in average condition backs onto SA water way.					Local	Install - 2002 EOL-2022	Fair	Fair	Fair






cont. 9.2 Appendix 2: Audit of existing Playspaces

No.	Reserve/ Park	Location	Picture	Overview	Age Group				Hierarchy	Age	Function & Play Value	Condition Rating	Utilisation Rating
					0-3	4-7	8-12	12+					
11	Gemmell Green	Gemmell St, Brighton		Relatively small fenced play space with rubber matting and natural shade.					Local	Install - 2007 EOL-2022	Fair	Fair	Fair
12	Glenelg Foreshore Playspace	Foreshore, Glenelg		Nature based playspace on the Glenelg foreshore.					Local	Install - 2016 EOL-2026-2031	Very Good	Good	Very Good
13	Glenelg Nth Community Centre	St Lennards St, Glenelg Nth		Basic small fenced playground in front of community centre.					Local	Install - 2008 EOL-2027	Fair	Poor	Good
14	Good Neighbour Gardens	Vincent Ave, Nth Brighton		Medium size reserve with medium playground in good condition.					Local	Install - 2012 EOL-2022	Good	Good	Good
15	Graymore Park	Derrick Ave, Glenelg Nth		Fenced playground with shade sails and basketball ring.					Local	Install - 2013 EOL-2028	Good	Fair	Fair






cont. 9.2 Appendix 2: Audit of existing Playspaces

No.	Reserve/ Park	Location	Picture	Overview	Age Group				Hierarchy	Age	Function & Play Value	Condition Rating	Utilisation Rating
					0-3	4-7	8-12	12+					
16	John Miller Reserve	Esplanade, Somerton Park		Playground with range of play opportunities and outdoor gym equipment.					Neighbourhood	Install - 2011 EOL-2023	Very Good	Fair	Very Good
17	Kingston House	Strickland Rd, Kingston Park		Playground focus is on younger children. Basic play equipment.					Local	Install - 2010 EOL-2025	Poor	Poor	Poor
18	Kingston Park Coastal Reserve	Burnham Rd, Kingston Park		Reserve playspace is poorly located and small with limited play equipment. Tennis courts on site in poor condition.					Neighbourhood	Install - 2004 EOL-2019	Good	Fair	Good
19	Mawson Oval			Small play space in corner of school oval (tight site). Lack of shade and seating.					Local	EOL-2024	Good	Poor	Very Good
20	Old Gum Tree Reserve	MacFarlane St, Glenelg Nth		Popular reserve with an abundance of natural shade					Neighbourhood	Install - 2013 EOL-2024	Good	Good	Very Good

cont. 9.2 Appendix 2: Audit of existing Playspaces

No.	Reserve/ Park	Location	Picture	Overview	Age Group				Hierarchy	Age	Function & Play Value	Condition Rating	Utilisation Rating
					0-3	4-7	8-12	12+					
21	Paringa Park	Paringa Ave, Somerton Pk		Small children's playground next to tennis courts.					Local	Install - 2004 EOL-2019	Poor	Poor	Fair
22	Parkinson Reserve	Alison St, Glenelg Nth		Medium size children's playground located behind Holdfast Bay Bowls and Croquet Club.					Local	Install - 2004 EOL-2019	Good	Fair	Fair
23	Partridge House	Partridge St, Glenelg		Small playground out the back of Partridge House.					Local	Install - 2002 EOL-2021	Fair	Fair	Good
24	Patawilya Reserve	MacFarlane / Adelphi Glenelg Nth		Simple playground and sealed bike track on large reserve. Focus is on younger children.					Local	Install - 2010 EOL-2025	Very Good	Good	Good
25	Sandison Reserve	Augusta St, Glenelg East		Recently renewed playspace with lots of natural shade and close proximity to Helmsdale Tennis Club.					Neighbourhood	Install - 2017 EOL-2032	Very Good	Good	Good

cont. 9.2 Appendix 2: Audit of existing Playspaces

No.	Reserve/ Park	Location	Picture	Overview	Age Group				Hierarchy	Age	Function & Play Value	Condition Rating	Utilisation Rating
					0-3	4-7	8-12	12+					
26	Seaforth Park	Tarlton St, Somerton Park		Very small playground, tennis court and open space.					Local	Install - 2007 EOL- 2019	Fair	Poor	Poor
27	Susan Grace Benny Reserve	Mott Tce, Seacliff Pk		Fenced playground on medium size reserve. Playspace is located along roadside despite being a very large park.					Local	Install - 2012 -& 2018 EOL-2027 & 2033	Good	Good	Fair
28	Sutherland Reserve	Bath St, Glenelg Sth		Medium size playspace with tennis court and natural landscaping. Lack of parking.					Local	Install - 1993 EOL- 2022	Good	Good	Good
29	Wattle Reserve	Esplanade, Hove		Large reserve with playspace, volleyball net, hot shots tennis court and basketball ring.					Neighbourhood	Install - 2007 & 2011 EOL-2019 & 2023	Good	Fair	Very Good
30	Wigley Reserve	Anzac Hwy, Glenelg Nth		Modular playground with disability access, dominant shade structure & ageing outdoor gym equipment in poor condition.					Neighbourhood	Playspace install- 2003 EOL-2018 Fitness Equipment install - 2008	Fair	Poor	Very Good

2019-29: PLAYSPACE ACTION PLAN



STAY
AND PLAY



COMMUNITY



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1. Summary

Based on industry benchmarks, the City of Holdfast Bay has an appropriate number of playspaces per resident and child compared to similar sized Local Government areas in metropolitan Adelaide (approximately 1 playspace per 1180 residents and 1 playspace per 160 children). However, our playspaces generally lack variety and play value (i.e. the extent to which a child's physical, mental, emotional and social development needs are met through the provision of a playspace) because many playspaces were installed at the same time with similar equipment. Playspace design trends have also changed significantly since the installation of many of our playspaces.

Council's current supply of playspaces doesn't take into consideration the proportionally high numbers of older residents (grandparents and caregivers) who live in our City. With a growing number of households with both parents in the workforce, grandparents are increasingly taking on the role of carers and require access to local parks and playgrounds to take their grandchildren. Therefore, an aging population in the City of Holdfast Bay may place greater importance on the provision and accessibility of playspaces.

In particular, consideration is needed for the design and supply of amenities and supporting facilities that make it easier for older carers to access these playspaces. Design considerations such as suitable seating for carers, shade and safe, easy access for prams and the mobility impaired are crucial. Attention should also be given to the creation of spaces that encourage accessibility and intergenerational activity.

In addition to the Holdfast Bay's residential population, the City also receives a high number of day visitors each year (1,144,000 day visitors in 2017). It is important that we have playspaces designed with the play value and capacity to support visitors to our City. As such, the Playspace Action Plan proposes the creation of a new Metropolitan sized playspace and fitness hub incorporating intergenerational play. This is proposed for Wigley Reserve, Glenelg North replacing the existing neighbourhood sized playspace that has reached end of asset life. The enhancement of this space will help reduce the demand on the highly popular Glenelg Foreshore Playspace and therefore reduce maintenance costs associated with this space being used so intensively.

Metropolitan playspaces attract visitors from a 10km radius of the destination and visitors will often stay for an extended period of time enjoying the space, surrounding attractions and contributing to the visitor economy by visiting local businesses.

To determine the provision of playspace supply across the City, a playspace walkability map was created highlighting a 500m walking radius around all existing playspaces within the City and along the borders of the City of Marion and West Torrens. Using this criteria, the map identified an undersupply of playspaces accessible to residents in certain pockets of the City. The mapping also highlighted a higher supply of playspaces in the suburbs of Glenelg North, Hove and Kingston Park, based on the 500m walking radius.

With the investigation and research undertaken on existing playspaces in the City and industry trends, specific to best practice design of play spaces, this Action Plan has been developed prioritising investment for playspaces across the City. This plan proposes short, medium and long term actions over the next 10 years which are subject to the endorsement of annual budgets by Council.

This Action Plan will be supported by operational systems and processes to ensure efficient delivery and long term sustainability of playspace provision and management across the City.

1. Australian Bureau of Statistics, National Visitor Survey and International Visitor Survey from Tourism Research Australia 2017

2. Background

The City of Holdfast Bay has an extensive network of 30 playspaces, of varying condition, size and play value, many of which are heavily used and approaching end of asset life. The playspaces within our City are popular with our community and visitors from across metropolitan Adelaide and are an important means by which our community socialise and enjoy a healthy, active lifestyle.

In a time when approximately one in four (24.9%) Australian children aged 5-17 years are overweight or obese², spending more time indoors with “screen time” and undertaking sedentary activities, it is important to encourage our City’s children and families to actively use our extensive network of open space. Council plays an important role in stimulating both the supply and demand side of outdoor play. This is achieved by investing in and providing the facilities that encourage children to be active, that have high play value, are unique and accessible, and also promote a healthy and active lifestyle through various community activities and events.

The Playspace Action Plan 2019-2029 stems from the Playspace Research and Guidelines that were noted by Council in 2018 and consist of future recommendations for the upgrade and development of playspaces in the short, medium and long term. The Playspace Action Plan has been developed from the recommended actions of the Open Space and Public Realm Strategy 2018-2030 looking in further detail at the current provision and quality of playspaces and individual playspace redevelopments, creations and removals. The creation and adoption of the Playspace Action Plan is a key action (Key Action 1.3) of the Open Space and Public Realm Strategy 2018-2030.

2. Australian Bureau of Statistics, National Health Survey: December 2018

3. Key Findings

1. In comparative terms, The City of Holdfast Bay has appropriate supply of playspaces throughout the City for the numbers of resident children (approximately 1 playspace per 1180 residents and 1 playspace per 160 children).
2. There is a lack of variety amongst most of the playspaces, and many lack any sense of real play value (e.g. adventure, problem solving, customised, themed).
3. The City has proportionally high numbers of older residents (grandparents and caregivers) who also visit the playspaces. Future planning and design of playspaces will address not only the needs of parents, but also grandparents and other care givers to encourage visitation and length of stay.
4. The City lacks a true Metropolitan sized playspace. With the high numbers of day visitors to the City each year (1,144,000 in 2017), and with the proven popularity of the Glenelg Foreshore Playspace, this action plan proposes the creation of a Metropolitan sized playspace at Wigley Reserve.
5. Lifespans that have traditionally been placed on playspace assets (manufacturers recommended lifespans) have not been in line with actual wear and tear of our spaces largely due to the conditions faced by our foreshore playspaces and the high level of use several of our playspaces experience. This consequently means that capital budget has not been assigned in the Asset Management Register in line with the conditions of playspace equipment and their accelerated need for renewal. The lifespan for foreshore playspaces has recently been reduced from 20 years to 10-15 years with Annual Condition Inspection conducted by qualified Depot staff in order for critical items to be moved forward for renewal in the Asset Management Register. See Appendix 2: Playspace Service Levels.



4. Areas of over and under supply

The map on page 7 of this plan shows the geographic location of existing playspaces across the City, showing a walking radius distance of 500m around each playspace. This map indicates possible undersupply of playspaces accessible for residents living in the suburbs of:

- Somerton Park
- A section of Seacliff bound by Brighton Road and the train line
- A section of Seacliff Park bound by Gilbertson Gully and Brighton Road
- Glenelg North on the Northern Esplanade side of the Patawalonga River
- A section of Glenelg East and Somerton Park bound by Diagonal Road and Brighton Road

The map has also highlighted a higher supply of playspaces based on the 500m walking radius, in the suburbs of Glenelg North, Hove and Kingston Park.

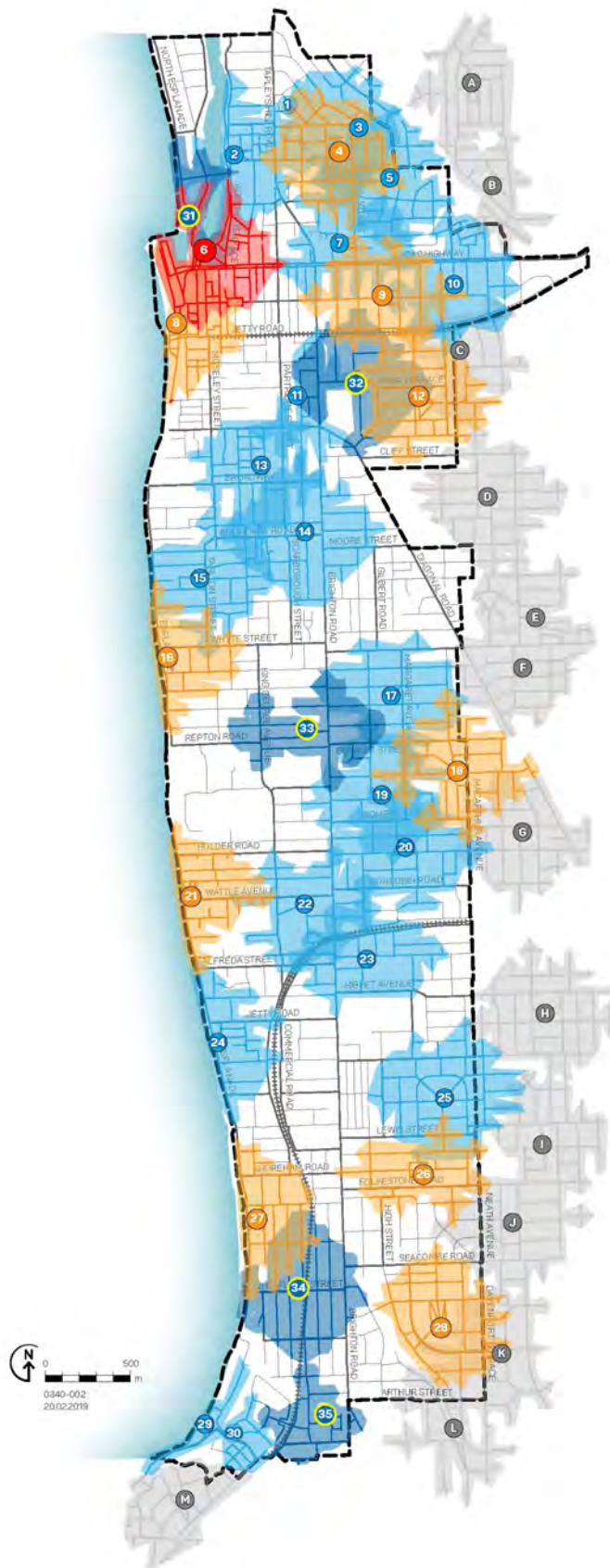
Additional information:

- The existing Master Plan for Kingston Park Coastal Reserve is currently under review. This review will determine the focus for this site including the playspace and recreation facilities.
- Gilbertson Gully provides a beautiful nature play opportunity for children and families living in Seacliff Park to explore.
- The City of Holdfast Bay encompasses 9km of coastline that provides a range of play opportunities for children and families, as highlighted in the Open Space and Public Realm Strategy.

The research and findings identified the following three sites listed below, as possible locations for additional playspaces, to help address the undersupply in surrounding areas. These opportunities will be explored in more detail with community consultation providing further direction.

1. Rossall Road Reserve, Somerton Park
2. Wheatland Road Reserve, Seacliff
3. Tarniwarra Reserve, Glenelg North

5. Mapping - Proposed Playspace provision



1	Graymore Park**
2	Patawilja Reserve
3	Kibby Reserve
4	Old Gum Tree Reserve
5	Fordham Reserve
6	Wigley Reserve
7	Parkinson Reserve
8	Glenslg Foreshore Playspace
9	Sandison Reserve
10	Alf Smedley and Mel Baker Reserve
11	Partridge House
12	Da Costa Reserve
13	Baddams Green
14	Sutherland Park
15	Seaforth Park
16	John Miller Reserve
17	Paringa Park Reserve
18	Bowker Street Oval
19	Good Neighbour Garden
20	Duloe Perry Park
21	Wattle Reserve
22	Mawson Oval
23	Brighton Oval
24	Bindarra Reserve
25	Gemmell Green
26	Dover Square
27	Angus Neil Reserve
28	Susan Grace Benny Reserve
29	Kingston Park Coastal Reserve
30	Kingston House Grounds**
31	Tarniwarra Reserve*
32	Margret Messenger Reserve*
33	Rossall Road Reserve*
34	Wheaten Road Reserve*
35	Kauni Parade Sporting Complex*

OUTSIDE COUNCIL PLAYSPACES

A	Lindfield Reserve
B	Camden Oval
C	Breakout Creek Reserve
D	Stanley Street Reserve
E	Hazelmere Reserve
F	Hamilton Park
G	Ballara Park Reserve
H	Warradale Park Reserve
I	Scarborough Terrace Reserve
J	McKay Street Reserve
K	Mitchell Street Reserve
L	Gully Road North Reserve
M	Bandon Terrace Reserve

* proposed new ** proposed removal

PLAYSPACES

- LOCAL PLAYSPACE ●
- PROPOSED LOCAL PLAYSPACE ●
- NEIGHBOURHOOD PLAYSPACE ●
- METROPOLITAN PLAYSPACE ●
- PLAYSPACE OUTSIDE COUNCIL AREA ●

500m WALKABLE CATCHMENTS TO PROPOSED PLAYSPACES
CITY OF HOLDFAST BAY
PLAYSPACE RESEARCH AND GUIDELINES



6. Action Plan - Short, Medium and Long Term

This Action Plan was developed by Administration from; Asset Management, Open Space Management and Active Communities. Assessment of playspace conditions and utilisation were conducted by certified Playground Safety Inspectors employed by the City of Holdfast Bay.

The following relates to various factors that need to be considered when implementing the Action Plan:

1. Any funding for the projects listed in the Action Plan require approval for funding from Council through the Annual Business Plan process. Administration will identify prior to a new financial year the priorities from these projects and will table those with Council for funding approval as part of the Annual Business Planning process that also goes through public consultation. This allows Council to raise any concerns it has with regard to any individual projects prior to any funding approval being endorsed.
2. Priority level and timelines for proposed playspace redevelopments, are based on asset condition, depreciation of assets, utilisation rates and strategic location within City. Priorities will be reassessed closer to the asset end of life.
3. The priorities listed in the action plan are to be used as a guide in the provision of playspaces and may be subject to other considerations as they arise.
4. In addition to the proposed works below, planned preventative maintenance will still occur on all playspaces. Where possible, life span of playspaces will be extended beyond timeframes listed.
5. As part of the development of the Action Plan, the condition of playspace equipment and usage has been updated for playspace across the City, in the Asset Management Register. This will allow Council to budget for yearly playspace development costings within the capital program within the Reserves Improvement Program budget and to apply for New Initiative funding where required.
6. Where applicable, grant funding will be applied for (i.e. DPTI Open Space, and ORS Facilities Grant). Most grant funding programs will require a 50% funds contribution from Council and 50% contribution from the funding body.
7. The Playspace Research and Guidelines Objectives and Guiding Principles (pages 4 & 16) will be applied to the planning and design of any future redevelopments and site enhancements.
8. Playspaces proposed for developed will be designed taking into consideration recurring maintenance costs and involving open space maintenance staff in the design and selection of infrastructure and materials.
9. Dependent on the redevelopment or upgrade proposed in the Action Plan and project specific budget, a localised traffic survey may be undertaken, with traffic data collected on adjacent roads to help inform the planning phase of the project. Traffic control treatments, playspace fencing and parking issues would be addressed.



6.1 Action Plan - Short Term (2019/20 to 2021/22)

No.	Reserve/Park	Category	Recommended Actions/Rationale	Timeline	Condition Rating	Hierarchy	Priority Level
1	Wigley Reserve	Redevelopment	Total redevelopment of playspace and fitness hub to increase the capacity and play value of the site and create a destination playspace that will increase carrying capacity of Glenelg Foreshore Playspace. Create a unique space that offers a point of difference from surrounding spaces and provides opportunities for all ages and abilities. Project to include new shade sails, fitness equipment, fencing, softfall and playequipment.	2019/2020 construction (detailed concept design to be completed in 2018/2019)	Poor Play equipment 4 Fitness equipment 5	Neighbourhood upgrading to Metropolitan	High
2	Da Costa Reserve	Redevelopment	Playspace redevelopment and possible relocation to a more central location on reserve. Consider shade provision either through tree coverage or shade structure. Increase/improve recreation and challenging play opportunities for 12+ ages e.g. basketball half court, climbing frame.	2019/2020	Poor 4	Local upgrading to Neighbourhood	High
3	Partridge House Reserve	Replacement/ Redevelopment	Playspace redevelopment looking at potential to increase play value and opportunities for a wider range of ages. Retain in current location.	2020/2021	Fair 3	Local	High
4	Dulcie Perry Park	Redevelopment	Playspace total redevelopment and redesign to one central location within the reserve. Current equipment is very disjointed & nearing its end of life. Rockers in poor condition and due for replacement.	2019/2020 or 2020/2021	Poor 4.5	Local	Medium
5	Brighton Oval	Replacement/ Redevelopment	Playspace redevelopment will be included in Brighton Oval redevelopment during this time period. This may involve moving current equipment or installing new equipment, to central location on site.	2019/2020 or 2020/2021	Good 2	Local	Medium

cont. 6.1 Action Plan - Short Term (2019/20 to 2021/22)

No.	Reserve/Park	Category	Recommended Actions/Rationale	Timeline	Condition	Hierarchy	Priority Level
5	Margaret Messenger Reserve/ Glenelg Oval	Creation of New Playspace	New playspace as part of Glenelg Oval Masterplan Stage 2, including new shelter & BBQ. Progression of Stage 2 is dependent on funding.	2021/2022	NA	NA	Medium
6	Paringa Park Reserve	Replacement/ Redevelopment	This is a low usage site. Need to determine need for site through consultation with tennis club and surrounding residents.	2021/2022	Poor 4	Local	Low
7	Glenelg Foreshore	Replacement of some materials	Wooden and climbing play elements will be due for replacement due to extreme levels of use and coastal conditions. Consider materials and equipment of higher durability. Consideration of remaining trampolines and replace with more durable play equipment. Improvement to water feature drainage.	2020/2021	Good 2	Local	Medium
8	John Miller Reserve	Redevelopment	Playground & fitness equipment to be redeveloped due to end of life. This site is an important activity hub. Consider increased recreation infrastructure & opportunities for ages 12+ .	2022/2023	Neighbourhood		High

6.2 Action Plan - Medium Term (2022/23 to 2024/25)

**Condition audits will be updated annually and inform the priority of replacement nearing end of asset life.*

No.	Reserve/Park	Category	Recommended Actions/Rationale	Timeline	Hierarchy	Priority Level
1	Kingston Park Coastal Reserve	Replacement/ Redevelopment	Redesign playspace in line with the review of the Kingston Park Coastal Reserve Master Plan. Establish a unique nature playspace incorporating input from Indigenous community. Current equipment is in fair condition but with limited play opportunities. Investigate relocating playspace as part of masterplan review	TBD based on Master Plan review 2019/2020 design 2020/2021 construct	TBD based on Master Plan review	High
2	Parkinson Reserve	Replacement/ Redevelopment	Playground is in need of renewal due to end of life of the modular equipment.	2022/2023	Local	Medium
3	Dover Square Reserve	Redevelopment	Playground is in need of a total upgrade due to equipment reaching end of life. Consider increasing fenced area around play-space to include some grassed open space for families.	2022/2023	Neighbourhood	High
4	Sutherland Reserve	Replacement/ Redevelopment	Playground is in need of a total upgrade due to equipment reaching end of life. Small activity hub.	2023/2024	Local	High
5	Bowker Oval	Redevelopment	Redevelopment to create a playspace with greater play value transforming the space into a Neighbourhood playspace. Create a playspace that services ages 1 to 7 years. Site has existing recreation connections and amenities to support higher usage.	2022/2023	Local upgrading to neighbourhood	Medium

cont. 6.2 Action Plan - Medium Term (2022/23 to 2024/25)

**Condition audits will be updated annually and inform the priority of replacement nearing end of asset life.*

No.	Reserve/Park	Category	Recommended Actions/Rationale	Timeline	Hierarchy	Priority Level
6	Seaforth Reserve	Redevelopment	Playground is in need of a total renewal due to end of life of the modular equipment. This is a well utilised small activity hub. Priority on younger ages.	2022/2023	Local	Medium
7	Gemmell Green Reserve	Replacement/ Redevelopment	Playground is in need of a total upgrade due to equipment reaching end of life. Through the redevelopment extend opportunities for ages 0-3 years (plus existing 3-6 years) due to the gap in provision for this age range in the area.	2023/2024	Local	Medium
8	Wattle Reserve	Redevelopment	Redevelop playspace to create a better designed playspace that interconnects to recreation opportunities as an activity hub. Upgrade & consider increasing recreation play elements as part of redevelopment.	2023/2024	Local	Medium
9	Fordham Reserve	Replacement/ Redevelopment	Playground is in need of a total upgrade due to equipment reaching end of life. Look into adding opportunities for ages 12+ years.	2024/2025	Local	Medium
10	Rossall Road Reserve	Creation	Creation of a simple nature playspace featuring native plantings, climbing & stepping logs and utilising natural shade. This site will service an area of undersupply in Somerton Park.	2024/2025	Local	Medium

6.3 Action Plan - Long Term (2025/26 to 2028/29)

*Condition audits will be updated annually and inform the priority of replacement nearing end of asset life.

No.	Reserve/Park	Category	Recommended Actions	Timeline	Hierarchy	Priority Level
1	Old Gum Tree	Replacement/ redevelopment	Review vision for the space closer to the end of life to take into considerations site usage, any changes to demographics & any changes to playspace trends. Lifespan of flying fox is undetermined due to the first of its kind in a Holdfast Bay playspace.	2025/2026	Neighbourhood	High
2	Patawilya Reserve	Replacement	Playground is in need of a replacement. Maintain at current scale due to Metropolitan playspace at Wigley Reserve in close proximity. Need for natural shade provision on site. Upgrade & consider increasing recreation play elements as part of proposed redevelopment.	2025/2026	Local	High
3	Kingston House Reserve	Removal	Consider removal of playspace if redevelopment of Kingston Park Coastal Reserve Playspace proceeds. This is subject to community consultation.	2025/2026	NA	Low
4	Tarniwarra Reserve	Creation	Existing space has some nature play elements & a range of amenities including a shelter, seating & BBQ. Consider addition of a swing set to establish this site as a recognisable playspace servicing residents on the Western side of the Patawalonga River.	2025/2026	Local	Low
5	Baddams Green Play-space	Replacement/ Redevelopment	Review vision for the space closer to the end of life to take into considerations site usage, any changes to demographics & any changes to playspace trends.	2026/2027	Local	High

cont. 6.3 Action Plan - Long Term (2025/26 to 2028/29)

**Condition audits will be updated annually and inform the priority of replacement nearing end of asset life.*

No.	Reserve/Park	Category	Recommended Actions	Timeline	Hierarchy	Priority Level
6	Kibby Reserve	Replacement/ Redevelopment	Review vision for the space closer to the end of life to take into considerations site usage, any changes to demographics & any changes to playspace trends.	2027/2028	Local	High
7	Susan Grace Benny	Redevelopment	Review vision for the space closer to the end of life to take into considerations site usage, any changes to demographics & any changes to playspace trends.	2023/2024	Local	Medium
8	Graymore Reserve	Redevelopment or removal	Current use of space is low. Review vision for the space closer to the end of life to take into considerations site usage, any changes to demographics & need for playspace at this location.	2028/2029	NA	Medium
9	Glenelg Foreshore	Replacement	Review vision for the space closer to the end of life of some assets to take into considerations site usage, any changes to demographics & any changes to playspace trends. Consider materials and equipment of higher durability due to the high level of use this playspace experiences.	2028/2029	Neighbourhood	High






7 Appendices

7.1 Appendix 1: Audit of existing Playspaces






An audit in 2018 was conducted of all existing playspaces within the Council area and playspaces were placed into a hierarchy and rated based on; age groups serviced, function and play value, condition and utilisation, using the criteria in the table below. This audit was conducted by Council staff from; Asset Management, Open Space Management and Active Communities. Assessments of playspace conditions and utilisation were conducted by certified Playground Safety Inspectors employed by the City of Holdfast Bay.

Rating	Function and Play Value	Condition	Capacity / Utilisation
Very Good	Provides a variety of creative/cognitive, social and physical play opportunities for a wide range of abilities. May have universal design integrated into equipment.	Only planned maintenance required. Excellent condition/ almost new.	At a very high use location where space is used to or above capacity of equipment at peak times.
Good	Provides some creative/cognitive, social and physical play opportunities for some abilities.	Minor maintenance required plus planned practical maintenance. No major signs of wear and tear.	At high use location and space is used close to capacity of equipment at peak times.
Fair	Provides limited creative/cognitive, social and physical play opportunities for a limited type of ability.	Significant maintenance required. Fair condition with some signs of ageing/wear and tear.	At average to low use location and use not to capacity of equipment.
Poor	Minimal play opportunities for a limited age and ability range. Low play value.	Significant renewal/rehabilitation required. Poor condition with some equipment heavily damaged or worn.	Low level use location and/or use of equipment well below capacity.
Very Poor	Very little play opportunities (single use equipment) and low level of play value.	Physically unsound and/or beyond cost effective repair.	Very low use location.






cont. 7.1 Appendix 1: Audit of existing Playspaces

No.	Reserve/ Park	Location	Picture	Overview	Age Group				Hierarchy	Age	Function & Play Value	Condition Rating	Utilisation Rating
					0-3	4-7	8-12	12+					
1	Alf Smedley & Mel Baker Reserve	Augusta Street, Glenelg East		Long narrow reserve. Recently upgraded, includes simple nature play elements, swing set & wooden tepees.					Local	Install-2018 EOL-2038	Good	Very Good	Good
2	Angus Neill Reserve	Esplanade, Seacliff		Recent upgrade includes nature play elements, sand & water play, shipwreck & challenge wall.					Neighbourhood	Install - 2018 EOL-2038	Very Good	Very Good	Very Good
3	Baddams Green Park	Baker Street, Glenelg Sth		Attractive and engaging pocket park with modular play equipment and nature play elements.					Local	Install - 2004 & 2011 EOL-2026	Good	Fair	Good
4	Bindarra Reserve	Esplanade, Brighton		Upgrade includes universal access modular play-ground with multiple swing sets and shade sails.					Local	Install - 2018 EOL-2033	Very Good	Very Good	Very Good
5	Bowker Oval Reserve	Bowker St, Nth Brighton		Small playground of average quality attached to recreation facilities.					Local	Install-2015 (originally at John Mathwin) EOL-2020	Fair	Fair	Fair to Poor






cont. 7.1 Appendix 1: Audit of existing Playspaces

No.	Reserve/ Park	Location	Picture	Overview	Age Group				Hierarchy	Age	Function & Play Value	Condition Rating	Utilisation Rating
					0-3	4-7	8-12	12+					
6	Brighton Oval	Stopford Rd, Brighton		Small playground connected to sporting grounds with a few play pieces in good condition.					Local	Install - 2008 EOL-2028	Good	Good	Fair
7	Da Costa Reserve	Wyatt St, Glenelg East		Diamond shaped reserve with simple fenced playground and basketball ring. Lack of shade over playspace.					Local	Install - 2004 & 2011 EOL-2018	Fair	Fair	Good
8	Dover Square Reserve	Broadway, Sth Brighton		Fully fenced reserve with smaller children's playspace. Attached to dirt BMX Track and tennis courts.					Local	Install- 2006 & 2011 EOL-2022	Good	Fair	Good
9	Dulcie Perry Park	Cecelia St, Nth Brighton		Playground is spread across the park in three 'blocks'. Appears disconnected and too structured.					Local	Install - 2004 EOL-2018	Fair	Fair	Poor
10	Fordham Reserve	David Ave, Glenelg Nth		Playground in average condition backs onto SA water way.					Local	Install- 2002 EOL-2022	Fair	Fair	Fair






cont. 7.1 Appendix 1: Audit of existing Playspaces

No.	Reserve/ Park	Location	Picture	Overview	Age Group				Hierarchy	Age	Function & Play Value	Condition Rating	Utilisation Rating
					0-3	4-7	8-12	12+					
11	Gemmell Green	Gemmell St, Brighton		Relatively small fenced play space with rubber matting and natural shade.					Local	Install - 2007 EOL-2022	Fair	Fair	Fair
12	Glenelg Foreshore Playspace	Foreshore, Glenelg		Nature based playspace on the Glenelg foreshore.					Local	Install - 2016 EOL-2026-2031	Very Good	Good	Very Good
13	Glenelg Nth Community Centre	St Lennards St, Glenelg Nth		Basic small fenced playground in front of community centre.					Local	Install- 2008 EOL-2027	Fair	Poor	Good
14	Good Neighbour Gardens	Vincent Ave, Nth Brighton		Medium size reserve with medium playground in good condition.					Local	Install - 2012 EOL-2022	Good	Good	Good
15	Graymore Park	Derrick Ave, Glenelg Nth		Fenced playground with shade sails and basketball ring.					Local	Install- 2013 EOL-2028	Good	Fair	Fair






cont. 7.1 Appendix 1: Audit of existing Playspaces

No.	Reserve/ Park	Location	Picture	Overview	Age Group				Hierarchy	Age	Function & Play Value	Condition Rating	Utilisation Rating
					0-3	4-7	8-12	12+					
16	John Miller Reserve	Esplanade, Somerton Park		Playground with range of play opportunities and outdoor gym equipment.					Neighbourhood	Install - 2011 EOL-2023	Very Good	Fair	Very Good
17	Kingston House	Strickland Rd, Kingston Park		Playground focus is on younger children. Basic play equipment.					Local	Install - 2010 EOL-2025	Poor	Poor	Poor
18	Kingston Park Coastal Reserve	Burnham Rd, Kingston Park		Reserve playspace is poorly located and small with limited play equipment. Tennis courts on site in poor condition.					Neighbourhood	Install- 2004 EOL-2019	Good	Fair	Good
19	Mawson Oval			Small play space in corner of school oval (tight site). Lack of shade and seating.					Local	EOL-2024	Good	Poor	Very Good
20	Old Gum Tree Reserve	MacFarlane St, Glenelg Nth		Popular reserve with an abundance of natural shade					Neighbourhood	Install- 2013 EOL-2024	Good	Good	Very Good

cont. 7.1 Appendix 1: Audit of existing Playspaces

No.	Reserve/ Park	Location	Picture	Overview	Age Group				Hierarchy	Age	Function & Play Value	Condition Rating	Utilisation Rating
					0-3	4-7	8-12	12+					
21	Paringa Park	Paringa Ave, Somerton Pk		Small children's playground next to tennis courts.					Local	Install - 2004 EOL-2019	Poor	Poor	Fair
22	Parkinson Reserve	Alison St, Glenelg Nth		Medium size children's playground located behind Holdfast Bay Bowls and Croquet Club.					Local	Install - 2004 EOL-2019	Good	Fair	Fair
23	Partridge House	Partridge St, Glenelg		Small playground out the back of Partridge House.					Local	Install- 2002 EOL-2017	Fair	Poor	Good
24	Patawilya Reserve	MacFarlane / Adelphi Glenelg Nth		Simple playground and sealed bike track on large reserve. Focus is on younger children.					Local	Install - 2010 EOL-2025	Very Good	Good	Good
25	Sandison Reserve	Augusta St, Glenelg East		Recently renewed playspace with lots of natural shade and close proximity to Helmsdale Tennis Club.					Neighbourhood	Install- 2017 EOL-2032	Very Good	Good	Good

cont. 7.1 Appendix 1: Audit of existing Playspaces

No.	Reserve/ Park	Location	Picture	Overview	Age Group				Hierarchy	Age	Function & Play Value	Condition Rating	Utilisation Rating
					0-3	4-7	8-12	12+					
26	Seaforth Park	Tarlton St, Somerton Park		Very small playground, tennis court and open space..					Local	Install - 2007 EOL-2019	Fair	Poor	Poor
27	Susan Grace Ben-ny Reserve	Mott Tce, Seacliff Pk		Fenced playground on medium size reserve. Playspace is located along roadside despite being a very large park.					Local	Install - 2012 -& 2018 EOL-2027 & 2033	Good	Good	Fair
28	Sutherland Reserve	Bath St, Glenelg Sth		Medium size playspace with tennis court and natural landscaping. Lack of parking.					Local	Install- 1993 EOL-2022	Good	Good	Good
29	Wattle Reserve	Esplanade, Hove		Large reserve with playspace, volley-ball net, hot shots tennis court and basketball ring.					Neighbour- hood	Install - 2007 & 2011 EOL-2019 & 2023	Good	Fair	Very Good
30	Wigley Reserve	Anzac Hwy, Glenelg Nth		Modular playground with disability access, dominant shade structure & ageing outdoor gym equipment in poor condition.					Neighbour- hood	Playspace install- 2003 EOL-2018 Fitness Equipment install - 2008	Fair	Poor	Very Good




7.2 Appendix 2: Playspace Service Levels




Hierarchy	Purpose	Size and types of facilities	User catchment, parking and transport	Maintenance	Renewal	Indic. renewal cost
Local Inland	Local inland playspaces primarily cater for residents within walking distance of the reserve. Spaces are less developed with limited play equipment. Length of stay 30 minutes.	<ul style="list-style-type: none"> • Small reserve • Basic play equipment suitable for one age range. • Up to three small items of equipment • Amenities: bin 	<ul style="list-style-type: none"> • Access normally by foot or bike • On street parking • Catchment: 500m radius, services local residents 	<ul style="list-style-type: none"> • Monthly inspections and maintenance • 1 staff member approx. 2 hours a month 	<ul style="list-style-type: none"> • At the end of its useful life (approximately 20-25 years) or when the equipment reaches 'poor' condition • Renewal will occur earlier where safety of equipment is compromised 	\$50,000 - \$75,000
Local Foreshore	Local foreshore playspaces primarily cater for residents within walking distance of the reserve and visitors to the area. Length of stay 30 minutes to an hour	<ul style="list-style-type: none"> • Small to medium reserve • Basic play equipment suitable for one to two age ranges. • Minimum of three play features usually incorporating a swing set. • Amenities: seating or picnic table, shelter or natural shade, paved pathways, bin 	<ul style="list-style-type: none"> • Access normally by foot or bike • On street parking • Catchment: 500m to 1km radius, services local residents 	<ul style="list-style-type: none"> • Fortnightly to monthly inspections and maintenance • 1 staff member for approx. 6 hours a month 	<ul style="list-style-type: none"> • At the end of its useful life (approximately 10-15 years) or when the equipment reaches 'poor' condition • Renewal will occur earlier where safety of equipment is compromised 	\$75,000 - \$150,000
Neighbourhood Inland	Neighbourhood inland playspaces will be of higher quality with a diversity of character in locations that cater for one or more suburbs. Length of stay 1 to 3 hours. Return visits.	<ul style="list-style-type: none"> • Medium reserve • Play opportunities for multiple ages. • More advanced equipment than local park. • May include recreation elements. • Amenities: bins (1-2), seating or picnic table, shelter or natural shade, paved pathways, sometimes irrigated 	<ul style="list-style-type: none"> • Access mostly by car, some bike and foot traffic • On street parking possibly some off street • Catchment: 1-4km radius, services local residents and surrounding Council areas 	<ul style="list-style-type: none"> • Fortnightly to monthly inspections and maintenance • 1 staff member for approx. 4 hours a month 	<ul style="list-style-type: none"> • At the end of its useful life (approximately 15-20 years) or when the equipment reaches 'fair' condition • Renewal will occur earlier where safety of equipment is compromised 	\$150,000 - \$250,000

cont. 7.2 Appendix 2: Playspace Service Levels


Hierarchy	Purpose	Size and types of facilities	User catchment, parking and transport	Maintenance	Renewal	Indic. re-newal cost
Neighbourhood Foreshore	Neighbourhood foreshore playspaces will be of higher quality with a diversity of character in locations that cater for one or more suburbs plus visitors to the area. Length of stay 1 to 3 hours. Return visits.	<ul style="list-style-type: none"> • Medium to large reserve • Diverse play opportunities for multiple ages. • Considers disability needs and includes recreation opportunities such as basketball and tennis. • Amenities: bins (2-4), seating or picnic table, shelter or natural shade over play area, toilets, drinking fountain, BBQ, paved pathways, irrigation. 	<ul style="list-style-type: none"> • Access mostly by car, some bike and foot traffic • On street and off street parking • Catchment: 3-4km radius, services local residents and surrounding Council areas 	<ul style="list-style-type: none"> • Weekly inspections and maintenance • 2 staff members for approx. 4 hours a week 	<ul style="list-style-type: none"> • At the end of its useful life (approximately 10-15 years) or when the equipment reaches 'fair' condition • Renewal will occur earlier where safety of equipment is compromised 	\$250,000 - \$500,000
Metropolitan/ District	Metropolitan playspaces are large, high quality destinations that have a broad appeal and attract visitors and local community members alike. They offer a unique experience and environmental benefits through enhancement of natural landscapes. Length of stay 2 hours to full day, several return visits.	<ul style="list-style-type: none"> • Large reserve • Unique playspace and features suitable for a variety of ages, interests and abilities. • Considers diverse play and access needs and includes recreation opportunities such as basketball and tennis. • Amenities: bins (2-4), seating, picnic tables, shaded play area, toilets, BBQ, paved pathways, water fountain, bike racks, lighting, irrigation. 	<ul style="list-style-type: none"> • Access mostly by car and well serviced by public transport • Off street parking available • Catchment: 10km radius, services visitors from across metropolitan Adelaide 	<ul style="list-style-type: none"> • Daily to weekly inspections and maintenance • 2 staff members for approx. 10 hours a week 	<ul style="list-style-type: none"> • At the end of its useful life (approximately 10-15 years) or when the equipment reaches 'fair' condition • Renewal will occur earlier where safety of equipment is compromised 	\$500,000 - \$1,500,000

Metropolitan Adelaide Playspace Pricing Comparisons

Playspace	Council	Price	Features	Picture
Glenelg Foreshore Playspace, Glenelg	City of Holdfast Bay	\$1,300,000 \$981,768 playground	<ul style="list-style-type: none"> • Sand and water play • Hammocks • Climbing frames • Giant slide • Trampolines • Nature play • Board walk 	
Jervois Street Playspace, Edwardstown	City of Marion	\$940,000	<ul style="list-style-type: none"> • Junior and senior playspace • Bike track • Recreation court • Musical play instruments • Water play • Multiple slides and tunnels • BBQs and picnic areas • Nature play 	
Hendrie Street Reserve Inclusive Playground, Oaklands Park	City of Marion	Approx. \$1,000,000	<ul style="list-style-type: none"> • Water and sand play • Multiple swings • Carousel • Bike track • Climbing tower • Multiple slides • Bull riders • BBQs and picnic areas 	

<p>Point Malcolm Reserve, Semaphore Park</p>	<p>City of Charles Sturt</p>	<p>\$1,200,000</p>	<ul style="list-style-type: none"> • Amphitheatre • Junior and senior playground • Basketball • BBQ • Bike / walking path • Clubrooms • Cycling Track • Lighting (sports lighting) • Picnic Tables, seating and shelter • Tennis courts • Toilets 	
<p>Heron Way Reserve Playground, Hallett Cove</p>	<p>City of Marion</p>	<p>\$1,650,000</p>	<ul style="list-style-type: none"> • Playground • BBQ and picnic tables • Drinking taps and fountain • Lighting • Parking • Toilets • Public art and memorial • Outdoor gym equipment 	
<p>Weigall Oval, Plympton</p>	<p>City of West Torrens</p>	<p>Total project \$7,000,000 Stage 1 approx. \$1,500,000</p>	<ul style="list-style-type: none"> • Parking • Community courts • Dry creek • Adventure bike trail • Junior playspace • Shelter with seating and BBQ • Fitness stations • Nature play 	

<p>Roy Martin Reserve, Taperoo</p>	<p>City of Port Adelaide Enfield</p>	<p>\$3,700,000</p>	<ul style="list-style-type: none"> • Bouncy toys • Various swings and hammocks • Big kids tower and slide • Water and sand play • Hills with bridge and slide • Younger kids' climbing tower • Curved wall climbing frame • Trampolines • Two enclosed dog parks • BBQs and shelters • Toilet • Carpark 	 <p>playandgc.com.au</p>
<p>Cobbler Creek, Salisbury Heights</p>	<p>City of Salisbury</p>	<p>\$1,000,000</p>	<ul style="list-style-type: none"> • Flying foxes • Tree houses • Tyre swings • Slides • Picnic tables, barbecue • Toilets 	 <p>playandgc.com.au</p>

<p>MacKinnon Parade/ Park 9, North Adelaide</p>	<p>Adelaide City Council</p>	<p>\$650,000</p>	<ul style="list-style-type: none">• Small fruit orchard• Handball courts• Basketball court• Petanque piste• Climbing frame• Nature play	 A photograph of a modern playground. The foreground shows a concrete path leading to a green safety mat. In the background, there are several wooden climbing structures, including a large frame with horizontal bars and a smaller structure with a platform. The playground is surrounded by trees and a clear sky.
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Item No: **14.5**

Subject: **BY-LAW REVIEW**

Date: 26 March 2019

Written By: Manager Regulatory Services

General Manager: City Assets and Services, Mr H Lacy

SUMMARY

The City of Holdfast Bay's By-laws will expire 31 December 2019. Council will need to adopt the new By-laws by 31 August 2019 as it takes around 4 months for the approvals process.

The existing By-laws have been updated to reflect changes to legislation and administrative improvements recommended by Council's lawyers (Kelledy Jones) and Council Administration.

The approval process requires Council to endorse the draft By-laws and then refer them for a minimum 21 days public consultation. Prior to issuing the draft By-laws for public consultation, four (4) of the draft By-laws must be referred to SA Dog and Cat Management Board (draft By-law No.5 – Dogs and By-law No.6 – Cats) and to the Minister for Transport (draft By-law No.3 – Local Government Land) for comment and/or approval.

Following public consultation, a further report will be submitted to Council to approve the draft By-laws and initiate the formal approval into law, which as a minimum takes 4 months. The new By-laws will need to be operational by 1 January 2020.

To approve the By-laws, at least two-thirds of the members of the council must be present, and the relevant resolution must be supported by an absolute majority of members of the council.

RECOMMENDATION

1. That Council endorse the following draft By-laws (as per attachments 1-6) for public consultation for a minimum of 21 days:
 - (a) By-law No. 1 – Permits and Penalties
 - (b) By-law No. 2 – Moveable Signs
 - (c) By-law No. 3 – Local Government Land
 - (d) By-law No. 4 – Roads
 - (e) By-law No. 5 – Dogs
 - (f) By-law No. 6 – Cats

2. That prior to referring the draft By-laws for public consultation, the Chief Executive Officer be authorised to:
 - (a) submit draft By-law No. 5 – Dogs and draft By-law No. 6 – Cats to the Dog and Cat Management Board for comment and endorsement
 - (b) submit draft By-law No. 3 – Local Government Land to the Minister of Transport for comment and approval.

 4. That following receipt of comments from the Dog and Cat Management Board (allowing no less than 21 days for comments) and from the Minister for Transport, the Chief Executive Officer be authorised to commence public consultation including:
 - (a) making copies of the draft By-laws available for public consultation, without charge, during ordinary office hours
 - (b) making copies of the draft By-laws available for public inspection on Council’s website
 - (c) publishing a notice in the Coast City Messenger informing the public of the availability of the draft By-laws for public inspection and feedback

 5. That following completion of public consultation, a further report is presented to Council for final approval of the By-laws.
-

COMMUNITY PLAN

Placemaking: Creating Lively and Safe Places

Environment: Protecting Biodiversity

COUNCIL POLICY

Public Consultation

STATUTORY PROVISIONS

Local Government Act 1999

BACKGROUND

Pursuant to Section 251 of the Local Government Act 1999 Council’s By-laws expire after seventh anniversary of the day on which the By-laws were made, meaning that Council’s By-laws will expire on 31 December 2019, so new By-laws will need to be operational by 1 January 2020.

Pursuant to Section 249 of the Local Government Act 1999 the following requirements for passing By-laws are:

- (1) If it is proposed that a council make a By-law, the council must, at least 21 days before resolving to make the By-law:
 - a. make copies of the proposed By-law (and any code, standard or other document proposed to be applied or incorporated by the By-law) available for public inspection, without charge and during ordinary office hours, at the principal office of the council, and so far as is reasonably practicable on the Internet; and
 - b. by notice in a newspaper circulating in the area of the council—
 - i) inform the public of the availability of the proposed By-law; and
 - ii) set out the terms of the By-law, or describe in general terms the By-law's nature and effect.*
- (2) A council must give reasonable consideration to a written or other acceptable submission made to the council on a proposed By-law.*
- (3) A By-law cannot be made unless—
 - a. the By-law is made at a meeting of the council where at least two-thirds of the members of the council are present; and
 - b. the relevant resolution is supported by an absolute majority of members of the council.*
- (4) A council must not make a By-law unless or until the council has obtained a certificate, in the prescribed form, signed by a legal practitioner certifying that, in the opinion of the legal practitioner—
 - a. the council has power to make the By-law by virtue of a statutory power specified in the certificate; and
 - b. the By-law is not in conflict with this Act.*
- (5) Subject to subsection (6), a By-law comes into operation four months after the day on which it is published in the Gazette or from a later day or days fixed in the By-law.*

In addition to the above requirements, By-law No.5 - Dogs and By-law No.6 - Cats need to be submitted to the Dog and Cat Management Board for comment. Furthermore, as the current Foreshore By-law has been incorporated into the draft By-law No. 3 - Local Government Land, Council must submit the draft By-law No.3 to the Minister of Transport for approval.

REPORT

Council's current By-laws cease to operate after the 31 December 2019 hence a new, updated set of By-laws are required to be put in place for a further period of 7 years, which will commence operating on 1 January 2020.

The updated draft By-laws are attached to this report (refer attachments 1 to 6) and reflect the purpose of the previous By-laws and comply with the current legislation.

Refer Attachments 1 to 6

Objectives of Council's By-laws

The objectives of Council's proposed By-laws are:

- (a) To provide a safe environment for residents, visitors and business
- (b) Maintain Council facilities that meet the expectations of the community
- © To prohibit, regulate and control activities that may have an adverse effect on residents, visitors, businesses or any of council's facilities, land or infrastructure.

Proposed By-law changes

The draft By-laws have been prepared as a starting point in Council's review to enable the commencement of discussion. The draft By-laws address all of the matters within the current By-laws with some additions:

By-law No. 1 – Permits and Penalties

Refer Attachment 1

An expiation fee clause has been inserted (refer clause 9.1.2). The expiation fee for breaches of any Council By-law is fixed as per the fee prescribed by the Act. However, as reinforced in this clause, this fee can be varied by resolution of the Council. Any expiation fee set by the Council cannot exceed \$187.5 (which is 25% of the maximum penalty for an offence under a By-law under the Act (currently \$750)).

Clause 7.2 clarifies that permission of the Council under a By-law may be given by way of a permit (i.e. to an individual) or by way of the Council adopting a policy that applies generally for this purpose.

Once the By-laws have been formally adopted, the Council is able to delegate the power to grant, revoke or vary permission to undertake the various activities regulated under its By-laws to Council staff or may otherwise authorise persons (by way of resolution) to exercise these powers. This is recommended to increase operational efficiency and avoids the need for By-law permit applications to be determined by the Council.

By-law No. 2 – Moveable Signs

Refer Attachment 2

The Moveable Signs By-law operates to give blanket permission for placement of moveable signs that comply with the requirements stipulated therein. The lawyers (Kelledy Jones KJ) have included clause 12.3 so that the Council can still give permission for the placement of a sign contrary to a requirement of the By-law (e.g. allow a business to display more than one sign), where it is satisfied such permission is appropriate having regard to the location in which the sign is proposed to be placed.

Some additional definitions have been included in clause 6 to assist the public in understanding the By-law and the Council in enforcing it.

Clause 11 has been refined to address signs on vehicles (noting By-law 3 addresses signs on LG Land). The exceptions have been deleted as they do not relate to signs that are within the meaning of a 'moveable sign' under the LG Act - ie. a sign or advertising permanently attached/stuck to a vehicle (such that it forms part of the vehicle and cannot be easily removed by an authorised person) which is not within the meaning of a moveable sign under the LG Act.

To assist in enforcing clause 11 (relating to moveable signs on vehicles), clause 15 has been included pursuant to section 246(3)(h)(iii) of the LG Act to enable the Council to pursue either the owner or driver (if known) of a vehicle that is in contravention of this clause. The same clause has also been included in By-laws No's. 3 and 4 since these By-laws also include provisions creating offences involving vehicles.

By-law No. 3 – Local Government Land

Refer Attachment 3

Clauses 5.3 and 5.4 list those provisions of the By-law that only apply to areas that the Council has either resolved they apply to or don't apply to (similar clauses are also contained in By-laws 4 and 5). These provisions are drafted this way to avoid a 'blanket' application (which may be unacceptable to Parliament) and to provide flexibility for the Council so that it has the freedom, at any time, to determine the areas (if any) in respect of which the provisions will (or wont) apply to, without the need to amend the By-law itself.

Importantly, the *Local Government Act 1999* requires that a determination of areas to which certain provisions of the Council's By-law apply must be made by way of formal resolution. This means that the power to determine the areas **cannot** be delegated. Further, pursuant to section 246(4a) of the Act, any such resolution of Council must be published in the Gazette and a local newspaper circulating within the area of Council. Determinations regarding the application of the provisions listed in clauses 5.3 and 5.4 can be made as required after the By-law review is complete (and can be changed from time to time where necessary).

Clause 9.2 regarding alcohol is a provision that may be enforced as an alternative to a prescribed dry zone established under the *Liquor Licensing Act 1997*. However, the areas in respect of which this clause can apply are limited to parks or reserves (i.e. as defined under the LG Act) by virtue of section 238(2)(b) of the LG Act 1999. The prohibition or regulation of alcohol in respect of other public places can only occur in accordance with the *Liquor Licensing Act 1997*.

Consequent upon Parliament having made the *Local Nuisance and Litter Control Act 2015* (the LNLC Act), the 'litter', 'waste' and bill posting provisions have been removed or refined and the bill posting provision from By-law No.4 - Roads has also been removed. These changes were necessary to avoid duplication with the LNLC Act and inconsistency with this legislation that would be contrary to the rules and principles that apply to the making of By-laws under the LG Act.

By-law No.4 – Roads*Refer Attachment 4*

Clause 6.4.3 of the definition of 'camp' is subject to the *Road Traffic Act 1961*. This is to ensure that the By-law does not capture caravans and motorhomes (which are vehicles for the purposes of the RT Act) that are parked lawfully on a road (thereby avoiding any inconsistency with the RT Act, which would be grounds for the Legislative Review Committee to recommend a motion of disallowance of the By-law).

The camping provision has been refined to provide the Council with greater powers to more effectively regulate camping on roads.

Sub clauses 7.5, 7.6, 7.8 and 7.9 are new provisions that have been included for consideration (these provisions commonly appear in roads By-laws adopted by other councils).

By-law No. 5 – Dogs*Refer Attachment 5*

Clause 8 has been updated so that it serves to reinforce a person's obligation under the *Dog and Cat Management Act 1995* (the DCM Act) to ensure that when exercising a dog in a park (as defined under the DCM Act), the dog is under effective control (i.e. which may or may not be by means of physical restraint). This clause does not create an offence provision.

The definition of dog for the purposes of clause 7 (dealing with limits on dog numbers) has been amended to ensure that where an owner's dogs has puppies, the owner is not taken to have contravened the By-law.

The term 'assistance dog' has been updated consequent on Parliament having passed the *Dog and Cat Management (Miscellaneous) Amendment Act 2016* so it is consistent with the definition now contained in the DCM Act.

An exemptions clause has been included to provide the Council with more flexibility in enforcing the By-law. This same clause has been included in By-law No.6 – Cats.

By-law No. 6 – Cats*Refer Attachment 6*

Clause 9, which enables the Council to establish a registration scheme for cats (if it chooses to do so) has been included for the Council's consideration. Absent any resolution to establish a registration scheme, the provision simply provides Council with the power to do so if it chooses at a later date.

The requirement for cats to be identified has been removed from the By-law. This is to avoid inconsistency with the mandatory microchipping provisions under the *Dog and Cat Management Act 1995*, which commenced operation on 1 July 2018.

By-law No. 7 – Foreshore (withdrawn)

The existing By-law No.7 Foreshore only applies to foreshore areas that comprise Local Government land. To that end, the Local Government land By-law already applies to these areas. As such a number of the provisions in the existing foreshore By-law duplicate provisions in By-law No.3 - Local Government Land and as such are redundant.

The updated By-law No.3 - Local Government Land has therefore been redrafted to include any provisions from the existing By-law No.7 and it is recommended that the By-law No.7 be removed.

Council's lawyers support the redrafting of By-law No.3 and removal of By-law No.7. This will avoid the need to have a separate foreshore By-law and will save on administrative costs (including Gazettal fees).

The expanded draft By-law No.3 – Local Government Land seeks to address activities in waters adjacent foreshore areas (i.e. the sea), which waters are outside of the Council's jurisdiction and come within the meaning of 'subjacent land' under the Harbors and Navigations Act, it will be necessary to obtain the Minister of Transport's approval before the Council can adopt the revised draft By-law which includes these provisions. Our lawyers will attend to any required referral to the Minister for this purpose.

Other Changes

In addition to the above changes, Administration has requested the following changes:

By-law No.3 - Section 9.26 - Helium Balloons

This section has been included to control the release of helium balloons and prevent the balloons entering and having a deleterious impact on the environment.

By-law No.2 - Section 10.2 - Moveable Signs

The existing By-law is unclear where the moveable signs can be placed in Moseley Square. Therefore, the updated By-law restricts displaying moveable signs in Moseley Square unless an exemption is granted. Council will then grant exemptions for existing businesses currently using this area once an assessment is made on a suitable location for each business.

By-law No.5 - Section 10.2 – Dog on Leashes

An additional clause has been included to ensure dogs are on a leash within 50 metres of a hooded plover breeding site.

Approval Timetable

Council must resolve to formally approve the By-laws by 31 August 2019 for them to come into effect by 1 January 2020.

A detailed approval timeframe is provided in Attachment 7.

Refer Attachment 7

BUDGET

The cost of preparation, consultation, approval and gazettal of the updated By-laws is included in existing budgets. There are no budget implications at this stage unless there are extensive changes required to the draft By-laws which will require additional support from Council's lawyers.

LIFE CYCLE COSTS

There are no full life cycle costs associated with this By-law except for the subsequent 7 year reviews.



CITY OF HOLDFAST BAY

PERMITS AND PENALTIES BY-LAW 2019

By-law No. 1 of 2019 *This By-law is to create a permit system for Council By-laws, to fix maximum and continuing penalties for offences, and to clarify the construction of Council By-laws.*

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PART 1 -PRELIMINARY

1. Title

This By-law may be cited as the *Permits and Penalties By-law 2019* and is By-law No. 1 of the City of Holdfast Bay.

2. Authorising law

This By-law is made under section 246 of the Act.

3. Purpose

The objectives of this By-law are to provide for the good rule and government of the Council area, and for the convenience, comfort and safety of its inhabitants by:

- 3.1 creating a permit system for Council By-laws;
- 3.2 providing for the enforcement of breaches of Council By-laws and fixing penalties; and
- 3.3 clarifying the construction of Council By-laws.

4. Commencement, revocation and expiry

4.1 The following By-laws previously made by the Council are revoked from the day on which this By-law comes into operation¹:

By-Law No.1 – Permits and Penalties 2012.²

4.2 This By-law will expire on 1st January 2027.³

Note-

1. Generally, a By-law comes into operation 4 months after the day on which it is gazetted: section 249(5) of the Act.
2. Section 253 of the Act provides that the revocation of a By-law by another By-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a By-law to a part or parts of the Council area.
3. Pursuant to section 251 of the Act, a By-law will expire on 1 January following the seventh anniversary of the gazettal of the By-law.

5. Application

This By-law applies throughout the Council's area.

6. Interpretation

In this By-law, unless the contrary intention appears;

- 6.1 **Act** means the *Local Government Act 1999*;
- 6.2 **Council** means the City of Holdfast Bay; and
- 6.3 **person** includes a natural person, a body corporate, an incorporated association or an unincorporated association.

Note-

Section 14 of the Acts *Interpretation Act 1915* provides that an expression used in this By-law has, unless the contrary intention appears, the same meaning as in the Act.

7. Construction of By-laws generally

- 7.1 Every By-law of the Council is subject to any Act of Parliament and Regulations made thereunder.
- 7.2 In any By-law of the Council, unless the contrary intention appears **permission** means permission of the Council, or such other person as the Council may authorise, granted in writing (including, by way of the Council adopting a policy of general application for this purpose) prior to the act, event or activity to which it relates.

PART 2 – PERMITS AND PENALTIES**8. Permits**

- 8.1 Where a By-law requires that permission be obtained any person seeking the grant of permission must submit a written application to the Council in the form (if any) and accompanied by the fee (if any) prescribed by the Council.
- 8.2 The Council (or such other person as the Council may authorise) may attach such conditions as it thinks fit to a grant of permission and may vary or revoke such conditions or impose new conditions by notice in writing to the person granted permission.
- 8.3 A person granted permission must comply with every such condition. Failure to do so is an offence (to the extent that it gives rise to a contravention of a By-law).
- 8.4 The Council (or such other person authorised by the Council) may suspend or revoke a grant of permission at any time by notice in writing to the person granted permission.

9. Offences and Penalties

- 9.1 A person who commits a breach of any By-law of the Council is guilty of an offence and may be liable to pay:
- 9.1.1 a maximum penalty being the maximum penalty referred to in the Act that may be fixed by a By-law for any breach of a By-law
- 9.1.2 subject to any resolution of the Council to the contrary, the expiation fee fixed by the Act for alleged offences against By-laws, being a fee equivalent to 25 per cent of the maximum penalty fixed for any breach of a By-law.

Note-

A person who commits a breach of a By-law of the Council of a continuing nature is guilty of an offence and, in addition to any other penalty that may be imposed, is liable to a further penalty for every day on which the offence continues, such penalty being the maximum amount referred to in the Act that may be fixed by a By-law for a breach of a By-law of a continuing nature.

The maximum penalty for a breach of a By-law is currently \$750.00, and the maximum penalty for every day in which a breach of a continuing nature continues is currently \$50.00 – see section 246(3)(g) of the Act.

Pursuant to section 246(5) of the Act expiation fees may be fixed for alleged offences against by-laws either by a by-law or by resolution of the Council. However, an expiation fee fixed by the Council cannot exceed 25 per cent of the maximum penalty for the offence to which it relates.

This By-law was duly made and passed at a meeting of the City of Holdfast Bay held on **INSERT DATE 2019** by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

.....
JUSTIN LYNCH
Chief Executive Officer



CITY OF HOLDFAST BAY

MOVEABLE SIGNS BY-LAW 2019

By-law No. 2 of 2019 *A By-law to set standards for moveable signs on roads and to provide conditions for the placement of such signs for the purpose of protecting visual amenity and public safety.*

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PART 1 – PRELIMINARY

1. Title

This By-law may be cited as the *Moveable Signs By-law 2018* and is By-law No. 2 of the City of Holdfast Bay.

2. Authorising law

This By-law is made under sections 226, 238, 239 and 246 of the Act.

3. Purpose

The objectives of this By-law are to set standards for moveable signs on roads:

- 3.1 to protect the comfort and safety of road users and members of the public;
- 3.2 to enhance the amenity of roads and surrounding parts of the Council area;
- 3.3 to prevent nuisances occurring on roads;
- 3.4 to prevent unreasonable interference with the use of a road; and
- 3.5 for the good rule and government of the Council area.

4. Commencement, revocation and expiry

4.1 The following By-laws previously made by the Council are revoked from the day on which this By-law comes into operation¹:

By-Law No.2 - Moveable Signs 2012.²

4.2 This By-law will expire on 1 January 2026.³

Note -

1. Generally, a By-law comes into operation 4 months after the day on which it is gazetted: section 249(5) of the Act.
2. Section 253 of the Act provides that the revocation of a By-law by another By-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a By-law to a part or parts of the Council area.
3. Pursuant to section 251 of the Act, a By-law will expire on 1 January following the seventh anniversary of the gazettal of the By-law.

5. Application

- 5.1 This By-law operates subject to the Council's *Permits and Penalties By-law 2019*.
- 5.2 This By-law applies throughout the Council's area and is subject to the exemptions set out in clause 12.

6. Interpretation

In this By-law, unless the contrary intention appears:

- 6.1 **Act** means the *Local Government Act 1999*;

- 6.2 **authorised person** means a person appointed as an authorised person pursuant to section 260 of the Act;
- 6.3 **business premises** means premises from which a business is being conducted.
- 6.4 **Council** means the City of Holdfast Bay;
- 6.5 **footpath area** means:
- 6.5.1 that part of a road between the property boundary of the road and the edge of the carriageway on the same side as that boundary;
- 6.5.2 a footway, laneway or other place made or constructed for the use of pedestrians and not for the use of vehicles;
- 6.6 **Local Government land** has the same meaning as in the Act;
- 6.7 **moveable sign** has the same meaning as in the Act;
- 6.8 **road** has the same meaning as in the Act; and
- 6.9 **vehicle** has the same meaning as in the *Road Traffic Act 1961*.

Note-

Section 14 of the *Acts Interpretation Act 1915* provides that an expression used in this By-law has, unless the contrary intention appears, the same meaning as in the Acts under which the By-law was made.

PART 2 – MOVEABLE SIGNS

7. Construction

A moveable sign must:

- 7.1 be of a kind known as an 'A' frame or sandwich board sign, an 'inverted 'T'' sign, a flat sign, or, with the permission of the Council (including as may be set out in a Council policy from time to time), a sign of some other kind;
- 7.2 be designed, constructed and maintained in good condition so as not to present a hazard to any member of the public;
- 7.3 be of strong construction and sufficiently stable or securely fixed in position so as to keep its position in any adverse weather conditions;
- 7.4 not contain any sharp or jagged edges or corners;
- 7.5 not be unsightly or offensive in appearance or content;
- 7.6 not rotate or contain moving parts;
- 7.7 be constructed of timber, cloth, metal, plastic or plastic coated cardboard, or a mixture of such materials;

- 7.8 not contain flashing lights or be illuminated internally;
- 7.9 not have balloons, flags, streamers or other things attached to it;
- 7.10 not be more than 1100mm high, 700mm wide and 700mm deep;
- 7.11 not have a display area exceeding 700mm square in total or, if the sign is two sided, 700mm square on each side;
- 7.12 in the case of an 'A' frame or 'sandwich board' sign:
 - 7.12.1 be hinged or joined at the top;
 - 7.12.2 be of such construction that its sides are securely fixed or locked in position when erected; and
- 7.13 in the case of an 'inverted 'T'' sign, contain no struts or supports that run between the display area and the base of the sign.

8. Appearance

A moveable sign must, in the opinion of an authorised person:

- 8.1 be painted or otherwise detailed in a competent and professional manner;
- 8.2 be aesthetically appealing, legible and simply worded to convey a precise message;
- 8.3 be of such design and contain such colours as are compatible with the architectural design of the premises adjacent to the sign, and which relate well to the townscape and overall amenity of the locality in which it is situated and which do not detract from or conflict with traffic, safety or direction signs or signals; and
- 8.4 contain combinations of colour and typographical styles which blend in with and reinforce the heritage qualities of the locality and the buildings where it is situated.

9. Placement

A moveable sign must:

- 9.1 only be placed on the footpath area of a road;
- 9.2 where there is no kerb to define the footpath area, be set back from the edge of the carriageway by no less than 400mm;
- 9.3 in the case of a flat sign, the message of which only contains newspaper headlines and the name of a newspaper, be in line with and against the business to which it relates;
- 9.4 be placed no less than 2 metres from any structure, fixed object, tree, bush or plant (including another moveable sign);
- 9.5 be placed directly in front of the business premises to which it relates;

- 9.6 not be placed on a sealed part of any footpath area unless the sealed part is wide enough to contain the sign and still leave a clear thoroughfare of at least
- 9.7 1.8 metres;
- 9.8 not be placed on a road where the width of the road (including the footpath area and the carriageway) is less than 4 metres;
- 9.9 not be placed within 10 metres of the corner of a road;
- 9.10 not be placed on a landscaped area;
- 9.11 not be placed on a designated parking area or within 1 metre of an entrance to or exit from premises;
- 9.12 not unreasonably restrict the use of the footpath area; and
- 9.13 not be placed in such a position or in such circumstances that:
 - 9.13.1 it compromises the safety of any person or places a person at risk of harm; or
 - 9.13.2 it obstructs or impedes (or would be likely to obstruct or impede) a vehicle door when opened, provided that the vehicle is parked lawfully on a road.

10. Restrictions

- 10.1 A moveable sign must:
 - 10.1.1 only display material which advertises a business being conducted on business premises adjacent to the sign or the products available from that business;
 - 10.1.2 be limited in number to one moveable sign per business premises;
 - 10.1.3 only be displayed when the business to which it relates is open to the public;
 - 10.1.4 not be displayed during the hours of darkness unless it is in a clearly lit area and is clearly visible; and
- 10.2 A moveable sign must not, without the Council's permission, be displayed on any road, footpath or local government land within Moseley Square.
- 10.3 A moveable sign must not be displayed on any road, footpath or local government land along Jetty Road, Glenelg.
- 10.4 If in the opinion of the Council a road is unsafe for a moveable sign to be displayed, the Council may by resolution prohibit or restrict the display of a moveable sign thereon on such conditions as the Council thinks fit.

11. Moveable Signs on Vehicles

A person must not, without the Council's permission, display or cause to be displayed a moveable sign on or attached to or adjacent to a vehicle that is parked on Local Government

land or a road primarily for the purpose of advertising or offering for sale a product (including the vehicle) or business to which the sign relates.

12. Exemptions

- 12.1 Subclauses 9.5 and 10.1 do not apply to a moveable sign which is used:
- 12.1.1 to advertise a garage sale taking place from residential premises;
 - 12.1.2 as a directional sign to an event run by an incorporated association or a charitable body; or
- 12.2 Subclause 10.1 does not apply to a flat sign the message of which only contains newspaper headlines and the name of a newspaper and which must be displayed and located flat against a wall of the business premises at all times.
- 12.3 A requirement of this By-law will not apply where the Council has granted permission (which may include by way of adopting a policy for this purpose) for a moveable sign (or class of moveable sign) to be displayed contrary to that requirement.

Note-

This By-law does not apply to moveable signs placed and maintained on a road in accordance with section 226(3) of the Act, which includes any sign:

- placed there pursuant to an authorisation under the Act or another Act; or
- designed to direct people to the open inspection of any land or building that is available for purchase or lease; or
- related to a State or Commonwealth election and is displayed during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day; or related to an election held under this Act or the *Local Government (Elections) Act 1999* and is displayed during the period commencing four (4) weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day.

13. Removal of Moveable Signs

- 13.1 If:
- 13.1.1 the design or construction of a moveable sign that has been placed on a road does not comply with a requirement of this By-law; or
 - 13.1.2 the positioning of a moveable sign does not comply with a requirement of this By-law; or
 - 13.1.3 any other relevant requirement of this By-law is not complied with; or
 - 13.1.4 the moveable sign unreasonably:
 - 13.1.4.1 restricts the use of the road; or
 - 13.1.4.2 endangers the safety of members of the public,
- an authorised person may order the owner of the sign to remove the sign from the road.
- 13.2 A person must comply with an order of an authorised person made pursuant to subparagraph 13.1 of this By-law.

- 13.3 If the authorised person cannot find the owner, or the owner fails to comply with the order of an authorised person, the authorised person may remove and dispose of the moveable sign.
- 13.4 The owner of or other person entitled to recover a moveable sign removed by an authorised person pursuant to section 227(2) of the Act, may be required to pay to the Council any reasonable costs incurred by the Council in removing, storing, and/or disposing of the moveable sign before being entitled to recover the moveable sign.
- 13.5 The owner, or other person responsible for a moveable sign must remove or relocate the moveable sign at the request of an authorised person:
 - 13.5.1 if, in the opinion of an authorised person, and notwithstanding compliance with this By-law, there is any hazard or obstruction or there is likely to be a hazard or obstruction arising out of the location of the moveable sign; or
 - 13.5.2 for the purpose of special events, parades, roadworks or in any other circumstances which, in the opinion of the authorised person, require relocation or removal of the moveable sign to protect public safety or to protect or enhance the amenity of a particular locality.

14. Liability of vehicle owners

- 14.1 For the purposes of this clause 14, **owner** in relation to a vehicle has the same meaning as contained in section 4 of the Act.
- 14.2 The owner and the driver of a vehicle driven, parked or standing in contravention of this By-law are each guilty of an offence and liable to the penalty as prescribed for that offence.

This By-law was duly made and passed at a meeting of the City of Holdfast Bay held on **INSERT DATE 2019** by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

.....
JUSTIN LYNCH
Chief Executive Officer



CITY OF HOLDFAST BAY

LOCAL GOVERNMENT LAND BY-LAW 2019

By-law No. 3 of 2019

A By-law to manage and regulate the access to and use of Local Government land (other than roads), and certain public places.

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PART 1 – PRELIMINARY

1. Title

This By-law may be cited as the *Local Government Land By-law 2019* and is By-law No. 3 of the City of Holdfast Bay.

2. Authorising law

This By-law is made under sections 238 and 246 of the Act and section 18A of the *Harbors and Navigation Act 1993*.

3. Purpose

The objectives of this By-law are to regulate the access to and use of Local Government land (other than roads), and certain public places:

- 3.1 to prevent and mitigate nuisances;
- 3.2 to prevent damage to Local Government land and promote conservation of the foreshore;
- 3.3 to protect the convenience, comfort and safety of members of the public;
- 3.4 to enhance the amenity of the Council area; and
- 3.5 for the good rule and government of the Council's area.

4. Commencement, revocation and expiry

- 4.1 The following By-laws previously made by the Council are revoked from the day on which this By-law comes into operation¹:

By-law No.3 – Local Government Land 2012.²

- 4.2 This By-law will expire on 1 January 2027.³

Note-

1. Generally, a By-law comes into operation 4 months after the day on which it is gazetted: section 249(5) of the Act.
2. Section 253 of the Act provides that the revocation of a By-law by another By-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a By-law to a part or parts of the Council area.
3. Pursuant to section 251 of the Act, a By-law will expire on 1 January following the seventh anniversary of the gazettal of the By-law.

5. Application

- 5.1 This By-law operates subject to the Council's Permits and Penalties By-law 2019.
- 5.2 Subject to subclauses 5.3 and 5.4, this By-law applies throughout the Council area.
- 5.3 Subclauses 9.2, 9.4.2, 9.9.2, 9.9.5, 9.25.1, 9.25.3, 9.25.4, 9.29.2, 9.31, 9.42, 10.2 and 10.7 of this By-law only apply in such part or parts of the Council area as the Council may, by resolution direct in accordance with section 246(3)(e) of the Act.

- 5.4 Subclauses 9.4.4, 9.9.1, 9.9.3, 9.9.4 and 9.13.2 of this By-law apply throughout the Council area except in such parts of the Council area as the Council may by resolution direct in accordance with section 246(3)(e) of the Act.

6. Interpretation

In this By-law, unless the contrary intention appears:

- 6.1 **Act** means the *Local Government Act 1999*;
- 6.2 **animal or animals** includes birds and insects but does not include a dog;
- 6.3 **aquatic life** means any animal or plant living or growing in water including, but not limited to, yabbies, molluscs, fish, insects, insect pupa or larvae and water plants
- 6.4 **authorised person** is a person appointed by the Council as an authorised person under section 260 of the Act;
- 6.5 **boat** includes a raft, pontoon, houseboat, personal watercraft or other similar device;
- 6.6 **boat ramp** means a facility constructed, maintained and operated for the launching and retrieval of a boat;
- 6.7 **camp** includes setting up a camp, or causing a tent, swag and/or similar bedding, a caravan or motor home to remain on the land for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the land or foreshore;
- 6.8 **Council** means the City of Holdfast Bay;
- 6.9 **electoral matter** has the same meaning as in the *Electoral Act 1985* provided that such electoral matter is not capable of causing physical damage or injury to any person within its immediate vicinity;
- 6.10 **effective control** means a person exercising effective control of an animal either:
- 6.10.1 by means of a physical restraint; or
- 6.10.2 by command, the animal being in close proximity to the person and the person being able to see the animal at all times;
- 6.11 **emergency worker** has the same meaning as in the *Road Traffic (Road Rules-Ancillary and Miscellaneous Provisions) Regulations 2014*;
- 6.12 **foreshore** means land owned by or under the Council's care, control and management (including a road) that:
- 6.12.1 extends from the low water mark on the seashore to the nearest road or section boundary, or to a distance of 50 metres from high water mark (whichever is the lesser distance) or;
- 6.12.2 extends from the edge of any other navigable waterway or body of water in the Council's area to the nearest road or section boundary or for a distance of 50 metres (whichever is the lesser).

- 6.13 **funeral ceremony** means a ceremony only (i.e. a memorial service) and does not include a burial;
- 6.14 **liquor** has the same meaning as in the *Liquor Licensing Act 1997*;
- 6.15 **Local Government land** means all land owned by the Council or under the Council's care, control and management (except roads);
- 6.16 **low water mark** means the lowest meteorological tide;
- 6.17 **offensive** includes threatening, abusive, insulting or annoying behaviour and offend has a complementary meaning;
- 6.18 **open container** means a container that after the contents of the container have been sealed at the time of manufacture:
- 6.18.1 being a bottle, it has had its cap, cork or top removed (whether or not it has since been replaced);
 - 6.18.2 being a can, it has been opened or punctured;
 - 6.18.3 being a cask, it has had its tap placed in a position to allow it to be used;
 - 6.18.4 being any other form of container, it has been opened, broken, punctured or manipulated in such a way as to allow access to its contents; or
 - 6.18.5 is a flask, glass, mug or other container able to contain liquid.
- 6.19 **personal watercraft** means a device that –
- 6.19.1 is propelled by a motor; and
 - 6.19.2 has a fully enclosed hull; and
 - 6.19.3 is designed not to retain water if capsized; and
 - 6.19.4 is designed to be operated by a person who sits astride, stands, or kneels on the device,
- and includes the device commonly referred to as a jet ski;
- 6.20 **tobacco product** has the same meaning as in the *Tobacco Products Regulation Act 1997*;
- 6.21 **'road'** has the same meaning as in the Local Government Act 1999;
- 6.22 **'vehicle'** has the same meaning as in the *Road Traffic Act 1961*;
- 6.23 **waters** includes a body of water, including a pond, lake, river, creek or wetlands under the care, control and management of the Council; and
- 6.24 **wheeled recreational device** has the same meaning as in the *Road Traffic Act 1961*.

Note-

Section 14 of the Acts *Interpretation Act 1915* provides that an expression used in a By-law has, unless the contrary intention appears, the same meaning as in the Acts under which the By-law was made.

PART 2 – ACCESS TO LOCAL GOVERNMENT LAND**7. Access****Note-**

Pursuant to section 238(3) of the Act, if a Council makes a By-law about access to or use of a particular piece of Local Government land (under section 238), the Council should erect a sign in a prominent position on, or in the immediate vicinity of, the land to which the By-law applies.

The Council may:

- 7.1 close, or regulate or restrict access to, any part of Local Government land to the public for specified times and days; and
- 7.2 fix charges or fees payable for entry onto any part of Local Government land.

8. Closed lands

A person must not without permission, enter or remain on any Local Government land:

- 8.1 which has been closed, or in respect of which access by the public is regulated or restricted in accordance with subclause 7.1;
- 8.2 where entry fees or charges are payable, without paying those fees or charges; or
- 8.3 where the land has been enclosed by fences and/or walls and gates that have been closed and locked.

PART 3 – USE OF LOCAL GOVERNMENT LAND**9. Activities requiring permission****Note-**

Pursuant to section 238(3) of the Act, if a Council makes a By-law about access to or use of a particular piece of Local Government land (under section 238), the Council should erect a sign in a prominent position on, or in the immediate vicinity of, the land to which the By-law applies.

A person must not without the permission of the Council, do any of the following on Local Government land or, where stated, the foreshore.

9.1 Advertising

Display, paint or erect or cause to be displayed, painted or erected, on Local Government Land or a structure, building or fixture on Local Government Land any sign, advertising or hoarding for the purpose of commercial advertising or any other purpose.

9.2 Alcohol

Consume, carry or be in possession or in charge of any liquor on Local Government land comprising parks or reserves to which the Council has determined this paragraph applies.

9.3 **Amplification**

Use an amplifier or other mechanical or electrical device for the purpose of amplifying sound or broadcasting announcements or advertisements.

9.4 **Animals**

9.4.1 Cause or allow an animal to stray onto, move over, graze or be left unattended on Local Government land.

9.4.2 Cause or allow an animal to enter, swim, bathe or remain in any waters located on Local Government land to which the Council has resolved this subparagraph shall apply;

9.4.3 Cause or allow any animal to swim or bathe in any waters adjacent to the foreshore to the inconvenience, annoyance or danger of any other person bathing or swimming;

9.4.4 Take, drive or ride any horse, or allow it to remain, on the foreshore or to bathe in any waters adjacent the foreshore except between the hours of midnight and 9.00am and then only in such areas of the foreshore as the Council may be resolution direct and if the horse remains under effective control;

9.4.5 Lead, herd or exercise an animal, except where the Council has set aside a track or other area for use by or in connection with an animal of that kind, and provided that the animal or animals are under effective control.

9.5 **Annoyance**

Do anything likely to offend or unreasonably interfere with any other person:

9.5.1 using that land; or

9.5.2 occupying nearby premises,

by making noise or creating a disturbance.

9.6 **Aquatic Life**

Introduce any aquatic life to any waters located on Local Government Land.

9.7 **Attachments**

Subject to subclause 9.1, attach or cause to be attached, hang or fix anything to a tree, plant, equipment, fence, post, structure or fixture on Local Government land.

9.8 **Bathing**

In any waters adjacent the foreshore:

9.8.1 swim or bathe within five metres of any jetty; or

- 9.8.2 swim or bathe at a time when swimming or bathing in that place has been prohibited by resolution of the Council (for reasons of public safety) as indicated by a sign or signs displayed on or near the foreshore.

9.9 Boats & Mooring

Subject to the provisions of the *Harbors and Navigation Act 1993* and the *Marine Safety (Domestic Commercial Vessel) National Law*:

- 9.9.1 launch or retrieve a boat to or from any waters adjacent to or on any Local Government land or foreshore except in an area to which the Council has resolved this subclause applies;
- 9.9.2 launch or retrieve a boat from or to any Local Government land to which the Council has determined this subclause applies without using a boat ramp constructed and set aside by the Council for that purpose;
- 9.9.3 propel, float or otherwise use a boat on or in any waters except:
- (a) in an area to which the Council has determined this subclause applies; and
 - (b) in accordance with any conditions that the Council may have determined by resolution apply to that use.
- 9.9.4 hire out a boat or otherwise use a boat for commercial purposes except in an area to which the Council has resolved this subclause applies and other than in accordance with any conditions determined by resolution of the Council; or
- 9.9.5 moor any boat on or to Local Government land to which the Council has determined this subclause applies.

9.10 Bridge Jumping

Jump or dive from a bridge on Local Government land.

9.11 Buildings

Use a building, or structure on Local Government land for a purpose other than its intended purpose.

9.12 Burials and Memorials

- 9.12.1 Bury, inter or spread the ashes of any human or animal remains.

- 9.12.2 Erect any memorial.

9.13 Camping and Tents

- 9.13.1 Subject to this subclause 9.1, erect a tent or other structure of calico, canvas, plastic or similar material as a place of habitation for a period of 24 hours.

9.13.2 Camp or sleep overnight on Local Government land other than on an area which has been designated by resolution of the Council for that purpose and only then, in accordance with such time limits and other conditions determined by resolution of the Council and contained in any signage erected thereon.

9.14 Canvassing

Subject to subclause 14.2, convey any advertising, religious or other message to any bystander, passer-by or other.

9.15 Charge Admission

Charge admission or seek payment for entering any part of the foreshore.

9.16 Defacing Property

Deface, remove, paint, spray, write upon, cut names, letters or make marks on any tree, rock, gate, fence, object, monument, building, sign, bridge or property of the Council.

9.17 Distribution

Subject to subclause 14.2 and the *Local Nuisance and Litter Control Act 2016*, place on a vehicle (without the consent of the owner of the vehicle), or give out or distribute any book, leaflet or other printed matter to any bystander, passer-by or other person.

9.18 Donations

Ask for or receive or indicate that he or she desires a donation of money or any other thing.

9.19 Entertainment and Busking

9.19.1 Sing, busk or play a recording or use a musical instrument for the apparent purpose of either entertaining others whether or not receiving money.

9.19.2 Conduct or hold a concert, festival, show, public gathering, circus, meeting, performance or any other similar activity.

9.20 Equipment

Use an item of equipment, facilities or property belonging to the Council other than in accordance with any conditions of use contained on a sign or notice in the vicinity of the equipment, facility or property.

9.21 Fires

Subject to the *Fire and Emergency Services Act 2005* light a fire except:

9.21.1 in a place provided by the Council for that purpose; or

9.21.2 in a portable barbeque, as long as the barbeque is used in an area that is clear of flammable material for a distance of at least four (4) metres.

9.22 Fireworks

Ignite, explode or use any fireworks.

9.23 Fishing

9.23.1 Cast a fishing line or keep a fishing line in the water from any beach while there are other persons in the waters in the vicinity of the fishing line;

9.23.2 Cast a fishing line, net or trap to catch water creatures in areas to which this subparagraph applies.

9.24 Flora and Fauna

Subject to the *Native Vegetation Act 1991* and the *National Parks and Wildlife Act 1972*:

9.24.1 plant, damage, pick, cut, disturb, interfere with or remove any plant, tree or flower thereon;

9.24.2 cause or allow an animal to stand or walk on any flower bed or garden plot;

9.24.3 deposit, dig, damage, disturb, interfere with or remove any soil, stone, wood, clay, gravel, pebbles, timber, bark or any part of the land;

9.24.4 take, interfere with, tease, harm or disturb any animal, bird or aquatic life or the eggs or young of any animal, bird or aquatic life;

9.24.5 pick, collect, take, interfere with or disturb any fruit, nuts, berries or native seeds;

9.24.6 disturb, interfere with or damage any burrow, nest or habitat of any animal or bird;

9.24.7 use, possess or have control of any device for the purpose of killing or capturing any animal, bird or aquatic life; or

9.24.8 burn any timber or dead wood –

with the exception that subclauses 9.21.4 and 9.21.7 do not apply to lawful fishing activities.

9.25 Games & Sport

9.25.1 Participate in, promote or organise any organised competition or sport, as distinct from organised social play on Local Government land to which the Council has resolved this subclause applies.

9.25.2 Play or practise any game which involves the use of a ball, missile or other object which by the use thereof may cause or be likely to cause injury or discomfort to any person being on or in the vicinity of that land or detract from or be likely to detract from another person's lawful use and enjoyment of that land.

- 9.25.3 Engage or participate in or conduct any organised group fitness activity or training on Local Government land to which the Council has resolved this subclause applies.
- 9.25.4 Play or practise any game or sport on Local Government land to which the Council has resolved this subclause applies except at the times determined by the Council and indicated on a sign on or in the vicinity of the land (if any)
- 9.25.5 Participate in any game, recreational activity or event where the Council has caused a notice to be erected indicating the game, recreational activity or event is prohibited.

9.26 **Interference with Land**

Interfere with, alter or damage the land (including a building, structure or fixture located on the land) including:

- 9.26.1 altering the construction or arrangement of the land to permit or facilitate access from an adjacent property;
- 9.26.2 erecting or installing a structure in, on, across, under or over the land;
- 9.26.3 changing or interfering with the construction, arrangement or materials of the land;
- 9.26.4 planting a tree or other vegetation on the land, interfering with the vegetation on the land or removing vegetation from the land; or
- 9.26.5 otherwise use the land in a manner contrary to the purpose for which the land was designed to be used.

9.27 **Jetties**

- 9.27.1 Jump or dive from a jetty into water or onto a beach;
- 9.27.2 Tie or affix any water craft to a jetty;
- 9.27.3 After being requested to leave a jetty by an authorised officer for any contravention (alleged or actual) of this subclause 9.27, come back onto the jetty within 24 hours of the request being made.

9.28 **Model Aircraft, Boats and Cars**

Subject to the *Civil Aviation Safety Regulations 1998*:

- 9.28.1 fly or operate a model or drone aircraft, boat or model or remote control vehicle in a manner which may cause or be likely to cause injury or discomfort to a person being on or in the vicinity of the land or detract from or be likely to detract from another person's lawful use of and enjoyment of the land; or
- 9.28.2 fly or operate a model or drone aircraft, boat or model or remote control vehicle on any Local Government Land to which the Council has resolved this subclause applies.

9.29 Moorings

- 9.29.1 Enter or be on any mooring or mooring area between the hours of 12 midnight and 7.00am following other than with the consent of the person who has the right to use the mooring or mooring area to moor a vessel;
- 9.29.2 Enter a mooring area which is generally closed to the public and requires permission for entry.

9.30 Kites

Fly a kite with more than one control string on Local Government land to which the Council has resolved this subparagraph shall apply.

9.31 Overhanging Articles or Displaying Personal Items

Suspend or hang an article or object from a building, verandah, pergola, post or other structure on Local Government land where it might present a nuisance or danger to a person using the land or be of an unsightly nature.

9.32 Playing Area

Use or occupy a playing area:

- 9.32.1 in such a manner as to damage or be likely to damage the surface of the playing area or infrastructure (above and under ground level);
- 9.32.2 in a manner contrary to the purpose for which the playing area was intended to be used or occupied; or
- 9.32.3 contrary to directions of the Council made by resolution and indicated on a sign displayed adjacent to the playing area.

9.33 Preaching

Preach, harangue or solicit for religious purposes.

9.34 Removing Soil

Carry away or remove any soil, sand, clay, timber, stones, pebbles, gravel, seaweed, rocks, minerals, vegetation, shells, or other organic or inorganic materials or any part of the land;

9.35 Rubbish Dumps and Rubbish Bins

- 9.35.1 Interfere with, remove or take away any rubbish that has been discarded at any rubbish dump on Local Government Land.
- 9.35.2 Remove, disperse or interfere with any rubbish (including bottles, newspapers, cans, containers or packaging) that has been discarded in a bin on any Local Government Land, or placed on Local Government Land for collection by the Council (or its agent).

9.36 Structures

Erect or allow to remain erected any shed, tent, hut or other structure;

9.37 **Swimming and Aquatic Activity**

Subject to the provisions of the *Harbors and Navigation Act 1993* enter, swim or engage in any aquatic activity in or on any waters except:

9.37.1 in waters that the Council has set aside for that purpose; or

9.37.2 in an area where a nearby sign states that such activity is allowed and in accordance with any conditions stated in the sign; or

9.37.3 in the sea.

9.38 **Trading**

9.38.1 Sell buy, offer or display anything for sale or hire or lease any goods, merchandise, commodity, article or thing.

9.38.2 Carry on any business or promote or advertise the same.

9.38.3 Set up a van or other vehicle, stall, stand, table or other structure, tray, carpet or device for the apparent purpose of buying, selling, offering, displaying or exposing for sale or the hiring or leasing of any goods, merchandise, commodity, article, service or thing.

9.39 **Vehicles**

9.39.1 Drive or propel a vehicle except on an area or road constructed and set aside by the Council for that purpose.

9.39.2 Promote, organise or take part in a race, test or trial of any kind in which vehicles take part, except on an area properly constructed for that purpose.

9.39.3 Repair, wash, paint, panel beat or carry out any other work to a vehicle, except for running repairs in the case of a breakdown.

9.40 **Weddings, Functions and Special events**

9.40.1 Hold, conduct or participate in a marriage ceremony, game, picnic, other event or entertainment on any local government land except where the number of persons attending the event or entertainment does not exceed forty (40).

9.40.2 Hold or conduct any filming where the filming is for a commercial purpose.

9.41 **Wheeled Recreational Devices**

Subject to the *Road Traffic Act 1961*, ride a wheeled recreational device on Local Government land to which the Council has determined this subclause applies.

10. **Prohibited activities**

A person must not do any of the following on Local Government land.

10.1 **Equipment**

Use any item of equipment, facilities or property belonging to the Council other than in the manner and for the purpose for which it was designed, constructed or intended to be used or in such manner as is likely to damage or destroy it.

10.2 **Fishing**

Fish in any waters to which the Council has determined this subclause applies.

10.3 **Glass**

Willfully break any glass, china or other brittle material.

10.4 **Helium Balloons**

Release an unsecured balloon containing helium unless the balloon is:

- 10.4.1 released unintentionally and without negligence; or
- 10.4.2 released inside a building or structure and does not make its way into the open air;
- 10.4.3 released for scientific, including meteorological, purposes; or
- 10.4.4 a balloon aircraft that is recovered after landing.

10.5 **Interference with Permitted Use**

Interrupt or unreasonably interfere with any other person's use of Local Government land where the person is using the land in a manner permitted by the Council or in accordance with any permission that has been granted by the Council.

10.6 **Nuisance**

Behave in such an unreasonable manner as to cause discomfort, inconvenience, annoyance or offence to any other person including by using profane, indecent or obscene language.

10.7 **Playing games**

Play or participate in a game:

- 10.7.1 which is likely to cause damage to the land or anything on it; or
- 10.7.2 in any area where a sign indicates that the game is prohibited.

10.8 **Smoking**

Subject to the *Tobacco Products Regulation Act 1997*, smoke, hold or otherwise have control over an ignited tobacco product on any land to which the Council has determined this subclause applies.

10.9 **Missiles**

Throw, roll or discharge any stone, substance or missile to the danger of any person or animal.

10.10 **Obstruction**

Obstruct:

10.10.1 any footpath or bicycle track;

10.10.2 any door, entrance, stairway or aisle in any building; or

10.10.3 any gate or entrance to local government land;

10.11 **Sand Dunes, Pebble Dunes, Coastal Slopes and Cliffs**

10.11.1 carry out any activity that may damage or threaten the integrity of sand dunes, pebble dunes, coastal slopes or cliffs; or

10.11.2 introduce non-indigenous flora or fauna or dump any material in a sand dune or pebble dune; or

10.11.3 destroy, remove or cause interference to any vegetation, whether living or dead, on or within a sand dune, coastal slope or coastal cliff.

10.12 **Solicitation**

Tout or solicit customers for the parking of vehicles or for any other purpose whatsoever.

10.13 **Toilets**

In any public convenience on Local Government land:

10.13.1 urinate other than in a urinal or pan or defecate other than in a pan set apart for that purpose;

10.13.2 deposit anything in a pan, urinal or drain which is likely to cause a blockage;

10.13.3 use it for a purpose for which it was not designed or constructed;

10.13.4 enter a toilet that is set aside for use of the opposite gender except:

10.13.4.1 where a child under the age of eight years is accompanied by a parent or adult guardian of that gender; or

10.13.4.2 to provide assistance to a person with a disability; or

10.13.4.3 in the case of a genuine emergency.

10.14 Waste

10.14.1 Deposit or leave thereon:

10.14.1.1 anything obnoxious or offensive;

10.14.1.2 any mineral, mineral waste, industrial waste or by-products;

10.14.2 Deposit any rubbish other than in receptacles provided by the Council for that purpose;

10.14.3 Deposit in any receptacle any rubbish emanating from domestic or trade purposes, unless designated by a sign or signs.

PART 4 – ENFORCEMENT

11. Directions

11.1 A person on Local Government land, including the foreshore, must comply with a reasonable direction from an authorised person relating to:

11.1.1 that person's use of the land;

11.1.2 that person's conduct and behaviour on the land;

11.1.3 that person's safety on the land; or

11.1.4 the safety and enjoyment of other persons on the land.

11.2 A person who, in the opinion of an authorised person, is likely to commit or has committed, a breach of this By-law must immediately comply with a direction of an authorised person to leave that part of Local Government land.

12. Orders

If a person fails to comply with an order of an authorised person made pursuant to section 262 of the Act in respect of a breach of this By-law, the Council may seek to recover its costs of any action taken under section 262(3) of the Act from the person to whom the order was directed.

Note –

Section 262(1) of the Act states:

- (1) *If a person (the offender) engages in conduct that is a contravention of this Act or a By-law under this Act, an authorised person may order the offender-*
- (a) *if the conduct is still continuing - to stop the conduct; and*
 - (b) *whether or not the conduct is still continuing- to take specified action to remedy the contravention.*

Subsections (2) and (3) of section 262 also provide that it is an offence to fail to comply with an order and that if a person does not comply, the authorised person may take action reasonably required to have the order carried out. For example, an authorised person may order a person to:

- cease smoking on Local Government land;
- remove an object or structure encroaching on Local Government land;
- dismantle and remove a structure erected on Local Government land without permission.

13. Removal of animals and objects

An authorised person may remove an animal or object that is on Local Government land in breach of a By-law if no person is in charge of, or apparently in charge of, the animal or object.

PART 5 – MISCELLANEOUS

14. Exemptions

- 14.1 The restrictions in this by-law do not apply to any Police Officer, emergency worker, Council Officer or Council employee acting in the course and within the scope of that person’s normal duties, or to a contractor while performing work for the Council and while acting under the supervision or in accordance with a direction of a Council Officer.
- 14.2 The restrictions in subclauses 9.14 and 9.17 of this By-law do not apply to electoral matter authorised by a candidate and which is:
 - 14.2.1 related to a Commonwealth or State election and occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day; or
 - 14.2.2 related to an election under the Act or the *Local Government (Elections) Act 1999* and occurs during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
 - 14.2.3 related to, and occurs during the course of and for the purpose of a referendum.

15. Liability of vehicle owners

- 15.1 For the purposes of this clause 15, *owner* in relation to a vehicle has the same meaning as contained in section 4 of the Act.
- 15.2 the owner and the driver of a vehicle driven, parked or standing in contravention of this By-law are each guilty of an offence and liable to the penalty as prescribed for that offence.

This By-law was duly made and passed at a meeting of the City of Holdfast Bay held on the **INSERT DATE 2019** by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

.....
JUSTIN LYNCH
Chief Executive Officer



CITY OF HOLDFAST BAY

ROADS BY-LAW 2019

By-law No. 4 of 2019

For the management, control and regulation of activities on roads in the Council's area.

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PART 1– PRELIMINARY**1. Title**

This By-law may be cited as the *Roads By-law 2018* and is By-law No. 4 of the City of Holdfast Bay.

2. Authorising law

This By-law is made under sections 239 and 246 of the Act and regulation 28 of the *Local Government (General) Regulations 2013*.

3. Purpose

The objectives of this By-law are to manage, control and regulate the prescribed uses of roads in the Council's area:

- 3.1 to protect the convenience, comfort and safety of road users and members of the public;
- 3.2 to prevent damage to buildings and structures on roads;
- 3.3 to prevent certain nuisances occurring on roads; and
- 3.4 for the good rule and government of the Council's area

4. Commencement, revocation and expiry

- 4.1 The following By-laws previously made by the Council are revoked from the day on which this By-law comes into operation.¹
- 4.2 By-Law No. 4 - Roads 2012.²
- 4.3 This By-law will expire on 1 January 2027.³

Note-

1. Generally a By-law comes into operation 4 months after the day on which it is gazetted: section 249(5) of the Act.
2. Section 253 of the Act provides that the revocation of a By-law by another By-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a By-law to a part or parts of the Council area.
3. Pursuant to section 251 of the Act, a By-law will expire on 1 January following the seventh anniversary of the gazettal of the By-law.

5. Application

- 5.1 This By-law operates subject to the Council's *Permits and Penalties By-law 2019*.
- 5.2 Subject to subclauses 5.3 and 5.4, this By-law applies throughout the Council's area.
- 5.3 Subclause 7.3 of this By-law only applies to such part or parts of the Council area as the Council may by resolution direct in accordance with section 246(3)(e) of the Act;
- 5.4 Subclause 7.4.2 of this By-law applies throughout the Council's area except in such part or parts of the Council area as the Council may by resolution direct in accordance with section 246(3)(e) of the Act.

6. Interpretation

In this By-law, unless the contrary intention appears:

- 6.1 **Act** means the *Local Government Act 1999*;
- 6.2 **animal** includes birds, insects and poultry but does not include a dog;
- 6.3 **authorised person** is a person appointed by the Council as an authorised person under section 260 of the Act;
- 6.4 **camp** includes setting up a camp, or causing:
- 6.4.1 a tent (including a tent trailer) or other structure of calico, canvas, plastic or other similar material; or
 - 6.4.2 a swag or similar bedding; or
 - 6.4.3 subject to the *Road Traffic Act 1961*, a caravan or motor home;
- to remain on a road for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the road;
- 6.5 **Council** means the City of Holdfast Bay;
- 6.6 **effective control** means a person exercising effective control of an animal either:
- 6.6.1 by means of a physical restraint; or
 - 6.6.2 by command, the animal being in close proximity to the person and the person being able to see the animal at all times;
- 6.7 **electoral matter** has the same meaning as in the *Electoral Act 1995* provided that such electoral matter is not capable of causing physical damage or injury to a person within its immediate vicinity;
- 6.8 **emergency worker** has the same meaning as in the *Road Traffic (Road Rules - Ancillary and Miscellaneous Provisions) Regulations 2014*;
- 6.9 **moveable sign** has the same meaning as in the Act;
- 6.10 **road** has the same meaning as in the Act being, a public or private street, road or thoroughfare to which public access is available on a continuous or substantially continuous basis to vehicles or pedestrians or both and includes—
- 6.10.1 a bridge, viaduct or subway; or
 - 6.10.2 an alley, laneway or walkway; and
- 6.11 **vehicle** has the same meaning as in the *Road Traffic Act 1961*.

Note-

Section 14 of the *Acts Interpretation Act 1915* provides that an expression used in this By-law has, unless the contrary intention appears, the same meaning as in the Acts under which the By-law was made.

PART 2 – USE OF ROADS

7. Activities Requiring Permission

A person must not do any of the following activities on a road without the permission of the Council.

7.1 Advertising

Display or cause to be displayed on a road or on a structure on a road, any poster, advertising or sign for the purpose of advertising goods or services, other than a moveable sign that is displayed in accordance with the Council's Moveable Signs By-law.

7.2 Amplification

Use an amplifier or other device whether mechanical or electrical for the purpose of amplifying sound or magnifying sound including the broadcasting of announcements or advertisements.

7.3 Animals

Allow any horse, cattle, sheep or other livestock to stray onto, graze, wander or be left unattended on any road to which the Council has, by resolution, determined this subclause applies.

7.4 Camping and Tents

7.4.1 Subject to this subclause 7.4, erect a tent or other structure of calico, canvas, plastic or other similar material as a place of habitation.

7.4.2 Camp or remain overnight except:

7.4.2.1 on a road to which the Council has resolved this subclause applies (if any); and

7.4.2.2 in accordance with any conditions determined by the Council and displayed on any signage on or near the road.

7.5 Obstructions

Erect, install or place or cause to be erected, installed or placed any structure, object or material of any kind so as to obstruct a road, footway, water-channel, or watercourse in a road.

7.6 Preaching

Preach, harangue, solicit or canvass for religious or charitable purposes.

7.7 Public Exhibitions and Displays

7.7.1 Sing, busk, play a recording or use a music instrument, or perform similar activities.

7.7.2 Conduct, cause or hold a concert, festival, show, display public gathering, circus, performance or a similar activity.

7.7.3 Erect a stage or structure for the purpose of conducting or holding a concert, festival, show, circus, performance or a similar activity.

7.8 **Rubbish Bins**

Deposit in any Council bin on a road any rubbish emanating from a domestic, commercial or trade source.

7.9 **Soliciting**

Ask for or receive or do anything to indicate a desire for a donation of money or any other thing.

7.10 **Repairs to Vehicles**

Repair, wash, paint, panel beat or perform other work of any nature on or to any vehicle, except for running repairs in the case of a vehicle breakdown.

Note-

Movable signs on roads are regulated by sections 226 and 227 of the Act and the Council's Moveable Signs By law.

PART 3- ENFORCEMENT

8. Directions

A person who, in the opinion of an authorised person is committing or has committed a breach of this By-law, must immediately comply with a direction of the authorised person to leave that part of the road.

9. Orders

If a person does not comply with an order of an authorised person made pursuant to section 262 of the Act in respect of a breach of this By-law, the Council may seek to recover its costs of any action taken under section 262(3) of the Act from the person to whom the order was directed.

Note-

Section 262(1) of the Act states:

- 1) If a person (the offender) engages in conduct that is a contravention of this Act or a By-law under this Act, an authorised person may order the offender-
 - a) if the conduct is still continuing – to stop the conduct; and
 - b) whether or not the conduct is still continuing – to take specified action to remedy the contravention.

Subsections (2) and (3) of section 262 also provide that it is an offence to fail to comply with an order and that if a person does not comply, the authorised person may take action reasonably required to have the order carried out. For example, an authorised person may order a person to:

- cease busking on a road;
- remove an object or structure blocking a footpath;
- dismantle and remove a tent from a road.

10. Removal of animals and objects

- 10.1 The Council (or its delegate) may, pursuant to section 234 of the Act, remove an animal or object that is on a road in breach of a By-law if no person is in charge, or apparently in charge, of the animal or object.
- 10.2 The Council may recover from the owner or apparent owner of an object removed under subclause 10.1 the costs it incurs in removing that object.

PART 4- MISCELLANEOUS

11. Exemptions

The restrictions in this By-law do not apply to any emergency worker, Police Officer, Council Officer or employee acting in the course and within the scope of that person’s normal duties, or to a contractor while performing work for the Council and while acting under the supervision or in accordance with a direction of a Council Officer..

12. Liability of vehicle owners

- 12.1 For the purposes of this clause 12, **owner** in relation to a vehicle has the same meaning as contained in section 4 of the Act.
- 12.2 The owner and the driver of a vehicle driven, parked or standing in contravention of this By-law are each guilty of an offence and liable to the penalty as prescribed for that offence.

This By-law was duly made and passed at a meeting of the City of Holdfast Bay held on **INSERT DATE 2019** by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

.....
JUSTIN LYNCH
Chief Executive Officer



CITY OF HOLDFAST BAY

CATS BY-LAW 2019

By-law No. 6 of 2019

A By-law to limit the number of cats kept on premises and for the management and control of cats in the Council’s area.

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PART 1 – PRELIMINARY

1. Title

This By-law may be cited as the *Cats By-law 2019* and is By-law No. 6 of the City of Holdfast Bay.

2. Authorising law

This By-law is made under section 90(5) of the *Dog and Cat Management Act 1995* and section 246 of the Act.

3. Purpose

The objectives of this By-law are to control and manage cats in the Council's area:

- 3.1 to promote responsible cat ownership;
- 3.2 to reduce the incidence of the public and environmental nuisance caused by cats;
- 3.3 to protect the comfort and safety of members of the public; and
- 3.4 for the good rule and government of the Council's area.

4. Commencement, revocation and expiry

4.1 The following By-laws previously made by the Council are revoked from the day on which this By-law comes into operation¹:

4.1.1 By-law No 6 – Cats 2012.²

4.2 This By-law will expire on 1 January 2027.³

Note-

1. Generally a By-law comes into operation 4 months after the day on which it is gazetted: section 249(5) of the Act.
2. Section 253 of the Act provides that the revocation of a By-law by another By-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a By-law to a part or parts of the Council area.
3. Pursuant to section 251 of the Act, a By-law will expire on 1 January following the seventh anniversary of the gazettal of the By-law.

5. Application

5.1 This By-law operates subject to the Council's *Permits and Penalties By-law 2019*.

5.2 This By-law applies throughout the Council's area.

6. Interpretation

In this By-law, unless the contrary intention appears;

6.1 **Act** means the *Local Government Act 1999*;

6.2 **approved cattery** means a building, structure, premises or area approved by the relevant authority pursuant to the *Development Act 1993* for the keeping of cats on a

- temporary or permanent basis or, for use in connection with a business involving the keeping of cats, that is operating in the accordance with all approvals;
- 6.3 except for in clause 8, **cat** means an animal of the species *felis catus*, which is three months of age or has lost its juvenile canine teeth;
- 6.4 **Council** means the City of Holdfast Bay;
- 6.5 **keep** includes the provision of food or shelter;
- 6.6 for the purposes of clause 8, a cat (or cats) causes a **nuisance** if it:
- 6.6.1 unreasonably interferes with the peace, comfort or convenience of a person, including but not limited to by displaying aggressive nature or creating unpleasant noise or odour; or
- 6.6.2 damages or otherwise has an adverse impact upon native flora or fauna; or
- 6.6.3 acts in a manner that is injurious to a person's real or personal property; or
- 6.6.4 wanders onto premises without the consent of the owner or occupier of the premises; or
- 6.6.5 defecates or urinates on premises without the consent of the owner or occupier of the premises;
- 6.7 **owner** of a cat has the same meaning as in section 5 of the *Dog and Cat Management Act 1995*;
- 6.8 **premises** includes any land (whether used or occupied for domestic or non-domestic purposes) and any part thereof; and
- 6.9 the **person responsible for the control of a cat** has the same meaning as in section 6 of the *Dog and Cat Management Act 1995*.

Note-

Section 14 of the *Acts Interpretation Act 1915* provides that an expression used in this By-law has, unless the contrary intention appears, the same meaning as in the Acts under which the By-law is made.

PART 2 – LIMITS ON CAT NUMBERS

7. Limits on cat numbers

- 7.1 Subject to this clause 7, a person must not, without the Council's permission keep, or cause suffer or permit to be kept more than two (2) cats on any premises.
- 7.2 Subclause 7.1 does not apply to premises comprising an approved cattery.
- 7.3 Council may require that premises which are the subject of an application for permission to keep additional cats, must be inspected by an authorised person for the purpose of assessing the suitability of the premises for housing cats.
- 7.4 Permission under subclause 7.3 may be given if the Council is satisfied that:
- 7.4.1 no insanitary condition exists or is likely to arise on the premises as a result of the keeping of cats; and

- 7.4.2 a nuisance is not or is not likely to be caused to any neighbour as a result of the keeping of cats on the premises.

PART 3 –CAT CONTROLS

8. Cats not to be a nuisance

- 8.1 An owner or occupier of premises is guilty of an offence if a cat (or cats) kept or allowed to remain on the premises causes a nuisance.
- 8.2 Without limiting liability under clause 8.1, the owner of or person responsible for the control of a cat is guilty of an offence under this By-law if the cat causes a nuisance.
- 8.3 For the purposes of this subclause 8, **cat** means an animal of the species *felis catus* (of any age).

9. Registration of cats

- 9.1 Where the Council has resolved to adopt a registration scheme for cats, a person must not keep a cat in the Council's area for more than 14 days unless the cat is registered in accordance with this By-law.
- 9.2 An application for registration of a cat must:
- 9.2.1 be made to the Council in the manner and form (if any) and accompanied by the fee (if any) as prescribed by the Council; and
 - 9.2.2 nominate a person of or over sixteen (16) years of age who consents to the cat being registered in his or her name; and
 - 9.2.3 identify with reference to an address the premises at which the cat is kept; and
 - 9.2.4 otherwise comply with any other requirements determined by the Council.
- 9.3 Registration under this By-law remains in force until 30 June next following the grant of registration and may be renewed from time to time for further periods of up to twelve (12) months.
- 9.4 Subclause 9.1 does not apply to premises comprising an approved cattery.
- 9.5 The Council may, by resolution, revoke a resolution to adopt a registrations scheme under subclause 9.1 should it see fit to do so.

PART 3 – EXEMPTIONS

10. Council may grant exemptions

- 10.1 The Council may, by notice in writing, on application or on its own initiative, exempt a person (or a class of persons) from the operation of a specified provision of this By-law.

- 10.2 An exemption—
- 10.2.1 may be granted or refused at the discretion of the Council; and
 - 10.2.2 may operate indefinitely or for a period specified in the instrument of exemption; and
 - 10.2.3 is subject to any conditions specified in the instrument of exemption.
- 10.3 The Council may, by notice in writing, vary, revoke or add a condition of an exemption.
- 10.4 The Council may, in its discretion, revoke an exemption for a contravention of a condition of the exemption, or for any other reason it thinks fit.

PART 4 – ENFORCEMENT

11. Orders

- 11.1 If a person engages in conduct that is a contravention of this By-law, an authorised person may order that person:
- 11.1.1 if the conduct is still continuing – to stop the conduct; and
 - 11.1.2 whether or not the conduct is still continuing – to take specified action to remedy the contravention.
- 11.2 A person must comply with an order under this clause.
- 11.3 If a person does not comply with an order, the authorised person may take action reasonably required to have the order carried out, and the Council may seek to recover its costs of any action so taken from the person to whom the order was directed.
- 11.4 However, an authorised person may not use force against a person under this section.

Note:

For example, an authorised person may order a person to:

- cease keeping more than the permitted number of cats on that person's premises; or
- take the necessary steps to mitigate a nuisance caused by howling cats

This By-law was duly made and passed at a meeting of the City of Holdfast Bay held on **INSERT DATE 2019** by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

.....
Mr Justin Lynch
Chief Executive Officer



CITY OF HOLDFAST BAY

DOGS BY-LAW 2019

By-law No. 5 of 2019

A By-law to limit the number of dogs kept on premises and for the management and control of dogs in the Council's area.

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PART 1 – PRELIMINARY

1. Title

This By-law may be cited as the *Dogs By-law 2019* and is By-law No. 5 of the City of Holdfast Bay.

2. Authorising law

This By-law is made under section 90(5) of the *Dog and Cat Management Act 1995*, sections 238 and 246 of the Act, and section 18A of the *Harbors and Navigation Act 1993*.

3. Purpose

The objectives of this By-law are to control and manage dogs in the Council area:

- 3.1 to reduce the incidence of environmental nuisance caused by dogs; and
- 3.2 to promote responsible dog ownership; and
- 3.3 to protect the convenience, comfort and safety of members of the public; and
- 3.4 for the good rule and government of the Council's area.

4. Commencement, revocation and expiry

4.1 The following By-laws previously made by the Council are revoked from the day on which this By-law comes into operation¹:

By-Law No. 5 – Dogs 2012.²

4.2 This By-law will expire on 1 January 2027.³

Note-

1. Generally a By-law comes into operation 4 months after the day on which it is gazetted: section 249(5) of the Act.
2. Section 253 of the Act provides that the revocation of a By-law by another By-law that contains substantially the same provisions, does not affect certain resolutions such as those applying a By-law to a part or parts of the Council area.
3. Pursuant to section 251 of the Act, a By-law will expire on 1 January following the seventh anniversary of the gazettal of the By-law.

5. Application

- 5.1 This By-law operates subject to the Council's *Permits and Penalties By-law 2019*.
- 5.2 Subject to subclause 5.3, this By-law applies throughout the Council's area.
- 5.3 Subclauses 9 and 10.1, of this By-law only apply in such part or parts of the Council area as the Council may, by resolution direct in accordance with section 246(3)(e) of the Act.

6. Interpretation

In this By-law, unless the contrary intention appears:

- 6.1 **Act** means the *Local Government Act 1999*;
- 6.2 **approved kennel establishment** means a building, structure or area approved by a relevant authority, pursuant to the *Development Act 1993* for the keeping of dogs on a temporary or permanent basis;
- 6.3 **assistance dog** means a dog trained and used for the purpose of assisting a person who is wholly or partially disabled;
- 6.4 **Council** means the City of Holdfast Bay;
- 6.5 **dog** (except for in clause 7.1) has the same meaning as in the *Dog and Cat Management Act 1995*;
- 6.6 **effective control** means a person exercising effective control of a dog either:
- 6.6.1 by means of a physical restraint (as defined under the *Dog and Cat Management Act 1995*); or
- 6.6.2 by command, the dog being in close proximity to the person and the person being able to see the dog at all times;
- 6.7 **Hooded Plover breeding site** means any land within 50 metres of a sign on Local Government land that indicates a Hooded Plover breeding nest is or may be present on the land or in the vicinity.
- 6.8 **keep** includes the provision of food or shelter;
- 6.9 **park** has the same meaning as in the *Dog and Cat Management Act 1995*;
- 6.10 **premises** includes land and part of any premises or land whether used or occupied for domestic or non-domestic purposes;
- 6.11 **small dwelling** means a self-contained dwelling commonly known as a flat, service flat, home unit or the like.
- 6.12 For the purposes of clause 10 of the By-law, a dog is (under **effective control by means of a leash**) if the dog is secured to a leash, chain or cord that does not exceed 2 metres in length and:
- 6.12.1 the leash, chain or cord is either tethered securely to a fixed object; or
- 6.12.2 held by a person capable of controlling the dog and preventing it from being a nuisance or a danger to other persons.

Note-

Section 14 of the *Acts Interpretation Act 1915* provides that an expression used in this By-law has, unless the contrary intention appears, the same meaning as in the Acts under which the By-laws was made.

PART 2 – LIMITS ON DOG NUMBERS

7. Limits on dog numbers in private premises

- 7.1 Subject to subclauses 7.3 and 7.5, a person must not, without the Council's permission keep or cause, suffer or permit to be kept:
- 7.1.1 more than one dog in a small dwelling; or
 - 7.1.2 more than two dogs in any premises other than a small dwelling.
- 7.2 For the purposes of subclause 7.1, 'dog' means a dog that is three (3) months of age or older or, a dog that has lost its juvenile teeth.
- 7.3 Subclause 7.1 does not apply to:
- 7.3.1 approved kennel establishments operating in accordance with all required approvals and consents; or
 - 7.3.2 any other business involving the keeping of dogs provided that the business is registered in accordance with the *Dog and Cat Management Act 1995* and operating in accordance with all required approvals and consents.
- 7.4 The Council may require that premises which are the subject of an application for permission to keep additional dogs, must be inspected by an authorised person for the purpose of assessing the suitability of the premises for housing dogs.
- 7.5 No dog is to be kept on any premises where, in the opinion of an authorised person, there is no secure or appropriate area where a dog may be effectively confined.

PART 3 – DOG CONTROLS

8. Dog exercise areas

Subject to clauses 9 and 10 of this By-law, a person may enter a park in the Council's area for the purpose of exercising a dog under his or her effective control.

Note –

If a person is exercising a dog in a park as permitted under this clause and the dog is not under effective control as that term is defined by the *Dog and Cat Management Act 1995*, this gives rise to a dog wandering at large offence under section 43(1) of the *Dog and Cat Management Act 1995*, for which the owner of or person responsible for the dog may be liable.

9. Dog Prohibited Areas

A person must not allow a dog under that person's control, charge or authority (except an assistance dog) to enter or remain on any other Local Government land or public place to which the Council has determined that this subclause applies.

10. Dog on Leash Areas

- 10.1 A person must not, without the Council's permission, allow a dog under that person's control, charge or authority (except an assistance dog that is required to remain off-lead in order to fulfil its functions) to be or remain on Local Government land or in a public place to which the Council has resolved that this subclause applies unless the dog is under effective control by means of a leash.
- 10.2 A person must not allow a dog under that person's control, charge or authority to be or remain in a Hooded Plover breeding site unless the dog is under effective control by means of a leash.

11. Dog faeces

No person is to allow a dog under that person's control, charge or authority to be in a public place or on Local Government land unless that person has in their possession a bag or other suitable container for the collection and lawful disposal of any faeces that the dog may deposit (for the purpose of complying with their obligation under section 45A(6) of the *Dog and Cat Management Act 1995*).

PART 4 – EXEMPTIONS

12. Council may grant exemptions

- 12.1 The Council may, by notice in writing, on application or on its own initiative, exempt a person (or a class of persons) from the operation of a specified provision of this By-law.
- 12.2 An exemption—
- 12.2.1 may be granted or refused at the discretion of the Council; and
 - 12.2.2 may operate indefinitely or for a period specified in the instrument of exemption; and
 - 12.2.3 is subject to any conditions specified in the instrument of exemption.
- 12.3 The Council may, by notice in writing, vary, revoke or add a condition of an exemption.
- 12.4 The Council may, in its discretion, revoke an exemption for a contravention of a condition of the exemption, or for any other reason it thinks fit.

PART 5 – ENFORCEMENT

13. Orders

- 13.1 If a person engages in conduct that is in contravention of this By-law, an authorised person may order that person:
- 13.1.1 if the conduct is still continuing – to stop the conduct; and

13.1.2 whether or not the conduct is still continuing – to take specified action to remedy the contravention.

13.2 A person must comply with an order under this clause.

13.3 If a person does not comply with an order, the authorised person may take action reasonably required to have the order carried out, and the Council may seek to recover its costs of any action so taken from the person to whom the order was directed.

13.4 However, an authorised person may not use force against a person under this section.

Note-

For example, an authorised person may order a person to:

- cease keeping more than the permitted number of dogs on that person’s premises; or
- remove a dog from a dog prohibited area.

This By-law was duly made and passed at a meeting of the City of Holdfast Bay held on **INSERT DATE 2019** by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

.....
JUSTIN LYNCH
Chief Executive Officer

CITY OF HOLDFAST BAY

By-law Review 2019 - Proposed Timetable

	Task	Responsibility	Proposed timeframe
1.	<p>Undertake review of existing by-laws:</p> <ul style="list-style-type: none"> • KJLs to make any amendments necessary to existing by-laws to ensure their validity (i.e. having regard to legislative change) and as recommended to ensure the practical efficacy of the by-laws (all changes will be tracked); • Council to review changes and to identify any further changes and/or new matters required to be regulated; • KJLs to finalise proposed by-laws taking into account feedback from Council officers. 	Council/Kelley Jones Lawyers (KJL)	<ul style="list-style-type: none"> • By COB 14 January 2019 • By 31 January 2019 • By 15 February 2019
2.	Proposed by-laws to be presented to the Council and endorsed for public consultation	Council	March 2019 Council meeting
3.	<p>The Dogs and Cats by-laws must be referred to the Dog and Cat Management Board for comment in conjunction with the report required by section 90(5) of the <i>Dog and Cat Management Act 1995</i>.</p> <p><i>NB: referral to the DCM Board must occur as least 21 days <u>before</u> the by-laws are released for public consultation and 42 days prior to adoption by Council</i></p>	KJL	immediately after KJL's receipt of notification from the Council regarding its decision to endorse the proposed by-laws
4.	<p>Public consultation (at least 21 days):</p> <ul style="list-style-type: none"> • copy of proposed by-laws to be made available for inspection at the Council's offices <u>and</u> on the Council's website; • notice to be given in local newspaper informing the public of the availability of the 	Council	21 days following referral to DCM Board - complete mid-May 2019

	<p>proposed by-laws and a general description of their nature and effect.</p> <p><i>NB: public consultation period to commence at least 21 days after referral to DCM Board</i></p>		
5.	<p>Any by-law that operates in respect of Local Government Land within a harbor must be referred to operator of the harbor for approval pursuant to section 18A of the <i>Habors and Navigation Act 1993</i>.</p>	KJL	immediately after KJL's receipt of notification from the Council regarding its decision to endorse the proposed by-laws
6.	<p>Determine any changes required in light of submissions received during public consultation and/or the outcomes of the referral processes. KJL to draft any necessary changes.</p> <p><i>NB: If substantial changes proposed it will be necessary to re-consult and (where relevant) undertake a second referral in respect of them.</i></p>	<p>Council to provide KJL with details of any public submissions received.</p> <p>KJL to prepare any required changes and advise on their implications (if any)</p>	Within 14 days of close of consultation process
7.	<p>Preparation of:</p> <ul style="list-style-type: none"> ○ Certificates of Validity; ○ National Competition Policy report; ○ Legislative Review Committee reports for each of the by-laws; ○ recommendations to adopt the by-laws; and ○ advice relevant to the commencement and enforcement of the by-laws. 	KJL to prepare documents/advice and provide to Council	By 2 July 2019
8.	<p>By-laws made during a meeting of the Council where two thirds of the members of the Council are present and where an <u>absolute majority</u> supports the associated resolution.</p>	Council	July 2019 Council meeting
9.	<p>Parliamentary Scrutiny - by-laws (accompanied by the Legislative Review Committee Report) delivered to the Legislative Review Committee within 6 Parliamentary sitting days after they are made.</p>	KJL	Immediately after the Council has adopted the by-laws and no later than 31 August 2018.

10.	<p>By-laws published <u>as soon as practicable</u> in the <i>Government Gazette</i>.</p> <p><i>NB: by-laws will commence operation four months from the date they are gazetted</i></p>	Council & KJL	As soon as practicable after the Council has adopted the by-laws and no later than 31 August 2018.
11.	<p>Publish notice of the making of the by-laws in local newspaper</p> <p><i>NB: notice must refer to the fact that the by-laws have been made, the date of their adoption and that they may be inspected at the Council's offices.</i></p>	Council (KJL to provide notice)	As soon as practicable after the Council has adopted the by-laws

Item No: **14.6**

Subject: **NEW SUB-LEASE AGREEMENT – SOMERTON SURF LIFESAVING CLUB & PENELOPE MCEWAN WALLBRIDGE**

Date: 26 March 2019

Written By: Property Management Officer

General Manager: City Assets and Services, Mr H Lacy

SUMMARY

The Lease Agreement ("*Agreement*") held between Council and the Somerton Surf Lifesaving Club Inc. ("*Club/Lessee*") commenced 7 December 2005 for a period of 21 years. Pursuant to Clause 5 of the Agreement the lessee is entitled to sub-lease areas within the Somerton Surf Lifesaving building to third parties, on the proviso that Council consent is first given.

On 11 March 2014, Council resolved to permit the Club to sub-lease a portion of the building to Ms Penelope McEwan Wallbridge ("*Sub-Lessee*") for the purpose of operating a coffee shop and kiosk. The term of this sub-lease expired 30 April 2018, and now both the Lessee and Sub-Lessee seek Council consent to enter into a new Sub-Lease for a further two (2) year term.

RECOMMENDATION

1. **That Council endorses a new Sub-Lease Agreement to be held between the Somerton Surf Lifesaving Club Incorporated and Penelope McEwan Wallbridge (as Trustee of the Yellow Fin Trust) for a two (2) year period, commencing 1 May 2018 over the area identified on the attached plan subject to:**
 - (a) **the Sub-Lessee being given a rent free period during the Coastal walk redevelopment (as the premises will be closed);**
 2. **That the Mayor and Chief Executive Officer be authorised to execute and seal any documents required to give effect to this lease.**
-

COMMUNITY PLAN

Community: Providing welcoming and accessible facilities
Community: Fostering an engaged and contributing community
Economy: Supporting and growing local business
Economy: Making it easier to do business

COUNCIL POLICY

Sporting and Community Club Leasing Policy (pending) ("Policy")

STATUTORY PROVISIONS

Local Government Act 1999.

Retail and Commercial Leases Act 1995.

BACKGROUND***Previous Relevant Reports & Decisions***

- Council Report No.: 76/14; Item No.: 14.2, 'Somerton Surf Lifesaving Club – Sub-Lease', 11 March 2014 (Resolution No.: C110314/1059).

REPORT

On 11 March 2014, Council resolved (Resolution C110314/1059) to permit the Somerton Surf Lifesaving Club ("*Club/Lessee*") to sub-lease a portion of the building to Ms Penelope McEwan Wallbridge ("*Sub-Lessee*") for the purpose of operating a coffee shop and kiosk. Now, as both the initial term of this sub-lease, and subsequent renewal have expired, both the Lessee and Sub-Lessee seek Councils' consent to enter into a new Sub-Lease for a two (2) year term.

Previous Sub-Lease Agreement

The original sub-lease was for an initial term of two (2) years, included an option to renew for a subsequent two (2) years, with a commencing annual rental of \$6,000. The sub-lease expired 30 April 2018.

New Sub-Lease Agreement

The new sub-lease will be for the same area (approximately 66m²), for a period of two (2) years commencing 1 May 2018, and will include the following applicable tenant charges:

- Annual commencing rent - \$16,000;
- Annual electricity charge - \$4,520.

The Club has organised the drafting of the new Sub-Lease, which has already been executed by both the Lessee and Sub-Lessee. Council endorsement is now required for the Mayor and Chief Executive Officer to executed the Agreement on behalf of the Landowner.

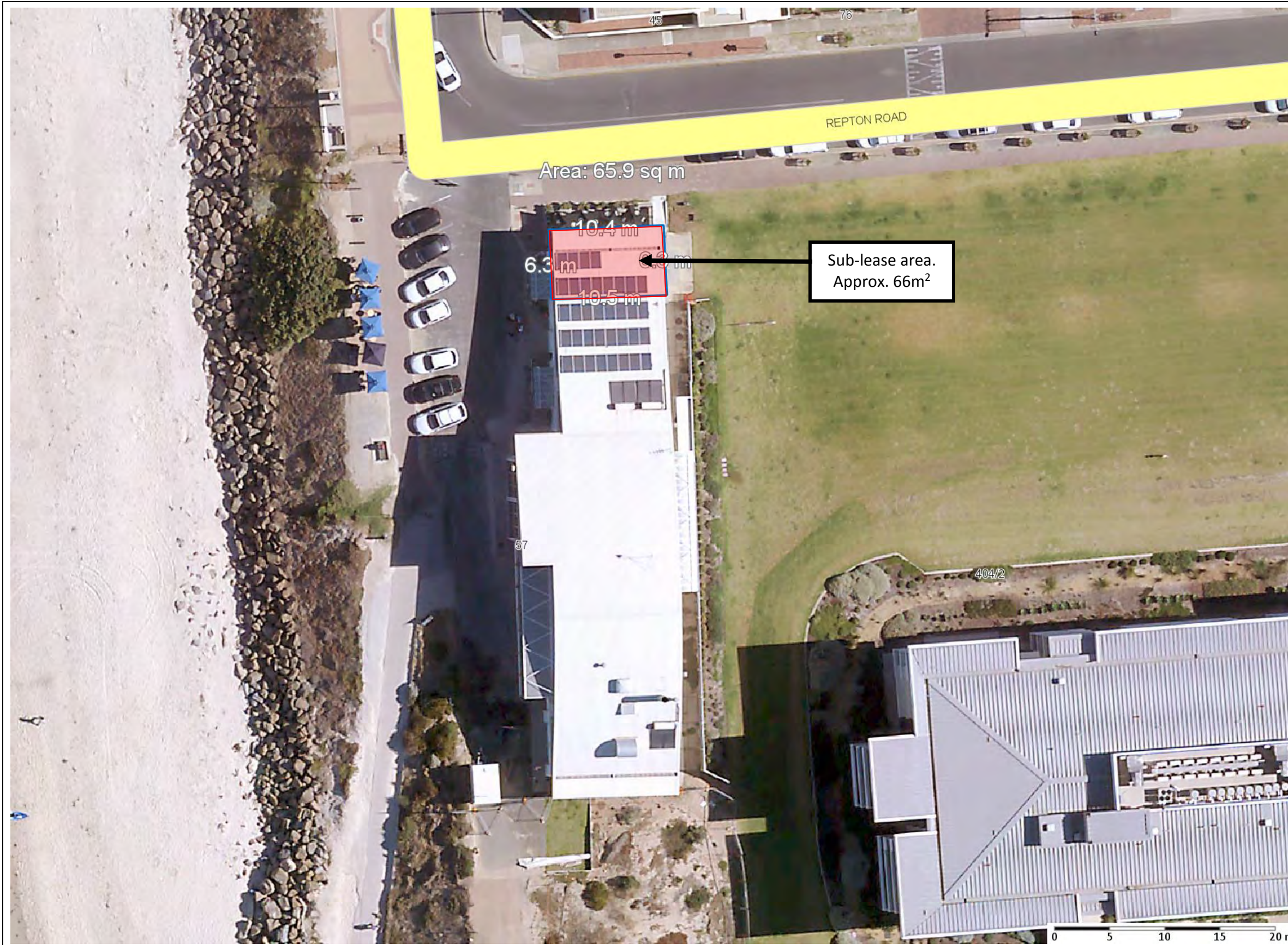
Refer Attachment 1

BUDGET

An annual budget allocation is provided to City Assets and Services for the review and implementation of property leases. This budget includes the engagement of legal advice and services when and where necessary.

LIFE CYCLE COSTS

All structural maintenance will remain the responsibility of Council under the current lease. This cost has been factored into both the Asset Management and Long Term Financial Plans.



- Az Property Address Labels
- Az House Numbers
- Holdfast Bay
- Az Roads Name
 - Az Arterial
 - Az Sub-Arterial
 - Az Collector
 - Az Local
 - Az Track 2-Wheel Drive
 - Az Undefined
- Roads
 - Arterial
 - Sub-Arterial
 - Collector
 - Local
 - Track 2-Wheel Drive
 - Undefined
- CHB Aerial (2019) - 7.5cm

Sub-lease area.
Approx. 66m²

Area: 65.9 sq m

10.4 m

6.3 m

10.5 m

404/2

0 5 10 15 20 m



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SOMERTON SLSC SUB-LEASE

4/03/2019

1:373



Item No: **14.7**

Subject: **MOSELEY SQUARE SMOKE-FREE AREAS**

Date: 26 March 2019

Written By: Property Management Officer

General Manager: City Assets and Services, Mr H Lacy

SUMMARY

In March 2012 amendments were made to the *Tobacco Products Regulations Act 1997* which allowed individual councils to legislatively declare certain areas of community land as smoke-free when doing so was deemed to benefit the community. As a result of these amendments, on 8 May 2012 Council directed Administration to investigate the feasibility of banning smoking in certain public places.

Following a period of review, analysis and community consultation, on 22 January 2013 Council resolved to apply to the State Government to impose an interim trial smoking ban on Moseley Square Glenelg. As such, the trial commenced 5 September 2013 for twelve (12) months.

Based on the feedback from various stakeholders and a positive community survey (where 98% of people taking part in the survey voted in support of the zone's continuance), on 8 July 2014 Council resolved to apply to the State Government to implement the Moseley Square smoke free area into permanent regulation.

Now four and a half years later, the public footpath on the southern side of Jetty Road from the Jetty Hotel to Moseley Street) has increasingly become a congregation spot for smokers with associated cigarette butt litter.

Due to the mixed use of the location (pedestrian thoroughfare and some adjacent trader used outdoor dining areas) and increasing butt litter, Administration now seeks Council direction for the future management of smoking in this area.

RECOMMENDATION

That Council:

- 1. authorises installation of two (2) additional butt caddies on existing hand rails adjacent to the southern Jetty Rd footpath particularly outside the Jetty Hotel and further east towards Moseley Street in an attempt to combat increasing cigarette litter, then continues to monitor the area;**

OR

- 2. applies to the State Government to extend the boundaries of the existing Smoke-Free Area to include the southern footpath of Jetty Road from the existing smoke free area to Moseley Street for SAPOL to enforce the smoking ban in the location;**

OR

- 3. declares the location as a prescribed area (pursuant to the provisions outlined in By-Law 3) for Regulatory Services to enforce the smoking ban in the location.**
-

COMMUNITY PLAN

Community: Providing welcoming and accessible facilities

Community: Fostering an engaged and contributing community

COUNCIL POLICY

By-Law 3.

STATUTORY PROVISIONS

Local Government Act 1999 [s 222].

Tobacco Products Regulations Act 1997 [s 52].

Tobacco Products (Smoking Bans in Public Areas—Longer Term) Regulations 2015 [ss 6 & 7].

BACKGROUND

Previous Relevant Reports & Decisions

- Council Report No.: 88/16; Item No.: 14.4, '*Outdoor Dining Policy Review 2016*, 12 April 2016 (Resolution No.: C120416/368);
- Council Report No.: 209/14; Item No.: 14.7, '*Smoking Exclusion Zone Trial Period Review – Moseley Square Glenelg*', 8 July 2014 (Resolution No.: C080714/1168);
- City of Holdfast Bay Council Report (Report No.: 21/14; Item No.: 14.6) 21 January 2014 – '*Cosmo Food and Café – Outdoor Dining Permit and Shisha Use*' (Resolution No.: C210114/1019);
- Item in Brief Report No.: 221/13; Item No.: 14.1.3, '*Moseley Square Smoking Exclusions Zone Trial Period*', 9 July 2013 (Resolution No.: C090713/953);
- Council Report No.: 28/13; Item No.: 14.11, '*Smoking Exclusion Zone Trial Period – Moseley Square Glenelg*', 22 January 2013 (Resolution No.: C220113/796);

- Council Report No.: 234/12; Item No.: 14.4, '*Smoke Free Legislation – Moseley Square Trial*', 10 July 2012, (Resolution No.: C100712/579);
- Urgent Motion: C080512/507 Item No.: 16.1, '*Information form South Australian Government on the ban of smoking in certain areas*', 8 May 2012.

REPORT

Following the 2012 amendments to the *Tobacco Products Regulations Act 1997*, on 8 May 2012 Council directed Administration to investigate the feasibility of banning smoking in certain public places. On 22 January 2013 Council resolved to apply to the State Government to impose an interim twelve (12) month trial smoking ban on Moseley Square Glenelg. The trial commenced 5 September 2013, and on 8 July 2014 Council resolved to subsequently apply to the State Government to implement the Moseley Square Smoke-Free Area into permanent regulation. Additional areas adjacent to the Square have now been identified as problematic.

Existing Moseley Square Smoke-Free Area

Section 52 of the *Tobacco Products Regulation Act 1997* places long-term smoking bans on certain public areas by way of legislative regulation. Pursuant to section 5 of the *Tobacco Products (Smoking Bans in Public Areas—Longer Term) Regulations 2012*, commencing 5 September 2014, Moseley Square became permanently regulated as a Smoke-Free Area. The current area legislatively enforced is outlined and shaded red in Attachment 1.

Refer Attachment 1

Identified Location of Interest

The public footpath on the southern side of Jetty Road from the Jetty Hotel to Moseley Street is currently outside the Moseley Square Smoke Free Area and has therefore increasingly become a congregation spot for smokers, particularly hotel patrons. Litter from cigarette butts has increased and there is concern that the butts will be washed into local drains and thence into the Gulf.

Due to the proximity to the existing smoke free area and use of the location by pedestrians as well as some adjacent trader outdoor dining areas, it is now timely to consider future management options. The area in interest is marked yellow in Attachment 1.

Refer Attachment 1

Option 1 – Deployment of Additional Cigarette Litter Bins

Field Services can install additional butt caddies at the location in an attempt to combat increasing cigarette litter in the location. Following this, Regulatory Services continues to monitor the area and work with the adjacent business to educate the smokers in the area.

This option essentially maintains status quo but seeks to reduce cigarette butt litter. The estimated cost of the additional caddies (say 2 off) is around \$300 installed. Additional emptying

of the additional caddies will be required, but this can be accommodated in existing maintenance staff duties.

Option 2 – Moseley Square Smoke-Free Area Boundary Expansion

Through a process of Council Resolution, community consultation, then application to the State Government, the existing proscribed area can be varied and/or extended. It should be noted that if Council determine that the location should be legislatively enforced, revenue generated from expiation will be collected by the South Australian police. An outline of the extended smoke free area is shown in Attachment 2 for member's reference.

Refer Attachment 2

Option 3 - Declared Area through By-Law

Council By-Law 3 manages and regulates the access to and use of Local Government land (other than roads), and certain public places. Through a process of Resolution this By-Law allows Council to proscribe certain activities within declare public places. As such, the 'location of interest' (as outlined in yellow in Attachment 1) could be declared 'Smoke-Free' and enforced by Regulatory Services. It should be noted that if Council determine that the location should be By-Law enforced, revenue generated from expiations will be collected by Council.

Refer Attachment 3

BUDGET

The estimated capital cost of 2 new caddies is \$300. Any additional maintenance or regulatory costs can be accommodated within existing budgets. Should Council resolve to support either Options 2 or 3, community consultation costs will be around \$3,000.

Should Council resolve to support Option 3, additional revenue (unquantified at this point) should be generated through expiations.

LIFE CYCLE COSTS

Full life cycle costs are not yet known, however, Council is responsible for managing the general maintenance of the area. This cost has been factored into both the Asset Management and Long Term Financial Plans.



- Az Property Address Labels
- Az House Numbers
- Holdfast Bay
- Property
- Property Miss Matches
- CHB Aerial (2019) - 7.5cm



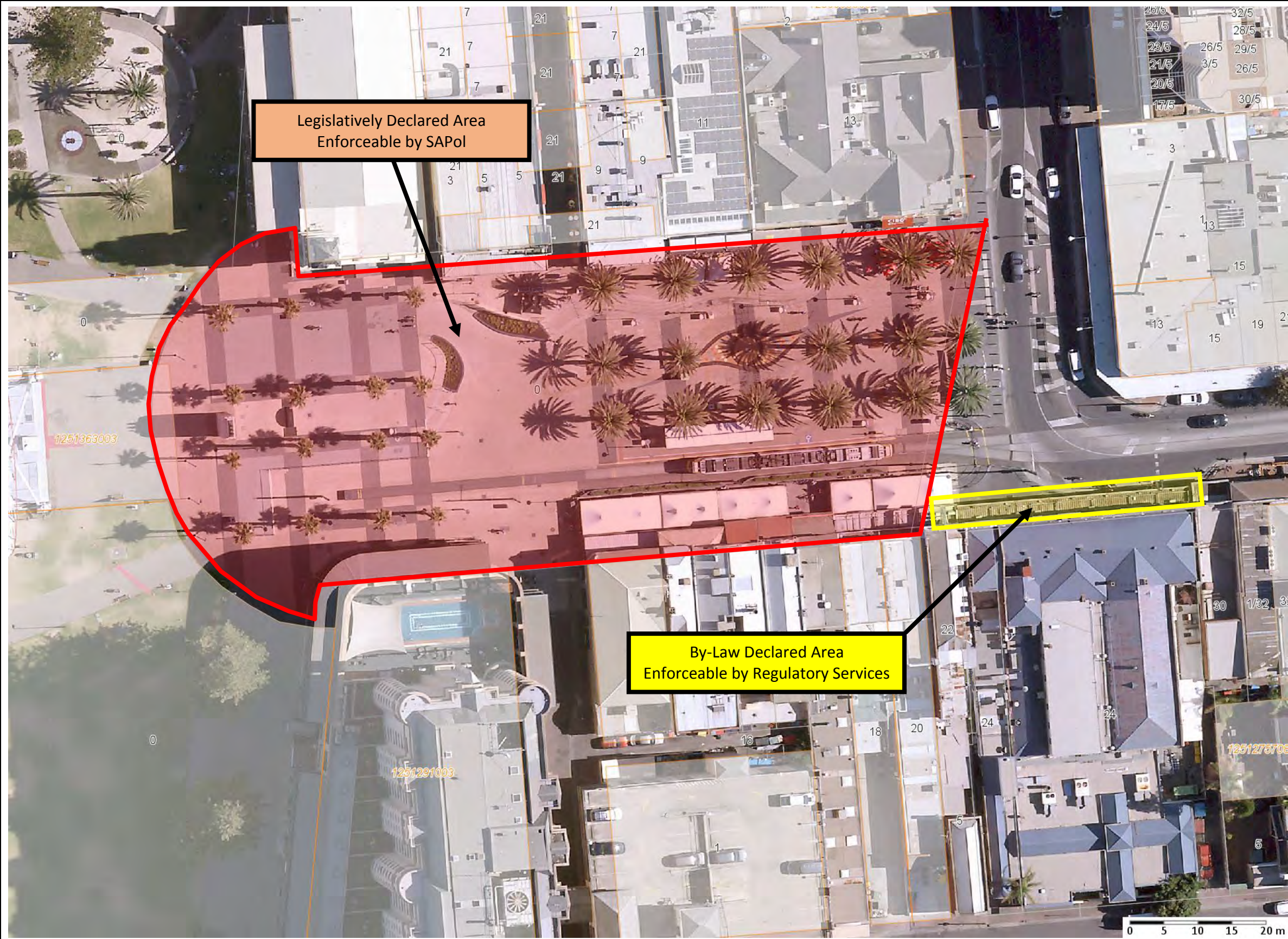
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Moseley Square
Proposed Smoke Free Area
Extension

15/03/2019

1:600





- Az Property Address Labels
- Az House Numbers
- Holdfast Bay
- Property
- Property Miss Matches
- CHB Aerial (2019) - 7.5cm

Legislatively Declared Area
Enforceable by SAPol

By-Law Declared Area
Enforceable by Regulatory Services



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Moseley Square
Smoking Free Area

15/03/2019

1:600



Item No: **14.8**

Subject: **PUBLIC TOILET SIGNAGE – JETTY ROAD GLENELG**

Date: 26 March 2019

Written By: General Manager

General Manager: City Assets and Services, Mr H Lacy

SUMMARY

At the Council meeting of 26 February 2019, Item No: 9.2.1 Question on Notice – Public Toilet Signage (Report No: 80/19) the following questions were raised:

- “1. *How much signage there is for public toilets along the Jetty Rd Glenelg Precinct and;*
2. *Whether the signage is clearly visible for visitors and;*
3. *Whether more signage could be made available to address the perceived lack of effective signage?”*

Administration arranged site audits to confirm the location, style and visibility of existing public toilet wayfinding signage. As a result, it is proposed to install two (2) additional signs to assist pedestrians to find and access the Hindmarsh Lane toilets.

Details are provided in the attached drawings.

RECOMMENDATION

That Council note:

1. **the results of the signage audit;**
 2. **two (2) additional public toilet wayfinding signs will be installed in/adjacent to Jetty Road Glenelg to direct pedestrians to the Hindmarsh Lane toilets.**
-

COMMUNITY PLAN

Placemaking: Creating lively and safe places

Placemaking: Developing walkable connected neighbourhoods

COUNCIL POLICY

Not Applicable.

STATUTORY PROVISIONS

Not Applicable.

BACKGROUND

Jetty Road Glenelg traders are reported as noting an influx of members of the public using their bathrooms. As a consequence, Administration was requested to examine the extent of existing public toilet wayfinding signage, whether the signage was visible to visitors and whether more signage should be installed to improve wayfinding and assist visitors to find a public toilet.

REPORT

Staff undertook a public toilet signage audit which indicated that generally signage was visible and located in a way that would enable most visitors to find the public toilets at the Glenelg foreshore (located in the rear of the Glenelg Town Hall) and the public toilets in Hindmarsh Lane (opposite Chapel St). The location of existing public toilet signs is shown in Attachment 1 and photos of a sample of existing signage is included in Attachment 2.

Refer Attachments 1 and 2

The audit did however identify that two (2) additional signs should be installed in Jetty Road east of the Hindmarsh Lane toilets to provide improved wayfinding to those public facilities. The approximate location of the proposed signs is shown in Attachment 1.

Signage directing pedestrians to public toilets off Moseley Square is considered adequate.

No other changes or additions are proposed.

BUDGET

The estimated cost of the additional signage is \$300 and will be funded from within existing signage budget.

LIFE CYCLE COSTS

Not applicable



Double sided M/F

Public Toilet
Arrow

Sign on GTH -
text

Totem - Text

M/F with
arrow

Totem - Text

Double sided M/F,

Double, M/F,
arrow, text

M/F, arrow, text

Double sided M/F,
baby, w/chair,
arrow

Proposed
NEW sign

Double sided M/F

Double sided M/F,
baby, w/chair,
arrow

Proposed NEW sign
in this area

GLENELG
FORESHORE

PORTION
GLENELG
FORESHORE
PROMENADE

COLLEY TERRACE
COLLEY RESERVE

HOPE STREET

DURHAM STREET

SUSSEX STREET

NILE STREET

WATERLOO STREET

BYRON

JETTY STREET

GORDON STREET

ETIZEN STREET

ROSE STREET

BRIGHTON ROAD

DUNBAR TER

MAXWELL TER

JETTY ROAD

PARTRIDGE STREET

MARION STREET

ST JOHNS ROW

COLLEGE STREET

HIGH STREET

CHAPEL STREET

COOPER STREET

YULL STREET









Item No: **14.9**

Subject: **APPOINTMENT OF INDEPENDENT MEMBER TO AUDIT COMMITTEE**

Date: 26 March 2019

Written By: General Manager Business Services

General Manager: Business Services, Mr R Bria

SUMMARY

Council has received expressions of interest for the vacant position of independent member of its Audit Committee. Following review and interviews of short-listed candidates, the selection panel recommends an appointment.

RECOMMENDATION

- 1. That Paula Davies be appointed to Council's Audit Committee for a 3-year term expiring 26 March 2022.**
 - 2. That Council records its appreciation to Mr John Wood for his valuable service on Council's Audit Committee since 2013.**
-

COMMUNITY PLAN

Culture: Being financially accountable
Culture: Enabling high performance
Culture: Supporting excellent, efficient operations

COUNCIL POLICY

Audit Committee Terms of Reference.

STATUTORY PROVISIONS

Sec 126 local Government Act 1999.

BACKGROUND

At its meeting on 29 January 2019, Council resolved to invite expressions of interest for the appointment of an independent member of its Audit Committee. This resulted from the expiry on 23 March 2019 of the current term of appointment for Mr John Wood.

A panel comprising the presiding member of the Audit Committee (Councillor John Smedley), and General Manager Business Services (Mr Roberto Bria) with support from Manager Finance (Mr John Newton), have reviewed the expressions of interest received and interviewed the short listed candidates. The panel now makes a recommendation on the appointment.

REPORT

Advertisements inviting expressions of interest (EOIs) were displayed on the SEEK website and on Council's website for several weeks.

Twenty-seven EOIs were received by the closing date of 28 February 2019. These were reviewed and a short-list of 5 applicants selected and interviewed by the panel on 14 and 19 March.

All short-listed applicants had demonstrable experience and skills for the position.

The panel recommends the appointment of Paula Davies for a term of 3 years ending 26 March 2022.

Paula Davies is qualified in law, economics and accounting. She has a strong background in governance and risk management and has worked in the SA public sectors for 15 years including the Attorney General's Department. Her professional roles have had a regulatory and governance focus. Her current role is a research operations director with the Southern Adelaide Local Health Network. She currently serves on a number of health research related committees and is an independent member of the Adelaide Hills audit committee. The panel is confident that her broad experience and qualifications will add value and complement the skill set of Councils audit committee.

With the expiry of Mr Wood's term on the Audit Committee, it is appropriate that his valuable contribution over six years be recognised. Mr Wood was originally appointed to the Audit Committee in March 2013 and was re-appointed for another 3 year term expiring in March 2019. His service over has been greatly appreciated by the Audit Committee.

BUDGET

This report does not have any budget implications. Sitting fees payable to independent members of the Audit Committee are provided for in the 2018/19 budget.

LIFE CYCLE COSTS

This report does not have any full life cycle cost implications.

Item No: **14.10**

Subject: **BRIGHTON OVAL – UPDATED PROJECT INCLUSIONS**

Date: 26 March 2019

Written By: General Manager

General Manager: City Assets and Services, Mr H Lacy

SUMMARY

Negotiations and discussions have been continuing between representatives of the three Brighton Oval sporting clubs, Council staff and Council's contractor Cook Building over building designs, inclusions, fitout and other matters. Considerable progress is being made.

A number of issues now need to be resolved, particularly where the item being considered is likely to have a financial impact on the overall Brighton Oval project cost.

This report seeks Council's direction on several issues including possible provision of roof mounted services, removal of certain aspects of already approved facade treatments (to reduce cost and facilitate club sponsor advertising), and inclusion of a minor items provision in the project budget.

Clarification of these issues will enable Administration to seek a final GMP from Cook Building based on having agreed/resolved all major design issues.

RECOMMENDATION

Decision 1

- 1. That Council approve installation of air conditioning and other mechanical services on roof of each the three (3) club room buildings including provisions of roof access, walkways, safety systems and architectural/acoustic screening at an estimated cost of \$75,000.**

Decision 2

- 1. Option 1 - That Council supports retention of currently proposed facade treatments but requests Administration to negotiate with the clubs to enable modest sponsor advertising on the club room buildings and that advertising guidelines be formally developed and enacted through licence agreements and/or inclusion in future lease documents.**

2. **Option 2 – That Council supports the reduction of proposed facade treatments to enable more extensive sponsor advertising on the Clubroom buildings and requests Administration develop appropriate advertising guidelines and that these be formally enacted through licence agreements and/or inclusion in future lease documents.**

Decision 3

1. **That Council approve a “Minor Items” allowance of \$30,000 for each of the three (3) clubs and that these amounts are incorporated into the GMP determination.**

COMMUNITY PLAN

Community: Providing welcoming and accessible facilities

Community: Fostering an engaged and contributing community

COUNCIL POLICY

Nil.

STATUTORY PROVISIONS

Local Government Act 1999

BACKGROUND

Negotiations and discussions have been continuing between representatives of the three Brighton Oval sporting clubs, Council staff and Council’s contractor Cook Building over building designs, inclusions, fitout and other matters. Considerable progress is being made.

A number of issues now need to be resolved, particularly where the item is likely to have a financial impact on the overall Brighton Oval project cost and determination of the contractor’s GMP.

This report seeks Council’s direction on several issues including possible provision of roof mounted services, removal of certain aspects of already approved facade treatments (to reduce cost and facilitate club sponsor advertising) and inclusion of a minor items provision in the project budget.

Clarification of these issues will enable the final contract drawings and GMP to be prepared by Cook Building based on the agreed/resolved major design issues.

Council and the Clubs will have the opportunity to make minor adjustments to the designs by agreement (eg relocating internal walls, adjusting location of power points) without financial penalty, but more extensive changes would incur additional costs by way of variations. Funding is

proposed through a 'Minor Items' allowance in the GMP determination to fund any minor additions to requirements – eg the provision of additional cabling or power points.

It is proposed to resolve as many of these minor items as well as the final layout of the kitchen and bar for the Lacrosse club prior to requesting Cook Building to finalise the drawings and proceed to determine the final GMP offer.

REPORT

Council is requested to consider the following items for resolution:

Roof Mounted Mechanical Services

The current design provides for mechanical services (eg air conditioners, coolroom compressors, etc) to be mounted in a services compound at ground level. The proposal includes a security cage to protect the equipment from theft and/or vandalism. The services compound will also house bins, recyclables, etc).

The clubs have requested that the mechanical services be roof mounted to improve security and to reduce the risk of theft and/or vandalism. Roof mounted mechanical services also reduce the length of connecting pipework which will reduce the cost of installation and potentially reduce operating costs as the systems do not need to pump refrigerant over as long a distance.

The downside of mounting the services on the roof is that the roof structure must be strengthened to support the extra weight of the mechanical items, roof access must be provided for maintenance, safety systems such as walkways and handrails have to be added and due to the visibility of the equipment on the roof, an architectural/acoustic screen will need to be built to hide the equipment from view and to ensure noise impacts do not arise for surrounding residents.

The estimated additional cost for roof mounting of mechanical services is estimated at \$75,000 in total across the three (3) clubs.

Facade Treatments/Advertising

Council has approved the application of facade treatments to the external walls of each clubroom. The facade treatments involve:

- Painted 'skirts' around the lower portion of three exterior walls
- Large club logos on main entrance wall
- Vertical timber slats arranged in a 'V' shaped pattern on the rear wall of each clubroom
- Extended eaves on both ends of the buildings (but not on the west facing rear walls)

Details of the current proposed facade treatments are provided in attachments 1-3.

Refer Attachments 1-3

The aim of the facade treatments was to make the public facing facades (particularly the Rugby Club which has a long frontage to Brighton Rd) more attractive than plain concrete walls.

The Clubs have indicated that they do not want the more elaborate facade treatments and would support the removal of the 'V' shaped vertical timber slats due to project cost reduction and lower ongoing maintenance/painting costs which the clubs will incur under their lease arrangements. The Clubs are also requesting that Council allow them to install restrained sponsor advertising on their buildings as this advertising provides a source of regular income to support each club's operations.

Council has already resolved to include the full facade treatments as shown in Attachments 1-3, although the estimated costs for this work has yet to be included into a revised GMP offer.

Should Council accept the clubs proposal, Administration could work with the clubs to establish advertising guidelines and these could be formalised initially through an advertising licence and then ultimately be appended to each club's lease agreement.

There are of course a range of possible ways that sponsors could be advertised on the clubs ranging from a single major sponsor sign on the side entrance wall of the clubrooms, single 'naming rights' sponsor sign on the main rear facade of each clubroom or more extensive signage being installed on main facades of the buildings in lieu of a more elaborate facade treatment.

Typical examples of possible options will be provided to Council prior to the Council meeting.

The estimated savings resulting from removal of the 'V' shaped vertical timber slats is around \$57,700 across the three clubrooms (based on the full facade treatments as endorsed costing \$175,000).

Minor Items Allowance

Administration, the Clubs and Cook Building have developed Design Issues Logs which identify a range of minor design issues that need to be resolved. Many are simply requests from the clubs for things such as additional wiring (eg for external PA speakers, Foxtel connection points and AV wiring). There are around 45 items current on each club list.

It is not necessary at this point in the design to resolve all of these minor items, however as they do add a small amount of cost (say \$1,500/item per club) it is prudent that an allowance be made in each club budget to pay for these items. Administration is proposing \$30,000 per club or \$90,000 in total to fund minor items that will be agreed as the design is improved from 75% to 100% design.

This budget allowance will be added to the GMP determination to ensure that the GMP reflects the proposed actual cost of the work.

BUDGET

Cook Building is awaiting instructions from Council as to the final included items and scope before preparing a final GMP. This report will finalise directions on the final major inclusions.

Based on the most recent revised GMP (based on design as at 14 February 2019) the pro-forma project budget is as follows:

Updated GMP (as at 25.2.19)	\$ 7,064,481
Add:	
Increase in ceiling heights (2.7m and 3.0m)	\$ 65,000
Roof mounted services	\$ 75,000
Full facade treatments	\$ 175,000
Minor items allowance	\$ 90,000
Pro-forma project estimate cost	\$ 7,469,481
Project budget - funds available	\$ 6,881,081
Estimated shortfall	\$ 588,400

Should Council support the removal of the timber slat façade treatments, the project cost estimate would reduce by \$57,700 to \$7,411,781 and the cost overrun would reduce to \$530,700.

It is proposed that once resolution of these major items is agreed, that Cook Building be asked to prepare their final GMP offer.

Administration is anticipating a discounted GMP may be offered by Cook Building following finalisation of all major inclusions and many of the clarifications/qualifications included in their revised offer of 21 February 2019. This is likely to assist Council in closing the gap between GMP and available budget funding, although it may not close the gap completely.

A separate report will be prepared for consideration at a future council meeting once the revised final GMP is submitted. Council will then be in an informed position to determine how to move the project forward.

LIFE CYCLE COSTS

Not applicable to this report.





































