



H a w k e s b u r y C i t y C o u n c i l

ordinary
meeting
business
paper
supplementary

date of meeting: 13 October 1998

location: Council Chambers

time: 7.30pm

ORDINARY MEETING

Supplementary Table of Contents

Meeting Date: 13 October 1998

Page 2

ITEM	SUBJECT	PAGE
------	---------	------

SUPPLEMENTARY AGENDA

-	SECTION 4 - Reports for Determination	
66:	Wilberforce & Districts Sport & Recreation Club Ltd GC285/017 PT01/GMA/ORJ13LAX.G29	4
67:	Proposed Syringe Dispensing and Disposal Facility P418/85/GMA/ORJ13LAX.G06	5
68:	Draft Local Environmental Plan 7/97 to replace Clause 13 relating to Subdivision by Adjustment or Relocation of Boundaries LEP7/97/EVD/ORJ13LAX.V27	8
69:	Donation - Camp Quality Caper GF008/001 PT15/CSV/ORJ13LBX.C31	9
70:	Commission of Inquiry into draft Local Environment Plan (LEP 18/96) and Proposed Mushroom Substrate Production Facility (DA170/98) - Lot 191 DP751656 No. 1344 Singleton Road, East Kurrajong DA170/98 PT03, LEP18/96 PT05/EVD/ORJ13LBX.V28	10
71:	Proposed Dual Occupancy and Subdivision of Lot 62 DP 242486 No12 Gregory Street, North Richmond DA0134/98;SA0059/98/EVD/ORJ13LBX.V30	17
-	SECTION 5 - Reports for Information	
72:	Metropolitan Public Libraries Association - 1998/99 Elections GL020/042 PT04/GMA/ORJ13LCX.G26	19

oooO END OF TABLE OF CONTENTS Oooo



ordinary

4
section

reports
for determination

ITEM: 66**Wilberforce & Districts Sport & Recreation Club Ltd****FILE NUMBER:**

GC285/017 PT01/GMA/ORJ13LAX.G29

REPORT:

In July 1993 Council resolved to sell land in Woodlands Road, Wilberforce to the Wilberforce & District Sport & Recreation Club on the basis of purchase price \$80,000, interest free terms, principal repayments of \$5,000 per annum, maximum repayment period of 16 years, Council to take the position as second mortgagee and the Council having the right to limit the Club's borrowings on a first mortgage to \$150,000.

There have been discussions with the Executive of the Club who have indicated problems with obtaining sufficient finance to continue with the project. They have, however, had discussions with another organisation who is prepared to fund and operate the project, and accordingly, seek the Council's approval in principle.

The Council's objective in the matter was to have the Club facility provided and operated for the benefit of the community in the Ebenezer, Freemans Reach, Glossodia and Wilberforce areas. No objection in principle to the proposal is seen, provided the Council can safeguard its financial position and have similar objectives of the facility being provided and operated for the community's benefit.

RECOMMENDATION:

That the Wilberforce & District Sport and Recreation Club Ltd be advised that the Council has no objection to transferring its proposal in principle provided that the Council can protect its financial position and have a similar facility (Club) provided for the benefit of the residents of the surrounding area. Subject to compliance with the financial and provision of facilities and objectives of the Council the Seal will be placed on any necessary documents.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF ITEM 66 Oooo

ITEM: 67 **Proposed Syringe Dispensing and Disposal Facility****FILE NUMBER:** P418/85/GMA/ORJ13LAX.G06**REPORT:**

The following correspondence has been received from the Wentworth Sexual Health and HIV Services Office.

“As you may be aware, the Government’s decision to institute a needle exchange program for injecting drug users (IDU) was prompted by the fact that IDU are at high risk of Human Immunodeficiency Virus (HIV) infection if they share needles and syringes. The sharing of needles and syringes is one of the most efficient methods of transmitting HIV. The spread of HIV and (now) hepatitis among injecting drug users, their sexual partners and children, and from them to the broader community, is acknowledged by most Australians as a crucial public health concern. The Needle and Syringe Exchange Program (NSEP) reduces the risk of infection for the whole community.

The Wentworth Area Health Service already provides outlets for the dispensing and disposal of sterile needles and syringes in the Blue Mountains, Penrith & Hawkesbury LGA’s. One of the barriers in providing this service is the difficulty of providing access on a 24 hour basis. Vending machines are able to provide a 24 hour service, and therefore are proposed as a strategy for dispensing needles and syringes to complement existing programs. Research indicates that a potential cause of HIV infection in IDU is difficulty in obtaining a clean needle in the early hours of the morning. As an adjunct to the existing dispensing strategies, vending machines can address this need and are also a cost effective means of dispensing needles and syringes (NSW Health Department Policy).

I am writing to inform you that Wentworth Area Health Service is proposing to trial the use of vending machines for dispensing needles and syringes to injecting drug users (IDU) in the Wentworth area. The Hawkesbury Hospital and Blue Mountains Anzac Memorial District Hospital (installed April 98) have been identified as first trial sites.

The objectives of the vending machine strategy are to:-

- * Increase access to the means of HIV prevention at times when this is not otherwise available*
- * Complement the educative role of the needle and syringe exchange program*
- * Provide anonymous 24 hr access to sterile injecting equipment and condoms, to prevent the spread of blood borne viruses such as HIV and hepatitis*
- * Provide access to the means of dispensing needles and syringes*

- * *Maximise the proper disposal of used needles and syringes dispensed from vending machines through the provision of a disposafit bin.*

(Adapted from NSEP Policies & Procedures Manual May 1994, NSW Health)

We have previously written to Council (in 1994) and gained approval for the installation of a vending machine at Hawkesbury Hospital, but the plan was put on hold due to a change in structure.

I attach copies of relevant letters from: Mr Peter Blanchard, Director of Community Health (Hawkesbury) and Kevin Rozzoli MP.

To comply with NSW Health (AIDS & Infectious Diseases Branch) guidelines, it is proposed that the vending machine will be situated in a discrete location (to reduce visibility and provide privacy for the IDU, as well as passers by) on the wall of the Community Health Section of Hawkesbury District Hospital. The machine will be serviced and monitored by trained health workers.

I hope that Council will have no objections to our installation of the machine and will respond to this venture by way of a letter of support."

A letter was forwarded pointing out the hazards being experienced by Council's staff who regularly collect numerous discarded syringes as part of their daily work, particularly in parks and recreation areas, and that it would appear that a syringe dispensing facility located in some "discreet" location will only encourage an increase in the number of these items disposed of at random and becoming a hazard to the general community. They were asked to advise on this issue and specifically any research that would indicate if such a facility involving dispensing and disposal has decreased the number of syringes disposed of at random.

The following response has been received :

"Elizabeth O'Neil has asked me to respond to your letter of the 22 September, asking for advice and any research information on the disposal of syringes from vending machines.

I enclose the section on disposal from the Needle & Syringe Trial Evaluation Report for your information. I am happy to pass on a full copy of the report and would also make myself available to address Council, if required.

There are over twenty vending machines installed at different locations across NSW and I recommend your officers contact the local Councils concerned for their views on the success of this vital strategy.

Local Council

Camden Council

Wingecarribee Council

Liverpool Council

Muswellbrook Council

Vending machine located at

Camden Hospital

Bowral Hospital

Liverpool Hospital

Muswellbrook Hospital

Local Council
Newcastle City Council
Port Stevens Council

Vending machine located at
Royal Newcastle Hospital

Obviously we cannot guarantee that the current level of discards will either stay the same or decrease. However we propose to implement a careful monitoring system, and I would like to discuss this with the appropriate council officers as soon as possible. If there are any problems, I'm sure we can work together to respond as effectively & strategically as possible, please contact me if I can be of any further assistance."

The following findings are itemised in the Evaluation Report referred to in the above letter :

- * Concern about needle and syringes being available without counselling services and also about the access provided for children.

Counselling will still be available at the agencies that service the machines during the hours they are open. Children already have access to needles and syringes through needle and syringe exchanges and pharmacy sales, so the introduction of vending machines is not a significant change in that respect.
- * Need for general community education about the rationale underlying the Needle and Syringe Exchange Program and other harm reduction measures, at least in the areas where needle and syringe vending machines and exchanges are located, and a broader need for better community understanding of homosexuality and injecting drug use.
- * Safe disposal of needles and syringes is a major requirement for public acceptance of needle and syringe exchange and vending machines.
- * The success of the needle and syringe exchange, including the vending machine strategy requires appropriate education and liaison activities and adequate disposal provisions, including backup collection of unsafely discarded equipment.

RECOMMENDATION:

The Council advise the Wentworth Sexual Health and HIV Services Office that it would agree to a 3 (three) months' monitored trial and seeks an evaluation at the end of that period for consideration prior to any continued use.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF ITEM 67 Oooo

ITEM: 68 **Draft Local Environmental Plan 7/97 to replace Clause 13 relating to Subdivision by Adjustment or Relocation of Boundaries**

FILE NUMBER: LEP7/97/EVD/ORJ13LAX.V27

PREVIOUS ITEM: 84, GPC Section 1 - Environment (27.01.1998)

REPORT:

Council resolved on 10 February, 1998 to replace Clause 13 of Hawkesbury Local Environmental Plan 1989 relating to boundary adjustments. The Department of Urban Affairs and Planning have advised that the resolution did not include any recommendation to use Council's delegate for the Section 69 Report.

As a procedural matter a further resolution is required.

RECOMMENDATION:

That:

1. In regard to the draft local environmental plan to replace Clause 13 in Hawkesbury Local Environmental Plan 1989 relating to Subdivision by Adjustment or Relocation of Boundaries, Council use its delegation in respect of the Section 69 Report and use the LEP's and Council Land Best Practice Guidelines January, 1997.
2. The draft plan be referred to the Department of Urban Affairs and Planning for gazettal.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF ITEM 68 Oooo

ORDINARY

Meeting Date: 13 October, 1998

Item: **69**

ITEM: 69 **Donation - Camp Quality Caper**

FILE NUMBER: GF008/001 PT15/CSV/ORJ13LBX.C31

REPORT:

A request for \$1,500 sponsorship has been received by Council from the Camp Quality Caper. The Camp Quality organisation is a non-profit volunteer organisation that conducts week-long fun and adventure camps for children suffering the life threatening effects of cancer. Specifically, the donation requested would be used to sponsor a team competing in the Camp Quality Caper - a car rally fundraising event.

Last year Council contributed a donation of \$1,000. Ongoing support of this charity is considered appropriate.

RECOMMENDATION:

That a donation of \$1,500 (one thousand five hundred dollars) be extended to Camp Quality Caper for 1998.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF ITEM 69 Oooo

ITEM: 70 **Commission of Inquiry into draft Local Environment Plan (LEP 18/96) and Proposed Mushroom Substrate Production Facility (DA170/98) - Lot 191 DP751656 No. 1344 Singleton Road, East Kurrajong**

FILE NUMBER: DA170/98 PT03, LEP18/96 PT05/EVD/ORJ13LBX.V28

REPORT:

On 30 September 1998 Council staff met with the Chairman and Registrar at the Office of the Commissioners of Inquiry for Environment and Planning. The meeting was to request that a Commission of Inquiry be held into the draft Local Environmental Plan to permit mushroom composting on Lot 191 DP 751656, 1344 Singleton Road, East Kurrajong as well as the development application (DA170/98) which seeks development consent for a mushroom substrate production facility on the subject property. This request being as per Council's resolution of 18 November 1997.

Advice has been received from the Office of the Commissioners of Inquiry that subject to resolution of Council, Deputy Chairman Kevin Cleland will be made available to conduct the Inquiry. A copy of this advice which also details the public inquiry procedures and arrangements is attached to this report.

Council is required to present to the Commissioner with terms of reference as applicable to the Inquiry. The proposed terms of reference are:

That the Office of the Commissioners of Inquiry for Environment and Planning conduct a Public Inquiry to examine and make recommendations in respect of the environmental aspects of:

- (a) the draft Local Environmental Plan which seeks to amend Hawkesbury Local Environmental Plan 1989, as amended, to permit mushroom composting or growing or both on Lot 191 DP 751656, 1344 Singleton Road, East Kurrajong, and prohibit subdivision, other than by boundary adjustment, of land within a 1.5 kilometre radius of Lot 191 DP 751656; and,
- (b) development application DA170/98 which seeks development consent for a mushroom substrate production facility on Lot 191 DP 751656, 1344 Singleton Road, East Kurrajong.

The Office of the Commissioners have suggested the Inquiry's public hearing will be held in February 1999, however, no dates have been set. It is difficult to estimate how long the hearing will take until submissions are received.

In accordance with the advice from the Office of the Commissioners it is recommended that Council adopt the following recommendations.

RECOMMENDATION:

That:

1. Council appoint Deputy Chairman, Commissioner Kevin Cleland to conduct the Public Hearing in respect of:
 - (a) the draft Local Environmental Plan which seeks to amend Hawkesbury Local Environmental Plan 1989, as amended, to permit mushroom composting or growing or both on Lot 191 DP 751656, 1344 Singleton Road, East Kurrajong, and prohibit subdivision, other than by boundary adjustment, of land within a 1.5 kilometre radius of Lot 191 DP 751656; and,
 - (b) development application DA170/98 which seeks development consent for a mushroom substrate production facility on Lot 191 DP 751656, 1344 Singleton Road, East Kurrajong.
2. The following terms of reference be presented to the Commissioner for the Public Hearing:

That the Office of the Commissioners of Inquiry for Environment and Planning conduct a Public Inquiry to examine and make recommendations in respect of the environmental aspects of:

 - (a) the draft Local Environmental Plan which seeks to amend Hawkesbury Local Environmental Plan 1989, as amended, to permit mushroom composting or growing or both on Lot 191 DP 751656, 1344 Singleton Road, East Kurrajong, and prohibit subdivision, other than by boundary adjustment, of land within a 1.5 kilometre radius of Lot 191 DP 751656; and,
 - (b) development application DA170/98 which seeks development consent for a mushroom substrate production facility on Lot 191 DP 751656, 1344 Singleton Road, East Kurrajong.
3. Council acknowledges the Commissioner's requirement that he shall at all times remain independent and at arms-length from the Council and its staff.
4. Council acknowledges that the Commissioner shall have full discretion in respect of procedures for the Public Hearing.
5. Council acknowledges that the Commissioner will hear all parties seeking to be heard at his discretion.
6. Council will reimburse the NSW Government for the costs and expenses associated with the Commissioner conducting this Public Hearing, as per the estimate submitted to Council based on Council's advice of likely hearing days.

ORDINARY

Meeting Date: 13 October, 1998

Item: **70**

7. Council acknowledges costs and expenses will increase of the duration if the Hearing, for unforeseen reasons, is longer than estimated by Council Officers.

ATTACHMENTS:

AT-1 Letter from the Office of the Commissioner of Inquiry for Environment and Planning

ORDINARY

Meeting Date: 13 October, 1998

Item: **70**

ORDINARY

Meeting Date: 13 October, 1998

Item: **70**

ORDINARY

Meeting Date: 13 October, 1998

Item: **70**

ORDINARY

Meeting Date: 13 October, 1998

Item: **70**

oooO END OF ITEM 70 Oooo

ORDINARY

Meeting Date: 13 October, 1998

Item: **71**

ITEM: 71 **Proposed Dual Occupancy and Subdivision of Lot 62 DP 242486 No12 Gregory Street, North Richmond**

FILE NUMBER: DA0134/98;SA0059/98/EVD/ORJ13LBX.V30

PREVIOUS ITEM: 26, GPC Section 1 - Environment (29.09.1998)

REPORT:

The following recommendation refers to Item 26 of the General Purpose Committee meeting of 29 September 1998, as requested.

RECOMMENDATION:

That:

- A. The development application for dual occupancy (DA0134/98) be refused for the following reasons:
1. The development will have an unacceptable impact in terms of overshadowing on adjoining properties and residences.
 2. The development will have an unacceptable impact on the privacy and amenity of adjoining residents.
 3. The development represents an overdevelopment of the site, particularly taking into account the established pattern of development in the surrounding locality.
 4. The development is unacceptable in terms of its bulk, height and scale.
 5. Approval of the development would not be in the public interest.
- B. The development application for subdivision into two lots (SA0059/98) be refused for the following reasons:
1. Arrangements for the disposal of stormwater from the property are inadequate.
 2. Access to the proposed lot will be unsatisfactory in terms of traffic safety.
 3. The development will have an unacceptable impact on the amenity of adjoining residents by providing the ability for additional dwellings to be constructed.
 4. Approval of the development would not be in the public interest.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF ITEM 71 Oooo



ordinary

5
section

reports
for information

ITEM: 72 Metropolitan Public Libraries Association - 1998/99 Elections**FILE NUMBER:** GL020/042 PT04/GMA/ORJ13LCX.G26

REPORT:

Inviting Council's nomination of a Councillor for the positions of (a) President and (b) Vice-President of the Metropolitan Public Libraries Association NSW. Nominations close on Friday 30 October at 5.00pm.

The objectives of the Association, as set out in the constitution, are :

- (i) To represent the concerns and interests of Local Government public libraries in the Greater Sydney Region to the State and Federal Governments, in Local Government forums, and, where appropriate, to other bodies and the wider community.
- (ii) To undertake and encourage research and development on matters of interest to public libraries in the region.
- (iii) To co-ordinate and encourage co-operative projects, as resolved by the Association,
- (iv) To develop and maintain strategic alliances with other information agencies.

Elections will be held at the Association's Annual General Meeting on Wednesday, 25 November 1998.

RECOMMENDATION:

The information be received.

ATTACHMENTS:

There are no supporting documents for this report.

oooO END OF ITEM 72 Oooo



ordinary
meeting

end of paper