PORT STEPHENS
COUNCIL

SUPPLEMENTARY INFORMATION

ORDINARY COUNCIL MEETING
13 APRIL 2021

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Nb. **Bold** Items listed above have not been previously received or viewed by Councillors.

SUPPLEMENTARY INFORMATION

ITEM NO. 2 **FILE NO: 21/95511**
EDRMS NO: 16-2019-135-1

DEVELOPMENT APPLICATION 16-2019-135-1 FOR A SINGLE STOREY DWELLING ON AN APPROVED FLOOD MOUND AT 1 SWANREACH ROAD, HINTON (LOT 51 DP 1250604).

REPORT OF: KATE DRINAN - DEVELOPMENT ASSESSMENT AND COMPLIANCE SECTION MANAGER
GROUP: DEVELOPMENT SERVICES

RECOMMENDATION IS THAT COUNCIL:

1) Refuse development application 16-2019-135-1 for a single dwelling on an existing flood mound at 1 Swanreach Road, Hinton (LOT 51 DP 1250604) for the reasons contained in the business paper at **(ATTACHMENT 3)**.

BACKGROUND

The purpose of this report is to clarify the details of the proposed development. Item No. 2 of the 13 April 2021 Council Business Paper for the development at 1 Swanreach Road, Hinton makes reference to superseded plans. Amended plans were received by Council on 16 February 2021 which were not referenced in the Council Report. The development, as amended, is described below:

The development application (DA) proposes the construction of a single dwelling on an existing flood mound located on the site. The dwelling is to be constructed on the top pad of this mound at a level located above the Flood Planning Level (FPL). No changes to the flood mound are proposed by the DA.

The flood levels applicable to the site are:

- Flood Planning Level (FPL) – 6.2m AHD
- 1% AEP (Current day) – 5.7m AHD
- Probable Maximum Flood (PMF) – 8.9m AHD

The DA includes the following levels:

- Flood mound level – 6.2m AHD
- Dwelling Finished Floor Level (FFL) – 6.9m AHD

Further, it is noted that in addition to the Flood Assessment Report prepared in 2018, a further report was provided by the applicant in February 2021. The 2021 flood report concludes the site is suitable for a house on the existing mound.

All supporting documentation prepared for the DA has been reviewed by Council Planners and Flood Engineers and it is concluded that the DA cannot be supported as the proposed dwelling is not considered compatible with the flood category of the site.

The planners assessment report **(ATTACHMENT 1)** has been updated to reflect the above.

Despite the submission of the amended plans and additional flood report, the recommendations of the Council report remain unchanged. The DA is inconsistent with the provisions of both the Port Stephens Local Environmental Plan 2013 and the Development Control Plan 2014 as the proposal presents an unacceptable risk to life and is not compatible with the flood hazard category applying to the site.

ISSUES

Nil.

COUNCILLORS ROOM

Nil.

ATTACHMENTS

1) Revised Planners Assessment Report. ⇩
2) Amended Development Plans (provided to Councillors separately due to privacy and copyright legislation). ⇩

DEVELOPMENT ASSESSMENT REPORT

APPLICATION DETAILS

Application Number	16-2019-135-1
Development Description	Single Storey Dwelling
Applicant	MR N A WARD
Land owner	Neil Andrew Ward & Bronwyn Patricia Ward
Date of Lodgement	08/03/2019
Value of Works	$446,480.00
Submissions	Nil

PROPERTY DETAILS

Property Address	1 Swanreach Road HINTON
Lot and DP	LOT: 51 DP: 1250604
88B Restrictions on Title	10.06m wide road.
Current Use	Undeveloped agricultural land
Zoning	RU1 PRIMARY PRODUCTION
Site Constraints	Bush Fire Prone Land (Category 3) OEH Referral – HV Flood Mitigation Scheme Acid Sulfate Soils (3) Koala Habitat Planning Map (Mainly Cleared, 50m Buffer over Cleared & Preferred) Port Stephens Rural Residential Strategy Biophysical Strategic Agricultural Land Housing Investigation Area Exclusionary Criteria SEPP (Coastal Management) 2018 – Coastal Zone Combined Footprint Height Trigger Map – RAAF Base Williamtown and Salt Ash Air Weapons Range – DoD Prime Agricultural Land (Classes 1-3)

	Combined Corridor Map High Hazard Floodway area Wetlands
State Environmental Planning Policies	SEPP (Building Sustainability Index: BASIX) 2004 SEPP (Coastal Management) 2018 SEPP (Koala Habitat Protection) 2020 SEPP No. 55 – Remediation of Land

PLANNERS PRE-ASSESSMENT CHECKLIST

PROPOSAL

The application seeks approval for construction of a dwelling on an existing earth mound located on the subject site. The proposal involves the construction of a single storey dwelling with a total roof area of 426m^2. The dwelling is divided into areas of 292.54m^2 living area (four bedrooms, bathroom, powder room, ensuite, kitchen, living/dining area and lounge areas) and verandahs. The dwelling will be constructed on a concrete pad on top of an existing flood mound, at a level located above the site Flood Planning Level (FPL).

Figure 1: North-west elevation of proposed dwelling

SITE DESCRIPTION

The subject site is legally identified as lot 51 DP 1250604, 1 Swanreach Road, Hinton. The irregular shaped site is located within a rural precinct characterised by large rural allotments. Swanreach Road runs across the eastern section of the site and divides the site into two separate sections. The larger western section of the site comprises an area of 8.771ha; with the smaller eastern section of the site comprising an area of only 0.726ha. The western section of the site is used for agricultural purposes and exists in an undeveloped state. The eastern section of the site holds approved development including a large rural shed, earth mound and sealed access routes for vehicles. This eastern section of the site is bordered by a small creek that runs along its eastern boundary, and is located less than 100m from the Williams River. The lot slopes slightly downhill in a south-east direction directing surface water to the small creek and the larger catchment body. Essential services including vehicular access and electricity are available to the lot, with services including water, wastewater and stormwater required before habitable development can occur.

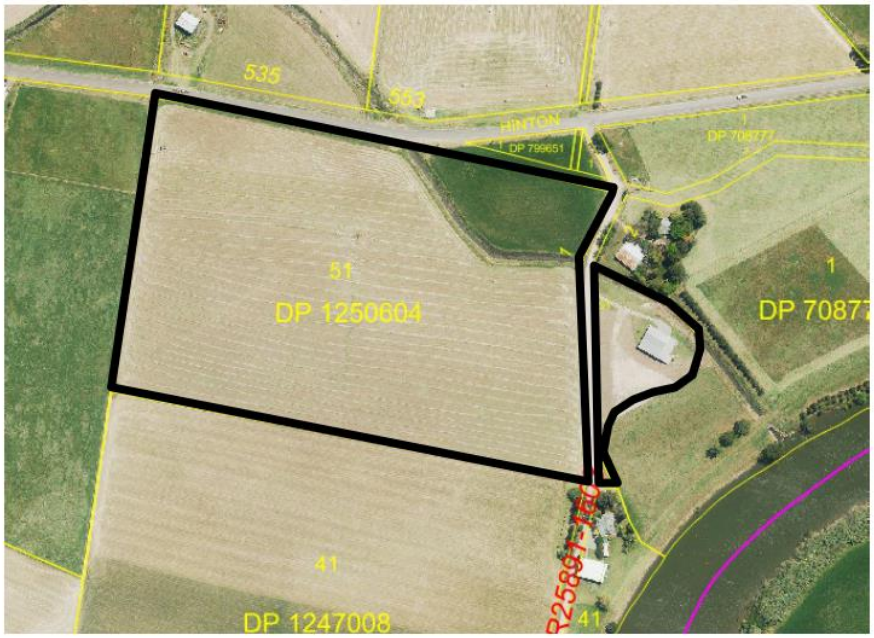

Figure 2: Aerial image of site

SITE HISTORY

The site has historically been used for rural purposes, with approved development limited to structures that may support rural uses.

The following applications have been assessed over the subject site:

- **16-2018-621-1** – Earthworks – flood mound – Approved – 31/01/2019.

Site inspection

A site inspection was carried out on April 2019, June 2019 and 9 March 2021.

The latest images of the subject site can be seen below:

Figure 3: View of eastern section of the site, taken from driveway crossover

Figure 4: View of western section of the site, taken from earth mound

Figure 5: View of small creek that borders eastern section of the site

Figure 6: View to the east of the site, taken from earth mound

Figure 7: Additional fill to be compacted and levelled over earth mound

REFERRALS

The proposed development was referred to Councils Development Engineers and their comments are provided below.

Development Engineer

Refusal for a dwelling is recommended from a floodplain risk management perspective because:

i) The proposal is incompatible with the land's flood hazard (being a high hazard floodway and surrounded by high hazard floodway), would create a flood island during events smaller than the defined flood event (future 1% AEP), does not incorporate appropriate measures to manage risk to life from flood and would increase the flood risk to life in the floodplain *(refer to Section 4.15(1)(a)(i) of the EP&A Act 1979 and Clause 7.3 Flood Planning of the Port Stephens LEP 2013).*

ii) The site is not suitable for this development because of the nature of flooding in this area and the flood hazard across the site *(refer to Section 4.15(1)(c) of the EP&A Act 1979 and Clause 7.3 Flood Planning of the Port Stephens LEP 2013).*

iii) The proposal will result in flood isolation during floods smaller than the defined flood event (future 1% AEP), would place additional people at risk during floods (in contravention of the Floodplain Development Manual (ISBN 0 7347 5476 0) published by the NSW Government in April 2005), would place extra burden on the State Emergency Services and is not in the public interest *(refer to Section 4.15(1)(e) of the EP&A Act 1979 and Clause 7.3 Flood Planning of the Port Stephens LEP 2013).*

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

S4.14 - Consultation and development consent (certain bushfire prone land)

Sub-Clause	Compliant	Notes (where needed or if not compliant)
1	☒ Development is within bushfire prone land and conforms to the specifications and requirements of the PBP, or; ☐ A certificate has been provided by a suitability qualified bushfire consultant of which confirms the bushfire risk assessment rating and identifies relevant specifications and requirements for compliance with PBP.	In the event of an approval, the proposed dwelling will need to be upgraded to the appropriate BAL requirements and will be provided with an asset protection zone.

S4.15 – Matters for Consideration

s4.15(1)(a)(i) – The provisions of any EPI

STATE ENVIRONMENTAL PLANNING POLICY (COASTAL MANAGEMENT) 2018		
Clause	**Compliant**	**Notes (where needed or if not compliant)**
4	☒ Development is within the Coastal Management Areas and the SEPP applies ☐ Development outside Coastal Management Areas and SEPP does not apply	The proposed development is located within the Coastal Zone Combined Footprint, thus the SEPP applies.
11	☒ The development is located on land in proximity to coastal wetlands or proximity to littoral rainforests, and; ☒ The development will not significantly impact the biophysical, hydrological or ecological integrity of the adjacent coastal wetland or littoral rainforest	The proposed development is located on land in proximity to mapped coastal wetlands. The development proposes to utilise an already established earth mound, with a hardstand area to be created on this mound. Waste management, sediment control and surface runoff can be managed by conditions of development consent, to ensure the adjacent coastal environment is not adversely impacted. Additionally, a section 68 approval will ensure sewage is managed in an appropriate manner and not discharged into the coastal ecosystem.

		Given this information, the development is not expected to negatively impact the surrounding biophysical, hydrological and/or ecological integrity of the surrounding wetlands.
13	☒ The development is located within the coastal environment area, and; ☒ The development is unlikely to cause impact to the integrity and resilience of the biophysical, hydrological and ecological environment, the coastal environmental values and processes or the water quality of the marine estate, and; ☒ The development is designed and sited to avoid adverse impact on the above mentioned areas.	The proposed development is located within the coastal environment area. The proposed development utilises an existing earth mound, and does not significantly disturb the existing landscape. Hence, the development is unlikely to cause negative impact on the surrounding coastal environment.
14	☒ The development is located within the coastal use area, and ☒ The development is unlikely to cause impact to the integrity and resilience of the biophysical, hydrological and ecological environment, the coastal environmental values and processes or the water quality of the marine estate, and; ☒ The development is designed and sited to avoid adverse impact on the above mentioned areas.	The proposed development is located within the coastal use area. As above, the development utilises an existing earth mound and does not significantly expand the building envelope. The development is unlikely to negatively impact the integrity and resilience of the surrounding coastal environment.

STATE ENVIRONMENTAL PLANNING POLICY (BUILDING SUSTAINABILITY INDEX BASIX) 2008		
Clause	**Compliant**	**Notes (where needed or if not compliant)**
6	☒ The proposed BASIX affected development, or buildings that become BASIX affected development (conversion of garage for example) is accompanied by a BASIX certificate ☒ Condition of consent relating to BASIX	A valid BASIX certificate was supplied with the application 955563S_02 issued on 25/02/2019.

STATE ENVIRONMENTAL PLANNING POLICY NO. 55 – REMEDIATION OF LAND		
Clause	**Compliant**	**Notes (where needed or if not compliant)**

7	☒ The proposed development site has no previous record of contamination, nor is it listed on the NSW list of contaminated and notified sites, published by the EPA. ☒The land is not within an investigation area, nor are there any records of potentially contaminating activities occurring on the site. ☒The proposed use is not listed as a possible contaminating use, per Table 1 of the Guidelines.	

STATE ENVIRONMENTAL PLANNING POLICY (KOALA HABITAT PROTECTION) 2019		
Clause	**Compliant**	**Notes (where needed or if not compliant)**
3	☒The proposed development encourages the conservation and management of naturally vegetated areas that provide habitat for koalas.	The site is located in an area mapped mainly cleared, the rear of the site along the boundary to the waterfront is mapped and 50m buffer over cleared. The development application does not include the removal of natural vegetation for koala habitat. The development is not considered to exacerbate impact to the koala habitat or decline in koala population.

PORT STEPHENS LOCAL ENVIRONMENTAL PLAN 2013		
Clause	**Compliant**	**Notes (where needed or if not compliant)**
2.1	☒ Permissible in zone and meets zone objectives.	The proposed development is defined as a 'dwelling house' and is permissible with consent in the RU1 Primary Production zone. The development addresses the objectives of the zone to minimise the fragmentation and alienation of resource lands.
4.2B	☒ Dwelling proposed on RU1, RU2, R5, E2 or E3 land where there is no current dwelling on site. ☐ Site complies with lot size map; OR, ☒ Land zoned RU1, RU2, E2 or E3 and created before 22 February 2014 with an area of at least 4,000m^2 on which a	A review of the lot's deposited plan (DP); indicates a boundary realignment was undertaken through subdivision 38 of the SEPP (Exempt and Complying Development) 2008. In accordance with clause 4.2B (3)(c)(i); the lot would have been a lot referred to in paragraph (3)(b). Clause 4.2B (3)(b) states a lot receives dwelling entitlement in the RU1 zone

	dwelling was permissible under the previous LEP; OR, ☒ Would have met the above requirements had it not been affected by a minor realignment that did not create an additional lot, a subdivision for a public purpose or a consolidation with an adjoining lot for a public purpose. ☐ Where an existing consent for a dwelling is valid, the consent will be surrendered.	where the lot is created before the commencement of the LEP 2013, and where the lot has an area of at least 4000m^2 on which the erection of a dwelling house was permissible immediately before that commencement. A review of the lots former DP, specifies the lot was created under the OLD SYSTEM and further registered with LRS on 13/07/2007. Furthermore, the DP's of adjoining lots were reviewed as part of the assessment process against this LEP clause. The existence of the subject lot was identified in DP's dated 21/04/1995. Based on the creation of the lot prior to commencement of the LEP 2013, and the sizing of the lot (greater than 4000m^2) at the commencement of the LEP 2013; the lot receives dwelling entitlement.
4.3	☐ Proposed development is under maximum building height; OR, ☒ There is no maximum building height and the development satisfies the objectives of the clause.	There is no maximum building height stipulated in the LEP 2013 for land zoned RU1. Notwithstanding, the proposed height is considered to be in keeping with the height of dwellings in the wider locality. Thus, the requirements of this clause are satisfied.
5.10	☒ There are no heritage items / archaeological sites / Aboriginal objects or places / conservation areas located on the subject site	No heritage items, archaeological sites, aboriginal objects or places, and conservation areas have been identified as being located on the subject site.
7.1	☐ Potential Class 5 Acid Sulfate Soils (ASS); OR, ☐ Potential Class 4 ASS with no works more than 2m below ground level; OR, ☒ Potential Class 3 ASS with no works more than 1m below ground level; OR, ☐ Potential Class 2 ASS with no works below ground level; OR, ☐ Potential Class 1 ASS and an acceptable management plan has been submitted.	The site is mapped as containing potential Class 3 acid sulfate soils. The proposal has not identified earthworks extending below 1m. It is not expected that acid sulfate soils would be disturbed as a result of the proposal, and therefore no ASS management report is required for assessment.
7.2	☒ Earthworks required, but do not have negative impacts on surrounding properties.	Civil engineering drawings supplied for the proposal has identified the location, sections, fall and sediment control methods for all earthworks proposed. Standard conditions of consent can be applied to any development consent requiring standard earthworks methods to

		be implemented throughout construction phases.
7.3	☐ Development within flood planning area but no anticipated flood risk to life and property, or change in flood characteristics.	The majority of the site is located at or below the site's 6.2m Flood Planning Level (FPL); therefore requiring an assessment against this clause. As per Section 7.3(3) of the LEP; development consent must not be granted to development on land to which this clause applies unless the consent authority is satisfied that the development meets assessment criteria (a-e). A Flood Assessment Report prepared on the 11.09.2018 by a suitably qualified professional, was supplied for the existing flood mound located on the site (16-2018-621-1). Furthermore, a Flood Assessment Report prepared on the 15.02.2021 by a suitably qualified professional, was supplied for the proposed dwelling (16-2019-135-1) to be located on the existing flood mound. Findings from these respective reports concluded both proposals satisfy the assessment criteria of Section 7.3 (3) (a-e) of the LEP. All supporting documentation prepared for the proposal, was independently assessed by Council Flood Engineers and Development Engineers using the latest flood mapping information available to Council. Findings from these engineering referrals concluded, '*the proposal has failed to satisfy the following items of 7.3 (3)*': *a) Is compatible with the flood hazard to the land.* *c) Incorporates appropriate measures to manage risk to life from flood.* *e) It is not likely to result in unsustainable social and economic costs to the community as a consequence of flooding.* The proposal cannot be supported as the proposed dwelling is not considered compatible with the flood category of the site. With no safe access provided for future residents of the site, the proposal

		would place an unreasonable burden on the State Emergency Services and cannot be supported by Council.
7.6	☒ Essential services are available to the site where required.	Essential services including vehicular access and electricity are available to the lot. The applicant has listed appropriate methods for the provision of water, sewer and stormwater; as reticulated services are not available.

s4.15(1)(a)(ii) – Any Draft EPI

		Notes (what draft EPI if needed and comments where not compliant)
	☒ There are no draft EPI's that are relevant to the proposed development	
	☐ A draft EPI is relevant to the proposed development however the application is consistent with the aims and objectives of the document.	

s4.15(1)(a)(iii) – Any DCP

PORT STEPHENS DEVELOPMENT CONTROL PLAN 2014		
Clause	**Compliant**	**Notes (where needed or if not compliant)**
B3	☒ Development would not disturb acid sulphate soils or an acceptable ASSMP has been prepared. ☐ Earthworks would have minimal environmental impacts with conditions on VENM fill and erosion and sediment controls.	The objective of this DCP Chapter is to ensure that developments do not disturb, expose or drain Acid Sulfate Soils (ASS) and cause environmental damage. As detailed within Clause 7.1 discussion above, the proposed development could be undertaken, subject to conditions of consent, without resulting in adverse impact to ASS. In this regard the development is consistent with the objective and requirements of the DCP.
B4	☒ Non-permeable area not significantly increased and development consistent with figure BD, on-site detention not required; OR, ☒ Non-permeable area above figure BD and acceptable on-site detention / infiltration proposed or condition for details added.	

	☐ Insignificant increases to adversely impact on water quality; OR ☐Stormwater management plan proposed in accordance with this Chapter and Council's standard drawings.	
B5	☒ Proposed development is on flood prone land; AND, ☐ A flood certificate has been submitted with the application and the finished levels are consistent with Table 2: Development Suitability Table; AND, ☐ The submitted documents are consistent with Table 2: Development Suitability Table.	Chapter B.5 of the DCP 2014 provides controls for development on flood prone land. DCP 2014 states that dwelling houses on land categorised as High Hazard Floodway may be considered where the proposal can address set performance based solutions. The solutions include an assessment of the development against the risk to life (B5.18), risk to property (B5.19) and the compatibility of development with the site specific flood hazard (B5.20). Chapter B5.18, in considering the risk to life, requires that evacuation access to an area free of risk from flooding must be provided. The site and its surrounds are significantly flood affected and it is not possible to design an egress from the proposed dwelling to flood free areas offsite. A PMF flood refuge has not been included in the DA as an alternative to a safe egress in a flood event. As the DA cannot provide a suitable egress from the site and a suitable flood refuge has not been provided, the DA does not meet the performance based solutions contained in Chapter B5.18 of DCP 2014. Chapter B5.19 requires development to address the risk to property during various flood events. The top pad of the existing flood mound is above the 1% AEP level and the FPL for the site. The design of the DA is therefore compatible with the performance based solutions contained in Chapter B5.19 of DCP 2014 and the risk to property has therefore been suitably mitigated. The height of the existing flood mound has also been assessed to not have a cumulative impact on the larger flood plain storage. The DA can therefore be supported from a risk to property perspective.

		Chapter B5.20 requires the development to be compatible with the flood hazard category of the site. A Flood Certificate issued by Council for the site on the 27/02/2018, categorized the site as 'High Hazard Flood Storage'. A current Flood Certificate issued for the site, categorizes the site as 'High Hazard Floodway'. As the site does not have access to flood free areas, the proposed dwelling will become isolated during large flood events, which increases the risk to life and potentially places an unreasonable and unnecessary strain upon emergency services in a major flooding event. With consideration of the above, the proposal cannot be supported by Council. The proposal is inconsistent with the provisions of the DCP 2014, and presents an unacceptable risk to life.
B6	☒ Essential services are available to the site, where required.	Essential services including vehicular access and electricity are available to the lot. The applicant has listed appropriate methods for the provision of water, sewer and stormwater; as reticulated services are not available.
B9	☒ The development would not generate significant increases in traffic. ☐ On-site parking provision meets the requirements of figure BQ or merit based assessment; AND, ☐ Suitable disabled parking is provided in line with figure BQ.	
C4	☒ Proposal ensures development provides continuity to the street and setbacks comply with C4.10-C4.19. ☒ Development appropriately activates the street with habitable rooms where applicable. ☒ The proposed development would be sympathetic to the streetscape as it is consistent with the existing development in its form, height, bulk, design and materials. ☒ The development would not adversely affect the amenity of neighbouring properties or the public domain.	<u>Building height</u> There is no maximum building limit under the LEP, as such a merit based assessment has been undertaken. The proposal is for a single storey dwelling, to be constructed on top of a flood mound. The dwelling is consistent with dwelling heights in the locality. <u>Setbacks</u> The proposal is appropriately setback from all the side and rear boundary setbacks. The proposal is located to the side of the existing metal shed. The

	☐ Ancillary development complies with C4.31-C4.43.	proposal does not detract from the rural character of the area. Streetscape and privacy The development is appropriately setback to ensure the rural character and streetscape and privacy of the area is maintained. Private open space The development is proposed on a rural property and is adequately setback to facilitate ample private open space for the proposed dwelling. Landscaping The subject site is a rural property with sufficient space for landscaping and plantings. There are no matters of privacy which would require landscape screening to be planted. The subject site has sufficient space to achieve landscaping requirements. Site Facilities and Services The proposed dwelling location and flood mound area create suitable area to support facilities and services such as waste storage and clothes drying.

s4.15(1)(a)(iiia) – Any planning agreement or draft planning agreement entered into under section 7.4

	Notes (where needed)
☒ There are no planning agreements that have been entered into under section 7.4 relevant to the proposed development.	

s4.15(1)(a)(iv) – The regulations

	Notes (where needed)
☒ There are no matters within the regulations that are relevant to the determination of the application.	

s4.15(1)(b) – The likely impacts of the development

	Notes (where needed)
☒ **Social and Economic Environment:** There would be beneficial impacts as a result of the development.	The proposal will result in flood isolation during floods smaller than the defined flood event (future 1% AEP), would place additional people at risk during floods and would place extra burden on the State Emergency Services and is not in the public interest.
☒ **Built Environment:** The proposed development would not cause harm to the existing character.	The proposed development would not cause harm to the existing built character. The proposed dwelling is to be erected on the existing flood mound, given the area is characterised by some rural residential development, the dwelling would be built at a similar height to the surrounding properties. The dwelling has been designed in a manner to be consistent with the rural character of the area. Overall, the development is not considered likely to result in adverse impacts to the built environment.
☒ **Natural Environment:** There are no adverse impacts expected as a result of the proposed development and appropriate conditions have been added.	The proposed development is not considered to be compatible with the flood risk associated with the land and may result in an unacceptable impact to life. The proposed development is located within close proximity to the Williams River to the east. The development is not considered to be a suitable use of the site with regard to the environment and does not align with Councils endorsed polices.

s4.15(1)(c) – The suitability of the site

The subject site is zoned RU1 – Primary Production, whereby the proposed dwelling is a permissible land use under the zoning. The site is identified as high hazard flood-way and the proposed development and use does not align or address all of the necessary requirements under current Council endorsed policy and legislation. Due to the identified flood hazard, the proposal has been assessed as not being a suitable outcome for the site.

s4.15(1)(d) – Any submissions

No submissions have been received in relation to the proposed development.

s4.15(1)(e) – The public interest

The proposed development is not considered to be in the public interest as the proposed development is not consistent or suitable with the flood category applicable to the subject site. The impact and increase in risk to life as a result of the development in a significant flood event is not supported in this instance.

s7.11 – Contribution towards provision or improvement of amenities or services (developer contributions)

Nil.

DETERMINATION

The application is recommended to be refused by Council in accordance with the reasons contained in the notice of determination.

ISAAC LANCASTER
Development Planner

SUPPLEMENTARY INFORMATION

ITEM NO. 13 **FILE NO: 21/90656**
EDRMS NO: PSC2017-00178

REQUEST FOR FINANCIAL ASSISTANCE

REPORT OF: WAYNE WALLIS - GENERAL MANAGER
GROUP: GENERAL MANAGER'S OFFICE

RECOMMENDATION IS THAT COUNCIL:

1) Approves provision of financial assistance under Section 356 of the Local Government Act 1993 from Mayor funds and Ward funds to the following:-

a. Endorse the provision of funds to John Clarke - Mayoral funds – $1000 donation towards the production of a new book focused on Worimi History – 'Just Dreaming' and place the proposal on public exhibition for a period of 28 days, in accordance with the Local Government Act 1993 to seek public comment.

b. Caring for our Port Stephens Youth (COPSY) – Jupiter – Mayoral funds - $5600 donation towards the outgoings at the new Tilligerry facility and funding a new program – 'Youth Awareness'.

c. Port Stephens SES Rescue Unit – Mayoral funds - $2189 donation towards the purchase of 2 thermal imaging cameras.

d. Ward funds – Cr Giacomo Arnott – Rapid Response – $260 donation towards construction and installation of street signs for the Raymond Terrace Croquet Club to be undertaken by Council staff.

e. Ward funds – Cr John Nell – Rapid Response – $500 donation towards funding the Nelson Bay Women's Bowling Club's 56th Water Wonderland Carnival.

f. Ward funds – Cr Steve Tucker – Rapid Response - $500 donation towards hand tools for Tanilba Bay Golf Club volunteers.

g. Ward funds – Cr Steve Tucker – Rapid Response - $153 donation towards cost of fire safety audit fee for the 1st Tilligerry Scout Group.

h. **West Ward funds – $1900 donation towards supporting the Raymond Terrace RSL Sub-Branch in the conduct of ANZAC Day services in 2021.**

2) Should no submissions be received as a result of the public exhibition stated in 1a. above, the funds be approved.

BACKGROUND

The purpose of this supplementary report is to include item 1h. to authorise payment of financial assistance to a recipient judged by the Mayor and Councillors as deserving of public funding.

WARD FUNDS

Raymond Terrace RSL Sub-Branch	An ex-service organisation tasked with the wellbeing, care, compensation and commemoration of serving and ex-serving Defence Force Personnel and their dependants.	$1900	RSL Sub-Branch's ANZAC Day services in 2021.

ISSUES

Nil.

ATTACHMENTS

Nil.