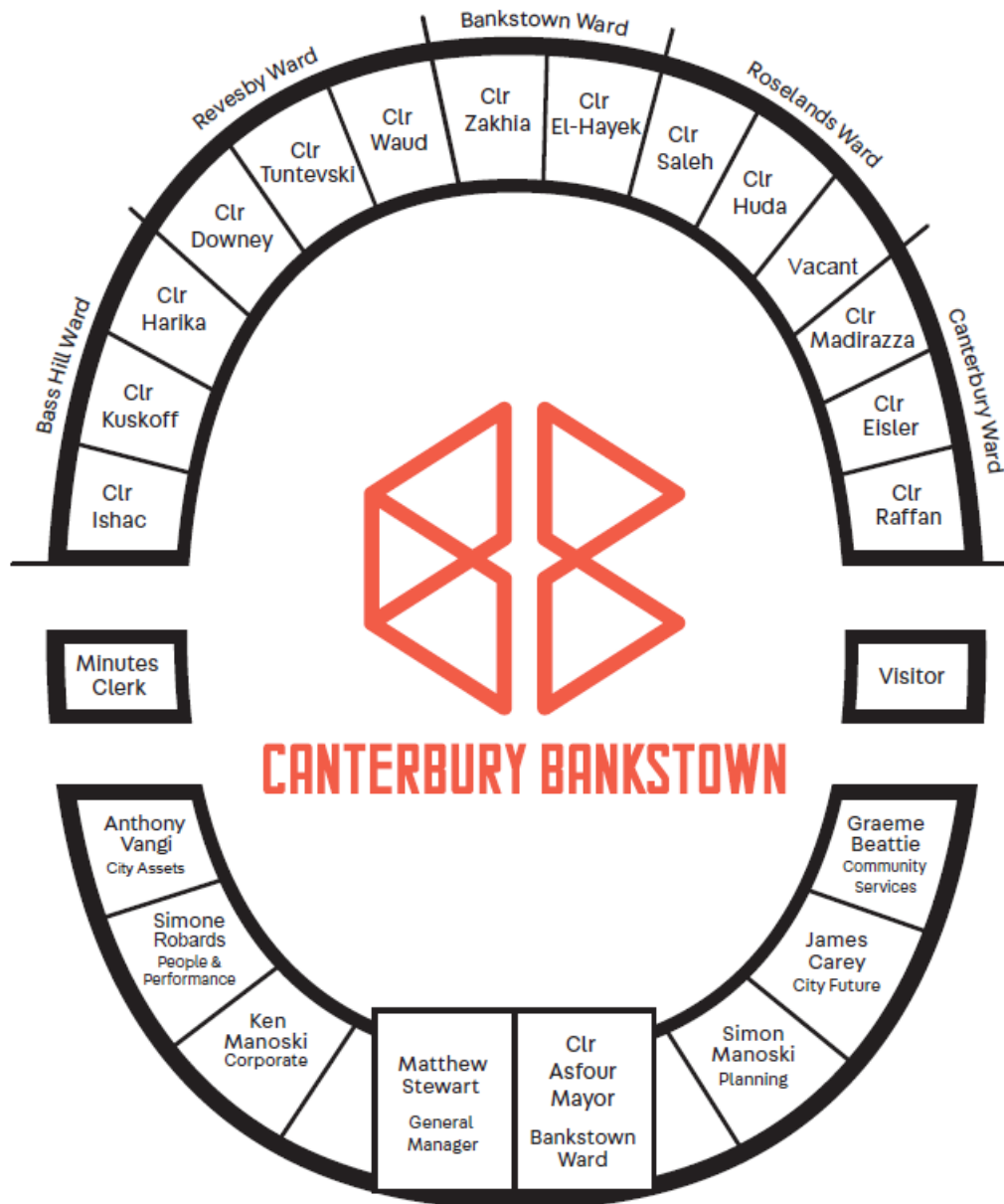




AGENDA FOR THE ORDINARY MEETING

28 September 2021

Gallery



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1 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

The following minutes are submitted for confirmation -

1.1	Minutes of the Ordinary Meeting of Council of 24 August 2021	7
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CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 24 AUGUST 2021

PRESENT: His Worship the Mayor, Councillor Asfour
Councillors El-Hayek, Tuntevski, Madirazza

PRESENT BY AUDIO

VISUAL LINK: Councillors Kuskoff, Ishac, Raffan, Zakhia, Waud, Downey, Eisler, Huda, Saleh, Harika

HIS WORSHIP THE MAYOR DECLARED THE MEETING OPEN AT 6.04 PM

COUNCILLORS ATTENDING REMOTELY

(1388)

CLR. EL-HAYEK:/CLR. MADIRAZZA

RESOLVED that permission be granted to Councillors Kuskoff, Ishac, Raffan, Zakhia, Waud, Downey, Eisler, Huda, Saleh and Harika to attend the meeting remotely by zoom.

- CARRIED

ACKNOWLEDGEMENT OF COUNTRY

THE MAYOR, ACKNOWLEDGED THE TRADITIONAL OWNERS OF THE LAND WHERE WE ARE MEETING TODAY THE DARUG (DARAG, DHARUG, DARUK AND DHARUK) AND THE EORA PEOPLES, AND PAID RESPECT TO THEIR ANCIENT CULTURE AND THEIR ELDERS PAST AND PRESENT.

REF:

CONFIRMATION OF MINUTES

(1389)

CLR. ZAKHIA:/CLR. TUNTEVSKI

RESOLVED that the minutes of the Ordinary Council Meeting held on 27 July 2021 be adopted.

- CARRIED

SECTION 2:

LEAVE OF ABSENCE

Nil

SECTION 3:

DECLARATIONS OF PECUNIARY INTEREST OR NON-PECUNIARY CONFLICT OF INTEREST

Nil

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
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SECTION 4: MAYORAL MINUTES

ITEM 4.1 THE CANTERBURY BANKSTOWN COMMUNITY - COVID19

(1390) CLR. ASFOUR

RESOLVED that Council

1. Write an open letter to the local newspaper with the view it be published thanking the community for their patience and understanding.
2. Write to the NSW Premier calling for more Pfizer vaccines for our LGA.
3. Calls on the NSW Premier to apologise on behalf of the Government over inflammatory comments made by the NSW Health Minister.

- CARRIED

ITEM 4.2 GET TESTED ! - COVID19

(1391) CLR. ASFOUR

RESOLVED that Council strongly urge the community to continue to get tested for COVID19.

- CARRIED

ITEM 4.3 EMERGENCY FINANCIAL SUPPORT - COVID19

(1392) CLR. ASFOUR

RESOLVED that

1. Council activate and reaffirm the emergency event provisions detailed in the Community Grants and Events Sponsorship Policy and other financial assistance outlined in this Mayoral Minute.
2. The General Manager be authorised to enact the necessary policy and legislative requirements to provide the financial assistance outlined in this Mayoral Minute.

- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
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ITEM 4.4 RELIEF GRANTS - COVID19

(1393) CLR. ASFOUR

RESOLVED that Council provide up to \$200,000 in financial assistance under the COVID Relief Grants Program for eligible Not for Profit community groups.

- CARRIED

ITEM 4.5 EDUCATING IN A PANDEMIC - COVID19

(1394) CLR. ASFOUR

RESOLVED that Council

1. Write to the CEOs of major Telcos on behalf of our primary and secondary students in the Canterbury Bankstown LGA, with the view of sourcing sim cards and dongles to enable them to access the internet free of charge.
2. Write to the NSW Minister for Education to release the results of a study by the NSW Education Standards Authority into the extent of disadvantage in the state's Schools caused by COVID and further urge the NSW Minister for Education to explore options at supporting students through this prolonged period, with one option being to provide "internet vouchers" to school principals to hand out to students in need.

- CARRIED

ITEM 4.6 SCHOOL SELLOFF

(1395) CLR. ASFOUR

RESOLVED that

1. Council write to the NSW Treasurer and express its opposition over any Education land grab and sale.
2. Furthermore, ask that if there are any surplus sites identified in our LGA, as suggested, as a goodwill gesture show that we are really all in this together and gift the land to Council so it can be used as open space and recreational/sporting facilities for all in the community to enjoy.

- CARRIED

ITEM 4.7 COUNCIL ELECTIONS TO REMOVE ALL REPRESENTATION - COVID19

(1396) CLR. ASFOUR

CANTERBURY BANKSTOWN
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RESOLVED that Council write to the Premier and the Minister for Local Government urging them to make the necessary changes which will see our City continue to be represented by a Mayor following the Ordinary Election on 4 December 2021.

- CARRIED

SECTION 5: PLANNING MATTERS

SUSPENSION OF STANDING ORDERS

(1397) CLR. EL-HAYEK:/CLR. TUNTEVSKI

RESOLVED that

- i) Permission be granted Mr Theo Zotos and Mr Bill Parasiris to be available to respond to questions by Councillors if required.
- ii) Standing Orders be suspended and Item 5.3 be dealt with now.
- iii) Standing Orders then be resumed.

- CARRIED

ITEM 5.3 PLANNING PROPOSAL FOR WSU MILPERRA SITE AT 2 AND 2A BULLECOURT AVENUE, MILPERRA (RZ-3/2020)

(1398) CLR. DOWNEY:/CLR. TUNTEVSKI

RESOLVED that

1. The report be noted.
2. The proposal does not proceed to Gateway Determination.
3. Council advise the Department of Planning, Industry and Environment accordingly.

- CARRIED

For:- Clrs Asfour, Downey, Eisler, El-Hayek, Harika, Huda, Kuskoff, Madirazza, Raffan, Saleh, Tuntevski, Waud, Ishac and Zakhia

Against:- Nil

STANDING ORDERS BE RESUMED

CANTERBURY BANKSTOWN
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DUE TO TECHNICAL DIFFICULTIES HIS WORSHIP THE MAYOR ADJOURNED THE MEETING AT 7.14 PM

CLR ISHAC RETIRED FROM THE MEETING AT 7.14 PM

THE MEETING RESUMED AT 7.40 PM

ITEM 5.1 PLANNING PROPOSAL FOR 165-169 HOLDEN STREET, ASHBURY (ASHFIELD RESERVOIR)

MOTION CLR. ASFOUR:/CLR. HUDA

1. Council adopt the Planning Proposal as exhibited (Attachment A) and forward it to the Department of Planning, Industry and Environment with a request that the LEP be made.
2. Council endorse the draft site-specific DCP for 165-169 Holden Street, Ashbury with minor amendments as shown in Attachment B, to amend the Canterbury DCP 2012 and adopted Canterbury Bankstown DCP 2021 and that it be in force on the date that the consolidated LEP is finalised.
3. Council endorse the draft Planning Agreement as shown in Attachment C and delegate the General Manager to enter into the draft Planning Agreement.

- LOST

For:- Clr Asfour

Against:- Clrs Downey, Eisler, El-Hayek, Harika, Huda, Kuskoff, Madirazza, Raffan, Saleh, Tuntevski, Waud and Zakhia

(1399) CLR. EISLER:/CLR. DOWNEY

RESOLVED that Council not proceed to make the plan, and advise the Department of Planning, Industry and Environment accordingly.

- CARRIED

For:- Clrs Asfour, Downey, Eisler, El-Hayek, Harika, Huda, Kuskoff, Madirazza, Raffan, Saleh, Tuntevski, Waud and Zakhia

Against:- Nil

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ITEM 5.2 PLANNING PROPOSAL FOR CHULLORA MARKETPLACE AT 353-355 WATERLOO ROAD, GREENACRE

CLR EL-HAYEK TEMPORARILY VACATED THE CHAMBER AT 7.44 PM

(1400) CLR. EISLER:/CLR. HUDA

RESOLVED that

1. Council note the Bankstown Local Environmental Plan 2015 - Amendment No 13, applying to the Chullora Marketplace at 353-355 Waterloo Road Greenacre has been finalised and made by the Department of Planning, Industry and Environment.
2. Council endorse the draft Site Specific DCP amendment for 353-355 Waterloo Road, Greenacre as shown in Attachment B to amend the Bankstown DCP 2015 and the draft Consolidated DCP 2021 and that it be in force on 25 November 2021, the date Amendment No 13 becomes effective.
3. Council endorse the draft Planning Agreement as shown in Attachment C and authorise the General Manager to enter into the draft Planning Agreement.

- CARRIED

For:- Clrs Asfour, Downey, Eisler, Harika, Huda, Kuskoff, Madirazza, Raffan, Saleh, Tuntevski, Waud and Zakhia

Against:- Nil

ITEM 5.3 PLANNING PROPOSAL FOR WSU MILPERRA SITE AT 2 AND 2A BULLECOURT AVENUE, MILPERRA (RZ-3/2020)

THIS MATTER WAS DISCUSSED PREVIOUSLY PLEASE SEE RESOLUTION NO. 1398 ON PAGE NO. 4.

SECTION 6: POLICY MATTERS

CLR EL-HAYEK RETURNED TO THE MEETING AT 7.47 PM

CANTERBURY BANKSTOWN
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(1401) CLR. ZAKHIA:/CLR. WAUD

RESOLVED that in accordance with Council's Code of Meeting Practice, Council adopts all the recommendations of Items 6.1 to 9.1.

- CARRIED

ITEM 6.1 POLICY UPDATE - RATES AND CHARGES, DEBT RECOVERY AND HARDSHIP ASSISTANCE POLICY

(1402) CLR. ZAKHIA:/CLR. WAUD

RESOLVED that Council adopt the revised Rates and Charges, Debt Recovery and Hardship Policy.

- CARRIED

SECTION 7: GOVERNANCE AND ADMINISTRATION MATTERS

ITEM 7.1 REVIEW OF THE 2020/21 OPERATIONAL PLAN, DELIVERY PROGRAM AND BUDGET TO JUNE 2021

(1403) CLR. ZAKHIA:/CLR. WAUD

RESOLVED that

1. The quarterly review of the 2020/21 Operational Plan and six-monthly review of the Delivery Program to 30 June 2021 be noted, and the June 2021 Quarterly Budget Review as outlined in this report be adopted.
2. Council authorise the carryover of \$54.6M of funding to complete certain capital and operating projects commenced throughout the 2020/21 financial year, as outlined in the report.
3. Council apply all rates and charges written off during the year to its rating databases in satisfying its obligation under the Local Government Act 1993 and Local Government (General) Regulation 2005, as outlined in the report.
4. Council endorse the write-off of sundry debts for the 2020/21 financial year, as outlined in the report.

- CARRIED

CANTERBURY BANKSTOWN
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ITEM 7.2
(1404)

CODE OF MEETING PRACTICE - AMENDMENT TO 2021 SCHEDULE OF MEETINGS
CLR. ZAKHIA:/CLR. WAUD

RESOLVED that

1. An Ordinary Meeting of Council be scheduled for 28 September 2021.
2. The Ordinary meeting of Council scheduled for 7 December 2021 be cancelled.

- CARRIED

ITEM 7.3
(1405)

FEES AND CHARGES 2020/21
CLR. ZAKHIA:/CLR. WAUD

RESOLVED that

1. In principle, Council endorse the introduction of a new fee of \$2,500 (plus GST) for a pre-lodgement service for regionally significant development applications
2. In accordance with Section 610F of the Local Government Act 1993, Council exhibit the proposed fee/charge, as required.
3. A further report be presented to Council following the public exhibition period.

- CARRIED

ITEM 7.4
(1406)

CASH AND INVESTMENT REPORT AS AT 31 JULY 2021
CLR. ZAKHIA:/CLR. WAUD

RESOLVED that

1. The Cash and Investment Report as at 31 July 2021 be received and noted.
2. The Certification by the Responsible Accounting Officer incorporated in this report, be adopted.

- CARRIED

CANTERBURY BANKSTOWN
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ITEM 7.5 **TRANSPORT FOR NSW M6 MOTORWAY PROJECT - PROPOSED ACQUISITION
FROM COUNCIL OF CONSTRUCTION LEASE AND EASEMENT FOR CABLING**

(1407) **CLR. ZAKHIA:/CLR. WAUD**

RESOLVED that

1. The report be noted.
2. The General Manager be authorised to negotiate and finalise the matter, as required.
3. Council liaise with key users/stakeholders regarding the proposed impacts associated with Hughes Park.
4. The Mayor and General Manager be delegated authority to sign all documentation under the Common Seal of Council, as required.

- CARRIED

SECTION 8: SERVICE AND OPERATIONAL MATTERS

Nil

SECTION 9: COMMITTEE REPORTS

ITEM 9.1 **MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 10 AUGUST 2021**

(1408) **CLR. ZAKHIA:/CLR. WAUD**

RESOLVED that the recommendations contained in the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 10 August 2021, be adopted.

- CARRIED

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MATTER OF URGENCY

(1409)

CLR. HARIKA:/CLR. TUNTEVSKI

RESOLVED that urgency be permitted and Item 9.2 be considered in Committee Reports.

- CARRIED

ITEM 9.2

MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 24 AUGUST 2021

(1410)

CLR. HARIKA:/CLR. HUDA

RESOLVED that the recommendations contained in the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 24 August 2021, be adopted.

- CARRIED

SECTION 10:

NOTICE OF MOTIONS & QUESTIONS WITH NOTICE

(1411)

CLR. TUNTEVSKI:/CLR. HUDA

RESOLVED that in accordance with Council's Code of Meeting Practice, Council adopts all the recommendations of Items 10.1 and 10.3.

- CARRIED

ITEM 10.1

NOTICE OF MOTIONS

(1412)

CLR. TUNTEVSKI:/CLR. HUDA

RESOLVED that the information be noted.

- CARRIED

ITEM 10.2

AFGHANISTAN WITHDRAWAL

CLR EL-HAYEK TEMPORARILY VACATED THE CHAMBER AT 7.58 PM

(1413)

CLR. RAFFAN:/CLR. EISLER

RESOLVED that Council:

CANTERBURY BANKSTOWN
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ON 24 AUGUST 2021

1. Write to the Prime Minister Scott Morrison, the Minister for Defence Peter Dutton and the Minister for Foreign Affairs Marise Payne expressing our great disappointment in the Federal Government's response to the announcement and withdrawal of foreign troops from Afghanistan in protecting vulnerable citizens, interpreters and Australian defence force contractors from harm and deprivation at the hands of insurgents; and
2. Also write to the Leader of the Opposition in the Senate Shadow Minister for Foreign Affairs, Senator Penny Wong and Senator Jacqui Lambie, urging them to support a Senate Inquiry into the Federal Government's slow response and handling of visa applications by hundreds of Afghan people who supported Australia on the ground.

- CARRIED

ITEM 10.3
(1414)

IN-SCHOOL COVID19 VACCINATION PROGRAM
CLR. TUNTEVSKI:/CLR. HUDA

RESOLVED that Council write to the State Government to consider the introduction of an in-school Covid-19 vaccination program for high school aged students so as to both assist the fast tracking of the vaccination roll out for Children in the short term and to safeguard our Children into the future from Covid-19.

- CARRIED

ITEM 10.4
(1415)

HENRY LAWSON DRIVE, MILPERRA

CLR EL-HAYEK RETURNED TO THE MEETING AT 8.00 PM

CLR. DOWNEY:/CLR. TUNTEVSKI

RESOLVED that Council writes to the Minister for Transport and Roads, requesting the full function of the intersection of Henry Lawson Drive and Auld Avenue be retained and that the NSW Government commit to funding the remaining stages between the Hume Highway and M5.

- CARRIED

CANTERBURY BANKSTOWN
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ON 24 AUGUST 2021

ITEM 10.5
(1416)

MOBILE SPEED CAMERAS

CLR. EL-HAYEK:/CLR. TUNTEVSKI

RESOLVED that Council once again writes to the Minister for Transport and Roads, welcoming his commitment to install new signs and seeking his commitment that advanced warning signs and high visibility vehicle marking be reinstated immediately.

- CARRIED

ITEM 10.6
(1417)

ONE RULE FOR US, ANOTHER FOR OTHERS

CLR. EL-HAYEK:/CLR. HARIKA

RESOLVED that Council:

1. Write to the NSW Premier Gladys Berejiklian calling on her to stop this NSW Governments blatant double standards on hard working Australians across Sydney, in particular introducing health orders which single out Construction workers, forcing them to get vaccinated and tested, or lose their jobs.
2. We further write to the NSW Minister for Health Brad Hazzard calling on him to release the medical advice which allows construction workers outside the LGAs considered as hotspots, to come and go as they please, without the same restrictions imposed on them.
3. We call on the NSW Government when imposing, or lifting health orders, that these orders are applied equally across greater Sydney and that includes curfews. This equity and fairness will ensure goodwill with the community and we will continue to see high vaccination rates in Our City and not to single out specific industries.

- CARRIED

ITEM 10.7
(1418)

LEBANON HUMANITARIAN RELIEF

CLR. SALEH:/CLR. EL-HAYEK

RESOLVED that Council:

1. Call on like-minded Councillors to form a Relief for Lebanon working group, with the view of meeting with the Prime Minister, or his representative, on behalf of Council and the Lebanese Australians not only in our City but the rest of the country.

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2. The purpose of the meeting is to bring the humanitarian crisis to the Prime Minister's attention and to plead with him to offer financial or other support and/or establish a fundraising/donations hotline with tax deductible contributions.

- CARRIED

ITEM 10.8
(1419)

ENCOURAGING OUR COMMUNITY TO GET VACCINATED

CLR. ZAKHIA:/CLR. DOWNEY

RESOLVED that Council:

1. Be congratulated for showing strong leadership and a proactive commitment to educate and support our community in getting vaccinated.
2. Congratulate all businesses, non-for-profits, our religious organisations and our medical sector for their support and commitment in getting everyone vaccinated throughout our area.
3. Continue to share information and encourage our community to both get vaccinated and get tested.

- CARRIED

SECTION 11: CONFIDENTIAL SESSION

PRIOR TO CONSIDERING THE REPORTS IN CONFIDENTIAL SESSION COUNCILLORS KUSKOFF, RAFFAN, ZAKHIA, WAUD, DOWNEY, EISLER, HUDA, SALEH AND HARIKA WHO WERE ATTENDING THE MEETING BY AUDIO VISUAL LINK DECLARED THERE WERE NO PERSONS WITHIN SIGHT OR HEARING OF THEM.

(1420)

CLR. HARIKA:/CLR. DOWNEY

RESOLVED that, in accordance with Section 10A(2) of the Local Government Act, 1993, the Public and the Press be excluded from the meeting to enable Council to determine Item 11.1 in confidential session for the reasons indicated:

Item 11.1 General Manager's Performance Review

This report is considered to be confidential in accordance with Section 10A(2)(a) of the Local Government Act, 1993, as it relates to personnel matters concerning particular individuals.

- CARRIED

CANTERBURY BANKSTOWN
MINUTES OF THE
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**COUNCIL RESOLVED INTO CONFIDENTIAL SESSION AT 8.15 PM AND REVERTED
BACK INTO OPEN COUNCIL AT 8.19 PM.**

ITEM 11.1

GENERAL MANAGER'S PERFORMANCE REVIEW

MS KATH ROACH FROM SINC SOLUTIONS ADDRESSED COUNCIL IN RESPECT OF THIS
MATTER.

CLR KUSKOFF TEMPORARILY VACATED THE CHAMBER AT 8.15 PM AND RETURNED
AT 8.17 PM.

(1421)

CLR. DOWNEY:/CLR. MADIRAZZA

RESOLVED that

1. Council receive and note the General Manager Performance Review Panel's
Report.
2. Council note the General Manager's performance for the review period as
determined by the panel was either 'highly effective' or 'exceptional' in all
eight (8) Strategic Outcome/Topic criteria.

- CARRIED

THE MEETING CLOSED AT 8.20 PM

Minutes confirmed 28 SEPTEMBER 2021

.....
Mayor

2 LEAVE OF ABSENCE

**3 DECLARATIONS OF PECUNIARY INTEREST OR NON-
PECUNIARY CONFLICT OF INTEREST**

4 MAYORAL MINUTES

The following items are submitted for consideration -

4.1 COVID Update	27
4.2 Housing Environment Planning Policy	29
4.3 Local Community Based Donation	31

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ITEM 4.1 COVID Update

Councillors,

This has been another momentous month for our City and our community.

We have had much of the media, and political, spotlight shone on us. Attention which was focused around the inequities around the harsh health restrictions imposed on our residents.

And I will add, the attention was most welcome, as it opened the eyes of a lot of people around the country and made them aware of the unjust restrictions, not only on our area but all the other LGAs of concern.

Restrictions like curfews, one-hour recreation time, now changed to two, no pools but beaches packed, locked down in a 5km ring and rules around entering and leaving.

That's not to mention the helicopters at night and the ever-present police patrols and checks.

But despite, all these things our community has been getting on with their lives and pleasingly have been turning up to get vaccinated. And I'm happy to say we are powering and the last figures I saw had us around 80 per cent first jab. Well Done.

Councillors, you may have seen me pop up on news bulletins fighting for more freedoms. I called on the Premier to meet, and after initially turning her back on me and 12 other Mayors, she agreed. Coincidentally, that meeting only hours before I met with the Treasurer.

I warned them of the stigma and the mental health issues which the Government's messaging and restrictions have brought on the community. I detailed how local tradies and workers were missing out on jobs in other areas because of COVID concerns. I told them we needed restrictions eased. Restrictions like the curfew, pools and the time we can spend recreating.

I am pleased to say she did listen on curfews and announced changes 24 hours later.

Speaking of easing things Council has been working very closely with Police and health and have reinstated things like basketball hoops, all play equipment in parks, turned on all BBQs and established an online Click and collect library book service...

Councillors, again I would like to thank our Council for working behind the scenes in ensuring we are ready when all restrictions are eased and that I will continue to keep the pressure on the Government to ensure our city is not left behind not only when it comes to lifting restrictions but beyond.

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ITEM 4.2 Housing Environment Planning Policy

Councillors, if ever there was a time the NSW Government should be working with, and listening to Local Councils, it is right now!

About six weeks ago, the General Manager, Mr Stewart and I had a very cordial meeting with NSW Planning Minister Rob Stokes and relayed this important message to him.

But, I now have some reservations about whether the Government is seriously listening.

The Government talks of how important strategic planning is and established the Greater Sydney Commission to create a new blueprint for Sydney. They also required all Councils to prepare a Local Strategic Planning Statement (LSPS) to ensure we all shared the same vision for our City.

Preparing our (LSPS) comes at a cost and involves extensive consultation with the community, so we can adopt our housing and employment strategies, and to exhibit the Bankstown and Campsie Master Plans.

Just when we thought we had the plans in place to have orderly development in our City, the State Government is planning to shift the goalposts.

They are proposing to introduce a new Housing State Environmental Planning Policy that will undermine our strategies and encourage the wrong development in the wrong places.

The new policy will;

- Impact our ability to introduce a pure commercial zone in the Bankstown CBD in the future to grow our most important centre and preserve the land for employment uses. The B3 Commercial Core Zone would be the logical choice for that, but now the State Government wants to open up this zone to residential development like build-to-rent housing and seniors housing. The B3 zone is not the right place to be encouraging residential development. The failure to protect this zone for commercial uses could result in Bankstown being dominated by residential development which takes up land that should be used for commercial floor space and jobs.
- Undermine our efforts to protect our suburban neighbourhoods. We do this by asking for minimum lot sizes for new development, ranging from 500 square metres for a duplex to 1,500 square metres for apartments. But under the new SEPP, they want to override our controls so just 450 square metres site area is required to build a duplex, townhouse or apartment under the guise of infill affordable housing. Where is the space for setbacks, where is the space for parking, where is the space for trees and gardens? This will only result in development that is incompatible with the local character and will result with more parking on the streets.

The State Government also wants to continue with this rule that allows apartments in areas where they are currently prohibited. They want to circumvent our zoning controls by issuing site compatibility certificates that will allow apartments within 800 metres of a railway station irrespective of our master planning process which is deciding where the best places are for apartments based on community consultation.

I understand Council officers have made a submission to the exhibition of the new SEPP raising these concerns and objecting to these proposed changes.

Councillors, tonight I propose we need to do more to reinforce our concerns, and write to the Planning Minister to voice our strong objection to these proposed changes, given the impacts it will have on our ability to meet our jobs target, and our ability to protect our suburban neighbourhoods.

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ITEM 4.3

Local Community Based Donation

The following community-based organisations have approached Council for financial assistance.

Australian Lebanese Independent Forum

Australian Lebanese Independent Forum (ALIF) an incorporated association is a forum for the cultivation of a new awareness, nurturing of discussions, and providing solutions in the community of Australian Lebanese who are united by their love of Australia and Lebanon.

AILF had planned an event to that was to be held at the Bryan Brown Theatre to commemorate the tragic event that occurred one year ago, when a disastrous blast in Beirut sent shockwaves around the world. With the blink of an eye, sadly, the blast killed hundreds of people, injured thousands and destroyed over 300,000 homes.

Due to COVID restrictions this event was cancelled, Council resolved at the Ordinary Meeting held July 27, 2021 to assist AILF by way of \$750.00 donation to help cover half of the costs of hire fees for Bryan Brown Theatre.

Despite the setbacks that COVID has caused fundraising events, AILF have not stopped their efforts, and are currently working on a medical aid initiative for Lebanon. This aims to provide critical medications and supplies to those in need. The plan is set to distribute the medicines through the red cross. This is a long-term plan and will continue until the end of this crisis

Considering this, I recommend that Council support the Australian Lebanese Independent Forum by way of \$750.00 donation to support this initiative. This will allow the AILF to use funds previously allocated to cover hire costs.

RECOMMENDATION

I propose that Council provide the financial assistance as outlined above and that these funds be made available from the Community Grants and Event Sponsorship Program Budget.

5 PLANNING MATTERS

The following items are submitted for consideration -

- | | | |
|-----|--|----|
| 5.1 | Report on Council's Performance in the Assessment of Development Applications for the 2020/21 financial year, Clause 4.6 Variations Approved for the fourth quarter of the 2020/21 financial year and Planning Related Legal Appeals | 35 |
| 5.2 | Bankstown City Centre Master Plan and Planning Proposal | 41 |

Planning Matters - 28 September 2021

ITEM 5.1 **Report on Council's Performance in the Assessment of Development Applications for the 2020/21 financial year, Clause 4.6 Variations Approved for the fourth quarter of the 2020/21 financial year and Planning Related Legal Appeals**

AUTHOR **Planning**

PURPOSE AND BACKGROUND

The purpose of this report is to provide Council information regarding:

1. Performance for processing of development applications for the 2020/21 financial year;
2. Development applications approved with a Clause 4.6 Variation for the fourth quarter of the 2020/21 financial year; and
3. Planning related legal appeals currently before the Land and Environment Court.
4. Active Planning Proposals.

RECOMMENDATION

That the report be noted.

ATTACHMENTS [Click here for attachments](#)

- A. Clause 4.6 return for fourth quarter 2020/21
- B. Planning related legal appeals as of 20 September 2021
- C. List of Active Planning Proposals

POLICY IMPACT

This matter has no policy implications.

FINANCIAL IMPACT

This matter has no financial implications.

COMMUNITY IMPACT

The timely processing of development applications increases housing stock, provides employment opportunities, additional facilities for the community and improves the appearance of the City. Council's record of being one of the fastest Councils in metropolitan Sydney for processing development applications is a significant benefit for the community and industry in this regard.

However, it is also important to ensure that the community is protected from inappropriate development. This report will detail that in instances where Council has not supported poor development outcomes, Council has been successful in defending a majority of appeals lodged by applicants, or in affecting changes to a proposal to advance it to a point that it satisfactorily meets relevant planning rules and can be approved.

The progression of Planning Proposals stimulates the NSW economy, creates jobs and housing, delivers infrastructure, provides public benefits to the community and facilitates urban renewal across the city where appropriate and it can be demonstrated that a change to planning rules will result in an improved locality based on a broad number of factors, including economic, social and environmental factors.

DETAILED INFORMATION

1. DEVELOPMENT APPLICATIONS

Processing of development applications for the first three quarters of the 2020/21 financial year

For 2020/21 financial year, Council determined 1,073 development applications and 360 Section 4.55 applications (applications to modify a development consent), with a total capital investment value of approximately \$1.1 billion (\$1,076,350,321). The median gross determination times for all development applications was 58 days, which satisfied the key performance indicator set in the NSW Government Public Spaces Legacy Grant program (which established a KPI of 59 days gross median determination time for development applications).

Reporting of development applications which involved a Clause 4.6 submission

On 21 February 2018, the NSW Government's Department of Planning, Industry and Environment issued Planning System Circular PS 18-003 Variation to Development Standards. The Circular requires that a report of all variations approved under delegation from a Council must be provided to a meeting of the Council at least once each quarter.

During the fourth quarter of the 2020/21 financial year, a total of six variations to an environmental planning instrument were approved. The report provided at Attachment A is the required report and includes all results for the fourth quarter of the current financial year.

Current planning related appeals before the New South Wales Land and Environment Court

Attachment B to this report provides details of the appeals currently before the New South Wales Land and Environment Court, as of 20 September 2021. The attached list identifies a total of 20 appeals. At the commencement of the 2020/21 financial year, there were 33 active appeals, with the current listing representing a 40% reduction in appeal numbers. It is worth noting that of all the appeals on the attached list, four relate to the redevelopment of the "Riverlands" site and one relates to a Building Information Certificate.

The active matters relate to refused development applications, or "deemed refused" matters, where Council has requested modifications to a proposal to bring about an acceptable development outcome and the applicant has sought approval through the Court rather than amend the development.

2. PLANNING PROPOSALS

At its Ordinary Meeting on 8 December 2020, Council resolved to receive a regular report detailing all Planning Proposals. The section below provides Council an outline of the Planning Proposals currently before Council and at what stages of the Planning Proposal process each is at. It should be noted that all Planning Proposals are considered by the Canterbury Bankstown Local Planning Panel with the Panel advice being forwarded to Council for its consideration with exception of planning proposals that correct obvious errors, are minor in nature or that the General Manager considers will not have any significant adverse impact on

the environment or adjoining land. All Planning Proposals are made public at the time of being considered by the Panel and prior to being considered formally by Council.

Council currently has 14 Planning Proposals in progress which are outlined in the attachment to this report (and divided into stages in Figure 1 below). Of these, 4 private proposals are related to Council's master planning program and are located within the Campsie and Bankstown Precincts.

The largest of Council's applicant initiated Planning Proposals is for Bankstown Central, with an approximate capital investment value of \$1.3 Billion. There are several other major urban renewal proposals at various stages of the process, including Chester Square, and two private hospitals.

One of Council's Planning Proposals is with the Department of Planning, Industry and Environment to be finalised and one has received Gateway to proceed to exhibition.



Figure 1: Number of Planning Proposals at key stages of the process

Acceleration Programs

As part of the Department of Planning, Industry and Environment's Planning Reform Action Plan, Council has participated in a number of acceleration programs introduced to boost the NSW economy, reduce assessment timeframes, create jobs and finalise long standing proposals. Council has achieved all targets relating to these programs.

The Department of Planning, Industry and Environment advised Council of new KPI targets to finalise Planning Proposals within a year of a Gateway determination, known as the 'Horizon Program'. Council successfully completed assessment and consideration of the two relevant Planning Proposals being for the properties located at 297-299 Canterbury Road, Revesby (private hospital) and 353-355 Waterloo Road, Greenacre (Chullora Marketplace). Both of the 'Horizon Program' Planning Proposals were submitted to the Department by the due dates in the Gateway Determinations. The Department finalised each Planning Proposal and the LEP amendments have been published on the NSW Legislation website on 30 July 2021.

Public Space Legacy Program

The Public Spaces Legacy Program was announced by the NSW State Government in August 2020 in response to the COVID-19 pandemic with the key purpose to provide funding to Councils to deliver new public and open space to protect the health of the community and to provide economic and jobs stimulus. The program incentivises Councils to accelerate the assessment of development applications and planning proposals to create new development capacity and meet demand for housing and employment over the next decade.

All Planning Proposals and regionally significant development applications related to this program have been finalised or are with the Department for finalisation. Council met the target of a median DA timeframe of 59 days at 30 June. The remaining commitment required the consolidated LEP to be completed by June 2021. Council submitted the draft consolidated LEP to the Department on 10 July 2020. Although a draft instrument has recently been provided to Council for its consideration, this matter remains live.

Council has received a letter from the Department of Planning, Industry and Environment advising that Stage 1 of the Legacy Program has been successfully completed. Subject to meeting the Stage 2 commitments by 30 June 2021, Council can apply for funding of up to \$5.5 million for public open space. The Department is reviewing the Stage 2 commitments and will advise Council later in 2021 to confirm whether these commitments have been satisfied. Consistent with the Council resolutions on 25 August 2020 (item 8.1) and 8 December 2020 (also item 8.1) these funds will be directed towards improvement and upgrades to Paul Keating Park.

ITEM 5.2 Bankstown City Centre Master Plan and Planning Proposal

AUTHOR Planning

PURPOSE AND BACKGROUND

Bankstown City Centre is Canterbury Bankstown's largest Strategic Centre, and is expected to evolve into a regional, jobs focused, health, academic, research and training precinct. The Bankstown City Centre Master Plan seeks to leverage the significant investment being made in the transport, health, education, retail and entertainment sectors, to facilitate 25,000 jobs, 25,000 students and an additional 12,500 dwellings in the centre by 2036. The draft Plan provides a framework to inform the delivery of infrastructure, improvements to the design and sustainability of buildings, public domain improvements, the delivery of affordable housing, increased capacity for jobs, housing and community facilities and an approach to the management of heritage and character.

The draft Plan delivers upon key actions from Council's Local Strategic Planning Statement, Connective City 2036. It is the first in a program of place-based masterplans that will be undertaken to provide an orderly and structured vision for growth across the key centres throughout Canterbury Bankstown that will be used guide decisions by Council and State government agencies on growth and city infrastructure like roads, public transport services, community facilities, open space, parking, schools and hospitals.

The draft Plan was reported to the Local Planning Panel on 9-10 September 2021. After taking into account submissions and presentations from community and businesses, the Panel made a recommendation that Council proceed with the preparation of a Planning Proposal.

The purpose of this report is to seek Council's endorsement of the Bankstown City Centre Master Plan, which was exhibited between 29 March and 14 May 2021 and to prepare a planning proposal to put into effect the proposed changes to planning controls identified in the master plan, a process that will enable further formal public exhibition of all proposed changes prior to further Council consideration.

In this regard, it is recommended that Council prepare and submit a Planning Proposal to the NSW Department of Planning, Industry and Environment to implement the proposed changes to Council's planning controls. If a Gateway Determination is issued, further engagement with the community will occur as part of that process, in accordance with the Gateway conditions.

ISSUE

Having regard to the comments and feedback made during the early engagement process from the community and businesses, the draft Plan has been revised to reflect a number of changes. It is intended that the Master Plan (if adopted) forms the basis of amendments to the planning controls for the Bankstown City Centre, which will include amendments to CBLEP (pending its gazettal).

RECOMMENDATION That -

1. Council prepare and submit a Planning Proposal to amend the draft Canterbury Bankstown Local Environmental Plan 2021 for Gateway that implements the Bankstown City Centre Master Plan, subject to the following conditions:
 - a. Review site-specific submissions made to the local planning panel prior to exhibition, for:
 - i. 1A Gordon Street and 30-36 Meredith Street, Bankstown
 - ii. 34-38 Restwell Street, Bankstown
 - iii. 8-10 West Terrace, Bankstown
 - iv. 457 Chapel Road, Bankstown
 - v. 67 Rickard Road, Bankstown
 - vi. 2-10 Leonard Street, Bankstown
 - b. Preparation of draft LEP Amendment maps to include with the Planning Proposal, and
 - c. Preparation of the following studies prior to submission for Gateway:
 - i. Independent Flood Review, to confirm consistency with Section 9.1 Direction 4.3 – Flooding;
 - ii. Preliminary Contamination Assessment, to confirm consistency with Section 9.1 Direction 2.6 – Remediation of Contaminated Land.
2. Council exhibit the Planning Proposal subject to any conditions specified in the Gateway Determination.
3. Council prepare and exhibit a Development Control Plan to support the Master Plan, to be exhibited concurrently.
4. Council note that the Master Plan will inform an updated City-wide development contributions plan to also be exhibited prior to the matter coming back to Council.
5. A report be provided to Council outlining submissions received during the exhibition period and recommending a way forward.

ATTACHMENTS [Click here for attachments](#)

- A. Draft Bankstown City Centre Master Plan (September 2021)
- B. Early Engagement Outcomes Report
- C. Planning Proposal Assessment Findings
- D. Technical Studies and Analysis
- E. Current and Proposed Land Acquisition Map

POLICY IMPACT

This draft Plan begins to implement Council's strategic planning established under the Canterbury Bankstown Local Strategic Planning Statement, *Connective City 2036*, the Community Strategic Plan, CBCity 2028, and Council's Housing, Employment Lands and Affordable Housing Strategies.

If adopted, the draft Plan will become a policy of Council, and form the basis of the Planning Proposal to amend the CBLEP (pending its gazettal). In addition, it will form the basis of changes to Council's consolidated Development Control Plan in relation to future development within the Bankstown City Centre and a consolidated Contributions Plan for the City.

Changes to Council policies, including the Local Environmental Plan, Development Control Plan, Contributions Plan and other plans or policy changes arising from the planning proposal progressing, will be required to be reported to Council separately for implementation.

The draft Plan itself will not result in any changes to current planning controls. Should Council resolve to prepare and submit a Planning Proposal for Gateway, the formal process to amend the planning controls, including further community engagement, will commence.

The Master Plan in the context of the broader planning policy framework is illustrated below.

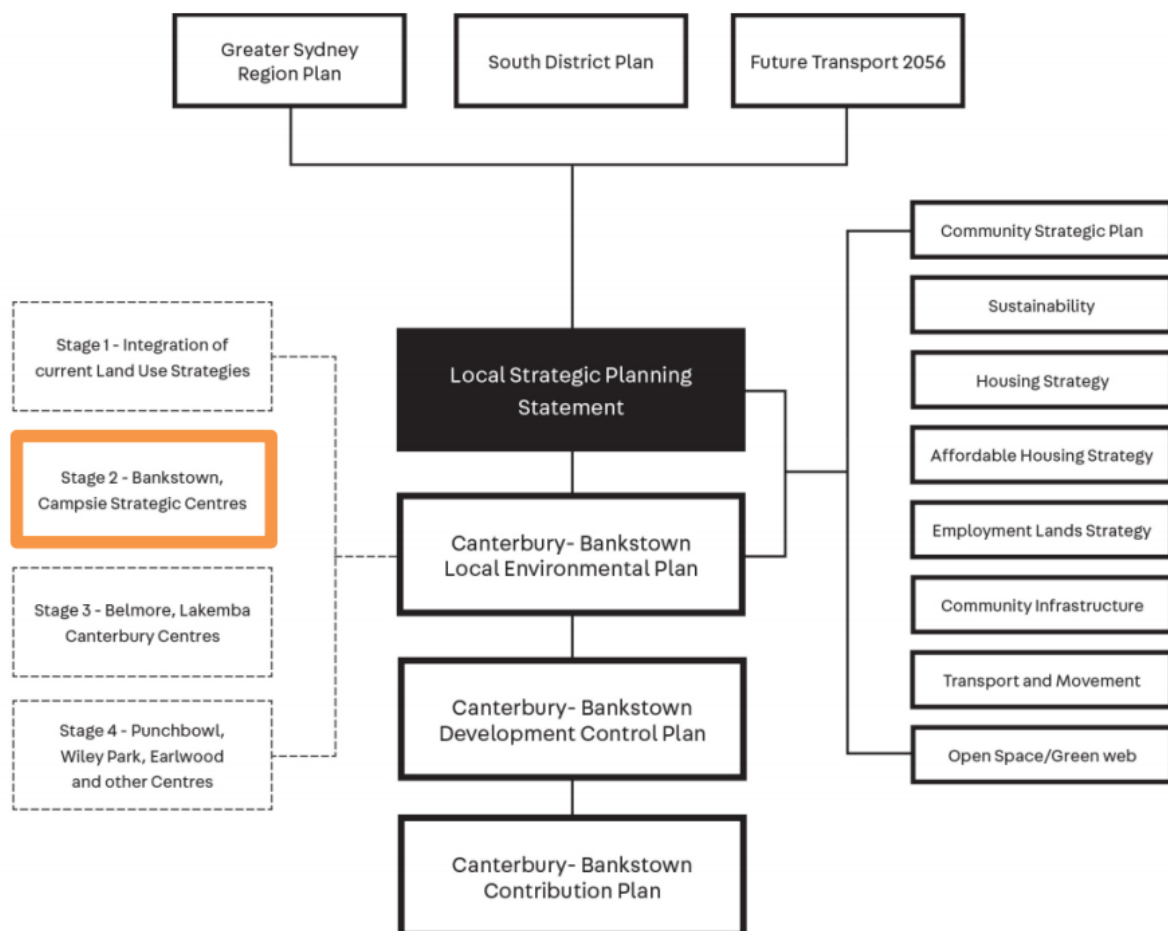


Figure 1. Planning Policy Framework

FINANCIAL IMPACT

The draft Plan has been primarily funded by Council, with some funding also provided by the NSW Department of Planning, Infrastructure and Environment.

If adopted, the draft Plan will inform Council's investment in infrastructure from a range of sources including Section 7.11 and 7.12 contributions, property and asset renewal, works in kind, further master planning for Council assets such as the West Terrace Car Park and informing capital work programs. It is noted that any change to Council's contributions plan, capital works program and future plans for the Bankstown City Centre, will require future reports to Council and will individually seek endorsement under separate cover.

COMMUNITY IMPACT

The draft Plan will guide planning controls for development across this centre. It provides transparency for the existing community and certainty to industry with respect to the planned growth and change envisaged for Bankstown over the next 15 years.

The draft Plan has been amended to incorporate a number of changes following early feedback received from the community and stakeholders. The draft Plan provides the community, industry and government with confidence and certainty in ensuring managed growth and change in the Bankstown City Centre, with a clear vision and expectations for high standards of design and sustainability. It also ensures growth is aligned with infrastructure and improved community outcomes.

Building on the ongoing engagement with the community since July 2020, community feedback was sought on the draft Plan between 29 March and 14 May 2021, with submissions received until 11 June also assessed and considered. Council wrote to 10,961 owners and occupants of commercial and residential properties to inform them of ongoing community engagement regarding the draft Plan. During this period, a total 97 submissions were received, 31 of which related to Bankstown only, and an additional 66 submissions which related to both the draft Bankstown and Campsie Master Plans, which were concurrently released for feedback. Of the 97 comments received in writing, 95 were written in support, or support with conditions and 2 objected to the draft Plan. During this time, Council also undertook the following activities to maximise the community's awareness and engagement with the process:

- Online community survey
- Interactive map for feedback
- Availability of planning staff to directly liaise with the community through 'speak to an expert' service
- 4 x pop-up sessions
- Community webinar
- Government agency briefing
- Social media posts
- Dedicated 'Have Your Say' Page
- Planning Proposal Applicant engagement, supported by Probity Advisor
- Mail-out to all households in the master plan study area (10,961 letters sent).

In addition, residents, landowners and the broader community had the opportunity to make submissions and/or present to the Local Planning Panel on 9-10 September 2021. The Local Planning Panel considered these submissions and presentations in making their recommendation.

Should the draft Plan be adopted and endorsed to proceed to Gateway, a Planning Proposal process will commence. If the NSW Department of Planning, Infrastructure and Environment issues Gateway approval for the Planning Proposal, Council will undertake a formal exhibition process in accordance with the conditions of Gateway. Formal exhibition will be for a minimum period of 28 days.

DETAILED INFORMATION

INTRODUCTION

Bankstown City Centre is the largest strategic centre in the Canterbury Bankstown Local Government Area, and its primary centre for health, education, commercial, retail and entertainment activity. Investment by the State Government in delivering Sydney Metro services to Bankstown, will place the centre within 30 minutes by Metro to Central Sydney and beyond to a number of key strategic job centres. Government and institutional investment in the centre will also see significant growth in education and health infrastructure, retail and entertainment uses. The draft Plan establishes the framework for Bankstown's evolution into a genuine, jobs-focused, destination centre that contributes to our city's prosperity, innovation and attractiveness.

The draft Plan has been developed through ongoing community engagement to implement the vision and actions of *Connective City 2036*, Council's Local Strategic Planning Statement, along with Council's Housing, Employment Lands and Affordable Housing Strategies.

The draft Plan has been informed by thorough community input and critical analyses, including specialist technical inputs relating to urban design, transport, land use economics, indigenous culture and heritage, sustainability, heritage and infrastructure planning.

The Master Planning process and current status is illustrated below:

Status	Stage
✓	Technical and preliminary analyses
✓	Early targeted engagement
✓	Preparation of draft Plan
✓	Broad community feedback on the draft Plan
✓	Report to Local Planning Panel for advice
We are here	Report to Council for consideration to adopt draft Plan and prepare and submit a Planning Proposal
To be confirmed, pending endorsement of Council	Commence Planning Proposal process

THE DRAFT PLAN - OVERVIEW

The draft Plan is underpinned by a long-term strategic vision. This vision has then been translated through a series of "spatial moves" and "intensification" approaches, which have been used to guide the 10 Directions, outlined in detail below.

The Vision

The Vision for the Bankstown City Centre is:

“Bankstown City Centre is the beating heart of Canterbury Bankstown and a destination for Greater Sydney.

Walkable streets are framed by beautiful parks and great architecture. The city embraces environmentally sustainable living.

Anchored by a prominent university, health institutions and a world-class metro, Bankstown is a leading centre for innovative jobs, housing choice and green transport.

People are drawn to the City for its delicious food and vibrant art, culture, entertainment and nightlife.”

10 Directions

The draft Plan is underpinned by **10 directions**, outlined below:

1. A centre stimulated and supported by infrastructure
2. A centre for people
3. A centre that attracts investment and jobs
4. A well-designed centre
5. A centre that embraces nature
6. The heart of Connective City
7. A resilient and carbon neutral centre by 2050
8. A centre proud of its heritage and culture
9. A centre with housing for all
10. A centre with collaborative governance

These 10 directions ensure the approach to growth and change is holistic and considers the broader needs and aspirations of the city – from ensuring infrastructure aligns with growth, to building a strong night-time economy and ensuring adequate housing that is well designed and sustainable.

Key moves

The draft Plan proposes a series of key moves, which are proposed changes in policy and direction. These include:

- Incentive-based height and floor space system – where sites are proposed to receive uplift (generally of more than 1:1) above current controls, the uplift is intended to be subject to the provision of on-site infrastructure, affordable housing and/or employment-generating floor space – *Feedback received during engagement with the community did not raise issues with respect to this key move.*
- Infrastructure funding, delivery and advocacy strategy – a clear strategy for the development of infrastructure in Bankstown is established, utilising a combination of Section 7.11 and 7.12 contributions, property renewal and capital works investment – *Feedback received during engagement with the community emphasised the need to ensure growth is supported by infrastructure (refer to key issues discussion below).*

- Affordable housing delivery – *Feedback received during engagement with the community was generally supportive of the provision of affordable housing. Some feedback noted the rate of 3% should be higher, however, as clarified in the draft Plan, it is noted that this applies to the whole of development, whilst targets set by the State Government of 5-10% only apply to floor space uplift, which would yield less affordable housing than is proposed by the draft Plan.*
- Sustainability initiatives – *Feedback received during engagement with the community strongly supported these initiatives.*
- Changes to parking requirements for new developments – *Little feedback received during engagement with the community raised issues with respect to this key move. Most submissions referred to traffic congestion or public parking but did not raise concern with the changes proposed to private parking.*
- Recommended changes in height and density – *Significant feedback was received, primarily site specific, with respect to height and density. These submissions were carefully assessed and tested in the development of the draft Plan.*

ENGAGEMENT ACTIVITY

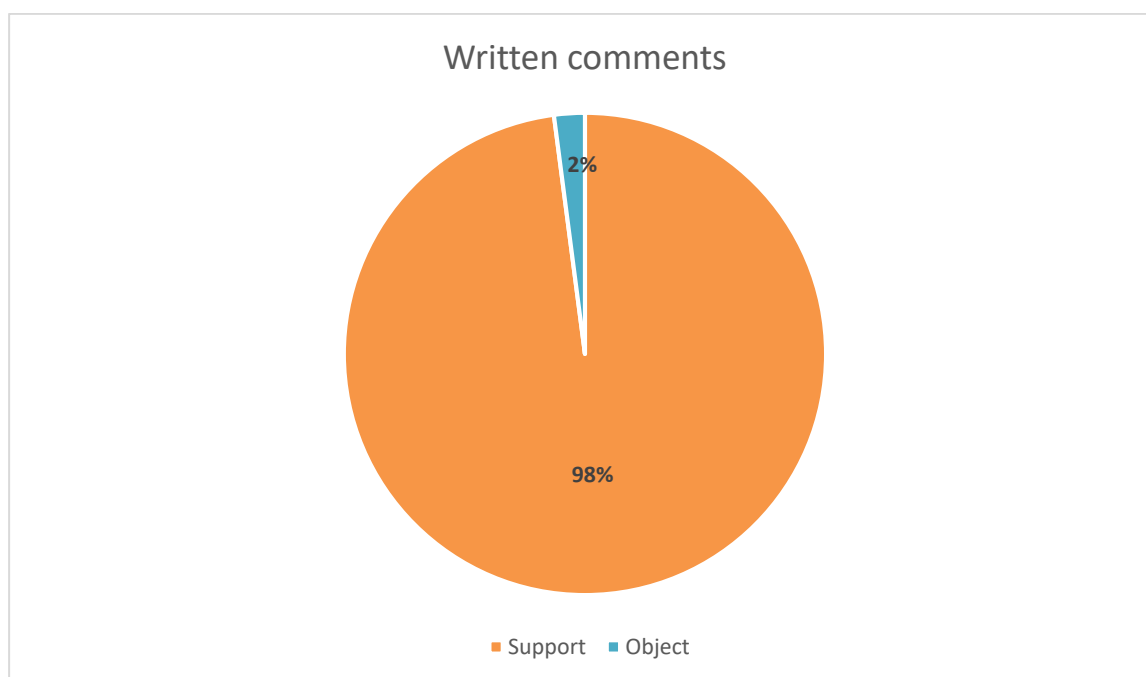
A summary of engagement activities and responses are set out in the table below.

Engagement/promotional activities	Bankstown Master Plan	Combined (submissions that relate to both Bankstown and Campsie)
Direct mail to landowners and occupants	10,961	-
Community Survey responses	22	-
Interactive map comments	13	-
'Speak to an expert' calls	19	-
Direct written submissions	31	66
Petitions	-	1 x 229 signatures (supporting sustainability initiatives) 1 x 12 signatures (supporting sustainability initiatives)
Pop-up conversations/flyer hand-outs	723	-
Community Voice Panel attendees	5	-
Community Webinar Views	44	-
Agency/institutional briefing attendees	-	110
Industry Forum	-	10
Social media clicks to view draft Plan documents	485	-
Direct Have Your Say Page Views/Document Downloads of the draft Plan and associated technical studies	3,604	-

Engagement/promotional activities	Bankstown Master Plan	Combined (submissions that relate to both Bankstown and Campsie)
Total	15,906	427

The graph below gives an indication of the level of support and objection to the plans. In summary:

- 98% of submissions either supported the draft Plan, some entirely, and others with suggestions for improvement or change; and
- 2% objected to the draft Plan.



The top five issues raised in feedback from the community are detailed below:

1. **Support for sustainability initiatives** – there was significant support from the community for the forward-thinking and innovative approach to sustainability. The draft Plan outlines a plan to improve baseline sustainability in development, along with providing further incentives for development that achieves excellence in sustainability. This includes initiatives such as encouraging all-electric buildings, solar electricity generation, electric-vehicle charging and exceeding standards for energy and water efficiency and thermal comfort. These initiatives are maintained in the draft Plan.

2. **Concerns for increased traffic congestion** – The jobs, housing and student growth forecast in the draft Plan will result in a substantial increase in people visiting, working and residing in the City Centre. The draft Plan builds on the *Bankstown Complete Streets CBD Transport and Place Plan* and includes a number of further measures to mitigate against the potential increase in traffic in the City Centre. The Infrastructure Strategy includes funding for these works where they are the responsibility of Council to deliver. These measures include:
- Moving Council owned parking stations to the edges of the City Centre, to reduce the amount of cars that are required to drive into the centre itself.
 - Reducing the amount of parking that is required for developments within the City Centre, reducing traffic generated by development and influencing modal shift.
 - Improving active transport infrastructure to make walking and cycling easier, more attractive options for travelling to and through the City Centre.
 - Enhancing the ring road network, to encourage cars to circulate around the edge of the City Centre on key roads, rather than driving through the City Centre.
 - Advocate to and work with Transport for NSW on the delivery of the Stacey Street and Hume Highway Grade Separation project.
 - Advocate to and work with Transport for NSW on enhancing the bus network through Bankstown and ensuring this is a viable and attractive option for people travelling to the City Centre from the surrounding area.

It is noted that at the last census (2016), approximately 30% of residents in the Bankstown City Centre used public or active transport to get to work, an increase since 2011, whilst 15% of households who live in the City Centre have no car. The draft Plan aims to contribute to increasing both public transport trips and households that do not need to rely on car transport.

3. **Need for more community infrastructure** – a number of people noted that Bankstown currently lacks community infrastructure such as playgrounds, public toilets, community centres, and that growth is likely to further impact on the adequacy of infrastructure to meet current and future demand. A few people also made reference to State infrastructure such as schools and hospitals. Council has consistently called for a coordinated growth and infrastructure strategy that ensures current and future infrastructure needs are appropriately planned for, funded and delivered. The draft Plan is supported by an infrastructure strategy which sets out a plan for funding, delivery and advocacy of infrastructure, including:
- a. Recommendations to inform a consolidated city-wide Contributions Plan which includes the funding of local infrastructure, such as enhanced and new open spaces and enhanced and new community facilities.
 - b. Proposed renewal of Council's assets around West Terrace Car Park to deliver new public space.
 - c. Working with the private sector such as schools and non-profit organisations to deliver enhanced indoor recreational facilities, multi-purpose facilities and outdoor open space.
 - d. Advocacy to the NSW State Government for upgrades to local schools, a city-centre based public hospital.
 - e. Improvements to Bankstown Library and Bankstown Arts Centre.

- f. New public open spaces at West Terrace Car Park, adjacent to Griffiths Park, Bankstown Central site and investment in existing parks such as RM Campbell Reserve, Stevens Reserve, Memorial Oval parklands and Salt Pan Creek.

The draft Plan, sets a clear plan for growth that provides clarity to the community, Council and the State Government on the growth forecast for Bankstown, and allows agencies to plan for this.

A clear example of this is in relation to the Department of Education and its forecasts for Bankstown which it had forward planned for in relation to growth and expenditure in assets. Through this process it was identified that growth for significantly less students was being planned for in and around the Bankstown City Centre. Through this draft Plan, Council was able to provide the Department with more accurate forecasts for growth and this data will now be used to inform their forward planning and budget allocations in Bankstown.

4. **More public parking** – A number of comments from the community stated that more public parking is needed in Bankstown. As mentioned above, the draft Plan seeks to implement the *Bankstown Complete Streets CBD Transport and Place Plan* with respect to public parking. While the plan acknowledges the current quantity of public parking is sufficient for the centre, Council will be seeking to re-locate and consolidate public parking to the edge of the City Centre along the ring road network to avoid vehicles for having to enter the core of the centre to find parking short-term parking. This will improve accessibility whilst maintaining a pedestrian friendly inner core. The draft Plan advocates for the development of commuter parking close to Bankstown Station by Transport for NSW. The draft Plan also seeks to enhance walking, cycling and public transport access into Bankstown from surrounding areas, in order to make these trips more seamless and attractive, and therefore reduce the need for residents to use cars to access the City Centre.
5. **Site specific submissions** – A number of landowners made site specific submissions, generally seeking an uplift in density that what has been prescribed in the draft Plan. These submissions were considered on a case-by-case basis, in the context of the intensification strategy and desired future character of each precinct within the draft Plan study area.

REVISIONS TO THE DRAFT PLAN

Following a review of the community's feedback and further analysis, a number of amendments have been made to the draft Plan. The key changes are summarised below:

1. **Commuter Parking:** A number of submissions raised the need for commuter parking in Bankstown, particularly as the provision of Sydney Metro services may attract additional commuters to the centre including from suburbs west of Bankstown with no rail access. In response, the draft Plan advocates for the development of commuter car park facilities on State Government land close to the Metro. The Infrastructure Map identifies the opportunity for this to be located immediately south of the Metro Station.

2. **Underground floor space:** On analysis of a number of site-specific submissions as well as a precedent study of other locations in Sydney, the use of underground floor space for a limited number of retail and community uses will be investigated through the Planning Proposal process. This has the ability to facilitate larger uses such as supermarkets, parts of registered clubs and community facilities, to be located underground, facilitating improved street activation by reducing large format uses at street level, and allow for greater ground floor permeability. This is a new initiative that is being tested to ensure public spaces and accessibility are not compromised but will work in concert. This would also assist in achieving the jobs target for Bankstown. Refer to *Objective 1.3* and *Action 1.3.4*. Refer to proposed LEP provision further in this report.
3. **Intensification Strategy:** In response to comments from the community, the intensification has been revised to note that the block identified as 'A' at Figure 2 below, is no longer proposed for intensification. This block was further analysed and determined to be appropriate for medium density housing typologies. Two relatively recent developments of terrace-style multi-dwelling housing have been developed to the north of this block. These types of developments can continue under current controls and contribute to the housing diversity available close to the Bankstown City Centre.

This change has also been appropriately reflected on other maps throughout the draft Plan, identifying this block as an area of 'no change'.

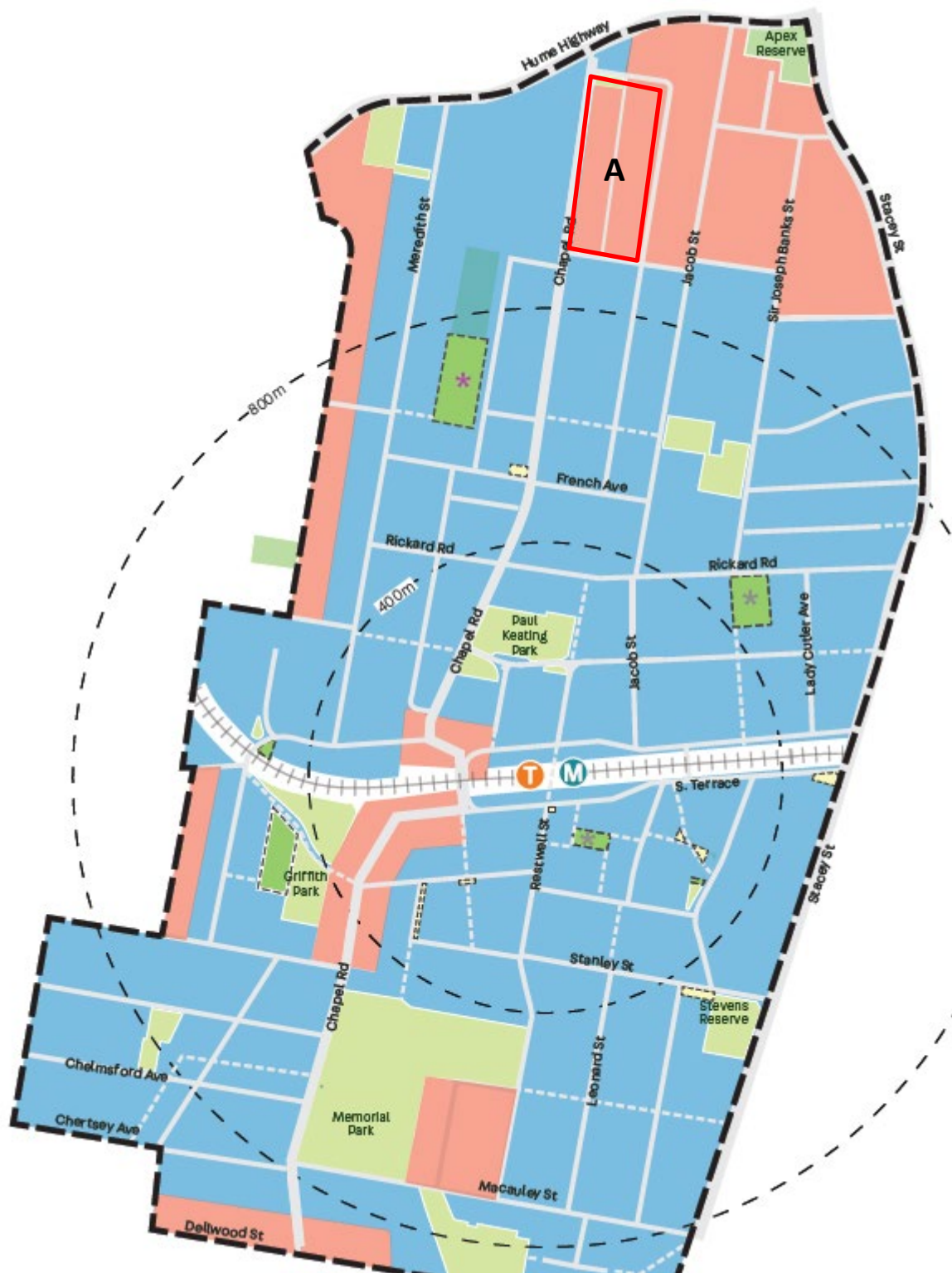


Figure 2. Intensification Strategy Revisions

4. **Clarification of employment-generating uses:** A number of sites around the future Metro Station have been identified as sites that will require a minimum 50% employment generating uses. Further analysis of the uses specified as 'employment-generating uses' was undertaken, with the list amended to include 'residential aged-care facilities' as these uses operate with high staff requirements, particularly in the health sector, and are considered complimentary to the 'health and education' role of Bankstown.

5. **Maximum building height:** In response to a number of submissions regarding renewal opportunities, transitions between adjacent buildings and further analysis, the following key building height changes are proposed. It is noted that the height includes incentive height, which for some sites will require the provision of on-site infrastructure, affordable housing or employment generating uses. The key changes are listed below and illustrated at Figure 3:
- a. **Area A** – This site has been increased in height from 8 to 10 storeys, given the potential for site amalgamation to facilitate increased development potential that provides an improved transition between the core of the City Centre to the south, and 8 storey residential development to the north.
 - b. **Area B** – The draft Plan previously identified that further testing would be required in the area along Rickard Road, pending further analysis on the most appropriate location for a park on the Bankstown Central site, and ensuring the park is able to achieve at least 4 hours of sun access to 50% of the park in mid-winter. Analysis of the location of the park to maximise sun access, review of submissions for landowners around this park, and detailed solar access modelling has been undertaken to determine the proposed maximum building heights in this location. The building heights have been amended to range between 14 and 18 storeys (previously 10 to 15 storeys).
 - c. **Area C** – This change refers to 85 Bankstown City Plaza. This site was reviewed given it is an anomaly amongst the fine grain, small lot subdivision patterns in this area. This block is large, and deep, with secondary access to Depot Place at the rear. Following testing of this site, the recommended maximum height has been increased from 4 to 6 storeys. It is noted that this site is located in the proposed commercial core.
 - d. **Area D** – These areas have been reconsidered due to a number of submissions and more detailed built form testing. A number of submissions identified the potential for minor increases in density to encourage amalgamation in these areas, which are largely characterised by smaller, low density lots. Detailed 3D built form testing was undertaken to test capability of these areas to achieve a marginal increase in density (1 or 2 storeys above the draft Plan recommendations), whilst ensuring the sites could achieve solar access, landscaping and deep soil controls set out in SEPP 65 and the Apartment Design Guide. One site, being the 13 storey site along Restwell Street, has been reduced in height, with the height reflecting an existing, recently developed apartment building. The remainder of these areas have been increased in height by 1 or 2 storeys.
 - e. **Area E** – These three sites represent identified ‘gateway sites’. Feedback was provided that the height on these sites was out of character with their surrounds, and that the height was not appropriate to their proximity to the station and core, particularly with respect to the site at the Hume Highway/Chapel Road intersection and the Stacey Street/Macauley Avenue intersection. These sites have been re-modelled to test a more contextually appropriate built form outcome. The height on each of these sites has been reduced by at least 3-4 storeys.
 - f. **Area F** – This area south of Macauley Avenue was identified for four storey, low rise apartment buildings. However, further analysis of the built form in this location demonstrated the potential for these sites to be increased in height to maximise the amenity and outlook provided by the Salt Pan Creek Corridor Parklands. These parklands provide a generous green spine and active transport

corridor into the City Centre core. An increase in height in this location from 4 to 6 storeys is consistent with the intensification strategy objectives of locating density near amenity.

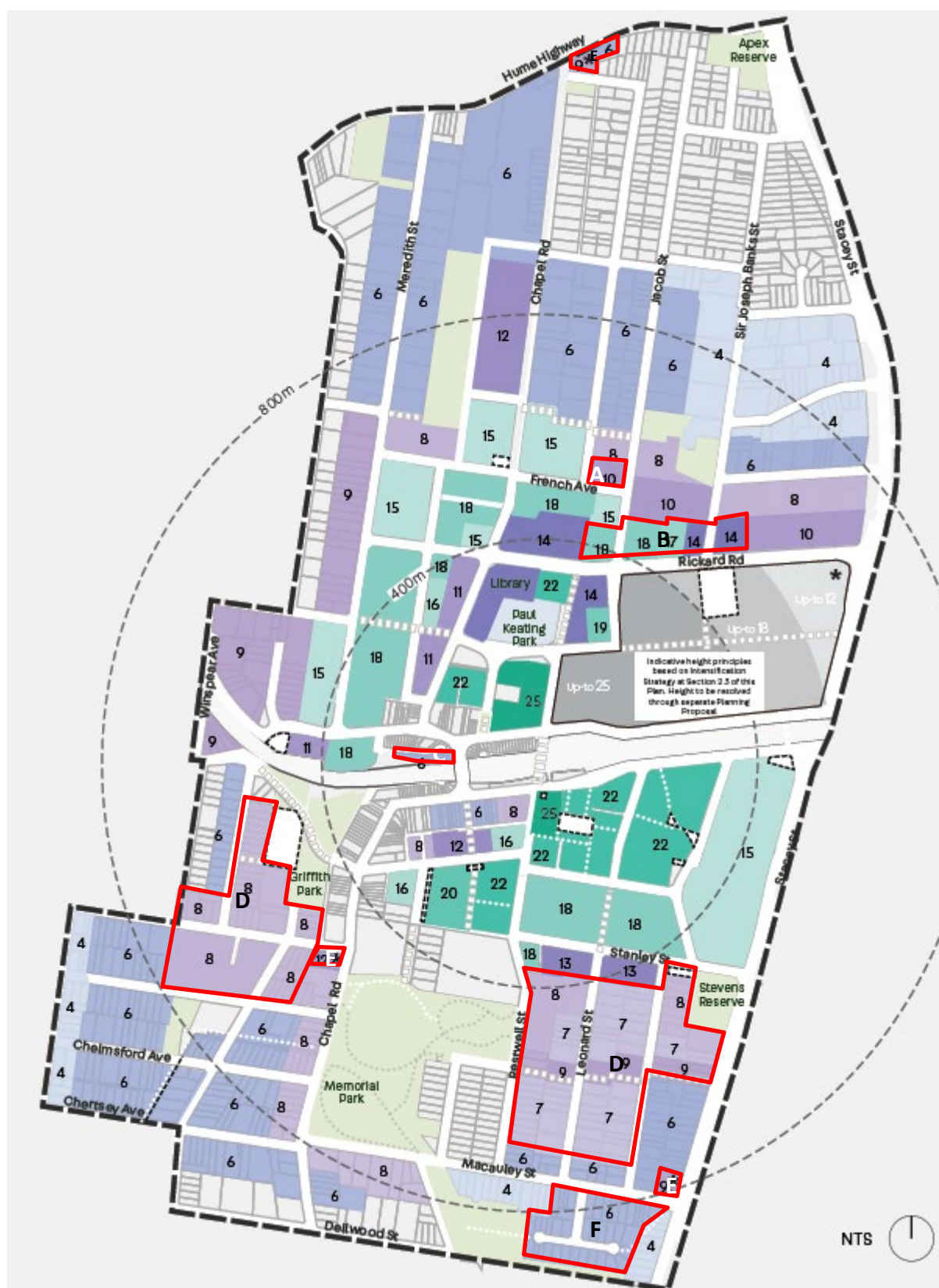


Figure 3. Building Height Map with changes

6. **Sustainability bonus:** A sustainability bonus is already in place for some development in the Bankstown City Centre. The bonus scheme was independently reviewed through the Master Planning process. The review recommended a number of changes to better support achieving Council's net zero emissions target by 2050. One of the recommended changes was to broaden the application of the bonus across the City Centre, rather than only to limited, large scale developments. The previous iteration of the draft Plan recommended a bonus of 0.5:1 be applied across the City Centre for sites to which it currently applies, or for sites achieving a floor space uplift of at least 0.5:1. This has been retained.

It is however proposed that the sustainability bonus be amended in terms of the quantum of bonus floor space that can be achieved. Given it is proposed to apply the sustainability bonus more broadly, a 0.5:1 FSR bonus for development achieving less than 1.5:1 is a substantial uplift that will result in poor built form outcomes. As such, for development with a proposed maximum FSR of less than 1.5:1, it is proposed that the Sustainability Bonus be reduced to 0.25:1 FSR.

7. **Bicycle parking:** Upon finalisation of the independent Parking and Loading Study, further recommendations on bicycle parking have been developed. The draft Plan has been revised to recommend the introduction of mandatory bicycle parking controls for the Bankstown City Centre as part of future DCP amendments.
8. **Floor Space Ratio –** The draft Plan previously provided an indicative 'FSR range' for the various building height zones recommended. Since March 2021, Council has undertaken more detailed floor space ratio testing to determine the most appropriate maximum floor space ratio for each site. The recommended maximum floor space ratio includes the sustainability bonus and incentive floor space for delivery of affordable housing, on-site infrastructure or employment-generating floor space. In the Planning Proposal, a separate 'Incentive Floor Space Ratio Map' will be prepared, to show sites that are required to provide the above in order to achieve the uplift on the Map. For other sites, receiving only a marginal uplift, the current maximum Floor Space Ratio Map will be amended.

The proposed floor space ratio is based on built form testing and consideration of submissions.

The proposed floor space ratio for the Compass Centre block is also proposed to be increased, due to the proposed change in land-use for the block, which the draft Plan recommends to be a minimum 50% for employment-generating uses. The increased maximum floor space ratio of 5.8:1 retains the same indicative built form that is envisaged under the current controls, however, recognises that the increase in commercial floor space required under the draft Plan results in increased gross floor area when compared to equivalent residential built form. The proposed change in floor space is not expected to result in an increase in the number of buildings, their form or overall scale of development on the site beyond what is available under the current LEP controls.

It is noted that the floor space ratios expressed below would exclude underground floor space for supermarkets, community facilities and registered clubs (refer to Item 3 above).

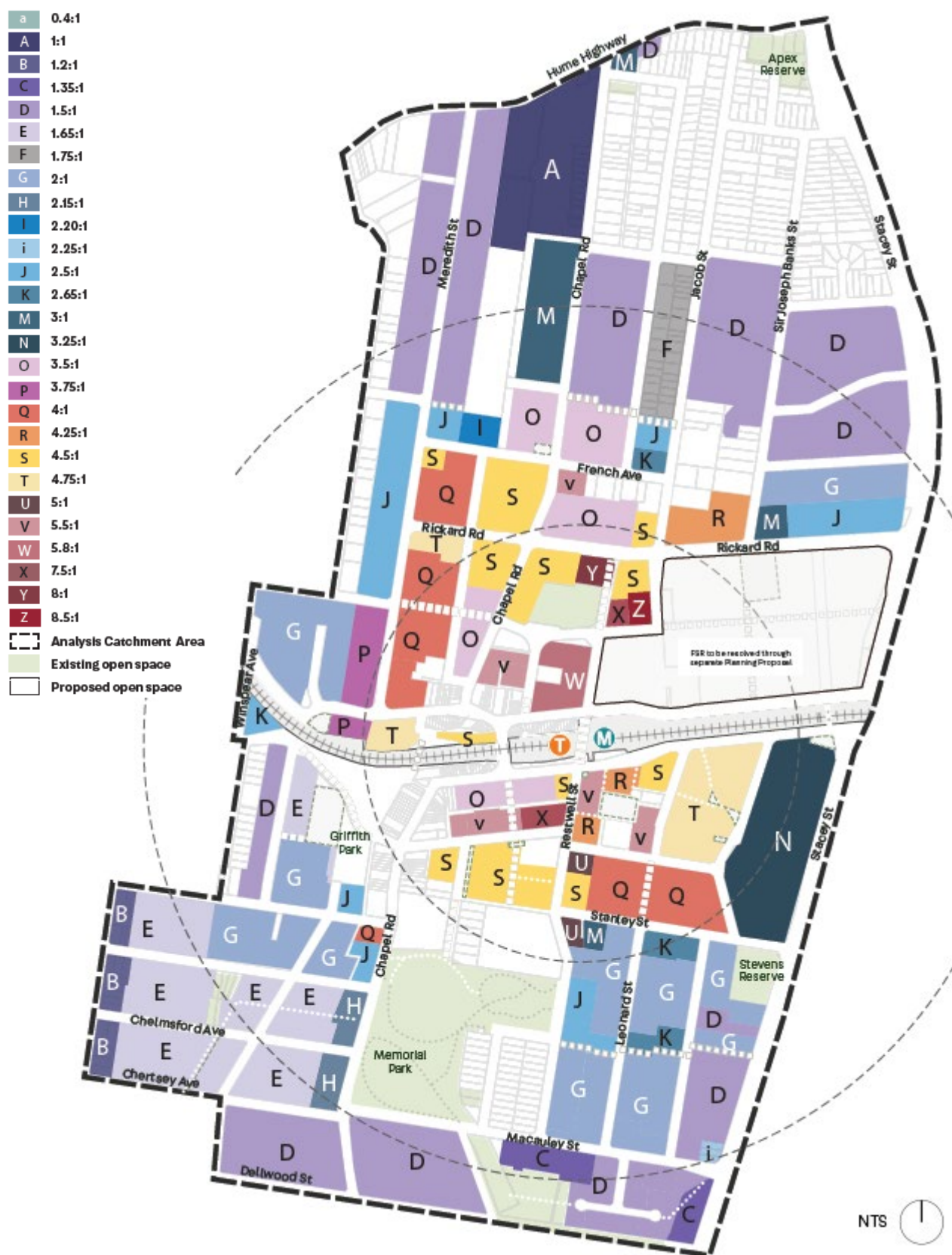


Figure 4. Proposed Maximum Floor Space Ratio (inclusive of all planning incentives)

LOCAL PLANNING PANEL RECOMMENDATIONS

On 9-10 September, 2021, the Local Planning Panel considered the draft Plan to advise on whether Council should proceed with a Planning Proposal for its implementation. A total 11 speakers presented to the Panel to support the Plan, raise concerns with the plan or make site-specific recommendations. In addition, the Panel received six (6) written submissions. The full agenda and minutes of the Local Planning Panel, including a list of speakers, is provided on Council's Agendas and Minutes page. The recommendations and a response to each recommendation is provided below:

Local Planning Panel Recommendation	Response
1. <i>Council prepares and submits a Planning Proposal to amend the draft Canterbury Bankstown Local Environmental Plan 2021 for Gateway that implements the Bankstown City Centre Master Plan, subject to:</i>	This recommendation is supported.
<i>i. carrying out discussions with specific site landowners that addressed the Panel to review issues raised.</i>	A number of landowners and/or their representatives provided new information to the Panel that had not been previously presented to Council. It is recommended that the new information be reviewed and that any changes to what is recommended in the Master Plan be incorporated into the draft Planning Proposal prior to its exhibition. These sites include: <ul style="list-style-type: none"> • 1A Gordon Street and 30-36 Meredith Street, Bankstown • 34-38 Restwell Street, Bankstown • 8-10 West Terrace, Bankstown • 457 Chapel Road, Bankstown • 67 Rickard Road, Bankstown • 2-10 Leonard Street, Bankstown
<i>ii. Preparation of draft LEP Amendment maps to include with the Planning Proposal, and</i>	This recommendation is supported.
<i>iii. implementation of the following studies prior to submission for Gateway:</i> <ul style="list-style-type: none"> • <i>Independent Flood Review, to confirm consistency with Section 9.1 Direction 4.3 – Flooding;</i> 	This recommendation is supported.

Local Planning Panel Recommendation	Response
<ul style="list-style-type: none"> <i>Preliminary Contamination Assessment, to confirm consistency with Section 9.1 Direction 2.6 – Remediation of Contaminated Land.</i> 	
<p>2. <i>Council prepares a Development Control Plan to implement the Master Plan that is exhibited concurrently (together with the relevant contributions plan) with the Planning Proposal.</i></p>	<p>This recommendation is supported.</p>

The Panel also made the following comments in relation to the Bankstown City Centre:

1. *“Panel agrees with the Anglican Church site (BPP) being redeveloped.*
2. *The Panel agrees that a draft DCP and s7.11 contributions plan be exhibited with the PPS post gateway.*
3. *The Panel agrees that the studies referred to in the Council officers’ recommendations be carried out as suggested.”*

The Panel’s agreement on these matters is also noted.

BANKSTOWN CENTRAL SHOPPING CENTRE (VICINITY) PLANNING PROPOSAL

Council is in receipt of a Planning Proposal for the Bankstown Central Shopping Centre (Vicinity) site, a significant landholding of approximately 12 hectares within the core of the City Centre. As noted in the draft Plan, it is recommended that this Planning Proposal continue to proceed independently of the draft Plan, as it requires more detailed analysis and assessment given the size and complex nature of the site. The draft Plan does however provide direction on desired future through-site links, the location of open space and the proportion of employment-generating uses on parts of the Bankstown Central site. The revised draft Plan also includes indicative height principles for the site based on the intensification strategy, noting that height of building controls and other matters will be tested and resolved separately through the planning proposal process.

PLANNING PROPOSAL FOR IMPLEMENTATION OF THE DRAFT PLAN

Explanation of Intended Outcomes of the Bankstown City Centre Planning Proposal

Subject to Council’s endorsement of the draft Plan, the next step in the process is to submit a Planning Proposal that will translate the vision and intended outcomes of the draft Plan into new and amended planning provisions in the CBLEP 2021. The Planning Proposal will be prepared by Council in accordance with the Department of Planning, Industry and Environment (the Department) *A Guide to Preparing Local Environmental Plans*.

Council's assessment findings of the proposed amendments to the CBLEP 2021 indicate the proposal demonstrates strong strategic and site-specific merit to proceed to the Gateway (refer to Attachment C - Assessment Findings). Subject to receiving a Gateway Determination from the Department of Planning, Industry and Environment, Council will exhibit the Planning Proposal in accordance with the Gateway conditions.

Council has progressed the finalisation of the CBLEP 2021 which has been publicly exhibited and is with the Department for finalisation. To avoid any doubt, this application seeks to amend the CBLEP 2021.

The Planning Proposal based on the draft Plans will include amendments to the draft CBLEP 2021 as detailed in the table below.

Description of proposed LEP amendments – proposed provisions and intended outcomes

Proposed LEP Amendment	Explanation of proposed provisions and intended outcomes
Amended LEP Maps	<p><u>Land Zoning Map</u></p> <p>Amend the Land Zoning Map as follows:</p> <ul style="list-style-type: none"> • Amend the zoning of the following sites from SP2 Infrastructure to other zones: <ul style="list-style-type: none"> ○ 490 Chapel Road (Lot 1 DP 853675) and 347Aa Hume Highway (Lot 2 DP109612 (Bankstown TAFE Site): From SP2 – Educational Establishment to permit hospital and ancillary health and accommodation facility uses to meet the South District Plan, LSPS and Bankstown Place Strategy and incentivising the delivery of a public hospital within the Bankstown City Centre. ○ 40 Marion Street, Bankstown (Lot 21 DP 873506); and 27-31 Meredith Street, Bankstown (Lots 1-2 DP 302765 and Lot 27 DP655932): From SP2 Road Infrastructure Facility to B4 Mixed Use Zone. The Complete Streets Master Plan (2019) recommends retaining this site as a car park. It is envisaged that any future redevelopment of the site could incorporate car parking. ○ 33 Meredith Street, Bankstown (Lot 72 DP 710726): it is proposed to rezone this site from SP2 Emergency Services Facility (existing ambulance centre) to B4 Mixed Use to facilitate redevelopment to provide employment floor space and jobs. ○ 27-31 Meredith Street, Bankstown (Lots 1-2 DP 302765 and Lot 27 DP655932): It is proposed to re-zone this site from SP2 – Road Infrastructure to B4 Mixed Use to facilitate redevelopment and provide employment floor space and jobs. ○ 20 Featherstone Street (Lot B DP 432479) and 369 Chapel Road (Lot 10 DP 5541): It is proposed to rezone this site from SP2 – Public Administration to B3 - Commercial Core zone to enable complimentary ancillary uses on the current Bankstown Courthouse site (such as a café).

Proposed LEP Amendment	Explanation of proposed provisions and intended outcomes
	<p>Refer to the Proposed Land Use Map in Objective 3.1 of the draft Plan at Attachment A for the proposed Zoning Map.</p> <p><u>Floor Space Ratio Map</u></p> <p>Amend the Floor Space Ratio Maps to include changes to FSR across the Bankstown City Centre to reflect changes to residential and business zonings and provide for new jobs and housing. The proposed changes to the FSR maps have been informed by development feasibility and viability testing and urban design modelling to account for setbacks, likely future amalgamation patterns and solar access. The FSR maps will remove FSR from land that is proposed to be zoned RE1 Public Recreation and FSRs will be applied to sites that were previously zoned SP2 Infrastructure.</p> <p>The FSR Map is to be amended to reflect amended FSRs based on the 'Proposed Floor Space Ratio Map' at Objective 9.1 of the draft Plan at Attachment A. It is noted that sites receiving a significant uplift in FSR will have FSR uplift reflect on the Incentive Floor Space Ratio Map (discussed further below).</p> <p>The FSR Map is to also be amended to remove 'Area' based controls which provide restrictions to floor space based on site area or frontage. These provisions will be replaced by the proposed tall buildings provisions (discussed below).</p> <p><u>Height of Buildings Map</u></p> <p>Amend the Height of Buildings Map to increase maximum building heights in key locations as set out by the Bankstown City Centre Maser Plan Intensification Strategy Map which generally includes land clustered around the Bankstown Railway Station (and future Metro Station). The intended outcome of the changes to the Height of Buildings Map is to align maximum building heights with the maximum FSR achievable on the site and have been informed by testing and modelling by Council's Urban Design team.</p> <p>Depending on the proposed level of uplift, the building heights proposed within Objective 9.1 of the draft Plan will be reflected on the Height of Buildings Map, or the proposed Incentive Height of Buildings Map (discussed below).</p> <p><u>Incentive Floor Space Ratio Map, and Incentive Height of Buildings Map</u></p> <p>Introduce an Incentive Floor Space Ratio Map and Incentive Height of Buildings Map. These maps will identify land that will be subject to the proposed '<i>Clause 6.XX – Incentive height of buildings and floor space in Bankstown</i>'. Refer below for the proposed clause intent. These Maps will set out the maximum height and floor space</p>

Proposed LEP Amendment	Explanation of proposed provisions and intended outcomes
	<p>for each site (excluding the sustainability bonus) that will be capable of accessing the incentive height and floor space scheme.</p> <p><u>Land Reservation Acquisition Map</u> Amend the Land Reservation Acquisition Map to include part of 55 De Witt Street, Bankstown. Council received a written comment from the landowner of 55 De Witt Street, Bankstown. Whilst the site is located outside of the draft Plan boundary, on review of the submission, Council considers there is merit in proceeding with rezoning of a portion of the site to IN2 Light Industrial to reflect its current use, whilst maintaining part of the site as RE1 Public Recreation, to formalise existing public access through the site (known as the Salt Pan Cycleway). The full extent of the site is not required for open space.</p> <p>The Land Acquisition Map is to be amended as part of the Planning Proposal to reflect this.</p> <p><u>Special Provisions Map</u> Amend the Special Provisions Map to identify the Bankstown City Centre as 'Area XX' (<i>number to be confirmed at LEP Amendment finalisation stage</i>) to give effect to and reference new LEP clauses including delivery of infrastructure on individual sites in the form of open space or through site links and apply a sustainability incentive scheme which incentivises sustainability excellence in development.</p> <p>This Map will also identify the sites required to provide at least 50% of floor space as employment-generating uses. Details of the three sites are provided below in <i>Amend Clause 6.12 - Restrictions on development in Zone B4 Mixed Use</i> and are identified on the <i>Land Use Zoning Map</i> at Objective 3.1 of the draft Plan.</p> <p>This map is to be prepared prior to lodgement of the Planning Proposal for Gateway.</p> <p><u>Active frontages map</u> Amend the active frontages map to reflect the intended activation of Stanley Street and Stevens Reserve. The active frontage will be along the boundaries of 2 Percy Street, Bankstown.</p> <p><u>Additional Permitted Uses Map</u> Amend the additional permitted uses map to allow restaurants and cafes and takeaway food or drink premises on 2 Percy Street, Bankstown (Lot 1 DP166768) in the R4 – High Density Residential Zone to encourage active uses adjacent to Stevens Reserve.</p> <p>This map is to be prepared prior to lodgement of the Planning Proposal for Gateway.</p>

Proposed LEP Amendment	Explanation of proposed provisions and intended outcomes
	<p><u>Minimum lot size (dual occupancy) map</u> The minimum lot size for dual occupancies map will apply to some lands currently zoned R2 Low Density Residential. Areas proposed to be rezoned to R4 High Density Residential should be deleted from this map, as dual occupancies will no longer be permitted.</p> <p><u>Affordable Housing Contribution Scheme Map</u> A new Affordable Housing Contributions Scheme will be proposed through a separate Planning Proposal. This will align with the incentive height and floor space maps for application.</p>
Amended Clause 4.4 – Floor Space Ratio	Amend clause to encourage lot consolidation and the delivery of functional and efficient floorplates in the Bankstown City Centre. The current site frontage restrictions are to be removed from this clause and replaced with the proposed tall buildings clause (outlined below).
Amended Clause 4.4A – Additional gross floor area for more sustainable development in Bankstown	<p>Amend Clause 4.4A to apply this clause more broadly across the Bankstown City Centre and update the clause to meet current best practice standards for supporting Council’s objective of achieving net zero emissions by 2050. The intended outcome of the updated clause is to incentivise new development in the Bankstown City Centre to achieve best practice sustainability outcomes and building efficiency measures by granting bonus FSR of up to 0.5:1 for development that meets the criteria outlined in the clause. This will be achieved through the following measures:</p> <ol style="list-style-type: none"> 1. Identifying land on the Floor Space Ratio Map or Special Provisions Map that will be subject to this clause. 2. Apply the clause to a range of development types including residential flat buildings, commercial premises, tourist accommodation and mixed-use development. 3. New development will not be connected to natural gas, include installation of a solar PV system and for residential development, achieve energy and water efficiency targets as set out in the draft Plan and supporting Sustainability Study. 4. There will be specific energy, water and emissions controls for non-residential development including office premises, shopping centres/retail development or new hotels as set out in the draft Plan and supporting Sustainability Study. 5. All other development not covered by the above criteria will be required to demonstrate exceeding the Section J ‘Energy Efficiency’ National Construction Code Building Code of Australia by 15%. 6. Setting out the allowable bonus floor space ratio, being up to an additional 0.25:1 if the total resultant FSR of development will be 1.5:1 or less, or 0.5:1 if the total resultant FSR of development will be more than 1.5:1. This bonus FSR may be applied above the maximum FSR permitted on the ‘Maximum Floor Space Ratio’ Map, or the ‘Incentive Floor Space Ratio Map’.

Proposed LEP Amendment	Explanation of proposed provisions and intended outcomes
Amend Clause 6.12 - Restrictions on development in Zone B4 Mixed Use*	<p>Amend Clause 6.12 as follows:</p> <ul style="list-style-type: none"> • Introduce a 'no net loss of employment floor space' clause. Sites that have more than the minimum required employment floor space requirement within existing development, the redevelopment will be required to accommodate the equivalent quantum of employment floor space as a minimum. • Include three sites in the Bankstown City Centre within the requirement to provide a minimum of 50% of floorspace as non-residential uses. The purpose of this clause is to ensure the delivery and long-term protection of the employment-generating floor space to meet job targets and to realise the vision for the Bankstown City Centre. The three sites are: <ul style="list-style-type: none"> ○ 83-99 North Terrace and 62 The Mall - Lots 19-20 DP 5541, Lot 18B DP412699, Lots 15-17, 21-24 and 27 DP5541, Lot 1 DP207810, Lot 1 DP507818 and Lot 9 DP777510 (known as the 'Compass Centre Site'). ○ 304 South Terrace and 12 Restwell Street – Lot 1 DP615638 and Lot 3 DP234101. ○ A portion of 1 North Terrace – Lot 11 DP 74620.
Amend Clause 6.19 – Design excellence at certain sites at Bankstown	<p>This clause is site specific to 83-99 North Terrace and 62 The Mall - Lots 19-20 DP 5541, Lot 18B DP412699, Lots 15-17, 21-24 and 27 DP5541, Lot 1 DP207810, Lot 1 DP507818 and Lot 9 DP777510 (known as the 'Compass Centre Site'). It specifies the FSR for this site. The FSR (Clause 6.19 (3)(b)) is to be updated in this clause from 5:1 to 5.3:1. It is noted that the sustainability clause will also be applicable to this site, in addition to the prescribed 5.3:1 under this clause.</p>
Introduce Clause 6.XX – Incentive height of buildings and floor space in Bankstown	<p>Introduce a Height and FSR incentive clause to incentivise the provision of on-site community infrastructure, affordable housing, and employment-generating uses. The intent of the new clause is to allow additional building height and additional floor space for development that:</p> <ul style="list-style-type: none"> • Provides community infrastructure necessary for Bankstown City Centre and considers the nature and value of that infrastructure, or • The provision of affordable housing that comprises 1%, 2% or 3% of the total development yield for Development Applications lodged 12 months, 12-24 months and after 24 months of the date of the gazettal of the clause in the draft CBLEP 2021, or • 50% of the total Gross Floor Area is for employment generating uses, and where applicable, provides community infrastructure as noted above. <p>The provision of on-site infrastructure will be included in an adopted Council document (such as the DCP) and include maps showing the location of required infrastructure as identified by Council. Development that is located on sites that are identified by Council as required to provide on-site infrastructure will benefit from</p>

Proposed LEP Amendment	Explanation of proposed provisions and intended outcomes
	<p>increased building height and FSR bonuses to offset the cost of providing the on-site infrastructure. Such sites would not be required to contribute to Affordable Housing.</p> <p>In addition, development that proposes more than 50% employment-generating uses, will also not be required to contribute to Affordable Housing. Employment-generating uses will include centre-based child care facilities; commercial premises; community facilities; educational establishments; entertainment facilities; function centres; health services facilities; hotel or motel accommodation; information and education facilities; passenger transport facilities; public administration buildings; recreation facilities (indoor); registered clubs; residential aged care facilities; tourist and visitor accommodation.</p>
<p>Introduce a Tall Buildings Design Requirements Clause*</p>	<p>Introduce a Tall Building Clause that will apply to 'tall buildings', being buildings over 50m in the Bankstown City Centre, that must have a minimum frontage of 30m and 1,500m² in total site area.</p> <p>The intended outcome of the clause is to encourage good building design outcomes of tall buildings including at the ground level by including clause objectives that will require the ground floor level of tall buildings to have active street frontages, the tower design to be compatible with its context and do not adversely affect the amenity of public places. The draft DCP amendment that will apply to the draft Plan area will include reference to the clause and provide development controls to support the objectives and development standards which will have greater statutory weight to seek high design quality tall buildings. These controls will implement the recommendations of the Tall Buildings Study.</p>
<p>Introduce an Underground Floor Space Ratio Exclusion Clause*</p>	<p>Due to the potential to develop limited uses in basement/underground settings, it is proposed that developments be permitted to provide underground floor space in addition to the maximum Floor Space Ratio. This clause will include:</p> <ul style="list-style-type: none"> • Objectives to ensure retaining an active and safe streetscape and public domain around the site. • Limitations on the type of uses (such as supermarkets, retail, theatres, community facilities, entertainment facilities, registered clubs and the like). • Limitations on minimum lot size to which development can apply this clause. • Mandating minimum floor to ceiling heights for such uses of 3.7 metres and ensuring the upper most basement levels closest to the Ground Floor are used for underground floor space. • Application of this clause in areas subject of limited car parking controls. <p>This may require identification of areas to which this clause may apply on the Special Provisions Map.</p>

Proposed LEP Amendment	Explanation of proposed provisions and intended outcomes
	This clause will specify that underground floor space will be permitted <u>in addition</u> to the maximum floor space ratio prescribed to a site on the Floor Space Ratio or Incentive Floor Space Ratio Maps.
Amend Schedule 1 – Additional Permitted Uses	Add ‘restaurants and cafes’ and ‘takeaway food or drink premises’ uses as an Additional Permitted Use to 2 Percy Street, Bankstown, to allow for activation of Stanley Street and the interface to Stevens Reserve.
Amend Schedule 2 – Exempt Development	Add a new subclause in Schedule 2 – Exempt Development to allow late night trading in B4 Mixed Use Zone for a range of uses without requiring development consent of Council. The amendment to Schedule 2 will specify the types of uses that will be subject to this clause.

**Note: Council is considering including these clauses under a single consolidated LEP clause to apply to only land within the Strategic Centres of Campsie and Bankstown. While the final structure will be resolved post-Gateway the intent of these clauses is not altered.*

Development Control Plan Amendment for Bankstown City Centre

Council intends to prepare a comprehensive set of DCP amendments to the consolidated Canterbury Bankstown DCP 2021 to support the Planning Proposal. The draft DCP amendment will include specific controls relating to built form, design and materiality, local character, setbacks, landscaping and tree canopy, sustainability, building performance, open space and design excellence and a range of other controls identified in the draft Plan and supporting studies.

Council intends to place the draft DCP amendment on public exhibition alongside the Planning Proposal, should the proposal receive a Gateway determination.

NEXT STEPS

Should Council resolve to prepare and submit a Planning Proposal for the Bankstown City Centre, the following next steps will apply:

- 1) Independent Flood Review and Preliminary Contamination Assessment to be undertaken
- 2) Site specific submissions to the Local Planning Panel to be reviewed.
- 3) Planning Proposal to be prepared and submitted for Gateway.
- 4) Upon the receipt of a Gateway Determination, undertake necessary tasks based on Gateway Conditions, and formally exhibit the Planning Proposal and supporting Development Control Plan and Contributions Plan amendments.
- 5) Following a review of submissions, the final Planning Proposal to be reported to Council.
- 6) Should Council support the Planning Proposal, it will be issued to the Department of Planning, Infrastructure and Environment to finalise and amend the CBLEP.

6 POLICY MATTERS

There were no items submitted for this section at the time the Agenda was compiled.

7 GOVERNANCE AND ADMINISTRATION MATTERS

The following items are submitted for consideration -

7.1	Local Government NSW - Annual Conference, Consideration of Motions and Board Elections	73
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Governance and Administration Matters - 28 September 2021

ITEM 7.1 Local Government NSW - Annual Conference, Consideration of Motions and Board Elections

AUTHOR Corporate

PURPOSE AND BACKGROUND

As a result of COVID-19 constraints and a further postponement of the local government elections, Local Government NSW (LGNSW) has truncated its Annual Conference to a one-hour, online event on 29 November 2021, followed by a Special Conference from 28 February to 2 March 2022.

The Annual Conference is the key policy making event for the local government sector. Delegates are afforded the opportunity to discuss, deliberate and vote on motions that determine policies and priorities for LGNSW and the broader sector.

Following the Conference, LGNSW will review resolutions and identify priority advocacy areas to guide LGNSW actions in 2022.

As a member of LGNSW, Council is entitled to nominate Councillor voting delegates for the Annual Conference, LGNSW Board Election and the Special Conference.

ISSUE

To inform Council of changes to the 2021 LGNSW Annual Conference and key dates relevant to voting delegates, and for Council to consider the submission of motions.

RECOMMENDATION That -

1. Council endorse the draft motions as detailed in the report.
2. The Mayor be delegated authority to nominate voting delegates for the Annual Conference, Special Conference and the LGNSW Board election.

ATTACHMENTS

Nil

POLICY IMPACT

The submission of motions to the annual LGNSW Conference provides an important opportunity for Council to continue its advocacy on issues impacting local government and our community.

FINANCIAL IMPACT

While attendance at the Annual Conference is free, there are costs associated with attendance at the Special Conference. These costs are in accordance with the Councillor Expenses and Facilities policy and will be met from within Council's adopted budget.

COMMUNITY IMPACT

Motions presented for consideration and endorsement by Council have been formed with the benefit of the City's community as a leading priority.

However, there is generally no immediate impact on the community from the adoption of the recommendations.

DETAILED INFORMATION

The 2021 LGNSW Annual Conference has been split into two components:

1. A one-hour Annual Conference online event, commencing at 09:30 on the 29th November 2021. This event will be limited to the adoption of standing orders, along with reports from the Treasurer and the President.
2. A Special Conference to be held in-person at the Hyatt Regency Sydney from Monday 28 February to Wednesday 2 March 2022. This event will include the debate and resolution of motions that set the LGNSW advocacy agenda for 2022. It will also include a range of keynote speakers.

Motions

LGNSW are inviting submissions of motions for consideration at the 2022 Special Conference. Motions are to be based on the following six categories:

- Industrial relations and employment
- Governance and accountability
- Economic
- Infrastructure and planning
- Social and community
- Environment

To be considered, motions are required to be in accordance with the following criteria as determined by the LGNSW Board:

- Are consistent with the objects of the LGNSW;
- Relate to Local Government in NSW and/or across Australia;
- Concern or are likely to concern Local Government as a sector;
- Seek to advance the Local Government policy agenda of the Association and/or improve governance of the Association;
- Have a lawful purpose (a motion does not have a lawful purpose if its implementation would require or encourage non-compliance with prevailing laws);
- Are clearly worded and unambiguous in nature; and
- Do not express preference for one or several members over one or several other members.

Motions are to be submitted to LGNSW online by 30 January 2022 for inclusion in the Business Paper at the Special Conference. Motions submitted after this deadline will not be accepted.

Category: Economic

1. Funding increase for road safety initiatives

Proposed Motion

That Local Government NSW calls on the NSW Government to support funding equivalent to 0.1% of the rate revenue of an individual council to allow Councils to adequately develop tailored public education programs on road safety.

Motion Background

A recent pilot study undertaken by Canterbury-Bankstown Council on road safety outside local schools with a high traffic volume, produced some positive results. Parents did consider alternatives to car drop offs, including car pooling and walking if they lived close to the school. However, more is needed to financially support local government led initiatives on road safety, particularly around schools. While there is substantial funding available for structural responses to road safety issues, through the Blackspot Program and Safer Roads Program for example, the funding available through the Local Government Road Safety Program (LGRSP) is insufficient.

As owners of the greatest proportion of the road network, at approximately 90% by network length councils have a crucial role to play in the road safety space and should be adequately resourced to do so. The local government sector must be adequately funded to develop and deliver behavioural change programs if NSW is to achieve its Towards Zero targets. This is particularly notable for Canterbury-Bankstown, as it must factor cultural and language considerations in its community road safety programs and relevant road safety responses.

Category: Economic

2. NSW Government's contribution to mandatory Pensioner Rate Rebates

Proposed Motion

That LGNSW call on the NSW Government to fully reimburse councils for the total cost of providing mandatory pensioner rate rebates as is the case with all other state and territory governments across Australia and cease the cost shifting of mandatory pensioner rate rebates onto local government to allow councils to spend the money saved on other services and infrastructure for the community.

Motion Background

Cost shifting from State Government to Local Government diverts councils' income away from other crucial local services and projects to meet demands placed on them by other tiers of government. One driver of this cost shifting is mandatory pensioner rate rebates. NSW Councils are the only councils in Australia to not be financially reimbursed by their respective State Government for mandatory pensioner rate rebates.

The NSW State Government contributes 55 per cent of the mandatory \$250 pensioner rate rebate concessions, however, councils are required to fund the remaining 45 per cent. The most recent data indicates that this cost shifting approach has seen metropolitan councils lose over \$27 million through the NSW Government's reluctance to fully reimburse councils for mandatory pensioner rate rebates. Given that pensioner rebates are a welfare measure, the State Government should assist local councils by fully reimbursing councils for mandatory pensioner rate rebates. This would allow councils to allocate funds saved on other important services, and infrastructure projects.

Category: Governance and Accountability

3. Local Government Ministerial Portfolio in the National Cabinet

Proposed Motion

That LGNSW writes to the Prime Minister requesting that the decision to remove the Local Government Ministerial portfolio be overturned and the position be reinstated in its entirety.

Motion Background

Councils are the closest level of government to the community and are best placed to respond directly on important social issues and during times of crisis. Local governments provide direct leadership, communication, essential services, and support to their respective communities, and have demonstrated this profoundly during the COVID-19 pandemic.

Clearly, local government leaders have been instrumental in the fight against COVID-19, working alongside key stakeholders and community leaders to educate and inform our diverse communities, and importantly driving the need for regular testing as well as the rapid uptake in vaccinations throughout local government areas of concern.

Separately, local government leaders have also played a pivotal part in ensuring our community is heard by the State Government, particularly in terms of applying restrictions in a more equitable and consistent way across all LGA's and directing much needed funding to those most in need. One important example being the fight to lifting curfews placed on certain LGA's throughout NSW. As such, appropriate representation of local government at the national level is crucial and required.

For the first time in almost 50 years, a Local Government Minister will not represent the sector in the National Cabinet nor be held to account during Question Time, inevitably removing local government from a topic of importance at the national level. The decision to dissolve the Local Government Ministerial portfolio and replace it with an Assistant Minister, a position that cannot sit as a Minister in Cabinet or perform any duties in the Legislative Assembly on behalf of Ministers, such as tabling documents or introducing legislation, severely diminishes the impact of local government at the federal level.

Local Government should have a greater role in the Australian federal system, and so the position of Local Government Minister should be reinstated immediately to provide adequate representation.

Category: Governance and Accountability

4. *Mayoral representation following local government elections*

Proposed Motion

That LGNSW lobbies the NSW Government to amend the Local Government Act 1993 (NSW) to ensure that councils whose mayor is elected by councillors continues to hold that position until a new mayor is elected following local government elections.

Motion Background

The *Local Government Act 1993* (NSW) was amended in 2016 to provide different outcomes for mayors elected by councillors following a local government election. As opposed to a popularly elected Mayor whose tenure, which includes powers and duties, remains uninterrupted following an election, mayors elected by councillors are considered councillors, and will have to vacate their position at midnight on the night of the election, thus ceasing to hold office. Effectively, this will leave more than half of local governments in NSW without mayoral representation for weeks or even months.

In the middle of a COVID-19 pandemic crisis where the community is looking for direct leadership and guidance from councils, having no Mayoral representation can significantly impact upon the community. This difference in Mayoral representation following an election needs to be addressed and the *Local Government Act 1993* (NSW) be amended to ensure that a mayor is in place to represent the community until a successor is elected.

Category: Social and Community

5. *Strengthening Early Learning and Childcare Advocacy*

Proposed Motion

That LGNSW formalises its support of Thrive by Five on behalf of the local government sector and their campaign to advocate for high-quality, universally accessible and affordable early learning and childcare across Australia.

Motion Background

Councils are leading providers of early education delivering essential services such as long day care, family day care, occasional care, preschools, playgroups, vacation care and outside-of-school-hours care to the community. Canterbury-Bankstown Council acknowledges the advocacy efforts and achievements of LGNSW in achieving successful legislative and funding outcomes to date, however, acknowledges the opportunity for LGNSW to extend the collective partnership and join the Thrive by Five campaign.

Thrive by Five is an initiative of the Minderoo Foundation that is campaigning to ensure early learning and childcare is placed firmly on the agenda of National Cabinet. Specifically, Thrive by Five is calling on Federal, State and Territory governments to adopt a five-point plan to make Australia's early learning childcare system high quality and universally accessible.

Registration and Voting Delegates

Registrations

Registrations for the Annual Conference online event on the 29th November are now open. Attendance at this one-hour event is free.

Registrations for the three-day Special Conference (28 February to 2 March 2022) will carry a standard registration charge. LGNSW Members will be advised of registration opening for this event via direct email.

Nomination of voting delegates

As 2021 is an LGNSW Board election year, the following voting is required:

1. Voting in the election for Office Bearers and the Board (Board election) – Council can nominate up to 11 voting delegates.

Members are now required to advise LGNSW of the names of their nominated voting delegates by the following dates:

- LGNSW Board election - by 5pm, Tuesday 5 October 2021
- Annual Conference online event (29th November) – by 5pm, Tuesday 5 October 2021
- Special Conference (28 Feb – 2 March) – by 5pm, Thursday 17 February 2022

It should be noted that the conference registration is a separate process from advising LGNSW of nominated voting delegates. Details on how to advise LGNSW of the names of voting delegates for the Special Conference will be emailed directly to members, once determined.

As is our common practice, it will again be proposed that the Mayor be delegated authority at the September Council Meeting to finalise Council's voting delegates for the Annual Conference and LGNSW elections.

Additional Voting Information

The Australian Electoral Commission (AEC) has provided the following timetable for the 2021 Local Government NSW (LGNSW) election:

Date	Occurrence
31/08/2021	Close of Roll
01/09/2021	List of eligible members delivered to Returning Officer
07/09/2021	Returning Officer publishes Election Notice and Nomination Form via AEC website
07/09/2021	Organisation publishes Election Notice and Nomination Form via Organisation journal
07/09/2021	Nominations Open
05/10/2021	Nominations Close at 12:00pm (Australian Eastern Daylight Time (AEDT))
12/10/2021	Nomination withdrawal period closes at 12:00pm (Australian Eastern Daylight Time (AEDT))
12/10/2021	Organisation to provide details of the nominated voting delegates by 12:00 noon (Australian Eastern Daylight Time (AEDT))
12/10/2021	Member to submit the absentee voting form by 12:00 noon (Australian Eastern Daylight Time (AEDT)) to the Returning Officer.
27/10/2021	Postal Ballot Opens
24/11/2021	Postal Ballot Closes at 10:00am (Australian Eastern Daylight Time (AEDT))

Governance and Administration Matters - 28 September 2021

ITEM 7.2 Stronger Community Fund - Quarterly Report

AUTHOR City Future

PURPOSE AND BACKGROUND

The Stronger Communities Fund (SCF) was established by the NSW Government to provide newly merged Councils with funding to kick start the delivery of projects that improve community infrastructure and services. The City of Canterbury Bankstown was allocated \$10 million in funding. Councils were required to consult with their community to allocate the SCF through two programs:

- A Community Grants Program – Allocating up to \$1 million in grants of up to \$50,000 to incorporated not-for-profit community groups, for projects that build more vibrant, sustainable and inclusive local communities; and
- A Major Projects Program – Allocating all remaining funding to larger scale priority infrastructure and services projects that deliver long term economic and social benefits to communities.

As required under the SCF Guidelines, an Assessment Panel was established to assess and recommend projects for funding. The Panel was made up of the Mayor or delegate, State Members of Parliament, a representative from DPC, and an independent probity advisor.

ISSUE

In accordance with SCF Guidelines developed by the Department of Premier and Cabinet (DPC), Council is required to provide quarterly progress reports to a Council meeting on the expenditure and outcomes of the SCF. This report covers the period June 2021 – August 2021.

RECOMMENDATION

That Council note the progress of the implementation of projects funded through the Stronger Communities Fund.

ATTACHMENTS

Nil

POLICY IMPACT

In line with the Stronger Community Fund (SCF) Guidelines developed by the Department of Premier and Cabinet, Council is required to table progress reports at least quarterly to a Council Meeting on the expenditure and outcomes of the SCF. In addition, Council must also provide six monthly reports each year by 31 July and 31 January to the Office of Local Government (OLG) on those projects selected for funding, delivery progress and expenditure to date.

Future quarterly reports to Council will be incorporated as part of Council's quarterly review of its Operational Plan and Budget.

FINANCIAL IMPACT

All funding provided to Council has been allocated and/or committed projects through the Community Grants Program and Major Projects Program. All interest and surplus funds from completed projects has been reallocated to ongoing projects within the Major Projects Program.

COMMUNITY IMPACT

The delivery of programs and projects funded under the SCF will deliver social, cultural, economic, or environmental benefits to the community. The delivery of the Major Projects will result in new or improved infrastructure and services to the community.

DETAILED INFORMATION

Projects being delivered under the Major Projects Program are either complete or substantially underway. Following recent discussions with the Office of Local Government, Council has requested an extension to the funding agreement to enable the delivery of the remaining projects this financial year.

Major Projects Program - Stage 1

In December 2016, Council endorsed four high priority projects totalling \$3.6 million for funding under the Major Projects Program. Work has been progressing on the delivery of these projects, with two of the Stage 1 projects completed. As outlined at the 23 June 2020 Council Meeting, the Canterbury Road Underpass is no longer funded by the SCF.

An update on the status of Stage 1 projects is as follows:

Project	Progress
Regional Sports Framework – Multipurpose synthetic surface at Jensen Park	Complete. This project is complete and was officially opened on 23 February 2019. Final Project Report has been submitted to OLG.
All Abilities Playground – Bankstown City Gardens Stage 2	Complete. This project is complete and was officially opened on 28 September 2018. Final Project Report has been submitted to OLG.
Wiley Park Parkland upgrade and renewal	Design in progress. Detailed design for Stage 1 of the Wiley Park Ponds upgrade is 80% complete. The entire Ponds system is being designed as one to enable shelf-ready projects for subsequent stages. The contract for the design of the Wiley Park Playspace was awarded this month.

Major Projects Program – Stage 2

Stage 2 projects under the Major Projects Program were endorsed by Council in March 2018 where the remaining \$5.4 million in SCF funding was allocated for the below projects. Three projects are now complete. Progress on these projects is outlined below:

Project	Progress
Changing Places portable facility for community events	Complete. This project is complete, and the facility was officially launched last year. Final Project Report has been submitted to OLG.
Community engagement vehicle	Complete. This project is complete, and the upgraded Kombi is used to support Council's community engagement activities. Final Project Report has been submitted to OLG.
Cooks River interactive litter capture device	Substantially complete. The new litter capture device was installed onsite during May. The associated media campaign launch has been planned for October- November 2021 due to the current COVID-19 restrictions. Design of an access pad to help facilitate device cleaning is being undertaken.

Project	Progress
Enhanced play experience at Greenacre	Works in progress. Construction of the Greenacre Splash Park is underway. The bulk earthworks are nearing completion and the Bespoke Tower is currently being manufactured. The contract for the artwork was awarded this month.
Parry Park upgrade and renewal	Works in progress. The bulk earthworks commenced onsite this month. The play equipment is currently being manufactured and the contract for the construction of the amenities building has been awarded.
Red Chair Movement	Complete. This project is complete following the installation of the new infrastructure at Panania and Riverwood. Final Project Report has been submitted to OLG.
Smart Cities, kick start of the City's journey	Complete. The Activated Data Roadmap and public consultation work has concluded, and the plan is ready and will be submitted for formal adoption by Council this financial year. Final Project Report is being prepared for submission to OLG.
Solar Farm	Following the tender review process, Council resolved at the July 2021 meeting to collapse the tender and go back out to the market.
Implementation of Sports Facilities Strategy - Recreation Initiatives	<p>Works in progress. Funding was allocated towards the delivery of several priority initiatives including:</p> <ul style="list-style-type: none"> • Wagener Oval – Construction of the new amenities building is complete. • Rudd Park – Work is complete on reconstruction of the natural turf sportsfields. • Kelso North – Construction of the new baseball sports lighting is in progress and due for completion this month, pending power supply works by Ausgrid. • Marco Reserve – The design for new sports lighting is complete and the tender for the supply and delivery of the light poles went out during September.

Governance and Administration Matters - 28 September 2021

ITEM 7.3 Dual Naming of Council Wards

AUTHOR Community Services

PURPOSE AND BACKGROUND

The City of Canterbury Bankstown is committed to the process of reconciliation in partnership with Aboriginal and Torres Strait Islander communities to ensure all of our different traditions, customs and stories are valued. An action in support of this is the proposal to Dual Name Council Wards with Aboriginal terms derived from traditional Dharug language.

The purpose of this report is to present on the findings from community consultation and to recommend the preferred naming convention of Council Wards.

ISSUE

In November 2020 following a suggestion from Councillor Raffan at a Council Briefing, Council Officers commenced investigations into the Dual Naming of Council Wards with Aboriginal names.

A process of engagement with representatives from the Aboriginal and Torres Strait Islander communities was undertaken to identify possible Aboriginal terms derived from traditional Dharug language for each Ward.

From April to August 2021 broader community engagement was undertaken on the proposed names. This report outlines the process undertaken and the recommended Dual Names for adoption.

RECOMMENDATION That -

1. Council Wards be renamed
Bura / Bass Hill
Bunya / Revesby
Bunmarra / Roselands
Darani / Bankstown
Budjar / Canterbury
2. Dual Names be included in future Council documents where ward names are specified ie, Annual Reports, Community Newsletters, planning documents and press alerts.
3. A Community Education and Awareness program about the Dual Names be undertaken.
4. Council's Naming Policy be amended to reflect Wards.

ATTACHMENTS

Nil

POLICY IMPACT

The Dual Naming of Council Wards aligns with Council's Reconciliation Action Plan.

'Investigate opportunities to recognize the culture and heritage of ATSI peoples in local government infrastructure and environment'.

The Naming Policy will be amended accordingly.

FINANCIAL IMPACT

Adoption of this report has no additional financial implications for Council.

COMMUNITY IMPACT

The Dual Naming of Council Wards demonstrates Council's commitment to Reconciliation and acknowledging the traditional custodians of the land. The process has been guided by the Aboriginal & Torres Strait Islander Reference Group and has received significant interest and support from the community.

DETAILED INFORMATION

The City of Canterbury Bankstown values its culturally diverse community and is committed to extending the process of reconciliation in partnership with Aboriginal and Torres Strait Islander communities. Our vision for reconciliation is to create a strong, harmonious and richer community by encouraging our Aboriginal and Torres Strait Islander residents to share their heritage and culture with people from other cultures to ensure all of our different traditions, customs and stories are valued.

In delivering on this vision, Council has developed the 2019-2021 City of Canterbury Bankstown Innovate Reconciliation Action Plan to promote its support of reconciliation to increase public awareness and understanding of the reconciliation process and, in particular, to ensure that the mainstream community is aware of the cultures and legitimate aspirations of Aboriginal and Torres Strait Islander communities. This includes recognising the unique status of the Darug and Eora Peoples as the Traditional Custodians of this land, and actively promoting reconciliation and respect for Aboriginal and Torres Strait Islander cultures and heritage throughout the Local Government Area.

Council has already commenced several actions including a resolution in November 2019 to publicly support The Uluru Statement from the Heart - a national Aboriginal and Torres Strait Islander consensus position on Aboriginal and Torres Strait Islander constitutional recognition.

A further demonstration of Council's commitment is the proposal to dual name the Council Wards so they sit side by side with existing European names. Through place naming, communities can unlock stories and provide a sense of belonging and identity. The proposed names after flora and fauna for consideration were:

WARD	FLORA	FAUNA
Bass Hill	Bamura /Grass	Bura /Kangaroo
Revesby	Bunya /Tea Tree	Burraga /Koala
Roselands	Gunmar /Pine Tree	Bunmarra /Blue Tongue Lizard
Bankstown	Darani / Ghost Gum	Wagan
Canterbury	Budjar /Paperbark	Wurridjal /Mullet

Consultation

From April until mid-August 2021 community consultation was undertaken on the proposed names. Face to face community engagements were held at shopping centres at Roselands, Bankstown, Earlwood, Campsie and at the citizenship ceremony at Bass Hill before the COVID lockdown curtailed any further face to face engagement.

The process also included a vote on the preferred name. At the close of the voting process on 12 August the voting revealed the following:

WARD	VOTES LODGED	FLORA		FAUNA	
Bass Hill	310	Bamura/Grass	31%	Bura/Kangaroo	69%
Revesby	392	Bunya/Tea Tree	52%	Burraga/Koala	48%
Roselands	425	Gunmar/Pine Tree	30%	Bunmarra/Blue Tongue Lizard	70%
Bankstown	432	Darani/ Ghost Gum	66%	Wagan	34%
Canterbury	529	Budjar/Paperbark	66%	Wurridjal/Mullet	34%

The results of the voting were presented to the Aboriginal & Torres Strait Reference Group in August 2021. The Reference Group endorsed results of the voting

Conclusion

Based on the community feedback and advice from the Aboriginal & Torres Strait Reference Group, it is proposed the following Dual names be endorsed with the Dharug name displayed first:

Bura / Bass Hill	Kangaroo
Bunya / Revesby	Tea Tree
Bunmarra / Roselands	Blue Tongue Lizard
Darani / Bankstown	Ghost Gum
Budjar / Canterbury	Paperbark

Governance and Administration Matters - 28 September 2021

ITEM 7.4 Disclosure of Interest Returns

AUTHOR Corporate

PURPOSE AND BACKGROUND

In accordance with the requirements of Council's Code of Conduct (sections 4.21, 4.25, 4.26 and 4.27), amendments to Disclosure of Interest Returns and new Returns lodged by staff appointed to designated positions in the Organisation structure are required to be submitted to the General Manager and tabled at a meeting of the Council.

ISSUE

During the reporting period (1 June 2021 to 31 August 2021) three new returns were lodged by designated staff. The Disclosure of Interest Returns are tabled as required by Council's Code of Conduct under sections 4.26 and 4.27.

RECOMMENDATION

That the tabling of the Disclosure of Interest Returns be noted.

ATTACHMENTS

Nil

POLICY IMPACT

This matter addresses Council requirements under the Local Government Act. In accordance with the Government Information (Public Access) Act 2009 Regulations Pecuniary Interest returns of the Councillors and designated persons are open access information.

FINANCIAL IMPACT

There is nil financial impact.

COMMUNITY IMPACT

There is nil community impact.

Governance and Administration Matters - 28 September 2021

ITEM 7.5 Fees and Charges 2021/22

AUTHOR Community Services

PURPOSE AND BACKGROUND

Following the adoption of the 2021/2022 Operational Plan and Fees and Charges, it was recognised that with the likely completion of some capital works projects this financial year, that there were some additional Recreation fees and charges that would be required.

Further, it was also identified that more clarity could be provided around the definition of some Leisure and Aquatic fees.

At the 27 July 2021 Ordinary Meeting, Council resolved to place on public exhibition the additional and amended fees and charges for 28 days in accordance with Section 610F of the Local Government Act NSW 1993.

ISSUE

The fees and charges were exhibited for 28 days from Thursday 5 August to Wednesday 1 September 2021 (refer to Attachment A). This report outlines the results of the exhibition and recommendations.

RECOMMENDATION

That Council adopt the Fees and Charges outlined in the report.

ATTACHMENTS [Click here for attachment](#)

- A. Additional and Amended Fees and Charges

POLICY IMPACT

Council's adoption of the recommendations contained within this report will require amendment to the fees and charges that were adopted at the June 2021 Ordinary meeting.

FINANCIAL IMPACT

There are currently no fees and charges in place for the new synthetic sporting fields that Council owns and operates. This report seeks to implement fees and charges that are specific to those venues.

There has also been confusion around the concession and student fees at Council's Leisure & Aquatic Centres. The amendments made seek to provide clarity for the community, so customers are aware of the fees and charges applicable to their personal circumstances.

The impact of personal training fees being reduced will mean that the service is far more accessible to the wider community.

COMMUNITY IMPACT

The proposed schedule of fees and charges for the synthetic fields will provide clarity for the community as to what the cost of accessing the facilities is and will also define the difference between Jensen Park's fees and charges and those associated with Council's other synthetic fields.

The proposed changes to the Leisure & Aquatic Services fees and charges will provide clarity for the community in relation to 'student' and 'concession' fees and will make personal training more accessible to all members of the community.

DETAILED INFORMATION

With the ever-increasing population and the growth in usage of Council's facilities across the Local Government Area, it is imperative that there are fees and charges that cater for the community and hirers. Following the redevelopment and renovation of Rudd Park with a synthetic field new fees are required to reflect an all-weather community facility. These fees differ from Jensen Park synthetic field due to greater community access as the facility is not enclosed.

With further developments such as a new synthetic field at Padstow Park, these new fees are essential. There are also some new fees associated with the management of cricket nets which will assist in Council's ongoing management and bookings of the highly utilised facilities.

In relation to the Leisure & Aquatic Services fees and charges, the clarification on the definition of 'concession' and 'student' prices is integral to avoiding confusion for the community as to what fees and charges are applicable based on an individual customer's circumstances. Currently there is confusion as to whether tertiary students sit under adult, concession or child pricing. There is also a lack of clarity around who is eligible for concession pricing.

The proposed definition for concession fees and charges is that 'any member of the community who holds a valid Seniors, Veterans or Government issued health or pension card'. It is also proposed that any member of the community with a valid tertiary education card will be required to pay the 'child/student' entry prices and are not eligible for the 'concession' pricing.

In addition to that, the fees and charges that are currently in place for personal training services that Council offers at its Leisure and Aquatic Centres are not currently aligned with similar services in the market. This renders the service inaccessible for a large amount of the community due to affordability. The proposed fees and charges for this service are in line with similar services provided by competitors and are designed to be more affordable for the community of Canterbury Bankstown.

Exhibition

Council exhibited the proposed fees and charges for a period of 28 days from Thursday 5 August to Wednesday 1 September, 2021. During this time the fees and charges were displayed on the "Have your Say" page on Council's website as well as in the Council column in The Express and The Torch newspapers.

Council received one submission during this period. The submission was neutral and did not require additional information or comment for consideration.

Therefore, this report is recommending that these fees and charges are adopted without change.

Governance and Administration Matters - 28 September 2021

ITEM 7.6 Cash and Investment Report as at 31 August 2021

AUTHOR Corporate

PURPOSE AND BACKGROUND

In accordance with clause 212 of the Local Government (General) Regulation 2005, the Responsible Accounting Officer must provide the council with a written report each month, which sets out the details of all money that council has invested under section 625 of the Local Government Act 1993.

Council's investments are managed in accordance with Council's Investment policy. The report below provides a consolidated summary of Council's total cash investments.

ISSUE

This report details Council's cash and investments as at 31 August 2021.

RECOMMENDATION That -

1. The Cash and Investment Report as at 31 August 2021 be received and noted.
2. The Certification by the Responsible Accounting Officer incorporated in this report, be adopted.

ATTACHMENTS [Click here for attachment](#)

- A. Imperium Markets Monthly Investment Report August 21

POLICY IMPACT

Council's investments are maintained in accordance with legislative requirements and its Investment Policy.

FINANCIAL IMPACT

Interest earned for this period has been reflected in Council's financial operating result for this financial year. Council's annual budget will be reviewed, having regard to Council's actual returns, as required.

COMMUNITY IMPACT

There is no impact on the community, the environment and the reputation of Canterbury Bankstown.

DETAILED INFORMATION

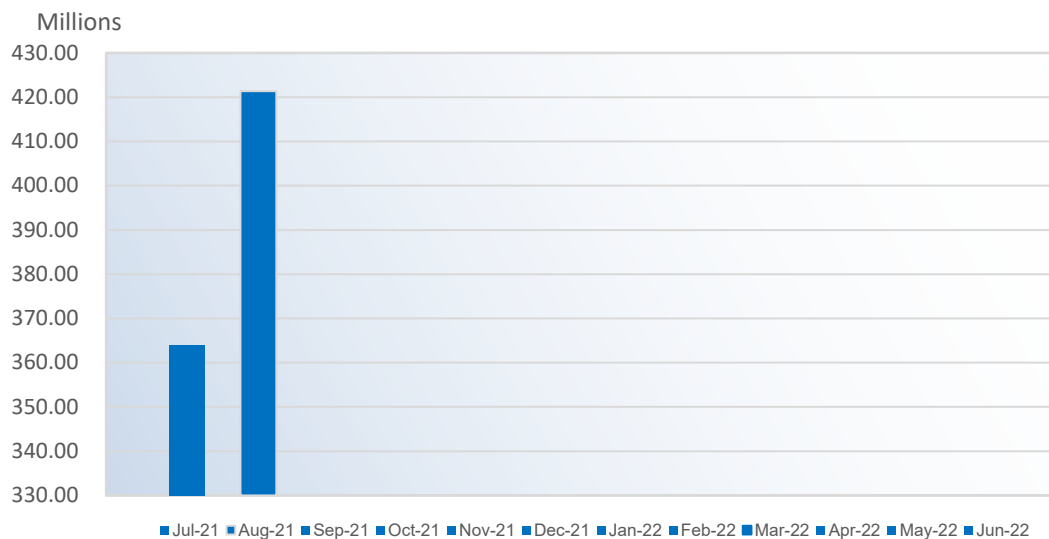
Cash and Investment Summary – as at 31 August 2021

In total, Council's Cash and Investments holdings as at 31 August 2021 is as follows:

Cash and Investments	\$
Cash at Bank	10,342,663
Deposits at Call	83,347,101
Term Deposits	251,611,000
Floating Rate Notes	45,099,637
Bonds	31,000,000
Total Cash and Investments	421,400,401

Council's level of cash and investments varies from month to month, particularly given the timing of Council's rates and collection cycle, its operations and carrying out its capital works program. The following graph outlines Council's closing cash and investment balances from July 2021 to June 2022.

Cash and Investment Rolling Monthly Balance 2021-2022



A summary of Council's investment interest income earned for the period to 31 Aug 2021 is as follows:

Interest Income	Aug 2021 \$	Year-to-date Aug 2021 \$
Budget	501,875	1,003,750
Actual Interest	435,178	854,926
Variance	(66,697)	(148,924)
Variance (%)	(13.29)	(14.83)

Council is also required to ensure that its portfolio has an appropriate level of diversification and maturity profile. This is to ensure that funds are available when required and where possible to minimise any re-investment risk.

The tables below outline Council's portfolio by maturity limits and investment type:

Maturity Profile		
	Actual % of Portfolio	Policy Limits %
Cash	22.2	100
Working Capital Funds (0-3 months)	8.3	100
Short Term (3-12 months)	13.7	100
Short – Medium (1-2 years)	14.6	70
Medium (2-5 years)	38.8	50
Long Term (5-10 years)	2.4	5
Total Cash and Investments	100%	

Portfolio Allocation	
	Actual % of Portfolio
Cash at Bank	2.40
Deposits at Call	19.8
Term Deposits	59.7
Floating Rate Notes	10.7
Bonds	7.4
Total Cash and Investments	100%

8 SERVICE AND OPERATIONAL MATTERS

The following item is submitted for consideration -

8.1 Innovative Occasional Care Preschool Model	101
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Service and Operational Matters - 28 September 2021

ITEM 8.1 Innovative Occasional Care Preschool Model

AUTHOR Community Services

PURPOSE AND BACKGROUND

The purpose of this report is to inform Council of the changes to the current Occasional Care Service model to include a Preschool component and the associated funding. Under this Innovative model Children will receive 600 hours of free preschool and Council will set fees for any additional hours attended. This will be a new fee for adoption in our fees and charges.

ISSUE

This report outlines a change in the service model from a stand-alone Occasional Care Service to an innovative Occasional Care / Preschool model and the associated funding. Further, it recommends some new fees applicable for part of the service model to be placed on exhibition.

RECOMMENDATION That -

1. Council notes the change in the current service model from an Occasional Care Service to an Innovative Occasional Care and Preschool Model and the associated funding under the Community Child Care Fund Sustainability Support (CCCFS) and the Start Strong Preschool Funding (SSP).
2. Council endorse the introduction of a new fee of \$61 per child per day for the additional preschool day and its exhibition in accordance with Section 610F of the Local Government Act 1993.
3. A further report be presented to Council following the public exhibition period.

ATTACHMENTS

Nil

POLICY IMPACT

In accordance with the funding guidelines Council will be required to adopt a 'Priority Placement Policy' that will target low income families, children from Aboriginal and Torres Strait Islander Families and children with disabilities.

FINANCIAL IMPACT

State Legacy Funding for the 28 place Occasional Care Centre finishes this financial year. Without this funding and the drop in the Centre utilisation to 25% the service would have operated at a loss of \$185k p/a. Under the Innovative Occasional Care/Preschool Model at the end of three years through funding from Community Child Care Fund Sustainability Support, ongoing State funding from the Start Strong Preschool and fees from service innovations the service is expected to be operating in a revenue neutral position.

COMMUNITY IMPACT

Council conducted an Early Childhood Care Provision Study some 18 months ago for the Canterbury Bankstown LGA. This Study highlighted Campsie as having the highest shortage of approved education and care places and having no Preschools in the area. This Service Model provides this type of Preschool Education targeted at some of our communities most needy families through the 'Priority Placement Policy' free of charge.

DETAILED INFORMATION

Background

Councils Occasional Care Centre at Campsie has experienced ongoing decreases in attendances over the past few years which is consistent with the experience of this service type across New South Wales. The viability of the 28 child place service was threatened by low enrolments at around 25% of capacity as well as the pending loss of \$92,000 in State Government Legacy Funding at the end of the current financial year.

Knowing this Council Officers were able to review the findings of an Early Childhood Provision Study that was undertaken across the Children's Services Sector in Canterbury Bankstown only 18 months ago with the specific aim of identifying options for the service moving forward.

The Early Childhood Provision Study highlighted Campsie as having the highest shortage of approved education and care places and having no preschools in the area. After some research, an opportunity was identified to apply for funding to address this preschool place shortfall through Community Child Care Fund Sustainability Support.

Program Outline

The objective of the Community Child Care Fund Sustainability Support (CCCFS) is to help eligible child care services operating in areas of limited supply improve the viability and sustainability of their service.

These Sustainability Support Grants can be used for activities such as:

"Implementing changes to business practices and introducing innovative solutions to improve the sustainability and viability of a child care service; and meeting standard child care operating costs during transition to a more sustainable business model".

Council prepared and lodged a funding submission that addressed the operation of a Preschool Service in an area of limited supply to the CCCFS. Detailing a proposal to change our business model and introduce an innovative solution to increase the sustainability of our occasional care service, which caters for the disadvantaged and vulnerable families in our community.

The proposed Service Model is licensed for 28 children maintaining eight places for Occasional Care and transitioning the other twenty places to Preschool places.

Accordingly introducing a Preschool Program would require some minor alterations to the internal space to meet requirements for a staff room and employment of an Early Childhood Teacher to manage the program.

Council's submission requested the maximum grant of \$200,000 to be paid over the next three years as follows:

- 2021-22 funding is \$95,500 for the re-modelling the Centre's interior estimated at \$10,500 and the remaining \$85,500 is to fund an Early Childhood Teacher's wage;
- 2022-23 funding is \$65,000 towards the Early Childhood Teacher's wage; and
- 2023-24 third and final year funding is \$39,500 towards the Early Childhood Teacher's wage.

In addition to the CCCFS, Council is able to receive funding through the Start Strong funding model for preschools (SSP). Under the SSP parents are able to access 600 hours of **FREE** preschool a year. This is generally 15 hrs, 2 days a week for 40 weeks attendances any additional days will be charged a fee set by Council.

Our current Occasional Care service is licensed for 28 children and it is proposed under this Innovative Model that the Preschool has 20 children and occasional care for 8 children. It is envisaged that current three staff there would be retained and only need the one extra teacher for licensing requirements.

The Proposed Service Model

- Maintain Occasional Care for 8 children per day at an hourly rate and Child Care Subsidy for parents;
- Establish a Preschool Service for 2 groups of 20 children per day for 2 days per week with no fees for 40 weeks of the year. Funded by recurrent Start Strong Preschool Funding of \$165k p/a.; and
- Retain the 3 current staff and employ an Early Childhood Education Teacher

Service Innovations

- Establish a group of 20 Preschool Children for 1 day per week for 40 weeks of the year and charge a daily fee \$61 generating additional \$48,800 income p/a;
- Establish a School Holiday Program for 28 Children per day for 10 weeks of the year and charge fees generating an additional \$36,600 income p/a;
- Adopt a 'Priority Placement Policy' in accordance with funding guidelines that will target low income families, children of Aboriginal and Torres Strait Island families, children with disabilities. This is estimated to attract a further \$35,000 income p/a.
- These innovations will assist the service more towards a sustainable operating position.

9 COMMITTEE REPORTS

The following item is submitted for consideration -

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Committee Reports - 28 September 2021

ITEM 9.1 **Minutes of the Traffic Committee Meeting held on 14 September 2021**

AUTHOR **City Assets**

PURPOSE AND BACKGROUND

Attached are the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 14 September 2021.

The Committee have been constituted to advise and make recommendations in relation to traffic activities. It has, however, no delegated authority and cannot bind Council.

The recommendations of the Committee are in line with the objectives of the Committee and with established practices and procedures.

ISSUE

Recommendations of the Canterbury Bankstown Council Traffic Committee meeting.

RECOMMENDATION

That the recommendations contained in the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 14 September 2021, be adopted.

ATTACHMENTS [Click here for attachment](#)

- A. Minutes of the Traffic Committee Meeting held on 14 September 2021

POLICY IMPACT

This matter has no policy implications to Council.

FINANCIAL IMPACT

Potential costs arising out of recommendations of the Traffic Committees are detailed in future Works Programs for Roadworks/Traffic Facilities.

COMMUNITY IMPACT

The recommendations will improve road safety for the community whilst minimising the adverse impacts on residential amenity. Community consultations have been carried out where required.

10 NOTICE OF MOTIONS & QUESTIONS WITH NOTICE

The following items are submitted for consideration -

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Notice of Motions & Questions With Notice - 28 September 2021

ITEM 10.1 **Notice of Motions**

AUTHOR **Office of the General Manager**

ISSUE

The attached schedule provides information to questions raised at Council's previous meeting.

RECOMMENDATION

That the information be noted.

ATTACHMENTS [Click here for attachments](#)

- A. Notice of Motions Status Update Table
- B. Correspondence sent in relation to Notice of Motions

Notice of Motions & Questions With Notice - 28 September 2021

ITEM 10.2 Weddings and Funerals

I, Councillor Rachelle Harika hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council:

1. Write to the Premier and urge the Government to develop separate operating rules for the wedding and funeral industries, rules which will allow them to operate with certainty and a level of profitability.
2. Furthermore, that the Government consult widely with both industries before making any decisions.”

BACKGROUND

The NSW Government is currently grouping the wedding and funeral industries in with all other businesses, like pubs, clubs and restaurants, as they develop their roadmap out of lockdown.

The wedding and funeral industries are vital for the economy to rebound. What these two industries have experienced over the past two years has been crippling, to not only the larger operators but the many other business who rely on them.

There have been any number of changes from shutdowns, to limiting numbers of guests/mourners to just a handful of people. The uncertainty about health restrictions has forced many couples planning their wedding day to delay, or just postpone. There are examples of brides booking, and then cancelling their big day, on at least six occasions. Definitely NOT what the industry is looking for.

The impact on local businesses is immeasurable but you wouldn't be wrong to suggest both industries contribute hundreds of millions of dollars to the economy each year. Both industries are feeders to a number of small local businesses which rely on their support.

Local businesses like:

- Florists
- Hair and makeup. Tanning and nail salons.
- Video and photography
- Reception venues and other community halls.
- Celebrants
- Formal hire

- Dress makers
- Wedding Cake makers
- Local caterers
- Travel and accommodation bookings. Both international and local.
- Car hire
- Jewellers
- Musicians and entertainers, including MCs.
- Novelty and gift stores.
- Coffin makers
- Undertakers/funeral homes
- Pubs, clubs and restaurants and other venues, for before and after events.

Footnote:

- Number of marriages in NSW between April to June over the last five years have averaged 8,800.
- The number of deaths in NSW in 2019 was 56,058 (latest information available from the Australian Bureau of Statistics).

GENERAL MANAGER'S COMMENT

There is no cost implication arising from the proposed motion as written.

Notice of Motions & Questions With Notice - 28 September 2021

ITEM 10.3 Construction Sites

I, Councillor Rachelle Harika hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council writes to the Premier, on behalf of the thousands of construction workers in our LGA and acknowledges the lifting of restrictions on building sites. I further propose, in the interests of fairness and public health, we call on her to treat construction workers equally, and impose the same rules, no matter where they live in NSW.”

BACKGROUND

From Monday, 27 September, the NSW Government will remove the rule limiting construction sites to 50 per cent capacity if they have any unvaccinated workers.

All construction sites will be able to have one person per 4 square metres even if workers who have not received the jab are present. In effect vaccinated and unvaccinated workers will be able to work alongside each other.

Construction sites were back to full capacity yesterday but tainted with cries of postcode discrimination _ tradies across Sydney doing the same job but subjected to different vaccination rules.

As part of the “cap removal”, sites will still need to adhere to the health orders which includes QR codes and the introduction of rapid antigen testing which can provide a COVID-19 result within 30 minutes.

BUT Tradies from the LGAs of concern, like Canterbury Bankstown, will not be able to travel outside their LGA to work unless they register to work and are fully vaccinated.

The LGAs of concern are — Bayside, Blacktown, Burwood, Campbelltown, Canterbury-Bankstown, Cumberland, Fairfield, Georges River, Liverpool, Parramatta, Strathfield and some suburbs of Penrith.

The latest figures show there are more than 15,000 construction workers in our City.

Epidemiologist and World Health Organisation (WHO) advisor Marylouise McLaws said allowing vaccinated and unvaccinated to work alongside each other was "a bit dangerous".

"It's not safe enough, not with the Delta [variant] and not with young people," she said.

"For young people aged 16 to 39, only 33 per cent have been totally vaccinated, and only 39 per cent have had one dose.

"They need their good health. They are in a physically demanding job and they do not want this infection."

The Property Council of Australia welcomed the announcement, with its NSW executive director Luke Achterstraat saying it will provide "employment security to workers across the state".

"Resuming site capacity will also enable NSW to build the homes our state so desperately needs, the public transport our growing population demands, and the hospitals we know are critical to our states wellbeing and prosperity," he said.

GENERAL MANAGER'S COMMENT

There is no cost implication arising from the proposed motion as written.

Notice of Motions & Questions With Notice - 28 September 2021

ITEM 10.4 Community Recognition Award

I, Councillor Linda Downey hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council develop a “Community Recognition Award” system (independent of Australia Day Awards) whereby Council can give appropriate recognition to individuals who provide outstanding service to our local community.”

BACKGROUND

Dr Jamal Rifi has not only given up his time for the community but also his front yard.

For the past 18 months, he hasn't seen his yard as we all do, because it has been covered by enormous tents. And not Party tents. They are the Big White COVID kind; the ones we see at COVID testing drive thru, the kind for swabbing and testing patients. And Dr Rifi didn't stop there, he championed Sydney's first drive-through vaccination hub , that opened this month at the Canterbury Bulldogs Football Stadium.

This initiative of Belmore GP Dr Jamal Rifi and his team at Belmore Respiratory Clinic, the drive-through comes at a perfect time, just ahead of the school holidays and as vaccinations have opened up to children aged between 12 and 15 years.

Dr Jamal Rifi's efforts to build harmony between the Muslim and non-Muslim communities have been recognised with a Human Rights Medal in 2007, and in 2015 he was recognised as The Australian's Australian of the Year, he was also named the Australian Father of the year in 2015.

He has 30 years of experience in General Practice and is a hardworking and respected member of his community. Dr Rifi provides much more than just medical care to the people in his community. He is also a voice against social injustice and stands against hatred and intolerance in our communities and his efforts should be celebrated and recognised.

I propose that Council develop a Community Recognition Award system (independent of Australia Day Awards) whereby Council can give appropriate recognition to individuals who provide outstanding service to our local community. I for one propose to nominate Dr Rifi if my motion is supported.

GENERAL MANAGER'S COMMENT

There is no cost implication arising from the proposed motion as written.

Notice of Motions & Questions With Notice - 28 September 2021

ITEM 10.5 Survivor

I, Councillor Linda Downey hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“Council acknowledges and congratulates Bankstown local, George Mladenov, for finishing runner-up in this season’s reality show, Australian Survivor. I further propose Council harnesses his popularity and considers using him to promote our City, as we emerge from lockdown.”

BACKGROUND

George Mladenov aged 31 and single.

George was a contestant on Channel Ten’s reality show Australian Survivor and over the course of 24 episodes went from villain to hero. The self-proclaimed “King of Bankstown”, captivated and won over thousands of viewers and indeed many in our community.

He loves politics and loves Bankstown. An excerpt from a recent article in NEW IDEA:

"I represented my community, Bankstown, I stood up for what I believed in, I spoke my mind and I looked at the consequences of doing that in the [public] eye and I got out a bat and I swung them away."

Now that he's done wreaking havoc on his campmates, George is back home with his family in Bankstown - an area that's currently under strict lockdown restrictions in Sydney.

"Every time I've gone on one of my walks around Bankstown ironically usually it's a police officer or a defence force member or a paramedic that stops me and then goes 'are you King George? You live in Bankstown?' and I just go 'of course I'm still here in Bankstown'," he says.

The feedback he's received from locals has been overwhelmingly positive, and George found himself unintentionally representing his local community.

"It's like all I did was go on a TV show, which was a childhood dream of mine, be proudly George from Bankstown, representing the area and it really has brought joy and made a difference in people's lives."

GENERAL MANAGER'S COMMENT

There is no cost implication arising from the proposed motion as written.

Notice of Motions & Questions With Notice - 28 September 2021

ITEM 10.6 Religious Institutions

I, Councillor Bilal El-Hayek hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“On behalf of the many religious institutions in our City, we call on the NSW Government to reverse its decision to ban unvaccinated people from attending their local service once the State reopens. I propose we write to the NSW Premier, urging her to listen to religious leaders and allow them to open their doors to all people, whether they are vaccinated, or not.”

BACKGROUND

The definition of religious institution: Churches, temples, mosques and other places of worship and institutions that exist to support and manage the practice of a specific set of religious beliefs.

The NSW Government in announcing their “Roadmap to Freedom” has specified that religious institutions will be treated the same as all other businesses across the State, and they must comply with the health orders.

Orders including, QR code check-ins, capacity limited to one person per four square metres, singing won’t be allowed and attendees must show proof of vaccination to enter. Unvaccinated people will **NOT** be allowed to attend.

Religious leaders of all denominations and faiths are now united and are lobbying the NSW Government to reverse its decision, arguing that for many people their faith is essential and must have no barriers. They raise the issue of funerals, weddings, Christenings, will they be forced to turn unvaccinated people away at their doors?

Throughout history religious institutions have always been there for all people, no matter their wealth or status.

It is now more than ever that people will turn to these institutions to pray, meditate, or reflect and is very much a healing process after this pandemic. Many others will say it is for their mental health.

GENERAL MANAGER’S COMMENT

There is no cost implication arising from the proposed motion as written.

Notice of Motions & Questions With Notice - 28 September 2021

ITEM 10.7 Eliminate the Double Standards

I, Councillor Bilal El-Hayek hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council write to the NSW Premier Gladys Berejiklian

1. Calling on her to heed the call of our Mayor during a recent meeting to eliminate NSW Governments double standards across the LGAs in Greater Sydney, and;
2. Demand that all of Greater Sydney open up at the same time when COVID-19 vaccination milestones are reached and lockdown restrictions ease.”

BACKGROUND

At the Ordinary Council Meeting of 24 August, I raised a motion calling on the NSW Premier Gladys Berejiklian to stop NSW Governments blatant double standards on hard working Australians across Sydney. In particular, the inappropriate introduction of health orders which singled out Construction workers, forcing them to get vaccinated and tested, or lose their jobs.

As we race to hit vaccination rates of 70 per cent the NSW Premier has indicated that we will see the return of pubs, cafes, hair salons and retail stores. However, she refused to commit to letting all areas have eased restrictions at the same time. This continues to add fuel to the fire on the great Sydney divide.

Treasurer Dominic Perrottet’s broke ranks against the NSW Premier’s position and warned that western and southwest Sydney should reopen at the same time as other LGAs. ‘When Joh Bailey can open in Double Bay, so should Joe’s Barber Shop in Padstow,’ the Treasurer said. After initially refusing to meet with the Mayor she convened a meeting with him and 11 other Mayors from LGAs of concern, where she listened to their concerns. Within 24hrs of this meeting the 9pm curfew was lifted.

Canterbury-Bankstown is leading the charge on vaccinations. Council continues to be proactive with its messaging, urging the community to get vaccinated. I encourage all Councillors to support us continuing this good work and help stop the great divide.

GENERAL MANAGER’S COMMENT

There is no cost implication arising from the proposed motion as written.

Notice of Motions & Questions With Notice - 28 September 2021

ITEM 10.8 Treat Us with Respect

I, Councillor Nadia Saleh hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council invite the Mayors of the 11 other LGAs of concern to join with us in an open letter to the NSW Premier, to express our concerns over the inequities and harsh restrictions imposed on our communities, during this pandemic.”

BACKGROUND

During the recent lockdowns, our City was subjected to harsher restrictions. Police helicopters hovered, a 9pm curfew imposed, exercise and recreation hours limited, the construction industry mandated with strict rules around vaccination and permits.

Most people in the community felt neglected and unjustly singled out.

Most believed the NSW Government had abandoned us and would not listen, they believed they had turned their backs on our leaders. No communication and no engagement with them. There was a real sense of “us and them” and nobody believed the Government rhetoric of “we are all in this together”.

Media commentators came up the words “a city divided” and “postcode discrimination “They were right!

What the community suffered was mental anguish and finger pointing. It was nothing but political expedience for the Government. A government keen to deflect from the real issues like lack of vaccines, no quarantine plan, a failure to contain the virus earlier, bungled payments to businesses and a raft of mixed messages poorly communicated.

What has happened to our community is not in the Australian spirit and it’s not good enough.

GENERAL MANAGER’S COMMENT

There is no cost implication arising from the proposed motion as written.

Notice of Motions & Questions With Notice - 28 September 2021

ITEM 10.9 Diverse Representation

I, Councillor Nadia Saleh hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council writes to Multicultural NSW to develop a targeted program aimed at the CALD community, to encourage more diverse representation at all levels of Government. I further propose this campaign be translated in several different languages.”

BACKGROUND

Our City has something like 136 different nationalities, and we are a beacon of diversity in action. The makeup of our Council is a perfect example.

We need political leaders with lived experience that represent our multi-cultural and multi-ethnic communities. Leaders who understand the nuances of our challenges as migrants and refugees. An equal representation of both male and female political leaders from diverse backgrounds.

For many who have settled from Countries across the globe, representation can be awkward and confronting. We need the very group which represents these communities (Multicultural NSW) to step up and demystify this aspirational leadership path for both men and women. They need to highlight the need for diverse representation and the importance of speaking out and having a voice on behalf of the community they represent.

GENERAL MANAGER’S COMMENT

There is no cost implication arising from the proposed motion as written.

Notice of Motions & Questions With Notice - 28 September 2021

ITEM 10.10 Call for a Ban on Puppy Farms

I, Councillor Clare Raffan hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council add its name, with other supporting Councils, to a joint letter which calls on the Government to ban puppy farms and introduce greater regulation.”

BACKGROUND

I know many of us are looking for companionship during lockdown and some have purchased a new puppy through the internet or other sources which could be unregulated accompanied by inhumane breeding practices. But how many ask where these have come from and the condition they have been kept?

Unfortunately, some people out to make a quick buck, are setting up Puppy Farms. As animal welfare organisations have identified, dogs are often kept in overcrowded and filthy environments. Breeding animals confined permanently in small cages, never being allowed out for a walk or to play.

I encourage anyone wanting a new dog to contact a reputable animal rescue organisation first or council rehoming facilities. There are many wonderful dogs and puppies looking for a good home. But we need to stop the unscrupulous breeding at the source introducing stricter controls on people mass-breeding dogs for profit. It should be noted that female dogs often spend their entire youth pregnant, then killed or dumped when they are no longer able to breed.

Therefore, I am supporting the call being made by many other Councils for the NSW Government to stop the large scale mass dog-breeding facilities and introduce strong legislative reform to allow for greater control by local government.

GENERAL MANAGER’S COMMENT

There is no cost implication arising from the proposed motion as written.

Notice of Motions & Questions With Notice - 28 September 2021

ITEM 10.11 Electric Vehicle Charging

I, Councillor Linda Eisler hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council:

1. Support the ongoing investigation and installation of Electric Vehicle Charging Stations in the city.
2. Work with the relevant providers and NSW Government, to ensure these are implemented in a coordinated way without impacting on our streets and public domain.”

BACKGROUND

I understand Council is working closely with Integral Energy and Jolt to install three Electric Vehicle charging stations in our city. I want to praise the Council for such an initiative as these will become essential if we are to support the transition to electric vehicles which will significantly reduce air pollution and global warming.

Electric Vehicles will become more common as they are expected to be cheaper than a normal petrol car in five years. In addition, many car companies have announced that they are phasing out the sale of combustion vehicles in the next ten years. This is both good for the environment and for our community as EVs can save the average Australian driver around \$1,600 per year on fuel costs.

While these are all great benefits, it is critical that any roll out is done properly. What we don't want to see is private charges spring up all over the place in inappropriate locations with uncontrolled advertising.

Therefore, I am proposing that Council not only continue to explore opportunities to install charges across the City, but to work with government and industry to ensure this is done in a coordinated manner.

GENERAL MANAGER'S COMMENT

There is no cost implication arising from the proposed motion as written.

Notice of Motions & Questions With Notice - 28 September 2021

ITEM 10.12 Tree Replacement

I, Councillor Linda Eisler hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That

1. Council reviews its approach to the replacement of trees removed from public land including street and park trees; and
2. This review considers the number, placement, timing, species, and heat reducing potential of the trees to be replace.”

BACKGROUND

I am aware that Council is undertaking the development of a number of plans and strategies over this year to help achieve the goal of 40% canopy cover by 2050. The Resilience Strategy and the Urban Forest Strategy will be especially important for identifying the areas of our City most vulnerable to the impacts of climate change and the urban heat island.

Although this work will guide future plantings in our parks and streets, it does not address the current management of our street trees. While I understand there is sometimes the need to remove trees (as a result of damage or death) to achieve the goal of 40% canopy cover we need to take the opportunity to replace more trees than those removed. In addition, many residents are unclear about the process that’s followed when a tree is removed from their street or neighbourhood. This includes, how and when trees are replaced.

There is concern within the community that with such an imbalance in urban canopy cover across the City, the pursuit of higher rates of coverage may lead to an imbalance in planting and replacing. To address this, I would ask that principles of replacement within a minimum proximity of the original tree site be incorporated. Similarly, and while there will always be a need to maintain flexibility respond to climatic conditions, I would like to see some timebound requirements incorporated into the review.

GENERAL MANAGER’S COMMENT

There is no cost implication arising from the proposed motion as written.

Notice of Motions & Questions With Notice - 28 September 2021

ITEM 10.13 Mitochondrial Disease

I, Councillor George Zakhia hereby give notice that at the next Ordinary Meeting of Council I will move the following motion:-

“That Council shine a light on Mitochondrial Disease and raise community awareness through a social media campaign. The purpose of this campaign will also be to encourage much needed donations to help support victims and conduct vital research.”

BACKGROUND

Councillors, Mitochondrial Disease is a debilitating and potentially fatal disease. It results in the cell network being compromised and a patient’s vital organs failing. And for thousands of Australian sufferers, there is no cure.

September 25, just a few days ago, world buildings were illuminated green to signal the end of Mitochondrial Disease week. The” Light up for Mito “event just one of many planned to increase awareness.

And here in Australia, we will host a series of 35km challenge events which will be held around the country, in late October. A chance for the community to donate.

What are mitochondria?

Like the small light that hangs off a key-ring, or the huge emergency torch that saves us in a blackout, each organ requires different amounts of energy.

Hence, high energy organs that do a lot of work, such as the brain, contain cells with 1,000s of mitochondria (like the many batteries in the large torch). The low energy organs might only contain a few mitochondria in their cells, such as the platelets in our blood (like the single battery in the small torch).

Since the high energy organs require so many mitochondria within their cells, they are usually the first to be affected by mitochondrial disease. These include the brain (using 20% of our total energy), nerves, muscles, eyes, ears, heart, bowels, liver, kidney and pancreas.

The red cells in our blood are the only cells in our body that lack mitochondria. However, they can also be affected by mitochondrial disease since the bone marrow stem cells they come from need mitochondria to produce the haemoglobin that carries oxygen around the bloodstream.

CASE

Bethany's Story: a real-life excerpt written 2021.

Growing up, my sister displayed a number of symptoms of mitochondrial disease including ataxia (tremors) in her hands, balance issues, hearing loss, speech impairment and intellectual delay. We knew there was something wrong, however, doctors couldn't determine what caused her symptoms or how we could help her.

After a number of years of being put through various testing, my sister was diagnosed with a type of mitochondrial disease called MERRF syndrome (Myoclonic Epilepsy with Ragged Red Fibres). Once we received this diagnosis the rest of the family was tested. As a result of this testing, we discovered that mum, my brother and I were carriers of mitochondrial disease.

On a daily basis, my sister struggles with tasks such as eating, doing up buttons and shoelaces, writing and reading. In order to feed herself she uses one hand to steady the other. She has difficulty with her limbs which can impact her balance, thereby making her clumsy.

Given these issues made my sister "different" she is often quite isolated and struggles to make friends. As a family, this has caused a lot of stress as she requires support with essential basic day to day tasks.

Mitochondrial donation would allow my partner and I to start a family with the peace of mind that we will not pass this horrible genetic condition onto our children. It will stop this vicious cycle of it being passed on from generation to generation. Mitochondrial donation will also provide us with the ability to have a child that has my DNA rather than the DNA of a donor egg.

After seeing how mitochondrial disease has affected my sister on a day to day basis, we want to do everything in our power to prevent it from happening to our children.

GENERAL MANAGER'S COMMENT

There is no cost implication arising from the proposed motion as written.

11 CONFIDENTIAL SESSION

There were no items submitted for this section at the time the Agenda was compiled.

