

Precinct Committee Minutes – General Meeting

Precinct	Clovelly
Date, meeting time and venue	7.00 pm, Monday 4 March 2019, Senior Citizen's Hall, 42 Arden St Clovelly. Meeting opened at 7.03 pm.
Chair	Martin Venier
Secretary	Martin Venier
1. Attendance:	12 residents as per attendance book, Amanda Mather, Precinct Coordinator, Jo Chittick Minute taker
2. Apologies:	John Fink, Jason Young, Cr Kathy Neilson
3. Declaration of interests:	Nil
4 - 6 Committee reports:	(4) President's Report: Nil (5) Treasurer's Report: Balance \$2007.22 (6) Development Committee: Nil
7. Confirmation of previous minutes:	Minutes for November meeting accepted. Moved Zoe Reynolds/Stuart Murray CARRIED
8. Correspondence	Response from Precinct Coordinator to December resolutions.
9. Business arising from previous minutes:	<p>Resolution 04032019(1): The precinct thanked Stuart for his years as Chair Zoe Reynolds/Martin Venier CARRIED.</p> <p>Quail and Arden Street Noise problem</p> <p>Resolution 03122018(2): Could Council seek, if it doesn't think it has power to issue a notice and fine an owner for noise prevention, legislate change so that it can? The Precinct requests that it should simplify the evidence required along the lines of two times police attending for offensive behaviour or noise in a period of two months for prima facie evidence of a breach.</p> <p>Council examined the matter and concluded that legislative change was not feasible; however, the precinct has requested further advice on the matter. In terms of immediate action, NSW Police Force is best placed to address this issue. See extract below.</p> <p><i>Extract of the Council response from Mr Allan Graham, Coordinator Regulatory Projects: I have examined the Noise Control/Abatement provisions contained within the Protection of the Environment Operations</i></p>

	<p><i>Act 1997 (POEO Act) which is the relevant legislation that provides jurisdiction to Council to address noise pollution emitted from premises. It is the NSW Police Force that has the requisite jurisdiction to address these issues under the POEO Act and other law enforcement legislation. ...</i></p> <p><i>Additionally, the POEO Act provides that a private citizen has the right to obtain, from the local Court, a noise abatement order in circumstance where the person is affected by offensive noise. In this regard, the POEO Act has been drafted cognisant that in certain cases it is the person that is affected by noise disturbances that is best placed to, exclusively, seek a remedy independent of police or council.</i></p>
<p>10. General Business:</p>	<p>Burnie St Day Care proposal – DA 537/2017</p> <p>Update – next onsite visits will be on the 3rd of July at 9.30am, then the DA will go to Land and Environment court again for a hearing three day hearing (3, 4, 5, July). Kirsty will contact Council’s assessment officer, Frank Ko.</p> <p>Noise Quail St Clovelly – Council response</p> <p>Response from council written by Allan Graham, regulatory team.</p> <p>Resident advised there has been some improvement. Tony Grech to be contacted to see if he obtained names of tenants from the owner/agent and if a Noise Abatement Notice was issued. The precinct wants advice about where to go to get regulatory changes for short-term tenancies.</p> <p>Resolution 04032019(2): The precinct thanks Council for its response and appreciates the advice given in regards to this matter. We understand Council in its capacity can’t do much to help us. Can you advise where do we go from here to get the regulatory change we are after for short-term tenants. There are limitations to the legislation that allow the owner to avoid any repercussions from the occupants’ behaviour. Are there any other mechanisms apart from the police and changing legislation that can be used to address this behaviour at council or state level? Terry/Zoe CARRIED</p>
<p>11. Other Business:</p>	<p>Life guards for Gordons Bay on public holidays</p> <p>A resident advised that Gordons Bay was really packed on Australia Day. Some of the Clovelly lifesavers walked around but there was nowhere for them to sit except out in sun. They only stayed half an hour.</p> <p>Resolution 04032019(3): Could council look into having lifeguards attend Gordons Bay on public holidays and for</p>

	<p>appropriate amenities/shelter for the lifeguards. Edwin/Kirsty CARRIED</p> <p>Replacement of concrete after NBN excavating manholes</p> <p>Resolution 04032019(4): Could council ensure that concrete support for manhole covers are restored and black bitumen removed when NBN is installed. We've noticed they are replaced with black bitumen in Boundary St, Keith St, Clovelly Rd, Bernie St, Ellen Ave and Surfside Ave when the manholes are excavated. Edwin/Stuart CARRIED</p> <p>Green bikes on footpaths</p> <p>Resolution 04032019(5): A resident has noticed the green electronic bikes on footpaths in the local area. Could council please advise what are the legalities of leaving bikes on footpaths. Edwin/Stuart CARRIED</p> <p>Resolution 04032019(6): The Precinct thanks Council for the maintenance it has carried out on the northern side of Waverley Cemetery and the excellent job in keeping this area of Boundary Street clean and mowed. Bill/Stuart CARRIED</p> <p>Clovelly Road Master Plan</p> <p>Amanda advised that a Clovelly Road Master Plan is being developed, from the park to the beach. A workshop will be held on 28 March at the Clovelly Surf club commencing at 6.30pm and is open to all residents. Ideas to help improve Clovelly Road can also be submitted online.</p>
12. Meeting closed:	8.12 pm
13. Next meeting:	Monday 1 April 2019, 7pm