



Business Papers

1st Ordinary Council Meeting

**Tuesday, 14 March 2017
5.00pm**



Notice of Meeting

To the Lord Mayor and Aldermen

You are invited to attend a 1st Ordinary Council Meeting to be held in the Council Chambers, Level 1, Civic Centre, Harry Chan Avenue, Darwin, on Tuesday, 14 March 2017, commencing at 5.00pm.

A handwritten signature in black ink, appearing to read 'B P Dowd', is positioned above the printed name.

B P DOWD
CHIEF EXECUTIVE OFFICER

1st Ordinary Council Meeting

Tuesday, 14 March 2017

5.00pm

Guests

From 5.00pm

Mr Iain Summers, Chair of the Risk Management & Audit Committee will be in attendance from 5.00pm to brief the Council on the Committee at the Open Section of the Meeting.

ONE HUNDRED AND NINTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 14 MARCH 2017

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CITY OF DARWIN

**ONE HUNDRED AND NINTH ORDINARY MEETING
OF THE TWENTY-FIRST COUNCIL**

TUESDAY, 14 MARCH 2017

MEMBERS: The Right Worshipful, Lord Mayor, Ms K M Fong Lim, (Chair); Member R K Elix; Member J A Glover; Member G J Haslett; Member R M Knox; Member G A Lambert; Member G Lambrinidis; Member S J Niblock; Member M Palmer; Member R Want de Rowe; Member E L Young.

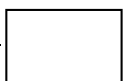
OFFICERS: Chief Executive Officer, Mr B P Dowd; General Manager Corporate Services, Dr D Leeder; General Manager Infrastructure, Mr L Cercarelli; General Manager Community & Cultural Services, Ms A Malgorzewicz; Executive Manager, Mr M Blackburn; Committee Administrator, Mrs P Hart.

GUESTS: Mr Iain Summers, Chair of the Risk Management & Audit Committee will be in attendance from 5.00pm to brief the Council on the Committee at the Open Section of the Meeting.

Enquiries and/or Apologies: Penny Hart
E-mail: p.hart@darwin.nt.gov.au
PH: 8930 0670

WEBCASTING DISCLAIMER

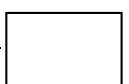
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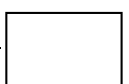
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ONE HUNDRED AND NINTH ORDINARY COUNCIL MEETING – OPEN SECTION

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1. ACKNOWLEDGEMENT OF COUNTRY

2. THE LORD’S PRAYER

3. MEETING DECLARED OPEN

4. APOLOGIES AND LEAVE OF ABSENCE

Common No. 2695036

4.1 Apologies

4.2 Leave of Absence Granted

Nil

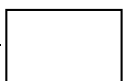
4.3 Leave of Absence Requested

5. ELECTRONIC MEETING ATTENDANCE

Common No. 2221528

5.1 Electronic Meeting Attendance Granted

5.2 Electronic Meeting Attendance Requested



ONE HUNDRED AND NINTH ORDINARY COUNCIL MEETING – OPEN SECTION

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6. DECLARATION OF INTEREST OF MEMBERS AND STAFF

Common No. 2752228

6.1 Declaration of Interest by Members

6.2 Declaration of Interest by Staff

7. CONFIRMATION OF MINUTES OF PREVIOUS MEETING/S

Common No. 1955119

7.1 Confirmation of the Previous Ordinary Council Meeting

THAT the tabled minutes of the previous Ordinary Council Meeting held on Tuesday, 28 February 2017, be received and confirmed as a true and correct record of the proceedings of that meeting.

8. BUSINESS ARISING FROM THE MINUTES OF PREVIOUS MEETING/S

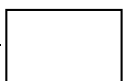
8.1 Business Arising

9. MATTERS OF PUBLIC IMPORTANCE

10. DEPUTATIONS AND BRIEFINGS

10.1 Chair of the Risk Management & Audit Committee

Mr Iain Summers, Chair of the Risk Management & Audit Committee will be in attendance from 5.00pm to brief the Council on the Committee at the Open Section of the Meeting.



ONE HUNDRED AND NINTH ORDINARY COUNCIL MEETING – OPEN SECTION

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11. CONFIDENTIAL ITEMS

Common No. 1944604

11.1 Closure to the Public for Confidential Items

THAT pursuant to Section 65 (2) of the Local Government Act and Regulation 8 of the Local Government (Administration) Regulations the meeting be closed to the public to consider the following Confidential Items:-

| <u>Item</u> | <u>Regulation</u> | <u>Reason</u> |
|-------------|-------------------|---|
| C24.1 | 8(c)(iv) | information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person |
| C28.1.1 | 8(c)(iv) | information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person |

11.2 Moving Open Items Into Confidential

11.3 Moving Confidential Items Into Open

12. PETITIONS

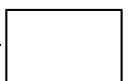
13. NOTICE(S) OF MOTION

14.1 OFFICERS REPORTS (ACTION REQUIRED)

Nil

14.2 OFFICERS REPORTS (RECEIVE & NOTE)

Nil



15. TOWN PLANNING REPORT/LETTERS

ENCL: 1ST ORDINARY COUNCIL MEETING/OPEN **AGENDA ITEM:** 15.1
YES

COUNCIL RESPONSES TO PLANNING APPLICATIONS - MARCH 2017

REPORT No.: 17TS0023 BS:hd **COMMON No.:** 2547669 **DATE:** 14/03/2017

Presenter: Manager Design, Planning & Projects, Drosso Lelekis

Approved: General Manager Infrastructure, Luccio Cercarelli

PURPOSE

The purpose of this report is to present to Council for consideration, responses to Planning Applications received between 18 February and 3 March 2017.

LINK TO STRATEGIC PLAN

The issues addressed in this report are in accordance with the following Goals/Strategies of the City of Darwin 2012 – 2016 as outlined in the 'Evolving Darwin Towards 2020 Strategic Plan':-

Goal

1. Collaborative, Inclusive and Connected Community

Outcome

1.4 Improved relations with all levels of government and significant stakeholders

Key Strategies

1.4.2 Play an active role in strategic and statutory planning processes

KEY ISSUES

- A summary of City of Darwin responses to the Development Consent Authority for Development Applications exhibited between 18 February and 3 March 2017 is provided.
- A summary of City of Darwin responses to other Planning Applications received between 18 February and 3 March 2017 is provided.

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 REPORT NUMBER: 17TS0023 BS:hd
 SUBJECT: COUNCIL RESPONSES TO PLANNING APPLICATIONS - MARCH 2017

RECOMMENDATIONS

- A. THAT Report Number 17TS0023 BS:hd entitled Council Responses to Planning Applications - March 2017, be received and noted.
- B. THAT Council endorse the responses to the Development Consent Authority within **Attachments A, B and C** to Report Number 17TS0023 BS:hd entitled Council Responses to Planning Applications - March 2017.
- C. THAT Council endorse the responses to other Planning Applications within **Attachment D** to Report Number 17TS0023 BS:hd entitled Council Responses to Planning Applications - March 2017.

BACKGROUND

City of Darwin responded to 11 Development Applications exhibited between 18 February and 3 March 2017.

City of Darwin responded to two other Planning Applications received between 18 February and 3 March 2017.

DISCUSSION

Development Applications

Of these 11 Development Applications, City of Darwin Officers recommend supporting seven (either subject to normal or specific conditions), and not supporting four applications. This represents rates of 64% of the applications being supported and 36% of the applications not being supported.

Development Applications supported, subject to normal Council conditions

The table below describes the Development Applications that are supported by City of Darwin officers, subject to Council's normal Development Permit conditions in regard to issues including, but not necessarily limited to, waste collection, access and stormwater drainage.

Responses to these Development Applications are provided as **Attachment A** to this report.

| Property Address | Description of Development Proposal |
|--|---|
| Lot 1704 - Town of Sanderson 72 Curlew Circuit, Wulagi | Garage addition to an existing single dwelling with reduced front and side setbacks. (Side setback – requires 1.5m, proposes |

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 SUBJECT: COUNCIL RESPONSES TO PLANNING APPLICATIONS - MARCH 2017

| Property Address | Description of Development Proposal |
|---|---|
| | a nil setback. Front setback – requires 6m, proposes 6m to wall & 5m to roof line). |
| Lot 3770 - Town of Darwin 28 Bishop Street, Woolner | Unit title schemes subdivision to create 9 units and common property. (New industrial units). |
| Lot 11390 - Town of Nightcliff 85 Asche Street, Muirhead | Unit title schemes subdivision to create 2 units and common property. (Muirhead duplex). |
| Lot 6612 & 7246 - Town of Darwin 12 & 16 Swan Crescent, Winnellie | Shade structure addition to an existing car park area which covers 2 lots. (The two lots have the same owner. Conditions within the building permit will allow the future sale of either property). |
| Lot 831 - Town of Nightcliff 6 Chapman Road, Rapid Creek | Subdivision to create 2 lots. (A 2.5% variation to the 800m ² minimum lot size is sought, the Scheme allows up to a 5% variation to the minimum requirements). |
| Lot 9511 - Town of Nightcliff 6 Sunset Drive, Coconut Grove | Verandah and shade sail addition to an existing single dwelling with a reduced front setback. (Corner block, verandah requires 4.5m, proposes 1.5m to front boundary. Properties in immediate area have their side boundaries fronting Sunset Drive; existing setbacks are similar to those proposed). |

Development Applications supported subject to specific matters being adequately resolved:

The table below describes the Development Application that is supported by City of Darwin officers subject to the following specific matters being adequately resolved.

Responses to these Development Applications are provided as **Attachment B** to this report.

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 REPORT NUMBER: 17TS0023 BS:hd
 SUBJECT: COUNCIL RESPONSES TO PLANNING APPLICATIONS - MARCH 2017

| Property Address | Description of Development Proposal | Specific Matters |
|---|---|--|
| Lot 6845 - Town of Darwin 47 Bishop Street, Woolner | Alterations and additions to an existing warehouse and offices. | The proposed Snell Street access is to be to City of Darwin approval. Removal of any on-street car parks in Snell Street requires separate approvals from City of Darwin. The Fire Booster services must not have doors that open into the footpath. |

Development Applications that have been not supported:

The table below describes the Development Applications that have not been supported or are objected to by City of Darwin officers, for the reasons outlined below.

Responses to these Development Applications are provided as **Attachment C** to this report.

| Property Address | Description of Development Proposal | Objected / Not Supported |
|---|--|--|
| Lot 5738 - Town of Darwin 20 Conacher Street, Fannie Bay (Darwin Ski Club) | 3 x demountable structure additions to an existing leisure and recreation use. | Not Supported. One of the demountable structures is located within 5m of the boundary closest to the coastline. It is considered that the demountable structures would likely detract from the visual amenity of the area. |
| Lot 4039 - Town of Nightcliff 1 Coen Street, Wagaman | Extension to an existing carport with a reduced front setback. (Requires 4.5m to supporting poles, proposes 2.5m to roof line). | Not supported. The proposed carport would likely detract from the overall visual aesthetics of the streetscape and amenity of the street due to the size and proposed setback. It is not clear how vehicles will access the carport given the location of the driveway and the proposed carport columns. |
| Lot 1727 - Town of Darwin | Change of use from showroom sales to showroom sales and | Not supported. The proposal includes a car parking |

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 REPORT NUMBER: 17TS0023 BS:hd
 SUBJECT: COUNCIL RESPONSES TO PLANNING APPLICATIONS - MARCH 2017

| Property Address | Description of Development Proposal | Objected / Not Supported |
|---|--|--|
| 47 Stuart Hwy, Stuart Park | leisure and recreation. | shortfall, the use of on-street car parks to offset car parking shortfalls is not supported. |
| Lot 1275 - Town of Sanderson 65 Matthews Road, Wulagi | Carport addition to existing single dwelling with a reduced front setback. | Not supported. The proposed carport would likely detract from the overall visual aesthetics of the streetscape and amenity of the street. |

Other Planning Applications

Below are descriptions of other planning related Applications that have been received and responded to by City of Darwin.

Responses to these Applications are provided as **Attachment D** to this report.

Occupation Licence - Part Section 4235, and Administrative Section 6665 - Hundred of Bagot

Royal Agricultural Society of the Northern Territory - Occupation Licence for the purpose of car parking and show ground related activities for a five year period.



Part Section 4235 & Administrative Section 6665 – Hundred of Bagot

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No issues were raised to the request to renew the five year lease.

Darwin International Airport

A draft Major Development Plan was received on 24 November 2016 requesting comment from City of Darwin for the Air Traffic Control Upgrade Project.

The proposal brings together civil and military air traffic control under a single air traffic management system, within the one air traffic control tower. The proposed tower is to have a height of approximately 56.6m above ground. The existing air traffic control tower will become inadequate to accommodate such streamlined services and will be demolished.

Other upgrades within Crown Land, leased to the Darwin International Airport include; a new energy building (to replace the existing), refurbishment and extension of the existing Airfield Systems Complex, changes to car parking and ancillary work.

No comments were provided given that the locations of the proposed works are outside of Council's jurisdiction.

CONSULTATION PROCESS

In preparing this report, the following City of Darwin officers were consulted:

- Acting Strategic Town Planner
- Planning Officer

POLICY IMPLICATIONS

Relevant Council policies are noted in individual letter responses.

BUDGET AND RESOURCE IMPLICATIONS

Budget implications may arise from individual development applications, including payment in lieu of car parking, payment of various contribution plans, and long term upgrading of infrastructure and services as a result of accumulative development.

RISK/LEGAL/LEGISLATIVE IMPLICATIONS

Risks, legal and legislative implications, if applicable, are noted in individual letter responses.

ENVIRONMENTAL IMPLICATIONS

Environmental implications, if applicable, are noted in individual letter responses.

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SUBJECT: COUNCIL RESPONSES TO PLANNING APPLICATIONS - MARCH 2017

COUNCIL OFFICER CONFLICT OF INTEREST DECLARATION

We the Author and Approving Officers declare that we do not have a Conflict of Interest in relation to this matter.

DROSSO LELEKIS
MANAGER DESIGN, PLANNING &
PROJECTS

LUCCIO CERCARELLI
GENERAL MANAGER
INFRASTRUCTURE

For enquiries, please contact Nadia Smith on 8930 0412 or email:
n.smith@darwin.nt.gov.au.

Attachments:

- Attachment A:** Letters of support, subject to normal Council conditions, for Development Applications not yet considered by the Development Consent Authority
- Attachment B:** Letter of conditional support to the Development Application not yet considered by the Development Consent Authority.
- Attachment C:** Letters not supporting Development Applications not yet considered by the Development Consent Authority.
- Attachment D:** Letters responding to other Planning Applications

22 February 2017

Please quote: 3474052 BS:hd
Your reference: PA2017/0051

Mr Tony Brennan
Acting Manager Urban Planning
Department of Infrastructure, Planning & Logistics
GPO Box 1680
DARWIN NT 0801

Dear Mr Brennan

**Parcel Description: Lot 1704 - Town of Sanderson
72 Curlew Circuit, Wulagi**

**Proposed Development: Garage addition to an existing single dwelling
with reduced front and side setbacks**

Thank you for the Development Application referred to this office 9 February 2017, concerning the above. This letter may be placed before City of Darwin's, Ordinary Council Meeting. Should this letter be varied or not endorsed by Council, you will be advised accordingly.

The following issues are raised for consideration by the Authority:

- i). **City of Darwin does not object to the granting of a Development Permit.**
- ii). **City of Darwin requests that should a development permit be issued, that the following be provided as a condition precedent:**
 - a). **A dilapidation report covering infrastructure within the road reserve to the satisfaction of the General Manager Infrastructure, City of Darwin at no cost to Council.**
 - b). **City of Darwin requests that the Authority require a schematic plan demonstrating that stormwater run-off is capable of being discharged across the lot surface to the main drainage system or to an approved alternate connection.** The applicant's plans fail to demonstrate how on-site stormwater will be collected and discharged to City of Darwin's drainage network.
 - 1). City of Darwin stormwater discharge guidelines do not allow concentrated discharge of stormwater from a single dwelling lot to

adjoining properties or the road reserve. All stormwater is to be piped or dispersed via sheet flow to the road reserve.

Should this application be approved, the following conditions pursuant to the Planning Act and City of Darwin's responsibilities under the Local Government Act are also recommended for inclusion in the Development Permit issued by the Development Consent Authority.

- Designs and specifications for landscaping of the road verges adjacent to the property shall be submitted for approval by the General Manager Infrastructure, City of Darwin and all approved works shall be constructed at the applicant's expense, to the requirements of City of Darwin.
- The location, design and specifications for proposed and affected crossovers shall be provided at the applicant's expense, to the satisfaction of the General Manager Infrastructure, City of Darwin.
- All developments on/or adjacent to any easements on-site, in favour of City of Darwin shall be carried out to the requirements and satisfaction of the General Manager Infrastructure, City of Darwin.
- Any proposed stormwater connections to City of Darwin stormwater system or proposed works on/over City of Darwin property shall be subject to separate application to City of Darwin and shall be carried out to the requirements and satisfaction of the General Manager Infrastructure, City of Darwin.

In considering this application, the Development Consent Authority is requested to take into account any implications of the *Disability Discrimination Act* (Cth) or the *Anti-Discrimination Act* (NT) with regard to access for the disabled.

If you require any further discussion in relation to this application, please feel free to contact me on 8930 0412.

Yours faithfully



NADIA SMITH
ACTING STRATEGIC TOWN PLANNER

3 March 2017

Please quote: 3479991 BS:hd
Your reference: PA2017/0074

Mr Tony Brennan
Acting Manager Urban Planning
Department of Infrastructure, Planning & Logistics
GPO Box 1680
DARWIN NT 0801

Dear Mr Brennan

Parcel Description: Lot 3770 - Town of Darwin
28 Bishop Street, Woolner

Proposed Development: Unit title schemes subdivision to create 9 units
and common property

Thank you for the Development Application referred to this office 17 February 2017, concerning the above. This letter may be placed before City of Darwin's, Ordinary Council Meeting. Should this letter be varied or not endorsed by Council, you will be advised accordingly.

No issues are raised for this Development Application in relation to matters that fall within the responsibility of City of Darwin. However it is noted, that unit 9 has been allocated 25 car parking bays, which includes the disabled bay, and units 2, 3, 5, 6 and 7 have all been allocated one car parking bay per unit.

In considering this application, the Development Consent Authority is requested to take into account any implications of the *Disability Discrimination Act* (Cth) or the *Anti-Discrimination Act* (NT) with regard to access for the disabled.

If you require any further discussion in relation to this application, please feel free to contact me on 8930 0412.

Yours faithfully



NADIA SMITH
ACTING STRATEGIC TOWN PLANNER

2 March 2017

Please quote: 3479998 BS:hd
Your reference: PA2017/0071

Mr Tony Brennan
Acting Manager Urban Planning
Department of Infrastructure, Planning & Logistics
GPO Box 1680
DARWIN NT 0801

Dear Mr Brennan

Parcel Description: Lot 11390 - Town of Nightcliff
85 Asche Street, Muirhead

Proposed Development: Unit title schemes subdivision to create 2 units
and common property

Thank you for the Development Application referred to this office 17 February 2017, concerning the above. This letter may be placed before City of Darwin's, Ordinary Council Meeting. Should this letter be varied or not endorsed by Council, you will be advised accordingly.

No issues are raised for this Development Application in relation to matters that fall within the responsibility of City of Darwin.

In considering this application, the Development Consent Authority is requested to take into account any implications of the *Disability Discrimination Act* (Cth) or the *Anti-Discrimination Act* (NT) with regard to access for the disabled.

If you require any further discussion in relation to this application, please feel free to contact me on 8930 0412.

Yours faithfully



NADIA SMITH
ACTING STRATEGIC TOWN PLANNER

2 March 2017

Please quote: 3479151 BS:hd
Your reference: PA2017/0075

Mr Tony Brennan
Acting Manager Urban Planning
Department of Infrastructure, Planning & Logistics
GPO Box 1680
DARWIN NT 0801

Dear Mr Brennan

**Parcel Description: Lot 6612 & 7246 - Town of Darwin
12 & 16 Swan Crescent, Winnellie**

**Proposed Development: Shade structure addition to an existing car park
area covering 2 lots**

Thank you for the Development Application referred to this office 17 February 2017, concerning the above. This letter may be placed before City of Darwin's, Ordinary Council Meeting. Should this letter be varied or not endorsed by Council, you will be advised accordingly.

The following issues are raised for consideration by the Authority:

- i). **City of Darwin does not object to the granting of a Development Permit** however, it is noted that the shade structure will cover an existing garden bed. City of Darwin requests that the Authority require a revised landscaping plan which demonstrates species that provide shade and amenity, to the approval of the Development Consent Authority.
- ii). **City of Darwin requests that should a development permit be issued, that the following be provided as a condition precedent:**
 - a). **A dilapidation report covering infrastructure within the road reserve to the satisfaction of the General Manager Infrastructure, City of Darwin at no cost to Council.**
 - b). **City of Darwin requests that the Authority require a schematic plan demonstrating all stormwater to be collected on the site and discharged underground to City of Darwin's stormwater drainage system.** The applicant's plans fail to demonstrate how on-site stormwater will be collected and discharged underground to City of

Darwin's drainage network.

Should this application be approved, the following conditions pursuant to the *Planning Act* and City of Darwin's responsibilities under the *Local Government Act* are also recommended for inclusion in the Development Permit issued by the Development Consent Authority.

- Designs and specifications for landscaping of the road verges adjacent to the property shall be submitted for approval by the General Manager Infrastructure, City of Darwin and all approved works shall be constructed at the applicant's expense, to the requirements of City of Darwin.
- All developments on/or adjacent to any easements on-site, in favour of City of Darwin shall be carried out to the requirements and satisfaction of the General Manager Infrastructure, City of Darwin.
- Stormwater connections to City of Darwin stormwater system and proposed works on/over City of Darwin property shall be subject to separate application to City of Darwin and shall be carried out to the requirements and satisfaction of the General Manager Infrastructure, City of Darwin.

In considering this application, the Development Consent Authority is requested to take into account any implications of the *Disability Discrimination Act* (Cth) or the *Anti-Discrimination Act* (NT) with regard to access for the disabled.

If you require any further discussion in relation to this application, please feel free to contact me on 8930 0412.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Nadia Smith', with a long horizontal flourish extending to the right.

NADIA SMITH
ACTING STRATEGIC TOWN PLANNER

2 March 2017

Please quote: 3480062 NS:hd
Your reference: PA2017/0070

Mr Tony Brennan
Acting Manager Urban Planning
Department of Infrastructure, Planning & Logistics
GPO Box 1680
DARWIN NT 0801

Dear Mr Brennan

**Parcel Description: Lot 831 - Town of Nightcliff
6 Chapman Road, Rapid Creek**

Proposed Development: Subdivision to create 2 lots

Thank you for the Development Application referred to this office 17 February 2017, concerning the above. This letter may be placed before City of Darwin's, Ordinary Council Meeting. Should this letter be varied or not endorsed by Council, you will be advised accordingly.

- i). **City of Darwin does not object to the granting of a Development Permit.**
- ii). **City of Darwin requests that should a development permit be issued, that the following be provided as a condition precedent:**
 - a). **The crossover and driveway shall meet City of Darwin requirements.**

Should this application be approved, the following conditions pursuant to the Planning Act and City of Darwin's responsibilities under the Local Government Act are also recommended for inclusion in the Development Permit issued by the Development Consent Authority.

- The location, design and specifications for proposed and affected crossovers shall be provided at the applicant's expense, to the satisfaction of the General Manager Infrastructure, City of Darwin.
- Sight lines shall be provided at crossovers to public streets, to the satisfaction of the General Manager Infrastructure, City of Darwin. No fence or tree exceeding 0.6 metres in height shall be planted in front of the sight line.

- Further, subject to conditions of subdivision to the satisfaction of service authorities.
- Any proposed works on/over City of Darwin property shall be subject to separate application to City of Darwin and shall be carried out to the requirements and satisfaction of the General Manager Infrastructure, City of Darwin.
- Any proposed stormwater connections to City of Darwin stormwater system or proposed works on/over City of Darwin property shall be subject to separate application to City of Darwin and shall be carried out to the requirements and satisfaction of the General Manager Infrastructure, City of Darwin.
- Any easements or reserves required for the purposes of stormwater drainage, roads, access or for any other purpose, shall be made available free of cost to City of Darwin and/or neighbouring property owners.

In considering this application, the Development Consent Authority is requested to take into account any implications of the *Disability Discrimination Act* (Cth) or the *Anti-Discrimination Act* (NT) with regard to access for the disabled.

If you require any further discussion in relation to this application, please feel free to contact me on 8930 0412.

Yours faithfully



NADIA SMITH
ACTING STRATEGIC TOWN PLANNER

2 March 2017

Please quote: 3479973 BS:hd
Your reference: PA2017/0056

Mr Tony Brennan
Acting Manager Urban Planning
Department of Infrastructure, Planning & Logistics
GPO Box 1680
DARWIN NT 0801

Dear Mr Brennan

**Parcel Description: Lot 9511 - Town of Nightcliff
6 Sunset Drive, Coconut Grove**

**Proposed Development: Verandah and shade sail addition to an existing
single dwelling with a reduced front setback**

Thank you for the Development Application referred to this office 17 February 2017, concerning the above. This letter may be placed before City of Darwin's, Ordinary Council Meeting. Should this letter be varied or not endorsed by Council, you will be advised accordingly.

The following issues are raised for consideration by the Authority:

- i). **City of Darwin does not object to the granting of a Development Permit.** The majority of residential buildings in the immediate vicinity include side setbacks fronting Sunset Drive which are consistent with the setbacks of the current proposal.
- ii). **City of Darwin requests that should a development permit be issued, that the following be provided as a condition precedent:**
 - a). **A dilapidation report covering infrastructure within the road reserve to the satisfaction of the General Manager Infrastructure, City of Darwin at no cost to Council.**
 - b). **City of Darwin requests that the Authority require a schematic plan demonstrating that stormwater run-off is capable of being discharged across the lot surface to the main drainage system or to an approved alternate connection.** The applicant's plans fail to demonstrate how on-site stormwater will be collected and discharged to City of Darwin's drainage network.

- 1). City of Darwin stormwater discharge guidelines do not allow concentrated discharge of stormwater from a single dwelling lot to adjoining properties or the road reserve. All stormwater is to be piped or dispersed via sheet flow to the road reserve.

Should this application be approved, the following conditions pursuant to the *Planning Act* and City of Darwin's responsibilities under the *Local Government Act* are also recommended for inclusion in the Development Permit issued by the Development Consent Authority.

- All developments on/or adjacent to any easements on-site, in favour of City of Darwin shall be carried out to the requirements and satisfaction of the General Manager Infrastructure, City of Darwin.
- Any proposed stormwater connections to City of Darwin stormwater system or proposed works on/over City of Darwin property shall be subject to separate application to City of Darwin and shall be carried out to the requirements and satisfaction of the General Manager Infrastructure, City of Darwin.

In considering this application, the Development Consent Authority is requested to take into account any implications of the *Disability Discrimination Act* (Cth) or the *Anti-Discrimination Act* (NT) with regard to access for the disabled.

If you require any further discussion in relation to this application, please feel free to contact me on 8930 0412.

Yours faithfully



NADIA SMITH
ACTING STRATEGIC TOWN PLANNER

3 March 2017

Please quote: 3480072 BS:hd
Your reference: PA2017/0055

Mr Tony Brennan
Acting Manager Urban Planning
Department of Infrastructure, Planning & Logistics
GPO Box 1680
DARWIN NT 0801

Dear Mr Brennan

**Parcel Description: Lot 6845 - Town of Darwin
47 Bishop Street, Woolner**

**Proposed Development: Alterations and additions to an existing
warehouse and offices**

Thank you for the Development Application referred to this office 17 February 2017, concerning the above. This letter may be placed before City of Darwin's, Ordinary Council Meeting. Should this letter be varied or not endorsed by Council, you will be advised accordingly.

The following issues are raised for consideration by the Authority:

- i). **City of Darwin does not object to the granting of a Development Permit provided the following issues are adequately addressed:**
 - a). The location of the proposed Snell Street access will be in close proximity to an existing power pole and City of Darwin on-street car parks. Any works affecting City of Darwin infrastructure, including access and/or the removal of any on-street car parks in Snell Street requires separate approvals from City of Darwin prior to any works commencing.
 - b). It is noted that the Fire Booster services in Bishop Street have doors which open out into the footpath. Services must not have doors that open into the footpath.
 - c). City of Darwin does not support the use of on-street car parks to offset any on-site car parking shortfalls.

- ii). **City of Darwin requests that should a development permit be issued, that the following be provided as a condition precedent:**
- a). **A dilapidation report covering infrastructure within the road reserve to the satisfaction of the General Manager Infrastructure, City of Darwin at no cost to Council.**
 - b). **Access to the site shall meet City of Darwin requirements, particularly the width of the proposed crossovers. City of Darwin requests that the applicant provide an engineer's traffic assessment detailing adequate access sightlines for pedestrians, cyclists and vehicles.**
 - c). **Prior to the endorsement of plans and prior to the commencement of works (including site preparation), approval by Council is required for any infrastructure that is designed to be constructed or installed in or over City of Darwin road reserve.**
 - d). **City of Darwin requests that the Authority require a schematic plan demonstrating all stormwater to be collected on the site and discharged underground to City of Darwin's stormwater drainage system.** The applicant's plans fail to demonstrate how on-site stormwater will be collected and discharged underground to City of Darwin's drainage network.
 - 1). The plan shall include details of site levels and City of Darwin's stormwater drain connection point/s. The plan shall also indicate how stormwater will be collected on the site and connected underground to City of Darwin's system.
 - 2). City of Darwin requires a stormwater drainage plan to confirm that it is technically feasible to collect stormwater on the site and dispose of it into City of Darwin's stormwater drainage system. It is also necessary to ensure that no stormwater will sheet-flow into the road reserve or onto adjoining properties.
 - e). **Waste**
City of Darwin requests that the Authority require a Waste Management Plan demonstrating waste disposal, storage and removal in accordance with City of Darwin's Waste Management Policy 054.

A copy of City of Darwin's Waste Management Policy 054 may be viewed on City of Darwin's website or by contacting City of Darwin's Infrastructure department.

f). **Site Construction**

City of Darwin requests that an Environmental and Construction Management Plan (ECMP) be required.

The ECMP should specifically address the following:

- waste management,
- traffic control,
- haulage routes,
- storm water drainage,
- use of City of Darwin land, and
- how this land will be managed during the construction phase;

to the satisfaction of the General Manager Infrastructure, City of Darwin.

Note: Sediment control measures are to be established and maintained, to prevent silt and sediment escaping the site or producing erosion.

Building rubbish or debris must not be placed, or be permitted to be placed, on any adjoining public reserve, footway, road or private land, without first obtaining a works approval from City of Darwin.

g). **Street Trees, Verge Plantings and Footpaths**

Verge plantings, footpaths and all other works are required to be upgraded in accordance with City of Darwin policies and are subject to a separate approval from City of Darwin. City of Darwin requests that the applicant first seek all required approvals from City of Darwin for any proposed works within the road reserve.

iii). **Should the above issues be adequately addressed, City of Darwin offers the following comments:**

City of Darwin comments on issues for which it is the sole responsible authority, under the Local Government Act and associated By-Laws:-

a). **Building Identification**

In accordance with City of Darwin By-Laws, prior to occupation, the applicant shall ensure that a building number is displayed in a position clearly visible from the street. The number must be visible against the background on which it is placed, to the satisfaction of the General Manager Infrastructure, City of Darwin and at no cost to City of Darwin.

City of Darwin comments in relation to the Planning Act, the Northern Territory Planning Scheme and Land Use Objectives:-

a). **City of Darwin requests that the Authority require a monetary contribution is paid to City of Darwin in accordance with its Car**

Parking Contribution Plan in lieu of the on-site car parking shortfall as a result of this development.

Should this application be approved, the following conditions pursuant to the Planning Act and City of Darwin's responsibilities under the Local Government Act are also recommended for inclusion in the Development Permit issued by the Development Consent Authority.

- Designs and specifications for landscaping of the road verges adjacent to the property shall be submitted for approval by the General Manager Infrastructure, City of Darwin and all approved works shall be constructed at the applicant's expense, to the requirements of City of Darwin.
- The location, design and specifications for proposed and affected crossovers shall be provided at the applicant's expense, to the satisfaction of the General Manager Infrastructure, City of Darwin.
- Kerb crossovers and driveways to the site shall be provided and disused crossovers removed, public footpath and cycleways shall be provided, stormwater shall be collected and discharged into City of Darwin's drainage network, and reinstatement works carried out, all of which is to be provided at the applicant's expense and to the requirements and satisfaction of the General Manager Infrastructure, City of Darwin.
- Sight lines shall be provided at crossovers to public streets, to the satisfaction of the General Manager Infrastructure, City of Darwin. No fence or tree exceeding 0.6 metres in height shall be planted in front of the sight line.
- Car parking spaces and internal driveways shall meet the requirements of the relevant Australian Standard and be line-marked and sealed with an impervious material.
- The total number of required disabled car parking bays shall be met on site.
- Pursuant to clause 6.5.2 of the Northern Territory Planning Scheme and s70(5) of the *Planning Act* a monetary contribution shall be paid to City of Darwin for any determined parking shortfall.
- All developments on/or adjacent to any easements on-site, in favour of City of Darwin shall be carried out to the requirements and satisfaction of the General Manager Infrastructure, City of Darwin.
- Waste bin storage and pick-up shall be provided in accordance with City of Darwin Policy Number 54 - Waste Management.

- Any proposed signage for the site shall be subject to a separate assessment in accordance with City of Darwin Policy Number 42 – Outdoor Advertising Signs Code.
- Stormwater connections to City of Darwin stormwater system or proposed works on/over City of Darwin property shall be subject to separate application to City of Darwin and shall be carried out to the requirements and satisfaction of the General Manager Infrastructure, City of Darwin.

In considering this application, the Development Consent Authority is requested to take into account any implications of the *Disability Discrimination Act 1992* (Cth) or the *Anti-Discrimination Act* (NT) with regard to access for the disabled.

If you require any further discussion in relation to this application, please feel free to contact me on 8930 0412.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Nadia Smith', with a long horizontal flourish extending to the right.

NADIA SMITH
ACTING STRATEGIC TOWN PLANNER

2 March 2017

Please quote: 3480005 NS:hd
Your reference: PA2017/0067

Mr Tony Brennan
Acting Manager Urban Planning
Department of Infrastructure, Planning & Logistics
GPO Box 1680
DARWIN NT 0801

Dear Mr Brennan

**Parcel Description: Lot 5738 - Town of Darwin
20 Conacher Street, Fannie Bay**

**Proposed Development: 3 x demountable structure additions to an
existing leisure and recreation use**

Thank you for the Development Application referred to this office 17 February 2017, concerning the above. This letter may be placed before City of Darwin's, Ordinary Council Meeting. Should this letter be varied or not endorsed by Council, you will be advised accordingly.

i). **City of Darwin does not support the granting of a Development Permit for the following reasons:**

a). The subject site fronts the coastline which provides recreational opportunities for the community and connections with existing shared path networks.

One of the three demountable structures is located within 5 metres of the boundary closest to the coastline. Whilst the setback complies with the minimum requirements of the clause, it is considered that the demountable structures would likely detract from the visual amenity of the area. The purpose of *Clause 6.8* of the *Northern Territory Planning Scheme* is to ensure that this does not occur.

It would appear from the plans and aerial photography that there may be a more appropriate location for the demountable structure which is more in keeping with the purpose of *Clause 6.8*.

If the demountable structures were to be approved, City of Darwin requests that the structures be required to be appropriately landscaped or

architecturally embellished to be more “visually consistent with adjoining or nearby development”.

Furthermore, if approval is considered appropriate, it is requested that any permit be limited to no more than two years, given the number of existing demountable structures located at the subject site.

Should this application be approved, the following conditions pursuant to the Planning Act and City of Darwin’s responsibilities under the Local Government Act are also recommended for inclusion in the Development Permit issued by the Development Consent Authority.

- Any proposed works on/over City of Darwin property shall be subject to separate application to City of Darwin and shall be carried out to the requirements and satisfaction of the General Manager Infrastructure, City of Darwin.

In considering this application, the Development Consent Authority is requested to take into account any implications of the *Disability Discrimination Act* (Cth) or the *Anti-Discrimination Act* (NT) with regard to access for the disabled.

If you require any further discussion in relation to this application, please feel free to contact me on 8930 0412.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Nadia Smith', with a long horizontal line extending to the right.

NADIA SMITH
ACTING STRATEGIC TOWN PLANNER

24 February 2017

Please quote: 3474145 BS:hd
Your reference: PA2017/0045

Mr Tony Brennan
Acting Manager Urban Planning
Department of Infrastructure, Planning & Logistics
GPO Box 1680
DARWIN NT 0801

Dear Mr Brennan

**Parcel Description: Lot 4039 - Town of Nightcliff
1 Coen Street, Wagaman**

Proposed Development: Extension to an existing carport with a reduced front setback

Thank you for the Development Application referred to this office 9 February 2017, concerning the above. This letter may be placed before City of Darwin's, Ordinary Council Meeting. Should this letter be varied or not endorsed by Council, you will be advised accordingly.

The following issues are raised for consideration by the Authority:

- i). **City of Darwin does not support the granting of a Development Permit for the following reasons:**
 - a). The proposed variation to the front setback provisions of the planning scheme, combined with the length of the proposed carport would likely detract from the overall visual aesthetics of the streetscape and amenity of the street.
 - b). Additionally, it is not clear from the submitted plans, how three vehicles will access the carport from the existing driveway given the location of the driveway and the proposed carport columns.

City of Darwin has not received or approved any applications to widen the driveway to improve accessibility. It is noted for the applicant's purposes that all works within City of Darwin land requires prior Council approval.

- ii). **City of Darwin requests that should a development permit be issued, that the following be provided as a condition precedent:**
- a). **A dilapidation report covering infrastructure within the road reserve to the satisfaction of the General Manager Infrastructure, City of Darwin at no cost to Council.**
 - b). **City of Darwin requests that the Authority require a schematic plan demonstrating that stormwater run-off is capable of being discharged across the lot surface to the main drainage system or to an approved alternate connection.** The applicant's plans fail to demonstrate how on-site stormwater will be collected and discharged to City of Darwin's drainage network.
 - 1). City of Darwin stormwater discharge guidelines do not allow concentrated discharge of stormwater from a single dwelling lot to adjoining properties or the road reserve. All stormwater is to be piped or dispersed via sheet flow to the road reserve.

Should this application be approved, the following conditions pursuant to the Planning Act and City of Darwin's responsibilities under the Local Government Act are also recommended for inclusion in the Development Permit issued by the Development Consent Authority.

- Designs and specifications for landscaping of the road verges adjacent to the property shall be submitted for approval by the General Manager Infrastructure, City of Darwin and all approved works shall be constructed at the applicant's expense, to the requirements of City of Darwin.
- The location, design and specifications for proposed and affected crossovers shall be provided at the applicant's expense, to the satisfaction of the General Manager Infrastructure, City of Darwin.
- All developments on/or adjacent to any easements on-site, in favour of City of Darwin shall be carried out to the requirements and satisfaction of the General Manager Infrastructure, City of Darwin.
- Any proposed stormwater connections to City of Darwin stormwater system or proposed works on/over City of Darwin property shall be subject to separate application to City of Darwin and shall be carried out to the requirements and satisfaction of the General Manager Infrastructure, City of Darwin.

In considering this application, the Development Consent Authority is requested to take into account any implications of the *Disability Discrimination Act* (Cth) or the *Anti-Discrimination Act* (NT) with regard to access for the disabled.

If you require any further discussion in relation to this application, please feel free to contact me on 8930 0412.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Nadia Smith', with a long horizontal flourish extending to the right.

NADIA SMITH
ACTING STRATEGIC TOWN PLANNER

2 March 2017

Please quote: 3480017 BS:hd
Your reference: PA2017/0062

Mr Tony Brennan
Acting Manager Urban Planning
Department of Infrastructure, Planning & Logistics
GPO Box 1680
DARWIN NT 0801

Dear Mr Brennan

**Parcel Description: Lot 1727 - Town of Darwin
47 Stuart Hwy, Stuart Park**

Proposed Development: Change of use from showroom sales to showroom sales and leisure and recreation

Thank you for the Development Application referred to this office 17 February 2017, concerning the above. This letter may be placed before City of Darwin's, Ordinary Council Meeting. Should this letter be varied or not endorsed by Council, you will be advised accordingly.

The following issues are raised for consideration by the Authority:

- i). **City of Darwin does not support the granting of a Development Permit for the following reason:**
 - a). With the continuing wavering of car parking requirements within this area, on-street car parking currently operates at capacity during peak periods (business hours, Monday – Friday). City of Darwin therefore does not support further increases in car parking shortfalls.

It is noted within the Statement of Effect that the proponent currently holds an occupation licence over Lot 5627, located to the rear of the subject site. The Darwin Inner Suburbs Area Plan identifies that Lot 5627 will be included in the proposed Stuart Highway bypass. The future removal of Lot 5627 and other lots in Zone PM (Proposed Main Road) currently used to offset car parking shortfalls, would likely further intensify car parking issues in this area.

Furthermore, City of Darwin does not support the use of on-street car parks to offset car parking which are required to be provided on-site.

City of Darwin comments in relation to the Planning Act, the Northern Territory Planning Scheme and Land Use Objectives:-

- a). **City of Darwin requests that the Authority require a monetary contribution is paid to City of Darwin in accordance with its Car Parking Contribution Plan in lieu of the on-site car parking shortfall as a result of this development.**

Should this application be approved, the following conditions pursuant to the Planning Act and City of Darwin's responsibilities under the Local Government Act are also recommended for inclusion in the Development Permit issued by the Development Consent Authority.

- The total number of required disabled car parking bays shall be met on site.
- Pursuant to clause 6.5.2 of the Northern Territory Planning Scheme and s.70(5) of the Planning Act a monetary contribution shall be paid to City of Darwin for any determined parking shortfall.
- Waste bin storage and pick-up shall be provided in accordance with City of Darwin Policy Number 54 - Waste Management.
- Any proposed signage for the site shall be subject to a separate assessment in accordance with City of Darwin Policy Number 42 – Outdoor Advertising Signs Code.

In considering this application, the Development Consent Authority is requested to take into account any implications of the *Disability Discrimination Act* (Cth) or the *Anti-Discrimination Act* (NT) with regard to access for the disabled.

If you require any further discussion in relation to this application, please feel free to contact me on 8930 0412.

Yours faithfully



NADIA SMITH
ACTING STRATEGIC TOWN PLANNER

2 March 2017

Please quote: 3479994 BS:hd
Your reference: PA2017/0064

Mr Tony Brennan
Acting Manager Urban Planning
Department of Infrastructure, Planning & Logistics
GPO Box 1680
DARWIN NT 0801

Dear Mr Brennan

**Parcel Description: Lot 1275 - Town of Sanderson
65 Matthews Road, Wulagi**

**Proposed Development: Carport addition to existing single dwelling with a
reduced front setback**

Thank you for the Development Application referred to this office 17 February 2017, concerning the above. This letter may be placed before City of Darwin's, Ordinary Council Meeting. Should this letter be varied or not endorsed by Council, you will be advised accordingly.

The following issues are raised for consideration by the Authority:

- i). **City of Darwin does not support the granting of a Development Permit for the following reason:**
 - a). The Matthews Road streetscape appears to comprise of consistent and complying setbacks. Any deviation to the setback requirements of the *Northern Territory Planning Scheme* would likely result in an altered streetscape character, which would detract from the overall visual aesthetics of the streetscape and amenity of the street.
- ii). **City of Darwin requests that should a development permit be issued, that the following be provided as a condition precedent:**
 - a). **A dilapidation report covering infrastructure within the road reserve to the satisfaction of the General Manager Infrastructure, City of Darwin at no cost to Council.**

- b). **City of Darwin requests that the Authority require a schematic plan demonstrating that stormwater run-off is capable of being discharged across the lot surface to the main drainage system or to an approved alternate connection.** The applicant's plans fail to demonstrate how on-site stormwater will be collected and discharged to City of Darwin's drainage network.
- 1). City of Darwin stormwater discharge guidelines do not allow concentrated discharge of stormwater from a single dwelling lot to adjoining properties or the road reserve. All stormwater is to be piped or dispersed via sheet flow to the road reserve.

Should this application be approved, the following conditions pursuant to the Planning Act and City of Darwin's responsibilities under the Local Government Act are also recommended for inclusion in the Development Permit issued by the Development Consent Authority.

- Designs and specifications for landscaping of the road verges adjacent to the property shall be submitted for approval by the General Manager Infrastructure, City of Darwin and all approved works shall be constructed at the applicant's expense, to the requirements of City of Darwin.
- The location, design and specifications for proposed and affected crossovers shall be provided at the applicant's expense, to the satisfaction of the General Manager Infrastructure, City of Darwin.
- All developments on/or adjacent to any easements on-site, in favour of City of Darwin shall be carried out to the requirements and satisfaction of the General Manager Infrastructure, City of Darwin.
- Any proposed stormwater connections to City of Darwin stormwater system or proposed works on/over City of Darwin property shall be subject to separate application to City of Darwin and shall be carried out to the requirements and satisfaction of the General Manager Infrastructure, City of Darwin.

In considering this application, the Development Consent Authority is requested to take into account any implications of the *Disability Discrimination Act* (Cth) or the *Anti-Discrimination Act* (NT) with regard to access for the disabled.

If you require any further discussion in relation to this application, please feel free to contact me on 8930 0412.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Nadia Smith', with a long horizontal flourish extending to the right.

NADIA SMITH
ACTING STRATEGIC TOWN PLANNER

1 March 2017

Please quote: 3486107 BS:hd

Ms Helen Slee
Project Officer
Crown Land Estate
Department of Infrastructure, Planning & Logistics
GPO Box 1680
DARWIN NT 0801

Via email: Helen.Slee@nt.gov.au

Dear Ms Slee

Parcel Description: Part Section 4235, Administrative Section 6665 -
Hundred of Bagot

Proposed Application: Royal Agricultural Society of the Northern
Territory - Occupation Licence for the purpose of
car parking and show ground related activities
for a five year period

Thank you for the Occupation Licence Application referred to this office 24 February 2017, concerning the above. This letter may be placed before City of Darwin's, Ordinary Council Meeting. Should this letter be varied or not endorsed by Council, you will be advised accordingly.

No issues are raised for this Development Application in relation to matters that fall within the responsibility of City of Darwin.

If you require any further discussion in relation to this application, please feel free to contact me on 8930 0412

Yours faithfully



NADIA SMITH
ACTING STRATEGIC TOWN PLANNER

21 February 2017

Please quote: 3432973 NS:hd

Ms Victoria Moore
Aviation Projects Consultant
Northern Territory Airports Pty Ltd
PO Box 40996
CASUARINA NT 0811

Via email: victoria.moore@ntairports.com.au

Dear Ms Moore

Air Traffic Control Upgrade Project - Major Development Plan Preliminary Draft

Thank you for the request for comment referred to this office 24 November 2016, concerning the above.

The location of the proposed works is located outside of City of Darwin jurisdiction; accordingly Council has no comments in relation to the above mentioned project.

If you have any further queries please contact myself on 8930 0412 or n.smith@darwin.nt.gov.au.

Yours sincerely



NADIA SMITH
ACTING STRATEGIC TOWN PLANNER

ENCL: 1ST ORDINARY COUNCIL MEETING/OPEN **AGENDA ITEM:** 15.2
YES

**REZONE & SUBDIVISION PA2017/0002 - SECTION 4224
 (60) FITZMAURICE STREET, LEANYER**

REPORT No.: 17TS0030 BS:hd **COMMON No.:** 3477191 **DATE:** 14/03/2017

Presenter: Manager Design, Planning & Projects, Drosso Lelekis

Approved: General Manager Infrastructure, Luccio Cercarelli

PURPOSE

The purpose of this report is to refer to Council for comment, pursuant to Section 19 of the *Planning Act*, the following concurrent development application: Rezone & Subdivision PA2017/0002 - Section 4224 (60) Fitzmaurice Street, Leanyer.

LINK TO STRATEGIC PLAN

The issues addressed in this Report are in accordance with the following Goals/Strategies of the City of Darwin 2012 – 2016 as outlined in the 'Evolving Darwin Towards 2020 Strategic Plan':-

Goal

1. Collaborative, Inclusive and Connected Community

Outcome

1.4 Improved relations with all levels of government and significant stakeholders

Key Strategies

1.4.2 Play an active role in strategic and statutory planning processes

KEY ISSUES

- The proposal includes concurrent applications: to rezone part Section 4224 from Zone PS (Public Open Space) to Zone U (Utilities); and to subdivide Section 4224.
- It is recommended that Council not object to the subdivision application. Section 4224 is currently two separate parcels of land 1.25 km apart from each other.
- It is recommended that Council object to the rezoning application, in its current form, as the rezoning of the entire parcel to Zone U will allow Power and Water Corporation (PWC) to carry out works without consent. Any future works could affect the amenity of the adjacent residential area.
- It is recommended that Council support an amended rezoning proposal that rezoned only the proportion of land required to undertake works, to provide certainty in relation to future works within the site.

PAGE: 2
 REPORT NUMBER: 17TS0030 BS:hd
 SUBJECT: REZONE & SUBDIVISION PA2017/0002 - SECTION 4224 (60)
 FITZMAURICE STREET, LEANYER

RECOMMENDATIONS

- A. THAT Report Number 17TS0030 BS:hd entitled Rezone & Subdivision PA2017/0002 - Section 4224 (60) Fitzmaurice Street, Leanyer be received and noted.
- B. THAT Council endorse the submission, dated 15 March 2017, to the Reporting Body within **Attachment A** to Report Number 17TS0030 BS:hd entitled Rezone & Subdivision PA2017/0002 - Section 4224 (60) Fitzmaurice Street, Leanyer, which objects to the concurrent application.

BACKGROUND

The proposal is a concurrent application to rezone part Section 4224 from Zone PS to Zone U (refer to **Attachment B**) and to subdivide Section 4224 (refer to **Attachment C**).

In October 2016, City of Darwin received an application from Department of Lands, Planning and the Environment, Land Administration advising and seeking comment that PWC are seeking to purchase Section 4224.

City of Darwin did not object to the direct sale of Crown Land, provided identified issues be addressed prior to any sale proceeding. Two of the five issues identified included:

- Clarification that the proposed inlet works will not impact upon existing surrounding land uses or extend the existing odour buffer towards sensitive land uses; and
- The creation of drainage easements (this has been addressed in the application, however, it does not provide insurance that future development will not occur close to residential properties).

Council's response to the direct sale of Crown Land is included at **Attachment D**.

The Minister for Infrastructure, Planning and Logistics has provided the land to PWC, with conditions, to expand its facility and to provide a buffer to adjacent residential areas. Conditions include:

- PWC obtaining approval to amend the Planning scheme for the rezoning.
- PWC obtaining a Development Permit approving the subdivision.
- PWC obtaining an approved survey plan.
- Granting of any easements required by service authorities.

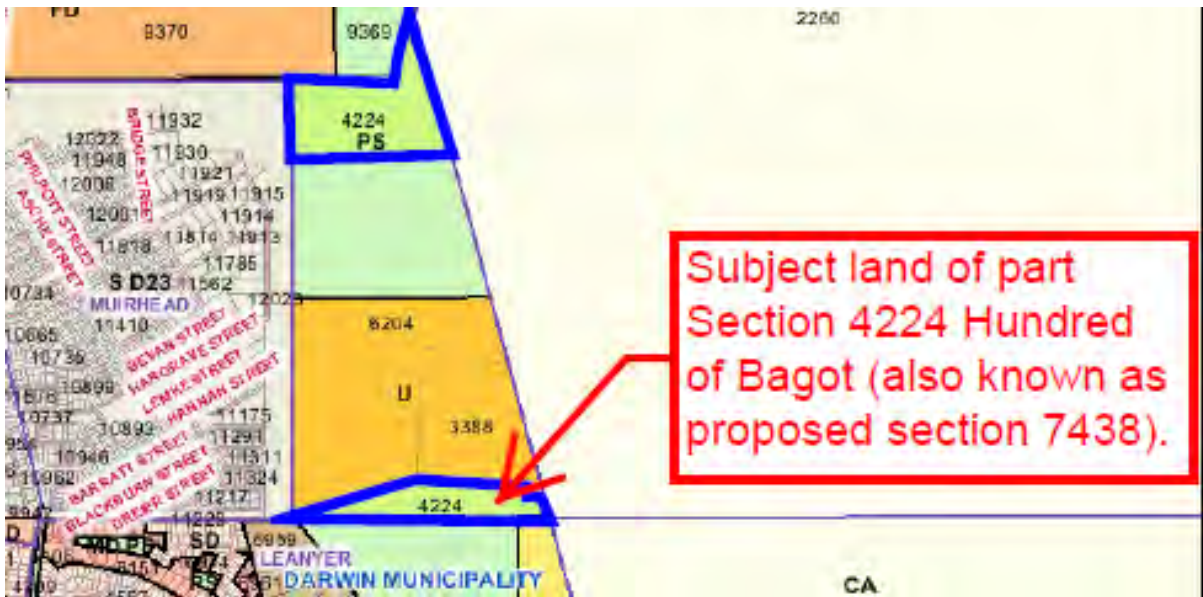
As identified by the applicant, PWC requires a small portion of the subject site to carry out modifications to the existing inlet infrastructure to the ponds (demonstrated within **Attachment B**), which is not consistent with the PS zoning.

PAGE: 3
REPORT NUMBER: 17TS0030 BS:hd
SUBJECT: REZONE & SUBDIVISION PA2017/0002 - SECTION 4224 (60)
FITZMAURICE STREET, LEANYER

DISCUSSION

Subdividing Section 4224

Section 4224 is already two separate parcels of land. The subject site is located south of Fitzmaurice Drive and the second section is located 1.25 km north of the subject site (north east of the Muirhead subdivision). **Attachment B** includes plans and the proposed Section 7438.



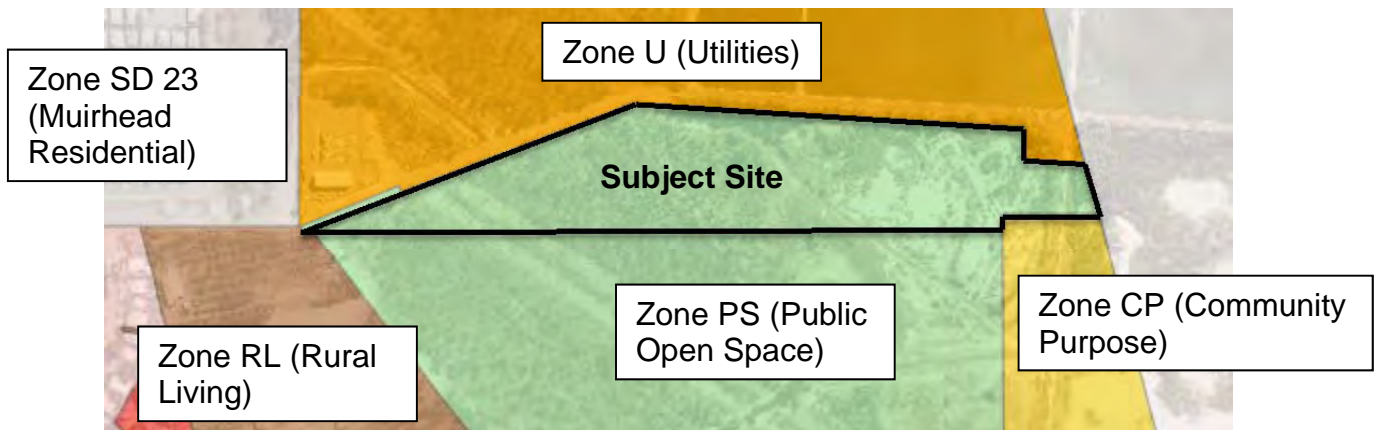
Subject land of part Section 4224 Hundred of Bagot



Location of Section 4224 (note that this is only part of 4224)

PAGE: 4
 REPORT NUMBER: 17TS0030 BS:hd
 SUBJECT: REZONE & SUBDIVISION PA2017/0002 - SECTION 4224 (60)
 FITZMAURICE STREET, LEANYER

Rezone part Section 4224 from Zone PS (Public Open Space) to Zone U (Utilities)



Section 4224 rezoning proposal – existing zoning

Section 4224 contains two zones, PS (Public Open Space) and CP (Community Purpose) with the current application to rezone the PS zone portion only and retain the small portion of CP zoning.

Zone PS is to provide public areas for recreational activity.

Zone U permits development for a utility in accordance with the requirements of the service authority responsible for the utility on the land without consent.

Key Council Issues

If the subject site were to be rezoned to Zone U, this would allow PWC to develop the land without consent. The application states that PWC will maintain the buffer between the existing ponds and the residents to the south west and will register a drainage easement in favour of the Northern Territory Government (NTG), over approximately 60% of the section. Although it is expected that the NTG will provide control over any future utility development works within the subject site, there is no certainty as development approval is not required.

Zone U may be used or developed for a utility in accordance with the requirements of the Agency or service authority responsible for the utility on the land without consent, and may include:

- sewers,
- sewerage ponds,
- trunk water mains,
- water storage facilities,
- electricity transmission and substation facilities, and
- gas pipelines & the like.

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 REPORT NUMBER: 17TS0030 BS:hd
 SUBJECT: REZONE & SUBDIVISION PA2017/0002 - SECTION 4224 (60)
 FITZMAURICE STREET, LEANYER

Notwithstanding the information provided within the application and from the Development Consent Authority (DAS), there remains a concern that when the land is rezoned, PWC can without consent, carry out works that may encroach into the buffer zone and affect the amenity of the area for adjoining residents. The application does not include any clarification of the proposed inlet works or future planned works. Nor, is there any indication that those works will not impact upon existing surrounding land uses or extend the existing odour buffer towards sensitive land uses.

It is acknowledged that PWC are operating an essential service, however, the rezoning and subdivision should be done in a way which can benefit both PWC and maintain assurance for the adjoining residents. This may include an amended application, rezoning only the portion of the parcel of land in which works are required to be carried out. Rezoning only the required portion of Section 4224 should still satisfy the Ministers conditions, included within **Attachment B**.

Summary

There are no changes proposed to the two Sections. The two Sections are 1.25km apart and not connected in any way. It is recommended that Council does not object to the subdivision component of the concurrent application.

It is recommended that Council object to the proposed rezoning of part Section 4224 from Zone PS to Zone U, in its current form. The proposal is considered inappropriate for the area, as PWC can carry out works, without consent that may affect the amenity of the residents adjacent the site. It is recommended that the proposal be amended to rezone only the proportion of land required to undertake works, to provide certainty for surrounding residents, in relation to the remainder of the subdivided portion of Section 4224.

CONSULTATION PROCESS

In preparing this report, the following City of Darwin officers were consulted:

- Strategic Town Planner
- Planning Officer
- Team Leader Development

In preparing this report, the following External Parties were consulted:

- Development Assessment Services

POLICY IMPLICATIONS

Not assessed.

PAGE: 6
 REPORT NUMBER: 17TS0030 BS:hd
 SUBJECT: REZONE & SUBDIVISION PA2017/0002 - SECTION 4224 (60)
 FITZMAURICE STREET, LEANYER

BUDGET AND RESOURCE IMPLICATIONS

Not assessed.

RISK/LEGAL/LEGISLATIVE IMPLICATIONS

Not assessed.

ENVIRONMENTAL IMPLICATIONS

Not assessed.

COUNCIL OFFICER CONFLICT OF INTEREST DECLARATION

We the Author and Approving Officers declare that we do not have a Conflict of Interest in relation to this matter.

DROSSO LELEKIS
MANAGER DESIGN, PLANNING &
PROJECTS

LUCCIO CERCARELLI
GENERAL MANAGER
INFRASTRUCTURE

For enquiries, please contact Cindy Robson on 8930 0528 or email:
 c.robson@darwin.nt.gov.au.

Attachments:

- Attachment A:** City of Darwin, Letter of Response to Reporting Body, dated 15 March 2017
- Attachment B:** Development Application, Rezone Pa2017/0002 - Section 4224 (60) Fitzmaurice Street, Leanyer
- Attachment C:** Development Application, Rezone Pa2017/0002 - Section 4224 (60) Fitzmaurice Street, Leanyer
- Attachment D:** City of Darwin response and issues for the Direct Sale of Crown Land, dated 16 February 2016

15 March 2017

Please quote: 3477191 BS:hd

Your reference: PA2017/0002

Director Development Assessment Services
Department of Infrastructure, Planning & Logistics
GPO Box 1680
DARWIN NT 0801

Via email: das.dlpe@nt.gov.au

Dear Director

Parcel Description: Section 4224 - Hundred of Bagot
60 Fitzmaurice Drive, Leanyer

Proposed Development: Rezone part Section 4224 Hundred of Bagot from
Zone PS (Public Open Space) to Zone U (Utilities)
and a subdivision to create 1 lot.

Thank you for the Development Application referred to this office 17 February 2017, concerning the above. This letter may be placed before City of Darwin's, Ordinary Council Meeting. Should this letter be varied or not endorsed by Council, you will be advised accordingly.

The following issues are raised for consideration by the Authority:

- i). **City of Darwin supports the subdivision of Section 4224, however, the City of Darwin objects to rezoning part Section 4224 Hundred of Bagot from Zone PS (Public Open Space) to Zone U (Utilities), as proposed, for the following reason:**
 - a) There is a concern that when the land is rezoned, Power and Water Corporation (PWC) can without consent, carry out works that may encroach into the buffer zone and affect the amenity of the adjoining residents. The application does not include any clarification of the proposed inlet works, or any future planned works, and that those works will not impact upon existing surrounding land uses or extend the existing odour buffer towards sensitive land uses.

It is acknowledged that PWC are operating an essential service, however, the rezoning and subdivision should be done in a way, which can benefit both PWC and maintain assurance for the adjoining residents. This may include an amended application, rezoning only the portion of the parcel of land in which works are required to be carried out, to provide certainty for surrounding residents, in relation to the remainder of the subdivided portion of Section 4224.

Should this application be approved, the following conditions pursuant to the Planning Act and City of Darwin's responsibilities under the Local Government Act are also recommended for inclusion in the Development Permit issued by the Development Consent Authority.

- Any easements or reserves required for the purposes of stormwater drainage, roads, access or for any other purpose, shall be made available free of cost to City of Darwin and/or neighbouring property owners.

In considering this application, the Development Consent Authority is requested to take into account any implications of the *Disability Discrimination Act* (Cth) or the *Anti-Discrimination Act* (NT) with regard to access for the disabled.

If you require any further discussion in relation to this application, please feel free to contact me on 8930 0528.

Yours faithfully

CINDY ROBSON
STRATEGIC TOWN PLANNER

NORTHERN TERRITORY OF AUSTRALIA

CONCURRENT APPLICATION
PA2017/0002

Earl James and Associates has requested the Minister for Infrastructure, Planning and Logistics to consider a Concurrent Application that seeks to:

- rezone part Lot 4224 Hundred of Bagot (60 Fitzmaurice Drive, Leanyer) from Zone PS (Public Open Space) to Zone U (Utilities); and
- a subdivision to create one lot.

Attached are:

- the Notice of Exhibition under section 30F of the *Planning Act*;
- extracts from the NT Planning Scheme relating to Zone PS (Public Open Space);
- extracts from the NT Planning Scheme relating to Zone U (Utilities);
- a locality map; and
- a copy of the application from Earl James and Associates.

The exhibition period is from Friday 17 February 2017 to Friday 17 March 2017.

The Concurrent Application includes both an amendment proposal (rezoning) and a development proposal. Written submissions about the concurrent application may address the amendment (rezoning) proposal, the development proposal or both. Submissions received during the exhibition period will be taken into consideration by both the consent authority and the Minister in their determination of the concurrent application.

Submissions in relation to a concurrent application must be in writing and include the name and postal address of the author and may be made publicly available in full.

Written submissions about the proposed planning scheme amendment are to be received by 4.00pm on Friday 17 March 2017 and made to:

Director, Development Assessment Services
Department of Infrastructure, Planning and Logistics
GPO Box 1680
DARWIN NT 0801; or

Email: das.dlpe@nt.gov.au

Fax: (08) 8999 6055; or

Hand delivered to Lands Planning, Level Two, Energy House, 18-20 Cavenagh Street, Darwin.

For more information please contact Sherry Cullen, Lands Planning on telephone (08) 8924 7591.

5.14 ZONE PS – PUBLIC OPEN SPACE

1. The primary purpose of Zone PS is to provide public areas for recreational activity.
2. Development should be limited to that which is for public use and enjoyment consistent with the recreational opportunities of the land and which has minimal adverse impact (if any) on adjoining or nearby property.

Clause 6.8 refers to **Demountable Structures**.

Clause 6.2 limits the height of buildings within the Municipality of Alice Springs.

Clause 6.14 refers to land subject to flooding and storm surge.

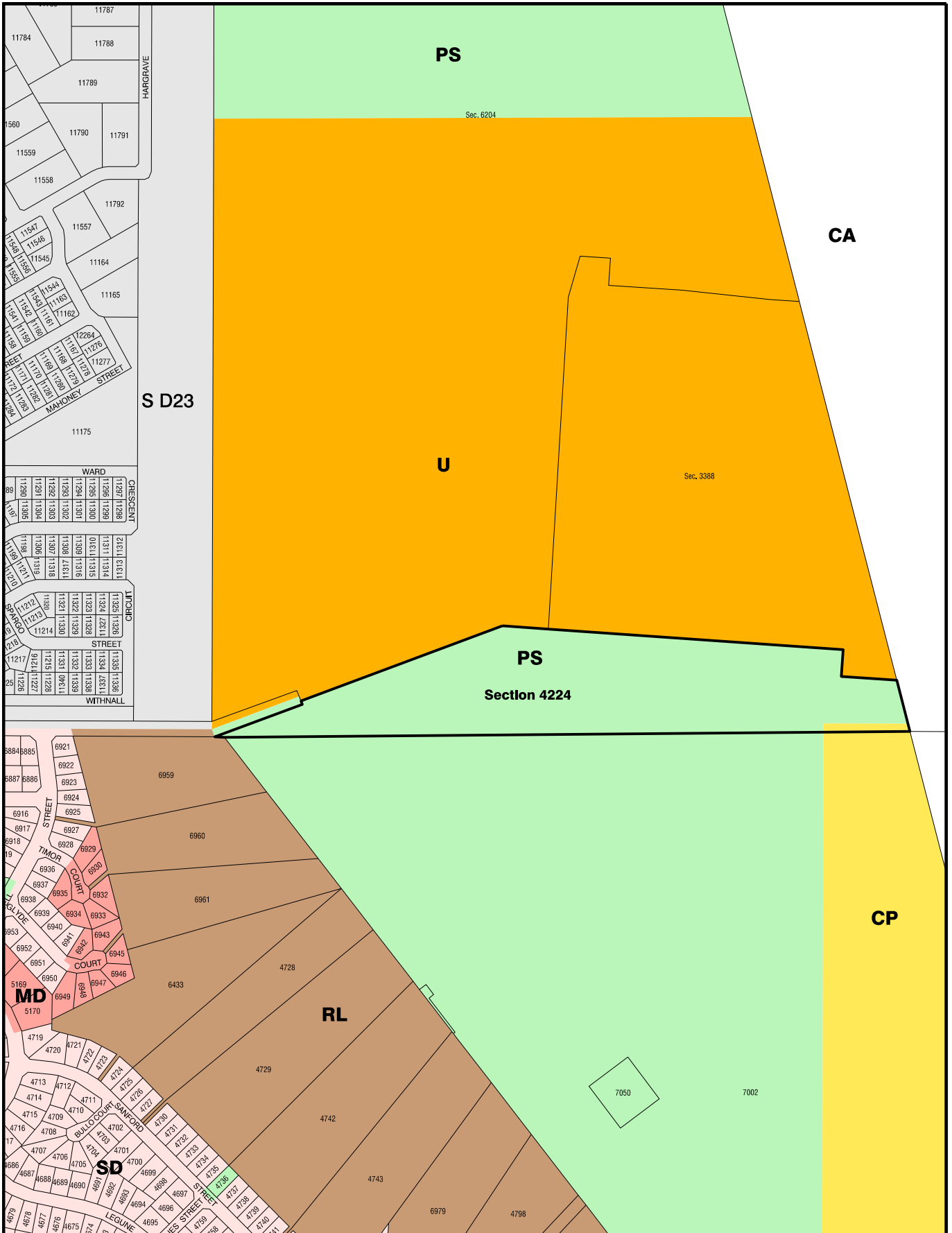
Clause 7.10.2 refers to **caravans**.

Clause 13.5 refers to the erection of mobile telephone communications towers.

ZONING TABLE – ZONE PS

| | | |
|----------------------------------|---|-------------------------|
| abattoir | x | |
| agriculture | x | |
| animal boarding | x | |
| business sign | P | 6.7 |
| caravan park | x | |
| caretaker's residence | D | 6.1, 6.5.1, 7.3, 7.10.3 |
| car park | x | |
| child care centre | x | |
| community centre | D | 6.1, 6.5.1 |
| domestic livestock | x | |
| education establishment | x | |
| fuel depot | x | |
| general industry | x | |
| group home | x | |
| home based child care centre | x | |
| home based contracting | x | |
| home based visitor accommodation | x | |
| home occupation | P | 7.10.7 |
| horticulture | x | |
| hospital | x | |
| hostel | x | |
| hotel | x | |
| independent unit | x | |
| intensive animal husbandry | x | |
| leisure and recreation | D | 6.1, 6.5.1 |
| licensed club | x | |
| light industry | x | |
| medical clinic | x | |
| medical consulting rooms | x | |
| motel | x | |
| motor body works | x | |
| motor repair station | x | |
| multiple dwellings | x | |
| office | x | |
| passenger terminal | x | |
| place of worship | x | |
| plant nursery | x | |
| promotion sign | D | 6.7 |
| recycling depot | x | |
| restaurant | D | 6.1, 6.5.1, 6.6 |
| retail agricultural stall | x | |
| rural industry | x | |
| service station | x | |
| shop | x | |
| showroom sales | x | |
| single dwelling | x | |
| stables | x | |
| supporting accommodation | x | |
| transport terminal | x | |
| vehicle sales and hire | x | |
| veterinary clinic | x | |
| warehouse | x | |

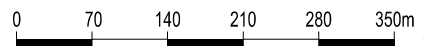
P = Permitted S = Self Assessable D = Discretionary x = Prohibited



EXISTING ZONING PLAN
 NT PLANNING SCHEME
 AMENDMENT PA2017/0002 - CONCURRENT APPLICATION
 REZONE PART SECTION 4224
 HUNDRED OF BAGOT
 From Zone PS (Public Open Space)
 to Zone U (Utilities)



Department of Infrastructure, Planning and Logistics



Scale 1: 7000 @ A4

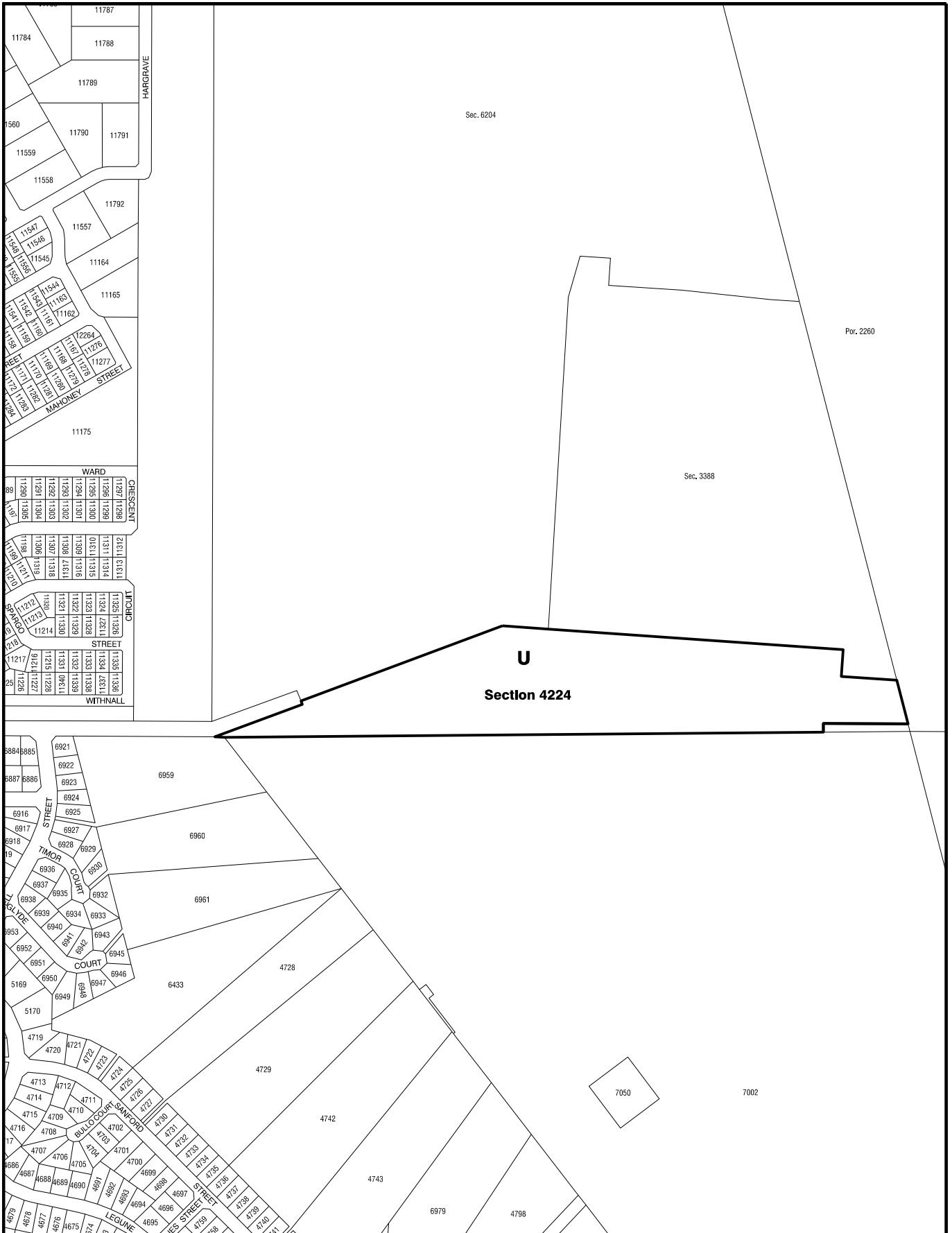


File No.: PA2017/0002
 Date: 13-Feb-17
 Drawing Name: Part Sec 4224 Bagot.dgn


13.6 UTILITIES

1. The purpose of this clause is to ensure the use or development of land in Zone U does not prejudice the future development of the utility.
2. Land in Zone U may be used or developed for a utility in accordance with the requirements of the Agency or service authority responsible for the utility on the land without **consent**.
3. Land in Zone U may be used or developed other than for a utility only with **consent** and in accordance with the requirements of the Agency or service authority responsible for the utility on the land.
4. In sub-clauses 2 and 3 a utility may include trunk sewers, sewerage ponds, trunk water mains, water storage facilities, electricity transmission and substation facilities, gas pipelines and the like.

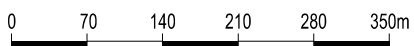
"service authority" is defined in the *Planning Act*.




PROPOSED NT ZONING PLAN SCHEME
 AMENDMENT PA2017/0002 - CONCURRENT APPLICATION
 REZONE PART SECTION 4224
 HUNDRED OF BAGOT
 From Zone PS (Public Open Space)
 to Zone U (Utilities)



Department of Infrastructure, Planning and Logistics



Scale 1: 7000 @ A4



File No.: PA2017/0002
 Date: 13-Feb-17
 Drawing Name: Part Sec 4224 Bagot.dgn

Development Assessment Services
GPO Box 1680
DARWIN NT 0801

Level 5 Energy House
18-20 Cavenagh Street
DARWIN NT 0800

Postal Address
GPO Box 1680
DARWIN NT 0801

T 08 8999 7019
F 08 8999 5404
E mark.meldrum@nt.gov.au

File Ref: DDG2015/0003

Dear Sir/Madam

**Re: Authority to lodge Development Application over part Section 4224
Hundred of Bagot (proposed Section 7438, Hundred of Bagot)**

I advise that, as the owner of the above land, the Northern Territory consents to Power and Water Corporation lodging a re-zoning and development application over part Section 4224, Hundred of Bagot in accordance with the requirements of the *Planning Act*.

In providing this consent, the Department of Lands, Planning and the Environment, on behalf of the Territory, in no way endorses the contents of the application per se, but provides authorisation for the application to be lodged and considered by the relevant consent authority.

Should you have any queries regarding this matter, please contact Mr Simon Flavel, A/Manager, Land Transactions on telephone (08) 8999 6631 or via e-mail on simon.flavel@nt.gov.au.

Yours sincerely



MARK MELDRUM
Director Crown Land Estate

25 August 2016

Concurrent Application

Part Section 4224, Hundred of Bagot

Attachment B – Reason for Concurrent Application

The Minister for Infrastructure, Planning and Logistics has offered the Power and Water Corporation (PWC) part of Section 4224, Hundred of Bagot in order for PWC to extend its waste water treatment facility and to provide a buffer to adjacent residential uses.

The offer from the Minister comprises a number of conditions which include:

1. PWC obtaining approval to amend the NT Planning Scheme and rezone the subject portion of land (proposed section 7438) from PS (Public Open Space) to U (Utilities).
2. PWC obtaining a Development Permit from the Development Consent Authority approving the subdivision to create proposed Section 7438.
3. PWC obtaining an approved survey plan from the Surveyor General.
4. Granting of any easements required by the relevant service authorities over proposed Section 7438.

PWC is required to meet these conditions within 12 months of the date of the letter of offer from the Minister (4th August, 2016).

The concurrent application process is being utilised as it will allow for a single application, a single exhibition period for the Planning Scheme amendment and development application components of the application and also allow for a single submission/comment from authorities and members of the community.

Allowing the amendment and development components to be dealt with at the same time will reduce the time it takes to achieve the requirements set out in the Minister's letter of offer.

Concurrent Application

Part Section 4224, Hundred of Bagot

Attachment C – Statement of Strategic Intent

The Minister, acting on the advice of representatives from the Department of Infrastructure, Planning and Logistics (DIPL), has offered proposed section 7438 to the Power and Water Corporation (PWC), with one of the conditions of the offer being that the land be rezoned from PS (Public Open Space) to U (Utilities).

The current proposal to amend the NT Planning Scheme (NTPS) and rezone the subject land to Utilities is consistent with the DIPL advice and the subsequent condition of the Minister's offer.

The primary purpose of the current PS (Public Open Space) zone is *to provide for recreational activity*. The NTPS advises that *development should be limited to that which is for public use and enjoyment consistent with the recreational opportunities of the land and which has minimal adverse impact (if any) on adjoining or nearby property*.

The subject land is certainly not suited to public areas for recreational activity due to the fact that the majority of the land is constrained and also the proximity to the existing sewerage ponds.

PWC is proposing modifications to the existing inlet into the ponds and these works require a small area that will be comprised within proposed Section 7438. These works are not consistent with the existing PS zoning and hence the reason for the proposed change to the zoning.

Given that the development of a utility, such as sewerage ponds and associated inlet works, does not require consent under the Planning Act, there is the potential, although unlikely, that PWC could propose other utility works on parts of the subject land that comprise drains that form part of mosquito management measures.

The reason why it is unlikely is that one of the main reasons that PWC sought to purchase the land, apart from the inlet works, was to ensure the maintenance of a buffer between the ponds and the existing residential area to the south west.

Consequently, it is proposed to register a Drainage Easement, in favour of the Northern Territory of Australia, over those parts of proposed section 7438 that comprise the drains. This will then provide control over any future utility development work. See attached plan 16/10049/2.

The proposal to rezone proposed Section 7438 from PS to utilities does not conflict with any established, strategic plans for this locality.

Concurrent Application

Part Section 4224, Hundred of Bagot

Attachment D – Compliance with Planning Scheme

The development component of this concurrent application is seeking to create a single parcel, Section 7438.

The subject area forms part of a larger area that whilst designated as Section 4224, Hundred of Bagot, is vacant Crown land (no title issued).

As addressed previously in this application, the Minister has directed that the subject area should be rezoned to Utilities. There is no prescribed minimum lot size for the Utilities zone however the size of the proposed parcel is certainly suitable for the intended use.

Clause 6.14 of the NT Planning Scheme deals with land subject to flooding and storm surge. Parts of proposed Section 7438 are subject to primary storm surge however the proposed subdivision to create the parcel does not require any works or the establishment of any new boundaries as they have all previously been defined by survey plans.

Creating the proposed parcel will not involve the clearing of any native vegetation.

Concurrent Application

Part Section 4224, Hundred of Bagot

Attachment E – Statement of Effect

The development component of this concurrent application is seeking to create a single parcel, Section 7438.

30C(4)(a) – Compliance with an Interim Development Control Order

The Applicant is not aware of any Interim Development Control Orders applying to the subject land.

30C(4)(b) – Public Environmental Report or Environment Impact Statement

There is no requirement for a report or statement under the Environmental Assessment Act.

30C(4)(c) – Merits of the proposed development

The creation of the new parcel will allow the Power and Water Corporation to extend infrastructure associated with its waste water treatment facility and to ensure that a buffer is maintained between its facility and the adjacent residential uses.

30C(4)(d) – The physical characteristics of the land

Parts of the subject land are subject to storm surge and there are numerous drains running through the property that form part of the Department of Health's mosquito management measures (see attached plan).

The western part of the subject land is still largely native vegetation. The eastern part is the edge of the coastal floodplain however it is separated from the main floodplains by the intake pipeline and associated earthworks.

The proposed 'subdivision' to create Section 7438 will be a paper exercise that does not require any field survey or works and consequently the physical characteristics of the land do not impact on the proposal.

30C(4)(e) – Public facilities or open space

The proposal to create Section 7438 does not create a demand for any additional public facilities or open space.

30C(4)(f) – Public utilities and infrastructure

The proposed parcel can be accessed from a sealed, public road, Fitzmaurice Drive and there will be no changes required to the existing stormwater management arrangements.

It is unlikely that the proposed lot will require connection to reticulated services (power, water, sewerage or communications) however if connections are required they will be established in accordance with the relevant service authority standards.

30C(4)(g) – Potential impact on the existing and future amenity of the area

The creation of the proposed lot does not involve any works and consequently there will be no impact on the existing or future amenity of the area.

30C(4)(h) – Assessment of the benefit or detriment to the public interest of the development

The act of creating Section 7438 does not really impact on the public interest however the works it will facilitate (ie: upgrade to the existing waste water treatment facility) will certainly have benefits to the public.

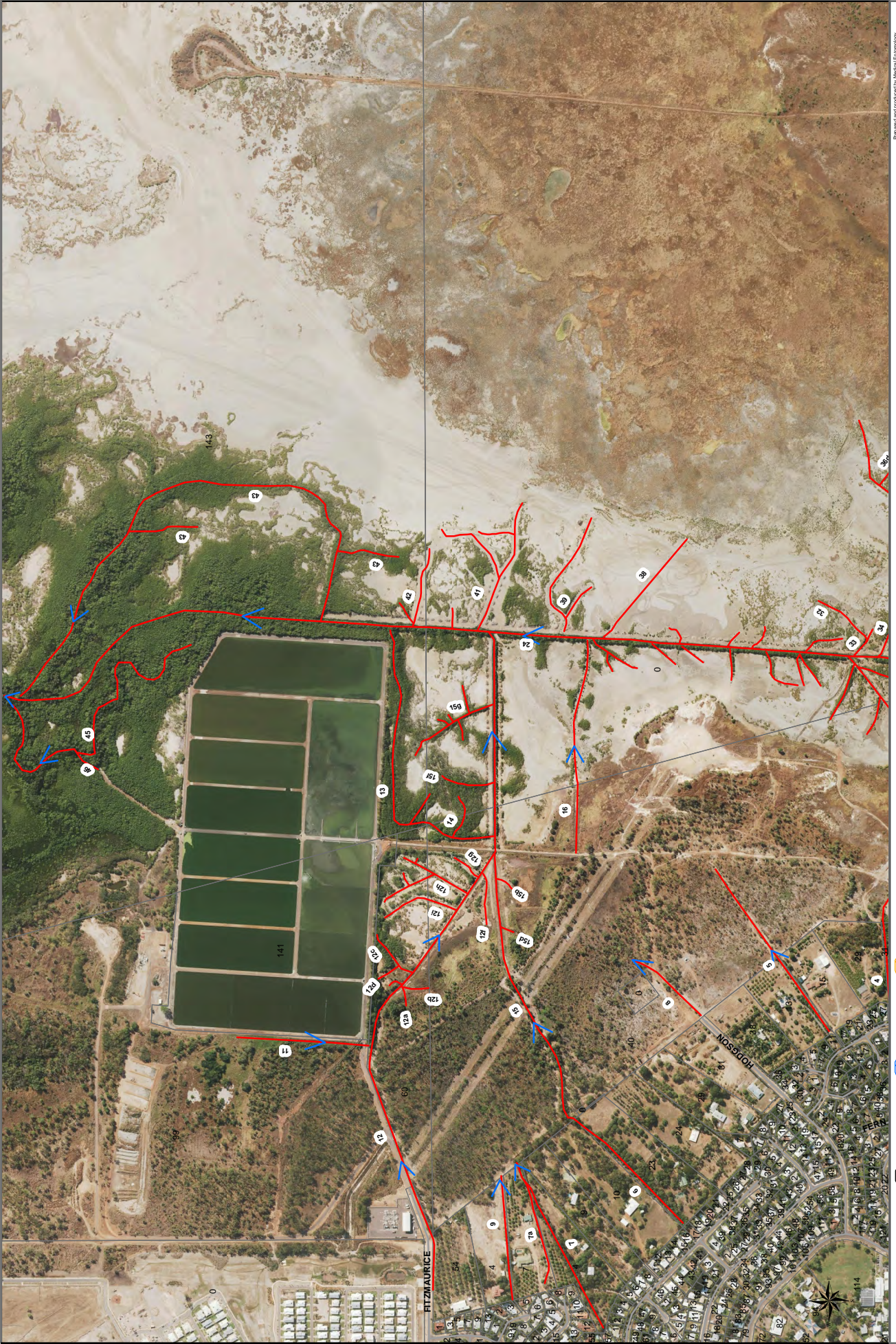
30C(4)(i) – Building regulations

There are no existing buildings on the subject land.

30C(4)(j) – Unit Titles Act

Not applicable

Medical Entomology and City of Darwin combined mosquito engineering program. Map 25 Leanyer Drains



Legend

- Drain
- ⊗ Desilt Pr1
- ⊗ Desilt Pr2
- ⊗ Desilt Pr3
- ⊗ Fill
- ⊗ Herbicide

0 120 240 480 960 Meters

Absolute Scale 1:11,983

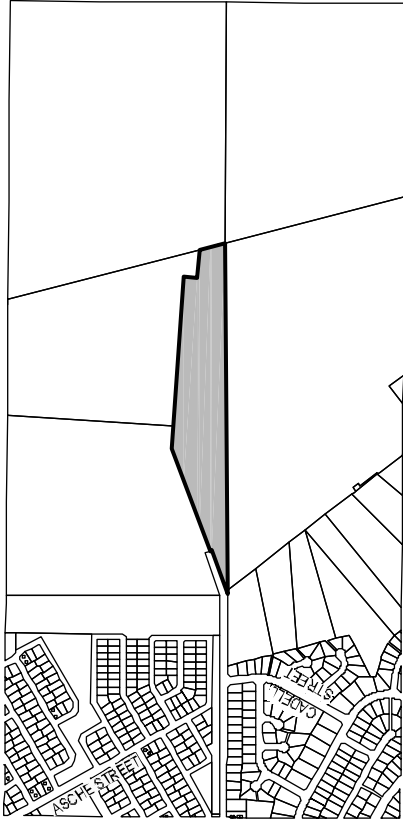
Prepared and provided by Medical Entomology
 Date: 20/08/2024
 Author: Medical Entomology
 Copyright © Northern Territory of Australia
 All rights reserved

Note

All areas and dimensions are subject to survey
 Aerial photo obtained from Nearmap
 Contours obtained from DIPL

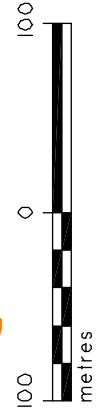
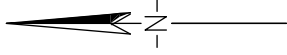


Proposed Drainage Easement

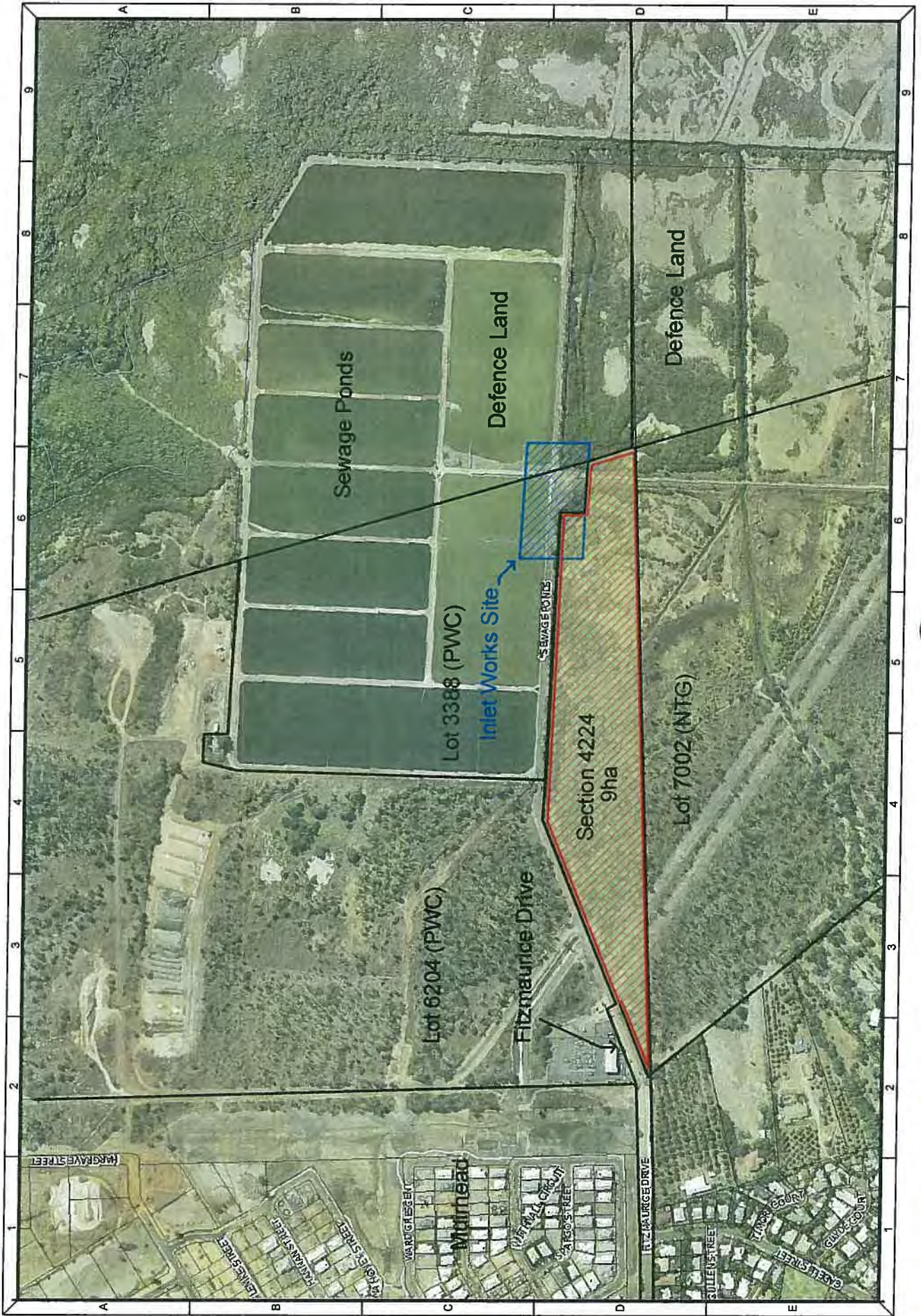


LOCALITY PLAN

Not to Scale



| | | | |
|---|---|---|--|
| <p>SURVEY & PLANNING CONSULTANTS 10 HARVEY STREET DARWIN NT 0801 PH. (08) 89812494 FAX. (08) 89815205 darwin@eja.com.au</p>  | <p>PROPOSED SECTION 7348 HUNDRED OF BAGOT</p> | | <p>Scale: 1:4000 (A4)</p> |
| | <p>CONCEPT DRAINAGE EASEMENT Client: POWER AND WATER CORPORATION</p> | | <p>Datum: A.H.D.</p> |
| | <p>Licensed Surveyor: Date:</p> | <p>Drawn by: rV Date: 24.11.16 Cad File: 1003-9-2.WGS</p> | <p>Drawing No: 16/10049/2</p> |



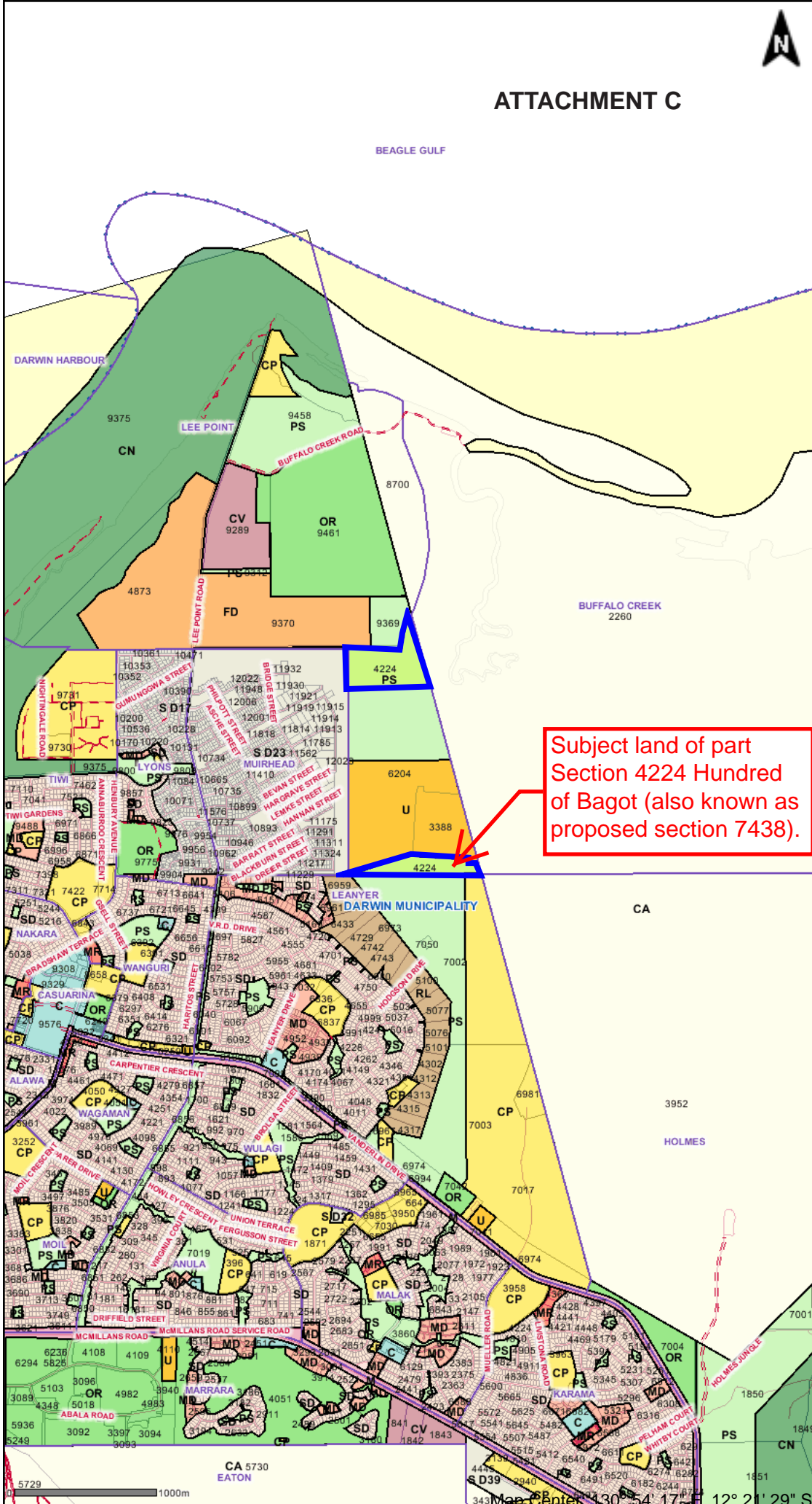
Projection: GDA 1994 Geoscience Australia Lambert
 Scale: 1:5,306
 Original Sheet Size: A3

Section 4224

01/10/2015

All network data is the property of Power and Water and no warranty as to the accuracy or completeness of information is provided. No liability for any loss or damage arising from the use of this information will be accepted. Content copyright (c) Power and Water Corporation. Maps may include content Copyright (c) NT Government, Restricted Works Areas. Unauthorised entry, works on or use of land where there is a sacred site is an offence under the Northern Territory Aboriginal Sacred Sites Act. Persons completing entry, works on or use of land within or in the vicinity of cultural exclusion areas must contact APA to identify conditions that apply and if necessary make an application for an Authority Certificate for their entry, works or use. Contact The Registrar - Aboriginal Areas Protection Authority enquiries, aapa@nt.gov.au

ATTACHMENT C

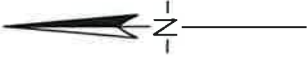
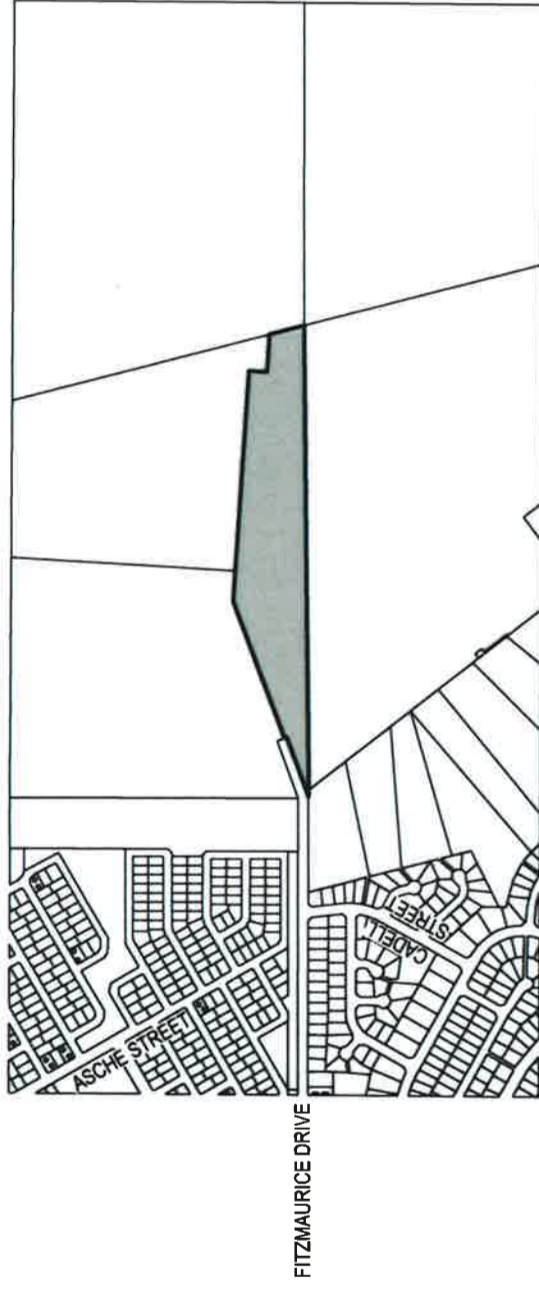


- General Lines
- Localities
- Local Government Areas
- Town Planning Zones
- A - Agriculture
- CV - Caravan Park
- CB - Central Business
- C - Commercial
- CL - Community Living
- CP - Community Purpose
- CN - Conservation
- DV - Development
- RR - Rural Residential
- GI - General Industry
- HT - Heritage
- HR - High Density
- H - Horticulture
- LI - Light Industry
- M - Main Road
- MR - Medium Density
- MD - Multiple Dwelling
- CA - No Planning Scheme Controls
- OR - Organised Recreation
- PM - Proposed Main Road
- PS - Public Open Space
- RW - Railway
- RD - Restricted Development
- R - Rural
- RL - Rural Living
- SC - Service Commercial
- SD - Single Dwelling
- S - Specific Use
- TC - Tourist Commercial
- U - Utilities
- WM - Water Management
- FD - Future Development
- JABTC - Town Centre
- JABRES - Residential
- JABSF - Service Facilities
- JAB11 - Industry
- JABREC - Recreation
- JABO - Open Space
- JABSP - Special Purpose
- JABFU - Future Use
- Road Labels**
- Road Centrelines**
- Highway
- Other Road
- Parcel Numbers**
- Cadastre
- Coastline
- Site Locality

Subject land of part Section 4224 Hundred of Bagot (also known as proposed section 7438).

Created by SCULL

Bottom Left: 130° 52' 42", -12° 22' 20"
 Top Right: 130° 55' 52", -12° 20' 37"
 Approximate Scale: 1:39,000
 Datum: GDA 1994
 Data for information purposes only
 - accuracy not guaranteed
 N.T. Land Information System
 Copyright Northern Territory of Australia



LOCALITY PLAN
Not to Scale




SURVEY & PLANNING CONSULTANTS
10 HARVEY STREET
DARWIN NT 0801
PH. (08) 89812494
FAX. (08) 89815205
darwin@eja.com.au

Note
All areas and dimensions are subject to survey
Aerial photo obtained from Nearmap
Contours obtained from DIPL

**PROPOSED SECTION 7438
HUNDREDS OF BAGOT
DEVELOPMENT APPLICATION**
Client: **POWER AND WATER CORPORATION**

| | |
|-----------------------|------------------------|
| Licensed Surveyor: | Scale: 1:3000 (A3) |
| Date: | Datum: A.H.I.D. |
| Drawn by: RM | Drawing No: 16/10049/1 |
| Date: 27.09.16 | |
| Cad File: 10049-1.DWG | |

16 February 2016

Please quote: 3216228 NS:jg

Ms Nicole Churchett
A/Senior Project Officer, Land Administration
Department of Lands, Planning and the
Environment
GPO Box 1680
DARWIN NT 0801

Dear Ms Churchett

Section 4224 – Hundred of Bagot – Proposed Direct Sale

Thank you for your email dated 1 February 2016, concerning the above. This letter may be placed before the City of Darwin's, Ordinary Council Meeting. Should this letter be varied or not endorsed by Council, you will be advised accordingly.

The City of Darwin does not object to the direct sale of land; however, it considers that the following issues should be addressed prior to any sale proceeding:

- Clarification that the proposed inlet works will not impact upon existing surrounding land uses or extend the existing odour buffer towards sensitive land uses;
- Any existing drainage, formalised or otherwise, is maintained, as Fitzmaurice Drive drains through the area. The City of Darwin suggests that a drainage easement should be secured and established to address this issue;
- In considering the area of works, there should be regard for sediment control and run off into the mangrove area, stabilisation of the road edge and regard for water flow;
- That vehicle access is maintained and/or created by a road reserve and/or easement to allow access to all adjacent lots as required catering for future use. For example it appears from aerial photography that there is no access to Section 2260; and
- The additional tenure of Portion 2660 should be secured and agreed upon by all stakeholders prior to the Northern Territory Government considering the sale of Section 4224 to ensure that the proposed site of works are capable and

don't result in the unnecessary sale of Crown Land, which is zoned PS (Public open Space) and appears to provide an area for informal recreation to occur.

If you require any further discussion in relation to this application please feel free to contact me on 8930 0528.

Yours sincerely

A handwritten signature in black ink, appearing to be 'Cindy Robson', with a long horizontal stroke extending to the right.

CINDY ROBSON
STRATEGIC TOWN PLANNER

ONE HUNDRED AND NINTH ORDINARY COUNCIL MEETING – OPEN SECTION

TUESDAY, 14 MARCH 2017

PAGE

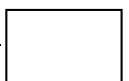
ORD03/11

16. INFORMATION ITEMS AND CORRESPONDENCE RECEIVED

16.1 Incoming Letter - Australia Local Government Association - 2017 National General Assembly of Local Government - Call for Motions
Document No. 3482533 (17/03/17) Common No. 3482533

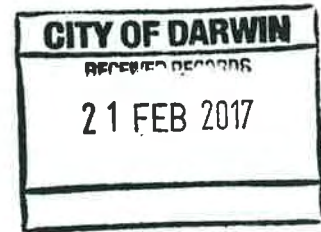
*The incoming letter is **Attachment A**.*

- A. THAT the incoming letter from the Australia Local Government Association, dated 17 February 2017, relating to the 2017 National General Assembly of Local Government - Call for Motions be received and noted.
- B. THAT motions be forwarded to the Executive Manager by Friday, 31 March 2017.





AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION



17 February 2017

Darwin City Council
GPO Box 84
DARWIN NT 0801

To the Mayor, Councillors and CEO (please distribute accordingly)

2017 National General Assembly of Local Government – Call for Motions

The Australian Local Government Association (ALGA) is the national peak advocacy body for local government. ALGA's work includes but is not limited to the establishment of national policy and extensive liaison and lobbying with departments, Ministers and other parliamentarians at the Commonwealth level to achieve better outcomes for local councils.

The ALGA Board is comprised of delegates from each member association who refer matters of national relevance to the ALGA Board for consideration at regular Board meetings.

The 2017 National General Assembly of Local Government (NGA), to be held in Canberra from 18 to 21 June, is an opportunity for individual councils to identify matters of national relevance to the sector and to submit notices of motion to seek support at the NGA for these matters to be considered by ALGA as national policy, for its advocacy role or for more immediate action by ALGA on behalf of the sector.

On behalf of the ALGA Board I am writing to invite your council to participate in the 2017 NGA by submitting a notice of motion.

In doing so, please note the ALGA Board is calling for motions under the theme of 'Building Tomorrow's Communities'. This year, the NGA will focus debate on motions that address how councils can work in partnership with the Australian Government in particular to meet the current and future needs of local communities.

To assist you and your council to identify motions that address the theme of the NGA, the ALGA Secretariat has prepared the attached short discussion paper. You are encouraged to read all of the sections of the paper, but are not expected to respond to every question in each section. Your motion/s can address one or all of the issues identified in the discussion paper.

To be eligible for inclusion in the NGA Business Papers, and subsequent debate on the floor of the NGA, motions must meet the following criteria:

1. be relevant to the work of local government nationally;

2. be consistent with the themes of the NGA;
3. complement or build on the policy objectives of your state and territory local government association;
4. be from a council which is a financial member of their state or territory local government association;
5. propose a clear action and outcome; and
6. not be advanced on behalf of external third parties that may seek to use the NGA to apply pressure to Board members or to gain national political exposure for positions that are not directly relevant to the work of, or in the national interests of, local government.

In accordance with previous NGAs, the ALGA Board will consider notices of motions for inclusion in the NGA agenda and will align similar motions, prioritise motions according to the NGA theme and take any other steps required to facilitate an effective and productive NGA outcome for participants.

Motions should be lodged electronically using the online form available on the NGA website at: www.alga.asn.au. All motions require, among other things, a contact officer, a clear national objective, a summary of the key arguments in support of the motion, and endorsement of your council. Motions should be received by ALGA no later than 11:59pm on Friday 21 April 2017, electronically in the prescribed format. Any administrative inquiries can be directed to ALGA by calling 02 6122 9400.

I encourage you to ensure the views of your council and your community are represented at the 2017 NGA and accordingly look forward to receiving your council's notice of motion.

In addition to those councils sending delegates to debate motions, we welcome the attendance of all elected members and staff who are interested in this year's NGA theme and the engaging list of speakers and sessions we have planned for the event. The NGA will be held during a sitting week and you may also wish to consider meeting with a parliamentarian before, during or after the NGA to pursue matters of specific interest to your region or council.

In closing, please accept my thanks for all the work you do on behalf of your local community and I look forward to welcoming you at the 2017 NGA - the premier event for Australian councils.

Yours sincerely



Mayor David O'Loughlin
President, Australian Local Government Association

cc: State and Territory Local Government Associations



AUSTRALIAN LOCAL
GOVERNMENT ASSOCIATION

**National General Assembly of
Local Government
Building Tomorrow's Communities
18 - 21 June 2017**

Call for Motions Discussion Paper

Submitting Motions

The National General Assembly of Local Government (NGA) is an important opportunity for you and your council to influence the national policy agenda.

To assist you to identify motions that address the theme of the NGA, the Australian Local Government Association (ALGA) Secretariat has prepared this short discussion paper. You are encouraged to read all of the sections of the paper, but are not expected to respond to every question in each section. Your motion/s can address one or all of the issues identified in the discussion paper.

To be eligible for inclusion in the NGA Business Papers, and subsequent debate on the floor of the NGA, motions must meet the following criteria:

1. be relevant to the work of local government nationally
2. be consistent with the themes of the NGA
3. complement or build on the policy objectives of your state and territory local government association
4. be submitted by a council which is a financial member of their state or territory local government association
5. propose a clear action and outcome
6. not be advanced on behalf of external third parties that may seek to use the NGA to apply pressure to Board members or to gain national political exposure for positions that are not directly relevant to the work of, or in the national interests of, local government.

Motions should generally be in a form that seeks the NGA's support for a particular action or policy change at the Federal level which will assist local governments to meet local community needs. For example: *That this National General Assembly call on the Federal Government to restore indexation to local government financial assistance grants.*

Motions should be lodged electronically using the online form available on the NGA website at: www.alga.asn.au. All motions require, among other things, a contact officer, a clear national objective, a summary of the key arguments in support of the motion, and endorsement of your council. Motions should be received by ALGA no later than 11:59pm on Friday 21 April 2017.

Please note that for every motion it is important to complete the background section on the form. Submitters of motions should not assume knowledge. The background section helps all delegates, including those with no previous knowledge of the issue, in their consideration of the motion.

All motions submitted will be reviewed by the ALGA Board's NGA Sub-Committee as well as by state and territory local government associations to determine their eligibility for inclusion in the NGA Business Papers. When reviewing motions, the sub-committee considers the importance and relevance of the issue to local government. Please note that motions should not be prescriptive in directing how the matter should be pursued. With the agreement of the relevant council, motions may be edited before inclusion in the NGA Business Papers to ensure consistency. If there are any questions about the substance or intent of a motion, ALGA will raise these with the nominated contact officer. Any motion deemed to be primarily concerned with local or state issues will be referred to the relevant state or territory local government association, and will not be included in the NGA Business Papers.

Introduction

This year, debate at the NGA will focus on the role of Local Government in building tomorrow's communities. The discussions will look at how councils can work in partnership with the Australian Government to meet the current and future needs of local communities.

Tomorrow's communities will undoubtedly be shaped by the ambition and drive of their people, as well as the investments that governments, businesses and individuals make in people, infrastructure and the places we live and work.

In the Australian context, governments at all levels must focus on creating the environment for people and businesses to innovate and prosper in both cities and the regions. Government service delivery needs to be appropriate and responsive to the needs of communities, and appropriate infrastructure must be provided to drive productivity and social equity.

Local government strives, wherever possible, to assist communities to be productive, innovative and cohesive. Councils can enhance their capacity to respond to new and unforeseen challenges and identify opportunities to help communities build resilience and increase overall prosperity.

The Australian Government has shown that it understands and appreciates that Local Government's strength lies in its capacity to identify and respond to the diverse and emerging needs of communities across Australia. The Australian Government has also shown its commitment to working with Local Government to achieve real and meaningful outcomes for local and regional communities.

ALGA is calling for notices of motions that outline policy suggestions or principles the Australian Government can implement to support Local Government. Notices of motions that meet the criteria will be included in the NGA Business Papers and debated at the NGA. Motions carried at the NGA will be considered by the ALGA Board, and will be forwarded to the Australian Government for their information, response and potential implementation.

Supporting our Cities

The Australian Government has recently focused greater attention on the role of cities, and the Government's potential role in supporting them to be liveable, accessible and productive. Great cities attract, retain and develop increasingly mobile talent and organisations, encouraging them to innovate, create jobs and support growth.

Increased urbanisation is a major issue, globally and within Australia. The populations of Australia's major cities are at record levels, with the 2011 Census finding that 88.9 per cent of Australians live in urban Australia – people are following jobs to urban centres. The overwhelming majority of jobs are located in cities, which is where most new jobs are being created. Australia is among the most urbanised countries in the world. More than 75 per cent of Australia's population lives in the country's 20 largest cities, with more than 60 per cent alone living in Australia's 5 largest cities: Sydney, Melbourne, Brisbane, Perth and Adelaide.

The economic output of our major cities has grown and their importance to the national economy should not be underestimated. However, alongside that growth there is greater demand on transport systems than ever before. Issues of space and the potential conflicts of usability continue to

challenge us, along with the utility and long term capacity of freight hubs, ports and airports and the movement of goods and people.

The Australian Government released its Smart Cities Plan in April 2016. The plan is just one of the ways that the Commonwealth aims to build an agile, innovative and prosperous nation. Key elements of the plan include establishing City Deals (one for each capital city and one for a regional centre in each state), the \$50 million Smart Cities and Suburbs Program (to fund innovative technology solutions to fix complex local problems) and the establishment of an Infrastructure Financing Unit to look at alternative infrastructure financing options such as value capture.

The Australian Government's National Innovation and Science Agenda (NISA), released in December 2015, is another strategy to encourage innovation, growth and productivity, and to increase Australia's capacity to compete in a global market. The NISA focuses on four key pillars - culture and capital, collaboration, talent and skills and government as an exemplar. These pillars provide a framework for Australian innovation policy with initiatives worth \$1.1 billion over four years designed to drive smart ideas that create business growth, local jobs and global success. From supporting start-ups and entrepreneurial activity to fostering R&D and developing the networks of people and technology that support innovation, NISA aims to improve Australia's ability to compete internationally and to harness new sources of growth to deliver the next age of economic prosperity in Australia.

The NISA also looks to address the educational requirements to position our children for the future given that 75 per cent of jobs in the fastest-growing industries in the next 5 to 10 years are likely to require science, technology, engineering and mathematics (STEM) skills. In developing their NGA motions, councils are encouraged to think about and focus on the strategic ways that the Australian Government can support Australian cities.

Supporting Regional Australia

The Australian Government has renewed its focus on our regions and regional development policy. Following the 2016 Federal election, Senator Fiona Nash was appointed Minister for Regional Development and Minister for Local Government and Territories. With the portfolio being elevated to Cabinet, the appointment was seen as a very positive step for local government and for regional development in Australia.

In November, last year the Government released details of the new Building Better Regions Fund (BBRF). The BBRF will invest \$297.7 million over four years in infrastructure projects and community investments to create jobs, drive economic growth and build stronger regional communities into the future. Minister Nash has indicated that the Government will release the Australian Regional Development Policy Statement early this year, which will highlight and focus political attention on Australia's regions.

Local governments are well-positioned to design, create and, above all, maintain tomorrow's communities. Whether these communities are metropolitan, urban, regional or remote, their local council knows the people best and understand the unique strengths of the area.

In developing their NGA motions, councils are encouraged to think about and focus on the strategic ways that the Australian Government can support regional Australia.

NGA Themes

ALGA is calling for motions for this year's NGA to explore the theme *Building Tomorrow's Communities* as well as the following six sub-themes:

1. Governance – community driven planning and development
2. Innovation – identifying and harnessing the key pillars of growth
3. Liveability – maximising amenity, design and community cohesion
4. Data driven public policy – using high quality data to grow the evidence base
5. Social capital – improving the capacity of citizens and optimising workforce trends
6. Technology and Infrastructure – identifying and investing in tomorrow's foundations.

This discussion paper provides some background and poses a number of questions for councils to consider when developing notices of motion for the NGA. This paper is not intended to limit the discussion or thinking around the theme, local governments roles or the sub-themes.

1. Governance – community driven planning and development

Good governance is essential to tomorrow's communities. Ensuring appropriate structures and institutions are in place to oversee the planning and development of the community is as critical as ensuring the community's access and involvement in these structures. The governance structures of tomorrow will cross traditional borders as cities grow, regions are redefined and their functionality (e.g environment, economic, social) changes.

Tomorrow's governance arrangements encompass, but go beyond, our current institutions, tools, or structures. Tomorrow's governance issues may often involve several layers of competency within agencies from across the different levels of government. Our communities need to consider not only the geographical borders but the very definition of these bodies as they grow to incorporate public, private, not-for-profit and community representation.

In strengthening governance, councils are looking to maximise community involvement in governance structures as well as considering ways to extend committees and sub-structures that inform and guide councils. Councils are also considering how best to encourage future leaders to get involved in local government.

In developing your council's notice of motion you may wish to consider:

- What support do you need from the Commonwealth to improve the governance arrangements in your community?

2. Innovation – identifying and harnessing the key pillars of growth

There are examples in Australia, and around the world, where local authorities have embraced innovation to increase economic activity in their communities. This promotes entrepreneurship, boosts the local workforces, diversifies the economic base and helps to future-proof communities.

Councils have successfully enhanced their community's innovative spirit and reputation by: developing new innovation and commercial precincts such as in the City of Boston; improving council business and service delivery by capitalising on new technology such as using apps to enhance community engagement and communication or deliberately directing council business to support local start-up businesses such as in the City of Melbourne; and identifying changes in local industry and workforce trends, and adopting proactive strategies to ensure the community's ability to capitalise on the work of the future and areas of future economic growth such as in the North Melbourne region.

Underpinning these efforts are the networks and connections between people and technology. Innovation and experimentation are key, much like the ability to manage and leverage constant change. Innovation is an ongoing process. Councils need to extend and develop their networks with businesses, service providers and developers. Councils also need to consider how information can be used and shared, and how they can best harness technology to build and foster growth in their communities.

In developing your council's notice of motion, you may wish to consider:

- What support do you need from the Commonwealth to improve innovation within your community?

3. *Liveability – maximising amenity, design and community cohesion*

Defining "community" can sometimes be difficult. In cities, we may commute many hours a week from work to home or we might be in walking distance. Transport congestion and the price of housing are among the chief concerns. In non-metropolitan areas, the challenges might appear different, such as ensuring ongoing economic development and protecting the sense of community that is so valued, but the fundamental work is the same. Local government has a core role to ensure that our communities, whether regional, urban, suburban or rural are places people want to live because they see the community's future is promising.

Liveability is defined as the sum of the factors that add up to a community's quality of life, including the built and natural environments, economic prosperity, social stability and equity, educational opportunity, and cultural, entertainment and recreation possibilities. Maximising the liveability of tomorrow's communities, wherever they are, is Local Government's core business.

Identifying the barriers to making your community more liveable can be key in directing thinking and work in this area. Councils around Australia are considering their roles and responsibilities in maximising community liveability.

In developing your council's notice of motion, you may wish to consider:

- What support do you need from the Commonwealth to enhance the liveability of your community?

4. *Data driven public policy – using high quality data to grow the evidence base*

Data is ubiquitous in today's world. Not only is it the substance that drives information technology and the digital world, but data is the source of information that government and industry are using to plan for the future. It is fundamental that policy should be made based on the best available information. The challenge for government is not just having access to, and the use of, that data but

also ensuring the quality of that information. Urban planning and renewal is one area in which digital innovations have huge potential. City planning projects require extensive public engagement and consultation. Data captured representing communities' concerns and ideas, and desired amenities and suggestions for development, paired with more effective, automated analysis could facilitate an unprecedented level of open engagement between citizens and government.

Rather than piecemeal data coming in from various channels, the simplification of communications through connected infrastructure could generate real-time data and allow governments to address problems more effectively. This enhanced engagement process would create more liveable cities with better services and a higher quality of life.

At the heart of addressing those macro challenges is the question of how data can be drawn on to gain a deeper understanding of the complex interrelationships at play in our communities, and how this may allow us to improve services and infrastructure for our communities.

Councils have access to and own a wide range of data sources. It is worth considering how these sources are used and whether there are untapped sources within council systems. Urban planning has been identified as an area where there maybe benefits from drawing on big data, however councils are considering what other functions enhanced data analytics could assist with. Sometimes knowing the right question to ask is as difficult as finding the answer, given the range of data sources available, there may be a range of insights and intelligence available that would directly enhance councils decision making.

In developing your council's notice of motion, you may wish to consider:

- What support do you need from the Commonwealth to tap into big data and data analytics to provide greater insights into your community and to enhance decision making?

5. Social capital – improving the capacity of citizens and optimising workforce trends

Our communities need to prepare for, and adapt to, the needs of the modern labour market while positioning themselves to provide jobs for future generations. This will be challenging given the rate of change occurring in the labour market. Some estimates claim that up to 40 per cent of the jobs that currently exist will disappear over the next 15 years with much of these losses predicted to be in manufacturing, mining and agriculture.

To offset declining demand for jobs in manufacturing, mining and agriculture, communities will need to implement proactive and strategic interventions such as investing in education around STEM (science, technology, engineering and maths) subjects as well as complementary skills such as language, culture, resilience and adaptability. Strong employment growth is also predicted in healthcare and social assistance, retail, and tourism and hospitality.

It is also anticipated that individuals will be required to take greater responsibility for keeping their skills up to date and in line with industry requirements through lifelong learning and training.

Our communities face the difficult task of identifying the most appropriate workforce investments for tomorrow's economy. Identifying the specific competitive advantages of your community and region will assist in guiding these decisions, and well as ensuring there are well-developed community engagement mechanisms around the issue.

In developing your council's notice of motion, you may wish to consider:

- What support do you need from the Commonwealth to strengthen the social capital in your community?

6. *Technology and Infrastructure – identifying and investing in tomorrow’s foundations*

The current focus on smart cities looks at harnessing smart technology to improve the liveability and efficiency of large cities. Real-time traffic management, real-time energy consumption management, integrated public transport networks and data collecting sensors are examples of smart technology which may contribute to the efficiency of a city.

The Australian Government’s Department of the Prime Minister and Cabinet defines smart cities beyond the traditional view to include “support for productive, accessible, liveable cities that encourage innovation and create jobs and growth, with a commitment in both regional and metropolitan areas for smart investment, smart policy, and smart technology”. The Smart Cities and Suburbs Program, announced in 2016, encourages collaborative projects that apply innovative smart technology to solve complex urban problems. The program has a strong focus on “collaboration between local governments, private sector, research bodies and not-for-profit organisations to improve liveability, productivity, and sustainability of Australian regions”.

Other key elements of the Australian Government’s smart cities plan include the concept of the 30-minute city (where travel to and from any location within the city takes no longer than 30 minutes), City Deals and the establishment of the Infrastructure Financing Unit to identify smarter ways to finance investment in our cities.

The smart cities agenda isn’t just focused on large cities. The approaches and ideas can be applied to smaller cities, regions and towns. For councils of all sizes the opportunities technology brings to enhancing service provision and communication within your community are applicable; the careful prioritisation and investment in technology and infrastructure are some of the most important decisions your council will make to position your community for tomorrow.

In developing your council’s notice of motion, you may wish to consider:

- What support do you need from the Commonwealth to allow your community to benefit from the smart cities agenda?

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16.2 Nomination to the Local Government Disciplinary Committees

Document No. 3492280 (14/03/17) Common No. 375173

*The incoming nomination form is **Attachment B**.*

Under Section 80 of the Local Government Act (the Act), complaints against council members are to be heard by a local government disciplinary committee.

Under the disciplinary committee provisions, when the Department of Housing and Community Development receives a complaint, it is required to form a disciplinary committee consisting of one member from each of following three classes of persons:

- *a legal practitioner who has been nominated by the Attorney-General;*
- *a person who has been nominated by the Minister for Housing and Community Development*
- *a person who has been nominated by the Local Government Association of the Northern Territory.*

To assist the Department in forming a committee after a complaint has been received, the Act requires the Minister to appoint persons who fall within the abovementioned classes to a list of persons who are eligible to be a member of a disciplinary committee.

LGANT has been asked to nominate ten people for the Minister to consider for appointment to the pool of persons eligible to be a member of a disciplinary committee. It is suggested that nominees reflect a broad spectrum of the Territory's community including representing a variety of cultural backgrounds, gender, experience and locations. To make it manageable, the LGANT CEO has suggested that each council nominate no more than two persons.

Five of the current appointments will expire on 2 June 2017, and the remaining appointments expire on 8 October 2017.

- A. THAT the incoming nomination form from the Local Government Association of the Northern Territory relating to the Local Government Disciplinary Committees be received and noted.
- B. THAT Council nominate Member _____ and Member _____ to the Local Government Association of the Northern Territory for the Minister to consider for appointment to the Local Government Disciplinary Committees.

ATTACHMENT B

LOCAL GOVERNMENT ASSOCIATION OF THE NORTHERN TERRITORY

NOMINATION FORM

LOCAL GOVERNMENT DISCIPLINARY COMMITTEES

COUNCIL NAME:

1. Agreement to be nominated

I, _____ agree to be nominated as part of a pool of members that could be called upon to form part of the

Local Government Disciplinary Committees.

Signature:

Dated this day of 2017.

2. Council Confirmation of Nomination

I, _____ the Chief Executive Officer

hereby confirm that _____

was approved by resolution of Council to be nominated as part of a pool of members that could be called upon to form part of the **Local Government Disciplinary Committees** at a meeting held on / /2017.

Signature:

Dated this day of 2017.

3. Nominee Information

The following information is required to enable the Executive to make an informed decision. A current curriculum vitae can be submitted in lieu of section 3 of the nomination form.

3.1 What is your current council position? _____

3.2 How long have you held your current council position? _____

3.3 How long have you been involved in local government? _____

3.4 What experience and qualifications do you have that is relevant to this committee?

3.5 Apart from your current position what other roles have you had in the local government sector?

4. You agree to supply the Executive with a report on the committee meetings you attend?

I agree I Disagree

5. Have you read and agree to the Outside Committee procedures

Yes

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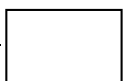
16.3 Nomination to the Local Government Accounting Advisory Committee

Document No. 3494629 (14/03/17) Common No. 375173

*The incoming nomination form is **Attachment C**.*

Under regulation 5(2)(e) of the Local Government (Accounting) Regulations LGANT is calling for nominations to represent the Association on the Local Government Accounting Advisory Committee (LGAAC). Due to the technical nature of the committee this position would best suit an officer.

THAT the incoming nomination form from the Local Government Association of the Northern Territory relating to the Nomination to the Local Government Accounting Advisory Committee be received and noted.



ATTACHMENT C

LOCAL GOVERNMENT ASSOCIATION OF THE NORTHERN TERRITORY

NOMINATION FORM

LOCAL GOVERNMENT ACCOUNTING ADVISORY COMMITTEE

COUNCIL NAME:

1. Agreement to be nominated

I, _____ agree to be nominated as a member of the
Local Government Accounting Advisory Committee.

Signature:

Dated this _____ day of _____ 2017.

2. Council Confirmation of Nomination

I, _____ the Chief Executive Officer

hereby confirm that _____

was approved by resolution of Council to be nominated as a member of the **Local Government Accounting Advisory Committee** at a meeting held on ____ / ____ /2017.

Signature:

Dated this _____ day of _____ 2017.

3. Nominee Information

The following information is required to enable the Executive to make an informed decision. A current curriculum vitae can be submitted in lieu of section 3 of the nomination form.

3.1 What is your current council position? _____

3.2 How long have you held your current council position? _____

3.3 How long have you been involved in local government? _____

3.4 What experience do you have that is relevant to this committee?

3.5 Apart from your current position what other roles have you had in the local government sector?

4. You agree to supply the Executive with a report on the committee meetings you attend?

I agree I Disagree

5. Have you read and agree to the Outside Committee procedures

Yes

Local Government Accounting Advisory Committee (LGAAC)

Terms of Reference

ROLE AND PURPOSE OF THE COMMITTEE

To provide advice to the Minister of Local Government and the Department of Local Government, Housing and Regional Services on:

- (a) contemporary financial management and accounting practices relevant and appropriate to local government; and
- (b) appropriate legislative changes necessary to improve standards of local government financial management and accounting.

MEMBERSHIP

The Committee is constituted of the members (not exceeding 10) appointed by the Minister.

The members will consist of:

- (a) up to 2 nominees of the Agency with experience in local government; and
- (b) 2 nominees of ICA/CPA Australia, 1 of whom must be a registered company auditor and the other a professional provider of financial management services to local government; and
- (c) up to 2 nominees of Local Government Managers Australia; and
- (d) up to 2 representatives of the NT Finance Reference Group; and
- (e) up to 2 nominees of LGANT.

A member of the Committee is to be appointed by the Minister for a term (not exceeding 3 years) specified in the member's instrument of appointment.

The terms and conditions of membership are to be as determined by the Minister.

The Minister must appoint 1 member to be the Chair, and another to be Deputy Chair, of the Committee.

TERMS OF APPOINTMENT

Members of the Committee shall be appointed to the Committee for fixed terms not exceeding three years in the first instance. Rotation of members shall apply with Members being eligible for immediate appointment for a maximum of three years.

COMMITTEE MEETINGS

The Committee is to meet at least once in each quarter.

A meeting may be convened by the Chair of the Committee, or the Minister.

A quorum for a meeting of the Committee consists of 4 members attending by any means.

The meeting may be chaired by the Chair, the Deputy Chair or the Minister and, in the absence of both the Chair and the Deputy Chair, a member chosen to preside by the members present.

Decisions are to be made by majority vote of the members present and, if the votes are equal, the person presiding may exercise a second or casting vote.

The validity of proceedings of the Committee is unaffected by a vacancy or vacancies in its membership.

ADMINISTRATIVE SUPPORT

The Department's Local Government division will provide secretariat and administrative support for the Committee to exercise its statutory functions. All such resources must be used only for Committee related business.

The Department shall be responsible for:

- distributing agendas and papers to Committee members no later than five (5) working days prior to meeting
- recording minutes of meetings
- preparing the minutes and decision register from all meetings and distributing them within three (3) weeks of a meeting to Committee members for final comment for the accuracy of discussion.
- preparing and distributing correspondence as requested by the Committee Chair.

The Committee Chair shall be responsible for:

- preparing or organising agendas for Committee meetings
- presiding at Committee meetings
- performing other duties as recorded in this Charter.

RESPONSIBILITIES

The Committee shall consider as much technical or practical content of Australian Accounting Standards, the Code and relevant financial management concepts that could or should apply to Northern Territory local government with a view to providing substantive advice to the Minister and/or Department on contemporary financial management and accounting practices and recommendations for legislative change necessary to improve standards of financial management and accounting within Northern Territory local government.

ADDENDUM TO THE TERMS OF REFERENCE

Please see next page attached.

MEETING TRAVEL AND ACCOMMODATION ARRANGEMENTS

At the Local Government Accounting (Advisory) Committee's (LGAAC's) meeting of 22 September 2011, it was unanimously agreed that:

1. LGAAC members will meet face to face once a year;
2. when this happens, *Secretariat will assume responsibility for booking flights and accommodation for committee members and arrange for the Department to cover travel and accommodation expenses only;*
3. *prior to each meeting, the Secretariat must be given a minimum of five working days notice to arrange travel and accommodation;*
4. *The Department will pay transport and accommodation costs directly to the establishment concerned. This process allows the Department to be GST compliant and to claim reimbursement of the GST.*
5. *Where taxi fares are anticipated in connection with official travel, arrangements can be made with Secretariat for the issue of Cab charge dockets.*

There is no change for members claiming a mileage allowance. A Claim for Kilometre Allowance (By-Law 32) must be submitted with receipts, as per usual.

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17. REPORTS OF REPRESENTATIVES

18. QUESTIONS BY MEMBERS

19. GENERAL BUSINESS

20. DATE, TIME AND PLACE OF NEXT ORDINARY COUNCIL MEETING

Common No. 2695130

THAT the next Ordinary Meeting of Council be held on Tuesday, 28 March 2017, at 5:00pm (Open Section followed by the Confidential Section), Council Chambers, 1st Floor, Civic Centre, Harry Chan Avenue, Darwin.

21. CLOSURE OF MEETING TO THE PUBLIC

Common No. 2695131

THAT pursuant to Section 65 (2) of the Local Government Act and Regulation 8 of the Local Government (Administration) Regulations the meeting be closed to the public to consider the Confidential Items of the Agenda.

22. ADJOURNMENT OF MEETING AND MEDIA LIAISON

