



**TWEED**  
SHIRE COUNCIL

# Tweed Link

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Les Peterkin Portrait Prize award winner Finn Shiphard Watson (right) shows Leigh Houghton his artwork, one of 40 finalists and commended entries on display at Tweed Regional Gallery & Margaret Olley Art Centre in Murwillumbah until 4 December. A presentation ceremony for the annual competition for primary school students was held at the gallery last Friday. The Gallery will host Farm Yard clay sculpting and LEGO Jurassic Park building during the school holidays. Visit [artgallery.tweed.nsw.gov.au](http://artgallery.tweed.nsw.gov.au) for details.

## Council election to be held Saturday 29 October

**A reminder that the Tweed Shire Council election is just over a month away – on Saturday 29 October.**

A Constitutional Referendum will also be held, with voters required to answer yes or no to the following question: “Do you support an increase in the number of Tweed Shire councillors from seven (7) to nine (9)? If there is majority support for the proposal, the changes will take effect from the 2020 election”.

The election is being conducted by the NSW Electoral Commission on Council’s behalf.

All those on the Electoral Roll in the Tweed Shire local government area are required to vote and there are penalties for those who don’t.

Pre-polling opens on Monday, 17 October.

For more information, see [www.tweed.nsw.gov.au/election](http://www.tweed.nsw.gov.au/election) or [www.elections.nsw.gov.au/elections/tweed\\_shire\\_council\\_election\\_29\\_october\\_2016](http://www.elections.nsw.gov.au/elections/tweed_shire_council_election_29_october_2016) or call Council on (02) 6670 2400.

## Rural land use study

**The University of Newcastle, in conjunction with the NSW Department of Primary Industries, is conducting a study on rural land use within rural zones in Tweed Shire.**

Owners and managers of land in a rural zone, who are over 18 and live in the Tweed Shire, are invited to participate in an online survey and/or an interview. If you would like to register your interest in participating, go to [www.surveymonkey.com/r/lurz](http://www.surveymonkey.com/r/lurz), email Dr Hedda Askland, Chief Investigator at [Hedda.Askland@newcastle.edu.au](mailto:Hedda.Askland@newcastle.edu.au) or call (02) 4921 7067.

## What’s on in the Tweed

**Kingscliff Library:** Thursday 6 October, 11am

– Navigate the dating scene with confidence. Listen in to Judith Halmaj and take the next step. Bookings essential to (02) 6674 1067.

**TRAC Kingscliff** will be closed the public on Tuesday 4 October and Wednesday 5 October, while **TRAC South Tweed** will be closed on Thursday 6 October and Friday 7 October, both for scheduled maintenance. **TRAC Murwillumbah** will remain open on these days.

## Love Your Local draw

Kingscliff shoppers have a couple more days to submit completed Love Your Local cards, before the second monthly prize draw at Kingscliff Beach Bowls Club on Thursday evening. Check the cards for entry box locations but note the Cudgen Headland Surf Lifesaving Club has replaced the Kingscliff Visitor Information Centre for entries.

Visit [www.loveyourlocalatkingscliff.com.au](http://www.loveyourlocalatkingscliff.com.au)

## Swimming pool safety season in the spotlight

**Spring has sprung! In backyards across the Tweed long-neglected swimming pools are coming back to life – which brings a timely reminder from Council about pool regulations and responsibilities for landlords and tenants.**

As of April this year, all properties leased or sold in NSW require a current Swimming Pool Compliance Certificate or a relevant Occupation Certificate, to ensure the pool barrier (fence and gate) is safe.

A copy of the Swimming Pool Compliance Certificate must be provided to tenants or buyers upon entering into any new residential tenancy or purchase agreement.

Team Leader, Building Surveying, Robert Noakes says Council is receiving increasing numbers of

enquiries, particularly from tenants, with concerns about swimming pools that may not be safe.

“At this time of year we encourage everyone to make sure their swimming pool fence and gate are safe and well maintained,” Mr Noakes said.

“If tenants find the pool barrier needs repair or maintenance they are encouraged to speak to their real estate agent or the landlord to have these issues rectified immediately.”

“If you have signed a new lease or recently purchased a house with a pool and didn’t get a copy of the Swimming Pool Compliance Certificate you are encouraged to contact Council to report the matter for investigation.”

The property owner is directly responsible for

compliance in regards to the *Swimming Pools Act 1992* which includes:

- Ensuring the swimming pool barrier is kept in a good state of repair.
- Ensuring all access points, doors and gates to a swimming pool are kept securely closed when not in use.
- Warning Notice (CPR Sign) to be displayed inside the pool area.

A number of useful documents can be viewed on Council’s website, [www.tweed.nsw.gov.au/SwimmingPools](http://www.tweed.nsw.gov.au/SwimmingPools) or to check a pool’s compliance visit [www.swimmingpoolregister.nsw.gov.au](http://www.swimmingpoolregister.nsw.gov.au)

Council’s Swimming Pool Compliance Officers are also available to assist, please contact (02) 6670 2400.

## ROAD WRAP-UP

**Road closure:** Sutherland Street/Casuarina Way, Kingscliff, road closed at Cudgen Creek to allow bridge demolition and replacement. Rous River Way (between Joshua Street and Silkpod Ave), West Murwillumbah, for subdivision works, detour via Byangum Road.

**Give-way conditions:** Temporary traffic lights: Roadworks associated with a sub development on Fraser Drive, between Vintage Lakes Drive and Acacia Street, Tweed Heads South, and another between Parkes Lane and Glen Ayr Drive, Banora Point.

**Stop/slow flagmen, expect delays:** Resurfacing Tweed Valley Way near Bartletts Road, Tumbulgum, from 4 October to 6 October. New bridge Fingal Road, near Wommin Lake Crescent, Fingal Head. On-road bicycle lane construction on Fraser Drive (between Vintage Lakes Drive and Acacia Street), Tweed Heads South. Sub-division works Pearl and Kingscliff streets, Kingscliff.

**Stop/slow flagmen, short delays:** Road rehabilitation Pumpenbil Road between Brays Creek Road and Pinnacle Road, Pumpenbil. Road, drainage and watermain upgrade Kennedy Drive, Tweed Heads West.

## PROPOSED NAMING OF ROAD

In pursuance of section 162 (1) of the *Roads Act, 1993* as amended, Council proposes to name the laneway which runs off Seaview Street at Tweed Heads South as follows:

### “Herbies Lane”

A period of thirty days from the date of this notice is allowed for any person to lodge a written objection to the proposed naming.

Any objections should state clearly the reasons for such objections. General Manager, Tweed Shire Council, PO Box 816, Murwillumbah 2484.

## PUBLIC NOTICE

### LOCAL GOVERNMENT ACT 1993 – Section 47A

Tweed Shire Council hereby gives notice of its intention to grant a licence to Pottsville & District Mens Shed Inc. for a term of five (5) years in respect of part of Lot 301 in DP 1125090 comprising a proposed shed for Mens Shed activities located at Overall Drive, Pottsville.

Any person may make submissions to the Tweed Shire Council with respect to the proposed licence. Any such submissions should be made in writing, addressed to the General Manager, Tweed Shire Council, PO Box 816, Murwillumbah, NSW, 2484, within twenty eight (28) days from the date of this notice. A plan identifying the area proposed to be leased is available for inspection during normal business hours at the following places: Murwillumbah Civic Centre, Tumbulgum Road, Murwillumbah and Tweed Civic Centre, Brett Street, Tweed Heads.

General Manager, Tweed Shire Council, 22 September 2016

## REQUEST FOR OFFER

### RF02016151 Construction of Budd Park Toilet Block

**Offers close:** Wednesday 4.00pm (DST) 19 October 2016.

Offers must be lodged as specified in the offer documentation.

Request for Offer documentation is available at no charge from Council's website at [www.tweed.nsw.gov.au/tenders](http://www.tweed.nsw.gov.au/tenders). Hard copy documentation is available and costs will be in accordance with Council's advertised photocopying fees.

All Offers will be opened at closing time and will be considered by Council in accordance with the provisions of the *Local Government Act 1993* and the NSW Local Government (General) Regulation 2005. The lowest or any offer is not necessarily accepted and canvassing of Councillors or staff will disqualify.

For further information please contact Sean Harvey (02) 6670 2606.

## NOTIFICATION OF DESIGNATED AND INTEGRATED DEVELOPMENT PROPOSAL

### DEVELOPMENT APPLICATION NO. DA16/0647

A Development Application has been lodged by J Mitchell, M Mitchell seeking development consent for waste or resource transfer station and two warehouse units (JRPP) at Lot 1 DP 1185359; No. 16 Naru Street CHINDERAH. Tweed Shire Council is the consent authority for the application.

The proposed development constitutes “Designated Development” pursuant to Section 77A of the *Environmental Planning and Assessment Act 1979* (as amended) and Clause 4(1) and Schedule 3 of the accompanying Regulation. The proposed development also constitutes “Integrated Development” pursuant to Section 91(1) of the *Environmental Planning and Assessment Act, 1979*. The following approvals are required in this regard:

Provision	Approval	Authority
Sections 43(A), 47 and 55 of the <i>Protection of the Environment Operations Act 1997</i>	Environment protection licence to authorise carrying out of scheduled development works at any premises	Department of Environment, Climate Change and Water (Environment Protection and Regulation Group)
Sections 43(B), 48 and 55 of the <i>Protection of the Environment Operations Act 1997</i>	Environment protection licence to authorise carrying out of scheduled activities at any premises	Department of Environment, Climate Change and Water (Environment Protection and Regulation Group)
Sections 43(D), 55 and 122 of the <i>Protection of the Environment Operations Act 1997</i>	Environment protection licenses to control carrying out of non-scheduled activities for the purposes of regulating water pollution resulting from the activity	Department of Environment, Climate Change and Water (Environment Protection and Regulation Group)
Sections 89, 90 and 91 of the <i>Water Management Act 2000</i>	Water use approval, water management work approval or activity approval under Part 3 of Chapter 3	Department of Primary Industries (NSW Office of Water)

The development application and the documents accompanying it, including the relevant environmental impact statement may be viewed on Council's DA Tracking site located at [www.tweed.nsw.gov.au/datracking](http://www.tweed.nsw.gov.au/datracking). The application will also be available at the Department of Planning's offices in Grafton and Sydney for a period of 30 days from Wednesday 14 September 2016 to Friday 14 October 2016.

Any person may, during the above period, make a written submission to the General Manager of Council. Any person may, during the above period, make a written submission to the General Manager of Council. It should also be noted that Council has adopted a policy whereby, on request, any submission including identifying particulars will be made public. Council will give consideration to the “Public Interest” and requests for confidentiality by submitters in determining access to submission letters. However, the provisions of the *Government Information (Public Access) Act 2009* – GIPAA may result in confidential submissions being released to an applicant.

Any submission objecting to the proposed development must state the ground upon which such objection is made. Further, any person who makes a submission by way of objection and who is dissatisfied with Council's determination in relation to the matter may appeal to the Land and Environment Court in accordance with Section 98 of the *Environmental Planning and Assessment Act 1979* (as amended). If a Commission of Inquiry is held, the Minister's determination of the application is final and not subject to appeal.

### Please note – Requirements regarding Disclosure of Political Gifts and Donations

A disclosure is required to be made in a statement accompanying the relevant development or planning application by a person who makes the application. In addition, a person who makes a written submission either objecting to or supporting a relevant development or planning application must also make a disclosure if the person has made a reportable political donation.

Further information regarding Donations and Gift Disclosure are available on Councils' website [www.tweed.nsw.gov.au/PlanningInformation](http://www.tweed.nsw.gov.au/PlanningInformation).

## Work continues at Bruce Chick park

### A new stage of work has begun to enhance Bruce Chick Conservation Park for day visitors and to discourage overnight camping.

An ageing toilet block and adjoining shelter are being removed from the Stotts Creek park, on Tweed Valley Way, with work expected to be completed by the end of this month.

Another stage of the upgrade will begin later this year to install two shelters, one at the park entrance and the other to house interpretive signage and serve as a short-term visitor rest area.

Bruce Chick Conservation Park was developed by Council and New South Wales Parks and Wildlife (NPWS) as an environmental interpretive and recreation area to help protect Stott's Island Nature Reserve, but became popular as a free overnight stopover for campers and recreational vehicle travellers.

Investigations for a new Bruce Chick Conservation Park management plan found much of the park's infrastructure had reached the end of its lifespan and that overnight and longer-term camping was in conflict with the park's environmental values.

Following the adoption of the new management plan in September last year, a lockable gate has been installed to regulate overnight stays, and plantings are scheduled for winter 2017 to develop an arboretum (a collection of trees for study or display) at the park, complemented by improved paths.

The measures to discourage camping at the park were accompanied by steps to accommodate recreational vehicles at the Murwillumbah Showgrounds.



Readers who are unsure of when their meter is read can look up their water week at: [www.tweed.nsw.gov.au/MeterReading](http://www.tweed.nsw.gov.au/MeterReading)

## CHINDERAH SERVICE CENTRE PROJECT – HUTCHINSON CIVIL

### Chinderah Service Centre Project – M1 off-ramp stage 3

The Chinderah Service Centre project located at the northbound Tweed Valley Way exit (towards Murwillumbah) on the Pacific Motorway will be conducting a major traffic switch to implement Stage 3 of the M1 off-ramp construction. Changes to the existing traffic management will be as follows:

- Tweed Valley Way northbound exit on the Pacific Motorway will be closed to public vehicles.
- Pacific Motorway northbound traffic wanting to take the Tweed Valley way exit will need to use the Chinderah roundabout to turn around and use the Tweed Valley Way southbound exit.
- Tweed Valley Way northbound traffic and M1 southbound traffic heading to Murwillumbah will not be affected by this switch.

These traffic management changes will be implemented Wednesday 28 September and will be in effect until November. Disruptions to road users will be kept to a minimum during this period. This is not a Tweed Shire Council project. Contact Hutchinson Civil's Will Thurston on 0438 472 888.

## VACANCIES

### COMMUNITY DEVELOPMENT OFFICER – SOCIAL PLANNING PLUMBER – WASTEWATER INFILTRATION RECRUITMENT OFFICER

For more information and to apply:

- Visit Council's website [www.tweed.nsw.gov.au/careers](http://www.tweed.nsw.gov.au/careers)
- Contact Human Resources on (02) 6670 2495
- All positions close at 12 noon (NSW time)
- Late applications not permitted

## Notification of Proposed nbn Fixed Wireless Facility

The **nbn™** is an upgrade to Australia's existing telecommunications network. It's designed to provide Australians with access to fast, affordable and reliable internet and landline phone services as quickly and as cost effectively as possible. As part of the Fixed Wireless Network, **nbn™** is proposing to establish a series of fixed wireless facilities to provide high quality fixed wireless broadband services to customers in the rural and rural/urban fringe areas of the Tweed Shire Council Local Government Area.

As part of the Fixed Wireless Network, **nbn™** is proposing to establish a radio network base station at Lot B on DP407615, described as 452 Numinbah Road, Nobbys Creek NSW 2484 to provide high quality wireless broadband services to customers in the surrounding locality.

The facility proposed will involve the installation of –

- A 49.5m lattice tower;
- Three (3) panel antennas;
- One (1) parabolic dish antenna; and
- Associated radio equipment housed in small cabinets adjacent to the lattice tower.

**nbn™** regards the proposed lattice tower as Complying Development under *State Environmental Planning Policy (Infrastructure) 2007* and the associated antenna and equipment facilities as Exempt Development under the *State Environmental Planning Policy (Infrastructure) 2007*. The site does not require planning approval from Tweed Shire Council.

For general info on the **nbn™** please visit our website at [www.nbn.com.au](http://www.nbn.com.au)

Further information on this specific proposal can be obtained from James Duncan on **1300 745 210** or [nbnwirelessqld@visionstream.com.au](mailto:nbnwirelessqld@visionstream.com.au)

Closing date for public comments has been extended until **7 October 2016**.

[nbn.com.au](http://nbn.com.au)

## TWEED SHIRE COUNCIL ELECTION SATURDAY, 29 OCTOBER 2016

An election will be held in Tweed Shire Council on Saturday, 29 October 2016 to elect seven councillors.

### Nominate as a candidate

If you intend to nominate as a candidate, it is important that you read this notice. As a candidate you have certain obligations and responsibilities under law. Check the website [www.elections.nsw.gov.au](http://www.elections.nsw.gov.au) for further details.

### How to nominate

To nominate for councillor, you must lodge a nomination form and \$125 nomination deposit by 12 noon Wednesday, 28 September 2016 with the Returning Officer.

Candidate information sheets: Every candidate is required to lodge the candidate information sheet which is included in the nomination form.

### Where to get a nomination form

Nomination forms and other important nomination and electoral information are available from the Council or from the NSW Electoral Commission website: [www.elections.nsw.gov.au](http://www.elections.nsw.gov.au).

### Where and when to nominate

Your nomination form and deposit must be lodged at the Returning Officer's office, 1/31 Machinery Drive Tweed Heads South from Monday, 19 September 2016 to 12 noon Wednesday, 28 September 2016.

Pamela Costello  
Returning Officer

### Information: [www.elections.nsw.gov.au](http://www.elections.nsw.gov.au) or 1300 135 736

For enquiries in languages other than English call our interpreting service on 13 14 50

For hearing and speech impaired enquiries, call us via the National Relay Service on 13 36 77



## SECTION 96 MODIFICATION APPLICATION FOR PUBLIC COMMENT

The following Section 96 application has been received by the Tweed Shire Council and may be viewed on Council's DA Tracking site located at [www.tweed.nsw.gov.au/datracking](http://www.tweed.nsw.gov.au/datracking) for a period of fourteen (14) days from Wednesday 28 September 2016 to Wednesday 12 October 2016.

The proposal is not designated development and the Tweed Shire Council is the consent authority.

APPLICANT	LOCATION	PROPOSAL	FILE NO.
Kingscliff Land Company Pty Ltd	Lot 13 DP 868620; No. 738 Cudgen Road CUDGEN	amendment to Development Consent DA12/0278 for surface rock removal	DA12/0278.02

### Proposed Modification

This Section 96 modification seeks the following conditions of the original development consent for DA12/0278 to be modified, as follows.

- Modifying Condition 6A of the Consent to extend the life of surface rock removal for a further 4 years, until 14 September 2020, the modified condition to read as follows:  
"6A. The approved use shall lapse on 14 September 2020. The applicant may apply to have the consent extended for a subsequent period, however, this will be subject to verification of compliance with the conditions of the consent, and formal application being made to Council for the extension."
- Modifying Condition 5 of the consent to allow up to an average of 8 trucks per week, as follows:  
"5. Consent is granted for the removal of an average of eight (8) truck loads per week. Written evidence is to be submitted to Council every six (6) months indicating the amount of rock removed."
- Deleting Condition 9 of the consent, relating to the need for a traffic control plan as it is considered no longer necessary given the small trucks now used at the quarry to haul surface rock from the site and relatively even spread of truck movements over any one year.

Any person may, during the period specified above, make a submission in writing to Council in relation to the Modification Application.

Where a submission is in the form of an objection, then the grounds of objection are required to be specified.

In accordance with Clause 118 of the Environmental Planning and Assessment Regulations 2000, there is no right of appeal under Section 98 of the Act by an objector.

Any person may, during the above period, make a written submission to the General Manager of Council. It should also be noted that Council has adopted a policy whereby, on request, any submission including identifying particulars will be made public. Council will give consideration to the "Public Interest" and requests for confidentiality by submitters in determining access to submission letters. However, the provisions of the *Government Information (Public Access) Act 2009* – GIPAA may result in confidential submissions being released to an applicant.

### Please note – Requirements regarding Disclosure of Political Gifts and Donations

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## DEVELOPMENT PROPOSALS FOR PUBLIC COMMENT

The following development applications have been received by the Tweed Shire Council and may be viewed on Council's DA Tracking site located at [www.tweed.nsw.gov.au/datracking](http://www.tweed.nsw.gov.au/datracking) for a period of fourteen (14) days from Wednesday, 28/09/2016 to 12/10/2016.

### APPLICATION DETAILS

**DA16/0689** – markets – Recreation Ground

Lot 1 DP 1082080, No. 6 Park Street, TWEED HEADS  
Tweed Shire Council

**DA16/0692** – markets

Lot 7069 DP 1113590, Elanora Avenue, POTTSVILLE  
Tweed Shire Council

Any person may, during the above period, make a written submission to the General Manager of Council. It should also be noted that Council has adopted a policy whereby, on request, any submission including identifying particulars will be made public. Council will give consideration to the "Public Interest" and requests for confidentiality by submitters in determining access to submission letters. However, the provisions of the *Government Information (Public Access) Act, 2009* – GIPAA may result in confidential submissions being released to an applicant.

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Further information regarding Donations and Gift Disclosure are available on Council's website [www.tweed.nsw.gov.au/PlanningInformation.aspx](http://www.tweed.nsw.gov.au/PlanningInformation.aspx)

## DEVELOPMENT APPLICATION DETERMINATIONS

Notification of Development Application Determinations for the purposes of Section 101 of the *Environmental Planning and Assessment Act, 1979* (as amended).

**DA15/1030** – Staged subdivision – Stage 1 2 lot Torrens Title subdivision, Stage Two 2 lot strata subdivision and Stage Three 2 lot strata subdivision  
Lot 1 SP 66722, Lot 2 SP 66722, Lot 3 SP 66722, SP 66722, Unit 1/No. 17 Queen Street, Fingal Head

**DA16/0011** – Demolition of existing shed, multi dwelling housing development and five lot strata subdivision

Lot 6 Section 2DP 11315, No. 11 Boomerang Street, Kingscliff

**DA16/0411** – Outdoor structures comprising covered smokers' area, children's play area, shade sails, stage, a fence, wall sign and minor demolition works.

Lot 524 DP 822808, Tweed Coast Road, Pottsville

**DA16/0595** – 2 lot strata subdivision

Lot 1416 DP 1129353, No. 67 Newcastle Drive, Pottsville

The above development determinations are available for public inspection free of charge at the Planning and Regulation Division, Murwillumbah Civic Centre, during ordinary office hours OR viewed on Council's DA Tracking site located at [www.tweed.nsw.gov.au/datracking](http://www.tweed.nsw.gov.au/datracking).

## TWEED THEATRE COMPANY INC.

Presents "THE PRINCESS & THE PEA" September 24, 25 and October 1, 2, 8, 9. Matinees 2 pm Saturday & Sunday Tweed Heads Civic Centre.  
Tickets: Visit [tweedtheatre.com.au](http://tweedtheatre.com.au), call 1800 674 414 or at the door.

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